

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN  
NOVEMBER 1, 2022**

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The Goodhue County Board of Commissioners met on Tuesday, November 1, 2022, at 7:30 a.m. in closed session to discuss employee union contract negotiations, then again at 9:00 a.m. in regular session in the Goodhue County Boardroom, Red Wing, MN, with Commissioners Anderson, Majerus, Flanders, Betcher and Greseth all present.

C/Majerus asked for any disclosure of interest. Commissioner Betcher noted that the Wojcik property was adjacent to her husband's farm, however, she did not believe that was a conflict.

<sup>1</sup> Moved by C/Anderson, seconded by C/Majerus, and carried to approve the October 18, 2022 County Board meeting minutes.

<sup>2</sup> Moved by C/Anderson, seconded by C/Greseth, and carried to approve the November 1, 2022 County Board Agenda.

C/Flanders requested that item #6 Approve use of ARPA Funds for Information Security Awareness Training be pulled from the consent agenda for discussion.

<sup>3</sup> Moved by C/Anderson, seconded by C/Majerus, and carried to approve the following Consent Agenda:

1. Approve HR Manager New Hire.
2. Approve Opioid National Settlement Resolution.
3. Approve the 2022 Audit Services Agreements
4. Approve Liquor License Renewals.
5. Approve Tobacco License Renewal.
- 6.

**Approve use of ARPA Funds for Information Security Awareness Training.** C/Flanders suggested this training be mandatory of all county staff and the training be allowed during work hours.

<sup>4</sup> Moved by C/Flanders, seconded by C/Anderson, and carried to approve the use of ARPA Funds for mandatory Information Security Awareness Training for all employees.

**HUMAN RESOURCE MANAGER'S REPORT**

**2023 Health Flexible Spending Accounts Annual Contribution & Carryover Limits.** On October 18, the IRS announced increases to the annual contribution limits for health flexible spending accounts (FSAs). The 2023 contribution limit will increase to \$3,050 from \$2,850. Health flexible spending accounts can allow for a carryover of unused health FSA funds. Goodhue County health FSAs have a carryover provision as part of the plan design. The maximum carryover will increase to \$610 for the 2023 plan year. Goodhue County FSA plans will automatically adjust to the new limits for the 2023 plan year. This item was for information only.

**Appointment of Chief Deputy.** The Sheriff's Office was notified that the Chief Deputy has resigned and his last day will be November 4th, 2022. Administrator Arneson requested that the board give authority to the Sheriff to appoint a chief deputy following the November 8, 2022 election.

<sup>5</sup> Moved by C/Betcher, seconded by C/Majerus, and carried to approve to give authority to the Sheriff to appoint a chief deputy following the November 8, 2022 election.

**LAND USE MANAGEMENT DIRECTOR'S REPORT**

**PUBLIC HEARING: Conservation Subdivision Plat (Mehrkens).** The request was submitted by Ted and Sheila Mehrkens (Owners) for Preliminary and Final Plat approval of the proposed "Mehrkens Subdivision" to rezone 40.0 acres and create a two lot Conservation Subdivision District on the property currently zoned A-1 (Agricultural Protection District). Parcels 39.011.0300 and 39.011.0400. TBD HWY 60 BLVD Mazeppa, MN 55956. The W ½ of the NE ¼ and part of the NE ¼ of the NW ¼ of Section 11 TWP 109 Range 15 in Pine Island Township.

<sup>6</sup> Moved by C/Anderson, seconded by C/Majerus, and carried to approve to open the public hearing.

C/Majerus asked three times for public comment. There were none.

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<sup>7</sup> Moved by C/Anderson, seconded by C/Betcher, and carried to approve to close the public hearing.

<sup>8</sup> Moved by C/Anderson, seconded by C/Gresseth, and carried to approve the Planning Advisory Commission recommendation and adopt the staff report into the record; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request submitted by Ted and Sheila Mehrkens (Owners), for Preliminary and Final Plat approval of the proposed "Mehrkens Subdivision" to rezone 40.0 acres and create a two-lot Conservation Subdivision District on property currently zoned A1 (Agricultural Protection District). Subject to the following condition:

1. The change of zone shall not occur until the Conservation Easement and Plat have been recorded with the Goodhue County Recorder's Office.

**Conditional Use Permit (CUP) Request for a Self Service Storage Facility.** The request was for CUP, submitted by Lariat Companies, Inc. (Owners) to permit an existing self-service storage facility to allow a structure addition. Parcels 28.131.0010, 28.131.0020, and 28.131.0030. 32072 Ash Court Cannon Falls, MN 55009. Lots 1, 2, and 3 Block 1 of the Evolve Replat in Cannon Falls Township. B Zoned District.

The planning commission recommended approval.

