

PROCEEDINGS OF THE COUNTY BOARD

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

November 14, 2007

The Kanabec County Board of Commissioners met at 9:00am on Wednesday, November 14, 2007 pursuant to adjournment with the following Board Members present: Kim Smith, Jerry Nelson, Kevin Troupe and Les Nielsen.

The Vice-Chairperson led the assembly in the Pledge of Allegiance.

Action #1 - It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to approve the agenda as presented.

Action #2 – It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to recess the board meeting at 9:05am to a time immediately following the Public Health Board.

The Kanabec County **Public Health Board** met at **9:05am** on Wednesday, November 14, 2007 pursuant to adjournment with the following Board Members present: Les Nielsen, Kim Smith, Jerry Nelson and Kevin Troupe. Health & Human Service Director Wendy Thompson presented the Health Board agenda. Items discussed included agency finances, contracts, staffing and other agency business.

Action #PH3 - It was moved by Kevin Troupe, seconded by Les Nielsen, and carried unanimously to approve the Public Health Board Agenda as presented.

9:11am – Commissioner Ellis arrived.

Action #PH4 - It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to dedicate \$5,000.00 from the public health budget to a capital fund for the purpose of helping fund a new transport bus.

Action #PH5 - It was moved by Jerry Nelson, seconded by Kevin Troupe, and carried unanimously to approve the purchase of a 42” lateral file cabinet at a cost of \$559.00.

Action #PH6 - It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to authorize the use of an answering service for Hospice at a cost of \$642.00 annually.

Action #PH7 - It was moved by Les Nielsen, seconded by Kevin Troupe, and carried unanimously to approve a 2008 CHS budget as follows:

**K/P CHS ADMINISTRATION FINANCIAL
REPORT**

RECEIPTS	Proposed 2008
LOCAL PUBLIC HEALTH GRANT- LPHG	206991
WIC	176184
MCH	59703
BIOTERRORISM GRANT/Avian Flu	67801
TANF Home Visiting	68299
CTC OUTREACH Contract	125325
MN ENABL GRANT	0
Refugee Health	0
Follow-Along Program	0
TOTALS	704303
EXPENSES	
LPHG	
KANABEC	67179
PINE	114386
CHS ADMIN	25426
WIC	
KANABEC	77247
PINE	98937
MCH	
KANABEC	22687
PINE	37016
BIOTERRORISM GRANT/Avian Flu	
KANABEC	29034
PINE	38767
TANF Home Visiting	
KANABEC	21857
PINE	46442
CTC Outreach Contract	
KANABEC	47225
PINE	78100
MN ENABL Grant	
KANABEC	0
Refugee Health-Pine County	0
KANABEC - TOTAL	265229
PINE - TOTAL	413648
EXPENSE TOTAL	704303
ADMIN EXPENSES	
CHS ADMINISTRATOR	9000
TRVL & EXP	250
CO. NSG DIR.	3000
BOARD OF HEALTH	960
TRVL & EXP	750
ADV. COMMITTEE	960

TRVL & EXP	650
MED. CONSULTANT	100
POSTAGE/SUPPLIES/ROOM	150
ADVERTISING	183
OFFICE RENT	1700
LPHA DUES	0
KANABEC CO. AUDITOR	1200
AUDIT	5250
PERA	585
FICA	688
TOTALS	25426

Action #PH8 – It was moved by Jerry Nelson, seconded by Les Nielsen, and carried unanimously to adjourn the Public Health Board at 9:54am to meet in regular session on Wednesday, December 5, 2007 at 9:05am.

The meeting of the Kanabec County Board of Commissioners resumed.

