

## PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

July 13, 2010

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, Minnesota on Tuesday, July 13, 2010 at 8:30 a.m.

### CALL TO ORDER

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

### APPROVAL OF AGENDA

Discussion of the Malung Stream Gage was added to the agenda as part of the Red River Basin Commissioner appointment. Attendance at the AMC Policy Committee meetings, Endorsement of Joe Vene and painting quotes were added to discussion. A motion to adopt the amended agenda was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously.

### COMMENTS AND ANNOUNCEMENTS

Commissioner Swanson notified the Board that he will be attending a revenue diversification meeting via ITV on Thursday, July 15, 2010 and invited Commissioners to attend if their schedule would permit.

### CONSENT AGENDA

A motion to adopt the Consent Agenda was made by Commissioner Falk, seconded by Commissioner Walker and carried unanimously.

The Board, by adoption of its Consent Agenda approved the Proceedings from the July 6, 2010 Board meeting and approved bills for payment as follows:

#### WARRANTS APPROVED FOR PAYMENT 6/30/2010

<i>AMOUNT</i>	<i>VENDOR NAME</i>	<i>AMOUNT</i>	<i>VENDOR NAME</i>
42618.58	BADGER CITY	92792.62	GREENBUSH CITY
505.10	MIDDLE SNAKE TAMARAC WATERSHED	480.19	MN DEPT OF FINANCE-TREAS
18698.03	NW MN MULTI COUNTY HRA	13730.84	NW REGIONAL DEV COMM
5980.78	ROOSEVELT CITY	626871.04	ROSEAU CITY
268557.35	ROSEAU RIVER WATERSHED DIST	39439.36	SPRINGSTEEL ISLAND SANITARY DI
1466.82	STRATHCONA CITY	7159.75	TOWN OF BARNETT
22240.22	TOWN OF BARTO	1984.84	TOWN OF BEAVER
10130.89	TOWN OF CEDARBEND	8548.47	TOWN OF DEER
8477.72	TOWN OF DEWEY	10916.62	TOWN OF DIETER
10505.07	TOWN OF ENSTROM	15388.97	TOWN OF FALUN
8663.54	TOWN OF GOLDEN VALLEY	9530.07	TOWN OF GRIMSTAD
11760.00	TOWN OF HEREIM	5180.80	TOWN OF HUSS
20650.30	TOWN OF JADIS	189638.23	TOWN OF LAKE
15555.23	TOWN OF LAONA	7715.11	TOWN OF LIND
9532.71	TOWN OF MALUNG	10032.68	TOWN OF MICKINOCK
6304.12	TOWN OF MOOSE	37257.20	TOWN OF MORANVILLE
4384.42	TOWN OF NERESON	3952.94	TOWN OF PALMVILLE

1422.57 TOWN OF POHLITZ	12777.72 TOWN OF POLONIA
2954.19 TOWN OF POPLAR GROVE	8677.47 TOWN OF REINE
11822.66 TOWN OF ROSS	11444.38 TOWN OF SKAGEN
7350.10 TOWN OF SOLER	14444.46 TOWN OF SPRUCE
14460.16 TOWN OF STAFFORD	8881.04 TOWN OF STOKES
71825.30 TWO RIVER WATERSHED DISTRICT	367253.11 WARROAD CITY
107623.42 WARROAD PORT AUTHORITY	5825.51 WARROAD WATERSHED DISTRICT

**1 PAYMENTS LESS THAN \$300      35.85**  
**\*\*\*\*      FINAL TOTAL..... \$2,193,448.55      \*\*\*\***

**WARRANTS APPROVED FOR PAYMENT 7/01/2010**

<b>AMOUNT    VENDOR NAME</b>	<b>AMOUNT    VENDOR NAME</b>
656.25 ANDERSON LAW OFFICE STEVEN A	3061.48 CAPITAL GUARDIAN TRUST CO
1991.30 MICHAEL HICKEY	15741.00 J & L CONSTRUCTION
742.20 LAW ENFORCEMENT LABOR SERVICES	709.17 MN CHILD SUPPORT PAYMENT CENTE
3197.12 NATIONWIDE RETIREMENT SOLUTION	20000.00 NW MN MENTORING PROGRAM
22964.25 NW REGIONAL LIBRARY	347.00 RED RIVER BASIN COMMISSION
1174.22 TISHEL RUGLAND	6962.00 SELECT ACCOUNT-VEBA
800.00 SWIFT PLUMBING	

