Official Proceedings of the Stutsman County Commission

April 17, 2007

At 4:00 p.m. the Stutsman County Commission meeting was called to order by Chairman Klose. Roll call was answered by Douglas Kaiser, Craig Neys, Dennis Ova, Dale Marks, and Mark T. Klose.

Lou Morehouse, Nutritional Education Assistant, FNP, Extension Office, requested renewal of the family nutrition program. The $47,488.29 program cost was funded "in-kind". The only cost for the county was $350 for supplies out of the County Extension Office budget. Ova made a motion that was seconded by Kaiser to approve the program for 2007 - 2008. Motion carried.

The Commission made no appointment to the Sheyenne James Resource Conservation and Development Council, Inc. Only a few sections of land in the extreme northeast corner of the County were within the water shed.

Kaiser made a motion that was seconded by Neys to approve the raffle permit application of the Individuals MC at the Sportsman Bar and the raffle permit application of the Jamestown Gymnastics Club. Motion carried.

Ova made a motion that was seconded by Marks to approve the gaming site application of the ND Buffalo Foundation at the 281 Stop, Buchanan Bar and Anchor Bar from July 1, 2007 to June 30, 2008. Motion carried.

Noel Johnson, County COO, requested permission to allow flex hours for the summer. Employees could alternate working extra hours during the week to get their time in so they could leave early on Friday. Normal business hours would be maintained. Kaiser made a motion that was seconded by Neys to allow flex hours from mid-May through mid-September. Motion carried.

A motion was made by Kaiser and seconded by Neys to change the mid-month Commission meeting time from 4 p.m. to 8 a.m. for the months May through October. Motion carried.

The Commission reviewed the conditional use permit application of Ryan Odenbach for a 500 animal unit feedlot in the NW1/4 of 21-T142N-R67W, in Paris Township about 7 miles southeast of Woodworth. All property owners within 2 miles had been notified by certified mail. No one appeared at the zoning board hearing on April 3, 2007 to protest the application. All requirements of the County Zoning Ordinance had been met. The Zoning Board had unanimously approved the application. A motion was made by Kaiser and seconded by Marks to approve the conditional use permit. Roll call vote - Ova, Marks, Kaiser, Neys and Klose all voted aye.

Gina Guthmiller, Business Development Specialist, JSDC, presented a request for $25,000 on an 80/20 City/County split to assist with funding a ND Trade Office. The Trade Office would help companies succeed in the global marketplace and its network of 45 export service providers, international shippers, bankers and other professionals. The office would offer assistance along every step of the export process. Five local businesses have expressed interest to date. These companies would pay $3,125 for a two-year membership. Carrington Economic Development has also consented to contribute $5,000. Neys made a motion that was seconded by Ova to approve the funding request. Roll call vote - Marks, Kaiser, Neys, Klose and Ova all voted aye.

Kaiser made a motion that was seconded by Marks to approve $37.50 in taxable meals. Motion carried.

Johnson presented a summary of the changes in fees charged to the townships and cities for contract assessing: Townships - Ashland $200 to $300; Bloom $1,000 to $1,100; Buchanan $200 to $400; Corwin $350 to $400; Jim River Valley $200 to $300; Midway $1,000 to $1,500; Moon Lake $200 to $300; Plain View $200 to $300; Windsor $150 to $300; Woodbury $400 to $600; Ypsilanti $350 to $500; Cities - Buchanan $150 to $300; Cleveland $250 to $400; Courtenay $250 to $300; Medina $700 to $800; Montpelier $150 to $300; Pingree $150 to $300; Spiritwood Lake City $200 to $500; Woodworth $300 to $400. Kaiser made a motion that was seconded by Marks to approve the assessing contracts with the fee changes. Roll call vote - Kaiser, Neys, Klose, Ova and Marks all voted aye.

A motion was made by Kaiser and seconded by Ova to approve the mid-month bills including the additional bills of: $5.00 from 10-116-6492 to ND DOT for Title Transfer; $15,037.00 from 10-116-6700 to R.M. Stoudt for Sheriff's Vehicle; Buffalo Valley Red Cross $2371.20 from 63-609-6265; Buffalo Valley Red Cross $3500.00 from 63-555-6265; and Jamestown Hospital $1924.20 from 63-556-6265. Roll call vote - Neys, Klose, Ova, Marks and Kaiser all voted aye.

