

**TRANSCRIPT AND REPORT OF PROCEEDINGS
CASS COUNTY BOARD OF COMMISSIONERS
COUNTY OF CASS
September 4, 2012**

- 1A. Chairman Peterson convened the regular meeting of the Cass County Board of Commissioners at 9:00 a.m. on Tuesday, September 4, 2012, with the flag pledge, in the Board Room of the Courthouse, Walker, MN. Commissioners present: Downham, Dowson, Gaalswyk, Kangas, and Peterson. Absent: None.

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 |
| Tom Burch | Cass County Sheriff | Kerry Swenson | Emergency Mgmt. Coord. |
| Josh Stevenson | Land Commissioner | Dave Enblom | Highway Engineer |
| Laura Hadrava | Highway Dept. | James Schneider | Probation Director |
| Jodi DeSkeere | Probation Office | Kathy Ramos | Veterans Services |
| Reno Wells | HHVS Director | John Ringle | ESD Director |
| Steve Bilben | Shingobee Connection Trail | Skip Duchesneau | Shingobee Connection Trail |
| Marion Larson | Central MN EMS Region | Renee Frauendienst | Stearns County Public Health |
| Al Doty | State Senate candidate | Don Niles | MN House candidate |
| Bob Shankland | Cohasset/Pokegama Lake Assoc. | Pat Medure | Pokegama Lake Assoc. |
| Gail DeBoer | Pilot Independent | Monica Lundquist | Brainerd Dispatch |
| Allan Olson | Cass Lake Times | | |

- 1B. M/S/P Downham, Kangas – To approve the agenda items for discussion as presented and the addition of Item 9B. (Accept FY2013 BWSR Block Grant in the amount of \$105,809.00). Unanimous.

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

M/S/P Kangas, Gaalswyk – To waive reading and approve the consent agenda. Unanimous.

Approve - Board Minutes of August 21, 2012.

Approve - Auditor warrants dated August, 2012 in the amount of \$865,126.44.

Approve - Auditor warrants dated August 16, 2012 in the amount of \$1,246,569.17.

Approve - Auditor warrants dated August 23, 2012 in the amount of \$314,798.89.

Approve - HHVS Commissioner warrants dated August 24, 2012 in the amount of \$83,924.29.

Approve - HHVS Auditor warrants dated August 24, 2012 in the amount of \$198,650.86.

Approve - Personnel Items: A. Budgeted positions scheduled for replacement: 1. Receive & file - Notice of appointment of Jodi DeSkeere, County Team Leader – Probation Office, grade 35, step 2, effective August 18, 2012. 2. Receive & file - Notice of resignation of Cynthia Troyna, Home Health Aide, grade 13, effective August 15, 2012, and receive & file the notice of intent to fill budgeted Home Health Aide position vacated by Cynthia Troyna, grade 13. B. Positions scheduled for no replacement at this time: None. C. Other: None.

Approve - Assessor's Office Abatements by taxpayer, and year:

| | <u>Parcel ID</u> | <u>Action</u> | <u>Current</u> | <u>Proposed</u> | <u>Tax \$ Change</u> |
|--|------------------|-----------------|----------------|-----------------|----------------------|
| 2012 - State of MN, DNR | 19-461-0220 | Exempt | \$229,300 | \$ - 0 - | (\$1,340.00) |
| 2012- Kego Township | 19-461-0230 | Exempt | \$135,700 | \$ - 0 - | (\$ 754.00) |
| 2012 - Duane Garner HomebrookTownship | 17-921-1400 | Cancel PPMH | \$ 600 | \$ - 0 - | (\$ 6.00) |
| 2012 - Arnold Holstad | 20-909-4004 | Cancel PPMH | \$2,200 | \$ - 0 - | (\$ 12.00) |
| Leech Lake Township | | | | | |
| 2012- Greg Anderson | 20-909-4348 | Value Reduction | \$13,300 | \$1,300 | (\$ 68.00) |

| | | | | | |
|--|-------------|---|----------|----------|------------|
| Leech Lake Township | | Personal Property TT | | | |
| 2012-Wade Simpson Leech Lake Township | 20-909-4349 | Cancel PPTT | \$12,000 | \$ - 0 - | (\$ 68.00) |
| 2012-Richard Hurd Leech Lake Township | 20-942-0046 | Value Reduction Personal Property TT | \$ 4,300 | \$2,800 | (\$ 8.00) |

Approve – FY12/13 MN DNR Snowmobile GIA Maintenance & Grooming Grant (Swift Contract: #51047) in the amount of \$152,928.00.

