



Sherburne County Board of Commissioners

February 4, 2025 - County Board Meeting

Minutes

1. 9:00am Call to Order

The Sherburne County Board of Commissioners convened in regular session on February 4, 2025, at the Sherburne County Government Center in the City of Elk River, MN. Call to order by the Chair was at 9:00am.

- 1 Moment of Silence and Pledge of Allegiance
- 2 Approval of Regular Meeting Proposed Agenda
Hulse/Felber were unanimous to approve the Agenda as presented.
Roll Call Vote: Hulse - Aye, Felber - Aye, Schumacher- Aye, Danielowski- Aye, Gray- Aye

2. 9:03am Open Public Hearing

- 1 Public Hearing - Ordinance No. 282 to Establish a Housing Trust Fund in Administration Sherburne County.
Dan Weber, Assistant County Administrator
Assistant County Administrator Dan Weber provided background on the ordinance.

The Chair opened the Public Hearing at 9:03am. No one was present to comment. Hulse/Felber were unanimous for the Chair to close the Public Hearing at 9:03am.

Roll Call Vote: Schumacher - Aye, Felber - Aye, Hulse - Aye, Danielowski - Aye, Gray- Aye

Schumacher/Felber were unanimous to approve Ordinance #282 establishing a Housing Trust Fund in Sherburne County and authorized the transfer of \$157,429 in Statewide Affordable Housing Aid funds to the newly established Housing Trust Fund.

Roll Call Vote: Danielowski- Aye, Hulse - Aye, Felber - Aye, Schumacher- Aye, Gray- Aye

3. 9:04am Open Forum

Kari Watkins spoke.

4. 9:06am Consent Agenda

Hulse/Felber were unanimous to approve the Consent Agenda as presented.

Roll Call Vote: Hulse- Aye, Felber- Aye, Danielowski- Aye, Schumacher- Aye, Gray- Aye

- 1 County Board Meeting Minutes from January 21st, 2025. Administration
Keisha Broderick, Executive Assistant
Approved County Board Meeting Minutes from January 21st, 2025.
- 2 County Board Workshop Minutes from January 21st, 2025. Administration
Keisha Broderick, Executive Assistant
Approved County Board Workshop Meeting Minutes from January 21, 2025.
- 3 MN Lawful Gambling Application (Premises Permit) to Conduct Administration
Excluded Bingo for Travelers Country Club on the Mississippi - Renewal.
Bruce Messelt, County Administrator
Approved a MN Lawful Gambling Application (Premises Permit) to Conduct Excluded Bingo, received from Travelers Country Club on the Mississippi, located at 11290 80th Ave SE, Clear Lake, MN 55319.
- 4 Commissioner & Manual Warrants Dated January 17th, 24th, and 27th, 2025. Auditor / Treasurer

Loraine Rupp, Auditor/Treasurer

Approved Commissioner & Manual Warrants dated January 17th, 24th, and 27th, 2025 as follows.

January 17 2025, Commissioner Warrants \$1,271,348.00

January 17 2025, Manual Warrants \$348,055.78

January 24 2025, Commissioner Warrants \$3,236,448.57

January 24 2025, Manual Warrants \$11,781.20

January 27 2025, Commissioner Warrant P3 Final Settlement \$663,095.07

- 5 2025 Community Outreach Grant Through CAMHI (CommUNITY Adult Health & Human Services
Mental Health Initiative).

Tony Masters, Social Services Manager

Approved, accepted, and authorized execution of a contract for the 2025 Community Outreach Program Grant award from CAMHI (CommUNITY Adult Mental Health Initiative). The effective date of the agreement is January 1, 2025 through December 31, 2025. The grant amount for 2025 is \$152,984.00. (On file.)

- 6 4th Quarter 2024 Donations Received by the Health and Human Health & Human Services
Services Department.

Amanda Larson, HHS Director

Approved and accepted 4th Quarter donations received by the Health and Human Services (HHS) Department in the amount of \$1,500.00.

- 7 January 24th, 2025, HHS IFS Warrants. Health & Human Services

Amanda Larson, HHS Director

Approved HHS IFS Warrants dated January 24th, 2025, as follows.

January 24, 2025 HHS IFS Warrants \$349,251.90

- 8 2025 Daikin Climate Control Maintenance Service Agreement. Maintenance

Dan Weber, Assistant County Administrator, Ted Vernon

Approved the 2025 Daikin climate control maintenance service agreement with a proposed service expenditure of \$50,376.00. Contract shall commence on February 4, 2025 and terminate on the date that all obligations have been fulfilled and all deliverables have been approved by the County. (On file.)