**8 PAYMENTS LESS THAN \$300      575.50**  
**\*\*\*\*      FINAL TOTAL..... \$78,921.49      \*\*\*\***

**WARRANTS APPROVED FOR PAYMENT 7/08/2010**

<b>AMOUNT    VENDOR NAME</b>	<b>AMOUNT    VENDOR NAME</b>
2045.68 AFLAC	2148.04 AMERITAS LIFE INSURANCE CORP
1342.52 ASSURANT EMPLOYEE BENEFITS	641.17 CENTURYLINK
480.00 BRIAN HARDWICK P.A.	1320.00 KB BOBCAT SERVICE
2099.00 MN DEPT OF FINANCE-TREAS	1915.41 MN MUTUAL LIFE INSURANCE
640.00 MN NCPERS GROUP LIFE INS	65780.00 NW MN SERV COOP-BLUE CROSS BLU
11768.53 ROSEAU CITY	875.00 ROSEAU CO MEDICAL TRAVEL
30000.00 ROSEAU CO SOIL & WATER CONS	

**5 PAYMENTS LESS THAN \$300      398.20**  
**\*\*\*\*      FINAL TOTAL..... \$121,453.55      \*\*\*\***

**WARRANTS APPROVED ON 7/13/2010 FOR PAYMENT 7/16/2010**

<b>AMOUNT    VENDOR NAME</b>	<b>AMOUNT    VENDOR NAME</b>
824.86 ACE HARDWARE-ROSEAU	334.56 ALLTEL
412.59 BALLARD MOTOR CO	702.81 BORDER STATES ELECTRIC SUPPLY
2080.56 CDW GOVERNMENT INC	411.32 COAST TRUE VALUE
333.02 CULLIGAN	1022.60 CUMMINS NPOWER LLC
468.96 TONY DORN INC	302.50 FAIR HILLS RESORT
2660.41 FARMERS UNION OIL CO-LK BRNSN	5217.99 FARMERS UNION OIL CO-WARROAD
1305.68 GARTNER REFRIGERATION CO	1157.00 GRAFF CONSTRUCTION
479.91 GRAINGER INC	3437.00 HOFFMAN DALE & SWENSON PLLC
582.04 HOLIDAY COMMERCIAL	1191.22 HORNER PLUMBING & EXCAVATION
411.61 LAKE COUNTRY CHEV BUICK PONTIA	1336.35 LIFECARE MEDICAL CENTER
32783.85 MAR-KIT LANDFILL	347.50 MATHISON COMPANY
1369.02 MN COUNTIES COMPUTER COOP	338.15 MN DEPT OF TRANSPORTATION
655.32 MULTI OFFICE PRODUCTS INC	400.00 NORTH COUNTRY WEBSITES
49519.62 NORTHERN RESOURCES COOPERATIVE	699.55 PARADISE
359.00 GLENDA PHILLIPE	313.73 POLARIS INDUSTRIES INC
514.07 QUALITY PRINTING	454.08 RDO TRUCK CENTERS
16224.99 REGENTS OF U OF MINNESOTA	4221.54 RIVERFRONT STATION
337.36 ROSEAU AUTO PARTS INC	492.29 ROSEAU AUTO VALUE
462.76 ROSEAU CLEANING SYSTEMS	8640.88 ROSEAU CO COOP ASSN
415.74 ROSEAU CO SHERIFF-SUNDRY ACCOU	1862.73 ROSEAU CO SHERIFF'S POSSE
4667.53 ROSEAU CO SOIL & WATER CONS	2224.46 ROSEAU DIESEL SERVICE INC
2718.20 SJOBERG'S INC	464.91 SYNERGY GRAPHICS
372.04 TITAN ACCESS ACCOUNT	500.00 TW VENDING INC
1525.00 WADENA CO MOUNTED SHERIFF'S PO	5245.47 ZIEGLER INC

**51 PAYMENTS LESS THAN \$300      6,284.28**

\*\*\*\* FINAL TOTAL..... \$169,087.06 \*\*\*\*

## **JANEEN STENSO, RED RIVER BASIN COMMISSION – TODD MILLER ROSEAU RIVER WATERSHED**

Red River Basin Commission (RRBC) Liaison Janeen Stenso, and Red River Watershed District (RRWD) Manager and International Red River Board (IRRB) member Todd Miller met jointly with the Board to give an update on various projects and developments regarding Red River basin activities. Ms. Stenso reviewed a number of RRBC materials and reminded the Board that the mission of the RRBC is to create a comprehensive, integrated basin-wide vision, to build consensus and commitment to the vision, and to speak with a unified voice for the Red River Basin.

