

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING – JANUARY 8, 2019**

The meeting was called to order at 9:00A.M. with Commissioners Arthaud, Kasian and Kessel in attendance.

Others present during portions of the meeting were: Sheriff Pat Rummel, Tax & Zoning Director Stacey Swanson, Deputy Tax & Zoning Director Juliana Hammerstrom, Albert & Anita Kessel, Sarah Trustem, Clarence Sitter, Justin Hyndman, Steve Hartman.

Kessel moved to approve the minutes from the December 4, 2018 regular and December 20, 2018 special meetings. Kasian seconded. All voted aye.

The board reviewed the annual bowman radar contract. Kessel moved to approve the contract. Kasian seconded. All voted aye.

A letter was reviewed discussing gravel received as a donation to the county. Auditor Lamb will discuss it with legal counsel.

The board reviewed the quarterly pledge report. Kessel moved to approve as presented. Kasian seconded. All voted aye. Auditor Lamb will discuss current rates on CD's with the local bank and if they cannot improve, will move the one CD held there to another financial institution.

Steve Hartman was present to discuss a ½ mile cut across on TR Road. He is asking the board to have discussions with the landowner as the road is nearly unusable. Ambulance, fire and ranchers use the road and it is unsafe. Kasian and Road Superintendent Iverson will meet and discuss with the landowner.

Auditor Lamb informed the board that she had requested that Bosch Lumber provide a quote to replace the windows of the courthouse as there is extreme inefficiency with the heating and cooling of the building due to the windows. After the quote can be thoroughly reviewed, this project will need to be put out for bid. Preferably this spring.

Sheriff Pat Rummel presented his monthly report. He discussed the restructuring of the Sheriff's department. Dean Wyckoff has been promoted to Major. John Tczap and Jason Kastrow are Captains. The board reiterated that they would like to pursue having a law enforcement/ambulance office in the Glade School in Fairfield. Sheriff Rummel will discuss this with the school administrators.

Auditor Lamb presented a request from Ambulance Director Keri Rummel to increase the Emergency Medical Technician rate from \$12/hr to \$15/hr for any time spent responding to an ambulance call. Lamb stated that the election workers make \$15/hr. Kasian moved to approve the increase. Kessel seconded. All voted aye.

Tax & Zoning Director Stacey Swanson presented the following zoning applications from the December 20, 2018 meeting:

Roy Krivoruchka: Application for a minor subdivision of a 5.0 acre tract in the NW1/4NE/14 section 14-141-98 (12130 26<sup>th</sup> St SW). Also requested is a conditional use permit for a commercial meat processing plant in an Agricultural district. Zoning Director Swanson informed the board zoning notifications were sent to neighboring landowners within ¼ mile and no comments were received. The zoning board approved with the conditions that they will need a building permit and to follow health department regulations. Kessel moved to uphold the zoning board decision. Kasian seconded. All voted aye.

Arvid Hecker: Renew Application for a Variance to allow an industrial use in an agricultural district, NE1/4SW1/4 section 10-141-98 (2560 123<sup>rd</sup> Ave SW). Use is temporary for the storage of rig & oil field equipment. The zoning board approved this application. Kasian moved to uphold the zoning board decision. Kessel seconded.

Albert & Anita Kessel: Renew Application for a Variance to allow an industrial use in an agricultural district, NW1/4 section 17-143-99 (13050 Magpie Rd SW). Use is temporary for the storage of rig & oil field equipment. The zoning board approved this application. Kessel moved to uphold the zoning board decision. Kasian seconded.

Tax & Zoning Director Stacey Swanson presented the following ARW Permit that was approved with conditions by the Road Superintendent and Weed Control Officer:

- Centurylink – Section 22-141-99 along Green River Rd.

The board reviewed a request for abatement for a farm home exemption for 2018 taxes. The amount to be abated is \$875.06. Kessel moved to approve. Kasian seconded. All voted aye.

States Attorney Jay Brovold announced that he will be retiring from the county on July 1, 2019. Discussion ensued regarding the use of the office for his personal abstract business. No decision was made at this time.

Clarence Sitter was present from the Theodore Roosevelt Medora Foundation to go over the park plan proposal for the City of Medora. This was only informational.

Sarah Trustem was present as a representative from the Dickinson Area Chamber of Commerce to discuss the Southwest Night at the Legislature. This event will be held at the Bavendick room at Bismarck State College. The board approved the request for sponsorship in the amount of \$1,500.00.

