

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

July 11, 2017. Lake County Service Center, Split Rock River Room, 616 Third Avenue, Two Harbors, Minnesota. County Commissioners Present: Derrick (Rick) L. Goutermont, Richard (Rick) C. Hogenson, Jeremy M. Hurd, Peter R. Walsh, Rich Sve. County Commissioners Absent: None. Also present: County Administrator Matthew Huddleston and Laurel Buchanan, Clerk of the Board.

Meeting was called to order at 2:00 pm by Chairperson Rich Sve. Unless otherwise stated, all actions have been approved by unanimous yeas. Members of the public were present. Commissioner Sve led the audience in the recitation of the Pledge of Allegiance.

MOTION HURD, SECOND HOGENSON: 01 – Approve agenda. Absent: None

Emily's Eatery owners and operators were present for the approval of their application for a liquor license. Alex Giuliani and Sandy Hoff introduced themselves and Chloe Dryke and Evan Rollo who will operate the new Emily's Eatery on Knife River.

MOTION HURD, SECOND HOGENSON: 02 – Approve application for a new on and off sale liquor license for Knife River Holdings LLC 218 Scenic Drive Knife River, MN 55609 (Emily's restaurant) subject to approval of the County Attorney and County Sheriff and filing of proper application papers. Absent: None

Lake County Attorney Russ Conrow appeared before the Board of Commissioners to discuss the need for a public health hazard abatement, pursuant to Minnesota Statute 145A. Lake County is the governing board, the Public Health Board, with the legal authority to address public health nuisances. Mr. Conrow discussed the potential clean-up expenses for a specific property in Lake County. Mr. Conrow explained that the conditions on the property are a biological hazard and any individuals entering the premises must wear Hazardous Materials (hazmat) suits. Under statute, once the property is deemed a public health nuisance, the property owners must clean up the property within ten (10) days. If a threat to the public health such as a public health nuisance, source of filth, or cause of sickness is found on any property, the community health board, county, city or its agent shall order the owner or occupant of the property to remove or abate the threat within a time specified in the notice but not longer than ten days (Minnesota Statute section 145A.04, subd. 8). To enforce public health laws, ordinances or rules, a member or agent of a community health board, county or city may enter a building, conveyance, or place where contagion, infection, filth or other source or cause of preventable disease exists or is reasonably suspected (Minnesota Statute section 145A.04, subd. 7). Mr. Conrow discussed the importance of timely compliance. Mr. Conrow discussed past clean-up cases (example: junkyard) in which Lake County incurred clean-up costs and placed a lien on the property. Upon sale of the property, Lake County recovered costs that had been incurred. Another option discussed is that clean-up costs may be assessed back to the property taxes payable to Lake County.

Lake County Administrator Matthew Huddleston updated the Board of Commissioners on several items of county business. The Fire Recovery Committee met on July 10, 2017, with Minnesota Counties Intergovernmental Trust (MCIT) Executive Director Robin Sykes and Property/Casualty Claims Manager Jim Lass. It was clarified that Lake County will receive full replacement cost for building on the same lot. Mr. Huddleston discussed a request that Lake County has received from Cook County for help with Highway Engineer services during Cook County's recruitment process for a new Highway Engineer. Any agreement that may be worked out between the counties would be for a limited basis, limited purposes and limited time. Cook County has a State Aid project that needs a county engineer. Lake County Highway Engineer Krysten Foster is reviewing the request and considering whether she would be willing to take on additional responsibilities for additional pay during this limited time. Mr. Huddleston and Ms. Foster will discuss further and may propose a detailed agreement to Cook County.

Commissioner Jeremy Hurd left the meeting at 2:50 pm and returned at 2:51 pm when Mr. Huddleston was discussing 2018 budget planning. Commissioners Pete Walsh left the meeting at 2:54 pm and returned at 2:55 pm during a discussion on Lake County establishing and maintaining a social media presence.

Land Commissioner Nate Eide reviews his requests for board action that are included on the consent agenda. Administrator Huddleston left the meeting at 3:16 pm and returned at 3:19 pm during a discussion about search and rescue costs.

