

PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

April 12, 2005

The Board of Commissioners of Roseau County, Minnesota met in the courthouse in the City of Roseau, Minnesota on Tuesday, April 12, 2005, at 8:30 a.m. Commissioners present were Orris Rasmussen, Alan Johnston, Jack Stone, Mark Foldesi and Russell Walker. Also present were members of the media.

The meeting was called to order at 8:30 a.m. by County Board Chairman Orris Rasmussen. Commissioner Stone presented the colors and led the Pledge of Allegiance.

A motion was made by Commissioner Foldesi, seconded by Commissioner Walker, and carried by unanimous vote to approve the agenda as written.

Minnesota Counties Insurance Trust (MCIT) Account Executive Bob Goede met with the Board to review the 2005 Member Report for Roseau County. Mr. Goede highlighted a number of items including the fact that this is the 25th anniversary of the insurance trust that began as the brainchild of a group of Minnesota Commissioners. He noted it has become a very successful endeavor and that the scope of work has grown from being an agency that processes claims to an agency that places equal consideration on claims management and risk management. In addition, while counties remain the cornerstone of MCIT, membership has grown to include other agencies that influence the program in terms of contribution and risk. MCIT intends to continue enhancing their services by making a number of changes including bringing worker's compensation claim administration in house. There are a number of new initiatives in process including a back injury prevention program, the development of a MCIT Model Health and Wellness program, specialized on-line training, technical training days for human resource professionals and commissioners, the development of handbooks on various topics, provision of interactive video conferencing. MCIT also plans to expand their monitoring of legislation that impacts members. Mr. Goede presented the Board with an appreciation plaque in recognition of Roseau County's continuing commitment and loyalty to MCIT.

Auditor Granitz met with the Board and presented auditor warrants and commissioner warrants for approval. A motion was made by Commissioner Walker, seconded by Commissioner Foldesi, and carried by unanimous vote to approve payment of auditor warrants and commissioner warrants as follows:

| AMOUNT | VENDOR NAME | AMOUNT | VENDOR NAME |
|---------------|-----------------------------|---------------|-------------------------------|
| 628.39 | ACE HARDWARE-ROSEAU | 780.38 | ANDERSON M.D. ROBERT |
| 1357.87 | BALLARD MOTOR CO | 2532.00 | DLT SOLUTIONS INC |
| 807.98 | DONOVAN ENTERPRISES INC | 1102.77 | FARMERS UNION OIL CO-LK BRNSN |
| 6720.52 | FARMERS UNION OIL CO-ROSEAU | 2283.07 | FARMERS UNION OIL CO-WARROAD |
| 817.13 | GARTNER REFRIGERATION CO | 897.00 | GRAFF CONSTRUCTION |
| 650.23 | GRAINGER INC | 388.73 | GREENBUSH IMPLEMENT CO |
| 813.57 | HARREN TERESA | 367.00 | HELGESON FUNERAL CHAPEL INC |
| 1940.00 | HEPPNER CONSULTING INC | 321.20 | JOHNSTON ALAN B |
| 360.85 | KAR PRODUCTS INC | 4157.82 | M & R SIGN CO INC |
| 31446.00 | MAR-KIT LANDFILL | 600.00 | MN DEPT OF ADMINISTRATION |
| 626.05 | MN DEPT OF TRANSPORTATION | 710.60 | NORDBY ROY |
| 1302.42 | NORTHLAND TIRE | 475.00 | NW CONCRETE PRODUCTS INC |
| 726.81 | PEART & ASSOCIATES INC | 351.16 | PELOWSKI JEFF |
| 443.25 | POLARIS INDUSTRIES INC | 1943.34 | POWER PLAN |
| 351.75 | QUILL CORPORATION | 7335.56 | RATWIK, ROSZAK & MALONEY, PA |

BE IT RESOLVED, that the Board does hereby approve the Northwest Minnesota Mentoring Program's mid-year report and authorizes Board Chair Rasmussen and Auditor Granitz to sign the report.

Chair Rasmussen recessed the meeting at 10:00 a.m. The Board meeting reconvened at 10:15 a.m.

The Board approved the Assistant County Attorney recommendation. A motion was made by Commissioner Johnston, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2005-04-03

BE IT RESOLVED, that the Board does hereby approve the County Attorney hiring recommendation of Lisa Hanson to fill the position of Assistant County Attorney.

BE IT FURTHER RESOLVED, that the start date for this position is April 18, 2005.

