Official Proceedings of the Stutsman County Commission

December 18, 2007

At 8:00 a.m. the mid-month 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.

Diane Nygaard, representing the Stutsman County Employees Association, requested approval of changes to the Association's by-laws. There were no longer any membership fees and all County employees were considered members. A motion was made by Neys and seconded by Kaiser to approve the Association's by-laws as amended. Roll call vote - Ova, Marks, Kaiser, Neys and Klose voted aye.

Connie Ova, CEO-JSDC, requested continuance of the $75,000 funding for the Buffalo City Tourism Foundation. The 80/20 City/County funding was reviewed and approved annually. Ova made a motion that was seconded by Marks to approve the $15,000 request. Roll call vote - Marks, Kaiser, Neys, Klose and Ova voted aye.

Ms. Ova presented a funding request by South Central Dakota Regional Council for $7,000 that would provide matching funds for the Council's revolving loan fund. The loan fund provided assistance for community projects. Kaiser made a motion that was seconded by Neys to approve the 80/20 request or $1,400 in County funds. Roll call vote - Kaiser, Neys, Klose, Ova and Marks voted aye.

Neys made a motion that was seconded by Marks to appoint Dennis Clark and Tony Roorda to five year terms as regular members and Clyde Reister and Jeff Mitchell as alternates to the Stutsman County Water Resource Board and to appoint Dale Reimers for a four year term to the Stutsman County Weed Board. Motion carried.

A motion was made by Ova and seconded by Neys to approve the Beer Application of Carmel Demaray d/b/a Windsor Bar. Motion carried.

Kaiser made a motion that was seconded by Marks to approve $140 in taxable meals. Roll call vote - Neys, Klose, Ova, Marks and Kaiser voted aye.

Noel Johnson, County COO, reported that the County had finally received the 2006 audit report that was completed by the ND State Auditor's Office. The auditors had no formal or informal recommendations.

Kaiser made a motion that was seconded by Neys to pay the mid-month bills. Roll call vote - Klose, Ova, Marks, Kaiser and Neys voted aye.

| Fund | Warrant No | Amount | Vendor Name |
|---|---|---|---|
| GENERAL | | | |
| | 0041207 | 299.21 | A & B BUSINESS INC |
| | 0041208 | 1,830.00 | ACME ELECTRIC |
| | 0041209 | 51.89 | ALLTEL |
| | 0041227 | 2,849.00 | CENTRAL DAKOTA MECHANICAL INC |
| | 0041228 | 53.76 | CITY OF JAMESTOWN |
| | 0041235 | 1,329.30 | DAN'S SOOPER STOP |
| | 0041239 | 161.00 | ECOLAB PEST ELIMINATION DIV |
| | 0041244 | 74.75 | FARMERS UNION OIL CO-CENEX |
| | 0041250 | 90.00 | FREMGEN/FRITZ |
| | 0041256 | 106.05 | GRANT CO STATE BANK |
| | 0041257 | 635.04 | GRAYBAR |
| | 0041260 | 12.00 | HESS/KEITH |
| | 0041264 | 13.88 | HOLZKAMM/CYNTHIA A |
| | 0041268 | 440.00 | INSURE FORWARD |
| | 0041271 | 183.54 | JAMESTOWN I-94 BP |
| | 0041272 | 2,446.44 | JAMESTOWN SUN |
| | 0041280 | 435.00 | KROPP LAW OFFICES PC |
| | 0041284 | 177.65 | LEXISNEXIS MATTHEW BENDER |
| | 0041287 | 1,595.01 | M D U |
| | 0041290 | 139.56 | MICHAEL J. BURNS ARCHITECTS,LTD |
| | 0041291 | 300.00 | MIDLAND ATLAS CO |
| | 0041297 | 5.00 | N D DEPT OF TRANSPORTATION |
| | 0041301 | 116.00 | NORTHERN PLAINS ELECTRIC |
| | 0041302 | 8,500.00 | OFFICE OF THE STATE AUDITOR |
| | 0041303 | 34.32 | OFFICELAND |
| | 0041306 | 2,545.24 | OTTER TAIL POWER CO |
| | 0041307 | 26.25 | OTTMAR & OTTMAR |
| | 0041308 | 118.35 | PEKARSKI/ALICE |
| | 0041311 | 763.00 | PRESS ROOM/THE |
| | 0041316 | 59.95 | RADISSON INN |

