



ITASCA COUNTY BOARD OF COMMISSIONERS

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744
(218) 327-2847

Tuesday, October 19, 2021

2:30 PM

Itasca County Boardroom

FINAL

WORK SESSION MINUTES

I. CALL TO ORDER

Chair Ives called the meeting to order at 2:30 PM.

Attendee Name	Title	Status	Arrived
Davin Tinquist	District #1	Present	2:30 PM
Terry Snyder	District #2	Present	2:30 PM
Leo Trunt	District #3	Present	2:30 PM
Burl Ives	District #4	Present	2:30 PM
Ben DeNucci	District #5	Present	2:30 PM

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

Motion To: Add Items #6.6 (Elk River Certificate of Need Action Request) and #6.7 (CWD Moratorium Presentation), and approve the agenda, as amended.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Terry Snyder
SECONDER:	Commissioner Leo Trunt
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

IV. MINUTES APPROVAL

Motion To: Approve the minutes of the Tuesday, October 12, 2021 County Board Regular Session.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Davin Tinquist
SECONDER:	Commissioner Ben DeNucci
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

V. RECOMMENDED FOR CONSENT AGENDA

1. Approve a Letter of Support for Hope House of Itasca County's grant application to the Minnesota Department of Human Services to support recovery services for parenting and pregnant women with substance abuse disorders and authorize County Board Chair signature.

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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2. Approve the Addendum to the Contract between ICHHS and Compass North (currently in place through December 31, 2021) for Juvenile Screenings for placement to Qualified Residential Treatment Program (QRTP) facilities.

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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3. Authorize the utilization of eminent domain as set forth in MN Statute 117 to acquire Right-of-Way on parcel 97-005-1100 for the CSAH 60 reconstruction project.

RESULT: RECOMMENDED FOR CONSENT NEXT: 10/26/2021 2:30 PM

4. Enter into an Agreement with Nashwauk Township outlining responsibilities for each party as they relate to replacing the culvert on South Sucker Lake Road and authorize the required signatures on the Agreement documents.

RESULT: RECOMMENDED FOR CONSENT NEXT: 10/26/2021 2:30 PM

5. Authorize the notice of intermediate and regular oral bid auction of timber be given by publication in the official newspaper of the County as provided by law and that Land Commissioner offers such tracts of timber in the order in which they appear in said notice of sale, and that sale shall commence at 10:00 am on Tuesday, December 14, 2021 at the Cohasset Community Center.

RESULT: RECOMMENDED FOR CONSENT NEXT: 10/26/2021 2:30 PM

VI. DISCUSSION / INFORMATIONAL

1. Receive Citizen Input
No citizen input provided.
2. Sale of Tax-Forfeited Land to City of Cohasset for Public Purpose
Real Estate Specialist Cindy Shevich provided information regarding the request to adopt the Resolution Re: Sale of Tax-forfeited Land to the City of Cohasset for a Public Purpose, which approves sale of that part of Government Lot 1, lying South and East of Brook, Section 10, Township 55, Range 26 under the terms provided in Minnesota Statute 282.01, Subd. 1a para (b) for a price of \$3,937.00 plus all associated costs.

RESULT: RECOMMENDED FOR CONSENT NEXT: 10/26/2021 2:30 PM

3. Wilderness Trail Final Sponsorship
Forest Recreation Specialist Sara Thompson provided information regarding the request to adopt the Resolution Re: Final Sponsorship of the Grant-in-Aid (GIA) Wilderness ATV/OHM Trail and authorize necessary signatures for the County-Club Agreement.

RESULT: RECOMMENDED FOR CONSENT NEXT: 10/26/2021 2:30 PM

4. Local Option Sales Tax Strategies Proposal
Rapp Strategies, Inc. representative Alyssa Schlender provided information regarding a Local Option Sales Tax (LOST) strategy proposal.

RESULT: INFORMATIONAL - NO ACTION TAKEN

5. Dem-Con Presentation
Dem-Con representative Bill Keegan provided information regarding the Dem-Con site in Keewatin.

Commissioner Ives exited the meeting at 3:08 PM.
Commissioner Ives returned to the meeting at 3:12 PM.

RESULT: INFORMATIONAL - NO ACTION TAKEN

6. Elk River Certificate of Need Action Request

Motion To: Approve and authorize Chair signature on letter regarding the request for a Certificate of Need for the Elk River Landfill.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Leo Trunt
SECONDER:	Commissioner Terry Snyder
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

7. CWD Moratorium Presentation

Minnesota Deer Hunters Association (MDHA) Executive Director Craig Engwall provided a presentation regarding a Chronic Wasting Disease (CWD) Moratorium. It was consensus of the County Board to direct staff to draft a request to come before the Board at a later date.

RESULT:	INFORMATIONAL - NO ACTION TAKEN
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VII. COMMITTEE REPORTS

Commissioner DeNucci reported on his attendance of recent Northern Counties Land Use Coordinating Board (NCLUCB) and Northeast Minnesota Area Transportation Partnership (NEMNATP) meetings, as well as the Itasca Summit event and Association of Minnesota Counties (AMC) Tribal Affairs Committee meeting.

Commissioner Trunt reported on his attendance of recent Tri-County Community Health Board (CHB) and Western Mesabi Mine Planning Board (WMMPB) meetings, as well as the Association of Minnesota Counties (AMC) Tribal Affairs Committee and various meetings with department heads.

Commissioner Snyder reported on his attendance of recent meetings regarding the Wabana Township ordinance issue, as well as various meetings with department heads.

Commissioner Ives reported on his attendance of recent meetings regarding area worker shortages.

VIII. ADMINISTRATOR UPDATE

IX. COMMISSIONER COMMENTS

Commissioner Tinquist provided comment regarding the upcoming Mississippi Headwaters Board (MHB) Biennial Conference to be held on Thursday, October 28, 2021 from 9 a.m. until 12 noon at Chase on the Lake Resort in Walker, MN.

Commissioners Ives and DeNucci provided comment regarding safety for the upcoming deer hunting season.

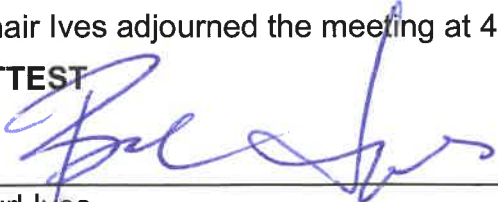
Commissioner DeNucci provided comment regarding approval of the \$10,000 grant for the Nashwauk Mountain Bike Trail.

X. CLOSED SESSIONS

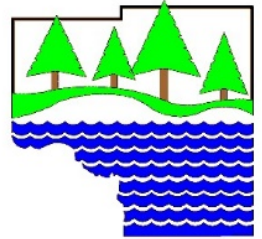
XI. ADJOURN

Chair Ives adjourned the meeting at 4:12 PM.

ATTEST


Burl Ives
Chair of the County Board


Brett Skyles
Clerk of the County Board



October 19, 2021

Chair:

PULL: None

ADDITIONS:

1. Elk River Certificate of Need Action Request (Item #6.6)
2. CWD Moratorium Presentation (Item #6.7)

CHANGES: None

INFORMATIONAL: None

Amanda



ITASCA COUNTY BOARD OF COMMISSIONERS

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744
(218) 327-2847

Tuesday, October 12, 2021

2:30 PM

Itasca County Boardroom

DRAFT

REGULAR SESSION MINUTES

I. CALL TO ORDER

Chair Ives called the meeting to order at 2:30 PM.

Attendee Name	Title	Status	Arrived
Davin Tinquist	District #1	Present	2:30 PM
Terry Snyder	District #2	Present	2:30 PM
Leo Trunt	District #3	Present	2:30 PM
Burl Ives	District #4	Present	2:30 PM
Ben DeNucci	District #5	Present	2:30 PM

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

Motion To: Pull Item #6.6 (Itasca County Outdoor Recreation Tourism Strategy Project), add Item #6.8 (2021-2022 Toward Zero Deaths (TZD) Grant Agreement), and approve the agenda, as amended.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Davin Tinquist
SECONDER:	Commissioner Terry Snyder
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

IV. MINUTES APPROVAL

Motion To: Approve the minutes of the Tuesday, October 5, 2021 County Board Work Session.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Ben DeNucci
SECONDER:	Commissioner Leo Trunt
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

V. CONSENT AGENDA

Motion To: Approve the Consent Agenda, as delineated below.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Terry Snyder
SECONDER:	Commissioner Davin Tinquist
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

1. Adopt the Resolution Re: Authorization to Execute Minnesota Department of Transportation Grant Agreement for Airport Improvement Excluding Land Acquisition, which approves Agreement #1048209 with the State of Minnesota for the Beacon Relocation and Replacement project (State Project #A3101-98) at the Grand Rapids/Itasca County Airport in the amount of \$109,370.

2. Approve the Truancy Prevention Contract between ICHHS and Ross Resources, Ltd., for the period of September 1, 2021 through August 31, 2022.
3. Authorize IMCare Director and County Board Chair to sign the contract between IMCare and John Bollins, Advanced Surgical Associates.
4. Approve and accept submission of the 2022-2023 Itasca County MFIP Biennial Agreement Application to the Department of Human Services.
5. Approve minutes of the Itasca County Land Classification Committee meeting held September 21, 2021.
6. Approve recommended classifications for Tracts 1-6 from Itasca County Land Classification Committee meeting held September 21, 2021.
7. Adopt the Resolution RE: Withdrawal of Tax-Forfeited Property described as the Southeast Quarter of the Northwest Quarter (SE of NW), Section 10, Township 62, Range 22 from Loucks-Danyluk Memorial Forest and Withdrawal of Tax-Forfeited Property described in Exhibit A from Dunn-Stephens Memorial Forest.
8. Approve application for Conservation Partners Legacy Grant in the amount of \$72,500.00 for the Barwise Lake Road project, authorize acceptance of the grant and necessary signatures if awarded.
9. Adopt the Resolution Re: Sale of Tax-Forfeited Land to the State of Minnesota, which approves direct sale of tax-forfeited land to the Minnesota Department of Transportation for the appraised value of \$7,700.00 plus customary closing costs.

VI. REGULAR AGENDA

1. Citizen Input
No citizen input provided.
2. Recognition of County Employees
The following employees were recognized:

Welcome new employee, Tabbatha Litchke, Corrections Mental Health Professional, Sheriff Department effective October 4, 2021.

Farewell to Paul Williamson whose last day as a Custodian, Administrative Services Department was September 2, 2021 after 20+ years of service.

Congratulations to Becky Fidely who was promoted from Legal Secretary to Victim Assistance Program & Witness Coordinator, Attorney's office effective September 29, 2021.

Farewell to Billie Jo Fowler whose last day as Medical Claims Examiner, IMCare Division, Health and Human Services Department will be October 7, 2021, after 5+ years of service.

RESULT:	INFORMATIONAL - NO ACTION TAKEN
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3. Commissioner Warrants

Motion To: Approve Commissioner Warrants with a check date of October 15, 2021 in the amount of \$1,145,010.42.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Leo Trunt
SECONDER:	Commissioner Ben DeNucci
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

4. Cancellation of Old Warrants/Checks

Motion To: Adopt the Resolution RE: Cancellation of Old Warrants/Checks.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Davin Tinquist
SECONDER:	Commissioner Ben DeNucci
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

5. COVID-19 Update

Public Health Division Manager Kelly Chandler provided a situational and informational update regarding COVID-19 (novel coronavirus) in Itasca County, including information regarding vaccination roll-out. If you have questions or concerns regarding COVID-19, please call the Public Health Hotline at (218) 327-6784, visit <http://www.co.itasca.mn.us/798/COVID-19-Coronavirus-Information>, or contact First Call for Help/211 at (218) 326-8565.

RESULT:	INFORMATIONAL - NO ACTION TAKEN
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7. VRBO Status Update and Possible Dates

Commissioner Burl Ives, Commissioner Terry Snyder, and County Attorney Matti Adam provided a VRBO Status Update and discussed possible dates for upcoming meetings.

RESULT:	INFORMATIONAL - NO ACTION TAKEN
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8. 2021 Toward Zero Deaths (TZD) Grant Agreement

Motion To: Accept the 2021-2022 Toward Zero Deaths (TZD) Safe Roads Grant Award for the period of October 1, 2021 through September 30, 2022, in the amount of \$18,507.72, and adopt the Resolution Re: Authorization for Execution of Agreement which authorizes the necessary signatures to said grant.

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Terry Snyder
SECONDER:	Commissioner Davin Tinquist
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci

VII. COMMISSIONER COMMENTS

VIII. CLOSED SESSIONS

IX. ADJOURN

Chair Ives adjourned the meeting at 3:11 PM.

ATTEST

Burl Ives
Chair of the County Board

Brett Skyles
Clerk of the County Board



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1838

DEPARTMENT: Administrative Services

TIME REQUESTED: < 5 Minutes

PRESENTER: Terri Blaha

AGENDA ITEM:

Letter of Support

BOARD ACTION REQUESTED:

Approve a Letter of Support for Hope House of Itasca County's grant application to the Minnesota Department of Human Services to support recovery services for parenting and pregnant women with substance abuse disorders and authorize County Board Chair signature.

BACKGROUND:

- Grant from MN Dept of Human Services Behavioral Health Division.
- RFP is for a Grantee to Women's Recovery Services.
- Grant is for an 18-month period from January 1, 2022, to June 30, 2023, with the possibility to extend three additional years.
- The approximate 18-month grant request is \$375,000.

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

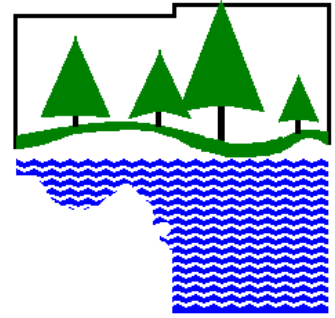
1. Itasca County Letter of Support

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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ITASCA COUNTY

Courthouse
Administrative Services
123 NE 4th Street
Grand Rapids, MN 55744-2600
Office (218) 327-7363 Fax (218) 327-2848



To: Daniela White
Minnesota Department of Human Services
Behavioral Health Division

RE: Hope House of Itasca County
Recovery Services for Women

Date: October 26, 2021

Dear Ms. White,

Itasca County is a large, rural county located in Northeastern Minnesota and faces many social challenges including higher than average rates of poverty, unemployment, mental illness, domestic violence, and drug and alcohol abuse. Within this environment, Hope House of Itasca County, Inc., is a critical provider of chemical dependency treatment. Furthermore, Hope House is a respected provider of gender-specific, integrated and collaborative, family-centered treatment support and recovery services.

Today, the Itasca County Board of Commissioners unanimously voted to support Hope House's grant proposal to the Minnesota Department of Human Services' Behavioral Health Division. In addition, the board fully supports Hope House's ongoing efforts to provide a comprehensive, gender-specific, family-centered service delivery system that addresses the unique needs and barriers to treatment and recovery for women with substance use disorders who are parenting or pregnant. Finally, the board recognizes that the services funded by the Department of Human Services will allow Hope House to continue helping women remain alcohol and drug free, deliver drug-free babies, obtain or regain employment, stay out of the criminal justice system, and find stable housing. These are all critical components of overall wellness for Itasca County women and their families.

Thank you for your consideration of Hope House's proposal to provide Recovery Services for Women.

Sincerely,

Burl Ives, Chair
Itasca County Board of Commissioners



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1829

DEPARTMENT: Health & Human Services

TIME REQUESTED: < 5 Minutes

PRESENTER: Eric Villeneuve

AGENDA ITEM:

Compass North Addendum

BOARD ACTION REQUESTED:

Approve the Addendum to the Contract between ICHHS and Compass North (currently in place through December 31, 2021) for Juvenile Screenings for placement to Qualified Residential Treatment Program (QRTP) facilities.

BACKGROUND:

Juvenile screening team assessments are required as of October 1, 2021 when placing a child in a Qualified Residential Treatment Program. The screening team must include a member with a Mental Health and Chemical Dependency background.

COUNTY ATTORNEY REVIEW: Yes and/or Pending

SUPPORTING DOCUMENTATION:

1. FFPSA QRTP Juvenile Treatment Screening Team Practice Guide
2. Compass North Addendum 2021

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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Juvenile Treatment Screening Team Practice Guide

July 2021

Minnesota Department of Human Services
Child Safety and Permanency Division
P.O. Box 64943
St. Paul, MN 55164-0943
Phone: 651-431-4660
Email: dhs.csp.fostercare@state.mn.us
Mn.gov/dhs



For accessible formats of this information or assistance with additional equal access to human services, write to dhs.info@state.mn.us, call 651-432-4670, or use your preferred relay service. ADA1 (2-18)

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Introduction

Minnesota's child welfare system is committed to improving safety, well-being and permanency for children. This Juvenile Treatment Screening Team Practice Guide supports the above mission.

