

MINUTES OF PINE COUNTY BOARD MEETING

Regular Meeting

Tuesday, August 3, 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.

The Pledge of Allegiance was said.

Chairman Carlson called for public comment. County residents Al Johnson and Judy Yorston presented to speak in favor of adopting the updated Local Water Management Plan.

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

Commissioner Montbriand moved to approve the minutes of the July 20, 2010 regular county board meeting. Commissioner Chaffee 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. Soil & Water Conservation District June 29, 2010 meeting minutes, and July 27, 2010 meeting agenda.
2. Pine County Monthly Land Surveyor Report, July 2010
3. Personnel Committee meeting minutes, July 12, 2010

****CONSENT AGENDA****

Auditor

1. July Disbursements

General Revenue Fund	\$ 585,854.38
Land Mgmt Fund	\$ 806.04
Road & Bridge Fund	\$ 198,603.75
Group Health	\$ 215,138.60
Agency Fund	\$ 39,525.96
Taxes and Penalties	\$ 5,493,869.69

Auditor – continued

2. Liquor license approval for Partners in Real Estate LLP, DBA: Banning Junction, was Northland Properties, September 1, 2010 through August 31, 2011. Subject to approval of the Pine County Sheriff and Pine County Attorney.
3. Liquor license approval for:
Wings North 19379 Homestead Rd Pine City, MN 55063 On Sale and Sunday (also currently hold a 2 AM closing). Tanks Tavern-Cloverdale 39109 State Hwy 48 Hinckley, MN 55037 Off Sale, On Sale & Sunday. Dobo's Bar & Grill 34963 Laketown Rd Sturgeon Lake, MN 55783 On Sale & Sunday. Nickerson Bar & Motel 94430 Main St. Nickerson, MN 55749 Off Sale, On Sale & Sunday. Lakeview Supper Club 10762 Lakeview Shore Dr Pine City, MN 55063 Off Sale, On Sale & Sunday (also currently hold a 2 AM closing). Marathon of Beroun 18648 Beroun Crossing, Pine City, MN 55063, Off Sale. Pine City Country Club, 10413 Golf Course Rd SW, Pine City, MN 55063 On Sale & Sunday. Beroun Saloon 24715 Main St, Pine City, MN 55063 On Sale, Sunday. Double A Liquors 18070 Beroun Crossing Rd Pine City, MN 55063 Off Sale. Mitchell's Landing 13646 Muffies Lane Grasston, MN 555030 Off Sale, On Sale & Sunday. Doc's Sports Bar & Grill 34427 Majestic Pine Dr Sturgeon Lake, MN 55783 Off Sale, On Sale & Sunday. Chengwatana Country Club, Inc. 29410 Beroun Crossing Pine City, MN 55063 Off Sale, On Sale & Sunday. Moose Lake Golf Club 35311 Parkview Drive Sturgeon Lake, MN 55783 On Sale & Sunday.

Land/Zoning/Solid Waste

1. Acknowledge and approve exception from Pine County Policy #28 for County Forester, Greg Beck per his written request and by the Personnel Committee's recommendation.

****REGULAR AGENDA****

Land/Zoning/Solid Waste

Land/Zoning Administrator Kurt Schneider presented seeking adoption of the terms of sale for the 2010 Tax Forfeit Land Auction. Land/Zoning Administrator Schneider stated the Land Committee met to finalize the list of lands, which total 58 tracts at approximately 1700 acres. Land/Zoning Administrator Schneider also presented a resolution authorizing the sale of parcels to adjoining landowners. Chairman Carlson commended the Land and Assessor's Departments for their work. Commissioner Rossow motioned to approve and adopt the resolution setting the 2010 terms of sale. Commissioner Hallan seconded. Resolution passed unanimously.

RESOLUTION No. 080310-01

PINE COUNTY 2010 TAX FORFEIT LAND AUCTION

BE IT HEREBY RESOLVED, that the parcels of land forfeited to the State for non-payment of taxes, appearing on the list filed with the County Auditor, which have been classified and appraised as provided by M.S.A. 282.01 to 282.13, shall be offered for sale by the County Auditor; said sale to commence at 10:00 A.M. on the 24th day of September, 2010, and the County Auditor is hereby directed to publish the notice of sale as provided by law.

