

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
JUNE 1, 2021**

The Goodhue County Board of Commissioners met on Tuesday, June 1, 2021, at 9:00 a.m. by virtual meeting with the County Administrator appearing from the County Board Room of the Government Center, Red Wing, MN with Commissioners Anderson, Majerus, Drotos, Greseth and Flanders all present and appearing by virtual meeting.

¹ Moved by C/Majerus, seconded by C/Drotos, and carried to approve the June 1, 2021 County Board Agenda.

C/Anderson added approval of a Culvert change order for County Ditch #1 under Land Use Management Director's Reports.

² Moved by C/Drotos, seconded by C/Flanders, and carried to approve the following items on the consent agenda:

1. Approve the Boat & Water Safety Grant agreement for 1/1/21-6/30/22.
2. Approve the contract agreement between Goodhue County and City of Red Wing for the Sentence to Serve program.
3. Approve Letter of Intent for CSAH 7/TH 52 PEL Study.
4. Approve Renewal of 3.2% Malt Liquor Licenses 2021-2022
5. Approve request to reserve ".gov" Internet domain names
6. Approve Solid Waste Hauler Agreements.
7. Approve the ADC 67-day temporary employee.

LAND USE MANGEMENT DIRECTOR'S REPORT

PUBLIC HEARING: Request for Map Amendment (Rezone). The request for map amendment by Goodhue County Public Works, to rezone 6 County owned parcels in Stanton Township from A-2 (General Agriculture District), CR (Commercial Recreational District) and R-1 (Suburban Residence District) to PT (Parks and Trails District). Parcels 41.014.0400, 41.014.0100, 41.014.0201, 41.013.3500, 41.018.0300 and 41.018.1400. 5001 HWY 19 BLVD, Cannon Falls, MN 55009 and TBD 4TH AVE Way, Randolph, MN 55065. Part of the S ½ of the NE ¼ and Part of the NE ¼ of the NE ¼ Section 14 TWP112 Range 18 and Part of the SE ¼ of the NW ¼ of Section 13 TWP 112 Range 18 and Part of the NE ¼ of the NW ¼ and Part of Cascade Block 24 Section 18 TWP 112 Range 18 all in Stanton Township.

The Planning Advisory Commission recommended approval.

³ Moved by C/Flanders, seconded by C/Drotos, and carried to approve to open the public hearing.

C/Anderson asked three times for public comment. There was none.

⁴ Moved by C/Greseth, seconded by C/Majerus, and carried to approve to close the public hearing.

⁵ Moved by C/Flanders, seconded by C/Greseth, 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 map amendment request from Goodhue County Public Works to rezone parcels 41.014.0400, 41.014.0100 and 41.014.0201 from A2 (General Agriculture District) to PT (Parks and Trails District), rezone parcel 41.013.3500 from CR (Commercial Recreational District) to PT (Parks and Trails District) and rezone parcels 41.018.0300 and 41.018.1400 from R1 (Suburban Residence District) to PT (Parks and Trails District).

Conditional Use Permit (CUP) Request for Feedlot Expansion (Klingsporn). The request, submitted by David Klingsporn (Owner/Operator), for expansion of an existing Feedlot up to 436 head (489.7 Animal Units) and construction of a liquid manure storage basin exceeding 500,000 gallons. Parcel 39.025.0600. 23025 510th Street, Pine Island, MN 55963. The SW ¼ of Section 25 TWP 109 Range 15 in Pine Island Township. A-2 Zoned District.

⁶ Moved by C/Flanders, 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 CUP request, submitted by David Klingsporn (owner/operator) to establish a 489.7 Animal Unit Feedlot with a liquid manure storage basin of up to 4,443,803 gallons. Subject to the following conditions:

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1. The Feedlot expansion shall be constructed according to submitted plans, specifications, and narrative unless modified by a condition of this CUP;
2. Applicants shall obtain Building Permit approvals from the Goodhue County Land Use Management Department prior to establishing the new barn;
3. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 22 (General Agriculture District) and Article 13 (Confined Feedlot Regulations);
4. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations

County Ditch #1 Change Order. This issue was added to the agenda at the start of the meeting. The current contractor for the culvert replacement on County Ditch #1, DeCook Drainage, offered an option of aluminized steel pipe, which would reduce the cost of the culvert by \$12,392.64. However, the aluminized steel could decrease the life. In addition, re-using the current culvert was not an option. The township is required to maintain the culvert.

