

Official Proceedings

October 4, 2011

8:00 am

Chairman Ken 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. Kuntz added County Agent Window, Comm. Hoff added Bob Zent and Zoning. Comm. Hoff moved to approve the agenda with the additions. Comm. Elkin seconded. All voted Aye and the motion carried.

Comm. Wolf moved to approve the minutes from the September 20, 2011 meeting. Comm. Kuntz seconded. All voted Aye and the motion carried.

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

General: Payroll: \$133,780.86; Ken Zander: \$102.00; Kay Haag: \$102.00; Linda L Gingery: \$64.50; Matthew Bender: \$310.38; West Payment Center: \$653.50; Dakota Water Treatment: \$7.50; SBM Inc: \$930.61; Raco Industries: \$328.32; Xerox Corporation: \$496.73; Natalie Wandler: \$60.00; Prairie Paving & Maintenance: \$650.00; Braun Distributing: \$261.19; Dickinson Ready Mix: \$46.20; Dickinson Supply: \$.80; DJ's Tesoro: \$155.82; DuraClean Cleaning: \$686.85; Electric Sales & Service: \$121.21; Jerome Distributing: \$96.25; Newby's Ace Hardware: \$34.13; RJ Distributing: \$166.00; Temp Right Services: \$328.08; City of Dickinson: \$1,137.56; MDU: \$2,222.48; Walmart: \$178.06; MedCenter One Q & R Clinic: \$609.50; NDPers: \$15,096.72; Maus & Nordsvan: \$690.00; Melbye Law Office: \$558.75; Stutsman County: \$30.00; Farmers Union Bis/Man: \$2,981.30; Fleet Services: \$2,628.18; Dakota Farm Equipment: \$106.23; One Stop Rental: \$10.50; Maintenance Management: \$270.00; City of Dickinson: \$8,568.91; Century Link: \$487.00; Consolidated: \$420.92; US Postal Service: \$50.00; AT&T Mobility: \$640.90; Britton Jewelers: \$130.00; Great Plains Directory: \$335.50; George Kuchynski: \$16.50; Midland Atlas Co: \$308.00; Office Max Inc: \$462.98; Pitney Bowes: \$687.36; ND Youth Correctional Center: \$5,203.80; Elks 1137: \$85.00; ND Dept of Trust Lands: \$33.41; Dickinson Parks & Rec: \$60.32; Visa: \$120.20; Quality Quick Print: \$37.50; Runnings Supply: \$3.56; Daun Schaff: \$22.68; Advanced Business Methods: \$229.89; Balco Uniforms: \$311.00; Gall An Aramark: \$261.44; Superior Cleaners: \$41.00; Dickinson Tire: \$824.44; Electronic Communications: \$12,530.50; Legend Auto Body: \$473.25; Sure Sign: \$760.00; T-Rex Conoco: \$296.43; Western Fire & Safety: \$58.20; Farmers Union Oil of Richardton: \$251.55; Ultramax: \$1,040.00; LEC Maintenance: \$9,852.63; Stevenson Funeral Home: \$200.00; Stark County Auditor (Federal Deposit): \$483.32; ND APCO: \$50.00; Kadrmas, Lee & Jackson: \$76.84; Shirley Meduna: \$50.00; Dickinson Press: \$93.80;

10 Mill: Kadrmas, Lee & Jackson: \$54,674.87; Onsite Improvements: \$108,175.07; Dickinson Press: \$47.60; ND Dept of Transportation: \$2,887.96;

