

REGULAR MEETING AS POSTED

BECKER COUNTY BOARD OF COMMISSIONERS

DATE: Tuesday, June 22, 2004 at 8:15 a.m.

LOCATION: Board Room, Courthouse All Present, with Commissioner Bristlin leaving at 10:30 a.m. for a funeral.

Open Meeting

1. It was moved and seconded to approve the Agenda as amended (Bristlin, Salminen), carried.
2. It was moved and seconded to approve the Minutes of June 08, 2004 as corrected (Bristlin, Seaberg), carried.

Open Forum

Jerry Sheldon appeared before the Board to give an update of their request for review of a Building Permit (Agape Acres) issued in a Residential Area. Area residents have signed a petition in protest of the building and are also to meet with Planning & Zoning and the County Attorney.

Representative Dean Simpson attended the Board Meeting and gave an update of the legislature on items of concern about the bonding bill and the sexual predator's bill. These were on the priority list to be completed. He praised Becker County for working to preserve area resorts. Commissioner Winter, Chair stated we did what we could and hopefully were helpful economically. Commissioner Engebretson thanked him for help with Becker County Townships, which are also in her district. Commissioner Salminen asked where the State was with a METH Ordinance and resulting insurance issues. Commissioner Bristlin thanked him for coming to a Board Meeting and the Board invited him to return again.

Finance

1. It was moved and seconded to approve the Claims with one exception (Salminen, Bristlin), carried.
2. It was moved and seconded to approve the Capital Purchase request from Parks & Recreation to purchase a restroom for \$14,200 from Huffcutt Concrete. This will replace the restroom facility at Middle Cormorant Lake Beach that was destroyed by vandalism (Engebretson, Salminen), carried.
3. It was moved and seconded to reimburse the Wolf Pack Snowmobile Club in the amount of \$5,000 for costs they expended for snowmobile trail development as recommended by the NRM Committee (Salminen, Engebretson), carried.

4. It was moved and seconded to offer a 6-month free extension for jack pine sales coming due this summer to allow the mill time to catch up. The permittee would still be required to pay the balance of the permit (Engebretson, Salminen), carried.
5. The Sunnyside Project was discussed and the projected bond issuance date is September.

Auditor

It was moved and seconded to approve the following Gambling Premise Permit Applications (Bristlin, Salminen), carried.

1. National Multiple Sclerosis Society, Minnesota Chapter, for operations at Tommy's Bar & Grill in Detroit Township.
2. National Multiple Sclerosis Society, Minnesota Chapter, for operations at Bayview Bar & Grill in Lake View Township.
3. Cormorant Lakes Sportsman's Club for operations at Swanies Resort in Cormorant Township.

EDA Presentation

Jon Thomsen, Director, Becker County Housing, gave a report on the need for a Housing and Economic Project Developer. It was moved and seconded to approve utilizing Lana Fralich as the Economic Project Developer with the position to be responsible for new construction housing development and economic development with time split equally between the two functions (Bristlin, Salminen), carried.

Commissioners

1. Reports & Correspondence:
 - a. Minnesota Board on Aging, Commissioner Engebretson
2. Appointments:

It was moved and seconded to re-appoint Amy Porkkonen to the Senior Council on Aging (Engebretson, Salminen), carried.
3. It was moved and seconded to approve to pay mileage for attending meetings to committee members of the True-County Assessing Committee (Engebretson, Seaberg), carried.
4. Commissioner Bristlin requested the County look at employing a Becker County Building Inspector. Commissioner Engebretson asked how many counties have building inspectors. Commissioner Salminen agreed of the need and asked how many inspectors would be needed. Commissioner Winter, Chair, asked for

Consensus. It was moved and seconded to move forward with Commissioner Bristlin's request and to include the Planning & Zoning Director in the discussions (Bristlin, Salminen), carried.

