

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING APRIL 4, 2023.**

The meeting was called to order by Chairman Lester Iverson at 9:00 A.M. with Commissioners Dean Rodne and Steven Klym in attendance.

Others were present during portions of the meeting: State's Attorney Patrick Weir, Deputy Auditor Jonna Bertelsen, Maintenance Supervisor Travis Bertelsen, Clerk/Recorder Juliana Hammerstrom, Tax Director Stacey Swanson, Ambulance Directors Kyle Michels & Mitch Gilseth, Fire Chief Kyle Shockley, Weed Supervisor Katie Dillman, Sheriff Dean Wyckoff, Road Superintendent Pat Redmond, Dave Otterness, Jim Fuglie, Pat Rummel, Andrew Krebs, Jason O'Day, Jerol Gohnnek, Brian Skabo, Ben Procrive, Clarence Sitter. Via zoom Jen Turnbow, Tami Norgard, Brad Weiderholt, Keith Pic.

The Pledge of Allegiance was recited. Rodne asked that we amend the minutes to change the sentence under the zoning report to state the individual agreed to park the truck and trailer off the property. Rodne moved to approve the minutes with the changes. Klym seconded. All voted aye.

With the weather coming in, the board postponed the afternoon payroll discussion for a later time. Klym moved to approve the agenda with the postponement. Rodne seconded. All voted aye.

Jen Turnbow, Ulteig was present via zoom to give updates regarding the EIS for the Little Missouri River Crossing. Tax & Zoning Director Stacey Swanson was asked to update the commissioners on the land sales in the area from November 2020 to September 2022 to help with land valuation. Property sold at values of \$1,694.00/acre, \$1,566.00/acre in McKenzie County, \$2,100.00/acre closest to the river in Billings County, \$1,963.00/acre further south Medora. The appraiser is currently working on the land evaluation for the acres proposed for the bridge site. Attorney Tami Norgard stated that there needs to be a negotiation process and it can be done prior to the appraisal being completed and it may be discussed in an executive session. Jerol Gohnnek, Sons of Liberty addressed the commission regarding the project. Iverson moved to enter executive session at 9:23 am to discuss negotiations with the attorney as per NDCC 44.04.19. Klym seconded. Iverson and Klym voted aye. Rodne voted nay. Motion carried. The public was asked to leave the room. Those present in the executive session were Commissioners Iverson, Rodne and Klym, States Attorney Patrick Weir, Attorney Tami Norgard, County Auditor Marcia Lamb and Deputy Auditor Jonna Bertelsen. The board adjourned the executive session and went back into the regular meeting at 9:58 am. They invited the public back into the room. Iverson moved to offer \$20,000/acre permanent easement and \$500/acre per year temporary easement for the Little Missouri River Crossing. Klym seconded. Iverson and Klym voted aye, Rodne voted nay. Motion carried.

Jared Mack from Eide Baily was present via teams to present the 2020 and 2021 audit reports. Mack stated that they have a good working relationship with Auditor Lamb's office. Klym moved to accept the financial reports for 2020 and 2021. Rodne seconded. All voted aye.

Andrew Krebs from KLJ was present to give his monthly report.

Stacey Swanson Zoning/Tax Director gave her monthly report. The Medora Area Plan is close to being complete. The leadership team is meeting to go over the final draft before public comment. One ARW application was submitted. Tesoro submitted an ARW for clean up and reclamation from rain washouts. This is located along the Short Rd on Forest Service. Rodne moved to approve the Tesoro ARW application. Klym seconded. All voted aye. They are also working on Consolidated ARWs for the fiber line project. This will be in a digital format for a dynamic review online process. Swanson is working on getting a map for this project so that Dillman and Redmond can review them as they come in.

Ben Procrive was present to inform the commission of a crack in the road next to his house. A stream has developed through this crack and is causing water build up by his house. The commission asked him to get with Road Superintendent Pat Redmond to work on the snow removal and repair of the road.

At 10:33am, Iverson moved to enter into executive session to obtain legal advice from attorneys concerning reasonably predictable litigation against the county pursuant to NDCC Section 44-04-19.1 and 44-04-19.2. Rodne seconded. All voted aye. The public was asked to leave the room. Those present in the executive session were Commissioners Iverson, Rodne and Klym. States Attorney Patrick Weir, Attorney Brad Weiderholt, Sheriff Dean Wyckoff, County Auditor Marcia Lamb, Deputy Auditor Jonna Bertelsen. The board exited executive session at 11:01am. The public was invited back into the room. No motions were made.

