

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS  
CROW WING COUNTY, MINNESOTA  
Meeting held on August 9, 2005

The Board of County Commissioners met in adjourned session on August 9, 2005, at 9:30 a.m.

All members were present.

On motion of Commissioner Sluss seconded by Commissioner Larsen the minutes of the July 25 and 26, 2005, meetings be approved as published and the reading of said minutes be dispensed with, all members voted "AYE".

Commissioner Larsen offered the following resolution and moved its adoption:

WHEREAS, the Board of Commissioners of Crow Wing County received a proposal for Land Exchange from Troy S. and Eva A. Wood, and

WHEREAS, such proposal of Troy S. and Eva A. Wood was submitted to the Land Commissioner for obtaining a value on such land.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners accepts the land values as presented by the Land Commissioner.

BE IT FURTHER RESOLVED the County Auditor is authorized to publish a Notice of Public Hearing to be held August 23, 2005, at 11:30 a.m. in the Board of Commissioners' Room, Second Floor, Courthouse, Brainerd, Minnesota.

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

On motion of Commissioner Larsen seconded by Commissioner Tautges, upon recommendation of the Land Commissioner, the County Auditor is authorized to obtain quotes from Certified State Real Property Appraisers licensed according to Minnesota Statute 82B to perform an appraisal of an undivided 1/9 interest in the NW1/4 of the NE1/4, NW1/4 of the NW1/4, SW1/4 of the NW1/4, NE1/4 of the SW1/4 and NW1/4 of the SW1/4, Section 32, Township 47, Range 28, City of Cuyuna, 170322100000AB0, 170322200000AB0, 170322300000AB0, 170323100000AB0 and 170323200000AB0, to be received until 2 p.m. on August 25, 2005, all members voted "AYE".

Commissioner Sluss offered the following resolution and moved its adoption:

WHEREAS, Minnesota Statute 282.01 provides for the classification and sale of lands forfeited to the State for non-payment of taxes, and

WHEREAS, the classification of said lands has been made by the County Board in accordance with the same Statute and the list of lands so classified as Non-conservation has been submitted to and has been approved by the governing body of the municipality wherein said lands are located, and

WHEREAS, the County Board has approved the appraisal and in certain instances reappraisal of such lands as provided by law and list of such lands has been filed with the County Auditor for the purpose of offering such lands for sale at not less than their appraised value, and

WHEREAS, the County Board is, by law, designated with authority to provide for sale of such lands on terms.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, authorizes that such parcels be sold on the following terms to wit: all sales amounting to \$100 or less shall be paid in cash at the time of purchase; on sales amounting to more than \$100, the purchaser shall pay at least \$100 in cash or 15 percent of such sale price, whichever is greater, with the privilege of paying the balance in five equal annual installments plus interest at the rate determined pursuant to Minnesota Statute 282.01, Subdivision 4. The interest rate is subject to change each year on the unpaid balance provided; however, a purchaser having bought two or more adjacent platted lots, the legal descriptions of which would run numerically consecutive, may at their option elect to have them considered as one sale by requesting said lots be included in one contract for sale although said lots may have been purchased separately; and provided that when sales are made in such amounts that \$100 will not equal 15 percent of such sale price, the purchaser must pay 15 percent of such sale price in cash; and provided that when lands are sold on terms other than cash and standing timber, timber products or special assessments thereon have been separately appraised, the purchaser shall in addition to the aforementioned payments, pay the purchase price of such timber in accordance with Minnesota Statute 282.01, Subdivisions 3 and 4, and special assessments in full in cash at the time of purchase. Lands with structures shall require filing of a Certificate of Insurance with the Office of the County Auditor.

BE IT FURTHER RESOLVED any successful bidder for lands on this list will be required to pay, at the time of sale, an amount equal to three percent of the total sale price of said parcel in compliance with Minnesota Statute 284.28.

BE IT FURTHER RESOLVED any successful bidder for lands on this list must complete the transaction on the sale date stated below and the right is reserved in the interest of the public to withdraw any parcel at any time prior to its sale, and no township, city or county will be responsible for building or maintaining access roads to any parcel on this list for a period of five years from this sale date.

BE IT FURTHER RESOLVED all lot sizes and acreage are approximate, all parcels are sold subject to reservations, restrictions and easements of record, if any, and are sold as is, and pursuant to Minnesota Statute 282.20, all lots are subject to exceptions and reservations of all mineral and mineral rights.

BE IT FURTHER RESOLVED Minnesota Statute 282.014 imposes a \$25 fee upon purchasers of tax forfeited land for issuance of a State Deed.

BE IT FURTHER RESOLVED conveyance upon payment in full will be by State Deed without Abstract of Title or Certificate of Title that may affect the marketability of the property.

