
June 26, 2012

REGULAR BOARD MEETING AGENDA

Notice is hereby given that the Board of Commissioners of Roseau County will meet in session on June 26, 2012 at 8:30 a.m. in the Roseau County Courthouse, Room 110, Roseau, MN, at which time the following matters will come before the Board:

8:30 Call to Order

1. Presentation of Colors
2. Approve Agenda
3. Comments and Announcements
4. Approve Bills

8:45 Public Hearing: Ordinance #37 – Regulated Animal Ordinance

9:00 Delegations/Board Appointments/Public Comments*

1. AMC Executive Director Jeff Spartz

9:15 2. Marc Bloomquist

- a. MN DOC Probation Update

9:30 Continuation of the June 2012 Board of Appeal and Equalization Meeting

9:45 Consent Agenda

1. June 12, 2012 Proceedings
2. Revisions and Updates to the 2012 Roseau County Emergency Preparedness Plan
3. Purchase of Used Track Excavator

10:00 Break

10:15 Department Reports

1. Sheriff's Office
 - a. Temporary Deputy Hire

10:30 2. Highway Department

- a. Contracts for SAP 068-613-20, SAP 068-599-099 and CP 11:08

10:45 County Board Items

1. Beltrami Island LUP – CCMP Open House
2. Commissioner Committee Reports

11:00 Unfinished Business

11:00 Adjourn

***Limited to five minutes**

ITEM # Public Hearing
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
Monsrud, Martie ▼	Auditor ▼	Jun ▼	26 ▼	2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
 Ordinance #37 - Regulated Animal Ordinance

***Background (Provide sufficient detail of the subject):**
 A public hearing is being held to give the public an opportunity to comment on the proposed adoption of Ordinance #37.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson						Passed
Phillipe						
Foldesi						Failed
Falk						
Walker						Tabled

ATTEST: Jeff Pelowski, Interim Coordinator

ROSEAU COUNTY ORDINANCE # 37
REGULATED ANIMAL ORDINANCE

WHEREAS, the statutes of the State of Minnesota grant authority to the County Boards of the State to adopt ordinances for the purpose of regulating the keeping of animals, restraining animals from running at large, and authorizing the impounding and sale or summary destruction of animals; and

WHEREAS, the proper exercise of the police power of the County of Roseau requires that dangerous animals, animals running at large and prohibited animals be regulated; now

THEREFORE, County of Roseau does hereby ordain as follows:

I. DEFINITIONS

Dangerous Dog. “Dangerous dog” means any dog that has: (1) without provocation, inflicted substantial harm on a human being on public or private property; (2) killed a domestic animal without provocation while off the owner’s property; or (3) been found to be potentially dangerous, and after the owner has notice that the dog is potentially dangerous, the dog aggressively bites, attacks, or endangers the safety of humans or domestic animals.

Potentially Dangerous Dog. “Potentially dangerous dog” means any dog that: (1) when unprovoked, inflicts bites on a human or domestic animal on public or private property; (2) when unprovoked, chases or approaches a person, including a person on a bicycle, upon the streets, sidewalks, or any public or private property, other than the dog owner’s property, in an apparent attitude of attack; or (3) has a known propensity, tendency, or disposition to attack unprovoked, causing injury or otherwise threatening the safety of humans or domestic animals.

Unprovoked. “Unprovoked” means the condition in which the dog is not purposely excited, stimulated, agitated or disturbed. It is a rebuttable presumption that any attack on a child fourteen years of age or younger for which a reasonable person connotes an intent to inflict bodily harm will be considered to be unprovoked unless the child is engaged in the commission of a crime or illegal activity, including activities classified under Minnesota Statute 343 as cruelty to animals.

Proper Enclosure. “Proper enclosure” means securely confined indoors or in a securely enclosed and locked pen or structure suitable to prevent the dog from escaping and providing protection from the elements for the dog. A proper enclosure does not include a porch, patio, or any part of a house, garage, or other structure that would allow the dog to exit of its own volition, or any house or structure in which windows are open or in which door or window screens are the only obstacles that prevent the dog from exiting.

Owner. “Owner” means any person, firm, corporation, organization, or department possessing, harboring, keeping, having an interest in, or having care, custody, or control of a dog.

Substantial Bodily Harm. “Substantial bodily harm” has the meaning given it under Minnesota Statute Section 609.02, subdivision 7a.

Great Bodily Harm. “Great bodily harm” has the meaning given it under Minnesota Statute Section 609.02, subdivision 8.

Animal Control Officer. “Animal Control Officer” means the agency or person under contract with Roseau County to provide animal control services.

II. SCOPE

1. Animals Running at Large Unlawful. It shall be unlawful for the owner of any animal to permit any dangerous dog, prohibited animal or domestic animal of any kind to run at large.

2. Dangerous Animals May Be Destroyed. The members of the Roseau County Sheriff's Office or any other law enforcement officer in Roseau County is authorized to kill any dangerous dog, domestic animal or prohibited animal when reasonably necessary for the protection of persons or property.

3. Animal Control Officer. The Roseau County Sheriff is hereby designated as the Animal Control Officer for Roseau County. The Roseau County Sheriff, or his or her designee, shall enforce this ordinance and the statutes of the State of Minnesota regulating dangerous dogs, codified as M.S. 347.50, et seq., and as they may be modified or amended.

