



Board of Commissioners

606 5th Ave. SW, Room #131

Roseau, MN 56751

Phone: 218-463-4248

Fax: 218-463-3252

November 26, 2013

REGULAR BOARD MEETING AGENDA

Notice is hereby given that the Board of Commissioners of Roseau County will meet in session on November 26, 2013 at **9:00** a.m. in the Roseau County Courthouse, Room 110, Roseau, MN, at which time the following matters will come before the Board:

9:00 Call to Order

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

9:15 Delegations/Board Appointments/Public Comments*

1. Tracey Halstensgard - RRWD Administrator

9:30 Consent Agenda

1. November 12, 2013 Board Proceedings
2. 2013-2014 Victim Services Grant
3. FY 2014 Northstar ATV Club Grant Application
4. Payroll Change for Sheriff Deputy
5. Payroll Change for Dispatch Correctional Officer
6. Dispatch/Correctional Officer Benefit Payout
7. MnDOT Limited Use Permit(s)

10:00 BREAK

10:15 Department Reports

10:15 Committee Reports

10:15 County Board Items

1. Commissioner Committee Reports

11:00 Unfinished Business

11:00 Adjourn

***Limited to five minutes**



108 3rd Ave SW ~ Roseau, MN 56751

PHONE: (218) 463-0313 FAX: (218) 463-0315 EMAIL: rrwd@mncable.net WEBSITE: www.roseauriverwd.com

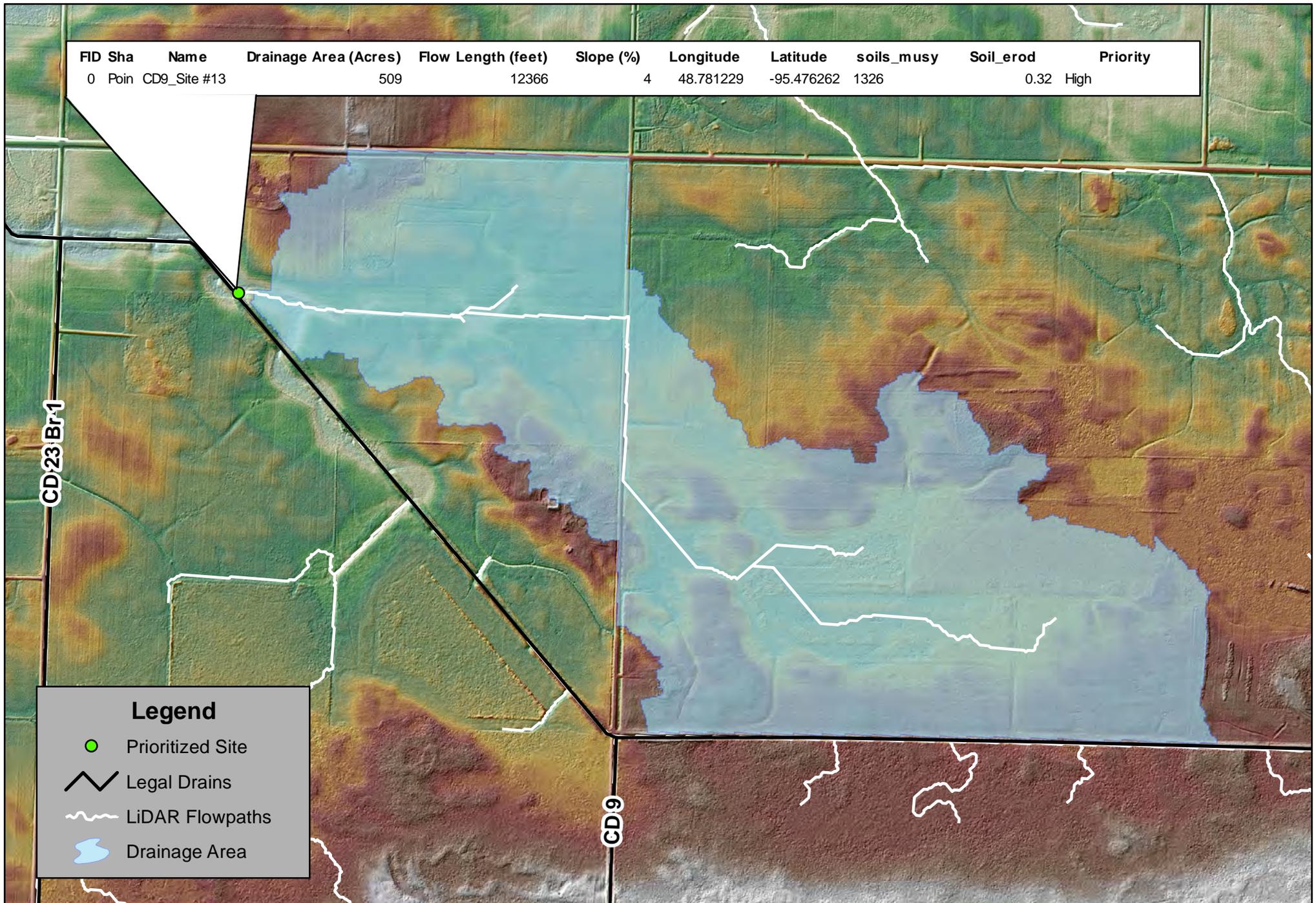
On October 28th the Board of Water and Soil Resources (BWSR) issued a Request for Proposal for the Soil Erosion and Drainage Law Compliance Program. This program is a result of legislative appropriation of Clean Water Funds to be use by local units of government to ensure compliance with MN Statute Chapter 103E (drainage law) and Sections 103F.401 to 103F.455 (State Soil Erosion Control Provisions). The purpose of this grant is to restore and protect surface water quality, particularly Impaired Waters, and to supplement local efforts to sustain clean water. This is a competitive grant with a required 25% local match.

At the November regular board meeting the RRWD Board of Managers authorized submittal of an application for Subprogram 2b of the above mentioned grant. The eligible activities include inventory of Chapter 103E drainage ditches where erosion, sediment and/or nutrients contribute substantially to water quality degradation, and prioritize sites for side inlet control and / or buffer strip implementation. This program **does not** include funding for implementation or establishment of those practices.

