

REGULAR MEETING AS POSTED
BECKER COUNTY BOARD OF COMMISSIONERS
DATE: Tuesday, November 28, 2006 at 8:15 a.m.
LOCATION: Board Room, Courthouse All Present

Agenda

1. It was moved and seconded to approve the Agenda (Salminen, Nelson), carried.
2. It was moved and seconded to approve the Minutes of November 14, 2006 (Knutson, Salminen), carried.

Commissioners

1. Open Forum:
 - a) Jim Kaiser asked about his Birch Lake Development application, he is concerned about ordinance changes and how the timing may effect his project. The Board discussed that time limits should be looked at in the future. It was discussed by the Board that wordage could change in future ordinances that would address future concerns.
 - b) Mike Murphy spoke to his concerns reference Blue's Valley Campground, Bruce Jacobs, Developer, at Eagle Lake. His concerns were that Eagle Lake is unique in that it was formed by three glaciers and should receive special attention. Mr. Murphy talked about the percolation rate of the sewer system and the importance of having a good septic system on lakeshore.
 - c) Brant Beeson, Attorney, for Bruce Jacobs, Blue's Valley Campground, reviewed the Planning Commission Minutes and addressed the fact that the boat ramp was eliminated. Mr. Beeson's concerns were addressing the alternate choice of launching campground boats at the Public Access. Mr. Beeson reported that the owners want to have a good sewer system.
2. Appointments: None at this time.
3. Reports & Correspondence:

Commissioner Bristlin Reports:

- a) Attended the Sheriff's Committee Meeting, Sheriff is on the Agenda.
- b) Commissioner Bristlin stated that Sunnyside has loyal employees.

Commissioner Knutson Reports:

- a) Attended the Fair Board Meeting. The Fair went well this year. Two attempted break-ins were reported at the Fair grounds.
- b) Attended the Solid Waste Meeting in Fargo. The new incinerator using a plasma light that destroys the garbage was discussed.

Commissioner Nelson Reports:

- a) Attended the LARL Meeting. Discussion was held on their 2007 Budget amounts.
- b) Attended the Weed & Seed Meeting. They are looking for a grant writer to apply for a grant and they also may be asking the County for finding assistance.
- c) Attended the Sunnyside Care Center Meeting. Saturday night is the Christmas Party for Sunnyside. The Board recognized a donation for the Christmas Party made by Bob Bristlin.

Commissioner Mulari Reports:

- a) Attended the West Central Area on Aging Meeting

Commissioner Salminen Reports:

- a) Airport Meeting. Authorization was given to remodel the offices and restrooms. There was discussion of the state getting \$16,000,000 for improvement of airports.
4. It was moved and seconded to establish a Committee to recommend Elected Officials Salaries. The Committee will be made up of Commissioner Mulari, Board Chair; Commissioner Knutson; Brian C. Berg, County Administrator; and staff assistance from Nancy Grabanski, Human Resources (Nelson, Knutson), carried.
 5. The Extension Budget was discussed and ways to reduce the budget were presented by the Board. This discussion will be addressed again if time allows on the agenda.

Auditor

1. There were no Licenses & Permits.
2. It was moved and seconded to approve to have the Finance Committee meet the last week in December to approve the end of the year bills (Salminen, Knutson), carried.

Finance Committee Minutes

1. It was moved and seconded to approve the Claims (Salminen, Nelson), carried.
2. Sheriff Personnel Request will be addressed later on the Agenda.
3. Budget was discussed, and the final budget will be approved in three weeks.
4. Funding Request for matching funds for the Becker County Fire Chiefs Association will be addressed later on the Agenda.
5. Highway Personnel Request will be discussed at the next Finance Committee Meeting.

6. The Sales & Use Tax Audit was discussed. The audit was for the period of 1/1/03 to 3/31/06, and it was determined we owe \$39,011.11. Periodic internal audits will be held for continued accuracy.
7. The presentation from AMC/Property Tax Values will be addressed at the next Finance Committee Meeting.

Sheriff

1. It was moved and seconded to pass Resolution No. 11-06-1E, approving to hire a part-time Bailiff position due to a retirement (Salminen, Nelson), carried.

Fire Chief Assn. Request/Rusty Haskins

It was moved and seconded to approve a 5% match from Becker County to qualify for a Grant for a County Wide radio communications upgrade to purchase, program and install new Digital Radio Communications equipment. The Total Grant Award is \$968,827; Federal Share is \$891,944 (90%); local share is \$96,883 (10%) with the County share being \$48,442 (5%) (Knutson, Bristlin), carried. Commissioner Bristlin acknowledged the need to recognize the Fire Fighters for all that they do.

Human Services

1. It was moved and seconded to accept the Public Assistance Applications (Nelson, Salminen), carried.
2. It was moved and seconded to accept the Public Assistance Case Load Trends (Salminen, Nelson), carried.
3. It was moved and seconded to approve the Human Services Claims (Salminen, Bristlin), carried.
4. It was moved and seconded to approve the Community Health Claims (Salminen, Bristlin), carried.
5. It was moved and seconded to approve the Influenza Planning Grant Contract for 2007 in the amount of \$11,044 (Salminen, Bristlin), carried.
6. It was moved and seconded to accept the Ridership Report (Salminen, Bristlin), carried.
7. It was moved and seconded to approve the Transit Claims (Knutson, Bristlin), carried.

Becker County Extension Presentation/Roger Josephson

Roger Josephson reviewed the Becker County Extension Budget for 2007. He also discussed the need for Extension Committee Appointments for District 4, and an At-large Representative. The Memorandum of Intent between Becker County and the University of Minnesota Extension Service Nutrition Education Program was reviewed, and it was moved and seconded to approve the Memorandum of Intent and authorize the Board Chair to sign on behalf of Becker County (Salminen, Nelson), carried.

