

***PINE COUNTY BOARD MEETING     Minutes of Organizational Meeting***

**Tuesday, January 5, 2010     10:00 a.m. Boardroom, Pine County Courthouse**

Coordinator LeBrun called the meeting to order at 10:00 a.m. Commissioners, Doug Carlson, Steve Chaffee, Stephen Hallan, Ed Montbriand and Curt Rossow were present.

The Pledge of Allegiance was said.

Coordinator LeBrun called for nominations for Chairman.

Commissioner Rossow nominated Commissioner Carlson for Chairman. Commissioner Montbriand seconded. With no further nominations, Commissioner Hallan motioned to cast a unanimous white ballot to elect Commissioner Carlson as Chairman. Commissioner Rossow seconded, motion carried.

Chairman Carlson asked for nominations for Vice-Chairman. Chairman Carlson nominated Commissioner Rossow. Commissioner Montbriand seconded. With no further nominations, Commissioner Hallan motioned to cast a unanimous ballot to elect Commissioner Rossow as Vice-Chairman. Commissioner Chaffee seconded, motion carried.

Chairman Carlson opened Public Forum and asked for comments. County resident Terry Peterson, member of the North Pine Riders ATV/Snowmobile Club presented to speak in favor of allowing ATV use on county roads.

Chairman Carlson discussed proposed Committee assignments for 2010. Further discussion and adjustment, if necessary, to be conducted at the next regularly scheduled board meeting before appointments are finalized by Chairman Carlson.

Coordinator LeBrun presented a schedule for the 2010 Board of Commissioners meetings. Commissioner Chaffee motioned to approve the 2010 Board schedule, subject to change in accordance with MN § 13D.04. Commissioner Montbriand seconded. Motion carried.

The meetings on the first Tuesday of the month start at 10:00 a.m. and are held at the Pine County Courthouse Boardroom in Pine City and the meetings on the third Tuesday of the month start at 1:00 p.m. and are held at the Public Health Building, Conference Room in Sandstone.

January	5 <sup>th</sup> and 19 <sup>th</sup>
February	2 <sup>nd</sup> and 16 <sup>th</sup>
March	2 <sup>nd</sup> and 16 <sup>th</sup>
April	6 <sup>th</sup> and 20 <sup>th</sup>

May 4<sup>th</sup> and 18<sup>th</sup>  
June 1<sup>st</sup> and 15<sup>th</sup>  
July 6<sup>th</sup> and 20<sup>th</sup>  
August 3<sup>rd</sup> and 17<sup>th</sup>  
September 7<sup>th</sup> and 21<sup>st</sup>  
October 5<sup>th</sup> and 19<sup>th</sup>  
November 2<sup>nd</sup> and 16<sup>th</sup>  
December \*14<sup>th</sup> and 21<sup>st</sup>

\*Note meeting date change due to Annual Association of Minnesota Counties Conference being held the week of December 7<sup>th</sup>.

Board of Equalization June 14, 2010, 5:00 p.m. Pine County Courthouse Boardroom, Pine City, MN

Truth in Taxation, December 2, 2010, 7:00 p.m. Pine County Courthouse Boardroom, Pine City, MN

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

Commissioner Hallan moved to approve the minutes of the December 15, 2009 Board of Commissioners meeting and the December 21, 2009 Committee of the Whole meeting. Commissioner Rossow seconded, motion carried.

Commissioner Rossow moved to approve the consent items, Commissioner Montbriand seconded. Motion carried.

**Minutes of Boards, Committees and Board Memos, Newsletters**

1. Pine Count Land Surveyor Monthly Report, December 2009
2. Pine County HRA Sr. Housing November 18, 2009 regular meeting minutes, and November 18, 2009 annual meeting minutes.
3. East Central Regional Library Board November 9, 2009 meeting minutes and financial report.
4. Personnel Committee meeting minutes, December 21, 2009

**\*\*\*CONSENT AGENDA\*\*\***

**Auditor**

1. December Disbursements.

General Revenue Fund	\$ 424,780.57
Land Mgmt Fund	\$ 4,809.94
Road & Bridge Fund	\$ 365,119.61
Group Health	\$ 220,326.95
Agency Fund	\$ 8,303.02
Taxes and Penalties	\$ 8,674.54

