

The Aitkin County Board of Commissioners met this 11th day of December, 2018 at 4:01 p.m., at Aitkin City Hall, with the following members present: Board Chair Anne Marcotte, Commissioners J. Mark Wedel, Don Niemi, Bill Pratt, County Administrator Jessica Seibert and Administrative Assistant Sue Bingham. Commissioner Laurie Westerlund was absent.

Motion by Commissioner Pratt, seconded by Commissioner Niemi and carried, all members present voting yes to approve the December 11, 2018 amended agenda. Agenda Item 4C) Temporary On-Sale Liquor License, and 5F) Separation Agreement, were added.

Motion by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to approve the Consent Agenda as follows: A) Correspondence File: November 27, 2018 to December 10, 2018; B) Approve County Board Minutes: November 27, 2018; C) Approve Electronic Funds Transfers: \$2,526,413.75; D) Adopt Resolution: Aitkin County Electronic Funds Policy/Procedure; E) Adopt Resolution: 2019 All Terrain Vehicle Trail Funding; F) Adopt Resolution: Repurchase Application – Powers; G) Adopt Resolution: 2019 Liquor Licenses; H) Approve Commissioner Warrants: General Fund \$156,011.53, Road & Bridge \$13,208.99, Health & Human Services \$5,664.00, State \$555.00, Trust \$2,149.33 for a total of \$177,588.85; I) Approve October Manual Warrants: General Fund \$14,070.21, Road & Bridge \$2,218,729.15, Health & Human Services \$299.42, State \$912,284.22, Taxes & Penalties \$991.36, Long Lake Conservation Center \$1,845.96, Parks \$20.00 for a total of \$3,148,240.32; J) Approve Auditor Warrants – Period 2 Overpays: Taxes & Penalties \$15,584.86; K) Approve Auditor Warrants – Contegrity: \$543,340.84

Under the consent agenda, motion for a resolution by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to adopt resolution – Aitkin County Electronic Funds Policy/Procedure:

WHEREAS, Minnesota Statute 471.38, allows for the use of electronic fund transfer as a means of making various payments,

WHEREAS, a local government may make an electronic funds transfer for the following:

- A. For a claim for a payment from an imprest payroll bank account or investment of excess money;
- B. For a payment of tax or aid anticipation certificates;
- C. For a payment of contributions to pension and retirement funds;
- D. For vendor payments; and
- E. For payment of bond principal, bond interest and a fiscal agent service charge from the debt redemption fund.

WHEREAS, the County Board shall annually delegate the authority to make electronic funds transfers to the County Treasurer and the County Treasurer may designate Treasurer, Auditor and Health and Human services staff to initiate electronic funds transfers.

THEREFORE, BE IT RESOLVED, that the Aitkin County Board delegates the authority

CALL TO ORDER

**APPROVED
AGENDA**

**CONSENT
AGENDA**

**RESOLUTION
20181211-081
AITKIN COUNTY
ELECTRONIC
FUNDS POLICY/
PROCEDURE**

to make electronic funds transfers to the Aitkin County Treasurer and for the County Treasurer to designate county staff to make electronic funds transfers.

BE IT FURTHER RESOLVED, that the County Treasurer will:

- A. Provide copy of this resolution to the disbursing bank;
- B. Identify the initiator of the transaction and document the transaction with proper approval including confirmation of transaction;
- C. Provide a list of all transactions made by electronic fund transfer to the County Board at its next regularly scheduled meeting.

Under the consent agenda, motion for a resolution by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to adopt resolution – 2019 All Terrain Vehicle Trail Funding:

WHEREAS, local units of government can apply for State aide for trail development, maintenance, grooming and administration from the Minnesota Department of Natural Resources at the rate of 90% reimbursement of costs of grooming and maintenance, and

WHEREAS, Aitkin County does not have the facilities to maintain the entire trail system in Aitkin County, and

WHEREAS, Clubs wish to contract with the County for maintaining these trails, and

WHEREAS, these trails benefit the recreation, resort, tourism, industry, and economy of Aitkin County.

NOW THEREFORE, BE IT RESOLVED, that the Aitkin County Trail Administrator be authorized to apply for Grants-in-Aid assistance funds for All Terrain Vehicle Trail maintenance and grooming for the following trail:

Northwoods Regional ATV trail which consists of the following segments: South Soo Line, North Soo Line, Axtell ATV technical riding area, Rabey Line, Blind Lake, Redtop, Moose River Connector, Lawler, Blind Lake Connector Trail, Hill City Connector trail and Solana ATV trails.

BE IT FURTHER RESOLVED, that the Aitkin County Trail Administrator be authorized to contract for the development, maintenance and grooming of the aforementioned trails with qualified, interested clubs.

