

**Minutes of Le Sueur County Board of Commissioners Meeting
February 26, 2013**

The Le Sueur County Board of Commissioners met in regular session on Tuesday, February 26, 2013 at 9:30 a.m. in the Courthouse at Le Center, Minnesota. Those members present were: Steve Rohlffing, Joe Connolly, Dave Gliszinski, John King and Lance Wetzel. Also present were Darrell Pettis and Brent Christian.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board approved the amended agenda for the business of the day.

On motion by King, seconded by Gliszinski and unanimously approved, the Board approved the consent agenda.

- Approved the Minutes from the February 19, 2013 Regular Meeting.

Kathy Brockway, Environmental and P & Z Director came before the Board with three items for discussion and approval.

On motion by Connolly, seconded by Wetzel and approved via roll call vote 5-0, the Board approved a Conditional Use Permit for UNIMIN MINNESOTA CORPORATION, LE SUEUR MN, (APPLICANT); UNIMIN MINNESOTA CORPORATION, KASOTA, MN, (OWNER): to allow the applicant to expand an existing mining operation consisting of 1334.27 acres, with 1,134.56 mineable acres in a Conservancy "C" District. Property is located in the SW/SW, Section 5; S/SE, SE/SW, Government Lot 1, Section 6; SE/NW, NE 1/4, Part of SE 1/4, SW 1/4, Government Lot 3, Section 7; W/NW, Part of SE/NW, Part of N/SW, Part of the SW/SW, Section 8; Part of W/NW, Part of NW/SW, Section 17; Part of Government Lot 2, Part of Government Lot 3, E/NW, NE 1/4, N/SE, SW/SE, Part of E/SW, Section 18; Government Lot 6, Section 12, Kasota Township. The Conditional Use Permit was approved with the following conditions:

**UNIMIN CORPORATION SOUTH MINE
CONDITIONAL USE PERMIT (CUP) #29000
KASOTA TOWNSHIP**

February 26, 2013

CONDITIONS FOR UNIMIN SOUTH MINE

Project Name: Unimin South Mine

Location: Property consisting of approximately 1,188.06 acres located in Sections 5, 6,7,8,17,18 & 12, Kasota Township, (T109N, R26W, 27W) Le Sueur County, Minnesota within a Conservancy "C" District.

I. GENERAL CONDITIONS

A. Compliance:

The Unimin Corporation (hereinafter noted as UNIMIN) shall obtain and comply with all applicable county, state, and federal permits and regulations. Actions regarding violations of the conditions of this permit or any Le Sueur County regulations shall follow procedures as specified in Sections 21 and 30 of the Le Sueur County Zoning Ordinance and any amendment thereof or any other applicable laws, rules or regulations then in effect.

In accordance with the attached schedule as indicated on *The Table (Appendix B)*, UNIMIN shall obtain or amend all required permits from the Minnesota Pollution Control Agency (MPCA), Minnesota Department of Natural Resources (MnDNR), Minnesota Department of Health (DOH), United States Army Corps of Engineers (USACE), and Le Sueur County and any other applicable government agency. UNIMIN shall submit evidence of all required permits to Le Sueur County. All permits must be secured before mining activities, including stripping, advances to the point of potentially impacting those resources that are the subject of any of the above stated permits.

B. Permit Review:

1. This Conditional Use Permit shall be reviewed as provided for in Section 21 of the Le Sueur County Zoning Ordinance and may be amended at any time at the pleasure of the Le Sueur County Board of Commissioners through the proper public hearing process as provided for in the Le Sueur County Zoning Ordinance.
2. UNIMIN shall prepare an annual *Kasota Mining Report (Appendix C)* for the herein-permitted area for review and approval by the Le Sueur County Board of Commissioners.
3. The plans and/or reports as required to be submitted as part of the annual report shall be reviewed by a third party consultant as necessary at the applicants expense.
4. Any modifications to monitoring plans required in this CUP shall be included in the annual report.
5. *See Appendix C for topics to be covered in the Annual Report.*

C. Kasota Area Well and Mining Issues Committee:

UNIMIN shall participate as a member of the *Kasota Well and Mining Issues Committee (Appendix D)*, a county-appointed committee, to review issues and present recommendations to the Le Sueur County Board of Commissioners on issues that may arise as a result of silica sand mining in the Kasota area.

