

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS
Government Services Center, Commissioners' Room
500 W. Fir Avenue, Fergus Falls, MN
Tuesday, March 25, 2008
9:30 a.m.**

Call to Order

The Otter Tail County Human Services Board convened Tuesday, March 25, 2008, at 9:32 a.m. at the Otter Tail County Government Services Center with Commissioners Syd Nelson, Chair; Everett Erickson, Vice-Chair; Bob Block, Roger Froemming and Dennis Mosher present.

Approval of Agenda

Motion by Mosher, second by Block, and unanimously carried to approve the Human Services Board agenda of March 25, 2008, as mailed.

Approval of Minutes

Motion by Froemming, second by Mosher, and unanimously carried to approve the Human Services Board minutes of March 11, 2008, as mailed.

DWI Court

Probation Director, Chuck Kitzman, briefed the Board on DWI Court positions that have been filled. Discussion took place regarding funding.

Proposed Eligibility Criteria for WIC Program

Public Health Director, Diane Thorson, discussed eligibility changes for the WIC Program which could reduce the number of people served in the program. Currently, if a client's income level is less than 180% of the poverty level, they are presumed eligible for medical assistance and are then eligible for the WIC program. The new eligibility criteria will allow participation in the WIC program only if the client is on medical assistance. This process of applying for MA and being approved can take up to six months and could pose some challenges.

Legislative Update

Human Services Director, John Dinsmore, reported that the Governor Budget Proposal on how to fix the State's 935 million dollar shortfall includes reduced eligibility for programs and benefits.

**CHILD ABUSE PREVENTION PROCLAMATION
Otter Tail County Resolution No. 2008 - 22**

Upon a motion made by Roger Froemming, and seconded by Bob Block, and unanimously carried, the following resolution was adopted by the Otter Tail County Human Services Board:

WHEREAS, child abuse prevention is a community problem and finding solutions depends on involvement among people throughout the community; and

WHEREAS, the effects of child abuse are felt by whole communities and need to be addressed by the entire community; and

WHEREAS, effective child abuse prevention succeeds because of partnerships created between parents, practitioners, schools, faith communities, health care organizations, law enforcement agencies, and the business community; and

WHEREAS, family-serving, youth-focused prevention programs offer positive alternatives for young people and encourage parents and youth to develop strong ties to their communities; and

WHEREAS, all citizens need to be more aware of child abuse and neglect and its prevention within the community, and be involved in supporting parents to raise their children in a safe, nurturing society.

NOW, THEREFORE, BE IT RESOLVED, that the Otter Tail County Human Services Board hereby proclaims April 2008 as Child Abuse Prevention Month in Otter Tail County, and calls upon all citizens, community agencies, religious organizations, medical facilities, and businesses to increase their participation in efforts to prevent child abuse and neglect, thereby strengthening the communities in which we live.

Adopted this 25th day of March, 2008

Dated: _____ OTTER TAIL COUNTY HUMAN SERVICES BOARD

By: _____
 Syd Nelson, Human Services Board Chair

Attest: _____
 Larry Krohn, Clerk

Human Services Department 2007 Annual Report

Human Services Director, John Dinsmore, presented the Otter Tail County Human Services Department 2007 Annual Report. He briefed the Board regarding the report. There are over 58,000 people in Otter Tail County and the focus of services is for people with disabilities, the aging, and the unemployed. In Calendar Year 2006, the total federal, state, and local dollars spent for Human Services programs was reported as \$88,459,713 with \$52,651,999 spent on Health Care programs.

Approval to Pay Bills & Claims

Motion by Erickson, second by Froemming, and unanimously carried to approve payment of the Human Services bills and claims as presented.

Approval of Human Services Contracts

Motion by Block, second by Erickson, and unanimously carried to approve the following Human Services contracts:

Agency	Program	Funding Source
Lifeline Systems	Health Related Services for Elderly & Disabled - 01/01/08-12/31/08	EW, AC and CADI, MA
REM Central Lakes, Inc.	Waivered Services for persons with MR or related conditions – 01/01/08 – 12/31/08	State Waivered Dollars & MA
REM Central Lakes, Inc.	Community Support Program & Rehab Options (ILS) – 01/01/08 – 12/31/08	CADI or TBI Waiver Dollars
REM Central Lakes, Inc.	Community Support Program & Rehab Options (SILS) – 01/01/08 – 12/31/08	Unit Cost =\$34.16 per hr.(SILS Grant) County of Financial Responsibility
The Village Family Service Center	CTSS/SBMH for Children 01/01/08 – 12/31/08	\$20,000 – Otter Tail County, MA, & County of Financial Responsibility

