

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
CROW WING COUNTY, MINNESOTA  
Meeting held on April 25, 2007

The Board of County Commissioners met in adjourned session on April 25, 2007, at 9:30 a.m.

All members were present.

On motion of Commissioner Nystrom seconded by Commissioner Franzen the Board names the former Board of Commissioners' Room on the second floor of the Historic Courthouse as the Jinx Ferrari Meeting Room, all members voted "AYE".

The Board of County Commissioners proceeded to reorganize due to the passing of Chairman Ferrari by opening nominations for the Chairman and Vice Chairman positions. On motion of Commissioner Nystrom seconded by Commissioner Franzen that Commissioner Tautges be nominated for Chairman for the remainder of 2007 and the Secretary be instructed to cast a unanimous ballot, all members voted "AYE".

On motion of Commissioner Franzen seconded by Commissioner Thiede that Commissioner Nystrom be nominated for Vice Chair for the remainder of 2007 and the Secretary be instructed to cast a unanimous ballot, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the minutes of the April 10, 2007, meeting be approved as published and the reading of said minutes be dispensed with, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the agenda of the April 25, 2007, meeting be approved as published, with the following amendments, all members voted "AYE".

1. Add: "Resolution Calling for Special Election" under Agenda Item #7, County Auditor.
2. Move Agenda Item #6a "Information Systems Director, Out of State Travel Request" to the end of the Agenda.

Commissioner Thiede offered the following resolution and moved its adoption:

WHEREAS, Crow Wing County has applied to the Commissioner of Transportation for a grant from the Comprehensive Highway Safety Plan (CHSP) – Central Safety Fund to utilize federal funding on a safety related project, and

WHEREAS, the Commissioner of Transportation has given notice that the funding for this safety project, the installation of right turn lane and/or bypass lanes at four intersections on the County State Aid Highway (CSAH) 16 corridor, has been granted in the amount of \$150,000 for project S.P. 18-030-02.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, authorizes the County Auditor to advertise for sealed bids for the construction of project S.P. 18-030-02, upon completion of Plans and Specifications and approval from Mn/DOT.

Which resolution being seconded by Commissioner Franzen was duly adopted, all members voted "AYE".

Commissioner Thiede offered the following resolution and moved its adoption:

WHEREAS, Crow Wing County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of a Local Road Improvement Project, Project No. 18-621-18, culvert replacement and guard rail removal on CSAH 21, and

WHEREAS, the Commissioner of Transportation has given notice that the funding for this local road improvement project is available, and

WHEREAS, the amount of the grant has been determined to be \$130,000 by reason of the engineer's estimate and available Local Road Improvement funding.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, agrees to the terms and conditions of the grant consistent with Minnesota Statute 174.52, Subdivision 5, 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 road project, but not required.

Which resolution being seconded by Commissioner Franzen was duly adopted, all members voted "AYE".

Commissioner Thiede offered the following resolution and moved its adoption:

WHEREAS, Crow Wing County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Local Road Improvement Project No. 18-621-17, intersection safety improvements to CSAH 21/CR 131, and

WHEREAS, the Commissioner of Transportation has given notice that the funding for this local road improvement project is available and determined to be in the amount of \$250,000, and

WHEREAS, after receiving bids for the project, it was determined that there is sufficient funding remaining to perform another safety improvement, and the Minnesota Department of Transportation has agreed to allow the excess funding to be used on such an improvement, and

WHEREAS, it has been determined that the best use of these funds is to replace a deteriorating culvert crossing on CSAH 21, located approximately 0.5 miles north of CSAH 2 and identified as Project No. 18-621-18, which will also allow the removal of the existing twisted-end guard rail.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, authorizes the County Auditor to advertise for sealed bids for the construction of Project No. 18-621-18, the CSAH 21 culvert replacement/safety improvement project, upon completion of Plans and Specifications and approval from Mn/DOT.

Which resolution being seconded by Commissioner Franzen was duly adopted, all members voted "AYE".

Commissioner Franzen offered the following resolution and moved its adoption:

WHEREAS, one week each May is officially designated as Correctional Officer's Week by the American Jail Association. This year, Correctional Officer's Week is May 6-12, 2007, and

WHEREAS, the Sheriff's Office supports the proposition that the men and women who perform the difficult task of supervising the County's inmates deserve this recognition, and

WHEREAS, the Sheriff's Office recognizes that detention staff are professionals equal in status and importance to other professionals in the effective administration of justice.

NOW, THEREFORE, BE IT RESOLVED that we, the Crow Wing County Board of Commissioners, do hereby acknowledge the week of May 6-12, 2007, as Correctional Officer's Week in Crow Wing County in honor of the dedicated professionals who supervise the County's inmate population.

Which resolution being seconded by Commissioner Nystrom was duly adopted, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board directs the Chairman to send a letter to the Mayor of the City of Brainerd regarding the Brainerd Regional Human Services Center Master Plan and the County's interest in seeing a successful turnback from the State without the encumbrance of County taxpayers' dollars; and further, the Board wishes to express the need for the County and the City to communicate at the highest levels, all members voted "AYE".

