

**OFFICIAL PROCEEDINGS
OF THE COUNTY BOARD
LAKE COUNTY, MINNESOTA**

July 8, 2014. Commissioners Chambers, Lake County Courthouse, Two Harbors, Minnesota. Commissioners Present: Hurd, Jones, Sve. Absent: Goutermont, Walsh. Also present: County Administrator Matthew Huddleston and Laurel Buchanan, Clerk of the Board.

Meeting was called to order at 1:00 p.m. by Chairperson Rich Sve. Unless otherwise stated, all actions have been approved by unanimous yeas vote. Members of the public were present.

MOTION JONES, SECOND HURD: 01 – Approve agenda. Absent: Goutermont, Walsh

MOTION JONES, SECOND HURD: 02 – Approve Consent Agenda as follows:

1. Approve County Board meeting minutes from June 24, 2014.
2. Approve claims in the amount of \$52,521.27.
3. Amend County Board 2014 meeting schedule to change the meeting locations of the Committee of the Whole scheduled for Tuesday, August 19, 2014, and Tuesday, November 18, 2014. The new location for Tuesday, August 19, 2014, will be the Law Enforcement Center, Two Harbors, Minnesota, including a public hearing on the road plan at 6:00 p.m. The new location for Tuesday, November 18, 2014, will be the Isabella Community Building, 9521 Lankinen Road, Isabella, Minnesota. Both meetings will begin at 6:00 p.m.
4. Approve the County Board of Appeal and Equalization meeting minutes of June 16, 2014.
5. Approve and authorize the Interim County Auditor to sign joint powers agreements between the State of Minnesota acting through its Office of the Secretary of State and the Lake County Auditor's Office. The State is in need of election recount services for the automatic recount of votes pursuant to Minnesota Statutes, section 204C.35, subd. 1 for the 2014 primary election and the 2014 general election, as necessary for federal and state offices.
6. Approve payment to Ziegler Inc in the amount of \$11,706.88 on Invoice SW 070058098 for repair of unit #59990.
7. Approve payment to Contech in the amount of \$5,049.80 on Invoice 00109327 for 103 x 71 Inch Arch Culvert for West Branch Beaver Creek (reimbursable through Aquatic Passage Grant #11-PA-11090903-027), North Alger Road (#302).
8. Authorize Budget adjustments/transfers for Road and Bridge as follows for 2014 Budget:
 - a. Defer crushing following review of 2014 maintenance gravel needs. Transfer \$70,538 from 20-310-000-0000-6515 to 20-330-000-0000-6531.
 - b. Account for dust control bid prices. Reduce 20-310-000-0000-6513 from \$90,000 to \$72,776.
 - c. Defer pickup to enable brush cutter purchase. Transfer \$29,000 from 20-310-000-0000-6630 to 20-310-000-0000-6620.
9. Approve payment to Ziegler Inc in the amount of \$8,675.57 on Invoice SW 070057980 for repair of unit #5990.
10. Approve payment to Ziegler Inc in the amount of \$2,777.30 on Invoice PC 070162045 for cutting edges.

11. Contingent upon City of Two Harbors receipt of wetlands permit and CN Railroad clearance, approve \$1,658.00 quote from American Engineering Testing for concrete testing costs for Two Harbors Trail Project S.P. 038-090-004 as per agreement with City of Two Harbors.
12. Approve \$9,251.40 cost overrun and \$26,007.00 for change order #1 on Chip Seal project SAP 069-030-033, CP-0000-205963 for a total of \$35,258.40 in State Aid eligible work.
13. Approve payment to Culbert's Missabe Appraisal Service for \$8,250.00 for right-of-way appraisals for SAP 038-607-010, bituminous reclamation, shoulder widening, culvert replacements, and bituminous overlay of CSAH 7.
14. Approve Highway Department purchase of a Fecon Severe Duty brush cutting attachment for Caterpillar 315CL from Titan Machinery at a cost not to exceed \$46,000 plus installation.
15. Approve payment in the amount of \$6,838.12 to the State of Minnesota – Office of the State Auditor for auditing services for period of March 26, 2014 to May 6, 2014. (Invoice numbers 64679 and 64680).
16. Authorize payment in the amount of \$4,807.50 to 7Sigma Systems, Inc. for ISP support services (reference 63014LAK).
17. Approve and authorize the Chair to sign the Purchase Agreement between Calix, Inc. and Lake County DBA Lake Connections so that Lake Connections can order services outside of the RUS contract, i.e. support.
18. Approve resolution approving FOX cable contract and authorize the Chair to sign the FOX Cable Network Services contract when it is returned with the recommended changes, for video content on Lake Connections network.
19. Approve the following appointments for additional elections judges in UT2, precinct 1 – Vicky Ojard and Simbre Fosness.
20. Amend 2014 Fee Schedule to include Liquidated Damage Schedule.
21. Amend 2014 Fee Schedule to include a service fee of \$100.00 for repurchase of tax forfeited property in Fee Schedule.
22. Approval of Herbicide SOP to be included in Forestry SOP.
23. Approve payment of \$6,969 to Rainforest Alliance for annual FSC audit.
24. Approval of road bids from Forestry Road Projects 2014 bid opening held on July 1, 2014. Award Project Number 2014-01 Eleven Beavers Road to low bidder Tibbetts Trucking, Inc in the amount of \$8600.00, and award Project Number 2014-02 North Alger Grade to low bidder John's Sanitary Removal in the amount of \$2970.00.