Under the consent agenda, motion for a resolution by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to adopt resolution – Repurchase Application – Powers:

WHEREAS, Thomas L. Powers and Patrick Powers, the joint tenant owners at the time of forfeiture, has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, of amended, which land is

**RESOLUTION
20181211-082
ALL TERRAIN
VEHICLE TRAIL
FUNDING**

**RESOLUTION
20181211-083
REPURCHASE
APPLICATION -**

situated in the County of Aitkin, Minnesota and described as follows, to-wit:

The northwest quarter of the northeast quarter (NW ¼ of NE ¼), Section twenty-six (26), Township forty-three (43), Range twenty-three (23).

and WHEREAS, said applicant has set forth in his application that:

- a. Hardship and injustice has resulted because of forfeiture of said land, for the following reasons, to-wit:
 The loss of this asset does severe damage to mine and my father's financial stability and ability to receive credit upon which my father lives. The loss of this land resulted from a misunderstanding on my part of the dispersement of money paid and my address not being changed which resulted in my not being notified of impending forfeiture.
- b. The repurchase of said land by me will promote and best serve the public interest, because:
 My being allowed to repurchase this land will serve friends and acquaintances a place to hunt and camp, which in turn brings money into the county through tourism as well as motivating me to keep the land in a natural state, preserving the environment of your county.

and WHEREAS, this board is of the opinion that said application should be granted for such reasons.

NOW, THEREFORE BE IT RESOLVED, that the application of Thomas L. Powers and Patrick Powers for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Under the consent agenda, motion for a resolution by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to adopt resolution – 2019 Liquor Licenses:

BE IT RESOLVED, the Aitkin County Board of Commissioners agrees to approve the following liquor license for a period from January 1, 2019 thru December 31, 2019:

"ON", "OFF" and "SUNDAY" Sale:

- Barnacles Resort of MN Inc., d/b/a **Barnacles** – Wealthwood Township
 This establishment has an address of 36569 State Hwy 18, Aitkin, MN 56431
- MacDonald Ent. of Malmo, Inc., d/b/a **Castaways** – Lakeside Township
 This establishment has an address of 32360 215th Lane, Isle, MN 56342
- N5 Corporation, d/b/a **Fisherman's Bay** – Workman Township
 This establishment has an address of 50933 State Highway 65, McGregor, MN 55760
- Forestry Station Inc., d/b/a **Forestry Station** – Ball Bluff Township
 This establishment has an address of 67807 State Hwy 65, Jacobson, MN 55752

POWERS

**RESOLUTION
20181211-084
2019 LIQUOR
LICENSES**

Hillcrest Resort McGregor LLC, d/b/a **Hillcrest Resort** – Shamrock Township
This establishment has an address of 20612 498th Lane, McGregor, MN 55760

RIPS HLI Inc., d/b/a **Horseshoe Lake Inn** – Shamrock Township
This establishment has an address of 48493 Lily Avenue, McGregor, MN 55760

Chuhanic Inc, d/b/a **The Joint Bennettville MN** – Hazelton Township
This establishment has an address of 26838 US Hwy 169, Aitkin, MN 56431

Big Sandy Golf Inc., d/b/a **Minnesota National Golf Course** – Workman Township
This establishment has an address of 23247 480th St., McGregor, MN 55760

D & G Marklund Inc., d/b/a **Pine Inn** – Malmo Township
This establishment has an address of 27805 State Highway 47, Aitkin, MN 56431

Red Rock Bar & Grill LLC, d/b/a **Red Rock Bar & Grill** – Shamrock Township
This establishment has an address of 49463 202nd Place, McGregor, MN 55760

“OFF” Sale:

DAM of Aitkin Lakes Inc., d/b/a **Farm Island Store** – Farm Island Township
This establishment has an address of 29037 US Highway 169, Aitkin, MN 56431

TJ's Liquor Inc., d/b/a **TJ's Liquor** – Malmo Township
This establishment has an address of 22039 321st Ave., Aitkin, MN 56431

Minnewawa Partners LLC, d/b/a **Willey's Sports Shop & Spirits** – Shamrock Township
This establishment has an address of 46026 State Highway 65, McGregor, MN 55760

“ON” & “SUNDAY” Sale:

Kathryn E Eken, d/b/a **Jack's Shack** – Rice River Township
This establishment has an address of 29954 State Highway 56, McGregor, MN 55760

Rich Courtemanche, Aitkin County Land Commissioner discussed the proposed Enbridge Energy Pipeline Easement with the Board and answered questions. Motion for a resolution by Commissioner Niemi, seconded by Commissioner Pratt and carried, all members present voting yes to adopt resolution – Enbridge Energy Pipeline Easement:

WHEREAS, Enbridge Energy, Limited Partnership, a Delaware limited partnership, with an office located at 119 North 25th Street East, Superior, Wisconsin 54880 (Enbridge) has made application for a right-of-way easement to survey, locate, construct, install, operate, maintain (including cathodic protection systems), clear, inspect (including aerial patrol and subsurface digging), reclaim, remove, protect, idle in place, repair, replace, relocate, change the size of and reconstruct a single pipeline, together with any associated valves, fittings, location markers and signs, communication systems and lines, utility lines, safety and protective apparatus, and all other equipment and appurtenances, whether above or below grade across the Aitkin County managed lands as described in “Right-Of Way and Easement Grant”

ENBRIDGE

**RESOLUTION
20181211-085
ENBRIDGE
ENERGY
PIPELINE
EASEMENT**

with Exhibits A-1 through A-33 attached hereto and incorporated herein ("Right-of-Way")

WHEREAS, Enbridge has made application for construction of a temporary access road lease as described in the attached the "Temporary Access Road Lease" with Exhibits A-1 through A-34 attached hereto and incorporated herein ("Road Access")

WHEREAS, Enbridge has made application for construction of a temporary work space agreement as described in the attached "Temporary Work Space Agreement" (TWS) with Exhibits A-1 through A-33 and Additional Temporary Work Space (ATWS) with Exhibits A-10, A-17, and A-34 attached hereto incorporated herein ("Temporary Work Space")

WHEREAS, said applicant will be charged Right-of-Way easement costs of \$178,475.00, Road Access costs of \$94,240.00, Temporary Work Space costs of \$109,231.00, appraised aggregate costs \$301,012.70 and timber charges of \$16,682.48 (Total \$699,641.18) as appraised by the County Land Commissioner,

WHEREAS, the Aitkin County Land Commissioner, after making an investigation of such application, has advised that he finds no objection to granting such permit and easement,

WHEREAS, the Aitkin County Board of Commissioners resolved its support for Enbridge's proposed Line 3 Replacement Project, their preferred route, and their plan for deactivating the existing Line 3 (20170926-073),

WHEREAS, the Aitkin County Board of Commissioners recognized Enbridge for its longstanding performance and continual efforts to protect the environment, wildlife and habitats, as well as the people who live in the communities in which it operates (20170926-073),

NOW THEREFORE, BE IT RESOLVED, that pursuant to Minnesota Statutes, Section 282.04, Subdivision 4, the County Auditor be and is hereby authorized to issue to Enbridge Energy, Limited Partnership, a Delaware limited partnership, with an office located at 119 North 25th Street East, Superior, Wisconsin 54880 (Enbridge), an easement to use said described land, if consistent with the law, as in the special conditions set forth herein,

BE IT FURTHER RESOLVED, that said easement be granted, subject to the following terms, and conditions:

1. The utility infrastructure shall be constructed and maintained by the grantee or permittee without any cost to the County of Aitkin and the land area shall be open for public use, as long as said easement is in force.
2. Any timber cut or destroyed shall be paid for at the usual rate as soon as determined by the Land Commissioner. (Timber has been included in the easement costs.)
3. Aitkin County manages County owned and tax-forfeited lands to produce direct and indirect revenue for the taxing districts. This management includes the harvesting and extraction of timber, gravel, minerals, and other resources. The issuing and use of this easement shall not adversely affect the

- management and harvesting of timber and other resources on County owned and tax forfeited land. If for any reason, including township or county road construction or reconstruction, the easement needs to be relocated, the county and township will not be responsible for any relocation costs.
4. Any such easement may be canceled by resolution of the County Board for any substantial breach of its terms or if at any time its continuance will conflict with public use of the land, or any part thereof, on which it is granted, after ninety (90) days written notice, addressed to the record owner of the easement at the last known address.
 5. Land affected by this easement may be sold or leased for any legal purpose, but such sale or lease shall be subject to this easement and excepted from the conveyance or lease, while such easement remains in force.
 6. Failure to use the right of way described in this document for the purpose for which this easement is granted for a period of five years, shall result in the cancellation of this easement and any rights granted to the grantee by this easement shall cease to exist and shall revert to the grantor.
 7. Aitkin County manages the property for many purposes such as a motorized and non-motorized recreation trails, access to county managed and other lands for resource management purposes, including the harvesting of timber, extraction of gravel, peat, fill dirt, etc, and the mining and extraction of minerals. The issuing and use of this easement shall not adversely affect any other Aitkin County authorized uses of this strip of land.
 8. After construction, the lessee shall mark the location of the utilities and shall return the land to the same condition as prior to issuing of the easement.
 9. If the County shall make any improvements or changes on all or any part of its property upon which utilities have been placed by this permit, the utility owner shall, after notice from the County, change vacate, or remove from County property said works necessary to conform with said changes without cost whatsoever to the County.

