Official Proceedings of the Stutsman County Commission

July 19, 2011

At 8:00 a.m., Chairman Klose called the mid month meeting of the Stutsman County Commission to order. Dennis Ova, Dale Marks, David Schwartz, Craig Neys (by speaker phone) and Mark T. Klose answered roll call.

Jim Fettig, Courthouse Maintenance Supervisor, reported on elevator repairs that were necessary at the Memorial Building. The $7,541.54 estimated cost could be shared with the Vets Club. Fettig provided a history of past repairs and the amount of costs that were paid by the Vets Club. A motion was made by Marks seconded by Schwartz to proceed with the elevator repairs and to authorize Commissioner Marks to negotiate cost sharing for the elevator repairs with the Vets Club. Roll call vote – Ova, Marks, Schwartz, Neys and Klose voted aye.

Chairman Klose opened the hearing for consideration of approving up to $50 million in Solid Waste Disposal Revenue Bonds for Dakota Spirit AgEnergy LLC for the purpose of financing the construction, acquisition and installation of equipment to be used for solid waste disposal and functionally related facilities in connection with a biomass refinery within the industrial park located in Spiritwood Township. Scott Wegner, Bond Council, indicated that the bonds were authorized under the Municipal and Industrial Development Act (MIDA). The County was a pass through or conduit to facilitate the issuance of the bonds - there was no risk to the County – Great River Energy would have the sole responsibility and obligation for repayment of the bonds. Joe Schmitt presented a letter and 2 videos for the Commission's review. He recommended that the Commission put conditions on granting the bonds that would require Great River Energy to mitigate the negative impact of the project to address the damage to roads and other infrastructure. Connie Ova spoke in favor of the project. She outlined the future plans of the proposed facility – a 60 Million Gallon corn based bio-refinery with a possible addition of an 8 to 12 Million Gallon cellulose ethanol plant. The company had a 30 year contract to provide steam to Cargill Malt and they would employ 34 people in good paying jobs. Gene Allen spoke in favor of the project by pointing out that the corn production is already transported on the road system – now it will go to Spiritwood instead of going to other facilities outside of the County. Schwartz made a motion seconded by Neys to approve the resolution authorizing the bonds. Roll call vote – Marks, Schwartz, Neys, Klose and Ova voted aye.

Al Christianson, Manager, ND Business Development & Governmental Affairs for Great River Energy (GRE), requested approval of a resolution to create a special assessment district to pave three miles of Spiritwood Township roads from County Highway 62 to their property. Only property owned by GRE would be included and assessed for the concrete road. The special assessment district would spread the $3.5 million cost over several years and it would enable the company to take advantage of the favorable bond interest rates. Ova made a motion seconded by Schwartz to approve the resolution creating the special assessment district. Roll call vote – Schwartz, Neys, Klose, Ova and Marks voted aye.

The hearing was held on the tax abatement request to reduce the 2010 true and full value from $135,500 to $35,000 on Jamestown parcel #74-1810240. Darrel Wollen, Jamestown City Assessor, reported that the property had flood damage since 2009. The basement had extensive water and mold damage. He recommended approving the abatement request. Toni Hible, County Tax Director, concurred. Ova made a motion seconded by Marks to approve the request. Roll call vote – Neys, Klose, Ova, Marks and Schwartz voted aye.

Connie Ova, CEO-JSDC, presented a request for up to $70,000 in Flex-PACE interest buy down for the Jamestown Regional Airport Authority for their $2.1 million FAA terminal renovation project. The money would be repaid and had a USDA guarantee. Schwartz made a motion seconded by Ova to approve the request of $14,000 in County funds. Roll call vote – Klose, Ova, Marks, Schwartz and Neys voted aye.

Ms. Ova requested a Tier 1 funding request for $25,000 from the North Dakota Trade Office (NDTO) to match $44,000 in dues for local companies who have benefited from working with the NDTO. The money would assist in the continuing effort to open new overseas markets to local and statewide businesses. Marks made a motion seconded by Neys to approve $5,000 in County funds to be designated for assistance for local business and for NDTO to document what local companies had received the assistance. Roll call vote – Ova, Marks, Schwartz, Neys and Klose voted aye.

