

PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

January 26, 2010

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, Minnesota on Tuesday, January 26, 2010 at 8:30 a.m.

CALL TO ORDER

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

APPROVAL OF AGENDA

Discussion of the MPCA letter regarding Hay Creek violations was added as #7 under discussion. Jim Stengrim’s appointment was postponed until February 2, 2010. Discussion regarding Mr. Stengrim’s appointment was added as #8 under discussion. A motion to approve the amended agenda was made by Commissioner Walker, seconded by Commissioner Swanson and carried unanimously.

CONSENT AGENDA

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

The Board, by adoption of its Consent Agenda, approved the following bills for payment:

WARRANTS APPROVE FOR PAYMENT 1/14/2010

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
3733.42	BADGER CITY	4729.34	GREENBUSH CITY
1327.13	NW MN MULTI COUNTY HRA	1083.44	NW REGIONAL DEV COMM
1043.25	ROOSEVELT CITY	19408.32	ROSEAU CITY
18384.35	ROSEAU RIVER WATERSHED DIST	805.44	SCHOOL DIST 2358
11267.17	SCHOOL DIST 2683	816.61	SCHOOL DIST 447
13218.33	SCHOOL DIST 676	66439.63	SCHOOL DIST 682
83087.10	SCHOOL DIST 690	1432.99	TOWN OF BARNETT
938.09	TOWN OF BARTO	757.06	TOWN OF CEDARBEND
754.91	TOWN OF DEWEY	511.37	TOWN OF DIETER
1322.82	TOWN OF FALUN	1008.17	TOWN OF GOLDEN VALLEY
616.59	TOWN OF GRIMSTAD	1803.47	TOWN OF HEREIM
988.53	TOWN OF HUSS	1949.89	TOWN OF JADIS
13411.54	TOWN OF LAKE	3072.86	TOWN OF LAONA
1049.08	TOWN OF LIND	971.10	TOWN OF MALUNG
1497.67	TOWN OF MICKINOCK	1090.49	TOWN OF MOOSE
3486.55	TOWN OF MORANVILLE	476.75	TOWN OF POHLITZ
1079.85	TOWN OF POLONIA	1236.47	TOWN OF ROSS
370.66	TOWN OF SKAGEN	564.95	TOWN OF SOLER
331.19	TOWN OF SPRUCE	724.43	TOWN OF STAFFORD
1066.56	TOWN OF STOKES	6361.42	TWO RIVER WATERSHED DISTRICT
20277.14	WARROAD CITY	2558.52	WARROAD PORT AUTHORITY
417.83	WARROAD WATERSHED DISTRICT		

9 PAYMENTS LESS THAN \$300 1,471.67
****** FINAL TOTAL..... \$298,944.15 ******

WARRANTS APPROVED FOR PAYMENT 1/14/2010

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1791.48	AMERITAS LIFE INSURANCE CORP	1187.55	ANDERSON SANITATION
750.00	AREA AG INFORMATION CENTER	1340.13	ASSURANT EMPLOYEE BENEFITS
354.34	CANON FINANCIAL SERVICES INC	2326.98	CAPITAL GUARDIAN TRUST CO
743.38	JOHN CARTER	750.00	MARK HAUGEN PHD LP
558.43	HLUCNY REPAIR	742.20	LAW ENFORCEMENT LABOR SERVICES
400.00	ROBERT LINDHOLM	706.96	MN CHILD SUPPORT PAYMENT CENTE
21864.00	MN COUNTIES INSURANCE TRUST	2982.00	MN DEPT OF FINANCE-TREAS
637.50	MN DEPT OF HEALTH	1776.31	MN MUTUAL LIFE INSURANCE
640.00	MN NCPERS GROUP LIFE INS	3397.12	NATIONWIDE RETIREMENT SOLUTION
22500.00	NW REGIONAL LIBRARY	400.00	WILLIAM PETRICK
491.15	RATWIK, ROSZAK & MALONEY, PA	40000.00	ROSEAU CO HISTORICAL SOCIETY
4465.00	ROSEAU CO MEDICAL TRAVEL	30000.00	ROSEAU CO SOIL & WATER CONS
51095.29	ROSEAU CO TREASURER	400.00	SCOTT ROTHENBERGER
14179.01	SCOTT JOHNSON COMPANIES	6888.00	SELECT ACCOUNT-VEBA
1513.89	TOP NOTCH	1541.67	ARIA TRUDEAU
		18 PAYMENTS LESS THAN \$300	2,530.90
****		FINAL TOTAL.....	\$218,953.29 ****