The Roseau River Watershed in partnership with the Roseau County SWCD is completing a proposal to conduct terrain analysis modeling on approximately 565-miles of 103E ditch systems within the watershed. Terrain analysis would be conducted by generating a model utilizing LiDAR data and Soil erodibility data to determine then prioritize sites contributing impairments into ditch systems. The finished product will be a comprehensive GIS dataset and physical catalogue distributed to the partner offices and available to the public. The dataset and catalogue would be updated annually as conservation measures are adopted within the watershed.

The Roseau River Watershed is requesting confirmation in regarding if Roseau County is interested in partnership for this grant opportunity. Deliverables would be catalogue and dataset available at the Roseau County Highway Dept office. This information can assist the Jurisdictional Authority of the ditch systems identify areas contributing the greatest amount of sediment into ditch systems which results in continual maintenance costs.

FID	Sha	Name	Drainage Area (Acres)	Flow Length (feet)	Slope (%)	Longitude	Latitude	soils_musy	Soil_erod	Priority
0	Poin	CD9_Site #13	509	12366	4	48.781229	-95.476262	1326	0.32	High



Legend

- Prioritized Site
- Legal Drains
- LiDAR Flowpaths
- Drainage Area

CFW Site Inventory and Prioritization



Drawn By: TMM
 Date: 11/18/2013
 1 inch = 1,135 feet



PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

November 12, 2013

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, Minnesota on Tuesday, November 12, 2013.

CALL TO ORDER – ROLL CALL – ESTABLISHMENT OF A QUORUM

The meeting was called to order at 9:00 a.m. by Board Chair Roger Falk. The Pledge of Allegiance was recited. Commissioners present were Roger Falk, Mark Foldesi, Todd Miller, Glenda Phillipe and Jack Swanson.

APPROVAL OF AGENDA

A motion to approve the Agenda was made by Commissioner Miller, seconded by Commissioner Foldesi and carried unanimously.

COMMENTS AND ANNOUNCEMENTS

There were none.

APPROVE BILLS

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

Warrants Approved For Payment 10/24/2013

Vendor Name	Amount
AFLAC	3,291.34
CTL INVESTMENTS LLC	52,825.60
8 Payments less than 2,000.00	5,747.10
Final Total:	61,864.04

Warrants Approved For Payment 10/31/2013

Vendor Name	Amount
BRENDEN WILDE CONSTRUCTION	10,000.00
KB BOBCAT SERVICE-DBA	2,342.38
SWINGEN CONSTRUCTION CO	251,558.57
10 Payments less than 2,000.00	1,707.27
Final Total:	265,608.22

Warrants Approved For Payment 11/05/2013

Vendor Name	Amount
BADGER CITY	43,176.82
GREENBUSH CITY	102,492.03
NW MN MULTI COUNTY HRA	14,147.20
NW REGIONAL DEV COMM	7,440.71
ROOSEVELT CITY	5,036.38
ROSEAU CITY	553,797.75
ROSEAU RIVER WATERSHED DIST	151,495.58
SCHOOL DIST 2358	2,593.45
SCHOOL DIST 2683	70,467.83
SCHOOL DIST 447	3,342.37
SCHOOL DIST 676	87,522.51
SCHOOL DIST 682	726,550.58
SCHOOL DIST 690	696,983.34
SPRINGSTEEL ISLAND SANITARY DISTRICT	24,768.14
TOWN OF BARNETT	3,277.47

TOWN OF BARTO	4,435.86
TOWN OF CEDARBEND	4,800.68
TOWN OF DEER	2,691.37
TOWN OF DEWEY	3,034.44
TOWN OF ENSTROM	6,175.46
TOWN OF FALUN	4,366.54
TOWN OF GOLDEN VALLEY	6,046.29
TOWN OF GRIMSTAD	7,718.46
TOWN OF HEREIM	4,472.34
TOWN OF HUSS	2,291.11
TOWN OF JADIS	13,522.93
TOWN OF LAKE	132,749.72
TOWN OF LAONA	10,565.67
TOWN OF MALUNG	6,990.06
TOWN OF MICKINOCK	4,226.35
TOWN OF MOOSE	2,005.02
TOWN OF MORANVILLE	29,099.20
TOWN OF NERESON	3,737.65
TOWN OF PALMVILLE	5,202.28
TOWN OF REINE	4,751.85
TOWN OF ROSS	6,993.96
TOWN OF SKAGEN	5,975.80
TOWN OF SPRUCE	11,398.91
TOWN OF STAFFORD	8,411.60
TOWN OF STOKES	5,789.19
TWO RIVER WATERSHED DISTRICT	26,318.86
WARROAD CITY	365,104.89
WARROAD PORT AUTHORITY	71,451.13
WARROAD WATERSHED DISTRICT	10,695.80
11 Payments less than 2,000.00	10,090.33
Final Total:	3,274,205.91

Warrants Approved For Payment 11/07/2013

Vendor Name	Amount
CENTURYLINK	3,397.70
DEARBORN NATIONAL LIFE INSURANCE CO	2,063.31
JOHNSON/LAURE A 3,526.88	
NW MN SERV COOP-BLUE CROSS BLUE SHIELD	69,409.50
PRUDENTIAL	2,212.72
ROSEAU CITY	11,514.46
14 Payments less than 2,000.00	9,818.26
Final Total:	101,942.83

Warrants Approved On 11/12/2013 For Payment 11/15/2013

Vendor Name	Amount
AVIANDS LLC	7,343.62
DELL MARKETING LP	2,765.53
FARMERS UNION OIL CO-LK BRNSN	3,948.12
FARMERS UNION OIL CO-WARROAD	9,492.35
HALVERSON SAND & GRAVEL INC	4,320.00
HOLTHUSEN CONSTRUCTION INC	20,471.38
LIFECARE MEDICAL CENTER-HOME CARE	3,610.50
LITTLE FALLS MACHINE INC	5,259.60
M & R SIGN CO INC	2,351.14
MAR-KIT LANDFILL	39,862.50
MSOP-MN SEX OFFENDER PROGRAM-D 462	3,816.00
NORTHERN RESOURCES COOPERATIVE	22,066.70
NORTHLAND TIRE	4,741.28
R & Q TRUCKING INC	13,490.30
REESE RENTAL-DBA	8,420.50
ROGER'S TWO WAY RADIO INC	10,817.02
ROSEAU CO COOP ASSN	9,653.56
SJOBORG'S INC	2,668.25
STREAMWORKS	3,000.00
TRUE NORTH STEEL	45,309.26

