

**Carlton County  
Board of Commissioners  
ADJOURNED SESSION - Rough Draft  
Tuesday, January 23, 2023  
4:00 p.m.**

The Carlton County Board of Commissioners met this 23rd day of January, 2023, in Adjourned Session at the Carlton County Transportation Building.

Chairperson Brenner called the meeting to order at 4:00 p.m. Members present: Bodie, Brenner, Peterson, Proulx, and Zmyslony. Absent: None.

The meeting opened with the Pledge of Allegiance to the Flag.

Motion by Proulx, seconded by Bodie, and carried by all yea votes to approve the Agenda as amended.

Motion by Zmyslony, seconded by Peterson, and carried by all yea votes to approve the January 3, 2023, Minutes of the Annual meeting.

Visitor Dan Reed, Automba Township, provided information on their township initiative for broadband and internet access. It is working well with positive results.

Motion by Zmyslony, seconded by Bodie, and carried by all yea votes to approve a purchase of service contract with Fond du Lac Reservation (FDL) for Foster Care administrative and cost of care services. The contract is in effect from 01/01/2023-12/31/2024 and is on file at the Public Health and Human Services department.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to approve a purchase of service contract with Human Development Center (HDC) for Rule 79 Adult and Children's mental health case management at \$226.21/month per client. The contract is in effect from 01/01/2023-12/31/2023 and is on file at the Public Health and Human Services department. This is a revision from the December 27<sup>th</sup> board action.

Motion by Bodie, seconded by Zmyslony, and carried by all yea votes to approve a purchase of service contract with Human Development Center (HDC) for Mental Health Community Support Plan (CSP) services in the amount of \$393,516 per year. The contract is in effect from 01/01/2023-12/31/2024 and is on file at the Public Health and Human Services department.

Motion by Peterson, seconded by Zmyslony, and carried by all yea votes to approve refilling a Social Worker position in the Public Health and Human Services Department. There will be approximately a two week overlap of the position.

Motion Zmyslony, seconded by Bodie, and carried by all yea votes to approve the following resolution (23-007):

WHEREAS, as a result of the national settlement of a class action lawsuit involving several prescription opioid manufacturers and distributors, the State of Minnesota is estimated to receive \$300 million over the next 18 years with Carlton County receiving a local share of these funds; and

WHEREAS, the Opioid Settlement funds received from the State of Minnesota have restricted uses; and

WHEREAS, settlement fund recipients shall choose from among abatement strategies, including but not limited to those listed in the State of Minnesota Memorandum of Agreement (MOA). The programs and strategies listed in the MOA are not exclusive, and fund recipients shall have flexibility to modify their abatement approach as needed and as new uses are discovered; and

WHEREAS, Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time; and

WHEREAS, the budget or resolution must indicate that it is an authorization for expenditures of opioid settlement funds, state the specific strategy or strategies the county intends to fund, and state the amount dedicated to each strategy for a stated period of time.

NOW, THEREFORE, BE IT RESOLVED that the County Board agrees to allocate opioid settlement funds from January 1 to December 31, 2023 as follows:

Treatment- D. Address the needs of Criminal Justice-involved persons (MOA Strategy D.4, D.5)	\$100,000
Prevention- G. Prevent Misuse of Opioids, H. Prevent Overdose Deaths and other Harms (MOA Strategy G.3, G.4, G.6, G.11, H.1)	\$51,000
Other Strategies- J. Leadership, Planning, Coordination, and L. Research (MOA Strategy J.2, L.1)	\$30,000
Administrative Oversight- ten percent of funds received	\$20,000

BE IT FURTHER RESOLVED that the strategies and amounts may vary based on new information and best practices.

Motion by Peterson, seconded by Bodie, and carried by all yea votes to approve out of state travel for two Public Health and Human Service employees to attend the 2023 American Academy of Suicidology Conference April 19-22, 2023 in Portland, OR. All costs will be paid by state grant funds.