D. Combining of parcels:

UNIMIN shall work with the County Planning and Zoning Staff to combine where possible any parcels smaller than 40 acres with adjoining parcels once reclamation of those parcels has been completed.

E. Incorporation of Environmental Impact Statement (EIS):

The Final Environmental Impact Statement, (FEIS) adopted by the Le Sueur County Board on December 18, 2012 including comments received on the Draft EIS and the Response to Comments and comments received on the FEIS is hereby incorporated by reference to be used as a guidance document, including all mitigation measures identified therein.

II. MINE OPERATIONS

Mining operations shall be implemented in the general sequence as described in Section 3.2.1 Mining Operations of the FEIS.

A. Setbacks:

Mining Setbacks: Mining activity, including removal of overburden, shall be setback a minimum distance as described below, except for where the adjoining property owner has agreed in writing to a lesser distance, or where UNIMIN is the adjoining property owner. Residential setbacks shall only apply to structures existing prior to the commencement of the date of this CUP.

- a. Fifty (50) feet to the boundary of an adjoining property line, in a zoning district where mining is a permitted use, unless the written consent of the owner of such adjoining property is first secured.
- b. One hundred (100) feet from the ordinary high water level of any public water, unless otherwise approved by the MnDNR.
- c. One hundred (100) feet from top of bluff.
- d. One hundred (100) feet from the right-of-way line of any existing or platted street, road, or highway, unless otherwise specified, where excavation or stockpiling of material may create a traffic or line of sight problem.
- e. Two hundred (200) feet to a residential structure, the property boundary of any adjoining parcel less than five acres with a residential structure, and the property boundary of any adjoining parcel in a residential zoning district, unless the written consent of the owner of such adjoining property is first secured.
- f. Setbacks from the fen, as applicable, and monitoring of the fen shall be in compliance with the Fen Management Plan, as approved by the MnDNR.
- g. Dust and noise producing processing or loading shall not be conducted closer than three hundred (300) feet to the boundary of any residential or commercial structures existing

prior to the commencement of mining and processing operations without written consent of all owners and residents of said structures.

Berming Setbacks:

Berms shall be constructed a minimum of fifteen (15) feet from the side and rear property lines, or one hundred (100) feet from a public road right-of-way; unless otherwise agreed to by the township, and planted with vegetation and noxious weeds shall be controlled.

B. Hours of Operation

1. The quarry may be operated 24 hours per day seven days per week, except for certain operations which are restricted in accordance with paragraphs II.B.2 –4 below.
2. All blasting shall be conducted between the hours of 10:00 A.M. and 6:00 P.M. Monday through Saturday. Unimin shall make every effort possible, to limit the blasts between the hours of 10:00 A.M. and 3:00 P.M. No blasting on Sundays or holidays, (holidays as designated in UNIMIN's Kasota plant labor agreement), without prior County Board approval.
3. All overburden removal shall be conducted between the hours of 6:30 A.M. and 7:00 P.M., except on Sundays and holidays, (holidays as designated in UNIMIN's Kasota plant labor agreement), without prior County Board approval.
4. Berm construction shall be confined to the hours of 7:00 A.M. to 4:30 P.M., except on Sundays and holidays, as designated in UNIMIN's Kasota plant labor agreement, without prior County Board approval.

III. SURFACE WATER QUALITY AND QUANTITY

A. Surface Water Quality:

1. UNIMIN shall comply with all provisions of any required Stormwater Pollution Prevention Plan (SWPPP) as part of the National Pollutant Discharge Elimination System (NPDES) permit for the South Mine. A copy of the industrial stormwater NPDES Permits shall be provided by UNIMIN to the Le Sueur County Planning and Zoning Department to be kept on file for review by County officials or the public.
2. Contaminant Management. UNIMIN shall review and reevaluate its Spill Prevention Control and Countermeasure plan as required by the EPA's SPCC Regulation.
3. Storm water runoff from the South Mine to surrounding properties shall not exceed predevelopment runoff rates based on 100 year storm events. All areas used to convey storm water runoff shall be covered by permanent, dense vegetative cover.

