

BOTTINEAU COUNTY  
COMMISSIONER PROCEEDINGS  
SEPTEMBER 1ST, 2015  
8:45 A.M.

The Commissioner Meeting was called to order at 8:45 am following the Social Service Meeting, by Vice-Chairman LeRoy Rude. A meeting of the Board of Bottineau County Commissioners was held in the Commissioner Room at the Courthouse with the following members present: Vice-Chairman LeRoy Rude, Commissioners Dan Marquardt, Lance Kjelshus, Jeff Beyer, Charlie Adams, States Attorney, Swain Benson and County Auditor, Lisa Herbel.

Old Business:

Agenda - A motion was made to approve the agenda by Kjelshus, seconded by Beyer. Motion carried unanimously.

Minutes - A motion was made to approve the minutes from August 4<sup>th</sup>, 17<sup>th</sup> and 19<sup>th</sup>, 2015 by Marquardt, seconded by Kjelshus. Motion carried. Adams abstained.

Bills – The September bills were reviewed; 22176 Mark Adams \$42.25 (8/14), 22177 Anderson Welding \$105.00, 22178 Annie’s House \$100.00, 22180 Ben Aufforth \$25.00, 22181 B&M Laundry \$235.65, 22182 Bottineau Clinic Pharmacy \$10.83, 22183 Bottineau Farmers Elevator \$2,363.62, 22184 City of Maxbass \$45.00, 22185 Clute Office Equipment \$76.20, 22186 Clute Office Equipment \$117.45, 22187 Crop Production Services \$11,708.50, 22188 Family Bakery \$8.00, 22189 Farmers Union Oil Co. W. \$2,764.17, 22190 Farden Construction \$4,942.70, 22191 Farstad Oil \$4,137.65, 22192 Gooseneck Implement \$319.47, 22193 Gustafson Oil \$257.55, 22194 Rod Hiatt \$36.50, 22195 Information Tech Dept. \$662.55, 22196-22250 LAP Cost-Share 2015 Summer \$44,137.68, 22251 Mattson Construction \$15,102.03, 22252 MidContinent Communications \$73.72, 22253 ND Telephone Co. \$291.38, 22254 Don Nelson \$125.00, 22255 Nodak Store \$303.74, 22256 Northern Fuel Partners \$13,603.63, 22257 Office of Attorney General \$1,535.00, 22258 O’Keeffe Oil \$1,399.38, 22259 Debra Orvedal \$50.00, 22260 Ottertail Power Co. \$613.55, 22261 Praxair Distribution Inc. \$677.79, 22262 Tim Sanderson \$25.00, 22263 Sawmill Corner Stop \$106.21, 22264 Shopko \$28.48, 22265 Souris River Coop. \$756.92, 22266 Souris River Joint Board Res. Board \$25,000.00, 22267 Spectrum/4J’s \$5.73, 22268 Sunny 101.9/KBTO FM \$102.00, 22269 Theels Inc. \$133.75, 22270 Turtle Mtn. Soil Cons. \$627.30, 22271 Tesoro \$100.00, 22272 Tweed Co. Ag. \$916.11, 22273 Uniform Center \$1,196.38, 22274 Visa \$164.25, 900603 Pitney Bowes \$2,500.00 (8/14), 22275 American Lib. Association \$175.00 (8/17), 22276 Baker & Taylor \$299.54, 22277 Bismarck Tribune \$323.96, 22278 Demco \$72.04, 22279 Amanda Fett \$27.60, 22280 Gale/Cengage \$94.11, 22281 Glamour \$12.00, 22282 Karen Keller \$45.50, 22283 Kelly Inn \$104.01, 22284 McCall’s Quilting \$39.98, 22285 MidWest Tape \$16.99, 22286 Moum’s Tesoro \$70.00, 22287 NDACo Resource Group \$14.00, 22288 NDLA Conf. Registration \$205.00, 22289 ND State Library \$16.00, 22290 ODIN \$1,869.12, 22291 Beth Reitan \$109.50, 22292 Shopko \$10.55, 22293 Souris River Coop. \$42.44, 22294 Spectrum \$41.13, 22295 Turtle Mtn. Communications \$96.57, 22299 Secretary of State \$36.00 (8/21), 22300 American Family Insurance \$766.16 (8/31), 22301 Benson Law Office \$1,734.66, 22303 Colonial Life & Accident \$1,782.78, 22305 Ann Monson, Co. Treasurer \$2,510.78, 22306 Ann Monson, Co. Treasurer \$3,851.54, 22307 Ann Monson, Co. Treasurer \$99.73, 22308 ND Child Support Division \$540.00, 22309 NDPERS \$2,671.00, 22310 NDPERS Retirement \$400.00, 22311 NDPERS-Dakota Plan \$55,184.48, 22312 ND Public Employee Retirement \$39,215.29, 22313 North Dakota United \$298.69, 22314 New York Life Insurance \$142.89, 22315 O’Keeffe

