

CLAY COUNTY BOARD OF COMMISSIONERS

Tuesday, November 12, 2013

9:00 a.m.

County Board Room – 3rd Floor – Courthouse

MINUTES

The Clay County Board of Commissioners met in regular session with all Commissioners present: Campbell, Evert, Gross, Ingersoll, and Weyland. County Administrator Brian C. Berg and Senior Administrative Assistant Vicki Reek were also present.

APPROVAL OF AGENDA

On motion by Weyland, seconded by Campbell, and unanimously carried, the agenda was approved with the addition of: Request to waive penalty for late payment of tax (Sjolander).

APPROVAL OF CITY OF MOORHEAD ABATEMENT REQUEST

By consent agenda, the Board approved an abatement request from the City of Moorhead on behalf of Joshua and Tracy Decock, for \$236 tax reduction for current year (pay 2013), and \$244 tax reduction for payable 2012 (due to clerical error).

APPROVAL OF RENEWAL OF LAKES & PRAIRIES COMMUNITY ACTION PARTNERSHIP
LEASES

By consent agenda, the Board approved renewal of office space leases in the Family Service Center for Lakes & Prairies Community Action Partnership:

- #402, 5273 sq. ft., \$11.75 sq. ft., 1-1-14 to 12-31-14
- #405, 620 sq. ft., \$11.75 sq. ft., 1-1-14 to 12-31-14
- Additional space in #405 (old PD space), 688 sq. ft., \$11.75 sq. ft., 1-1-14 to 12-31-14
- West Storage Space, 97 sq. ft., \$12.75 sq. ft., 1-1-14 to 12-31-14
- #103b, 860 sq. ft., \$12.75 sq. ft., 1-1-14 to 12-31-14
- 2 North Offices #108, 266 sq. ft., \$12.75 sq. ft., 11-1-13 to 12-31-14

CITIZENS TO BE HEARD

There were no citizens present who wished to address the Board.

APPROVE PAYMENT OF BILLS AND VOUCHERS

On motion by Evert, seconded by Weyland, and unanimously carried, the Board approved payment of bills and vouchers.

UPDATE RE: COUNTY AG INSPECTION PROGRAM

Kevin Kassenborg, Soil & Water Conservation District Director, updated the Board regarding the County Ag Inspector Program which the SWCD has managed since 2012. Mr. Kassenborg highlighted the following:

- Identified the target roads for the year with the assistance of Highway Department (sprayed approximately 160 County Road miles and several buyout properties)
- Selected new Appeals Committee members
- Published "General Notice to Control Noxious Weeds"
- Provided Pesticide Applicator License Exams (25)
- Enforced MN's Noxious Weed Laws
- Updated Township Officers on Noxious Weed Program
- Addressed Concerns/Complaints (60)
- Purchased backpack sprayer to handle small patches of weeds
- Attended quarterly District 1 Meetings, Annual Conference

APPROVAL OF TAX FORFEIT PROPERTY LIST AND SALE

Deputy Auditor Nanci Krenelka presented the following list of properties which have forfeited to the State of Minnesota for delinquent taxes. Ms. Krenelka informed the Board that Moorhead Township has requested removal from the list of parcel #21.011.1401 for potential use as the location for a future town hall building. Ms. Krenelka requested the Board's approval of the list and the sale date/time of December 12, 2013, 10:00 a.m., in the Clay County Board Room:

Prior Owner	Assessed value	Legal description/Address
Michael G Burt PO Box 9484 Fargo ND 58106	\$6,500.00	56.685.0990 Hawley City Lot 2 Blk. 8 Prairie Hills Estates 2200 Westgate Dr.
Michael G Burt PO Box 9484 Fargo ND 58106	\$5,600.00	60.250.0110 Ulen City Lot 1 Blk. 3 Dinsmore's 1st Add 301 Lincoln Ave E
AB Sold 154 E ROSEDALE AVE MILWAUKEE WI 53207	\$24,800.00 + 400.00 timber value \$25,200.00	#17.025.3301 Hawley City 4.56 A. Beg 1500.25' E & 771.74' N OF SW Cor of SW1/4; N151.99', ETC. 25-141-45 22284 100 th Ave N
Edna Strandlien 2810 2ND AVE N MOORHEAD MN 56560-2508	\$30,000.00	# 58.754.0440 Moorhead City S75' of Blk A, Oak Grove Addn & S75' OF Lot 13 Blk 5 Spragues Addn
Maurice & Kathy Jensen 115 Marion Street Dilworth, MN 56529-1476	\$35,900.00	#21.011.1401 Moorhead Twp Beg. At E 1/4 cor; W715'; S315.63'; E715'; & N315.63' to beg. 11-139-48 515 50 Ave S, Moorhead
Conrad & Stacy Olson 30480 470th St Vergas MN 56587-9462	\$8,900.00	#53.300.0050 Felton City Lot 2 Block 2 Nordic Homes Add 566 6 th St
Reassessment from 2012 sale	\$3,300.00	#57.900.0470 Hitterdal City Pt of Outlot 0-33 Beg. 15'W of SW corner of L33' thence W 50" N 133'; E 50' & S 133 to Beg 216 Front St W
Forfeited land removed from wetlands designation	\$17,000.00	#23.041.0122 Oakport Twp Lot 2 Block 1 Brentwood Acres Sub No address assigned

