

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
JANUARY 22, 2019**

The Goodhue County Board of Commissioners met on Tuesday, January 22, 2019, at 9:00 a.m. in the County Board Room, Government Center, Red Wing, MN with Commissioners Anderson, Majerus, Nesseth, Drotos and Safe were all present.

Judge Kevin Mark gave the Oath of Office to Sheriff Marty Kelly.

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

¹ Moved by C/Majerus, seconded by C/Drotos, and carried to approve the January 8, 2018, County Board Minutes as amended.

C/Anderson noted that he worked with Administration to change the language on the motion regarding the sale of Byllesby Property. The revised minutes were posted to the website.

² Moved by C/Majerus, seconded by C/Drotos, and carried to approve the amended January 22, 2019, County Board Agenda.

Administrator Arneson acknowledged the oath of office of Sheriff Marty Kelly was added to the agenda.

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

1. Approve the Tuition Reimbursement for K. Tang.

PUBLIC WORKS DIRECTOR'S REPORT

Five Year Bridge Replacement Program. Public Work's director, Greg Isakson, reviewed the proposed five-year bridge replacement program with the board. Staff recommended approval.

C/Drotos questioned if the program was flexible. Mr. Isakson agreed.

⁴ Moved by C/Nesseth, seconded by C/Majerus, and carried to approve the following resolution approving he proposed five-year bridge replacement program:

WHEREAS: Goodhue County is required to submit a Bridge Replacement Priority List to the State for these projects to be eligible for Town Bridge Funds and/or State Bridge Bonding Funds.

NOW, THEREFORE, BE IT RESOLVED that the Goodhue County Board of Commissioners approves the Bridge Replacement Priority List as presented below.

BE IT FURTHER RESOLVED, that the bridges will be replaced as funding is available.

2019 Bridge Replacement Priority List				
Bridge	Agency	Location	Estimate	Year
L0521	County	CR 44	\$395,000	2019
25J08	Florence	West Florence Trail	\$120,000	
R0004	Roscoe	170th Avenue Way	\$310,000	
L0623	Leon	90th Avenue	\$150,000	
L5391	City of CF	3rd Avenue	\$2,000,000	2020
2099	Belle Creek	Wheat Trail	\$185,000	
5276	Featherstone	325th Street	\$165,000	
L0665	Belvidere	240th Avenue	\$225,000	
25502	County	CR 45	\$550,000	2021
L0574	Florence	Hill Avenue	\$295,000	
L0698	Wanamingo	63rd Avenue	\$265,000	
L0725	Zumbrota	225th Avenue	\$195,000	
L0546	County	CR 57	\$650,000	2022
L0736	Cherry Grove	460th Street	\$160,000	
L5948	Cherry Grove	110th Avenue	\$255,000	
L8937	Holden	20th Avenue	\$150,000	
L2510	City of Pine Island	511th Street	\$500,000	2023
L0618	Featherstone	325th Street	\$215,000	
L0624	Wanamingo	90th Avenue	\$215,000	
L0701	Zumbrota	400th Avenue	\$250,000	

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Five Year County Highway Construction Program. Public Works director, Greg Isakson, reviewed the five-year county highway construction program with the board. Staff recommended approval of the updated program.

⁵ Moved by C/Majerus, seconded by C/Neseth, and carried to approve the Five Year County Highway Construction Program:

2019 - 2028 PROPOSED 10-YEAR COUNTY ROAD PROGRAM						
YEAR	ROAD #	TYPE OF PROJECT	TERMINI	LENGTH	EST COST	FUNDING
2019	CSAH 12	SURFACING	FDR (WCL - TH 60)	4.2	\$1,455,000	
	CSAH 18	SURFACING	FDR (TH 61 - BR PAST CSAH 19)	1.88	\$1,500,000	
	CSAH 19	SURFACING	FDR (TH 61 - CSAH 18)	2.5	\$760,000	
	CSAH 14	CULVERT REPLACEMENT	CSAH 9 - TH 52	4.2	\$200,000	***
	CSAH 24	GRADING	CSAH 25 - TH 19	1.1	\$3,400,000	
	CSAH 27	SURFACING	MILL & FILL (WEST SIDE OF PINE ISLAND)	0.2	\$50,000	
	CSAH 62	SURFACING	MILL & FILL (SOUTH CO. LINE TO 0.3 MI. N.)	0.3	\$150,000	
	GCPW	SURFACING	FDR (PARKING LOT)		\$250,000	***
	CR 44	REPLACE BR L0521	(State Bridge Bond \$\$\$ If Available)		\$395,000	
				TOTAL 2019 PROJECT COSTS		\$8,160,000
			STATE AID			\$3,723,952
			MUNICIPAL			\$145,000
			LOCAL			\$1,500,000
			MAINTENANCE			\$200,000
			CAPITAL PLAN			\$250,000
			LOST			\$0
			BALANCE FWD			\$2,597,223
						\$8,416,175
2020	CSAH 6	GRADING	TH 58 - 435TH STREET	1.3	\$1,755,000	
	CSAH 14	SURFACING	FDR (CSAH 30 - TH 52)	12.4	\$3,720,000	
	3rd Avenue	REHAB BR L5391	CANNON FALLS		\$1,500,000	
	CSAH 24	SURFACING	FDR (CSAH 9 - BR)	6.0	\$1,800,000	
	CSAH 64	SURFACING	MILL & FILL (CITY OF GOODHUE)	0.7	\$300,000	
			TOTAL 2020 PROJECT COSTS		\$9,075,000	
			STATE AID			\$3,723,952
			MUNICIPAL			\$877,500
			LOCAL			\$1,700,000
			LOST			\$0
			FEDERAL			\$1,500,000
						\$7,801,452
2021	CSAH 6	SURFACING (CONC)	INITIAL PAVEMENT (TH 58 - 435TH STREET)	1.3	\$845,000	
	CSAH 8	NEW INTERCHANGE	INTERCHANGE AT TH 52		\$2,000,000	
	CSAH 14	GRADING & DISCONNECT	TH 52 - CSAH 24		\$4,000,000	
	CSAH 17	GRADING	WEST LIM CANNON FALLS - TH 20	0.5	\$661,500	
	CSAH 21	SURFACING (CONC)	CONCRETE PVMT (HIGH SCHOOL - TH 61)	4.4	\$2,860,000	
	CR 45	REPLACE BR 25502	(State Bridge Bond \$\$\$ If Available)		\$550,000	
			TOTAL 2021 PROJECT COSTS		\$10,916,500	
			STATE AID			\$3,723,952
			MUNICIPAL			\$1,084,000
			LOCAL			\$1,900,000
			LOST			\$6,000,000
						\$12,707,952
2022	CSAH 2	GRADING	CSAH 5 - TH 61	4.8	\$6,480,000	
	CSAH 8	SURFACING	FDR (CSAH 1 - TH 57)	4.4	\$1,320,000	
	CR 57	REPLACE BR L0546	(Federal \$\$\$)		\$650,000	
			TOTAL 2022 PROJECT COSTS		\$8,450,000	
			STATE AID			\$3,723,952
			LOCAL			\$2,100,000
			LOST			\$2,000,000
			FEDERAL			\$488,000
						\$8,311,952
2023	CSAH 2	SURFACING (CONC)	INITIAL PAVEMENT (CSAH 5 - TH 61)	4.8	\$3,120,000	
	CSAH 6	SURFACING (CONC)	OVERLAY (CSAH 1 - TH 19)	4.9	\$2,450,000	
	CSAH 7	SURFACING	FDR (TH 19 - WELCH)	5.6	\$1,680,000	
	CSAH 9	SURFACING	FDR (CSAH 2 TO ECL)	5.4	\$1,620,000	
			TOTAL 2023 PROJECT COSTS		\$8,870,000	
			STATE AID			\$3,723,952
			LOCAL			\$2,100,000
			LOST			\$2,000,000
						\$7,823,952

