

Official Proceedings

November 6th, 2012
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 to the agenda. Comm. Wolf added Jail Control Room. Comm. Hoff added Zoning. Comm. Wolf moved to approve the agenda with the additions. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the October 2nd, 2012 meeting. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Wolf 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: \$162,275.94; NDPers: \$20,781.69; NDACO: \$968.00; Best Western Plus Ramkota Hotel: \$621.00; James Hope: \$116.55; West Payment Center: \$628.19; Dakota Water Treatment: \$57.50; SBM Inc: \$1,046.87; Walmart: \$379.79; Xerox Corporation: \$821.05; Braun Distributing: \$560.66; Electric Sales & Service: \$4,266.25; Maintenance Management: \$1,120.00; West River Striping: \$1,100.00; Consolidated: \$500.74; MDU: \$2,257.64; Roughrider Electric: \$150.00; Southwest Water: \$43.35; A-1 Sprinklers: \$240.00; Border States Electric: \$39.24; Nalco Company: \$7,635.90; Newby's Ace Hardware: \$49.70; Quality Xterminators: \$150.00; Century Link: \$487.00; Rudy's Lock & Key: \$70.00; City Of Dickinson: \$11,634.59; Election Workers: \$12,829.74; DS Solutions Inc: \$110.00; Election Systems: \$5,591.91; Visa: \$517.75; Dickinson Press: \$492.28; Job Service Of North Dakota: \$948.78; Maus & Nordsven: \$681.00; Sandness Law Office: \$157.50; Farmers Union Oil: \$4,388.41; Wex Bank: \$1,743.13; Gaffney's Floral: \$58.00; Logo Magic: \$176.00; Midland Atlas Company: \$239.00; Office Max Inc: \$624.10; ND Department of Trust Lands: \$344.00; Dickinson Parks & Rec: \$49.92; Chad's Automotive: \$331.00; George's Tire Shop: \$50.00 T-Rex Conoco Inc: \$480.49; State Radio: \$1,200.00; Grand International: \$277.20; Holiday Inn Fargo: \$346.50; Best Western Plus Ramkota Hotel: \$69.00; Post Board: \$530.00; Dan Kensinger: \$30.00; Gary Kuhn: \$30.00; Fred Lee: \$30.00; NDPOA Governor's: \$105.00; Terry Fleck: \$25.00; Law Enforcement: \$110.00; Advanced Business: \$204.48; Balco Uniforms: \$1,696.46; Superior Cleaner: \$43.00; Wanner Western Wear: \$513.87; Advanced Collision: \$ 500.00; Dickinson Tire: \$121.50; R&J Communications: \$524.00; Sax Motor: \$40.00; Cenex Fleetcard: \$5,174.63; Farmers Union of Richardton: \$445.58; Ultramax: \$8,821.25; Dickinson Ambulance: \$186.22; Interstate All Battery: \$5.98; LEC Maintenance: \$8,861.09; Stark County Auditor (Federal Deposit) \$514.06; Best Western Doublewood Inn: \$69.30; Verizon Wireless: \$40.01; IAEM: \$180.00; Advanced Business: \$24.71; Roosevelt- Custer Regional Council: \$4,913.57; Stark County Auditor (Discovery Benefits): \$249.75;

10 Mill: Northern Improvement: \$654,617.09;

County Road: Boltz Construction: \$3,456.00; MBI Energy Logistics: \$443.25; Northern Improvement: \$1,836,484.12; Onsite Improvement: \$4,343.00; Strobel Starostk: \$6,979.52; Ty Newton Fencing: \$764.00; Maintenance Management: \$160.00; Rural Sanitation: \$180.00; Quality Xterminator: \$40.00; Century Link: \$56.46; City Of Belfield: \$22.25; City Of Dickinson: \$83.36; City Of Richardton: \$54.90; Consolidated: \$50.94; MDU: \$437.87; Roughrider Electric: \$1,052.00; Southwest Water Authority: \$50.70; Braun Distributing: \$64.20; Carquest Auto Parts: \$73.84; Certified Power: \$163.56; Dickinson Supply: \$188.56; J&J Operating: \$212.94; Newby's Ace Hardware: \$26.93; Runnings Supply: \$397.89; Dave's Radiators: \$277.00; Diamond Truck Equipment: \$736.08; Fleet Pride: \$35.00; Larry's Alignment: \$889.60; Hedahls Headquarters: \$222.09; Nelson International: \$7,161.67; Northwest Tire: \$2,799.87; O'Reilly Auto Parts: \$156.04; Prairie Auto Parts: \$37.24; Sax Motor Company: \$32.30; Total Safety US: \$197.25; Wallwork Truck Center: \$44.19; Westlie Crossroads: \$574.28; Visa: \$37.64; Butler Machinery: \$2,691.47; Dakota Farm Equipment: \$321.98; RDO Equipment Company: \$68.64; West Plains Inc: \$9.51; Al Heiser: \$47.15; Southwest

