

**MINUTES OF PINE COUNTY BOARD MEETING**

**Regular Meeting**

**Tuesday, January 19, 2010 1:00 p.m. Public Works Building in Sandstone**

Chairman Carlson called the meeting to order at 1:00 p.m. Present were Commissioners, Steven Chaffee, Stephen Hallan, Ed Montbriand and Curt Rossow. Also present was Clerk to the County Board, County Coordinator Mark LeBrun.

The Pledge of Allegiance was said.

Chairman Montbriand called for public comment. Brad Ammann representative of the Hinckley Flames Snowmobile Club extended invitation to the Board to attend the upcoming MnUsa Winter Rendezvous being held on February 11-14, 2010 at Grand Casino Hinckley and the American Legion in Pine City.

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

Commissioner Rossow moved to approve the minutes of the January 5, 2010 Organizational meeting. Commissioner Hallan seconded. Motion carried.

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

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

1. Pine County Highway Department Monthly Maintenance Report, December 2009.

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

**Auditor**

1. Cash Balance as of December 31, 2009

Revenue Fund	\$ 505,440.86
Human Services Fund	\$ 2,802,893.81
Road and Bridge Fund	\$ 1,629,808.02
ECSWC Bond	\$ 1,314,131.79

## **Auditor-continued**

### 2. Approve Applications for Abatement –

Maureen Sweeney, 90403 Faith Church Rd. Sturgeon Lake, PID #01.0131.000 pay 2009.

Robert Ouradnik Jr. 28303 Mallard Rd. Hinckley, PID #19.0136.000 pay 2009

David & Susan Miller, 116 Pathfinder Vlg, Hinckley, PID #09.5701.000 pay 2010

Theodore & Carol Kemna, 144 Pathfinder Vlg, Hinckley, PID #09.5729.000 pay 2010.

### 3. Approve Application for Exempt Permit for Kerrick Firefighter's Relief Association to conduct MN lawful gambling at Oak Lake public access in Kerrick Township for the Annual Kerrick Fire and Rescue Department Ice Fishing Contest to be held February 20, 2010. Previously approved for Jens H. Jensen American Legion Post 243.

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

### **Coordinator**

Discussion between board members and representatives of the Hinckley Flames Snowmobile Club was held regarding the upcoming MnUSA event sponsored by four local clubs featuring the Governor's ride, Military ride, banquet and reception. The event will take place February 11-14<sup>th</sup> at various location within the county.

### **Auditor**

Coordinator Mark LeBrun presented on behalf of County Auditor Cathy Clemmer. Coordinator LeBrun presented for approval the findings included within the minutes of the Exit Conference with the State Auditor's Office for the 2008 audit period. Commissioner Hallan motioned to accept the findings as presented. Commissioner Chaffee seconded. Commissioner Hallan stated the county should again look at auditing firms rather than the State to do the yearly audits due to the delay. Commissioner Hallan said that currently the prior year's audit is not a useful tool during the budget process. Coordinator LeBrun added that the county had rebounded quite well from the previous year, stating approximately a 1.1 million dollar fund balance increase. Coordinator LeBrun called for a roll call vote:

Commissioner District 5 – yes

Commissioner District 4 – yes

Commissioner District 3 – yes

Commissioner District 2 – yes

Commissioner District 1 – yes

Motion carried unanimously.

Coordinator LeBrun presented for action the publication of the 2008 Financial Statement pursuant to M.S. 375.17. Discussion on full versus summary publication was discussed at length. Chairman Carlson motioned to publish the 2008 financial statement pursuant to M.S. 375.17 and to also include the 2009 salaries. Commissioner Rossow seconded, motion carried.

### **Sheriff**

Sheriff Mark Mansavage presented a request for STS Crew Leader Dan Baran at the STS Crew Leader Training Conference, February 16-17, 2010, Cragun's, Brainerd, MN. Commissioner Hallan motioned to approve the training request. Commissioner Rossow seconded, motion carried.

### **Public Works**

Coordinator/Engineer LeBrun presented for approval a Final Payment in the amount of \$106,991.55 to R. L. Larson Excavating on Contract # 0703, SAP 58-623-02 & 58-623-03; located on CSAH 23 from TH 70 to CSAH 7. Commissioner Chaffee motioned to approve the final payment as presented. Commissioner Hallan seconded, motion carried.

Coordinator/Engineer LeBrun presented for approval a Final Payment in the amount of \$10,803.42 to Landwehr Construction Inc. on Contract #0804, SAP 58-619-02; located on CSAH 19, .7 miles west of CSAH 21 over Bear Creek. Commissioner Chaffee motioned to approve the final payment as presented. Commissioner Montbriand seconded, motion carried.

### **Coordinator**

Coordinator LeBrun presented for approval and adoption a resolution requesting safety improvements to the Trunk Highway 70 Corridor. Coordinator LeBrun reiterated the number of prior board discussion regarding safety issues on TH 70 and stated MnDot does not have it on it's 20-year road program. Commissioner Hallan motioned to approve and adopt said resolution. Commissioner Montbriand seconded. Chairman Carlson asked for comment from Congressional Staffer Blake Chaffee. Mr. Chaffee stated that Congressman Oberstar has been approached by a citizens group to hold a public meeting regarding TH 70 and its safety issues. Sheriff Mansavage stated a preliminary meeting has been scheduled with his office and the citizens group. Chairman Carlson asked for a roll call vote. Coordinator LeBrun called for the roll call vote:

Commissioner District 5 – yes  
Commissioner District 4 – yes  
Commissioner District 3 – yes  
Commissioner District 2 – yes  
Commissioner District 1 – yes

Motion carried unanimously.

