Official Proceedings of the Stutsman County Commission

May 1, 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 April meetings was made by Neys and seconded by Kaiser. Motion carried.

Fritz Fremgen, State's Attorney, 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. The bonds were issued at no risk to the county. Community Action Region VI was seeking $627,000 in MIDA bond financing to purchase a building. Their application was through LaMoure County, but they were asking Stutsman County to be the host jurisdiction. A motion to pass the resolution to serve as host jurisdiction for the MIDA bonds was made by Kaiser and seconded by Ova. Roll call vote - Ova, Marks, Kaiser, Neys and Klose all voted aye.

Dell Horn, Jamestown Community Corrections, updated the Commission on a legislative change that would provide revenue for his programs. Community services supervision fees paid by offenders and state funds for matching grants should off-set the loss in funding from the State Department of Corrections.

Steve Thompson, Interstate Engineering, presented the numbers for Phase I of the SC-4736(053) County Highway 38 reconstruction project. The low bid was $2,030,294.08 by Gowan Construction from Oslo, Minnesota. The bid was $300,000 below estimates and $178,000 below the next lowest bidder. Noel Johnson, County COO, reviewed the funds available. $1.62 million in County funds and $1.375 million in Federal funds were available for 2007. The 2007 projected ending balance plus projected 2008 county and federal funds would provide $1.54 million in resources for phase II or the paving portion of the project. Estimates for phase II were about $2.0 million plus engineering expenses. The 2008 funds would not be adequate for phase II unless the county could get an advance on their 2009 federal funds or unless the county borrowed from their reserves. A motion was made by Kaiser and seconded by Marks to pass the resolution authorizing acceptance of the bid for Phase I and authorization to proceed with the project. Roll call vote - Marks, Kaiser, Neys, Klose and Ova all voted aye.

Kaiser made a motion that was seconded by Marks to approve the construction engineering services agreement with Interstate Engineering, Inc. for an amount not to exceed $245,153.39 for Phase I of the County Highway 38 (SC-4736(053)) project. Roll call vote - Kaiser, Neys, Klose, Ova and Marks all voted aye.

Warren Tobin, Veteran Service Officer, requested permission to attend accreditation training sponsored by the National Association of County Veterans Service Officers (NACVSO) in Waukesha, Wisconsin June 2 - 4, 2007. Mr. Tobin had received one of only five national scholarships to attend the training. The scholarship and funds from local veterans organizations would underwrite some of the cost. A motion was made by Marks and seconded by Ova to allow the out-of-state travel request. Motion carried.

David Orr, County Sheriff, requested that the Commission consider buying out Holiday Hours in his department. Two years ago, the County policy for carrying over holiday hours was changed. 300 hours is the maximum an employee can now carry over in any combination of vacation and holiday hours. The employee's total vacation and holiday hours have to be reduced to 300 by the end of the year or they lose the hours. Prior to the policy change, there was no limit on the number of holiday hours an employee could accumulate. Several of Sheriff Orr's employees cannot use up their hours by years' end without imposing a staffing hardship for his department. The Commission would consider a buy out and other options at budget time.

Fritz Fremgen, State's Attorney, presented his monthly report. Ova made a motion that was seconded by Neys to enter into executive session for attorney consultation related to reasonably predictable civil litigation and/or pending civil litigation regarding damages to Highway 30 aka County Road 68 and Don Hofmann. Roll call vote - Neys, Klose, Ova, Marks and Kaiser all voted aye. The legal authority for closing this portion of the meeting was NDCC 44-04-19.1(5) and (9).

At 4:45 p.m. the executive session began and was attended by Commissioners Klose, Ova, Marks, Kaiser and Neys, and by Fritz Fremgen, Mike Zimmerman, County Highway Superintendent and Noel Johnson.

At 5:06 p.m. Kaiser made a motion that was seconded by Marks to adjourn the executive session. The meeting continued in open session, and the public was invited back to the meeting. Motion carried.

