

**BENTON COUNTY BOARD OF COMMISSIONERS
 REGULAR MEETING MINUTES – December 15, 2015**

The Benton County Board of Commissioners met in regular session on December 15, 2015 in the Benton County Board Room in Foley, MN with Commissioners Spencer Buerkle, Warren Peschl, Ed Popp, Jim McMahon and Jake Bauerly present. Call to order by Chair Bauerly was at 9:00 AM followed by the Pledge of Allegiance to the flag.

Peschl/Popp unanimous to approve the amended agenda (add items: Planning Commission appointments, approve Application for Exempt Permit for Mid MN Friends of NRA; transfer Consent Item #13--NRBG Agreement--to the Regular agenda).

Craig Gondeck (9575 Sucker Creek Road, Rice) was present under Open Forum, representing the Watab Township Board. Gondeck thanked the Board and the Solid Waste Advisory Committee for the SCORE Grant the township received to fund "Watab Cleanup Day"; 317 individuals participated in the event. He referenced the township's "Adopt a Highway" program, noting that over 90% of the roads were "adopted" by citizens cleaning ditches.

Popp/McMahon unanimous to approve the Consent Agenda: 1) approve the Regular Meeting Minutes of December 2, 2015 as written; 2) accept and file Committee of the Whole Minutes of November 19, 2015 as written; 3) accept and file Committee of the Whole Minutes of December 3, 2015 as written; 4) adopt non-union health insurance rates and contribution levels for 2016; 5) approve 2016 general wage increase for non-union employees—1% increase on January 1st and 0.25% increase on July 1st; 6) adopt Resolution 2015-#36, establishing commitments of fund balances as of December 31, 2015 in accordance with GASB Statement 54, and authorize the Chair to sign; 7) approve Letter of Understanding with CliftonLarsonAllen regarding compilation of the 2015 Benton County financial statements, and authorize the Chair to sign; 8) annual approval of the County Emergency Operations Plan, and authorize the Chair to sign; 9) approve Application for Exempt Permit for St. Elizabeth's Church to conduct a raffle on March 18, 2016; 10) approve 2016 tobacco license application for Rice Mini-Serve; 11) approve final payment to Tri-City Paving Inc. for Project SAP 005-633-016—Benton Drive bituminous overlay—and authorize the Chair to sign; 12) approve appointment of Marvin Neubert to the Board of Adjustment, reappointment of Darrell Scott to the Board of Adjustment, and reappointment of Paul Wesenberg to the Planning Commission; and 13) approve appointments of Gerry Feld and Art Buhs to the Planning Commission.

Chris Byrd, County Engineer, explained that Palmer Wireless has approached the Public Works Department regarding the possibility of using the County-owned radio tower at Mayhew Lake; this tower was originally purchased/installed by the Sheriff's Department several years ago and, currently, has two-way radio transmitters for the public works fleet. A representative from Palmer Wireless was present, stating that they are an internet service/phone service provider mostly in the Stearns/Benton/ Sherburne County area (some service in Wright County) and serve about 3,000 customers. He noted that they have about 30 towers throughout the four-county area that they own or lease and, more recently, have been attempting to provide internet service to customers who lost their service through Clearwire. Byrd indicated that he will continue to gather more information on this request. Popp noted that he had received several calls in support of this request.

Byrd explained that Region 7W has opened the project solicitation to apply for Federal funding of construction projects eligible in fiscal year 2020. He indicated that Benton County has a project on CSAH 4 that would be an eligible Pavement Preservation project; this would be a full depth reclaim and new bituminous pavement on CSAH 4 from CSAH 7 east to the County line. Byrd noted that the application packet requires a resolution committing a local match of at least 20%; the local match for this project can be State Aid funds (estimated project cost of \$975,000--\$780,000 in Federal Aid (80%) and \$195,000 in Local/State Aid (20%). McMahon/Popp unanimous to adopt Resolution 2015-#37, certifying the availability of local match and other local costs, and authorize the Chair to sign.

Engineer's Report: 1) recruitment underway for Engineering Technician vacancy; 2) activities occurring on the maintenance side; and 3) City of Foley is applying for a TAP (Transportation Alternatives Program) Grant in 2016 to build sidewalks—they will be asking the County to consider a resolution of support in the near future (the County must serve as the sponsor and fiscal agent for cities with a population under 5,000).