4. UNIMIN shall implement during all mining operations, all applicable Best Storm Water Management Practices (BMPs) as may be necessary to protect surface water quality. These BMPs include but are not limited to:
 - a. All perimeter berms shall be seeded with native vegetation in a timely manner after completion of berm construction.
 - b. Reclamation shall proceed in a continuous manner.

B. Indirect Impacts to Water Resources

1. UNIMIN shall secure all necessary approvals for wetland replacement prior to direct or indirect impact to wetland areas. These include, but may not be limited to WCA, US Army Corps of Engineers, (USACE), and the Minnesota Department of Natural Resources (MnDNR).
2. UNIMIN shall submit a Fen Management Plan to the MnDNR for review and approval. Monitoring of the fens and any other off site wetlands or seeps, as may be applicable, must be in compliance with the approved permit conditions associated with the MnDNR water appropriations Permit and the fen management plan. Upon approval, a copy shall be provided by UNIMIN to the Le Sueur County Planning and Zoning Department to be kept on file for review by County officials or the public.
3. UNIMIN will provide all monitoring results related to the fen and/or other off-site wetland areas, as required by the MnDNR to the County as part of the Annual Report.

IV. GROUNDWATER QUALITY AND QUANTITY

A. Ground Water:

UNIMIN shall secure an amendment for the MnDNR water appropriations permit(s) for dewatering. UNIMIN shall be in compliance at all times with the conditions or rules of an Appropriation of Waters of the State permit.

1. Monitoring Wells:
 - a. UNIMIN shall operate in compliance with a *Groundwater Monitoring Plan (Appendix E)* for the South Mine. This plan identifies the monitoring well network, a schedule for frequency of groundwater monitoring, a parameter list of constituents to be monitored, reporting limits, and a contingency plan in the event of a reporting limit exceedance. The plan identifies any monitoring wells that will be abandoned as a result of the advancement of mining. The Groundwater Monitoring Plan is attached to Appendix E of this permit.

- b. Monitoring results shall be submitted annually and presented within the annual report. In addition, in the event that a reporting limit is exceeded, UNIMIN shall notify Le Sueur County within 7 days of obtaining the analytical results.
 - c. All costs associated with the groundwater monitoring program are to be paid fully by UNIMIN.
 - d. UNIMIN shall be responsible for sealing all monitoring wells upon the completion of mining and reclamation activities in the area.
2. Mitigation of Adverse Effects on Water Wells in Dewatering Area.
- a. The installed and active monitoring wells within the identified groundwater dewatering impact area (See Appendix E) will be used to determine if mine dewatering is having a specific impact on static water levels in domestic drinking water wells. Locations of all monitoring wells shall be clearly marked on a map included in the Groundwater Monitoring Plan.
 - b. Should a domestic water or irrigation well within 1 ½ miles (this distance may be amended based on the review of water level monitoring data over the life of the mine) of the mine site or new wells drilled within the same area in Le Sueur County or Blue Earth County, develop problems believed to be a result of UNIMIN's mining activities, the complainant shall submit details of the problem to UNIMIN. Within twelve (12) hours of receipt of the complaint, UNIMIN shall contact a well contractor who has sufficient credentials (familiar with local geology, familiar with local wells, well drilling and repair expertise, and located in the local proximity) and will advise of the complaint. The well contractor shall advise UNIMIN and the complainant of the timetable for the initial investigative visit. The initial investigative visit by the well contractor shall be paid for by UNIMIN. Should the initial investigative visit determine that UNIMIN's mining activities are the cause of the well problem, UNIMIN shall incur the expenses required to remedy the situation. Costs shall include, but not be limited to, the well investigation by consultants, well repairs, and well construction. UNIMIN shall provide a safe and adequate drinking water supply within 12 hours of notification and until the water supply has been reestablished to the homeowner. Within one week of receiving a well complaint, UNIMIN shall notify the County Planning and Zoning Department that a complaint was received.

