

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

April 28, 2015. Commissioners Chambers, Lake County Courthouse, Two Harbors, Minnesota.
Commissioners Present: Goutermont, Hurd, Jones, Sve, Walsh. Absent: Hurd. 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. Members of the public were present.

MOTION WALSH, SECOND GOUTERMONT: 01 – Approve agenda with the addition of agenda time for Senator Bob Lessard. Absent: Hurd

Mary Tome, resident of Fall Lake Township, spoke during public comment regarding the Interim Use Permit application (I-15-001 for Terry and Jonna Bailey) that the Lake County Planning Commission has approved and has been recommended to the Lake County Board of Commissioners for approval. The address is 664 Riverview Road, Ely, MN, and the property is part of the Farm Garden Plat. The plat includes 31 properties that abide by a list of restrictions or covenants. Some comments received were regarding the desire of the neighborhood to prohibit commercial activity. The Interim Use Permit would place certain conditions in allowing the use of the property as a Vacation Rental Home. County Administrator Matthew Huddleston reviewed the Planning Commission's recommendations including findings and conditions. The Planning Commission held a public hearing on April 20, 2015 and recommends interim use permit approval based on the following findings and conditions:

Findings:

1. The homeowners have hired Ely Lodging as their rental manager.
2. Lot meets minimum requirements for vacation home rental.
3. Posted rules will include restrictions that address neighbors' concerns.
4. Ely Lodging will assist the Bailey's to determine who to contact for their share of the private road maintenance costs.

Conditions:

1. Must meet all minimum Ordinance requirements for vacation rental including: installation of flow monitoring device, obtain/maintain Health Department license, visual demarcation of property lines, and provide adequate parking for renters.
2. Rules must be posted and include prohibited use of ATV's, jet skis, firearms, fireworks, no smoking or pets.
3. Vegetation growth on mound as addressed by Planning and Zoning must be removed.

There was a discussion regarding the fact that Lake County does not enforce covenants. Commissioners would like to hear from the County Attorney for an opinion regarding covenants.

MOTION GOUTERMONT, SECOND SVE: 02 – Adopt recommendation of the Lake County Planning Commission and approve with conditions Interim Use Permit, I-15-001 for Terry and Jonna Bailey. Yeas: Goutermont, Sve. Nays: Walsh, Jones. Absent: Hurd. This was a tie vote and the motion did not carry.

MOTION GOUTERMONT, SECOND WALSH: 03 – Table Interim Use Permit application I-15-001 until a later date when the whole County Board of Commissioners may be present. Absent: Hurd

Senator Bob Lessard attended the County Board meeting to hear from the Commissioners regarding the Two Harbors waterfront and marina. After Senator Lessard left the Legislature, the Minnesota Department of Natural Resources (MN DNR) hired Senator Lessard as an Assistant to the Commissioner. He has worked in this position for the past four years. He was invited to the County Board to discuss funding availability. Discussion included the concept and idea of pursuing funding

for waterfront enhancement in downtown Two Harbors. A fishing pier could be added to allow public access. Funding is needed to clean up the site and remove the brownfield issues. Senator Lessard would like to see the waterfront and has a few ideas. Senator Lessard spoke of his passion for public access to fishing locations.

Lake County Environmental Services Director Christine McCarthy introduced herself and the County Board welcomed her. Ms. McCarthy recently was hired by Lake County as department head to the Environmental Services Department, which combines the Solid Waste and Planning & Zoning departments into one department.

MOTION GOUTERMONT, SECOND WALSH: 04 – Authorize the Chair to sign a letter recommending homestead status for Jane Ament at the property 3000 E Alger Grade, Two Harbors; the letter will be sent to the County Assessor for implementation and for the file. Absent: Hurd

MOTION GOUTERMONT, SECOND JONES: 05 – Approve consent agenda as follows:

1. Approve County Board meeting minutes from April 14, 2015.
2. Approve claims in the amount of \$64,566.76.
3. Approve Health and Human Services claims payments in the following amounts:

a. Region III Adult Mental Health Initiative payments	\$76,940.28
b. Administrative payments	\$48,072.28
c. Arrowhead Health Alliance payments	\$28,310.31
d. Special payments	\$ 8,895.41
4. Adopt recommendation from Chief Deputy Assessor regarding Parcel 20-6067-01200, to correct the assessment by lowering the value of this parcel from \$119,600 to \$80,000 for the 2014 assessment, taxes payable in 2015.
5. Adopt recommendation from Chief Deputy Assessor regarding Parcel 23-7642-20110, to correct the assessment by lowering the value of this parcel from \$100,400 to \$68,100 for the 2014 assessment, taxes payable in 2015.
6. Adopt recommendation from Chief Deputy Assessor regarding Parcel 27-5707-17385, to correct the assessment by granting homestead status on this parcel for the 2014 assessment, taxes payable in 2015.
7. Approve resolution that cancels Lloyd Gilbertson's lease on April 28th, 2015.
8. Amend County Board meeting minutes from January 13, 2015, motion 03, consent agenda item 11, as follows: "Approve repair of Highway Department Unit #4980 by Ziegler in an amount up to \$22,672.83." The estimate for this repair was \$17,022.
9. Approve payment to Ziegler for invoice number PC070168768 in the amount of \$4,980.55 for Highway Department purchase of parts for Unit #5990.
10. Approve payment to Nuss Truck and Equipment for invoice number 628973 in the amount of \$5,692.94 for repair of Highway Department Unit #4090.

11. Approve Highway Department restocking of wing and plow cutting edges from Ziegler in an amount up to \$2,858.50 plus taxes if applicable.
12. Authorize payment to Conrow Law Office in the amount of \$3,024.00 (Invoice 10158) for legal services rendered from March 23, 2015 - April 9, 2015, in the matter of the fiber network.
13. Authorize payment to Carlson Duluth Company in the amount of \$3,129.00 (Invoice 28734) for annual testing on backflow preventers by a licensed contractor, for work performed at the Lake County Courthouse, Lake County Law Enforcement Center and Lake County Service Center in Two Harbors, Minnesota.
14. Approve payment of Invoice No. 751 to North Point Geographic Solutions in the amount of \$9,598.00 for GIS consulting services.
15. Approve payment of Invoice No. 750 to North Point Geographic Solutions in the amount of \$4,081.13 for GIS consulting services.
16. Authorize payment in the amount of \$5,952.78 to Innovative Systems for billing system maintenance fee, IPTV quarterly maintenance and April 1st postage & billing, for the following invoices.
 - a Invoice 23568 5,370.47
 - b Invoice 23769 \$ 382.74
 - c Invoice 23801 \$ 199.57
17. Approve and authorize the Lake County Board Chair to sign the Minnesota Department of Health Title V Maternal and Child Health Block Grant Agreement, along with any subsequent Amendments, for the period of January 1, 2015 through December 31, 2016.
18. Authorize payment in the amount of \$14,975.92 to City of Silver Bay for 2014 UT #1 fire protection.
19. Authorize payment in the amount of \$6,500 to the Silver Bay Area Tourism Association to assist in promoting tourism in the Silver Bay area. (Budget item 01-716-960-1204-6810).
20. Authorize payments in the following amounts for medical examiner invoices for processing, sorting, analysis, and report preparation in case HX14-334:
 - a Susan M. Thurston Myster, Consulting Forensic Anthropologist \$ 8,062.50
 - b Ann L. Norrlander, DDS \$ 525.00
 - c Deb Delich, pathology department \$ 429.38
21. Adopt recommendation from Chief Deputy Assessor regarding Parcel 22-7460-13050, to correct the assessment by classifying this property as homestead for the 2014 assessment, taxes payable in 2015.

