

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS
Government Services Center, Commissioners' Room
500 Fir Avenue W., Fergus Falls, MN
Tuesday, April 11, 2006
9:30 a.m.**

Call to Order

The Otter Tail County Human Services Board convened Tuesday, April 11, 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 April 11, 2006, with the following changes:

Cancel – Area Agency on Aging Program Update
Add: Veterans Service Director, Jourdan Sullivan
Authorization of 2006 Assurances and Agreements
West Central Regional Juvenile Center Discussion

Approval of Minutes

Motion by Block, second by Froemming, and unanimously carried to approve the Human Services Board minutes of March 28, 2006, as mailed.

Veterans Service Staff Replacement

Motion by Mosher, second by Lee, and unanimously carried to authorize Veterans Service Director, Jourdan Sullivan, to hire a replacement for a Veterans Service Officer Position due to a resignation.

Approval to Hire New Position

Court Services Director, Chuck Kitzman, requested approval to hire a half-time Assistant Probation Officer. This new position would be responsible for ensuring that mandated pre-trial bail evaluations on adult defendants are completed. Other responsibilities would include supervision and drug testing of adult pre-trial supervision cases. Motion by Lee, second by Mosher, and unanimously carried to authorize the Court Services Director to hire a half-time Assistant Probation Officer, at a Grade 14, as recommended by the Government Management Group.

**West Central Regional Juvenile Center
Advisory Board Meeting**

Mr. Kitzman reported that he and Commissioner Nelson attended an Advisory Board Meeting on April 6, 2006, at the Clay County Detention Center, and provided several handouts. Per Diem for CY 2006 is \$170.00 for member counties. Otter Tail County's usage of the program was way down in CY2005. Shelter Care is doing well. Secure Detention is having some financial problems.

**Local Public Health Act Funding
2006 Assurances and Agreements**

Motion by Nelson, second by Block, and unanimously carried, to authorize the Chair's signature on the 2006 Assurances and Agreements, which would give the ability to obtain funding from the Local Public Health Grant, Federal Maternal Child Health Grant, and Federal Temporary Assistance for Needy Families Grant, in the amount of \$335,000.

Request for Approval of Contract with MPAAT

Motion by Lee, second by Block, and unanimously carried to authorize the Public Health Director's signature on the contract for the Minnesota Partnership for Action Against Tobacco (MPAAT), a Minnesota nonprofit corporation, and Otter Tail County Public Health Department. Grant funding will be used for staff time and informational materials regarding the Second Hand Smoke Ordinance. The grant is in the amount of \$71,503.00.

Informational Meeting Update

Ms. Thorson gave an update on the informational meetings regarding the Smoke Free Ordinance. The turnout was good in both the New York Mills and Fergus Falls locations. There were strong positions and feelings both for and against the Smoking Ordinance. Discussion was held regarding the health impact on workers and patrons vs. the impact on businesses primarily bars and charitable gambling. The Advisory Committee will meet on April 13, 2006, and decide what direction to go with the Smoke Free Ordinance.

Child Protection Annual Report

Human Services Supervisor, Brad Vold, introduced his Child Protection staff. Mr. Vold reported that the largest allegation regarding Child Protection is neglect. Chemical Dependency is rampant with families that the Child Protection Teams work with. In 2005 there were a total of 118 cases; 24 were Meth related and 23 were Corrections cases. Human Services Director, John Dinsmore, stated that there could be Federal funding changes, called Child Welfare Targeted Case Management, which could reduce funding by \$250,000, for Otter Tail County alone.

Mental Health Initiative

Human Services Supervisor, Jodi Wentland, reported on the Mental Health Initiative. Otter Tail County is part of this four-county initiative. Other counties involved are Becker, Clay and Wilkin Counties. Through this Initiative, Otter Tail County receives state grants that come directly for the four county planning. In addition, State staff are assigned to the Initiative so there is state staff providing mental health services in each of the four counties. The goal is to provide community-based mental health services to help reduce the length of time in hospitals. The Initiative started in 1995 and has experienced some success. Otter Tail County is the fiscal host agency that enters into the contractual agreements. Another goal is to increase housing for persons with mental illness, by matching a person's needs of supervision to the type of housing recovery supports.

Governor's Mental Health Proposal

Mr. Dinsmore summarized the Governor's Mental Health Proposal, which will redirect \$59 million in government investments. The proposal would reform the financing and delivery of publicly funded mental health care services for children and adults to improve access, quality, care coordination and encourage identification and intervention.

Fiscal Quarterly Report

Human Services Director, John Dinsmore, provided a copy of the Fiscal Quarterly Report, and reported that expenses are as budgeted for the quarter, but revenue for the quarter is down.

**Otter Tail County
Detox Sliding Fee Schedule**

Motion by Nelson, second by Lee, and unanimously carried to approve the updated Detox Sliding Fee Schedule as presented by the Human Services Director.

Bills & Claims

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

Adjournment

At 10:52 a.m., Chairman Froemming declared the meeting of the Otter Tail County Human Services Board adjourned until 9:30 a.m. on Tuesday, April 25, 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, April 11, 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 Block, and unanimously carried to approve the County Board agenda of April 11, 2006, as mailed.