UND FORENSIC PATHOLOGY	2,115.37
WINTER EQUIPMENT COMPANY	2,687.47
ZIEGLER INC	10,690.21
88 Payments less than 2,000.00	36,098.19
Final Total:	274,998.85

DELEGATIONS/BOARD APPOINTMENTS

Jim Atkinson, Minnesota Power

Minnesota Power Representative Jim Atkinson met with the Board to provide an update on the Great Northern Transmission Power Line project. Mr. Atkinson noted that two alternate routes have been added to Minnesota Power's original list of routes. These alternatives were added in an effort to address the concerns expressed at previous Open Houses with regard to the line interfering with agricultural land, air strips, existing power lines and structure placement. Open Houses are being conducted in Roseau, Warroad and Little Fork to specifically address the new routes.

CONSENT AGENDA

A motion to adopt the Consent Agenda was made by Commissioner Swanson, seconded by Commissioner Miller and carried unanimously. The Board, by adoption of its Consent Agenda, approved the October 22, 2013 Board Proceedings; approved the 2013 Emergency Management Performance Grant in the amount of \$17,169.00; approved the FY 2014 Snowmobile GIA Maintenance and Grooming Grant in the amount of \$113,960.80; approved the FY 2014 & 2015 State of Minnesota Board of Water and Soil Resources Natural Resources Block Grant Agreement in the amount of \$98,566.00; accepted the resignation of Dispatch/Correctional Officer Jason Hanson effective November 7, 2013; approved a payroll change request for Veteran Service Officer Don Dunn; approved the hire of Kathy Jenson as a Deputy Auditor/Property Tax Administrator; passed resolution #2013-11-01 in support of the 2014 State Bonding Proposal; set a Public Hearing Date of December 23, 2013, at 9:15 a.m., in order to hear public input on a proposed change to County Liquor License fees; and, approved the 2014 County Board Meeting Schedule.

DEPARTMENT REPORTS

Highway Department

Engineer Ketring met with the Board to request approval of a MnDOT limited use permit for a section of Trunk Highway 11 near Roosevelt. A motion was made by Commissioner Miller, seconded by Commissioner Swanson and carried unanimously to adopt the following resolution:

2013-11-02

WHEREAS, the Roseau County Board is the duly elected governing body of the County;

WHEREAS, the Minnesota Department of Transportation maintains jurisdiction over Trunk Highway right-of-ways;

WHEREAS, the Roseau County Board wishes to enter into a limited use permit with the Minnesota Department of Transportation providing for limited use of certain right-of-way of Trunk Highway No. 11;

WHEREAS, Roseau County does hereby authorize the County to enter into a limited use permit with the Minnesota Department of Transportation providing limited use, under the terms and conditions set forth therein of certain right-of-way of Trunk Highway No. 11;

THEREFORE BE IT RESOLVED, that the Roseau County Board does hereby authorize Board Chair Falk and Auditor Monsrud to sign any and all documents with the limited use permit.

In addition, Ketring requested the Board approve a Special Use Permit for the Roseau County Trailblazers. A motion to approve a Snowmobile Trail Special Use Permit for the purpose of constructing, maintaining, and supervising a snowmobile trail in Roseau County within the right-of-way of County State Aid Highways 2, 3, 4, 5, 7, 9, 12, 16 and 24, was made by Commissioner Phillipe, seconded by Commissioner Foldesi and carried unanimously.

Ketring requested Board approval of two final payments. A motion to approve a final payment to Knife River Materials in the amount of \$172,739.18, for Project SAP 068-613-021 – CSAH #13 & CSAH #20, was made by Commissioner Foldesi, seconded by Commissioner Swanson and carried unanimously. A motion to approve a final payment to Wright Construction of TRF, Inc. in the amount of \$4,750.00, for Project FEMA PW 1277 – JD 61 Lat. 3, was made by Commissioner Miller, seconded by Commissioner Foldesi and carried unanimously.

COMMITTEE REPORTS

Building Committee

Dave Anderson, on behalf of the Building Committee, met with the Board to request approval to proceed with the Courtroom Renovation Project. Anderson informed the Board that the cost estimates are now complete. H & J Displays will remodel existing furniture and woodwork, in the amount of \$10,000, and Marco will provide the upgrades in the audio/visual equipment, in the amount of \$42,826.96. A motion to approve the Courtroom remodel project was made by Commissioner Swanson, seconded by Commissioner Foldesi and carried unanimously.

In addition, the Building Committee recommended replacing the exterior lighting around the Courthouse. Anderson noted that LED lights would be the most cost effective replacement with an estimated energy savings payback of four years. A motion to hire Dakota Supply Group (DSG) to replace the Courthouse's 17 existing exterior light fixtures with 17 LED floodlight fixtures, in the amount of \$13,959.00, was made by Commissioner Swanson, seconded by Commissioner Phillipe and carried unanimously.

COUNTY BOARD ITEMS

Forthwith Payment

Commissioner Foldesi requested the Board consider forthwith payments for work in District 5. A motion to approve forthwith payments to Mark Wojciechowski, for beaver removal on the Ditch 91, 17 and 69 systems; and inspection of the Ditch 17 system, in the amount of \$1,330.00 and to Zack Vacura, in the amount of \$330.00 for beaver removal, brushing and inspection on the Ditch 91 system, was made by Commissioner Foldesi, seconded by Commissioner Phillipe and carried unanimously.

Commissioner Committee Reports

Commissioner Falk reported on the following committee(s): Building Committee, 10/29/13; Committee of the Whole, 11/5/13; Highway Labor Negotiation Committee, 11/6/13; Transportation Alliance, 11/7/13.