Grain: \$45,144.80; West Dakota Oil: \$4,393.00; American Welding: \$10.92; Dakota Filter: \$386.89; Harlen's Radiator Shop: \$55.00; JP Steel & Supply: \$148.20; Laker Chemical Inc: \$106.25; ND Surplus Properties: \$1,000.00; Pump Systems: \$92.26; Ray's Auto: \$388.35; Road Equipment Parts: \$952.23; Farmers Union: \$24.47; TrueNorth Steel: \$20,687.38; Laker Chemical Inc: \$1,350.00; Lyle Signs: \$182.03; Best Western Ramkota Hotel: \$316.00; Coco-Cola Bottling Company: \$78.00; The Dickinson Press: \$140.64; Kadrmas Lee & Jackson: \$94,999.44; West River Striping: \$6,600.93;

Highway Tax Distribution: Payroll: \$87,159.80; NDPers: \$21,087.83;

Social Welfare: Payroll: \$153,188.49; NDPers: \$36,432.19; Jennifer Miller: \$575.00; ND Dept of Human Services: \$4,013.85; Pitney Bowes Inc: \$8,000.00; Social Services: \$9,429.72; Walmart: \$151.49;

County Poor: ND Dept of Human Services: \$26,803.48;

IT – Computer/Update: Hewlett Packard: \$5,198.50; NDACO Resources: \$6,401.87; Consolidated: \$237.90; Information Technology Dept: \$582.00; GIS Workshop: \$11,200.00; Vanguard Appraisal: \$7,725.00;

Capital Improvement: Kadrmas, Lee, and Jackson: \$272.68;

County Park: Stark County Veterans Memorial: \$15,000.00;

Fair Board: Stark County Fair Board: \$1,372.54;

County Jail: SWMCCC: \$81,999.50; St. Joseph's Hospital: \$198.00;

Comp Health Care: NDPers: \$23,458.44; Blue Cross Blue Shield: \$158.90;

VSO Fund: Payroll: \$6,903.93; Jessica Clifton: \$710.10; Fargo Doublewood Inn: \$207.90; Best Western Plus Ramkota Hotel: \$565.65; Leslie Ross: \$438.12; National Association of Co Veterans Services: \$60.00; Quality Quick Print: \$49.99; Walmart: \$77.99;

Social Security: Stark County Auditor (Federal Deposit) \$29,513.53;

Advertising: The Dickinson Press: \$669.10;

County Agent: Payroll: \$3,816.62; NDPers: \$348.62; Kurt Froelich: \$555.22; Samantha Roth: \$203.18; Consolidated: \$190.52; Pitney Bowes: \$373.48; SBM Inc: \$93.49; Stacy Kilwein: \$100.00; Deb Theurer: \$100.00;

Weed Control: Payroll: \$8,625.52; NDPers: \$2,165.92; SBM Inc: \$18.72; Stark-Billings County: \$23.29; Crop Production: \$170.44; NDACO Resources: \$103.89; Stark County Auditor (Federal Deposit): \$208.72;

9-1-1: Payroll: \$3,910.93; NDPers: \$1,335.36; Stark County Auditor (Federal Deposit): \$275.20; City of Dickinson: \$9,980.83; Century Link: \$1,611.27; Consolidated: \$1,353.50; Reservation Telephone: \$80.00; Bullberry System: \$4,387.50;

FingerPrint Station: Safariland LLC: \$72.89;

Domestic Violence: State Treasurer: \$700.00;

Traf Safety Grant: Payroll: \$589.68;

