

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

Tuesday, May 22, 2018. Lake County Service Center, Split Rock River Room, 616 Third Avenue, Two Harbors, Minnesota. County Commissioners Present: District 1 Commissioner Peter R. Walsh, District 2 Commissioner Derrick (Rick) L. Goutermont, District 3 Commissioner Richard (Rick) C. Hogenson, District 4 Commissioner, Jeremy M. Hurd, District 5 Commissioner Rich Sve. Absent: None. Also present: County Administrator Matthew Huddleston and Laurel D. Buchanan, Clerk of the Board. Meeting was called to order at 2:00 pm by Board Chair Rich Sve. Unless otherwise stated, all actions have been approved by unanimous yeas vote. Members of the public were present. Commissioner Sve led the audience in the recitation of the Pledge of Allegiance.

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

Board Chairperson Rich Sve welcomed Lake County Historical Society Manager Ellen Lynch. Ms. Lynch introduced herself to the Board of Commissioners and talked about the historical society's plans for the summer. Ms. Lynch invited Commissioners to attend "Tales of Whiskey Row" at the Depot Museum on July 7, 2018, at 1:00 pm. Historian Todd Lindahl will be speaking during Heritage Days, discussing the past of Whiskey Row. This program is included with museum admission.

At 2:05 p.m., the Board Chair recessed the Board of Commissioners meeting and convened the public hearing on Convene Public Hearing for Land Exchange of Private Land for County Tax Forfeited Land – Robinson Land Exchange. Land Commissioner Nate Eide briefly reviewed the history and process that has been underway for many years. As the property involves lake frontage, a proposed land exchange had required special legislation, which was obtained at an earlier date. Since then the requirements have changed and special legislation is no longer required. The updated application was received on April 18, 2018. At the Board of Commissioners meeting on April 24, 2018, the County Board approved a resolution authorizing this public hearing to be held on May 22, 2018. No public comments have been received on this proposed land exchange. There was a question about the location, which borders the Boundary Waters. No action is needed today on the proposed land exchange. The next step is an appraisal to be paid for by the Robinsons. At 2:10 p.m. the Public Hearing for Land Exchange of Private Land for County Tax Forfeited Land (Robinson Land Exchange) was closed and the Board of Commissioners meeting was reconvened.

County Auditor Linda Libal updated the Board of Commissioners that election filing opened today and will be open for two weeks through Tuesday, June 5, 2018. Any primaries will be held on August 14, 2018. Land Commissioner Nate Eide updated the Board of Commissioners on the updated proposed resolution for the needs determination after receiving input from the Minnesota Department of Natural Resources (DNR) related to the Environmental Assessment Worksheet (EAW) for the Prospectors Loop Trail Project. Lake County serves as the Responsible Government Unit (RGU) for this project. Lake County Environmental Services Director Christine McCarthy confirmed that the Conditional Use Permit (CUP) was approved at the Planning Commission on May 21, 2018 for the Prospectors Loop Trail. Ehlers & Associates, Inc. Senior Financial Planner Bruce Kimmel arrived in advance of public hearing on Capital Improvement Plan (CIP), regarding the proposal to adopt the Plan and approve the issuance of the Bonds.

Lake County Environmental Services Director Christine McCarthy reviewed the findings by the Planning Commission and proposed resolutions for Interim Use Permits following the public hearings of May 21, 2018. Ms. McCarthy discussed the reasons for the recommendation of a one-year approval of interim use permit I-18-009, concerns that were heard at the public hearing and follow up with the Public Health Department after the public hearing. In the Planning Commission findings, one of the conditions is “no use of hot tub by rental guests.” Lake County Environmental Services Department staff will monitor this permit over the next year.

Ms. McCarthy also reviewed the Planning Commission findings for Interim use permit I-18-011. Commissioners had questions about the timeline for a decision. The Lindberg applicants were present at the board meeting. Dan Lindberg spoke about the application and answered Commissioners’ questions about the proposed operation. The application is operation of a gravel pit on 20 acres. Operations may include crushing, washing, screening, dewatering, concrete/asphalt recycle, sand storage, pit run, bituminous and/or concrete batch plant. Ms. McCarthy clarified that the permit would allow sand storage, but would not include salt storage. Salt storage will be listed in the prohibited activities, along with blasting and quarrying, which are also prohibited. Dust control on Westover Road to be performed by operator.

Lake County Environmental Services Director Christine McCarthy welcomed any questions on the Minnesota Pollution Control Agency (MPCA) *Permit Application for Construction and Operation* for expansion of the Lake County Demolition Landfill. At 2:35 p.m., the Board Chair recessed the Board of Commissioners meeting.

At 2:35 p.m. the Chairperson called the Public Hearing on the for the County’s Capital Improvement Plan (the “Plan”) and issuance of bonds (“the Bonds”).

