

REGULAR MEETING AS POSTED  
BECKER COUNTY BOARD OF COMMISSIONERS  
DATE: Tuesday, October 26, 2004 at 8:15 a.m.  
LOCATION: Board Room, Courthouse All Present

Agenda

1. It was moved and seconded to approve the Agenda as amended (Salminen, Bristlin), carried.
2. It was moved and seconded to approve the Minutes of October 12, 2004 as amended (Engebretson, Salminen), carried.

Commissioners

1. Open Forum. Barry Nelson was recognized. He asked questions about Sunnyside Nursing Home's construction project and inspections of design. Commissioner Bristlin addressed the questions of design as the architect's responsibility. Tim Middendorf, Administrator, Sunnyside Nursing, added that the problem could be addressed by making the plywood fire rated by spraying on a coating. Barry also asked about boring testing to determine soil types. Commissioner Bristlin said the Architect did not call for testing.
2. Reports & Correspondence:
  - a. Western Area City/County Cooperative Meeting, Commissioner Bristlin
  - b. MN Dot Seminar, Granite Falls, Commissioner Winter.
  - c. Space Needs Committee Update, Brian C. Berg, County Administrator. This was a preliminary, verbal report, in the preliminary stages, as a result of meetings of the Committee. We are open to ideas and suggestions.
3. Appointments. There were no appointments at this time. Commissioner Seaberg was considering filling a Planning Commission position, but has declined.
4. It was moved and seconded to appoint the following persons as AMC Voting Delegates to represent Becker County at the Association of Minnesota Counties 96th Annual Conference on December 6-9, 2004 (Engebretson, Salminen), carried.

Brian C. Berg, Becker County Administrator  
Bob Bristlin, Becker County Commissioner  
Carolyn Engebretson, Becker County Commissioner  
Harry Salminen, Becker County Commissioner  
Roger Winter, Becker County Commissioner  
Dan Holm, Becker County Environmental Services/Emerg. Services  
Brad Wentz, Becker County Engineer

4. Commissioner Salminen is in charge of locating a donated gift from a Becker County business to use as a door prize for the AMC Conference December 6-9, 2004.
5. It was moved and seconded to approve a Proclamation for America Recycles 2004, encouraging citizens to pledge to increase recycling efforts at home, work and school starting on November 15, 2004 and authorizes the Becker County Environmental Services to carry out celebrating America Recycles 2004 (Engebretson, Seaberg), carried.
6. It was moved and seconded to pass Resolution No. 10-04-2G, in support of the efforts of: *“Join the Voice for Recovery”* to salute people who are in recovery from alcohol and drug use disorders as well as those who have helped them obtain treatment to overcome such barriers by educating the community about the benefits of treatment and affirming the goal that all people with alcohol and drug use disorders should have access to treatment services (Bristlin, Salminen), carried. Laurie Mullen, West Central Area City County Cooperative, will do workshops and seminars concerning Meth problems. She will be at an upcoming board meeting to give an update.

Assessor

1. It was moved and seconded to approve the following Abatements (Salminen, Bristlin), carried.

2004 Tax Payable

Parcel #	Twn/City	Amount	Reason
06.0674.000	Cormorant	\$448	Homestead
08.0213.000	Detroit	428	Correction
29.8041.000	Silver Leaf	232	Homestead
30.0118.001	Spring Creek	72	Homestead

Finance

1. It was moved and seconded to approve the Claims with an exception (Bristlin, Salminen), carried.
2. It was moved and seconded to approve the following Capital Purchases for Computer Equipment (Salminen, Bristlin), carried.
  - a. Sheriff’s Department, (3) Monitors for Dispatch, cost of \$2,200.
  - b. Auditor’s Office, (3) Computers and (2) Monitors, cost of \$3,060.
  - c. Recorder’s Office, (3) Computers and (3) Monitors, cost of \$3,500.
  - d. Planning & Zoning, (1) Desktop Computer, (1) Laptop, and (1) Monitor, cost of \$2,600.
  - e. BCH & EDA, (1) Computer, cost of \$740.

3. It was moved and seconded to pass Resolution No. 10-04-2D, the request from Highway to replace windows at Shop #6 by Eilertson Construction Co, low bidder at \$4,896 (Seaberg, Bristlin), carried.
4. It was moved and seconded to approve the request to hire (3) part-time employees for snow trail groomers for the Parks & Recreation Department. The estimated annual cost of \$8,100 will be funded by MN DNR Grant Funds (Engebretson, Salminen), carried.
5. It was moved and seconded to approve to hire an intern from the Detroit Lakes High School to work in the Information Technology Department. The estimated cost to the end of the year would be approximately \$700 and is budgeted under Professional Services (Salminen, Bristlin), carried.
6. The Sheriff's agenda items are moved to 9:10 a.m.
7. The Investment Summary for September was discussed. Commissioner Engebretson asked about Cash Balances.
8. The next Finance Committee Meeting will be held on Friday, November 05, 2004 at 8:30 a.m.
9. The Exit Interview for the Annual Audit will be held on Thursday, November 04, 2004 at 1:00 p.m.
10. It was moved and seconded to accept bid for repair of the Mary Yellowhead Trail from the Becker County Highway Department, low bidder, at \$7 per yard (Engebretson, Salminen), carried.

