

BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
MARCH 6, 2018

The Goodhue County Board of Commissioners met on Tuesday, March 6, 2018, at 5:00 p.m. in the County Board Room, Government Center, Red Wing, MN with Commissioners Anderson, Majerus, Nesseth, Drotos and Allen were all present.

C/Majerus asked if there were any disclosures of interest. There were none.

¹ Moved by C/Anderson, seconded by C/Drotos, and carried to approve the February 20, 2018, County Board Minutes.

² Moved by C/Anderson, seconded by C/Drotos, and carried to approve the March 6, 2018, County Board Agenda.

Administrator Arneson requested to add LRIP Bond Agreement SAP 025-601-037 CSAH 1 Concrete Paving Contract to the agenda as item number three under the Public Works Director's Report and to remove item number two from the consent agenda and add it as number four under the Public Works Director's report.

³ Moved by C/Anderson, seconded by C/Majerus, and carried to approve the following items on the consent agenda as amended:

C/Allen requested to remove item #1- Approve a donation of outdated equipment to the Red Wing Environmental Learning Center for discussion.

- 1.
2. Approve Wine & Strong Beer License for the Bleu Dog Cafe.

Approve a donation of outdated equipment to the Red Wing Environmental Learning Center. C/Allen commented that he liked the idea of donating used equipment to non-profits.

⁴ Moved by C/Allen, seconded by C/Majerus, and carried to approve a donation of outdated equipment to the Red Wing Environmental Learning Center.

LAND USE MANAGEMENT DIRECTOR'S REPORT

Jason Augustine (applicant/owner) and Augie's Trucking CUP REQUEST: EXPANSION AND AMENDMENT OF AN EXISTING CUP. Jason Augustine (applicant/owner) and Augie's Trucking request for a CUP to expand and increase operations on the site including, additional trucking and repair, more parking, and expansion of buildings at 17510 County 41 Blvd in Vasa Township (2016 CUP Doc #636570).

⁵ Moved by C/Allen, seconded by C/Anderson, and carried to approve to adopt the staff report, findings of fact, and accept the application, testimony, exhibits, and other evidence presented into the record and DENY the request for Expansion and Amendment of an existing CUP requested by Jason Augustine (applicant/owner) and Augie's Trucking CUP to expand and increase operations on the site including, additional trucking and repair, more parking, and expansion of buildings at PID 42.001.1001, 17510 County 41 Blvd in Vasa Township.

REVIEW OF AUGIE'S TRUCKING EXISTING CUP, Conditional Use Permit (CUP) to operate a trucking and repair business in an A3, Urban Fringe district. Approved by County Board – 11/1/2016 (Doc # 636570) this approval included the condition: Staff will coordinate a PAC review of the CUP November 2017.

Jason Augustine commented that he did not remember there being a stipulation on trucking hours and he had contracts in place that required them to drive during those hours.

⁶ Moved by C/Allen, seconded by C/Majerus, and carried to approve to adopt the staff report into record, accept the application, testimony, exhibits, and other evidence presented into the record and **AMEND** the Jason Augustine and Augie's Trucking CUP to operate a trucking and repair business in an A3, Urban Fringe district, subject to the following conditions amended conditions:

1. The business must comply with all applicable Federal, State and Local Rules and Regulations, including

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but not limited to building permits and SSTS permits.

- ~~2. The applicant shall schedule an inspection by the Goodhue County Building Official to evaluate the accessory structure housing the business for compliance with applicable building code requirements. Condition satisfied on January 24, 2018.~~
2. The applicant must provide evidence (copy of completed MPCA Notification/Change in Status for Aboveground Storage Tanks Form) of compliance with MPCA Rules regarding storage and handling of diesel fuel and waste oil.
3. The business shall be limited to parking/storage of no more than five (5) owner operated trucks (with trailers not limited).
4. Business use shall be limited to truck storage, maintenance, and repair, with an accessory building limited to approximately 40' x 90'.
5. A maximum of six (6) non-family employees may be employed on the premises at any time.
6. Augie's Trucking will hire a contractor to apply CaCl dust control up to 6 times per year in front of each residence between his property and TH 19 after Public Works regrades the road, at a width of 24 feet, for a length of 400 ft. per residence at a rate of 0.27 to 0.30 gal/sq. yd. with the applicator determining the precise rate based on his experience.
7. Augie's trucks are to drive a maximum of 30 mph on Co. Rd 41.
8. The hours of operation shall be limited to 8AM -6PM for the Repair Shop, and 5AM-8PM for the Trucking Business. The Trucking Business will be allowed a maximum of two trips per day outside the stated hours of 5AM -8PM.
9. Staff will coordinate a PAC review of the CUP in one year, February 2019.

