

PROCEEDINGS OF THE COUNTY BOARD

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

October 15, 2008

The Kanabec County Board of Commissioners met at 9:00am on Wednesday, October 15, 2008 pursuant to adjournment with the following Board Members present: Kim Smith, Kathi Ellis, Les Nielsen, Jerry Nelson, and Kevin Troupe.

The Chairperson led the assembly in the Pledge of Allegiance.

Action #1 - It was moved by Les Nielsen, seconded by Kim Smith, and carried unanimously to approve the agenda with the following changes:

- a. Add Sheriff's Office at 10:50am
- b. Delete #5, Attorney's Job Description

Action #2 – It was moved by Kim Smith, seconded by Kevin Troupe, and carried unanimously to approve the October 8, 2008 minutes of the Kanabec County Board of Commissioners as corrected: in Action #11, change Troupe's vote from 'opposed' to 'abstain.'

Action #3 – It was moved by Kim Smith, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #3 - 10/15/08

Gambling

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 applicant and 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 raffle events to be held at Ann Lake Bar & Grill, 1434 Ann Lake Rd, Ogilvie, MN 56358 on January 31, 2009 and April 5, 2009.

Action #4 - It was moved by Les Nielsen, seconded by Jerry Nelson, and carried unanimously to recess the board meeting at 9:10am to a time immediately following the Human Service Board.

The Kanabec County **Human Service Board** met at **9:10am** on Wednesday, October 15, 2008 pursuant to adjournment with the following Board Members present: Kathi Ellis, Les Nielsen, Kim Smith, Jerry Nelson, and Kevin Troupe. Health & Human Service Director Wendy Thompson presented the Human Services agenda. Items discussed included the budget, staffing, finances, and other agency business.

Action #HS5 - It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to approve the agenda of the Human Service Board as presented.

Action #HS6 – It was moved by Kevin Troupe, seconded by Jerry Nelson, and carried unanimously to authorize the purchase of an open forms file system from S & T Office Products at a cost of \$1,563.00 + tax.

Action #HS7 – It was moved by Les Nielsen, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #HS7 – 10/15/08
Computer Purchases

WHEREAS the board directed that computer purchases for the Family Service Agency be removed from the 2009 budget and purchased in 2008, and

WHEREAS the Information Systems has researched prices and found the lowest practical costs;

BE IT RESOLVED to authorize the purchase of the following:

Components to make 23 computers	\$9,200.00
22 LCD Monitors @ \$185.00 each	\$4,070.00
<u>2 scanners for imaging @ \$1,000.00 each</u>	<u>\$2,000.00</u>
Computer Equipment Total	\$15,270.00

Action #8 – It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to approve the following resolution:

Resolution #HS8 – 10/15/08
Building Modification

WHEREAS the board did authorize building modifications and furnishings at a project cost not to exceed \$12,250.00 for the Family Service Agency area of the Public Service Building by Resolution #HS6 – 09/17/08, and

WHEREAS these are modifications for security and efficiency, and

WHEREAS \$12,250.00 was authorized as total project cost, including construction and furnishings, and

WHEREAS Health & Human Service Director Wendy Thompson has requested an expansion of this plan to include modifications to the reception and lobby area, and

WHEREAS Maintenance Supervisor Bill Martin has prepared estimates of the cost of the work;

BE IT RESOLVED to authorize an expansion of the Public Service Building modification project as submitted by the Maintenance Supervisor at a cost not to exceed \$28,119.00, total project cost + furnishings.

