

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS
Government Services Center, Commissioners' Room
500 W. Fir Avenue, Fergus Falls, MN
Tuesday, February 16, 2010
9:30 a.m.**

Call to Order

The Otter Tail County Board of Commissioners convened Tuesday, February 16, 2010, at 9:33 a.m., at the Otter Tail County Government Services Center in Fergus Falls, MN, with Commissioners, Roger Froemming, Chair; John Lindquist, Vice-Chair; Doug Huebsch and Lee Rogness present. Commissioner Everett Erickson was absent.

Approval of Agenda

Motion by Lindquist, second by Rogness, and unanimously carried to approve the Board of Commissioners agenda of February 16, 2010 as mailed.

Approval of Minutes

Motion by Rogness, second by Huebsch, and unanimously carried to approve the Board of Commissioners meeting minutes of February 9, 2010 as mailed.

Approval to Pay Bills

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

Final Plat Approval – “Puppy Point First Addition”

Motion by Rogness, second by Huebsch, and unanimously carried to approve the Final Plat of Future Generations, LLC entitled “Puppy Point First Addition” located in Section 34 of Dunn Township; Franklin Lake (56-759) with a condition that a corrected plat will be filed to correct a minor clerical error.

Tax Abatement Request for Westridge Mall

Community Development Director, Gordon Hydukovich, briefed the Board regarding a tax abatement request for the Westridge Mall.

**DENIAL FOR TAX ABATEMENT REQUEST FOR
WESTRIDGE MALL, FERGUS FALL, MN
Otter Tail County Resolution No. 2010 - 10**

Commissioner Huebsch offered the following and moved its adoption:

WHEREAS: The Westridge Mall in Fergus Falls, MN is in need of funding for a remodeling project, and

WHEREAS: The City of Fergus Falls requests a tax abatement from Otter Tail County, and

WHEREAS: The Otter Tail County Policy on Economic Development Tax Abatements adopted 09/08/89 and amended 07/11/00 states that “generally, establishments which will be engaged in the retail sales of merchandise to the public will not be considered for economic development tax abatements”, and

WHEREAS: The City of Fergus Falls, Minnesota (the "City") proposes to use property tax abatements as provided for in Minnesota Statutes, Sections 469.1812 through 469.1815 (the "Abatement Law") to (the "Project"). The City has requested in writing that the County also assist the Project pursuant to the Abatement Law.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners (the "Board") of the County of Otter Tail, Minnesota (the "County") as follows:

Response to Request. The Board hereby declines, in accordance with Minnesota Statutes, Section 469.1813, Subdivision 6(b) to grant abatement for the Project pursuant to the Abatement Law.

Commissioner Lindquist seconded the motion and YEAS and NAYS are as follows:

<u>Board of County Commissioners</u>	<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Everett P. Erickson			X	
Roger Froemming	X			
John Lindquist	X			
Douglas A. Huebsch	X			
Leland R. Rogness	X			

Adopted at Fergus Falls, Minnesota, this 16th day of February, 2010.

Dated: _____

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

Prairie Lakes Municipal Solid Waste Authority Joint Powers Agreement

Solid Waste Director, Mike Hanan, reported that Becker County, now part of the PLMSWA Joint Powers Agreement, requested language changes to the agreement. He provided a handout of the proposed changes dated February 8, 2010. Motion by Huebsch, second by Rogness, and unanimously carried to approve the Summary of Changes to the PLMSWA Joint Powers Board Agreement as submitted by the Solid Waste Director.

Recycling Discussion

Mr. Hanan reported on the upcoming Resource Recovery Day at the Capital. Discussion took place regarding recovery facilities vs. land filling, recycling and education, re-use centers, and the value of recycling at the site of demolition. Mr. Hanan talked about businesses reusing products that used to be waste. Commissioners plan to tour a re-use center in St. Paul.

Recess & Reconvene

At 10:15 a.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners recessed for a short break. The meeting was reconvened at 10:22 a.m. with Commissioners Huebsch, Lindquist and Froemming present.

RESOLUTION DESIGNATING COUNTY STATE AID HIGHWAY LOCATION

**Tower Road Bridge & Street Project /
County State Aid Highway No. 1
Otter Tail County Resolution No. 2010 - 09**

Commissioner Huebsch offered the following and moved its adoption:

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. 1 under Project No. S.P. 126-125-03 / S.P. 56-601-48 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. 1 in Sections 4 and 5, Township 132 North, Range 43 and Section 33, Township 133 North, Range 43 West all of the 5th Principal Meridian as shown on the 3 pages of CITY OF FERGUS FALLS / OTTER TAIL COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 1.