<sup>9</sup> Moved by C/Anderson, seconded by C/Flanders, and carried to approve the Planning Advisory Commission recommendation and adopt the staff report into the record; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request submitted by Lariat Companies Inc. (Owners) to permit an existing selfservice storage facility and for construction of a 51-foot by 48-foot structure addition. Subject to the following conditions:

1. The use shall be conducted according to submitted plans, specifications, and narrative unless modified by a condition of this CUP;
2. Applicant shall obtain Building Permit approvals from the Goodhue County Land Use Management Department prior to constructing the addition;
3. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 27 (Business District); and Article 11, Section 34 (Self-service Storage Facilities).
4. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations;
5. The existing fencing and gate shall be removed from the Ash Court right-of-way prior to building permit approval.

**Conditional Use Permit (CUP) Request for Non-Metallic Mineral Extraction Facility and Establishing a Mineral Extraction Facility within 300 feet of the Toe of a Bluff (Wojcik).** The request for CUP, submitted by Bruening Rock Products (Applicant) on behalf of Barbara Wojcik LT (Owner) for a Non-Metallic Mineral Extraction Facility which will be within 300 feet of the toe of a bluff. Proposed activities include an aggregate quarry and associated processing/transport equipment and facilities. Parcel 34.033.0600. 34399 County 2 BLVD Red Wing, MN 55066. The NW ¼ and the S ½ of the SE ¼ of Section 33 TWP 112 Range 14 in Hay Creek Township. A-2 Zoned District.

The planning commission recommended approval.

<sup>10</sup> Moved by C/Anderson, seconded by C/Majerus, and carried to approve the Planning Advisory Commission recommendation and adopt the staff report into the record; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request from Bruening Rock Products (Applicant) on behalf of Barbara Wojcik LT (Owner) for a Conditional Use Permit to operate a Non-Metallic Mineral Extraction Facility 0 feet from the top and toe of a bluff. Subject to the following conditions:

1. Activities shall be conducted according to submitted plans, specifications, and narrative unless modified by a condition of this CUP;
2. Hours of Operation shall be limited to 7:00 a.m. to 7:00 p.m., Monday through Friday and 7:00 a.m. to 12:00 p.m. Saturday. Any exceptions must comply with Article 14, Section 6, Subd. 4;
3. Seismic blasting records shall be submitted to the Zoning Administrator within 10 days of receiving the blast analysis;

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4. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations. Evidence shall be provided to the County of all required permits prior to the start of Mining Operations;
5. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 14 Mineral Extraction and Article 22 Agriculture District;
6. Site Reclamation after completion of mineral extraction shall be performed according to submitted plans, specifications, and narrative in accordance with Article 14 Section 6 Subd. 4S;
7. The operation shall be annually registered with Goodhue County in accordance with Article 14 Section 6 Subd. 2;
8. Security. The Applicant/Operator (Bruening Rock Products) or owner of the property on which the mineral extraction is occurring, shall post a letter of credit, bond, or cash escrow of \$400,000. If the required Security is provided in the form of a "Letter of Credit" or a "Performance Bond", it shall be subject to review and approval by the County Attorney prior to the start of Mining Operations. Goodhue County shall be listed as the eligible party to access the Security to reimburse the following costs upon failure of the Applicant/Owner to comply with the requirements of this Conditional Use Permit;
9. Mineral Extraction and related activities are limited to the 23.02 acres as legally described on the Certificate of Survey for the Wojcik Quarry for Bruening Rock Products by G-Cubed;
10. Operator shall adhere to all posted road weight restrictions. Material or debris tracked onto County 2 BLVD shall be swept/cleaned within 24 hours; and
11. Applicant shall obtain Building Permit approvals from the Goodhue County Land Use Management Department prior to constructing any structures on the property.

**Conditional Use Permit (CUP) Amendment - Martin Amundson.** The request, submitted by Martin Amundson (Owner/Operator) to amend CUP Z17-0001 to allow an existing lawn care business to construct a new storage and office building. Parcel 47.011.0700. 41396 County 4 BLVD Zumbrota, MN 55992. Part of the SE ¼ of the NW ¼ of Section 11 TWP 110 Range 15 in Zumbrota Township. A-1 Zoned District.

The planning commission recommended approval.

<sup>11</sup> Moved by C/Betcher, seconded by C/Majerus, and carried to approve the Planning Advisory Commission recommendation and adopt the staff report into the record; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request submitted by Martin Amundson (owner/operator) to amend CUP Z17-0001 to allow an existing lawn care business to construct a 125-foot x 200-foot building for office space and machinery storage. This amendment shall revoke and replace CUP Z17-0001. Subject to the following conditions:

1. The structure shall be constructed according to submitted plans, specifications, and narrative unless modified by a condition of this CUP;
2. Applicant shall obtain Building Permit approvals from the Goodhue County Land Use Management Department prior to constructing the new building;
3. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 21 (Agricultural Protection District);
4. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations;
5. Applicant shall obtain approval from Goodhue County Environmental Health for well and septic use prior to beginning operations;
6. The property line reconfiguration shall be recorded with the Goodhue County Recorder's office prior to issuance of a building permit;
7. Use of the new structure for the storage of agricultural equipment not associated with the lawn care business shall be permitted.