Kaiser made a motion that was seconded by Neys to deny the offer of $6,000 by Hofmann's attorney to settle the law suit stemming from the damages to County Highway 68 north of Medina. Roll call vote - Klose, Ova, Marks, Kaiser and Neys all voted aye.

A motion was made by Neys and seconded by Kaiser to grant a Special Sunday Alcoholic Beverage Permit to the Buchanan Bar for May 20, 2007. Motion carried.

Ova made a motion that was seconded by Kaiser to grant a raffle permit to the Anne Carlson Center for Children. Motion carried.

Nellie Degen, Jamestown Reservoir cabin owner, thanked Johnson for organizing a meeting to resolve the septic system issues at the Reservoir.

At 5:11 p.m. the Commission meeting was recessed for the Park Board meeting.

STUTSMAN COUNTY PARK BOARD MEETING

May 1, 2007

At 5:12 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, Mark Schlecht, and Bob Woodward. Also present were Scott Hettinger and Larry Kuntz (Bureau of Reclamation), Laura Fruetel (Pelican Point Concessionaire), Joan Morris, Dean Anderson, Michelle Hermanson, Bryan Miller, Jackie Hyra, Bruce Henke, Dennette Christensen, Jack Uehran, Kenny Getz, Paul Folmer Jr., Lori Bybee, Deb Schafer, Scott Hettinger, Merri and Jeff Mooridian, Nellie Degen, Bill Gunnerson (ND Health Dept), Shirly Krapp (City of Spiritwood Lake), Jill Dewald, Ted Steckler, Dennis Lorenz (County Park Superintendent), James L. Nygaard, Steve Thompson (Interstate Engineering), Jim Michael (Environmental Health Practitioner), and Jeffrey Seher.

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

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

Fund	Warrant No	Amount	Vendor Name
COUNTY PARK			
	0038519	442.39	C H
CARPENTER LUMBER CO			
	0038538	59.22	DAKOTA
RENTAL CENTER LLC			
	0038550	45.00	FOUR
WINDS SHARPENING			
	0038555	46.28	GERDAU
AMERISTEEL			
	0038573	79.28	
JAMESTOWN IMPLEMENT			
	0038592	82.00	
LORENZ/DENNIS			
	0038593	168.48	
LORENZ/DONALD			
	0038594	20.00	
LORENZ/JASEN D			
	0038596	175.17	MAC'S
INC			
	0038605	20.00	
MURCH/LYNDON			
	0038618	412.00	
NORTHERN PLAINS ELECTRIC			
	0038646	250.00	
SCHWARTZ/DAVID			
	0038657	31.20	
STUTSMAN COUNTY AUDITOR			
	0038674	43.88	TRUE
VALUE HARDWARE			
		1,874.90	
Final Total			

Fritz Fremgen, State's Attorney, gave a report on the situation at Spiritwood Lake City. He had met with Jack Uehran and Ted Steckler. The goal was to resolve the issues within two years. Jack Uehran indicated that he was against requiring the permanent mobile homes to be moved off. His attorney would be making an offer to the Board. Paul Folmer questioned why the mobile homes had to be moved off as a non-public use when Ted Steckler could own a private bar/restaurant on the same property. Mr. Fremgen offered to visit with Mr. Folmer and share his prior opinions on the topic.

Johnson summarized the results of a meeting that was held to resolve some of the septic system compliance issues at the Reservoir. Representatives of the Park Board, Bureau of Reclamation, ND Department of Health, Interstate Engineering, Central Valley Health and cabin owners met to resolve questions about the requirements for sewer inspections. Bill Gunnerson, ND Department of Health, offered four criteria used by the State of Minnesota. The criteria were safety, water tight septic tank, septic treatment system (drainfield), and visible seepage or bubbling (system failure). These criteria and an inventory of all systems at the Reservoir would satisfy the permit requirements.

A qualifying inspection must be filed with the Park Board. Inspections would have to be completed by a professional engineer and signed by the County Environmental Health Practitioner. Costs could vary depending upon the system. Existing systems would continue to be allowed provided they were not failing.

