

REGULAR MEETING AS POSTED
BECKER COUNTY BOARD OF COMMISSIONERS
DATE: TUESDAY, April 17, 2018 at 8:15 a.m.
LOCATION: Board Room, Courthouse

Agenda/Minutes

1. Meeting was brought to order by Board Chair Skarie. Commissioners in attendance: Skarie, Okeson, Knutson, Nelson, and Grimsley; County Administrator, Jack Ingstad; and Minute Taker, Cindy Courneya.
2. Pledge of Allegiance.
3. It was moved and seconded to approve the agenda, as presented. (Okeson, Knutson), carried.
4. It was moved and seconded to approve the minutes of April 3, 2018 with the requested changes. (Okeson, Knutson), carried.

Commissioners

1. Open Forum: No one was present.
2. Reports and Correspondence: The Commissioners reported on the following meetings:
 - a. Commissioner Grimsley: Recreational Advisory Committee (RAC) and Human Services Committee.
 - b. Commissioner Skarie: Human Services Committee and meeting with MN State Legislators regarding the bonding bill for Environmental Services.
 - c. Commissioner Okeson: Jail Committee meeting at the new jail site.
 - d. Commissioner Knutson: Natural Resources Management (NRM) Committee, Safety Committee, and Prairie Lakes Municipal Solid Waste Authority (PLMSWA).
 - e. Commissioner Nelson: Buffalo-Red River Watershed District – “One Watershed-One Plan” meeting.
3. Appointments:
 - a) It was noted that a notification was received from the Pelican River Watershed District (PRWD) office of two upcoming appointments needed for the PRWD Board of Managers, with the appointments to be considered at the next Board of Commissioner’s meeting on May 1, 2018.
 - b) It was moved and seconded to reappoint Ken Heide to the Sunnyside Board of Directors, to serve another two-year term. (Grimsley, Nelson), carried.

- c) It was moved and seconded to appoint John Skarie as a member of the Becker County Planning Commission, to serve a three-year term, representing District 4. (Skarie, Nelson), carried. It was noted that the position has been advertised and there have been no other applicants.
4. Ryan Frohling, Project Leader from the U.S. Fish and Wildlife Service (USFWS) presented notification to the Board on the upcoming acquisition of a 197.84 acre tract of land in Becker County by Pheasants Forever, Inc., the Schouviller Parcel, located in Section 9, Callaway Township (141 North, Range 41 West). It was noted that Pheasants Forever, Inc. intends to donate the property to the USFWS for management as a Federal Waterfowl Production Area (WPA). No action was needed or taken by the board today.
 5. It was noted that the Becker County Association of Township Officers meeting will be held in the 3rd floor Jury Assembly Room on Wednesday, April 25, 2018 at 7:00 p.m., with registration beginning at 6:30 p.m.
 6. County Attorney, Tammy Merkins, and Assistant County Attorney, Kevin Miller, were recently appointed by Governor Mark Dayton to serve on the Seventh Judicial District Court Bench and therefore, both of these positions will be vacant soon. Three qualified candidates have formally expressed their interest to fulfill the remainder of County Attorney, Tammy Merkins' term as Becker County Attorney including Becker County Assistant Attorneys, Jennifer Knutson and Brian McDonald, and Clay County Assistant Attorney, Steven Beitelspacher.

Each of the candidates presented their interest, qualifications, and experience to the Board today. The board thanked each of them for their interest and presentations.

It was moved and seconded to appoint Brian McDonald to the position of Becker County Attorney, to fulfill the remainder of County Attorney, Tammy Merkins, term. (Nelson, Knutson), carried. Commissioner Grimsley abstained.

Finance Committee Minutes: Mary Hendrickson presented:

1. It was moved and seconded to approve the Regular Claims, Auditor Warrants, and Over 90-Day Claims, as presented:
 - a. Auditor's Warrants (Tuesday Bills):
 - i. 04/03/2018 in the amount of \$ 20,795.13;
 - ii. 03/13/2018 in the amount of \$ 27,334.92;
 for a total amount of \$ 48,130.05

- b. Over 90-Days:
 - i. American Institutional Supply in the amount of \$965.20 (2017 invoice just turned in).

(Knutson, Okeson), carried.

