

REGULAR MEETING AS POSTED
BECKER COUNTY BOARD OF COMMISSIONERS
DATE: TUESDAY, June 24, 2014 AT 8:15 a.m.
LOCATION: Board Room, Courthouse

Agenda/Minutes

1. Meeting was brought to order by Board Chair Okeson. All commissioners in attendance; County Administrator, Jack Ingstad, and Minute Taker, Cindy Courneya.
2. Pledge of Allegiance.
3. It was moved and seconded to approve the agenda with the following change: Remove Economic Development Authority (EDA): Number 1: Property Assessed Clean Energy (PACE): Resolution 06-14-2A: Peter Klein, PACE Program Administrator (Vice-President of Finance, St. Paul Authority). (Grimsley, Knutson), carried.
4. It was moved and seconded to approve the minutes of June 10, 2014, with the requested changes. (Knutson, Grimsley), carried.

Commissioners

1. Open Forum:

Several residents were present and spoke in reference to the upcoming Planning and Zoning agenda item, the proposal to amend the Becker County's Shoreland Ordinance to remove the plus 20 foot setback and going back to averaging the setback of neighbors on both sides of the property. Those in opposition to the amendment included John Postovit, Steve Lindow, Willis Mattison, Ginny Imholte, Barb Halbakken-Fischburg, and Dick Hecock. Those in favor included Kevin Shipley and Greg Anderson.

County Surveyor Roy Smith commented on the fact that there are many substandard lots in the county and suggested that the commissioners be provided more information and to look at the whole process before making any final decisions.

Board Chair Okeson commented that further discussion on the setbacks will take place at 10:30 a.m., during the Planning and Zoning portion of the agenda.

2. Reports and Correspondence: The Commissioners reported on the following meetings
 - a. Commissioner Grimsley: Economic Development/Housing Authority (EDA), Heartland Multi-Purpose Recreational Trail, Labor Management Committee (LMC), Lake Agassiz Regional Library (LARL), Finance Committee, and attended the interviews for the Human Services Director position.

- b. Commissioner Nelson: Economic Development/Housing Authority (EDA), Information Technology (IT), Becker County Soil & Water Conservation District (BCSWCD), and Becker County Extension Committee.
 - c. Commissioner Knutson: Annual Law Library Meeting, Natural Resources Committee, and Re-Design Committee.
 - d. Commissioner Skarie: Becker County Extension Committee, Becker County Fair Board, Lakeland Mental Health, West Central/Land of the Dancing Sky, and attended the interviews for the Human Services Director position.
 - e. Commissioner Okeson: Heartland Multi-Purpose Recreational Trail, Detroit Lakes/Becker County Airport Committee, Re-Design Committee, and Finance Committee.
3. Appointments: There were none.
- a. It was noted by Commissioner Skarie that the Zoning Ordinance Review Committee does not have any length of terms set for the current members and should be reviewed.
 - b. It was moved and seconded to add to the agenda at 10:20 a.m.; “Discussion on the Planning and Zoning Ordinance and Advisory committees guidelines for setting term limits, etc.” (Nelson, Grimsley), carried.

Auditor-Treasurer: Mary Hendrickson presented:

Licenses and Permits: There were none.

Finance Committee: Mary Hendrickson presented:

1. It was moved and seconded to approve the Regular claims, Auditor’s Warrants, Over 90-Day Claims, and additional claims with the correction, as presented:
 - a. Auditor’s Warrants (Tuesday Bills):
 - i. 06/13/2014 in the amount of \$55,976.69.
 - ii. 06/18/2014 in the amount of \$5,849.82.
 - b. Primary Products Company; the original invoice for \$360.00 was dated 01/27/2014 and was lost.
 - c. Additional:
 - i. Clerical Correction to Commissioner’s Warrants; reduce by \$1,281.79 for total of \$430,598.03.
 (Grimsley, Knutson), carried.
2. It was moved and seconded to approve the 2014 Site Preparation Quotes for Spring 2015 Planting for a total amount of \$25,827.50 and the Solicitation of Quotes for Bud Capping on 265.20 acres for a total cost of \$13,260.00. (Nelson, Knutson), carried.

