

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS
Otter Tail County Courthouse
Commissioners' Room, Floor 1-B
Tuesday, January 8, 2002
9:30 a.m.**

Statutory Meeting - Call to Order

Pursuant to Minnesota Statute, the Otter Tail County Board of Commissioners convened Tuesday, January 8, 2002 at 9:31 a.m. at the Otter Tail County Courthouse with Commissioners Syd Nelson, Malcolm Lee, Dennis Mosher, Roger Froemming, and Bob Block present.

Year 2002 Otter Tail County Board Chair Selected

County Board Clerk, Larry Krohn, requested nominations for the CY2002 Otter Tail County Board Chair. Motion by Froemming, second by Nelson, and unanimously carried to elect Commissioner Dennis Mosher as the Otter Tail County Board Chair for year 2002.

Year 2002 Otter Tail County Board Vice-Chair Selected

Otter Tail County Board Chairman, Dennis Mosher, assumed the Chair and requested nominations for the CY2002 Otter Tail County Board Vice-Chair. Motion by Block, second by Mosher, and unanimously carried to elect Commissioner Malcolm Lee as the Otter Tail County Board Vice-Chair for year 2002.

Approval of Agenda

Motion by Froemming, second by Nelson, and unanimously carried to approve the County Board agenda of January 8, 2002, with the following additions:

10:35 a.m. - Ditch Inspector, Randy Wasvick
10:45 a.m. - Land & Resource Director, Bill Kalar

Approval of Minutes

Motion by Lee, second by Block, and unanimously carried to approve the County Board minutes of December 27, 2001 as presented in the official minutes.

Approval to Pay Bills

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

Payment Approvals

Motion by Lee, second by Froemming, and unanimously carried to authorize payment, in the amount of \$443,854, to Minnesota Counties Insurance Trust (MCIT) for the following:

Property/Casualty Insurance Coverage	\$225,587.00
Workers Compensation Coverage	\$185,354.00
2000 Workers Compensation Payroll Audit Invoice	\$ 31,181.00
Marine/Bond Coverage/Comprehensive and Collision	\$ 1,732.00

Approval to Pay Annual Appropriations

Motion by Nelson, second by Lee, and unanimously carried to authorize payment of the following 2002 annual appropriations:

West Central MN Initiative Fund	\$15,212
West Otter Tail Fair Association	\$12,000
East Otter Tail Fair Association	\$12,000
Otter Tail Country Tourism Association	\$ 5,000
History Museum (East Otter Tail)	\$ 4,000
Rural Life Outreach	\$ 1,000
Red River Valley Dev. Assn.	\$ 500

The above appropriations are paid in full in January of each year. All other appropriations are paid monthly, with the exception of the Viking Library System, which receives 50% in July and 50% in December.

License Applications

Motion by Nelson, second by Froemming, and unanimously carried to approve the following applications for license:

Deb Klovstad Underwood Municipal Liquor Store 120 Main St. PO Box 106 Underwood, MN 56586	Tobacco
Thomas M. Lorine The Peak Supper Club 43517 Co. Hwy 328 Clitherall, MN 56524	Tobacco
Stephen G. Kunz Rocky's Resort 31370 Highway 108 Dent, MN 56528	Tobacco
Barbara Jean Kawlewski Wagon Wheel PO Box 75 Richville, MN 56576	Tobacco

2002 Printing and Publishing Bids

After previously advertising for bids for printing and publishing of the county board minutes, legal notices, delinquent tax list, and county's annual financial statement, County Auditor, Wayne Stein, proceeded to open bids as follows:

Legal Notices, Publications and Commissioners' Minutes:

Daily Journal \$10.30 per S.A.U.

Annual Financial Statement

Review Enterprises, Inc. First Publication \$10.30 per S.A.U.
Parkers Prairie Independent Second Publication \$10.30 per S.A.U.

Delinquent Tax List

Henning Advocate First Publication \$10.30 per S.A.U.
Henning Advocate Second Publication \$ 6.25 per S.A.U.

After consideration, motion was offered by Lee, seconded by Froemming, and unanimously carried to award bids for publishing and printing for the year 2002 as follows:

Legal Notices, Publications and Commissioners' Minutes:

Daily Journal \$10.30 per S.A.U.

Annual Financial Statement

Review Enterprises, Inc. First Publication \$10.30 per S.A.U.
Parkers Prairie Independent Second Publication \$10.30 per S.A.U.

Delinquent Tax List

Henning Advocate First Publication \$10.30 per S.A.U.
Henning Advocate Second Publication \$ 6.25 per S.A.U.

**Pocket Gopher Bounty Resolution (M.S. 348.12 & 348.13)
Otter Tail County Resolution No. 2002 - 01**

Commissioner Block offered the following 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 2002 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 Mosher seconded the motion, and upon being put to vote, was unanimously carried.

Adopted at Fergus Falls, MN this 8th day of January, 2002.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Dennis Mosher, County Board Chair

Attest: _____
Larry Krohn, Clerk

**Tax Forfeited Land Sale Apportionment Resolution
Otter Tail County Resolution No. 2002 - 02**

Commissioner Lee offered the following 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 Nelson seconded the motion, and upon being put to vote, was unanimously carried.

