Official Proceedings of the Stutsman County Commission

May 5, 2009

At 4:00 p.m., Chairman Klose called the regular meeting of the Stutsman County Commission to order. Dennis Ova, Dale Marks, Craig Neys, Doug Kaiser and Mark T. Klose answered roll call.

Robin Iszler, Central Valley Health District Administrator, reported on the Emergency Operations call center that her agency had staffed. Approximately 1,000 calls had been received for flood related issues. Plans were to ask for temporary employees to help staff the center, but that was no longer needed. She presented the District's annual report. In 2008, the Agency celebrated its 35th year. They had completed a lead study to help determine the affect of lead bullets used for hunting deer. More remodeling was completed in 2008 so the entire building was now finished and space was rented to 2 Workforce Safety employees. The 2008 total budget was $1.7 million, about 34% of the revenues were property tax dollars from Stutsman and Logan Counties, about 50% were state and federal funds, and the remaining funds were fees and program funds.

Fritz Fremgen, State's Attorney, presented his monthly report. The next meeting for the County Zoning Board would be on May 21st at 3 p.m. to finalize the wind turbine ordinance. There would be a subsequent pubic hearing on the modifications that were made to the original draft ordinance.

Mike Zimmerman, County Highway Superintendent, indicated that he and Steve Thompson, Interstate Engineering, had inspected the County roads and estimated a cost of $4 million to repair the damaged roads. An application would be submitted to ND DOT for Emergency Relief (ER) funds. If approved for ER funding, the DOT would provide 80% funding for the repairs. At least 3 bridges would have to be inspected for possible repair. Interstate could do the inspections or the State could possibly do the inspections cost free.

Zimmerman presented four construction engineering contracts for paving the grade raises on County Road 67 south of Cleveland and north of Gackle; and for the two chip seal projects on County Road 42. The contract for the paving on the Cleveland road had been awarded. The Commission was reluctant to proceed with the paving as there was high water on both grade raises. Delaying the paving would be discussed with DOT at the May 15th bid letting. Ova made a motion that was seconded by Neys to contract with Interstate Engineering for the construction engineering for the chip seal projects STM-SC-4718(058) & (059) at a total cost of $23,618. Roll call vote – Ova, Marks, Kaiser, Neys and Klose voted aye.

Zimmerman reported on the upcoming FEMA applicant agent meeting. He requested the Commission also attend so they had the benefit of hearing from FEMA that they would not participate in fixing many roads. A hydrological study was needed for the large watersheds to resize culverts. Costs could run as high a $5,000 per study site. The Water Board would be asked to participate in a discussion about a possible study with the Commission. David Stuflick, FEMA Intergovernmental Affairs Officer, indicated that mitigation funds would be available on a State-wide basis. The funding was competitive so only the most worthy projects would qualify for funding. Some of these funds could possibly be used for culverts and other permanent preventative measures.

Commissioner Klose voiced concerns over patching of the paved roads. Continually patching roads was becoming cost prohibitive, and all the potholes were a safety concern. Possibly milling some of the areas would be more cost effective and create a safer road surface. Kaiser made a motion that was seconded by Ova for the Road Department to prepare generic bid specifications to solicit bids for milling areas of paved roads. Motion carried.

Wayne Kleven requested that the Commission consider raising the grade on old Highway #10 west of Medina. The road has been under water for several years and last summer some of the road bed was above the water line. FEMA would be asked to look at the road for possible funding.

Jerry Bergquist, 9-1-1 Coordinator/Emergency Manager, reported that current releases from the Jamestown Reservoir was 1,800 cfs and 1,400 cfs from the Pipestem Dam. Plans were to have combined releases of 4,000 cfs, but the City's sanitary sewer system could not handle the higher releases. Plans were to continue the 3,200 combined releases until the end of May. The dikes would likely be needed until the end of July. There were 124 members of the National Guard assisting the City with patrolling the dikes.

