

BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 5, 2022

The Goodhue County Board of Commissioners met on Tuesday, April 5, 2022, at 9:00 a.m. by virtual meeting with the County Administrator appearing from the Goodhue County Boardroom, Government Center, Red Wing, MN, with Commissioners Anderson, Majerus, Greseth, Drotos, and Flanders all present and appearing by virtual meeting.

C/Majerus had technical difficulties and joined the meeting late. C/Flanders asked for any disclosure of interest. There were none.

¹ Moved by C/Anderson, seconded by C/Greseth, and carried to approve the March 15, 2022 County Board meeting minutes.

² Moved by C/Drotos, seconded by C/Anderson, and carried to approve the March 23, 2022 Emergency County Board meeting minutes.

³ Moved by C/Anderson, seconded by C/Greseth, and carried to approve the April 5, 2022 County Board Agenda.

C/Anderson requested that item #5 Approve the grant application submission for the Sheriff Mobile & Communications Vehicle be pulled from the consent agenda for discussion.

⁴ Moved by C/Anderson, seconded by C/Drotos, and carried to approve the following Consent Agenda:

1. Approve the 2021 Annual Feedlot Report.
2. Approve the Application to Conduct Off-Site Gambling for Frontenac Sportsman's Club at the Florence Township Community Center on May 22, 2022.
3. Approve Tuition Reimbursement for Kristina Streich, HHS (Spring 2022).
4. Approve HHS Building Lease Agreement.
- 5.
6. Approve Sale of Obsolete Public Works Items.

Approve the grant application submission for the Sheriff Mobile & Communications Vehicle. C/Anderson commented that he needed additional information on the issue such as a timeline on the grant and any options to have a joint venture with other entities. C/Greseth noted that the City of Red Wing has already turned down the request to work together.

C/Greseth made a motion to move forward with the application and acceptance to move forward if awarded for the Sheriff Mobil & Communication Vehicle. C/Majerus clarified that this motion included giving authority for both applying for the grant and moving forward with purchasing, should the grant be received. C/Greseth agreed. Motion died for lack of a second.

Administrator Arneson clarified that based on the language in the grant, if the board chose to approve this issue today, they were committing with moving forward with the purchase should the grant be awarded.

C/Majerus suggested the issue be brought to a future board meeting after commissioner questions have been answered.

FINANCE DIRECTOR'S REPORT

PUBLIC HEARING: Commissioner Redistricting. Every ten years following the U.S. Census, the Minnesota Secretary of State's Office is in charge of providing redistricting guidance as per MN State Statute. There is an order in which redistricting must be completed by the various jurisdictions, and for counties the completion date is April 26, 2022. This is 80 days from when the Legislature approves their redistricting plan, after the cities have approved their redistricting plan, and well before the 2022 election filing period. Staff reviewed redistricting options with the board.

⁵ Moved by C/Anderson, seconded by C/Majerus, and carried to approve to open the public hearing.

C/Majerus asked three times for comments. Peggy Decker, Vasa Township, spoke in favor of the option she

BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 5, 2022

provided and as outlined by staff. Kathleen Malinchoc, Red Wing spoke to the issue and also supported Peggy Decker's option. Vicky Lampert, Red Wing, also spoke in support of Peggy Decker's option.

C/Majerus asked three times for further comments. There were none.

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

C/Anderson commented that he had concerns with the majority of the board representing one city in the county.

⁷ Moved by C/Drotos, seconded by C/Greseth, and carried to approve the following resolution for option 2 in the staff report for County Commissioner Districts:

WHEREAS, Minnesota Statutes Chapter 375 establishes the procedure and requires a process for redistricting County Commissioner districts based on population figures from the Federal Census; and,

WHEREAS, Minnesota Statute section 204B.135, subd. 2 requires that County Commissioner Districts be redistricted within 80 days of when the legislature has been redistricted or at least 15 weeks before the state primary elections, whichever comes first; and,

WHEREAS, pursuant to these statutes the 2020 Federal Census population figures shall be used to redistrict the Goodhue County Commissioner Districts by April 26, 2022, and that Commissioner Districts shall be bounded by town, municipal, ward, city district or precinct lines; and, WHEREAS, the Goodhue County Board of Commissioners has considered the possibility or potential for maximizing minority representation on the board of commissioners; and,

