

MINUTES OF PINE COUNTY BOARD MEETING

Regular Meeting

Tuesday, September 7, 2010 10:00 a.m. Boardroom, Pine County Courthouse

Chairman Carlson called the meeting to order at 10:00 a.m. Present were Commissioners, Steven Chaffee, Stephen Hallan, Ed Montbriand and Curt Rossow. Also present was Clerk to the County Board, Mark LeBrun and County Attorney John Carlson.

Commissioner Montbriand requested a moment of silence for Master Sergeant Daniel Fedder.

The Pledge of Allegiance was said.

Chairman Carlson called for public comment.

Commissioner Chaffee moved to adopt the amended agenda, Commissioner Hallan seconded. Motion carried.

Commissioner Rossow moved to approve the minutes of the August 17, 2010 regular county board meeting. Commissioner Montbriand seconded. Motion carried.

Commissioner Rossow moved to approve the consent agenda, Chairman Carlson seconded. Motion carried.

Minutes of Boards, Committees and Board Memos, Newsletter

1. Pine County HRA Sr. Housing meeting minutes, July 28, 2010.
2. Pine County Land Surveyor Monthly Report, August 2010.
3. Pine County Soil & Water Conservation District July 27, 2010 meeting minutes and August 31, 2010 meeting agenda.

****CONSENT AGENDA****

Auditor

1. August Disbursements

| | |
|----------------------|---------------|
| General Revenue Fund | \$ 526,461.63 |
| Land Mgmt Fund | \$ 22,454.92 |
| Road & Bridge Fund | \$ 247,514.32 |
| Group Health | \$ 205,506.01 |
| Agency Fund | \$ 9,780.50 |
| Taxes and Penalties | \$ 42,855.87 |

Auditor – continued

2. Application for Exempt Permit for Pine Technical College Foundation to conduct Minnesota Lawful Gambling at the North West Company Fur Post, 12551 Voyager Ln, Pine City on November 19, 2010.
3. Application to Conduct Annual Off-site Gambling for Jens H. Jensen American Legion 243 at East Central School District #2580, 61085 State Hwy 23, Finlayson on December 6, 2010.

Coordinator

1. Acknowledge completion of days for Temporary Seasonal Extension Office Worker, Christopher Howard effective August 26, 2010.

****REGULAR AGENDA****

Sheriff

Chief Deputy Steve Ovick presented for approval and adoption a resolution for the Safe & Sober Communities project. Commissioner Rossow motioned to approve and adopt said resolution. Commissioner Hallan seconded. Resolution passed unanimously.

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT

Be it resolved that the Pine County Sheriff 's Office enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety for the project entitled SAFE & SOBER COMMUNITIES during the period from October 1, 2010 through September 30, 2011.

The Sheriff of Pine County or his designee is hereby authorized to execute such agreements and amendments as are necessary to implement the project on behalf of the Pine County Sheriff's Office.

Be it further resolved that the Sheriff of Kanabec County is hereby authorized to be the fiscal agent and administer this grant on behalf of the Pine County Sheriff's Office.

Chief Deputy Ovick presented the appointment of Joshua Matson, Part-time Bailiff, A13, starting wage \$11.28/hour effective upon successful completion of pre-employment screenings and requested acknowledgement of the voluntary resignation of Troy Parker, Part-time Bailiff effective August 31, 2010. Commissioner Montbriand motioned to approve the request as presented. Commissioner Rossow seconded, motion carried.

Chief Deputy Ovick presented the appointment of Dianne Meier, Part-time Dispatcher, B23, Step 3, \$15.57/hour effective September 8, 2010. Commissioner Rossow motioned to approve the appointment as presented. Commissioner Chaffee seconded, motion carried.