The county received two tower site bids. Mesquite Valley Incorporated - \$153,535.98. The Tower Systems bid was received via email to Emergency Manager Shockley. States Attorney Weir stated that a motion to waive the irregularity of the bid due to it being sent unsealed would need to be made to accept the bid. Klym made the motion to waive the irregularity of the bid. Rodne seconded. All voted aye. Tower Systems - \$167,195.00. Klym moved to accept the low bid of \$153,535.98 from Mesquite Valley Communications, Inc. Rodne seconded. All voted aye.

Patrick Redmond Road Superintendent was present to give his monthly report.

Katie Dillman Weed Director was present to give her monthly report. Dillman is in the process of hiring for a couple of vacant spraying positions and prepping all the equipment for the upcoming season.

Kyle Shockley DEM/Fire Chief was present to give his monthly report. Interstate Engineering turned in a proposal for a new emergency building. Shockley will work with departments to develop a plan. They met with the new grasslands supervisor and had a productive meeting for future burn ban protocol.

Travis Bertelsen Maintenance Supervisor gave his monthly report. The snow cleats have been ordered for the roof. Bertelsen will be hiring temporary seasonal help for \$15/hour. The emergency exit in the auditor's office is at the top of the list for projects this year and he will be in contact with contractors to come out and quote the project. The carpet and painting of the inside will be done after the exit project. He is still waiting for a date the generator will be installed.

Ambulance Directors Kyle Michels and Mitch Gilseth were present to give their monthly report. ACLS and PALS training is going on for the advanced EMTs. The new rule changes coming through the state will mandate that the county become a training institute or the students will be forced to use another facility. With the commission's permission, they will get this filed with the state to become an official training institute. The commission was in agreement.

Sheriff Dean Wyckoff was present to give his monthly report. TRMF submitted 4 alcohol permits to the Auditor's office for sales at the amphitheater of beer and wine during concerts they have booked. Clarence Sitter met with Sheriff Wyckoff and discussed how they will monitor the sales and to make sure there is not over consumption or underage drinking. Wrist bands will be given out to everyone over 21 with a drink limit and they will hire security to monitor. Wyckoff does not have a problem with this.

The City of Medora Zoning board has a representative from the extraterritorial area appointed to the board. They proposed a change to the zoning board terms. Klym moved to approve the City of Medora zoning board terms as presented by Doug Ellison's letter. Rodne seconded. All voted aye. Motion Carried.

Auditor Lamb presented the quarterly pledge report. Rodne moved to approve the pledge report as presented. Klym seconded. All voted aye.

The Southwest Multi-County Correction Center contract amendment was presented to the board. States Attorney Weir discussed some of the concerns brought to his attention but did not see a problem with Billings County executing the agreement. Klym moved to approve the agreement. Rodne seconded. All voted aye.

Rodne moved to adjourn the meeting at 11:53am. Klym seconded. All voted aye.

The following claims were approved for payment:

PAYEE	CHECK#	AMOUNT
Blue Cross Blue Shield of ND	22688	\$ 4,264.00
ND Public Employee Retirement Sy	22689	\$ 834.51
ABST Law	22690	\$ 1,194.50
Acme Tools	22691	\$ 79.94
American Welding & Gas	22692	\$ 240.33
Aramark	22693	\$ 474.01
Aspen Mills	22694	\$ 148.79
Baranko Deanna	22695	\$ 182.58
Belfield Automotive Supply	22696	\$ 2,089.28
Belfield Sportsmen Club	22697	\$ 420.00
Billings County Historical Soc	22698	\$ 3,290.39
Billings County Rural Fire Dist	22699	\$ 59,289.07
Billings County School Dist	22700	\$ 763,211.05
Boss Office Products	22701	\$ 3,978.72
Bound Tree Medical LLC	22702	\$ 630.20
Brosz Engineering Inc	22703	\$ 44,685.00
Butler Machinery Co	22704	\$ 629.89
Capital One	22705	\$ 223.85
Cerberus Security	22706	\$ 30.00
Cerkoney Cathy	22707	\$ 50.00
Charbonneau Car Center	22708	\$ 993.00
Code 4 Services Inc	22709	\$ 1,712.86

