

## PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

June 13, 2006

The Board of Commissioners of Roseau County, Minnesota met in the courthouse in the City of Roseau, Minnesota on Tuesday, June 13, 2006, at 8:30 a.m.

### CALL TO ORDER

The meeting was called to order at 8:30 a.m. by County Board Chairman Orris Rasmussen. The Pledge of Allegiance was recited. Roll call was taken. Commissioners present were Orris Rasmussen, Alan Johnston, Mark Foldesi, Jack Swanson and Russell Walker. Also present were members of the media.

### APPROVAL OF AGENDA

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

### CONSENT AGENDA

A motion to adopt the consent agenda was made by Commissioner Swanson, seconded by Commissioner Walker, and carried by unanimous vote.

The Board, by adoption of its consent agenda, received and approved the warrant payment list submitted by the Auditor's Office as follows:

<b>AMOUNT</b>	<b>VENDOR NAME</b>	<b>AMOUNT</b>	<b>VENDOR NAME</b>
628.72	ACE HARDWARE-ROSEAU	4011.77	ACS
2156.31	BALLARD MOTOR CO	475.00	MARK BEITO
400.00	BRYAN ERICKSON AUTO SALES	616.92	CONSTRUCTION BULLETIN MAGAZINE
450.00	DAVIDSON READY MIX & CONSTRUCT	1406.64	DELL MARKETING LP
830.75	TONY DORN INC	7500.00	DORSEY & WHITNEY LLP
1077.50	CHARLES ERICKSON	475.00	RANDY ERICKSON
2438.31	FARMERS UNION OIL CO-LK BRNSN	12576.49	FARMERS UNION OIL CO-ROSEAU
3087.87	FARMERS UNION OIL CO-WARROAD	311.90	FLEET SUPPLY
550.00	O'NEIL FOSTER	1889.00	GARTNER REFRIGERATION CO
8503.93	GOULET CONSTRUCTION	550.00	ALLEN GRAFF
746.69	GRAND FORKS GROCERY FOOD SERV	1110.00	GUMERINGER LAWNCARE
2236.50	H & J DISPLAYS INC	4680.15	H & L MESABI INC
4590.00	HEPPNER CONSULTING INC	2730.00	HOFFMAN DALE & SWENSON PLLC
441.03	HOLIDAY COMMERCIAL	605.76	HOLIDAY INN DULUTH
346.04	HOLIDAY INN HOTELS & SUITES	1408.53	INSIGHT TECHNOLOGIES INC
760.00	ISANE TRUCKING INC	4941.75	JOHNSON OIL CO INC
25322.08	JOHNSTON FARGO CULVERT INC	2955.05	KAYWAY INDUSTRIES INC
300.00	AARON KVIEN	316.84	L & K SALES & SERVICE
1612.26	M & R SIGN CO INC	41425.20	MAR-KIT LANDFILL
734.64	MATHISON COMPANY	2611.10	MN COUNTIES COMPUTER COOP
411.00	MN DEPT OF REVENUE-SP TAXES DI	600.00	MN OFFICE OF ENTERPRISES TECH
350.00	MN STATE AUDITOR	371.00	MN STATE BAR ASSN
604.07	MULTI OFFICE PRODUCTS INC	332.29	NETWORK CENTER INC
439.31	NORTHERN PLUMBING SUPPLY	1789.08	NORTHLAND TIRE
801.40	NOVOTNY'S OVERHEAD DOOR SALES	1527.10	OCCUPATIONAL DEVELOPMENT CTR I
596.29	OFFICE DEPOT	307.05	PEDERSON ARNOLD
900.00	PENNINGTON CO SHERIFF	859.37	POWER PLAN
417.21	PRAXAIR	634.82	QUILL CORPORATION



Mr. Pelowski discussed the equipment needs at the solid waste facility. Mr. Pelowski noted that \$100,000 was put in the 2006 budget for the purchase of a used dozer to replace the one that had been on loan from the Highway Department. Mr. Pelowski advised the Board that a used backup loader is also needed. These two machines are necessary to do the site work necessary to meet state solid waste regulations. Mr. Pelowski presented several options and recommended the Board approve the purchase of a 1996 D-5 from Zeigler, Inc. of Fargo with 5,200 hours and a new under carriage for \$45,000. Due to time constraints, the Board tabled the matter.

