

**OFFICIAL PROCEEDINGS
PENNINGTON COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 24TH, 2012, 4:00 P.M.**

Pursuant to adjournment, the Pennington County Board of Commissioners met in the Pennington County Board Room in Thief River Falls, MN, on Tuesday, April 24th, 2012 at 4:00 p.m. Members present: Cody Hempel, Donald Jensen, Neil Peterson, Oliver “Skip” Swanson, and Darryl Tveitbakk. Members absent: none.

The Chairman called the Hearing on the Five-Year Road & Bridge Plan to order as advertised. In attendance were County Engineer Mike Flaagan, The Times Reporter Scott D’Camp, Vern Cleven, Carl Peterson, Alan Newton, and Gerald Hermreck.

County Engineer Mike Flaagan was called on to review the Five-Year Road & Bridge Construction Plan. Mr. Flaagan reviewed each project planned for the years 2012 to 2016 along with the estimated costs and amount of County State Aid funds estimated to be available for each project. A map showing the locations of each project was also provided to those in attendance. Those in attendance then discussed their concerns regarding County Road #81 south of State Highway #1. The County did some work on part of this road last year but when it rains the road is unusable. The County Engineer stated he would like to do some soil testing on the road and then present a solution to the problem.

The Public Hearing was closed at 4:30 p.m. and the County Board reconvened the County Board meeting.

The County Engineer then reviewed the bids for the bridge projects opened on April 10th, 2012 at 9:30 a.m. Engineer Flaagan made a recommendation that all of the bridge bids be awarded to Taggart Excavating, Inc. The following bids were received:

	<u>SAP57-598-046</u>	<u>SAP57-598-051</u>	<u>Total</u>
Taggart Excavating	\$54,406.25	\$ 4,377.08	\$58,783.33
Lian Construction	\$56,484.00	\$ 6,497.00	\$62,981.00
Wright Construction	\$61,709.00	\$ 5,665.50	\$67,374.50
Davidson Construction	\$60,227.00	\$ 8,225.00	\$68,452.00
Triple D Construction	\$62,718.00	\$13,085.00	\$75,803.00
Olson Construction, TRF	\$65,580.60	\$11,758.00	\$77,338.60
Riley Bros. Construction	\$65,762.50	\$13,465.00	\$79,227.50
Lyle Wilkens, Inc.	\$70,466.00	\$ 8,816.00	\$79,282.00

Motioned by Commissioner Jensen, seconded by Commissioner Peterson, to award the bid for SAP 57-598-046 and SAP 57-598-051 to Taggart Excavating, Inc. for the amount of \$58,783.33 as the best and lowest bid received. Motion unanimously carried.

The following bids were received:

	<u>SAP57-598-047</u>	<u>SAP57-598-048</u>	<u>Total</u>
Taggart Excavating	\$50,635.00	\$47,441.00	\$ 98,076.00
Wright Construction	\$59,167.50	\$52,664.00	\$111,831.50
Olson Construction, TRF	\$60,328.50	\$54,464.50	\$114,793.00
Davidson Construction	\$60,597.50	\$54,452.50	\$115,050.00
Triple D Construction	\$59,328.00	\$56,733.00	\$116,061.00
Riley Bros. Construction	\$63,536.50	\$59,253.00	\$122,789.50
Lyle Wilkens, Inc.	\$68,291.00	\$65,639.00	\$133,930.00

Motioned by Commissioner Peterson, seconded by Commissioner Jensen, to award the bid for SAP 57-598-047 and SAP 57-598-048 to Taggart Excavating, Inc. for the amount of \$98,076.00 as the best and lowest bid received. Motion unanimously carried.

The following bids were received:

	<u>SAP57-598-049</u>	<u>SAP57-598-050</u>	<u>Total</u>
Taggart Excavating	\$44,986.00	\$52,620.00	\$ 97,606.00
Lian Construction	\$47,385.00	\$54,700.00	\$102,685.00
Wright Construction	\$51,099.00	\$59,897.50	\$110,996.50
Olson Construction, TRF	\$52,281.00	\$61,275.00	\$113,556.00
Davidson Construction	\$53,302.50	\$61,297.50	\$114,600.00
Triple D Construction	\$55,013.00	\$60,908.00	\$115,921.00
Riley Bros. Construction	\$56,287.00	\$64,301.50	\$120,588.50
Lyle Wilkens, Inc.	\$59,969.00	\$67,976.00	\$127,945.00

Motioned by Commissioner Peterson, seconded by Commissioner Tveitbakk, to award the bid for SAP 57-598-049 and SAP 57-598-050 to Taggart Excavating, Inc. for the amount of \$97,606.00 as the best and lowest bid received. Motion unanimously carried.

