

**MINUTES OF THE  
OTTER TAIL COUNTY BOARD OF COMMISSIONERS  
Government Services Center, Commissioners' Room  
500 Fir Avenue W., Fergus Falls, MN  
Tuesday, November 14, 2006  
9:30 a.m.**

**Call to Order**

The Otter Tail County Human Services Board convened Tuesday, November 14, 2006, at 9:30 a.m., at the Otter Tail County Government Services Center with Commissioners Roger Froemming, Chair; Dennis Mosher, Vice-Chair; Bob Block, and Syd Nelson present.

**Approval of Agenda**

Motion by Mosher, second by Block, and unanimously carried to approve the Human Services Board agenda of November 14, 2006, as mailed.

**Approval of Minutes**

Motion by Froemming, second by Nelson, and unanimously carried to approve the Human Services Board minutes of October 24, 2006, as mailed.

**Court Services Department**

Court Services Director, Chuck Kitzman, provided a packet of information received at a conference in Duluth regarding Minnesota Drug Courts. Drug Court in Otter Tail County is in the planning stages only. Mr. Kitzman reported that the last funding cycle for training on the concept has past. Discussion continued regarding the pros and cons of Drug Courts, expense and funding of the process, and the potential need for uniformity.

**Public Health Department**

Public Health Director, Diane Thorson, reported that the County Public Health Department worked with the Henning School District to submit an application to BCBS for the Communities on the Move Grant Program. She stated that the Grant was received, in the amount of \$24,485.00, to start a fitness center, and will be sent directly to the Henning School District. Ms. Thorson also reported that the Public Health Department has invested in software that provides individualized diet analysis to recommend an amount of exercise an individual needs to maintain, lose, or gain weight. This dietician service will be incorporated into this fitness program.

**MACSSA Legislative Priorities**

Human Services Director, John Dinsmore, presented the Minnesota Association of County Social Service Administrators 2007 Legislative Priorities. Mr. Dinsmore reviewed the top five legislative priorities of the Otter Tail County Human Services Agency as follows:

- Refinancing Child Welfare
- Minnesota Care Applications Processing
- Enhanced Revenue for Detox
- Continuation of Collaborative Services (funding)
- County Based Purchasing

### **Contract Renewal**

Motion by Nelson, second by Mosher, and unanimously carried to authorize the Chairman's signature to execute the following Assisted Living Contract and 2006 Provider Amendments:

Some Place Special Contract Purchase of Service Agreement Perham, MN	Residential Services/Assisted Living for elderly persons receiving services under AC/EW, CADI, or TBI	11/01/06-06/30/07
Provider Contract Amendment Wes & Denise Borneman Sebeka, MN	Amendment to Contract for 2.2553% increase to reimbursement rates for Adult Foster Care	10/01/06
New Horizons Frazee, MN	Amendment to Contract for 2.2553% increase to reimbursement rates for Assisted Living & Elderly Services	10/01/06

### **Bills & Claims**

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

### **Adjournment**

At 10:23 a.m., Chairman Froemming declared the meeting of the Otter Tail County Human Services Board adjourned until 9:30 a.m. on Tuesday, November 28, 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, November 14, 2006, at 10:35 a.m. at the Otter Tail County Government Services Center with Commissioners Roger Froemming, Chair; Dennis Mosher, Vice-Chair; Bob Block, and Syd Nelson present.

### **Approval of Agenda**

Motion by Nelson, second by Block, and unanimously carried to approve the County Board agenda of November 14, 2006, with the following additions:

- 11:30 a.m. – Planning Commission Recommendations
- Discussion – Junkyards
- Discussion – Transmission Lines

### **Approval of Minutes**

Motion by Mosher, second by Froemming, and unanimously carried to approve the County Board minutes of November 7, 2006, as mailed.

### **Approval of Bills**

Motion by Block, second by Mosher, and unanimously carried to approve the bills per Attachment A of these minutes.

**Crooked Lake Area Flooding**

Highway Engineer, Rick West, briefed the Board on Crooked Lake. Houston Engineering is working on an Engineering Study whereby the project would be an outlet from Crooked Lake to County Ditch #21. When completing field survey work, there were favorable comments from landowners downstream from Crooked Lake. There may be some repairs required to the Ditch System; however, the expense should be less than a grade raise on CH 18. Mr. West stated that when a draft copy of the Engineering Report is received, the Highway Department plans to petition to enter the Ditch. Commissioner Mosher requested that the Highway Engineer update Dennis Johnson on the progress of this project.

