

The Wright County Board met in regular session at 9:00 A.M. with Husom, Sawatzke, Daleiden, Potter and Borrell present.

MINUTES

Husom moved to approve the 6-07-16 County Board Minutes, seconded by Daleiden. The motion carried 5-0.

AGENDA

Potter moved to approve the Agenda, seconded by Daleiden. Borrell requested the following be petitioned to the Agenda: Items For Consid. #C, "Wild Parsnip." Potter and Daleiden accepted this as an amendment to the motion. The motion carried 5-0.

CONSENT AGENDA

Potter pulled for discussion Consent Agenda Item F, "Auditor/Treasurer, Approve Claims as Listed in the Abstract, Subject to Audit, for a Total of \$683,125.49 with 166 Vendors and 240 Transactions." Potter moved to approve the remainder of the Consent Agenda, seconded by Borrell, and carried 5-0:

- A. ADMINISTRATION
 - 1. Authorize Attendance At Meeting With Enel Green Power, 7-18-16 @ 1:30 PM, Buffalo Township Hall
- B. ADMINISTRATION
 - 1. Position Replacement:
 - A. Custodian
- C. ASSESSOR
 - 1. Approve Abatement, PID #114-137-003010, Robert Carrillo
- D. ASSESSOR
 - 1. Approve Abatement, PID #116-031-005010, Gary Brummer
- E. ATTORNEY
 - 1. Approve Signatures on Agreement with LaPlant Demo, Inc. (see additional Board action on this item later in the Minutes)
- G. HEALTH & HUMAN SERVICES
 - 1. Position Replacement
 - A. Social Worker
- H. INFORMATION TECHNOLOGY
 - 1. Refer to Technology Committee:
 - A. AGC Support Contract
 - B. IT Projects Discussion
- I. PARKS & RECREATION
 - 1. Approve 2016 Capital Improvement Plan as funding source for the purchase of 3 acre parcel near Bertram Chain of Lakes Regional Park. The \$18,000 cost will be split equally between the County and City of Monticello. Purchase approved at the 5-24-16 County Board Meeting.

Consent Agenda Item F was discussed, "Auditor/Treasurer, Approve Claims as Listed in the Abstract, Subject to Audit, for a Total of \$683,125.49 with 166 Vendors and 240 Transactions." Potter referenced a claim on Page 25 to Kennedy & Graven (\$16,000). Bob Hiivala, Auditor/Treasurer, explained that this is bond counsel expense for the 2016A bonds for the new Highway building. On a motion by Potter, second by Daleiden, all voted to approve Consent Item F as presented.

TIMED AGENDA ITEMS

VIRGIL HAWKINS, HIGHWAY ENGINEER

Approve 5-24-16 Transportation Committee Of The Whole (TCOTW) Minutes & Act On Recommendations

At today's County Board Meeting, Hawkins provided an overview of the TCOTW Minutes and recommendations. Discussion included the Five-Year Plan, which will be posted on the Intranet. Potter requested the following

correction to the TCOTW Minutes: Page 1, paragraph 1, change to "Chairperson Sawatzke." On a motion by Potter, second by Daleiden, all voted to approve the TCOTW Minutes as corrected and the 5-Year Plan. The TCOTW Minutes follow:

1. Introductions

Chairperson Sawatzke called the meeting to order at 11:09 a.m. Hawkins was invited to present to the committee various items for consideration/discussion.

2. Review Road Tour / Finalize Five-Year Plan

Hawkins distributed a *DRAFT* Five-Year Plan proposal [Attachment 2] that he put together based on the recent public meeting, the recent road tour taken with the commissioners and staff members, and public input regarding Wright County's highway system. Based on the money that is expected to be available, Hawkins prioritized projects that can be completed. Pavement preservation projects for both 2017 (28 miles) and 2018 (23 miles) have been specifically identified, and the goal is to complete approximately 25 miles/year after that. Pavement preservation (overlays) projects are generally grouped together from year to year so that mobilization costs are kept to a minimum. There are several safety projects included on the plan for years 2017 and 2018, a couple of which have been awarded federal safety funds; and federal funds have also been made available for construction on CSAH 3 (2018), CSAH 37 (2018), and CSAH 19 (2020).

Hawkins said that the Highway Department will be in contact with the City of Howard Lake regarding CSAH 6 for the first mile north of the fair grounds to see if the city wants to do any reconstruction utility work before the pavement preservation is completed in 2017. It would be possible at that time to make that section of roadway into an urban design (with cost participation from the city). The remainder of CSAH 6 to CSAH 37 would receive a reclaim and overlay.

There was discussion about the 'intersection conflict warning systems' that are planned for 2017 and have received federal safety funds. Husom said that she was questioned by Albion Township about the effectiveness of these systems, and she explained that the newer systems are further advanced and much better than the original ones that were installed. One of the Albion Township officials commented that he would like to see stop signs with lights around the edges, and Husom said that she would pass that request along. Hawkins said that this has been considered, but through research and observation, they have found out that people are actually stopping at the stop signs currently in place, but they are then pulling out in front of vehicles. Flashing lights wouldn't help because the drivers have already stopped but then used poor judgment when pulling out in front of cross traffic. Part of the problem is that they misjudge the speed of a vehicle or they just don't see it.

Sawatzke questioned the necessity for wider paved shoulders on CSAH 3 that are planned for 2018, and Hawkins said that they have to be built to state aid standards with 3,000 vehicles/day. He explained that CSAH 3 is a main north/south route in that part of the county, and a minimum six-foot shoulder needs to be built if they are using state aid money. A reclaim and overlay is planned for CSAH 3 from TH 55 to CR 129 in 2018, as that is not in as dire shape as the roadway north of TH 55. He added that the road reconstructs for 2018 and 2019 (CSAH 3, CSAH 19, and CSAH 37) will all receive federal money, including specially designated federal money for the wider paved shoulders on CSAH 3 (north of TH 55). The east segment of CSAH 37 will be completed in 2018 and the west segment will be completed in 2019. This will tie in well with the Mall of Entertainment in Albertville, if that development proceeds. Either way, this new connection is needed. Microsurfacing will be completed this year on CSAH 19 between TH 241 and CSAH 35 in St. Michael, where there is a transition from a four-lane to a two-lane roadway, and this preservation treatment should last four or five years. Application for federal funds will be made to see if funding can be received to extend the four lanes on CSAH 19 between the one-way pair.

