



Attendance:
Board of Directors

- ☒ President: Garry Johanson
- ☒ Vice President: Kristi Gross
- ☒ Treasurer: Eric Hartman
- ☐ Secretary: Angie Berg
- ☒ Past President & Legislative Chair: Angie Lipelt

District Representatives

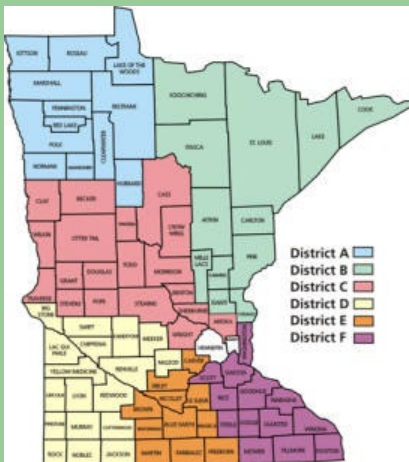
- ☐ District A: Dan Hecht
- ☒ District B: Andrew Carlstrom
- ☐ District C: Amy Kowalzek
- ☒ District D: Kyle Krier
- ☒ District E: Pam Flitter
- ☒ District F: Dale Oolman

District Alternates

- ☐ District A: Eric Buitenwerf
- ☒ District B: Chris Berg
- ☒ District C: Dave Rush
- ☒ District D: Darren Wilke
- ☐ District E: Robert Santaella
- ☐ District F: Samantha Pierret

Association of Minnesota Counties

- ☒ Brian Martinson



MACPZA Website: www.macpza.org

MACPZA Board Meeting

Friday, April 5, 2024

Stearns County Service Center, Room 1103

3301 Co Rd 138, Waite Park, MN 56387

10AM

MINUTES

Call to Order- President Johanson called the meeting to order at 10:08AM

Attendance Roll Call-Vice President Gross conducted roll for Secretary Berg who is absent. A quorum was present as shown on the attendance roster. Others in attendance: Chris LeClair

Approval of Agenda

⇒ Motion to approve. MSP: Pam/Angie with addition to fall conference report.

Approval of Minutes

⇒ Motion to approve minutes from February 2, 2024 MSP: Eric/Pam.

Treasurer's Report – Treasurer Hartman presented the checking account (\$5,711.43) and savings balances (\$18,389.66) Certificate of Deposit (\$15,000 9 month CD 4.84% interest expire November of 2024) as of April 1, 2024. There are 79 voting members and 39 associate members. The report is hereby incorporated into the minutes as **Exhibit A**. The Board of Directors had a discussion related to.

⇒ Motion to approve Treasurer's Report. MSP: Dave/Dale.

⇒ Motion to approve Membership Report. MSP: Pam/Andrew.

Audit Report- Dale Oolman presented the quarterly audit report. All is in order. MSP: Kristi/Pam.

Old Business- [None].

New Business.

Dan Petrick, DNR, attended virtually to discuss the County Shoreland Activities Report. Open to hear thoughts and concerns. What we can do to make it better. The way the report reads doesn't put Counties in a good light. Not that you have to make us look good, but why is the report put out and who is it for. Why is there a narrative. On the same set of data, we could emphasize the 61% of counties that find alternatives. It is based on what data you emphasize. The audience is primarily counties, so counties can see what others are doing. Try to point out counties with higher standards.

Discussion about advising applicants on variances and whether or not they should apply.

Work on objectively reporting the data instead of the subjective language.

Hear about mitigation that is not on that report. But we appreciate the length of the report and do not want it longer.

Survey since 1989. In 2013 the survey was updated to get information tracked what we needed to know such as Ordinary High-Water Mark or bluff top variances. To allow us a way to track if there are any trends. What is concerning is the number of variances on conforming lots.

Would be helpful to have a follow-up meeting with counties with significant shoreland to ensure we are providing accurate data.

Suggestion on if we change the questions we inform counties at end of year for the following year reporting, so if there are changes we will inform them at the end of 2024 for collection in 2025.

Dave Rush, Angie Lipelt willing to work with DNR.

DNR received a data request from reporter for 2023 regarding variances and permits, not all data is public the open ended questions would be viewed as private.

AMC Updates – Brian Martinson

Legislative Update:

AMC -tax forfeited land addressing both statutory issues with surplus as well as address settlement of class action lawsuit against state and counties. We had a county proposal on how to change the law, legislature wanted something more simple. Had a hearing, and went back to the drawing board. Scheduled for hearing Tuesday next week. Haven't seen new proposal. 109 mil dollars to cover liability for state and local government. Third party administrator to receive and make payments to landowners June 2016-June 2023, forfeited land to receive potential claim payments. Legislature thinks counties need to make payments into this fund. Counties that have land in holding from that settlement period, make a good faith effort to sell properties and 25% of any proceeds can be held by county 75% remitted to the state. Want to make sure there is a deadline point.