5. It was moved and seconded to approve the Agreement between Becker County and Festivals and Concert Events, Inc., 10K L.L.C. for 2004 to provide personnel for security and traffic control in connection with the "10,000 Lakes Festival 2004" event to be held at the Soo Pass Ranch in Lake View Township of Becker County, Minnesota on July 1, 2, 3, and 4, 2004 and "WE-Fest 2004 on August 5, 6, and 7, 2004 (Engebretson, Salminen), carried.
6. It was moved and seconded to rescind Resolution No. 03-04-2I of March 23, 2004, setting a Tax-forfeit land sale for July 1, 2004 to sell Lot 58S of Spur Track, Auditor's Lot 63 Less Hwy., Auditor's Lot 103 and Auditor's Lot 105 W of River. This was done to allow an Economic Development Project to proceed and could bring a business and jobs to the City of Frazee (Bristlin, Salminen), carried.
7. It was moved and seconded to amend Resolution No. 05-04-1E adding an additional amount to the Off-Highway Vehicle Safety Enforcement Program Grant. The original amount of the grant was \$2,773 and is now \$4,533 (Salminen, Bristlin), carried.
8. County Attorney Letter on behalf of the Childrens' Justice Initiative Committee chaired by Judge Walker. This request was for private areas where attorneys may meet with clients, a place for witnesses to wait in, an area where victims can wait that is separate from the waiting area used by the defendant, the defendant's relatives and defense witnesses. Another area of concern is a jury room for the upstairs courtroom. After discussion and a suggestion from Commissioner Salminen to look at what we could do to remodel existing rooms on the Court Administration floor, it was moved and seconded to continue to pursue a solution to these problems by having the County Administrator further explore the options and bring the results to the Board for consideration (Bristlin, Salminen), carried. Commissioner Engebretson abstaining. Terri Kalil asked what the purpose of the motion was, and was there an amount stated? Brian C. Berg, County Administrator said he would call the Space Needs Committee to meet and address this issue now that the Board wants to move forward. They will study all options, including reviewing options to add on the North end of the Courthouse and bring back to the Board in 30-days. Commissioner Salminen asked that the Courts be asked to be involved to advise what will work best for them.

Highway

1. It was moved and seconded to pass Resolution No. DOH 06-04-2G, Bid Award Project SAP 03-614-16; 03-599-22 & 03-599-23, awarding the bid to Landwehr Construction Inc., low bidder in the amount of \$278,603.51 and authorizing the Board Chair and the County Administrator to sign on behalf of Becker County (Seaberg, Bristlin), carried.

2. It was moved and seconded to pass Resolution No. DOH 06-04-2H, Intermittent Road Closure Dakota Avenue, Callaway, MN, authorizing the County Engineer to issue CHS Inc, a Temporary Road Closure Permit which shall be in effect until such time that the City of Callaway or the Becker County Board of Commissioners deems it necessary to dissolve the permit (Bristlin, Seaberg), carried.
3. Brad Wentz, County Engineer, gave a road construction update.

Human Services

1. It was moved and seconded to approve the Transit Claims (Bristlin, Salminen), carried.
2. Judy Peterson, Becker County Coordinator on Aging, gave a report on the various prescription programs available to the seniors.
3. It was moved and seconded to authorize Becker County Human Services participation with Phase I of the planning process for the Minnesota Senior care Pilot Project. This is a pilot project that Becker, Clay, Otter Tail and Wilkin counties have been meeting on for the past several months (Bristlin, Salminen), carried.
4. It was moved and seconded to accept the Public Assistance Applications (Seaberg, Salminen), carried.
5. It was moved and seconded to approve the Human Services Claims (Bristlin, Salminen), carried.

Assessor

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

2004 Tax Payable

Parcel #	Twn/City	Amount	Reason
16.0086.000	Holmesville	\$112	Homestead
49.2524.370	Detroit Lakes	948	Homestead

Emergency Management

Jennifer Olson, Northwest RDC, gave an update and report on a report she is doing for Becker County. Dan Holm, Becker County Emergency Management, has worked with Jennifer on this project. The draft will be sent to FEMA by November, 2004.

Planning & Zoning

Commissioner Winter, Board Chair, stated that we have (4) County Board Members present, so the Chair will vote on the Planning & Zonings motions. Individuals wishing to speak will be given 3-minutes and a single speaker for a group will be given 5-minutes.

1. Planning Commissions (PC) Recommendations of June 15, 2004:

1) **FIRST ORDER OF BUSINESS:** Gary Schmit. Detroit Township. It was moved and seconded to concur with the PC findings and recommendations to approve a conditional use permit to allow a commercial use consisting of a taxidermy business according to the business plan submitted with the application based on the fact that the use would not be detrimental to the surrounding area (Salminen, Engebretson), carried.

SECOND ORDER OF BUSINESS: Ronald Beaton. Holmesville Township. It was moved and seconded to concur with the PC findings and recommendations to approve a 1-story storage shed to exceed the height limitation of 18.5 ft. by 6-inches for a total height of 19-feet based on the fact that the structure is not lakeside, but across the road from the lake; the structure is shielded by woods and the fact that the structure will only be one story in height, not a 2-story structure; and the height is to accommodate a 4/12 pitch roof for snow (Seaberg, Salminen), carried.