Receive & file - Correspondence from MN Historical Society: Pine River Depot on the National Register of Historic Places.

Receive & file - HHVS Cash Account Balance Comparison and Child Service Costs through July 2012.

M/S/P Kangas, Gaalswyk – To award to the apparent low bidder to haul material needed to repair the Bull Moose Trail (Section 29) Bull Moose Twp. to Sawyer Timber LLC in the amount of \$15.00/yd. Unanimous.

| <u>Bidder</u> | <u>Bid amount per yard</u> |
|---------------------|----------------------------|
| Sawyer Timber LLC | \$15.00/yd |
| North Fork Boulders | \$16.67/yd |
| Schrupp Excavating | \$20.83/yd |

Approve - Contract amendment #1 to GIS Professional Services Agreement with ProWest & Associates, Inc. contract completion extension to March 29, 2013 (bid awarded on November 15, 2011 Land Department - database system).

Receive & file - Medical Examiner statistics from January 1, 2012 through June 30, 2012.

Accept - Crime Victim Services Grant (A-CVS-2013-CASSAO-00095/3-12907) in the amount of \$43,000.00 from Oct. 2012 through Sept. 30, 2013.

Approve - Resolution No. 45A-12 - To proceed with final certification on the Pavement Preservation project on CSAH 7 (project number SP 011-607-010) upon receipt of final documentation, final payment will be made.

Commissioner Kangas offered Resolution No.45A-12 and moved its adoption, Commissioner Gaalswyk seconded:

WHEREAS: Contract No. 60710 (SP 011-607-010) has in all things been completed, and the County Board being fully advised in the premises,

NOW THEN BE IT RESOLVED, that we do hereby accept said completed project for and in behalf of the County of Cass and authorize final payment as specified herein.

Resolution No. 45A-12 was adopted by majority vote: Ayes: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

Receive & file - Timber auction results of August 30, 2012 totaling 4,157.00 cords plus 70.62mbf saw timber totaling \$130,326.00.

2B. County Administrator Robert Yochum discussed the Citizen Budget Committee meetings to date, presented a summary of the 2013 department requests (also posted on the County website) and reported the unanimous recommendation of the Citizen Budget Committee to establish the preliminary County net certified property tax levy for 2013 at \$20,046,613, and further to recommend a preliminary Unorganized Township net certified property tax levy for 2013 at \$245,000 (both the same as 2012). Chief Financial Officer Larry Wolfe recommended the public hearing on the 2013 Cass County levy and budget be set for December 6, 2012 beginning at 6:00 p.m. Mr. Wolfe also explained that the preliminary levy can be reduced by the Board but cannot increase after public notices has been provided.

2C. Chief Financial Officer Larry Wolfe presented Resolution No. 46-12 proposing the preliminary 2013 property tax levy and a December 6, 2012 public hearing on the same.

Commissioner Kangas offered Resolution No. 46-12 and moved its adoption, Commissioner Gaalswyk seconded:

WHEREAS, M.S. 275.065 requires the County Board to adopt a proposed property tax levy prior to September 15, 2012, and

WHEREAS Cass County must include in its tax levy the amount necessary to operate the Longville Ambulance Subordinate Service District (LASSD) established under M.S. 375B,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners do hereby approve the following preliminary property tax levies for 2013 in the stated amounts:

| | <u>Preliminary 2013</u> | <u>Final 2012</u> | <u>Difference</u> |
|---|-----------------------------|-----------------------|-------------------|
| Net County Levy | \$19,585,613 | \$19,585,613 | 0 |
| LASSD Levy | <u>461,000</u> | <u>461,000</u> | <u>0</u> |
| Preliminary Net Certified Levy | \$20,046,613 | \$20,046,613 | 0 |
| Estimated Preliminary County Rate | 30.301% | 29.513% | +2.67% |
| Estimated Preliminary Rate within LASSD | 34.104% | 33.215% | +2.68% |

BE IT FURTHER RESOLVED that a public hearing on the adoption of Cass County's tax levy for 2013 will be held December 6, 2012, beginning at 6:00 p.m. at the Commissioners Board Room, Cass County Courthouse, Walker, Minnesota.

