

Official Proceedings

January 8, 2013
8:00 am

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

Chairman Zander asked for any additions or deletions to the agenda. Auditor Kay Haag deleted Anthony Kleinwachter. Comm. Hoff added Zoning. Comm. Hoff moved to approve the agenda with the additions and deletion. Comm. Elkin seconded. All voted Aye and the motion carried.

Comm. Wolf moved to approve the minutes from the December 27, 2012. Comm. Hoff seconded. All voted Aye and the motion carried.

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

General: Payroll: \$182,358.34; NDPers: \$25,519.09; Jay Elkin: \$310.80; Elks 1137: \$10.95; ND County Commissioners Assoc: \$1,425.00; ND County Auditor Association: \$75.00; Dakota Water Treatment: \$58.00; Thos Y Pickett & Company: \$16,000.00; Maintenance Management: \$1,060.00; Consolidated: \$480.80; MDU: \$3,518.93; Roughrider Electric: \$150.00; Southwest Water Authority: \$44.05; Mann's Plumbing: \$401.32; Newby's Ace Hardware: \$255.64; Otis Elevator: \$2,749.83; City Of Dickinson: \$10,932.67; Walmart Community: \$521.37; Maus & Nordsven: \$1,372.00; Sandness Law Office: \$232.50; Cenex Fleetcard: \$5,842.75; Farmers Union Oil of Bis/Man: \$1,860.42; WEX Bank: \$797.80; CMRS-PB: \$10,000.00; AT&T Mobility: \$2,020.10; US Postal Services: \$50.00; Century Link: \$487.00; Great Plains Directory: \$151.05; George Kuchynski: \$13.50; Pitney Bowes Inc: \$70.54; Thompson Media: \$428.50; Thompson Publishing: \$1,265.50; Dickinson Press: \$209.34; Richardton-Taylor Ambulance: \$16,000.00; Ralph Weisenberger: \$74.60; Doug Brost: \$200.00; Highlands Engineering: \$200.00; Dickinson Parks & Rec: \$49.92; Belfield Sportsman Club: \$450.00; Connie Monson: \$90.00; MOCIC: \$150.00; Post Board: \$25.00; Quality Quick Print: \$55.00; SBM Inc: \$222.58; West Payment Center: \$221.04; Visa: \$274.91; Picture Me Portrait: \$279.76; Advanced Business Methods: \$408.73; Balco Uniforms: \$624.65; Superior Cleaners: \$3.00; Wanner Western Wear: \$122.00; Charbonneau Car Center: \$209.20; Dickinson Tire: \$853.52; T-Rex Conoco Inc: \$46.15; Farmers Union of Richardton: \$355.97; LEC Maintenance: \$10,011.74; Metro- Area Ambulance: \$274.95; Stark County Auditor (Federal Deposit): \$549.86; NDACO: \$15,914.91; Verizon Wireless: \$80.02; ND 911 Association: \$25.00; NDEMA: \$50.00; ESRI: \$3,750.00; NACO: \$484.00; Roosevelt Custer Regional Council: \$25,000.00;

County Road: MBI Energy Logistics: \$706.50; American Bank Center: \$34,175.13; Westlie Truck Center: \$32,098.00; Charbonneau Car Center: \$85,500.00; Maintenance Management: \$160.00; AT&T Mobility: \$251.85; City Of Belfield: \$22.25; City Of Dickinson: \$83.36; City Of Richardton: \$54.90; Consolidated: \$44.39; MDU: \$1,089.94;

Roughrider Electric: \$1,576.00; Southwest Water Authority: \$56.39; Century Link: \$56.48; Gerry Dukart: \$34.88; Visa: \$96.99; Fleet Pride: \$896.12; Hedahls Headquarters: \$60.15; J & J Operating: \$519.76; Nelson International: \$387.58; Prairie Auto Parts: \$45.16; Praxair: \$65.79; Wallwork Truck Center: \$359.98; Westlie Crossroads: \$442.51; Walmart: \$89.11; West Plains Inc: \$248.87; Southwest Grain: \$18,668.86; Dakota Filter Supply: \$9.14; General Steel: \$48.29; Lenny's Repair: \$12.54; Mid-West Doors: \$212.65; Pump Systems: \$174.86; Road Equipment Parts Center: \$187.82; Runnings Supply: \$39.37; West Dakota Oil: \$603.56; Kevin Fugere: \$35,610.83; Northern Improvement: \$21,833.84; Ivan & Beryl Sievers: \$9,057.60; Vincent & Ardell Veverka: \$22,963.50; Frank & Anna Walter: \$34,856.25; Laker Chemical: \$2,790.00; Coca-Cola: \$42.00; NDACE: \$245.00;

Highway Tax Distribution: Payroll: \$90,051.81; NDPers: \$23,111.50; NDACO: \$24,974.87;

