Official Proceedings of the Stutsman County Commission

April 3, 2007

At 4:00 p.m. the regular monthly 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.

A motion to approve the minutes of the March meetings was made by Kaiser and seconded by Marks. Motion carried.

Dave Orr, County Sheriff, asked permission to trade a 2003 Ford Expedition for a 2006 Expedition for $14,972 to boot. The purchase was in his budget. Kaiser made a motion that was seconded by Neys to allow the purchase. Roll call vote - Ova, Marks, Kaiser, Neys and Klose all voted aye.

Jim Fettig, Courthouse Maintenance Supervisor, requested acceptance of a grant to remodel the former law library. The room had been used as an extra courtroom. Renovations would be made for a raised bench, furniture and fixtures that would allow audio and video teleconferencing for witnesses. 75% of the costs would be paid by the grant funds. Neys made a motion that was seconded by Ova to accept the grant and proceed with the project. Roll call vote - Marks, Kaiser, Neys, Klose and Ova all voted aye.

Ova made a motion that was seconded by Kaiser to vote all of the county's 79,906 votes for Richard Aberle for the North Dakota Insurance Reserve Fund Board. Motion carried.

Noel Johnson, County COO, presented the 2005 abatement application of Larell Peckham for parcel 74-4255100. Also present were LaRell Peckham and Dan Buchanan. At the last meeting, the Commission had indicated it would reconsider the application if Mr. Peckham, serving as PR, had the right to apply. Johnson indicated that review of the statutes had indicated that Peckham had the right to file for 2005. The City of Jamestown had recommended approval of the 2006 abatement application to reduce the property's value to $25,138, but had denied the 2005 application without comment. Kaiser made a motion that was seconded by Marks to reduce the 2005 value to $25,138. Marks made a motion to amend the motion to reduce the property to $22,500. Motion died for a lack of a second. Roll call vote on the original motion - Kaiser - aye, Neys - aye, Klose - nay, Ova - nay, Marks - aye. Motion carried.

The Commission tabled until the next meeting the appointment to the Sheyenne James Resource Conservation & Development Council, Inc.

Fritz Fremgen, State's Attorney, gave his monthly report. Efforts continued to try and settle the Hofmann road damage case with his insurance company. Civilly committed sex offenders charged with crimes while in the Sex Offender Unit at the State Hospital have failed to bond out so they were being held in the County's jail pending trial. Fremgen would work with the State to try and get those individual's back to the treatment unit.

Mr. Fremgen reviewed the Municipal Industrial Development Act (MIDA). MIDA bonds were available to 501C3, non-profit corporations for financing projects and were also available to for-profit corporations for specific public good issues. Great River Energy had approached the County about sponsoring up to $18 million in MIDA bond financing for the solid waste disposal portion of their proposed project for the Spiritwood Energy Park. The interest on the bonds was tax exempt so the bond interest rate was lower that other types of financing. Issuing the bonds was no risk for the county - other cities and counties had been sponsoring the bonds as an economic development incentive. Community Action Region VI was seeking MIDA bond financing to purchase a building. Their application was through LaMoure County, but they were asking Stutsman County to consider being the host jurisdiction. By consensus, the Commission indicated that they would serve as the host county for Community Action's project.

A motion was made by Kaiser and seconded by Ova to approve the gaming permit application of the Pingree Fire Department at the 281 Stop. Motion carried.

Ova made a motion that was seconded by Marks to approve the raffle permit of the Windsor 125th Anniversary Committee. Motion carried.

At 4:48 p.m. the Commission meeting was recessed for the Park Board meeting.

STUTSMAN COUNTY PARK BOARD MEETING

April 3, 2007

At 4:50 p.m. the Stutsman County Park Board meeting was called to order by Chairman Klose. Members present were Dennis Ova, Dale Marks, Doug Kaiser, Craig Neys, Mark T. Klose, and Mark Schlecht. Bob Woodward was absent. Also present was Scott Hettinger and Larry Kuntz, Bureau

of Reclamation (by speaker phone), Bill and Nellie Degen, Ken and Terri Getz, Jim Michael, Environmental Health Practitioner, Steve Thompson, Interstate Engineering, Jeff Seher and Laura Fruetel, Pelican Point Concessionaire.

