

ANOKA COUNTY BOARD MEETING

MINUTES

Government Center
Anoka, Minnesota

February 11, 2020

Chair Schulte called the meeting to order at 9:30 a.m. and called for participation in reciting the Pledge of Allegiance.

Present:	District #1	Matt Look
	District #2	Julie Braastad
	District #3	Robyn West
	District #4	Mandy Meisner
	District #5	Mike Gamache
	District #6	
	District #7	Scott Schulte

Others Present: Rhonda Sivarajah, County Administrator; Tony Palumbo, County Attorney; staff, and citizens

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Commissioner Braastad made motion granting reductions of valuation and/or abatements of taxes, special assessments, costs, penalties and/or interest as requested and approved by the county assessor, county auditor and/or county treasurer. (A full text of persons receiving tax abatements is on file and available for public inspection in the County Administration Office.) Commissioner West seconded the motion. Upon roll call vote, motion carried unanimously.

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Commissioner Gamache made motion accepting the regular claims paid over \$500 for the period ending January 31, 2020, and purchase-card claims paid for the period ending January 31, 2020. (Claims are on file in the County Administration Office.) Commissioner Meisner seconded the motion. Upon roll call vote, motion carried unanimously.

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Commissioner Gamache provided an overview of the Anoka County Web Oversight Committee.

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Anoka County Digital Communications Coordinator Barbara Young presented the Anoka County Website Annual Report.

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Commissioner West presented the Management Committee report from the meeting of January 28, 2020. All items were of an informational nature and required no board action. (Report is on file in the County Administration Office.)

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Commissioner Schulte presented the Transportation Committee report from the meeting of February 3, 2020.

1. Commissioners Look and Braastad offered the following resolution and moved its adoption:

RESOLUTION #2020-17

AUTHORIZING THE PREPARATION OF A HIGHWAY RIGHT-OF-WAY PLAT FOR PROJECT CP 20-13-66

WHEREAS, Minn. Stat. § 160.085, subd. 1 provides that “In order to facilitate the acquisition of right-of-way required for highways, state and county road authorities may file for record in the office

of the county recorder or registrar of titles, in the county in which right-of-way is to be acquired, such orders or resolutions, as required by law, in the form of maps or plats showing the right-of-way by course distance, bearing and arc length and other rights or interests in the land to be acquired as the road authority determines necessary"; and,

WHEREAS, the County of Anoka is contemplating construction of certain improvements to reconstruct County Road 66 (Cleary Road NW) between County State Aid Highway 22 (Viking Boulevard) and Highway 47 (St. Francis Boulevard) in the city of Nowthen, which would necessitate the acquisition of additional right-of-way; and,

WHEREAS, the county highway engineer deems it necessary to require the preparation of a highway right-of-way plat to facilitate the acquisition of the right-of-way necessary to construct the above-referenced project:

NOW, THEREFORE, BE IT RESOLVED that the Anoka County highway engineer is hereby authorized to have the required survey work conducted and performed and a plat prepared to facilitate the acquisition of the right-of-way necessary for the above-referenced project, and that he is hereby authorized to charge the cost of the work, incidental thereto, to the County Road and Bridge Account.

Motion carried unanimously. Resolution declared adopted.

2. Commissioner Look offered the following resolution and moved its adoption:

RESOLUTION #2020-18

**AUTHORIZING ACQUISITION OF RIGHT-OF-WAY
FOR ANOKA COUNTY HIGHWAY PROJECT CP 20-13-66**

WHEREAS, the Anoka County Highway Department proposes to reconstruct County Road 66 (Cleary Road NW) between County State Aid Highway 22 (Viking Boulevard) and Highway 47 (St. Francis Boulevard) in the city of Nowthen, which project is numbered CP 20-13-66 (hereinafter "Project"); and,

WHEREAS, the Project work consists of bituminous reclamation, aggregate base stabilization, bituminous surfacing, ditching to promote proper subgrade drainage, and associated improvements to provide for the safety of the traveling public; and,

WHEREAS, in addition to the existing easements, certain land and interests therein are required to construct the Project; and,

