

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING MAY 3, 2022.**

The meeting was called to order by Chairman Lester Iverson at 9:00 A.M. with Commissioners Dean Rodne and Michael Kasian 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, Daphne Sehn KLJ, Ambulance Director Mitch Gilseth, Ambulance Director Kyle Michels, Road Superintendent Jeff Iverson, Major Dean Wyckoff, Jon Brosz Brosz Engineering.

The Pledge of Allegiance was recited and the board reviewed the commission minutes from the April 5, 2022 regular meeting. Rodne moved to approve the minutes. Kasian seconded. All voted aye.

Kasian moved to approve the agenda. Rodne seconded. All voted aye.

Fire Chief/Emergency Manager Kyle Shockley gave his monthly report. Later in the meeting an emergency declaration for the spring blizzards will be provided to the board. He will get the updated Local Emergency Operations Plan to the commissioners.

Major Dean Wyckoff presented his monthly report.

Emergency Declaration 2022-1 was reviewed. Kasian moved to approve. Rodne seconded. All voted aye. The declaration reads as follows:

**EMERGENCY DECLARATION 2022-1**

**WHEREAS**, Billings County has experienced heavy snowfall, accumulated snow depth, ice accumulations and wind related snow drifting occurring beginning in the month of April, 2022, and continuing into June, 2022; and

**WHEREAS**, heavy snowfall, accumulated snow depth, ice accumulations and wind related drifting of snow has resulted in road and highway closures; and

**WHEREAS**, the cost of snow removal, including overtime and fuel expenditures as well as infrastructure damage is in excess of county resources;

**NOW, THEREFORE, BE IT RESOLVED** that the Billings County Commission declares a state of emergency in Billings County, North Dakota.

Dated at Medora, North Dakota, this 3<sup>rd</sup> day of May, 2022.

APPROVED: \_\_\_\_\_  
Lester Iverson, Chairman

ATTEST: \_\_\_\_\_  
Marcia Lamb, County Auditor

Travis Bertelsen gave his monthly report. He thanked Dick Goodijohn and John Tczap for help with snow removal when he could not get to town.

Clerk of Court/Recorder Juliana Hammerstrom gave her monthly report. She discussed the possibility of the legislature making the Clerk of Court a state position and the county is not in favor of this. She will keep the board informed. The board approved and signed the County Clerk of Court agreement with the state for the 2022-23 year.

Ambulance Director Kyle Michels presented his monthly report. May 15<sup>th</sup> – 21<sup>st</sup> is EMS week and they will be posting a variety of events. The mutual aid agreements and Intercept agreements with surrounding areas need to be updated. Rodne moved to approve the update the agreements. Kasian Seconded. All voted aye.

Tax Director Stacey Swanson presented her monthly report. There was 1 ARW application this month to approve. Road Superintendent approved these with no conditions.

- RTC Networks is putting in a new fiber line along 36<sup>th</sup> St. SW that will be parallel with the existing line.

Rodne made the motion to approve the ARW as presented. Kasian seconded. All voted aye.

Swanson then reviewed the zoning board decision to table the amendment of the ordinance for accessory dwelling units to be used as short-term rental until the comprehensive plan for the city is finalized. The local board of county equalization will be held June 7<sup>th</sup> at 1:00pm. NDLTAP will be sponsoring a free 3-day workshop for Uniform Act and Acquisitions Negotiations Training May 17<sup>th</sup>-19<sup>th</sup>.

Belfield/Billings County Ambulance merger. The joint powers agreement was discussed. Sandra Kuntz the Belfield City Attorney will look this over with the proposed changes and bring to the Belfield city council meeting next week for their review and input. We will be hosting 2 townhall meetings, one at the Fairfield Firehall on May 23<sup>rd</sup> at 7:00pm and the other at the Medora Emergency building on May 25<sup>th</sup> at 7:00pm.