4. Nuisance. Any dog, domestic animal or prohibited animal found running at large in the County or acting in a manner prohibited herein is hereby declared to be a nuisance and may be impounded and abated as herein provided. The Sheriff of Roseau County or his designee may impound any such animal running at large in violation of the provisions of this ordinance if public safety so requires.

5. Dangerous Dogs. No dangerous dog or dog sick with or liable to communicate rabies or other contagious or infectious disease shall be permitted to run at large in the County. No person may own a dangerous dog in Roseau County unless the dog is registered as provided in M.S. 347.51. The Roseau County Sheriff, or his or her designee, shall act as the animal control authority to issue certificates of registration to the owner of a dangerous dog if the owner presents sufficient evidence of compliance with M.S. 347.51. The fee for the certificate of registration for a dangerous dog in Roseau County shall be \$500.

6. Disturbing the Peace. No person owning or caring for any dog or prohibited animal shall permit such dog or prohibited animal to disturb the peace and quiet of other persons by excessive barking, growling, howling, or other loud noises, or by running through or across private property belonging to others.

7. Waste Control. It shall be unlawful for any person owning or having control or custody of any dog or prohibited animal to permit the dog or prohibited animal to defecate upon the private property of another. If such does occur the person shall immediately remove the feces and

properly dispose of it; provided, however, that nothing herein contained authorizes such person to enter upon the private property of another without permission.

8. Menacing Dogs or Prohibited Animals. It shall be unlawful for the owner or person caring for any animal to permit a dog or prohibited animal to menace or attack persons on public property or on private property not belonging to the owner. It shall be unlawful for any owner to fail to restrain any dangerous dog or prohibited animal which menaces another person as provided herein and upon notification that the dog or prohibited animal has menaced other individuals, the dog or animal shall be restrained by being tied securely or kenneled in an enclosure on the owner's property in such a manner as to render it incapable of harming or threatening others.

9. Bites. Whenever any dog or prohibited animal bites or attacks any person, the owner of the dog or prohibited animal shall immediately notify the Sheriff who shall order the dog or prohibited animal held in a secure enclosure on the owner's premises. If the owner does not keep the dog in a secure enclosure as directed or the Sheriff has reason to believe the owner will not do so, the Sheriff shall have it impounded for a period of ten (10) days. If the owner is not present or cannot be identified the person attacked or any other person may also notify the Sheriff, who shall then order impoundment for a period of ten (10) days. The dog or prohibited animal shall be examined by a licensed veterinarian immediately after it is impounded and again at the end of the ten (10) day period. If, at the end of ten (10) days the veterinarian is convinced that the animal is free from rabies it may then be released from quarantine or impoundment as the case may be and returned to the owner. If the animal dies during the period of quarantine or impoundment, the head of the animal shall be removed by a veterinarian and sent to the State Department of Health or other authority for examination for rabies. The owner of such animal shall be responsible for all costs of examination and shall pay such costs within 30 days of billing by the Sheriff's Office or the examining authority.

10. Animals Impounded – How Redeemed. The owner of any dog, domestic animal or prohibited animal impounded hereunder may redeem the same by paying all the costs, charges and penalties, if any, that have accrued up to the time of making the redemption, and when the same are paid to the Roseau County Sheriff he or she shall release the dog, domestic animal or prohibited animal from impoundment and remit the same to the owner thereof.

11. Enclosure. The enclosure for any dangerous dog or prohibited animal shall consist of confinement of the dog or prohibited animal in a securely enclosed and locked pen or structure suitable to prevent the entry of children, and to prevent the animal from escaping. Such pen or structure shall have secure sides and a secure top and shall also provide protection from the elements for the dog or prohibited animal. If the enclosure has no bottom secured to the sides, the sides must be embedded at least two feet into the ground. It shall be constructed of such material as will prevent a dog or prohibited animal housed therein from breaking, tearing, or otherwise penetrating the material in order to escape.

12. Unclaimed animals. Any animal impounded by the Sheriff shall be held for a minimum of five (5) business days. Thereafter, any animal not claimed by the owner may be euthanized by a veterinarian after the following procedure: a. If the owner of the dog or prohibited animal has

been identified, the sheriff shall cause notice of destruction of the animal to be sent to the last known address of the owner by certified mail, or personally served upon the owner. The notice shall provide that the owner may claim the animal and pay applicable impoundment fees within five days of the date of the notice or the animal may thereafter be destroyed or otherwise disposed of. b. If the owner of the animal has not been identified, the sheriff shall cause notice of the destruction of the animal to be posted at the Roseau County Courthouse and published once in the official newspaper of the County, advising that if the animal is not claimed within five days of the date of publication, and impound fees paid, the animal may be destroyed or otherwise disposed of. c. If the animal is not claimed after notice as provided above, the animal may be humanely destroyed or otherwise disposed of. d. The owner of an impounded animal shall pay the cost of impoundment, publication of notice, veterinary care and humane destruction of the animal regardless of whether the animal is claimed by the owner. e. The County Attorney is authorized to take such action as is reasonably necessary to collect unpaid costs.

13. Penalty. Any person found in violation of this ordinance shall be guilty of a misdemeanor and shall be punished by a maximum term of 90 days in jail or a fine up to \$1,000 or both. A second or subsequent violation shall be punished by a minimum fine of \$500 and a term of jail not less than 1 day.

