

Chairman Tellinghuisen called the meeting to order at 9:02 a.m., with the following members present: Commissioners Reynolds, Wilhelm, Oslin, and Peterson. The Pledge of Allegiance was recited.

Two requests added to the agenda:

- Approve Labor Agreement with Law Enforcement Labor Services, Inc. (LELS)
- Authorize Work Session Hours

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

County Administrator Pat Oman removed one item from agenda items:

- 5.3 Removed Authorize purchase of Equipment for the Public Works Department

Cmsr Wilhelm removed 4.10 from the consent agenda.

#### CONSENT AGENDA

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

- Approve 04/16/19 County Board Meeting Minutes;
- Review Auditor's Warrants;
- Acceptance of SP 048-596-006; SP 4809-20 Roundabout – Trunk Highway 95 at County Road 157 Project;

*Board of County Commissioners  
Mille Lacs County, Minnesota  
ACCEPTANCE OF SP 048-596-006; SP4809-20  
ROUNDAABOUT AT TRUNK HIGHWAY 95  
AND COUNTY ROAD 157 (CITY OF PRINCETON)  
PWD Resolution No. 2019-5-7-19-11*

*WHEREAS, SP 048-596-006; SP 4809-20, Contract No. 201796, Roundabout at Trunk Highway 95 and County Road 157 by Knife River Corporation – North Central, 4787 Shadow Wood Drive NE, Sauk Rapids, MN 56379 in the City of Princeton at the intersection of Trunk Highway 95 and County Road 157 has been completed; original contract cost was \$1,218,747.75 and the final contract cost is \$1,165,965.19; and the County Board being fully advised,*

*NOW THEREFOR, BE IT RESOLVED, that we do hereby accept said completed project for Mille Lacs County and authorize final payment.*

- Approve and Execute the 2020-2021 Caseload Workload Grant Agreement;
- Approve and Execute the 2020-2021 REAM Grant Agreement;
- Accept Donation of Chairs by Luther Automotive Group;
- Approve Purchase of Single Shot Gas Gun and Ammunition; Including Training Rounds;
- Information Only: April Planning Commission Report;
- Information Only: Spring Load Restrictions Update;
- Approve Letter Supporting 2020 Census Count;

Motion Carried.

#### APPROVE PUBLIC WORKS BUILDING AND LAW ENFORCEMENT FACILITY STUDY

Cmsr Wilhelm voiced concerns with the study of the northern law enforcement facility as the size of law enforcement in the future has not been determined. County Administrator Pat Oman stated the study had been reviewed by the Board at a work session previously and the work had already begun based on Board consensus. Administrator Oman explained that the study is for strategic placement of the public works and law enforcement facilities, with the possibility of eliminating some existing buildings. Cmsr Peterson motioned to approve the Public Works building and Law Enforcement facility study; Cmsr Oslin seconded. Cmsrs Peterson, Oslin, Reynolds, and Tellinghuisen voted aye. Cmsr Wilhelm voted nay.

#### APPROVE LIQUOR, BEER & WINE LICENSES

Auditor-Treasurer Phil Thompson presented to the County Board a list of three (3) licenses for renewal: Military Service Association Mille Lacs Chapter; Fiddlestix Golf by Appeldoorns, LLC; and MJB Inc.

DBA as Johnson's Portside. Cmsr Wilhelm motioned to approve Liquor, Beer, & Wine Licenses; seconded by Oslin. Motion carried.

ADOPT PWD RESOLUTION NO. 2019-5-7-19-12; AUTHORIZING SIGNATURES ON MNDOT CONTRACT NO. 1032545

County Engineer Bruce Cochran reviewed with the Board that bids for the culvert replacement on County State Aid Highway 5 (SAP 048-605-015) started the process to secure funding for construction. The culvert replacement project qualifies for Local Bridge Replacement Program (LBRP) bond funds and State Aid Regular Construction funds. An agreement for use of LBRP funds is required. Cmsr. Oslin motioned to adopt PWD Resolution No. 2019-5-7-19-12; Cmsr Wilhelm seconded. Motion carried.