WARRANTS APPROVED FOR PAYMENT 1/21/2010

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
525.07	CANON FINANCIAL SERVICES INC	1044.12	JOHNSON OIL CO INC
4308.52	LAURE JOHNSON	4386.63	MN ENERGY RESOURCES
500.00	PEMBINA TRAIL R C & D ASCN	48923.28	ROSEAU CO TRAILBLAZERS
		3 PAYMENTS LESS THAN \$300	89.08
****		FINAL TOTAL.....	\$59,776.70 ****

WARRANTS APPROVED ON 1/26/2010 FOR PAYMENT 1/29/2010

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
8010.98	AVIANDS LLC	690.05	CDW GOVERNMENT INC
2512.71	COMSTOCK CUSTOM MOWING & SNOW	311.90	D & L AUTO GLASS AND MORE
1365.10	DAKOTA FOOD EQUIPMENT INC	5558.71	E-911
4282.63	FARMERS UNION OIL CO-WARROAD	450.03	GRAD'S SMALL ENGINE & REPAIR
434.58	GRAINGER INC	411.88	ANNE GRANITZ
785.00	GREATER NORTHWEST EMS	8546.88	INFORMATION SYSTEMS CORP
4528.00	JOHNSON OIL CO INC	11699.50	LAKE COUNTRY CHEV BUICK PONTIA
3300.00	LAZNICKA CONSTRUCTION	1602.60	LIFECARE MEDICAL CENTER
854.00	MARSHALL CO AUDITOR-TREASURER	495.77	MATTSON PHARMACY INC
1117.00	MIDWEST MONITORING & SURVEILLA	402.59	MN COUNTIES COMPUTER COOP
18997.25	MN DEPT OF CORRECTIONS STS	821.66	MN DEPT OF TRANSPORTATION
2240.00	MN TRANSPORTATION ALLIANCE	638.00	MOTOR VEHICLE DEPUTY REGISTRAR
302.36	MULTI OFFICE PRODUCTS INC	11909.77	NORTHERN RESOURCES COOPERATIVE
456.52	QUILL CORPORATION	6455.69	ROSEAU CO COOP ASSN
9605.96	ROSEAU CO HWY DEPT	875.00	ROSEAU CO MEDICAL TRAVEL
22232.97	ROSEAU CO TREASURER	6363.65	SAY SECURITY NORTH COUNTRY
2500.00	ST LOUIS COUNTY AUDITOR	500.00	TW VENDING INC
1950.00	VOYAGEURS COMTRONICS CORPORATI	432.00	WANNASKA SANITARY DISTRICT
2579.18	WEST GROUP PAYMENT CENTER		
		37 PAYMENTS LESS THAN \$300	3,420.15
****		FINAL TOTAL.....	\$149,640.07 ****

COMMENTS AND ANNOUNCEMENTS

Jeff Pelowski informed the Board that the MPCA permit for the Roseau County Demolition Landfill and Transfer Facility was approved and will be in effect 1-8-2010 through 1-8-2015.

Jeff Pelowski notified the Board of a letter received from the MPCA in response to the County's position on the SSTS revisions and that the MPCA is not amendable to the county's request.

COMMITTEE REPORTS

Commissioner Foldesi reported on the following committee meetings: Highway Committee Meeting 1/22/10: Discussed Ditch 69, DNR organization, schedule for Highway Department Committee meetings and upcoming meeting with Kittson County Highway Engineer. Roseau County Soil and Water Conservation District, 1/26/10: Discussed equipment and ongoing programs.

Commissioner Johnston had no meetings to report.

