

MINUTES OF PINE COUNTY BOARD MEETING Regular Meeting

Tuesday, December 1, 2009 10:00 a.m. Pine County Courthouse Boardroom

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

The Pledge of Allegiance was recited.

Chairman Montbriand called for public comment. Donald Slama Sr. commented on the budget, tax evaluations and the economy.

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

Commissioner Chaffee moved to approve the minutes of the November 17, 2009 regular County Board meeting. Commissioner Hallan seconded. Motion carried.

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

Minutes of Boards, Committees and Board Memos, Newsletter

1. Pine County Surveyor's monthly report, November 2009.
2. Pine County Soil and Water Board September 22 and October 27, 2009 meeting minutes and November 24, 2009 meeting agenda.

****CONSENT AGENDA****

Auditor

1. November Disbursements.

General Revenue Fund	\$ 253,849.30
Land Mgmt Fund	\$ 6,119.68
Road & Bridge Fund	\$ 536,360.49
Group Health	\$ 200,441.11
Agency Fund	\$ 8,606.50
Taxes & Penalties	\$ 160.38

Auditor-continued

2. Application for Abatement: Lucy Jones, 38419 Two Rivers Rd. Hinckley, PID 15.0301.000 and 15.0314.000 pay 2009.
3. Liquor License approval for a Transferred Liquor License, Dobo's Bar & Grill, LLC was Red Oak Inn. Subject to approval of the Pine County Sheriff and the Pine County Attorney.
4. Approve Lease for Lawful Gambling Activity for Pokegama Lake Association to conduct lawful gambling at Wings North, 19379 Homestead Rd. Pine City (Pokegama Twp.)

****REGULAR AGENDA****

Extension

University of Minnesota Extension Program staff presented updates. Kelly Appledorn, Nutrition Educator listed the services offered to such groups as; elementary schools, Senior Dining sites, food shelves etc. Lorelie Swenson presented updates on the 4-H programs and recapped 2009's events. Ms. Swenson stated re-enrollment is looking positive. Master Gardner Terry Salmela presented on past and upcoming events.

Land

Land/Zoning Administrator Kurt Schneider requested approval and adoption of the applications for 2010 Grant-in-Aid local sponsorship and administration for Snowmobile and ATV Trails. Commissioner Rossow motioned to authorized appropriate signature. Commissioner Hallan seconded. Motion carried.

Public Works

Coordinator/Engineer Mark LeBrun presented a request for his attendance at the 2010 Minnesota County Engineer's Conference, January 19-22, 2010, Brainerd, MN. Commissioner Carlson motioned to approve the request as presented. Commissioner Hallan seconded, motion carried.

Coordinator/Engineer LeBrun presented a request for final payment to Central Specialties Inc. in the amount of \$9,086.51 for Contract #0604, SAP 58-600-07; located in City of Willow River: Kandiyohi Lane to 2305 NE of Kandiyohi. Commissioner Rossow motioned to approve the final payment as presented. Commissioner Chaffee seconded, motion carried.

Coordinator/Engineer LeBrun presented a resolution for approval and adoption to receive turnback funds for CSAH 61; former TH 361, from TH 70 north to former TH 324 in Pine City. Commissioner Hallan motioned to approve and adopt said resolution. Commissioner Carlson seconded. Resolution passed unanimously.

Pine County Resolution #120109-01

WHEREAS, in or about 2005, the State made a jurisdictional transfer of former TH 361 from TH 70 north to former TH 324 in Pine City; and

WHEREAS, the County designated this route as County State Aid Highway 61; and

WHEREAS, the State has programmed turnback funds for the restoration of the former trunk highway; and

WHEREAS, the County as part of its long range transportation plan will delay the programmed restoration of former TH 361 and is requesting a lump sum settlement; and

WHEREAS, the State has determined and approved the lump sum amount for reconditioning of this former TH 361 to an acceptable condition by the County including any costs for construction, right of way, engineering, permits, and mitigation; and

WHEREAS, this Agreement is required to provide for the orderly transfer of turnback account funds from the State to the County; AND

IT IS, THEREFORE, MUTUALLY AGREED AS FOLLOWS:

- 1) Upon execution of this agreement, the State will pay to the County \$1,800,000.00 from the District One County Turnback Account.
- 2) The County shall not receive payment for turnback maintenance funds.
- 3) The County shall not make any further claim for turnback funds on this segment of CSAH 61.
- 4) The County may reinstate this segment of CSAH 61 for complete grading needs.
- 5) The County can use any State Aid, Local, or other funds to reconstruct, recondition, improve and maintain this route.

