

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED June 11, 2024

By Commissioner: Sample

20240611-081

Accept Donation – AOES

WHEREAS, Aitkin County is generally authorized to accept donations of real and personal property with a 2/3 majority vote pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens.

WHEREAS, the following persons and entities have offered to contribute the cash amounts set forth below to the county:

Aitkin Chapter of the Order of the Eastern Star \$500.00

WHEREAS, the terms or conditions of the donations, if any, are as follows:

Aitkin Chapter of the Order of the Eastern Star Aitkin County Sheriff's Office

WHEREAS, all such donations have been contributed to the county for the benefit of its citizens, as allowed by law.

NOW THEREFORE BE IT RESOLVED, the Aitkin County Board of Commissioners finds that it is appropriate to accept the donations offered.

Commissioner Leiviska seconded the adoption of the resolution and it was declared adopted upon the following vote

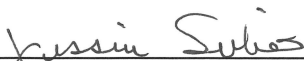
FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

I, Jessica Seibert, County Administrator, Aitkin County, Minnesota do hereby certify that I have compared the foregoing with the original resolution filed in the Administration Office of Aitkin County in Aitkin, Minnesota as stated in the minutes of the proceedings of said Board on the 11th day of June 2024, and that the same is a true and correct copy of the whole thereof.

Witness my hand and seal this 11th day of June 2024



Jessica Seibert
County Administrator

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED June 11, 2024

By Commissioner: Sample

20240611-082

2024 State of Minnesota Federal Boating Safety Supplemental Patrol Grant Agreement

BE IT RESOLVED, that the Aitkin County Board of Commissioners approve the Fiscal Years 2024 State of Minnesota Federal Boating Safety Supplemental Grant Agreement on file in the Office of the County Auditor and authorize the Aitkin County Sheriff's Office, County Board Chair and County Administrator to sign the agreement in the amount of \$5,500.00 for the term of May 10, 2024 to September 2, 2024.

Commissioner Leiviska seconded the adoption of the resolution and it was declared adopted upon the following vote

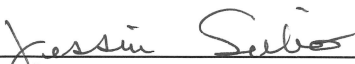
FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

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Jessica Seibert
County Administrator

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ADOPTED June 11, 2024

By Commissioner: Sample

20240611-083

County On, Off and Sunday Sale Liquor License – Ty & C, LLC

NOW THEREFORE BE IT RESOLVED, the Aitkin County Board of Commissioners agrees to approve the following new liquor license for a period of June 11, 2024 - December 31, 2024:

“ON, OFF AND SUNDAY” Sale:

Application for new County On, Off and Sunday Sale Liquor License for Ty & C, LLC dba Fireside Inn located at 415 Meadow Dr McGregor, MN 55760 - Jevne Township

Commissioner Leiviska seconded the adoption of the resolution and it was declared adopted upon the following vote

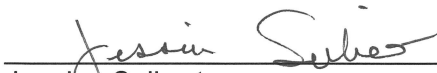
FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
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Jessica Seibert
County Administrator

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED June 11, 2024

By Commissioner: Sample

20240611-084

Brown Residential Road Easement

WHEREAS, Shane Brown of 55 5th Avenue N.W., Forest Lake MN 55025, made application to obtain a Residential Road Easement for access to his property located in Section 33, Township 44, Range 23 (PID# 25-0-053200) across the following described County lands, to wit:

An easement lying over and across that part of the former right of way of the Soo Line Railroad Company's so-called Brooten to Superior branch line in Aitkin County, Minnesota, which lies within the East 66.00 feet of the Northwest Quarter of the Northeast Quarter (NW1/4-NE1/4), Section 33, Township 44, Range 23, said Aitkin County, Minnesota.

WHEREAS, Said applicant will be charged a two thousand forty-six dollar (\$2,046.00) fee as appraised by the County Land Commissioner, and

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

NOW THEREFORE, BE IT RESOLVED, That pursuant to Minnesota Statutes, Section 282.04, Subd. 4, the County Auditor be and is hereby authorized to issue to Shane Brown, his heirs and assigns, a perpetual crossing easement to use said strip of land, if consistent with the law as in the special conditions set forth herein, over and across the before mentioned legal descriptions.

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

1. 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.
2. 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.
3. 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.
4. 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.

5. All Federal, State, and local laws, ordinances rules, and regulations regarding wetlands, construction of road, placement of fill material, and disposal of excavated material shall be followed and are the responsibility of the grantee.
6. Upon termination of this easement, the grantee shall promptly remove all lines, wires, poles and other personal property and restore said lands to proper condition at no cost to the lessor. If the lessee fails to do so within 60 days of termination, the lessor shall have the right to remove said personal property and restore said land in which event the lessee shall promptly reimburse the lessor for all costs incurred plus 15%.
7. Any land survey markers or monuments disturbed, moved or destroyed during the construction or maintenance of this easement area shall be replaced and restored at the expense of the applicant. If not replaced or restored by the applicant, the County may restore said monument and the applicant shall be responsible for all costs of said replacement and restoration plus 15%.

Commissioner Leiviska seconded the adoption of the resolution and it was declared adopted upon the following

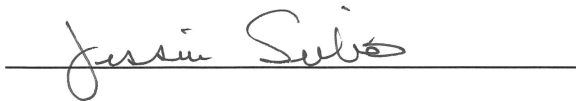
FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

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Jessica Seibert
County Administrator

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ADOPTED June 11, 2024

By Commissioner: Sample

20240611-085

Temporary On Sale Liquor License – Isle Lion’s Club

Motion by Commissioner Sample, seconded by Commissioner Leiviska and carried, all members voting yes to approve the following Temporary **On-Sale Liquor License (Strong Beer)** for August 31, 2024 through September 2, 2024.