Toni Hible, County Tax Director, presented several properties to add to the assessment rolls as omitted assessments. Omitted assessments: parcel #39-3211011 from $3,300 to $53,700; parcel #03-2643040 from $4,400 to $61,200; parcel #41-2810000 from $36,500 to $86,300; parcel #18-9800040 from $102,000 to $128,400; and parcel #18-4600050 from $1,700 to $108,900. Ova

made a motion seconded by Schwartz to add the properties to the 2011 property tax assessments. Motion carried.

Jacki Lindell, Interim County Treasurer, presented the following pledge of securities: (institution, total deposit, and securities pledged) Bank Forward, $2,066,210.21, $2,237,337.55; First Community Credit Union, $2,600,000.00, $3,258,000.00; Gate City, $225,500.00, $250,000.00; Northland Financial, $240,000.00, $250,000.00; Unison Bank, $3,026,467.57, $4,012,397.01; U S Bank, $768,530.32, $1,311,755.08; Wells Fargo Bank NA, $5,644,604.53, $5,954,993.13. Neys made a motion seconded by Ova to approve the pledge of securities. Motion carried.

Jerry Bergquist, 9-1-1 Coordinator/Emergency Manager, requested Family Medical Leave under FMLA for an employee. A motion was made by Marks seconded by Ova to approve the request. Motion carried.

Bergquist presented a mutual aid agreement with neighboring Counties. The mutual aid agreement was a FEMA requirement. Upon the State's Attorney's approval for the agreements would be brought back to the commission for approval. Mr. Bergquist also presented the 2011 Emergency management Performance Grant that helped underwrite the cost of salaries in his office. Ova made a motion seconded by Marks to accept the $29,819 first payment of the $59,638 grant. Motion carried.

Linda Chadduck, Interim County Recorder, requested approval of designating Cheryl McPherson as a Deputy Recorder, similar to Jamie Anderson-Ruff's position, to equalize duties and pay in the Recorder's Office. Schwartz made a motion seconded by Marks to approve the request and place McPherson on the Grade 8 step 1 pay grade for Deputy Recorder. Roll call vote – Marks, Schwartz, Neys, Klose and Ova voted aye.

Gene Allen, Alexander Township Resident, requested permission to obtain gravel from county pits. He stated that for his business it was necessary to have product come in on the township roads and to be able to have his employees make it to and from work. He was willing to haul, grade it, and put it in place on the township roads that provide access to his residence. He previously had paid for the gravel that he had hauled. He also raised an issue with the County Sheriff's Department monitoring travel on access roads to his residence. Mr. Allen also asked if he assumed liability if he does haul and place the gravel. He was willing to do the work if the townships would pay for the product. Klose stated that the liability issue would be between him and the townships. Schwartz said that he should visit with Mickey Nenow, County Highway Superintendent, regarding access to county gravel. He said that the policy was to bill the contractor for the gravel and the contractor in turn would be responsible for billing the townships for the gravel. The townships would need to agree to the graveling.

Sheriff Kaiser responded to Allen's concern about the presence of department personnel on township roads. He stated that they respond to complaints and concerns that his office and the road department receives on any given day.

Marks reported on the water problem in Mann's Township and wondered if there was anything that could be done. Schwartz said that approval from the state and county water boards would need to be obtained before any pumping could be done. The township should visit with the county water board.

Schwartz made a motion seconded by Marks to pay $183,745.20 to RTS Shearing for emergency grade raise work from the Emergency Fund, fund 22. Roll call vote – Schwartz, Neys, Klose, Ova and Marks voted aye.

Marks made a motion seconded by Ova to pay the mid-month bills and to pay $180.00 in taxable meals. Roll call vote – Neys, Klose, Ova, Marks and Schwartz voted aye.

