

**MINUTES OF THE  
OTTER TAIL COUNTY BOARD OF COMMISSIONERS  
Government Services Center, Commissioners' Room  
500 W. Fir Avenue, Fergus Falls, MN  
Tuesday, June 17, 2008  
9:30 a.m.**

**Call to Order**

The Otter Tail County Board of Commissioners convened Tuesday, June 17, 2008, at 9:30 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 Erickson, and unanimously carried to approve the Board of Commissioners agenda of June 17, 2008, as presented.

**Approval of Minutes**

Motion by Froemming, second by Erickson, and unanimously carried to approve the Board of Commissioners meeting minutes of June 10, 2008, as presented.

**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.

**Public Meeting for Expansion of Feedlot**

At 9:33 a.m., Chairman Nelson opened the Public Meeting regarding the proposed expansion of a Dairy Feedlot entitled Gorentz Dairy owned by Steven Gorentz located in Section 11 of Dora Township. The meeting was open for public comment. No one from the public was present and no written comments were submitted to the County Board regarding this proposed expansion. Chairman Nelson closed the feedlot Public Meeting at 9:36 a.m.

**Payment Approvals**

Motion by Mosher, second by Block, and unanimously carried to approve payment, in the amount of \$3,578.49, from the Capital Improvement Fund to Young & Associates for professional services provided for Project No. 0601 (Chemical Dependency Health Center).

Motion by Erickson, second by Block, and unanimously carried to approve payment, in the amount of \$17,790.01, from the Capital Improvement Fund to Comstock Construction Inc. for the following:

Contract ID F2641      Invoice 2525 Dated August 22, 2007      Removal/Replacement of Steps  
(East side of Courthouse)

Motion by Mosher, second by Froemming, and unanimously carried to approve payment, in the amount of \$25.00, from the Construction Fund to Great Plains Natural Gas Co. for the submission of an application for gas service for the Chemical Dependency building located at 1174 Western Avenue, Fergus Falls, MN.

Motion by Froemming, second by Block, and unanimously carried to approve payment to Braun Intertec for the following costs associated with the 60-Bed Chemical Dependency Facility Project No. FA-07-04304:

Invoice Date 03/27/08	Invoice No. 291388	Structural Steel Observations & Testing	\$1,156.00
Invoice Date 04/29/08	Invoice No. 292700	Soil Observations & Testing	1,428.50
Invoice Date 05/27/08	Invoice No. 293791	Concrete Observations & Testing	826.00
		Soil Observations & Testing	934.75
		Structural Steel Observations & Testing	<u>271.00</u>
<u>Total</u>			\$4,616.25

Motion by Froemming, second by Erickson, and unanimously carried to approve payment of the following Ottetail Operation Center costs from the Construction Funds:

Network Center Communications	Phone System	Dated 05/30/2008	\$61,903.22
CMI Inc.	Intoxilyzer	Dated 06/12/2008	409.37

**License Applications**

Motion by Block, second by Mosher, and unanimously carried to approve the following applications for license:

Marvin Heisler Heisler's Campground Pub 31870 County Highway 130 Vergas, MN 56587	On/Off-Sale 3.2 Malt Liquor
Eric Malmstrom Madsen's Resort 27102 State Highway 78 Battle Lake, MN 56575	On/Off-Sale 3.2 Malt Liquor
T & T Enterprises of Perham, Inc. Silver Moon Lounge and Steakhouse 1117 W. Main St. Perham, MN 56573	On-Sale Liquor and Sunday Liquor
Gail Suko Ye Olde Schoolhouse 24028 Emery Drive Erhard, MN 56534	On/Off-Sale 3.2 Malt Liquor

**Payment Approval**

Motion by Erickson, second by Froemming, and unanimously carried to approve payment, in the amount of \$98.50, from County Drainage System No. 16 Account to Ditch Inspector, Randy Wasvick, for ditch viewer costs incurred during the period of May 5, 2008 through May 27, 2008.

**Application for Exempt Permit**

Motion by Mosher, second by Froemming, and unanimously carried to approve the LG220 Application for Exempt Permit as submitted by St. James Catholic Church for an event scheduled for July 27, 2008, at the St. James Catholic Church located at 32009 County Highway 74 in Underwood.