This practice guide provides direction for county social service agencies, and tribes participating in the American Indian Child Welfare Initiative, responsible for child welfare services. Its purpose is to assist screening teams in ensuring an agency's practice standards are consistent with Minnesota Statutes and requirements of the Family First Prevention Services Act (FFPSA) for placements in a Qualified Residential Treatment Program (QRTP). The standards in this document provide the responsible social service agencies with initial steps regarding the process agency staff uses when considering a child's entry into residential services, and/or a qualified residential treatment program.

Responsible social service agencies may convene a screening team to review other types of residential placement, or to re-authorize a residential placement. The screening team of each placing agency will also determine if placement in a QRTP is the least restrictive and appropriate setting to meet the treatment needs of a child with an emotional disturbance, developmental disability, or related condition. This guide assists in making this determination. It will also address requirements and practice associated with provisions of Minn. Statute 260C.157.

When to convene a juvenile treatment screening team

When the responsible social service agency has placement responsibility, it will convene a juvenile treatment screening team to determine if placement in a qualified residential treatment facility is appropriate, in accordance with Minn. Stat., chapters [260C](#) and [260D](#). QRTPs must be licensed by the commissioner of the Minnesota Department of Human Services (department), under chapter [245A](#), and meet certification standards in Minn. Stat., section [245A.25](#), or licensed or approved by a tribe, for a child to receive treatment for an emotional disturbance, developmental disability, or related condition.

The responsible social service agency will also convene a juvenile treatment screening team when it is financially responsible, and an Indian child's tribe or tribal health care services provider proposes their placement in a QRTP for an emotional disturbance, developmental disability, or co-occurring emotional disturbance and chemical dependency. Social services agency staff must coordinate with an Indian child's tribe, or a representative designated by child's tribe, to obtain necessary documentation for a juvenile treatment screening team. It is important that a screening team must invite an Indian child's tribe, or designated representative, to be part of the decision-making process of the screening team.

Collaboration must also occur when a youth is enrolled in a managed care organization (MCO) and a county social services agency is involved. The local social service agency is financially responsible for paying for room and board, while a MCO is financially responsible for payment of services. Both MCOs and county agencies have roles in authorizing, paying for, and monitoring a child's placement in a QRTP.

A juvenile treatment screening team is not required when a MCO or tribal agency has sole responsibility for a child's placement. In these instances, a child's contracted health plan, Indian Health Services, or 638 tribal health facility, must determine level of care. The MCO or tribal entity is responsible for approving child's treatment in a residential treatment program.

A local social services juvenile treatment screening team's duties may also include working with other divisions within agencies. Those areas work specifically with individuals who have developmental disabilities or children who have a severe emotional disturbance. This collaboration will follow requirements dictated in Minn. Statutes for Developmental Disabilities Services and the Children's Mental Health Act, as follows:

- **Developmental Disabilities Services:** The responsible social service agency shall establish a screening team¹ to conduct level of care determinations for a child based on information provided by parent/guardian, child's physician/s, advanced practice registered nurse/s, or other professionals if a child:
 - Requires a level of care provided in an intermediate care facility or other residential services for persons with developmental disabilities.
 - Has a developmental disability.²
 - Is in need of a 24-hour plan of care and active treatment similar to persons with developmental disabilities.
 - Has reasonable indication that they will need an intermediate care facility or developmental disability services.
- **Children's Mental Health Act:** The responsible social services agency must make a child's level of care determination³ available to the juvenile treatment screening team, as permitted under data practices, [Chapter 13](#). A level of care determination will inform the juvenile treatment screening team process and assessment⁴ when considering whether to place a child in a qualified residential treatment program. When conducting a level of care determination, the responsible social services agency, or other entity, may not determine that a juvenile treatment screening, referral, or admission to a residential treatment facility, is not appropriate solely because of not providing services to a child in a less restrictive setting. Or, that a child failed to make progress toward, or meet treatment goals in a less restrictive setting. When Indian Health Services funding, or funds of a tribally owned facility under the Indian Self-Determination and Education Assistance Act [Public Law 93-638] are used, Indian Health Services or 638 tribal health facility, must determine appropriate level of care. When more than one entity has responsibility for coverage, they coordinate level of care determination activities to the extent possible.

A juvenile treatment screening team is required when:

- County social service agencies have care and placement responsibility and exploring residential services in a QRTP facility
- A tribal social service agency has placement responsibility and a county social service agency is financially responsible for placement, and tribe is recommending residential services in a QRTP
- Parents request residential services in a QRTP facility, as it is not covered by their private insurance or due to other family reasons
- A mental health professional makes a request or recommends placement in a QRTP facility
- A court order proposes placement of a child with an emotional disturbance, developmental disability, or related condition, in a QRTP residential treatment facility

¹ Minn. Stat., section [256B.055, subd. 12 \(d\) \(f\)](#).

² Minn. Stat., section [256B.092](#).

³ Minn. Stat., section [245.4885](#).

⁴ Minn. Stat., section [260C.704](#).

- It appears a child is unlikely to return home if placed in a crisis respite home/shelter for an emotional crisis or emergency, and agency is exploring placement in a Q RTP facility.

Settings that do not require a screening

Responsible social service agencies may determine screening is required before placing a foster child in any residential placement or other settings. Consistent with Minnesota Statute, screening is not required⁵ when a social service agency has placement responsibility and considering a child's placement in:

- A residential facility specializing in prenatal, post-partum, or parenting support
- A facility specializing in high-quality residential care and supportive services to children and youth who were or are at risk of becoming victims of sex trafficking or commercial exploitation
- Supervised settings for youth age 18 or older living independently
- A licensed residential family-based treatment facility for substance use disorder⁶
- A residential facility due to an emotional crisis or other mental health emergency.

Who can make a screening request?

The county or tribal social service agency determines the process to request a screening. It is common for agency case managers from children's mental health, child protection, child welfare, and developmental disability services areas to request a screening. Screening requests can also be made by:

- Case managers on behalf of:
 - Parent/custodian.
 - Non-county mental health professional.
 - Contracted services case manager.
- A parent/caregiver by contacting their county or tribal social service agency.

If a child is enrolled in a MCO, and their parent/guardian/custodian or treatment professional feels placement in a residential treatment program is appropriate, entities may ask the MCO to arrange a level of care screening and determination.

Denying a screening request

If denying a screening request, the responsible social service agency will notify the requestor, in writing, identifying reasons for the denial. It must inform the parent/s of their right to appeal this decision.⁷

⁵ Minn. Stat., section [260C.157, subd. 3 \(a\).](#)

⁶ Minn. Stat., section [260C.190.](#)

⁷ Minn. Stat., section [245.4887.](#)

Screening timelines and assembling a team

Conduct screenings within 15 days of a request by the responsible social service agency. If a screening is for residential treatment and child is enrolled in a prepaid health program,⁸ the social service agency shall conduct screening within 10 working days of a request.

Assembling a screening team

The responsible social service agency with placement responsibility establishes a juvenile treatment screening team. This team will assemble to review and make residential placement recommendations for those receiving children's mental health, disability and substance abuse services. Assembling this team must be in accordance with Minn. Stats. [245.4885](#) or [256B.092](#), or Minn. Rules, parts [9530.6600](#) to [9530.6655](#).

After a case manager completes an inquiry and Notice to Tribes,⁹ and it is reasonable to believe a child is Indian, an agency must make rigorous and concerted effort¹⁰ to involve a designated representative of Indian child's tribe on a team, as Indian Child Welfare Act (ICWA) and Minnesota Indian Family Preservation Act (MIFPA) laws apply. This is true even if a tribal determination has not made. An exception to this practice occurs when a child's tribal authority declines to appoint a representative; a tribe may delegate its authority to represent a child to another federally recognized Indian tribe.¹¹ Provisions of the Indian Child Welfare Act of 1978 [U.S. Code, Title 25, sections 1901 to 1963] and the Minnesota Indian Family Preservation Act¹² apply to this section.

Required membership on a screening team

The juvenile treatment screening team¹³ must include:

- Parents/guardians/custodians
- County/tribal case manager
- Persons with expertise in treatment of juveniles who have an emotional disturbance, are chemically dependent, or have a developmental disability
- A designated representative of Indian child's tribe, unless tribal authority declines to appoint a representative
- Representative of MCO if child is enrolled in a pre-paid medical plan.

Who may be included on a screening team?

The team may include the following:

- Two representatives designated by a child age 14 or older

⁸ Minn. Stat., section [256B.69](#).

⁹ Minn. Stat., section [260.761, subd. 2](#).

¹⁰ Minn. Stat., section [260C.157, subd. 3 \(c\)](#).

¹¹ Minn. Stat., section [260.755, subd. 12](#).

¹² Minn. Stat., sections [260.751](#) to [260.835](#).

¹³ Minn. Stat., section [260C.157, subd. 3](#).

- Relatives¹⁴
- Foster care provider
- Professionals who are a resource to child's family – e.g., teachers, medical or mental health providers who treated child, and clergy, as appropriate.

A qualified individual (QI)¹⁵ cannot be part of a juvenile treatment screening team, as they will complete an assessment to determine if it is appropriate and necessary for a child to be placed in a qualified residential treatment program.¹⁶

Considerations before assembling a juvenile treatment screening team

Before formation of a juvenile treatment screening team, the responsible social service agency must:

- Consult with child, if age 14 or older.
- Consult with child's parents/guardians/custodians.
- Contact tribe, if child is enrolled in a tribe and it is involved; consult with tribal entities or delegated representative to obtain recommendations. The responsible social service agency will ask for names of individuals to include on a team, promoting a family-centered and culturally appropriate team that is in the best interests of a child.
- Identify a language interpreter for child or family member needing these services.
- If a child or their parents or legal guardians raise concerns about specific relatives or professionals, a team should not include those individuals. This excludes a custodial parent who does not want an agency to engage a non-custodial parent when child safety issues do not exist.
- Obtain necessary releases of information from parents/custodians/guardians to gather and review child's relevant documents from professionals that serve as a resource to child's family – e.g., teachers, medical or mental health providers who treated child, and clergy. Documents can include the CASII and diagnostic assessments and Individual Education Plans from school. In most cases, a release of information for tribal participation in the juvenile treatment screening team is not required. If questions about the need for a release of information consult with the county attorney.
- The MCO shall obtain a release of information to allow its staff to discuss child's condition and service needs with county staff, and potential providers to determine child's treatment and service needs.
- Review relevant historical information with child, parents, relatives, and tribal representatives. This will assist in a screening team's decision-making process.
- Review funding options and financial implications of placement with the parents.
- Identify community-based interventions and services, including what was successful and was not.
- Discuss types of culturally appropriate, community-based services the parent/guardians think would yield positive results and responsive to a family's culture.
- Determine if child is eligible for or is receiving community-based services and/or disability waiver services, and what interventions were utilized to prevent placement.
- Determine availability of services and programs, and waiting lists.
- Consider and identify mental and behavioral health short- and long-term goals for child.
- Identify a permanency plan for child with parents, in consultation with child and, if applicable, tribe.

¹⁴ Minn. Stat., section [260C.007, subds. 26b and 27.](#)

¹⁵ Minn. Stat., section [260C.007, subd. 26c.](#)

¹⁶ Minn. Stat., section [260C.007, subd. 26d.](#)

- Determine who will receive an invitation to the screening. Obtain required parental signed releases of information that will provide assistance in the decision-making process.

Tips on preparing parents/custodians/guardians for the screening process

For the responsible social service agency to prepare parents/custodians/guardian for a screening, agency may:

- Provide information to parents/custodians/guardians and child's tribe of the screening process
- Obtain parents communication preferences; ask if family needs a language interpreter
- Discuss with parents/custodians/guardians the importance of engagement in the process
- Discuss information a team is going to need to assist in screening
- Identify who will answer questions that may come up
- Prepare parents for screening outcome and inform them of their appeal rights.¹⁷

Factors to consider in determining placement in a QRTP

The juvenile treatment screening team must consider the following factors when considering QRTP placement for a child:

- Their eligibility for case management in children's mental health or developmental disabilities, if not receiving these services.
- Functional impairments that cannot be managed and maintained safely in the home or foster care using community-based interventions and services.
- Supports available to child, and services or support that can strengthen a family, ensuring that cultural connections are preserved.
- Agencies' and parents' efforts, or services/interventions to prevent placement in a foster home or QRTP, including:
 - Positive support services and person-centered planning.
 - Wrap-around services.
 - Respite services.
 - In-home support services.
 - In-home family support.
 - Case planning that includes crisis intervention plan.
 - School supports and accommodations.
 - Participation in community programs and organized sports.
- Child's mental and behavioral health short- and long-term goals; and how placement in a QRTP is the least restrictive setting to support goals to improve functioning.
- How parents and agency will know that child is ready for discharge.
- Proposed permanency plan and goals, including:
 - Reunification plan.

¹⁷ Minn. Stat., section [245.4887](#).

- Identify what will support reunification and what will not.
- Identify current and future opportunities that will support reunification.
- Relative search and engagement to support permanency planning.
- Identifying relatives who can support and or meet child's treatment needs and service access.

Team members may consider the following:

- Prior residential placements and outcomes
- If child is currently experiencing an emotional crisis or other mental health emergency
- Child's conduct poses an imminent risk of physical harm to self or others – e.g., suicidality, running away, sexually acting out
- What positive support strategies have been implemented to resolve imminent risk and identify reasons it was not effective
- What positive support strategies, services, or less restrictive measures have not been tried that would maintain child safely in the home or foster home.

Screening determinations

When a screening team recommends placement in a QRTP

When the responsible social service agency has placement responsibility, or plans to offer a voluntary placement agreement for a child's placement, and the juvenile treatment screening team recommends placing them in a qualified residential treatment program,¹⁸ agencies must:

- Notify parents/custodians/guardians, and child's tribe of screening team recommendations, including information about the role of the qualified individual¹⁹ in completing QRTP assessment²⁰
 - A qualified individual, who can be a licensed clinician like mental health professional/practitioner or an unlicensed community member who becomes a trained professional. These individuals will be trained by the Child Welfare Training Academy to assume the role of being a qualified individual, including certified to complete the Validated Functional tool, the Child and Adolescent Needs and Strengths assessment tool, part of the QRTP assessment process. The department will maintain a list of trained and certified qualified individuals, sharing with placing agencies; however, county and tribal social services agencies can have their own qualified individual program. This individual cannot be providing child welfare services to child, or someone who is connected to or affiliated with a placement setting where child has been or may be placed.

¹⁸ Minn. Stat., section [260C.007, subd. 26d.](#)

¹⁹ Minn. Stat., section [260C.007, subd. 26c.](#)

²⁰ Minn. Stat., section [260C.704.](#)

- Parents may identify a culturally competent²¹ qualified individual to complete QRTP assessments. Agency shall make efforts to refer this assessment to an identified qualified individual. This should not cause a delay for completing an assessment.
- A qualified individual completes an independent assessment to determine whether it is necessary and appropriate to place a child in a QRTP, and determine which setting would provide the most effective and appropriate level of care in the least restrictive environment to meet a child's needs.
- Begin QRTP assessments and processes without delay.
- Conduct a relative search²² to assemble child's family and permanency team;²³ if an Indian child, ensure due diligence in applying ICWA/MIFPA²⁴ provisions following ICWA order of placement preferences²⁵ of the Indian Child Welfare Act of 1978, [U.S. Code, Title 25, section 1915]²⁶ as follows:
 1. Non-custodial parent
 2. A member of Indian child's blood or biological relative
 3. A foster home licensed, approved, or specified by Indian child's tribe
 4. An Indian foster home licensed or approved by an authorized non-Indian licensing authority
 5. An institution for children approved by an Indian tribe or operated by an Indian organization, with a program suitable to meet Indian child's needs.

Before a social service agency notifies relatives regarding a family and permanency team, it must consult with child's parent/s or legal guardian, child if age 14 or older, and, if applicable, their tribe, to ensure that agency is providing notice to individuals who will act in child's best interests.

When a screening team does not recommends placement in a QRTP

When a screening team determines that a child's needs do not require treatment in a QRTP, the juvenile treatment screening team must document services and supports that:

1. Will prevent foster care placement and support a child remaining at home, or
2. Will be arranged by an agency for child's placement in a family foster home, or
3. Are provided in any other setting.

The responsible social services agency will also:

- Inform parents/custodians/guardians of the recommendation by the juvenile treatment screening team and their rights to appeal

²¹ Culturally competent provider is one who understands and can utilize programs to benefit a client's culture. A provider may be culturally competent because it is the same cultural or ethnic group as client, or provider has developed knowledge and skills through training and experience to provide services to culturally diverse clients. [[Minn. Stat., section, 256B.0943](#)]

²² Minn. Stat., section [260C.221](#).