*Board of County Commissioners*

*Mille Lacs County, Minnesota*

*EXHIBIT E FOR GRANT AGREEMENT*

*TO STATE TRANSPORTATION FUND*

*(LOCAL BRIDGE REPLACEMENT PROGRAM)*

*GRANT TERMS AND CONDITIONS*

*SAP 048-605-15 (CSAH 5 CULVERT REPLACEMENT PROJECT)*

*PWD Resolution No. 2019-5-7-19-12*

*WHEREAS, Mille Lacs County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 48J41; and*

*WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and*

*WHEREAS, the amount of the grant has been determined to be \$116,091.00 by reason of the lowest responsible bid;*

*NOW THEREFOR, BE IT RESOLVED, that Mille Lacs County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statute, Section 174.50, Subdivision 5, Clause (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not require. The Chairman of the County Board and the County Administrator are authorized to execute a grant agreement with the Commissioner of Transportation concerning the above-reference Grant.*

EXECUTE PURCHASE AGREEMENT FOR ORV PARK PROPERTY

Environmental Resources Manager Dillon Hayes reviewed with the Board that an agreement has been reached to purchase a property in Onamia Township for the development of an ORV park. The purchase is contingent upon the completion of an appraisal and environmental review, and will be funded by the Recreation Trail Program and Grant in Aid trail program funding. Cmsr Wilhelm motioned to authorize execution of the purchase agreement for the acquisition of ORV park property; Cmsr Reynolds seconded. Motion carried.

APPROVE EAW FINDINGS AND DECLARATION RESOLUTION

Environmental Resources Manager Hayes explained to the County Board that an EAW was completed for the Fiddlestix RV & Golf Resort and that the 30-day comment period ended on April 17, 2019. Environmental Resources Manager Hayes stated that eight (8) comments were received responded to as required. Environmental Resources Manager Hayes recommended a negative declaration. Cmsr Wilhelm motioned to approve the resolution and findings of fact and record of negative declaration; Cmsr Reynolds seconded. Cmsrs Peterson, Wilhelm, Reynolds, and Tellinghuisen voted aye. Cmsr Oslin abstained. Motion carried.

*Board of County Commissioners*

*Mille Lacs County, Minnesota*

*Resolution No. 5-07-19-01*

*A RESOLUTION REGARDING DECISION ON THE NEED FOR AN EIS*

*WHEREAS, Mille Lacs County is the Responsible Government Unit (RGU) for the preparation of a mandatory Environmental Assessment Worksheet (EAW) for the Fiddlestix RV & Golf Resort ("Project") in accordance with Minnesota Rule 4410.4300 Subpart 20; and*

*WHEREAS, the 30-day comment period on the EAW ended on April 17, 2019 with eight(8) comments received and the response to the comments received are incorporated in the Findings of Fact and record of decision in accordance with Minnesota Rule 4410.10700 Subpart 3; and*

*WHEREAS, The EAW does not demonstrate that the Project has the potential for significant environmental effects” in comparison to the impacts that may be reasonably expected to occur from the project based on the criteria outlined in Minnesota Rule 4410.1700 Subpart 7; and*

*THEREFORE; BE IT RESOLVED that the Mille Lacs County Board of Commissioner hereby makes a negative declaration on the need for an Environmental Impact Statement for the Project.*

#### AUTHORIZE ABATEMENT OF SSTS VIOLATIONS

Environmental Resources Manager Dillon Hayes explained to the County Board that Minnesota Administrative Rule Chapters 7080-7083 and the Mille Lacs County Subsurface Sewage Treatment System (SSTS) Ordinance regulates the construction of and operation of SSTS. Hayes stated there are currently a number of SSTS that are considered non-compliant, and have not been upgraded with the timeline for compliance established by Ordinance. Environmental Resources Manager Hayes explained that the chosen method to enforce these violations is abatement, contracting for the construction of new systems and assessing the cost against the lands served by the non-compliant systems.