The CSAH 7 bridge will likely be eligible for federal funding in 2020, and hopefully half or more of the funds needed for reconstruction will be made available with bridge bonding money. Hawkins explained that the final page of this handout lists projects that could be considered in the following six to 20 years if and when funding becomes available.

Sawatzke asked about the concern brought up by Silver Creek Township regarding the entering/exiting of traffic near the Hasty truck stop. Hawkins said that this is a township issue, but if they want some engineering advice, Wright County will be happy to give that. However, it will still remain the township's responsibility to

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make any suggested changes. Morning hours are probably the most congested times of the day. Hawkins said that he will contact the township regarding possibilities; however, there is a county park immediately to the south of the truck stop property, which would prevent the building of a road south of the truck stop. A few years ago there were plans for another truck stop on the east side of CSAH 8, which would have rerouted traffic into a better flow; but these plans did not materialize.

Hawkins asked the commissioners to review the proposed plan as presented today, after which he could put this out for public comment. Sawatzke said that the public has already had the opportunity to comment and the commissioners have reviewed the requests and the proposal in addition to taking the road tour, so this plan could be presented to the County Board 'as is.' Potter said that he would like some mention in the plan for a possible bypass for TH 25 around Monticello, perhaps on the six to 20-year list. In order for this bypass to happen, federal dollars will be needed. Hawkins said that it is not on the map but it will be included on the potential list of projects. Sawatzke said that he would like a note that specific routes for pavement preservation are not shown on the plan for the years 2019, 2020, and 2021. Hawkins said that he would see that this was updated on the county website. Plans for a turnback of CSAH 60 to the City of Montrose will also be added to the plan. The city will probably be ready to take care of the utility upgrades in 2017 or 2018, after which the county can complete an overlay and then turn it over to the city.

Borrell commented that CSAH 3 north of TH 55 is ready for a new surface, and because of the agricultural area surrounding CSAH 3, wider shoulders will be a welcome addition. There was some discussion noting the cost difference between a mill and overlay (\$200,000/mile) and reconstruction (\$1,000,000+). Hawkins commented that back in 1995 the cost for a mill and overlay was \$50,000.

Typically, the proposal for the Five-Year Plan comes to the County Board as part of the minutes of the Transportation Committee of the Whole, at which time they can vote to adopt the plan. Things not specifically listed on this plan are still pending. Hawkins will make the appropriate changes/additions, including adding CSAH 60 plans to 2018, including a footnote about the possible bypass of TH 25 sometime in the future, and various notes to the map.

RECOMMENDATION: It was the consensus of the TCOTW that Hawkins bring this Five-Year Plan to the County Board for its approval, after changes and additions are made to this plan as suggested at today's meeting and documented in the meeting minutes.

3. Request from City of Buffalo Regarding Retaining Wall Along CSAH 35

Hawkins explained that the current retaining wall built along CSAH 35 (extending from the county parking lot at 1st Street NW to 4th Street NW in Buffalo) was done under contract with the City of Buffalo in 1993/94, and the cost share was 50/50. However, there was no provision outlined at that time for future repairs or maintenance. The county's new funding policy (May 2014) allows for a 50/50 cost split if the highway were to be redone and the wall needed to be rebuilt, but the future repairs and maintenance would be the responsibility of the city. The 50/50 cost share agreement (with city ownership of the wall) was used for the construction of the retaining wall on CSAH 12 on the southeast side of the lake as it reaches the southern boundary of the city. There was an agreement for building the original wall along CSAH 35, but it is silent on ownership and maintenance. Hausmann commented that the type of block that was used for this wall in 1995 is notorious for failing because of its porous nature and is no longer being used.

Kannas said that the city had looked at the condition of the wall for a while and has done routine maintenance. There are areas that need to be replaced, and in the long term the entire wall will continue to degrade and deteriorate. City officials and Kannas have agreed that it would be prudent to take a proactive approach rather than wait for an emergency situation. This wall helps support the Wright County parking lot and several homes along CSAH 35. If the wall collapses and the hillside sloughs off, it will come down on the sidewalk and the roadway. The wall varies in height, and the city has a plan in place to take care of it this year if the county will agree to help fund the project, which would be 50/50 cost share, the same as in the original agreement. Kannas said that he doesn't like to spend money on retaining walls and would rather spend it on roads that get people from Point A to Point B, but everyone needs to realize that the wall is actually a function of the roadway, one that allows it to be there. It is not an amenity, but rather allows the roadway, the parking lane, and a sidewalk to be there. A 12-foot lane and an eight-foot shoulder would not be possible without the

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wall. This wall is part of the roadway, and if it weren't there, the road could not be there. Husom commented that the sidewalk adjacent to the wall is dangerous for walkers with debris that falls from the wall to both the sidewalk and the roadway. The deteriorating wall also presents a potential hazard for the county parking lot as well. Kannas said that there is currently no geo-grid behind this wall, and they wouldn't want to excavate too far back. Borrell asked if any members were opposed to a 50/50 cost share, and Hawkins said that when CSAH 35 is redone at some point in the future, the cost share would be 50/50 at that time; and he recommended that the construction of the new wall at this time be addressed with a separate agreement with a 50/50 cost share. Husom indicated her approval for a 50/50 cost share at this time for reconstruction of the wall but was unwilling to commit to additional expenses of the wall if and when CSAH 35 is reconstructed and/or repaired. She would like to have language in the agreement that the City of Buffalo has full ownership of the wall. Since the blockwork won't be part of the reconstruction of CSAH 35, the wall can have a separate agreement. Hawkins said that there can be a separate agreement (Memo of Understanding) now addressing just the wall, stating that the city owns it and is responsible for maintaining it. Kannas said that the city would like to get this project done in 2016. He agreed that the city would own the wall, and if the county for some reason wants to widen the road in the future, cost share can be further discussed at that time. Sawatzke asked about available funding, and Hawkins said that the low bids that have come in so far this year have produced cost savings that will allow for Wright County to contribute up to \$177,000 for this project in 2016.

