

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS
Government Services Center, Commissioners' Room
500 Fir Avenue W., Fergus Falls, MN
Tuesday, July 25, 2006
9:30 a.m.**

Call to Order

The Otter Tail County Human Services Board convened Tuesday, July 25, 2006, at 9:31 a.m., at the Otter Tail County Government Services Center with Commissioners Roger Froemming, Chair; Dennis Mosher, Vice-Chair; Bob Block, Syd Nelson, and Malcolm Lee present.

Approval of Agenda

Motion by Mosher, second by Nelson, and unanimously carried to approve the Human Services Board agenda of July 25, 2006, as mailed.

Approval of Minutes

Motion by Mosher, second by Froemming, and unanimously carried to approve the Human Services Board minutes of July 11, 2006, as mailed.

2007 Human Services Program and Budget Planning

Human Services Director, John Dinsmore, presented a Program and Budget Planning handout developed by staff and supervisors, which identifies future needs of the department. Mr. Dinsmore stressed the need for an additional FTE Developmental Disabilities Case Worker. The DD position had been reduced previously with more priority given to the Adult Mental Health Program.

Human Services Worksite LMC

HS Labor Management Committee Co-Chair, Barb Dohrer, provided a handout and briefed the Board on the Committee's areas of discussion.

Proposed West Central C.D. Treatment and Correctional Center

County Attorney, David Hauser, provided information regarding a recent meeting relative to the proposed 11-County Regional Drug Treatment Facility. He presented funding required from each County in order to continue with a study as to the feasibility of the concept. This facility would be intended for incarcerated individuals that have needs for alcohol and/or drug treatment. Otter Tail County's share of the expense for the study has not been budgeted within department budgeting; however, could be paid out of the County's General Revenue Fund.

Development Disabilities Program 2005 Annual Report

DD Supervisor, Deb Sjostrom, and DD Case Workers presented 2005 statistics. Lengthy discussion took place regarding the programs and services, funding of various services, and the need for an additional Case Worker to bring the cases per worker down to recommended State levels.

Troop Reintegration Community Meeting

Mr. Dinsmore provided resource information regarding reintegration challenges for soldiers returning home.

Human Services Contract Renewals

Motion by Nelson, second by Block, and unanimously carried to authorize the appropriate County officials' signatures to execute the following Human Services Contract renewals:

Provider of Services	Services Provided	Renewal Period
Beth & Keith Janu Frazee, MN	Residential Services/Home Plus /Foster Care Services for eligible Elderly and Disabled Individuals	07/01/2006-06/30/2007
REM Central Lakes, Inc. Edina, MN	Independent Living Skills to Disabled Individuals on the CADI or TBI Waiver Programs	07/01/2006-12/31/2006
REM Central Lakes, Inc. Edina, MN	Community Support Program and Rehab Options for Persons with Mental Retardation or Related Conditions	07/01/2006-12/31/2006
Nelson House New York Mills, MN	Residential Services/Assisted Living for the elderly receiving services under the AC/EW or CADI Programs	07/01/2006-06/30/2007
Otter Tail County Fergus Falls, MN	State of Minnesota Department of Commerce Energy Assistance Program Contract Serving Low Income Individuals	10/01/2006-09/30/2007

Bills & Claims

Motion by Froemming, second by Block, and unanimously carried to approve the Human Services bills & claims as presented.

Adjournment

At 10:33 a.m., Chairman Froemming declared the meeting of the Otter Tail County Human Services Board adjourned until 9:30 a.m. on Tuesday, August 8, 2006.

Dated: _____ OTTER TAIL COUNTY HUMAN SERVICES BOARD

By: _____
Roger Froemming, Human Services Board Chair

Attest: _____
Larry Krohn, Clerk

Call to Order

The Otter Tail County Board of Commissioners convened Tuesday, July 25, 2006, at 11:00 a.m., at the Otter Tail County Government Services Center with Commissioners Roger Froemming, Chair; Dennis Mosher, Vice-Chair; Bob Block, Syd Nelson, and Malcolm Lee present.

Approval of Agenda

Motion by Mosher, second by Nelson, and unanimously carried to approve the County Board agenda of July 25, 2006, with the following addition:

2:30 p.m. – Budget/Audit Committee Meeting

Approval of Minutes

Motion by Lee, second by Block, and unanimously carried to approve the County Board minutes of July 18, 2006, as presented.