²³ Minn. Stat., section [260C.706](#).

²⁴ Minn. Stat., sections [260.751](#) to [260.835](#).

²⁵ Minn. Stat., section [260.771, subd. 7](#).

²⁶ ICWA [25 U.S. Code, section 1915](#).

- If a social service agency and MCO, as part of screening, are unable to develop a joint recommendation, each must inform the parents/custodians/guardians of the level of care it recommended, and their right to appeal decisions of each entity
- Consult and discuss with parents/custodians/guardians next steps to arrange and access services and supports identified by the screening team, and planning for child to return home, or placed in a family foster home or other setting.

Appealing a screening determination

When a screening team determines that a child's needs do not require treatment in a QRTP, the social service agency must inform parents/custodians/guardian of this decision, and their applicable [appeal rights](#) in writing. County or tribal caseworkers may assist parents/custodian/guardians with the process to file an appeal, as needed.

If a parent has a health plan that declines placement in a QRTP, they can file an appeal with their health plan. If a health plan takes more than 30 days to decide an appeal, the parent/custodian can request a state appeal (state fair hearing), as noted in [DHS-3214-ENG](#).

The Social Service Information System

To record results of a juvenile treatment screening team decision,²⁷ the responsible social service agency will complete a new screen in the Social Service Information System (SSIS). Agency caseworker will document the meeting process and the screening team's recommendation starting Oct. 1, 2021. For information regarding documentation in SSIS, refer to the [Social Service Information System \(SSIS\) Resource Page](#).

²⁷ Minn. Stat., section [260C.157 \(h\)](#).

A D D E N D U M
to
Purchase of Service Agreement
Between Itasca County Health and Human Services
and
COMPASS NORTH

WE THE PARTIES HERETO, AGREE THAT THE TERMS AND AGREEMENT OF THE CONTRACT FOR **JUVENILE SCREENINGS FOR PLACEMENT TO QRTP FACILITIES** TO PERSONS, CURRENTLY IN PLACE JANUARY 1, 2021 THROUGH DECEMBER 31, 2021, HAS THE FOLLOWING CHANGE EFFECTIVE OCTOBER 1, 2021:

Juvenile Screening Team Assessments are required as of October 1, 2021 when placing a child in a Qualified Residential Treatment Program. Screening team must include a member with Mental Health and Chemical Dependency background. Screening rate is \$100/ assessment, not to exceed \$1500 per year.

All other Program Descriptions Remain Unchanged in the 2021 Purchase of Service Agreement.

AND THAT THESE SAME TERMS AND AGREEMENTS WILL BE HONORED BY THE PARTIES HEREIN DESCRIBED.

APPROVED:

CHAIRPERSON, BOARD OF CONTRACTOR

DATE

DIRECTOR OF CONTRACTING AGENCY

DATE

ITASCA COUNTY HEALTH AND HUMAN SERVICES
DIRECTOR

DATE

CHAIRPERSON, ITASCA COUNTY BOARD

DATE



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1831

DEPARTMENT: Transportation

TIME REQUESTED: < 5 Minutes

PRESENTER: Karin Grandia

AGENDA ITEM:

Eminent Domain on CSAH 60

BOARD ACTION REQUESTED:

Authorize the utilization of eminent domain as set forth in MN Statute 117 to acquire Right-of-Way on parcel 97-005-1100 for the CSAH 60 reconstruction project.

BACKGROUND:

CSAH 60 serves as an important route between TH 38 & CSAH 7 in the central portion of the County. The average daily traffic is approximately 400 vehicles per day. In 2020 & 2021, the last gravel portion of the road was reconstructed and paved. The segment from CR 329 to CSAH 7 is deficient in cross section and the surface of the road is in need of rehabilitation. The reconstruction of this segment is in the 5 year plan for 2022.

All of the right of way for this project has been acquired with the exception of parcel 97-005-1100. We had been in contact with the property owner and were beginning discussions about the impacts and compensation associated with an easement for this work. However, since June, the property owner has stopped returning calls. We have made numerous efforts to contact the owner, both by telephone and trips to the owner's residence, with no luck. The condemnation process will provide a timely framework to acquire public highway easement rights and allow the construction of this project in 2022.

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION: None

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1834

DEPARTMENT: Transportation

TIME REQUESTED: < 5 Minutes

PRESENTER: Karin Grandia

AGENDA ITEM:

Nashwauk Township Agreement

BOARD ACTION REQUESTED:

Enter into an Agreement with Nashwauk Township outlining responsibilities for each party as they relate to replacing the culvert on South Sucker Lake Road and authorize the required signatures on the Agreement documents.

BACKGROUND:

Nashwauk Township has requested assistance with the replacement of a large culvert on South Sucker Lake Road. This culvert, when replaced, will likely qualify as a bridge under the State of Minnesota definitions, which will allow the Township to access Town Bridge account money for the replacement.

The Transportation Department will work with the Township to secure Town Bridge money to complete the project. This type of funding requires cost participation from the Township. If the Township has a tax capacity above \$300,000, they are required to pay the first \$10,000 towards the engineering and the first \$10,000 towards the approach grading, after which the Town Bridge account will cover the remaining costs.

Nashwauk Township has provided a signed copy of the agreement indicating it's willingness proceed with the project.

This is a normal service that we have provided to Townships in the past and will not affect our staffing levels or construction programs for this year.

This agreement has been used in the past with other townships.

COUNTY ATTORNEY REVIEW: Yes and/or Pending

SUPPORTING DOCUMENTATION:

1. Nashwauk Township Agreement

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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AGREEMENT

THIS AGREEMENT is made and entered into by Nashwauk Township, hereafter referred to as "Township", and the COUNTY OF ITASCA, a duly organized county within the State of Minnesota, hereafter referred to as "County" in accordance with the authority conferred by Minnesota Statute 164.03, subdivision 2.

WHEREAS, the Township wishes to reconstruct the crossing located on South Sucker Lake Road. The existing structure is an 8' tank car that creates a less than desirable profile on the road due to its size. The new structure will be replaced with two or more smaller culverts depending on preliminary engineering analysis, which will likely result in this structure meeting the definition of a bridge in the State of Minnesota; and

WHEREAS, the Township has requested that the County conduct the necessary engineering for this project; and

WHEREAS, this agreement outlines the division of costs and responsibilities to be borne by Township and County;

THEREFORE, IT IS MUTUALLY AGREED AND UNDERSTOOD, with regard to the above project, the parties hereby agree to the following:

1. The County shall prepare plans and specifications for said project in accordance with the 2020 Edition of the Minnesota Department of Transportation Standard Specifications for Construction and Materials Lab Supplemental Specifications for Construction.
2. The County shall prepare an engineer's construction cost estimate for said project.
3. The County will work with the State Aid Division of MnDOT to acquire Town Bridge Account funding for the construction of the project. If funding is not secured, the project will be put on hold until such time that funding is acquired by the Township.
4. If Town Bridge Account funds are secured, those funds will pay for the majority of the construction costs for this project; however, up to \$10,000 of the approach grading costs cannot be funded by these means according to the rules governing this type of funding. Additionally, the first \$10,000 of engineering costs are not eligible for this funding. Therefore, the Township agrees to pay up to \$10,000 towards approach costs and the first \$10,000 of the engineering costs for the project.
5. The County shall acquire any environmental permits and right of way required to construct the project. The Township will be responsible for the cost of the permits and right of way. These costs are in addition to the \$10,000 of engineering costs outlined above.

Itasca County
Nashwauk Township
South Sucker Lake Road Culvert

6. The Township agrees to reimburse the County for all direct out-of-pocket costs paid by the County to other individuals, agencies or entities that are required for project delivery. Those costs include, but are not limited to, right-of-way acquisition costs, which are in addition to the \$10,000 of engineering costs outlined above.
7. If the project moves forward to construction, the County shall perform all necessary Contract administration, construction engineering and staking, material testing, record keeping and construction inspection, and shall construct the project as specified in the plans.
8. The Township will be the owner of the proposed bridge or culvert and will be responsible for all future costs associated with the structure. The County, by statute, will conduct the federally required safety inspections for the Township.
9. The County agrees that it shall indemnify, save, and hold harmless the Township and all of its employees and agents from any and all claims, demands, actions or causes of action of whatever nature or character arising out of or by reason of the County's execution or performance of the work provided for herein, and that the County further agrees to defend at its own cost and expense any action or proceeding commenced for the purpose of asserting any claim of whatever character arising from the County's execution or performance of the work provided for herein. This provision is subject to the limitations of Minnesota Statutes Chapter 466.

The Township agrees that it shall indemnify, save, and hold harmless the County and all of its employees and agents from any and all claims, demands, actions or causes of action of whatever nature or character arising out of or by reason of the Township's execution or performance of the work provided for herein, and that the Township further agrees to engage at its own cost and expense any action or proceeding commenced for the purpose of asserting any claim of whatever character arising from performance of the improvements provided for the Township herein. This provision is subject to the limitations of Minnesota Statutes Chapter 466.

IT IS FURTHER AGREED, that any and all employees of the County of Itasca, while engaged in the performance of any work or service which the County is specifically required to perform under this Agreement, shall be considered employees of the County only and not of the Township, and that any and all claims that may or might arise under the Workers Compensation Act of the State of Minnesota on behalf of said employees while so engaged and any and all claims made by any third parties as a consequence of any act, of said employees, shall be the sole obligation of the County.

Itasca County
Nashwauk Township
South Sucker Lake Road Culvert

IT IS FURTHER AGREED, that any and all employees of the Township, while engaged in the performance of any work or service which the Township is specifically required to perform under this Agreement, shall be considered employees of the Township only and not of the County, and that any and all claims that may or might arise under the Workers Compensation

Act of the State of Minnesota on behalf of said employees while so engaged and any and all claims made by any third parties as a consequence of any act, of said employees, shall be the sole obligation of the Township.

FINAL AGREEMENT, This Agreement is the final expression of the agreement of the parties and the complete and exclusive statement of the terms agreed upon, and shall supersede all prior negotiations, understandings, or agreements. There are no representations, warranties, or stipulations, either oral or written, not contained herein.

IN WITNESS WHEREOF, the parties have executed this Agreement this 12th
day of OCT, 2021.

COUNTY OF ITASCA

The undersigned certify that they have lawfully executed this contract on behalf of the Governmental Unit as required by applicable charter provisions, resolutions, or ordinances.

By: _____
Chairman of the County Board

By: _____
Clerk of the County Board

Date: _____

TOWNSHIP OF NASHWAUK

The undersigned certify that they have lawfully executed this contract on behalf of the Governmental Unit as required by applicable charter provisions, resolutions, or ordinances.

By: Warren H. H. H.
Chairman of the Town Board

By: Amy Dale Bauneker
Clerk of the Town Board

Date: 10-12-2021



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1832

DEPARTMENT: Land Department

TIME REQUESTED: < 5 Minutes

PRESENTER: Michael Gibbons

AGENDA ITEM:

Notice of Oral Auction of Timber

BOARD ACTION REQUESTED:

Authorize the notice of intermediate and regular oral bid auction of timber be given by publication in the official newspaper of the County as provided by law and that Land Commissioner offers such tracts of timber in the order in which they appear in said notice of sale, and that sale shall commence at 10:00 am on Tuesday, December 14, 2021 at the Cohasset Community Center.

BACKGROUND:

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. Notice of Intermediate and Regular Timber Auction_Dec2021

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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NOTICE OF INTERMEDIATE AND REGULAR TIMBER AUCTION SALE

Itasca County Forest Lands are FSC Certified by
NEPCo, NC-FM/COC-001709; FSC 100%

Pursuant to the October 26, 2021 official action of the Itasca County Board of Commissioners and under the provisions of Minnesota Statute 282.04, as amended, timber on tax-forfeited land within Itasca County will be offered for sale WITHOUT the sale of land at an Intermediate and Regular Auction at **10:00 A.M. on Tuesday, December 14, 2021, at the Cohasset Community Center, Cohasset, MN.** Timber will be sold to the highest bidder at not less than the appraised value listed on the Timber Report. Bidding shall be by ORAL BID ONLY. Bid up shall be by two (or even numbered) percent increments, the percent bid up to be added to the appraised price. Itasca County reserves the right to accept or reject any or all bids. SIGNING A ONE TIME AFFIDAVIT OF COMPLIANCE IS REQUIRED PRIOR TO BEING ABLE TO BID ON COUNTY TIMBER AUCTIONS. **All bidders who have not previously registered (i.e. signed Affidavit of Compliance) must register prior to 4:30 p.m. on Monday, December 13, 2021.** Interested bidders are responsible to know and comply with all permit regulations and eligibility limits. Bidders must be 18 years and older and in good standing with Itasca County. No bidder can act in any capacity on behalf of a non-qualifying operation for the purpose of procuring rights to timber from Itasca County. No bid will be accepted from any bidder having a delinquent or uncollectible timber permit account or a pending timber trespass with a county, state or federal agency. Violation of eligibility limits will result in loss of down payment and/or loss of privilege to purchase stumpage from Itasca County.

RECOMMENDATIONS TO HELP REDUCE PUBLIC HEALTH RISKS AT THE AUCTION

- Do not attend the auction if you are sick or in a high-risk health category.
- Chairs will be provided and spaced appropriately; attendees are asked not to move them.
- It is requested that only one (1) representative from your organization attend the auction to limit the number of total attendees.
- Wearing of a mask for attendees who are not vaccinated.
- Bidders are asked to maintain distancing when at the facility.
- Disposable bidding cards will be mailed to recent bidders, available at the Land Department office until 12/13/2021, and will be available to bidders at auction.
- Successful bidders will be mailed an invoice for down payments, which will be due within 14 days. Down payments will not be collected at the auction.
- Face coverings and hand sanitizer will be available for use, refreshments will not be provided.
- This oral auction may be cancelled at any time if auction safety guidelines are not followed by attendees, or if Covid-19 infection rates are such that local\state\federal guidelines dictate.

All sizes of operations are eligible to purchase timber through Intermediate Auction sale. Each purchaser may have no more than four permits purchased through Intermediate Auction sale in possession at any time. During Intermediate Auction sales an operation may purchase only one (1) permit in the first round of bidding. An operation may purchase more than one permit in the second round of bidding but may not exceed the possession limit of 4 intermediate permits. Intermediate Auction permits will have the duration of three (3) years, unless stated otherwise. Intermediate Auction permits may be granted one extension, not to exceed one year, upon payment of 10% of the uncut "bid up value" balance. The minimum extension fee shall be \$50. Extensions will be granted at the discretion of the District Forester. Intermediate Auction permits are non-transferable, except in case of hardship. Remaining unsold Intermediate Auction tracts may be re-offered through Regular Auction subject to their Intermediate Auction permit terms, but will not be counted towards the Intermediate Auction sale permit limit of four.

The Regular Auction will immediately follow the Intermediate Auction. There is no limit on how many permits may be purchased through Regular Auction. Regular Auction permits will have the duration of three (3) years, unless stated otherwise. Regular Auction permits may be granted one regular extension, not to exceed one year, upon payment of 10% of the uncut "bid up value" balance. The minimum extension fee shall be \$50. Regular extensions will be granted at the discretion of the District Forester. Regular Auction permits may be transferred upon written approval from the Land Commissioner. Each tract not

sold at the auction will be available over the counter at the appraised value subject to its "auction permit terms" until withdrawn from sale.

Immediately after the sale, the successful bidder for each tract must pay a minimum non-refundable down payment of 15% of the APPRAISED value for that tract. Two thirds of this payment (10% of the appraised value) will be held as a performance bond, and the remaining amount (5% of the appraised value) as a stumpage advance. The Performance Bond will be kept on deposit by the County and will be refunded upon satisfactory completion of the permit requirements, as judged by the District Forester. A permit to cut and remove the timber from the land will be issued to the purchaser in whose name the bid is made. The price of each species subject to bid will be increased by the bid up percent of the successful bid for that tract. The purchaser must pay for all stumpage prior to cutting. All cut products shall be scaled by Itasca County before being removed from the permit area unless specified otherwise. In the case of tracts that are partitioned into pre-determined cutting blocks, the total down payment is to be 15% of the APPRAISED value of the ENTIRE permit. A performance bond of 10% of the APPRAISED value of the ENTIRE permit will be deducted from the down payment. The remaining 5% will be applied to the first cutting block that is opened. The stumpage value in each block must be paid in full before any cutting may begin in that block. With the permission of the District Forester, the purchaser may enter unpaid blocks and cut necessary timber incidental to developing logging roads as may be needed to log other blocks, provided that no timber may be removed from an unpaid block until separately scaled and paid for.

