Official Proceedings of the Stutsman County Commission

February 19, 2008

At 8:00 a.m. the mid-month meeting of the Stutsman County Commission was called to order by Chairman Klose. Roll call was answered by Douglas Kaiser, Craig Neys, Dennis Ova, Dale Marks, and Mark T. Klose.

Harley J McLain presented his abatement request for the property taxes on parcels #35-2810000, #35-2820000, #35-2830000, #35-2840000 and #35-5500010 in Midway Township for tax years 2002, 2003, 2004, 2005 and 2006. He presented a written Constructive Notice and Affidavit that outlined 23 reasons for his request. The Notice demanded a hearing or the Commissioners would agree to personally paying him $10 million Federal Reserve Notes and 10 million in US silver dollars in damages. He commented that years ago he had successfully changed the election laws in a suit brought against the State and public officials. He was exempt from taxation based on the law suit; he was not under the jurisdiction of the State; he should get paid for the election law suit as it benefited the public. His land is allodial under land patent and exempt for taxation under Article X of the State Constitution and under 1895 law. He presented Notice of Acceptance of Constitutions and Oath of Office to the Commission, the States Attorney and the Auditor. The request was tabled for further review.

Paul Gefroh, Stirton Township Supervisor, requested a loan from the County to pay off bills resulting from a FEMA road project last summer. FEMA had paid only $15,000 of the $65,000 cost to raise the grade on a Stirton Township road. Fritz Fremgen, State's Attorney, advised the Commission that the County could not loan money to the township after the road had already been repaired. The request should have been made prior to authorizing the contractor to do the work. Noel Johnson, County COO, indicated that the Township could increase their property tax levy from $6,000 annually to up to $14,400 per year, but this required approval from the Township voters at their annual March township election.

Mr. Fremgen requested approval for out-of-state travel so he could attend a juvenile conference in Savannah, Georgia and so Joan Halvorson, M.ED. Victim/Witness Coordinator, could attend the Life Savers Conference in Portland, Oregon. Both conferences would be attended at no cost to the County as both are fully funded by separate grants. A motion was made Ova and seconded by Neys to approve the travel requests. Motion carried.

Del Horn, Director of Community Service, presented the annual report for Community Corrections. 35 non-profit worksites benefited from over 4,700 hours of community service from the 331 cases ordered to perform community service. The worksites saved over $37,000 in equivalent man-hour cost, and the County saved over $35,000 in equivalent incarceration cost.

Jim Fettig, Courthouse/Memorial Building Maintenance Supervisor, reviewed a problem with snow removal at the Memorial Building. The out-dated lease agreement specified specific areas of snow removal for the County and the Vet's Club. Problems arose whenever snow accumulated after normal County employee work hours. Ron Frydenlund, All-Vets Club Director, indicated that he had the problem resolved and has hired someone to monitor snow removal after hours. A new lease agreement between the County and the All-Vets Club would be pursued to circumvent future problems.

At 9:07 am the Commission recessed. At 9:12 am the Commission meeting was called back to order with all Commissioners present.

Neys made a motion that was seconded by Ova to appoint David Smette to the Buffalo City Tourism Foundation Board. Motion carried.

A motion was made by Kaiser and seconded by Ova to approve the raffle permit of the Windsor 125th Anniversary Committee. Motion carried.

Marks made a motion that was seconded by Kaiser to approve $200.00 in taxable meals. Roll call vote – Ova, Marks, Kaiser, Neys and Klose voted aye.

Neys made a motion that was seconded by Marks to approve the mid-month bills. Roll call vote – Marks, Kaiser, Neys, Klose and Ova voted aye.

