

REGULAR MEETING AS POSTED
BECKER COUNTY BOARD OF COMMISSIONERS
DATE: Tuesday, February 27, 2007 at 8:15 a.m.
LOCATION: Board Room, Courthouse All Present

Agenda

1. It was moved and seconded to approve the Agenda (Salminen, Knutson), carried.
2. It was moved and seconded to approve the Minutes of February 13, 2007 (Salminen, Mulari), carried.

Commissioners

1. Open Forum:
 - a. Julie Scothorn spoke about her concerns of The Woods on Lake Maud Development on the west shore of Lake Maud.
 - b. Bill Sherlin, Lake Maud Lake Association, feels some things have been good and some not in The Wood on Lake Maud Development. He feels the intent of the EAW has to be recognized..
2. Brad Grant, Soil & Water Conservation Officer, passed out his Annual Work Plan of Operations 2007 to the County Board. He discussed the erosion problem at Sunnyside Care Center. His suggestion was to use rip rap and shoreline buffers. A grant was applied for and has been received. It was moved and seconded to approve the grant and authorize the signature of the Board Chair (Bellefeuille, Salminen), carried.
3. Reports & Correspondence:

Commissioner Bellefeuille Reports:

 - a. West Central RC & D Meeting, Little Falls. Tour of Ethanol Plant that is fueled by wood.

Commissioner Knutson Reports:

 - a. Regional Solid Waste Meeting. Discussed choice of Landfill or Incineration.
 - b. Fair Board Meeting. Discussed the Budget for 2007. Okeson's Offtrail Sales donated a 4-wheeler to use as a fund raiser for 4-H and the Fair. Donkey races will be held again this year at the Becker County Fair.

Commissioner Nelson Reports:

 - a. Lakescaping for Wildlife Workshop held at The Lodge, Detroit Lakes
 - b. Becker County Extension: 4-H is in the process of hiring a 4-H Educator.
 - c. Townships are asking for larger back lots on lakes. We need to give direction as to lake surface requirements.
 - d. Cormorant Lake Watershed Advisory Meeting. Discussion of enforcement of non-permitted activities.

Commissioner Salminen Reports:

- a. Community Health Meeting, St. Paul. Discussed budget cuts, state-wide smoking ban and requirement for females to be immunized against cervical cancer.

Commissioner Mulari Reports:

1. Becker County Children's Initiative. Funds have been cut and may have to cut or drop some services.
 2. Development Achievement Center Meeting. They are continuing to work with USDA for funding for the addition to their building.
 3. Mahube Meeting. Final paperwork to be signed for the 12-unit Supportive Housing Center.
4. The bid opening for the Parking Ramp will be held on March 22, 2007 at 2:00 p.m. in the Becker County Board Room. A pre-construction meeting for the Courthouse will be held today at 2:30 p.m. in the Becker County Board Room.

Auditor-Treasurer

1. It was moved and seconded to approve a Gambling Permit for Height-of-Land Sportsman's Club for a Raffle on May 5, 2007 at the Height-of-Land Sportsman's Club, Height-of-Land Twp. (Knutson, Salminen), carried.
2. It was moved and seconded to Open the Public Hearing concerning the request to change the name of Bullhead Lake and to remove this item from the table (Bellefeuille, Mulari), carried.
3. Ryan Tangen, Becker County Auditor-Treasurer, said no new information was received to add to the name change. Mr. Conley, requestor, advised the Board that he sent letters to land owners and received 11 responses that were in favor of the name change to Bluebird Lake. Discussion: The cost is minimal as there are no legal fees or map costs and people living in the immediate area are not in favor of the change of name. In contacting the Department of Natural Resources, they took a neutral stand. Steve Viste, land owner on the lake, had concerns that he was not notified of the request to change the name. He spoke to neighbors and found they had not been notified either. Dave Matthews spoke in opposition to the name change. Mike Reep, Supervisor, representing Lake Eunice Twp., spoke in opposition to the name change. A letter was received from Lake Eunice Twp. Loran Knudsvig spoke in opposition to the name change.
4. It was moved and seconded to Close the Public Hearing (Knutson, Mulari), carried.
5. It was moved and seconded to Deny the request to change the name of Bullhead Lake (Knutson, Nelson), carried. Commissioner Salminen voting nay. Roll Call Vote:

Knutson voting Yea; Salminen voting Nay; Mulari voting Yea; Bellefeuille voting Yea; Nelson voting Yea.

