

BOTTINEAU COUNTY
COMMISSIONER PROCEEDINGS
October 7, 2014
7:30 A.M.

The Commissioner Meeting was called to order at 7:30 am. by Chairman Dan Marquardt. A meeting of the Board of Bottineau County Commissioners was held in the Commissioner Room at the Courthouse with the following members present: Chairman Dan Marquardt, Vice-Chairman Lance Kjelskus, Commissioners Todd Streich, LeRoy Rude, Jeff Beyer, States Attorney, Swain Benson, and County Auditor, Lisa Herbel.

Agenda – A request from the City of Antler, Vulnerable Adult Protective Services, and signs, were added to other business and a motion was made to approve the Agenda by Streich, seconded by Kjelskus. Motion carried unanimously.

Minutes – A motion was made to approve the minutes from September 2nd and 24th, 2014, by Streich, seconded by Rude. Motion carried unanimously.

Consent Agenda – The monthly reports were reviewed and a motion was made to approve the consent agenda by Kjelskus, seconded by Beyer. Motion carried unanimously.

Bills – The October bills were reviewed; 19951 Acme Electric \$213.98 (10/8), 19952 Mark Adams \$25.00, 19953 All Seasons Water Users \$1,563.10, 19954 Anderson Welding \$175.00, 19955 Asphalt Surface Tech Corp. \$384,493.53, 19956 Lisa Atkinson \$628.80, 19957 AT&T Mobility \$101.80, 19958 AT&T \$503.70, 19959 Auto Value \$19.98, 19960 B&M Laundry \$255.53, 19961 Benson Law Office \$338.82, 19962 Addie Berg \$305.15, 19963 Bottineau Hometown Market \$211.19, 19964 Bottineau Farmers Elevator \$3,651.75, 19965 Bottineau Plumbing & Heating \$172.50, 19966 Bottineau Tech. Center \$350.00, 19967 Robin Bowers \$1,000.00, 19968 Kristie Brennan \$25.00, 19969 Butler Machinery \$11,793.21, 19970 Cenex Credit Card \$3,940.16, 19971 Century Link \$501.84, 19972 Cenex \$300.00, 19973 Circle Sanitation \$57.50, 19974 City of Bottineau \$344.53, 19975 City of Antler \$83.00, 19976 City of Newburg \$32.50, 19977 City of Maxbass \$45.00, 19978 Clute Office Equipment \$243.20, 19979 Clute Office Equipment \$426.15, 19980 Comfort Inn \$148.00, 19981 John Cook \$91.67, 19982 Barb Cote \$93.23, 19983 Courant \$1,016.82, 19984 CRA Payment Center \$760.57, 19985 D&B Body Shop \$50.00, 19986 D&L Storage \$150.00, 19987 Dakoe Fire Extinguishers \$106.45, 19988 Dakota Fence \$7,500.00, 19989 Election Systems & Software \$1,523.14, 19990 Family Bakery \$1,415.50, 19991 Farmers Union Oil W \$4,906.92, 19992 Farmers Union Oil W \$333.67, 19993 Farmers Union Oil WC \$2,653.69, 19994 Farden Construction \$3,298.00, 19995 Farden Construction \$370,435.38, 19996 Social Services \$500.00, 19997 GE Capital \$610.00, 19998 Gooseneck Implement \$2,146.94, 19999 Gustafson Oil \$278.53, 20000 Ham's Well Service \$925.00, 20001 HA Thompson & Sons \$2,175.00, 20002 Heisler Auto Inc. \$432.00, 20003 Eric Herbel \$180.00, 20004 Intoximeters \$64.00, 20005 Johnston Motor Co. \$9.94, 20006 Keller's Briteway \$320.00, 20007 Tim Klabo \$448.64, 20008 Lawson Products \$282.84, 20009 Marlin Leasing \$762.41, 20010 Marco \$396.00, 20011 Ronald McKay \$61.16, 20012 Mikkelsen Aggregates \$1,026.00, 20013 Mikkelsen Aggregates \$19,646.00, 20014 Mikkelsen Aggregates \$12,596.00, 20015 Mikkelsen Aggregates \$7,590.00, 20016 Mikkelsen Aggregates \$1,845.00, 20017 Lake Metigoshe Mirror \$20.00, 20018 Modern Marketing \$89.83, 20019 MoJo Roast Inc. \$271.80, 20020 Karla Monson \$515.85, 20021 Ann Monson, Co. Treasurer \$11.50, 20022 Ann Monson \$90.40, 20023 Sheila Monson \$100.00, 20024 Moums Tesoro \$1,173.93, 20025 Myers Parts of Bottineau \$40.77, 20026 ND Assoc. of Counties \$20.00, 20027 ND Assoc. of Counties \$116.00, 20028 ND Dept. of Transportation \$68.28, 20029 ND Dept. of Emergency Services \$2,190.98, 20030 ND State Tax Commissioner \$7,216.71, 20031 NDSU Extension Service \$24,766.50, 20032 ND State Radio \$240.00, 20033 ND Telephone Co. \$291.38,

