

PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

September 16, 2008

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, Minnesota on September 16, 2008 at 8:30 a.m.

CALL TO ORDER

The meeting was called to order at 8:30 a.m. by County Board Chair Jack Swanson. The Pledge of Allegiance was recited. Commissioners present were Jack Swanson, Alan Johnston, Orris Rasmussen, Russell Walker and Mark Foldesi.

APPROVAL OF AGENDA

Review of the 2009 budget and levy was added to the 8:50 a.m. appointment with Auditor Anne Granitz. A 10:50 appointment with Treasurer Diane Gregerson was added to the agenda. Senior Medical Travel, Regional Radio Board meeting on 9-29-09, and discussion of the current Roseau River Watershed District Ditch No. 69 Petition, were added to discussion. A motion was made by Commissioner Walker, seconded by Commissioner Rasmussen and carried unanimously to adopt the amended agenda.

CONSENT AGENDA

A motion to adopt the consent agenda was made by Commissioner Foldesi, seconded by Commissioner Walker and carried unanimously.

The Board, by adoption of its Consent Agenda, approved proceedings from the September 9, 2008 Board Meeting.

The Board, by adoption of its Consent Agenda, approved the Pelan Trail/Roseau County Trailblazers Capital Improvement Request for reimbursement in the amount of \$2,599.79.

The Board, by adoption of its Consent Agenda, approved the Warroad Area Chamber of Commerce Minnesota Lawful Gambling Application for Exempt Permit for the Springsteel Resort Annual Fishing Derby.

The Board, by adoption of its Consent Agenda, approved bills for payment as follows:

WARRANTS APPROVED FOR PAYMENT 8/28/2008

<i>AMOUNT</i>	<i>VENDOR NAME</i>	<i>AMOUNT</i>	<i>VENDOR NAME</i>
2363.76	CAPITAL GUARDIAN TRUST CO	357.56	CELLULAR 2000-UNICEL
967.96	DEPT OF NATURAL RESOURCES	3243.24	MJ ARCHITECTURAL STUDIOS INC
648.78	MN CHILD SUPPORT PAYMENT CENTE	2764.44	NATIONWIDE RETIREMENT SOLUTION
329.58	ROSEAU ELECTRIC COOP INC		
	8 PAYMENTS LESS THAN \$300	4,483.08	
****	FINAL TOTAL.....	\$15,158.40	****

WARRANTS APPROVED FOR PAYMENT 8/28/2008

<i>AMOUNT</i>	<i>VENDOR NAME</i>	<i>AMOUNT</i>	<i>VENDOR NAME</i>
7905.47	SPRUCE VALLEY CORPORATION THE		
	0 PAYMENTS LESS THAN \$300	.00	
****	FINAL TOTAL.....	\$7,905.47	****

WARRANTS APPROVED FOR PAYMENT 9/04/2008

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1713.00	MN DEPT OF FINANCE-TREAS		
		8 PAYMENTS LESS THAN \$300	963.73
		****	****
		FINAL TOTAL.....	\$2,676.73

WARRANTS APPROVED FOR PAYMENT 9/11/2008

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1257.17	ASSURANT EMPLOYEE BENEFITS	2436.95	CAPITAL GUARDIAN TRUST CO
329.10	JOHN CARTER	375.91	CELLULAR 2000-UNICEL
3008.48	CENTURYTEL	1086.43	BRIAN HARDWICK P.A.
718.75	MARK HAUGEN PHD LP	1408.23	HUMANA DENTAL
197795.85	ICS,INC	1609.50	KB BOBCAT SERVICE
616.05	LAW ENFORCEMENT LABOR SERVICES	7270.50	MII LIFE-VEBA
648.78	MN CHILD SUPPORT PAYMENT CENTE	2898.00	MN DEPT OF FINANCE-TREAS
1708.03	MN MUTUAL LIFE INSURANCE	656.00	MN NCPERS GROUP LIFE INS
3179.44	NATIONWIDE RETIREMENT SOLUTION	55545.00	NW MN SERV COOP-BLUE CROSS BLU
468.75	ODLAND,FITZGERALD,REYNOLDS	9914.55	ROSEAU CITY
		10 PAYMENTS LESS THAN \$300	768.27
		****	****
		FINAL TOTAL.....	\$293,699.74

