Official Proceedings of the Stutsman County Commission – December 16th, 2014

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

Reed Schwartzkopf, City of Jamestown, requested approval of additional money from the James River Joint Water Resource District for the Corps of Engineers Study. The James River Joint Water Resource District has plenty of money towards the In-kind on the project; it will be short by approximately $3,000 on the cash contribution. It is a 50/50 percent split with the City of Jamestown with the county's portion not to exceed $1,500. The study has been completed and all six counties will be able to use the information. Ova made a motion, seconded by Schwartz to approve the request as presented. Roll call vote: Ova, Marks, Schwartz, Neys, Klose voted aye.

Schwartzkopf discussed the City of Jamestown's anticipated growth areas with the commissioners. The Department of Transportation (DOT) requested an urban limits map to predict the potential growth of the community for the next five to ten years. The DOT looks at the relative population density in terms of residences and businesses. The DOT is trying to figure out the impact the growth would have on the highway systems. The City of Jamestown would like the commissioner's comments within the next 30 days. The city is trying to predict where the growth might possibly occur and not to overextend the urban boundary. The urban limits map is consistent with the SRF plan that was adopted by the county. The townships have not seen the urban limits map; however, they were involved with the SRF plan and the growth management plan in which they provided comments.

Connie Ova, JSDC, requested a Flex PACE interest buy-down for Ben Pesek Properties, LLC. Ben Pesek Properties, LLC recently purchased the old Hobby Tire building and is looking to expand and grow its current shop rental business. There will be no job creation; however, it fills a need in the economic community in Jamestown. These will be heated garages which will be rented to businesses coming into Jamestown such as construction companies, etc. The request is for up to $43,000 with an 80/20 percent split with the county's portion being $8,600. The Jamestown Stutsman Development Corporation is in the process of developing parameters for future use of Flex PACE funds. Marks made a motion, seconded by Schwartz to approve the request as presented. Roll call vote: Marks, Schwartz, Neys, Klose, Ova voted aye.

Commissioner Klose informed the commissioners the evaluations have been compiled. It is the consensus of the board for Commissioner Ova to visit with Sandy Bendewald, Social Service Director; Commissioner Neys will visit with Dennis Lorenz, Park Superintendent; Commissioner Klose will visit with Casey Bradley, Auditor/COO; and Commissioner Marks will visit with Mickey Nenow, County Highway Superintendent.

Nenow requested approval of purchasing three trucks. The five year capital budget plan for next year has in the budget to replace one truck each year for the next four to five years. Commissioner Schwartz found a good deal on some used trucks. If the county purchased all three trucks it would cost $84,000 which is $28,000 per truck. They are 2005 vehicles which are pre-urea and have CAT motors in them. If the county only purchased two trucks then the cost would be $59,000 which is $29,500 per vehicle. Strata bought the vehicles brand new and have all of the records on them. The county has three vehicles they could sell to offset some of the costs; they are anticipating receiving approximately $20,000 for the sale of the vehicles. The highway budget has approximately $300,000 available in the 2014 budget due to projects coming in lower than expected. The purchase of assets line item has $265,294 available. Mickey

budgeted $50,000 for next year's budget to purchase one truck. Marks made a motion, seconded by Ova to approve purchasing three trucks as presented. Roll call vote: Schwartz, Neys, Klose, Ova, Marks voted aye.

Bid opening – motor grader. One bid was received from Butler Machinery. The net bid is $168,475; with 105,000 for trade. The guaranteed buy back for the grader is $138,000; $139,000 for the grader and snow wing; and $140,000 for the grader, snow wing, and plow. The optional warranty is $25,194. The standard warranty is one year and unlimited hours. The motor grader will be on next year's budget. It is the consensus of the board to table this request.

Mickey is requesting approval to advertise for proposals for preliminary and construction engineering services for an overlay project SC-4745(061) which is County Road 62 from three miles north of the Spiritwood Interchange and one mile west. This project will go through the town of Spiritwood. Schwartz made a motion, seconded by Neys to approve the request as presented. Motion carried.