Chief Deputy Ovick presented a request to apply for the 2010 DECN grant in the amount of \$175,000 for ARMER infrastructure and \$40,000 for end-user equipment. Chief Deputy Ovick stated there is no matching funds for this application and the deadline to expend the funds is September 31, 2013. Commissioner Hallan motioned to approve the application as requested. Commissioner Montbriand seconded. Commissioner Hallan stated these funds are made available from 911 surcharge fees. Motion carried.

Coordinator

Chairman Carlson introduced Dana Raines, Coordinator, Onanagozie RC & D Council. Mr. Raines presented the 2009 annual report. Mr. Raines noted that a new brochure was designed and is being distributed promoting Farmer’s Markets and growers in the area. Commissioner Rossow highlighted one larger project that the RC &D was involved with this year being the Small Cities Development Program grant. Mr. Raines stated they are also available to county staff to assist in grant writing. Commissioner Rossow motioned to accept the annual report as presented and to authorize the funding request as included in the preliminary budget. Commissioner Hallan seconded, motion carried.

Coordinator LeBrun presented the 2011 Levy for approval and adoption stating that this is the third year the levy has had a zero percent increase to county residents. Chairman Carlson stated that he is proud that the board as a whole is united on not increasing the county levy. Commissioner Montbriand motioned to set the tax levy for 2011 at \$14,289,330. Commissioner Hallan seconded, motion carried unanimously. A brief discussion was held on State un-allotments.

| | GROSS LEVY | 2011 PROGRAM AID | TAX LEVY NET LEVY |
|-------------------|---------------------|------------------------|-------------------------|
| REVENUE | \$7,866,526 | \$0 | \$7,866,526 |
| WELFARE | \$2,550,000 | | \$2,550,000 |
| ROAD & BRIDGE | \$1,500,000 | | \$1,500,000 |
| RAIL AUTHORITY | \$30,000 | | \$30,000 |
| ST. CONST BOND | \$0 | | \$0 |
| JAIL BOND | \$1,293,400 | | \$1,293,400 |
| HRA | \$1,049,404 | | \$1,049,404 |
| TOTAL | \$14,289,330 | \$0 | \$14,289,330 |

Coordinator LeBrun presented a Memorandum of Agreement (MOA) between Pine County and the Law Enforcement Labor Services (LELS) Union group asking that Pine County withhold and deposit two percent of their salaries toward a health care savings account. Commissioner Rossow motioned to approve the MOA as presented. Commissioner Montbriand seconded, motion carried.

Coordinator LeBrun presented a request for an internal audit of the County Treasurer upon completion of elected term. Coordinator LeBrun stated there are benefits to both parties. Commissioner Chaffee motioned to authorize staff to proceed with an independent audit. Commissioner Hallan seconded, motion carried.

Coordinator LeBrun stated Commissioner Montbriand received a letter regarding interest two larger companies have in purchasing the East Central Solid Waste Commission's sanitary landfill. Commissioner Montbriand motioned to not authorize an appraisal for outside purchase of solid waste facilities. Commissioner Chaffee seconded. Chairman Carlson asked for legal council input. County Attorney Carlson gave background on the Commission stating at one point an appraisal was done for another county in the Commission. County Attorney Carlson stated the facility is being run well and is generating revenue. County Attorney Carlson also stated that the haulers rebate, when concluded will be very beneficial to counties in paying for such things as recycling programs. Motion carried.

Assessor

County Assessor Mike Sheehy presented a training request for his attendance at the MN Association of Assessing Officers Annual Conference September 26-29, 2010 in Mankato, MN. Total cost \$451.48. Seminars in which continuing educational hours can be received for will be attended. Commissioner Chaffee motioned to approve the training as requested. Commissioner Hallan seconded, motion carried.

Public Works

County Engineer Pete Eakman presented a resolution allowing for the advancement of state aid funds for projects on county roads 23, 32 and 55 in the amount of \$2,003,852.46. Commissioner Rossow motioned to approve and adopt said resolution. Commissioner Hallan seconded. Resolution passed unanimously.

