

TRANSCRIPT AND REPORT OF PROCEEDINGS  
CASS COUNTY BOARD OF COMMISSIONERS  
COUNTY OF CASS  
AUGUST 3, 2010

- 1A. Vice-Chairman Dowson convened the regular meeting of the Cass County Board of Commissioners at 9:00 a.m. on Tuesday, August 3, 2010, with the flag pledge, in the Board Room of the Courthouse, Walker, MN. Commissioners present: Downham, Dowson, and Peterson. Commissioners absent: Demgen, Kangas.

Others present during portions of the meeting included:

<u>NAME</u>	<u>REPRESENTING</u>	<u>NAME</u>	<u>REPRESENTING</u>
Robert Yochum	Administrator	Larry Wolfe	Chief Financial Officer
Ane Rogers	HHVS Director	John Ringle	ESD Director
Randy Fisher	Sheriff	Reno Wells	Probation Director
Paul Fairbanks	County Planner/Solid Waste	Jim Schneider	Probation Office
Penny Vikre	Assessor's Office	Jody DeSkeere	Probation Office
Michelle Nistler	Probation Office	Gail Levenson	Cass County EDC
Marla Sullivan	HHVS	Mary Gilmer	Self
Wayne Johnson	Palisade Energy Park	Pat Johnson	Palisade Energy Park
Brad Stockman	2010 Farm Family	Nancy Stockman	2010 Farm Family
Austin Stockman	2010 Farm Family	Kerry Swenson	Emergency Mgmt Coord.
Monica Lundquist	Brainerd Dispatch	Gail DeBoer	Pilot Independent
Allan Olson	Cass Lake Times		

- 1B. M/S/P Downham, Peterson - To approve the agenda items for discussion as presented and the addition of Item 2A25. (Approve - Out-of-state travel for Sgt. Jason Brogle and Deputy Clark Lepley to attend 12<sup>th</sup> Annual National EUDL Leadership Conference on August 16 -21, 2010), Item 7C.(Approve and authorize Chief Deputy Sheriff Tom Burch to execute the 3 In-Car Video Camera Agreement with Department of Public Safety). Unanimous.

- 2A. Robert Yochum presented the Board the following matters:

M/S/P Peterson, Downham – To waive reading and approve the consent agenda as amended. Unanimous.

Approve - Board Minutes of July 20, 2010.

Approve - Auditor warrants dated July 22, 2010 in the amount of \$405,001.46.

Approve - HHVS Auditor warrants dated July 23, 2010 in the amount of \$102,125.07.

Approve - HHVS Commissioner warrants dated July 23, 2010 in the amount of \$264,923.62.

Approve - Auditor warrants dated July 29, 2010 in the amount of \$1,383,849.65.

Approve - Auditor warrants dated July 29, 2010 in the amount of \$991.00.

Approve – Personnel Items - A. Budgeted positions scheduled for replacement - Receive & file- Notice of probation completion for Bobbi Fadness, Social Worker, Adult Social Services, grade 28 step 4, effective 8/01/10. Receive & file-Notice of probation completion for Renee Lukkason, Family Health Supervisor, Public Health, grade 35 step 9, effective 7/09/10. Receive & file-Hiring of Carol Mueller, budgeted Financial Worker, Income Maintenance Unit, grade 20 step 1, .5FTE, effective July 28, 2010. Receive & file-Hiring of Jennifer Johnson, budgeted Office Support Specialist-IMU, Office support Unit, grade 15 step 1, .5FTE, effective July 28, 2010. B. Positions scheduled for no replacement: None. C. Other: None.

Approve licenses - Gambling -Northern Cass Co. Ducks Unlimited @ Moondance Events Center on September 16, 2010, Chip Leer, Turtle Lake Twp.

Approve - Letter of support for Region Five Development Commission - HUD Sustainable Communities Regional Planning Grant.

Approve - Pay request Invoice #180319 for AGC Re-Use Project to Bonestroo in the amount of \$3,807.00. (capital fund).

