

Carlton County
Board of Commissioners
*** **ADJOURNED SESSION** ***

Tuesday, May 26, 2020

4:00 p.m.

Carlton County Transportation Building

**Please Check the Carlton County Website
for Possible Remote Access Options**

A. Administrative

1. Roll Call
2. Pledge of Allegiance to the Flag
3. ** County Attorney's statement allowing remote participation due to peacetime emergency
4. Approve Agenda
5. Approve Minutes of the May 12, Regular Session
6. Visitors:
 - a.
 - b.
 - c.

B. Human Services

1. Financial
2. Personnel
3. Administrative
4. Social Services
5. Health Services
 - a. HRSA Grant Dental Services Letter of Support
6. Income Maintenance

7. Child Support & Collections
8. Commissioner's Comments

B. Human Services (continued)

9. Human Services Advisory Committee Comments
10. Case Action & Licensing of Foster and Day Care Homes

C. Zoning and Environmental Services

1. 2020 MMSC/DEMO/Recycling Hauler License
2. 2020 Facility License Renewals

D. Land and Building

1. Forest Certification discussion
2. Sealed Bid Timber Sale Results – Informational only
3. Changes to Soo Line Ordinance #14
4. Soo Pits Ordinance

E. Transportation

F. Public Safety

1. Appoint Marlyn Halvorson Emergency Management Director

G. Tax Matters

H. Administrative - Other

1. Consider application for Individual Septic Treatment System loan for Shanna Ralidak & Caine Davis
2. Accept April 2020 Expenditure Listing
3. Closed Session to Discuss Union Negotiations and Litigation
4. Consider Authorizing the Property Management Department to Sign Alarm Monitoring
5. Consider approving the Purchase of Archive Social Software
6. Consider approving 2021 Budget Policy Statement and Budget Direction
7. Consider approval of Mike Griehl Contract for Consulting services
8. Consider approval of Extension of ACT Team Lease
9. Consider Approval of the move of certain County Office to the former City Hall Building
10. Discussion of Status of Closure of County Buildings and Departmental Operations
11. Consideration of a Limited Hiring Freeze
12. Approve AMC HR Program Expenditure

I. Unorganized Township Matters

J. Commissioners Comments and Meetings Attended

K. Correspondence

1. Notice of proposed Tax Increment Financing District – City of Cloquet

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4. Consider Authorizing the Property Management Department to Sign Alarm Monitoring
5. Consider approving the Purchase of Archive Social Software
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I. Unorganized Township Matters

J. Commissioners Comments and Meetings Attended

K. Correspondence

1. Notice of proposed Tax Increment Financing District – City of Cloquet

MEMORANDUM OF UNDERSTANDING

Memorandum of Understanding for Temporary Transfer and Management of County Equipment to Carlton County Soil and Water Conservation District

The Carlton County Board (County) hereby authorizes the temporary transfer and management of the Brillion Seeder and the Interseeder (collectively referred to herein as "Seeders") to the Carlton County Soil and Water Conservation District Board of Directors (SWCD) at no cost and under the following conditions:

1. The use of the Seeders shall be consistent with their original design and application. (Attached hereto as Appendix 1).
2. The SWCD is authorized to manage the rental of the Seeders using their own staff or to rent the Seeders out for use through a qualified third party, with the expectation that this opportunity to manage the rental of the Seeders shall be posted for at least two weeks in a local newspaper and online to permit all qualified interested parties to submit a proposal for a contract for service. The SWCD will advertise for proposals and include in that advertisement the minimum requirements for provision of this service. The SWCD will notify the County of said posting. The SWCD shall collect and review all proposals and award the contract for service to the most qualified bidder.
3. That SWCD will keep both Seeders, continuously during the term of this memorandum of understanding or any extension thereof, insured against damage, theft, vandalism and malicious mischief for an aggregate amount equal to their fair market value and any money received from said insurance shall belong to the County as the owner of the Seeders; such policies shall be in a form satisfactory to County, and copies of such insurance policies or certificates thereof evidencing such coverage and that such insurance is payable to the County shall be furnished the County.
4. That SWCD shall carry General Liability Insurance in the amount of \$1,500,000 per occurrence for all damages arising out of bodily injuries to, or death of, any person, and shall include the County as a named insured and shall be in a form acceptable to the County. Copies thereof or appropriate insurance certificates shall be delivered to the County.
5. That SWCD agrees to defend, indemnify, and hold the County, employees and officials harmless from any claims, demands, actions or causes of action, including reasonable attorney's fees and expenses arising out of any act or omission on the part of SWCD or its subcontractors, partners or independent contractors or any of their agents or employees for or on account of any injury, loss or damage to the Seeders or to any person or property at any time.

6. Nothing in this Memorandum of Understanding shall cause the County in any way to be construed as partner, joint venture, or associated in any way with SWCD in the operation or use of said Seeders, or subject the County to any obligation, loss, charge, or expense connected with or arising from the operation or use of said Seeders or any part thereof.
7. The SWCD shall be responsible for ensuring that the Seeders are maintained in good working order.
8. The SWCD shall be responsible for ensuring that the successful bidder managing the rental of the Seeders makes reasonable efforts to rent the Seeders first to Carlton County residents and second to individuals living outside of Carlton County. The SWCD will be expected to put together and share with the County Board its plan for ensuring this provision is honored in full for the duration of this agreement.
9. The SWCD, their agents, and assigns are prohibited from selling, converting or otherwise transferring or divesting the County of their ownership interest in the Seeders without a written resolution of the County Board.
10. The SWCD shall update the County Board annually as to its adherence to the above-stated requirements, as well as a breakdown of the use of the Seeders both inside and outside the County, the revenues generated, and where those revenues flow.

This memo of understanding shall be in effect for five (5) years from the date of the last signature, below, at which time the possession of the Seeders shall revert to the County, unless this agreement is extend in writing and with County Board approval prior to expiration. Both the County and the SWCD are able to terminate this agreement upon 30 days' notice to the other party, at which time the Seeders will be returned to the County.

SIGNING PAGE

By _____
Carlton County
Marvin Bodie, Board Chair

Date _____

By _____
Carlton Soil Water Conservation District
Russel Kurhajetz, Board Chair

Date _____

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

C-1
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020
Via: Paul Gassert, County Auditor/Treasurer
From: Heather Cunningham, Zoning Administrator
Title of Item for Consideration: 2020 MMSW/DEMO/Recycling Hauler Licenses
Presenter: Heather Cunningham

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution (attached)
 Approve hauler licenses 2001-2098

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary

Annual licensing is required per Carlton County Solid Waste Ordinance #17. This is the annual license approval for mixed municipal solid waste, demolition waste and recycling for haulers that have customers within Carlton County boundaries.

Supporting Attachments

- 2020 hauler list

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Adopted December 8, 2015

Revised April 12, 2016

No.	Company	Trck #	Year	Vehicle Make	Vehicle Model	Capacity (Yds)	Axles	License #	Fee	Rct #
2001	A-1 Disposal	24	2004	Freightliner	Condor	18	2	YBM 5533	\$200.00	58527
2002	A-1 Disposal	22	2002	International	4900	25	3	YBL 6614		
2003	A-1 Disposal	39	2005	Freightliner	Condor	27	2	YBY 1454		
2004	A-1 Disposal	30	2005	Sterling	Condor	30	3	YBT 3209		
2005	A-1 Disposal	40	2002	Freightliner	FL 80	20	3	YBX 1453		
2006	A-1 Disposal	26	2002	Freightliner	Condor	18	2	YBN 8384		
2007	Carlton County Disposal	21	2001	Freightliner	FL 70	20	3	YBK 2461	\$150.00	58519
2008	Carlton County Disposal	22	2004	International	7400	25	3	YBJ 2027		
2009	Carlton County Disposal	52	2002	International	4300	12	2	YBL 6878		
2010	Carlton County Disposal	23	1994	International	4900	25	3	YAC 0261		
2011	Cloquet Sanitary Service	6	2006	Sterling	Acterra	11	2	YBH 8893	\$425.00	58490
2012	Cloquet Sanitary Service	17	2002	Freightliner	Condor	16	2	YBV 1800		
2013	Cloquet Sanitary Service	16	1996	Volvo	FE	18	2	YBP 1031		
2014	Cloquet Sanitary Service	1	2017	Freightliner	M2	18	3	YBU 4773		
2015	Cloquet Sanitary Service	2	2004	Freightliner	M2	20	3	YBN 8379		
2016	Cloquet Sanitary Service	14	2008	Freightliner	M2	18	3	YBT 3247		
2017	Cloquet Sanitary Service	21	2004	Sterling	Acterra	20	3	YBK 5635		
2018	Cloquet Sanitary Service	18	2001	Ford	F 550	Roll-off	2	YAN 4104		
2019	Cloquet Sanitary Service	15	2005	Ford	F 550	Roll-off	2	YBD 7968		
2020	Cloquet Sanitary Service	3	2017	Freightliner	M2	22	3	YBX 1866		
2021	Cloquet Sanitary Service	11	2000	Mack	RD 688s	Roll-off	4	YAG 4634		
2022	Cloquet Sanitary Service	8	2005	Mack	Granite	Roll-off	4	YAT 5537		
2023	Cloquet Sanitary Service	13	2007	Mack	Granite	Roll-off	4	YAX 5105		
2024	Cloquet Sanitary Service	102	2006	Peterbilt	Frontload	35	4	YBT 8396		
2025	Cloquet Sanitary Service	103	1993	GMC/White	Frontload	35	4	YBE 1036		
2026	Countryside Sanitation LLC		1997	International	Garbage Truck	13	2	YAU 1044		
2027	Countryside Sanitation LLC		2000	Sterling	Garbage Truck	20	2	YBL 2468		
2028	Countryside Sanitation LLC		1993	Ford	Roll-off Truck	N/A	3	YBL 2470		
2029	Countryside Sanitation LLC		2000	Sterling	Roll-off Truck	N/A	2	YBV 4491		
2030	Floodwood Services and Training Inc		2019	Ford	Transit		2	DMS 452	\$35.00	58543
2031	Heikes Garbage Inc	1	1999	Ford	F 550	10	2	YBK 5620	\$100.00	58505
2032	Heikes Garbage Inc	2	2000	Ford	F 650	13	3	YBW 1722		
2033	Mike's Sanitation Inc	05	2005	International	4400	18	3	YBE 4759	\$125.00	58509
2034	Mike's Sanitation Inc	97	1997	International	4700	11	2	YBV 2477		
2035	Mike's Sanitation Inc	96	1996	Chev	3500	6	2	YBZ 0073		
2036	Nordstrom's Sanitation LLC	4	1995	Lodal	LOD TK	20	3	YAU 5300	\$375.00	58484
2037	Nordstrom's Sanitation LLC	5	1993	International	4900 4x2	20	2	YBK 2453		
2038	Nordstrom's Sanitation LLC	6	1997	Chev Roll-off	CB GM4	4-6	2	YBW 3303		
2039	Nordstrom's Sanitation LLC	11	1985	Ford	CC Con	20	2	YBZ 0068		
2040	Nordstrom's Sanitation LLC	12	2004	International	7400 4x2	20	3	YSA 9980		
2041	Nordstrom's Sanitation LLC	13	2008	International	4700 SBA 4x2	20	3	YBM 0109		
2042	Nordstrom's Sanitation LLC	14	1991	Mack Roll-off	RD 690 S	10-25	3	YBB 2910		
2043	Nordstrom's Sanitation LLC	27	1993	International	4900 6x4	25	3	YBV 8738		
2044	Nordstrom's Sanitation LLC	29	1995	Lodal	LODA TK	20	3	YAK 4262		
2045	Nordstrom's Sanitation LLC	31	1991	Lodal	LODA TK	16	2	YAM 0060		
2046	Nordstrom's Sanitation LLC	33	1990	Lodal	LODL TK	16	2	YAN 2720		
2047	Nordstrom's Sanitation LLC	34	1994	WHGM	DS 999	30	3	YAM 0053		
2048	Nordstrom's Sanitation LLC	44	1998	Lodal	LOD Pk	20	3	YAW 6888		
2049	North State Services	126	1980	Ford	4800	20	3	YBD 4859	\$125.00	58492
2050	North State Services	226	1995	International	4900	20	3	YBD 4886		