The Chairperson stated that this was the time and place fixed for a public hearing to be held on the County’s Capital Improvement Plan (the “Plan”) and issuance of bonds (the “Bonds”) under Minnesota Statutes, Section 373.40. The County Administrator presented an affidavit showing publication of the notice of public hearing at least fourteen (14) but not more than twenty-eight (28) days prior to the date fixed for the public hearing in the North Shore Journal, being the official newspaper of the County. The affidavit was examined, found to be satisfactory and ordered it to be placed on file with the County Administrator.

The Chairperson then opened the meeting for the public hearing on the proposal to adopt the Plan and approve the issuance of the Bonds. The purpose of the hearing was explained, the nature of the Plan and the Bonds was discussed and all persons present who desired to do so were afforded an opportunity to express their views with respect to the proposal to approve the Plan and issue the Bonds. With no comments being received from the public on the proposals, at 2:48 p.m. the Chairperson declared the public hearing to be closed.

The Board of Commissioners meeting was reconvened at 2:48 p.m. County Administrator Matthew Huddleston reviewed the proposed resolution. Ehlers & Associates, Inc. Senior Financial Planner Bruce Kimmel was present and reviewed the proposed 2018 CIP Bond Issue and reviewed Ehlers’ Pre-Sale Report, including a proposed Debt Issuance Schedule. County Attorney Russ Conrow was also present for the discussion.

MOTION GOUTERMONT, SECOND WALSH: 02 – Adopt Resolution Relating to Approval of a Capital Improvement Plan and Providing for the Sale of General Obligation Capital Improvement Bonds, Series 2018B. Absent: None

Three items were removed from the consent agenda for discussion and separate action.

MOTION GOUTERMONT, SECOND WALSH: 03 – Approve amended consent agenda as follows:

1. Approve the Board of Commissioners' meeting minutes from May 8, 2018.
2. Approve Health and Human Services claim payments in the following amounts:
 - a. Administrative payments \$ 4,703.87
 - b. Region III payments \$ 203,346.56
 - c. Special payments \$ 589.34
3. Adopt the findings by the Planning Commission for Interim Use Application, I-18-010, for Michael Tonder.
4. Authorize donation of Highway Department steel beams to Two Harbors High School nature trail accessibility project.
5. Authorize Highway Department trade of Unit #5130 (2013 Caterpillar 950K) articulating wheel loader for \$135,650.00.
6. Authorize Highway Department purchase of Caterpillar 950GC articulating wheel loader from Ziegler, Inc. (through State CPV Contract L-331(5)) at a cost of \$248,732.00.
7. Authorize payment in the amount of \$33,351.44 to Consolidated Telephone Company (CTC), invoice INV-3303, for payrolls, 2nd quarter safety training, May commissions, April trouble tickets, and misc. CTC labor relating to sale.
8. Authorize purchase of a Felling FT-16 IT-I equipment trailer for Prospectors Loop ATV Trail, and authorize payment in the revised amount of \$10,968.32 to Minnesota Equipment, Inc, Rogers, MN, from MN state contract T603, #138952. The corrections include a \$0.32 (32 cents) difference and a change in vendor name.
9. Authorize purchase of a Bobcat T770 T4 tracked skid-steer for the Prospectors Loop ATV Trail, and authorize payment in the revised amount of \$61,753.00 to Bobcat of Duluth, Inc, from state bid contract. The revised amount is \$489.95 more than original quote based on option package change.
10. Approve purchase of a Bobcat E50 T4 compact excavator for the Prospectors Loop ATV trail, and authorize payment in the amount of \$58,727.90 to Bobcat of Duluth Inc, Duluth, MN. Funds will come from Federal Recreational Trail Program (FRTP grant) and State Appropriated funds.
11. Approve and authorize the Lake County Board Chair and Lake County Environmental Services Director to sign the Minnesota Pollution Control Agency (MPCA) *Permit Application for Construction and Operation* for expansion of the Lake County Demolition Landfill. The Board Chair will be signing as the Landowner and the Environmental Services Director will be signing as the Applicant, Operator, Solid Waste Administrator and Planning and Zoning Administrator.

12. Approve Resolution Determining that the Proposed Changes to the Prospectors Loop Trail Project Are Not Substantial to Justify a New or Revised Environmental Assessment Worksheet (EAW); Lake County, serving as the Responsible Government Unit (RGU) for this project, determines that the proposed additions, deletions, remapping are not a substantial change to justify a new or revised EAW for the Prospector's Loop Trail Project.
13. Authorize County Board Chair to sign Alger Grade Trailhead Cooperative Agreement between the State of Minnesota and Lake County.
14. Award bid of \$95.00/acre to Northwoods Forestry, Inc. on approximately 128 acres on sites 2016-S01, 2016-S02, 2016-S08, 2016-S09, 2016-S11, 2016-S15, 2016-S35, 2016-S36. Payment not to exceed \$12,600. Funds coming from Conservation Partners Legacy grant.
15. Award bid of \$85.50/acre to Birkland Forest Management on approximately 19 acres of sites 2015-S29, 2016-S04, 2016-S05, 2016-S06. Payment not to exceed \$1,900. Funds coming from Conservation Partners Legacy grant. Absent: None

