

2012 ELECTION OF COUNTY BOARD CHAIR AND VICE CHAIR WAS CONDUCTED BY THE CLERK TO THE COUNTY BOARD ON TUESDAY, JANUARY 03, 2012; 10:00 A.M. BY UNANIMOUS VOTE COMMISSIONER BRIAN MCBRIDE WAS ELECTED AS BOARD CHAIR AND BY UNANIMOUS VOTE COMMISSIONER MIKE HANSON WAS ELECTED AS VICE CHAIR.

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, January 3, 2012; 10:00 a.m.

MEMBERS PRESENT: Commissioners Pavleck, McBride, Hanson, Ecklund, Adee

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Chrystal Clance, Arden Barnes. Richard and Linda Dreher

2012/01-01 Motion by Hanson, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-02 Motion by Adee, seconded by Pavleck to approve the minutes from the December 20, 2011 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-03 Motion by Ecklund, seconded by Hanson to approve the following 2012 temporary hires as recommended by the respective Department Head and Administration Director under County Policy: Sheriff Department: Transports – Charles Lessard, Richard Johnson, Duane Nelson; Jail Cook – Brenda Alverson; Veteran Transportation Drivers - Helen O'Brien, Harold Christianson, Ron Lahman, Ronald Jean, John Briggs, Robert Weum; Environmental Services/Transfer Station - Donald Zaren; County Recorder's Office – Sherrie Lessard. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice of the hire of Kathy LaFrance to the position of Social Services Supervisor effective December 26, 2011.

2012/01-04 Motion by Ecklund, seconded by Adee to defer a Courthouse AFSCME Union Step 3 Grievance for pay step placement to the Personnel Committee as the employer's representative in the Contractual Grievance Procedure. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-05 Motion by Adee, seconded by Pavleck to ratify the following claim payments as recommended by the Administrative Assistant for 2011 year end payments: Courthouse claims \$59,707.87, Highway claims \$43,585.27, Health claims \$1,678.37; Community Service Claims \$50,824.66; to approve payment of the following 2012 membership dues in full and upon receipt of an invoice: AMC (\$6,470) and to include MACSSA (\$751) and LPHA (\$661), ACA (\$2,400), NACO (\$400), NCLUCB (\$2,000), NE Regional Radio Board (\$250), RC&D (\$400), and MRCC (\$2,100); to approve payment of the first half 2012 Budget

Funding Allocations as recommended by Administration. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board reviewed the County Committee List and appointments for 2012. In review of scheduling requests, the Board Chair appointed Commissioner Adee to replace Commissioner Ecklund on the Regional Radio Board and appointed himself as the alternate to the NE MN Housing Consortium Board. Further, the Board Chair appointed Commissioner Ecklund as the alternate for the NEWAC Board. The Board Chair asked members to present him with any further changes or requests by the next meeting so that the 2012 appointments can be finalized.

2012/01-06 Motion by Hanson, seconded by Pavleck to award the 2012 legal publication bid to the Journal with a 5% rate increase from 2011 rates; to authorize the publishing of County Board meeting minutes in summary form in the official newspaper as allowed under M.S. 375.12 and M.S. 331A.01 and authorize the publishing of the minute summaries, an insert of the first printing of the delinquent tax list, a summary of the county financial statement and a summary of the annual County Budget in the Northome newspaper due to this area being outside the distribution area of the awarded official newspaper. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-07 Motion by Pavleck, seconded by Hanson that under the County Vehicle Policy to approve the 2012 County Mileage Reimbursement Rate at the IRS rate for personal vehicle mileage when county vehicles are not available at the worksite and 85% of the 2012 IRS rate for car pool usage charge to departments and for use of a personal vehicle when county vehicles are available at the employee's worksite. The current 2012 IRS rate is 55.5 cents and it is understood that should the IRS adjust the rate in 2012, the County Board will adjust the Mileage Reimbursement Rate accordingly and will be effective the date of County Board approval. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-08 Motion by Hanson, seconded by Ecklund authorizing the County Engineer to obtain annual fuel bids for Bulk Fuel Delivery and Fuel Service Stations with results to come before the Board in February for award recommendation. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 10:37 a.m. Chrystal Clance inquired on the current and long term funding for KEDA. Arden Barnes received clarification that the City of International Falls has a separate White Cedar Wetland Bank Project from that of the County. Richard Dreher extended an invitation to the County Board to attend an event being planned in Northome this summer.

2012/01-09 Motion by Ecklund, seconded by Adee to adjourn the meeting at 10:42 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, January 10, 2012; 10:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Doug Grindall, Walt Buller, Will Hoyt, Walter Leu, Amr Jabr; KGHS Reporter Josh Svendsen

2012/01-10 Motion by Adee, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-11 Motion by Hanson, seconded by Adee to approve the minutes from the January 3, 2012 regular meeting with correction in attendance. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-12 Motion by Ecklund, seconded by Adee to correct the approved December 20, 2011 minutes reflecting the discussion with the Health Director that the department applied, not received, an Arrowhead Health Alliance Grant. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-13 Motion by Adee, seconded by Pavleck to approve payment of the Courthouse claims in the amount of \$132,318.88. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-14 Motion by Pavleck, seconded by Ecklund to approve sponsorship of existing snowmobile, ATV and cross country ski trails for maintenance grant agreements in the MN Trails Assistance Grant-In-Aid Program for Fiscal Year 2012 for the International Voyageurs Snowmobile Club, Ridgerunner Snowmobile Club and Polar Polers Ski Club covering the Blue Ox, Caldwell Brook and Lundstrom Trails, Hagerman, Voyageurs West and Loman Trails and the Tilson Ski Trail. Sponsorship by the County requires that a Club/County Agreement be in effect (Agreement on file in the Auditor-Treasurer's Office). As sponsor, the County is accountable to the State for expenditures charged to the State Grant-In-Aid program but sponsorship does not require financial support or liability for cost from the County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-15 Motion by Ecklund, seconded by Adee to accept the recommendation of the License Committee to approve a 3.2% Off Sale Liquor License and a Tobacco License to Steven G. Lindberg, DBA The Loon's Nest for the period of February 1 through December 31, 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-16 Motion by Pavleck, seconded by Adee to add an update on the Abitibi TRS levels to the agenda. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice that Laura Wicklund was hired to the Child Support and Collections Officer position as of December 5, 2011.

000 Commissioner Pavleck referenced the update received from the Chicago EPA Office stating that Environment of Canada reported that the Abitibi Mill did install the required controls to reduce the TRS levels and have reported a drop in the levels. The EPA representative handling the complaint for the County stated the Office would follow up again this summer with a levels report and inquiry into any further public complaints on the matter. Commissioner Pavleck commended the EPA staff for their work in getting this matter resolved for the County and recommended the Board Chair send a letter of appreciation on behalf of the County and the Board concurred.

2012/01-17 Motion by Pavleck, seconded by Ecklund accepting the County Engineer's Annual County Bridge Inspection Certification with posting changes for bridges on UT 11, CSAH 6 and CR 71. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-18 Motion by Adee, seconded by Ecklund to accept the County Engineer's certification of the final contract value for SP 088-070-013 and SP 036-070-001 (Multi-County Striping Project in Aitkin, Carlton, Koochiching and Pine Counties) with Carlton County and Century Fence Company for a total value of work for Koochiching County of \$267,602.74. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-19 Motion by Pavleck, seconded by Hanson authorizing the County Engineer to call for bids on the following State Aid funded projects: SAP 036-605-005, SAP 036-618-011, SAP 036-599-010, SAP 036-675-006 and for the Culvert Replacement Project for SAP 036-608-016, SAP 036-615-010, SAP 036-630-016, SAP 036-631-016. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-20 Motion by Hanson, seconded by Pavleck to set a County Bridge Replacement Projects Hearing for Tuesday, February 7, 2012 at 11:00 a.m. to receive public comment on the County's proposed bridge replacement plan as recommended by the County Engineer for the funding application. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The County Engineer reviewed options for replacement of one of the Department's motor graders. The option to purchase a used grader ended up costing more than a new grader once the needed equipment for road work is added to the used machine. In consideration of renting, availability and cost of renting becomes an issue as the equipment is needed for various uses throughout the year such as snowplowing, grading, patching and shouldering. In review of the state aid funding system, depreciation on Highway equipment is 60% paid by State Aid so if a used piece of equipment is purchased and is depreciated or close to depreciation, the County will forfeit all or most of the payback by state aid funds. The new motor grader will go to the Int'l. Falls garage where use is greater, the Int'l. Falls grader will be moved to one of the outer garages and the older machine will be traded in or sold to offset the cost of a new machine. The Engineer recommends purchase from the State Bid with a cost up to \$243,000.

2012/01-21 Motion by Hanson, seconded by Ecklund to accept the recommendation of the County Engineer to purchase a motor grader from State Bid at a cost of up to \$243,000 with

funding in the 2012 Highway Budget and with the replaced grader to be traded in or sold to offset cost. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Mn/DOT District Representatives met with the Board to provide an overview of planned projects in 2012. TH 71 construction will be finished with about two weeks of work left in paving and striping. On TH 11 East the Jackfish Bay and Tilson Bay bridges will be replaced. The TH 53 Four Lane Project to Cook will begin, pending approval of the federal wetland permit and that construction will go into 2013 and possibly 2014. TH 11 West overlay, shouldering and culvert work from Indus to Loman will occur. On TH 217 rip rap work at the Littlefork Bridge will occur. In response to the number of deer on the roadsides and reported hits on new road construction sites, representatives stated that best practice requirements for erosion allow only a very short period of time in which roadsides after construction can have exposed soil so they seed for fast growth cover of which the deer feed on. Discussed planned traffic control with the bridge replacements on Highway 11 East due to the heavy summer traffic to the lake area and the congestion with the use of the Tilson Bay boat landing. Representatives stated that the tentative plan was to start construction after July 4th and it was suggested that if possible, to do the work after Labor Day where traffic would be somewhat lessened. With regards to the wetland permit from the Corps for the TH 53 Four Lane Project, Mn/DOT staff has met with Corps staff to discuss the urgency with this project for safety reasons and there is an understanding that the Corps will expedite their work this spring to try to get the permit issued by the May bidding. The Board thanked the representatives for the project update and discussion.

000 Public Comment was called at 11:45 a.m. No comment was provided.

2012/01-22 Motion by Ecklund, seconded by Adee to adjourn the meeting at 11:45 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, January 17, 2012; 10:20 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Dale Olson; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/01-23 Motion by Ecklund, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-24 Motion by Hanson, seconded by Pavleck to approve the minutes from the January 10, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-25 Motion by Pavleck, seconded by Ecklund to approve the temporary hire of Mary Fults for HHA/HM fill-in services for the Public Health Department as recommended by the Health Director and Administration Director under County Policy. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-26 Motion by Adee, seconded by Pavleck to approve payment of the Highway claims in the amount of \$151,059.59 and to authorize the Board Chair's signature to the December Vendor Payment Listing verifying its review. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-27 Motion by Hanson, seconded by Ecklund authorizing Board members' attendance to the following events as a County Board activity: the MPCA Impaired Waters Conference in Duluth on January 19, 2012 (1:00 p.m.); Bois Forte Band of Chippewa State of the Band Event on January 19, 2012 (10:00 a.m.) at Fortune Bay Resort/Casino; International Falls Bass Tournament Planning Meeting with DNR on January 25, 2012 at Backus (5:30 p.m.). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-28 Motion by Pavleck, seconded by Hanson to sell County Unit 875, 1987 John Deere Motor Grader to the City of Big Falls at a price of \$15,000 (reduced from the County Engineer's recommended price of \$19,238) to assist the City. Voting yes: Adee, Hanson, Ecklund, Pavleck; voting no: McBride. Motion carried.

000 The Environmental Service Director provided a draft County Wetland Bank Policy which establishes a County Wetland Bank Committee for the purposes of managing the County Wetland Credit Banks. Because there are some differences amongst staff as to policy items, the Director is recommending forming the Committee to finalize the draft Policy for Board adoption. The Committee would consist of two County Board members and department heads (or their designated employees) from the Land and Forestry, Highway, SWCD and Environmental Services Departments. In addition, this committee would replace the existing White Cedar Wetland Bank Committee.

2012/01-29 Motion by Pavleck, seconded by Ecklund to establish the County Wetland Credit Bank Committee to consist of two County Board members and department heads (or their designated employees) from the Land and Forestry, Highway, SWCD and Environmental Services Departments as recommended by the Environmental Services Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. (Board Chair appointed Commissioner Pavleck and Commissioner Ecklund to serve on the Committee.)

000 The Board Chair called for public comment at 10:40 a.m. No comment was provided. The Board Chair adjourned the meeting at 10:40 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, January 24, 2012; 10:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Brian Youso, Dennis Hummitzsch, Dale Olson, Arden Barnes, Chrystal Clance

2012/01-30 Motion by Ecklund, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-31 Motion by Pavleck, seconded by Adee to approve the minutes from the January 17, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-32 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$103,868.86; to approve payment of the Health claims in the amount of \$53,778.66; and to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-33 Motion by Hanson, seconded by Ecklund to authorize two Board members to travel to Washington D.C. to attend the March 7, 2012 National Park Day at the Capitol to represent VNP, Island View Sewer Project and the RECAP Project and to attend the National Association of Counties (NACO) Legislative Conference with the understanding one member will be representing the County Board and another the KDA Board. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried. (Commissioner McBride will be attending for KDA and Commissioner Pavleck for County Board.)

2012/01-34 Motion by Pavleck, seconded by Ecklund to approve the 2011 County Pay Equity Report and authorizing the Board Chair's signature to said Report for submission to the State as required under the Local Government Pay Equity Act. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-35 Motion by Ecklund, seconded by Hanson to approve a service agreement with Hildi, Inc. to perform the required actuary for the County's Group Medical Plan Implicit Rate Liability under GASB 45 at an estimate cost of \$1,700 as recommended by the Administration Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-36 Motion by Hanson, seconded by Pavleck authorizing the Sheriff to seek bids for replacement of two squad vehicles as planned in the 2012 Department Budget with bids to include trade in vehicles. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-37 Motion by Pavleck, seconded by Ecklund authorizing the Land Commissioner to obtain quotes and execute contracts for park attendants to provide site management at

County administered river access points for the Rainy River early fishing season and to request the annual funding contribution from Lake of the Woods County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/01-38 Motion by Pavleck, seconded by Ecklund to approve a temporary trail permit for R.J.S. Construction to cross County Administered land in the SW ¼ of the NE ¼ and the SW ¼ of the NW ¼, Section 31, Township 71, Range 23 (approximately 1.37 acres) for the purpose of hauling rock from Bowman Property to CN RR Construction Project with the trail permit pending wetland permit approval and will require disturbed wetland to be restored; further, timber damages will be assessed to the contractor as well as any permit fees as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice of the hire of Garret DeChaine to the position of Big Falls Forest Resource Manager with the starting date to be determined (either January 30 or February 6, 2012).

2012/01-39 Motion by Hanson, seconded by Pavleck accepting the recommendation of the Planning Commissioner to approve REZ 1104 to rezone parcels from R-3 to C-1 in order to create added boat storage for Badiuk Equipment, Inc. for parcels described as Lots 22-28, Block 3 and Lots 7-8, Block 4, Plat of American Suburb's Co. Third East Side Addition. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 11:20 a.m. Chrystal Clance inquired on the status of the RECAP Project.

2012/01-40 Motion by Pavleck, seconded by Adee to adjourn the meeting at 11:25 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, February 7, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Dennis Hummitzsch, Dale Olson, Justin Berg, Terry Murray, Joe Pershern, Doug Grindall, Einar Sundin; KGHS Reporter Josh Svendsen, CFOB Reporter Randy Thoms

2012/02-01 Motion by Adee, seconded by Hanson to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund; absent for vote: Pavleck. Motion carried.

2012/02-02 Motion by Hanson, seconded by Ecklund to approve the minutes from the January 24, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund; absent for vote: Pavleck. Motion carried.

2012/02-03 Motion by Adee, seconded by Ecklund to defer to the Management Committee meetings with City of International Falls, North Kooch Sanitary District and the Borderland Humane Society representatives to explore options for relocation of the Animal Shelter due to upcoming construction to upgrade the North Kooch Sanitary Treatment Plant. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-04 Motion by Pavleck, seconded by Adee to set a public hearing for Tuesday, February 21, 2012 at 5:30 p.m. in the Courthouse Boardroom to receive public comment on the Road Vacation Application from Boise White Paper LLC to vacate the Burner Road, legally described as all that part of CSAH 332 Right of Way lying northerly of the easterly extension of the north line of The Palmer Plat, according to the recorded plat thereof on file and of record in the Office of the County Recorder, Koochiching County, Minnesota and southerly of the southerly right-of-way line of Minnesota State Highway No. 11 in Sections 34 and 35, Township 71 North, Range 24 West of the 4th Principal Meridian. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-05 Motion by Ecklund, seconded by Pavleck to set the 2012 County Board of Equalization Meetings: Tuesday, June 12 to convene at 1:30 p.m. with Assessor's opening report and appointments starting at 1:45 p.m.; Tuesday, June 19 at 6:00 p.m. to continue appointments with intent to conclude work and adjourn. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Administration Director reviewed the 2011 County Budget Report set at \$23,724,902 as revised in August 2011. The cash basis report reflects at year end total expenditures at 100% to budget and total revenues at 103% to budget, resulting in less fund reserve spending overall than planned. The end result on fund reserve spending for each fund for 2011 will be determined when numbers are provided based on modified accrual accounting for the 2011 County financial audit.

2012/02-06 Motion by Ecklund, seconded by Hanson to set aside \$50,000 for timber and resource development reserves and \$45,000 for park development reserves from the 2011 Trust Fund income as approved in the 2012 Land and Forestry Budget and as recommended by the Land Commissioner and to set aside \$5.00 per capita from the 2011 Trust Fund income for promotion as allowed under MN Statute with allocation as follows: allocate forty percent of the promotion funds to the cities within Koochiching County with allocation ratio to be the same as in previous year and with a letter to accompany the checks stating what the funds can be expended on and when they have to be expended and to allocate sixty percent of the promotions funds to the Koochiching Development Authority to be held and utilized for the promotion of tourism, agricultural and industrial development as defined in MN Statutes. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner reviewed the results of the January 18, 2012 Timber Auction – 26,223 cords sold for a total sale value of \$657,191 (all tracts sold). The Land Commissioner reviewed comparisons of scaled wood from 2010 to 2011 with 2010 showing low volume and 2011 coming back to average levels. The Land Commissioner reported that the Department is within the goals set for timber sales under the advanced timber harvest policy in the County's Tax Forfeit Land Management Plan.

2012/02-07 Motion by Pavleck, seconded by Adee to approve the Koochiching County Wetland Bank Credit Policy for managing the usage of credits from wetland banks owned and/or operated by the County as recommended by the County Wetland Bank Committee. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-08 Motion by Pavleck, seconded by Ecklund to accept the following recommendations from the County Wetland Bank Committee under the County Wetland Bank Policy: 1) to sell the 6.06 acres of BWSR only credits from the Duininck Lake Wetland Bank with intent to sell through a public auction with minimum bid (Army Corps would not accept these 6.06 acres as federal wetland credits and since Army Corps assume jurisdiction of wetlands in Koochiching County, they are not usable within the County); 2) that should the County chose to sell full value credits, to set the rate at \$13,390 per acre for 2011 and until otherwise recommended for change by the Committee; 3) that credits from the County's wetland banks shall not be given away; 4) to rescind Board motion 2011/09-07 and authorize KEDA to name the County's Duininck Lake Wetland Credit Bank as the source of credits for the Foreign Trade Zone Wetland Mitigation Application for 2.07 acres with the County Board to make a determination at a future date on designating the Bank's credits for this purpose through its policy and committee. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-09 Motion by Pavleck, seconded by Hanson to set a public hearing for Tuesday, February 28, 2012 at 11:00 a.m. to receive public comment on the County's intent to remove fence from the Structure Definition in the County Zoning Ordinance to not regulate fences under local zoning but to regulate fences only where it is required for the County to do so under MN Statute and further, that under the County's requirement to handle partitioned fence dispute claims under the MN Partitioned Fence Law, the County intends to limit fence dispute claims to lands, when considered together, contain less than 20 acres. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-10 Motion by Pavleck, seconded by Adee accepting the recommendation of the Community Service Director to renew the following service agreements with changes occurring only where federal/state funding required change and upon approval of the agreements by the County Attorney: AEOA Congregate Meals; AEOA Home Delivered Meals, AEOA Employment and Training, AEOA SELF; AEOA Volunteer Driver, First Call for Help Crisis Service; County Attorney and Sheriff for Child Support Services; LSS Guardianship, NEMOJT Employment and Training, Northland Counseling mental health and non-consolidated fund chemical dependency services, Northland Counseling for the Clubhouse; Pineview Detox, Pineview Recovery. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-11 Motion by Hanson, seconded by Ecklund to approve payment of Burial Case #440096 in the amount of \$1,400.00. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-12 Motion by Pavleck, seconded by Ecklund accepting the following Day Care Licensing recommendations: relicense Barbara Ferguson for group family day care for ten children; license Sheila Wendt for family day care for ten children. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Community Service Director submitted the request for approval of a service agreement with Northland Counseling Center, Inc. to perform children's mental health services which is now assigned to two social services staff. As stated in the past reviews, the Director felt this change was needed to expand services for children mental health cases for the child, for the family and for staff. That County staff and team can't provide the services needed for the complex children's mental health issues of today. Diagnoses are difficult and services of mental health professionals are needed. Social workers do what they can to the extent that they can but their expertise and resources are limited to what health professionals can provide. The Director stated that this is a base contract with Northland Counseling for children's case management and CTSS services with the intent to expand services where needed and able, knowing more dollars can be leveraged through use of mental health providers. In response to the question, the Director stated that the funding mechanism changes from what staff positions bring in to what contracting with Northland Counseling would bring in but the bottom line is the change of service will result in a \$30,000 savings to the County. The Director further stated that the intent of the change is to get professional mental health services to the child and family and in doing so, reduce out of home placement cases. At the same level of funding, contracting with Northland Counseling increases services to children's cases. A Board member in review of the contract pointed out an edit on page 4 on bonding and inquired on whether the 60 day termination period was long enough and the Director felt it was. The AFSCME Business Agent stated that this proposal affects the bargaining unit as it displaces two social worker positions in addition to the social worker position left vacant due to the promotion to Social Services Supervisor. Additionally there is no cost savings in changing service and that the Child and Family Team are doing a good job, bringing placements down substantially over the years. They also question why the Director feels this contracting of service will work when there were past attempts at contracting other services but due to lack of participants, it didn't work. In addition, there are already some contracted services in place to assist in service needs of children mental health cases and that staff do provide crisis counseling. They are also concerned with having less staff in the Unit and not being able to avoid conflicts of interest situations. They feel the current team is working and they continue to collaborate with other teams and agencies to broaden services. They also question a potential conflict of interest with one County Board member sitting on the Northland Counseling Board of Directors. Commissioner Pavleck spoke to the conflict of interest as that Board member stating that there is no conflict of interest as he sits on the Northland Board as a County Board representative, appointed by the County Board. He further stated that he does not like to see layoffs but change is needed to provide mental health services to children. The Director stated that staffing levels were reviewed with the

Supervisor and staff in first looking at this proposal so he didn't go into this without looking at the full impact. He concurred as stated previously that staff have done a great job in reducing the number of placements but this change is because children need services that staff can't provide and there is no money to add services; we have to do services with the funding we have now. In closing the Director stated that just recently there was an overdose situation and yes he doesn't like seeing anyone laid off but we shouldn't be losing kids because we are unwilling to change and get them the mental health services they need. The statistics reviewed previously strongly support that Koochiching County is not providing the services needed.

2012/02-13 Motion by Pavleck, seconded by Adee to accept the recommendation of the Community Service Director to approve a service agreement with Northland Counseling Center, Inc for Children's Mental Health Services (case management and CTSS services) with the starting date to be determined by the KCCS Director and Provider allowing proper notice of the change and allow the Provider to organize their staffing for provision of the service. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Director provided a summary of an assessment that identified the strengths and weaknesses of Community care serving adult mental health needs in northeastern Minnesota with a list of areas needing improvement or new services that are needed. This assessment was required for the Region 3 Counties Adult Mental Health Services Plan and is being provided to the respective county boards for review, comment and acknowledgement.

2012/02-14 Motion by Adee, seconded by Pavleck acknowledging receipt and review of the Adult Mental Health Services Assessment for the Region 3 Adult Mental Health Plan. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair opened a public hearing at 11:24 a.m. for review of the County's draft priority list for bridge replacements and their funding as recommended by the County Engineer. The Engineer reviewed 7 bridge replacement projects: 1) #L9465 – UT 9 at an estimated cost of \$800,000 for a bridge replacement and planned in the 2012 Budget with \$10,000 of county funding; 2) #R0278 – UT 11 at an estimated cost of \$75,000 for a box culvert replacement with \$10,000 of county funding; 3) #93477 – CR 71 at an estimated cost of \$162,000 for a box culvert replacement with \$20,000 of county funding; 4) #6413 – CASH 6 at an estimated cost of \$330,000 with a concrete pipe replacement with no county funding; 5) #36505 – CR 99 at an estimated cost of \$470,000 for a bridge replacement with \$100,000 of county funding ; 6) #6596 – CSAH 1 at an estimated cost of \$400,000 for bridge replacement with no county funding; 7) #36512 – CSAH 8 at an estimated cost of \$660,000 with replacement unknown at this time and with no county funding. The Engineer reviewed the state funding sources for these projects and the resulting County cost if the state funding sources are approved for the projects. At this time #L9465 bridge replacement on UT 9 is shovel ready for 2012 and if others on the list receive funding and can be constructed in 2012, he will take the any local funding needs from his planned use of fund reserves in 2012 for bituminous overlays to cover it. He stated that over the years 50 of the 69 bridges in the County have been replaced. The Board Chair opened for public comment. Einar Sundin inquired on the location of one of the bridges by the legal description in the hearing notice and

what determined the projects priority. With no further comment the Board Chair closed the hearing at 11:40 a.m.

2012/02-15 Motion by Ecklund, seconded by Hanson accepting the recommendation of the County Engineer to approve the priority list for County Bridge Replacement Projects and their funding as: 1) #L9465 – UT 9; 2) #R0278 – UT 11; 3) #93477 – CR 71; 4) #6413 – CASH 6; 5) #36505 – CR 99; 6) #6596 – CSAH 1; 7) #36512 – CSAH 8. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-16 Motion by Pavleck, seconded by Ecklund to award low bid for Bulk Fuel Delivery and Fuel Service Stations as presented and recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-17 Motion by Pavleck, seconded by Adee to award the following vehicle bids to Wherley Motors for low local bid (w/o tax and license): Highway Department: ½ Ton 2 Wheel Drive Pickup (2012 Ford F150XL) for \$17,415 and ½ Ton 4 Wheel Drive Pickup (2012 Dodge Ram 1500 ST) for \$20,410; Land and Forestry Department: ½ Ton 4 Wheel Extended Cab Pickup (2012 Dodge Ram 1500 ST Quad) with trade in (2000 Chevy Silverado 4 Wheel Reg. Cab) for \$20,705. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 11:55 a.m. No comment was presented.

2012/02-18 Motion by Adee, seconded by Ecklund to adjourn the meeting at 12:00 p.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, February 14, 2012; 11:03 a.m.

MEMBERS PRESENT: Commissioners McBride, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: Commissioner Adee (Medical Appointment)

OTHERS IN ATTENDANCE: Jaci Nagle, Dale Olson, Brian Youso, Randy Pozniak, Dennis Hummitzsch; Reporter Laurel Beager

2012/02-19 Motion by Pavleck, seconded by Hanson to approve the agenda with additions and deletions. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-20 Motion by Ecklund, seconded by Hanson to approve the minutes from the February 7, 2012 regular meeting. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-21 Motion by Pavleck, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$42,454.09 and to authorize the Board Chair's signature to the January Vendor Payment Listing verifying its review. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-22 Motion by Hanson, seconded by Pavleck authorizing the Board members' attendance to the Ninth International Lake of the Woods Water Quality Forum on March 7 and 8, 2012 at RRCC as a County Board activity. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-23 Motion by Ecklund, seconded by Pavleck to provide a letter of support for North Koochiching Area Sanitary District's application to GSA to acquire federal surplus real estate property located on US Highway 11-71 adjacent to their existing Waste Water Treatment Facility at no cost and for public purpose. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-24 Motion by Ecklund, seconded by Hanson to send letters to the County's federal delegates requesting their continued support of the President's Executive Order for new initiatives to significantly increase travel and tourism in the United States which supports the initiatives of Destination Voyageurs National Park to market and promote Minnesota's only designated National Park. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-25 Motion by Hanson, seconded by Pavleck ratifying the revisions in the County On Site Emergency Response Planning Guide as recommended by the County Safety Committee. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-26 Motion by Hanson, seconded by Ecklund to amend the February 7, 2012 annual fuel bid award for service stations to include Forestland, Freedom and Holiday Stations as recommended by the County Engineer. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-27 Motion by Hanson, seconded by Ecklund to approve a three-year Encrypted Email Contract with Solbrekk Business Technology Solutions at a cost of \$2,287 per year for the purpose of protecting private data under HIPAA Laws through email communications with the County Attorney, KCCS, Public Health, I.S. and Sheriff Budgets covering the annual cost as recommended by the I.S. Manager. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director reviewed legislative proposals with the Board that would impact County environmental service operations should they pass. The review included a bill to require the legislature to approve all major rule making efforts of State agencies, a bill that would remove the right of counties to utilize interim zoning and a bill exempting counties with 80% or more of wetlands from State Wetland rules. The Director will review the draft wetland bill with the County's state legislators for a better understanding of its intent.

000 The Sheriff announced his retirement on June 1, 2012 and commended his great staff. He further recommended that the Board appoint his Undersheriff to fill the vacant County Sheriff position. Board members acknowledged the Sheriff's public dedication and service as well as his staff.

2012/02-28 Motion by Pavleck, seconded by Hanson to approve the retirement separation of Elected County Sheriff Brian Youso effective June 1, 2012. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-29 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the Rural Fire Protection Association to set the 2012 annual service charge for the Rural Fire Subordinate Service Taxing District at no increase over 2011 for residential and commercial rates and adjusting the City of Ranier's rate due to the annexation to \$29,500: \$85 for residential and commercial rates based on the following building valuation ranges: \$5,000 up to \$20,000 - \$120; \$20,000 up to \$40,000 - \$180; \$40,000 up to \$70,000 - \$240; \$70,000 up to \$100,000 - \$300; \$100,000 up to \$150,000 - \$360; \$150,000 up to \$200,000 - \$420; \$200,000 up to \$300,000 - \$480; \$300,000 up to \$400,000 - \$540; \$400,000 up to \$500,000 - \$600; \$500,000 up to \$600,000 - \$660; \$600,000 or more - \$720. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-30 Motion by Hanson, seconded by Ecklund authorizing temporary Jail Cook Brenda Alverson to fill the part time A11 Jail Cook position to cover for a leave of absence effective February 13 through March 16, 2012 as recommended by the Administration Director. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner reviewed a letter received from the Minnesota Timber Producers Association requesting that all timber sales be extended immediately at no charge to the sale owner as poor back to back winter conditions may be forcing a situation of having to harvest two winters worth of wood in one winter season. The Land Commissioner stated that operability this winter in Koochiching County has not been an issue and recommends waiting to see if conditions change to create a hardship. The Land Commissioner felt this letter represented a broad area request as winter conditions are diverse and some areas may be experiencing poor conditions for logging. Board members agreed to bring the matter back at the end of March if conditions warrant consideration of this request.

000 The Land Commissioner presented a letter from the DNR requesting the County to sign a DNR Right of Entry Authorization form to allow the DNR to enter and occupy all public water accesses owned or administered by the County to conduct watercraft inspections and decontaminations for invasive species as mandated by law. Board members questioned why the County needs to sign a Right of Entry form when the DNR has this authority. It was agreed to have the Administration Director follow up with the DNR as to why the County needs to sign this form for further understanding of the Board.

000 The Board Chair called for public comment at 12:05 p.m. Arden Barnes asked the Board to consider long term the plan for managing heavy truck traffic on Highway 11 East

from the Burner Road to Ranier if the Burner Road is vacated, the new U.S. Custom Facility goes in and there is development at the FTZ.

2012/02-31 Motion by Pavleck, seconded by Ecklund to adjourn the meeting at 12:10 p.m. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, February 21, 2012; 3:30 p.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Ecklund, Pavleck

MEMBERS ABSENT: Commissioner Hanson (St. Paul on County Legislative Business)

OTHERS IN ATTENDANCE: Maureen Ziskovsky via telephone, Len Peterson, Brian Youso, Dale Olson, Perry Mettler, Steve Blair, Jim Weikum via telephone, Wanda Grashorn, Susan Congrave, Chrystal Clance

2012/02-32 Motion by Ecklund, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Ecklund, Pavleck. Motion carried.

2012/02-33 Motion by Ecklund, seconded by Adee to approve the minutes from the February 14, 2012 regular meeting. Voting yes: McBride, Adee, Ecklund, Pavleck. Motion carried.

2012/02-34 Motion by Adee, seconded by Pavleck to approve payment of the Highway claims in the amount of \$68,074.63. Voting yes: McBride, Adee, Ecklund, Pavleck. Motion carried.

000 The County Board reviewed the request for the County to authorize a right of entry for watercraft inspections at County boat landings with a DNR representative by telephone. The DNR representative stated that the DNR does not have the right to do inspections on County property without permission and is the reason why the authorization is being sought from the County. The DNR under this authorization would then conduct watercraft inspections and decontaminations for invasive species of boats coming and going from the landings. In response to a Board member's question, the representative stated that the DNR has funding to cover all expenditures and would not have the County incur any expense due to this DNR operation. A Board member asked what good it does to do inspections and enforcement on International waters when there is no agreement with Canada to enforce the law on Canadian waters. The representative stated that she has had no interaction with Canadian representatives on this issue but her co-workers have and she will follow up with them as to what conversations have taken place. A Board member asked what assurances the public would have if the County signs this authorization that the DNR won't use this opportunity for other enforcement purposes. The representative stated that the DNR's purpose under this

authorization is prevention of invasive species in the water by inspections, decontamination and education and would not be looking for anything else. The Board agreed to put the item on the February 28th agenda for consideration and inquire with the Cities of International Falls and Ranier whether they have received this DNR entry authorization request for their public water accesses and what position they took. The DNR representative stated she would relay the County's concern with Canada not being part of the control of invasive species in the International waters.

