

## Official Proceedings

March 2, 2010

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. Comm. Hoff added Emergency Management letter. Auditor Alice Schulz added Southwest Counties meeting. Comm. Hoff moved to approve the agenda with the additions. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Zander moved to approve the minutes from the February 2, 2010 meeting. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Zander moved to approve the minutes from the February 4, 2010 special meeting. Comm. Elkin seconded. All voted Aye and the motion carried.

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

**General:** Payroll: \$127,381.73; Linda L Gingery: \$95.90; West Payment Center: \$444.00; Dakota Water Treatment: \$31.50; SBM Inc: \$1,193.77; Carol Beckert: \$285.95; Institute of Local Govt: \$280.00; Rocky Mountain Oil Journal: \$189.00; Diane Brines: \$32.50; Natalie Wandler: \$32.50; B & M Security Inc: \$16.50; Berger Electric: \$263.85; Braun Distributing: \$585.95; City of Dickinson: \$8,078.06; DJ's Tesoro: \$102.76; ETSystems Inc: \$162.50; Mann's Plumbing: \$210.00; Newby's Ace Hardware: \$108.48; One Stop Rental: \$16.75; Peterson's Cleaning: \$160.00; Superior Cleaners: \$61.00; MDU: \$3,917.49; Walmart: \$153.33; NDPers: \$14,820.88; Hann Law PLLC: \$135.00; Hardy, Maus & Nordsvan: \$679.50; Dickinson Area Ambulance: \$1,850.00; Farmers Union Oil of Bis/Man: \$1,940.91; Gary's Painting & Lawn Care: \$350.00; US Postal Service: \$50.00; Alltel: \$717.84; Consolidated: \$535.22; Qwest: \$487.00; Reserve Account: \$15,000.00; Pitney Bowes Inc: \$175.08; Unlimited Office: \$513.61; Xerox Corporation: \$300.59; Dickinson Parks & Rec: \$72.80; Comfort Inn: \$59.00; NDACO: \$214.65; Duraclean Cleaning: \$50.00; Secretary of State: \$36.00; SW Wireless: \$49.99; West Government Services: \$193.60; Visa: \$61.78; Advanced Business Methods: \$175.78; Advanced Collision Center: \$357.16; Dickinson Tire: \$1,267.80; Electronic Communications: \$332.50; Sax Motor Co: \$83.70; T-Rex Conoco: \$335.97; Cenex Fleetcard: \$105.65; Farmers Union of Richardton: \$414.31; Fleet Services: \$2,316.26; Todd Weiler: \$60.00; Galls An Aramark: \$23.99; Ultramax: \$2,099.00; LEC Maintenance: \$6,875.20; Stark County Auditor (Federal Deposit): \$454.93; Dan's Supermarket: \$26.77; Pizza Hut: \$61.45; ND State Radio Center: \$1,080.00; Dickinson Press: \$82.53;

**10 Mill:** Kadrmas, Lee & Jackson: \$10,438.67; Roughrider Electric: \$14,268.41;

**County Road:** Payroll: \$223.65; Kadrmas, Lee & Jackson: \$247.52; BG Excavation Inc: \$825.00; Hlebechuk Construction: \$495.00; American Bank Center: \$15,970.84; Alltel: \$88.40; City of Belfield: \$21.67; City of Dickinson: \$63.89; City of Richardton: \$54.90; Consolidated: \$38.56; MDU: \$2,340.33; Qwest: \$110.16; Roughrider Electric: \$2,496.00; SW Water Authority: \$44.80; Acme Tools: \$315.97; Arc Aid Thrift Store: \$16.80; Belfield Automotive: \$28.24; Carquest Auto Parts: \$168.74; Dakota Signwerks: \$16.00; Estes: \$153.38; Fastenal Company: \$50.72; Federal Publishing: \$278.50; General Steel: \$340.34; Hedahl's Headquarters: \$39.27; Newby's Ace Hardware: \$195.91; Rummel Auto Wrecking: \$46.20; Runnings Supply: \$188.85; Western Fire & Safety: \$31.00; Oil Patch Hotline: \$59.00; Walmart: \$76.40; Postmaster: \$56.00; Beall Corporation: \$555.99; Dakota Filter Supply: \$126.02; Dave's Frame: \$380.00; Diamond Truck Equipment: \$195.00; Dickinson Supply: \$185.72; Dickinson Tire: \$1,178.89; George's Tire: \$608.00; Kohler Communication: \$47.25; Midwest Auto Glass: \$180.54; Performance Truck Center: \$923.81; Schmidt Repair: \$5,038.30; Todd's Auto: \$401.52; Tom's Body Shop: \$261.87; Basin Hydraulics: \$14.38; Butler Machinery: \$3,855.41; Dakota Farm Equipment: \$757.98; Daryl's Machining: \$56.60; Ray's Auto Electric: \$159.95; RDO Equipment: \$3,969.66; Missouri Valley Petroleum: \$2,448.88; Southwest Grain: \$19,933.14; West Dakota Oil: \$2,430.84; Berger Sanitation: \$360.00; Bosch Lumber Co: \$206.28; Catco: \$224.94; Central Mechanical: \$42.00; Electric Pump: \$672.21; JP Steel & Supply: \$20.87; Mid-West Doors: \$264.85; Prairie Auto Parts: \$6.42; Probuild: \$7.68; Pump Systems Inc: \$112.20; Northern Improvement: \$2,273.00; Lyle Signs Inc: \$1,506.40; Bismarck Ramkota: \$126.00; ND Dept of Transportation: \$14,875.33;