Commissioner Lindquist seconded the motion and YEAS and NAYS are as follows:

<u>Board of County Commissioners</u>	<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Everett P. Erickson			X	
Roger Froemming	X			
John Lindquist	X			
Douglas A. Huebsch	X			
Leland R. Rogness			X	

Adopted at Fergus Falls, Minnesota, this 16th day of February, 2010.

Dated: _____

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

Wind Farm

Commissioner Rogness was present at 10:25 a.m. Commissioner Huebsch reported on a wind farm in Stevens County that is similar to the wind farm being planned in the Parkers Prairie region and suggested a site visit once the turbines are operating.

State Auditor Planning Meeting

Motion by Huebsch, second by Froemming, and unanimously carried to appoint Commissioner Rogness and Lindquist to attend a State Auditor Planning meeting at 10:00 a.m. on Friday, February 19, 2010.

License Application

Motion by Froemming, second by Lindquist, and unanimously carried to approve the following application for license:

Wee Villa Resort Ltd Ptsp
31126 County Highway 27
Fergus Falls, MN 56537

Renewal of Consumption and Display Permit

Closed to the Public

At 11:03 a.m., Chairman Froemming declared the meeting of the Otter Tail County Board of Commissioners closed to the public to discuss litigation in the matter of foreclosure proceedings relative to the Ethanol Plant. The closed session is authorized by attorney-client privilege, Chapter 13D.05 Subd. 3b. Present were Commissioners Froemming, Lindquist, Huebsch, and Rogness, County Attorney, County Coordinator and Board Secretary.

Adjournment

At 11:54 a.m., on February 16, 2010, Chairman Froemming adjourned the meeting of the Otter Tail County Board of Commissioners until Tuesday, February 23, 2010.

Dated: _____

OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Roger Froemming, Board of Commissioners Chair

Attest: _____
Larry Krohn, Clerk

CB/kd

approved minutes

WARRANTS APPROVED ON 2/16/2010 FOR PAYMENT 2/16/2010

<u>VENDOR NAME</u>	<u>AMOUNT</u>
A'VIANDS LLC	10,396.61
ABG MAINTENANCE INC	171.00
BALLARD SANITATION INC	476.00
BARNA GUZY & STEFFEN LTD	26.00
BATTERIES PLUS	190.79
BEN HOLZER UNLIMITED	25.74
BLUESTONE TECHNOLOGIES INC	7,572.37
BRAUN VENDING INC	28.37
BRETZ HARDWARE	5.51
BUMBLEBEE GIBSON INC	6,785.00
CALL ONE INC	97.71
CARR'S LAKE COUNTRY SUPERMARKE	1,436.27
CDW GOVERNMENT INC	8,981.51
CHARTER COMMUNICATIONS	68.35
CIT TECHNOLOGY FIN SERV INC	190.53
CO OP SERVICES INC	5,233.74
COOPERS TECHNOLOGY GROUP	347.06
CULLIGAN	27.46
CULLIGAN WATER COND	70.28
D & T VENTURES LLC	739.00
DENZEL'S REGION WASTE INC	859.20
EAGLE POINT	3,193.31
EVERGREEN EQUIPMENT INC	23.96
FARGO FREIGHTLINER	4.82
FARMERS CO OP OIL ASSN	4,706.50
FARNAM'S GENUINE PARTS INC	1,422.99
FASTENAL COMPANY	5.45
FERGUS ELECTRIC	1,531.22
FERGUS FALLS DAILY JOURNAL	690.56
FERGUS FALLS MEDICAL GROUP	259.00
FERGUS FALLS POLICE DEPT	1,775.39
FERGUS POWER PUMP INC	3,520.00
FORCE AMERICA	2,504.34
G & K SERVICES	836.37
GALL'S INC	479.18
FRANCES GLEASON	117.56
GOODIN COMPANY	38.66
GRAINGER INC	155.83
NICOLE HANSEN	57.00
HAWES SEPTIC TANK PUMPING	160.00
HEALTHCARE ENVIRONMENTAL SERVI	29.10
HEALTHPARTNERS MEDICAL GROUP	368.00
HENNING AUTO PARTS INC	53.50
HENNING HARDWARE	106.11
HEPPNER CONSULTING INC	613.29
CRYSTAL HERMAN	8.94
HIGHWAY TECHNOLOGIES	174.75
SANDY HOLO	24.00
HOMESTEAD BUILDING SUPPLIES	27.32
ROBERT HUCKEY	1,203.73
INDEPENDENT EMERGENCY SERVICES	64.22
INNOVATIVE OFFICE SOLUTIONS	171.41
INTOXIMETERS INC	1,878.86
MICHELLE JORGENSON	7.00
KELLY SERVICES INC	1,268.96
KOEP'S CLITHERALL CORNER	987.55
LAKE REGION DENTAL CENTER	901.00