REM Central Lakes, Inc. For Waivered, SILS, & ILS services	2007 Provider Amendment for 2% COLA increase to provider effective 10/01/07	This is to be in compliance with the 2007 MN legislature
Lakewood Health System Home Care/Hospice	2007 Provider Amendment for 2% COLA increase to provider effective 10/01/07	This is to be in compliance with the 2007 MN legislature
Park Gardens of Fergus Falls	Addendum to include respite services effective 03/20/08.	Per diem rate - \$92.67
Synstelien Community Services	Addendum to add a waivered services site in Fergus Falls effective 02/22/08.	Waivered Services

Adjournment

At 10:30 a.m., Chairman Nelson declared the meeting of the Otter Tail County Human Services Board adjourned until 9:30 a.m. on Tuesday, April 8, 2008.

Dated: _____ OTTER TAIL COUNTY HUMAN SERVICES BOARD

By: _____
Syd Nelson, Human Services Board Chair

Attest: _____
Larry Krohn, Clerk

Call to Order

The Otter Tail County Board of Commissioners convened Tuesday, March 25, 2008, at 10:50 a.m., at the Otter Tail County Government Services Center with Commissioners Syd Nelson, Chair; Everett Erickson, Vice-Chair; Bob Block, Roger Froemming, and Dennis Mosher present.

Approval of Agenda

Motion by Froemming, second by Erickson, and unanimously carried to approve the County Board agenda of March 25, 2008, with the following additions:

Final Plat Extension Request
2:10 p.m. – County Ditch #16 Discussion
Bois de Sioux Watershed District Appointment

Approval of Minutes

Motion by Block, second by Mosher, and unanimously carried to approve the County Board minutes of March 18, 2008, as mailed.

Approval to Pay Bills

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

RESOLUTION DESIGNATING COUNTY STATE AID HIGHWAY LOCATION

**County State Aid Highway No. 19
Otter Tail County Resolution No. 2008 - 23**

Upon a motion by Froemming, second by Nelson, and unanimously carried, the following resolution was adopted:

WHEREAS, it appears to the County Board of Commissioners of the County of Otter Tail that the highway right of way required for County State Aid Highway No. 19 under Project No. S.P. 56-619-11 should be accurately described and located by a highway right of way plat.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Commissioners of the County of Otter Tail that the Board of County Commissioners for the County of Otter Tail is hereby designating the definite location of County State Aid Highway No. 19 in Sections 20, 21, 28, 29 and 33 in Township 135 North, Range 36 West of the 5th Principal Meridian as shown on the three sheets of OTTER TAIL COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 19.

Adopted at Fergus Falls, Minnesota, this 25th day of March, 2008.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Syd Nelson, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

Bid Review and Recommendation

After previously advertising for bids for S.A.P. 56-682-08 & Etc., the following bids were opened at 1:00 p.m. on March 19, 2008:

Mark Sand & Gravel Co. Fergus Falls, MN	\$1,367,914.78
Central Specialties, Inc. Alexandria, MN	\$1,492,505.26
Knife River Corp. Sauk Rapids, MN	\$1,733,441.95

Motion by Mosher, second by Block, and unanimously carried to award S.A.P. 56-682-08 & Etc., (milling, tight blade, wear courses, agg. shouldering, & topsoil) to the low bidder, Mark Sand & Gravel Co. at the bid price of \$1,367,914.78 as recommended by the Highway Engineer.

Final Payment for Highway Project

Motion by Froemming, second by Block, and unanimously carried to authorize Final Payment to Central Specialties, Inc., in the amount of \$31,912.70, for completion of S.A.P. 56-674-02.

Approval of Seasonal Supply Contracts

Motion by Froemming, second by Mosher, and unanimously carried to authorize the Chairman's signature to execute three Seasonal Supply of Hot Mix Bituminous Contracts between the County of Otter Tail and Mark Sand & Gravel Co. of Fergus Falls, MN. The contracts are for North, West, and East Otter Tail County.

Solid Waste Hauler Contracts

Motion by Mosher, second by Erickson, and unanimously carried to authorize the Chairman's signature to execute the following Solid Waste Haulers Contracts, which are effective April 1, 2008:

Waste Management Alexandria, MN	Denzel's Region Waste Dalton, MN
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Construction Contracts for Fergus Falls Transfer Station

Motion by Mosher, second by Froemming, and unanimously carried to authorize the Chairman's signature to execute a contract between Otter Tail County (Owner) and Breitbach Construction Co. (Contractor) for construction of the Fergus Falls Transfer Station Building and associated work.

Approval of Permit Fee for Transfer Station Building

Motion by Erickson, second by Mosher, and unanimously carried to authorize payment of \$1,285.00 to Fergus Falls Township for the Building Permit Fee for construction of the Transfer Station.

