

PROCEEDINGS OF THE COUNTY BOARD

State of Minnesota
County of Kanabec
Office of the County Coordinator

March 3, 2020

The Kanabec County Board of Commissioners met at 9:00am on Tuesday, March 3, 2020 pursuant to adjournment with the following Board Members present: Gene Anderson, Kathi Ellis, Dennis McNally, Craig Smith, and Les Nielsen. Others Present: County Coordinator Kris McNally, and Recording Secretary Kelsey Schiferli.

The Chairperson led the assembly in the Pledge of Allegiance.

Action #1 – It was moved by Dennis McNally, seconded by Les Nielsen and carried unanimously to approve the agenda as presented.

Action #2 – It was moved by Dennis McNally, seconded by Craig Smith and carried unanimously to approve the February 18, 2020 minutes with the following corrections: Action #20, change “City Employees’ Union Local 363” to “Union Local 363”.

Action #3 – It was moved by Gene Anderson, seconded by Les Nielsen and carried unanimously to approve the following paid claims:

<u>Vendor</u>	<u>Amount</u>
City of Mora	27,655.00
Kanabec County Auditor HRA	318.00
Mora Municipal Utilities	13,342.88
Verizon Wireless	934.59
Mora Municipal Utilities	1,512.98
Life Insurance Co of North America	648.10
MNPEIP	148,472.12
Sun Life Financial	3,926.52
Further	1,355.00
Kanabec County Auditor HRA	530.00
East Central Energy	1,231.24
Dearborn National Life Insurance Co	1,506.46
Health Partners	6,088.87
13 Claims Totaling:	<u>207,521.76</u>

Action #4 – It was moved by Les Nielsen, seconded by Craig Smith and carried unanimously to recess the board meeting at 9:05am to a time immediately following the Public Health Board.

The Kanabec County Public Health Board met at 9:05am on Tuesday, March 3, 2020 pursuant to adjournment with the following Board Members present: Gene Anderson, Kathi Ellis, Dennis McNally, Craig Smith, and Les Nielsen. Public Health Director, Kathy Burski presented the Public Health Agenda.

Action #PH5 – It was moved by Gene Anderson, seconded by Dennis McNally and carried unanimously to approve the Public Health Agenda as presented.

Action #PH6 – It was moved by Les Nielsen, seconded by Gene Anderson and carried unanimously to approve the following resolution:

Resolution #PH6 – 3/3/20

National Public Health Week Proclamation

WHEREAS, the week of April 6-12, 2020, is National Public Health Week, and the theme is “NPHW@25: Looking Back, Moving Forward.”; and

WHEREAS, since 1995, the American Public Health Association, through its sponsorship of National Public Health Week, has educated the public, policymakers and public health professionals about issues important to improving the public’s health; and

WHEREAS, U.S. life expectancy has decreased in recent years and the three-year drop represents the longest sustained decline in expected lifespan since the Great Recession; further, studies consistently show the United States has a lower life expectancy than comparable countries; and

WHEREAS, there is a significant difference in health status, such as obesity, poor mental health and drug use, among people living in rural areas compared with people living in urban areas, and this variance increases because rural residents are often more likely to face social determinants that negatively impact health, such as poverty, transportation barriers and lack of economic opportunity; and

WHEREAS, public health professionals help communities prevent, prepare for, withstand and recover from the impact of a full range of health threats, including disease outbreaks such as measles, natural disasters and disasters caused by human activity; and

WHEREAS, public health action, together with scientific and technologic advances, has played a major role in reducing and in some cases eliminating the spread of infectious disease, and in establishing today’s disease surveillance and control systems; and

WHEREAS, 60 percent of Americans live with a preventable chronic disease, and health risks such as alcoholism, obesity and tobacco use are the primary reason for 7 of every 10 deaths annually in the United States.

NOW, THEREFORE, the Kanabec County Community Health Board does hereby proclaim the week of April 6-12, 2020, as National Public Health Week 2020 in Kanabec County and call upon the people of Kanabec County to observe this week by helping our families, friends, neighbors, co-workers and leaders better understand the value of public health and

supporting great opportunities and to celebrate public health's accomplishments in light of this year's theme, [NPHW@25: Looking Back, Moving Forward.](#)

9:07am – County Attorney, Barbara McFadden arrived.

Action #PH7 – It was moved by Dennis McNally, seconded by Gene Anderson and carried unanimously to approve Kathy Burski to participate in the web-based distance learning program, NACO High Performance Leadership Academy (HPLA) with a cost to the county of \$495.