Noel Johnson, County COO, presented a list of Townships that were seeking loans to assist with fixing flood damaged roads. To date, fifteen Townships had requested assistance – the loan requests ranged from $10,000 to $75,000. There were concerns about the Township's ability to repay the loans and whether or not many of their roads would qualify for FEMA assistance. Dean Schmuhl, Lenton Township, indicated that their request would help fix only two areas where the culverts were washed out. At one time, some their culverts were bridges that were the responsibility of the County. Marks

made a motion that was seconded by Kaiser to provide township loans from the General Fund Sub-account for FEMA qualified projects and to provide up to $250,000 from the General Fund Sub-account for loans not to exceed $10,000 per Township for non-FEMA qualified projects – the maximum term of the loan would be 10 years at 5% annual interest with the stipulation that the Townships were at or made an attempt to be at their maximum mill levy. Roll call vote – Marks, Kaiser, Neys, Klose and Ova voted aye.

Ova made a motion that was seconded by Neys to approve the beer, liquor and Sunday alcoholic beverage license applications of Ronald Davis d/b/a Cuz'n Ron's Saloon. Motion carried.

Daren Peterka, Interstate Engineering, requested a letter from the County to assist the Jamestown Hospital with compliance with local, state and federal regulations for their loan application. Kaiser made a motion that was seconded by Marks to authorize Chairman Klose to sign a letter that indicated the development of the proposed hospital was consistent with planned development within Stutsman County. Motion carried.

Dave Orr, County Sheriff, requested permission to fill the vacancy within his office when Jerry Mayer retired effective June 1st. Kaiser made a motion that was seconded by Marks to authorize the Sheriff to fill the full time position. Motion carried.

At 5:37 p.m. the Commission meeting was recessed.

At 5:46 p.m. the County Commission meeting was called back to order.

A motion was made by Marks and seconded by Kaiser to hire Interstate Engineering to inspect the bridges impacted by the flooding if ND DOT cannot do the inspections at no cost. Motion carried.

Ova made a motion to approve the minutes of the April meetings. Marks seconded the motion. Motion carried.

At 5:47 p.m. the County Commission meeting was recessed for the County Park Board meeting.

Stutsman County Park Board Meeting

May 5, 2009

At 5:47 p.m. Chairman Klose called the Stutsman County Park Board meeting to order. Park Board members present were Bob Woodward, Mark Schlecht, Dennis Ova, Dale Marks, Doug Kaiser, Craig Neys and Mark T. Klose.

Woodward made a motion to approve the minutes from the April meeting. Schlecht seconded the motion. Motion carried.

A motion was made by Neys and seconded by Woodward to approve the payment of the monthly bills. Roll call vote: Schlecht, Woodward, Ova, Marks, Kaiser, Neys and Klose voted aye.

Fund	Warrant No	Amount	Vendor Name
COUNTY PARK			
	0047068	634.04	CENTRAL SALES
	0047090	464.65	FASTENAL CO
	0047094	12.80	GERDAU AMERISTEEL
	0047113	122.74	JAMESTOWN IMPLEMENT
	0047117	5,085.71	JOB SERVICE NORTH DAKOTA
	0047126	17.53	LORENZ/DONALD
	0047133	61.61	N A P A AUTO PARTS
	0047146	164.45	NORTHWEST TIRE INC
	0047164	50.40	QWEST
	0047183	29.40	STUTSMAN COUNTY AUDITOR
		6,643.33	Final Total

Woodward reported on the problem with dogs running at large at the Reservoir. The Auditor's office would send a letter to all cabin owners reminding them that dogs running at large, was a violation of their permit and to remind them of the possible consequences for noncompliance.

Dennis Lorenz, County Park Superintendent, gave his monthly report. Boat dock permits would not be issued on the Reservoir until conditions allow and the monthly fees would be prorated for the remaining months. Boating restrictions on the Pipestem Dam and Jamestown Reservoir would continue until the high water around the cabins subsides and until access and parking were available. The floating debris on the water was a safety concern. The Board would continue to work with the ND

Game & Fish to monitor the situation. When boating is allowed, no wake zones around the cabins may be required.

