

Official Proceedings

September 6, 2007

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. Auditor Alice Schulz added general discussion items. Comm. Hoff moved to approve the agenda. Comm. Nodland seconded. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the August 7, 2007, meeting with one correction. Comm. Willer seconded. All voted Aye and the motion carried.

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

General: Payroll: \$107,250.93; Emineth & Associates: \$105.35; Lisa Hulm Reporting Inc: \$41.75; Pacific Sound: \$120.00; Matthew Bender: \$116.70; West Payment Center: \$461.54; Culligan Water: \$35.25; SBM Inc: \$471.88; ESP Computers: \$99.50; Service Printers: \$72.60; Comfort Inn: \$300.00; Berger Electric: \$498.95; B & M Security: \$16.50; Braun Distributing: \$389.20; Dickinson Ready Mix: \$10.50; Duke's Welding: \$145.00; Jerome Distributing: \$435.60; Mann's Plumbing: \$817.34; Mid-American Research: \$96.62; Newby's Ace Hardware: \$264.26; R J Distributing: \$73.50; City of Dickinson: \$8,009.54; MDU: \$2,711.48; West Plains Electric: \$158.00; Medcenter One Occupational Health Clinic: \$337.50; NDPers: \$11,365.80; Hardy, Maus & Nordsven: \$675.00; Jodie Koch Scherr: \$171.30; Dave's Quality Carpet: \$325.00; United Builders Center: \$18.48; Alltel: \$370.03; Consolidated: \$570.22; Qwest: \$487.00; US Postal Service: \$50.00; Elks 1137: \$95.37; Jack's Family Restaurant: \$803.25; Vanguard Appraisals: \$4,616.00; Dickinson Parks & Rec: \$68.64; DJ's Amoco: \$72.74; T-Rex Conoco: \$245.47; West Dakota Oil: \$42.66; Myron Corp: \$284.45; Econo Lodge: \$55.00; Fireside Inn & Suites: \$360.00; Quality Inn & Suites: \$32.85; Advanced Business Methods: \$542.27; Duraclean Cleaning: \$131.25; Fedex: \$10.83; Interstate All Battery: \$187.13; Walmart: \$98.08; Balco Uniforms: \$91.00; Superior Cleaners: \$11.00; Dickinson Tire: \$279.55; Farmers Union Oil of Richardton: \$1,034.64; Kohler Communications: \$3,298.00; Martin's Welding: \$169.67; Protint: \$130.00; Sax Motor Co: \$452.37; BP Amoco: \$3,009.76; Farmers Union Oil Bis/Man: \$2,251.13; Jay Kuntz: \$60.00; Decatur Electronics: \$269.00; Galls Inc: \$85.97; ND Surplus: \$100.00; Sirchie Finger Printing: \$534.84; Streicher's: \$767.99; Electronic Communications: \$791.41; Kustom Signals Inc: \$269.00; LEC Maintenance: \$4,128.28; American Bank Center: \$523.12; Dickinson Area Chamber of Commerce: \$2,050.00; ND Assoc. of Oil Producing Counties: \$3,000.00;

10 Mill: Kadrmas, Lee & Jackson: \$25,178.50; ND Dept of Transportation: \$1,482.09;

County Road: Jeffrey D. Barbara Kuhn: \$500.00; Donald J & Susan Maus: \$500.00; Berger Electric: \$9,859.80; Dickinson Steel Builders: \$66,806.05; Kadrmas, Lee & Jackson: \$5,482.69; Thomas Arnold: \$400.00; Alltel: \$177.09; City of Belfield: \$12.85; City of Dickinson: \$61.24; Consolidated: \$21.35; MDU: \$271.78; Qwest: \$50.02; SW Water Authority: \$39.45; West Plains Electric: \$571.00; City of Richardton: \$54.90; Arc Aid Thrift Store: \$26.20; Dakota Filter Supply: \$271.13; Logo Magic Inc: \$391.00; Newby's Ace Hardware: \$304.43; Runnings Supply: \$56.97; SBM Inc: \$52.99; Walmart: \$3.47; Beall Corporation: \$401.03; Dickinson Tire: \$8,952.84; George's Tire Shop: \$780.00; Missouri Valley Petroleum: \$11,389.03; Performance Truck Center: \$349.48; Snyder Repair: \$50.00; Todd's Auto: \$317.95; Wallwork Truck Center: \$94.00; Butler Machinery: \$1,032.73; Dakota Farm Equipment: \$22.75; Don's Filters & Supplies: \$12.90; Napa Quality Auto Parts: \$7.03; Prairie Implement: \$101.80; Ray's Auto Electric: \$68.10; Powerplan-RDO: \$515.00; Titan Machinery: \$102.21; Farmers Union Oil of South Heart: \$982.30; GA Sadowsky & Son: \$4,971.30; Fran Martin: \$69.48; West Dakota Oil: \$9,053.66; Farmers Union of Richardton: \$19.37; Rummel Auto Wrecking: \$49.85; Johnston Fargo Culverts: \$463.60; Fisher Sand & Gravel: \$863.52; Interstate Engineering: \$496.00; Payroll: \$156.12; South Dakota LTAP: \$280.00; ND Dept of Transportation: \$60,370.18; Southwest Grain: \$2,682.60;

