

**OFFICIAL PROCEEDINGS
WINONA COUNTY BOARD OF COMMISSIONERS
SESSION HELD August 24, 2021
7:00 PM WINONA COUNTY BOARD ROOM**

The Winona County Board of Commissioners met in the Commissioners Room on the above date with Commissioner Marie Kovecsi; Commissioner Marcia Ward; Commissioner Steve Jacob; Commissioner Greg Olson; Commissioner Chris Meyer; County Administrator Ken Fritz; County Attorney Karin Sonneman; Assistant County Attorney III Stephanie Nuttall; Finance Director Pat Moga; Assistant County Administrator/Personnel Director Maureen Holte; Health and Human Services Director Karen Sanness; Health and Human Services Supervisor Melanie Tatge; Emergency Management Coordinator Ben Klinger; Fleet, Building, and Grounds Superintendent Aaron LaFee; Planning and Environmental Services Director Kay Qualley; Executive Assistant Heidi Hund. Chairperson Ward called the meeting to order at 7:01 PM.

Public comments were heard from Karen Riley, 528 E. Howard, opposing dog breeding; Ann Olson, opposing dog breeding; Aaron LaFee, Fleet, Building, and Grounds Superintendent, recognizing Richard Pollema for work completed on Farmers Park Archway and Stone.

On motion of Commissioner Jacob and seconded by Commissioner Kovecsi, to approve the County Board minutes dated August 10, 2021. Vote: Yes – 5.

On motion of Commissioner Jacob and seconded by Commissioner Kovecsi, to acknowledge the Parks and Environment Advisory Committee minutes dated May 4, 2021. Vote: Yes – 5.

On motion of Commissioner Meyer and seconded by Commissioner Kovecsi, to approve the amended agenda by moving Consent Business item 7.7 to General Business item 8.0. Vote: Yes – 5.

On motion of Commissioner Jacob and seconded by Commissioner Meyer, to approve the following Consent Business:

Approve Fiscal Year 2021-2022 Cooperative Agreement with State of Minnesota to Fund Treatment Court.

Approve MN Dept. of Health Community Health Board Grant Project Agreement Amendment to Provide Enhanced Influenza Vaccination Coverage.

Approve Contracts with Lamar and Leighton Broadcasting to Support COVID-19 Vaccine Campaign.

Approve Monthly Resolution.

RESOLUTION #2021-041

WHEREAS, the Director of Health and Human Services has advised that all Income Maintenance case actions are in conformance with State, Federal and County laws, rules, regulations and policies.

BE IT RESOLVED that all Income Maintenance case openings, closings, suspensions, grant changes and any other affecting client eligibility and payments documented in the Department on the State's MAXIS eligibility system through **August 24, 2021** are hereby approved; and

WHEREAS, the Director of Health and Human Services advised that all Social Service case actions are in conformance with State, Federal and County laws, rules, regulations and policies.

BE IT RESOLVED, that all Health and Human Services case openings, closings, payments, placements and licensing actions as documented in the Department on agency listings for licensing actions, case records, record of human service plan cards, purchase of service abstract, reports of refunds and cancellations, payment authorizations and computer printouts through **August 24, 2021** are hereby approved; and

WHEREAS, the Director of Health and Human Services has advised that all Social Service and Welfare claims against the County submitted for payment **August 24, 2021** have been reviewed and are eligible for payment pursuant to all applicable rules, regulations, laws and policies.

BE IT FURTHER RESOLVED, that all bills as listed on listing of warrants and claims against the Community Social Service Act and Welfare funds and Warrant registers shall be approved as valid claims against the County and are hereby approved for payment.

Adopted at Winona, Minnesota this 24th day of August, 2021.

Approve Resolution to Acquire Right-of-Way for CSAH 30.

RESOLUTION #2021-042

Authorization to Acquire Land Right-of-Way on CSAH 30

WHEREAS, the Winona County Highway Department proposes to acquire land along the existing right of way of County State-Aid Highway (CSAH) 30 for the purpose of reconstruction of the existing roadway, located from the junction of CSAH 31 to approximately 1.5 mile west; and

WHEREAS, the project will require additional land along the existing right-of-way in order to construct and maintain the project and is necessary to provide for public health, welfare, safety and convenience; and

WHEREAS, right of way acquisition for the project will be both from the State of Minnesota Department of Natural Resources; and from private parties, which for efficiency will be depicted on two separate plats: Nos. 2030 and 3030. On January 12, 2021 the County Board approved resolution 2021-002 authorizing acquisition of lands described in Plat No. 2030.

NOW THEREFORE, BE IT RESOLVED that the Winona County Board of Commissioners hereby authorizes the County Highway Engineer to proceed to acquire, in accordance with Minnesota Statutes, the necessary lands for the furtherance of the project more particularly described in Winona County Highway Right-of-Way Plat No. 3030, constructed in accordance with Minnesota Statutes, section 160.085; and

BE IT FURTHER RESOLVED that those lands as described above which cannot be acquired by direct negotiations, shall be acquired by eminent domain and the County Board hereby requests the County Attorney to file the necessary petition therefore and to prosecute such action to a successful conclusion or until it is abandoned, dismissed or terminated by the District Court.

Adopted at Winona, Minnesota this 24th day of August, 2021.

Approve Early Order of Snowplow Truck in 2022 Budget.

Confirm Payment of Disbursements.

08/04/21 - 08/17/21		
Fund		
1	Revenue	\$ 392,656.77
2	Recycling & Solid Waste Fund	\$ 541.95
3	Road and Bridge	\$ 52,707.65
4	Transportation Sales Tax	\$ 256,623.44
5	Health & Human Services	\$ 370,894.57
7	Road and Bridge State Aid	\$ 1,383,305.67
37	Jail Fund	\$ 22,428.00
76	Employee Benefit	\$ 5,938.28
83	State Revenue Fund	\$ 160,194.39

Total	\$ 2,645,290.72
119 Vendors Paid Less Than \$2000 totaling \$79,377.76	

Vote: Yes – 5.