**Auditor-continued**

2. Approve Application for Abatement, Dorothy Bensalih, 87008 Cori Ln, Sturgeon Lake, PID #33.5819.000, payable 2009.
3. Approve Premises Permit Application for Northern Pine Riders to conduct lawful gambling at Dobo's Bar and Grill (formerly known as Red Oak Inn) – Windemere Township.
4. Approve Lease for Pokegama Lake Association to conduct Minnesota Lawful Gambling at Home Town Catering, 10762 Lakeview Shore Dr., Pine City – Pokegama Township.
5. Approve Application for Exempt Permit for Finlayson Giese Sportsmen Club to conduct Minnesota Lawful Gambling at Finlayson Giese Sportsmen Club Hall, 70172 Norway Spruce Rd., Finlayson – Pine Lake Township.
6. Application for Abatement –  
Patricia Blankenship, 62476 Little Ox Creek Dr., Sandstone, PID #20.0463.009, pay 2009  
Dean Dronen, 21695 Groningen Rd., Sandstone, PID #12.0006.000, pay 2009  
Donald Foss, 37526 Ring Rd., Sturgeon Lake, PID #22.0083.001, pay 2009

**Assessor**

1. Approve submission of clerical corrections made to the assessment after the adjournment of local Boards of Appeal and Equalization as required by MN Statute 274.01.

## **Health & Human Services**

1. Approve appointment of RaJeania Crider as Volunteer through the Pine Supportive Work Program beginning January 8, 2010. No fiscal obligation of the County.

## **Land & Zoning**

1. Acknowledge and approve the following Planning Commission and Board of Adjustment re-appointments as endorsed by corresponding district Board members:  
Planning Commission, 4-year term (2010 – 2014) District 4- Richard Glattly, Willow River, MN (re-appointment) District 5 – Vicky Elliot, Sandstone, MN (re-appointment).  
Board of Adjustment, 4-year term (2010-2014) District 5 – Howard Thomsen, Kerrick, MN (re-appointment).

## **\*\*\*REGULAR AGENDA\*\*\***

### **Sheriff**

Sheriff Mark Mansavage appeared before the board and its audience to present Deputy Scott Grice and Deputy Tom Meier with Life-saving awards for actions above and beyond the normal call of duty. While presenting the award to Deputy Scott Grice, Sheriff Mansavage stated the Deputy Grice responded to a restaurant in Sandstone in July of 2009. Sheriff Mansavage explained that upon arrival at the scene, Deputy Grice applied an automated external defibrillator to a male patient who was then revived by the actions of Deputy Grice and is reported to be doing well at this time. While presenting the award to Deputy Tom Meier, Sheriff Mansavage explained that in response to a call for assistance for a suicidal individual, Deputy Tom Meier stayed by the individual and persuaded them to stop the action of self endangerment. Applause to both deputies by all present along with Commissioner Carlson recognizing Commissioner Montbriand's persistence in the acquisition of AED units for each emergency response vehicle.

Sheriff Mansavage presented the Minnesota Sheriff's Scholarship award in the amount of \$600.00 to Dave Storebo, Bruno, MN. Sheriff Mansavage stated Mr. Storebo currently attends Fond Du Lac Tribal and Community College for law enforcement and is in receipt of this award due to outstanding scholastic achievement.

Chief Deputy Steve Ovick presented to the board for approval and acceptance of a Highway Enforcement of Aggressive Traffic (HEAT) grant agreement. Chief Deputy Ovick stated the project will be conducted with Pine County Deputies in cooperation with MN State Patrol officers. Commissioner Hallan motioned to approve the agreement as presented. Commissioner Rossow seconded, motion carried.

## **Auditor**

County Auditor Cathy Clemmer presented for approval and adoption a resolution setting the 2010 percentage of receipts of tax forfeited lands for timber development. Commissioner Hallan motioned to approve and adopt the resolution as presented setting the rate for 2009 at 10 percent. Commissioner Montbriand seconded. Resolution passes unanimously.

### RESOLUTION 010510-01

WHEREAS, a percentage of profits generated from tax forfeited lands should be apportioned to timber development to cover the expected costs of land management projects with remaining monies being distributed in accordance to M.S. 282.08.

BE IT RESOLVED, the Pine County Board of Commissioners hereby avails itself of M.S. 282.08 by setting aside 10 percent (10%) of the tax forfeited receipts for the year 2010 for timber development of tax forfeited lands.