- 9 Ratification of Tri-County Waste Delivery Hauler Contracts. Planning & Zoning

Dave Lucas, Solid Waste Administrator

Approved the ratification of the following Tri-County Waste Delivery Hauler Contracts for waste delivery in the Tri-County service area and with a term commencing August 31, 2024 through August 31, 2027:

1. The City of St Cloud Municipality
2. B&C Clean Up
3. LRS of Minnesota
4. Allied Waste Services of North America DBA, Republic Services of Sauk Rapids
5. Tom Kraemer Inc. LLC
6. West Central Sanitation Corporation
7. Borgmann Disposal Services
8. Jim's Mille Lac's Disposal
9. Waste Management of Minnesota

- 10** 2025 Appointment to the Sherburne County Planning Advisory Commission, as Recommended by Orrock Township. Planning & Zoning
Lynn Waytashek, Planning & Zoning Administrator
 Approved the appointment of Dalton Keiderling as Orrock Township Representative on the Sherburne County Planning Advisory Commission and appointment of Peter Owen as the Orrock Township Alternate on the Sherburne County Planning Advisory Commission, for the term on February 1, 2025-December 31, 2027.
- 11** Lowest Responsive Bidder for County Road 83 Reconstruction, CP 71-683-019. Public Works
Andrew Witter, Public Works Department Head
 Approved the lowest responsive bidder, Park Construction Company with a bid of \$2,429,681.33, for the reconstruction of County Road 83 from CR 83 to CSAH 15 in 2025, so denoted as Project No. CP 71-683-019.
- 12** Donations to the Sheriff's Office K-9 Unit. Sheriff
Joel Brott, County Sheriff
 Approved and accepted donations totaling \$3,300 to the Sheriff's Office K-9 Unit.
- 13** Legal Services Agreement between the Sherburne County Sheriff's Office and Wiley Reber Law. Sheriff
Joel Brott, County Sheriff
 Approved a Legal Services Agreement between the Sherburne County Sheriff's Office and Wiley Reber Law. The term of this agreement shall be from March 1, 2025, to February 28, 2027 at a rate of \$9,250 per month. (On file.)
- 14** Updated Contractor Services Agreement with Sarah Gordon, Inc. (SGI). Sheriff
Joel Brott, County Sheriff
 Approved an updated Contractor Services Agreement with Sarah Gordon, Inc. (SGI) for deceased body removal services with a fee of \$275 per removal service. This contract shall commence on January 1, 2025, until terminated by either party. (On file.)

5. 9:08am Announcements

- 1** Receive Updates and Announcements from the County Administrator. Administration
Bruce Messelt, County Administrator
 County Administrator Bruce Messelt provided updates and announcements on the following.
 - Snow plows out clearing roads; questions can go to County Administrator or Andrew Witter.
 - February 17th is a Holiday and the Government Center will be closed.
 - Legislative updates were provided.

6. 9:13am Regular Agenda

- 9:13am 1** Interim Use Permit Amendment for Knife River Corp - North Central. Planning & Zoning
Lynn Waytashek, Planning & Zoning Administrator
 Felber/Schumacher were unanimous to approve an Amendment to an existing Interim Use Permit for Knife River Corp - North Central to Amend Condition #26 to allow a wash plant on site as well as add scale and scale shack, with the (39) recommended Conditions and Findings of Fact as recommended and listed in the background justification, for Property Address: 2755 45th Ave SE, Saint Cloud; PID # 25-00015-2000; Legal Desc: NW 1-4 ex SW 3 AC Consisting of a square (full legal on file); Sec 15, Twp 35, Rge 30; with 154.72 acres located in the Agricultural District.
 Roll Call Vote: Danielowski- Aye, Hulse- Aye, Felber- Aye, Schumacher- Aye, Gray- Aye

Conditions:

1. Prior to commencing mining activities on Phase 2 & 3, the applicant must install staff gauges and/or other suitable water level monitoring devices on wetlands 3, 4, 5, and 6 (Packet Attachment €-D-2) and monitor hydrology conditions throughout the growing season. Monitoring may cease after mining Phase 2 & 3 are completed and restored.
2. Analyzed hydrology monitoring data must be submitted annually with the Administrative Review of Gravel Permit for the TEP to review.
3. A wetland delineation must be conducted on wetlands 3, 4, 5, and 6 (Packet Attachment €-D-2) every 5 years to ensure the wetland boundary and type isn't impacted. The timeline for the 5-year delineation requirement starts at the commencement of Phase 2 and must continue until Phase 2 & 3 are completed and restored.
4. If the analyzed hydrology monitoring data indicates that wetlands are impacted from mining activities, the impacts must be mitigated through replacement.
5. Removal of the six (6) buildings will require a razing permit from Zoning along with a copy of the form "Notification of Intent to Perform Demolition" that must be submitted to the MPCA. The County also has a "Pre-Determination Items of Concern Checklist" that will also be required to be completed and submitted to the Zoning Department prior to a razing permit being issued. Receipts from a licensed landfill will also be required. The existing well servicing the residence will need to be sealed per the Minnesota Department of Health requirements. The existing septic system will need to be pumped and abandoned per the Minnesota Pollution Control Agency standards. All must be completed by July 1, 2023. **(Completed)**
6. An Annual Review for Compliance will be conducted at the end of each year by Zoning Staff. If the conditions of the permit have not changed, and no complaints or concerns have been filed, the mine will be determined to be compliant once the annual fee is paid. If the conditions of the permit have changed and / or if it is determined by the County that the mine is noncompliant, the applicant will be advised to attend a public hearing with all associated costs being born by permit holder for further review or amendment. This is not an exclusive remedy. The annual fee for the permit shall be based on the current per acre fee set by the County Board in the annual fee schedule.
7. Berm/Vegetation –The two (2) berms (Packet Attachment €-D-3) shall be constructed prior to mining in that area and must be 10ft or higher and be seeded immediately for vegetation to be established. The height of berms shall be documented by a County inspection. The proposed berms cannot impact the wetlands. **(Completed)**
8. Mining/crushing/washing hours of operations to be 7AM to 6PM, Monday through Friday and No Mining or Crushing on Saturday. Loading and hauling hours are to be 6AM to 8PM Monday through Friday and 7AM to 12PM Saturday. No Sundays or on the following Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving and Christmas.
9. Pursuant to Zoning Ordinance Section 16.2, Subd. 5(~~1415~~)(F), the permittee shall maintain liability insurance for the duration of the permit which shall include at a minimum the coverages and amounts shown on Permittee's current Certificate of Insurance, a copy of which is on file.
10. Permit holder shall maintain performance & surety bond in an amount set by the County Board in the Annual Fee schedule.
11. Gravel tax payments must be kept current, and the County has authority to request an audit to ensure compliance with Gravel Tax Law.
12. The Dust Mitigation Plan will include the use of calcium chloride (except areas that drain to Public Waters) on haul roads and watering per practical application with a log kept of the applications. Repeated applications may be necessary during extreme dry conditions. Water will be added to the feed point of the crushing spread when visible emissions are present. It must be noted in the daily production log when water is being added. All watering records will be available for the County to review.

13. One crushing spread may be located on site in the Higgins Pit as needed and will operate only within the operation hours that are assigned to this permit.
14. Noise Mitigation Plan – All mining activity must comply with MN Rule 7030.0040 Noise Standards. If complaints arise related to the noise levels the permit holder will supply the County with a valid noise level test in accordance with MN Rule 7030.0060. If a noise level test does not exist, the permit holder will be required to complete one at their expense and supply the County with a copy promptly upon request.
15. All equipment and vehicles utilized at the site shall be periodically inspected and maintained to minimize noise.
16. All refueling and hazardous materials must be stored on impervious surfaces away from open water and on a containment pad.
17. Adequate communication facilities will be provided for emergency purposes.
18. Adequate vehicle stacking space shall be provided on site to ensure that no vehicle desiring entry into the mine site shall have to wait outside the perimeter.
19. No waste materials shall be disposed of onsite. Sanitary facilities shall be provided for workers.
20. A gate shall be provided at the entrances to the site and kept locked when an attendant is not on duty.
21. A sign no smaller than 24"x36" must be installed prior to any soil movement activity at the entrance to the mine that provides the following: Days and Hours of operation along with a 24-hour contact number to report concerns.
22. Sherburne County Public Works Dept - Should the number of trips generated exceed 100 trips per day, a right turn lane will be required to be added. Should the number of trips per day exceed 200, a right turn and bypass/left turn lane will be required. The trip count would be at each entrance and not cumulative. The cost to construct the additional lanes will be at the expense of Knife River. An Access Permit is required to be taken out from the Public Works Department. The access shall meet the requirement as identified in the permit, including a field meeting with the permit agent to discuss specifics of construction. (See Packet Attachment C-D-3).
23. The permit holder, including all haulers and its customers, must comply with all conditions of this permit and all County Road Right of Way regulations.
24. The permit holder shall hold Haven Twp, County and its respective officers and employees harmless from claims made by anyone for damages sustained or cost incurred resulting from the gravel extraction operation of this permit. The permit holder shall indemnify the Twp, County and its respective officer and employees for all costs. Damages or expenses, which the Twp or County may pay or incur in consequences of such claims, including attorney's fees.
25. A hot mix or cement plant will not be allowed under this permit.
26. No dewatering ~~or wash plant~~ will be allowed under this IUP.
27. An extractive use shall be solely for operations directly related to such use. Any other use shall require a separate IUP.
28. It shall be the responsibility of the pit operator or owner to control activity within the pit area and cleanup any debris or other material left onsite.
29. All equipment must meet the 100 ft setback to the Ordinary High-Water Level (OHWL) of the public water body.
30. Applicant is required to maintain a current NPDES permit.
31. The applicant shall agree to permit the County to inspect the property at any time.
32. Mining activity shall be according to the proposed Mined and Restoration Plan "Higgins Property" plans received September 8, 2022 & ~~September 26, 2022~~ November 5, 2024, to the maximum depth of 990' above mean sea level and the location for the two (2) 10ft berms (Packet Attachment C-D-3).