2051	North State Services	526	1993	International	4900	20	3	YBD 6622		
2052	Veit Container Corp DBA Veit Disposal Systems	TK0238	2000	Sterling	Roll-off	40		PRY 4996	\$150.00	58528
2053	Veit Container Corp DBA Veit Disposal Systems	TK0327	2002	Sterling LT9513	Roll-off	40		3048 PRA		
2054	Veit Container Corp DBA Veit Disposal Systems	TK0341	2003	Sterling	Roll-off	40		0966 PRA		
2055	Veit Container Corp DBA Veit Disposal Systems	TK0590	2013	Mack GU813	Roll-off	40		PRZ 3936		
2056	SKB Environmental	101	2002	Mack	700	40	3	YBR 1647	\$350.00	58563
2057	SKB Environmental	102	2002	Mack	700	40	3	YBN 7242		
2058	SKB Environmental	104	2013	Mack	800	40	4	YBR 1646		
2059	SKB Environmental	105	2015	Mack	800	40	5	0904 PRA		
2060	SKB Environmental	106	1013	Freightliner	114	40	4	2318 PRA		
2061	SKB Environmental	201	2009	Kenworth	TR CON	Semi	3	YTD 5857		
2062	SKB Environmental	206	2015	Mack	600	Semi	3	PAN 4598		
2063	SKB Environmental	207	2015	Mack	600	Semi	3	YTD 5832		
2064	SKB Environmental	208	2015	Mack	600	Semi	3	PAN 4750		
2065	SKB Environmental	209	2014	Mack	600	Semi	3	YTD 5831		
2066	SKB Environmental	211	2014	Mack	600	Semi	3	YTD 5833		
2067	SKB Environmental	501	2008	Mack	Granite	16	5	YBW 0086		
2068	Waste Management	103952	2012	Autocar	ASL		3	YBN 3325		
2069	Waste Management	105315	2009	Freightliner	ASL		2	YBW 2610		
2070	Waste Management	105329	2013	Freightliner	ASL		3	PRZ 8398		
2071	Waste Management	103943	2012	Autocar	ASL		3	YBG 8235		
2072	Waste Management	103944	2012	Autocar	ASL		3	YBG 8237		
2073	Waste Management	105494	2016	Autocar	ASL		3	PRZ 9494		
2074	Waste Management	105495	2016	Autocar	ASL		3	PRZ 9495		
2075	Waste Management	105496	2016	Autocar	ASL		3	PRZ 9496		
2076	Waste Management	106034	2019	Autocar	ASL		3	3234 PRA		
2077	Waste Management	106035	2019	Autocar	ASL		3	3195 PRA		
2078	Waste Management	106204	2019	Autocar	ASL		3	YBW 4162		
2079	Waste Management	106411	2019	Autocar	FEL		4	5173 PRA		
2080	Waste Management	106412	2019	Autocar	FEL		4	5174 PRA		
2081	Waste Management	211836	2015	Autocar	FEL		4	YBT 4863		
2082	Waste Management	212531	2015	Mack	REL		2	PRZ 9378		
2083	Waste Management	213041	2018	Autocar	FEL		4	YBT 4869		
2084	Waste Management	214087	2019	Autocar	FEL		4	3409 PRA		
2085	Waste Management	214088	2019	Autocar	FEL		4	3410 PRA		
2086	Waste Management	214800	2019	Autocar	FEL		4	4603 PRA		
2087	Waste Management	214802	2019	Autocar	FEL		4	YBX 5226		
2088	Waste Management	311746	2007	International	SREL		3	PRZ 5506		
2089	Waste Management	312482	2013	Freightliner	REL		3	YBH 0291		
2090	Waste Management	312735	2017	Freightliner	REL		3	YBT 4856		
2091	Waste Management	313268	2019	Freightliner	REL		3	YBX 5227		
2092	Waste Management	313269	2019	Freightliner	REL		3	YBX 5232		
2093	Waste Management	411460	2007	Mack	Roll-off		4	2404 PRA		
2094	Waste Management	413927	2007	Sterling	SFEL		3	PRZ 9738		
2095	Waste Management	414514	2015	Mack	Roll-off		4	3020 PRA		
2096	Waste Management	414515	2015	Mack	Roll-off		4	PRZ 7726		
2097	Waste Management	416469	2019	Freightliner	Roll-off		4	YBX 5217		
2098	Waste Management	416477	2019	Freightliner	Roll-off		4	3988 PRA		

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

C-2
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Paul Gassert, County Auditor/Treasurer

From: Heather Cunningham

Title of Item for Consideration: 2020 Facility License Renewals

Presenter: Heather Cunningham, Zoning Administrator

Type of Action Requested (check all that apply)

Info only, no action requested at this time

Award contract or bid

Approve by resolution (attached)

Approve 2020 facility renewals F2001-F2004

Fiscal Impact (check all that apply)

Item included under current budget Yes No NA

Budget adjustment required Yes No NA

Reviewed by Finance Committee Yes No NA

Staffing Impact

Duties of a County employee(s) may be materially affected Yes No NA

Applicable job description(s) may require revision Yes No NA

Item may change the department's authorized staffing level Yes No NA

Reviewed by Human Resources Yes No NA

Other

Reviewed by other Committee, Board or Commission Yes No NA

If yes, what was their recommendation _____

Summary

These are the annual facility license renewals in Carlton County.

Supporting Attachments

2020 Facility Renewal List

Motion By _____ Seconded By _____

TO:

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Adopted December 8, 2015

Revised April 12, 2016

No.	Facility	Type	Fee
F2001	City of Cloquet	Yard/Waste Compost	N/C
F2002	Cloquet Riverside Recycling	Recycler	\$50.00
F2003	Nordstrom's Sanitation LLC	Recycler	\$50.00
F2004	SKB Cloquet Shamrock Landfill	Industrial/Demolition Landfill	\$100.00

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

D-1
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting May 26, 2020
Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer
From: Greg Bernu, Land Dept
Title of Item for Consideration: Forest Certification discussion
Presenter: Same

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
- Award contract or bid
- Approve by resolution
-

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
- Budget adjustment required Yes No NA
- Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
- Applicable job description(s) may require revision Yes No NA
- Item may change the department's authorized staffing level Yes No NA
- Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
- If yes, what was their recommendation _____

Summary

Supporting Attachments

- _____
- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Summary:

Discussion of results of forest certification survey and decision to move forward with status quo, drop one certification or drop both certifications.



CARLTON COUNTY

Land Department

1630 County Road 61 • Carlton, MN 55718

218-384-9179

Gregory J. Bernu, *Land Commissioner* • Mark P. Westphal, *Forester*

May 18, 2020

John Palmer

P.O. Box 226

Barnum MN 55707

Dear Mr. Palmer,

The Carlton County Land Department (CCLD) manages forestland that is dually certified by the Forest Stewardship Council (FSC) and the Sustainable Forestry Initiative (SFI) since 2009. With declines in stumpage prices, increasing operational costs, and markets declining, I was asked by the Carlton County Board to explore continuation of CCLD managed lands being certified. The three scenarios to explore are:

1. Maintain status quo of dual certification
2. Drop one of the certifications
3. Drop all certification

If the decision to be made indicates that CCLD lands should maintain dual certification, I will pass this cost onto the timber purchaser in the form of an increase in my base stumpage prices. There would be a minimum increase of \$1.50 per cord to cover the cost.

If the decision to be made to proceed forward only a single forest certifying body, which certificate would your company like to see us retain, FSC or SFI? Please circle your choice below.

FSC

SFI

If the decision is to be made to drop all certification, there would be no visible changes in our daily operations as the program in place would remain.

Please return this letter by May 22, 2020 with your choice of #1, #2 or #3 circled. If you opt for #2, please indicate preference to FSC or SFI. Also, please enclose any comments and questions or, contact me at 218.384.4287. Thank you.

Sincerely,

Gregory J Bernu

Carlton County Land Commissioner

"An Equal Opportunity Employer"

First	Last	Location	Address
Charlie	Blinn	Dept. of Forest Resources-U of M	1530 Cleveland Avenue North
John	Palmer		P.O. Box 226
Kevin	Peura		3325 County Road 131
Leino	Logging		3809 Gilbert Road
Rodney	Lund		1350 Middle Road
Kyle	Gill	Cloquet Forestry Center	175 University Road
Gerry	Aho		2674 South Finn Road
Futurewood	Corporation	c/o Quinton Finley	9676 North Kruger Road
Tom	Anderson		1459 Kalli Road
Carl	Aho		2611 South Finn Road
Ray	Higgins	MN Timber Producers Association	324 W. Superior Street, Suite 903
Justin	Salmela		36115 Pine Grove Lane
J & A	Logging		6737 Pacific Avenue
Brian	Bignall	Potlatch Land & Lumber LLC	50518 County Road 45
Krueger	Dirtwerx Inc.		2962 County Road 61
Jim	Parma	Bell Timber	P.O. Box 946
Christian	Nelson	Fond du Lac Forestry	1720 Big Lake Road
Brian	Gulseth	Louisiana Pacific Corp.	711 25th Avenue P.O. Box P
Roger	Suhonen		1472 West Island Lake
SAPPI	Fine Paper	c/o Gary Erickson	20 North 22nd Street
Automba	Trees		6999 Reed Lane
Hedstrom	Lumber Company		1504 Gunflint Trail
Paul	Agurkis	Verso Corporation	25809 Clara Avenue
Ken	Price	Price of Wild Fire Firewood	2715 Big Lake Road
Carlson	Timbe	Products Inc.	53778 Fir Lane
David	Timonen		2944 County Road 139

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

0-2
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting May 26, 2020
Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer
From: Greg Bernu Land Department
Title of Item for Consideration: Sealed Bid Timber Sale Results - informational Only
Presenter: Same

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
- Award contract or bid
- Approve by resolution
-

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
- Budget adjustment required Yes No NA
- Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
- Applicable job description(s) may require revision Yes No NA
- Item may change the department's authorized staffing level Yes No NA
- Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
- If yes, what was their recommendation _____

Summary

Supporting Attachments

- _____
- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Summary:

Results of May 14, 2020 Sealed Bid Timber Auction

Carlton County Land Department

Results of May 14th, 2020 Sealed Bid Timber Auction

Timber Auction Bidder Results

Tract #1	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	Futurewood Corp.	\$81,670.00	\$85,070.75	\$29.15	\$10.52

Tract #2	Bidder	Appraised value	Bid value	Aspen bid \$/cord	Red pine bolts \$/cord
Winning bid	Salmela Logging	\$12,461.50	\$18,236.50	\$43.00	\$48.00
	Palmer Logging		\$12,732.50	\$30.50	\$31.00

Tract #3	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	Leino Logging	\$4,500.00	\$6,544.80	\$13.68	\$4.68
	Palmer Logging		\$5,392.50	\$12.00	\$2.50

Tract #4	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	No bids	\$18,625.00	No bids	No bids	No bids

Tract #5	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	No bids	\$1,135.00	No bids	No bids	No bids

Tract #6	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	Gerry Aho	\$56,260.00	\$57,863.50	\$29.10	\$12.08
	Futurewood Corp.		\$57,429.65	\$28.57	\$12.26

Tract #7	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	Lund Logging	\$9,000.00	\$15,582.50	\$46.50	\$21.50
	Leino Logging		\$12,415.40	\$38.68	\$13.68
	Gerry Aho		\$11,555.50	\$36.82	\$11.00
	Roger Suhonen		\$10,685.50	\$32.90	\$12.60
	Timonen Forest Products		\$9,740.25	\$29.51	\$12.50
	Futurewood Corp.		\$9,456.80	\$29.42	\$10.51

Tract #8	Bidder	Appraised value	Bid value	Aspen bid \$/cord	NH bid \$/cord
Winning bid	Roger Suhonen	\$34,860.00	\$41,198.50	\$32.90	\$12.60
	Timonen Forest Products		\$37,724.25	\$30.01	\$12.01

Timber Auction Species Summary

Species	Cords sold	Value	\$/cord
Aspen	6,255	\$189,351.05	\$30.27
Northern hardwoods	2,505	\$30,192.80	\$12.05
Red pine pulp	90	\$211.50	\$2.35
Red pine bolts	90	\$4,320.00	\$48.00
Balsam fir	90	\$421.20	\$4.68
Total	9,030	\$224,496.55	

****One bidder rejected due to non-compliance of bidding process****

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

0-3
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting May 26, 2020
Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer
From: Greg Bernu Land Department
Title of Item for Consideration: Changes to Soo Line Ordinance #14
Presenter: Same

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary

Supporting Attachments

- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Summary:

Changes to Soo Line Trail Ordinance #14 cleaning up obsolete language, defining machines, defining periods of operations by machines and to set public hearing for June 22, 2020.

**SOO LINE TRAIL RULES AND SAFETY REGULATIONS
ORDINANCE #14
CARLTON COUNTY, MINNESOTA**

AN ORDINANCE PROVIDING FOR THE USE OF THE ABANDONED SOO LINE RAILROAD RIGHTS OF WAY WITHIN THE BOUNDARIES OF CARLTON COUNTY, MINNESOTA.

WHEREAS, Carlton County has purchased from the Soo Line Railway Company abandoned railway rights of way within its boundaries over and across premises described in Appendix A and Appendix B attached hereto; and

WHEREAS, at least 100 feet of width of said rights of way, being 50 feet on each side of the centerline of the former rail lines, is deemed to be necessary for the continued operation by the County of a recreational and commercial right of way facility; and

WHEREAS, it deemed advisable that all traffic of every kind of nature on said rights of way owned and operated by the County of Carlton as aforesaid should be regulated and managed to ensure the safety of the users of the said rights of way and of the general public and to protect and benefit the people, economy and natural resources of the County, allowing the most possible uses thereof.

NOW, THEREFORE, the County Board of Commissioners of Carlton County, Minnesota, does ordain as follows:

SECTION I. SHORT TITLE

This Ordinance shall be known as the Soo Line Trail Rules and Safety Regulations, Ordinance #14 and will be referred herein as "this Ordinance."

SECTION II. AUTHORITY

It is the intent and purpose of this Ordinance to establish certain rules and regulations for the operation, management and safety of the said abandoned Soo Line Railway Rights of Way within this County in accordance with all existing Minnesota Statutes, Rules and regulations.

