Official Proceedings of the Stutsman County Commission

November 3, 2009

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

A motion was made by Kaiser seconded by Neys to approve the minutes of the October 2009 meetings. Motion carried.

Neys made a motion seconded by Ova to make the following appointments to the Local Emergency Planning Committee: Marcie Bata, Major Harold Baugh, Scott Edinger, Dustin Lien, Jared Opp and Brian Paulson. Roll call vote - Ova, Marks, Kaiser, Neys and Klose voted aye.

Bids were opened for a Rotary Reclaimer/Mixer. Kaiser made a motion seconded by Ova to accept the low bid of $390,178 by Butler Machinery Company. Judy Graves spoke in opposition to purchasing the machine. The County had no long range road plan; there had been no public meetings to discuss reclaiming roads; no consideration had been given for potential expansion at the Spiritwood Energy Park; ND DOT's estimates for costs to maintain gravel roads had risen to $4,800 per mile. The historical patching costs for the county in the past six years had only increased by 1%. She would initiate plans so a road committee could create a plan. The committee would go to the people for public comment. The County needed to apply valid criteria for prioritizing roads for recycling including potential future traffic. Roll call vote on the motion - Marks, Kaiser, Neys, Klose and Ova voted aye.

Fritz Fremgen, State's Attorney, gave his monthly report. The overweight ordinance had been put on hold pending an Attorney General's Opinion. If the AG issued an opinion that the Home Rule Counties could not pass an ordinance that would allow them to keep the fines, the Counties could go to the Legislature for that authority. The Commission would wait for the AG's opinion.

Mike Zimmerman, County Highway Superintendent, gave his monthly report. The crews would continue hand patching paved roads; they were busy graveling FEMA spots and handling calls for motor grading roads.

Noel Johnson, County COO, reviewed the status of the Township road accounts. He recommended placing a County excess levy on accounts that were over one year old for those townships that did not have their own excess levy. The excess levy would go directly to the County to reduce the Township's balance owing. A motion was made by Neys seconded by Kaiser to place a 9 mill County excess levy on the following Townships: Chase Lake, Conklin, Corwin, Edmunds, Flint, Gerber, Marstonmoor, Peterson, Roosevelt, Sharlow, St. Paul, Valley Springs and Wadsworth. Roll call vote - Kaiser, Neys, Klose, Ova and Marks voted aye.

Neys made a motion seconded by Kaiser to deny the request to close all of the section line between Sections 23 and 26 and between the NW1/4 of Section 26 and the NE1/4 of Section 27 in Griffin Township. Roll call vote - Neys, Klose, Ova, Marks and Kaiser voted aye.

Jerry Bergquist, 9-1-1 Coordinator/Emergency Manager, reviewed the application process for the County to enroll in the National Flood Insurance Program. The enrollment would require an amendment to the County's Zoning Ordinance. The process would be reviewed with Mr. Klein at the State Water Commission and forwarded to the County Zoning Board.

Bergquist presented a contract with the ND Association of Counties and the ND League of Cities to conduct NIMS (National Incident Management System) training and a disaster exercise. A Homeland Security Grant would pay for the contract. Kaiser made a motion seconded by Ova to approve the $22,500 contract. Roll call vote - Klose, Ova, Marks, Kaiser and Neys voted aye.

Johnson presented a request from North Oakes Inn, LLC from Oakes, North Dakota for preference designation of the County's Recovery Zone Facility Bond Allocation waiver. Stutsman County had received a $6.7 million Economic Development allocation and a $10.1 million Facility Bond allocation. The low interest bonds could be used by private business or by local governments within the County. The County had the option to waive the allocation thus allowing the Industrial Commission to use the bonds for other projects around the state. The Commission chose to retain the allocations for potential projects within the County.

Dean Schmuhl, Lenton Township Chairman, requested a loan for their township to help pay a bill for repair of flood damaged roads until they received reimbursement from FEMA. Neys made a motion seconded by Ova to approve a $10,000 loan from the General Fund Sub-account. Roll call vote - Ova, Marks, Kaiser, Neys and Klose voted aye.