Commissioner Thiede offered the following resolution and moved its adoption:

WHEREAS, a vacancy in the office of County Commissioner for District 5 occurred on April 19, 2007 with the untimely death of Commissioner John Ferrari, and

WHEREAS, Minnesota Statutes 375.101 requires a vacancy in the office of County Commissioner to be filled by special election not less than 30 days nor more than 60 days from the date of the vacancy.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, approves the Notice of Special Election and directs the County Auditor to make arrangements for a special election to fill the vacancy for the office of County Commissioner for District 5 due to the death of Commissioner Ferrari.

#### **NOTICE OF OFFICE TO BE FILLED AT COUNTY SPECIAL ELECTION IN CROW WING COUNTY**

Notice is hereby given pursuant to provisions of Minnesota Statutes 375.101, that a special election will be held on the second Thursday following the second Monday in June, 2007 (June 14, 2007) for the purpose of voting and for electing the following officer.

#### **ONE COMMISSIONER IN CROW WING COUNTY COMMISSIONER DISTRICT #5**

Filing affidavits of candidacy for the above office shall take place at the Crow Wing County Auditor's Office, Crow Wing County Historic Courthouse, 326 Laurel Street, Suite 22, Brainerd, Minnesota from 8:00 a.m. May 3, 2007 until 5:00 p.m. May 10, 2007.

In the event of a primary, the primary will be held the fourth Thursday after the third Monday in May, 2007 (May 24, 2007).

Precincts, polling locations and hours for this election:

Bay Lake Township	Bay Lake Town Hall	7:00 AM – 8:00 PM
Center Township	Center Town Hall	7:00 AM – 8:00 PM
City of Crosby Precinct 1	Crosby Fire Hall	7:00 AM – 8:00 PM
City of Crosby Precinct 2	St. Joseph's Church	7:00 AM – 8:00 PM
City of Deerwood	Deerwood Auditorium	7:00 AM – 8:00 PM
Deerwood Township	Deerwood Town Hall	7:00 AM – 8:00 PM
City of Emily	Emily City Hall	7:00 AM – 8:00 PM
Fairfield Township	Fairfield Town Hall	10:00 AM – 8:00 PM
Irondale Township	Irondale Town Hall	7:00 AM – 8:00 PM
City of Ironton	Ironton City Hall	7:00 AM – 8:00 PM
Perry Lake Township	Perry Lake Town Hall	10:00 AM – 8:00 PM
Rabbit Lake Township	Rabbit Lake Town Hall	10:00 AM – 8:00 PM
Ross Lake Township	Ross Lake Town Hall	10:00 AM – 8:00 PM
Wolford Township	Wolford Town Hall	7:00 AM – 8:00 PM

MAIL PRECINCTS: City of Cuyuna, Dean Lake Precinct, City of Riverton, Little Pine Township, City of Trommald (Ballots will automatically be mailed to registered voters).

Which resolution being seconded by Commissioner Nystrom was duly adopted, all members voted "AYE".

Michael Carlson from the County Auditor's Office presented the March 2007 YTD Financial Summary.

ON MOTION OF COMMISSIONER THIEDE SECONDED BY COMMISSIONER FRANZEN THE FOLLOWING APPLICATIONS RECEIVED FAVORABLE CONSIDERATION FROM THE COUNTY ASSESSOR AND COUNTY AUDITOR AND WERE RECOMMENDED FOR APPROVAL, ALL MEMBERS VOTED "AYE".

<u>APPLICANT</u>	<u>DISTRICT</u>	<u>REAL ESTATE CODE</u>	<u>TAX/PENALTY</u>	<u>SETTLEMENT</u>
<u>Abatement Application</u>				
Charles & Gwen Kienholz	Brainerd	(2007) 09218000007Z009	\$10,823.46	\$8,153.75
<u>Market Value Reduction</u>				
BN & SF Railway Co	Brainerd	(2007) 01R000000020009	\$ 1,142.22	Cancel
	Brainerd	(2007) 04R000000030009	\$ 1,419.40	Cancel
Bonnie Crum	Brainerd	(2006) 092610010030009	\$ 2,554.18	\$1,551.08
Thomas & Marie Gillman	Ft Ripley	(2006) 631020000220009	\$ 546.02	\$ 379.00
		(2007) 631020000220009	\$ 925.58	\$ 803.60
MN DNR	Ft Ripley	(2007) 610262100000009	\$ 305.52	Cancel
		(2007) 610262400000009	\$ 435.52	Cancel
MN DNR	Ft Ripley	(2007) 620252200000889	\$ 799.48	Cancel
Allyson Stieve	Ideal	(2006) 680221300C00009	\$ 447.90	\$ 44.94
<u>Homestead Applications</u>				
Matthew & Alicia Green	Lake Edward	(2007) 730204100D00009	\$ 1,532.54	\$1,345.54
Bryce Highum	Long Lake	(2007) 750101100D00009	\$ 14.22	\$ 648.02
Diane & Peter Iten	Pelican	(2007) 821020000080009	\$ 1,104.52	\$ 674.98
		(2007) 82102000009A009	\$ 195.38	\$ 173.76
Lois & Bradley Peterson	Center Twp	(2007) 53100001006A009	\$ 2,333.74	\$ 812.26
<u>Disaster Credits</u>				
Brooks & Laura Johnson	Nisswa	(2006) 28102000026A999	\$ 2,371.40	\$2,334.48
Roger W Langenbau	Pequot Lakes	(2006) 290101200AB0889	\$ 1,502.42	\$1,200.55
Charles & Laurie Larson	Nisswa	(2006) 281040020160009	\$ 3,386.49	\$2,803.57
Myron J Mills	Irondale	(2006) 711260010070009	\$ 699.22	\$ 606.99
Ray & Violette Moraine	Breezy Pnt	(2006) 10122000002Z009	\$ 2,484.37	\$2,153.90
Jeffrey & Nancy Schoenwetter	Lake Edward	(2006) 730194405BA0009	\$ 7,092.64	\$5,665.04
Gregory Straka	Brainerd	(2006) 09122001001Y009	\$ 299.08	\$ 192.55
Jim Thomes	First Assmnt	(2005) 992210020020009	\$ 1,393.34	\$1,338.50
		(2006) 992210020020009	\$ 1,356.34	\$1,194.98
Nancy Vershey	Crosslake	(2006) 141940010020009	\$ 1,992.52	\$1,574.57

