

Chairman Tellinghuisen called the meeting to order at 9:00 a.m., with the following members present: Commissioners Wilhelm, Reynolds, Oslin, and Peterson. The Pledge of Allegiance was recited.

Six requests were added to the agenda:

- Approval of Family Ties Social Worker Addendum;
- Approve Amended Jail Food Service Contract;
- Approve Facility Key Control Solution;
- Approve Cancellation of the Winter Maintenance Agreement with the City of Princeton;
- Closed Session Meeting to Discuss Freedom of Information Act Litigation;
- Closed Session Meeting to Discuss Tribal Litigation.

Cmsr Oslin motioned to accept the agenda as amended; Cmsr Reynolds seconded. Motion carried.

Cmsr Tellinghuisen removed 4.9 from the consent agenda.

CONSENT AGENDA

A motion was made by Cmsr Wilhelm, seconded by Cmsr Peterson, to approve the following consent agenda items:

- Approve 2/5/19 County Board Meeting Minutes;
- Review of Auditor's Warrants;
- Approve Payment to Counsel for Legal Services;
- Approve Grant Application for 2019 Free Car Seat Program;
- Approve Out-of-State Travel;
- Request by Edward Silker for Refund of Permit Fees Paid;
- Approve Hire of a Part Time Custodian;
- Approve Hire of a Temporary Law Clerk;
- Approve E-Z Disposal Solid Waste Hauler License Application;
- Information Only: January 2019 Jail Performance Report.

Motion carried.

AUTHORIZE AMENDMENT #01 TO MNDOT PARTNERSHIP AGREEMENT #1003117

Cmsr Tellinghuisen had questions on the pavement preservation test sections on CSAH 8 on what they have learned and the final outcome. County Engineer Bruce Cochran reviewed they have collected data on the different approaches and are looking to continue to collect data through the new agreement ending May 22, 2021. The current agreement expired January 31, 2019. Cmsr Reynolds motioned to approve the amendment #01 to MnDOT Partnership Agreement #1003117; Cmsr Oslin seconded. Motion carried.

MILLE LACS COUNTY 4-H PROGRAM COORDINATOR

Susanne Hinrichs from the University of Minnesota Extension introduced the new 4-H Program Coordinator Amber Sixberry for Mille Lacs County. Amber has been working with youth in her previous roles at Central MN Jobs and Training. Amber is passionate about working with youth and volunteers. There is a planned open house for volunteers and 4-H members to meet Amber on Monday, February 25, 2019 at 5 p.m. at the Historic Court House. Cmsr Tellinghuisen welcomed Amber to Mille Lacs County on behalf of the County Board.

2018 PRESENTATION OF MEDICAL EXAMINER REPORT

Medical Examiner Dr. Quinn Strobl presented the 2018 Medical Examiner's report to the County Board. There were 209 cases in 2018, 170 cremations approved, 6 autopsies, 3 homicides, and 6 suicides. There was a decrease in substance abuse related deaths from 2017. In 2017 there were 13 deaths and in 2018 there were 3. Discussion took place on the types of substances found in the substance abuse cases and reason for the decline in deaths.

ADOPT THE ADA TRANSITION PLAN FOR PUBLIC RIGHTS-OF-WAY

County Engineer Cochran reviewed the ADA Transition plan is required for future Federal funding. The County hired Bolton & Menk to complete the plan for the County. Bolton & Menks Pete Lemke presented the plan and what the plan does. In 1990 the Americans with Disabilities Act was signed into

law and the main focus, in the beginning, was around buildings and has moved into roads. The plan is a self-evaluation of sidewalks, pedestrian ramps, cross walks, traffic signals, and policies and procedures of Mille Lacs County. The plan is over the next 20 years to make improvements to meet today's standards. Cmsr Oslin motioned to adopt the ADA Transition Plan for Public Right-of-Way; Cmsr Reynolds seconded. Motion carried.

CONSIDER APPLICATION OF RTP GRANT

Environmental Resources Manager Dillon Hayes discussed the Mille Lacs Driftskippers are seeking to construct a bridge over the Thaines River as part of the extension project of the Soo Line Trail. This provides trail access from the Soo Line Trail to businesses on the east side of Mille Lacs Lake and the Northwoods ATV Trail Project. The Mille Lacs Driftskippers are requesting Mille Lacs County to serve as the fiscal agent for the Recreation Trail Program (RTP) grant they would like to apply for. The County would provide funding upfront and be reimbursed by the grant. Cmsr Wilhelm motioned to approve the resolution for the RTP grant application with Mille Lacs County to serve as applicant and fiscal agent; Cmsr Peterson seconded. Cmsr Oslin abstained. Motion carried.