2012/02-35 Motion by Pavleck, seconded by Ecklund authorizing the Assessor to fill an Appraiser I position in the Department as an entry level position for CAMA System training to input appraisal data and advancing into field appraising upon training and licensure.

Voting yes: McBride, Adee, Ecklund, Pavleck. Motion carried.

2012/02-36 Motion by Ecklund, seconded by Adee to approve an Emergency Preparedness Management Contract with Luke Waller for assisting the Sheriff with the County Emergency Management Plan under federal and state requirements as recommended by the Sheriff and upon approval by the County Attorney. Voting yes: McBride, Adee, Ecklund, Pavleck.

Motion carried.

2012/02-37 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the Planning Commission to approve Conditional Use Permit #1201 to Perry Mettler, (Case Storage), for 2 additional buildings at his existing storage business located at 380 County Road 24 (Parcel ID# 21-011-14200). Voting yes: McBride, Adee, Ecklund, Pavleck.

Motion carried.

2012/02-38 Motion by Ecklund, seconded by Pavleck to approve a service contract with the Occupational Development Center, Inc. for recycling and cleaning service at the Transfer Station as recommended by the Environmental Services Director. Voting yes: McBride, Adee, Ecklund, Pavleck. Motion carried.

000 The Board reviewed the proposal for a combined Regional Library System with the Arrowhead Library System (ALS) Director by telephone. The Director stated that the proposal is to merge the existing ALS and North Country Library Cooperative (NCLC) for cost saving measures due to budget funding reductions. The biggest change in the proposal will be smaller board of directors with less representation for each county. Currently the ALS Board has 23 seats and the combined Board would reduce to 13 seats. With regards to the funding, the funding sources of the ALS and NCLC would remain separate. However, ALS will cover some overhead and staffing cost of the NCLC, thereby allocating some of the NCLC funding to the ALS System, which benefits both budgets. The purpose of the merge would be a one-stop approach to providing support to libraries in the region and more connection and collaboration between different types of libraries. Commissioner Ecklund serving as the County representative on the ALS Board was looking for direction from the County Board as in March the two systems will vote on the merger proposal. Board members stated no objection to the merger if it helps the budget and does not degrade the services to Koochiching County.

000 The Board received a report on the WIC Program in Koochiching County. The WIC program provides food, nutrition education, nurse visits and referrals to other services for low income pregnant moms, moms with newborns and children to age 5. The program is being utilized in Koochiching County with just six months in 2011 reporting \$101,000 in WIC vouchers expended. Statistics have shown better health and IQs of children that have had the support of the WIC program. The Program is supported by federal funding on a per client and grant basis. The current federal budget reduced the WIC funding somewhat but the State Budget covered the federal cut. The WIC funding is under the Federal Ag Bill and is being monitored for funding levels in the next FY federal budget.

000 The Health Director reviewed the Department's 2011 Financial and Statistical Report with the Board. The Director updated the Board on the federal mandate whereas health records must be electronic by 2015 and through the Community Health Services Board they are looking to the CHAMP System to achieve this goal. The Director provided a written summary of the Local Public Health Association's legislative priorities and informed the Board that the Department is conducting a risk assessment as required under the federal Public Health Preparedness Grant as to the Health Hazard and Vulnerability risks in the County. The Director provided the Board a draft Community Health Board Joint Powers Agreement which has been updated and stated that it will be provided to the County Attorney for review and brought back to the Board for approval.

000 The Board Chair called for public comment at 5:12 p.m. Chrystal Clance in reference to the invasive species checks by the DNR, stated concern with the line of boats at the landings due to the inspection of boats and the traffic jam it may cause. In addition, she didn't understand the need to combine the two library boards if there isn't anything broken and it is not doing anything more for our library system.

2012/02-39 Motion by Pavleck, seconded by Adee to adjourn the meeting at 5:18 p.m. Voting yes: McBride, Adee, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, February 28, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: Commissioner Adee (Other County Business)

OTHERS IN ATTENDANCE: Doug Grindall, Terry Murray, Dale Olson, Steve Blair, Pastor Cory Rintala; CFOB Reporter Randy Thoms and Journal Reporter Laurel Beager

2012/02-40 Motion by Ecklund, seconded by Hanson to approve the agenda with additions and deletions. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-41 Motion by Ecklund, seconded by Pavleck to approve the minutes from the February 21, 2012 regular meeting with correction. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-42 Motion by Hanson, seconded by Pavleck to approve payment of the Courthouse claims in the amount of \$23,096.07, to approve payment of the Health claims in the amount of \$11,869.51; to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented; to approve payment of Burial Case #1511440 in the amount of \$1,570.00. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-43 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the County License Committee to approve On Sale/Sunday Intoxicating Liquor Licenses and a Tobacco License to the International Falls Country Club, Inc. for the period of March 15 through October 15, 2012. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Hanson serving as the County representative on the NE MN HOME Consortium Board stated that the continued reduction of federal funding coming to the Consortium has resulted in insufficient funding to meet the priorities set by the Consortium for each of the member counties (Cook, Itasca, Koochiching, Lake and St. Louis Counties). Koochiching County, represented by himself and LeeAnn Meer, has been asked to support Kootasca's Home Rehabilitation Program of which members are leaning to due to the positive affect it has for homeowners in need and the community overall. Commissioner Hanson asked the Board Chair to appoint an alternate to ensure two representatives for Koochiching are attending Consortium Board meetings. The Board Chair will seek interest and notify the Board of the alternate appointment.

000 The Administration Director stated that a DNR Representative contacted her as additional follow up on the Right of Entry Request. The Representative stated that the DNR is continually doing outreach and Manitoba Canada did inquire with the DNR on the State's invasive species prevention program and training. She also clarified that the DNR staff at the landings doing the inspections and decontaminations are not DNR Enforcement Officers so the staff have no authority to enforce anything. County Board members again stated their support to prevent aquatic species invasions in our lakes and rivers but felt strongly that outreach with Ontario Canada was needed for prevention on their side of the watershed and that the DNR consider sufficient staffing to prevent traffic jams and backlogs of boats at the ramps from a public safety standpoint.

2012/02-44 Motion by Hanson, seconded by Pavleck to authorize the Board Chair to sign the Right of Entry Authorization for Watercraft Inspections giving permission for the DNR to enter and occupy all water accesses owned or administered by the County to inspect watercraft and water-related equipment in order to remove or destroy aquatic invasive species. Further, to request that the DNR make contact with Ontario Canada to encourage their participation in a prevention program for aquatic species invasions in the shared International waters, requesting the DNR provide sufficient staffing at the boat landings to avoid traffic

jams and backlogs of boats trying to clear the landings and requesting the DNR meet with the County Board sometime after the Early Spring Rainy River Fishing Season to report how the inspection process went. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-45 Motion by Hanson, seconded by Pavleck accepting the recommendation of the County Engineer to award the following low bids: SAP 036-599-010 (bridge replacement on UT 9 - \$10,000 County dollars) to Redstone Construction Company, Inc. in the amount of \$818,359.40; SAP 036-608-016 (2012 Culvert Replacements) to Bowman Asphalt Products in the amount of \$1,163,903.00; SAP 036-618-011 (CSAH 18 Bituminous Surface and Aggregate Shoulders) to Knife River Materials in the amount of \$508,672.50. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-46 Motion by Hanson, seconded by Ecklund accepting the recommendation to close the home of Cindy Hell for family day care per the provider's request. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Community Service Director informed the Board of a change in the allocation formula for Vulnerable Children and Adult Protection Act Grant. Koochiching County up until the FY 2012 State Budget was receiving \$417,709 of this funding annually which provided gap funding where federal and state reimbursements were not provided for mandated services. The county allocation formula is now changed cutting \$106,000 to Koochiching County and restricting where the funding can be used. The Association of County Social Service Directors reviewed the State's formula and found that it does not fairly represent the needs of the counties. For instance, Koochiching County has the highest child protection reporting in the state which is not given the weight it should in the new formula. Also the formula is subject to change each year based on its current measures so there is no consistency in funding to a county from year to year. The Directors Association is recommending a different formula giving more weight to protection reporting and providing consistent funding allocations for budget planning purpose. The Directors Association is seeking AMC's endorsement for legislative change and is requesting each member county to submit a request to AMC to support a bill to change the formula.

2012/02-47 Motion by Hanson, seconded by Ecklund authorizing the Board Chair to send a letter to AMC requesting their support of the MN Counties Association of Social Service Directors' recommendation for legislation to change the formula for allocation of the Vulnerable Child and Adult Protection Act Grant and to copy the letter to the County's state legislators for the same. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair read a letter from the MN Department of Human Services Commissioner commending the County's Human Services staff for perfect performance in meeting DHS financial reporting requirements for calendar year 2011.

2012/02-48 Motion by Ecklund, seconded by Pavleck adopting the following resolution supporting legislation to modify wetland replacement requirements in counties with 80% or more of their pre-settlement wetlands remaining:

WHEREAS, State Representative Anzelc has authored legislation modifying wetland replacement requirements in counties with 80% or more of their pre-settlement wetlands remaining, officially known as House File No. 2105; and

WHEREAS, Arrowhead Counties Association members of Aitkin, Carlton, Cook, Itasca, Koochiching, Lake, Pine and St. Louis Counties all have in excess of 80% of their pre-settlement wetlands remaining; and

WHEREAS, current state law regulating replacement of wetlands affected by building activities creates undue hardship for economic development activities in the member counties; and

WHEREAS, modification of wetland replacement requirements for the Arrowhead Counties would enhance local economic development activity in these counties; and

WHEREAS, the provisions of HF 2105 are in full compliance with statutory requirements that Minnesota retain an overall no net loss of wetlands policy.

NOW, THEREFORE, BE IT RESOLVED, that the Koochiching County Board supports House File No. 2105, modifying wetland replacement requirements, as proposed by State Representative Anzelc. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director informed the Board that at the last VNP Clean Water Joint Powers Board meeting, St. Louis and Koochiching County were asked to consider split funding to continue the services of S.E.H. for planning municipal sewer in the VNP Basin. The S.E. H. Contract is with the Joint Powers Board proposed at \$100,000 for 18 months of service, with priority services being public relations and funding administration to garner the support and funding to move this project forward. In review, it was pointed out that the Island View Sewer Area which is part of the overall VNP Sewer Basin Plan, is about half of the overall project cost so justifies a fifty percent contribution from Koochiching County. Unlike other areas of the basin, the Island View Sewer Area is close to project ready but funding is needed to make it a go. Seeking State and Federal funding on a basin wide municipal sewer plan to sustain and improve water quality in the only national park in the State of Minnesota and the only water based national park is the purpose of the VNP Clean Water Joint Powers Board. In review, the Environmental Service Director stated that S.E.H. is also under contract with Koochiching County for the Island View Sewer Project and he will inquire with the Company as to what future funding, if any, they would be needing to continue planning services for Island View. Board members though supportive of municipal sewer systems as the better waste water management option, stated concerned with the investment of county dollars without a pay back system in place. The Administration Director stated that IRRRB funding can be considered for this project as it is both an environmental and development use which fits the funding criteria. However, the 2012 KDA Budget is already set with only a small contingency for other projects so the County will need to know the full funding obligation requested for 2012 before it can determine what level of funding it can provide. Thereafter, the annual planning of the KDA Budget could consider reallocating IRRRB dollars to a sewer project line item. It was agreed to have S.E.H.

representatives meet with the County Board in committee on March 27th to further review funding needed from Koochiching County for the sewer project.

000 Commissioner Pavleck reviewed a federal administration proposal to increase the number of waters, streams and wetlands receiving federal pollution protection which has been provided to the federal Office of Management and Budget (OMB) for final review. NACO provided a briefing to counties that this so-called guidance, if finalized, would increase the miles of streams and acres of wetlands that fall under the federal government's regulatory jurisdiction under the Clean Water Act. At this point it is not known whether OMB will issue a speedy approval of the decision or it will be stalled at the review stage. Commissioner Pavleck stated this will be reviewed at the NACO Conference next week in which he will be attending.

000 The Board Chair opened a public hearing at 11:00 a.m. to hear comment on the County's proposal to not regulate property fences under local zoning and to revise the County Zoning Ordinance to remove "fence" from its structure definition. The Environmental Service Director stated that the County Zoning Ordinance has fence listed under the definition of structure which is incorrectly defined. Being under the structure definition in the Ordinance, a set back for a fence from a property line would be the same as a building set back, any where from 10 feet to 75 feet. Though this misstatement was recognized in the past, no action was taken to rectify it in the Ordinance. The Planning Commission instead relied on administration policy when a fence situation arose but it was not enforceable as if in an Ordinance. In previous reviews with the County Board on whether to add language to the Zoning Ordinance to regulate fences to that which is regulated in State law, it was decided that the County would not regulate fence law locally and do so only where state law would require it of the County. One of those laws is the MN Partitioned Fence Law whereas the County Board, as the township board, is required to handle partitioned fence dispute claims for the purposes of determining a legal fence under law definition and determining the equal cost share of the partitioned fence. The Administration Director stated that in further review of this law requirement, the County Board is proposing to exempt review of these fence claims when the lands considered together is less than 20 acres. The Administration Director stated that no written comment was received for the hearing. Commissioner Pavleck inquired on the agricultural operation in Ray. The Environmental Service Director stated that the County Zoning Ordinance does not allow cattle on commercially zoned property but does not limit the property from having a barbed wire fence. Further, that a legal fence under the MN Partitioned Fence Law is a barbed wire fence. Steve Blair asked if the County would still use the Administration Policy to guide property owners with fence questions or concerns. The Administration Director stated that property owners should be encouraged to get a fence agreement with their neighbors and make it of record for future purposes. The Director referred to a MN Statute in which a private citizen can bring a civil claim for nuisances, which names fences. If a neighbor has an unsightly fence or is blocking a view for example, this is one avenue the private citizen has to seek relief. Pastor Cory Rintala inquired on the "less than" 20 acre exemption under the MN Partitioned Fence Law and how the 20 acres is determined for whether a fence dispute claim would be reviewed. With no other comment, the Board Chair closed the hearing at 11:14 a.m.

2012/02-49 Motion by Pavleck, seconded by Ecklund to approve a revised Koochiching County Zoning Ordinance removing “fence” from the Structure Definition with intent to not regulate property fences under local zoning. A printed copy of the ordinance is available for inspection by any person during regular office hours at the Office of the County Auditor. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/02-50 Motion by Ecklund, seconded by Pavleck adopting the following resolution exempting certain owners and occupants of land from the Partition Fence Provisions of MN Statute Chapter 344:

WHEREAS, Minnesota Statutes Chapter 344 sets forth procedures for reviewing and making orders regarding partition fences, including the resolution of disputes regarding the same between adjoining owners or occupants of land; and

WHEREAS, Minnesota Statutes Chapter 344, in Section 344.19, specifies that in counties not organized into towns that the County Commissioners are the fence viewers and that they are governed by Chapter 344 of Minnesota Statutes, with all the rights, responsibilities and duties provided therein, except as set forth in that Section; and

WHEREAS, pursuant to Minnesota Statute Section 344.011, by resolution, the Fence Viewing Authority may exempt adjoining owners or occupants from the provisions of Minnesota Statutes Chapter 344, the law of Partition Fences, when their lands, considered together, contain less than 20 acres; and

WHEREAS, the Koochiching County Board desires to limit the applicability of the partition fence law to disputes and/or claims involving larger land masses typical of agricultural uses and not within shoreland communities and residential areas.

NOW, THEREFORE, BE IT RESOLVED that the Koochiching County Board, acting as the Fence Viewing Authority in the unorganized areas of the County of Koochiching, hereby declares, pursuant to Minnesota Statute § 344.011, that the adjoining owners or occupants of land, when their land considered together is less than 20 acres, are exempt from the provisions of Minnesota Statutes Chapter 344, the laws regarding Partition Fences. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 No Public comment was presented.

2012/02-51 Motion by Ecklund, seconded by Pavleck to adjourn the meeting at 11:20 a.m. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, March 6, 2012; 10:15 a.m.

MEMBERS PRESENT: Commissioners Hanson, Ecklund, Pavleck, Adee

MEMBERS ABSENT: Commissioner McBride (Other County Business)

OTHERS IN ATTENDANCE: Bob Peterson, Pam Rooney, Jaci Nagle, Dale Olson, Will Hoyt, Walter Buller, Deb Sletten, Dennis Hummitzsch; CFOB Reporter Randy Thoms and Journal Reporter Laurel Beager

2012/03-01 Motion by Adee, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-02 Motion by Pavleck, seconded by Ecklund to approve the minutes from the February 28, 2012 regular meeting. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

000 The Board received the hire notice of Stephanie Promersberger to the Appraiser I position effective April 16, 2012.

2012/03-03 Motion by Adee, seconded by Ecklund authorizing the Board Chair's signature to the February Vendor Payment Listing verifying its review. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-04 Motion by Adee, seconded by Pavleck designating the Administrative Assistant to approve payment of March Courthouse and Highway Board claims with all claims to come before the County Board for ratification at the March 27, 2012 Board meeting. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-05 Motion by Ecklund, seconded by Pavleck to set a County Board Committee of the Whole meeting for Monday, March 12, 2012 at 10:15 a.m. for planning the establishment of County Precincts and County Commissioner Districts as required for local redistricting and further, to set a public hearing for Tuesday, April 17, 2012 at 5:00 p.m. for the purpose of presenting the County's preliminary redistricting plan for Koochiching County Commissioner Districts as required under redistricting law. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-06 Motion by Ecklund, seconded by Pavleck to approve an Application for Cancellation of Forfeiture for property described as Government Lot 3, Section 27, Township 152, Range 27 as recommended by the County Auditor-Treasurer for the purpose of clearing title due to a 1937 administrative error which did not take this off the forfeiture list when delinquent taxes were paid. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-07 Motion by Pavleck, seconded by Ecklund to cancel two 2011 billings for Veteran Transportation service due to non-payment and determined to be uncollectible for a total of \$80.00 as recommended by the Veteran Service Officer. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-08 Motion by Ecklund, seconded by Adee authorizing Board members' attendance to a Planning Session for Backus/AB Community Center on Friday, March 9, 2012 at 10:30 a.m. and to a Minnesota Aquatic Invasive Species Symposium in St. Paul on March 19 and 20, 2012. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-09 Motion by Pavleck, seconded by Ecklund authorizing the County Recorder to fill the Deputy Recorder-Office Systems Technician position due to the Appraiser I hire and to authorize the filling of the Deputy Recorder position should the filling of the first position create a vacancy in this position as recommended by the County Recorder. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-10 Motion by Pavleck, seconded by Ecklund to support the change in vendors for the County Recording and Indexing System to CSA as recommended by MCIS, County Recorder and Information Systems Manager and authorizing the Board Chair's signature to the CSA Service Contract pending County Attorney approval. Further, the County Recorder and Information Systems Manager are to come back with the final cost for the new system for determination of 2012 budget funding. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-11 Motion by Ecklund, seconded by Adee authorizing the Environmental Service Director to fill the vacant Environmental Services Technician position and subsequent position vacancy in the Department if posting of the first position results in another Department position vacancy as recommended by the Environmental Services Director. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-12 Motion by Adee, seconded by Pavleck authorizing the Environmental Services Director to purchase two recycling trailers as planned and funded in the 2012 Department Budget. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-13 Motion by Ecklund, seconded by Adee authorizing the County Engineer to fill the Senior Engineering Technician Position as recommended by the County Engineer. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

2012/03-14 Motion by Pavleck, seconded by Ecklund to approve purchase of a Portable Pothole Patch/Asphalt Recycler Unit in the amount of \$19,801.80 as planned and funded in the 2012 Highway Budget as recommended by the County Engineer. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

000 MCIT Loss Control Consultant provided the annual MCIT Report to include a review of claim activity for Koochiching County.

000 The Land Commissioner reviewed proposed legislation which would separate School Trust Land from the DNR and create a separate State Entity to manage School Trust Land. In doing so, it would take School Trust Land acreage out of the PILT Payment system resulting in a PILT cut to the County. Those in favor of the legislation support purely on money in that this funding should go to the school kids. The Land Commissioner stated that revenue coming from the sale of resources on School Trust Lands goes to the schools. The payment of PILT on these lands does not come from this revenue source but other funding paid to LGUs for loss of tax base for State owned land. If this legislation were to go through as proposed, it would decrease the County's PILT acreage by 854,136.86 for a loss of \$548,355.86 in PILT revenue. The Land Commissioner stated that an amendment has been introduced that would restore the PILT payment on School Trust Land and is supported by State legislators representing PILT Counties affected. Another issue that was raised in the hearing on this bill was by the DNR Commissioner pointing out that the State would be creating another layer of bureaucracy by having a separate department and staff for School Trust Land Management. This would require another layer of government to deal with in doing any land management work, whether it involved federal, state or locally managed lands. Board members will be talking with State legislators and urge their support of the amendment as well as meeting with them during the AMC Legislative Conference this month.

000 The Board Chair called for public comment at 11:40 a.m. No comment was presented.

2012/03-15 Motion by Pavleck, seconded by Ecklund to adjourn the meeting at 11:40 a.m. Voting yes: Hanson, Ecklund, Pavleck, Adee. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, March 27, 2012; 10:00 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund

MEMBERS ABSENT: Commissioner Pavleck

OTHERS IN ATTENDANCE: Brian Jespersion, Terry Murray, Dennis Hummitzsch, Doug Grindall, Walter Leu, Terry Randolph, Deb Bowman, Arden Barnes; CFOB Reporter Randy Thoms and Journal Reporter Laurel Beager

2012/03-16 Motion by Hanson, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Hanson, Ecklund; absent for vote: Adee. Motion carried.

2012/03-17 Motion by Ecklund, seconded by Hanson to approve the minutes from the March 6, 2012 regular meeting. Voting yes: McBride, Hanson, Ecklund; absent for vote: Adee. Motion carried.

2012/03-18 Motion by Ecklund, seconded by Hanson to appoint Undersheriff Brian Jespersen as County Sheriff effective June 1, 2012 at which time the position of County Sheriff will be vacant. Appointment includes 100% of the salary and health insurance benefit afforded the elected County Sheriff position. Further, to approve a County Unpaid Leave of Absence for Undersheriff Brian Jespersen effective June 1, 2012 through December 31, 2014 at which time the 2014 election of County Sheriff and its chief deputy appointment will be determined for the term of Office beginning January, 2015. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-19 Motion by Adee, seconded by Ecklund authorizing the appointed County Sheriff to fill the vacant Undersheriff position. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-20 Motion by Hanson, seconded by Ecklund to award low bid to Wherley Motors for two 2012 Dodge Ram 1500 Crew ST 4x4 Pickups for the Sheriff's Department at a cost of \$39,922 after trade in (1999 Ram Extended Cab 4x4 Pickup, 2006 Ford Expedition, 2008 Ford Crown Victoria, 1993 Oldsmobile Cutlass Supreme, 1990 Plymouth Acclaim) as recommended by the Sheriff. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-21 Motion by Adee, seconded by Ecklund to approve a Grant Agreement with Friends Against Abuse to reimburse the County's cost in allowing County Sheriff Department Law Enforcement and Dispatcher staff to attend Domestic Violence and Sexual Assault Prevention Training which is scheduled for April 4 and 5, 2012. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-22 Motion by Ecklund, seconded by Adee approving the extension of time to allow Brenda Alverson to continue to fill the part time A11 Jail Cook position as an emergency placement due to medical leave of absences for the time period of March 17 to May 1, 2012 (reference Board Motion 2012/02-30). Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-23 Motion by Adee, seconded by Hanson to approve the employment separation of Assistant Custodian Terry Shoquist effective May 1, 2012. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-24 Motion by Adee, seconded by Ecklund to ratify the payment approval under Board Motion 2012/03-04 of the March Courthouse claims in the amount of \$32,060.57 and Highway claims in the amount of \$101,238.71; to approve payment of the Courthouse claims in the amount of \$32,015.78; to approve payment of the Health claims in the amount of \$8,826.18; to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented; to approve payment of Burial

Case #491811 in the amount of \$1,400.00. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-25 Motion by Ecklund, seconded by Adee to approve On Sale, Off Sale and Sunday Intoxicating Liquor Licenses for Opp Hagemester Management Inc., DBA Island View Lodge, for the period of May 1, 2012 through November 1, 2012 as recommended by the County License Committee. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-26 Motion by Hanson, seconded by Ecklund authorizing Board members' attendance to the April 27, 2012 Ribbon Cutting Ceremony for the new NOVA Far-Detector Building at Ash River Trail as a County Board activity. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Community Service Director updated the Board on the status of the Northland Counseling Contract for provision of Children's mental health services.

2012/03-27 Motion by Hanson, seconded by Adee accepting the following licensing recommendations: to relicense Toni Korpi for group family day care for twelve children; to relicense Hallie Swenson for group family day care for fourteen children (change of premise). Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Land Commissioner reported the final 2011 Tax Forfeit Trust Fund net receipt apportionment and reported on the sold volume of County timber in 2011 with a comparison to the other timber producing counties, with Koochiching County having the highest volume sold on a total timber acreage comparison.

2012/03-28 Motion by Hanson, seconded by Ecklund to approve an easement to Koochiching County of tax forfeit land in accordance with M.S. 282.04, subd. 4 to provide for public road access with the easement being part of the South ½ of the SE ¼ of the SW ¼, Section 6, T63, R25 (final legal description to be determined by survey) as recommended by the Land Commissioner and as will be required by County Land Sale legislation to Great River Energy. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-29 Motion by Ecklund, seconded by Adee to authorize an easement to Koochiching County of tax forfeit land (allowing for utilities) to define public right of way, per M.S. 282.04, subd. 4 and subd. 5 (forestry road) located in Section 2, T69, R23 as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-30 Motion by Hanson, seconded by Adee authorizing the County Engineer to call for bids for hired trucks and culverts with results to the County Board on April 17, 2012 as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-31 Motion by Hanson, seconded by Ecklund authorizing the County Engineer to call for bids for rock blasting and crushing from the proposed County Rock Quarry between

Indus and Birchdale as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-32 Motion by Adee, seconded by Ecklund authorizing the County Engineer to call for bids for crushing the County's stockpile of blasted rock from the Harbor Lane Project with project cost limited to \$100,000 as budgeted and as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/03-33 Motion by Adee, seconded by Ecklund to approve a five-year Mn/DOT Lease No. 36015 Agreement allowing the County to stockpile gravel material on state property located on the south side of TH 11 East (opposite C.R. 131) with the lease period beginning April 1, 2012 as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 MnDOT District State Aid Engineer reviewed the Area Transportation Partnership (ATP) process for allocation of federal dollars to transportation projects and the proposed projects for District 1 to include Koochiching County for 2013 to 2016. In reference to the 2012 ATP projects planned in Koochiching County, the representative reviewed the Jackfish Bay and Tilson Bridge Replacement Project. Due to having to allow for the spawning season, the work will begin July 1, 2012 and planned for completion in October. The Contractor will work on both bridges at the same time and there will be single lane traffic with controls. Regarding the Highway 53 Four-Lane work planned this year to Cook, it is most likely the delay in the Corps Wetland Permitting will push the bid letting to August, thus delaying the project for a year. The MnDOT representative recognized Koochiching County for their involvement and commitment to ensure that Koochiching County's transportation needs are heard and represented. The Board in turn recognized MnDOT staff for their work and support.

000 The Board Chair called for public comment at 11:30 a.m. VFW Commander Terry Randolph requested County Board consideration on behalf of the County Veterans Officer and County Veterans, to increase the Veteran Service Officer's work hours to full time (presented letters of support to the fact) as the part time hours are not enough to accommodate all the service needs of the County veterans. Deb Bowman commented on various organizations out there that also assist veterans. Arden Barnes inquired with the MnDOT representative and County Engineer on plans for signal lights on CSAH 155 (train signal lights to be installed in July) and whether there has been any further consideration of warning lights on State Highway 11 East that the train is crossing in Ranier (nothing planned).

2012/03-34 Motion by Adee, seconded by Ecklund to adjourn the meeting at 11:50 a.m. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, April 3, 2012; 9:53 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Bob Peterson, Terry Glowack, Dennis Hummitzsch, Doug Grindall; KGHS Reporter Josh Svendsen, CFOB Reporter Randy Thoms and Journal Reporter Laurel Beager

2012/04-01 Motion by Ecklund, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund; absent for vote: Pavleck. Motion carried.

2012/04-02 Motion by Hanson, seconded by Adee to approve the minutes from the March 27, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund; absent for vote: Pavleck. Motion carried.

2012/04-03 Motion by Adee, seconded by Ecklund authorizing the Board Chair's signature to the March Vendor Payment Listing verifying its review. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-04 Motion by Ecklund, seconded by Pavleck to add the Airport's delinquent tax listing to the agenda. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Auditor-Treasurer presented a recommendation for the reestablishment and establishment of County Precincts and their polling places as required in the Legislative Redistricting process. Like the cities, the County has to establish precincts and polling places as the Township Board for the unorganized areas of the County and the deadline for doing so is today so that work can begin on establishing the County Commissioner Districts by May 1, 2012. The Auditor-Treasurer proposed reestablishing 9 county precincts and their polling places and establishing four new area-wide mail ballot precincts which will replace individually named precincts (areas within three of the four proposed area-wide precincts are already mail ballot). The proposal also recommends that the areas in the new Southwest Precinct go to mail balloting. The Auditor-Treasurer stated that the recommendation to combine individual precincts into area-wide precincts and make mail balloting was based on the few number of voters in these areas, condition issues of polling places and having to meet federal standards and to reduce election administration with less precincts and polling places. The City of Northome and City of Mizpah have submitted resolutions reestablishing their City precincts with a change to mail balloting, which supports the County's Southwest Precinct proposal. As asked by the Board in committee session, notice was advertised in the Northome Area Newspaper to receive public comment on the proposal to make this Southwest area of the County mail ballot voting. The Auditor-Treasurer received 2 comments against the proposal and 2 comments asking questions on the process of mail balloting. Commissioner Hanson representing this area stated that he received calls as well and they were against mail

balloting, some with concerns on the process and others with losing their right to go to the poll to vote. The Auditor-Treasurer understanding the public's want to go to the polling place to vote, stated that statistically there is a higher voter turnout in mail balloting than in poll voting and mail balloting provides the voter more time to cast a vote than going to the poll where they are required to vote at that time. In response to proposed legislation to require legal picture ID to vote, the Auditor-Treasurer stated that if the constitutional amendment goes forward and passes, 2013 legislation would then be required to iron out how this would work, to include the handling of mail balloting.

2012/04-05 Motion by Ecklund, seconded by Hanson adopting the following resolution to reestablish County Precincts and Polling Places:

WHEREAS, the legislature of the State of Minnesota has been redistricted; and
WHEREAS, the Minnesota Statute section 204B.14, subd.3 (d) requires that precinct boundaries must be reestablished within 60 days of when the legislature has been redistricted or at least 19 weeks before the state primary election, whichever comes first.
NOW, THEREFORE BE IT RESOLVED that the Koochiching County Board of Commissioners, State of Minnesota, hereby reestablishes the existing boundaries and polling places for the following County precincts: Kooch Poll I (Ranier Community Building); Kooch Poll 2 (Walls Memorial Union Hall - International Falls); Kooch Poll 4 (St. Thomas Aquinas Hall - International Falls); Kooch Poll 5 (RRCC - International Falls); Scarlett (Littlefork Community Building); Meadowbrook (Littlefork Community Building); Jameson (Littlefork Community Building); Dinner Creek (Littlefork Community Building); West Koochiching (Mail Ballot – Koochiching County Courthouse). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-06 Motion by Adee, seconded by Ecklund adopting the following resolution to establish County Precincts and Polling Places:

WHEREAS, the legislature of the State of Minnesota has been redistricted; and
WHEREAS, the Minnesota Statute section 204B.14, subd.3 (d) requires that precinct boundaries must be established within 60 days of when the legislature has been redistricted or at least 19 weeks before the state primary election, whichever comes first.

NOW, THEREFORE BE IT RESOLVED that the Koochiching County Board of Commissioners, State of Minnesota, hereby establishes the boundaries and polling places of the following County precincts: Northwest Koochiching County Precinct (Mail Ballot – Koochiching County Courthouse) described as Township 69 North, Range 26 West; Township 69 North, Range 27 West; Township 70 North, Range 26 West; Township 70 North, Range 27 West; Township 157 North, Range 25 West; Township 157 North, Range 26 West; Township 158 North, Range 25 West; Township 158 North, Range 26 West; Township 159 North, Range 25 West; Township 159 North, Range 26 West; Township 159 North, Range 27 West; Township 159 North, Range 28 West; Township 159 North, Range 29 West; Township 160 North, Range 25 West; Township 160 North, Range 26 West; Township 160 North, Range 27 West; Township 160 North, Range 28 West; Township 160 North, Range 29 West; Central Koochiching County Precinct (Mail Ballot – Koochiching

County Courthouse) described as Township 65 North, Range 23 West except that portion that lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; Township 65 North, Range 24 West; Township 65 North, Range 25 West; Township 66 North, Range 22 West except that portion which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; Township 66 North, Range 23 West except that portion which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; Township 66 North, Range 24 West; Township 66 North, Range 25 West; Township 67 North, Range 22 West; Township 67 North, Range 23 West; Township 67 North, Range 24 West; Township 67 North, Range 25 West; Township 68 North, Range 22 West; Township 68 North, Range 23 West; Township 68 North, Range 24 West; Township 69 North, Range 22 West; Township 69 North, Range 23 West; Township 69 North, Range 24 West, except that portion lying westerly of the Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) Bemidji to Grand Falls, Minnesota Branch Line right of way, now discontinued and now owned by the State of Minnesota, as located in 2012; Township 69 North, Range 25 West except that portion lying westerly of the Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) Bemidji to Grand Falls, Minnesota Branch Line right of way, now discontinued and now owned by the State of Minnesota, as located in 2012; Southeast Koochiching County Precinct (Mail Ballot – Koochiching County Courthouse) described as Township 63 North, Range 22 West; Township 63 North, Range 23 West; Township 63 North, Range 24 West; Township 64 North, Range 22 West; Township 64 North, Range 23 West; Township 64 North, Range 24 West; That portion of Township 65 North, Range 22 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; That portion of Township 65 North, Range 23 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; That portion of Township 66 North, Range 22 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; That portion of Township 66 North, Range 23 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012; Southwest Koochiching County Precinct (Mail Ballot – Koochiching County Courthouse) described as Township 63 North, Range 25 West; Township 63 North, Range 26 West; Township 63 North, Range 27 West; Township 151 North, Range 25 West; Township 151 North, Range 26 West; Township 151 North, Range 27 West; Township 151 North, Range 28 West; Township 151 North, Range 29 West; Township 152 North, Range 25 West; Township 152 North, Range 26 West; Township 152 North, Range 27 West; Township 152 North, Range 28 West; Township 152 North, Range 29 West; Except any portion of these Townships that fall within the boundaries of the City of Northome and the City of Mizpah as located in 2012. Voting yes: McBride, Adee, Pavleck; voting no: Hanson, Ecklund. Motion carried.