BE IT FURTHER RESOLVED, that the terms of sale shall be cash up to \$1,000.00 on any tract or combination of tracts or a minimum down payment thereon of 25%, whichever is greater, with no down payment being less than the appraised timber value plus the proportioned bid increase. The balance is to be paid in ten equal annual principal payments, provided that no payment on principal, except the last payment shall be less than \$1,000.00. Interest shall be computed from the day of the sale at the rate set by M.S. 549.09. Both principal and interest are payable annually on or before the Anniversary date of purchase.

BE IT FURTHER RESOLVED, that all sales are subject to 3% state assurance, as required by state law.

BE IT FURTHER RESOLVED, that all sales are subject to recording fees, a state deed fee, state deed tax, well certificate fee, if applicable and an annual billing fee.

BE IT FURTHER RESOLVED, that all parcels of said land shall be offered for sale subject to existing leases, easements or tax liens, if any.

BE IT FURTHER RESOLVED, that certain tax-forfeited lands may have unpaid special assessments for improvements that were canceled at the time of forfeiture. Upon sale of this land, the municipality may establish an assessment schedule for payment of a portion or all of the unpaid special assessments.

BE IT FURTHER RESOLVED, that, except for land in platted subdivisions and lands conveyed for correcting legal descriptions, all deeds requested will contain the following statement, "This property is not eligible for enrollment in a state funded program providing compensation for conservation of marginal land or wetlands".

Any parcel of land or lots not sold at the auction may be purchased at any time thereafter at not less than the appraised value until such time as the County Board may order a re-appraisal of the same or withdraw said land or lots from sale.

Commissioner Hallan motioned to approve and adopt the 2010 tax forfeit land sale to adjoining landowners. Commissioner Chaffee seconded. Resolution passed unanimously.

RESOLUTION No. 080310-02

2010 TAX FORFEIT LANDSALE TO ADJOINING LANDOWNERS

WHEREAS, the following listed parcels have forfeited to the State of Minnesota for non-payment of taxes:

1. CITY OF HINCKLEY (40.5267.000)
2. PINE CITY TOWNSHIP (26.0319.002)
3. CITY OF ROCK CREEK (43.0260.001)
4. WINDEMERE TOWNSHIP (33.5093.000)
5. POKEGAMA TOWNSHIP (28.1133.000)

6. CITY OF WILLOW RIVER (47.0062.000)
7. WINDEMERE TOWNSHIP (33.0675.000)
8. WINDEMERE TOWNSHIP (33.5033.000)
9. CITY OF WILLOW RIVER (47.0079.000)
10. WINDEMERE TOWNSHIP (33.5363.000)

WHEREAS, the above mentioned parcels cannot be improved upon because of minimal size and the highest and best use of the parcels would be achieved by combining them with an adjoining property.

BE IT HEREBY RESOLVED, that the above mentioned parcels of land, which have been classified and appraised as provided by M.S. 282, shall be offered for sale by the County Auditor, to adjoining landowners in accordance to M.S. 282.01 (Subd. 7a), by sealed bid received by the County Auditor on or before 10:00 A.M.. July 24, 2010, and shall not be sold for less than their appraised value.

Soil & Water Conservation District

Chairman Carlson asked for additional time for boards review of the updated local water management plan. District Manager Jill Carlier stated minor changes were made and additional comments were taken into account in the most recent draft. No action taken at this time.

Sheriff

Chief Deputy Steve Ovick presented a training request for Jail Administrator Rick Boland and Assistant Jail Administrator Jeff Randall at the Jail Administrator's Training Conference September 15-16, 2010, Brainerd MN., cost \$255.72 per person. Chief Deputy Ovick stated this event will provide a minimum of 16 hours of Department of Corrections required training. Commissioner Chaffee motioned to approve the training as presented. Commissioner Rossow seconded, motion carried.

Chief Deputy Ovick updated the board on the ARMER system, providing timelines and funding requirements. Coordinator LeBrun stated he met with Ehlers & Associates to discuss bonding. Discussion was held regarding possible consolidation of Point of Service Answering Points (PSAP). Chief Deputy Ovick stated the PSAP study has not been finalized. Chairman Carlson stated the matter will be brought to the budget committee. No action taken at this time.