**Premise Permit**

**Otter Tail County Resolution No. 2006 - 79**

Commissioner Froemming offered the following and moved its adoption:

WHEREAS, the responsibility for the regulation of lawful gambling and the issuance of licenses and permits for the conduct of lawful gambling lies with the Minnesota Gambling Control Board; and

WHEREAS, VFW Post 612, Fergus Falls, MN, has made an application to the Gambling Control Board for the purpose of conducting lawful gambling at Lenny's Dining and Dancing, located at 30255 Phelps Mill Road in Maine Township of Otter Tail County; and

WHEREAS, Minnesota Statute 349.213 provides that the Gambling Control Board may not issue a premise permit unless they receive a resolution from the Otter Tail County Board of Commissioners approving the application for a permit; and

WHEREAS, the Otter Tail County Board of Commissioners is aware of no reason to oppose the conduct of lawful gambling by the VFW Post 612, Fergus Falls, MN, at Lenny's Dining and Dancing, located at 30255 Phelps Mill Road in Maine Township of Otter Tail County.

NOW, THEREFORE, BE IT RESOLVED, that the Otter Tail County Board of Commissioners hereby approves the conduct of lawful gambling by VFW Post 612, Fergus Falls, MN, at Lenny's Dining and Dancing, located at 30255 County Highway 72 in Maine Township of Otter Tail County, provided the applicant meets all the necessary criteria for the licenses and permits as required by the Gambling Control Board.

IT IS FURTHER RESOLVED, that notice of this application and approval shall be provided to the Township of Maine by sending them a copy of this resolution.

Commissioner Mosher 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

### **Payment Approvals**

Motion by Froemming, second by Nelson, and unanimously carried to approve payment to Blake Meland, in the amount of \$3,650.00, from Account Number 14-507-6688 for costs associated with the removal and replacement of cement steps at the Phelps Mill House.

Motion by Nelson, second by Mosher, and unanimously carried to approve payment to Gateway Companies, Inc., in the amount of \$37,349.55, from the Human Services Capital Account for costs associated with the replacement of 30 computers.

### **Proposed Fergus Falls Transfer Station**

Solid Waste Director, Mike Hanan, presented a packet of information and maps relative to the proposed Fergus Falls Transfer Station. He outlined the order of events, tasks completed by Otter Tail County, and citizen concerns/comments to the proposed location of the facility. The process to build a new Transfer Station started in 2004 when it was determined that the current facility located at the Regional Treatment Center would be closed. The property proposed to be used for a new Transfer Station is regulated by Fergus Falls Township and requires a special use permit. After request of a special use permit, a citizens group petitioned the Environmental Quality Board and the County proceeded with completion of an Environmental Assessment Worksheet. During this process, the MPCA received several requests for an Environmental Impact Statement on this project. The MPCA Citizen's Board meeting to decide on the need for an EIS is scheduled for November 28, 2006. Mr. Hanan requested approval of a draft letter to the MPCA regarding the proposed Transfer Station. Motion by Nelson, second by Mosher, and unanimously carried to authorize the Chairman's signature on the letter addressed to the MPCA Citizens Board as presented by the Solid Waste Director.

### **Planning Commission Recommendations**

#### **Conditional Use Permit – Jeffry M. Christenson:**

Land & Resource Director, Bill Kalar, explained that this Conditional Use Permit request is to convert an existing Duplex to a Single Rental Property to correct a violation of the Shoreland Management Ordinance. Mr. Christenson requested that this become effective the end of May, 2007, because there are two people living under leases at this property. Motion by Block, second by Nelson, and carried with Mosher opposed, to approve a Conditional Use Permit to convert an existing Duplex to a Single Rental Property as requested effective June 1, 2007. The property is described as Lot 6 Wall Lake Development #1, Section 33 of Aurdal Township; Wall Lake (56-658), GD.

#### **Conditional Use Permit – Mick & Kevin Moore:**

Motion by Mosher, second by Froemming, and unanimously carried approve a Conditional Use Permit to replace existing retaining walls with conditions as recommended by the Planning Commission. The property is described as Cedar Park Club Lot 4, Section 30 of Dane Prairie Township; Swan Lake (56-781), RD.