RECOMMENDATION: It was the consensus of the TCOTW that a recommendation be made to the County Board to enter into a 50/50 cost share agreement with the City of Buffalo, not to exceed \$177,000, for the reconstruction of the retaining wall along CSAH 35 from 1st Street NW to 4th Street NW in the City of Buffalo. It is further recommended that this agreement recognize that the City of Buffalo retains full ownership of this wall and is responsible for all maintenance and repairs that might be necessary in the future.

(End of 5-24-16 TCOTW Minutes)

Approve 6-02-16 Owners Committee Minutes

At today's County Board Meeting, Hawkins stated that the plan is to move to the new Highway building on July 6-7. Regarding change orders, \$1,800 of the cost is for additional power and voice/data outlets. Potter moved to approve the 6-02-16 Owners Committee Minutes, seconded by Daleiden. Sawatzke said the original estimate for the sign was \$25,000 and thought the cost had been reduced to \$11,000 because of the elimination of some wiring. Hawkins said he thought that was the case but will need to verify. The motion carried 5-0 to approve the 6-02-16 Owners Committee Minutes:

The meeting was brought to order immediately following a tour of the new facilities of the Highway Department that began at 10:30 a.m.

1. Project Update

Francois and Larkin briefly reviewed a timeline for remaining work on the new facility. Paving should begin somewhere around June 20 and furniture installation is set to begin on June 27. Plumbing and gas work have been finalized with some electrical work still remaining. The lifts and cranes are in and the final inspection and certification of occupancy should be issued within the next two weeks. A temporary certificate will probably be issued first, and then final cleanup will begin. Francois said that the move should be able to begin right after the 4th of July, and Hawkins said that IT is scheduled to connect the ports/phones/computers around that time. There will be some room for flexibility in scheduling. Installation of racking for the Parts Room can begin as soon as the racking is available. Larkin said that he would like to coordinate the racking with the front furniture systems. Hard hats will still be required by those on the site until all construction/cleanup work is completed.

2. Change Order Update [Attachment 2]

There were a total of four change orders presented. PCO #181 (\$895) was to add a waterline to the steam humidifier located on the 2nd level mezzanine. This is for the data closet, and the line was initially omitted due to an oversight. PCO #185 (\$781) is for an additional handrail at the stairs to the north mezzanine to protect an opening and was directed by the City Inspector. PCO #189 (\$1,814) covers the cost of adding additional outlets and data jacks in the parts shop area and in the front filing/storage area. PCO #190 (\$990) is proposed to add wiring to the generator so that Wright Hennepin can monitor it. Wilczek said that this issue has been discussed, and it has been decided that the extra wiring probably is not necessary because alarms are already

6-02-16 Owners Committee Minutes (cont.)

in place for all systems when the power goes down. If this change order has not already been executed, it should not be done. The last item reviewed was the allowance for the monument sign that will be posted at the entrance to Highway Department site. Most of the pieces were picked up in Bid Pack 2, but several items were not included, such as footings. The original allowance was \$25,000, but it appears that the cost will be closer to \$11,000, with a projected savings of about \$14,000. Since this was not a line item, an official change order will be needed. Both Sawatzke and Potter recommended accepting the first three and excluding PCO #190. They also agreed to move ahead with the change order for the sign monument.

3. Budget Review [Attachment 3]:

There is still some detailing to do on the roof, and Larkin said that he has been in constant communication with the roofing company to finish this job. Money owed them will be held until the job is completed. This roof comes with a 30-year warranty. Cost for the joint sealants has come down to \$25,900 from \$60,000 because the consensus was that most of the joints had a double seal and did not need to be crack filled. Francois said that he is ready to get quotes for the final cleaning, estimated at close to \$35,000. Both Potter and Sawatzke expressed their desire to contact local companies, and Wilczek said that he would find some local contact numbers and pass them on to Francois.

4. Other:

Hawkins said that he would get a notice out about various training that will be held for different systems in the new facility. There was some discussion about the savings in the "furniture and equipment" budget line due to the decision to go with ABF and their refurbished furniture. Francois said that savings in the budget are usually set aside for a year to see what other items might have been overlooked or are found to be needed after occupancy takes place. Sawatzke commented that money saved on this project will likely be used for the changes/upgrades that need to be done on the current PWB. Kelly commented that he still has a bill from HCM Architects from September 2015 regarding additional design work necessary for the expansion space alternate bid, an issue that has been discussed at previous meetings. Potter said that Mark Daleiden had requested more information before a final decision is made, and Sawatzke said that this can be addressed by the full Board and doesn't need to be discussed here. Hawkins commented that Daleiden's request had been made a few Board meetings ago and additional information was sent to him. Kelly said that he would get in touch with Daleiden to see what his leaning is.

5. Set Meeting Date:

A tentative meeting date for the next Owners Committee was set for Thursday, July 7, 2016 at 10:30 a.m. with possible consideration given for a final meeting in August.