33. The IUP is issued to Thomas P Higgins Et al. and Knife River Corp – North Central and shall expire with a change in ownership of the property or business.
34. An “Avoidance Plan for Blanding’s Turtles” must be incorporated into the mine plans. A copy of the “Avoidance Plan for Blanding’s Turtles” that is submitted to the DNR must be provided to the County prior to mining operations beginning.
35. No vegetation removal is permitted within the Shoreland area (300 feet from a river) of Phase II and III until the applicant has submitted an erosion control and sedimentation plan and obtained approval by the Sherburne Soil and Water Conservation District. Trees to not be removed in the months of June-July to not negatively impact the wildlife habitat.
36. Restoration shall include a MNDOT seed mixture that allows for natural ecological succession.
37. All roads must meet the 100’ setback to OHWL of the Tributary Stream.
38. The new IUP will replace existing IUP # 72486 Doc # 952258. The applicant must pay the \$46 recording fee revoking the previous IUP.
39. The processing plant would run 6 weeks (mid-April through mid-November), 5 days per week, and 11 hours per day.

Findings:

1. That the Interim Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the immediate vicinity.
Yes, conditions of approval and the operational plans are in place to mitigate the injurious impacts on properties in the immediate vicinity of the mining operation. This mining operation has been in operation for 2 years and no complaints relating to the mine have been filed with the Planning and Zoning Office.
2. That the establishment of the Interim Use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.
Yes, the proposed IUP will take the land out of agricultural use for the duration of the mining operation. Once mining has been completed, the property will be reclaimed to open water and grassland.
3. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.
Yes, adequate roads and stormwater infrastructure are in place for the mining operation. The applicant has worked with the Sherburne County Public Works for access off of CSAH 7.
4. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.
Yes, the property has proven to be large enough to accommodate the mining equipment and employee vehicles while the mine is in operation. Access to mine is from CSAH 3 & 7 and there is adequate off-street parking for trucks entering the property.
5. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.
Yes, the conditions of the IUP, hours of operation, dust mitigation and noise reduction plans along with State standards for air emission and noise standards have demonstrated that adequate measures are being taken to minimize the disturbance to neighboring properties. Berms have been constructed that have reduced the noise for the surrounding neighbors.

9:14am 2

Interim Use Permit for Home Business in an Accessory Building - HVAC Planning & Zoning
Business - Macoy and Nicole Cox.

Lynn Waytashek, Planning & Zoning Administrator

Felber/Danielowski were unanimous to approve an Interim Use Permit for Home Business in Accessory Building - HVAC Business, with the following (8) Conditions and Findings of Fact as recommended and listed in the background justification, for Property Address: 13789 57th St SE, Clear Lake; PID # 45-00031-2105; Legal Desc: Parcel B-that pt of the NW 1-4 of the NW (full legal on file); Sec 31, Twp 35, Rge 28; with 5.73 acres in the Agricultural District.

Roll Call Vote: Schumacher- Aye, Felber- Aye, Danielowksi- Aye, Hulse- Aye, Gray- Aye

Conditions:

1. There may be one non-illuminated non-neon sign totaling no more than 12 sq. ft. in size located on the property, but outside of the public right-of-way, a sign permit is required for any signs installed on the property.
2. A building permit for the proposed building is required and the applicant must have the areas used for business purposes clearly delineated from area for personal use with a partition wall or similar divider. A septic permit is required for the installation of the restroom.
3. There may be no more than two (2) employees (FTE) other than a member of the household residing on the premises
4. All business activities must be conducted within the proposed building and not exceed 1,800 sq. ft. accessory structure. No exterior storage of business materials is permitted.
5. There may be no sandblasting, chemical/paint spraying, or similar uses associated with the business.
6. Excessive noise, glare, odors, traffic or other nuisances may be justification for the County to revoke or modify the terms of the Interim Use Permit.
7. The property must be homesteaded by the business owners.
8. The applicant and/or property owner shall permit the County to inspect the property at any time

Findings:

1. That the Interim Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the immediate vicinity.
2. Yes, the proposed use is not anticipated to diminish and impair values within the immediate area. All activities will take place within the accessory structure and the proposed conditions of approval should assist in minimizing impact to neighboring properties.
3. That the establishment of the Interim Use will not impede the normal and orderly development and improvement of surrounding vacant property for uses predominant in the area.
4. Yes, the permitting of this IUP will not impede development, the proposed building can be used for personal use once the business ceases operations, and the property will continue to be used as a residential property.
5. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.
Yes, the applicant is not requesting additional utilities beyond what a normal residence would require.
4. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.
Yes, the applicant has enough parking space to accommodate the proposed use.

5. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Yes, this business is not anticipated to cause offensive odor, fumes, dust, noise and vibration to the immediate area. All activities will be conducted in the accessory building.

9:15am ³

Haven Township Sand and Gravel Mine EIS Scoping Document - Holcim Planning & Zoning MWR.

Lynn Waytashek, Planning & Zoning Administrator

Zoning Administrator Lynn Waytashek, WSB Consultant Allison Harwood, and Sunde Engineering Representative Kirsten Pauly provided information to the Board regarding the Haven Township Sand and Gravel Mine Environmental Impact Statement (EIS) Scoping document.

The Haven Township Sand and Gravel Mine EIS Scoping Document, as recommended by the Planning Advisory Commission, establishing the intended scope of the Environmental Impact Statement that will identify the issues and alternatives that will be examined in depth in the EIS. PID #25-00019-4100, 25-00029-2101, 25-00020-2000, 25-00020-1200, 25-00029-2100, 25-00020-1300, 25-00020-3102, 25-00020-3000, 25-00017-4200, 25-00017-4205 and 25-00030-1101; Legal Desc: NW 1-4 subj to Easement (full legal on file); Sec 17, 19, 20, 29, 30, Twp 35, Rge 30; with 683 acres in the Agricultural District.

Commissioners agreed the following is made part of the record: the Scoping EAW; written comments provided per administrative rules and attachments to those comments; Planning Commission minutes; presentations from the required public hearing and Board workshop; summary document of Table 4.1; Health Impact Assessment Resource Tool received at Planning Commission; and the scoping decision document. Individual commissioners disclosed additional contact or information obtained that is cumulative, not part of the record, and not part of consideration in decision-making of present issue. Commissioners received and reviewed a scientific article sent to Planning Commission members post-hearing as part of a packet of otherwise cumulative information. The article was made part of record and a copy was made available.

Harwood spoke about the scoping process. She explained county staff and the applicant made adjustments to the document based on public comment, which is what is provided to the Board in the packet. Harwood discussed the resource evaluation scale and the definitions for criteria A-D. She described each item topic, its purpose, and the criteria assigned to each in the scoping document. Harwood also discussed the changes and additional studies recommended by the Planning Commission and her recommendations.

Harwood answered C. Danielewski's question about whether the EIS would address comprehensive plans, orderly annexation, school district's concerns, that they would fall within individual resource topics. She answered additional questions from C. Hulse concerning what constitutes Cover Type and C. Danielewski's question about where reclamation would be addressed in draft EIS.

C. Hulse asked about the additional study recommended by Planning Commission under Water Resources, whether study focused on quantity v. contamination and quality. Waytashek said Planning Commission was concerned about both quality and quantity. There are high nitrates there and a number of concerns, so they wanted all looked at. Hulse discussed study just reviewed

that identified concern for soil and water contamination. Hulse wanted to address water contamination as well as quantity.

Concerning #21, Cumulative Potential Effects, Harwood discussed the Health Impact Statement (HIS), recommended by Planning Commission. Harwood stated HIS is not typically completed for environmental review and a lot of the information included is covered through the draft EIS in several topics. C. Hulse asked about #21 regarding other projects. He asked about treatment of the Mississippi One Watersehd project; individual projects may not yet be identified but the project itself is moving forward. Harwood stated they would have to look at the environmentally effected area of proposed mine, then reference study to determine what may overlap, and then determine if there is sufficient information available to assess if there are cumulative impacts. Hulse interested in including that plan since it is comprehensive.

Harwood stated Land Use is intended to discuss comprehensive land use plans, zoning. One Watershed One Plan would fall under Land Use category. That document can be reviewed and if projects are identified in proximity those be considered in cumulative effects.

C. Felber discussed bedrock formations and aquafer and questioned if EIS will tell us more about whether project will bore into it. Harwood stated the EIS will tell us and detail of what is proposed for project and if modifications need to be made to proposed project to avoid/mitigate impact to resources.

C. Gray asked about the HIS and whether it may be a tool where all information can be contained and if so who would put it together. Harwood stated MDH completed a number of those and largely led those studies. Harwood stated HIS would be duplicative to what environmental review would be completing. It would not be a benefit to EIS because relevant information is already being completed.