Nenow is requesting approval to advertise for proposals to provide construction engineering services for an overlay project BRC-4741(051). This is to replace Bridge # 47-143-39.0 which is one mile south of Ypsilanti. This project would be funded by federal funds and is projected to be started 2016. Schwartz made a motion, seconded by Marks to approve the request as presented. Motion carried.

Tyler Perleberg, Appraiser, is requesting approval of tax abatement for parcel number 74-9051140. The house was completely gutted inside and the owner is working on fixing it up. The property does not have utility hookup. The current value of the property is $47,278 and is listed as a 2009 16 x 76 mobile home. It is actually a 1970 15 x 66 model. The new value is reduced to $4500. Ova made a motion, seconded by Schwartz to approve the tax abatement as presented. Roll call vote: Neys, Klose, Ova, Marks, Schwartz voted aye.

Dustin Bakken, Tax Director, presented his monthly report. Bakken was in Bismarck last month and taught an Ag class. The county sent out the tax statements last week. Dustin stated they did have some small issues with the computer conversion between the two software programs. Last Monday, Bakken officially put in his resignation letter. His last day will be Friday, December 19th, 2014. Dustin accepted a position with the state tax department as a property tax specialist.

Casey Bradley, Auditor/COO, requested appointment of an Interim Tax Director. The county interviewed applicants for the staff appraiser position. Jameson Veil verbally accepted the Staff Appraiser position and will start January 2015. Marks made a motion, seconded by Schwartz to appoint Tyler Perleberg as interim tax director. Roll call vote: Klose, Ova, Marks, Schwartz, Neys voted aye.

Bradley requested approval to transfer the Jail Administrator position under the Sheriff instead of the LEC Governing Board. This is due to the 2005 Attorney General's issuing an opinion, based on changes to NDCC 12-44.1-04; which states governing bodies no longer have the authority to appoint a Jail Administrator. It is the AG's opinion that NDCC 11-15-06(6) takes precedence, which requires a sheriff to take charge of and keep the county jail. Bradley reported the Jail Administrator position was transferred from the LEC Governing Board's authority to Casey Bradley, Auditor/COO, in late 2012. The intent of the move was to ensure the implementation of recommendations of the 2012 jail study and to curb the poor financial performance of the facility. The county has implemented a number of changes that have impacted the way in which the jail is operated. Some of the changes include deployment of a number of different

technologies such as Turnkey's products which have decreased our reliance on staff to handle cash and allowed for new tools for inmate communications. Operationally, the jail is looking at finishing with a positive fund balance for the first time since 2008. As of November, the jail is operating three percent below the staffing operations while providing increased training. The Corrections fund is projected to have a positive fund balance of $110,153. The LEC Governing Board will move forward in an advisory capacity. Bradley is recommending the commission approve the transfer of supervision of the Jail Administrator to the Sheriff rather than back to the LEC Governing Board making it effective January 1, 2015. Schwartz made a motion, seconded by Ova to approve the request as presented. Motion carried.

Ova made a motion, seconded by Schwartz to approve the 2015 beer license for ShawnDell Gudmestad dba/Hitching Post Bar. Motion carried.

Schwartz made a motion, seconded by Ova to approve the beer license and Sunday beer permit for Speedway Concessions, Inc. Motion carried.

Casey Bradley, Auditor/COO, presented joint powers agreement with the South Central Dakota Regional Council. The agreement is the same as it was in previous years. The total amount is $33,810 with the county's portion being approximately $12,000. Ova made a motion, seconded by Marks to approve the agreement as presented. Motion carried.

Schwartz made a motion, seconded by Marks to approve the taxable meals and mid-month bills. Roll call vote: Ova, Marks, Schwartz, Neys, Klose, voted aye.