Action #9 - It was moved by Les Nielsen, seconded by Kim Smith and carried unanimously to approve a **Consent Agenda** including all of the following actions:

Resolution #9a – 11/14/07

WHEREAS the board has been presented with claims for recycling efforts to be paid from SCORE Funds, and

WHEREAS these claims have been reviewed, tabulated and approved by the Kanabec County Solid Waste Officer, and

WHEREAS SCORE Funds appear adequate for the purpose;

BE IT RESOLVED to approve payment of the following September, 2007 claims on SCORE Funds:

Quality Disposal	\$3,369.48
Arthur Township	\$400.00
TOTAL	\$3,769.48

Resolution #9c – 11/14/07

WHEREAS the board has been presented with a claim to be drawn on Water Plan Funds, and

WHEREAS the Environmental Services Director has verified that these claims fall within the budget of the Water Plan and are action items of the Water Plan Committee;

BE IT RESOLVED to approve payment of claims totaling \$96.00 as follows:

East Central Water Testing	\$35.00
ERA Laboratories	\$61.00

Action #10 - It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to approve the following resolution:

Resolution #10 – 11/14/07

WHEREAS the board has received a claim from Klein McCarthy for payment for worked performed on a proposed jail as follows:

Professional Services	\$ 56,537.50
Reimbursables	\$ 3,944.69
TOTAL	= \$ 60,482.19

WHEREAS the billing appears consistent with work performed and the documentation is in order;

BE IT RESOLVED to authorize payment of \$60,482.19 on the Building Fund to Klein McCarthy Architects.

10:00am – Auditor/Treasurer Denise Cooper and Operations Supervisor Karen McClellan met with the County Board.

Action #11 - It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to approve the following resolution:

Resolution #11 – 11/14/07

WHEREAS Gene Thompson has requested a permit to remove downed timber on tax forfeited property, and

WHEREAS the request has been reviewed by a DNR Forester;

BE IT RESOLVED to approve a firewood permit application for Gene Thompson to remove dead and downed trees at NW-1/4 of NW-1/4 of Section 26, Ford Township, and

BE IT RESOLVED that all conditions of set forth by the DNR Forester be met.

Action #12 – Not used.

Action #13 – It was moved by Les Nielsen, seconded by Kevin Troupe, and carried unanimously to authorize the purchase of an AR-M550N Work Group Digital Document System from the Recorder’s Technology Fund at a cost of \$7,710.00 + tax.

Action #14 - It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to approve the following paid claims:

Aleckson, Michael	600.00
Anderson Legal	603.50
Assurant Employee Benefits	1,162.59
Braham Public Schools	29,157.00
Bryant, Gary	1,437.75
East Central Schools	14,645.00
Five County Mental Health	766.25
GMCU	874.29
Hinckley Finlayson Schools	7,280.00
Humana Dental	4,101.10
Isle Public Schools	10,427.00
Kadlec, Judith	100.00
Kanabec Co Auditor	120.00
Milaca Public Schools	2,232.00
MN Dept of Finance	5,705.13
MN Dept of Health	1,007.50
MN Energy Resources Corp	894.62
MN Unemployment Insurance	917.25
Mora Fire Dept	15,000.00
Mora Municipal Utilities	11,539.17
Mora Public Schools	308,000.00
Mortenson, Gary	100.00
Ogilvie Public Schools	148,532.00
Pine City Schools	2.00
Postmaster	164.00
Rural Cellular Corp	100.00
Rural Cellular Corp	1,347.01
Sanofi Pasteur	4,125.19

TDS Metrocom	340.00
Tessneer Law Office	<u>568.00</u>
Total	<u><u>571,848.35</u></u>

Action #15 – It was moved by Les Nielsen, seconded by Kim Smith, and carried unanimously to approve payment of the following claims on the funds indicated:

Revenue Fund

Ace Hardware	30.40
Ace Hardware	34.02
Ace Hardware	256.47
Ace Hardware	238.33
ACHSA MN Chapter	100.00
Aimonetti's Floor Source	121.86
Aitkin Medical	134.55
Alcanter, Lori	436.99
American Solutions for Business	667.24
AmeriPride	303.78
AmeriPride	64.22
Anderson, Jody	624.50
Anderson, Karen	260.45
Andres, Christine	272.10
APHA	160.00
Armstrong, Becci	62.57
Arrowwood Resort	210.88
Ashworth Audio	649.48
Ashworth Audio	1,242.79
Ashworth Audio	9.00
ATOM	350.00
Auto Value	58.35
Bachman, Arian	337.59
Barnes, John	40.00
BCA	50.00
Bernhardt, Maria	226.50
Biever, Laurie	255.11
Bob Barker Co	416.43
Braham Motor Service	917.83
Briggs	60.48
Briggs	269.28
Bryant, Gary	1,437.75
Burski, Kathy	244.93
Butenhoff, Laura	298.18
Cassman, Deb	324.47