SECTION III. JURISDICTION

The files and regulations herein governing the management and safety of the Soo line Railway Right of Way Trails shall apply to all of the 100 foot rights of way within Carlton County, Minnesota, except those sections of former right-of-way now designated as public roadways by action of the Carlton County Engineer and the Carlton County Board of Commissioners. (Amended 7-13-93)

SECTION IV. DEFINITION OF WORDS AND PHRASES

- A. VEHICLE: All-terrain vehicles as described by Minnesota Statutes, snowmobiles as described by Minnesota statutes, off-highway motorcycles as described by Minnesota statutes, bicycles and horse drawn vehicles.
- B. EMERGENCY EQUIPMENT: Crash, fire, rescue or police motor vehicles or

such other equipment as the county land commissioner may designate as necessary to safeguard and maintain the said rights of way.

- C. SERVICE, MAINTENANCE AND CONSTRUCTION EQUIPMENT:
Approved equipment normally operated for the construction, repair and maintenance of said rights of way.

SECTION V. AUTHORIZED USES WITHOUT PERMIT

The said right of way trails may be used in the following manners without special permits from the County:

- A. Recreational trail for pedestrians and for vehicles as defined herein, unless otherwise restricted by this Ordinance.
- B. Access to County lands for management purposes.
- C. Access road for fire protection and prevention.
- D. Access road for law enforcement and emergency purposes.

SECTION VI. AUTHORIZED USES, SPECIAL PERMITS REQUIRED

The said rights of way may be used in the following manners upon special permit only, which application and issuance is hereinafter provided for in this Ordinance:

- A. Access road for the harvesting, use and management of natural resources, such as timber, gravel, peat, minerals and other natural resources.
- B. Installation and maintenance of utilities, such as electric transmission lines, telephone communication lines, gas, oil and other transmission lines.
- C. Special events as are hereinafter described.
- D. For such other uses as may be subsequently approved by the County Board upon proper application.
- E. Access road for maintenance work on public drainage systems.
- F. Emergency alternate temporary public roadway.
- G. Roadway or farm crossings, when property on both sides of the right of way is owned or leased by the same owner, corporate or individual.

SECTION VII. UNAUTHORIZED USES

Under no circumstances should the rights of way governed by this Ordinance be used in the following manners:

- A. As a permanent public transportation route for normal highway traffic.
- B. As a permanent driveway or access to non-county administered lands.
- C. As a log landing or storage area.
- D. As a gravel, peat or mineral storage or processing area.
- E. As a dumping area for garbage, refuse, debris, equipment, slash, spoils, or other refuse of any kind, at any time.
- F. (Repealed).

G. By automobiles, trucks, dune buggies or other motorized vehicles not defined in Section IV (A) with engine displacement of 800 cubic centimeters or more and total dry weight of 1500 pounds or more.

Formatted: Widow/Orphan control

H. No person shall drink or consume an alcoholic beverage, distilled spirit or 3.2% malt liquor while operating any motor vehicle described in this Section when the vehicle is being used within the rights of way governed by this Ordinance. It shall also be unlawful for a person to have in possession, while operating any motor vehicle described in this Section, any bottle or receptacle containing an alcoholic beverage, distilled spirit or 3.2% malt liquor that has been opened, or the seal broken, or the contents of which have been partially removed.

I. During the Minnesota Big Game Firearms season outside permitted hours

J. During the active Snowmobile Trail Grooming Season

SECTION VIII. SPECIAL PERMITS

Special permits provided for in Section VI above for uses described in said Section VI, Subsections A, C, F and G for periods not to exceed five (5) years shall be issued at the discretion of the Carlton County Land Commissioner. Any Request for a special permit which is denied by the County Land commissioner may be appealed to the County Board for its consideration. (Amended 4-14-92)

Other special permits shall be issued at the discretion of the County Board upon the recommendation of the County Land Commissioner. The Land commissioner may at his discretion require a deposit, fee or use fee prior to issuance of a special use permit provided herein:

Said deposit or use fee may be utilized to assist in the defrayment of cost of repair of

any damage to the right of way caused by the use thereof by the special permittee, it be specifically provided that damages in excess of the amount of the damage deposit fee may be recovered by the County against the damaging user in appropriate civil litigation, injunctively or otherwise.

The said special use permit may also set forth special restrictions or conditions as to the time constraints for the utilization thereof or regular seasonal restrictions. Said permit may also set forth special restrictions as to the area upon the right of way which may be utilized by the special permittee so that multiple use for the trail may be continuously accomplished. Said permit may also set forth restrictions as to the size, type and weight of equipment to be driven or hauled upon the right of way. Said permit may also require temporary uses of signs by the permittee warning of the special use of the right of way for the protection of the regular recreational users. In the event that any of the conditions imposed by the special permit, or if any of the regulations imposed by this Ordinance are not followed and complied with by a user, the special permit to use the same may be immediately canceled and revoked upon written notice from the Land Commissioner to the permittee, and further use of the right of way after receipt of said notice by the permittee shall be considered to be in violation of this Ordinance. Upon reasonable request of the Land Commissioner or any of his agents or any law enforcement officer or his agents, a special permittee shall be required to display the special permit. Failure to do so upon such reasonable request shall be considered to be a violation of this Ordinance. (Amended 3-7-89).

SECTION IX. TRAIL PLOWING

At least three inches of snow must be left upon the surface of the right of way of the trails after plowing between December 1 and April 1 of each winter.

SECTION X. FIREARMS

No hunting or discharge of any firearm is permitted upon or across or over the rights of way.

SECTION XI. TRAIL SIGNS

The County Land Commissioner shall be responsible for the placement of signs upon the trails and their rights of way. In addition to directional and instructional signing there may exist on the Trails advertisement signs for businesses along the rights of way, provided that written permission is first obtained from the County Land Commissioner for the placement of the said sign and further provided that said signs are designed, constructed, placed and maintained in a uniform manner as provided by the Land Commissioner and further provided that said signs do not in any way adversely affect primary uses of the rights of way.

SECTION XII. FENCES

Owners of land adjacent to the rights of way may construct and maintain fences along the rights of way lines provided that said fences do not encroach upon the rights of way and provided that said fencing shall be at the sole expense of the adjacent land owner.

SECTION XIII. SAFETY

All traffic regulations applicable to highways and streets and trails within the State of Minnesota shall be applicable to the utilization to the rights of way; however, the County reserves the right to provide for more limited and stringent safety and traffic regulations upon the rights of way as it may deem in the public interest and safety. Unless otherwise posted, the maximum speed limit on the rights of way shall be 50 miles per hour.

SECTION XIV. SPECIAL EVENTS

Upon application and written permission granted by the County Land Commissioner the rights of way may be used for special events pursuant to special conditions and time constraints provided in the permit for events such as, including but not limited to, snowmobile races, dog sled races, bicycle races, etc.

SECTION XV. ENFORCEMENT

It shall be the duty of the Carlton County Land Commissioner to monitor the uses of the rights of way to ensure compliance with this ordinance. The Carlton County Sheriff's Department shall enforce all State laws and regulations and the terms of this ordinance upon said rights of way.

SECTION XVI. VIOLATION AND PENALTY

Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed \$700 and/or by imprisonment of not to exceed 90 days. These penalty provisions are in addition to any other remedy or action available in the law or as a matter of right to Carlton County.

SECTION XVII. VALIDITY

Should any section or provision of this ordinance be declared by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be unconstitutional or invalid.

SECTION XVIII. EFFECTIVE DATE

This Ordinance shall take effect and be enforced upon passage and publication.

APPENDIX A

A strip of land of varying width, being the former right of way and station ground property of the Soo Line Railroad Company's so-called Moose Lake to Schley branch line in Carlton County, Minnesota, beginning at the East line of the SE1/4-SE1/4 of Section 19, Township 46 North, Range 19 West, and extending in a northwesterly direction along said branch line to the west line of the NW1/4-SW1/4 of Section 30, Township 47 North, Range 21 West; said strip being of varying widths on each side of the centerline of said branch line as the same was constructed and located over and across the following:

Township 46 North, Range 19 West

E1/2-SE1/4, NW1/4-SE1/4, W1/2-NE1/4, NE1/4-NW1/4, Section 19
S1/2-SW1/4, NW1/4-SW1/4, Section 18

Township 46 North, Range 20 West

N1/2-SE1/4, NE1/4-SW1/4, S1/2-NW1/4, Section 13
E1/2-NE1/4, NW1/4-NE1/4, N1/2-NW1/4, Section 14
S1/2-SW1/4, Section 11
S1/2-SE1/4, NW1/4-SE1/4, N1/2-SW1/4, SW1/4-NW1/4, Section 10
S1/2-NE1/4, NW1/4-NE1/4, E1/2-NW1/4, NW1/4-NW1/4, Section 9
NE1/4-NE1/4, Section 8
S1/2-SE1/4, E1/2-SW1/4, NW1/4-SW1/4, Section 5
N1/2-SE1/4, SW1/4-NE1/4, S1/2-NW1/4, Section 6

Township 46 North, Range 21 West

E1/2-NE1/4, NW1/4-NE1/4, N1/2-NW1/4, Section 1
NE1/4-NE1/4, Section 2

Township 47 North, Range 21 West

S1/2-SE1/4, S1/2-SW1/4, NW1/4-SW1/4, Section 35
E1/2-SE1/4, NW1/4-SE1/4, N1/2-SW1/4, SW1/4-NW1/4, Section 34
S1/2-NE1/4, NW1/4, Section 33
N1/2-NE1/4, NE1/4-NW1/4, Section 32
S1/2-SW1/4, Section 29
S1/2-SE1/4, NW1/4-SE1/4, E1/2-SW1/4, NW1/4-SW1/4, Section 30; together with all hereditaments and appurtenances thereto.

APPENDIX B

A strip of land of varying width, being the former right of way, station ground and gravel pit property of the Soo Line Railroad Company's so-called superior to Brooten branch line in Carlton County, Minnesota, beginning at the south line of the SE1/4-SE1/4 of Section 35 and the south line of the SW1/4-SW1/4 of Section 36, both in Township 46N, Range 20W, and extending in a northeasterly direction along said branch line to the east line of the SE1/4-SW1/4 of Section 7, Township 47N, Range 15W; said strip being of varying widths on each side of the centerline of said branch line as the same was constructed and located over and across the following:

Township 46 North, Range 20 West

S1/2-SW1/4, NE1/4-SW1/4, NW1/4-SE1/4, S1/2-NE1/4, NE1/4-NE1/4, Section 36
SE1/4-SE1/4, Section 35

Township 46 North, Range 19 West

NW1/4-NW1/4, Section 31
S1/2-SW1/4, NE1/4-SW1/4, SE1/4-NW1/4, SW1/4-NE1/4, N1/2-NE1/4, Section 30
SE1/4-SE1/4, Section 19
S1/2-SW1/4, NE1/4-SW1/4, SW1/4-SE1/4, NW1/4-SE1/4, S1/2-NE1/4, NE1/4-NE1/4, Section 20
N1/2-NW1/4, NW1/4-NE1/4, S1/2-NE1/4, Section 21
N1/2-SW1/4, S1/2-SW1/4, Section 15 (gravel pit)
SE1/4-SE1/4, Section 16 (gravel pit)
NW1/4-NW1/4, SW1/4-NW1/4, N1/2-SW1/4, N1/2-SE1/4, SE1/4-NE1/4, Section 22
S1/2-NW1/4, S1/2-NE1/4, NE1/4-NE1/4, Section 23
N1/2-NW1/4, N1/2-NE1/4, Section 24
SE1/4-SE1/4, Section 13

Township 46 North, Range 18 West

S1/2-SW1/4, S1/2-SE1/4, N1/2-SE1/4, Section 18
N1/2-SW1/4, NW1/4-SE1/4, S1/2-NE1/4, Section 17
S1/2-NW1/4, NE1/4-NW1/4, N1/2-NE1/4, Section 16
N1/2-NW1/4, Section 15
S1/2-SW1/4, S1/2-SE1/4, NE1/4-SE1/4, Section 10
SW1/4-SW1/4, N1/2-SW1/4, N1/2-SE1/4, SE1/4-NE1/4, Section 11
S1/2-NW1/4, SW1/4-NE1/4, N1/2-NE1/4, Section 12

Township 46 North, Range 17 West

N1/2-NW1/4, Section 7
SE1/4-SW1/4, SW1/4-SE1/4, N1/2-SE1/4, SE1/4-NE1/4, Section 6
S1/2-NW1/4, NE1/4-NW1/4, NW1/4-NE1/4, Section 5

Township 47 North, Range 17 West

S1/2-SE1/4, NE1/4-SE1/4, Section 32

N1/2-SW1/4, SE1/4-NW1/4, SW1/4-NE1/4, N1/2-NE1/4, Section 33

**APPENDIX B
(CONTINUED)**

SE1/4-SE1/4, Section 28

S1/2-SW1/4, NE1/4-SW1/4, NW1/4-SE1/4, S1/2-NE1/4, NE1/4-NE1/4, Section 27

N1/2-NW1/4, Section 26

S1/2-SW1/4, SW1/4-SE1/4, N1/2-SE1/4, Section 23

N1/2-SW1/4, SE1/4-NW1/4, S1/2-NE1/4, Section 24

Township 47 North, Range 16 West

S1/2-NW1/4, NE1/4-NW1/4, SW1/4-NE1/4, N1/2-NE1/4, SE1/4-NE1/4, Section 19

NW1/4-NW1/4, S1/2-NW1/4, SW1/4-NE1/4, N1/2-SE1/4, Section 20

NW1/4-SW1/4, S1/2-SW1/4, S1/2-SE1/4, Section 21

S1/2-SW1/4, NE1/4-SW1/4, N1/2-SE1/4, SE1/4-NE1/4, Section 22

S1/2-NW1/4, N1/2-SW1/4, NW1/4-SE1/4, S1/2-NE1/4, NE1/4-NE1/4, Section 23

NW1/4-NW1/4, Section 24

S1/2-SW1/4, SW1/4-SE1/4, NE1/4-SW1/4, N1/2-SE1/4, SE1/4-NE1/4, Section 13

Township 47 North, Range 15 West

SW1/4-NW1/4, N1/2-NW1/4, Section 18

SE1/4-SW1/4, Section 7; together with all hereditaments and appurtenances thereto.

