

**CHISAGO COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
Wednesday, March 15, 2023**

The Chisago County Board of Commissioners met in regular session at 6:30 p.m. on Wednesday, March 15, 2023 at the Chisago County Government Center with the following Commissioners present: Greene, Dunne, Montzka, Dahlberg. Also present: County Administrator Chase Burnham, County Attorney Janet Reiter, and Clerk of the Board Christina Vollrath.

Chisago County Commissioner Jim Swenson will be attending the Chisago County Board of Commissioners Meetings on Wednesday March 15th at 6:30 p.m. via Interactive TV, pursuant to Minnesota Statute 13D.02 and MN Department of Administration Advisory Opinions 08-034 and 13-009. Commissioner Swenson may be seen and heard at the meeting via electronic means and will participate from The Fountains, 12400 International Drive, Orlando, Fl 32821, a location open and accessible to the public. Any questions can be directed towards Chase Burnham, County Administrator, at (651) 213-8877.

The Chair called the meeting to order and led the assembly in the Pledge of Allegiance.

Commissioner Dunne offered a motion to approve the amended agenda. Motion seconded by Greene, the motion **passed** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Greene, the Board opened the Road and Bridge Committee of the Whole at 6:31 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

The Board was given updates on the current projects of the Public Works Department from County Engineer Joe Triplett. *No action was taken.*

On motion by Greene, seconded by Dahlberg, the Board moved items 1-7 to the consent agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dahlberg, seconded by Dunne, the Board moved to close the Road and Bridge Committee of the Whole at 6:42 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the Consent Agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

- 1.) R&B Committee Recommendation – County Engineer’s Report
- 2.) R&B Committee Recommendation – I-35/CSAH 17 Interchange Maintenance Agmt.

RESOLUTION NO. 23/0315-1
A RESOLUTION FOR THE I-35/CSAH 17 INTERCHANGE MAINTENANCE AGREEMENT WITH MNDOT

IT IS RESOLVED, that Chisago County enter into MnDOT Agreement No. 1052509 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for maintenance by the County upon, along, and adjacent to Trunk Highway No. 35 at the TH 35 and CSAH 17 Interchange, the limits of which are defined in said Agreement.

IT IS FURTHER RESOLVED that the County Board of Commissioners Chair and the County Administrator are authorized to execute the Agreement and any amendments to the Agreement.

- 3.) R&B Committee Recommendation – Harris Public Works Facility Improvements
- 4.) R&B Committee Recommendation – CSAH 10 Drainage Design Services Contract
- 5.) R&B Committee Recommendation – Wetland Services Contract
- 6.) R&B Committee Recommendation – Right of Way Acquisition Services Contract
- 7.) R&B Committee Recommendation – Prof. Services Contracts with AET Inc.
- 8.) Minutes from the March 1, 2023 County Board Meeting
- 9.) Payment of County’s Warrants and Miscellaneous Bills
- 10.)

Per Minnesota Statutes 375.1, proceedings of the County Board including a list of itemized accounts, claims or demands must be published in the official newspaper. The itemized list of claims is available for public review on the County website at <https://www.chisagocounty.us/1197/Claims-Paid>. Claims less than \$2,000 are listed as a total dollar amount and notes the number of claims included in the total.

Environmental Services Director Kurt Schneider presented the Board with the Director’s Report and action items. ***No action was taken.***

On motion by Greene, seconded by Swenson, the Board moved to table the Preliminary Plat of Carlson Lake Overlook located at 162XX 280th Street in Franconia Township, (PID #04.00343.06). The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dahlberg, seconded by Greene, the Board moved to approve Resolution No. 23/0315-2 , a Resolution of the County Board of Commissioners of Chisago County, Minnesota, approving the Final Plat of Keystone Pines located at 42120 Keystone Avenue / CR 67 in Sunrise Township, (PID #00.00644.00)

RESOLUTION NO. 23/0315-2
A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY, MINNESOTA, APPROVING THE FINAL PLAT OF KEYSTONE PINES

WHEREAS, Glen Bergin and Donna Bergin, property owners, and Brad Canaday, applicant, submitted a request for the Final Plat of Keystone Pines on March 2, 2023; and **WHEREAS**, the property owners desire to create three parcels from the 20±-acre subject site; and

WHEREAS, the subject site is located at 42120 Keystone Avenue / CR 67 in Sunrise Township and is zoned Agricultural (AG) District; and

WHEREAS, the subject site is legally described as:

PID 09.00644.00

The East half of the Southeast Quarter of the Southeast Quarter (E 1/2 of SE 1/4 of SE 1/4) of Section Thirty-six (36), Township Thirty-six (36), Range Twenty-one (21), Chisago County, Minnesota.

WHEREAS, the Preliminary Plat of Keystone Pines was recommended for approval by the Planning Commission on January 5, 2023 per Resolution No. PC2023-0101 and approved by the Board of Commissioners on January 18, 2023 per Resolution No. 23/0118-2; and

WHEREAS, the Final Plat submitted on March 2, 2023 generally conforms to the approved Preliminary Plat and meets all conditions of Preliminary Plat approval.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Chisago County, Minnesota hereby approves the Final Plat of Keystone Pines, subject to the following conditions:

1. The Final Plat is approved as submitted on March 2, 2023. Any deviation from the approved plat drawing shall require further review by the Planning Commission and approval by the County Board.
2. Proposed Lots 1 and 2 shall have a shared driveway / access unless the Chisago County Highway Department grants a Variance to the Access Management Ordinance allowing separate driveways / accesses from Keystone Avenue / CR 67.
3. The applicant shall obtain all necessary and applicable permits from Federal, State, and County jurisdictions for any wetland impacts prior to commencement of development.