C. Schumacher called upon Kirsten Pauly for comment. Pauly agreed overall with Harwood's framework to understand process, the record, and recommended changes by Planning Commission. Holcim is in agreement with categorization of the elements with exception of a couple items. Concerning #13 and recommended change of category from A to D, Pauly stated recycled concrete/asphalt materials is categorized as a beneficial reuse by MCPA. Topic has been studied significantly. MPCA provides a standing beneficial use categorization for those materials which they've found not to have significant environmental impact. Moving category (#13) up to include additional information about recycling is completely warranted and RGU has discretion to do. Education can be obtained through a study in EIS. Addition of monitoring wells (#12) which would be part of EIS and part of any permit would establish baseline water quantity and quality as well as through operating. All of those things are In line with what project is proposing and the information to be included in EIS. Health Impact Statements (#21) are typically not in an EIS and state did not include HIS when they reviewed worksheet. Pauly recommended #21 remain as originally written and not include an HIS.

C. Schumacher called upon Harwood. Harwood provided additional comments about the HIS. Harwood stated all health effects relevant to this project are already covered under EIS through the various categories and did not think the HIS was a necessary study for purpose of this project.

Commissioners discussed the HIS further. Harwood provided additional comment about #21 and what can be included in that category. Harwood stated the HIS does not fit under guidance for what to include under cumulative effects.

C. Felber looked at information from the State HIA website. Felber stated HIAs were funded heavily from 2009-2017 and not receiving state funding anymore. Only ongoing HIA in the state started in 2019 and is on Rondo neighborhood bridge.

Harwood stated there can be the inclusion of Item 22, Other Environmental Effects, to include an executive summary of information provided throughout the rest of the document.

C. Gray quoted the form in the packet concerning who can conduct an HIS to ensure information is put cumulatively in one area for Board to recognize. C. Felber stated it is redundant. C. Schumacher and Gray agreed with an executive summary.

Waytashek provided a summary of next steps in process.

The Board approved the Final Scoping Decision Item Summary as follows.

Schumacher/Felber were unanimous to approve number 7. Climate Adaptation and Resilience to be addressed as an A as recommended by the Planning Advisory Commission.

Roll Call Vote: Danielowski - Aye, Hulse - Aye, Schumacher - Aye, Felber - Aye, Gray - Aye

Hulse motioned to number 8 Cover Type be modified from category A to category C. Hulse withdrew his motion. Schumacher/Felber were unanimous to approve number 8. Cover Types to be addressed as an A, currently an A and left as an A, by the Planning Commissioner.

Roll Call Vote: Danielowski - Aye, Schumacher - Aye, Hulse - Aye, Felber - Aye, Gray - Aye

Hulse/Felber were unanimous to approve modifying number 10. Land Use from a C to a D as recommended by the Planning Advisory Committee and ensure that the scope of impact on the Mississippi 1 Watershed 1 Plan is included.

Roll Call Vote: Danielowski - Aye, Hulse - Aye, Felber - Aye, Schumacher - Aye, Gray - Aye

Felber/Schumacher were unanimous to accept number 11. Geology, Soils, and Topography/Land Forms as a B.

Roll Call Vote: Schumacher - Aye, Hulse - Aye, Danielowski - Aye, Felber - Aye, Gray - Aye

Felber/Schumacher were unanimous to approve number 12. Water Resources as a D as recommended by the Planning Advisory Commission with the addition of adding item number 6 in this category: baseline water quality and quantity. Commissioner Hulse noted that he wanted to ensure that it was explicit that water contamination was addressed both surface and groundwater contamination. The board amended the motion to include Hulse's recommendation.

Roll Call Vote: Danielowski - Aye, Schumacher - Aye, Felber - Aye, Hulse - Aye, Gray - Aye

Commissioner Hulse motioned and Commissioner Felber seconded to approve number 13. Contamination/Hazardous Materials/Waste from an A to a D as recommended by the Planning Advisory Commission. Hulse modified his motion to approve number 13. Contamination/Hazardous Materials/Waste from an A to a C and the recommendations to obtain information from the Minnesota Pollution Control Agency and other existing relevant studies to look at the effects of concrete and asphalt recycling and heavy metals on soils for the recycling of concrete and asphalt in the area as proposed. Commissioner Felber seconded the modification. The motion passed with a 4-1 vote.

Roll Call Vote: Hulse - Aye, Schumacher - Nay, Felber - Aye, Danielowski - Aye, Gray - Aye

Felber/Danielowski were unanimous to approve number 14. Fish, Wildlife, Plant Communities,

and Sensitive Ecological Resources as a D.

Roll Call Vote: Danielowski - Aye, Schumacher - Aye, Hulse - Aye, Felber - Aye, Gray - Aye

Danielowski/Felber were unanimous to approve number 15. Historic Properties as a D as presented.

Roll Call Vote: Schumacher - Aye, Danielowski - Aye, Gray - Aye, Hulse - Aye, Felber - Aye

Felber/Schumacher were unanimous to approve number 16. Visual as a D.

Roll Call Vote: Hulse - Aye, Schumacher - Aye, Gray - Aye, Felber - Aye, Danielowski - Aye

Felber/Danielowski were unanimous to approve number 17. Air as a D.