The next item was consideration of a minor final plat entitled "Pine View Acres" in Watab Township, submitted by Nicole Sollarz. Joe Janish, Department of Development Director, indicated that the Planning Commission approved the preliminary plat on November 12th. He stated that the applicant is in the process of splitting this 40-acre parcel—approval has been given for an administrative land split for two 20-acre parcels and the applicant wishes to further subdivide the South 20 acres into two ten-acre parcels. Janish noted that, at some point, homes will be built on these three lots; the applicant has paid the park land dedication fee and any other appropriate fees. Peschl/Popp unanimous to approve the final plat of "Pine View Acres" and authorize the Chair to sign the final plat.

Janish reported that Benton County has received approval for funding under the Natural Resources Block Grant FY 2016 & 2017; the grant is state dollars for the administration of Local Water Management, Minnesota Wetland Conservation Act, Shoreland and Subsurface Sewage Treatment Systems SSTS programs. Janish noted that the grant agreement as presented today for approval does not contain the indemnification language as recommended by the County Attorney's Office; however, a phone call from the Attorney General's Office yesterday indicated their willingness to amend the agreement to include the recommended language. Janish requested Board approval of both agreements at this time (current and revised) in the event the amended agreement is not received; an approved agreement must be in place in order to receive the NRBG funds. Buerkle/McMahon unanimous to approve the current grant agreement accepting the 2016 & 2017 Natural Resources Block Grant, or the revised grant agreement (following review by the County Attorney's Office), and authorize the Chair to sign.

Department of Development Director's Report: 1) Discussion items for Planning Commission in 2016—possibly amending the ordinance to permit community solar gardens, possibly changing the current lot width to depth ratio requirement, continuing discussion on a possible Alternative Local Septic Ordinance; and 2) Due to current lack of snowfall, staff continue to use their best judgment on the appropriateness of performing soil boring verifications/wetland delineations at this time of year. Buerkle requested a future report showing how much agricultural land is being taken out of production through the platting process.

The Regular County Board meeting was recessed at 9:38 AM to conduct a Human Services Board meeting.

The Regular County Board meeting was reconvened at 9:46 AM.

Patrice O'Leary, Senior Director, Lutheran Social Service and Rachel Zetah, Program Manager, Lutheran Social Service, explained that Lutheran Social Service is a homelessness prevention agency seeking renewal funding through the Family Homelessness Prevention and Assistance Program (FHPAP); the applica-

tion requires a supporting resolution from the county board of each county in the service area. O'Leary stated that Lutheran Social Service has been selected by the MN Housing Finance Agency (MHFA) to be the grantee for the Central MN FHPAP project which serves Benton, Sherburne, Stearns and Wright Counties; the program serves to remedy homelessness by offering one-time or emergency rental assistance for individuals facing eviction or, if necessary, move them to an alternate affordable housing arrangement. She stated that the total grant amount for a two-year period is \$303,762. O'Leary noted that significant improvement has been made in the area of veteran homelessness. McMahon/Buerkle unanimous to adopt Resolution 2015-#38, a Resolution Authorizing Application for MN Housing and Finance Agency, Family Homelessness Prevention and Assistance Program, and authorize the Chair to sign. Cornelius pointed out that, over the past biennium, 42 individuals in Benton County were helped by this process, mostly in the area of rental assistance or rental deposit assistance.

Brian Koester, County Assessor, updated Board members on final sale activity in 2015 for residential, agricultural, apartments and commercial/industrial properties. He also reviewed valuation changes for the 2016 assessment, payable 2017.

Koester explained that the County Assessor's Office examines the assessment appraisal records of each local assessor after December 1st of each year, prior to the upcoming assessment; typically, at this time of the year, about 90% of the workload is complete. He noted that, if there are any deficiencies in the assessment procedures with respect to the quantity or quality of the work done as of that date, the county assessor must give notice of those deficiencies, and any corrective measures to be undertaken, by the local assessor within 30 days. Koester stated that 5,324 parcels needed to be reviewed this year countywide; as of December 8th, only 2,398 parcels were reported as viewed and, as of today, 4,624 parcels have been reported as viewed. He stated his request today is for approval to hire another assessor/appraiser to complete the work if deficiencies are not corrected by 1/2/2016. Koester stated that any costs incurred in completing the assessment of the local jurisdiction are billed back to the local jurisdiction. Popp commented "... I guess I'd have a problem with that... if the townships and cities are going to be billed... I think there needs to be more communication to get it done..." He suggested that most of the viewing may be complete, but not yet "posted". Koester verified that the local assessors have been "put on notice" to correct any deficiencies; townships and cities have also been notified. McMahon/Peschl unanimous to approve contracting with other assessors/appraisers to complete assessing work if deficiencies are not corrected by 01/02/2016 (Koester will inform the Board if this comes about).