Fund	Warrant No	Amount	Vendor Name
GENERAL			
	0055990	26.73	A T & T MOBILITY
	0055999	807.36	BOB'S PLUMBING & HEATING INC
	0056000	194.64	BROWN & SAENGER
	0056007	558.94	CENTRAL BUSINESS SYSTEMS, INC
	0056016	237.15	DACOTAH PAPER CO
	0056022	710.81	DAN'S SOOPER STOP
	0056024	1,925.00	DKK GUARDIANSHIP SERVICES INC
	0056025	102.00	DOLL/DORA L
	0056026	35,000.00	DRUG TASK FORCE
	0056030	102.00	FERCHO/GLADYS
	0056039	14.97	GUN & REEL SPORTS, INC.
	0056040	437.45	HAROLDSON'S A & B BUSINESS
	0056049	150.00	INGSTAD FAMILY MEDIA

	0056051	93.00	J & L SERVICE
	0056052	258.06	JAMESTOWN ELECTRIC
	0056053	907.30	JAMESTOWN SUN
	0056056	2,022.44	JOBS HQ
	0056059	60.00	KROPP LAW OFFICES PC
	0056060	20.40	LANDSCOOT/MIKE
	0056061	31.62	LENO/MONTE
	0056063	49.17	LINDELL/JACKI
	0056073	43.00	MILLER KEVIN
	0056077	360.00	N D STATE RADIO COMMUNICATIONS
	0056078	1,115.10	N D YOUTH CORRECTIONS CENTER
	0056083	101.00	NORTHERN PLAINS ELECTRIC
	0056095	26.03	PRO BUILD
	0056102	195.00	SANDNESS LAW OFFICE
	0056105	452.00	SIMPLEXGRINNELL
	0056117	165.92	TDS METROCOM
	0056120	40.00	TRAUTMAN/RUSSELL
	0056121	39.15	TWO RIVERS PRINTING
	0056122	340.00	VAALER INSURANCE INC
	0056132	350.00	WILLIAMS-LISKO FUNERAL CHAPEL LTD
		46,936.24	Final Total
911 EMERGENCY PHONE SYSTEM			
	0056018	541.00	DAKOTA CENTRAL TELECOMMUNICATIONS
	0056019	148.56	DAKOTA CENTRAL TELECOMMUNICATIONS JMTN
	0056076	2,624.42	N D ASSOCIATION OF COUNTIES
	0056097	1,289.76	QWEST
	0056117	3.83	TDS METROCOM
		4,607.57	Final Total
ROAD FUNDS			
	0055994	314.54	AMERIPRIDE LINEN & APPAREL
	0055995	225.42	ANDERSON/CHARLES
	0056002	1,464.11	BUTLER MACHINERY CO
	0056003	123.43	CARQUEST AUTO PARTS
	0056005	58.56	CATCO PARTS & SERVICE
	0056007	91.20	CENTRAL BUSINESS SYSTEMS, INC
	0056010	23.63	CNH CAPITAL
	0056013	54.00	CREATIVE ENERGY
	0056019	163.81	DAKOTA CENTRAL TELECOMMUNICATIONS JMTN
	0056020	6.00	DAKOTA VALLEY ELECTRIC
	0056021	174.59	DAN POLAND MACHINE INC
	0056029	368.04	FARGO TRAILER CENTER
	0056033	196.00	GACKLE COOP
	0056038	258.06	GRUENSTEIN/LARRY
	0056057	14,350.14	JOHNSTON FARGO CULVERT INC
	0056064	91.00	LINDSAY SOFT WATER
	0056066	134.53	M D U
	0056067	76.19	MAC'S INC
	0056071	15.15	MEDINA CITY AUDITOR - DD
	0056081	1,106.50	NEWMAN SIGNS
	0056083	21.00	NORTHERN PLAINS ELECTRIC
	0056084	258.70	NORTHWEST TIRE INC
	0056085	15.19	O'REILLY AUTOMOTIVE INC.
	0056090	200.00	PETROLEUM TANK RELEASE COMP
	0056093	538.10	POWER PLAN
	0056094	405.20	PRAXAIR DISTRIBUTION INC
	0056096	80.94	QUALITY SERVICE & REPAIR
	0056117	27.01	TDS METROCOM
	0056119	39.99	TRACTOR SUPPLY CREDIT PLAN
	0056124	74.28	VERIZON WIRELESS
	0056125	22,098.30	VINING OIL CO.
	0056127	188.00	WALLWORK INC/W W
	0056131	20.50	WEST END HIDE & FUR
		43,262.11	Final Total
UNORGANIZED TOWNSHIP ROADS			
	0056115	5,092.50	STUTSMAN COUNTY ROAD DEPT
		5,092.50	Final Total
SOCIAL SERVICES			
		1,082.36	Final Total
COUNTY PARK			
	0055990	26.73	A T & T MOBILITY
	0055993	36.94	ALLTEL
	0056083	856.65	NORTHERN PLAINS ELECTRIC
		920.32	Final Total
EMERGENCY			
	0055992	67.46	ALEXANDER TOWNSHIP #1
	0055996	3,230.18	ASHLAND TOWNSHIP #2
	0055998	4,774.47	BLOOM TOWNSHIP #3
	0056001	1,588.64	BUCHANAN TOWNSHIP #5
	0056008	813.29	CHASE LAKE TOWNSHIP
	0056011	6,284.87	CORINNE TOWNSHIP #9
	0056012	915.30	COURTENAY TOWNSHIP #11
	0056015	146.32	CUSATOR TOWNSHIP #12
	0056023	3,455.66	DEER LAKE TOWNSHIP #13