(End of 6-02-16 Owners Committee Minutes)

LEE KELLY, COUNTY COORDINATORBoard Video Retention

Adam Tagarro, IT Director, and Scott Larson, Records Management Analyst, provided information supporting the recommendation on the retention of Board Meeting videos for one year. This is consistent with the State requirement of a 1-year minimum as it is not considered the permanent record of the Board proceedings. The County Board minutes are the permanent record. Other states and counties have about a 50/50 split between a 1-year and 1-month retention period. Consulting other County departments reflects that most refer back to videos for about a 1-month time frame. The furthest the Attorney's Office checks back is 1 week. Borrell suggested retaining the videos for a longer period. It does not cost the County to retain the videos on YouTube and it provides transparency. Sawatzke asked if there are any drawbacks to a longer retention. Larson responded that the County would have to consider the legal aspects. Per the retention schedule, every reiteration should be destroyed. Tagarro said the primary concern is space. Husom is comfortable with the recommendation of 1 year as the minutes are the permanent record.

Potter made a motion to approve a 1-year retention for Board videos, seconded by Husom. Borrell offered a friendly amendment to the motion to leave the videos on YouTube for whatever period YouTube allows and to delete the copy at the County after 1 year. The motion was seconded by Daleiden for discussion. Brian Asleson, Chief Deputy Attorney, said the retention policy allows deleting data. If the Attorney's Office knows of a case where the data should be retained, they can make arrangements for that. If there is an agreement with YouTube to use their system, it may be questionable whether the County is maintaining that data. Asleson said public

requests or discovery associated with litigation can be burdensome if they were required to produce the videos. Asleson said the Attorney's Office supports the 1-year policy. The friendly amendment to the motion failed 1-4 with Sawatzke, Husom, Potter and Daleiden voting against.

Borrell again brought up the issue of transparency. He offered the suggestion on retaining the videos on DVD's. Daleiden said he doesn't see a situation where someone would want to look at a video after 1 year. His concern is the amount of data storage and the staff efforts associated with litigation. Tagarro added that YouTube does not guarantee how long videos will be retained on their site. The original motion to approve a 1-year retention carried 4-1 with Borrell casting the nay vote.

PUBLIC HEARING - AMENDMENTS TO THE NO WAKE ORDINANCE

At 9:42 A.M., Sawatzke opened the Public Hearing on proposed Amendments to the No Wake Ordinance. Greg Kryzer, Assistant County Attorney, presented draft Ordinance Amendment 16-3 which would regulate the border lakes Wright County share with Stearns County. Per DNR regulations, both counties must adopt identical ordinances in order to regulate no wakes on these lakes. Stearns County adopted their ordinance on 5-17-16. Corinna and Southside Townships approve of the amendments. Amendment 16-3a is a staff proposed amendment increasing the no-wake elevation for East and West Lake Sylvia by 6 inches. Staff is also recommending a seasonal 150-foot no wake be adopted for East and West Lake Sylvia. Southside Township has reviewed and approved the proposed amendment. Clearwater Township met last evening and Kryzer has not heard back from them.

Kryzer said the Grass Lake Dam will be used as the elevation point. Further south down the chain, another dam will be used for the elevation point. The triggering point for the majority of the lakes on the Grass Lake Dam also coincides with the closing of the valve from Pleasant Lake over to Clearwater Lake. It has some basis with the DNR as to water trigger point. With regard to the permanent no-wake zone in the channel between Lake Augusta and Clearwater Lake, it has always been posted but now it will be codified. Stearns County took action last month to adopt their ordinance. Wright County must do the same and then approve the Joint Powers Agreement.

Amendment 16-3 would raise water elevations on Lake Sylvia by 6 inches. Currently, the lake elevation is at the ordinary high water mark. The high water mark on Lake Sylvia happened prior to Memorial Day, triggering the 300' no wake. Staff is requesting the Amendment because of the frequency and the resources devoted. This frequency may be eroding some of the public confidence in the No Wake Ordinance. Raising the elevation by 6" would still have resulted in triggering no wakes in 2012 and 2014/2015 during significant water events. The proposed elevation would be 1050.58. Kryzer stated that notice of the proposed amendments was sent to the Lake Association and Townships and placed in the newspaper.

Public Comment:

Roger Rauschendorfer, Resident on Lake Augusta, said Lake Augusta residents initiated the effort to have the two counties come to an agreement on this. Because of the contour of Lake Augusta, it may be most affected when there is a high water situation. He urged the Board to enter into this joint agreement with Stearns County for enforcement during high water situations.

The Public Hearing closed at 9:49 A.M.

Daleiden moved to adopt Ordinance Amendment 16-3, seconded by Husom. The motion carried 5-0.

Ordinance Amendment Number 16-3

The County Board of Wright County Hereby Ordains:

Art. I – Amendments to Water Surface Use

Sec. 1.

Section 131.04 of the Water Surface Use Chapter is hereby amended as follows:

131.04 SPEED RESTRICTIONS.

(A) *Bertram Chain of Lakes*. The following surface water restrictions shall apply to Bertram, Long, Mud and First Lakes also known as the Bertram Chain of Lakes and other waters which are located within the boundary of the Bertram Chain of Lakes County Park. The following restrictions apply 24 hours a day, year round.

- (1) No person shall operate a gas powered motor on a watercraft.
- (2) No person shall operate a sea plane or motor vehicle including off-road vehicles and snowmobiles.
- (3) Electric motors are allowed with a maximum thrust of 100 pounds or two horsepower.
- (4) The lower unit of a gas powered motor on a watercraft must be propped up out of the water.

(B) *Cedar Lake (86022700)*. The following surface water restrictions shall apply to Cedar Lake. When lake level reaches or exceeds an elevation of 999.17 feet above sea level, motorboats shall be restricted to a slow-no wake speed within 300 feet from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of 999.17 feet above sea level for three consecutive days, said restriction shall be promptly removed.

(C) *East and West Lake Sylvia (86028900, 86027900)*. The following surface water restrictions shall apply to East and West Lake Sylvia.