BE IT FURTHER RESOLVED, that this is a full-time, fully-benefited position and that the starting salary will be Grade 10 Step A and that it is understood that this position will be formally evaluated by Employers Association for an appropriate salary determination and placement within the Roseau County compensation system. It is further understood that the compensation will be adjusted retroactively accordingly and that in no event will the compensation be established lower than Grade 10 Step A.

The Board approved the appointment of Auditor Anne Granitz as delegate to the Minnesota Counties Computer Cooperative. A motion was made by Commissioner Stone, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following recommendation:

2005-04-04

BE IT RESOLVED, that the Board does hereby appoint Auditor Anne Granitz as delegate to the Minnesota Counties Computer Cooperative.

The Board discussed County representation on the Red River Basin Commission. This is a hybrid board of the original eighteen County Joint Powers Board (JPB) that was formed in 1987 to coordinate the development of Comprehensive Local Water Plans in the Red River Basin. This Board was facilitated by The International Coalition for Land & Water Stewardship (TIC). In 2002, the JPB and TIC formally combined to form the Red River Basin Commission. Roseau County pays a 2.5 cent per capita fee. A motion was made by Commissioner Walker, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2005-04-05

BE IT RESOLVED, that the Board does hereby appoint Commissioner Mark Foldesi to serve as delegate and Orris Rasmussen as alternate on the Red River Basin Commission.

The Board appointed three at large members to the Forest Road Planning Committee. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2005-04-06

BE IT RESOLVED, that the Board does hereby appoint Mike O'Donnell, Dean Hedlund, and Dennis Smedsmo to the Department of Natural Resources Forest Planning Committee.

The Board discussed appointments to the Lost River State Forest Planning Committee. The Commissioners agreed that it is too early in the process to appoint at-large members at this time.

The Board appointed members to the ATV Trail Request for Proposal (RFP) Planning Committee. A motion was made by Commissioner Johnston, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2005-04-07

BE IT RESOLVED, that the Board does hereby appoint Dave Grafstrom, Dean Hedlund, Jeff Lovold, and Myles Hogenson to the Northern Border Counties Coalition ATV Trail Request for Proposal (RFP) Planning Committee.

The Board, in conjunction with the Roseau County Soil & Water District, appointed Melvin Wang as member at large to the Pembina Trail Resource Conservation and Development Association, Inc. A motion was made by Commissioner Foldesi, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2005-04-08

BE IT RESOLVED, that the Board does hereby appoint Melvin Wang as member at large to the Pembina Trail Resource Conservation and Development Association, Inc.

The Board discussed the City of Roseau's request to amend the Job Z Resolution. A party that is interested in purchasing some commercial property in the downtown area has requested Job Z designation for that location. The City has agreed to swap a piece of unimproved property from the industrial park designation and replace it with the parcel. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2005-04-09

WHEREAS, job creation, business development, and individual wealth growth in Roseau County, Minnesota have been less than the national and state averages; and,

WHEREAS, the resulting affects of such lagging job creation, business development, and individual wealth growth have harmed and are forecasted to continue to harm the economy of Roseau County; and,

WHEREAS, the Job Opportunity Building Zone (JOBZ) Program created in Minnesota Session Laws 2003, 1st Special Session, Chapter 21, Article 1 allows for the formation of tax free zones; and

WHEREAS, an application for tax free zone designation in Roseau County was prepared for submission to the Minnesota Department of Employment and Economic Development via the Northwest Minnesota Regional Development Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Roseau County Board of Commissioners, at its meeting held on the 12th of April 2005, upon careful consideration and review, approves re-designation of specific areas as tax free zones, approves of the use of tax exemptions and tax credits within the designated zones (subject to proper review and approval by the other appropriate taxing authorities within the zones), and encourages the Minnesota Department of Employment and Economic Development to approve the revised Tax Free Zone Application being submitted by the Northwest Minnesota Regional Development Commission.

BE IT FURTHER RESOLVED, that Roseau County agrees to provide all of the local tax exemptions and credits required and provided for under the Job Opportunity Building Zones (JOBZ) Legislation and agrees to forego the tax benefits resulting from the local and state tax exemptions and credits provided under the Job Opportunity Building Zones (JOBZ) Legislation.

The Board discussed scheduling a joint Committee of the Whole/Roseau County Jail Study Committee meeting. A motion was made by Commissioner Stone, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2005-04-10

BE IT RESOLVED, that the Board does hereby approve scheduling of a joint Committee of the Whole/Roseau County Jail Study Committee meeting for Friday, April 15, 2005 at 8:30 a.m.