Approval of Minutes

Motion by Block, second by Nelson, and unanimously carried to approve the County Board minutes of April 4, 2006, with the following correction:

Under the heading - Physical Plant Operations Staffing

Motion by Lee, second by Mosher, and unanimously carried to authorize the Physical Plant Manager to proceed with the hiring process for a permanent, 32-hour per week, housekeeping position.

The hours should be 30 hours per week, not 32 hours per week.

Approval to Pay Bills

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

Request to Replace Vacant Positions

Motion by Mosher, second by Lee, and unanimously carried to authorize the Assessor to hire and replace the Secretary Assessment Tech II position and an Appraiser position.

Years of Service

Commissioner Mosher reported that he had attended the West Otter Tail SWCD meeting. Norm Fjestad had received a plaque for his 24 years of service for serving as Otter Tail County's representative on the WesMN RC&D. Commissioner Mosher requested that Otter Tail County acknowledge Mr. Fjestad as well. County Coordinator, Larry Krohn, will have a plaque ordered that will be presented to Mr. Fjestad at a later County Board meeting.

Jail Expansion

Motion by Block, second by Mosher, and unanimously carried to retain Attorney, Kent Mattson, to contact property owners near the current jail regarding the possibility of purchasing property and expanding the Detention Center.

Ditch No. 38

Ditch Inspector, Randy Wasvick, reported on a request by property owner, Bob Sonnenberg. Mr. Sonnenberg would like to add a Control Structure in Ditch No. 38, which is on his property, to raise the wetland. If the control structure was kept at 1412.5 or 30" above the invert of the culvert under Highway 67 the high water would not cause difficulty to other property owners. County Attorney, David Hauser, stated that according to statute 103.227, Mr. Sonnenberg would need to petition to do this and a Water Use Permit and a bond would be required. A Public Hearing would also need to be held. Mr. Wasvick will contact the property owner with this procedure.

Ditch No. 43

Mr. Wasvick had received a request from Dwight Hittermeister to replace a culvert in Ditch No. 43 which is in Dane Prairie Township that is located on his property. The culvert is plugged and backing up water. Motion by Mosher, second by Nelson, and unanimously carried to authorize Property Owner, Dwight Hittermeister to replace a culvert in Ditch No. 43 located on his property. Mr. Wasvick will follow up with Terry Lecher to establish an ordinary high level.

Ditch No. 63

Ditch No. 63 is located in Elizabeth and Oscar Township. The valuation of the Ditch System is \$64,000. Cost to repair one mile of the system would be approximately \$63,000.00 for just one mile. To repair the entire Ditch System would be \$570,000.00. The ditch system could be abandoned but property owners still want the ditch system. Mr. Wasvick requested approval to hire three Ditch Viewers for a day to re-determine activity on the ditch system. Motion by Lee, second by Block, and unanimously carried to authorize the Ditch Inspector to hire three Ditch Viewers to review the benefits of a few parcels in the Ditch No. 63 System, which was redetermined in 1997. After this review, the Ditch Inspector will return to the County Board with a recommendation.

Recess & Reconvene

At 12:00 p.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners recessed for lunch break. The meeting was reconvened at 1:00 p.m.

Fergus Falls Transfer Station Discussion

Solid Waste Director, Mike Hanan, reported that the Environmental Assessment Worksheet has been submitted to the MPCA. A Findings of Fact will need to be completed.

Mr. Hanan requested approval to have a flyer printed and sent out in the newspaper with the intention of answering some of the questions that exist and to clear up some of the misconceptions that may also exist regarding the transfer station. Discussion followed. Commissioners gave approval for informational flyers to be sent out in local newspapers.

**Joint Resolution Between
Otter Tail County and the City of Pelican Rapids
Otter Tail County Resolution No. 2006 – 29**

Pelican Rapids River Park and Restoration
2010 Transportation Enhancement Project

Upon a motion by Lee, seconded by Nelson, and unanimously carried, the Otter Tail County Board of Commissioners adopts the following resolution:

WHEREAS, the City of Pelican Rapids was successful in receiving an Enhancement Grant thru the West Central Transportation Partnership for the Pelican Rapids River Park and Restoration project and,

WHEREAS, Otter Tail County acted as the sponsor for this grant as a requirement of the grant application and,

WHEREAS, Otter Tail County by acting as the sponsor of the grant is responsible for the local share funding and the future maintenance costs of this project located in the City of Pelican Rapids.

NOW THEREFORE BE IT RESOLVED by the City of Pelican Rapids and Otter Tail County that all local share project costs and all future maintenance costs associated with this project are the sole responsibility of the City of Pelican Rapids.

Adopted this 11th day of April 2006.

