

**CHISAGO COUNTY  
BOARD OF COMMISSIONERS  
OFFICIAL PROCEEDINGS  
Wednesday, August 17, 2016**

The Chisago County Board of Commissioners met in regular session at 6:30 p.m. on Wednesday, August 17, 2016 at the Chisago County Government Center with the following Commissioners present: Greene, McMahon, Montzka, Robinson, Walker. Also present: Assistant County Attorney Kristine Nelson Fuge, County Administrator Bruce Messelt, and Clerk of the Board Chase Burnham.

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

Commissioner Montzka offered a motion to approve the agenda. Motion seconded by Greene and upon a vote being taken thereon, the motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

The Chair opened the Road and Bridge Committee of the Whole at 6:30 p.m.

The Board was given updates on the following current projects of the Public Works Department from Highway Engineer Joe Triplett; Design Updates, Township Sign Program, Project Updates, 2020-2021 HSIP Solicitation, County Road Safety Update, Sunrise Prairie Trail, CSAH 24 Speed Limit Study. *No action was taken.*

On motion by Greene, seconded by Montzka, the Board moved the 1-3 to the Consent Agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

At 6:43 p.m. the Chair closed the Road and Bridge Committee of the Whole.

On motion by McMahon, seconded by Greene, the Board moved to approve the Consent Agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

- 1.) Accept County Engineer's Report
- 2.) R&B Committee Recommendation: Award and Approval of CP 13-08-16 Resurfacing Project on CSAH 8
- 3.) R&B Committee Recommendation: Award and Approval of CP 13-MP-16 Pavement Maintenance Project
- 4.) Approve Minutes from August 3, 2016 County Board Meeting
- 5.) Authorize Payment of the County's Warrants and Miscellaneous Bills
- 6.) Sale of a Parcel of Tax Forfeited Land to Chisago City for the Appraised Value

---

**RESOLUTION NO. 16/0817-1**  
**SALE OF PARCEL OF TAX FORFEITED LAND TO CHISAGO CITY FOR APPRAISED VALUE**

**WHEREAS**, the City of Chisago City meets the requirements of M.S. 282.01, subdivision 1a, paragraph b, as a local government subdivision;

**WHEREAS**, the City of Chisago City by resolution has requested to purchase tax forfeited parcel 13.00648.10 at the appraised values pursuant to M.S. 282.01, subdivision 1a, paragraph b.

**NOW, THEREFORE, BE IT RESOLVED** that the Chisago County Board of Commissioners approve the purchase by the City of Chisago City of tax forfeited parcel 13.00648.10 for \$20,000 plus related fees and costs.

---

Environmental Services and Zoning Director Kurt Schneider updated the Board on the activities of the Environmental Services Department; Board of Adjustment Update, Planning Commission Update, July Construction Update, SIRT Update, Ditch Grant and Buffer Laws, Trust for Public Land. *No action was taken.*

On motion by McMahon, seconded by Walker, the Board moved to accept the Environmental Service Director's Report, approve the resolution supporting and developing U.S. Bicycle Route 41, approve the State of Minnesota Grant Contract GMRPTC 16-13, Sunrise Prairie Regional Trail Grant, approve the State of Minnesota Grant Contract #GMC-16-07, Swedish Immigrant Regional Trail Grant, the Clay Ryberg "Ryberg Acres" preliminary plat at 39889 Quinlan Avenue and the Trent Johnson "Golden Acres" preliminary plat at 34140 Quinton Avenue. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

---

**RESOLUTION NO. 16/0817-2**  
**A RESOLUTION OF CHISAGO COUNTY STATING ITS SUPPORT TO DEVELOP AND IMPLEMENT U.S.BICYCLE ROUTE 41**

**WHEREAS**, bicycle tourism is a growing industry in North America, presently contributing approximately \$47 billion dollars a year nationally to the economies of communities that provide facilities for said tourism; and

**WHEREAS**, the American Association of State Highway and Transportation Officials (AASHTO) has designated a corridor connecting Saint Paul, to Grand Portage State Park, via Duluth, to be developed as United States Bike Route 41; and

**WHEREAS**, the Minnesota Department of Transportation has convened several public open houses and offered online public comment opportunities throughout the corridor to gather information and review route alternatives; and

**WHEREAS**, the Minnesota Department of Transportation in cooperation with road and trail authorities have proposed a specific route to be designated as United States Bike Route 41, a map of which is herein incorporated into this resolution by reference; and

**WHEREAS**, the proposed United States Bike Route 41 traverses through Chisago County and is expected to complement and align with the Chisago County Sunrise Prairie Regional Trail and provide a benefit to local residents and businesses; and

**WHEREAS**, the Minnesota Department of Transportation will continue to maintain statewide mapping and information regarding United States Bike Route 41, convene meetings and facilitate resolving issues and future alignment revisions within the State,

**WHEREAS**, the Chisago County has duly considered said proposed route and determined it to be a suitable route through the County and desire that the route be formally designated so that it can be appropriately mapped and signed, thereby promoting bicycle tourism locally and throughout Minnesota along the corridor.

