

**Carlton County
Board of Commissioners
REGULAR SESSION - Rough Draft
Tuesday June 11, 2019
8:30 a.m.**

The Carlton County Board of Commissioners met this 11th day of June 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, Thell and Proulx. Absent: None

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

Motion by Bodie, seconded by Proulx, 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 May 28th, 2019 Adjourned Board Meeting.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the refilling of the Support Enforcement Aide position in the Human Services Department.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the refilling of two Child Protection Social Worker positions in the Human Services Department.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to approve Family Child Care and Child Foster Care actions as follows:

Family Child Care New

Julie Adkins #47420062

Family Child Care Renewals

Jessica Demko #37122643

Andrea Anderson #33985458

Family Child Care Closures

Nicole Bass #37503539

Britney Schmidt #33513870

Child Foster Care New

LuAnn Lichty #47278021

Child Foster Care Renewal

Kathy and Tom Lake #38239126

Child Foster Care Closure

Christopher and Lindsay Shovein #33435978

Motion by Thell, seconded by Bodie, and carried by all yea votes to approve the issuance of MMSW/DEMO/Recycling Hauler licenses as follows:

No.	Facility	Type	License
1996	Sanimax	Peterbilt	706 55X

Motion by Peterson, seconded by Thell, and carried by all yea votes to adopt the following resolution: (19-067)

WHEREAS, Carlton County has previously entered into Joint Powers Agreements with the Western Lake Superior Sanitary District providing for the disposal of Carlton County solid waste under the District's Disposal Agreement with the City of Superior; and

WHEREAS, the current Joint Powers Agreement expires on June 30, 2019; and

WHEREAS, it is in the best interest of Carlton County and the WLSSD to renew said Joint Powers Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Carlton County Board of Commissioners does hereby authorize and approve the renewal of a Joint Powers Agreement with the Western Lake Superior Sanitary District providing for the disposal of Carlton County solid waste under the District's Disposal Agreement with the City of Superior, the terms and conditions of which are on file in the Zoning Administrator Offices.

Motion by Thell, seconded by Bodie, and carried by all yea votes to accept the Planning Commission's recommendation, including the findings of fact in the matter, and approve the following Re-zoning Request:

No. 519002, Ramona Laveau, to re-zone property described as part of the West ½ of the Southeast ¼, Section 23, Township 48 North, Range 16 West in Silver Brook Township, from A-1 Agriculture/Forest Management to A-2 Agriculture/Rural Residential District.

Motion by Proulx, seconded by Thell, and carried by all yea votes to authorize entering into an Easement Agreement by and between Carlton County and Willows Edge LLC, whereby Willows Edge LLC will be granted permission for utilities easement across the South 600 feet of the East 30 feet of the Southeast Quarter of the Northeast Quarter of Section 1, Township 48 North, Range 17 West (PIN 15-190-0020) and will be responsible for all costs associated with this easement. Further, the Land Department is authorized to contract with Rudy Gassert Yetka Pritchett to draft this agreement.

Motion by Peterson, seconded by Thell, and carried by all yea votes to authorize the Land Department to sell personal property left abandoned on a property forfeited to the State of Minnesota in December 2018 for non-payment of taxes (PID 39-030-1485).

Motion by Proulx, seconded by Bodie, and carried by all yea votes to adopt the following resolution: (19-068)

WHEREAS, the Carlton County Board of Commissioners did previously take action to implement a Local Option Sales Tax for Transportation as provided by Minn. Stat. § 297A.99 (Carlton County Board Resolution No. 14-132 dated December 9, 2014); and

WHEREAS, the proceeds of the Local Option Sales Tax for Transportation are being spent on projects identified at a March 7, 2017 Public Hearing and incorporated as part of the enabling resolution adopting the Local Option Sales Tax, dated March 14, 2017, and

WHEREAS, any additional projects to be considered for the county sales tax must be presented at a public meeting and included in a resolution passed by the Carlton County Board of Commissioners; and

WHEREAS, it has become desirous for the County to amend/augment the list of projects eligible under the Local Option Sales Tax for Transportation, including the purpose of financing the Transportation Department's Barnum Maintenance Facility.

NOW, THEREFORE, BE IT RESOLVED, that the Carlton County Board of Commissioners does hereby call for a Public Hearing to be held at 9:00 a.m. on July 9, 2019, at the Carlton County Transportation Building, 1630 Highway 61, Carlton, MN, at which time the Commissioners will receive input on their proposal to amend/augment the list of projects, including the purpose of financing the Transportation Department's Barnum Maintenance Facility, eligible under the Local Option Sales Tax for Transportation.

BE IT FURTHER RESOLVED that consideration of a Wheelage Tax of up to \$20 per motor vehicle, as provided for in Minnesota Statutes to fund transportation improvements, for the purpose of financing the Transportation Department's Barnum Maintenance Facility, also be presented at said public hearing.