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

D-4
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting May 26, 2020
Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer
From: Greg Bernu Land Dept
Title of Item for Consideration: Soo Pits Ordinance
Presenter: same

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary

Supporting Attachments

- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Summary:

The Soo Pits are currently not defined by County Ordinance #14 which governs the Soo Line Trail. The Soo Pits are owned by Carlton County in Fee title and also include Tax Forfeited Land. This proposed Ordinance mirrors Ordinance #14, but with changes in defining the riding trails and areas, plus noting the ownership differences.
If plausible, schedule a public hearing to run concurrent with Ordinance #14 on June 22, 2020



SOO ~~LINE TRAIL PITS~~ RULES AND SAFETY REGULATIONS
ORDINANCE #~~XX~~14
CARLTON COUNTY, MINNESOTA

AN ORDINANCE PROVIDING FOR THE USE OF THE ~~ABANDONED~~ SOO LINE RAILROAD ~~RIGHTS-OF-WAY PITS~~ WITHIN THE BOUNDARIES OF CARLTON COUNTY, MINNESOTA.

WHEREAS, Carlton County has purchased from the Soo Line Railway Company abandoned railway ~~rights-of-way within its gravel pits and manages Tax-Forfeited lands within~~ boundaries over and across premises described in Appendix A ~~and Appendix B~~ attached hereto; and

WHEREAS, ~~where pertinent~~, at least 100 feet of width of said rights of way, being 50 feet on each side of the centerline of the former rail lines, is deemed to be necessary for the continued operation by the County of a recreational and commercial right of way facility; and

WHEREAS, it deemed advisable that all traffic of every kind of nature on said rights of way owned and operated by the County of Carlton as aforesaid should be regulated and managed to ensure the safety of the users of the said rights of way and of the general public and to protect and benefit the people, economy and natural resources of the County, allowing the most possible uses thereof.

NOW, THEREFORE, the County Board of Commissioners of Carlton County, Minnesota, does ordain as follows:

SECTION I. SHORT TITLE

This Ordinance shall be known as the Soo ~~Line Trail Pits~~ Rules and Safety Regulations, Ordinance #~~14-XX~~ and will be referred herein as "this Ordinance."

SECTION II. AUTHORITY

It is the intent and purpose of this Ordinance to establish certain rules and regulations for the operation, management and safety of the said abandoned Soo Line Railway ~~Rights-of-Way Gravel Pits~~ within this County in accordance with all existing Minnesota Statutes, Rules and regulations.

SECTION III. JURISDICTION

The files and regulations herein governing the management and safety of the Soo line Railway Right of Way Trails shall apply to all of the 100 foot rights of way within Carlton County, Minnesota, except those sections of former right-of-way now designated as public roadways by action of the Carlton County Engineer and the Carlton County Board of Commissioners. (Amended 7-13-93)

SECTION IV. DEFINITION OF WORDS AND PHRASES

- A. **VEHICLE:** All-terrain vehicles as described by Minnesota Statutes, snowmobiles as described by Minnesota statutes, off-highway motorcycles as described by Minnesota statutes, bicycles and horse drawn vehicles.

- B. EMERGENCY EQUIPMENT: Crash, fire, rescue or police motor vehicles or

such other equipment as the county land commissioner may designate as necessary to safeguard and maintain the said rights of way.

- C. SERVICE, MAINTENANCE AND CONSTRUCTION EQUIPMENT:
Approved equipment normally operated for the construction, repair and maintenance of said rights of way.

SECTION V. AUTHORIZED USES WITHOUT PERMIT

special permits
The said right of way and gravel pit trails may be used in the following manners without from the County:

- A. Recreational trail for pedestrians and for vehicles as defined herein between the hours of 9 AM and 8 PM local time, unless otherwise restricted by this Ordinance.
- B. Access to County lands for management purposes.
- C. Access road for fire protection and prevention.
- D. Access road for law enforcement and emergency purposes.

SECTION VI. AUTHORIZED USES, SPECIAL PERMITS REQUIRED

permit
The said rights of way and gravel pit may be used in the following manners upon special only, which application and issuance is hereinafter provided for in this Ordinance:

- A. Access road for the harvesting, use and management of natural resources, such as timber, gravel, peat, minerals and other natural resources.
- B. Installation and maintenance of utilities, such as electric transmission lines, telephone communication lines, gas, oil and other transmission lines.
- C. Special events as are hereinafter described.
- D. For such other uses as may be subsequently approved by the County Board upon proper application.
- E. Access road for maintenance work on public drainage systems.
- F. Emergency alternate temporary public roadway.

- G. Roadway or farm crossings, when property on both sides of the right of way is owned or leased by the same owner, corporate or individual.

SECTION VII. UNAUTHORIZED USES

Under no circumstances should the rights of way governed by this Ordinance be used in the following manners:

- A. As a permanent public transportation route for normal highway traffic.
- B. As a permanent driveway or access to non-county administered lands.
- C. As a log landing or storage area.
- D. As a gravel, peat or mineral storage or processing area.
- E. As a dumping area for garbage, refuse, debris, equipment, slash, spoils, or other refuse of any kind, at any time.
- F. (Repealed).
- G. By automobiles, trucks, dune buggies or other motorized vehicles ~~not defined in Section IV (A) with engine displacement of 800 cubic centimeters or more and total dry weight of 1500 pounds or more.~~ Formatted: Widow/Orphan control
- H. No person shall drink or consume an alcoholic beverage, distilled spirit or 3.2% malt liquor while operating any motor vehicle described in this Section when the vehicle is being used within the rights of way governed by this Ordinance. It shall also be unlawful for a person to have in possession, while operating any motor vehicle described in this Section, any bottle or receptacle containing an alcoholic beverage, distilled spirit or 3.2% malt liquor that has been opened, or the seal broken, or the contents of which have been partially removed.
- I. ~~During the Minnesota Big Game Firearms season outside permitted hours~~
- J. ~~During the active Snowmobile Trail Grooming Season~~
- K. ~~Motorized travel off designated trails or outside Open Riding area (See Attachment B)~~

SECTION VIII. SPECIAL PERMITS

Special permits provided for in Section VI above for uses described in said Section VI, Subsections A, C, F and G for periods not to exceed five (5) years shall be issued at the discretion of the Carlton County Land Commissioner. Any Request for a special permit which is denied by the County Land commissioner may be appealed to the County Board

for its consideration. (Amended 4-14-92)

Other special permits shall be issued at the discretion of the County Board upon the recommendation of the County Land Commissioner. The Land commissioner may at his discretion require a deposit, fee or use fee prior to issuance of a special use permit provided herein:

Said deposit or use fee may be utilized to assist in the defrayment of cost of repair of any damage to the right of way caused by the use thereof by the special permittee, it be specifically provided that damages in excess of the amount of the damage deposit fee may be recovered by the County against the damaging user in appropriate civil litigation, injunctively or otherwise.

The said special use permit may also set forth special restrictions or conditions as to the time constraints for the utilization thereof or regular seasonal restrictions. Said permit may also set forth special restrictions as to the area upon the right of way which may be utilized by the special permittee so that multiple use for the trail may be continuously accomplished. Said permit may also set forth restrictions as to the size, type and weight of equipment to be driven or hauled upon the right of way. Said permit may also require temporary uses of signs by the permittee warning of the special use of the right of way for the protection of the regular recreational users. In the event that any of the conditions imposed by the special permit, or if any of the regulations imposed by this Ordinance are not followed and complied with by a user, the special permit to use the same may be immediately canceled and revoked upon written notice from the Land Commissioner to the permittee, and further use of the right of way after receipt of said notice by the permittee shall be considered to be in violation of this Ordinance. Upon reasonable request of the Land Commissioner or any of his agents or any law enforcement officer or his agents, a special permittee shall be required to display the special permit. Failure to do so upon such reasonable request shall be considered to be a violation of this Ordinance. (Amended 3-7-89).

SECTION IX. TRAIL PLOWING

At least three inches of snow must be left upon the surface of the right of way of the trails after plowing between December 1 and April 1 of each winter.

SECTION X. FIREARMS

No hunting or discharge of any firearm is permitted upon or across or over the rights of way.

SECTION XI. TRAIL SIGNS

The County Land Commissioner shall be responsible for the placement of signs upon the trails and their rights of way. In addition to directional and instructional signing there may exist on the Trails advertisement signs for businesses along the rights of way, provided that written permission is first obtained from the County Land Commissioner for the placement of the said sign and further provided that said signs are designed, constructed, placed and maintained in a uniform manner as provided by the Land Commissioner and further provided

that said signs do not in any way adversely affect primary uses of the rights of way.

SECTION XII. FENCES

Owners of land adjacent to the rights of way may construct and maintain fences along the rights of way lines provided that said fences do not encroach upon the rights of way and provided that said fencing shall be at the sole expense of the adjacent land owner.

SECTION XIII. SAFETY

All traffic regulations applicable to highways and streets and trails within the State of Minnesota shall be applicable to the utilization to the rights of way; however, the County reserves the right to provide for more limited and stringent safety and traffic regulations upon the rights of way as it may deem in the public interest and safety. Unless otherwise posted, the maximum speed limit on the rights of way shall be 50 miles per hour.

SECTION XIV. SPECIAL EVENTS

Upon application and written permission granted by the County Land Commissioner the rights of way may be used for special events pursuant to special conditions and time constraints provided in the permit for events such as, including but not limited to, snowmobile races, dog sled races, bicycle races, etc.

SECTION XV. ENFORCEMENT

It shall be the duty of the Carlton County Land Commissioner to monitor the uses of the rights of way to ensure compliance with this ordinance. The Carlton County Sheriff's Department shall enforce all State laws and regulations and the terms of this ordinance upon said rights of way.

SECTION XVI. VIOLATION AND PENALTY

Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed \$700 and/or by imprisonment of not to exceed 90 days. These penalty provisions are in addition to any other remedy or action available in the law or as a matter of right to Carlton County.

SECTION XVII. VALIDITY

Should any section or provision of this ordinance be declared by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be unconstitutional or invalid.

SECTION XVIII. EFFECTIVE DATE

This Ordinance shall take effect and be enforced upon passage and publication.

APPENDIX A

A strip of land of varying width, being the former right of way and station ground property of the Soo Line Railroad Company's so-called Moose Lake to Schley branch line in Carlton County, Minnesota, beginning at the East line of the SE1/4 SE1/4 of Section 19, Township 46 North, Range 19 West, and extending in a northwesterly direction along said branch line to the west line of the NW1/4 SW1/4 of Section 30, Township 47 North, Range 21 West; said strip being of varying widths on each side of the centerline of said branch line as the same was constructed and located over and across the following: The Soo Pits are defined as those County Fee and Tax Forfeit lands identified lying within:

Township 46 North, Range 19 West

E1/2 SE1/4, NW1/4 SE1/4, W1/2 NE1/4, NE1/4 NW1/4, Section 19

S1/2 SW1/4, NW1/4 SW1/4, Section 18

Section 15:

NE1/4 SE1/4 EX INTER 35 R/W DOCKET 202585

NW1/4 SE1/4 DOCKET 202585

SW1/4 SE1/4 DOCKET 202585

SE1/4 SE1/4 EX INTER 35 R/W DOCKET 202585

PT OF NE1/4 SW1/4 DOCKET 281274

NW1/4 OF SW1/4 E OF MOOSE RIVER EX N 150 FT DOCKET 281274

SW1/4 SW1/4 DOCKET 281274

SE1/4 SW1/4 DOCKET 281274

Section 16:

SE1/4 SE1/4 EX BEG AT NE COR TH SW TO PT ON W LINE WHICH IS 720 FT S OF NW COR TH N ON W LINE TO HY 61 TH NE ALG HY 61 TO N LINE TH E TO BEG EX RY & SUBJ TO HWY 61 EASE DOCKET 281274

Section 21:

PT OF SE1/4 NE1/4 LYING BETWEEN HIDDEN ACRES PLAT AND THE MAINLIN OF THE SOO LINE RR

Section 22:

NW1/4 NW1/4 BK 1 PG 29

PT OF SW1/4 NW1/4 AND NW1/4 OF SW1/4 N & E OF RR R OF W EXCPT MINERAL INTEREST & A STRIP OF LAND 100 FT IN WIDTH BEING FORMER SOO LN RR RUN ACROSS SW1/4 OF NW1/4 AND THE NW1/4 OF SW1/4

THAT PART OF NE1/4 OF SW1/4 LYING NORTHERLY OF SOUTH R/W LINE OF FORMER SOO LINE RR EXCEPT MINERAL INTEREST DOCKET 281274

Township 46 North, Range 20 West

N1/2 SE1/4, NE1/4 SW1/4, S1/2 NW1/4, Section 13
E1/2 NE1/4, NW1/4 NE1/4, N1/2 NW1/4, Section 14
S1/2 SW1/4, Section 11
S1/2 SE1/4, NW1/4 SE1/4, N1/2 SW1/4, SW1/4 NW1/4, Section 10
S1/2 NE1/4, NW1/4 NE1/4, E1/2 NW1/4, NW1/4 NW1/4, Section 9
NE1/4 NE1/4, Section 8
S1/2 SE1/4, E1/2 SW1/4, NW1/4 SW1/4, Section 5
N1/2 SE1/4, SW1/4 NE1/4, S1/2 NW1/4, Section 6

Township 46 North, Range 21 West

E1/2 NE1/4, NW1/4 NE1/4, N1/2 NW1/4, Section 1
NE1/4 NE1/4, Section 2

Township 47 North, Range 21 West

S1/2 SE1/4, S1/2 SW1/4, NW1/4 SW1/4, Section 35
E1/2 SE1/4, NW1/4 SE1/4, N1/2 SW1/4, SW1/4 NW1/4, Section 34
S1/2 NE1/4, NW1/4, Section 33
N1/2 NE1/4, NE1/4 NW1/4, Section 32
S1/2 SW1/4, Section 29
S1/2 SE1/4, NW1/4 SE1/4, E1/2 SW1/4, NW1/4 SW1/4, Section 30; together with all hereditaments and appurtenances thereto.