Action #9 – It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to approve the following resolution:

Resolution #HS9 - 10/15/08
Recommendation of Managed Care Organization

WHEREAS, the Minnesota Department of Human Services, through its Managed Care Development and Purchasing Division (the State), has received Proposals from qualified managed care organizations (MCOs) to provide prepaid health care and home and community-based services to eligible Medical Assistance recipients (including Minnesota Senior Care Plus-MS-C+), General Assistance Medical Care (GAMC), and MinnesotaCare populations in the Brown, Cass, Crow Wing, Dodge, Freeborn, Goodhue, Kanabec, Morrison, Sibley, Steele, Todd, Wabasha, Wadena and Waseca counties; and

WHEREAS, citizens may review the entire Request for Proposal on the Department of Human Services public website: http://www.dhs.state.mn.us/main/id_000102, and

WHEREAS, a review team has been selected for Kanabec County in accordance with U.S. Code, title 42, sections 1396a(a)(4) and 1396u-2(d)(3), and Minnesota Statutes, section 256B.0914, and

WHEREAS, the results of the MCO reviews have been presented to the Kanabec County Board of Commissioners, and

WHEREAS, the Minnesota Department of Human Services procurement process does not allow the Kanabec County Board of Commissioners to see the data necessary for a meaningful decision to change providers, and

WHEREAS, South Country Health Alliance continues operation as a viable managed care organization, serving the needs of Kanabec County residents; and

WHEREAS, the Kanabec County Board of Commissioners is in full support of the discussion points put forward to the Commissioner Cal Ludeman, Department of Human Services, on September 22, 2008 by Mr. Brian Nazi, Chief Executive Office of South Country Health Alliance, in which a request for an appeal of the reprocurement process has been submitted;

NOW, THEREFORE BE IT RESOLVED, the Kanabec County Board of Commissioners has considered the recommendation(s) of the local review team and supports the following in regard to selection of a managed care organization for eligible citizens of Kanabec County:

1. The Kanabec County Board of Commissioners understands the Directors of Social Services and Public Health Services have been prohibited from providing meaningful input on the recommendations put forward.
2. The Kanabec County Board of Commissioners are prohibited from having any meaningful review or input to the reprocurement process put forward by the Department of Human Services.
3. The Kanabec County Board of Commissioners has received no formal notification that South Country Health Alliance has been determined to be at financial risk of insolvency.
4. South Country Health Alliance remains the preferred managed care organization to serve Kanabec County.
5. South Country Health Alliance should be the sole MCO operating in Kanabec County. (MSA) does not add a benefit to the provision of health care to our citizens.
6. Accepts the recommendation of the local review team and decides that South Country Health Alliance, as compared to all other proposed MCO's is the best MCO to meets the multifaceted health care needs for residents of Kanabec County.

Action #10 – It was moved by Les Nielsen, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #HS10 - 10/15/08

MFIP Budget

BE IT RESOLVED to approve the following MFIP budget for the time period January 1, 2009 though December 31, 2009:

MFIP - Kanabec

	Proposed Budget		% of Budget
Administration	\$	13,751	10.0%

Client Support Services	\$	15,000	10.9%
Direct Program	\$	108,760	79.1%
SUB-TOTAL	\$	137,511	100.0%

DWP - Kanabec

		Proposed Budget	% of Budget
Administration	\$	3,983	10.0%
Client Support Services	\$	8,000	20.1%
Direct Program	\$	27,850	69.9%
SUB-TOTAL	\$	39,833	100.0%
GRAND TOTAL		177,344	

Action #11 – It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to approve payment of 140 claims totaling \$158,428.85 on Welfare Funds.

Action #12 - It was moved by Jerry Nelson, seconded by Kevin Troupe, and carried unanimously to adjourn the Human Service Board at 10:25am to meet again in regular session on Wednesday, November 19, 2008 at 9:05am.

The meeting of the Kanabec County Board of Commissioners resumed.

Action #13 – It was moved by Les Nielsen, seconded by Jerry Nelson, and carried unanimously to approve the following resolution:

Resolution #13 - 10/15/08
Transportation Committee

WHEREAS Kanabec County has entered into a contract with Mille Lacs Public Transit, Inc to provide Public Transportation for the residents of Kanabec and Mille Lacs Counties and

WHEREAS the contract specifies that a County Commissioner from each county be members on the Board to govern the Transportation Program;

BE IT RESOLVED to appoint Commissioner Kim Smith to represent the Kanabec County Board of Commissioners on the Board to govern the Transportation Program for a term commencing immediately and expiring December 31, 2010.