Resolution No.46 -12 was adopted by majority vote: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

- 2D. Mr. Wolfe presented the Resolution No. 47-12 establishing the preliminary 2013 property tax levy for Unorganized Townships.

Commissioner Dowson offered Resolution No. 47-12 and moved its adoption, Commissioner Downham seconded:

WHEREAS, the Cass County Board of Commissioners acts as Township authority for unorganized areas of Cass County, and

WHEREAS, the Cass County Board has considered revenue projections, levy data, and budget needs of the unorganized areas of Cass County for 2013,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners do hereby approve the following preliminary property tax levies for 2013 for Cass County unorganized townships:

| | <u>Preliminary 2013</u> | <u>Final 2012</u> |
|----------------------|-----------------------------|-----------------------|
| UNORGANIZED NET LEVY | \$245,000 | \$245,000 |

BE IT FURTHER RESOLVED that a public hearing on the adoption of Cass County's tax levy for 2013 will be held December 6, 2012, beginning at 6:00 p.m. at the Commissioners Board Room, Cass County Courthouse, Walker, Minnesota.

Resolution No. 47-12 was adopted by majority vote: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

- 3A. Land Commissioner Josh Stevenson reported that in cooperation with the Cass County Assessor's Office it has been determined that the parcels presented in the following Resolution 48-12 should be removed from the over the counter sale status and reevaluated for a current appraisal price. Mr. Stevenson explained the appraisal process and subsequent plans to re-offer the parcels at public auction held on October 27, 2012 beginning at 9:00 a.m., by the Cass County Auditor-Treasurer, in the Commissioners Board Room, 1st Floor, Courthouse, Walker, MN.

Commissioner Dowson offered Resolution No. 48-12 and moved its adoption; Commissioner Kangas seconded:

WHEREAS, the parcels listed were offered at previous public auction, and they remain unsold.

Parcel #1

PIN # 34-017-3200

West half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), Section 17, Township 139 North, Range 30 West, Cass County, Minnesota (80 acres) – Powers Township

This parcel includes the complete shoreline of a small environmental lake. There is no legal access to this parcel. The purchaser may petition the Township for public access to this parcel under Minnesota Statutes 164.08, subd 2.

Appraised Value - \$65,000.00

Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032

Parcel #2

Pin # 46-028-1401

Govt Lot 3, Less Plat of Winnie Chapman Beach, Section 28, Township 140 North, Range 28 West, Cass County, Minnesota – Wabedo Township

This parcel contains 8.9+ acres and is located on a gravel road. This parcel also has a private easement across it for ingress and egress for the private landowners to the north.

Appraised Value - \$40,000.00

Previous Sale Date 12/05/09

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #3

PIN # 18-030-4303

Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 30, Township 141 North, Range 27 West, Cass County, Minnesota – Inguadona Township

11.73 acres more or less No legal access. Buyer may petition township for access under Minnesota Statutes 164.08 subd 2.

Appraised Value - \$12,000.00

Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #4

PIN # 12-022-4400

Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Section 22, Township 139 North, Range 26 West, Cass County, Minnesota (40 acres) – Crooked Lake Township

Parcel is located on Minnesota State Hwy #6

Appraised Value - \$80,000.00

Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032

Parcel #5

PIN # 06-009-1300

Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 9, Township 139 North, Range 28 West, Cass County, Minnesota (40 acres) – Blind Lake Township

No legal access. The purchaser may petition the Township for public access to this parcel under Minnesota Statutes 164.08, subd 2

Appraised Value - \$60,000.00

Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032 and Fund 73 Environmental Trust

Parcel #6

PIN # 31-009-4400

Southeast Quarter of the Southeast Quarter (SESE), Section 9, Township 138 North, Range 30 West, Cass County, Minnesota (40 acres) – Pine River Township

This parcel has walk in access only across public land. The purchaser may petition the Township for public road access to this parcel under Minnesota Statutes 164.08, subd 2.