C/Greseth questioned who had the authority over the culvert and was concerned about making it fair for Kenyon Township. Ms. Hanni commented that according to state statute the township needs to maintain the culvert so that it doesn't obstruct the system and right now, it is obstructing the system. In addition, pulling out of the contract would cause legal issues as well as delay the project.

County Engineer, Greg Isakson, recommended the board not pull out or cancel the contract. In addition, the road authority is the township and it was their responsibility.

C/Anderson commented that the board will act in good faith with the township and suggested waiting until the whole project was complete.

Administrator Arneson commented that if the board was planning to make up the difference, the board would need to decide where those funds would come from because this was a ditch project and for a ditch project you are not supposed to use funds from outside that assessment area.

⁷ Moved by C/Greseth, seconded by C/Flanders, and carried to approve to go to an aluminized steel culvert versus an aluminum culvert which would reduce the cost by \$12,392.64.

PUBLIC WORKS DIRECTOR'S REPORT

PUBLIC HEARING: Amend Park Rules Ordinance 80-1. Staff recommended the County Board hold a public hearing to gather the public's input on revisions to the Park Rules Ordinance 80-1, review proposed changes, and adopt the amended ordinance.

⁸ Moved by C/Drotos, seconded by C/Flanders, and carried to approve to open the public hearing.

C/Anderson asked three times for public comment. There was none.

⁹ Moved by C/Drotos, seconded by C/Flanders, and carried to approve to close the public hearing.

¹⁰ Moved by C/Drotos, seconded by C/Flanders, and carried to approve the Goodhue County Byllesby Park Rules Ordinance:

The County Board of Goodhue County ordains:

1. The park shall be open to the public from 6:00 a.m. until 10:00 p.m., except as otherwise posted, and during emergencies. Park quiet hours are from 6:00 a.m. to 8:00 a.m. No overnight camping allowed.
2. The following activities are prohibited in the park:
 - a. To engage in any brawling or fighting, or to engage in offensive, obscene, abusive, boisterous or noisy conduct or to engage in offensive, obscene, or abusive language tending reasonably to arouse alarm, anger, or resentment in others.
 - b. To display or to have in one's possession glass bottle containers.
 - c. To use or have in one's possession alcoholic beverages in containers larger than two liters.
 - d. To be in possession of or under the influence of any drug which is in violation of federal or state law.

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- e. To burn or otherwise dispose of garbage, refuse, or trash of any kind except to dispose of the same in receptacles provided for that purpose. Only garbage, refuse, or trash generated at the park is allowed to be disposed of in the receptacles provided.
- f. To dispose of cut grass, tree trimmings, or personnel property on the park grounds.
- g. To operate or park any motor vehicle within the boundaries of the park except upon designated roads or parking areas.
- h. To operate any vehicle in a reckless manner or at a speed in excess of the posted speed limit. (10 mph)
- i. To cut, damage, or remove trees, shrubs, plants, and other vegetation.
- j. To hunt or disturb wildlife.
- k. To deface, damage, or remove any park property.
- l. To wash dishes in park buildings.
- m. To clean fish in park buildings, other than the designated fish cleaning station.
- n. To discharge wastewater or sewage onto park property.
- o. To use, point, discharge or display uncased firearms or other dangerous weapons including explosives, air guns, slingshots, traps, seines, nets, bows, and arrows.
- p. To place picnic tables in the lake.
- q. To be present in the park outside park open hours.
- r. To be in violation of park quiet hours.

- 3. Vehicles with boat trailers must park in the boat trailer parking lot. Vehicles without trailers must park in the non-boat trailer parking lot. Units parked in the incorrect area may be cited and towed at the vehicle owner's expense.
- 4. The loading/unloading zone has a maximum parking time limit of 10 minutes. Vehicles in violation of this ordinance may be cited and towed at the vehicle owner's expense.
- 5. The boat slips have a maximum docking time of 1 hour. Watercraft in violation of this ordinance may be cited at the watercraft owner's expense. All watercraft must be removed from the slips before the park closes at 10:00 p.m. No overnight dockage of watercraft.
- 6. Pets are welcome in Byllesby Park, as long as they are kept on a leash six feet or shorter and are personally attended at all times. Only Certified Service Animals are allowed in buildings and designated swimming areas. All droppings must be picked up and disposed of. Pets shall not deprive or disrupt the enjoyment or use of the park by others.
- 7. Horses are restricted to the roadways and designated parking areas. All droppings must be picked up and removed.
- 8. Fires are allowed in grills only. Open campfires are prohibited.
- 9. Any person who violates this ordinance is guilty of a misdemeanor, and subject to immediate removal from the park.
- 10. This ordinance will take effect upon Goodhue County Board approval and replaces all previous versions of said Ordinance.

