

**MINUTES OF THE  
OTTER TAIL COUNTY BOARD OF COMMISSIONERS  
Government Services Center, Commissioners' Room  
500 Fir Avenue W., Fergus Falls, MN  
Tuesday, January 3, 2006  
9:30 a.m.**

**Statutory Meeting - Call to Order**

Pursuant to Minnesota Statute, the Otter Tail County Board of Commissioners convened Tuesday, January 3, 2006, at 9:31 a.m. at the Otter Tail County Government Services Center with Commissioners Bob Block, Roger Froemming, Dennis Mosher, Syd Nelson, and Malcolm Lee present.

**Year 2006 Otter Tail County Board Chair**

County Coordinator, Larry Krohn, requested nominations for the CY2006 Otter Tail County Board Chair. Motion by Mosher, second by Block, and unanimously carried to elect Commissioner Roger Froemming as the Otter Tail County Board Chair for 2006.

**Year 2006 Otter Tail County Board Vice-Chair**

Chairman, Roger Froemming, assumed the chair and requested nominations for the CY2006 Otter Tail County Board Vice-Chair. Motion by Nelson, second by Lee, and unanimously carried to elect Commissioner Dennis Mosher as the Otter Tail County Board Vice-Chair for 2006.

**Approval of Agenda**

Motion by Froemming, second by Mosher, and unanimously carried to approve the County Board agenda of January 3, 2006, with the following addition:

Request for Approval of Investment and Bank Depository Resolutions

**Approval of Minutes**

Motion by Mosher, second by Nelson, and unanimously carried to approve the County Board minutes of December 27, 2005, as mailed.

**Approval to Pay Bills**

Motion by Lee, second by Block, and unanimously carried to approve payment of the County Board bills per Attachment A of these minutes.

**2006 Snowmobile Grant-in-aid Supplements**

Motion by Block, second by Mosher, and carried with Lee opposed, to approve the following Amendments to the original Grant-in-aid Snowmobile Agreements, with the additional funding provided by the snowmobile state trail stickers:

Lake Runners Trail Association (L.R.T.A.) Snowmobile Trail	\$3,686.80
Otter Country Trail Association (O.C.T.A.) Snowmobile Trail	\$5,937.00
Prairie Snow Drifters Snowmobile Trail	\$ 574.60
Henning Snow Cruisers Snowmobile Trail	\$1,197.00
Otter Trail Riders Snowmobile Trail	\$6,942.60

Commissioner Lee stated that he would prefer that the State of Minnesota would contract directly with the Snowmobile Associations.

**Minnesota Trails Assistance Program  
Performance Based Maintenance Grant Agreement  
Otter Tail County Resolution No. 2006 - 01**

Commissioner Nelson offered the following resolution and moved its adoption:

WHEREAS, the Sponsor desires to maintain trails for the enjoyment of the public; and

WHEREAS, the Minnesota Trails Assistance Program provides grants to local units of government for the maintenance of recreational trails pursuant to Minnesota Statutes Chapter 84.83; and

WHEREAS, the Sponsor has applied to the State for a grant for snowmobile trails and Otter Country Trail Association has submitted the Minnesota Trails Maintenance Program's application form, maps, and other appropriate materials.

NOW, THEREFORE, BE IT RESOLVED, that Otter Tail County hereby approves the proposed supplemental maintenance program including State funding for FY2006 in the amount of \$11,970.00.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Otter Tail County authorizes the signatures of the appropriate County officials to execute the Performance Based Maintenance Grant Agreement.

Commissioner Mosher seconded the resolution, and upon being put to vote, it was unanimously adopted.

Adopted this 3rd day of January, 2006.

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**Final Plat – “Big Pine Resort”**

Motion by Nelson, second by Lee, and unanimously carried to approve the Final Plat of Alpine Assets LLC, known as “Big Pine Resort”, Section 15 of Pine Lake Township; Big Pine Lake (56-130).

**Proposed Ethanol Plant Discussion**

Jerry Larson, Otter Tail Ag Enterprises President; Hans Ronnevik, Treasurer; and Kent Mattson, Attorney; discussed the proposed Ethanol Plant. They introduced the concept of the project, provided their Mission Statement and information of who is working on this project behind the scenes. Mr. Larson talked about the economics of the project, the site announcement scheduled for January 4<sup>th</sup>, and the prospectus for the project. They talked about sources of funding and asked the County Board about the concept of assistance by way of abatement bonds similar to the funding provided in Kandiyohi County for an Ethanol

Plant. Commissioners stated an interest to continue discussions regarding economic assistance.