ON MOTION OF COMMISSIONER THIEDE SECONDED BY COMMISSIONER FRANZEN THE FOLLOWING APPEALS FOR ADJUSTMENT OF SOLID WASTE SERVICE CHARGES RECEIVED FAVORABLE CONSIDERATION FROM THE SOLID WASTE COORDINATOR AND COUNTY AUDITOR AND WERE RECOMMENDED FOR CANCELLATION, ALL MEMBERS VOTED "AYE".

<u>APPLICANT</u>	<u>DISTRICT</u>	<u>REAL ESTATE CODE</u>	<u>SOLID WASTE</u>	<u>SETTLEMENT</u>
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Crow Wing County	Oak Lawn	(2007) 800254300000009	\$ 15.00	Cancel
	Oak Lawn	(2007) 800361200AAA009	\$ 30.00	Cancel
City of Pequot Lakes	Pequot Lakes	(2007) 29P11002002Y009	\$ 15.00	Cancel
Tax Forfeited	Perry Lake	(2007) 840031200000009	\$ 15.00	Cancel

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board authorizes the County Auditor to sign the Snowmobile Trails Assistance Program Maintenance and Grooming Certifications of Satisfactory Grooming Benchmark 2 for the Merrifield Marathons Snowmobile Club and Benchmarks 3 for the Cuyuna Range Snowmobile Trails, Inc., and the Baxter Snowmobile Club, all members voted "AYE".

On motion of Commissioner Franzen seconded by Commissioner Thiede the Board approves the Minnesota Trail Assistance Program Off Highway Vehicles—FY2007 Traditional Grant Agreements for the Central Minnesota Wheelers and the Pine Center Sportsmen's Club, and the Chairperson and County Auditor are authorized to sign said agreements, all members voted "AYE".

On motion of Commissioner Franzen seconded by Commissioner Nystrom the Board accepts a donation of \$450 from ETOC Company, Inc. for the Highway 371 Rest Area and Lakes Area Welcome Center, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the plat of PINES ON THE MISSISSIPPI, platted from Govt. Lots 1 & 2, together with an easement of record, Sec. 34-135-27, 520342301000009 & 520343102000009 (16 lots involving approximately 97.8 acres), be approved, based on the following findings of fact, provided all taxes are paid, Restrictive Covenants are recorded, and surety is posted in the amount of \$32,000 for road construction within said plat, all members voted "AYE".

FINDINGS OF FACT:

1. Meets the Zoning Ordinance requirements.
2. Meets the Subdivision Ordinance requirements.
3. There is adequate ingress/egress onto Sorenson Lake Road.
4. There is adequate area for structures and septic.

On motion of Commissioner Thiede seconded by Commissioner Nystrom the petition of William and Bonita O'Brien for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

E'ly 495' of SW1/4 of SE1/4, Sec. 12-45-28, 500124300A00009  
 Rezone from Green Space to Agricultural (approximately 15 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Peterson Road.
2. There is adequate area for structures and septic.
3. The lots meet or exceed the minimum requirements for Agricultural zoning.
4. The request is consistent with land use plans and maps available.
5. Compatible with the surrounding Agricultural in the area.

On motion of Commissioner Nystrom seconded by Commissioner Thiede the petition of Brian and Janet Hellberg for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

(Tract B-1) that Pt. Govt. Lot 8, Sec. 34-137-28, 680344408E00009  
 Rezone from Waterfront Commercial to Shoreland Residential 1 (approximately 1.4 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Ossawinnamakee Road.
2. There is adequate area for structures and septic.
3. Meets the Ordinance requirements for lot size and lot area.
4. Compatible with the Shoreland Residential zoning to the east.

On motion of Commissioner Franzen seconded by Commissioner Nystrom the petition of Stanley and Nancy Sibbert for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

Pt. NW1/4 of NW1/4, Sec. 22-135-28, 730222200C00009  
 Rezone from Agricultural to Rural Residential 2.5 (approximately 2.5 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 13 through the adjoining parcel.