MOTION GOUTERMONT, SECOND HURD: 03 – Approve amended Consent Agenda as follows:

1. Approve the Board of Commissioners' meeting minutes from June 27, 2017.
2. Approve Health and Human Services claims payments in the following amounts:
  - a. Region III Adult Mental Health Initiative payments \$ 19,131.79
  - b. Administrative payments \$ 17,417.17
  - c. Arrowhead Health Alliance payments \$ 46,083.05
  - d. Special payments \$ 198,407.27
3. Approve and authorize \$500.00 to AEOA's Rural Rides Program for the period of July 1, 2017 through June 30, 2018. (Arrowhead Economic Opportunity Agency)
4. Authorize the Chair of the Board to sign the 2016 Operation Stonegarden Grant Agreement.
5. Authorize payment to Wireless Broadband Services, Inc. in the amount of \$7,300.00 for the microwall installation on the SB mine tower for the Lake County paging system in Silver Bay.
6. Approve the Secure Rural Schools (SRS) Title III budgets, and initiate and obligate the listed projects as authorized for use of 2014 and 2015 funds.
7. Approve updated "Outdoor Fireworks/Pyrotechnic Public Display Permit" for Lake County Minnesota and update cost of permit on Lake County Fee Schedule to \$50.
8. Authorize Highway Department payment to Conduent Business Services, LLC in the amount of \$5,783.38 for annual accounting software support for the period of June 1, 2017 through May 31, 2018.
9. Approve and authorize Board Chair to sign State of Minnesota Department of Transportation Master Partnership Contract for continued partnering opportunities.
10. Approve and authorize the County Board Chair to sign the Purchase of Service Agreement with Friends of the Finland Community for the period of January 1, 2017 through December 31, 2017.
11. Authorize payment in the amount of \$20,930.31 to Lake Communications, Inc. (LCI) for May voice services expense, invoice 148.
12. Authorize payment in the amount of \$97,215.61 to Consolidated Telecommunications Company (CTC) for June payrolls, voice conversion expenses, technician labor and expenses, internet access and transport service, and trouble calls, invoice INV-3208.
13. Authorize the renewal and payment of the same support contract covering the Brocade core router to Goldfield Telecom LC, in the amount of \$11,505.36, quote 53790.

- 14. Approve application for a new tobacco license for Lakeview Liqueur DBA Lakeview Liquor 2777 Hwy 61 Two Harbors for the period of July 1, 2017- June 30, 2018.
- 15. Approve a four-day temporary on-sale liquor permit for the Isabella Community Council Inc for the dates of Sept 8-11, 2017 for the premises at 9521 Lankinen Rd Isabella MN 55607. Contingent on the filing of necessary paperwork and payment of applicable fees.
- 16. Approve a three-day temporary on-sale liquor permit for the Isabella Community Council Inc for the dates of Nov 10-12, 2017 for the premises at 9521 Lankinen Rd Isabella MN 55607. Contingent on the filing of necessary paperwork and payment of applicable fees.
- 17. Approve Classification of Tax Forfeited Land for Land Sale as follows: WHEREAS, certain parcels of land in Lake County have been considered for sale described as follows:

Parcel ID	Acres	Sect	Twp	Rng	Desc	Township (Twp)/City	Sale or Exchange
26-5608-22130	41.22	22	56	8	SW ¼ of NE ¼	Beaver Bay Township	Sale
26-5608-22190	41.25	22	56	8	SE ¼ of NE ¼ Except that part Described in Book 136	Beaver Bay Township	Sale
26-5608-22730	29.14	22	56	8	NE ¼ of SE ¼ Except the south 430 ft of E 1100 ft	Beaver Bay Township	Sale

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.

- 18. Award 2017 Silver Caribou Road project to Kevin Kallinen Contracting LLC for \$25,712.22 with the option of additional work for \$3,325.
- 19. Award 2017 Bailey Road project to Silver Hill Land Improvements (Jeff Tikkanen) for \$19,175.00.
- 20. Approve resolution for stream easements on parcels as follows:

WHEREAS, the land hereinafter described was duly forfeited to the State of Minnesota for the nonpayment of taxes, and,

WHEREAS, pursuant to Minnesota Statutes section 282.37, Grantee has applied to the Commissioner of Revenue for the conveyance to:

1. Protect the riparian shore line areas for fish habitat and shoreline stabilization in the below described area.
2. Permit the development of fish habitat in the below described area, including tree planting, fencing, erosion control, installation of instream structures, posting of signs and other improvements as are deemed necessary.
3. Permit angling by the public in the below described area.

