

## **PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS**

February 14, 2006

The Board of Commissioners of Roseau County, Minnesota met in the courthouse in the City of Roseau, Minnesota on Tuesday, February 14, 2006, at 8:30 a.m. Commissioners present were Orris Rasmussen, Alan Johnston, Mark Foldesi, Russell Walker and Jack Stone. Also present were members of the media.

The meeting was called to order at 8:30 a.m. by County Board Chairman Orris Rasmussen. The Board recited the Pledge of Allegiance.

Commissioner Rasmussen asked if there were any citizens wishing to address the Board. Mr. Jim Jenson and Mr. Floyd Haugen both addressed the Board.

Discussion of the Commissioner's January 25, 2006, newspaper article was added to the agenda. A motion was made by Commissioner Stone, seconded by Commissioner Walker, and carried by unanimous vote to approve the amended agenda.

Irene Wynne met with the Board. Ms. Wynne requested the Board approve an assumption of lien and a subordination agreement on the Warroad Ben Franklin property so that it may be sold. A motion was made by Commissioner Johnston, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

### **2006-02-01**

BE IT RESOLVED, that the Board does hereby agree that GOE Retail, Inc., may assume the repayment agreement (deferred loan) executed by Charles G. Randle and Joan L. Randle on February 8, 2003 in the original amount of \$25,000, Document #253048, covering certain premises described as Ben Franklin Store, 112 Main Ave. NE, Warroad, Minnesota 56763 identified as Lots Thirty-seven (37), Thirty-eight (38), Thirty-nine (39), and Forty (40), Block Four (4) of Moody's Addition to Warroad, as part of sale of the said property to GOE Retail, Inc.

BE IT FURTHER RESOLVED, that it is the understanding of Roseau County that the repayment agreement is in its fourth year of existence and will continue on the same schedule of repayment through its fifth and final year and that the new owner, GOE Retail, Inc., assumes the remaining indebtedness secured by the County.

A motion was made by Commissioner Stone, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

### **2006-02-02**

WHEREAS, Roseau County possesses a valid and enforceable lien against the following described property: Lots Thirty-seven (37), Thirty-eight (38), Thirty-nine (39), and Forty (40), Block Four (4) of Moody's Addition to Warroad located in the County of Roseau, State of Minnesota; and

WHEREAS, GOE Retail, Inc. the fee owner of the above-described real property, has applied for a mortgage loan from Security State Bank of Warroad; and

WHEREAS, Security State Bank of Warroad has indicated that it is unwilling to accept a mortgage upon the above-described real property in security for said loan unless Roseau County subordinates its mortgage to the lien to be created by said, Security State Bank of Warroad mortgage on said property;

NOW, THEREFORE, BE IT RESOLVED, in consideration of the premises and as an inducement to Security State Bank of Warroad to accept said mortgage, Roseau County hereby agrees to subordinate, and hereby does subordinate, its lien against the above described real property to the mortgage lien of Security State Bank against said property, said mortgage to have the same validity, force and effect as if executed, delivered, and recorded prior to the date of execution of said Roseau County mortgage.

Roseau County Fair Board Secretary Buddy Erickson met with the Board. Mr. Erickson introduced Roseau County Fair Board President John Gaukerud and Roseau County Fair Board Treasurer Warren Ulvin. Mr. Erickson gave a report on the 2005 fair and reviewed plans for the 2006 centennial fair. Mr. Erickson thanked the Board for their continued support of the Roseau County Fair. Mr. Erickson noted that there are three new Board members - Steve Haugen, Julie Eaton, and Bill Cain. Mr. Erickson thanked the Board for displaying the commissioned centennial painting in the Courthouse and noted that prints can be purchased at Kerri's Ideal Diamonds.

The Board gave committee reports. Commissioner Foldesi reported on the Two Rivers Watershed public hearing he attended on the Ross Impoundment. Commissioner Foldesi informed the Board that he and Commissioner Rasmussen were invited to attend a joint meeting of the Barto and Polonia Township Boards to discuss water flow concerns from SD #72 into SD #95. Commissioner Foldesi scheduled a Joint Ditch #72 meeting with Kittson County on February 8, 2006 to discuss these concerns. Kittson County Commissioners Olson and Spilde agreed that SD #95 needs to be cleaned and that the beaver dam problems on Ditch #50 need to be taken care of so water can flow more quickly across the county line. A ditch cleaning estimate will be obtained and the State Ditch #72 Joint Ditch Committee will meet again to make a recommendation.