**2006 Printing and Publishing Bids**

After previously advertising for bids to be received for printing and publishing of the County Board minutes, legal notices, delinquent tax list, and County's annual financial statement, the County Auditor opened the following bids:

**Legal Notices, Publications and Commissioners' Minutes:**

Daily Journal		\$12.20 per S.A.U.
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**Annual Financial Statement:**

Perham Enterprise Bulletin	First Publication	\$12.20 per S.A.U.
Citizens Advocate	Second Publication	\$12.20 per S.A.U.

**Delinquent Tax List:**

Pelican Rapids Press	First Publication	\$12.20 per S.A.U.
Pelican Rapids Press	Second Publication	\$ 7.45 per S.A.U.

After consideration, motion was made by Nelson, seconded by Lee, and unanimously carried, to designate the following papers for Otter Tail County's 2006 publishing and printing requirements with the exception of the official publication for highway project advertisements for bids, which will be posted to the Otter Tail County website as authorized by Minnesota Statute 331A.12 Subdivision 2.

**Legal Notices, Publications and Commissioners' Minutes:**

Daily Journal		\$12.20 per S.A.U.
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**Annual Financial Statement:**

Perham Enterprise Bulletin	First Publication	\$12.20 per S.A.U.
Citizens Advocate	Second Publication	\$12.20 per S.A.U.

**Delinquent Tax List:**

Pelican Rapids Press	First Publication	\$12.20 per S.A.U.
Pelican Rapids Press	Second Publication	\$ 7.45 per S.A.U.

Motion by Lee, second by Mosher, and unanimously carried to designate the Otter Tail County website as the official publication for highway project advertisements for bids as authorized by Minnesota Statute 331A.12 Subdivision 2.

Motion by Mosher, second by Block, and unanimously carried to set the cost assessed to delinquent real estate parcels, that are published in the Delinquent Tax List, at \$32.00 per parcel.

**Calendar Year 2006 Pocket Gopher Bounty Resolution (M.S. 348.12 and 348.13)  
Otter Tail County Resolution No. 2006 - 02**

Commissioner Nelson offered the following resolution and moved its adoption:

RESOLVED by the Board of County Commissioners of Otter Tail County, Minnesota, that

The sum of thirty cents (\$.30) be paid out of the General Revenue Fund of Otter Tail County for every pocket gopher killed in said County during the year 2005/2006 in cases where the township in which the pocket gophers were so killed shall provide for the payment of at least an additional bounty of forty cents (\$.40) for each pocket gopher so killed.

RESOLVED further that said payment of such County shall be made by the County Auditor upon certificates executed by the Chairman and/or Clerk of the Town Board of said Township setting forth that the township had issued and delivered to each claimant a payment for at least seventy cents (\$.70) for each pocket gopher so killed.

Commissioner Lee seconded the resolution, and upon being put to vote, it was unanimously adopted.

Adopted at Fergus Falls, MN, this 3<sup>rd</sup> day of January, 2006.

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**Calendar Year 2006 Tax Forfeited Land Sale Apportionment Resolution  
Otter Tail County Resolution No. 2006 - 03**

Commissioner Lee offered the following resolution and moved its adoption:

RESOLVED by the Board of County Commissioners of Otter Tail County, Minnesota, that

WHEREAS, it is provided in Minn. Stat. 282.05 for the apportionment of proceeds from the sale of tax forfeited lands, and

WHEREAS, the County Auditor shall apportion the tax sale proceeds to the taxing district pursuant to Minn. Stat. 282.08, and

WHEREAS, Minn. Stat. 282.08 (4) (b) provides that the County Board may set aside 20% of the proceeds remaining after the value of public improvements, special assessments, and bond issues levied on the property have been paid, for acquisition and maintenance of County parks and recreational areas, and

WHEREAS, Otter Tail County has a park and recreational area, which would benefit by such an apportionment.

NOW, THEREFORE, BE IT RESOLVED, that the County Auditor retain 20% of the proceeds from the sale of tax forfeited lands for acquisition and maintenance of parks and recreational areas from the proceeds to be disbursed according to law.

Commissioner Mosher seconded the resolution, and upon being put to vote, it was unanimously adopted.

Adopted at Fergus Falls, MN, this 3<sup>rd</sup> day of January, 2006.