Ms. Stenso informed the Board that it is the intention of the RRBC to build collaborative partnerships with all involved residents, organizations, and governments to work together to achieve a comprehensive integrated watershed stewardship and management. Ms. Stenso stated that many flood plans address only a single city or community, but that as a result the 2000 International Joint Commission report entitled, Living with the Red – A report to the Governments of Canada and the United States on Reducing Flood Impacts in the Red River Basin, a plan is being developed to address flooding across the red river basin. Ms. Stenso reported that the RRBC is mid-point in the development of a comprehensive plan to address flooding in the red river basin. If funded and implemented, this plan would help with local flooding problems, but would also result in a 20% reduction in flow on the mainstream Red River and would mitigate downstream impacts of a proposed diversion project in the Fargo-Moorhead metropolitan area. The plan is progressing with a goal to provide a report with recommendations to elected officials on the state and federal level by the end of the year.

Mr. Miller stated that the Red River is an unusual river in that it crosses multiple boundaries including three states, one province and two counties. Mr. Miller represents the RRWD and the County on the IRRB. The function of the IRRB is to help the International Joint Commission (IJC) prevent and resolve transboundary disputes by providing advice on matters affecting the quality, levels and integrity of the waters of the Red River ecosystem. Mr. Miller stated that the IRRB was created out of an International Joint Commission (IJC) mandate to combine membership and activities of the International Red River Pollution Board and the International Souris-Red River Engineering Board to create operational efficiencies. Mr. Miller stated that the IRRB is looking at projects that would store approximately 40,000 cubic feet of water above and below the Roseau River Watershed District that would provide substantial flood relief to Roseau County. Mr. Miller noted that at this time more water is coming into the United States across the border than is flowing north from the United States into Canada.

The Board discussed the Malung Stream Gage. The DNR has discontinued funding of the gage. The cost to maintain the gage is approximately \$16,000 annually. The USDA is willing to fund half of the cost but the remaining cost would have to be paid by another entity. The city of Roseau would be willing to cost share the remaining half or \$8,000 with the Roseau River Watershed District and Roseau County. Mr. Miller stated that the IRRB has discussed funding the stream gage due to its significance in predicting flooding and advised the County to defer action until the IRRB makes a decision.

## **COMMITTEE REPORTS**

Commissioner Falk reported on the following committee meetings: Roseau River Watershed District meeting, 7/7/10; Trail Committee Meeting, 7/8/10 and Water Management Summit, 7/12/10.

Commissioner Foldesi deferred committee reports until the 7/27/10 meeting.

Commissioner Johnston reported on the following committee meeting: Grant-in-aid Trail Committee Meeting, 7/8/10.

Commissioner Swanson reported on the following committee meeting: Northern Counties Land Use Coordinating Board, 7/1/10; Roseau River Watershed meeting, 7/7/10; Community Justice Coordinating Committee, 7/7/10; Water Management Summit, 7/12/10.

Commissioner Walker deferred committee reports until the 7/27/10 meeting.

## **HIGHWAY DEPARTMENT ENGINEERS REPORT**

Engineer Brian Ketring met with the Board to request contract approval on four highway department projects. A motion was made by Commissioner Falk, seconded by Commissioner Swanson and carried unanimously to adopt the following resolution:

### 2010-07-01

BE IT RESOLVED, that the Board does hereby award a contract to the Spruce Valley Corporation for project no. SAP 68-599-90, a box culvert installation in Enstrom and Spruce Townships, in the amount of \$152,533.50.

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

### 2010-07-02

BE IT RESOLVED, that the Board does hereby award a contract to the Spruce Valley Corporation for project no. SAP 068-599-091, a box culvert installation in Reine Township, in the amount of \$130,360.00.

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

### 2010-07-03

BE IT RESOLVED, that the Board does hereby award a contract to Knife River Materials for project no. SAP 68-676-05, mill bit. surface, agg. base and bit surfacing in Greenbush, in the amount of \$108,172.60.

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

### 2010-07-04

BE IT RESOLVED, that the Board does hereby award a contract to Knife River Materials for the Greenbush Street project in the amount of \$172,334.82.

