

**Carlton County
Board of Commissioners
REGULAR SESSION - Rough Draft
Tuesday, December 9, 2015
5:00 p.m.**

The Carlton County Board of Commissioners met this 9th day of November, 2014, in Regular Session at the Carlton County Transportation Building.

Members present: Bodie, Brenner, Peterson and Proulx. Absent: Olean.

The meeting opened with The Pledge of Allegiance to the Flag.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to approve the Agenda as amended.

Motion by Peterson, seconded by Proulx, and carried by all yea votes to approve the Minutes of the November 24, 2014, Adjourned Board Meeting.

An Employee Service Award was presented as follows:

Joanne Erspamer Public Health and Human Services 10 Years

Cindy Haglin, Friends of Animals Humane Society Director, was present to provide additional information to the Board with regards to the annual funding/budgetary request by the Society.

A motion was made by Commissioner Proulx to set the 2015 funding for the Friends of Animals at \$55,000. The motion died due to a lack of a second to the motion.

Motion by Proulx, seconded by Peterson, and carried by all yea votes, except Olean, who was absent, to adopt the following resolution: (14-128)

BE IT RESOLVED to approve the following Carlton County Public Health and Human Services Service Provider Contracts and Addendums and authorize the Board Chairman, and Public Health and Human Services Director to execute these contracts/addendums:

The Center for Alcohol and Drug Treatment – Detox
Legal Aid Services of Northern Minnesota
Human Development Center

Motion by Bodie, seconded by Proulx, and carried by all yea votes to approve Foster Care and Child Care Activities as follows:

Child Care Renewals

Lisa Beaudot #18859058
Celia Gauthier #33469212
Loellen Swanson #33474623

Child Care Closings

Natalie Swanson #33551076
Alicia Ziebol #33484962

Foster Care Renewal

Sandra Hallback #33435724

Foster Care Closing

Lance & Candy Harju #33388420

New Foster Care Home

Adam & Beth Webb #34985964

Motion by Peterson, seconded by Proulx, and carried by all yea votes to approve the carryover of funds as follows:

\$5,753	SCORE Grant Funds	Waste Recycling (395)
\$1,606	SCORE Grant Funds (WLSSD)	Waste Recycling (395)
\$10,293	Aqua. Invas. Spec. Grant Funds	Water Plan (680)
\$1,526	CLIMB Theatre Education	Water Plan (680)
\$406	CLIMB Theatre Education	Water Plan (680)
\$11,986	2014 NRBG/ISTS Grant Funds	Water Plan (680)
\$11,515	2015 NRBG/ISTS Grant Funds	Water Plan (680)

Motion by Proulx, seconded by Peterson, and carried by all yea votes, except Olean, who was absent, to adopt the following resolution: (14-129)

WHEREAS, Minnesota Statutes 282 provides that certain types of tax forfeited land must be withheld from sale or conveyance, including those tax forfeited lands located on public waters; and

WHEREAS, Minnesota Statutes 282 further provides that the county that has jurisdiction over a tax forfeited parcel located on public waters may ask the Minnesota Legislature to pass a special law authorizing the sale or conveyance of a specific parcel

of tax forfeited land located on public water that otherwise must be withheld from sale or conveyance; and

WHEREAS, it has become desirous for Carlton County to offer for sale certain restricted parcels of tax forfeited land described as follows:

- Parcel 1 Northeast Quarter of Southwest Quarter
Section Twenty-five Township Forty-six Range Twenty-one
Carlton County PID Number 75-010-4010

- Parcel 2 Southeast Quarter of Southwest Quarter
Section Twenty-five Township Forty-six Range Twenty-one
Carlton County PID Number 75-010-4040

- Parcel 3 Northwest Quarter of Southwest Quarter
Section Four Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-0600

- Parcel 4 Southwest Quarter of Southwest Quarter
Section Four Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-0610

- Parcel 5 Southeast Quarter of Northeast Quarter
Section Nine Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-1460

- Parcel 6 Northeast Quarter of Southeast Quarter
Section Nine Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-1770

- Parcel 7 Northeast Quarter of Southwest Quarter
Section Twenty-one Township Forty-seven Range Eighteen
Carlton County PID Number 60-052-3780

- Parcel 8 All that part of the Northwest Quarter of Southeast Quarter which lies
Northwest of a line located 100 feet Northwest of the following described
line: Beginning at a point on the East line of Section Twenty-one, 641.74
feet South of the Northeast corner, thence Southwest 35 degrees, 28
minutes, 40 seconds, 5,000 feet and there terminating. Except a strip
which lies Southeast of the following described line: Beginning at a point
100 feet Northwest from point on above describe line, 2,289.56 feet
Southwest of point of beginning, thence Northeast to a point 125 feet
Northwest from point on said above described line, 2,039.56 feet
Southwest of point of beginning, thence Northeast and parallel with above
described line 500 feet, and there terminating.
Section Four Township Forty-seven Range Eighteen