#### Auditor

1. It was moved and seconded to approve to establish a Public Hearing on November 09, 2004 at 9:00 a.m. for New Off/Sale Liquor License for Mr. Of Osage, Inc., Cynthia Knoll, Tommy's Toad Lake Store (formerly, Steve & Tammy's Toad Lake Store), Toad Lake Twp. (Bristlin, Salminen), carried.
2. It was moved and seconded to approve the following Gambling Permit Applications (Engebretson, Bristlin), carried.

Wolf Lake Lions Club for operations at Tommy's Toad Lake Store;  
Wolf Lake VFW for operations on Toad Lake for a fishing derby on January 15, 2005

3. It was moved and seconded to approve the Annual Tobacco License (new) for John P. Johnson, Richwood Off/Sale, Inc., Richwood Twp. (Bristlin, Salminen), carried.

4. It was moved and seconded to approve the Annual Tobacco License Renewals (Engebretson, Bristlin), carried.

Kathleen M. Sherbrooke, Cormorant Store, Cormorant Twp.  
Roy Z. Chouard, Snellman Store, Wolf Lake Twp.  
Joy M. McNamara, County 17 Club, Lake View Twp.  
James S. Chelmo, Strawberry Lake Store, Sugar Bush Twp.  
Matthew L. Anderson, Tri-Lakes Roadhouse Bar & Grill, Cormorant Twp.  
David C. Howard, DeRoxe Club, Lake Eunice Twp.  
Fred W. Brower, Cedar Crest Resort, Maple Grove Twp.  
Roger L. Nelson, Elbow Lake Store & Bar, Round Lake Twp.  
Lance P. Highman, Northern Inn, Toad Lake Twp.  
Christine M. Longfors, Osage Bait & Tackle, Osage Twp.  
Marvin E. Erdmann, The Boondocks, Height-of-Land Twp.  
Margaret Hanson-Sturdevant, The Corner Cantina, Lake View Twp.  
Gary D. Hesteness, Cormorant Bottle Shop, Cormorant Twp.  
Bill D. Christlieb, Osage Country Market, Osage Twp.  
Richard J. Bartelt, Four Corners, Erie Twp.  
John (Pete) Johnson, Richwood Store, Richwood Twp.  
Delhel, Inc., Randy's Lake Eunice, Lake Eunice Twp.  
Patricia J. Maloney, The Cormorant Pub, Inc., Cormorant Twp.  
Randy A. Blanford, Tamarac Resort & Campground, Sugar Bush Twp.  
Laura L. Larson, Express Foods, Carsonville Twp.  
Jeffrey Krueger, Soo Pass Ranch (Horseshoe, Inc.), Lake View Twp.  
Wayne M. Crawford, Sunlite Bar & Grill, Detroit Twp.  
Richard B. Sherbrooke, Lake Center Store, Lake Eunice Twp.  
Timothy J. Eischens, Two Inlets Country Store, Two Inlets Twp.  
Michael A. Reep, Pit 611 (Mike's Pit Stop, Inc.), Lake Eunice Twp.  
Richard LeSage, Ice Cracking Lodge, Round Lake Twp.

#### Sheriff's

1. It was moved and seconded to pass Resolution No. 10-04-2F, approving the 2004-2005 Snowmobile Safety Enforcement Grant for \$4,687.44, effective on July 1, 2004 until June 30, 2005 (Bristlin, Seaberg), carried.
2. It was moved and seconded to approve the request to purchase (1) Self-contained Breathing Apparatus, (1) Disposable Contamination Suit, (5) Taser Units and Replacement Cartridges at the cost of \$7,835.93 from the Sheriff's Contingency Drug & Alcohol Fund (Bristlin, Salminen), carried.
3. It was moved and seconded to approve the request for Jail Renovation to renovate Dorm 2 in the Becker County Jail by reinforcing the wall structure and placing a concrete covering to secure area and to repair (2) showers and walls, including tiling in Jail at the cost of \$12,664.79 from the Sheriff's Contingency Fund (Bristlin, Seaberg), carried.