Mr. Ketring notified the Board that the Highway Department received notification that the Board of Water and Soil Resources has authorized the release of additional grant dollars to fund ditch modernization projects. The County previously received \$15,000. The exact amount is not known at the time. However, the Board agreed that this is a needed project and they are grateful to accept additional funding to move the project forward. A motion to authorize Board Chair Johnston to sign this document when it is received was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously.

The Board asked Mr. Ketring if he had received a quote for the repair of the Old Law Enforcement Parking Lot. Mr. Ketring advised that it would be more affordable to wait until next construction season to combine this project with another county project, but agreed to report options at a future Board meeting.

Commissioner Johnston recessed the Board meeting at 10:00 a.m. The meeting reconvened at 10:15 a.m.

**TROY SCHROEDER, NORTHWEST REGIONAL DEVELOPMENT TRANSPORTATION PLANNER AND WADE MILLER, DEPARTMENT OF NATURAL RESOURCES, DIVISION OF TRAILS AND WATERWAYS AND ROSEAU COUNTY TRAILBLAZERS**

Northwest Regional Development Transportation Planner Troy Schroeder, and Department of Natural Resources, Division of Trails and Waterways Area Supervisor Wade Miller, and representatives of the Roseau County Trailblazers group met with the Board.

Mr. Miller reviewed the DNR Minnesota Snowmobile Trails Assistance Program Maintenance and Grooming Manual, highlighting the roles and responsibilities of trail sponsors and clubs in administering a grant-in-aid trail. The Board discussed developing a sponsor-club contract that clarified these roles and responsibilities. A meeting will be scheduled to discuss this further.

The Board discussed the purchase of the abandoned rail bed and the clubs intention. Greg Anderson advised that the contract to purchase the rail bed is in its final revision. The Trailblazers will be purchasing the trail outright. Mr. Anderson stated that the Trailblazers intention is to make a multi-use trail. The trail will not be paved but will be open to all use including bikes, ATV's, snowmobiles, horses, .etc.

The Board stated that they would appreciate the opportunity to have the first right of refusal in the event that the Trailblazers would like to sell the property in the future. Mr. Anderson stated that would be included in the contract. Mr. Anderson assured the Board that the Club has the best interest of the county in mind.

The Board asked where the ATV's would ride. Mr. Sizemore stated that for now they would all share the same trail, however, there is enough right-of-way to create a separate trail for ATV use should the Northstar ATV Club decide to write a grant to develop and maintain a trail.

Commissioner Falk stated that there are existing drainage and noxious weed issues along the rail bed. Mr. Anderson stated that the Trailblazers will be amendable to work with the county to address both concerns.

Commissioner Foldesi stated that in the environment of working toward greater efficiency and creating collaborative joint powers efforts, it would be advisable for the county to partner with the Trailblazers on trail development and or trail maintenance.

Mr. Anderson informed the Board that if they were interested in seeing a successful rails to trails project that they may want to consider attending the ribbon cutting ceremony for the Agassiz Recreational Trail on July 17<sup>th</sup>, 2010 in Twin Valley.

The Board discussed how to prepare for additional Minnesota Northern rail bed abandonment. Troy Schroder asked if the Board had an interest in forming a Regional Rail Authority. The Board agreed that would be a good decision.

### **JEFF PELOWSKI, SAFETY COMMITTEE**

Jeff Pelowski, Safety Committee Chair, met with the Board to request their approval of a three year safety and health proposal with Safety Compliance Services. In year one this contract would include: An annual safety inspection of all County-owned buildings; updating of the Roseau County Safety Manual; two, three hour sessions of mandated annual employee safety training; semi-annual attendance at County Safety Committee meetings; review of accidents and injuries and assistance with accident investigations; consultation on health and safety related issues and representation in the event of an OSHA inspection. In year two this contract would include: Two, three hour sessions of mandated annual employee safety training; consultation on health and safety related issues and representation in the event of an OSHA inspection. In year three this contract would include: An annual safety inspection of all County-owned buildings; two three hour sessions of mandated annual employee safety training; consultation on health and safety related issues and representation in the event of an OSHA inspection. A motion was made by Commissioner Swanson, seconded by Commissioner Falk and carried unanimously to adopt the following resolution:

#### 2010-07-05

BE IT RESOLVED, that the Board does hereby agree to enter into a three year Health and Safety Agreement with Safety Compliance Services in the amount of \$19,500.00.