Commissioner Johnston reported on the Beltrami Island State Forest OHV Trail Planning Committee progress. Commissioner Johnston stated that it has been time consuming, but that the Roseau County portion should be complete within a week. Commissioner Johnston advised the Board that he and Commissioner Walker will need to attend some of the Lake of the Woods and Beltrami County planning committee sessions. The Board, by consensus, authorized attendance at these sessions. Commissioner Johnston reported on the Lake Township Sewer Project. He noted that a plan has been developed that will be presented on February 21, 2006 to the Joint House and Senate Capital Finance Committee. Environmental Officer Jeff Pelowski as well as representatives from Lake Township will attend that hearing. Commissioner Johnston noted that he and Commissioner Walker attended a Human Resource meeting with the Highway Department Association on January 27, 2006 and presented the wage negotiation plan for 2007.

Ms. Harren requested the Board approve payment of per-diem and mileage to Jail Study Committee member Jon Jenson. The Board agreed to make an exception to the 90 day reimbursement policy and compensate Mr. Jenson for the meetings he

attended. Approval of this per diem and mileage reimbursement claim will be included with the claims and warrants presented by the Auditor Granitz.

Coordinator Harren advised the Board that pursuant to MS 471.701, counties with populations greater than 15,000 must notifying residents annually of the position and base salaries of the county's three highest paid employees. This is a new requirement passed during the 2005-06 legislative session. The County is mandated to post this information for a period of ninety (90) days. The information pursuant to MS 471.701 is as follows:

Roseau County's three highest paid employees as of January 1, 2006 were:

County Attorney	\$ 85,000.00 (\$40.87 per hour)
County Engineer	\$ 84,000.00 (\$40.385 per hour)
Social Services Director	\$ 75,545.60 (\$36.32 per hour)

These salaries will be posted on the Roseau County Website for 90 days.

Coordinator Harren requested the Board, pursuant to MS 388.18, subds 1 & 2, 384.015, sub 2(b), 387.20 sub 2(b) and 385.373, subd 1a(b), pass a resolution setting the minimum salary of the officers to be elected at the 2006 general election. A motion was made by Commissioner Stone, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2006-02-03

WHEREAS, Minnesota Statutes 388.18, subds 1 & 2; 384.015, subd 2 (b); 387.20 subd 2(b) and 385.373, subd 1a(b), provide that the County Board shall by resolution set the minimum salary of the officers to be elected at the 2006 general election;

NOW, THEREFORE, BE IT RESOLVED, that the minimum annual salary of the County Attorney, County Auditor, County Recorder, County Sheriff, and County Treasurer, payable in 2007, shall be set as follows (75% of 2006 salary):

County Attorney	\$63,750.00
County Auditor	\$46,875.00
County Recorder	\$41,475.00
County Sheriff	\$45,525.00
County Treasurer	\$44,625.00

The Board discussed the Roseau County Beaver bounty. A motion was made by Commissioner Foldesi, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2006-02-04

BE IT RESOLVED, that the Board does hereby set the Beaver Bounty in Roseau County at \$25.00 beginning January 1, 2006.

Coordinator Harren presented the Solid Waste and Transfer Station annual reports prepared by Environmental Officer Jeff Pelowski.

Chair Rasmussen recessed the meeting at 10:25 a.m. The meeting reconvened at 10:35 a.m.