County Road: West River Striping: \$6,646.43; Century Link: \$55.95; City of Belfield: \$21.50; City of Dickinson: \$114.58; City of Richardton: \$54.90; Consolidated: \$20.73; MDU: \$326.02; Roughrider Electric: \$989.00; Southwest Water Authority: \$42.84; AT&T Mobility: \$76.28; Border States Electric: \$107.59; Braun Distributing: \$43.80; Dickinson Supply: \$100.28; Runnings Supply: \$100.84; Andy's Repair LLC: \$4,845.00; Catco: \$1,337.81; East End Auto: \$525.00; George's Tire: \$854.00; Larry's Alignment: \$801.75; Performance Truck: \$43.95; Trucks of Bismarck: \$114.15; Westlie Crossroads: \$12,289.81; ND Dept of Transportation: \$10.00; Butler Machinery: \$4,628.81; Carquest Auto Parts: \$49.50; NW Tire Inc: \$5,440.50; Southwest Grain: \$43,059.87; West Dakota Oil: \$3,812.32; Basin Hydraulic: \$157.79; Belfield Automotive: \$7.59; City of Dickinson: \$255.45; Dakota Filter Supply: \$276.32; Fastenal Company: \$274.39; Hoist & Crane Service: \$700.00; Laker Chemicals Inc: \$117.50; Praxair: \$145.79; Rummel Auto Wrecking: \$48.20; Trimac Transport: \$2,768.52; Johnston Fargo Culverts: \$2,476.90; Fisher Sand & Gravel: \$137.38; 3D Specialties: \$178.21; Lyle Signs Inc: \$334.18; Flags USA Inc: \$84.00; Oil Patch Hotline: \$59.00; Maintenance Management: \$200.00; South Dakota LTAP: \$280.00; Kadrmass Lee & Jackson: \$42,645.06; Martin Construction: \$75,447.24;

Highway Tax Distribution: Payroll: \$72,395.82; NDPers: \$16,248.85;

Social Welfare: Payroll: \$160,896.23; ND Dept of Human Services: \$4,134.22; NDPers: \$35,602.61; Social Services: \$14,433.99;

County Poor: ND Dept of Human Services: \$25,989.92;

IT – Computer/Updates: NDACO Resources: \$374.00; Payroll: \$10,859.12; NDPers: \$1,008.24; Stark County Auditor (Federal Deposit): \$146.17; AT&T Mobility: \$130.56; Consolidated: \$327.73; Newby's Ace Hardware: \$42.47; SBM Inc: \$599.17; Visa: \$479.86; Walmart: \$2.68; Information Technology Dept: \$1,244.00;

Capital Improvement: Denny's Electric: \$6,173.37; Central Mechanical: \$5,040.00; Kadrmass, Lee & Jackson: \$967.29; Tooz Construction: \$33,848.55; Southwest Water Authority: \$1,467.00;

Infrastructure: Richardton Taylor School District: \$11,017.96;

County Park: Bismarck-Mandan Development Association: \$1,536.00;

Fair Board: Stark County Fair Board: \$443.62;

County Jail: SWMCCC: \$69,687.91; St Joseph's Hospital: \$93.00;

Comp Health Care: Blue Cross Blue Shield: \$155.50; NDPers: \$20,778.96;

VSO Fund: Payroll: \$6,703.90; Comfort Inn: \$455.00; Heather Guzik: \$459.66;

Social Security: Stark County Auditor (Federal Deposit): \$27,479.05;

Advertising: Dickinson Press: \$459.20;

County Agent: Payroll: \$2,792.96; NDPers: \$258.63; NDSU Extension Service: \$26,094.48; Samantha Roth: \$284.07; Kurt Froelich: \$30.00; Consolidated: \$153.22; Advanced Business Methods: \$1,273.32; SBM Inc: \$365.00; Ag Communication: \$138.00; Kirsten Hansen: \$134.68; Stacy Kilwein: \$100.00;

Weed Control: Payroll: \$7,363.26; NDPers: \$1,962.25; AT&T Mobility: \$21.52; Dickinson Press: \$274.96; Runnings Supply: \$44.77; Chad's Automotive: \$890.16; Pump Systems Inc: \$989.64; Reds Fix It Shop: \$196.20; 3rd Ave Floral: \$40.74; 4 Seasons Trophies: \$31.78; Stark County Auditor (Federal Deposit): \$188.44;

9-1-1: Payroll: \$3,475.63; NDPers: \$1,216.82; Stark County Auditor (Federal Deposit): \$241.96; City of Dickinson: \$7,753.93; Bismarck State College: \$995.00; NDAPCO: \$80.00; Century Link: \$1,607.13; Consolidated: \$906.50; Reservation Telephone: \$80.00; NDACO: \$10,959.77;

Adult Education: CMRS-PB: \$83.00; Ag Communication: \$25.00;

Domestic Violence: State Treasurer: \$735.00;

Traf Safety Grant: Payroll: \$1,974.26;