Mr. Pelowski requested the Board approve the purchase of a Pup Trailer from Sanitation Products. This purchase is included as part of the Environmental Office budget. A motion was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously to approve the following resolution:

#### 2010-07-06

BE IT RESOLVED, that the Board does hereby approve the purchase of one (1) Wastequip Model SP3A, 40,000 lb Single Axle Spring Trailer with 10' tongue w/ratchet assist tongue, air powered dolly lockout, poly tenders and 25,000 lb axles, 10 hole hub piloted, ABS brakes from Sanitation Products, Inc. in the amount of \$29,602.00.

## **DISCUSSION**

Pohlitz Township is currently being assessed a ditch tax on sections 1-6 and 18 for a road that no longer exists. They are delinquent on ditch tax on those parcels and the Auditor's office needs Board direction regarding how to handle the matter.

A legal opinion regarding removal of this property from the ditch system was requested of Kurt Deter of Rinke Noonan. Mr. Deter advised that Pohlitz Township petitioned the county for removal of this property from the assessed area of the drainage system. Normally a landowner would need to demonstrate that they are not receiving a benefit from the system either because water is not using the system or a dam has been constructed to prevent it from getting to the system. In this case, the basis of the benefit no longer exists and therefore there are no road benefits to the Township.

The issue for the County is that the assessment or ditch tax remains in effect until the Board has approved the removal of the property. In approving the petition the Board could authorize that the assessment charged after the date of the road removal be forgiven the Township, however the assessment amount must still be collected and would be spread to the remainder of the benefited landowners. Deputy Auditor Martie Monsrud will write a letter to the Township advising them of the legal opinion received. The Board will decide the matter of the delinquent ditch assessment at a later date.

The Board discussed viewing the adjoining Beito property. Commissioner Swanson will arrange a time to meet with Mr. Don Beito. Commissioner Foldesi and Assessor Al Heim will also view the property.

The Board discussed membership on the Northwest Regional Development Area Arts Council. Roseau County could add one member to the Council. The Coordinator's office will develop an advertisement to solicit interest to serve on this council.

The Board discussed the AMC Payment in Lieu of Taxes meeting on July 26, 2010 in St. Cloud. A motion was made by Commissioner Swanson, seconded by Commissioner Johnston, and carried unanimously to authorize Commissioner Falk to attend the meeting.

The Board discussed Beltrami Commissioner Joe Vene's interest in serving as AMC Second Vice-President. A motion was made by Commissioner Walker, seconded by Commissioner Foldesi, and carried unanimously, to adopt the following resolution:

### **RECOMMENDING AND SUPPORTING COMMISSIONER JOE VENE FOR THE POSITION OF SECOND VICE PRESIDENT OF THE ASSOCIATION OF MINNESOTA COUNTIES**

2010-07-07

WHEREAS, the Association of Minnesota Counties will be electing officers to serve in statewide capacities in December 2010; and

WHEREAS, Nominations for officers of the Association of Minnesota Counties are to be solicited from elected officials of member counties; and

WHEREAS, Beltrami County Commissioner Joe Vene has a long history of public service including his current service as County Commissioner and prior service as Superintendent of the Northwestern Minnesota Juvenile Center, operated under a Joint Powers Agreement of Eight Member Counties, Chair of the City of Bemidji Planning Commissioner, and is a United States Army Veteran. Commissioner Vene currently serves on state and local committees and is the Association of Minnesota Counties Director for District 2; and

WHEREAS, Due to his extensive experience in and commitment to public service and government experience, Commissioner Joe Vene is an excellent candidate for Second Vice President of the Association of Minnesota Counties;

NOW, THEREFORE, BE IT RESOLVED, The Roseau County Board of Commissioners hereby supports the candidacy of Commissioner Joe Vene for Second Vice President of the Association of Minnesota Counties, and requests that his name be presented on the slate of nominees for this position.

The Board directed the Coordinator's Office to solicit a painting quote from Walter Storey.

Upon motion carried, the Board adjourned the regular meeting at 1:30 pm. The next regular meeting of the Board is scheduled for July 27, 2010 at 8:30 a.m.

Attest:

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

\_\_\_\_\_  
Teresa Klein, Board Clerk  
Roseau County, Minnesota

\_\_\_\_\_  
Alan Johnston, Chair  
Board of County Commissioners  
Roseau County, Minnesota