

REGULAR MEETING AS POSTED
BECKER COUNTY BOARD OF COMMISSIONERS
DATE: Tuesday, August 27, 2002 at 8:30 a.m.
LOCATION: Board Room, Courthouse All Present

Agenda

1. It was moved and seconded to approve the Agendas as amended (Seal, Murray), carried.

Open Forum

1. Bob Bristlin expressed his concerns over the proposed jail. Concerns with the contract with the architects, who had permission to sign contracts, does someone from the county follow the project, has another contract been signed, is there was going to be a time when the citizens of Becker County could vote on the jail? Bob also asked about the EDA Office giving money to the Holmes Community Center. Commissioner Murray stated the board minutes would give any actions taken. Commissioner Engebretson in answer to the voting question, stated she was elected by her district to represent them, and so her decision would reflect that trust.
2. David Buelow presented the Chair with a letter from the State of Minnesota, Attorney General Mike Hatch, in answer to David's e-mail dated August 2, 2002. These were questions pertaining to a Data Practices Compliance Officer in Becker County. David feels that county staff has not cooperated. Keith Brekken stated that the Data Practices issue will be addressed at the Administrative Team level. Jack Murray and Warren Rethwisch are asked to meet with David Buelow.

Environmental Services

1. It was moved and seconded to approve the Agenda as amended (Johannsen, Seal), carried.
2. It was moved and seconded to approve (2) new waste haulers licenses:
 - a. Fuchs sanitation
 - b. Metro Disposal
3. It was moved and seconded to authorize Dan Holm, Emergency Management Director, to apply for the Mitigation Grant to be used for Emergency Management expenses (Murray, Seal), carried.
4. The emergency generator (CAT) at the Sheriff's Department was discussed. It failed during a power outage and is in need of repairs and updates. After discussion, it was decided to check on the feasibility of add-ons. Warren will check with Interstate Diesel to get a report of the condition of the unit and bring findings back to the Board. Approved by Consensus.
5. MPCA Remediation. Kate Roff and Larry Olsen presented a report to the board on their findings and the remedies they are implementing at the Becker County Landfill. Questions: Commissioner Winter on the \$25 assessment fee and is it continuing? Dan Holm said indefinitely. Commissioner Johannsen on the clay liner, why not fix that? Kate stated it was cost prohibitive. Wayne Schlauderaff was concerned about the mention of arsenic, but it was described as naturally occurring.

Lake Agassiz Regional Library

The request to be included in the Becker County Budget for 2003, with a \$16,931 increase, was presented by the LARL Administrator, staff, and its Board. The Commission will take this under advisement as they do the County Budget. Commissioner Engebretson plans to visit Bookmobile stops in her district.

Finance

1. Sheriff Rethwisch and Head Chaplain Bob Bliss gave an overview of the Sheriff's Chaplin Program.

2. It was moved and seconded to concur with the Finance Committee to approve the purchase of a Postage Machine for the Human Services Offices for the lease price of \$315 a month (Murray, Seal), carried.
3. It was moved and seconded to concur with the Finance Committee to approve the requests from Information Technology for the following purchases:
 - a. Website Software, will allow all existing word documents to be uploaded and indexed. Cost is \$3,300 and is in the Web Update Budget.
 - b. Laptop, 1.8 Ghz. for Doug Conway. His existing computer would go to the new Technician. Cost is \$2,070 and is in the IT Budget.
 - c. Rack to house the servers for the AS400 Room. Cost is \$1,750 and is in the IT Budget.
4. County Space Study. Discussed, and will come up later when some estimates are provided by the DLR Group.
5. The State Auditor's Exit Interview will be on Wednesday, August 28, 2002.
6. It was moved and seconded to approve the claims with a question on a Probation claim. This was explained later in the board meeting.
7. It was moved and seconded to concur with the Finance Committee to approve the Human Services Claims (Murray, Winter), carried.

Auditor

1. There were no Licenses or Permits at this time.
2. It was moved and seconded to send a letter of approval to the City of Detroit Lakes to enlarge its redevelopment Project No. 8-10 and the Redevelopment Plan as submitted (Murray, Seal), carried.

Assessor

1. The Abatements were approved on the Consent Agenda (Seal, Murray), carried.

2002 Tax Payable

Parcel #	Twon/City	Amount	Reason
08.0027.000	Detroit	\$224	Homestead
31.8037.000	Spruce Grove	94	Homestead
33.0216.000	Toad Lake	324	Homestead
49.0873.000	Detroit Lakes	58	Remove Garage Unit

2001 Tax Payable

49.0873.000	Detroit Lakes	77	Remove Garage Unit
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2000 Tax Payable

49.0873.000	Detroit Lakes	79	Remove Garage Unit
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Highway

1. It was moved and seconded to approve the Agenda as amended (Murray, Winter), carried.
2. It was moved and seconded to pass Resolution No. DOH 08-02-46, Project SP 03-090-02, awarding

the bid to Sherbrooke asphalt, Inc, low bid in the amount of \$74,863.68 (Engebretson (stepping down as Chair, Murray presiding), Seal), carried. Johannsen voting nay.