At 17510 County 41 Blvd Red Wing MN 55066, Part of the NE ¼ of SW ¼ and Part of the NW ¼ of SE ¼, Sect 1 Twp 112 Range 16, in Vasa township,, PID 42.001.1001

Interim Use Permit- Jason Banks (applicant/owner), JB Heating & Air, 35314 Martin ST, Lake City, MN 55041 R1 Zoned District, Parcel 32.136.0240, Lot 3 Block 2, Eagle Vista Estates 2 in Florence Township. The request is for an Interim Use Permit (IUP) to continue an existing home business in a detached accessory structure.

The Planning Commission recommended approval with conditions.

- ⁷ Moved by C/Allen, seconded by C/Majerus, and carried to approve the Planning Advisory Commission recommendation to adopt the staff report, findings of fact, accept the application, testimony, exhibits, and other evidence presented into the record and APPROVE the request from Jason Banks for an IUP to continue operating a Tier-2 Home Business. Subject to the following conditions:

1. Activities shall be conducted according to submitted plans, specifications, and narrative unless modified by a condition of this IUP;
2. Hours of operation shall be Monday through Friday, 8:00 AM to 4:00 PM;
3. On-street parking shall be prohibited;
4. On-street loading or off-loading shall be prohibited;
5. There shall be no Non-Resident Employees on site;
6. Exterior storage of business materials shall be prohibited;
7. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations;
8. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 11, Section 12, Home Businesses and Article 24 R-1, Suburban Residence District.

PUBLIC WORKS DIRECTOR'S REPORT

Corridor of Commerce Funding. Staff recommended the board approve the proposed resolution supporting the request that Corridor of Commerce funds be used to build an interchange at the TH52/TH57/CSAH8 intersection.

- ⁸ Moved by C/Nesseth, seconded by C/Majerus, and carried to approve the following resolution supporting the request that Corridor of Commerce funds be used to build an interchange at the TH52/TH57/CSAH8 intersection:

WHEREAS, Goodhue County has shared the vision of converting TH 52 to a freeway with the TH 52 Partnership for almost two decades; and

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WHEREAS, Building an interchange at the TH 52 / TH 57 / CSAH 8 intersection has been a high priority of Goodhue County and the TH 52 Partnership for over a decade; and

WHEREAS, MnDOT solicited recommendations for Corridor of Commerce projects and staff submitted a recommendation that the TH 52 / TH 57 / CSAH 8 interchange be fully funded and built along with MnDOT's project to regrade the southbound lane of TH 52 from Cannon Falls to just north of the CSAH 7;

NOW, THEREFORE, LET IT BE RESOLVED that the Goodhue County Board of Commissioners supports the request that Corridor of Commerce funds be used to build an interchange at the TH 52 / TH 57 / CSAH 8 intersection as a component of MnDOT's project to regrade the southbound lane of TH 52.

Greater MN Regional Parks & Trails Funding. Staff recommended the board approve the proposed resolution of support for the Greater Minnesota Regional Parks and Trails Commission for bond funds in this year's legislative session.

⁹ Moved by C/Anderson, seconded by C/Majerus, and carried to approve the following resolution in support of bonding money for Parks and Trails:

WHEREAS, parks and trails play a vital role in building healthy communities and in attracting much-needed younger workers and families and retaining retirees; and

WHEREAS, recreational opportunities draw in tourists from around the state, region and nation and recreational spending is a major contributor to state and local economies; and

WHEREAS, according to a George Mason University study, local and regional parks in Minnesota generated an estimated \$2.8 billion in direct, indirect and induced economic activity in Minnesota; and

WHEREAS, parks and trails recreation grants under Minnesota Stat. 85.019 could help Goodhue County by providing funding assistance to implement the new Master Plans for the County's Byllesby Park and Nielsen Memorial Preserve;

NOW, THEREFORE, BE IT RESOLVED that Goodhue County supports an appropriation of \$2.5 million each in general obligation bonds in 2018 for the Outdoor Recreation and Local Trails Connections grant programs and urges adoption of this proposal by the House (HF 1270 – Rep. Posten) and Senate (SF 689 Sen. Ruud); and

BE IT FURTHER RESOLVED that Goodhue County supports the adoption by the Legislature of the LCCMR's recommendation that \$2 million of the Environmental and Natural Resources Trust Fund be dedicated to these programs; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the following: Sen. Michael Goggin, Rep. Barb Haley, Rep. Steve Drazkowski, Speaker of the House Rep. Kurt Daudt, Senate Majority Leader Sen. Paul Gazelka, House Capital Investment Chair Rep. Dean Urdahl, Senate Capital Investment Chair Sen. David Senjem, House Environment Finance Chair Daniel Fabian, Senate Environment Finance Chair Bill Ingebritsen, and Governor Mark Dayton.

LRIP Bond Agreement SAP 025-601-037 CSAH 1 Concrete Paving Contract. Staff recommended the board approve the proposed resolution for the Local Road Improvement Program Bond Agreement.