The County Engineer then distributed for review the Highway Department's Annual Report for the year ended 12/31/2011. He also discussed a meeting held on April 23rd, 2012 with the Army Corps of Engineers, MnDOT, and County Engineer of Districts 2 and 4. Discussion was held on how to improve the permitting process.

The Road, Bridge, and Culvert Committee set May 1st, 2012 at 8:00 a.m. as the time to meet and tour roads and culverts in the County.

The County Engineer also discussed the changes in rules for Commercial Truck Drivers and made a recommendation to have a policy restricting the use of handheld mobile phones while operating a commercial vehicle. Motioned by Commissioner Jensen, seconded by Commissioner Hempel, to approve a policy prohibiting County Highway Department employees from using handheld mobile phones while operating the County's Commercial vehicles. Motion unanimously carried.

Scott Sommers, Human Services Fiscal Supervisor, presented the Pennington County Human Services consent agenda. On a motion by Commissioner Tveitbakk and seconded by Commissioner Peterson, the following recommendations of the Pennington County Human Services Committee for April 17th, 2012 (detailed minutes on record) are hereby adopted. Motion unanimously carried.

SECTION A

- I. Approval of the March 19th, 2012 Human Services Committee meeting minutes.
- II. Approval of the Agency's personnel actions.
- III. A. To amend the Comprehensive Mental Health Service Agreement with Sanford Health to include the Children's Crisis Services 2012 annual agreement.
B. To purchase a 2012 Dodge Mini-Van from Westside Motors per price quote.

SECTION B

- I. Approval for payment of the Agency's bills.

The County Board reviewed the minutes of April 10th, 2012 and revised the wording regarding setting up a committee to review the MN DNR land acquisition request. Motioned by Commissioner Hempel, seconded by Commissioner Jensen, to approve the Board minutes of April 10th, 2012 as corrected. Motion unanimously carried.

Motioned by Commissioner Hempel, seconded by Commissioner Peterson, to approve the Board minutes of March 27th, 2012 as written. Motion unanimously carried.

The following resolution was introduced by Commissioner Jensen, seconded by Commissioner Peterson, and upon vote was unanimously carried.

**RESOLUTION AUTHORIZING SPONSORSHIP OF
SNOWMOBILE/CROSS COUNTY SKI TRAILS OPERATED BY
GOODRIDGE TRAILBLAZERS SNOWMOBILE CLUB**

BE IT RESOLVED, that Pennington County act as the legal sponsor for an application for funding to the State of Minnesota Department of Natural Resources for maintenance for Wapiti, 4-G North, and 4-G River Road Snowmobile trails managed by the Goodridge Trailblazers Snowmobile Club.

BE IT RESOLVED, that upon approval of its application by the state, the County of Pennington may enter into an agreement with the State of Minnesota for the above referenced project and that it will comply with all applicable laws and regulations as stated in the agreement.

BE IT FURTHER RESOLVED, that the Chairman and County Auditor are authorized to sign such an agreement with Department of Natural Resources,

BE IT FURTHER RESOLVED, that the County Auditor is hereby authorized to serve as the fiscal agent for the above referenced project.

The following resolution was introduced by Commissioner Hempel, seconded by Commissioner Jensen, and upon vote was unanimously carried.

**RESOLUTION AUTHORIZING SPONSORSHIP OF
SNOWMOBILE/CROSS COUNTRY SKI TRAILS OPERATED BY
THIEF RIVER FALLS SNO-DRIFTERS**

BE IT RESOLVED, that the County of Pennington act as the legal sponsor for an application for funding to the State of Minnesota Department of Natural Resources for maintenance of snowmobile trails managed by Thief River Falls Sno-Drifters.