Commissioner Foldesi reported on the following committee(s): Moose Township meeting, 10/21/13; Northwest Regional Development Commission, 11/4/13; Highway Labor Negotiation Committee, 11/6/13.

Commissioner Miller reported on the following committee(s): Meeting with MnDOT Commissioner at Digikey, 10/24/13.

Commissioner Phillipe reported on the following committee(s): Public Health Committee, 10/22/13; Committee of the Whole, 11/5/13; LDS Agency on Aging, 11/6/13.

Commissioner Swanson reported on the following committee(s): Public Health Committee, 10/22/13; Roseau County Coalition, 10/25/13; Building Committee, 10/29/13; Waters of the Dancing Sky, 10/30/13; Senate Capital Investment Committee, 10/30/13; AMC District III Meeting, 10/31/13; Roseau Convention and Visitors Bureau, 11/4/13; Roseau City Council, 11/4/13; Committee of the Whole, 11/5/13; Community Justice Coordinating Committee, 11/6/13; AMC Futures Task Force, 11/7-11/8/13.

Upon motion carried, the Board adjourned the regular meeting at 11:30 a.m. The next regular meeting of the Board is scheduled for November 26, 2013 at 9:00 a.m.

Attest:

Date: _____

Jeff Pelowski, County Coordinator
Roseau County, Minnesota

Roger Falk, Chair
Board of County Commissioners
Roseau County, Minnesota



Minnesota Department of Public Safety (“State”) Commissioner of Public Safety Office of Justice Programs 445 Minnesota Street, Suite 2300 St. Paul, MN 55101-2139	Grant Program: Crime Victim Services 2014 Grant Agreement No.: A-CVS-2014-ROSEAUAO-00089
Grantee: Roseau County Attorney's Office 606 SW 5th Avenue Room 140 Roseau, Minnesota 56751	Grant Agreement Term: Effective Date: 10/1/2013 Expiration Date: 9/30/2014
Grantee’s Authorized Representative: Karen Foss, County Attorney Roseau County Attorney's Office 606 SW 5th Avenue, Room 140 Roseau, Minnesota 56751 (218) 463-4100	Grant Agreement Amount: Original Agreement \$40,000.00 Matching Requirement \$0.00
State’s Authorized Representative: Rosann Belille, Grants Program Specialist Crime Victim Services 445 Minnesota Street Suite 2300, Bremer Tower St. Paul, Minnesota 55101 (651) 201-7303	Federal Funding: CFDA None State Funding: Minnesota Laws of 2013, Chapter 86, Article 1, Section 12 Special Conditions: Attached and incorporated into this grant agreement. See page 3.

Under Minn. Stat. § 299A.01, Subd 2 (4) the State is empowered to enter into this grant agreement.

Term: Effective date is the date shown above or the date the State obtains all required signatures under Minn. Stat. § 16C.05, subd. 2, whichever is later. Once this grant agreement is fully executed, the Grantee may claim reimbursement for expenditures incurred pursuant to the Payment clause of this grant agreement. Reimbursements will only be made for those expenditures made according to the terms of this grant agreement. Expiration date is the date shown above or until all obligations have been satisfactorily fulfilled, whichever occurs first.

The Grantee, who is not a State employee will:

Perform and accomplish such purposes and activities as specified herein and in the Grantee’s approved Crime Victim Services 2014 Application (“Application”) which is incorporated by reference into this grant agreement and on file with the State at Bremer Tower, 445 Minnesota Street, Suite 2300, St. Paul, Minnesota 55101-2139. The Grantee shall also comply with all requirements referenced in the Crime Victim Services 2014 Guidelines and Application which includes the Terms and Conditions and Grant Program Guidelines (<http://app.dps.mn.gov/Egrants>), which are incorporated by reference into this grant agreement.

Budget Revisions: The breakdown of costs of the Grantee’s Budget is contained in Exhibit A, which is attached and incorporated into this grant agreement. As stated in the Grantee’s Application and Grant Program Guidelines, the Grantee will submit a written change request for any substitution of budget items or any deviation and in accordance with the Grant Program Guidelines. Requests must be approved prior to any expenditure by the Grantee.

Matching Requirements: (If applicable.) As stated in the Grantee’s Application, the Grantee certifies that the matching requirement will be met by the Grantee.



Payment: As stated in the Grantee’s Application and Grant Program Guidance, the State will promptly pay the Grantee after the Grantee presents an invoice for the services actually performed and the State’s Authorized Representative accepts the invoiced services and in accordance with the Grant Program Guidelines. Payment will not be made if the Grantee has not satisfied reporting requirements.

Certification Regarding Lobbying: (If applicable.) Grantees receiving federal funds over \$100,000.00 must complete and return the Certification Regarding Lobbying form provided by the State to the Grantee.

1. ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. §§ 16A.15 and 16C.05.

Signed: _____

Date: _____

3. STATE AGENCY

By: _____
(with delegated authority)

Title: _____

Date: _____

Grant Agreement No. A-CVS-2014-ROSEAUAO-00089/3-22113

2. GRANTEE

The Grantee certifies that the appropriate person(s) have executed the grant agreement on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances.

By: _____

Title: _____

Date: _____

By: _____

Title: _____

Date: _____

Distribution: DPS/FAS
Grantee
States’ Authorized Representative



Special Conditions

1. Time limitations on funding use:

\$32,400.00 is available from October 1, 2013 through September 30, 2014.

\$7,600.00 is available from July 1, 2014 through September 30, 2014.

2. Special Duties:

\$40,000 for general crime services in Roseau County.