THIRD ORDER OF BUSINESS: Wesley Borah. Lake Park Township. It was moved and seconded to concur with the PC findings and recommendations to approve a certificate of survey to allow two tracts of land, one being 3.44 acres in size and the other being 3.45 acres in size based on the fact that the certificate of survey meets the criteria of the Zoning Ordinance and Subdivision Ordinance (Salminen, Seaberg), carried.

FOURTH ORDER OF BUSINESS: Don Dronnen. Erie Township. It was moved and seconded to concur with the PC findings and recommendations to approve a certificate of survey for (3) parcels of land, 3.33, 2.51 and 2.51 acres in the shoreland district based on the fact that the certificate of survey does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Salminen, Engebretson), carried.

FIFTH ORDER OF BUSINESS: Bruce Fujan and Bob Webb. Two Inlets Township. 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 a certificate of survey for (2) tracts of land, 3.04 and 2.78 acres based on the fact that the request is compatible with the surrounding area and meets the criteria of the Zoning Ordinance and the Subdivision Ordinance (Salminen, Seaberg), carried.

SIXTH ORDER OF BUSINESS: Cormorant Inn and Suites, Kevin Karel, Cormorant Township. Tabled.

SEVENTH ORDER OF BUSINESS: Aggregate Industries. Cormorant Township. It was moved and seconded to concur with the PC findings and recommendations to approve a conditional use permit to allow gravel and sand

excavation as per plan submitted with the application based on the fact that this entire area is already gravel mined and the application complies with the Zoning Ordinance and is compatible with the area (Salminen, Seaberg), carried.

EIGHTH ORDER OF BUSINESS: Jeff Christlieb. Osage Township. It was moved and seconded to concur with the PC to approve the change of zone from commercial to residential based on the fact that the property has always been residential in use and is compatible with the mixture of residential and commercial uses in the area (Engebretson, Salminen), carried.

NINTH ORDER OF BUSINESS: Final Plat of Cotton Lake Estates, Gary Heitkamp Developer. It was moved and seconded to concur with the PC findings and recommendations to approve the final plat of Cotton Lake Estates as presented based on the fact that the plat does meet the criteria of the Zoning Ordinance and Subdivision Ordinance (Seaberg, Salminen), carried.

TENTH ORDER OF BUSINESS: The next informational meeting is on Thursday, July 08, 2004 at 8:30 a.m.

2. It was moved and seconded to pass Resolution No. PZ 06-04-2B, making a Negative Declaration that the Rollag Plant, Cormorant Gravel Mine, Section 32 SW1/4, does not have the potential for significant environmental effects and that the impacts from the project are reasonable and expected (Engebretson, Salminen), carried.
3. It was moved and seconded to pass Resolution No. PZ 06-04-2C, stating that based on the EAW Review Committee recommendation and findings of fact the Becker County Board declares the need for an EAW on Planned Unit Development of Blue's Valley Campground, Eagle Lake, Burlington Township (Engebretson, Salminen), carried. Jim Peters, Attorney, spoke in favor of the Resolution and John Anderson, Meadowland, spoke against the need for an EAW. Commissioners Salminen and Engebretson spoke to the need for EAW's.

Recessed for lunch at 11:30 a.m.

Reconvened at 1:00 p.m. for Board of Equalization.

- 2:15 Brian C. Berg updated the Board on the publishing of the Human Services Building Expansion Bid Request. As instructed, the D.L. Newspaper did not publish the Bid Request Ad in the June 20, 2004 legal newspaper. After consulting with the architects, the paper and the Becker County Attorney, it was deemed acceptable to continue the ad on June 23, 27, and 30th for Construction Bids. The County Attorney stated in his Opinion that this would meet our legal obligation, and we would not need to change our bid opening and acceptance dates.
- 2:20 It was moved and seconded to approve to Close the Session (Salminen, Seaberg), carried. Labor Negotiations were discussed. The meeting was taped by Nancy Grabanski, Human Resources.

3:30 It was moved and seconded to approve to Open the Session (Engebretson, Salminen), carried.

There being no further business, it was moved and seconded to adjourn the meeting (Salminen, Seaberg), carried.

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

/s/ Roger Winter
Roger Winter
Board Chair