

BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
JULY 18, 2023

The Goodhue County Board of Commissioners met on Tuesday, July 18, 2023, at 9:00 a.m. in the County Board Room, Government Center, Red Wing, with Commissioner Majerus, Flanders, Betcher, Anderson and Greseth all present.

C/Flanders asked for disclosures of interest. There were none.

¹ Moved by C/Greseth, seconded by C/Majerus, and carried to approve the June 20, 2023 County Board meeting minutes.

² Moved by C/Majerus, seconded by C/Anderson, and carried to approve the July 18, 2023 County Board Agenda.

Administrator Arneson added #6 to the consent agenda to set a public hearing date for the Goodhue County Trust Fund Ordinance.

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

1. Approve Covered Bridge Riders Temporary On Sale Liquor License
2. Approve New On Sale Liquor License Application
3. Approve Agreement with Arvig for Utility Building at Kenyon Shop
4. Approve Final CR 57 Bridge.
5. Approve Sale of Public Works Unit on the On-Line Public Surplus Auction
6. Approve to Set a Public Hearing for The Housing Trust Fund Ordinance.

COUNTY ADMINISTRATOR'S REPORT

Introduction of Court Services Director, Rhonda VanSchoonhoven. Administrator Arneson introduced Rhonda VanSchoonhoven who was promoted to be the new Court Services Director following the retirement of Mark Jaeger.

Website Request For Proposal. Communications and Outreach specialist, Briggs Topple, presented to the board a recommendation from the Communications Committee to allocate Broadband ARPA funds for an RFP process for a new website software provider.

⁴ Moved by C/Anderson, seconded by C/Betcher, and carried to approve the Communications Committee recommendation to use Broadband ARPA funds up to \$60,000 for an RFP process for a new website software provider.

CANNON VALLEY TRAIL

Bridge and Bituminous Replacement Project. The Cannon Valley Trail requested the board approve a resolution to be the local unit of government sponsor for the GMRPTC Program to fulfill the requirements of a Greater Minnesota Regional Parks and Trails Commission Grant Program– Bridge and Bituminous Replacement Project.

⁵ Moved by C/Anderson, seconded by C/Betcher, and carried to approve the following resolution approving a Greater Minnesota Legacy Grant application to the Greater Minnesota Regional Parks and Trails Commission and Minnesota Department of Natural Resources for the _ Bridge and Bituminous Replacement _ project.

WHEREAS, Goodhue County (Applicant) has the right and authority to sponsor a grant funding request to the Greater Minnesota Regional Parks and Trails Commission (GMRPTC).

WHEREAS, Goodhue County (Applicant) has a right and authority to act as Legal Sponsor for the State Grant Application (the "Application") and will work with the Minnesota Department of Natural Resources ("DNR"), in developing a Grant Agreement relating to the funding which may be awarded by the GMRPTC.

THEREFORE, BE IT RESOLVED, That the Applicant certifies it has read and understands the Office of Grants Management Conflict of Interest Policy 08-01, will maintain an adequate Conflict of Interest Policy and monitor and report any actual, potential, or perceived conflicts of interest to the GMRPTC and DNR.

BE IT FURTHER RESOLVED, that the Applicant confirms all of the information in its Application and further confirms that it has no expectation of, or entitlement to, reimbursement of costs incurred prior to grant agreement

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execution date and, if applicable, it has not entered into a written purchase agreement to acquire property described in its Application if grant funds are to be used for the purchase.

BE IT FURTHER RESOLVED, that the Applicant has or will acquire a fee interest ownership or permanent easement over the land described in the Application for regional parks and regional special feature parks as applicable. The applicant has or will acquire a fee interest, permanent or perpetual easement or minimum twenty (20) year lease over the land described in the Application for regional trails or regional special feature parks, as applicable and approved, before the project proceeds.

BE IT FURTHER RESOLVED, that the Applicant agrees that it will comply with all applicable laws, regulations and requirements as stated in the Grant Agreement with the DNR, including dedicating the park property for uses consistent with the grant agreement into perpetuity or for trails, committing to maintain the trails for a period of not less than twenty (20) years, and dedicating all land acquired under the project for uses consistent with the grant agreement into perpetuity.

BE IT FURTHER UNDERSTOOD, that the GMRPTC will confirm at such time that it has made the award of funds authorizing a Grant Agreement to be developed between the DNR and the Applicant.

