

**OFFICIAL PROCEEDINGS
PENNINGTON COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 10TH, 2012, 10:00 A.M.**

Pursuant to adjournment, the Pennington County Board of Commissioners met in the Pennington County Board Room in Thief River Falls, MN, on Tuesday, July 10th, 2012 at 10:00 a.m. Members present: Donald Jensen, Neil Peterson, Oliver "Skip" Swanson, and Darryl Tveitbakk. Members absent: Cody Hempel.

Chairman Swanson opened the meeting and added the County Sheriff to the agenda to discuss the VHF Interoperable Frequency Use Agreement and Court Date Service Substitute Amendment.

Bruce Schwartzman, BKV Architects had met with the Building Committee and Court Administrator this morning to discuss a possible courtroom judge's bench remodeling project and a plan to incorporate technology into the courtroom. Bruce Schwartzman stated he would outline a plan and estimate for the project.

Bruce Schwartzman also toured the City Auditorium building and Courthouse heating system. Mr. Schwartzman will present a proposal for a study of the Auditorium and heating system for review.

County Engineer Mike Flaagan introduced Ben Pribula as the Assistant County Engineer.

The County Engineer then gave a project update. A preconstruction meeting was held with R.J. Zavoral on the C.S.A.H. #31 project, the box culvert projects are completed, Wright Construction is cleaning C.D. #37 and surveying is being done on J.D. #25-3, C.D. #96 and C.D. #41.

The County Engineer made a request to increase the permit fee for working within the County Right of Way and also to increase the After-the-Fact permit fee. The permit fee is a deposit for those working in the County Right of Way that is refundable when work is satisfactorily completed. The After-the-Fact permit fee is non-refundable.

Motioned by Commissioner Jensen, seconded by Commissioner Peterson to set the permit fee at \$500 per mile with a \$300 minimum for a Work within Right of Way permit and a \$500 permit fee for an After-the-Fact permit. Motion unanimously carried.

County Sherriff Ray Kuznia presented the VHF Interoperable Frequency Use Agreement between the State of Minnesota and Pennington County.

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

VHF INTEROPERABLE FREQUENCY USE AGREEMENT

WHEREAS, The Pennington County Board of Commissioners, as the governing body of Pennington County desires to enter into an agreement with the State of Minnesota, Department of Public Safety (DPS) for use of certain state licensed radio frequencies for the purpose of coordination between emergency response agencies and resources.

WHEREAS, Pennington County is a member of the Northwest Regional Radio Board (RRB).

WHEREAS, participation in the Minnesota VHF Interoperable Communications Plan must be approved by the County and submitted to the RRB for approval before radio equipment intended for use by public safety officials within the County can be programmed and used under the state license.

NOW THEREFORE, the Pennington County Board of Commissioners, as the governing body of Pennington County, approves the Minnesota VHF Interoperable Communications Plan agreement applicable to the use of state licensed radio frequencies by County public safety officials.

Moved by Commissioner Tveitbakk, seconded by Commissioner Peterson to approve the Court Data Service Amendment to the CJDN Subscriber Agreement between the Minnesota Department of Public Safety, Bureau of Criminal Apprehension and County of Pennington on behalf of its Sheriff Office. Motion unanimously carried.

The County Board along with the Sheriff and County Attorney discussed the issue of County Coroner Services. The County Attorney had a draft letter to the County Coroner outlining concerns and bringing forward the idea of contracting for Medical Examiner services. Motioned by Commissioner Tveitbakk, seconded by Commissioner Peterson, to authorize the County Attorney to send the letter to the County Coroner as drafted. Motion unanimously carried.

Commissioner Peterson noted that a gravel pit inspection will be done soon and that Gravel Tax quarterly report reminders had been sent out to operators and gravel pit owners.

Motioned by Commissioner Jensen, seconded by Commissioner Peterson, to approve the minutes of June 26th 2012 as written. Motion unanimously carried.

Motioned by Commissioner Peterson, seconded by Commissioner Jensen, to approve payment of the Human Services warrants totaling \$107,336.50, the Auditor and Manual warrants for June, 2012 totaling \$4,223,425.70, and also the following Commissioner warrants. Motion unanimously carried.

WARRANTS

County Revenue	\$64,364.08
Road & Bridge	\$69,006.62

Per diems and meal reimbursements in the amount of \$ 2,149.99 were also approved.

Jeff Gauss - Pastor, and Ben Kosharek – Associate Pastor of Epiphany Station Church met with the County Board to discuss the possible use of the City Auditorium Building for Sunday services.

County Attorney Al Rogalla reviewed the problems with ADA laws Title II versus Title III that could subject the County to liability.

The County Board also reviewed the letter from the Minnesota Counties Intergovernmental Trust which refers to opening the facility to public use. Other considerations include that there is no county custodial staff on duty on weekends.

The County Board took the request under advisement.

Motioned by Commissioner Tveitbakk, seconded by Commissioner Peterson, to adjourn the Board meeting to 5:00 p.m. July 24th, 2012. Motion unanimously carried.