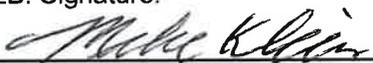
Crime Victim Services 2014

Organization: Roseau County Attorney's Office

EXHIBIT A
A-CVS-2014-ROSEAUAO-00089

Budget Summary

Budget			
Budget Category	VOCA-Eligible	Other	
Personnel			
Victim Service Advocate	\$0.00	\$24,248.64	
Total	\$0.00	\$24,248.64	
Payroll Taxes & Fringe			
Payroll Taxes and Fringe	\$0.00	\$8,244.54	
Total	\$0.00	\$8,244.54	
Travel & Training			
Training and Travel Costs	\$0.00	\$1,000.00	
Total	\$0.00	\$1,000.00	
Office & Program Expenses			
Office and Program Expenses	\$0.00	\$5,506.82	
Total	\$0.00	\$5,506.82	
Equipment Purchases			
Equipment Expenses	\$0.00	\$1,000.00	
Total	\$0.00	\$1,000.00	
Total	\$0.00	\$40,000.00	

 OHV Trails Assistance Program Grant Funding Application (FORM 1)		7 DEPARTMENT USE ONLY FY Purchase Order Number # Grant amount:	
Check Type of Off-highway Vehicle Funding Applied for:			
<input checked="" type="checkbox"/> All-Terrain Vehicle Trail		<input type="checkbox"/> Off-Highway Motorcycle Trail	<input type="checkbox"/> Off-Road Vehicle Trail
1. Off-highway Vehicle Trail information			
1A. Club name: North Star ATV Club		1B. Date: 11-1-13	
1C. Trail or trail system name: Beltrami Island State Forest		1D. Miles of existing trail in GIA system: 85	
2. Trail administrator contact information and approval			
2A. Name: Mike Klein		2B. Signature: 	
2C. Address (Street, Box Number, City, State, Zip Code): PO Box 152, Roseau, MN 56751			
2D. Preferred phone number: 218-463-4464		2E. Alternate phone number or Email Address Mike.klein@polaris.com	
3. Public point of contact information and approval			
3A. Name: Mike Klein		3B. Signature: 	
3C. Address (Street, box number, City, State, Zip Code): PO Box 152, Roseau, MN 56751			
3D. Phone number (include area code): 218-463-4464		3E. Alternate phone number (include area code) or email address - optional:	
4. Trail fund request			
4. Total grant request (from question 4D project cost breakdown and explanation worksheet):			\$7975
5. Sponsor approval			
5A. Local unit of government sponsor/ contact name: Roseau County/ Roger Falk		5B. Telephone number. (include area code): 218-463-4248	
5C. Address (Street, Box Number, City, State, Zip Code): 606 5th AVE SW, Roseau, MN 56751			
5D. Authorized signature of sponsor:		5E. Name and Title: Roger Falk- Board Chairman	5F. Date:
6. DEPARTMENT USE ONLY [Certification by Department of Natural Resources]			
6A. Authorized signature:		6B. Date:	
		Area Supervisor	
6C. Authorized signature:		6D. Date:	
		Regional Manager	
8. Required Attachments			
8A. <input type="checkbox"/> Project Location Map, Including Existing Trail in GIA System, Existing Trail Not in System, and any Trail Facilities and/or Bridges			
8B. <input type="checkbox"/> Sponsor Resolution			
8C. <input type="checkbox"/> Documentation of Required Permits and Approvals and Additional Project Supporting Information (Optional)			

OHV Trails Assistance Program Cost Worksheet maintenance/project (FORM 2) use with existing and new proposals									
1.1. Club name: North Star ATV Club					1.2. Date 11-11-13				
1.3. Trail or trail system name: Beltrami Island State Forest					1.4. Miles of existing trail in GIA system: 85				
1.5. Local unit of government sponsor: Roseau County									
1.6. Project Description (Provide a detailed Description of Project): Miscellaneous Trail Maintenance									
2. How project will be accomplished (Describe work needed):									
Expenditures Reimbursable at 65%									
A. ADMINISTRATION Explanation:								=	500
B. ACQUISITION Explanation:									
Labor	+	Mileage	+	Equipment	+	Materials	=	-	
-		-		-		-			
C. CONSTRUCTION Explanation:									
Labor	+	Mileage	+	Equipment	+	Materials	=	-	
-		-		-		-			
D. FACILITIES Description:									
Labor	+	Mileage	+	Equipment	+	Materials	=	-	
-		-		-		-			
E. TRAIL SYSTEM MAP PRINTING									
Explanation:								=	-
Total Cost (Sum A to E)								=	500
2.1.TOTAL COST REIMBURSEABLE @ 65% (Sum A to E X 65%)								=	325
Expenditures Reimbursable at 90%									
F. MAINTENANCE Explanation:									
Labor	+	Mileage	+	Equipment	+	Materials	=	-	
-		-		-		-			
G. GROOMING (Only use if trail season is shared with groomed snowmobile use) Explanation:									
Labor	+	Mileage	+	Equipment	+	Materials	=	7000	
3000		1500		2500		-			
H. LIABILITY INSURANCE (maximum state allowed \$1,500 per year)								=	1500
Explanation:									
Total Cost (Sum F to H)								=	8500
2.2. TOTAL COST REIMBURSEABLE @ 90% (Sum F to H X 90%)								=	7650
3. Grant Request									
3.1.Total Expenditures Reimbursable at 65% (From 2.1.)								=	325
3.2..Total Expenditures Reimbursable at 90% (From 2.2)								=	7650
3.3.Total Grant Request (Sum 3.1. & 3.2.)								=	7975
3.4..Balance remaining from previous grants								=	-

3.5. Grand Total State Cost	(Sum 3.4. - 3.3.)	=	-
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Board of Commissioners

606 5th Ave. SW, Room #131

Roseau, MN 56751

Phone: 218-463-4248

Fax: 218-463-3252

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

2013-11-

WHEREAS, the Roseau County Board is the duly elected governing body of the County;

WHEREAS, the Minnesota Department of Transportation maintains jurisdiction over Trunk Highway right-of-ways;

WHEREAS, the Roseau County Board wishes to enter into a limited use permit with the Minnesota Department of Transportation providing for limited use of certain right-of-way of C.S. 6801 (T.H. 11); C.S. 6805 (T.H. 32); C.S. 6806 (T.H. 89); C.S. 6807 (T.H. 89); C.S. 6808 (T.H. 308) and LUP #6801-0006;

WHEREAS, The Roseau County Board does hereby authorize the County to enter into a limited use permit with the Minnesota Department of Transportation providing limited use, under the terms and conditions set forth therein of certain right-of-way of C.S. 6801 (T.H. 11); C.S. 6805 (T.H. 32); C.S. 6806 (T.H. 89); C.S. 6807 (T.H. 89); C.S. 6808 (T.H. 308) and LUP #6801-0006;

THEREFORE BE IT RESOLVED, that the Roseau County Board does hereby authorize Board Chair Falk and Auditor Monsrud to sign any and all documents with the limited use permit.