Board Chair Tellinghuisen questioned if affected property owners were notified of non-compliance. Environmental Resources Manager Hayes stated there were a minimum of 3 notices sent to each property owner. Cmsr Wilhelm asked how costs are assessed. County Attorney Joe Walsh explained there are statutory provisions and the interest rate is determined by the court. County Attorney Walsh stated the standard was to allow for a five-year payback at an interest rate of eight percent (8%). Cmsr Wilhelm motioned to approve the SSTS Abatement resolutions; Cmsr Reynolds seconded. Motion carried.

*Board of County Commissioners  
Mille Lacs County, Minnesota  
Resolution No. 5-07-19-02*

#### *ABATEMENT OF NON-COMPLIANT SUBSURFACE SEWAGE TREATMENT SYSTEMS*

*WHEREAS, pursuant to Mille Lacs County Subsurface Sewage Treatment Systems (“SSTS”) Ordinance (June 2018) (hereinafter the “Ordinance”), Mille Lacs County is charged with administering and enforcing the current Minn. Pollution Control Agency Regulations, Minn. Admin. R. 7080-7083, See also Minn. Stat. § 115.55, Minn. Stat. § 154A.01 through § 154A.08, and Minn. Stat. § 375.51, and;*

*WHEREAS, the Mille Lacs County Board of Commissioners, acting through Mille Lacs County Administrative Services Office, proposes to abate specified non-compliant SSTS which have been deemed an imminent public health threat (hereinafter referred to as Project), and;*

*WHEREAS, the Project work shall consist of retaining the services of a qualified professional to take remedial actions to upgrade or replace specified non-compliant SSTS’s when the Owner, as defined by Minn. R. § 7080.1100, Subp. 56, has failed to take remedial action, and;*

*WHEREAS, the specific land and interest that have been identified as an imminent public health threat where SSTS need abatement are described as:*

*PID #01-030-0600  
Venem/Brian G*

*S ¾ of NE of SE, Section Thirty (30), Township Thirty-seven (37), Range Twenty-Six (26), Mille Lacs County Minnesota.*

*and;*

*PID #02-021-1000  
Badow/Robert J*

*All that part of the SE ¼ of the NW ¼ of Section 21, Township 38 North, Range 26 West, described as follows, to wit: Commencing at the Southeast corner of said SE ¼ of the NW ¼ of Section 21, Township 38 North, Range 26 West, thence proceeding Northerly a distance of 498.0 feet on the East boundary line of said SE ¼ of the NW ¼ to the point of beginning of the tract to be hereinafter described and hereby conveyed; thence proceeding West at right angles a distance of 252.0 feet; thence proceeding North at right angles to the South boundary line of Minnesota T. H. #23; thence proceeding Northeasterly along said South boundary line of said T.H. #23 to its intersection with the aforementioned East boundary line of said SE ¼ of the NW ¼; thence proceeding Southerly along said boundary line to the point of beginning and there terminating, according to the United State Government Survey thereof, Mille Lacs County, Minnesota.*

*and;*

*PID #08-035-0304*

*Halverson/Charlotte % George Halverson & Kelley/Jon G*

*That part of the Southwest Quarter of the Southeast Quarter of Section 35, Township 42, Range 25, Mille Lacs County, Minnesota to be described as follows: Commencing at the Southeast corner of said SW ¼ of SE ¼; thence North on an assigned bearing along the East line of said SW ¼ of SE ¼ a distance of 385.00 feet to the actual point of beginning; thence continuing North a distance of 465.0 feet; thence West 470.0 feet; thence South 465.0 feet; thence East 470.0 feet to the actual point of beginning.*

*and;*

*PID #15-021-1300*

*Sanderson/Joseph M*

*The East Half of that part of the East Half of the Southeast Quarter of the Southeast Quarter of Section 21, Township 39, Range 27, lying South of the South line of the North 14 acres of said East Half of the Southeast Quarter of the Southeast Quarter, subject to that part thereof taken for County State Aid Highway No. 16 and for County State Aid Highway No. 19, Mille Lacs County, Minnesota.*