The Parkhurst floating debris would be kept on the shoreline and removed when conditions permit. The large shelter roofs would be down sized. Pelican Point camping area was almost all under water. The wet conditions would continue until late summer. The Marina campground would be opened soon. Lorenz would be attending the FEMA meeting for information on possible financial assistance to repair infrastructure damaged by the flood.

A motion to adjourn was made by Neys and seconded by Schlecht. At 6:12 p.m. the May 2009 County Park Board meeting was adjourned.

At 6:13 p.m. the regular Commission meeting was called back to order with all Commissioners present.

Nellie Degen requested that the Commission meet with representatives of the National Flood Insurance program and to reconsider participation in the program. A special Commission meeting would be scheduled.

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

Fund	Warrant No	Amount	Vendor Name
GENERAL			
	0047064	283.90	CENEX CREDIT CARD
	0047067	231.00	CENTRAL DAKOTA MECH INC
	0047069	390.86	CITY OF JAMESTOWN
	0047082	274.50	DICK/TIFFINEY
	0047083	1,645.00	DKK GUARDIANSHIP SERVICES INC
	0047095	34.00	HANSON TIRE SERVICE
	0047096	83.97	HAROLDSON'S OFFICE SUPPLY
	0047100	47.12	HESS/KEITH
	0047102	58.94	HOME OF ECONOMY
	0047108	115.50	J & L SERVICE
	0047110	1,250.00	JAMESTOWN AMBULANCE
	0047123	592.50	KROPP LAW OFFICES PC
	0047124	47.25	LINDSAY SOFT WATER
	0047130	790.00	MEDINA AMBULANCE SERVICE
	0047131	72.00	MIDWEST MANAGEMENT
	0047132	13.95	MORRIS/RITA R
	0047135	75.00	N D ASSOCIATION OF COUNTIES
	0047148	444.20	OFFICELAND
	0047150	172.62	ONE-HOUR MARTINIZING
	0047152	9.90	ORR/KARON C
	0047154	93.75	OTTMAR & OTTMAR
	0047163	106.20	QUILL CORPORATION
	0047164	747.33	QWEST
	0047178	232.57	SPRINT
	0047181	162.00	STOREY/TRACI
	0047182	629.07	STOUDT INC/R M
	0047188	40.50	THOMPSON/JAN
	0047191	60.96	TRACTOR SUPPLY CREDIT PLAN
	0047199	218.00	U S POSTMASTER
	0047201	1,500.00	UNITED STATES POSTAL SERVICE
	0047202	429.74	VISA
	0047211	432.00	WEST GROUP PAYMENT CENTER
		11,284.33	Final Total
911 EMERGENCY PHONE SYSTEM			
	0047046	3,666.00	AVTEX INCORPORATED
		3,666.00	Final Total
ROAD FUNDS			
	0047044	113.52	AMERIPRIDE LINEN & APPAREL
	0047057	423.88	BUTLER MACHINERY CO
	0047058	416.00	C & R RADIATOR
	0047062	422.82	CARQUEST AUTO PARTS
	0047069	10.45	CITY OF JAMESTOWN
	0047070	309.41	CNH CAPITAL
	0047089	1,846.54	FARMERS UNION OIL CO-CENEX
	0047090	165.53	FASTENAL CO
	0047102	333.59	HOME OF ECONOMY
	0047111	41,932.80	JAMESTOWN COMMUNICATIONS INC
	0047117	27,170.39	JOB SERVICE NORTH DAKOTA
	0047125	100.66	LITTLE FALLS MACHINE INC
	0047129	60.00	MARGIE HANDY WORK
	0047134	600.48	N A P A AUTO PARTS
	0047140	140.00	N D SURPLUS PROPERTY
	0047141	1,243.15	N W TIRE INC
	0047162	148.40	QUALITY SERVICE & REPAIR
	0047184	1,145.53	STUTSMAN COUNTY GLASS
	0047185	1,010.04	SWANSTON EQUIPMENT CO

