

September 2, 2009

Posted by DeAnna M. Lilienthal on 09/18/2009 08:03 AM

CHISAGO COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
Wednesday, September 2, 2009

The Chisago County Board of Commissioners met in regular session at 6:30 p.m. Wednesday, September 2, 2009 in the Board Room of the Government Center with the following Commissioners present: McMahon, Walker, Montzka, Greene, Robinson. Absent: None.

The Chair called the meeting to order and led the assembly in the Pledge of Allegiance.

Commissioner Greene offered a motion to approve the Revised Agenda for the Board of Commissioners meeting as presented. Commissioner Walker offered the second with a *friendly amendment to remove Item #3k – “Commissioner’s Committee & Community Reports”*. The *friendly amendment* was **accepted** by the motion maker.

Commissioner Walker offered a motion to call the question. Commissioner McMahon seconded the motion and, upon a vote being taken thereon, the motion to call the question **carried** as follows: **IN FAVOR THEREOF:** McMahon, Walker, Montzka, Greene **OPPOSED:** Robinson.

The motion as amended was now before the Board for consideration as follows:

Commissioner Greene offered a motion to approve the Revised Agenda for the Board of Commissioners meeting as presented. Commissioner Walker offered the second with a *friendly amendment to remove Item #3k – “Commissioner’s Committee & Community Reports”*. The *friendly amendment* was **accepted** by the motion maker and, upon a vote begin taken thereon, the motion as **amended** **carried** as follows: **IN FAVOR THEREOF:** McMahon, Walker, Montzka, Greene **OPPOSED:** Robinson.

Senator Rick Olseen and Representative Jeremy Kalin presented current State Capital activities.

The Chair opened the Citizen’s Forum at 7:08 p.m. Offering comment at this time was: Jim McCarthy, Martha Arnold, Tony Peterfeso, Mark Koran, Joyce Marienfeld, Shellene Johnson, Blake Wheatley and Linda Dahlquist. The Chair closed the Citizen’s Forum at 7:38 p.m.

On motion by Walker, seconded by McMahon and **carried unanimously** the Board approved the Revised Administrator’s Consent Agenda as follows:

- A. **Approve Minutes of:** August 26, 2009 Regular; August 28, 2009 Special
- B. **Personnel Actions: Approve annual performance review for:** Scott Berg, Sergeant, Sheriff, Gr. 25 top of scale, effective 05/18/2009. **Approve new hire for:** Michael Nelson, Database Specialist, MICS, 09/14/2009.

The Board by consensus asked that the Chisago Soil & Water Conservation District Tour on September 11, 2009 be posted as a public meeting of the County Board.

On motion by Greene, seconded by McMahon and **carried unanimously** the Board approved the Cooperative Purchasing Agreement with State of MN (Materials Management Division).

Commissioner Walker offered the following resolution and moved its adoption:

**RESOLUTION NO. 090902-1
AUTHORIZING EXECUTION OF AN
EMERGENCY MANAGEMENT PERFORMANCE GRANT AGREEMENT
BETWEEN CHISAGO COUNTY AND
THE STATE OF MINNESOTA**

BE IT RESOLVED, that Chisago County will enter into a grant agreement, Grant Agreement No. 2009-EMPG-00396, with the State of Minnesota, acting through its Department of Public Safety, Homeland Security and Emergency Management Division.

BE IT FURTHER RESOLVED, that Chisago County Emergency Management Director Jim Halstrom, is hereby authorized to execute such agreements and amendments, as are necessary to implement the project on behalf of Chisago County to receive \$26,880; effective January 1, 2009 through December 31, 2009.

Commissioner McMahon seconded the resolution and upon a vote being taken thereon, the following voted:

IN FAVOR THEREOF: McMahon, Walker, Montzka, Greene, Robinson

OPPOSED: None

Whereupon the resolution was declared duly **passed and adopted**.

On motion by Greene, seconded by Walker and **carried unanimously** the Board approved the Agreement for Transit Bus Service with City of North Branch.

On motion by Walker, seconded by McMahon and **carried unanimously** the Board approved the Agreement with RISE, Inc. and Heartland Express.

Commissioner Greene offered the following resolution and moved its adoption:

**RESOLUTION NO. 090902-2
AUTHORIZING EXECUTION OF A CONTRACT
BETWEEN CHISAGO COUNTY AND
AMERICA'S ROADS, RIVERS AND RAILS LLC; BLUEBYWAY, LLC;
TWO PINES RESOURCE GROUP LLC; AND
ST. CROIX SCENIC BYWAY, INC.
FOR ST. CROIX SCENIC BYWAY – TRAVELER ENHANCEMENT AND
EDUCATION PROJECT S.P. 13-060-02; M.P. SB MN06 (012)**

BE IT RESOLVED, that pursuant to Minnesota Statute, Sec. 161.36, the Commissioner of Transportation be appointed as Agent of Chisago County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, that the County Administrator John Moosey is hereby authorized and directed for and on behalf of the County to execute and enter into a contract with America's Road, Rivers and Rails, LLC; Bluebyway, LLC; Two Pines Resource Group LLC; and St. Croix Scenic Byway, Inc. for Traveler Enhancement and Education Project # SP 13-060-02; SB MN 06 (012).