WHEREAS, Goodhue County published a three week notice in the newspaper having the contract for publishing the commissioner's proceedings for the county for 2022; and,

WHEREAS, Goodhue County conducted a public meeting on redistricting on April 5, 2022:
 NOW, THEREFORE BE IT RESOLVED that the Goodhue County Board of Commissioners hereby redistricts the County of Goodhue, following town, municipal, ward, city district, or precinct lines as reestablished in April, 2022 and reestablishes the length of terms as follows:

District 1 - City of Red Wing Ward 1 Precinct 1 and 2, City of Red Wing Ward 2 Precinct 1 and 2, Welch Township (continuation of current term, 2024 Election)

District 2 - Belle Creek Township, City of Cannon Falls Precinct 1 and 2, Cannon Falls Township, Featherstone Township, Leon Township, Minneola Township, Stanton Township, Vasa Township (4-year term, 2022 Election)

District 3 - Cherry Grove Township, City of Dennison, Holden Township, City of Kenyon, Kenyon Township, City of Pine Island, Pine Island Township, Roscoe Township, City of Wanamingo, Wanamingo Township, Warsaw Township (continuation of current term, 2024 Election)

District 4 - City of Bellechester, Belvidere Township, Florence Township, City of Goodhue, Goodhue Township, Hay Creek Township, City of Lake City, City of Zumbrota Precinct 1 and 2, Zumbrota Township (4-year term, 2022 Election)

District 5 - City of Red Wing Ward 3 Precinct 1 and 2, City of Red Wing Ward 4 Precinct 1 and 2, Wacouta Township (continuation of current term, 2024 Election)

BE IT RESOLVED that the County Administrator is directed to file the redistricting plan with the County Auditor by May 3, 2022, to be effective on June 3, 2022, for the 2022 primary and general election and publish in the Zumbrota News-Record.

BE IT FINALLY RESOLVED that the districts are, for illustrative purposes, identified in a map of the county attached hereto and Marked Exhibit A which by reference is hereby made a part hereof

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 5, 2022**

LAND USE MANAGEMENT DIRECTOR'S REPORT

Gesme Second Addition" Preliminary and Final Plat Review. The request submitted by David Rapp (Authorized Agent/Surveyor) on behalf of Keith and Roger Gesme (Owners) for Preliminary and Final Plat review of the proposed Gesme Second Addition Plat comprising approximately 547.5-acres. Parcels 28.006.0100, 28.006.2000, 28.005.0900, 28.125.0010, 28.005.1000, 28.005.1400, 28.008.0400, and 28.008.0500. 28170 HWY 20 BLVD Cannon Falls, MN 55009. Part of the E ½ of Section 06 and Part of the W ½ of Section 05 and Part of the NW ¼ of Section 08 all in Township 112 Range 17 Cannon Falls Township. A-3 Zoned District.

The Planning Commission recommended approval.

- ⁸ 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; adopt the findings of fact; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the request submitted by David Rapp (surveyor/agent) on behalf of Keith and Roger Gesme (owners) for Preliminary and Final Plat approval of the proposed "Gesme Second Addition" Plat comprising approximately 547.67-acres.

Conditional Use Permit (CUP) to Establish an Animal Unit Feedlot Greater than 500 Animal Units Outside of a Farmyard and a Liquid Manure Storage Basin Exceeding 500,000 Gallons. The request for a CUP, submitted by Kent Billman (Applicant) on behalf of Billman Farms LLC (Owners), to establish a hog finishing Feedlot for up to 2,400 head (720 Animal Units) outside of a Farmyard and construction of an animal waste storage pit exceeding 500,000 gallons. Parcel 40.015.0400. TBD 150th AVE Pine Island, MN 55963. Part of the NW ¼ of the NW ¼ of Section 15 TWP 109 Range 16 in Roscoe Township. A-1 Zoned District.

The Planning Commission recommended approval.