Should the complainant desire to engage his/her own well contractor, the expense for that contractor shall be borne by the complainant if the well problem is found not to be resultant from UNIMIN's mining activities. Should the use of two well contractors result in differing opinions as to the cause of the well problem, the Kasota Well and Mining Issues Committee Members shall by its thorough review of the well contractor information, an interview with the complainant, and an interview with UNIMIN determine if UNIMIN's mining activities caused the well problem. The determination of the Kasota Well and Mining Issues Committee shall be rendered within thirty (30) days of the original complaint. The decision of the Kasota Well and Mining Issues Committee shall be binding on both parties.

Any wells on herein permitted area that are or become unused and/or unsealed shall either be put back into service or be sealed by a licensed well contractor, in accordance to Minnesota Rules, Chapter 4725.

Petroleum or chemical storage tanks.

- a. No petroleum based or chemical products shall be stored in the quarry itself.
 - b. Fueling or vehicle maintenance stations shall be located on an impervious or paved surface.
 - c. Above ground petroleum tanks shall be equipped with secondary containment structures as approved by the MPCA. An impervious surface shall be provided for parking of any mobile fuel or chemical tanks.
 - d. Below ground petroleum or chemical storage tanks shall be prohibited. Existing below ground storage tanks shall be brought up to current leak detection standards as prescribed by the MPCA.
5. All waste oil products shall be properly recycled.
 6. All minimum setbacks as prescribed by the MPCA and MDH shall be observed between water wells and petroleum or chemical storage tanks or other potential contaminant sources.

V. OPERATIONAL NOISE

A. Noise

1. Day-time and night-time noise levels shall not exceed MPCA Noise Pollution Control Rules, Chapter 7030.
 - a. UNIMIN shall comply with the Noise Monitoring Plan (Appendix F). The plan includes spot check frequencies and spot check locations. If findings of the spot checks indicate a violation of state standards then corrective actions shall be taken. Results must be reported as L10 and L50 in order to compare with State Standards. The Noise Monitoring Plan is attached to Appendix F of this permit.
 - b. If the County receives a complaint regarding noise, the County may request that UNIMIN conduct additional noise monitoring at UNIMIN's expense.
2. All mobile production equipment shall meet State and Federal standards. Stationary equipment shall be designed or enclosed so as to meet the State and Federal standards. UNIMIN will exercise its best efforts to control noise to minimum practical levels. Backup horns, bells, strobe lights, and other warning devices shall be adjusted to the minimum level required by law.

3. Berm Construction.

- a. UNIMIN shall comply with Mine Screening Plan (Appendix G). This plan includes berming and tree planting locations as well as a general sequence of implementation.
- b. UNIMIN shall construct a screening berm of not less than ten (10) feet in height along areas of the South Mine where such a berm is necessary to screen the mining activities from public view. Construction of the berm shall precede overburden removal and sand mining activities so as to screen these activities from public view to the extent possible. The berm shall remain in place until mining ceases and final reclamation begins, at which time the berm shall be removed.
- c. Berm shall be planted with vegetation and maintained to prevent erosion.

VI. BLASTING

A. Pre-blast Structural surveys

1. UNIMIN shall conduct pre-blast structural surveys located within one half mile of the South Mine, which approval is granted from the property owner, prior to commencing mining operations. Copies of future pre-blast surveys shall be submitted to the Le Sueur County Planning and Zoning Department.

B. Blasting Standards

1. No blast peak particle velocity (PPV) of ground motion shall exceed the levels depicted on the chart developed by the U S Bureau of Mines (USBM) and included in the Blast Monitoring Plan (Appendix H), which ranges from 0.50 to 2.0 inches per second depending on frequency and construction of structure at any existing occupied-residential structure. Ground motion measurements shall be made at the monitoring sites as designated in the approved Blast Monitoring Plan (Appendix H) exclusive of those structures owned by UNIMIN or those structures where the owner has reached agreement with UNIMIN waiving the ground vibration limit.
2. Air blast shall not exceed the maximum limits listed below at the location of any dwelling, public building, school, church, or community or institutional building outside the permit area, except those structures owned by UNIMIN or those structures where the owner has reached agreement with UNIMIN waiving the air blast limit.