Action #PH8 – It was moved by Les Nielsen, seconded by Craig Smith and carried unanimously to approve the following resolution:

Resolution #PH8 – 3/3/20

Public Health Emergency Preparedness Concurrence Resolution

WHEREAS, the Minnesota Department of Health (MDH) Public Health Emergency Preparedness second budget period of the five year project period (2020-2021 Budget Period 2) will focus on engaging with community partners serving populations with access or functional needs, promoting personal preparedness, practicing shift/operational period change briefings, pandemic influenza planning, and maintaining foundational preparedness activities, and

WHEREAS, there will be a set of recurring and base grant-related activities that all CHBs will complete, and

WHEREAS, based on funding levels, CHBs will select from a list of elective duties to meet jurisdictional priorities and threats.

THEREFORE BE IT RESOLVED the Kanabec County Community Health Board approves Minnesota Department of Health's approach to Public Health Emergency Preparedness for the 2020-21 budget period.

Action #PH9 – It was moved by Gene Anderson, seconded by Dennis McNally and carried unanimously to approve the following resolution:

Resolution #PH9 – 3/3/20

Dementia Grant Resolution

WHEREAS, recently the Community Health Director was previously asked to pursue funding related to dementia services and education, and

WHEREAS, a grant opportunity has risen to perform one or more of the focus categories: increase awareness, promote early identification, increase cognitive testing and connect family and friends who are caregivers, and

WHEREAS, the term of the contract would commence on July1, 2020 through June 30, 2021, and

WHEREAS, the maximum grant award is \$150,000 and requires a 25% match; a grant request of less than \$50,000 does not require a match.

THEREFORE BE IT RESOLVED, the Kanabec County Community Health Board approves the Community Health Director applying for Dementia Grant funds and accepting said funds upon approval of the grant, and

BE IT FURTHER RESOLVED, the Community Health Board approves the Community Health Director signing a contract for said funds upon grant approval and County Attorney approval of the contract.

Action #PH10 – It was moved by Craig Smith, seconded by Gene Anderson and carried unanimously to approve the payment of 76 claims totaling \$52,347.35 on Community Health Funds.

Action #PH11 – It was moved by Gene Anderson, seconded by Dennis McNally and carried unanimously to adjourn Public Health Board at 9:21am and to meet again on April 7, 2020 at 9:05am.

The Board of Commissioners reconvened.

Action #12 - It was moved by Craig Smith, seconded by Gene Anderson and carried unanimously to approve the following claims on the funds indicated:

Revenue Fund

Vendor	Amount
Advanced Correctional Healthcare	130.39
American DataBank	59.90
Anne M. Carlson Law Office, PLLC	3,298.00
Anne M. Carlson Law Office, PLLC	68.00
Anne M. Carlson Law Office, PLLC	93.50
Anne M. Carlson Law Office, PLLC	306.00
AREMA Arrowhead Region Emergency Management	60.00
Arrowwood Resort	997.10
Aspen Mills	572.96
Aspen Mills	128.01
Beaudry Oil & Propane	1,274.37
Card Services	172.32
Cook, Brandon	71.30
Curtis, Michael	281.10
DS Solutions	494.00
East Central Exterminating	240.00
ECM Publishers	101.50
Eric Hanson Consulting	7,700.00
FedEx	157.32
Galls	119.99

Grainger	327.48
Grand View Lodge	317.74
Granite City Jobbing Company	152.30
Granite City Jobbing Company	680.65
Hoefert, Robert	1,060.00
Hohn's Auto Body & Glass	200.00
Horizon Towing	150.33
IT SAVVY	3,484.42
Kanabec County Community Health	238.60
Kanabec County Highway Department	209.94
Kanabec County Highway Department	95.59
Magaard, Andrew	102.93
Manthie, Wendy	935.48
Marco, Inc.	477.00
McFadden, Barbara	71.87
McNally, Kris	285.55
Methven Funeral and Cremation Services	400.00
Milaca Chiropractic Center	80.00
Minnesota State Auditor	1,575.00
MN Counties Insurance Trust	117.00
MN Counties Insurance Trust	244.00
Mora Municipal Utilities	356.70
Nelson, Jerald	63.83
Nelson, Ronette	488.38
Northland Fire Protection	253.45
O'Reilly Auto Parts	46.79
Office Depot	74.01
Office Depot	19.08
Office Depot	191.65
Office Depot	12.49
Office Depot	60.38
Ramsey County	1,607.00
Reliance Telephone, Inc	1,000.00
RELX Inc. DBA LexisNexis	187.41
RMB Environmental Laboratories Inc	44.00
Sea Change Print Innovations	1,249.44
SHI International	761.00
SHI	822.00
Stellar Services	1,398.54
Steven, Lisa	177.40
Streicher's	396.42
Summit Food Service Management	15,719.36
Summit Companies	140.00
Summit Companies	72.50
Thomson Reuters-West	520.00