**Contract Renewal**

Motion by Mosher, second by Froemming, and unanimously carried to authorize the Chairman's signature to execute the following Human Services Contract:

Agency	Program	Effective Date	Targeted Population	Funding Source
MN Department of Human Services	MinnesotaCare-contract pays \$30 per application to process and determine eligibility	07/01/08 to 06/30/09	OTC Residents eligible for MNCare Health Program	MN DHS

**Interfund Loan – Fergus Falls Transfer Station**

Motion by Froemming, second by Erickson, and unanimously carried to approve, effective July 1, 2008, an interfund loan between the General Revenue Fund and the Solid Waste Enterprise Fund for the partial funding of the construction of the Fergus Falls Transfer Station as stated in the following table:

**Otter Tail County Solid Waste Department – Fergus Falls Transfer Station Project**

Dated –7/1/08

Interfund Loan     \$1,419,583.00

<b>Payment Due Date</b>	<b>Principal</b>	<b>Rate</b>	<b>Interest</b>	<b>Total Principal and Interest</b>	<b>Fiscal Total</b>
01/01/09	0.00	4.00%	28,391.66	28,391.66	
07/01/09	202,797.57	4.00%	28,391.66	231,189.23	259,580.89
01/01/10	0.00	4.00%	24,335.71	24,335.71	
07/01/10	202,797.57	4.00%	24,335.71	227,133.28	251,468.99
01/01/11	0.00	4.00%	20,279.76	20,279.76	
07/01/11	202,797.57	4.00%	20,279.76	223,077.33	243,357.09
01/01/12	0.00	4.00%	16,223.81	16,223.81	
07/01/12	202,797.57	4.00%	16,223.81	219,021.38	235,245.19
01/01/13	0.00	4.00%	12,167.85	12,167.85	
07/01/13	202,797.57	4.00%	12,167.85	214,965.42	227,133.27
01/01/14	0.00	4.00%	8,111.90	8,111.90	
07/01/14	202,797.57	4.00%	8,111.90	210,909.47	219,021.37
01/01/15	0.00	4.00%	4,055.95	4,055.95	
07/01/15	202,797.58	4.00%	4,055.95	206,853.53	210,909.48
	<u>1,419,583.00</u>		<u>227,133.28</u>	<u>1,646,716.28</u>	<u>1,646,716.28</u>

**Purchase of Wheel Loader**

Solid Waste Director, Mike Hanan, submitted a handout with specifications for a Wheel Loader needed for the County Transfer Station. He stated that \$160,000 had been budgeted for this purpose. Motion by Froemming, second by Mosher, and unanimously carried to approve purchase of a New Caterpillar 924H Wheel Loader from Ziegler, Inc., in the amount of \$123,190.00.

**Independence Day Parade**

Motion by Block, second by Erickson, and unanimously carried to approve the Annual Independence Day Parade and corresponding road closure(s) on the west end of Otter Tail Lake at 1:00 p.m. on Sunday, July 6, 2008, as requested. This motion is contingent upon approval of the Sheriff's Department, proof of insurance and that Otter Tail County is held harmless relative to liability.

**Recess & Reconvene**

At 10:31 a.m., Chairman Nelson declared the meeting of the Otter Tail County Board of Commissioners recessed for a Budget Committee meeting and a Solid Waste Committee meeting. The Board of Commissioners meeting was reconvened at 11:01 a.m.

### **Planning Commission Recommendations**

#### **Preliminary Plat – “Thalmann Third Addition To South Oaks”/Delbert G. Thalmann:**

Motion by Froemming, second by Block, and unanimously carried to approve the Preliminary Plat entitled “Thalmann Third Addition To South Oaks” consisting of 2 single family residential lots as presented on the map dated April 22, 2008 that was received by the Land & Resource Management Office on May 2, 2008. The property is described as GL 4 Ex Platted (15.53 Ac), Section 1 of Otter Tail Township; Buchanan Lake (56-209), GD.

