

Tuesday, September 21, 2010 1:00 p.m. Public Health Building in Sandstone

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

The Pledge of Allegiance was said.

Chairman Carlson called for public comment.

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

Commissioner Hallan moved to approve the minutes of the September 7, 2010 County Board Meeting. Commissioner Chaffee seconded. Motion carried.

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

Minutes of Boards, Committees and Board Memos, Newsletter

1. Pine County Health & Human Services Advisory Committee meeting, September 1, 2010.
2. Soil and Water Conservation District August 31, 2010 meeting minutes and September 21, 2010 meeting agenda.

****CONSENT AGENDA****

Auditor

1. Cash Balance as of August 31, 2010

Revenue Fund	\$ (907,779.10)
Human Services Fund	\$ 2,732,555.46
Road and Bridge Fund	\$ 5,240,901.49
Land Management Fund	\$ 1,217,933.93

2. Application for Abatement- Eugene & Marlene LaMotte, 15315 State Hwy 70, Pine City, MN PID 43.0007.001 payable – 2010.

3. Application for Temporary On-Sale Liquor License for Byron Mach reception at Northwest Company Fur Post, November 27, 2010. Subject to approval of the Pine County Sheriff.
4. Liquor license approval for the transfer of Lakeview Supper Club (Jerry Blahut) to new owner Dan Carlson DBA: Beach Rocks, LLC. Currently licensed for On/Off and Sunday Sales with a 2:00 a.m. closing and will be licensed for the same and applying for a 2:00 a.m. closing if approved for transfer. Subject to approval of the Pine County Sheriff and Pine County Attorney.

Treasurer

1. Treasurer's total cash and investments as of August 31, 2010.

****REGULAR AGENDA****

Public Works

County Engineer Pete Eakman presented a request to award Contract #1006, SP 58-610-12; located on CSAH 10 from CSAH 9 and 3 miles east of CSAH 9. Engineer Eakman stated the final approval from MnDot has now been granted. Commissioner Chaffee motioned to award the contract as requested. Commissioner Hallan seconded, motion carried.

Land

Land/Zoning Administrator Kurt Schneider presented a Public Waters Landsale list of Non-conforming tax-forfeit shoreland tracts. Land/Zoning Administrator Schneider stated the sale of said shoreland tracts requires special legislation and if granted would be offered over the course of three to five years at annual county land auctions. Commissioner Hallan motioned to approve and adopt said resolution as presented. Commissioner Chaffee seconded. Resolution passed unanimously.

PINE COUNTY BOARD OF COMMISSIONERS

RESOLUTION No. 092110-01

TAX-FORFIETED SHORELAND LANDSALE PREPERATION

WHEREAS, the Pine County Board of Commissioners desires to offer for sale the attached 2011 Legislation Public Waters Landsale List tracts of land that have forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, it is intended that the next three to five annual Pine County Tax Forfeit Land Sale Auctions will include a selection of tracts from the attached 2011 Legislation Public Waters Landsale list; and

WHEREAS, each of the tracts on the attached 2011 Legislation Public Waters list of lands borders, contains, or is adjacent to public waters containing 150 feet or greater of shoreline; and

WHEREAS, Minnesota Statutes, Sections 92.45 and 282.018 restricts sale of said lands; and

THEREFORE BE IT RESOLVED that the Pine County Board of Commissioners, pursuant to M.S. 282, hereby:

1. Affirms that Tax Forfeit Land Classification Board Resolution No. 021610 - 02 classified all tracts listed on the attached 2011 Legislation Public Waters Landsale list as Non-Conservation;
2. authorizes appraisals of said listed lands;
3. authorizes distribution of the attached tract list to local units of government for review;
4. requests review and approval from the Minnesota Department of Natural Resources for the sale of said lands; and
5. Requests legislation to sell said tracts of land, notwithstanding sections M.S. 92.45 and M.S. 282.018.

Land/Zoning Administrator Schneider presented an update stating the Northern Pine Riders Snowmobile Club was granted a \$10,000 grant that was applied for with Pine County as the fiscal agent.

Auditor

Auditor Cathy Clemmer presented a resolution allowing for the repurchase in full of property described as PID #20.0443.000, the North ½ of the Northeast ¼ and Southwest ¼ of Northeast ¼ , 32-43-17. Commissioner Chaffee motioned to approve and adopt said resolution. Chairman Carlson seconded. Resolution passed unanimously.