Carlton County PID Number 60-052-3845

- Parcel 9 Southwest Quarter of Northeast Quarter
Section Twenty-nine Township Forty-seven Range Eighteen
Carlton County PID Number 39-020-0730
- Parcel 10 Southeast Quarter of Northeast Quarter, Except Interstate Highway 35
Section Twenty-nine Township Forty-seven Range Eighteen
Carlton County PID Number 39-020-0740
- Parcel 11 Southwest Quarter of Northwest Quarter
Section Thirty-two Township Forty-eight Range Eighteen
Carlton County PID Number 33-010-8220
- Parcel 12 Northeast Quarter of Northeast Quarter
Section Thirty-five Township Forty-seven Range Twenty-one
Carlton County PID Number 36-033-5580
- Parcel 13 Southwest Quarter of Northwest Quarter
Section Two Township Forty-six Range Twenty-one
Carlton County PID Number 75-010-0230

NOW, THEREFORE, BE IT RESOVLED, that pursuant to Minnesota Statutes 282.018, the Carlton County Board of Commissioners does hereby authorize and approve the County land Commissioner to seek special legislation for the sale of certain parcels of tax forfeited land described as follows:

- Parcel 1 Northeast Quarter of Southwest Quarter
Section Twenty-five Township Forty-six Range Twenty-one
Carlton County PID Number 75-010-4010
- Parcel 2 Southeast Quarter of Southwest Quarter
Section Twenty-five Township Forty-six Range Twenty-one
Carlton County PID Number 75-010-4040
- Parcel 3 Northwest Quarter of Southwest Quarter
Section Four Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-0600
- Parcel 4 Southwest Quarter of Southwest Quarter
Section Four Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-0610
- Parcel 5 Southeast Quarter of Northeast Quarter
Section Nine Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-1460

- Parcel 6 Northeast Quarter of Southeast Quarter
Section Nine Township Forty-seven Range Eighteen
Carlton County PID Number 60-026-1770
- Parcel 7 Northeast Quarter of Southwest Quarter
Section Twenty-one Township Forty-seven Range Eighteen
Carlton County PID Number 60-052-3780
- Parcel 8 All that part of the Northwest Quarter of Southeast Quarter which lies Northwest of a line located 100 feet Northwest of the following described line: Beginning at a point on the East line of Section Twenty-one, 641.74 feet South of the Northeast corner, thence Southwest 35 degrees, 28 minutes, 40 seconds, 5,000 feet and there terminating. Except a strip which lies Southeast of the following described line: Beginning at a point 100 feet Northwest from point on above describe line, 2,289.56 feet Southwest of point of beginning, thence Northeast to a point 125 feet Northwest from point on said above described line, 2,039.56 feet Southwest of point of beginning, thence Northeast and parallel with above described line 500 feet, and there terminating.
Section Four Township Forty-seven Range Eighteen
Carlton County PID Number 60-052-3845
- Parcel 9 Southwest Quarter of Northeast Quarter
Section Twenty-nine Township Forty-seven Range Eighteen
Carlton County PID Number 39-020-0730
- Parcel 10 Southeast Quarter of Northeast Quarter, Except Interstate Highway 35
Section Twenty-nine Township Forty-seven Range Eighteen
Carlton County PID Number 39-020-0740
- Parcel 11 Southwest Quarter of Northwest Quarter
Section Thirty-two Township Forty-eight Range Eighteen
Carlton County PID Number 33-010-8220
- Parcel 12 Northeast Quarter of Northeast Quarter
Section Thirty-five Township Forty-seven Range Twenty-one
Carlton County PID Number 36-033-5580
- Parcel 13 Southwest Quarter of Northwest Quarter
Section Two Township Forty-six Range Twenty-one
Carlton County PID Number 75-010-0230

Motion by Bodie, seconded by Peterson, and carried by all yea votes, except Olean, who was absent, to adopt the following resolution: (14-130)

BE IT RESOLVED to authorize entering into a Property Access Agreement by and between Carlton County and the State of Minnesota, acting through its Pollution Control Agency, whereby the County will allow the MPCA to install a groundwater monitoring well on property described as the Southeast Quarter of the Southeast Quarter, Section Nineteen, Township Forty-six, Range Twenty-one, Holyoke Township, Carlton County PID Number 48-020-3210.

BE IT FURTHER RESOLVED that the County Board Chairman and County Auditor are hereby authorized to execute any and all documents associated with this Agreement.