At 5:12 p.m. the County Commission meeting was recessed for the County Park Board meeting.

Stutsman County Park Board Meeting

November 3, 2009

At 5:17 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 seconded by Ova to approve the minutes from the October meeting. Motion carried.

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

Fund	Warrant No	Amount	Vendor Name
COUNTY PARK			
	0048969	2,253.41	BLOOM OIL CO
	0048972	7,500.00	BOOM CONCRETE, INC
	0048981	23.39	CARQUEST AUTO PARTS
	0049028	901.67	INLAND TRUCK PARTS CO
	0049032	85.72	JAMES RIVER DIESEL SERVICE
	0049060	478.23	N A P A AUTO PARTS
	0049089	50.14	QWEST
	0049120	158.05	TITAN MACHINERY
		11,450.61	Final Total

Kevin Arthaud, ND Special Olympics, requested permission to conduct another Polar Plunge at the Jamestown Reservoir on February 13, 2010 for the benefit of the ND Special Olympics. Neys made a motion seconded by Woodward to grant the special use permit. Motion carried.

Dennis Lorenz, County Park Superintendent, updated the Board on the status of the FEMA applications for reimbursement of expenses from last spring's flood damage to Park facilities. Most of the paper work had been completed

Lorenz gave his monthly report. Footings were in at Pelican Point Landing for the new marina building. Efforts would continue to get the concrete floor and the garage floor poured before freeze-up. Clay was being hauled for the relocation of the Lakeside Marina building. If time allowed, the footings and concrete floor for that building would also be completed this fall. All but one boat dock had been pulled for the winter.

Fran Romsdahl and Ron Qual, representing the Jamestown Cabin Association reviewed a request sent to the Bureau of Reclamation to clarify the ownership of the access roads to the cabins. The Bureau indicated that they were not responsible for the roads and the Association should work with the Park Board. Johnson presented information on the amount of the rate increases to the cabin owners this year and information on the township and county property taxes that are paid by the cabin owners. The cabins owners would pay an additional $11,720 in permit fees for 2010 and they paid about $3,200 in township and county road taxes. A committee was suggested comprised of representatives of the Association, other non-association cabins owners, Midway and Fried Township Supervisors along with Park Board representatives to develop a budget and plan for maintaining the access roads (not private driveways). Ova made a motion seconded by Woodward to provide up to $10,000 for annual access road maintenance. Roll call vote - Schlecht, Ova, Marks, Kaiser, Neys, Klose and Woodward voted aye.

Shirley Krapp, Spiritwood Lake City Auditor, presented a letter from the City of Spiritwood Lake that was to serve as a written agreement to insure that the fish screens that would be installed on the lake's drainage culverts would be maintained and kept clean by the City and the Spiritwood Lake Association. The County Highway Department would have the authority to remove the screens if needed, to prevent water from going over County Road 63. Ova made a motion seconded by Kaiser to accept the proposal. Motion carried.

A motion to adjourn was made by Neys and seconded by Woodward. At 5:47 p.m. the November 2009 County Park Board meeting was adjourned.

At 5:48 p.m. the regular Commission meeting was called back to order with all Commissioners present.

Marks suggested a ballot issue as a cooperative effort between Stutsman County, the City of Jamestown and JSDC to place 1% county-wide sales tax issue on the June 2010 ballot. The money generated would be split 50/50 to the County and City to address infrastructure needs. Marks made a

motion seconded by Kaiser to explore the possibility of a 1% sales tax ballot issue with the City of Jamestown and JSDC. Roll call vote - Marks, Kaiser, Neys, Klose and Ova voted aye.

Ova made a motion seconded by Kaiser to allow a full day holiday instead of a half-day holiday on Christmas Eve for County employees. Motion carried.

Marks made a motion seconded by Ova to approve the monthly bills. Roll call vote – Kaiser, Neys, Klose, Ova and Marks voted aye.