CDW	2,059.73
CDW	50.58
CDW	26.63
CDW	84.14
Challenge Masters	3,655.27
Changing Gates	425.00
Charm Tex	396.00
City of St Paul	600.00
Clear Connect	159.75
Coborns	804.24
Coborns	586.90
Coborns Long Term Care Pharmacy	225.06
Coborns Pharmacy	66.95
Commissioner of Finance	1,875.00
Consolidated Telephone Co	2.13
CPS Technology	456.57
Crawford Supply Co	94.80
Crow Wing Co	1,048.01
Curt Haeg Construction	1,000.00
Curt Haeg Construction	295.00
Curt Haeg Construction	2,286.00
D&T Ventures	5,050.00
D&T Ventures	551.25
Dahlberg, Loretta	192.06
Dalco	160.54
Dandelion Floral	69.31
Don's Towing	207.68
Downtown Deli	25.00
Dudek, Allison	73.05
East Central Concrete	3,900.00
East Central Exterminating	95.85
East Central Exterminating	298.20
E Central Regional Juvenile Center	772.00
E Central Regional Juvenile Center	6,176.00
EBSC	846.90
Ecowater Systems	74.98
EG Rud & Sons	1,000.00
Elfstrum, Brenda	364.24
Employers Assoc	125.00
ERA Laboratories	189.00
Erbstoesser, Arnie	434.09
ETR Assoc	74.80
Eustice, Todd	158.30

Farm Plan	72.04
Fresonke, Lew	180.00
Friday, Jenny	157.63
Garage Door Store	246.03
Garcia, Timothy	225.00
GHA Technologies	25.77
Glens Tire	2,130.48
Glens Tire	41.95
Global Equipment	214.65
Gorham Oien Mechanical	460.00
Government Management Group	3,600.00
Grainger	105.44
Grainger	64.71
Granite Electronics	15,206.41
Great America Leasing Group	999.40
Great America Leasing Group	999.00
Gunderson Motors	418.28
Gustafson, Bev	59.78
Handyman's Inc	253.30
Hannu, Joann	367.63
Harff, Shirley	136.23
Headsets.com	32.90
Henderson, Paul	66.93
Hohn's Auto Body	4,305.25
Hopkins Medical	67.95
Horizon Towing	202.36
Howard, Carey	201.28
Humman Gold Choice Refunds	539.55
Indianhead Specialty	109.00
Information Systems Corp	18.14
Ivans	24.25
Jims Locksmithing	22.50
Jims Locksmithing	21.66
Johnson, Judy	500.00
Johnson, Wallace	128.04
Johnsons Hardware	12.19
Johnsons Hardware	24.05
Johnsons Hardware	1.59
Johnsons Hardware	10.22
Kanabec Co Family Services	360.80
Kanabec Co Hwy Dept	116.16
Kanabec Co Hwy Dept	63.84
Kanabec Co Hwy Dept	1,578.98

