

Official Proceedings

March 3, 2020
8:00 am

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

Agenda

Chairman Kuntz asked for any changes to the agenda. Commissioner Franchuk added Weed Board Member. Commissioner Zander added Amazon.

MOTION BY: Commissioner Arthaud **SECOND BY:** Commissioner Franchuk
To approve the agenda with the changes.

DISPOSITION: Roll call vote. All vote aye. Motion carried.

Minutes

The February 4, 2020 Board of County Commissioner's meeting minutes were presented.

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Franchuk
To approve the February 4, 2020 Board of County Commissioner's meeting minutes as presented.

DISPOSITION: Roll call vote. All voted aye. Motion carried

Accounts Payable

MOTION BY: Commissioner Franchuk **SECOND BY:** Commissioner Arthaud
To approve the accounts payable with the supplement as presented.

DISPOSITION: Roll call vote. All vote aye. Motion carried

Sheriff Lee

Sheriff Lee provided his monthly report and reported that Truck Regulatory Deputy Tessier will be back on the road next week.

Sheriff Lee reported that he checked into the policy/practice for a retiring law enforcement officer to receive their service weapon and reported that the practice has been 20 years of service. Corporal Moser does not meet the years of service requirement to receive his service weapon, but has been offered the opportunity to purchase the service weapon.

Road Superintendent – Al Heiser

Mr. Heiser reported that the Road Crew is doing repairs in the shop and cutting down trees along roads in the Lefor area. They are hoping to stark crack sealing this week. Mr. Heiser was also directed to checking into the demolishing and removal of the property acquired by Stark County through delinquent tax proceedings.

Jeremy Wood – Northern Plains

Mr. Wood reported that three bridge replacements projects and paving project will be bid this morning at 10:00 AM with construction in 2020. Mr. Wood also reported on a grading project design on 35th Street and 107th Avenue.

Weed Control – City of Dickinson

Travis Jepson, Weed Control Officer, reported that he attended a meeting with Mayor Scott Decker, Commissioner Fridrich, Joseph Gaa, Chairman Kuntz, Ron Obritsch, Al Heiser, and a ND Agriculture Department representative to discuss the City of Dickinson creating a weed board to handle the enforcement of noxious weeds within the City of Dickinson limits. The City of Dickinson has decided to have their current Board of Adjustments serve as their Weed Control Board and Leonard Schwindt will serve as the Weed Control Officer.

Mike Njos – Highland Engineering

Mr. Njos reported on one bridge replacement project, a chip seal coat project, and a culvert replacement project.

Equalization Meeting Time

Natalie Wandler, Tax Director, reported that she needs to send out the increase notices and needs to include the time on the notice when the tax equalization meeting will be held. City of Dickinson, City Assessor Joe Hirschfield is suggesting another time than the regularly scheduled Commissioners meeting to accommodate the increase in attendees expected.

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Elkin

To schedule the tax equalization meeting for June 4, 2020 at 10:00 AM

DISPOSITION: All voted aye. Motion carried.

Scul

Zach Mathern, JLG Architects, gave a progress update on the Stark County Office Building construction, and presented pay applications for the project.

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Elkin

To approve the payment through the Capital Improvement Fund.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Mr. Mathern reported that the Building Committee reviewed and scored the bids from the furniture vendors as follows: Boss Office Products – 80 points, Fireside Office Solutions – 92 points and TMI – 99 points. The Building Committee recommends accepting the proposals and contract with TMI Specialty Contracting to design and procure furniture and furniture systems for the Stark County Office Building project.

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Elkin

To accept the TMI bid.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Courthouse Stoop Bid

Mike Dschaak, Buildings/Ground Supervisor, presented a bid from Winn Construction to repair the front stoop of the Courthouse for \$165,000.00 to remove the three front steps and remove the rubber membrane under the steps. Discussion was held in regard to getting additional bids, and if we needed to hire an architect or engineer.

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Arthaud
To proceed with a formal bid process.

DISPOSITION: All voted aye. Motion carried.

Weed Board Member

One application was received to fulfill a vacated position with a term expiring on July 1, 2022.

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Franchuk
To appoint Greg Messer to the Weed Control Board.

DISPOSITION: All voted aye. Motion carried.

Amazon

Commissioner Zander expressed concern about conversations circulating in the community regarding the need for supporting and promoting local businesses. In the past the Commission has encouraged County departments when making purchases to buy locally.

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Elkin
Beginning now all Stark County purchases will be made locally unless extenuating circumstances result in product not available locally.

DISPOSITION: Roll call vote. Commissioner Zander Aye. Commissioner Elkin Aye. Commissioner Arthaud Aye. Commissioner Franchuk Aye. Chairman Kuntz Nay. Motion carried.

Motor Grader – Wheel Loader Quotes

Quotes for a 2020 Wheel Loader were received as follows:

VENDOR	PRICE	TRADE IN	TOTAL
RDO Equipment	\$236,571.00	\$51,000.00	\$185,571.00
Butler	\$268,000.00	\$57,500.00	\$210,500.00

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Zander
To purchase the John Deere Wheel Loader from RDO Equipment.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Quotes for a 2020 Motor Grader were received as follows:

VENDOR	PRICE	TRADE IN	TOTAL
RDO Equipment	\$365,366.00	\$60,500.00	\$304,866.00
Butler	\$363,800.00	\$51,500.00	\$312,300.00

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Zander
To purchase the CAT Motor Grader from Butler.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Call for Bids – Rental Equipment, Hot Bituminous, and Gravel Crushing

Bids were received for Rental Equipment and/or Hot Bituminous from the following: Ty Newton Fencing, Nelson Fencing, East End Auto & Trucks, Rummel Auto Wrecking, Jurgens Operating, Hlebechuk Construction, Boltz Construction, Tooz Construction, Steier Trucking, Northern Improvement, Edward Schwartz Construction, Martin Construction, Kathrein Trucking and Aaron Raley.