Dated: _____

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____

Roger Froemming, Board of Commissioners Chair

Attest: _____

Larry Krohn, Clerk

**Resolution Designating County State Aid Highway Location
County State Aid Highway No. 82
Otter Tail County Resolution No. 2006 - 30**

Upon a motion by Mosher, seconded by Block, and unanimously carried to adopt the following resolution:

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. 82 under Project No. S.P. 56-682-07 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. 82 in Sections 4, 5, 6, 9 and 10 in Township 131 North, Range 42 West and Sections 31 and 32 in Township 132 North, Range 42 West, of the 5th Principal Meridian as shown on the five sheets of OTTER TAIL COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 16.

Adopted at Fergus Falls, Minnesota, this 11th day of April, 2006.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

High Water Discussion

Highway Engineer, Rick West, introduced discussion on the North Turtle and South Turtle Lakes situation as it relates to County Highway 122 (Whiskey Road). There is an abandoned railroad grade with a culvert which is restricted somewhat and flowing full. There is also a culvert under County Highway 122. Water level on both lakes is very high. Mr. West had met with Terry Lejcher, Area Hydrologist with the DNR. Mr. Lejcher suggested that since the culvert under County Highway 122 was the control structure, it should be restricted to half its capacity. South Turtle Lake Association has been given permission to pump into wetlands that the U.S. Fish & Wildlife Service has an easement on from now until the end of April. Commissioner Mosher suggested that maybe the County could help with the cost of pumping of South Turtle Lake. Commissioner Mosher suggested that a letter be sent to the U.S. Fish & Wildlife Service to allow a longer period of time to pump into the wetland. Mr. West will draft a letter.

County State Aid Highway No. 67 RIGHT of Way Acquisition Project No. S.A.P. 56-667-30 Parcel 11, Parcel 12, Parcel 13, and Parcel 17 on Otter Tail County Right of Way Plat No. 15 Otter Tail County Resolution No. 2006 - 31

Upon a motion by Nelson, seconded by Block, and unanimously carried, the Otter Tail County Board of Commissioners adopts the following resolution:

WHEREAS, Otter Tail County proposes to reconstruct and improve County State Aid Highway No. 67, located on CSAH 67 from 1,750 Feet North of CSAH 84 to 700 Feet North of CSAH 58, New York Mills, MN located in Sections 4, 5 and 8 of T135N-R37W, and Sections 28, 29, 32 and 33 of T136N-R37W; and

WHEREAS, this portion of CSAH 67 was last graded in 1948 and surfaced with asphalt in 1953, and

WHEREAS, the reason for the construction of this segment of County State Aid Highway No. 67 is due to the existing highway's poor condition, narrow shoulders, and the need for the realignment of two 45 mph curves on the Newton-Homestead town line; and

WHEREAS, this improvement is necessary to provide for the safety of the traveling public; and

WHEREAS, Otter Tail County has a right to acquire the right of way after an award of damages has been filed with the County Auditor in accordance with Minnesota Statute, Section 163.12; and

WHEREAS, all necessary additional highway right of way has been acquired for the reconstruction except the following described parcels owned by Irene Heslien, Robert Nurmi and Kenneth Nurmi, all of New York Mills, MN:

PARCEL 11 owned by Irene Heslien

That part of the Northeast Quarter of the Northeast Quarter of Section 8, Township 135 North, Range 37 West, shown as PARCEL 11 on the OTTER TAIL COUNTY RIGHT OF WAY PLAT NO. 15, County State Aid Highway No. 67, as the same is on file and of record in the Office of the County Recorder in and for Otter Tail County.

Excepting therefrom right of way of existing highways.

(Containing 0.01 acre, more or less.)

Due to the reconstruction and realignment of County State Aid Highway No. 67 under Project No. S.P. 56-667-30, said PARCEL 11 is to be retained for CSAH No. 67 right-of-way as shown on Sheets 1 and 3 of 3 Sheets of CSAH No. 67 R/W Plat No. 15.

Containing 0.27 acres, more or less (0.26 acres of existing R/W easement and 0.01 acres of additional R/W being acquired as Highway Easement).

Also a Temporary Construction Easement which will cease on or before December 31, 2007, adjacent to the above described PARCEL 11 and shown as C.E. PARCEL 11 on Sheet No. 23 of 61 Sheets of the Construction Plan for S.A.P. 56-667-30.

Containing 0.04 acres, more or less.

AND

PARCEL 12 owned by Robert Nurmi (Purchaser) and Kenneth Nurmi (Seller)

Those parts of the Southeast Quarter of the Southeast Quarter of Section 5, Township 135 North, Range 37 West, shown as PARCEL 12 on the OTTER TAIL COUNTY RIGHT OF WAY PLAT NO. 15, County State Aid Highway No. 67, as the same is on file and of record in the Office of the County Recorder in and for Otter Tail County.

Excepting therefrom right of way of existing highways.

(Containing 0.11 acre, more or less.)

Due to the reconstruction and realignment of County State Aid Highway No. 67 under Project No. S.P. 56-667-30, said PARCEL 12 is to be retained for CSAH No. 67 right-of-way as shown on Sheet 1 of 3 Sheets of CSAH No. 67 R/W Plat No. 15.

