

CLAY COUNTY BOARD OF COMMISSIONERS
8:30 A.M., TUESDAY, NOVEMBER 8, 2022
Rooms A/B, 3rd Floor, Courthouse
MINUTES

The Clay County Board of Commissioners met in regular session with the following Commissioners present: Jenna Kahly, Frank Gross, Jenny Mongeau, Kevin Campbell, and David Ebinger. Others present: County Administrator Stephen Larson, Assistant County Attorney Michael Leeser, HR Director Darren Brooke, and Sr. Admin. Asst. Colleen Eck.

CALL TO ORDER

Chair Mongeau called the meeting to order at 8:30 a.m.

APPROVAL OF AGENDA

On motion by Commissioner Gross, seconded by Commissioner Campbell, and unanimously carried, the Board approved the agenda.

UPDATE ON PRICING OF ADDITIONAL LEASE VEHICLE FOR SHERIFF'S OFFICE

By consent, the Board approved the update on pricing of an additional lease vehicle for the Sheriff's Office.

CITIZENS TO BE HEARD

There were no citizens to be heard.

APPROVAL OF PAYMENT OF BILLS AND VOUCHERS

On motion by Commissioner Campbell, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the payment of bills and vouchers \$607,948 from 131 vendors. From that total, 97 warrants issued were under \$2,000 (\$41,771) and the following 34 were over \$2,000:

West Central Regional Juvenile Center	\$134,678	Butler Machinery Co	\$4,635
Advanced Correctional Healthcare, Inc.	\$ 62,822	Wilkin Co Public Health	\$4,483
Lakeland Mental Health Ctr, Inc	\$ 57,343	Fitzgerald Construction Inc.	\$4,418
T.F. Powers Construction Co.	\$ 52,099	SeaChange Print Innovations	\$4,058
Clay Co Public Health	\$ 36,288	Fevig Oil Co	\$3,830
Otter Tail Public Health	\$ 28,692	Sanofi Pasteur, Inc.	\$3,736
Mn State Auditor	\$ 24,258	Sanford Health	\$3,603
Rick Electric Inc	\$ 21,875	TrueNorth Steel	\$3,591
Green Construction	\$ 19,343	Farmers Coop Oil Co	\$3,526
Connect Interiors LLC	\$ 17,790	Johnson Controls Fire Protection LP	\$3,371
Becker County Public Health	\$ 9,322	Holcim MWR, Inc.	\$3,196
Nitzkowski, Inc.	\$ 8,494	Pete's Gas & Service	\$2,937
Braun Intertec Corp	\$ 8,400	Moorhead Public Service	\$2,916
Uline	\$ 7,832	Stellar Services, LLC	\$2,417
Glacier Enterprises	\$ 6,869	DS Solutions Inc.	\$2,402
Town & Country Oil Inc.	\$ 6,159	JT Lawn Service	\$2,368
Gateway Building Systems Inc.	\$ 6,123	BDT Mechanical, LLC	\$2,287

APPROVAL OF MINUTES FROM OCTOBER 25, 2022

On motion by Commissioner Gross, seconded by Commissioner Ebinger, and unanimously carried, the Board approved the minutes from October 25, 2022.

REQUEST FROM ALERUS FINANCIAL (TRUSTEE FOR APRIL K. RICHARDS TRUST) TO REPURCHASE TAX FORFEIT PROPERTY IN GEORGETOWN TOWNSHIP WITH RESOLUTION 2022-35

Paula Stebner, representing Alerus Financial, addressed the Board. It was recently brought to their attention that the payment of 2019 property taxes for Parcel #09.040.1400 was missed during the transition of Trustee from Jay S. Richards to Alerus Financial. The request is to be allowed to pay back taxes and repurchase the property from the State of MN. Deputy Auditor Jacque Dudgeon added that she sent out certified mail regarding the tax forfeit to Mr. Richards in April who signed for it. The office did not know he had resigned from ownership.