APPENDIX B

A strip of land of varying width, being the former right of way, station ground and gravel pit property of the Soo Line Railroad Company's so-called superior to Dooten branch line in Carlton County, Minnesota, beginning at the south line of the SE1/4 SE1/4 of Section 35 and the south line of the SW1/4 SW1/4 of Section 36, both in Township 46N, Range 20W, and extending in a northeasterly direction along said branch line to the east line of the SE1/4 SW1/4 of Section 7, Township 47N, Range 15W; said strip being of varying widths on each side of the centerline of said branch line as the same was constructed and located over and across the following:

Township 46 North, Range 20 West

S1/2 SW1/4, NE1/4 SW1/4, NW1/4 SE1/4, S1/2 NE1/4, NE1/4 NE1/4, Section 36
SE1/4 SE1/4, Section 35

Township 46 North, Range 19 West

NW1/4 NW1/4, Section 31
S1/2 SW1/4, NE1/4 SW1/4, SE1/4 NW1/4, SW1/4 NE1/4, N1/2 NE1/4, Section 30
SE1/4 SE1/4, Section 19
S1/2 SW1/4, NE1/4 SW1/4, SW1/4 SE1/4, NW1/4 SE1/4, S1/2 NE1/4, NE1/4 NE1/4, Section 20
N1/2 NW1/4, NW1/4 NE1/4, S1/2 NE1/4, Section 21
N1/2 SW1/4, S1/2 SW1/4, Section 15 (gravel pit)
SE1/4 SE1/4, Section 16 (gravel pit)
NW1/4 NW1/4, SW1/4 NW1/4, N1/2 SW1/4, N1/2 SE1/4, SE1/4 NE1/4, Section 22
S1/2 NW1/4, S1/2 NE1/4, NE1/4 NE1/4, Section 23
N1/2 NW1/4, N1/2 NE1/4, Section 24
SE1/4 SE1/4, Section 13

Township 46 North, Range 18 West

S1/2 SW1/4, S1/2 SE1/4, N1/2 SE1/4, Section 18
N1/2 SW1/4, NW1/4 SE1/4, S1/2 NE1/4, Section 17
S1/2 NW1/4, NE1/4 NW1/4, N1/2 NE1/4, Section 16
N1/2 NW1/4, Section 15
S1/2 SW1/4, S1/2 SE1/4, NE1/4 SE1/4, Section 10
SW1/4 SW1/4, N1/2 SW1/4, N1/2 SE1/4, SE1/4 NE1/4, Section 11
S1/2 NW1/4, SW1/4 NE1/4, N1/2 NE1/4, Section 12

Township 46 North, Range 17 West

N1/2 NW1/4, Section 7
SE1/4 SW1/4, SW1/4 SE1/4, N1/2 SE1/4, SE1/4 NE1/4, Section 6
S1/2 NW1/4, NE1/4 NW1/4, NW1/4 NE1/4, Section 5

Township 47 North, Range 17 West

S1/2 SE1/4, NE1/4 SE1/4, Section 32
N1/2 SW1/4, SE1/4 NW1/4, SW1/4 NE1/4, N1/2 NE1/4, Section 33

**APPENDIX B
(CONTINUED)**

SE1/4 SE1/4, Section 28
S1/2 SW1/4, NE1/4 SW1/4, NW1/4 SE1/4, S1/2 NE1/4, NE1/4 NE1/4, Section 27
N1/2 NW1/4, Section 26
S1/2 SW1/4, SW1/4 SE1/4, N1/2 SE1/4, Section 23
N1/2 SW1/4, SE1/4 NW1/4, S1/2 NE1/4, Section 24

Township 47 North, Range 16 West

~~S1/2 NW1/4, NE1/4 NW1/4, SW1/4 NE1/4, N1/2 NE1/4, SE1/4 NE1/4, Section 19
NW1/4 NW1/4, S1/2 NW1/4, SW1/4 NE1/4, N1/2 SE1/4, Section 20
NW1/4 SW1/4, S1/2 SW1/4, S1/2 SE1/4, Section 21
S1/2 SW1/4, NE1/4 SW1/4, N1/2 SE1/4, SE1/4 NE1/4, Section 22
S1/2 NW1/4, N1/2 SW1/4, NW1/4 SE1/4, S1/2 NE1/4, NE1/4 NE1/4, Section 23
NW1/4 NW1/4, Section 24
S1/2 SW1/4, SW1/4 SE1/4, NE1/4 SW1/4, N1/2 SE1/4, SE1/4 NE1/4, Section 13~~

Township 47 North, Range 15 West

~~SW1/4 NW1/4, N1/2 NW1/4, Section 18
SE1/4 SW1/4, Section 7; together with all hereditaments and appurtenances thereto.~~

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

<u> F-1 </u>
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting May 26, 2020
Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer
From: Kelly Lake
Title of Item for Consideration: Appoint Marlyn Halvorson Emergency Management Director
Presenter: Kelly Lake

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary

According to Minnesota Statute 12.25, the County Board must appoint the County Emergency Management Director. As has been done in the past and according to the position description, this position will work under the direction of the Sheriff.
Requesting to have official appointment of Marlyn Halvorson to the position of Carlton County Emergency Management Director.

Supporting Attachments

-

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Adopted December 8, 2015

Revised November 28, 2016

12.25 LOCAL ORGANIZATIONS; DIRECTORS, DUTIES.

Subdivision 1. Political subdivisions; director, responsibilities. Each political subdivision shall establish a local organization for emergency management in accordance with the state emergency management program, but no town shall establish a local organization for emergency management without approval of the state director. Each local organization for emergency management must have a director appointed forthwith: in a city by the mayor, in a town by the town board, and for a public corporation organized and existing under sections 473.601 to 473.679 by its governing body. The local director is directly responsible for the organization, administration, and operation of the local organization for emergency management, subject to the direction and control of the local governing body.

Subd. 2. Counties; director, responsibilities. (a) Each county emergency management organization must have a director and one or more deputy directors. They must be appointed by the county board.

(b) A county organization for emergency management has jurisdiction throughout the county outside of a city or of a town that has a local emergency management organization.

(c) In addition to the other powers granted by this subdivision, county organizations shall:

(1) coordinate the activities of and may assist in the training of emergency management organizations of political subdivisions throughout the county;

(2) plan for the emergency operations of county government in cooperation with the county attorney, who shall give legal advice to the county organization, and with other appropriate county government officials and private sector representatives;

(3) acquire equipment necessary in connection with these activities; and

(4) expend funds provided by the county board out of general revenue funds for such purposes.

Subd. 3. Territorial limits. Each local and county organization for emergency management shall perform emergency management functions within the territorial limits of the political subdivision within which it is organized and, in addition, shall conduct these functions outside of its territorial limits as may be required pursuant to sections 12.23, 12.27, and 12.32 or any other applicable law.

Subd. 4. [Repealed, 1979 c 65 s 3]

Subd. 5. Common organization agreements. With approval of the state director, two or more political subdivisions may enter into agreements determining the boundaries of the geographic areas of their respective emergency management responsibilities or providing for a common emergency management organization, which for the purposes of this chapter must be a local emergency management organization.

History: 1951 c 694 s 205; 1957 c 626 s 1; 1959 c 459 s 1; 1963 c 678 s 2; 1965 c 660 s 2,3; 1973 c 123 art 5 s 7; 1Sp1981 c 4 art 1 s 3; 1996 c 344 s 14

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H - 1
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting 5-26-2020

Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer

From: Kathryn Kortuem

Title of Item for Consideration: Application for Individual Septic Treatment System (ISTS) loan for Shanna Ralidak & Caine Davis

Presenter: Kathryn Kortuem

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
- Award contract or bid
- Approve by resolution
-

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
- Budget adjustment required Yes No NA
- Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
- Applicable job description(s) may require revision Yes No NA
- Item may change the department's authorized staffing level Yes No NA
- Reviewed by Human Resources Yes No NA

Other

Reviewed by other Committee, Board or Commission Yes No NA

If yes, what was their recommendation _____

Summary

Shanna Ralidak and Caine Davis - City of Cloquet - loan amount of \$11,500

Supporting Attachments

- _____
- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated



501 Brookston Rd • Cloquet, Minnesota 55720
Phone: 218-879-1730 • Cell: 218-940-4429

Proposal

Shanna Ralidiak
1523 Airport Rd.
Cloquet, MN 55720

218-966-2737

May 14, 2020

.....
Job Name: 3 Bedroom Pressure Bed Sewer System

System to include: Permit Design, 4' sch 40 pipe, 1500 gallon combo tank (1000 gallon septic, 500 gallon pump chamber), 380 sq. ft. absorption area, effluent pump, red light alarm system, pipe from pump chamber to rock bed, clean sand, rock, distribution manifold, distribution pipes, clean outs (end of laterals), geo-tex tile fabric, inspection pipes, necessary lid risers, and labor.

Sewer system will be built as per code, meeting Carlton County Environmental Services and State of Minnesota requirements.

Sewer system will be inspected by Carlton County Environmental Services.

Existing sewer system will be abandoned as per state code.

***** Inside electrical connections from power source responsibility of homeowner

FOR SUM OF: \$11,500.00 (Eleven Thousand Five Hundred Dollars and Zero Cents)

Down Payment of \$5750.00 required and remaining balance of \$5,750.00 due upon completion.

I agree with the above proposal & hire 3-D Construction to perform the outlined proposal.

Signature

Print

Date

3-D Construction

Date

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H - 2

Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting 5/26/2020

Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer

From: Katny Kortuem

Title of Item for Consideration: Accept April 2020 Expenditure Listing

Presenter: Kathy Kortuem

Type of Action Requested (check all that apply)

Info only, no action requested at this time

Award contract or bid

Approve by resolution

Fiscal Impact (check all that apply)

Item included under current budget Yes No NA

Budget adjustment required Yes No NA

Reviewed by Finance Committee Yes No NA

Staffing Impact

Duties of a County employee(s) may be materially affected Yes No NA

Applicable job description(s) may require revision Yes No NA

Item may change the department's authorized staffing level Yes No NA

Reviewed by Human Resources Yes No NA

Other

Reviewed by other Committee, Board or Commission Yes No NA

If yes, what was their recommendation _____

Summary

Expenditure listing for April 2020 = \$4,523,097.90

Supporting Attachments

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Adopted December 8, 2015

Revised November 28, 2016

CARLTON COUNTY
Expenditures for the Month of April 2020

Board Bills	\$3,023,158.05
Payroll	1,499,939.85
Other	0.00
Total	<u><u>\$4,523,097.90</u></u>

Motion made by:

Motion seconded by:

Expenditures by Fund

Fund 1 Revenue	\$1,833,212.23
Fund 10 Road and Bridge	552,596.96
Fund 11 Public Health & Human Services	1,818,280.62
Fund 30 Cap Outlay Barnum Garage Project	59,086.93
Fund 32 2016 Refi 2010A/B CSC CIP	0.00
Fund 40 2012 Refi '03 Hwy Bldg & '06 Road	0.00
Fund 70 Current Taxes	0.00
Fund 71 Motor Vehicle	93,696.73
Fund 72 Delinquent Taxes	0.00
Fund 73 State Fund	65,058.65
Fund 74 Forfeited Tax	49,761.35
Fund 75 Economic Development (IRRRB)	18,493.83
Fund 76 Refunding Fund	83.00
Fund 77 HS Agency Fund LCTS	32,827.60
Fund 78 Schools	0.00
Fund 79 Towns and Cities	0.00
Fund 80 ISTS Loan Program	0.00
Total	<u><u>\$4,523,097.90</u></u>

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-3
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Kathy Kortuem, Acting County Auditor/Treasurer

From: Dennis Genereau, Jr.

Title of Item for Consideration: Closed Session to Discuss Union Negotiations and Litigation

Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
- Award contract or bid
- Approve by resolution
-

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
- Budget adjustment required Yes No NA
- Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
- Applicable job description(s) may require revision Yes No NA
- Item may change the department's authorized staffing level Yes No NA
- Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
- If yes, what was their recommendation _____

Summary:

Supporting Attachments

- _____
- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-4
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Paul Gassert, County Auditor/Treasurer

From: Dennis Genereau, Jr.