WHEREAS, the land and interests therein which are needed to construct the Project are described in Exhibit "A", which is attached hereto (hereinafter "New Right-of-Way"); and,

WHEREAS, the Anoka County Board of Commissioners desires to begin construction of the Project in the summer of 2020; and,

WHEREAS, to begin construction of the Project in the summer of 2020, the county will require title and possession of the New Right-of-Way prior to the filing of an award by the court appointed commissioners pursuant to the provisions of Minn. Stat. § 117.042:

NOW, THEREFORE, BE IT RESOLVED that the Anoka County Board of Commissioners hereby authorizes the county highway engineer to proceed to acquire the New Right-of-Way in accordance with Minnesota Statutes.

BE IT FURTHER RESOLVED that the Anoka County Board of Commissioners hereby authorizes the acquisition of the New Right-of-Way that cannot be successfully acquired through negotiation by eminent domain, and to take title and possession thereto prior to the filing of an award by the court appointed commissioners, pursuant to Minn. Stats. §§ 117.011 and 117.042.

BE IT FURTHER RESOLVED that the Anoka County Board of Commissioners hereby requests that the Anoka County Attorney file the necessary petition therefore, and to prosecute such action to a successful conclusion or until it is abandoned, dismissed, or terminated by the county or the court.

(Exhibit "A" is on file in the County Administration Office.)

Upon roll call vote, motion carried unanimously. Resolution declared adopted.

3. Commissioner Look offered the following resolution and moved its adoption:

RESOLUTION #2020-19

SETTING 2020 SPRING WEIGHT RESTRICTIONS

BE IT RESOLVED that upon recommendation of the county highway engineer, and under the provisions of Minn. Stat. § 169.87 (but not before the Minnesota Department of Transportation) road restrictions shall be in effect upon the following designated state aid highways and county roads. Such limitations shall not exceed a maximum of ten tons or a minimum of five tons.