Commissioner McMahon seconded the resolution and upon a vote being taken thereon, the following voted:

IN FAVOR THEREOF: McMahon, Walker, Montzka, Greene, Robinson

OPPOSED: None

Whereupon the resolution was declared duly **passed** and **adopted**.

Commissioner McMahon offered the following resolution and moved its adoption:

RESOLUTION NO. 090902-3
AUTHORIZING EXECUTION OF A CONTRACT
BETWEEN CHISAGO COUNTY AND
AMERICA'S ROADS, RIVERS AND RAILS LLC; BLUEBYWAY, LLC; AND
ST. CROIX SCENIC BYWAY, INC.
FOR ST. CROIX SCENIC BYWAY – MULTIMEDIA INFORMATION SYSTEM
PROJECT S.P. 13-060-02; M.P. SB MN07 (019)

BE IT RESOLVED, that pursuant to Minnesota Statute, Sec. 161.36, the Commissioner of Transportation be appointed as Agent of Chisago County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, that the County Administrator John Moosey is hereby authorized and directed for and on behalf of the County to execute and enter into a contract with America's Road, Rivers and Rails, LLC; Bluebyway, LLC; and St. Croix Scenic Byway, Inc. for Multimedia Information System Project # SP 13-060-02; SB MN 07 (016).

Commissioner Walker seconded the resolution and upon a vote being taken thereon, the following voted:

IN FAVOR THEREOF: McMahon, Walker, Montzka, Greene, Robinson **OPPOSED:** None

Whereupon the resolution was declared duly **passed** and **adopted**.

Commissioner McMahon offered a motion to approve the Community Meeting on October 19, 2009 at the Chisago City Community Center. Motion seconded by Greene. Commissioner McMahon offered a *friendly amendment to remove the Chisago City Community Center Hall Rental Agreement from the motion*. The *friendly amendment* was **accepted** by the second. Commissioner McMahon offered a *friendly amendment to change the location to the Lent Town Hall with County Administrator Moosey serving as moderator and make the meeting a joint informational meeting with Lent Township*. The *friendly amendment* was **accepted** by the second.

Commissioner Walker offered a *friendly amendment to request LS Power provide information literature at their expense*. The friendly amendment was **rejected** by the motion maker. Commissioner Walker offered a *friendly amendment that Chisago County copy any development agreement and provide for the meeting with LS Power providing their information*. The friendly amendment was **rejected** by the motion maker.

Commissioner Robinson was ruled **out of order**.

The motion as amended was now before the Board for consideration as follows:
Commissioner McMahan offered a motion to approve the Community Meeting on October 19, 2009 at the Chisago City Community Center. Motion seconded by Greene. Commissioner McMahan offered a *friendly amendment to remove the Chisago City Community Center Hall Rental Agreement from the motion*. The friendly amendment was **accepted** by the second. Commissioner McMahan offered a *friendly amendment to change the location to the Lent Town Hall with County Administrator Moosey serving as chair and make the meeting a joint informational meeting with Lent Township*. The friendly amendment was **accepted** by the second and, upon a roll call vote being taken thereon, the motion **carried unanimously**.

On motion by Greene, seconded by McMahan and **carried unanimously** the Board set the Truth in Taxation Public Hearing for Wednesday, December 2, 2009 at 6:30 p.m. as part of our regular meeting.

Commissioner McMahan offered the following resolution and moved its adoption:

RESOLUTION NO. 090902-4
AUTHORIZING EXECUTION OF AN
OFF HIGHWAY VEHICLE ENFORCEMENT GRANT AGREEMENT
BETWEEN CHISAGO COUNTY AND
THE STATE OF MINNESOTA

BE IT RESOLVED, that Chisago County will enter into a grant agreement, Contract Number B32719, with the State of Minnesota, acting through its Commissioner of Natural Resources.

BE IT FURTHER RESOLVED, that Chisago County Deputy Mary McCarthy, is hereby authorized to execute such agreements and amendments, as are necessary to implement the project on behalf of Chisago County to receive \$7,489 in state fiscal year 2010 and \$7,489 in state fiscal year 2011 to conduct off highway vehicle enforcement activities.

Commissioner Greene seconded the resolution and upon a vote being taken thereon, the following voted:

IN FAVOR THEREOF: McMahan, Walker, Montzka, Greene, Robinson

OPPOSED: None

Whereupon the resolution was declared duly **passed** and **adopted**.

On motion by Greene, seconded by McMahan and **carried unanimously** the Board approved the Service Agreement with Tibex Technology, Inc.

On motion by McMahon, seconded by Walker and **carried unanimously** the Board approved the following personnel action: **Approve new hire for:** Francis Przybilla, Part-Time Bailiff, Sheriff, Gr. 23-1, effective 09/03/2009.

On motion by Walker, seconded by Greene and **carried unanimously** the Board adjourned at 8:12 p.m.

Ben Montzka, Chair

Attest: _____
DeAnna M. Lilienthal
Clerk, County Board