

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

December 15, 2009

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, Minnesota on Wednesday, December 15, 2009 at 8:30 a.m.

**CALL TO ORDER**

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

**APPROVAL OF AGENDA**

Commissioner Swanson requested switching the Discussion time on the agenda with the Committee Reports time.

Discussion of utilization of Consolidated Conservation funds for a Poplar Grove Township project was added as #4 to the Auditor’s appointment and approving a resolution in support of Kittson County’s Leave to File Amicus Curiae Brief Supporting Kittson County Appeal was added as #6 under Discussion. A motion to approve the amended agenda was made by Commissioner Walker, seconded by Commissioner Rasmussen and carried unanimously.

**CONSENT AGENDA**

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

The Board, by adoption of its consent agenda, approved the proceedings from the November 24, 2009 Board meeting.

The Board, by adoption of its consent agenda, approved the Civil Service Fee changes. (A copy of the approved fee changes can be obtained from the Sheriff’s Office or may be viewed on line on the Roseau County Web Site on the Sheriff’s Department web page)

The Board, by adoption of its consent agenda, accepted the County Veterans Service Office Enhancement Grant in the amount of \$14,000.00.

The Board, by adoption of its consent agenda, approved payment of bills as follows:

**WARRANTS APPROVED FOR PAYMENT 11/25/2009**

<i><b>AMOUNT</b></i>	<i><b>VENDOR NAME</b></i>	<i><b>AMOUNT</b></i>	<i><b>VENDOR NAME</b></i>
320.10	MARK BEITO	395.52	JOHN CARTER
1016.33	BRIAN HARDWICK P.A.	3319.50	MN DEPT OF FINANCE-TREAS
1196.27	MN ENERGY RESOURCES	703.47	ROSEAU ELECTRIC COOP INC
312.50	SELECT ACCOUNT-VEBA	500.00	RICK SOVDE
		<b>8 PAYMENTS LESS THAN \$300</b>	<b>20,698.86</b>
		<b>**** FINAL TOTAL.....</b>	<b>\$28,462.55 ****</b>

**WARRANTS APPROVED FOR PAYMENT 12/03/2009**

<i><b>AMOUNT</b></i>	<i><b>VENDOR NAME</b></i>	<i><b>AMOUNT</b></i>	<i><b>VENDOR NAME</b></i>
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468.75	ANDERSON LAW OFFICE STEVEN A	1340.78	ASSURANT EMPLOYEE BENEFITS
2203.10	CAPITAL GUARDIAN TRUST CO	1222.50	JOHN CARTER
199176.94	KNIFE RIVER MATERIALS	742.20	LAW ENFORCEMENT LABOR SERVICES
706.96	MN CHILD SUPPORT PAYMENT CENTE	836.00	MN DEPT OF FINANCE-TREAS
1730.01	MN MUTUAL LIFE INSURANCE	640.00	MN NCPERS GROUP LIFE INS
3201.73	NATIONWIDE RETIREMENT SOLUTION	20000.00	NW MN MENTORING PROGRAM
53760.00	NW MN SERV COOP-BLUE CROSS BLU	7352.75	SELECT ACCOUNT-VEBA
359.11	VERIZON WIRELESS		

**9 PAYMENTS LESS THAN \$300      782.73**

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**FINAL TOTAL..... \$294,523.56 \*\*\*\***