Approval to Pay Bills

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

Planning Commission Recommendations

Preliminary Plat – Second Addition to Preston's Lakeview Beach:

Motion by Lee, second by Mosher, and unanimously carried to approve the Preliminary Plat known as "Second Addition to Preston's Lakeview Beach" consisting of 2 single family residential lots with a condition as recommended by the Planning Commission. The property is described as Pt Gov't Lot 3, Pt Lot 23 of Preston's Lakeview Beach, and Pt Lot 1 Nelson's Oakwood Park Beach, Section 23 of Elizabeth Township; Jewett Lake (56-877).

Conditional Use Permit – Joe & Valera Horak:

Land & Resource Director, Bill Kalar, stated that the Planning Commission was recommending approval of this CUP request on Stalker Lake as revised. He stated that this is a continuation of a drainage problem from a subdivision considered a year ago. Engineers have developed a different solution and the Planning Commission recommended approval. Neighboring property owner, Tom Jensen, spoke in opposition of the revised plan. He presented a soil sample of what is the normal soil in the area, in his opinion, and objected to the hard rock sample that had been presented by the developer at the Planning Commission meeting. Loren Romberg spoke on behalf of the developers and stated that Hidden Acres has reduced the amount of water going in Mr. Jensen's direction and provided pictures of the area and a rock sample, which were also provided to the Planning Commission. Motion by Mosher, second by Lee, and unanimously carried to approve the Conditional Use Permit as revised (Alternative No. 1) in the report received by Land & Resource Management June 30, 2006. The property is located in the Right-of-Way of Stalker Road W, adjacent to Lot 7 of Sandy Haven Development in Section 29 of Tordenskjold Township; Stalker Lake (56-437).

Conditional Use Permit – Kenneth Kirchenwitz:

Motion by Nelson, second by Lee, and unanimously carried to approve a Conditional Use Permit for a grade and fill project with a condition as recommended by the Planning Commission. The property is described as Lot 4 Block 1, Charlies Beach, Section 28 of Edna Township; Tenter Lake (56-348).

Conditional Use Permit – Kevin & Jill Mohn:

Motion by Nelson, second by Lee, and unanimously carried to approve a Conditional Use Permit to build up a driveway and bring in fill around the house with conditions as recommended by the Planning Commission. The property is described as Scalp Lake Acres Lot 8 Blk 1, Section 7 of Hobart Township.

Conditional Use Permit – James Schaeffer:

Motion by Froemming, second by Mosher, and unanimously carried to approve a Conditional Use Permit to install erosion barrier and storm drain with conditions as recommended by the Planning Commission. The property is described as Swenson Beach Lot 1 Blk 1, Section 7 of Nidaros Township; Clitherall Lake (56-238).

Conditional Use Permit – Middle Leaf Resort/Red Barn Investments, LLC:

Motion by Froemming, second by Lee, and unanimously carried to approve a Conditional Use Permit to add a screen porch to Cabin #7 as presented. The property is described as Trs in GL 3, 4 & 5 being Pt of Middle Leaf Resort & Lots 6, 7, 8 & 9 Blk 5, Leaf Lake Pleasure Grounds in Section 22 of Leaf Lake Township; East Leaf Lake (56-116).

Conditional Use Permit – William & Karen Boedigheimer:

Motion by Nelson, second by Lee, and unanimously carried to approve a Conditional Use Permit to level Lot 4 and part of Lot 3 (similar to a neighbor's project) as presented. The property is described as Lots 3 & 4 Blk 1, Pine Lake Shores, Section 35 of Gorman Township; Little Pine Lake (56-142).

Conditional Use Permit – Cold Spring Realty Inc./Thomas & Brenda Masloski:

Motion by Block, second by Nelson, and unanimously carried to accept the withdrawal of this Conditional Use Permit application to relocate a road based on the Applicant's request to withdraw. The property is described as Pt GLs 1 & 2 E of Rd AKA Parcels C & E and Pt GL 2 AKA Parcel D, Section 31 of Maine Township; West Lost Lake (56-481).