Authorize – 1<sup>st</sup> & 2<sup>nd</sup> Quarter Subsidy Addendum for Longville Ambulance Subordinate Service District payment in the amount of \$29,000.00.

Approve - Long Lake HLRP grant application to Initiative Foundation in the amount of \$5,000.00 and Cass County to act as fiscal agent.

Approve - Distribution of State "In Lieu" Payment of \$964,571.60 and Public Hunting Ground Distribution of \$157,547.25.

Approve - Pay request Invoice #4203953 for AGC Re-Use Project to Kimley-Horn in the amount of \$2,950.00. (capital fund).

Receive & file - Monthly HHVS Cash Accounts Report to date, June 30, 2010 in the amount of \$7,155,841.

Approve - Submitting the 2011 CVSO Enhancement Grants to the MN Department of Veterans Affairs, for Advertising/Outreach at \$2,000, Laptop and Printer at \$1400 and Staff Training at \$500.

Authorize – HHVS Director to execute Public Health Division contract with Deyta, LCC for the required Medicare Home Health Consumer Assessment of Health Care Providers (HCAHPS) for an annual fee of \$1,080 effective August 1, 2010-July 31, 2012.

Approve - Payment to Backus Lumber and Supply in the amount of \$162.29 for "Permit by Rule" AGC landfill signage (capital fund).

Accept - Donation in the amount of \$20.00 from Marjorie M. Frank for the Sheriff's Office Boat & Water Program – safety equipment.

Authorize - Sale of surplus items at Cass County Annual Auction, Saturday, August 21, 2010, Cass County Highway Department, Walker.

Refer - Land value sale policy to a Committee of the Board (Downham, Peterson).

Receive & file - July 2010 Cass County EDC Activity Report.

Receive & file - 2010 MCIT dividend payment in the amount of \$290,042.00.

Receive & file - 1<sup>st</sup> quarter SCHA Financial Report.

Approve - Out-of-state travel for Sgt. Jason Brogle and Deputy Clark Lepley – August 16 -21, 2010- 12<sup>th</sup> Annual National EUDL Leadership Conference.

- 2B. Administrator Yochum summarized the Personnel Committee of the Board Meeting of Tuesday, July 27, 2010. Attending the meeting were: Commissioner Jim Dowson, Commissioner Jim Demgen, District Court Judge John Smith, Leech Lake Tribal Court Judge Corey Wahwassuck, HHVS Director Ane Rogers, Probation Director Reno Wells, ESD Director John Ringle, Chief Probation Agent Jim Schneider, and County Administrator Bob Yochum. Items discussed included 1). Leech Lake Tribal Court and District Court coordination including a recent William Mitchell Law Review article. 2). The Judges request to transfer Wellness Court supervision from the MN Department of Corrections to Cass County Probation utilizing State, County, and Tribal funding. 3). Health, Human, & Veterans Services position vacancies including the Directors'

upcoming retirement. 4). ESD staffing plan options – resource specialist opening. 5). Cass County HRA request for Cass County to pay meeting per diems. 6). Jail staffing plans - Crow Wing County contract status.

M/S/P Downham, Peterson – To approve the recommendation of the Personnel Committee of the Board to draft a memorandum of understanding regarding Wellness Court for discussion at a joint meeting with the Courts, Leech Lake Tribal Council and the Cass County Board of Commissioners. Unanimous.

Commissioner Downham offered Resolution No. 39-10 and moved its adoption, Commissioner Peterson seconded:

WHEREAS, Reno C. Wells is the Director of Probation for the County of Cass pursuant to appointment by the presiding Judge(s) of the Cass County District Court by Court Order for an indefinite term, which appointment shall continue during this new appointment pending further Order of the Court, and

WHEREAS, Ms. Ane Rogers has submitted her resignation dated July 6, 2010 effective January 21, 2011 to retire from the position of Director of Cass County Health, Human and Veteran Services, and

WHEREAS, the Cass County Board of Commissioners Personnel Committee has conferred with the Honorable John P. Smith on this appointment, and

