

**TRANSCRIPT OF THE PROCEEDINGS
OF THE BELTRAMI COUNTY BOARD OF COMMISSIONERS
February 20, 2018**

The Beltrami County Board of Commissioners met in regular session on February 20, 2018, at the County Board Room, County Administration Building, Bemidji, Minnesota.

CALL TO ORDER, ROLL CALL AND PLEDGE OF ALLEGIANCE

Chair Richard Anderson called the meeting to order at 5:00 p.m. Commissioners Jim Lucachick, Keith Winger, Tim Sumner and Reed Olson were present.

GENERAL COMMENTS - BOARD CHAIR

None.

CITIZENS ADDRESSING THE BOARD

None.

APPROVAL OF AGENDA

The following items were added to the Consent Agenda:

- Removed from the Regular Agenda and placed on Consent: Approval of Public Hearing Date for Ordinance 33 - 911 Ordinance.
- Approval to Accept the Grant, remain fiscal agent and provide the class 5 aggregate for the Northland Regional Shooting Sports Park

The following items were removed from the Consent Agenda and added to the Regular Agenda:

- Approval of the Resolution to enter into Law Enforcement Mutual Aid Agreement
- Approval of RSAT Grant Subcontract

GENERAL BUSINESS

Approved Agenda and Amendments

A motion to approve the Agenda and Amendments was made by Commissioner Lucachick, seconded by Commissioner Sumner, and unanimously carried.

Approved Consent Agenda

A motion to approve the Consent Agenda was made by Commissioner Winger, seconded by Commissioner Olson, and unanimously carried.

CONSENT ITEMS

Approved Minutes

The Board, by adoption of its Consent Agenda, approved the Minutes of the Board of Commissioners Work Meeting held February 6, 2018, and the Minutes of the Board of Commissioners Regular Meeting held February 6, 2018, as submitted.

Approved Auditor/Treasurer Warrant Payment Listing

The Board, by adoption of its Consent Agenda, received and approved the warrant payment listing submitted by the Auditor/Treasurer's Office.

Approved Payment of Auditor/Treasurer Bills

The Board, by adoption of its Consent Agenda, approved payment of Auditor/Treasurer bills, as submitted.

Approved NW MN Juvenile Center Special Projects Grant

The Board, by adoption of its Consent Agenda, approved and accepted the Grant from the MN Department of Public Safety for Northwest MN Juvenile Center Special Projects.

Approved Resolution and Application for Repurchase of Tax Forfeited Property

The Board, by adoption of its Consent Agenda, approved the Resolution and the application for the repurchase of tax forfeited property made by Ditech Financial, LLC for parcel number 12.00632.00:

Whereas, Minnesota Statute 281.174 requires real estate property delinquent three years to be forfeited to the State of Minnesota;

Whereas, The property owner was delinquent three years on property tax payments;

Whereas, The Beltrami County Auditor-Treasurer's Office followed Minnesota Statute regarding required notifications and worked with the property owner to resolve the delinquency;

Whereas Efforts were unsuccessful and the properties forfeited to the State of Minnesota on June 21, 2017;

Whereas Minnesota Statute 282.241 allows for repurchase of forfeited properties during the year following the date of forfeiture, and in any case only after the adoption of a resolution by the board of county commissioners determining that by repurchase undue hardship... resulting from the forfeiture will be corrected;

Whereas, the secured lender of the property has made an application for repurchase, and has agreed to pay in full the aggregate sum of delinquent taxes and assessments together with penalties, costs and fees, with interest at the rate fixed by law for the respective years computed to the date of repurchase from the time such taxes and assessment became delinquent, and also the sum of all taxes and assessments with penalties, fees and costs, with interest at the rate fixed by law for the respective years to the date of repurchase from the time such taxes and assessments would have been delinquent that would have been levied and assessed against such parcel between the date of forfeiture and the date of repurchase, all due and to be computed as set out in said Minnesota Statute Section 282.251.

Whereas, The Beltrami County Board of Commissioners reviewed the property owner's application for repurchase and determined that allowing the repurchase will correct an undue hardship.

THEREFORE BE IT RESOLVED that the Beltrami County Board of Commissioners hereby approves the Application for Repurchase of Forfeited Lands.