Thomson Reuters-West	263.17
USIC Locating Services	110.00
Van Alst, Lillian	295.55
Verizon Wireless	210.06
Visser, Maurice	918.05
VSP Insurance Co. (CT)	231.00
Zamora, Ray	1,247.00
72 Claims Totaling:	<u><u>\$56,468.30</u></u>

Road & Bridge

Vendor	Amount
A and E Cleaning	1,000.00
Boyer Trucks	112.52
Federated Co-op	221.46
Force America Distributing	160.28
FS Solutions	556.38
Granite City Jobbing	122.83
Granite Electronics	2,582.00
Granite Ledge Electrical	1,059.37
Kanabec County Highway Department	61.50
Kanabec Publication	248.08
Northern States Supply	197.70
Novus Glass	175.00
Office Depot	72.04
Oxygen Service	179.71
Regents of the UMN	210.00
Wiarcom	618.45
16 Claims Totaling:	<u><u>\$7,577.32</u></u>

Action #13 – It was moved by Gene Anderson, seconded by Dennis McNally and carried unanimously to approve the following resolution:

Resolution #13 – 3/3/20

WHEREAS the Kanabec County Board of Commissioners has been presented with a request for lawful gambling within Kanabec County, and

WHEREAS the application was complete, included all necessary documentation, appears in accordance with County Policies and the applicant and facility owners are in good standing with the County;

BE IT RESOLVED to approve the Application to Conduct Excluded Bingo for Ann Lake Watershed Alliance for two bingo events to be held at Firepit Bar & Grill (formerly Pink Diamond), 1434 Ann Lake Rd, Ogilvie, MN 56358 on April 4, 2020 and November 21, 2020.

Action #14 – It was moved by Craig Smith, seconded by Gene Anderson and carried unanimously to approve the following resolution:

Resolution #14 – 3/3/20

RESOLUTION RELATING TO APPROVING A SPECIAL TAX LEVY FOR THE BENEFIT OF THE KANABEC COUNTY HISTORICAL SOCIETY, AND CALLING AN ELECTION THEREON

BE IT RESOLVED by the Board of County Commissioners of Kanabec County, State of Minnesota, as follows:

1. (a) The Board of County Commissioners hereby determines and declares, consistent with its Resolution No. 15 dated August 28, 2019, that it shall call a special election for the County to establish and levy a special tax levy, to be levied against all taxable property in the County in the aggregate sum of \$30,000 per year, beginning with taxes payable in 2021 and each year thereafter, the proceeds of which shall be appropriated to the Kanabec County Historical Society for the promotion and maintenance of the Kanabec County Historical Society, the preservation and publication of historical material at the Kanabec County Historical Society, disseminating historical information of the County, and defraying the expense of carrying on the historical work of the Kanabec County Historical Society. The Kanabec County Historical Society is affiliated with and approved by the Minnesota Historical Society. The levy is authorized by Section 138.052 of the Minnesota Statutes. The question on the approval of this special tax levy shall be County Question 1 on the county ballot at the special election held to approve said special tax levy.

2. The ballot question specified above and herein shall be submitted to the qualified voters of the county at a special election, which is hereby called and directed to be held in conjunction with the state general election on Tuesday, November 3, 2020.

3. Pursuant to Minnesota Statutes, the precincts and the polling places for this special election are those polling places and precincts or parts of precincts located within the boundaries of the county which have been established by the cities or towns located in whole or in part within the County. The voting hours at those polling places shall be the same as those for the state general election.

4. The Clerk of the Board of County Commissioners is hereby authorized and directed to cause written notice of said special election to be provided to the Kanabec County Auditor/Treasurer at least seventy-four (74) days before the date of said election. The notice shall specify the date of said special election and the title and language for the ballot question to be voted on at said special election. Any notice given prior to the date of the adoption of this resolution is ratified and confirmed in all respects.

The County Auditor/Treasurer is hereby authorized and directed to cause notice of said special election to be posted at the County's administrative offices at least ten (10) days before the date of said special election.