The park belongs to you. Please treat it with respect and help us to protect it by following the rules.

GOODHUE COUNTY SOIL AND WATER CONSERVATION DISTRICT

One Watershed One Plan Joint Powers Agreement. Beau Kennedy representing Goodhue County Soil and Water Conservation District addressed the board and recommend approval of the proposed Greater Zumbro River Comprehensive Watershed Management Plan Joint Powers Agreement.

¹¹ Moved by C/Flanders, seconded by C/Drotos, and carried to approve the Greater Zumbro River Comprehensive Watershed Management Plan Joint Powers Agreement.

COMMITTEE REPORTS:

C/Drotos	<ul style="list-style-type: none"> • AIS treatment at Byllesby Park.
C/Greseth	<ul style="list-style-type: none"> •
C/Anderson	<ul style="list-style-type: none"> •
C/Majerus	<ul style="list-style-type: none"> •

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C/Flanders	•
Administrator Arneson	•

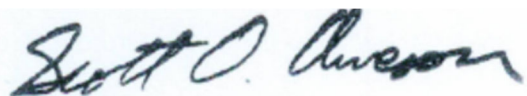
New/Old Business. C/Greseth requested that Jeff Burow be allowed to speak on behalf of Kenyon Township relating to the County Ditch #1 culvert issue. Mr. Burow commented that the township would like to leave the culvert that is there. In addition, the township feels as though this project is going in the wrong direction.

Review and Approve the County Claims

- ¹² Moved by C/Majerus, seconded by C/Anderson, and carried to approve to pay the County claims in the amount of 01-General Revenue \$282,314.33, 03-Public Works \$150,586.53, 11- Human Service Fund \$71,117.30, 12- GC Family Services Collaborative \$2.35, 21-ISTS \$00, 25- EDA \$5,750.00, 30-Capital Improvement \$00, 31-Capital Equipment \$00, 34-Capital Equipment \$36,951.21, 35-Debt Services \$00, 40-County Ditch \$00, 61-Waste Management \$12,518.29, 62-Recycling Center \$00, 63-HHW \$00, 72-Other Agency Funds \$288,483.45, 81-Settlement \$1,605,849.80, in the total amount of \$2,453,573.26.

Adjourn

- ¹³ Moved by C/Greseth, seconded by C/Flanders, and carried to approve to adjourn the June 1, 2021, County Board Meeting.



SCOTT O. ARNESON
COUNTY ADMINISTRATOR



BRAD ANDERSON, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

MINUTE

1. Approve the June 1, 2020 County Board Meeting Agenda. (Motion carried 5-0)
2. Approved the Consent Agenda. (Motion carried 5-0)
3. Approved to open the public hearing. (Motion carried 5-0)
4. Approved to close the public hearing. (Motion carried 5-0)
5. Approved the map amendment and rezone for Goodhue County Public Works for 6 County owned parcels in Stanton Township. (Motion carried 5-0)
6. Approved a conditional use permit for a feedlot expansion for David Klingsporn, Pine Island Township. (Motion carried 5-0)
7. Approved the change order for County Ditch #1 Culvert replacement. (Motion carried 5-0)
8. Approved to open the public hearing. (Motion carried 5-0)
9. Approved to close the public hearing. (Motion carried 5-0)
10. Approved the amended park rules ordinance. (Motion carried 5-0)
11. Approved the Greater Zumbro River Comprehensive Watershed Management Plan Joint Powers Agreement. (Motion carried 5-0)
12. Approved the county claims. (Motion carried 5-0)
13. Approved to adjourn the May 18, 2021 County Board Meeting. (Motion carried 5-0)

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The following is a summary of the Goodhue County Byllesby Park Rules Ordinance. A full text version of the Ordinance is available for public inspection at the Goodhue County Auditor's Office located at 509 W. 5th Street, Red Wing, Minnesota, 55066 and is available on-line at www.co.goodhue.mn.us, or by mail or electronic mail upon request.

NOTICE of enactment of Goodhue County Byllesby Park Rules Ordinance 80-1.

Summary: The County Board amended the Goodhue County Park Rules Ordinance 80-1 to modify the name of the ordinance, park hours, prohibited activities, parking regulations, boat slip regulations, leash regulations, access to service animals, and other matters. These Ordinance revisions went into effect upon County Board approval June 01, 2021.