2. There is adequate area for structures and septic.
3. Creates a conforming Rural Residential 2.5 tract when combined with the parcel to the north.
4. Will create a density that is consistent with the surrounding area.
5. Compatible with the Rural Residential 2.5 zoning adjacent to the north.
6. Lake Edward Township supports the rezoning request.

On motion of Commissioner Nystrom seconded by Commissioner Thiede the petition of Converse Living Trust Date 1-15-03, James and Marjorie Converse, Trustees, for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

Govt. Lot 4 & Pt. Govt. Lot 3, Sec. 19-135-27, 520194204A00009 & 520191303A00009  
 Rezone from Agricultural to Shoreland Residential 2 (approximately 4.3 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Rebel Road or Acorn Ridge Lane.
2. There is adequate area for structures and septic.
3. Consistent with the density around the lake.
4. Compatible with the Shoreland Residential 1 and Rural Residential 2.5 zoning along most of the lakeshore.
5. Center Township supports the rezoning request.

On motion of Commissioner Thiede seconded by Commissioner Nystrom the petition of Tony and Wynnell Larson for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

E. 138' of SE1/4 of NW1/4 & that Pt. SW1/4 of NE1/4 lying S. of Pelican Brook, Sec. 6-136-27, 770061300BAA009  
 Rezone from Agricultural with Conditional Use to Shoreland Residential 1 (approximately 1.3 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 3.
2. There is adequate area for structures and septic.
3. The rezoning of this parcel will resolve an outstanding violation.

On motion of Commissioner Nystrom seconded by Commissioner Thiede the petition of Timothy and Eileen Kulseth for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

E. 138' of SE1/4 of NW1/4 & that Pt. SW1/4 of NE1/4, lying W. of CSAH #3, lying S. of the N. 66' & N. of Pelican Brook, Sec. 6-136-27, 770062400A00009  
 Rezone from Agricultural with Conditional Use to Rural Residential 2.5 (approximately 3.8 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 3.
2. There is adequate area for structures and septic.
3. This is an existing parcel.
4. Consistent with the Rural Residential 2.5 zoning on the adjacent parcel to the northwest.

On motion of Commissioner Nystrom seconded by Commissioner Thiede the petition of Gregory and Sharon Richards for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

SE1/4 of NW1/4 subject to & together with easements of record, Sec. 5-136-26, 840052400000009  
 Rezone from Green Space to Rural Residential 5 (approximately 40 acres)

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Olander Road.
2. There is adequate area for structures and septic.
3. Perry Lake Township supports the rezoning request.
4. Appropriate location for recreational property.

The Board took no action regarding the request by the Garrison Kathio West Mille Lacs Sanitary Sewer District for a Conditional Use Permit exemption. The County will work with the parties involved.

On motion of Commissioner Thiede seconded by Commissioner Nystrom the Board, upon recommendation of the Land Commissioner, agrees to enter into an Agreement Regarding Roadways between David Figi, the City of Emily, and Crow Wing County regarding construction of Minnie Shores Drive within the plat of MINNIE LAKE SHORES in the City of Emily, which road will lie outside said plat and run westerly through County managed public lands to

County Road 136, and the Chairman and County Administrator are authorized to sign said Agreement, upon approval of the County Attorney, all members voted "AYE".

Pursuant to Minnesota Statute 282.01, Subdivision 7a, bids for the direct sale of tax forfeited land described as the South 99 Feet of the North 231 Feet of Government Lot 1, Section 28, Township 135, Range 27, 520282201B00009, were opened on April 11, 2007:

<u>BIDDER</u>	<u>AMOUNT</u>
Roger L. Meakins	\$36,776.76
William & Patricia Sahly	34,001.00

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board, upon recommendation of the Land Commissioner, accepts the high bid of Roger L. Meakins and authorizes the sale, all members voted "AYE".

Pursuant to Minnesota Statute 282.01, Subdivision 7a, a bid for the direct sale of tax forfeited land described as Undivided 1/8 interest and Undivided 5/8 interest in North 2 feet of Lot 14, PELICAN POINT, 73120000014BAC0 and 73120000014BAB0, was opened on April 11, 2007:

<u>BIDDER</u>	<u>AMOUNT</u>
Barbara A. Juillerat	\$2,000
POA for Dean & Jackie Tenney	

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board, upon recommendation of the Land Commissioner, accepts the bid of Barbara A. Juillerat POA for Dean & Jackie Tenney and authorizes the sale, all members voted "AYE".

Pursuant to Minnesota Statute 282.01, Subdivision 7a, a bid for the direct sale of tax forfeited land described as Lot 1, Block 1, CENTRAL ADDITION NO. 2 TO CROSBY, 1110000100100097, was opened on April 11, 2007:

<u>BIDDER</u>	<u>AMOUNT</u>
Immanuel Lutheran Church	\$2,540

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board, upon recommendation of the Land Commissioner, accepts the bid of Immanuel Lutheran Church and authorizes the sale, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Nystrom the Board, upon recommendation of the Land Commissioner, withholds from public sale the following tax forfeited lots as requested by the City of Breezy Point; and further, these lots are to be added to the Acquisition Plan list for future purchase by the City of Breezy Point for public purposes, all members voted "AYE".