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Arthaud

To accept all bids and file for future reference.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Bid for Gravel Crushing was received from Fisher Industries for \$3.65 per cubic yard.

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Elkin

To accept the bid from Fisher Industries.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Red Trail Energy – No show

County Property

Discussion was held on listing County owned property for sale. The properties would be the Social Services building, NDSU Extension/Sunrise Youth Bureau building and an approximate 6 acre lot located off Highway 10. The lot would need a fair amount of fill dirt, which Mr. Heiser offered the dirt stockpiled at the County Shop. Chairman Kuntz and Commissioner Zander will move forward with developing a marketing plan and will keep the Board informed of the progress.

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Arthaud

To authorize the Road Superintendent to seek out an engineer to ascertain the amount of fill dirt needed and available for the 6 acre lot.

DISPOSITION: Roll call vote. All voted aye. Motion carried.

Abatement Denial – Lawsuits

State's Attorney Tom Henning gave notification of lawsuits based on the last denial of abatements for Dickinson Properties LLC, Dickinson Homstay LLC, LodgePros Dickinson LLC, RFM-TREI Lincoln Apartments LLC and RFM-TREI Jefferson Apartments LLC. Mitch Armstrong and an associate have been appointed by NDIRF to represent us.

Bid Opening - CP-45(20)01

The following bids were received for the bridge replacement project southeast of Richardton on 86th Avenue Southwest.

- Martin Construction - \$253,863.07
- Central Specialties Incorporated - \$379,565.94
- Edward H. Schwartz Construction, Inc. - \$227,715.60
- Hlebechuk Construction, Inc. - \$212,710.52

MOTION BY: Commissioner Zander **SECOND BY:** Commissioner Elkin
To accept the apparent low bid of Hlebechuk Construction in the amount of \$212,710.52 pending the engineer's review and authorize the Chairman's signature.
DISPOSITION: Roll call vote. All voted aye. Motion carried.

Bid Opening- CP-45(20)02

The following bids were received for the bridge replacement project south of Dickinson on 46th Street Southwest.

- Martin Construction - \$175,746.55
- Central Specialties Incorporated - \$287,310.85
- Edward H. Schwartz Construction, Inc. - \$169,179.80
- Hlebechuk Construction, Inc. - \$170,849.40

MOTION BY: Commissioner Arthaud **SECOND BY:** Commissioner Franchuk
To accept the apparent low bid of Edward Schwartz Construction in the amount of \$169,179.80 pending the engineer's review and authorize the Chairman's signature.
DISPOSITION: Roll call vote. All voted aye. Motion carried.

Bid Opening- CP-45(20)03

The following bids were received for the bridge replacement project southwest of Scheffield on 116th Avenue Southwest.

- Martin Construction - \$262,310.25
- Central Specialties Incorporated - \$391,059.92
- Edward H. Schwartz Construction, Inc. - \$236,521.90
- Hlebechuk Construction, Inc. - \$302,097.42

MOTION BY: Commissioner Elkin **SECOND BY:** Commissioner Zander
To accept the apparent low bid of Edward Schwartz Construction in the amount of \$236,521.90 pending the engineer's review and authorize the Chairman's signature.
DISPOSITION: Roll call vote. All voted aye. Motion carried.

Bid Opening- CP-45(20)05

The following bids were received for the Green River Estates project.

- Northern Improvement Company- \$298,945.00

Jeremy Wood, Northern Plains Engineering will review and bring a recommendation to the next meeting.

MOTION BY: Commissioner Arthaud **SECOND BY:** Commissioner Franchuk
To table the decision until the next meeting.

DISPOSITION: Roll call vote. All voted aye. Motion carried

Board recessed for the County Park Meeting at 10:18 AM.

Board reconvened at 10:25 AM.

FEMA – Open House

Commissioner Franchuk informed the Board of a FEMA Open House tomorrow night at the Dickinson Public Library from 5:00 to 7:00 PM to review Flood Plan Maps.

Sheriff Lee - Citizen Concern

Sheriff Lee reported a concern from a citizen about the intersection located at 39th and 116th with low visibility due to a hill. Sheriff Lee would suggest a three or four way stop. Mr. Heiser agreed it is an ugly intersection. At one time it was a three way stop, and when the refinery was built, it was taken out. For safety reasons, suggestion was made to add in a northbound stop sign.

MOTION BY: Commissioner Arthaud **SECOND BY:** Commissioner Elkin

To put up flashing stop signs for a three way stop.

DISPOSITION: All voted aye. Motion carried.

Vendors – Local Support

Commissioner Arthaud suggested that we not only buy local, but we also need to look at using local vendors for services.

MOTION BY: Commissioner Arthaud **SECOND BY:** Commissioner Franchuk

To adjourn the meeting.

DISPOSITION: Motion carried

Kay Haag, Auditor

Pete Kuntz, Chairman