

# AITKIN COUNTY BOARD

July 12, 2016

The Aitkin County Board of Commissioners met this 12<sup>th</sup> day of July, 2016 at 9:03 a.m. with the following members present: Chairperson J. Mark Wedel, Commissioners Laurie Westerlund, Don Niemi, Brian Napstad, Anne Marcotte, County Administrator Nathan Burkett, and Administrative Assistant Sue Bingham.

Elizabeth DeRuyck, Aitkin County Community Corrections Director introduced the following Aitkin County Community Corrections staff to the Board: Allison Rian, Lou Paulson, Mike Patras, Kami Genz, and Dick McKanna. Janet Tougas was not present.

Motion by Commissioner Westerlund, seconded by Commissioner Marcotte and carried, all members voting yes to approve the July 12, 2016 amended agenda. A 10:00 a.m. discussion about the recent flooding, including the possible adoption of a resolution declaring a local emergency, was added to the agenda.

Bob Harwarth, Spencer Township reported to the Board that yesterday's heavy rainfall caused significant flooding problems in Spencer Township.

Motion by Commissioner Napstad, seconded by Commissioner Niemi and carried, all members voting yes to approve the Consent Agenda as follows: A) Correspondence File: June 28, 2016 to July 11, 2016; B) Approve County Board Minutes: June 28, 2016; C) Approve Commissioner Warrants: General Fund \$276,370.67, Road & Bridge \$356,284.40, Special Revenue \$1,638.35, Health & Human Services \$1,081.57, State \$4,612.12, Trust \$7,951.58, Forest Development \$7,058.82, Agency \$27,194.14, Taxes & Penalties \$6.02, Long Lake Conservation Center \$8,917.28, Parks \$8,643.52 for a total of \$699,758.47; D) Approve June Manual Warrants: General Fund \$134,315.47, Road & Bridge \$2,023,422.01, Health & Human Services \$3,558.39, State \$144,773.15, Forest Development \$52,166.86, Taxes & Penalties \$87,540.70, Long Lake Conservation Center \$2,207.22, Parks \$2,863.93 for a total of \$2,450,867.73; E) Accept \$125 Donation to STS from Workman Township; F) Information Only – Aitkin County Soils Training Class; G) Approve Temporary 3.2% Malt Liquor License – White Pine Logging Show; H) Approve Temporary 3.2% Malt Liquor License – Aitkin Fire Department; I) Approve Engineering Services Agreement; J) Approve Site Preparation/Release/Invasive Species Project Quotes

Under the consent agenda, motion by Commissioner Napstad, seconded by Commissioner Niemi and carried, all members voting yes to approve the following Temporary 3.2 Malt Liquor License for a period from September 3, 2016 through September 5, 2016:

#### ON Sale

Isle Lions, d/b/a Isle Lions – Williams Township (White Pine Logging Show)

Under the consent agenda, motion by Commissioner Napstad, seconded by Commissioner Niemi and carried, all members voting to approve the following Temporary 3.2 Malt Liquor License for July 16, 2016:

**CALL TO ORDER**

**INTRODUCTION TO COMMUNITY CORRECTIONS STAFF**

**APPROVED AGENDA**

**CITIZENS' PUBLIC COMMENT**

**CONSENT AGENDA**

**TEMPORARY 3.2 MALT LIQUOR LICENSE – WHITE PINE LOGGING SHOW**

**TEMPORARY 3.2 MALT LIQUOR LICENSE – AITKIN FIRE DEPT.**

ON Sale:

Aitkin Fire Department, d/b/a Aitkin Fire Department Relief Association – Aitkin Township

Under the consent agenda, motion by Commissioner Napstad, seconded by Commissioner Niemi and carried, all members voting to approve quote of \$10,700 from WSN in Baxter to conduct topography survey for 2018 CSAH 12 reconstruction project.

Under the consent agenda, motion by Commissioner Napstad seconded by Commissioner Niemi and carried, all members voting to approve quote of \$21,913.68 (\$161.13/acre) from Future Forest Inc. for 136 acres of chemical/mechanical site preparation, tree seedling release, and invasive species control (buckthorn) in various locations on Aitkin County administered lands.

Steve Hughes, SWCD District Manager gave the Board an update on noxious weeds and control efforts in Aitkin County.