1. Lot 6, Block 3, BREEZY POINT CLUB, 101020030060009 – storm water purposes
2. Lot 17, Block 4, BREEZY POINT CLUB, 101020040170009 – storm water purposes
3. Lots 251, 252, 253, 254, 15TH ADDITION TO BREEZY POINT ESTATES, 101100002510009, 101100002520009, 101100002530009, 101100002540009 – storm water purposes
4. Lots 13, 14, Block 2, 1ST ADDITION TO DELLWOOD ACRES, 101130020130009, 101130020140009 – storm water purposes
5. Lots 15, 16, Block 5, 2ND ADDITION TO DELLWOOD ACRES, 101260050150009, 101260050160009 – green space
6. Lots 40, 41, Block 5, 2ND ADDITION TO DELLWOOD ACRES, 101260050400009, 101260050410009 – green space
7. Lots 16, 17, 24TH ADDITION TO BREEZY POINT ESTATES, 101440000160009, 101440000170009 – storm water purposes
8. Lot 2, Block 1, WHITEBIRCH FIFTEEN, 101740010020009 – storm water purposes

Commissioner Nystrom offered the following resolution and moved its adoption:

WHEREAS, Whitetail Investments LLC submitted a proposal dated April 26, 2005, and an amended proposal dated February 28, 2006, for a Class B Land Exchange, and

WHEREAS, the Crow Wing County Board of Commissioners passed a resolution on September 26, 2006, recommending to the Land Exchange Commission that the exchange be approved.

NOW, THEREFORE, BE IT RESOLVED the County Auditor is authorized to exchange deeds with Whitetail Investments LLC to finalize the land exchange between Crow Wing County and Whitetail Investments LLC, providing all taxes are paid.

Which resolution being seconded by Commissioner Franzen was duly adopted, all members voted "AYE".

Commissioner Franzen offered the following resolution and moved its adoption:

WHEREAS, there is a need to retain tax forfeited lands in permanent public ownership, and

WHEREAS, there is a need to provide public use and benefits in the areas of timber management, recreation, wildlife, wetlands and other natural resource areas, and

WHEREAS, these lands are best suited for natural resource production and protection, and

WHEREAS, the Town Boards of Little Pine and Roosevelt have supported memorial forest designations in the past, and

WHEREAS, the County Board of Commissioners are required to classify all tax forfeited lands.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, pursuant to provisions of Minnesota Statute 282.01, Subdivision 1, classifies the lands received in the Whitetail Investments LLC/Crow Wing County Land Exchange described as the W1/2 of NW1/4 & NW1/4 of SW1/4, Section 24, Township 138, Range 25, 740242200000009, 740242300000009 & 740243200000009, and the N1/2 of the NW1/4 of the SW1/4, Section 35, Township 43, Range 28, Part of 880353200000009, as Conservation.

BE IT FURTHER RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, pursuant to provisions of Minnesota Statute 459.06, Subdivision 2, designates the following tax forfeited lands as Memorial Forest in Township 138, Range 25 (Little Pine Township) and Township 43, Range 28 (Roosevelt Township):

Reference #1:	NWNW Section 24-T138-R25	40 acres
Reference #2:	SWNW Section 24-T138-R25	40 acres
Reference #3:	NWSW Section 24-T138-R25	40 acres
Reference #4:	N1/2NWSW Section 35-T43-R28	20 acres

BE IT FURTHER RESOLVED lands referenced as #1 - #3, inclusive, are to be included with the Little Pine Lake Memorial Forest. Land referenced as #4 is to be included with the Whitefish Lake Memorial Forest.

BE IT FURTHER RESOLVED a certified copy of this resolution to be forwarded to the Commissioner of Natural Resources.

Which resolution being seconded by Commissioner Nystrom was duly adopted, all members voted "AYE".

The Board received the following quote to perform a second appraisal of tax forfeited property described as Part of Government Lot 11, Section 18, Township 46, Range 29, 300183411CB0009, City of Riverton (Old Riverton School Site):

<u>APPRAISER</u>	<u>AMOUNT</u>
Frank McLean	\$1,750

On motion of Commissioner Franzen seconded by Commissioner Nystrom the Board, upon recommendation of the Land Commissioner, accepts the quote of Frank McLean and authorizes the work be performed accordingly; and further, the City of Riverton is to submit payment to cover the cost of the appraisal prior to the commencement of work, all members voted "AYE".

The Land Commissioner informed the Board of the upcoming Spring Clean-up in the Sebie Lake Area on May 5, 2007, from 1:00-4:00 p.m. The Land Department will cover landfill charges for refuse removed from County Land.

On motion of Commissioner Nystrom seconded by Commissioner Franzen the Board authorizes the Human Rights Commission to receive a grant in the amount of \$5,000 from the Minnesota Department of Human Rights to be used for the following, all members voted "AYE".

1. \$1,000 to send five members of the Human Rights Commission to the Minnesota Department of Human Rights 2007 Annual Human Rights Day Conference on December 7, 2007.
2. \$3,000 to host at least three Brainerd area community educational events related to the topic of human rights.
3. \$1,000 for travel expenses incurred as a result of attending the 2007 Human Rights Day Conference as well as reimbursement for administrative costs associated with the educational events.