Conditional Use Permit – Daryll & Diane Anderson:

Land & Resource Director, Bill Kalar, stated that this is a CUP request to replace a failed retaining wall and the Planning Commission's recommendation was denial. Rob Goral of Shoreland Solutions spoke on behalf of the applicants. He stated that this is a retaining wall built in the 1940's or 1950's and it has failed. The property owner wants to keep the soil from sliding into the lake and feels that this project is needed for the good of the lake. He referred to the credentials of the Landscape Architect, who developed the plan and provided pictures of the area. Planning Commission member, Joe Maske, referred to a project on Eagle Lake, compared the projects, and stated that this plan shows no tie back. Mr. Goral stated that this is a much smaller project than the one on Eagle Lake and that there is no tie backs necessary in a 3' high wall in sandy soil. Commissioner Lee stated that this problem needs to be corrected and offered a motion, seconded by Nelson, and unanimously carried to approve a Conditional Use Permit to correct the problem with the failed retaining wall as presented by the applicant. The property is described as Broadwater Beach W 25' of Lot 44 & Lot 45, Section 7 of Dunn Township; Pelican Lake (56-786).

**Closed to the Public
Reconvene**

At 11:45 a.m., Chairman 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 Database Coordinator, Sherry Leabo, pursuant to M.S. Chapter 13D.05 Subd. 3. All five seated commissioners were present for the evaluation. A summary of performance conclusions will be provided at the next regular County Board meeting. Upon conclusion of the performance evaluation, at 11:57 a.m., Chairman Froemming reconvened the Board meeting for a round table discussion regarding the proposed tobacco ordinance.

Proposed Tobacco Ordinance Discussion

Beltrami County Commissioner, Ron Otterstad, spoke to the commissioners regarding some lessons learned in his County when developing the Reduction of Second Hand Smoke Ordinance. He suggested that the commissioners first need to decide whether or not they want an ordinance to regulate exposure to second hand smoke. If the Otter Tail County

Board is in favor of an ordinance, he suggested a comfortable "phase in" approach with no exceptions because it keeps the playing field level for businesses. He recommended adding language for businesses providing smoking rooms and enforcement guidelines. Public Health Nurse, Marion Kershner, reviewed the surveys completed, the responses from the public, and expressed concern in the young adult population, whose tobacco use is double the County's as a whole. Commissioners asked that the decision as to whether or not an ordinance should be developed be placed on the next County Board agenda on August 1, 2006.

Recess & Reconvene

At 1:10 p.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners recessed until 1:30 p.m., when the meeting was resumed with all commissioners present except Commissioner Nelson.

Proposed Solid Waste Transfer Station

Elwood Johnson, Property Owner at 631 Two Rivers Road in Fergus Falls, stated that he is Chairing the Citizen Committee that is opposed to the current proposed location of the Solid Waste Transfer Station. Rick Johnson presented a power point presentation including information on alternative sites and corresponding cost savings, compatible land use, litter, noise, and smell issues, and lack of development vision for the City of Fergus Falls. The Environmental Assessment Worksheet will be published on August 14th and the County Attorney stated that the MPCA will be holding a public meeting when the EAW is completed. A representative from the Fergus Falls Township asked the County to take a more active approach in the issues as he feels the issue is broader than just a township issue. He stated that the people do not want this Transfer Site at this location and requested that the County find an alternate site. Commissioner Mosher stated that these concerns are being considered.

Highway Department

Highway Engineer, Rick West, reviewed progress in high water areas and briefed the County Board regarding 2006 Highway Construction Projects.

Speed Zone Study Request

A Segment of Elks Point Road, Dane Prairie Township

Otter Tail County Resolution No. 2006 - 57

Motion by Lee, seconded by Block, and unanimously carried to adopt the following resolution:

WHEREAS, a group of residents have expressed their concern and are requesting that the County of Otter Tail take such action as may be necessary in order to pursue a reduced speed limit on Elks Point Road in Dane Prairie Township; AND,

WHEREAS, the County of Otter Tail believes that a speed zone reduction would be beneficial in this area.

NOW, THEREFORE, BE IT RESOLVED, that Otter Tail County does hereby request that this area be studied by the Minnesota Department of Transportation to determine the need for a reduced speed zone, if any.

Performance Evaluation Summary

Motion by Block, second by Mosher, and unanimously carried to approve the positive Performance Evaluation Summary of County Coordinator, Larry Krohn, as presented, and to direct that the summary be placed in his personnel file. Additionally, the Board accepted the performance summary drafted by Commissioner Lee and directed that it be filed in Mr. Krohn's file as well.