Oil \$3,034.77, 22316 Ottertail Power Co. \$3,241.50, 22318 The Standard Life Ins. Co. \$1,653.52, 22319 UNUM Life Ins. Co. \$288.46, 22320 VOID, 900604 IRS \$29,759.49 (8/31), 900605 IRS \$41,150.24, 22321 Mark Adams \$42.25 (9/8), 22322 All Seasons Water Users \$52.00, 22323 Anderson Welding \$2,940.00, 22325 ATCO International \$615.95, 22326 Lisa Atkinson \$437.20, 22327 AT&T Mobility \$111.32, 22328 AT&T Mobility \$644.80, 22329 Ben Aufforth \$25.00, 22330 Auto Value \$78.45, 22331 B&M Laundry \$266.32, 22332 Benson Law Office \$439.99, 22333 Blue Tarp Financial \$7.98, 22334 Bob Barker \$794.06, 22324 Asphalt Surface Technologies Corp. \$45,296.80, 22335 Bottineau Plumbing & Heating \$875.56, 22336 Braun Intertec \$5,916.00, 22337 Butler Machinery \$6,574.10, 22338 Cenex Credit Card \$2,496.08, 22339 Century Link \$502.24, 22340 Central Specialties Inc. \$932,571.76, 22341 Circle Sanitation \$57.50, 22342 City of Bottineau \$500.18, 22343 City of Newburg \$32.50, 22344 Clute Office Equipment \$76.20, 22345 Comfort Inn \$222.00, 22346 The Computer Store \$385.99, 22347 Consumer Reports \$29.00, 22348 John Cook \$81.36, 22349 Courant \$1,235.10, 22350 ESRI \$700.00, 22351 Family Bakery \$3,310.75, 22352 Farmers Union Oil Co. W. \$1,927.75, 22353 Farmers Union Oil Co. W. \$1,709.15, 22354 Farden Construction \$1,514.00, 22355 Farden Construction \$693,471.55, 22356 Farden Construction \$1,224.00, 22357 Farden Construction \$2,453.00, 22358 First District Health Unit \$44.00, 22359 Kelsey Fulsebakke \$92.00, 22360 Gard Specialties \$229.79, 22361 Gooseneck Implement \$2,864.88, 22362 H&H Trucking \$2,072.70, 22363 HACTC \$5,576.88, 22364 Handy Hitch \$1,358.57, 22365 HA Thompson & Sons \$839.39, 22367 Eric Herbel \$360.00, 22368 Rod Hiatt \$33.63, 22369 I Design \$50.00, 22370 Jeff's Repair \$213.46, 22371 Judy's Mowing \$240.00, 22372 Keller's Briteway \$320.00, 22373 Kinetic Leasing \$85,977.60, 22374 Lawson Products \$755.89, 22375 Lexis Nexis Matthew Bender \$118.46, 22376 Lorenz Jewelry \$23.20, 22377 Marlin Leasing \$762.41, 22378 Mayo Construction \$11,791.15, 22379 Metigoshe Mirror \$1,901.60, 22380 MK Electric \$232.31, 22381 MoJo Roast \$78.00, 22382 Karla Monson \$147.75, 22383 Ann Monson, Co. Treasurer \$12.30, 22384 Moom's Tesoro \$1,209.45, 22385 NDACo-Resource Group \$450.00, 22386 ND Dept. of Transportation \$52,938.82, 22386 ND Dept. of Transportation \$52,938.82, 22387 ND Dept. of Emergency Services \$1,928.31, 22388 NDLTAP-USPTI/NDSU \$1,500.00, 22389 Jared Nelson \$760.15, 22390 Nero Funeral Home \$1,040.00, 22391 Nodak Supply \$1,699.97, 22392 Northern Fuel Partners \$10,201.16, 22393 North Central Electric \$852.26, 22394 Northern Exposure Signs \$470.00, 22395 Office of Attorney General \$1,235.00, 22396 O'Keeffe Oil \$2,193.46, 22397 Praxair Distribution Inc. \$49.95, 22398 Pro IT LLC \$672.67, 22399 Pro IT, LLC \$2,545.00, 22400 Pro IT LLC \$2,049.09, 22401 R&B Supply Co. \$183.95, 22402 Red's Fixit Shop \$1,220.00, 22403 Rice Signs \$651.21, 22404 Security Plus \$396.88, 22405 Share Corp. \$109.05, 22406 Shopko \$54.85, 22407 Soltis \$398.29, 22408 Souris River Coop. \$1,486.37, 22409 Souris River Joint Board \$25,000.00, 22410 Spectrum/4J's \$1,630.92, 22411 State Bank of Bottineau Ins. Agency \$158.00, 22412 The Standard \$722.74, 22413 Todd Streich \$672.75, 22414 Streicher's \$374.98, 22415 TECTA-America \$27,360.00, 22416 Tennyson Garage \$244.89, 22417 Theels Inc. \$222.43, 22418 TREC. Inc. \$131.90, 22419 Turtle Mtn. Communications \$1,747.15, 22420 Turtle Mtn. Floral \$45.00, 22421 Tweed Co. Ag. \$2,711.91, 22422 United Laboratories \$215.76, 22423 United Telephone Mutual Aid \$5,528.90, 22424 Waste Management \$405.09, 22425 Westlie Truck Center \$171.86, 22426 Wex Bank \$362.50, 22427 Tanya Wieler \$1,000.00, 22428 Wold Engineering \$2,761.72, 22429 Wold Engineering \$943.99, 22430 Wold Engineering \$74,605.74, 22431 Wold Engineering \$20,462.51, 22432 Wold Engineering \$3,623.75, 22433 Zee Medical \$93.60, 22434-22449 Social Services \$3,932.10, 40637-40727 Payroll \$210,569.84 (8/31), Total \$2,628,824.22 and a motion was made to approve paying the bills by Marquardt, seconded by Adams. Motion carried unanimously.

