

BOTTINEAU COUNTY
COMMISSIONER PROCEEDINGS
NOVEMBER 5th, 2013
7:30 A.M.

The Commissioner Meeting was called to order at 8:30 am., following the Social Service meeting, by Chairman Jeff Beyer. A meeting of the Board of Bottineau County Commissioners was held in the Commissioner Room at the Courthouse with the following members present: Chairman Jeff Beyer, Vice-Chairman Dan Marquardt, Commissioners Todd Streich, LeRoy Rude, Lance Kjelshus, States Attorney, Swain Benson and County Auditor, Lisa Herbel.

The agenda was approved with Roland Township being added to other business.

A motion was made to approve the October 1st, 2013 minutes by Kjelshus, seconded by Marquardt. Motion carried unanimously.

Brad Robertson, Wold Engineering, discussed the current projects in the County and finishing the projects before winter.

The Public Land Highway Discretionary Grant Program funds have been appropriated to North Dakota and bids for the Newburg Bridge will be done this fall.

Discussion was held on County Rd 28B, East of Willow City, as this road will be chip sealed in the future.

It was noted that several townships were not notified about the final inspection on the haul road for Newburg Chip Seal project and measures will be taken to ensure that this doesn't happen again.

The Bottineau Northwest Water Project was discussed and Marquardt commended Brad and Ritchie for getting this project taken care of in a timely manner.

Alan Cote, Lordsburg Township, discussed a road in the township where excavation was done on the east side of the road to clean the ditch out to get rid of water out of a farmer's field. The road will be signed and the County will check into renting an excavator and will take care of this problem.

Clif Issendorf, Bottineau County Water Board, discussed using the tiling process in our County. Clif presented an opportunity for a grant to help with the cost share through the Outdoor Heritage Fund. Commissioner Kjelshus will work with Clif to find out further information about this opportunity.

Cordelia Township – Brett Demontigny and Allan Pladson asked for an explanation on how the cost share on graveling on county roads is to be handled. A motion was made that a letter be written to Rolette County asking for a cost share with the bordering townships by Rude, seconded by Streich. Motion carried unanimously.

Ritchie Gimbel, Road Superintendent, presented a corrected Federal Aid agreement to be submitted to the NDDOT and a motion was made to sign the agreement by Streich, seconded by Kjelshus. Motion carried unanimously.

Culverts in Whitby Township at Section 2/11, 161, 77 were discussed. As there was an error made in the size of the culvert, it was the consensus of the board that this be corrected by replacing the culverts with the correct size. This will be completed by the County in the spring. Arvid Anderson also asked that the slopes on the Buelow road be checked for safety.

The bridge by Paul Berge's was inspected by the NDDOT and the County was advised that the County drop the tonnage loan on the bridge to 3 ton. As there aren't any vehicles that can safely pass, the decision was made to close the bridge until the bridge is replaced.

Discussion was also held regarding the Spur Line road. There are culverts that need replacing at the Railroad crossing and its possible Burlington Northern would be willing to pay for the culvert cost.

Zimmerman's will come in the spring to crack seal County Road 6.

Fencing around the Bottineau County shop was discussed and tabled until the December meeting.

Ritchie also informed the board that Kelly Kirk and Greg Marks were hired as new road maintainers for the County. Kelsey Fulsebakke was also hired for the office assistant position for the road department.

Diane Olson, EDC, introduced Deana Defoe as the new Director effective January 1st when Diane retires. Diane also gave an update Day Care Center progress.

The ND Association of Oil & Gas Producing Counties submitted a request for the County to sign an agreement with Moss & Barnett Law Firm for legal representation/waiver of conflict of interest with regard to retaining the firm as potential counsel. After consulting with States Attorney Swain Benson Sr., a motion was made to sign the agreement by Rude, seconded by Marquardt. Motion carried unanimously.

Daryl Peterson spoke on behalf on the NW Landowners expressing that they feel the spills are being underreported. He also stated that the salt water sites are not being checked and

monitored properly. The group requested that Bottineau County Commissioners support the NW Landowners and seek assistance from the State's Industrial Commission. There was question as to why the Oil Companies are being allowed to report their own spills without someone verifying the information. Rod Bursinger, from Farm Credit Services Bureau, spoke about the farmer's inability to borrow money if there has been an oil or salt spill on the land.