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|---|---|---|---|
| | 0041318 | 2,283.00 | RICHARDS/BRENDA |
| | 0041321 | 375.00 | SANDNESS LAW OFFICE |
| | 0041328 | 185.68 | STEIN'S, INC |
| | 0041329 | 1,012.86 | STOP & GO #431 |
| | 0041330 | 1,050.31 | STOUDT INC/R M |
| | 0041333 | 50.00 | SUPERIOR WINDOW COVERINGS |
| | 0041336 | 13.50 | THRIFTY DRUG-WHITE DRUG |
| | 0041339 | 40.00 | TRAUTMAN/RUSSELL |
| | 0041343 | 58.00 | U S POSTMASTER |
| | 0041354 | 100.00 | WENZEL'S LOCK & KEY |
| | | 30,559.54 | Final Total |
| 911 EMERGENCY PHONE SYSTEM | | | |
| | 0041232 | 146.49 | DAKOTA CENTRAL TELE. JMTN |
| | 0041233 | 621.00 | DAKOTA CENTRAL TELECOMMUNICATIONS |
| | 0041314 | 1,291.81 | QWEST |
| | 0041349 | 220.49 | VISA |
| | | 2,279.79 | Final Total |
| ROAD FUNDS | | | |
| | 0041210 | 121.54 | AMERIPRIDE LINEN & APPAREL |
| | 0041212 | 364.50 | BECKER/HARRY |
| | 0041213 | 707.00 | BELLON/MRS CLIFFORD |
| | 0041214 | 2,130.00 | BEN/DELORA |
| | 0041215 | 649.90 | BLOOM OIL CO |
| | 0041216 | 278.34 | BOB'S PLUMBING & HEATING |
| | 0041218 | 1,142.00 | BROWN/ DARREL |
| | 0041219 | 823.50 | BROWN/CURTIS |
| | 0041220 | 43.70 | BUFFALO CITY DIESEL |
| | 0041221 | 501.30 | BUSKNESS/JOHN O |
| | 0041222 | 2,395.34 | BUTLER MACHINERY CO |
| | 0041224 | 315.00 | CARLSON/RYAN & LISA |
| | 0041225 | 206.27 | CARQUEST AUTO PARTS |
| | 0041229 | 2,038.50 | CLARK/DENNIS B |
| | 0041232 | 161.92 | DAKOTA CENTRAL TELE. JMTN |
| | 0041234 | 6.00 | DAKOTA VALLEY ELECTRIC |
| | 0041237 | 164.00 | DEWALD'S BACKHOE INC |
| | 0041240 | 2,955.00 | EXNER/TIM |
| | 0041241 | 76.84 | FARM PLAN |
| | 0041243 | 1,824.79 | FARMERS UNION OIL CO-CENEX |
| | 0041245 | 212.91 | FASTENAL CO |
| | 0041246 | 864.00 | FISCHER/ELROY |
| | 0041248 | 838.00 | FREDERICK/MAUREEN |