Lower frequency limit of measuring system, in Hz (± 3 dB)	Maximum level, in dB
0.1 Hz or lower—flat response ¹	134 peak.
2 Hz or lower—flat response	133 peak.
6 Hz or lower—flat response	129 peak.

3. All blasts must be designed and conducted so as not to cause damage to private or public property. UNIMIN shall be responsible for damages to private or public property caused by blasting at the South Mine as agreed upon:
 - By the parties involved,
 - By arbitration or;
 - By a court of law.
4. Any future air blast studies that may be required by the county shall be conducted by an independent blasting consultant of the county's choice. All costs associated with such studies shall be paid by UNIMIN.
5. The Le Sueur County Board may change the calculated peak particle velocity requirements herein set forth at any time on giving notice of intent to do so and affording UNIMIN an opportunity to be heard.
6. If necessary to prevent damage, the Le Sueur County Board may promulgate in the exercise of its discretion, lower maximum allowable airblast levels than those of paragraph VI.B.2 above on notice to UNIMIN with an opportunity to be heard.

C. Seismic Monitoring:

1. UNIMIN shall comply with the *Blast Monitoring Plan (Appendix H)*. Review will be performed by a third party consultant at the applicant's expense.
2. UNIMIN shall utilize a professional blasting consultant to develop the blasting and monitoring plan. This plan will incorporate state-of-the-art in computerized blasting seismographs and software programs. The blasting plan shall provide all the necessary seismic data to assure compliance with applicable standards, while also providing usable seismic data to help predict future blast effects on all homes in the area. Data to be collected shall include, but not be limited to: waveform analysis, maximum peak particle velocities, maximum peak frequencies, and developing frequency spectrums.
3. Seismic data gathered for each blasting event shall be witnessed, reviewed, analyzed for compliance parameters, and signed by UNIMIN's blaster. If upon such review, the data indicate a violation, then corrective actions shall be taken such as reducing blasting charge/delay or other measures as deemed necessary to assure vibration compliance at the prescribed boundaries.
4. A minimum of two (2) seismographs are to be placed during each blasting event at monitoring locations identified in the blasting and monitoring plan. These locations will change with the progression of mining as identified in the blasting and monitoring plan.
5. Additional sites as designated within the permitted area may be required by the county in response to public concerns.

6. Detailed blasting records shall be kept by UNIMIN. These records are to locate where each blast is taking place, delay pattern, and the identification, direction and distance to the closest non-UNIMIN owned or permitted structure. Topographic maps shall be used to locate blasts and structures. These blast records are to be made available to the Le Sueur County Planning and Zoning Department upon request.

D. Additional Blasting Compliance Measures:

1. No flyrock shall leave UNIMIN property.
2. If data indicates an exceedance of the limits set in Section VI.B at any of the monitoring locations included in the Blasting and monitoring plan, UNIMIN shall notify the Le Sueur County Planning and Zoning Department within one week of receiving the results and provide a summary of a review of their blast design procedures and a plan to eliminate future exceedances. Any vibration or air blast exceedance at a monitoring location shall also be noted in the annual report.
3. UNIMIN shall notify the county a minimum of 24 hours prior to any blasting event that requires a road closure.

VII. ARCHEOLOGY

A. Phase II Archeology Investigation

1. The archaeological site 21-LE-0090 (Olson I) is located within the bluff setback zone and shall remain undisturbed from all earthwork activities associated with the South Mine.
2. In accordance with the USACE Section 404 permitting regulations, a Phase II Archeology Investigation shall be conducted in order to make a determination of National Register of Historic Places eligibility on the following properties; the Joseph & Rosa Klaseus Farm (Blank) (SHPO Inventory number LE-KST-009) and John & Clara Timm Farm (SHPO Inventory number LE-KST-044).