The board reviewed the 2019 Billings County Resolutions. After review, Kessel moved to approve. Kasian seconded. All voted aye. The full text of the resolutions are on file in the Auditor's Office and posted on the public bulletin board in the Billings County Courthouse. Resolutions 2019-01 through 2019-11 are as follows:

Resolution 2019-01 designates the following appointments: State's Attorney (Through July 1, 2019) – Jay Brovold; Disaster Emergency Coordinator – Pat Rummel; Magistrate – Christine (Chris) Johnson; Tax Director/Zoning Inspector/Land Use Coordinator – Stacey Swanson; Superintendent of Schools Designee – Marcia Lamb; Human Resource Coordinators – Marcia Lamb & Pat Rummel; Risk Manager/Title VI Coordinator – Pat Rummel; Custodian – Larry Johnson; Veteran Service Officer – Jessica Clifton; Coroner – Dennis E. Wolf, M.D.; EMS Director/Paramedic – Keri Klang; EMS Deputy Director/Paramedic - Mitch Gilseth; Paramedic – Eileen Goodijohn; Paramedic – Kyle Michaels; Paramedic – Kali Olin; Wellness Coordinators – Patty Thompson & Kathy Dosch; Consulting Engineers – Kadrmas, Lee & Jackson, P.C., Interstate Engineering, Ameritech Engineering, Northern Plains Engineering, Heartland Engineering, and Forsgren & Associates.

Resolution 2019-02 sets regular monthly meetings of the Board of County Commissioners for 2019 to begin at 9:00 A.M. on the following dates unless changes are posted and advertised to the official county paper: January 8, February 5, March 5, April 2, May 7, June 4, July 2, August 6, September 3, October 1, November 5, and December 3. Special meetings will be subject to the notice requirement in the Century Code, which is to notify the official newspaper and post the meeting notice in the courthouse.

Resolution 2019-03 designates the following holidays when the courthouse will be closed: January 1 – New Year's Day, January 21 – Martin Luther King Day, February 18 – President's Day, April 19 – Good Friday, May 27 – Memorial Day, July 4 - Independence Day, September 2 – Labor Day, November 11 – Veterans' Day, November 28 & 29 – Thanksgiving, December 24 at noon– Christmas Eve, and December 25 – Christmas Day.

Resolution 2019-04 designates the courthouse will be open every Monday through Thursday during the hours of 8:00 A.M. to 4:00 P.M., Friday 8:00 A.M. to 12:00 noon with the exception of holidays and other declared closings.

Resolution 2019-05 designates reimbursement for expenses of county employees and officials in the performance of county duties: mileage 90% of GSA rate, 1<sup>st</sup> Qtr. 6:00 A.M. to Noon \$7.00, 2<sup>nd</sup> Qtr. Noon to 6:00 P.M. \$10:50, 3<sup>rd</sup> Qtr. 6:00 P.M. to Midnight \$17.50, 4<sup>th</sup> Qtr. Midnight to 6:00 A.M. (Lodging) 100% of GSA rate.

Resolution 2019-06 authorizes the County Auditor/Treasurer to pay certain miscellaneous expenses such as postage, freight, telephone, regular employee payroll and apportionments.

Resolution 2019-07 designates the following depositories for County funds: First State Bank of Golva, Choice Financial of Belfield, Bank of the West/BNP of Beach, and Wells Fargo Bank of Dickinson.

Resolution 2019-08 accepts the following pledges of security from the named depository banks: Choice Financial \$118,000,000.00 (Pooled) plus \$250,000.00 FDIC; Bank of the West \$30,929,474.00 plus \$250,000.00 FDIC; and First State Bank of Golva \$1,706,207.14 plus \$250,000.00 FDIC.

Resolution 2019-09 authorizes the County Auditor/Treasurer to invest, reinvest, and redeem Certificates of Deposit and other investments of the County.

Resolution 2019-10 directs that all legal notices be published in the official elected County newspaper, "Billings County Pioneer," and be posted in the Courthouse.

Resolution 2019-11 sets the salaries for county officials, deputies, clerks and employees as follows: The Board of County Commissioners set the following maximum salaries for the positions listed below, on either an annual or hourly basis, and which salaries are exclusive of that official's or employee's health insurance and/or other benefits:

Commissioners (3)	27,298.48
Auditor/Treasurer	81,760.12
Deputy Auditor/Treasurer/Title VI Assistant 1	63,666.97
Deputy Auditor/Treasurer/Title VI Assistant 2	63,666.97
State's Attorney	71,784.54
Tax Director/Zoning Inspector	73,906.14
Deputy Tax Director/Zoning Inspector	63,666.97
County Recorder/Clerk of Court/Magistrate	73,906.14
Deputy County Recorder/Wellness Coordinator	63,666.97
Deputy Clerk of Court/Wellness Coordinator	63,666.97
Sheriff /Emerg. Mgr/Title VI Coordinator (4130)	85,777.73
Major (4135)	75,092.44
Captain (4131)	71,972.44
Captain (4133)	69,880.30
Deputy Sheriff (4134)	67,890.30
Deputy Sheriff (4136)	67,890.30
Fire Chief	65,038.48
EMS Director/Paramedic (8740)	69,244.55
EMS Deputy Director/Paramedic (8741)	66,357.53
Paramedic 3 (8742)	63,175.15
Paramedic 4 (8743)	63,175.15
Paramedic 4 (8745)	63,175.15
Courthouse Maintenance/Custodian	66,743.29
Road Superintendent	82,478.44
Road Foremen (3)	68,431.90
Road Crew	65,248.36
Road Crew (Part-time)	29.11/hr
Veteran Service Officer	13,000.00
Weed Control Officer	67,371.61
County Agent (Share with Stark County)	9,361.94
2 - Co. Agent Assistants (Share with Stark County)	12,767.77
Home Economist (Share with Stark County)	6,277.13

Jeff Iverson, Road Superintendent and Justin Hyndman from KLJ provided their monthly reports. They also discussed the request made earlier by Steve Hartman. Iverson and Kasian will discuss with the landowner. The Highway 10 chip seal project will be bid in October for 2020 construction and will work in conjunction with Stark County.

The following claims were approved for payment:

PAYEE	CHECK #	AMOUNT
N.D. P.E.R.S.	015887	\$ 58,912.61
N.D. P.E.R.S.	015888	\$ VOID
Blue Cross Blue Shield of N.D.	015889	\$ 3,658.00
N.D. P.E.R.S.	015890	\$ 1,607.47
Advanced Collision Center	015891	\$ 7,532.93
AmeriPride Linen Service	015892	\$ 437.67
A T & T Mobility	015893	\$ 83.77
Belfield Automotive Supply, Inc.	015894	\$ 633.61
Best Energy	015895	\$ 5,295.50
Billings County Rural Fire District	015896	\$ 81,566.93
Billings County Rural Fire District	015897	\$ 334.80
Billings County School District	015898	\$ 1,500.00
Billings County School District	015899	\$ 3,746.05
Brooks & Associates, C.E.	015900	\$ 564.80
Computer Intelligence Association	015901	\$ 97.44
Dacotah Paper Co.	015902	\$ 184.34
Dan's Interstate Conoco, Inc.	015903	\$ 47.94
Deans Distributing	015904	\$ 563.40
Decker, Roger	015905	\$ 28.68
Dell Marketing, LP	015906	\$ 3,770.45
Denny's Electric	015907	\$ 250.00
Diamond Truck Equipment	015908	\$ 113.03
Domestic Violence & Rape Crisis Ctr.	015909	\$ 25,000.00
D.T.E., Inc.	015910	\$ 21,269.00
Elder Care	015911	\$ 2,000.00
Family Connect Visitation Center	015912	\$ 5,000.00
Farmers Union Oil Co. - Beach	015913	\$ 19,520.19
Fisher Industries	015914	\$ 1,302.30
George's Tire, Ltd.	015915	\$ 5,850.00
Golden Valley County	015916	\$ 16,663.26
Golden Valley County	015917	\$ 1,942.20
Golden Valley Soil Conservation Dist.	015918	\$ 2,500.00
Hammerstrom, Juliana	015919	\$ 38.15
Hintz, Dr. Kadon	015920	\$ 12,000.00
Hlebechuk Construction, Inc.	015921	\$ 13,020.00
Just-In Glass	015922	\$ 644.49

