

Official Proceedings

January 4, 2011
8:00 am

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present.

Chairman Wolf asked for any additions to the agenda. Auditor Kay Haag added Policing, Comm. Hoff added Zoning, Chairman Wolf added Election of Officers, SW Legislative night and Internal Hiring Policy.

Comm. Zander moved to approve the minutes from the December 28, 2010 with a date change from 2010 to 2011 for commissioner meeting dates. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Hoff moved to accept the accounts payable as presented. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

General: Payroll: \$133,730.13; ND County Commissioners Assoc: \$1,275.00; ND County Auditor Assoc: \$75.00; Dakota Water Treatment: \$29.00; ND County Recorder's Assoc: \$75.00; Advanced Business Methods: \$75.00; Official Payment Center: \$40.00; AED Everywhere: \$258.00; B & M Security Inc: \$16.50; Border States Electric: \$16.55; Braun Distributing: \$347.00; Ecolab: \$496.33; Electric Sales & Service: \$151.71; Newby's Ace Hardware: \$60.80; Otis Elevator Co: \$2,574.77; RJ Distributing: \$80.00; Superior Cleaners: \$20.00; City of Dickinson: \$8,020.02; MDU: \$3,630.98; NDPers: \$15,598.95; Hardy Maus & Nordsvan: \$679.50; Farmers Union Oil of Bis/Man: \$1,145.92; Fleet Services: \$2,231.48; Purchase Power: \$9,000.00; US Postal Service: \$50.00; Alltel: \$758.84; Consolidated: \$275.68; Qwest: \$487.00; George Kuchynski: \$7.00; Official Payment Center: \$40.00; Pitney Bowes: \$687.36; Dickinson Press: \$155.00; Walmart: \$118.03; Dickinson Area Chamber of Commerce: \$280.00; Dickinson Parks & Rec: \$64.48; Chad's Automotive: \$45.50; DJ's Tesoro: \$30.00; T-Rex Conoco Inc: \$26.95; Visa: \$529.37; Dairy Barn: \$20.00; Cenex Fleetcard: \$127.68; Farmers Union Oil of Richardton: \$394.68; USPCA Region 12: \$100.00; LEC Maintenance: \$8,502.10; Stark County Auditor (Federal Deposit): \$467.52; NDACO: \$13,679.57; Brent Pringle: \$22.50; APCO International: \$92.00; 911 Association: \$25.00; Mercer County Extension Service: \$20.00; NACO: \$484.00; Roosevelt-Custer Regional Council: \$31,785.00; Dickinson Press: \$33.60;

10 Mill: Kadrmas, Lee & Jackson: \$8,071.29; ND Dept of Transportation: \$27,407.67;

County Road: Payroll: \$187.80; American Bank Center: \$34,204.97; DTE Truck Equipment: \$22,834.00; Grover's All-Wheel: \$45,450.00; Alltel: \$118.47; City of Belfield: \$19.40; City of Dickinson: \$68.89; City of Richardton: \$62.10; Consolidated: \$41.52; MDU: \$1,815.60; Qwest: \$55.48; Roughrider Electric: \$384.00; Southwest Water Authority: \$42.10; Schmidt Repair Inc: \$172.98; Basin Hydraulic: \$344.42;

George's Tire Shop: \$848.00; Interstate Power: \$3,583.42; Todd's Auto: \$105.45; ND Dept of Transportation: \$11.50; RDO Equipment: \$286.27; Southwest Grain: \$1,917.19; United Truck & Equipment: \$229.74; Western Fire & Safety: \$225.12; Kevin Fugere: \$35,610.84; Richard Koppinger: \$18,939.06; Ivan & Beryl Sievers: \$9,057.60; Vincent & Ardella Veverka: \$27,612.50; Logo Magic Inc: \$1,786.00; Al Heiser: \$654.57; NDACE: \$245.00;

Highway Tax Distribution: Payroll: \$62,816.73; NDPers: \$13,305.96; NDACO: \$15,888.10;

Social Welfare: NDACO: \$7,614.22; Charbonneau Car Center: \$41.25; ND Dept of Human Services: \$447.67; Mary Bukowski: \$250.00; Division of Vital Statistics: \$7.00; NDPers: \$38,733.96; Social Services: \$8,776.86; Payroll: \$169,085.34;

County Poor: ND Dept of Human Services: \$29,858.22;

IT – Computer/Updates: NDACO Resources: \$14,123.00; Payroll: \$4,723.99; NDPers: \$1,207.40; Stark County Auditor (Federal Deposit): \$361.39; NDACO: \$126.32; Alltel: \$63.71; Consolidated: \$156.82; Vanguard Appraisals: \$1,237.50; Governsoft: \$11,783.00; Official Payment Center: \$225.00;

Fair Board: Stark County Fair Board: \$28,804.16;

