

REGULAR MEETING AS POSTED
BECKER COUNTY BOARD OF COMMISSIONERS
DATE: Tuesday, September 28, 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, Seaberg), carried.
2. It was moved and seconded to approve the Minutes of September 7, 2004 as presented (Bristlin, Salminen), carried.
3. It was moved and seconded to approve the Minutes of September 14, 2004 as corrected (Seaberg, Bristlin), carried.

Commissioners

1. Open Forum – Persons recognized were John Postovit, Becker County Coalition of Lakes Association; Hallie Larsen, Lake Melissa Improvement Association; Terry Kalil; Robert Zahorski, Little Cormorant Lake Association; Dick Meyer, Maple Ridge Road on Little Cormorant Lake.
2. Reports & Correspondence. None at this time.
3. Appointments
4. It was moved and seconded to approve Resolution No. 09-04-2F, recognizing Sheriff Tim Gordon for outstanding achievement for the Minimum Security Facility (Bristlin, Seaberg), carried. This Resolution will be submitted to the AMC, with a deadline of October 1, 2004.
5. It was moved and seconded to send Chairman Roger Winter to the Granite Falls Conference on Transportation (Salminen, Bristlin), carried.
6. It was moved and seconded to approve any Commissioner's attendance at the AMC Fall District Meeting on Friday, October 8, 2004 from 8:15 a.m. to Noon in Fergus Falls (Engebretson, Salminen), carried.
7. Commissioner Engebretson noted that District III needs another board member. Commissioner Seaberg will speak to Patty Johnson regarding this.

Finance

1. It was moved and seconded to approved the Claims as presented (Bristlin, Seaberg), carried.
2. It was moved and seconded to approve the template for per diems and mileage (Bristlin, Salminen), motion withdrawn after discussion. Commissioner Engebretson requested a more in-depth review of the template; Chairman Winter requested striking MCNS from the template (Joint Powers).
3. It was moved and seconded to approve the capital purchase of Parking Lot 33, Block 3, Frazee & Holmes Addition E49.0046.001 from the City of Detroit Lakes for \$10,000, based on the fact that the City of Detroit Lakes will grant a variance, to allow ingress and egress access to the property both from Summit Avenue and Front Street (Salminen, Bristlin), carried.

4. Discussion was held about the new requirements on the GASB 34, Management Discussion and Analysis. It must be written by the Commissioners within 15 to 30 pages, and pertain to activity in 2003. Commissioner Engebretson suggested that the Board should see what other counties have done.
5. It was moved and seconded to pay the administrative fees of \$2,150.00 for campaign violations to be paid from Professional Services Budget, line item Elections (Bristlin, Salminen), carried.
6. It was moved and seconded to seek mediation and get a recommendation from the County Attorney regarding fees of \$4,000 or more regarding noncompliance of campaign signs (absence of name and address of candidate) and to have Keith Brekken inspect candidate signage to ensure compliance with State law (Salminen, Bristlin), carried.
7. It was moved and seconded to pass Resolution No. 09-04-1G, approving the designated fund balance retroactive to December 31, 2003 (Bristlin, Salminen), carried.

General Fund:

Employee Health Insurance	\$ 38,529
Courthouse Remodeling	
DARE	10,146
Canteen	14,220
Transit	101,642
Sheriff's Auxiliary	10,460
Sheriff's Equipment & Education	178,903
Sheriff's Contingency	22,587
Sheriff's Contingency Drugs & Alcohol	12,335
Future Expenditures	25,279
Highway:	
Future Expenditures	1,398,905
Forfeited Tax:	10,769
Environmental:	
Financial Assurance	3,500,000

8. Ryan discussed fluctuations in the bond market in reference to the August cash comparison.
9. It was moved and seconded to approve the copier lease for Human Services (Salminen, Bristlin), carried. Further analysis of the Human Services/MCNS accounts receivable statement was recommended.

Auditor – no Licenses & Permits at this time

Natural Resources Management

1. John Vaida represented Mark Lohmeier regarding NRM Project 03-MYH-01-2. No bids were received for the aggregate surfacing project on Mary Yellowhead Road. John asked if he should re-advertise for bids; the Board requested that he call the contractors who picked up bid applications to see if they would bid the project.

US Fish & Wildlife Service

1. It was moved and seconded to approve the purchase by US Fish & Wildlife of 257.82 acres in Lake Park Township from Chad & Camille Jetvig, and 240 acres in Cuba Township from Loren & Pixie Jetvig (Bristlin, Engebretson), carried.

Closed Session – Union Negotiations

1. It was moved and seconded to close the session (Bristlin, Engebretson), carried.

Open Session

1. It was moved and seconded to reopen the session (Engebretson, Salminen), carried

Human Services

1. It was moved and seconded to approve the Transit Claims as presented (Salminen, Engebretson), carried.
2. It was moved and seconded to approve of the disposal of the old Transit Bus (Engebretson, Salminen), carried.
3. It was moved and seconded to approve the Public Assistance applications as presented (Salminen, Engebretson), carried.
4. It was moved and seconded to approve to contract with the Department of Human Services to provide Child and Teen Checkup Administration Services, which is funded by DHS (Bristlin, Salminen), carried.
5. It was moved and seconded to approve continued participation in the Immunization Registry Agreement (Engebretson, Salminen), carried.
6. It was moved and seconded to approve the Human Services Claims as presented (Salminen, Bristlin), carried.