Carol Rose from the Human Rights Commission questioned the membership of the Human Rights Commission. The Board will look at the membership along with the Human Rights Commission Ordinance at their meeting on July 24, 2007.

The Human Services Director will bring this month's Director's Report along with next month's report to the Board on May 22, 2007.

The continuation of the Public Hearing from March 27, 2007, to consider establishment of the Love Lake Improvement District was held at 11:00 a.m.

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board continues the above Public Hearing to June 12, 2007, at 11:00 a.m., all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Thiede the County Highway Engineer is authorized to advertise and hire seasonal employees for the position of Highway Maintenance Worker at the rate of \$13.24 per hour, all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Thiede the County Sheriff is authorized to hire from the Correctional Officer hiring list the following positions, at a range between \$2,775-\$3,380 per month (Law Enforcement Labor Services, Inc. (Local #16) Dispatchers and Correctional Officers Labor Agreement), in accordance with the County Affirmative Action Policy and subject to 2007 budget guidelines, all members voted "AYE".

- temporary, full time Correctional Officer to replace Lance Gilson who is on Military Leave
- temporary, full time Correctional Officer to replace Bradly Booth who is on an extended Leave of Absence
- regular, full time Correctional Officer to replace Jacob Heffron who resigned

On motion of Commissioner Franzen seconded by Commissioner Nystrom the Board authorizes the Human Resources Director to proceed with the County Engineer recruiting and selection process, all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Franzen the Board, upon recommendation of the County Assessor and pursuant to Article 15 of the Crow Wing County Personnel Manual, authorizes a Leave of Absence to employee Jessica Hafner for a period up to eight weeks, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Nystrom the Human Resources Director is authorized to pursue an employment agreement with Bob Nelson for the Veterans Service Officer position, with said agreement to be returned to the Board for final approval, all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Franzen the Board, upon recommendation of the Human Resources Director, accepts the Agreement between Crow Wing County and American Federation of State, County and Municipal Employees, AFL-CIO Local Union #689A, and the Chairman, County Auditor, County Administrator and Human Resources Director are authorized to sign said Agreement, effective January 1, 2007, through December 31, 2008; and further, the County Auditor is authorized to make payment of appropriate salary adjustments, retroactive to January 1, 2007, all members voted "AYE".

Commissioner Franzen offered the following resolution and moved its adoption:

BE IT RESOLVED that the Crow Wing County Sheriff's Office enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety, for the Project entitled Safe and Sober Communities during the period from October 1, 2007, through September 30, 2008.

BE IT FURTHER RESOLVED the County Sheriff is authorized to execute such agreements and amendments as are necessary to implement the project on behalf of the Crow Wing County Sheriff's Department.

BE IT FURTHER RESOLVED that the Chief of the Brainerd Police Department is authorized to be the fiscal agent and administer this grant on behalf of the Crow Wing County Sheriff's Department.

Which resolution being seconded by Commissioner Nystrom was duly adopted, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Nystrom the Board authorizes the Sheriff's Department to enter into a one-year contract commitment with Unicel for the purchase of Personal Digital Assistant (PDA) devices, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board, upon recommendation of the Jail Administrator, agrees to enter into a Lease Agreement between Crow Wing County and A'viands, LLC for A'viands, LLC to lease the following premises, at the rate of \$2,000 per month, plus \$.05 per meal (breakfast, lunch and/or dinner) served to its clients from the premises, and the Chairman and County Administrator are authorized to sign said Agreement, upon approval of the County Attorney, all members voted "AYE".

Effective June 1, 2007, space, premises, and facilities identified as 11810 State Street, C-wing, Brainerd, Minnesota 56401 (referred to as the Annex Kitchen) for a term of 47 months. The County sells, conveys and turns over all rights and title to the equipment for the purchase price of \$20,000.

On motion of Commissioner Thiede seconded by Commissioner Franzen the County Administrator is authorized to sign the Initiative Foundation Grant Application for a grant in the amount of \$5,000 for the Operation ARMMS (Addressing, Responding, Managing Meth and other Substances) Coalition of Crow Wing County Project, all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Franzen the Board, upon recommendation of the Health Department, approves the transition from Meth Prevention Efforts Committee to Operation ARMMS (Addressing, Responding, Managing Meth and other Substances) Chemical Health Coalition Steering Committee of Crow Wing County, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board then convened as the Board of Health, all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Thiede the Board, acting as the Board of Health, approves the Dental Varnishing Program held during WIC clinics at the cost of \$20 per application, all members voted "AYE".

On motion of Commissioner Thiede seconded by Commissioner Franzen the Board then reconvened to the County Board meeting, all members voted "AYE".

On motion of Commissioner Nystrom seconded by Commissioner Thiede the Board, upon recommendation of the Information Systems Director, authorizes Sr. Analyst Cynthia Benedett to attend the Microsoft TechEd Conference to be held June 4-8, 2007, in Orlando, Florida, with all expenses to be reimbursed from the Information Systems Budget, all members voted "AYE".