20034 Jared Nelson \$303.29, 20035 Newburg Sand & Gravel \$6,406.80, 20037 Northern Fuel Partners \$30,825.17, 20038 North Central Electric \$829.67, 20039 Northern Pumping Service \$1,618.95, 20040 Northern Exposure Sign Co. \$58.00, 20041 Office of Attorney General \$755.00, 20042 O’Keeffe Oil \$1,176.87, 20043 Pro It LLC \$2,275.00, 20044 PRO IT LLC \$1,299.98, 20046 Ramada Bismarck Hotel \$95.00, 20047 Beth Reitan \$265.51, 20048 Renville County Farmer \$27.90, 20049 Romfo Auto Repair & Sales \$400.89, 20050 Tim Sanderson \$25.00, 20051 Scott’s Manufacturing Co. \$5.76, 20052 Shopko \$77.16, 20053 Soltis Sportswear \$747.25, 20054 Souris River Telephone \$1,514.12, 20055 Spectrum \$1,839.41, 20056 Spectrum \$164.61, 20057 St. Andrew’s Health Center \$681.20, 20058 State Bank of Bottineau Ins. \$625.00, 20059 The Standard \$321.90, 20060 Take 5 Water Store \$195.00, 20061 TBA Supply \$169.95, 20062 Theels Inc. \$1,268.32, 20063 Turtle Mtn. Communications \$1,702.31, 20064 Tweed Co. Ag. \$881.96, 20065 United Laboratories \$227.76, 20066 US Foods \$447.70, 20067 Vanguard Appraisals Inc. \$8,775.00, 20069 Visa \$536.86, 20070 Terry Volk \$639.83, 20071 Waste Management \$410.02, 20072 Westlie Truck Center \$102.38, 20073 Tanya Wieler \$1,000.00, 20074 Wold Engineering \$52,331.25, 20075 Wold Engineering \$18,759.48, 20076-20089 Social Services \$3,426.55 (10/9), 20090 Ag Week \$64.00 (10/14), 20091 Bee-Line Service \$613.26, 20092 Paul Berge \$2,174.50, 20093 Bottineau Clinic Pharmacy \$24.99, 20094 Wade Bowers \$1,693.25, 20095 Double Service \$82.70, 20096 Rick & Susan Hiatt \$1,972.25, 20097 Info. Tech. Dept. \$881.75, 20099 Klingbeil’s Body & Glass \$325.25, 20100 Kenneth Kornkven \$2,080.00, 20101 L-Tron Corp. \$339.00, 20102 MidContinent \$62.04, 20103 ND Dept. of Human Services \$7,112.21, 20104 ND Dept. of Health \$30.60, 20105 Office of Attorney General \$1,050.00, 20106 O’Keeffe Oil \$2,256.54, 20107 Ottertail Power Co. \$3,376.35, 20108 Reliance Telephone Inc. \$1,250.00, 20109 Sawmill Corner Stop \$526.67, 20110 Souris River Coop. \$1,709.13, 20111 St. Andrew’s Health Center \$712.50, 20112 St. Andrew’s Clinic \$156.00, 20113 Team Laboratory Chemical Corp. \$6,816.76, 20114 True North Steel \$10,159.49, 20115 United Telephone Mutual Aid \$2,759.05, 20116 USDA \$80.00, 20117 Zuercher \$4,875.00, 20118 Baker & Taylor \$344.38 (10/16), 20119 Courant \$36.30, 20120 Gale/Cengage \$67.47, 20121 Gumdrop Books \$1,230.39, 20122 Midwest Tape \$473.78, 20123 NDACo Resource \$14.00, 20124 ODIN Contract \$1,026.96, 20125 Shopko \$36.44, 20126 Spectrum \$260.80, 20127 Turtle Mtn. Communications \$95.22, 20128 Dakota College Bottineau Bookstore \$100.00, 20129 Wex Bank \$740.00, 900575 Pitney Bowes \$2,500.00, 20130 Theels Inc. \$34,668.40 (10/23), 20131 American Family Insurance \$651.11 (10/30), 20132 Benson Law Office \$1,734.66, 20133 Bottineau Co. Road Dept. \$25.00, 20135 Colonial Life & Accident \$1,636.45, 20136 Companion Life Ins. Corp. \$1,677.86, 20140 Kinetic Leasing \$88,262.00, 20141 Vernetta Kirk \$716.40, 20143 Ann Monson, Co. Treasurer \$4,416.58, 20143 Ann Monson, Co. Treasurer \$2,526.79, 20144 Dwight Nahinurk \$20.00, 20145 ND Child Support Division \$540.00, 20146 NDPERS Retirement \$400.00, 20147 NDPERS \$3,976.00, 20148 NDPERS Dakota Plan \$48,732.14, 20149 ND Public Employee Retirement \$37,366.87, 20150 North Dakota United \$325.52, 20151 New York Life Ins. \$142.89, 20152 O’Keeffe Oil \$5,054.28, 20153 Ottertail Power Co. \$720.40, 20154 UNUM Life Ins. Co. \$292.77, 900576 IRS \$27,140.94, 900577 IRS \$37,558.58, 39715-39801 Payroll \$189,645.05 (9/26), Total \$1,587,717.88 and a motion was made to approve paying the bills by Beyer, seconded by Kjelshus. Motion carried unanimously.