RESOLUTION

WHEREAS, Jeannie Virden, the former owner(s), has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, as amended, which land is situated in the County of Pine, Minnesota, and described as follows, to-wit:

North ½ of Northeast ¼ and Southwest ¼ of Northeast ¼, 32-43-17
Parcel #20.0443.000

and WHEREAS, said applicant has set forth in his application that: I was diagnosed with breast cancer and incurred a lot of medical bills, we almost lost our primary residence to foreclosure and my youngest son was struggling to get through college.

and

My family thoroughly enjoys using the property, as I do, and we would love to continue having this opportunity. This property has been in my family since the middle 1950's

and WHEREAS, this Board is of the opinion that said application should be granted for such reasons,

NOW THEREFORE BE IT RESOLVED, that the application of Jeannie Virden, for the repurchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Auditor Clemmer presented a resolution requesting the approval and adoption of the repurchase with a 10-year contract for property described as PID #25.0252.000, Southwest ¼ of Southwest 1/4, 23-43-19. Commissioner Chaffee motioned to approve and adopt said resolution. Commissioner Hallan seconded. Resolution passed unanimously.

RESOLUTION

WHEREAS, Tiffany A. Wilmarth, the former owner(s), has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, as amended, which land is situated in the County of Pine, Minnesota, and described as follows, to-wit:

Southwest ¼ of Southwest ¼, Section 23, Township 43, Range 19

Parcel #25.0252.000

and WHEREAS, said applicant has set forth in his application that: My mother was paying the taxes as I was a child, I did not realize she had stopped and I didn't receive the notice as I was at college.

and

I inherited it from my father when he passed away. I am a legal adult now going to make the payments.

and WHEREAS, this Board is of the opinion that said application should be granted for such reasons,

NOW THEREFORE BE IT RESOLVED, that the application of Tiffany A. Wilmarth, for the repurchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Coordinator

Chairman Carlson requested Coordinator LeBrun update the audience on the events of the day regarding the arrest of two individuals. Coordinator LeBrun stated that Sheriff Mansavage has held a news conference to announce the arrest of two individuals being charged in connection with the Pine Lake arsons, among others, and numerous burglaries.

Coordinator LeBrun presented a training request to attend the MACA & MCHRMA Fall Conference October 6-8, 2010 Ruttger's Bay Lodge, Deerwood, MN. Cost \$80 plus lodging. Commissioner Hallan motioned to approve the training request. Commissioner Chaffee seconded, motion carried.

Coordinator LeBrun presented a proposal recommended by the Personnel Committee to regarding the promotion of three Clerk II staff within the Courthouse Unit to Clerk III's. Coordinator LeBrun explained that in promoting current staff it would allow for cross-training to occur without working out of class issues and would then eliminate the need for an additional one to two full-time equivalent staff as the office of Auditor and Treasurer merge effective January 1, 2011. Commissioner Chaffee motioned to approve the proposal and proceed with drafting a final job description. Commissioner Hallan seconded, motion carried.

Commissioner Hallan stated that the county was contacted in regard to DAKA Corporation being in jeopardy of losing it's JOBZ status. Commissioner Hallan stated they have been compliant in retaining staff. Chairman Carlson added the corporation is a great asset to the county. Commissioner Hallan motioned to send a letter in support of DAKA Corporation continuing in the JOBZ Program. Commissioner Chaffee seconded, motion carried.

County Attorney

County Attorney John Carlson presented a lease agreement between Pine County and the 10th Judicial District. County Attorney Carlson stated the space to be leased includes approximately 500 square feet within the county courthouse to be occupied by two Guardian Ad Litem staff. Coordinator LeBrun added the lease length is two years. Commissioner Chaffee motioned to enter the lease as presented and authorize Coordinator LeBrun as signatory on behalf of Pine County. Commissioner Hallan seconded, motion carried.

Commissioner's Report

Chairman Carlson stated he would like to meet with the County Engineer regarding a possible flooding issue.

Chairman Carlson called for a five-minute recess.

Chairman Carlson motioned to convene closed session regarding pending litigation at 1:32 p.m. Commissioner Hallan seconded, motion carried.

Commissioner Hallan motioned to conclude closed session at 1:42 p.m. Chairman Carlson seconded, motion carried.

Upcoming meetings announced:

Northern Lights Express meeting, Wednesday, September 22, 2010, 10:00 a.m. Boardroom, Pine County Courthouse, Pine City, MN

With no further business, Chairman Carlson adjourned the County Board meeting at 1:43 p.m., until the next scheduled County Board Meeting on October 5, 2010 at 10:00 a.m. in the Boardroom of the Pine County Courthouse.

Mark LeBrun, Coordinator
Clerk to County Board

Douglas Carlson, Chair
Board of County Commissioners