2012/04-07 Motion by Hanson, seconded by Ecklund to approve the temporary hire of Nancy Shermoen in the Public Health Department for nursing services due to a leave of absence per County Policy and as recommended by the Health Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-08 Motion by Hanson, seconded by Adee authorizing the Board Chair to send a letter of support to the MnDOT Office of Aeronautics on behalf of the County for the Airport Commission's proposed International Falls/County Airport zoning changes to allow for the

development of the anticipated nursing home and health campus projects in International Falls. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-09 Motion by Pavleck, seconded by Adee that in noticing the International Falls/County Airport was listed for non-payment of taxes (delinquent solid waste service fee), the County Board requests the Airport Commission inquire as to the reason for the delinquency for explanation to the public as to why the government-owned Airport didn't pay their tax and why it would now pay it at a higher cost with added penalty and interest and further, to insist as a co-owner of the Airport that the Commission put a plan in place to avoid this situation in the future. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-10 Motion by Hanson, seconded by Ecklund authorizing Board members' attendance to the annual Arrowhead Library System Event to be held on May 10, 2012 at 5:30 p.m. in Eveleth, Minnesota as a Board activity. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-11 Motion by Adee, seconded by Ecklund to request that our federal legislators support the proposed legislation referred to as "Preserve the Waters of the U.S". Act (S. 2245)" that was introduced to prevent the EPA and Corps from moving forward with the "Waters of the U.S." guidance to broaden the definition of water under federal jurisdiction in the Clean Water Act. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-12 Motion by Adee, seconded by Pavleck authorizing the Complex Superintendent to fill the Assistant Custodian position which will be vacant May 1, 2012 due to a retirement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-13 Motion by Pavleck, seconded by Ecklund to support a LCCMR Forestry Inventory Grant which will provide pilot funding to seven counties to review and analyze current and potential forest inventory methods and then perform inventory to assess results in the amount of \$1,294,000 with in-kind local match as recommended by the Land Commissioner and further, authorizing the Board Chair to sign a letter of support for the grant application. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-14 Motion by Hanson, seconded by Pavleck authorizing the County Engineer to call for bids for bituminous work on County and Township roads (that are in immediate need of repair and not within any proposed or designated project areas) to include portions of CR 115, CR 123, CR 120, UT 335, CR 112, CR 132 and UT 225 as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The County Engineer requested direction from the County Board on a request made for the County to submit a grant application to the Mn/Department of Economic Development to upgrade the road to the FTZ. The grant if successful would provide 70% of the project funding with 30% required from a local match, estimated at \$150,000. The Engineer stated that he doesn't want to submit this application if there is no local match commitment. The

grant application is due by April 16th. Board members were not in support of committing County funds to this project based on priority road needs and budget constraints. However, it was suggested that the County Engineer further review with the KEDA Director for other local match commitment for this grant application.

2012/04-15 Motion by Hanson, seconded by Ecklund authorizing the County Engineer to hold the annual County Auction for disposal of surplus equipment and furniture and to allow the County Engineer to obtain auctioneering services. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-16 Motion by Ecklund, seconded by Adee to adjourn the meeting at 10:40 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, April 17, 2012; 3:45 p.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Brian Jespersion, Kathy Sikkila, Terry Glowack, Terry Murray, Dale Olson, Mark Thorson, Ernest Lund, Jeff Hatlewick, Deb Bowman, Doug Grindall, Arden Barnes; Reporter Laurel Beager

2012/04-17 Motion by Adee, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-18 Motion by Hanson, seconded by Ecklund to approve the minutes from the April 3, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-19 Motion by Hanson, seconded by Ecklund approving the summer hire of Andrew Jespersen for the Sheriff Department Boat and Water Safety Patrol as recommended and authorized by the Sheriff and under the County Temporary Hire and Student/Intern Policies. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-20 Motion by Ecklund, seconded by Pavleck that due to a temporary and unique situation whereas the federal government has ordered increased security on our borders and the fact that there is insufficient numbers of local law enforcement to provide this additional cover, the Undersheriff be provided overtime at time and one half for work hours beyond his normal work as Undersheriff for a period of January 1, 2012 to December 31, 2012 to provide

border security under the federal directive; providing there is a need for the position to serve in this capacity. For grant funding purposes the Department of Homeland Security requires that hours of service be reported and reimbursed on an hourly basis and it is for this reason the Undersheriff as a salaried exempt employee, will be compensated on an hourly basis for this particular extra duty. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice that Jan Hendrickson was hired to the position of Deputy Recorder-Office Systems Technician on April 16, 2012 and Lindsay Frank was hired to the position of Deputy Recorder on April 19, 2012.

2012/04-21 Motion by Hanson, seconded by Ecklund that due to the increase in caseload, to accept the Personnel Committee's recommendation to increase the work hours of the Veteran Services Officer position from 25 hours per week to 32 hours per week effective June 1, 2012, with office hours Monday through Thursday, and closed on Fridays and to be reviewed in a year. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-22 Motion by Pavleck, seconded by Hanson to authorize under the County Hiring Policy the transfer of an employee to an open position and hire Jeff Arnold to the Assistant Custodian position effective May 1, 2012 as recommended by the Complex Superintendent. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-23 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$26,561.80 and the Highway claims in the amount of \$125,557.26. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-24 Motion by Ecklund, seconded by Adee to approve the 2012 Boat and Water Safety Grant Agreement with the State of Minnesota allocating funds to Koochiching County in the amount of \$5,455.00 on a reimbursement basis with no county match requirement and further, authorizing the Sheriff and Board Chair to sign said Grant Agreement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-25 Motion by Hanson, seconded by Ecklund to authorize Board members' attendance to the International Falls Customs and Border Protection Citizens Academy (to be held in the upcoming months for a total of six night forums) as a County Board activity as requested by the Agency to gain a better understanding of their mission and services and to help address public questions and concerns; further, to request that Agency representatives consider attending a County Board committee session for the same purpose since time constraints will not allow all Board members to participate in the Academy forum. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-26 Motion by Hanson, seconded by Adee to authorize Board members' attendance to the International Conference of Understanding on the Rainy River Mound-Builders hosted by the County Historical Society and Rainy River First Nations on May 17 and 18, 2012 as a County Board activity. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-27 Motion by Adee, seconded by Pavleck to approve the implementation of the contract for provision of children mental health services with Northland Counseling effective May 14, 2012 as recommended by the Community Services Director, thereby displacing two County social worker positions with resulting reduction of two staff to be administered through the Bargaining Unit Contract and County Policy. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-28 Motion by Ecklund, seconded by Adee to approve the employment separation of Social Services Case Aide Tammy Jo Braaten-Crawford effective May 21, 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-29 Motion by Ecklund, seconded by Adee to authorize the Community Services Director to fill the vacant Social Services Case Aide position as requested. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Services Director reviewed the Planning Commission's unanimous recommendation to approve a Conditional Use Permit (CUP) to Mark Sand and Gravel to open a rock quarry and temporary hot mix plant operation approximately 13 miles west of Birchdale. The applicant was awarded a contract with Gladen Construction to do the paving for a portion of State Highway 11 West. This application went before the Planning Commission for a hearing with the public hearing notice also published in the affected area, and no public comment in opposition was received. With exception of the hot mix plant, the conditions approved for this CUP are the same as those placed on a quarry operation two miles away. Pending a vote on a motion by Ecklund and seconded by Hanson to accept the Planning Commission's recommendation, the Board Chair opened the meeting for Board discussion and public comment. Mark Thorson for Mark Sand & Gravel Company stated predominately the operation is needed for the State Highway 11 Project and asked reconsideration of two conditions placed in the CUP. The first is the hours of operation as road projects gain momentum as they progress and restricted hours of operation will hold back their progress, which further impacts the public's travel and property owners in and around the construction area. They would like the hours of operation at 6:00 a.m. to 8:00 p.m. on weekdays and 6:00 a.m. to 6:00 p.m. on Saturdays and just for the Highway project. They would also like the 20 foot depth restriction removed as with this depth, not all rock material is extracted and causes more area to be quarried. With other gravel materials depleting, hard rock is the resource now and should be fully extracted in the mined area. The Environmental Services Director stated that the depth was set as done for the other quarry. Also at the hearing the applicant stated they could live with the 8 conditions proposed for the permit (to include hours of operation and depth) but could not live without the hot mix plant operation. The Director stated that the permit is up in five years for review but the applicant asked that the conditions be considered now as it makes a difference in planning the utilization of the permitted area to its fullest potential to extract materials. He stated normally the depth is 35 feet. The landowner leasing the property for the quarry operation asked that the change in depth be considered so that it impacts less of his land. A Board member stated his hesitance to change the depth for one application and not for the other. A Board member stated concern

with this permit allowing for a hot mix plant operation when the one down the road was denied the hot mix plant as it provides an unfair playing field when it comes to bidding projects. Jeff Hatlewick for Mark Sand & Gravel Company stated that they did say at the hearing they could live with the conditions in the permit but the requested changes better meets their operational needs for the Highway project. Deb Bowman thanked the Board member for recognizing the discrepancy in the CUPs in this area as their company spent three years trying to establish their quarry and when approved, the hot mix plant operation was denied. The applicant stated that the consideration of depth should be county-wide as at 20 feet, there is rock resource left behind. The District Commissioner stated that in the last quarry application in this area, it was hugely opposed and the applicant tried everything but could not get the area's support. In asking if this hot mix plant was needed, the applicant stated yes. The County Engineer stated that in the normal course of business in construction season, contractors run from dawn to dark as the season is short and they have many projects lined up. In response to the inquiry on whether the Board could delay the decision for one week, the Environmental Service Director stated that the 60 day limit on the application decision is up on April 21 but if the applicant agrees to an extension, the decision can be delayed. In response to the inquiry, the applicant stated that other permits and area prep work is needed before they can start processing materials and the sooner they know this decision, the sooner they know the direction they have to go. The landowner in reference to public opposition on the quarry operations in the area, stated that the reason there was no public opposition for this operation is it is far back on his 600 acres and not next to other properties. The Board Chair stated that in his view, permits can not be treated the same due to varying situations. The Board Chair closed discussion, stated that if members want to act on the request to reconsider two of the permit conditions, to do so in separate motions and called for a vote on the original motion.

2012/04-30 Motion by Ecklund, seconded by Hanson accepting the recommendation of the Planning Commission to approve Conditional Use Permit #1202 to Mark Sand and Gravel Company for a rock quarry operation for the mining and processing of aggregate including drilling, blasting and crushing and set up and operation of a portable hot-mix plant and with operations limited by the conditions set by the Planning Commission for the permit; quarry is located on property described as the NE ¼ and part of the SE ¼, Section 20, Township 160N, Range 29W. Voting yes: McBride, Adee, Hanson, Ecklund; voting no: Pavleck. Motion carried.

2012/04-31 Motion by Ecklund, seconded by Hanson to amend the hours of operation for the hot mix plant operation in Conditional Use Permit #1202 to Mark Sand and Gravel Company to 6:00 a.m. to 8:00 p.m. Monday through Friday and 6:00 a.m. to 6:00 p.m. on Saturday under the request by the Company to reconsider the hours of operation for this State Highway Project. Voting yes: McBride, Hanson, Ecklund, Pavleck; voting no: Adee. Motion carried.

2012/04-32 Motion by Pavleck, seconded by Hanson that under the VNP Clean Water Joint Powers Board for establishing municipal sewer for properties in and around the VNP water basin, to support the contract extension with S.E.H. for 2012 and approve up to \$25,000 for the County's share of the cost, to be paid to St. Louis County as Fiscal Agent for the Joint Powers, and contingent on St. Louis County providing their share of the cost and the contract

extension approved by the Joint Powers Board. County funding recommended from the 2012 KDA Budget. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-33 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the Environmental Services Director to reactivate the Littlefork/Rat Root River Board and Citizen's Advisory Committee and approving the membership as presented by the Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried. (For the two County Board members to serve on the River Board, the Board Chair appointed himself and Commissioner Ecklund.)

000 The Board Chair called for public comment at 4:55 p.m. Arden Barnes inquired on the controls for limiting communication tower placements due to the number of towers being erected. Board members explained that federal and state communication law support communication tower placements for public purpose so it leaves local governments in a difficult position when there is disagreement on tower placements. With no other comment, comment period was closed.

2012/04-34 Motion by Pavleck, seconded by Hanson to adjourn the meeting at 5:00 p.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, April 24, 2012; 10:20 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Bob Peterson, Terry Murray, Susan Congrave, Jim Weikum, John Dalton, Diane Adams, Chrystal Clance, Mark Seegert, Dale Olson, Terry Shoquist

2012/04-35 Motion by Adee, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-36 Motion by Ecklund, seconded by Pavleck to approve the minutes from the April 17, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice on the hire of Heather Nevalainen as part time Correctional Officer effective April 6, 2012.

2012/04-37 Motion by Pavleck, seconded by Hanson to approve the temporary hire of Daryl Waller for transport service in the Sheriff's Department under the Temporary Hire Policy and as recommended by the County Sheriff. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-38 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$41,549.14, to approve payment of the Health claims in the amount of \$12,797.58 and to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-39 Motion by Adee, seconded by Pavleck to approve payment of the 2012 NE Regional Radio Board membership dues for \$295.00 (increase from approved amount in Board Motion 2012/01-05). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-40 Motion by Pavleck, seconded by Ecklund adopting the following resolution for establishing the Koochiching County Commissioner Districts Boundaries and Terms of Office:

WHEREAS, Minnesota Statutes Chapter 375 establishes the procedure and requires a process for redistricting County Commissioner districts based on population figures from the Federal Census; and

WHEREAS, Minnesota Statute section 204B.135, subd. 2 requires that County Commissioner Districts be redistricted within 80 days of when the legislature has been redistricted or at least 15 weeks before the state primary election, whichever comes first; and

WHEREAS, pursuant to these statutes the 2010 Federal Census population figures shall be used to redistrict the Koochiching County Commissioner Districts by May 1, 2012, and that Commissioner Districts shall be bounded by town, municipal, ward, city district or precinct lines; and

WHEREAS, the Koochiching County Board of Commissioners has considered the possibility or potential for maximizing minority representation on the Board of Commissioners; and

WHEREAS, Koochiching County has published a three week notice in the official newspaper for a County Commissioner District Plan public hearing and held such public hearing on April 17, 2012.

NOW, THEREFORE BE IT REOLSVED that the Koochiching County Board of Commissioners hereby redistricts the County of Koochiching Commissioner Districts following town, municipal, ward, city district or precinct lines and reestablishes the length of the District terms as follows:

Commissioner District 1: (4-year term, 2014 election) All of those portions of Township 71 North, Range 23 West, Koochiching County, MN which lies easterly of the east boundary of the City of Ranier, as located in 2012 and northerly of State Trunk Highway No. 11 as located in 2012 and All that part of the City of Ranier lying northerly and easterly of the following described line: Beginning at the intersection of the centerline of State Trunk Highway 11 as located in 2012 and the east line of the west half of Section 30, Township 71 North, Range 23 West, Koochiching County, MN; thence westerly along said Centerline of State Trunk Highway 11 to the intersection with the County State Aid Highway 20; thence northerly along said County State Aid Highway 20 to the intersection with River Street; thence westerly along said River Street and westerly along the westerly prolongation of River Street to the intersection with the Rainy River and said line there terminating; and all of those portions of Township 71 North, Range 22 West, Koochiching County, MN, which lies northerly of State Trunk Highway No. 11 as located in 2012 and all of those portions of said Township 71 North, Range 22 West that lies easterly of the easterly end of said State Trunk Highway No. 11 as located in 2012; and all of Township 70 North, Range 22 West, Koochiching County, MN, except Sections 4, 5, 6, 7, 8 and 9; and the Southeast Koochiching County Precinct described as follows:

Southeast Koochiching County Precinct

All of the following Townships in Koochiching County

Township 63 North, Range 22 West
Township 63 North, Range 23 West
Township 63 North, Range 24 West
Township 64 North, Range 22 West
Township 64 North, Range 23 West
Township 64 North, Range 24 West
That portion of Township 65 North, Range 22 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012
That portion of Township 65 North, Range 23 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012
That portion of Township 66 North, Range 22 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012
That portion of Township 66 North, Range 23 West which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012

and the Central Koochiching County Precinct described as follows:

Central Koochiching County Precinct

All of the following descriptions in Koochiching County

Township 65 North, Range 23 West except that portion that lies within the boundaries of the Bois Forte Indian Reservation as located in 2012
Township 65 North, Range 24 West
Township 65 North, Range 25 West
Township 66 North, Range 22 West except that portion which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012

Township 66 North, Range 23 West except that portion which lies within the boundaries of the Bois Forte Indian Reservation as located in 2012
Township 66 North, Range 24 West
Township 66 North, Range 25 West
Township 67 North, Range 22 West
Township 67 North, Range 23 West
Township 67 North, Range 24 West
Township 67 North, Range 25 West
Township 68 North, Range 22 West
Township 68 North, Range 23 West
Township 68 North, Range 24 West
Township 69 North, Range 22 West
Township 69 North, Range 23 West
Township 69 North, Range 24 West, except that portion lying westerly of the Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) Bemidji to Grand Falls, Minnesota Branch Line right of way, now discontinued and now owned by the State of Minnesota, as located in 2012.
Township 69 North, Range 25 West except that portion lying westerly of the Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) Bemidji to Grand Falls, Minnesota Branch Line right of way, now discontinued and now owned by the State of Minnesota, as located in 2012.

and Township 68 North, Ranges 25 and 26 West, Koochiching County, MN, except that portion lying westerly of the Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) Bemidji to Grand Falls, Minnesota Branch Line right of way, now discontinued and now owned by the State of Minnesota, as located in 2012.

Commissioner District 2: (4-year term, 2014 election). The Center Ward of International Falls as reestablished in 2012; and Kooch Poll 2 which is described as follows: All of those portions of Township 71 North, Range 22 West and Township 71 North, Range 23 West, Koochiching County, MN, which lies southerly of State Trunk Highway No. 11 as located in 2012 and westerly of the of the easterly end of said State Trunk Highway No. 11 and easterly of the east boundary of the City of Ranier as located in 2012; and all of Sections 4, 5, 6, 7, 8, and 9, Township 70 North, Range 22 West, Koochiching County, MN; and all of Township 70 North, Range 23 west, Koochiching County, MN; and all of those portions of Township 70 North, Range 24 West, Koochiching County, MN, which lies easterly and northerly of the following described line: Beginning at the intersection of State Trunk Highway No. 53 as located in 2012 and the south line of said Township 70 North, Range 23 west; thence northerly along said State Trunk Highway No. 53 to the intersection with County State Aid Highway 332; thence Westerly along said County State Aid Highway 332 to the intersection with County State Aid Highway 2; thence northerly along said County State Aid Highway 2 to the intersection with the Southerly boundary of the City of Int'l Falls, MN, as located in 2012; excepting all those portions which lies within the City of Int'l Falls, MN; and Township 71 North, Range 24 West, Koochiching County, MN except all of those portions which lies within the City's of International Falls and Ranier as located in 2012.

Commissioner District 3: (4-year term, 2012 election). The East Ward of International Falls as reestablished in 2012; and the west Ranier precinct as established in 2012 which is described as follows: All that part of the City of Ranier lying southerly and westerly of the following described line: Beginning at the intersection of the centerline of State Trunk Highway 11 as located in 2012 and the east line of the west half of Section 30, Township 71 North, Range 23 West, Koochiching County, MN; thence westerly along said Centerline of State Trunk Highway 11 to the intersection with the County State Aid Highway 20; thence northerly along said County State Aid Highway 20 to the intersection with River Street; thence westerly along said River Street and westerly along the westerly prolongation of River Street to the intersection with the Rainy River and said line there terminating.

Commissioner District 4: (4-year term, 2014 election). The West Ward of International Falls as reestablished in 2012; and Kooch Poll 4 which is described as follows: All of those portions of Township 70 North, Range 24 West, Koochiching County, MN, which lies northerly and westerly of the following described line: Beginning at the intersection of County State Aid Highway 2 as located in 2012 and the north line of said Township 70 North, Range 24 West; thence south along said County State Aid Highway 2 to the intersection with the east Quarter Corner of Section 16, said Township 70 North, Range 24 West; thence south along the east line of said Section 16 to the southeast corner of said Section 16; thence westerly along the south boundary of said Section 16 and the south boundary of Section 17 said Township 70 North, Range 24 West to the intersection with State Trunk Highway No. 11-71 as located in 2012; thence southwest and westerly along said State Trunk Highway No. 11-71 to the intersection with the west line of said Township 70 North, Range 24 West and said line there terminating. Except those portions of said Township 70 North, Range 24 West which lies within the boundaries of the City of International Falls as located in 2012.

Commissioner District 5: (4-year term, 2012 election). Beginning at the northwest corner of Koochiching County, MN on the Rainy River; thence south along the west boundary of said Koochiching County to the Southwest corner of said Koochiching County; thence easterly, northerly and easterly along the southerly boundary of said Koochiching County to the southeast corner of Section 36, Township 63 North, Range 25 West; thence north along the east boundaries of Townships 63 North and 64 North, Range 25 West to the northeast corner of Section 1, said Township 64 North, Range 25 West; thence west along the north line of said Township 64 North, Range 25 West and the south line of Township 65 North, Range 25 West to the southwest corner of Section 31, said Township 65 North, Range 25 West; thence north along the east lines of Township 65 North, Range 26 West, Township 66 North, Range 26 West and Township 67 North, Range 26 West to the northeast corner of Section 1, said Township 67 North, Range 26 West; thence west along the north line of said Township 67 North, Range 26 West to the intersection with the Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) Bemidji to Grand Falls, Minnesota Branch Line right of way, now discontinued and now owned by the State of Minnesota, as located in 2012; thence northeasterly along said right of way to the intersection with the south line of Township 70 North, Range 24 West; thence east along said south line of Township 70 North, Range 24 West to the southeast corner of Section 35, said Township 70 North, Range 24 West; thence north along the east lines of Sections 35, 26, 23 and 14 to the intersection with County State Aid Highway 332 as located in 2012; thence west along said County State Aid

Highway 332 to the east line of Section 16, said Township 70 North, Range 24 West; thence south along the east line of said Section 16 to the southeast corner of said Section 16; thence westerly along the south boundary of said Section 16 and the south boundary of Section 17 said Township 70 North, Range 24 West to the intersection with State Trunk Highway No. 11-71 as located in 2012; thence southwesterly and westerly along said State Trunk Highway No. 11-71 to the intersection with the west line of said Township 70 North, Range 24 West; thence north along said west line of said Township 70 north, Range 24 West to the intersection with International Boundary Line on the Rainy River; thence westerly along said International Boundary Line on the Rainy River to the point of Beginning.

BE IT FURTHER RESOLVED that the Koochiching County Commissioner Districts Plan is filed with the County Auditor by May 8, 2012, to be effective for the 2012 county commissioner elections.

BE IT FINALLY RESOLVED that the districts are, for illustrative purposes, identified in a map of the County on file and referenced as Exhibit A. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-41 Motion by Ecklund, seconded by Adee accepting the recommendation to relicense Stephanie Dremmel for group family day care for fourteen children. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-42 Motion by Hanson, seconded by Adee to acknowledge receipt of the minutes from the Professional Health Advisory Committee meeting of February 29, 2012 as recommended by the Health Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Health Director provided a draft County Hazard, Vulnerability Risk Assessment as required under the Public Health Emergency Preparedness Grant. The assessment was done with other local emergency response representatives. The three highest rated risks are chemical spills, pandemic flu, and tornado/straight line winds. The next step in the process is emergency preparedness planning for these events. Board members suggested contacting Boise and CN Railroad as part of the planning review for the chemical spills. The Health Director informed the Board that in a recent Medicare survey, it was pointed out that due to the lack of Medicare cases the Department no longer meets the requirements for Medicare Certification. Though revenue is lost, there is an offsetting savings in staff time in case, report and claim preparation for Medicare reimbursement. The Health Director reviewed the County's health ranking from 2010 to 2012, in which the County's ranking improved from 2010 to 2012. The researchers conducting the state-wide health assessment ranked communities on specific health factors such as health behaviors, clinical care, physical environment and social and economic factors.

2012/04-43 Motion by Hanson, seconded by Pavleck accepting the recommendation of the Health Director to withdraw the County Public Health Department from the Medicare Certification Program effective July 1, 2012 for cost reimbursement of eligible case services. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Arrowhead Library Systems (ALS) Executive Director met with the Board to request Koochiching County's support to merge the ALS with the North Country Library Cooperative (NCLC) for a better delivery of library services. The Commissioner of the MN Department of Education holds the authority to approve this merger of systems and the request has been submitted. However, the two bodies have also agreed to begin the process of merging the two different boards for efficiencies as of July 1, 2012. In response to the inquiry, the Director stated that LOW, Cook, Carlton and Lake Counties have all passed resolutions in support of the merger. Itasca County is voting on the merger today and he is waiting to get on the St. Louis County Board agenda to request their support. The merger has been positively received in preliminary review with ALS counties. Commissioner Ecklund stated that he has reviewed the issue with the local library representatives as well and they felt it would be a positive move. The Falls Public Library Director stated that they are serviced by both ALS and NCLC so streamlining the two into one just makes sense for service efficiencies. In response to the inquiry, the Director stated that the users of the library system will see no change in service with the merger. The Director stated that to support the merger, they are looking to make the board members terms begin on January 1 but retain the three year term. For Koochiching County, a resolution would be needed to appoint its ALS Board member to a six month term beginning July 1, 2012 and ending December 31, 2012 so that a new three year term can begin on January 1, 2013. In response to the inquiry, the new combined board will be called the Arrowhead Library System Board and Koochiching County will retain its one member on the Board. The Director provided a handout on a study done on Minnesota Public Libraries for a return on the investment and that he would schedule another appointment with the County Board to review the findings of the study and results for the ALS.

2012/04-44 Motion by Pavleck, seconded by Ecklund adopting the following resolution to support the merger of the Arrowhead Library System and the North Country Library Cooperative:

WHEREAS, the counties of Carlton, Cook, Itasca, Koochiching, Lake, Lake of the Woods, and St. Louis are members of the Arrowhead Library System, a regional public library system organized under Minnesota Statutes, Section 134.20 ("ALS"); and

WHEREAS, the board of ALS and the board of the North Country Library Cooperative (NCLC) have approved resolutions for the merger of the two entities, subject to the Minnesota Commissioner of Education's approval of the dissolution of the North Country Library Cooperative and approval of the inclusion of the North Country Library Cooperative's duties and responsibilities under Minnesota Statutes, Section 134.351 into ALS's current duties and responsibilities as a regional public library system, under Minnesota Statutes, Section 134.20; and

WHEREAS, funds received from member counties will continue to be used exclusively for ALS's duties and responsibilities as a regional public library system, under Minnesota Statutes 134.20; and

WHEREAS, the Board of Commissioners of Koochiching County has received the form of the Arrowhead Library System Contract Agreement (the "Contract Agreement");

NOW THEREFORE BE IT RESOLVED, by the Koochiching County Board of Commissioners that the Contract Agreement is approved in substantially the form presented at this meeting, with such changes and completions thereto and deletions there from as shall be necessary or desirable and approved by the County Attorney. The Board Chair and the Auditor-Treasurer are authorized and directed to execute the Contract Agreement. The Contract Agreement shall take effect at the earliest time provided by law. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/04-45 Motion by Ecklund, seconded by Pavleck that under the restructuring of the ALS Board to 13 members with the NCLC merger, to fill a six month term for the Koochiching County member from July 1, 2012 to December 31, 2012 and thereafter the Koochiching County member's term will be three years with a beginning date of January 1, 2013. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried. (The Board Chair appointed Commissioner Ecklund as the County's ALS Board member to serve the 2012 six month term.)

000 The Board Chair called for public comment at 11:28 a.m. Mark Seegert inquired on whether the property deeded to Camp Kooch from the State in the land exchange went through the County's Zoning Ordinance for development as the parking lot and boat docking system is negatively affecting his property. The reflection and lights from the parking lot are shining in his house and the docking system is blocking his view of the lake and at times, the use of his dock. The Camp Kooch docks park two large barges and boats are coming in and out of this narrow channel constantly. In addition, the docking system was constructed in a sensitive waterfowl and fishery water area. A Board member stated that the County can't speak to the issues of the land exchange or the impact to the water as that is with the State but that zoning is a County issue for review. The Environmental Service Director stated that he would need to do some checking as to what occurred with this land exchange and whether there was a local zoning review done. The Director will review and report back to the Board. The County Board wished Assistant Custodian Terry Shoquist the very best in his retirement and thanked him for his years of dedicated service.

000 The Board Chair adjourned the meeting at 11:54 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, May 1, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: Commissioner Adee (Medical Leave)

OTHERS IN ATTENDANCE: Terry Murray, Doug Grindall, Lori Lyman, Lonnie Glover, Chrystal Clance; Journal Reporter Laurel Beager and KGHS Reporter Josh Svendsen

2012/05-01 Motion by Ecklund, seconded by Hanson to approve the agenda with additions and deletions. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-02 Motion by Pavleck, seconded by Ecklund to approve the minutes from the April 24, 2012 regular meeting. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Pavleck was informed that MnDOT was erecting a tower in the lake area and that there has been no public notice of this. Further, that a County committee was formed to work with AT&T to erect a tower in the lake area and the County would want co-location considered before having two towers go up in this area. He stated continued concern that state law found a way for MnDOT to erect the Armor System towers without having to go through local zoning. He would like information provided to the Board for the next meeting as to the situation with the MnDOT Tower.

000 Commissioner Pavleck informed the Board that the amendment being sought to prohibit the Corps to develop or implement new guidance to expand the scope of federal jurisdiction under the Clean Water Act was passed but final passage of the bill is pending. He further informed the Board that on April 25 the EPA sent a draft Notice of Intent to address discharges from forest roads and though little is known about the contents of the proposal at this time, it will likely impact rural county-owned roads in forested areas which is something NACO is monitoring for counties.

000 The Community Service Director presented a Statement of Work for the Regional Electronic Data Management System for the income maintenance unit for electronic case management in the Region 3 counties (Aitkin, Carlton, Cook, Itasca, Koochiching, Lake and St. Louis). The project is now ready for implementation and the starting order of implementation is Carlton, Aitkin and Koochiching. The counties participating in the project all support the electronic system as it will make case management more efficient in processing case forms and submittals, sharing case information, provide a means for clients to submit information electronically and allow for electronic storage of data. The implementation for Koochiching County has been reviewed by our Information Systems Manager to ensure it is compatible with our information systems. The cost to the County after federal reimbursement ranges from \$107,520 to \$128,736 with an implementation time period of 2012 to 2013. The Director stated that counties have already implemented a software program that may eliminate the need for the Compass/On Base Software which will reduce the cost from \$37,186 to \$55,000. Once implemented there will be ongoing support cost from \$20,000 to \$30,000 a year. St. Louis County is the host for the system and has the staffing and backup systems in place to ensure continued operation of the system.

2012/05-03 Motion by Pavleck, seconded by Ecklund to approve the Statement of Work for the Regional Electronic Data Management System with eDocument Resources to identify the

tasks, timelines and cost to implement a St. Louis County hosted, EDMS and Appointments solution for the Human Services, Income Maintenance divisions for the Region 3 counties to include Koochiching County and further, that the Director is to bring back a Budget recommendation to fund the project implementation cost for 2012. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Community Service Director informed the Board that the State's desire to take over Child Support services has changed after finding that it would be a huge undertaking and that discussion of regionalizing units has also fell by the wayside. Where discussions have led is an agreement to explore the counties' delivery of child support services and the sharing of operational information to better services. The Director stated that the Koochiching County Child Support Unit is one of the best operations in the State and other units could benefit from our Unit's expertise and that there may be service ideas that may benefit our Unit. The Director is looking for the Board's support to participate in this collaboration of sharing service ideas for the betterment of child support services in the State.

2012/05-04 Motion by Ecklund, seconded by Hanson that at the recommendation of the Community Services Director, to authorize the exploration of a Regional Child Support Project with the cooperation of the Minnesota Department of Human Services to enhance NE Minnesota Counties Child Support services. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-05 Motion by Pavleck, seconded by Ecklund authorizing the County Engineer to fill the vacant permanent part time laborer position. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-06 Motion by Hanson, seconded by Ecklund that at the request of the County Engineer to not fill a Senior Engineering Technician position as authorized in Board motion 2012/03-13 and authorize the County Engineer to fill an Engineering Technician position and reduce the summer's construction projects by moving the Silverdale project to next year. Voting yes: McBride, Hanson, Ecklund; voting no: Pavleck. Motion carried.