A motion was made by Neys and seconded by Kaiser to approve the minutes of the March meeting. Motion carried.

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

Fund	Warrant No	Amount	Vendor Name
COUNTY PARK			
	0038268	43.09	QWEST

43.09 Final Total

Jodee Rasmussen, Jamestown Chamber of Commerce, requested a special use permit for the third annual "Jam the Dam" event to be held August 24, 25 and 26, 2007 at the Jamestown Reservoir. Ova made a motion that was seconded by Marks to approve the permit. Motion carried.

Dennis Lorenz, County Park Superintendent, requested approval of 5 boat dock permits at the Jamestown Reservoir at last years' $150 fee. Kaiser made a motion that was seconded by Marks to approve the number of permits and the fee. Motion carried.

Fritz Fremgen, State's Attorney, reviewed the status of Lot 1, East Side Jamestown Reservoir. The improvements were the property of the Bureau of Reclamation. The Bureau would convey the property to the Park Board as surplus property. The Bureau would allow the lot to be permitted again. Options were to lottery the property as is or demolish the improvements and lottery the property. A purchase price would be established based on the costs incurred by the Bureau and the County during the eviction process. A motion was made by Kaiser and seconded by Ova to inform the Bureau of Reclamation that the county would accept Lot 1, East Side as surplus property, and to acquire the costs of demolishing the improvements and the costs incurred during the eviction process to establish a price to prepare to lottery the permit for the lot. Roll call vote - Marks, Kaiser, Neys, Klose, Schlecht and Ova all voted aye.

The septic system issue for the cabins at the Reservoir was reviewed. The septic system rules were established by the North Dakota Health Department. Regulations varied depending on the size of the lot and whether or not the cabin was seasonal or year around. The general rule was that drain fields were only allowed on lots of one acre or larger. Mr. Hettinger indicated that the Bureau would require septic system inspections by July 1, 2007. The systems had to be inspected by a registered engineer. Steve Thompson indicated that Interstate Engineering would do the inspections if hired by a cabin owner. Jim Michael would not do the inspections, but he would review the engineer's inspection report and sign off on whether the system's were in compliance. Nellie Degen requested Mr. Hettinger to verbally grant extension of lot lines to the access roads as a means to increase the square footage of the lots. Mr. Hettinger indicated that the Bureau would allow calculation of lot sizes to include the areas up to the roads. If necessary, the Bureau would assist cabins owners with the approximate location of their lot lines. Letters would be mailed to the cabin owners to update them on the septic system issues.

Mr. Lorenz gave his monthly report. He requested permission to purchase two CXT vault toilets. One would be located on the walking path at the Reservoir, south of the ND Game & Fish building. The other would be located in the Jim River Bay area. A 50/50 grant from the Bureau of Reclamation would underwrite the $40,000 cost. The County's match would be paid in kind for excavation and concrete work. A motion was made by Ova and seconded by Kaiser to approve the vault toilet project. Roll call vote - Kaiser, Neys, Klose, Schlecht, Ova, and Marks all voted aye.

Mr. Lorenz requested permission to advertise for one full time replacement employee and an additional part time employee. The employees were included in his budget. A motion to authorize advertising for the employees was made by Neys and seconded by Marks. Motion carried.

Ova made a motion that was seconded by Marks to go into executive session for attorney consultation relative to threatened litigation regarding the Spiritwood Lake campgrounds. The legal authority for closing the meeting was NDCC sections(s) 44-04-19.1(5) & (9), and 44-04-19.2. Roll call vote - Neys, Klose, Schlecht, Ova, Marks and Kaiser all voted aye.

At 5:49 p.m., April 3, 2007 the County Park Board entered into executive session with the following present: Dennis Ova, Dale Marks, Doug Kaiser, Craig Neys, Mark Klose, Mark Schlecht, Fritz Fremgen, Dennis Lorenz and Noel Johnson.

At 6:15 p.m., April 3, 2007 a motion was made by Ova and seconded by Kaiser to adjourn the executive session. Motion carried.

The public was invited to return to the meeting room and the Park Board meeting was in open session with all members present except Bob Woodward.