A motion was made to form a committee to draft a letter and to encourage the Industrial Commission to enforce the laws for dealing with the spills by Rude, seconded Kjelshus. Motion carried unanimously. The Committee will consist of Rick Hummel, Emergency Manager, Commissioners Kjelshus and Rude, Larry Peterson, and Pete Artz. The Industrial Commission will be asked to enforce the laws for dealing with the spills. Rick Hummel, Emergency Manager, was asked to inspect the spill sites.

Dwight Nahinurk, VSO, gave an update on his office's activities. The Bottineau Veterans Group is eligible for a new van and is waiting to hear if they will receive one. The County is responsible for the operating expenses and the one mill levy will be used to pay the expenses. The monuments have been moved to the Memorial Building site and will be placed by Ottetail this week.

Department Head Meeting – An update on the meeting was given by Chairman Beyer. The department heads gave an update on their office's activity.

The reports in the consent agenda were reviewed and a motion was made to approve the reports by Marquardt, seconded by Streich. Motion carried unanimously.

The November bills were reviewed; 17641 Anderson Welding \$439.76 (11/7), 17642 Lisa Atkinson \$819.32, 17643 AT&T Mobility \$105.79, 17644 AT&T \$503.70, 17645 Auto Value \$23.99, 17646 B&M Laundry \$428.00, 17647 David Berge \$79.21, 17648 Best Western Plus Ramkota Hotel \$1,235.20, 17649 Bottineau Hometown Market \$284.20, 17650 Bob Barker \$211.75, 17651 Bottineau Farmers Elevator \$13,999.23, 17652 Bottineau Plumbing & Heating \$65.00, 17653 Bottineau Tech Center \$300.00, 17654 Bottineau Co. Road Dept. \$3,458.12, 17655 Bottineau Co. Road Dept. \$5,616.00, 17656 Bottineau Airport \$76.68, 17658 Bulberry Systems Inc. \$1,800.00, 17659 Butler Machinery Co. \$17,686.11, 17660 Flora Carlson \$25.00, 17661 Cenex Credit Card \$2,999.40, 17662 Century Link \$508.46, 17663 Circle Sanitation \$55.75, 17664 City of Bottineau \$316.44, 17665 City of Newburg \$67.00, 17666 Clute Office Equipment \$121.60, 17667 Clute Office Equipment \$76.20, 17668 Comfort Inn \$370.00, 17669 Courant \$1,107.71, 17670 Dakota Communications \$229.40, 17671 Marilyn Diebold \$53.11, 17672 Digital Ally \$119.00, 17673 Family Bakery \$1,530.60, 17674 Farmers Union Oil-WC \$3,430.89, 17675 Farden Construction \$367.20, 17676 Amanda Fett \$27.12, 17677 First District Health Unit \$10,448.34, 17678 Four Seasons Resort Inc. \$62.63, 17679 GCR Tire Center \$1,341.34, 17680 Gooseneck Implement \$548.85, 17681 Lyle Gravseth \$93.90, 17682 Lisa Herbel \$209.05, 17683 Eric Herbel \$180.00, 17684 Rick Hummel \$492.68, 17685 I Design \$345.00, 17686 JB Express \$40.00, 17687 Paul Johnson \$66.78, 17688