Fund	Warrant No	Amount	Vendor Name
GENERAL			
	0041918	278.98	ALLTEL
	0041923	235.00	BALCO UNIFORM CO. INC
	0041924	308.33	BERGQUIST/JERRY
	0041926	60.00	BRIAN'S SERVICE & REPAIR
	0041927	450.00	BROWN/JEANNE SEXTON
	0041932	830.00	CENTRAL DAKOTA MECH INC
	0041934	560.00	CLIMATE CONTROL

	0041935	661.87	COLE PAPERS INC
	0041938	538.01	DACOTAH PAPER CO
	0041944	827.44	DAN'S SOOPER STOP
	0041945	41.36	DAUER'S TROPHIES
	0041952	880.00	GREAT PLAINS DIRECTORY SERVICE
	0041953	225.70	HAROLDSON'S OFFICE SUPPLY
	0041955	25,797.03	HILLERUD CONSTRUCTION
	0041956	100.00	HOLIDAY INN
	0041961	54.00	JAMESTOWN COMMUNICATIONS INC
	0041962	54.00	JAMESTOWN HOSPITAL
	0041963	410.10	JAMESTOWN I-94 BP
	0041964	15.34	JAMESTOWN IMPLEMENT
	0041966	727.64	JAMESTOWN SUN
	0041969	4.59	KAPP/ELIZABETH
	0041972	150.00	KROPP LAW OFFICES PC
	0041974	3,855.44	M D U
	0041976	790.00	MEDINA AMBULANCE SERVICE
	0041979	285.38	N D ASSOCIATION OF COUNTIES RESOURCE GRP
	0041980	30.00	N D COUNCIL OF EDUCATIONAL LEADERS
	0041988	171.00	NORTHERN PLAINS ELECTRIC
	0041989	757.91	OFFICELAND
	0041991	336.78	PLUMBMASTER
	0041994	69.59	QUILL CORPORATION
	0041996	36.00	ROBYT/DOROTHY
	0041998	127.50	SANDNESS LAW OFFICE
	0041999	3,318.68	SCHERR/JODIE KOCH
	0042000	42.90	SIRCHIE FINGERPRINT LABORATORY
	0042001	468.60	STAMP FULFILLMENT SERVICES
	0042002	85.60	STEIN'S, INC
	0042003	1,014.91	STOP & GO #431
	0042005	1,190.00	STRANG/SUSAN
	0042010	136.20	TDS METROCOM
	0042012	8.03	THRIFTY DRUG-WHITE DRUG
	0042015	40.00	TRAUTMAN/RUSSELL
	0042018	116.00	U S POSTAL SERVICE
	0042019	41.00	U S POSTMASTER
		46,130.91	Final Total
911 EMERGENCY PHONE SYSTEM			
	0041939	146.49	DAKOTA CENTRAL TELE. JMTN
	0041940	563.00	DAKOTA CENTRAL TELECOMMUNICATIONS
	0041995	1,291.60	QWEST
	0042010	3.99	TDS METROCOM
		2,005.08	Final Total
ROAD FUNDS			
	0041920	230.41	AMERIPRIDE LINEN & APPAREL
	0041928	35.14	BUTLER MACHINERY CO
	0041929	556.08	CARQUEST AUTO PARTS
	0041937	2,977.42	D & B AUTOMOTIVE REPAIR
	0041939	163.56	DAKOTA CENTRAL TELE. JMTN
	0041941	450.72	DAKOTA HOSE & EQUIP. CO.
	0041942	6.00	DAKOTA VALLEY ELECTRIC
	0041943	252.20	DAN POLAND MACHINE INC
	0041947	77.22	EQUIPMENT DIST
	0041949	129.26	FASTENAL CO
	0041956	200.00	HOLIDAY INN
	0041957	116.95	HOME OF ECONOMY
	0041958	2,220.98	HSBC BUSINESS SOLUTIONS
	0041964	221.08	JAMESTOWN IMPLEMENT
	0041965	33.70	JAMESTOWN PLUMBING & HEATING
	0041966	88.80	JAMESTOWN SUN
	0041973	905.25	LUCKEN'S INC
	0041974	1,672.84	M D U
	0041975	113.07	MAC'S INC
	0041977	242.11	N A P A AUTO PARTS
	0041978	875.00	N D ASSOCIATION OF COUNTIES
	0041985	49.64	N W TIRE INC
	0041986	3,984.15	NEWMAN SIGNS
	0041989	42.96	OFFICELAND
	0041992	3,919.26	PRAXAIR DISTRIBUTION INC
	0041993	286.02	QUALITY SERVICE & REPAIR
	0041994	10.76	QUILL CORPORATION
	0041997	50.00	ROUGHRIDER SIGNS & DESIGNS
	0042004	137.96	STOUDT INC/R M
	0042009	264.31	STUTSMAN COUNTY ROAD DEPT
	0042013	227.73	TITAN MACHINERY
	0042014	122.77	TRACTOR SUPPLY CREDIT PLAN
	0042016	335.65	TRUCK UTILITIES
	0042017	494.47	TRUDELL
	0042020	120.00	VERIZON WIRELESS
	0042022	305.28	VINING OIL CO.
	0042023	1,096.55	WALLWORK INC/W W
	0042024	100.83	WALMART COMMUNITY BRC
	0042025	13.54	WASTE MANAGEMENT OF ND
	0042026	277.68	WEST END HIDE & FUR
		23,407.35	Final Total