Auditor-Treasurer: Mary Hendrickson presented:

1. Licenses & Permits: Mary Hendrickson presented a revised License List as follows:
 - a. It was moved and seconded to approve the Tobacco License Renewal for Townsquare Beverage, LLC – WeFest – Lake View Township. (Okeson, Grimsley), carried.
 - b. It was moved and seconded to approve the Off-Sale Liquor License Renewal for Byer’s Liquors, LLC – DBA Byer’s Liquors – Osage Township. (Knutson, Grimsley), carried.
 - c. It was moved and seconded to approve the Liquor On-Sale (including Sunday) License Renewal for Deep Woods Entertainment – DBA Charlies Place – Height of Land Township. (Knutson, Okeson), carried.
2. It was moved and seconded to approve a Public Hearing be held on Tuesday, May 1, 2018 at 9:00 a.m., at the Becker County Courthouse, 1st Floor Board Room, for the consideration of granting an Off-Sale Intoxicating Liquor License to Northwoods Recreation, LLC; DBA: Ice Cracking Lodge, 30389 County Highway 35, Ponsford, MN, in Round Lake Township. (Knutson, Grimsley), carried.
3. It was moved and seconded to approve Resolution 04-18-2A, that the Becker County Board of Commissioners establishes an Absentee/Mail Ballot Board, as allowed by Minnesota State Statute 203B.23; and authorizes the Becker County Auditor-Treasurer to compensate trained Election Judges not employed by Becker County at the rate of \$10.50 per hour and mileage, with half of the total cost reimbursed by the City of Detroit Lakes. (Grimsley, Okeson), carried.
4. It was moved and seconded to approve Resolution 04-18-2B, to hire one (1) part-time Licensing Clerk for the Motor Vehicle Department, due to a resignation, using the most current application pool or to advertise, if necessary. (Grimsley, Nelson), carried.

Highway: Jim Olson presented:

1. It was moved and seconded to approve Resolution 04-18-2D, to accept the low quote of \$93.21 per hour from Central Applicators of Foley, MN for Right-of-Way Weed Spraying,

and to direct the County Engineer to proceed with the work as detailed in the specifications of the quote proposal. (Knutson, Okeson), carried.

Economic Development Authority (EDA): Guy Fischer presented:

1. Guy Fischer presented information in regards to a group initiative to address Childcare needs in Becker County, noting that Essentia is developing an application to submit to First Children's Financial, for the Rural Child Care Innovation Program (RCCIP), with Essentia to act as the project lead.

Land Use Department – Parks & Recreation: Guy Fischer presented:

1. It was moved and seconded to approve the Renewal of the Recreational Maintenance Services Agreement with Potty Shacks, Park Rapids, MN, to extend the current one year contract for five county sites, as presented, and with the addition of the Highway 34 Rest Area, at a total cost of \$6,649.00 per year. (Okeson, Knutson), carried.

Becker County Soil & Water Conservation District (BCSWCD): Ed Clem presented:

1. It was moved and seconded to approve Becker County enter into the Clean Water Legacy Conservation Practice Assistance Contract, as presented, for the Schouviller Project located in Callaway Township, Section 35, with the total project cost estimate at \$19,888; and to authorize the Board Chair to sign said agreement. (Nelson, Knutson), carried.

Human Services: Denise Warren, Kris Bausman, Emma Wartman, and Rebecca Fee Presented:

1. It was moved and seconded to accept the West Central Initiative (WCI) grant (Reference Number FY18-12567), in the amount of \$500.00 for the Community Oral Health Education Project, effective February 7, 2018 – June 30, 2019. (Grimsley, Knutson), carried.
2. It was moved and seconded to approve a letter of support be sent to the MN Department of Human Services, as presented, in support of Clay County's Community Living Infrastructure Grant application, on behalf of and in partnership with Becker, Douglas, Grant, Otter Tail, Pope, Stevens, Traverse, Wadena, and Wilkin Counties; and to authorize Human Services Director, Denise Warren, to sign said letter. (Grimsley, Knutson), carried.
3. It was moved and seconded to approve entering into a Joint Powers Agreement (JPA) with the MN Department of Health for the Healthy Kids Project, as presented; for Community Health to screen preschool children for exposure to environmental contaminants, with reimbursement up to \$6,775.90 for participation expenses. (Grimsley, Okeson), carried.

4. It was moved and seconded to approve Resolution 04-18-2C, to convert one (1) part-time Adult Service Social Worker and one (1) part-time R.N. to full-time due to the workload of MNChoices Assessments, and to fill the positions internally. (Okeson, Nelson), carried, 4-1, with Commissioner Grimsley opposed.
5. It was moved and seconded to approve the Human Services Claims for Human Services, Community Health, and Transit, as presented. (Knutson, Grimsley), carried.