Adopted at Fergus Falls, MN this 8th day of January, 2002.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Dennis Mosher, County Board Chair

Attest: _____
Larry Krohn, Clerk

Publishing of Delinquent Tax List

Motion by Froemming, second by Lee, and unanimously carried to set the cost assessed to delinquent real estate parcels, that are published in the Delinquent Tax List, at \$26.00 per parcel.

County Board of Equalization Dates

Motion by Lee, second by Froemming, and unanimously carried to convene the County Board of Equalization on Monday, June 17, 2002, at 9:00 a.m. and to reconvene the County Board of Equalization for final action on Friday, June 28, 2002 (Minn. Stat. 274.14).

Payment Approval

Motion by Lee, second by Nelson, and unanimously carried to approve payment, in the amount of \$90.23, to the Fergus Falls Medial Group PA for services provided under the provision of Minnesota Statute 609.35.

Motion by Lee, second by Mosher, and unanimously carried to approve payment, in the amount of \$180.00, to Leitch Backhoe Service, for the removal of two beaver dams from County Drainage System NO. 21.

Red River Valley Development Association Appointment

Motion by Lee, second by Block, and carried with Froemming abstaining, to appoint Commissioner Roger Froemming to the Red River Valley Development Association Board of Directors for a three year term beginning March 1, 2002

Transfer of Property

Motion by Nelson, second by Froemming, and unanimously carried to authorize the Chair's signature to execute a Quitclaim Deed to transfer the following properties from Otter Tail County to the State of Minnesota for wildlife management:

The North Half of the Southwest Quarter (N½ SW¼) of Section Eleven (11), Township One Hundred Thirty-seven (137), Range Thirty-eight (38).

Highway Project Update

Highway Engineer, Rick West, updated Board members regarding construction and design projects completed during the summer of 2001 as well as upcoming highway projects. Discussion followed regarding projected bridge projects and corresponding funding.

Bid Award - S.A.P. 56-642-08

After previously advertising for bids for Street & Utility Improvements in the City of Parkers Prairie, Highway Engineer, Rick West, opened the following bids at 1:00 p.m. on December 19, 2001:

Randy Kramer Excavating, Inc. Watkins, MN	\$600,464.08
Central Specialties, Inc. Alexandria, MN	624,686.60
Mark E. Lee Excavating, Inc. Alexandria, MN	627,892.87
Breitbach Construction Co. Elrosa, MN	660,322.71
Hough, Inc. Detroit Lakes, MN	668,463.16
Mark Sand & Gravel Acquisition Co. Fergus Falls, MN	688,430.69
Delzer Construction, Inc. Fergus Falls, MN	694,351.39
RL Larson Excavating, Inc. St. Cloud, MN	698,072.00
Gladen Construction, Inc. Laporte, MN	707,199.15
Selling Brothers, Inc. Hawley, MN	756,529.50

Motion by Froemming, second by Nelson, and unanimously carried to award S.A.P. 56-642-08 to the low bidder, Randy Kramer Excavating, Inc., at the bid price of \$600,464.08.

Retainage Reduction

Motion by Lee, second by Nelson, and unanimously carried to authorize retainage reduction from 5% to 1% for Mark Sand & Gravel Acquisition Company for the following highway projects: S.P. 56-604-09, S.P. 56-643-05, and S.P. 56 -571-04.

Approval to Purchase Vehicles Approval for Additional Personnel

Chief Deputy, Mark Morris, introduced discussion regarding purchase of county vehicles. Lengthy discussion took place. By general consensus, the County Board agreed that because each department is so diverse in their needs, each department would be responsible for their vehicle purchasing; however, all vehicle requests must be compiled by February 15, 2002, for CY2002. Mr. Morris requested purchase of eight vehicles for the Sheriff's Department as follows: three full size Ford police cars purchased via the state contract, three full size Dodge police cars purchased from Nelson/Ford via the state contract, and two Dodge Intrepid administrative government cars. Motion by Nelson, second by Lee, and unanimously carried to authorize the purchase of eight vehicles for the Sheriff's Department as previously described for a total cost of \$162,942.04. The vehicle expenditure is to be paid from the Capital Improvement Fund.

Mr. Morris provided a handout comparing population served and number of patrol officers for surrounding counties as well as budget information. Based on the data provided, Sheriff Gary Nelson, requested an additional officer to be hired in January of 2002 and consider another full time officer to be hired in July of 2002. Motion by Froemming, second by Block, and unanimously carried to approve hiring, through the Coordinator's office, a full time, licensed deputy sheriff in January of 2002 and request that the open position for July, 2002, be reconsidered at that time.