- (1) No person shall operate a motorboat, including seaplane, in excess of slow-no wake speed within the channel between East and West Lake Sylvia.
- (2) When lake level reaches or exceeds an elevation of 1,050.08 feet above sea level, motorboats shall be restricted to a slow-no wake speed within 300 feet from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of 1,050.08 feet above sea level for three consecutive days, said restriction shall be promptly removed.

(D) *Howard Lake (86019900)*. The following surface water restrictions shall apply to Howard Lake.

- (1) No person shall operate a motorboat, including seaplanes, in excess of slow-no wake speed within 150 feet of the shoreline, 24 hours a day, between Memorial Day weekend and Labor Day unless launching or landing skiers directly to or from open water.
- (2) When lake level reaches or exceeds an elevation of 998.58 feet above sea level, motorboats shall be restricted to a slow-no wake speed within 300 feet from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of 998.58 feet above sea level for three consecutive days, said restriction shall be promptly removed.

(E) *Lake Ann (86019000)*. The following surface water restrictions shall apply to Lake Ann.

- (1) No person shall operate a motorboat, including seaplanes, in excess of slow-no wake speed within 150 feet of the shoreline, 24 hours a day, between Memorial Day weekend and Labor Day unless launching or landing skiers directly to or from open water.
- (2) When lake level reaches or exceeds an elevation of 987.50 feet above sea level, motorboats shall be restricted to a slow-no wake speed within 300 feet from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of 987.50 feet above sea level for three consecutive days, said restriction shall be promptly removed.

(F) *Pleasant Lake (86025100)*. The following surface water restrictions shall apply to Pleasant Lake. When the water level at the Grass Lake Outlet Dam (860243TW) reaches or exceeds an elevation of 992.1 feet above sea level, motorboats shall be restricted to a slow-no wake speed within 300 feet from all shoreline on Pleasant Lake (86025100) unless launching or landing skiers directly to or from open water. When high water levels

have subsided and have remained below an elevation of 992.1 feet above sea level at the Grass Lake Outlet Dam (860243TW) for three consecutive days, said restriction on Pleasant Lake shall be promptly removed.

(G) *Lake Charlotte (86001100)*. The following surface water restrictions shall apply to Lake Charlotte. No person shall operate a motorboat, including seaplanes, in excess of slow-no-wake speed within 150 feet of the shoreline 24 hours a day, between Memorial Day weekend and Labor Day unless launching or landing skiers directly to or from open water.

(Ord. 14-01, passed 5-13-2014; Ord. passed 8-15-2015)

(H) *Lake Augusta (86028400)*. The following surface water restrictions shall apply to Lake Augusta.

(1) When the water level at the Grass Lake Outlet Dam (860243TW) reaches or exceeds an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level, motorboats shall be restricted to a slow-no wake speed within Three Hundred feet (300 feet) from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level at the Grass Lake Outlet Dam (860243TW) for three (3) consecutive days, said restriction shall be promptly removed.

(2) No person shall operate a motorboat, including seaplane, in excess of slow-no wake speed within the channel between Augusta Lake and Clearwater Lake.

(I) *Lake Caroline (86028100)*. The following surface water restrictions shall apply to Lake Caroline.

When the water level at the Grass Lake Outlet Dam (860243TW) reaches or exceeds an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level, motorboats shall be restricted to a slow-no wake speed within Three Hundred feet (300 feet) from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level at the Grass Lake Outlet Dam (860243TW) for three (3) consecutive days, said restriction shall be promptly removed.

(J) *Clearwater Lake (86025200)*. The following surface water restrictions shall apply to Clearwater Lake.

(1) When the water level at the Grass Lake Outlet Dam (860243TW) reaches or exceeds an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level, motorboats shall be restricted to a slow-no wake speed within Three Hundred feet (300 feet) from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level at the Grass Lake Outlet Dam (860243TW) for three (3) consecutive days, said restriction shall be promptly removed.

(2) No person shall operate a motorboat, including seaplane, in excess of slow-no wake speed within the channel between Augusta Lake and Clearwater Lake.

(K) *Grass Lake (86024300)*. The following surface water restrictions shall apply to Grass Lake.

When the water level at the Grass Lake Outlet Dam (860243TW) reaches or exceeds an elevation of Nine Hundred Ninety Two feet and One inch (992.1 feet) above sea level, motorboats shall be restricted to a slow-no wake speed within Three Hundred feet (300 feet) from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of Nine Hundred Ninety-One feet and Five inches (990.9 feet) above sea level for three (3) consecutive days, said restriction shall be promptly removed.

(L) *Lake Louisa (86028200)*. The following surface water restrictions shall apply to Lake Louisa.

When lake level at the Fairhaven Dam reaches or exceeds an elevation of One Thousand and Six feet and Eight inches (1006.73 feet) above sea level, motorboats shall be restricted to a slow-no wake speed within Three

Hundred feet (300 feet) from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of One Thousand and Six feet and Eight inches (1006.73 feet) above sea level for three (3) consecutive days, said restriction shall be promptly removed.

(M) Lake Marie (73001400). The following surface water restrictions shall apply to Lake Marie.

When lake level at the Fairhaven Dam reaches or exceeds an elevation of One Thousand and Six feet and Eight inches (1006.73 feet) above sea level, motorboats shall be restricted to a slow-no wake speed within Three Hundred feet (300 feet) from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of One Thousand and Six feet and Eight inches (1006.73 feet) above sea level for three (3) consecutive days, said restriction shall be promptly removed.

