

Official Proceedings

May 6, 2008
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. There were none. Comm. Zander moved to approve the agenda. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the April 1, 2008, meeting, and April 15, 2008, special meeting as printed. Comm. Nodland seconded. Discussion was held. Comm. Hoff amended his motion to only accept the April 1, 2008 meeting minutes. Comm. Nodland seconded. All voted Aye and the motion carried. The April 15, 2008, minutes need to have an item clarified.

Comm. Zander moved to approve the accounts payable and supplement as presented. Comm. Nodland seconded. Roll call vote. All voted Aye and the motion carried.

General: Payroll: \$119,275.41; ND County Treasurer: \$60.00; Rhonda R. Ehlis: \$103.45; James Hope: \$103.45; Matthew Bender: \$387.10; West Payment Center: \$398.93; State Board of Law Examiners: \$40.00; Culligan Water: \$31.50; SBM Inc: \$114.94; Institute of Local Govt: \$120.00; ND County Treasurer: \$45.00; Tyler Technologies: \$192.80; Xerox Corporation: \$390.08; Walmart: \$197.44; Diane Brines: \$43.43; B & M Security: \$16.50; Bosch Lumber Company: \$108.60; Dakota Farm Equipment: \$375.99; Jerome Distributing: \$207.50; Newby's Ace Hardware: \$47.38; Quality Xterminators: \$70.00; RJ Distributing: \$20.50; Runnings Supply: \$11.99; Steam Brothers: \$650.00; Viking Glass of ND: \$346.50; Western Fire & Safety: \$457.40; City of Dickinson: \$7,399.07; MDU: \$2,790.18; Roughrider Electric: \$199.00; Ron Heidt: \$15.35; Election Systems: \$502.69; Independent Tabulation Inc: \$224.75; Service Printers: \$2,909.95; NDACO: \$19,470.45; NDPers: \$13,548.47; Job Service North Dakota: \$8.72; Hann Law PLLC: \$105.00; Hardy, Maus & Nordsven: \$675.00; Kropp Law Office: \$120.00; Jodie Koch Scherr: \$348.75; Farmers Union Oil of Bis/Man: \$1,760.86; Tesoro Fleet Service: \$3,105.10; Dickinson Heating & Air: \$702.40; Gary's Painting: \$30.00; Quality Xterminators: \$50.00; The UPS Store: \$7.19; Alltel: \$592.18; Consolidated: \$522.76; Qwest: \$487.00; Gaffaney's Floral: \$33.50; Pitney Bowes Inc: \$556.93; Vanberkom Business: \$407.34; Dickinson Parks & Rec: \$60.32; Dickinson Supply: \$15.86; DJ's Tesoro: \$107.00; T-Rex Conoco: \$315.43; Comfort Inn: \$53.00; Visa: \$85.68; Dacotah Paper Co: \$109.14; ND State Radio: \$525.00; SW Wireless: \$15.99; Advanced Business Methods: \$1,145.60; Balco Uniforms Co: \$778.00; Superior Cleaners: \$57.75; Wanner Western Wear: \$530.00; Charbonneau Car Center: \$74.80; Dickinson Tire: \$97.99; DJ's Tesoro: \$1,484.90; Farmers Union of Richardton: \$153.14; Pro Tint: \$30.00; Cenex Fleetcard: \$60.49; Visa: \$750.53; Todd Weiler: \$60.00; USPCA: \$50.00; Brownells Inc: \$64.51; LEC Maintenance: \$23,164.67; Stevenson Funeral Home:

\$300.00; American Bank Center: \$795.69; Eileen Steffan: \$20.00; Kohler Communication: \$100.00; Denny's Electric: \$319.50; Dickinson Press: \$85.20;