Finance Committee Minutes

1. It was moved and seconded to approve the Claims with one reclassification (Salminen, Bellefeuille), carried.
2. It was moved and seconded to approve the Coroner Fees (Salminen, Knutson), carried.

Authorize/arrange an Autopsy	\$100
Cremation Authorization	80
Completion of Coroner's Death Cert.	100
Viewing of Body	80
Additional investigation fees or mileage fees may be charged depending on the Amount of time involved.	

3. Asbestos Abatement for the Frazee Turkey Plant. It was moved and seconded to approve the Asbestos Abatement for the Frazee Turkey Plant. Total cost is estimated to be just under \$51,000, with the County's portion being half of that at \$25,500 and authorizes Ryan Tangen to approve change orders up to a total of \$2,500 for the project (Mulari, Salminen), carried. The County Board thanks Kelsey Klem, City of Frazee, for all of his work on this project.
4. Remodel of Auditor-Treasurer's Office. It was moved and seconded to approve the re-model of the Auditor-Treasurer's Office including the removal of two walls, moving the mail room, new carpet, ceiling adjustments, electrical allowance and cubicle renovations. The estimated cost of the project is \$8,132.35 (Knutson, Salminen), carried.
5. The Cash Comparison and Investment Summary for January were presented.

Lester Ristinen – Property Tax Payers Assn.

Lester read the Becker County Taxpayers Association Proposed Minnesota Property Taxpayers Bill-of-Rights. Don Wahl, Becker County Tax Payers Assn., suggested that a copy of the field card and code of completed taxes be sent with the next tax bill to each taxpayer. He also felt it would be beneficial to have a copy of the Assessment Manual put in the Detroit Lakes Public Library. Ryan Tangen, Auditor-Treasurer, stated they are working on a system that would allow every taxpayer to view his field card on the computer web-site. Commissioner Knutson stated the county is working towards this process.

Human Services

1. It was moved and seconded to accept the Public Assistance Trends Report (Salminen, Mulari), carried.
2. It was moved and seconded to accept the Public Assistance Applications (Salminen, Mulari), carried.
3. It was moved and seconded to allow out-of-state travel (Jamestown, ND) for a Social Worker (Mulari, Salminen), carried.
4. It was moved and seconded to approve the policy for fees for Guardianship/Conservatorship for Indigents (Mulari, Salminen), carried.
 - a. For wards/conservatees in nursing homes: \$30 per hour with a one hour cap per month.
 - b. For wards/conservatees who have some degree of supervision such as foster homes, group homes, relatives, homes, hospitals, room & board, board & care, Rule 36 or housing with services: \$30 per hour with a two hour cap per month.
 - c. For wards/conservatees who are living independently: \$30 per hour with a three hour cap per month.
 - d. For cases involving extraordinary circumstances, Becker County Human Services may grant exceptions to the above policy when approved in advance in writing. If the ward/conservatee is on Medical Assistance and has income, the guardian/conservator must first deduct 5% of the income up to \$100 per month for fees. This amount must then be deducted from the capped hourly rate indicated above. If the amount obtained from the income exceeds the capped hourly rate, there will be no payment by CWCSS.
5. It was moved and seconded to approve the Human Services Claims (Salminen, Mulari), carried.
6. It was moved and seconded to approve the Community Health Claims (Mulari, Salminen), carried.
7. It was moved and seconded to accept the Ridership Report (Mulari, Salminen), carried.
8. It was moved and seconded to approve the rate of \$.52 per mile plus reasonable travel expenses. These travel expenses may include meals and lodging depending on the destination. The meal reimbursement will not exceed the rate set by the County Board of Commissioners for County Employees (Salminen, Mulari), carried.

9. It was moved and seconded to approve the Transit Claims (Salminen, Mulari), carried.

Minnesota DNR & Fish Acquisition.

1. It was moved and seconded to pass Resolution No. 02-07-2N, approving the State of Minnesota's proposed acquisition of land for the purpose of establishing an Aquatic Management Area located at Upper Cormorant Lake, Cormorant Twp. (Knutson, Mulari), carried.

Lake Agassiz Regional Library

Kathy Fradette, Regional Library Director, gave an update on Minnesota's Regional Library Systems and discussed the Lake Agassiz Regional Library 2007 Final Budget. The County Board thanked our Becker County representatives and volunteers that serve on the Library Board.

