

MINUTES OF PINE COUNTY BOARD MEETING

Regular Meeting

Tuesday, May 3, 2011 10:00 a.m. Pine County Courthouse Boardroom

Chairman Rossow called the meeting to order at 10:00 a.m. Present were Commissioners, Steven Chaffee, Stephen Hallan, Mitch Pangerl, and Doug Carlson. Also present was County Coordinator Mark LeBrun and County Attorney John Carlson.

The Pledge of Allegiance was said.

Chairman Rossow called for a moment of silence for the victims of the recent storms in the Southeast.

Chairman Rossow called for public comment. No comments made.

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

Commissioner Carlson moved to approve the minutes of the April 25, 2011 Committee of the Whole meeting and the April 19, 2011 regular county board meeting. Commissioner Hallan seconded. Motion carried.

Commissioner Carlson requested an update from the County Surveyor at the next board meeting.

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

Minutes of Boards, Committees and Board Memos, Newsletter

1. Land Surveyor Monthly Report, April 2011
2. Personnel Committee meeting minutes, April 11, 2011

*****CONSENT AGENDA*****

Auditor/Treasurer

1. April Disbursements
2. Applications for Abatement:
Gerald & Nancy Rude, 99984 Co Hwy 61, Willow River, PID 17.0115.000,
PID 17.0103.000 & PID 47.0095.001, pay 2011

Auditor/Treasurer-continued

- 3. Approval of 3.2 Liquor License approval for MN SOKOL Camp
- 4. Application for Exempt Permit for Kettle Kinship to conduct Minnesota lawful gambling at Heidelberger's, 3923 State Hwy 70, Pine City on September 4, 2011

****REGULAR AGENDA****

Sheriff

Sheriff Cole presented an update of the sheriff's department to the board.

Sheriff Cole presented a donation of \$500 from the Northern Pine Riders Snowmobile Club towards the purchase of a rescue sled. Commissioner Hallan motioned to accept the donation as presented. Commissioner Chaffee seconded. Motion carried.

Sheriff Cole presented a Federal Boating Enforcement Supplemental Grant for \$5,125. Commissioner Hallan motioned to accept the grant as presented. Commissioner Chaffee seconded. Motion carried.

Public Works

Coordinator LeBrun presented and opened sealed bids for Contract #1101, SAP 58-599-39; Witt Lane Bridge Replacement. Commissioner Hallan motioned to accept the bids received, to have the Engineer tabulate and award to lowest responsible bidder. Commissioner Pangerl seconded, motion carried.

Dalco, Inc.	\$ 520,791.45
R. R. Schroeder Const.	\$ 605,818.25
Redstone Construction	\$ 652,582.05

Coordinator LeBrun presented the resignation of Ted Beckrich, Medium Equipment Operator, effective May 5, 2011. Commissioner Chaffee motioned to accept the resignation. Commissioner Pangerl seconded, motion carried.

Auditor/Treasurer

Auditor/Treasurer Clemmer presented a Resolution for Repurchase of Land for Michael Docken. Commissioner Hallan motioned to approve request as presented. Commissioner Chaffee seconded, resolution passed unanimously.

RESOLUTION # 050311-02

WHEREAS, Michael E. Docken, the former owner, 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:

The South Half of that part of the South 400 feet of the North 1580 feet of the West Half of the Northwest Quarter lying East of the West 616 feet thereof, except the East 66 feet thereof., all in Section 6, Township 38, Range 19 PID # 26.0004.008

and WHEREAS, said applicant has set forth in his application that:

I'm homeless and all my assets are invested into the house and property. I've been very depressed and working hard to get my life back on track.

and

I will be given the opportunity to give back to the community and I don't think anyone wants to see someone lose everything they own.

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 Michael E. Docken, 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/Treasurer Clemmer presented a Resolution on migration to the 800 Mhz ARMER system. Commissioner Chaffee motioned to approve the resolution as presented. Commissioner Pangerl seconded, resolution passed unanimously.

RESOLUTION #0503-03 ESTABLISHING PROCEDURES RELATING TO COMPLIANCE WITH REIMBURSEMENT BOND REGULATIONS UNDER THE INTERNAL REVENUE CODE

BE IT RESOLVED by the County Board of Commissioners (the "County Board") of the County of Pine, Minnesota (the "County"), as follows:

1. Recitals.

(a) The Internal Revenue Service has issued Treasury Regulations, Section 1.150-2 (as the same may be amended or supplemented, the "Regulations"), dealing with "reimbursement bond" proceeds, being proceeds of the County's bonds used to reimburse the County for any project expenditure paid by the County prior to the time of the issuance of those bonds.

(b) The Regulations generally require that the County make a declaration of intent to reimburse itself for such prior expenditures out of the proceeds of subsequently issued bonds,

that such declaration be made not later than 60 days after the expenditure is actually paid, and that the bonding occur and the written reimbursement allocation be made from the proceeds of such bonds within 18 months after the later of (1) the date of payment of the expenditure or (2) the date the project is placed in service (but in no event more than 3 years after actual payment).

(c) The County heretofore implemented procedures for compliance with the predecessor versions of the Regulations and desires to amend and supplement those procedures to ensure compliance with the Regulations.