Cops Grant: Office of the Justice Programs: \$69,521.10; Payroll: \$3,571.20; NDPers: \$1,307.17; Stark County Auditor (Federal Deposit): \$248.15;

Security/Transfer DJS Reimb: Fleet Services: \$215.34;

SW Victim Witness Program: Sleep Inn & Suites: \$201.22; Consolidated: \$1.87; Payroll: \$4,476.22; NDPers: \$756.62; Stark County Auditor (Federal Deposit): \$327.04; AT&T Mobility: \$30.86;

Hazardous Chemical Prep: Dickinson Police Dept: \$1,929.94;

DVRCC: Domestic Violence: \$805.00;

Preservation Fund: Tyler Technologies: \$6,100.00; Consolidated: \$49.95; Payroll: \$358.26;

State Reimbursements: Kenny Prentice: \$152.80; Tom Grosz: \$25.00;

Siren Contingency: Denny's Electric: \$700.00; Federal Signal Corp: \$126.92; Roughrider Electric: \$187.00;

Other Reimbursements: Consolidated: \$182.20; Pharmchem Inc: \$116.00; Office of the Attorney General's Office: \$1,395.00; Sean Cooksey: \$36.00;

Judgment Execution: Rent All Appliance: \$40.00; Stark County Sheriff's Office: \$25.00;

911 Equipment: Electronic Communications: \$2,730.00; Consolidated: \$52.03;

Comm. Elkin moved to pay Insulation Supply when work is completed and a final inspection is done. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Sheriff Clarence Tuhy gave an update on the task force, court room security and monthly transports.

Sheriff Clarence Tuhy presented a COPS Grant with one awarded position. Comm. Wolf moved to authorize Chairman Zander to sign the COPS Grant. Comm. Hoff seconded. All voted Aye and the motion carried.

Al Heiser, Road Superintendent, gave updates on road projects and pouring concrete for drainage by the Weed Building.

Comm. Elkin moved to approve the delinquent property valuations as presented. Comm. Wolf seconded. All voted Aye and the motion carried. The delinquent property valuations are as follows:

Property Owner	Legal Description	Property Address	Delinquent Taxes	Minimum Value
James Greening	Dakota Land & Colonization Lot 3 Block B	429 3 rd Ave W Dickinson ND	\$6,739.70	\$81,800.00
Raymond & Monica Hushka Deborah Hushka Dean Hushka	O'Connors Resurvey Lot 11 Block 21	103 Main St N Belfield ND	\$1,406.74	\$2,800.00
JN Lefor	St. Elizabeth Lot 17 Block 8 – Lot Only	Lefor ND	\$70.88	\$300.00
Roger Winarske	Original Plat Lots 11-13 Block 8 – Lots Only	410 5 th St NW Belfield ND	\$316.27	\$5,000.00

Auditor Kay Haag reported the Historical Society inquired about requesting ¼ mill for the 2012 budget year. A donation will be budgeted for 2012.

Comm. Kuntz discussed a need for signage for the Courthouse parking lot to deter overnight parking. Comm. Kuntz, Sheriff Clarence Tuhy, Road Superintendent Al Heiser and State's Attorney Tom Henning will generate the wording for the signs.

Tim Kelly, Kadrmas, Lee & Jackson, gave the Engineer's report. Tim introduced Doug Fisher, a new Engineer with Kadrmas, Lee & Jackson.

IT Coordinator Darren Czapiewski and Tax Director Diane Brines discussed the GIS Website and some of the features. The cost will be budgeted through the IT budget.

IT Coordinator Darren Czapiewski submitted his resignation. Allan Ibach, NRG Technology Services, will service Stark County's IT. Comm. Wolf moved to accept

Darren Czapiewski's resignation as of October 13, 2011. Comm. Hoff seconded. All voted Aye and the motion carried.

Chairman Zander opened the public hearing for the 2012 Budget. The following spoke; Veterans Service Officer Leslie Ross discussed the planning process, Sheriff Clarence Tuhy regarding hiring a Patrol Deputy and Patrol Sergeant rather than two Patrol Deputies' and Senator George Nodland addressed his concerns about Measure 2 coming on the ballot in June 2012. Comm. Wolf moved to deposit half of oil & gas revenues into Capital Improvement and the other half be split between the General and County Road, from this point forward. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried. Chairman Zander closed the public hearing.