**NOW THEREFORE IT IS HEREBY RESOLVED** by the County hereby expresses its approval and support for the development of United States Bike Route 41 and requests that the appropriate government officials take action to officially designate the route accordingly as soon as possible.

---

On motion by Greene, seconded by McMahon, the Board moved to accept the end-of-July financial report and to approve a Change Order of \$10,816.00 with Thelen Heating and Roofing, Inc. for procurement and installation of Air Flow Measuring Stations for the Public Safety Center. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

On motion by McMahon, seconded by Montzka, the Board moved to approve the ECRL 2017 Budget, pursuant to the requirements of the governing Joint Powers Agreement. The motion **carried** as follows: **IN FAVOR THEREOF:** McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

On motion by Montzka, seconded by McMahon, the Board moved to approve and execute the Grant Agreement and approve the Resolution authorizing acceptance of the State of Minnesota Office of Justice Programs Grant by Chisago County Attorney and the Victim Services Program. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

---

**RESOLUTION NO. 16/0817-3**  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE STATE OF MINNESOTA, OFFICE OF JUSTICE PROGRAMS (OJP) GRANT BY THE CHISAGO COUNTY ATTORNEY AND VICTIM SERVICES PROGRAM**

**WHEREAS**, Chisago County, on behalf of the Chisago County Attorney, has applied for Victim Services Grant funds available through the State of Minnesota, Department of Public Safety, Office of Justice Programs, to support the statutorily mandated services, pursuant to Minn. Stat. 611A.

**NOW, THEREFORE BE IT RESOLVED**, by the Chisago County Board of Commissioners, Chisago County, Minnesota, as follows:

1. That Chisago County, for and on behalf of the Chisago County Attorney and the Victim Services Program, hereby approves and authorizes the receipt of grant funds, effective from the execution of the Grant Acceptance through September 30, 2017. The receipt of funds shall be for the operation of the Victim Services Program, consistent with State statutes and the guidelines implemented by OJP.

That the Chisago County Attorney, Janet Reiter, and/or Victim Services Coordinator, Wendy Stenberg, is authorized to execute and accept the grant award and the Victim Services Coordinator and/or the County Attorney are authorized to sign any subsequent amendment or agreement that may be required by the State of Minnesota to access the resources, systems or tools available pursuant to that grant award.

---

On motion by McMahon, seconded by Montzka, the Board moved to approve the Multi-Agency Law Enforcement Joint Powers Agreement (JPA) for Minnesota Internet Crimes Against Children (ICAC) on behalf of the Chisago County Attorney's Office. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

At 7:00 p.m. the Chair opened Citizen Forum. 1 Citizens spoke; the Chair closed Citizen Forum at 7:01 p.m.

On motion by McMahon, seconded by Montzka, the Board moved to approve and adopt the Findings of Fact, Conclusions of Law and Recommendations of the Office of Administrative Hearing's regarding "In the Matter of the Potentially Dangerous Dog of Steven F. Skoglund; and to require the dog owner, Skoglund to: (1) Arrange for the Dog to be Microchipped; (2) Provide proof of vaccinations; (3) Post Notice of presence of Potentially Dangerous Dog at the front and back of property; (4) Successfully complete an approved dog obedience class; (5) Maintain the potentially dangerous dog in an approved enclosure or leash/chain not to exceed 10 feet. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson **OPPOSED:** Walker.