10 Mill: Kadrmas, Lee & Jackson: \$1,392.66; ND Dept of Transportation: \$2,048.56;

County Road: Payroll: \$163.92; Kadrmas, Lee & Jackson: \$29,492.58; Lycox Enterprise: \$17,925.00; City of Dickinson: \$61.24; Alltel: \$87.52; City of Belfield: \$12.85; City of Richardton: \$54.90; Consolidated: \$26.50; MDU: \$769.17; MGM Rural Sanitation: \$184.80; Qwest: \$50.08; Roughrider Electric: \$943.00; SW Water Authority: \$41.28; Arc Aid Thrift Store: \$11.70; Farmers Union Oil of South Heart: \$10.00; Napa Quality Auto Parts: \$4.58; Runnings Supply: \$119.12; Western Fire & Safety: \$385.05; Williams & Williams: \$62.04; Walmart: \$51.33; Basin Hydraulic: \$378.38; Beall Corporation: \$412.04; Dickinson Supply: \$437.27; Dickinson Tire: \$2,246.72; Kohler Communications: \$302.25; Performance Truck Center: \$781.11; Ray's Auto Electric: \$141.80; Schmidt Repair: \$3,727.70; United Truck & Equipment: \$239.80; Wallwork Truck Center: \$185.21; Butler Machinery: \$441.85; Carquest Auto Parts: \$20.50; Dakota Farm Equipment: \$13.62; George's Tire Shop: \$187.00; Jay R's Auto Body: \$845.00; JP Steel & Supply: \$66.88; National Oilwell: \$172.10; Pump Systems Inc: \$150.81; Powerplan-RDO: \$512.87; GA Sadowsky & Son: \$3,655.80; Fran Martin: \$110.88; Southwest Grain: \$15,631.40; West Dakota Oil: \$4,133.73; Berger Electric: \$268.72; Quality Xterminators: \$40.00; Runnings Supply: \$13.31; Johnston Fargo Culverts: \$910.79; Fisher Sand & Gravel: \$160,580.50; Kevin Fugere: \$30,000.00; Northern Improvement: \$3,548.27; Total Control inc: \$3,015.00; Team Laboratory: \$9,256.50; CHS Inc: \$18,527.88; Lyle Signs Inc: \$1,052.67; Dickinson press: \$188.86;

Highway Tax Distribution: Payroll: \$56,446.55; NDPers: \$11,885.38; Job Service North Dakota: \$3,558.12;

Social Welfare: Nadine Meuler: \$400.00; Postmaster: \$98.40; ND Dept of Human Services: \$8,869.74; Jessica Hatzenbiler: \$300.00; Father Chad Gion: \$300.00; Devil's Lake Public School: \$100.00; Dickinson High School: \$150.00; Payroll: \$155,933.47; NDPers: \$34,413.89; Social Services: \$12,422.98;

County Poor: ND Dept of Human Services: \$28,602.97;

IT – Computer/Updates: Payroll: \$4,200.00; NDPers: \$637.71; American Bank Center: \$305.67; Alltel: \$21.88; Consolidated: \$215.34; NDACO: \$45.75; Comfort Inn: \$220.00; CDW Government Inc: \$1,830.00; NDACO Resources: \$1,416.66; SBM Inc: \$299.99; Information Technology Dept: \$1,196.80;

County Park: Kadrmas, Lee & Jackson: \$2,470.59; Culligan Water: \$11,764.00; Electric Sales & Service: \$8,688.84; Mike's Excavating: \$788.00; Winn construction: \$21,805.00; Zeller Construction: \$21,457.30; Kranks Landscaping: \$9,545.54;

Fair Board: Stark County Fair Board: \$813.65;

County Jail: SWMCCC: \$49,760.63;

Insurance: American Insurance Center: \$7,528.45;

Comp Health: Medicare Blue Rx: \$237.40; Blue Cross Blue Shield: \$445.30; NDPers: \$15,631.39;

VSO Fund: Payroll: 13,152.91; Comfort Inn: \$106.00; Comfort Suites: \$110.00; Sarah Galster: \$176.00; Irene Nelson: \$75.00; Quality Quick Print: \$75.50; Service Printers: \$75.00;

Social Security: American Bank Center: \$24,316.38;

Advertising: Dickinson Press: \$1,339.06;

County Agent: Payroll: \$3,573.76; NDPers: \$240.32; Radisson Hotel Bismarck: \$75.00; Kurt Froelich: \$30.00; Sharon Kickertz-Gerbig: \$30.00; Consolidated: \$143.80; NDSU: \$373.00; SBM Inc: \$104.00; Pitney Bowes Inc: \$285.00; Loucinda Martin: \$153.35; Sheila Steiner: \$143.65;