25. Approve resolution as follows: WHEREAS, certain parcels of land in Lake County have been considered for sale described as followed:

parcel #	Parcel ID	Acres	Sect	Twp	Rng	Desc.	Township
24	25-5211-19010	40	19	52	11	NE1/4 OF NE1/4	UT
25	25-5211-19190	40	19	52	11	SE1/4 OF NE1/4	UT
26	25-5211-19685	34	19	52	11	SE1/4 of SW1/4 Lying Westerly of road	UT
27	25-5211-19730	40	19	52	11	NE1/4 OF SE1/4	UT
28	25-5211-19790	40	19	52	11	NW1/4 OF SE1/4	UT
29	25-5211-19910	40	19	52	11	SE1/4 OF SE1/4	UT
30	25-5211-30070	40	30	52	11	NW1/4 OF NE1/4	UT
31	25-5511-24910	40	24	55	11	SE1/4 OF SE1/4	UT
32	29-5310-10670	40	10	53	10	SE1/4 or SW1/4	Silver Creek
33	29-5310-15250	40	15	53	10	NE1/4 OF NW1/4	Silver Creek
34	29-5310-15310	40	15	53	10	NW1/4 OF NW1/4	Silver Creek
35	29-5310-15430	40	15	53	10	SE1/4 OF NW1/4	Silver Creek
36	29-5310-15490	40	15	53	10	NE1/4 OF SW1/4	Silver Creek

WHEREAS, M.S. 282.01 calls for classification of said parcels to conservation or non-conservation:

NOW, THEREFORE, BE IT RESOLVED, that the classifications of said parcels of land are hereby declared to be non-conservation.

26. Approve resolution regarding repurchase of Aho property: Minn. Stat. § 282.241 provides for state tax forfeited land to be repurchased by the previous owners subject to payment equivalent to the delinquent taxes and assessments, with penalties, costs, and interest. The properties to be repurchased forfeited to the State of Minnesota on October 17th, 2013. The repurchase deadline for these non-homestead properties is October 17th, 2014. Helen Aho has made application to repurchase these properties and is eligible to repurchase the properties. It is recommended that the Lake County Board approve the repurchase requests of Helen Aho.

Parcel Code	20-5908-09250
Taxes and Assessments	\$24,554.32
Service Fees	\$100.00
Deed Tax	\$81.03
Deed Fee	\$25.00
Recording Fee	\$46.00
Total Consideration	\$24,806.35

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owner subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and

WHEREAS, The applicant, the [OWNER], has applied to repurchase state tax forfeited land legally described as:

SECTION 9, TOWNSHIP 59, RANGE 8

NE1/4 OF NW1/4 LESS W 757FT & FURTHER EXCEPT THAT PART OF THE N 777.38 FT THEREOF LYING S AND W OF STATE HWY NO 1 AND ELY OF THE FOLLOWING DESC LINE: ASSUMING THE N LINE OF SAID NE1/4 OF NW1/4 TO LIE EAST-WEST AND FROM THE N QUARTER CORNER OF SAID SECTION 9 RUN W ALONG SAID NORTH LINE A DISTANCE OF 440.97 FT TO THE PT OF BEG OF SAID LINE; THENSE S 49 DEGREES 7'59" EAST A DISTANCE OF 301.66 FT; THENSE SOUTH A DISTANCE OF 580 FT, MORE OR LESS, TO THE PT OF INTERSECTION WITH A LINE DRAW PARALLEL TO AND 777.38 FT SLY DISTANT FROM THE N LINE OF SAID NE1/4 OF NW1/4, AND THERE TERMINATING

WHEREAS, The applicant was the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, Approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest;

THEREFORE, BE IT RESOLVED, That the Lake County Board approves the repurchase application by the Helen Aho, subject to payment including total taxes and assessments of \$24,554.32, service fee of \$100.00, deed tax of \$81.03, deed fee of \$25.00, and recording fee of \$46.00; for a total of \$24,806.35.

