

**Carlton County
Board of Commissioners
REGULAR SESSION - Rough Draft
Tuesday April 9, 2019
8:30 a.m.**

The Carlton County Board of Commissioners met this 9th day of April, 2019, in Regular Session at the Carlton County Transportation Building.

Chairperson Brenner called the meeting to order at 8:30 a.m. Members present: Bodie, Brenner, Peterson, Proulx and Thell. Absent: None.

The meeting opened with The Pledge of Allegiance to the Flag.

Motion by Bodie, seconded by Thell, and carried by all yea votes to approve the Agenda as amended.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the Minutes of the March 25, 2019, Adjourned Board Meeting.

Employee Service Awards were presented as follows:

Tina Buscher 30 Years Public Health and Human Services

Motion by Peterson, seconded by Thell, and carried by all yea votes to approve a restructuring of the County Assessor's Offices, including, but not limited to the creation of a Senior Deputy Appraiser position within the Office.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to accept staff recommendation and approve Applications for Property Tax Classification Changes as follows:

- | | | |
|---------------------------------|-----------------------|--------------|
| a. CC for City of Scanlon | City of Scanlon | Payable 2019 |
| b. CC for City of Scanlon | City of Scanlon | Payable 2019 |
| c. CC for ISD No. 99 (Esko) | Thomson Township | Payable 2019 |
| d. CC for Dale/Claudia Johnson | Silver Brook Township | Payable 2019 |
| e. CC for Hillside Terraces MHP | City of Moose Lake | Payable 2019 |

Motion by Proulx, seconded by Thell, and carried by all yea votes to accept the recommendation of the Carlton County Planning Commission and approve the following Conditional Use Permit with conditions as on file in the Zoning Office:

No. 419001, Roger Hurd, to construct a dwelling for use as a single family dwelling without an associated business on a site in a C-2 (Highway Commercial) Zoning District, on property described as Part of the Southwest Quarter of the Southeast

Quarter (SW ¼ of SE ¼), Section Two (2), Township Forty-six (46), Range Nineteen (19) in Barnum Township.

Motion by Peterson, seconded by Thell, and carried by all yea votes to accept the recommendation of the Carlton County Planning Commission and approve the following Conditional Use Permit with conditions as on file in the Zoning Office:

No. 419002, Iverson Inn, Inc., represented by William Jaskari, to expand an existing campground with 22 additional campsites in an R-1 (Recreation Residential) Zoning District, on property described as Part of the Southeast Quarter of the Northeast Quarter (SE ¼ of NE ¼), Section Twenty-eight (28), Township Forty-nine (49), Range Eighteen (18) in Perch Lake Township.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to approve the 2019 renewal of the Carlton County Hunting/Cabin, Agriculture, ARMER, and Billboard Site Leases. A listing of the lease sites is on file in the Land Department Offices.

Motion by Bodie, seconded by Thell, and carried by all yea votes to set a County Timber Auction for 10:00 a.m., May 9, 2019, at the Carlton County Transportation Building, and to further approve the list of timber tracts to be sold at said Timber Auction. A listing of the tracts is on file in the Land Department Offices.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to adopt the following resolution: (19-040)

BE IT RESOLVED that the Carlton County Board of Commissioners does hereby approve entering into a Memorandum of Agreement by and between Carlton County and the Fond du Lac Band of Lake Superior Chippewa (Tribe) as follows:

WHEREAS, the routes (roads) listed on Attachments A and B (as on file in the County Engineer Offices) in Carlton County are important to the Tribe in that they serve the tribal community, tribal businesses and tribal member homes; and

WHEREAS, the routes (roads) listed on Attachments A and B are and will continue to be owned by the County and open to the public for travel; and

WHEREAS, the Tribe has an interest in ensuring these routes are maintained and in adequate repair.

NOW, THEREFORE BE IT RESOLVED that the Tribe and Carlton County, and the Bureau of Indian Affairs (BIA) agree that when and if funding for improvements to the listed routes (roads) become available, and any of the County listed roadways become an approved project for the Tribe, that the Tribe will enter into a subsequent Agreement with the County to jointly determine the type, scope, and limits of improvements that could be implemented on the listed roadways owned by the County; that the BIA will

contract with the Tribe for needed improvements in accordance with 25 CFR 170 under a separate contract; if needed improvements are made to any of the listed County routes (roads), the County will continue to own the route (road) and will continue to be responsible for maintenance; this MOA is binding upon the signatories hereto not as individuals, but solely in their capacities as on their respective organizations, and acknowledge proper action of the County, Tribe, and the Bureau of Indian Affairs to enter the same; and further, this MOA will become effective as of March 15, 2019, unless otherwise noted.