North Country Trails Association/Matt Davis

1. The North Country National Scenic Trail is a Congressionally authorized hiking trail that will extend from Crown Point Historic Park in New York to Lake Sakakawea in North Dakota. They are still in discussion with staff of the MN-DNR's Wildlife Division and the US Fish & Wildlife Service about crossing Hubbell Pond Wildlife Management Area and Tamarac National Wildlife Refuge lands. Once the final route is identified, we will be undergoing the state's environmental review process (EAW). They are also asking for financial support from the County.
2. It was moved and seconded to approve the land utilization for the North Country National Scenic Trail and authorize Mark (Chip) Lohmeier, Administrator, Natural Resources Management, to sign on behalf of the County (Knutson, Salminen), carried.

Highway

1. It was moved and seconded to pass Resolution No. DOH 02-07-2B, Bid Award for Road Maintenance Contracts. Awarded the maintenance contract for Area # 1 to Dan Bergstrom at a rate of \$62.50 per hour for blading roads and \$72.50 for snowplowing, contingent upon receiving DOT certification on proposed units prior to April 1, 2007 (Salminen, Knutson), carried.
2. It was moved and seconded to pass Resolution No. DOH 02-07-2C, Bid Award for Road Maintenance Contracts. Awarded the maintenance contract for Areas #2 and #5 to Teiken's Road Maintenance at a rate of \$63 per hour for blading roads and \$73 per hour for snow plowing (Salminen, Bellefeuille), carried.

3. It was moved and seconded to pass Resolution No. DOH 02-07-2D, Bid Award for Road Maintenance Contracts. Awarded the maintenance contract for Area #3 to Snow Trail Service Inc. at the rate of \$62 per hour for blading roads and \$70 per hour for snow plowing (Bellefeuille, Salminen), carried.
4. It was moved and seconded to pass Resolution No. DOH 02-07-2E, Bid Award for Road Maintenance Contracts. Awarded the maintenance contract for Area #4 to Arlen Lunde at the rate of \$60 per hour for blading and \$70 per hour for snowplowing (Salminen, Knutson), carried.
5. It was moved and seconded to pass Resolution No. DOH 02-07-2F, Bid Award for Road Maintenance Contracts. Awarded the maintenance contract for Area #6 to Hendricks Road Maintenance at the rate of \$71 per hour for blading and \$81 per hour for snowplowing (Bellefeuille, Salminen), carried.
6. It was moved and seconded to pass Resolution No. DOH 02-07-2G, Bid Award for Road Maintenance Contracts. Awarded the maintenance contract for Area #7 and #8 to Projects Unlimited at a rate of \$57.12 per hour for blading and \$57 per hour for snowplowing (Salminen, Mulari), carried.
7. It was moved and seconded to pass Resolution No. 02-07-2H, Bid Award for Roadside Mowing Contracts. Awarded the various contracts for the roadside Mowing for Areas RM 1, 2, 3, 4, 5 and 6 to Mike Splonskowski at a rate of \$55 per hour for the roadside mowing contracts (Knutson, Salminen), carried.
8. It was moved and seconded to pass Resolution No. 02-07-2I, Drug & Alcohol Testing Program Participation Agreement. Approved the Amendments to the MCIT Drug & Alcohol Testing Program Agreement (Salminen, Knutson), carried.
9. It was moved and seconded to pass Resolution No. 02-07-2L, Advance Construction Agreement – CR 142 & 124. Approving that pursuant to MN Stat. Sec. 161.36, the Commissioner of Transportation be appointed as agent of Becker County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects. The Becker County Administrator and the County Board Chair are authorized on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in “Minnesota Department of Transportation Agency Agreement No. 90704 (Salminen, Knutson), carried.
10. It was moved and seconded to pass Resolution No. 02-07-2M, Agreement with White Earth Reservation – CSAH 143 and CR 124. The Agreement is entered into for the following purpose: To provide for payment by the White Earth Band of Chippewa Indians to Becker County the tribes share of the costs for improvements as outlined in the agreement to be performed upon, along and adjacent to County State Aid Highway 143 and 124 Projects SP 03-743-01 and 03-596-01 (Knutson, Salminen), carried.

