

## Official Proceedings

December 7, 2010

8:00 am

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. Comm. Zander, Comm. Hoff and Comm. Kuntz present. Comm. Elkin absent.

Chairman Wolf asked for any additions or deletions to the agenda. Comm. Hoff added Zoning. Comm. Hoff moved to approve the agenda. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Zander moved to approve the minutes. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Kuntz moved to approve the accounts payable plus the supplement. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

**General:** Payroll: \$143,472.48; Russell Hoff: \$302.00; Doreen Altenburg: \$313.60; Carol Beckert: \$307.20; Gloria Kukla: \$307.20; Kay Mikkelsen: \$313.60; Ardean Ouellette: \$428.80; Sharon Runcorn: \$307.20; Bremer Bank, NA: \$56.75; BW Seven Seas Inn: \$69.30; James Hope: \$106.50; State Board of Law Examiners: \$1,170.00; West Payment Center: \$1,440.80; Dakota Water Treatment: \$36.50; SBM Inc: \$1,912.42; University of North Dakota: \$20.00; Institute of Local Govt: \$40.00; Billings County: \$161.48; Duke's Welding & Fabrication: \$800.00; Jon's Home Comforts Inc: \$985.00; Dave Netzer Painting: \$500.00; Newby's Ace Hardware: \$679.17; B & M Security Inc: \$16.50; Braun Distributing: \$2,224.55; Dickinson Heating & Air: \$65.00; Dickinson Supply: \$4.78; Electric Sales & Service: \$96.00; Jerome Distributing: \$155.55; Liberty Flag Specialties: \$129.40; RJ Distributing: \$166.00; Superior Cleaners: \$69.00; City of Dickinson: \$8,025.04; MDU: \$3,021.96; ETSsystems Inc: \$159.25; Otis Elevator Co: \$1,010.84; Western Fire & Safety: \$29.80; Dan's Supermarket: \$170.02; One Stop Rental: \$60.00; Election Systems Inc: \$3,199.23; Dickinson Press: \$781.25; Secretary of State: \$8,172.83; Lady J's Catering: \$200.00; NDPers: \$14,235.26; Hann Law PLLC: \$480.00; Maus & Nordsvan: \$679.50; Melbye Law Office: \$292.50; Farmers Union Oil of Bismarck: \$1,462.89; Farmers Union of Richardton: \$430.46; Visa: \$181.62; Office of the State Auditor's: \$13,000.00; D & L Lawn Mowing: \$150.00; DuraClean Cleaning: \$618.75; Floor to Ceiling: \$241.08; Reserve Account: \$6,000.00; Chris Messer: \$82.60; Alltel: \$759.71; Consolidated: \$331.38; Qwest: \$487.00; Presort Plus: \$4,432.35; Midland Atlas Co: \$300.00; Richland Co: \$71.54; Unlimited Office Supplies: \$968.18; Xerox Corporation: \$723.75; Postaster –MPO: \$220.00; Britton Jewelers: \$143.00; Great Plains Directory: \$336.90; Dickinson Parks & Rec: \$60.32; DJ's Tesoro: \$115.00; Fraternal Order of Police: \$360.00; ND Post Board: \$225.00; Post Board: \$45.00; SW Crime Conference: \$100.00; Great Plains Clinic: \$180.00; Balco Uniform Center: \$155.00; Walmart: \$101.06; Quality Quick Print: \$94.00; Advanced Business Methods: \$186.19; Wanner Western Wear: \$666.00; Advanced Collision Center: \$288.58; Dickinson Tire: \$1,057.58; Electronic Communications: \$1,416.00; Midas Auto Service:

\$335.43; T-Rex Conoco: \$507.43; Cenex Fleetcard: \$37.35; Fleet Services: \$2,447.39; Just In Glass: \$250.00; Parkway Ford Sales: \$80.00; ProTint: \$120.00; Todd Weiler: \$120.00; FCC LLC: \$100.76; Galls An Aramark: \$24.07; Ray O'Herron Co: \$1,004.70; LEC Maintenance: \$6,918.67; NDACO Resources: \$200.00; Stark County Auditor (Federal Deposit): \$454.18; Comfort Inn: \$63.00; Brent Pringle: \$37.50; NENA: \$130.00; Professional Printing: \$9.00; Quality Services: \$49.25; Sax Motor Co: \$42.17; Logo Magic Inc: \$168.00; Dickinson Area Chamber of Commerce: \$2,050.00; Roosevelt-Custer Regional Council: \$4,742.33;