Approved Resolution for Private Sale of Tax Forfeited Property

The Board, by adoption of its Consent Agenda, approved the resolution supporting the private sale of a small portion of tax forfeited land at estimated market value to resolve an encroachment situation:

WHEREAS, Chapter 282.01 to 282.12, Minnesota Statutes 1941, as amended, provides for the classification and sale of such lands forfeited to the State for delinquent taxes, and whereas such classification has been made by the County Board and the classification and sale have or by the governing body of the municipality in which they lie in so far as the lands located within said town or municipality are concerned; and,

WHEREAS, The County Board has made appraisal of such lands as provided by law, and a list of such lands has been filed with the County Auditor for the purpose of offering such lands for sale at not less than their appraised value; and,

WHEREAS, Said .40-acre parcel, located in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 2-T148N-R31W, was approved for sale by the Minnesota Department of Natural Resources, Beltrami County Tax-Forfeited Sale Review No. **04-18-01**; and,

WHEREAS, this rectangular shaped .40-acre tax-forfeited parcel is encroached upon with a house and driveway, and,

WHEREAS, The County Board is by law designated with authority to provide for the sale of such lands on terms and whereas the County Board has considered the advisability of selling on terms and has considered the accessibility of such lands, their proximity to existing public improvements and the effect of their sale and occupancy on the public burdens; and,

NOW, THEREFORE, BE IT RESOLVED, That such parcels shall be sold on the following terms, to-wit: That all sales shall be paid in full in cash at the time of the purchase. Special assessments and the appraised price of any standing timber or timber products must be paid for in cash at the time of the sale; and in the case any parcel of land bearing standing timber or timber products is sold at public auction for more than the appraised value, the amount bid in excess of the appraised value shall be allocated between the land and the timber in proportion to the respective original appraised values thereof.

BE IT FURTHER RESOLVED, That all purchasers of land shall pay 3 percent surcharge of the total sale price to be paid into the state assurance account as provided by Chapter 383, Laws of 1969, a state deed fee of \$25.00, a deed filing fee of \$46.00, and a state deed tax equal to the greater of \$1.65 or 0.33% of the basic sale price.

BE IT FURTHER RESOLVED, That where any lands herein offered for sale do not adjoin or are not located on a suitable legally established and maintained public highway or road, the township wherein said lands may be located, nor any other municipality shall not for a period of five years be obligated to the establishment, construction or additional maintenance of any public roads or the expenditure of any public funds for the benefit of the owner or occupant of any lands herein purchased by reason of the ownership or occupancy of any of this land; provided further, that nothing herein shall be construed to create any obligation, directly or indirectly, on the part of any municipality for the expenditure of any money for the benefit of said parcel after the expiration of said five-year period. Responsibility for determining boundary lines of parcels purchased rests with the purchaser.

BE IT FURTHER RESOLVED, that the right is reserved in the interest of the public to withdraw from sale, any parcel, at any time prior to its sale.

BE I T FURTHER RESOLVED, That all lands sold hereunder are sold subject to any ordinances adopted by the County Board, and all lands are sold subject to railroad and highway easements, power and pipeline easements and subject to all flowage rights, and

BE IT FURTHER RESOLVED, that a notice of sale of such land will be given to the adjoining landowner, as provided by law, that the County Auditor of Beltrami County offer such parcels of land for sale and that such sales be to the highest bid, but not for less than appraised value and that such bids will be opened at **1:00 p.m. on March 30, 2018.**

**List of Tax Forfeited Land Proposed to be offered for Private Sale for Beltrami County
Pursuant to Chapter 282, Minnesota Statutes 1969
Sections 282.01 to 282.12, as Amended**

Parcel #	Township	Legal Description	Land Value	Timber Value	Total Value
Part of 45.00015.00	Taylor Township	The South 76.00 feet of the West 228.00 feet of the east 430.00 feet of the Northwest Quarter of the Southwest Quarter, Section 2, Township 148 North, Range 31 West, Beltrami County, Minnesota. Acreage = 0.40	\$480	None	\$480.00

Approved Health & Human Services Monthly Child Protection Reports
The Board, by adoption of its Consent Agenda, approved the monthly child protection reports, as submitted.