VIII. PUBLIC INFRASTRUCTURE

A. Road Realignment:

1. All Township road realignments or reconfigurations shall be designed at a minimum of the then current MnDOT standards for the design or roadways, curve configuration, signage, safety and all other MnDOT design requirements. UNIMIN shall have a registered civil engineer review the plans for conformance to said current MnDOT design standards, certify to same, and submit certification letter to the County and the Township.
3. Within thirty (30) days of the opening of each road segment, UNIMIN shall have a registered civil engineer certify that the construction as completed meets the current MnDOT design

standards discussed in Paragraph VIII.A.1. UNIMIN shall submit the signed certification to the County and the Township.

IX. AIR QUALITY

A. Air Emissions Permit:

1. Modifications to the current Total Facility Operating Permit shall be secured as needed for operations located within the South Mine permit area and all sources of air emissions identified in the permit shall be monitored to assure compliance to the conditions of the permit.
2. UNIMIN shall conduct semi-annual respirable dust monitoring at two or more locations along the South Mine Permit Area perimeter at a location between the nearest residence and active mine area. Results of such monitoring shall be presented in the Annual Report.

B. Dust Control:

1. UNIMIN shall maintain any existing trees in the undeveloped buffer areas within the South Mine Permit Area.
2. UNIMIN shall plant additional vegetative cover within the buffer zones as may be required.
3. In any exposed areas outside of the quarry that have not been covered by permanent vegetation UNIMIN shall water these exposed areas within the permitted area during those periods when weather conditions are generating fugitive dust.
4. Haul roads within UNIMIN South Mine Permit Area boundaries shall be sprayed with water or other permitted dust suppressants as needed to control fugitive dust.
5. UNIMIN will provide dust control by application of magnesium chloride or other approved dust suppressant, as necessary for unpaved township roads if these roads are being used by truck traffic originating from and as a result of the mining operations within the project site.

X. RECLAMATION

A. Reclamation Plan:

1. UNIMIN shall reclaim the site in accordance with the *South Mine Reclamation Plan (Appendix I)*.
2. The South Mine Reclamation Plan shall be consistent with the Reclamation Plan submitted in the Response to Comments portion of the FEIS, and must be revised to include the following:
 - a. Management Section for controlling noxious weeds and monitoring for the

successful establishment of vegetation and replacement planting criteria.

- b. Identification of the seed mixes to be used throughout the Site including special consideration near the Kasota Prairie SNA due to the sensitive nature of the area.
 - c. Monitoring and control of invasive plant species throughout the reclamation area and specifically adjacent to the Kasota Prairie SNA.
 - d. Measures to provide for the control of invasive plant species throughout the reclamation area and SNA as needed.
3. Unimin shall continue to work with Le Sueur County Parks Department and MnDNR Parks and Trails division and shall consider providing a pedestrian trail and park dedication.

B. Reclamation Standards:

1. Reclamation shall be conducted in the general sequence and manner as described in the South Mine FEIS, Section 3.0 volume 1, and the approved South Mine Reclamation Plan discussed in Paragraph X.A.1 above.
2. Reclamation shall be on going with back filling of areas and establishment of vegetation proceeding as soon as practical after a mining area has been completed.
3. Reclamation shall utilize native vegetative species for the purposes of creating wildlife habitat.
4. Any revision to the characteristics of the reclamation plan may be made by submitting the proposed revisions to Le Sueur County Planning and Zoning and receive approval from the Le Sueur County Board prior to implementation of the revised plan.
5. UNIMIN shall report all herein permitted area reclamation activities in the Annual Report.

I. LIGHTING

Prior to installing any new or temporary outdoor lighting, other than emergency lighting, UNIMIN shall submit an outdoor lighting plan to the Le Sueur County Zoning office to assure compliance with Le Sueur County Zoning Ordinance.

XII. INSPECTIONS

The premises and operations shall be available for inspections by the authorized County inspectors, as specified by the County Board within normal company working hours. Inspectors shall obtain proper safety equipment from management upon arrival in compliance with the applicable State and Federal laws and regulations.