Commissioner Swanson reported on the following committee meetings: Roseau River Watershed District, 1/12/10: Discussed Palmville project. Regional Radio Board, 1/13/10: Discussed transition to narrowband and ARMER. Treasurer of the Year Presentation, 1/13/10. State Senate Environment and Natural Resources Committee Hearing, 1/15/10: Discussed AMC positions and SSTS rule-making. Roseau County Committee on Aging, 1/18/10: Discussed Far North Transit Bus in Lake of the Woods County. Social Services Board meeting, 1/19/10. Bovine TB Stakeholders meeting, 1/19/10: Discussed Bovine TB elimination. Assessor Trainee Interviews, 1/21/10: Interviewed seven candidates. AMC Human Services Re-design Liaison Group, 1/22/10: Discussed remedies for non-performing counties.

Commissioner Walker reported on the following committee meetings: Minnesota Rural Counties Caucus, 1/14/10: Discussed transportation issues, budget, parks and trails. Bovine TB Stakeholders meeting, 1/19/10: Discussed Bovine TB elimination. Joint Powers Natural Resource Board, 1/25/10: Discussed PILT payments, Keith Mork boundary issue, and wolf management. Highway Committee Meeting, 1/26/10: Discussed Ditch 69, DNR organization, schedule for Highway Department Committee meetings and upcoming meeting with Kittson County Highway Engineer.

AUDITOR ANNE GRANITZ

Auditor Granitz met with the Board to give an update on the upcoming election. Ms. Granitz noted that preparations are progressing as needed. Ms. Granitz informed the Board of a 2008 law change regarding write-in candidates. If a candidate would like to be considered a write-in on Election Day they must be registered in the Auditor's office at least seven days in advance of the election. Ms. Granitz will be putting out a Public Service Announcement regarding this law change. Ms. Granitz noted that write-ins are not allowed in the Primary Election.

Ms. Granitz also noted that the Military and Overseas Voter Empowerment Act, MOVE ACT, which is likely to be passed as one of the first items in the new legislative session, requires that all absentee ballots must be mailed out at least 45 days in advance of an election. The previous requirement was 30 days. In order for Roseau to comply with this change Primary Elections will be moved from September to August. This

change will also require moving up the filing date for public office from June to May. Ms. Granitz will keep the Board apprised of this potential legislative change.

LAND ASSET PILOT PROJECT

Auditor Granitz requested the Board adopt a resolution in support of a land exchange with the DNR as part of the Land Asset Pilot Project. A motion was made by Commissioner Swanson, seconded by Commissioner Foldesi and carried unanimously to adopt the following resolution:

2010-01-07

WHEREAS, representatives of the Minnesota Department of Natural Resources and Roseau County—meeting as a Land Asset Management Committee—have discussed a proposed land exchange of the following State parcels located in Twp. 162N., Rg. 44W.:

GL2, Section 6; GL1, Section 6; SE1/4NE1/4, Section 6; NE1/4SE1/4, Section 6; NE1/4SW1/4, Section 6; SE1/4SW1/4, Section 6; SW1/4NE1/4, Section 19; and NW1/4SW1/4, Section 28;

and the following County parcels located in Twp. 162N., Rg. 44W.:

NE1/4NW1/4, NW1/4NW1/4, SW1/4NW1/4, SE1/4NW1/4, NE1/4NE1/4, NW1/4NE1/4, SW1/4NE1/4, and SE1/4NE1/4, all in Section 35.

NOW, THEREFORE, BE IT RESOLVED that the Roseau County Board of Commissioners authorizes the County Auditor to proceed with the land exchange of the above-listed parcels and approves sharing the cost of the appraisals, abstracts, and title opinions involved in the land exchange.

Chair Johnston recessed the Board meeting at 10:25 am. The meeting reconvened at 10:40 am.

DISCUSSION

The Board discussed attendance at the Minnesota State Aggregate Mining Conference to be held Thursday, February 18, 2010 in St. Cloud, MN. The Board directed the Coordinator's office to forward this invitation on to the appropriate County personnel.

The Board discussed what type of content should be put into the official Board Proceedings. Commissioner Swanson noted that the content should be such that it gives an accurate account of action items for historical purposes. Commissioner Johnston suggested eliminating the Comments and Announcements section of the agenda. Johnston noted that comments or announcements that Commissioners make should only be included in the proceedings if they are part of an action made by the Board. Johnston suggested the correspondence could be acknowledged in the consent agenda.