Effective date: This Ordinance amendment shall be effective immediately upon adoption and publication.
(End of Ordinance Amendment 16-3)

Amendment 16-3a is an amendment to Ordinance 16-3. It is a staff proposed amendment increasing the no-wake elevation for East and West Lake Sylvia by 6 inches. Staff also recommends a seasonal 150-foot no wake be adopted for East and West Lake Sylvia. Kryzer said Lake Sylvia Association is not in favor of the increase and does not want any changes to the Ordinance. A seasonal 150' was offered as a compromise for the summer months, and when it reached a certain elevation it would move to a 300' setback. Other lakes with a 150' no wake zone include Lake Ann and Lake Charlotte. Kryzer has not been in contact with the DNR on the proposed change but the DNR did approve the Ordinance at the ordinary high water mark. The amendment is being requested because of the frequency and staff resources. It is happening every year and was triggered this year in May when there wasn't a lot of rainfall or snow pack. The Wright County Sheriff's Office has over 200 lakes that they must patrol and monitor. Significant resources are being devoted to Lake Sylvia.

Daleiden made a motion to adopt Ordinance Amendment 16-3a, seconded by Borrell. Husom said the Township and Sheriff's Office support this. She has not talked with the Lake Association and she would like to know why they are not supporting this, per the email from the Lake Association President. It was clarified that the motion is to change the trigger elevation from 1050.08 to 1050.58 above sea level. That is when the 300' no wake ordinance would be triggered. It also establishes a seasonal no-wake ordinance from Memorial Day to Labor Day. Borrell said if the Lake Association does not want this, they can request to have it amended. He said it is better to have the seasonal 150' no wake to offer protection to the Lake. Husom said she will abstain from voting. She supports this but doesn't want to vote for this if all of the people on the Lake are opposed. The motion passes 3-1-1 with Potter voting against the motion and Husom abstaining.

Ordinance Amendment Number 16-3a

Wright County Ordinance Amendment Number 16-3 is amended as follows:

§ 131.04 Speed Restrictions is amended as follows:

(C) *East and West Lake Sylvia (86028900, 86027900)*. The following surface water restrictions shall apply to East and West Lake Sylvia.

(1) No person shall operate a motorboat, including seaplane, in excess of slow-no wake speed within the channel between East and West Lake Sylvia.

(2) When lake level reaches or exceeds an elevation of 1,050.58 1,050.08 feet above sea level, motorboats shall be restricted to a slow-no wake speed within 300 feet from all shoreline unless launching or landing skiers directly to or from open water. When high water levels have subsided and have remained below an elevation of 1,050.58 1,050.08 feet above sea level for three consecutive days, said restriction shall be promptly removed.

(3) No person shall operate a motorboat, including seaplanes, in excess of slow-no wake speed within 150 feet of the shoreline, 24 hours a day, between Memorial Day weekend and Labor Day unless launching or landing skiers directly to or from open water.

(End of Ordinance Amendment 16-3A)

On a motion by Daleiden, second by Potter, all voted to approve the Joint Powers Agreement with Stearns County for No Wake Enforcement on Lake Augusta, Lake Caroline, Clearwater Lake, Grass Lake, Lake Louisa and Lake Marie.

GREG KRYZER, ASSISTANT COUNTY ATTORNEY

Approve Funding for Abatement of Public Health Nuisance in Montrose

Approve Funding for Abatement of Public Health Nuisance in Maple Lake

Daleiden made a motion to approve funding for the abatement of public health nuisance in Montrose (400 Center Avenue South) and in Maple Lake (233 Birch Avenue South). The motion was seconded by Borrell and carried 5-0.

LEE KELLY, COUNTY COORDINATOR

Courts Feasibility Study

Lee Kelly, County Coordinator, provided an overview. The National Center for State Courts (NCSC) produced a document reflecting the Wright County District Courts space needs estimates from 2015-2040. The County contracted with Wold Architects to look at the options and cost to expand Court at the Government Center. A Committee Of The Whole Meeting was held on 5-24-16 and the consensus was that it did not appear financially prudent or fiscally smart to expand at this location. Kelly said if the Board is comfortable with the work Wold has completed on the Study, his recommendation would be to accept those findings and discuss action moving forward.

Daleiden said an interim key issue is resolving technology for Courts. One of the plans Wold produced was to build a new Court Facility in two years, including remodeling of the existing Courts space at a cost of \$1.5 million. Much of that is dependent on approval of the Building Inspector. Judge Kate McPherson conveyed that it is not the intention of Courts to expend \$1.5 million for short-term remodeling with that option, but there are some immediate needs. The time frame needs to be resolved by the County Board prior to Courts making those decisions. Another primary need identified is additional staff space in the courtroom. Daleiden asked for an estimate of Court remodel based on a 3-year time frame. Judge McPherson did not have that figure but conveyed it would not be near the \$1.5 million figure. She referenced the potential of having to find another facility to utilize in the case of a homicide jury trial. There is not currently a room that will meet the needs and security for handling jurors in that large of a case.

Borrell suggested the County look to an architect to provide cost estimates, as he has heard figures which vary from \$30 to \$50 million for a new facility. In response to Sawatzke, Kelly said the NCSC space estimate reflects 76,903 sq. ft. required in 2015 and almost 90,000 sq. ft. in 2040. Sawatzke asked for the industry standard for court facilities costs. Kelly responded that varies from \$2.50/sq. ft. to \$600/sq. ft. (information pulled from the Association of MN Architects). Alan Wilczek, Facilities Services Director, stated that standard office construction runs from \$50-\$70/sq. ft. Cost for court facilities run differently because of finishes, HVAC, technology, codes, securities, etc. The Courts facility would have a mix of courtrooms and office space. Sawatzke suggested the last four court facilities built in the State be analyzed to figure the associated cost. Daleiden questioned the cost for the facility in Washington County. Wilczek said those numbers could be obtained through the architect that built the facility. Wilczek referenced the \$1.5 million in remodel costs and the associated time frame. Discussion will occur on accessibility, especially relating to handicap accessibility and working with the building official.