WHEREAS, it is the intent of the parties that the total compensation package for Reno C. Wells, including all accrued benefits, remain in place through this position transition as though no change in position had occurred, so that Reno C. Wells loses no income or benefits due to this new appointment, and

WHEREAS, pursuant to the recommendation of the Cass County Board of Commissioners Personnel Committee,

NOW, THEREFORE, BE IT RESOLVED:

1. That Reno C. Wells is appointed as the Director of Health, Human and Veteran Services of Cass County effective January 1, 2011.
2. That in recognition of this appointment of Reno C. Wells and of his service to Cass County as Director of Probation:
  - a. All time in service related benefits earned in his present position shall carry forth utilizing the initial employment date of July 1, 1979.
  - b. Existing retirement benefits for himself and his dependents are to continue for health and life insurance.
  - c. Existing retirement benefits for longevity payments, vacation leave and sick leave will carry forth and continue during the appointment period. It is agreed that Director Wells has the option to exempt himself from the County Health Care Savings Plan for Eligible Non-Union Employees during this appointment pursuant to MN State Retirement System Rules.
  - d. The salary grade range for the position shall be 46.
  - e. The step placement shall be 5, effective August 3, 2010.
  - f. The step placement shall be 6, effective January 01, 2011.
3. That this resolution is effective upon its adoption.

Resolution No. 39 -10 adopted by majority vote: Ayes: Downham, Dowson, Peterson. Nays: None. Absent: Demgen, Kangas.

M/S/P Downham, Peterson – To approve the recommendation from the Personnel Committee of the Board and ESD Director to decline filling the Resource Specialist at this time, and further to develop options and submit to the 2011 Cass County Citizen Budget Committee. Unanimous.

M/S/P Downham, Peterson – To approve the recommendation from the Personnel Committee of the Board that upon receipt of a written request for Cass County payment of HRA Board per diems that the same be referred to the 2011 Cass County Citizen Budget Committee. Unanimous.

3. Vice Chairman Dowson welcomed Brad, Nancy and Austin Stockman as the "2010 Cass County Farm Family" selected by the University of MN. County Administrator Yochum read the nomination submitted by the Cass County Extension Committee informing the Board that the Stockman's farm of 400 acres supplies feed for the 100 registered Holstein cows, Lufire, and beef cattle on their farm, The beef cattle are used as recipients for the flushed embryo's from high quality genetic Holstein cows. The Stockman Farm has been recognized with the Quality Milk Award, Progressive Genetic Award and the Top Producer Award. Mr. Yochum informed the Board and the Stockman's that the Cass County Extension Committee and the 4-H Program may provide signage acknowledging farm of the year designation. No action necessary.
4. HHVS Director Ane Rogers presented the Child Placement Costs for June 2010, in the amount of \$84,670.00.

M/S/P Peterson, Downham – To receive & file the Child Placement Costs for June 2010, in the amount of \$84,670.00. Unanimous.

- 4B. Director Rogers informed the Board that a local Review Team has completed their rating of qualified managed care organizations (MCOs) that provide health care to eligible Medical Assistance recipients (including Minnesota Senior Care Plus-MSC+), and Minnesota Care for eligible citizens of Cass County. The Review Team recommends adoption of Resolution No. 40-10 to award Blue Cross/Blue Shield, Medica and U-Care managed care contracts to provide health care to eligible Medical Assistance recipients (including Minnesota Senior Care Plus-MSC+) and Minnesota Care Populations.

Commissioner Peterson offered Resolution No. 40-10 and moved its adoption, Commissioner Downham seconded:

#### 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 to eligible Medical Assistance recipients (including Minnesota Senior Care Plus-MSC+), and Minnesota Care populations in Cass and Crow Wing counties; and

Whereas, a review team has been selected for Cass 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 Cass County Board of Commissioners; and

Whereas, Blue Cross/Blue Shield, Medica and U-Care are viable managed care organizations, that can serve the needs of Cass County residents; and

Now, Therefore be it Resolved, the Cass 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 Cass County:

1. Accepts the recommendation of the local review team and recommends that the Commissioner of the Minnesota Department of Human Services award Blue Cross/Blue Shield , Medica and U-Care managed care contracts to provide prepaid health care to eligible Medical Assistance recipients (including Minnesota Senior Care Plus-MSC+) and Minnesota Care Populations.

