



Board of County Commissioners Agenda Request

26

Agenda Item #

Requested Meeting Date: 11/28/2017

Title of Item: Amendment to Joint Powers Agreement with MN DNR

<input type="checkbox"/> REGULAR AGENDA <input checked="" type="checkbox"/> CONSENT AGENDA <input type="checkbox"/> INFORMATION ONLY	Action Requested: <input checked="" type="checkbox"/> Approve/Deny Motion <input type="checkbox"/> Adopt Resolution (attach draft) <small><i>*provide copy of hearing notice that was published</i></small>	<input type="checkbox"/> Direction Requested <input type="checkbox"/> Discussion Item <input type="checkbox"/> Hold Public Hearing*
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Submitted by: Land Commissioner	Department: Land Department
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Presenter (Name and Title): Mark Jacobs	Estimated Time Needed: n/a
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Summary of Issue:

At the 1/10/2017 board meeting, Aitkin County entered into a Joint Powers Agreement with MN DNR regarding proposed leases with American Peat Technology in Kimberly and Seavey Township. Upon review it was discovered that some land parcels were mistakenly omitted from the original request.

DNR is requesting that we amend the JPA (dated 2/6/17) to include the parcels in the attached amendment.

Alternatives, Options, Effects on Others/Comments:

Recommended Action/Motion:

I recommend amending the JPA to include the land parcels in the attached document.

Financial Impact:

Is there a cost associated with this request? Yes No

What is the total cost, with tax and shipping? \$

Is this budgeted? Yes No *Please Explain:*

AMENDMENT TO
JOINT POWERS PEAT LEASING AGREEMENT

This AMENDMENT, made this _____ day of _____, 2017, between the STATE OF MINNESOTA, acting by and through its Commissioner of Natural Resources, hereinafter referred to as the "Commissioner", and the COUNTY OF AITKIN, MINNESOTA, acting by and through its County Board, hereinafter referred to as "Aitkin County";

WITNESSETH:

WHEREAS, by a joint powers agreement made on February 6, 2017, Aitkin County authorized the Commissioner to lease certain tax-forfeited lands for the removal of peat;

WHEREAS, additional tax-forfeited lands have been requested for a peat lease in the Seavey Bog area covered by the joint powers agreement;

NOW THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES HERETO, THAT THE JOINT POWERS AGREEMENT DATED FEBRUARY 6, 2017, is amended to add the following described tax-forfeited lands:

Seavey Bog Area

North Half of Northeast Quarter (N1/2-NE1/4) in Section Thirteen (13),

Southeast Quarter of Southwest Quarter (SE1/4-SW1/4) in Section Fourteen (14),

North Half of Southwest Quarter (N1/2-SW1/4), Southeast Quarter of Southwest Quarter (SE1/4-SW1/4), except the Southwest Quarter thereof, and Southwest Quarter of Southeast Quarter (SW1/4-SE1/4) in Section Twenty-three (23),

North Half of Southwest Quarter (N1/2-SW1/4) in Section Twenty-four (24),

all in Township Forty-four (44) North, Range Twenty-four (24) West in Aitkin County.

Except as expressly provided herein, all of the provisions of the joint powers agreement shall remain in full force and effect.

APPROVED:

DEPARTMENT OF NATURAL RESOURCES

By _____
Jess Richards, Director
Division of Lands and Minerals

Date: _____, 2017

COUNTY BOARD OF AITKIN
By resolution dated:

_____, 2017
(certified copy attached)

COUNTY OF AITKIN

Kirk Peysar, County Auditor

Date: _____, 2017