14. Other Remedies Available. The other remedies available at law, including Minnesota Statutes Chapter 346, pertaining to stray animals and Minnesota Statutes Chapter 347, pertaining to dogs and cats, are also applicable to the subject matter of this ordinance, and the use of such alternative remedies shall be discretionary with the Roseau County Sheriff and the Office of the Roseau County Attorney.

15. Taxation of Costs. The Roseau County Board of Commissioners, after notice and opportunity to be heard, may direct that all costs associated with the actions and remedies available in this ordinance for the impoundment, abatement, examination, or control of any animal be charged against the real property of any person determined to be the owner of the animal as a special assessment to be collected as provided by law.

16. Effective Date. This ordinance shall be effective upon adoption by the Roseau County Board of Commissioners.

III. DESIGNATION OF A POTENTIALLY DANGEROUS DOG

a. The Animal Control Officer shall designate any dog as a potentially dangerous dog upon receiving evidence that the dog, when unprovoked, has bitten, attacked, or threatened the safety of a person or a domestic animal as stated above.

b. The Animal Control Officer will cause one owner of the potentially dangerous dog to be notified in writing that the dog is potentially dangerous. The written notice will include dates, times and places of parties bitten or chased in an attitude of attack.

c. The Animal Control Officer may impound any dog determined to pose a threat to public safety pending a final dangerous dog designation.

d. The Animal Control Officer shall quarantine any dog without proof of current rabies vaccination upon receiving evidence that the dog has bitten any person or domestic animal.

- e. The owner of a potentially dangerous dog shall have a microchip implanted in the dog for identification. The owner shall provide the name of the microchip manufacturer and identification number of the microchip to the Animal Control Officer within fourteen (14) days of the designation.
- f. If the owner of a potentially dangerous dog fails to implant a microchip in the dog within fourteen (14) days, the Animal Control Officer may implant the microchip and assess all related costs to the dog's owner.

IV. APPEAL OF A POTENTIALLY DANGEROUS DOG

- a. Within five (5) business days after receiving notice of a potentially dangerous dog designation by the Animal Control Officer, the owner or custodian of the dog may request a review of the designation by requesting review in writing on a form provided by the Animal Control Officer and submitting written evidence that disputes the declaration to the Animal Control Officer. The Animal Control Officer shall make a final decision within seven (7) days following the receipt of the written request, based upon the written submissions only.
- b. After a dog is finally declared potentially dangerous, the owner or custodian of the dog may request that the Animal Control Officer review the designation annually. An administrative hearing fee of one hundred dollars (\$100.00) shall be required prior to such a review. At the review, the owner or custodian must provide evidence that the dog's behavior has changed. If the Animal Control Officer finds sufficient evidence that the dog's behavior has changed, the Animal Control Officer may rescind the potentially dangerous dog designation.

V. DESIGNATION OF A DANGEROUS DOG

- a. The Animal Control Officer shall designate any dog a dangerous dog upon receiving evidence that the dog has, when unprovoked, inflicted substantial harm on a person or killed a domestic animal as stated in 3(a) above.
- b. The Animal Control Officer shall designate any dog a dangerous dog upon receiving evidence that a dog, which has previously been declared a potentially dangerous dog, has again bitten, attacked or threatened the safety of a person or domestic animal as stated in 3(a) above.
- c. The Animal Control Officer may impound any dog determined to pose a threat to public safety pending a final dangerous dog designation order.
- d. The Animal Control Officer shall quarantine any dog without proof of current rabies vaccination upon receiving evidence that the dog has bitten any person or domestic animal.
- e. The Animal Control Officer will cause one owner of the dog to be notified in writing that the dog is dangerous. The written notice will include dates, times and places of parties bitten.
- f. The Animal Control Officer will also provide one owner of the dog with a Dangerous Dog Registration form.
- g. Within fourteen (14) days of a declaration that a dog has been deemed a dangerous dog, the owner or custodian of the dog shall complete the Dangerous Dog Registration form and file it with the Roseau County Auditor with evidence showing that:
 - (1) a proper enclosure exists for the dangerous dog and the premises are posted with a clearly visible warning sign, including a warning symbol to inform children, that there is a dangerous dog on the property;
 - (2) a surety bond has been issued by a surety company authorized to conduct business in this state in the sum of at least \$300,000, payable to any person injured by the dangerous dog, or a

policy of liability insurance issued by an insurance company authorized to conduct business in this state in the amount of at least \$300,000, insuring the owner for any personal injuries inflicted by the dangerous dog and payable to the injured person(s);

(3) the owner has paid an annual fee of \$500, in addition to any regular dog licensing fees, to obtain a certificate of registration;

(4) the dog has had a microchip identification implanted;

(5) the dog has an easily identifiable tag with the uniform dangerous animal symbol affixed to its collar at all times; and

(6) the dog is current in all vaccinations.