Title of Item for Consideration: Consider Authorizing the Property Management Department to Sign Alarm Monitoring Service Agreement

Presenter: Dennis Genereau, Jr.

sType of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

Item included under current budget Yes No NA

Budget adjustment required Yes No NA

Reviewed by Finance Committee Yes No NA

Staffing Impact

Duties of a County employee(s) may be materially affected Yes No NA

Applicable job description(s) may require revision Yes No NA

Item may change the department's authorized staffing level Yes No NA

Reviewed by Human Resources Yes No NA

Other

Reviewed by other Committee, Board or Commission Yes No NA

If yes, what was their recommendation _____

Summary: The request is to authorize property management staff to sign a subscriber agreement for an alarm system in the Transportation Building. The cost is covered out of the transportation department budget. However, if it fails property management will be responsible for arranging the repair. This has been reviewed with IT, A/T, and transportation and the consensus appears to be that property management should sign off on the subscriber agreement.

Supporting Attachments

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-5
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020
Via: Paul Gassert, County Auditor/Treasurer
From: Dennis Genereau, Jr.
Title of Item for Consideration: Consider approving the Purchase of ArchiveSocial Software
Presenter: Dennis Genereau, Jr.

SType of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary: It is requested that the County Board authorize the purchase of software through ArchiveSocial at a rate of \$199 per month for the purpose of ensuring timely and accurate responses to data requests related to any of the county's social media accounts. This product has been vetted by both the coordinator and IT offices and it is the premier social archiving product available on the market. It is used by numerous counties and cities throughout Minnesota and elsewhere and has proven to be an effective product. It will allow the county to cut down its response time to data requests for social media content from hours or days to minutes. It also archives all posts to the county site, eliminating the risk that deleted data will be lost. IT has verified that the county does not have a comparable in-house solution and the County Attorney's Office has verified that the product does afford greater opportunity for compliance with the Minnesota Data Practices Act.

Supporting Attachments

- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-6
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Paul Gassert, County Auditor/Treasurer

From: Dennis Genereau, Jr.

Title of Item for Consideration: Consider approving 2021 Budget Policy Statement and Budget Direction

Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary: It is requested that the County Board provide the department heads and finance committee with a budget policy and direction for the 2021 budget planning process.

Supporting Attachments

- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-7
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020
Via: Kathy Kortuem, Acting County Auditor/Treasurer
From: Dennis Genereau, Jr
Title of Item for Consideration: Consider approval of Mike Griebel Contract for Consulting Services
Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation Building Committee and Jail Steering Committee

Summary: The Building Committee, Jail Steering Committee, and County Board have authorized the negotiation of a contract with Mike Griebel to provide consultation regarding the following two issues: 1. Providing NERCC and/or AIC programming and holds at a new Carlton County Jail facility when it is built, and 2. Replacement of the current Carlton County Jail with either a 72 hour hold facility or a 90 day facility. That contract have been negotiated are being presented for approval.

Supporting Attachments

-

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-8
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Kathy Kortuem, Acting County Auditor/Treasurer

From: Dennis Genereau, Jr

Title of Item for Consideration: Consider approval of Extension of ACT Team Lease

Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation Building Committee

Summary: The ACT team currently leases space from Hilson Holdings. That lease expires on June 30, 2020. The request is to extend that lease for one year at the current rate of \$2000 per month. No other conditions of the lease will be changed.

Supporting Attachments

-

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-9
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Kathy Kortuem, Acting County Auditor/Treasurer

From: Dennis Genereau, Jr

Title of Item for Consideration: Consider Approval of the Move of Certain County Offices to the Former City Hall Building

Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation Building Committee

Summary: It is recommended that the County Coordinator/HR/Property Management and the Economic Development Departments move out of the County Courthouse and into the former Cloquet City Hall Building as soon as possible in order to create less traffic in the Carlton County Courthouse building due to COVID-19 concerns. These departments have identified that they are able to use shared office space in the former city hall building with very minimal renovations needed to accomplish the move. This was part of the original plan for use of the City Hall building and has the intended effect of opening up much needed space in the County Courthouse, which can be used to move both the public defenders and court administrative staff to spaces better suited to service of the public in a manner that honors social distancing required under the current emergency executive order. It also creates an opportunity to develop much needed conference space for both courts, probation and general government functions.

Supporting Attachments

-

Motion By _____ Seconded By _____

TO: _____
Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-10
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Kathy Kortuem, Acting County Auditor/Treasurer

From: Dennis Genereau, Jr

Title of Item for Consideration: Discussion of Status of Closure of County Buildings and Departmental Operations

Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation _____

Summary: Due to the COVID-19 virus, the Board most recently took action on May 12th continue with limited access to all county buildings. Governor Tim Walz has since that time indicated that certain offices across the state can begin to open themselves up to the public as long as certain conditions are met, including continued safe social distancing, good hand and face hygiene, and the continued use of AWS and telepresence to the fullest extent possible. The Carlton County ICS Team has been working in conjunction with the department heads and with the guidance from the CDC and MDH to create a safe, workable reopening plan that includes the continued use of AWS whenever possible. The recommendation is to implement this updated plan on or after June 1, and allow for adjustment and modifications as necessary to ensure the continued safeguard of the health and welfare of staff and the public. All involved acknowledge that there are differing yet valid opinions as to when and how this process should take place, and that the situation is very fluid and most certainly subject to change. Every effort has been and will continue to be made to provide for the best possible response given each unique situation and need.

Supporting Attachments

- _____

Motion By _____ Seconded By _____

TO: _____

Adopted December 8, 2015

Revised November 28, 2016

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

H-11
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020
Via: Kathy Kortuem, Acting County Auditor/Treasurer
From: Dennis Genereau, Jr
Title of Item for Consideration: Consideration a Limited Hiring Freeze
Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
 Award contract or bid
 Approve by resolution

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
Budget adjustment required Yes No NA
Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
Applicable job description(s) may require revision Yes No NA
Item may change the department's authorized staffing level Yes No NA
Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
If yes, what was their recommendation The Finance Committee agreed that this question merited consideration given the current economic challenges both locally, regionally and nationally.

Summary: In light of the unknown and possibly negative financial impacts of the Coronavirus, including the impact that it could have on county services in the future, the Human Resources Office is requesting that the Board give consideration to a limited hiring freeze on a case by case basis, with all refills requiring Board approval.

Supporting Attachments

-

Motion By _____ Seconded By _____

TO: _____
Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

_____ Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting Date: May 26, 2020

Via: Kathy Kortuem, Acting County Auditor/Treasurer

From: Dennis Genereau, Jr

Title of Item for Consideration: Consider Approval of Funding the AMC Human Resources Technical Assistance Program

Presenter: Dennis Genereau, Jr.

Type of Action Requested (check all that apply)

Info only, no action requested at this time

Award contract or bid

Approve by resolution

Fiscal Impact (check all that apply)

Item included under current budget Yes No NA

Budget adjustment required Yes No NA

Reviewed by Finance Committee Yes No NA

Staffing Impact

Duties of a County employee(s) may be materially affected Yes No NA

Applicable job description(s) may require revision Yes No NA

Item may change the department's authorized staffing level Yes No NA

Reviewed by Human Resources Yes No NA

Other

Reviewed by other Committee, Board or Commission Yes No NA

If yes, what was their recommendation _____

Summary: Below is Julie Ring's summary of the Human Resources Technical Assistance Program that counties are being asked to consider funding which we received on Tuesday, May 19th. She is requesting that counties assist in the funding of this program at a rate of approximately \$4900 per year. It was previously paid for through non-county dollars. For our part, it is a good resource that Carlton County HR staff have made use of multiple times.

"Good morning!

Our grant funding for the Human Resources Technical Assistance Program is winding down, and we have spent the past year exploring ways to fund the program permanently. AMC's budget is not able to absorb the full cost of the program, and we have decided to fund this program by charging an annual subscription fee for those who are interested. If we don't have a significant number of counties who are willing/able to pay the annual fee beginning in 2021, the program will permanently end in 2021.

Please respond to this email by Monday, June 1 and let me know if your county would be willing to pay approximately \$4,900 annually for this program beginning in 2021.

As a reminder, the program components include the HR Helpline staffed by Melanie Ault, the online resources including checklists, policies, and procedures and the Pathways orientation program for new county administrators. Every county

has two key contacts for the program – generally the county administrator/coordinator and your primary human resources staff person. The goal of the program is to provide trustworthy, consistent HR information to counties quickly, and at a low cost. Our hope is that the program reduces potentially costly errors for counties.

We set the preliminary annual fee for the program based on cost projections and assumptions of how many counties might participate. **The final fee might be higher or lower depending on the total number of counties who commit to participate, so any comments you have about different rates that might work for your county would also be helpful.** We chose a flat fee model because it best reflects the way the program is used, with each county having equal access to all materials. Sourcewell has agreed to help with some additional bridge funding in 2021 if we have enough interest to make the program feasible for the long-term.

We know that many counties found this program particularly valuable during the past few months, and we hope that you will consider participating. We also understand that counties are facing potentially challenging budgets, and so it is a difficult time to roll out a new fee-for-service program. **We are open to any other thoughts or ideas you have about how to sustain the program.”**

- Julie Ring

Supporting Attachments

- _____
- _____

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

Carlton County Board of Commissioners
Item for Consideration / Agenda Item Cover Sheet

K-1
Agenda Item #

To: Chairperson, Carlton County Board of Commissioners Meeting 5-26-2020
Date: Via: Kathryn Kortuem, Acting County Auditor/Treasurer
From: Kathryn Kortuem
Title of Item for Consideration: Proposed City of Cloquet Tax Increment Financing District 5-1
Presenter: Kathryn Kortuem

Type of Action Requested (check all that apply)

- Info only, no action requested at this time
- Award contract or bid
- Approve by resolution
-

Fiscal Impact (check all that apply)

- Item included under current budget Yes No NA
- Budget adjustment required Yes No NA
- Reviewed by Finance Committee Yes No NA

Staffing Impact

- Duties of a County employee(s) may be materially affected Yes No NA
- Applicable job description(s) may require revision Yes No NA
- Item may change the department's authorized staffing level Yes No NA
- Reviewed by Human Resources Yes No NA

Other

- Reviewed by other Committee, Board or Commission Yes No NA
- If yes, what was their recommendation _____

Summary

Housing district of five detached, twin-home buildings on Trail Drive; Public hearing to be held at City Hall 6/16/20.

Supporting Attachments

-
-

Motion By _____ Seconded By _____

TO: _____

Action on Motion: _____ AYE _____ NO _____ ABSTAIN

Motion: Carried Defeated

May 15, 2020

Kathryn Kortuem, Carlton County Auditor
Carlton County Courthouse
301 Walnut Ave
Carlton, MN 55718

Nate Sandman, School Board Clerk
Cloquet Public Schools
302 14th Street
Cloquet, MN 55720

Dear Ms. Kortuem and Mr. Sandman:

The City of Cloquet (the "City") is considering a proposal to establish the Development Program for Development District No. 5 and to adopt a Tax Increment Financing Plan (the "TIF Plan") to establish Tax Increment Financing District No. 5-1 (the "TIF District"). The TIF District will be a Housing tax increment financing district, with a maximum term of 26 years. Tax increments collected from the TIF District will enable the City to facilitate the development of five (5) detached, twin-home buildings. The ten (10) units will be for-rent to persons age 55+ and located just off 18th Street and Washington Avenue along the south-side of Trail Drive. A map of the District is in Appendix A of the attached TIF Plan.

As required by Minnesota Statutes, Section 469.175, Subd. 2 and 4, we are forwarding a draft of the TIF Plan, which includes the estimated fiscal and economic implications of the proposed TIF District. Pursuant to M.S. Section 469.175 Subd. 2(b), the City has added additional fiscal implications language related to police, fire, infrastructure, and borrowing costs, as well as the expected amounts of taxes and tax increment attributable to the County and School District.

The City reserves the right to make changes to this draft document prior to the public hearing; however, the authorized costs will not increase.

We invite you to attend the public hearing to be held by the City Council at the City Hall on June 16, 2020 beginning at approximately 7:00 PM. Please direct any comments or questions to Holly Hansen at the City of Cloquet at (218) 879-3347, or to me at (651) 697-8508.

Sincerely,

EHLERS



Todd Hagen, Senior Municipal Advisor

Acting for and on behalf of the City of Cloquet, Minnesota

Enc.

cc: Holly Hansen, City of Cloquet
Mary Ippel, Taft Stettinius & Hollister LLP



TAX INCREMENT FINANCING PLAN

Establishment of Tax Increment Financing District No. 5-1 (a housing district)



City of Cloquet, Carlton County, Minnesota

Public Hearing: June 16, 2020

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Tax Increment Financing Plan for Tax Increment Financing District No. 5-1

Foreword

The City of Cloquet (the "City"), staff and consultants have prepared the following information to expedite the Establishment of Tax Increment Financing District No. 5-1 (the "District"), a housing tax increment financing district, located in Development District No. 5.

Statutory Authority

Within the City, there exist areas where public involvement is necessary to cause development or redevelopment to occur. To this end, the City has certain statutory powers pursuant to *Minnesota Statutes ("M.S.")*, Sections 469.090 - 469.1082, inclusive, as amended, and *M.S.*, Sections 469.174 to 469.1794, inclusive, as amended (the "Tax Increment Financing Act" or "TIF Act"), to assist in financing public costs related to this project.