The County Auditor/Treasurer is hereby authorized and directed to cause two sample ballots to be posted in each polling place on election day. The sample ballot shall not be printed on the same color paper as the official ballot.

The County Auditor/Treasurer is hereby authorized and directed to post sample ballots for each precinct in the County Auditor/Treasurer's office for public inspection and transmit an electronic copy of these sample ballots to the Secretary of State at least 46 days before the state general election.

The County Auditor/Treasurer is further authorized and directed to, no earlier than 15 days and no later than two days before the state general election, publish a sample state general election ballot in at least one newspaper of general circulation in the County.

The notice of election so posted and published shall state the question to be submitted to the voters as set forth in the form of ballot below, and shall include information concerning each established precinct and polling place.

The Clerk of the Board of County Commissioners and the County Auditor/Treasurer are authorized and directed to acquire and distribute such election materials and to take such other actions as may be necessary for the proper conduct of this special election and generally to cooperate with state, city, township and county election authorities conducting the state general and other elections on that date. The Clerk of the Board of County Commissioners, the County Auditor/Treasurer, and members of the County administration are authorized and directed to take such actions as may be necessary to coordinate this election with those other elections, including entering into agreements or understandings with appropriate municipal and county officials regarding preparation and distribution of ballots, election administration and cost sharing.


5. The County Auditor/Treasurer is further authorized and directed to cooperate with the proper election officials to cause ballots to be prepared for use at said election in substantially the following form, with such changes in form and instructions as may be necessary to accommodate the use of an optical scan voting system:

[Form of Ballot on next page.]

Special Election Ballot
Kanabec County

November 3, 2020

Instructions to Voters:

To vote, completely fill in the oval(s) next to your choice(s) like this: .

To vote for a question, fill in the oval next to the word "Yes" on that question.
To vote against a question, fill in the oval next to the word "No" on that question.

County Question 1
Approval of Special Tax Levy for
Kanabec County Historical Society

Yes

Shall the Board of County Commissioners of Kanabec County be authorized to establish and levy a special tax levy to be levied on all taxable property in Kanabec County, in the aggregate amount of \$30,000 per year, beginning with taxes payable in 2021, and each year thereafter, the proceeds of which shall be appropriated to the Kanabec County Historical Society to support its work and purposes?

No

**BY VOTING "YES" ON THIS BALLOT QUESTION, YOU
ARE VOTING FOR A PROPERTY TAX INCREASE.**

Optical scan ballots must be printed in black ink on white colored material, except that marks to be read by the automatic tabulating equipment may be printed in another color ink. The name of the precinct and machine-readable identification must be printed on each ballot. Voting instructions must be printed at the top of the ballot on each side that includes ballot information. The instructions must include an illustration of the proper mark to be used to indicate a vote. Lines for initials of at least two election judges must be printed on one side of the ballot so that the judges' initials are visible when the ballots are enclosed in a secrecy sleeve.

6. The individuals designated as judges for the state general election shall act as election judges for this special election at the various polling places and shall conduct said election in the manner described by law. The election judges shall act as clerks of election, count the ballots cast and submit the results to the Board of County Commissioners for canvass in the manner provided for other county elections. The election must be canvassed by the Board of County Commissioners between the third and the tenth day following the election.

7. The County Auditor/Treasurer shall make all Campaign Financial Reports required to be filed with the County under Minnesota Statutes, Section 211A.02 available on the County's website. The County Auditor/Treasurer must post the report on the County's website as soon as possible, but no later than thirty (30) days after the date of the receipt of the report. The County must make a report available on the County's website for four years from the date the report was posted to the website. The County Auditor/Treasurer must also provide the Campaign Finance and Public Disclosure Board with a link to the section of the website where reports are made available.

8. Unless otherwise agreed-to in writing by the County and the Kanabec County Historical Society, the total election costs for the instant special election shall be allocated according to each jurisdiction's share of eligible voters and its share of the total ballot (measured as a percent of the total "column inches" of ballot), consistent with procedures recommended by the Minnesota Secretary of State.

County Coordinator, Kris McNally presented the January 2020 Budget Report. Information only, no action was taken.

Action #15 – It was moved by Dennis McNally, seconded by Les Nielsen and carried unanimously to approve the final plat of the 'Huth Shores' property as presented.

