



MORRISON COUNTY BOARD OF COMMISSIONERS OFFICIAL MINUTES

JULY 12, 2016

Page 1 of 2

The meeting was held in the County Board Room, Government Center, Little Falls MN, and was called to order at 9:00 a.m. by Chairman Winscher.

Members present: Commissioners Jeff Jelinski, Randy Winscher, Duane Johnson, Mike Wilson and Kevin Maurer.

Staff present: Deb Gruber, Tabitha Maher, Penny Pesta, Amy Kowalzek, Brian Middendorf, Deb Lowe, Katy Kirchner, Brad Vold, Steve Backowski and Glen Erickson.

Others present: Tyler Jensen, Chris Weis.

APPROVAL OF COUNTY BOARD MINUTES

A motion was made by Commissioner Jelinski, seconded by Commissioner Maurer and carried unanimously to approve the Morrison County Board of Commissioner Minutes for June 28, 2016.

AGENDA CHANGES

A motion was made by Commissioner Wilson, seconded by Commissioner Jelinski and carried unanimously to adopt the agenda as presented.

SOCIAL SERVICES REPORT

Brad Vold, Social Services Director, with Penny Pesta, provided information on Developmental disability Services in Morrison County.

A motion was made by Commissioner Maurer, seconded by Commissioner Jelinski and carried unanimously to approve replacing a Children's Mental Health/Parent Support Outreach Position.

PUBLIC HEALTH REPORT

Katy Kirchner, Public Health Director, gave updates on various Grants including: MN Department of Public Safety Toward Zero Death Policy Grant, MN Department of Human Services Planning and Implementation Grant in Royalton School District, and the MN Department of Health and Tobacco-Free Communities.

PLANNING AND ZONING REPORT

The County Board considered a Rezone request for Barry Johnson Properties LLC – 14228 133rd St; Little Falls, MN 56345 – Application to Rezone a portion of a parcel from Commercial to Residential for the purpose of allowing a dwelling; located in pt of SW ¼, Section 17, Township 40, Range 32, Little Falls Township. A motion was made by Commissioner Johnson, seconded by Commissioner Wilson and carried unanimously to deny the rezone request. A copy of the Resolution is attached to these minutes.

ASSESSOR'S REPORT

A motion as made by Commissioner Jelinski, seconded by Commissioner Johnson and carried unanimously to approve the attached Abstract of Tax Abatements dated July 12, 2016.

AUDITOR/TREASURER'S REPORT

A motion was made by Commissioner Wilson and seconded by Commissioner Johnson and carried unanimously to approve an exempt permit to the Hillman Area Whitetail Management Assn, Inc. to hold a raffle on December 3, 2016 at the Brother's Porky Pine Bar & Grill.

COUNTY BOARD WARRANTS

A motion was made by Commissioner Johnson and seconded by Commissioner Maurer to approve the following Resolution:



**MORRISON COUNTY BOARD OF COMMISSIONERS
OFFICIAL MINUTES**

JULY 12, 2016
Page 2 of 2

WHEREAS, the Morrison County Board of Commissioners have reviewed the list of County Board Warrants;

NOW THEREFORE, BE IT RESOLVED, that the list of County Board Warrants on file in the Auditor/Treasurer's Office for July 12, 2016 be approved for payment:

REVENUE		\$	393,164.48
PUBLIC WORKS	\$	54,418.23
SOCIAL SERVICE		\$	95,676.12
SOLID WASTE		\$	1,943.83
PARKS		\$	65.50
LOCAL COLLABORTIVE		\$	508.02
	TOTAL	\$	545,776.18
MEALS		\$	111.29

Motion carried on a roll call vote with all Commissioners voting "aye".

A motion was made by Commissioner Johnson, seconded by Commissioner Maurer to approve the Commissioners Expense Reports as presented. Motion carried on a roll call vote with all Commissioners voting "aye".

PUBLIC WORKS REPORT

A motion was made by Commissioner Maurer, seconded by Commissioner Jelinski to approve matching The 2016 Federal Recreational Trail Program in the amount of \$50,000.

Steve Backowski, Public Works Director, discussed with the Board county cleanup related to weather damage.

ADMINISTRATOR'S REPORT

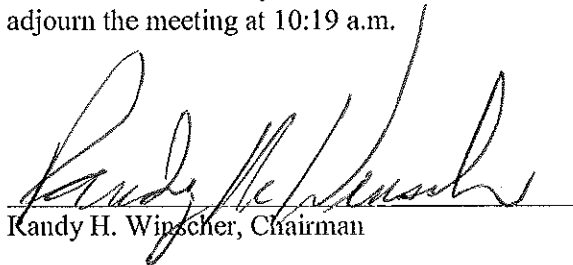
Deb Gruber, Administrator, discussed with the Board current and upcoming events.

