

OFFICIAL PROCEEDINGS

June 7, 2011
8:00 am

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

Chairman Zander asked for any additions to the agenda. Comm. Hoff added Zoning and Comm. Elkin added 41st St Speed Limit. Comm. Hoff moved to approve the agenda with the additions. Comm. Elkin seconded. All voted Aye and the motion carried.

Comm. Kuntz moved to approve the minutes from the May 3, 2011 meeting. Comm. Wolf seconded. All voted Aye and the motion carried.

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

General: Institute of Local Govt: \$80.00; Kay Haag: \$456.64; Commission for Continuing Education: \$25.00; West Payment Center: \$632.15; Dakota Water Treatment: \$35.25; SBM Inc. \$973.05; Walmart: \$185.10; Midwest Business: \$311.49; Xerox Corporation: \$534.78; Diane Brines: \$25.00; Comfort Inn: \$189.00; Natalie Wandler: \$25.00; Don Jones: \$560.00; Border States Electric: \$108.16; Bosch Lumber: \$52.40; Braun Distributing: \$1,409.12; DJ's Tesoro: \$213.22; Duraclean: \$892.00; Jerome Distributing: \$66.50; Jon's Home Comfort: \$164.03; Newby's Ace Hardware: \$55.11; RJ Distributing: \$166.00; Twin City Roofing: \$426.00; City of Dickinson: \$8,670.37; MDU: \$2,363.90; NDPers: \$15,808.47; Greenwood & Ramsey: \$251.00; Dickinson Ambulance: \$1,945.00; Farmers Union Oil Richardton: \$395.16; Fleet Services: \$3,011.41; D & L Lawn Mowing: \$60.00; AT & T: \$1,201.85; Consolidated: \$407.65; Qwest: \$487.00; Dakota Rubber Stamp: \$24.95; Gaffaney's Floral: \$72.00; Great Plains Directory: \$235.20; Visa: \$819.72; David Bauer: \$250.00; Elks: \$39.06; Public Sector Personnel Consultants: \$6,000.00; Dickinson Parks & Rec: \$65.52; Dan Porter Motor: \$36.62; T-Rex Conoco: \$401.13; ND Post: \$90.00; Belfield Sportsman Club: \$25.00; Quality Quick Print: \$132.09; Service Printers: \$189.90; Advanced Business Methods: \$359.88; Superior Cleaners: \$33.00; Wanner Western Wear: \$107.90; Legend Auto Body: \$297.14; Dickinson Tire: \$50.95; Electronic Communications: \$330.75; Midas Auto Service: \$366.91; Parkway Ford: \$1,131.98; Sax Motor: \$58,853.25; Farmers Union Oil of Bis/Man: \$3,068.72; Ace 24 Hr Towing: \$205.00; Kupper: \$42.00; Dickinson Police: \$99.99; Sirchie Finger Print Lab: \$308.50; Ultramax: \$286.00; LEC Maintenance: \$7,736.98; Stevenson Funeral Home: \$225.00; Stark County Auditors Federal Fica Medicare: \$454.06; ND Association of Counties: \$7.48; Dickinson Press: \$100.80; Payroll: \$138,391.17;

