

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

November 3, 2009

The Board of Commissioners of McKenzie County, North Dakota met at the Courthouse at Watford City, North Dakota on November 3, 2009. Present: Commissioners Anderson, Cayko, Chinn, Lawlar and Patten and Auditor Olson. Chairman Lawlar called the meeting to order at 9:00 AM CST.

Treasurer Svihovec presented her report. There was a review of the changes in the gross production tax allocations and the foreclosure rules for delinquent property taxes.

Sheriff Ron Rankin reviewed personnel and vehicle needs and various other matters from his office.

Moved by Anderson and seconded by Cayko to amend the department's 2010 budget to include another deputy, effective January 1, 2010, due to increased demand for services from the Sheriff's department. All voting aye, motion carried.

Moved by Patten and seconded by Chinn to take bids on a patrol vehicle at the December meeting. All voting aye, motion carried.

Jaret Wirtz and Gene Veeder updated the Board on the various water projects. Funding is in place for System Two and bids will be taken in December with construction to begin as soon as possible. The district is working on a water salesman in the Keene area that would reduce the impact on the county's road system as oil development continues in that area.

No citizens or officials appeared for the hearing on the minimum sales prices for tax deed property. Prices set at the October meeting will stand.

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

Lowell Cutshaw, City of Watford City Administrator, outlined plans for the expansion of the bike/walk path to the east edge of the city and requested that the county sponsor an application for Transportation Enhancement Funds. The City is below the population limit to make its own application. There would be no cost to the county. He also asked if the county might be interested in continuing the path to the golf course. Cutshaw, in his capacity as city building inspector, was asked to make a decision on the variance for the fire doors on the county's new elevator as the project is otherwise completed. He stated that he would have an answer by the end of the week.

Moved by Anderson and seconded by Patten to sponsor the Transportation Enhancement grant application for the city of Watford City. All voting aye, motion carried.

Cutshaw asked if the county would participate in a change to the sidewalk by the library, installing a heated sidewalk to minimize ice build up which would increase safety to those using the Veterans Memorial Building and cut down on the wear on the rubber sweepers on the door bottoms. A review of the city/county contract for the building confirmed the county's responsibility for one-third of this type of work. He has an estimate of \$6,170 for this work. Security cameras also need replacing with some additions being made. Cost of this project is estimated at \$9,000.

Moved by Patten and seconded by Chinn to fund one-third up to 5,000 to make the sidewalk and security camera changes. All voting aye, motion carried.

Commissioner Patten, on behalf of the library board, presented information on some floor covering changes needed at the library. A change from carpet to tile is proposed for the meeting room, as well as some other high traffic areas.

Moved by Anderson and seconded by Patten to install tile flooring in the meeting room, using money from the General Fund Building Construction department. All voting aye, motion carried.

Recorder Ann Johnsrud informed the Board that she has an opportunity to serve on the National Association of County Recorders, Election Officials and Clerks. After a discussion of the time commitment involved and travel costs, consensus was that she would decline. She will continue to attend workshops when she attends the NACo annual conference.

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

Anton and Tom Novak met with the Board to discuss the shape of the lane into Tom's house and concerns with access for the school bus.

Bids were opened for surplus property per advertised notice with bids submitted as follows:

For the 1991 International 4900 single axle end dump truck: Harold Rolfsrud - \$4,750; Delmer Rink - \$2,750; Kim Neprash - \$7,010; Jim Fixen - \$3,550; Orrin Moe - \$4,851

For the 1992 Red River bottom dump trailer pup: Orrin Moe - \$435

For the Balderson snow wings and posts, Lots 1 & 2: Delmer Rink - \$750 each; Orrin Moe - \$70 each

For the Balderson snow wings and posts, Lots 3 & 4: Delmer Rink - \$1,000 each; Orrin Moe - \$70 each

Moved by Chinn and seconded by Patten to accept the bid of Kim Neprash for the truck, the bid of Orrin Moe for the trailer pup and the bid of Delmer Rink for the snow wings. All voting aye, motion carried.