	0047190	423.56	TRACTOR SUPPLY CREDIT PLAN
	0047194	260.64	TRUDELL
	0047195	83.68	TRUE VALUE HARDWARE
	0047207	1,198.05	WALMART COMMUNITY BRC
	0047208	101.82	WASTE MANAGEMENT OF ND
	0047210	31.20	WEST END HIDE & FUR
		79,692.14	Final Total
SOCIAL SERVICES			
		33,938.04	Final Total
EMERGENCY			
	0047045	92.00	ARNESON INC
	0047094	136.26	GERDAU AMERISTEEL
	0047107	3,380.70	INTERSTATE ENGINEERING
	0047116	159.89	JETSTREAM CAR WASH
	0047120	112.50	KLOSE/MARK
	0047122	8,015.00	KREBSBACH BACKHOE SERVICE
	0047127	206.34	MAC'S INC
	0047145	18,096.90	NEWMAN SIGNS
	0047148	250.81	OFFICELAND
	0047190	231.75	TRACTOR SUPPLY CREDIT PLAN
	0047196	2.58	TRUE VALUE HARDWARE
	0047207	336.36	WALMART COMMUNITY BRC
	0047210	876.40	WEST END HIDE & FUR
		31,897.49	Final Total
COUNTY CORRECTIONAL CENTER			
	0047042	106.90	A & B BUSINESS INC
	0047049	558.25	BOB BARKER CO
	0047061	244.35	CAPITAL CITY RESTRAUNANT SUPPLY INC
	0047066	195.66	CENTRAL BUSINESS SYSTEMS, INC
	0047067	97.50	CENTRAL DAKOTA MECH INC
	0047069	996.95	CITY OF JAMESTOWN
	0047071	646.65	COLE PAPERS INC
	0047073	43.08	COUNTY MARKET
	0047077	2,476.50	DACOTAH PAPER CO
	0047079	125.00	DAN POLAND MACHINE INC
	0047081	1,740.17	DEAN FOODS NC, INC
	0047088	457.38	FARMER BROTHERS COFFEE
	0047092	180.00	FRIEZE/LARAE
	0047103	19.93	HOME OF ECONOMY
	0047105	500.00	INNOVIS HEALTH
	0047106	96.00	INSURE FORWARD
	0047108	33.00	J & L SERVICE
	0047112	1,236.60	JAMESTOWN HOSPITAL
	0047116	589.28	JETSTREAM CAR WASH
	0047118	315.00	KAISER/AMBER
	0047139	1,494.00	N D STATE RADIO COMMUNICATIONS
	0047148	250.31	OFFICELAND
	0047153	335.00	OTIS ELEVATOR COMPANY
	0047155	553.46	PAN-O-GOLD BAKING CO
	0047161	57.00	PRETZER/BECKY
	0047164	111.29	QWEST
	0047167	262.50	REDWOOD BIOTECH INC
	0047168	45.00	REDWOOD TOXICOLOGY LABORATORY,INC
	0047176	192.45	SCOTT'S ELECTRIC LLC
	0047177	606.26	SMAAGE/JOSH
	0047180	389.82	STEIN'S, INC
	0047187	5,680.02	SYSCO FOOD SERVICES OF ND
	0047189	1,350.24	THRIFTY DRUG-WHITE DRUG
	0047192	90.00	TRAPP/TRACEY A
	0047196	35.69	TRUE VALUE HARDWARE
	0047197	244.25	TWO RIVERS PRINTING
	0047198	3,323.46	U S FOOD SERVICE INC
	0047202	38.00	VISA
	0047206	25.53	WALMART COMMUNITY BRC
	0047209	132.93	WENZEL'S LOCK & KEY
	0047211	71.00	WEST GROUP PAYMENT CENTER
		25,946.41	Final Total
WEED CONTROL			
	0047164	7.95	QWEST
	0047183	.42	STUTSMAN COUNTY AUDITOR
		8.37	Final Total
VETERANS SERVICE			
	0047164	15.90	QWEST
		15.90	Final Total
COUNTY AGENT			
	0047065	30.00	CENTER FOR 4-H YOUTH DEVELOPMENT
	0047097	170.23	HATLEWICK/DEBRA
	0047148	49.99	OFFICELAND
	0047160	25.00	POLK COUNTY PUBLIC HEALTH
	0047172	23.28	SAHR/EUNICE
	0047179	125.00	STEELE/TERESA
		423.50	Final Total
EMPLOYEES HOSPITAL INS			
	0047138	73,246.88	N D P E R S