10 Mill: Kadrmas Lee & Jackson: \$3,621.66;

County Road: Kadrmas Lee & Jackson: \$29,292.46; Northern Improvement: \$28,160.26; Onsite Improvements Inc.: \$550.00; North Central Rental & Leasing: \$247,785.34; City of Belfield: \$21.50; City of Dickinson: \$114.58; Consolidated: \$68.80; MDU: \$684.82; Southwest Water: \$42.10; City of Richardton: \$54.90; Qwest: \$55.44; Roughrider Electric: \$6,098.68; Country Drug Store: \$13.96; Hedahls Headquarters: \$8.54; Kohler Communications: \$59.85; Runnings Supply: \$1,200.28; Western Fire & Safety: \$34.80; ND Dept of Transportation: \$10.00; Carquest Auto Parts: \$151.39; Dakota Filter Supply: \$291.97; Dakota Tool & Machine: \$21.00; East End Auto: \$210.00; Interstate Power: \$205.70; Nelson International: \$1,813.00; Sax Motor: \$332.14; Schmidt Repair Inc.: \$915.21; Todd's Auto: \$425.00; Belfield Automotive Supply: \$37.89; Butler Machinery: \$1,151.70; Diamond Truck Equipment: \$7,856.76; RDO Equipment Co: \$561.50; West Plains Inc: \$339.06; Southwest Grain: \$23,993.81; West Dakota Oil: \$177.02; West Plains Inc: \$16.75; Basin Hydraulic: \$75.57; Capital Industries: \$4,100.00; George's Tire Shop: \$30.00; Ray's Auto Electric Inc: \$239.90; Rummel Auto Wrecking: \$19.80; Trimac Transport: \$2,741.20; Husky Oil Market: \$7,941.60; Laker Chemical: \$2,007.00; Logo Magic Inc: \$104.00; Payroll: \$234.75;

Highway Tax Distribution: NDPers: \$15,918.46; ND Association of Counties: \$529.00; Payroll: \$71,619.42;

Special Road & Bridge: Load O Meter: \$36,760.00;

Social Welfare: NDPers: \$38,603.10; Montana Vital Statistics: \$12.00; ND Dept of Human Services: \$3,978.76; US Postal Service: \$17.60; Social Services: \$6,958.03; Wrap Around Checks: \$1,325.00; Payroll: \$161,683.06; NDACO: \$253.52;

County Poor: ND Dept of Human Services: \$29,367.62;

IT – Computer/Updates: Information Technology Department: \$1,236.60; Payroll: \$4,723.99 NDACO Resources: \$374.00; NDPers: \$1,264.00; Stark County Auditor (Federal Deposit): \$361.38; ND Association of Counties: \$4.21; Consolidated: \$199.52; ESP Computers: \$949.00; Hewlett-Packard: \$313.17; SBM Inc: \$99.92; Visa: \$367.95;

Capital Improvement: Kadrmas Lee & Jackson: \$402.17; Tooz Construction: \$114,768.00;

Oil & Gas Infrastructure: Belfield School District: \$17,340.39; South Heart School District: \$0.10;

County Park: Fred Tooz: \$4,000.00;

Fair Board: Stark County Fair Board: \$701.06;

County Jail: SWMCCC: \$62,909.52;

Insurance: NDACO: \$311.57; American Insurance: \$30.00;

Comp Health: NDPers: \$21,776.58; Blue Cross Blue Shield: \$155.50;

VSO Fund: SBM Inc: \$499.00; Payroll: \$6,364.61;

Social Security: Stark County Auditor (Federal Deposit): \$27,536.05;

Advertising: Dickinson Press: \$171.50; ND Newspaper Association: \$227.10;

County Agent: ND Association of Counties: \$9.58; NDSU Extension Service: \$402.19; Kurt Froelich: \$30.00; Samantha Roth: \$30.00; Consolidated: \$147.05; Pitney Bowes: \$61.19; SBM Inc: \$114.50; Walmart: \$5.64; Advanced Business Methods: \$1,783.16; Brenda Erie: \$100.00; Kirsten Hansen: \$134.68; Payroll: \$4,402.67; NDPers: \$407.70;

Weed Control: NDPers: \$2,269.39; ND Association of Counties: \$43.81; Diane Allmending: \$408.38; Dickinson Press: \$482.00; Quality Quick Print: \$120.00; Crop Production: \$3,180.80; Runnings Supply: \$449.46; Western Fire & Safety: \$92.00; Walmart: 119.99; George's Tire Shop: \$114.00; Great Plains Directory: \$100.80; West Plains Inc: \$11.70; Rudy's Lock & Key: \$4.00; Stark County Auditor: \$188.44; Payroll: \$10,501.14;

