



PINE COUNTY BOARD OF COMMISSIONERS

**SPECIAL MEETING and
COMMITTEE OF THE WHOLE
July 26, 2016 – 9:00 a.m.
Aazhoomog Community Center
45749 Grace Lake Road
Sandstone, Minnesota**

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Approve Agenda
4. Welcome/Introductions
5. Discussion with local officials/residents
6. Statement of Principles – Mille Lacs Band of Ojibwe
 - a. County Board Consideration of Statement of Principles
 - b. Signing of the documentChief Executive Melanie Benjamin and other officials from the Mille Lacs Band of Ojibwe are expected to attend the meeting.
7. Public Safety Update
 - Reese Frederickson, County Attorney
 - Jeff Nelson, County Sheriff
 - Terry Fawcett, Director of Probation
8. Budget
 - 2nd Quarter 2016 Budget Update
 - Commissioner Goals for the 2017 Budget
9. Other
10. Adjourn

Members: District 1 – Steve Hallan
District 2 – Josh Mohr
District 3 – Steve Chaffee
District 4 – Curt Rossow
District 5 – Matt Ludwig

STATEMENT OF PRINCIPLES
ON
GOVERNMENT-TO-GOVERNMENT RELATIONS
BETWEEN THE MILLE LACS BAND OF OJIBWE AND
PINE COUNTY, MINNESOTA

PURPOSE

The purpose of this Statement of Principles on Government-to-Government Relations is to provide a foundation for the future working relationship between the Mille Lacs Band of Ojibwe and Pine County and for future agreements which will seek to improve the lives of the people served by the two governments.

I. GOVERNMENTS.

The parties to this Statement of Principles are:

1. The Non-Removable Mille Lacs Band of Ojibwe, which is a sovereign, self-governing, federally recognized Indian tribe and is a signatory to the Treaties of July 29, 1837 (7 Stat. 536); October 4, 1842 (7 Stat. 842); and February 22, 1855 (10 Stat. 1165), among others.
2. Pine County, which is a County established under the laws of the State of Minnesota.

II. PRINCIPLES.

The Mille Lacs Band of Ojibwe and Pine County acknowledge that Pine County is a political subdivision of the State of Minnesota with specific powers and duties recognized by State law and the Minnesota Constitution. The Mille Lacs Band of Ojibwe and Pine County acknowledge that the Mille Lacs Band of Ojibwe is a federally recognized Indian tribe with distinct sovereign authority established pursuant to the United States Constitution and Federal law.

The Mille Lacs Band of Ojibwe and Pine County acknowledge and respect each other's authorities and seek to exercise their own authorities in a manner that will protect the rights guaranteed by Federal, State and Tribal law, including the rights guaranteed by Federal law to federally recognize Indian tribes and Indian people, to the extent such laws are applicable to them.

The Mille Lacs Band of Ojibwe and Pine County seek to exercise their respective authorities in a manner that is mutually beneficial and that is consistent with and helps promote the following aspirational principles, which they share:

1. All persons deserve to have equal access to justice;
2. All persons deserve public safety;
3. All persons deserve to have access to police protection;
4. All persons deserve to have access to fire protection;
5. All persons deserve to have access to emergency services;
6. All persons deserve to have access to ambulance services;
7. All persons deserve to have access to clean air and water;
8. All persons deserve to live in a clean, sanitary environment;
9. All persons deserve to have natural resources and wildlife respected and protected;
10. All children deserve to have access to a good education;
11. All children deserve to have access to a safe home;
12. All persons deserve to have access to safe, affordable housing;
13. All persons deserve to have access to adequate health care and hospital care;
14. All persons deserve to have access to good roads, bridges and transportation systems;
15. All elderly persons deserve to live in dignity with adequate nutrition, health care and housing;
16. All incarcerated persons deserve to have fair and equitable treatment;
17. All persons suffering from substance abuse deserve access to adequate treatment facilities;
18. All persons deserve to live without fear or discrimination, to pursue employment, to pursue happiness, to exercise their religion, to have the protection of the law, to maintain their traditions and language, to be healthy, to be safe and to live from infancy to old age in peace and tranquility.