On motion of Commissioner Kovcesi and seconded by Commissioner Olson, to Adopt Revised Findings of Fact for Erickson Family Shady Maple Farms Interim Use Permit Denial. Vote: Yes – 3; No – 2 (Jacob, Ward).

Received Presentation from Minnesota Inter-County Association representatives on Annual Legislative Update.

On motion of Commissioner Meyer and seconded by Commissioner Olson, to receive an update from the Health and Human Services Advisory Committee and Relevant Collaboration Partners regarding Review of Juvenile Preventative Strategies and Programs and Providing Recommended Changes to Reduce Potential Juvenile Incarceration and Improve Current Process in Three Months to County Board. Vote: Yes – 5.

Received COVID-19 Public Health Update from Health and Human Services.

On motion of Commissioner Meyer and seconded by Commissioner Olson, to Establish a County ordinance which would allow the County Board to act quickly in any potential public health emergency, as noted in Community Health Board Statue 145A.05.

On motion of Commissioner Jacob and seconded by Commissioner Ward, to Table discussion regarding the mask ordinance. Vote: Yes – 2; No – 3 (Meyer, Kovcesi, Olson).

On motion of Commissioner Meyer and seconded by Commissioner Olson, to Establish a County ordinance which would allow the County Board to act quickly in any potential public health emergency, as noted in Community Health Board Statue 145A.05. Vote: Yes – 3; No – 2 (Ward, Jacob).

On motion of Commissioner Olson and seconded by Commissioner Kovcesi, to Approve Extending COVID-19 Local Emergency Resolution to November 30, 2021. Vote: Yes – 3; No – 2 (Jacob, Ward).

RESOLUTION #2021-043

Extend COVID-19 State of Local Emergency

WHEREAS, a State of Local Emergency due to the coronavirus disease 2019 (COVID-19) was declared by Winona County on March 19, 2020 under the powers granted by Minnesota Statutes Chapter 12.29 authorizing the County Board Chair to declare a local emergency; and

WHEREAS, by the terms of the March 19, 2020 Resolution Declaring a State of Local Emergency, the County Board consented to the continuation of the declaration of a local emergency until such State of Local Emergency was rescinded by the County Board; and

WHEREAS, Minnesota Governor Tim Walz, by Executive Order 21-21 issued on May 6, 2021, continued the State’s Peacetime Emergency, but chose not to extend it beyond July 1, 2021, effectively terminating it as of July 1, 2021; and

WHEREAS, by the terms of the July 27, 2021 Resolution Extending Peacetime Emergency to September 1, 2021, the County Board consented to the State of Local Emergency being rescinded effective September 1, 2021. The County Board, however, at that time, recognized that circumstances could change that would require extending the State of Local Emergency beyond September 1, 2021; and

WHEREAS, since the July 27, 2021 Resolution was issued, the threat posed by COVID-19 has escalated to the point that the County's COVID-19 Incident Command Team (which includes the Sheriff's Office and its Emergency Management team; the Health and Human Services Department and its Public Health team; the County Attorney's Office; and the Administration office) re-established its regular meeting schedule to actively monitor the COVID-19 situation in Winona County and presented an update to the County Board at its August 10, 2021 regular meeting; and

WHEREAS, the County Board finds because of the emergence of the Delta variant of the COVID-19 virus, Winona County and much of the State of Minnesota, as well the United States, is now under a "HIGH" level of COVID-19 transmission as measured by data gathered by the federal Center for Disease Control and Prevention (CDC). Under these circumstances, the County Board determines and consents to the County's State of Local Emergency being extended until such time as it is safe from a public health perspective to rescind and terminate the State of Local Emergency.

NOW THEREFORE BE IT RESOLVED,

- 1) The Winona County Board hereby extends the COVID-19 State of Local Emergency until such time as the County Board acts to rescind and terminate the State of Local Emergency.
- 2) This Resolution supersedes the July 27, 2021 County Board Resolution Extending Peacetime Emergency to November 30, 2021.
- 3) The County Board directs its COVID-19 Incident Command Team to:
 - a. continue to manage the County's response to the COVID-19 pandemic through coordination and collaboration with the Minnesota Department of Health, CDC, and community based medical health services to provide, among other things;
 - i. continued testing for COVID-19;
 - ii. provide for the availability of COVID-19 vaccines;
 - iii. provide other public health services and education to the Winona County community on COVID-19 prevention; and
 - b. continue to actively monitor the COVID-19 pandemic situation and provide regular updates to the County Board.

Adopted at Winona, Minnesota, this 24th day of August, 2021.

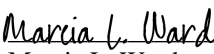
By consensus of the County Board, Discussed and Provided Direction to use an Executive Search for the County Administrator Vacancy.

On motion of Commissioner Olson and seconded by Commissioner Kovcesi, to Approve Future Agenda Item to Discuss Dog Breeding Ordinance. Vote: Yes – 5.

On motion of Commissioner Jacob and seconded by Commissioner Meyer, to add an approve or deny future agenda item regarding surface improvement of Highway 74.

On motion of Commissioner Olson and seconded by Commissioner Meyer, to adjourn the County Board meeting at 9:55 p.m. Vote: Yes – 5.

WINONA COUNTY BOARD OF COMMISSIONERS

DocuSigned by:


Marcia L. Ward
Board Chair

Attest:

DocuSigned by:



Kenneth J. Fritz, County Administrator