#### **Conditional Use Permit – Otter Tail County Highway Department:**

Motion by Block, second by Mosher, and unanimously carried to approve a Conditional Use Permit to replace a deficient box culvert on CH No. 128 as presented and extending the project to October 1, 2009 as requested by the Highway Engineer. The project is located at the crossing of CH No. 128 and Balmoral Creek in NW1/4, Section 6 of Girard Township and SW1/4, Section 31 of Otter Tail Township; Balmoral Creek (56-Trib), Tributary & Otter Tail Lake (56-242), GD.

#### **Conditional Use Permit – Wee Villa Resort LTD:**

Motion by Erickson, second by Froemming, and unanimously carried to approve a Conditional Use Permit to replace an existing mobile home and replace a roof on a different mobile home as presented. The property is described as Lot 4 ex trs (36.15 AC), Section 14 of Elizabeth Township, Long Lake (56-784), RD.

#### **Preliminary Plat – “Keller’s Subdivision”/Gary & Lola Keller:**

Motion by Erickson, second by Block, and unanimously carried to approve the Preliminary Plat entitled “Keller’s Subdivision” consisting of 3 lots (2 non-residential backlots and 1 single family residential backlot) with conditions as recommended by the Planning Commission. The property is described as Crystal Hills 5<sup>th</sup> Addition Tract No. 8 Auditor’s Subdivision #108, Section 11 of Lida Township; Crystal Lake (56-749), RD & Lake Lida (56-747), GD.

#### **Preliminary Plat – “Teddy’s Point”/Andrus Watkins:**

Motion by Erickson, second by Mosher, and unanimously carried to approve the Preliminary Plat entitled “Teddy’s Point” consisting of 2 single family residential lots and 1 outlot with conditions as recommended by the Planning Commission. The property is described as Lot 6 ex 4 AC res (5.50 AC), Section 7 of Dora Township; Dora Lake (56-503), RD.

#### **Conditional Use Permit – Fred Hage:**

Motion by Erickson, second by Froemming, and unanimously carried to approve a Conditional Use Permit for a grade and fill project as presented in the revised drawing received by the Land & Resource Management Office on May 30, 2008. The property is described as W 150’ of ELY 1511’ of GL 6, Section 3 of Dunn Township; Pelican Lake (56-786), GD.

#### **Preliminary Plat – “Irene’s Addition”/Peter Glen & Amyann Mursu:**

Motion by Froemming, second by Mosher, and unanimously carried to accept, from the applicant, a withdrawal of the request for approval of the Preliminary Plat entitled “Irene’s Addition”. The property is described as the S1/2 NW1/4 and GL 1 & 2 ex platted ex trs (47.96 AC), Section 31 of Otto Township; Rush Lake (56-141), GD.

#### **Conditional Use Permit – Paul & Amelia Damlo:**

Motion by Erickson, second by Nelson, and unanimously carried to deny a Conditional Use Permit for a topographical alteration proposal because there was no one present to represent the application. The property is described as Wimer Lake Resort Lot 20 & that pt Lot 19 lying S of fol ln bg at point 25.04’ N of SE cor Lot 19 line extends S 88 deg W to lk, Section 3 of Hobart Township; Wimer Lake (56-355), RD.

**Petition to DNR for Lake Reclassifications**

Motion by Block, second by Mosher, and unanimously carried to authorize the Land & Resource Administrator to proceed with drafting documentation required to petition the Minnesota DNR for change of lake classifications on small lakes throughout the County.

**Recess**

At 11:40 a.m., Chairman Nelson declared the meeting of the Otter Tail County Board of Commissioners recessed until 5:00 p.m., when they will meet with the City of Perham in Perham's Council Chambers.

**Reconvene**

The previously recessed meeting of the Otter Tail County Board of Commissioners was reconvened at 5:00 p.m. in the City Council Chambers in Perham, MN. Present were all Commissioners, County Attorney, County Coordinator, Solid Waste Director and Public Education Director. This was a joint meeting with the Perham City Council.