| | 0041252 | 33.30 | GASAL/CORINNE L |
| | 0041253 | 1,750.50 | GESKE ESTATE/LEONARD |
| | 0041254 | 55.50 | GOEHNER/MELODIE R |
| | 0041255 | 1,569.50 | GOHNER/DONALD |
| | 0041259 | 1,714.50 | HALL/KEN |
| | 0041261 | 1,199.23 | HIDDEN TOWNSHIP #24 - DD |
| | 0041263 | 441.00 | HOFMANN/MARGARET |
| | 0041265 | 33.30 | HUST/ZANDRA R |
| | 0041267 | 1,625.00 | INLAND TRUCK PARTS CO |
| | 0041268 | 132.00 | INSURE FORWARD |
| | 0041269 | 1,106.80 | INTERSTATE ENGINEERING |
| | 0041270 | 27.11 | INTERSTATE POWER SYSTEMS |
| | 0041275 | 2,999.20 | JOHNSON/JAMES |
| | 0041278 | 55.50 | KAUTZMAN/STEVEN JON |
| | 0041279 | 1,263.50 | KRAPP/OREN |
| | 0041281 | 741.50 | LANG/BETTY |
| | 0041282 | 193.23 | LAWSON PRODUCTS INC |
| | 0041287 | 806.97 | M D U |
| | 0041289 | 166.50 | MCKENZIE/ARDIS |
| | 0041293 | 55.50 | MUELLER/JANELL R |
| | 0041295 | 1,718.26 | N A P A AUTO PARTS |
| | 0041299 | 50.00 | NDLTAP-UGPTI |
| | 0041300 | 305.60 | NEWMAN SIGNS |
| | 0041303 | 17.99 | OFFICELAND |
| | 0041305 | 33.30 | OMILIAN/BONNIE LOU |
| | 0041306 | 313.55 | OTTER TAIL POWER CO |
| | 0041309 | 2,214.00 | PERLEBERG/TOM |
| | 0041310 | 106.05 | PRAXAIR DISTRIBUTION INC |
| | 0041312 | 242.68 | QUALITY SERVICE & REPAIR |
| | 0041313 | 112.06 | QUILL CORPORATION |
| | 0041315 | 547.51 | R D O TRUCK CENTERS |
| | 0041317 | 4,230.50 | REUER/GERHARDT |
| | 0041319 | 118.26 | RICHARDSON ELECTRIC |
| | 0041322 | 410.05 | SCHERBENSKE & SONS |
| | 0041323 | 2,258.00 | SCHLECHT/ARNOLD |
| | 0041324 | 198.00 | SCHWARTZ/TERRY |
| | 0041325 | 166.50 | SELF/MARJOLINE E |
| | 0041332 | 38,647.69 | STUTSMAN COUNTY ROAD DEPT |
| | 0041337 | 353.68 | TITAN MACHINERY |
| | 0041338 | 6,020.50 | TRAUTMAN/HAROLD |
| | 0041340 | 4,821.00 | TRUCK UTILITIES INC |
| | 0041341 | 213.22 | TRUDELL |