A public hearing to consider proposed changes to the Benton County Fee Schedule was opened at 10:29 AM. Monty Headley, County Administrator, provided an overview of the proposed fee changes:

- Economic Development (revise loan application fee to reflect current rate as set by the loan committee and EDA (\$125)
- Parks (increase Lakeview Center daily rate for Friday, Saturday or Sunday to \$250 (from \$225)
- Public Works (add new "special road use" permit fee of \$100 (originated from the proposed "Color Vibe" event)
- Recorder (add new fees associated with processing marriage licenses)
- Sheriff (increase fees due to amount of time spent on civil process functions)

With no one else speaking in support or in opposition, the public hearing was closed at 10:33 AM. Buerkle/McMahon unanimous to adopt the revised Benton County fee schedule, with changes effective January 1, 2016.

Headley explained that the proposed final 2016 property tax levy totals \$18,987,493, a decrease of 0.9% or \$181,984 from 2015; this reduction, combined with expected tax capacity growth of 5%, should bring the County tax rate down 4 percentage points in 2016. Headley noted that, with this proposed reduction, Benton County will have reduced or held its levy to no increase in six out of the past seven years. He also pointed out that the statewide average levy increase for 2016 is 3.7%; Benton County is the only county out of the 87 Minnesota counties that is proposing a decrease in levy. Headley continued with a summary of the major factors in the proposed final 2016 budget and levy:

- The proposed 2016 County budget totals \$45,102,328, an increase of 3.1% or \$1,375,843 from 2015
- The proposed budget includes an additional \$50,000 to help fund a new countywide economic development organization currently in the planning stages (economic development is one of seven "county priorities" identified during the County's 2015 strategic planning)
- Also included is \$152,870 (net levy cost of \$51,976) to allow the Human Services Department to expand its eDocs document management system into the Child Support Enforcement unit (technology is another "county priority")
- The proposed budget invests an additional \$40,000 in a new employee wellness program that may include physical workplace enhancements and incentives to reward the attainment of measurable health outcomes (employee wellness is another "county priority")
- The proposed budget adds two new positions: a Social Worker in the Adult Services Unit to address increased caseload and a 0.625 FTE Detention Officer position in the Sheriff's Office (no increase in budget/offset by reduced overtime)
- The proposed budget funds a general wage increase contained in 2016 labor agreements, as well as step and longevity adjustments (\$315,000 estimated cost)
- The County will have no 2016 health insurance premium increase because of the two-year rate guarantee from Health Partners
- Increased costs and other policy choices funded by the County Board are offset by additional revenue to produce this net levy reduction
- Additional revenue comes from two main sources: the County Program Aid formula provides an additional \$146,000, and Human Services revenue is expected to grow just over \$1 million (higher caseload, adding positions that generate revenue)

Buerkle/Peschl unanimous to adopt Resolution 2015-#39, a Resolution setting the 2016 Benton County Property Tax Levy at \$18,987,493, and authorize the Chair to sign. McMahon/Popp unanimous to adopt Resolution 2015-#40, a Resolution setting the 2016 Benton County Budget as presented, and authorize the Chair to sign.

Popp/Peschl to adopt Resolution 2015-#41, setting salaries of elected officials as follows, effective January 1, 2016, and authorize the Chair to sign. Motion carried with Popp, Buerkle, Peschl and Bauerly voting aye and McMahon voting nay.

County Attorney	\$105,575
Auditor-Treasurer	\$ 89,739
Recorder	\$ 71,021
Sheriff	\$ 98,940

Peschl/Popp to adopt Resolution 2015-#42, setting the salary of the County Commissioners as follows (same general wage increase employees will receive in 2016), effective January 1,

2016, and authorize the Chair to sign. Motion carried with Popp, Buerkle, Peschl and Bauerly voting aye and McMahon voting nay.

**BENTON COUNTY BOARD OF COMMISSIONERS
 RESOLUTION 2015 - #42**

WHEREAS, Minnesota Statute §375.055 requires that the salary of the County Commissioners be set annually by Resolution of the County Board;

NOW, THEREFORE, BE IT RESOLVED by the Benton County Board of Commissioners that effective January 1, 2016, the salary of each member of the Benton County Board of Commissioners shall be \$27,797; and

BE IT FINALLY RESOLVED that the County Administrator is directed to publish this Resolution in the official newspaper of the County and one other newspaper in the County, pursuant to MN Statutes §375.055, Subdivision 1.