C.S.A.H. No. 1.....	9	Ton	Axle	Limit
C.S.A.H. No. 2.....	9	"	"	"
C.S.A.H. No. 3.....	9	"	"	"
C.S.A.H. No. 4.....	9	"	"	"
C.S.A.H. No. 5.....	9	"	"	"
C.S.A.H. No. 6.....	9	"	"	"
C.S.A.H. No. 7.....	9	"	"	"
C.S.A.H. No. 8.....	9	"	"	"
C.S.A.H. No. 9 CSAH No. 14 to CSAH No.116	10	"	"	"
C.S.A.H. No. 9 CSAH No. 116 TO CSAH No. 24	9	"	"	"
C.S.A.H. No. 10 TH 47 to East County Line	10	"	"	"
C.S.A.H. No. 11.....	9	"	"	"
C.S.A.H. No. 12 CSAH No. 11 to Lilac St	9	"	"	"
C.S.A.H. No. 12 Lilac St to CSAH No. 23	10	"	"	"
C.S.A.H. No. 13 CSAH No. 22 to CR No. 24.....	9	"	"	"
C.S.A.H. No. 14 CSAH No. 1 to CSAH No. 9	9	"	"	"
C.S.A.H. No. 14 CSAH No. 9 to CSAH/CR No. 52.....	10	"	"	"
C.S.A.H. No. 14 CSAH/CR No. 52 to CR No. 84	9	"	"	"
C.S.A.H. No. 14 CR No. 84 to East County Line	10	"	"	"
C.R. No. 15.....	7	"	"	"
C.R. No. 16.....	7	"	"	"
C.S.A.H. No. 17 South County Line to CSAH No. 116	10	"	"	"
C.S.A.H. No. 17 CSAH No. 116 to CSAH No. 18 (Broadway Ave).....	9	"	"	"
C.S.A.H. No. 17 CSAH No. 18 (Broadway Ave) to 185th Ave	7	"	"	"
C.S.A.H. No. 17 185th Ave to Coon Lake Shop.....	7	"	"	"
C.S.A.H. No. 17 Coon Lake Shop to CSAH No. 22	9	"	"	"
C.S.A.H. No. 18 CSAH No. 1 to CSAH No. 11	9	"	"	"
C.S.A.H. No. 18 CSAH No. 14 to CSAH No. 116	9	"	"	"
C.R. No. 18 CSAH No. 116 to CSAH No. 78.....	9	"	"	"
C.S.A.H. No. 18 CSAH No. 20 to Polk St NE.....	9	"	"	"
C.S.A.H. No. 18 Polk St NE to Soderville Dr NE	10	"	"	"
C.S.A.H. No. 18 Soderville Dr NE to East County Line.....	9	"	"	"
C.R. No. 19.....	7	"	"	"
C.S.A.H. No. 20.....	9	"	"	"
C.S.A.H. No. 21 South County Line to CSAH No. 34	9	"	"	"
C.S.A.H. No. 21 CSAH No. 34 to CSAH No. 14	9	"	"	"
C.S.A.H. No. 22 West County Line to East County Line	9	"	"	"
C.S.A.H. No. 23 South County Line to I-35W.....	9	"	"	"
C.S.A.H. No. 23 I-35W to TH 97.....	10	"	"	"
C.S.A.H. No. 24 West County Line to CR No. 66.....	7	"	"	"
C.S.A.H. No. 24 CR No. 66 to TH 47.....	9	"	"	"
C.S.A.H. No. 24 TH 47 to CSAH No. 28.....	9	"	"	"
C.S.A.H. No. 24 CSAH No. 28 to CSAH No. 9	9	"	"	"
C.S.A.H. No. 24 CSAH No. 9 to North County Line	7	"	"	"
C.S.A.H. No. 26.....	7	"	"	"
C.R. No. 27.....	9	"	"	"
C.S.A.H. No. 28.....	7	"	"	"
C.S.A.H. No. 30.....	9	"	"	"
C.S.A.H. No. 31.....	9	"	"	"
C.S.A.H. No. 32.....	9	"	"	"
C.S.A.H. No. 34 CSAH No. 49 to CSAH No. 21	9	"	"	"
C.S.A.H. No. 34 CSAH No. 21 to CSAH No. 54	7	"	"	"
C.S.A.H. No. 35.....	9	"	"	"
C.S.A.H. No. 36.....	7	"	"	"
C.S.A.H. No. 49 CSAH No. 23 to South County Line	9	"	"	"

C.R. No. 49 CSAH No. 17 to CSAH No. 23	9	"	"	"
C.S.A.H. No. 51	10	"	"	"
C.S.A.H. No. 52 CSAH No. 17 to I-35W	9	"	"	"
C.S.A.H. No. 52 I-35W to CSAH 116.....	10	"	"	"
C.R. No. 52 CSAH No. 116 to CR No. 61.....	7	"	"	"
C.R. No. 53 CR No. 49 to CSAH No. 12 (109th Ave NE).....	9	"	"	"
C.R. No. 53 CSAH No. 12 (Apollo Dr) to CSAH No. 14	7	"	"	"
C.S.A.H. No. 54	9	"	"	"
C.R. No. 56	9	"	"	"
C.S.A.H. No. 57 TH 10 to CSAH No. 116	10	"	"	"
C.R. No. 57 CSAH No. 116 to CSAH No. 5	9	"	"	"
C.R. No. 58 CSAH No. 7 to CSAH No. 78	7	"	"	"
C.R. No. 58 CSAH No. 78 to CSAH No. 18	7	"	"	"
C.R. No. 59	7	"	"	"
C.R. No. 60	9	"	"	"
C.R. No. 61 CR No. 52 to CR No. 60.....	7	"	"	"
C.S.A.H. No. 62 CSAH No. 23 to CSAH No. 18.....	9	"	"	"
C.R. No. 62 CSAH No. 18 to East County Line.....	7	"	"	"
C.R. No. 63 CSAH No. 5 to TH 47	7	"	"	"
C.R. No. 64	9	"	"	"
C.R. No. 65 West County Line to CSAH No. 5	7	"	"	"
C.R. No. 66	9	"	"	"
C.R. No. 68	7	"	"	"
C.R. No. 70	7	"	"	"
C.R. No. 71	7	"	"	"
C.R. No. 72	7	"	"	"
C.R. No. 73	7	"	"	"
C.R. No. 74 CSAH No. 13 to TH 65	9	"	"	"
C.R. No. 74 TH 65 to CSAH No. 22	7	"	"	"
C.R. No. 75	7	"	"	"
C.R. No. 76	7	"	"	"
C.R. No. 77	7	"	"	"
C.S.A.H. No. 78 CSAH No. 1 to South Leg CSAH No. 11	9	"	"	"
C.S.A.H. No. 78 South Leg CSAH No. 11 to CSAH No. 116	10	"	"	"
C.S.A.H. No. 78 CSAH No. 116 to CSAH No. 22.....	9	"	"	"
C.R. No. 82	7	"	"	"
C.S.A.H. No. 83 TH 10 to CSAH No. 22	9	"	"	"
C.R. No. 84	9	"	"	"
C.R. No. 85	9	"	"	"
C.R. No. 86	7	"	"	"
C.R. No. 89	7	"	"	"
C.R. No. 102	9	"	"	"
C.R. No. 103	7	"	"	"
C.R. No. 104	9	"	"	"
C.R. No. 106	9	"	"	"
C.R. No. 108	9	"	"	"
C.S.A.H. No. 116 CSAH No. 83 to CSAH/CR No. 57	9	"	"	"
C.S.A.H. No. 116 CSAH/CR No. 57 to CSAH No. 52	10	"	"	"
C.S.A.H. No. 116 CSAH No. 52 to CSAH No. 17	9	"	"	"
C.S.A.H. No. 131	9	"	"	"
C.R. No. 132	9	"	"	"
C.R. No. 140	7	"	"	"
C.R. No. 158	7	"	"	"
C.R. No. 163	9	"	"	"