Fund	Warrant No	Amount	Vendor Name

GENERAL

0038333 24.50 ALLTEL

0038345 201.53 CALUMET PHOTOGRAPHIC

0038349 348.45 CENTRAL BUSINESS SYSTEMS, INC

0038350 160.50 CHADDUCK/LINDA

0038353 237.00 COOPERSTOWN FUNERAL CHAPEL

0038359 1,202.74 DAN'S SOOPER STOP

0038361 10.00 DIEDE/DALE I

0038369 119.50 GODEL/ERIC

0038373 62.50 HESS/KEITH

0038377 5.00 INTERSTATE ENGINEERING

0038379 34.00 JAMESTOWN COMMUNICATIONS INC

0038380 110.00 JAMESTOWN HOSPITAL

0038382 251.27 JAMESTOWN I-94 BP

0038383 2,648.70 JAMESTOWN SUN

0038387 37.50 JOHNSON/NOEL

0038390 92.66 KAISER/NORMA

0038396 1,915.44 M D U

0038399 62.50 MAYER/JEROME P

0038400 6,614.03 MERRICK & SCHAAR P.C.

0038401 72.00 MIDWEST MANAGEMENT

0038404 100.00 N D A A O

0038406 10.00 N D DEPT OF TRANSPORTATION

0038413 156.00 NORTHERN PLAINS ELECTRIC

0038416 190.72 OFFICELAND

0038419 2,811.27 OTTER TAIL POWER CO

0038421 389.78 PENNEYS/J C

0038425 69.99 RADIOSHACK

0038429 877.49 SCHERR/JODIE KOCH

0038431 40.00 SINCLAIR/CHARLES

0038433 42.24 STOUDT INC/R M

0038434 15,037.00 STOUDT/R M

0038438 700.00 TDK GUARDIANSHIP SERVICES INC

0038442 31.30 TWO RIVERS PRINTING

0038443 195.00 U S POSTMASTER

0038445 59.99 UNIFORM CENTER

0038446 1,500.00 UNITED STATES POSTAL SERVICE

36,420.60 Final Total

RESTORATIVE JUSTICE FUND

72.00 Final Total

911 EMERGENCY PHONE SYSTEM

	0038356	146.49	
DAKOTA CENTRAL TELE. JMTN			
	0038357	675.00	
DAKOTA CENTRAL TELECOMMUNICATIONS			
	0038379	106.00	
JAMESTOWN COMMUNICATIONS INC			
	0038405	4,257.08	N D
ASSOCIATION OF COUNTIES			
	0038424	1,291.48	
QWEST			
		6,476.05	Final
Total			

ROAD FUNDS

	0038335	223.37	
AMERIPRIDE LINEN & APPAREL			
	0038340	164.90	
BLOOM OIL CO			
	0038341	124.76	
BROWN'S ELECTRIC			
	0038343	1,078.62	
BUTLER MACHINERY CO			
	0038344	585.10	C H
CARPENTER LUMBER			
	0038346	290.83	
CARQUEST AUTO PARTS			
	0038348	75.22	
CENTRAL BUSINESS SYSTEMS, INC			
	0038351	26.83	CNH
CAPITAL			
	0038357	161.92	
DAKOTA CENTRAL TELECOMMUNICATIONS			
	0038358	6.00	
DAKOTA VALLEY ELECTRIC			
	0038364	505.00	
ENGDAHL'S TRUCK REPAIR			
	0038366	142.80	
FARMERS UNION OIL CO-CENEX			
	0038367	35.43	
FASTENAL CO			
	0038374	206.63	
HOME OF ECONOMY			
	0038383	198.40	
JAMESTOWN SUN			
	0038386	226.60	
JERRY'S ELECTRICAL REPAIR			
	0038394	398.79	
LITTLE FALLS MACHINE INC			
	0038395	19,450.00	
LYCOX ENTERPRISES INC			
	0038396	1,241.67	M D
U			
	0038397	89.07	
MAC'S INC			
	0038398	50.00	
MARGIE HANDY WORK			
	0038403	630.62	N A P
A AUTO PARTS			
	0038410	6,144.48	N W
TIRE INC			
	0038412	540.20	
NEWMAN SIGNS			
	0038413	35.00	
NORTHERN PLAINS ELECTRIC			
	0038414	10.78	
O'NEILL REPAIR			
	0038415	28.67	
O'REILLY AUTO PARTS			
	0038419	740.29	
OTTER TAIL POWER CO			
	0038422	185.69	
POWER PLAN			
	0038423	382.60	
PRAXAIR DISTRIBUTION INC			

