

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

**September 1, 2009**

The Board of Commissioners of McKenzie County, North Dakota met at the Courthouse at Watford City, North Dakota on September 1, 2009. Present: Commissioners Anderson, Cayko, Chinn, Lawlar and Patten and Auditor Olson. Chairman Lawlar called the meeting to order at 9:00 AM.

Treasurer Svihovec presented her report. There was discussion of the new oil & gas production tax distribution formula.

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

Moved by Patten and seconded by Chinn to accept the resignation of Megg Hermanson from the Library Board, appoint Dorothy Reil to the unexpired term on the Library Board and appoint Rick Lawlar to a term on the Region VIII Community Action Partnership Board. All voting aye, motion carried.

Moved by Chinn and seconded by Cayko to execute an agreement with the City of Alexander relating to the Joint Exercise of Governmental Powers for the Issuance of Temporary Liquor License Permits to City and County Residents. All voting aye, motion carried.

Moved by Chinn and seconded by Cayko to execute stockpile agreements with the Howard Bonner Trust and with Roger and Lyle Flatland. All voting aye, motion carried.

Moved by Chinn and seconded by Cayko to approve utility permits to Reservation Telephone Cooperative, McKenzie Electric Cooperative, Bear Paw Energy, Hess Corporation, Diamond Resources, Fred Roedeske and David Brenna. All voting aye, motion carried.

Moved by Cayko and seconded by Chinn to approve raffle permits for Grassy Butte Community Club and Yellowstone SD #14. All voting aye, motion carried.

Jerry Samuelson reported that the last paperwork had been completed for FEMA reimbursements. He will be instituting a testing schedule for the emergency generators at the radio towers.

Sheriff Ron Rankin and Deputy John Fulwider reported on matters in the Sheriff's department

Jaret Wirtz and Gene Veeder updated the Board on the water projects.

Peggy Hellandsaas and Courtney Hayes presented paperwork for a special event alcohol permit. Moved by Chinn and seconded by Patten to grant a special event permit to Eva Hayes, DBA Highway Lounge, for a wedding at Tobacco Gardens on September 26. All voting aye, motion carried.

Doug Rapske, Dawn Brobst, and Kevin Harris, all Trane, and Lon Drevecky, Prairie Engineering, presented an evaluation report on the courthouse heating, ventilation and air conditioning systems. Tabled for further review.

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

Bids were opened per advertised notice for surplus road vehicles as follows:

2000 Sterling LT9522 Tandem End Dump, SN#2FZXEDYB2YAB20045: Orrin Moe - \$5,351 and City of Watford City - \$30,100;

1997 International 9300 Tandem End Dump, SN#2HTFBAER8YCO23434: Don Sivertson - \$8,875;

1991 International 4900 Single Axle End Dump, SN#1HTSDNUN4MH356249: Greg Elliot - \$3,000; Orrin Moe - \$2,851; Wes Erickson - \$5,000; Kim Neprash - \$2,550;

1991 International 4900 Single Axle End Dump, SN#1HTSDNUNOMH356250: Greg Elliot - \$3,500; Fairview Cemetery Association - \$5,000:

Moved by Cayko and seconded by Anderson to accept the bids of the City of Watford City, Don Sivertson, Wes Erickson and the Fairview Cemetery Association. All voting aye, motion carried.

Discussion on the items that did not sell. Koeser stated that the pup trailers were probably worth about \$1,000. Don Sivertson offered to buy one for that price. Moved by Anderson and seconded by Chinn to accept Sivertson's offer on 1992 Red River Bottom Dump Trailer (pup), SN#1051025 for \$1,000. All voting aye, motion carried.

City Administrator Lowell Cutshaw asked the Board to consider partnering with the City on a Transportation Enhancement grant application that would extend the walk/bike path to the Golf Course. This grant requires a 20% local grant. City would be responsible for the match to McKenzie Building Center; county from there.