VI. APPEAL OF A DANGEROUS DOG DESIGNATION

a. Within five (5) business days after a dangerous dog designation is made by the Animal Control Officer, the owner or custodian of the dog may request a hearing to contest the designation. The request for a hearing shall be made in writing on a form provided by the Animal Control Officer.

b. The hearing shall be held before the Roseau County Administrator or by an independent hearing examiner selected by the Roseau County Administrator, not more than fifteen (15) days after receipt of the request for hearing. The hearing officer will make findings of fact and will either affirm or reject the Animal Control Officer's dangerous dog designation or may impose other sanctions as warranted. The hearing officer shall make a final decision within seven (7) days of the hearing.

c. If the hearing officer confirms the dangerous dog designation, the owner or custodian of the dog shall complete the Dangerous Dog Registration form and file it with the Roseau County Auditor with evidence as set forth in Section 6(g) above within fourteen (14) days of final decision.

d. After a dog is finally declared dangerous, the owner or custodian of the dog may request that the Animal Control Officer review the designation annually. An administrative hearing fee of one hundred dollars (\$100.00) shall be required prior to such a review. At the review, the owner or custodian must provide evidence that the dog's behavior has changed. If the Animal Control Officer finds sufficient evidence that the dog's behavior has changed, the Animal Control Officer may rescind the dangerous dog designation.

VII. DESTRUCTION OF DOG

a. If no appeal is filed, the dangerous dog designation will stand and the Animal Control Officer may order the animal destroyed.

VIII. VIOLATION OF DANGEROUS DOG REGISTRATION

a. The Animal Control Officer shall immediately seize a dangerous dog if: (1) the dog is not maintained in a proper enclosure; (2) the dog is outside the proper enclosure and not under the physical restraint of a responsible person; (3) the dog is not validly registered within 14 days after the owner has notice that the dog is dangerous; or (4) the owner does not secure the proper liability insurance or surety coverage within 14 days after the owner has notice that the dog is dangerous.

b. The owner or custodian may reclaim the dog upon payment of impounding and boarding fees, and presenting proof to the Animal Control Officer that the requirements of Minnesota Statute Sections 347.51 and 347.52 have been met.

c. A dangerous dog not reclaimed under this section within fourteen (14) days may be disposed of as provided by law and the owner is liable to the Animal Control Authority for costs incurred in confining and disposing of the dog.

IX. EXEMPTIONS

a. The provisions of this section do not apply to police K-9 dogs used by law enforcement officials for police work. b. Dogs may not be declared dangerous if the threat, injury, or damage was sustained by a person: (1) who was committing, at the time, a willful trespass or other tort upon the premises occupied by the owner of the dog; (2) who was provoking, tormenting, abusing, or assaulting the dog or who can be shown to have repeatedly, in the past, provoked, tormented, abused, or assaulted the dog; or (3) who was committing or attempting to commit a crime.

X. CRIMINAL PENALTY

a. The owner of a dog declared dangerous or potentially dangerous who fails to comply with the requirements of this section shall be guilty of a misdemeanor, with penalties as provided under Minnesota law.

XI. RABIES QUARANTINE

Whenever any dog without proof of current rabies vaccination has bitten any person or domestic animal, the owner or custodian of the dog, upon being notified by the Animal Control Officer or local law enforcement, will immediately cause the dog to be quarantined with the Animal Control Authority or by a veterinarian licensed to practice in the State of Minnesota, for a period of ten (10) days after the person has been bitten. Within 24 hours of impoundment, a veterinarian will observe the animal and examine the animal if necessary to ascertain whether symptoms of rabies exist. If at the end of ten days the veterinarian diagnoses the dog to be free of the signs of rabies, the dog will be released from quarantine. If the dog dies, the head will be sent to the State Department of Health for examination for rabies. The owner of the dog is responsible for the cost of quarantine and examination by the veterinarian. c. Whenever any dog with proof of current rabies vaccination has bitten any person or domestic animal, the owner or custodian of the dog, upon being notified by the Animal Control Officer or local law enforcement, will immediately cause the dog to be quarantined in their home for a period of ten (10) days after the person has been bitten. If at the end of ten days, the dog appears to be free of rabies, the home quarantine shall end. If the dog becomes ill or dies during the period of home quarantine, the owner shall immediately notify the Animal Control Officer for examination.

ITEM # Appt 1
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
<input type="text"/>	<input type="text"/>	Jun	26	2012

Amount of time being requested:

*Subject Title (As it will appear on the agenda):
Association of Minnesota Counties Executive Director Jeff Spartz

*Background (Provide sufficient detail of the subject):
 AMC Executive Director Jeff Spartz will meet with the Board to review the AMC's activities and services.

*Financial Consideration:

*Legal Consideration:

*Other Consideration:

*Resolution (Wording should reflect the intent of the Board vote):

Coordinator's Office Use (Do Not Write Below)

Date Received:

Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson	<input type="text"/>	Passed <input type="text"/>				
Phillipe	<input type="text"/>					
Foldesi	<input type="text"/>	Failed <input type="text"/>				
Falk	<input type="text"/>					
Walker	<input type="text"/>	Tabled <input type="text"/>				

ATTEST: Jeff Pelowski, Interim Coordinator



AMC Brings Value to Members

AMC Supports Policy Development for Members

AMC has five policy standing committees and several task forces. The policy committees identify issues common to the members and develop concepts for implementation in the legislative process as part of the platform. If the issue is national in scope, AMC will then ask NACo to evaluate the issue and add it to the NACo federal agenda.

- **The Environment & Natural Resources Policy Committee:** Waste management, natural resource management, water quality, air quality, planning & zoning, drainage, wetland management, public lands, land use and forestry
- **General Government:** Finance; Taxation; Personnel; Intergovernmental relations; County structure; Economic development; Jails and adult corrections; and Utility deregulation or restructuring
- **The Health & Human Services Policy Committee:** Public health, health care, welfare, social services, juvenile corrections, and jobs and training.
- **The Public Safety Policy Committee:** County correctional service delivery, jail management, emergency management needs, and judicial issues.
- **The Transportation Policy Committee:** Transportation, agriculture, drainage, economic development and tourism.