Action #16 – It was moved by Gene Anderson, seconded by Craig Smith and carried unanimously to approve the following resolution:

Resolution #16 – 3/3/20

WHEREAS the board has received a request for support of a Kanabec County Clean-Up Day and Household Hazardous Waste Collection to be held on Saturday, May 16, 2020, and

WHEREAS the Kanabec County Board of Commissioners and Environmental Services Supervisor support such an event;

BE IT RESOLVED that the county will provide up to \$5,000, to be paid using SCORE funds to help fund the County Clean-up Day.

9:37am – The Chairperson recessed the meeting in order to move to basement meeting rooms 3 & 4.

9:49am – The Board of Commissioners reconvened.

Public Works Director, Chad Gramentz met with the County Board to discuss matters concerning his department.

Action #17 – It was moved by Les Nielsen, seconded by Craig Smith and carried unanimously to approve the following resolution:

Resolution #17 – 3/3/20
KCP 20-09 Aggregate Surfacing

WHEREAS the following bids were received on February 18, 2020:

Aggregate Surfacing:

Bjorklund Companies	\$344,121.75
DLL Excavating, Inc.	\$426,615.75
Wm D. Scepaniak Inc.	\$462,067.00
Central Specialties Inc.	\$496,413.50

WHEREAS the lowest responsible bid was \$344,121.75 submitted by Bjorklund Companies, and

THEREFORE BE IT RESOLVED that the Kanabec County Board of Commissioners accepts the bid of \$344,121.75 submitted by Bjorklund Companies, Inc. for aggregate surfacing, and

BE IT FURTHER RESOLVED that the Chairperson and County Coordinator are authorized to sign contracts for this project.

Action #18 – It was moved by Dennis McNally, seconded by Gene Anderson and carried unanimously to approve the following resolution:

Resolution #18 – 3/3/20
KCP 20-10 Traffic Markings

WHEREAS the following bids were received on February 18, 2020:

<u>Traffic Markings:</u>	
Traffic Marking Service	\$151,038.92
AAA Striping Service	\$162,218.36

WHEREAS the lowest responsible bid was \$151,038.92 submitted by Traffic Marking Services, and

THEREFORE BE IT RESOLVED that the Kanabec County Board of Commissioners accepts the bid of \$151,038.92 submitted by Traffic Marking Services for traffic markings, and

BE IT FURTHER RESOLVED that the Chairperson and County Coordinator are authorized to sign contracts for this project.

Action #19 – It was moved by Dennis McNally, seconded by Les Nielsen and carried unanimously to approve the following resolution:

Resolution #19 – 3/3/20
Seasonal Employees

WHEREAS the County Highway Department budget includes funds for the hiring of seasonal employees, and

WHEREAS the County Engineer has requested approval to hire four (4) seasonal employees to perform seasonal maintenance work on county highways and assist with construction staking, and

WHEREAS the Board desires to fill these seasonal positions;

BE IT RESOLVED that the County Board authorizes the Public Works Director, and the County Personnel Director to hire four(4) full-time seasonal workers for the 2020 season, and

BE IT FURTHER RESOLVED that the rate of pay will be set at the time of hire by the Public Works Director and Personnel Director at \$12.50, \$13.24, \$14.04or \$14.88 per hour, respective to seasons worked, and

BE IT FURTHER RESOLVED that the hours of work for this position be limited to those budgeted.

Action #20 – It was moved by Dennis McNally, seconded by Craig Smith and carried unanimously to approve the following resolution:

Resolution #20 – 3/3/20
Purchase Pickups

WHEREAS the following quotes were received for a 2020 ½ ton 4WD Work Truck:

Karl Chevrolet (Iowa)	\$26,741.64
Mora Chevrolet	\$28,442.00
Tinker & Larson	\$24,380.00
Braham Ford	\$37,500.00

WHEREAS Kanabec County Public Works is requesting the purchase of two 2020 ½ ton 4WD Work Trucks, and

WHEREAS the low quote of \$24,380.00 was submitted by Tinker & Larson for a 2020 RAM 1500 Classic ST Quad Cab 4x4, and

THEREFORE BE IT RESOLVED to accept the quote of \$24,380.00 by Tinker & Larson for a RAM 1500 Classic ST Quad Cab 4x4, and

BE IT FURTHER RESOLVED to approve the purchase of two RAM 1500 Classic ST Quad Cab 4x4trucks for the total price of \$48,760.00 plus applicable fees and taxes.