Saturation Patrol Grant: Payroll: \$1,130.22; Farmers Union Oil of Bis/Man: \$222.56;

Cops Grant 2011: Payroll: \$3,785.47; NDPers: \$889.40; Stark County Auditor (Federal Deposit): \$289.59;

Cops Grant 2009: Payroll: \$3,785.47; NDPers: \$889.40; Stark County Auditor (Federal Deposit): \$280.65;

Misc. Grants: Balco Uniforms Center: \$824.60; Liberty Business Systems: \$17,725.00;

SW Victim Witness Program: Payroll: \$4,736.22; NDPers: \$875.41; SBM Inc: \$446.72; Consolidated: \$41.32; Walmart: \$79.88; Stark County Auditor (Federal Deposit): \$346.93;

Hazardous Chemical Prep: Dickinson Press: \$5.11;

DVRCC: Domestic Violence: \$1,107.50;

Preservation Fund: Tyler Technologies: \$1,575.00; US Imaging: \$17,262.34; Consolidated: \$59.95;

Siren Contingency: Roughrider Electric: \$221.00;

Other Reimbursements: Advanced Collision Center: \$139.50; Best Western Doublewood Inn: \$277.20; Comfort Inn: \$138.00; Consolidated: \$182.00; Larry Johnson: \$45.00; PNC Equipment Finance: \$19,488.77; Pharm Chem Inc: \$42.00; Office of Attorney General: \$2,350.00;

Judgment Execution: A & R Audit Services: \$407.60; Credit Collections: \$4,077.75; Stark County Sheriff's Dept: \$327.50; Credit Bureau of Bismarck: \$889.00;

911 Equipment: Consolidated: \$55.58;

Comm. Wolf moved to donate the 10 – 12 pagers to the Richardton Fire District. Comm. Hoff seconded. All voted Aye and the motion carried.

Sheriff Clarence Tuhy reported the Truck Regulatory employee will be attending training in Bismarck for two weeks and has applied for the Investigators position.

Al Heiser, Road Superintendent, gave an update on roads and discussed his radios do not qualify for narrow band and possibly using the Sheriff's Departments old radios.

Tim Kelly, Kadrmas, Lee & Jackson, gave the Engineers Report and discussed mill levy revisions.

Chairman Zander opened the Public Hearing to hear objections from any member or representative of a governing body of any taxing district regarding the minimum price determined on delinquent tax properties. No objections were made. Chairman Zander closed the Public Hearing.

Comm. Wolf moved to close on Christmas Eve Day. Comm. Kuntz seconded. All voted Aye and the motion carried.

Title VI and ADA Plans were tabled.

Comm. Kuntz moved to appoint Justin Zent to the Central Soil Conservation District Board. Comm. Hoff seconded. All voted Aye and the motion carried.

Chairman Zander reported that the Stark County GIS Workshop website is now live for all businesses and citizens.

The Electronic Tools Policy was tabled.

Comm. Hoff discussed designating Steve Josephson, County Planner, as the Zoning Administrator. States Attorney discussed who would be responsible for zoning enforcement. Steve Josephson, County Planner, reported contractually he cannot do zoning enforcement duties.

Chairman Zander opened the Bid Opening for three pick-ups for the Road Department. They are as follows:

Sax Motor - \$28,600/unit, for a total of \$85,800

Charbonneau Car Center (GMC) - \$28,500/unit, for a total of \$85,500

Charbonneau Car Center (Dodge) - \$28,420/unit, for a total of \$85,260

Parkway Ford - \$30,000/unit, for a total of \$90,600

Road Superintendent will review and make a recommendation to the Commission.

Comm. Kuntz moved to award Charbonneau Car Center (GMC) the bid for \$85,500. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Wolf reported the Jail control room equipment is no longer functional. A new system is approximately \$800,000. Dunn County applied for an Energy Impact Grant and received \$708,000.

Comm. Wolf moved to approve the 2012 Beer and Liquor License for \$1,000 for County Line Truck Stop, LLC which renews on a yearly basis. Comm. Kuntz seconded. Roll Call Vote. All voted Aye and the motion carried.

Road Superintendent Al Heiser reported Stark County received an additional \$80,000 oil impact money for road improvement.

Comm. Wolf questioned if Stark County should have a Resolution in place regarding vehicle bids over \$50,000. States Attorney Tom Henning will review for next meeting.