AMC Supports Legislative Activities, Agency Activities, and County Initiated Efforts

- **State: the Policy Committees do the work that underlies the AMC platform that drives legislative and Agency activities**
- **Federal: We work with NACo on the federal issues.**
- **Redesign** – A concept that AMC developed for the last several years. It fundamentally looks at the design of county government and suggests approaches to improving how we deliver value to our citizens. It gives us the opportunity to be the initiators of needed change rather than react to what others want to do. The latest result of this thinking is the **MAGIC** (Minnesota Accountable Government Innovation and Cooperation) **Act**. When passed into law next year it will be a major tool to help implement innovative thinking. Given projections for the state's aging population and service needs, redesigning our delivery systems will be the answer to forced local government consolidation proposals.

Services Provided for Members by NACo:

- **Federal Representation on Important Policy Issues**
- **Educational and Informational Sessions**
- **U.S. Communities Government Purchasing Alliance**
- **NACo Prescription Discount Card Program**

- **U.S. Communities Government Purchasing Alliance**

U.S. Communities is the leading national government purchasing cooperative, providing world class government procurement resources and solutions to local and state government agencies, school districts (K-12), higher education institutes, and nonprofits looking for the best overall supplier government pricing.

The program offers:

- **Best Overall Supplier Government Pricing** – the cooperative purchasing power of up to 90,000 public agencies working for you.
- **Oversight by Public Purchasing Professionals** – third party audits on contracts ensure that program pricing commitments are met, with benchmark analyses against other suppliers.
- **Meets all Minnesota Legal Requirements**
- **New Prescription Discount Card Program**

On May 11th, 2012 the AMC board voted to endorse a new prescription discount program sponsored by Coast-2-Coast (C2C). The basis for the endorsement was the judgment that C2C had a better business model than competitors and would get more discount cards in the hands of more citizens and that there would be significantly higher use than in competing programs.

The prescription discount card program can save residents an average of 24% or more off of the full retail cost of prescription medications that are not covered under a traditional insurance plan, as well as some diabetic supplies. **There is no cost to AMC member counties or their residents to participate in the program.** The C2C Prescription Discount Card Program offers real value, easy access, a large national pharmacy network of more than 55,000 pharmacies, and excellent customer support. In addition there are other discounts available on the card such as dental care and pet prescriptions. These cards can be used to reduce the cost of prisoner medications.

Counties benefit from the program by being able to offer their county residents a no-cost alternative to paying full price for prescriptions. Counties may also feature their county logo or seal on the front of the card. Each county may, if it chooses, receive \$1.25 per prescription written on the discount card. It is recommended that members use those funds for a county health program. In addition, AMC receives \$.40 per prescription. These endorsement fees do not reduce the size of the discount to the citizen.

Residents benefit from the program by saving an average of 24% or more off of their prescriptions. There is no cost for a resident as well as no forms to fill out, no age or income requirements and no medical condition restrictions.

ITEM # Appt 2

REQUEST FOR BOARD ACTION

* Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
Anderson, Dave ▼	Administrative Assistant ▼	Jun ▼	26 ▼	2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
MN Department of Corrections Probation Update

***Background (Provide sufficient detail of the subject):**
Department of Corrections District Supervisor Marc Bloomquist will meet with the Board to give an overview of probation programs.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result	
			Yes	No	Abstain		
Swanson						Passed	
Phillipe							
Foldesi						Failed	
Falk							
Walker						Tabled	

ATTEST: Jeff Pelowski, Interim Coordinator

ITEM # Consent 1
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
Miller, Ann Marie ▼	Administrative Assistant ▼	Jun ▼	26 ▼	2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
 Proceedings

***Background (Provide sufficient detail of the subject):**
 Proceedings from the June 12, 2012 Board meeting are being submitted for Board review and approval.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:

Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson						Passed
Phillipe						
Foldesi						Failed
Falk						
Walker						Tabled

ATTEST: Jeff Pelowski, Interim Coordinator

PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

June 12, 2012

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, on Tuesday, June 12, 2012.

CALL TO ORDER – ROLL CALL – ESTABLISHMENT OF A QUORUM

The meeting was called to order at 4:00 p.m. by Board Chair Russell Walker. The Pledge of Allegiance was recited. Commissioners present were Roger Falk, Mark Foldesi, Glenda Phillipe, Jack Swanson and Russell Walker.

APPROVAL OF AGENDA

Request for approval of a forthwith claim was added to the payment of bills, closure of the Board Meeting to discuss a personnel issue was added after the payment of bills and discussion of Commissioner participation in the County Fair Parade was added to County Board Items. A motion to approve the revised agenda was made by Commissioner Phillipe, seconded by Commissioner Foldesi and carried unanimously.

COMMENTS AND ANNOUNCEMENTS

Interim Coordinator Pelowski notified the Board that the County's application for the USDA Rural Business Enterprise Grant has been accepted and the grant is in the final approval stage.