Lori Laine – True County Assessing Report

1. Lori Laine, chair, reported on the results of the survey. Comments were also heard from Co-Chair Les Ristinen, and Shelly Dillon, local assessor and City Clerk of Callaway.

Highway – agenda deferred to meeting of October 12, 2004

Planning & Zoning

1. It was moved and seconded to appoint Roy Smith, Roger Winter and Brant Beeson to the Zoning Ordinance Revision Committee (Bristlin, Seaberg), carried.
2. It was moved and seconded to remove from the table Resolution No. PZ 08-04-2C, for consideration of a temporary 1-year moratorium (Engebretson, Salminen), carried.

3. It was moved and seconded to approve Resolution PZ 09-04-2A, favoring a 6 month moratorium on certain types of lakeshore development (Bristlin, Seaberg), carried 3-2. The vote was polled: Engebretson-nay; Salminen-nay; Seaberg-yea; Bristlin-yea. Chairman Winter broke the tie with a yea vote.
4. Planning Commission (PC) Minutes of September 21, 2004:
 - 1) FIRST ORDER OF BUSINESS: It was moved and seconded to concur with the PC findings and recommendations to approve the conditional use permit for Michael Larson, Cormorant Twp. (Bristlin, Seaberg), carried.
 - 2) SECOND ORDER OF BUSINESS: It was moved and seconded to concur with the PC to deny the application for a two story detached garage for Barry Bowers based on Section 11 of the Zoning Ordinance (Bristlin, Seaberg), carried.
 - 3) THIRD ORDER OF BUSINESS: It was moved and seconded to concur with the PC findings and recommendations to deny a conditional use permit for Jerry Furst, Audubon Twp. based on Section 11 of the Ordinance, and that only one dwelling is allowed per parcel of land (Salminen, Engebretson) carried. 3-2. the vote was polled: Engebretson-yea; Salminen-yea; Seaberg-nay; Bristlin-nay. Chairman Winter broke the tie with a yea vote.
 - 4) FOURTH ORDER OF BUSINESS: Tammy Quade. Tabled.
 - 5) FIFTH ORDER OF BUSINESS: It was moved and seconded to concur with the PC findings and recommendations to approve the conditional use permit for Michael Johnson based on the fact that the use would not be detrimental to the surrounding area and the structures are screened from the road and lake (Bristlin, Salminen), carried.
 - 6) SIXTH ORDER OF BUSINESS: It was moved and seconded concur with the PC findings and recommendations to approve a change of zone from agricultural to residential for Randy Gravelle based on the fact that the area is residential in nature (Bristlin, Salminen), carried.
 - 7) SEVENTH ORDER OF BUSINESS: Johnson, Hopkins & Canfield. Buffalo Lake, Holmesville Twp. Tabled.
 - 8) EIGHTH ORDER OF BUSINESS: Cormorant Park Place Estates. It was moved and seconded to concur with the PC to approve the final plat of Cormorant Park Place Estates based on the fact that the plat meets the criteria of the Zoning Ordinance (Bristlin, Salminen), carried.
 - 9) NINTH ORDER OF BUSINESS: It was moved by Commissioner Bristlin to accept the final plat of Sandy Beach Estates, but failed for lack of a second. Discussion was held by Tara Guetter of the Pelican River Watershed, Chris Heyer-Engineer, and Mark Payne Developer, about one lot that did not comply with the Zoning Ordinance. It was moved and seconded to deny the plat (Engebretson, Salminen), failed 3-2. The vote was polled: Engebretson-yea; Salminen-yea; Seaberg-nay; Bristlin-nay. Chairman Winter voting nay. The Board recommended that the development team return in two weeks with the needed adjustments.
 - 10) TENTH ORDER OF BUSINESS: It was moved and seconded to concur with the PC findings and recommendations to approve the final plat of Sherman Shores Third Addition (Bristlin, Salminen), carried.

11) ELEVENTH ORDER OF BUSINESS: The Informational Meeting is scheduled for Thursday, October 14, 2004 at 8:30 a.m. at the Zoning Office.

5. Don Busker presented his final plat for Country Haven for signature.
6. It was moved and seconded to approve Resolution No. PZ 09-04-2B for an EAW on Ice Cracking Lake Planned Unit Development (Engebretson, Salminen), carried.
7. It was moved and seconded to approve Resolution No. PZ 09-04-2C for an EAW on Agassiz Ridge Residential Development on Little Cormorant Lake, Audubon Twp. (Bristlin, Seaberg), carried.
8. No resolution needed on the Rock Lake reclassification.

There being no further business, the meeting was adjourned at 1:30 p.m.

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

/s/ Roger Winter
Roger Winter
Board Chair