9-1-1: NDPers: \$1,207.96; Stark County Auditor (Federal Deposit): \$234.65; ND Association of Counties: \$5.72; City of Dickinson: \$7,753.93; Priority Dispatch: \$1,338.00; Qwest: \$1,608.60; Reservation Telephone Coop: \$80.00; Consolidated: \$967.50; Payroll: \$3,380.02;

Adult Education: Extension Pesticide Program: \$14.00;

Domestic Violence: State Treasurer: \$735.00;

Traf Safety Grant: Payroll: \$610.40;

Oil Impact Grant: Payroll: \$1,050.32;

Cops Grant: NDPers: \$1,283.16; Stark County Auditor: \$234.49; Payroll: \$3,392.64;

Misc. Grants: Scuba One: \$4,886.45;

Security Reimbursements: Farmers Union Oil: \$147.26; Fleet Services: \$139.12;

SW Victim Witness Program: AT & T: \$263.57; ND Association of Counties: \$3.39; Southwest Wireless: \$239.99; Consolidated: \$5.34; NDPers: \$733.15; Stark County Auditor: \$307.65; Payroll: \$4,222.85;

Hazardous Chemical Prep: Dickinson Area Ambulance Service: \$480.00;

DVRCC: Domestic Violence: \$695.50;

Preservation Fund: Advanced Business Methods: \$132.50; Cass County Treasurer: \$1,263.00; Consolidated: \$49.95 Payroll: \$127.95;

State Reimbursements: Tom Grosz: \$25.00;

Siren Contingency: Denny's Electric: \$105.00; Roughrider Electric: \$280.00; Visa: \$62.49;

Other Reimbursements: Consolidated: \$182.03; Visa: \$538.12; ND Pers: \$460.00; PNC Equipment Finance LLC: \$33,660.16;

Judgment Execution: Credit Collections Bureau: \$480.78; Stark County Sheriff's Dept: \$315.28; Tim Melton: \$2,372.79;

911 Equipment: Dickinson Press: \$19.60; JP Steel & Supply Inc: \$59.21; Consolidated: \$52.03;

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

Veterans Service Officer Leslie Ross introduced Heather Guzik as the new Assistant Veterans Service Officer.

Road Superintendent Al Heiser gave an update on road conditions.

Road Superintendent Al Heiser reported that the North Dakota Department of Transportation and the North Dakota Association of Oil and Gas Producing Counties scheduled an emergency meeting with oil counties and the oil industry Friday, June 10, Watford City, 10:00 am – 12:00 noon central time at the McKenzie County Courthouse.

Road Superintendent Al Heiser discussed the bridge collapse by Belfield. Federal aid funds may be available from the North Dakota Department of Transportation. The bridge is being analyzed for bridge replacement or a box culvert.

Road Superintendent Al Heiser reported Stark County was offered 7.3 million dollars with a 90/10 split for paving and 1.605 million dollars with a 25/75 split for gravel and grading. The road projects must be completed by June 30, 2013. Comm. Wolf moved to accept the 7.3 million dollars and allocate 3.4 million for paving and to reject the 1.605 million dollars for gravel and grading. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Road Superintendent Al Heiser discussed revisions to the Stark County Residential Subdivision Roadway Standards Policy. Comm. Wolf moved to adopt a resolution

revising the Stark County Residential Subdivision Roadway Standards Policy regarding roads, road maintenance and road footages. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Sister Phoebe Schwartze, representing Old Red Old Ten Scenic Byway, requested \$11,188 for marketing materials and enhancing their digital presence. The Commission decided to present it to the Park Board.

Chairman Zander made an announcement to call a Special Park Board Meeting at 11:00 A.M., contingent upon contacting the board members.

Lyle Koller, Experience Works, presented information regarding Senior training for job placement in the community.