Motion by Peterson, seconded by Zmyslony, and carried by all yea votes to accept the Planning Commission’s recommendation and approve the following Minor Subdivision with associated conditions as on file in the Zoning Office: No. 822030, Lindsay Lally for the property described as Part of Government Lot 7 or Part of the Northwest 1/4 of Section 33, Township 49 North, Range 20 West on Island Lake in the City of Cromwell (PIN 17-180-0121). The property address is XXXX North Point Drive.

Motion by Bodie, seconded by Peterson, and carried by all yea votes to approve the issuance of garbage hauler licenses for mixed municipal solid waste, demolition waste and recycling as follows:

No.	Company	Vehicle Year	Vehicle Make	Model	License #	
H22099	O’Brien Transport	922	2007	Pete	357	0026PRB

Motion Proulx, seconded by Peterson, and carried by all yea votes to approve the following resolution (23-008):

WHEREAS, Minnesota Statutes, Section 282.01 authorize a County Board to annually Classify newly Tax-Forfeited parcels as either Conservation or Non-Conservation; and

WHEREAS, The County Auditor did certify that a tax judgement was recorded on December 9, 2022; and

WHEREAS, Parcels recorded on December 9, 2022, identified by Parcel Identification Numbers 48-020-0355, 0400, 0410, 0440, 0465, 1481, and 1482 are located within the Red Clay Bluff Impact Zone as defined in Carlton County Ordinance 27 and that the Minnesota Pollution Control Agency has identified the Nemadji River and its basin as an Impaired Water of the State.

NOW, THEREFORE, BE IT RESOLVED that Parcels Identified by Parcel Identification Numbers 48-020-0355, 0400, 0410, 0440, 0465, 1481, and 1482 be classified as Conservation Lands, to be withheld from public sale and managed for long term public use, and

BE IT FURTHER RESOLVED that the remaining parcels as listed on the December 9, 2022 Certificate of Forfeiture be classified as Non-Conservation lands and offered for sale at a future Tax Forfeited Land Sale.

Motion Proulx, seconded by Bodie, and carried by all yea votes to approve the following resolution (23-009):

WHEREAS, the County of Carlton is planning to implement County State Aid Street Projects in 2023 which will require State Aid funds in excess of those available in its State Aid Regular/Municipal Construction Account; and

WHEREAS, said County is prepared to proceed with the construction of said project(s) through the use of an advance from the County State Aid Construction Fund to supplement the available funds in their State Aid Regular/Municipal Construction Account; and

WHEREAS, the advance is based on the following determination of estimated expenditures; and:

Account Balance as of date 01/09/2023	\$(108,037.05)
Less estimated disbursements:	
Project # 009-604-042	\$719,393.21
Project # 009-606-039	\$355,438.11
Project # 009-606-037	\$1,460,497.00
Project # 009-620-010	\$1,119,823.90
Project # 009-621-004	\$603,749.75
Project # 009-623-009	\$1,259,897.80
Bridge Bond	\$(919,133.48)
Total Estimated Disbursements	\$5,518,799.77
Advance Amount (amount in excess of acct balance)	\$3,000,000

WHEREAS, repayment of the funds so advanced will be made in accordance with the provisions of Minnesota Statutes 162.08, Subd. 5 & 7 and Minnesota Rules, Chapter 8820; and

WHEREAS, the County acknowledges advance funds are released on a first-come-first-serve basis and this resolution does not guarantee the availability of funds.

NOW, THEREFORE, BE IT RESOLVED that the Commissioner of Transportation be and is hereby requested to approve this advance for financing approved County State Aid Highway Project(s) of the County of Carlton in an amount up to \$3,000,000 in accordance with Minnesota Rules 8820.1500, Subp. 9. I hereby authorize repayments from subsequent accruals to the Regular/Municipal Construction Account of said County from future year allocations until fully repaid.

Motion Zmyslony, seconded by Peterson, and carried by all yea votes to approve the following resolution (23-010):

WHEREAS, Carlton County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 09J44; and

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

WHEREAS, the amount of the grant has been determined to be \$266,577.22 by reason of the lowest responsible bid.

NOW THEREFORE, BE IT RESOLVED that Carlton County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, 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 project but not required. The proper county officers are authorized to execute a grant agreement and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

Motion Zmyslony, seconded by Peterson, and carried by all yea votes to approve the following resolution (23-011):

WHEREAS, Carlton County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 09J41; and

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

WHEREAS, the amount of the grant has been determined to be \$123,877.76 by reason of the lowest responsible bid.