BE IT FURTHER RESOLVED as required by Minnesota Statute 282.01, Subdivision 6, all State Tax Deeds must be recorded with the County Recorder prior to issuing the Deed to the purchaser, therefore a recording fee of \$46 for each State Deed issued must be paid to the Crow Wing County Recorder by the purchaser when tax forfeited land is paid for in full.

BE IT FURTHER RESOLVED as required by Minnesota Statute 287.21, all State Tax Deeds are subject to State Deed Tax that must be paid by the purchaser at the rate of .0033 of the total purchase price, minimum of \$1.65.

BE IT FURTHER RESOLVED the County Board requires a transaction/service fee of \$25, in addition to the sale price, to be paid by the purchaser at the time of sale, to be deposited into the General Fund.

BE IT FURTHER RESOLVED the County Board certifies that all parcels of land in said Notice of Sale have been viewed and comply with the provisions of Minnesota Statutes 85.012, 92.461 and 282.018 and other statutes that require the withholding of tax forfeited lands from sale.

BE IT FURTHER RESOLVED the County Board certifies that the County Land Commissioner has reviewed the land sale list and identified any and all non-forested marginal land and wetland.

BE IT FURTHER RESOLVED the County Board requests approval from the Minnesota Department of Natural Resources for the sale of said lands.

BE IT FURTHER RESOLVED Notice of Sale of such lands shall be given by publication in the official newspaper of the County as provided by law; the County Auditor of Crow Wing County shall offer such parcels of land for sale in the order in which they appear in said Notice of Sale and such sale shall commence at 10 a.m. on the 28th day of October 2005, in Meeting Room 1 of the County Service Building, Brainerd, Minnesota, and continue until all parcels are offered to the public for sale, and thereafter shall sell any remaining parcels to anyone offering to pay the appraised value thereof, except that if the person could have repurchased a parcel of property under Minnesota Statutes 282.012 or 282.241, that person shall not be allowed to purchase that same parcel of property at the sale under these Statutes for a purchase price less than the sum of all delinquent taxes and assessments computed under Minnesota Statute 282.251, together with penalties, interest and costs that accrued or would have accrued if the parcel had not forfeited to the State.

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

Commissioner Sluss offered the following resolution and moved its adoption:

WHEREAS, the Emily-Outing Snowbird's Snowmobile Club has applied for a grant in the amount of \$85,000 from the Federal Highway Administration for the purpose of purchasing trail equipment (Project Number 0003-05-1D), and

WHEREAS, the Emily-Outing Snowbird's Snowmobile Club has been performing trail work and grooming in the area and has a working relationship with Crow Wing County in the Department of Natural Resources Trail Assistance Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Crow Wing County, Minnesota:

1. Accepts the grant in the amount of the award as partial funding for this trail project and recognizes the matching requirement.
2. Names the fiscal agent from Crow Wing County for this project as: Roy A. Luukkonen, Crow Wing County Auditor, Courthouse, 326 Laurel Street, Brainerd, Minnesota 56401-3590.
3. Assures facility will be maintained for no less than 20 years.

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

On motion of Commissioner Tautges seconded by Commissioner Sluss the Board accepts the donation of Lot 5, Block 3, PORT MILLE LACS LAKE FOREST ESTATES, 881090030050009, from Ronald and Mary Morton, subject to title review by the County Attorney, all members voted "AYE".

On motion of Commissioner Ferrari seconded by Commissioner Tautges the Board, upon recommendation of the County Highway Engineer, accepts the counteroffer of the City of Emily of \$90,000 for the Emily Highway Maintenance Substation, all members voted "AYE".

Pursuant to advertisement, bids for S.A.P. 18-612-07 (CSAH 12) were opened on August 8, 2005:

<u>BIDDER</u>	<u>AMOUNT</u>
Anderson Brothers Construction Company	\$475,485.93
Bauerly Companies	422,175.81

On motion of Commissioner Sluss seconded by Commissioner Ferrari the Board tables the above bids to the next meeting, all members voted "AYE".

Pursuant to advertisement, bids for S.A.P. 18-666-01 (CSAH 66) were opened on August 8, 2005:

<u>BIDDER</u>	<u>AMOUNT</u>
Anderson Brothers Construction Company	\$184,696.32
Bauerly Companies	273,687.09

On motion of Commissioner Larsen seconded by Commissioner Tautges the Board, upon recommendation of the County Highway Engineer, accepts the low bid of Anderson Brothers Construction Company, and so awards the contract, and the Chairman and County Auditor are authorized to sign said contract, upon approval of the County Attorney; and further, the County Auditor is authorized to return surety to the unsuccessful bidder, all members voted "AYE".