	GENERAL REVENUE FUND			**COUNTY ROADS FUND CONT'D**	
68448	A & B BUSINESS INC	$169.03	68531	MARG'S HANDY WORK	$70.00
68449	ALBRIGHT,REBECCA	$164.28	68534	MDU	$1,550.45
68450	AMERICAN SOLUTIONS FOR BUSINESS	$240.29	68536	MEDINA CITY AUDITOR	$18.85
68453	BALCO UNIFORM CO INC	$348.00	68538	NAPA AUTO PARTS	$640.52
68454	BARNES COUNTY AUDITOR	$5,000.00	68546	NEWMAN SIGNS	$1,987.53
68456	BERGH, KARL AND JULIE	$277.82	68549	NORTHWEST TIRE INC	$594.04
68458	BLUMER, MARK T.	$1,286.04	68550	O'REILLY AUTOMOTIVE INC	$99.16
68459	BOB'S PLUMBING & HEATING INC	$87.50	68551	ODENBACH,JASON	$525.00
68460	BORTHWICK,CHARLES OR GLADYS	$1,276.59	68553	OTTER TAIL POWER CO	$304.05
68461	BRAUN,ROBERT	$511.66	68558	PRAXAIR DISTRIBUTION INC	$90.44
68462	BROWN & SAENGER	$628.24	68560	PRODUCTIVITY PLUS ACCOUNT	$2,164.26
68464	BUCHMANN,CHRISTY D'ANGELO	$119.96	68561	QUALITY SERVICE & REPAIR	$472.24
68468	CALKIN,KENNETH J	$9.31	68567	REUER,GERHARDT	$621.00
68470	CDW GOVERNMENT INC	$302.62	68572	SCHLECHT,SHARI	$486.00
68473	CHS CREDIT CARD DEPT	$2,779.02	68580	STREETER COOP OIL	$680.00
68476	COLE PAPERS INC	$490.45	68582	STUTSMAN RURAL WATER DISTRICT	$56.82
68478	CREATIVE ENERGY	$261.36	68583	TDS METROCOM	$6.80
68479	DACOTAH PAPER CO	$678.42	68587	TRAUTMAN,HAROLD	$7,285.50
68486	DUBORD,GWEN	$112.00	68588	TRUE NORTH STEEL	$41,310.04
68487	ELECTION SYSTEMS & SOFTWARE	$3,385.93	68594	VALLEY PETROLEUM EQUIPMENT INC	$98.83
68491	FARMERS UNION OIL CO-CENEX	$180.96	68597	WAGNER,DALE	$3,739.50
68494	GEORGE,EDITH EITEL	$3.82	68599	WEST END HIDE & FUR	$168.22
68500	HASTINGS,JAMES OR DIANE	$234.96	68602	WOLFF,CLAYTON	$1,161.00
68501	HIGH PLAINS WATER	$5.00		**SOCIAL SERVICES FUND TOTAL**	$505.83
68503	HOLZKAMM,CYNTHIA	$89.98		**COUNTY PARK FUND**	
68504	HOME OF ECONOMY	$49.11	68493	GAHNER SANITATION SERVICE	$200.00
68507	INFORMATION TECHNOLOGY DEPT	$75.35	68540	ND INSURANCE DEPARTMENT	$0.98
68508	INSURE FORWARD	$131.09	68560	PRODUCTIVITY PLUS ACCOUNT	$159.40
68509	INTERNATIONAL TRANSLATION SERVICE	$359.76	68585	TOTAL CLEAN	$60.00
68512	JACOBSON,TAMMY	$25.00		**COUNTY CORRECTIONAL CENTER**	
68513	JAMESTOWN I-94 CLARK	$391.96	68448	A & B BUSINESS INC	$217.06
68516	JAMESTOWN SUN	$2,748.21	68455	BEHAVORIAL INTERVENTIONS	$2,979.90
68521	JOHNSON,GERALD	$25.00	68462	BROWN & SAENGER	$132.95
68523	JOY,MARK OR CHARLENE	$50.29	68469	CBM FOOD SERVICE	$7,156.44
68524	KALIS,LACEY	$86.64	68472	CENTURYLINK	$164.00
68528	KUNTZ,ANGELA	$151.60	68475	CLASSIC COUNTRY KSJB	$150.00