Approved Health & Human Services Family Child Care Licenses
The Board, by adoption of its Consent Agenda, approved the family child care licenses, as submitted.

Approved Health & Human Services Warrant Payment List
The Board, by adoption of its Consent Agenda, received and approved the warrant payment listing submitted by Health & Human Services Department.

Approved Setting Public Hearing Date for Ordinance 33 - 911 Ordinance
The Board, by adoption of its Consent Agenda, approved setting the Public Hearing date for the 911 Ordinance No. 33 for March 6, 2018 during the Regular Board Meeting.

Approval to Accept the Grant, remain fiscal agent and provide the class 5 aggregate for the Northland Regional Shooting Sports Park
The Board, by adoption of its Consent Agenda, approved acceptance of the Greater MN Parks & Trails Grant; will continue to be the fiscal agent on the Grant; and the Highway Department will provide Class 5 aggregate for the Phase II project at the Northland Regional Shooting Sports Park.

REGULAR AGENDA

Approved Resolution to Enter into Law Enforcement Mutual Aid Agreement

Commissioner Sumner requested additional information on this item. Sheriff Hodapp discussed the purpose of the Resolution for establishing a mutual aid agreement between law enforcement units of government so that in the event of a potential threat, law enforcement agencies can share resources in the preparation for a crisis event, rather than having to wait for the emergency situation to occur (as stipulated in state law for mutual aid to be implemented).

Resolution authorizing Beltrami County to enter into a Law Enforcement Mutual Aide Agreement:

WHEREAS the Beltrami County Sheriff accepted the plan for a mutual aid agreement with the law enforcement agencies in northern Minnesota -the intent of which is to make equipment, personnel and other resources available to political subdivisions from other political subdivisions for law enforcement purposes.

WHEREAS this agreement is consistent with statute MS. 12.331 LOCAL ASSISTANCE TO POLITICAL SUBDIVISIONS.

NOW THEREFORE BE IT RESOLVED that Beltrami County enters into a Law Enforcement Mutual Aid Agreement with other law enforcement agencies for the mutual benefit of the public safety of the citizens in Beltrami County and all citizens in the state of Minnesota.

A motion was made by Commissioner Winger and seconded by Commissioner Lucachick to approve the Resolution authorizing Beltrami County to enter into a Law Enforcement Mutual Aide Agreement. Carried 4:1 vote. Commissioner Sumner voted No.

Approved RSAT Grant Subcontract

Commissioner Sumner requested additional information on approval of a subcontract with Bemidji Area Program for Recovery (BAPR) to provide treatment services and rule 25 assessments in the jail through the RSAT Grant.

It was confirmed by County Attorney Hanson, that this subcontract has no bearing on whether other licensed entities can perform Rule 25 assessments at the jail. Interested parties can contact the Jail Administrator for additional information.

A motion was made by Commissioner Lucachick and seconded by Commissioner Winger to approve the subcontract with Bemidji Area Program for Recovery (BAPR) to provide treatment services and rule 25 assessments in the Beltrami County Jail through the RSAT Grant. Carried 4:1 vote. Commissioner Sumner voted No.

COMMISSIONERS' BUSINESS

Legislative/Lobbying Issues

- Commissioner Sumner requested staff to provide talking points for commissioners who are attending the upcoming AMC conference.

Commissioners' Reports

- Commissioner Winger provided a Fairboard report. Also stated that a resolution of support was signed by the Fairboard for 100% Graduation, presented by John Eggers. It was suggested that Mr. Eggers be invited to a future Work Session or Board Meeting.
- Commissioner Sumner reported that the One Watershed One Plan meeting he attended seemed a little unbalanced and disjointed.
- Commissioner Anderson reported on his tour of the Pinewood Solid Waste site.

Review Upcoming Meeting Schedule

Next regular meeting of the County Board will be March 6, 2018, in the Board Room of the County Administration Building.

MEETING ADJOURNMENT

A motion to adjourn the Board meeting at 5:40 p.m. was made by Commissioner Lucachick, seconded by Commissioner Olson, and unanimously carried.

Richard Anderson, Chair

Kay Mack, County Administrator