The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Swenson, seconded by Greene, the Board moved pursuant to

Minnesota Statutes section 373.48, Subd. 2, that the Board authorize and approve the Rural Electric Cooperative Uniform Contract for Cogeneration and Small Power Production Facilities, with East Central Energy, as presented. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

CITIZENS FORUM

TIME – 7:08 p.m. **END TIME** – 7:11 p.m.
of SPEAKERS - 1

On motion by Greene, seconded by Swenson, the Board moved to accept the March 8th Budget and Finance Report, approve using \$3,240 of unused 2022 CIP funds to replace the blinds in the North Branch Library, approve using \$3,547 of HHS funds to pay the CMCOA request and to also build this request into the operating budget in future years, approve the City of Harris’ Chisago County ARPA Broadband Grant application, in the amount of \$186,736, approve using \$5,500 from the 2022 unused CIP funding for Supervisor/Management Training from Quinlivan and Hughes, and approve using \$100,000 from the IM fund balance to pay for the METS Paperless Solution. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Swenson, seconded by Dunne, the Board moved to approve Chisago County Recorder Document Preservation Plan and authorize the expenditure of funds from the Recorder Technology and Compliance Fund. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the Contract between Kantner Consulting L.L.C. and Chisago County. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dahlberg, seconded by Greene, the Board moved to approve the Foster care payments from Health and Human Services for Friday after the 3rd Wednesday of each month. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the Board moved to approve the attached Resolution authorizing staff to execute the necessary documents to ensure Chisago County participates in the multistate Opioid settlement.

RESOLUTION NO. 23/0315-3
RESOLUTION AUTHORIZING CHISAGO COUNTY STAFF TO EXECUTE
ALL NECESSARY DOCUMENTS TO ENSURE CHISAGO COUNTY
PARTICIPATION IN THE MULTISTATE SETTLEMENTS RELATING TO

**OPIOID SUPPLY CHAIN PARTICIPANTS, AND IN THE MINNESOTA
OPIOIDS STATE-SUBDIVISION MEMORANDUM OF AGREEMENT**

WHEREAS, the State of Minnesota and numerous Minnesota cities and counties are engaged in nationwide civil litigation against opioid supply chain participants related to the opioid crisis; and

WHEREAS, the Minnesota Attorney General has signed on to multistate settlement agreements with several opioid supply chain participants, but those settlement agreements are still subject to sign-on by local governments and final agreement by the companies and approval by the courts; and

WHEREAS, there is a deadline of April, 18 2023, for a sufficient threshold of Minnesota cities and counties to sign on to the above-referenced multistate settlement agreements, and failure to timely sign on may diminish the amount of funds received by not only that city or county but by all Minnesota cities and counties from the settlement funds; and

WHEREAS, representatives of Minnesota’s local governments, the Office of the Attorney General, and the State of Minnesota have reached agreement on the intrastate allocation of these settlement funds between the State, and the counties and cities, as well as the permissible uses of these funds, which will be memorialized in the Minnesota Opioids State-Subdivision Memorandum of Agreement, as amended (the “State-Subdivision Agreement”); and

WHEREAS, the State-Subdivision Agreement creates an opportunity for local governments and the State to work collaboratively on a unified vision to deliver a robust abatement and remediation plan to address the opioid crisis in Minnesota;

NOW, THEREFORE, BE IT RESOLVED, Chisago County supports and agrees to the State-Subdivision Agreement; and

BE IT FURTHER RESOLVED, Chisago County supports and opts into all future multistate settlement agreements with opioid supply chain participants; and

BE IT FURTHER RESOLVED, Chisago County authorizes county staff to execute all necessary documents to ensure Chisago County participation in the multistate settlement agreements, including the Participation Agreement and accompanying Release, and in the State-Subdivision Agreement.

The motion **carried** as follows: **IN FAVOR THEREOF**: Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED**: None.

On motion by Swenson, seconded by Greene, the Board moved to appoint James McCarthy as the District 1 representative on the Planning Commission; effective March 15th, 2023 thru December 31, 2025. The motion **carried** as follows: **IN FAVOR**

THEREOF: Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Greene, the Board moved to authorize the DES Director to issue the associated PO's and sign any needed documents to renew the existing Motorola maintenance and support contract for the Chisago County ARMER system. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

On motion by Dunne, seconded by Dahlberg, the Board moved to approve the Out of State Travel request for Child Exploitation Training in Atlanta GA, June 12-15, 2023. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

County Administrator Burnham provided administrative updates. *No action was taken.*

Several Commissioners offered reports of their respective committee assignments. *No action was taken.*

On motion by Dahlberg, seconded by Greene, the Board adjourned the meeting at 8:07 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** Swenson, Greene, Dunne, Montzka, Dahlberg. **OPPOSED:** None.

Ben Montzka, Chair

Attest: _____
Christina Vollrath
Clerk of the Board