

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING – NOVEMBER 6, 2014**

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

Others present during portions of the meeting were: Chief Deputy Rummel, EMS Director Keri Rummel, Kayla Torgerson, Marc Barra, Justin Hyndman, Tax & Zoning Director Stacey Swanson.

After review, Kasian moved to approve the minutes from the October 7, 2014 regular meeting. Kessel seconded. All voted aye.

Chief Deputy Pat Rummel was present to discuss a burn ban due to dry and windy conditions. Kessel moved to approve resolution 2014. Kasian seconded. Resolution 2014-16 reads as follows:

**RESOLUTION NO: 2014- 16
Fire Emergency Order**

WHEREAS, the Billings County Board of County Commissioners recognizes that current conditions have created an extreme risk to the citizens and property within Billings County, ND, of unnecessary loss by fire; and

WHEREAS, the Board wishes to regulate activities within the County which pose a potential hazard for such loss, should the present weather conditions continue.

NOW, THEREFORE, BE IT HEREBY RESOLVED BILLINGS COUNTY IS DECLARED UNDER A FIRE EMERGENCY ORDER AND A BURN BAN IS IN FORCE.

1. No travel is to be allowed off of surfaced roadways normally used for vehicular traffic except as necessary for normal farmer/rancher or industry operations.
2. Industrial operating crews and farmer/rancher operations shall have fire extinguishers and normal fire-fighting equipment at hand, and industrial personnel shall remain at the job site for one-half hour after daily operations are completed.
3. Smoking is restricted to inside of vehicles or buildings.
4. Burn ban to include any open burning which includes a ban on the ignition of fireworks, garbage or pit burning and campfires.
5. This burn ban is in effect for Billings County for the next 30 days.

Pursuant to NDCC 37-17.1-10, any person who willfully violates the burning ban established by this resolution is guilty of a Class B Misdemeanor (UP TO 30 DAYS IN JAIL AND A \$1000.00 FINE.), and restitution of fire suppression costs may be sought from the court.

Dated at Medora, ND, this 6th day of November, 2014
Billings County, North Dakota

By: _____
James Arthaud, Board Chairman

Attest: _____
Marcia Lamb, County Auditor

Chief Deputy Rummel also presented a proposal from Valley Med for helicopter service from Dickinson. This proposal would cover all county residents and employees. The total cost is \$4,700/year for coverage. Kessel moved to approve obtaining coverage. Kasian seconded. All voted aye.

The board discussed various housing issues and different possibilities to obtain housing.

The board discussed the Auditor's office putting out a County Newsletter to residents on a quarterly or biannual basis. Auditor Lamb will begin working on this. Also discussed was creating a Billings County Facebook page, which will have monthly updates and important news items.

Discussion ensued regarding agricultural properties in the county that stack rigs on their property. These property owners must apply for a variance to allow for the industrial use.

Marc Barra from Energy Resource Group was in attendance and discussed the Fryburg School issues with the commission.

Tax Director Stacey Swanson presented three applications for abatements of property that were adjusted due to valuation for possessory interest. Kasian moved to approve the abatements. Kessel seconded. All voted aye.

The board received and approved the following permits with road superintendent conditions:

Construction in County Right-of-Way Permits

- Florian Kuntz – Section 2-141-98 along 25th Street SW
- Myron Polensky – Section 11-141-98 along 121st Ave SW and 25th Street

Pipeline Permits

- ONEOK Rockies Midstream– Section 1-141-100 and 25,26,36-142-100 for a gas gathering pipeline.

The board reviewed zoning requests that had been addressed by the zoning board at their October 16, 2014 regular meeting as follows:

Rick Duval, dba Westdak Homes, LLC: Application to construct a home and garage on Lot 5, Block 3, Frank's Creek Subdivision 22-141-99 (2715 Green River Dr). Property is zoned residential and owned by ADB Development, LLC.

Rick Duval, dba Westdak Homes, LLC: Application to construct a home and garage on Lot 6, Block 3, Frank's Creek Subdivision 22-141-99 (2719 Green River Dr). Property is zoned residential and owned by ADB Development, LLC.