Ova made a motion that was seconded by Marks to have State's Attorney Fremgen talk to Jack Uehran about the possibility of slowly phasing out the eight permanent mobile homes located at the Spiritwood Lake campground. Roll call vote - Klose - aye, Schlecht - aye, Ova - aye, Marks - aye and Kaiser - aye, Neys - abstain. Motion carried.

A motion to adjourn was made by Marks and seconded by Ova. At 6:43 p.m. the April, 2007 Park Board meeting was adjourned.

At 6:44 p.m. the Stutsman County Commission meeting was called back to order with all Commissioners present.

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

Fund	Warrant No	Amount	Vendor Name
GENERAL			
	0038153	21.32	
BERGQUIST/JERRY			
	0038161	133.76	C H
CARPENTER LMBR CO			
	0038165	201.53	
CALUMET PHOTOGRAPHIC			
	0038168	38.00	CENEX
AMPRIDE CREDIT CARD			
	0038170	381.00	CITY OF
JAMESTOWN			
	0038172	114.54	COLE
PAPERS INC			
	0038179	771.66	
DACOTAH PAPER CO			
	0038183	27.14	DAUER'S
TROPHIES			
	0038186	155.95	
DEATONS MAILING SYSTEMS INC			
	0038189	161.00	ECOLAB
PEST ELIMINATION DIV			
	0038190	200.00	EDDY
FUNERAL HOME			
	0038194	162.00	
FREMGEN/FRITZ			
	0038197	249.75	GALL'S
INC			
	0038199	25.00	
GREENSTEIN/AARON			
	0038201	72.02	
HAROLDSON'S OFFICE SUPPLY			
	0038208	270.00	
INSTITUTE OF LOCAL GOVT			
	0038209	10.00	INSURE
FORWARD			
	0038212	1,267.97	
JAMESTOWN AMBULANCE			
	0038214	142.00	
JAMESTOWN HOSPITAL			
	0038215	22.07	
JAMESTOWN IMPLEMENT			
	0038218	4,325.00	JERRY
IVERSON CONSTRUCTION INC			
	0038220	100.45	
JOHNSON/NOEL			
	0038225	142.50	KROPP
LAW OFFICES			
	0038233	16.93	MAC'S
INC			
	0038234	29.68	
MARTIN/LUANN			
	0038236	62.50	
MAYER/JEROME P			
	0038237	790.00	MEDINA
AMBULANCE SERVICE			
	0038238	577.50	
MERRICK & SCHAAR P.C.			
	0038243	500.00	N D
ASSOCIATION OF COUNTIES			

	0038244	75.00	N	D
COUNTY AUDITOR'S ASSOCIATION				
	0038247	75.00	N	D
RECORDERS ASSN				
	0038253	82.00		
NEYS/CRAIG				
	0038256	254.33		
OFFICELAND				
	0038259	62.50		
ORR/DAVID F				
	0038260	9.76		
ORR/KARON C				
	0038263	368.57		
PEKARSKI/ALICE				
	0038267	68.02	QUILL	
CORPORATION				
	0038268	721.20	QWEST	
	0038270	26.00		
RADIOLOGY SERVICES PA				
	0038271	121.00		
RADISSON INN				
	0038272	150.00		
RAMKOTA HOTEL				
	0038273	393.09	RANDY'S	
AUTO EXPRESS				
	0038278	59.95	RICK'S	T
V				
	0038281	1,451.25		
SCHERR/JODIE KOCH				
	0038290	55.00	SPIRIT	
LAKE RESORT & CASINO				
	0038293	106.82	STEIN'S,	
INC				
	0038294	1,138.30	STOP	&
GO #431				
	0038295	27.45	STOUDT	
INC/R M				
	0038301	82.81	TDS	
METROCOM				
	0038302	110.70		
THOMPSON/JAN				
	0038309	59.74	TRUE	
VALUE HARDWARE				
	0038310	794.98	U	S
DEPARTMENT OF JUSTICE				
	0038316	62.00	VISA	
	0038318	33.16		
WALMART				
	0038324	258.26		
WENZEL'S LOCK & KEY				
	0038326	108.45	WEST	
GROUP PAYMENT CENTER				
		17,726.61		
Final Total				
911 EMERGENCY PHONE SYSTEM				
	0038153	136.10		
BERGQUIST/JERRY				
	0038271	150.00		
RADISSON INN				
	0038301	13.99	TDS	
METROCOM				
300.09	Final Total			
ROAD FUNDS				
	0038151	208.28		
ANDERSON/CHARLES				
	0038152	133.25		
BECKER/HARRY				
	0038154	310.30	BLOOM	
OIL CO				
	0038155	250.00		
BLUE-TOP				
	0038160	424.42	BUTLER	
MACHINERY CO				
	0038162	28.00	C	H
CARPENTER LUMBER				
	0038167	258.53		
CARQUEST AUTO PARTS				
	0038170	10.00	CITY	OF
JAMESTOWN				