Highway Tax Distribution: Payroll: \$53,674.06; NDPers: \$12,500.60; NDACO: \$57.15;

Social Welfare: LaVonne Hutzenbiler: \$168.75; ND Dept of Human Services: \$3,461.23; Metroplains Southview: \$187.00; Payroll: \$152,409.65; NDPers: \$34,002.27; Social Services: \$8,294.17;

County Poor: ND Dept of Human Services: \$23,145.50;

IT – Computer/Updates: Payroll: \$4,000.00; NDPers: \$619.47; American Bank Center: \$299.51; Consolidated: \$198.04; Tyler Technologies: \$12,257.00; Information Technology Dept: \$1,209.50; Official Payment Center: \$225.00; Hewlett Packard: \$2,059.00;

Capital Improvement: A-1 Sprinklers: \$5,371.00;

County Park: Kadrmas, Lee & Jackson: \$2,654.99; Save our Pool: \$5,000.00; City of Dickinson: \$3,698.84; Mel Zent: \$2,500.00;

Fair Board: Stark County Fair Board: \$321.57;

County Jail: SWMCCC: \$42,898.98; St Joseph's Hospital: \$89.00;

Insurance Reserve: American Insurance Center: \$239.00;

Comp Health: Blue Cross Blue Shield: \$427.20; Medicare Blue RX: \$419.00; NDPers: \$15,631.39;

VSO Fund: Payroll: \$5,621.31; SBM Inc: \$11.98;

Social Security: American Bank Center: \$23,246.76;

Advertising: Dickinson Press: \$277.15;

County Agent: Payroll: \$3,278.65; NDPers: \$234.06; Kurt Froelich: \$682.81; Sharon Kickertz-Gerbig: \$511.02; Consolidated: \$146.35; FRS Industries Inc: \$20.36; NDSU Extension Service: \$173.00; Pitney Bowes Inc: \$66.98; SBM Inc; \$163.80; Kirsten Hansen: \$129.60; Deb Theurer: \$100.00;

Weed Control: Payroll: \$10,306.52; NDPers: \$617.42; Alltel: \$28.89; Runnings Supply: \$73.90; SWMCCC: \$230.00; Quality Quick Print: \$69.00; Walmart: \$4.48; George's Tire Shop: \$12.00; Pump Systems Inc: \$298.45; City of Dickinson: \$28.00; American Bank Center: \$96.84; NDPers: \$250.45;

9-1-1: Payroll: \$4,789.59; NDPers: \$1,540.56; American Bank Center: \$329.50; City of Dickinson: \$5,939.58; Qwest: \$1,619.77; Consolidated: \$761.00; Reservation Telephone: \$80.00; SBM Inc: \$40.17; 3D Specialties: \$1,174.74; Bullberry System: \$1,050.00;

Adult Education: Center for 4H Youth: \$420.00; NDSU Extension Service: \$3,124.00; Walmart: \$85.06;

Fingerprint Station: Armor Holdings Forensics Inc: \$193.99;

Domestic Violence: State Treasurer: \$910.00;

Criminal Interdiction Grant: Payroll: \$3,872.19;

Traf Safety Grant: Payroll: \$1,191.44;

Homeland Security Grant: Electronic Communications: \$14,058.59; St Joseph's Hospital: \$9,000.00; Great Plains Tower: \$55,668.22; Heiman Inc: \$4,024.95;

Misc. Grants: Kustom Signals Inc: \$807.00;

County Leased Building: City of Dickinson: \$897.04;

LEC Financial Officer: Payroll: \$4,100.67; American Bank Center: \$307.10; NDPers: \$373.98;

SW Victim Witness Program: SBM Inc: \$2.64; Brenda Olson-Wrap: \$60.00; Payroll: \$2,758.85; Alltel: \$97.13; Consolidated: \$2.39; American Bank Center: \$200.74; NDPers: \$506.27;

Domestic Violence Rape Crisis Center: Domestic Violence: \$887.50;

Preservation Fund: Cass County Treasurer: \$715.50;

State Reimbursement: Greg Barros: \$25.00; Parke Little: \$25.00; JoAnn Gordon: \$25.00;