On motion by Gross, seconded by Campbell, and unanimously carried, the Board adopted the following resolution, approving the tax forfeit list (less parcel #21.011.1401), and setting the date/time of the tax forfeit sale for December 12, 2013, 10:00 a.m.:

RESOLUTION 2013-51

BE IT RESOLVED, by the Board of Commissioners of Clay County, Minnesota, this 12th day of November, 2013, pursuant to provisions of Chapter 282, Minnesota Statutes, the County Auditor of Clay County is hereby directed to sell parcels of land that have been forfeited to the State of Minnesota for delinquent taxes and certified by the County Auditor and recorded in the Office of the County Recorder; which lands have been classified and appraised as provided by law;

BE IT FURTHER RESOLVED, that the terms of the sale shall be cash only on all parcels. Pursuant to MN Statute 282.241, a previous owner may not purchase a parcel of land for less than the delinquent amount, assessments, penalties, interest and costs against it.

In addition to the total sales price, there shall also be added an amount equal to 3 percent of such total sales price. Said 3 percent to be certified to the Tax Assurance Account as required under Minnesota Statute 284.28 Subd. 6. A \$25.00 state deed fee and a \$46.00 recording fee must also be collected for each parcel sold. Each parcel is subject to a state deed tax of \$1.65 per each \$500.00 of sales price. There will also be an additional \$50.00 well certificate for any property that contains a well.

Purchasers of property as this sale will receive a State Deed. **CLAY COUNTY DOES NOT GUARANTEE CLEAR TITLE ON PURCHASES OF TAX FORFEIT LAND. IT IS THE RESPONSIBILITY OF THE PURCHASER TO TAKE WHATEVER ACTION NECESSARY TO ASSURE CLEAR TITLE.**

The Forfeit Tax Sale will be held December 12, 2013 at 10:00 a.m. in the Clay County Board Room, Clay County Courthouse, 807 11th Street North, Moorhead, Minnesota.

REQUEST TO HIRE 1.0 FTE HEALTH EDUCATOR POSITION

On motion by Weyland, seconded by Evert, and unanimously carried, the Board approved the hiring of a 1.0 FTE Health Educator position for work with the four PartnerSHIP 4 Health grants (Community Transformation, Statewide Health Improvement Program, BCBS Growing Up Healthy, and ClearWay MN initiatives), as requested by Public Health Administrator Kathy McKay.

REQUEST TO WAIVE PENALTY FOR LATE PAYMENT OF TAX (SJOLANDER)

The Board reviewed a request to waive a \$50.16 penalty submitted by Ms. Orene Sjolander, who indicated she had been ill and had missed the tax due date. In reviewing the tax history, it was noted that Ms. Sjolander had paid her taxes late twice in recent years.

On motion by Gross, seconded by Ingersoll, and unanimously carried, the Board denied the request to waive the penalty for late payment of tax.

COMMITTEE REPORTS/COUNTY ADMINISTRATOR UPDATE

Commissioner Weyland attended meetings of the Veterans Advisory Committee and Restorative Justice Committee.

Commissioner Evert attended the Basin Commission Retreat and AMC Futures Committee Meeting.

Commissioner Gross attended a meeting concerning staffing at the Dilworth police department.

Commissioner Ingersoll attended meetings of the Moorhead Planning Commission and Clay County Joint Powers Committee.

County Administrator Brian Berg provided updates concerning staffing at the Dilworth Police Department, the Department of Motor Vehicles remodel project, Lakes & Prairies Community Action Partnership/Family Service Center, the flow of information from the City of Moorhead Assessor's office, the Joint Powers Committee, Personnel issues, and the FM Diversion.

PRESENTATION OF HAWLEY HOTEL PARTNERS, LLC ABATEMENT REQUEST

Mark Vaux, Greater FM Economic Development Corporation, and Bill Dagget and Dan Noreen, two of the partners in the Hawley Hotel Partners LLC, were present to request the County's consideration of a tax abatement for a 43-unit hotel construction project within the City of Hawley. Mr. Vaux informed the Board that the \$4 million project will create approximately 12 jobs in Hawley, will enhance the County's tax base, and provide a needed facility in Hawley. The next step in the tax abatement process is for the Clay County Economic Development Authority to conduct a public hearing regarding the request. Following the public hearing, the Business Subsidy Committee will meet and develop a recommendation for the County Board/Economic Development Authority's review.

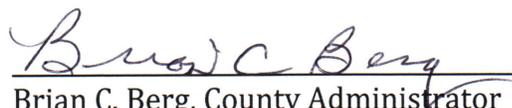
On motion by Evert, seconded by Campbell, and unanimously carried, the Board established a public hearing for the Hawley Hotel Partners LLC Tax Abatement Request for December 3, 2013, at 9:00 a.m.

ADJOURN

The meeting adjourned at 9:50 a.m.



Wayne Ingersoll, Chair
Clay County Board of Commissioners



Brian C. Berg, County Administrator