Appraised Value - \$60,000.00

Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032 and Fund 71-032 designated to LCCR

NOW, THEREFORE, BE IT RESOLVED, that the parcels listed above are to be withdrawn from the current over the counter tax-forfeited land sale list for redetermination.

Resolution No. 48-12 was adopted by majority vote: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

- 3B. Land Commissioner Stevenson presented Resolution No. 49-12 that classifies the identified parcels as non-conservation, establishes appraised values, authorizes the sale of the identified tax forfeit parcels, approves sale conditions, and establishes a public sale on October 27, 2012, beginning at 9:00 a.m., Commissioners Board Room, 1st Floor, Courthouse, Walker, MN. Mr. Stevenson added that a brochure (printed listings of parcels) and web site listing will be available to the public after September 15, 2012. Mr. Stevenson explained that local units of government will be notified of their statutory option to purchase the sale parcels prior to offering to the public.

Commissioner Kangas offered Resolution No. 49-12 and moved its adoption; Commissioner Gaalswyk seconded:

WHEREAS, the following parcels of land are Tax Forfeited and the Cass County Board has classified said parcels as non-conservation:

Parcel #1

PIN # 34-017-3200

West half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), Section 17, Township 139 North, Range 30 West, Cass County, Minnesota (80 acres) – Powers Township - This parcel includes the complete shoreline of a small environmental lake. There is no legal access to this parcel. The purchaser may petition the Township for public access to this parcel under Minnesota Statutes 164.08, subd 2.

Appraised Value - \$39,000.00 Previous Value \$65,000.00 Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032

Parcel #2

Pin # 46-028-1401

Govt Lot 3, Less Plat of Winnie Chapman Beach, Section 28, Township 140 North, Range 28 West, Cass County, Minnesota – Wabedo Township

This parcel contains 8.9+ acres and is located on a gravel road. This parcel also has a private easement across it for ingress and egress for the private landowners to the north.

Appraised Value - \$25,500.00 Previous Value \$40,000.00 Previous Sale Date 12/05/09

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #3

PIN # 18-030-4303

Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 30, Township 141 North, Range 27 West, Cass County, Minnesota - Inguadona Township - 11.73 acres more or less No legal access. Buyer may petition township for access under Minnesota Statutes 164.08 subd 2.

Appraised Value - \$7,900.00 Previous Value \$12,000.00 Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #4

PIN # 12-022-4400

Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Section 22, Township 139 North, Range 26 West, Cass County, Minnesota (40 acres) – Crooked Lake Township - Parcel is located on Minnesota State Hwy #6

Appraised Value - \$59,000.00 Previous Value \$80,000.00 Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032

Parcel #5

PIN # 06-009-1300

Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 9, Township 139 North, Range 28 West, Cass County, Minnesota (40 acres) – Blind Lake Township - No legal access. The purchaser may petition the Township for public access to this parcel under Minnesota Statutes 164.08, subd

Appraised Value - \$39,000.00 Previous Value \$60,000.00 Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032 and Fund 73 Environmental Trust

Parcel #6

PIN # 31-009-4400

Southeast Quarter of the Southeast Quarter (SESE), Section 9, Township 138 North, Range 30 West, Cass County, Minnesota (40 acres) – Pine River Township - This parcel has walk in access only across public land. The purchaser may petition the Township for public road access to this parcel under Minnesota Statutes 164.08, subd 2.