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LAND USE MANAGEMENT DIRECTOR'S REPORT

Randal and Barbara Kerkhoff Amendment to Interim Use Permit (IUP). Request for Amendment to IUP for Non-Agricultural Use Associated with Agri-tourism (Wedding Barn Event Center) submitted by Randal and Barbara Kerkhoff (owners) to amend existing IUP to allow a Wedding Barn Event Center to operate from 8:00 AM until midnight (currently 8:00 AM to 10:00 PM). Parcel 39.025.0401. 23897 510th St. Pine Island, MN 55963. Part of the SE ¼ of the SE ¼ of Sect 25 Twp 109, Range 15 in Pine Island Township. A2 Zoned District.

The Planning Commission recommended approval.

- 6 Moved by C/Majerus, seconded by C/Safe, and carried to approve to adopt the staff report into the record; adopt the findings of fact; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request from Randal and Barbara Kerkhoff to amend IUP Z16-0072 (approved 11/01/16) to modify Wedding Barn Event Center operational hours to 8am to midnight. Upon approval, this IUP will replace and cause CUP Z16-0072 to be revoked. Subject to the following conditions:

1. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations;
2. Compliance with Goodhue County Zoning Ordinance, including but not limited to: ARTICLE 22 A-2, AGRICULTURE DISTRICT; and Article 11, Section 30;
3. Compliance with Goodhue County Septic Ordinance, including compliance with septic system permitting requirement as administered by Land Use Management Department Environmental Health Staff;
4. Review of the proposed event facility by a State of Minnesota licensed design professional to evaluate if the structure is in compliance with applicable Building Code standards and requirements for the intended use to be submitted to the Building Official. Any required improvements to the structure must be completed prior to start of operations.
5. The owners will cooperate with inspections of the facility in coordination with Land Use Staff;
6. The Interim Use Permit shall be limited to Barbara and Randy Kerkhoff; use by another owner or operator shall be subject to obtaining a new Interim Use Permit from Goodhue County.
7. Hours of operation shall be 8am to 12am (midnight).

Roper Irrevocable Trust (Owner) and Bonnie Weber (Applicant) Interim Use Permit (IUP). Requests Parcel 32.021.0800. 31542 West Florence Trail, Red Wing, MN 55066. SW ¼ of Sect 21 Twp 112 Range 13 in Florence Township. A2 Zoned District.

1. IUP for a Non-Agricultural Use Associated with Agri-tourism (Wedding Event Center) Request for Interim Use Permit (IUP) to establish a Wedding Barn Event Center with a proposed maximum occupancy of 400 guests.

The Planning Commission recommended approval.

- 7 Moved by C/Majerus, seconded by C/Nesseth, and carried to approve to adopt the staff report into the record; adopt the findings of fact; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request from Roper Irrevocable Trust (Owner) and Bonnie Weber (Applicant) to establish a Wedding Barn Event Center with a maximum capacity of 400 guests. 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 Friday and Saturday, May through October from 8:00 AM to 12:00 AM (midnight);
3. Maximum occupancy shall be limited to 400 guests per event;
4. On-street event parking shall be prohibited;
5. Use of the property by wedding event guests for over-night stays shall require issuance of a separate CUP/IUP;

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6. Security personnel shall be present at all events in which alcohol is served;
7. All exterior signage located on the property must follow Goodhue County Zoning Ordinance Article 11 section (Sign Regulations). The applicant shall consult the appropriate road authority prior to placing signs located within road right-of-way;
8. Applicant shall obtain Building Permit approvals for use of existing structures from the Goodhue County Building Permits Department prior to hosting future events;
9. Applicants shall work with Goodhue County Environmental Health to develop and implement a plan to provide adequate sanitary facilities for guest use;
10. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations;
11. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 11, section 30 Non-Agricultural Uses Associated with Agricultural Tourism; Goodhue County SSTS Ordinance; and Article 22 A2, General Agriculture District.