III. GOVERNMENT-TO-GOVERNMENT RELATIONS.

1. Pursuant to the Mille Lacs Band Statutes, Title IV, Section 6(a), the Chief Executive of the Band has the authority “to conduct external relations with other governments and their political subdivisions;”
2. Pursuant to the Mille Lacs Band Statutes, Title IV, Section 6(d), the Chief Executive of the Band has the authority “to recommend agreements, contracts, cooperative and reciprocity agreements and memoranda of understanding to the Band Assembly;”
3. Pursuant to the Mille Lacs Band Statutes, Title IV, Section 7(b), executive officers of the Band have the authority “to conduct external relations with other governments and their political subdivisions, pursuant to prior authorization of the Chief Executive;”

4. Pursuant to Mille Lacs Band Statute, Title III, Section 2(f), the Legislative Branch of the Band has the authority “to ratify agreements, contracts, cooperative and reciprocity agreements and memoranda of understanding;”
5. Pursuant to Minnesota Statutes sections 373.01, 373.02 and 375.18, Pine County, through its county board, has the authority to enter into this Statement of Principles related to the mutual concerns of the County and the Mille Lacs Band of Ojibwe.
6. Pursuant to Minnesota Statutes sections 373.01, 373.02 and 375.18, Pine County, through its county board, has the authority to conduct external relations with the Mille Lacs Band of Ojibwe related to the mutual concerns of each party.

IV. GOVERNMENT-TO-GOVERNMENT COMMUNICATION.

1. Pursuant to Title IV, Section 6, the Chief Executive shall designate personnel to conduct external relations with Pine County.
2. Pursuant to Title IV, Section 6, the Chief Executive shall identify Band personnel authorized to communicate with Pine County on behalf of the Band.
3. Pursuant to Title IV, Section 6, the Chief Executive shall set annual goals with Pine County which will be communicated through designated Band personnel.
4. Pursuant to Title III, Section 2(f), should the Chief Executive seek to enter into a legally binding agreement with Pine County, the agreement would require ratification of the Legislative Branch of the Band government.
5. Pursuant to Minnesota Statutes sections 375.18 subdivision 2 and 375A.06, the Pine County Board shall designate one or more county commissioners, the county administrator, or county department heads and their designees to conduct external relations with the Mille Lacs Band of Ojibwe.
6. Pursuant to Minnesota Statutes sections 375.18 subdivision 2 and 375A.06, the designated Pine County Commissioners and/or the Pine County Administrator shall set annual goals with the Mille Lacs Band of Ojibwe and communicate those goals to the Pine County Board for approval.

V. STATEMENT OF GOVERNMENT-TO-GOVERNMENT COOPERATION.

1. The Mille Lacs Band of Ojibwe and Pine County hereby state that they acknowledge and recognize their respective governments.
2. The Mille Lacs Band of Ojibwe and Pine County hereby state that they acknowledge their respective obligations and responsibilities to their constituencies.
3. The Mille Lacs Band of Ojibwe and Pine County hereby state that seeking better communication and understanding between the Band and the County would improve relations and services.

4. The Mille Lacs Band of Ojibwe and Pine County hereby state that seeking better communication and understanding between the Band and the County would reduce tension and conflicts, and save both parties time and money.
5. The Mille Lacs Band of Ojibwe and Pine County hereby state that working together to seek the Principles stated above would improve the lives of Band members and all citizens of the County.
6. The Mille Lacs Band of Ojibwe and Pine County hereby state that it is in the best interests of the Band and the County to seek mutual agreements in the future on matters impacting Band members and citizens of the County.
7. The Mille Lacs Band of Ojibwe and Pine County hereby state that it is in the best interests of the Band and the County to keep channels of communication open on all matters impacting Band members and citizens of the County.
8. The Mille Lacs Band Ojibwe and Pine County hereby state that their relationship must be based upon mutual respect, respect for the law and a desire to provide better services to the people their governments serve.
9. The Mille Lacs Band of Ojibwe and Pine County hereby state that they share the goal of providing the best possible quality of life to the people they serve.
10. The Mille Lacs Band of Ojibwe and Pine County hereby state that they share the goal of working together in the future in seeking the best possible government-to-government relations to ensure that the goals of this Statement can be achieved.