4. It was moved and seconded to pass Resolution No. 10-04-2E, to create an additional “Shift Sergeant” within the Jail utilizing the current staff (Salminen, Bristlin), carried.
5. Tim Gordon, County Sheriff, gave an update on the Jail Staff and Minimum Security. Tim commended the County Board for their support of the Minimum Security Project. Commissioner Winter, Chair, commended Tim Gordon for his work on the project.
6. An update was given on the White Earth Law Enforcement Agreement. Bill Burnell, Reservation Chief of Police, and Kent Bad Boy, Reservation Safety Director, were in attendance to update the Board and answer any questions. Commissioner Winter, Chair, thanked all for working on this agreement. It was moved and seconded to approve and support the Law Enforcement Agreement between the White Earth Reservation of Chippewa Indians acting through the White Earth Reservation Business Committee and Becker County pursuant to the provisions of MN. Stat. Sec. 626.93, Subd. 4 and 471.59. It was moved and seconded to approve and support the Law Enforcement Agreement. This agreement shall supersede and replace that agreement executed between the parties on May 22, 2000 (Engebretson, Bristlin), carried. Chair voting yea with the Board.

#### Human Services

1. It was moved and seconded to approve the Transit Claims as presented (Bristlin, Seaberg), carried.
2. It was moved and seconded to accept the Public Assistance Applications (Salminen, Bristlin), carried.
3. It was moved and seconded to approve the request from Becker County Nursing Service to apply for the WIC Program Contract (Engebretson, Salminen), carried.
4. It was moved and seconded to approve a contract with the Frazee-Vergas Independent School District #23 and the Becker County Community Health Board for the purpose of providing school nurse services, as defined in MN. Stat., to the Frazee-Vergas School District (Engebretson, Salminen), carried.
5. It was moved and seconded to approve to appoint Dr. Jon Larson of Merit Care Clinic as Medical Consultant for Community Health effective January 1, 2005 (Salminen, Bristlin), carried.
6. It was moved and seconded to approve the Human Services Claims (Engebretson, Salminen), carried.

## Planning & Zoning

1. Becker County Planning Commission (PC) of October 19, 2004:
  - 1) First Order of Business: Tammy Quade. It was moved and seconded to concur with the findings and recommendations of the PC to deny a conditional use permit to allow commercial use of a restaurant and bar in an agricultural zone located in Toad Lake Twp. (Engebretson, Bristlin), carried.
  - 2) Second Order of Business. Dave Korkowski. Two Inlets Twp. It was moved and seconded to concur with the findings and recommendations of the PC to approve the certificate of survey based on the fact that it does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Bristlin, Salminen), carried.
  - 3) Third Order of Business. Rolf & Barb Christianson. Forest Twp. Tabled.
  - 4) Fourth Order of Business. Archie Wiedewitsch. Erie Twp. It was moved and seconded to concur with the findings and recommendations of the PC to approve a conditional Use permit for commercial storage and an indoor riding areas in an agricultural district based on the fact that the uses would not be detrimental to the surrounding area and would be beneficial to the community (Salminen, Bristlin), carried.
  - 5) Fifth Order of Business. Mark Yozamp. Lake View Twp. Tabled.
  - 6) Sixth Order of Business. Final Plat of Cormorant Shores, Mardon, Inc. Developer. It was moved and seconded to concur to approve with the findings and recommendations of the PC to approve the Final Plat (Salminen, Bristlin), carried.
  - 7) Seventh Order of Business: The next Informational Meeting is scheduled for Thursday, November 11, 2004 at 8:30 a.m. at the Planning & Zoning Office.
  - 8) Patty Johnson, Administrator, Planning & Zoning, gave an update on the Ordinance Revisions Committee.

## Highway

1. It was moved and seconded to approve the tentative date of November 16, 2004 at 8:15 a.m. for the County Road Tour (Engebretson, Bristlin), carried.

The meeting was recessed at 11:00 a.m. to reconvene at 12:30 p.m.

Ehlers/Sale of General Obligation Bonds

1. Tim Middendorf, Administrator, Sunnyside Care Center, gave the Board an update of construction progress at Sunnyside. Inspectors were on site and found some things needed to be done to the roof to make it fire resistant. Commissioner Engebretson asked if Tim could give the board an update as the work progresses, and he stated that he will come to the Board again in January.
2. Nursing Home Bonds. Gerald Shannon, of Ehlers & Associates was present to update, give bidding results and answer questions. Morgan Keegan & Co, Inc., Memphis, Tennessee was the low bidder at 5.7085%. It was moved and seconded to pass Resolution No. 10-04-2H, authorizing the issuance and awarding the sale of \$1,250,000 Taxable General Obligation Nursing Home Bonds, Series 2004A. Date of Original Issue is November 18, 2004 (Bristlin, Seaberg), carried. Engebretson – voting yea; Salminen – voting yea; Seaberg – voting yea; Bristlin – voting yea; Winter – voting yea.

Closed Session. It was moved and seconded to close the session at 1:00 p.m. for litigation (Salminen, Seaberg), carried.

Open Session. It was moved and seconded to open the session at 1:35 p.m. (Bristlin, Salminen), carried.

1. It was moved and seconded to approve to accept settlement of the litigation claim Sherbrook vs. Becker County, upon recommendation of the attorney from MCIT. (Bristlin, Salminen), carried.

There being no further business, the meeting will be adjourned after lunch.

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

/s/ Roger Winter  
Roger Winter  
Board Chair