States Attorney Pat Weir discussed the status of the Quiet Title (roadless) lawsuit. The Statute of limitations caused the Counties/States case to be denied. There are three options moving forward, the board can petition for a rehearing by the three appellate judges, they can request a hearing by the nine member full court of appeals or petition for certiorari which would go to the federal Supreme Court to review the case in their discretion. Due to the fact that they would only deal with the question of the Statute of Limitations and not the merits of the case, it is felt that the best option legally is to review the county maps and designate the roads that would meet the courts criteria for agreeing to the individual McKenzie County roads.

States Attorney Weir gave his monthly report. Checking on the tax status for the Library on what they will need to pay in the PILOT if they are tax exempt. Former Tax Commissioner Ryan Rauschenberger has agreed to be our consultant for the non-profit property tax issues. Commissioners would like for Weir to gain consensus regarding the property tax issues from the library prior to moving forward on any agreements with the library.

Road Superintendent Jeff Iverson was present to give his monthly report.

Daphne Senn, KLJ and Jon Brosz, Brosz Engineering were present to give their monthly reports.

The following claims were approved for payment:

Blue Cross Blue Shield of ND	21182	\$	3,684.00
ND Public Employee Retirement Sy	21183	\$	858.12
ABC Fencing LLC	21184	\$	37,678.76
Albany Chrysler Dodge Jeep Ram	21185	\$	20,205.00
Alex Air Apparatus Inc	21186	\$	6,819.95
All Around Tire & Oil	21187	\$	2,717.17
Aramark	21188	\$	426.46
Baymont Inn & Suites	21189	\$	172.80
Belfield Automotive Supply	21190	\$	3,330.00
Bertelsen Jonna	21191	\$	45.50
Best Energy	21192	\$	108.12
Billings County Historical Society	21193	\$	221.74
Billings County Rural Fire District	21194	\$	5,379.62
Billings County School District	21195	\$	47,583.63
Bismarck Tribune	21196	\$	630.00
Boespflug Trailers & Feed	21197	\$	47.04
Boss Office Products	21198	\$	1,410.06
Bound Tree Medical LLC	21199	\$	1,834.21
Brosz Engineering Inc	21200	\$	9,087.50
Butler Machinery Co	21201	\$	1,993.80
Capital One	21202	\$	74.33
Central Mechanical	21203	\$	450.00
Cerberus Security	21204	\$	30.00
Charbonneau Car Center	21205	\$	829.16
Chimney Butte Land LLLP	21206	\$	1,567.80
Code 4 Services Inc	21207	\$	14,495.61
Creative Energy	21208	\$	403.96
Dakota Fluid Power Inc	21209	\$	858.62
Dakota Insurance	21210	\$	523.00
Dakota Sports	21211	\$	1,470.40
Dell Marketing LP	21212	\$	291.80
Dickinson Public Library	21213	\$	5,420.51
Ecolab Pest Elim Div	21214	\$	338.00
Farmers Union Oil Co - Beach	21215	\$	16,239.06
Forsgren Associates Inc	21216	\$	2,128.65
Four Corners Café	21217	\$	240.00
Gall's Inc	21218	\$	137.28
George's Tire LTD	21219	\$	7,107.00
Gooseneck Implement	21220	\$	343.48
Hammerstrom Juliana	21221	\$	70.20
Kevin's Auto & Truck Repair	21222	\$	5,168.27
KLJ Engineering LLC	21223	\$	11,677.75
Kohler Communications Inc	21224	\$	200.00
Krebs Machine & Repair	21225	\$	8,496.25
Kubik Bogner Ridl & Selinger PLLP	21226	\$	3,000.00
Ladbury Jim	21227	\$	1,200.00
Lapp Colleen	21228	\$	203.45
Linde Gas & Equipment Inc	21229	\$	30.35
Lithia CJD of Grand Forks	21230	\$	30,770.90