WARRANTS APPROVED ON 9/16/2008 FOR PAYMENT 9/19/2008

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
447.41	ACE HARDWARE-ROSEAU	757.86	BALLARD MOTOR CO
849.85	BEAR GRAPHICS INC	540.00	BREEZY POINT RESORT
647.02	CANON FINANCIAL SERVICES INC	1042.49	CDW GOVERNMENT INC
396.54	CITY OF ROSEAU	823.00	CLENE RITE JANITORIAL SERVICE
5855.35	DELL MARKETING LP	352.45	TONY DORN INC
3433.99	FARMERS UNION OIL CO-LK BRNSN	5214.58	FARMERS UNION OIL CO-WARROAD
404.60	FRANK'S TV REPAIR	2661.08	GARTNER REFRIGERATION CO
333.00	GIRARD'S BUSINESS MACHINES	438.78	WES GJOVIK
638.41	GREENBUSH IMPLEMENT CO	313.75	DIANE GREGERSON
443.43	MICHAEL GROVER	499.49	HEARTLAND PAPER CO
614.83	HILLYARD HUTCHINSON	10417.50	HOFFMAN DALE & SWENSON PLLC
22534.20	HORNER PLUMBING & EXCAVATION	8229.06	JOHNSON OIL CO INC
908.85	LEXISNEXIS MATTHEW BENDER	2355.55	LIFECARE MEDICAL CENTER
30947.40	MAR-KIT LANDFILL	1222.38	MATTSON PHARMACY INC
568.78	MCBEE SYSTEMS INC	1390.50	MIDWEST MONITORING & SURVEILLA
2821.47	MN COUNTIES COMPUTER COOP	625.00	MN OFFICE OF ENTERPRISES TECH
2472.62	MULTI OFFICE PRODUCTS INC	4890.00	NORTH COUNTRY WEBSITES
6267.85	NORTHLAND TIRE	790.00	ARIA OLSLUND
353.43	JEFF PARKER	337.58	POLARIS INDUSTRIES INC
562.50	PRO-WEST & ASSOCIATES INC	680.50	PROVANTAGE CORPORATION
522.92	QUALITY PRINTING	799.69	QUILL CORPORATION
510.00	R & Q CONTRACTING INC	1900.00	RELIANCE TELEPHONE SYSTEMS
4073.00	RIVERFRONT STATION	719.19	ROSEAU AUTO VALUE
1041.32	ROSEAU CITY	495.45	ROSEAU CLEANING SYSTEMS
11634.18	ROSEAU CO COOP ASSN	12524.53	ROSEAU CO SOIL & WATER CONS
368.12	ROSEAU CO TREASURER	1838.13	ROSEAU DIESEL SERVICE INC
1089.08	ROSEAU TIMES REGION AND	461.31	SHERATON BLOOMINGTON
2435.25	SJOBERG'S INC	895.95	STACEY SKALSKY
1725.36	STOSKOPF REDI MIX ROSEAU INC	10803.73	SYNERGY GRAPHICS
1800.37	TITAN ACCESS ACCOUNT	1315.25	THE TRIBUNE
2790.84	TW VENDING INC	1500.00	UND FORENSIC PATHOLOGY
378.00	UPPER MIDWEST COMMUNITY	7100.00	VANGUARD APPRAISALS, INC
592.02	RUSSELL WALKER	1177.38	WARROAD PIONEER
2689.97	WEST GROUP PAYMENT CENTER	359.11	ZIEGLER INC
		75 PAYMENTS LESS THAN \$300	8,160.36
		****	****
		FINAL TOTAL.....	\$206,783.59