Daleiden referenced the Wold Study and the associated costs for Courts to remain at the current location. He did not feel it was worth the cost. He requested information on the effects to taxpayers if the bonds for the Law Enforcement Center and the Courts facility were rolled together for a 20-year time frame. Discussion followed on the funding handout provided by Kelly based on a \$50 million Courts Project, including Stand-Alone Courts Bonds and Courts with 2007A Refunding. It was the consensus that Wilczek should compile an analysis of several other court facilities that have been constructed in the State (square footage, costs, and any other items that drive the cost up or down). That information should be brought to the next County Board Meeting for review.

Discussion moved to an RFP for architectural services for a new Courts facility. Potter said that step was taken when Wold was selected to provide remodel services. Sawatzke responded that when he voted to hire Wold, it was based on their experience relative to remodeling. He would like a separate process for new construction. Borrell suggested touring recently built facilities in the State. Sawatzke said the Board can decide whether to tour after review of the information provided by Wilczek. Kelly indicated that creating an RFP would take a couple of weeks, and the RFP process would take about 6 weeks. Interviews would follow.

It was the consensus that at the next County Board Meeting, Wilczek will provide information relating to the construction costs associated with other court facilities in the State. Kelly should provide the financial data on the effects to taxpayers if the bonds for the Law Enforcement Center and the Courts facility are rolled together for a 20-year time frame.

Judge McPherson said the Judicial District is supportive of the Board obtaining information to make a more informed decision but are concerned with the associated time frame. The position of the Courts is that they need functional, secure space for Court that provides handicap accessibility. The three small courtrooms will not meet the long-term needs. Daleiden estimated 3 years to go through the process. Judge McPherson said that Wold indicated at the COTW Meeting that the decision be made in 1-2 months in order to maximize the correct building time frame (spring). Sawatzke responded that if the spring cycle is missed, the facility could be started in early 2018. Husom supports Borrell's idea of touring but Courts will have a better idea of what is needed. Sawatzke said Courts can attend the tours. He said in the end, it is the County Board that has to fund this and assess it to the taxpayers.

Discussion led to the timeline. Daleiden said one reason why he selected a 3-year time frame is so that Wold can continue with what they are charged with and get the technology resolved in Courts. A 2.5-year time frame may also work. Wold needs that information so they can contact the building inspector. McPherson said Wold was proposing 2.5 years, which was realistic with the understanding of moving forward with the RFP process. If the RFP is approved in July, the design phase would begin in the fall, which would place this on track to meet the cycle proposed by Wold. If the timeline is pushed out, she stated they risk losing the efficacy of the numbers provided by Wold. Starting in 2019 would be problematic.

Daleiden moved to have Wold proceed with putting together costs for a 2.5 to 3 year plan for Courts to remain in the current location. The motion was seconded by Potter, and carried 5-0.

CONSENT AGENDA

ATTORNEY, Approve Signatures on Agreement with LaPlant Demo, Inc.

Kryzer stated that Consent Agenda Item E, "ATTORNEY, Approve Signatures on Agreement with LaPlant Demo, Inc." was approved earlier in the Meeting. The property owner has asked to speak. Sawatzke said action was taken but the individual will be provided the opportunity to address the Board.

Kryzer stated the agreement with LaPlant Demo, Inc. is for removal of junk and refuse items located at 3659 40th St. NE, Buffalo. It is a Court-ordered Abatement and involves civil litigation. Over 100 vehicles have been removed from the property, as previously approved by the County Board. The next stage is the removal of the remaining junk and refuse on the property. All associated costs will be assessed against the property pursuant to the Court's Permanent Injunction.

Dan Gutknecht, property owner, asked for additional time to clean up the property. He has obtained a building permit and materials to put up a fence and building. He was a MN licensed scrap yard for many years but no longer has a license. During the removal of the vehicles, he was allowed to keep 4 of the 9 buses and inventory, tools, and equipment from the shop. Potter asked about the mobile home. Gutknecht stated he will have that removed. Potter said Gutknecht was here one year ago and said he would clean up the property. He empathizes with some of the personal struggles but said this needs to be addressed. Gutknecht has asked for additional time in the past but has not gotten things done.

Kryzer said the Township has been dealing with this property for 20 years. The County proceeded with a civil suit 4 years ago. A consent agreement followed about a year later laying out the time frame to clean the property. A contempt action followed and a court order obtained to proceed with the bid, which was done last summer. The

bid was rejected. Another 60-day agreement with Gutknecht followed giving him until 6-01-16 to clean up the property.

Kryzer said there are over 7 acres of junk on the property, and the plan is to have LaPlant start tomorrow morning. Kryzer said the barn that was burned needs removal. There are one of two mobile homes remaining and many tires on the property. Gutknecht said he has been given until 8-01-16 to remove a semi-trailer from the property, and asked that he be given that amount of time to clean up the property. He said he will have things in the building or behind the fence by that date. Potter said one year ago, Gutknecht said he would clean up the property and it was not done.

Sawatzke asked if the County Board could hold off action by LaPlant tomorrow and provide Gutknecht time to clean up specific items. Kryzer responded that is what has been done for 4 years and nothing happened. He believes Gutknecht's intentions are good but nothing occurs. Borrell suggested that Gutknecht hire to have the items removed. He thought LaPlant's bid at \$45/hour was good and they would have the equipment to keep the hours down.

Daleiden made a motion to allow Gutknecht 2 weeks to clean up the property. He told Gutknecht it would be cheaper to hire to have this done versus the County doing so and placing it back on the taxes. He clarified the motion includes substantial progress including removal of all tires, the burned barn, and the mobile home. All metal should be put away or hauled away. In 2 weeks, the County Board will readdress the situation. Daleiden will visit the property and take pictures. Husom suggested 6 weeks to clean the property or the County is done. The motion was amended to indicate 2 weeks substantial progress and 6 weeks completely done. The motion was seconded by Borrell. Sawatzke said that the County will proceed with LaPlant if there is not substantial progress as outlined. Sawatzke asked whether this action jeopardizes the County's ability to move forward. Kryzer stated it does not, and Gutknecht is permanently enjoined from having any more violations of the Wright County Zoning Ordinance on his property. The motion carried 4-1 with Potter casting the nay vote. Kryzer said this item will be placed on the 6-28-16 County Board Agenda.