NOW THEREFORE, BE IT RESOLVED that Carlton County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, 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 project but not required. The proper county officers are authorized to execute a grant agreement and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

The Auditor/Treasurer notified the Board of the following Confession of Judgements (COJ) for payment of delinquent taxes on property:

<b>Year</b>	<b>Parcel</b>	<b>Contract Holder</b>	<b>City/Township, ISD</b>	
2020	06-060-1240	Gregg Wait	City of Cloquet, ISD 94	Satisfied
2020	06-110-1200	Gregg Wait	City of Cloquet, ISD 94	Satisfied
2020	06-145-0060	Gregg Wait	City of Cloquet, ISD 94	
2020	06-145-0080	Gregg Wait	City of Cloquet, ISD 94	
2020	06-145-0240	Gregg Wait	City of Cloquet, ISD 94	Satisfied
2020	06-350-0140	Susanne Seppo	City of Cloquet, ISD 94	
2020	48-230-0230	Wayne VanGuilder	Township of Holyoke, ISD 100	
2020	78-020-2031	Julie Davis	Township of Thomson, ISD 99	
2020	96-010-5480	Elizabeth Klum	Township of Red Clover, ISD 95	
2020	98-010-0290	Gregg Wait	Township of Sawyer, ISD 93	
2021	06-045-2440	Paul Carlson	City of Cloquet, ISD 94	
2021	06-045-2680	Dana Cooley	City of Cloquet, ISD 94	

2021 06-210-0080 Highmark Management LLC	City of Cloquet, ISD 94
2021 06-350-0840 Austin Heikkila	City of Cloquet, ISD 94
2021 06-510-3340 Randolph Erickson	City of Cloquet, ISD 94
2021 60-180-0140 Joshua Lohn	Township of Mahtowa, ISD 91 Satisfied
2021 75-010-1645 Patricia Stone	Township of Split Rock, ISD 97
2021 75-010-2290 Robert Filipiak	Township of Split Rock, ISD 97
2021 81-060-4491 Janet Sundberg	Township of Twin Lakes, ISD 93
2021 90-010-0287 Charles Kedrowski	Township of Eagle, ISD 95
2022 36-033-4490 David Simcox	Township of Automba, ISD 91

Motion Proulx, seconded by Zmyslony, and carried by all yea votes to approve the following resolution (23-012):

BE IT RESOLVED that the Carlton County Board of Commissioners does hereby authorize the acceptance of the Helping America Vote Act (HAVA) phase 2 grant in the amount of \$4,286.94 to offset the previous purchase costs of replacement voting equipment.

BE IT FURTHER RESOLVED that the County Auditor/Treasurer, County Attorney, and Board Chair are authorized and approved to sign necessary documents to accept the grant.

Jail Administrator provided information on the Justice Center bid package #3 from Adolphson and Peterson Construction (A&P) as follows, some not final(\*):

<b>Company</b>	<b>Scope of Work</b>	<b>Base Bid</b>
Harbor City Masonry, Inc.	Masonry	\$1,830,405
American Structural Metals	Miscellaneous Metals (M)	\$676,278*
KMH Erectors	Miscellaneous Metals (L)	\$306,700*
Adolfson & Peterson Construction	Carpentry	\$4,108,642
Thelen Heating & Roofing, Inc.	Roofing	\$1,521,000
Progressive Building Systems	Metal Wall Panels	\$431,200
Carciofini Company	Sealants	\$435,850
Doorco	Overhead/Coiling Doors	\$116,384
St. Germain's Glass	Aluminum Doors/Windows	\$553,996
Custom Drywall	Framing and Drywall	\$2,142,300
Johnson Carpet One	Tile	\$249,500*
Sorlie Acoustics, Inc	Ceilings	\$497,165*
Multiple Concept Interiors	Flooring	\$333,476
Fransen Decorating	Paint	\$535,142*
Pauly Jail Building Company	Detention Equipment	\$6,225,221
Horizon Equipment	Food Service Equipment	\$259,327
RJ Kool Midwest (BDS Laundry)	Laundry Equipment	\$66,895
Otis Elevator Company	Elevators	\$351,855
Summit Fire Protection	Fire Protection	\$982,555
Thelen Heating & Roofing, Inc.	Mechanical	\$11,978,440