VI. DISCLAIMERS.

1. Nothing in this Statement shall be construed to establish a legally binding contract.
2. Nothing in this Statement shall be construed to create any legally enforceable obligations for the Mille Lacs Band of Ojibwe or Pine County.
3. Nothing in this Statement shall be construed to waive the sovereign immunity of the Mille Lacs Band of Ojibwe or Pine County.

Melanie Benjamin
Chief Executive

Curtis H. Rossow, Chair
Pine County Board of Commissioners

Date: _____

Date: _____



PINE COUNTY

Administrator's Office

635 Northridge Drive NW
Suite 200
Pine City, MN55063
1-800-450-7463 Ext. 1620
Fax: 320-591-1628

Commissioners

Steve Hallan – Dist. 1
Josh Mohr – Dist. 2
Steve Chaffee – Dist. 3
Curt Rossow – Dist. 4
Matt Ludwig – Dist. 5

County Administrator

David J. Minke

TO: Pine County Commissioners
FROM: David Minke, County Administrator 
DATE: July 21, 2016
SUBJECT: 2nd Quarter Budget Report

At the end of the 2nd quarter (June 30) the county budget looks as expected. Total revenue is \$18,734,042 (52%) and total expenditures are \$17,859,895 (50%).

Chart 1 shows the revenue and expenditure of the major funds and the total. At the midpoint of the year, the General Fund has revenue of \$6,791,902 (44%) and expenditures of \$7,322,189 (48%). The Health and Human Services Fund has revenue of \$4,065,697 (50%) and expenditures of \$4,285,097 (52%). It is typical for these two funds to have more expenditures than revenues at this point in the year. Many revenues in the HHS fund are reimbursement based so to be at 50% at mid-year is positive.

The Road and Bridge Fund revenue is \$4,088,592 (43%) and expenditures are \$2,406,993 (26%). As expected for this point in the year as most expenditures are for construction projects where the payments will be made as work is completed. The Land Fund has total revenue of \$539,614 (63%) and expenditures of \$148,875 (18%). The majority of revenue is from land and timber sales. Much of the expenditures in this department are the payment to other jurisdictions of the proceeds from the timber and land sales. Once those payments are made, the expenditures will be in line with the revenue.

Chart 2 shows the General Fund revenue by department. Although there is variability between departments, most are where they should be at this point in the year based on the expected schedule of the revenues. Jail revenues are the exception. Boarding revenues are at 23%. There is typically a 60 day lag on these revenues. However, it is likely boarding revenues will not meet budget for 2016. As previously discussed, the jail has housed more Pine County prisoners than typical so there has been less space available to sell to other jurisdictions.

Chart 3 shows the General Fund expenditures by department. Some departments are over 50%. However, all are related primarily to the timing of payments rather than an indication that the department will be over budget at the end of the year. The Medical Examiner is over due to the number of remains transported and will likely be over budget at the end of the year. The Sentence to Serve Department is over 50% due to severance payments (PTO) to the retiring staff. In both of these cases, the actual dollar amounts are relatively small.

Chart 4 shows the personnel costs (salary/wages, insurance FICA, PERA, etc.) by department in the General Fund. Although some departments are over 50%, the overall expenditures are better than might be expected. The budget included a lower cost of living/market adjustment than was actually awarded. There is also some back pay that was due employees that was not included in the budget.

Chart 5 shows the percent revenue and expenditure in the Health and Human Services Fund. As noted on Chart 1, the revenues are strong for this point in the year.

As we look to start the 2017 budget process, it is likely that overall revenues will be at budget. The one revenue concern is jail boarding revenue. On the expenditure side, it is likely that most expenditures will be at or above budget. There is a slight concern with personnel costs as the budget does not fully account for the salaries/wages for 2016. There has been some savings due to positions being vacant from the time an employee resigns and the replacement is hired.