Chairman Lawlar reported a request for a culvert north of the Assembly of God to improve a drainage problem. North Dakota Department of Transportation District has approved. Approved as a charged project.

Emanuel Stroh, Steve Stenehjem and Larry Larsen thanked the Board and reported on the success of the road work going into McKenzie Bay. Stenehjem encouraged participation in the transportation enhancement grant.

Jaret Wirtz and Gene Veeder introduced Maynard Friez, a legislative aide for Senator Dorgan.

County Engineer John Holter and Road Superintendent Mark Koeser reported on Road Department matters, including Arnegard Township requests, road stabilization and projects for the coming year.

Claudia Fegert met with the Board to express concerns with the speed of truck traffic past her place.

FAS projects for 2010 were considered. Anderson will be the contact for assessment of repairs needed on some of the paved routes. The Board will meet with North Dakota Department of Transportation at the October conference. Route 10 should go on the list for 2010.

State's Attorney Dennis Edward Johnson reviewed pending legal matters.

David Drovdal thanked the Board for their participation in the emergency responders appreciation event. Consensus to hold this again next year.

The budget meeting was set for September 18, with the public hearing at 10:00 AM.

Discussion of the elevator project to date. Consensus is that the fire door is not needed, but will continue to work with the city building inspector on it.

Annual budget meeting for the Upper Missouri District Health Unit will be Friday, September 3. Cayko, Anderson and Lawlar will attend.

Lance Powell, Alexander City Council, and Everette Enno, Tri-County Regional Development Council, met with the Board with additional information on the Alexander water system. Tri-County has approved a \$65,000 grant toward replacement of the storage tank. The new tank would only serve the city users, not the water salesman. The increased size will improve water pressures and supply an additional reserve for fire protection. Moved by Anderson and seconded by Cayko to grant the City of

Alexander \$234,000 toward the larger water tower. All voting aye, motion carried.

The department requests were briefly reviewed and the preliminary budget approved for publication.

County Engineer John Holter asked about a Forest Highway project for 2010. There should be \$420,000 which is 100% up to that and the county paying any balance. Routes 13 and 14 were discussed.

The meeting recessed at 5:20 until 9 AM CDT on September 18, 2009.

### **September 18, 2009**

The Board of Commissioners of McKenzie County, North Dakota reconvened at the Courthouse at Watford City, North Dakota on September 18, 2009. Present: Commissioners Anderson, Cayko, Chinn, Lawlar and Patten and Auditor Olson. Chairman Lawlar called the meeting to order at 9:00 AM.

There was a discussion of the amounts to be used for health insurance premiums. New information from the third party administrator anticipates a smaller increase than suggested by the Auditor. It was decided to set the annual funding level for budget purposes at \$6,375 for a single policy, \$9,035 for single plus dependent and \$13,350 for family. The Auditor is to adjust all departments for this change.

Department Heads and county boards met with the Board throughout the day to review 2010 budget requests.

No public appeared for the public hearing at 10:00 AM.

The Board completed review of the preliminary budgets submitted. Moved by Cayko and seconded by Patten to adopt the following resolution:

#### **RESOLUTION ADOPTING A FINAL BUDGET FOR MCKENZIE COUNTY FOR CALENDAR YEAR 2010**

WHEREAS, this Board did on the 1<sup>st</sup> day of September, 2009, adopt a Preliminary Budget for January 1 through December 31, 2010 and

WHEREAS, this preliminary budget was published in the official newspaper of this County on the 9<sup>th</sup> day of September, 2009, together with a notice of such hearing on the preliminary budget, such hearing being held on the 18<sup>th</sup> day of September, 2009,

NOW, THEREFORE BE IT RESOLVED, that the following be and is hereby adopted as the final budget for McKenzie County from January 1, 2010, through December 31, 2010, and there is hereby appropriated the following amounts of money for the purposed hereinafter set forth, namely:

	2010 FINAL COUNTY BUDGET MCKENZIE COUNTY		
	2009	2010	2010
	APPROPRIATION	REQUEST	APPROPRIATION
GENERAL GOVERNMENT			
County Board	164,602.00	173,967.00	162,967.00
Clerk of District Court	176,500.00	193,663.00	187,634.00
County Auditor	240,965.00	281,274.00	281,074.00
County Treasurer	173,375.00	184,400.00	178,535.00
State's Attorney	113,344.00	120,293.00	116,923.00
County Recorder	212,978.00	228,052.00	224,677.00
County Superintendent	67,978.00	67,794.00	65,804.00
Tax Director	95,238.00	98,368.00	96,168.00
Technology Services	78,000.00	60,800.00	60,800.00
Custodian	105,335.00	110,754.00	108,504.00
Courthouse Maintenance	85,200.00	79,900.00	79,900.00
Building Fund	450,000.00	1,050,000.00	1,050,000.00
Elections	1,000.00	39,180.00	39,180.00

Landfill	287,616.00	101,919.00	100,906.00
Workforce Safety & Insurance	15,500.00	16,000.00	16,000.00
WSI Medical Expense	500.00	500.00	500.00
Job Service	1,500.00	1,500.00	1,500.00
Audit Fees	13,000.00	15,000.00	15,000.00
Natural Resources Inventory	15,000.00	0.00	0.00
GIS Project	20,000.00	5,000.00	5,000.00
FS Plan Response	6,000.00	6,000.00	6,000.00
Property & Liability Insurance	18,000.00	18,000.00	18,000.00
Telephone Service	5,000.00	5,000.00	5,000.00
Telephone System & Maintenance	1,000.00	1,000.00	1,000.00
Publishing, Printing	9,000.00	12,000.00	12,000.00
Dues, Registrations	12,000.00	20,000.00	20,000.00
Postage	18,000.00	20,000.00	20,000.00
Mailing Machine	4,800.00	5,000.00	5,000.00
Copier Expense	8,500.00	10,000.00	10,000.00
Computer Expense	45,000.00	50,000.00	50,000.00
Miscellaneous	80,000.00	50,000.00	50,000.00
Special Projects	600,000.00	1,000,000.00	1,000,000.00
Equipment & Office Furniture	6,000.00	5,000.00	5,000.00
Family Crisis Shelter	3,000.00	3,000.00	3,000.00
Community Service North Dakota	1,020.00	0.00	0.00
Watford City Airport	20,000.00	20,000.00	20,000.00
Alexander Senior Citizens	3,500.00	3,500.00	3,500.00
Watford City Senior Citizens	8,000.00	8,000.00	8,000.00
Lewis & Clark Museum	5,000.00	5,000.00	5,000.00
Pioneer Museum	12,000.00	12,000.00	12,000.00
McKenzie County Heritage Association	20,000.00	25,000.00	25,000.00
Tri-County Economic Development	11,500.00	11,500.00	11,500.00
Tourism & Recreation	52,138.00	55,761.00	52,806.00
<b>TOTAL GENERAL GOVERNMENT</b>	<b>\$3,267,089.00</b>	<b>\$4,174,125.00</b>	<b>\$4,133,878.00</b>
<b>PUBLIC SAFETY</b>			
County Sheriff	607,785.00	756,796.00	703,698.00
County Jail	279,965.00	309,675.00	305,225.00
County Coroner	9,000.00	9,500.00	9,500.00
Disaster Emergency Service	36,183.00	38,277.00	37,152.00
Homeland Security	60,000.00	7,000.00	7,000.00
Risk Management Coordinator	4,623.00	4,561.00	4,561.00
McKenzie County Ambulance	70,000.00	70,000.00	70,000.00
Alexander First Responders	4,000.00	4,000.00	4,000.00
<b>TOTAL PUBLIC SAFETY</b>	<b>\$1,071,556.00</b>	<b>\$1,199,809.00</b>	<b>\$1,141,136.00</b>
<b>SUB-TOTAL GENERAL FUND</b>	<b>\$4,338,645.00</b>	<b>\$5,373,934.00</b>	<b>\$5,275,014.00</b>
<b>TRANSFERS TO OTHER FUNDS</b>			
County Agent	88,000.00	87,000.00	87,000.00
County Weed Control	122,000.00	25,000.00	25,000.00
Job Development Authority	71,000.00	90,000.00	90,000.00
Veterans Service	20,000.00	12,000.00	12,000.00
Water Resource District	93,000.00	75,000.00	75,000.00
<b>TOTAL TRANSFERS</b>	<b>\$394,000.00</b>	<b>\$289,000.00</b>	<b>\$289,000.00</b>
<b>GRAND TOTAL-GENERAL FUND</b>	<b>\$4,732,645.00</b>	<b>\$5,662,934.00</b>	<b>\$5,564,014.00</b>
<b>SPECIAL REVENUE FUNDS</b>			
Unorganized District Roads	275,000.00	550,000.00	550,000.00
County Road & Bridge	5,750,146.00	8,746,147.00	8,740,175.00
County Human Services	604,100.00	684,814.00	677,378.00
Veteran's Services	37,929.00	29,319.00	29,319.00
County Agent	103,990.00	107,111.00	106,136.00
County Park	25,650.00	25,650.00	25,650.00
Public Library	121,590.00	127,495.00	125,245.00
Social Security	4,574.00	4,399.00	4,399.00
Water Resource District	123,668.00	127,629.00	124,963.00
Weed Control	303,801.00	314,970.00	314,570.00
Job Development Authority	119,333.00	127,203.00	125,160.00
Atmospheric Resource Board	80,000.00	80,000.00	80,000.00
County Fair	25,000.00	27,000.00	27,000.00
District Health Unit	62,000.00	70,000.00	70,000.00
Historical Society	8,000.00	8,000.00	8,000.00
<b>TOTAL SPECIAL REVENUE FUNDS</b>	<b>\$7,644,781.00</b>	<b>\$11,029,737.00</b>	<b>\$11,007,995.00</b>
<b>GRAND TOTAL-COUNTY BUDGETS</b>	<b>\$12,377,426.00</b>	<b>\$16,692,671.00</b>	<b>\$16,572,009.00</b>