Appraised Value - \$39,000.00 Previous Value \$60,000.00 Previous Sale Date 6/18/11

Proceeds from the sale of this parcel will be credited to Fund 71-032 and Fund 71-032 designated to LCCR

Parcel #7

PIN # 42-027-1200

Northwest Quarter of the Northeast Quarter (NW¼NE¼), Section 27, Township 140 North, Range 26 West, Cass County, Minnesota – Thunder Lake Township - 23 Acres Upland, 17 Acres Lowland, Public Access on Township Road

Appraised Value - \$39,500.00

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #8

PIN # 46-017-1100

Northeast Quarter of the Northeast Quarter (NE¼NE¼), Section 17, Township 140 North, Range 28 West, Cass County, Minnesota – Wabedo Township - 30 Acres Upland, 10 Acres Lowland, Public Access on Township Road

Appraised Value - \$45,000.00

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #9

PIN # 32-019-4400

Southeast Quarter of the Southeast Quarter(SE¼SE¼), Section 19, Township 139 North, Range 29 West, Cass County, Minnesota – Ponto Lake Township - 40 Acres Upland, Public Access on Township Road - This parcel also has a private easement across it for ingress and egress for the private landowners to the west.

Appraised Value - \$59,000.00

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #10

PIN # Part of 33-027-2301

Northeast Quarter of the Southwest Quarter(NE¼SW¼), Section 27, Township 136 North, Range 32 West, Cass County, Minnesota – Poplar Township - 19 Acres Upland, 21 Acres Lowland, No Public Access

Appraised Value - \$28,000.00

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #11

PIN # 26-033-3400

Southeast Quarter of the Southwest Quarter(SE¼SW¼), Section 33, Township 135 North, Range 31 West, Cass County, Minnesota – Meadowbrook Township - 40 Acres Upland, Public Access on County Road 102

Appraised Value - \$58,000.00

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #12

PIN # 34-024-2109

Part of Government Lot 1, Section 24, Township 139 North, Range 30 West, Cass County, Minnesota – Powers Township 0.4 Acres Upland, 100 feet of Lakeshore on Big Portage Lake, Private Access by Easement

Appraised Value - \$75,000.00

Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #13

PIN # 04-394-0130

Lot 13, Bannisters Lake Leavitt Addition, Section 19, Township 139 North, Range 25 West, Cass County, Minnesota – Beulah Township

0.43 Acres Upland, 100 feet of Lakeshore on Leavitt Lake, Public Access on Township Road
Appraised Value - \$55,000.00
Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #14

PIN # 51-380-1310

All of Blocks 13, 14, 17, 18, 19, 20 and Adjacent Vacated Clinton Ave, Thomas Ave, and First Street South, Interlachen Lodge Inc 1st Addition, Section 17, Township 140 North, Range 29 West, Cass County, Minnesota – Woodrow Township - 20 Acres Upland, Public Access on platted right of way and existing road
Appraised Value - \$30,000.00
Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #15

PIN # 31-006-2215

Part of Government Lot 4, Section 6, Township 138 North, Range 30 West, Cass County, Minnesota – Pine River Township - 1.57 Acres Upland, 100 feet of Lakeshore on Pine Mountain Lake, Private Access by Easement
Appraised Value - \$69,000.00
Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

Parcel #16

PIN #'s 48-014-1100, 1400, 4100, 4400

East Half of the East Half(E½E½), Section 14, Township 137 North, Range 30 West, Cass County, Minnesota – Walden Township - 40 Acres Upland, 120 Acres Lowland, No Public Access
Appraised Value - \$64,000.00
Proceeds from the sale of this parcel will be credited to Fund 71-650 for distribution per state statute.

THEREFORE, Be it resolved, the Cass County Board of Commissioners hereby certifies that all the above parcels of land have been viewed and comply with the provisions of Minnesota Statutes 85.012, 92.461, 282.01 subd. 8, 282.018 and the 1991 Laws of Minnesota Ch. 354, Art. 10, Sec. 9, amending M.S. Sec. 282.018, subd. 2 (1990). The County Board of Commissioners hereby certifies that the County Land Commissioner has reviewed the attached land sale list and identified any and all nonforested marginal land and wetland.

BE IT ALSO RESOLVED, that the parcels of land forfeited to the State of Minnesota for nonpayment of taxes, appearing on the list filed with the County Auditor-Treasurer, have been classified and appraised; that the appraised value of each parcel be approved and authorization for a public sale of the land be granted, pursuant to M.S. 282.01; that the sale will be held on October 27, 2012 beginning at 9:00 a.m., by the Cass County Auditor-Treasurer in the Public Meeting Room of the Courthouse, Walker, MN for not less than the appraised value.