Pursuant to advertisement, bids for C.P. 18-200-20 (FIRST ASSESSMENT DISTRICT ROADS - BIRCHDALE ROAD, DEWES ROAD, HARTLEY LAKE ROAD, SEE GULL ROAD, RIVER HILLS CIRCLE, TRACSIDE ROAD AND SPENCER ROAD) were opened on August 8, 2005:

<u>BIDDER</u>	<u>AMOUNT</u>
Anderson Brothers Construction Company	\$281,590.60
Bauerly Companies	304,905.61

On motion of Commissioner Larsen seconded by Commissioner Sluss the Board, upon recommendation of the County Highway Engineer, accepts the low bid of Anderson Brothers Construction Company, and so awards the contract, and the Chairman and County Auditor are authorized to sign said contract, upon approval of the County Attorney; and further, the County Auditor is authorized to return surety to the unsuccessful bidder, all members voted "AYE".

Commissioner Larsen 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. S.A.P. 18-603-14, Intersection Safety Improvements to CSAH 3/CSAH 4, and

WHEREAS, the Commissioner of Transportation has given notice that funding for this Local Road Improvement Project is available, and

WHEREAS, the amount of the grant has been determined to be \$100,000 by reason of the engineer's estimate.

NOW, THEREFORE, BE IT RESOLVED Crow Wing County 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 Sluss was duly adopted, all members voted "AYE".

Commissioner Larsen offered the following resolution and moved its adoption:

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 the following Project upon completion of Plans and Specifications and approval from Mn/DOT:

S.A.P. 18-603-14 - INTERSECTION SAFETY IMPROVEMENTS, CSAH 3/CSAH 4

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

On motion of Commissioner Ferrari seconded by Commissioner Tautges the Board acknowledges submittal of Human Rights Certificates by the following low bidders for the CROW WING COUNTY

HIGHWAY DEPARTMENT BRAINERD COMPLEX, and waives the irregularity of not submitting said Certificates with their bids on July 12, 2005, all members voted "AYE".

BID DIVISION

CONTRACTOR

7 Landscaping  
8 Equipment  
9 Furniture

Bloomers Garden Center  
Midwest Overhead Crane  
Suites Spaces

The Board received the following quotes from area well drillers for a well, pump and service line to the main building at the new Crow Wing County Highway Department Brainerd Complex project:

Lambert Water Wells Inc.	\$10,064.92
Northland Drilling Inc.	12,283.00

On motion of Commissioner Ferrari seconded by Commissioner Larsen the Board, upon recommendation of the County Highway Engineer, accepts the low quote of Lambert Water Wells Inc. and authorizes the work be performed accordingly, subject to receipt of a Certificate of Insurance required by the County, all members voted "AYE".

Pursuant to Notice, a Public Hearing to consider amending Article 3.2 of the Crow Wing County Zoning Ordinance was held at 10 a.m.

Commissioner Larsen offered the following resolution and moved its adoption:

WHEREAS, in accordance with Minnesota Statutes 375.51 and 394.26, a Public Hearing was held on August 9, 2005, to consider amending Article 3.2 of the Crow Wing County Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, upon recommendation of the Planning Commission, adopts the following amendment to the Crow Wing County Zoning Ordinance, effective August 9, 2005.

Part I - Administration

Article 3 Administration

3.2 Application for Permit

D. Application information requirements

vi. A sketch plan ~~or for those areas located within the shoreland zone a certificate of survey,~~ showing the location of structures, road rights of way, driveways, parking spaces, water and sanitary facilities, utility lines.

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

On motion of Commissioner Tautges seconded by Commissioner Ferrari the petition of Tom Swanson for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE", except Commissioners Sluss and Larsen voted "NAY".

Pt. Govt. Lot 4, Sec. 7-45-28, 500073104AA0889

Rezone from Waterfront Commercial & Agricultural to Residential & Green Space

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 8.
2. There is adequate area for structures.
3. Compatible with the area.

Pursuant to Notice, a Public Hearing to consider establishment of the Crow Wing County Sewer District Pilot Project was held at 11 a.m.

Commissioner Sluss offered the following resolution and moved its adoption:

BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, establishes the Crow Wing County Sewer District Pilot Project and grants the following powers pursuant to Minnesota Statutes, chapter 116A:

(1) provide that an authorized representative of the district, after presentation of credentials, may enter at reasonable times any premise to inspect or maintain an individual sewage treatment system, as defined in Minnesota Statutes, section 115.55, subdivision 1, paragraph (g);

(2) include areas of the county within the sewer district that are not contiguous and establish different systems for wastewater treatment in specific areas of the county;

(3) provide that each special service area that is managed by the sewer system or combination thereof constitutes a system under Minnesota Statutes, chapter 116A;

(4) delegate to the sewer district, by resolution, all or a portion of its administrative and enforcement obligations with respect to individual sewage treatment

systems under Minnesota Statutes, chapter 115, and rules adopted by the Pollution Control Agency;

(5) modify any individual sewage treatment system to provide reasonable access to it for inspection and maintenance; and

(6) neither the approval nor the waiver of the county board, nor confirmation by order of the district court, is required for the sewer commission to exercise the powers set forth in Minnesota Statutes, section 116A.24.