Planning & Zoning

1. Planning Commission Recommendations (PC) of February 20, 2007:
 - 1) FIRST ORDER OF BUSINESS: Marie Zander. It was moved and seconded to concur with the PC findings and recommendations to approve an amendment to approval of a certificate of survey at the November 2006 hearing with stipulations. Amended the original motion to allow approval of the revised certificate of survey and allow three tracts of land with Tracts A and C having access from County Highway 46 and Tract B being accessed by an easement (Salminen, Mulari), carried.
 - 2) SECOND ORDER OF BUSINESS: Mark Yozamp. It was moved and seconded to allow the developer, Mark Yozamp to table the request for a Change of Zone from Agricultural to High Density Residential and a Conditional Use Permit for a Multi-unit Residential Development consisting of 10 units (Mulari, Bellefeuille), carried. Commissioner Salminen abstaining.
 - 3) THIRD ORDER OF BUSINESS: Roger Geddes, Eagle View Twp. It was moved and seconded to concur with the PC findings and recommendation to approve the certificate of survey for two tracts of land, as presented, based on the fact that the survey does meet the requirements (Salminen, Mulari), carried.
 - 4) FOURTH ORDER OF BUSINESS: Curt & Susan Cornell, Two Inlets Twp. It was moved and seconded to concur with the PC findings and recommendations to approve the change of zone from agricultural to residential and approve the certificate of survey to allow two tracts of land based on the fact that the survey does meet the criteria of the Zoning Ordinance and Subdivision Ordinance with the stipulation that the existing 1-room cabin cannot be added onto at the current location. The PC amended the motion to say: approve the change of zone from agricultural to residential and approve the certificate of survey to allow two tracts of land based on the fact that the survey does meet the criteria of the Zoning Ordinance and Subdivision Ordinance with the stipulation that the 1-room cabin must be relocated to the required building setback within five years from the date of final approval and with the stipulation that the cabin cannot be added onto at the current location. The County Board approved the motion to read the cabin must be relocated to the required building setback or torn down within 10-years (Mulari, Knutson), carried.
 - 5) FIFTH ORDER OF BUSINESS: James & Jeanne Hochhalter, Lake Eunice Twp. It was moved and seconded to concur with the PC findings and recommendations to approve a conditional use permit to allow a natural rock retaining wall within the shore impact zone based on the fact that the wall meets the criteria of the Zoning Ordinance and the placement of the wall would correct an erosion problem (Mulari, Salminen), carried.
 - 6) SIXTH ORDER OF BUSINESS: Lookout Rock Development, Erie Twp. Tabled by the Planning Commission.
 - 7) SEVENTH ORDER OF BUSINESS: Informational Meeting. The next informational meeting is scheduled for Thursday, March 15, 2007 a.m. at the Planning & Zoning Office.

2. It was moved and seconded to pass Resolution No. PZ 02-07-2K, Establishing Findings of Fact and Issuance of a Negative Declaration for The Woods on Lake Maud, Gov't Lot 1 of Section 28, Lake Eunice Twp. resolving as follows (Knutson, Salminen), carried.
 - 1) The Woods on Lake Maud as described in the Environmental Assessment Worksheet and Stormwater Pollution Prevention Plan does not have the potential for significant environmental effects.
 - 2) An Environmental Impact Statement will not be required for the Woods on Lake Maud.
3. The Woods on Lake Maud, Lake Eunice Twp. It was moved and seconded to concur with the PC findings and recommendations to approve a change of zone from agricultural to residential and approve a preliminary plat for a common interest community consisting of 16 units based on the fact that the land would be better protected by a multi-unit residential development than a traditional lot/block subdivision and the proposal meets the criteria of the zoning ordinance (Planning Commission Minutes August 15, 2006) (Salminen, Knutson), carried. Commissioner Nelson voting nay. Roll Call Vote: Knutson voting Yea; Salminen voting Yea; Mulari voting Yea; Bellefeuille voting Yea; Nelson voting Nay.
4. Resolution No. PZ 02-07-2L, Lakeshore Onsite Sewage Treatment System Compliance Program, was discussed and considered. It was moved and seconded to table this request to a later date for more information (Knutson, Mulari), carried.

Human Services Functional Education

Nancy Nelson, Administrator, Human Services, gave a presentation to the County Board on the functions of the Human Services Department.

There being no further business, the meeting was adjourned.

/s/ Brian C. Berg
 Brian C. Berg
 County Administrator

/s/ Barry Nelson
 Barry Nelson
 Board Chair