Social Welfare: Payroll: \$158,221.34; NDPers: \$39,095.89; NDACO: \$8,771.97; AT&T Mobility: \$134.49; ND Dept of Human Services: \$3,930.27; Emil Berard: \$840.00; Braun Distributing: \$200.84; City of Dickinson: \$183.30; Comfort Suites: \$276.00; Consolidated: \$815.32; Dickinson Press: \$23.36; DJ's Tesoro: \$35.49; Bertie Gustafson: \$615.98; MDU: \$1,184.86; NDACSSD: \$50.00; Newby's Ace Hardware: \$60.48; Pitney Bowes Inc: \$258.09; Professional Printing: \$57.00; Record Keepers: \$18.00; Rimrock Trailway: \$119.00; SBM Inc: \$2,463.87; Stevenson Funeral Home: \$3,900.00; Sunrise Youth Bureau: \$333.75; Temp Right Service: \$95.00; The UPS Store: \$71.85;

County Poor: ND Dept of Human Services: \$25,740.54;

IT – Computer/Updates: NDACO Resources: \$7,472.20; NDACO: \$191.58; Consolidated: \$237.90; Vanguard Appraisals: \$2,475.00; Hewlett-Packard: \$203.00; NDSU: \$556.00; Governsoft: \$12,195.00;

Fair Board: Stark County Fair Board: \$22,348.46;

Insurance: NDACO: \$21,067.83; American Insurance Center: \$19.00;

Comp Health Care: NDPers: \$24,769.44; Blue Cross Blue Shield: \$189.40;

VSO Fund: Payroll: \$7,423.92;

Social Security: Stark County Auditor (Federal Deposit): \$31,976.38;

Advertising: The Dickinson Press: \$261.10; SW Community Service: \$8,500.00;

County Agent: Payroll: \$4,349.16; NDPers: \$457.92; NDACO: \$249.63; Kurt Froelich: \$256.17; NDSU Extension Service: \$79.80; Samantha Roth: \$806.61; Consolidated: \$183.07; NDSU: \$67.00; Walmart: \$4.64;

Weed Control: Payroll: \$9,718.49; NDPers: \$2,410.17; NDACO: \$2,089.95; Walmart: \$80.39; Stark County Auditor (Federal Deposit): \$219.35;

9-1-1: Payroll: \$4,397.53; NDPers: \$1,478.09; Stark County Auditor (Federal Deposit): \$312.42; NDACO: \$12,057.13; City of Dickinson: \$9,980.83; Visa: \$405.20; Century Link: \$1,610.72; Consolidated: \$561.00; Reservation Telephone: \$80.00;

Domestic Violence: State Treasurer: \$105.00;

Seatbelt Grant: Farmers Union Oil Bis/Man: \$265.29;

Saturation Patrol Grant: Payroll: \$2,715.70;

Cops Grant 2011: Payroll: \$4,045.50; NDPers: \$967.44; Stark County Auditor (Federal Deposit): \$361.28;

Cops Grant 2009: Payroll: \$4,045.50; NDPers: \$967.44; Stark County Auditor (Federal Deposit): \$349.00;

Misc. Grants: Balco Uniforms: \$391.16; Dickinson Ambulance: \$4,577.00;

Security Reimbursements: Farmers Union Oil of Bis/Man: \$139.12;

SW Victim Witness Program: Payroll: \$4,736.22; NDPers: \$970.14; NDACO: \$191.59; AT&T Mobility: \$131.66; Verizon Wireless: \$101.37; Consolidated: \$40.50; Stark County Auditor (Federal Deposit): \$346.93;

DVRCC: Domestic Violence: \$841.50;

Preservation Fund: Payroll: \$84.06; Consolidated: \$59.95;

State Reimbursements: Tom Grosz: \$50.00; Pete Sellie: \$25.00; Brandon Stockie: \$50.00; Frederick Lee: \$25.00; Lauren Asheim: \$25.00; David Wallace Jr: \$25.00;

Siren Contingency: Roughrider Electric: \$266.00;

Other Reimbursements: Denise M Andahl: \$700.00; Consolidated: \$182.00; Visa: \$582.50; East End Auto: \$230.00; Sax Motor Company: \$210.41; Office of Attorney General: \$2,055.00;

Judgment Execution: Credit Collections Bismarck: \$1,300.00; Stark County Sheriff Dept: \$100.00;

911 Equipment: Consolidated: \$55.62;

Sheriff Clarence Tuhy gave an update of the Stark County Sheriff's Department.

Comm. Elkin moved to award the purchase of three vehicles for the Sheriff's Department to Parkway Ford. Comm. Wolf Seconded. All voted Aye and the motion carried.

Sheriff Clarence Tuhy reported the truck regulatory position and the task force position currently have open positions.

Sheriff Tuhy reported six new Icop camera systems will be needed. Three systems will be covered under the Energy Impact Grant and three will be needed to be purchased through Stark County at approximately \$5,300/system. Comm. Elkin moved to approve the purchase of three camera systems through Stark County. Comm. Kuntz seconded. All voted Aye and the motion carried.

Sheriff Clarence Tuhy requested to add four Deputies to the SWAT Team and attend training in Grand Forks. The SWAT Team is administered by the Dickinson Police Department. The Commission instructed Sheriff Clarence Tuhy to have a Dickinson Police Department representative to attend the next meeting for discussion.

The Sheriff's Department is currently fully staffed with 18 sworn officers and four clerical employees.

