

OFFICIAL PROCEEDINGS
PENNINGTON COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 23RD, 2013, 5:00 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, July 23rd, 2013 at 5:00 p.m. Members present: Cody Hempel, Donald Jensen, Neil Peterson, Oliver “Skip” Swanson, and Darryl Tveitbakk. Members absent: none.

The Pledge of Allegiance was recited.

Ken Yutzenka – Human Service Director presented the Consent Agenda from the Human Services Committee meeting held July 16th, 2013. Commissioner Tveitbakk moved, and seconded by Commissioner Peterson that the following recommendations of the Pennington County Human Services Committee for July 16, 2013 are hereby adopted. Motion unanimously carried.

SECTION A

- I. Approval of the June 18, 2013 Human Service Committee meeting minutes.

- II. A. To enter into a Home and Community-Based Waiver Services contract with Shuett Companies’ as presented.
B. To amend specific Home and Community-Based Waiver Services contracts addressing the legislatively directed .5% service rate restore effective, 07/01/2013.
C. To terminate the contract with the Minnesota Department of Human Services for local processing of MNCare applications.
D. To bring on a temporary worker funded through the Workforce Initiative Act (WIA) to conduct document imaging.

SECTION B

- I. To approve payment of the Agency’s bills.

Eric Beitel, Emergency Management Director met with the County Board to introduce himself to everyone and to give an update of what he has been working on in regards to the July 12th, 2013 storm and the additional grant paper work. The County Board asked him to give the County Board a report on a quarterly basis.

County Engineer Mike Flaagan then met with the County Board with the first discussion being on the Wheelage tax. The County Board discussed the issue at length. The following resolution was introduced by Commissioner Jensen, seconded by Commissioner Tveitbakk and upon vote was carried with Commissioner Peterson voting against.

Wheelage Tax Resolution:

BE IT RESOLVED, that the Pennington County Board of Commissioners hereby authorizes and imposes a wheelage tax as provided for in Minnesota Statute 163.051 of \$10 for the year 2014 and each subsequent year thereafter, on each motor vehicle, except vehicles as defined in Minnesota Statute 169.011, which is kept in Pennington County when not in operation and which is subject to annual taxation and registration under Minnesota Statutes Chapter 168; and

BE IT FURTHER RESOLVED, that the Pennington County Board of Commissioners hereby requests that the wheelage tax be collected by the State Registrar of Motor Vehicles, as provided for in Minnesota Statute 163.05, subdivision 1; and

BE IT FURTHER RESOLVED, that the Pennington County Board of Commissioners hereby directs the Pennington County Auditor to certify the tax to the State Registrar of Motor Vehicles before August 1, 2103 and that the tax will be effective January 1, 2014.

A Highway Committee meeting was set for Thursday July 25th, 2013. County Engineer Mike Flaagan reported that work has started on CR# 81 and because of poor material found in the road bed there could be some additional costs. The County Wide Striping contract on County State Aid Roads will be starting soon.

County Sheriff Raymond Kuznia presented Amendment No. 1 to Grant Contract 3000017466 that allows for an extension of the current grant agreement from 06/30/2013 to 06/30/2014. The Grant Contract is for converting to the Next Generation 911 (NG911) high speed voice and data network for routing and delivering emergency calls. Commissioner Peterson moved, seconded by Commissioner Jensen to approve Amendment No. 1 to Grant Contract 3000017466 as presented. Motion unanimously carried.

Sheriff Kuznia will be meeting with Insight Technologies on July 24th, 2013 to discuss remote access and oversight of the computer system in the Law Enforcement Center.

The County Board recognized all the hard work done by the Emergency Response Teams on July 12th, 2013.

At 5:45 p.m. the following resolution was introduced by Commissioner Tveitbakk, seconded by Commissioner Jensen, and upon vote was unanimously carried.

RESOLUTION

WHEREAS, former Pennington County employee Laura Shetler, has asserted a grievance against Pennington County which remains unsolved, and

WHEREAS, the Pennington County Board of Commissioners seeks legal advice from its attorney representing Pennington County with respect to the strategy of defending any and all claims and settlements of claims; and

WHEREAS, pursuant to Minnesota Statutes §13D.05 Subd. 3(b), the Pennington County Board, by resolution, may close the meeting as required by this Minnesota Statute.