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

On motion of Commissioner Larsen seconded by Commissioner Sluss the Board directs the Thirty Lakes/Crow Wing County Joint Powers Board to proceed with formation of the governing committee and by-laws for the Crow Wing County Sanitary Sewer District Pilot Project with consultation of legal counsel, all members voted "AYE".

On motion of Commissioner Tautges seconded by Commissioner Sluss the Board approves the preliminary plat of NORTHWOODS ACRES, based on the following findings of fact; and further, the petition of Northwoods Properties 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 SE1/4 & SE1/4 of SW1/4, Sec. 15-44-31, 540154200A00009 & 540154300000009  
Rezone from Agricultural to Rural Residential 2.5 in support of a plat of record involving approximately 22 acres consisting of seven lots

FINDINGS OF FACT FOR REZONING:

1. There is adequate ingress/egress onto the proposed road.
2. There is adequate area for structures and septic.
3. The lot meets or exceeds the minimum requirements for Rural Residential zoning.
4. Compatible with the Residential zoning to the north.
5. Crow Wing Township supports the rezoning request.

FINDINGS OF FACT FOR PRELIMINARY PLAT:

1. There is adequate ingress/egress onto the proposed road.
2. There is adequate area for structures and septic.
3. The lot meets or exceeds the minimum requirements for Rural Residential zoning.
4. Compatible with the Residential zoning to the north.
5. Crow Wing Township supports the preliminary plat.

On motion of Commissioner Larsen seconded by Commissioner Tautges the Board approves the preliminary plat of MISSION PINES, based on the following findings of fact, all members voted "AYE".

Pt. Govt. Lot 4, Sec. 34-136-27, 770343404G00009 & 770343404G00009

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 19.
2. There is adequate area for structures and septic.
3. The lot meets or exceeds the minimum requirements for Residential zoning.

On motion of Commissioner Larsen seconded by Commissioner Sluss the petition of Paul Kiel for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

NW1/4 of NE1/4 of NE1/4 of NE1/4, Sec. 30-134-28, 970301100BA0009  
Rezone from Agricultural to Rural Residential 2.5

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Gould Grey Road.
2. There is adequate area for structures and septic.
3. Compatible with the Rural Residential zoning to the west.
4. The lots meet or exceed the minimum lot size requirements for Rural Residential 2.5 acre zoning.
5. It is consistent with the County Comprehensive Plan.

On motion of Commissioner Tautges seconded by Commissioner Ferrari the petition of Clow Stamping 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. Govt. Lot 6, Sec. 24-135-28, 730243306AAA009, 730243306CB0009 & 730243306CB0009  
Rezone from Agricultural to Rural Residential 2.5

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 3.
2. There is adequate area for structures and septic.
3. Lake Edward Township supports the rezoning request.
4. Consistent with the zoning in the area.
5. They have obtained the appropriate permits needed.

On motion of Commissioner Tautges seconded by Commissioner Ferrari the petition of Douglas Dillingham for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact, all members voted "AYE".

W. 132' of SW1/4 of SW1/4, Sec. 11-43-32, 610113300B00009  
 Rezone from Agricultural to Residential

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Lawson Road.
2. There is adequate area for structures and septic.
3. The lot meets or exceeds the minimum requirements for Residential zoning.
4. Consistent with the County Comprehensive Plan.
5. Fort Ripley Township approves of this application.

On motion of Commissioner Larsen seconded by Commissioner Tautges the petition of Patrick Jr. and Bertha Patton for the following zoning reclassification be approved as recommended by the Planning Commission, based on the following findings of fact.

Govt. Lot 1, Sec. 1-136-27, 770014105CAA009  
 Rezone from Agricultural to Residential

FINDINGS OF FACT:

1. There is adequate ingress/egress onto Shirley Road.
2. There is adequate area for structures and septic.
3. Will meet the requirements of the Ordinance.
4. Is consistent with the County Comprehensive Plan.

On motion of Commissioner Sluss seconded by Commissioner Larsen the Board tables the above motion to the afternoon to determine the title of the property being rezoned and the adjacent title of properties, all members voted "AYE".

On motion of Commissioner Tautges seconded by Commissioner Ferrari the Board approves waiving the \$500 application fee for Michael Orth to reapply for rezoning of one of the tracts that was previously denied, all members voted "AYE", except Commissioners Sluss, Larsen and Walters voted "NAY". Motion failed.

On motion of Commissioner Tautges seconded by Commissioner Larsen the Board approves the application of This Old Farm for a short term On Sale 3.2 Percent Malt Liquor License to be held August 13 and 14, 2005, at Old Time Saloon, as approved by the County Attorney, County Sheriff and Town of Nokay Lake, subject to all State requirements and any delinquent taxes being paid, and the County Auditor is authorized to issue said License, all members voted "AYE".