COUNTY
STATE AID HIGHWAY FUNDS ADVANCE RESOLUTION

WHEREAS, the County of Pine is planning to implement County State Aid Street Project(s) in 2010 which will require State Aid funds in excess of those available in its State Aid Regular Construction Account, and

WHEREAS, said County is prepared to proceed with the construction of said project(s) through the use of an advance from the County State Aid Construction Fund to supplement the available funds in their State Aid Regular Construction Account, and

WHEREAS, the advance is based on the following determination of estimated expenditures:

| | |
|---|-------------------------|
| Account Balance as of date <u>8-31-2010</u> | \$ <u> -0-</u> |
| Less estimated disbursements: | |
| Project # <u>58-623-05</u> | \$ <u> 5,512.13</u> |
| Project # <u>58-623-07</u> | \$ <u>187,477.85</u> |
| Project # <u>58-632-17</u> | \$ <u>346,158.48</u> |
| Project # <u>58-655-05</u> | \$ <u>1,464,704.00</u> |
| Bond Principle (if any) | \$ _____ |
| Project Finals (overruns-if any) | \$ _____ |
| Other <u>ROW& PD</u> | \$ _____ |
| Total Estimated Disbursements | \$ <u>2,003,852.46</u> |
| Advance Amount (amount in excess of acct balance) | \$ <u>2,003,852.46</u> |

WHEREAS, repayment of the funds so advanced will be made in accordance with the provisions of Minnesota Statutes 162.08, Subd. 5 & 7 and Minnesota Rules, Chapter 8820, and

WHEREAS, the County acknowledges advance funds are released on a first-come-first-serve basis and this resolution does not guarantee the availability of funds.

NOW, THEREFORE, Be It Resolved: That the Commissioner of Transportation be and is hereby requested to approve this advance for financing approved County State Aid Highway Project(s) of the County of Pine in an amount up to \$ 2,003,852.46 in accordance with Minnesota Rules 8820.1500, Subp. 9. I hereby authorize repayments from subsequent accruals to the Regular/Municipal Construction Account of said County from future year allocations until fully repaid.

Engineer Eakman presented a training request for Dave Stevens and Ed Eiffler to attend the MN Fall Maintenance Expo, October 6-7, 2010, Stillwater MN. Total cost \$80. Commissioner Montbriand motioned to approve the training as requested. Commissioner Chaffee seconded, motion carried.

Land

Land/Zoning Administrator Kurt Schneider presented a roadway assistance request from New Dosey Township which would open as a township road that part of the Munger Trail south of County Road 32 for approximately one mile. Land/Zoning Administrator Schneider stated that staff is recommending approval of up to \$5,000 from the Land Department. Assisting the township will also provide permanent roadway access to 600 acres of forfeited land in section 35. Land/Zoning Administrator Schneider also stated the DNR has stated an interest in assisting due to benefits the roadway would provide them as well. Commissioner Chaffee motioned to approve the New Dosey Township roadway assistance request in an amount of up to \$5,000. Commissioner Montbriand seconded, motion carried.

Chairman Carlson called for a 10-minute recess before convening into closed session.

Commissioner Hallan motioned to convene closed session to discuss pending litigation at 11:30 a.m. Chairman Carlson seconded, motion carried.

Commissioner Hallan motioned to conclude closed session discussions at 11:54 a.m. Commissioner Rossow seconded, motion carried.

Upcoming Meetings Announced

Personnel Committee meeting, Tuesday, September 14, 2010 9:00 a.m. Coordinator's office conference room, Pine County Courthouse, Pine City, MN

With no further business, Chairman Carlson adjourned the County Board meeting at 11:55 a.m. until the next regularly scheduled County Board meeting on September 21, 2010 at 1:00 p.m. in the conference room of the Public Health Building, Sandstone Minnesota.

Mark LeBrun, Coordinator
Clerk to County Board

Douglas Carlson, Chair
Board of County Commissioners