This section contains the Tax Increment Financing Plan (the "TIF Plan") for the District. Other relevant information is contained in the Redevelopment Plan for Development District No. 5.

Statement of Objectives

The District currently consists of five parcel(s) of land and adjacent and internal rights-of-way. The District is being created to facilitate the development of five (5) detached, twin-home buildings. The ten (10) units will be for-rent to persons age 55+ and located just off 18th Street and Washington Avenue along the south-side of Trail Drive. The City has not entered into an agreement but has designated Trails Edge LLC as developer at the time of preparation of this TIF Plan. The development is likely to occur in 2020. This TIF Plan is expected to achieve many of the objectives outlined in the Development Program for Development District No. 5.

The activities contemplated in the Development Program and the TIF Plan do not preclude the undertaking of other qualified development or redevelopment activities. These activities are anticipated to occur over the life of Development District No. 5 and the District.

Development Program Overview

Pursuant to the Development Program and authorizing state statutes, the City is authorized to undertake the following activities in the District:

1. Property to be Acquired - Selected property located within the District may be acquired by the City and is further described in this TIF Plan.
2. Relocation - Relocation services, to the extent required by law, are available pursuant to *M.S.*, Chapter 117 and other relevant state and federal laws.

3. Upon approval of a developer's plan relating to the project and completion of the necessary legal requirements, the City may sell to a developer selected properties that it may acquire within the District or may lease land or facilities to a developer.
4. The City may perform or provide for some or all necessary acquisition, construction, relocation, demolition, and required utilities and public street work within the District.

Description of Property in the District and Property to be Acquired

The District encompasses all property and adjacent rights-of-way and abutting roadways identified by the parcels listed below.

Parcel number	Address	Owner
06-753-0110	Trails Edge	Kuklis
06-753-0120	Trails Edge	Kuklis
06-753-0130	Trails Edge	Kuklis
06-753-0160	Trails Edge	Kuklis
06-753-0170	Trails Edge	Kuklis

Please also see the map in Appendix A for further information on the location of the District.

The City may acquire any parcel within the District including interior and adjacent street rights of way. Any properties identified for acquisition will be acquired by the City only in order to accomplish one or more of the following: storm sewer improvements; provide land for needed public streets, utilities and facilities; carry out land acquisition, site improvements, clearance and/or development to accomplish the uses and objectives set forth in this plan. The City may acquire property by gift, dedication, condemnation or direct purchase from willing sellers in order to achieve the objectives of this TIF Plan. Such acquisitions will be undertaken only when there is assurance of funding to finance the acquisition and related costs.

Classification of the District

The City, in determining the need to create a tax increment financing district in accordance with *M.S., Sections 469.174 to 469.1794*, as amended, inclusive, finds that the District, to be established, is a housing district pursuant to *M.S., Section 469.174, Subd. 11 and M.S., Section 469.1761*.

- The District consists of five parcels
- The development will consist of 10 units of single-family housing
- 20% of the units will be occupied by person with incomes less than 50% of median income.

Pursuant to *M.S., Section 469.176, Subd. 7*, the District does not contain any parcel or part of a parcel that qualified under the provisions of *M.S., Sections 273.111, 273.112, or 273.114 or Chapter 473H* for taxes payable in any of the five calendar years before the filing of the request for certification of the District.

Duration and First Year of Tax Increment of the District

Pursuant to *M.S., Section 469.175, Subd. 1, and Section 469.176, Subd. 1*, the duration and first year of tax increment of the District must be indicated within the TIF Plan. Pursuant to *M.S., Section 469.176, Subd. 1b.*, the duration of the District will be 25 years after receipt of the first increment by the City (a total of 26 years of tax increment). The City elects to receive the first tax increment in 2022, which is no later than four years following the year of approval of the District.

Thus, it is estimated that the District, including any modifications of the TIF Plan for subsequent phases or other changes, would terminate after 2047, or when the TIF Plan is satisfied. The City reserves the right to decertify the District prior to the legally required date.

Original Tax Capacity, Tax Rate and Estimated Captured Net Tax Capacity Value/Increment and Notification of Prior Planned Improvements

Pursuant to *M.S., Section 469.174, Subd. 7 and M.S., Section 469.177, Subd. 1*, the Original Net Tax Capacity (ONTC) as certified for the District will be based on the market values placed on the property by the assessor in 2019 for taxes payable 2020.

Pursuant to *M.S., Section 469.177, Subds. 1 and 2*, the County Auditor shall certify in each year (beginning in the payment year 2021) the amount by which the original value has increased or decreased as a result of:

1. Change in tax exempt status of property;
2. Reduction or enlargement of the geographic boundaries of the district;
3. Change due to adjustments, negotiated or court-ordered abatements;
4. Change in the use of the property and classification;
5. Change in state law governing class rates; or
6. Change in previously issued building permits.

In any year in which the current Net Tax Capacity (NTC) value of the District declines below the ONTC, no value will be captured and no tax increment will be payable to the City.

The original local tax rate for the District will be the local tax rate for taxes payable 2020, assuming the request for certification is made before June 30, 2020. The ONTC and the Original Local Tax Rate for the District appear in the table below.

Pursuant to *M.S., Section 469.174 Subd. 4 and M.S., Section 469.177, Subd. 1, 2, and 4*, the estimated Captured Net Tax Capacity (CTC) of the District, within Development District No. 5, upon completion of the projects within the District, will annually approximate tax increment revenues as shown in the table below. The City requests 100 percent of the available increase in tax capacity for repayment of its obligations and current expenditures, beginning in the tax year payable 2022. The Project Tax Capacity (PTC) listed is an estimate of values when the projects within the District are completed.

Project Tax Capacity		
Project estimated Tax Capacity upon completion	\$30,520	
Original estimated Net Tax Capacity	<u>\$1,141</u>	
Estimated Captured Tax Capacity	\$29,379	
Original Local Tax Rate	<u>189.9210%</u>	Pay 2020
Estimated Annual Tax Increment	\$55,797	
Percent Retained by the City	100%	

Note: Tax capacity includes a 2.00% inflation factor for the duration of the District. The tax capacity included in this chart is the estimated tax capacity of the District in year 25. The tax capacity of the District in year one is estimated to be \$11,250.

Pursuant to *M.S., Section 469.177, Subd. 4*, the City shall, after a due and diligent search, accompany its request for certification to the County Auditor or its notice of the District enlargement pursuant to *M.S., Section 469.175, Subd. 4*, with a listing of all properties within the District or area of enlargement for which building permits have been issued during the eighteen (18) months immediately preceding approval of the TIF Plan by the municipality pursuant to *M.S., Section 469.175, Subd. 3*. The County Auditor shall increase the original net tax capacity of the District by the net tax capacity of improvements for which a building permit was issued.

The City is reviewing the area to be included in the District to determine if any building permits have been issued during the 18 months immediately preceding approval of the TIF Plan by the City.

Sources of Revenue/Bonds to be Issued

The total estimated tax increment revenues for the District are shown in the table below:

SOURCES	
Tax Increment	1,115,275
<u>Interest</u>	<u>111,527</u>
TOTAL	1,226,802

The costs outlined in the Uses of Funds will be financed primarily through the annual collection of tax increments. The City reserves the right to incur bonds or other indebtedness as a result of the TIF Plan. As presently proposed, the projects within the District will be financed by pay-as-you-go notes and interfund loans. Any refunding amounts will be deemed a budgeted cost without a formal TIF Plan Modification. This provision does not obligate the City to incur debt. The City will issue bonds or incur other debt only upon the determination that such action is in the best interest of the City.

The City may issue bonds (as defined in the TIF Act) secured in whole or in part with tax increments from the District in a maximum principal amount of \$752,463. Such bonds may be in the form of pay-as-you-go notes, revenue bonds or notes, general obligation bonds, or interfund loans. This estimate of total bonded indebtedness is a cumulative statement of authority under this TIF Plan as of the date of approval.

Uses of Funds

Currently under consideration for the District is a proposal to facilitate the development of five (5) detached, twin-home buildings. The ten (10) units will be for-rent to persons age 55+ and located just off 18th Street and Washington Avenue along the south-side of Trail Drive. The City has determined that it will be necessary to provide assistance to the project(s) for certain District costs, as described.

The City has studied the feasibility of the development or redevelopment of property in and around the District. To facilitate the establishment and development or redevelopment of the District, this TIF Plan authorizes the use of tax increment financing to pay for the cost of certain eligible expenses. The estimate of public costs and uses of funds associated with the District is outlined in the following table.

USES	
Land/Building Acquisition	-
Site Improvements/Preparation	100,000
Affordable Housing	420,936
Utilities	100,000
Other Qualifying Improvements	20,000
<u>Administrative Costs (up to 10%)</u>	<u>111,527</u>
PROJECT AND INTEREST COSTS TOTAL	752,463
<u>Interest</u>	<u>474,339</u>
PROJECT AND INTEREST COSTS TOTAL	1,226,803

The total project cost, including financing costs (interest) listed in the table above does not exceed the total projected tax increments for the District as shown in the Sources of Revenue section.

Estimated costs associated with the District are subject to change among categories without a modification to this TIF Plan. The cost of all activities to be considered for tax increment financing will not exceed, without formal modification, the budget above pursuant to the applicable statutory requirements. The City may expend funds for qualified housing activities outside of the District boundaries.

Estimated Impact on Other Taxing Jurisdictions

The estimated impact on other taxing jurisdictions assumes that the redevelopment contemplated by the TIF Plan would occur without the creation of the District. However, the City has determined that such development or redevelopment would not occur "but for" tax increment financing and that, therefore, the fiscal impact on other taxing jurisdictions is \$0. The estimated fiscal impact of the District would be as follows if the "but for" test was not met:

Impact on Tax Base			
Entity	2019/Pay 2020 Total Net Tax Capacity	Estimated Captured Tax Capacity (CTC) upon completion	Percent of CTC to Entity Total
County	33,267,713	29,379	0.0883%
City	8,992,772	29,379	0.3267%
School	10,684,507	29,379	0.2750%

Impact on Tax Rates				
Entity	Pay 2020 Extension Rate	Percent of Total	CTC	Potential Taxes
County	84.3840%	44.43%	29,379	24,791
City	39.0930%	20.58%	29,379	11,485
School	45.9210%	24.18%	29,379	13,491
Other	20.5230%	10.81%	29,379	6,029
Total	189.9210%	100.00%		55,797

The estimates listed above display the captured tax capacity when all construction is completed. The tax rate used for calculations is the Pay 2020 rate. The total net capacity for the entities listed above are based on Pay 2020 figures. The District will be certified under the Pay 2020 rates.

Pursuant to *M.S. Section 469.175 Subd. 2(b)*:

- (1) Estimate of total tax increment. It is estimated that the total amount of tax increment that will be generated over the life of the District is \$1,115,275;
- (2) Probable impact of the District on city provided services and ability to issue debt. An impact of the District on police protection is expected. With any addition of new residents or businesses, police calls for service will be increased. New developments add an increase in traffic, and additional overall demands to the call load. The City does not expect that the proposed development, in and of itself, will necessitate new capital investment in vehicles or facilities.

The probable impact of the District on fire protection is not expected to be significant. Typically new buildings generate few calls, if any, and are of superior construction. The existing buildings, which will be eliminated by the new development, have public safety concerns that include several unprotected old buildings with issues such as access, hydrant locations, and converted structures. The City does not expect that the proposed development, in and of itself, will necessitate new capital investment in vehicles or facilities.

The impact of the District on public infrastructure is expected to be minimal. The development is not expected to significantly impact any traffic movements in the area. The current infrastructure for sanitary sewer, storm sewer and water will be able to handle the additional volume generated from the proposed development. Based on the development plans, there are no additional costs associated with street maintenance, sweeping, plowing, lighting and sidewalks. The development in the District is expected to contribute an estimated \$13,100 to sanitary sewer (SAC) and water (WAC) connection fees.

The probable impact of any District general obligation tax increment bonds on the ability to issue debt for general fund purposes is expected to be minimal. It is not anticipated that there will be any general obligation debt issued in relation to this project, therefore there will be no impact on the City's ability to issue future debt or on the City's debt limit.

- (3) Estimated amount of tax increment attributable to school district levies. It is estimated that the amount of tax increments over the life of the District that would be attributable to school district levies, assuming the school district's share of the total local tax rate for all taxing jurisdictions remained the same, is \$283,632;
- (4) Estimated amount of tax increment attributable to county levies. It is estimated that the amount of tax increments over the life of the District that would be attributable to county levies, assuming the county's share of the total local tax rate for all taxing jurisdictions remained the same, is \$495,529;
- (5) Additional information requested by the county or school district. The City is not aware of any standard questions in a county or school district written policy regarding tax increment districts and impact on county or school district services. The county or school district must request additional information pursuant to *M.S. Section 469.175 Subd. 2(b)* within 15 days after receipt of the tax increment financing plan.

No requests for additional information from the county or school district regarding the proposed development for the District have been received.

Supporting Documentation

Pursuant to *M.S. Section 469.175, Subd. 1 (a), clause 7* the TIF Plan must contain identification and description of studies and analyses used to make the determination set forth in *M.S. Section 469.175, Subd. 3, clause (b)(2)* and the findings are required in the resolution approving the District.