3. It was moved and seconded to approve to advertise for bids for gravel crushing at the Ford Pit and Schulz Pit (Winter, Murray), carried.

Human Services

1. It was moved and seconded to approve the Agenda as presented (Murray, Johannsen), carried.
2. 2002 Transit Ridership Activity was discussed.
3. 2002 Transit Budget was discussed. It was moved and seconded authorize Matt Casey to submit the Transit Grant Application. This years grant request is for \$223,500 (Seal, Murray)
4. The Transit Claims were approved on the Consent Agenda
5. It was moved and seconded to authorize Matt Casey to apply for the FPI 2003 Grant Agreement for the amount this Fiscal Year of \$73,500 (Johannsen, Seal), carried.
6. It was moved and seconded to authorize Matt Casey to file an extension for one year to implement the HIPAA Electronic Data Information. Matt will include Becker County in this extension request making the new date to comply with EDI standard October 16, 2003. The HIPAA Privacy Regulations Plan needs to be in place by April 14, 2003 (Johannsen, Winter), carried.
7. The postage machine lease was approved on the Finance Agenda

Closed Session at 11:00 a.m. Joe Evans, County Attorney updated pending litigation. Open Session at 11:30 a.m.

Extension

1. Sharon O'Gorman updated the Board on the Extension Program and the Plan of Work.
2. Al Rasmussen updated the Board on the 4-H Program. It was moved and seconded to approve the request to continue having Jamie Wothe in the position of 4-H Program Coordinator from September to December using the monies in the budget for salary contribution from the University of Minnesota.
3. Board Chair, Carolyn Engebretson, asked for a survey of officers and number of support staff from Extension to determine the need for present secretarial staff.

Planning & Zoning

1. Planning Commission (PC) Minutes of August 20, 2002:
 - 1) First Order of Old Business. It was moved and seconded to concur with findings of the PC to It was moved and seconded to approve the request for a preliminary plat consisting of 7 lots and a change of zone from agricultural to residential, Dixi Jacobs, Cormorant Twp., based on the fact that the preliminary plat does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Murray, Seal), carried.
 - 2) First Order of New Business. Gerald and Madeleine Lucke. Planning Commission had denied this request. It was moved and seconded to approve a request for a Conditional Use Permit to allow a two-story garage on Little Floyd Lake Road, Detroit Twp. provided it does not exceed 18' in height (Murray, Winter), carried.

- 3) Second Order of New Business. Donald Tollefson, Detroit Twp. It was moved and seconded to concur with the findings of the PC to approve an amendment to a previous Conditional Use Permit to allow 25 cars on site rather than the 5 currently permitted, based on the fact that the use is not detrimental to the surrounding area (Johannsen, Murray), carried.
- 4) Third Order of New Business. Orlo Gilbert, Detroit Twp. It was moved and seconded to concur with the findings of the PC to approve a Preliminary Plat consisting of 4 lots and a Change of Zone from Agricultural to Residential, based on the fact that the plat does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Winter, Johannsen), carried.
- 5) Fourth Order of New Business. Susan Fortier, Lake Eunice Twp. It was moved and seconded to concur with the findings of the PC to approve a Conditional Use Permit to allow a beauty salon as a home occupation, based on the fact it is compatible with the surrounding area and not detrimental to the surrounding area (Murray, Seal), carried.
- 6) Fifth Order of New Business. Gregory Schons, Lake View Twp. It was moved and seconded to concur with the findings of the PC to approve a certificate of Survey in the shoreland district consisting of a 3.1 acre parcel on Reeves Lake, based on the fact that it does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Johannsen, Seal), carried.
- 7) Sixth Order of New Business. Wallace Rossbach, Height of Land Twp. It was moved and seconded to concur with the findings of the PC to approve a Certificate of Survey in the shoreland district consisting of a 2.6 acre parcel, based on the fact that the survey does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Murray, Seal), carried.
- 8) Seventh Order of New Business. Bill and Carol Lormis, Erie Twp. It was moved and seconded to concur with the findings of the PC to approve a Certificate of Survey in the shoreland district consisting of a 2.63 acre parcel, based on the fact that the survey does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Winter, Murray), carried.
- 9) Eighth Order of New Business. Ford Hermanson. Application moved to end of PC.
- 10) Ninth Order of New Business. Randy and Sheila Blanford, Sugar Bush Twp. No action taken.
- 11) Tenth Order of New Business. John Kozitka, Richwood Twp. It was moved and seconded to concur with the findings of the PC to deny a Conditional Use Permit allowing a commercial business (used car sales with up to 12 cars on the lot in a Residential Zone, based on the fact that use is not compatible with the surrounding area (Murray, Seal), carried.
- 12) Eleventh Order of New Business. John Stordahl, Forest Twp. It was moved and seconded to concur with the findings of the PC to approve a Conditional Use Permit allowing a home office for log home sales in a residential zone, based on the fact that the use would not be detrimental to the surrounding area (Winter, Murray), carried.
- 13) Twelfth Order of New Business. Ray Johnston, Richwood Twp. It was moved and seconded to concur with the findings of the PC to approve a Conditional Use Permit allowing extractive use (gravel mining) in an agricultural zone, based on the fact that the use does meet the criteria of the Zoning Ordinance (Seal, Johannsen), carried.
- 14) Thirteenth Order of New Business. Lake Ida Storage. Application moved to end of PC.
- 15) Fourteenth Order of New Business. James Heller. Application moved to end of PC.