## **Coordinator**

Coordinator LeBrun opened and read publicly the bids received for the 2010 legal newspaper and second publication. Pine City Pioneer presented a bid of \$7.25/column inch for first publication. Askov American presented a bid of \$7.25/column inch for second publication. Commissioner Montbriand motioned to accept and award the bids as presented. Commissioner Hallan seconded, motion carried.

Coordinator LeBrun presented for approval and adoption Rules of Conduct for those attending county board meetings. Commissioner Carlson appointed County Attorney John Carlson as Official Parliamentarian to the County Board under the operating procedure of Roberts Rules of Order. Commissioner Hallan motioned to approve and adopt the Rules of Conduct as presented. Commissioner Montbriand seconded, motion carried.

Coordinator LeBrun presented a request to authorize the advertisement of a part-time Building Maintenance Worker position. Coordinator LeBrun stated the position would be posted in accordance with the appropriate union's language. Commissioner Montbriand motioned to approve the position. Commissioner Rossow seconded, motion carried.

## **Public Works**

Coordinator/Engineer LeBrun presented for approval a Resolution to Exchange Funds with Lake County. Coordinator/Engineer LeBrun explained that the idea of the exchange is to allow more projects to be let simultaneously thereby creating more reduction in pricing due to volume. Commissioner Hallan commended Coordinator/Engineer LeBrun for his work on the issue. Commissioner Hallan motioned to approve and adopt said resolution. Commissioner Chaffee seconded. Resolution passed unanimously.

## Resolution #010510-02

WHEREAS, the 2010-2013 State Transportation Improvement Plan has been approved by FHWA; and  
WHEREAS, Pine County has an approved project SP 58-607-21, sequence number 31, in Federal Fiscal Year 2010; and

WHEREAS, the Federal funded portion of this project is \$800,000.00; and  
WHEREAS, Lake County has an approved project SP 38-606-08, sequence number 30, in Federal Fiscal Year 2010; and

WHEREAS, the Federal funded portion of this project is \$900,000.00; and  
WHEREAS, the Lake County project has insufficient federal funds towards meeting eighty percent (80%) federal participation; and

WHEREAS, it would be mutually beneficial for both Pine and Lake County to allow the transfer of Federal funds from Pine County project SP 58-607-21 to Lake County project SP 38-606-08; and

WHEREAS, Lake County would allow the transfer from its regular state aid construction account in an equal amount to the transfer of Pine County Federal funds to Lake County: AND

IT IS, THEREFORE, MUTUALLY AGREED AS FOLLOWS:

1. Pine County shall transfer by STIP amendment \$800,000.00 in 2010 STP Federal Funds from project SP 58-607-21 to Lake County Project SP 38-606-08.
2. Lake County shall transfer from its 2010 Regular State Aid Construction Account, \$800,000.00 to Pine County.
3. Pine County shall use the Lake County regular state aid construction funds for construction of SAP 58-607-21.

Coordinator/Engineer LeBrun presented for approval a training request for the following staff; Mark LeBrun, Todd Lindstrom, Dave Roberts and Shawn Linnell to attend 2010 Bridge Safety Inspection Seminar, February 18, 2010, Carlton, MN. Commissioner Chaffee motioned to approve the request as presented. Commissioner Rossow seconded, motion carried.

Coordinator/Engineer LeBrun presented a training request for County Surveyor Robin Mathews to attend the MN Society for Professional Surveyors, January 28-29, 2010, St. Cloud, MN. Commissioner Hallan motioned to approve the request. Commissioner Chaffee seconded, motion carried.

Coordinator/Engineer LeBrun presented for approval a final payment in the amount of \$30,644.59 to Lunda Construction on Contract #0805, SAP 58-661-21 Located on CSAH 61, 0.25 miles south of CSAH 39 over the Pine River. Coordinator/Engineer LeBrun stated the project was completed under budget. Commissioner Rossow motioned to approve the final payment as presented. Commissioner Montbriand seconded, motion carried.

Coordinator/Engineer LeBrun presented a selection of county road rights of way appropriate to allow the issuance of snowmobile trail permits within for approval. Commissioner Rossow motioned to approve the list of county road rights of way as presented. Commissioner Hallan seconded, motion carried.

### Northern Pine Riders Snowmobile Club trails within Co Rd ROW.

Co Rd 43 from the NW corner of the SW 1/4 of the SW 1/4 of Sec 18, T44N - R18W (Bruno Twp) to junction with State Hwy 23 in Bruno.