Hunt Electric  
Action Fence, Inc

Electrical  
Site Fencing

\$8,208,300  
\$143,395

Motion by Proulx, seconded by Zmyslony, and carried by all yeas votes to approve a contract for services with Rex Laaksonen from February 1, 2023, through January 31, 2024, in the amount of \$32,000.00 for matters related to Child in need of Protection or Services (CHIPS); Termination of Parental Rights (TPR); Long-Term Foster Care placement (LTFC); and Transfer of Legal and Physical Custody (TL&PC) and to further authorize the Board Chairperson, County Auditor/Treasurer, and County Attorney to execute this contract.

Motion Bodie, seconded by Proulx, and carried by all yeas votes to approve the following resolution (23-013):

WHEREAS, community supervision is a fundamental part of the criminal justice system in Minnesota and funding sufficient to ensure effective services is vital to public safety in all communities across the state; and

WHEREAS, community supervision includes services such as probation, supervised release, and intensive supervised release; and

WHEREAS, Minnesota's counties provide essential community supervision services both as mandated by M.S. Chapter 244.19 and also as delegated by the Department of Corrections under M.S. Chapter 401; and

WHEREAS, when the Legislature decided that community supervision was best delivered through a state-county partnership, it stated a clear intent that the state would provide significant funding to the counties for the operation of local programs; and

WHEREAS, over the past 20 years, Minnesota has become the state with the lowest level of corrections funding in the nation because the Legislature has not upheld its promise to provide adequate state resources to support community supervision; and

WHEREAS, the Legislature's failure to adequately fund community supervision has increased local property taxes on residents and businesses; and,

WHEREAS, a revised community supervision funding formula is necessary to ensure that all communities in Minnesota have enough state funding to provide a consistent standard for effective, evidence-based community supervision services, regardless of local capacity to pay; and

WHEREAS, the Association of Minnesota Counties assembled the Community Supervision Work Group including county leaders and experts in community supervision from all three supervision delivery systems to study the needs of community supervision departments statewide and develop a single funding formula that is transparent, needs based, and equitable among county and state supervision providers; and,

WHEREAS, the Community Supervision Work Group has taken up its charge to convene stakeholders across the three probation delivery systems to oversee a study to create a unified recommendation for an equitable and adequate funding formula and appropriation; and,

WHEREAS, the Board of Directors of the Association of Minnesota Counties that represents the diverse interests of Minnesota's 87 counties, voted to support a new funding formula that provides counties with the resources needed to keep communities safe.

NOW, THEREFORE, BE IT RESOLVED, the Carlton County Board of Commissioners endorses the efforts of the Community Supervision Work Group and urges the Legislature to pass a new funding formula and significant appropriation during the 2023 legislative session.

Motion by Zmyslony, seconded by Peterson, and carried by all yea votes to approve refilling one of two vacant Custodian positions in the Property Management Department. In addition, two current Custodians will be promoted to Lead Custodians moving from pay grade 110 to 120.

Motion by Proulx, seconded by Peterson, and carried by all yea votes to approve the Community and Family Initiatives Department to apply for a 2023-2024 United Way Community Investment Grant for the Jump Start for Kindergarten program.

Motion by Zmyslony, seconded by Proulx, and carried by all yea votes, to accept a \$30,000 grant for Rural Child Care Innovation Program (RCCIP) to support child care slots. Grant funds are from round two of awards and need to be expended by March 31, 2023.

Discussion on strategies and efforts for informing State Legislators on fiscal needs for the Justice Center. Efforts to secure State bonding funds are in place and continue to move forward.

Motion by Bodie, seconded by Proulx, and carried by all yea votes that this meeting be adjourned.

Attest: \_\_\_\_\_  
Kevin DeVriendt  
County Auditor/Treasurer

\_\_\_\_\_  
Dick Brenner  
County Board Chairperson