**WARRANTS APPROVED FOR PAYMENT 12/03/2009**

<b>AMOUNT</b>	<b>VENDOR NAME</b>	<b>AMOUNT</b>	<b>VENDOR NAME</b>
3609.49	BADGER CITY	4971.20	GREENBUSH CITY
3840.30	NW MN MULTI COUNTY HRA	2770.77	NW REGIONAL DEV COMM
21881.34	ROSEAU CITY	71932.48	ROSEAU RIVER WATERSHED DIST
1157.08	SCHOOL DIST 2358	34387.82	SCHOOL DIST 2683
432.04	SCHOOL DIST 447	37178.69	SCHOOL DIST 676
181232.69	SCHOOL DIST 682	72558.68	SCHOOL DIST 690
1671.96	SPRINGSTEEL ISLAND SANITARY DI	3509.04	TOWN OF BARNETT
10543.20	TOWN OF BARTO	347.99	TOWN OF BEAVER
3842.60	TOWN OF CEDARBEND	2365.42	TOWN OF DEER
3341.33	TOWN OF DEWEY	4451.88	TOWN OF DIETER
3009.31	TOWN OF ENSTROM	6463.65	TOWN OF FALUN
1804.38	TOWN OF GOLDEN VALLEY	5864.12	TOWN OF GRIMSTAD
4796.80	TOWN OF HEREIM	1566.60	TOWN OF HUSS
4537.46	TOWN OF JADIS	9973.38	TOWN OF LAKE
3346.75	TOWN OF LAONA	3209.80	TOWN OF LIND
2941.08	TOWN OF MALUNG	2588.88	TOWN OF MICKINOCK
3509.99	TOWN OF MOOSE	4635.78	TOWN OF MORANVILLE
3782.55	TOWN OF NERESON	582.80	TOWN OF PALMVILLE
619.18	TOWN OF POHLITZ	8454.23	TOWN OF POLONIA
1875.09	TOWN OF POPLAR GROVE	1531.03	TOWN OF REINE
3222.43	TOWN OF ROSS	5717.21	TOWN OF SKAGEN
3561.02	TOWN OF SOLER	2611.14	TOWN OF SPRUCE
5651.51	TOWN OF STAFFORD	4068.40	TOWN OF STOKES
25988.01	TWO RIVER WATERSHED DISTRICT	3444.11	WARROAD CITY
413.70	WARROAD PORT AUTHORITY	413.20	WARROAD WATERSHED DISTRICT

**5 PAYMENTS LESS THAN \$300      362.49**

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**FINAL TOTAL..... \$596,572.08 \*\*\*\***

**WARRANTS APPROVED FOR PAYMENT 12/10/2009**

<b>AMOUNT</b>	<b>VENDOR NAME</b>	<b>AMOUNT</b>	<b>VENDOR NAME</b>
2038.44	AMERITAS LIFE INSURANCE CORP	354.34	CANON FINANCIAL SERVICES INC
2958.40	CENTURYLINK	1333.85	BRIAN HARDWICK P.A.
465.20	RACHEL KRAHN	2730.00	MN DEPT OF FINANCE-TREAS
9931.71	ROSEAU CITY	2107.50	TOWN OF POPLAR GROVE

**8 PAYMENTS LESS THAN \$300      800.32**

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**FINAL TOTAL..... \$22,719.76 \*\*\*\***

**WARRANTS APPROVED ON 12/15/2009 FOR PAYMENT 12/18/2009**

<b>AMOUNT</b>	<b>VENDOR NAME</b>	<b>AMOUNT</b>	<b>VENDOR NAME</b>
958.11	ACE HARDWARE-ROSEAU	369.00	AED BRANDS
8263.95	AVIANDS LLC	660.40	BALLARD MOTOR CO
438.85	BERT'S TRUCK EQUIPMENT OF MHD	1550.38	CAROL'S CEDAR CELLAR
2334.19	CDW GOVERNMENT INC	3117.96	CRT PROCESSING LLC
1666.27	CRYSTEEL TRUCK EQUIPMENT	524.58	D & L AUTO GLASS AND MORE
790.35	TONY DORN INC	950.00	DW MECHANICAL