Road Superintendent Mark Koeser reported that NDIRF has totaled the backhoe that was rolled. There was discussion of the equipment used for road stabilization. He reported a find of gravel on Flatlands but is not sure of the long term for it. He was asked to work with Jaret Wirtz on the access to the storage tank planned for System Two.

County Engineer John Holter reported that patching was completed on county Routes 4 and 16 but not on Route 10. They will be watching some blow outs on Route 50. Plans are ready for an overlay on 50. There was discussion of the proposed schedule from North Dakota Department of Transportation for federal aid projects. There is no word to date if Route 14 has been accepted for the Forest Highway funding.

The December meeting was set for Monday, December 14, 2009, beginning at 9:00 AM CST.

Moved by Patten and seconded by Cayko to execute the Juvenile Accountability Block Grant award. All voting aye, motion carried.

Moved by Chinn and seconded by Patten to execute the detention services agreement with the ND Department of Corrections for services at the Youth Correctional Center. All voting aye, motion carried.

Moved by Patten and seconded by Anderson to execute the Noridian ballot for the incumbents Julie A. Blehm, Dennis Elbert and Laura D. Carley and for Lynn Paulson for the open seat. All voting aye, motion carried.

Moved by Cayko and seconded by Chinn to approve approach permit applications from XTO Energy and Burlington Resources. All voting aye, motion carried.

State's Attorney Dennis Edward Johnson reported that a hearing is scheduled on November 25 on the findings of fact in the Reichman case. Cameron Arnegard has until December 7 to put in his brief to the Supreme Court on his appeal and then the county will have 20 days to answer.

Carol Kieson, Mike Dollinger and Mark Koeser reviewed the summer's program of road stabilization and what is needed to continue next year. Consensus is that separate

labor force and equipment would allow for better coordination of the road stabilization work while allowing the regular maintenance to stay on track. Koeser stated that if an additional blade is acquired it could be very useful with a bad winter. There was also discussion of what used equipment/vehicles or state bid items may be available. Koeser will check on this more.

Moved by Cayko and seconded by Anderson to take bids at the December meeting for a grader, a truck and a water tanker for the road stabilization projects. All voting aye, motion carried.

Social Services Director Amy Fast presented information on case loads for foster care, state and federal requirements for day to day support of them, and a proposal for a part time position that would serve the families well.

Moved by Cayko and seconded by Patten to amend the Social Services budget to allow for a part time Parent Aid position to be filled as soon as possible. All voting aye, motion carried.

Moved by Chinn and seconded by Cayko to approve utility permit applications from Bear Paw Energy and Missouri Valley Communications. All voting aye, motion carried.

Moved by Patten and seconded by Anderson to appoint Howdy Lawlar as the county delegate to the State Fair Association meeting later this month. All voting aye, motion carried.

Commissioners Anderson and Cayko were appointed to work with Auditor Olson on the HVAC proposals and meet with Trane on the project.

Steve Kemp had inquired by email if the Board would be interested in participating in 2010 in the vector control program as in 2009. He is to be asked to give a report at a future meeting.

After further discussion, moved by Anderson and seconded by Chinn to sign off on the 2010-2011 Federal Aid program as proposed by North Dakota Department of Transportation. All voting aye, motion carried.

Moved by Chinn and seconded by Cayko to execute a county deed to Kevin Leiseth for Lot15 Block 8 Original Townsite of Arnegard. All voting aye, motion carried.

A letter of appreciation for past support was received from McKenzie County Healthcare Systems. Moved by Anderson and seconded by Patten to make another \$100,000 grant in support of essentials services provided by MCHS. All voting aye, motion carried.

Auditor Olson handed out a report from Hulsing Associates on proposed alterations and updates in the Law Enforcement Center. Commissioner Anderson and Auditor Olson are to meet with Sheriff Rankin to review before further action.

The meeting adjourned at 6:00 PM until Monday, December 14, 2009, beginning at 9:00 AM CST.

Attest: _____
Frances M. Olson, County Auditor

Richard Lawlar, Chairman
Board of County Commissioners