**Highway Tax Distribution:** Payroll: \$65,372.40; NDPers: \$14,150.99; NDACO: \$556.50;

**Social Welfare:** Aimee Kostelecky: \$450.00; US Postal Service: \$270.60; ND Dept of Human Services: \$6,817.78; America's Best Contacts: \$74.74; Cheryl Brooke: \$420.00; Aimee Kostelecky: \$300.00; Riddles Jewelry: \$200.00; ND Dept of Health: \$21.00; NDPers: \$37,740.80; Payroll: \$159,816.41; Social Services: \$8,570.71;

**County Poor:** ND Dept of Human Services: \$27,459.80;

**IT – Computer/Updates:** Payroll: \$4,586.40; NDPers: \$1,194.66; Visa: \$99.00; Alltel: \$66.40; Consolidated: \$175.73; Archonix Systems: \$7,111.00; CDW Government Inc: \$448.28; ESP Computers: \$194.65; SBM Inc: \$305.98; Information Technology Dept: \$1,248.60; Environmental Systems: \$2,800.69; Official Payment Center: \$225.00; NDACO Resources: \$6,599.00; Stark County Auditor (Federal Deposit): \$331.22;

**Capital Improvement:** Kadrmas, Lee & Jackson: \$3,500.00;

**Fair Board:** Stark County Fair Board: \$38,777.46;

**County Jail:** SWMCCC: \$45,318.93;

**Comp Health:** Blue Cross Blue Shield: \$144.80; NDPers: \$21,188.16;

**VSO Fund:** Payroll: \$6,015.63; SBM Inc: \$50.99;

**Social Security:** Stark County Auditor (Federal Deposit): \$25,583.02;

**Advertising:** Dickinson Press: \$254.52;

**County Agent:** Payroll: \$4,254.63; NDPers: \$393.98; Kurt Froelich: \$30.00; Samantha Roth: \$30.00; Consolidated: \$158.27; NDSU Extension Service: \$284.62; SBM Inc: \$75.93; Advanced Business Methods: \$1,176.60; Foster County Extension Service: \$48.00; Ag Communications: \$130.00; NDSU Ext Citizenship in Action: \$40.00; Tami Anderson: \$100.00; Brenda Erie: \$100.00;

**Weed Control:** Payroll: \$4,816.63; NDPers: \$1,030.33; Alltel: \$22.40; NDSU Extension Pesticide Program: \$65.00; Stark County Auditor (Federal Deposit): \$141.52;

**9-1-1:** Payroll: \$3,310.24; NDPers: \$1,230.47; Stark County Auditor (Federal Deposit): \$220.16; City of Dickinson: \$7,112.92; Comfort Inn: \$59.00; Visa: \$318.03; Qwest: \$1,607.57; Consolidated: \$439.00; Reservation Telephone: \$80.00; NDACO: \$6,408.23; Brent Pringle: \$37.50; Avtex: \$5,500.00;

**Adult Education:** NDSU Extension Pesticide Program: \$196.00; Ag Communication: \$162.00;

**Domestic Violence:** State Treasurer: \$70.00;

**Traf Safety Grant:** Payroll: \$33.19;

**Cops Grant:** Payroll: \$3,262.16; NDPers: \$1,209.00; Stark County Auditor (Federal Deposit): \$225.12;

**Game & Fish:** ND Game & Fish: \$6,441.00;

**SW Victim Witness Program:** NDVAA: \$90.00; Alltel: \$31.49; Consolidated: \$1.94; Payroll: \$3,838.95; NDPers: \$674.21; Stark County Auditor (Federal Deposit): \$281.73;

**DVRCC:** Domestic Violence: \$749.37;

**Preservation Fund:** Cass County Treasurer: \$725.00;

**State Reimbursements:** Benjamin Schuman: \$50.00; Kimberly Landis: \$25.00; Greg Forster: \$25.00; Krista Carson: \$25.00; Joyce Greff: \$25.00; Leslie Miller: \$219.50; Joe Cianni: \$25.00; Chris Hertler: \$50.00; Sheree K Hoistad: \$25.00;

**Siren Contingency:** AHW Technologies: \$10,485.00; Roughrider Electric: \$298.00;

**Other Reimbursements:** Lutheran Disaster: \$14,536.80; United Methodist: \$9,666.00; Advanced Collision Center: \$5,046.06; Comfort Inn: \$59.00; Comfort Suites: \$63.00; Consolidated: \$178.19;

**Judgment Execution:** Rentall Appliance: \$365.00; Stark County Sheriff's Dept: \$100.00;

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

Sheriff Clarence Tuhy reported the City of Belfield policing contract would cease March 13, 2010.