Assessor

Assessor Mike Sheehy addressed the board to discuss county-wide assessing. Assessor Sheehy stated townships and cities have the option to contract local assessment professionals

until 2014 prior to county-wide assessing becoming effective. Discussion was held regarding the Local Assessment Professionals obtaining access to county equipment, which would allow them to enter their own assessment information. Assessor Sheehy stated currently the county does not allow those who are not employees to access it's technology. Consensus is to have the Technology Committee review the issue of technology access and for the Assessor to gather the contracting townships and cities along with the Local Assessors to discuss options with the board at a future meeting.

Assessor Mike Sheehy presented for approval the appointment of Karen Stumne, full-time Property Appraiser effective 8/04/10, B24, \$19.11/hr. Assessor Sheehy also requested the position Ms. Stumne is vacating be posted internally. Commissioner Rossow motioned to approve the appointment and the internal posting for a Clerk III. Commissioner Montbriand seconded, motion carried.

Veteran's Services

The 4-year re-appointment of Veteran's Service Director Dean Dronen was presented for approval. Commissioner Rossow motioned to approve the re-appointment. Commissioner Hallan seconded, motion carried.

Probation

Probation Director Terryl Arola presented the Probation Advisory Committee 2010 Comprehensive Plan. Director Arola introduced Probation Agents present, Sarah Weikle, Jeremie Reinhart and Brian Collins. Discussion was held on caseload numbers. Director Arola stated programs offered are receiving excellent results. Commissioner Hallan motioned to accept the Plan as presented. Commissioner Chaffee seconded, motion carried. The Board thanked Director Arola and Agents for their hard work.

Public Works

Engineer Pete Eakman presented a request by the Hinckley-Pine City Flames Snowmobile Club seeking permission for Grant in Aid and club trails to be in Pine County road right of ways. Commissioner Chaffee motioned to approve the request as presented. Commissioner Montbriand seconded. Coordinator LeBrun stated signage must be present at all crossings. Motion carried.

Engineer Eakman presented a resolution to use bridge bonding funds on SAP 58-624-06; on CSAH 24, between 2509.5' South of CSAH 32 and CSAH 32. Commissioner Chaffee motioned to approve and adopt said resolution. Commissioner Rossow seconded. Resolution

passed unanimously.

RESOLUTION 080310-03

WHEREAS, The County of Pine has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation fund for the construction of County Bridge No. 58J27 over Lower Tamarack River and;

WHEREAS, The Commission of Transportation has given notice that funding for the bridge is available; and

WHEREAS, The amount of the grant has been determined to be \$103,886.78 by reason of the lowest responsible bid.

NOW THEREFORE, BE IT RESOLVED that the Pine County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required.

Coordinator LeBrun informed the board and its audience that the ATV Task Force met recently and was provided three options. The first option being to remain status quo, the second would be to draft and adopt an ordinance and the final option would be the establishment of trail corridors. Board consensus is to have the County Engineer, Coordinator, County Attorney and Land/Zoning Administrator develop corridors for board review and approval.

County Attorney Carlson recommended action on the matter of an application was made by an individual requesting a permit to ride his All Terrain Vehicle on public roadways in Pine County. Commissioner Rossow motioned to deny the request for permit. Commissioner Chaffee seconded, motion carried.

Commissioner's report

The Pine County Fair is scheduled to begin August 4, 2010.

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

Commissioner Montbriand motioned to convene closed session to discuss pending litigation at 12:23 p.m. Commissioner Chaffee seconded, motion carried.

Commissioner Hallan motioned to conclude closed session discussions at 12:40 p.m. Commissioner Rossow seconded, motion carried.

Upcoming Meetings Announced

Pine County Board meeting, Tuesday August 17, 2010, 1:00 p.m. Conference room, Public Health Building, Sandstone, MN

With no further business, Commissioner Chaffee motioned to adjourn the County Board meeting at 12:41 p.m. until the next regularly scheduled County Board meeting on August 17, 2010 at 1:00 p.m. in the conference room of the Public Health Building, Sandstone Minnesota. Commissioner Montbriand seconded, motion carried.

Mark LeBrun, Coordinator
Clerk to County Board

Douglas Carlson, Chair
Board of County Commissioners