New Business:

Minot State Fair Delegate – A letter was received from the North Dakota State Fair asking for a Bottineau County Delegate and a motion was made to appoint Bette Ferguson by Streich, seconded by Kjelshus. Motion carried unanimously.

The November meeting date was discussed and it was decided to change the meeting date to November 12th, 2014 and the December meeting date to December 1st, 2014.

The City of Antler submitted a request to the County for a mower and it was the consensus of the board that the County is unable to assist the cities with purchasing mowers.

A County Agreement was received from the NDDOT for Construction of a Federal Aid Project for the proposed surface upgrade to the concrete panels by Northern Plains Railroad south of Maxbass on Bottineau County Road 17C, Project RSC-0517(054) and motion was made to sign the agreement by Streich, seconded by Beyer. Motion carried unanimously.

A Construction and Maintenance Agreement was received from the NDDOT for Project BRO-0005(032), Structure #05-140-04.0 – 3 miles East and 4 miles North of Souris and a motion was made to sign the agreement by Kjelshus, seconded by Rude. Motion carried unanimously. Permanent easements were also received for this BRO-0005(032) Project and a motion was made to sign the Right of Way easements by Kjelshus, seconded by Beyer. Motion carried unanimously.

A letter was received from David Vad expressing an interest in being on the Oak Creek Water Board. It was the consensus of the board that they will meet with the Oak Creek Water Board at our November meeting.

David Geiszler met with the Commissioner to discuss Measure #3 on the November General Election ballot.

Brad Robertson, Wold Engineering, gave an update on the County Projects -

- Project CNOA-0005(002) – Estimate #4 was received from Farden Construction for \$370,435.38 and a motion was made to approve paying estimate #4 from Farden Construction by Rude, seconded by Kjelshus. Motion carried unanimously. A change order for \$2200.00 for transplanting 10 evergreen trees was submitted for signature and a motion was made to sign the change order by Streich, seconded by Beyer. Motion carried unanimously. A motion was made to do a change order for additional common excavation type B by Rude, seconded by Streich. Motion carried unanimously.
- Project PLH-0005(031), Newburg Bridge - a change order was received for \$35,892.00 for Swingen Construction's lost time involved in installing the concrete seal for the Pier #3 cofferdam and a motion was made to sign the change order by Streich, seconded by Beyer. Motion carried unanimously.
- Project CP-0506(014) & CP-0537(014), Bituminous Seal Coat – Estimate #1 was received from Asphalt Surface Technologies Corp. for \$384,493.53 and a motion was made to pay the estimate by Kjelshus, seconded by Beyer. Motion carried unanimously.