Perham Resource Recovery Facility

County Attorney, David Hauser, reported that information has been received on a Miller-Shugart Agreement between Minnesota Counties Insurance Trust and The Barlow Group relative to the Perham Resource Recovery Facility. He stated that the \$2,500.00 deductible is the responsibility of the counties in the lawsuit as well as the \$21,660.00 loss experience. Mr. Hanan requested that these liabilities be paid by the counties based on the percentage of debt to the project and not equally divided. Motion by Mosher, second by Froemming, and unanimously carried to authorize the County Attorney to draft a letter to MCIT to suggest a change in the agreement regarding the Perham Resource Recovery Facility settlement to correct the liability distribution.

County Credit Card Issued

Motion by Block, second by Erickson, and unanimously carried to approve the issuance of an Otter Tail County Credit Card to Deputy, Paul Scott Peterson, as requested.

Application for Exempt Permit

Motion by Mosher, second by Erickson, and unanimously carried to approve, with no waiting period, the LG220 Application for Exempt Permit as submitted by American Legion Post 489 for an event scheduled for Saturday, June 28, 2008 at 15865 County Highway 15 (William & Rita Marts).

Payment Approved

Motion by Block, second by Mosher, and unanimously carried to approve payment to the City of St. Cloud, in the amount of \$1,452.73, for Otter Tail County's share of the support and maintenance of the Central Minnesota Regional Radio Joint Powers Board pursuant to Invoice 37609.

Appointment

Motion by Mosher, second by Froemming, and unanimously carried to reappoint Don Davenport to the Bois De Sioux Watershed District Board effective May 1, 2008 for a three year term.

Conditional Use Permit Discussion

Wild Walleye Resort Owner, Tom Helcl, presented information regarding a Conditional Use Permit approved in 1992 when the resort was known as Wagon Wheel Resort on Rush Lake. Mr. Helcl presented a sequence of events regarding this CUP and stated that a map (to-scale) had been submitted to the Land & Resource Office. Land & Resource Administrator, Bill Kalar, stated that, in his opinion, the Shoreland Management Ordinance required submission of a professional surveyor's drawing. A professional drawing has not been submitted; therefore, the Land & Resource Office has never issued the permit. Further discussion took place. The County Attorney's opinion was that a decision of the Administrator would need to be appealed through the Board of Adjustment not the County Board; however, he offered to research the issue further.

Recess

At 11:50 a.m., Chairman Nelson declared the meeting of the Otter Tail County Board of Commissioners recessed for lunch break.

Public Meeting for Expansion of Feedlot

At 1:00 p.m., Chairman Nelson declared the meeting of the Otter Tail County Board of Commissioners reconvened and opened for a Public Meeting regarding the proposed expansion of a feedlot entitled Black Pines Cattle Company owned by Matthew Reinbold and located in the NE¼ of Section 35 in Leaf Lake Township. The meeting was open to public comment. No one from the public was present. No verbal or written comments were expressed or submitted to the Board.

Information Provided

A draft Otter Tail County Technology Committee Membership, Roles & Responsibilities proposal was submitted to the Board. County Coordinator, Larry Krohn, submitted a proposal to review and update the County's compensation and classification plan for the Board's review.

Final Plat Filing Extension

Motion by Froemming, second by Mosher, and unanimously carried to request an extension for filing the Final Plat of Phelps Mill River Hills until September 30, 2008 as requested by Moore Engineering.

Sanitation Ordinance Revisions

Motion by Mosher, second by Froemming, and unanimously carried to revise/change the items already identified in the Otter Tail County Sanitation Ordinance and not continue to add more revisions. This will enable moving forward with the current pending changes.

Discussion Regarding Reclassification of Lakes

Mr. Kalar provided a list of Otter Tail County lakes that are 150 acres or less in size. There are approximately 230 lakes that could be changed to a more restrictive classification. Discussion occurred regarding lakes that are partially located in a different jurisdiction such as a different county and or within city boundaries. Motion by Block, second by Froemming, and unanimously carried not to submit the border lakes, less than 150 acres in size, to the DNR for reclassification. Mr. Kalar also made suggestions regarding lakes under 150 acres that are fully developed all the way around the lake. Lengthy discussion occurred on petitioning the DNR and the potential for public comment. Further discussion will take place.

Recess & Reconvene

At 1:50 p.m., Chairman Nelson declared the meeting of the Otter Tail County Board of Commissioners recessed for a Personnel Committee meeting. The Board of Commissioners meeting was reconvened at 2:18 p.m.