APPROVED AND ADOPTED this 15th day of December 2015.

Popp/Buerkle to adopt Resolution 2015-#43, setting the County Board per diem rate for 2016 (maintains the current per diem rate), and authorize the Chair to sign. Motion carried with Popp, Buerkle, Peschl and Bauerly voting aye and McMahon voting nay.

**BENTON COUNTY BOARD OF COMMISSIONERS
 RESOLUTION 2015 #43**

WHEREAS, MN Statutes §375.055 and MN Statutes §375.06 allow the County Board to establish a schedule of per diem payments for County Commissioners for each day necessarily occupied in the discharge of their duties while acting on any committee under the direction of the Board; and

WHEREAS, said statutes also permit County Board members to be reimbursed for necessary expenses, including traveling expenses, while performing the official duties of County Commissioner, as set by Resolution of the County Board; and,

WHEREAS, MN Statutes §375.055, Subdivision 5 provides that County Board members may participate in any group health insurance program instituted by the County Board for County officers and employees.

NOW, THEREFORE, BE IT RESOLVED by the Benton County Board of Commissioners that:

1. In addition to annual salaries, County Commissioners may receive a per diem payment for attending meetings of commissions, committees and boards when such attendance is designated by the County Board. Pursuant to MN Statutes §375.055, Subdivision 5, members of the County Board shall not receive a per diem for services on the Board of Auditors, the Board of Equalization, or the Canvassing Board. As a matter of County Board policy, per diems shall not be paid for regular and special meetings of the County Board. Per diems for 2016 shall be as follows:
 - a. Site inspections as part of the duties of a specific board, committee or commission: \$10 per site, not to exceed five sites.
 - b. All other boards, committees, commissions, when the individual commissioner or the full board is designated by the County Board to serve on said body: a per diem of \$55.
2. County Commissioners may collect only one per diem each day, regardless of how few or many separate duties connected with the office are performed in such day.
3. In addition, pursuant to MN Statutes §375.055 and §375.06, each County Commissioner may be reimbursed for necessary expenses incurred in performing the duties of office. Travel in personal vehicles on official County business shall be reimbursed at the current standard mileage rate promulgated by the Internal Revenue Service or at another rate as determined by the County Board. Meal and other expense reimbursement such as registration and lodging shall be reimbursed pursuant to the Benton County Personnel Policies.
4. County Commissioners shall be eligible to participate in workers compensation and optional benefits programs instituted by the County Board for county officials and employees. The employer-funded portion of health insurance premiums for County Commissioners shall be the same amounts as provided non-union employees.
5. The County Administrator is directed to publish this Resolution in the official newspaper of the County and one other newspaper in the County, pursuant to MN Statutes §375.055, Subdivision 1.

APPROVED AND ADOPTED this 15th day of December 2015.

Headley explained that Benton County was previously a party to a development agreement for what is known as the "old locker site" on Benton Drive in downtown Sauk Rapids. He stated that the agreement provided for tax abatements from the City, County and School District if the site was re-developed; the developer was Valley Rice LLC. Headley pointed out that, since the re-development plan never occurred, the City plans to purchase the site and is requesting approval of a termination agreement which terminates any redevelopment or tax abatement agreements associated with the property and Valley Rice, LLC. Buerkle/McMahon unanimous to approve the Valley Rice LLC redevelopment and tax abatement termination agreement, and authorize the Chair to sign.

Under Commissioner Concerns, Peschl referenced a call he received this morning from a representative of the Mid-MN Friends of NRA. Following brief discussion, Peschl/Popp unanimous to approve an Application for Exempt Permit for Mid-MN Friends of NRA to conduct a raffle on March 5, 2016 at Jack and Jim's Convention Center.

Maurice Balder was present under Commissioner Concerns, stating that he, along with his wife, Traci, are local assessors in Benton County. He noted that this is their 11th year doing assessing work in Benton County; in the prior ten years, they have always had their work turned in by the February 1st deadline. Balder referenced a new report generated by the Department of Revenue, stating "...when the field work is completed and entered into the computer, if you don't initial in the exact right spot, that parcel doesn't show up on the report..." He stated that the bulk of their field work has, in fact, been completed and assured Board members that all the work will be completed by the February 1st deadline. Balder further stated that they have hired an assessor to help complete the work and there will be no need to bill the cities or townships.