NOTE: CSAH - Indicates County State Aid Highway
 CR - Indicates County Road
 TH - Indicates Trunk Highway

Motion carried unanimously. Resolution declared adopted.

4. Commissioner Look made motion entering into Contract #C0007471, Joint Powers Agreement with the City of Anoka to facilitate the use of LRIP funds on the proposed interchange improvement project on US 10/169 at the intersections of West Main Street, Fairoak Avenue, and Thurston Avenue in the city of Anoka, subject to review by the county attorney as to form and legality. (Contract is on file in the Transportation Office.) Commissioner Schulte seconded the motion. Upon roll call vote, motion carried unanimously.

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Commissioner Braastad presented the Intergovernmental and Community Relations Committee report from the meeting of February 6, 2020.

1. Commissioner Braastad offered the following resolution and moved its adoption:

RESOLUTION #2020 20

**RESOLUTION ADOPTING
ANOKA COUNTY'S COMPREHENSIVE PLAN**

WHEREAS, Minnesota Statutes Section 473.864 requires each local governmental unit to review and amend its local Comprehensive Plan at least once every ten years to ensure its Comprehensive Plan conforms to metropolitan system plans and to ensure its fiscal devices and official controls do not conflict with the comprehensive plan or permit activities in conflict with metropolitan system plans; and,

WHEREAS, Minnesota Statutes Sections 473.858 and 473.864 require local governmental units to complete their "decennial" reviews by December 31, 2018; and,

WHEREAS, county staff prepared the Transportation Plan, Parks System Plan, and Intergovernmental Plan, intended to meet the requirements of the Metropolitan Land Planning Act and Metropolitan Council guidelines and procedures, and the county thereafter completed all notices and public hearings related to submission of those plans to the Metropolitan Council for approval; and,

WHEREAS, pursuant to Minnesota Statutes Section 473.858, the proposed Comprehensive Plan was timely submitted to adjacent governmental units and affected special districts and school districts for review and comment; the statutory six-month review and comment period has elapsed; and,

WHEREAS, at a regular board meeting on December 18, 2018, the Anoka County Board reviewed the proposed Comprehensive Plan, staff recommendations, public comments, and authorized submission of its proposed Comprehensive Plan to the Metropolitan Council, for review and approval; and,