2. IUP for Commercial Outdoor Recreation Facility Request for Interim Use Permit (IUP) to establish an off-road trail course for ATV's, UTV's and various "4x4" vehicles to host commercial riding events with up to 400 participants.

The Planning Commission recommended approval.

8. Moved by C/Majerus, seconded by C/Nesseth, and carried to approve to adopt the staff report into the record; adopt the findings of fact; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request from Roper Irrevocable Trust (Owner) and Bonnie Weber (Applicant) to establish an off-road trail course for ATV's, UTV's and various "4x4" vehicles to host commercial riding events with up to 400 participants. 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. Events may be held between May-October for a maximum of 28 days or a total of 7 events;
3. No event trail riding shall be allowed between 10pm – 10am;
4. Trail riding events shall not coincide with Wedding events held on this parcel;
5. Maximum capacity shall be 400 participants per event;
6. On-street event parking, loading, and off-loading shall be prohibited;
7. Accessory use of the property for over-night camping is only allowed during trail riding events for the participants, and shall be in accordance with Goodhue County Zoning Ordinance Article 16 Section 7, Campground and Recreation Vehicle Site Regulations. Camping shall not allowed until staff has been provided with written verification that all of the provisions of Article 16 Section 7 have been addressed and satisfied;
8. Applicants shall provide a trail maintenance and erosion control and prevention plan for review and approval by LUM staff prior to hosting future events;
9. Upon request by LUM staff, Applicants shall provide a summary of hosted events including dates and number of participants;
10. All off-road vehicles used during events shall have functioning mufflers;
11. A trail map shall be posted on site and provided to all event participants;
12. Applicants shall work with Goodhue County Environmental Health to develop and implement a plan to provide adequate sanitary facilities for guest use;
13. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations;
14. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 12, Bluffland Protection; Goodhue County SSTS Ordinance; and Article 22 A2, General Agriculture District.

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HUMAN RESOURCE DIRECTOR'S REPORT

2019 Elected Official Salary- Sheriff. Human Resource Director, Melissa Cushing, addressed the board on the salary request from the newly elected Sheriff, Marty Kelly.

C/Drotos questioned Sheriff Kelly's experience with the Jail, Dispatch and Office of Emergency Management. He was not comfortable with the requested salary level. Sheriff Kelly reviewed his past work experience with the board.

C/Anderson commented that he was uncomfortable with the salary request when comparing it to what other managers in the county were making who have more experience.

⁹ Moved by C/Majerus, seconded by C/Neseth, and carried (3-2-0) with C/Anderson and C/Drotos dissenting to approve to set the Sheriff Salary at Grade 90, Step 9 or \$136,718.40 on the county pay scale.

COUNTY ADMINISTRATOR'S REPORT

2019 Committee Structure. Staff recommended the board approve the proposed 2019 Committee Structure.

C/Anderson noted that he was on the SELCO Committee. C/Drotos volunteered to sit on the Goodhue Wabasha Hiawatha Transit committee if the meeting dates work with his schedule. C/Neseth volunteered to be the alternate.

¹⁰ Moved by C/Majerus, seconded by C/Anderson, and carried to approve the 2019 Committee Structure.

South Country Health Alliance RBC Resolution. Staff recommended the board approve the proposed resolution for South Country Health Alliance with a not to exceed amount for Risk Base Capital.