Other Reimbursements: Comfort Inn: \$50.00; Farmers Union Oil of Bis/Man: \$94.09; Consolidated: \$137.12;

Judgment Execution: Randy Dietz Enterprises: \$775.82; Stark County Sheriff's Dept: \$200.00; Credit Bureau of Bismarck: \$418.84;

BCI-Task Force: Payroll: \$2,994.81; American Bank Center: \$217.64; NDPers: \$519.54;

911 Equipment: City of Dickinson: \$10.54; Great Plains Tower: \$7,831.78;

911 Wireless Fee: NDACO: \$4,685.90; Verizon Wireless: \$34.98;

Deb Dohrmann, Stark/Billings Family Nutrition Program, presented the Family Nutrition Program County Support Summary. Comm. Nodland moved to authorize the Chairman sign the Family Nutrition Program in-kind contributors' proposal. Comm. Zander seconded. All voted Aye and the motion carried.

Gary Kostelecky, Emergency Management, reported the burn ban is still in place, as it is still very dry. Gary also is planning on using grant funds to purchase a radio tower to be put on the LEC garage. This new tower will allow most of the antennas on the LEC building to be removed.

Sheriff Clarence Tuhy reported receiving a \$12,538.00 grant award for a shooting range. Sheriff Tuhy also reported the need to negotiate contract rates for law enforcement support with the small cities. Comm. Nodland reported that an \$8,000.00 increase is being budgeted for 2008 law enforcement contracts. Chairman Wolf directed the Auditor to write a letter to each of the small cities informing them of the increase.

Diane Brines, Tax Director, presented a list of Veteran's Real Estate Tax Exemption applications filed to date. Comm. Nodland moved to give the exemption to all veterans who apply and qualify under Senate Bill 2172. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Nodland moved to authorize Chairman Wolf sign Central Mechanical's final contract for the county shop. Comm. Hoff seconded. All voted Aye and the motion carried.

Jaclin Wike, Attorney for Benedictine Living Community, requested Stark County serve as the pass through agent on \$18 million MIDA bond. Comm. Nodland moved to set up a Public Hearing at 10:00 AM at the October 2, 2007, Board of Commissioners meeting. Comm. Willer seconded. All voted Aye and the motion carried.

Discussion was held on the changes to the real estate policy. Comm. Nodland moved to accept and adopt the revised real estate policy effective today. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried.

Al Heiser, Road Superintendent, gave an update on road projects, and presented an estimate for an automated sprinkler system and installation on the courthouse grounds, which includes the boulevard for \$14,000.00. It was the consensus of the Board to request an estimate without the boulevard and bubbler for the September 18, 2007, meeting, and if possible have the contractor present to answer any questions.

Comm. Hoff moved to authorize the Chairman sign Dickinson Steel Builders final change orders for the county shop. Comm. Nodland seconded. All voted Aye and the motion carried.

Alice Schulz, Auditor, presented a special assessment from the City of Dickinson for the chip seal project on streets where the county owns property. The county share would be \$1,192.05.

Comm. Nodland moved to authorize out of state travel for Road Superintendent and three crew members to attend the Regional Road Conference in Rapid City, South Dakota. Comm. Hoff seconded. All voted Aye and the motion carried.

Terry Boehm, Kadrmas, Lee & Jackson presented a report of the county shop project. As of today's date \$2,163,628.84 has been spent. Original estimate was \$2,106,875.00. The increase is a result of additions and doubling the concrete in front of the building. The project is almost complete.

Irene Rhode, Stark County Council on Aging, thanked the commission for their past support and requested funding for 2008. The Board of Commissioners will consider the request at the September 18, 2007, meeting.

Comm. Zander moved to authorize the Chairman sign a Memorandum Agreement with Kadrmas Lee & Jackson for Fairway Street Project #SU-5983(035)035. Comm. Nodland seconded. All voted Aye and the motion carried.

Comm. Nodland reported working with Comm. Zander and Auditor Alice Schulz on the 2008 budget, and requested guidance on salary increases. Discussion was held. It was the consensus of the board to figure the 2008 budget with a 5% increase to salaries.

Tim Kelly, Kadrmas Lee & Jackson gave the engineer's report and update on road projects. Tim also reported that Governor Hoeven requested all bridges in the state be

inspected. The Department of Transportation has hired Kadrmas Lee & Jackson to inspect bridges in southwest North Dakota.

Gloria Fichter-Rau, Domestic Violence and Rape Crisis Center, and Kim Cameron, Director of Family Connections, gave a statistical update on their services and requested funding for 2008. The Board of Commissioners will consider the request at the September 18, 2007, meeting.