BE IT FURTHER RESOLVED, that the following additional terms shall apply to this sale:

1. No lot shall be sold for less than the total of the appraised value of the land, plus the appraised value of the timber, plus the appraised value of the improvements, plus any outstanding special assessments, plus all applicable fees.
2. Any and all bids can be rejected. Any lot may be withdrawn from sale by Cass County up to and including the day of the sale.
3. All land sales shall be for cash at time and date of the auction.
4. A 10% non-refundable deposit or letter of credit with balance to be paid within 30 days of the sale is accepted for parcels that sell for more than \$30,000. (Per sale policy adopted 20 October 1998).
5. The land and any improvements are sold as is. The County makes no warranties as to the condition or habitability of any buildings, wells, septic systems, soils, roads or any other thing on the site. Some properties may have inadequate systems or no septic systems at all. Within one year of transfer all parcels must meet applicable County Ordinances.
6. The Cass County Auditor-Treasurer hereby certifies that Cass County has and will comply with all laws governing the sale of tax forfeited land of the State of Minnesota in the conduct of the foregoing approved public land sale. All properties have been reviewed by the Land Commissioner under the requirements of 1991 Laws of Minnesota Ch.354, Art.10, Sec.9.
7. Buyers will receive a State Deed for tax forfeited lots and a Quit Claim deed for County Fee Owned lots. Cass County makes no warranties as to the condition of the title.

Resolution No. 49-12 was adopted by majority vote: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

- 4A. Highway Construction/Design Engineer Laura Hadrava presented bids that had been opened on August 21, 2012 at 1:30 pm for a joint project with Wadena County (SAP 011-667-004) on Cass County CSAH No.67 and Wadena County CSAH No. 30. The total bid was \$117,842.00 of which 50% is Cass County's responsibility (\$58,921.00).

Project No.: SAP 011-667-004; 080-630-017
Engineers Estimate \$148,393.40

| <u>Bidder</u> | <u>Bid Amount</u> | <u>Percent Over/Under Estimate</u> |
|--------------------------------|-------------------|------------------------------------|
| Tri-City Paving, Inc. | \$117,842.00 | -20.59% Under Estimate |
| Anderson Brothers Construction | \$131,644.90 | -11.29% Under Estimate |
| Central Specialties, Inc. | \$141,554.00 | -1.61% Under Estimate |
| Knife River Materials | \$176,587.00 | 19.00% Over Estimate |
| Mark Sand & Gravel Co. | \$186,996.00 | 26.01% Over Estimate |

M/S/P Downham, Kangas - To award the bid for the joint project with Wadena County (SAP 011-667-004) on Cass County CSAH No.67 and Wadena County CSAH No. 30 to the apparent low bidder - Tri-City Paving, Inc. in the bid amount of \$117,842.00 (Cass County's share is \$58,921.00). Unanimous.

- 4B. Highway Engineer Enblom and Laura Hadrava requested Board approval to authorize the Chairman and County Administrator to enter into agreements with MNDOT to accept bridge bond funds for SAP 011-598-005 (CR120) and SAP 011-598-006 (CR147). Mr. Enblom added that the amount of the grant has been determined to be \$400,819.00 for Bridge No. 11526 and \$297,072.56 for Bridge No. 11J09.

Commissioner Kangas offered Resolution No. 50-12 and moved its adoption; Commissioner Peterson seconded:
Agreement to State Transportation Fund (Bridge Bonds)
Grant Terms and Conditions
SAP 011-598-005 & SAP 011-598-006

WHEREAS, Cass County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 11526 (CR 120) and Bridge No. 11J09 (CR 147), and
WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available, and
WHEREAS, the amount of the grant has been determined to be \$400,819.00 for Bridge No. 11526 and \$297,072.56 for Bridge No. 11J09 by reason of the lowest responsible bid.

NOW THEREFORE, be it resolved that Cass County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, subdivision 5, clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The County Administrator and County Board Chair are authorized to execute a grant agreement with the Commissioner of Transportation concerning the above-referenced grant.