The County Attorney reported that his office and the Planning and Zoning Department will meet to discuss options regarding a proposed Noise Ordinance in Crow Wing County. He will report back to the Board in two weeks.

The County Attorney discussed the authority of committees to change their by-laws without County Board approval. Each committee is unique and would require research. Commissioner Thiede had inquired about the Water Planning Advisory Committee by-laws in particular and the County Attorney stated that this particular committee has the authority to change their by-laws without County Board approval.

Committee reports: Commissioners Thiede and Franzen are to give a report on Central Minnesota Community Corrections at the next County Board meeting.

On motion of Commissioner Nystrom seconded by Commissioner Thiede the following bills were allowed, all members voted "AYE".

A'VIANDS	CAPITAL EXPENDITURE	\$27,404.39
A'VIANDS	CONTRACT AGREEMENT	797.38
ACE HARDWARE	SUPPLIES	347.31
ACTION GRAPHICS INC	SUPPLIES	474.00
ACTION TARGET	REGISTRATION FEE	695.00
AMERICAN WELDING & STEEL SUPPLY INC	SUPPLIES	477.50
AMERIGAS	SUPPLIES	787.34
ANIMAL CONTROL ENFORCEMENT SERVICES	CONTRACT AGREEMENT	1,845.00
ASSET RECOVERY CORPORATION	SERVICE	3,899.53
B & B PRODUCTS	REPAIR & MAINTENANCE	11,474.20
BECK/SUSAN	TRAVEL & MEETING	682.88
BRAINERD & CROW WING PUBLIC TRANSIT	CONTRACT AGREEMENT	600.00
BRAINERD CHAPTER IAAP	REGISTRATION FEE	1,260.00
BRAINERD HYDRAULICS AND AIR	SUPPLIES	371.90
BRAINERD MEDICAL CENTER	PROFESSIONAL FEE	572.16
BRAINERD SPORTS & MARINE	CAPITAL EXPENDITURE	6,656.25
BRIANS WELDING INC	REPAIR & MAINTENANCE	367.43
BROTHERS FIRE PROTECTION COMPANY	REPAIR & MAINTENANCE	770.00
CAR QUEST	SUPPLIES	1,035.05
CAR/TRUCK CITY CHEVROLET	CAPITAL EXPENDITURE	32,152.63
CAREER CLOTHES	UNIFORM	845.51
CDW INC	CAPITAL EXPENDITURE	13,355.91
CITY OF CROSSLAKE	UTILITIES	8,601.15
CROW WING COUNTY HIGHWAY DEPARTMENT	REPAIR & MAINTENANCE	24,003.81
CULLIGAN OF BRAINERD	SUPPLIES	366.26
CUSTOM CAGE	SUPPLIES	1,190.00
DELL MARKETING L P	SUPPLIES	3,474.53
DEVRIES/JEANNE	TRAVEL & MEETING	347.75
DISCOUNT HANDCUFF WAREHOUSE	SUPPLIES	1,169.49
ECHO PUBLISHING AND PRINTING INC	PUBLISHING	343.20
EINARSON/PATRICIA	TRAVEL & MEETING	433.58
ELECTION SYSTEMS & SOFTWARE INC	SUPPLIES	660.00
EVERGREEN EQUIPMENT INC	SUPPLIES	396.38
FASTENAL COMPANY	SUPPLIES	621.91
FERRELLGAS	COMMUNICATION	413.93
FIRST IMPRESSION PRINTING	SUPPLIES	2,064.82
FLEET FUELING	VEHICLE EXPENSE	2,806.82
FRANZEN/ROSEMARY	TRAVEL & MEETING	463.26
FRONTIER PRECISION INC	CAPITAL EXPENDITURE	6,036.42