Rick Duval, dba Westdak Homes, LLC: Application to construct a home and garage on the E1/2 of Lot 5 and all of Lot 4, Block 2, Frank's Creek Subdivision 22-141-99 (2737 Green River Dr). Property is zoned residential and owned by ADB Development, LLC. The board decided to act on all three applications by Rick Duval in one motion. Kessel moved to approve all three applications. Kasian seconded. All voted aye.

Discussion ensued regarding potential zoning violations.

Ambulance Director Keri Rummel was present to discuss changes in EMS. There is a potential to lose one paramedic in the next year, and she requested permission to hire and train a new paramedic so that there is no loss in coverage. The board stated they would approve of hiring a new paramedic.

Kayla Torgerson from KLJ was present to discuss the Little Missouri River Crossing alternatives. She will be sending an update for the website soon.

Justin Hyndman from KLJ was present to discuss issues on 38th Street project.

The following claims were approved for payment:

<u>PAYEE</u>	<u>CHECK #</u>	<u>AMOUNT</u>
Blue Cross Blue Shield of N.D.	008377	\$ 2,708.50
N.D. P.E.R.S.	008378	\$ 41,221.04
Adams, Donna	008379	\$ 165.76
Advanced Business Methods	008380	\$ 873.94
Alternative Sanitation	008381	\$ 220.00
American Engineering Testing, Inc.	008382	\$ 770.15
AmeriPride Linen Service	008383	\$ 160.62
Anchor Drilling Fluids USA, Inc.	008384	\$ 25,440.00
A T & T Mobility	008385	\$ 71.90
Baranko, Phyllis	008386	\$ 244.38
Belfield Automotive Supply, Inc.	008387	\$ 685.48
Belfield Plumbing & Heating	008388	\$ 1,551.80
Best Energy	008389	\$ 1,500.48
Billings County Rural Fire District	008390	\$ 7,121.79
Billings County Pioneer	008391	\$ 789.84
Billings County School District	008392	\$ 3,927.27
Billings County Sheriff	008393	\$ 192.50
Billings County Weed Board	008394	\$ 11,338.43
Boltz Construction	008395	\$ 635.00
Boundtree Medical, LLC	008396	\$ 123.39
Bridger, Gina	008397	\$ 199.24
Bridger, James K.	008398	\$ 199.24
Brooks & Associates, C. E.	008399	\$ 1,794.00
Buckman, Jessica	008400	\$ 180.64
Buffalo Gap, Inc.	008401	\$ 255.00
Butler Machinery Co.	008402	\$ 943.26
Cassidy MD, Dr. Michael	008403	\$ 4,000.00
Challenger Industries, Inc.	008404	\$ 722.87
Creative Energy	008405	\$ 1,121.34
Dakota Farm Equipment, Inc.	008406	\$ 394.85