#### ROSEAU/LAKE OF THE WOODS SPORTSMAN CLUB APPOINTMENT

Roseau/Lake of the Woods Sportsman Club representative Myles Hogenson met with the Board to request support for the development of a multiuse Roseau/Lake of the Woods County Recreational Area. This recreational area would consist of a trail shelter, sheltered picnic area and possibly a small bore 100 yard gun range. Mr. Hogenson requested the Board consider a land swap with the Department of Natural Resources. A motion was made by Commissioner Johnston, seconded by Commissioner Walker, and carried by unanimous vote to adopt the following resolution:

2006-06-18

BE IT RESOLVED, that the Board does hereby confirm its support of the Roseau/Lake of the Woods Sportsman Club's effort to develop a multiuse recreational area jointly with Roseau and Lake of the Woods counties.

BE IT FURTHER RESOLVED, that the Board supports the Roseau/Lake of the Woods Sportsman Club's request to lease ten (10) acres of state land known as the Carp Gravel Pit from the Department of Natural Resources for the purpose of development of a multiuse recreational area.

BE IT FURTHER RESOLVED, that in the event a lease is not a viable option, the Board supports, as an alternate, a land swap of ten acres of county property with ten acres of state land.

#### ROSEAU COUNTY BOARD OF APPEAL AND EQUALIZATION

Chair Rasmussen recessed the meeting at 9:00 am to convene the 2006 Board of Appeal and Equalization. The Board of Appeal and Equalization recessed at 10:45 am and will reconvene on June 20, 2006 at 10:30 am. Rasmussen reconvened the regular Board meeting at 10: 45 am.

#### PUBLIC HEARING ON BOUNDARY ALTERATION IN HUSS AND BARNETT TOWNSHIPS

Chair Rasmussen recessed the meeting at 10:45 am. to convene a public hearing on the alteration of boundaries in Huss and Barnett townships. No written or oral public comment was received. Rasmussen reconvened the regular Board meeting at 10:55 am. Assistant County Attorney Lisa Hanson advised the Board that the proposed boundary alteration would correct a long-standing surveying error. A motion was made by Commissioner Johnston, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2006-06-19

WHEREAS, the Roseau County Board of Commissioners has received a petition to alter the boundary of Huss Township, duly executed by registered voters of Huss Township and approved by the Huss Town Board in accordance with Minnesota Statute § 379.02; and

WHEREAS, the Roseau County Board of Commissioners has received a petition to alter the boundary of Barnett Township, duly executed by registered voters of Barnett Township and approved by the Barnett Town Board in accordance with Minnesota Statute § 379.02; and

WHEREAS, the purpose of said petitions is to eliminate two unorganized townships that were created by a surveying error;

NOW, THEREFORE, BE IT RESOLVED, that the Board does hereby grant the petition of Huss Township to alter the boundary of Huss Township as follows:

Unorganized Township 159 N, Range 42-1/2 W, County of Roseau, State of Minnesota shall be attached to and become part of Huss Township, Township 159 N, Range 32 W, County of Roseau, State of Minnesota.

BE IT FURTHER RESOLVED, that the Board does hereby grant the petition of Barnett Township to alter the boundary of Barnett Township as follows:

Unorganized Township 160 N, Range 42-1/2 W, County of Roseau, State of Minnesota shall be attached to and become part of Barnett Township, Township 160 N, Range 42W, County of Roseau, State of Minnesota.

BE IT FURTHER RESOLVED, that the County Auditor shall notify the state demographer of the boundary changes in accordance with Minnesota Statute 379.02

#### COUNTY ENGINEER APPOINTMENT

Engineer Brian Ketring met with the Board. Mr. Ketring requested the Board award the CSAH No. 2 bridge replacement contract to M-K Construction. This project involves replacement of two bridges along CSAH No. 2. A motion was made by Commissioner Walker, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2006-06-20

BE IT RESOLVED, that the Board does hereby award the contract on SAP 68-602-32, CSAH No. 2 and SAP 68-602-33, CSAH No. 2 to M-K Construction, Walnut Grove, in the amount of \$981,000.

Mr. Ketring requested the Board pass resolutions approving three road and bridge grants that will help fund the CSAH No. 2 project. Ketring advised the Board that one of the conditions of accepting the grant is that the Board agrees to bare the responsibility for project costs that exceed the grant amount. A motion was made by Commissioner Johnston, seconded by Commissioner Swanson, and carried by unanimous vote to adopt the following resolution:

2006-06-21

WHEREAS, the County of Roseau has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of Bridge No. 68537, S.A.P. 68-602-32, on CSAH No. 2 over the South Fork Roseau River; and:

WHEREAS, the amount of the grant has been determined to be \$511,225.00 by reason of the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED, that the County of Roseau does hereby affirm that any cost of the bridge in excess of the grant will be appropriated from the funds available to the County of Roseau, and that any grant monies appropriated for the bridge but not required, based on the final estimate, shall be returned to the Minnesota State Transportation Fund.