1686.43	FARMERS UNION OIL CO-LK BRNSN	4242.27	FARMERS UNION OIL CO-WARROAD
694.90	FREDSTROM RENE MD	800.00	PAUL GHERARDI
5900.00	GOULET CONSTRUCTION	5302.30	LESTER GRAFSTROM
772.25	GRAINGER INC	473.44	ANNE GRANITZ
2121.84	H & L MESABI INC	5129.38	JOHNSON OIL CO INC
1005.00	LIFECARE MEDICAL CENTER	2107.56	LITTLE FALLS MACHINE INC
2937.60	DELORIS LORENSON	27013.95	MAR-KIT LANDFILL
309.28	MEDICAL IMAGING NORTH	1345.00	MN ASSOC OF COUNTY OFFICERS
31856.14	MN COUNTIES COMPUTER COOP	7935.25	MN DEPT OF NATURAL RESOURCES
1631.63	MN DEPT OF TRANSPORTATION	642.50	MN OFFICE OF ENTERPRISES TECH
3206.25	MN SAFETY COUNCIL	317.00	MN SUPREME COURT
435.37	MULTI OFFICE PRODUCTS INC	25675.61	NORTH AMERICAN SALT COMPANY
980.00	NORTH COUNTRY WEBSITES	6533.16	NORTHERN RESOURCES COOPERATIVE
5151.00	NORTHLAND COMM & TECH COLLEGE-	13877.90	NORTHLAND TIRE
3151.80	LAYTON OSLUND	428.58	QUILL CORPORATION
3088.69	RATWIK, ROSZAK & MALONEY, PA	1020.00	RELIANCE TELEPHONE SYSTEMS
1202.06	RIVERFRONT STATION	346.06	ROSEAU AUTO VALUE
462.76	ROSEAU CLEANING SYSTEMS	2533.89	ROSEAU CO COOP ASSN
5581.75	ROSEAU CO SOIL & WATER CONS	2061.68	ROSEAU DIESEL SERVICE INC
367.50	ROSEAU TIMES REGION AND	2718.20	SJOBORG'S INC
941.00	STAN'S COMMUNICATIONS INC	797.54	STOSKOPF REDI MIX ROSEAU INC
300.00	TIM'S CARPET SALES & SERVICE	633.17	TITAN ACCESS ACCOUNT
500.00	TW VENDING INC	2312.00	WEST GROUP PAYMENT CENTER
387.50	WIKSTROM TELECOM-INTERNET	10414.09	ZIEGLER INC
	<b>68 PAYMENTS LESS THAN \$300</b>	<b>8,530.82</b>	
****	<b>FINAL TOTAL.....</b>	<b>\$229,486.14</b>	****

## COMMENTS AND ANNOUNCEMENTS

The Board acknowledged a letter from Jim Jenson and requested Highway Engineer Brian Ketring contact Mr. Jenson to set up a meeting to discuss his list of concerns.

The Board discussed sessions and governance lessons learned at the 2009 Annual AMC conference held December 7-9, 2009 in Minneapolis.

## AUDITOR'S OFFICE

Auditor Anne Granitz and Deputy Auditor John Huss met with the Board to review cash balances, ditch balances and unorganized township balances. Auditor Granitz noted that there are two unorganized townships with negative balances and asked the Board for direction regarding this matter. By consensus the Board authorized Auditor Granitz to transfer \$5,899.37 from Consolidated Conservation funds (Dept 610) into Jadis Unorganized 163-40. The Board also by consensus authorized Auditor Granitz to transfer \$4,000 out of the revenue fund (Dept 840) into Axel & Dick Unorganized 163-43. The Board had previously authorized a gravel project in this unorganized township and had agreed it would be funded from PILT money that has been going into the revenue fund rather than directly into the township that generates the revenue.

Commissioner Mark Foldesi presented a proposed construction project to be done on Poplar Grove Town Hall and requested the use of consolidated conservation funds to pay for the project. It was noted that consolidated conservation funds should not be used in organized townships. Auditor Granitz suggested the Board ask the County Attorney to research the matter and provide an opinion to the Board.

The Board discussed the 2010 budget and levy. The Board agreed to approve the levy and to defer action on the budget until the December 29, 2009 Board meeting. A motion was made by Commissioner Johnston, seconded by Commissioner Walker and carried unanimously to adopt the following resolution:

2009-12-04

BE IT RESOLVED, that the payable 2010 Property Tax Levy for Roseau County is hereby approved, as follows:

<u>Fund</u>	<u>Gross Levy</u>	<u>County Program Aid</u>	<u>Net Levy</u>
Revenue	4,208,124	1,012,214	\$3,195,910
Road & Bridge	1,100,000		1,100,000
Welfare	1,600,000		1,600,000
<u>Debt Service</u>	<u>472,200</u>		<u>472,200</u>
Total	7,380,324		<b>\$6,368,110</b> (5.55% increase)

## HIGHWAY DEPARTMENT

Engineer Brian Ketring met with the Board to request final payout on CP 0905, CSAH 9. A motion was made by Commissioner Rasmussen, seconded by Commissioner Foldesi and carried unanimously to adopt the following resolution:

2009-12-05

BE IT RESOLVED, that the Board does hereby approved final payout to Thygeson Construction for CP 0905, CSAH 9 Aggregate Shouldering in the amount of \$1,092.35.