WHEREAS, the relevant committees of jurisdiction for Anoka County have considered the proposed Plan updates and all public comments, and thereafter submitted their recommendations for the final Comprehensive Plan; and,

WHEREAS, on or about December 13, 2019, the DNR and the Metropolitan Council specifically approved Anoka County's Mississippi River Corridor Critical Area (MRCCA) Plan, and authorized inclusion of the MRCCA Plan as a chapter within the County's Comprehensive Plan; and,

WHEREAS, based on the county's comprehensive review, implementation of staff recommendations and comments from the Metropolitan Council, the county board is now ready to approve its Comprehensive Plan:

NOW, THEREFORE, BE IT RESOLVED that the Anoka County Board of Commissioners hereby adopts the Anoka County Comprehensive Plan dated December 23, 2019, as revised, including the addition of the MRCCA Plan, and is satisfied that its Comprehensive Plan meets the needs of the county and requirements of all applicable laws. The county administrator is directed to send a copy of the final Comprehensive Plan to the Metropolitan Council.

Motion carried unanimously. Resolution declared adopted.

2. Commissioner Braastad made motion approving Contract #C0007733 with North Memorial Healthcare for hospital autopsy services for a term from January 1, 2020, through December 31, 2020, with automatic renewals for up to seven years, subject to review by the county attorney as to form and legality. Anticipated annual revenue of \$20,000. (Contract is on file in the Medical Examiner's Office.) Commissioner West seconded the motion. Upon roll call vote, motion carried unanimously.
3. Commissioner Braastad made motion approving Contract #C0007729 with Minnesota Lions Eye Bank for use of the Medical Examiner's facility to procure eye tissues from donors, for a two-year term with annual renewals of up to seven years, subject to review by the county attorney as to form and legality. Anticipated annual revenue of \$7,000. (Contract is on file in the Medical Examiner's Office.) Commissioner Gamache seconded the motion. Upon roll call vote, motion carried unanimously.

4. Commissioner Braastad offered the following resolution and moved its adoption:

RESOLUTION #2020-21

**RESOLUTION ADOPTING A SPECIAL ASSESSMENT
UNDER THE PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM**

WHEREAS, on December 13, 2019, the County of Anoka (“County”) entered into a Joint Powers Agreement with the Port Authority of the City of Saint Paul (“Port Authority”) to establish a Property Assessed Clean Energy Program (“PACE”) in the County for commercial property owners to finance the energy efficiency and conservation improvements to property through the use of special assessments under PACE, pursuant to Minnesota Statutes Sections 216C.435 – 436 and Chapter 429 (collectively “the Act”); and,

WHEREAS, the County has received an approved application from the Port Authority for an eligible property located in Anoka County, which is approved for financing under the PACE program, as follows:

Property Owner:	SMC Construction Inc.
Parcel Number:	01-30-24-12-0044
Assessment Details:	\$26,216.00 with 5% interest; 10-year term
Interest Accrual Date:	01/01/2021

; and,

WHEREAS, pursuant to the parties’ Joint Powers Agreement and the Act, the County board is required to adopt by resolution each assessment under the PACE program, causing the special assessment to become a lien against the property once added to the tax rolls, to be collected by the County on behalf of the Port Authority:

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The special assessment of the above-described property is hereby adopted and will be added to the County tax rolls for collection.
2. After imposition of the special assessment, the County shall collect such assessment and remit it to the Port Authority for repayment of the clean energy loan. The County will take all actions permitted by law, including but not limited to actions permitted by Minnesota Statutes Section 429.071, subd. 4, to recover the assessment.

BE IT FINALLY RESOLVED that the county administrator, or her designee, is authorized to execute on behalf of the County, any documents necessary to implement the special assessment authorized by this resolution.

Motion carried unanimously. Resolution declared adopted.

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Commissioner Gamache presented the Parks Committee report from the meeting of February 4, 2020.