County Attorney Lisa Hanson met with the Board to review the Mini-Truck Ordinance Draft. Ms. Hanson requested the Board approve a public hearing date. A motion to hold a public hearing on Roseau County Ordinance for the Operation of all Mini Trucks on Certain Roads within the County's Jurisdiction on March 9, 2010 was made by Commissioner Swanson, seconded by Commissioner Foldesi and carried 3-0. Commissioner Walker abstained.

Commissioner Swanson requested Sheriff Jule Hanson and Chief Deputy Terry Bandemer meet with other law enforcement agencies in the county to discuss the possibility of enhanced law enforcement partnership/collaboration to create efficiencies. Barriers including statutory obligations of the County Sheriff, service expectations, insurance, and control over service delivery were noted. The Board requested the Sheriff, County Attorney, and Chief Deputy determine what legal parameters limit establishment of a Joint Powers Entity to deliver law enforcement services county-wide and report back to the Board. The JPE would be different from contracting for services in that it would be a separate entity with representation from each of the participating municipalities. Once more information is learned, Commissioner Swanson will meet with the Roseau City Council to assess their interest and Commissioner Johnston will meet with the Warroad City Council to assess their interest.

Commissioner Swanson requested the Board consider streamlining the committee reporting process during Board meetings by listing all that meet on a regular basis; asking the delegate to report whether the committee did or did not meet during that two week period, and if they did, asking the delegate for a brief report. Commissioner Swanson suggests that this could be further streamlined if the delegate were to submit a brief written report that could be included in the Board packets and reviewed in advance.

The Board discussed having an Organizational Best Practices Study performed for the County. The Board deferred making a decision on this matter until the Commissioner of District 3 has been elected.

The Board discussed correspondence from the Minnesota Pollution Control Agency regarding an alleged violation of Minnesota Statutes or Rules or Requirements of the National Pollutant Discharge Elimination System/State Disposal System General Stormwater Permit for Construction Activity at the site located in Enstrom and Spruce Townships as part of the Hay Creek Set Back Levies and Northland Impoundment Project. A response was requested within 15 days of receipt of the letter dated January 14, 2010. The Board spoke to County Engineer Brian Ketring who noted that a response letter was being drafted and would be submitted. It was noted that this is a Roseau River Watershed Project and that the work was completed by Davidson Construction. A soil stabilization issue did occur during construction despite efforts to prevent it. However, it is being remedied.

The Board discussed Jim Stengrim's request to meet with the Board to provide an update regarding litigation pertaining to the Middle Snake Tamarac Rivers Watershed District. County Attorney Lisa Hanson advised the Board that at this point in time this is not a Roseau County Board matter. She noted unless a Roseau County property owner within the boundaries of the Middle Snake Tamarac Rivers Watershed District has a concern, that this is not an appropriate matter to discuss at the Board meeting. A motion was made by Commissioner Johnston, seconded by Commissioner Swanson and carried unanimously to rescind Resolution No. 2005-06-13 approved on June 28, 2005.

A motion to close the regularly scheduled Board meeting pursuant to MN §13D.05 subd 3(a) to conduct a performance review for Coordinator Trish Klein was made by Commissioner Foldesi, seconded by Commissioner Walker and carried unanimously.

Chair Johnston reconvened the regular Board meeting at 2:00 p.m.

It was noted for the record that this closed session was a training session for the Board to use and evaluate the current Roseau County Performance Management tool and a baseline performance review of Coordinator Klein. The Board noted that they plan to do a baseline review of all department heads and would like to explore other performance review tools including a web based performance management application.

FUTURE AGENDA ITEMS

The Board discussed the organization of the agenda. It was agreed to move more items to the consent agenda, to allow a minimum of 30 minutes for committee reports, to move Comments and Announcements ahead of the Consent Agenda, and to restructure the Highway Department appointment time.

Upon motion carried, the Board adjourned the regular meeting at 2:05 p.m. The next regular meeting of the Board is scheduled for February 2, 2010 at 8:30 a.m.

Attest:

Date: _____

Teresa Klein, Board Clerk
Roseau County, Minnesota

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