All voting aye, motion carried.

Moved by Cayko and seconded by Patten to adopt the following resolution:

RESOLUTION FOR A COUNTY TAX LEVY FOR  
CALENDAR YEAR ENDING DECEMBER 31, 2009

WHEREAS, this Board did on the 1<sup>st</sup> day of September, 2009, set forth in budget form the amounts necessary to appropriate from County Funds for each and every County office, department and undertaking, for the calendar year ending December 31, 2010, and indicated thereon the amount of taxes necessary to be levied to meet such appropriations, and

WHEREAS, such budget was published in the official newspaper on September 9<sup>th</sup>, 2009, and due notice of hearing was given as required by law, and

WHEREAS, such hearing was held in accordance with such notice on the 18<sup>th</sup> day of September, 2009, at the Courthouse in Watford City, North Dakota, beginning at 10:00 AM , and

WHEREAS, this Board has this day adopted a Final County Budget for the calendar year 2010 as heretofore set forth,

NOW, THEREFORE, BE IT RESOLVED, that in accordance therewith there is hereby levied a tax for the year 2009 on all taxable property in McKenzie County, for the purposes set forth in the Final Budget in the total amount of \$867,396.00 to be divided and apportioned to the several County Funds and Unorganized District Road funds as follows:

County General Fund	\$	0.00
County Human Services Fund	\$	142,654.00
County Road & Bridge Fund	\$	202,086.00
Special Revenue Funds	\$	349,894.00
Unorganized District Road Fund	\$	172,762.00

All voting aye, motion carried.

The meeting adjourned at 5:15 PM.

Attest: \_\_\_\_\_  
Frances M. Olson, County Auditor

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Richard Lawlar, Chairman  
Board of County Commissioners