SOCIAL SERVICES			
		448.19	Final Total
COUNTY PARK			
	0041918	38.96	ALLTEL
		38.96	Final Total
EMERGENCY			
	0041960	6,368.01	INTERSTATE ENGINEERING
	0041981	23,976.30	N D DEPT OF TRANSPORTATION
		30,344.31	Final Total
COUNTY CORRECTIONAL CENTER			
	0041918	160.64	ALLTEL
	0041974	3,425.71	M D U
	0041995	164.00	QWEST
	0042010	77.47	TDS METROCOM
		3,827.82	Final Total
WEED CONTROL			
	0041918	43.68	ALLTEL
	0041925	330.00	BEST WESTERN DOUBLEWOOD INN
	0041970	90.00	KLOSE/MARK
	0041984	310.00	N D WEED CONTROL ASSN
	0041987	65.00	NORTH AMERICAN WEED MANAGEMENT ASSOC
	0041990	18.03	OTTER TAIL POWER CO
	0042008	53.60	STUTSMAN COUNTY AUDITOR
	0042010	15.30	TDS METROCOM
		925.61	Final Total
COUNTY AGENT			
	0041983	13,146.42	N D S U EXTENSION SERVICE
	0042011	129.38	TDS METROCOM
		13,275.80	Final Total
COUNTY ADVERTISING			
	0041921	2,000.00	ARTS CENTER/THE
		2,000.00	Final Total
EMPLOYEES HOSPITAL INS			
	0042007	5,000.00	STUTSMAN COUNTY
		5,000.00	Final Total
LIBRARY FUND			
	0041918	22.28	ALLTEL
	0041922	785.49	BAKER & TAYLOR BOOKS
	0041930	40.50	CENTRAL BUSINESS SYSTEMS, INC
	0041940	49.95	DAKOTA CENTRAL TELECOMMUNICATIONS
	0041948	200.00	FARMERS UNION OIL CO-CENEX
	0041950	413.30	GALE GROUP/THE
	0041951	13.51	GOLDEN HORSE LTD
	0041954	27.00	HEINLE/KATHRYN E
	0041967	150.00	JAMESTOWN SUN
	0041968	17.77	JENSEN/AGNES
	0041971	633.55	KNOWLEDGE INDUSTRIES INC
	0041974	273.69	M D U
	0041982	55.00	N D LIBRARY ASSOCIATION
	0041990	261.34	OTTER TAIL POWER CO
	0042006	45.00	STRUXNESS/VICKI
		2,988.38	Final Total
DRUG PROGRAM			
		365.10	Final Total
COURTHOUSE BUILDING			
	0041936	2,127.10	CURTIS ELECTRIC
		2,127.10	Final Total
DATA PROCESSING			
	0041919	1,680.53	AMERICAN COMMUNICATIONS INC
	0041931	39.95	CENTRAL BUSINESS SYSTEMS, INC
	0041938	89.42	DACOTAH PAPER CO
	0041940	150.00	DAKOTA CENTRAL TELECOMMUNICATIONS
	0041953	376.30	HAROLDSON'S OFFICE SUPPLY
	0041959	533.40	INFORMATION TECHNOLOGY DEPT
	0042010	14.90	TDS METROCOM
		2,884.50	Final Total
WEED BOARD GRANT			
	0041946	2,216.00	EDDY COUNTY WEED CONTROL BOARD
		2,216.00	Final Total
DISTRICT COURT REMODELING GRANT			
	0041936	363.50	CURTIS ELECTRIC
		363.50	Final Total