Comm. Hoff moved to approve an Anhydrous Ammonia facility for Brian Neurohr contingent on filing the proper documents that comply with statute. Comm. Elkin seconded. Roll call Vote. All voted Aye and motion carried.

Comm. Wolf moved to authorize Chairman Zander to sign the Anhydrous Ammonia license. Comm. Kuntz seconded. All voted Aye and the motion carried.

Chairman Hoff presented a recommendation from the Zoning Board to approve Nick and Luann Letangs request for a five year Special Use Permit for the purpose of installing a water depot with the condition of maintenance and dust control on roads. The location being approximately 5 acres located in the SE4 and NE4 Section 5, Township 140, Range 96. Barry Steffan and Todd and Dee Ficek voiced concerns against the Special Use Permit. Comm. Hoff moved to accept the Zoning Boards recommendation to approve Nick and Luann Letangs request for a 5 year Special Use Permit for the purpose of installing a water depot with the condition of maintenance and dust controls on roads. Comm. Elkin seconded. Roll call Vote. All voted Aye and the motion carried.

I-94 Developments request for two zoning changes were not acted on until final plats are presented.

Comm. Elkin moved to budget \$6,000 for the Richardton/Taylor Ambulance. Comm. Kuntz seconded. Roll call Vote. All voted Aye and motion carried.

Comm. Kuntz discussed the replacement of the front window on the County Agent building, it will come out of building maintenance fund.

Comm. Elkin moved to approve Kadrmas, Lee & Jackson as the Engineers for project BRO-0045(042). Comm. Wolf seconded. Roll call vote. All voted Aye and the motion carried.

Comm Hoff moved to approve Kadrmas, Lee & Jackson as the Engineers for project BRO-0045(052). Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Bob Zent discussed property rights, property taxes and easements.

Bill Fahlsing, Emergency Services Director, discussed a letter that was received by a citizen regarding 911 addressing. The issue was resolved.

Comm. Elkin moved to accept the 2012 Budget with changes to the Richardton/Taylor Ambulance, GIS Website, Historical Society, Roosevelt Custer Regional Council and the Sheriff's Department. Comm. Wolf seconded. Roll call vote. All voted Aye and motion carried.

The Board recessed at 11:10 AM for an Executive Session.

The Board reconvened at 11:30 AM.

Discussion in the Executive Session concerned two claims towards the Sheriff's Department regarding compensation for meal breaks and compensation for the canine handler. States Attorney Tom Henning was directed to move forward with a response to the two claims.

The following **Miscellaneous Receipts** were filed: General: \$273,437.77; 10 Mill: \$52,670.78; County Road: \$168,652.98; Highway Tax Distribution: \$231,471.93; Special Road & Bridge: \$7,550.84; Social Services: \$26,109.14; County Poor: \$105,156.61; IT-Computer/Updates: \$269.30; Capital Improvement: \$174,164.63; Infrastructure: \$12,416.25; County Park: \$2,479.48; County Jail: \$19,173.22; Insurance: \$7,550.84; Comp Health: \$10,474.95; Emergency: \$2,516.95; Veteran's Service Office: \$3,331.25; Social Security: \$21,986.28; Advertising: \$1,295.49; County Agent: \$6,023.20; Weed Control: \$27,745.27; 911 Revenue: \$24,205.15; Finger Print Station: \$512.00; Domestic Violence: \$665.00; Traf Safety Grant: \$3,273.15; Homeland Security Grant: \$702.00; Cops Grant 2009: \$84,054.28; Estimate Tax: \$13,426.38; Game and Fish: \$15,816.00; Security/DJS Reim: \$360.38; SW Victim Witness Program: \$1,180.00; Domestic Violence & Rape Crisis Center: \$805.00; Preservation Fee: \$4,141.00; State Reimbursements: \$319.84; Other Reimbursements: \$4,536.06; Judgment Execution: \$65.00; 911 Equipment: \$8,068.46;

Comm. Elkin moved to adjourn. Comm. Hoff seconded.

Kay Haag, Auditor

Ken Zander, Chairman