Containing 1.78 acres, more or less (1.67 acres of existing R/W easement and 0.11 acres of additional R/W being acquired as Highway Easement).

Also a Temporary Construction Easement which will cease on or before December 31, 2007, adjacent to the above described PARCEL 12 and shown as C.E. PARCEL 12 on Sheet Nos. 23 and 24 of 61 Sheets of the Construction Plan for S.A.P. 56-667-30.

Containing 0.25 acres, more or less.

AND

PARCEL 13 owned by Irene Heslien

That part of the West Half of the Southeast Quarter of Section 5, Township 135 North, Range 37 West, shown as PARCEL 13 on the OTTER TAIL COUNTY RIGHT OF WAY PLAT NO. 15, County State Aid Highway No. 67, as the same is on file and of record in the Office of the County Recorder in and for Otter Tail County.

Excepting therefrom right of way of existing highways.

(Containing 0.61 acre, more or less.)

Due to the reconstruction and realignment of County State Aid Highway No. 67 under Project No. S.P. 56-667-30, said PARCEL 13 is to be retained for CSAH No. 67 right-of-way as shown on Sheet 1 of 3 Sheets of CSAH No. 67 R/W Plat No. 15.

Containing 2.39 acres, more or less (1.82 acres of existing R/W easement, 0.04 acres of existing R/W easement to be released and 0.61 acres of additional R/W being acquired as Highway Easement).

Also a Temporary Construction Easement which will cease on or before December 31, 2007, adjacent to the above described PARCEL 13 and shown as C.E. PARCEL 13 on Sheet Nos. 23 and 24 of 61 Sheets of the Construction Plan for S.A.P. 56-667-30.

Containing 0.70 acres, more or less.

AND

PARCEL 17 owned by Kenneth Nurmi

That part of the West Half of the Northwest Quarter of Section 4, Township 135 North, Range 37 West, shown as PARCEL 17 on the OTTER TAIL COUNTY RIGHT OF WAY

PLAT NO. 15, County State Aid Highway No. 67, as the same is on file and of record in the Office of the County Recorder in and for Otter Tail County.

Excepting therefrom right of way of existing highways.

(Containing 0.44 acres, more or less.)

Due to the reconstruction and realignment of County State Aid Highway No. 67 under Project No. S.P. 56-667-30, said PARCEL 17 is to be retained for CSAH No. 67 right-of-way as shown on Sheets 1 and 2 of 3 Sheets of CSAH No. 67 R/W Plat No. 15.

Containing 2.54 acres, more or less (2.30 acres of existing R/W easement, 0.20 acres of existing R/W easement to be released and 0.44 acres of additional R/W being acquired as Highway Easement).

Also a Temporary Construction Easement which will cease on or before December 31, 2007, adjacent to the above described PARCEL 17 and shown as C.E. PARCEL 17 on Sheet Nos. 24 and 25 of 61 Sheets of the Construction Plan for S.A.P. 56-667-30.

Containing 0.53 acres, more or less.

NOW, THEREFORE, BE IT RESOLVED that the Otter Tail County Board of Commissioners hereby authorizes the acquisition of the requested right-of-way as described above pursuant to Minnesota Statute, Section 163.12, and to take title and possession of that land after an award of damages has been filed with the County Auditor in accordance with Minnesota Statute, Section 163.12.

Adopted this 11th day of April, 2006.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

Approval of Seasonal Help

Motion by Lee, second by Mosher, and unanimously carried to authorize the Highway Engineer to advertise and hire, through the County Coordinator's Office, temporary clerical help from May 1, 2006, through the end of August 2006.

**Request for Approval – Red River Valley Water Supply Project Resolution
Otter Tail County Resolution No. 2006 - 32**

Upon the motion of Lee, seconded by Nelson, and unanimously carried, the County Board of Commissioners adopts the following resolution:

WHEREAS, the United States Department of the Interior, Bureau of Reclamation, and the State of North Dakota propose to develop and deliver a bulk water supply to meet the long-

term water needs of the Red River Valley in North Dakota, which is known as the Red River Valley Water Supply Project; and

WHEREAS, a Draft Environmental Impact Statement has been prepared to evaluate alternatives to meet the long-term water supply needs of the Red River Valley in North Dakota and three cities in Minnesota; and

WHEREAS, one of the options would be to draw water from aquifers that sit in Otter Tail County known as the Pelican River Sands Aquifer and the Otter Tail Outwash Aquifer. An estimated 129 wells would be drilled in the aquifers, and the water would be piped west to the Red River Valley. The two aquifers cover 696 square miles, and the wells and pipe system would cover a large portion of Otter Tail County and would affect the communities of Vergas, Perham, Dent, Ottertail, Battle Lake, Pelican Rapids and many rural areas within the County; and

WHEREAS, in reviewing the Draft EIS, many of the assumptions related to the impact on water quantity are based upon average data for the period 1931 to 2001. In measuring the impact of the drought with the magnitude of the 1930's, the surface water quantity data for the Red River and Sheyenne is noted. No similar data regarding the impact of drought conditions on the proposed ground water supplies in Otter Tail County are included in the report; and