Nellie Degen, cabin owner, thanked Johnson for having the meeting on the septic system issues. She indicated that financial programs may be available to assist with the septic system compliance costs.

Dennis Lorenz, County Park Superintendent, gave his monthly report. Garrison Diversion had awarded a $2,000 grant for picnic tables. The campgrounds and docks were ready to go for the season. A fuel tank had been purchased. He requested permission to purchase a new rotary mower for $2,650. The item was in his 2007 budget. Ova made a motion that was seconded by Kaiser to allow the purchase. Roll call vote - Marks, Kaiser, Neys, Klose, Woodward, Schlecht and Ova all voted aye.

A motion to adjourn was made by Woodward and seconded by Schlecht. At 5:40 p.m. the May 1, 2007 Park Board meeting was adjourned.

At 5:41 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	0038501	10,000.00	ALL VETS CLUB
	0038502	219.21	ALLTEL
	0038506	82.00	BENDER/STEVE G
	0038508	168.10	BERGQUIST/JERRY
	0038517	24.90	C H CARPENTER LMBR CO
	0038525	80.54	CENEX AMPRIDE CREDIT CARD
	0038529	355.76	CITY OF JAMESTOWN
	0038530	100.00	CLIMATE CONTROL
	0038531	128.48	COLE PAPERS INC
	0038536	232.66	DACOTAH PAPER CO
	0038543	82.00	DOLL/DORA L
	0038548	82.00	FETTIG/JIM
	0038554	20.99	GCR TIRE CENTERS
	0038557	336.00	HANSON TIRE SERVICE
	0038558	35.95	HAROLDSON OFFICE SUPPLY
	0038559	103.92	HAROLDSON'S OFFICE SUPPLY

0038568	88.00	INSURE FORWARD	
0038569	1,250.00	JAMESTOWN AMBULANCE	
0038578	160.64	JETSTREAM CAR WASH	
0038579	106.60	JOHNSON/NOEL	
0038585	667.50	KROPP LAW OFFICES	
0038587	25.00	LARSON/BROOKS	
0038600	790.00	MEDINA AMBULANCE SERVICE	
0038601	187.50	MERRICK & SCHAAR P.C.	
0038603	521.50	MID-AMERICAN RESEARCH CHEMICAL CORP	
0038610	50.00	N D RECORDERS ASSN	
0038621	10.00	ODENBACH/ RYAN	
0038627	78.72	PEKARSKI/ALICE	
0038632	726.50	QWEST	
0038634	243.04	RANDY'S AUTO EXPRESS	
0038643	230.62	SCHERR/JODIE KOCH	
0038645	93.75	SCHUBERT'S CARPET ONE	
0038650	75.00	STATE BAR ASSOCIATION OF ND	
0038652	17.04	STENOGRAPH LLC	
0038653	82.00	STOREY/TRACI	
0038654	476.25	STRANG/SUSAN	
0038659	26.25	STUTSMAN COUNTY CORRECTIONAL CENTER	
0038665	91.19	TDS METROCOM	
0038667	30.75	THOMPSON/JAN	
0038674	30.91	TRUE VALUE HARDWARE	
0038675	104.25	TWO RIVERS PRINTING	
0038676	126.00	U S POSTMASTER	
0038677	127.00	U S POSTMASTER	
0038678	10.00	UEHRAN/JOEY	
0038679	165.92	UNIFORM CENTER	
0038685	448.91	VISA	
0038687	14.82	WALMART	
0038688	11.44	WALMART COMMUNITY BRC	
0038689	72.43	WALMART COMMUNITY BRC	
0038693	39.50	WEST GROUP PAYMENT CENTER	
	19,231.54	Final Total	
911 EMERGENCY PHONE SYSTEM			
0038665	11.46	TDS METROCOM	
		11.46	
Final Total			
ROAD FUNDS			
0038504	383.76	ANDERSON/CHARLES	
0038505	207.05	BECKER/HARRY	