**COUNTY SURVEYOR'S REPORT**

**Lake Byllesby West Second Plat.** The County Board passed a resolution on November 2, 2021, based upon Special Legislation, allowing the County to sell portions of land along Lake Byllesby to the adjacent land owners. We are still waiting for a few mortgage companies to complete their paperwork, however, the plat of Lake Byllesby West Second is nearing completion and we are in the process of collecting all the necessary signatures in order to record the plat. All the landowners in this plat have paid the County for the land. After all the documents are in, the plat will get recorded and staff will prepare 12 deeds to transfer the County's interest to the landowners. Staff recommended the

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board approve the plat of Lake Byllesby West Second, and direct the board chair and staff to execute the plat and the deeds for recording.

<sup>12</sup> Moved by C/Anderson, seconded by C/Flanders, and carried to approve the plat of Lake Byllesby West Second, and execute the plat and the deeds for recording.

**Polaris Award.** LUM Director, Lisa Hanni, recognized Leanne Knott who received one of the Polaris Awards this year from the MN GIS/LIS Consortium. Ms. Knott has worked in a shared GIS position between Goodhue County and the City of Red Wing since 2014. She is the fourth Goodhue County GIS staff person to receive this award.

**PUBLIC WORKS DIRECTOR'S REPORT**

**Bridge 25501 Update.** Public Works Director, Greg Isakson, updated the board on Bridge 25501.

<sup>13</sup> Moved by C/Greseth, seconded by C/Majerus, and carried (4-1-0) with C/Anderson dissenting to approve to open Bridge 25501 to a single lane traffic with a stop and take turn crossing.

C/Majerus requested staff bring back information regarding plowing options.

**COMMITTEE REPORTS:** Deferred

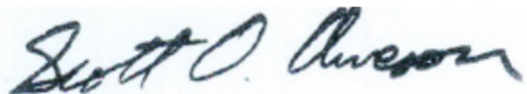
C/Betcher	•
C/Greseth	•
C/Anderson	•
C/Majerus	•
C/Flanders	• Cannon Valley Trail annual report.
Administrator Arneson	•

**Review and Approve the County Claims**

<sup>14</sup> Moved by C/Greseth, seconded by C/Anderson, and carried to approve to pay the County claims in the amount of 01-General Revenue \$489,772.31, 03-Public Works \$815,297.30, 11- Human Service Fund \$119,263.17, 12- GC Family Services Collaborative \$00, 15- County Ditch 1 \$44,386.26, 21-ISTS \$00, 25-EDA \$00, 30-Capital Improvement \$00, 31-Capital Equipment \$00, 34-Capital Equipment \$38,857.21, 35-Debt Services \$00, 40-County Ditch \$00, 61-Waste Management \$13,858.88, 62-Recycling Center \$00, 63-HHW \$00, 72-Other Agency Funds \$247,106.90, 81-Settlement \$6,483,620.87, in the total amount of \$8,252,162.90.

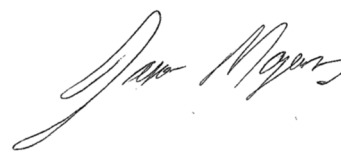
**Adjourn**

<sup>15</sup> Moved by C/Anderson, seconded by C/Flanders, and carried to approve to adjourn the November 1, 2022, County Board Meeting.




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SCOTT O. ARNESON  
COUNTY ADMINISTRATOR




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JASON MAJERUS, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS

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### MINUTE

1. Approved the October 18, 2022, board meeting minutes (Motion carried 5-0)
2. Approved the county board agenda as amended. (Motion carried 5-0)
3. Approved the consent agenda as amended. (Motion carried 5-0)
4. Approved the use of ARPA funding for Information Awareness Security. (Motion carried 5-0)
5. Approved to give the Sheriff authority to hire a Chief Deputy following the November 8, 2022 election. (Motion carried 5-0)
6. Approved to open the public hearing. (Motion carried 5-0)
7. Approved to close the public hearing. (Motion carried 5-0)
8. Approved a subdivision plat in Pine Island township. (Motion carried 5-0)
9. Approved a Conditional Use Permit (CUP) for a self-serving storage facility in Cannon Falls Township. (Motion carried 5-0)
10. Approved a Non-Metallic Mineral Extraction Facility and Establishing a Mineral Extraction Facility in Hay Creek Township. (Motion carried 5-0)
11. Approved a Conditional Use Permit (CUP) Amendment for Martin Amundson, Zumbrota Township. (Motion carried 5-0)
12. Approved the plat of Lake Byllesby West Second, and executed the plat and the deeds for recording. (Motion carried 5-0)
13. Approved to open Bridge 25501 to single lane traffic. (Motion carried 4-1)
14. Approved the county claims. (Motion carried 5-0)
15. Approved to adjourn the November 1, 2022 Special Session County Board Meeting. (Motion carried 5-0)