

OFFICIAL PROCEEDINGS OF THE
BOARD OF COMMISSIONERS
MCKENZIE COUNTY, NORTH DAKOTA

March 4, 2009

The Board of Commissioners of McKenzie County, North Dakota, met at the Courthouse at Watford City, ND, on March 4, 2009. Present: Commissioners Anderson, Cayko, Chinn, Lawlar and Patten. Chairman Lawlar called the meeting to order at 11:00 AM.

Treasurer Linda Svihovec presented her report.

Moved by Chinn and seconded by Patten to approve the minutes as written, the Treasurer's report as presented and the bills as listed. All voting aye, motion carried.

Sheriff Ron Rankin and Deputy John Fulwider were present when bids were opened for a new patrol vehicle. Bids submitted were: S & S Motors - 2009 Chevy Tahoe with police package for \$36,205 less \$7,300 for the 2004 Dodge trade for a net of \$28,905. OK Implement - 2009 Dodge Durango for \$32,625 less \$3,750 for the trade for a net of \$28,875. Bids were reviewed for compliance with specifications. Rankin recommended the Tahoe as a heavier vehicle and a factory police package. Moved by Cayko and seconded by Chinn to accept the bid of S & S Motors for one Chevy Tahoe. All voting aye, motion carried.

Rankin reported that the accident rate has been up considerably. Costs are also increasing for prisoners and he has increased the fees.

Following noon recess, fuel bids were opened per notice with bids submitted by Farmers Union Oil Company and Rolfson Oil Company. Moved by Cayko and seconded by Chinn to accept the bid of Rolfson Oil Company for all fuels at all locations. All voting aye, motion carried.

County Engineer John Holter and County Road Superintendent Mark Koeser updated the Board on road matters. Spring load restrictions will be the same as last year.

Moved by Anderson and seconded by Patten to let bids for cutting edges, culverts, crushing, bridge lumber, and two county projects - CP2727(009) and CP2716(009) on April 14. All voting aye, motion carried.

Bids will be opened May 1 in Bismarck for STM-SC2755(053). The county should get about \$546,000 federal stimulus money for this project.

Forest Service has plans for Route 13. Storm water plans, NEPA and easements are still needed.

Holter needs to check on the Bear Creek project status.

Alan Sarver, Z & S Dust Control, Rapid City, gave an overview of his product, projects completed in the past for the county and pricing. He stressed that dust control is a poor description, that it is really a surfacing stabilizer.

Max Johnson and Chase Wisness attended a portion of the meeting for a government class.

Jaret Wirtz and Gene Veeder updated the Board on water matters. The District continues to pursue funding for the various projects.

Moved by Chinn and seconded by Cayko to grant an off-sale beer license to Roughrider Truck Stop, Inc., subject to all laws and regulations, especially the construction of a separate room for the licensed sales. Voting aye: Cayko, Chinn, Anderson, Patten; voting nay: Lawlar; motion carried.

Chinn reported on the work being done to inventory royalties.

Gene Veeder reported on the progress Lutheran Social Services has made on the housing project.

State's Attorney Dennis Edward Johnson reported a full jail and some interesting, time consuming cases.

A call was taken on speaker phone from Dan Feige and Julie Lambert of Environmental Dust Control Inc. They reviewed their product with the Board. They have done projects in Billings County.

LeRoy Defoe reviewed rates with the Board. He was asked to bring a printed list to the next meeting.

Moved by Chinn and seconded by Cayko to approve pipeline permits to Bear Paw Energy, Arrow Midstream Holdings and Hess Corporation and approach permits to Burlington Resources. All voting aye, motion carried.

Moved by Anderson and seconded by Patten to amend 2008 budgets as follows: increase County Commissioners to \$139,581.23; increase Auditor to \$213,395.17; increase Treasurer to \$152,902.57; increase Recorder to \$182,000.87; increase Superintendent of Schools to \$60,903.32; increase Tax Equalization to \$82,728.51; increase Buildings and Grounds to \$238,730.11; increase Misc. Non-Departmental to \$1,220,683.54; increase County Sheriff to \$528,992.76; increase County Jail to \$291,682.75; increase County Coroner to \$10,178.24; increase Disaster Emergency Services to \$44,052.47; increase Risk Management to \$4,117.92; increase Tourism & Recreation to \$46,280.24; increase County Agent to \$93,403.44; increase County Park to \$44,046.97; increase Water Resource District to \$113,522.37; increase JDA to \$115,330.58; increase Self-Insurance to \$710,092.50; increase Document Preservation to \$92,381.21; increase Hazardous Chemical Preparedness to \$7,525.89; increase E-911 to \$67,518.86; increase Wireless E-911 to \$13,145.85; increase Atmospheric Resources to \$87,884.29; and increase County Fair to \$27,988.16. All additional expenditures were funded from cash on hand or unanticipated revenues. All voting aye, motion carried.

Commissioner Cayko had been asked that the Board discuss the possibility of a bridge over the Little Missouri River in McKenzie County. Consensus was not to pursue it at this time. The Auditor is to inform North Dakota Department of Transportation of this.

Moved by Patten and seconded by Cayko to approve raffle permits for Rugged West Relay for Life, Badlands Shooting Club and Pheasants Forever. All voting aye, motion carried.

Moved by Anderson and seconded by Patten to enter into a maintenance inspection contract with Trane and give notice to H.A. Thompson & Sons of intent to non-renew for the coming year. All voting aye, motion carried.

Moved by Anderson and seconded by Patten to adopt the following emergency declaration:

EMERGENCY DECLARATION

WHEREAS, beginning on January 16, 2009, McKenzie County was subjected to heavy snowfall with accumulations of up to twenty inches in some areas of the county; and

WHEREAS, the heavy snowfall has resulted in many additional hours of work by the county road department in an effort to keep roads open for commerce, school and mail;

WHEREAS, the cost of snow removal has adversely impacted available county and township resources;

NOW, THEREFORE, BE IT RESOLVED that the McKenzie County Board of Commissioners declares a state of

emergency and orders the activation and utilization of the County Emergency Operations Plan, its procedures, attachment and appendices to monitor the situation, alleviate hardship, and initiate appropriate relief actions and mitigation measures by departments and agencies of local government to limit the impact of this emergency upon the citizens of McKenzie County.

All voting aye, motion carried.

Moved by Anderson and seconded by Cayko to sign a letter to state legislators in support of the bills which would remove the caps from the oil & gas production tax allocations and increase the funding for energy impact grants. All voting aye, motion carried.

The meeting adjourned at 5:45 PM, until April 7, 2009.

Attest: _____
Frances M. Olson, Auditor

Richard Lawlar, Chairman
Board of County Commissioner