Auditor Granitz met with the Board. Ms. Granitz presented the 2004 and 2005 budget to actual report, cash balances, ditch balances and unorganized township balances as of February 13, 2006. Ms. Granitz discussed a land exchange request. Ms. Granitz advised the Board to write a letter to the DNR informing them of the status of property ownership and other concerns. Auditor Granitz and Assessor Sandvik will draft a letter. Ms. Granitz presented the bills for approval. A motion was made by Commissioner Stone, seconded by Commissioner Walker, and carried by unanimous vote to approve payment of warrants as follows:

<b>WARRANTS APPROVED ON 2/14/2006 FOR PAYMENT 2/17/2006</b>			
<b>AMOUNT</b>	<b>VENDOR NAME</b>	<b>AMOUNT</b>	<b>VENDOR NAME</b>
384.71	ACE HARDWARE-ROSEAU	886.41	AMERICAN SOLUTIONS FOR BUSINES
791.34	BALLARD MOTOR CO	381.00	CRAGUN'S CONFERENCE CENTER
338.83	TONY DORN INC	2026.00	ENVIRONMENTAL SYSTEMS RESEARCH
2162.10	FARMERS UNION OIL CO-LK BRNSN	15750.55	FARMERS UNION OIL CO-ROSEAU
3367.98	FARMERS UNION OIL CO - WARROAD	921.33	FLEET SUPPLY
651.09	GRAND FORKS GROCERY FOOD SERV	315.06	DIANE GREGERSON
4200.00	HEPPNER CONSULTING INC	304.16	HILLYARD HUTCHINSON
8342.92	KAYWAY INDUSTRIES INC	2248.00	CLAIRE KJERSTEN
5451.79	KLEIN MCCARTHY & CO LTD ARCHIT	4055.00	LAKE OF THE WOODS CO HWY DEPT
3850.00	LAKE OF THE WOODS CO SHERIFF	1044.31	LEICA GEO SYSTEMS INC
472.24	M & R SIGN CO INC	573.36	MADDENS ON GULL LAKE
31533.30	MAR-KIT LANDFILL	560.64	MARRIOTT INTERNATIONAL
702.00	MIDWEST MONITORING & SURVEILLA	1664.85	MII LIFE-SELECT ACCOUNT ADM
64188.40	MN COUNTIES COMPUTER COOP	600.00	MN OFFICE OF ENTERPRISES TECH
1283.00	MN SHERIFF'S ASSN	3200.00	MONTECH COMPUTERS
1206.98	MOTOR VEHICLE DEPUTY REGISTRAR	396.80	MULTI OFFICE PRODUCTS INC
17914.97	NELSON DODGE-GMC	1347.21	NORTHLAND TIRE
538.00	OLSON'S SKIME STORE	1212.49	POWER PLAN
487.04	QUILL CORPORATION	900.00	RELIANCE TELEPHONE SYSTEMS
2273.17	RIVERFRONT STATION	368.90	ROSEAU AUTO VALUE
473.45	ROSEAU CLEANING SYSTEMS	8088.20	ROSEAU CO COOP ASSN
25355.75	ROSEAU CO HWY DEPT	465.29	ROSEAU CO SHERIFF-SUNDRY ACCOU
1055.63	ROSEAU DIESEL SERVICE INC	365.97	LORNA SANDVIK
702.90	SCHENKEY INC	352.52	SCHMIDT & ASSOCIATES INC
2435.25	SJOBORG'S INC	383.40	SPIELMAN RADIO
4900.00	U OF MN EXTENSION SERVICE	1680.83	U SAVE FOODS
304.79	VIKING OFFICE PRODUCTS	1701.30	WEST GROUP PAYMENT CENTER
22525.95	WIDSETH SMITH NOLTING	4545.61	ZIEGLER INC
	<b>63 PAYMENTS LESS THAN \$300</b>	<b>6,888.82</b>	
	<b>**** FINAL TOTAL.....</b>	<b>\$271,121.59</b>	<b>****</b>

And that the summary of auditor warrants and forthwith claims are approved as follows:

January 26, 2006	\$ 205,587.07
January 26, 2006	\$ 14,500.04
January 31, 2006	\$ 75.00
February 2, 2006	\$ 73,589.90
February 9, 2006	\$ 14,271.61
February 14, 2006	\$ 963.60 (Forthwith)

Assistant County Engineer Tim Erickson met with the Board. Mr. Erickson requested the Board approve a bid opening on S.P. 68-999-18. Mr. Erickson noted that this is a federal project and Lu Tasa will be here to open the bids. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2006-02-05

BE IT RESOLVED, that the Board does hereby authorize a bid opening on S.P. 68-999-18 on March 14, 2006 at 11:00 a.m.