Kessel, Anita F.	015923	\$	545.00
Killdeer Ambulance Service	015924	\$	1,000.00
Lamb, Marcia	015925	\$	37.06
Little Missouri Restaurant & Saloon	015926	\$	850.00
Lyle Signs, Inc.	015927	\$	260.00
Mail Finance	015928	\$	375.00
Medora Convention & Visitor Bureau	015929	\$	17,000.00
Menards – Dickinson	015930	\$	53.43
MGM Rural Sanitation, LLC	015931	\$	220.00
Midstate Telephone Company	015932	\$	1,161.98
Mobile Binders	015933	\$	883.95
National Association of Counties	015934	\$	450.00
N.D. 911 Association	015935	\$	50.00
N.D. Association of Counties	015936	\$	53,196.67
N.D. Association of Counties	015937	\$	114.33
N.D. Association of Counties	015938	\$	9,085.00
N.D. Association of Counties	015939	\$	126.00
N.D. Association of Counties	015940	\$	17.00
N.D. Atmospheric Resources Board	015941	\$	2,500.00
N.D. Clerk’s Association	015942	\$	100.00
N.D. County Commissioners Assoc.	015943	\$	1,280.00
N.D. County Recorders Association	015944	\$	200.00
N.D. Department of Trust Lands	015945	\$	1,000.00
N.D. Department of Transportation	015946	\$	33,018.68
N.D. State Historical Society	015947	\$	15,000.00
N.D. State Radio Communications	015948	\$	1,792.56
N.D. State Tax Commissioner	015949	\$	2,464.32
N.D. State Treasurer	015950	\$	624.65
Nelson International	015951	\$	280.81
Neutron Industries	015952	\$	128.49
Parent/Family Resource Center	015953	\$	1,300.00
Pump Systems, Inc.	015954	\$	11.44
Quality Inn – Bismarck	015955	\$	169.20
Quality Quick Print	015956	\$	32.95
Roosevelt-Custer Regional Council	015957	\$	5,700.00
Runnings Supply, Inc.	015958	\$	43.47
Southwest Business Machines	015959	\$	563.39
Southwest Multi-Co. Correction Center	015960	\$	3,045.42
Southwest Multi-Co. Correction Center	015961	\$	23,333.33
Southwest Narcotics Task Force	015962	\$	18,000.00
Southwest Water Authority	015963	\$	423.70
Southwest Water Authority	015964	\$	61.54
Southwestern District Health Unit	015965	\$	228.29
Southwestern District Health Unit	015966	\$	2,000.00
Stark County	015967	\$	13,000.00
Stark County	015968	\$	43,096.00
Stark/Billings Soil Conservation Dist.	015969	\$	7,000.00
Sunrise Youth Bureau	015970	\$	7,000.00
Temp Right Service, Inc.	015971	\$	2,631.50
Theodore Roosevelt Expressway	015972	\$	8,000.00
Thomas, Shawn	015973	\$	150.00
Tom’s Heating Service	015974	\$	2,265.00
Tom’s Service Center	015975	\$	2,393.00
Verizon Wireless	015976	\$	1,695.85
West Dakota Oil, Inc.	015977	\$	1,464.75
Westlie Crossroad Truck Center	015978	\$	989.89
Zoll Medical Corporation	015979	\$	300.92
Job Service North Dakota	015980	\$	7,010.40
N.D. P.E.R.S.	015983	\$	38,078.61
Century Link	015990	\$	564.49
DirecTV	015991	\$	113.52
Discovery Benefits, Inc.	015992	\$	94.50
Information Technology Dept.	015993	\$	726.85
Medora, City of...	015994	\$	288.81
Reservation Telephone Cooperative	015995	\$	40.55
Roughrider Electric Cooperative	015996	\$	4,013.48
Verizon Wireless	015997	\$	30.06
Visa	015998	\$	2,056.38
Visa	015999	\$	<u>561.46</u>

The board approved the revenue vouchers for the month of December: Recorder \$7,704.80; Zoning \$1,100.00; Court \$50.50; Sheriff \$30.00.

Revenues for materials and/or services rendered in December: Jonathan Redmond \$386.25 scoria & hauling; Frank Odell \$152.25 bridge plank; Cody Reis \$357.50 scoria & hauling; Tony Obrigewitch \$168.13 scoria & hauling; Cody Cerkoney \$118.13 scoria; Dwayne Shypkoski \$531.43 water; Gregory Water & Energy Inc \$71.43 water; Kasey Malkowski \$800.10 scoria & gravel; Jon Klym \$425.25 gravel. WEED SPRAYING \$Kevin Fugere \$96.39, David Armbrust \$649.60, Loree Ivanets \$89.86, Hecker Family Estate \$1,188.94, Allan Richard \$140.96, Travis Froehlich \$336.27, US Forest Service \$150,000.00, Department of Agriculture \$6,424.39.

Revenues for the month of December: Sheriff \$18,331.38 permits, Highway Tax Distribution \$16,605.97; Oil & Gas Production Tax \$468,089.92; Interest \$91,498.30; Royalties \$35,533.29; Unorganized Oil & Gas Production Tax \$94,319.70; State Oil Impact \$19,247.70; BLM Mineral Royalty \$134,488.14; DOH Staffing Grant \$38,298.00; Roosevelt Custer Regional Council \$34,525.33; Beer & Liquor Licenses \$400.00.

Payroll in the following amounts were approved for December: General Fund \$163,108.43; Road and Bridge Fund \$129,669.61; Weed Fund \$5,439.99.

With there being no further business, Kessel moved to adjourn the meeting at 11:55A.M. Kasian seconded. All voted aye.

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James Arthaud, Chairman

Attest: \_\_\_\_\_

Marcia Lamb, Auditor/Treasurer