The Board met with representatives from the Barto and Polonia Township who are jointly requesting a road exchange in their townships. Brad Blawat spoke on behalf of the group. He presented a formal Barto and Polonia Township Road Proposal to the Board for consideration as well as a Joint Resolution for Road Exchange from the two Township Boards. The request is to exchange a segment of 260th Street for a segment of CSAH No. 23. A petition with fifty-one names was also submitted as well as a letter from Stanley Melby, the blade operator on these roads, who certified that 260th Street receives more traffic than County Road 23. The Board explained that all road exchange requests are reviewed as part of the overall efficiency of the road system in Roseau County. Decisions are made based on a number of factors including the needs that certain roads draw based on traffic count. Engineer Ketring will consider this road exchange request, along with the information that has been presented in opposition to the exchange, and make a recommendation to the County Board that he believes is in the best interest of the system as a whole.

Engineer Ketring met with the Board. Mr. Ketring requested the Board approve a call for bids for the 2005 herbicide supply. A motion was made by Commissioner Johnston, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2005-04-11

BE IT RESOLVED, that the Board does hereby approve a call for bids for the 2005 herbicide supply until 11:00 a.m. on May 24, 2005.

Mr. Ketring requested the Board authorize a call for bids on the County Ditch No. 17 (Branch 1) and State Ditch No. 20 project. A bid was previously approved and then rescinded until the RFP could be clarified. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2004-05-12

BE IT RESOLVED, that the Board does hereby authorize a call for bids on the following projects: County Ditch No. 17 (Branch 1) and State Ditch No. 20 FEMA DR-1288 Disaster PW No. 266 and PW No. 260 for slope repair and sediment removal located from Roseau River N. 2.97 mi. on Sections 27, 22, 15, 10 of Dieter Twp and located in Sec. 17, north and west .84 mi. Sections 7, 8, 17 of Moose Twp; and

BE IT FURTHER RESOLVED, that sealed bids will be received until 11:00 on Tuesday, May 24, 2005.

Engineer Ketring recommended that 2005 culvert supply be purchased by state bid supplier, Johnston Fargo Culvert. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote, that the following resolution be adopted:

2004-04-13

BE IT RESOLVED, that the Board does hereby authorize the purchase of the 2005 culvert supply according to the state bid.

Engineer Ketring presented the Board with one bid option for the purchase of a tandem axle snow plow truck in the amount of \$120,099 plus tax. Engineer Ketring informed the Board that the purchase price is less than he had budgeted for the truck replacement. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote, that the following resolution be adopted:

2005-04-14

WHEREAS, Engineer Ketring has recommended to the Board that one tandem axle snow plow truck be purchased from WW Wallworks Truck Center, Fargo, ND, in the amount of \$120,099 plus tax, as part of a replacement program; and

WHEREAS, the Board concurs with the recommendation of Engineer Ketring;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby authorizes the purchase one tandem axle snow plow truck from WW Wallworks Truck Center, Fargo, ND in the amount: \$120,099.00 plus tax.

Engineer Ketring presented the Board with one bid option for the purchase of three rotary disc mowers from Roseau Farm Service, Roseau in the amount of \$15,498.95. A motion was made by Commissioner Stone, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2005-04-15

WHEREAS, Engineer Ketring has recommended to the Board that three rotary disc mowers be purchased from Roseau Farm Service, Roseau in the amount of \$15,498.95 as part of a replacement program; and

WHEREAS, the Board concurs with the recommendation of Engineer Ketring.

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby authorizes the purchase three rotary disc mowers from Roseau Farm Service, Roseau in the amount of \$15,498.95.

Engineer Ketring requested that the Board approve final payout to Davidson Construction for S.P. 68-598-32 Bridge CR 134; S.P. 68-599-78 Bridge Cedarbend Twp for box culvert installation and approach grading located 1.0 mile west of CSAH 35 and CR 135 and 2.1 miles west and south of CSAH 35 and CR 135. Final payment is \$49,452.65. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2004-04-16

WHEREAS, Contract No. 00304 (SAP 68-598-32 & SAP 68-599-78) has in all things been completed, and the County Board being fully advised in the premises.

NOW, THEREFORE, BE IT RESOLVED, that the Board does hereby accept said completed project for and on behalf of the County of Roseau and authorizes final payment as specified herein: Davidson Ready Mix and Construction, Inc., \$49,452.65.