WHEREAS, this is a serious oversight as the affect of the additional pressure on ground water resources in the area during a severe drought are not well documented. Soil conditions in Otter Tail County consist primarily of course to fine textured loams and sands. The soils have low water holding capacity. The soil types and textures directly affect the movement and rate of water percolation; and

WHEREAS, almost all agricultural, residential and industrial water uses in the County are from ground water sources. Surface water is primarily used for recreational purposes and ground water recharge. There is considerable ground and surface water interaction in the area; and

WHEREAS, accounts from local residents indicate that many of the lakes and other surface waters in the area were dry or suffered significant reductions of 20 to 30 or more feet below their normal high water marks for a sustained period of years during the drought of the 1930's. Given the soils conditions and interaction between ground water and surface water, one could reasonably expect similar drops to occur in ground water in the surrounding area; and

WHEREAS, data collected during the preparation and implementation of the City of Perham's Wellhead Protection Plan indicated that there are high nitrate concentrations in the upper portions of the aquifer in the Perham area, that pumping of high capacity wells changes the normal flow of ground water significantly increasing the vertical exchange of water in the aquifer and the nitrates and other pollutants currently confined in the upper reaches of the aquifer could mix with the clean water deeper in the aquifer; and

WHEREAS, the drilling of 100 or more water wells will multiply these impacts throughout a significant portion of Otter Tail County; and

WHEREAS, Otter Tail County's recreational resources of over 1,000 lakes, several state parks and numerous state and national wildlife management and waterfowl production areas would be seriously impacted by a drought of the magnitude of the 1930's. It is highly unlikely the any drought would be confined to the Red River Valley and would likely have impact throughout the Red River Basin. Lowering the ground water levels would further magnify the impact on a wide variety of local and migratory wildlife populations that would already be under stress; and

WHEREAS, the Draft EIS does not address the long-term impact from the operational requirements of using ground water located some 60 miles away and what effects it would have on the supply area. Wells in the well field will need to be operated on a regular basis in order to make sure that they will work properly when needed. The water pumped from the aquifers during non-drought conditions will likely become part of the "base supply" for those areas to be served by the Red River Valley Water Supply Project. This will further encourage water consumption and enlarge the water supply deficit in the future; and

WHEREAS, the EIS does not address the impacts of having a user-controlled system being in place to determine when the system should be placed in full operation. With user-controlled systems in place and the impacts difficult to measure and see, the Otter Tail County supply alternative presents a greater chance for adverse impacts when compared with the more definable and measureable impacts associated with the preferred alternative; and

WHEREAS, based upon the information presented in the Draft Environmental Impact Statement, it appears import of water from the Garrison Diversion Unit import to the Sheyenne River alternative is the most effective alternative. An extensive investment has already been made in some of the facilities needed to implement this alternative. The proposed biota treatment facility would reduce the probability that exotic species would be transported from the Missouri River Basin to the Red River Basin; and

WHEREAS, the Draft EIS provides satisfactory answers regarding the potential impact on Otter Tail County's wetlands, grasslands, woodlands, riparian areas and wildlife and aquatic communities; and

WHEREAS, there is great concern for the agricultural industry which rely on the ground water for irrigation and livestock and would be under stress in drought conditions.

NOW, THEREFORE, BE IT RESOLVED, that the Otter Tail County Board of Commissioners hereby opposes the use of ground water resources in the Otter Tail Outwash and Pelican River Sands Aquifers as a source of water for the Red River Valley Water Supply Project.

BE IT FURTHER RESOLVED that the Otter Tail County Board of Commissioners questions the adequacy of the Environmental Impact Statement upon the foregoing grounds and specifically lack of information how the project would affect the County in drought conditions.

Adopted this 11th day of April, 2006.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

Chair Froemming absent. Vice-Chair Mosher presided over the remainder of the meeting.

Compliance Fund Expenditure Request

County Recorder, Wendy Metcalf, reported that from July 2005 through April 5, 2006, \$161,447.00 has been collected in the Compliance Fund and \$146,760.00 has been collected in the Technology Fund. Ms. Metcalf requested approval to lease a scanner that would have the capability to scan full size plats. The cost over a 4-year period would be \$16,799.52. Motion by Lee, second by Nelson, and unanimously carried to authorize the County Recorder to lease a scanner over a four-year period in the amount of \$16,799.52, which would be taken from the Technology Fund.

Gravel Tax Decision

County Auditor, Wayne Stein, opened discussion regarding imposing a gravel tax in Otter Tail County. Motion by Mosher, second by Lee, not to impose a gravel tax in Otter Tail County. Commissioner Mosher asked for a roll call vote:

	Aye	Nay
Commissioner Mosher	X	
Commissioner Block	X	
Commissioner Nelson	X	
Commissioner Lee	X	
Commissioner Froemming	absent	

Request to Approve Applications for Licenses

Motion by Lee, second by Nelson, and unanimously carried to approve the following applications for licenses:

Erhard Village Store, LLC Erhard, MN 56534	Tobacco
Tom's Amoco Henning, MN 56551	Tobacco
Zorbaz of Pelican Lake, Inc. Pelican Rapids, MN 56572	Seasonal Liquor & Sunday Liquor

LG220 Application for Exempt Permit

Motion by Nelson, second by Lee, and unanimously carried, to approve with no waiting period the LG220 Application for Exempt Permit as submitted by the Minnesota Finnish American Historical Society, Chapter 13, for an event scheduled for August 27, 2006, at the Finn Creek Open Air Museum.