Motion by Peterson, seconded by Thell, and carried by all yea votes to authorize the Transportation Department to release a Request for Proposal for Barnum Maintenance Facility Architectural Design Services.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to approve submission of an application to the FY 2018 Economic Development Assistance Program for financing of the construction of a hangar at the Cloquet Airport.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to accept First Amendment to the Joint Powers Agreement between Carlton County and the Lake Superior Drug and Violent Crime Task Force whereby the City of Proctor and the Minnesota State Patrol are added as members.

Motion by Peterson, seconded by Thell, and carried by all yea votes to adopt the following resolution (19-069):

WHEREAS, Minnesota Statutes Section 353.64, Subdivision 5a permits the governing body of a governmental subdivision to continue membership in the Public Employees Police and Fire plan of a Police and Fire member who is transferred to a different position with associated police or fire department functions in the same department or a related department within the same governmental subdivision.

BE IT RESOLVED that the County Board of Carlton County hereby declares that the position titled Jail Administrator, currently held by Paul Coughlin, meets all of the following Police and Fire membership requirements:

1. The position to which this employee has been transferred has associated police (or fire) department functions in the same department or a related department within this same governmental subdivision, and
2. Said position is not that of an elected or appointed position of the city council, city manager, or finance director.

BE IT FURTHER RESOLVED that this governing body hereby requests that the above-named employee be allowed to continue as a member of the Public Employees Police and Fire Plan until date of termination for this position.

Motion by Thell, seconded by Bodie, and carried by all yea votes except Proulx who voted nay, to authorize the County Sheriff and County Coordinator to negotiate a recommended contract with BKV Architects and Engineers for preliminary jail design services.

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

- | | | |
|---------------------|-----------------|--------------|
| a. CC for Ryan Lind | City of Cloquet | Payable 2019 |
|---------------------|-----------------|--------------|

Motion by Proulx, seconded by Bodie and carried by all yea votes to authorize Oldenburg Arts and Cultural Community use of the County parking lot located on Highways 210 and 45 on July 20, 2019, in support of Pollinator Advocacy Events, consistent with all MCIT insurance-related requirements.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to adopt the following resolution: (19-070)

WHEREAS, the Carlton County Board of Commissioners did previously take action to approve an Economic Development Loan to MGMC Properties LLC (Carlton Meat & Grocery) as evidenced by County Board Resolution No. 13-103 dated May 14, 2013; and

WHEREAS, the Board did previously take action to subordinate said loan in favor of the Northeast Entrepreneur Fund, Inc. as evidenced by County Board Resolution No. 15-140 on December 28, 2015; and

WHEREAS, it has become necessary to again subordinate said mortgage to Northeast Entrepreneur Fund Inc.; and

WHEREAS, it has also become necessary to subordinate the County's security interest in non-real estate assets secured by UCC filings; and

WHEREAS, it has further become necessary to amortize the current loan balance over twenty (20) years;

NOW, THEREFORE, BE IT RESOLVED that the Carlton County Board of Commissioners does hereby authorize and approve the re-amortization and subordination of their Economic Development Loan to MGMC Properties LLC, as well as subordination of their security interests in non-real estate assets secured under UCC filings, in favor of Northeast Entrepreneur Fund, Inc. and further does hereby authorize and approve the County Board Chairman and any other necessary official to execute the necessary re-amortization and subordination agreement documents.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to accept staff recommendations and approve the wage and accrual package for the Carlton County Economic Development Director on file with the Human Resources Department.

Motion by Bodie, seconded by Thell, and carried by all yea votes to authorize the Carlton County Auditor/Treasurer's Office to hold in assigned fund balance, on behalf of county ambulance services, funds designated for ambulance replacement and disperse such funds when presented appropriate documentation. Further, the return of such funds dispersed in 2018 and 2019 to Emergency Management Services and not yet applied to an authorized ambulance purchase will be requested.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to adopt the following resolution: (19-071)

BE IT RESOLVED to acknowledge the receipt of the Minnesota Lawful Gambling Premise Permit Application for the Queen of Peace Parish, for use at Chub Lake Park (Twin Lakes Township) July 14, 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 accept and approve the April 2019 Expenditure Listing as follows:

Revenue	\$2,044,318.00	
Road and Bridge		500,254.04
Human Services		1,249,404.99

Motor Vehicle	511,219.52
State Fund	61,134.30
Forfeited Tax	26,682.52
Economic Development Fund	9,256.95
Refunding Fund	100.00
HS Agency Fund	275.00
ISTS Loan Program	14,350.00
Total	\$4,416,995.32

Motion by Bodie, seconded by Proulx, and carried by all yea votes to set a closed meeting to discuss union negotiations and confidential employee matters following the close of regular business of this meeting.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to close the closed session.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to authorize the Board Chair to sign a Memorandum of Understanding with the Teamsters Bargaining Unit. Said Memorandum and terms are on file in the Human Resources Offices.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to authorize the Human Resources Department to follow legal counsel direction regarding confidential employee matter.

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

Attest: _____
Kathy Kortuem
Acting County Auditor/Treasurer

Richard Brenner
County Board Chairperson