Land Use Department – Environmental: Steve Skoog presented:

1. It was moved and seconded to approve Resolution 04-18-2E, as presented, to extend the Solid Waste Hauling Transportation Contract with Baer of Lake Park, MN for one additional two (2) year term, by mutual agreement, to December 1, 2020. (Knutson, Okeson), carried.
2. It was moved and seconded to approve Resolution 04-18-2F, as presented, that Becker County Solid Waste customers with overdue charge accounts be charged an 18% annual or 1.5% monthly rate of interest on the account balance due after 30 days, effective July 1, 2018. (Knutson, Grimsley), carried.
3. It was moved and seconded to approve Resolution 04-18-2G, to accept a grant from the Carton Council of North America, Inc., in the amount of \$12,000.00, to expand the recycling of Post-Consumer Cartons in Becker County, as presented. (Knutson, Grimsley), carried.
4. It was moved and seconded to approve the following Becker County Solid Waste Collection and Transportation Licenses, as follows:
 - a. License #19 – G & T Sanitation, Sebeka, MN;
 - b. License #20 – North Central, Inc., Perham, MN;
 - c. License #21 – AAA Roll-Off Services, LLC, Sebeka, MN.(Okeson, Nelson), carried.

Planning & Zoning: Kyle Vareberg presented:

1. It was moved and seconded to concur with the Planning Commission (April 10, 2018), to deny the application submitted by Chad Stenerson for a change of zone from agriculture to commercial for the project located at 12673 County Highway 17, Detroit Lakes, MN, as it opens up unforeseeable opportunities for further use on the property. (Knutson, Nelson), carried.
2. It was moved and seconded to concur with the Planning Commission (April 10, 2018), to approve the request submitted by Jay and Arlene Kostecky for a Conditional Use Permit to build a boat and RV storage facility, for the project located at County

Highways 5 and 6, Lake Park, MN, due to the fact it meets Chapter 5, Table 5-1 of the land use district. (Okeson, Nelson), carried.

3. It was moved and seconded to concur with the Planning Commission (April 10, 2018), to approve the request by Becker County for a Conditional Use Permit for a six-foot high privacy fence, for the project located at 12738 County Highway 5, Lake Park, MN, due to the fact that it meets the requirements of Chapter Seven of the Becker County Zoning Ordinance Section 7 A-4 and based on the neighbor's request. (Nelson, Knutson), carried.
4. It was moved and seconded to concur with the Planning Commission (April 10, 2018) to approve the amendment to the Becker County Ordinance in regards to Natural Environmental Lake Classification Lot Size Prior to 2016, and to add in "deemed with verification of dated survey". (Knutson, Grimsley), carried. Commissioner Nelson abstained.
5. It was moved and seconded to concur with the Planning Commission (April 10, 2018) to approve the amendment to the Becker County Ordinance in regards to Recreational Vehicle Standards, as presented. (Knutson, Okeson), carried.
6. It was moved and seconded to concur with the Planning Commission (April 10, 2018) to approve the request submitted by Lonnie and Patricia Nelson to rent out heated bays in their newly constructed storage building located in Brandy Lake Estates, 18722 Cummings Road, Detroit Lakes, MN, with the following stipulations:
 - a. No outside storage;
 - b. Only two bays of the building may be rented out;
 - c. Storage only;
 - d. Must be in the 40x120 on Lot 6 only.(Knutson, Okeson), carried.
7. It was moved and seconded to concur with the Planning Commission (April 10, 2018) to approve the request submitted by Rodger Geddes for a change of zone from Agricultural to Residential for the project located at 37468 Bucks Trail, Waubun, MN, and in addition, a Certificate of Survey for said project. (Knutson, Okeson), carried.
8. It was noted that the request submitted by Long Shore Development, LLC for a Conditional Use Permit to allow for development of a sand and gravel pit mining and processing operation located at 23677 West Long Lake Road, Detroit Lakes, MN was tabled until the following month (5/8/2018).
9. Planning and Zoning Director, Kyle Vareberg presented information on the Zoning Ordinance Amendment in regards to a Quorum for the Planning Commission, noting that Assistant County Attorney, Brian McDonald, recommended the ordinance be

changed to read, "A quorum shall consist of a majority of the members", rather than "consisting of fifty percent of the members, plus one".

10. Mr. Vareberg also referenced a Letter of Adequacy from BWSR dated March 7, 2018, and a copy of the draft Buffer Law Ordinance, highlighting the areas in question, with it noted that it has been recommended to select the lower end of the penalty range, as discussed.

Human Resources: Nancy Grabanski presented:

1. It was moved and seconded to close the session for Union Negotiations. (Knutson, Grimsley), carried.
2. Closed Session – Union Negotiations: Nancy Grabanski presented.
3. It was moved and seconded to open back into regular session. (Okeson, Grimsley), carried.

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

*Lunch Bunch with the commissioners and department heads was held following the adjournment of the Board meeting in the 3rd Floor (EOC) meeting room of the courthouse, with County Administrator, Jack Ingstad, providing.

/s/ Jack Ingstad
Jack Ingstad
County Administrator

/s/ Don Skarie
Don Skarie
Board Chair