Weed Control: Payroll: \$5,642.61; NDPers: \$978.21; Alltel: \$43.91; Dickinson Press: \$29.82; US Postal Service: \$167.00; Pump Systems Inc: \$2,202.08; Walmart: \$66.82; American Bank Center: \$109.07;

9-1-1: Payroll: \$7,071.62; NDPers: \$1,744.71; American Bank Center: \$504.08; City of Dickinson: \$6,215.41; Bismarck State College: \$375.00; Dan's Supermarket: \$18.99; Qwest: \$1,606.70; Consolidated: \$613.00; Reservation Telephone: \$80.00; NDACO: \$9,145.62; SBM Inc: \$69.99; 3D Specialties: \$354.88; ID America: \$158.00;

Adult Education: Center 4H Youth: \$70.00; Elks 1137: \$128.10; Mulligan's Catering: \$359.10; Dale W. Naze: \$76.50; NDSU Extension Program: \$14.00; SBM Inc: \$42.33;

Domestic Violence: State Treasurer: \$420.00;

Traf Safety Grant: Payroll: \$1,205.67;

Misc Grants: Balco Uniform Center: \$354.00;

Security/Transfer DJS Reimb: Farmers Union Oil of Bis/Man: \$232.36; Tesoro Fleet Service: \$226.44;

LEC Financial Officer: Payroll: \$2,975.83; American Bank Center: \$219.04; NDPers: \$22.66;

SW Victim Witness Program: Payroll: \$3,204.94; Alltel: \$136.28; City of Dickinson: \$.30; Consolidated: \$5.98; American Bank Center: \$221.84; NDPers: \$531.44; Linda Presler: \$464.36;

Domestic Violence Rape Crisis Center: Domestic Violence: \$658.05;

Preservation Fee: Cass County Treasurer: \$792.00;

State Reimbursement: Tom Grosz: \$50.00; Travis Holding Eagle: \$25.00;

Siren Contingency: Federal Signal Corp: \$67,575.00;

Other Reimbursements: Inventory Trading Center: \$112.00; Sheri Peterson: \$500.00; Edward H Schwartz: \$1,313.00; Consolidated: \$178.16; Citicapital Municipal Finance: \$19,488.77;

Judgment Execution: Credit Bureau of Bismarck: \$483.05; Stark County Sheriff's Dept: \$140.00;

911 Equipment: Electronic Communications: \$1,000.00; Frontier Precision; \$380.00; Kohler Communications; \$8,080.00; Verizon Wireless: \$35.01;

Sheriff Clarence Tuhy reported their administrative assistant/secretary Mary Ell resigned effective April 9, 2008. They will be interviewing to fill her position.

Daryl Dorgan, Executive Director of the ND Cowboy Hall of Fame gave an update on the Cowboy Hall of Fame since opening four years ago. Daryl requested \$20,000.00 from Stark County to pay off a one million dollar bond. The Board of Commissioners will consider the request at budget time.

Phil Wallace presented an offer of \$50,000.00 on Lots 9, 10, 11, 12 and 13, Block 34, State Addition. Comm. Hoff moved to not accept the offer. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried. Chairman Wolf suggested finding out exactly where the pipeline is located on those lots and revisit the values set by the County on those lots.

Al Heiser, Road Superintendent, gave an update on road projects.

Comm. Nodland moved to authorize the Chairman sign the County Federal Aid Contract and Federal Aid Contract Bond for Enchanted Highway Project SC-4531(052). Comm. Hoff seconded. All voted Aye and the motion carried.

Comm. Zander presented the Stark County Vehicle Policy. It was recommended by Jim Hope, Assistant States Attorney to circulate copies to commissioners and department heads for review and input and table decision until the next meeting.

Comm. Zander presented Irene Nelson's notification to retire as the Veterans Service Officer. Comm. Nodland moved to accept Irene Nelson's resignation effective May 30, 2008. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried. Comm. Zander will get a job description prepared and will advertise for the position.