On motion of Commissioner Tautges seconded by Commissioner Ferrari the plat of THE PARK AT CLEARWATER ESTATES, platted from Part of Government Lot 4, Section 7, Township 45, Range 28, 500073104AA0889, be approved, upon recommendation of the Planning Commission, based on the following findings of fact, all members voted "AYE", except Commissioners Larsen and Sluss voted "NAY".

FINDINGS OF FACT:

1. There is adequate ingress/egress onto County Road 8.
2. There is adequate area for structures.
3. Compatible with the area.

Commissioner Larsen offered the following resolution and moved its adoption:

BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, authorizes the County Auditor to advertise for sealed bids to be received until 2:15 p.m. on September 8, 2005, for ONE (1) USED 70-85 H.P. TRACTOR CRAWLER DOZER to be used by the County Highway Department.

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

The Chairman appointed himself as Crow Wing County's representative to the City/County Insurance/Risk Management Committee of Resource Training and Solutions.

On motion of Commissioner Sluss seconded by Commissioner Larsen the Board agrees to enter into a Memorandum of Understanding between Crow Wing County and Independent School District No. 181 for said School District to hire Jane Galloway for 10 hours per week for 36 weeks during the 2005-06 school year to provide a methamphetamine counseling/prevention program for grades 9-12

at Brainerd High School; and further, Crow Wing County will pay said School District \$10,000 for services rendered, all members voted "AYE".

On motion of Commissioner Tautges seconded by Commissioner Larsen the Board then convened to a closed meeting to discuss contract negotiation strategy, all members voted "AYE".

Present were all County Board members, County Auditor Roy Luukkonen and County Administrator Peter Herlofsky, Jr.

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

On motion of Commissioner Sluss seconded by Commissioner Tautges the Board, upon recommendation of the County Administrator, accepts the Contract Agreement between Crow Wing County and Minnesota Nurses Association, and the Chairman, County Auditor and County Administrator are authorized to sign said Agreement, effective January 1, 2004, through December 31, 2006; and further, the County Auditor is authorized to make payment of appropriate salary adjustments, retroactive to January 1, 2004, all members voted "AYE".

Pursuant to Notice, a Public Hearing to consider amending the Crow Wing County Zoning Ordinance by adopting articles relating to Planned Unit Developments and Resort Standards was held at 1:30 p.m.

Commissioner Larsen offered the following resolution and moved its adoption:

WHEREAS, in accordance with Minnesota Statutes 375.51 and 394.26, a Public Hearing was held on August 9, 2005, to consider amending the Crow Wing County Zoning Ordinance by adopting Articles relating to Planned Unit Developments and Resort Standards.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, adopts Article 33 - PLANNED UNIT DEVELOPMENT STANDARDS and Article 34 - RESORT STANDARDS, as on file in the Office of the County Auditor, to be incorporated into the Crow Wing County Zoning Ordinance, effective upon proper publication.

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

Commissioner Sluss offered the following resolution and moved its adoption:

BE IT RESOLVED the Board of Commissioners of Crow Wing County, Minnesota, lifts the moratorium on Section 15 of the Crow Wing County Zoning Ordinance, effective upon publication of Article 33 - PLANNED UNIT DEVELOPMENT STANDARDS and Article 34 - RESORT STANDARDS.

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

The Board then voted on the previous motion regarding the approval of the zoning reclassification of Patrick Jr. and Bertha Patton, all members voted "AYE", except Commissioners Sluss, Larsen and Walters voted "NAY". The previous motion failed.

On motion of Commissioner Sluss seconded by Commissioner Larsen the petition of Patrick Jr. and Bertha Patton for the following zoning reclassification be denied, based on the following findings of fact, all members voted "AYE", except Commissioner Tautges voted "NAY".

Govt. Lot 1, Sec. 1-136-27, 770014105CAA009  
Rezone from Agricultural to Residential

FINDINGS OF FACT:

1. It is a rural development lake.
2. Not compatible.
3. Ownership indicates the property could be rezoned as a Rural Residential lot.

On motion of Commissioner Larsen seconded by Commissioner Tautges the Board establishes the position of Lead Supervisor in the Planning and Zoning Department and appoints Dennis Myers to said position, with the salary to be set at \$4,029 per month (Starting Step, Organization of Non-Contract Employees (ONCE) Agreement), effective June 1, 2005, all members voted "AYE".

Wold Architects and Engineers presented remodeling options for the Historic Courthouse Renovation and Administrative Annex Renovation.