- ⁹ 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; adopt the findings of fact; accept the application, testimony, exhibits, and other evidence presented into the record; and APPROVE the CUP requests, submitted by Kent Billman (Applicant) on behalf of Billman Farms LLC (Owners), to establish a hog finishing Feedlot Outside of a Farmyard for up to 720 Animal Units and construction of an animal waste storage pit of up to 1,100,000 gallons. Subject to the following conditions:

1. The Feedlot 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 use;
3. A stormwater management and erosion control plan shall be submitted for administrative review as part of the Building Permit Application for the project;
4. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 21 (Agriculture Protection District) and Article 13 (Confined Feedlot Regulations); and
5. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations

Interim Use Permit Request for a Utility-Scale Solar Energy System (SES). The request submitted by Sturgeon Garden LLC (Brendan Dillon, Applicant) and Seth & Lisa Thomforde (Owners) for a Utility-Scale Photovoltaic Ground 1-Megawatt Solar Energy System (SES) occupying approximately 8.0-acres. Parcel 33.026.0600. TBD 230th AVE Goodhue, MN 55027. The S ½ of the SE ¼ of Section 26 TWP 111 Range 15 in Goodhue Township. A-1 Zoned District.

The Planning Advisory Commission recommended board approval.

- ¹⁰ Moved by C/Drotos, seconded by C/Anderson, and carried to approve the Planning Advisory Commission recommendation and 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 for an IUP, submitted by Sturgeon Garden LLC (Applicant) and Seth and Lisa Thomforde (Owners) for a Utility-Scale Photovoltaic Ground 1 Megawatt Solar Energy System (SES) occupying approximately 8 acres. Subject to the following conditions:

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 5, 2022**

1. Activities shall be conducted according to submitted plans, specifications, and narrative unless modified by a condition of this IUP;
2. The project shall be decommissioned according to Article 19 Section 6 of the Goodhue County Zoning Ordinance and submitted plans;
3. A decommissioning agreement between the landowner and Sturgeon Garden LLC shall be maintained to ensure reclamation of the area;
4. LUM staff shall be notified by the landowner or solar company 30 days prior to ownership transfer or operator changes;
5. Applicants shall work with the Goodhue Soil and Water Conservation District to determine an appropriate seed mix for disturbed areas of the site and should submit "seed tags" to the Land Use Management department prior to final inspection;
6. A stormwater management and erosion control plan shall be submitted for administrative review as part of the Building Permit Application for the project;
7. Applicants shall obtain Building Permit approvals from the Goodhue County Land Use Management Department prior to establishing the use;
8. Compliance with Goodhue County Zoning Ordinance including, but not limited to, Article 19 Solar Energy Systems (SES) and Article 21 (Agricultural Protection District). The Applicant shall request a final inspection of the project for compliance with applicable zoning requirements upon completion of the project;
9. Compliance with all necessary State and Federal registrations, permits, licensing, and regulations; and
10. This IUP shall expire 35 years from the date of approval unless terminated prior to that date

HUMAN RESOURCE DIRECTOR'S REPORT

Compensation Study - Recycling Center Operators. Through the compensation study process, there were two job descriptions that changed because of the market study. Those two positions are Detention Deputy and Dispatcher. The board has already approved these two changes and the changes have been implemented effective December 25, 2021. In addition to these two jobs, the Recycling Equipment Operators should be moved to grade 81 due to the market study. This recommendation first came to the board from the consultant during a meeting in November, 2021. Staff recommended the board move the Recycling Equipment Operators to a grade 81 effective December 25, 2021.

C/Anderson made a motion to approve. Motion died for lack of a second.

Ms. Cushing suggested the issue be discussed at a future board meeting after the board has had a chance to discuss in a closed meeting. The board agreed.

PUBLIC WORKS DIRECTOR'S REPORT

Super Truck. Staff recommended to not purchase a tandem in 2022 or 2023, and authorize staff to revise the 2022 and 2023 Capital Plan funds as shown in Option 2 above and purchase a Super Truck in 2022 and a second Super Truck in 2023

- ¹¹ Moved by C/Flanders, seconded by C/Majerus, and carried to approve to not purchase a tandem in 2022 or 2023, and authorize staff to revise the 2022 and 2023 Capital Plan funds as shown in Option 2 above and purchase a Super Truck in 2022 and a second Super Truck in 2023

COUNTY ATTORNEY'S REPORT

Sexual Assault Awareness Month. Assistant County Attorney, Erin Kuester, addressed the board as a member of Goodhue County Sexual Assault Multi-Disciplinary Action Response Team (SMART) and requested the board approve the proposed resolution in support of Sexual Assault Awareness Month.

- ¹² Moved by C/Drotos, seconded by C/Majerus, and carried to approve the Proclamation in Recognition of Sexual Assault Awareness Month:

Whereas, sexual violence is a major public health, human rights and social justice issue that impacts every person in Goodhue County.