Dakota Rubber Stamp	008407	\$ 150.33
Dan's Interstate Conoco	008408	\$ 154.01
Deans Distributing	008409	\$ 2,439.80
Diamond Truck Equipment	008410	\$ 445.00
Dickinson Collision Center, Inc.	008411	\$ 201.80
Dickinson Ready Mix Company	008412	\$ 153.00
DJ's Tesoro	008413	\$ 107.14
Dosch, Kathy	008414	\$ 63.26
Electro Watchman, Inc.	008415	\$ 299.40
Electronic Communications	008416	\$ 7,444.00
Fastenal Company	008417	\$ 452.73
Fritz, Darlene	008418	\$ 272.38
General Equipment & Supplies	008419	\$ 2,225.32
George's Tire, LTD	008420	\$ 2,556.00
Gerbig, Gordon	008421	\$ 247.44
Golden Valley County	008422	\$ 9,313.97
Gordon, Donald	008423	\$ 225.90
Griffin-Abrahamson, Mary	008424	\$ 129.12
Heiser, Don	008425	\$ 242.70
Heiser Motor Sales, Inc.	008426	\$ 26,625.00
Hewson, Robert	008427	\$ 240.46
Hlebechuk Construction	008428	\$ 183,385.85
Hlebechuk Construction	008429	\$ 4,875.00
Interstate Power Systems, Inc.	008430	\$ 1,975.46
J and J Operating, LLC	008431	\$ 699.11
Just-In Glass	008432	\$ 722.78
Kadrmass, Lee, & Jackson, Inc.	008433	\$ 92,022.96
Kappel Tree Service, LLC	008434	\$ 1,600.00
Kasian, Connie	008435	\$ 78.60
Kasian, Michael E.	008436	\$ 317.52
Kessel, Anita F.	008437	\$ 89.80
Kessel, Jim	008438	\$ 9,000.00
Kessel, Joseph L.	008439	\$ 392.20
Knolls Ready Mix	008440	\$ 480.00
Kohler Communications	008441	\$ 1,199.98
Kohler Communications	008442	\$ 200.00
Krush, Paul	008443	\$ 92.04
Lacal Equipment, Inc.	008444	\$ 1,329.57
Lamb, Marcia	008445	\$ 234.78
Malkowski, Kasey	008446	\$ 167.20
Malkowski, Kathleen	008447	\$ 318.88
Martin Construction	008448	\$ 1,005,544.29
Medora, City of...	008449	\$ 1,243.35
Menards - Dickinson	008450	\$ 246.32
Mercedes Benz Financial Services	008451	\$ 42,261.82
Midstate Telephone Company	008452	\$ 943.54
Missouri Valley Petroleum	008453	\$ 33,975.05
Mobile Binders	008454	\$ 1,364.77
N.D. Association of Counties	008455	\$ 84.65
N.D. Association of Counties	008456	\$ 1,551.00
N.D. Attorney General's Office	008457	\$ 120.00
N.D. Cowboy Hall of Fame	008458	\$ 200.00
N.D. Department of Trust Lands	008459	\$ 50.00
N.D. Department of Transportation	008460	\$ 99.00
N.D. Newspaper Association	008461	\$ 336.96
N.D. P.E.R.S.	008462	\$ 3,957.02
N.D. State Treasurer	008463	\$ 110.59
NDACO Resources Group, Inc.	008464	\$ 1,770.56
Newby's Ace Hardware	008465	\$ 87.40
North Central Ambulance Sales	008466	\$ 24,193.40
Northwest Tire, Inc.	008467	\$ 105.72
Nova Fire Protection	008468	\$ 260.00
O'Brien Oilfield Service, LLC	008469	\$ 3,018.56
Odermann, Marie	008470	\$ 277.64
Off Road Software, Inc.	008471	\$ 695.00
OK Tire Stores	008472	\$ 130.30
Parkway Ford	008473	\$ 40,750.00
Parkway Ford	008474	\$ 870.30
Physio-Control, Inc.	008475	\$ 10,833.20
Pizza Ranch	008476	\$ 204.86
Polensky, Glenella	008477	\$ 344.20
Polensky, Vernon	008478	\$ 331.20
Porter Motors, Dan	008479	\$ 82.39
Prairie Excavation, LLC	008480	\$ 10,037.99
Pump Systems, Inc.	008481	\$ 330.13
Radisson Hotel - Bismarck	008482	\$ 149.40
Ramkota Hotel - Bismarck	008483	\$ 896.40
Ramkota Hotel - Rapid City	008484	\$ 503.94
RDO Trust 80-5800	008485	\$ 32.42
Redmond, Perry	008486	\$ 260.88
Redmond, Thomas	008487	\$ 161.76
Reiter Welding, Inc.	008488	\$ 560.00
Richard, Byron & Kathleen	008489	\$ 169,875.00
Roberts, Teresa	008490	\$ 223.88
Rodne, Debbie	008491	\$ 214.92
Rummel Auto Wrecking	008492	\$ 131.00
Runnings Farm & Fleet, Inc.	008493	\$ 670.54
S & H Grading, Inc.	008494	\$ 1,387.00
Snyder Repair & Service	008495	\$ 463.20
Solga, Kathleen	008496	\$ 274.06