AUDITOR ANNE GRANITZ

Auditor Granitz met with the Board to discuss the storage of school records. Currently the school records are stored in the basement of the Courthouse. Because the Sheriff's office has moved into the old Social Service building and the Detention Center Courtroom entrance is located within this hallway, the area is now secured and the records are no longer easily accessible to the public. Ms. Granitz contacted the State Historical Society and received permission to ask the local Historical Society to store the records. Charlene Haugen of the Roseau County Historical Society has agreed to house the records in the Roseau County Museum. Auditor Granitz asked the Board to approve a resolution to transfer the records from the County to the Roseau County Historical Society. The records will be readily accessible to the public in a location that is conducive to retrieving and reviewing documents. A motion was made by Commissioner Johnston, seconded by Commissioner Walker and carried unanimously to adopt this resolution

Auditor Granitz informed the Board that the 2009 levy is below the IPD inflation adjustment of 1.061943, therefore the County is not required to have a Truth in Taxation hearing in 2009.

ENVIRONMENTAL OFFICER JEFF PELOWSKI

Environmental Officer Jeff Pelowski met with the Board to discuss the recommendation of the Solid Waste Committee with regard to the 2009 fee structure. The current rates are below county cost and are depleting the fund. At a minimum, the county needs to break even. To be proactive the county should be building a dedicated fund for an anticipated new solid waste site in 10 to 15 years. Mr. Pelowski informed the Board that the Committee recommended restoring the solid waste service fee to the pre 2000 level but not to increase the tipping fee yet. The Committee felt that haulers need some lead time to adjust to an increase as most are currently in multiyear contracts based on the current rates. Mr. Pelowski requested the Board approve a Notice of Intention to amend the Solid Waste Ordinance and set the statutorily required public hearing. A motion was made by Commissioner Johnston, seconded by Commissioner Walker and carried unanimously to approve a Notice of Intention to amend the Solid Waste Ordinance and to set a public hearing on October 14, 2008 at 11:00 a.m.

COMMITTEE REPORTS

Commissioner Swanson reported on the following committee meetings: Roseau River Watershed Board, 9/3/08: Discussed upgrades at the old LEC and the current watershed petition. Roseau DEED Grant meeting, 9/3/08: Discussed \$300,000 deed grant for gasification project in Roseau. Solid Waste Planning Committee, 9/3/08: Discussed increased service fees and eventual landfill closure. Meeting with Anne Granitz and John Huss, 9/4/08: Discussed 2009 budget line items. KaMar Board meeting, 9/8/08: Discussed capital purchase for 2008 and current fiscal requests. Roseau County Election Canvassing Board, 9/11/08: Reviewed primary election results. Roseau County Committee on Aging, 9/15/08: Discussed Senior Medical Travel.

Commissioner Johnston reported on the following committee meetings: Warroad River Watershed, 9/4/08: Adopted operating plan. Highway Committee meeting with Wes Gjovek and Brian Ketring: Discussed performance system ideas on Highway 11; international meeting on districts and freight study. Ditch #6 meeting: Discussed preconstruction and ditch cleaning. Northwest Regional Development Commission, 9/8/08: Discussed possible grant for bus

transportation in NW Minnesota; discussed beaver issues on ditch 61 and 18. Subsoil Sewage Treatment System Committee meeting, 9/11/08: Discussed new SSTS regulations.

Commissioner Walker reported on the following committee meetings: TB Meeting, 8/27/08: Discussed tax credit in split state zones. TB Teleconference, 9/4/08: Discussed buyout, split state status. TB meeting in Bagley, 9/4/08: Discussed pricing of livestock in comparison with other markets. Ditch #6 meeting: Discussed preconstruction and ditch cleaning. Roseau County Election Canvassing Board, 9/11/08: Reviewed primary election results.