On motion by Montzka, seconded by Greene, the Board moved to authorize the Chisago County MICS Director to issue purchases orders for the HVAC controls to monitor the data rooms. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

On motion by McMahon, seconded by Greene, the Board moved to approve the purchase of Microstation Software for the Public Works Department to increase plan/design production. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

On motion by McMahon, seconded by Montzka, the Board moved to approve by Resolution and authorize the Chisago County Sheriff's Office to enter into agreement with the Department of Public Safety, Office of Traffic Safety, to participate in promoting the safety of public roadways by enforcement in the Toward Zero Deaths Enforcement (TZD) grant. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

---

**RESOLUTION NO. 16/0817-4**  
**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT**  
**BY CHISAGO COUNTY SHERIFF'S OFFICE**  
**FOR TZD ENFORCEMENT PURPOSES**

**WHEREAS**, the Minnesota Department of Public Safety (DPS), Office of Traffic Safety (OTS) has a mandate to promote the safety of those who use public roadways. The National Highway Traffic Safety Administration (NHTSA) provides federal funding to the OTS to design and implement public education and traffic law enforcement programs to fulfill this mandate. The OTS and NHTSA seek to support traffic safety interventions that have been proven to reduce deaths and severe injuries caused by motor vehicle crashes. The OTS is committed to funding projects that have identified traffic safety problems with proposed enforcement strategies likely to alleviate those problems;

**WHEREAS**, Minnesota uses an interdisciplinary approach by teaming up the 4 Es of enforcement, engineering, education and emergency medical and trauma services to implement these strategies. This traffic safety program, called Toward Zero Deaths (TZD) works to create a safe driving culture in Minnesota in which motorists support a goal of zero road fatalities by practicing and promoting safe and smart driving behavior;

**WHEREAS**, research has consistently shown enforcement efforts alone do not have a lasting effect on driver behavior if the majority of the public is not aware of them. Combining increased enforcement with public awareness has been found to result in long-lasting improvements in driver behavior. By increasing the number of arrests and raising the perceived risk of arrest, compliance with laws is increased; and

**WHEREAS**, DPS/OTS is seeking participation from law enforcement agencies to conduct a highly visible, well publicized traffic safety enforcement program funded by TZD grants from the State of Minnesota to fund the overtime enforcement costs to address all traffic safety issues with an emphasis on impaired driving, occupant protection, speed and distracted driving;

**NOW THEREFORE**, be it resolved that the Chisago County Sheriff's Office enter into a grant agreement with the Minnesota Department of Public Safety, for traffic safety enforcement projects during the period from October 1, 2016 through September 30, 2018.

**BE IT FURTHER RESOLVED** that the Chisago County Sheriff's Office is hereby authorized to execute such agreements and amendments as are necessary to implement the project on behalf of Office and to be the fiscal agent and administer the grant.

---

On motion by McMahon, seconded by Montzka, the Board moved to approve the Board resolution approving the Chisago County 2017 Preliminary Levy and Annual Budget, as presented at tonight's meeting; to include;

- A 2017 Preliminary County Levy of \$33,528,602
- A 2017 Preliminary County Budget with Expenditure of \$63,479,967
- Establishment of Wednesday, December 7<sup>th</sup>, 2016 at 7:00 p.m. as the date and time required for public review of and comment on the proposed 2017 Levy and Annual Budget

The motion **carried** as follows: **IN FAVOR THEREOF:** McMahon, Montzka, Robinson **OPPOSED:** Walker.

---

**RESOLUTION NO. 16/0817-5  
ADOPTING THE CHISAGO COUNTY  
PRELIMINARY BUDGET AND LEVY FOR 2017**

**WHEREAS**, pursuant to Minn. Stat. Sec. 275.065, the Chisago County Board of Commissioners must certify to the County Auditor the proposed tax levy for taxes; and

**NOW BE IT RESOLVED**, that the Chisago County Board of Commissioners have moved to adopt the recommended preliminary Gross Levy for 2017 of \$33,528,602, a 3.32% increase over the 2016 levy, with overall 2017 expenditures of \$63,479,967;

**NOW THEREFORE BE IT FURTHER RESOLVED**, that the Chisago County Board of Commissioners hereby establishes Wednesday, December 7<sup>th</sup>, 2016 at 7:00 PM as the date and time for public review of and comment on the proposed 2017 Levy and Annual Budget.

---

County Administrator Bruce Messelt provided the following Administrator updates: MCIT Training Sessions Information, Block Grants for HHS, 44 Counties Opted out of State Auditor Audits, Solar Updates. *No action was taken.*

Several Commissioners offered reports of their respective committee assignments.  
*No action was taken.*

On motion by McMahon, seconded by Greene, the Board adjourned the meeting at 8:43 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Greene, McMahon, Montzka, Robinson, Walker **OPPOSED:** None.

---

Mike Robinson, Chair

Attest: \_\_\_\_\_  
Chase Burnham  
Clerk of the Board