	0056027	1,474.10	DURHAM TOWNSHIP #14
	0056028	9,906.27	ELDRIDGE TOWNSHIP #16
	0056031	1,305.19	FLINT TOWNSHIP #17
	0056032	7,908.89	FRIED TOWNSHIP #18
	0056035	454.51	GERMANIA TOWNSHIP #20
	0056036	2,940.93	GRAY TOWNSHIP #22
	0056037	1,331.25	GRIFFIN TOWNSHIP #23
	0056041	3,620.42	HIDDEN TOWNSHIP #24
	0056044	2,696.46	HOMER TOWNSHIP #25
	0056050	808.21	IOSCO TOWNSHIP #26
	0056055	2,211.15	JIM RIVER VALLEY TOWNSHIP #27
	0056058	1,642.57	KENSAL TOWNSHIP #28
	0056062	3,802.73	LENTON TOWNSHIP #29
	0056065	975.47	LYON TOWNSHIP #32
	0056069	321.51	MANNS TOWNSHIP #33
	0056070	379.41	MARSTONMOOR TOWNSHIP #34
	0056072	9,137.45	MIDWAY TOWNSHIP #35
	0056074	7,399.52	MOON LAKE TOWNSHIP #37
	0056080	2,958.07	NEWBURY TOWNSHIP #38
	0056082	1,763.35	NOGOSEK TOWNSHIP #39
	0056088	600.53	PARIS TOWNSHIP #40
	0056089	2,496.96	PETERSON TOWNSHIP #41
	0056091	2,023.94	PINGREE TOWNSHIP # 42
	0056092	6,314.65	PLAINVIEW TOWNSHIP #44
	0056099	183,745.20	R T S SHEARING
	0056100	2,439.16	ROOSEVELT TOWNSHIP
	0056101	6,208.63	ROSE TOWNSHIP #46
	0056103	2,153.24	SEVERN TOWNSHIP #48
	0056104	7,557.36	SHARLOW TOWNSHIP #49
	0056106	913.86	SINCLAIR TOWNSHIP #50
	0056108	11,556.76	SPIRITWOOD TOWNSHIP #51
	0056109	605.54	ST PAUL TOWNSHIP #52
	0056110	1,194.48	STIRTON TOWNSHIP #53
	0056111	1,831.12	STREETER TOWNSHIP #54
	0056112	780.04	STRONG TOWNSHIP #55
	0056115	179,835.18	STUTSMAN COUNTY ROAD DEPT
	0056116	3,217.47	SYDNEY TOWNSHIP #56
	0056123	1,564.07	VALLEY SPRINGS TOWNSHIP #57
	0056128	664.87	WALTERS TOWNSHIP #59
	0056130	1,977.56	WELD TOWNSHIP #60
	0056133	4,660.40	WINDSOR TOWNSHIP #61
	0056134	3,342.73	WINFIELD TOWNSHIP #62
	0056135	476.86	WOODBURY TOWNSHIP #63
	0056136	1,800.98	YPSILANTI TOWNSHIP #64
		512,275.24	Final Total
COUNTY CORRECTIONAL CENTER			
	0055997	307.00	ATTORNEY GENERAL OFFICE
	0056007	78.60	CENTRAL BUSINESS SYSTEMS, INC
	0056049	150.00	INGSTAD FAMILY MEDIA
	0056056	258.36	JOBS HQ
	0056077	720.00	N D STATE RADIO COMMUNICATIONS
	0056097	164.00	QWEST
	0056117	63.89	TDS METROCOM
	0056122	340.00	VAALER INSURANCE INC
		2,081.85	Final Total
WEED CONTROL			
	0056000	21.89	BROWN & SAENGER
	0056009	12.85	CITY OF JAMESTOWN
	0056014	39,282.10	CROP PRODUCTION SERVICES
	0056034	1,527.90	GCR TIRE CENTERS
	0056043	47.43	HOME OF ECONOMY
	0056045	111.16	HORVICK MFG CO
	0056046	144.28	INFINITY BUILDING SERVICES
	0056053	600.18	JAMESTOWN SUN
	0056075	280.59	N A P A AUTO PARTS
	0056087	38.11	OTTER TAIL POWER CO
	0056098	121.90	R & B MOTORSPORTS
	0056114	4.60	STUTSMAN COUNTY AUDITOR
	0056117	1.70	TDS METROCOM
	0056125	3,156.90	VINING OIL CO.
	0056126	218.47	VISA RD
		45,570.06	Final Total
VETERANS SERVICE			
	0056117	4.44	TDS METROCOM
		4.44	Final Total
COUNTY AGENT			
	0056000	57.75	BROWN & SAENGER
	0056007	157.08	CENTRAL BUSINESS SYSTEMS, INC
	0056017	112.08	DAKOTA CENTRAL TELECOMMUNICATIONS
	0056118	14.23	TDS METROCOM
		341.14	Final Total
EMPLOYEES HOSPITAL INS			
	0056113	5,000.00	STUTSMAN COUNTY