OTC Board of Commissioners' Minutes
February 16, 2010
Attachment A, Page 2

LAKES AREA COOPERATIVE	2,112.38
LAKeway MARKET LLC	4,770.78
LARRY OTT INC TRUCK SERVICE	750.00
LAWSON PRODUCTS INC	260.83
LIEBERMAN CO INC	126.10
LOCATORS & SUPPLIES INC	292.26
KAREN LUNDIN	285.59
MARCO	59.67
THE MIDWEEK	159.90
MN OFFICE OF ENTERPRISE TECHNO	1,200.00
NANIK'S ELECTRIC	434.24
NAPA FERGUS FALLS	19.64
NAPA STANDARD PARTS OF WADENA	259.98
NATIONAL BUSINESS SYSTEMS INC	4,800.00
NELSON AUTO CENTER	41.44
NORTHSTAR TECHNOLOGY GROUP INC	259.53
OFFICEMAX INCORPORATED	378.72
OLSON OIL CO INC	955.59
OLYMPIC SALES INC	517.61
ONE CALL LOCATORS LTD	75.10
OTTER TAIL CO RECORDER	400.00
OTTER TAIL CO TREASURER	46.00
OTTERTAIL TRUCKING INC	8,845.00
PAMIDA PHARMACY	4,806.11
PARK REGION CO OP	538.65
PENROSE OIL COMPANY	2,244.86
PERHAM ACE HARDWARE	166.17
PERHAM SAND & GRAVEL	71.55
CITY PERHAM	134,910.00
PETE'S AMOCO	2,235.85
PRAXAIR DISTRIBUTION INC	235.13
PREMIUM WATERS INC	5.34
PRO AG FARMERS COOPERATIVE	1,219.86
PRO BUILD FERGUS FALLS	19.79
PRO-WEST & ASSOCIATES INC	1,195.00
PRODUCTIVE ALTERNATIVES INC	74.12
QUICK'S NAPA AUTO PARTS	57.92
RDO TRUCK CENTERS	717.67
RED BARN PLAT BOOKS	1,020.00
REVIEW ENTERPRISES INC	280.93
RINGDAHL AMBULANCE SERVICE	150.00
ROTHSAY FARMERS CO OP	41.54
SBLC-FF	3.73
CHERI SCHULTZ	40.00
SCOTT HOFLAND CONSTRUCTION INC	4,575.00
SERVICE FOOD SUPER VALU	169.05
SOUTHTOWN C-STORE	1,333.36
STEINS INC	1,459.04
STEVE'S SANITATION INC	581.12
STREICHERS	1,252.54
SYNERGY GRAPHICS	885.05
TITAN ACCESS ACCOUNT	1,544.81
TOWMASTER	95.12
SUSAN ULSCHMID	50.54
ULTEIG ENGINEERS	2,046.00
UNIFORMS UNLIMITED	490.70
UNIV OF MN EXTENSION SERVICE	30.99
UNIVERSITY OF MN PRINTING SERV	401.86

VALLEY FIRE EQUIPMENT	463.50
VERGAS 66	2,887.05
VINYL PRODUCTS MFG INC	566.81
VOSS LIGHTING	109.48
WARNER GARAGE DOOR	136.90
WASTE MANAGEMENT	880.60
WINMAR HME	198.00
ZEE MEDICAL SERVICE	23.76
ZIEGLER INC	583.16
5TH DISTRICT JAIL ADMN ASSN	1,390.00
<u>**** FINAL TOTAL.....</u>	<u>\$272,337.40 ****</u>

approved minutes