Within five (5) business days prior to beginning sale operations, the Purchaser has the option to furnish security for the remaining stumpage value. Under this option, the Purchaser may pay for stumpage after the wood is felled or scaled, rather than paying prior to harvest. Security can be furnished in one of the following forms: Corporate surety bond, cash, certified check, cashier's check, money order, assignable bonds or notes of the United States, an assignment of a bank savings account or investment certificate, or an irrevocable bank letter of credit. No harvesting is permitted until proper security has been furnished or payment in full is received for the remaining stumpage balance. Should the Purchaser default on the permit under the security option prior to when logging begins, the Purchaser shall, at a minimum, lose the 15% down payment as a penalty for not completing the permit requirements. Additionally, the Purchaser may be liable for costs and losses incurred by Itasca County on that permit in excess of the 15% down payment. Costs and losses to Itasca County may include but are not limited to decreases in stumpage upon re-sale of the timber, additional permit layout and sale costs required for re-sale, and loss of timber due to blowdown or disease after the permit has forfeited to Itasca County until the permit is harvested.

It is the responsibility of the bidder to arrange access to the permit area, examine each tract, and know the timber permit requirements as stated in the Timber Report and in the Itasca County Forest Management Guidelines & Specifications. Copies of these requirements are available at the Itasca County Land Department upon request. Submission of bid reflects that Bidder has inspected the tract and its permit requirements. Copies of permit requirements for each tract offered for sale, and further information relative to the bidding specifications, are available at the Land Commissioner's Office, 1177 LaPrairie Ave, Grand Rapids, Minnesota (Telephone number: 218-327-2855; TDD numbers: 218-326-0316 or 218-327-2941).

Itasca County does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment and the provision of services. Prospective bidders who require special accommodations to participate in this sale should inform the Land Department as soon as possible and more than three working days before the sale. Permits can only be awarded to bidders who comply with the Americans with Disabilities Act.

Kory Cease

Itasca County Land Commissioner



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1408

DEPARTMENT: Administrative Services

TIME REQUESTED: 10 Minutes

PRESENTER: Chair

AGENDA ITEM:

Citizen Input

BOARD ACTION REQUESTED:

Receive Citizen Input

BACKGROUND:

The Itasca County Board of Commissioners encourages citizen input. Each citizen will be allowed to address the County Board one time for up to three (3) minutes in length. Comments should be directed to the Board as a body. When addressing the Board, please state your name and address for the record. The Board will take all information under advisement. As part of County Board protocol, it is unacceptable for any speaker to slander or engage in character assassination at a County Board meeting. In addition, no political grandstanding, candidate endorsement, or other attempts to influence the outcome of an election shall be permitted. Any violation of the above statement shall result in the loss of your remaining time.

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION: None

RESULT:	INFORMATIONAL - NO ACTION TAKEN
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**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1828

DEPARTMENT: Land Department

TIME REQUESTED: 5 Minutes

PRESENTER: Cindy Shevich

AGENDA ITEM:

Sale of Tax-Forfeited Land to City of Cohasset for Public Purpose

BOARD ACTION REQUESTED:

Adopt the Resolution RE: Sale of Tax-forfeited Land to the City of Cohasset for a Public Purpose, which approves sale of that part of Government Lot 1, lying South and East of Brook, Section 10, Township 55, Range 26 under the terms provided in Minnesota Statute 282.01, Subd 1a para (b) for a price of \$3,937.00 plus all associated costs.

BACKGROUND:

The City of Cohasset has requested purchase of tax-forfeited land, legally described as that part of Government Lot 1, lying South and East of Brook, Section 10, Township 55, Range 26 for a price of \$3,937.00 plus all associated costs. Minnesota Statute 282.01, Subd. 1a (b) allows sale of non-conservation tax-forfeited land to an incorporated governmental subdivision for their market value as determined by the county board, for any public purpose for which the subdivision is authorized to acquire property.

The Itasca County Board of Commissioners has classified the above described property as non-conservation land. The City of Cohasset has requested purchase of said property to enhance and promote community and economic development by creating a Riverfront Downtown Development.

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. City Resolution 9-28-2021
2. Location_Map 05-010-1401

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

RESOLUTION

RE: SALE OF TAX-FORFEITED LAND TO THE CITY OF COHASSET FOR PUBLIC PURPOSE

WHEREAS, the following described lands forfeited to the State of Minnesota in 1941 for non-payment of taxes and is managed by Itasca County:

That part of Government Lot 1, lying South and East of Brook, Section 10, Township 55, Range 26;
and

WHEREAS, the City of Cohasset has requested purchase of said property to enhance and promote community and economic development by creating a Riverfront Downtown Development;.

WHEREAS, Minnesota Statute 282.02, Subd. 1a (b) allows sale of non-conservation tax-forfeited land to an incorporated governmental subdivision for the market value as determined by the county board, for any public purpose for which the subdivision is authorized to acquire property.

WHEREAS, Itasca County has determined that the County's land management interests would be best served if that part of Government Lot 1, lying South and East of Brook, Section 10, Township 55, Range 26 is is managed for a public purpose by the City of Cohasset.

NOW THEREFORE BE IT RESOLVED, that the Itasca County Board of Commissioners approves sale of that part of Government Lot 1, lying South and East of Brook, Section 10, Township 55, Range 26 under the terms provided in Minnesota Statute 282.01, Subd 1a para (b) for a price of \$3,937.00 plus all associated costs.

**CITY OF COHASSET
RESOLUTION 2021-35**

**A RESOLUTION REQUESTING CONVEYANCE OF TAX-FORFEITED TRUST
PARCEL FOR AN AUTHORIZED PUBLIC PURPOSE.**

WHEREAS, Minnesota Statute 282.01 subd.1a. par. B. allows for, upon written request of a governmental subdivision of the State, the County board's approval of the conveyance of a tax forfeited trust land to the public entity for an authorized public purpose of the tax forfeited land for the purpose of enhancing and promoting community and economic development by creating a Riverfront Downtown Development; and

WHEREAS, the following described land (see attached map) has forfeited to the State of Minnesota for non-payment of taxes and is managed by Itasca County:

Government Lot 1 S & E of Brook (05-010-1401), in Sec: 10; Twp: 55; Rng: 26, and

WHEREAS, the City of Cohasset and the public would benefit from conveyance of said tax-forfeited trust parcel for economic development to increase tax base.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF COHASSET, that the City of Cohasset respectfully requests that the Itasca County Board consider approving conveyance of tax-forfeited trust parcels as described above to the City of Cohasset, as provided for under Minnesota Statute 282.01 subd.1a. par. b, for the authorized public purpose for economic development of a Riverfront Downtown Development to increase tax base.

Adopted by the Cohasset City Council this 28th day of September, 2021.

Greg Hagy, Mayor

Max Peters, Director of City Operations/Finance Manager



PARCEL #05-010-1401



The Data is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The burden for determining accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use rests solely on the requester. The County makes no warranties, express or implied, as to the use of the Data. There are no implied warranties of merchantability or fitness for a particular purpose. The requester acknowledges and accepts the limitations of the Data, including the fact that the Data is dynamic and is in a constant state of maintenance, correction and update.



0 25 50 100
 Feet

Government Lot 1, lying South and East of Brook
 Section 10, Township 55, Range 26



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1837

DEPARTMENT: Land Department

TIME REQUESTED: < 5 Minutes

PRESENTER: Sara Thompson

AGENDA ITEM:

Wilderness Trail Final Sponsorship

BOARD ACTION REQUESTED:

Adopt the Resolution Re: Final Sponsorship of the Grant-in-Aid (GIA) Wilderness ATV/OHM Trail and authorize necessary signatures for the County-Club Agreement.

BACKGROUND:

All necessary applications have been prepared and landowner agreements/permits have been approved and signed, the County-Club agreement is ready for necessary signatures.

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. WildernessATVRouteDM_V205192021
2. WildernessATVTrailProposed20210810
3. Wilderness Trail Landowner Permits signed

10/19/2021

RESULT:	RECOMMENDED FOR CONSENT	NEXT: 10/26/2021 2:30 PM
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**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

RESOLUTION

RE: SPONSORSHIP OF THE GRANT-IN-AID (GIA) WILDERNESS ATV/OHM TRAIL

WHEREAS, the State of Minnesota has made funding available through the Minnesota Trails Assistance Program for the purpose of construction and maintaining Off Highway Vehicle trails for All terrain Vehicles (ATV) and Off Highway Motorcycles (OHM), and

WHEREAS, Minnesota Trails Assistance Program applications have been prepared for the approval of Itasca County as sponsor for the following ATV/OHM trail:

Trail: Wilderness ATV/OHM Trail

Club: Wilderness Wheelers ATV Club,

and therefore be it

RESOLVED, that Itasca County act as the legal sponsor for an application for funding to the State of Minnesota Department of Natural Resources for acquisition, construction, maintenance of the above ATV/OHM trail, and be it further

RESOLVED, that upon approval of its application by the State of Minnesota, Itasca County may enter into an agreement with the State of Minnesota for the above referenced project and that it will comply with all applicable laws and regulations as stated in the agreement, and be it further

RESOLVED, that Itasca County Board Chairperson is authorized to sign such agreement with the State of Minnesota, and be it further

RESOLVED, that the County Auditor is hereby authorized to serve as the fiscal agent, on behalf of Itasca County, for the above reference project, and be it further

RESOLVED, that notwithstanding the financial assistance provided for in the state contract, Itasca County shall not be liable for such costs as are incurred by the club because state funds are depleted.

DECISION MEMO
WILDERNESS ATV ROUTE
U.S. FOREST SERVICE
T59N, R25 AND 26W, T60N, R25 AND 26W
DEER RANGER DISTRICT
ITASCA COUNTY

BACKGROUND

The Wilderness ATV Club and Itasca County Parks and Recreation Department of Itasca County made a request to allow the use of ATVs on existing Forest Service Grant-In-Aid snowmobile trails and Forest Service system roads. The route, if approved, along with use of non-forest service roads, would allow Itasca County to apply to MN DNR to designate it as a Grant-In-Aid (GIA) trail and be eligible for funding through the GIA program. The Chippewa National Forest has agreements with Itasca County to maintain both snowmobile trails and ATV routes.

DECISION

I have decided to approve the change to allow ATV use of segments of snowmobile trails, identified on the maps and table below. The allowed use for these trails will be snowmobiles and ATV as defined in the Chippewa National Forest Plan. Prior to any sections with wet area crossings being opened to motorized use besides snowmobiles, all wet area crossings shall 1) have structures approved by the appropriate deciding official, separate from this decision and 2) those structures constructed, inspected, and approved by the delegated Forest Service representative.

I am also approving the construction of approximately 600 feet of new trail between Forest Service System Road 3237 and Itasca County Road 134. The location of this new trail runs through a timber sale unit identified in the Central Vegetation Management project and construction shall not begin until the harvesting is complete.

To reduce the number of wet areas being crossed the portions of the route were adjusted from the proposed route to stay on existing roads currently open to all motorized vehicles.

Trail maintenance, structure construction, annual work plans, and funding are the responsibility of Itasca County and trail club partners.

Table1: Trail segments – Decision

Name of Trail	Begin Location	End location	Decision	Designation	Mitigation
New Trail	Itasca County Road 134	FR3237/3237A	Construct approximately 600 feet of new trail	ATV Trail	Yes, implementation upon completion of timber sale harvest
Marcell North Snowmobile Trail	FR2668, Balmy Road	Itasca County Road 45	Change allowed use to include ATV	Snowmobile and ATV trail	Yes, wet area crossings
Marcell North Snowmobile Trail	Itasca County Road 45	Jack the Horse Lake Road	Change allowed use to include ATV	Snowmobile and ATV trail	Yes, wet area crossings
Marcell North Snowmobile Trail	FR2491	FR2182	Change allowed use to include ATV	Snowmobile and ATV trail	Yes, wet area crossings
Marcell North Snowmobile Trail	FR2182	FR3293	Change allowed use to include ATV	Snowmobile and ATV trail	None
FR 2422/ Marcell Snowmobile Trail	FR3293	Itasca County Road 254	Change allowed use to include ATV	Snowmobile and ATV trail	Repair road bed, grading and gravel
Marcell Snowmobile Trail	Itasca County Road 254	FR2423	Change allowed use to include ATV	Snowmobile and ATV trail	Yes, Wetland crossing

Table2: Trail to Remain Snowmobile Only

Name of Trail	Begin Location	End location	Decision	Designation
Marcell North Snowmobile Trail	FR2182	FR2491	No change in allowed use	Snowmobile Trail
Cameron Lake Snowmobile Trail	Marcell North Snowmobile Trail	Forest Boundary	No change in allowed use	Snowmobile Trail

ATV is defined in the Chippewa National Forest Plan as a motorized floatation-tired vehicles with at least three, but no more than six low pressure tires, with an engine displacement of less

than 800 cubic centimeters and total dry weight less than 900 pounds. ATVs with a total dry weight of more than 900 pounds are classified as ORVs. (State of MN Off-Highway Vehicle Regulations 2003-04)

This action is categorically excluded from documentation in an environmental impact statement (EIS) or an environmental assessment (EA). The applicable category of actions is identified in agency procedures as 36 CFR 220.6(e)(1) Construction and Reconstruction of Trails. This category of action(s) is applicable because a trail exists and the designated allowed use will be changed and a short segment of new trail will be constructed. That new trail construction is in an area that is scheduled for timber harvest where environmental analysis (Central Vegetation Management Project) has been completed. Trail construction will not begin until harvesting and any subsequent timber sale area contract direction is completed. My decision also allows for annual maintenance of the trail as appropriate to maintain safe riding conditions and protect the surrounding natural resources.

I find that there are no extraordinary circumstances that would warrant further analysis and documentation in an EA or EIS. I considered resource conditions identified in agency procedures that should be considered in determining whether extraordinary circumstances might exist:

- The BE determined that there will be no adverse effect on listed threatened or endangered species. The project may affect two listed sensitive species, the four-toed salamander, and the bog lemming. However, the project will not likely result in loss of viability nor cause a trend toward federal listing. Mitigation recommended include bridging stream and wetland crossings and minimize vehicle disturbance during maintenance and construction.

TRIBAL CONSULTATION AND PUBLIC INVOLVEMENT

A letter was sent to the Leech Lake Band of Ojibwe describing the proposed project; however no response was received.

This action was originally listed as a proposal on the Chippewa National Forest Schedule of Proposed Actions and updated periodically during the analysis. Emails were sent to local government agencies and clubs (snowmobile and ATV.) All responses were positive and supportive.

FINDINGS REQUIRED BY OTHER LAWS AND REGULATIONS

Compliance with Executive order 11990, Endangered Species is discussed in the Decision section of this document.

This decision is consistent with the 2004 Chippewa National Forest Land and Resource Management Plan. The project was designed to help achieve the desired conditions in this plan, providing recreational motor vehicle opportunities in a variety of forest settings (D-RMV-1). The project also supports terrestrial and aquatic wildlife by managing and protecting native

plants and animals, protect water quality, and manage for compatible human uses and access (D-WL-5).

1. Floodplains, wetlands, or municipal watersheds -

Floodplains: Executive Order 11988 calls for avoidance of adverse impacts associated with the occupancy and modification of floodplains. Floodplains are defined by this order as, "...the lowland and relatively flat areas adjoining inland and coastal waters include flood prone areas of offshore islands, including at a minimum, that area subject to a one percent [100-year recurrence] or greater chance of flooding in any one year."

The project is not located within any floodplains

Wetlands: Executive Order 11990 calls for avoidance of adverse impacts associated with destruction or modifications of wetlands. Wetlands are defined by this order as, "areas inundated by surface or ground water with a frequency sufficient to support and under normal circumstances does or would support a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds."

This project includes wetlands. Structures to avoid adverse impacts will be constructed to cross these areas. Specific location and engineer approved design to be reviewed and approved prior to construction.

Municipal Watersheds: Municipal watersheds are managed under multiple use prescriptions in land and resource management plans.

There are no municipal watersheds on the Forest. This decision will not affect municipal watersheds.

2. Congressionally Designated Areas-

There are no Congressionally designated areas such as wilderness, wilderness study areas, or national recreation areas on this Forest, therefore this decision will not affect any Congressionally designated areas.

3. Inventoried Roadless Areas-

There are no inventoried roadless areas on this Forest, therefore this decision will not affect inventoried roadless areas.

4. Research Natural Areas-

There are no Research Natural Areas in the decision area.

5. American Indians and Alaska Native religious or cultural sites –

The Federal government has trust responsibilities to Tribes under a government-to-government relationship to ensure that the Tribes' reserved rights are protected. Consultation with tribes helps ensure that these trust responsibilities are met.

This project occurs outside of the LLBO reservation boundary.