*and;*

*PID #17-020-2601*

*Lutz/Amy I*

*The West 331.79 feet of the East 597.45 feet of the South Half of the Southeast Quarter of the Southeast Quarter of Section 20, Township 42, Range 26, Mille Lacs County, Minnesota.*

*WHEREAS, the Mille Lacs County Board of Commissioners desires to begin construction of the Project as soon as the spring of 2019, and;*

*BE IT RESOLVED:*

- 1. The Mille Lacs County Board of Commissioners hereby authorizes the Mille Lacs County Administrative Services Office to take all reasonable and appropriate remedial actions to bring the non-compliant SSTS which have been deemed an imminent public health threat into compliance;*
- 2. The Mille Lacs County Board of Commissioners hereby authorizes up to \$125,000 to be used from the general fund to abate by upgrading or replacing specified non-compliant SSTS;*

3. *The Mille Lacs County Board of Commissioners hereby authorizes Mille Lacs County to assess all costs of abatement to the Property by levying and collecting, as a special assessment, any amounts owed plus interest in the manner provided by law to abate the hazard;*
4. *The Mille Lacs County Board of Commissioners hereby requests that the Mille Lacs County Attorney's Office file the necessary petitions to bring the specified SSTS into compliance.*

**CONSIDER REVISED TECHNOLOGY SERVICES MANAGER POSITION DESCRIPTION**

Personnel Director Holly Wilson explained to the Board the Technology Services Manager position description has been revised to more accurately outline the job duties. The position description was reviewed by the County's consultant and there is no recommended grade change. Cmsr Reynolds motioned to approve the revised Technology Services Manager position description; Cmsr Oslin seconded. Motion carried.

**PRESENTATION OF INFORMATION: PRESENTATION OF ANNUAL INDEPENDENT AUDIT FROM DAC**

Executive Director Rod Peltoma presented information to the County Board regarding the Mille Lacs County Area DAC annual update. Peltoma reviewed with the County Board the services provided by the organization. Marc Colin of Carpenter Evert & Associates, LTD presented the 2018 annual audit information and stated the Organization received a clean opinion in the auditor's report.

**APPROVE DITCH BOND RESOLUTION**

Environmental Resources Manager Hayes reviewed with the County Board that ditch bonds will be utilized to pay for tree removal projects on ditches 2, 3 and 4. Approving the resolution provides for the issuance and sale of general obligation ditch bonds in the proposed aggregate principal amount of \$1,195,000. The debt service for the bonds will be paid for by the ditch owners through annual assessments over a 23 year period. Cmsr. Wilhelm voiced his concern that CD4 is a lot of money assessed to the property owners. County Administrator Oman stated the County is catching up on ditch repairs and Environmental Resources Manager Hayes stated that delaying the repairs worsens the condition of the ditch and increases cost. Cmsr Wilhelm motioned to approve Resolution No. 5-07-19-03 providing for the issuance and sale of general obligation drainage bonds, series 2019B, in the proposed aggregate principal amount of \$1,195,000; Cmsr Peterson seconded. Motion carried.

*Board of County Commissioners  
Mille Lacs County, Minnesota  
Resolution No. 5-07-19-03*

***RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF  
GENERAL OBLIGATION DRAINAGE BONDS, SERIES 2019B, IN THE  
PROPOSED AGGREGATE PRINCIPAL AMOUNT OF \$1,195,000***

*BE IT RESOLVED* By the Board of Commissioners (the "Board") of Mille Lacs County, Minnesota (the "County") as follows:

1. ***Authorization.*** *It is hereby determined that:*
  - (a) *The County is authorized by Minnesota Statutes, Chapters 103E and 475, as amended (collectively, the "Act"), to issue general obligation bonds to finance improvements to its drainage systems. The Board has determined to undertake the construction of improvements to County Ditches No. 2, 3, and 4 in the County (the "Improvements").*
  - (b) *As authorized by the Act, contracts have been or will be let for the Improvements, and assessments have been or will be levied for the Improvements.*
  - (c) *It is necessary and expedient to the sound financial management of the affairs of the County to issue its General Obligation Ditch Bonds, Series 2019B (the "Bonds"), in the proposed aggregate principal amount of \$1,195,000, pursuant to the Act, in order to finance the Improvements.*
  - (d) *The County is authorized by Section 475.60, subdivision 2(9) of the Act to negotiate the sale of the Bonds, it being determined that the County has retained an independent*

*municipal advisor in connection with such sale. The actions of the County staff and the County's municipal advisor in negotiating the sale of the Bonds are ratified and confirmed in all respects.*

2. *Sale of Bonds. To provide funds to finance the Improvements, the County will therefore issue and sell the Bonds in the proposed aggregate principal amount of \$1,195,000, which amount is subject to adjustment, pursuant to the Act to provide financing for the Improvements.*
3. *Authority of Municipal Advisor. The County has retained PFM Financial Advisors LLC ("PFM") as a municipal advisor. PFM is authorized and directed to advertise the Bonds for sale and to sell the Bonds pursuant to a competitive negotiated sale. County staff is hereby authorized to participate with PFM in the preparations for the sale of the Bonds. The County is authorized by Section 475.60, subdivision 2(9) of the Act to negotiate the sale of the Bonds, it being determined that the County has retained an independent municipal advisor in connection with such sale. The Board of Commissioners will meet at 9:00 A.M. on Tuesday, May 21, 2019, or a later date, to consider proposals on the Bonds and take any other appropriate action with respect to the Bonds.*
4. *Authority of Bond Counsel. The law firm of Kennedy & Graven, Chartered, as bond counsel for the County, is authorized to act as bond counsel and to assist in the preparation and review of necessary documents, certificates and instruments relating to the Bonds. The officers, employees and agents of the County are hereby authorized to assist Kennedy & Graven, Chartered in the preparation of such documents, certificates, and instruments.*
5. *Covenants. In the resolution awarding the sale of the Bonds, the Board will set forth the covenants and undertakings required by the Act.*
6. *Official Statement. In connection with the sale of the Bonds, the officers or employees of the County are authorized and directed to cooperate with PFM and participate in the preparation of an official statement for the Bonds and to execute and deliver it on behalf of the County upon its completion.*

APPROVE LABOR AGREEMENT WITH LAW ENFORCEMENT LABOR SERVICES, INC.  
(LELS)

Personnel Director Wilson explained to the County Board that the County has completed negotiations with LELS and an agreement effective for the dates of January 1, 2018 through December 31, 2019 has been reached by both parties. Cmsr. Peterson motioned to approve the agreement between Mille Lacs County Board and LELS effective for the dates of January 1, 2018 through December 31, 2019; Cmsr Oslin seconded. Motion carried.

AUTHORIZE WORK SESSION HOURS

County Administrator Oman requested the County Board schedule work sessions from 8 a.m. – 9 a.m. prior to the regular Board meeting on the 1<sup>st</sup> and 3<sup>rd</sup> Tuesday of each month beginning June 4, 2019 – September 3, 2019. Cmsr Wilhelm motioned to approve work sessions from 8 a.m. – 9 a.m. prior to the regular County Board meetings beginning June 4, 2019 – September 3, 2019; Cmsr Oslin seconded. Motion carried.

COMMITTEE REPORTS

Cmsr Oslin attended the Public Safety meeting. PSAP Manager, Al Fjerstad received an award for his work. Cmsr Oslin read the summary of PSAP Manager Fjerstad's accomplishments and recognized Fjerstad as an asset to Mille Lacs County.

Cmsr Wilhelm motioned to adjourn the meeting at 10:03 a.m.; Cmsr Reynolds seconded. Motion carried.

ATTEST:

/s/ Pat Oman  
Pat Oman  
County Administrator

/s/ Roger Tellinghuisen  
Roger Tellinghuisen