Whereas, nationally one in three women and one in four men will experience some form of sexual violence in their lifetime; and

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 5, 2022**

Whereas, Sexual Assault Awareness Month draws attention to the fact that sexual violence is widespread and has implications for every community member; and

Whereas, the purpose of Sexual Assault Awareness Month is to raise public awareness about sexual violence, educate our community on how to prevent it and share resources available to those impacted by sexual assault.

Whereas, there is compelling evidence that we can be successful in reducing sexual violence through prevention education, increased awareness, and holding perpetrators who commit acts of violence responsible for their actions; and

Whereas, we should start the conversation about consent and healthy relationships when our children are young and continue having these discussions throughout the course of our lives, and

Whereas, ending sexual violence is a community responsibility. We must work together to educate our community about what can be done to prevent sexual assault and how to support survivors; and

Whereas, anyone can be a leader in preventing and ending sexual violence. As employers, educators, parents, and friends, we all have an obligation to uphold the basic principle that every individual should be free from violence and fear; and

Now therefore, be it resolved, that the Goodhue County Board, on behalf of all residents of Goodhue County, does hereby proclaim the month of April 2022, as Sexual Assault Awareness Month in Goodhue County, to keep our community members safe from this crime and to stand with survivors and victims of sexual assault.

COMMITTEE REPORTS:

C/Drotos	•
C/Greseth	•
C/Anderson	• AMC update. Hiawatha Mental Health Ribbon Cutting. Evaluation meetings and how they are determined.
C/Majerus	•
C/Flanders	•
Administrator Arneson	•

Review and Approve the County Claims

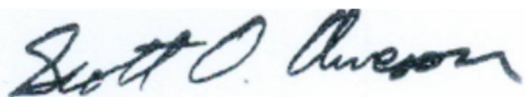
¹³ Moved by C/Anderson, seconded by C/Flanders, and carried to approve to pay the County claims in the amount of 01-General Revenue \$368,927.61, 03-Public Works \$299,935.31, 11- Human Service Fund \$21,829.38, 12- GC Family Services Collaborative \$00, 15- County Ditch 1 \$1,818.50, 21-ISTS \$00, 25-EDA \$933.00, 30-Capital Improvement \$00, 31-Capital Equipment \$00, 34-Capital Equipment \$90,417.31, 35-Debt Services \$00, 40-County Ditch \$00, 61-Waste Management \$14,746.36, 62-Recycling Center \$00, 63-HHW \$00, 72-Other Agency Funds \$177,475.52, 81-Settlement \$739.11, in the total amount of \$976,822.10.

¹⁴ Moved by C/Flanders, seconded by C/Anderson, and carried to approve to move to closed session.

Adjourn

¹⁵ Moved by C/Anderson, seconded by C/Majerus, and carried to approve to adjourn the April 5, 2022, County Board Meeting.

**BOARD OF COMMISSIONERS' PROCEEDINGS, GOODHUE COUNTY, MN
APRIL 5, 2022**



SCOTT O. ARNESON
COUNTY ADMINISTRATOR



JASON MAJERUS, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

MINUTE

1. Approved the March 15, 2022 County Board Meeting Minutes. (Motion carried 4-0)
2. Approved the March 23, 2022 Emergency County Board Meeting Agenda. (Motion carried 4-0)
3. Approved the county board agenda. (Motion carried 4-0)
4. Approved the consent agenda as amended. (Motion carried 5-0)
5. Approved to open the public hearing. (Motion carried 5-0)
6. Approved to close the public hearing. (Motion carried 5-0)
7. Approved the resolution for County Commissioner Districts. (Motion carried 5-0)
8. Approved the Preliminary and Final Plat for Gesme Second Addition, Cannon Falls Township. (Motion carried 5-0)
9. Approved the CUP for Kent Billman, Roscoe Township. (Motion carried 5-0)
10. Approved a IUP for Sturgeon Garden LLC & Seth and Lisa Thomforde, Goodhue Township. (Motion carried 5-0)
11. Approved option 2 in staff report for purchase of a super truck. (Motion carried 5-0)
12. Approved the Sexual Assault Awareness Resolution. (Motion carried 5-0)
13. Approved the county claims. (Motion carried 5-0)
14. Approved to move to closed session. (Motion carried 5-0)
15. Approved to adjourn the April 5, 2022 County Board Meeting. (Motion carried 5-0)