Resolution No. 50-12 was adopted by majority vote: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

- 4C. Mr. Enblom explained the request from Shingobee Township for Cass County to serve as fiscal agent for the Phase IV of the Shingobee Trail Extension Project (bridge connection), with estimated construction costs to be \$1,400,000.00. Skip Duchesneau explained the Phase IV bridge connection and also provided a list of local contributions to the trail in the amount of \$641,376.00 (\$540,000.00 from Conservation Fund #73), and a list of non-local contributions in the amount of \$1,769,496.00.

M/S/P Dowson, Gaalswyk – To approve Cass County to serve as fiscal agent for Phase IV of the Shingobee Trail Extension Project. Unanimous.

- 4D. Mr. Enblom discussed the recent Chippewa National Forest Resource Advisory Committee (RAC) meeting of August 29, 2012 and the preliminary recommendations from the RAC Committee. Commissioner Downham reported that the RAC

Committee recommended to the US Forest Supervisor to increase the RAC contributions for the Pug Hole Road project from \$105,000.00 to \$115,000.00 therefore reducing the County Road fund match from \$32,000.00 to \$22,000.00 (Conservation Fund #73 would remain at \$30,000.00). No action necessary until confirmed by the US Forest Service.

- 5A. Sheriff Tom Burch and Emergency Management Coordinator Kerry Swenson requested execution a certificate of final project completion for GeoComm Contract #0310CCMN in the amount of \$105,240.00 (ARMER Radio project). Mr. Swenson also reported that the Walker tower lease will be updated soon, that the Leech Lake Band of Ojibwe Tribal Police Department tower site will be completed by the end of the year, and updated the Board on the disbursement process by the State of Minnesota for July 3 wind damage.

M/S/P Dowson, Kangas – To approve execution a certificate of final project completion for GeoComm Contract #0310CCMN in the amount of \$105,240.00 (ARMER Radio project). Unanimous.

- 6A. Central MN EMS Regional Coordinator Marion Larson and Renee Frauendienst of Stearns County Public Health presented an update on the Central MN Emergency Medical Services Region consisting of 14 county service areas totaling 12,430 square miles which serves over 256 agencies including law enforcement, fire/rescue, ambulance services and first response teams. Ms. Larson added that the Central MN EMS Region has 3 main programs including training, equipment reimbursement, and critical incident stress management (CISM). EMS Coordinator Swenson added that the local EMS training is on-going. The Board thanked Ms. Larson and Ms. Frauendienst for the update.

- 7A. Don Niles an endorsed candidate of the Democratic-Farmer-Labor party for MN House of Representative District 9A introduced himself to the Board. Mr. Niles reported that as a result of the recent legislative redistricting there is not an incumbent candidate within District 9A, which includes portions of Cass, Todd and Wadena Counties. Mr. Niles added his main reasons for running for the state legislature is to make sure public education is adequately funded, restoring a balance of tax burdens between income, real estate and sale taxes, and bring a strong commitment to work with others to solve real problems. Mr. Niles was elected to the Wadena City Council in 2008, and is an active in the community with activities including Vice Chair of the Kitchigami Regional Library System, Wadena Library Board member, Rotary member, Wadena–Deer Creek Public Schools Instructional and Curriculum Advisory Committee, and Messiah Lutheran Church Council president. The Board thanked Mr. Niles for attending.

- 7B. Al Doty candidate for Senate District 9 introduced himself to the Board. Mr. Doty added that delegates from Cass, Morrison, Todd, and Wadena Counties met in Browerville April 29th to endorse DFL candidates for election to the newly-reorganized State Senate District 9. Mr. Doty stated that he has been an involved community member in the area for over forty years, as a teacher, coach, senior advocate, and a former State Representative for District 12B. Mr. Doty will focus on preserving family farms and the rural way of life, creating jobs, reduce property taxes and is an advocate for the great outdoors. The Board thanked Mr. Doty for attending.