If you have lands within a tribal area, tribe gets right of first refusal. First we need to figure out what a new process looks like. Several bills that require the state to transfer land to transfer to White Earth Band, and lands around Red Lake to the Red Lake Band.

New planning requirements and potential restrictions for setbacks from waters for off highway vehicle trails.

Waters-change to definition of public waters, doesn't matter if you are on the public water inventory or not to determine if you are on a public water.

In the next two weeks will be putting together omnibus bills that include financing provision and more of the controversial provisions will be included in those bills.

The BWSR omnibus bill has a number of changes to WACA, presented as filling in gaps created by SACIC(sp?) ruling. It has some changes such as some exceptions, getting more concerns/questions. Disappointed this has been done independent and without input from local governments.

Local government planning and zoning authorities, most of them are focused on wholly 462 city and town authorities. Restrictions on rental licenses for disability housing facilities, state-wide building code provision. Most of these issues seem to be getting enough of a push back that they won't pass this year. We feel confident that the state representatives have stopped movement on state-wide building code. Senate Chair wanted us to work on a solution, but talked to the House author and got him to a point that it needs more conversation.

Legacy Bill includes Clean Water funding. Clean Water council recommended additional 2 mil for low income SSTs, Senate recommends 1 mil for those systems. Also includes 4 mil for critical shoreland protection easements for 10 counties.

Cannabis-Bill started moving in House. For these early licenses they don't need to have a location in the works, they have 10 months to put proposal together. They would still need to meet local requirements, there would still be a process to confirm they did it but the order is different. They want to Beta text online application process with counties. Kristi would be willing to Beta testing application portal. AMC has drafted some language for potential ordinances for cannabis management, but all the things that should be considered such as water, energy, etc.

Session over May 20.

Where did statewide building code come from? Builders association. Building Officials organization was for it as well.

MACPZA Committee Reports

Legislative Committee –Angie report the committee has been corresponding back and forth. Big issue so far was the state building code. Angie put in comments about 462 affordable housing bill because there are concerns it could cross over the county.

Professional Development Committee –Dave Rush-couple meetings on Spring Conference. Getting good feedback: 5 topics of interest; Thank to the people on the committee they are really interested: enforcement-new ZA's want to know pathways, what counties are doing-panel who has good enforcement, maybe get district court judge; legislature 101, how does it work how is the sausage made, Brian broaden it to what is MACPZA what can you do for us what resources do you have, what is Brian's role as a lobbyist, give examples of past ZA's have been involved with crafting or changing legislation such as recording, buffer law, etc; Technology – 3 or 4 different areas, maybe splitting up into small groups, permitting software and client tracking, GIS remote sensing aerial photography, Field technology/virtual meeting technology; Cannabis- check with fall to make sure not overlapping too much, but AMC guidance document, office of Cannabis Management; Groundwater- state of groundwater, Department of Health, department of Ag, what does state groundwater plan mean for us, Planning tools – APA, we don't know what we don't know.

Need to explain what the committees do and let new people know the resources available. Get involved. Mentorship/Ambassador program.

By-Laws Committee – Angie Lipelt on behalf of By-Laws Committee Chair, Dan Hecht. The By-Laws Committee met to address how to handle non-county memberships. The committee has communicated via e-mail to work on this request, they've started a working draft of the by-laws to bring forth at a later time with some minor updates. Dan Hecht and Scott Wold are new members this year. A memorandum from the By-Laws Committee is hereby incorporated as Exhibit B.

Other Committee Reports

SSTS Advisory – Chris LeClaire. Working with state to allow counties to be involved in enforcement proceedings. They have been stand-offish. At the end of the day you can make a FOYA request. Don't think we are at the point of meeting with commissioner at this point. Felt good that there could be traction. MPCA has a person for gatekeeper for data privacy, and the ruling has been that an enforcement case is not public and county is viewed as public from the state point of view.

SIETF –Dan Hecht via email on April 1, 2024. SEITF met January 25th in person in St. Cloud. The regular meetings scheduled for February and March were cancelled due to lack of agenda items. The last meeting for this season is scheduled for April 25th. I encourage those who have SSTs-related items you feel need deeper review to discuss them with your district rep to SEITF

Cannabis- This was covered by Brian Martinson.

Discussion.

Fall Conference Update: District D hosting Fall Conference, after Spring Conference District D Conference Committee will meet on site. Willmar Best Western, Oct. 2-4; tour of destination golf course, annual meeting Thursday, zoning boot camp and legal review; Friday flexibility, Agency or hot button topic; Cannabis, Attorney Generals Office discussing State Agency enforcement would be an interesting topic.

Spring Registration fees \$150 full conference; \$75 one \$200 non-member \$100 one day MSP: Pam/Dave

June Board meeting: will need establish nominations committee; election of officers this year.

Adjourn- ➡ Motion to adjourn at 12:15. MSP: Eric/Pam

Next Meeting: June 6, 2024, at 10:00AM. Arrowood Resort and Conference Center.