10:00am – The Chairperson called for public comment. Those that responded included the following:

Jane Schmidt	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Gary Thompson	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Clayton Berg	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Jack Doughty	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Sarah Toufal	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Jasper Cabe	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Jean McGrew	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
John Fridstrom	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution

Barb Schroeder	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Dale Roeschlein	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Mary Doughty	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Denise from Mora	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Peggy Carlson	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Dan Michael	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Lowell Rogers	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Valerie Raivo	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Carl Buchanan	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Linda Kubat	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Greg Wahlstrom	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Dave Isaac	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Paula Vanecek	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Kari Holland	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Don McIalwain	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Jim Evenson	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Chris Gmahl	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Nancy Heins	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Dan Schmoll	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
John Perry	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Kaydin Carroll	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Dale Gagner	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution

Dan Matuska	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Chuck Wiberg	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Kenny Stumpf	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Dan Porter	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Stan Goebel	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Brian Smith	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Victor Vanecek	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Sue Beckman	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution
Barbara McFadden	Comments regarding proposed 2 nd Amendment Sanctuary County Resolution

11:18am – The Chairperson closed public comment.

Action #21 – Dennis McNally introduced the following resolution and moved its adoption:

Resolution #21 – 3/3/20

WHEREAS, the Second Amendment of the United States Constitution reads: “A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed”;

WHEREAS, the United States Supreme Court in *District of Columbia v. Heller*, 554 U.S. 570 (2008), affirmed an individual's right to possess firearms, unconnected with service in a militia, for traditionally lawful purposes, such as self-defense within the home;

WHEREAS, the United States Supreme Court in *McDonald v. Chicago*, 561 U.S. 742 (2010), affirmed that the right of an individual to “keep and bear arms,” as protected under the Second Amendment, is incorporated by the Due Process Clause of the Fourteenth Amendment against the states;

WHEREAS, the United States Supreme Court in *United States v. Miller*, 307 U.S. 174 (1939), opined that firearms that are part of ordinary military equipment, or with use that could contribute to the common defense are protected by the Second Amendment;

WHEREAS, the People of Kanabec County, Minnesota, derive economic benefit from all safe forms of firearm recreation, hunting, and shooting conducted within Kanabec County using all types of firearms allowable under the United States Constitution;

WHEREAS, certain legislation that has or may be introduced in the Minnesota legislature, and certain legislation which has or may be introduced in the United States Congress could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment to the United States Constitution;

WHEREAS, the Kanabec County Board of Commissioners is concerned about the passage of any bill containing language which could be interpreted as infringing on the rights of the citizens of Kanabec County to keep and bear arms;

WHEREAS, the Kanabec County Board of Commissioners wishes to express its deep commitment to the rights of all citizens of Kanabec County to keep and bear arms;

WHEREAS, the Kanabec County Board of Commissioners wishes to express opposition to any law that would unconstitutionally restrict the rights of the citizens of Kanabec County to keep and bear arms; and

WHEREAS, the Kanabec County Board of Commissioners wishes to express its intent to stand as a County Dedicated to Second Amendment rights and to oppose, within the limits of the Constitution of the United States and the State of Minnesota, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens of Kanabec County to keep and bear arms, including through legal action, the power to appropriate public funds, and the right to petition for redress of grievances.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Kanabec County Minnesota:

That the Kanabec County Board of Commissioners hereby declares Kanabec County, Minnesota, as a “Second Amendment Dedicated County”;

That the Kanabec County Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Kanabec County, Minnesota;

That the Kanabec County Board of Commissioners hereby expresses its intent that public funds of the county not be used to restrict the Second Amendment rights of the citizens of Kanabec County, or to aid federal or state agencies in the restriction of said right; and

That the Kanabec County Board of Commissioners hereby declares its intent to oppose any infringement on the right of law-abiding citizens to keep and bear arms using such legal means as may be expedient, including, without limitation, court action.

The motion for the adoption of the foregoing Resolution was duly seconded by Craig Smith and upon a roll call vote being taken thereon, the following voted:

IN FAVOR THEREOF: Les Nielsen, Dennis McNally, Craig Smith, Gene Anderson

OPPOSED: Kathi Ellis

ABSTAIN:

whereupon the resolution was declared duly passed and adopted.

Future agenda items: None

Action #22 – It was moved by Les Nielsen, seconded by Craig Smith and carried unanimously to adjourn the meeting at 11:43am and to meet again in regular session on March 17, 2020 at 9:00am.

Signed _____
Chairperson of the Kanabec County Board of Commissioners,
Kanabec County, Minnesota

Attest: _____
Board Clerk