**10 Mill:** Kadrmas Lee & Jackson: \$26,786.06; Consolidated: \$1,161.64; ND Dept of Transportation: \$55,031.61;

**County Road:** Payroll: \$223.65; Northern Improvement: \$1,285.00; Traffic Safety Services Inc: \$1,315.90; City of Dickinson: \$10,969.64; Butler Machinery: \$547,366.14; RDO Equipment Co: \$164,045.00; Alltel: \$104.15; City of Belfield: \$19.40; City of Richardton: \$54.90; Consolidated: \$39.31; MDU: \$1,382.57; Qwest: \$55.29; Roughrider Electric: \$424.00; Southwest Water Authority: \$42.97; Acme Electric Co: \$110.31; Carquest Auto Parts: \$172.25; Dakota Farm Equipment: \$74.03; Runnings Supply: \$109.76; Western Fire & Safety: \$608.11; Acme Tools – Bismarck: \$23.40; Basin Hydraulic: \$278.79; Border States Electric: \$39.60; Dakota Signwerks: \$38.00; Dickinson Supply: \$2.10; Hedahl's Headquarters: \$31.71; Lincoln Holz: \$13.53; Rummel Auto Wrecking: \$117.40; Runnings Supply: \$251.18; SBM Inc: \$117.94; Beall Corporation: \$82.28; Ficek Wrecker Service: \$375.00; Ray's Auto Electric: \$134.95; Schmidt Repair Inc: \$3,241.58; Westlie Truck Center: \$366.63; Dakota Filter Supply: \$309.23; Dakota Tool & Machine: \$120.00; Diamond Truck Equipment: \$47.81; George's Tire: \$240.00; Harlen's Radiator Shop: \$99.00; Larry's Alignment: \$50.00; Prairie Auto Parts: \$6.49; Wallwork Truck Center: \$399.98; CRA Payment Center: \$76.50; Precision Machine: \$40.00; Kohler Communications: \$462.45; Lenny's Repair: \$45.85; Missouri Valley Petroleum: \$940.94; Schaeffer MFG Co: \$370.92; Southwest Grain: \$35,414.45; West Dakota Oil: \$5,238.55; Stone Mill Inc: \$28.00; Belfield Automotive Supply: \$8.27; JP Steel & Supply: \$43.36; NSC Minerals: \$2,338.46; NW Tire Inc: \$6,651.32; Pump Systems Inc: \$9.13; Kris Engineering: \$25,326.28; Fisher Sand & Gravel: \$218,925.62; Flint Hills Resources: \$16,452.85; Lyle Signs Inc: \$177.27; ND Dept of Transportation: \$154.00; Kadrmas, Lee & Jackson: \$2,601.91;

**Highway Tax Distribution:** Payroll: \$86,954.63; NDPers: \$14,683.68;

**Social Welfare:** Path: \$5,583.33; NDPers: \$38,056.20; Morton Krieg Dental: \$725.00; ND Dept of Human Services: \$452.86; Charbonneau Car Center: \$49.50; NDSU Ext Service: \$20.00; Runnings Supply: \$75.00; Payroll: \$160,772.73; Social Services: \$24,830.86; DJ's Amoco: \$45.00; Nancy Kernutt: \$101.78; Angeleen Rustan: \$45.00;

**County Poor:** ND Dept of Human Services: \$27,122.44;

**IT – Computer/Updates:** Payroll: \$4,586.40; NDACO Resources: \$299.00; NDPers: \$1,194.66; Alltel: \$63.82; Consolidated: \$155.30; Hewlett-Packard: \$169.00; ESP

Computers: \$42.95; SBM Inc: \$579.99; Dell Marketing: \$238.80; Visa: \$692.23; Information Technology Dept: \$2,467.00; Stark County Auditor (Federal Deposit): \$331.22;

**Capital Improvement:** Denny's Electric: \$4,199.50; Berger Electric: \$9,054.90; Martin's Welding: \$575.18; Schmidt Repair Inc: \$575.00;

