

**CHISAGO COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
Wednesday, August 03, 2022**

The Chisago County Board of Commissioners met in regular session at 6:30 p.m. on Wednesday, August 03, 2022 at the Chisago County Government Center with the following Commissioners present: DuBose, Greene, Dunne, Montzka. Also present: County Administrator Chase Burnham, Clerk of the Board Christina Vollrath, and County Attorney Janet Reiter.

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

Commissioner DuBose offered a motion to approve the amended agenda with an addition of rescheduling the September 14 Budget and Finance Meeting. Motion seconded by Dunne, the motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka. **OPPOSED:** None.

On motion by DuBose, seconded by Dunne, the board moved to open the Health and Human Services Committee of the Whole at 6:31 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

Chair Greene gave the gavel to Vice-Chair Montzka.

Health and Human Services Director Robert Benson provided the department updates. *No action was taken.*

On motion by Dunne, seconded by Greene, the Board moved to add items 1-3 to the Consent Agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

On motion by DuBose, seconded by Dunne, the board moved to close the HHS Committee Board of the Whole at 6:40 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

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

Board of Commissioners' Consent Agenda:

- 1.) HHS Committee Recommendation – Directors Update
- 2.) HHS Committee Recommendation – Payment of County's Warrants for HHS
- 3.) HHS Committee Recommendation – Central MN Health Care Preparedness Plan MOA
- 4.) ~~HHS Committee Recommendation – SHIP Grant Agreement – Wyoming Elementary~~

5.) Payment of County's Warrants and Miscellaneous Bills

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.

6.) Minutes from the July 20, 2022 Regular Meeting

On motion by DuBose, seconded by Dunne, the Board moved to adopt Resolution No. 22/0803-1, Resolution Referring to the Chisago County Planning Commission a Draft Amendment to the Chisago County Subdivision Ordinance to Revise the Title Evidence Requirements for Review and Approval of Final Plats and to Call for a Public Hearing before the Chisago County Planning Commission. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

RESOLUTION NO. 22/0803-1
RESOLUTION REFERRING TO THE CHISAGO COUNTY PLANNING
COMMISSION
A DRAFT AMENDMENT TO THE CHISAGO COUNTY SUBDIVISION ORDINANCE
TO REVISE THE TITLE EVIDENCE REQUIREMENTS FOR REVIEW AND
APPROVAL OF FINAL PLATS AND
TO CALL FOR A PUBLIC HEARING BEFORE THE CHISAGO COUNTY PLANNING
COMMISSION

WHEREAS, in accordance with the Minnesota Platting Law, Minnesota Statute section 505.03, Subd. 1, the Chisago County Board of Commissioners enacted in 1999 the current language in the Chisago County Subdivision Ordinance to regulate the review and approval process for plats for proposed subdivision developments and, as part of the process for final plat review and approval, the present language Chisago County Subdivision Ordinance requires the subdivider to demonstrate proof of ownership by submitting evidence of title in the form of an up-to-date abstract of title or certificate of title, together with a title opinion of the subdivider's attorney addressed to the County Board of Commissioners; and

WHEREAS, in 2015, the Legislature amended the Minnesota Platting Law to require counties to determine the forms of title evidence that must be submitted and satisfactorily demonstrate fee ownership of the subdivider in the land proposed for subdivision and the statutory amendment identified the five following forms of title evidence that a county may select for purposes of satisfactory evidence of title: Abstract of Title; Certificate of Title; Title Opinion, Title Commitment; or Title Policy; and

WHEREAS, the Chisago County Board of Commissioners has determined that it is in the best interest of Chisago County and its citizens that it consider an amendment to the Chisago

County Subdivision Ordinance to also allow for the submission of title policies as an alternative form of satisfactory evidence of title in the final plat review and approval process; and

WHEREAS, the Chisago County Board of Commissioners has received from the County Attorney's Office a draft amendment to the Chisago County Subdivision Ordinance, as attached hereto, that would, if enacted, provide for the submission of title evidence in one of two forms at the selection of the subdivider, as follows: an up-to date abstract of title or certificate of title together with a title opinion of the subdivider's attorney; or an up-to-date and in effect title policy; and

WHEREAS, the draft amendment preserves existing language in the Chisago County Subdivision Ordinance that allows for the County to require a subdivider to submit additional forms of title evidence if, in the opinion of the County Attorney's Office, the form of title evidence submitted by the subdivider fails to satisfactorily demonstrate that the subdivider has fee title in the land proposed for subdivision.