Kanabec Co Hwy Dept	438.52
Kanabec Co Hwy Dept	20.95
Kanabec Co Hwy Dept	34.12
Kanabec Co Nursing Service	5,231.25
Kanabec Co Nursing Service	40.00
Kanabec Co Records Office	100.00
Kanabec Co Sheriff	384.00
Kanabec Hospital	3,610.00
Kanabec Hospital	3,040.00
Kanabec Hospital	8,269.40
Kanabec Hospital	3,096.02
Kanabec Publications	496.92
Kanabec Publications	193.20
Kanabec Publications	125.68
Kanabec Publications	90.53
Kanabec Publications	69.23
Kanabec Publications	1,329.90
Kanabec Publications	39.33
Keefe Supply Co	147.72
Lakes Medi-Van	103.00
Laska, Millie	892.49
Law Enforcement Targets	24.44
Lennox, Wade	39.00
Lennox, Wade	141.23
Lexis Nexis	341.70
Lexis Nexis	128.39
Lila Richards	276.90
Lindahl, Rhonda	129.01
Lindberg, Jodi	455.81
Lloyd Otte Dairy Delivery	459.00
MACO	350.00
MACO	700.00
MAJPS	15.00
Marco	107.45
Marco	1,050.82
Marco	63.90
Marston Consulting	1,200.00
Martin, Bill	14.55
Mattson Electric	223.64
Mattson Electric	512.52
Mattson Electric	106.93
Mattson Electric	344.37
Maul, Barb	158.60

Maul, Barb	96.03
MCCC	2,761.77
MCCC	444.20
Metro Sales	2,034.76
Metro Sales	201.24
Midwest Childrens Resource Center	21.30
Midwest Monitoring	489.20
Miklesh, Jolene	98.94
Mille Lacs County Jail	35,850.00
Minnesota CLE	57.51
MN Dept of Labor	20.00
MN Lawyer	225.00
MN Monitoring	810.00
MN Sheriff's Assoc	275.00
MN Sheriff's Youth Programs	4,308.66
Mohn, Carol	687.90
Moore Medical	139.82
Moore Medical	3.39
Moore Medical	27.62
Mora Bakery	79.20
Mora Police Dept	1,852.00
Mora Schools	500.00
Mora Schools	8,697.00
Morrell, Joy	675.88
National District Attorneys Assoc	95.00
Nelsons	254.98
Oak Gallery	66.57
OASIS Answers	4.00
Office Depot	161.04
Office Depot	154.23
Office Depot	100.26
Office Depot	124.34
Office Depot	121.65
Office Depot	242.33
Office Depot	458.85
Office of Enterprise Technology	600.00
Ogilvie Schools	9,689.94
Orange Tree Employment	6.00
Orange Tree Employment	30.00
O'Reilly, Molly	304.10
Osterdyk, Sue	59.17
Owens Auto Parts	96.76
Pamida	471.14

Pamida	17.00
PD's Embroidery	20.00
Pedersen, Jerry	26.19
PESI	164.00
Pine Co Sheriff's Office	65.00
Priority Dispatch	295.00
Quality Disposal	489.15
Raiche, Nancy	345.81
Reed, Terrie	507.31
Ringler, Jennie	282.76
Rosburg, Diane	276.46
Rosemount Fire Station	95.00
Rossow, Sara	153.12
S&T	2,073.58
S&T	5.13
Safe Kids Worldwide	60.00
Sandberg, Bev	160.54
Schewe, Bob	24.25
Schmidt, Barb	429.51
Schroeder, Janelle	211.95
Scofield, Becca	36.38
Sedlacek, Lowell	37.01
Sjodin, Roberta	40.74
Skaikeu, James	140.00
Skramstad, Linda	357.93
Smith, Kim	277.42
SpeeDee Delivery	63.14
State of MN BCA	30.00
Stericycle	119.11
Streichers	736.95
Summit Consulting	600.00
Sundet, Marvin	570.92
Swanson, Lori	234.89
Swenson, Deb	100.77
Tamarac Medical	10.00
Taylor, Ken	26.00
The Disc Repair Shop	13.50
The Disc Repair Shop	62.30
Thompson, Wendy	545.14
Tiger Direct	57.46
Tiger Direct	721.20
Tiger Direct	364.11
Tiger Direct	181.46