**County Park:** Frank Klein: \$111.50;

**Fair Board:** Stark County Fair Board: \$208.52;

**County Jail:** SWMCCC: \$142,177.72; St Joseph's Hospital: \$445.00;

**Insurance:** NDACO: \$57.01; American Insurance: \$113.00; State Fire & Tornado: \$9.41;

**Comp Health:** NDPers: \$18,878.28; Blue Cross Blue Shield: \$155.50; Humana Insurance: \$435.60;

**VSO Fund:** Payroll: \$6,282.63; SBM Inc: \$22.99; Visa: \$50.00;

**Social Security:** Stark County Auditor (Federal Deposit): \$29,026.87;

**Advertising:** Dickinson Press: \$632.17;

**County Agent:** Payroll: 6,256.65; NDPers: \$412.14; Kurt Froelich: \$259.82; Samantha Roth: \$233.77; Consolidated: \$148.40; Pitney Bowes Inc: \$101.98; SBM Inc: \$1,995.46; Walmart: \$4.96; Advanced Business Methods: \$933.25; Stark-Billings 4H: \$258.00; NDAE4-HYW: \$80.00; NDEAFCS: \$100.00; Brenda Erie: \$100.00; Kirsten Hansen: \$134.00; Gayle Pender-Dukart: \$100.00; Deb Theurer: \$100.00; University of Minnesota: \$336.36;

**Weed Control:** Payroll: \$6,174.71; NDPers: \$1,883.56; Alltel: \$22.08; SBM Inc: \$5.35; Crop Production: \$405.70; Stark County Auditor (Federal Deposit): \$184.90;

**9-1-1:** Payroll: \$3,624.38; NDPers: \$1,233.73; Stark County Auditor (Federal Deposit): \$221.57; City of Dickinson: \$7,112.92; Professional Dispatchers: \$590.00; Comfort Inn: \$63.00; Brent Pringle: \$50.00; Qwest: \$1,606.35; Consolidated: \$1,698.00; Reservation Telephone: \$80.00; Visa: \$38.85

**Adult Education:** Dickinson Press: \$155.00; Ag Communication: \$240.00; NDSU Extension Program: \$14.00;

**Domestic Violence:** State Treasurer: \$210.00;

**Traf Safety Grant:** Payroll: \$3,399.28;

**Cops Grant:** Payroll: \$3,262.16; NDPers: \$1,209.01; Stark County Auditor (Federal Deposit): \$249.55;

**SW Victim Witness Program:** Payroll: \$4,222.85; Linda Presler: \$607.00; SBM Inc: \$729.59; Alltel: \$85.38; Consolidated: \$2.79; NDPers: \$709.75; Stark County Auditor (Federal Deposit): \$311.10; White Drug: \$588.62;

**Hazardous Chemical Prep:** Bismarck Ramkota: \$126.00; Fred Schauer: \$22.50; Wes Schumann: \$22.50; City of Dickinson: \$1,126.10;

**DVRCC:** Domestic Violence: \$635.50;

**Preservation Fund:** Cass County Treasurer: \$908.00; Service Printers: \$175.40; Consolidated: \$49.95;

**State Reimbursements:** Shelly Hall: \$25.00; Chris Hertler: \$25.00; Jan Kuhn: \$25.00; Francis B Ridl: \$25.00; Kimberly A Reiss: \$25.00; Justin Krohmer: \$25.00; Sue Emmil: \$25.00; Jason Rambousek: \$25.00; Michelle Gayette: \$120.00; Deborah Schon: \$120.00; James Peterson: \$25.00; Joan Koenig: \$25.00;

**Siren Contingency:** Roughrider Electric: \$267.00

**Other Reimbursements:** Advanced Collision Center: \$2,861.42; ND Post Board: \$45.00; Dakota Resource Center: \$118.00; Consolidated: \$180.05; American Insurance Center: \$22.00; Just In Glass: \$47.16; PNC Equipment Finance: \$33,660.16; Office of the Attorney General: \$145.00;

**Judgment Execution:** Bismarck Credit Bureau: \$200.00; Stark County Sheriff's Dept: \$100.00;

**911 Equipment:** Ehresmann Engineering: \$29,345.00; Electronic Communications: \$13,905.00; Kadrmas, Lee & Jackson: \$4,681.16; Dickinson Press: \$323.40; Visa: \$100.00; Walmart: \$1,621.96;

Comm. Hoff presented a recommendation from the Zoning Board to approve Whiting Oil's request to amend zoning from Agricultural to Industrial with a conditional use permit for a gas plant. The location being approximately 66.37 acres located in the NW4 Section 17, Township 139, Range 99. Comm. Hoff moved to accept the Zoning Boards recommendation to approve Whiting Oil's request to amend zoning from Agricultural to Industrial with a conditional use permit and subject to required permits and a road agreement with Stark County. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented the Stark County Comprehensive Plan. Discussion was held to have States Attorney Tom Henning review the plan. The Comprehensive plan will be revisited at the December 28, 2010 meeting.

