

## 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

	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
	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	WALICKSKI/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	JORGENSEN/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
		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  
County COO (Auditor)

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Mark Klose  
Commission Chairman