Motion by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to approve 2019-2021 Agreement Between the University of Minnesota and Aitkin County as presented, for providing Extension programs locally and Employing Extension Staff.

Jessica Seibert, County Administrator reviewed the 2019 Proposed Budget with the Board and answered questions.

Motion for a resolution by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to adopt resolution – Temporary On-Sale Liquor License:

BE IT RESOLVED, the Aitkin County Board of Commissioners hereby sets the license fee for Temporary On-Sale Liquor at \$50.00.

Bobbie Danielson, Human Resources Director discussed the following with the Board:

**AGREEMENT
BETWEEN
U OF MN AND
AITKIN COUNTY**

**2019 PROPOSED
BUDGET**

**RESOLUTION
20181211-086
TEMPORARY
ON-SALE
LIQUOR
LICENSE**

HR DIRECTOR

- 2019-2020 Teamsters Licensed Essential Unit Agreement
- 2019-2020 Teamsters Non-Licensed Essential Unit Agreement
- 2019 Non-Union Wage Scale & Within Range Movement
- 2019 PEIP Health Insurance Rates
- 2019 Elected Officials Salaries
- 2019 Commissioners Salaries

Action taken:

Motion by Commissioner Wedel, seconded by Commissioner Niemi and carried, all members present voting yes to ratify 2019-2020 Teamsters Licensed Essential Unit Agreement as presented and authorize staff signatures.

Motion by Commissioner Pratt, seconded by Commissioner Niemi and carried, all members present voting yes to ratify 2019-2020 Teamsters Non-Licensed Essential Unit Agreement and authorize staff signatures.

Motion by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to adopt the 2019 non-union wage scales as presented, and authorize 3% within range movement, not to exceed the scale maximum on January 1, 2019.

Motion by Commissioner Pratt, seconded by Commissioner Niemi and carried, all members present voting yes to authorize the employer’s PEIP contribution rates, HSA contributions, and waiver rates as presented, effective January 1, 2019.

Motion for a resolution by Commissioner Niemi, seconded by Commissioner Wedel and carried, all members present voting yes to adopt resolution – 2019 elected Officials Salaries:

BE IT RESOLVED, the Aitkin County Board of Commissioners set the 2019 salaries of Aitkin County Elected Officials at:

County Auditor, Kirk Peysar	\$ 91,690.58
County Treasurer, Lori Grams	\$ 78,760.75
County Recorder, Michael Moriarty	\$ 70,736.72
County Sheriff, Daniel Guida	\$ 98,000.00
County Attorney, Jim Ratz	\$123,676.45

These salaries are based upon responsibilities of the office, duties, skills, qualifications, experience, and performance.

Motion for a resolution by Commissioner Pratt, seconded by Commissioner Niemi and carried, all members present voting yes to adopt resolution – 2019 Commissioners Salaries:

BE IT RESOLVED, the Aitkin County Board of Commissioners set the 2019 County Commissioner’s salary at \$31,311.86. Commissioners are not eligible to receive per diems from Aitkin County. Per diems may be accepted from other organizations in accordance with the law and the Aitkin County Code of Ethics.

**2019-2020
TEAMSTERS
LICENSED
ESSENTIAL UNIT**

**2019-2020
TEAMSTERS
NON-LICENSED
ESSENTIAL UNIT**

**2019 NON-UNION
WAGES**

**2019 HEALTH
INSURANCE &
HSA RATES**

**RESOLUTION
20181211-087
2019 ELECTED
OFFICIALS
SALARIES**

**RESOLUTION
20181211-088
2019
COMMISSIONER
SALARIES**

Motion by Commissioner Wedel, seconded by Commissioner Pratt and carried, all members present voting yes to approve Separation Agreement between Jeannine Hill (Employee) and Aitkin County (Employer), as presented.

SEPARATION AGREEMENT

The Board discussed: AMC Annual Conference, ECRL, McGregor Airport, MRC, Economic Development, NRAC, HHS Advisory, Facilities, Historical Society, Aitkin Airport, NCLUCB, Meet & Confer Mtg., and MHB/Soil & Water/BWSR Mtg.

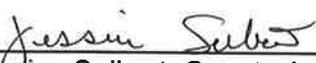
BOARD DISCUSSION

Motion by Commissioner Wedel seconded by Commissioner Pratt and carried, all members present voting yes to adjourn the meeting at 5:20 p.m. until Tuesday, December 18, 2018 at 9:00 a.m., at the Aitkin Public Library.

ADJOURN



Anne Marcotte, Board Chair
Aitkin County Board of Commissioners



Jessica Seibert, County Administrator