Motion for a resolution by Commissioner Marcotte, seconded by Commissioner Niemi and carried, all members voting to adopt resolution - Opting-Out of the Requirements of Minnesota Statutes, Section 394.307:

**WHEREAS**, on May 12, 2016, the Governor of Minnesota signed into law Chapter 111 of the 89<sup>th</sup> Legislature of the State of Minnesota establishing definitions and requirements for Temporary Family Health Care Dwellings, which was introduced during the 2016 legislative session as Senate File 2555 and House File 2497; and

**WHEREAS**, Chapter 111 amends Minnesota Statute § 394 which regulates county permitting and zoning processes by establishing new rules for the placement of Temporary Family Health Care Dwellings on residential property; and

**WHEREAS**, the Minnesota Association of County Planning & Zoning Administrators, the professional association for county planning and zoning staff in Minnesota, supports the concept of Temporary Family Health Care Dwellings; and

**WHEREAS**, Chapter 111 erodes local control of the permitting process; limiting a county's ability to foster and guide development, and placing an undue burden on county staff to forego standard permitting practices; and

**WHEREAS**, it is the intent of the Aitkin County Board of Commissioners to protect the public health, safety and welfare of County residents and the environment of the County; and

**WHEREAS**, subdivision 9 of Minnesota Statute § 394.307 allows a county to "opt-out" of the regulations through the passage of a county board resolution; now therefore,

**BE IT RESOLVED**, Aitkin County elects to regulate Temporary Family Health Care Dwellings through already existing permitting standards of the Aitkin County Zoning Ordinance; and

**TOPOGRAPHY  
SURVEY CSAH 12**

**SITE  
PREPARATION,  
TREE SEEDLING  
RELEASE &  
INVASIVE  
SPECIES  
CONTROL**

**NOXIOUS WEEDS**

**RESOLUTION  
20160712-047  
OPTING-OUT OF  
THE  
REQUIREMENTS  
OF MINNESOTA  
STATUTES,  
SECTION 394.307**

# AITKIN COUNTY BOARD

July 12, 2016

**BE IT RESOLVED**, pursuant to authority granted by Minnesota Statutes, Section 394.307, Subdivision 9, of the County of Aitkin opts-out of the requirements of Minnesota Statute 394.307, which defines and regulates Temporary Family Health Care Dwellings.

Ross Wagner, Economic Development & Forest Industry Coordinator updated the Board on the latest Broadband developments and activities.

Sheriff Scott Turner, County Engineer John Welle, Health & Human Services Director Tom Burke, and Environmental Services Director Terry Neff updated the Board on the flooding in Aitkin County. Sheriff Scott Turner, Emergency Management requested a resolution declaring a local emergency.

Motion for a resolution by Commissioner Niemi, seconded by Commissioner Napstad and carried, all members voting yes to adopt resolution – State of Emergency Declaration:

**WHEREAS**, the County of Aitkin, Minnesota has sustained severe losses of a major proportion, brought on by precipitation and flash flooding on the dates of July 11 and 12, 2016, and;

**WHEREAS**, Aitkin County is a public entity within the State of Minnesota, and;

**WHEREAS**, the following conditions exist in Aitkin County as a result of the disaster: significant damage to public infrastructure including roads, bridges, culverts and ATV trails.

**NOW, THEREFORE, BE IT RESOLVED**, that the Aitkin County Board of Commissioners, acting on behalf of and for the people of Aitkin County, declare that a state of emergency exists within Aitkin County, with all the powers and responsibilities attending thereto as provided by Chapter 12 of Minnesota Statutes.

The Board discussed the following: Ordinance Committee, McGregor Airport, NCLUCB, State General Tax, Personnel, County Fair, 4<sup>th</sup> of July Celebration, County Road 18, and Aitkin Airport.

Motion by Commissioner Napstad, seconded by Commissioner Niemi and carried, all members voting yes to adjourn the meeting at 11:39 a.m. until Tuesday, July 26, 2016 at 9:00 a.m.

  
J. Mark Wedel, Chairperson  
Aitkin County Board of Commissioners

  
Nathan Burkett, County Administrator

**BROADBAND  
UPDATE**

**FLOODING**

**RESOLUTION  
20160712-048  
STATE OF  
EMERGENCY  
DECLARATION**

**BOARD  
DISCUSSION**

**ADJOURN**