- 16) Fifteenth Order of New Business. Leonard Thelen, Savannah Twp. It was moved and seconded to concur with the findings to approve a Preliminary Plat consisting of 8 lots and a Change of Zone from Agricultural to Residential, based on the fact that the plat does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Winter, Johannsen), carried.
- 17) Sixteenth Order of New Business. Ford Hermanson, Detroit Twp. It was moved and seconded to concur with the findings of the PC to approve the certificate of survey, based on the Board of Adjustments decision for the variance to allow a substandard size non-riparian lot because it is compatible with the surrounding area (Murray, Winter), carried.
- 18) Seventeenth Order of New Business. Lake Ida Storage, Cormorant Twp. It was moved and seconded to concur with the findings of the PC to approve an amendment to an existing Conditional Use Permit allowing an addition of 20' x 200' for additional boat storage on the west side of the building, based on the fact that the addition would not be detrimental to the surrounding area (Winter, Murray), carried.
- 19) Eighteenth Order of New Business. James Heller, Lake Eunice Twp. It was moved and seconded to concur with the findings of the PC to deny a Conditional Use Permit allowing a two-story garage 21' 4 1/2" to the peak, based on the fact that it is not compatible with the surrounding area and the lot is too small for a guesthouse (Winter, Johannsen), carried.
- 20) Nineteenth Order of New Business. Final Plat of Heavenly Acres, Tim Teiken Developer. It was moved and seconded to concur with the findings of the PC to approve the final plat of Heavenly Acres, based on the fact that it does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Murray, Johannsen), carried.
- 21) Twentieth Order of New Business. The next Informational Meeting is scheduled for Thursday, September 12, 2002 at 8:30 a.m. at the Becker County Zoning Office.

EDA

1. Scott Wilson reported that his office has received an \$800,000 Grant to help renovate low-income rental properties. Scott thanks his staff for the tremendous job putting this together and to the County Board for their support.
2. Commissioner Johannsen asked if the investigation of HRA Funds was on-going or if there was any action? He also asked about Scott Wilson's position. It was moved and seconded to investigate the allegations of miss-appropriation of funds and conflict of interest issues (maker removed the miss-appropriation of funds item) (Johannsen, Winter), motion failed. Winter, Murray, Seal, Engebretson voting nay.

There was on-going discussion about the EDA Office. Commissioner Johannsen asked that the board be kept up to date on projects. Commissioner Seal said they needed specific items to address. Keith Brekken Stated that Commissioners could bring back questions about the EDA. Joann Splonskowski suggested changing miss-appropriation to appropriation. Bob Bristlin, asked to have Scott Wilson, EDA Director, say how he feels about his position. Scott chose to think about this and answer later.

Commissioners

1. Reports & Correspondence:
 - a. Leadership Summitt, Commissioner Winter

2. Appointments:
 - a. It was moved and seconded to appoint Commissioner Winter to the Canvassing Board (Murray, Johannsen), carried.
 - b. It was moved and seconded to appoint Commissioners Engebretson and Winter to attend the Exit Interview with the State Auditors on Wednesday, August 28 at 10:30 a.m. (Murray, Seal), carried.
 - c. Commissioner Murray has been named Vice Chair of the Juvenile Justice Subcommittee of the National Association of Counties (NACo) Justice and Public Safety Steering Committee. It was moved and seconded to approve to support this appointment (Seal, Winter), carried.
3. Resolution Numbers. It was moved and seconded to have the Management Team discuss this item. The Board would review this again on January 1, 2003 and then the numbers could start at the beginning of the new year (Murray, Winter), carried.
4. The Maximum Levy Rate needs to be set at the September 10, 2002 Board Meeting. Other budget items were discussed. The Board will be kept up to date as budget meetings are held.
5. It was moved and seconded to order a plaque to present to Duane Erickson in appreciation for his years of service on the Cormorant Lakes Watershed District Board (Murray, Winter), carried.
6. It was moved and seconded to send a letter of commendation to Dennis Warling for his service to Becker County (Seal, Murray), carried.
7. The Assessor gave the Chair his report on assessments that was asked for at the last board meeting.
8. Section 125. This will be addressed as completed.
9. Commissioner Johannsen read a letter presented to him by Tim Gordon. In this letter, Tim presented his plan to alleviate the jail problem by the purchase or lease of what has been referred to as the "Old First Security Building."

There being no further business, the meeting was adjourned.

/s/ Keith Brekken
 Keith Brekken
 County Auditor

/s/ Carolyn Engebretson
 Carolyn Engebretson
 Board Chair