Comm. Hoff presented a recommendation from the Zoning Board to approve Bakken Developments request for a zoning change from Agricultural to Residential Low Density and the preliminary plat contingent upon approval of a final plat. The location being 40.47 acres located in Lot 4, Section 4, Township 139, Range 94. Comm. Hoff moved to accept the Zoning Boards recommendation to approve Bakken Developments zoning change from Agricultural to Residential Low Density contingent upon approval of final plat and adhering to the new Stark County Subdivision Policy. Comm. Kuntz seconded. Roll call vote. All voted Aye with Comm. Elkin abstaining and the motion carried.

Gayle Elkin, representing Taylor Community Activities Inc., requested funding for the Heritage Hill public restroom project. The Commission decided to present it to the Park Board. The request was added to the Special Park Board meeting.

Comm. Hoff moved to reduce the Social Service Board from nine members to seven members. Comm. Elkin seconded. All voted Aye and motion carried.

Comm. Wolf moved to reappoint Jim Hope, Pete Kuntz and Jay Elkin to the Social Service Board. Comm. Hoff seconded. All voted Aye and motion carried.

Comm. Elkin moved to reappoint Jerry Mayer to the Vector Control Board. Comm. Kuntz seconded. All voted Aye and motion carried.

Discussion was held regarding legislative redistricting, it is required if the population for Stark County increases more than 10%. Stark County's population increased 6.9%. Comm. Wolf moved not to redistrict in Stark County. Comm. Hoff seconded. All voted Aye and the motion carried.

The County Board of Equalization began at 10:00 AM. Stark County Tax Assessor, Diane Brines presided.

City of Dickinson Assessor, Joe Hirschfeld, reported in the City of Dickinson the true and full valuation will be \$1,023,437,150 and the taxable valuation will be \$47,290,563 for

2011. Comm. Wolf moved to accept the City of Dickinson valuations recommended by the City Assessor. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

County Assessor Diane Brines reported in the City of Belfield the true and full valuation will be \$21,743,800 and the taxable valuation will be \$1,004,461 for 2011. New residential construction of \$178,900 and new commercial construction of \$63,600 was reported. Seven veteran exemptions and eleven residential exemptions were reported. Comm. Hoff moved to approve the City of Belfield valuations. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

County Assessor Diane Brines reported in the City of South Heart the true and full valuation will be \$11,959,500 and the taxable valuation will be \$543,653 for 2011. New residential construction of \$256,600 was reported. One veteran exemption and four residential exemptions were reported. Comm. Kuntz moved to approve the City of South Heart valuations. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

County Assessor Diane Brines reported in the City of Gladstone the true and full valuation will be \$4,873,700 and the taxable valuation will be \$221,735 for 2011. New residential construction of \$191,700 was reported. One residential exemption was reported. Comm. Hoff moved to approve the City of Gladstone valuations. Comm. Wolf seconded. Roll call vote. All voted Aye and the motion carried.

County Assessor Diane Brines reported in the City of Taylor there was a reevaluation on residential properties, the true and full valuation will be \$4,936,300 and the taxable valuation will be \$224,260 for 2011. Comm. Wolf moved to accept the City of Taylor valuations. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

County Assessor Brines reported in the City of Richardton the true and full valuation will be \$19,475,800 and the taxable valuation will be \$887,284 for 2011. New residential construction of \$16,700 and new commercial construction of \$62,800 was reported. Seven veteran exemptions were reported. Comm. Elkin moved to approve the City of Richardton valuations. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

County Assessor Brines reported in the county the true and full valuation will be \$471,083,800 and taxable valuation will be \$22,508,742 for 2011. New residential construction of \$15,755,700 and new commercial construction of \$4,471,900 was reported. Thirty Four new two year residential exemptions, 19 existing two year residential exemptions and 16 veteran exemptions were reported. Countywide there was an average increase of 11.3%. The average increase when taking into consideration the City of Dickinson, small cities and rural Stark County is 11.3%. Farm land had an increase of 9.95%, the average value per acre is \$221.33. Comm. Elkin moved to

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

Chairman Zander opened the public hearing for EDOG Logistics, LLC application for a property tax exemption. John C. Wadsworth, representing EDOG Logistics LLC, presented a five year 100% property tax exemption. Comm. Elkin moved to deny EDOG Logistics LLC the property tax exemption. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried. Discussion was held giving EDOG Logistics, LLC the opportunity to reapply for the property exemption.