BE IT RESOLVED, that upon approval of its application by the state, the County of Pennington may enter into an agreement with the State of Minnesota for the above referenced project and that it will comply with all applicable laws and regulations as stated in the agreement.

BE IT FURTHER RESOLVED, that Kenneth Olson, County Auditor, is hereby authorized to serve as the fiscal agent for the above referenced project.

Motioned by Commissioner Peterson, seconded by Commissioner Hempel, to approve the Human Services warrants totaling \$216,347.75 and also the following Commissioner warrants. Motion unanimously carried.

WARRANTS

County Revenue	\$71,107.75
Road & Bridge	\$13,834.40

Per diems and meal reimbursements in the amount of \$426.24 were also approved.

As duly advertised, the Public Hearing was called to order at 6:00 p.m. for the purpose of hearing all interested persons regarding the proposed re-districting plan and terms for the County Commissioner Districts. Scott D'Camp representing The Times was present for the hearing. Hearing no concerns, Commissioner Tveitbakk motioned, seconded by Commissioner Jensen, to close the hearing at 6:10 p.m. Motion unanimously carried.

The following resolution was introduced by Commissioner Tveitbakk, seconded by Commissioner Peterson, and upon vote was unanimously carried.

RESOLUTION FOR COUNTY COMMISSIONER REDISTRICTING

WHEREAS, Minnesota Statutes Chapter 375 establishes the procedure and requires a process for redistricting County Commissioner districts based on population figures from the Federal Census; and,

WHEREAS, Minnesota Statute Section 204B.135, subd. 2 requires that County Commissioner Districts be redistricted within 80 days of when the legislature has been

redistricted or at least 15 weeks before the state primary election, whichever comes first; and,

WHEREAS, pursuant to these statutes the 2010 Federal Census population figures shall be used to redistrict the Pennington County Commissioner Districts by May 1st, 2012, and that Commissioner Districts shall be bounded by town, municipal, ward, city district, or precinct lines; and,

WHEREAS, the Pennington County Board of commissioner has considered the possibility or potential for maximizing minority representation on the Board of Commissioners; and,

WHEREAS, Pennington County published a three-week notice in the newspaper having the contract publishing the Commissioner's proceedings for the County for 2012; and,

WHEREAS, Pennington County conducted a public meeting on redistricting on April 24th, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the Pennington County Board of Commissioners hereby redistricts the County of Pennington, following town, municipal, ward, city district, or precinct lines as re-established in April, 2012, and re-establishes the length of terms as follows:

Commissioner District No. 1 – Cloverleaf Township, Deer Park Township, Goodridge Township, City of Goodridge, Hickory Township, Kratka Township, Highland Township, Mayfield Township, North Township, Reiner Township, Silverton Township, Star Township, Wyandotte Township, and the City of Thief River Falls – Ward 1, Precinct 1A. (4-year term, 2012 election)

Commissioner District No. 2 – City of Thief River Falls – Ward 1, Precinct 1B, City of Thief River Falls – Ward 2. (4-year term, 2012 election)

Commissioner District No. 3 – Black River Township, Bray Township, Norden Township, Numedal Township, Polk Centre Township, River Falls Township, Rocksbury Township – West, Sanders Township, City of St. Hilaire, and City of Thief River Falls – Ward 3, Precinct 3A. (continuation of current term, 2014 election)

Commissioner District No. 4 – City of Thief River Falls – Ward 3, Precinct 3B, City of Thief River Falls – Ward 4. (continuation of current term, 2014 election)

Commissioner District No. 5 – Rocksbury Township – East, Smiley Township, City of Thief River Falls – Ward 5. (4-year term, 2012 election)

BE IT RESOLVED, that the redistricting plan be filed with the County Auditor by May 1st, 2012, to be effective on June 1st, 2012, for the 2012 primary and general election and publish in The Times.

BE IT FINALLY RESOLVED that the districts are, for illustrative purposes, identified in a map of the County attached hereto and marked Exhibit A and B, which by reference is hereby made a part of.

Motioned by Commissioner Hempel, seconded by Commissioner Jensen, to adjourn the Board meeting to May 8th, 2012 at 10:00 a.m. Motion carried.

ATTEST:

Kenneth Olson, Auditor
Pennington County

Oliver Swanson, Chairman
Board of Commissioners