- (i) In making said determination, reliance has been placed upon (1) written representation made by the developer to such effects, (2) review of the developer's proforma; and (3) City staff awareness of the feasibility of developing the project site within the District, which is further outlined in the City Council resolution approving the establishment of the TIF District and Appendix C.
- (ii) A comparative analysis of estimated market value both with and without establishment of the TIF District and the use of tax increments has been performed. Such analysis is included with the cashflow in Appendix B and indicates that the increase in estimated market value of the proposed development (less the indicated subtractions) exceeds the estimated market value of the site absent the establishment of the TIF District and the use of tax increments.

Administration of the District

Administration of the District will be handled by the Community Development Director.

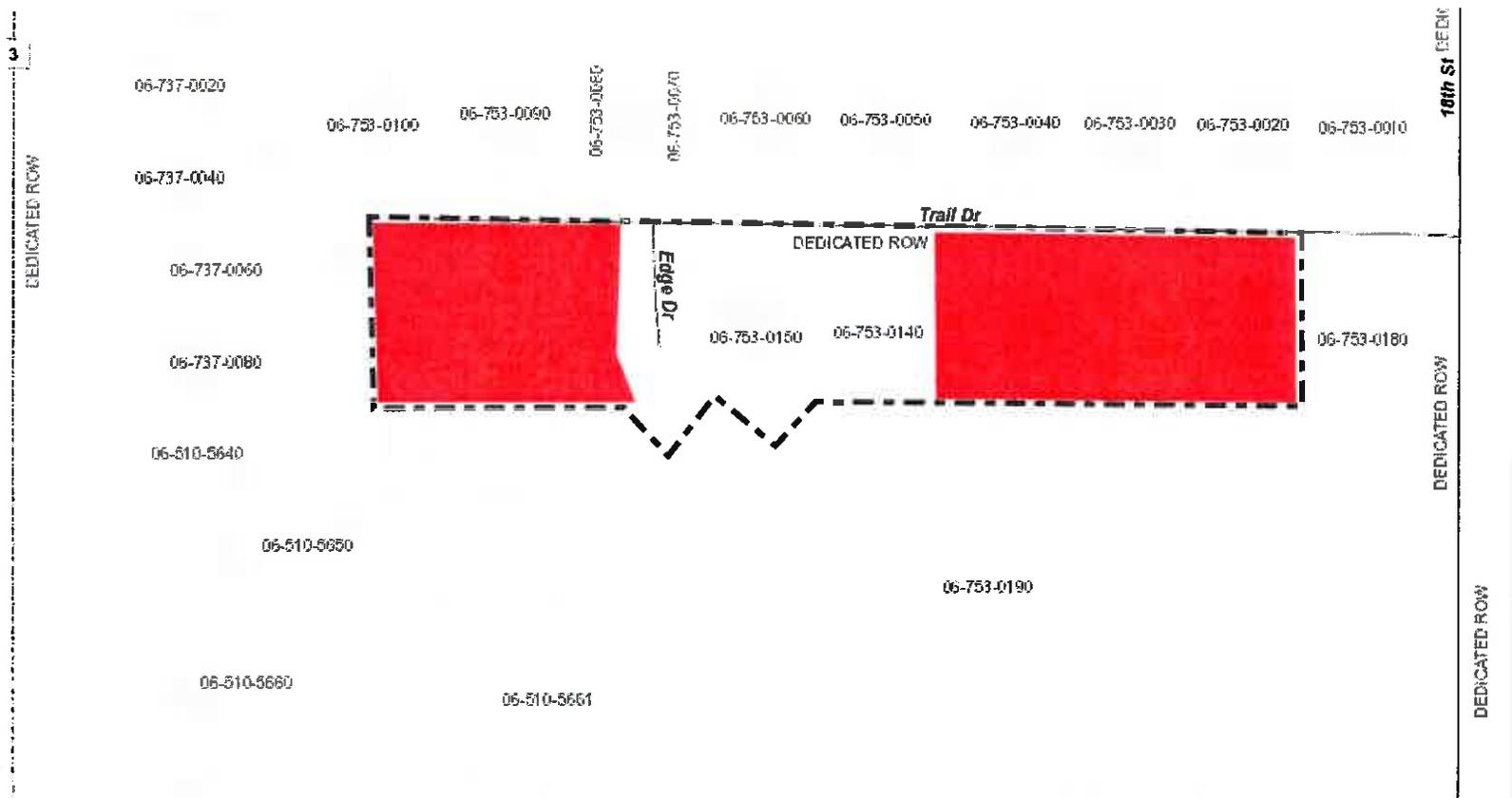
Appendix A: Map of Development District No. 5 and the TIF District

TIF District No. 5-1

Development District No. 5

City of Cloquet

Carlton County, Minnesota



-  Development District No. 5 Boundaries
-  Tax Increment Financing District No. 5-1

Appendix B: Estimated Cash Flow for the District



Trails Edge Phase 2 Housing Development - Proposed TIF District (20/50 Income Limits)

Cloquet, Minnesota (Jim Kuklis Construction Company, LLC)

5 Senior Duplex (10-Unit) Residential Rental Buildings on 5 lots along the south-side of Trail Drive

ASSUMPTIONS AND RATES

DistrictType: Housing
District Name/Number: TBD
County District #: TBD
First Year Construction or Inflation on Value: 2020
Existing District - Specify No. Years Remaining: 2020
Inflation Rate - Every Year: 2.00%
Interest Rate: 4.50%
Present Value Date: 1-Feb-21
First Period Ending: 1-Aug-21
Tax Year District was Certified: Pay 2020
Cashflow Assumes First Tax Increment For Development: 2022
Years of Tax Increment: 26
Assumes Last Year of Tax Increment: 2047
Fiscal Disparities Election (Outside (A), Inside (B), or NA): NA
Incremental or Total Fiscal Disparities: Incremental
Fiscal Disparities Contribution Ratio: 0.0000%
Fiscal Disparities Metro-Wide Tax Rate: 0.0000%
Maximum/Frozen Local Tax Rate: 189.921% Pay 2020
Current Local Tax Rate: (Use lesser of Current or Max.): 189.921% Pay 2020
State-wide Tax Rate (Comm./Ind. only used for total taxes): 38.8460% Pay 2020
Market Value Tax Rate (Used for total taxes) ISD# 94: 0.15925% Pay 2020

Tax Rates

Exempt Class Rate (Exempt)	Commercial Industrial Preferred Class Rate (C/I Pref)	0.00%
First \$150,000		1.50%
Over \$150,000		2.00%
Commercial Industrial Class Rate (C/I)		2.00%
Rental Housing Class Rate (Rental)		1.25%
Affordable Rental Housing Class Rate (Aff Rental)		0.75%
First \$162,000		0.25%
Over \$162,000		1.00%
Non-Homesite Residential (Non-H Res 1 Unit)		1.25%
First \$500,000		1.00%
Over \$500,000		1.25%
Homesite Residential Class Rate (Homesite Res)		1.00%
First \$500,000		1.25%
Over \$500,000		1.00%
Agricultural Non-Homesite		1.00%

BASE VALUE INFORMATION (Original Tax Capacity)

Map ID	PID	Owner	Address	Land Market Value	Building Market Value	Total Market Value	Percentage of Value Used for District	Tax Year		Property Tax Class	Current Original Tax Capacity	Class After Conversion	Alter Conversion Orig. Tax Cap.	Area/Phase
								Original Market Value	Pay 2020					
1	06-753-0110	Kuklis	Trails Edge	20,600	0	20,600	100%	20,600	Pay 2020	Non-H Res. 1 Unit	206	Rental	258	2
2	06-753-0120	Kuklis	Trails Edge	16,300	0	16,300	100%	16,300	Pay 2020	Non-H Res. 1 Unit	163	Rental	204	2
3	06-753-0130	Kuklis	Trails Edge	16,300	0	16,300	100%	16,300	Pay 2020	Non-H Res. 1 Unit	163	Rental	204	2
4	06-753-0160	Kuklis	Trails Edge	18,100	0	18,100	100%	18,100	Pay 2020	Non-H Res. 1 Unit	181	Rental	226	2
5	06-753-0170	Kuklis	Trails Edge	20,000	0	20,000	100%	20,000	Pay 2020	Non-H Res. 1 Unit	200	Rental	250	2
											913		1,141	

Note:

1. Base values are for pay 2020 based upon review of County website on April 28, 2020.



Trails Edge Phase 2 Housing Development - Proposed TIF District (20/50 Income Limits)

Cloquet, Minnesota (Jim Kuklis Construction Company, LLC)
 5 Senior Duplex (10-Unit) Residential Rental Buildings on 5 lots along the south-side of Trail Drive

PROJECT INFORMATION (Project Tax Capacity)													
Area/Phase	New Use	Market Value Per Sq. Ft./Unit	Market Value Per Sq. Ft./Unit	Total Sq. Ft./Units	Total Market Value	Property Tax Class	Project Tax Capacity	Project Tax Capacity/Unit	Percentage Completed 2020	Percentage Completed 2021	Percentage Completed 2022	Percentage Completed 2023	First Year Full Taxes Payable
1	Townhouses	150,000	150,000	6	900,000	Rental	11,250	1,875	100%	100%	100%	100%	2022
2	Townhouses	150,000	150,000	4	600,000	Rental	7,500	1,875	100%	100%	100%	100%	2023
TOTAL				10	1,500,000		18,750						
Subtotal Residential													
Subtotal Commercial/Ind.													
0													

Notes:

1. Market values are based upon estimates from developer on September 10, 2019. Needs to be confirmed by county assessor.

TAX CALCULATIONS												
New Use	Townhouses	Townhouses	TOTAL	Local		Fiscal		State-wide		Market Value Taxes	Total Taxes	Taxes Per Sq. Ft./Unit
				Property Taxes	Disparities Taxes	Property Taxes	Disparities Taxes	Property Taxes	Disparities Taxes			
				21,366	0	0	0	0	0	1,433	22,799	3,799.89
				14,244	0	0	0	0	0	856	15,200	3,799.89
				35,610	0	0	0	0	0	2,389	37,999	

Notes:

1. Taxes and tax increment will vary significantly from year to year depending upon values, rates, state law and other factors which cannot be predicted.

WHAT IS EXCLUDED FROM TIF?	
Total Property Taxes	37,999
less State-wide Taxes	0
less Fiscal Disp. Adj.	0
less Market Value Taxes	(2,389)
less Base Value Taxes	(2,167)
Annual Gross TIF	33,443

Appendix C: Findings Including But/For Qualifications

The reasons and facts supporting the findings for the adoption of the Tax Increment Financing Plan for Tax Increment Financing District No. 5-1, as required pursuant to Minnesota Statutes, Section 469.175, Subdivision 3 are as follows:

1. *Finding that Tax Increment Financing District No. 5-1 is a housing district as defined in M.S., Section 469.174, Subd. 11.*

Tax Increment Financing District No. 5-1 consists of five parcels. The development will consist of the development of five (5) detached, twin-home buildings. The ten (10) units will be for-rent., all or a portion of which will receive tax increment assistance and will meet income restrictions described in M.S. 469.1761. At least 20 percent of the units receiving assistance will have incomes at or below 50 percent of area median income.

2. *Finding that the proposed development, in the opinion of the City Council, would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future.*

The proposed development, in the opinion of the City, would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future: This finding is supported by the fact that the development proposed in this plan is a housing district that meets the City's objectives for development and redevelopment. Townhome construction requires a higher per-unit cost than most other types of housing but serves to keep financially comfortable yet fixed-income individuals and families in the community where they prefer to live and retire. This higher cost of construction makes this type of housing development infeasible without City assistance. Due to decreased rental income from affordable units, there is insufficient cash flow to provide a sufficient rate of return, pay operating expenses, and service the debt. This leaves a gap in the funding for the project and makes this housing development feasible only through assistance, in part, from tax increment financing. The developer was asked for and provided a letter and a proforma as justification that the developer would not have gone forward without tax increment assistance.

The increased market value of the site that could reasonably be expected to occur without the use of tax increment financing would be less than the increase in market value estimated to result from the proposed development after subtracting the present value of the projected tax increments for the maximum duration of the TIF District permitted by the TIF Plan: As there is only a small amount of site improvement costs to reimburse with this development, eligible building construction costs will be used to support the benefit of creating senior affordable rental housing for low-or-moderate income individuals through lower rents charged by the developer on the income restricted units in accordance with the housing TIF district qualifications. Historically, building in Trails Edge has remained dormant for 10+ years despite the availability of five improved building lots. Although the demand for townhomes is high, the high infrastructure costs in combination with ever-increasing property taxes and the fact that this development is already near threshold market rates affordable to most residents in the City has made development infeasible without tax increment assistance. The City reasonably determines that no other development of similar scope is anticipated on this site without substantially similar assistance being provided to the development.

3. *Finding that the TIF Plan for Tax Increment Financing District No. 5-1 conforms to the general plan for the development or redevelopment of the municipality as a whole.*

The Planning Commission reviewed the TIF Plan on June 9, 2020 and found that the TIF Plan conforms to the general development plan of the City.

4. *Finding that the TIF Plan for Tax Increment Financing District No. 5-1 will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the development or redevelopment of Development District No. 5 by private enterprise.*

Through the implementation of the TIF Plan, the City will provide an impetus for residential development, which is desirable or necessary for increased population and an increased need for life-cycle housing within the City.