Motion by Bodie, seconded by Thell, and carried by all yea votes to adopt the following resolution: (19-041)

WHEREAS Minnesota Counties maintain 30,742 miles of County State Aid Highway (CSAH) roads and 14,141 miles of county roads, totaling over 30% of the state's roadways; and

WHEREAS the total annual need is \$1.084 billion over the next 25 years just to maintain the current CSAH and county road system, not including expansion; and

WHEREAS the annual funding gap for counties has resulted in deferring basic maintenance, delaying expansion projects with resulting safety concerns, mounting congestion, and missed economic growth for businesses and commuters; and

WHEREAS a comprehensive and sustainable transportation solution should include robust funding for roads, bridges, and transit, and address the varying needs in different parts of the state; and

WHEREAS increased funding for Minnesota's Highway User Tax Distribution Fund would provide additional, stable funds for MnDOT, all 87 counties, all cities with a population of 5,000 or more, and townships across the state;

NOW THEREFORE BE IT RESOLVED that the Carlton County Board of Commissioners encourages the Minnesota Legislature to pass and the Governor to sign a bill that brings adequate funding to Minnesota's statewide transportation system.

Motion by Peterson, seconded by Proulx, and carried by all yea votes to adopt the following resolution: (19-042)

BE IT RESOLVED by the Carlton County Board of Commissioners as follows:

1. That the Grant Agreement for Airport Improvement, Excluding Land Acquisition, used for the installation of an Airport Security System, Mn/DOT Agreement No. 1033885, State Project No. A0902-59 at the Cloquet – Carlton County Airport is accepted.

2. That the County Engineer, or the County Auditor/Treasurer, or the County Board Chairman or their designees, are authorized to execute this agreement and any amendments thereto, on behalf of the Carlton County Board of Commissioners.

Motion by Peterson, seconded by Proulx, and carried by all yea votes to adopt the following resolution: (19-043)

BE IT RESOLVED by the Carlton County Board of Commissioners as follows:

1. That the Grant Agreement for Airport Improvement, Excluding Land Acquisition, used for the installation of an Airport Security System, Mn/DOT Agreement No. 1033887, State Project No. A0904-38 at the Moose Lake – Carlton County Airport is accepted.
2. That the County Engineer, or the County Auditor/Treasurer, or the County Board Chairman or their designees, are authorized to execute this agreement and any amendments thereto, on behalf of the Carlton County Board of Commissioners.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to adopt the following resolution: (19-044)

WHEREAS, bids have been received by the County Auditor/Treasurer for grading, aggregate base, bituminous paving, and drainage structures for the shared use path from approximately 400 feet south of the junction of CSAH 7 (Big Lake Road) and CSAH 5 (University Road) to 408 feet west of the junction of CSAH 7 (Big Lake Road) and CSAH 14 (Airport Road), S.A.P. 009-090-004; and

WHEREAS, the Construction Plans for the project have been approved by the Fond du Lac Band of Lake Superior Chippewa; and

WHEREAS, Carlton County will act as agent on this project for the Fond du Lac Band of Lake Superior Chippewa; and

WHEREAS, said bids or proposals were duly opened in the Carlton County Engineer's Office at 10:00 a.m. on Monday, April 8, 2019, and this Board has, with the County Engineer, determined the lowest bidder of said project for which proposals were invited and submitted; and

WHEREAS, in the judgement of this Board, it is for the best interest of Carlton County that the award of said contract be made to the lowest bidder;

NOW, THEREFORE, BE IT RESOLVED the Carlton County Board of Commissioners, in regular session duly convened, that they hereby approve the award of the contract on

the above project to the lowest bidder, contingent upon approval by the Fond du Lac Band of Lake Superior Chippewa:

KGM Contractors Inc. \$947,687.20

BE IT FURTHER RESOLVED that the County Board Chairperson, the County Auditor/Treasurer, and the County Attorney, on behalf of Carlton County, are hereby authorized to approve the Contractor's Performance Bonds and to execute the bonds and contracts with the Contractor for the above listed project.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to adopt the following resolution: (19-045)

BE IT RESOLVED to authorize and instruct the County Engineer to accept and award equipment rental and supply bids for the year 2019 in the best interest of the County.