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| | 0041344 | 222.86 | UNITED BUILDING CENTER |
| | 0041345 | 123.56 | VERIZON WIRELESS |
| | 0041348 | 366.16 | VINING OIL CO. |
| | 0041350 | 675.00 | WAGNER/DALE |
| | 0041352 | 33.30 | WALKER/ANNE M |
| | 0041353 | 657.87 | WALLWORK INC/W W |
| | 0041355 | 12.20 | WIEST TRUCKLINE REPAIR |
| | 0041356 | 97.63 | WILHELM INC/DON |
| | 0041357 | 387.00 | WOLFF/CLAYTON |
| | 0041358 | 3,610.90 | WOODWORTH FARMERS ELEVATOR CO |
| | | 104,074.87 | Final Total |
| UNORGANIZED TOWNSHIP ROADS | | | |
| | 0041332 | 3,638.80 | STUTSMAN COUNTY ROAD DEPT |
| | | 3,638.80 | Final Total |
| REGIONAL CHILD SUPPORT ENFORCEMENT UNIT | | | |
| | | 271,383.60 | Final Total |
| SOCIAL SERVICES | | | |
| | | 437.63 | Final Total |
| COUNTY PARK | | | |
| | 0041209 | 34.75 | ALLTEL |
| | 0041286 | 36.51 | LORENZ/DENNIS |
| | | 71.26 | Final Total |
| EMERGENCY | | | |
| | 0041269 | 15,749.39 | INTERSTATE ENGINEERING |
| | | 15,749.39 | Final Total |
| COUNTY CORRECTIONAL CENTER | | | |
| | 0041209 | 158.52 | ALLTEL |
| | 0041287 | 1,577.71 | M D U |
| | 0041292 | 7.54 | MORRIS/RITA R |
| | 0041306 | 4,426.63 | OTTER TAIL POWER CO |
| | 0041314 | 164.00 | QWEST |
| | | 6,334.40 | Final Total |
| WEED CONTROL | | | |
| | 0041236 | 86.40 | DEUTSCHER/DAVID |
| | 0041283 | 22.50 | LEES/KIM |
| | 0041288 | 34.95 | MAC'S INC |
| | 0041306 | 12.20 | OTTER TAIL POWER CO |
| | 0041351 | 390.00 | WALICSKI/DONALD |
| | | 546.05 | Final Total |
| VETERANS SERVICE | | | |
| | 0041342 | 267.00 | TWO RIVERS PRINTING |
| | | 267.00 | Final Total |
| COUNTY AGENT | | | |
| | 0041303 | 1,268.98 | OFFICELAND |
| | 0041304 | 75.00 | OLSON/THOMAS |
| | | 1,343.98 | Final Total |
| EMPLOYEES HOSPITAL INS | | | |
| | 0041217 | 46.00 | BODY & MIND THERAPEUTIC MASSAGE |
| | 0041320 | 90.00 | SAHR/EUNICE |
| | | 136.00 | Final Total |
| MATCHING FEDERAL AID | | | |
| | 0041269 | 5,917.08 | INTERSTATE ENGINEERING |
| | | 5,917.08 | Final Total |
| LIBRARY FUND | | | |
| | 0041209 | 22.34 | ALLTEL |
| | 0041211 | 465.28 | BAKER & TAYLOR BOOKS |
| | 0041233 | 49.95 | DAKOTA CENTRAL TELECOMMUNICATIONS |
| | 0041239 | 45.00 | ECOLAB PEST ELIMINATION DIV |
| | 0041242 | 155.50 | FARMERS UNION OIL CO-CENEX |
| | 0041249 | 25.00 | FREDERICK/MICHAEL |
| | 0041251 | 658.90 | GALE GROUP/THE |
| | 0041262 | 43.54 | HIGHSMITH |
| | 0041274 | 10.12 | JENSEN/AGNES |
| | 0041276 | 27.00 | JORGENSON/LA RAE |
| | 0041277 | 19.50 | KAPPEL/JAMES |
| | 0041287 | 73.18 | M D U |
| | 0041294 | 910.78 | MUSTARD SEED/THE |
| | 0041298 | 31.95 | N D INSTITUTE OF REGIONAL STUDIES |
| | 0041306 | 240.85 | OTTER TAIL POWER CO |
| | 0041314 | 72.69 | QWEST |
| | 0041327 | 14.97 | SNOWGOER |
| | 0041331 | 45.00 | STRUXNESS/VICKI |
| | 0041347 | 22.50 | VIGESAA/VERNON |
| | | 2,934.05 | Final Total |
| COURTHOUSE BUILDING | | | |
| | 0041223 | 502.67 | C H CARPENTER LUMBER CO |
| | | 502.67 | Final Total |
| DOCUMENT PRESERVATION FUND | | | |
| | 0041226 | 558.00 | CASS COUNTY TREASURER |
| | | 558.00 | Final Total |
| DATA PROCESSING | | | |
| | 0041230 | 2,119.76 | COMPUTER PROFESSIONAL,ULTD,INC |
| | 0041266 | 533.40 | INFORMATION TECHNOLOGY DEPT |