Adjournment

At 2:40 p.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners adjourned until 9:30 a.m. on Tuesday, August 1, 2006.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

CB/kd

7/25/2006 11:16:50 OTTER TAIL COUNTY AUDITOR PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66
WARRANTS FOR PUBLICATION PAGE 1

WARRANTS APPROVED ON 7/25/2006 FOR PAYMENT 7/25/2006

VENDOR NAME	AMOUNT
A-1 TROPHY	39.94
A'VIANDS LLC	3,069.08
ACS	4,053.78
ALL CREATURES VET HOSPITAL	118.60
AMERICAN INSTITUTIONAL SUPPLY	24.04
BARBER RAZOR BLADE CO	122.50
BEN FRANKLIN	37.69
RIAN BOSSE	183.75
BRADS WELDING	140.00
TIM BRAND	440.55
BRANDBORG LAW OFFICE	348.75
BRANDON COMMUNICATIONS INC	923.70
BRANDT & MAGNUS P.A.	50.23
BUY-MOR PARTS & SERVICE LLC	194.64
COMMISSIONER OF TRANSPORTATION	243.34
COOPERS TECHNOLOGY GROUP	12.62
JACK DAWKINS	62.84
DENZEL'S REGION WASTE INC	4,795.60
KATHY DOMHOLT	22.88
ECONO SALES AND SERVICE	31.50
FARNAM'S GENUINE PARTS INC	422.58
FERGUS FALLS NEWSPAPERS INC	414.41
FERGUS INTERNATIONAL INC	118.90
FERRELLGAS	30.78
G & K SERVICES	1,604.93
GALL'S INC	176.25
GODFATHERS EXTERMINATING INC	122.48
GR GRAPHICS INC ST LOUIS	217.64
PATRICK GRIFFIN	54.37
H & R CONSTRUCTION CO	2,625.00
HALL GMC INC	274.19
HEISLERS COUNTRY OIL	1,110.47
IN RANGE LLC	232.44
KELLY SERVICES INC	706.60
LAURIE KOWALSKI	10.00
LAKELAND MENTAL HEALTH CENTER	4,483.00
LAKES COUNTRY SERVICE CO OP	2.00
LEE'S CONSTRUCTION INC	850.00
M-R SIGN COMPANY INC.	5.86
MARK SAND & GRAVEL CO	92,203.58
MCAA METH EDUCATION FUND	1,000.00
MN CO ATTORNEYS ASSOCIATION	115.00
MN CVSO SECRETARIES & ASSIST A	100.00
MN DEPT OF NATURAL RESOURCES O	150.00
MN MOTOR COMPANY	182.48
MONITOR TIRE DISPOSAL INC	910.40
NETWORK CENTER INC	1,313.75
OFFICE DEPOT	134.94
OFFICEMAX CONTRACT INC	205.44

7/25/2006 11:16:50 OTTER TAIL COUNTY AUDITOR
PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66
WARRANTS FOR PUBLICATION PAGE 2

WARRANTS APPROVED ON 7/25/2006 FOR PAYMENT 7/25/2006

VENDOR NAME	AMOUNT
ORANGE TREE EMPLOYMENT SCREENI	18.00
OTTER TAIL CO RECYCLING	69.59
OTTERTAIL TRUCKING INC	7,276.00
PAMIDA PHARMACY	6,157.83
CITY PELICAN RAPIDS	500.00
PERHAM PRINTING & SUPPLY	25.67
PITNEY BOWES	1,462.25
PREMIUM WATERS INC	47.42
QUALITY TOYOTA	262.02
QUILL CORPORATION	54.59
THE RENTAL STORE	72.98
REVIEW ENTERPRISES INC	58.80
ROAD EQUIPMENT PARTS CENTER	826.12
ROYAL TIRE INC	2,846.17
DOROTHY SCOTT	89.24
SERVICE FOOD SUPER VALU	1.37
SEWER SERVICE	250.00
SIGNWORKS	28.76
STOP-N-GO STORES INC	37.19
TOTAL TOOL SUPPLY INC	322.88
TRANQUILITY BUILDING SERVICES	452.63
UNIV OF MN MASTER GARDENER PRO	8.50
UNIVERSITY OF MN	16,100.00
UNIVERSITY OF MN PRINTING SERV	147.46
UPPER MISSISSIPPI MENTAL HEALT	33.75
VICTOR LUNDEEN COMPANY	43.62
VISUAL GOV SOLUTIONS LLC	133.50
WALLWORK TRUCK CENTER	782.19
RANDY WASVICK	60.00
WEST PAYMENT CENTER	3,484.35
YELLOW BOOK USA	783.15
**** FINAL TOTAL.....	\$167,129.55 ****