Kryzer estimated the Berda's towing cost for removal of the vehicles at about \$20,000-\$30,000. Kryzer is in the process of obtaining title to 45 vehicles which will be placed up for auction. He thought 50-75% of the vehicles would be scrapped. Those brought to French Lake Auto have been credited to the Berda's Towing bill.

ITEMS FOR CONSIDERATION

RESCHEDULE 7-05-16 COMMITTEE OF THE WHOLE MEETING RE: STRATEGIC PLANNING

Kelly said this meeting is in conflict with the Quarterly Leadership Meeting on 7-05-16. On a motion by Potter, second by Husom, all voted to cancel the COTW meeting on 7-05-16 and reschedule it to 7-12-16 at 10:30 A.M.

6-08-16 BUILDING COMMITTEE MINUTES

On a motion by Daleiden, second by Borrell, all voted to approve the 6-08-16 Building Committee Minutes and recommendations. The Minutes follow:

I. Annex Restroom

Wilczek provided updates on the project status since the last building committee meeting in which it was recommended to obtain a price from another architect for the construction document preparation to compare with the HCM proposal they provided. The Nelson proposal was reviewed and a difference noted in that they proposed the mechanicals be design-build rather than spec'd by the architect.

Recommendation: Daleiden and Sawatzke recommended moving forward with Nelson to create construction documents. After documents are complete, the recommended intent would be to obtain hard bids from contractors for discussion on either moving forward or placing a hold on the project, depending on the bids.

II. IT Expansion

Wilczek provided an update on the IT project in that Ernst had begun demo of the old space and Loberg Electric was beginning to work on wiring of the lighting. The roll-up service window into the hallway was discussed to possibly remove if the IT department no longer needed it.

6-08-16 Building Committee Minutes (cont.):

Recommendation: Daleiden and Sawatzke recommended moving forward with removal of the roll-up window and one hallway door that will be unnecessary with the new configuration of the space.

III. Elevator Repairs

Wilczek provided a proposal from ThyssenKrupp Elevators to compare with the MEI proposal for the upgrade of the courts elevator. The low urgency for the work was discussed and additional required work in the machine room was pointed out in the event the upgrade took place.

Recommendation:

Daleiden and Sawatzke recommended to not do the project at this time and revisit the project at a later date.

IV. Public Works Deferred Maintenance & Remodel

Wilczek provided info on a proposal from Nelson to analyze the public works space and create construction documents for the planned modifications. Discussion took place about the extension office moving to the site and future space needs of the three departments. Also discussed was if the site was a good fit for Extension and what level of collaboration they might have with Parks. Wilczek also presented a proposal from Roof Spec to analyze the current roof condition, design a new system, and oversee the replacement project. Also discussed were the windows and frost/condensation that is occurring on the interior frames.

Recommendation:

It was recommended by Sawatzke and Daleiden to discuss a full building envelope review with a contractor instead of only the roof condition to help determine the cause of the window condensation issues. Wilczek will discuss with companies to determine a scope of that service. It was recommended at a minimum to move forward with assessment of the roof condition for development of new system design. Also recommended was to move forward with the interior design of the space and construction drawings with Nelson.

(End of 6-08-16 Building Committee Minutes)

WILD PARSNIP

Borrell requested that Erik Heuring, County Weed Inspector, and Kerry Saxton, SWCD, attend the next County Board Meeting to discuss eradication and management of wild parsnip. The Highway Department is working on spraying for wild parsnip.

ADVISORY COMMITTEE / ADVISORY BOARD UPDATES

1. Public Works Labor Management. Husom attended a meeting last week. The Highway Department will not attend the County Fair this year because of staffing levels, eight active construction projects, and the move to the new Highway facility.
2. Region 3 Leadership & Planning Board. Husom said the Region 3 Leadership & Planning Board recently met with the Workforce Center. With the 2014 Innovation and Opportunity Act that was passed at the federal level, regional planning areas were required to qualify for federal funding. Husom said the 11 County Workforce Region has partnered with Stearns and Benton Counties to be involved in strategic planning. The goal is to improve efficiencies, to get employers involved, and for training, education, and support services.
3. Transportation Alliance. Potter was in Washington D.C. last week with the Transportation Alliance where the FAST Act and its effects were discussed. Wright County has three freight corridors (I-94, TH-55, and TH-12). He said TH 25 will be included in the freight corridor. Potter was able to meet with Congressman Bill Shuster, Chair of House Transportation Policy Committee, on the FAST Act, the freight corridor, and what Wright County can do to be more recognized. Today there is a bonding hearing in St. Paul that will relate to the bonding elements within the transportation package.
4. AMC Meeting. Sawatzke said a few of the Commissioners attended the AMC Meeting yesterday. Borrell said he urged AMC to fund the legal expenses associated with the County's lawsuit with Rebecca Otto, but AMC was reluctant to do so. Other AMC member counties he spoke with were in support of this request.
5. Solar Work Group. Sawatzke and Borrell attended a meeting last Friday. Sawatzke said the meetings have provided an opportunity to learn much more about solar. Discussion included connection of the solar field to the substation and the requirement of 16 power poles for each 5 megawatt area unless a switch box is used. Xcel Energy plans to remove the smaller row of power poles. Xcel indicated the new poles are at the edge of the right-of-way; the other poles are on private property and hold an easement by use. Sawatzke said they asked whether the new poles could be in the location of the smaller poles. Xcel informed them that it would

involve cutting down trees. To locate the power underground would come at an astronomical price. Sawatzke said Xcel will look into the impacts of moving the poles.

The meeting adjourned at 11:44 A.M.