Sheriff/Emergency Management

Chief Deputy Steve Ovick presented to the Board a request for acceptance of a Homeland Security Emergency Management Grant in the amount of \$242,000. Chief Deputy Ovick listed areas in which the grant would fund. Commission Rossow motioned to accept the grant as presented. Commissioner Chaffee seconded, motion carried.

Chief Deputy Ovick presented a Resolution to migrate to the ARMER Radio System. Chief Deputy Ovick stated there are currently 62 counties committed. Commissioner Hallan motioned to approve and adopt the resolution as presented. Commissioner Rossow seconded. Resolution passed unanimously.

Chief Deputy Ovick presented a request to acknowledge and approve the appointment of Mary Tornell Robinson, temporary clerical staff, effective December 1, 2009. Position grant funded. Commissioner Carlson motioned to approve the appointment as requested. Commissioner Chaffee seconded, motion carried.

Coordinator

Coordinator LeBrun presented a lease between Pine County and the City of Pine City for occupying the vacant courthouse facility. Coordinator LeBrun stated that the City has approved and signed the lease. Commissioner Hallan motioned to authorize appropriate signatures and enter the agreement. Commissioner Chaffee seconded. Commissioner Rossow posed questions regarding the economics of the issue.

Coordinator LeBrun called the roll call vote:

Commissioner District 1- yes
Commissioner District 2- yes
Commissioner District 3- yes
Commissioner District 4 - No
Commissioner District 5 – No

Motion carried.

Commissioner Hallan led discussion regarding broadband capability within the county stating that it was vitally important. Commissioner Hallan stated that additional vendors should be invited to attend another meeting of the board. Chairman Montbriand stated his concern with the cost.

County Attorney

County Attorney John Carlson presented on the issue of the location of Schmedeke Lane. County Attorney Carlson stated this is his third analysis regarding the matter and stated all parties involved are in receipt of it and its attachments. Land owner Barbara Jensen spoke on the intent of creating access and suggested land exchange and easement.. Land owner Eldon Schmedeke stated he felt it was a surveying error. Coordinator LeBrun stated the survey is as such and will not resolve an ownership issue. Land owner Bruce Greenly stated a land exchange would create problems for him. No action taken.

Commissioner Carlson discussed ongoing investigation regarding a salvage yard theft. County Attorney responded, charges are still being considered by the County Attorney's office.

Chairman Montbriand called for a five-minute recess.

Commissioner Hallan motioned to proceed with Closed Session to discussion labor negotiations at 11:44 a.m. Commissioner Rossow seconded, motion carried.

Commissioner Chaffee motioned to conclude Closed Session discussions at 1:51 p.m. Commissioner Rossow seconded, motion carried.

Upcoming meetings announced:

Truth in Taxation meeting, **Thursday December 3, 2009 7:00 p.m.** Boardroom, Pine County Courthouse, Pine City, MN

Association of MN Counties Annual Conference, **December 6-9, 2009**, Hyatt Regency, Minneapolis, MN

Health and Human Service Board meeting, **Tuesday, December 15, 2009, 10:00 a.m.** Public Health Building (former Public Works Building), Sandstone, MN

Committee of the Whole meeting, **Monday, December 21, 2009, 9:00 a.m.** Public Health Building, Sandstone, MN

With no further business, Chairman Montbriand adjourned the County Board meeting at 1:52 p.m. until the next scheduled County Board Meeting on December 15, 2009 at 1:00 p.m. at the Public Health Building, Sandstone, MN

Mark LeBrun, Coordinator
Clerk to County Board

Ed Montbriand, Chair
Board of County Commissioners