Approval of Payment

Motion by Lee, second by Block, and unanimously carried, to approve payment to Lake Region Healthcare in the amount of \$135.00 for costs incurred under the provision of Minnesota Statutes 609.35.

Calendar Year 2006 Budget Modifications

Motion by Block, second by Nelson, and unanimously carried, to approve the following Calendar Year 2006 Budget Modifications:

Increase Line Item 01-800-6950 from \$0 to \$59,878

To reflect that portion of the Natural Resources Block Grant and Local Match transferred to the Soil and Water Conservation Districts

Classification of Tax Forfeited Land and Request for DNR Approval

Otter Tail County Resolution No. 2006-33

Upon a motion by Mosher, second by Nelson, and unanimously carried, the Otter Tail County Board of Commissioners adopts the following resolution:

WHEREAS, The County Board of Commissioners of the County of Otter Tail, State of Minnesota, desires to offer for private sale the following described parcels of land that have forfeited to the State of Minnesota for non-payment of taxes:

Parcel 80-000-32-0027-000

Section 32, Township 133, Range 41

South 25' of Sub Lot A of Government Lot 8 Lying N of & Parallel with Northern Pacific Railroad

Tax Forfeited 09/24/1997

WHEREAS, said parcels of land have been considered and viewed by the County Board of Commissioners and has been classified as non-conservation lands as provided for in Minnesota Statutes 282.01 and

WHEREAS, based on certification from the City of Underwood the highest and best use of the above described property can only be achieved by adding it to an adjoining parcel thereby increasing the usability and value of one of the adjoining properties, and

NOW, THEREFORE, BE IT RESOLVED, That the Otter Tail County Board of Commissioners hereby certifies that the above referenced parcels of land have been considered, visually viewed on a map and complies with the provisions of Minnesota Statutes 85.012, 92.461, 282.01 Subd. 8 and 282.018 and other statutes that require the withholding of tax-forfeited lands from sale.

BE FURTHER RESOLVED That the Otter Tail County Board of Commissioners hereby request approval from the Minnesota Department of Natural Resources for the private sale to adjacent landowners of the above described property.

Adopted this 11th day of April, 2006

Dated: _____

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____

Roger Froemming, Board of Commissioners Chair

Attest: _____

Larry Krohn, Clerk

Recess & Reconvene

At 2:15 p.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners recessed for a short break. The meeting was reconvened at 2:20 p.m.

Commissioner Lee absent.

Shoreland Rules Revision Committee Discussion

Land & Resource Director, Bill Kalar, had handed out a draft copy dated 2-24-06 of the Proposed Changes to the Shoreland Management Ordinance last week. These were the items that the County Board had previously identified as needing to have language drawn up and brought back to the 45-person committee for discussion and comment.

A majority of the committee felt that Buffer Strips should be looked at and be included in any Ordinance Revision. It was suggested that Commissioners look at the new DNR rules, which is a reference to the Alternative Standards. Buffer Strips are identified and addressed in these rules. If Commissioners are interested, the DNR could put on a presentation of the Alternative Standards.

Mr. Kalar stated that a condensed outline with just topics had been presented at a previous County Board Meeting. Issues that were raised but the County Board was not interested in including in the revised ordinance at that time included: buffer strips, conservation plats, aquatic vegetation, procedures for applications, docks, surface water controls, roads, and updating sewage systems at time of sale. Some of these items the County Board should reconsider.

Items that the 45-member Committee felt the County Board should consider:

- Land Use Districts – Mr. Kalar stated that this had been addressed in a resolution that was passed a couple months ago
- Multiple Classification of Lakes – Mr. Kalar felt this did not need to be in the ordinance because there is a procedure through the DNR to address this.

Mr. Kalar stated that whatever changes are made in the Shoreland Ordinance has to be approved by the DNR and be in compliance with statewide rules. Mr. Kalar also suggested that these changes should not be made during the construction season as this could cause some confusion in writing and inspecting permits.

Commissioner Mosher suggested a special meeting be scheduled to go through the Minnesota Alternative Shoreland Management Standards dated December 12, 2005.

Mr. Kalar provided a handout from Becker County regarding an Environmental Review Panel. The Panel consists of the Land & Resource Director, members from the SWCD, DNR, MPCA, Planning Commission, and Watershed Districts. The Panel reviews projects prior to a survey being completed. Commissioners discussed the possibility of Otter Tail County implementing an Environmental Review Panel.

Mr. Kalar stated that if the Shoreland Ordinance is effective, then the need for Environmental Assessment Worksheets and Environmental Impact Statements would be limited, since the Ordinance would address most of the issues.