FINANCE DIRECTOR'S REPORT

Public Hearing: 61 Express - Off-Sale Intoxicating Liquor License. Staff requested the board hold a public hearing and approve the proposed application for a Liquor License for 61 Express Off Sale 33971 Hwy 61 Blvd Frontenac, MN 55026. Approval from the Township, County Sheriff, and County Attorney has been obtained. License is contingent upon inspection and approval by the state's Alcohol and Gambling Enforcement. This establishment is requesting a new license due to a change in ownership and would run from December 1, 2022 thru November 30, 2023.

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

Commissioner Flanders asked three times for public comment. There were no comments.

⁷ Moved by C/Anderson, seconded by C/Greseth, and carried to approve to close the public hearing.

⁸ Moved by C/Anderson, seconded by C/Majerus, and carried to approve the application for a Liquor License for 61 Express Off Sale 33971 Hwy 61 Blvd Frontenac, MN 55026. License is contingent upon inspection and approval by the state's Alcohol and Gambling Enforcement. This establishment is requesting a new license due to a change in ownership and would run from December 1, 2022 thru November 30, 2023.

Broadband Agreement with Southeast MN Wifi LLC. In 2021 the Goodhue County Board had earmarked \$1,600,000 for the expansion of Broadband service to unserved or underserved communities within Goodhue County. The funds initially came from the Federal program American Rescue Plan Act and Goodhue County established this Broadband program to be used by established companies through the use of qualifying grants. Four grants have been approved for a total amount of \$986,329, leaving \$613,671 remaining to be distributed. Through the County's second round of opening up the grant process, Southeast MN Wifi LLC has submitted a proposal for a project to take place in Welch Township. The project would serve 18 unserved passings and they are requesting \$112,138 from the County or 48% of the total project which is \$236,080. Staff is recommending approval of the Broadband Agreement between Goodhue County and Southeast MN Wifi LLC in the amount of \$112,138.

⁹ Moved by C/Anderson, seconded by C/Greseth, and carried to approve the Broadband Agreement between Goodhue County and Southeast MN Wifi LLC in the amount of \$112,138.

ARPA Budget Update. The County Board has previously discussed and approved the ARPA Program and Budget knowing that it would require additional discussion and amendments. Staff reviewed the proposed adjustments with the board and recommended the board use ARPA funds instead of building contingency funds to pay for the overage of the Roof Top HVAV Unites and up to \$280,000 related to the Government Center Master Plan Phase I Implementation.

¹⁰ Moved by C/Anderson, seconded by C/Betcher, and carried to approve the proposed updates to the ARPA budget as presented and use the savings in ARPA dollars instead of using the building contingency fund.

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LAND USE MANAGEMENT DIRECTOR'S REPORT

PUBLIC HEARING: Consider Goodhue County Zoning Ordinance Updates. Proposed amendments to Article 10 (Definitions), Article 11 (Performance Standards), and Article 20 (Table of Uses) to amend definitions for Farm and Agricultural Operation, add a definition for Rural Tourism, remove Non-Agricultural Uses Associated with Agri-Tourism and replace with Rural Tourism, amend performance standards and the Table of Uses to correlate with the addition of Rural Tourism

The Planning Commission recommended approval.

¹¹ Moved by C/Majerus, seconded by C/Anderson, and carried to approve to open the public hearing.

C/Flanders asked three times for public comments. There were none.

¹² Moved by C/Majerus, seconded by C/Greseth, and carried to approve to close the public hearing.

¹³ 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 testimony, exhibits, and other evidence presented into the record; and APPROVE the amendments to Articles 10 (Definitions), 11 (Performance Standards), and 20 (Table of Uses).

PUBLIC HEARING: Request for Map Amendment (Rezone). The request, submitted by Connie Bodeker (Owner) to rezone 46.89 acres from A-2 (General Agriculture District) to R-1 (Suburban Residence District). Parcel 28.031.1201. TBD 338th Street Way Cannon Falls, MN 55009. Part of the SW ¼ of the SE ¼ of Section 31 TWP 112 Range 17 in Cannon Falls Township. The Planning Commission recommended denial of the request.

¹⁴ Moved by C/Anderson, seconded by C/Majerus, and carried to approve to open the public hearing.

C/Flanders asked three times for public comment.

The following people spoke to the issue: Stanley Bryczek, Mark Nelson and Ken Tennessen all opposed the issue.

Bob Stalberger and Connie Bodeker supported the issue.

¹⁵ Moved by C/Anderson, seconded by C/Betcher, and carried to approve to close the public hearing.

¹⁶ Moved by C/Betcher, seconded by C/Majerus, and carried to approve to adopt the staff report into the record; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the map amendment request from Connie Bodeker (Owner) to rezone 46.89 acres from A2 (General Agriculture District) to R1 (Suburban Residence District).