Mr. Erickson requested the Board approve a quit claim deed on the Sonsteng Pit property. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2006-02-06

BE IT RESOLVED, that the Board does hereby approve a quit claim deed on all right, title, and interests of Roseau County in real property legally described as:

The northwest quarter of the northeast quarter (NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of section fifteen (15), township one hundred fifty-nine (159), range forty-two (42).

BE IT FURTHER RESOLVED that the Board does hereby authorize Engineer Ketring to sign the quit claim deed on behalf of Roseau County

The Board discussed the proceedings to be approved. A motion was made by Commissioner Foldesi, seconded by Commissioner Stone, and carried by unanimous vote to approve the January 3, 2006; January 10, 2006 and January 24, 2006 Proceedings of the Roseau County Board.

The Board discussed two new appointments to the Extension Committee. A motion was made by Commissioner Stone, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2006-02-07

BE IT RESOLVED, that the Board does hereby appoint Rhett Hulst and Tom Lund to the Roseau County Extension Committee for three-year terms expiring December 31, 2008.

Commissioner Johnston and Commissioner Stone gave a Jail Finance Committee report. The Committee met on February 8, 2006 and interviewed public finance agencies. Based on interviews and references, the Committee recommends that the Board select Ehler's & Associates, Inc. A motion was made by Commissioner Johnston, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2006-02-08

BE IT RESOLVED, that the Board hereby hires Ehler's & Associates, Inc. at a cost of \$16,500 for the purpose of managing the sale of General Obligation Bonds for use in funding construction of a new Roseau County Jail.

The Board discussed the Finance Committee recommendation of bonding for \$6.1 million. A motion was made by Commissioner Johnston, seconded by Commissioner Stone, and carried by unanimous vote to adopt the following resolution:

2006-02-09

**Resolution Providing for the Sale of  
\$6,100,000 General Obligation Jail Bonds, Series 2006A**

WHEREAS, the County Board of Commissioners of the County of Roseau, Minnesota, has heretofore determined that it is necessary and expedient to issue the County's \$6,100,000 General Obligation Jail Bonds, Series 2006A (the "Bonds"), to finance the acquisition and construction of jail facilities in the County, and

WHEREAS, the County has retained Ehlers & Associates, Inc., in Roseville, Minnesota ("Ehlers"), as its independent financial advisor for the Bonds and is therefore authorized to solicit proposals in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9);

NOW, THEREFORE, BE IT RESOLVED by the County of Roseau, Minnesota, as follows:

1. Authorization; Findings. The County Board of Commissioners hereby authorizes Ehlers to solicit proposals for the sale of the Bonds.
2. Meeting; Proposal Opening. The County Board of Commissioners shall meet at 12:00 p.m. on March 28, 2006, for the purpose of considering sealed proposals for and awarding the sale of the Bonds.
3. Official Statement. In connection with said sale, the officers or employees of the County are hereby authorized to cooperate with Ehlers and participate in the preparation of an official statement for the Bonds and to execute and deliver it on behalf of the County upon its completion.

Assistant County Attorney Lisa Hanson met with the Board. Ms. Hanson informed the Board that a tentative resolution to the boundary dispute that resulted from a surveying error has been agreed upon by representatives of Barnett and Huss Townships. The agreement provides for the county to absorb an outstanding balance of \$3,400. The townships will discuss the proposal at their annual meetings. Upon obtaining signatures of 20 registered voters, the petition will be presented to the Roseau County Board of Commissioners for consideration. A motion was made by Commissioner Foldesi, seconded by Commissioner Johnston, and carried by unanimous vote to adopt the following resolution:

2006-02-10

BE IT RESOLVED, that the Board does hereby agree to absorb any outstanding balances owed by unorganized townships 159N and 160N Range 42 ½W as part of the agreement to alter the boundaries of Barnett and Huss Townships.