Archaeological sites, or historic properties or areas:

Section 106 of the National Historic Preservation Act requires federal agencies to consider the effect of a project on any district, site, building, structure, or object that is included in or eligible for inclusion in the National register. Section 106 of the National Historic Preservation Act also requires federal agencies to afford the Advisory Council on Historic Preservation a reasonable opportunity to comment.

The Archaeological Resources Protection Act covers the discovery and protection of historic properties (prehistoric and historic) that are excavated or discovered in federal lands. It affords protection of archaeological resources and sites that are on public and Indian lands.

The Native American Graves Protection and Repatriation Act covers the discovery and protection of Native American human remains and objects that are excavated or discovered on federal lands. It encourages avoidance of archaeological sites that contain burials or portions of sites that contain graves through “in situ” preservation but may encompass other actions to preserve these remains and items.

The Forest Archaeologist reviewed the project and determined that surveys were not needed for the project.

ADMINISTRATIVE REVIEW (APPEAL) OPPORTUNITIES

This decision is not appealable.

IMPLEMENTATION DATE

This decision may be implemented immediately.

CONTACT

For additional information concerning this decision, contact: Kenneth Hansen, during regular office hours (weekdays, 8:00 a.m. to 4:30 p.m.) at the Deer River district office, 1235 Division Street, Deer River, MN 56636, kenneth.hansen@usda.gov, 218-246-3348.



Ann Long Voelkner
Acting District Ranger

Date

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at http://www.ascr.usda.gov/complaint_filing_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov.

USDA is an equal opportunity provider, employer, and lender.

Wilderness ATV Trail Map



Legend

Proposed ATV Trail

Trails

HW Trails

SNOWMOBILE TRAIL

Forest Boundary

Roads with MVUM

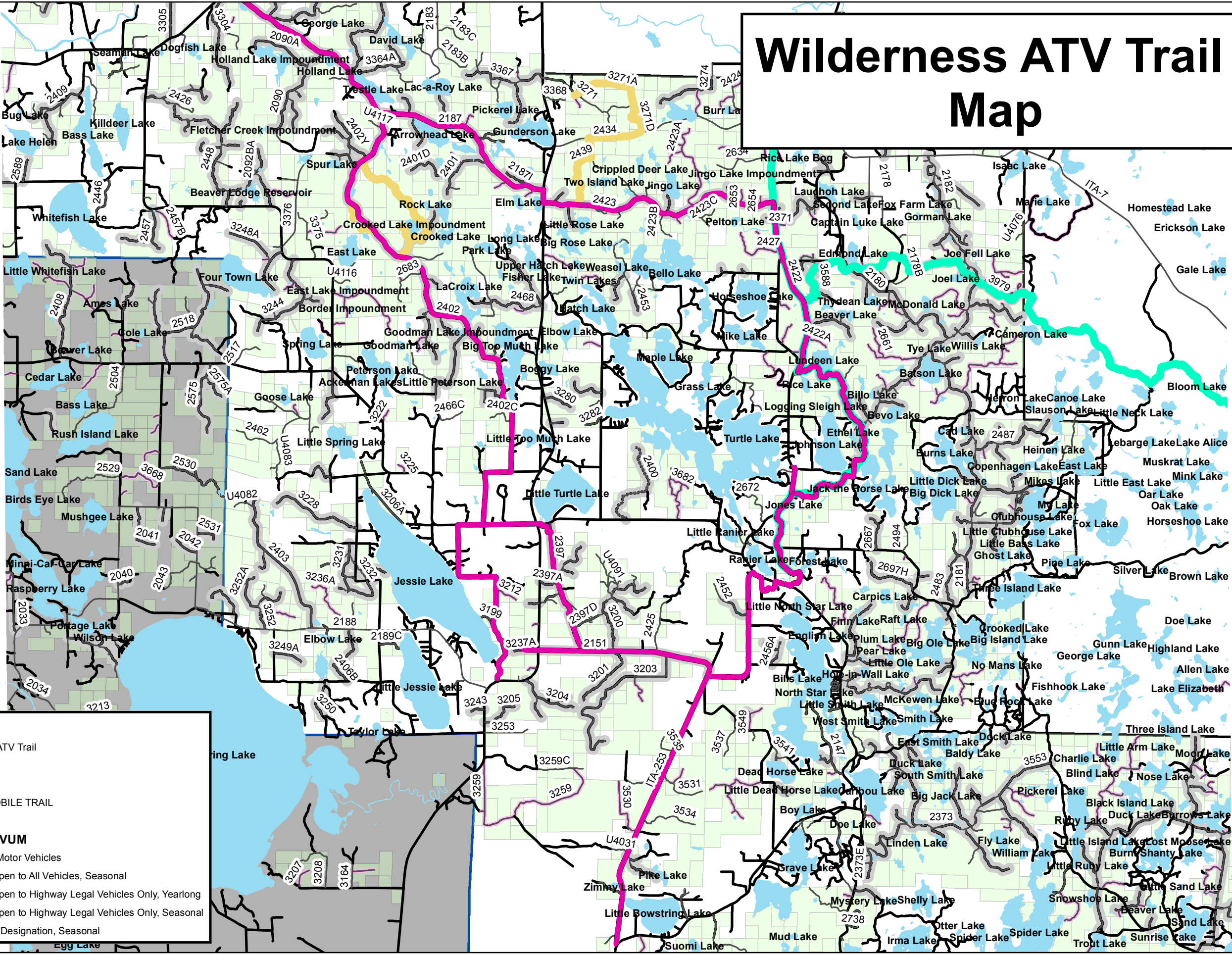
Closed to Motor Vehicles

2 Roads Open to All Vehicles, Seasonal

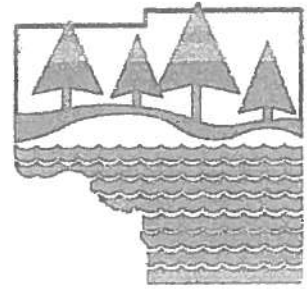
3 Roads Open to Highway Legal Vehicles Only, Yearlong

4 Roads Open to Highway Legal Vehicles Only, Seasonal

12 Special Designation, Seasonal



ITASCA COUNTY
OFF HIGHWAY VEHICLE
(ATV/OHM) TRAIL
LANDOWNER PERMIT



PERMITTEE (SPONSOR)

ITASCA COUNTY LAND DEPARTMENT
1177 LaPRAIRIE AVENUE
GRAND RAPIDS, MN 55744-3322

PERMITTER

THIS PERMIT is granted on Dave Olson, to establish and maintain the Wilderness ATV/OHM Trail. The Permitter grants this permit over and upon the following described premises situated in the County of Itasca, State of Minnesota, to wit: SEE ATTACHED MAP

SUBJECT TO:

1. This permit shall be continuous and will terminate upon sale of the land, or upon notification in writing to the Sponsor six (6) months prior to termination by the Permitter(s).
2. The right-of-way shall be open to the general public for trail use during the designated trail season.
3. The Sponsor shall at all times have the right to enter upon said right-of-way for any purpose necessary to the performance of lawful powers and duties.
4. The Permitter(s) shall have the right to close said right-of-way during any emergency, with the approval of the Sponsor.
5. The Permitter is covered under MN Statue 604A.20 to 604A.27 for permitting recreational use on privately owned land and is not liable for any accidents occurred on said trail.
6. The permit is for a 12 foot width over the route to be used.

PERMITTER

Nancy BJA
(Landowner Signature)

12-14-16
DATE

Wilderness wheelers Eric Elhardt
(Club Name and Representative)

PERMITTEE

I hereby acknowledge receipt of a copy of this permit and agree to comply with the terms, conditions and regulations thereon.

Kayson
LAND COMMISSIONER

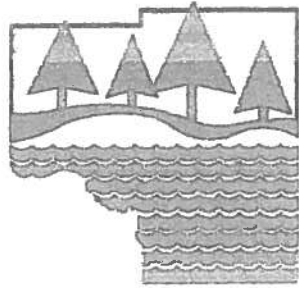
12/14/16
DATE

NOTE: All Trail Permits are to be made out to the Sponsor not the club. Permits can be made out to club only if the Sponsor has specifically given written permission and authority to the club and the club has been incorporated.

/st 2/4/16



ITASCA COUNTY
OFF HIGHWAY VEHICLE
(ATV/OHM) TRAIL
LANDOWNER PERMIT



PERMITTEE (SPONSOR)

ITASCA COUNTY LAND DEPARTMENT
1177 LaPRAIRIE AVENUE
GRAND RAPIDS, MN 55744-3322

PERMITTER

THIS PERMIT is granted on Paul Hansen, to establish and maintain the Wilderness ATV/OHM Trail. The Permitter grants this permit over and upon the following described premises situated in the County of Itasca, State of Minnesota, to wit: SEE ATTACHED MAP

SUBJECT TO:

1. This permit shall be continuous and will terminate upon sale of the land, or upon notification in writing to the Sponsor six (6) months prior to termination by the Permitter(s).
2. The right-of-way shall be open to the general public for trail use during the designated trail season.
3. The Sponsor shall at all times have the right to enter upon said right-of-way for any purpose necessary to the performance of lawful powers and duties.
4. The Permitter(s) shall have the right to close said right-of-way during any emergency, with the approval of the Sponsor.
5. The Permitter is covered under MN Statue 604A.20 to 604A.27 for permitting recreational use on privately owned land and is not liable for any accidents occurred on said trail.
6. The permit is for a 12 foot width over the route to be used.

PERMITTER

Paul Hansen
(Landowner Signature)

5/24/17
DATE

Eric Elhardt Wilderness Wheelers
(Club Name and Representative)

PERMITTEE

I hereby acknowledge receipt of a copy of this permit and agree to comply with the terms, conditions and regulations thereon.

Kay Co
LAND COMMISSIONER
5/26/17
DATE

NOTE: All Trail Permits are to be made out to the Sponsor not the club. Permits can be made out to club only if the Sponsor has specifically given written permission and authority to the club and the club has been incorporated.

/st 2/4/16



26-004-4301

26-004-4306

26-004-4302

26-004-4303

26-004-4304

26-004-3400

26-009-2102

26-009-2110

26-009-2106

26-009-2112

26-009-2103

26-009-2104

26-009-2105

26-009-2109

26-009-2113

HANSON, PAUL H &
DIANE K TRUSTEES

26-009-2111

HANSON, PAUL
H & DIANE
K TRUSTEES

26-009-2114

T05926W

Jack The Horse Lake Rd

26-009-1200

26-009-2200

26-009-1301

26-009-2300

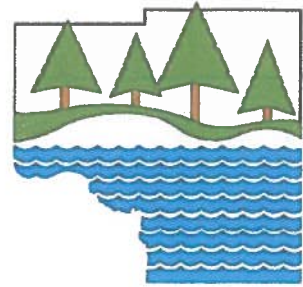
26-009-2400

26-009-3200

26-009-3100

26-009-4200

ITASCA COUNTY
OFF HIGHWAY VEHICLE
(ATV/OHM) TRAIL
LANDOWNER PERMIT



PERMITTEE (SPONSOR)

ITASCA COUNTY LAND DEPARTMENT
1177 LaPRAIRIE AVENUE
GRAND RAPIDS, MN 55744-3322

PERMITTER

THIS PERMIT is granted on Lynn Schleicher, to establish and maintain the Wilderness ATV/OHM Trail. The Permitter grants this permit over and upon the following described premises situated in the County of Itasca, State of Minnesota, to wit: SEE ATTACHED MAP

SUBJECT TO:

1. This permit shall be continuous and will terminate upon sale of the land, or upon notification in writing to the Sponsor six (6) months prior to termination by the Permitter(s).
2. The right-of-way shall be open to the general public for trail use during the designated trail season.
3. The Sponsor shall at all times have the right to enter upon said right-of-way for any purpose necessary to the performance of lawful powers and duties.
4. The Permitter(s) shall have the right to close said right-of-way during any emergency, with the approval of the Sponsor.
5. The Permitter is covered under MN Statue 604A.20 to 604A.27 for permitting recreational use on privately owned land and is not liable for any accidents occurred on said trail.
6. The permit is for a 12 foot width over the route to be used.

PERMITTER

Rich Allen Lynn Schleicher
(Landowner Signature)

DATE

8/10/16 8/10/14

PERMITTEE

I hereby acknowledge receipt of a copy of this permit and agree to comply with the terms, conditions and regulations thereon.

Kay Coan
LAND COMMISSIONER

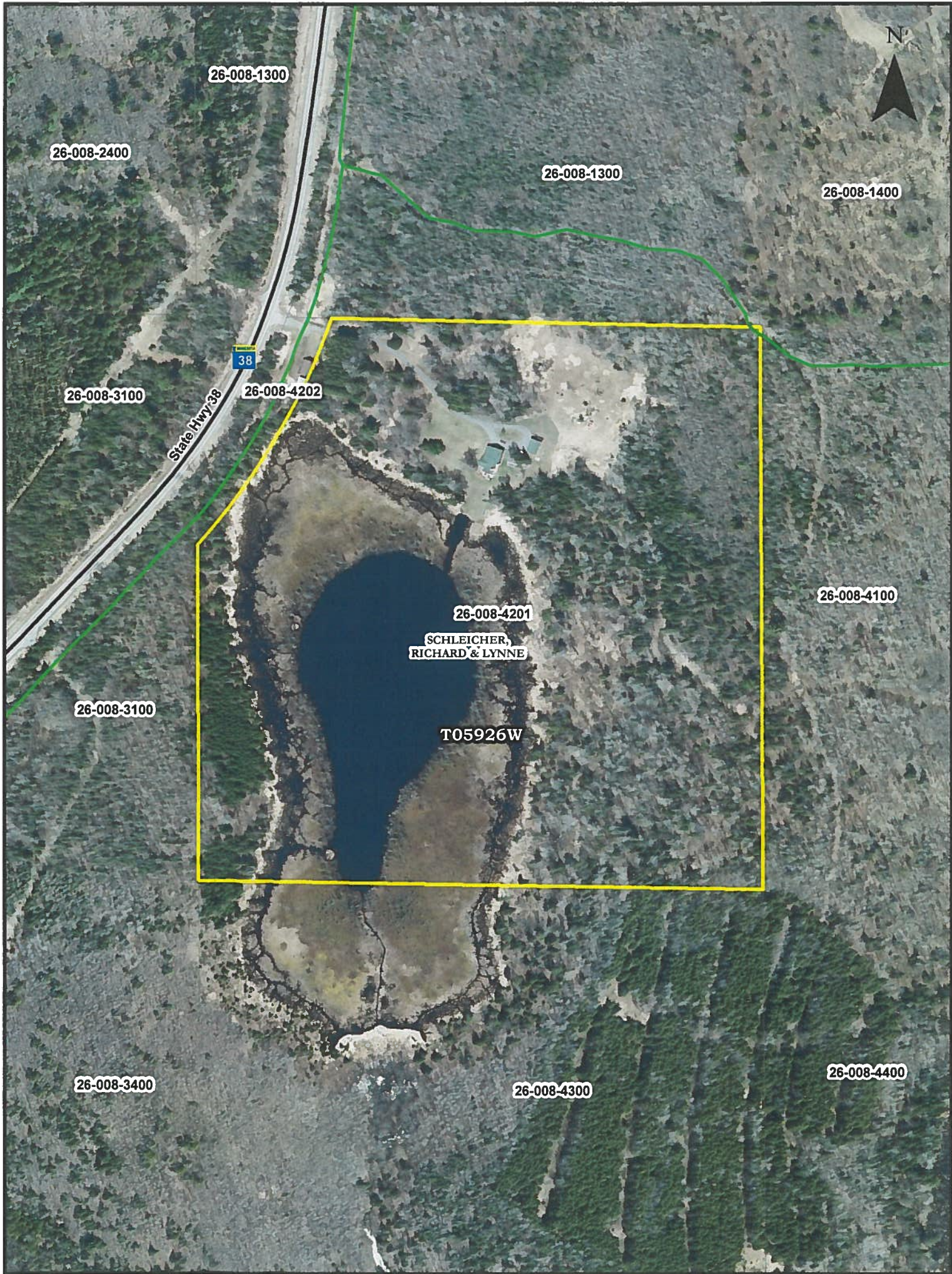
Wilderness wheelers Eric Elhardt
(Club Name and Representative)

12/14/16

DATE

NOTE: All Trail Permits are to be made out to the Sponsor not the club. Permits can be made out to club only if the Sponsor has specifically given written permission and authority to the club and the club has been incorporated.