Klingbeil's Body Shop \$5,317.76, 17690-17718 2013 LAP Fall Leafy Spurge \$22,614.91, 17719 Galen J. Mack \$814.85, 17720 Marlin Leasing \$762.41, 17721 MidContinent Cable \$57.90, 17722 Mikkelsen Aggregates \$1,684.50, 17723 Mikkelsen Aggregates \$270.00, 17724 Mikkelsen Aggregates \$22.50, 17725 Mikkelsen Aggregates \$49.50, 17726 Mikkelsen Aggregates \$360.00, 17727 Mikkelsen Aggregates \$1,014.00, 17728 Mikkelsen Aggregates \$697.50, 17729 MK Electric \$364.56, 17730 MoJo Roast Inc. \$76.00, 17731 Ann Monson, Co.Treas. \$11.50, 17732 Motorola \$2,575.62, 17733 Moums Tesoro \$903.28, 17734 Dwight Nahinurk \$20.00, 17735 ND Assoc. of Counties \$1,760.00, 17736 NDAAO \$115.00, 17737 ND County Recorders Assoc. \$100.00, 17738 ND Dept. of Transportation \$76,991.99, 17739 ND Telephone \$291.38, 17740 Nodak Store \$4,905.27, 17741 Northern Fuel Partners \$2,950.40, 17742 North Central Electric \$673.27, 17743 Glenda Nordmark \$56.50, 17744 North Dakota State University \$699.85, 17745 Northern Truck Equipment Corp. \$2,111.30, 17746 Rodney Peterson \$16.39, 17747 Pitney Bowes \$801.39, 17748 Pride Dairy \$34.99, 17749 Redwood Toxicology Laboratory Inc. \$416.25, 17750 Earl Roland \$75.80, 17751 LeRoy Rude \$350.30, 17752 Shopko \$4.78, 17753 Souris River Telephone \$1,311.81, 17754 Southwestern Institute of Forensic Science \$875.00, 17755 Spectrum \$2,559.13, 17756 St. Andrew's Clinic \$262.00, 17757 State Bank of Bottineau Ins. \$200.00, 17758 The Standard \$469.81, 17759 Streicher's \$131.97, 17760 Swingen Construction \$84,832.00, 17761 Systems & Services Inc. \$26.29, 17762 Team Electronics \$50.00, 17763 Theels Inc. \$34,189.60, 17764 Theels Inc. \$477.52, 17765 Thyssenkrupp Elevator \$783.88, 17766 Trinity Health \$10.00, 17767 Turtle Mtn. Communications \$1,644.74, 17768 Tweed Co. Ag. \$348.04, 17769 US Foods \$456.89, 17770 Terry Volk \$316.40, 17771 Waste Management \$360.91, 17772 Westhope Airport \$76.69, 17773 Tanya Wieler \$1,000.00, 17774 Wold Engineering \$48,856.18, 17775-17789 Social Services \$5,991.74, 17790 Ag Communications \$67.00 (11/15), 17791 Anderson Welding \$330.00, 17792 ATCO International \$112.00, 17793 Bob Barker \$27.25, 17794 Bottineau Plumbing & Heating \$1,576.31, 17795 Bottineau City Airport \$130.82, 17796 Bottineau Ambulance \$5,349.66, 17798 Eidsvold TWP \$6,400.00, 17799 Farmers Union Oil Mohall \$167.02, 17800 Farmers Union Oil W \$5,737.36, 17801 GE Capital \$610.00, 17802 Glenburn Ambulance \$10.48, 17803 I Design \$15.00, 17804 Information Tech Dept. \$815.75, 17805 Lawson Products \$594.52, 17806 Marquette Commercial Finance \$2,259.31, 17807 Mohall Ambulance \$1,514.02, 17808 Karla Monson \$150.00, 17809 National Oil Well Varco L.P. \$835.26, 17810 NDACo Resource Group \$92.00, 17811 ND Dept. of Human Services \$5,983.06, 17812 O'Keeffe Oil \$2,158.60, 17813 Ottertail Power Co. \$171.17, 17814 Richburg TWP \$4,500.00, 17815 Sawmill Corner Stop \$571.51, 17816 Sergius TWP \$4,935.33, 17817 Sherwood TWP \$102.65, 17818 Kenny Sivertson \$179.20, 17819 Souris River Coop. \$995.06, 17820 St. Andrew's Health Center \$363.50, 17821 Tesoro \$946.70, 17822 True North Steel \$3,536.28, 17823 Turtle Mtn. Floral \$108.00, 17824 Matt Vandal \$71.00, 17825 Visa \$247.62, 17825 Visa \$258.07, 17826 Visa \$1,082.83, 17828 Westhope Airport \$130.81, 17829 Westhope Ambulance \$2,240.38, 17830 Baker & Taylor \$734.76 (11/20), 17831 VOID, 17832 Courant \$60.50, 17833 Farmers Union Willow City \$81.55, 17834 Gale Cengage \$71.47, 17835 Info. Tech Dept. \$30.00, 17836 Keller's Briteway \$80.00, 17837 MidAmerica Books \$131.67, 17838 Moum's Tesoro \$74.00, 17839 NDACo Resource Group \$14.00, 17840 Nodak \$79.99, 17841 Shopko \$100.06, 17842 Spectrum \$275.17, 17843 Turtle Mtn. Communications \$92.76, 17844 American Family Insurance \$101.60 (11/26), 17846 Benson Law Office \$1,704.56, 17847 Bottineau Co. Road Dept. \$360.00, 17848 Bottineau Co. Road Dept. \$30.00, 17850 Colonial Life & Accident \$1,485.17, 17851 Companion Life Ins. Corp. \$1,445.40, 17853 First National Bank & Trust \$300.00, 17857 Vernetta Kirk \$567.70, 17858