¹¹ Moved by C/Drotos, seconded by C/Majerus, and carried to approve the following resolution approving payment of additional capital to South Country Health Alliance:

WHEREAS, the Counties of Brown, Dodge, Goodhue, Kanabec, Morrison, Sibley, Steele, Todd, Wabasha, Wadena, and Waseca have formed a Joint Powers Board to implement and administer County-Based Purchasing for certain state and federal programs, which Joint Powers Board operates under the name "South Country Health Alliance" ("SCHA"); and

WHEREAS, this County has entered into a Guarantee Agreement by which it obligated itself to make additional contributions in order to meet solvency requirements; and

WHEREAS, the Amended Joint Powers Agreement obligates counties to make additional capital contributions if requested by the Joint Powers Board; and

WHEREAS, the Joint Powers Board has decided to make an additional capital call at a meeting of the Board of Directors of SCHA on January 3, 2019, in an amount to be determined to enable SCHA to attain 200% of the risk-based capital (RBC) set forth on the RBC report for 2018;

NOW, THEREFORE, BE IT RESOLVED, that this County hereby commits to make a further capital investment to SCHA as follows:

- (a) The capital contribution shall be in assets which qualify as "admitted assets" as defined in 2018 Minnesota Statutes section 60A.02, subdivision 27.
- (b) The total contributions from all Member Counties of SCHA shall not be less than those needed to give SCHA an RBC up to 210%.
- (c) This county's share of the total capital contributions required shall be determined by Article 10.3 of the Joint Powers Agreement of 2013.
- (d) The amount required of this county shall not exceed the sum of \$2,390,000.
- (e) The contribution shall be made not later than Friday, May 31, 2019.

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Review and Approve the County Claims

- 12 Moved by C/Drotos, seconded by C/Anderson, and carried to approve to pay the County claims in the amount of 01-General Revenue \$630,875.44, 03-Public Works \$70,337.35, 11- Human Service Fund \$138,881.90, 21-ISTS \$00, 25- EDA \$00, 30-Capital Improvement \$00, 31-Capital Equipment \$00, 34-Capital Equipment \$29,368.38, 35-Debt Services \$00, 40-County Ditch \$00, 61-Waste Management \$10,316.18, 62-Recycling Center \$00, 63-HHW \$00, 72-Other Agency Funds \$106,372.07, 81-Settlement \$23,067.25, in the total amount of \$1,009,218.57.

COMMITTEE REPORTS:

C/Drotos	• Martin Luther King, Jr. Presentation.
C/Nesseth	•
C/Anderson	•
C/Majerus	•
C/Safe	•
Administrator Arneson	•

- 13 Moved by C/Nesseth, seconded by C/Anderson, and carried to approve to adjourn the January 22, 2019, County Board Meeting.



SCOTT O. ARNESON
COUNTY ADMINISTRATOR



BRAD ANDERSON, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

MINUTE

1. Approved January 8, 2019 County Board Meeting Minutes as amended. (Motion carried 5-0)
2. Approved the January 22, 2019 County Board Meeting Agenda. (Motion carried 5-0)
3. Approved the Consent Agenda. (Motion carried 5-0)
4. Approved the 5 Year Bridge Replacement Program. (Motion carried 5-0)
5. Approved the 5 Year Road Construction Project Program. (Motion carried 5-0)
6. Approved an amendment to an Interim Use Permit for Randal and Barbara Kerkhoff, Pine Island Township. (Motion carried 5-0)
7. Approved an Interim Use Permit for Roper Irrevocable Trust and Bonnie Weber, Florence Township. (Motion carried 5-0)
8. Approved Interim Use Permit for Roper Irrevocable Trust and Bonnie Weber, for commercial outdoor recreation facility, Florence Township. (Motion carried 5-0)
9. Approved the 2019 Elected Official Salary for the County Attorney. (Motion carried 3-2-0)
10. Approved the 2019 Committee Structure. (Motion carried 5-0)
11. Approved the South Country Health Alliance RBC Resolution. (Motion carried 5-0)
12. Approved the County Claims. (Motion carried 5-0)
13. Approved to adjourn the January 22, 2019 County Board Meeting. (Motion carried 5-0)