Matt Clark, HDR Engineering, made a presentation regarding the feasibility of an expanded waste to energy facility. The premise for the expansion would raise capacity from 100 tons/day to 200 tons/day. The projections showed a positive operating reserve. The scenarios presented assumed that there would be steam sales; and no steam sales with income based upon sales of generated electricity. Recent legislation, requiring utilities to purchase energy from renewable sources, has resulted in more favorable numbers. Points of discussion from various parties follow:

The City wants to resolve the expansion issue first while the County wants to resolve the governance structure and formation of a Joint Powers Board. The Mayor stated that he did not believe the parties would be able to agree on terms of a new agreement. It is uncertain if enough additional waste is available to supply an expanded plant. Even without the expansion there is likely going to be a shortfall when the Tri-County group withdraws from participation. The Mayor expressed frustration with the state grant availability. There already have been several extensions and the current extension is due to expire in September 2008.

Mary Harrison, Wadena County Commissioner, stated that it will be difficult to get solid waste commitments from other counties if the contracts are not current. This conclusion was reached at a joint county meeting earlier this year. Other counties are not likely to make a commitment unless there is a total package including such items as cost, cost escalators, liability, length of agreement, etc. There has to be agreement on waste volume, governance and an overall agreement.

Matt Clark, HDR, offered the following summary:

1. A Joint Powers Board is needed.
2. The City will operate and administer the plant and be reimbursed for expenses.
3. The structure will grant the City a financial interest as well as risk.
4. Assumption that there is 55,000 tons of solid waste available.
5. The expansion decision.

The parties agreed to begin work on the previously circulated JPB document to expedite the potential project. The meeting adjourned at 6:45 p.m.

The next regular Board of Commissioners meeting is on Tuesday, June 24, 2008.

Dated: \_\_\_\_\_

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Syd Nelson, Board of Commissioners Chair

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

CB/kd

**WARRANTS APPROVED ON 6/17/2008 FOR PAYMENT 6/17/2008**

<u>VENDOR NAME</u>	<u>AMOUNT</u>
A-1 TROPHY	15.00
AMERICAN WELDING-WILLMAR FIRE	6.39
ANDERSON HOWE & LANGLIE INC	725.00
AT&T MOBILITY	1,019.80
BACHMAN PRINTING COMPANIES	302.59
BALLARD SANITATION INC	39.15
BATTLE LAKE AUTO PARTS	2.11
BEN HOLZER UNLIMITED	20.52
BLESI-EVANS COMPANY	112.67
BRANDBORG LAW OFFICE	150.00
SANDRA BROWN	154.95
CO OP SERVICES INC	309.73
COMPANION ANIMAL HOSPITAL	68.15
COOPERS TECHNOLOGY GROUP	654.44
CRAGUNS LODGE AND CONFERENCE C	1,597.00
CULLIGAN	37.00
CULLIGAN WATER COND	93.66
CULLIGAN WATER CONDITIONING	10.65
CYBERNET	3,350.00
D & T VENTURES LLC	464.00
DACOTAH PAPER COMPANY	414.08
DAKOTA PRINTER REPAIR LLC	58.20
DENZEL'S REGION WASTE INC	183.69
DYNAMIC IMAGING SYSTEMS INC	417.49
ECONO SALES AND SERVICE	30.74
MICHELLE ELDIEN	9.53
F-M TYPEWRITER SERVICE	120.10
FARMERS CO OP OIL ASSN	2,683.80
FARNAM'S GENUINE PARTS INC	1,837.51
FARNAM'S GENUINE PARTS INC PR	58.56
FERGUS FALLS DAILY JOURNAL	1,150.63
FERGUS POWER PUMP INC	5,280.00
FERGUS TIRE CENTER	646.01
FERRELLGAS	225.74
FORENSICS SOURCE	124.00
GODFATHERS EXTERMINATING INC	321.08
GOODIN COMPANY	112.48
GOPHER STATE ONE CALL	42.70
MYRON GRAFF	6.63
GRAINGER INC	201.12
GRAND VIEW LODGE	1,341.00
DEAN HEDSTROM	7.69
DANIELLE HENDRICKX	1,029.00
CRYSTAL HERMAN	16.38
HEWLETT PACKARD COMPANY	13,784.70
HOLLY HIEDEMAN	3,331.25
HIGH PLAINS TECHNOLOGY	61.98
SANDY HOLO	412.46
HOTSY EQUIPMENT OF MN	254.06
HSBC BUSINESS SOLUTIONS	617.26
INDEPENDENT EMERGENCY SERVICES	54.86
INNOVATIVE OFFICE SOLUTIONS	46.05
INSIGHT PUBLIC SECTOR	4,020.38
INTERSTATE ALL BATTERY CENTER	43.90
INTERSTATE INC	190.31
ITASCA CO SHERIFF DEPT	50.00