Commissioner Mark Foldesi reported on the following committee meetings: KaMar Board meeting, 9/8/08: Discussed capital purchases for 2008 and current fiscal request. Soil and Water Conservation District meeting, 9/9/08: Discussed budget and Pembina Trail RC&D member at large.

Commissioner Rasmussen reported on the following committee meetings: Building Committee meeting 9/15/08: Discussed ongoing maintenance issues in the Social Services and Detention Center facilities. The committee also discussed renovation of the Old Law Enforcement center.

HIGHWAY DEPARTMENT

The Highway Department appointment was cancelled.

DISCUSSION ITEMS

County Attorney Lisa Hanson met with the Board to request approval on an amended Tobacco Ordinance. A motion was made by Commissioner Rasmussen, seconded by Commissioner Swanson and carried unanimously to approve amendments to Roseau County Tobacco Ordinance, Ordinance No. 27.

The Board discussed filling two expired terms on the Roseau River Watershed Board. A motion was made by Commissioner Walker, seconded by Commissioner Rasmussen and carried unanimously to appoint Leroy Carriere and Todd Miller to the Roseau River Watershed with terms expiring October 19, 2011.

The Board discussed filling the expired term on the Two Rivers Watershed Board. A motion was made by Commissioner Walker, seconded by Commissioner Rasmussen and carried unanimously to appoint Jim Kukowski to the Two Rivers Watershed with a term expiring October 29, 2011.

Commissioner Swanson discussed with the Board costs associated with installing the new digital TV Translator system in Roseau County. Mr. Swanson suggested conducting a survey to determine the amount of people in Roseau County currently using antenna service to receive their television signal. The Board could then make an informed decision regarding the continuation of the provision of antenna TV signal. The Board authorized the TV Translator Committee to research survey costs.

Commissioner Swanson informed the Board that the Pioneer Farm voted against leasing the wayside rest property from Roseau County. The Pioneer Farm Board does not feel they have adequate volunteers to handle the maintenance. The Board then discussed options. One option would be to return the property to the State of Minnesota and abandon the wayside rest.

Another option would be to remove the bathrooms and expand the parking lot. A third option would be to request permission from the State of Minnesota to sell the property to a private buyer. The Board may legally sell the property but contract language requires the property to be used for public purpose. The Board requested Coordinator Klein write a letter to the Minnesota Department of Transportation requesting approval to sell the property to a private buyer. Coordinator Klein will also write a letter to Pioneer Farm informing them of the Board's actions.

Commissioner Swanson discussed the Senior Medical Travel Program with the Board. The program has seen a drop in their fund balance due to increased fuel costs and increased demand from the public. The program is funded partially through Medical Assistance, Veterans Services and private donations. The Roseau County Committee on Aging has requested the County provide stop gap support through the end of 2008 because they will be out of funds in October. The additional cost to keep the service running is anticipated to be \$2,000-\$3,000 per month. The Board will discuss this matter further at the Social Services Board meeting on September 23, 2008 and report back at the next Board meeting on September 30, 2008.

The Board discussed the Roseau County Public Safety Communications kick-off meeting scheduled for September 29, 2008.

The Board discussed the petition from the Roseau River Watershed District to put in a 24 inch culvert on the corner of County Road 10 and 139. The culvert will allow water from the WD3 ditch system to drain into Ditch System No 69. The Board previously approved a public hearing on October 6th at 9:00 am in the Board Room. The Board requested Ditch Attorney Kurt Dieter draft a letter to the Roseau River Watershed Board informing them of the steps required to move this petition forward.

Treasurer Diane Gregerson presented the Board with a Credit Card Member Account Agreement for their approval. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi and carried unanimously to adopt the following resolution:

2008-09-04

BE IT RESOLVED, that the Board does hereby agree to enter into an Administrative Agreement with PFM Financial Services, LLC, to administer, on behalf of Roseau County, a Procurement Card system.