Haulers' License Applications

Motion by Lee, second by Froemming, and unanimously carried to approve the following Solid Waste Haulers' Applications:

Ballard Sanitation
30 2nd Ave. N.W.
Pelican Rapids, MN 56572

C & J's Lake Service
Rt. 2 box 199
Pelican Rapids, MN 56572

City Dray Sanitation
16407 USHY 71
Wadena, MN 56482

City of Fergus Falls
City Hall
Fergus Falls, MN 56537

Fuch Sanitation
209 Lund Ave.
Glyndon, MN 56547

Ken's Garbage Service
104 North Oak St.
Clitherall, MN 56524

Meyers Garbage Service
51047 Co. Hwy 8
Perham, MN 56573

City of Perham
PO Box 130
Perham, MN 56573

Minn-Kota Recycling
Hwy. 59 North
Detroit Lakes, MN 56501

Waste Management Inc.
811 8th St. S.E.
Detroit Lakes, MN 56501

Denzel's Region Waste
27766 Josten Lake Rd
Dalton, MN 56324

Jon & Son's Disposal
Box 1475
Detroit Lakes, MN 56501

Severence Enterprises
Rt. 2, Box 109
Herman, MN 56248

Steve's Sanitation
240 6th Ave. NE
Perham, MN 56573

Toutges Sanitation
49601 Branborg Creek Road
Henning, MN 56551

The Peltz Group, Inc.
4600 N. Port Washington Rd.
Milwaukee, WI 53212

Household Hazardous Waste Program

Motion by Nelson, second by Lee, and unanimously carried to authorize the Chair's signature to execute a contract between the County of Otter Tail and the Minnesota Pollution Control Agency (MPCA) for the period of January 1, 2002 through December 31, 2002 for the operation of the HHW Program.

Motion by Lee, second by Froemming, and unanimously carried to authorize the Chair's signature to execute the Household Hazardous Waste Program Funding Agreement between the County of Otter Tail and the State of Minnesota PCA for the period of January 1, 2002 through December 31, 2006, that reimburses the county for the cost of operating the HHW program.

County Ditch No. 70

Ditch Inspector, Randy Wasvick, on behalf of Paul Moe, requested permission to clean out and tile if necessary, an area in Ditch No. 70 on Mr. Moe's property. By general consensus, the County Board agreed to authorize Mr. Paul Moe to proceed with a clean out and necessary tile work on his property in Ditch No. 70 in St. Olaf Township with all expenses to be paid by the property owner (Paul Moe).

Lake Information

Land & Resource Director, Bill Kalar, opened discussion regarding lakes in Otter Tail County that are less than 50 acres in size and classified as General Development (GD) lakes. Data was provided showing that the county has 138 GD classified lakes that are 50 acres or less in size. Lengthy discussion followed.

Recess & Reconvene

At 11:16 a.m., Chair Mosher declared the meeting of the Otter Tail County Board of Commissioners recessed for a short break. The meeting was reconvened at 11:24 a.m.

Nitrate & Arsenic Probability Mapping

MN Department of Health Hydrologists, Sheila Grow and Rich Soule, presented nitrate and arsenic probability maps for Otter Tail County to assist with state and local water quality planning efforts. Well information is from licensed well drillers with a significant number of wells having been field located. Mr. Soule indicated that there are 65 public water supplies in the State of Minnesota that are over 10 parts per billion for arsenic. Lengthy discussion followed regarding funding for municipalities for water systems, affects of irrigation relative to nitrates, and use of the data for land use and regulation.

Collections Assistant

Motion by Lee, second by Froemming, and unanimously carried to authorize the County Attorney to proceed with the hiring of a Collections Assistant, through the Coordinator's Office, at a compensation grade 9 as determined by Maximus.

County Board & Human Services Meeting Dates Set for Year 2002

By general consensus, commissioners agreed to the following Otter Tail County Human Services and County Board meeting dates for the year 2002:

	Full Day County Board <u>9:30 a.m.</u>	Human Services Board Followed by County Board <u>9:30 a.m.</u>
January	8 & 22	15 & 29
February	5 & 19	12 & 26
March	5 & 19	12* & 26
April	2 & 16	9 & 23
May	7 & 21	14 & 28
June	4 & 18	11 & 25
July	9** 23	16 & 30
August	6 & 20	13 & 27
September	3 & 17	10 & 24
October	1 & 15	8 & 22
November	5 & 19	12 & 26
December	10*** 24****	17 & 31

Generally, Commissioners will meet on the first four Tuesdays of each month; however, there are several exceptions as indicated:

*On Tuesday, March *12, 2002 Human Services Board will meet at 9:30 a.m. and County Board will meet at 10:30 a.m. to allow commissioners the opportunity to attend the annual township meetings.

**No meeting Tuesday, July 2nd because of July 4th week. The County Board will meet the remaining four Tuesdays in July as indicated above.

***No meeting December 3rd because of the Annual AMC Conference. The County Board will meet the remaining four Tuesdays in December with only a half-day meeting on December 24, 2002.

Adjournment

At noon, Chair Mosher declared the meeting of the Otter Tail County Board of Commissioners adjourned until Tuesday, January 15, 2002.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
 Dennis Mosher, County Board Chair

Attest: _____
 Larry Krohn, Clerk