Sheriff Clarence Tuhy gave an update on the task force and monthly transports.

Tim Kelly, Kadrmas, Lee & Jackson, gave the engineer's report. Tim Kelly also discussed the road issues with Whiting Oil and the excess money from the Department of Transportation for a bridge located southeast of Belfield.

Butch Pribyl requested snow removal for Green River Estates. Discussion was held regarding Stark County's Subdivision Policy.

States Attorney Tom Henning reported the Admission of Service between St. Alexius Medical Center (Plaintiff) and County of Stark (Defendant). States Attorney Tom Henning advised the Commission to reject the claim and reported that NDIRF has been contacted for representation.

Auditor Kay Haag presented an application for the Court Facilities Improvement Grant in the amount of \$12,342.23, plus a contribution from Stark County for \$4,114.07. The Commission approved to submit the grant application.

Kurt Froehlich, County Agent, introduced Heidi Valler who was hired for the Food & Nutrition Program.

Auditor Kay Haag presented Lots 17 & 18 Block 19 Original Plat Richardton, as the one remaining delinquent property taken back for taxes. Comm. Zander moved to offer the delinquent property to the City of Richardton for \$25.00. Comm. Hoff seconded. All voted Aye and the motion carried.

Auditor Kay Haag reported the GPT Infrastructure Fund had a balance of \$69,361.56 as of August 30, 2010. Four schools districts; Dickinson Public School District, Richardton-Taylor School District, South Heart School District and Belfield School District each submitted a Request for Allocation from the GPT Infrastructure Fund. Comm. Hoff moved to allocate the funds equally between the four school districts, giving them each \$17,340.39. Comm. Kuntz seconded. All voted Aye and the motion carried.

Brent Pringle, Emergency Manager, presented a Nims Resolution for the Chairmans signature. Comm. Zander moved to approve the Chairman to sign the Nims Resolution. Comm. Kuntz seconded. All voted Aye and the motion carried.

Brent Pringle, Emergency Manager, gave an update on the tower and discussed storage space for Public Health.

Auditor Kay Haag presented Beer and Liquor Applications for St. Pius Verien, Assumption Abbey, Lefor Knights of Columbus and The 19<sup>th</sup> Hole. Comm. Zander

moved to approve the four Beer and Liquor Applications. Comm. Hoff seconded. All voted Aye and the motion carried.

Comm. Hoff moved to reappoint Duane Grundhauser and Sue L Larsen to a four year term on the Zoning Board. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Zander moved to reappoint Jack Olin to a three year term on the Water Management Board. Comm. Hoff seconded. All voted Aye and the motion carried.

Comm. Zander moved to reappoint Dr. Dennis Wolf to a five year term as the County Coroner. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Kuntz moved to reappoint Dr. Amy Oksa to a one year term as the County Health Officer. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Hoff moved to reappoint Floyd Hurt, Frank Kirschenheiter, and Jason Hanson (contingent upon his acceptance) to a three year term on the Stark County Jobs Development Authority Board. Comm. Kuntz seconded. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$73,324.79; County Road: \$141,384.27; Highway Tax Distribution: \$182,119.17; Social Services: \$152,063.74; IT-Computer/Updates: \$1,282.20; Capital Improvement: \$86,525.50; County Park: \$116.22; Social Security: \$3,609.40; County Agent: \$160.00; Weed Control: \$5,523.93; 911 Revenue: \$30,142.03; Adult Education: \$142.25; Asset Forfeiture: \$35.00; FingerPrint Station: \$459.00; Domestic Violence: \$280.00; Estimate Tax: \$720.00; Game and Fish: \$58,779.00; SW Victim Witness Program: \$4,858.35; Protest Fund: \$500.00; Hazardous Chemical Prep: \$775.50; Domestic Violence Rape Crisis Center: \$635.50; Preservation Fee: \$3,333.00; Other Reimbursements: \$1,404.66; Judgment Execution: \$300.00; 911 Equipment: \$10,047.38;

Comm. Kuntz moved to adjourn. Comm. Hoff seconded.

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Kay Haag, Auditor

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Duane A. Wolf, Chairman