2012/05-07 Motion by Pavleck, seconded by Ecklund to award low bids for seasonal culvert bids and hired truck bids as presented and recommended by the County Engineer (bid award on file in the County Highway Department). Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-08 Motion by Pavleck, seconded by Hanson to award low bid to Bowman Construction for Alternate #3 at \$6.00 per cubic yard for the crushing of the County Rock Stockpiling at State Pit in Section 31, T71N, R22W (referred to as the Harbor Lane Rock) limited to a cost of \$100,000 as recommended by the County Engineer. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-09 Motion by Pavleck, seconded by Ecklund to award low bid to Bowman Asphalt Products in the amount of \$347,124 for the Birchdale Rock Blasting and Crushing Project, CP

2012-03 as recommended by the County Engineer. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-10 Motion by Ecklund, seconded by Hanson to authorize the placement of a memorial plaque for Bernie Baker on Bridge L9465 on UT 9 upon its replacement this summer as requested by the family due to the name history tied to this bridge. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair stated that a committee was formed to review the Burner Road usage as it pertains to the public and Boise due to the pending request by Boise to vacate the road. A consensus was reached to further evaluate the public's use and need of the road for a one year period with the County to put up signs at both ends of the road to advise the public of the industrial traffic on the road and to consider using an alternate route. Boise will continue to advise the public of the industrial traffic use on the road through newspaper ads with the County to also publish periodic public road safety notices. The Committee felt that advising the public of the industrial traffic use and asking their consideration to use an alternate route may solve the bulk of the public safety concern that Boise has with mixing public traffic in with their industrial traffic. In response to the inquiry as to the heavy truck traffic using Highway 11 and CSAH 155, the Boise representative stated that Boise sent notices to their truck vendors requesting they use the Burner Road en route to CSAH 332 and they have complied. The Boise representative stated that with the commitment from the County to help Boise with public awareness of the industrial use on this road, Boise would withdraw its road vacation request. The Board Chair stated that the County's commitment is warranted as this is a road used for industrial purposes and therefore poses potential traffic hazards. It was also acknowledged that Boise assisted the County with the establishment of CSAH 155 which has taken traffic off the Burner Road. But if the Burner Road remains open, the County should also assist Boise with public awareness of the industrial traffic on this road. In recognizing public comment, a member of the audience stated that he and others use the road all the time and do not agree that there are unsafe conditions for the public in using this road.

2012/05-11 Motion by Ecklund, seconded by Hanson to ratify the Committee's recommendation to retain the Burner Road as a public road with commitment from the County to place signs at both ends of the road to advise the public of the industrial traffic use and consideration of an alternate route and to publish County public road safety ads to advise the public of the potential safety hazards in using this road and as such, the request for the road vacation from Boise is withdrawn. Further, the recommendation includes review in one year by the Committee. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 10:43 a.m. Chrystal Clance inquired on the Baker Bridge Plaque and Burner Road.

2012/05-12 Motion by Hanson, seconded by Pavleck to adjourn the meeting at 10:45 a.m. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, May 8, 2012; 10:40 a.m.

MEMBERS PRESENT: Commissioners McBride, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: Commissioner Adee (Medical Leave)

OTHERS IN ATTENDANCE: Jaci Nagle, Pam Rooney, Terry Murray, Dale Olson, Doug Grindall, Chrystal Clance, Arden Barnes; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/05-13 Motion by Hanson, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-14 Motion by Ecklund, seconded by Hanson to approve the minutes from the May 1, 2012 regular meeting with correction. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-15 Motion by Pavleck, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$27,981.03 and authorizing the Board Chair's signature to the April Vendor Payment Listing verifying its review. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-16 Motion by Hanson, seconded by Pavleck that it be resolved Koochiching County approves Air Service Promotion Grant Agreement #A3601-SM009 in the amount of \$25,000 on behalf of the International Falls-Koochiching County Airport for marketing the Airport and further, to authorize the Board Chair to execute the above grant document and any amendments on behalf of the International Falls-Koochiching County Airport Commission and Koochiching County as specified by the issuing agency. Voting yes: Pavleck, McBride, Hanson, Ecklund. Motion carried.

2012/05-17 Motion by Pavleck, seconded by Ecklund to approve a ten-year Tower Agreement with Mn/DOT for the use of antenna space and shelter space on MnDOT's Loman Communications Tower and site for the housing of the County emergency communication system as recommended by the County Sheriff and with approval of the agreement by the County Attorney. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-18 Motion by Hanson, seconded by Ecklund to approve an added 2012 Recorder Technology/Project Account Budget of \$37,290 and \$5,000 funding from the 2012 I.S. Capital Outlay Budget and approve the implementation of the \$42,290 new County Recording and Indexing System in 2012 (reference Board Motion 2012/03-10) as recommended by MCIS and I.S. Manager. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-19 Motion by Pavleck, seconded by Hanson accepting the recommendation of the I.S. Manager to purchase replacement Department PCs and software as planned in the 2012 Budget for a total of \$32,585.85. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice that Susan Thorstad-Salmi was hired to the Case Aide position, starting date to be determined.

2012/05-20 Motion by Ecklund, seconded by Pavleck to approve the change in the County Job Description changing the title from Financial Worker to Eligibility Worker to mirror the Merit System title change which was done to clear up misinterpretations by applicants that the position is an accounting type job as recommended by the Community Service Director. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-21 Motion by Pavleck, seconded by Ecklund authorizing the Community Service Director to fill the vacant Eligibility Worker position due to the hire of the Case Aide. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-22 Motion by Pavleck, seconded by Ecklund to adopt a resolution to amend the Koochiching County Comprehensive Water Management Plan:

Whereas, Minnesota Statutes, Chapter 103B.301. Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a local water management plan, and

Whereas, the Act requires that county amend and revise their local water management plan on a periodic basis, and

Whereas, the Act encourages that a county coordinate its planning with contiguous counties, and solicit input from local governmental units and state review agencies, and

Whereas, Koochiching County has determined that the revision and continued implementation of a local water management plan will help promote the health and welfare of the citizens of Koochiching County, and

Now, Therefore, Be It Resolved, that the Koochiching County Board of Commissioners resolve to revise and amend its current local water management plan.

Be It Further Resolved that Koochiching County will coordinate its efforts in the revision and amendment of its plan with all local units of government within the county, and the state review agencies; and will incorporate, where appropriate, any existing plans and rules which have been developed and adopted by watershed districts having jurisdiction wholly or partly within Koochiching County into its local water management plan.

Be It Further Resolved that the Koochiching County Board of Commissioners delegates the Koochiching County Environmental Services Department and the Koochiching Soil and

Water Conservation District the responsibility of coordinating, assembling, writing and implementing the revised local water management plan pursuant to M.S. 103B.301. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director updated the Board on the Tower Committee's review for the AT&T Lake Tower proposal and on MnDOT's plan to find a site for their last Armor System Tower in the County. In summary, AT&T prefers a tower site at the Rainy Lake Houseboat site and another site in the Ranier area and MnDOT is looking for a site in Ranier –International Falls area. The Director recommended that another Tower Committee meeting be scheduled to get the parties together to discuss a site in which both companies can co-locate on a tower. The Board concurred and requested the Director set up a Committee meeting with AT&T and MnDOT representatives.

2012/05-23 Motion by Hanson, seconded by Ecklund to cancel Highway billings for Courthouse work in the amount \$628.72 and Airport work in the amount of \$2,654.83 as presented by the County Engineer. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-24 Motion by Pavleck, seconded by Ecklund to award low bid in the amount of \$156,340.00 to Bowman Asphalt Products for CP 2012-05, (Bituminous Overlay of County Roads East of International Falls Project) as recommended by the County Engineer. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012.05-25 Motion by Pavleck, seconded by Ecklund to reappoint Douglas Grindall as County Engineer for a four-year term beginning May, 2012. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment period at 11:20 a.m. Chrystal Clance inquired on a claim payment in the vendor listing for inmates medical prescriptions. Arden Barnes stated concerns with the number of communication towers going up and with the train noise in Ranier.

2012/05-26 Motion by Pavleck, seconded by Hanson to adjourn the meeting at 11:25 a.m. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, May 15, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Patty Petite, Dennis Hummitzsch, Chrystal Clance, Arden Barnes; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/05-27 Motion by Ecklund, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-28 Motion by Hanson, seconded by Ecklund to approve the minutes from the May 8, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-29 Motion by Adee, seconded by Ecklund to adopt the following resolution for the application of Budget FY 2013 IRRRB funds:

WHEREAS, the County of Koochiching (hereafter the “Applicant”) is a governmental subdivision, organized and operating under the laws of the State of Minnesota; and

WHEREAS, the Applicant has a need for a grant to assist with economic development as permitted under Laws of Minnesota for 1987, Chapter 182; and

WHEREAS, the Applicant is submitting its request for application to the IRRRB for Budget FY 2013 grant funds.

NOW, THEREFORE BE IT RESOLVED, that the Applicant’s organization hereby authorizes and approves making application to the IRRRB for FY 2013 funds to assist in economic development.

BE IT FURTHER RESOLVED, that the Applicant’s Board Chair and County Administration Director are hereby authorized and directed to sign and submit application for the said grant monies and all applicable contracts, documents and agreements associated with the grant or the application for it. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-30 Motion by Hanson, seconded by Pavleck accepting the recommendation of the County Assessor to grant abatement to David Lloyd, Parcel #15-035-13200, for homestead credit for taxes payable 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-31 Motion by Pavleck, seconded by Adee to set the summer County Board Regular meeting schedule: June 12 and 19; July 10 and July 24; August 14 and August 28. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-32 Motion by Adee, seconded by Ecklund accepting the recommendation of the County Insurance Committee to renew the Hartford Group and Optional Life/AD&D Insurance Plan with no increase in rates and effective 7/1/12, to renew the Hartford Voluntary Long Term Disability (LTD) and Voluntary Short Term Disability (STD) Plans with no increase in rates and effective 7/1/12; to change the Voluntary Dental Plan to Dearborn

National (due to a 31% increase in premium rates from the current carrier) providing a basic plan at a lower premium cost. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-33 Motion by Pavleck, seconded by Adee approving the temporary hire of 4 employees for the Highway Department's summer work as requested by the County Engineer under the County Temporary Hire Policy. Voting yes: McBride, Adee, Hanson, Ecklund, Adee. Motion carried.

000 The KOOTASCA Director invited the County Board to the KOOTASCA Community Action 47th Annual Meeting to be held on May 24, 2012 at RRCC and updated the Board on their Collaborative Computer Project to help low income families receive today's information system technology and connectivity. In response to the question, the Director stated that KOOTASCA's Budget is made up of 83% federal funding.

2012/05-34 Motion by Hanson, seconded by Ecklund authorizing County Board members' attendance to the 47th Annual KOOTASCA Community Action Meeting to be held at RRCC on May 24, 2012 at 12:00 p.m. as a County Board activity. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner reported on the May 2, 2012 Intermediate and Regular Timber Auction results: all but one tract sold for a total of 30,657 cords at a total auction sale value of \$877,301. The Land Commissioner compared prices and volumes to other counties and through county history. He reported that the Department is meeting the goals of the increased timber harvest levels set in the County Tax Forfeit Management Plan but advised that as the aspen timber inventory drops under this plan, the County will begin seeing a drop in revenue for a 5 year period. He provided a copy of a letter and information sent to loggers for the County's Forest Certification. The Land Commissioner stated the Department again received a \$1,500 donation from the MN Deer Hunters Association for wildlife habitat development, which is used for grass/clover seeding of logging, landings and other openings for wildlife and soil stabilization. Lastly, the Land Commissioner stated that the Omnibus Lands Bill passed which included the private sale of 20 acres of Tax Forfeit land to Great River Energy for power substation development and that the next step will be to obtain a formal appraisal for its sale.

000 The Board Chair called for public comment at 10:00 a.m. Arden Barnes inquired on the mile marker signs that were removed when State Highway 71 was under reconstruction and Chrystal Clance inquired on where discussions were at for relocation of the animal shelter.

2012/05-35 Motion by Ecklund, seconded by Adee to adjourn the meeting at 10:05 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, May 22, 2012; 10:05 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Deb Bowman, Arden Barnes, Terry Murray, Dale Olson, Ron Peterson, Dan Spotts, Steve Blair, Dennis Hummitzsch, Mark Seegert; Journal Reporter Laurel Beager

2012/05-36 Motion by Hanson, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-37 Motion by Pavleck, seconded by Ecklund to approve the minutes from the May 15 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-38 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$56,259.55, to approve payment of the Highway claims in the amount of \$188,264.96, to approve payment of the Health claims in the amount of 9,361.91 and to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-39 Motion by Pavleck, seconded by Ecklund adopting the following resolution setting the conditions for providing the County's funding share for the new Cold Weather Testing Facility Project:

Whereas, KEDA presented a request to both the City and County as owners of the Cold Weather Testing Facility, based on preliminary numbers, to fund \$320,000 each for a new facility with a 5 year loan repayment agreement from the Cold Weather Testing Company;

Whereas, the City of International Falls has taken its action to commit up to \$350,000 as their share of funding, adding on a contingency since the project cost can not be finalized until bids are received;

Whereas, the Koochiching Development Authority (KDA) has no funding available to provide for the County's requested share;

Whereas, the County Budget Policy requires that when there is an addition of County funds to the Budget after it is set, the County Board will hold a public hearing to open the budget before action can be taken to expend the funds;

Whereas, the County's only option for funding its share of the project is the use of unreserved dollars in the County General Revenue Fund;

Whereas, in review of the County Budget Policy the use of Fund dollars is County dollars so application of the Budget Policy is to be considered.

Whereas, in review of this loan situation where the County is repaid its investment plus 2% interest earnings through a loan agreement and with KDA to back up the County's investment risk as the County's EDA should a loan default situation occur, this expenditure and repayment of county dollars is secured to approve through an executed loan agreement and not an adjustment to the 2012 County Budget.

Now therefore be it resolved that the Koochiching County Board will commit \$350,000 of the County General Revenue Fund long term budget reserves under a loan agreement with JLR for the new Cold Box Facility Project and that release of the funding is contingent on the County receiving an executed agreement as to the funding to be released by the County and City and with a five-year loan repayment agreement equal to the funding provided by the City and County with 2% interest.

Further, that the Koochiching Development Authority (KDA) Board, through formal action, accept the financial responsibility of the County's share of the JLR/Cold Box Project as the County's EDA authority in that if a loan default situation occur, the KDA Budget will commit annually funding to repay the investments of County funds. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-40 Motion by Hanson, seconded by Pavleck to accept the recommendation of the County Housing and Redevelopment Authority to appoint Mary Lukenbill to fill the vacancy on the Board of Directors due to Delmer Anderson decision to no longer serve on the Board. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-41 Motion by Pavleck, seconded by Adee authorizing a line item adjustment of up to \$4,000 in the 2012 Complex Budget (from utilities to LEC Capital Outlay) to cover the expense of an emergency repair or replacement of the County Jail refrigerator as recommended by the Complex Superintendent. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-42 Motion by Ecklund, seconded by Adee adopting the following resolution in support the Association of Minnesota Counties representing northern Minnesota Counties to oppose H.R. 1505, the National Security and Federal Lands Protection Act:

WHEREAS, H.R. 1505, the National Security and Federal Lands Protection Act, appears to have the positive intent of helping secure our nation's borders, however, upon closer examination it has become abundantly clear that the bill has numerous unintended consequences and fatal flaws; and

WHEREAS, H.R. 1505 particularly grants the federal Department of Homeland Security (DHS) extraordinary authority especially over states with abundant public land ownership, regardless of whether such lands are owned by the federal, state or local government; and

WHEREAS, H.R. 1505 grants unprecedented authority in one federal agency (DHS) at a level that is clearly unnecessary which will result in an unimpeded usurpation of state's rights; and

WHEREAS, H.R. 1505 provides state and local governments few, if any, opportunities to comment or weigh in on proposed actions; and

WHEREAS, H.R. 1505 would also waive certain laws to all sections of the international and maritime borders within 100 miles of our nation's northern and southern border – a provision that certainly calls into question the public's persistent concerns about the erroneous ways of utilizing a "one size fits all" misguided approach to governance.

NOW, THEREFORE, BE IT RESOLVED that the Arrowhead Counties Association hereby encourages the entire Minnesota Congressional Delegation to vote "no" should this legislation reach the floor of either respective body. Furthermore, we encourage the author(s) of this legislation to either withdraw this bill from Congressional consideration or at the very least to substantially rework its language so that our Northern border states are exempt from the vast majority of its overly onerous, impractical and Constitutionally violating provisions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice on the hire of Jennifer Stevens to the Eligibility Worker position with the starting date to be determined.

2012/05-43 Motion by Pavleck, seconded by Ecklund authorizing the Community Service Director to fill a vacant Case Aide position due to the hire of the Eligibility Worker. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-44 Motion by Adee, seconded by Pavleck to approve the employment separation of Social Worker Brandi Hastings, effective June 1, 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-45 Motion by Ecklund, seconded by Pavleck to fill a vacant Social Worker position due to an employment separation. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-46 Motion by Pavleck, seconded by Adee to renew the Decker Family Care and Crabtree Senior Home Service Contracts as recommended by the Community Services Director and upon approval by the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-47 Motion by Adee, seconded by Pavleck to approve an amendment to the NEMOJT Supported Work Grant Agreement to extend the expiration date to September 30,

2012 as recommended by the Community Services Director and upon approval by the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director presented the Planning Commission's recommendation to deny the rezoning and conditional use permit of Ron Peterson for a proposed quarry operation (blasting and crushing) near Ranier. The Director in response to the question stated that the Planning Commission did not get into discussion on setting the permit conditions because they denied the application. If the County Board, however, is considering approving the permit, conditions would need to be established and he would recommend the conditions as set in the County's Blasting and Crushing Permit at the FTZ, which Mr. Peterson's operation would be adjacent to. Mr. Peterson stated that there are already two permitted quarry operations in this area so why isn't his permit approved. A Board member inquired on the letter from Minnesota Power stating concerns about blasting next to the power lines in this area and the Director stated that if approved, this too has to be covered in the permit conditions. The Board Chair stated that Mr. Peterson's application was denied last year as he did not have a plan. That now Mr. Peterson has submitted a plan and he does not see how his application can be denied when two other permits were approved in the same area. Other Board members concurred. An adjacent property and business owner stated that they have a fuel tank and asphalt plant adjacent to Mr. Peterson's blast area and that Mr. Peterson is not going to do the blasting but bid it out so the property owner doesn't know who they are going to deal with, noting complaints from last year's blasting in this area. The Environmental Service Director stated that there were problems reported last year with the blasting done in this area but now this work is done. The CUP and its conditions apply regardless of who is doing the work and need to be relayed to those doing the work. A member of the audience stated he lives in the area and agreed that whoever does the work has to follow the conditions set in the permit. With a motion made and seconded to approve the application, some Board members expressed concerns with overriding the Planning Commission's recommendation without having reviewed the permit conditions and not having been to the site to view the issues of concern expressed. The Board Chair set aside the motion and asked the Director to come back with the conditions set in the County's permit for review. Following Land and Forestry Business, the Board Chair continued review of this matter. The adjacent property owner again stated concern with the impact to their property and that the Planning Commission denied the application based on the opposition submitted by property owners. It is not a competition issue with them but a safety concern due to the closeness to their asphalt plant and fuel tank. The Director read the conditions set in the County's permit. In review of these conditions, the blaster must notify the property owners and that the blaster is responsible for damages. Members discussed delaying action to allow a site visit and Mr. Peterson acknowledged he would agree to a timeline extension on his permit application. Other Board members felt that the conditions in the permit address the property and safety concerns. The Board Chair called for a vote on the pending motion to approve Mr. Peterson's application.

2012/05-48 Motion by Ecklund, seconded by Pavleck that in consideration of the other quarry permits issued in close proximity of Mr. Peterson's site, to override the Planning Commission's denial recommendation and approve Ron Peterson's Rezoning and Conditional Use Permit (REZ1201 & CUP1203) for a quarry operation on property described as the SE

1/4 of the SE ¼, Section 30, Township 71N, Range 23W, Parcel ID #15-030-44000, with the permit conditions to be set the same as in the County's CUP for the quarry operation at the FTZ site and to add a condition to mitigate Minnesota Power's concern of no blasting within 500 feet of the power lines and that CUP holder be responsible for damage or interruption to service as a result of the blasting. Voting yes: McBride, Ecklund, Pavleck; voting no: Adee, Hanson. Motion carried.

2012/05-49 Motion by Ecklund, seconded by Adee to approve the Annual Noxious Weed Notice and authorize the Board Chair's signature as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/05-50 Motion by Pavleck, seconded by Adee accepting the recommendation of the Survey Committee and Land Commissioner to establish the County Point of Pines Beach Park for identifying the access and boundaries and authorizing the expenditure of County Park Funds for said plan and annual maintenance costs and authorizing Highway Budget expenditure for work to expose the natural sand area of the beach. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair again opened session for public comment at 11:10 a.m. Mark Seegert inquired on whether the County followed up on the Camp Kooch zoning issue as again Camp Kooch's barges are parked in front of his property blocking his view of the lake. He is very upset with the impact of this development to his property and that this commercial development has not been through a public process for adjoining property owners to comment on. He stated that when the State Land Exchange meeting was held, it was said that Camp Kooch would have to go through local zoning if the property was provided to them and that the public walking trail on this State land would be kept but from what he knows, neither occurred. He also questions Camp Kooch's use of the residential zoned property which they purchased. The Environmental Service Director and Zoning Specialist confirmed that the rezoning was stated at the State and Camp Kooch land exchange meeting and that nothing has occurred to date. The Board Chair stated that the water related issues with the dock is a matter for the DNR, however, the development and use of the property is that of local zoning. It was agreed to request Camp Kooch representatives to come to a Planning Commission meeting to review their development and usage plans through local zoning and to inform area property owners of the meeting to allow them to comment on the impact to their property.

000 The Board Chair adjourned the meeting at 11:25 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, June 12, 2012; 10:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Jaci Nagle, Terry Glowack, Brian Jespersen, Terry Murray, Doug Grindall, Robyn Hasbargen, Soren Olsen and other members of the Birchdale Fire Association; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/06-01 Motion by Adee, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-02 Motion by Ecklund, seconded by Pavleck to approve the minutes from the May 22, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice of the Highway Department summer hires under the County Temporary Hire Policy: William Bright, Dominic Casareto, Christopher Steinbach, Devin Mann.

000 The Board reviewed a proposal from the Arrowhead Regional Corrections (ARC) Board for two bonded debt options for capital improvement to the NE Regional Corrections Center. Each county member of the ARC Joint Powers is being asked to provide a position for ARC to enter into a bond obligation of 15 or 20 years in the amount of \$750,000 for just major improvements to the Adult Facility or \$1,815,000 for major capital improvements to both the adult and juvenile centers. The bonded debt would be assessed to each county in the Joint Powers Agreement based on a five year average of days used of the NERCC facility. For Koochiching County this percent is .53%. The proposal went on to explain that major capital improvement is in dire need as some of the system replacements are past their life expectancy and for this reason, ARC was awarded a \$737,000 State Grant for improvements, falling short of their funding needs. St. Louis County is doing a big bonding bill and has agreed to let ARC tag on for this project which will provide better rates. However, St. Louis County is in need of an answer soon so their project can move forward. Commissioner Pavleck as the Board's representative on the ARC Board stated that the County judges have been very good in sending offenders to ARC as a last resort which has helped the county overall in keeping its corrections costs down. He also stated that the proposal requires a majority of the ARC members support to go forward and sensed support for the \$1,815,000 bond at 15 years as the improvements are needed. This would be an added cost to the annual funding provided by the County to ARC, noting that the increase is slight with a .53% share of the debt.

2012/06-03 Motion by Ecklund, seconded by Adee that under the ARC Joint Powers Agreement for provision of correctional services to support the Arrowhead Regional Correction's Capital Improvement Project for the Northeast Regional Corrections Center and the Arrowhead Juvenile Center of approximately \$2,562,000 to be funded by a State Grant of \$737,000 and bonded debt of \$1,815,000 under a 15 year payback schedule and with Koochiching County's share of the bonded debt at .53% as presented in the proposal. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-04 Motion by Hanson, seconded by Ecklund accepting the recommendation of the County Assessor to grant abatement to Elizabeth White, Parcel ID 92-120-02010, for homestead credit for taxes payable 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-05 Motion by Pavleck, seconded by Adee to approve an increase in the Koochiching County Law Library Fee for civil and criminal matters from \$10.00 to \$15.00 effective July 1, 2012 as recommended by the Koochiching County Law Library Board. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-06 Motion by Ecklund, seconded by Pavleck to adopt the following resolution in support of increasing the percentage of Legacy Funding to Greater Minnesota:

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 the DNR park and trail needs and projects, while leaving only 14% funding for a statewide grants program which included Metro Parks. Of that of the 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 the 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 Koochiching County believes Greater Minnesota should receive adequate funding to carry out the state plan and the public sentiment for high quality projects and that 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.

FURTHER, that the 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 state plan and that the Greater Minnesota percentage of Legacy funding should increase to a level more equal to those of the metro and DNR. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-07 Motion by Pavleck, seconded by Adee accepting the recommendation of the I.S. Manager to support MCIS's Strategic Plan to modernize the Property Tax, CAMA and Payroll Software Programs developed by MCIS to improve user interface and system interactions which will require special project funding of \$604,000 of which member counties are being asked to fund. Further, that this special project funding share for Koochiching County is \$50,835 and approved for payment under the three year payment option (2013, 2014 and 2015 Budget years). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-08 Motion by Adee, seconded by Ecklund authorizing the Complex Superintendent to spend up to \$12,000 from the Sinking Building Account to install a fire escape for the upper level of the Highway Annex. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice that Bruce Grotberg was appointed by the Sheriff as Undersheriff effective June 1, 2012.

2012/06-09 Motion by Hanson, seconded by Pavleck authorizing the Sheriff to fill the vacant full time Deputy Sheriff position due to the appointment of Undersheriff. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-10 Motion by Hanson, seconded by Ecklund to approve a one year job sharing agreement for the Sheriff Secretary-Civil Process position effective October 1, 2012 to provide on the job training for civil processing in which two part time employees will share the position until October 1, 2013 at which it will go back to full time with the retirement of the current employee as recommended by the Sheriff and approved by the Administration Director for County Policy application. Approval of the agreement authorizes the Sheriff to fill the job share position effective October 1, 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-11 Motion by Pavleck, seconded by Adee to approve the employment separation of part time Jail Cook June Baron effective May 25, 2012 and authorize the filling of the vacancy and the emergency appointment made to fill the vacancy on May 28. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice that Brenda Alverson was hired to the part time A11 Jail Cook position with an effective date of May 28, 2012.

2012/06-12 Motion by Adee, seconded by Ecklund authorizing the Sheriff to fill the vacant weekend Jail Cook position under the Temporary Hire Policy. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-13 Motion by Adee, seconded by Pavleck to rescind the notice of hires of Susan Thorstad-Salmi to the Case Aide position and Jennifer Stevens to the Eligibility Worker position due to their decision to not take the job with the Director to proceed with filling the positions under previous Board motions 2012/04-29 and 2012/05-22. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice on the hire of Tracy Lunser to the Social Worker position effective June 18, 2012.

000 Representatives of the Birchdale Rural Fire Association presented the Board a plan with quotes for a building, septic and well to be established on the Birchdale County Garage property for the purpose of providing the Association a Fire Hall through lease agreement. In January 2012 when the group first reviewed this project with the Board it was thought the building would be an attachment to the Highway garage, however, after talking to the contractor it was recommended the building be unattached and to connect with a breezeway. This project will also establish a water supply and septic that can also be utilized by the Highway garage. The Con Con Committee did approve funding for this project of \$175,000 and determined by the County Attorney to be an appropriate use of the funding in providing fire protection to the Con Con area. The project includes establishing a mound system on land adjacent the County Garage property which is owned by one of the Association members who is willing to provide an easement or deed to the county for a section of land for the mound system. The facility will be county-owned and leased to the Birchdale Fire Association for a Fire Hall. The old Fire hall will be available for storage to the County garage.

2012/06-14 Motion by Pavleck, seconded by Ecklund to approve a County capital improvement project for establishment of a building, septic and well system on the Birchdale County Highway Garage Property and accepting the quotes for the building, septic and well with project contingency for a total Project amount of \$178,337 for the purpose of leasing the facility to the Birchdale Rural Fire Association for their Fire Hall and providing a shared septic and well system that will service the County Highway Garage; further, the following actions are approved for this project: authorizing an adjustment to the 2012 County Development Budget adding \$175,000 Capital Improvement Budget as approved by the Con Con Advisory Committee; that upon receiving the County building permit, to allow the building construction to begin; that upon executing an agreement for acquiring any additional property for location of the septic mound system, to allow the installation of the mound system; that lease agreements will be executed with the Birchdale Rural Fire Association to lease the new facility for their Fire Hall and to allow the County to utilize their old Facility for storage purposes; that the County Engineer will oversee the project for the County and the

Administration Director to receive the project billings for approval and payment administration through the project budget. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-15 Motion by Hanson, seconded by Pavleck approving an adjustment to the 2012 County Budget with adding \$175,217 to the 2012 Highway Budget of fund reserve spending due to a change in the projects and equipment purchases that will occur in 2012 and to approve a decrease in the 2012 Health Budget of \$24,253 due to staffing cost adjustments from the original budget as recommended by the Administration Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice that Dan Adee was hired to the part time Labor position in the Highway Department with an anticipated hire date of June 13, 2012.

000 The County Engineer presented options to the County Board to consider for improvement to County Road 107 utilizing the \$420,000 of federal funding awarded to making this a CSAH. In previous meetings with property owners, there was no support due to the amount of right of way needed for a CSAH but that curb and gutter appeared to have support by some. 1) To do nothing will mean loss of the funding to improve this road and leave it as a county road, noting the road is in poor shape. 2) Provide a curb and storm sewer system to eliminate the right of way concern, however, the cost jumps substantially and will require either the property owner or County to pick up the non-participating portion of the storm sewer cost (project funding covers the portion of the storm sewer that is due to drainage from the roadway only). 3) Look again at the CSAH designation of rural design and open ditches. Both options to designate this as a CSAH will require that 1 mile of CSAH be revoked someplace in the County state aid system to provide for this road. With regards to the federal funding appropriated to this road project, the Engineer stated that currently it is still allocated but that could change in the next federal transportation bill with review of unspent project monies. Board members though understanding the property owners concerns on the right of way acquisition felt that having federal and state funding to provide for this road is one less road to be neglected due to lack of local funding to maintain county roads. However, before the Board felt it could consider its options, a determination is needed as to where the 1 mile of CSAH will come from to designate to CR 107. It was agreed to have the County Engineer bring back information at the July 10th Board meeting for CSAH mileage revocation for County Road 107 and if supported, the Board concurred a meeting with property owners on County Road 107 will be scheduled again to review a CSAH road development.

2012/06-16 Motion by Ecklund, seconded by Pavleck to cancel billings for authorized work for other County Departments in 2011 in the amount of \$5,658.38; to cancel billing for engineering charges for preparation of plans for the VNP Bike Trail in the amount of \$7,5431.58 due to lack of project funds for reimbursement; to cancel billing in the amount of \$319.65 for engineering charges for redesign work on the road in the Plat of Ravenwood as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/06-17 Motion by Hanson, seconded by Ecklund to authorize a transfer of funds from the 2012 Project Budget Contingency to the Highway Fund to reimburse \$4,538 for a claim payment to KGM in 2011 for parking lot bituminous work for the Forestland Annex which was paid by the Highway Budget in error as recommended by the Administration Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Pavleck informed the Board that he attended the MnDot Corridor Investment Management Strategy session which was held by MnDot for the purpose of exchanging information and discussing opportunities for collaborative and sustainable investment for transportation projects and systems. Commissioner Pavleck presented information on the US 53 Corridor from Duluth to International Falls as a needed investment in the State's transportation system based on business and tourism needs as well as it being an international border corridor.

2012/06-18 Motion by Ecklund, seconded by Pavleck to approve the employment separation of Assistant County Attorney Shauna Ryan effective June 30, 2012 and authorizing the County Attorney to fill the vacant Assistant County Attorney position. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 12:10 p.m. General comment provided on airport service and State Highway 71 signage.

2012/06-19 Motion by Adee, seconded by Pavleck to adjourn the meeting at 12:15 p.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

KOOCHICHING COUNTY BOARD OF EQUALIZATION
Opening Session 2012 – Tuesday, June 12, 2012; 1:30 p.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck,
Auditor/Treasurer Bob Peterson

MEMBERS ABSENT: None

COUNTY STAFF ATTENDING: County Assessor Peterson, Administration Director Jaksa,
Appraiser Polkinghorne

OTHERS ATTENDING: None

Oaths of Office were conducted for members of the County Board of Equalization. The Local Board of Appeal and Equalization Certification was completed with four of the Board members having training certification. The Chairman opened the Board of Equalization (BOE) session to review 2012 property valuation and classification for taxes payable in 2013.

The Auditor-Treasurer stated that there were no appointments scheduled for today's session but that there were two written appeals received.

The County Assessor opened with a report on the Department's work plan and what was done for the 2012 assessment year. The work plan includes completion of the lake area which is defined as going to the Second Bridge area for equalization purposes, noting that the sales continue in this area at high values. The Assessor reviewed a number of parcels in the lake area, comparing the assessed value to the sale value to demonstrate this point. For 2012 valuation purposes, work included adding more of the lake area, equalization of a small area in the City of International Falls and a 5% increase on the rest of the lake area. The land value for equalization purposes in the rest of the County is done. Otherwise the work plan will continue with implementing the building schedule for the rest of the County and automating assessments to eliminate the manual field cards. The Assessor stated that the State has informed the County that there is no state increases mandated this year which means the Department is doing their job.

1. Letter received from Glenn Herbst, Parcel # 13-035-41000 (80 acres). The property owner is contesting the 2012 assessment of his property. The Assessor stated that in 2006 this individual asked that this same property be reviewed due to the amount of wetlands and the Assessor at that time went out to the property. The 160 acres was assessed at \$53,900 and the Assessor reduced it to \$38,400. Since that time there have been 2 State land increases and there was a building added to the property. The 2005 valuation was \$53,900; 2006 \$38,400; 2010 \$59,600 and 2012 \$83,500. In addition, the Appraiser discussed with the individual the option of putting the land into Forest Land Management Program to reduce his taxes. The Assessor recommends no change as the valuation is justified. The Board concurred that they heard no facts to contradict the Assessor's valuation of this property.

2. Letter received from Rodney & Joan Olson, Parcel #s 65-025-11000, 65-025-42000, 65-025-34000, 58-031-00100: The property owner though noting a decrease in the valuation for 2012, questioned the per acre value that is being applied to their property that they claim is wetland or land that is only accessed by foot. The Appraiser stated that the property owner had called and that he went out to review this property and reduced the value for buildings and the land, for an overall reduction of \$33,000 for their six parcels. Regarding the value per acre and the Assessor's land value schedule, the Assessor stated that acre valuation is justified and recommends no change. The Board concurred that they heard no facts to contradict the Assessor's valuation of this property.

With no other business, the Board Chair recessed the meeting at 2:30 p.m. and will reconvene on Tuesday, June 19, 2012 at 6:00 p.m.

