

# PROCEEDINGS OF THE KANABEC COUNTY REGIONAL RAIL AUTHORITY

State of Minnesota }  
County of Kanabec }  
Office of the County Coordinator

**February 11, 2009**

The Kanabec County Regional Rail Authority met at 11:14am on Tuesday, February 11, 2009 pursuant to public notice.

Board Members present: Kim Smith, Roger Crawford, Kathi Ellis, Kevin Troupe and Les Nielsen.

The meeting was called to order by the Board Clerk. Nominations for Board Chairperson for 2009 were called for.

Action #RA1 - It was moved by Kim Smith and seconded by Kathi Ellis to nominate Les Nielsen for Chairperson.

The Board Clerk called for nominations for Chairperson three times with no further nominations.

Action #RA2 – It was moved by Roger Crawford, seconded by Kathi Ellis, and carried unanimously to close nominations for Chairperson and call for a vote for nominee Les Nielsen. The motion **carried** with all in favor.

Commissioner Les Nielsen was declared Board Chairperson for 2009. The gavel was handed over to Chairperson Nielsen.

Nominations for Board Vice-Chairperson for 2009 were called for.

Action #RA3a - It was moved by Kim Smith to nominate Roger Crawford for Vice-Chairperson. Crawford accepted the nomination.

The Chairperson called for nominations for Vice-Chairperson three times with no further nominations.

Action #RA3b - The Chairperson closed nominations for Vice-Chairperson and called for a vote for nominee Roger Crawford. The motion **carried** with all in favor.

Action #RA4a – It was moved by Roger Crawford, seconded by Kim Smith to nominate Kathi Ellis for Secretary-Treasurer.

The Chairperson called for nominations for Secretary-Treasurer three times with no further nominations.

Action #RA4b - The Chairperson closed nominations for Secretary-Treasurer and called for a vote for nominee Kathi Ellis. The motion **carried** with all in favor.

Action #RA5 – It was moved by Kathi Ellis to approve the December 23, 2008 minutes of the Kanabec County Regional Rail Authority as presented. The motion was duly seconded by Kim Smith and upon a vote being taken thereon, the following voted:

**IN FAVOR THEREOF:** Kevin Troupe, Les Nielsen, Kathi Ellis, Kim Smith

**OPPOSED:** None

**ABSTAIN:** Roger Crawford

whereupon the resolution was declared duly passed and adopted.

Action #RA6 – It was moved by Roger Crawford, seconded by Kathi Ellis, and carried unanimously to approve the following resolution:

### **Resolution #RA6 – 02/11/09**

JPA

**WHEREAS** the Kanabec County Regional Rail Authority (KCRRA) was created by Kanabec County Board of Commissioners Resolution #13-04/14/04, and

**WHEREAS** the KCRRA is a separate legal entity requiring its own liability coverage, and

**WHEREAS** the Minnesota Counties Insurance Trust (MCIT) is the most cost effective means of liability coverage, and

**WHEREAS** MCIT is a joint powers organization, and

**WHEREAS** the Kanabec County Board of Commissioners did recommend by Resolution #44-01/14/09 that the KCRRA approve a MCIT Joint Powers Agreement;

**BE IT RESOLVED** that the Kanabec County Regional Rail Authority approves a “Minnesota Counties Insurance Trust Joint Powers Agreement” and directs the Chairperson to execute the agreements.

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Action #RA7 – It was moved by Kim Smith, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

### **Resolution #RA7 – 02/11/09**

Liability Coverage

**WHEREAS** it is in the public interests for the Kanabec County Regional Rail Authority (KCRRA) to carry liability coverage, and

**WHEREAS** the Minnesota Counties Insurance Trust (MCIT) is the most cost effective means of liability coverage and the KCRRA Board did agree to enter a joint powers agreement with the Minnesota Counties Insurance Trust by Resolution #RA6 - 02/11/09, and

**WHEREAS** MCIT did submit a quotation of \$1,862 for coverage in 2009, or \$1605 without worker's compensation coverage;

**BE IT RESOLVED** to send a letter to the Minnesota Counties Insurance Trust accepting the coverage described in their proposal at the cost quoted, and

**BE IT FURTHER RESOLVED** that the Board of Commissioners for the Kanabec County Regional Rail Authority (KCRRA) does hereby resolve that, pursuant to the requirements of Minnesota Statute §176.011, subd. 9(6), that all officers of the KCRRA who are elected or appointed to a regular term of office, or to complete the unexpired portion of a regular term, shall be included within the definition of 'employee' as that term is defined in M.S. §176.0121, subd. 9 for purposes of coverage under the Workers Compensation Laws of the State of Minnesota.

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*Action #RA8* – It was moved by Kim Smith, seconded by Kevin Troupe, and carried unanimously to approve payment of a claim of \$1,862.00 to the Minnesota Counties Insurance Trust for liability coverage in 2009.

*Action #RA9* – It was moved by Roger Crawford, seconded by Kevin Troupe, and carried unanimously to adjourn the meeting at 11:21am.

Respectfully Submitted: Secretary-Treasurer Kathi Ellis

*Signed* \_\_\_\_\_  
Chairperson of the Kanabec County Regional Rail Authority

*Attest:* \_\_\_\_\_  
Alan B. Peterson, Board Clerk