

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS**

Otter Tail County Courthouse
Commissioners' Room, Floor 1-B
Tuesday, April 17, 2001
9:30 a.m.

Call to Order

The Otter Tail County Board of Commissioners convened Tuesday, April 17, 2001, at 9:31 a.m. at the Otter Tail County Courthouse with Roger Froemming, Chair; Dennis Mosher, Vice-Chair, Syd Nelson, Malcolm Lee, and Bob Block present.

Approval of Agenda

Motion by Mosher, second by Lee, to approve the County Board agenda of April 17, 2001, with the following additions:

Bill Kalar - 2001 Grant Agreements and Rails to Trails Letter
Lake Runners Trail Association Snowmobile Trail Resolution
Tax Settlement Agreement
Budget and Water Plan Discussion
Challenge Grant Discussion

Motion carried.

Approval of Minutes

Motion by Nelson, second by Lee, and unanimously carried to approve the County Board minutes of April 10, 2001, as mailed.

Approval of Licenses

Motion by Lee, second by Mosher, to approve the following applications for license:

Balmoral Golf Course, Inc.
28294 State Highway #78
Battle Lake, MN

3.2 Malt Liquor License
(Transfer)

Michael Jon Gooler
Pair-A-Dice
RR 2 Box 16
Perham, MN

Renewal of Consumption and Display Permit
3.2 Malt Liquor License

Agnes Benhardus
Norway Beach Resort
32484 Stalker Lake Lane
Battle Lake, MN

Tobacco

Motion carried.

Approval of Bills

Motion by Nelson, second by Lee, and unanimously carried to approve payment of bills per Attachment A of these minutes.

Approval of Payment

Motion by Nelson, second by Block, to approve payment to Widseth, Smith and Nolting, for preparation of the Petrofund Applications as follows:

Rothsay	\$116.50
Newton Township	\$377.25
New York Mills	\$198.25

Motion carried.

Budget Discussion

Commissioner Lee reported that the County budget looks good to date. Discussion took place regarding the County water plan and the possibility that the Soil and Water Conservation Districts (SWCD) could better manage water conservation and work more closely with farmers because they are not an enforcement agency. This idea will be researched further.

Pine Lakes Improvement District

Bill Rose, representative from the Otter Tail River in the Pine Lakes Improvement District introduced several citizens who currently live along the Toad River; Randy Carrow, Ivan Thompson, and Mark Dombeck. Mr. Rose stated that he became involved when a group of citizens from the river expressed concern about representation on the Pine Lakes Improvement District. Mr. Rose is not in favor of having rivers included in the LID. He provided many handouts including a survey that identified 91 property owners along the rivers in the LID with most of those property owners saying that they were never contacted regarding establishment of the LID and the public hearing held July 15, 1999. Mr. Rose stated that his group's request is to alter the boundaries of the LID and release the river properties from inclusion in the district. Mr. Rose noted the differences between lake property ownership vs. river property ownership and the fact that demographics do not lend towards equal representation of lake and river people. Commissioners suggested that this citizen group talk with the LID officials and try to find a workable solution for the matter. The County Attorney suggested that they follow-up with Representative Daggett regarding proposed legislation to allow "modifying" a LID, rather than "expand" a LID.

Recess & Reconvene

At 10:57 a.m., Chair Froemming declared the meeting of the Otter Tail County Board of Commissioners recessed for a short break. Chair Froemming reconvened the meeting at 11:00 a.m.

Planning Commission Recommendations

Conditional Use Permit - Steven Hesse et al:

Motion by Mosher, second by Nelson, and unanimously carried to approve a Conditional Use Permit to allow 4 dwelling structures and the shower house to remain onsite with conditions as recommended by the Planning Commission. This property is described as Pt. GL 5 Bg 142.3' E Fr NW Cr: SELY 412' SWLY 346' on Lk NWLY 276' N 453.55' to Bg (called tract B) 3.10 Ac, Section 22 of St. Olaf Township; Sewell Lake (56-408).

Conditional Use Permit - Stephen Upgren:

Motion by Lee, second by Block, and unanimously carried to approve a Conditional Use Permit to maintain an existing driveway facilitating access to an old cabin with conditions as recommended by the Planning Commission. The property is described as GL 5 & E 305.4' of GL 4 & Bg SE Cor SW¼ (22.26 Ac), Section 32 of Star Lake Township; Mud Lake (56-484).