/st 2/4/16



26-008-1300

26-008-2400

26-008-1300

26-008-1400

26-008-3100

State Hwy 38

38

26-008-4202

26-008-4201

SCHLEICHER,
RICHARD & LYNNE

26-008-4100

26-008-3100

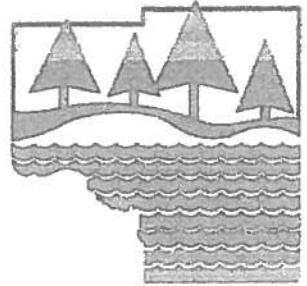
T05926W

26-008-3400

26-008-4300

26-008-4400

ITASCA COUNTY
OFF HIGHWAY VEHICLE
(ATV/OHM) TRAIL
LANDOWNER PERMIT



PERMITTEE (SPONSOR)

ITASCA COUNTY LAND DEPARTMENT
1177 LaPRAIRIE AVENUE
GRAND RAPIDS, MN 55744-3322

PERMITTER

THIS PERMIT is granted on Matt Smith, to establish and maintain the Wilderness ATV/OHM Trail. The Permitter grants this permit over and upon the following described premises situated in the County of Itasca, State of Minnesota, to wit: SEE ATTACHED MAP

SUBJECT TO:

1. This permit shall be continuous and will terminate upon sale of the land, or upon notification in writing to the Sponsor six (6) months prior to termination by the Permitter(s).
2. The right-of-way shall be open to the general public for trail use during the designated trail season.
3. The Sponsor shall at all times have the right to enter upon said right-of-way for any purpose necessary to the performance of lawful powers and duties.
4. The Permitter(s) shall have the right to close said right-of-way during any emergency, with the approval of the Sponsor.
5. The Permitter is covered under MN Statue 604A.20 to 604A.27 for permitting recreational use on privately owned land and is not liable for any accidents occurred on said trail.
6. The permit is for a 12 foot width over the route to be used.

PERMITTER

Matt Smith
(Landowner Signature)

12/14/16
DATE

Wilderness Wheelers Eric Elhardt
(Club Name and Representative)

PERMITTEE

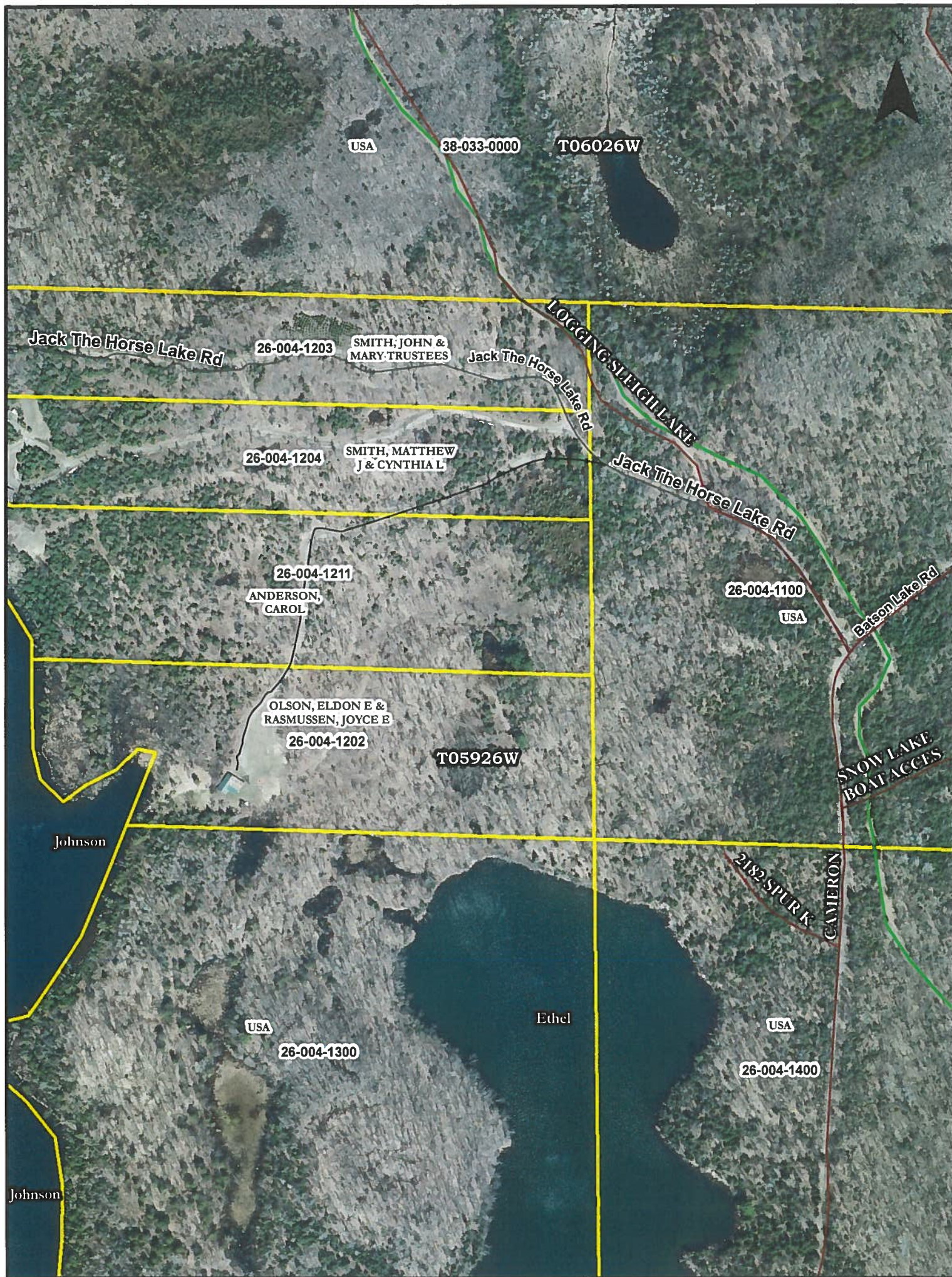
I hereby acknowledge receipt of a copy of this permit and agree to comply with the terms, conditions and regulations thereon.

Ken
LAND COMMISSIONER

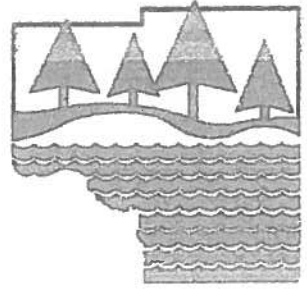
12/14/16
DATE

NOTE: All Trail Permits are to be made out to the Sponsor not the club. Permits can be made out to club only if the Sponsor has specifically given written permission and authority to the club and the club has been incorporated.

/st 2/4/16



ITASCA COUNTY
OFF HIGHWAY VEHICLE
(ATV/OHM) TRAIL
LANDOWNER PERMIT



PERMITTEE (SPONSOR)

ITASCA COUNTY LAND DEPARTMENT
1177 LaPRAIRIE AVENUE
GRAND RAPIDS, MN 55744-3322

PERMITTER

THIS PERMIT is granted on Mary Smith, to establish and maintain the Wilderness ATV/OHM Trail. The Permitter grants this permit over and upon the following described premises situated in the County of Itasca, State of Minnesota, to wit: SEE ATTACHED MAP

SUBJECT TO:

1. This permit shall be continuous and will terminate upon sale of the land, or upon notification in writing to the Sponsor six (6) months prior to termination by the Permitter(s).
2. The right-of-way shall be open to the general public for trail use during the designated trail season.
3. The Sponsor shall at all times have the right to enter upon said right-of-way for any purpose necessary to the performance of lawful powers and duties.
4. The Permitter(s) shall have the right to close said right-of-way during any emergency, with the approval of the Sponsor.
5. The Permitter is covered under MN Statue 604A.20 to 604A.27 for permitting recreational use on privately owned land and is not liable for any accidents occurred on said trail.
6. The permit is for a 12 foot width over the route to be used.

PERMITTER

M. Smith
(Landowner Signature)

12/14/16
DATE

Eric Elhardt Wilderness Wheelers
(Club Name and Representative)

PERMITTEE

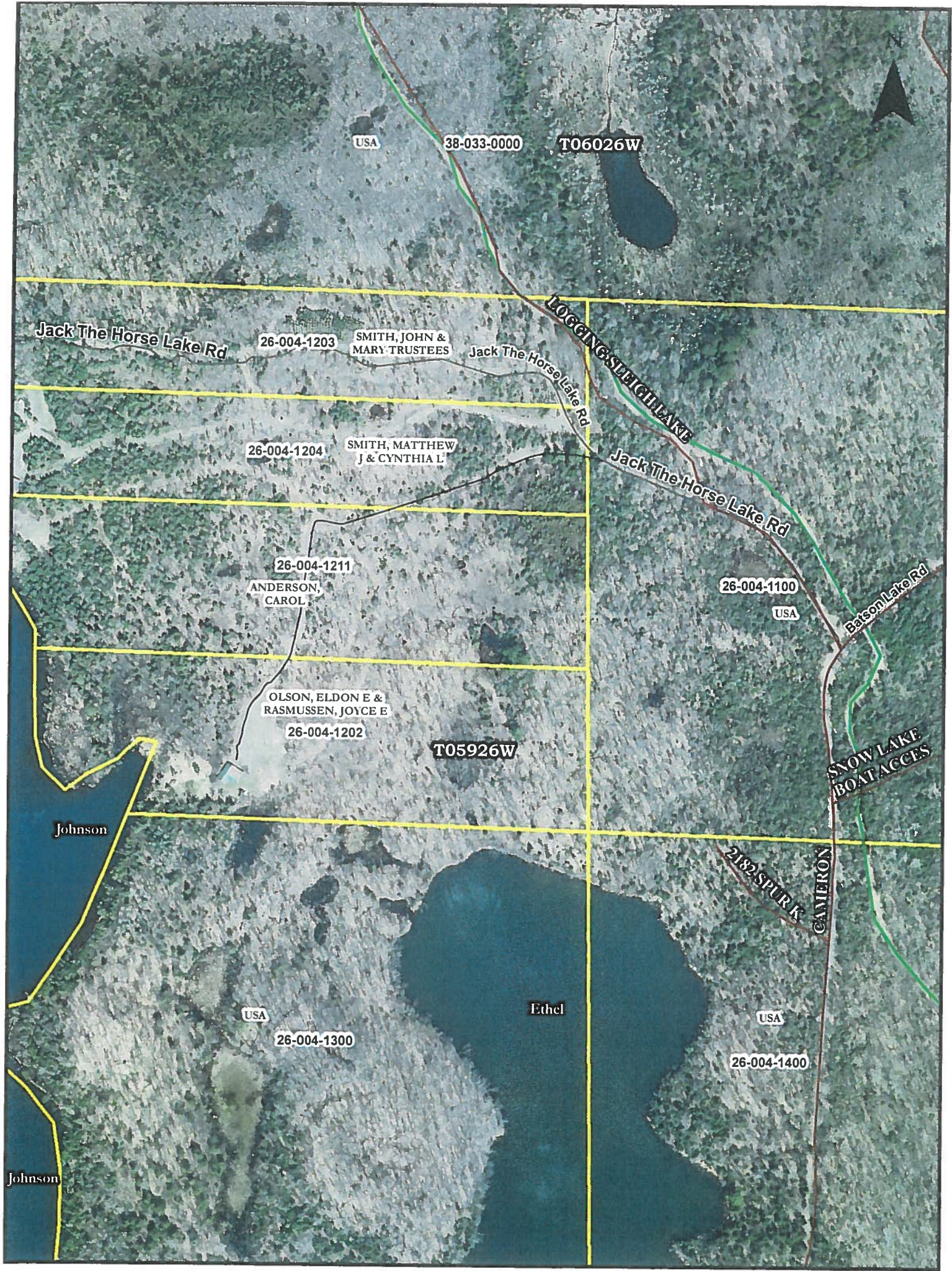
I hereby acknowledge receipt of a copy of this permit and agree to comply with the terms, conditions and regulations thereon.

K. G. Con
LAND COMMISSIONER

12/14/16
DATE

NOTE: All Trail Permits are to be made out to the Sponsor not the club. Permits can be made out to club only if the Sponsor has specifically given written permission and authority to the club and the club has been incorporated.

/st 2/4/16





**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1835

DEPARTMENT: Administrative Services

TIME REQUESTED: 15 Minutes

PRESENTER: Alyssa Schlander

AGENDA ITEM:

Local Option Sales Tax Strategies Proposal

BOARD ACTION REQUESTED:

Receive proposal from Rapp Strategies regarding Local Option Sales Tax strategies.

BACKGROUND:

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. RSI Presentation to Itasca County_Oct2021

RESULT:

INFORMATIONAL - NO ACTION TAKEN



ENGAGING RESIDENTS IN YOUR SALES TAX REFERENDUM

October 19 2021

Alyssa Schlander, VP Public Affairs and General Counsel



RAPP STRATEGIES

About Rapp Strategies

- **Shape Understanding**
- **Manage Risk**
- **Strengthen Reputation**
- **Advance Good Ideas**

We help clients with complex public affairs challenges.

Our team is comprised of staff with experience working in:

- **Government**
- **Communications**
- **Media**
- **Law**

Rapp Strategies provided communications support for:

- More than 60 referenda campaigns, with \$2.1 billion in successful public projects
- State constitutional amendment to dedicate funding for transportation
- I-35 W Bridge rebuild
- U.S. Bank Stadium
- Rochester's Destination Medical Center



RAPP STRATEGIES

Why Good Proposals Fail to Obtain Public Support

- 1) Residents don't trust county leadership
 - 2) Proposal is created without broad community input
 - 3) Wrong price point
 - 4) Residents don't understand how the plan helps their community
 - 5) Most of the public discussion is about taxes, not benefits
 - 6) Commissioners aren't visible
 - 7) Public questions are left unanswered
-
- 8) **Advocacy Committee doesn't find and motivate enough voters**



Nine Most Important Items For The County To Communicate To Residents

1. Vision for the Future
2. The Need
3. The Process
4. The Plan
5. The Benefits
6. **Cost and Tax Impact**
7. **Consequences of Inaction**
8. **How to Find Out More Information**
9. **When and Where to Vote**

County's role is factual information as governed by Minn. Stat. 297A.99

Tactics in County Communications

FOUNDATIONAL

- Website
- Brochure/Fact Sheet
- FAQ
- Feedback Mechanism
- Information at Events
- Social Media
- Media Stories
- Letters to the Editor
- Personal Meetings
- Legal Notices

ARE THEY NEEDED?

- Opinion research?
- Tax incidence study?
- Paid Ads?
- Large Community Meetings?

Advocacy Group: A Separate Function from the County's Role

County's Information Campaign

- Vision for the Future
- Need
- Process
- Plan
- Benefits
- Cost and Tax Impact
- Consequences of Inaction
- Voting Information
- How to Find Out More

Citizens' Advocacy Committee

- Canvass the Community
- Energize Supporters
- Turn-out YES Voters
- Persuade Undecideds

Two Types of Communication During a Referendum

INFORMATION

- County Leads
- Public Dollars
- Inform/Engage Residents
- Factual Information

County Commission Members



ADVOCACY

- Citizens Lead
- Private Dollars
- Operates Independently From County
- Find and Turn Out Yes (or No) Voters



Developing Your Plan

1. The county's role is community outreach and public engagement – stay within these lanes.
2. You want residents to trust the County first for the information they need.
3. Four keys to a successful plan:
 - *Transparency*
 - *Accessibility*
 - *Accuracy*
 - *Feedback*

Our recommended approach to informing Itasca County residents

Phase 1 (est. Dec. – March)

Communications Plan Development and Launch

- Work with staff to gather facts
- Develop strategies and tactical plan
- Create project website, fact sheet, community presentation materials and other materials
- Launch public information and engagement program

Phase 2 (est. April – Nov.)

Regular Communications and Accelerating Public Engagement To Election Day

- Produce and manage monthly communications for local media
- Updates to project website as needed
- Weekly social media posts/graphics, accelerating prior to Election Day
- Assist staff with answers to constituent questions as needed

QUESTIONS?



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1836

DEPARTMENT: Administrative Services

TIME REQUESTED: 15 Minutes

PRESENTER: Bill Keegan

AGENDA ITEM:

Dem-Con Presentation

BOARD ACTION REQUESTED:

Receive presentation regarding the Dem-Con site in Keewatin.