68529	LANDSCOOT,LLOYD OR ROBERTA	$470.78	68476	COLE PAPERS INC	$454.64
68532	MARSOLEK,RONALD OR GAIL	$498.67	68484	DIAMOND DRUGS INC	$51.34
68533	MCLAMB,EMILY E	$75.40	68511	J & L SERVICE	$35.46
68534	MDU	$2,204.92	68515	JAMESTOWN REGIONAL MEDICAL CENTER	$575.06
68537	MICHAEL,JAMES OR MARGERY	$2,134.84	68518	JEFFREY D DOYLE INC	$158.00
68538	NAPA AUTO PARTS	$14.49	68519	JETSTREAM CAR WASH	$357.14
68542	ND SECRETARY OF STATE	$5,698.84	68520	JOBS HQ	$188.20
68543	ND SHERIFFS & DEPUTIES ASSOCIATION	$90.00	68530	MAC'S INC	$30.44
68547	NEYS,CRAIG	$112.00	68534	MDU	$2,207.33
68548	NORTHERN PLAINS ELECTRIC	$180.00	68535	MEDICINE SHOPPE	$403.50
68550	O'REILLY AUTOMOTIVE INC	$8.08	68553	OTTER TAIL POWER CO	$5,353.03
68552	ORR'IGINALS	$40.00	68555	PHARMCHEM INC	$825.00
68553	OTTER TAIL POWER CO	$3,316.37	68557	PLUMBMASTER	$172.89
68554	OVA,ERIC OR CHRISTINA	$562.63	68562	QUICK LANE	$84.13
68563	QUILL CORPORATION	$196.04	68565	RECORD KEEPERS	$32.00
68564	RATH,JONATHAN OR JANINE	$334.93	68566	REDWOOD TOXICOLOGY LABORATORY INC	$9.00
68565	RECORD KEEPERS	$27.00	68574	SCHUMACHER CONSTRUCTION INC	$1,276.00
68568	SANDNESS LAW OFFICE	$216.00	68577	SMITTY'S CARPET SHOP INC	$44.98
68569	SANFORD	$81.00	68578	SMOKIE'S FIRE SALES & SERVICE INC	$213.05
68570	SCHAFFER,DIANNE	$40.00	68600	WILDSIDE CREATIONS INC	$588.00
68571	SCHAUER,VERNON OR MARSHA	$989.76		**WEED CONTROL FUND**	
68575	SCHWARTZ,DAVID	$181.44	68489	ELSTON,WES	$3,000.00
68576	SEARS COMMERCIAL ONE	$17.99	68495	GEORGE,KAREN	$600.00
68578	SMOKIE'S FIRE SALES & SERVICE INC	$32.50	68508	INSURE FORWARD	$59.54
68579	STECKLER,DANIEL A	$134.37	68530	MAC'S INC	$84.91
68586	TRANE U.S. INC	$384.00	68544	ND WEED CONTROL ASSOCIATION	$635.00
68590	TWO RIVERS PRINTING	$146.00	68587	TRAUTMAN,HAROLD	$728.00
68593	US POSTMASTER	$98.00	68596	VERIZON WIRELESS	$113.65
68598	WENZEL,SHEYENNE	$34.00		**VETERANS SERVICE FUND**	
68601	WINSON,KATHERINE	$955.45	68584	TOBIN,WARREN J	$112.00
	E 911 PHONE SYSTEM FUND			**COUNTY AGENT FUND**	
68457	BERGQUIST,JERRY	$45.50	68462	BROWN & SAENGER	$35.99
68470	CDW GOVERNMENT INC	$1,119.18	68471	CENTRAL BUSINESS SYSTEMS INC	$718.76
68472	CENTURYLINK	$1,320.86	68505	HUGO'S 9	$34.61
68477	COMFORT INN BISMARCK	$148.00	68516	JAMESTOWN SUN	$478.50
68480	DAKOTA CENTRAL TELECOMMUNICATIONS	$529.00	68541	ND NEWSPAPER ASSOCIATION	$252.30
68481	DAKOTA CENTRAL TELECOMMUNICATIONS	$222.41	68545	NDSU	$777.56
68488	ELECTRO WATCHMAN INC	$623.43	68556	PINGREE CAFE	$140.40
68595	VAN DE VELDE,SARAH	$157.50		**COMMISSARY FUND**	
	COUNTY ROADS FUND		68492	FASTENAL CO	$14.04
68451	AMERIPRIDE SERVICES	$337.79	68589	TURNKEY CORRECTIONS	$179.35
68452	ANDERSON,CHARLES	$407.68		**DRUG PROGRAM FUND TOTAL**	$86.37