MOTION GOUTERMONT, SECOND HURD: 04 – Adopt the findings by the Planning Commission for Interim Use Application, I-18-009, for Craig Anshus. Absent: None

MOTION HOGENSON, SECOND GOUTERMONT: 05 – Adopt the findings by the Planning Commission for Interim Use Application, I-18-011, for Michael Lindberg. Absent: None

MOTION GOUTERMONT, SECOND HURD: 06 – Approve a two-day temporary on-sale liquor permit for Finland Fire & Rescue for the dates of July 21 and 22, 2018 at Greg Field on Cty Rd 7 by the Clair Nelson Community Center in Finland, Minnesota. Yea: Goutermont, Hogenson, Hurd, Sve. Nay: None. Abstain: Walsh. Absent: None

MOTION HURD, SECOND WALSH: 07 – Approve the 67-day temporary appointment of Elizabeth Huss, Mower Operator for Highway Department, at \$14.00 per hour including maximum return incentive effective June 11, 2018. Absent: None

MOTION HOGENSON, SECOND HURD: 08 – Approve the 67-day temporary appointment of Al Lampela, Mower Operator for Highway Department, at \$14.00 per hour including maximum return incentive effective June 11, 2018. Absent: None

MOTION HOGENSON, SECOND WALSH: 09 – Approve the 67-day temporary appointment of Amy Cavallin, Laborer for Highway Department, at \$11.00 per hour including second year return incentive effective June 11, 2018. Absent: None

MOTION HURD, SECOND GOUTERMONT: 10 – Approve the 67-day temporary appointment of Larry Guentzel, Truck Driver for Highway Department, at \$15.50 per hour effective June 11, 2018. Absent: None

MOTION WALSH, SECOND HURD: 11 – Approve the 67-day temporary appointment of Brad Johnson, Truck Driver for Highway Department, at \$17.00 per hour including maximum return incentive effective June 11, 2018. Absent: None

MOTION HURD, SECOND HOGENSON: 12 – Approve the 67-day temporary appointment of Laurana Deuel, Survey Assistant for Highway Department, at \$10.00 per hour effective June 11, 2018. Absent: None

MOTION HOGENSON, SECOND GOUTERMONT: 13 – Approve the 67-day temporary appointment of Gerald Bahar, Survey Technician for Highway Department, at \$16.00 per hour effective June 11, 2018. Absent: None

MOTION WALSH, SECOND GOUTERMONT: 14 – Approve the 67-day temporary appointment of Emily Haveri, Engineering Intern for Highway Department, at \$14.50 per hour effective June 11, 2018. Absent: None

MOTION WALSH, SECOND HURD: 15 – Approve the 67-day temporary appointment of Mark Fleischer, Mower Operator for Highway Department, at \$12.50 per hour effective June 11, 2018. Absent: None

MOTION WALSH, SECOND HURD: 16 – Approve the 67-day temporary appointment of Zachary Fynboh, Grounds Maintenance Worker for Maintenance Department, at \$10.50 per hour effective June 1, 2018. Absent: None

MOTION HOGENSON, SECOND WALSH: 17 – Approve the trial appointment of Vicki Bailey, Dispatch/Jailer, to Lead Dispatcher/Jailer at the Step 4 rate of \$23.01 per hour effective June 4, 2018. Absent: None

MOTION GOUTERMONT, SECOND HURD: 18 – Approve the reappointment of Susan Rosette to the Lake County Housing and Redevelopment Authority (LCHRA) Board for a five-year appointment, through the term date of May 30, 2023. Absent: None

MOTION WALSH, SECOND GOUTERMONT: 19 – Approve resolution documenting the five-year appointments of the current Lake County Housing and Redevelopment Authority (LCHRA) Board members as listed with term dates.

Richard DeRosier; May 30, 2020

Robert Entzion; May 30, 2020

Paul Iverson; May 30, 2021

Tom Lovdahl; May 30, 2021

Susan Rosette; May 30, 2023. Absent: None

MOTION GOUTERMONT, SECOND HOGENSON: 20 – Approve the retirement of Thela Fitzgerald, Dispatcher/Jailer, effective May 27, 2018. Absent: None

MOTION WALSH, SECOND HURD: 21 – Approve the recruitment for one full-time Dispatcher/Jailer. Absent: None

MOTION HURD, SECOND HOGENSON: 22 – Adjourn County Board of Commissioners' meeting at 3:13 p.m. Absent: None

County Board Minutes

May 22, 2018

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From the Board of Commissioners' meeting schedule, to be held in the Split Rock River Room located on the main floor of the Lake County Service Center, 616 Third Avenue, Two Harbors, Minnesota:

- Strategic Planning Session rescheduled to 9:00 a.m. on Tuesday, June 5, 2018. (This session replaces the previously scheduled date of May 29, 2018.)
- Agenda meeting at 2:00 p.m. on Tuesday, June 5, 2018.
- Regular meeting at 2:00 p.m. on Tuesday, June 12, 2018.

ATTEST:

Laurel D. Buchanan
Clerk of the Board

Rich Sve, Chairperson
Lake County Board of Commissioners