Henning Snow Cruisers
Otter Tail County Resolution No. 2006 – 34

Commissioner Nelson offered the following and moved its adoption:

WHEREAS, Otter Tail County has sponsored Grant-In-Aid Systems in the past; and

WHEREAS, acceptance of the Grant-In-Aid Systems proposed extensions are subject to the review and approval of the County Attorney.

THEREFORE, BE IT RESOLVED that Otter Tail County shall continue to sponsor Grant-In-Aid Trail Systems as they exist for the Henning Snow Cruisers and proposed extensions of Grant-In-Aid Trails with the aforementioned condition.

Commissioner Block seconded the resolution and, upon being put to vote, was unanimously adopted.

Adopted this 11th day of April, 2006.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

Adjournment

At 3:28 p.m. Vice-Chairman Mosher declared the meeting of the Otter Tail County Board of Commissioners adjourned until Tuesday, April 18, 2006.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

CB/ab

4/11/2006
11:59:41

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

WARRANTS APPROVED ON 4/11/2006 FOR PAYMENT 4/11/2006

VENDOR NAME	AMOUNT
A-1 LOCK AND KEY	4.26
A-1 TROPHY	29.29
A'VIANDS LLC	6,875.47
ALL SEASONS HEATING & AIR COND	150.00
AMERICAN BALER CO	247.75
AMERICAN INSTITUTIONAL SUPPLY	126.28
RICHARD ANDERSON	8.86
RYAN ANDERSON	497.07
SCOTT ARNDT	1,300.00
ARVIG COMMUNICATION SYSTEMS	200.00
GARY BACH	10,000.00
BALLARD SANITATION INC	586.00
BATTLE LAKE AUTO PARTS	145.11
BCA ST OF MN	380.00
BCA TRAINING & DEVELOPMENT	240.00
BEARINGS AND MORE OF WADENA LL	124.63
BEN FRANKLIN	4.24
BEN HOLZER UNLIMITED	8.52
BEYER BODY SHOP INC	764.56
BOB BARKER COMPANY INC	97.67
BOB'S STANDARD BULK SERVICE	157.28
HEATHER BRANDBOG	149.52
BRAUN VENDING INC	36.85
BRIGGS CORPORATION	119.56
CARR'S LAKE COUNTRY SUPERMARKE	133.70
CHECKERS	91.26
RYAN CHESHIRE	42.72
CLAY CO TREASURER	2,500.00
CO OP SERVICES INC	6,200.00
COMPUTER INFORMATION SYSTEMS	33,700.00
COOPERS TECHNOLOGY GROUP	815.75
CRAGUNS LODGE AND CONFERENCE C	317.74
CRANE JOHNSON LUMBER CO	15.76
CULLIGAN WATER COND	14.74
CULLIGAN WATER CONDITIONING	10.65
DACOTAH PAPER COMPANY	207.94
DELL MARKETING LP	11,299.67
DEPT OF PUBLIC SAFETY	510.00
DICK'S STANDARD SERVICE	55.91
DIVERSION AUTO	296.56
RANDY DORROW	38.27
FERGUS ELECTRIC	153.00
FERGUS FALLS MEDICAL GROUP	2,026.25
FERGUS FALLS NEWSPAPERS INC	1,070.39
FERGUS INTERNATIONAL INC	119.24
FERGUS POWER PUMP INC	3,300.00
FERGUS TIRE CENTER	42.44
FERRELLGAS	56.43
FLOOR TO CEILING STORE	91.80

OTC Board of Commissioners' Minutes

April 11, 2006

Attachment A, Page 2

4/11/2006 11:59:41 OTTER TAIL COUNTY AUDITOR PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66
WARRANTS FOR PUBLICATION PAGE 2