NOW THEREFORE BE IT RESOLVED, that the Chisago County Board of Commissioners declares its intent to consider amendments to the Chisago County Subdivision as described above and contained in the draft amendment.

BE IT FURTHER RESOLVED that the Chisago County Board of Commissioners refers the draft amendment to the Chisago County Planning Commission with the directive to review the draft amendment; call, notice and hold a public hearing on the draft amendment at its September 8, 2022; and to forward its recommendations and report to the Chisago County Board of Commissioners in sufficient time in advance of the September 21, 2022 meeting of the Chisago County Board of Commissioners for further consideration and enactment as appropriate.

On motion by Dunne, seconded by DuBose, the Board moved to approve the Household Hazardous Waste Facility Residential Recycling Drop-off Yard Construction Plans and Specifications and Authorize the Environmental Services Department to Release the Construction Project for Solicitation of Competitive Bids. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

On motion by Montzka, seconded by Greene, the Board moved to approve a letter of support Frontier Communications - Application to the MN Border to Border grant program. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Montzka **OPPOSED:** Dunne.

CITIZENS FORUM

TIME – 7:05 p.m. **END TIME** – 7:00 p.m.

of **SPEAKERS** -0

On motion by Montzka, seconded by Dunne, the Board moved to approve the Northwoods Humane Society's resolution to conduct a raffle at their event on September 17, 2022. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

RESOLUTION NO. 22/0803-2
APPROVING THE SUBMISSION OF AN APPLICATION TO CONDUCT A RAFFLE
FOR NORTHWOODS HUMANE SOCIETY

WHEREAS, the Chisago County Board of Commissioners has been presented with a request for lawful gambling within Chisago County; and

WHEREAS, the application was complete, included all necessary documentation, appears in accordance with County Policies and the facility owners are in good standing with the County;

BE IT RESOLVED that the Chisago County Board of Commissioners hereby approves and authorizes submission to the Minnesota Gambling Control Board an application to conduct a raffle at the Lent Townhall located at 33155 Hemingway Ave, Stacy, MN 55079.

On motion by Montzka, seconded by Dunne, the Board moved to approve the License Applications for 1 Day to 4 Day Temporary On-Sale Liquor License for the Stacy Lions Club at Ribfest at A1 Tire. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

On motion by DuBose, seconded by Dunne, the Board moved to approve the revised North Branch Area Schools Chisago County's ARPA School Grant Program application. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

On motion by DuBose, seconded by Dunne, the Board moved to accept the donations for the Children's Water Festival from the Rush Lake Improvement Association, Rush City Lions Club and the Comfort Lake Forest Lake Watershed District. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

RESOLUTION NO: 22/0803-3
ACCEPTANCE OF DONATIONS BY CHISAGO COUNTY FOR THE CHILDREN'S
WATER FESTIVAL

WHEREAS, the Chisago County Board of Commissioners adopted Resolution No. 060419-3 on April 19, 2006 which established a policy regarding the acceptance of gifts by Chisago County; and

WHEREAS, the County has received a donation from a business or private individual in Chisago County and is requesting formal acceptance by the County Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, that the Chisago County Board of Commissioners hereby accepts the following donations received by the Chisago County for the Children's Water Festival:

- Rush Lake Improvement Association \$1000.00 for Children’s Water Festival
 - Rush City Lions Club \$500.00 for Children’s Water Festival
 - Comfort Lake Forest Lake Watershed District \$2000.00 for Children’s Water Festival
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County Administrator Chase Burnham provided administrator updates and correspondence. *No action was taken.*

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

On motion by Dunne, seconded by DuBose, the Board adjourned the meeting at 7:21 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

Richard Greene, Chair

Attest: _____
Christina Vollrath
Clerk of the Board