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| | | 2,653.16 | Final Total |
| CO EXTENSION FUND | | | |
| | 0041326 | 68.11 | SHADY'S RESTAURANT & LOUNGE |
| | 0041335 | 200.00 | THOMPSON/WENDY |
| | | 268.11 | Final Total |
| JOB INCENTIVE FUND | | | |
| | 0041273 | 1,418.54 | JAMESTOWN/STUTSMAN DEVELOPMENT CORP |
| | | 1,418.54 | Final Total |
| DISTRICT COURT REMODELING GRANT | | | |
| | 0041223 | 301.61 | C H CARPENTER LUMBER CO |
| | 0041231 | 2,734.66 | CURTIS ELECTRIC |
| | | 3,036.27 | Final Total |

Steve Thompson, Interstate Engineering, reported that the Highway 67 grade raise one mile south of Cleveland was completed. The grade raise would be paved in 2009.

Dr. Robert Badal, Board Chairman Jamestown Chamber, requested reconsideration by the Commission to change the name of the Jamestown Reservoir to "Lake Louis L'Amour. He presented letters of support from local businesses. The name change, the proposed interpretive center, and the Jamestown College's extensive Louis L'Amour book collection would enhance tourism. Dr. Badal requested Board action now because Mrs. L'Amour's permission to use the name would expire March of 2008.

Jerry Baenen, representing the Louis L'Amour Heritage Foundation, Inc. Board of Directors, indicated that the Foundation would serve as the vehicle for accepting, maintaining, purchasing or building the interpretive center and that everything was in place.

Commissioner Klose questioned whether or not the Chamber Board had contacted the Dakota Anglers to address their concerns over the name change. The Dakota Anglers had always been a revenue resource for the Park Board whenever matching grant funds or other funds were needed for capital projects. Dr. Badal indicated that the Board had lunch with members of the Dakota Anglers Board and they basically agreed to disagree on the name change. Each party respected that other's opinion, but there was no consensus for the name change.

Other issues were discussed including the rock at the Reservoir that had a dedication plaque to former Senator Milton R Young for his assistance when the dam at the Reservoir was initially constructed.

Dr. Badal indicated that the name change required an act of Congress. Senator Dorgan would not move forward on the legislation without some form of action by the Commission - for, against or no position on the name change request.

The request was tabled until the next Commission meeting, January 8, 2008.

Jan Thompson, County Treasurer, informed the Commission of the State income tax refund program as passed by the last legislative session. State income tax payers would receive a refund of 10% of their paid 2006 property taxes up to a maximum of $500 for single and $1,000 for taxpayers that file a joint income tax return. The income tax program was handled by the State Tax Department, but forms were available from the County. Ms. Thompson indicated that the County was now accepting automatic payments similar to escrow accounts to assist taxpayers with periodic withdrawals for paying their past or prospective property taxes. County residents could also pay their taxes on line with a credit card.

Commissioner Marks presented a proposed long range County road plan that was developed by Marks, Commissioner Kaiser, Road Superintendent Zimmerman and City Councilman John Grabinger. The five-year road plan would involve road improvements or repairs ranging from paving to recycling roads over the next five years at a proposed cost of $18 million. The plan proposed a 1% County wide sales tax that would be used for debt service on a $14.6 million bond, and a 30 mill increase in property taxes on agricultural property. The current tax of $0.15 per acre on ag land would be raised an average of $0.42 per acre. The tax increases would be on either the 2008 primary or 2008 general election for voter approval.

Johnson recommended seeking an attorney opinion on whether or not State law allows the County Home Rule Charter the authority to raise the mill levy on a single class of property. Ova made a motion that was seconded by Kaiser to request an opinion on whether or not the law would allow increasing the taxes on only one class of property. Motion carried.

Jerry Bergquist, 9-1-1 Coordinator/Emergency Manager, requested permission to purchase dispatch software that would communicate with mobile data terminals that were being purchased by the Sheriff's Department for installation in their patrol vehicles. Kaiser made a motion that was seconded by Ova to allow the $6,300 purchase of the "Insight" programs. Roll call vote - Ova, Marks, Kaiser, Neys and Klose voted aye.

Johnson informed the Commission of the $10,000 donation made by the South Dakota Wheat Growers. The annual donation was made in connection with a property tax exemption that was granted for their bulk fertilizer facility located in Eldridge. A motion was made by Neys and seconded by Kaiser to place the funds in the General Fund Sub-Account. Motion carried.

A motion to adjourn was made by Marks and seconded by Kaiser. At 9:36 a.m. the December 18, 2007 Stutsman County Commission meeting was adjourned.

ATTEST:

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|---|---|
| Noel A. Johnson | Mark Klose |
| County COO (Auditor) | Commission Chairman |