Resolution No. 40 -10 adopted by majority vote: Ayes: Downham, Dowson, Peterson. Nays: None. Absent:: Demgen, Kangas.

5. ESD Director John Ringle introduced Mr. Wayne Johnson of the Palisade Energy Park, LLC. Mr. Johnson explained the plan to use municipal solid waste as fuel for a plasma gasification project in Palisade, MN. The project would produce syngas used in ethanol and bio-diesel production and other marketable products. Cass County municipal solid waste could be a source of feedstock to the project.

M/S/P Dowson, Peterson – To approve a letter of interest and support for further study of the Palisade Energy Park, LLC Plasma Gasification Project without creating any legal obligations between the parties. Unanimous.

- 5B. County Planner/Solid Waste Officer Paul Fairbanks reported back on the Ponto Lake Township Board request to improve recycling container management located at the Town Hall. Mr. Fairbanks informed the Board that the contract hauler will rotate bins twice weekly (once on Fridays), Solid Waste Partners also agreed to do a better job of cleaning up container area. The Sentence to Serve Crew has been contacted and scheduled to clean up the wetland area behind the containers. No complaints have been heard from the Township to date and ESD will continue to monitor. The Board thanked the staff for the follow-up. No action necessary.

- 6A. Appraisal Supervisor Penny Vikre presented the 2<sup>nd</sup> Quarter 2010 Foreclosure Report (51 in 2010 versus 42 in 2009, and 35 in 2008) including cancellation of contracts for deeds (not including time share foreclosures). Ms. Vikre informed the Board that 155 residential/seasonal home sales averaged \$223,000 in 2010 (up 9% ) compared to a 141 comparable sales at a price of \$204,600 in 2009. Ms. Vikre also presented the number of Arms-Length Transactions (An "arms-length sale" is between two parties, both of whom are seeking to maximize their gain from the transfer) so far in 2010 totaling 221 sales compared to total sales of 219 in 2009. No action necessary.

- 7A. Sheriff Randy Fisher and Emergency Management Coordinator Kerry Swenson presented the Emergency Operations Plan including the Basic Plan, Annexes and Standard Operating Guidelines that are approved every four years.

M/S/P Dowson, Peterson – To authorize Board Chairman Jim Demgen to approve the plan after his review of the 500 page Emergency Operations Plan draft. Unanimous.

- 7B. Emergency Management Coordinator Kerry Swenson requested Board approval for Cass County to act as fiscal agent for a 2010 Critical Infrastructure Grant from the Homeland Security Grant Program (multi-county critical infrastructure and key resource protection).

M/S/P Peterson, Downham – To approve Cass County to act as fiscal agent for the 2010 Critical Infrastructure Grant from the Homeland Security Grant Program in the amount of \$257,000.00. Unanimous.

- 7C. Sheriff Fisher reported recent approval of a MN Department of Public Safety grant for 3 in-car video cameras.

M/S/P Downham, Peterson – To approve acceptance of the grant for 3 in-car video cameras and authorize Chief Deputy Sheriff Tom Burch to execute related agreements with the MN Department of Public Safety. Unanimous.

8. Administrator Yochum confirmed the upcoming meeting schedule: County Board Meeting, Tuesday, August 17, 2010, 6:00 p.m. at Slater Township Hall (Remer Depot – 104 Main Street West, Remer, MN) Special Meeting - Tuesday, August 31, 2010 beginning at 1:00 p.m., Cass County Land Department Meeting Room, Backus, MN.

9. Vice Chairman Dowson adjourned the meeting at 10:07 A.M.

SIGNED: \_\_\_\_\_  
Jim Dowson, Vice Chairman  
Cass County Board of Commissioners

ATTEST: \_\_\_\_\_  
Robert H. Yochum  
Cass County Administrator