BACKGROUND:

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. Itasca County Board Presentation 10-19-21

RESULT:

INFORMATIONAL - NO ACTION TAKEN



Keewatin, MN, Itasca County

October 19, 2021

General Waste Company History

- ◆ 2005 - Established as a Construction Demolition & Industrial Landfill;
- ◆ 2006 - New Local ownership;
- ◆ 2014 –Industrial Landfill Modification
 - ◆ Installed Subtitle D landfill liner on first cell (Approx. 3.5 million)
- ◆ 2015 - Partnership with Dem-Con Companies;
 - ◆ 3rd Generation family-owned company;
 - ◆ Added experience in landfill operations, processing, & recycling;
- ◆ 2019 – Dem-Con Companies became sole owner of General Waste
 - ◆ Continued investment into new cell liners, caps, and site development (Approx. 5.0 million)



Property Location



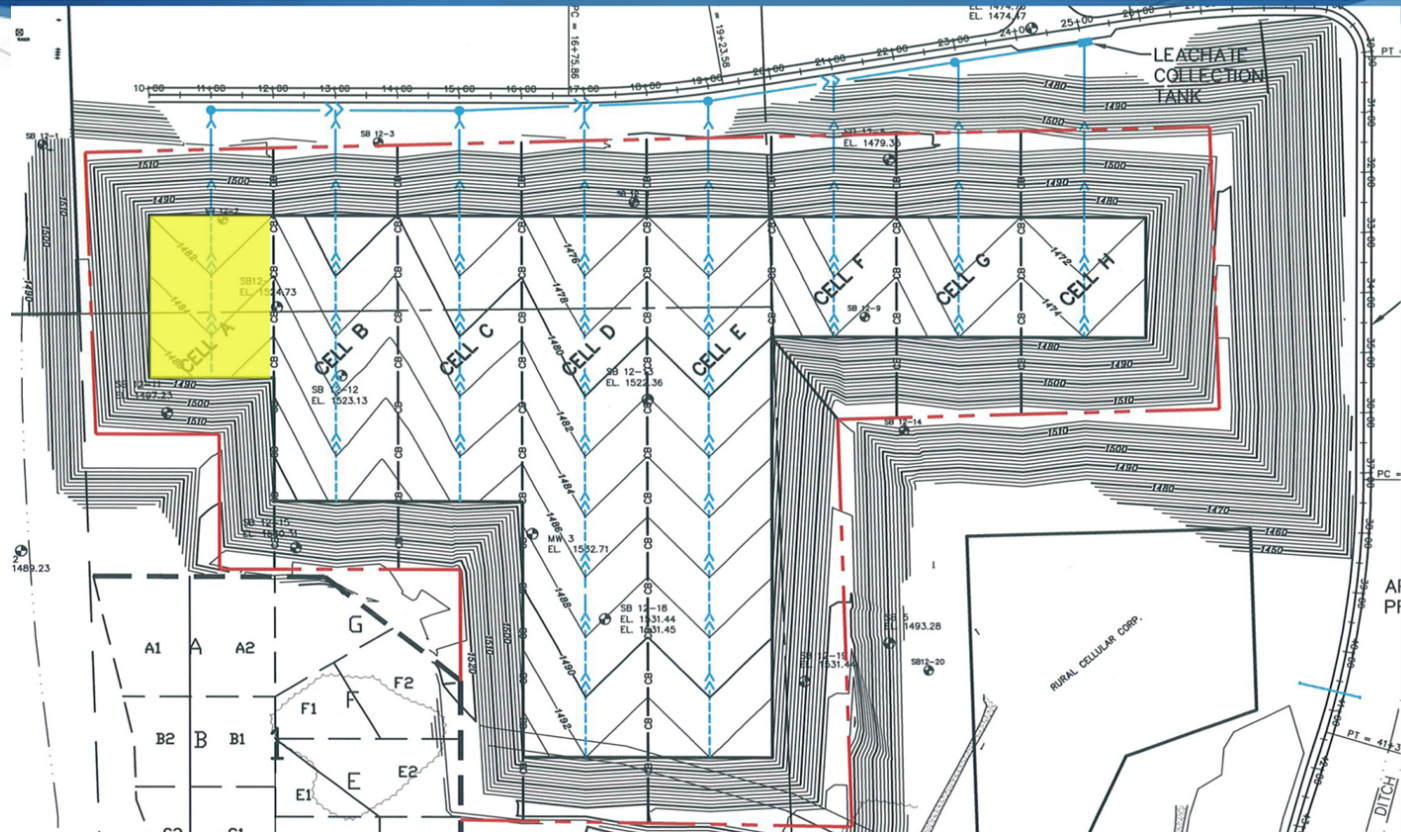
Property



General Waste Landfill Characteristics

- ◆ 134-acre site located highway 169 south of the City of Keewatin;
- ◆ Lined state-of-the-art Subtitle D Industrial Waste Landfill
 - ◆ C&D landfill has 365,000 cy of design capacity;
 - ◆ Industrial landfill has 2,500,000 cy of design capacity;
- ◆ Office and scale house building with 70' commercial scale;
- ◆ Leachate is hauled to wastewater treatment plants
- ◆ Limited recycling of wood and concrete onsite as markets allow
 - ◆ Opportunities to expand recycling & processing with addition of MSW
- ◆ Green Grades Educational Outreach Program

General Waste Landfill



Construction New Cell



Office & Scale

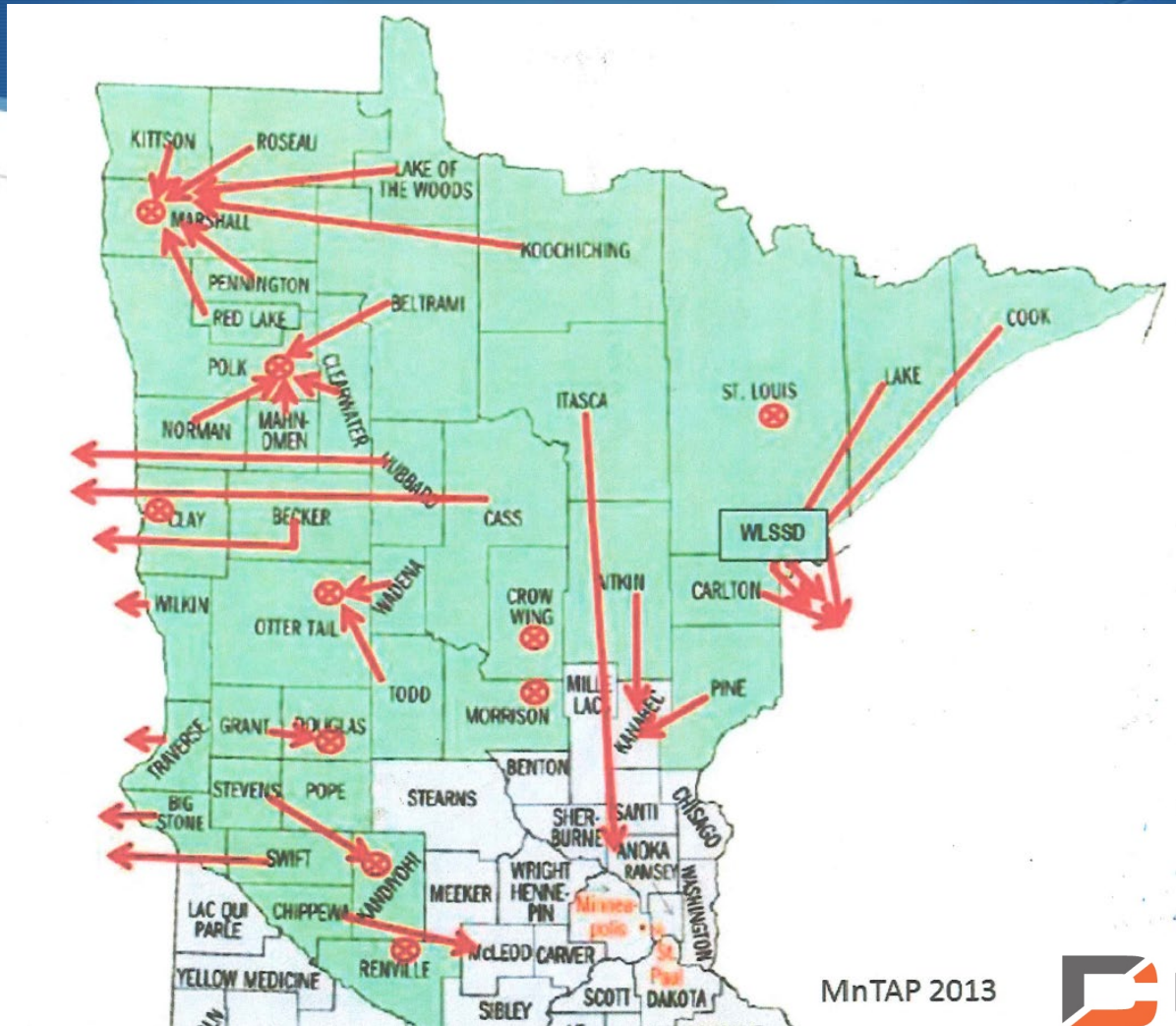


Green Grades

- ◆ Educational outreach on recycling and waste processing;
- ◆ Conference and Training Center in Shakopee, MN;
 - ◆ Virtual and in person tours
- ◆ Mobile education unit;
 - ◆ Classroom presentation at schools & online curriculum modules



Current MSW Disposal Map



MnTAP 2013

MSW Permitting Process

Chronological Order of Approvals Needed:

- **Itasca County Solid Waste Management Plan Amendment;**
 - Letter written to MPCA from Board but plan amendment needed
- **Completion of Regional Solid Waste Planning Process**
- **MPCA Certificate Of Need (CON) Determination;**
- **City of Keewatin Approval;**
- **Itasca County Approval;**
- **MPCA Permit Approval.**

Itasca County Plan Amendment

- Plan describes the management of MSW in Itasca County;
- Plan currently only allows for disposal at the Elk River Landfill (140 miles away) and does not allow for a local disposal option;
- Plan amendment would give the County future options for managing their solid waste;
- Plan must state the “need” for a local facility option

Benefits to Amending the Plan

Provides a local disposal option for the County and waste service providers -

- **Logistical and economic savings to County;**
 - Current option – 6 hrs. round trip per load;
 - General Waste – 1.5 hrs. round trip per load;
 - Estimated \$500,000 reduction in transportation costs per year.
- **Environmental benefits**
 - Reduction in Green House Gas;
 - Can be accounted for on behalf of the County in amended waste management plan.

Benefits to Amending the Plan (cont.)

Creates Jobs –

- Keeps jobs in the County by stimulating economic growth and community business development;
- Additional living wage jobs added for MSW landfill;
- Future jobs added for recycling & processing operations that are part of the “environmental campus” concept
- Additional jobs added for landfill support services such as consulting, cell construction, testing, reporting, etc.

Benefits to Amending the Plan (cont.)

- **Allows County to manage waste as a local resource –**
 - Provides additional revenue to City of Keewatin and Itasca County;
 - Increased tax base within the County;
 - Best use for old mine overburden lands – turns them into an ongoing source of revenue and tax base;
 - Financial assurance for operation, closure, and post-closure of the landfill provide environmental and liability protection;
 - Provides an opportunity to cleanup one of the counties unlined MSW landfills.

Certificate of Need (CON)

Certificate of Need –

- Issued by the Minnesota Pollution Control Agency (MPCA);
- States that there is a need for additional disposal capacity based on the County approved solid waste management plan;
- Required for any new MSW landfill or added capacity at an existing MSW landfill;

Status of Process

- **2017 CON Proposal to MPCA and Regional Counties**
 - City of Keewatin & regional counties supportive
 - MPCA denied application
- **2019 Economic Feasibility Study – BBER UMD**
 - Joint initiative with IEDC & General Waste
 - Positive impacts to jobs, labor income, and economy
- **2021 – 2023 NE Regional Planning Process**
 - Stakeholder Meetings 8/18/21 & 9/27/21
 - NEWAC Meeting 11/4/21 – General Waste Presentation

Questions?



Bill Keegan

612-845-5075

billkeegan@dem-con.com

www.dem-con.com





**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1840

DEPARTMENT: Environmental Services

TIME REQUESTED: 5 Minutes

PRESENTER: Daniel Swenson

AGENDA ITEM:

Elk River Certificate of Need Action Request

BOARD ACTION REQUESTED:

Approve and authorize Chair signature on letter regarding the request for a Certificate of Need for the Elk River Landfill.

BACKGROUND:

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. Itasca Letter for ERL CON App
2. ERL CON Request
3. 2021.10.14 Solid Waste Volume DRAFT
4. 2021.10.14 Solid Waste Volume SIGNED

RESULT:	APPROVED (5 TO 0)
MOVER:	Commissioner Leo Trunt
SECONDER:	Commissioner Terry Snyder
AYES:	Davin Tinquist, Terry Snyder, Leo Trunt, Burl Ives, Ben DeNucci



ELK RIVER LANDFILL, INC
22460 U.S. Highway 169
Elk River, MN 55330
(800) 963-4776
(952) 890-8556 Fax

March 4, 2021

via US Mail and email

Mr. Greg Stoltz
Itasca County Environmental Services Coordinator
123 NE 4th Street
Grand Rapids, MN 55744

Re: Request for Letter Regarding Certification of Need for Elk River Landfill

Dear Mr. Stoltz:

Elk River Landfill (ERL) is applying for a Certification of Need (CON) from the Minnesota Pollution Control Agency (MPCA). The ability of Minnesota landfills, including ERL, to accept MMSW is subject to the MPCA CON process. As part of the application process, ERL must request a letter from Itasca County providing the county's best estimate of the amount of MSW, construction and demolition debris (C&D), and industrial waste that will be available for management at ERL. ERL is requesting Itasca County provide an estimate of MSW, C&D, and industrial waste from the county to be managed at ERL over the next 10, 15 and 20 years.

A condition of ERL's solid waste permit from MPCA states that additional CON must be granted prior to consuming the remaining 2.59 million cubic yards (CY) of permitted airspace (including final cover). Assuming the existing rate of in-coming waste continues, ERL will cease to accept MMSW some time in the year 2023, if additional CON is not granted.

The Itasca County Solid Waste Management Plan's forecast expires in 2021. Therefore, ERL is requesting Itasca County's assistance with identifying the amount of each waste type originating in Itasca County that will be available for management at ERL for the applicable planning periods of 10, 15 and 20 years.

With regard to CON applications, MN Administrative Rule 9215.0900, Subpart 3 states that:

"If an approved county or district solid waste management plan or master plan does not state that solid waste from a county or district will be managed at the proposed facility, the request shall include a letter from the county or district board of the county or district generating the solid waste indicating that in the county's or district's best estimate the amount of solid waste in question is available for management at the proposed facility. The letter must be consistent with the approved plan and the plan amendment requirements of part 9215.0810."

ERL offers the information presented on the attached data sheet to assist Itasca County in its evaluation of this matter. The attached table and chart present existing and projected data on Itasca County's waste disposal from years 2013 to 2040. According to the 2018 Select Committee on Recycling and the Environment (SCORE) Report, Itasca County sent between 21,000 and 26,000 tons of MMSW to landfills all together. In 2019 and 2020, 25,712 and 28,726 tons of MMSW were delivered to ERL from Itasca County, respectively, as reported by MPCA annual ReTRAC forms. Prior years' ReTRAC forms did not distinguish between MMSW, C&D, or industrial waste, and therefore were not tabulated in the analysis. As can be seen on the attached chart, the trend-line of Itasca County's total landfilled MMSW for years 2013 through 2018 was projected from a start point of the average actual MMSW disposal at ERL for years 2019 and 2020 to estimate future MMSW disposal at ERL. Itasca County's own projections of total



ELK RIVER LANDFILL, INC
22460 U.S. Highway 169
Elk River, MN 55330
(800) 963-4776
(952) 890-8556 Fax

MMSW to be delivered to ERL, according to the Solid Waste Management Plan, ranged from 25,200 tons in 2013 to 22,800 tons in 2021. The actual amount of MSW received at ERL in 2019 and 2020 from Itasca County was therefore between 110% and 124% of the county's forecast for those years.

According to recent waste receipts, Itasca County has not sent C&D or industrial waste to ERL. Based on the absence of these waste types in the last several years, we do not expect future deliveries of C&D or industrial waste from Itasca County to ERL.

ERL estimates that Itasca County will be the county-of-origin for 27,249 tons of MMSW to be managed at ERL in 2021, increasing to 27,430 tons of MMSW in 2030. For a 10-year planning period (2021-2030), ERL estimates Itasca County to be the county-of-origin for 273,394 tons of MMSW to be managed at ERL. For the 15-year planning period (2021-2035), ERL estimates Itasca County to be the county-of-origin for 410,845 tons of MMSW to be managed at ERL. And for the 20-year planning period (2021-2040), ERL estimates Itasca County to be the county-of-origin for 548,797 tons of MMSW to be managed at ERL.

ERL therefore requests that the Itasca County Board furnish a letter stating whether Itasca County agrees with the projected quantities of MMSW, C&D and industrial waste contained within this letter and attachments. If Itasca County disagrees with these estimates, ERL requests that the County provide its best estimates for the tons of MMSW, C&D and industrial waste available for management at ERL in years 2021-2030, 2021-2035 and 2021-2040. ERL further requests that Itasca County provide a summary of the methodology used to develop its best estimates.

The ERL CON application will be submitted as soon as possible to avoid disruption in landfill operations in 2021, and must include letters from counties providing estimates of MSW available for management at ERL. ERL appreciates Itasca County's attention to and prompt action on this matter.