Tiger Direct	48.99
Trimin Govt Solutions	1,519.50
Tvedt, Joell	345.54
Twin City Hardware	205.90
Uniforms Unlimited	255.00
University of MN Extension	13,635.00
Vogel, Darla	425.83
Voight, Jackie	94.58
Waschenbecker, Diana	29.10
Watson Co	837.96
Watson Co	191.73
West Payment Center	262.42
West Payment Center	504.56
Wolters Kluwer Health	197.96
Zamora, Raymond	807.49
Total	<u>220,543.81</u>

Road & Briadge

Ace Hardware	282.63
Allina OCC Med, NW 5685	60.00
Ameripride	673.83
ARM	750.00
Aspen Equipment Company	162.90
Auto Value Mora	2,463.46
Bentley Systems, Inc.	3,924.74
Bergman Companies, Inc.	39,999.70
Blum Sand & Gravel	10,583.85
Boyer Trucks	576.19
Brock White Company	1,765.86
Catco	6,674.47
Cemstone Products Co.	2,326.28
Central McGowan, Inc.	599.22
Commissioner of Transportation MS 215	690.01
Commissioner of Transportation MS 650	600.00
Erickson Engineering	585.00
Federated Co-ops, Inc.	97.60
Frontier Precision, Inc.	44.09
Glen's Tire	266.07
Gopher State One-Call	24.65
Grasston Co-operative Feed Mill	17.70
Hinckley Machine, Inc.	102.24
Jim's Machine & Welding	860.30
Kadlec Excavating, Inc.	5,425.00
Kanabec County Highway - Petty Cash	36.62
Labor and Industry, MN Dept. of	20.00
Mattson Electric of Mora, LLC	192.90

Mille Lacs County Hwy. Dept.	160.00
MN Fall Maintenance Expo	365.00
North American Salt Co.	27,617.93
Northern States Supply, Inc.	95.83
Office Depot	192.78
Oslin Lumber	130.74
Owens Auto Parts	444.99
Oxygen Service Company	213.50
Pomp's Tire Service, Inc.	7,679.63
Power Plan	1,587.74
Prairie Restorations, Inc.	282.51
Quality Disposal Systems, Inc.	136.55
RDO Trust #280	145,956.65
Reed Business Information	434.85
Richards, Lila, The Cleaning Agent	910.58
Short Elliott Hendrickson Inc.	35,274.82
Swanston Equipment Corporation	564.73
Tiger Direct	364.11
Truck Bodies & Equip Intl Inc.	460.01
UPS Supply Chain Solutions, Inc.	40.61
Vista Safety Program	110.00
Zep Manufacturing Company	<u>443.72</u>
Total:	302,532.80

Action #16 – It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to approve the following resolution:

Resolution #16 – 11/14/07

WHEREAS Kanabec County employs Probation Officers, and

WHEREAS the State Legislature has mandated that the Probation Agents wages must be comparable to similar state employees regardless of local wage scales, county pay plans or the impact on a county's pay equity status, and

WHEREAS the state has mandated an increase on January 1, 2008 and July 1, 2008,

BE IT RESOLVED to set the wages for Probation Officers on January 1, 2008 at:

Athey, Luke	\$22.99 per hour
Donaghue, Amber	\$19.39 per hour
Lennox, Wade	\$19.39 per hour

BE IT FURTHER RESOLVED to set the wages for Probation Officers on July 1, 2008 at:

Athey, Luke	\$23.74 per hour
Donaghue, Amber	\$20.02 per hour
Lennox, Wade	\$20.02 per hour

Action #17 – It was moved by Jerry Nelson, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #17 – 11/14/07

WHEREAS the Multiple Sclerosis Society has an approved charitable gambling operation in Kanabec County, and

WHEREAS county policy requires an out-of-county organization donate 75% of their net proceeds within the county, and

WHEREAS the MS Society is \$3,134.79 short of that requirement, and

WHEREAS the MS Society has indicated they are willing to help fund accessibility needs in public buildings, and

WHEREAS the Kanabec County Public Service Building would greatly benefit from the addition of power-assisted doors, and

WHEREAS county maintenance staff could add the doors at a cost of \$4,071.20 + tax, and electric connections;

BE IT RESOLVED to authorize the County Coordinator to apply for a donation from the Multiple Sclerosis Society in the amount of \$3,134.79 for power-assisted doors Kanabec County Public Service Building, and

BE IT RESOLVED to authorize the installation of the doors if the donation is received using MCIT dividend funds for the balance of the work.