Fund	Warrant No	Amount	Vendor Name
GENERAL			
	0048964	70.42	AG SANCTION LLC
	0048976	78.00	BUSCH/BEN
	0048984	652.12	CENEX CREDIT CARD
	0048987	328.00	CENTRAL DAKOTA MECH INC
	0048988	1,357.39	CITY OF JAMESTOWN
	0048989	792.01	COLE PAPERS INC
	0048992	572.00	CORNELL/BRIAN
	0048995	728.00	CURTIS/MARK
	0049000	199.99	DICK/TIFFINEY
	0049001	550.71	DISCOUNT OFFICE ITEMS
	0049002	1,645.00	DKK GUARDIANSHIP SERVICES INC
	0049012	99.99	GALL'S INC
	0049015	25.00	GOTER/BEV
	0049018	28.48	HAROLDSON'S A & B BUSNIESS
	0049024	11.88	HOME OF ECONOMY
	0049031	220.00	INSTITUTE OF LOCAL GOVT
	0049033	1,250.00	JAMESTOWN AMBULANCE
	0049034	683.00	JAMESTOWN HOSPITAL
	0049037	1,290.66	KAISER/CHAD
	0049039	1,615.00	KLEIN/VICKIE L
	0049044	157.50	KROPP LAW OFFICES PC
	0049047	175.00	LISKO FUNERAL CHAPEL
	0049048	116.53	M D U
	0049054	790.00	MEDINA AMBULANCE SERVICE
	0049056	469.75	MID-AMERICAN RESEARCH CHEMICAL CORP
	0049062	820.00	N D ASSOCIATION OF COUNTIES
	0049074	1,080.68	NORTHERN SAFETY TECHNOLOGY INC
	0049075	560.00	NORTHPORT MEDICAL INC
	0049077	2,329.40	OFFICELAND
	0049080	12.30	ORR/KARON C
	0049082	149.05	OVA/DENNIS
	0049086	82.00	PRESS ROOM/THE
	0049089	742.73	QWEST
	0049091	567.00	RAMKOTA HOTEL
	0049098	113.78	RICHARDSON ELECTRIC
	0049102	25.00	SCHULTZ/DYLAN
	0049105	25.00	SOMSEN/JENNA
	0049106	279.82	SPRINT
	0049107	89.75	STEIN'S, INC
	0049108	526.46	STOUDT INC/R M
	0049110	1,000.00	STREETER PAINT & CARPET
	0049113	75,010.50	STUTSMAN COUNTY CORRECTIONAL CENTER
	0049118	162.25	THOMPSON/JAN
	0049121	6.36	TOBIN/WARREN J
	0049124	40.72	TRUE VALUE HARDWARE
	0049126	132.00	U S POSTMASTER
	0049127	689.26	VISA
	0049133	119.51	WALMART COMMUNITY BRC
	0049138	432.00	WEST GROUP PAYMENT CENTER
	0049145	48.98	5 STAR EXPRESS LUBE
		98,950.98	Final Total
911 EMERGENCY PHONE SYSTEM			
	0048968	277.53	BERGQUIST/JERRY
	0048982	656.85	CDW GOVERNMENT INC
	0049006	400.00	ELECTRONIC COMMUNICATIONS
	0049066	120.00	NATIONAL EMERGENCY NUMBER ASSOCIATION
	0049073	1,834.50	NETWORK CENTER INC
	0049077	207.70	OFFICELAND
	0049090	210.00	RADISSON HOTEL FARGO
		3,706.58	Final Total
ROAD FUNDS			
	0048965	212.85	ANDERSON/CHARLES
	0048977	1,127.18	BUTLER MACHINERY CO
	0048988	10.45	CITY OF JAMESTOWN
	0049008	170.69	FASTENAL CO
	0049013	50.00	GILLE AUTO
	0049024	108.74	HOME OF ECONOMY
	0049035	70.50	JERRY'S ELECTRICAL REPAIR
	0049041	63,945.00	KNIFE RIVER CORPORATION
	0049042	184.80	KOBLE/RON
	0049043	140.80	KOLLMAN/LLOYD
	0049048	31.20	M D U