Ms. Hanson informed the Board that she attended a Paul Bunyan Task Force training session on February 1, 2006 in Warroad on the use of confidential informants. Ms. Hanson discussed the February 8, 2006 Sheriff's Department staff meeting that she and the Human Resource Committee attended. Ms. Hanson advised the Board that the Sheriff's Department is in need of video cameras for their squad cars. Ms. Hanson noted that funding is available to help purchase video cameras and other equipment through such programs as Safe and Sober. The Sheriff's Department would be required to take part in Safe and Sober programming. The Board agreed that they would prefer to fund the technology independent of these programs.

Ms. Hanson updated the Board on the Juneberry roads. Ms. Hanson asked the Board what type of construction was planned, as the DNR requires a construction plan to be submitted with the application for a highway easement. The Board agreed that no road construction would be done. Ms. Hanson stated that Terry Haaby will be negotiating terms with the involved property owners.

The Board discussed approval of a consulting contract with Setter and Associates, LLC for an organizational audit of the Sheriff's Department. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2006-02-11

BE IT RESOLVED, that the Board does hereby authorize hiring Setter & Associates, LLC at a cost of \$100 per hour for consulting services and \$40 per hour for support services.

BE IT FURTHER RESOLVED, that should the cost exceed \$10,000, the Board will reconsider continuation of the consulting contract.

Ms. Hanson asked the Board to approve a quit claim deed on the Larry Lorensen property in Huss Township. The Board authorized Chairman Rasmussen and Auditor Granitz to sign the deed.

Ms. Hanson noted that she will be attending a Warroad Police Department staff meeting later today and is scheduled to attend the February 21, 2006 Sheriff's Department staff meeting.

The Board discussed instituting a holiday hour policy. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following policy:

2006-02-12

BE IT RESOLVED, that the Board establishes the following policy:

Holiday Hours

Holiday hours count towards **hours worked** for the purpose of calculating overtime/compensatory time for all Roseau County Departments.

The Board discussed the out-of-state travel policy. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi and carried by unanimous vote to adopt the following resolution:

2006-02-13

BE IT RESOLVED, that the Board establishes the following policy:

Out-of-State Travel

Out-of-state travel that requires an overnight stay must be approved by the County Board in advance.

The Board discussed reimbursement for hours spent in travel to training. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2006-02-14

BE IT RESOLVED, that the Board establishes the following policy:

Travel Time Compensation

Hours spent in travel to and from mandatory training or training that is directly related to the employee's job count as hours worked. Travel hours also count toward hours worked for the purpose of calculating overtime/compensatory time.

Travel time related to training that is not mandatory and/or does not apply directly to an employee's job, need not be counted as working time for the purpose of calculating overtime/compensatory time. Hours may be compensated as straight time.

Exempt employees are not eligible for overtime compensation or the accrual of compensatory time for time spent in travel that is in addition to the normal work day.

The Board discussed a request to approve a lawful gaming permit for the Lake of the Woods Chapter of the Roughed Grouse Society. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following policy:

2006-02-15

BE IT RESOLVED, that the Roseau County Board of Commissioners does hereby approve the Lake of the Woods Chapter of the Roughed Grouse Society "Application for Authorization for an Exemption from Lawful Gambling License" to hold a raffle in conjunction with their annual dinner.

BE IT FURTHER RESOLVED, that the Roseau County Board of Commissioners does hereby authorize County Board Chair Rasmussen to sign said application.

The Board acknowledged the following correspondence. Northern Counties Land Use and Coordinating Board RE: January 5, 2006 Minutes; Tri-County Emergency Medical Services District, Inc RE: Notice of Annual Meeting; NW MN Mentoring Program RE: February Newsletter; NWPIC Workforce Council RE: Meeting Notice and Minutes of January 9, 2006 Meeting; JPB of the Red River Basin RE: Meeting Notice; Center for Rural Policy and Development RE: Quarterly Newsletter. No action was taken.

Upon motion carried, the meeting adjourned at 1:30 p.m. The Board will convene its next regular meeting at 8:30 a.m. on February 28, 2006.

Attest:

Date: \_\_\_\_\_

\_\_\_\_\_  
Teresa Harren  
County Coordinator

\_\_\_\_\_  
Orris Rasmussen  
Board Chairman