#### **Conditional Use Permit – Leaf River Properties, LLC/Bradley W. AndersonTst:**

Motion by Froemming, second by Block, and unanimously carried to approve a Conditional Use Permit to operate a crafting/scrapbooking business with conditions No. 2, 3, & 4 as described in the Otter Tail County Planning Commission minutes dated November 8, 2006. The property is described as Pt GL 4, (5 AC), Section 24 of Leaf Lake Township; East Leaf Lake (56-116), RD.

Conditional Use Permit – South Turtle Lake Resort/Roger & Harriett Hertel:

Motion by Mosher, second by Block, and unanimously carried to approve a Conditional Use Permit for a cabin replacement as presented. The property is described as Pt of GL 4, (8.44 AC), Section 36 of Sverdrup Township; South Turtle Lake (56-377), RD.

Preliminary Plat & Conditional Use Permit – “Majestic Oaks of Rush Lake”/

Robert & Carol Martinson, Juanita Gronda:

Motion by Nelson, second by Mosher, and unanimously carried to deny the proposed Preliminary Plat known as “Majestic Oaks of Rush Lake” consisting of 20 single family residential lots and a Conditional Use Permit to construct a road to service the plat. The reasons for denial are as stated in the Otter Tail County Planning Commission minutes dated November 8, 2006. The property is described as Pt of GL's 1, 2 & 3, Section 17 and Pt of GL 4, Section 18 of Otto Township; Rush Lake (56-141), GD.

Preliminary Plat & Conditional Use Permit – “Lake Hills Ranch” / Will Blasczyk:

Motion by Mosher, second by Nelson, and unanimously carried to approve the Preliminary Plat known as “Lake Hills Ranch Estates” consisting of 10 single family residential lots and 1 lake access lot and a Conditional Use Permit to construct a road to service the plat with conditions as recommended by the Planning Commission. The property is described as All Lot 13 W of creek N of slough & section line, Section 1 and GL 11 ex tr, Section 2 of Dunn Township; Little Pelican Lake (56-761), RD.

Preliminary Plat – “Waterford Heights”/Steven Gease:

Motion by Mosher, second by Block, and unanimously carried to approve the Preliminary Plat known as “Waterford Heights” consisting of 2 single family residential lots as presented. The property is described as Pt SE1/4 NW1/4 com SE cor SE1/4 NW1/4 N 1283.55' to pt bg, S 545.02', (5.35 AC), Section 8 of Dane Prairie Township; Unnamed Lake (56-626), NE.

Conditional Use Permit – Vacationland Resort/ Lynn Johnson:

Motion by Mosher, second by Froemming, and unanimously carried to approve a Conditional Use Permit to replace a mobile home with a condition as recommended by the Planning Commission. The property is described as Pt GL 2, tr bet Lots 1 & 2 & W 1/3 of 3 of Pleasure Bch Resort & T. H. #78, Section 2 of Everts Township; Otter Tail Lake (56-242), GD.

Conditional Use Permit – Gary & Monica Kaiser:

Motion by Block, second by Nelson, and unanimously carried to deny a Conditional Use Permit to operate a Real Estate Office with a previously approved Gift Shop as recommended by the Planning Commission. The reasons for denial are as stated in the Otter Tail County Planning Commission minutes dated November 8, 2006. The property is described as Pt NW1/4 SW1/4 & Pt NE1/4 SW1/4, Pt GL 4 & Pt GL 5 (5.02 AC), Section 20 of Dunn Township; Lake Lizzie (56-760), RD.

Conditional Use Permit – David Chase:

Motion by Nelson, second by Froemming, and unanimously carried approve a Conditional Use Permit to expand a commercial business as presented. The property is described as Pt GL 4, (4.17 AC), Section 5 of Rush Lake Township; Marion Lake (56-243), GD.

Conditional Use Permit – Larry & Cathy Villella:

Motion by Block, second by Froemming, and unanimously carried to deny, as recommended by the Planning Commission, an after the fact Conditional Use Permit request to level dirt and remove ice ridge for planting grass and trees. The reasons for denial are as stated in the Otter Tail County Planning Commission minutes dated November 8, 2006. The property is described as Lot 7 Black Lab Beach, Section 34 of Dunn Township; Franklin Lake (56-759).