Engineer Ketring requested the Board approve final payout on FEMA DR-1288. A motion was made by Commissioner Rasmussen, seconded by Commissioner Walker and carried unanimously to adopt the following resolution:

2009-12-06

BE IT RESOLVED, that the Board does hereby approve final payout to R.J. Zavoral & Sons, Inc., for FEMA DR-1288 in the amount of \$4,570.40.

## DISCUSSION

The Board discussed elected official salaries. As part of discussion, Commissioner Walker stated that given the current economy and rising property taxes he would like to see elected officials make a public statement by voluntarily taking a reduction in wages in 2010. Commissioner Foldesi concurred adding that a wage freeze or reduction would have less impact on elected officials as they are higher wage earners and would set a good example for other employees and constituents. Commissioner Johnston stated we should not be singling out the elected officials who provide skilled labor to the county and who generally work more than 40 hours per week. Commissioner Johnston expressed concern about being able to find qualified candidates to run for office if we do not pay a competitive wage. Commissioner Swanson noted that while Marvin Windows continues to have a reduced work schedule and are

not giving a 2009 bonus, the school, hospital and other local businesses are giving wage increases and Polaris Industries will be distributing a bonus. He added that the voters will tell the Board next year whether or not what happened this year was right. Commissioner Rasmussen concurred with Commissioner Johnston that we should not treat the elected officials differently than other county employees.

A motion was made by Commissioner Walker, seconded by Commissioner Foldesi to freeze elected official wages. The motion failed 3-2 with Commissioners Walker and Foldesi in favor and Commissioners Johnston, Rasmussen, and Swanson opposed.

After further discussion, a motion was made by Commissioner Johnston, seconded by Commissioner Swanson, and carried 3-2 with Commissioners Swanson, Johnston, and Rasmussen in favor and Commissioners Foldesi and Walker opposed to adopt the following resolution:

2009-12-07

Be it resolved that the Board sets the 2010 salaries of elected officials as follows:

Attorney	\$87,006	
Auditor	\$70,340	
Sheriff	\$71,000	
Treasurer	\$63,587	** Treasurer receives an additional \$250 per month for vital statistics
Recorder	\$56,896	

The Board discussed Board member per diem payments. Commissioner Walker presented a proposal that would leave "out of county" per diems at the 2010 rate and reduce the "in county" per diems from \$100 to \$50. No action was taken on the proposal. A motion was made by Commissioner Johnston, seconded by Commissioner Swanson and carried 4 – 1 with Commissioners Foldesi, Johnston, Swanson and Rasmussen in favor and Commissioner Walker opposed to adopt the following resolution:

2009-12-08

BE IT RESOLVED, that the 2010 Commissioner in county per-diem is \$100.

BE IT FURTHER RESOLVED that the 2010 out of county meeting per-diem is \$150.

BE IT FURTHER RESOLVED that the 2010 out of county one day meeting requiring an overnight stay is \$200.

BE IT FURTHER RESOLVED that the second and third regular meetings of the Board are eligible for per-diem reimbursement.

BE IT FURTHER RESOLVED that the 2010 per-diem reimbursement for non-elected committee members is set at a maximum of \$100.

The Board discussed the 2010 Board Meeting Dates. A motion was made by Commissioner Johnston, seconded by Commissioner Swanson and carried unanimously to adopt the 2010 Board Meeting schedule as follows:

## 2010 Board Meeting Schedule

<u>DATE:</u>	<u>TIME</u>
January 5, 2010	8:30 A.M.
January 12, 2010	8:30 A.M.
January 26, 2010	8:30 A.M.
February 2, 2010	8:30 A.M.
February 9, 2010	8:30 A.M.
February 23, 2010	8:30 A.M.
March 9, 2010	8:30 A.M.
March 16, 2010	8:30 A.M.
March 30, 2010	8:30 A.M.
April 6, 2010	8:30 A.M.
April 13, 2010	8:30 A.M.
April 27, 2010	8:30 A.M.
May 4, 2010	8:30 A.M.
May 11, 2010	8:30 A.M.
May 25, 2010	8:30 A.M.
June 8, 2010	8:30 A.M.
June 22, 2010	8:30 A.M.
June 29, 2010	8:30 A.M.
July 6, 2010	8:30 A.M.
July 13, 2010	8:30 A.M.
July 27, 2010	8:30 A.M.
August 10, 2010	8:30 A.M.
August 17, 2010	8:30 A.M.
August 31, 2010	8:30 A.M.
September 7, 2010	8:30 A.M.
September 14, 2010	8:30 A.M.
September 28, 2010	8:30 A.M.
October 5, 2010	8:30 A.M.
October 12, 2010	8:30 A.M.
October 26, 2010	8:30 A.M.
November 2, 2010	8:30 A.M.
November 9, 2010	8:30 A.M.
November 23, 2010	8:30 A.M.
<i>December 1, 2010 (Wednesday)</i>	<i>4:00 P.M.</i>
December 14, 2010	8:30 A.M.
December 28, 2010	8:30 A.M.