1. Commissioner Gamache made motion authorizing Contract #C0005976A, a grant amendment changing the project description to allow more flexibility in procuring labor to conduct natural resources management within the regional parks system, subject to review by the county attorney as to form and legality. (Contract is on file in the Parks Office.) Commissioner West seconded the motion. Upon roll call vote, motion carried unanimously.
2. Commissioner Gamache made motion authorizing Contract #C0006650A, a grant amendment for the construction of the Rice Creek Maintenance Facility to increase the grant amount by \$15,407.07 from \$687,044 to \$702,453.07, subject to review by the county attorney as to form and legality. (Contract is on file in the Parks Office.) Commissioner Braastad seconded the motion. Upon roll call vote, motion carried unanimously.

3. Commissioners Gamache and Braastad offered the following resolution and moved its adoption:

RESOLUTION #2020-22

**RESOLUTION FOR STATE AGENCY CONTRACT
FOR RICE CREEK CHAIN OF LAKES TRAIL PROJECT
(CONTRACT #C0007753)**

WHEREAS, the County of Anoka is a political subdivision, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, Anoka County in cooperation with the State of Minnesota, Department of Transportation, wishes to engage HDR Engineering, Inc., to conduct Phase I Archaeological Resources Survey for a project involving development of a series of natural surface, single-track mountain bike trails within the Rice Creek Chain of Lakes Park Reserve; and,

WHEREAS, pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation is appointed and shall act as agent for the County of Anoka in accepting federal aid funds which may be made available for eligible transportation and trail related projects:

NOW, THEREFORE, BE IT RESOLVED that the Anoka County Board of Commissioners hereby authorizes and directs its board chair and the county administrator to enter into an agreement with the State of Minnesota, Department of Transportation and HDR Engineering, Inc., to complete Phase I Archaeological Resources Survey for the Rice Creek Chain of Lakes Reserve according to the terms and conditions of said federal aid participation as set forth and contained in Minnesota Department of Transportation Agency Agreement No. 1035851, which is made a part hereof by reference.

BE IT FURTHER RESOLVED that the county board chair and county administrator are authorized to execute and take any further actions necessary to secure the agreement and funding with the State of Minnesota, Department of Transportation and HDR Engineering, Inc.

(Contract is on file in the Parks Office.)

Upon roll call vote, motion carried unanimously. Resolution declared adopted.

4. Commissioner Look made motion authorizing the Parks Director or designee to negotiate and execute Contract #C0007771, a new lease with the YMCA allowing the YMCA to continue use of certain facilities at Lake George Regional Park, commencing February 2020, for a three-year term with an option to extend for an additional two years, subject to review by the county attorney as to form and legality. (Contract is on file in the Parks Office.) Commissioner West seconded the motion. Upon roll call vote, motion carried unanimously.

Commissioner Meisner presented the Property Records and Taxation Committee report from the meeting of January 28, 2020.

1. Commissioner West made motion approving the amendment to Contract #C0005508 between Pictometry International Corporation and Anoka County for license agreement renewal and 2020 Flight of Pictometry for an amount not to exceed \$177,783.90, subject to review by the county attorney as to form and legality. (Contract is on file in the Property Records and Taxation Office.) Commissioner Gamache seconded the motion. Upon roll call vote, motion carried unanimously.
2. Commissioner Braastad made motion approving the land transaction for Application for Repurchase of Forfeited Lands by Michelle Keller, heir of Orville Keller, PIN 32-32-23-31-0016, city of Ham Lake. Commissioner Meisner seconded the motion. Motion carried unanimously.

Commissioner Meisner reminded residents that a special election is being held today for the Anoka County District 6 commissioner seat. The cities located in District #6 include Centerville, Circle Pines, Columbus, Lexington, Lino Lakes, and parts of Blaine. Linwood Township is also in District #6.

Commissioner Look gave an update on recent legislative activities relating to proposed Trunk Highway 10 interchanges at Sunfish Lake Boulevard and Ramsey Boulevard in the city of Ramsey.

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The county board meeting was adjourned at 10:18 a.m.

ATTEST:

**COUNTY BOARD OF COMMISSIONERS
ANOKA COUNTY, MINNESOTA**

By: _____
Rhonda Sivarajah
County Administrator

By: _____
Scott Schulte, its Chair

Motion carried means all commissioners in attendance voted affirmatively unless otherwise noted.