Please contact me (952-656-5014, mmille20@wm.com) if you have questions or require additional information.

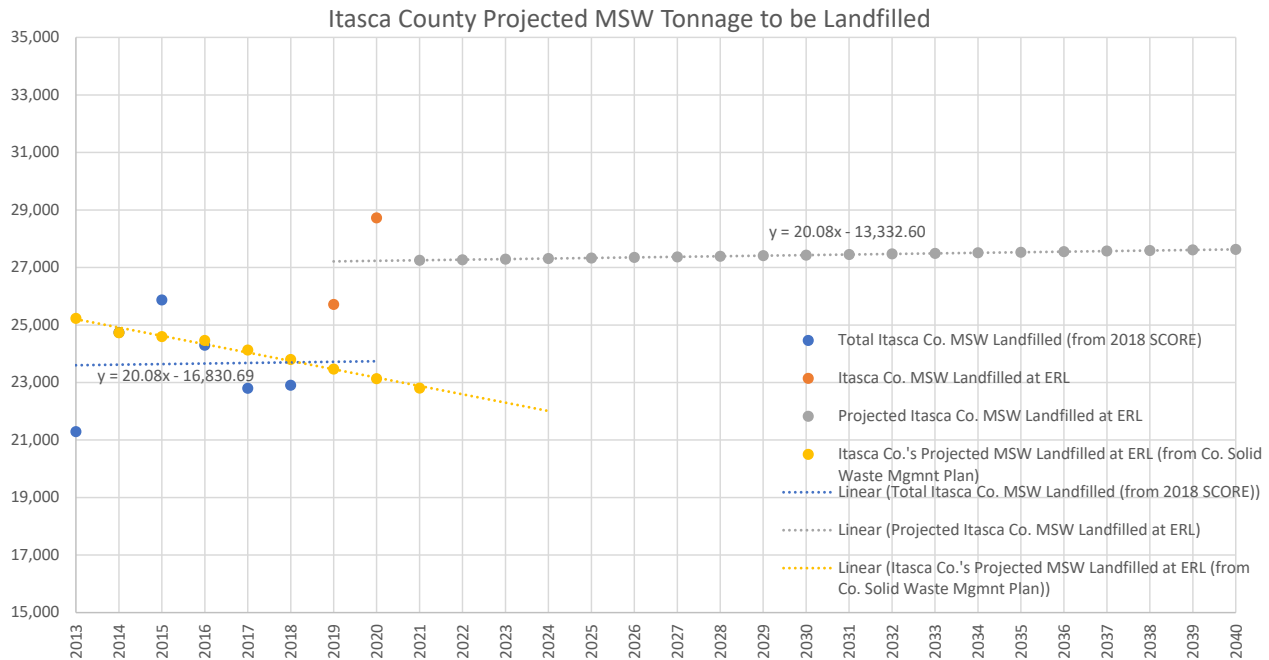
Sincerely,

A handwritten signature in black ink, appearing to read 'Michael Miller', is written over a light blue horizontal line.

Michael Miller
Senior District Manager
Elk River Landfill, Inc.

Itasca County MSW Delivered to Landfill

Year	Total Itasca Co. MSW Landfilled (tons) ¹	Itasca Co. MSW Delivered to ERL (tons) ²	Projected Itasca Co. MSW to ERL (tons) ³	Itasca Co. Actual Total MSW Generated (tons) ¹	Itasca Co.'s Projected MSW To All Landfills (tons) ⁴	Itasca Co.'s Projected MSW To ERL (tons) ⁴
2013	21,288.98			36,290.09	25,233	25,233
2014	24,739			36,422.45	24,728	24,728
2015	25,867.87			49,162.16	24,598	24,598
2016	24,294.73			50,479.43	24,463	24,463
2017	22,801			34,486.89	24,131	24,131
2018	22,907			32,005	23,799	23,799
2019		25,712			23,467	23,467
2020		28,726			23,135	23,135
2021			27,249		22,803	22,803
2022			27,269			
2023			27,289			
2024			27,309			
2025			27,329			
2026			27,349			
2027			27,370			
2028			27,390			
2029			27,410			
2030			27,430			
2031			27,450			
2032			27,470			
2033			27,490			
2034			27,510			
2035			27,530			
2036			27,550			
2037			27,570			
2038			27,590			
2039			27,611			
2040			27,631			



- Notes:
1. From the 2018 SCORE
 2. MSW delivered to ERL is from MPCA annual RETRAC reports. Previous years to those populated by values did not distinguish waste types.
 3. Projected MSW to ERL is calculated by plotting the linear regressive trendline of total landfilled MSW from 2013-2018, and using the line's equation to forecast to 2019.5. The difference between the average MSW received at ERL in years 2019-2020 and the forecasted total MSW landfilled is added to the y-intercept portion of the trendline's equation to adjust for the higher 2019-2020 receipts. The equation was then used to calculate future MSW delivered to ERL.
 4. From the County's Solid Waste Management Plan

Daniel Swenson

From: Ringhofer, Heidi (MPCA) <Heidi.Ringhofer@state.mn.us>
Sent: Friday, October 15, 2021 1:23 PM
To: Daniel Swenson
Subject: Elk River Certificate of Need Itasca Board Action Request

CAUTION: This email originated from outside of the Itasca County email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mr. Swenson,

The Elk River Landfill, Inc., owned by Waste Management and located in Elk River, Minnesota, has submitted a Certificate of Need Request (CON) to continue the acceptance of mixed municipal solid waste (MMSW). The CON request includes solid waste from Itasca County through May 2024. The County received a request to approve the estimated MMSW tonnages that will be transferred from Itasca County to the Elk River Landfill. In order to complete this application to include Itasca's waste, a letter of support is needed from the Itasca County Board that states that they agree to the estimates through the time term of your current contract. Please refer to the highlighted sections of the applicable rule.

Itasca County's Solid Waste Management Plan lists the Elk River Landfill as its end disposal facility for MMSW. However, the current plan only lists tonnages through 2021 and estimates are needed for 2022-2024.

The Board can determine where and when their MMSW will be disposed or how it will be managed.

9215.0900 CONTENT OF CERTIFICATE OF NEED REQUEST.

Subpart 1. **Scope.** The certificate of need request shall contain the information described in this part.

Subp. 2. **Annual solid waste estimates.** The request shall include estimates of the amount and type of solid waste to be managed annually at the facility during its design life.

Subp. 3. **Origin of waste.** The request shall include identification of the origin of the solid waste including estimates of the amount of solid waste to be received annually from each county or district of origin. Information about quantities of solid waste from counties or districts outside the metropolitan area shall be based on information in approved county solid waste management plans. Information about quantities of solid waste from counties or districts within the metropolitan area shall be based on information in approved county or district solid waste master plans. If an approved county or district solid waste management plan or master plan does not state that solid waste from a county or district will be managed at the proposed facility, the request shall include a letter from the county or district board of the county or district generating the solid waste indicating that in the county's or district's best estimate the amount of solid waste in question is available for management at the proposed facility. The letter must be consistent with the approved plan and the plan amendment requirements of part [9215.0810](#).

Subp. 4. **Alternatives.** The request shall include an analysis of alternatives to the new or expanded disposal capacity if the new capacity has not been included in the approved county solid waste management plan or county master plan.

Subp. 5. **Estimate errors.** If the amount of new capacity needed is greater than the amount identified in the approved plan due to erroneous assumptions concerning the amount of solid waste generated, the application must document the basis for calculating the amount of capacity needed in lieu of an analysis of alternatives.

Please contact me if you have any questions.

Sincerely
Heidi

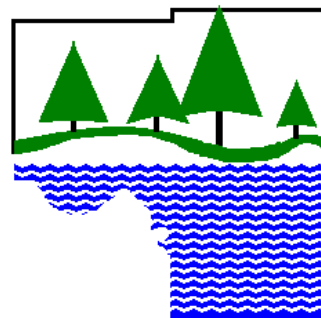
Heidi Ringhofer
MPCA Greater Mn Planning Coordinator
525 Lake Ave South Suite 400
Duluth, Mn 55804
218-302-6652 (desk)
218-831-1234 (cell)
1-800-657-3864 (Main MPCA line)

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ITASCA COUNTY

Courthouse
Environmental Services
123 NE 4th Street
Grand Rapids, MN 55744-2600
Office (218) 327-2857 Fax (218) 327-7331



October 14, 2021

Michael Miller
Elk River Landfill, Inc
22460 US Hwy 169
Elk River, MN 55330
(*sent via email)

RE: Itasca County Waste Projections to Elk River Landfill

Dear Mr. Miller,

In response to your letter dated March 4, 2021, regarding the request for a Certificate of Need, the Itasca County Board has agreed with your quantities of MMSW, C&D and industrial waste through our contract which expires on May 31, 2024.

If you have any questions or concerns, please feel free to contact me at (218) 327-7363.

Sincerely,

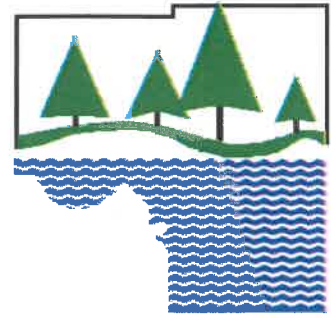
Burl Ives
Itasca County Chairperson

Cc: Heidi Ringhofer, MPCA
Isaac Fuhr, Senior Engineer, Carlson McCain
Greg Stoltz, ESD Coordinator

Encl.

ITASCA COUNTY

Courthouse
Environmental Services
123 NE 4th Street
Grand Rapids, MN 55744-2600
Office (218) 327-2857 Fax (218) 327-7331



October 19, 2021

Michael Miller
Elk River Landfill, Inc
22460 US Hwy 169
Elk River, MN 55330
(*sent via email)

RE: Itasca County Waste Projections to Elk River Landfill

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If you have any questions or concerns, please feel free to contact me at (218) 327-7363.

Sincerely,

A handwritten signature in blue ink, which appears to read "Burl Ives", is positioned below the word "Sincerely,".

Burl Ives
Itasca County Chairperson

Cc: Heidi Ringhofer, MPCA
Isaac Fuhr, Senior Engineer, Carlson McCain
Greg Stoltz, ESD Coordinator

Encl.



**ITASCA COUNTY
BOARD OF COMMISSIONERS**

Itasca County Courthouse
123 NE 4th Street
Grand Rapids, MN 55744

Tuesday, October 19, 2021

REQUEST FOR BOARD ACTION: RBA-2021-1841

DEPARTMENT: Administrative Services

TIME REQUESTED: 15 Minutes

PRESENTER: Craig Engwall

AGENDA ITEM:

CWD Moratorium Presentation

BOARD ACTION REQUESTED:

Receive and discuss a CWD Moratorium presentation.

BACKGROUND:

COUNTY ATTORNEY REVIEW: N/A

SUPPORTING DOCUMENTATION:

1. St Louis County 21-403

It was the consensus of the County Board to direct staff to draft a request to come before the Board at a later date.

RESULT:

INFORMATIONAL - NO ACTION TAKEN

BOARD LETTER NO. 21 - 403

ENVIRONMENT & NATURAL RESOURCES COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: September 7, 2021

RE: Supporting Legislation
Prohibiting New Captive Deer
Farms

FROM: Kevin Z. Gray
County Administrator

RELATED DEPARTMENTAL GOAL:

To exercise responsible stewardship of county resources.

ACTION REQUESTED:

Several Commissioners have requested that the St. Louis County Board consider calling on the Minnesota State Legislature to enact legislation prohibiting new captive cervid farms in Minnesota, and further calling on state agencies to immediately prohibit the transport of farmed cervids within the state and halt the registration of any new captive cervid farms in the state of Minnesota until such time that the legislature enacts such legislation. Several commissioners have also requested that the County adopt an interim zoning ordinance placing a moratorium on any new captive cervid farms in the County until such time that the County Board is able to study and consider enacting a permanent ordinance relative to this issue.

BACKGROUND:

Several years ago, the St. Louis County Board became engaged in discussion associated with Chronic Wasting Disease (CWD) and its potential negative impact on the wild deer population. Since that time the disease has spread and has now been found in farmed deer located in Beltrami County. It is through these farms that the disease is propagated and spread to the wild deer herd.

CWD is a contagious fatal neurodegenerative disease that afflicts cervids (whitetail deer). The impact of this disease has been felt throughout the state of Wisconsin and southern Minnesota and now, unfortunately, has moved to northern Minnesota. This is concerning as the financial impacts of deer hunting for the businesses of St. Louis County are significant. The expansion of this concerning problem has resulted in a variety of legislative actions and considerations being discussed during this past state legislative session as well as during legislative committee meetings this summer.

Equally important is the impact of the disease on the environment and health of other animals and humans. It has been shown that the prions of diseased animals will remain

viable in the soil after the death of the animals, and there is significant concern regarding the transmission of CWD to other animals and potentially even humans.

Due to these concerns, it is proposed that the County Board consider actions to protect our region from the expansion of the disease and its devastating economic impacts on our business community and the tradition of deer hunting that is so important to families and friends. Specifically, the resolution would call on the state legislature to enact legislation prohibiting new captive cervid (deer) farms in the State. The resolution would also call on state agencies to, until such time that the legislature enacts such legislation, immediately prohibit the transport of farmed cervids within the state and halt registration of any new captive cervid farms in the state. Further, the resolution would set a public hearing relative to the County Board's possible adoption of an interim zoning ordinance placing a moratorium on any new captive cervid farms in St. Louis County until such time that the County Board is able to study and consider enacting a permanent ordinance relative to this issue. The County Board's consideration of an interim zoning ordinance later this month would require a waiver of County Board Resolution No. 85-103 and moratorium guidelines adopted in connection therewith. While the resolution does not directly address the following issues, it would be a goal to have the State also address the double fencing of all cervid farms and that if CWD is found on a cervid farm, the entire herd on that farm must be slaughtered with proper disposal of each carcass.

Dr. Peter Larsen of the University of Minnesota and Craig Engwall of the Minnesota Deer Hunters Association will be present at the Committee of the Whole meeting to provide a more in-depth background of CWD and its impacts on the wild deer herd.

RECOMMENDATION:

A resolution is attached should the St. Louis County Board wish to (1) request that the Minnesota State Legislature enact legislation prohibiting new captive deer farms, (2) request state agencies to prohibit the transport of farmed cervids within the state and immediately halt the registration of any new captive cervid farms, and (3) set a hearing to consider an interim zoning ordinance placing a moratorium on any new captive cervid farms in St. Louis County.

Supporting Legislation Prohibiting New Captive Deer Farms

BY COMMISSIONER _____

WHEREAS, Chronic Wasting Disease (CWD) is a contagious fatal neurodegenerative disease afflicting white tailed deer (cervids); and

WHEREAS, CWD is caused by misfolded proteins called prions, which attack the brain of infected animals, resulting in death; and

WHEREAS, CWD has spread to 26 states, three Canadian provinces, several counties in Southeast Minnesota, and now one county in Northern Minnesota (Beltrami); and

WHEREAS, Nearly all CWD-infected cervids (deer) originate in captive commercial farms, of which 259 are located in Minnesota, including three in St. Louis County; and

WHEREAS, Minnesota wild deer are an important source of food, recreation, and tradition for our nearly 500,000 firearm and archery hunters who in turn, generate over a half billion dollars in economic activity in rural counties; and

WHEREAS, CWD spread reached a crisis level in Minnesota this spring after several CWD infected deer were found on a Beltrami County deer farm; and

WHEREAS, The owners of the Beltrami County deer farm disposed several CWD-infected deer carcasses on nearby tax-forfeited land where disease carrying prions were found in the soil, allowing for their ongoing and indefinite viability.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board calls upon the Minnesota Legislature to, as soon as possible, enact legislation prohibiting new captive cervid farms in the state, and further calls upon state agencies to immediately prohibit the transport of farmed cervids within the state and halt the registration of any new captive cervid farms until such time that the legislature enacts such legislation.

RESOLVED FURTHER, That, for purposes of this issue only, the St. Louis County Board waives County Board Resolution No. 85-103 and related guidelines, and hereby sets a public hearing to occur on Tuesday, September 28, 2021 at 9:35 a.m. at the Alborn Community Center, 6388 Hwy 7, Alborn, Minnesota 55702 to consider and receive public input in connection with an interim zoning ordinance placing a moratorium on any new captive cervid farms in St. Louis County until such time that the County Board is able to study and consider enacting a permanent ordinance.

RESOLVED FURTHER, Copies of this resolution shall be sent to: Governor Walz, House Speaker Hortman, Senate Majority Leader Gazelka, the SLC Legislative Delegation, the House & Senate Environment Committees, the Commissioners of DNR, Agriculture, and PCA and the Minnesota Board of Animal Health.