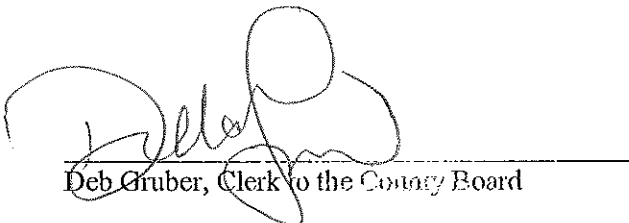
COUNTY BOARD REPORTS AND SCHEDULE

Members of the County Board reported on various meetings they have attended and on their upcoming schedule of meetings with various organizations.

ADJOURNMENT

A motion was made by Commissioner Johnson, seconded by Commissioner Wilson and carried unanimously to adjourn the meeting at 10:19 a.m.


Randy H. Winscher, Chairman


Deb Gruber, Clerk to the County Board

RESOLUTION

WHEREAS, the Morrison County Planning Commission and the Morrison County Board of Commissioners held a public hearing on June 27, 2016 to consider rezoning a portion of a parcel of land from Commercial to Residential, located in Section 17, Township 40, Range 32, Little Falls Township, also known as parcel number 16.0257.000.

WHEREAS, the applicant owns a 2.96 acre parcel in Little Falls Township. He purchased it January 2016. There are two buildings on the property, and

WHEREAS, a Ford dealership operated on the property in the past. The structure had an apartment that was occupied by the business owner and later a renter, and

WHEREAS, in 1990, the dealership structure burnt down and the dealership was replaced within the city of Little Falls. To the County's knowledge, living quarters were not replaced in subsequent buildings on the property, and

WHEREAS, the parcel is on the corner of Haven Road (CSAH 76) and 133rd Street, a township road. Access to the property is off of 133rd Street, and

WHEREAS, surrounding parcels on the east side of Haven Road are zoned Commercial, and

WHEREAS, businesses immediately surrounding this parcel include the A&W site, a non-operating motel site, the Jason's Supper Club site, Napa Auto Center and Tri-City Paving, and

WHEREAS, the applicant wishes to rezone a portion of the Commercial property to Residential for the purposes of establishing a dwelling within the residential portion of the property and a lawn care business within the commercial portion of the property, and

WHEREAS, the Commercial zoning district prohibits dwellings. Existing dwellings within Commercial zoning are legal non-conformities and are not allowed to be re-established once discontinued, and

WHEREAS, the purpose of the Residential Zoning District is: *to provide areas for moderate density single family residential development generally near or adjacent to incorporated areas or other areas of the county with such levels of development, and*

WHEREAS, the purpose of the Commercial Zoning District is: *to promote and protect areas which currently are active commercial areas or meet the comprehensive plan guidelines for future or desired commercial development, and*

WHEREAS, Applicable Comprehensive Land Use Plan Goals and Objectives are:

Goal B1 (Residential): Promote the wise utilization of land for organized residential development

Objective 2: Increase the use of "orderly development" and "Smart Growth" by focusing higher density residential development to existing lands within or adjacent to urban areas, or "in-fill" of vacant land for residential development.

Objective 3: Recognize urban growth boundaries within Morrison County to determine appropriate areas of future development. The use of urban growth boundaries may minimize the impacts of growth and development through advanced planning or mitigation of potential land use conflicts and provide for orderly annexation and capital improvements planning.

Policies and Recommendation 1: Allow dense residential development lots (less than 2.5 acres) only in areas of the County capable of supporting such development with infrastructure and services, and where consistent with adjacent land uses.

Policies and Recommendation 3: Separate incompatible land uses by incorporating buffering provisions within the zoning ordinance and through the creation of transitional zoning in areas where future growth and development is anticipated.

Goal C1 (Commercial and Industrial): Promote a thriving county-wide community by promoting economic and business diversity.

Objective 5: Increase the use of buffering or similar practices to minimize the impacts of residential development on commercial and industrial use, and commercial and industrial use on residential development.

Goal C2: Minimize the impacts of business development on other land use within Morrison County.

Objective 2: Mitigate impacts of new commercial and industrial development on existing adjacent land use and the impacts of existing adjacent land on new commercial and industrial development, and

WHEREAS, the Chairman of the Little Falls Town Board commented at the hearing that the township is not in support of the proposed rezone due to the considerable investment surrounding businesses have put into their facilities, the conflict that may occur with a residence surrounded by a commercial zoning district, conflict with the township's comprehensive plan and concern that this amounts to a spot zone, and

WHEREAS, a representative from Tri-City Paving, a neighboring business owner, commented at the hearing that they own a large commercial company that is loud and noisy and at times runs 24 hours a day, and

WHEREAS, the Planning Commission agreed this area is an active commercial area that was intentionally assigned a commercial zoning district with a new commercial entrance with large trucks going right by this parcel that is requested to be zoned residential, and

WHEREAS, the Planning Commission commented that this rezone appears to amount to spot zoning as the parcel is completely surrounded by commercially zoned parcels, and

WHEREAS, based upon the information and exhibits received at the public hearing on June 27, 2016 and the information provided by staff for the rezone request, a motion was made by Robert Otremba and seconded by Tom Crawford, that the Planning Commission recommends denial of this rezone request. The vote was 0 yes, 4 no, and two (2) abstentions.