Southwest Business Machines	008497	\$	426.47
Southwest Multi-Co. Correction Ctr.	008498	\$	350.00
Southwest Water Authority	008499	\$	1,063.19
Southwest Water Authority	008500	\$	1,388.09
Southwestern District Health Unit	008501	\$	4,521.46
Steffan Feeds	008502	\$	395.00
Stein's, Inc.	008503	\$	222.60
Swenson, Sunya	008504	\$	284.14
Tczap, John	008505	\$	45.00
Tom's Service Center	008506	\$	1,504.50
Total Safety US, Inc.	008507	\$	33.23
Ultramax	008508	\$	1,644.00
Uniform Center	008509	\$	124.97
Universal, Inc.	008510	\$	272.23
Verizon Wireless	008511	\$	1,554.29
Wal-Mart	008512	\$	481.82
Westlie Truck Center	008513	\$	715.80
Tuggers, Inc.	008514	\$	9,000.00
N.D. P.E.R.S.	008518	\$	28,934.17
N.D. P.E.R.S.	008522	\$	10,643.85
Century Link	008523	\$	519.32
Consolidated	008524	\$	230.19
Discovery Benefits, Inc.	008525	\$	83.00
Ewoniuk, Shelly	008526	\$	59.60
Information Technology Dept.	008527	\$	457.70
Kessel, Joseph L.	008528	\$	50.40
Medora, City of....	008529	\$	210.94
Pedeliski, Nick	008530	\$	50.64
Reservation Telephone Cooperative	008531	\$	42.87
Roughrider Electric Cooperative, Inc.	008532	\$	2,416.59
Visa	008533	\$	4,963.97
Visa	008534	\$	<u>559.92</u>

The board approved the revenue vouchers for the month of October: Recorder \$10,966.55; Zoning \$350.00; Court \$181.50; Sheriff \$83.00.

Revenues for materials and/or services rendered in October: ND Cowboy Hall of Fame \$1,600.00 ambulance coverage for rodeo; Ernie Buckman \$485.10 bridge plank; Albert Kessel \$435.00 scoria & trucking; Kurt Kordon \$372.00 gravel & trucking; WEED SPRAYING – Tony Obrigewitch \$211.43, Roger Klym \$53.64, Larry Ridl \$53.64, Raymond Kessel \$79.96, John Duletski \$38.62, Jim Haag \$720.13, Charles Sivak \$393.57, Arvid Hecker \$366.44, Edwin Cerkoney \$296.80, Cody Armbrust \$69.79, Byron Richard \$107.17, Kevin Kirsch \$206.44, Geoff Obrigewitsch \$166.01, Robert Klym \$143.64, Paul Kessel \$392.49, Richard Chruszch \$151.48, Hattie Evoniuk \$64.08, Greg Kessel \$56.54, Mike Kasian \$80.34.

Revenues for the month of October: Highway Tax Distribution \$16,303.40; Township Road Distribution \$22,055.58; State Aid Distribution \$102,020.11; Oil & Gas Production Tax \$975,586.24; Interest \$2,730.53; Sheriff \$20,196.30 permits \$5,650.80 overload fees; Royalties \$52,631.27; Ambulance services \$1,600.00.

Payroll in the following amounts were approved for October: General Fund \$123,888.76; Road and Bridge Fund \$104,025.03; Weed Fund \$12,127.72.

With there being no further business, Kessel moved to adjourn the meeting at 11:40P.M. Kasian seconded. All voted aye.

James Arthaud, Chairman

Attest: _____

Marcia Lamb, Auditor/Treasurer

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS
SPECIAL MEETING – NOVEMBER 13, 2014**

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

The purpose of the meeting was to discuss Resolution 2014-16 Burn Ban. Kessel moved to rescind Resolution 2014-16. Kasian seconded. All voted aye. There will be no burn ban in place unless weather conditions change.

With there being no further business on the Special Meeting agenda, Kessel moved to adjourn the meeting 9:05 A.M. Kasian seconded. All voted aye.

Joseph Kessel, Vice-Chairman

Attest: _____

Marcia Lamb, Auditor/Treasurer