WARRANTS APPROVED ON 4/11/2006 FOR PAYMENT 4/11/2006

VENDOR NAME	AMOUNT
FORCE AMERICA	125.07
GOODIN COMPANY	24.45
GOPHER STATE ONE CALL	10.15
GR GRAPHICS INC ST LOUIS	200.16
DALLAS GREWE	59.08
HALL GMC INC	40.66
NEILL HARDINA	160.00
BRUCE HAUGRUD	8.00
HEALTHCARE ENVIRONMENTAL SERVI	104.00
HEISLERS COUNTRY OIL	1,331.47
HIGH PLAINS TECHNOLOGY	7,723.39
HILLTOP LUMBER INC	165.33
THE HOME SHOP	366.63
HOMESTEAD BUILDING SUPPLIES	21.07
INDEPENDENT EMERGENCY SERVICES	468.98
THE INDEPENDENT	200.69
INNOVATIVE OFFICE SOLUTIONS LL	44.01
INSIGHT PUBLIC SECTOR	48.99
ERWIN JOHNSON	230.00
KEEPRS INC CY'S UNIFORMS	2,610.85
KELLY SERVICES INC	3,360.67
EILEEN KIRKWOOD	31.76
KOEP'S CLITHERALL CORNER	360.94
L & L SERVICE	40.10
LAKE REGION HEALTHCARE CORP	362.41
LAKELAND MENTAL HEALTH CENTER	3,336.00
LAKES COUNTRY SERVICE CO OP	268.20
LAKEWAY MARKET LLC	2,168.86
LARRY OTT INC TRUCK SERVICE	515.00
LITTLE FALLS MACHINE INC	410.72
M-R SIGN COMPANY INC.	439.58
MAIN STREET EXPRESS	35.00
MATTHEW BENDER & COMPANY INC	167.10
MCCC MI 33	7,663.98
MEDS-PDN	175.00
MERICKEL LUMBER & ACE HARDWARE	106.39
THE MIDWEEK	87.84
MIDWEST PRINTING CO	484.58
MINN KOTA COMMUNICATIONS INC	115.25
MN DEPT OF CORRECTIONS	62.84
MN FRAUD INVESTIGATORS ASSOC	200.00
MN MOTOR COMPANY	720.29
MN SCIA	160.00
MN STATE BAR ASSOCIATION	382.00
NAPA STANDARD PARTS OF WADENA	505.63
NARDINI FIRE EQUIPMENT	205.00
NELSON BROS PRINTING	173.04
NELSON DODGE GMC	1,538.80
NELSON INTERNATIONAL	40.97

4/11/2006 11:59:41 OTTER TAIL COUNTY AUDITOR
 PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66
 WARRANTS FOR PUBLICATION PAGE 3

WARRANTS APPROVED ON 4/11/2006 FOR PAYMENT 4/11/2006

VENDOR NAME	AMOUNT
NETWORK CENTER INC	2,606.44
NEW YORK MILLS HERALD	34.00
NORTH UNION TEXACO	41.00
NORTHWEST RESPIRATORY SERVICES	192.44
ELTGER NURMI	600.00
OFFICE DEPOT	99.42
OFFICEMAX CONTRACT INC	439.96
OLSON OIL CO INC	343.17
OLYMPIC SALES INC	367.17
ONE CALL LOCATORS LTD	23.00
OTTER TAIL CO EMPLOYEES COMMIT	123.00
OTTER TAIL TELCOM	180.00
OTTERTAIL TRUCKING INC	4,552.60
OUTDOOR RENOVATIONS LANDSCAPE	987.50
OVERHEAD DOOR COMPANY	139.95
OVERLAND MECHANICAL SERVICES	997.66
PAMIDA INC 008	12.75
PELICAN RAPIDS PRESS	131.50
PERHAM ACE HARDWARE	140.71
PERHAM ENTERPRISE BULLETIN	122.76
CITY PERHAM	75,396.83
PETE'S AMOCO	556.39
PETE'S BODY SHOP & TOWING	110.76
PIONEER JANITORIAL	90.53
PITNEY BOWES	252.89
PRO TAINER	90.00
QUILL CORPORATION	27.33
RAPID CHEK INC	931.69
REAL VISION SOFTWARE INC	3,039.00
REED BUSINESS INFORMATION	1,691.76
RELIABLE OFFICE SUPPLIES	73.52
REVIEW ENTERPRISES INC	99.63
RIVER BEND INDUSTRIES	35.04
SCOTT HOFLAND CONSTRUCTION INC	3,130.00
SE SERVICE AND CONSULTING	9,000.00
SERVICE FOOD SUPER VALU	34.05
SEWER SERVICE	240.00
SONNENBERG FARMS LP	15,100.00
SOUTH MILL SERVICE	40.95
STEINS INC	1,048.96
STEVE'S SANITATION INC	156.78
STRAND ACE HARDWARE	118.67
STREICHERS	2,150.68
SUPER SEPTIC INC OF PELICAN RA	77.19
DAVID THOMPSON	305.00
THYSSEN KRUPP ELEVATOR CORPORA	675.80
RAYMOND TISDELL	6,800.00
UGSTAD PLUMBING INC	4.92
UNITED BUILDING CENTERS	53.24

4/11/2006 11:59:41 OTTER TAIL COUNTY AUDITOR
PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66
WARRANTS FOR PUBLICATION PAGE 4

WARRANTS APPROVED ON 4/11/2006 FOR PAYMENT 4/11/2006

VENDOR NAME	AMOUNT
VALLEY SOFT WATER LTD	23.00
VERGAS ACE HARDWARE	57.03
VICTOR LUNDEEN COMPANY	260.97
VIKING COCA-COLA	106.25
WADENA HIDE & FUR COMPANY	369.89
WASTE MANAGEMENT	486.66
WELDING SUPPLIES & FIRE EQUIPM	25.33
WELLER OIL CO	176.80
WEST PAYMENT CENTER	85.50
WHITE BANNER UNIFORM SHOP	232.50
WILKIN CO HIGHWAY DEPT	15,348.08
WORTHINGTON DIRECT	148.78
XEROX CORPORATION	182.84
ZEE SERVICE COMPANY	78.81
3 D SPECIALTIES INC	2,893.82
4 M'S COMMUNICATIONS COMPANY	240.75

**** FINAL TOTAL..... \$277,607.72 ****