APPROVE BILLS

A motion was made by Commissioner Foldesi, seconded by Commissioner Swanson and carried unanimously to approve the payment of the following bills:

Warrants Approved For Payment 5/24/2012

23 Payments less than 2,000 6,244.20
Final Total: 6,244.20

Warrants Approved For Payment 5/31/2012

Vendor Name	Amount
AFLAC	2,475.40
MN ENERGY RESOURCES	2,167.53
NORTH STAR ATV CLUB	3,549.05
ROSEAU CO TRAILBLAZERS	12,180.84
7 Payments less than 2,000	3,720.56
Final Total:	24,093.38

Warrants Approved For Payment 6/07/2012

Vendor Name	Amount
CENTURYLINK	3,294.58
JOHNSON/LAURE A	3,526.88
NW MN SERV COOP-BLUE CROSS BLUE SHIELD	65,070.50
RIVERFRONT STATION	5,007.49
ROSEAU CITY	10,030.97
18 Payments less than 2,000	14,066.32
Final Total:	100,996.74

Warrants Approved On 6/12/2012 For Payment 6/15/2012

Vendor Name	Amount
FARMERS UNION OIL CO-LK BRNSN	4,407.42
FARMERS UNION OIL CO-WARROAD	9,447.73
M & R SIGN CO INC	3,547.58
MAR-KIT LANDFILL	36,485.70
MSOP-MN SEX OFFENDER PROGRAM-D 462	3,804.00
NORTHERN RESOURCES COOPERATIVE	10,895.54
ROSEAU CO COOP ASSN	10,575.81
SJOBERG'S INC	2,718.20
TRUE NORTH STEEL	3,943.26
ZIEGLER INC	6,078.10
70 Payments less than 2,000	26,450.11
Final Total:	118,353.45

The Board approved a forthwith payment to R & Q Trucking in the amount of \$51,928.00 for slope repair work on CD 7.

A motion to close the regularly scheduled Board meeting pursuant to MN §13D.05 subd 3(a) to discuss a County personnel matter was made by Commissioner Falk, seconded by Commissioner Swanson and carried unanimously.

A motion to open the regularly scheduled Board Meeting was made by Commissioner Swanson, seconded by Commissioner Falk and carried unanimously.

DELEGATIONS/BOARD APPOINTMENTS

Roseau River Watershed District

Roseau River Watershed Chair Todd Miller met with the Board to request approval to move forward with painting the Old Law Enforcement Center. The RRWD obtained three quotes and it is the Watershed Board's recommendation to accept the quote from Pete Grafstrom.

A motion to accept the quote from Pete Grafstrom for painting and concrete repair at the Old Law Enforcement Center, not to exceed \$3,850.20, was made by Commissioner Phillipe, seconded by Commissioner Falk and carried unanimously.

Chair Miller updated the Board on the recent draft publication of the Beltrami Island Land Utilization Project Comprehensive Conservation Management Plan (CCMP) for 2012. Miller noted discrepancies in the plan which include trail closures, lack of water storage and gravel pit closures. Miller requested the Board draft a list of County concerns for presentation at the public hearing to be held on June 27, 2012 at the Warroad Forestry building. Commissioners were encouraged to attend this event.

CONSENT AGENDA

A motion to adopt the Consent Agenda was made by Commissioner Foldesi, seconded by Commissioner Phillipe and carried unanimously. The Board, by adoption of its Consent Agenda, approved the May 22, 2012 Proceedings; approved the appointment of Commissioner Swanson as an AMC Alternate to the Statewide Radio Board; approved the hire of Ellie Froese as an Eligibility Worker at a grade six, step A; approved resolution #2012-06-01 defining the process for determining anniversary dates and step increases for regular part-time and temporary employees and for regular part-time and temporary

employees transitioning to full-time; and, approved a State of Minnesota temporary liquor license for the Badger Jaycees.

COUNTY COMMITTEE REPORTS

Building Committee

Building Committee Chair Dave Anderson met with the Board to discuss potential upgrades for Courtroom One. The Building Committee met with Architect Richard Rude to discuss the preparation of plans to better layout the Courtroom primarily as a means to improve security. The Committee is requesting the Board approve moving forward with the development of architectural plans for this project.

A motion to approve the expenditure of \$3,000 - \$5,000 for Mr. Richard Rude to prepare architectural plans for potential improvements in Courtroom One, was made by Commissioner Swanson, seconded by Commissioner Falk and carried unanimously.

DEPARTMENT REPORTS

County Assessor

Assessor Al Heim met with the Board to review the 2012 County Board of Appeal and Equalization process.

Highway

Engineer Brian Ketring requested the Board approve an amendment to the Warroad Safe Routes to School Agreement. A motion was made by Commissioner Phillippe, seconded by Commissioner Foldesi and carried unanimously to adopt the following resolution:

2012-06-02

BE IT RESOLVED, that pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of Roseau County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, that the Board Chair is hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 98343", a copy of which said agreement was before the County Board and which is made a part hereof by reference.

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

2012-06-03

BE IT RESOLVED, that pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of Roseau County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, that the Board Chair is hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency

Agreement No. 01372", a copy of which said agreement was before the County Board and which is made a part hereof by reference.

Ketring informed the Board that the Roseau County Trailblazers are requesting a special limited use permit to allow the snowmobile trail to cross County highways and/or right of-ways where necessary. Ketring is requesting the Board grant him the authority to act on behalf of the County with regard to issuing a limited use permit to the Roseau County Trailblazers. A motion to authorize Engineer Ketring the authority to act on behalf of the County to proceed with obtaining a limited use permit was made by Commissioner Swanson, seconded by Commissioner Falk and carried unanimously.