Chart 1
Percent Expenditure and Revenue Major Funds Through June 30, 2016

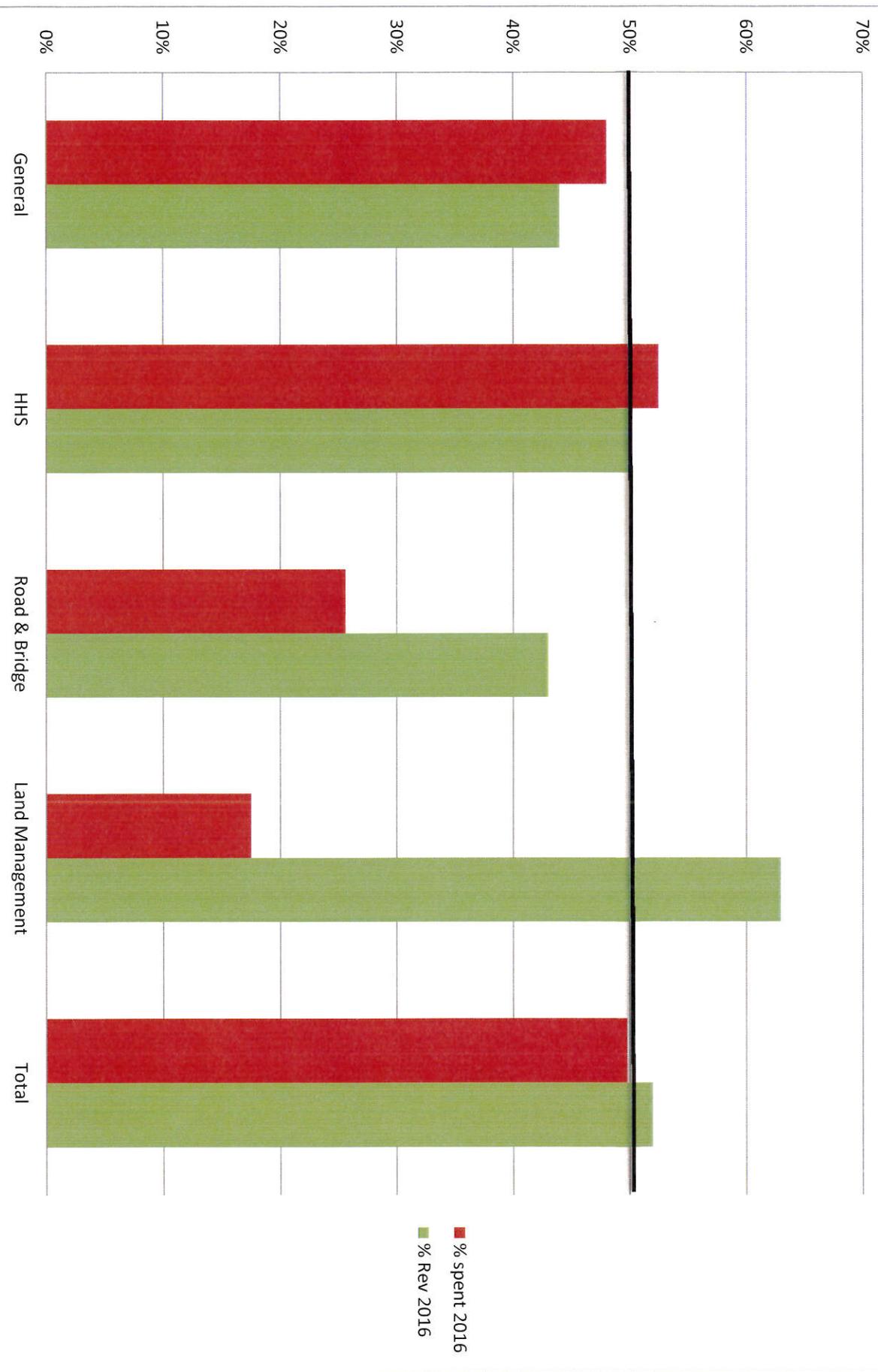


Chart 2
General Fund Revenue by Department Through June 30, 2016