Motion by Proulx, seconded by Peterson, and carried by all yea votes, except Olean, who was absent, to adopt the following resolution: (14-131)

WHEREAS, the Fond du Lac Band of Lake Superior Chippewa would like to initiate a study to determine whether or not it is feasible to reintroduce elk to the 1837 and 1854 ceded territories in Eastern Minnesota, including portions of Carlton County; and

WHEREAS, the Carlton County Board of Commissioners has been apprised of said project.

NOW THEREFORE, BE IT RESOLVED that the Carlton County Board of Commissioners does hereby offer its support to the Fond du Lac Band on this Elk Reintroduction Project.

Motion by Bodie, seconded by Peterson, and carried by all yea votes, except Olean, who was absent, to adopt the following resolution: (14-132)

WHEREAS, Carlton County's transportation infrastructure has a direct impact on the county's economy and future economic development, and

WHEREAS, many of the Carlton County non-state aid highways are rapidly deteriorating to a very poor condition, and

WHEREAS, the funding for the Carlton County non-state aid highways is inadequate to make the necessary repairs and improvements, and

WHEREAS, the 2008 Minnesota State Legislature authorized a local option sales tax for transportation (Chapter 152), and the 2013 Minnesota State Legislature authorized counties to adopt the local option sales tax for transportation by resolution after holding a public hearing (Chapter 117, Article 3, Section 25, now incorporated into Minn. Stat. § 297A.993, Subd. 1); and

WHEREAS, the 2008 Minnesota State Legislature also authorized a \$20 per motor vehicle excise tax for vehicles purchased or acquired from any person engaged in the

business of selling motor vehicles at retail (Chapter 152), and the 2013 Minnesota State Legislature authorized counties to adopt the \$20 per motor vehicle excise tax by resolution after holding a public hearing (Chapter 117, Article 3, Section 25, now incorporated into Minn. Stat. § 297A.993, Subd. 1); and

WHEREAS, Chapter 117, Article 3, Section 26, Subd. 2 of the 2013 Session Laws (now incorporated into Minn. Stat. § 297A.993, Subd. 2) further requires that the proceeds of the tax be dedicated exclusively to payment of the capital cost of a specific transportation project or improvement designated by the County Board, and that the tax must terminate when revenues raised are sufficient to finance the project or improvement, and

WHEREAS, the Carlton County Board desires to implement the local option sales tax for transportation and have the State Department of Revenue collect the same; and

WHEREAS, the proceeds of such a tax must be spent on projects identified at the December 2, 2014 Public Hearing and attached as part of this resolution dated December 9, 2014 (See Exhibit A), and

WHEREAS, any additional projects to be considered for the county sales tax must be presented at a public meeting and included in a resolution passed by the Carlton County Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, that the Carlton County Board of Commissioners authorizes and implements a 0.5% sales tax as provided for in Minnesota Statutes beginning April 1, 2015, for the purpose of funding transportation improvements as identified in the attached list of Carlton County Highway Sales Tax Projects;

BE IT FURTHER RESOLVED, that the Carlton County Board of Commissioners authorizes an excise tax of \$20 per motor vehicle as provided for in Minnesota Statutes beginning April 1, 2015, to fund transportation improvements as identified in the attached list of Carlton County Highway Sales Tax Projects;

BE IT FURTHER RESOLVED, that the provisions of Minn. Stat. § 297A.99, Subdivisions 4, and 6 through 12, shall govern the imposition, administration, collection and enforcement of the tax;

BE IT FURTHER RESOLVED, that the Carlton County Board of Commissioners hereby directs the County Auditor to certify the tax to the Minnesota Department of Revenue for collection of the sales and excise tax on or before December 31, 2014.

Motion by Peterson, seconded by Proulx, and carried by all ye votes, except Olean, who was absent, to adopt the following resolution: (14-133)

WHEREAS, the City of Moose Lake wishes to apply for funding through the Local Road Improvement Program administered by the Minnesota Department of Transportation for a project to be known as the Moose Lake Local Road Revitalization Project; and

WHEREAS, the Moose Lake Local Road Revitalization Project would consist of the following three distinct roadway improvement projects within the City of Moose Lake: reconstruction of Earl Ellens Drive and the public access road to the Recycling Facility (Project A); reconstruction of 3rd Street from Trunk Highway (TH) 73 (Arrowhead Lane) to Elm Avenue (Project B); and reconstruction of South Kenwood Drive (Project C). Each roadway provides a critical connection for users within the Moose Lake community and surrounding region; and

WHEREAS, Project A includes reconstruction of Earl Ellens Drive and the public access road to the recycling facility which are two key roadways providing access from TH 73 (Arrowhead Lane) to several public facilities; and

