

REGULAR MEETING AS POSTED  
BECKER COUNTY BOARD OF COMMISSIONERS  
DATE: Tuesday, July 24, 2012 at 8:15 a.m.  
LOCATION: Board Room, Courthouse

Agenda/Minutes

1. a. Meeting presided over by Board Chair Knutson. All Commissioners in attendance; Board Clerk, Patty Swenson, and Minute Taker, Cindy Courneya.
- b. Pledge of Allegiance.
2. There were no changes made to the agenda.
3. It was moved and seconded to approve the minutes of July 10, 2012, with the requested changes. (Okeson, Schram), carried.

Commissioners:

1. Open Forum:
  - a. Roger Winter, Becker County Township Association Chair and Callaway Township Supervisor, addressed the Board in reference to the July 10, 2012 Commissioner's meeting agenda item, DNR Wildlife Management Area Acquisition and upcoming agenda item, State Aquatic Management Area Purchase.
  - b. There was discussion in reference to the Corpes of Engineers proposed bill that would require permission from the Corpes of Engineers before a culvert could be replaced or repaired following a flood. Commissioner Okeson will follow-up on this with the Association of Minnesota Counties (AMC), and it was requested that a letter be drafted from the County Board to address concerns.
2. Reports and Correspondence:
  - a. Commissioner Knutson:
    - i. Reported on the following meetings: Natural Resources Committee and Sheriff's Committee.
  - b. Commissioner Schram:
    - i. Reported on the following meetings: Wild Rice Watershed District Advisory Board, Bad Medicine Foundation, Aquatic Invasive Species (AIS) Task Force, Highway Committee, and Becker County Council on Aging.
  - c. Commissioner Nelson:
    - i. Reported on the following meetings: Natural Resources Committee, Becker County Soil and Water Conservation District, and Cormorant Lakes Watershed District.
  - d. Commissioner Skarie:
    - i. Reported on the following meetings: Becker County Historical Society, Becker County Children's Initiative, and Lakeland Mental Health.

- e. Commissioner Okeson:
  - i. Reported on the following meetings: Northwest Regional Radio Board, Transportation Alliance Committee, Economic Development/Housing Authority, Detroit Lakes/Becker County Airport Committee, Highway Committee, and West Central Regional Juvenile Detention Center.
- 3. Appointments:
  - a. It was moved and seconded to re-appoint John Hanson to the Buffalo-Red River Watershed District Board of Managers. (Nelson, Schram), carried.
  - b. It was moved and seconded to approve advertising for an appointment to the Pelican River Watershed District Board of Managers and to follow the normal procedure. (Nelson, Okeson), carried.
- 4. Greater Minnesota Parks & Trails Legacy Funding Support: Resolution 07-12-2I:
  - a. It was moved and seconded to approve Resolution 07-12-2I, to support an increase in park and trail legacy funding to Greater Minnesota, in order to provide adequate funding to carry out the State Parks and Trails Legacy plan, and with the increase in funding to a level more equal to those of the metro area and the Department of Natural Resources (DNR). (Okeson, Schram), carried.

Auditor-Treasurer: Ryan Tangen presented:

- 1. Licenses and Permits:
  - a. It was moved and seconded to approve Resolution 07-12-2J, to approve the Gambling Application for Exempt Permit to conduct a Raffle for the Cormorant Lions Club on September 28, 2012, at the Cormorant Community Center, 10929 County Highway 5, Pelican Rapids, MN 56572, in Cormorant Township. (Nelson, Schram), carried.
- 2. Jason Mowers Tax-Forfeited Re-purchase: Resolution 07-12-2C and Resolution 07-12-2D:
  - a. It was moved and seconded to approve Resolution 07-12-2C, to approve the application for Re-purchase of Tax Forfeited Lands for Jason Mowers, Parcel Number 49.2049.000, as outlined in said resolution. (Okeson, Skarie), carried.
  - b. It was moved and seconded to approve Resolution 07-12-2D, to approve the application for Re-purchase of Tax Forfeited Lands for Jason Mowers, Parcel Number 50.0351.000, as outlined in said resolution. (Okeson, Skarie), carried.