Noel Johnson, County COO, gave the 2007 annual financial report. The General Fund year-end balance increased from $1.94 million to $2.38 million from 2006 to 2007. The year-end balance for the other major funds remained about the same from 2006 to 2007. Special revenue funds decreased from $1.68 million to $1.60 million. The total of all County funds less agency funds and component units increased from $7.71 million to $7.97 million.

A motion was made by Kaiser and seconded by Ova to approve the contract for assessing Sinclair Township. Motion carried.

At 9:38 a.m. the meeting was recessed until 4 p.m.

At 4:00 p.m. the Commission meeting was called back to order with all members present. Also present was Fritz Fremgen, State's Attorney.

Neys made a motion that was seconded by Ova to pay Hillerud Construction $25,797.03 from fund 10-112-6700. Roll call vote – Kaiser, Neys, Klose, Ova and Marks voted aye.

Mike Zimmerman, County Highway Superintendent, presented revisions to the Road Department policy manual and changes to the equipment and gravel rates charged for contracted services.

Marks made a motion that was seconded by Kaiser to authorize the State's Attorney to draft a County Ordinance and ballot language for the proposed long range County Road Plan. Motion carried.

The gravel crushing bids were opened and were as follows for 3/4" maximum size material and 1" maximum size material respectfully: Atlas Inc., Bismarck - $2.85 and $2.70; Gravel Products, Inc. Minot - $2.78 and $2.63; Sundre Sand & Gravel Inc., Minot - $3.35 and $3.10; and Zircon Construction, Inc., Bismarck - $4.05 and $3.99. Marks made a motion that was seconded by Neys to accept the low bid of Gravel Products, Inc. and to accept the next low bid of Atlas Inc. pending non-performance of the low bidder. Roll call vote – Neys, Klose, Ova, Marks and Kaiser voted aye.

A motion was made by Kaiser and seconded by Marks to approve the Road Department policy manual changes and to approve the equipment and gravel rate increases for contracted services. Roll call vote – Klose, Ova, Marks, Kaiser and Neys voted aye.

Kaiser made a motion that was seconded by Marks to notify the Townships and Cities of the pending development of a policy for charging interest on delinquent accounts for contract services with the Road Department. Roll call vote – Ova, Marks, Kaiser, Neys and Klose voted aye.

Zimmerman requested permission to purchase a drill press for the shop at a cost of about $2,500. Neys made a motion that was seconded by Ova to allow the purchase. Roll call vote – Marks, Kaiser, Neys, Klose and Ova voted aye.

Ova made a motion that was seconded by Kaiser to allow Zimmerman to attend the Con-Expo Convention in Las Vegas, Nevada, March 12-15, at no cost to the County. Motion carried.

Kaiser made a motion that was seconded by Marks to allow Zimmerman to attend the National Association of County Engineers (NACE) convention in Portland, Oregon, April 18-25, as a member of the North Dakota Board with the County paying the cost of air-fare and rooms. Roll call vote – Kaiser, Neys, Klose, Ova and Marks voted aye.

Neys made a motion that was seconded by Kaiser to adjourn. At 5:11 p.m. the mid-month meeting of the Stutsman County Commission was adjourned.

ATTEST:

Noel A. Johnson	Mark Klose
County COO (Auditor)	Commission Chairman