	0038171	467.81	
CLARK/JAMIE			
	0038192	182.61	
FASTENAL CO			
	0038198	8,495.00	
GENERAL EQUIPMENT & SUPPLIES			
	0038204	329.85	HOME
OF ECONOMY			
	0038211	1,357.15	JAMES
RIVER DIESEL SERVICE			
	0038215	37.00	
JAMESTOWN IMPLEMENT			
	0038223	153.75	
KOBLE/RON			
	0038232	160.70	M D U
	0038233	128.33	MAC'S
INC			
	0038242	520.94	N A P A
AUTO PARTS			
	0038252	366.00	
NEWMAN SIGNS			
	0038255	15.00	
NORTHWEST TIRE INC			
	0038266	459.34	POWER
PLAN			
	0038269	129.98	RADIO
SHACK CORPORATION			
	0038296	39.69	
STUTSMAN COUNTY AUDITOR			
	0038298	213.71	
SWEENEY BROS. TRACTOR CO			
	0038307	52.64	
TRACTOR SUPPLY CREDIT PLAN			
	0038308	7.14	TRUE
VALUE HARDWARE			
	0038313	262.40	
VIGESAA/RYAN			
	0038314	914.37	VINING
OIL CO.			
	0038322	439.03	
WALMART COMMUNITY BRC			
	0038325	410.96	WEST
END HIDE & FUR			
	0038327	13.96	
WILHELM INC/DON			
	0038328	85.00	
WINDSHIELD DOCTOR			
	0038329	942.80	
WOODWORTH FARMERS ELEVATOR CO			
	17,807.94	Final Total	
REGIONAL CHILD SUPPORT ENFORCEMENT UNIT			
			7,082.15
Final Total			
SOCIAL SERVICES			
			23,165.56
Final Total			
COUNTY CORRECTIONAL CENTER			
	0038156	269.64	BOB'S
PLUMBING & HEATING			
	0038158	173.25	
BROWN/DORINDA			
	0038166	10,015.00	CAPITAL
CITY RESTAURANT SUPPLY INC			
	0038169	196.20	
CENTRAL BUSINESS SYSTEMS, INC			
	0038170	540.48	CITY OF
JAMESTOWN			
	0038172	1,543.34	COLE
PAPERS INC			
	0038176	61.84	COUNTY
MARKET			
	0038179	751.36	
DACOTAH PAPER CO			
	0038181	606.00	DAKOTA
CLINIC, LTD			