Finance Committee:

- 1. It was moved and seconded to approve the Regular Claims, Over-90 Day Claim, and Auditor's Warrants (Tuesday Bills):

- a. Over 90-Day Claim:
  - i. Swanson's Repair in the amount of \$8.58 due to not receiving an invoice.
- b. Auditor's Warrants: (Tuesday Bills):
  - i. 07/10/12 in the amount of \$31,597.40
  - ii. 07/17/12 in the amount of \$49,378.00
 (Nelson, Skarie), carried.
- 2. It was moved and seconded to approve the Cash Comparisons for April and May 2012 and the Investment Summary for May 2012. (Nelson, Schram), carried.
- 3. It was moved and seconded to approve the transfer of \$608,904 from the General Fund to the Road and Bridge Fund. (Okeson, Schram), carried.
- 4. It was moved and seconded to approve the proposed NW Regional Radio Board 2013 budget, including Becker County's member contribution of \$3,000, payable in January 2013. (Okeson, Schram), carried.
- 5. It was moved and seconded to approve the West Central Regional Juvenile Center Cooperative Annual Purchase Agreement, for the purchase of beds annually, at a cost of \$259,875.00 per year. (Okeson, Schram), carried.

Environmental: Steve Skoog presented:

- 1. It was moved and seconded to approve Resolution 07-12-2H, to hire a part-time Compact Truck Operator/Transfer Station Attendant. (Schram, Skarie), carried.

Sheriff: Tim Gordon presented:

- 1. It was moved and seconded to approve the 2012 Law Enforcement WE Fest (FACE LLC) Agreement. (Skarie, Schram), carried.
- 2. It was moved and seconded to approve Resolution 07-12-2A, approving the State of Minnesota Court Data Services Subscriber Amendment to the Criminal Justice Data Communications Network ("CJDN") Subscriber Agreement, to authorize the Board Chair, Larry Knutson, or his successor, and Board Clerk, Patty Swenson, or her successor, to sign the State of Minnesota Joint Powers Agreements, and to amend the resolution with the requested changes. (Schram, Okeson), carried.
- 3. It was moved and seconded to approve Resolution 07-12-2B, to accept the State of Minnesota Federal Boating Safety Supplement Pass-Thru Grant to purchase equipment to carry out the provision of Chapter 86B and Boat and Water Safety rules, with an expenditure of \$7,856, effective July 1, 2012 through September 14, 2012. (Schram, Nelson), carried.
- 4. Sheriff Tim Gordon thanked the Board for their support of the membership to the NW Regional Radio Board, re-iterating the significance of this investment to Becker County.
- 5. Commissioner Gerry Schram thanked Sheriff Tim Gordon for his work in securing various grants for Becker County.

Bad Medicine Lake Area Foundation: Ray Vlasak presented:

1. Ray Vlasak, Chairman of the Bad Medicine Lake Area Foundation and representing Forest Township, spoke in reference to the request by Gil S. Gigstead, to sell a lakeshore parcel on Bad Medicine Lake of Forest Township to the Minnesota Department of Natural Resources (DNR) Division of Fish and Wildlife. Gil Gigstead was present and noted that at one point, in the past, this area was a spawning area and he would like to see the property preserved in a natural state with the establishment of an Aquatic Management Area through the DNR Division of Fish and Wildlife. Dave Barsness from the DNR also presented information to the Board stating that there will be a parking area and small walking trail as well.
2. It was moved and seconded to approve Resolution 07-12-2F, to approve the sale of the Gil S. Gigstead Parcel (750 feet of shoreline and approximately 7.5 acres) in Government Lot 6, Section 5, Forest Township to the MN DNR - Division of Fish and Wildlife, for an Aquatic Management Area. (Nelson, Okeson), carried.

Human Services: Nancy Nelson presented:

1. It was moved and seconded to accept the Human Services reports for Adult Services, Child and Family Services, Community Health, Financial Services, Mental/Chemical Dependency (MCD), and Transit. (Schram, Skarie), carried.
2. It was moved and seconded to approve the Human Services Claims for Human Services, Community Health, and Transit. (Skarie, Okeson), carried.
3. Discussion was held in reference to the heat conditions this summer and it was reported that vulnerable adults from the community typically have a caseworker, however, anyone from the public may contact the Community Health Department with questions or concerns.
4. Ms. Nelson also reported that there is currently an epidemic of whooping cough and stressed that children, as well as all adults should be up-to-date on their immunizations.