Comm. Nodland moved to authorize the Chairman sign a hold harmless agreement with Ron Zeller Construction for fence at Lakeview Estates. Comm. Zander seconded. All voted Aye and the motion carried.

Alice Schulz, Auditor, notified the Board of a Southwest County meeting at the Elks on October 29, 2007, which includes an ILG class covering Fair Labor Standards from 2:30 to 5:30 PM.

Comm. Hoff expressed concern with weeds growing on land leased to Northern Improvement. Chairman Wolf directed Auditor Alice Schulz and Al Heiser to write a letter to Northern Improvement from the Board of Commission addressing this issue.

The board recessed for the Stark County Park Board meeting.

The board reconvened.

Comm. Willer reported he would like to see more funds from oil and gas revenues go into the Capital Improvement Fund. We need to start putting aside funds for our buildings. Other possible expenses that could surface in the future were discussed.

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

Alice Schulz, Auditor

Duane A. Wolf, Chairman

Official Proceedings

**September 18, 2007
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. Nodland added Patterson Lake trail and transportation study. Auditor Alice Schulz added sprinkler system and specials. Comm. Willer moved to accept the agenda. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the September 6, 2007, meeting. Comm. Zander seconded. All voted Aye and the motion carried.

Chairman Wolf opened the Public Meeting for Energy Service Group. Mark Bucholz, with Energy Service Group, reviewed the facility improvements planned for county properties and three financing options. Energy Service Group overlooks the entire construction process and is accountable for results and guaranteed savings. Discussion was held on the need of a new generator at the courthouse. The Public Meeting was closed, and Mr. Bucholz will come back at 10:00AM for further discussion.

Terry Thiel, State Historical Society, and Danielle Stuckle, Director of Museum Center, presented the annual report for the Museum Center and requested additional funding for a billboard between Dickinson and Bismarck. The Board of Commissioners will consider the request.

Terry Kubas, A-1 Sprinklers, reviewed the bids for the sprinkler system with and without the boulevard and drip system. Comm. Willer moved to accept A-1 Sprinklers bid for the sprinkler system without the drip system. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Larry Bernhardt, Social Services, presented the Social Services budget.

Comm. Zander moved to authorize the Chairman sign the Construction and Maintenance agreement, Right of Way certification, and Utility certification for NDDOT Project BRO-0045(043). Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Zander moved to authorize the Chairman sign the NDDOT Traffic Safety Grant Contract PHSP 4100803-01-14. Comm. Willer seconded. All voted Aye and the motion carried.

Comm. Hoff moved to authorize a raffle permit to St. Elizabeth's Church. Comm. Willer seconded. All voted Aye and the motion carried.

Comm. Nodland reported meeting with Gene Jackson and Greg Sund on the trail to Patterson Lake. Greg Sund will be proposing the project to the City of Dickinson with the City of Dickinson, Stark County, and Parks and Recreation each contributing one third of the cost. It was the consensus of the Board to consider the bike trail.

Comm. Nodland reported meeting with Shawn Soehren, Greg Sund, and Gene Jackson to look at different urban truck routes.

Alice Schulz, Auditor, presented special assessments from the City of Dickinson on county owned property. Comm. Willer moved to pay the specials amounting to \$4,890.89. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Mark Bucholz, Energy Services Group, returned to meeting. Further discussion on excluding the generator was held. Comm. Nodland moved to engage in a contract with Energy Services Group with what is being proposed as discussed using the first spreadsheet excluding the generator, and utilizing option one for financing the full amount. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried. Tom Henning, States Attorney, will draw up a resolution.

Alice Schulz, Auditor, presented the 2008 County Budget. Comm. Nodland moved to approve the 2008 budget as presented by Auditor. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$138,991.01; County Road: \$7,842.23; Highway Tax Distribution: \$118,185.90; Social Services: \$62,140.36; Information Technology: \$1,925.36; County Park: \$676.71; Social Security: \$2,850.07; Weed Control: \$27,694.50; 911 Revenue: \$19,954.20; Adult Education: \$1,622.50; Fingerprint Station: \$56.00; Domestic Violence: \$525.00; Criminal Interdiction Grant: \$3,872.19; Homeland Security Grant: \$6,990.49; Estimate Tax: \$7,374.92; Game and Fish: \$6,607.00; LEC Financial Officer: \$4,781.75; SW Victim Witness: \$4,474.22; DVRCC: \$887.50; Preservation Fee: \$1,242.00; Other Reimbursements: \$256.21; Judgment Execution Fund: \$1,268.84; 911 Equipment: \$2,961.91; 911 Wireless Fee: \$3,689.48;

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

Alice Schulz, Auditor

Duane A. Wolf, Chairman