PUBLIC WORKS DIRECTOR'S REPORT

Auction of Unit #0601. It is the recommendation that the Board authorize staff to trade off unit #0601 ahead of receiving its replacement.

C/Anderson asked if there would be a minimum reserve set. Mr. Greenwood confirmed that the minimum bid would be set at the amount the county would receive as a trade in.

¹⁷ Moved by C/Anderson, seconded by C/Betcher, and carried to approve to authorize staff to trade off unit #0601 ahead of receiving its replacement.

Wheelage Tax Increase. Staff recommended the Board approve increasing the Wheelage Tax from \$10 per vehicle to \$20 per vehicle.

¹⁸ Moved by C/Anderson, seconded by C/Betcher, and carried to approve increasing the Wheelage Tax from \$10 per vehicle to \$20 per vehicle.

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MINNESOTA COUNTIES INTERGOVERNMENTAL TRUST (MCIT)

Annual Report. Gerd Clabaugh, MCIT Executive Director presented to the board and gave an overview of the annual report. This item was for information only.

HUMAN RESOURCE MANAGER'S REPORT

Personnel Committee Report. The Personnel Committee met prior to the board meeting with the following item on the agenda:

Job Classification Appeals. The personnel committee recommended approval of the job classification appeals as presented by payroll consultant, Dr. Tessia Melvin with David Drown Associates.

- 19 Moved by C/Betcher, seconded by C/Greseth, and carried to approve the following job classification appeals as recommended by DDA:
- Adult Case Administrator
 - Court Services Director
 - Information Systems Specialist/HHS Systems Application Specialist
 - Building Inspector
 - Sanitarian
 - Recycling Center Operator
 - Public Safety Telecommunicator
 - Sergeant, Sr Records Specialist

COMMITTEE REPORTS:

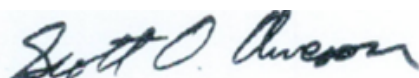
C/Betcher	•
C/Greseth	•
C/Anderson	•
C/Majerus	•
C/Flanders	• Housing subcommittee update.
Administrator Arneson	•

Review and Approve the County Claims

- 20 Moved by C/Anderson, seconded by C/Majerus, and carried to approve to pay the County claims in the amount of 01-General Revenue \$827,943.55, 03-Public Works \$292,525.41, 11- Human Service Fund \$172,676.81, 12- GC Family Services Collaborative \$00, 15- County Ditch 1 \$00; 20- National Opioid Settlement Fund \$00, 25- EDA \$756.00, 34-Capital Equipment \$203,297.39, 35-Debt Services \$00, 61-Waste Management \$33,403.55, 72-Other Agency Funds \$309,754.07, 81-Settlement \$23,703,702.70 in the total amount of \$25,544,059.48.

Adjourn

- 21 Moved by C/Anderson, seconded by C/Majerus, and carried to approve to adjourn the July 17, 2023, County Board Meeting.



SCOTT O. ARNESON
COUNTY ADMINISTRATOR



LINDA FLANDERS, CHAIR
BOARD OF COUNTY COMMISSIONERS

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MINUTE

1. Approved the June 20, 2023, board meeting minutes. (Motion carried 5-0)
2. Approved the county board agenda. (Motion carried 5-0)
3. Approved the consent agenda. (Motion carried 5-0)
4. Approved to allocate Broadband ARPA funds for an RFP process for a new county website. (Motion failed 5-0)
5. Approved the Grant Application for the Cannon Valley Trail. (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 the liquor license for 61 Express. (Motion carried 5-0)
9. Approved the Broadband Agreement with Southeast MN Wifi LLC. (Motion carried 5-0)
10. Approved the ARPA budget. (Motion carried 5-0)
11. Approved to open the public hearing. (Motion carried 5-0)
12. Approved to close the public hearing. (Motion carried 5-0)
13. Approved the County Zoning Ordinance Updates. (Motion carried 5-0)
14. Approved to open the public hearing. (Motion carried 5-0)
15. Approved to close the public hearing. (Motion carried 5-0)
16. Approved the map amendment rezone for Connie Bodeker, Cannon Falls Township. (Motion carried 5-0)
17. Approved to Auction Unit #0601 from Public Works. (Motion carried 5-0)
18. Approved the Wheelage Tax increase. (Motion carried 5-0)
19. Approved the job classification appeals as recommended by DDA Consultant. (Motion carried 5-0)
20. Approved the county claims. (Motion carried 5-0)
21. Approved to adjourn the July 18, 2023 County Board Meeting. (Motion carried 5-0)