22. Adopt recommendation from County Assessor regarding Parcel 24-5706-30190, to correct the values allotted to the separate classifications of Seasonal Recreational Residential and Managed Forest Land. A value shift from the Managed Forest classification to the Seasonal Recreational classification caused a substantial increase in the 2015 property tax. Approve the abatement of a portion of the property taxes with no change in total value, for the 2014 assessment, taxes payable in 2015.
23. Authorize payment in the amount of \$2,719.10 (Invoice 7013) to Don's Auto Repair for repairs to Sheriff's Office Vehicle 613.
24. Authorize payment in the amount of \$4,839.00 to Olsen-Thielen for professional services from Certified Public Accountants and consultants for the Eligible Telecommunications Carrier (ETC) application (reference 20492).
25. Authorize payment in the amount of \$11,766.00 to Gray, Plant Mooty, Et al for legal services rendered in connection with 404048 Eligible Telecommunications Carrier (ETC) petition (reference 682841).
26. Authorize payments in the following amounts for email and website maintenance and updates, account management and advertising services, payable to Giant Voices.
 - a INV-037785 \$ 103.00
 - b INV-037786 \$ 8,351.37
27. Authorize payment in the amount of \$2,629.00 to Rohl Networks LP for assistance connecting satellite dishes to building (reference LAKECT-2012).
28. Authorize the Sheriff's Office to sell the following surplus vehicles and equipment utilizing the Do-Bid / Oberfoell Auctioneers:
 - 2006 Ford Expedition (VIN #1FMPU16596LA75620, Lic# 281-HHR)
 - 2002 Mercury 5hp outboard motor (Serial #OT031358)
 - 1982 Johnson 25hp outboard motor (Model #J25RLCNB, Serial #E5635265)
 - 1998 Polaris 500 4x4 four wheeler (VIN #4XACH50A7WA009820)
 - 2001 Polaris 400 4x4 Sportsman ATV (VIN #4XACH42A22A525469) Absent: Hurd

MOTION WALSH, SECOND GOUTERMONT: 06 – Authorize payment in the amount of \$6,500 to the Two Harbors Area Chamber of Commerce for operational costs at the R.J. Houle Information Center. (Budget item 01-716-960-1201-6345). Yea: Goutermont, Sve, Walsh. Nay: None. Abstain: Jones. Absent: Hurd

MOTION WALSH, SECOND GOUTERMONT: 07 – Approve the retirement of Darlene Hoff, Account Technician, effective July 10, 2015. Absent: Hurd

MOTION JONES, SECOND WALSH: 08 – Approve the revisions to the Account Technician job description without comparable worth review. Absent: Hurd

MOTION JONES, SECOND GOUTERMONT: 09 – Approve the recruitment for one full-time Account Technician. Absent: Hurd

MOTION WALSH, SECOND GOUTERMONT: 10 – Approve the 67-day temporary appointment of Charles Carlson, Grounds Maintenance for Maintenance Department, at \$11.00 per hour including maximum return incentive effective May 11, 2015. Absent: Hurd

MOTION JONES, SECOND WALSH: 11 – Approve the 67-day temporary appointment of Fred Hendrickson, Grounds Maintenance Worker for Maintenance Department, at \$10.00 per hour including first year return incentive effective May 11, 2015. Absent: Hurd

MOTION JONES, SECOND WALSH: 12 – Approve the trial appointment of Lisa Lee, part-time Office Assistant, to part-time Deputy Recorder, effective April 29, 2015, at the probationary rate of \$19.74 per hour. Absent: Hurd

MOTION JONES, SECOND WALSH: 13 – Adopt the recommendation of the Lake County Planning Commission following the public hearing held on April 20, 2015, to review proposed revisions to Lake County Ordinance #11, and approve Lake County Ordinance #11 with those revisions. Absent: Hurd

MOTION JONES, SECOND WALSH: 14 – Adjourn meeting at 2:43 p.m. Absent: Hurd

The Board of Commissioners will hold an agenda meeting in the Commissioners' boardroom on Tuesday, May 5, 2015, at 1:00 p.m. The Board of Commissioners will hold a regular meeting in the Commissioners' boardroom on Tuesday, May 12, 2015, at 12:00 p.m. This noon start time is a schedule change from the regularly scheduled board meeting time of 1:00 p.m.

ATTEST:

Laurel D. Buchanan
Clerk of the Board

Rich Sve, Chairperson
Lake County Board of Commissioners