10:24am – County Engineer Greg Nikodym met with the County Board to discuss matters concerning the Highway Department.

Action #14 - It was moved by Les Nielsen, seconded by Kevin Troupe, and carried unanimously to approve the following resolution:

Resolution #14 – 10/15/08
Grounds & Road Maintenance Worker

WHEREAS there is a new position of Grounds & Road Maintenance Worker, and

WHEREAS the Board desires to fill this vacant position, and

BE IT RESOLVED that the County Board authorizes the County Engineer and the County Personnel Director to hire a full time Grounds & Roads Maintenance Worker at 40 hours per week to fill the vacant position at Step A, Range 6 of the pay plan which is \$13.89 per hour, and

BE IT FURTHER RESOLVED that the hours of work for this position be limited to those budgeted.

10:30am - The Chairperson then called for public comment three times. None responded.

10:33am - The Chairperson closed public comment.

Action #15 – It was moved by Kim Smith, seconded by Jerry Nelson, and carried unanimously to approve the following resolution:

Resolution 15 – 10/15/08
Skid Steer

WHEREAS the County Highway Department has budgeted for a skid steer unit and attachments, and

WHEREAS the State Contract Bid offers the following bid prices,

Bobcat Model S220	\$30,449.72
Broom	\$ 3955.00
Snow Blower	\$ 4817.00
Forks	\$ 1044.00
Total	<u>\$40,265.72</u>

BE IT RESOLVED to authorize the County Engineer to purchase a Bobcat Model S220 and listed attachments from Arnold's Equipment for a price of \$40,265.72 plus tax.

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

Resolution 16 – 10/15/08
Safe Route to School Grant

WHEREAS the County Engineer is preparing Safe Route to School Grants with the Ogilvie and Mora School Districts, and

WHEREAS the Kanabec County Board of Commissioners support the proposed projects;

BE IT RESOLVED that the Kanabec County Board of Commissioners authorize the Board Chairperson to sign letters of support for the submitted projects.

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

Resolution 17 – 10/15/08
Partial Payment – SAP 33-601-07

WHEREAS, Knife River Corp has completed work on project SAP 33-601-07, CSAH No. 1 from CSAH No 17 east to TH No. 11 in accordance with plans and specifications;

BE IT RESOLVED, to authorize partial payment in the amount of \$66,646.12 to Knife River Corp.

Action #18 – Les Nielsen introduced the following resolution and moved its adoption:

Resolution #18 – 10/15/08
Public Hearing, Ordinance #23

WHEREAS the board did adopt Ordinance #23, Aggregate Removal Tax, in December of 2003 based upon Minnesota Statute as it existed at that time, and

WHEREAS the Minnesota State Legislature and Governor passed changes to MANDATE an increase of the aggregate production tax more than doubling the tax from 10¢ per cubic yard to 21.5¢ per cubic yard,

WHEREAS counties have only two choices:

1. Increase the tax as ordered by the legislature and Governor, or
2. Eliminate the tax.

BE IT RESOLVED to hold a Public Hearing at 7:00pm on November 12, 2008 to consider an intent to repeal Kanabec County Ordinance #23 effective January 1, 2009.

The motion for the adoption of the foregoing Resolution was duly seconded by Kevin Troupe and upon a vote being taken thereon, the following voted:

IN FAVOR THEREOF: Les Nielsen

OPPOSED: Kevin Troupe, Jerry Nelson, Kathi Ellis, Kim Smith

ABSTAIN: None

whereupon the resolution failed.