Ketring requested approval for a call for bids. A motion to approve a call for bids on S.A.P. 068-677-006, with a bid opening scheduled for July 12th at 2:00 p.m. in the Commissioner Board Room, was made by Commissioner Swanson, seconded by Commissioner Falk and carried unanimously.

Sheriff

Sheriff Gust met with the Board to request acceptance of a Deputy resignation along with a benefit payout. A motion to approve accepting the resignation of Deputy Arlen Block effective May 18, 2012 and approve the payout of accrued vacation, comp, sick and holiday pay in the amount of \$1,559.38, was made by Commissioner Walker, seconded by Commissioner Phillippe and carried unanimously.

COUNTY BOARD ITEMS

Interim Coordinator Pelowski presented the Board with a Minnesota Rural Counties Caucus resolution in support of supplying adequate funding for the greater Minnesota's parks and trails. A motion was made by Commissioner Phillippe, seconded by Commissioner Falk and carried unanimously to adopt the following resolution:

2012-06-04

WHEREAS, The state Parks and Trails Legacy plan calls for a statewide system of parks and trails, and

WHEREAS, Greater MN Regional Parks and Trails have been underfunded for decades when compared to investments in the metro park system over that same time period, and

WHEREAS, The public expressed overwhelming support at 17 state-sponsored public meetings for the highest quality statewide regional projects possible as a preferred outcome of the 25 year plan, and

WHEREAS, The first round of park and trail legacy funding in 2009 was unfair to Greater Minnesota - with 43% of the funding dedicated to metro park needs, 43% dedicated to DNR park and trail needs and projects, while leaving only 14% funding for a statewide grants program which included Metro Parks. Of that 14%, 20% of those funds were given to the Metro Park Area , and

WHEREAS, The second round of park and trail legacy funding in 2011, produced better but still lopsided results with Greater Minnesota receiving 20% in dedicated legacy funding, while metro parks received 42% and DNR received 38%, and

WHEREAS, A 2011 inventory of Greater Minnesota park and trail needs resulted in \$76 million in projects, and over \$33 million in grant request - or more than four times the amount of the 2011 legacy grants awarded to Greater Minnesota, and

WHEREAS, Greater Minnesota pre-legacy park and trail funding was spotty and scarce, and

WHEREAS, the Legacy Act has resulted in Greater Minnesota being charged by both the public and the state plan to build the highest quality statewide regional projects possible;

THEREFORE, BE IT RESOLVED, that Roseau county believes Greater Minnesota should receive adequate funding to carry out the state plan and the public sentiment for high quality projects, and

Roseau County believes the current Park and Trail Legacy splits of 43% metro, 37% DNR and 20% to Greater Minnesota are inherently unfair to Greater Minnesota and not enough to carry out the state plan or meet public expectations, and

Roseau County believes the legacy funding splits at 43% metro, 37% DNR and 20% for the remaining 80 non-metro counties is not fair and will not provide the funding to allow Greater Minnesota to succeed in carrying out expectations of either the public or the state plan, and

Roseau County believes the Greater Minnesota percentage of Legacy funding should increase to a level more equal to those of the metro area and DNR.

Commissioner Swanson inquired as to whether the Board would like to participate in the County Fair Parade. Commissioners agreed to plan for this event.

COMMISSIONER COMMITTEE REPORTS

Commissioner Falk reported on the following committee meeting(s): Roseau County Board/Department Head Retreat, 5-23-12; Red River Basin Commission, 5/24/12; Lake Township Board, 5/31/12; Operations Committee, 6/6/12; Roseau River Watershed District, 6/6/12; County Road 13 meeting, 6/6/12; Minnesota Department of Transportation Technical Advisory Committee, 6/11/12.

Commissioner Foldesi reported on the following committee meeting(s): Northwest Regional Development Commission, 6/5/12; Operations Committee, 6/6/12; Two Rivers Watershed District, 6/6/12.

Commissioner Phillippe reported on the following committee meeting(s): Roseau County Board/Department Head Retreat, 5/23/12; Warroad River Watershed District, 5/23/12; Warroad City Council, 5/29/12; Warroad Airport Zoning Committee, 5/30/12; County Road 35 meeting, 5/31/12; Meeting regarding fiber optic cable installation, 5/31/12; Operations Committee, 6/6/12; Roseau River Watershed District, 6/6/12; Association of Minnesota Counties District 3 meeting, 6/7/12; Roseau County Committee on Aging, 6/11/12; Warroad City Council, 6/11/12; Warroad School Board, 6/11/12; Public Health Committee, 6/12/12.

Commissioner Swanson reported on the following committee meeting(s): Roseau Community Education Committee, 5/22/12; Roseau County Board/Department Head Retreat, 5/23/12; Roseau County Fair Planning Committee, 5/29/12; Roseau Economic

Development Authority, 5/30/12; Greater Minnesota Advisory Panel, 5/31/12; Roseau Convention and Visitor Bureau, 6/4/12; Roseau City Council, 6/4/12; Northwest Minnesota Housing and Redevelopment Authority, 6/5/12; Sheriff's Committee, 6/6/12; Operations Committee 6/6/12; Community Justice Coordinating Committee, 6/6/12; Roseau River Watershed District, 6/6/12; Association of Minnesota Counties District 3 meeting, 6/7/12; Building Committee, 6/7/12; Roseau County Committee on Aging, 6/11/12; Leadership Research Project for the Red River Valley Emerging Leadership Program, 6/11/12.

