

**CHISAGO COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDINGS
Wednesday, November 02, 2022**

The Chisago County Board of Commissioners met in regular session at 6:30 p.m. on Wednesday, November 02, 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. Motion seconded by Dunne, the motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka. **OPPOSED:** None.

On motion by Dunne, seconded by DuBose, the board moved to open the Health and Human Services Committee of the Whole at 6:30 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.

Public Health Director Courtney Wehrenberg presented the semi-annual Community Health Board Report to the Board of Commissioners. **No action was taken.**

On motion by DuBose, seconded by Greene, the Board moved to add items 1-2 to the Consent Agenda. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka **OPPOSED:** None.

On motion by Greene, seconded by Dunne, the board moved to close the HHS Committee Board of the Whole at 6:52 p.m. 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 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.) 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.

4.) Minutes from the October 19, 2022 Regular Meeting

On motion by DuBose, seconded by Montzka, the Board moved to approve Resolution No. 22/1102-1, a Resolution of the County Board of Commissioners of Chisago County, Minnesota, approving the Final Plat of SP Farms Plat One at 272X Olinda Trail, Franconia Township (PID #04.00370.20). The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Dunne, Greene, Montzka **OPPOSED:** None.

RESOLUTION NO. 22/1102-1
A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CHISAGO COUNTY,
MINNESOTA, APPROVING THE FINAL PLAT OF SP FARMS PLAT ONE
AS REQUESTED BY SP FARMS LLC

WHEREAS, SP Farms LLC, property owner, submitted a request for the Final Plat of SP Farms Plat One on October 20, 2022; and

WHEREAS, the subject site is generally located east of Olinda Trail / CSAH 25, south of Chisago Boulevard / CSAH 23 and west of Olympic Trail in Franconia Township and is located in the Agricultural (AG) District; and

WHEREAS, the subject site is 79.8± acres in size and legally described as:

PID 04.00370.20

That part of the Northwest Quarter of the Southwest Quarter of Section 14, Township 33, Range 20, Chisago County, Minnesota, described as follows: Commencing at the southeast corner of said Northwest Quarter of the Southwest Quarter; thence North 89 degrees 47 minutes 39 seconds West, assumed bearing along the south line of said Northwest Quarter of the Southwest Quarter a distance of 743.68 feet to the point of beginning of the parcel to be described; thence continuing North 89 degrees 47 minutes 39 seconds West, along said south line, a distance of 606.22 feet, more or less, to the southwest corner of said Northwest Quarter of the Southwest Quarter; thence North 02 degrees 05 minutes 35 seconds West, along the west line of said Northwest Quarter of the Southwest Quarter, a distance of 363.29 feet; thence South 89 degrees 47 minutes 39 seconds East, a distance of 620.79 feet; thence South 00 degrees 12 minutes 21 seconds West, a distance of 363.00 feet to said point of beginning and there terminating.

LESS AND EXCEPT:

That part of the Northwest Quarter of said Southwest Quarter (NW 1/4 SW 1/4) being a strip of land 50 feet in width lying East and adjacent to the centerline of County State Aid Highway No. 25;

WHEREAS, the Preliminary Plat of SP Farms Plat One was recommended for approval by the Planning Commission on September 1, 2022 per Resolution No. PC2022-0901 and

approved by the County Board of Commissioners on September 21, 2022 per Resolution No. 22/0921-1; and

WHEREAS, the Final Plat submitted on October 20, 2022 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 SP Farms Plat One, subject to the following conditions:

1. The Final Plat is approved as submitted on October 20, 2022. Any deviation from the approved plat drawing shall require further review by the Planning Commission and approval by the County Board.
2. The driveway access from Olinda Trail / CSAH 25 shall be located as far north as possible due to visibility and safety concerns.
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.