68459	BOB'S PLUMBING & HEATING INC	$263.74		**COURTHOUSE BUILDING FUND**	
68463	BROWN,CURTIS	$4,104.00	68559	PROBUILD	$16.59
68465	BUFFALO CITY DIESEL	$155.00	68573	SCHUBERT'S CARPET ONE	$39.10
68466	BUSKNESS,JOHN O	$535.92		**Capital Project Fund**	
68467	BUTLER MACHINERY CO	$1,138.72	68498	GUTHMILLER EARTHMOVING INC	$547,409.06
68474	CLARK,DENNIS B	$1,676.25	68510	INTERSTATE ENGINEERING	$106,306.80
68478	CREATIVE ENERGY	$117.52	68592	UPPER PLAINS CONTRACTING, INC	$243,733.92
68482	DAKOTA FLUID POWER INC	$2,626.99		**DATA PROCESSING FUND**	
68483	DAKOTA VALLEY ELECTRIC	$8.00	68470	CDW GOVERNMENT INC	$1,698.65
68490	EXNER,TIM	$2,970.75	68485	DIGITAL RIVER GmbH	$2,500.00
68491	FARMERS UNION OIL CO-CENEX	$5,048.00	68507	INFORMATION TECHNOLOGY DEPT	$654.45
68492	FASTENAL CO	$127.61	68591	TYLER TECHNOLOGIES INC	$5,334.68
68496	GESKE ESTATE,LEONARD	$7,499.25		**COUNTY EXTENSION**	
68497	GRUENSTEIN,LARRY	$176.40	68505	HUGO'S 9	$47.71
68499	HANSON TIRE SERVICE	$1,139.00		**FEMA**	
68501	HIGH PLAINS WATER	$30.00		CHICAGO TOWNSHIP	$14,271.40
68502	HOFMANN,ALBERT	$1,622.25		GRAY TOWNSHIP	$25,967.74
68504	HOME OF ECONOMY	$394.56	68517	JAMESTOWN SUN_4235	$149.04
68506	INFINITY BUILDING SERVICES	$520.92		JIM RIVER VALLEY TOWNSHIP	$11159.36
68510	INTERSTATE ENGINEERING	$2,661.21	68525	KLUBBEN EXCAVATING INC	$1,100.00
68514	JAMESTOWN PLUMBING & HEATING	$393.70		LOWERY TOWNSHIP	$38,125.73
68517	JAMESTOWN SUN_4235	$93.84	68539	ND DEPT OF EMERGENCY SERVICES	$24,791.67
68522	JOHNSON,JAMES	$6,933.60		PARIS TOWNSHIP	$12,641.98
68526	KOBLE,RON	$241.92		STIRTON TOWNSHIP	$13,583.62
68527	KRAPP,OREN	$702.00	68581	STUTSMAN COUNTY ROAD DEPARTMENT	$7,194.92
68530	MAC'S INC	$264.18			

Bradley informed the commissioners Canadian Pacific (CP) is in preparation for implementation of Positive Train Control (PTC), within the right of way along the CP Carrington Subdivisions. They will be installing eight antenna poles in Stutsman County and they are welcoming our input.

Commissioner Klose informed the board he will not be able to attend the January 6th, 2015 Commission meeting. Commissioner Ova and Auditor/COO Bradley will be absent as well. It is the consensus of the board to cancel the January 6, 2015 commission meeting and change the time of the January 20, 2015 meeting from 8:00 am to 4:00 pm. It is the consensus of the commission to have a check run on December 31st, 2014 as well as cutting any checks that will be late.

At 9:05 a.m., a motion to adjourn was made by Schwartz, seconded by Neys. Motion Carried.

ATTEST:

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Casey Bradley	Mark T. Klose
Auditor/COO	Commission Chairman