	0038185	1,523.93	DEAN FOODS NC, INC
	0038189	102.50	ECOLAB PEST ELIMINATION DIV
	0038191	290.00	FARMER BROTHERS COFFEE
	0038201	81.34	HAROLDSON'S OFFICE SUPPLY
	0038202	42.00	HEALTHCARE ENVIRONMENTAL SERVICES INC
	0038203	93.05	HOLZWORTH/PAM
	0038205	12.95	HOME OF ECONOMY
	0038206	1,747.13	HRS/CWD
	0038210	90.84	J & L SERVICE
	0038213	68.00	JAMESTOWN COMMUNICATIONS INC
	0038214	379.00	JAMESTOWN HOSPITAL
	0038219	554.91	JETSTREAM CAR WASH
	0038224	93.05	KOLLMAN/DELANDA
	0038231	135.00	LYNK3 TECHNOLOGIES INC
	0038251	132.50	NETWORK CENTER COMMUNICATIONS
	0038256	195.91	OFFICELAND
	0038261	444.68	PAN-O-GOLD BAKING CO.
	0038268	360.05	QWEST
	0038271	450.00	RADISSON INN
	0038274	58.00	REDWOOD TOXICOLOGY LABORATORY,INC
	0038285	66.87	SCHUBERT'S CARPET ONE
	0038288	3,241.47	SMITTY'S CARPET SHOP, INC
	0038289	55.00	SPIRIT LAKE CASINO & RESORT
	0038293	344.16	STEIN'S, INC
	0038299	6,504.54	SYSCO FOOD SERVICES OF ND
	0038301	51.14	TDS METROCOM
	0038304	717.90	THRIFTY DRUG-WHITE DRUG
	0038305	45.00	TIMEKEEPING SYSTEMS INC
	0038309	24.12	TRUE VALUE HARDWARE
	0038311	60.47	UNITED BUILDING CENTER
	0038320	109.65	WALMART COMMUNITY BRC
	32,232.27	Final Total	
WEED CONTROL			
	0038268	7.75	QWEST
	0038296	88.08	STUTSMAN COUNTY AUDITOR
			95.83
	Final Total		
VETERANS SERVICE			
	0038268	15.51	QWEST
	0038301	7.55	TDS METROCOM
	0038306	77.90	TOBIN/WARREN J
			100.96
	Final Total		

COUNTY AGENT

	0038256	44.90	
OFFICELAND			
	0038301	124.24	TDS
METROCOM			
		169.14	Final Total

EMPLOYEES HOSPITAL INS

	0038246	60,807.96	N D P E R
S			
			60,807.96
			Final Total

LIBRARY FUND

	0038196	1,216.94	GALE
GROUP/THE			
	0038315	537.49	VISA
	0038321	53.15	
WALMART COMMUNITY BRC			
			1,807.58
			Final Total

COMMISSARY

	0038164	47.31	CABLE
SERVICES			
	0038178	209.40	
CRAWFORD SUPPLY CO			
	0038184	127.94	DCR
DISTRIBUTORS			
	0038193	835.61	FRANK
MCKONE CIGAR CO			
	0038195	484.35	FRITO
LAY			
	0038221	167.16	KEEFE
COFFE & SUPPLY			
	0038235	947.00	MAXIMA
SUPPLY LLC			
	0038240	361.25	MID
WEST COCA COLA BOTTLING CO			
	0038264	541.30	
PEPSIAMERICAS			
	0038265	436.60	PIZZA
CORNER FROZEN PIZZA			
	0038276	3,600.00	
RELIANCE INMATE SYSTEMS INC.			
	0038320	180.01	
WALMART COMMUNITY BRC			
		7,937.93	Final Total

DRUG PROGRAM

38.77Final Total

COUNTY HAZARDOUS CHEMICAL ACCOUNT

	0038330	250.00	
WORKFORCE SAFETY & INS			
			250.00
			Final Total

DATA PROCESSING

	0038150	1,387.14	
AMERICAN COMMUNICATIONS INC			
	0038169	39.95	
CENTRAL BUSINESS SYSTEMS, INC			
	0038177	535.98	CPS
TECHNOLOGY SOLUTIONS			
	0038268	15.51	QWEST
	0038296	176.35	
STUTSMAN COUNTY AUDITOR			
	0038301	5.32	TDS
METROCOM			
		2,160.25	Final Total

CO EXTENSION FUND

	0038250	137.00	NDSU
AG COMMUNICATION			
	0038297	10.00	
STUTSMAN COUNTY CORRECTIONAL CENTER			
	0038303	180.00	
THOMPSON/WENDY			

			327.00
	Final Total		
ELEVATOR SINK & INT			
	0038291	66,847.50	
	STARION BOND SERVICES		
			66,847.50
	Final Total		
JOB INCENTIVE FUND			
	0038217	22,350.00	
	JAMESTOWN/STUTSMAN DEVELOPMENT CORP		
			22,350.00
	Final Total		
WAGES			
2529-2713	378,085.54	WAGES (3-23-07)	
	378,085.54	Total Wages	

A motion to adjourn was made by Ova and seconded by Neys. At 6:46 p.m. the April 3, 2007 Stutsman County Commission meeting was adjourned.

ATTEST:

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Noel A. Johnson
County COO (Auditor)

Mark Klose
Commission Chairman