WHEREAS, the Board of County Commissioners of the County of Lake, State of Minnesota, has recommended to the Commissioner by resolution adopted on the 13<sup>th</sup> day of September, 2016, that such conveyance be made,

NOW, THEREFORE, Grantor, pursuant to said laws and in consideration of the premises, does hereby grant and convey unto Grantee, its successors and assigns, a perpetual conservation easement in land lying and being in the County of Lake, and State of Minnesota, described as follows, to-wit:

1. A 150-foot strip of land lying in: that part of the Southwest Quarter of the Northeast Quarter (SW1/4 of NE1/4), Section 29, Township 57 North, Range 11 West, Lake County, Minnesota (Parcel ID 25-5711-29130) lying 75 feet on each side of the centerline of Berry Creek.
2. A 150-foot strip of land lying in: that part of the Northwest Quarter of Northeast Quarter (NW1/4 of NE1/4), Section 3, Township 56 North, Range 7 West, Lake County, Minnesota (Parcel ID 26-5607-03070) lying 75 feet on each side of the centerline of an Unnamed Creek.
3. A 150-foot strip of land lying in: that part of the Southwest Quarter of the Southwest Quarter (SW1/4 of SW1/4), Section 30, Township 54 North, Range 10 West, Lake County, Minnesota (Parcel ID 29-5410-30610) lying 75 feet on each side of the centerline of Silver Creek and excluding existing road right-of-way.
4. A 150-foot strip of land lying in: that part of the Northwest Quarter of the Northeast Quarter (NW1/4 of NE1/4), Section 35, Township 54 North, Range 10 West, Lake County, Minnesota (Parcel ID 29-5410-35070) lying 75 feet on each side of the centerline of Crow Creek and Tributaries and excluding existing road right-of-way.

ALSO, unto Grantee, its successors and assigns, ingress and egress to and from said river at any point over and across the above described parcels, by employees of Grantee for fish management purposes, compatible with current use. Established access routes shall be used whenever feasible. In the event that there are no established routes, or, if such established routes are impossible to use, the Grantee shall, when practical, advise and inform the Grantor of any proposed route.

FURTHER COVENANTING, THE GRANTOR, FOR ITSELF, ITS SUCCESSORS AND ASSIGNS:

- A. Shall not place or erect any structure or building in the easement area without prior written approval of the Grantee.
- B. Agrees to cooperate in the maintenance and enhancement of fishing in the above described area by doing no excavating, filling, dumping, tree cutting, burning or changing of the stream course, without prior written approval of the Grantee. A change in the stream course also requires a special permit issued by the Division of Waters of the Department of Natural Resources.
- C. Agrees that existing tillage be set back in accordance with the County Shoreland Standards for agricultural lands along water bodies designated by the Commissioner of Natural Resources as trout waters and that no new tillage be initiated within the above described set back corridor.
- D. Agrees that Grantor will provide written notification to Grantee of any sale or transfer of the property subject to this Easement at least thirty (30) days prior to the date on which such sale or transfer will take effect. Said written notification shall be sent to:

State of Minnesota  
Department of Natural Resources  
Aquatic Management Program  
500 Lafayette Road, St. Paul, MN 55155

Absent: None

MOTION HURD, SECOND WALSH: 04 – Approve the resignation of Bradley Voltz, Heavy Equipment Operator, effective July 14, 2017. Absent: None

MOTION WALSH, SECOND GOUTERMONT: 05 – Approve the recruitment for one full-time Heavy Equipment Operator. Absent: None

MOTION HOGENSON, SECOND HURD: 06 – Approve the change in employee status of Mandi Jackson, Financial Worker, due to completion of probation effective June 23, 2017. Absent: None

MOTION GOUTERMONT, SECOND HOGENSON: 07 – Approve the resignation of Jessica Breden, Public Health Nurse, effective July 21, 2017. Absent: None

MOTION HURD, SECOND WALSH: 08 – Approve the recruitment for one full-time Public Health Nurse. Absent: None

MOTION WALSH, SECOND HOGENSON: 09 – Approve the probationary appointment of Justin Mayne to part-time/on-call Dispatcher/Corrections Officer at the 2016 entry rate of \$18.89 per hour effective July 17, 2017. Absent: None

MOTION HURD, SECOND GOUTERMONT: 10 – Adjourn meeting at 3:25 p.m. Absent: None

The Lake County Board of Commissioners will meet as a Committee of the Whole, at 6:00 pm on Tuesday, July 18, 2017, at the Toimi School Community Center (Toimi Schoolhouse). Toimi Schoolhouse is located at 6486 Murphy Lake Road, Brimson, Minnesota, on the Superior National Forest Scenic Byway (Forest Highway 11) at its intersection with County Road 151.

The Board of Commissioners will convene a regular board meeting at 2:00 pm on Tuesday, July 25, 2017, in the Split Rock River Room located on the main floor of the Lake County Service Center, 616 Third Avenue, Two Harbors, Minnesota.

ATTEST:

Laurel D. Buchanan  
Clerk of the Board

Rich Sve, Chairperson  
Lake County Board of Commissioners