I, Jeff Pelowski, Board Clerk in and for Roseau County, Minnesota, do hereby certify that the foregoing is a true and correct copy of a part of the proceedings adopted by the Roseau County Board of Commissioners on November 26, 2013.

(SEAL)

Jeff Pelowski
County Coordinator

**STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION**

LIMITED USE PERMIT

C.S. 6801 (T.H. 11)
C.S. 6805 (T.H. 32)
C.S. 6806 (T.H. 89)
C.S. 6807 (T.H. 89)
C.S. 6808 (T.H. 308)
County of Roseau
LUP # 6801-0006
Permittee: County of Roseau
Terminates: 05/01/2023

In accordance with Minnesota Statutes Section 161.434, the State of Minnesota, through its Commissioner of Transportation, MnDOT, hereby grants a Limited Use Permit to County of Roseau, Permittee, to use the area within the right of way of Trunk Highway No. 11, 308, 32, 89 as shown in red on Exhibit "A", (the Area) attached hereto and incorporated herein by reference. This permit is executed by the Permittee pursuant to resolution, a certified copy of which is attached hereto and incorporated herein.

Snowmobile Trail - Nighttime, Two Way Use

The Permittee's use of the Area is limited to only the constructing, maintaining and operating a snowmobile trail (the Facility)...Nighttime two-way use is authorized in the opinion of the Minnesota Department of Transportation District Traffic Engineer, DNR Enforcement Office and District State Patrol Office. It has been deemed safer to use only one side of the road for two way snowmobile traffic. This decision averts the need for trail users driving in the opposite direction to cross the road twice to avoid oncoming snowmobile trail traffic. This permit is unique to other trail permits. The definition and operation of snowmobiles shall be in accordance with Minnesota Statutes §84.81 and §84.87. Approved signs must be in accordance with Minnesota Rules for the Department of Natural Resources §6100.5300 and §6102.0060 and also in accordance with "Minnesota Snowmobile Safety, Laws, Rules and Regulations".

In addition, the following special provisions shall apply:

SPECIAL PROVISIONS

1. **TERM.** This permit will terminate at 11:59PM on 05/01/2023. This permit will not be renewed. This permit is also subject to cancellation and termination by the Minnesota Department of Transportation, with or without cause, by giving the Permittee 90 days written notice of such intent. Prior to termination, or within 90 days of the cancellation notice, the Facility shall be removed by the Permittee. The Permittee is required to return and restore the area to a condition satisfactory to the Minnesota Department of Transportation District Engineer. The removal of the Facility and the return and restoration of the Area shall be at no cost to the Minnesota Department of Transportation and at the sole expense of the Permittee. If Permittee desires to continue its use of the Area, the Permittee must reapply to the Minnesota Department of Transportation, at least 90 days prior to termination, for a new limited use permit.

After termination, any continued occupancy or use, under this permit, of the Area is not authorized. However, if such continued occupancy or use occurs, all provisions of this permit related to Permittee's liability or responsibility remain in effect. Permittee will pay MnDOT all costs and expenses, including attorney's fees, in any successful action brought by State of Minnesota to remove the facility and stop the continued occupancy or use.

2. **CONSTRUCTION.** The construction, maintenance, and supervision of the Facility shall be at no cost or expense to MnDOT.

Before construction of any kind, the plans for such construction shall be approved in writing by the Minnesota Department of Transportation, through the District Engineer. Approval from Minnesota Department of Transportation District Engineer shall be required for any changes from the approved plan.

The Permittee shall construct the Facility at the location shown in the attached Exhibit "A" subject to verification by the Minnesota Department of Transportation District Engineer that the construction geometrics and procedures result in a Facility that is compatible with the safe and efficient operation of the highway.

Upon completion of the construction of the Facility, the Permittee shall restore all disturbed slopes and ditches in such manner that drainage, erosion control and aesthetics are perpetuated.

The Permittee shall preserve and protect all utilities located on the lands covered by this permit at no expense to MnDOT and it shall be the responsibility of the Permittee to call the Gopher State One Call System at 1-800-252-1166 at least 48 hours prior to performing any excavation.

Any crossings of the Facility over the trunk highway shall be perpendicular to the centerline of the highway and shall provide and ensure reasonable and adequate stopping sight distance.

3. **MAINTENANCE.** Any and all maintenance of the Facility shall be provided by the Permittee at its sole cost and expense, including, but not limited to, plowing and removal of snow and installation and removal of regulatory signs. No signs shall be placed on any MnDOT or other governmental agency sign post within the Area. MnDOT will not mark obstacles for users on trunk highway right of way.
4. **USE.** Other than as identified and approved by MnDOT, no permanent structures or no advertising devices in any manner, form or size shall be allowed on the Area. No commercial activities shall be allowed to operate upon the Area.

Any use permitted by this permit shall remain subordinate to the right of the Minnesota Department of Transportation to use the property for highway and transportation purposes. This permit does not grant any interest whatsoever in land, nor does it establish a permanent park, recreation area or wildlife or waterfowl refuge Facility that would become subject to Section 4 (f) of the Federal-Aid Highway Act of 1968, nor does this permit establish a Bikeway or Pedestrian way which would require replacement pursuant to Minnesota Statutes Section 160.264. No rights to relocation benefits are established by this permit.

This permit is non-exclusive and is granted subject to the rights of others, including, but not limited to public utilities which may occupy the Area.