The Board deferred discussion on the 2010 Budget to the December 29, 2009 Board meeting.

The Board acknowledged correspondence from Mary Wickersham and directed the matter to the Social Services Board for discussion.

The Board discussed a request from Kittson County to approve a resolution of support for the petition to the Minnesota Court of Appeals. A motion was made by Commissioner Johnston, seconded by Commissioner Walker and carried unanimously to adopt the following resolution:

2009-12-09

**A Resolution Authorizing Petition to Minnesota Court of Appeals for Leave to File  
Amicus Curiae Brief Supporting Kittson County Appeal**

WHEREAS, Kittson County has authorized the appeal of a district court order in favor of the Minnesota Department of Natural Resources that the 1909 State Drainage Commission proceedings that established State Ditch 72 did not also establish public roads along State Ditch 72 and its laterals.

WHEREAS, the appeal involves issues relating to the authority of the State Drainage Commission and the district courts to establish public roads along judicial ditches in the State; and

WHEREAS, this County also has public roads that were established though the same or similar proceedings and therefore has an interest in the Kittson County appeal.

NOW, THEREFORE, the County Board of Commissioners resolves as follows:

The Board hereby authorizes a petition to the Minnesota Court of Appeals for leave to file an Amicus Curiae brief supporting the Kittson County appeal. County staff and/or the County Attorney shall coordinate with other counties that may authorize a similar petition, so that the authorizing counties may file a single joint petition to the Court of Appeals.

**COMMISSIONER RESIGNATION**

Commissioner Orris Rasmussen presented Board Chair Jack Swanson with a letter and requested that he read the letter to the Board. The letter was addressed to the Roseau County Board of Commissioners and the Residents of Commissioner District 3. The letter stated that upon the advice of his doctor, Commissioner Rasmussen resigned his position effective immediately. In the letter, Commissioner Rasmussen went on to thank the residents of Roseau County for their many years of support.

Auditor Anne Granitz met with the Board following the resignation announcement to request the Board authorize a special election to fill the vacancy.

A motion was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously to adopt the following resolution:

2009-12-10

WHEREAS, on December 15, 2009, at 11:15 am, Roseau County Commissioner Orris Rasmussen resigned, effective immediately.

WHEREAS, a vacancy is thereby created on the Roseau County Board; and

WHEREAS, Minnesota Statute §375,101 provides that a vacancy in the office of County Commissioner must be filled at a special election not less than 30 nor more than 90 days after the vacancy occurs.

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

1. That a vacancy is hereby declared for the office of the Third District County Commissioner, effective December 15, 2009 at 11:15 a.m.
2. That notice of filing for office of the Third District County Commissioner, Roseau County, Minnesota, shall be published one time in the official paper of Roseau County, *The Tribune*, and one time in the *Roseau Times-Region*.
3. That filing for said position shall open on December 29, 2009, at 8:00 a.m. and shall close on January 12, 2010, at 5:00 p.m. Candidates wishing to file for said position must file at the office of the Roseau County Auditor.
4. That if more than two (2) candidates file for said office; a Special Primary Election shall be held on Wednesday, February 3, 2010.
5. That the special election shall be held on Tuesday, February 23, 2010.

#### **COMMITTEE REPORTS**

Due to the resignation of Commissioner Rasmussen, committee reports were deferred to the December 29, 2009 Board meeting.

Upon motion carried, the Board adjourned the regular meeting at 12:17 p.m. The next regular meeting of the Board is scheduled for December 29, 2009 at 8:30 a.m.

Attest:

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

\_\_\_\_\_  
Teresa Klein, County Coordinator  
Roseau County, Minnesota

\_\_\_\_\_  
Jack Swanson, Chair  
Board of County Commissioners  
Roseau County, Minnesota