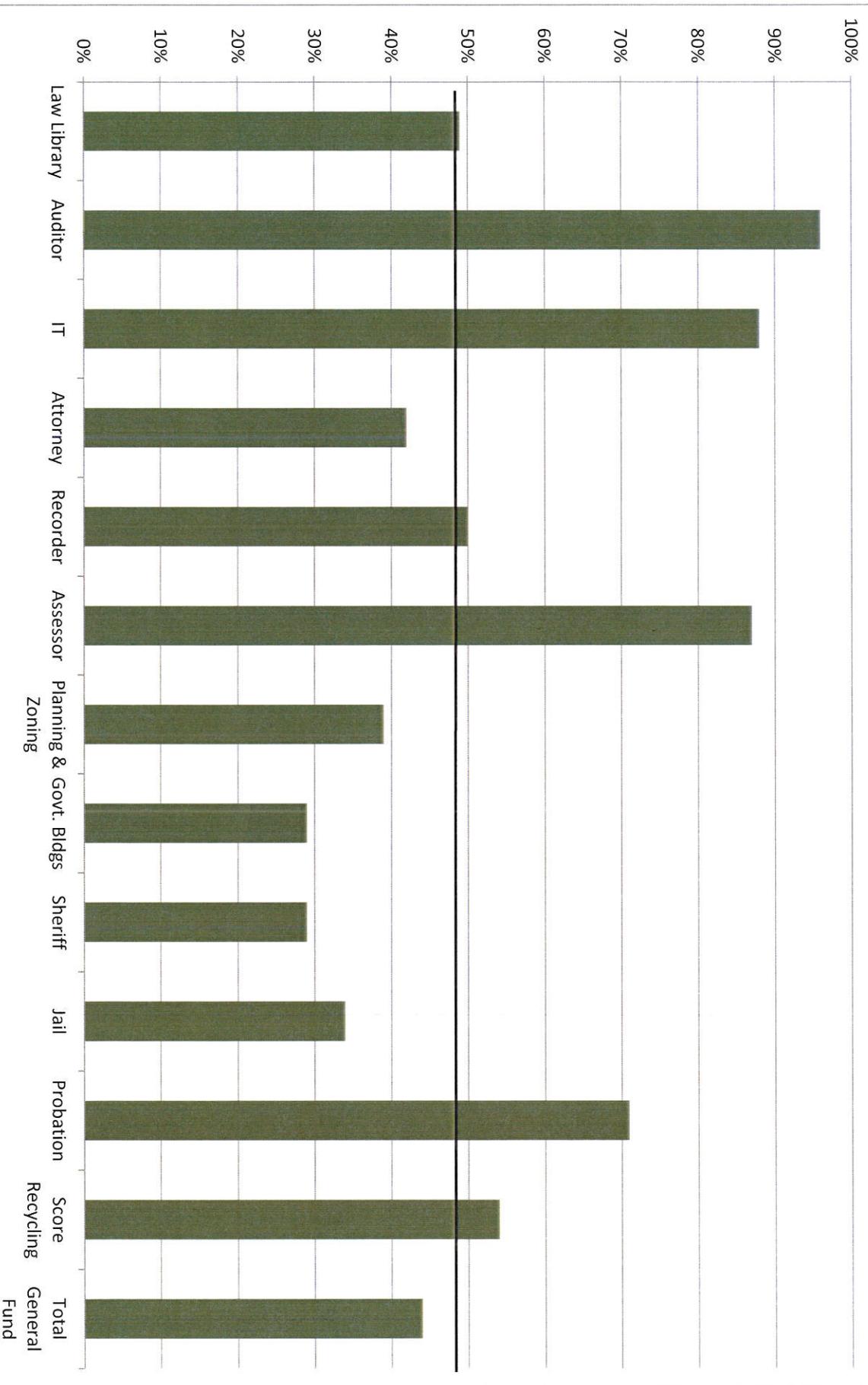
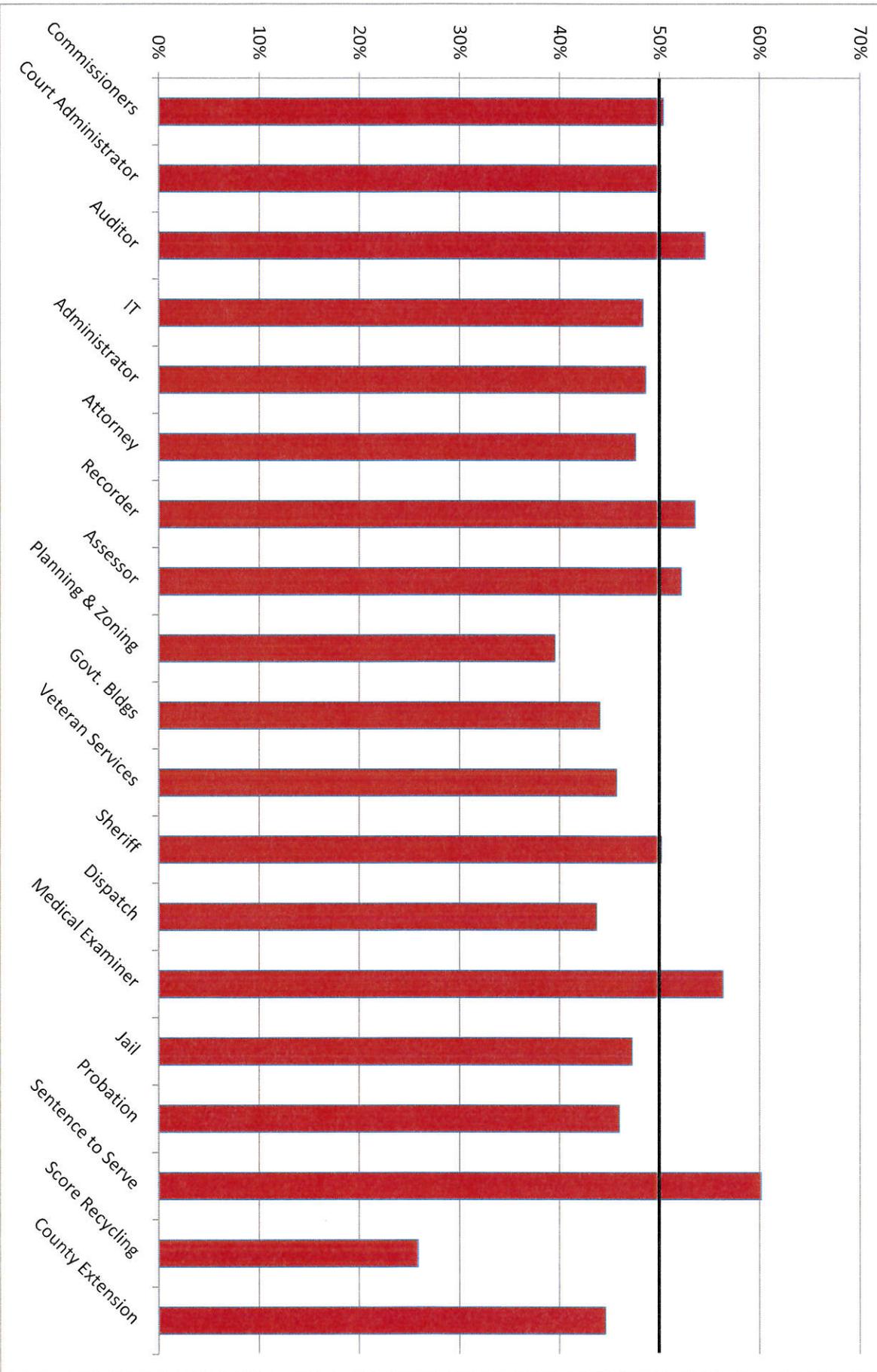