5. **APPLICABLE LAWS.** This permit does not release the Permittee from any liability or obligation imposed by federal law, Minnesota Statutes, local ordinances, or other agency regulations relating thereto and any necessary permits relating thereto shall be applied for and obtained by the Permittee.
6. **CIVIL RIGHTS.** The Permittee, for itself, its successors, and assigns, agrees to abide by the provisions of Title VI Appendix C of the Civil Rights Act of 1964, which provides in part that no person in the United States, shall on the grounds of race, color, or national origin, be excluded from, or denied use of any Facility.
7. **SAFETY.** MnDOT shall retain the right to limit and/or restrict any activity, including the parking of vehicles and assemblage of Facility users, on the highway right of way over which this permit is granted, so as to maintain the safety of both the motoring public and Facility users.
8. **ASSIGNMENT.** No assignment of this permit is allowed.
9. **IN WRITING.** Except for those which are set forth in this permit, no representations, warranties, or agreements have been made by MnDOT or Permittee to one another with respect to this permit.
10. **ENVIRONMENTAL.** The Permittee shall not dispose of any materials regulated by any governmental or regulatory agency onto the ground, or into any body of water, or into any

container on the State's right of way. In the event of spillage of regulated materials, the Permittee shall provide for cleanup of the spilled material and of materials contaminated by the spillage in accordance with all applicable federal, state and local laws and regulations, at the sole expense of the Permittee.

11. **MECHANIC'S LIENS.** The Permittee (for itself, its contractors, subcontractors, its materialmen, and all other persons acting for, through or under it or any of them), covenants that no laborers', mechanics', or materialmen's liens or other liens or claims of any kind whatsoever shall be filed or maintained by it or by any subcontractor, materialmen or other person or persons acting for, through or under it or any of them against the work and/or against said lands, for or on account of any work done or materials furnished by it or any of them under any agreement or any amendment or supplement thereto.
12. **NOTICES.** All notices which may be given, by either party to the other, will be deemed to have been fully given when served personally on MnDOT or Permittee or when made in writing addressed as follows: to Permittee at:

Auditor
Roseau County Courthouse
606 - 5th Ave. SW
Roseau, MN 56751-1477

and to MnDOT at:

State of Minnesota
Department of Transportation
District 2 Right of Way
3920 Highway 2 West
Bemidji, MN 56601

The address to which notices are mailed may be changed by written notice given by either party to the other.

13. **INDEMNITY.** Permittee shall defend, indemnify, hold harmless and release the State of Minnesota, its Commissioner of Transportation and employees and its successors and assigns, from and against:
 - (a) all claims, demands, and causes of action for injury to or death of persons or loss of or damage to property (including Permittee's property) occurring on the Facility or connected with Permittee's use and occupancy of the Area, regardless of whether such injury, death, loss or damage is caused in part by the negligence of State of Minnesota or is deemed to be the responsibility of State of Minnesota because of its failure to supervise, inspect or control the operations of Permittee or otherwise discover or prevent actions or operations of Permittee giving rise to liability to any person.

- (b) claims arising or resulting from the temporary or permanent termination of Facility user rights on any portion of highway right of way over which this permit is granted;
- (c) claims resulting from temporary or permanent changes in drainage patterns resulting in flood damages;
- (d) any laborers', mechanics', or materialmens' liens or other liens or claims of any kind whatsoever filed or maintained for or on account of any work done or materials furnished; and
- (e) any damages, testing costs and clean-up costs arising from spillage of regulated materials attributable to the construction, maintenance or operation of the Facility.

MINNESOTA DEPARTMENT
OF TRANSPORTATION

COUNTY OF ROSEAU

RECOMMENDED FOR APPROVAL

By: _____
District Engineer

Date _____

By _____

Its _____

And _____

Its _____

APPROVED BY:

COMMISSIONER OF TRANSPORTATION

By: _____
Director, Office of Land Management

Date _____

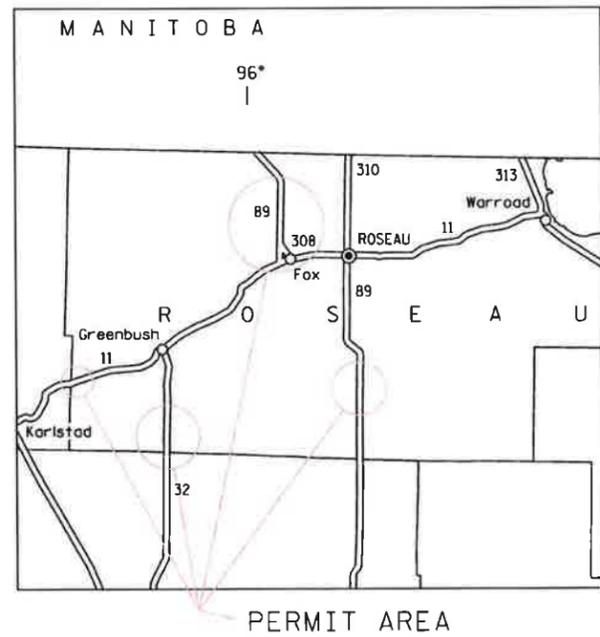
The Commissioner of Transportation
by the execution of this permit
certifies that this permit is
necessary in the public interest
and that the use intended is for
public purposes.