*Board of County Commissioners
Mille Lacs County, Minnesota
Resolution No.: 2-19-19-01*

A RESOLUTION REGARDING FEDERAL RECREATIONAL TRAIL PROGRAM GRANT APPLICATION

WHEREAS, the Mille Lacs County supports the grant application made to the Minnesota Department of Natural Resources for the Federal Recreational Trail Program. The application is to construct the Thaines River Bridge, and

WHEREAS, the Mille Lacs County recognizes that the Mille Lacs DriftSkippers have secured \$32,500 in local cash matching funds for this project and must provide a twenty-five percent (25%) cash match.

NOW, THEREFORE, BE IT RESOLVED, that if Mille Lacs County is awarded a grant by the Minnesota Department of Natural resources, Mille Lacs County agrees to accept the grant award, and may enter into an agreement with the State of Minnesota for the above referenced project. Mille Lacs County will comply with all applicable laws, environmental requirements and regulations as stated in the grant agreement, and

BE IT FURTHER RESOLVED that the applicant has read the Conflict of Interest Policy contained in the Trail Program Grant Manual and certifies it will report any actual, potential, perceived, or organizational conflicts of interest upon discovery to the state related to the application or grant award.

BE IT FURTHER RESOLVED, the Mille Lacs County Board of Commissioners names the fiscal agent for the Mille Lacs County for this project as: Philip Thompson, County Auditor-Treasurer

CONSIDER APPROVAL OF THE JD1A JOINT POWERS AGREEMENT

Environmental Resources Manager Hayes reviewed with the County Board on July 17, 2018 the Board initiated redetermination proceedings for County Ditch 1. It was determined that the ditch would become a joint ditch with Sherburne County. The Sherburne County Attorney drafted a joint powers agreement. The Mille Lacs County Attorney's office has reviewed and supports the establishment of Joint Ditch 1A. Environmental Resources Manager Hayes reviewed MN Statute 103E.235 requires the boards of the affected counties to meet jointly to establish a joint drainage authority and staff is not aware of other counties utilizing a joint powers agreement for the administration of the joint ditch system. County Attorney Joe Walsh has had discussions with the County Attorney of Sherburne County and they agree a joint powers agreement does more than and defines duties of each County. Cmsr Wilhelm motioned to approve the Joint Powers Agreement on Joint Ditch 1A; Cmsr Reynolds seconded. Motion carried.

APPROVE SIX LOCAL OPTION ABATEMENT AND CREDITS

County Assessor Al Heim reviewed the six parcels for local option abatement and credits. The parcels and owners are 05-005-2500 Conrad Kellermann, 07-033-0800 Keith Anson, 08-920-0250 Jean Giller, 11-035-1500 Kelly Iaquinto and Stacie Lansing, 14-005-1500 Matthew Treno, and 19-004-5000 Amber Marotte. Cmsr Wilhelm motioned to approved Local Option Abatement and Credits; Cmsr Oslin seconded. Motion carried.

APPROVE PURCAHSE OF CANON TX-3000 MFP T-36

Technology Service Manager Mike Virnig reviewed the request to purchase a Canon TX-300 MFP T-36 to replace the KIP 3100 large format scanner/printer. The KIP 3100 has reached end of life and no longer able to purchase parts for it. It still functions and will be moved to the Technology Services office to be used as a backup machine. Cmsr Peterson motioned to approve the purchase of the Canon TX3000 MFP T-36 from ARC Imaging Resources; Cmsr Wilhelm seconded. Motion carried.

CONSIDER ENTERPRISE FLEET MANAGEMENT

County Administrator Oman reviewed the County has been working with Enterprise Fleet Management on a fleet management system. Enterprise has presented to the Board and the Board has had presentations at AMC meetings. Enterprise will sell the County's current vehicles that will be replaced with leased vehicles in year 1. The proceeds from the sale would be applied towards the lease. Enterprise has recommended the Jeep Compass for the County fleet vehicles and working with Public Works on building the trucks. Discussion took place on the type of vehicles for the fleet, the agreements with Enterprise, and fleet gas cards. Cmsr Wilhelm motioned to approve the agreement with Enterprise Fleet Management pending County Attorney review and additional review of the vehicle for the fleet; Cmsr Oslin seconded. Motion carried.