County Drainage System No. 16

Ditch Inspector, Randy Wasvick, reported that a permit from the DNR has been received and he read, for the record, the stipulations identified in the permit regarding the removal of vegetation and the disposal of vegetation and soils. Mr. Wasvick expressed opposition to the project and provided rationale for his opinion. Don Davenport and others from the Clitherall Lake Association submitted pictures of the current outlet and a video showing the outlet in 1971. Lengthy discussion continued regarding the equipment that will be required to complete the project according to the specifications on the permit. Motion by Mosher, second by Froemming, and unanimously carried to proceed with cleaning out vegetation in the outlet of County Ditch No. 16 as specified in the DNR permit and subject to the Ditch Inspector's supervision of the project.

Adjournment

At 3:17 p.m., Chairman Nelson declared the meeting of the Otter Tail County Board of Commissioners adjourned until 9:30 a.m. on Tuesday, April 1, 2008.

Dated: _____

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____

Syd Nelson, Board of Commissioners Chair

Attest: _____

Larry Krohn, Clerk

WARRANTS APPROVED ON 3/25/2008 FOR PAYMENT 3/25/2008

<u>VENDOR NAME</u>	<u>AMOUNT</u>
JANICE AABERG	63.53
ARK & SPARK	36.47
BARRETT EMS TRAINING	850.00
JOHN BARTHEL	199.99
BATTLE LAKE STANDARD	22.01
BEYER BODY SHOP INC	980.12
BRANDBORG LAW OFFICE	1,250.00
BRAUN VENDING INC	33.39
DION BREDMAN	545.27
JOHN BUSHMAN	4.23
CHEMSEARCH	493.31
CITIZENS ADVOCATE AND VERNDALE	65.00
CLAY CO TREASURER	2,830.96
COOPERS TECHNOLOGY GROUP	67.37
CORPORATE HUMAN SERVICES INC	4,545.40
JEAN DEAL	74.10
DETROIT LAKES OVERHEAD DOOR SE	126.74
FERGUS FALLS DAILY JOURNAL	3,156.00
FERGUS FALLS MEDICAL GROUP	33.00
CITY FERGUS FALLS	87.72
FRAZEE FORUM INC	40.32
G & K SERVICES	1,431.60
GALL'S INC	622.22
GATEWAY COMPANIES INC	2,343.00
MYRON GRAFF	126.48
PATRICK GRIFFIN	52.42
GT DISTRIBUTORS AUSTIN	43.94
HANSON'S PLUMBING & HEATING IN	5.69
HENNEPIN CO MEDICAL CTR	125.00
HEWLETT PACKARD COMPANY	3,446.18
HEYER LAND SURVEYING AND ENGIN	600.00
HILDI INC	500.00
THE INDEPENDENT	76.14
INNOVATIVE OFFICE SOLUTIONS	100.69
INSIGHT PUBLIC SECTOR	1,080.33
JK SPORTS	76.00
KELLY SERVICES INC	623.97
KIM KNUTSON	42.50
LAKE REGION DENTAL CENTER	1,866.00
LAKE REGION HEALTHCARE CORP	1,190.28
MARCO	219.72
MICHAEL MCGEE MD	400.00
MIDWESTERN MAT RENTAL & SUPPLY	69.60
MN ASSOC OF DRAINAGE INSPECTOR	20.00
MN STATE PATROL CMV SECTION	98.00
NATIONAL MEDICAL SERVICES	114.00
NETWORK CENTER COMMUNICATIONS	78,664.53
NORTHERN STATES SUPPLY INC	857.96
OK TIRE STORES	50.00
OTTER TAIL CO RECYCLING	167.50
OTTERTAIL TRUCKING INC	4,748.12
OVERHEAD DOOR COMPANY	343.25
PAMIDA INC 008	65.98
PITNEY BOWES	1,435.00

PROACTION UNIFORMS	441.41
QUARTERMASTER	318.34
RAMSEY COUNTY	1,400.00
RDO TRUCK CENTERS	244.86
REGIONALHELPWANTED.COM INC	123.00
REGIONS HOSPITAL	305.00
RELIABLE OFFICE SUPPLIES	151.08
MATTHEW SAURER	10.66
SEWER SERVICE	80.00
JUDY SIGGERUD	39.98
SIGNWORKS	420.68
SRF CONSULTING GROUP INC	168.86
STREICHERS	398.27
SUPER SEPTIC INC OF PELICAN RA	140.00
TRI STAR RECYCLING	3,124.58
UNIFORMS UNLIMITED	506.75
UNIVERSITY OF MN-EXTENSION SER	377.67
VICTOR LUNDEEN COMPANY	1,059.60
SHARON WICKLUND	3.43
ZACK JONES & MAGNUS	5,151.67
<u>**** FINAL TOTAL.....</u>	<u>\$132,434.47 ****</u>