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

A'VIANDS	CONTRACT AGREEMENT	\$1,191.63
AITKIN COUNTY SHERIFF	BOARD OF PRISONERS	9,027.38
ALL BUILDING CORPORATION	CONTRACT AGREEMENT	56,912.82
ANIMAL CONTROL ENFORCEMENT SERVICES	CONTRACT AGREEMENT	1,845.00
BECK/SUSAN	TRAVEL & MEETING	355.70
BILLMAN/ELMER	SERVICE	318.29

BORDEN/LAUREEN	TRAVEL & MEETING	151.39
BRAINERD & CROW WING PUBLIC TRANSIT	SERVICE	4,425.81
BRAINERD MEDICAL CENTER	PROFESSIONAL FEE	226.30
BRAINERD PUBLIC UTILITIES	UTILITIES	10,934.32
BRANDT/ELLEN	TRAVEL	259.20
BROWN/STACY	TRAVEL & MEETING	236.09
BRP US INC	CAPITAL EXPENDITURE	10,210.20
BURNARD/SUSAN	SERVICE	140.00
CARLSON/DARNEL	MEETING	226.46
CDW INC	SUPPLIES	1,095.33
CELLULAR ONE	COMMUNICATION	1,587.23
CENTERPOINT ENERGY MINNEGASCO	UTILITIES	508.09
CITY OF BRAINERD	RENTAL AGREEMENT	1,533.64
COMMUNITY HEALTH CONFERENCE	REGISTRATION FEE	440.00
Craguns Lodge & Conference Center	MEETING	535.62
CROSBY IRONTON COURIER	PUBLISHING	161.50
CROW WING COUNTY HIGHWAY DEPARTMENT	REPAIR & MAINTENANCE	33,057.50
CROW WING COUNTY SANITARY LANDFILL	SERVICE	733.63
CROW WING POWER	UTILITIES	372.30
CULLIGAN OF BRAINERD	SUPPLIES	225.55
DALCO	SUPPLIES	495.01
DELL MARKETING L P	SUPPLIES	266.25
DEVRIES/JEANNE	TRAVEL	189.54
DIRCKS/RICHARD	SUPPLIES	2,865.00
DUDDING/JOSEPH	PROFESSIONAL FEE	630.00
ECHO PUBLISHING AND PRINTING INC	PUBLISHING	198.00
ECOLOGICO	SERVICE	1,200.00
EKMAN/ROBERT	SERVICE	350.00
ELK RIVER FORD	CAPITAL EXPENDITURE	25,194.40
FIRST IMPRESSION PRINTING	SUPPLIES	1,327.25
FLEET FUELING	VEHICLE EXPENSE	2,878.28
FRY/SHANDOLYN	TRAVEL & MEETING	214.08
G & K SERVICES	SERVICE	662.97
GALLES/ANDREW	MEETING	269.86
GIBBONS/DIANE	TRAVEL	296.46
GODFATHERS EXTERMINATING INC	SERVICE	213.00
GOTO CORPORATION	SUPPLIES	104.74
GRAINGER	REPAIR & MAINTENANCE	171.60
GUNTER/TAMI	TRAVEL	208.98
HAESKA/BARBARA	TRAVEL	136.08
HARRIS COMMUNICATIONS	SUPPLIES	463.50
HERLOFSKY JR/PETER J	TRAVEL & MEETING	2,034.52
HILLYARD HUTCHINSON	SUPPLIES	1,855.80
HINES/TODD	MEETING	263.90
HITESMAN & ASSOCIATES	PROFESSIONAL FEE	140.00
HOBERMAN/HARRY	PROFESSIONAL FEE	625.00
HOLMVG EXCAVATING	SERVICE	165.08
HONEYWELL INC	REPAIR & MAINTENANCE	526.63
IDENTIX INC	SERVICE AGREEMENT	2,460.00
INFORMATION SYSTEMS CORPORATION	SUPPLIES	424.94
INITIATIVE FOUNDATION	REGISTRATION FEE	1,500.00
INSIGHT	CAPITAL EXPENDITURE	67,879.01
INTOXIMETERS INC	SUPPLIES	134.19
JONES/TARA	TRAVEL	127.58
JUSTEN/DENE'	TRAVEL	317.52
KEEPRS	UNIFORMS	317.56
KRAUSE LOCK & KEY	REPAIR & MAINTENANCE	225.00
LABARRE/MARGARET	TRAVEL	181.85
LAKES CORRECTIONAL NURSING	PROFESSIONAL FEE	5,970.38
LARSON BERGMAN/VICKY	TRAVEL & MEETING	318.67
LARSON/VICKI	TRAVEL	164.03
LEECH LAKE DISTRIBUTORS	SUPPLIES	1,800.00
LOCH/AMY	TRAVEL	136.49
MADDENS ON GULL LAKE	MEETING	1,017.08
MAHLE/KEVIN	TRAVEL & MEETING	225.93
MARCO BUSINESS PRODUCTS	SERVICE AGREEMENT	2,337.95
MARCO BUSINESS PRODUCTS	SUPPLIES	880.40
MCCULLEY/ROD	MEETING	146.88