The Board discussed the petition of the Two Rivers Watershed District seeking authority to install dams or other control work on Roseau County Ditch No. 13. Engineer Ketring informed the Board that he had received correspondence from Kurt Deter, Rinke-Noonan, advising that the Board accept the Petition and had had an engineer review the project from the point of view of the affected landowners. A motion was made by Commissioner Foldesi, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2005-04-17

BE IT RESOLVED, that the Board does hereby accept the petition for installation of a dam or other control works in State Ditch No. 13 to impound or divert waters for beneficial use, in connection with the construction of the Two Rivers Watershed District Flood Control Project No. 7.

BE IT FURTHER RESOLVED, that pursuant to statute, no bond is required for this petition and that no public water works permits or a water use permit from the Commissioner of Natural Resources is required under Chapter 103G.

BE IT FURTHER RESOLVED, that Houston Engineer, Inc. is hereby appointed as engineer to investigate the effects of the proposed installation project from the point of view of the affected landowners and file a report of the findings as required by statute.

Auditor Granitz returned to the meeting and requested the Board approve payment to Pamela Haslerud in the amount of \$6,582.40. Ms. Granitz informed the Board that once again this year the City of Roseau contracted with Roseau County to do its commercial assessment. Assessor Lorna Sandvik and Ms. Haslerud completed the assessments. The City of Roseau compensated Roseau County \$7,680.75 to complete this assessment work. A motion was made by Commissioner Walker, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2005-04-18

BE IT RESOLVED, that the Board does hereby approve payment to Pamela Haslerud in the amount of \$6,582.40 as compensation for assessing City of Roseau commercial property.

The Board discussed the need to rescind Resolution 2005-03-31. A motion was made by Commissioner Walker, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2005-04-19

BE IT RESOLVED, that the Board does hereby rescind resolution 2005-03-31.

Coordinator Harren requested permission to attend the 2005 Spring City and County Manager Spring Conference. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2005-04-20

BE IT RESOLVED, that the Board does hereby authorize Coordinator Harren to attend the 2005 Spring City and County Manager Spring Conference in Brainerd, Minnesota, May 11-13, 2005.

The Board discussed various committee meetings.

Commissioners Johnston and Rasmussen reported on the April 11, 2005 Lost River State Forest Planning meeting. It was noted that the work of the Committee is on hold to some extent until the outcome of the 2005 legislative session is known. If "managed" is added back into forest classifications for forests north of Highway No. 2, the direction of the committee may change. Commissioner Johnston noted that Tony Moe was in attendance representing the Grygla ATV Club and requested the County allow usage of CSAH #18 as part of an ATV Grant-in-Aid Trail. The consensus of the Board is that there is no opposition to this request.

Commissioners Johnston and Walker met with the City of Warroad regarding drainage ditch issues on County Road No. 35.

Commissioner Foldesi and Walker reported on their meeting with the Badger City Council and the Badger School on a joint venture to purchase the Borgen Building in Badger. It was noted that the Badger School will not be able to participate due to budget shortfalls. The City of Badger is interested, but does not have money in the 2005 budget to participate. The Badger City Council will be discussing it at their next meeting and will let Commissioner Foldesi know if

and to what extent they plan to collaborate on this building purchase. The matter will remain on hold until more is known.

Commissioner Johnston and Walker reported on the 2005 AMC Legislative Conference. It was noted that Roseau County received recognition at the MRCC meeting for their work on forest access issues. Commissioner Foldesi and Walker joint a number of other County Commissioners on Friday, April 1, 2005, at the Capitol meeting with various legislators.

The Board acknowledged the following correspondence: Brink, Sobolik, Severson, Malm, & Albrecht, P.A. RE: Two Rivers Watershed District Ross #7 Impoundment; Daniel L. Griffith, P.A. RE: Paul Fish vs. Commissioner of the State of Minnesota Department of Human Services and Roseau County Social Services; Hoffman, Dale, & Swenson, PLLC RE: Northwestern Minnesota Juvenile Center 2004 Audit Report; Roseau County Environmental Officer Jeff Pelowski RE: Notice of Roseau County Board of Adjustment meeting April 19, 2005 at 1:00 p.m. No action was taken.

Upon motion carried, Chairman Orris Rasmussen adjourned the meeting at 12:30 p.m. The Board will convene its next regular meeting at 8:30 a.m. on April 26, 2005, 2005.

Attest:

Date: _____

Teresa R. Harren
County Coordinator

Orris Rasmussen
Board Chairman