Insurance: NDACO: \$9,071.08; State Fire & Tornado: \$55.48;

Comp Health: NDPers: \$18,878.28; Blue Cross Blue Shield: \$155.50;

VSO Fund: Payroll: \$6,281.38; NACVSO: \$30.00; Professional Veterans Advocates of ND: \$50.00;

Social Security: Stark County Auditor (Federal Deposit): \$26,660.74;

Advertising: Dickinson Press: \$126.70; ND Newspaper Association: \$227.10; Amy Axtman: \$455.00;

County Agent: Payroll: \$4,182.26; NDPers: \$387.28; NDACO: \$287.73; Consolidated: \$164.98; Walmart: \$8.44; Samantha Roth: \$100.00; University of Minnesota: \$503.64;

Weed Control: Payroll: \$5,428.30; NDPers: \$1,856.93; NDACO: \$1,315.82; NDWCA: \$105.00; Alltel: \$21.81; Stark County Auditor (Federal Deposit): \$176.96;

9-1-1: Payroll: \$3,475.63; NDPers: \$1,234.68; Stark County Auditor (Federal Deposit): \$231.54; NDACO: \$10,281.70; City of Dickinson: \$7,112.92; Fleet Services: \$55.67; Qwest: \$1,617.42; Consolidated: \$507.00; Reservation Telephone: \$80.00;

Adult Education: Dickinson Area Chamber of Commerce: \$240.48;

Domestic Violence: State Treasurer: \$280.00;

Traf Safety Grant: Payroll: \$95.40; Fleet Services: \$500.00;

Cops Grant: Payroll: \$3,392.64; NDPers: \$1,996.52; NDACO: \$287.04; Stark County Auditor (Federal Deposit): \$259.54;

Game & Fish: ND Game & Fish Dept: \$165,785.00;

Security/Transfer DJS Reimb: Farmers Union Oil of Bis/Man: \$139.12; Farmers Union of Richardton: \$139.86;

SW Victim Witness Program: NDACO: \$101.75; Alltel: \$84.82; Consolidated: \$3.52; Payroll: \$4,222.85; NDPers: \$709.75; Stark County Auditor (Federal Deposit): \$323.05;

DVRCC: Domestic Violence: \$510.00;

Preservation Fund: Consolidated: \$49.95;

State Reimbursements: Cynthia Benson: \$212.00; Jeff Butman: \$25.00; Justin Krohmer: \$25.00; Tom Grosz: \$50.00; Matt Hanson: \$25.00;

Siren Contingency: Roughrider Electric: \$242.00;

Other Reimbursements: Consolidated: \$178.41; Office of Attorney General: \$335.00; Marissa Lee Soehren: \$126.00;

Judgment Execution: Bismarck Air Medical: \$100.00; Stark County Sheriff's Dept: \$300.00; RW Trucking: \$400.00; Hospital Service: \$600.00;

Chairman Wolf asked for nominations for the Chairman of the Board. Comm. Hoff nominated Ken Zander. Comm. Elkin seconded and moved nominations cease. Roll call vote. All voted Aye with Comm. Zander abstaining.

Chairman Zander asked for nominations for Vice-Chairman. Comm. Elkin nominated Russ Hoff. Comm. Wolf seconded and moved all nominations cease. Roll call vote. All voted Aye and the motion carried with Comm. Hoff abstaining.

Sheriff Clarence Tuhy introduced Joni Bieber the new Civil Clerk and Dawn SchAAF the new Criminal Clerk. Sheriff Tuhy also announced Fern Moser as the new Captain and Ray Kaylor and Jeff Buckman as two new deputies hired.

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

Dr. McCullum, Dickinson State University President, presented a proposal regarding placing a bronze statue of Theodore Roosevelt on the Southwest corner of the Courthouse lawn. Kevin Thompson, Dickinson State University, gave further detail regarding the concept. Comm. Wolf moved to approve and go forward with the concept of a Theodore Roosevelt statue. Comm. Elkin seconded. All voted Aye and motion carried.

Tom Dukart expressed his concerns regarding heavy oilfield traffic on 116th Ave SW.

Comm. Hoff presented a recommendation from the Zoning Board to deny Dominic V Heck's request to amend zoning from Agricultural to Industrial for an oilfield service. The location being approximately 14.82 acres located in part of Lots 11 & 12, Section 5, Township 140, Range 99. Comm. Elkin moved to accept the Zoning Boards recommendation to deny Dominic V Heck the zoning change from Agricultural to Industrial. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Al Heiser, Road Superintendent, requested out-of-state travel to Idaho. Comm. Hoff moved to approve the out-of-state travel. Comm. Kuntz seconded. All voted Aye and the motion carried.

Tim Kelly, Kadrmas, Lee & Jackson, gave the engineers report and presented a draft of an Oil & Gas Policy to be reviewed by State's Attorney Tom Henning. Also discussed was the Mill Levy Program (Road & Bridge Projects Map) being reevaluated in the first quarter of 2011.