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

2006-06-22

WHEREAS, the County of Roseau has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of Bridge No. 68538, S.A.P. 68-602-33, on CSAH No. 2 over the Roseau River; and

WHEREAS, the amount of the grant has been determined to be \$419,123.00 by reason of the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED that the County of Roseau does hereby affirm that any cost of the bridge in excess of the grant will be appropriated from the funds available to the County of Roseau, and that any grant monies appropriated for the bridge but not required, based on the final estimate, shall be returned to the Minnesota State Transportation Fund.

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

2006-06-23

WHEREAS, the County of Roseau has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the reconstruction of CSAH No. 2, S.A.P. 68-602-34; and

WHEREAS, the amount of the grant has been determined to be \$300,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the County of Roseau does hereby affirm that any costs in excess of the grant will be appropriated from the funds available to the County of Roseau, and that any grant monies appropriated for the reconstruction of CSAH No. 2 but not required, based on the final estimate, shall be returned to the Minnesota State Transportation Fund.

Mr. Ketring requested the Board approve a call for bids on two projects in District 5. A motion was made by Commissioner Swanson, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2006-06-24

BE IT RESOLVED, that the Board does hereby approve a call for bids on CP 06-03, 8.079 miles of shouldering on CSAH No. 4 from Greenbush east to CSAH No. 3. on July 10, 2006 at 11:00 am at the Roseau County Courthouse.

BE IT FURTHER RESOLVED, that the Board does hereby approve a call for bids on CP 06-06, 9.019 miles of shouldering CSAH No. 2 from CSAH No. 37 east to TH No. 89 on July 10, 2006 at 11:00 am at the Roseau County Courthouse.

The Board discussed the Two Rivers Watershed District petition to impound water on County Ditch No. 13. Mr. Ketring advised the Board that Two Rivers Watershed District has requested a joint meeting and requested input regarding a date and time. A motion was made by Commissioner Swanson, seconded by Commissioner Foldesi, and carried by unanimous vote to approve a joint meeting of the Roseau County Board of Commissioners and the Two Rivers Watershed District Board on Monday, June 26, 2006 at 8:30 am at the Roseau County Courthouse, Board of Commissioners Meeting Room, No. 180, in Roseau, Minnesota.

Mr. Ketring informed the Board that Houston Engineering, Inc. has completed the review of the final engineer's report on the Ross #7 Impoundment Project as requested. According to Ketring, Houston Engineering's questions and concerns have for the most part been addressed. Mr. Ketring requested the Board set a date for a public hearing on the petition that is before the Board. A motion was made by Commissioner Swanson, seconded by Commissioner Foldesi, and carried by unanimous vote to adopt the following resolution:

2006-06-25

BE IT RESOLVED, that the Board does hereby set a public hearing on the proposed Two Rivers Watershed District Ross #7 Impoundment Project on Tuesday, July 11, 2006 at 11:30 am, at the Roseau County Courthouse, Board of Commissioners Meeting Room, No. 180, in Roseau, Minnesota.

Engineer Ketring requested the Board approve the revised 5-Year Construction Schedule. The Board deferred action to the next meeting.

#### KLEIN MCCARTHY & COMPANY, LTD APPOINTMENT

Rick McCarthy and John Howell of Klein McCarthy & Company, LTD met with the Board to provide the first official progress report on the Roseau County Jail and social services facility. Mr. McCarthy introduced John Howell to the Board. Mr. Howell will serve as the chief architect for the remainder of the project. Mr. Howell informed the Board that the project is progressing smoothly with some small exceptions related to wet soils. Mr. Howell advised the Board that he will be scheduling bi-monthly trips to Roseau to attend project coordination and building committee meetings and would like to coordinate a monthly progress report meeting with the Board. Coordinator Harren was directed to schedule the monthly progress report meetings.

Coordinator Harren requested input from the Board regarding the SimplexGrinnel Contract. Ms. Harren informed the Board that upon review of the contract, County Attorney Michelle Moren noted language requiring the county to provide liability insurance during the course of their work for the county. Ms. Moren noted that this is a deviation from county policy

and advised that the Board decide whether to agree to the contract language or request SimplexGrinnel provide their own liability insurance. A motion was made by Commissioner Swanson, seconded by Commissioner Walker, and carried by unanimous vote to request SimplexGrinnel provide their own liability insurance while installing an access control system in the Roseau County Courthouse.

Upon motion carried, the meeting adjourned at 12:00 p.m. The Board will convene its next regular meeting at 8:30 a.m. on June 27, 2006.

Attest:

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

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

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Orris Rasmussen  
Board Chairman