	0049049	33.40	MAC'S INC
	0049050	60.00	MARGIE HANDY WORK
	0049055	425.00	MICHAEL TODD & COMPANY NC
	0049061	1,172.41	N A P A AUTO PARTS
	0049062	205.00	N D ASSOCIATION OF COUNTIES
	0049081	7.93	OTTER TAIL POWER CO
	0049088	80.48	QUILL CORP
	0049091	126.00	RAMKOTA HOTEL
	0049103	108.90	SINCLAIR/JOHN
	0049123	41.59	TRUE VALUE HARDWARE
	0049128	114.90	VISA
	0049130	39.41	WALLWORK INC/W W
	0049136	210.20	WALMART COMMUNITY BRC
	0049137	124.99	WEST END HIDE & FUR
	0049139	16.28	WILHELM INC/DON
	0049141	2,015.61	XTREME AUTO INC
	0049142	165.80	ZEP MANUFACTURING CO
	0049144	277.20	ZIMMERMAN/MIKE
		71,277.31	Final Total
SOCIAL SERVICES			
		30,494.21	Final Total
EMERGENCY			
	0049114	714.00	STUTSMAN COUNTY ROAD DEPT
		714.00	Final Total
COUNTY CORRECTIONAL CENTER			
	0048963	117.59	A & B BUSINESS INC
	0048970	431.33	BOB BARKER CO
	0048973	97.75	BROWN/DORINDA
	0048982	1,635.67	CDW GOVERNMENT INC
	0048983	98.50	CEBULA/SCOTT
	0048985	189.00	CENTRAL BUSINESS SYSTEMS, INC
	0048988	1,376.55	CITY OF JAMESTOWN
	0048989	739.14	COLE PAPERS INC
	0048996	244.31	DACOTAH PAPER CO
	0048999	1,643.48	DEAN FOODS NC, INC
	0049007	442.26	FARMER BROTHERS COFFEE
	0049010	187.00	FRIEZE/LARAE
	0049014	142.68	GOODIN COMPANY
	0049022	98.50	HOFMANN/RAYMOND
	0049029	500.00	INNOVIS HEALTH
	0049030	57.00	INNOVIS HEALTH
	0049034	417.25	JAMESTOWN HOSPITAL
	0049036	865.98	JETSTREAM CAR WASH
	0049048	538.56	M D U
	0049049	72.95	MAC'S INC
	0049053	53.00	MCDOUGALL/DR KENNETH
	0049056	461.25	MID-AMERICAN RESEARCH CHEMICAL CORP
	0049058	43.75	MOORE MEDICAL CORP
	0049077	73.98	OFFICELAND
	0049083	461.89	PAN-O-GOLD BAKING CO.
	0049089	110.62	QWEST
	0049090	1,050.00	RADISSON HOTEL FARGO
	0049095	9.00	REDWOOD TOXICOLOGY LABORATORY,INC
	0049107	1,173.95	STEIN'S, INC
	0049109	27.26	STOUDT INC/R M
	0049117	5,243.19	SYSCO FOOD SERVICES OF ND
	0049119	1,987.00	THRIFTY DRUG-WHITE DRUG
	0049122	135.00	TRAPP/TRACEY A
	0049125	4,329.54	U S FOOD SERVICE INC
	0049127	27.99	VISA
	0049128	257.10	VISA
	0049131	26.80	WALMART
	0049135	128.83	WALMART COMMUNITY BRC
	0049139	12.30	WILHELM INC/DON
	0049143	98.50	ZERR/LORISA
		25,606.45	Final Total
WEED CONTROL			
	0049089	7.90	QWEST
	0049112	9.35	STUTSMAN COUNTY AUDITOR
		17.25	Final Total
VETERANS SERVICE			
	0049038	110.00	KELLY INN
	0049089	15.80	QWEST
	0049121	172.50	TOBIN/WARREN J
		298.30	Final Total
COUNTY AGENT			
	0048997	112.08	DAKOTA CENTRAL TELECOMMUNICATIONS JMTN
	0049023	189.00	HOLIDAY INN OF FARGO
	0049065	55.00	N D S U AG COMMUNICATION
	0049069	82.00	NDEAFCS
	0049077	44.88	OFFICELAND
	0049099	44.54	SAHR/EUNICE
		527.50	Final Total
EMPLOYEES HOSPITAL INS			