Comm. Elkin moved to authorize Chairman Zander to sign the Energy Impact Grant for truck regulatory reimbursement. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Hoff moved to allow Twin City Roofing to withdraw their bid and award the bid to Insulation Supply Co. for the County Agent roof repair. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

The Board recessed at 11:00 AM for a Special Park Board Meeting.

The Board reconvened at 11:15 AM.

RaeDeen Weinberger, Recorder, reported the remodeling for her office will be \$12,692.00. Comm. Kuntz moved to authorize the remodeling job and take the funds from Capital Improvement. Comm. Elkin seconded. All voted Aye and the motion carried.

Discussion was held regarding hiring and sharing a clerk between the Auditor's Office and Tax Director's Office.

Tim Kelly, Kadrmas, Lee & Jackson, gave the engineer's report.

Discussion was held regarding the speed differential between trucks and cars on 41st Street from South Heart road to Billings County line. Comm. Wolf moved to set the speed limit on 41st Street to 45 mph for all vehicles. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried. This rescinds earlier action taken.

Comm. Hoff presented a recommendation from the Zoning Board to approve Baranko Brothers Inc. request for a Conditional Use Permit for a 16' x 76' manufactured building for temporary housing for employees, office space and meeting and break room. The location being 12.46 acres located in Lot 10, Section 3, Township 140, Range 96. Comm. Hoff moved to accept the Zoning Boards recommendation to approve Baranko Brothers request for a Conditional Use Permit. Comm. Elkin seconded. Roll call vote. All voted Aye with Comm.

Comm. Hoff presented a recommendation from the Zoning Board to deny Bruce Kouba and Janice Wandlers request for a zoning change from Agricultural to Agricultural/Residential and to present a new preliminary plat that addresses the existing private road. The location being 39.46 acres located in SE4, Section 18, Township 140, Range 96. Comm. Hoff moved to accept the Zoning Boards recommendation to deny Bruce Kouba and Janice Wandlers request for a zoning change from Agricultural to Agricultural/Residential. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Walt Steiner, Kadrmas, Lee & Jackson, representing Suzanne Medley, presented a final plat for County Line Industrial Park, consisting of 150 acres in Section 4, Township 140, Range 96. Comm. Elkin moved to accept the final plat for County Line Industrial park. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Discussion was held regarding voting a proxy for Red Trail Energy. Comm. Wolf moved to abstain from voting. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$101,409.74; County Road: \$96,128.75; Highway Tax Distribution: \$171,260.96; Social Services: \$156,852.41; IT-Computer/Updates: \$3,822.67; Capital Improvement: \$52,710.97; Infrastructure: \$17,994.28; County Park: \$114.00; Social Security: \$2,812.80; Weed Control: \$2,603.81; 911 Revenue: \$29,966.40; Adult Education: \$50.33; Asset Forfeiture: \$475.00; FingerPrint Station: \$312.00; Domestic Violence: \$1,435.00; Oil Impact Grant: \$1,967.00; Estimate Tax: \$11,023.28; Game and Fish: \$8,814.00; Security/Transfer DJS Reimb: \$147.26; SW Victim Witness Program: \$6,614.46; Hazardous Chemical Prep: \$3,087.50; Domestic Violence & Rape Crisis Center: \$695.50; Preservation Fee: \$4,965.00; Other Reimbursements: \$22,572.75; Judgment Execution: \$3,168.85; 911 Equipment: \$9,988.81;

Comm. Elkin moved to adjourn. Comm. Hoff seconded.

Kay Haag, Auditor

Ken Zander, Chairman