0038428 208.65
SCHERBENSKE & SONS
0038430 42.00
SCOTI'S EXHAUST SHOP
0038435 813.25
STREETER COOP OIL
0038436 224.00
STUTSMAN COUNTY GLASS
0038437 48.60
STUTSMAN COUNTY ROAD DEPT
0038439 190.52
TITAN MACHINERY
0038441 119.00
TRAUT WELLS
0038447 119.11
VERIZON WIRELESS
0038450 88.28
VINING OIL CO.
0038451 98.91
WALLWORK INC/W W
0038452 39.12
WASTE MANAGEMENT OF ND
0038453 478.95
WEST END HIDE & FUR
0038455 1,887.00
YPSILANTI EQUITY ELEVATOR
38,337.66 Final Total

UNORGANIZED TOWNSHIP ROADS
0038437 5,897.50
STUTSMAN COUNTY ROAD DEPT
0038454 250.00
WOODWORTH FIRE DEPT
6,147.50 Final Total

REGIONAL CHILD SUPPORT ENFORCEMENT UNIT
576.80 Final Total

SOCIAL SERVICES
71.01 Final Total

COUNTY PARK
0038333 33.09
ALLTEL
0038413 428.00
NORTHERN PLAINS ELECTRIC
0038424 119.08
QWEST
580.17 Final Total

COUNTY CORRECTIONAL CENTER
0038348 93.00
CENTRAL BUSINESS SYSTEMS, INC
0038396 1,562.46 M D
U
0038409 8.48 N D
STATE TAX COMMISSIONER
0038419 4,920.42
OTTER TAIL POWER CO
0038424 414.92
QWEST
0038432 105.60
STOREY/TRACI
7,104.88 Final
Total

VETERANS SERVICE
0038348 285.89
CENTRAL BUSINESS SYSTEMS, INC
285.89 Final Total

COUNTY AGENT
0038362 150.00
DOUBLEWOOD INN
0038418 294.38
OLSON/THOMAS
0038426 95.02
SAHR/EUNICE
539.40 Final Total

TAX REFUND
0038440 849.84 TR
TROWBRIDGE ESTATE

			849.84	Final Total
LIBRARY FUND				
	0038332		221.18	ABD
PUBLICATIONS				
	0038333		22.40	
ALLTEL				
	0038337		1,022.99	
BAKER & TAYLOR BOOKS				
	0038347		35.94	
CENTER POINT LARGE PRINT				
	0038348		38.70	
CENTRAL BUSINESS SYSTEMS, INC				
	0038357		49.95	
DAKOTA CENTRAL TELECOMMUNICATIONS				
	0038360		80.87	
DEMCO				
	0038363		45.00	
ECOLAB PEST ELIMINATION DIV				
	0038368		427.92	
GALE GROUP/THE				
	0038370		140.20	
GUTHMILLER/THELMA				
	0038383		101.20	
JAMESTOWN SUN				
	0038385		10.55	
JENSEN/AGNES				
	0038388		24.60	
JORGENSON/LA RAE				
	0038389		810.00	
JUNIOR LIBRARY GUILD				
	0038391		66.00	
KAPPEL/JAMES				
	0038396		134.65	M D
U				
	0038419		183.10	
OTTER TAIL POWER CO				
	0038449		20.50	
VIGESAA/VERNON				
	0038456		50.00	
ZACHRISON/JEAN				
			3,485.75	Final Total
DATA PROCESSING				
	0038334		166.15	
AMERICAN COMMUNICATIONS INC				
	0038352		1,904.76	
COMPUTER PROFESSIONAL,ULTD,INC				
	0038354		92.90	
DACOTAH PAPER CO				
	0038365		400.00	ESRI
	0038371		1,631.93	
HAROLDSON'S OFFICE SUPPLY				
	0038376		501.00	
INFORMATION TECHNOLOGY DEPT				
			4,696.74	Final Total
CO EXTENSION FUND				
	0038336		75.00	
ANDERSON/DONNA				
	0038339		75.00	
BENGOCHEA/WENDY				
	0038355		100.00	
DAGMAN/VIRGIL				
	0038372		100.00	
HATLEWICK/DEBRA				
	0038375		27.97	
HUGO'S 9				
	0038378		300.00	
JAMES VALLEY CAREER & TECHNOLOGY CENTER				
	0038393		100.00	
LARSON/BARB				
	0038402		50.00	
MOSER/SCOTT				
	0038408		50.00	N D S
U				
	0038417		300.00	
OFFICELAND				