Conditional Use Permit - Dora Township:

Motion by Lee, second by Mosher, and unanimously carried to approve a Conditional Use Permit for road repair with conditions as recommended by the Planning Commission. The property is

described as 1) T-693 (1/2 mi E of T-721; T-693 1 ½ mile W of T-721; T-713 from T-693 to Co. Rd. 4, 2) T-721 ½ mi So T-693, 3) T-695 ½ mi E. of Co. Rd. 41, Sections 8, 10, 16, & 17 of Dora Township; East Spirit Lake (56-501), Dora Lake (56-503, and Loon Lake (56-523).

Preliminary Plat - "Stabnow Addition to Clitherall Lake":

Motion by Mosher, second by Lee, and unanimously carried to approve the Preliminary Plat of "Stabnow Addition to Clitherall Lake" consisting of 3 single family residential lots with conditions as recommended by the Planning Commission. The property is described as All of GL 6 S of RR R/W Ex Hwy Ex Trs (3.84 Ac) & Ely 271.4' of GL 5 S of Hwy Ex Trs (1.84 Ac), Section 1 of Clitherall Township; Clitherall Lake (56-238).

Conditional Use Permit & Preliminary Plat - Beverly Enterprises - "Pleasant Grove First Addition":

Motion by Froemming, second by Block, and unanimously carried to approve a Conditional Use Permit to retain 630,850 square feet for a nursing home and to approve a Preliminary Plat of "Pleasant Grove First Addition" consisting of 3 single family residential lots with conditions as recommended by the Planning Commission. The property is described as GL 1 Ex. Platted and Ex Tr & N 575' of NW¼ NE¼ Lying E of the 150' Strip, Section 32 of Amor Township; Otter Tail Lake (56-242).

Environmental Advisory Council Members

Land & Resource Director, Bill Kalar, provided a list of Environmental Advisory Council Members (Comprehensive Local Water Plan). Mr. Kalar recently received a letter from Bruce Albright, representing the Buffalo-Red River Watershed District, expressing a willingness to serve on the committee. Motion by Lee, second by Mosher, and unanimously carried to approve the EACM membership list as presented with no additions at this time. Commissioners expressed gratitude to Mr. Albright for his willingness to serve on the committee; however, at this time the committee membership is quite large and does not need to be expanded.

2001 Natural Resources Block Grant Agreement and Amendment

Motion by Nelson, second by Mosher, and unanimously carried to authorize the Chair's signature to execute the 2001 Natural Resources Block Grant Agreement and Amendment between the County of Otter Tail and the State of Minnesota Board of Water and Soil Resources for the period of February 1, 2001, to January 31, 2003. The agreements provide the County with a total grant amount of \$77,419 for administration of SMO, WCA, water plan and sewage system programs.

**Snowmobile Grant-In-Aid Trail Systems Resolution
Otter Tail County Resolution No. 2001 - 18**

Commissioner Lee offered the following and moved its adoption:

WHEREAS, Otter Tail County has sponsored Grant-In-Aid Trail Systems in the past; and

WHEREAS, acceptance of the Grant-In-Aid Trail Systems proposed extensions are subject to the review and approval of the County Attorney;

THEREFORE, BE IT RESOLVED that Otter Tail County shall continue to sponsor Grant-In-Aid Trail Systems as they exist for Lake Runners Trail Association and proposed extensions of Grant-In-Aid Trails with the aforementioned condition.

Commissioner Block seconded the motion, and upon being put to vote, was unanimously carried.

Adopted this 17th day of April, 2001.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, County Board Chair

Attest: _____
Larry Krohn, Clerk

Tax Settlement

Motion by Lee, second by Block, and unanimously carried to authorize the Chair's signature to execute a Stipulation for Order of Judgment and Settlement in regards to the Jennie O Foods Inc. tax settlement as presented by the County Attorney.

Recess & Reconvene in Closed Session

At 11:50 a.m., Chair Froemming declared the meeting of the Otter Tail County Board of Commissioners recessed for lunch break. At 1:03 p.m., Chair Froemming declared the meeting of the Otter Tail County Board of Commissioners closed to the public for the purpose of evaluating the performance of GIS Addressing Coordinator, Brian Armstrong, pursuant to M.S. §471.705 Subd. 1d(d). All five seated commissioners were present. A summary of performance conclusions will be provided at the next regular County Board meeting. Upon conclusion of the performance evaluation at 1:18 p.m., Chair Froemming opened the meeting to the public.

Discussion & Adjournment

Commissioners discussed the proposed Challenge Grant concept. At 1:25 p.m., a motion was offered by Mosher, seconded by Block, and unanimously carried to adjourn the meeting of the Otter Tail County Board of Commissioners until Tuesday, April 24, 2001.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, County Board Chair

Attest: _____
Larry Krohn, Clerk