Al Heiser, Road Superintendent, gave update on roads and discussed.

Al Heiser, Road Superintendent, reported Bakken Express is currently having issues getting right-of-way to widen a road.

Tim Kelly, Kadrmas, Lee & Jackson, gave the engineers report, updates on current projects and presented a draft of the mill levy revisions. Comm. Elkin inquired if Kadrmas, Lee & Jackson would get involved in the site plan review process for planning and zoning. Tim Kelly advised they would assist with the review as long as the developer is not a client of Kadrmas, Lee & Jackson.

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

| <i>Bank</i> | <i>Deposits</i> | <i>Market Value</i> | <i>Pledges</i> |
|----------------------------------|------------------------|----------------------------|-----------------------|
| American Bank Center | \$15,056,013.24 | \$24,198,222.00 | \$16,286,614.56 |
| Dacotah Bank – CD's | \$0.00 | \$0.00 | \$0.00 |
| Dakota Community Bank | \$9,339,055.88 | \$10,352,009.75 | \$9,997,961.47 |
| Bremer Bank – CD | \$500,000.00 | \$1,713,613.06 | \$275,000.00 |
| Bank of the West | \$0.00 | \$0.00 | \$0.00 |
| Western Cooperative Credit Union | \$0.00 | \$0.00 | \$0.00 |

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

Bill Fahlsing, 911 Coordinator/Emergency Manager and a representative from the Road Department will attend the Pipeline Safety Meeting.

Kurt Martin, Gladstone Mayor, inquired if the Road Department could install two signs coming into the City of Gladstone restricting the use of jake brakes.

Kurt Martin, Gladstone Mayor, presented information regarding the elected Gladstone Park Board versus town members that are not elected and acting as a park Board. The town members are not acting legally according to the Secretary of State and Attorney General's Office. Kurt Martin, Gladstone Mayor, asked for assistance from the States Attorney's Office.

Comm. Hoff presented a recommendation from the Zoning Board to approve Richard Barnard's request for a zoning change from Agricultural to Rural Residential on Government Lot 2 of Section 6, Township 140, and Range 95 containing approximately 42.5 acres.

Comm. Elkin moved to accept the Zoning Boards recommendation Richard Barnard's request for a zoning change from Agricultural to Rural Residential and following staff recommendations on Government Lot 2 of Section 6, Township 140, and Range 95 containing approximately 42.5 acres. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff moved to approve the proposed amendments to the Stark County Zoning Ordinance as adopted on October 2, 2012. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Deb Nelson, Vision West, requested the Commission appoint a representative from Stark County. Comm. Elkin appointed Laurie Wagner to the Vision West Board. Comm. Wolf seconded. All voted Aye and the motion carried.

Mark Schwaemmle submitted a letter to the Commission requesting Stark County to remove a fence that is located on his property, Lot 11 Block 8 OP Belfield. The Commission instructed Al Heiser, Road Superintendent, to have his crew remove the fence.

Chairman Zander asked for nominations for the Chairman of the Board. Comm. Wolf nominated Ken Zander. Comm. Elkin seconded and moved nominations cease and cast a unanimous ballot. All voted Aye and the motion carried with Comm. Zander abstaining.

Chairman Zander asked for nominations for Vice-Chairman. Comm. Kuntz nominated Russ Hoff. Comm. Wolf seconded and moved nominations cease and cast a unanimous ballot. All voted Aye and the motion carried with Comm. Hoff abstaining.

Chairman Zander discussed Commissioner portfolios. No changes were made.

The following **Miscellaneous Receipts** were filed: General: \$222,995.38; 10 Mill: \$33,370.58; County Road: \$189,925.67; Highway Tax Distribution: \$321,950.52; Special Road & Bridge: \$10,025.92; Social Services: \$71,383.31; County Poor: \$139,625.67; IT-Computer/Updates: \$585.68; Capital Improvement: \$87,024.72; County Park: \$13,803.21; County Jail: \$25,457.97; Insurance: \$10,025.92; Comp Health: \$13,908.50; Emergency: \$3,341.97; VSO: \$31,023.20; Social Security: \$31,383.74; Advertising: \$1,720.13; County Agent: \$38,386.10; Weed Control: \$22,245.90; 911 Revenue: 35,555.79; Adult Ed: \$337.00; Fingerprint Station: \$328.00; Domestic Violence: \$525.00; Seat Belt Grant: \$1,832.31; Cops Grant 2011: \$16,007.94; Cops Grant 2009: \$15,981.12; Misc. Grants: \$4,577.00; Estimate Tax: \$2,068.46; Game and Fish: \$23,346.00; Security/Transfer DJS Reimb: \$139.12; SW Victim Witness Program: \$1,916.50; Domestic Violence & Rape Crisis Center: \$841.50; Preservation Fee: \$137,407.36; State Reimbursements: \$125.00; Siren Contingency: \$33.42; Other Reimbursements: \$4,251.41; Judgment Execution: \$1,400.00; 911 Equipment: \$6,274.66;

Comm. Kuntz moved to adjourn. Comm. Elkin seconded.

Kay Haag, Auditor

Ken Zander, Chairman