Motion by Bodie, seconded by Thell, and carried by all yea votes to adopt the following resolution: (19-046)

BE IT RESOLVED that the Carlton County Board of Commissioners does hereby authorize the acceptance of the State of Minnesota/Federal Boating Safety Supplemental Equipment Grant (Project ID No. R29G70CGFFY18) from the State of Minnesota and further authorizes and approves the County Sheriff and the County Board Chairman to sign the documents necessary to facilitate this grant.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to adopt the following resolution: (19-047)

WHEREAS, the list of lands forfeited to the State of Minnesota for non-payment of taxes on Auditor's Certificate, Notice of Expiration of Time of Redemption, Docket Number 263669, dated October 4, 1988, and recorded October 4, 1988, in the Office of the County Recorder, in and for Carlton County, Minnesota, included the following parcel:

Part of the NE1/4 of NW1/4, beg at a pt 208.5 ft N of SE cor, th N 205.5 ft, th W 208.5 ft, th E 208.5 ft to beg. Section Fifteen (15), Township Forty-nine (49), Range Seventeen (17). (Carlton County PID 06-510-2947); and

WHEREAS, after a diligent search of the records in my office, our research has determined that the above described legal description of said parcel was incorrect, and thus could not be, nor should have, forfeited to the State of Minnesota for non-payment of real estate taxes.

NOW, THEREFORE, BE IT RESOLVED THAT in compliance with M.S. 279.33 and 279.34, an application for the Cancellation of Certificate of Forfeiture was filed and approved by the Carlton County Auditor/Treasurer, the Carlton County Board of

Commissioners, and the Minnesota Department of Revenue. Therefore, the forfeiture of the land listed above on Auditor's Certificate, Notice of Expiration of Time of Redemption, Docket Number 263669, is void.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to approve the issuance of a Tobacco License as follows:

Kwik Spirits #234 (formerly Gramma Polo's Bottle Shoppe)

Motion by Proulx, seconded by Bodie, and carried by all yea votes to approve the appropriation of up to \$85,000 (with funding to come from Reserve Fund Balance), to facilitate the acquisition of Karpel Software for the County Attorney Offices.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to accept the recommendation of the Carlton County Policy Committee and approve the Carlton County Limited English Proficiency (LEP) Policy. This Policy is on file and open for inspection in the County Coordinator Offices.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to accept the recommendation of the Carlton County Policy Committee and approve the Carlton County Discrimination and Harassment Prevention Policy. This Policy is on file and open for inspection in the County Coordinator Offices.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the expenditure listing for January, 2019, as follows:

Revenue	\$2,014,925.41
Road and Bridge	763,336.58
Public Health and Human Services	1,267,428.23
2016 Refi Debt Service	365,350.00
2012 Refi Debt Service	550,712.50
Motor Vehicle	387,858.86
State Fund	144,160.28
Forfeited Tax	26,230.90
Economic Development	17,920.66
HS Agency LCTS	8,403.51
Schools	239,087.69
Towns and Cities	209,074.29
Total	\$5,985,488.91

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the expenditure listing for February, 2019, as follows:

Revenue	\$2,119,603.15
Road and Bridge	502,866.96

Public Health and Human Services	1,270,716.56
Motor Vehicle	424,755.51
State Fund	48,873.14
Forfeited Tax	22,461.57
Economic Development	26,904.03
Towns and Cities	1,094.20
 Total	 \$4,417,275.12

Motion by Bodie, seconded by Proulx, and carried by all yea votes to adopt the following resolution: (19-048)

RESOLVED to acknowledge the receipt of the Minnesota Lawful gambling Premise Permit Application for the Lakehead Harvest Reunion Festival, for use at the Harvest Festival Grounds (Thomson Township) August 25, 2019, and to further approve the waiver of the 60 day waiting period.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to set a closed meeting to discuss labor negotiations following the close of regular business of this meeting.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to close this meeting to discuss labor negotiations.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to accept and approve a Letter of Understanding by and between Carlton County and the Local #49 regarding Classification of Wages.

Motion by Bodie, seconded by Proulx, and carried by all yea votes that this meeting be adjourned.

Attest: _____
Paul G. Gassert
County Auditor/Treasurer

Richard Brenner
County Board Chairperson