MCF OAK PARK HEIGHTS	BOARD OF PRISONERS	57,500.00
MELROSE ELECTRIC	REPAIR & MAINTENANCE	575.00
MEYER/JOSEPH	MEETING	265.16
MFSRC	REGISTRATION FEE	875.00
MICKS SCUBA	SUPPLIES	1,216.11
MIDWEST FORENSIC PATHOLOGY PA	CONTRACT AGREEMENT	2,675.00
MIDWEST TAPE AND RIBBON	SERVICE	450.00
MINNESOTA DEPARTMENT OF HUMAN SERVICES	SERVICE	613.83
MINNESOTA DEPARTMENT OF HUMAN SERVICES	SERVICE	168.00
MINNESOTA DEPARTMENT OF HUMAN SERVICES	SERVICE	3,861.00
MINNESOTA DEPARTMENT OF PUBLIC SAFETY	REGISTRATION FEE	540.00
MINNESOTA HUMAN SERVICES PROVIDERS	REGISTRATION FEE	105.00
MINNESOTA OFFICE OF ENTERPRISE	COMMUNICATION	1,249.99
MINNESOTA POWER	UTILITIES	359.36
MINNESOTA STATE AUDITOR	PROFESSIONAL FEE	11,832.14
MN ASSOCIATION OF COUNTY PLANNING AND	REGISTRATION FEE	300.00
MN GOVERNMENT FINANCE OFFICERS	REGISTRATION FEE	400.00
MN SOCIAL SERVICE ASSOCIATION	REGISTRATION FEE	420.00
MN STATE BAR ASSOCIATION	REGISTRATION FEE	395.00
NEXTEL PARTNERS INC	COMMUNICATION	118.96
NORWOOD/CHERYL	TRAVEL	101.66
OFFICE SHOP	SUPPLIES	6,053.29
OIUM/ANNE	TRAVEL & MEETING	175.64
OWEN/JACKIE	SERVICE	117.34
PARKIN/RANDY	TRAVEL & MEETING	162.09
PARKS/DALE	TRAVEL & MEETING	112.21
PAYCER/LAURA	TRAVEL & MEETING	320.18
PERFORMANCE OFFICE PAPERS	SUPPLIES	457.10
PFM ASSET MANAGEMENT	SERVICE	1,771.98
POMEROY IT SOLUTIONS	PROFESSIONAL FEE	2,000.00
POSITIVE PROMOTIONS	SUPPLIES	217.91
QWEST	COMMUNICATION	247.54
R W BECK & ASSOCIATES	PROFESSIONAL FEE	37,675.02
REEDS FAMILY OUTDOOR OUTFITTERS	SUPPLIES	1,030.00
RTVISION INC	CAPITAL EXPENDITURE	11,030.93
RUDNINGEN/MARK	MEETING	179.66
RURAL CELLULAR CORPORATION	COMMUNICATION	2,422.75
SAVALOJA/HAROLD	SERVICE	200.00
SCAN AIR FILTER INC	REPAIR & MAINTENANCE	1,184.79
SCHMIDT/LANCE	MEETING	155.02
SCHULTZ/BETTY	TRAVEL	267.72
SETON IDENTIFICATION PRODUCTS	SUPPLIES	156.32
SOFTWARE HOUSE INTERNATIONAL	SUPPLIES	1,265.22
STATE SUPPLY COMPANY	REPAIR & MAINTENANCE	186.41
STEARNS COUNTY ENVIRONMENTAL SERVICES	SERVICE	374.00
STREICHERS	SUPPLIES	1,260.64
SUPERIOR DIVING REPAIR	REPAIR & MAINTENANCE	154.00
SVOBODA/TRAVIS	MEETING	144.62
SYVANTIS TECHNOLOGIES	REPAIR & MAINTENANCE	492.56
TDS METROCOM	COMMUNICATION	229.42
TOLLEFSON/RONY	TRAVEL	128.79
TOWN OF ROOSEVELT	SERVICE	360.00
TURK/AMY	PROFESSIONAL FEE	203.00
VAGLE/JUSTINE	TRAVEL	181.44
VIKING ELECTRIC SUPPLY	SUPPLIES	204.57
WALL STREET JOURNAL	SUBSCRIPTIONS	245.00
WANNEBO EXCAVATING INC	SERVICE	962.50
WANNEBO/LARRY	TRAVEL & MEETING	297.20
WASTE MANAGEMENT OF NORTHERN MINNESOTA	UTILITIES	2,056.47
XEROX CORPORATION	SERVICE AGREEMENT	1,114.45
YOUNG/ELAINE	TRAVEL	120.69
ZEE MEDICAL SERVICE	SUPPLIES	144.84
AMERICINN OF BAXTER	SERVICE	380.40
ANDERSON BROTHERS CONSTRUCTION COMPANY	CONTRACT AGREEMENT	206,966.25
ASTECH CORPORATION	CONTRACT AGREEMENT	4,673.38
BAUERLY BROTHERS INC	CONTRACT AGREEMENT	399,348.26
CDW INC	SUPPLIES	170.73
CENTRAL LAKES DRUG TESTING	SERVICE	1,888.00