XIII. BONDING

With the Annual Report, Unimin shall present a proposed bond amount for reclamation of the site based on the prior year's activity to the County Board for review and approval. Within 2 months following Board approval, Unimin shall present to the County Auditor a certificate evidencing the bond in the approved amount and the fact that the premium thereon has been paid.

On motion by Wetzel, seconded by Gliszinski and approved via roll call vote 5-0, the Board approved an After-the-Fact Conditional Use Permit for MARK JOHNSON (APPLICANT / OWNER) for the construction of a 12' x 24' dwelling in a bluff; and to allow the applicant to construct a 30' x 24' attached garage addition in a bluff in a Recreational Residential (RR) District on a Recreation Development (RD) lake, Lake Washington. The property is located at Lot 1, Block 1, Terrasol Subdivision, Section 13, Kasota Township. The application is approved as written.

On motion by Wetzel, seconded by King and unanimously approved, the Board amended the Administration Plan for the Septic Upgrade Loan Program (SULP) with one change; the Interest Rate is hereby changed from Prime Rate plus 2% to an Interest Rate of 3%.

Brigid Tuck from the Ney Environmental Education Foundation appeared before the Board to present their July 1, 2011 to June 30, 2012 Annual Report

Cindy Westerhouse, Human Resources Director came before the Board with several items for consideration.

On motion by King, seconded by Wetzel and unanimously approved, the Board granted regular status to Kandi Larson, full time Child Support Supervisor, in Human Services, effective February 7, 2013.

On motion by Gliszinski, seconded by Connolly and unanimously approved, the Board approved Roxanne Billings' telecommute renewal request and authorized the Chair to sign Le Sueur County's Telecommuting Agreement effective March 1, 2013.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board renewed the Phased Retirement Option agreement (1st renewal) with Dave Armstrong, County Assessor, effective March 12, 2013.

On motion by Wetzel, seconded by King and unanimously approved, the Board authorized a change in status for Bill Prepodnik from part time, temporary to part time, regular.

On motion by Connolly, seconded by Gliszinski and unanimously approved, the Board approved the hiring of Brian O'Malley as a full time Highway Maintenance Worker, in the Highway Department Le Center Shop, as a Grade 6, Step 1 at \$14.68 per hour, effective February 27, 2013.

Scott Gerr, Information Technology Director came before the Board with two quotes for the Board's consideration.

On motion by Gliszinski, seconded by King and unanimously approved, the Board approved the purchase of VEEAM ESS ENT 2 BND VMW, support and a HP Proliant Server in the amount of \$4,350 plus tax.

Darrell Pettis, County Administrator/Engineer came before the Board with a Resolution for the Board's consideration.

On motion by Connolly, seconded by King and unanimously approved, the Board approved the following Resolution:

**Resolution Authorizing Application for
Minnesota Housing and Finance Agency
Family Homelessness Prevention & Assistance Program**

WHEREAS, the Minnesota Housing Finance Agency, State of Minnesota, has been authorized to undertake a program to provide funds for Family Homelessness Prevention & Assistance Program; and,

WHEREAS, the counties in Region 9 have developed an application for the Minnesota Housing Finance Agency Family Homelessness Prevention & Assistance Program; and

WHEREAS, Minnesota Valley Action Council has demonstrated the ability to perform the required activities of the Minnesota Housing Finance Agency Family Homelessness Prevention & Assistance Program;

NOW, THEREFORE, be it resolved that Blue Earth County is hereby authorized as the grantee and that Minnesota Valley Action Council be charged with the administration of funds made available through the Minnesota Housing Finance Agency Family Homelessness Prevention & Assistance Program in the counties of Blue Earth, Brown, Faribault, Le Sueur, Martin, Nicollet, Sibley, Waseca and Watonwan, in Minnesota.

On motion by Connolly, seconded by Wetzel and unanimously approved, the Board adjourned until Tuesday March 12, 2013 at 9:30 a.m.

ATTEST: _____
Le Sueur County Administrator Le Sueur County Chairman