On motion by Montzka, seconded by Dunne, the Board moved to adopt Resolution No. 22/1102-2: Resolution to Authorize the Partial Termination of the 2007 Tax Abatement and Business Subsidy Agreement with North Branch Market Place, LLC. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Dunne, Greene, Montzka **OPPOSED:** None.

RESOLUTION NO. 22/1102-2
RESOLUTION TO AUTHORIZE PARTIAL TERMINATION OF THE 2007 TAX ABATEMENT AND BUSINESS SUBSIDY AGREEMENT WITH NORTH BRANCH MARKET PLACE, LLC, AND TO RELEASE LOT 1, BLOCK 1, NORTH BRANCH MARKET PLACE, CHISAGO COUNTY, MINNESOTA

WHEREAS, the County and North Branch Market Place, LLC, a Minnesota limited liability company, entered into a Tax Abatement and Business Subsidy Agreement recorded in the Office of the County Recorder, Chisago County, Minnesota, on December 26, 2007, as Document No. A-493619, on real property situated along State Highway 95/ St. Croix Trail, North Branch, Minnesota and as described in said tax abatement agreement.

WHEREAS, the rights and obligations of the County and North Branch Market Place, LLC as contained in the 2007 Tax Abatement and Business Subsidy Agreement have been completed and fully-satisfied.

WHEREAS, in 2018, North Branch Sweets, LLC, acquired one of the properties subject to the tax abatement agreement which has the physical address of 5300 St. Croix Trail and having the legal description of:

Lot 1, Block 1, North Branch Market Place, Chisago County, Minnesota.

WHEREAS, North Branch Sweets, LLC, has entered into a real estate agreement for the sale of said property and it now seeks the release of said property from the 2007 Tax Abatement and Business Subsidy Agreement to complete such sale.

WHEREAS, it is appropriate and in the best interest of the County for the County Board of Commissioners to authorize a partial termination of the 2007 Tax Abatement and Business Subsidy Agreement and release from said tax abatement agreement said property.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Chisago County, Minnesota, hereby authorizes a partial termination of the Tax Abatement and Business Subsidy Agreement, recorded on December 26, 2007, and authorizes the release therefrom the property being legally described as:

Lot 1, Block 1, North Branch Market Place, Chisago County, Minnesota.

On motion by Dunne, seconded by DuBose, the Board moved to approve a loan of \$462,000 from the County Fund Balance to the Chisago County HRA-EDA so the Chisago City EDA can purchase industrial property in Chisago City. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Dunne, Greene, Montzka **OPPOSED:** None.

On motion by Montzka, seconded by Dunne, the Board moved to approve and authorize issuance of the Request for Proposals for Legal Representation for eligible persons in Child Welfare matters under Juvenile Protection Provisions of the Juvenile Court Act. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Dunne, Greene, Montzka **OPPOSED:** None.

CITIZENS FORUM

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

of **SPEAKERS** – 0

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 DuBose, seconded by Dunne, the Board moved to close the County Board meeting at 7:04 p.m. related to strategy for labor negotiations, including negotiation strategies , including negotiation strategies or developments or discussion and review of labor negotiation proposals, conducted pursuant to sections 179A.01 to 179A.25. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka. **OPPOSED:** None.

Meetings of the Chisago County Board of Commissioners may be closed if the closure is expressly authorized by statute. Minn. Stat. §13D.03 subd. 1. The governing body of a public employer may by a majority vote in a public meeting decide to hold a closed meeting to consider strategy for labor negotiations, including negotiation strategies , including negotiation strategies or developments or discussion and review of labor negotiation proposals, conducted pursuant to sections 179A.01 to 179A.25.

On motion by DuBose, seconded by Dunne, the Board ended the closed meeting and reconvened the regular meeting at 7:57 p.m. The motion **carried** as follows: **IN FAVOR THEREOF:** DuBose, Greene, Dunne, Montzka. **OPPOSED:** None.

On motion by DuBose, seconded by Montzka, the Board adjourned the meeting at 7:57 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