#### New Business:

Lisa Herbel, Auditor, asked for nominations for the appointment of Chairman of the Commission and a motion was made to nominate Rude by Marquardt, seconded by Kjelshus. A motion was made to cease nominations and cast a unanimous ballot by Kjelshus, seconded by Beyer. Motion carried unanimously.

Lisa asked for nominations for the appointment of Vice-Chairman of the Commission and a motion was made to nominate Marquardt by Kjelshus, seconded by Beyer. Motion carried unanimously.

Brad Robertson, Wold Engineering, gave an update on the County projects –

-Project COIB-0530(053) – Forfar Road – Estimate #4 for \$932,571.76 from Central Specialties was presented for payment and a motion was made to pay the estimate by Marquardt, seconded by Kjelshus. Motion carried unanimously. Central Specialties will carry over the chip sealing for this project to the summer of 2016.

-Project COIB-0527(054) - NDSH 5, north 6 miles to CMC 0506 – Estimate #2 for \$693,471.55 from Farden Construction was presented for payment and a motion was made to pay the estimate by Kjelshus, seconded by Beyer. Motion carried unanimously. A motion was made by Marquardt requesting that the chip seal be done on this project as soon as possible with the stipulation that it is only done if the weather permits and we get a commitment from Farden Construction that they will be liable for any costs should there be any problems that surface during the winter, seconded by Beyer. Motion carried unanimously.

-Project CP-0506(15) - Chip Seal Westhope to Souris – Estimate #2 for \$45,296.80 from Astech was presented for payment and a motion was made to pay the estimate by Kjelshus, seconded by Beyer. Motion carried unanimously.

-Project COIB-0503(052) – Forfar Road - Estimate #3 for \$11,791.15 from Mayo Construction was presented for payment and a motion was made to pay the estimate by Marquardt, seconded by Adams. Motion carried unanimously.

Ryan Ackerman, Souris River Joint Water Board, gave an update on the initiatives that they are currently working on including –

1. Developing the SRJB Rural StARR program.
2. Developing a revised Emergency Action Plan for the entire Mouse River Valley.
3. Securing funding from the US Department of Housing and Urban Development.
4. Preparing an Environmental Impact State for work from Burlington through Minot.
5. Design of 3 phases of flood control project in the City of Minot.
6. J Clark Salyer improvements.