On motion by Commissioner Campbell, seconded by Commissioner Ebinger, and unanimously carried, the Board executed Resolution 2022-35 to allow Alerus Financial to repurchase tax forfeit property (Parcel 09.04.1400) in Georgetown Township with full payment of back taxes.

RESOLUTION 2022-35

WHEREAS, a request was submitted to the Clay County Board of Commissioners by Alerus Financial (Successor Trustee for April K. Richards Trust), hereinafter referred to as the "Repurchaser" to repurchase the following described real property:

Parcel No. 09.040.1400 (N 14.1 acres of Lot 1, Section 24, Township 142N, Range 49W (Georgetown Township), County of Clay, State of Minnesota)

WHEREAS, the Repurchaser is obligated by statute, rule, or other agreement to pay real estate taxes relevant to the above-referenced property; and

WHEREAS, the Repurchaser satisfies the statutory criteria for being an eligible repurchaser; and

WHEREAS, the Board finds that the repurchase would cure an undue hardship or injustice resulting from the forfeiture and will permit the use of the lands that will best serve the public interests; and

WHEREAS, the value of retaining the property in public ownership is outweighed by the benefits of returning the property to private ownership; and

WHEREAS, if it is appropriate to place certain conditions on the repurchase, those conditions are fully outlined below.

NOW, THEREFORE, BE IT RESOLVED, that the Repurchaser be allowed to repurchase the Property for an amount equal to the statutory formula for repurchase to be calculated by the Clay County Auditor's Office.

REQUEST TO APPROVE SOIL AND CONDUCTIVITY TESTING FOR SUBSTANCE USE CRISIS FACILITY PROJECT

County Administrator Stephen Larson requested that soil and conductivity testing be approved for the Substance Use Crisis Facility Project. Houston Engineering has also required a double ring infiltrometer test as part of the B3 requirements for the project. Braun Intertec conducted these tests at a cost of \$10,345. The conductivity test, costing \$7,000, was pre-approved by the Building Finance Committee and is done to determine if the condition for a geothermal system is adequate. The total for all three tests is \$17,345.

On motion by Commissioner Gross, seconded by Commissioner Kahly, and unanimously carried, the Board approved the budget for soil and conductivity testing and double ring infiltrometer test for the Substance Abuse Crisis Center Project using Braun Intertec and Falk Drilling.

COMMITTEE REPORTS/COUNTY ADMINISTRATOR UPDATE/DISCUSSIONS

- Commissioner Kahly reported on meetings for Children’s Mental Health Local Advisory Committee; Adult Mental Health Local Advisory Committee; Cass-Clay Food Commission; and Romkey Park Presentation.
- Commissioner Gross reported on meetings for Highway Tracking and FM Diversion Update.
- Commissioner Campbell reported on meetings for Highway Tracking; Flowage Easement and Crop Insurance Presentation; Discussion on Joint Powers Authority for Red River Regional Dispatch; Resource Recovery Facility Construction Update; and Romkey Park Presentation.
- Commissioner Ebinger reported on meetings for Greater Fargo Moorhead Economic Development Corp; NW Emergency Communications Board; and Discussion on Joint Powers Authority for Red River Regional Dispatch.
- Commissioner Mongeau reported on meetings for Flowage Easement and Crop Insurance Presentations; MetroCOG Board; and Resource Recovery Facility Construction Update.
- Mr. Larson attended meetings for Highway Tracking; HR Open Enrollment; Buffalo Red River LOMR; Resource Recovery Facility; Administrative Office Changes; and Discussion on Joint Powers Authority for Red River Regional Dispatch. He also met with the Planning Director on Riparian Aid; Scott Fettig on Substance Use Crisis Facility; Attorney Brian Melton; and Derek LaPoint from Downtown Moorhead Inc.

The meeting was adjourned at 9:10 a.m.

Jenny Mongeau, Chair
County Board of Commissioners

Stephen Larson, County Administrator