NOW, THEREFORE, BE IT RESOLVED, that the Pennington County Board of Commissioners hereby closes the County Board meeting on July 23rd, 2013 and recesses to a discussion in the County Board room in the Pennington County Courthouse, Thief River Falls, Minnesota pursuant to Minnesota Statute §13D.05 Subd. 3(b), with the Attorney hired by the County to discuss strategies for defending and possibly settling any and all grievance made by Laura Shetler.

At 6:15 p.m. Commissioner Jensen moved, seconded by Commissioner Tveitbakk to reopen the County Board meeting. Motion unanimously carried.

A motion was made by Commissioner Tveitbakk, seconded by Commissioner Jensen, to approve a tentative settlement regarding the grievance by Laura Shetler with a County payment of \$15,000. Motion unanimously carried.

Peter Nelson, representing the Pennington County Soil and Water Conservation District, presented the State of Minnesota Board of Water and Soil Resources MPCA 2012 County Feedlot Performance Grant Agreement in the amount of \$472.00. Commissioner Jensen moved, seconded by Commissioner Peterson to approve the MPCA 2012 Feedlot Performance Grant Agreement as provided and authorizes the County Board Chairman to sign the same. Motion unanimously carried.

The County Auditor presented two quotes for replacement of the overhead door in the Solid Waste Building that was damaged during the July 12th wind storm. Insurance will pay for the damage minus the \$1,000 deductible. More quotes will be received for the damage caused on the roof. Moved by Commissioner Tveitbakk, seconded by Commissioner Peterson to approve the quote of Woodmen Construction for replacement of a 16' x 24' overhead door on the west side of the Solid Waste Building for the amount of \$10,331.00 which includes tax. Motion unanimously carried.

Moved by Commissioner Jensen, seconded by Commissioner Peterson to authorize the Chairman to sign the Satisfaction of Mortgage Deed for Gerald Tharaldson as the rehab loan is paid in full. Motion unanimously carried.

Commissioner Jensen moved, seconded by Commissioner Peterson to approve a lease with Davidson Ready Mix and Construction Inc. to allow storing, accessing and removing gravel from stockpiles the Lessee produced prior to the agreement effective 08/1/2013 to 07/31/2014. Motion unanimously carried.

The County Board then reviewed three requests from Vikki Hutchinson for reduction of interest on delinquent mobile home tax. After consideration Commissioner Jensen moved, seconded by Commissioner Peterson to abate one half of the interest on the 1974 Schult located on 525 Tonder Street East, Thief River Falls for taxes payable 2003, 2004,

2005 and 2006 pending payment being received within two weeks of notification of this motion. Motion carried.

No action was taken on the other two mobile homes.

Motioned by Commissioner Jensen, seconded by Commissioner Tveitbakk to approve the following salaries, effective July 1st, 2013. Motion unanimously carried.

County Attorney	\$100,800
County Auditor	\$ 82,000
County Recorder	\$ 59,800
County Sheriff	\$ 78,000
County Treasurer	\$ 61,000

Motioned by Commissioner Jensen, seconded by Commissioner Peterson to hold the County Commissioner salary at \$18,500 effective January 1st, 2014. Motion unanimously carried.

Moved by Commissioner Tveitbakk, seconded by Commissioner Peterson to approve the minutes with a change on the bottom of page 2 by replacing the word County Sheriff with Personnel Committee. Motion carried.

Commissioner Tveitbakk moved, seconded by Commissioner Peterson to approve payment of the Human Service warrants totaling \$131,321.90 and the following Commissioner warrants. Motion unanimously carried.

WARRANTS

County Revenue	\$71,790.85
Road & Bridge	\$46,665.57
Solid Waste Facility	\$ 742.00

Per diems and meal reimbursements in the amount of \$934.38 were also approved.

The Pennington County Board then discussed the Minnesota Department of Natural Resources request to purchase the SE1/4 Section 30 Bray Township. Commissioner Jensen and Commissioner Peterson had met with the MN DNR representatives about this acquisition and other properties that are currently forfeited but not yet approved for sale. The County will be able to sell 640 acres of forfeited land in Star Township.

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

BE IT RESOLVED, that the Pennington County Board of Commissioners does hereby approve the Minnesota Department of Natural Resources request to acquire the SE1/4 Section 30, Township 153 North, Range 43 West (Bray Township) from the private landowner.

Moved by Commissioner Tveitbakk, seconded by Commissioner Peterson to adjourn to 10:00 a.m. August 13th, 2013. Motion carried.