APPROVAL OF FAMILY TIES SOCIAL WORKER ADDENDUM

Community and Veteran's Service Director Beth Crook reviewed the addendum to the Memorandum of Understanding for Family Ties Social Work Services. The addition of classification of school official which allows the family ties worker to be considered a school employee. Cmsr Peterson motioned to approve the addendum to the Memorandum of Understanding for Family Ties Social Work Services; Cmsr Oslin seconded. Motion carried.

APPROVE AMENDED JAIL FOOD SERVICE CONTRACT

Jail Administrator Bradley Hunt reviewed the Jail Food Service Contract with the Board. The price increase is 5%. There was no increase in 2018. Cmsr Wilhelm motioned to approve the Jail Food Service Amendment Number Five Contract; Cmsr Reynolds seconded. Motion carried.

APPROVE FACILITY KEY CONTROL SOLUTION

Jail Administrator Hunt discussed the upgrade to the Jail's Key Control system based on the requirements of the Department of Corrections (DOC). The current system is a hand out system from one officer to another. The new system would be a lock box with a check in/out system. There would be one located within the Jail and the Sheriff's office. Staff would enter in their personal access information when they check out a key. Cmsr Wilhelm motioned to approve the Key Control Module for the Jail and Sheriff's Office; Cmsr Oslin seconded. Motion carried.

APPROVE CANCELLATION OF THE WINTER MAINTENANCE AGREEMENT WITH THE CITY OF PRINCETON

Public Works Director Holly Wilson reviewed the City of Princeton made a motion at their December 13, 2018 City Council meeting to no longer remove snow from the county streets once the agreed amount has been repaid by the County. Staff recommends the County Board formally cancel the Winter Maintenance Agreement with the City of Princeton. A meeting is scheduled for Thursday, February 17, 2019 with the City to discuss plowing. County Administrator Oman, Public Works Director Wilson, Public Works Staff, Cmsr's Reynolds and Tellinghuisen will attend from the County. Discussion took place on the contract and what has lead up to canceling the contract. Cmsr Peterson motioned to cancel the Winter Maintenance Agreement with the City of Princeton; Cmsr Oslin seconded. Motion carried.

COMMITTEE REPORTS

Cmsr Reynolds attended the East Central Region Transportation Coordinating Council at the Milaca City Hall on February 12, 2018 with the Mayor of Milaca, TriCap Representative, and Financial Assistance Supervisor Beth VanderPlaats. At the meeting they discussed current issues and ways to improve the service.

Cmsr Peterson attended the East Central Solid Waste meeting. The new machine they purchased last year is in for repair again due to a malfunctioning piece.

Cmsr Tellinghuisen stated the East Central Regional Juvenile Center meeting was canceled due to the weather. They were able to accomplish all the tasks they needed via email.

County Administrator Oman review the AMC conference and the policy committee meetings were attended by County staff.

RECESS

A recess break was taken at 10:32 a.m. and the meeting started again at 10:37 a.m. The meeting was not closed on this break.

CLOSED SESSION MEETING TO DISCUSS FEEDOM OF INFORMATION ACT LITIGATION

Cmsr Tellinghuisen read the appropriate language for a closed session. A motion was made by Cmsr Wilhelm to close the meeting at 10:38 a.m. in accordance with M.S. 13D.05 to discuss legal issues, legal advice, and litigation strategy arising from the current lawsuit file by Mille Lacs County versus United States Department of Justice and United States Department of the Interior, Court File No. 17-cv-04863-MJD-LIB; Cmsr Reynolds seconded. Motion carried. Cmsr Oslin motioned to reopen the meeting at 10:55 a.m.; Cmsr Wilhelm seconded. Motion carried.

CLOSED SESSION MEETING TO DISCUSS TRIBAL LITIGATION

Cmsr Tellinghuisen read the appropriate language for a closed session. A motion was made by Cmsr Reynolds to close the meeting at 10:56 a.m. in accordance with M.S. 13D.05 to discuss legal issues, legal advice, and litigation strategy arising from the current lawsuit filed by the Mille Lacs Band of Ojibwe, Sara Rice, and Derrick Naumann versus Mille Lacs County in the United States District Court for the District of Minnesota, Court File No. 17-cv-5155; Cmsr Wilhelm seconded. Motion carried. Cmsr Wilhelm motioned to reopen the meeting at 11:24 a.m.; Cmsr Oslin seconded. Motion carried.

Cmsr Wilhelm motioned to adjourn the meeting at 11:25 a.m.; Cmsr Oslin seconded. Motion carried.

ATTEST:

/s/ Holly Wilson
Holly Wilson
Assistant County Administrator

/s/ Roger Tellinghuisen
Roger Tellinghuisen
County Board Chairman