Roll Call Vote: Danielowski - Aye, Hulse - Aye, Felber - Aye, Schumacher - Aye, Gray - Aye

Felber motioned, and Gray seconded to approve number 18. Greenhouse Gas/Carbon Footprint from an A to a C as recommended by the Planning Advisory Commission and to have additional discussion included on greenhouse gas and carbon footprint. Ms. Waytashek read the requested additions that were recommended by the Planning Advisory Commission for clarification as requested. After discussion on the item, Commissioner Felber withdrew and re-phrased his motion to accept as a C as recommended by the Planning Advisory Commission with the addition of any new information that arises on Greenhouse Gas and Carbon Footprint or any updated new studies or information to be presented along with the study to address the issues with high traffic volumes as proposed. Gray seconded.

Roll Call Vote: Danielowski - Aye, Hulse - Aye, Shumacher - Aye, Felber - Aye, Gray - Aye

Felber/Hulse were unanimous to accept number 19. Noise as a D.

Roll Call Vote: Hulse - Aye, Schumacher- Aye, Felber- Aye, Gray- Aye, Danielowski- Aye

Felber/Hulse were unanimous to approve number 20. Transportation as a D as recommended by the Planning Advisory Commissioner.

Roll Call Vote: Danielowski - Aye, Hulse - Aye, Felber - Aye, Schumacher - Aye, Gray - Aye

Schumacher/Felber were unanimous to approve number 21. Cumulative Potential Effects as a C.

Roll Call Vote: Hulse - Aye, Schumacher - Aye, Felber - Aye, Gray - Aye, Danielowski - Aye

Hulse/Felber were unanimous to include an executive summary of all identified health impacts in the previous sections of the EIS.

Roll Call Vote: Danielowski - Aye, Schumacher - Aye, Hulse - Aye, Felber - Aye, Gray - Aye

Based upon evidence in the record and the Board's evaluation and subsequent review and deliberation there of Hulse/Felber were unanimous to approve the Scoping Decision Document as amended.

Roll Call Vote: Danielowski - Aye, Schumacher - Aye, Hulse - Aye, Felber - Aye, Gray- Aye

11:22am

Recess Regular Meeting, Break

11:38am

Reconvene Regular Meeting

11:38am 4

Potential County Response to Presidential Executive Orders.

Administration

Bruce Messelt, County Administrator

Following Board discussion, considered responding to recent Presidential Executive Orders, to possible include the following:

Hulse/Feber approve with a 3-2 vote that all County initiatives, programs, and activities specifically designated, funded, or designed to advance Diversity, Equity, and Inclusion be

terminated to the extent allowable under law and that all New Green Deal objectives be suspended, to the extent allowable under law. Moved that other County initiatives, programs, and activities impacted by the identified Presidential Executive Orders be paused until such time as additional guidance, instructions, or clarity is received with respect to applicable Federal Executive Orders.

Roll Call Vote: Hulse - Aye, Danielowski - Aye, Schumacher - Aye, Felber - Aye, Gray - Nay

Instructed the County Administrator to compile a listing of County programs, initiatives, and activities that have received or are receiving federal funding, from January 2021 forward, and to identify, to an extent practicable, if such programs, initiatives, and activities contained specific requirements, actions, or incentives relating to one or more of the identified Presidential

Executive Orders:

- Protecting the American People Against Invasion (Jan. 20, 2025)
- Reevaluating and Realigning United States Foreign Aid (Jan. 20, 2025)
- Putting America First in International Environmental Agreements (Jan. 20, 2025)
- Unleashing American Energy (Jan. 20, 2025)
- Ending Radical and Wasteful Government DEI Programs and Preferencing (Jan. 20, 2025)
- Defending Women from Gender Ideology Extremism and Restoring Biological Truth to the Federal Government (Jan. 20, 2025)
- Enforcing the Hyde Amendment (Jan. 24, 2025)

The County Administrator shall also take the necessary steps to:

- Ensure all County hiring, promotion, and evaluation practices be based upon “initiative, skills, performance, ... hard work,” and applicable state and federal laws; and
- Continue successful efforts relating to employee recruitment, marketing, and retention within the County’s Total Rewards Initiative as part of Human Relations/Resources, Employee Wellness, and related activities.
- Maintain overall continuity of County operations, programs, and activities, to the greatest extent practicable.

7. 12:13am Commissioner Correspondence, Committee Reports, Upcoming Meetings, Future Agenda Items

Hulse/Schumacher with a 4-1 vote to modify the agenda to submit commissioner reports via email to the Clerk versus announcing them live at the meeting to save time and move the agenda along.

Roll Call: Danielowski - Aye, Hulse - Aye, Felber - Nay, Schumacher - Aye, Gray - Aye

Commissioner Correspondences as submitted via email.