Action #19 – Les Nielsen introduced the following resolution and moved its adoption:

Resolution #19 – 10/15/08
Public Hearing, Ordinance #23

WHEREAS the board did adopt Ordinance #23, Aggregate Removal Tax, in December of 2003 based upon Minnesota Statute as it existed at that time, and

WHEREAS the Minnesota State Legislature and Governor passed changes to MANDATE an increase of the aggregate production tax more than doubling the tax from 10¢ per cubic yard to 21.5¢ per cubic yard,

WHEREAS counties have only two choices:

1. Increase the tax as ordered by the legislature and Governor, or
2. Eliminate the tax.

WHEREAS an increase in the tax is an inflationary measure that increases the cost of road and building construction, and

WHEREAS elimination of the tax means the loss of over \$100,000 per year in road maintenance;

BE IT RESOLVED to hold a Public Hearing at 7:00pm on November 12, 2008 to consider both:

- A. an intent to repeal Kanabec County Ordinance #23 effective January 1, 2009.
- B. an intent to change Ordinance #23 from 10¢ per cubic yard to 21.5¢ per cubic yard and other changes to comply with Minnesota Statute 298.75.

The motion for the adoption of the foregoing Resolution was duly seconded by Kevin Troupe and upon a vote being taken thereon, the following voted:

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

OPPOSED: None

ABSTAIN: None

whereupon the resolution was declared duly passed and adopted.

11:04am – Jail Programmer Jeff Anderson met with the County Board to discuss matters concerning a Joint Powers Agreement for the Northeast Regional Radio Board. Consultants Tom Hannon and Bill Bernhgelm presented background information to the radio boards.

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

Resolution #20 - 10/15/08

Radio Board Joint Powers

WHEREAS the state of Minnesota is strongly urging all public safety entities to join the ARMER radio system for statewide radio interoperability (also known as 800 megahertz radios); the main objective is for seamless communications between all agencies that may respond to a major disaster or other incidents requiring a mutual aid across jurisdictions boundaries, and

WHEREAS a Regional Radio Board (RRB) must be formed to access federal grant funds; this will become the governing body for accessing and administration of grants, and

WHEREAS the state of Minnesota is divided into seven regions--all of whom have already developed or in various stages of developing their own Regional Radio Boards; we are part of the Northeast region which is developing a board, and

WHEREAS a Northeast Region Radio Advisory Committee has developed a Joint Powers Agreement to form a Regional Radio Board, and

WHEREAS the Sheriff's Office has recommended that Kanabec County participate in the Joint Powers Agreement;

BE IT RESOLVED that the Kanabec County Board of Commissioners do agree with the formulation of a regional radio board to provide for regional administration of enhancements to the Statewide Public Safety Radio and Communication System (ARMER) owned and operated by the State of Minnesota and to enhance and improve interoperable public safety communications, and

BE IT FURTHER RESOLVED to agree to enter into a Northeast Minnesota Regional Radio Board Joint Powers Agreement.

Action #21 – It was moved by Jerry Nelson, seconded by Kim Smith, and carried unanimously to approve the following resolution:

Resolution #21 - 10/15/08
Regional Radio Board

WHEREAS Kanabec County has entered into a Joint Powers Agreement with other counties and cities to form a Regional Radio Board, and

WHEREAS Kanabec County is entitled to membership on the governing board of the Regional Radio Board;

BE IT RESOLVED to appoint Commissioner Kevin Troupe to represent the Kanabec County Board of Commissioners on the Regional Radio Board for a term commencing immediately and expiring January 5, 2009.

Each commissioner gave a report of the activities of the Boards and Committees in which they participate.

Action #22 – It was moved by Jerry Nelson, seconded by Kevin Troupe, and carried unanimously to authorize the Auditor/Treasurer to temporarily increase the limit on the credit card to permit computer purchases.

12:38pm – Commissioner Nelson left the meeting.

Action #23 – It was moved by Les Nielsen, seconded by Kevin Troupe, and carried unanimously to adjourn at 12:55pm to meet in regular session on Wednesday, October 22, 2008 at 6:30pm.

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

Attest: _____
Alan B. Peterson, Kanabec County Coordinator