KOOCHICHING COUNTY BOARD OF EQUALIZATION
Reconvened Session 2012 – Tuesday, June 19, 2012; 6:00 p.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Pavleck,
Auditor/Treasurer Bob Peterson

MEMBERS ABSENT: Commissioner Ecklund (other County Business)

COUNTY STAFF ATTENDING: County Assessor Peterson, Administration Director Jaksa

OTHERS ATTENDING: Carl and Deb Bowman, Mark Presler, Doug Moss, Tom
O'Connell, Richard Kirckof

BOE/2012-01 Motion by Hanson, seconded by Adee to reconvene the 2012 County Board of
Equalization. Voting yes: McBride, Adee, Hanson, Pavleck, Peterson. Motion carried.

000 The Board completed the Local Board of Appeal and Equalization Certification for the
reconvened session.

1. Appointment #1: Carl and Deb Bowman. Parcel #s 15-030-43000 & 15-032-22000. Property owners stated that two of their multi- adjoining parcels went up in value. They referenced a 40 acre parcel which they purchased for \$2,500 and the County valuation that went from \$7,400 in 2011 to \$19,500 in 2012 and there is no improvement on the property. They referenced another parcel with an increased value over 2011 and stated the same concern. The Assessor stated that the land schedule was implemented county-wide which revalued and equalized land values. The Assessor reviewed the land schedule as to the per acre charge per the different land types, for example, Land 1 \$700 per acre, Land 2 \$500 per acre, Land 3 \$350 per acre and further stated that land is then discounted based on distance from access. This property owner has 8 adjoining parcels and collectively for 2011 the value was \$239,600 and for 2012 it is \$192,500, a drop in value of \$47,100. The Assessor provided information on one parcel that was sold by this property owner in 2011 for \$34,000, compared to the County's value of \$31,600 and another parcel sold in 2011 for \$31,500, compared to the County's value of \$14,300. The property owner stated that these two parcels had access accessibility and reviewed the other parcels that do not have access and are low land, thus disputing the high per acre value. The property owner felt the parcels should be looked at individually, the two that increased in value and not look at the parcels collectively. In response to a Board question, the Assessor stated that prior to implementing the land schedule there was no consistency in land values and now the County land is equalized based on a land schedule developed with sale data and state guidelines, noting that on an average, 40 acre tracts are being purchased at \$1,000 per acre. In response to what option the property owner has beyond the Local Board of Equalization, the Administration Director reviewed information for submitting an appeal to Tax Court. In considering the information provided, The Board concurred that they heard no facts to contradict the Assessor's valuation of this property.
2. Appointment #2: Mark Presler: Parcel # 06-085-00100 and 06-085-00090. The property owner has attended the last two County Board of Equalization sessions with

the same concern, that his 4 lots on Lynx Island are overvalued based on their location on the island. That stated to him in the previous BOE meetings is values are based on sales and he asked what the current sales are to support these values. The Assessor stated that nothing has sold this year or last year on Lynx Island. However, three places have sold recently in this general area of the lake and that overall sales on the lake are very strong, in demand. The property owner stated that there is only channel access to these 4 lots on the backside, otherwise it is all swamp. The Assessor stated that Lynx Island is not valued the same as the rest of the lake. The big lake properties run at \$700 per foot. For the 800 foot frontage for these four lots, 200 feet is valued at \$390 per foot due to the channel access and the remaining 600 feet is at \$120 per foot, the lowest value on the lake. In response to the sales data, the Assessor stated that the past year sales are now outdated but that sales continue strong for lake property. There has been no data to support a drop in values based on sales so there is nothing to justify a decrease in the value of this lake property. The value did increase 5% due to an overall increase of 5% put on the lake area for 2012. The property owner stated that with the high taxes paid by lake property owners, they receive little service. Board members stated that the Assessor in the first session reviewed the number of sales in the lake area and what people are paying which supports the value of this land. The Board concurred that they heard no facts to contradict the Assessor's valuation of this property.

3. Written Appeal: Edward Bernath Parcel #06-085-00040. The property owner is dissatisfied with the value of his property on Lynx Island. (Lot 4, Section 8, Township 70, Lynx Island). He feels the value is high compared to current sales and that this property is not mainstream island property. That the cabin is without a permanent foundation, no plumbing or septic system and concluded that values should be reduced when sales are very limited. The Assessor reviewed the valuation of the property with the Board, which is lake front. 200 feet is valued at \$600 per foot and 49 feet at \$180 per foot for a total land value of \$128,800 which is justified lake shore land value. The Board concurred that there was no facts presented to contradict the Assessor's valuation of this property.
4. Appointment #3 – Falls Country Club: Golf Course representatives stated concern with the great jump in the valuation and the resulting tax increase, as the business did not plan for this large cost increase. The Assessor reviewed the prior valuation of the Golf Course land to the 2012 value based on the county land schedule and then compared the prior land value to the adjacent land value. The Assessor did not know why the Golf Course land was valued so low but they found others like this in the county during their implementation of the land schedule. There is no arguing the land value adjustment and the Business representatives concurred. The representatives however, stated that with the bad economy golf courses are not doing that well, including this one, and inquired on whether there was any way to graduate this increase so they can better plan for the tax increase. Both the Assessor and Board members stated that the program to do this was eliminated under the State Property Tax System. The representatives concluded that they couldn't dispute the land value

adjustment but came to the meeting to find out if there was any means to assist them with the large increase and now know there is not an avenue.

5. Appointment #5: Richard Kirckof, Parcel #50-082-01010. The property owner stated that he purchased his property for \$120,000 in August of 2011 and that the County's 2012 valuation of the property is at \$124,700 (land and building). He further stated that the purchase price included personal property but provided no supporting data. He feels the house value is high and valuation as a whole is high due to the purchase price having personal property included in it. The Assessor stated that when the property owner first contacted him, the value on the field card was \$130,900 and wasn't in the CAMA System. When he entered it into the system, the valuation was established at \$124,700 for land and building (land at \$40,600, \$13,798 for pole building, \$8,711 for attached garage and \$61,636 for the house). Then after talking with the property owner, the Assessor went out to the property. The house is a 2006 double wide manufactured home and was rated D45 in the County building schedule. CAMA dropped the home value but left the rest of the buildings and land value the same). The Property owner did not dispute the land value, but the value of the home. He stated that the double wide is a low quality model home and new, it had good value but over time, it now has condition issues due to the low quality of the building in the first place. The Assessor in reviewing the CRV stated that the purchase was through an estate sale which generally sells for less and that the CRV does not show personal property as being part of the purchase price, noting this could have been an oversight by the person completing the form. The Assessor is at 104% sale ratio. The Board members in review of the building class schedule and the fact that modular homes have different quality ratings questioned whether the D45 class was high for this quality of manufactured home as described by the property owner. The Assessor stated that based on low quality and condition issues, he would recommend a drop in the building class to D40 which adjusts the building value down from \$61,636 to \$55,171 and overall value to \$118,280, 99% sale ratio. The Board agreed that the adjustment made to the home value based on quality and condition issues is justified and will support the adjustment.

With no other appointments, walk ins or written appeals, the County Board of Equalization concluded business.

BOE2012/02 Motion by Pavleck, seconded Adee that in reviewing the appeals presented to the County Board of Equalization from Glenn Herbst, Rodney Olson, Carl Bowman, Mark Presler, Edward Bernath, Richard Kirckof, the County Board of Equalization unanimously supported the County Assessor's recommendations and approved the Local Board of Appeal and Equalization Record for 2012 as submitted by the County Assessor with one adjustment of valuation (Kirckof). Voting yes: McBride, Adee, Hanson, Pavleck, Peterson. Motion carried.

BOE/2012-03 Motion by Peterson, seconded by Adee to adjourn the 2012 County Board of Equalization at 7:45 p.m. Voting yes: McBride, Adee, Hanson, Pavleck, Peterson. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, June 19, 2012; 3:30 p.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Pavleck

MEMBERS ABSENT: Commissioner Ecklund (Other County Business)

OTHERS IN ATTENDANCE: Jaci Nagle, Judge LeDuc, Lisa Santee, Troy Rautio, Tanner Hanson, Dennis Hummitzsch, Dale Olson, Susan Congrave, Nancy Lee, Terry Murray, Will Hoyt, Randy Pozniak, Ladd Kocinski; Journal Reporter Laurel Beager

2012/06-20 Motion by Pavleck, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-21 Motion by Hanson, seconded by Pavleck to approve the minutes from the June 12, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-22 Motion by Adee, seconded by Pavleck to approve payment of the Courthouse claims in the amount of \$47,485.43, to approve payment of the Highway claims in the amount of \$255,056.26, to approve payment of the Health claims in the amount of \$32,864.65, to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented, to authorize the Board Chair's signature to the May Vendor Payment Listing verifying its review, and approving payment of the second half 2012 County Budget allocations for the Humane Society, Historical Society, Intl Falls Ambulance, Airport, Fairs, Soil and Water, AB/Backus, and the Arrowhead and Falls Public Library for a grand total of \$192,600. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-23 Motion by Pavleck, seconded by Adee to approve as a weekly claim payout the \$15 case fee for Writs of Execution garnishment service for collection of debt owed to Community Services through the County Attorney's Office. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-24 Motion by Pavleck, seconded by Hanson to approve a five-year audit service agreement with Hoffman, Dale, & Swenson, PLLC for the County's annual financial audit and statement (audit years 2012, 2013, 2014, 2015, 2016) contingent on the County's release from the State Auditor for private audit service for these audit years (released now for audit years 2012, 2013 and 2014) as recommended by the Administration Director with an annual cost of \$35,500. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-25 Motion by Adee, seconded by Pavleck authorizing \$5,000 of funding from the 2012 Budget Project Contingency for use by the County Management Committee in its assistance with City of International Falls and the Humane Society representatives in relocating the City-owned Animal Holding Facility (secondary county animal shelter) with the City of International Falls to provide matching funds; funding will be utilized by the group to further develop building and site plans and costs based on the conceptual support given by both the County and City to relocate the facility due to condition and location concerns. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-26 Motion by Adee, seconded by Hanson accepting the invitation for County Board attendance to the City of International Falls Multi-modal Facility District Groundbreaking Event, tentatively set for August 30th. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

000 The Board received notice on the hire of Curtis Turban to the Full Time Sheriff Deputy position effective June 21, 2012.

2012/06-27 Motion by Pavleck, seconded by Hanson authorizing the Sheriff to fill a vacant Part Time Deputy Position and Correctional Officer position due to the full time hire. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried

2012/06-28 Motion by Hanson, seconded by Pavleck to donate the list of outdated County Information Systems equipment presented by the I.S. Manager to Kootasca for their Low Income Household Technology Program as recommended by the I.S. Manager. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

000 Representatives for the Borderland Adult Substance Abuse Court updated the Board on the activities and results from the Koochiching County Court. About half the cases that come to court involve drugs and/or alcohol substance abuse and the Drug Court was established as an alternate sentencing option to reduce corrections cost but also to provide the offender a resource and support system to become substance free. In 2011 there were 24 active participants and based on the program data to date, about 96% of the program graduates remain substance free and are productive members of society and helping others that struggle. A recent graduate from the program told his story of the struggle with substance abuse from a teen to young adulthood and how the program helped and supported him to his sobriety. The representatives stated that the adult program is there for ages 18 and up but there is not a program for juvenile offenders, which has its complexity, but is being looked at. The County Board acknowledged that the Drug Court Program has proven to be a successful alternative sentencing cost saving option but most importantly, a support system offered to struggling individuals to turn their lives around. The success stories are the proof the program is working.

000 The Land Commissioner informed the Board that the Forest Certification Audit of the Minnesota County Sustainable Forestry Cooperative began this month with site work for Koochiching County beginning this week. In addition, this is the last year of the audit service

contract and the Cooperative is preparing an RFP to obtain quotes for a new service contract. With regards to the LCCMR Grant for Forestry Inventory, the application made it through the first phase of the process and has been selected for presentation to the LCCMR for further review (grant to provide pilot funding to seven counties to review and analyze current and potential forest inventory methods and then perform inventory to assess results).

2012/06-29 Motion by Hanson, seconded by Adee adopting a resolution for application to the Department of Employment and Economic Development for Island View Sewer Project funding: BE IT RESOLVED that Koochiching County act as the legal sponsor for the Island View Sewer Project contained in the Business Development Projects Application to be submitted June 26, 2012 and that the Koochiching County Board Chair and Island View Sewer Project Area County Board Representative are hereby authorized to apply to the Department of Employment and Economic Development for funding of this project on behalf of Koochiching County. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

000 The Environmental Service Director informed the Board that the billings for the Commercial Solid Waste Assessment will be late this year as the Department has been waiting for the volume information from the hauler, which to date the hauler has not provided.

2012/06-30 Motion by Pavleck, seconded by Hanson acknowledging receipt of the minutes from the Professional Advisory Committee meeting of May 29, 2012, the last official meeting for the purposes of the County Medicare Certification. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

000 The Health Director provided the Department's Quarter 1, 2012 Financial and Statistical Report and an update on the County's Statewide Health Improvement Program was provided by the Public Health Nurse.

2012/06-31 Motion by Hanson, seconded by Adee to approve an amendment to the AEOA Supported Work Grant Agreement to extend the expiration date as recommended by the Community Service Director. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-32 Motion by Adee, seconded by Pavleck to renew the following service agreements as recommended by the Community Service Director and upon approval of the County Attorney: Big Fork Valley Hospital and Home Care Contract, Family Freedom Corporation AFC Contract, Family Freedom Corporation Waiver Contract, Good Samaritan Home Care Contract, Sandra Harju SILS Contract, Healthline Home Care Contract, Ita Bel Koo DAC Contract, Koochiching County Public Health Contract, Littlefork Jackpine Chateau Contract, Lutheran Social Services SLS Contract, Mattison's Foster Care Contract, Northland Counseling AFC Contract, ODC Supported Employment Contract, Olsen's Foster Care Contract, PJ's Foster & Waivered Services Contract, REM SILS Contract, REM SLS Contract, Silver Bahr Retirement Ranch Contract. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-33 Motion by Hanson, seconded by Pavleck accepting the following licensing recommendations for day care: to license Breanne Anderson for family day care for ten

children, relicense Erin Lundin for group family day care for ten children, relicense Kimberly O'Loughlin for group family day care for twelve children. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

2012/06-34 Motion by Pavleck, seconded by Adee to transfer 0.11 +-acre of land (a triangle of land located at the intersection of 6th Avenue West and Industrial Avenue and 15th Street near the County Highway Garage) to the City of International Falls for their Industrial Avenue Improvement Project and approving a Quit Claim Deed for transfer of the land from the County to the City as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

000 Representatives from the Rural Fire Protection Association requested an expansion of the current Subordinate Service Taxing District that supports their fire protection service to include Rainy Lake Island Properties. In 2010 the Association conducted a survey of the 200 cabin owners with a proposal to provide fire protection service to the island properties. 129 surveys were returned with 91 wanting the service, 33 not wanting the service and 5 wanting more information. Based on what they felt was a strong response, the Association began researching fire fighting boats and demoed a boat this spring. The boat costs around \$85,000 and provides a water cannon and connection of hoses. It also has underwater searching capabilities and a drop hatch front for rescues. The Association would be looking to assess the island properties the annual fee charged to mainland properties, currently \$85, acknowledging the fact that the lake service would only be provided in the navigational months of the year. The Administration Director stated that procedurally, expansion of the Taxing District will require the County Board to hold a public hearing with publication of the hearing notice, and thereafter if a resolution is passed to expand the district, it shall sit for 30 days after the date of publication in the official newspaper in which if a petition signed by five percent of the qualified voters within the proposed district is filed, the creation shall be decided by referendum vote of qualified electors residing within the proposed district (M.S. 375B.08). RFPA representatives stated that prior to the hearing they would send a letter to the 200 cabin owners providing them information on the proposed service and notice the date and time of the public hearing. A copy of the letter was requested for the County Board's hearing packet.

2012/06-35 Motion by Pavleck, seconded by Adee to set a public hearing for the purpose of receiving public comment on the proposal to expand the current Subordinate Service Taxing District under the provisions of M.S. 375B (the current district generally described as the boundaries of School District 361 excluding the City of International Falls and Rainy Lake Island Properties) for provision of fire protection services to Rainy Lake Island Properties (located in Sections 4, 8, 9, 10, 14, 15, 19, 20, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34 of Township 70, Range 22; Section 35, Township 71, Range 22; Sections 13, 22, 23, 24, 25, 26, 27, 28, Township 71, Range 23) for Tuesday, July 10, 2012 at 2:30 p.m. in the Courthouse boardroom. Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

000 The Board Chair called for public comment at 5:40 p.m. No comment was presented.

2012/06-36 Motion by Adee, seconded by Pavleck to adjourn the meeting at 5:40 p.m.
Voting yes: McBride, Adee, Hanson, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, July 10, 2012; 9:45 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Paul Nevanen, Terry Glowack, Terry Murray, Dennis Hummitzsch, Dale Olson, Mark Seegert, Darrin Kittleson, Doug Grindall, Julien Brzoznowski, Kevin Peterson; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/07-01 Motion by Ecklund, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-02 Motion by Adee, seconded by Hanson to approve the minutes from the June 19, 2012 regular meeting and the June, 2012 County Board of Equalization meetings. Voting yes: McBride, Adee, Hanson, Ecklund; absent for vote: Pavleck. Motion carried.

000 The Board received notice on the hire of Carmen Christenson to the Community Services Case Aide position with a starting date of July 16, 2012.

2012/07-03 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$89,773.63 and to authorize the Board Chair's signature to the June Vendor Payment Listing verifying its review. Voting yes: McBride, Adee, Hanson, Ecklund; absent for vote: Pavleck. Motion carried.

2012/07-04 Motion by Pavleck, seconded by Ecklund adopting the following resolution for application of Business Development Infrastructure Funding for a new Cold Weather Testing Facility to be located in Koochiching County, International Falls, MN:

BE IT RESOLVED that Koochiching County act as the legal sponsor for the project contained in the Business Development Infrastructure Application to be submitted and that the Chairperson of the Koochiching County Board of Commissioners and the County Administration Director are here by authorized to apply to the Department of Employment and Economic Development for funding of this project on behalf of Koochiching County.

BE IT FURTHER RESOLVED that Koochiching County has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure matching funds, adequate construction, operation, maintenance and replacement of the proposed project for its design life.

BE IT FURTHER RESOLVED that Koochiching County has not violated any Federal, State, or local laws pertaining to fraud, bribery, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED that upon approval of its application by the state, Koochiching County will commit \$405,000 towards the local match requirement.

BE IT FURTHER RESOLVED that Koochiching County will repay the grant if milestones are not realized by the completion date identified in the Application and that Koochiching County certifies that it will comply with all applicable laws, regulations, and rules of the Business Development Infrastructure Application.

NOW, THEREFORE BE IT RESOLVED that the Koochiching County Board Chairperson and the County Administration Director or their successors in office, are hereby authorized to execute such agreements and amendments thereto, as are necessary to implement the project on behalf of Koochiching County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-05 Motion by Hanson, seconded by Adee to appoint the election judges for the 2012 Primary and General Elections as named and recommended by the Auditor-Treasurer (list on file in the Auditor-Treasurer's Office). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-06 Motion by Pavleck, seconded by Adee approving expenditure of up to \$8,000 from the Sinking Building Account for emergency replacement of the County Jail Air Conditioning System due to an electrical storm damaging the current system as recommended by the Complex Superintendent (an insurance claim was filed for the damaged unit). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-07 Motion by Adee, seconded by Pavleck to renew the following service agreements as recommended by the Community Services Director and upon approval of the County Attorney: Hasbargen's AFC service, Northome SLS service, Philips Lifeline service, Rainy River Waiver service and Ridgeview LLC service. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-08 Motion by Ecklund, seconded by Hanson to approve the land sale appraisal in the amount of \$14,000 for the sale of 20 acres of tax forfeited land to Great River Energy as authorized in 2012 State legislation described as the South ½ of the SE ¼ of the SW ¼, Section 6, Township 63N, Range 25W as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner reviewed the preliminary SFI and FSC audit results for Koochiching County as part of the overall audit of the Five-County Cooperative's Forest Certification. A full audit report will be provided to the Board when it is completed.

2012/07-09 Motion by Pavleck, seconded by Ecklund to accept a MPCA Imminent Treat Sewage Treatment System Grant in the amount of \$20,902 to assist low income County residents with failing systems defined in the grant as an imminent treat to public health or failing to protect groundwater with the funding to be administered through County Policy to be recommended by the Environmental Services Director designed within the use requirements of the grant. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director reported that the DEED Application for \$7.5 million in bonding bill money for the Island View Sewer Project has been submitted and that support is being requested from state and local government representatives to inform the DEED Commissioner of the environmental and economic importance of this project.

000 The Environmental Service Director provided a report on the Tower Committee meeting regarding the location of the AT&T Tower in the lake area, MnDot's Armor Tower location east of International Falls and an Ericsburg tower location being sought by Verizon. The Committee process has worked well in getting the interests together to work on co-location and best location keeping all interests in mind.

000 The Environmental Service Director provided a report after a follow up on complaints addressed to the County Board regarding the development of the Camp Kooch girl's camp as it relates to the State Land Exchange, dock and barge operations, establishment of a parking lot and zoning of the property. With regards to the zoning of the property, in follow up with Camp Kooch representatives it was determined that two parcels are not zoned commercial but are used for the operation of the camp and Camp Kooch has made application for commercial zoning. The Director stated that at the time the zoning application is reviewed, it will be recommended that a natural or other type barrier be established for the upper parking lot to eliminate head lights shining into neighboring properties and to maintain the 100 foot buffer between the camp and property owners on Withrow Point as was stated in the land exchange meetings. The remaining issues fall under DNR regulations or were decisions by the State in the land exchange agreement and therefore outside the County's authority to handle. In taking public comment, it was stated that this new dock aligned with the new parking lot is used for staffing and boats are coming in and out at very late hours of the night and in the very early hours of the morning with much noise created. A DNR Conservation Officer was present to answer any questions on dock and boat operation requirements. He stated that everyone has a right to the water and unless a dock or boat is creating a navigation hazard, restricting someone else's access to the water or impedes water movement, there is no law to deal with complaints about the neighbor's dock or boat activity. In the case of a noise complaint that is something law enforcement can deal with. He further stated that he would talk with Camp Kooch representatives about the boating activity to consider monitoring the area more often. The Environmental Service Director stated that the rezoning applications for the two parcels will be presented to the Planning Commission at their August meeting and

where property owners will have the opportunity to express concerns regarding the commercial operations.

000 The County Engineer again reviewed the options for improvement to County Road 107 utilizing the \$420,000 federal funding awarded for making this a CSAH. The Engineer then reviewed options for revocation and designation of CSAH mileage in the County to provide mileage for County Road 107 as well as other county roads that would qualify as a CSAH. The options reviewed involve revocation of CSAH 13, all or in part. After reviewing the options with the Board, the Engineer would recommend further review of Option 1A (revocation of all of CSAH 13 with a Total CSAH Mile Bank of 15.59 miles) and Option 4 (revocation of a portion of CSAH 13 with a Total CSAH Mile Bank of 13.49 miles) with the District State Aid Engineer before providing a final recommendation. Both options include CSAH mileage for the County Road 107 project. It was agreed the Engineer would bring back a recommendation for a CSAH Mileage Revocation and Designation Plan to include County Road 107 at the July 24, 2012 County Board meeting and if approved, make arrangements for a public meeting with County Road 107 property owners to review a CSAH Road Development.

2012/07-10 Motion by Hanson, seconded by Ecklund to accept the recommendation of the County Engineer to award low quote to Anderson Brothers for the UT 495 Bituminous Overlay in the amount of \$17,100 funded within the 2012 Highway Department County Road Bituminous Overlay Budget and to award low quote to Anderson Brothers for the Loman Landing base and shoulder work and bituminous overlay in the amount of \$25,040 funded within the 2012 Land and Forestry Park Budget (County Highway forces to do some of the Loman Landing work to reduce the project cost). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Engineer reported that of the \$4.7 million of bituminous overlay needed on current bituminous County Roads, the cost is down to \$2.4 million as a result of roads removed due to annexation plus the overlay work done to date. For the \$900,000 of bituminous need on Township Roads, the cost is now under \$500,000.

000 The Board was presented with a request to cost share a 10% local grant match (\$5,000) for a Lessard-Sam Heritage Fund (LSHF) Grant in the amount of \$50,000 for the first phase of restoring trout fisheries in the Lost River, Gillmore Creek, Fawn Creek and Kinmont Creek in northern St. Louis County (north of Orr, Minnesota). These once trout populated streams are now blocked and stagnant due to beaver dams. The North St. Louis County Soil and Water Conservation District will administer the project funds, as well as make application for the LSHF Grant. DNR Fisheries Manager Kevin Peterson stated that the DNR stream management plans will be used as the tool to restore these waterways, which is the first step to support trout habitat and that this project is being modeled after the Rat Root River restoration plan. The Project representative stated that while these waters are not located in Koochiching County, restoring the trout fisheries will provide recreational opportunities to Koochiching County residents. The Fisheries Manager explained that as part of the LSHF formation, a part of the funding was set aside for small conservation projects so not all the funding would be utilized on a few big projects. The Project representative stated that St.

Louis County administratively approved \$2,500 for the local match as due to their flooding emergency and recovery, they were unable to have their County Board address the \$5,000 funding request in time for the grant application. Board members expressed their support for this project as it does provide recreational, economical and environmental benefits for Koochiching County.

2012/07-11 Motion by Pavleck, seconded by Hanson to approve a \$2,500 contribution to the Phase I Trout Stream Restoration Project to cost share the \$5,000 local match with St. Louis County for a \$50,000 Lessard-Sams Heritage Fund Grant with the North St. Louis SWCD to act as Fiscal Agent and Grant Administrator if approved, with the \$2,500 to be paid from the County Budget Project Contingency. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment. No comment was presented.

2012/07-12 Motion by Adee, seconded by Pavleck to adjourn the meeting at 11:50 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, July 24, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Terry Murray, Dennis Hummitzsch, Dale Olson, Doug Grindall, Craig Halla, Quay Whitbeck. Chrystal Clance; Reporter Laurel Beager

2012/07-13 Motion by Ecklund, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-14 Motion by Hanson, seconded by Adee to approve the minutes from the July 10, 2012 regular meeting with corrections. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-15 Motion by Adee, seconded by Pavleck to approve payment of the Courthouse claims in the amount of \$44,045.50, to approve payment of the Highway claims in the amount of \$201,439.95, to approve payment of the Health claims in the amount of \$35,449.31, to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented, and to approve payment of Burial Cases #1734636 in the amount of \$1,268.75 and Case #1854104 in the amount of \$1,155.49. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-16 Motion by Pavleck, seconded by Ecklund to approve a three year service agreement (County financial years 2012, 2013, 2014) with MAXIMUS Consulting Services, Inc. at a cost of \$2,850 per year for the County's Cost Allocation Plan for seeking federal reimbursement for the indirect administration costs of federal programs serviced by the County as recommended by the Administration Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-17 Motion by Ecklund, seconded by Adee accepting the recommendation of the County License Committee to approve a two-day On Sale 3.2% Malt Liquor License for Brady Hasbargen for the August 18 and 19, 2012 Birchdale Softball Club Tournament. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice on the hire of Laura Isenor as the Assistant County Attorney with a starting date of July 30, 2012.

000 The Board received notice on the hire of Alysa Ruelle as an Eligibility Worker with a starting date of July 16, 2012.

2012/07-18 Motion by Adee, seconded by Pavleck accepting the following day care licensing recommendations: relicense Amber Black for group family day care for fourteen children; close the home of Erin Lundin for day care services at the provider's request; relicense Pamela Rognerud for group family day care for twelve children. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner reported that the 1999 docks at the three Black Bay County Campsites are damaged due to the 2012 ice out and they are looking to repair them this fall if weather and water levels permit and the Park Budget can support the cost, estimated cost of up to \$8,000. The Board agreed the docks need to be repaired due to safety reasons. The Land Commissioner informed the Board that the boundary fence and entrance sign for the County Point of Pines Beach Park is done and that work is occurring at this time for reclamation of the sand beach.

2012/07-19 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the Planning Commission to approve CUP 1205 for Anderson Brothers Construction for a temporary asphalt plan for a State Highway 11 Paving Project with the operation to be located on land described as Government Lots 1 and 2, Section 6, Township 159N, Range 25W. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-20 Motion by Pavleck, seconded by Ecklund to set the County's annual funding for the Big Fork River Board at \$750 to begin in 2013 at the request of the Big Fork River Board and recommended by the Environmental Service Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/07-21 Motion by Pavleck, seconded by Ecklund to accept the County Engineer's certification of the final contract value for CP 2012-05 for bituminous overlays of County

Roads east of International Falls with Bowman Asphalt Products, Inc. in the amount of \$157,987.79. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The County Engineer after further review of the CSAH Revocation and Designation Plan options which were discussed at the last meeting, recommended Option 3 as presented. He stated that this would be a tentative plan, subject to the outcome of County Road 107 being designated as a CSAH, and that the plan was reviewed and supported by the District State Aid Engineer. The tentative plan would revoke CSAH 13 mileage from CSAH 1 to UT 56 for 14.39 miles and with the current bank of .29 miles, provide 14.68 miles to designate CR 79, CR 98, CR 107, UT 56, CR 69, a portion of CR 97 and a portion of CR 145 as County-State-Aid Highways (CSAH). Regarding the proposed County Road 107 CSAH Designation Plan, the County Engineer recommended a meeting with the property owners to review the CSAH plan options of a rural design which will impact their land or a storm sewer which would assess a cost. The County Engineer will have both plan designs staked and send a letter to each of the County Road 107 property owners informing them of the proposed CSAH plan and design options and to attend the public meeting to receive more information. The Board set a public meeting for Tuesday, August 14, 2012 at 6:00 p.m. in the Courthouse Third Floor Courtroom for the purpose of meeting with property owners along County Road 107 to review the proposed plan to designate and construct County Road 107 as a County State Aid Highway.

000 The Regional Manager for the former Forest Capital Investment Company reported that the lands were sold to a new Company, Molpus Woodlands Group. The Company acquired 286,000 acres of land from Forest Capital, all located in St. Louis, Itasca, Koochiching and Lake of the Woods Counties. All lands except 150,000 acres are in conservation easements through the State and that the change in ownership does not change the perpetual conservation easement agreements. About 100,000 acres in Koochiching County are in conservation easements and about 100,000 acres are not. As with Forest Capital, Molpus is an investment company and the main source of revenue will be from timber and land sales. Molpus was established in 1996 and today owns lands in 17 states. The lands are all SFI certified so requires sustainable forest land management. In response to the question, the Manager stated that he understands the company will continue the cabin lease program. The Manager explained that due to the State's cut of the Sustainable Forest Initiative Act (SFIA) payments for acreage in the program, Forest Capital pulled their non-conservation easement land out of the program, which when under this program, the land was required to be open to the public. In response to the question, the land under the conservation easements is required to be open to the public. The Manager stated that the new company would be interested in future conservation easements but it would be dependent on the return to the company. In response to the question of whether the company would be interested in sitting down with government land managers to review land trades, the Manager stated that he knows the company has a land sale policy which directs highest and best use of their lands so he assumes the company would be open to such discussions. The Manager stated that the new company has retained current staff so they are available to answer questions. The Board thanked the representative for the update.

000 The President of the Rural Fire Protection Association (RFPA) addressed the Board on their proposal to expand the Taxing District to provide fire protection to the Rainy Lake island properties. He stated that of the second survey sent to 200 island property owners, 98 have been returned with 62 in favor of the service, 35 opposing the service and 1 uncertain. In follow up with the DNR, RFPA was informed that the DNR has trained fire fighters for land fires, not structures, but through mutual aid would assist. At this time, the RFPA Board is requesting the expansion of the taxing district be put on hold as RFPA wants more time to develop its rural fire services, which will provide a clearer picture on how to service the island properties.

2012/07-22 Motion by Pavleck, seconded by Adee that at the request of RFPA, to table action for expansion of the Subordinate Service Taxing District for rural fire protection services for the Rainy Lake Island properties. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Chrystal Clance inquired on the City Animal Holding Facility Relocation planning, which an update was provided. No other comment was provided.

2012/07-23 Motion by Adee, seconded by Pavleck to adjourn the meeting at 11:10 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, August 14, 2012; 9:50 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Bob Peterson, Dale Olson, Doug Grindall, Dennis Hummitzsch, Susan Congrave, Debra Polkinghorne, Nancy Lee, Tom Dougherty, Pete Schultz, Jeff Naglosky, Len Peterson, John Polkinghorne; Reporter Laurel Beager

2012/08-01 Motion by Pavleck, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-02 Motion by Adee, seconded by Pavleck to approve the minutes from the July 24, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-03 Motion by Ecklund, seconded by Pavleck to adopt the Koochiching County Personal Protective Equipment Program Policy as recommended by the County Safety

Committee for the purpose of establishing procedures under which the County will evaluate the need for personal protective equipment to protect employees from workplace hazards. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-04 Motion by Adee, seconded by Pavleck to approve payment of the Highway claims in the amount of \$46,613.97 and to authorize the Board Chair's signature to the July Vendor Payment List verifying its review. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-05 Motion by Hanson, seconded by Adee accepting the recommendation of the County Assessor to grant the following abatements: Michelle Gordon, Parcel #92-006-49230, for relative homestead credit for taxes payable 2012; Jeff Wickstrom, Parcel # 98-053-06160, for removal of mobile home real estate value for taxes payable 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-06 Motion by Hanson, seconded by Adee to make the following events an authorized County Board activity for requested County Board representation: Broadband for the Under Served in the Arrowhead Region on August 22, 2012 in Carlton, MN; 2012 MN Aggregate Mining Conference on October 26 in St. Cloud, MN; VNP Volunteer Rendezvous on September 7 and 8th at the Rainy Lake Visitors Center; VFW Post 2948 Annual District 8 Event on August 18th at 6:00 p.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-07 Motion by Adee, seconded by Pavleck appointing Pam Tomevi and Nan Sether as designees for the two County Board members to serve on the 2012 Primary Election Canvassing Board on August 17th. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The County Board received notice on the hire of Teddy Pearson to the Transfer Station Operator position effective August 27th and the transfer of Wayne Fuller to the Environmental Service Technician position effective August 27th.