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**County Board of Appeal and Equalization Dates**

Motion by Mosher, second by Lee, and unanimously carried to convene the County Board of Appeal and Equalization on Wednesday, June 14, 2006, at 9:00 a.m. and to reconvene the County Board of Equalization for final action on Tuesday, June 27, 2006 (Minn. Stat. 274.14).

**CY2006 Annual Appropriations**

Motion by Lee, second by Block, and unanimously carried to authorize payment of the following CY2006 annual appropriations:

West Otter Tail Fair Association	\$10,000.00
East Otter Tail Fair Association	10,000.00
Otter Tail County Tourism Association	6,250.00
The History Museum	5,000.00
Rural Life Outreach	1,000.00

Motion by Froemming, second by Nelson, and unanimously carried to approve payment, in the amount of \$800.00 to the Minnesota Red River Valley Development Association for the 2006 appropriation.

Motion by Nelson, second by Froemming, to approve payment, in the amount of \$5,000.00, to Western Area Cities Counties Organization (WACCO) for 2006 annual membership dues. Chairman Froemming called for a roll call vote:

	<u>Yea</u>	<u>Nay</u>
Commissioner Lee		X
Commissioner Nelson	X	
Commissioner Block		X
Commissioner Mosher		X
Commissioner Froemming	X	

Motion failed 2-3. Commissioners requested that the County Coordinator request information from WACCO and Lakes Country Service Cooperative to determine potential duplication of services.

**Bid Award – S.A.P. 56-611-15 & S.A.P. 84-621-10**

After previously advertising for bids, Highway Engineer, Rick West, opened the following bids on December 20, 2005, for work on Otter Tail County CSAH 11 and Wilkin County CSAH 21:

Central Specialties, Inc. \$1,685,770.36  
 Alexandria, MN

Mark Sand & Gravel Co. \$1,687,083.60  
 Fergus Falls, MN

Motion by Mosher, second by Block, and unanimously carried to award Otter Tail County's portion of S.A.P. 56-611-15 & S.A.P. 84-621-10 to Central Specialties, Inc., the low bidder, at a bid price of \$842,885.18. Otter Tail County and Wilkin County will split the cost of this project on a 50/50 basis.

**Highway Vehicle Purchases**

Motion by Block, second by Lee, and unanimously carried to award Highway Department vehicle purchases from Minnesota State Bid Contract Releases to the Vendors as shown below:

	<b>VEHICLE</b>	<b>VENDOR</b>	<b>BUDGET</b>	<b>QUOTE</b>
Engineering	2006 Ford F150 2wd Extended Cab	St. Peter Ford St. Peter, MN	\$18,500.00	\$17,095.00
Engineering	2006 Ford F150 4wd Extended Cab	Owatonna Motor Owatonna, MN	\$21,500.00	\$19,956.00
New York Mills Garage	2006 Ford F350 2wd Crew Cab	Elk River Ford Elk River, MN	\$25,000.00	\$21,833.30
Total			\$65,000.00	\$58,884.30

**Roadside Vegetation Management Plan**

Motion by Nelson, second by Lee, and unanimously carried to approve the Otter Tail County Highway Dept. 2006 Integrated Roadside Vegetation Management Plan (IRVMP).as presented by the Highway Engineer.

**Recess & Reconvene**

At 10:43 a.m., Chairman Froemming, declared the Otter Tail County Board of Commissioners' meeting recessed for a short break. The meeting was reconvened at 10:50 a.m.

**Resolution for Acreage Modification in the Fergus Falls JOBZ Subzone  
 Otter Tail County Resolution No. 2006 - 04**

Commissioner Mosher offered the following and moved its adoption:

**WHEREAS**, the Otter Tail County Board of Commissioners, on September 9, 2003, passed a resolution approving certain County parcels to be included in a regional application for a Job Opportunity Building Zone; and

**WHEREAS**, the City of Fergus Falls was a participant in the regional Job Opportunity Building Zone application done by the West Central Initiative Fund; and

**WHEREAS**, the regional application submitted by the West Central Initiative Fund was approved by the Department of Employment and Economic Development; and

**WHEREAS**, the City of Fergus Falls wishes to modify the acreage in their Job Opportunity Building Subzone; and

**BE IT RESOLVED**, the Otter Tail County Board of Commissioners upon careful consideration and review hereby approve the modifications as identified in the following table:

<b>Owner/Developer</b>	<b>Parcel Number</b>	<b>Acreage</b>	<b>Modification</b>
Fergus Falls:			
Midwest Regional Development	71003500195007	27.59	
Merwin Adams	71003500195904	3.45	
Merwin Adams	71003500202005	40.35	
Aasness/Bjorgum	71003500195050	2.81	
Aasness/Bjorgum	71003991519000	.46	
Aasness/Bjorgum	71003500195039	2.47	
DFA	71003500003000	2.7	
DFA	71003500004002	2.03	
DFA	71003500002000	1.96	
DFA	71003500004004	22.44	
Jason Hintermeister	71003500006000	7.17	
Fergus Falls Port Authority	71003990853901	.46	
Fergus Falls Port Authority	71003500004006	2.38	
City of Fergus Falls	71003500004005	6.61	
Burlington Northern Railroad	71001500048000	.99	
State of Minnesota	71003500007000	77.17	
Thiele Technologies	71003991430006	1.38	
Daniel Larson	71003991430901	1.20	
Fergus Falls Port Authority	71003991430005	1.33	
Fergus Falls Port Authority (UPS)	71003991430004	1.32	
Fergus Falls Port Authority	71003991550000	5.88	
Fergus Falls Port Authority	71003500007008	1.01	
Fergus Falls Port Authority	71003991558000	5.13	
Fergus Falls Port Authority	71003991559000	5.36	
Fergus Falls Port Authority	71003991560000	7.52	
TNT Properties LTD	71003991551000	10.38	
Robert Bunkowski	26000320196000	79.40	
Mark Thorson	06000010004003	18.50	
Mark Thorson	06000010008000	56.01	Reduced by 7.27 acres
Mark Thorson	06000010009000	38.61	
Thomas C. Graham and Henry A. Harms	71003991532000	1.03	
Robert W. & Helen D. Johnson	71003991430002	1.32	
ShoreMaster, Inc.	71003991433000	6.42	
Innova Properties	71003991431001	3.29	
T & R Properties	71003991554000	4.14	
T & Properties	71003991555000	.52	
Heritage Properties, LLC	71001500046902	7.27	Parcel added

Commissioner Block seconded the motion and upon being put to a vote, the above resolution was adopted as follows:

Yes: 5  
No: 0  
Absent: 0

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**Investments Resolution**  
**Otter Tail County Resolution No. 2006 - 05**

Commissioner Block offered the following and moved its adoption:

RESOLVED by the Board of Commissioners of Otter Tail County, Minnesota, that Otter Tail County Treasurer, Steve Andrews, be and is hereby given authority to invest County funds as available.

Commissioner Lee seconded the motion, and upon being put to a vote, was carried with Mosher abstaining.

Adopted this 3<sup>rd</sup> day of January, 2006.

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**Depository Resolution**  
**Otter Tail County Resolution No. 2006 - 06**

Commissioner Froemming offered the following and moved its adoption:

RESOLVED by the Board of Commissioners of Otter Tail County, Minnesota, that all financial institutions in Otter Tail County, including state and federal banks be and are hereby designated as depositories of County funds.

Commissioner Nelson seconded the motion and upon being put to a vote, was carried with Mosher abstaining.

Adopted this 3<sup>rd</sup> day of January, 2006.

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**National Association of Counties Membership Dues**

Motion by Nelson, second by Mosher, and carried with Lee opposed, to approve the 2006 annual membership dues to the National Association of Counties (NACO) in the amount of \$1,085.00.

**Statutory Elected Officials Salaries Established**  
**Otter Tail County Resolution No. 2006 - 07**

Commissioner Mosher offered the following and moved its adoption:

WHEREAS, Minnesota Statutes 384.151, 385.373, 386.015, 387.20, and 388.18, require that the County Board of Commissioners, prior to the first date on which applicants may file for office of County Auditor, County Treasurer, County Recorder, County Sheriff, and County Attorney, shall set, by resolution, the minimum salary to be paid for the terms next following, and

WHEREAS, the Statutes also provide that in counties with 40,000 or more inhabitants, that the minimum salary shall not be less than \$8,000.00 per year, and

WHEREAS, Otter Tail County has adopted a standard pay policy, which includes elected officials; and

NOW, THEREFORE, BE IT RESOLVED, that the minimum salaries for the next terms for Elected Officials are as follows:

County Auditor	\$52,936.00
County Treasurer	\$46,030.00
County Recorder	\$46,030.00
County Sheriff	\$62,150.00
County Attorney	\$95,930.00

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

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

**Closed to the Public**

At 11:20 a.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners closed to the public to discuss pending litigation relating to the Echo Bay Negative EIS Decision, Pelican Lake Property Owners vs. Otter Tail County. The closed session is authorized by attorney-client privilege, Chapter 13D.05 Subd. 3b. Present were all five seated Commissioners, the County Attorney, County Coordinator, Board Secretary, and the Land & Resource Director.