Conditional Use Permit – Brian Fronning:

Motion by Mosher, second by Froemming, and unanimously carried to approve a Conditional Use Permit to rebuild a road to meet Buse Township specifications with a condition as recommended by the Planning Commission. The property is described as Lot 2 & E½ NE¼ ex tr, Section 22 of Buse Township; Horseshoe Lake (56-834), NE.

Conditional Use Permit – Crystal Lida Resort/Mike McNabb:

Motion by Nelson, second by Mosher, and unanimously carried to approve a Conditional Use Permit to allow two existing screened porches on Units #2 and #19 to remain with no changes as recommended by the Planning Commission. The property is described as Crystal – Lida Beaches Lot 14 & pt Lot 15 Blk 1 and Lots 1, 2 & 3 Blk 6 and Lots 1, 2 & 3 Blk 7, Section 11 of Lida Township; Lake Lida (56-747), GD.

**Extension for Filing Final Plat – “Kvare’s Beauty Bay South Second Addition”**

Motion by Nelson, second by Mosher, and unanimously carried to approve an extension request, until January 15, 2007, for filing the Final Plat of Charles Kvare known as “Kvare’s Beauty Bay South Second Addition”, Section 18 of Dunn Township.

**Purchase of Property for Sheriff’s Department Outpost**

Motion by Block, second by Mosher, and unanimously carried to authorize the appropriate County officials’ signatures to execute a purchase agreement between the County of Otter Tail and RD Offutt Co. and authorize payment for the purchase of the property for the proposed Sheriff’s Department Outpost Building with an approximate purchase price of \$48,606.09

**Big Stone Project**

Motion by Block, second by Nelson, and unanimously carried to authorize the County to send a letter in support of the Big Stone II Transmission Line Project.

**Non-Union Employer Benefit Contribution**

Motion by Mosher, second by Froemming, and unanimously carried to approve \$750 per month for Otter Tail County’s non-union employer benefit contribution effective January 1, 2007.

**Coordinator’s Office Positions**

Motion by Block, second by Nelson, and unanimously carried to authorize the County Coordinator to hire a temporary support staff person and to proceed with filling the position of Benefits/Safety Specialist.

**Adjournment**

At 1:14 p.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners adjourned until 9:30 a.m. on Tuesday, November 21, 2006.

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

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

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

CB/kd



11/14/2006  
12:02:03

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

WARRANTS APPROVED ON 11/14/2006 FOR PAYMENT 11/14/2006

VENDOR NAME	AMOUNT
A'VIANDS LLC	6,513.27
JANICE AABERG	27.20
AMERICAN TOWER CORPORATION	84.37
ARM REGISTRATION OFFICE	715.00
ARVIG COMMUNICATION SYSTEMS	200.00
BATTLE LAKE AUTO PARTS	357.93
BATTLE LAKE MOTOR PATROL ASSN	37.50
BATTLE LAKE STANDARD	28.36
BEAR GRAPHICS INC	205.39
LOIS BENNER	123.75
SYLVIA BERGERUD	168.25
BOUND TREE MEDICAL LLC	76.03
BRANDON COMMUNICATIONS INC	1,372.03
BRAUN VENDING INC	45.29
BROCK WHITE COMPANY LLC	192.51
MYRNA BUDKE	44.99
CARGILL INC	39,445.50
CELLULAR ONE	562.91
CIVIC RESEARCH INSTITUTE INC	169.95
COMMISSIONER OF TRANSPORTATION	400.00
CONTINUING EDUCATION	600.00
COOPERS TECHNOLOGY GROUP	1,120.26
CULLIGAN WATER COND	67.66
CULLIGAN WATER CONDITIONING	10.65
DENZEL'S REGION WASTE INC	177.84
DIVERSION AUTO	140.04
RANDY DORROW	97.25
E & J PRESS	526.11
CAROLYN ELLINGSON	76.99
EVERGREEN EQUIPMENT INC	430.37
EVERTS LUMBER CO	65.79
FARGO FREIGHTLINER	300.21
FARGO GLASS AND PAINT CO	81.39
FARNAM'S GENUINE PARTS INC	46.26
FERGUS FALLS MEDICAL GROUP	461.25
FERGUS FALLS NEWSPAPERS INC	4,670.94
CITY FERGUS FALLS	7,959.39
FERGUS TIRE CENTER	1,017.51
FIRST LAB	234.00
FORCE AMERICA	591.28
ROTH & VAN DYKE	6,769.15
ROD FRY	97.25
GALL'S INC	241.86
GE CAPITAL	233.65
GENERAL PARTS & SUPPLY CO	23.64
GR GRAPHICS INC FARGO	50.00
GR GRAPHICS INC ST LOUIS	293.10
GRAINGER INC	111.36
GREENMAN TECHNOLOGIES OF MN IN	478.68