Closed Session, Pending Litigation/Joseph Evans.

1. It was moved and seconded to pass Resolution No. 11-06-2C, resolving the County Board hereby closes this meeting pursuant the attorney-client privilege, MN Stat. sub. 13D.05, subd. 3(b); and the subject to be discussed is a proposed settlement of this action (Bristlin, Knutson), carried.
2. It was moved and seconded to Open the Closed Session (Bristlin, Nelson), carried.
3. It was moved and seconded to pass Resolution No. 11-06-1D, litigation with Paces Lodging Corp. regarding the number of boat slips allowed on a development on Lake Melissa. The Becker County Board of Commissioners approve the settlement agreement to include: Approval of 13 mooring slips off the controlled access lot; the other large shoreline lot cannot be used as a controlled access lot; and all claims and cross claims will be dismissed with prejudice. The Chair of the County Board is authorized to sign the written agreement incorporating these terms after review and approval by the County Attorney (Bristlin, Nelson), carried.

Planning & Zoning

1. Planning Commission Recommendations (PC) of November 21, 2006 Meeting:
 - 1) **FIRST ORDER OF BUSINESS:** Blue's Valley Campground, Bruce Jacobs, Developer. There was much discussion from the County Board, from Mike Murphy concerning availability of a Plat showing how the project will look, and from Brent Beeson, Attorney, addressing concerns about the sewer system, boat ramp and traffic. It was moved and seconded to concur with the PC findings and recommendations to approve the change of zone from agricultural to water oriented commercial and approve a conditional use permit for 46 RV sites, 18 boat slips, a conservation buffer around the wetland and bay area on the north end of the property; eliminate the boat ramp; and implement remaining EAW and SWPP plan based on the fact that the conditions placed on the project by the Negative Declaration of the EAW and termination of the EIS and Negative Declaration would not be a detriment to the surrounding area and would mitigate any impacts of the proposed project (Bristlin, Knutson), carried.
 - 2) **SECOND ORDER OF BUSINESS:** Marie Zander. Moved to the end of the agenda.

- 3) THIRD ORDER OF BUSINESS: Patricia Potts. Change of Zone from Commercial to Residential and approval of a Certificate of Survey. Tabled by applicant.
- 4) FOURTH ORDER OF BUSINESS: Contractor's Leasing. Cormorant Twp. It was moved and seconded to concur with the PC findings and recommendations to approve the conditional use permit for gravel excavation in an agricultural zone based on the fact that it is compatible with the surrounding area with the stipulation that Contractor's Leasing meet with the County Highway Engineer to come up with a plan to address the County Highway Engineer's road concerns (Knutson, Bristlin), carried.
- 5) FIFTH ORDER OF BUSINESS: Matt Krause. Requested a Conditional Use Permit for a commercial business consisting of recreational equipment repair and storage shed in an Agricultural Zone. Tabled by Mr. Krause.
- 6) SIXTH ORDER OF BUSINESS: Carol Graham, Burlington Twp. It was moved and seconded to concur with the PC findings and recommendation to approve the change of zone from agricultural to residential and approve the certificate of survey subject to the driveway easement being granted to the property owner to the South based on the fact that the application is compatible with the surrounding area (Salminen, Knutson), carried.
- 7) SEVENTH ORDER OF BUSINESS: Jeff Baker, Wolf Lake Twp. It was moved and seconded to concur with the findings and recommendations of the PC to approve a conditional use permit to allow a commercial operation consisting of a wood shop for manufacturing furniture in an agricultural zone based on the fact that the project would not be detrimental to the surrounding area (Salminen, Knutson), carried.
- 8) EIGHTH ORDER OF BUSINESS. Marie Zander, Savannah Twp. It was moved and seconded to concur with the findings and recommendations of the PC to approve the change of zone from commercial to residential and approve the certificate of survey for three tracts of land with the stipulation that an easement be provided for Tracts B & C to access Co. Hwy. 46 through the current access on Tract A based on the fact that the application meets the criteria of the Zoning Ordinance (Salminen, Nelson), carried.
- 9) NINTH ORDER OF BUSINESS: Final Plat of Ice Cracking Cove, Tea Cracker LLC, Developer. It was moved and seconded to concur with the PC findings and recommendations to approve the final plat of Ice Cracking Cove for 19 lots based on the fact that the final plat meets the criteria of the Zoning Ordinance and Subdivision Ordinance (Bristlin, Salminen), carried.
- 10) TENTH ORDER OF BUSINESS: The next informational meeting is scheduled for Thursday, December 14, 2006 at 7:00 a.m. in the Planning & Zoning Office. The next Planning Commission Meeting will be Monday, December 18, at 7:00 p.m.

Highway

1. It was moved and seconded to pass Resolution No. 11-06-2A, MNDOT Agreement – T.H. 10., whereas it is the County's desire that the State include, in this project

letting, certain improvements to County Road 22 (Washington Avenue), County Road 53 and County Road 54 located near and in Detroit Lakes. Before a contract is awarded for the construction of improvements of said trunk highway and county roads the County shall enter into an agreement with the State which shall provide that the County shall pay its share of the cost of the requested improvements as determined by the State in accordance with the latest "Policies and Procedures for Cooperative Construction Projects with Local Units of Government (Salminen, Bristlin), carried.

2. Larry Tretbar, Highway Department, received an award for third place in the State Snowplow Contest. The Board recognized Larry for a job well-done.

There being no further business, the meeting was adjourned.

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

/s/ Karen Mulari
Karen Mulari
Board Chair