Mikkelsen Aggregates \$2,187.00, 17859 Minic Industries Limited \$23.66, 17860 Ann Monson, Co. Treasurer \$2,698.89, 17860 Ann Monson, Co. Treasurer \$3,817.90, 17862 NDPERS \$1,472.00, 17863 NDPERS Retirement \$400.00, 17864 NDPERS Dakota Plan \$43,766.40, 17865 ND Public Employee Retirement \$30,596.15, 17866 North Dakota United \$254.14, 17867 New York Life Insurance \$142.89, 17868 Newburg Sand & Gravel \$13,214.35, 17869 Newburg School \$1,200.00, 17870 O'Keeffe Oil \$3,111.20, 17871 Ottetail Power Co. \$2,966.31, 17873 Secretary of State \$36.00, 17874 UNUM Life Ins. Co. \$268.18, 900542 IRS \$26,101.64 (11/27), 900543 IRS \$35,849.10, 38807-38890 Payroll \$177,909.96 (10/29), Grand Total \$\$796,805.95 and a motion was made to approve paying the bills by Rude, seconded by Kjelskus. Motion carried unanimously.

Leslie and Larry Tooke submitted a Liquor and Beer License application for the Dockside Barbeeque and a motion was made to accept the application by Kjelskus, seconded by Streich. Motion carried unanimously.

The values were reviewed for the properties that were forfeited to the County for non payment of real estate taxes and a motion was made to approve the values as recommended by Lisa Peterson, Tax Director, by Streich, seconded by Marquardt. Motion carried unanimously.

Notice of petition for closure of portion of a section line was received from Chad and Sienna Bullinger for the property that borders on the North part of Outlot 7 of N1/2 Government 1, Section 24, Township 163, Range 75. The petition will be published for two weeks and heard at the December meeting.

Lisa Herbel, County Auditor, discussed the polling locations for the 2014 elections, and it was decided the Westhope City Hall, Lansford Mall, Bottineau Courthouse and the vote by mail options will remain the same.

The Kronos timekeeping system was discussed and it was decided to ask NRG to come to the December meeting to make a presentation on the program.

Roland Township has asked for Bottineau County's assistance in finding grants for tracking speed on the Lake Loop Road. They have installed speed bumps in different places around the lake trying to slow traffic speed down. The Township is also looking at doing a comprehensive study.

A motion was made to send letter from the Board of County Commissioners to the Industrial Commission asking for their support in reclaiming current soil water spills sites and preventing future damage by Kjelskus, seconded by Streich. Motion carried unanimously.

Richard Rude, on behalf of Cecil Township, questioned how approaches will be paid for since the township has dissolved. It was the consensus of the board that the County will continue to follow the policy Cecil Township established for approaches before dissolving.

A motion was made to adjourn the meeting at 12:45 pm. by Kjelshus, seconded by Marquardt.
Motion carried unanimously.

Jeff Beyer, Chairman

Lisa Herbel, Auditor