The Bottineau County priority project list was discussed as this will be submitted to the NDDOT. It was decided to add two more projects to the list including –

CMC-0527, Hwy 5 North to CMC-0506, phase 2, 6 miles, reshaping and aggregate surfacing at an estimated cost of \$660,000.

CMC-0537, Souris North 6 miles then 6 miles east to Hwy 14, right of way acquisition, grading and aggregate surfacing at an estimated cost of \$4,800,000.

Discussion was held regarding the remaining oil impact funding of approximately \$300,000.00. It was decided to repair the soft spots on 27A and a motion was made to call for bids by Kjelshus, seconded by Streich. Motion carried unanimously.

A meeting was held with Bob Hunsakor and Dick Anderson, District 6 Legislators, to discuss Bottineau County's needs. Brad Robertson reviewed our priority project list. Both legislators stressed the importance of having our needs documented and ready for our lobbyists and our legislators. Our list also should include our jail expansion/renovation project and other needs our county has that have resulted from increased oil activity in our County.

10:00 am. - 2015 Final Budget Hearing – Ken Sletten made some general comments about the legislative process and how it can affect counties. He emphasized the importance in keeping good employees and understood the necessity in having to increase taxes in order to keep good staff. A motion was made to pass the 2015 budget by Beyer, seconded by Kjelshus. Motion carried unanimously. The hearing was adjourned at 10:25 am.

Addie Berg, Deputy Tax Director presented a variance request from Billy & Jean Skalicky to build a garage closer to the lot line than the required setbacks. No opposition has been received for this request and a motion was made to approve the Skalicky Variance for Lot 17, Halstead Addition, Long Lake, by Streich, seconded by Rude. Motion carried unanimously.

Neil Schepp, visited with the Commission regarding the outlot he purchased from the County in 2007. Swain Benson, States Attorney, advised that there is nothing more the County can do as Neil needs to petition the county to have the road vacated.

Al Wondrasek visited with the commissioners regarding the proposed VSO office space at the new Memorial building. Jan Nahinurk, Dwight's wife, spoke on behalf of Dwight, regarding the Veteran Office needs and the reason for the space requirements. Buck Schoenbern also spoke in support of recognizing Dwight's office needs.

Alan Slaag, National Weather Service, visited with the Commission about the flooding stage at Westhope and the fact that there has been a flood warning issued for this area for a lengthy amount of time. A motion was made to leave the levels as is by Kjelshus, seconded by Streich. Motion carried unanimously.

The Boundary Creek Water Board met with the Commission to ask for assistance with raising and reshaping a road, in sections 25 and 36, Scandia Township, to slow down the water coming out of Canada. Commissioner Kjelshus will check with the Township. Boundary Creek Water Board is wondering if the County should consider amalgamating their water board into the Bottineau County Water Board.

A letter was received from the Bottineau Chamber of Commerce advising that the group that has been maintaining and managing the local snowmobile trail system has decided to retire. The Snowmobile ND, Parks and Recreation and the current group will be meeting on October 8th and is asking someone from Bottineau County Commission to attend. Commissioner Rude volunteered to attend the meetings.

The JLG Proposal for developing a master facility plan for the jail and sheriff department was discussed and a motion was made to sign the JLG Proposal by Rude, seconded by Beyer. Motion carried unanimously.

Letters were received regarding the Veteran Service Office and the issues will be addressed with the Officer.

Ritchie Gimbel, Road Superintendent gave an update on the 2015 FEMA. The County's cost share will be less on debris removal and work completed. The road department will be reshaping the three miles on 98th Street NE in Pickering Township and will try a sample of the Condorss base I product on the last 500 feet. The issues with the culverts on the Lake Road were discussed and it is planned to have this fixed prior to freeze up.

Kelly Jensen, Director of Social Services, asked the Social Service Board to sign a letter supporting adequate funding for Vulnerable Adult Protective Services throughout the State of North Dakota and it was the consensus of the board to sign the letter.

A letter was received from Penny Nostdahl requesting the road department use the north gate when leaving the Bottineau County Shop to cut down on the heavy equipment going down Bennett Street.

A motion was made to adjourn the meeting at 1:00 pm. by Beyer, seconded by Streich. Motion carried unanimously.

Dan Marquardt, Chairman

Lisa Herbel, Auditor