Resolution #011910-01

Resolution Requesting Safety Improvements to the Trunk Highway 70 Corridor

WHEREAS, it is the desire of the Pine County Board of Commissioner's to take every measure in protecting the county's traveling public

WHEREAS, The Pine County Board of Commissioner's wholly understands the lack of statewide funding available for transportation and safety improvements, and

WHEREAS, Trunk Highway 70 has a history of being a roadway within Pine County with an increased amount of traffic accidents including numerous serious injuries and fatalities.

THEREFORE BE IT RESOLVED, that the Pine County Board of Commissioner's requests the Minnesota Department of Transportation prioritize Trunk Highway 70 for State and Federal funding to be appropriated for safety improvements along the Trunk Highway 70 Corridor, and

THEREFORE BE IT FURTHER RESOLVED, that the Pine County Board of Commissioners also requests that the Minnesota State Patrol, in conjunction with the Pine County Sheriff's Office, increase patrol presence to help deter offenders from violating any such law or preventative measures in reducing motor vehicle accidents leading to harm and or death to those travelers within the Trunk Highway 70 Corridor.

Coordinator LeBrun presented a resolution setting minimum salaries for Elected Officials for the terms beginning January 2011 for the offices of Auditor/Treasurer, Sheriff and Attorney. Commissioner Chaffee motioned to approve and adopt the resolution as presented. Commissioner Rossow seconded. Resolution passed unanimously.

Resolution # 011910-02

Resolution Setting Minimum Salaries for Elected Officials

WHEREAS, Minnesota Statutes, 384.151 subd. 1; 385.373 subd. 1; 387.20 subd. 2, and 388.18 subd. 2 set criteria for salaries for the elected offices of County Auditor, Treasurer, Sheriff and Attorney, respectively and,

WHEREAS, said statutes require that the County Board, at the January meeting prior to the first date on which applicants may file for the office shall set, by resolution, the minimum salary to be paid for the term next following.

NOW, THEREFORE BE IT RESOLVED that the minimum salary for the terms beginning January 2011 be set for the offices of Pine County Auditor/Treasurer, Sheriff and Attorney be set as follows:

County Auditor/Treasurer	\$66,394
County Sheriff	\$70,762
County Attorney	\$73,653

BE IT FURTHER RESOLVED, that the Pine County Board reserves the right, as set out in the above cited statutes, to set the salary, after the election, for any or all of the above offices, for the 2011 year at whatever it deems appropriate so long as it is at or above the minimum stated in this resolution.

Coordinator LeBrun presented for approval a Police Officer Declaration for the Public Employees Retirement Association allowing eligible part-time officer Michael Shepard to be to be accepted as a member of the Public Employees Police and Fire Plan. Commissioner Rossow motioned to approve and adopt the resolution as presented. Commissioner Montbriand seconded. Resolution passed unanimously.

WHEREAS, the policy of the State of Minnesota as declared in Minnesota Statutes 353.63 is to give special consideration to employees who perform hazardous work and devote their time and skills to protecting the property and personal safety of others; and

WHEREAS, Minnesota Statutes Section 353.64 permits governmental subdivisions to request coverage in the Public Employees Police and Fire plan for eligible employees of police or sheriff departments whose position duties meet the requirements stated therein and listed below.

BE IT RESOLVED that the Sheriffs Department of Pine County

hereby declares that the position of part-time deputy Sheriff currently held by Michael Shepard, meets all

of the following Police and Fire Plan membership requirements:

1. Said position requires a license by the Minnesota peace officer standards and training board under sections 626.84 to 626.863 and this employee is so licensed;
2. Said position's primary (over 50%) duty is to enforce the general criminal laws of the state;
3. Said position charges this employee with the prevention and detection of crime;
4. Said position gives this employee the full power of arrest, and
5. Said position is assigned to a designated police or sheriff's department.

BE IT FURTHER RESOLVED that this governing body hereby requests that the named employee be accepted as a member of the Public Employees Police and Fire Plan effective the date of this employee's initial Police and Fire Plan salary deduction by the governmental subdivision.

### **Upcoming Meetings Announced**

Arrowhead Counties Association meeting, Wednesday January 20, 2010, 6:00 p.m.  
Hampton Inn, Duluth, MN

Management Team meeting, Tuesday, January 26, 2010, 9:00 a.m. Jury Assembly room,  
Pine County Courthouse, Pine City, MN

Personnel Committee meeting, Monday, February 1, 2010 10:00 a.m. Coordinator's office  
conference room, Pine County Courthouse, Pine City, MN

Pine County Board Meeting Tuesday, February 2, 2010 10:00 a.m. Boardroom, 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

MnUSA Winter Rendezvous, February 11-14, 2010, Grand Casino, Hinckley and Heath  
Perkins American Legion Post 51.

With no further business, Commissioner Rossow motioned to adjourn the County Board meeting at 2:05 p.m., until the next scheduled County Board Meeting on February 2, 2010 at 10:00 a.m. in the Boardroom of the Pine County Courthouse. Commissioner Chaffee seconded, motion carried.