Ryan presented the 2016 Preliminary Budget for the Souris River Joint Board. It was the consensus of the board that the third payment of \$25,000.00 should be made.

Lisa Peterson, Tax Director, presented a request from Gayle and Darin Bohl to change Gov't Lots 3 and 4, 19-163-74, Loon Lake, from an agricultural district to a rural recreation district. A motion was made to table this until the Zoning Board looks at the First District Health letter by Marquardt, seconded by Beyer. Motion carried unanimously.

Lisa presented the PILT payment schedule for the TM Veterinary Service that allows a tax exemption according to the North Dakota State Law. A motion was made to rescind the motion to grant a tax exemption of 100% for the tax year 2015, 100% for the tax year 2016, 75% for the tax year 2017, 50% for the tax year 2018, 25% for the tax year 2019, on the new Veterinary Building starting with the tax year 2015, by Marquardt, seconded by Kjelshus. Motion carried unanimously. A motion was made to accept the PILT payment for an exemption on the Turtle Mountain Veterinary building as presented by Lisa Peterson by Marquardt, seconded by Adams. Motion carried unanimously.

Lisa presented three contracts from the City of Overly, Peabody and Ostby Township for Bottineau County to do their assessing for them and it was the consensus of the board to sign the contracts.

Preliminary Budget Hearing – Discussion was held regarding the 2016 Budget and a motion was made to accept the 2016 Budget as presented, by Marquardt, seconded by Kjelshus. Motion carried unanimously.

Karla Monson informed the commission that Jared Nelson is resigning effective September 30<sup>th</sup>, 2015 and Karla is seeking permission to hire another agricultural agent. A search committee will consist of Tim Semler, Jared Nelson, Karla Monson, Charlie Adams, Lisa Herbel, Dan Marquardt, and a 4-H Committee member. There is an Agricultural Career Fair in 1 ½ weeks and NDSU is hoping to market the agricultural agent position at the Fair.

Department Head meeting – The department heads gave an update on their office activity. Chairman Rude gave an update on the meeting.

Dan McIntosh expressed his concerns about the crime occurring in the City of Maxbass. Sheriff Watson will have the western deputies spend more time patrolling Maxbass.

Ritchie Gimbel, Road Superintendent, discussed the 2016 Federal Aid projects to be submitted to the NDDOT at the October meeting –

- bridge structure #5151240
- bridge structure #5158280
- County roads #28B and #51

A motion was made to submit the two bridges #5151240 and #5158280 and County roads #28B and #51 to NDDOT to request federal funding in 2016 by Kjelshus, seconded by Marquardt. Motion carried unanimously.

Ritchie also received a code 3 on the Bridge by Paul Amsbaugh's house, and it was the consensus of the board to tear it out and look into an alternative structure.

Discussion was held on renting a scraper from Farden Construction and a motion was made to rent the scraper for two months for \$15,100 a month and then purchase the scraper after the two months if it works

out by Marquardt, seconded by Beyer. Marquardt, Beyer and Adams voted yes, Kjelshus voted no. Motion carried.

Four Turtle Mountain Communications Utility Permits were received for approval and a motion was made to delegate the permitting to the road superintendent by Adams, seconded by Marquardt. Motion carried unanimously.

Due to the passing of Commissioner Streich, there was a vacancy on the Zoning Board and Commissioner Kjelshus volunteered, and on the Souris Basin Planning Commission and Commissioner Adams volunteered.

The pickle ball court at Lake Metigoshe was discussed and it was the consensus of the board that the County would not be contributing any county funds towards this project.

The 2016 Souris Basin Planning Council agreement was received and a motion was made to sign the agreement by Kjelshus, seconded by Adams. Motion carried unanimously.

A motion was made to reappoint Michael Nero as the Bottineau County Coroner by Kjelshus, seconded by Marquardt. Motion carried unanimously.

A letter was received from the North Dakota Forest Service notifying the county that Howard and Rebecca Rude are gifting Lot 1 of Rude's second addition to Long Lake located in Government Lots 7 and 8, Section 21, Township 163, North of Range 74 to the Forest Service to use as public access to Long Lake.

A motion was made to adjourn the meeting at 2:16 pm. by Kjelshus, seconded by Marquardt. Motion carried unanimously.

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LeRoy Rude, Chairman

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Lisa Herbel, Auditor