11/14/2006 12:02:03 OTTER TAIL COUNTY AUDITOR PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66  
WARRANTS FOR PUBLICATION PAGE 2

WARRANTS APPROVED ON 11/14/2006 FOR PAYMENT 11/14/2006

VENDOR NAME	AMOUNT
HALL TRUCK CENTER INC	1,719.22
HEDAHL'S HEADQUARTERS	46.93
HEISLERS COUNTRY OIL	1,040.88
HENNING HARDWARE	72.88
INDEPENDENT EMERGENCY SERVICES	1,210.80
THE INDEPENDENT	650.70
INNOVATIVE OFFICE SOLUTIONS	869.92
INTERSTATE INC	39.61
JILL JACKSON	40.05
JK SPORTS	1,037.98
KELLY SERVICES INC	2,796.90
LAKE REGION HEALTHCARE CORP	585.20
LAKELAND MENTAL HEALTH CENTER	634.50
LAKEWAY MARKET LLC	1,890.51
LARRY OTT INC TRUCK SERVICE	1,710.00
PAUL LARSON	980.00
LITTLE FALLS MACHINE INC	55.82
LOCATORS & SUPPLIES INC	259.94
GEORGE MEYER	125.54
MIDWESTERN MAT RENTAL & SUPPLY	74.07
MN CO INSURANCE TRUST	84.00
MN MOTOR COMPANY	370.45
MN SHERIFFS' ASSOCIATION	320.00
MN STATE BAR ASSOCIATION	85.21
JOHN MOLTER	153.00
ANNE MUELLER	26.50
JIM MYHRE	135.22
NAPA STANDARD PARTS OF WADENA	256.35
NELSON DODGE GMC	303.34
NELSON FORD LINCOLN MERCURY IN	4,161.96
ARLENE NYCKLEMOE	162.00
SHANNON OBOWA	97.25
OFFICEMAX CONTRACT INC	130.73
JAY OLSON	97.25
ONE CALL LOCATORS LTD	87.54
OTTER TAIL CO EMPLOYEES COMMIT	27.00
OTTER TAIL TELCOM	113.14
OTTERTAIL TRUCKING INC	6,242.40
PAMIDA INC 008	59.72
PEBBLE LAKE TAKE 5	161.36
PENROSE OIL COMPANY	1,785.47
PERHAM ACE HARDWARE	13.92
PERHAM CO OP CREAMERY	3,541.37
PERHAM ENTERPRISE BULLETIN	538.47
PERHAM PRINTING & SUPPLY	20.17
PETE'S AMOCO	335.96
PETE'S BODY SHOP & TOWING	110.76
PRAIRIE IMPLEMENT INC	140.03
PRO AG FARMERS CO OP	69.22

11/14/2006 OTTER TAIL COUNTY AUDITOR IFD66  
12:02:03 PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56  
WARRANTS FOR PUBLICATION PAGE 3

WARRANTS APPROVED ON 11/14/2006 FOR PAYMENT 11/14/2006

VENDOR NAME	AMOUNT
PROSWEEP INC	150.00
QUARTERMASTER	125.97
QUICK'S NAPA AUTO PARTS	42.28
RELIABLE OFFICE SUPPLIES	118.73
THE RENTAL STORE	64.99
REVIEW ENTERPRISES INC	104.11
RINGDAHL AMBULANCE SERVICE	1,330.00
RENEE SAURER	17.67
CHERI SCHULTZ	42.86
GREG SEIM	181.06
SEWER SERVICE	250.00
STEVE'S SANITATION INC	60.84
MARCELLA STONE	168.10
STRAND ACE HARDWARE	164.21
STRATEGIC EQUIPMENT	731.78
SWEENEY BROTHERS	85.03
UNIFORMS UNLIMITED	389.68
UNIVERSITY OF MN	245.00
VERGAS ACE HARDWARE	43.21
WADENA CO SHERIFF	39.00
WALMART STORE 1696	102.84
RANDY WASVICK	60.00
3 D SPECIALTIES INC	585.95
**** FINAL TOTAL.....	\$118,318.66 ****