Action #18 – It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to approve the following resolution:

Resolution #18 – 11/14/07

WHEREAS the Kanabec County Board of Commissioners has been presented with a request for lawful gambling within Kanabec County, and

WHEREAS the application was complete, included all necessary documentation, appears in accordance with County Policies and the facility owners are in good standing with the County;

BE IT RESOLVED to approve the Application for Permit for the Ann Lake Sportsman's Club for a raffle events to be held at Ann Lake Bar & Grill, 1434 Ann Lake Rd, Ogilvie, MN 56358 on the following dates:

January 26, 2008

March 16, 2008

July 5, 2008

September 28, 2008

November 23, 2008

10:30am – County Engineer Greg Nikodym met with the County Board to discuss matters concerning the Highway Department.

Chairperson Ellis presented County Engineer Nikodym with a plaque and pin in recognition of 25 years of service to the county.

Action #19 – It was moved by Jerry Nelson, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #19 – 11/14/07

WHEREAS Central Specialties has completed a portion of project SP 33-602-06: the reconstruction of County State Aid Highway #2 from CSAH #12 to TH #65; on CSAH No. 2 between CSAH No. 12 and TH No. 65, and

WHEREAS the work has been completed according to plans and specifications;

NOW THEREFORE BE IT RESOLVED to authorize a partial payment in the amount of \$289,430.80 to Central Specialties.

Action #20 – It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to approve the following resolution:

Resolution #20 – 11/14/07

WHEREAS plans and specification has been prepared for the installation of guardrail to the approaches of Bridge No's. 33506, 33507, 33521, 33527, & 33528 in Kanabec County, and

WHEREAS the Kanabec County Board of Commissioners wish to proceed with the safety improvement project;

BE IT RESOLVED that the County Engineer is directed to proceed with obtaining bids for the completion of this project.

Action #21 – It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to approve a **Consent Agenda** including all of the following actions:

Resolution #21a – 11/14/07

WHEREAS quotes for unleaded gasoline were received as follows:

Federated Cooperative	\$2.5900/Gallon
Town & Country Oil	\$2.7366/Gallon

BE IT RESOLVED to approve the recommendation of the County Engineer and accept the low quote of \$2.5900 per gallon from Federated Cooperative.

Resolution #21b – 11/14/07

WHEREAS quotes for diesel were received as follows:

Federated Cooperative	\$2.8630/Gallon
Town & Country Oil	\$2.8807/Gallon

BE IT RESOLVED to approve the recommendation of the County Engineer and accept the low quote of \$2.8630 per gallon from Federated Cooperative.

Action #22 – It was moved by Kim Smith, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #22 – 11/14/07

BE IT RESOLVED to close at the meeting at 10:44am pursuant to Minnesota Statute §13D.03 to consider strategy for labor negotiations, including negotiation strategies or developments and discussion and review of labor negotiation proposals, conducted pursuant to sections §179A.01 to §179A.25.

Those present during the closed portion of the meeting include Commissioners Kevin Troupe, Jerry Nelson, Les Nielsen, Kathi Ellis and Kim Smith. Also present was County Coordinator Alan B. Peterson and County Engineer Greg Nikodym.

Action #23 – It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to reopen the meeting at 11:06am.

11:07am - The Chairperson then called for public comment three times. None responded.

11:10am - The Chairperson closed public comment. The board then took a ten minute break.