Creative Energy	22710	\$	288.20
Dakota Insurance	22711	\$	83.00
Dickinson Public Library	22712	\$	4,274.81
Don's Filter & Furnaces Inc	22713	\$	1,092.95
Ecolab Pest Elim Div	22714	\$	354.33
Eide Bailly	22715	\$	17,479.58
Farmers Union Oil Co- Beach	22716	\$	19,276.14
Fastenal Company	22717	\$	43.88
First Initial Respond Systems	22718	\$	372.00
Fredrickson & Byron P.A.	22719	\$	6,922.50
George's Tire LTD	22720	\$	20,305.70
Gooseneck Implement	22721	\$	10,147.82
GS Publishing	22722	\$	1,230.84
J and J Operating LLC	22723	\$	490.85
J P Steel & Supply Inc	22724	\$	75.60
Jones & Bartlett Learning LLC	22725	\$	11.96
Just-In Glass	22726	\$	670.70
Kasian Connie	22727	\$	50.00
Kessel Anita F	22728	\$	50.00
KLJ Engineering LLC	22729	\$	22,345.40
Klym Steve	22730	\$	402.50
Krebs Machine & Repair	22731	\$	251.57
Kubik Bogner Ridl & Selinger PLLP	22732	\$	3,985.40
Linde Gas & Equipment Inc	22733	\$	242.18
Little Missouri Restaurant & Saloon	22734	\$	110.00
Mac's Inc	22735	\$	199.98
Medora, City of	22736	\$	42,999.23
Menards Dickinson	22737	\$	712.88
Metro-Billing Services	22738	\$	48.00
MGM Rural Sanitation LLC	22739	\$	362.29
Midwest Doors Inc	22740	\$	1,108.72
Motorola Solutions	22741	\$	67.57
ND 911 Association	22742	\$	25.00
ND Association of Counties	22743	\$	242.27
ND Attorney Generals Office	22744	\$	140.00
ND Dept of Environmental Quality	22745	\$	420.00
ND Dept of Transportation	22746	\$	324.19
ND Sheriffs & Deputies Association	22747	\$	400.00
ND State Treasurer	22748	\$	14,381.26
NDACO Resources Group Inc	22749	\$	1,285.23
Nelson International	22750	\$	190.60
O'Reilly	22751	\$	104.99
PB Electric	22752	\$	437.00
Pro Tint	22753	\$	550.00
Pump Systems Inc	22754	\$	803.50
Putnam Karen	22755	\$	51.31
Ramada Hotel of Bismarck	22756	\$	88.20
RDO Equipment Co	22757	\$	34,297.35
Red Rock Ford	22758	\$	2,388.19
RELX	22759	\$	233.40
Rodne, Dean	22760	\$	59.17
Runnings Supply Inc	22761	\$	1,596.47
Sanford Health Occ Medicine	22762	\$	488.25
Sax Motor Co	22763	\$	291.90
Service Printers	22764	\$	407.90
Southwest Multi-County Correction	22765	\$	1,000.00
Southwest Water Authority	22766	\$	458.63
Southwestern Dist Health Unit	22767	\$	47,933.50
Symbol Arts	22768	\$	1,013.00
Symonow Rodney	22769	\$	69.65
Thyssen Krupp Elevator	22770	\$	603.95
Uniform Center	22771	\$	90.99

Verizon Wireless	22772	\$	3,444.06
Westlie Crossroads Truck Center	22773	\$	14,180.34
Wyrick Construction	22774	\$	60,908.33
Twin City Roofing LLC	22775	\$	11,500.00
JB's Window Cleaning Service	22776	\$	650.00
CenturyLink	22777	\$	951.42
Information Technology Department	22778	\$	1,319.25
Medora, City of	22779	\$	423.36
Reservation Telephone	22780	\$	40.00
Rodne, Dean	22781	\$	9.17
Roughrider Electric Coop Inc	22782	\$	4,365.24
RTC Networks	22783	\$	1,167.39
Verizon Wireless	22784	\$	55.52
Visa	22785	\$	10,005.68
Visa	22786	\$	2,138.43
Wex Health Inc	22787	\$	56.00
ND Public Employee Retirement Sy	22788	\$	30,779.60
ND Public Employee Retirement Sy	22789	\$	49,724.76
NDFOP State Lodge Treasurer	22790	\$	52.00
ND Public Health Ins Trust	22791	\$	86,985.05
State Dispersement Unit	22792	\$	1,077.00
Wex Health Inc	22793	\$	1,906.27
Red Rock Ford	22794	\$	2,308.94

Revenues for materials and/or services rendered in March: Frank Odell \$100.00 WEED SPRAYING: Christian Anheluk \$54.18

Revenues for the month of March: Road & Bridge permits \$3,906.91; Highway Distribution \$12,582.92; Oil & Gas Production Tax \$136,953.61; Royalties \$29,976.50; Unorganized Oil & Gas Production Tax \$9,130.24; Interest \$9,123.34; State Aid Distribution \$29,323.75; 24/7 Program \$300.00; City of South Heart (EMS) \$5,000.00; City of Medora (EMS & Assessor) \$185,737.33; ND State PILT \$5,875.91; Telecommunications \$24,310.85; BLM Mineral Royalty \$182,492.56.

Payroll in the following amounts was approved for March: General Fund \$209,430.23; Road and Bridge Fund \$135,248.01; Weed Fund \$13,240.37.

With there being no further business, Klym moved to adjourn the meeting at 1:05 pm. Rodne seconded. All voted aye.

Attest:



Marcia Lamb, Auditor/Treasurer



Lester Iverson, Chairman