Board members reported on recent meetings they attended on behalf of the county.

Peschl/Popp unanimous to set Committees of the Whole: January 14, Annual Meeting of the Stearns- Benton Employment & Training Council Joint Powers Board/Stearns-Benton Workforce Council.

The meeting was closed at 10:59 AM to discuss current litigation, as permitted under MN Statutes §13D.05, Subdivision 3(b).

The meeting reconvened in open session at 11:29 AM.

Chair Bauerly adjourned the meeting at 11:30 AM.

Chair, Benton County Board of Commissioners

ATTEST:

Montgomery Headley

Benton County Administrator

R-2-1B

LEGAL NOTICES

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the City Council of the City of Sauk Rapids will meet in the Council Chambers at the Sauk Rapids Government Center, 250 Summit Avenue North, Sauk Rapids, Minnesota 56379 at 6:00PM or as soon thereafter, on January 25, 2016, to conduct a public hearing for Sauk Rapids Softball Inc.

This application is to consider a request for an On-Sale 3.2 Beer License for Sauk Rapids Softball Inc., located at 40 10th Ave S (Bob Cross Park) for the months of April through October of 2016.

Any person wishing to express an opinion on the matter is invited to do so in writing or orally at the time of the public hearing. Inquiries should be directed to Dana Furman, Deputy Clerk at 258-5303 during normal working hours or to:

Sauk Rapids Government Center
250 Summit Ave N
Sauk Rapids, MN 56379
R-2-1B

PUBLIC NOTICE OF AUCTION (Official Publication) Public Storage, Inc. PS Orangeco, Inc. and/or Shurgad TRS, Inc. will conduct Sales at Public Storage located at Public Storage Self-Storage, Sauk Rapids 25553, 1111 Franklin Ave., Sauk Rapids, MN 56379 NOTICE OF SALE AND DISPOSAL OF PROPERTY

Notice is hereby given that the undersigned will sell at public auction on Thursday, January 28, 2016, personal property including but not limited to furniture, clothing, tools and/or other household items at 9:30 AM. The name of the person(s) whose personal property is to be sold is as follows

1520 Mohs, Drew
1532 Lister, Alice
1533 Mcgrath, Shanna
1544 Bohndorf, Tara
1602 Meinstad, Karen
1605 Eubanks, David
1607 Hadammek, Andy
1608 Franco, Simon
1611 Doering, James
1612 Marxen, Jane
1621 Jensen, Jodi
1622 Hadammek, Kristine
2103 Wollen, John
2112 Habiger, Shelly
2115 Hastings, Paula
2120 Orcena, Jalia
2309 Johnson, Erica
2310 Ward, Anita
2312 Huiuzenga, Makayla
2402 Katzmarek, Kristina
2419 Mace, Ryan
2420 Swenson, Debbie
2508 Sandgren, Debbie
2510 Schyma, Doris
2518 Starr, Evin
2609 McConnell, James
3209 Pearce, Kashanta
4101 Henning, Michael
4102 Legg, Jessica
4108 Solberg, Maggie
4110 Anderson, George
4111 Newport, Jason
4114 Jones, Ernest
4121 Nealy, Barbra
4222 Doeden, Lance
4223 Michaud, David
4225 James, Olivia
4303 Kirsch, Jessica
4317 Hardy, Don
4322 Aspinwall, Sally
4402 Wilcox, Lisa
4412 Olson, Annikki
4420 Ray, Randy

R-1-2B

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the City Council of the City of Sauk Rapids will meet in the Council Chambers at the Sauk Rapids Government Center, 250 Summit Avenue North, Sauk Rapids, Minnesota 56379 at 6:00PM or as soon thereafter, on January 25, 2016, to conduct a public hearing for Sauk Rapids Softball Inc.

This application is to consider a request for an On-Sale 3.2 Beer License for Sauk Rapids Softball Inc., located at 40 10th Ave S (Bob Cross Park) for the months of April through October of 2016.