Little Missouri Restaurant & Saloon	21231	\$	490.00
Medora, City of	21232	\$	424.96
Medora, City of	21233	\$	1,049.95
Menards Dickinson	21234	\$	290.16
Metro-Billings Services	21235	\$	92.00
MGM Rural Sanitation LLC	21236	\$	313.00
Motorola Solutions	21237	\$	126.58
ND Association of Counties	21238	\$	48.03
ND Dept of Transportation	21239	\$	4,319.36
ND EMSA	21240	\$	1,440.00
ND State Radio Communications	21241	\$	5,126.36
ND State Treasurer	21242	\$	1,081.38
NDACO Resources Group Inc	21243	\$	1,262.81
Nelson International	21244	\$	287.34
Newby's Ace Hardware	21245	\$	39.38
Nutrien Ag Solutions	21246	\$	32,760.80
Pickett Thomas	21247	\$	13,000.00
Premier Woodcraft	21248	\$	8,152.47
Pump Systems	21249	\$	1,516.69
Pyramid Communications	21250	\$	147.20
Quadient Leasing USA Inc	21251	\$	375.00
Quality Quick Print	21252	\$	560.00
Radisson Hotel - Bismarck	21253	\$	311.04
RDO Equipment Co	21254	\$	4,803.22
RELX	21255	\$	233.40
Rummel Dean	21256	\$	200.00
Rummel Patrick	21257	\$	340.50
Runnings Supply Inc	21258	\$	353.87
Sanford Health Occ Med	21259	\$	34.00
Sanford Health Inpt Pharmacy	21260	\$	1,757.00
Southwest Multi-County Correction Ctr	21261	\$	8,500.00
Southwest Water Authority	21262	\$	180.37
Southwest Water Authority	21263	\$	452.57
Southwestern Dist Health Unit	21264	\$	3,333.18
Steffen Harley	21265	\$	300.00
Stein's Inc	21266	\$	236.40
The Badlands Patriot, LLC	21267	\$	1,766.70
Verizon Wireless	21268	\$	2,275.84
West Dakota Oil Inc	21269	\$	32,994.25
Westlie Crossroads Truck Center	21270	\$	1,712.00
Wyckoff Dean	21271	\$	340.50
Zoll Medical Corp	21272	\$	1,466.55
ND Public Employee Retirement Sy	21273	\$	10,520.00
ND Public Employee Retirement Sy	21274	\$	43,391.66
ND Public Employee Retirement Sy	21275	\$	650.00
NDFOP State Lodge Treasurer	21276	\$	25.00
North Dakota Public Health Ins Trust	21277	\$	70,080.40
Prudential Service Center	21278	\$	14.29
State Dispersment Unit	21279	\$	717.00
Wex Health, Inc	21280	\$	3,010.45
CenturyLink	21281	\$	929.61
Information Technology Dept	21282	\$	1,176.45
Kasian Michael E	21283	\$	121.68
Medora, City of	21284	\$	449.81
Reservation Telephone	21285	\$	40.00
Rodne, Dean	21286	\$	24.57
Roughrider Electric Coop Inc	21287	\$	4,011.18
RTC Networks	21288	\$	1,287.47
Verizon Wireless	21289	\$	43.20
Visa	21290	\$	3,436.61
Visa	21291	\$	2,785.05
Wex Health, Inc	21292	\$	63.00
ND State Tax Commissioner Payroll	21293	\$	16,890.00
Job Service North Dakota	21294	\$	1,527.58

The board approved the revenue vouchers for the month of April: Recorder \$4,682.80; Zoning \$3,451.80; Court \$50.00; EMS \$2,400.89, Sheriff \$0.00.

Revenues for materials and/or services rendered in April: WEED SPRAYING: John Kessel \$197.03, Roy Krivoruchka \$141.75, Clint Ridl \$1,664.96.

Revenues for the month of April: Road & Bridge permits \$4,136.12; Highway Distribution \$12,950.70; Oil & Gas Production Tax \$195,939.27; Royalties \$37,110.82; Unorganized Oil & Gas Production Tax \$13,062.61; Interest \$7,680.84; State Aid Distribution \$22,189.32; NDIRF \$38,210.00; SO 24/7 \$200.00.

Payroll in the following amounts was approved for April: General Fund \$190,642.58; Road and Bridge Fund \$115,503.30; Weed Fund \$12,254.52.

With there being no further business, Rodne moved to adjourn at 11:21am. Kasian seconded. All voted aye.

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Lester Iverson, Chairman

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

Marcia Lamb, Auditor/Treasurer