Tim Kelly, Kadrmas, Lee & Jackson gave the engineers report and update on road projects.

Chairman Wolf presented a resolution accepted by the Northeast Counties Association to be presented to State Legislature to increase highway funding. It was the consensus of the Board to present the resolution at the Southwest Counties Association meeting for discussion and then brought to individual counties for acceptance. Comm. Nodland volunteered to check with Mark Johnson, North Dakota Association of Counties, to clarify intent.

Bid opening was held for Project #4510(08)02 Southwest Grain Turn Lane on Highway 10. Bids were received from Anderson Western for \$184,246.37 and Northern Improvement for \$210,149.55. Bid Opening was held on Project #CP-4510(08)01 and #CP-4531(06)02 which is for Highway 10 Mill and Overlay from Taylor 3 miles west and for the Enchanted Highway Turn Lane. Bids were received from Anderson Western for \$727,390.43 and Northern Improvement for \$839,257.16. Craig Kubas and Tim Kelly, with Kadrmas, Lee & Jackson will review bids for accuracy and get back with a recommendation before the meeting concluded.

Alice Schulz, Auditor, reported currently election workers are paid \$7.00; other counties are paying between \$8.00 and \$9.00. It was the consensus of the Board to approve \$9.00 an hour if it fits in the budget.

Jim O'Brien, American Legion, requested funding for a Veteran's Memorial to be constructed in Belfield. The Board of Commissioners will consider the request at budget time.

Comm. Nodland presented a recommendation from the Zoning Board to grant Rick Schaefer's request to change zoning from commercial to agriculture on a 30.48 acre tract. Comm. Nodland moved to grant Rick Schaefer's request and change zoning from commercial to agriculture on a 30.48 acre tract in the NE4 of Section 21, Township 138, Range 96. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Jan Zent, City Assessor, presented an Application for Abatement and Settlement of 2007 Taxes from Eugene Hauck for two apartment complexes located in the City of Dickinson. The City of Dickinson denied Mr. Hauck's request. Comm. Willer moved to not grant Mr. Hauck's request for abatement of taxes. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Craig Kubas, Kadrmas, Lee & Jackson, reported there were no errors on bids received from Anderson Western or Northern Improvement, and recommended awarding the bid

on projects to Anderson Western. Following is a breakdown of what Stark County's share of each project will be:

Highway 10 - 3 miles	\$326,892.00
SW Grain Turn Lane	\$ 94,873.00
Enchanted Highway Turn Lane	\$101,605.00
Total County Share	\$523,370.00

Comm. Nodland moved to award the Southwest Grain Turn Lane Project #CP-4510(08)02 to Anderson Western for \$184,246.37. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Nodland moved to award Highway 10 Mill and Overlay Project #CP-4510(08)01 and Enchanted Highway Turn Lane Project #CP-4531(06)02 to Anderson Western for \$727,390.47. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$67,874.27; County Road: \$53,999.15; Highway Tax Distribution: \$87,572.24; Social Services: \$71,749.38; Information Technology: \$683.39; Capital Improvement: \$48,430.19; County Park: \$5,520.49; Social Security: \$3,509.92; Weed Control: \$25,330.69; 911 Revenue: \$19,187.49; Adult Education: \$409.15; Domestic Violence: \$980.00; Northland Project Grant: \$2,931.72; Juvenile Alcohol Grant: \$2,084.58; Homeland Security Grant: \$2,847.43; Estimate Tax: \$11,635.39; Game and Fish: \$6,224.00; Security/Transfer DJS Reimb: \$293.27; County; LEC Financial Officer: \$4,780.03; SW Victim Witness: \$1,668.60; DVRCC: \$690.37; Preservation Fee: \$1,611.00; State Reimbursements: \$2,803.23; Other Reimbursements: \$2,351.32; Judgment Execution Fund: \$8,546.78; 911 Equipment: \$3,508.69; 911 Wireless Fee: \$2,913.15;

Comm. Nodland moved to adjourn. Comm Zander seconded.

Alice Schulz, Auditor

Duane A. Wolf, Chairman