CORRECTIONAL MEDICAL SERVICES	PROFESSIONAL FEE	5,275.89
CROW WING POWER	UTILITIES	312.91
CRYSTAL PIERZ MARINE BRAINERD	CAPITAL EXPENDITURE	30,933.00
CULLIGAN OF BRAINERD	SUPPLIES	226.11
FOGAL/KENNETH	PROFESSIONAL FEE	300.00
LUUKKONEN/ROY	TRAVEL & MEETING	803.68
MCF OAK PARK HEIGHTS	BOARD OF PRISONERS	28,500.00
MEDTOX LABORATORIES INC	PROFESSIONAL FEE	280.00
MEEKER COUNTY MEMORIAL HOSPITAL	PROFESSIONAL FEE	213.20
MIDWEST FORENSIC PATHOLOGY PA	CONTRACT AGREEMENT	5,650.00
MORRISON COUNTY SHERIFF	BOARD OF PRISONERS	3,350.00
NETGAIN TECHNOLOGY INC	CAPITAL EXPENDITURE	29,072.88
NISSWA UTILITIES	UTILITIES	1,600.25
RELIANCE COMMUNICATION INC	SERVICE	8,000.00
RURAL CELLULAR CORPORATION	COMMUNICATION	395.82
SEGUE SERVICES INC	REPAIR & MAINTENANCE	419.87
TDS METROCOM	COMMUNICATION	3,363.11
ANDERSON BROTHERS CONSTRUCTION COMPANY	CONTRACT AGREEMENT	8,645.45
AVON ELECTRIC SERVICES INC	CONTRACT AGREEMENT	123,000.30
BROTHERS FIRE PROTECTION COMPANY	CONTRACT AGREEMENT	24,401.40
CAMCO CONSTRUCTION INC	CONTRACT AGREEMENT	79,705.00
CONSTRUCTION SUPPLY INC	CONTRACT AGREEMENT	5,814.64
DAVIS CONTRACTING	CONTRACT AGREEMENT	3,158.75
DUNHAM ASSOCIATES	CONTRACT AGREEMENT	14,702.99
DWAYNE YOUNG INC	CONTRACT AGREEMENT	112,138.00
EAGLE CONSTRUCTION COMPANY INC	CONTRACT AGREEMENT	5,272.50
EAST SIDE GLASS COMPANY	CONTRACT AGREEMENT	38,000.00
FERGUS DRYWALL INC	CONTRACT AGREEMENT	3,491.25
GRAZZINI BROTHERS & COMPANY	CONTRACT AGREEMENT	49,457.00
HARBOR CITY MASONRY INC	CONTRACT AGREEMENT	264,202.13
HEARTLAND GLASS COMPANY INC	CONTRACT AGREEMENT	57,000.00
HERZOG ROOFING INC	CONTRACT AGREEMENT	13,461.50
HOLDEN ELECTRIC COMPANY INC	CONTRACT AGREEMENT	276,821.30
HONEYWELL INC	CONTRACT AGREEMENT	133,286.90
HY-TEC CONSTRUCTION OF BRAINERD INC	CONTRACT AGREEMENT	77,409.76
JOHNSON-NELSON MASONRY INC	CONTRACT AGREEMENT	64,030.00
K & K FABRICATION INC	CONTRACT AGREEMENT	36,038.25
KNAPP GROVER INC	CONTRACT AGREEMENT	43,415.00
MD MECHANICAL INC	CONTRACT AGREEMENT	192,848.42
MG CARLSON CONSTRUCTION COMPANY	CONTRACT AGREEMENT	4,554.30
MOLIN CONCRETE PRODUCTS COMPANY	CONTRACT AGREEMENT	58,898.10
NORTHERN DOOR AND HARDWARE INC	CONTRACT AGREEMENT	933.45
NORTHERN ESCROW INC	CONTRACT AGREEMENT	35,493.10
PAULY JAIL BUILDING COMPANY INC	CONTRACT AGREEMENT	155,276.83
PRO-SCAPE	CONTRACT AGREEMENT	27,392.00
REGAL CONTRACTORS INC	CONTRACT AGREEMENT	53,106.25
SHANNON PETERSON INC	CONTRACT AGREEMENT	4,792.14
THELEN HEATING & ROOFING INC	CONTRACT AGREEMENT	296,078.00
TOMS BACKHOE SERVICE	CONTRACT AGREEMENT	40,037.75
TWIN CITY BUILDERS INC	CONTRACT AGREEMENT	7,125.00
WIEDNER PLUMBING & HEATING	CONTRACT AGREEMENT	72,515.40
TOTAL NUMBER CLAIMS NOT EXCEEDING \$100      93	TOTAL DOLLAR AMOUNT	4,727.92

On motion the Board adjourned to August 23, 2005.

\_\_\_\_\_  
GARY WALTERS, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS  
CROW WING COUNTY, MINNESOTA

\_\_\_\_\_  
ROY A. LUUKKONEN, COUNTY AUDITOR  
CROW WING COUNTY, MINNESOTA