	0049064	99,309.10	N D P E R S
	0049111	5,000.00	STUTSMAN COUNTY
		104,309.10	Final Total
LIBRARY FUND			
	0049127	66.58	VISA
		66.58	Final Total
COMMISSARY			
	0048980	47.31	CABLE SERVICES
	0048994	497.24	CRAWFORD SUPPLY CO
	0048998	205.89	DCR DISTRIBUTORS
	0048999	59.20	DEAN FOODS NC, INC
	0049009	392.46	FRANK MCKONE CANDY CO
	0049011	487.87	FRITO LAY
	0049051	1,127.16	MAXIMA SUPPLY LLC
	0049084	1,345.00	PEPSIAMERICAS
	0049085	474.50	PIZZA CORNER FROZEN PIZZA
	0049097	1,600.00	RELIANCE INMATE SYSTEMS INC.
	0049135	248.15	WALMART COMMUNITY BRC
		6,484.78	Final Total
DRUG PROGRAM			
		39.51	Final Total
WITNESS ADVOCACY PROGRAM			
		75.00	Final Total
COURTHOUSE BUILDING			
	0048979	2,347.00	C S I COMPUTERS
	0049101	636.42	SCHUBERT'S CARPET ONE
	0049104	840.00	SKEEL'S PAINTING & DECORATING
		3,823.42	Final Total
COUNTY HAZARDOUS CHEMICAL ACCOUNT			
	0049059	33.00	MORRIS/RITA R
	0049092	33.00	RAU/BRIAN
	0049113	19.00	STUTSMAN COUNTY CORRECTIONAL CENTER
		85.00	Final Total
GENERAL FUND SUB ACCOUNT			
	0049046	10,000.00	LENTON TOWNSHIP #29
		10,000.00	Final Total
DATA PROCESSING			
	0048985	13.50	CENTRAL BUSINESS SYSTEMS, INC
	0048989	1,485.16	COLE PAPERS INC
	0048993	535.98	CPS TECHNOLOGY SOLUTIONS
	0048996	52.90	DACOTAH PAPER CO
	0049018	228.60	HAROLDSON'S A & B BUSNIESS
	0049089	15.80	QWEST
	0049133	62.88	WALMART COMMUNITY BRC
		2,394.82	Final Total
ROAD AND BRIDGE BUILDING FUND			
	0048978	46.54	C H CARPENTER LUMBER CO
	0049087	517.47	PRO BUILD
		564.01	Final Total
CO EXTENSION FUND			
	0049026	100.00	HUGO'S 9
	0049068	75.00	NDAEA
	0049132	200.00	WALMART
		375.00	Final Total
GRANTS			
	0049127	30.95	VISA
		30.95	Final Total
WAGES			
	5164-5350	459,716.77	WAGES (10-25-2009)
		459,716.77	Total Wages

Joe Schmidt, County Resident, voiced concerns over corporate welfare to companies that received assistance from tax exemptions and funding from JSDC. He was disappointed with non-compliance by out-of-state construction workers with state income taxes and temporary motor vehicle registration fees. The taxes and fees were needed for county and state budgets. He opinioned that these companies were taking advantage of the community when they had $100's of millions in profits and capitol assets. He suggested taking a better look at projects in the future.

A motion to adjourn was made by Ova and seconded by Marks. At 6:02 p.m. the regular monthly meeting of the Stutsman County Commission was adjourned.

ATTEST:

Noel A. Johnson
County COO (Auditor)

Mark Klose
Commission Chairman