¹⁰ Moved by C/Allen, seconded by C/Drotos, and carried to approve the following resolution for the Grant Agreement to State Transportation Fund (Local road Improvement Program) Grant Terms and Conditions SAP 025-601-037:

WHEREAS, Goodhue County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Local Road Improvement and

WHEREAS, the Commissioner of Transportation has given notice that funding for this project is available; and

WHEREAS, the amount of the grant has been determined to be \$1,000,000.00 by reason of the lowest responsible bid;

NOW THEREFORE, be it resolved that Goodhue County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund

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any amount appropriated for the bridge but not required. The proper county officers are authorized to execute a grant agreement with the Commissioner of Transportation concerning the above-referenced grant.

Award of Concrete Paving Contract SAP 025-601-037 & SAP 025-621-012. Staff recommended the board approve the award of SAP 025-601-037 CSAH 1 & SAP 025-621-012-CSAH21 Concrete Paving Contract and authorize the County Administrator and County Attorney to sign and date the contract contingent upon staff working out the approval details of the LRIP Grant Agreement.

¹¹ Moved by C/Anderson, seconded by C/Majerus, and carried to approve the award of bid for SAP 025-601-037 CSAH 1 & SAP 025-621-012 CSAH 21 Concrete Paving, contingent upon staff working out the approval details of the Local Road Improvement Program (LRIP) grant agreement, to PCI Roads, LLC, St. Michael, MN with the lowest responsible bid of \$6,093,122.16; and to allow staff change order authority not to exceed 10% of the approved bid.

COUNTY ADMINISTRATOR'S REPORT

Opportunity Zones. The Goodhue County EDA board met prior to the board meeting and recommended approval of this item to the board. In addition, staff recommended the board approve the three eligible census tracts ranked highest to lowest priority for Opportunity Zones in the City of Red Wing in addition to working cooperatively with Wabasha County on their respective applications for Opportunity Zones.

¹² Moved by C/Anderson, seconded by C/Drotos, and carried to approve the following three eligible census tracts ranked highest to lowest priority for Opportunity Zones in the City of Red Wing, Goodhue County:

- 1. Tract 802
- 2. Tract 801.01
- 3. Tract 801.02

In addition, staff recommends working cooperatively with Wabasha County on their respective applications for Opportunity Zones.

COMMITTEE REPORTS:

C/Drotos	<ul style="list-style-type: none"> • AMC Conference.
C/Nesseth	<ul style="list-style-type: none"> •
C/Anderson	<ul style="list-style-type: none"> •
C/Majerus	<ul style="list-style-type: none"> •
C/Allen	<ul style="list-style-type: none"> • Railroad Committee Meeting.
Administrator Arneson	<ul style="list-style-type: none"> •

Review and approve county claims.

¹³ Moved by C/Nesseth, seconded by C/Majerus, and carried to approve to pay the County claims in the amount of 01-General Revenue \$157,832.66, 03-Public Works \$101,760.33, 11- Human Service Fund \$30,207.08, 21-ISTS \$00, 25- EDA \$291.52, 30-Capital Improvement \$00, 31-Capital Equipment \$00, 34-Capital Equipment \$92,588.20, 35-Debt Services \$00, 40-County Ditch \$00, 61-Waste Management \$13,390.51, 62-Recycling Center \$00, 63-HHW \$00, 72-Other Agency Funds \$364.00, 81-Settlement \$628.27, in the total amount of \$397,062.57.

¹⁴ Moved by C/Anderson, seconded by C/Majerus, and carried to approve to adjourn the March 6, 2018, County Board Meeting.

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SCOTT O. ARNESON
COUNTY ADMINISTRATOR



JASON MAJERUS, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

MINUTE

1. Approved the February 20, 2017 County Board Meeting Minutes. (Motion carried 5-0)
2. Approved the March 6, 2018 County Board Meeting Agenda. (Motion carried 5-0)
3. Approved the Consent Agenda as amended. (Motion carried 5-0)
4. Approved the donation of outdated equipment to the Red Wing Environmental Learning Center. (Motion carried 5-0)
5. Approved to deny the request for an expansion and amendment to existing CUP for Jason Augustine, Vasa Township. (Motion carried 5-0)
6. Approved to amend a CUP for Jason Augustine, Vasa Township. (Motion carried 5-0)
7. Approved an Interim Use Permit for Jason Banks, JB Heating & Air, Florence Township. (Motion carried 5-0)
8. Approved the resolution of support for the Corridor of Commerce funds to be used to build an interchange at TH52/TH27/CSAH 8 intersection. (Motion carried 5-0)
9. Approved the resolution of support for the Greater MN regional Parks and Trails Funding. (Motion carried 5-0)
10. Approved the Local Road Improvement Program Bond Agreement. (Motion carried 5-0)
11. Approved to award concrete paving contact SAP 025-601-037 and SAP 025-621-012. (Motion carried 5-0)
12. Approved a resolution of support for the Opportunity Zones designation. (Motion carried 5-0)
13. Approved the county claims. (Motion carried 5-0)
14. Approved to adjourn the March 6, 2018 County Board Meeting. (Motion carried 5-0)