Commissioner Walker reported on the following committee meeting(s): Minnesota Rural Counties Caucus, 6/4/12; Association of Minnesota Counties District 3 meeting, 6/7/12.

Upon motion carried, the Board adjourned the regular meeting at 6:00 p.m. The next regular meeting of the Board is scheduled for June 26, 2012 at 8:30 a.m.

Attest:

Date: _____

Jeff Pelowski, Interim County Coordinator
Roseau County, Minnesota

Russell Walker, Chair
Board of County Commissioners
Roseau County, Minnesota

DRAFT

ITEM # Consent 2
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
Miller, Ann Marie ▼	Administrative Assistant ▼	Jun ▼	26 ▼	2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
 2012 Revisions and Updates to the 2012 Emergency Preparedness Plan

***Background (Provide sufficient detail of the subject):**
 The Roseau County Public Health Committee members have reviewed the 2012 revisions to the Roseau County Emergency Preparedness Plan and are recommending the Board accept the proposed changes.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson						Passed
Phillipe						
Foldesi						Failed
Falk						
Walker						Tabled

ATTEST: Jeff Pelowski, Interim Coordinator

ITEM # Consent 3
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date
Ketring, Brian ▼	Engineer ▼	Jun ▼ 26 ▼ 2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
 Approve purchase of 2005 PC220-7 Komatsu Track Excavator

***Background (Provide sufficient detail of the subject):**
 Approve purchase of 2005 PC220-7 Komatsu Track Excavator for \$78,500 shipped to the Highway Department.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson						Passed
Phillipe						
Foldesi						Failed
Falk						
Walker						Tabled

ATTEST: Jeff Pelowski, Interim Coordinator

ITEM # Sheriff 1
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
Gust, Steve ▼	Sheriff ▼	Jun ▼	26 ▼	2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
 Deputy Hire

***Background (Provide sufficient detail of the subject):**
 Sheriff Gust will request the Board approve the hire of a Temporary Deputy.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson						Passed
Phillipe						
Foldesi						Failed
Falk						
Walker						Tabled

ATTEST: Jeff Pelowski, Interim Coordinator

ITEM # Hwy 2

REQUEST FOR BOARD ACTION

* Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
Ketring, Brian ▼	Engineer ▼	Jun ▼	26 ▼	2012 ▼

Amount of time being requested:

***Subject Title (As it will appear on the agenda):**
Approve Contracts for SAP 068-613-020, SAP 068-599-099, and CP 11:08

***Background (Provide sufficient detail of the subject):**
Approve Contracts for SAP 068-613-020, SAP 068-599-099, and CP 11:08

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result	
			Yes	No	Abstain		
Swanson						Passed	
Phillipe							
Foldesi						Failed	
Falk							
Walker						Tabled	

ATTEST: Jeff Pelowski, Interim Coordinator

ITEM # Cty Board 2
REQUEST FOR BOARD ACTION
 * Required Fields



*Person Responsible for Request	*Department	*Board Meeting Date		
<input type="text"/>	<input type="text"/>	Jun	26	2012

***Subject Title (As it will appear on the agenda):**
 Committee Reports

***Background (Provide sufficient detail of the subject):**
 Commissioners Phillipe and Swanson have submitted committee reports for Board review.

***Financial Consideration:**

***Legal Consideration:**

***Other Consideration:**

***Resolution (Wording should reflect the intent of the Board vote):**

Coordinator's Office Use (Do Not Write Below)

Date Received:	Comments:
<input type="text"/>	<input type="text"/>

Board Action:

Comm.	Motion (First)	Motion (Second)	Vote			Vote Result
			Yes	No	Abstain	
Swanson	<input type="text"/>	Passed <input type="text"/>				
Phillipe	<input type="text"/>	Failed <input type="text"/>				
Foldesi	<input type="text"/>					
Falk	<input type="text"/>	Tabled <input type="text"/>				
Walker	<input type="text"/>					

ATTEST: Jeff Pelowski, Interim Coordinator

JACK SWANSON COMMITTEE REPORTS

JUNE 12, 2012 – PUBLIC HEALTH COMMITTEE

JUNE 13, 2012 – ROSEAU COUNTY AFFORDABLE HOUSING COMMITTEE; group agreed to serve as the contact committee for a county-wide housing study

JUNE 13, 2012 – JADIS TOWN BOARD; talked about possibility of using township roads to test the effectiveness of calcium chloride application

JUNE 14, 2012 – LAND ASSET PILOT PROJECT; moving forward with the sale of state and county land holdings; scheduled a July 12 meeting with legislators on statutory roadblocks to streamlined exchanges between county and state

JUNE 18, 2012 – ROSEAU COUNTY MUSEUM; retirement open house for Charleen Haugen

JUNE 19, 2012 – SOCIAL SERVICES BOARD

JUNE 19, 2012 – HIGHWAY COMMITTEE

JUNE 19, 2012 – ROSEAU SCHOOL BOARD

JUNE 20, 2012 – COLLABORATIVE GOVERNANCE COUNCIL (ST PAUL); talked about positives and negatives re: county consolidation

JUNE 21, 2012 – A.M.C. FUTURES TASK FORCE (ST PAUL)

JUNE 22, 2012 – A.M.C. FUTURES TASK FORCE (ST PAUL)