NOW THEREFORE, based on the information, exhibits and testimony reviewed at the public hearing as well as information provided by staff, be it hereby resolved that the parcel described above be denied the zoning of Residential.

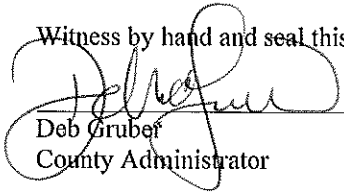
The above resolution was duly adopted by the Morrison County Board of Commissioners at its regular meeting on July 12, 2016.

STATE OF MINNESOTA }
COUNTY OF MORRISON }

I, Deb Gruber, County Administrator, Morrison County, Minnesota hereby certify that I have compared the foregoing copy of the resolution of the County Board of said County with the original record thereof on file in the Administration Office of Morrison County in Little Falls, Minnesota as stated in the minutes of the proceedings of said board at a meeting duly held on this 12 day of July, and that the same is a true and correct copy of said original record and of the whole thereof, and that said resolution was duly passed by said board at said meeting.

Commissioner	Yes	No	Abs	Mot	2nd
Jelinski	X				
Johnson				X	
Winscher	X				
Wilson					X
Maurer	X				

Witness by hand and seal this 12 day of July.



Deb Gruber
County Administrator

**MORRISON COUNTY
REQUEST FOR BOARD ACTION**

REQUESTED BOARD DATE: **July 12, 2016**

ORIGINATING DEPARTMENT: **ASSESSOR'S OFFICE**

PRESENTER: **Glen A. Erickson**

ITEM (as appears on agenda): **ASSESSOR'S REPORT (ABATEMENTS)**

BOARD ACTION:

Request approval of the attached Abstract of Tax Abatements dated July 12, 2016.

BACKGROUND INFORMATION:

See attached.

Additional information attached: No or **Yes**

ABSTRACT OF TAX ABATEMENTS

July 12, 2016

1. JAMES W & SUSAN K KASPER, Parcel Numbers 11.0294.000 & 11.0294.001, Granite Township

An incorrect acreage was entered in CAMA on Parcel No. 11.0294.000 and resulted in the parcel being overvalued for taxes payable in 2015 & 2016. Due to parcel linkage and how ag credits are dispersed, it also affected the pay 2015 & 2016 taxes on Parcel No. 11.0294.001. Correcting the taxes payable in **2015** on Parcel No. **11.0294.000**, would decrease the taxes from \$1,704.00 to approximately \$1,572.00, a decrease of \$132.00. Correcting the taxes payable in **2015** on Parcel No. **11.0294.001**, would decrease the taxes from \$346.00 to approximately \$320.00, a decrease of \$26.00. Correcting the taxes payable in **2016** on Parcel No. **11.0294.000**, would decrease the taxes from \$1,796.00 to approximately \$1,666.00, a decrease of \$130.00. Correcting the taxes payable in **2016** on Parcel No. **11.0294.001**, would decrease the taxes from \$342.00 to approximately \$316.00, a decrease of \$26.00. This will be corrected for the 2016 assessment, taxes payable 2017. **Amount of Credit: \$314.00. Recommend Approval.**

Abstract of Tax Abatements (Continued)

Page 2

July 12, 2016

NOTE: Minnesota Statutes 1988, Section 609.41, "Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both"

Tax is Paid
 Tax is Not Paid

REPORT OF INVESTIGATION

After examining the applicants' claims, I have carefully investigated these applications and find the facts as stated above.



Signature of Investigator

July 12, 2016
Date

CERTIFICATIONS OF APPROVAL

NOTE: For these abatements to be approved, the assessor, county auditor and the county board of commissioners must all favorably recommend their adoption.

ASSESSOR'S RECOMMENDATION (County Assessor or City Assessor in certain cities)


XX Approved _____ Denied



Assessor's Signature

COUNTY AUDITOR'S RECOMMENDATION

XX Approved _____ Denied



Auditor's Signature

Abstract of Tax Abatements (Continued)

Page 3

July 12, 2016

COUNTY BOARD OF COMMISSIONER'S ACTION (To be completed by county auditor)

XX Approved _____ Denied

I certify that at a meeting held July 12, 2016 the County Board, took the above official action on these abatements. This action was duly adopted and entered upon the minutes of its proceedings as a public record, showing the names of taxpayers, other concerned persons and the amounts involved.



Signature of County Auditor

7/12/16

Date