Highway: Brad Wentz presented:

1. It was moved and seconded to approve Resolution 07-12-2E, to hire a full-time Highway Superintendent. (Okeson, Schram), carried.
2. It was moved and seconded to approve Resolution 07-12-2G, to accept the low bid from Landwehr Construction, Inc. of St. Cloud, MN for Project SAP 003-622-015 and Project SAP 003-599-025, in the amount of \$259,618.22, and to execute and enter into said contract. (Schram, Okeson), carried.
3. Commissioner Nelson requested that Brad Wentz advocate for the best interest of the County in reference to the Corpes of Engineers proposed bill to require permission from the Corpes of Engineers and Environmental Protection Agency (EPA) before repairing and/or replacing a culvert following a flood, and to submit a resolution, if needed.
4. Brad Wentz provided a construction update.

Planning and Zoning: Patty Swenson presented:

1. It was moved and seconded to concur with the Becker County Planning Commission (July 17, 2012), to approve the request by James Vareberg, for a change of Zone from Agricultural to Residential for an entire parcel containing 2.48 acres, located at 1158 West Lake Drive in Lake View Township, Little Detroit Lake. (Okeson, Schram), carried.
2. It was moved and seconded to concur with the Becker County Planning Commission (July 17, 2012), to deny the request by Dallas and Jackie Nesemeier, for an After-the-Fact Conditional Use Permit for a retaining wall to remain, located at 24060 County Highway 22 in Lake View Township, Lake Sallie, due to the request does not meet the criteria of the Ordinance. (Skarie, Schram), carried.
3. It was moved and seconded to concur with the Becker County Planning Commission (July 17, 2012), to approve a Conditional Use Permit for Denise and Dale Geritz for Serenity Hollow LLC, for seasonal rental on the property located at 40342 Little Toad Road, Height of Land Township, Little Toad Lake, as the plan was submitted, and with the renters not having riparian rights other than use of the public access area. (Schram, Skarie), carried.
4. Commissioner Nelson noted that rental properties and camper use should be re-examined with the Ordinance Committee.
5. It was moved and seconded to concur with the Becker County Planning Commission (July 17, 2012), to approve the request by Bruce and Connie Husby, for a change of Zone from Commercial to Residential, as submitted, located at 38866 Height of Land Front Road, Height of Land Township, Height of Land Lake, due to the request would not be detrimental to the area. (Okeson, Schram), carried.
6. Don Busker was present to request a modification to his original Certificate of Survey, approved by the Becker County Planning Commission (July 17, 2012), for 20114 County Road 131, Lake Eunice Township, Little Cormorant Lake. Commissioner Nelson explained any change now without a public hearing would not be fair to the people who attended the Planning Commission meeting when the request was presented and approved by the Commission. He further explained he would not support the requested change at this meeting; that it would need to go back to Planning and Zoning as a stand-alone request.
  - a. Options and related costs were presented to Mr. Busker. Following, he requested the Board's approval for a change of Zone and Certificate of Survey to include the expansion to 40,000 square feet and the removal of the stipulation that "Tract A be attached to the adjacent lakeshore parcel across the road and that Tract A and the lakeshore parcel cannot be sold one away from the other".
  - b. It was moved and seconded to deny the change of Zone and Certificate of Survey, as presented by Mr. Busker. (Nelson, Schram), carried. It is noted that Mr. Busker made the choice to move forward with his request today knowing that if the Board denied his request he would be required to begin the process over.
  - c. With the request denied, Mr. Busker was referred back to Planning and Zoning, with the next Planning Commission meeting scheduled for August 21, 2012.
7. The next Planning and Zoning Informational meeting is scheduled for Thursday, August 16, 2012 at 8:00 a.m. in the Third Floor meeting room of the Courthouse.

Administrative Team Update: Steve Skoog presented:

1. Steve Skoog reported that the Administrative Team met on July 11<sup>th</sup> and July 18<sup>th</sup> and provided an overview and update of the minutes.
2. Mr. Skoog has met with the Detroit Lakes Library and Lakes Sport Shop in reference to Courthouse parking and both businesses are in favor of limiting street parking to 2 (two) hour intervals. The Board has requested that Steve meet with the City of Detroit Lakes to discuss further.
3. County Administrator interviews are scheduled for Friday, July 27, 2012 at the Courthouse and an agenda will be posted.

It was moved and seconded to adjourn the meeting. (Schram, Skarie), carried.

The meeting was adjourned. Lunch Bunch was held at Sunlite and provided by Brad Wentz.

/s/ Patty Swenson  
Patty Swenson  
Board Clerk

/s/ Larry Knutson  
Larry Knutson  
Board Chair