- 8A. HHVS Director Reno Wells and Veterans Service Officer Kathleen Ramos presented the VSO Activity Report thru June 30, 2012. Veteran contacts by appointment or walk-ins year to date totaled 1,454, with 137 new clients. Ms. Ramos updated the Board on the Cass County Veterans Transportation Program reporting that a total of 114 riders utilized the program and a total of 33,876 miles were driven year to date. Fiscal year 2011 federal financial support to 3,287 Cass County veterans totaled \$26,313,000. No action necessary.

- 8B. Director Wells and VSO Officer Ramos reported back on the previous Board action of May 15, 2012 regarding the purchase and installation of the Veteran's parking signs. Locations include one in the parking lot on the south side of the Courthouse, two in the parking lot behind the Courthouse, one in Backus in the front parking and one in the back parking, one at the Pine River satellite office and the one in the public parking area of HHVS. The Veteran's parking space sign respectfully says "Thank You for Your Service" on a daily basis and in a visible manner, to show appreciation for those who served our communities and came back alive. Mr. Wells also informed the Board that the Cass County Association of Townships have donated \$480.00 to go towards the parking signs.

M/S/P Kangas, Downham – To authorize installation of the signs as recommended and accept the donation of \$480.00 from the Cass County Association of Townships to be used towards the purchase of the Cass County Veteran's parking signs. Unanimous.

- 9A. Pat Medure of the Pokegama Lake Association appeared before the Board to discuss the management of water reservoir levels of watersheds in north central Minnesota. Mr. Medure requested a resolution of support from Cass County for the formation of an Upper Mississippi Flood Mitigation Task Force due to the flooding problems in area lakes along the upper Mississippi. Mr. Medure reported that Itasca and Aitkin Counties have taken a similar action and that presentations are pending with the Leech Lake Band of Ojibwe and the Mississippi Headwaters Board.

Commissioner Gaalswyk offered Resolution No. 51-12 and moved its adoption, Commissioner Kangas seconded:

Resolution supporting the Upper Mississippi Flood Mitigation Task Force

WHEREAS, the US Army Corps of Engineers (USACE) has the responsibility of controlling water levels for several reservoirs and watersheds located in north central Minnesota.

NOW, THEREFORE, BE IT RESOLVED that the Cass County Board of Commissioners supports the concept of forming the Upper Mississippi Flood Mitigation Task Force and hereby appoints Commissioner Neal Gaalswyk (delegate) and Environmental Services Director John Ringle (alternate) to serve as its representatives on that Task Force.

Resolution No. 51 -12 was adopted by majority vote: Downham, Dowson, Gaalswyk, Kangas, Peterson. Nays: None.

- 9B. ESD Director John Ringle requested Board approval to accept the FY2013 BWSR Block Grant including the Comprehensive Local Water Management Base Grant (\$10,502), Wetland Conservation Act Base Grant (\$44,766), DNR Shoreland Management Base Grant (\$10,699), MPCA/BWSR SSTS Base Grant (\$18,941) and the MPCA SSTS Upgrade Fund Grant (\$20,901) totaling \$105,809.00.

M/S/P Dowson, Kangas – To accept the FY 2013 State of Minnesota BWSR Natural Resources Block Grant (PO#3000002138) and authorize execution of the agreement in the amount of \$105,809.00. Unanimous.

10. County Administrator Yochum confirmed the upcoming meeting schedule: a. September 11th observance on Tuesday, September 11, 2012, beginning at 7:30 a.m. Veterans Podium, Courthouse Lawn, Walker, MN. County Board Meeting in Commissioner District #3, Tuesday, September 18, 2012, 6:00 p.m. at Powers Township, 850 E Horseshoe Dr. NW, Backus, MN. Cass County EDC 2012 Annual Meeting – Thursday, September 27, 2012, 5:00 p.m., Northern Lights Casino & Convention Center, Walker, MN. AMC Fall Policy Committee Meeting – September 27-28, 2012, Cragun's on Gull Lake, Brainerd, MN.
11. Chairman Peterson adjourned the meeting at 11:25 A.M.

SIGNED: _____
Jeff Peterson, Chairman
Cass County Board of Commissioners

ATTEST: _____
Robert H. Yochum
Cass County Administrator