MN DNR – REGIONAL DIRECTOR MIKE CARROLL

MN DNR Regional Director Mike Carroll, MN DNR Forestry Assistant Supervisor Gary Johnson, MN DNR Forestry Supervisor Dennis Cameron, MN DNR Regional Forestry Supervisor Dave Thomas, and Regional Wildlife Manager Paul Telander met with the Board to review the Northern Border State Forest Off Highway Vehicle (OHV) Plan. The Lost River State Forest in Roseau County is one of the forests covered in this plan. The plan recommends this forest to be designated as managed, where all trails are open unless posted closed. There is an area located between State Highway 310 and Minnesota Hill, approximately 10,000 areas, that is recommended to be an area of restriction. This means there will be no big game or trapping ATV exemption. Mr. Carroll presented the Board with a draft of the proposed plan and informed them of an Open House the DNR scheduled for October 8, 2008 in Warroad. A copy of the plan and large scale maps can be viewed at the Coordinator's Office.

Ownership, maintenance, and access to Norland Road were discussed. The road is currently designated by the DNR as a unit forestry road and as such is considered a private road open to public. When the Lost River State Forest was established, the DNR upgraded an approximate six mile section of an existing township ditch grade to provide access for timber harvest and other public uses. No formal agreement was ever made between the unorganized township, county, or drainage authority and the DNR as to ownership and maintenance of this road segment. The recent forest reclassification process highlighted the discussion of this road. The Board believes that the road is a township road and that it should remain a public road with public access. Mr. Carroll noted the DNR does not object to the county declaring the road a township road. However, the DNR can't fund maintenance if it is not consider a forestry road. The Board asked whether there could be a dual designation and a shared responsibility for the road. Commissioner Johnston agreed to work with Dennis Cameron to see what possible agreement could be reached and to assure that Norland Road is maintained and accessible to the public. The County and the DNR will also continue to have an annual Road meeting to deal with any ongoing road concerns.

MN DNR Lands and Minerals Regional Director Cindy Buttleman met with the Board to continue a conversation started a year ago regarding land asset management. The DNR Commissioner assigned each MN DNR region with a responsibility to conduct one land asset management pilot project. Region one has designated Roseau County as their pilot project. The two key goals of the pilot project are to identify areas of interest from a DNR perspective for potential acquisition, sale, exchange and transfer within Roseau County using integrated GIS data and a coordinated identification and review process. The second goal is to proactively engage local units to communicate the process and use this endeavor to promote the mission of the DNR which is to work with citizens to conserve and manage the state's natural resources, to provide outdoor recreation opportunities, and to provide for commercial uses of natural resources in a way that creates a sustainable quality of life. Mr. Carroll added that the DNR is committed to defining what their presence is in a county, and educating local units of government and citizens about the parameters within which the DNR operates.

The Board discussed with Ms. Buttleman a legal access concern on a piece of property owned by Jaime Sovde in Unorganized Blooming Valley Township. Currently Mr. Sovde does not have legal access to his land and has been unable to find a workable solution. Mr. Sovde can petition the County for a cartway, but has researched this option and discovered that it will require survey work which would be costly. Ms. Buttleman stated that another option would be for Mr. Sovde to apply for easement with the State of Minnesota. Ms. Buttleman noted that this is a complicated and expensive process. Ms. Buttleman was then asked if Mr. Sovde could sell or exchange his parcel for another DNR parcel with legal access. Ms. Buttleman thought this was a possibility. Coordinator Klein was directed to write a letter to Mr. Sovde notifying him of the Boards discussion along with Cindy Buttleman's contact information.

Upon motion carried, the meeting adjourned at 12:45 p.m. The Board will convene its next regular meeting at 8:30 a.m. on Tuesday, September 23, 2008.

Attest:

Date: _____

Teresa Klein, County Coordinator
Roseau County, Minnesota

Jack Swanson, Chairman
Board of County Commissioners
Roseau County, Minnesota