Commissioner Gray: Department Head Meeting, City of Clear Lake Council Meeting, Association of Minnesota Counties (AMC) Leadership Training in St. Paul, Diversity Equity Inclusion and Belonging (DEIB) Meeting, AMC Legislative Update, National Association of Counties (NACo) Ag & Rural Affairs, Public Works Appreciation Luncheon, Minnesota Inter-County Association (MICA) Legislative Forum in Scott County

Commissioner Schumacher: Will submit his correspondence and committee reports at the February 18, 2025 County Board Meeting.

Commissioner Felber: Great River Regional Library (GRRL) Board Meeting, Orrock Township Meeting, Central Mississippi River Partnership (CMRP) Meeting, Tri-County Solid Waste, Council for Foreign Relations Webinar on Technology and Clean Energy Innovations, County Rd. 93 Open House at the Becker Township Hall, MICA Legislative Forum, Cultural Competence through Park Land Development: Two Inlets

at Bde Hehaka Omashgoos Zaaga""iganns Regional park Presentation, Meet with GRRL staff for Onboard of new members, NACo High Performance Leadership Program, Reviewing of Cannabis Rules on Office of Cannabis Management's website

Commissioner Danielowski: NACo Central Regional Meeting, Leadership Essentials Seminar Sessions 2 & 3, Big Lake Township Meeting, CMRP, Tri-County Solid Waste Meeting, Options Board Meeting

Commissioner Hulse: Nothing to report.

9. 12:15pm Reconvene, Open Workshop

10. 12:48pm Close Workshop Meeting, Adjourn Regular Meeting

Commissioner Warrants

1/17/25	312,286.29	General Revenue Fund
	730,458.19	Public Works Fund
	7,913.28	Human Service Fund
	937.50	Law Library Fund
	51,688.48	Solid Waste Fund
	155,497.72	Jail Commissary Fund
	550.00	Forfeited Land Sale
	7,523.33	Justice Center Enterprise Fund
	798.75	Agency Collections
	3,694.46	Payroll Fiduciary Fund
	1,271,348.00	Total

Manual Warrants

1/17/25	-0.67	General Revenue Fund
	1,171.00	Human Service Fund
	346,885.45	Agency Collections
	348,055.78	Total

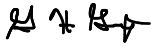
Warrants

1/24/25	789.26	Boe/Evelyn 789.26
	361.12	Cintas 361.12
	476.00	DNA Diagnostics Center 476.00
	691.40	Ettesvold/Judith M 691.40
	625.00	Fluent Language Solutions 625.00
	2,251.28	Hennepin County 2,251.28
	535.33	Hines/Nathaniel 535.33
	488.43	LaCount/Carlie 488.43
	1,870.00	Lexis Nexis 1,870.00
	7,805.35	Main Street Family Services 7,805.35
	390.00	Minnesota Social Service Association 390.00
	843.00	Mn Dept Of Human Services-SWIFT 843.00
	7,486.80	Office Of MNIT Services 7,486.80
	441.53	Olinyk/Ashley M 441.53
	525.28	Ouko/Natasha A 525.28
	308,790.30	Sherburne County Auditor Treasurer 308,790.30
	750.20	The Bridge World Language Ctr Inc 750.20
	633.01	Todd/Windsong 633.01
	1,700.00	Trimin Systems Inc 1,700.00
	1,370.00	U S Post Office 1,370.00
	6,000.00	USPS-POC 6,000.00
	405.00	Vee/Victoria 405.00
	4,023.61	34 Payments less than 300
	349,251.90	Total

Commissioner Warrants

1/24/25	341,446.55	Human Service Fund
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	7,805.35	Agency Collections
	349,251.90	Total
Manual Warrants		
1/24/25	2,349.34	General Revenue Fund
	9,431.86	Agency Collections
	11,781.20	Total
Commissioner Warrants		
1/24/25	1,748,110.30	General Revenue Fund
	207,268.31	Public Works Fund
	49.00	Human Service Fund
	4,997.37	Law Library Fund
	615.31	Solid Waste Fund
	64,930.48	Jail Commissary Fund
	4,764.27	Justice Center Enterprise Fund
	111,008.59	Prepaid Tax Collections
	4,337.76	Agency Collections
	1,090,367.18	Payroll Fiduciary Fund
	3,236,448.57	Total
Commissioner Warrants P3 Final Settlement		
1/27/25	967.27	General Revenue Fund
	1,526.68	Metropolitan Transit Fund
	29,122.85	Hra & Ec Dev Fund
	8.35	Hospital District Collections
	35.88	Agency Collections
	130,699.88	School Districts Collections
	500,734.16	Towns & Cities Collections
	663,095.07	Total



Gary H. Gray (Mar 7, 2025 08:49 CST)

Gary H. Gray, Board Chairperson

03/07/2025

Date



Bruce Messelt, County Administrator

03/07/2025

Date