WHEREAS, Project B includes reconstruction of a key roadway segment of 3rd Street which would improve access from TH 73 (Arrowhead Lane) to the downtown area of Moose Lake; and

WHEREAS, Project C includes reconstruction of a segment of South Kenwood Drive which is an important access route between TH 73 (Arrowhead Lane) and County State Aid Highway (CSAH) 61 as well as to Mercy Hospital; and

WHEREAS, these connections are important segments of the Moose Lake roadway network providing significant benefits to the community including access to key areas of the City from a major trunk highway; and

WHEREAS, each of the existing roadway connections are in very poor condition which decreases the vehicle safety of each; and

WHEREAS, each of these projects are approved for construction letting by June 2016; and

WHEREAS, the City of Moose Lake is not a State Aid City and is requesting Carlton County to act as the fiscal agent;

NOW, THEREFORE, BE IT RESOLVED that the Carlton County Board of Commissioners declares the above-described projects are supported, the submittal of the LRIP funding application is supported and Carlton County agrees to act as the fiscal agent for the City of Moose Lake.

BE IT FURTHER RESOLVED, that before LRIP funds are accepted by the city, an agency agreement between the city and county must be executed;

BE IT FURTHER RESOLVED, that among other things, the agency agreement will require the city to hire its own consulting engineer for design and construction oversight;

BE IT FURTHER RESOLVED, the agency agreement will require that the city be responsible for all future maintenance of the local road improvements.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the following Application for General Abatement:

No. 1744 Dale Smith Clear Creek Township Payable 2012

Motion by Proulx, seconded by Peterson, and carried by all yea votes to authorize the County Assessor to proceed with plans for the acquisition of Pictometry Intelligent Images at an amount of \$197,550.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to approve the increase in hours (from .5 FTE to .6 FTE) for a Public Health Nurse so as to include AED/CPR duties.

Motion by Bodie, seconded by Proulx, and carried by all yea votes to set a closed meeting to discuss labor negotiations following the close of regular business.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to table consideration of a proposed Agreement for Medical Examiner Services with Lakeland Pathology.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to authorize the reimbursement of up to \$300 to the various Veteran's organizations who performed 2014 Memorial Day Services.

Motion by Peterson, seconded by Proulx, and carried by all yea votes to approve an extension for a Medical Leave of Absence (through January 26, 2015) for a Transportation Department employee (5772).

The Regular Meeting closed at 8:35 p.m., to discuss labor negotiations and pending litigation. The meeting reconvened at 8:45 p.m.

Motion by Bodie, seconded by Proulx, and carried by all yea votes that this meeting be adjourned.

Attest: _____
Paul G. Gassert
County Auditor/Treasurer

Richard Brenner
County Board Chairperson

Exhibit A

PROPOSED CARLTON COUNTY HIGHWAY SALES TAX PROJECTS

Road #	Road Name	Location	Length (miles)	2010 Average Daily Traffic	Project Type
105		Blackhoof Twp; CSAH 5 to 500' west	0.2	125	Bituminous Resurfacing
107		Cloquet; CSAH 3(14th St) to Dead End	0.4	120	Bituminous Resurfacing
114	Lund Rd	Perch Lake Twp; CSAH 9 to CR 113	2.5	45	Grade & Bituminous Surface
114	Reservation Rd and Jarvi Rd	Cloquet; Brookston Rd to Lockling Rd	3.8	730	Grade, Raise & Bituminous Resurfacing
115	Airport Rd	Cloquet; CR 114 (Trettel) to CSAH 7	1.0	640	Bituminous Resurfacing
116	Stark Rd	Thomson Twp; CR 119(Crosby) to CSAH 1 (Canosia)	3.0	220	Bituminous Surfacing
117	Freeman Rd	Cloquet; CR 116 to N. County Line	1.0	440	Bituminous Resurfacing
119	Crosby Rd	Thomson Twp; CSAH 2 to CR 116	1.0	390	Bituminous Resurfacing
123	Eagle Lake Rd.	1 mi. SW of TH 73 to TH 73	1.0	300	Bituminous Resurfacing and Slope Stabilization
144		Boundary Rd to Gravel Section	1.4	250	Bituminous Resurfacing
149	Pacific Ave.(Wright)	CSAH 20(3rd St.) to CR 127(No. Finn Rd)	0.8	135	Bituminous Resurfacing
151	Jay Cooke Rd	TH 210(Jay Cooke State Park) to Palkie Rd	1.25	460	Upgrade
696	St. Louis River Rd	TH 33 to CSAH 1(Canosia Rd)	4.2	170	Minor Grading and Bituminous Surfacing