0038509 527.94 BLOOM OIL CO
0038511 17.05 BOB'S PLUMBING & HEATING
0038512 1,635.12 BROCK WHITE COMPANY
0038515 35.67 BUSKNESS/JOHN O MACHINERY CO
0038516 77.02 BUTLER
0038522 120.15 CARQUEST AUTO PARTS
0038524 142.33 CATCO PARTS & SERVICE
0038529 10.00 CITY OF JAMESTOWN
0038546 2,395.98 FARMERS UNION OIL CO-CENEX
0038547 18.89 FASTENAL CO
0038562 54.95 HOME OF ECONOMY
0038571 100.00 JAMESTOWN I-94 BP
0038572 65.12 JAMESTOWN IMPLEMENT
0038580 17,594.98 JOHNSTON FARGO CULVERT INC
0038584 285.77 KOBLE/RON
0038591 31.50 LINDSAY SOFT WATER
0038596 19.23 MAC'S INC
0038597 50.00 MARGIE HANDY WORK
0038606 100.69 N A P A AUTO PARTS
0038612 200.00 N D SURPLUS PROPERTY
0038613 54.01 N W TIRE INC
0038618 25.00 NORTHERN PLAINS ELECTRIC
0038622 6.78 OFFICELAND
0038660 29.41 STUTSMAN COUNTY ROAD DEPT
0038673 13.11 TRUE VALUE HARDWARE
0038680 62.04 UNITED BUILDING CENTER
0038681 201.33 UNITED LABORATORIES
0038682 408.77 VIGESAA/RYAN
0038683 2,467.54 VINING OIL CO.
0038691 209.79 WALMART COMMUNITY BRC

27,550.98 Final Total

REGIONAL CHILD SUPPORT ENFORCEMENT UNIT

8,215.28 Final Total

SOCIAL SERVICES

21,391.81 Final Total

COUNTY CORRECTIONAL CENTER

0038502 113.03 ALLTEL
0038510 427.40 BOB BARKER CO
0038518 275.04 C H CARPENTER LUMBER CO
0038522 12.17 CARQUEST AUTO PARTS
0038526 161.50 CENTRAL BUSINESS SYSTEMS, INC

0038527	2,880.50	CENTRAL DAKOTA MECH INC
0038528	600.00	CENTRAL VALLEY HEALTH UNIT
0038529	380.73	CITY OF JAMESTOWN
0038530	100.00	CLIMATE CONTROL
0038531	419.86	COLE PAPERS INC
0038535	1,248.97	CURTIS ELECTRIC
0038536	807.29	DACOTAH PAPER CO
0038537	938.00	DAKOTA CLINIC, LTD
0038541	1,684.77	DEAN FOODS NC, INC
0038545	349.60	FARMER BROTHERS COFFEE
0038552	82.00	FRIEZE/LARAE
0038555	27.16	GERDAU AMERISTEEL
0038563	22.87	HOME OF ECONOMY
0038564	1,666.10	HRS/CWD
0038567	93.00	INNOVIS HEALTH
0038575	10.00	JAMESTOWN VACUUM CENTER
0038577	89.85	JEFFREY D DOYLE INC
0038578	576.43	JETSTREAM CAR WASH
0038590	74.00	LIFESTYLE APPLIANCE
0038595	173.05	LYSTADS JANITORIAL
0038596	135.77	MAC'S INC
0038603	201.50	MID-AMERICAN RESEARCH CHEMICAL CORP
0038604	335.84	MOORE MEDICAL CORP
0038611	1,494.00	N D STATE RADIO COMMUNICATIONS
0038620	89.00	NURSES SERVICE ORGANIZATION
0038626	497.18	PAN-O-GOLD BAKING CO.
0038629	457.50	PIONEER PAINTING
0038632	109.36	QWEST
0038633	108.00	RADIOLOGY SERVICES PA
0038635	262.50	REDWOOD BIOTECH INC
0038636	35.00	REDWOOD TOXICOLOGY LABORATORY,INC
0038651	436.34	STEIN'S, INC
0038658	150.87	STUTSMAN COUNTY CORRECTIONAL CENTER
0038659	112.00	STUTSMAN COUNTY CORRECTIONAL CENTER
0038662	7,963.47	SYSCO FOOD SERVICES OF ND
0038665	61.45	TDS METROCOM
0038668	1,030.61	THRIFTY DRUG-WHITE DRUG
0038670	1,195.92	TIMEKEEPING SYSTEMS INC
0038675	235.19	TWO RIVERS PRINTING