**Adjournment**

At 11:58 a.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners adjourned until Tuesday, January 10, 2006.

Dated: \_\_\_\_\_ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Roger Froemming, Board of Commissioners Chair

Attest: \_\_\_\_\_  
Larry Krohn, Clerk

1/03/2006  
13:02:56

OTTER TAIL COUNTY AUDITOR IFD66  
PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56  
WARRANTS FOR PUBLICATION PAGE 1

WARRANTS APPROVED ON 1/03/2006 FOR PAYMENT 1/03/2006

VENDOR NAME	AMOUNT
A-1 LOCK AND KEY	27.67
A'VIANDS LLC	3,533.82
AMERICAN INSTITUTIONAL SUPPLY	415.92
AMERIGAS	566.90
BAKKE ACOUSTICAL	805.00
BEYER BODY SHOP INC	355.94
MICHAEL BOEN	18.58
BRETZ HARDWARE	40.01
CALL ONE INC	420.39
CHECKERS	20.70
COOPERS TECHNOLOGY GROUP	624.93
CUSTOM BUSINESS FORMS	1,592.25
CUTLER MAGNER COMPANY	26,063.01
DACOTA PAPER COMPANY	333.74
DAKOTA WOOD GRINDING INC	9,072.00
DENZEL'S REGION WASTE INC	4,475.50
DETROIT LAKES OVERHEAD DOOR SE	141.37
E & J PRESS	406.83
JAMES EASTMAN	105.96
CHUCK EHRENBERG	159.95
FERGUS ELECTRIC	482.87
FERGUS FALLS MEDICAL GROUP	745.95
FERGUS INTERNATIONAL INC	18.08
FERRELLGAS	48.62
FIRST LAB	36.50
BRUCE HAUGRUD	8.00
INNOVATIVE OFFICE SOLUTIONS LL	1,173.00
INPRO CORPORATION	262.40
INTERSTATE INC	263.92
GARY JOHNSON	39.99
KELLY SERVICES INC	619.28
LAKES COUNTRY SERVICE CO OP	485.54
LARRY OTT INC TRUCK SERVICE	555.00
LONG WEEKEND	15.00
JACKIE MCGRAND	30.00
MIDWESTERN MAT RENTAL & SUPPLY	67.19
MN ASSOC OF CO OFFICERS	1,800.00
MN OFFICE OF ENTERPRISE TECHNO	900.00
MN STATE AUDITOR	2,770.00
NORTH UNION TEXACO	1,519.80
OFFICEMAX CONTRACT INC	220.10
OTIS ELEVATOR CO	90.48
OTTER TAIL CO TREASURER	275.00
OTTER TAIL TELCOM	246.92
PAMIDA INC 008	41.32
PERHAM ACE HARDWARE	35.13
PERHAM SAND & GRAVEL	35.00
PETE'S AMOCO	175.73
JON PETTERSON	82.99

1/03/2006 13:02:56 OTTER TAIL COUNTY AUDITOR  
PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66  
WARRANTS FOR PUBLICATION PAGE 2

WARRANTS APPROVED ON 1/03/2006 FOR PAYMENT 1/03/2006

VENDOR NAME	AMOUNT
PHELPS FAMILY FORD	80.76
PITNEY BOWES	1,462.25
SCHWAAB INC	65.02
SEWER SERVICE	65.00
SIMPLEXGRINNELL LP	2,600.73
STEINS INC	3,160.53
STEVE'S SANITATION INC	470.34
THYSSEN KRUPP ELEVATOR CORPORA	675.80
TRI STAR RECYCLING	6,146.60
TRIMIN SYSTEMS INC	2,937.70
ULTEIG ENGINEERS	37,994.36
VIKING OFFICE PRODUCTS	285.24
WHITE BANNER UNIFORM SHOP	118.00
ZARBOK CONSTRUCTION TRUCKING	525.00
4-H PLAT BOOK PROJECT	1,675.00

\*\*\*\*\* FINAL TOTAL..... \$120,486.61 \*\*\*\*\*