OTC Board of Commissioners' Minutes  
 June 17, 2008  
 Attachment A, Page 2

GARY JOHNSON	67.50
KELLY SERVICES INC	727.86
KRIS ENGINEERING INC	677.64
L & L SERVICE	68.47
LAKE REGION HEALTHCARE CORP	1,278.00
LAKELAND MENTAL HEALTH CENTER	2,254.50
LAKES AREA PEST CONTROL LLC	83.07
LISA LANGSTON	9.53
LARRY OTT INC TRUCK SERVICE	875.00
MARIE LEVANG	9.53
M-R SIGN COMPANY INC.	5,343.64
MAIN STREET GAS & GOODS	48.00
VIOLA MANDERUD	246.25
MANNY'S - ROCKY'S BAIT	744.93
MARCO	232.85
MARCO INC ST LOUIS	310.02
MARLIN'S SMALL ENGINE REPAIR	958.49
MCCC MI 33	4,427.17
MIDWEST PRINTING CO	133.13
MN CO ENGINEERS ASSOC	200.00
MN CO INSURANCE TRUST	6,412.68
MN OFFICE OF ENTERPRISE TECHNO	1,200.00
MN STATE AUDITOR	1,258.46
JIM MYHRE	100.81
NAPA OF PERHAM	71.90
NAPA STANDARD PARTS OF WADENA	144.54
NATURES GARDEN WORLD	76.57
NEW YORK MILLS HERALD	73.80
NORDWALL MACHINE	60.00
NORTHLAND REBUILDING	621.01
OFFICEMAX INCORPORATED	81.61
OLSON OIL CO INC	385.42
ONE CALL LOCATORS LTD	172.50
ORANGE TREE EMPLOYMENT SCREENI	30.00
OTTER TAIL CO PUBLIC HEALTH	64.00
STANLEY OVERGAARD	804.38
OVERLAND MECHANICAL SERVICES	676.60
PERHAM CO OP CREAMERY	421.91
PERHAM ENTERPRISE BULLETIN	553.36
PREMIUM WATERS INC	37.25
PRO AG FARMERS CO OP	63.74
PRODUCTIVE ALTERNATIVES INC	58.31
QUICK'S NAPA AUTO PARTS	242.17
QUILL CORPORATION	95.10
RDO TRUCK CENTERS	50.72
REVIEW ENTERPRISES INC	216.20
ALLISON RIESTENBERG	813.75
ROYAL TIRE INC	491.91
SAFELITE FULFILLMENT INC	205.24
SIGNWORKS	1,038.17
SOUTHTOWN C-STORE	498.20
SPRINT	55.71
STEINS INC	2,617.34
STEVE'S SANITATION INC	4,908.44
STREICHERS	73.45
SUPER SEPTIC INC OF PELICAN RA	77.19
LOREN THORMODSON	1,495.00
THYSSEN KRUPP ELEVATOR CORPORA	1,612.00
TOOL CRIB OF THE NORTH	167.25

TOPPS MANUFACTURING LLC	430.00
TRI TECH INC	286.61
TRI-STATE DIVING	16,796.12
TRUCK BODIES & EQUIP INTERNATI	1,706.19
SUSAN ULSCHMID	216.02
UNITED BUILDING CENTERS	9.32
UNIVERSITY OF MN	975.00
VARITECH INDUSTRIES	1,142.04
VERGAS ACE HARDWARE	54.89
VERGAS 66	206.23
VICTORY CORPS	113.77
VOSS LIGHTING	168.14
WALLWORK TRUCK CENTER	1,221.37
WASTE MANAGEMENT	44,620.51
WHITE BANNER UNIFORM SHOP	271.50
XEROX CORPORATION	139.67
ZIEGLER INC	611.62
<u>**** FINAL TOTAL.....</u>	<u>\$164,009.45 ****</u>