Emergency Management: Craig Fontaine presented:

1. It was moved and seconded to approve the request to apply for the annual Fiscal Year (FY) 2014 Emergency Management Performant Grant (EMPG), as presented, in the amount of \$27,200, and including the County's in-share of \$27,200. (Nelson, Knutson), carried.

Lifesaver Award Recognition: Board Chair Okeson and Commissioner Skarie presented:

1. Commissioner Skarie read the criteria for receiving a Lifesaver Award and the letter submitted by Keitha Sixberry and Josie Johnson, EMT's from St. Mary's Emergency Medical Services of Detroit Lakes, to nominate three county staff members from Environmental Services for the Lifesaver Award including Jeff Watland, Matt Dretsch, and Dean Haverkamp, all employees at the Transfer Station. They wish to recognize them for their rapid response and physical assistance they provided to an individual at the county landfill site on County Highway 144, who was experiencing severe chest pain and a life-threatening event, and for the assistance they provided to the emergency crew as well. They also noted that had it not been for their immediate actions, the outcome could have been greatly different.

Board Chair Okeson congratulated the recipients and presented a Lifesaver Award Certificate to each of them. The board members expressed their thanks and appreciation to each of these individuals for their lifesaving actions. The EMT crew was present at the board meeting and the commissioners recognized and thanked them for their assistance that day and also for their nomination of these three Becker County employees.

Human Services: Christy Ramsey presented:

1. It was moved and seconded to approve the MN Department of Health Grant Project Agreement Amendment, as presented. (Skarie, Grimsley), carried.
2. It was moved and seconded to approve the Human Services Claims for Human Services, Community Health, and Transit. (Grimsley, Skarie), carried.

Sheriff: Sheriff Kelly Shannon presented:

1. It was moved and seconded to approve Resolution 06-14-2B, to ratify the personnel decision to hire one (1) Part-Time Emergency Temporary Courthouse Security Screener, due to a resignation and time constraints. (Knutson, Skarie), carried.
2. It was moved and seconded to approve Resolution 06-14-2C, to hire one (1) Permanent Part-Time Courthouse Security Screener, due to a resignation and time constraints. (Nelson, Knutson), carried.

MN Department of Corrections – Probation: Brian Rubenstein and Jodi Kulik presented:

1. Mr. Rubenstein presented information on staffing changes that have occurred in the Probation office and reported that it has been going well. Ms. Kulik also reiterated this, noting that it's been a good change and everyone is adjusting well to the changes.
2. He also reported that with the continued success and growth of the Clay-Becker Drug Court Program, there may be a need for a Drug Court Coordinator position in the near future.
3. An update was provided on current correctional practices or tools that are used by the department and a brief explanation of each was provided.

Planning and Zoning: Patty Swenson presented:

1. It was moved and seconded to correct the terms of the Zoning and Subdivision Ordinance Advisory Committee and Advisory Committee appointees, as discussed; to set the terms for three-year staggered terms. (Nelson, Grimsley), carried. It was noted that the term expirations should be as follows: District 1 – 2016, District 2 – 2017, District 3 – 2017, District 4 – 2015, and District 5 – 2015.
2. It was moved and seconded to concur with the Planning Commission (June 17, 2014), to approve the request submitted by James and Barry Shaw, for a Certificate of Survey (CUP) to allow (2) two tracts (Tract A = 2.7 +/- and Tract B = 2.3 +/-) with a remnant tract of 14.5 acres as submitted, and with a change of zone from Agricultural to Residential for the smaller tracts only. (Knutson, Skarie), carried.
3. It was moved and seconded to concur with the Planning Commission (June 17, 2014), to approve the amendment to Ordinance Chapter 6, Section 10 Subject Matter: to add in language to read, "If a lot is segregated by a public easement road, the lot area on one side of the public easement road shall not be used to calculate the amount of impervious lot coverage on the opposite side of the public easement road". (Knutson, Nelson), carried.
4. It was moved and seconded to approve the amendment to Ordinance Chapter 8, Section 5 - Subject Matter: to change the requirements for lot size limits for Minor Subdivision Exemption on Natural Environment Lakes, to allow more flexibility for minor subdivisions and to be more consistent with the State regulations and to be more fair to property owners. (Nelson, Skarie), carried. It was noted that the Planning Commission (June 17, 2014) had tabled the request and sent it back to the Zoning Ordinance Review Committee to revisit the size limits for subdivision on Natural Environment Lakes.
5. It was moved and seconded to concur with the Planning Commission (June 17, 2014), to approve the amendment to Ordinance Chapter 3, Section 11 - Subject Matter: to remove using porous paver systems as pervious material mitigation. (Knutson, Skarie), carried.
6. Public comment was received in reference to the decision made by the Planning Commission to amend Shoreland Ordinance Chapter 3, Section 8, Paragraph B, and Chapter 5, Section 2, Paragraph C - Subject Matter to amend setback average plus 20

feet to setback average. Speaking in favor – Kevin Shipley. Speaking in opposition – John Postovit, Steve Lindow, Willis Mattison, and Denise Oakes, MPCA.

A letter was also provided by Brad Laabs, opposing the amendment to the setback. Roy Smith, County Surveyor also provided a letter with his recommendation to table both items in reference to lot size limits and the setbacks, for further study. John Postovit, on behalf of the Coalition of Lake Associations (COLA) submitted a summary from COLA on environmental concerns in reference to non-conformities (policy statements from several County Ordinances). He also submitted information from Paul Radomski, DNR Research Scientist, on a presentation that was given to advisory committees of the Shoreland Rules Update Project, outlining Cumulative Impacts of Impervious Cover and Phosphorus Pollution increased with % Impervious Cover. County Administrator, Jack Ingstad, also presented a letter that was received from Peter Buessler, NW Regional Manager from the MN Department of Natural Resources – Division of Ecological and Water Resources in reference to the proposed Becker County Shoreland Ordinance Amendments, outlining steps for completing and receiving final DNR approval for any amendments made.

It was moved and seconded to concur with the Planning Commission (June 17, 2014), to Amend Shoreland Ordinance, Chapter 3, Section 8, Paragraph B and Ordinance, Chapter 5, Section 2, Paragraph C Subject Matter: to amend setback average plus 20 feet to setback average, as submitted. (Knutson, Okeson), motion failed for lack of a majority vote (2-3).

7. The next Informational Meeting is scheduled for Thursday, July 10, 2014 at 8:00 a.m. in the Third Floor meeting room of the courthouse.

The Board of Commissioners recessed the regular board meeting for the reconvening of the Board of Equalization meeting.

Board of Equalization Meeting: Steve Carlson, Mary Hendrickson, and Janis Golkowski presented:

The Board of Equalization met Tuesday, June 17, 2014 at 6:00 p.m. in the Board Room of the Courthouse and reconvened their meeting today at 11:00 a.m. in the Board Room. The minutes from the June 17th meeting were provided to the commissioners and Deputy Auditor-Treasurer, Mary Hendrickson recorded the minutes for today.

It was moved and seconded to adjourn the Board of Equalization meeting. (Grimsley, Skarie), carried.

Following, the Board of Commissioners attended the Work Session in the Third Floor meeting room of the courthouse. All commissioners were in attendance, along with County Administrator, Jack Ingstad; Sheriff Kelly Shannon; Sergeant Todd Glander; Highway Engineer,

Jim Olson; EDA Director, Jon Thomsen; and staff members, Guy Fischer and Danny Johnson. Items for discussion included the Jail Facility Tours and Public Works Building.

Being no further business, Board Chair Okeson adjourned the meeting.

<u>Jack Ingstad</u>	<u>John Okeson</u>
Jack Ingstad	John Okeson
County Administrator	Board Chair