		73,246.88	Final Total
TAX REFUND			
	0047054	656.04	BUETOW/ALLEEN
		656.04	Final Total
LIBRARY FUND			
	0047202	230.86	VISA
		230.86	Final Total
COMMISSARY			
	0047060	47.31	CABLE SERVICES
	0047075	73.20	CRAWFORD SUPPLY CO
	0047080	103.16	DCR DISTRIBUTORS
	0047081	94.72	DEAN FOODS NC, INC
	0047093	316.46	FRITO LAY
	0047119	144.60	KEEFE COFFE & SUPPLY
	0047157	870.22	PEPSIAMERICAS
	0047159	204.50	PIZZA CORNER FROZEN PIZZA
	0047170	2,000.00	RELIANCE INMATE SYSTEMS INC
	0047206	134.96	WALMART COMMUNITY BRC
		3,989.13	Final Total
DRUG PROGRAM			
		39.75	Final Total
COURTHOUSE BUILDING			
	0047043	105.00	AIPPERSPACH/BRAD
	0047053	400.15	BROWN & SAENGER
		505.15	Final Total
COUNTY CORRECTIONAL CENTER CONST.			
	0047071	993.77	COLE PAPERS INC
		993.77	Final Total
DOCUMENT PRESERVATION FUND			
	0047063	446.00	CASS COUNTY TREASURER
		446.00	Final Total
DATA PROCESSING			
	0047072	2,432.58	COMPUTER PROFESSIONAL, ULTD, INC
	0047074	535.98	CPS TECHNOLOGY SOLUTIONS
	0047077	105.80	DACOTAH PAPER CO
	0047164	15.90	QWEST
	0047204	60.00	WALMART COMMUNITY BRC
		3,150.26	Final Total
CO EXTENSION FUND			
	0047047	45.00	BECKER/WENDY
	0047052	8.98	BROWER/LANCE
	0047078	100.00	DAGMAN/VIRGIL
	0047091	50.00	FLORHAUG/NADINE
	0047097	30.00	HATLEWICK/DEBRA
	0047101	50.00	HOCHHALTER/KAREY
	0047109	300.00	JAMES VALLEY CAREER & TECHNOLOGY CENTER
	0047115	50.00	JARRETT/RITA
	0047148	108.00	OFFICELAND
	0047156	60.00	PATZER/DAVID
	0047158	100.00	PETERSON/PENNY
	0047169	50.00	REICH/REBECCA
	0047171	100.00	RIVINIUS/BECKY
	0047173	50.00	SCHOELER/JULIE
	0047175	50.00	SCHROEDER/BECKY
	0047193	30.00	TRAUTMAN/JANE
		1,181.98	Final Total
WAGES			
	3938-4124	483,487.37	WAGES (04-25-2009)
		483,487.37	Total Wages

A motion to adjourn was made by Ova and seconded by Kaiser. At 6:20 p.m. the regular monthly meeting of the Stutsman County Commission was adjourned.

ATTEST:

Noel A. Johnson
County COO (Auditor)

Mark Klose
Commission Chairman