G & K SERVICES	CONTRACT AGREEMENT	463.06
GOODWILL INDUSTRIES	CONTRACT AGREEMENT	1,122.00
GOPHER SPORT	SUPPLIES	2,061.66
GRAINGER	SUPPLIES	446.89
GRANITE CITY MOVING AND STORAGE	CONTRACT AGREEMENT	5,844.00
GUNTER/TAMI	TRAVEL & MEETING	363.27
HEARTLAND ANIMAL RESCUE TEAM	CONTRACT AGREEMENT	3,488.72
HEARTLAND TIRE SERVICE	SUPPLIES	1,209.07
HEARTLAND TRUST COMPANY	SERVICE	750.00
HEIDE/SCOTT	TRAVEL & MEETING	385.76
HILLYARD HUTCHINSON	CAPITAL EXPENDITURE	40,424.17
HONEYWELL INC	SUPPLIES	882.89
HOUGHT FINE ART & LEATHER	SUPPLIES	560.00
INFINITE CORPORATE SOLUTIONS INC	SUPPLIES	996.00
INSIGHT	SUPPLIES	2,808.56
KEEPRS	UNIFORM	564.35
KELLY SERVICES INC	SERVICE	1,234.07
LAKES AREA MAILING	CONTRACT AGREEMENT	953.76
LAKES CORRECTIONAL NURSING	PROFESSIONAL FEE	6,607.56
LAKES PRINTING	SUPPLIES	645.29
LANDECKER & ASSOCIATES	PROFESSIONAL FEE	11,785.00
LEXIS NEXIS	SUPPLIES	649.00
LUDENIA/WILLIAM	CONTRACT AGREEMENT	350.00
MARCO BUSINESS PRODUCTS	CAPITAL EXPENDITURE	75,053.32
MEDTOX LABORATORIES INC	PROFESSIONAL FEE	379.04
MENARDS	SUPPLIES	507.60
MEYER/DAVID B	TRAVEL & MEETING	450.00
MILLE LACS COUNTY JAIL	BOARD OF PRISONERS	9,950.00
MILLE LACS COUNTY JAIL	PROFESSIONAL FEE	452.38
MILLS MOTOR INC	SUPPLIES	5,823.48
MINNESOTA DEPARTMENT OF HUMAN SERVICES	SERVICE	323.50
MINNESOTA DEPARTMENT OF PUBLIC SAFETY	SERVICE	510.00
MINNESOTA ENERGY RESOURCES CORPORATION	UTILITIES	1,307.49
MINNESOTA JUDICIAL CENTER	SUPPLIES	372.86
MINNESOTA OFFICE OF ENTERPRISE	COMMUNICATION	442.04
MINNESOTA POLLUTION CONTROL AGENCY	SERVICE	400.00
MINNESOTA POWER	UTILITIES	2,447.37
MN SHERIFFS ASSOCIATION	REGISTRATION FEE	780.00
MOE/KENNETH	TRAVEL & MEETING	450.00
MORRISON COUNTY DEPT OF PUBLIC WORKS	SUPPLIES	2,111.84
NELSON/SHARI	TRAVEL & MEETING	322.21
NISSWA SANITATION	UTILITIES	1,817.15
NORTH COUNTRY SECURITY	CONTRACT AGREEMENT	7,558.60
NORTHERN DOOR AND HARDWARE INC	REPAIR & MAINTENANCE	1,240.73
NORTHLAND FIRE PROTECTION	SUPPLIES	1,515.26
NORTHWOOD TURF & POWER	SUPPLIES	379.81
OFFICE SHOP	SUPPLIES	10,879.82
PALMER/DENNIS	MEETING	312.08
PEQUOT LAKES PHYSICAL THERAPY SERVICES	SERVICE	524.20
POST BOARD	LICENSE	900.00
PRO STAFF	SERVICE	594.00
PUBLIC SAFETY TRAINING CONSULTANTS	REGISTRATION FEE	1,532.00
QUILL CORPORATION	SUPPLIES	341.01
RADISSON PLAZA HOTEL MINNEAPOLIS	TRAVEL & MEETING	383.58
REABE-NYSTROM/RACHEL	TRAVEL & MEETING	527.01
RICE CREEK RESOURCES	PROFESSIONAL FEE	2,384.88
RIVIZE LLC	CONTRACT AGREEMENT	2,890.00
ROCKHURST UNIVERSITY	REGISTRATION FEE	399.00
ROYAL TIRE	SUPPLIES	358.53
RR BRINK LOCKING SYSTEMS, INC	SUPPLIES	3,307.65
RUFF/PAUL	TRAVEL & MEETING	316.22
SCHROEDERS TV & APPLIANCE	SUPPLIES	741.24
SOFTWARE HOUSE INTERNATIONAL	SUPPLIES	1,618.81
SOVRAN, INC.	CAPITAL EXPENDITURE	19,710.90

STAT TECHNOLOGIES INC	SUPPLIES	1,154.80
STREICHERS	SUPPLIES	8,348.37
SUITE SPACES	CAPITAL EXPENDITURE	20,065.54
SYVANTIS TECHNOLOGIES	REPAIR & MAINTENANCE	360.00
TASER INTERNATIONAL	CONTRACT AGREEMENT	7,196.51
TAUTGES/DEWAYNE	TRAVEL & MEETING	533.77
THIEDE/PAUL	TRAVEL & MEETING	789.42
THRIFTY WHITE PHARMACY	PROFESSIONAL FEE	3,082.15
TRI-CITY PAVING INC	REPAIR & MAINTENANCE	3,136.43
TRIANGLE OIL COMPANY	VEHICLE EXPENSE	40,189.75
UNIFORMS UNLIMITED	UNIFORM	305.85
VIKING ELECTRIC SUPPLY	SUPPLIES	767.03
WASTE MANAGEMENT OF NORTHERN MINNESOTA	UTILITIES	654.59
WEST PAYMENT CENTER	SUPPLIES	3,246.52
WIDSETH SMITH NOLTING	SERVICE	6,542.06
WIDSETH SMITH NOLTING & ASSOCIATES INC	PROFESSIONAL FEE	25,874.96
XEROX CORPORATION	CONTRACT AGREEMENT	1,497.81
YORK INTERNATIONAL	REPAIR & MAINTENANCE	533.11
TOTAL NUMBER CLAIMS NOT EXCEEDING \$300 272	TOTAL DOLLAR AMOUNT	21,062.57

On motion the Board adjourned to May 8, 2007.

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DEWAYNE TAUTGES, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS  
CROW WING COUNTY, MINNESOTA

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DAVID HAMILTON, COUNTY ADMINISTRATOR  
CROW WING COUNTY, MINNESOTA