		5,000.00	Final Total
COURTHOUSE BUILDING			
	0056052	1,785.28	JAMESTOWN ELECTRIC
	0056107	1,378.00	SKEEL'S PAINTING & DECORATING
		3,163.28	Final Total
DOCUMENT PRESERVATION FUND			
	0056004	363.00	CASS COUNTY TREASURER
		363.00	Final Total
WEED BOARD CAPITAL IMPROVEMENT FUND			
	0056129	9,200.00	WARNE CHEMICAL & EQUIPMENT
		9,200.00	Final Total
DATA PROCESSING			
	0056006	94.18	CDW GOVERNMENT
	0056042	1,870.00	HIGH PLAINS TECHNOLOGY
	0056047	595.80	INFORMATION TECHNOLOGY DEPT
	0056076	46.00	N D ASSOCIATION OF COUNTIES
	0056117	4.83	TDS METROCOM
		2,610.81	Final Total
CO EXTENSION FUND			
	0056079	238.00	NDSU EXTENSION PESTICIDE PROGRAM
		238.00	Final Total
WEED BOARD GRANT			
	0056068	389.85	MAC'S INC
	0056086	402.00	ORR"IGINALS
		791.85	Final Total
JOB INCENTIVE FUND			
	0056054	600.00	JAMESTOWN/STUTSMAN DEVELOPMENT CORP
		600.00	Final Total

Ova made a motion seconded by Schwartz to adjourn. At 9:59 a.m., the mid month meeting of the Stutsman County Commission was adjourned.

ATTEST:

Noel A. Johnson
COO / Auditor

Mark T. Klose
Commission Chairman