Co Rd 43 from its jct with Co Rd 61 in Willow River east for -0.15 miles

Co Rd 33 from its junction with Co Rd 61 southeasterly to the NE corner of NW 1/4 of the NW 1/4 of Sec 35, T44N R20W (Kettle River Twp).

Co Rd 33 from its junction with Partridge Drive south to its junction with State Hwy 23 in Askov.

Co Rd 44 on the west side of Sec 14, T44N R18W (Bruno Twp)

Co Rd 153 on the east side of Sec 25, T44N R18W (Bruno Twp)

Co Rd 154 on the north side of Sec 31, T44N R17W (Park Twp).

Co Rd 141 from junction with Co Rd 24 (Duxbury) easterly -0.5 mi.

Co Rd 30 for 0.40 miles west of its junction with Co Rd 24 at Duxbury.

Co Rd 24 for approximately 0.7 miles north of its junction with Co Rd 30 in Duxbury.

Co Rd 61 between jct of Co Rd 43 and Church St. in Willow River.

Co Rd 61 between Dupuis Rd and Co Rd 27 in Sandstone

Commissioner Hallan stated that he feels the Board needs to continue to pressure the Minnesota Department of Transportation for aid to State Highway 70. Chairman Carlson stated he also feels very strongly that attention needs to be given to the condition of said road and asked Commissioner Hallan and County Attorney Carlson to draft a resolution to be presented at a future board meeting to convey the board's desire for action by the State.

Chairman Carlson called for a five-minute recess.

### **Pine County Regional Railroad Authority Annual Meeting**

Chairman Carlson recessed the organizational meeting at 11:37 a.m. and called to order the Regional Railroad Authority's Annual Meeting. Coordinator LeBrun stated the Authority has levied \$40,000 for the Rail Authority budget for 2010. County Attorney Carlson provided background on Regional Rail Authorities. Coordinator LeBrun stated that currently the Rushline Corridor and Northern Lights Express (NLX) are Pine County's main rail issues and provided a summary of the 2009 fiscal obligations. Coordinator LeBrun added that the future NLX obligations are uncertain currently, but stated future costs will become a major expense if the county remains involved in the project. Chairman Carlson asked for public comment. County resident and Northern Pine Riders Club member Terry Peterson provided background on the Soo Line trail and how it was acquired by the County approximately twenty years prior. Mr. Peterson expressed concern with condition of four railroad trestles within the county. Coordinator LeBrun will contact professionals familiar with such trestle styles and compile additional information for the board. Commissioner Hallan motioned to approve the continuation of membership in the Rushline Corridor project. Commissioner Montbriand seconded, motion carried. Commissioner Montbriand led discussion on the subsidization of the projects. Commissioner Chaffee motioned to conclude the meeting at 12:18 p.m. and reopen regular session of the Board.

Commissioner Montbriand motioned to proceed into closed session at 12:25 p.m. to discuss labor negotiations. Commissioner Rossow seconded, motion carried.

Commissioner Montbriand motioned to conclude closed session at 12:47 p.m. Commissioner Chaffee seconded, motion carried.

Commissioner Chaffee motioned to reconvene the regular session of the county board at 12:48 p.m. Commissioner Montbriand seconded, motion carried.

### **Coordinator-continued**

Commissioner Chaffee motioned to approve the 2010-2011 Pine County Attorney's Confidential Employees (Legal Secretaries) contract as presented. Commissioner Montbriand seconded, motion carried.

Commissioner Montbriand motioned to approve the 2010-2011 Road & Bridge Supervisor's Unit contract as presented. Commissioner Chaffee seconded, motion carried.

Upcoming Meetings:

Pine County Health and Human Services Board meeting, Tuesday, January 19, 2009, 1:00 p.m. Public Health Building, Sandstone, MN

Personnel Committee meeting, Monday, February 8, 2010 10:00 a.m. Coordinator's office conference room, Pine County Courthouse, Pine City, MN

Committee of the Whole meeting, Tuesday, February 9, 2010 10:00 a.m. Boardroom, Pine County Courthouse, Pine City, MN

With no further regular business to conduct, Chairman Montbriand adjourned the regular Board of Commissioners meeting at 12:53 a.m. until the next regularly scheduled Board of Commissioner's meeting; January 19, 2010 at 1:00 p.m. at the Public Health Building, Sandstone, MN