2012/08-08 Motion by Ecklund, seconded by Pavleck to authorize the purchase of a recycling trailer at a cost of \$21,201.41 from Wilkens Industries, Inc as recommended by the Environmental Services Director to be funded in the 2012 Department Budget due to cost savings from the vacancy in the Technician position. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director and the Board reviewed a notice to stakeholders from the MN Board of Water and Soil Resources (BWSR) Director of the Governor's Wetland Executive Order for BWSR to work with the DNR, Transportation, Agriculture and PCA to make recommendations to advance the long term protection and enhancement of Minnesota's wetland resources with a critical part of the process to include invitation to stakeholders for input and discussion. The Notice further stated that BWSR's recommendations to the Governor are due by December 15, 2012 which requires review and discussion with stakeholders to be completed by October 31. That 4 regional cross sector

input and discussion forums will be scheduled for stakeholders to attend with the closest for Koochiching County representatives being in Bemidji or the Iron Range. Board members expressed concern with the short timeline given to the process in addition to no special consideration given to counties such as Koochiching that have been recognized in the State's Wetland Conservation Act (WCA) as having greater than 80% of pre-settlement wetlands (and some studies have shown that Koochiching County has 98% of its pre-settlement wetlands and as much as 83% of the total land area fits into one or more of the wetland categories). As such, the County Board was unanimous to send a reply to the BWSR Director and copy State Representatives requesting a meeting in Koochiching County due to the significant impact Wetland laws and rules have on the County's economics and environment.

2012/08-09 Motion by Pavleck, seconded by Ecklund to send a response to the BWSR Executive Director that Koochiching County has great concern about the short timeline established to provide recommendations to the Governor under the Wetland Executive Order when such recommendations could have further impact on counties, such as Koochiching County, with greater than 80% of its pre-settled wetlands, which are already experiencing great difficulty with development under the existing federal and state Wetland laws and rules and that the Koochiching County Board requests a meeting in Koochiching County to hear from local area public and private stakeholders (copy State Representatives). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-10 Motion by Pavleck, seconded by Adee to designate Itasca County as the lead Project Engineer for the Koochiching and Itasca Counties CSAH 5 Improvement Cooperative Project (SAP 036-605-005 and SAP 031-605-003) and recommends Itasca County consider awarding a contract for said project on or after their August 16, 2012 bid letting as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-11 Motion by Ecklund, seconded by Hanson to request the Commissioner of Transportation perform a speed zone study for the following roads in Koochiching County as recommended by the County Engineer: County Road 106, County Road 152, and CSAH 2 between CSAH 332 and the city limits of International Falls. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-12 Motion by Hanson, seconded by Adee authorizing the Land Commissioner to purchase a 2013 Ski-doo Tundra with trade in for \$4,967 from Duluth Lawn and Sport as funded in the 2012 Department Budget. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-13 Motion by Pavleck, seconded by Ecklund to approve the City of International Falls request for conveyance of approximately two acres of tax forfeited land under a conditional use land conveyance of tax forfeited land to a public entity to site and construct a new animal holding facility, a public service facility; the land is located in the city limits of International Falls and described as that part of Outlot L, INTERNATIONAL SQUARE, according to the recorded plat thereof, described as follows: Commencing at the northeast corner of said Outlot L; thence South 89°45'50" West, record plat bearing, along the north

line of said Outlot L a distance of 272.75 feet to the point of beginning of the land to be described; thence continue westerly along said north line a distance of 50.00 feet along a tangential curve, concave to the north, said curve has a radius 380.30 feet, central angle 7°31'56" and the chord of said curve bears North 86°28'12" West; thence South 00°14'10" East, not tangent with the last described curve, a distance of 35.33 feet; thence South 57°04'38" West a distance of 285.33 feet; thence South 00°14'10" East a distance of 236.00 feet to the intersection with the south line of said Outlot L; thence North 89°45'50" East along said south line a distance of 290.00 feet; thence North 00°14'10" West a distance of 422.14 feet to the point of beginning. Except the south 33 feet thereof. Subject to easements, restrictions and reservations of record. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner reported on the August 1, 2012 Timber Auction - 24,510 cords sold for a total auction value of \$626,325.54 and three tracts were not sold. He provided an update on the Trust Fund revenue in comparison to previous years for predicting 2013 Trust Fund apportionment levels, factoring in unknowns such as market and weather and reported on the cords and value of permits sold but not opened to date. He stated that the blow down in south Koochiching along TH 6 is planned for a DNR fly over and once the Department receives the data they will analyze the damage and set up a sale to get it cut.

000 The Health Director provided the Department's Quarter 2 Financial and Statistical Report. Public Health Nurse Polkinghorne reported on the Department's Water Testing Service which is being utilized by various organizations and private citizens in the County. The Department continues to promote this service to the public, especially where municipal water and sewer are not available. Public Health Nurse Lee reported on her experience in assisting with the flood relief in Carlton County. Her observation of their Emergency Incident Command Center provided a lot of insight for what is needed in the County's Emergency Response Planning and at what levels management and staff training is needed. Her experience is that events such as these are not over in a day or week but go on for a while and emergency response plans have to prepare for this.

2012/08-14 Motion by Pavleck, seconded by Ecklund to renew the Joint Powers Agreement for the Koochiching Family Collaborative as recommended by the Health Director and upon approval of the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Owners of Rainy Lake Houseboats submitted a request to be exempted from the County's Lodging Tax District as it is costly to their customers and the state of the economy has tourists looking more closely at the cost of their trips. In addition, the business is not receiving a market benefit from the use of the tax proceeds and feels overall, that houseboats do not fit the definition of a hotel, motel, or resort as defined in the lodging tax law. For the benefit of their business, the owners would like the County to exclude them from the taxing district starting with the 2013 houseboat season. The Administration Director, knowing this request was coming to the Board, stated that an inquiry was made to the County Attorney as to what options the County Board has as the taxing district authority to review this request but did not have a response at this time. The Board Chair suggested that the Business owners

provide a written statement as to why houseboats do not meet the definitions of a hotel, motel, or resort as defined in the lodging tax district for the County Attorney to review in his consideration of what guidance to provide the Board on this matter. The Business owner agreed they would provide a written statement. The Board Chair stated that once the Board receives a response from the County Attorney, they will schedule the item back on the agenda for further review.

000 The Board Chair called for public comment at 11:35 a.m. No comment was provided.

000 The Administration Director provided a review of the East Koochiching Sanitary Sewer District's 2011 Financial Statement, the Quarter 2, 2012 County Budget and a preliminary review of the 2013 County Budget.

000 Board Chair recessed the meeting at 12:00 p.m.

2012/08-15 Motion by Adee, seconded by Pavleck to close session at 1:35 p.m. under Attorney-Client Privilege to review the Blandin Corporation Real Estate Tax Litigation against Koochiching County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried. Attending the closed session: Full County Board, County Attorney Naglosky, County Assessor Peterson, County Appraiser Polkinghorne, and Administration Director Jaksa.

000 The Board Chair opened session at 2:40 p.m.

2012/08-16 Motion by Ecklund, seconded by Adee to close session at 2:55 p.m. for Employer Labor Relation Negotiations. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried. Attending the closed session: Full County Board and Administration Director.

2012/08-17 Motion by Pavleck, seconded by Ecklund to open session at 4:00 p.m. and adjourn the meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, August 21, 2012; 10:00 a.m.

MEMBERS PRESENT: Commissioners McBride, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: Commissioner Adee (Medical Appointment)

OTHERS IN ATTENDANCE: Len Peterson, Dale Olson, Shane Begley, Mary Mathews, Dave Serrano, Arden Barnes, Tom Herzig, Richard Thompson, Leif Larsen, Gordy Dault,

Steve Blair, Doug Grindall, Kevin Kennedy, Ron and Delphine Nelson, Justin Berg, Chrystal Clance, Rick Blanchard; B93 Radio Reporter Randy Thoms

2012/08-18 Motion by Hanson, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-19 Motion by Hanson, seconded by Pavleck to approve the minutes from the August 14, 2012 regular meeting with corrections. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-20 Motion by Pavleck, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$113,104.34, to approve payment of the Health claims in the amount of \$11,791.22, to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented, and to approve payment of Burial Case #1434386 in the amount of \$700.00. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 At the request of the Board, the Chair deferred action on the approval of the tax exemption abatement for the DNR's acquired property until the September 4th Board meeting to allow the County Assessor to provide information on why the land was purchased by the State so the Board can review its impact to the County's PILT payment.

2012/08-21 Motion by Hanson, seconded by Pavleck that the Koochiching County Board of Commissioners hereby resolves to accept on behalf of Falls International Airport and the International Falls-Koochiching County Airport Commission a MnDOT Office of Aeronautics grant in the amount of \$26,291.30, MnDOT Agreement No. 01850, State Project No. A3601-94, with a local match of \$11,267.70, for the purpose of completing exterior painting of the terminal building, the Airport Rescue and Firefighting building and light standards and authorizes the County Board Chair to execute the necessary grant agreements on behalf of the County. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-22 Motion by Hanson, seconded by Pavleck to table action on the Northland Counseling Children's Mental Health Services Contract for a rate adjustment until the Community Service Director is present to review the contract change with the Board. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

2012/08-23 Motion by Ecklund, seconded by Pavleck accepting the recommendation to license Dawn Clark for family day care for ten children. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director presented the Planning Commission's recommendation to approve Minnesota Tower Holding's Conditional Use Permit (CUP) for a cellular tower for AT&T to be located on the Rainy Lake Houseboat property. The recommendation is for a less than 200 foot tower with no lights and any future height expansion requires another CUP public process. The Minnesota Tower Representative stated that AT&T is willing to try this but believes that a 250 foot tower is needed to provide service

to the area. If this tower can not provide the service, the scenario is expanding the tower higher or adding other towers. The Representative stated that expanding the height of the tower at a later date comes at a high price to the company. They would like the County to consider allowing the height expansion without having to come back for another CUP. The Board members stated hesitance with allowing expansion of the tower without a public process. It was noted that the land on which the tower will sit has a high elevation so it is hoped this will provide the height needed for service. The Representative stated that there was only a handful opposed to this tower site but if the existing height does not work and more towers have to go up, more landowners are impacted. A Board member noted that the Planning Commission's recommendation requires expansion to go through a CUP process.

2012/08-24 Motion by Pavleck, seconded by Ecklund to approve the recommendation of the Planning Commission granting Conditional Use Permit #1202 to Minnesota Tower Holdings/AT&T to construct a less than 200 foot cellular telephone tower in the Rainy Lake area on land described as the E½ of the SW ¼ -NW ¼ less the platted part and less 55 Feet for Highway purposes in Section 32, Township 71N, Range 22W, Parcel ID #07-032-23100. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director presented the Planning Commission's recommendation to approve commercial zoning on two parcels of land for the Camping and Education Foundation for the Camp's operation. The Environmental Service Director provided background in that one of the parcels was acquired by the Foundation through a State land exchange and the other is through a purchase agreement with Mr. Dupree. The Board received and reviewed written comment from Mike and Kathy Thiele requesting the rezoning application be denied. The Board Chair opened session for comment: A Withrow Point resident stated that they are not against the Camp and the original commercial zoning in this area but are opposed to the rezoning of the residential parcel to commercial as this piece abuts the residential area and they are concerned that it will be a doorway for future commercial expansion in their neighborhood. The other concern they have is with the extra traffic and large vehicle use on the road as the road is not much of a two lane road now and if the former residential piece of property is used for the Camp's commercial operation, that means their traffic and large vehicles will be going even further down this narrow road. In response to the concern of further commercial expansion, a Foundation Representative stated that the cabins are permitted only for a youth camp and can not be used for any rental purpose. A resident asked if the Camp has a shooting range? The Environmental Service Director stated that the Island Boys Camp does have a shooting range but the mainland Girl's Camp does not have a shooting range and activity is limited to pellet gun use only. An area property owner stated that the boat activity has increased in the bay and goes from morning to night and he is concerned that it will increase even more if the former residential lake property is utilized by the Camp. A Foundation representative stated that there is a marina in the bay area and that the boat traffic can not all be associated with the Camp operation. A property owner inquired on the Foundations' application for rezoning of the residential property when they do not have ownership. Foundation representative stated that a contract for deed is in place between the property owner and the Foundation. The Zoning Specialist stated that it is common practice for purchase agreements to be pending a zoning change. A Withrow Point resident stated his concerns with aesthetics issues but it appears from talks he

had with the Camping Foundation representatives they are sensitive to the property owners concerns and are willing to address issues. Review of the 100 foot buffer was provided by the Director. Property owners stated that there is nothing in record to hold the Camping Foundation to this buffer zone. Foundation representative stated that it is their intent to provide the 100 foot setback and make it of record. In further review of the 100 foot property line setback, the Board members stated that they want to see it extended further into the purchased residential property, as this piece abuts the other residential property in this area. In review of making record of the buffer, the Director stated that in a zoning application the Planning Commission could not make a condition, however, the County Board could make it a condition in the motion approving the rezoning. A Board member stated that in his feeling on the matter, property owners want the buffer zone secured to protect their property, that they are concerned with the width of the road and increased heavy traffic, and want the Camping Foundation to work on aesthetics and do a better job at reaching out to the community. A Camping Foundation representative in response to the question on whether the residential property piece had to be commercially zoned, stated that the previous owner was looking to put Condominiums on the property but the Camping Foundation wanted it for the girls camp and had it in their original site plan that was presented during the public meeting for the State Land exchange parcel. A Board member acknowledged the request to not act on the matter and defer to the next meeting for additional comment but felt the matter came down to balance of the Camp's operation and protection of the property owners in the area. Any expansion of commercial land in this area would require a rezoning application through County zoning so there is a control in place as to whether more commercial operations moved into the area. In response to the question, the Director stated that the County has until September 19th to act on the Foundations' rezoning application under the 60 day rule. Camping Foundation representative stated that they have no issue with establishing the buffer but delaying a decision on their zoning holds up their construction planned for this season.

2012/08-25 Motion by Pavleck, seconded by Ecklund accepting the Planning Commission's recommendation to approve REZ 1202 for the Camping and Education Foundation to rezone part of Government Lot 3, Section 31, Township 71N, Range 22 W, Parcel #07-031-00300, from R-2 to C-1 and part of the NE ¼, Section 36, Township 71N, Range 23 W, Parcel #15-036-11000, from O-1 to C-1 with the County's approval conditioned on establishment of a 100 foot buffer zone agreement as defined by the County Board at the meeting and to be made of record with the Environmental Service Director to act on behalf of the County Board in securing the buffer zone agreement. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board reviewed a request for an extension of the construction timeline for Cartway Order 2009/10-29 for one year due to a change in land ownership and the new owner not being able to acquire the Wetland Permit for construction of the road by the Order timeline of September 30, 2012. The County Engineer recommended the extension over a denial and having to redo the Cartway order all over again. The new landowner stated that he does have a signed purchase agreement for the property but it is contingent on getting the Wetland Permit so the road can be constructed into the property. The adjacent landowner stated that if the landowner can legally request the change in the construction timeline, there is no issue. In response to the Board's question, the Soil and Water Technician stated that he sees no issues

with the wetland permit being approved but that it is a matter of process and timelines. In discussing the length to consider an extension, the Engineer stated that a year was a reasonable amount of time considering the unpredictable weather that can occur from September into winter.

2012/08-26 Motion by Pavleck, seconded by Ecklund that under Cartway Order 2009/10-29 and the original road construction deadline set in this order, and in considering the landowners request for a one year construction extension due to not being able to get the Wetland Permit in time to construct the road by the original September 30, 2012 construction deadline, to amend the Cartway Order's cartway construction deadline in Board Motion 201/04-45 to September 30, 2013. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The County Engineer after further review of information from the meeting with County Road 107 property owners, is proposing a new CSAH design option to run a connection from 20th Street across Old Highway 11, running north of the railroad grade, where it will connect to the existing County Road 107 and continue on to State Highway 11/71. This option would have additional cost, estimating \$120,000, but would avoid impact to the properties on the east end of County Road 107. Most of the land from Old Highway 11 along the railroad grade to County Road 107 is State land. In conducting further site inspection on County Road 107, the Engineer does not believe the curb and gutter will impact the garage at the very west end of the road. He stated that the traffic count on County Road 107 is over 300, estimating about 1/3 being area property owners. The Engineer supports County Road 107 as a collector and designation as a CSAH. In response to the Board inquiry, the east end of County Road 107 in the new design would remain open but remain a County maintained road. In regard to statements made that curb and gutter increases property taxes, the Board Chair stated that in review with the County Assessor the Office does not increase value due to road improvement. In response to the inquiry, the Engineer verified that the new design option would keep the railroad grade in tact and built the new road to its north side. He also verified that curb and gutter design would be for the entire road. The Board Chair stated that the road benefits the public overall which has to be considered by the County Board but that the property owners' concerns also have to be kept in mind. With one board member absent and the Engineer needing more time to flush out this design proposal, the Board Chair recommended the Board take no action on this matter today. A Board member stated that the County does have to protect its right of way and use but even with the new design proposal, some properties will lose trees and the Engineer stated yes it would occur on some properties. The Board Chair opened session for comment. A member of the public stated that she uses the road and it has many bumps and asked if the plan in discussion will improve the condition of the road and the Engineer stated yes. The Engineer stated that the federal funding for this road project remains allocated at this time.

2012/08- 27 Motion by Pavleck, seconded by Ecklund to table action on designation of County Road 107 as a County-State-Aid-Highway with the issue to come back to the County Board for further review pending a road design plan from the Engineer. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment: Rick Blanchard stated that County Road 107 property owners have been dealing with this road change issue for two years and when they think it is over, it is back again. He felt he needed to remind the Board of what was said at the August 14th meeting by Board members to property owners, in reference to not forcing this on the property owners. Arden Barnes commented on the AT&T Tower and concerns with more being added to the tower in the future.

2012/08-28 Motion by Ecklund, seconded by Pavleck to adjourn the meeting at 11:55 a.m. Voting yes: McBride, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, September 4, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Don Billig, Chopper McBride, Steve Shermoen, Doug Grindall, Arden Barnes, Chrystal Clance, Rick and Leona Blanchard; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/09-01 Motion by Ecklund, seconded by Hanson to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-02 Motion by Pavleck, seconded by Ecklund to approve the minutes from the August 21, 2012 regular meeting with corrections. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board received notice on the hire of Justin Franz as a part time Sheriff Deputy.

2012/09-03 Motion by Pavleck, seconded by Adee that it be resolved Koochiching County approves the Minnesota Department of Transportation Grant Agreement #01849 in the amount of \$269,608 on behalf of the International Falls-Koochiching County Airport - State Project #A3601-93 for Airport improvements and further, to authorize the Board Chair and County Attorney to execute the above grant document and any amendments on behalf of the International Falls-Koochiching County Airport Commission and Koochiching County as specified by the issuing agency. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The East Koochiching Sanitary Sewer District (EKSSD) Chair informed the County Board that effective the second quarter in 2013, customers will be charged a fixed fee of \$11.50 per month to cover the District's cost for the North Koochiching Area Sanitary District

(NKASD) Treatment Facility rehabilitation. NKASD is assessing the Treatment Plant's customers based on flows, which is then passed on to the District users under a fixed rate. The fixed rate is based on annual flow and number of customers so the rate will be reviewed each year. The Board reviewed the draft letter that will be sent to the users informing them of the added rate effective Quarter 2, 2013. The Board acknowledged that the setting of the system user rates is under the adopted EKSSD Regulations and Operational Procedures for management of the system.

000 The City of International Falls Mayor and Legal Counsel reviewed the City's request for a City/County Joint Orderly Annexation Agreement for annexation of the Multi-Modal Facility District property into the City of International Falls. They stated that the City of Ranier was approached and they have no issues with the annexation of this property into the City of International Falls. The purchase agreement for the property is not closed but the City expects the deal to be closed yet this year. However, the City would like to get the annexation process in place so it can move ahead once the property purchase is completed. As part of the purchase agreement, the Boise landfill leachate line has to be relocated so will provide a 40 foot easement along the buffer zone which will provide a significant buffer for the residential properties in this area. The City intends to run water and sewer to the property and rail line will be extended onto the property. Commissioner Pavleck stated that he has no problem with the annexation but wants assurance the buffer zone is in place and would request the City follow the County's procedures for the rock blasting and crushing that will need to occur on this property, again for the protection of the residences in the area. The County Engineer stated that the County requires a pre-blast survey of properties within 1,200 feet of the blast area. City representatives stated that is a reasonable request and will bring it back for review with the council. Today the City representatives were present to look for an indication that the County would support the annexation of this property. From the review the County Board was supportive of the City's request but the buffer zone and rock blasting and crushing plan were needed in final agreement for protection of the residential properties adjacent to this development area.

000 The County Engineer reviewed the design for establishing County Road 107 as a CSAH connecting from 20th Street at CSAH 2 (Old Highway 11) running along the north side of the railroad grade to County Road 107 and proceeding on County Road 107 west to State Highway 11/71. This design will provide curb and gutter design and would not require the garage at the west end of County Road 107 to be moved. The properties east of the railroad grade on County Road 107 in this design would not be impacted and the plan would include posting a dead end sign off the new CSAH so traffic doesn't go down the remaining portion of County Road 107. Rick Blanchard asked if this plan is for sure and if this new plan assess the property owners for the curb and gutter. The Engineer stated that if the Board approves it, this is the road plan and further confirmed the plan does not assess curb and gutter cost to the property owners. The County Board confirmed that the plan would have curb and gutter run along the entire road. The Engineer stated that the cost is increased in this design but provides a much better connector system than the original plan and that the project will be funded by federal and state dollars.

2012/09-04 Motion by Pavleck, seconded by Adee to support the County Engineer's design for establishing a County-State-Aid Highway (CSAH) from 20th Street off CSAH 2 (Old Highway 11) along the north side of the railroad grade to County Road 107 then west on County Road 107 to State Highway 11/71 as a curb and gutter design along the whole length of the road and with no assessment of cost to property owners. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 10:15 a.m. Arden Barnes inquired on the City's development project and Chrystal Clance stated appreciation for the ditch mowing done in the South Falls area. With no other comment the Board Chair adjourned the meeting at 10:20 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, September 11, 2012; 9:50 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund

MEMBERS ABSENT: Commissioner Pavleck

OTHERS IN ATTENDANCE: Terry Murray; Journal Reporter Laurel Beager and B93
Radio Reporter Randy Thoms

2012/09-05 Motion by Ecklund, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/09-06 Motion by Hanson, seconded by Adee to approve the minutes from the September 4, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/09-07 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$46,909.19. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/09-08 Motion by Hanson, seconded by Ecklund to approve the 2013 tax levies for the following approved subordinate service taxing districts and to pay the respective 2013 service contract amounts: Littlefork Ambulance Service District levy of \$59,600, Northome First Responders Service District levy of \$6,683, and Rainy River First Responders Service District levy of \$6,000; and to approve the 2013 tax levies for the following approved fire service taxing districts and to pay the respective 2013 service contract amounts: Fire District 1 (Northome) levy of \$13,099, Fire District 2 (Littlefork) levy of \$75,875, Fire District 2 (Loman) levy of \$15,950, Fire District 3 (Birchdale) levy of \$9,900, Fire District 4 (Williams) levy of \$3,000, and Fire District 5 (Big Falls) levy of \$20,120. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/09-09 Motion by Ecklund, seconded by Adee approving the proposed 2013 County Budget's gross tax levy at \$3,959,780 (1.5% increase from 2012 levy). The 2013 proposed levy breakdown is as follows: General Revenue - \$1,839,251; Community Service - \$1,227,325; Public Health - \$103,000; Highway - \$699,539; Environmental Services - \$90,665. Further, to set the required public hearing for the proposed 2013 County Tax Levy and Budget for Tuesday, December 11, 2012 at 6:15 p.m. in the Courthouse Boardroom. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/09-10 Motion by Hanson, seconded by Ecklund to renew the School District 361 Non-Financial Agreement to allow information sharing of children cases between the School and Community Services under HIPAA Law as recommended by the Community Services Director and upon approval of the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/09-11 Motion by Hanson, seconded by Adee to amend the Northland Counseling Children's Mental Health service agreement for a rate increase as recommended by the Community Service Director based on what the State rate reimbursement is at this time for this service. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Board Chair called for public comment. No comment was presented.

2012/09-12 Motion by Adee, seconded by Ecklund to cancel the September 18, 2012 County Board meeting for lack of a quorum and to authorize Administration to approve Highway and Public Health claims payment scheduled for Board approval on September 18th with County Board ratification at the September 25 meeting. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Board Chair adjourned the meeting at 10:20 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, September 25, 2012; 10:00 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Terry Murray; Susan Congrave, Doug Grindall, Larry Petersen, Darrin Kittleson, Chopper McBride, Belmer Cole, Keith Kleppe, Arden Barnes, Mike Dobb; Journal Reporter Laurel Beager, B93 Radio Reporter Randy Thoms, KGHS Reporter Josh Svendsen

2012/09-13 Motion by Adee, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Ecklund, Pavleck; absent for vote: Hanson. Motion carried.

2012/09-14 Motion by Pavleck, seconded by Adee to approve the minutes from the September 11, 2012 regular meeting. Voting yes: McBride, Adee, Ecklund, Pavleck; absent for vote: Hanson. Motion carried.

000 The Board received notice that under the Sheriff Secretary-Civil Process Job Share Plan, current employee Barb Byman will go to part time and Kris Jackson will be hired as part time for this shared position effective October 1, 2012.

2012/09-15 Motion by Pavleck, seconded by Ecklund to approve the extension of temporary hire Nancy Shermoen in the Public Health Department to December 31, 2012 under the County Temporary Hire Policy. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-16 Motion by Ecklund, seconded by Pavleck to accept the recommendation of the County Insurance Committee for the 2013 County Group Health Plan: to renew the Major Medical Northeast Service Cooperative's Common Plan #16 Health Insurance Plan with the monthly premium rate of \$500.50 single and \$1,339.50 family and to renew the Northeast Service Cooperative's optional VEBA Health Plan #823 at the monthly premium rate of \$437.50 single and \$1,172.00 family. Further, to accept the Insurance Committee recommendation to draw a \$20 a month contribution from the County Group Health Account for family contracts in both health plans to reduce the employee's monthly premium contribution in conjunction with the established employer insurance premium cost share cap. Further, to accept the Insurance Committee's recommendation to renew the County's Flexible Spending Plan with Select Account with no change in rates and with the medical expense cap limited to \$2,500 as required under the Federal Health Care Act. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-17 Motion by Adee, seconded by Ecklund to ratify Administration's approval of the Highway claims in the amount of \$73,654.75 and the Health claims in the amount of \$38,717.55; to approve payment of the Courthouse claims in the amount of \$38,543.68 and to authorize the Board Chair's signature to the August Vendor Payment Listing verifying its review; to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-18 Motion by Ecklund, seconded by Pavleck to extend the Joint Powers Agreement between the County and the City of Ranier for services to the newly annexed area through December 31, 2013 to allow the City more time to complete the City's ordinance and plan development for incorporation of the annexed area as recommended by the County Management Committee and the City of Ranier. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-19 Motion by Ecklund, seconded by Pavleck authorizing the Board Chair to send a letter to the Governor and copied to State representatives and AMC objecting to the proposed DOC rule-making mandate for round the clock jailers in the County Jail due to financial hardship and to allow the proposed mandate to be reviewed in the 2013 legislative session for state funding. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-20 Motion by Pavleck, seconded by Adee to approve the publication of the 2011 County Financial Statement in summary form as recommended by Administration. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioners Hanson and Pavleck updated the Board on the meetings held last week by BWSR on the Governor's Order to assess and evaluate policy options to maintain the State goal of no net loss of wetlands and identify opportunities to improve coordination of wetland regulatory efforts between state and federal agencies. The first meeting included local government representation and the second involved mining representation which supported not taking away flexibility, not adding more restrictions and streamlining the process. However, additional meetings were held that week with other groups who do not share the same interests. The Board members stressed that local representation is needed at the regional meetings scheduled in Bemidji and Chisholm on October 10 and 11 respectively to get our interests and needs on record in this review process. BWSR is required under the order to submit a report of its findings and provide recommendations to the Governor by December.

2012/09-21 Motion by Adee, seconded by Ecklund to approve a Phase 4 Operation Stonegarden Grant Agreement with Homeland Security Emergency Management in the amount of \$118,082.00 to involve operational support for border security by the county through federal funding under an operation period of 2/01/13 through 08/31/14 as recommended by the County Sheriff and further, to authorize the Sheriff and Board Chair's signatures to said Agreement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-22 Motion by Ecklund, seconded by Pavleck to invite the Voyageurs National Park Association Executive Director to a County Board meeting to address a statement made in a letter addressed to the County Board regarding the County's approval of a cellular tower. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-23 Motion by Ecklund, seconded by Adee that upon Commissioner Ecklund being asked to assess the impact of the Voter ID Constitutional Amendment on Care Center residents, to authorize him to gather information on behalf of the County Board as to the number of nursing home residents who are in possession of a valid picture ID that would be required of them if the Amendment is passed and to bring the information back to the County Board for review. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-24 Motion by Hanson, seconded by Pavleck to approve a Mom's Meals Waiver Contract as recommended by the Community Service Director and upon approval of the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-25 Motion by Adee, seconded by Ecklund accepting the following licensing recommendations: license Erin Rousseau for family day care for ten children and relicense Kelly Mattsen for group family day care for twelve children. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-26 Motion by Pavleck, seconded by Hanson to approve a Letter of Agreement for a Medical Consultant for Public Health services with the Littlefork Medical Center as recommended by the Health Director and upon approval of the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Health Director provided a Falls Good Samaritan Letter of Intent to close seven beds at the Care Center, reported on this year's flu vaccine clinics and provided an update on the local public health assessment and planning process.

2012/09-27 Motion by Pavleck, seconded by Ecklund to approve a grant application through the Minnesota e-Health Connectivity Grant Program in the amount of \$25,000 to assist with the cost of upgrading the Public Health Department's information system for complying with the federal mandate for electronic health records with the grant agreement to come back to the County Board for approval (in-kind provides for the local match) as recommended by the Health Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/09-28 Motion by Hanson, seconded by Adee to approve a Work Order Maintenance Agreement with Mn/Dot for CSAH 332 and CSAH 155 for winter road maintenance; and further, to authorize the County Engineer's signature to said Agreement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 At the request of the Board, DNR representatives attended the meeting to address the recent gate closure and no-motorized traffic signage on designated hunting-walking trails in the County. Back in 2008 the DNR was required to designate trails throughout the State for ATV/OHV usage, which included designation under special legislation for areas North of State Highway 2. The DNR did the ground work and then mapped out the established trails and designated them. The proposed trail designation plan was then reviewed through a public process before adopted. In this plan, there was 18.5 miles of hunting-walking trails designated out of the over 1,100 miles of designated ATV/OHV trails in the County. The walking trails did have gates installed a while ago but they were not closed. The agency was waiting on a timber sale and then this summer the agency had the money to do some work on the walking trails and when this was done, they signed for no motorized traffic and closed the gates. The rest of the trails are open to motorized vehicles. Board members stated that though the DNR met with the County Board during this designation process, the hunting-walking trail designation was not reviewed in detail and therefore not clearly understood to consider if there would be any concern for the public. The County Board gets the calls from the local public, not the DNR. When the special legislation was provided for ATV/OHV use North of State Highway 2 the expectation was there was not going to be any trail closures. Board member stated that the research for the hunting-walking trail designation was not thorough as these trails provide access to seasonal cabins. In response to the question as to whether there is a process to request an appeal, the DNR representative stated that there is a

process. The DNR representatives spoke to the other side of the issue in that there is the part of the public that want the hunting-walking trails and it is challenging trying to find areas when there is such heavy trail use by ATV/OHV vehicles. It was stated that the trail closure does not prohibit ATVOHV access to the cabins. A member of the public stated that during the trail designation process there should have been specific public notice on the walking trail designation so the public using motorized vehicles were aware at that time this use would be taken away in the proposed plan. It should have been made clear to the public these trails were going to be closed off from the start. A member of the public asked why his property is now included in a State Forest as it appears it was done to regulate ATV use, referencing that hunting-walking trails are part of the planning for State Forest and Wildlife Management areas. A Board member stated that the designation process occurred back in 2008 and now 4 years later, gates are closed and signed for no motorized use. So the public who have been using this area for 50 years, go out bird hunting to find out they can't use it. In response to the question, the DNR representative stated that they put the signs up in July/August and the Board Chair stated he received his first call from the public when they went out bird hunting in September. A Board member stated that this needs more conversation and asked if the signs could be taken down for this year to allow time for further discussion. Board members agreed. This was something planned four years ago and now the trail closures are happening without further notice. No one is disagreeing that hunting-walking trails are important but what has occurred here needs further review. The question was asked if the sign can be taken down this week and the representative stated that he put it up, he could take it down and is agreeable to allowing time for further review on the matter. A property owner in one of the trail designation areas suggested the cabin owners in this area be interviewed to see if they can assist in coming up with a trail system that everyone can live with. A member of the public stated that he is not able to walk and needs motorized vehicle to get around. A member of the public stated that 18 miles of walking trail out of 1,100 miles of ATV trails is not asking much. Board members didn't disagree but it is about the process and location. The Board Chair stated that the Regional DNR Director will be up next week to further review this issue with the Board.

000 The Board Chair called for public comment: Mike Dobb, property owner in the County, gave recognition to County staff that helped him out and stated that as a taxpayer he is very pleased with the County services.

000 The Board Chair adjourned the meeting at 12:00 p.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, October 2, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Len Peterson, Bob Peterson, Doug Grindall, Dennis Hummitzsch, JoEllen Dahl, Craig Engwall, Craig Halla, Arden Barnes; Journal Reporter Laurel Beager

2012/10-01 Motion by Adee, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-02 Motion by Adee, seconded by Pavleck to approve the minutes from the September 25, 2012 regular meeting with correction. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-03 Motion by Adee, seconded by Ecklund to reaffirm the appointment of Commissioner Wade Pavleck to the NACO Environment, Energy and Land Use Steering Committee. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-04 Motion by Pavleck, seconded by Adee to reappoint Commissioner Rob Ecklund to the Arrowhead Library System Governing Board for a term of January 1, 2013 to December 31, 2015. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Adee presented a list of federal Health and Human Services and Department of Labor funding cuts to County Programs in the State of Minnesota due to the impending sequestration process mandated by the Budget Control Act of 2011 for balancing the federal deficit. It provides for \$33 million in cuts that will impact many Minnesota constituents needing services. AMC is encouraging counties to send letters to their federal representatives to work on a bipartisan plan to balance the federal deficit which does not take away the most emergent needs of our constituents.