Auditor Alice Schulz reported Stark County was awarded \$12,093.00 for the Court Facilities Improvement Grant. Auditor Schulz asked the Commission for further direction regarding the grant. The Commission directed Auditor Schulz to go forward with the improvements and to keep the costs within the awarded amount.

Comm. Hoff presented a recommendation from the Zoning Board to grant Robert I Angerer and Kenneth J Ridl's request to amend the zoning ordinance from Agricultural to Industrial for a railroad loading facility. The location being in the S2 of Section 11, Township 139, Range 97 and a tract of land in the NW4 of Section 14, Township 139, Range 97, containing approximately 310 acres. Comm. Hoff moved to accept the Zoning Boards recommendation to grant Robert Angerer and Kenneth Ridl's request to amend the zoning ordinance from Agricultural to Industrial, subject to a signed road agreement, the completion of the permitting requirements and to hold Stark County harmless. Discussion was held regarding the properties use be limited to a railroad loading facility only. States Attorney Tom Henning stated the Special Use Permit contains those guidelines. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Jan Zent, City Assessor, reported 4 property owners, which includes 5 properties, have filed a property tax abatement for a reduction in their 2009 valuation due to tornado damage to their properties. A 50% reduction was given on the valuation to the properties that were demolished or not livable for the remaining six months of the 2009 taxable year. Comm. Zander moved to accept the City of Dickinson's recommendation of a 50% reduction on the valuation to properties that were demolished or not livable for the remaining six months of the 2009 taxable year. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Zander discussed a Distracted Driving Policy and taking a proactive approach towards it.

Bid opening was held for equipment rental. Bids were submitted and put on file from Butler, Hlebechuk Construction, Onsite Improvement, Tooz Construction, Baranko Brothers, Northern Improvement and Schwartz Construction.

Bid opening was held for gravel crushing. One bid was submitted by Fisher Sand and Gravel. Comm. Elkin moved to accept Fisher Sand and Gravel's bid for \$2.55 per unit price for 2010. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Alice Schulz reported the Southwest Counties meeting will be held March 29, 2010.

Al Heiser, Road Superintendent, gave an update on snow removal and gravel crushing.

Al Heiser, Road Superintendent, asked for direction in purchasing a scissor lift and a sweeper. The cost of a used scissor lift would be \$5,500.00 and a new scissor lift would be \$8,900.00. Discussion was held regarding costs to the used scissor lift. The Commission directed Al Heiser to use his judgment in making the purchase. The cost of a used sweeper would be \$4,500.00 and a new sweeper would be \$6,500.00. The Commission directed Al Heiser to do further research regarding the sweeper.

Al Heiser, Road Superintendent, reported the new load restriction signs are uniform with the State Highway Department.

Al Heiser, Road Superintendent, discussed working with Brent Pringle, Emergency Manager, in making sand and sand bags available at the County Shop for the public.

Comm. Hoff presented a recommendation from the Zoning Board to grant Dustin Dassinger's request to amend the zoning ordinance from Agricultural to Residential/Agricultural. The location being a tract of land in SE4SW4 Section 30, Township 139, Range 95, containing 10.27 acres. Comm. Hoff moved to accept the Zoning Boards recommendation to grant Dustin Dassinger's request to amend the zoning ordinance from Agricultural to Residential/Agricultural. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to grant AAG Services, LLC's request to amend the zoning ordinance from Agricultural to Residential/Agricultural. The location being a tract of land in the SE4SE4 Section 33, Township 140, Range 95, containing 3.7 acres and a tract of land in Lot 1 of Section 4, Township 139, Range 95, containing 1.44 acres. Comm. Hoff moved to accept the Zoning Boards recommendation to grant AAG Services, LLC's request to amend the zoning ordinance from Agricultural to Residential/Agricultural. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$99,340.80; 10-Mill: \$8,974.87; County Road: \$45,202.67; Highway Tax Distribution: \$124,304.06; Special

Road & Bridge: \$2,722.71; Social Services: \$106,419.86; County Poor: \$38,319.67; IT-Computer/Updates: \$782.35; Capital Improvement: \$21,449.87; Oil & Gas Infrastructure: \$2,914.23; County Park: \$5,431.78; County Jail: \$6,655.52; Insurance: \$2,227.67; Comp Health: \$3,226.92; VSO: \$1,109.25; Social Security: \$6,782.40; Advertising: \$403.36; County Agent: \$1,875.14; Weed Control: \$2,232.75; 911 Revenue: \$23,651.04; Adult Education: \$1,702.92; Asset Forfeiture: \$275.00; Fingerprint Station: \$144.00; Domestic Violence: \$280.00; Estimate Tax: \$3,570.74; Game and Fish: \$9,574.00; Security/Transfer DJS Reimb: \$143.56; SW Victim Witness Program: \$1,188.38; Domestic Violence Rape Crisis Center: \$749.37; Preservation Fee: \$5,804.69; Siren Contingency: \$2,400.00; Other Reimbursements: \$8,849.22; Judgment Execution: \$465.00; 911 Equipment: \$5,973.80;

Comm. Zander moved to adjourn. Comm. Hoff seconded.

---

Alice Schulz, Auditor

---

Duane A. Wolf, Chairman