ON Sale:

Isle Lions Club – Williams Township – 15489 180th Avenue Finlayson, MN 55735

Commissioner Leiviska seconded the adoption of the resolution and it was declared adopted upon the following vote

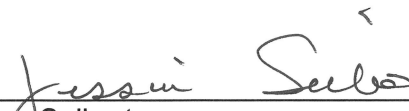
FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
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County Administrator

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ADOPTED June 11, 2024

By Commissioner: Sample

20240611-086

Direct Sale of Tax-Forfeited Land to Phillip Gerber

WHEREAS, Phillip Gerber has requested to purchase the following tax-forfeited parcels:

Parcels 57-1-088400 (.18 acres) and 57-1-088500 (.12 acres) described as Quadna Mountain Vacation Club First Addition Outlots A and B in Section 26, Township 52, Range 26.

WHEREAS, on October 24, 2023 the Aitkin County Board of Commissioners passed a motion for the Land Commissioner to seek special legislation to allow for the private sale of these two parcels.

WHEREAS, the 2024 Minnesota State Legislature enacted legislation during the Regular Session, Chapter 116, H.F. No 3911, Article 8, Section 7 which permits the direct sale of these tax forfeited lands,

THEREFORE, BE IT RESOLVED, that the Aitkin County Board of Commissioners authorizes the Land Commissioner's Office to proceed with the sale of such lands.

BE IT FURTHER RESOLVED, that the lands exchanged are subject to zoning ordinances adopted by the County Board and that all lands are subject to highway and utility easements.

Commissioner Westerlund seconded the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

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Jessica Seibert
County Administrator

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED June 11, 2024

By Commissioner: Sample

20240611-087

Direct Sale of Tax-Forfeited Land to Charles and Mary Ann Wark

WHEREAS, Charles and Mary Ann Wark have requested to purchase the following tax-forfeited parcel:

Parcel 56-1-118100 (.28 acres) described as Knox Irregular Lots, Lot 3 as in Doc 351384 in Section 25, Township 47, Range 27.

WHEREAS, on October 24, 2023 the Aitkin County Board of Commissioners passed a motion for the Land Commissioner to seek special legislation to allow for the private sale of this parcel.

WHEREAS, the 2024 Minnesota State Legislature enacted legislation during the Regular Session, Chapter 116, H.F. No 3911, Article 8, Section 7 which permits the direct sale of this tax forfeited parcel,

THEREFORE, BE IT RESOLVED, that the Aitkin County Board of Commissioners authorizes the Land Commissioner's Office to proceed with the sale of such land.

BE IT FURTHER RESOLVED, that the land exchanged is subject to zoning ordinances adopted by the County Board and that all lands are subject to highway and utility easements.

Commissioner Westerlund seconded the adoption of the resolution and it was declared adopted upon the following vote

FOUR MEMBERS PRESENT

All Members Voting Yes

**STATE OF MINNESOTA}
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Jessica Seibert
County Administrator

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ADOPTED June 11, 2024

By Commissioner: Westerlund

20240611-088

**AITKIN COUNTY ORDINANCE REGULATING THE SALE, PROCUREMENT, AND POSSESSION OF
TOBACCO AND RELATED DEVICES**

WHEREAS, current ordinance was last updated in 2006; and

WHEREAS, current ordinance language does not align with Federal Law, State Law, and best practices; and

WHEREAS, the Aitkin County Board of Commissioners recognizes that the sale of commercial tobacco, tobacco-related devices, electronic delivery devices, and nicotine or lobelia delivery products to persons under the age of 21 years are violations of both State and Federal laws; and

WHEREAS, studies have shown that 90% of people who smoke begin smoking before they have reached the age of 18 years, and that almost no one starts smoking after age 25; and

WHEREAS, because marketing analysis, public health research, and commercial tobacco industry documents reveal that tobacco companies have used menthol, mint, fruit, candy, and alcohol flavors as a way to target youth and young adults and that the presence of such flavors can make it more difficult to quit; and because studies show that youth and young adults are especially susceptible to commercial tobacco product availability, advertising, and price promotions at tobacco retail environments; and

WHEREAS, smoking has been shown to be the cause of several serious health problems which subsequently place a financial burden on all levels of government; and

WHEREAS, this ordinance is intended to regulate the sale, procurement, and possession of commercial tobacco, tobacco-related devices, electronic delivery devices, nicotine, or lobelia delivery products for the purpose of enforcing and furthering existing laws, to protect youth and young adults against the serious effects associated with use and initiation, to further the official public policy of the State of Minnesota in regard to preventing young people from starting to smoke as stated in Minn. Stat. Sec., 144.391 as it may be amended from time to time;

NOW THEREFORE BE IT RESOLVED, that the Aitkin County Board of Commissioners does hereby authorize the amendments to the Aitkin County Ordinance Regulating the Sale, Procurement, and Possession of Tobacco and Related Devices.

Commissioner Leiviska seconded the adoption of the resolution and it was declared adopted upon the following vote

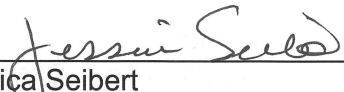
FOUR MEMBERS PRESENT

3 Members Voting Yes, Sample Voting No

STATE OF MINNESOTA}
COUNTY OF AITKIN}

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