Brian Neurohr proposed to purchase from Stark County land located in the SE4 containing 9.64 acres and in the NW4 containing 3.15 acres Section 17, Township 139, Range 94. States Attorney Tom Henning reported the land was dedicated for road construction and will research if Stark County can sell the land directly to the proposed buyer.

Comm. Hoff presented a recommendation from the Zoning Board to approve the request from Stephen Kalajjian. The request was for a zoning change from Agricultural to Industrial and a Conditional Use Permit for a Planned Unit Development to allow commercial and industrial uses. The location being in the NW4 of Section 11, Township 139, Range 97, containing approximately 161 acres. Comm. Hoff moved to approve the Zoning Boards recommendation to approve the zoning change from Agricultural to Industrial and a Conditional Use Permit for a Planned Unit Development to allow commercial and industrial uses with the conditions set forth by Steve Josephson, County Planner, for Stephen Kalajjian. Comm. Wolf seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to approve the request from Rockwell Schank. The request was for a Conditional Use Permit for an Anhydrous Ammonia storage tank. The location being in the NE4 of Section 32, Township 137, Range 92. Comm. Hoff moved to approve the Zoning Boards recommendation to approve the Conditional Use Permit for an Anhydrous Ammonia storage tank with the conditions set forth by Steve Josephson, County Planner, for Rockwell Schank. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to approve the request from Don and Gail Dockter. The request was for a zoning change from Agricultural to Residential. The location being in the S2NW4 of Section 25, Township 139, Range 96, containing approximately 5 acres. Comm. Hoff moved to approve the Zoning Boards recommendation to approve the zoning change from Agricultural to Residential with the conditions set forth by Steve Josephson, County Planner, for Don and Gail Dockter. Comm. Wolf seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to approve the request from Luke Johnsen. The request was for a Conditional Use Permit for Construction Workforce Housing, aka a Crew Camp. The location being in Lots 5 through 8 in the

Greenvale 3rd Subdivision of Section 9, Township 140, Range 96 with an address of 3189 11th Ave SW, Dickinson ND. Comm. Hoff moved to approve the Zoning Boards recommendation to approve the Conditional Use Permit for Construction Workforce Housing, aka a Crew Camp with the conditions set forth by Steve Josephson, County Planner, for Luke Johnsen. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to approve the request from Michael A Pierce. The request was for a zoning change from Agricultural to Residential. The location being in the NE4NE4 of Section 31, Township 139, Range 94, containing approximately 5 acres. Comm. Hoff moved to approve the Zoning Boards recommendation to approve the zoning change from Agricultural to Residential with the conditions set forth by Steve Josephson, County Planner, for Michael A Pierce. Comm. Wolf seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to approve the request from Mike Fisher. The request was for a zoning change from Agricultural to Residential. The location being in the NW4NW4 of Section 22, Township 140, Range 95, containing approximately 5 acres. Comm. Hoff moved to approve the Zoning Boards recommendation to approve the zoning change from Agricultural to Residential with the conditions set forth by Steve Josephson, County Planner, for Mike Fisher. Comm. Wolf seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$178,077.21; County Road: \$970,589.26; Highway Tax Distribution: \$235,991.75; Social Services: \$15,152.65; IT-Computer/Updates: \$358.24; Capital Improvement: \$130,593.25; Infrastructure: \$33,970.17; County Park: \$165.09; Social Security: \$2,181.02; Weed Control: \$2,960.59; 911 Revenue: \$17,656.22; Fingerprint Station: \$368.00; Domestic Violence: \$385.00; Traf Safety Grant: \$3,478.12; Cops Grant 2011: \$16,399.62; Misc. Grants: \$17,725.00; Estimate Tax: \$24,833.67; Game and Fish: \$61,868.00; Security/Transfer DJS Reimb: \$142.08; SW Victim Witness Program: \$1,107.50; Domestic Violence & Rape Crisis Center: \$1,107.50; Preservation Fee: \$1,518.00; Other Reimbursements: \$24,519.03; Judgment Execution: \$5,701.60; 911 Equipment: \$5,885.48;

Comm. Hoff moved to adjourn. Comm. Wolf seconded.

Kay Haag, Auditor

Ken Zander, Chairman