(d) The County's bond counsel has advised the County that the Regulations do not apply, and hence the provisions of this Resolution are intended to have no application to payments of the County project costs first made by the County out of the proceeds of bonds issued prior to the date of such payments.

2. Official Intent Declaration. The Regulations, in the situations in which they apply, require the County to have declared an official intent (the "Declaration") to reimburse itself for previously paid project expenditures out of the proceeds of subsequently issued bonds. The County Board hereby authorized the County Auditor-Treasurer to make the County's Declarations or to delegate from time to time that responsibility to other appropriate County employees. Each Declaration shall comply with the requirements of the Regulations, including without limitation the following:

(a) Each Declaration shall be made not later than 60 days after payment of the application project cost and shall state that the County reasonably expects to reimburse itself for the expenditure out of the proceeds of a bond issue or similar borrowing. Each Declaration may be made substantially in the form of the Exhibit A which is attached to and made a part of this Resolution, or in any other format which may at the time comply with the Regulations.

(b) Each Declaration shall (1) contain a reasonably accurate description of the "project", as defined in the Regulations (which may include the property or program to be financed, as applicable), to which the expenditure relates and (2) state the maximum principal amount of the bonding expected to be issued for that project.

(c) Care shall be taken so that the County, or its authorized representatives under this Resolution, not make Declarations in cases where the County does not reasonably expect to issue reimbursement bonds to finance the subject project costs, and the County officials are hereby authorized to consult with bond counsel to the County concerning the requirements of the Regulations and their application in particular circumstances.

(d) The County Board shall be advised from time to time on the desirability and time of the issuance of reimbursement bonds relating to project expenditures for which the County has made Declarations.

3. Reimbursement Allocations. The designated County officials shall also be responsible for making the "reimbursement allocations" described in the Regulations, being generally written allocations that evidence the County's use of the applicable bond proceeds to reimburse the original expenditures.

4. Effect. This Resolution shall amend and supplement all prior resolutions and/or procedures adopted by the County for compliance with the Regulations (or their predecessor versions), and, henceforth, in the event of any inconsistency, the provisions of this Resolution shall apply and govern.

Land & Zoning

Land/Zoning Administrator Schneider presented a resolution for the proposed state and county land exchange. Commissioner Hallan motioned to approve request as presented. Commissioner Carlson seconded, resolution passed unanimously.

Resolution # 050311 - 01 2011 DNR-Pine County Land Exchange

WHEREAS, the Pine County Board of Commissioners is reclassifying the attached list of tax forfeited parcels (Exhibit B) as non-conservation land in preparation for a land exchange with the State of Minnesota and hereby authorizes review by the townships where these lands occur.

WHEREAS, the Pine County Board of Commissioners authorizes the Land Commissioner to cost share the appraisals of all lands involved in the land exchange (Exhibit A and B), the amount being \$3,099.50; and to proceed forward with abstracts and title opinions.

NOW, THEREFORE, BE IT RESOLVED, that the Pine County Board of Commissioners authorizes the Land Commissioner to proceed with the land exchange of all aforementioned lands (Exhibit A and B).

Coordinator

Coordinator LeBrun presented a request for a Part-time Office Support Specialist position for the Coordinator/Extension offices. Commissioner Carlson motioned to approve the request as presented. Commissioner Hallan seconded. Motion carried.

Commissioner Hallan motioned to appoint Mark LeBrun, County Engineer effective May 9, 2011 to May 9, 2015. Commissioner Carlson seconded. Motion carried.

Commissioner Hallan led discussion on a shared County Engineer position with Kanabec County. Coordinator LeBrun was directed to discuss with Kanabec County staff.

Probation

Probation Director Arola presented an update on the Pre-Trial Program. No action taken

Coordinator

Coordinator LeBrun presented information on the proposed MAGIC Act legislation. No action taken.

HHS Director Cassman presented a request to accept a grant for the MNCHOICES program in the amount of \$4,466. Commissioner Hallan motioned to approve the request as presented. Commissioner Pangerl seconded. Motion carried.

Commissioner's Report

Chairman Rossow announced upcoming meetings.

Commissioner Carlson commented on the spring road conditions.

Commissioner Pangerl commented on a recent tour of the Sandstone Federal Prison.

Chairman Rossow called for a short recess before convening to closed session.

Commissioner Pangerl motioned to convene closed session at 11:50 a.m. to discuss labor negotiations. Commissioner Chaffee seconded, motion carried.

Commissioner Hallan motioned to conclude closed session at 12:54 p.m. Commissioner Pangerl seconded, motion carried.

Upcoming Meetings Announced

Pine County Health and Human Services meeting, **Tuesday, May 17, 2011, 10:00 a.m.**
Public Health Building conference room, Sandstone, MN.

Pine County Board meeting, **Tuesday, May 17, 2011, 1:00 p.m.** Public Health Building
conference room, Sandstone, MN.

Joint Meeting of Pine County Board/Mille Lacs Band, **Wednesday, May 18, 2011,
10:00 a.m.** Boardroom, Pine County Courthouse, Pine City, MN.

With no further business Chairman Rossow adjourned the County Board meeting at
12:55 p.m., until the next scheduled County Board Meeting on May 17, 2011 at 1:00 p.m.
in the Public Health Building Conference room.

Mark LeBrun, Coordinator
Clerk to County Board

Curt Rossow, Chair
Board of County Commissioners