LIMITED USE PERMIT
LUP #6801-0006

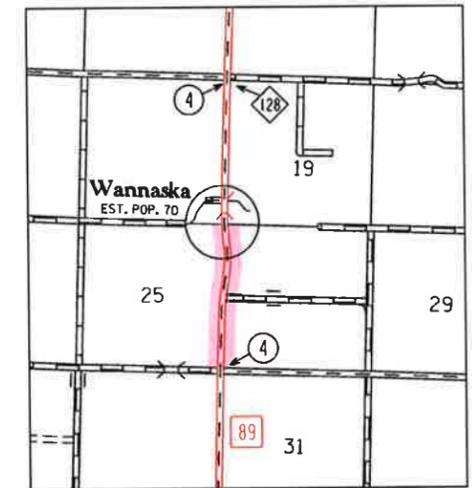
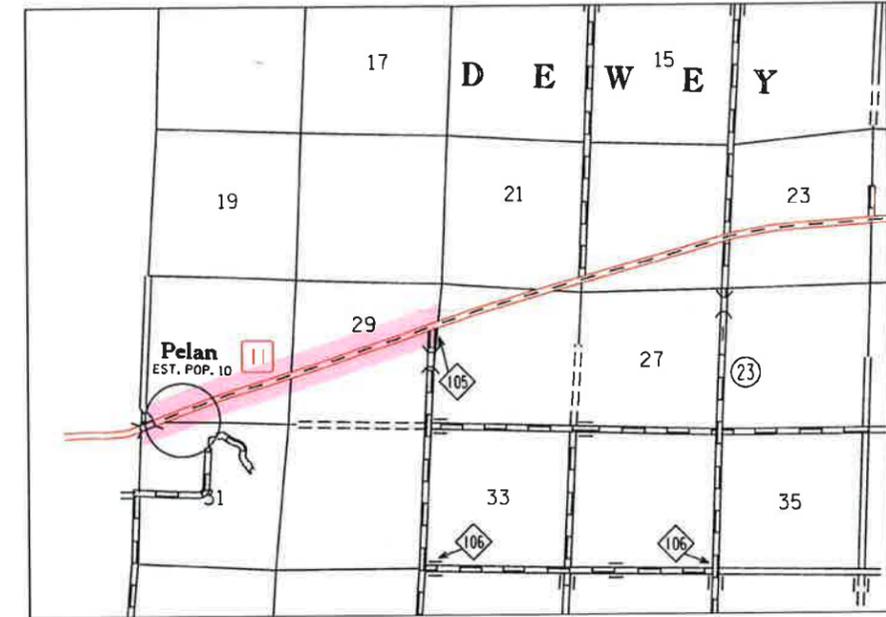
2-WAY NIGHT TIME
SNOWMOBILE TRAIL

ROSEAU COUNTY
VARIOUS LOCATIONS

"EXHIBIT A"



STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION



Roseau County Board

November 2013

Glenda A. Phillipe

District One

November 5 – COW – Roseau

November 6 – LDS Agency on Aging – TRF

November 12 – City Council – Warroad

Approved LOW “Keep it Clean” recommendation (dumpster at The Point/garbage during ice fishing season); city will provide 50% match for hauling fees; Truth-in-Taxation meeting Tuesday, November 25, 6:00 pm.; casino sewer hook-up completed (under river); running electric to casino site; should be ready in December; proposed gas service (MN Energy) to Elk Street NW; approximately \$872.00 per lot; approved Roseau county transportation building design resolution.

November 12 – Warroad School Board – Warroad

School is working with DNR to log Warroad school trust land; may offer retirement incentive – further discussion; “old school” rummage sale December 7; will get quotes from realtors regarding sale of old school; organizing a long-range planning committee; referendum passed – revoked \$630.77 per student – increased to \$700.00 – 436/yes 241/no – 52 new voters registered; approved Roseau County transportation building design resolution.

November 12 – County Board – Roseau

November 13 – Lake Township – Warroad

164 Petition for casino road/highway 11; determination regarding public purpose; inspection of road and special hearing December 18 at 4:00; changed regular meeting to December 17; roads in Parker Addition - engineer (WSN) preliminary evaluation to be presented at December 17 township meeting; introduced Kathy Seby to Lake Township board.

November 18 – RCCoA – Roseau

Far North: Riders 25,181 (January-October) up 4.8% from 2012; Warroad numbers down 448; Roseau and Baudette numbers are up; Mn/DOT contract for 2014 - \$345,000.00; extended bus service – 10 riders, thus far, in November; funding at \$50,000 for extended transit program; election of officers for RCCoA: Sandy Otto/Chair; Jim Hallan/Vice Chair; Richard Otto/Treasurer/Secretary.

SMT: October miles 14,961.50; grant from LifeCare and REA Round-up; grant dollars from LDS AAA down from \$8,000 to \$5,280 for 2014.

November 19 – Social Services – Roseau

November 19 – Highway Dept. – Roseau

November 20 – NW MN Household Hazardous Waste Management Joint Bd – Roseau

2014 budget approved; collection 2013 Roseau County set a record/276; Paint Care new program for paint collection through MN – need contract.

November 21 – Girls’ Lead – Roseau

Women of Today (Jess Foss and Kim Hruba) with Dan Fabian regarding Girls’ Lead Conference/February 2014/St.Paul. Local and state support.

November 23 – Turkey BINGO – Warroad

November 25 – Warroad City Council – Warroad

November 25 – Housing Institute – Roseau

November 26 – County Board – Roseau

JACK SWANSON COMMITTEE REPORTS

NOVEMBER 18, 2013 - ROSEAU COUNTY COMMITTEE ON AGING

NOVEMBER 18, 2013 - ROSEAU COUNTY EXTENSION COMMITTEE; PERFORMANCE REVIEWS OF SANDI WEILAND, KRISTINA KAML, DEB ZAK ... HEARD THAT U OF M EXTENSION IS REACTING TO FEDERAL BUDGET CUTS BY REDUCING COMMUNITY NUTRITION EDUCATORS BY 40%, AND MAKING THOSE POSITIONS REGIONAL

NOVEMBER 19, 2013 - SOCIAL SERVICES BOARD

NOVEMBER 19, 2013 - HIGHWAY COMMITTEE

NOVEMBER 19, 2013 - ROSEAU ECONOMIC DEVELOPMENT AUTHORITY

NOVEMBER 20, 2013 - NORTHWEST MINNESOTA HOUSING AND REDEVELOPMENT AUTHORITY (TRF); DISCUSSED POSSIBLE HRA PARTICIPATION IN ADDITIONAL RENTAL HOUSING DEVELOPMENT IN ROSEAU COUNTY

NOVEMBER 21, 2013 - NORTHLAND COMMUNITY COLLEGE; MET TO TALK ABOUT THE FUTURE OF NORTHLAND IN THE ROSEAU CITY CENTER

NOVEMBER 21, 2013 - ROSEAU SCHOOL BOARD; 2012-13 AUDIT REPORT

NOVEMBER 22, 2013 - COALITION; STILL PURSUING MENTORING GRANT OPPORTUNITIES

NOVEMBER 22, 2013 - LEGISLATIVE COMMITTEE; MET W/ U.S. SENATOR AL FRANKEN

NOVEMBER 25, 2013 - ROSEAU COUNTY AFFORDABLE HOUSING FUND COMMITTEE; MET AS A HOUSING INSTITUTE FOR UPDATE ON RENTAL & OWNER OCCUPIED DEVELOPMENT IN THE COUNTY