Action #24 – It was moved by Kim Smith, seconded by Les Nielsen, and carried unanimously to approve the following resolution:

Resolution #24 – 11/14/07

WHEREAS, Kanabec County proposes to construct a new jail facility on property located behind the Kanabec County Courthouse between Elm St. and Vine St. in the City of Mora, and

WHEREAS, a fee simple interest in the property legally described as S. 12.5' of Lot 1 & all of Lot 2, Block 7, Original Townsite of Mora (known hereinafter as “the Property”) is required to provide for said construction as set forth in the plans for said project, and

WHEREAS, Kanabec County has resolved to obtain the Property through eminent domain, and

WHEREAS, the owner of the Property, through her attorney, has agreed to resolve the eminent domain action for \$135,000, thereby allowing Kanabec County to acquire the Property on February 1, 2008, and waiving her right to have a damage award and relocation costs determined pursuant to Minnesota Statutes Section 117 and other law,

WHEREAS, it is in the best interests of Kanabec County to accept such an offer in order to avoid further litigation related costs and delays

NOW THEREFORE BE IT RESOLVED that the Kanabec County Board of Commissioners hereby accepts the offer to acquire the Property through the eminent domain action on February 1, 2008 for \$135,000 in exchange for a waiver of the Property owner’s rights as listed above.

BE IT FURTHER RESOLVED that in furtherance of the implementation of the above agreement the County Auditor is hereby authorized and directed to issue the following sums of money:

OWNERS:

American Servicing Company
Greater Minnesota Credit Union,
Mary C. Hawkins, care of Rinke Noonan Law Firm

AWARD:

\$51,302.59
\$9,177.84
\$74,519.57

11:25am – Warren Cook with the National Institute of Corrections met with the County Board to present jail planning information. Also present were County Sheriff Steve Schulz, Chief Deputy Sheriff Robert Jensen and Jail Administrator Joanne Nelson. The board took the information under advisement.

12:11pm – East Central Regional Library Director Barb Misselt met with the County Board to introduce herself and discuss the library system.

12:25pm – Dan Crowell met with the County Board to discuss matters concerning county policy regarding charitable gambling. No action was taken at this time.

Action #25 – It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to approve the following resolution:

Resolution #25 – 11/14/07

BE IT RESOLVED to close the meeting at 12:45pm pursuant to the Open Meeting Law, MN Statute §13D.05, subd. 3(b) to discuss matters related to on-going litigation, specifically Calm Waters vs Kanabec County Board of Commissioners.

Those present during the closed portion of the meeting include Commissioners Kevin Troupe, Jerry Nelson, Les Nielsen, Kathi Ellis and Kim Smith. Also present were County Coordinator Alan B. Peterson, Environmental Services Director Teresa Bearce and Assistant County Attorney Christian Peterson.

Action #26 – It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to reopen the meeting at 1:12pm.

Action #27 – It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to support a Minnesota Supreme Court appeal of the Calm Waters v. Kanabec County decision.

Action #28 – It was moved by Jerry Nelson, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #28 – 11/14/07

WHEREAS, the Minnesota Court of Appeals has held that the previous practice of Kanabec County wherein the Director of Environmental Services informed applicants of extensions governed by Minn. Stat. § 15.99 is an insufficient delegation of authority to so extend the time limits contained therein, and

WHEREAS, the experience and judgment of the Kanabec County Environmental Services Director Teresa Bearce make her the most appropriate county agent to authorize the extension of time limits contained in Minn. Stat. § 15.99;

BE IT RESOLVED that Kanabec County Environmental Services Director Teresa Bearce is authorized, in every matter governed by Minnesota Statute 15.99, on behalf of the Kanabec County Board of Commissioners, to extend the time limit under Minn. Stat. §15.99 by utilizing the procedures therein as deemed necessary in her judgment.

Action #29 – It was moved by Les Nielsen, seconded by Kim Smith, and carried unanimously to approve the October 24, 2007 minutes of the Kanabec County Board of Commissioners as presented.

Action #30 – The meeting was declared adjourned by Chairperson Ellis at 1:25pm to meet in regular session on Tuesday, November 20, 2007 at 9:00am.

Signed _____
Chairperson of the Kanabec County Board of Commissioners,
Kanabec County, Minnesota

Attest: _____
Alan B. Peterson, Kanabec County Coordinator