2012/10-05 Motion by Adee, seconded by Pavleck authorizing the Board Chair to send a letter to the County's federal delegation requesting their support to find a balanced approach to achieving a federal deficit reduction plan apart from the Budget Control Act funding reductions which provides too great of risk to the needs of the public. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Pavleck stated that at the AMC Policy meeting last week, notice was provided by the DNR that they will be introducing legislation to reopen the Shoreland rules for review. In 2010 when the Shoreland rules were in review, interests came to the table and reached an agreement as to the changes. Now two years later and out of the blue, the Shoreland rules are proposed for review at the same time the Wetland rules are open for review under the Governor's Order.

2012/10-06 Motion by Pavleck, seconded by Ecklund to appoint Len Peterson to the term of Koochiching County Assessor effective January 1, 2013 and ending December 31, 2016. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-07 Motion by Pavleck, seconded by Adee to approve a joint powers agreement with the Office of the Secretary of the State to allow the Auditor-Treasurer to act as a Deputy Recount Official for Koochiching County for the November 6, 2012 General Election as recommended by the Auditor-Treasurer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-08 Motion by Hanson, seconded by Pavleck that the Koochiching County Board of Commissioners recommends Mn/DOT to approve the functional classification of the following roads as collectors: County Road 79, County Road 98, County Road 107, Unorganized Township Road 56, County Road 69, County Road 97 from TH 53 to County Road 145, County Road 145 from County Road 97 to TH 53, County Road 14 and a portion of County Road 77 from TH 71 to County Road 14 as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-09 Motion by Pavleck, seconded by Adee approving the following resolution for a Parks and Trails Legacy Grant for the Rainy Lake Trail Project:

WHEREAS, Koochiching County supports the grant application made to the Minnesota Department of Natural Resources for the Parks and Trails Legacy Grant Program. The application is to widen approximately 2.6 miles of the paved Rainy Lake Trail, construct an extension of that paved trail, eliminate a gravel section of trail, and add trail amenities for this trail in northeast Koochiching County. This trail is located within the state highway right-of-way and is half within the city limits of International Falls and the remainder is within the city limits of Ranier.

WHEREAS, Koochiching County recognizes that the County and City of International Falls have secured \$507,720 in Federal Enhancement Funds for this project.

NOW, THEREFORE, BE IT RESOLVED, if the Koochiching County is awarded a grant by the Minnesota Department of Natural resources, that Koochiching County agrees to accept the grant award, and may enter into an agreement with the State of Minnesota for the above referenced project. Koochiching County will comply with all applicable laws, environmental requirements and regulations as stated in the grant agreement; and

BE IT FURTHER RESOLVED, Koochiching County names the Koochiching County Engineer as the fiscal agent for Koochiching County for this project: County Engineer - Koochiching County, 715 4th Street, International Falls, MN. 56649

BE IT FURTHER RESOLVED, Koochiching County hereby assures the Falls to Ranier Bike Trail will be maintained for a period of no less than 20 years. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-10 Motion by Pavleck, seconded by Ecklund to approve an Interim Policy to improve timber sale operating conditions for the logging of blow down timber on Koochiching County Administered lands as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-11 Motion by Adee, seconded by Pavleck to approve a Koochiching County Forestry Damaged Timber Policy for sold tracts affected by wind, fire, and insects/disease damage as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-12 Motion by Adee, seconded by Ecklund to set the 2013 Timber Auction dates: January 23, May 1, July 31, November 13. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-13 Motion by Hanson, seconded by Adee to approve a tax forfeit land repurchase per County Policy for Robert F. Padgett for property described as the NE ¼ of the SE ¼, Section 31, Township 64N, Range 22W as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner provided the Board a draft of the MN Counties Sustainable Forest Cooperative's 2012 County Conservation Award Application.

000 An Occupational Development Center representative updated the County Board on their program/service activities, stating that Koochiching County continues to be the biggest supporter of their work product. The Board members thanked her and those providing the service for their good work.

000 DNR NE Office Regional Director met with the Board to further review the hunting-walking trail designation in Koochiching County. The Board Chair stated that the no motorized sign for the trail in review has been taken down as discussed with the DNR representative last week. As stated at last week's meeting, the Board felt that too much time went by from when the trails were designated to now and there should be further consideration given before signs go up and the gate is closed. The Board is supportive of walking trails but feels it merits closer review to the impact of traditional users of an area, such as the trail in question. The Director recognized the lapse of time from when the trail was designated to the time the trail was signed and the gate closed. For the short term he suggested keeping the trail open for deer hunting and close only for grouse season (9/15 – 10/30). The lease holders can get permits to use ATV/OHV to access their cabins. For the long term they can look at what other options/suggestions are out there, noting that any changes to the trail designation plan requires a Commissioner's Order. The Board Chair stated that users of the trail in question stated that there is another trail in the area that is used very little and could be exchanged for this trail and that they would be willing to brush and maintain the walking trail for the exchange. The Director stated that staff are willing to meet with folks to review options but again, can't just switch trails as the trails were designated under law so a change has to go through a process. It was agreed the Land Commissioner would contact DNR staff to start discussions. At this point, Board members have only received public concerns on the one hunting-walking trail designation.

000 A Representative from Molpus Land Company met with the Board to answer questions on the Company's plan to close public access on certain lands owned by the Company. In doing this, the Company is not restricting forest management. In response to the question, there are a few new gates in Koochiching County and the gates are going up based on a business decision

that there is cost and liability to the company for providing public access on their lands and the tax incentive to the Company for affording the public recreational opportunity on their lands is now not there. The Representative stated that the Company has put other gates up in the past so this isn't something new. The Board Chair, understanding this is private land and that the issue is with the State, stated that the public is stuck in the middle and it is very disconcerting. The legislature will not be in session for a few months so at this time there is nothing that can be done to fix this. What can the County do to help out? The Representative stated that the Company is open to exploring options. Commissioner Pavleck understood this is positioning with the State but the public is held hostage and he is very concerned that the blockage of the snowmobile trails will severely hurt the resort businesses this winter. The County has no power to resolve this and the strategy is using small business and the public as pawns and it is very upsetting. For whatever the County can do, can you assure the snowmobile trails won't be impeded and the Representative said he could give no assurances as decisions are made at the corporate level. Commissioner Pavleck stated that the Company should feel responsibility to its community. The Representative stated that the Company is engrained in the Community and is not doing this in spite of the public but needs to put the onus on the State. Commissioner Hanson agreed that the State broke its contract with the Company and is why this is before us. The County can do what it can to work with legislators to come up with a solution but in turn we would need the Company to keep the accesses open. The County Board does not want this to get out of hand. Board members agreed it would work to get support together for conversation with the State and it was further suggested that local organizations be included as they can give numbers as to impact on businesses by recreational users. In response to the question as to why the trails are being closed now, it was stated that the Company did not prevail in litigation against the State. Commissioner Pavleck stated that the County is in no position to guarantee an outcome as the election will be deciding who sits at the table in 2013 and then the State will be dealing with a \$5 billion budget deficit. It would be the County's hope the Company puts a moratorium on the snowmobile trail closures until a solution can be reached. It takes both sides to come to a solution.

000 The Board Chair called for public comment: The DNR Regional Director stated that he cares very strongly about this matter as it will impact a large recreational and hunter population. He agreed that there is nothing that can be done at this time and would ask the company to keep things status quo this season until the issue can be reviewed in a forum that has the authority to discuss a solution. The Company has everyone's attention. The Representative stated that something in writing from the right person to the Company is needed as he can't make any decisions for the company. Arden Barnes inquired on the KCDA funding source. Len Peterson inquired on a statement in a newspaper article regarding the Molpus land gate closure.

2012/10-14 Motion by Adee, seconded by Ecklund to adjourn the meeting at 11:55 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, October 9, 2012; 10:55 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Bob Peterson, Terry Murray, Dale Olson, Doug Grindall, Terry Randolph, Arden Barnes; Journal Reporter Laurel Beager

2012/10-15 Motion by Pavleck, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-16 Motion by Pavleck, seconded by Adee to approve the minutes from the October 2, 2012 regular meeting with correction. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-17 Motion by Adee, seconded by Ecklund authorizing the Board Chair's signature to the September Vendor Payment Listing verifying its review and to approve payment of the Courthouse claims in the amount of \$50,660.23. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Ecklund reported that in review with the nursing home administrators in the County only 10 to 15% of the residents have a valid I.D. whether it be a picture ID or other valid documentation such as a birth certificate. If the Voter ID Constitutional Amendment is passed, the State has a responsibility to get these citizens the proper documentation so they can vote. In review with the Auditor-Treasurer he stated that the Voter ID Amendment is a cart before the horse situation as the State Government is asking the people to make a decision on an issue without having the facts. If the amendment is passed only then will the Legislature establish the rules to administrate it. But there is no mistaking this Amendment has a cost if it passes and whether it is the State and/or the local units of government picking up the cost, it is funded by the taxpayers. Board members agreed and stated that mail balloting is a big factor for Koochiching County and if the Amendment rules do not allow for mail balloting, the affect is a big cost to the County in providing polling places for the 16% of mail ballot voters in the County. In response to the inquiry of whether the County should put information out to the public on this matter, Board members agreed that there are no facts to put out on the issue because as the Auditor stated, the people are being asked first to make a decision as to whether a picture ID is required for voting and if it passes, the rules will then be adopted to answer the questions on whether mail balloting and absentee voting will be allowed, how citizens obtain the required documentation so they can vote and finally, what it will cost the taxpayers. The County Board agreed they should continue to review the issue for impact to the taxpayers and citizens of Koochiching County.

2012/10-18 Motion by Hanson, seconded by Pavleck to approve the 2013 Forestland Lease Agreements with Community Services, Public Health, Falls Hunger Coalition, and AEOA with no changes in the Lease terms from 2012 as recommended by Administration. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-19 Motion by Ecklund, seconded by Hanson authorizing Board members' attendance to the Open House for the Great Northern Transmission Line Project to provide comment on opportunities and constraints for the location of the proposed transmission line route with the local meeting held in the City of Littlefork on November 1 from 11:00 a.m. to 1:00 p.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-20 Motion by Adee, seconded by Pavleck to approve an amended Arrowhead Health Alliance Joint Powers Agreement for the inclusion of St. Louis County and updating the language from the original 2008 agreement for the purpose of organizing, governing, planning and administering a health care services entity serving each of the member counties which is supported by federal funding as recommended by the Community Service Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-21 Motion by Ecklund, seconded by Adee certifying special assessments on commercial properties for their delinquent 2011 solid waste service fee plus a ten percent penalty to the Auditor/Treasurer for collection on the 2013 tax statements. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-22 Motion by Pavleck, seconded by Adee to rescind Board Motion 2012/10-08 for approval of the functional classification of roads as collectors. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-23 Motion by Hanson, seconded by Ecklund that the Koochiching County Board of Commissioners recommends Mn/DOT to revoke the functional classification of all of CSAH 13 as a collector and to approve the functional classification of the following roads as collectors: County Road 79, County Road 98, County Road 107, County Road 14 and a portion of County Road 77 from TH 71 to County Road 14 as recommended by the County Engineer. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 11:40 a.m. VFW Commander Terry Randolph updated the Board on the veteran program activities including the VFW's sponsorship of two dogs in the American Vet Dog Program, the results from the August Stand Down and a gun raffle with the proceeds going to the care of veterans. The Commander thanked the County Board for all their support. Arden Barnes commented on health concerns with the negative energy produced by cellular towers.

2012/10-24 Motion by Adee, seconded by Hanson to adjourn the meeting at 11:45 a.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, October 16, 2012; 10:00 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Dan Larson, Steve Shermoen, Steve Blair, Doug Grindall, Mark Johnson, Fred Freihammer, Tom Worth, Mike Ward, Jody Tableporter. Arden Barnes, Thomas Hall; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/10-25 Motion by Adee, seconded by Ecklund to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-26 Motion by Hanson, seconded by Pavleck to approve the minutes from the October 9, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Minnesota Rural Counties Caucus (MRCC) Administrator provided an update on MRCC which is a 23 rural counties organization and a subdivision of the Association of Minnesota Counties (AMC). MRCC has a strong advocacy for issues impacting rural Minnesota. The Board members thanked the Administrator for his support and efforts in getting the rural issues heard in St. Paul.

2012/10-27 Motion by Pavleck, seconded by Ecklund to approve payment to Ramsland & Vigen, Inc. in the amount of \$7,500 for the County's share of the four-county appraisal cost for the Blandin Property Tax Appeal with payment from the 2012 Legal Contingency Budget as recommended by the County Attorney and County Assessor. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-28 Motion by Adee, seconded by Pavleck appointing Pam Tomevi and Nan Sether as designees for the two County Board members to serve on the 2012 General Election Canvassing Board on November 9th. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Administration Director provided the Board the draft 2013 County Budget which totals \$25,080,769 and of which is based on decisions made in the budget planning sessions. Revisions to the draft will be made for updated and pending information up to the December County Budget/Levy hearing. The final 2013 County Budget plan will include contingencies and directives in preparation of any Federal and State changes as a result of budget deficits.

2012/10-29 Motion by Pavleck, seconded by Adee accepting the recommendation of the County Assessor to grant abatement to the State of Minnesota for tax exemption for the assessment year of 2011 for 400 acres of private land purchased by the State: (Parcel #s 17-067-14000, 17-067-13000, 30-009-41000, 32-026-13000, 32-026-23000, 32-026-24000, 32-026-31000, 32-026-34000, 68-023-43000, 69-056-12000). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-30 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the Planning Commission to approve the Preliminary Plat of the Revised Plat of Lots 5-13, Newport. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-31 Motion by Adee, seconded by Pavleck accepting the recommendation of the Planning Commission to approve the Final Plat of the Revised Plat of Lots 5-13, Newport. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-32 Motion by Pavleck, seconded by Ecklund that in light of the public comment deadline of October 19, 2012 on the review of the State's Wetland Conservation Act under Governor's Order, to have the Environmental Service Director draft a letter with the County's position as previously reviewed for the Board Chair's signature. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-33 Motion by Hanson, seconded by Pavleck that at the request of the County Engineer to table action on the CSAH Construction Advancement resolution until the next Board meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/10-34 Motion by Pavleck, seconded by Adee to accept the County Engineer's certification of the final contract value for SP 36-755-01 with Wagner Construction, Inc. for a total value of work of \$1,456,789.97. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Minnesota Deer Hunters Association Executive Director and the Region 2 Director met with the Board to let them know what is happening in the State Association and with the Local Chapter. The Association is currently working on a Moose Habitat Project in St. Louis County and continues to partner where they can for animal habitat projects under the Lessard/Sams Funding Program. The Association is aware of the Molpus Company's decision to close off certain lands to the public over the SFIA payment and wanted the Board to know the Association supports public access and lands and is willing to help if they can in finding a resolution. In response to a Board member's comment on the blockage of snowmobile trails with the Company's decision to close off their lands, the Association representative stated that there are an incredible number of people coming from the metro area to snowmobile up here and closure of trails would have a negative impact to businesses here. The Regional District representative reminded everyone that putting deer hides in the MDHA 'Hides for Habitat' drop off boxes provides the Association/Chapters money for habitat projects. The Board was invited to the Local Chapter meeting held this evening at 7:00 p.m. The Board members thanked the representatives and the Local Chapter for all their good work.

000 The VNP Superintendent and VNP Association Executive Director met with the Board to update the Board on projects and activities and speak to a letter sent to the Board on the County's approval of an AT&T Cellular Tower. VNPA wanted to thank the Board for approving this tower at the 200 foot height in consideration of the National Park and appreciates the position taken by the Board that if a request comes back to extend the height of the tower, that it would have to go back through the County Planning and Zoning process

(public review). The Park representatives understand there is a cell service need but placement, height and number of towers adjacent to the Park is their concern. Board members stated that the AT&T Tower at the Rainy Lake Houseboat site was decided on balance and that the site it will sit on is already at a high elevation. Also it was understood that towers beyond 200 feet require strobes and lighting. A Board member stated that this balance also considered economic development for the area to include the National Park and though the Board appreciated the letter sent, one sentence could have been left out as it was not viewed positively by the County Board. The Association representative apologized if the intent was misinterpreted. Board members asked if VNP was involved in a lawsuit against the MPCA on regional haze. The representative stated that the Association became involved when Minnesota came out with their Regional Haze Plan which was not legal under EPA rules. They entered into the law suit for the purpose of directing the State to make a plan rather than the EPA. The lawsuit impacts the MN Power Company. Board members expressed their position that regulations and evolving law suits drive up the cost and consumers end up paying for it. That this particular issue is about haze, not public health and if the law suit is successful, at what cost to the consumer? Lastly the Board members stated that the VNPA can be a great advocate for the VNP Basin Sewer Project and the Representative stated that they have talked to Project representatives so know of the project and would be more than happy to voice its support for water quality in the Park. Board members thanked the representatives for the review.

000 The Board Chair called for public comment at 11:35 a.m. Arden Barnes reviewed again her concerns with the negative energy from communication towers. Thomas Hall stated his opposition to cellular towers adjacent to the Park as it detracts from the wilderness area and experience. He would hope that when towers become obsolete with new technology, they are taken down. He further stated in other areas towers have been made to blend into the environment.

2012/10-35 Motion by Pavleck, seconded by Adee to adjourn the meeting at 11:40 a.m. .
Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, October 23, 2012; 10:20 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund

MEMBERS ABSENT: Commissioner Pavleck (County Business - St. Paul Wetland Meeting)

OTHERS IN ATTENDANCE: Doug Skrief, Terry Murray, Dennis Hummitzsch, Ken Olson, Mike Rieger, Brad Lovdahl, Kit Hasbargen, Neil DeLack, Doug Grindall, Dale Olson, Raoul Lufbery, Roger Campbell, Matt Gouin; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/10-36 Motion by Adee, seconded by Hanson to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/10-37 Motion by Hanson, seconded by Adee to approve the minutes from the October 16, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/10-38 Motion by Hanson, seconded by Adee to approve the employment separation of Public Health Nurse Wanda Grashorn effective November 5, 2012. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/10-39 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$53,580.98, to approve payment of the Highway claims in the amount of \$56,989.33, to approve payment of the Health claims in the amount of \$16,735.92, to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented and to approve payment of the following Burial Cases: #1373292 in the amount of \$845.00, #144578 in the amount of \$669.31, and #174592 in the amount of \$1,265.22. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

0000 The Administration Director reviewed the Quarter 3, 2012 County Budget Report which showed all Funds within the set limits of the 2012 County Budget Plan as of this reporting period.

2012/10-40 Motion by Ecklund, seconded by Adee adopting the following resolution for acceptance of the County Veterans Service Office Community Outreach Grant:

BE IT RESOLVED by the Koochiching County Board that the County enter into a Grant Contract with the Minnesota Department of Veterans Affairs (MDVA) in the amount of \$2,298.00 under the County Veterans Service Office Community Outreach Grant Program for community outreach to veterans as defined in Minnesota Statutes, section 1976.608;

BE IF FURTHER RESOLVED by the Koochiching County Board that Brian McBride, the County Board Chair and Teresa Jaksa, County Administration Director be authorized to execute the Grant Contract on behalf of the County. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/10-41 Motion by Ecklund, seconded by Adee proclaiming November as National Family Caregivers Month:

WHEREAS: November is National Family Caregivers Month; and

WHEREAS: Family caregivers provide daily assistance to a loved one to manage health care and personal care, enabling the loved one to stay in the community longer; and

WHEREAS: Family caregivers matter to their loved ones, spending an average of 20 hours per week providing care; and

WHEREAS: Family caregivers matter in making sure that medications are taken and that doctor appointments are kept; and

WHEREAS: Family caregivers matter in reducing health care costs and avoiding hospital readmissions, providing \$450 billion of unpaid care and support for those with chronic care needs; and

WHEREAS: Family caregivers matter to each other, knowing that they are only one of 65 million Americans facing the same challenges and rewards.

THEREFORE BE IT RESOLVED: that November be declared Family Caregivers Month in Koochiching County. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/10-42 Motion by Adee, seconded by Ecklund to send a letter of recognition for the ten year anniversary of the Citizens for Backus/AB Community Center with regards from the County Board who is unable to attend their anniversary event due to a District AMC Meeting. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/10-43 Motion by Hanson, seconded by Adee accepting the recommendation to close the home of Breanne Anderson for family day care at the provider's request. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Land Commissioner informed the Board that the conveyance of Tax Forfeit land to the City of International Falls for an Animal Holding Facility and to Great River Energy for a power line substation are completed. Work is now being done to provide Great River Energy easement across other tax forfeited land for the power line route.

000 The Land Commissioner reported on the wind damaged timber from the July 2012 storm. After receiving the aerial photos from the DNR, staff immediately began planning the damaged timber tracts for sale at the next auction, scheduled for November 14th. The result is 26 tracts of damaged timber, roughly 25,000 cords, which includes 7 tracts of sold timber which were turned back under County Policy. Timber damage per tract varies from 25% to 70%. There will also be an additional 12,000 cords of undamaged timber offered in the November 14th auction. In response to the question, the Land Commissioner stated that it is not easy to appraise the value of the timber on the ground and it is site dependent. The Department did its best in the timeframe it had to get the wood up for sale so it can be harvested before the snow covers it. The blow down material is not quality wood so if it doesn't sell they will have to look at other options to get it permitted and harvested. A Boise Forestry representative applauded the efforts to get this damaged wood cleaned up and encouraged practices of quick response in getting fallen timber cleaned up as soon as possible. Once it gets buried in snow, the work can't get done and the wood sits on the ground longer. Boise is encouraging the loggers to get the wood. He understands that some wood is broken and damaged but Boise is in the market for the aspen. If this wood is sold at the November 14 auction, the process has to allow for logging to begin within a few days as the time is short to get it cleaned up before heavy snowfall. The logging community felt if the wood would have been put up sooner, it would have been cleaned up and harvested by now. The Land

Commissioner stated that they never had a blow down of this magnitude and in hind sight the County should have hired their own aerial photo as it took some time to get the data from the state flight. A logger stated that Itasca County acted immediately and their fallen wood is cleaned up and marketed. He further stated that he was one who turned back a permit as one half of the timber on his tract blew down. He felt that if the County would have reduced the permit cost for the damaged timber, he would have kept the permit and cut the wood to include the damaged timber. But without this consideration, the logger isn't going to keep a permit purchased at a price for standing timber when one half of it is on the ground and is of less value. The Land Commissioner understands this dilemma but this has to be handled in a policy so there is consistency in how these situations are dealt with so everyone is treated the same. Another logger stated that he too turned back a permit for the same reason and if he could have negotiated a reduced permit price, he would have cut the wood. The logging community supports a policy that responds immediately to blow down timber situations to get it cleaned up and harvested quickly while it has the most value and with an incentive to the loggers to get the wood. The Board Chair stated that in defense of the County we didn't know the amount of wood damage and sites impacted until the aerial photo information was done. The Land Commissioner and Board members further stated that they received no comment to know there were concerns out there. A logger stated that the County should take ash out of the sales as there is no market for it now. It was further suggested the County look at planning cuts based on the wood the market is looking for which will help the County, logger and the market.

2012/10-44 Motion by Ecklund, seconded by Adee adopting the following resolution requesting advancement of CSAH Construction Funding:

WHEREAS, the County of Koochiching is planning to implement County State Aid Street Project(s) in 2013 which will require State Aid funds exceeding \$6.6 million which is in excess of those available in its State Aid Regular/Municipal Construction Account, and

WHEREAS, said County is prepared to proceed with the construction of said project(s) through the use of an advance from the County State Aid Construction Fund to supplement the available funds in their State Aid Regular/Municipal Construction Account, and

WHEREAS, County reserve funds will also be necessary to fund these projects with the intent of repayment from the 2015 CSAH Regular Construction funds, and

WHEREAS, the advance is based on the following determination of estimated expenditures:

Account Balance as of date 10/10/12	\$ 1,139,490.04
Less estimated disbursements in 2013	
SAP 36-332-001 (CSAH 332 between TH 53 and TH 71)	\$ 4,165,000
SAP 36-708-02 (CSAH 108 between TH 332 and 0.9 Mile No.)	\$ 950,000

SP 36-707-01, (High Priority Project - \$400,000) Currently CR 107, future CSAH 107, between CSAH 2 and TH 11/71	\$ 1,165,000
SAP 605-05 (CSAH 5 with Itasca County, from Big Fork River to Itasca County Line)	\$ 425,000
CR 79 – 10' Culvert Replacement, future CSAH 79, Anticipate \$65,000 in State Bridge Replacement Funds, remainder CSAH)	\$ 89,000
Overruns from 2012 Projects and Construction Engineering	\$ 388,057
Estimated Disbursements	\$ 7,182,057
2013 CSAH Regular/Municipal Construction Allocation	\$ 2,550,000
Advance Amount from 2014 (amount in excess of acct balance)	\$ 2,550,000
Amount necessary from County Reserves to be repaid from 2015 CSAH Reg Const	\$ 942,567
Estimated CSAH disbursements in 2014	
SAP 36-605-02 Joint Paving Project with Itasca County	\$ 176,000
SAP 36-332-01 Reimbursement for Construction Engineering	\$ 150,000
SAP 36-708-02 Reimbursement for Construction Engineering	\$ 50,000
CSAH 6 Bridge Replacement, anticipate \$155,000 in State Bridge Replacement Funds, remainder CSAH)	\$ 175,000
Amount necessary from County Reserves to be repaid from 2015 CSAH Reg Const.	\$ 551,000
Estimated CSAH disbursements in 2015	
SAP 36-675-06	\$ 1,145,000
Reimbursement to County Funds from CSAH Reg Const	\$ 1,493,567
Mill & Overlay 11 th Avenue from 14 th Street to TH 11/71	\$ 237,000
Estimated Disbursements	\$2,875,567

WHEREAS, repayment of the funds so advanced will be made in accordance with the provisions of Minnesota Statutes 162.08, Subd. 5 & 7 and Minnesota Rules, Chapter 8820, and

WHEREAS, the County acknowledges advance funds are released on a first-come-first-serve basis and this resolution does not guarantee the availability of funds.

NOW, THEREFORE, Be It Resolved: That the Commissioner of Transportation be and is hereby requested to approve this advance for financing approved County State Aid Highway Project(s) of the County of Koochiching in an amount up to \$2,500,000 in 2013 in accordance with Minnesota Rules 8820.1500, Subp. 9. I hereby authorize repayments from subsequent accruals to the Regular/Municipal Construction Account of said County from future year allocations until fully repaid to CSAH Regular Construction funds and to County Reserves. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Environmental Service Director reviewed chronologically a series of events with the installation of sewer on a particular property that resulted in a sewer line break and EKSSD making the repair and billing the property owner \$2,914.98. The property owner appealed the billing as the sewer line in question was in the wrong location according to the Jackfish Sewer System Plan. The EKSSD Board feels the property owner should pay the bill so it was provided to the County Board for determination. The incident occurred when the property owner hired a contractor to build an addition to his cabin. The contractor called in a "locate" before doing the work where Sewer Plan records did not show the sewer pipe in the building site location. When installing the footings the sewer line was unknowingly broke. No one was staying at the cabin so there was no water going through the system at the time. It wasn't until the property owner returned in the spring that the broken line was discovered. In response to the question the Director stated that whether there are other situations out there like this is unknown. In this case, the installation of the sewer on the property was not done according to the plans and it was not requested by the property owner.

2012/10-45 Motion by Hanson, seconded by Ecklund that upon review of the matter by EKSSD members, County Board members and the Environmental Service Director, to accept the County members recommendation to have EKSSD write off the billing to Roger Campbell in the amount of \$2,914.98 for repair of a broken sewer line as a result of construction on his property as the sewer line was not installed in the location as indicated in the Jackfish Sewer System Plan. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Board, at the request of Arrowhead Counties Association, ranked a list of legislative priorities for 2013.

000 The Board Chair called for public comment. Matt Gouin displayed an 1898 survey marker which he found during survey work and provided some survey history. The Board had asked him to attend the meeting to thank him in person for the extra effort he put in to bring property owners together for agreement on the revised Plat of Newport.

000 The Board Chair adjourned the meeting at 11:50 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, November 13, 2012; 9:50 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck

MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Commissioner Elect Wayne Skoe, Ed Oerichbauer, Dennis Hummitzsch, Will Hoyt, Jeff Spartz; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/11-01 Motion by Ecklund, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-02 Motion by Hanson, seconded by Ecklund to approve the minutes from the October 23, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-03 Motion by Adee, seconded by Pavleck to approve payment of the Courthouse claims in the amount of \$49,333.06 and to authorize the Board Chair's signature to the October Vendor Payment Listing verifying its review. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-04 Motion by Pavleck, seconded by Ecklund adopting the following resolution for enrollment of part-time deputies in the PERA Police and Fire Plan:

WHEREAS, the policy of the State of Minnesota as declared in Minnesota Statutes Section 353.63 is to give special consideration to employees who perform hazardous work and devote their time and skills to protecting the property and personal safety of others; and

WHEREAS, Minnesota Statutes Section 353.64 permits governmental subdivisions to request coverage in the Public Employees Police and Fire Plan for eligible employees of police departments whose position duties meet the requirements stated therein and listed below.

BE IT RESOLVED that the Board of Commissioners of Koochiching County hereby declares that the position of part time Sheriff deputy meets all of the following Police and Fire membership requirements: (1) said position requires a license by the Minnesota peace officer standards and training board under sections 626.84 to 626.863 and that the employee hired in the position is so licensed; (2) said position's primary (over 50%) duty is to enforce the general criminal laws of the state; (3) said position charges this employee with the prevention and detection of crime; (4) said position gives this employee the full power of arrest; (5) said position is assigned to the Koochiching County Sheriff's Department.

BE IT FURTHER RESOLVED that Koochiching County hereby requests that the employees hired as part time Sheriff deputies and submitted to PERA by the County be accepted as a member of the Public Employees Police and Fire Plan effective the date of the employee's initial Police and Fire wage deduction by the County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-05 Motion by Adee, seconded by Ecklund to ratify an October 26th letter of non-financial support from the County Board for a VNPA Youth at Risk Program Grant Application as recommended by the Administration Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-06 Motion by Ecklund, seconded by Pavleck to appoint Commissioner Kevin Adee as the Koochiching County Township Official on the ARDC Commission for the next term beginning January 17, 2013. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-07 Motion by Pavleck, seconded by Adee to approve the 2012 Emergency Management Performance Grant in the amount of \$14,750 with a 50% County match as budgeted and as recommended by the County Sheriff and further, authorizing the County Sheriff and Board Chair signatures to said Agreement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-08 Motion by Pavleck, seconded by Ecklund to renew the Emergency Preparedness Management Contract with Luke Waller for assisting the Sheriff with the County Emergency Management Plan under federal and state requirements as recommended by the Sheriff and upon approval of the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-09 Motion by Hanson, seconded by Ecklund to approve the 2013 County Fee Schedule with updates as recommended by County Administration. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-10 Motion by Pavleck, seconded by Adee that in review of the proposed 2013 Airport Budget, status of the 2013 County Budget funding, and Airport Project priorities, to set the capital project budget at \$50,000 from \$101,300 with notification to the City of International Falls and Airport Commission of the County's cut in Airport Project Funding for 2013 for a revised budget total of \$687,400. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-11 Motion by Ecklund, seconded by Pavleck authorizing the Administration Office to request bids for the County's 2013 publications as required under MN Statute. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-12 Motion by Adee, seconded by Hanson to authorize Board members' attendance to a November 15, 2012 open house on the Highway 53 Relocation Project (route alternatives for Highway 53 in Virginia due to termination of easement rights) as a County Board activity. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Ranier Mayor met with the County Board to request their support in assisting the City in retaining the full service post office. The Mayor explained that the Postal Service sent

out a survey notice to post office customers giving the impression they were looking for input for a decision on whether to reduce the service of the post office. The notice stated that the Postal Service will be holding a meeting in Ranier to answer questions and provide additional information about the POST Plan. At the meeting on November 7th, it was made clear the decision to reduce the hours of the Post Office was a done deal and was a done deal before the customer notices were sent out. The City informed the Postal representatives that their service area for the City of Ranier post office does not include the annexed area, representing a population of 605. County Board members attending the City's meeting stated that the Postal Service did a very poor job of communication and representation in this matter. Commissioner representing the Loman area stated it was the same way when they held the meeting on the reduction of service for the Loman Post Office. The Mayor handed out a list of post offices under review by the Postal Service for reduction of service which includes Big Falls, Mizpah, Northome, Loman, Littlefork, Birchdale and Ranier.

2012/11-13 Motion by Ecklund, seconded by Pavleck requesting the Postal Service to retain full service at the City of Ranier Post Office based on the fact that the City's service area covers a population of 605 and that the Postal Service needs to incorporate the entire City into the Ranier Post Office service area before making a determination on the level of service. Further, that the County and City of Ranier requests a response from the Postal Service on whether they will re-analyze the level of service for the City of Ranier based on its entire population base. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-14 Motion by Ecklund, seconded by Pavleck to send a letter to the County's federal delegation and Postal Service requesting that a meeting is set up with the County Board and affected Community representatives to review the Postal Service's Plan to reduce postal service at the Big Falls, Mizpah, Northome, Loman, Littlefork, Birchdale and Ranier post offices all located in Koochiching County due to concern of isolating the small communities in the County and that this county-wide change deserves discussion with the local units of government affected. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-15 Motion by Pavleck, seconded by Ecklund to approve a contract with RA/PwC for audit service for 5 years for Dual SFI/FSC Forest Certification activities for the Minnesota Counties Sustainable Forest Cooperative (Koochiching, Carlton, Beltrami, Clearwater, Crow Wing Counties) as recommended by the Cooperative and the Land Commissioner at a price of \$124,418 for the five-year period with each member county paying a share of the annual cost based on the audit service provided each county. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Land Commissioner informed the Board that the Department received a Certificate of Appreciation for 25-Year membership in the Minnesota Tree Improvement Cooperative.