Chart 3
General Fund Expenditures through June 30, 2016



**Chart 4
Personnel Costs Through June 30**

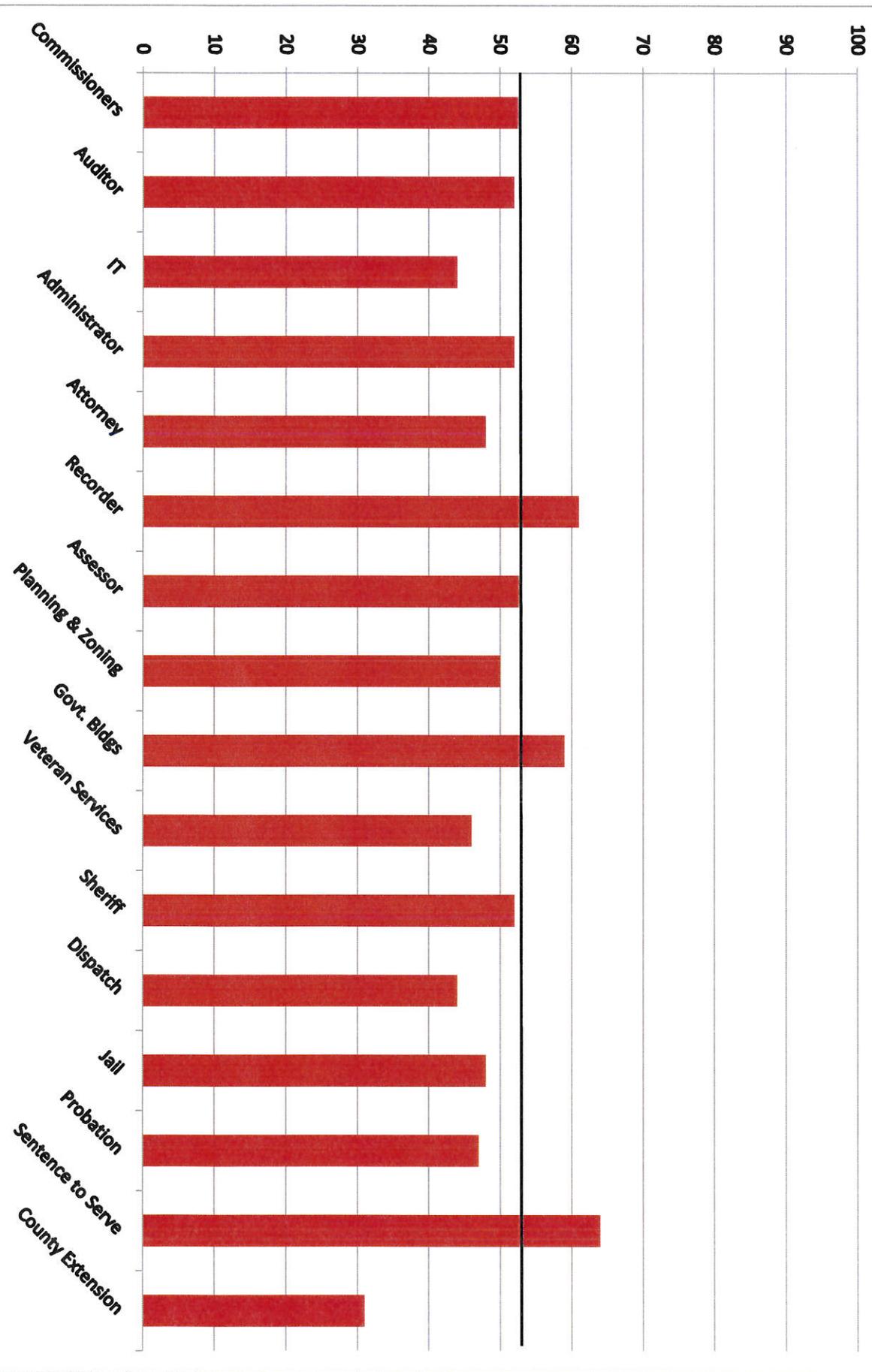
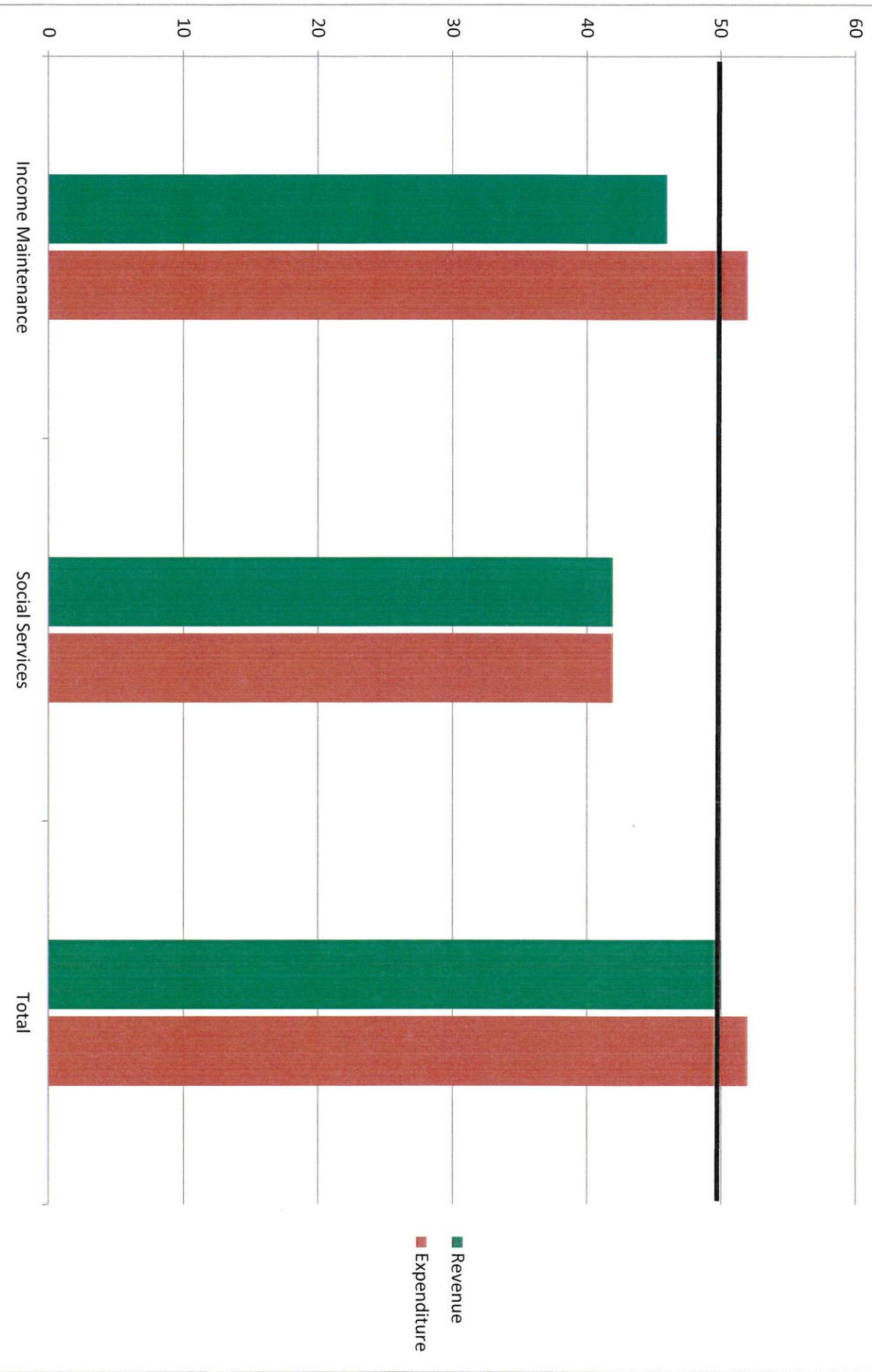


Chart 5
Percent Expenditures HHS through June 30, 2016



DRAFT 2016 STRATEGIC PLAN GOALS

Technology

- Imaging

- MS Office End of Life

HRIS/Time & Attendance software

Comprehensive Plan and Implementation (Zoning)

Facility/Building Plan (HHS/Sandstone)

Highway 10-year Plan (sales tax/wheelage tax) (Bonding)

Trails/Outdoor Recreation

Recycling

Building & Employee Safety

Staffing

- Staff recruitment/retention

- Workload/caseload

- Onboarding Process

- Mentoring/engagement

Media Relations/Citizen Communication/Social Media

Public Health/Community Health Board

Legislative Issues