0038689 43.88
WALMART COMMUNITY BRC
0038693 57.50 WEST
GROUP PAYMENT CENTER
0038694 26.12
WILHELM INC/DON
28,252.32
Final Total
WEED CONTROL
0038632 7.81 QWEST
0038657 33.33
STUTSMAN COUNTY AUDITOR
0038665 1.16 TDS
METROCOM
42.30
Final Total
VETERANS SERVICE
0038632 15.62 QWEST
0038665 16.55 TDS
METROCOM
0038671 139.50
TOBIN/WARREN J
171.67 Final Total
COUNTY AGENT
0038560 167.50
HATLEWICK/DEBRA
0038622 169.00
OFFICELAND
0038641 9.47
SAHR/EUNICE
0038665 123.17 TDS METROCOM
469.14
Final Total
EMPLOYEES HOSPITAL INS
0038609 61,188.04 N D P E R
S
0038655 10,000.00
STUTSMAN COUNTY
71,188.04
Final Total
LIBRARY FUND
0038632 73.12 QWEST
0038684 937.57 VISA
0038690 201.21 WALMART
COMMUNITY BRC
1,211.90
Final Total
COMMISSARY
0038521 47.31 CABLE
SERVICES
0038534 190.80 CRAWFORD
SUPPLY CO
0038540 203.27 DCR
DISTRIBUTORS
0038551 511.56 FRANK MCKONE
CIGAR CO
0038553 604.98 FRITO LAY
0038599 201.44 MAXIMA
SUPPLY LLC
0038602 170.00 MID WEST COCA
COLA BOTTLING CO
0038604 84.68 MOORE
MEDICAL CORP
0038628 1,052.00 PEPSIAMERICAS
0038630 402.30 PIZZA
CORNER FROZEN PIZZA
0038638 2,000.00 RELIANCE
INMATE SYSTEMS INC.
0038689 362.12
WALMART COMMUNITY BRC
5,830.46
Final Total
DRUG PROGRAM
7,440.97
Final Total
WITNESS ADVOCACY PROGRAM

174.42
Final Total
DOCUMENT PRESERVATION FUND
0038523 517.50 CASS COUNTY TREASURER
517.50 Final Total
COUNTY HAZARDOUS CHEMICAL ACCOUNT
0038672 20.50
TRAUTMAN/RUSSELL
20.50 Final Total
DATA PROCESSING
0038503 287.74
AMERICAN COMMUNICATIONS INC
0038533 535.98 CPS TECHNOLOGY SOLUTIONS
0038536 81.32
DACOTAH PAPER CO
0038559 137.70
HAROLDSON'S OFFICE SUPPLY
0038607 20.00 N D ASSOCIATION OF COUNTIES
0038632 15.62 QWEST
0038665 16.66 TDS METROCOM
1,095.02
Final Total
CO EXTENSION FUND
0038615 125.00 NDSU AG COMMUNICATION
0038616 560.00 NDSU EXTENSION PESTICIDE PROGRAM
0038641 24.42 SAHR/EUNICE
0038663 112.50 T J'S CATERING
0038688 32.44 WALMART COMMUNITY BRC
854.36
Final Total
JOB INCENTIVE FUND
0038576 2,400.00
JAMESTOWN/STUTSMAN DEVELOPMENT CORP
2,400.00
Final Total
WAGES
2714-2904 385,043.57 WAGES (04-25-2007)
385,043.57 Total Wages

A motion to adjourn was made by Kaiser and seconded by Ova. At 5:43 p.m. the May 1, 2007 Stutsman County Commission meeting was adjourned.

ATTEST:

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Noel A. Johnson
County COO (Auditor)

Mark Klose
Commission Chairman