2012/11-16 Motion by Pavleck, seconded by Adee to revoke County State Aid Highway No. 13 beginning at a point on State Trunk Highway No. 71, approximately 600 feet south of the west quarter corner of Section 36, Township 155 North, Range 25 West; thence along the established center line of the public road described as follows: From said point of beginning

extending northerly along or near the west line of Sections 36, 25, 24, 13, 12, and 1, Township 155 North, Range 25 West; thence continuing northerly along or near the west line of Sections 36, 25, 24, and 13, Township 156 North, Range 25 West, to a point at or near the northeast corner of said Section 13, thence easterly along the north line of Section 13, Township 156 North, Range 25 West, to a point at or near the northeast corner of said Section 13; thence northerly along or near the east line of Section 12, and 1 Township 156 North, Range 25 West; thence continuing northerly along or near the east line of Sections 36, 25, and 24, Township 157 North, Range 25 West, to a point on County State Aid Highway No. 1 approximately 1000 feet north of the east quarter corner of said Section 24, Township 157 North, Range 25 West and there terminating. Length – 15.3 miles;

Further to revoke the following as County Roads and to designate as County State Aid Highways:

That portion of County Road No. 77 beginning at or near a point on State Trunk Highway No. 71, near the south quarter corner of Section 22, Township 68 North, Range 26 West, thence along the established centerline of the public road described as follows: From said point of beginning extending westerly along or near the south line of said Section 22 and Section 21 Township 68 North, Range 26 West to the southwest corner of said Section 21 and there terminating. Length – 1.44 miles.

County Road No. 14 beginning at or near the southwest corner of Section 21, Township 68 North, Range 26 West, thence along the established centerline of the public road described as follows: From said point of beginning extending northerly along or near the west line of said Section 21 to the northwest corner of said section; thence westerly along the north line of said Section 21 to the northeast corner; thence northerly along the east line of Section 16 and 9, Section 68 North, Range 26 West to the northeast corner of said Section 9 to a point on County State Aid Highway No. 1 and there terminating. Length – 4.0 miles

County Road No. 79 beginning at or near the southeast corner Section 29, Township 69, Range 25 West at the south intersection with Trunk Highway 71, thence along the established centerline of the public road described as follows: From said point of beginning extending westerly along or near the south line of said Section 29 to a point at or near the south quarter corner of said Section 29; thence northwesterly across said Section 29 to a point at or near the west quarter corner of said Section 29, thence northerly along or near the west line of Sections 29, 20, 17, 8 and 5, Township 69 North, Range 25 West to a point at or near the northwest corner of said Section 5, thence Easterly along or near the north line of said Section 5 to the north intersection with Trunk Highway 71, said point being approximately 1320 feet west of the northeast corner of Section 5, Township 69, Range 25 West, and there terminating. Length – 6.42 miles.

County Road No. 98 beginning at a point on State Trunk Highway 53 near the southeast corner Section 6, Township 69 North, Range 23 West; thence along the established centerline of the public road described as follows: From said point of beginning extending northerly along or near the east line of said Section 6 to a point at or near the east quarter corner of said Section 6, thence easterly to a point at or near the northwest corner of the northwest quarter of

the southwest quarter; thence in a northwesterly direction to a point at or near the southwest corner of the northwester quarter of the northwest quarter of said Section 6, thence northerly along the west line of said Section 6 to the northwest corner of said Section 6, thence easterly along the north line of Section 1, Township 69 North, Range 24 West approximately 0.85 mile to a point on Trunk Highway 53 and there terminating. Length – 2.67 miles.

To Revoke as County Road No. 107: Beginning at a point approximately 660 feet south of the west quarter corner of Section 4, Township 70 North, Range 24 West, thence along the established centerline of the public road described as follows: From said point of beginning extending easterly to a point approximately 660 feet south of the east quarter corner of Section 4, Township 70, Range 24 West and there terminating. Length – 1.0 mile.

To Designate as County State Aid Highway 107 beginning at a point on State Trunk Highway 71 near a point approximately 660 feet south of the west quarter corner of Section 4, Township 70 North, Range 24 West, thence along the established centerline of the public road described as follows: From said point of beginning extending easterly; thence northeasterly on new alignment parallel to the west right-of-way line of the snowmobile trail/abandoned railroad line; thence easterly to a point on County State Aid Highway No. 2 at the junction of County State Aid Highway No. 114 and there terminating. Length – 1.06 miles. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-17 Motion by Hanson, seconded by Ecklund to approve a Mn/DOT Master Partnership Agreement as recommended by the County Engineer and to authorize the Board Chair and County Engineer to sign said Agreement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-18 Motion by Pavleck, seconded by Adee accepting the recommendation of the County Engineer to certify the final value of SAP 036-618-011 (CSAH 18 bituminous Surfacing) with Knife River Materials for a total work value of \$514,825.05. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Association of Minnesota Counties (AMC) Executive Director met with the Board to review AMC's platform for the 2013 Legislative Session that supports county functions and service delivery. He stated that this year they are more optimistic for positive change for counties over the last several years of defending county positions due to the division in the legislative bodies. Board members discussed the State's rule making process. The Director stated that the process was put into place so the legislative body wasn't managing things to the smallest detail. However, there is concern when the rule making process produces further mandates on the counties without consideration of funding. The Director stated that the situation of Koochiching County legislatively having its County Program Aid reduced at the same time a rule making change through DOC is proposing to add an unfunded expenditure is a good example of where the rule making process doesn't work. The Director agreed discussion on the rule making process is needed to determine a positive direction for counties. The Board thanked the Director for the personal visit to the county.

000 The Board Chair called for public comment. With no public comment the Board Chair adjourned the meeting at 12:00 p.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, November 27, 2012; 9:30 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck
MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Dennis Hummitzsch, Shawn Mason, Susan Congrave, Dale Olson, Jeff Naglosky, Terry Murray, Kurt Johnson, Commissioner Elect Wayne Skoe, Doug Grindall; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/11-19 Motion by Hanson, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-20 Motion by Ecklund, seconded by Adee to approve the minutes from the November 13, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-21 Motion by Adee, seconded by Pavleck to approve payment of the Courthouse claims in the amount of \$27,284.56, to ratify the Highway claims payment in the amount of \$121,522.78 which was approved by Administration due to the 11/13 County Board meeting cancellation, to approve payment of the Health claims in the amount of \$8,960.71, and to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-22 Motion by Pavleck, seconded by Ecklund to set the County Board 2013 Salary at \$13,714 and the Daily Per Diem Rate at \$125 (no change from 2012) and to approve the 2013 County Board Per Diem and Expense Policy as recommended by the Administration Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-23 Motion by Hanson, seconded by Ecklund accepting the recommendation of the County Assessor to grant abatement to Alison Harala, Parcel # 98-054-05140, for homestead credit. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-24 Motion by Ecklund, seconded by Adee to accept the recommendation of the County's License Committee approving the following 2013 Liquor Licenses: Christiansen Store - 3.2% On/Off Sale Malt Liquor; Blais, Diane DBA Korner Kwik Stop - 3.2% Off Sale Malt Liquor; Rainy Lake Spirits LLC DBA Rainy Lake Spirits - Off Sale Intoxicating Liquor;

Nelson, Ralph D & Joy M. DBA Nelson's Store - Off Sale Intoxicating Liquor; McAuley, Malcolm & Becky DBA Woodland Inn - On/Off/Sunday Intoxicating Liquor; Sha Sha LLC DBA Sha Sha Resort - On/Off/Sunday Intoxicating Liquor. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-25 Motion by Adee, seconded by Hanson to appoint Ted Brokaw to the vacant seat on the EKSSD Board due to the resignation of Al Steele as recommended by the EKSSD Chair. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair acknowledged a letter from MCIT congratulating Koochiching County for the 2012 Most Improved County in the Workers Compensation Division and that the County will be receiving an award during the AMC Awards Banquet on December 3rd. The Board commended staff as it was their risk management and safety practices that resulted in this award.

2012/11-26 Motion by Pavleck, seconded by Ecklund to accept the recommendation of the Land Commissioner to seek legislative approval to sell through public auction a tract of tax forfeited land on public waters which was previously residential property and recommended to go back on the tax rolls and that a preliminary review of this water based parcel has been done by the DNR and supported for sale. Said parcel is described as: beginning at the SE ¼ of the SW ¼, Section 3, Township 154, Range 25; thence about 10 rods to the bank of Billy Creek; thence, in a northeasterly direction along Billy Creek to a point where Billy Creek intersects the East line of the SE ¼ of the SW ¼, Section 3, Township 154, Range 25; thence South 35 rods to the point of beginning (approximately 2.5 acres). Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-27 Motion by Pavleck, seconded by Ecklund accepting the recommendation of the Land Commissioner to approve a Temporary Construction Permit to MnDOT for culvert repair work on State Highway 65 in Section 30, Township 66, Range 24 which involves County Administered Tax Forfeited Land with the intent that MnDOT will be seeking a permanent maintenance easement at a later date at appraised value. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-28 Motion by Pavleck, seconded by Adee that at the request of the City of International Falls, to approve a public use free conveyance of tax forfeited land for a public park located on the old theater site on main street described as the North 40 feet of Lots 3 and 4, Block 18, Plat of International Falls as recommended by the Land Commissioner and with the City to pay any fees and recording costs for the conveyance. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-29 Motion by Pavleck, seconded by Hanson to approve the employment separation of Forest Resource Manager Dan Neary effective November 27, 2012. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-30 Motion by Ecklund, seconded by Adee authorizing the Land Commissioner to fill the vacant Forest Resource Manager position. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-31 Motion by Hanson, seconded by Adee that to accommodate the recently vacated full time Public Health Nurse position, to authorize the Health Director to fill a .80 FTE Health Educator position and change a .80 FTE Public Health Nurse position to a Full Time Public Health Nurse position contingent on receipt of the funding supporting these positions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board was informed that Public Health Nurse Debra Landmark will move to full time effective January 2, 2013.

2012/11-32 Motion by Hanson, seconded by Pavleck accepting the recommendation of the Environmental Service Director accepting the low Canister Attendant quotes for the Big Falls, Birchdale, Littlefork, Loman, Mizpah and Ray canister sites and to reject the Silverdale quote due to high price and seek further service options. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-33 Motion by Ecklund, seconded by Hanson accepting the recommendation of the Environmental Service Director accepting the low Canister Site Hauling quote from Friend's Garbage for the Big Falls, Birchdale, Littlefork, Loman, Mizpah and Ray canister sites and to extend the existing contract with Udovich for one year with no change in price for the Silverdale canister site. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-34 Motion by Ecklund, seconded by Adee accepting the recommendation of the Environmental Service Director accepting the low Mizpah Demolition Roll Off Box Rental and Hauling quote from Friend's Garbage. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Environmental Service Director recommended sending a letter to Governor Dayton informing his Office of the difficulties Koochiching County is facing with wetland rules due to 68% of the land area being wetlands. The Director stated that the letter is intended to emphasize the impact to counties with a high percent of wetlands as the Governor considers the report and recommendations from BWSR for the State Wetland Conservation Act. Commissioner Pavleck reviewed the draft Report to the Governor as a result of the wetland review conducted through BWSR under the Governor's Executive Order. He highlighted the major points in the report which suggest simplifying the process and looking more at the function and public value of the wetlands over simply applying a set of rules. He feels overall the report supports the right direction for a more common sense approach to wetland protection and management. He stated that his understanding as to why this review was ordered was that the Governor understands the importance of protecting the State wetlands but that the process to do so should be simpler. The draft report will now go to the BWSR Board for approval before going to the Governor's Office in December.

2012/11-35 Motion by Hanson, seconded by Adee to authorize the Board Chair's signature to the FY 2013 BWSR Natural Resources Block Grant Agreement in the amount of \$86,503 to assist with the management of the County's Water, Shoreland, SSTS, SSTS Upgrade and Wetland Management Plans and with the local levy share of \$2,779; further, that no expenditures occur until the grant funds are received by the County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-36 Motion by Pavleck, seconded by Adee authorizing the County Attorney to fill a .50 FTE Attorney Secretary position as reviewed and supported in the 2013 County Attorney Budget. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-37 Motion by Pavleck, seconded by Adee accepting the recommendation of the Community Service Director to renew the following Service Agreements for 2013: AEOA Congregate Meals, AEOA Home Delivered Meals, AEOA SELF, Blue Heron Counseling, First Call for Help, Sharon Frank Rule 25 Assessment, Friends Against Abuse, MN Chippewa Tribe Non-Financial, NEMOJT Employment and Training, Northland Counseling Children's Mental Health, Northland Counseling Clubhouse, Northland Counseling Mental Health, Pineview Detox, Pineview Recovery, Rainy River Recovery CD Assessments, Rainy River Recovery LLP, Range Mental Health. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-38 Motion by Hanson, seconded by Ecklund to approve payment of Burial Case #186563 in the amount of \$166.00. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/11-39 Motion by Pavleck, seconded by Hanson accepting the following Day Care Licensing recommendations: relicense LuAnn McBride for group family day care for ten children; relicense Carole Schulz for group family day care for fourteen children, relicense Jennifer Thompson for group family day care for ten children. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 A representative from the Natural Resources Research Institute met with the Board to provide information on the peat resources in Koochiching County. Commissioner Hanson stated that there is a company in Canada that would like to establish a peat horticultural business here but in reviewing the 56% of land mass in the County which constitute peat bogs, there is not anything available either because the peat is not of quality or because it is in Scientific and Natural Areas or Watershed Protection Areas. It was further stated that Koochiching County has the most peat land in the State. This company is looking for 1,200 acres with quality sphagnum. The company currently has 5 sites in Canada with three sites opened. The company is looking at Koochiching County because of location and transportation options and would invest millions in this development. This began with a private land owner contacting Canadian companies as he had 1,200 acres of bog land he wanted to sell but in viewing the quality of the peat on this land, the Company was not interested. The NRRI Representative stated that permitting peat sites is a long process and is not without struggle. Mining of peat does disturb the natural wetlands and is why they are not easily permitted to mine. However, when the mining is done, the restoration plan would

remove the ditching to restore the natural water flow and the peat would grow back. Commissioner Hanson stated that the question for the County is why we shouldn't make an attempt to use some of peat resource to promote business development in the County. Commissioner Hanson and the NRRI Representative stated that the purpose of today's review was to inform the Board that the peat resource in the County has potential economic development opportunities and that there is a process to look at this potential but to do this will be a challenge due to the value of wetlands.

000 The Board reviewed the draft 2013 Legislative List for Koochiching County and approved it for review with the County's State representatives who will be here in January for a 2013 pre-legislative review session.

000 The Board Chair called for public comment. Doug Grindall informed the Board that he will be resigning as County Engineer effective April 1, 2013 due to retirement. He will be submitting a formal resignation at an upcoming Board meeting but wanted to give the Board a heads up. No other comment was presented.

2012/11-40 Motion by Adee, seconded by Pavleck to adjourn the meeting at 12:05 p.m. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, December 11, 2012; 4:20 p.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund,

MEMBERS ABSENT: Commissioner Pavleck (Out of Town for Wetland Meeting)

OTHERS IN ATTENDANCE: Dennis Hummitzsch, Dale Olson, Susan Congrave, Terry Murray, Jack White, Bill Eitenmiller, Donna Rankin, Nick Berg, Gail Sheridan, Adam Coe, Commissioner Elect Wayne Skoe, Arden Barnes; Journal Reporter Laurel Beager

2012/12-01 Motion by Ecklund, seconded by Adee to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-02 Motion by Ecklund, seconded by Adee to approve the minutes from the November 27, 2012 regular meeting. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-03 Motion by Adee, seconded by Ecklund to approve payment of the Courthouse claims in the amount of \$56,583.90, authorizing the Board Chair's signature to the November Vendor Payment Listing verifying its review and designating the Administrative Assistant to approve year end claims requiring County Board approval with all board claims approved

under this authority to come before the County Board at the January 8, 2013 Board meeting for ratification. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-04 Motion by Adee, seconded by Ecklund to accept the recommendation of the County's License Committee approving the following 2013 Liquor Licenses: Little, Terrance DBA Y Knot Quick Stop - Off Sale Intoxicating; T-Bird Lodge, Inc DBA Thunderbird Lodge – On/Off/Sunday Intoxicating Liquor; Almost Lindy's Inc DBA Almost Lindy's - On and Sunday Intoxicating Liquor; LBC Enterprises Inc. DBA Lu's – On/Off/Sunday Intoxicating Liquor; KD Enterprises of Intl Falls LLC DBA The Junction – On Sale and Sunday Intoxicating Liquor; further, to approve the following 2013 Tobacco Licenses as recommended by the Administrative Assistant: Christiansen's Store, Korner Kwik Stop, Nelson's Store, Rainy Lake One Stop, Thunderbird Lodge, Woodland Inn, Y-Knot Quick Stop, Lu's. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-05 Motion by Adee, seconded by Ecklund to renew the ODC Contract for County Facility cleaning services for 2013 at the same rate as 2012 as recommended by the Complex Superintendent. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-06 Motion by Hanson, seconded by Ecklund that as Fiscal Agent for the Highway 53 Four Lane Task Force, to approve a 2013 Service Agreement with Federal Advocates, Inc. for lobbyist services at a cost of \$1,000 per month with the agreement to be on a month-to-month basis as recommended by the Task Force. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Administration Director provided a projected year-end 2012 County Budget Report in which no further budget adjustments are recommended for the year and allocations of general aids to be distributed to Fund Budgets as originally set. The Director will provide a final 2012 County Budget report to the Board in January.

2012/12-07 Motion by Hanson, seconded by Adee to approve the attendance of Board members to the December 10th North Kooch Sanitary Sewer District's Facility Open House as a County Board activity. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-08 Motion by Ecklund, seconded by Hanson acknowledging the resignation of Linda Dreher from the Koochiching County Extension Committee and to send a letter of appreciation from the County Board for her service on the Committee. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Board Chair displayed the Plaque received at the AMC Conference from MCIT for the most improved County in Workers Compensation claims.

2012/12-09 Motion by Ecklund, seconded by Adee authorizing Commissioner Hanson up to 2 days in December as a County Board activity to meet with District 5 Commissioner Elect Skoe for orientation on taking Office. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Land Commissioner reported on the results of the November Timber Auction which included blow down timber sales: 33,292 cords were sold for an auction value of \$525,879 and reported on sold timber value and revenue received and projected to year end. The Land Commissioner reviewed a proposed Balsam Market Interim Policy due to depressed market.

2012/12-10 Motion by Adee, seconded by Hanson accepting the recommendation of the Land Commissioner for a Balsam Market Interim Policy to improve timber sale operating conditions for the logging community and timber industry due to recent mill closure and depressed market causing significant hardship which would apply extension and turn back policy to timber sales having 20% or more Balsam fir sale volume. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-11 Motion by Adee, seconded by Ecklund to approve a Tax Forfeit Land Repurchase Application for Chad Hell for property described as Lots 13 and 14, Block 2, Plat of Oak Park Peterson's Addition to Littlefork per Policy and as recommended by the Land Commissioner. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 Land Commissioner informed the Board that he would be granting permission for a dog sled race on two state-in-aid snowmobile trails in the County, as was done by the State and Itasca County, on the condition they have the proper insurance coverage.

2012/12-12 Motion by Hanson, seconded by Ecklund to appoint the following members to the Solid Waste Advisory Committee as recommended by the Environmental Service Director: Jim Hultman, Paul Nevanen, Bruce Sampson, Crystal Clance, Jason Lindquist and acknowledging the resignation of Einar Sundin with a letter of appreciation from the County Board for his service on the Committee. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried

2012/12-13 Motion by Ecklund, seconded by Hanson to renew the service agreement with ODC for recycling and cleaning service at the Transfer Station for 2013 with a rate increase and to renew a service agreement with ODC for roadside litter cleanup for 2013 with no rate increase as recommended by the Environmental Service Director. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-14 Motion by Hanson, seconded by Ecklund accepting the recommendation of the Environmental Service Director to approve a one year extension of the Silverdale Canister Site Attendance Contract with Allan Nelson (December 1, 2012 until November 30, 2013) at a rate of \$675 per month. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried

2012/12-15 Motion by Hanson, seconded by Ecklund to approve as low bidder, a two year Markit MSW Hauling Contract with Mannco Trucking beginning January 1, 2013 as recommended by the Environmental Service Director. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-16 Motion by Ecklund, seconded by Adee to approve as low bidder, a two year Recycling Material Hauling Contract with Earl Boyum beginning January 1, 2013 as

recommended by the Environmental Service Director. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried

2012/12-17 Motion by Adee, seconded by Ecklund to approve the purchase of iPads and related equipment at a cost of \$5,289.46 for the Public Health Family Home Visiting Program with funding from TANF and AHA Grants as recommended by the Health Director and supported by the I.S. Manager as a Pilot Project for other iPad use in County Departments. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried

000 Commissioner Hanson and the Public Health Director requested the presence of several representatives at today's meeting to review the notice received by the County that the Northome Skilled Nursing Home is closing. The notice was received by the County Health Director from Tealwood Care Centers, who owns and manages the Northome Care Facility, and upon receiving the notice, a meeting was set up to discuss the closure and affect on the facility residents, staff and the community. Tealwood representatives informed those present that the Facility is closing because it does not bring in the revenue to sustain the cost of operation and closure is imminent. For the community representatives, this is a big blow and to receive the news in short order was upsetting. Tealwood was approached by Episcopal Homes to sell their 24 skilled nursing facility beds for their new 60 bed facility located in Ramsey County. Under Minnesota law facilities must find existing beds for expansion and that relocation of skilled nursing facility beds requires the support of the home County. The Health Director concluded that the loss of the beds to this area of the County will create an accessibility problem and a hardship. Representative from Tealwood Care Center stated that the Northome Facility has lost \$1.2 million in revenue over the last 5 years and continues to incur a loss. The Facility is sustaining now by using the Company's reserves but the Company can't continue to support it. This is a major decision and they understand the impact to the community. The Company did renovations to the facility to help their recruitment plan but they did not get where they needed. The demographics are not there and the facility resident number, which continues to be a steady 22 to 23 residents, does not sustain the cost of operation. Staff was not surprised to hear of the closing as they have been aware of the situation and the attempts to increase the numbers to sustain the Facility's operations. Tealwood also has a debt on the facility that has to be paid. At the end of the day the Company can not continue to supplement the cost of the Facility and when the offer came to sell the beds, they took the offer as closing the facility will have costs as well. They have been working with families for relocation of the residents in other facilities, keeping in mind their community ties and distance. The closure is imminent even without the sale of the beds. The Company is requesting the support of the County to sell the 24 beds to help with the transition and closure cost. Tealwood would continue to operate the Supported Living Services (SLS) in Northome. In response to the question, the representative was not sure what number of long term care beds are needed in the County and that the State has a moratorium on adding beds so companies are required to buy available beds over adding new beds in the State. Blackduck does have a skilled nursing facility and to relocate the Northome residents there may require Blackduck to buy more beds. The Company has been in conversation with the Blackduck Facility managers. Demographics and community resources are shifting and assisted living has become the more affordable and cheaper means for long term care. The Representative stated that a Company did look at the Northome Facility and

thought it was a beautiful place. However, when they looked at the demographics, they were not interested in the Facility. The Facility's Administrator knows the Community is unhappy and wants something done to keep the Nursing Home but the numbers are not there to sustain it. In response to the question, if the 24 beds are not sold and the facility is closed, the beds are just gone. Board members expressed concern with the devastating impact this has on the Northome Community for the Facility residents, staff and community alike. Understanding there is a timeline for the sale of the beds, Board members were not comfortable with acting on the sale support today. They felt the full Board needs to be present and would like more information on the closure plan that would include more input and discussion with community representatives to lessen impacts if and where possible. Under State law, actual closure of a nursing home requires official notice to the County Human Services Director and closure procedures are followed.

2012/12-18 Motion by Ecklund, seconded by Hanson to table the request to support the sale of 24 beds from the Northome Skilled Nursing Facility as requested by Tealwood Care Centers for more information. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

2012/12-19 Motion by Adee, seconded by Ecklund to approve a contract with Ron Michaels Consulting, Inc. for the exploration of a Region 3 Child Support Electronic Document Management System as recommended by the Community Service Director and with funding available in the 2013 Department Budget. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

000 The Board Chair called for public comment at 6:25 p.m. Arden Barnes commented on the quality of the drinking water and need to sustain quality water tables in the County.

2012/12-20 Motion by Adee, seconded by Ecklund to adjourn the meeting at 6:29 p.m. Voting yes: McBride, Adee, Hanson, Ecklund. Motion carried.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director

REGULAR MEETING OF THE KOOCHICHING COUNTY BOARD OF
COMMISSIONERS

Held on Tuesday, December 18, 2012; 10:15 a.m.

MEMBERS PRESENT: Commissioners McBride, Adee, Hanson, Ecklund, Pavleck
MEMBERS ABSENT: None

OTHERS IN ATTENDANCE: Jaci Nagle, Dale Olson, Susan Congrave, Terry Murray, Ward Merrill, Doug Grindall, Bob Anderson, Commissioner Elect Wayne Skoe; Journal Reporter Laurel Beager and B93 Radio Reporter Randy Thoms

2012/12-21 Motion by Adee, seconded by Pavleck to approve the agenda with additions and deletions. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-22 Motion by Hanson, seconded by Ecklund to approve the minutes from the December 11, 2012 regular meeting with correction and addition of information for the Northome Nursing Home Closure review. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-23 Motion by Pavleck, seconded by Adee to approve the following 2013 temporary hires as recommended by the respective Department Head and Administration Director under County Policy: Sheriff Department: Transports – Charles Lessard, Richard Johnson, Duane Nelson, Daryl Waller; Jail Cook – Susan Schnick; Jury Bailiff – Lois Richards and Lori Lindberg; Veteran Transportation Drivers - Helen O'Brien, Harold Christianson, Ron Lahman, Ronald Jean, Robert Weum; Environmental Services/Transfer Station - Donald Zaren; County Recorder's Office – Sherrie Lessard. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-24 Motion by Hanson, seconded by Pavleck approving the 2013 County Budget gross levy at \$3,959,780 (1.5% increase from 2012). The 2013 proposed levy breakdown is as follows: General Revenue - \$2,017,889; Community Service - \$1,227,325; Public Health - \$103,000; Highway - \$518,284; Environmental Services - \$93,282. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-25 Motion by Ecklund, seconded by Adee authorizing the following designation of County Funds for the 2013 County Budget: \$111,114 for the 2013 General Revenue Fund Budget; \$1,636,330 (\$759,330 borrowed from reserves to be paid back by CSAH funding in 2015) for the 2013 Highway Budget; \$399,121 for the 2013 KCCS Budget; \$30,000 for the 2013 Health Budget; \$41,830 for the 2013 E.S. Budget; \$6,625 for the 2013 County Development Budget; \$52,035 for the 2013 Land and Forestry Budget; \$17,650 for the 2013 Wastewater Debt Service Budget. Motion further authorizes the Administration Director to commit and assign unrestricted fund balances in accordance with the State Auditor's guidelines and County Fund Balance Policy for cash flow, financing for a five year County budget plan and for long term County capital needs. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-26 Motion by Pavleck, seconded by Ecklund to adopt the 2013 Budget and Budget Plan in the amount of \$25,992,939 plus the 2013 Fund 02 and 13 Supplement Budget in the amount of \$429,758 for a grand total of \$26,422,697. Motion further adopts the following budget directives, effective immediately, and until such time as amended or terminated by the County Board in order to respond to anticipated Government aid or service cuts to the County:

- a. 2013 Budget remains open and subject to adjustments at any time to respond to funding cuts or other changes as a result of actions to balance the Federal and State Budget deficits.
- b. First half allocations paid to outside entities will be accompanied with a memo stating that should the County Budget face cuts in revenue or other situations that would cause a need to readjust the County Budget, second half allocations will be subject to further consideration.
- c. Department Heads are expected to manage a tight budget to allow for

further reduction of expenditures in the 2013 Budget to respond to revenue cuts or other situations that would cause a need to reduce the County Budget. This directive requires further review and approval of the County Board for all 2013 budgeted capital outlay or capital projects funded by County dollars. In addition, all capital outlay or projects to be funded by other revenue sources will not be purchased or started until the revenue source is secured with the County.

- d. Hiring Freeze: Understanding that vacant positions create hardship on department operations, the objective of the County Board in implementing the hiring freeze is to save dollars for the time the position remains vacant and to allow the opportunity to review service changes and reallocation of resources through attrition if the impact to the County as a result of the Federal and/or State Budget deficit requires adjustments at the County level. That as one means to control cost until the full impact of the Federal and State Budget Deficits to the County are known for both Calendar Years 2013 and 2014, to implement a County Hiring Freeze in which all vacant county positions will be froze for a period of six months before a request to fill the position will be heard; that should a Department Head submit a request to fill a position prior to the six month period, an absolute need to immediately fill the position must be demonstrated and must include the Department Head's consideration of temporary options. Not all vacant positions will be subject to the hiring freeze – case by case basis. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-27 Motion by Adee, seconded by Pavleck to approve the Memorandum of Agreement with the University of Minnesota Extension Service providing the County's funding share for a .5 FTE 4-H Program Coordinator, operating expense and Extension Committee expenses as set in the 2013 County Budget with approval contingent of availability of funding by either party to the Agreement as a result of the State's financial deficit. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-28 Motion by Adee, seconded by Ecklund that under the County Vehicle Policy to approve the 2013 County Mileage Reimbursement Rate at the IRS rate for personal vehicle mileage when county vehicles are not available at the worksite and 85% of the 2013 IRS rate for car pool usage charge to departments and for use of a personal vehicle when county vehicles are available at the employee's worksite. The 2013 IRS rate is 56.5 cents and it is understood that should the IRS adjust the rate in 2013, the County Board will adjust the Mileage Reimbursement Rate accordingly and will be effective the date of County Board approval. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-29 Motion by Adee, seconded by Hanson to approve payment of the Courthouse claims in the amount of \$25,294.15, to approve payment of the Highway claims in the amount of \$40,929.71, to approve payment of the Health claims in the amount of \$13,083.74, to approve payment of the Community Service Department financial and social service program claims and administrative claims as presented and to approve payment of Burial Case # 311109 in the amount of \$13.01. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-30 Motion by Hanson, seconded by Ecklund to approve sponsorship of existing snowmobile, ATV and cross country ski trails for maintenance grant agreements in the MN Trails Assistance Grant-In-Aid Program for Fiscal Year 2013 for the International Voyageurs Snowmobile Club, Ridgerunner Snowmobile Club and Polar Polers Ski Club covering the Blue Ox, Caldwell Brook and Lundstrom Trails, Hagerman, Voyageurs West and Loman Trails and the Tilson Ski Trail. Sponsorship by the County requires that a Club/County Agreement be in effect (Agreement on file in the Auditor-Treasurer's Office). As sponsor, the County is accountable to the State for expenditures charged to the State Grant-In-Aid program but sponsorship does not require financial support or liability for cost from the County. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-31 Motion by Ecklund, seconded by Pavleck authorizing the Board Chair and Administration Director signatures to the 2012 Agreement of Understanding with Hoffman, Dale and Swenson for the 2012 County audit. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-32 Motion by Hanson, seconded by Adee that effective January 1, 2013 acknowledging the resignation of James Palm from the Housing and Redevelopment Authority Board and to appoint Dennis Bush as his replacement as recommended by the Housing and Redevelopment Authority. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-33 Motion by Hanson, seconded by Ecklund to approve a revised MCIS Joint Powers Agreement as recommended by the Information Systems Manager and upon approval of the Agreement by the County Attorney. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 Commissioner Pavleck reviewed BWSR's Final Report to the Governor under Executive Order for Supporting and Strengthening Implementation of the State Wetland Policy. The Report provides recommendations to the Governor that would simplify the wetland process but still provide the protection of wetlands in the State. Referring to the report, it is recommended that BWSR analyze assuming the Federal CWA Section 404 authority that would greatly improve the wetland permitting process in the State with the intent that the Corps would still be involved in permitting major projects in the State. The report would also suggest a statewide mitigation of wetlands rather than by watershed to provide and protect wetlands where needed in the State. Commissioner Pavleck believes the Governor was looking for this direction but there is a lot of work required to get there. The Environmental Service Director agreed that there are a number of good things recommended in the final report that would greatly help wetland management in Koochiching County. The report was given to the Governor on Friday and recommendations if supported would come through legislative and/or rule making changes.

2012/12-34 Motion by Ecklund, seconded by Pavleck authorizing the Environmental Service Director to expend up to \$10,000 (\$6,000 quoted cost plus tax and cost for delivery of the trailers) for the purchase of two used semi trailers for storage and hauling of recycling with

funding available in the 2012 Department Budget. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Public Health Director reviewed the Department's Quarter 3 Financial and Statistical Report.

2012/12-35 Motion by Adee, seconded by Ecklund to renew the following Service Agreements for 2013 with no change as recommended by the Community Service Director and upon approval of the County Attorney: LSS Guardianship/Conservatorship, AEOA Employment and Training and AEOA Volunteer Driver. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-36 Motion by Ecklund, seconded by Adee to approve a grant award in the amount of \$1,044.00 from the Department of Human Services for statewide purchasing of LexisNexis Accurint for relative searches and notification for Adoption and Foster Care Recruitment services as recommended by the Community Service Director. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Backus Community Center Director reviewed the joint Community Café Project with the Falls Hunger Coalition to serve hot meals once a week under a mission statement of reducing hunger and building a stronger community. On January 23 the program will have been in operation for six weeks and if the participation continues at the level of 50 to 60 adults and children they will expand the program to two times a week. The program provides a walk in service with no questions asked and serves a good, hot and nutritious meal.

2012/12-37 Motion by Ecklund, seconded by Adee accepting the recommendation of the County Engineer to certify the final value for SAP 036-599-010 (Bridge 36531) with Redstone Construction Company in the amount of \$825,695.08 and CP 2012-03 (Birchdale Quarry blasting and crushing) with Bowman Construction Company in the amount of \$335,749.00. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-38 Motion by Hanson, seconded by Adee accepting the County Engineer's Annual County Bridge Inspection Certification with no change in postings recommended. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-39 Motion by Pavleck, seconded by Ecklund to approve a Lease Agreement as recommended by the County with the Birchdale Rural Fire Association for use of the County Highway Facility and property located in Birchdale for fire protection services effective January 1, 2013 and to authorize the County Board Chair's signature to said Lease Agreement. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

2012/12-40 Motion by Hanson, seconded by Ecklund to approve the employment separation of County Engineer Douglas Grindall effective April 1, 2013. Voting yes: McBride, Adee, Hanson, Ecklund, Pavleck. Motion carried.

000 The Board Chair called for public comment at 11:40 a.m. Mayor Elect Bob Anderson addressed the Board stating that the City is looking forward to working with the County Board.

000 The Board Chair adjourned the meeting at 11:45 a.m.

Brian McBride, Board Chair

Teresa Jaksa, Administration Director