Any person wishing to express an opinion on the matter is invited to do so in writing or orally at the time of the public hearing. Inquiries should be directed to Dana Furman, Deputy Clerk at 258-5303 during normal working hours or to:

Sauk Rapids Government Center
250 Summit Ave N
Sauk Rapids, MN 56379

Dated Posted in the Sauk Rapids Herald: 1/13/16

NOTICE OF MORTGAGE FORECLOSURE SALE

LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON MORTGAGE: Flagstar Bank, FSB

RESIDENTIAL MORTGAGE SERVICER: Flagstar Bank, FSB

MORTGAGED PROPERTY ADDRESS: 1324 2nd Avenue South, Sauk Rapids, MN 56379

TAX PARCEL I.D. #: 190139500

LEGAL DESCRIPTION OF PROPERTY:

Lot 15, Block 8, Sweet's Addition to Sauk Rapids, Excepting therefrom the North-erly 9 feet thereof, Benton County, Minnesota

COUNTY IN WHICH PROPERTY IS LOCATED: Benton

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$69,714.00

AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE, INCLUDING TAXES, IF ANY, PAID BY MORTGAGEE: \$70,943.53

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute; That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power

of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: January 28, 2016 at 10:00 AM

PLACE OF SALE: Benton County Sheriff's Office, 581 Highway 23 Northeast Foley, MN to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within six (6) months from the date of said sale by the mortgagor(s), their personal representatives or assigns unless reduced to Five (5) weeks under MN Stat. §580.07.

TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23 is 11:59 p.m. on July 28, 2016, unless that date falls on a weekend or legal holiday, in which case it is the next weekday, and unless the redemption period is reduced to 5 weeks under MN Stat. Secs. 580.07 or 582.032.

MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: None

“THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED.”

Dated: November 24, 2015
Matrix Financial Services Corporation
Mortgagee/Assignee of Mortgagee
USSET, WEINGARDEN AND LIEBO, P.L.L.P.
Attorneys for Mortgagee/Assignee of Mortgagee
4500 Park Glen Road #300
Minneapolis, MN 55416
(952) 925-6888
92-15-008869 FC

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR.

Document version 1.1 December 11, 2013

R-49-6B

ORDINANCE NO. 9

AN AMENDMENT TO ORDINANCE NO. 1 CREATING AN INTERIM USE IN THE AGRICULTURAL DISTRICT A-1

WHEREAS, Minden Township and the City of Sauk Rapids have established a Joint Planning Board to exercise planning and land use control over the annexation areas specified in the City and Township's Joint Resolution for Orderly Annexation; and

WHEREAS, the Joint Planning Board has determined that the use of solar projects may be an appropriate use of property in the Agricultural Zoning District where immediate development is not anticipated; and

NOW THEREFORE, The Joint Planning Board for Minden Township and the City of Sauk Rapids ordains as follows:

Section 1. In accordance with Minnesota Statute 462.3597, Ordinance No. 1 is hereby amended by adding the following as a new item in Section 5, Subdivision 3A, B, adding an interim use within the Agricultural District A-1 in accordance with the procedures set forth in Section 10.17A of the Sauk Rapids Zoning Ordinance:

Solar Projects (Including Solar Gardens, Community Solar, Solar Energy Systems, Solar Farms, or any other solar project not intended for personal use such as a single family home or farm shall be an interim use in any area identified within the Minden/Sauk Rapids Orderly Annexation agreement as Annexation Area D.

Section 2. This Ordinance shall be effective immediately.

Adopted this 4th day of January, 2016.

R-2-1B

NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the Benton County Planning Commission will conduct public hearings on January 28th, 2016 the Commissioner's Room, Benton County Government Center, Foley, and beginning at 7:00 p.m. The Planning Commission will hear the following:

1. 7:00 p.m. Derrick Nelson requesting a conditional use permit for warehousing and a storage structure on a lot less than 10 acres without a principle structure in the Agricultural District. Pursuant to Sections 6.3.6, 7.1.23 and 11.6. The affected property is described as follows: Lot 1, Block 1, Nelson Addition, Section 10, Watab Township.

2. 7:10 p.m. Public hearing to consider Ordinance #455 to amend the Benton County Development Code (Ordinance #185) as follows: Add to Section 3 definitions relating to Solar Energy Systems and adding Section 9.19, Solar Energy Systems. (A full printed copy of the proposed amendment is available for review during regular office hours at the office of the Department of Development.)

3. 7:20 p.m. Public hearing to consider Ordinance #456 to amend the Benton County Development Code (Ordinance #185) as follows: Amend Section 7.1.30 (c)(1) and Section 7.2.30(c) by removing/modifying the lot depth to width ratio requirement within Agricultural and Rural Agricultural zoned properties.

ANYONE wishing to be heard with reference to the above will be heard at this meeting.

R-2-1B