Comm. Elkin moved to accept and approve the report of pledge of assets and depositories:

<u>Bank</u>	<u>Market Value</u>	<u>Pledges</u>
American Bank Center	\$14,678,723.00	\$10,010,355.39
Dacotah Bank – CD's	\$0.00	\$0.00
Dakota Community Bank	\$8,402,599.42	\$7,720,417.19
Bremer Bank – CD	\$1,430,489.00	\$825,000.00
Bank of the West	\$0.00	\$0.00

Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Kuntz updated the Commission on the Otis Contract for the Elevator. The contract automatically renewed June 2010.

Comm. Wolf discussed the SW Night at the Legislature on January 24th in Bismarck at the Ramkota Hotel, sponsored by the Dickinson Area Chamber of Commerce. Comm. Wolf moved to sponsor a \$100 to the Dickinson Chamber of Commerce for this event. Comm. Kuntz seconded. All vote Aye and motion carried.

Pat Rummel, Billings County Emergency Manager, discussed the Belfield Ambulance Service. Discussion regarded cost sharing between Stark County, City of Belfield and

Billings County for hiring a full time Paramedic/Ambulance Manager. Stark County will pay Billings County up to \$25,000/year. The 2011 cost will be budgeted for 2012 and so on. Comm. Wolf moved to enter into a joint-powers agreement with Billings County for a full-time Paramedic/Ambulance Manager with costs not to exceed \$25,000/year and contingent on the statute permits. Comm. Elkin seconded. Roll call Vote. All voted Aye and motion carried.

Auditor Kay Haag reported the SW Counties Meeting along with a Human Resource ILG class is scheduled for January 31st, 2011 in Dickinson.

Ed Wanner expressed his concerns regarding road services for 40th St SW.

Chairman Zander discussed Commissioner portfolios. No changes were made.

Auditor Kay Haag presented the Policing Contracts for Taylor, Richardton and Gladstone. No changes were made to the contracts for 2011. Comm. Kuntz moved to approve the Policing Contracts for the 2011 budget year. Comm. Wolf seconded. All vote Aye and motion carried.

Kevin Reski, representing Great Plains Tower, presented the bid bond for the tower bid of \$185,750 received on December 28, 2010. Comm. Wolf moved to award the bid to Great Plains Tower contingent on notification of the environmental assessment having no impediments. Comm. Elkin seconded. All voted Aye and motion carried.

Marie McCabe, Human Resource Administrator, discussed having an Internal-Hire Salary policy. The policy would serve as a starting point until a decision is made regarding a Market Study for wages. The issue was tabled until more information can be gathered.

Gene Buresh, Roosevelt-Custer, presented the updated Stark County Comprehensive Plan. Comm. Hoff moved to accept the Zoning Boards recommendation to adopt the Stark County Comprehensive Plan. Comm. Elkin seconded. Roll Call Vote. All voted Aye and the motion carried. Comm. Wolf moved to authorize Chairman Zander to sign the Stark County Comprehensive Plan. Comm. Kuntz seconded. All voted Aye and motion carried.

The Board recessed at 10:52 AM for an Executive Session.

The Board reconvened at 11:00 AM.

Items discussed in the Executive Session were regarding a lawsuit with St. Alexius Medical Center and a lawsuit with Neighbors United/Dakota Resource Council.

The following **Miscellaneous Receipts** were filed: General: \$154,894.36; 10 Mill: \$18,881.96; County Road: \$149,819.41; Highway Tax Distribution: \$239,336.27; Social Services: \$68,487.37; Social Services: \$79,003.90; IT-Computer/Updates: \$265.70;

Capital Improvement: \$83,746.79; Infrastructure: \$11,393.90; County Park: \$1,921.32; County Jail: \$14,404.80; Insurance: \$5,672.93; Comp Health: \$7,869.80; Emergency: \$1,890.98; VSO: \$22,402.76; Social Security: \$18,291.77; Advertising: \$973.30; County Agent: \$26,234.81; Weed Control: \$5,709.83; 911 Revenue: \$26,347.15; Adult Education: \$190.00; FingerPrint Station: \$249.00; Domestic Violence: \$455.00; Traf Safety Grant: \$3,869.56; Cops Grant: \$8,656.13; Estimate Tax: \$720.00; Game and Fish: \$16,212.00; Security/Transfer DJS Reimb: \$278.98; SW Victim Witness Program: \$15,837.27; Domestic Violence Rape Crisis Center: \$510.00; Preservation Fee: \$3,084.00; State Reimbursement: \$590.00; Other Reimbursements: \$1,727.99; Judgment Execution: \$1,400.00; 911 Equipment: \$8,782.43;

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

Kay Haag, Auditor

Ken Zander, Chairman