27. Approve resolution as follows, regarding Repurchase of McMillen Property:

Minn. Stat. § 282.241 provides for state tax forfeited land to be repurchased by the previous owners subject to payment equivalent to the delinquent taxes and assessments, with penalties, costs, and interest. The properties to be repurchased forfeited to the State of Minnesota on October 17th, 2013. McMillen has made application to repurchase these properties and is eligible to repurchase the properties. It is recommended that the Lake County Board approve the repurchase request of McMillen

Parcel Code	26-5608-12432
Taxes and Assessments	\$2,334.64
Service Fees	\$100.00
Deed Tax	\$7.70
Deed Fee	\$25.00
Recording Fee	\$46.00
Total Consideration	\$2,513.34

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owner subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and

WHEREAS, The applicant, McMillen, has applied to repurchase state tax forfeited land legally described as:

SECTION 8, TOWNSHIP 56, RANGE 8

NORTH 420' OF EAST 210' OF SOUTH 486' OF WEST 526' OF LOT 3 EXCLUDING NORTHERLY 210'

WHEREAS, The applicant was the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, Approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest;

THEREFORE, BE IT RESOLVED, That the Lake County Board approves the repurchase application by McMillen, subject to payment including total taxes and assessments of \$2,334.64, service fee of \$100.00, deed tax of \$7.70, deed fee of \$25.00, and recording fee of \$46.00; for a total of \$2,513.34.

28. Authorize payment to VISA for the following charges: \$148.05 for FedEx packages sent on behalf of the Lake Connections fiber optic project.

29. Amend County Board meeting minutes from August 13, 2013, motion 27, to add sales tax of \$2,612.50. This increases the contract from \$38,000.00 to \$40,612.50. The amended minutes read as follows: Authorize the Chair to sign RUS Form 245 for \$38,000, plus sales tax of \$2,612.50, with Innovative Systems LLC for installation and training of the billing and provisioning system.

30. Approve and authorize the Chair to execute an amendment to RUS Form 245 contract (B-26), between Lake County and Innovative Systems LLC. Absent: Goutermont, Walsh

MOTION HURD, SECOND JONES: 03 – Approve the change in employment status of Lisa Lee, Office Assistant, due to completion of probation effective June 24, 2014.
Absent: Goutermont, Walsh

MOTION HURD, SECOND JONES: 04 – Approve and authorize Chair to sign the letter of understanding dated July 2, 2014, between Lake County and the Minnesota Geological Survey (GMS) for participation in the County Geologic Atlas Program. Absent: Goutermont, Walsh

MOTION HURD, SECOND JONES: 05 – Authorize County Administrator to sell on the open market the excess unneeded items from the former Hardee's building, such as kitchen hoods, attached fire prevention equipment and fans, ice machine, door from inside cooler, outdoor freezer, evaporator coils from inside freezer and cooler, bowl sinks and small cooler with stainless top. Absent: Goutermont, Walsh

MOTION HURD, SECOND JONES: 06 – Accept quote from Dallco, Inc. in the amount of \$12,500.00 for CP 14-102-2 Bridge 93091 (Hawk Hill Road over Knife River) repair. Absent: Goutermont, Walsh

MOTION JONES, SECOND HURD: 07 – Adjourn meeting at 2:05 p.m. Absent: Goutermont, Walsh

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The County Board will meet as a Committee of the Whole on Tuesday, July 15, 2014, at 6:00 p.m. in the Toimi School Community Center, 695 Toimi Road, in Brimson, Minnesota. A regular County Board meeting will be held on Tuesday, July 22, 2014, at 1:00 p.m. in the Commissioners' boardroom at the Lake County Courthouse, 601 Third Avenue, Two Harbors, Minnesota.

ATTEST:

Laurel D. Buchanan
Clerk of the Board

Rich Sve, Chairperson
Lake County Board of Commissioners