	0038420	50.00		
PATZER/DAVID				
	0038427	100.00		
SCHAUNAMAN/CRYSTAL				
	0038444	26.16	U	S
POSTMASTER				
1,354.13 Final Total				
GRANTS				
	0038342	5,871.20		
BUFFALO VALLEY RED CROSS				
	0038381	1,924.20		
JAMESTOWN HOSPITAL				
	7,795.40 Final Total			
WEED BOARD GRANT				
	0038416	115.53		
OFFICELAND				
		115.53 Final Total		
GAME & FISH				
	0038407	9,644.00	N	D
GAME & FISH DEPT				
		9,644.00 Final		
Total				
JOB INCENTIVE FUND				
	0038384	7,504.60		
JAMESTOWN/STUTSMAN DEVELOPMENT CORP				
		7,504.60 Final Total		

Fritz Fremgen, State's Attorney, reviewed the status of the damages to County Highway 68 north of Medina. About ½ mile of road had been damaged by Don Hofmann in 2005. The estimated cost of the repairs was about $12,000. Kaiser made a motion that was seconded by Neys to authorize the State's Attorney to make a settlement offer to Mr. Hofmann and Grinnell Mutual Reinsurance Co., whereby each agrees to release all their claims against the County and or its officials and the County releases all it's claims against Mr. Hofmann, his heirs or assigns and Grinnell Mutual Reinsurance, and Don Hofmann and/or Grinnell Mutual Reinsurance pays the County $12,000 for the damages to Highway 68. Roll call vote - Klose, Ova, Marks, Kaiser and Neys all voted aye.

A motion was made by Kaiser and seconded by Neys to give the Board's authorization to the State's Attorney to file a civil law suit against Don Hofmann, Brent Kleven, and/or any other parties necessary to pursue damages, costs, and the like for the June 2005 road damage incident on Highway 68 north of Medina. Roll call vote - Ova, Marks, Kaiser, Neys and Klose all voted aye.

Johnson informed the Commission that Cargill Malt had sought a 20% value reduction in their assessment at the Spiritwood Township Equalization meeting. The Township Board denied the value reduction request. Johnson gave a history of the assessment on the property. Since the settlement of the disagreements with the initial assessment of the property, historical costs had been reported for improvements. The percentage of real versus exempt personal property established by the ND Supreme Court had been applied to the reported cost of the improvements to establish a current value for assessment purposes. Cargill had engaged an appraiser to estimate its current value. The appraiser's estimate of value was about $33,000,000 - this was about 20% lower than the current assessment of $41,000,000. Johnson anticipated that Cargill would appeal to the County Board of Equalization in June. The Commission authorized Johnson to request the school district and the township to assist in the cost of obtaining an appraisal expert to review the Cargill appraisal and assist with establishing a fair assessment on the property.

A motion to adjourn was made by Marks and seconded by Ova. At 4:58 p.m. the April 17, 2007 Stutsman County Commission meeting was adjourned.

ATTEST:

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