

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING – JANUARY 7, 2020**

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

Others present during portions of the meeting were: Sheriff Pat Rummel, Fire Chief Kyle Shockley, Daphne Senn, Tax & Zoning Director Stacey Swanson, Ambulance Directors Mitch Gilseth & Kyle Michels, Kevin Kessel.

Kessel moved to approve the minutes from the December 3, 2019 regular and December 18, 2019 regular meeting. Kasian seconded. All voted aye.

Kevin Kessel was present to discuss the fire hall in Fryburg and asked why the commission feels a new fire hall is needed. He stated he is not against upgrading buildings, but would like them to wait. The board stated that there are no drawings or pricing options that have been reviewed. The ambulance, Fire Chief and law enforcement need to get together and determine what the needs are for the county. All fire halls in the county except for Fryburg have been upgraded and they want to have infrastructure that lasts for 20 plus years. They will be sure to include the fire board when they are reviewing and gain their input.

Commissioner Kessel made a motion to go into executive session to discuss potential litigation regarding the Little Missouri River Crossing and to consult with the States Attorney, Patrick Weir by phone conference. Auditor Lamb recited NDCC 44-04-19.2. Kasian seconded the motion. All voted aye. The public was asked to leave the room during the discussion. Jim Arthaud, Joe Kessel, Mike Kasian, Marcia Lamb and Jonna Bertelsen were in the room and H. Patrick Weir was on by conference call. This executive session was recorded as required. At 11:30, the board came out of executive session. Kessel moved to intervene in the Federal Highway lawsuit filed by the Short family. Kasian seconded. All voted aye.

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

The board reviewed the 2020 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 2020-01 through 2020-11 are as follows:

Resolution 2020-01 designates the following appointments: State's Attorney– H. Patrick Weir & Criminal Prosecutor Janilyn Murtha 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 – Mitch Gilseth & Kyle Michels; Paramedic – Eileen Goodijohn; Paramedic – Kali Olin; Paramedic – Krystal ThorndykeWellness Coordinators – Patty Thompson & Yelena Gerbig; Consulting Engineers – Kadrmas, Lee & Jackson, P.C., Interstate Engineering, Ameritech Engineering, Northern Plains Engineering, Heartland Engineering, Brosz Engineering & Forsgren & Associates; Houston Engineering; GT Architecture.

Resolution 2020-02 sets regular monthly meetings of the Board of County Commissioners for 2020 to begin at 9:00 A.M. on the following dates unless changes are posted and advertised to the official county paper: January 7, February 4, March 3, April 7, May 5, June 2, July 7, August 4, September 1, October 6, November 3, and December 1. 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 2020-03 designates the following holidays when the courthouse will be closed: January 1 – New Year's Day, January 20 – Martin Luther King Day, February 17 – President's Day, April 10 – Good Friday, May 25 – Memorial Day, July 3 - Independence Day, September 7 – Labor Day, November 11 – Veterans' Day, November 26 & 27 – Thanksgiving, December 24– Christmas Eve, and December 25 – Christmas Day.

Resolution 2020-04 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. All courthouse employees still work a 40 hour work week.

Resolution 2020-05 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 2020-06 authorizes the County Auditor/Treasurer to pay certain miscellaneous expenses such as postage, freight, telephone, regular employee payroll and apportionments.

Resolution 2020-07 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 2020-08 accepts the following pledges of security from the named depository banks: Choice Financial \$112,000,000.00 (Pooled) plus \$250,000.00 FDIC; Bank of the West \$32,790,008.00 plus \$250,000.00 FDIC; and First State Bank of Golva \$1,248,082.40 plus \$250,000.00 FDIC.

Resolution 2020-09 authorizes the County Auditor/Treasurer to invest, reinvest, and redeem Certificates of Deposit and other investments of the County.

Resolution 2020-10 directs that all legal notices be published in the official elected County newspaper, "Billings County Pioneer," and be posted in the Courthouse.

Resolution 2020-11 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)	90,042.09
Auditor/Treasurer	87,493.28
Deputy Auditor/Treasurer/Title VI Assistant 1	67,462.52
Deputy Auditor/Treasurer/Title VI Assistant 2	67,462.52
State's Attorney	80,000.00
Tax Director/Zoning Inspector	76,621.69
Deputy Tax Director/Zoning Inspector	66,382.52
County Recorder/Clerk of Court/Magistrate	76,621.69
Deputy County Recorder/Wellness Coordinator	66,382.52
Deputy Clerk of Court/Wellness Coordinator	66,382.52
Sheriff /Emerg. Mgr/Title VI Coordinator (4130)	99,000.00
Major (4135)	77,807.99
Captain (4131)	74,687.99
Deputy Sheriff (4133)	70,695.85
Deputy Sheriff (4134)	70,695.85
Captain (4136)	74,687.99
Fire Chief/Assistant Emergency Manager	76,807.99
EMS Director/Paramedic (8741)	75,621.69
EMS Director/Paramedic (8742)	75,621.69
Paramedic 3 (8743)	69,695.85
Paramedic 4 (8744)	69,695.85
Paramedic 5 (8745 vacant)	69,695.85
Courthouse Maintenance/Custodian	69,458.84
Road Superintendent	85,193.99
Road Foremen (3)	71,147.75
Road Crew	67,963.71
Road Crew (Part-time)	31.20/hr
Veteran Service Officer	13,000.00
Weed Control Officer	70,087.16
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

Tax & Zoning Director Stacey Swanson discussed the ordinance amendments and clarifications on them. She is working with Budd-Fallon and Y2 consultants on the land use plan.

There were no ARW or Pipeline Permits to review.

Sheriff Rummel stated that the State license for Club 85 is now in order. Kasian moved to approve the beer and liquor license for Club 85. Kessel seconded. All voted aye.

Ambulance Directors Mitch Gilseth & Kyle Michels gave their monthly report. Airmed Lifeflight has been contacted for more information. They also stated that there was an incident at the crew quarters and wind took the front steps and the door. They discussed the plan for a new ambulance building and they will be working with Roger Volesky. Also discussed was a stakeholder group to become a cardiac ready community. Auditor Lamb will be in the group. They have a CPR class coming up and 31 employees will be taking it.

Fire Chief Kyle Shockley discussed buildings with the board and will be included in the group to meet with Roger Volesky to work on plans.

Sheriff Pat Rummel presented his monthly report. There were 1,537 calls for service in 2019.

Daphne Senn was present from KLJ for the monthly engineers report. Road Superintendent Jeff Iverson was out for training but submitted his report by email. She went over the wetland monitoring reports and the TR oilfield road realignment. The gravel pits are all completed. The scour analysis on the bridges are due to the DOT in March. She also stated that KLJ will be moving back into their old offices in Dickinson in mid February.

The board discussed hiring a mechanic for the County.

Auditor Lamb presented a request for payment for the TR Expressway for 2020 in the amount of \$8,000. Kessel moved to approve. Kasian seconded. All voted aye.

Commissioner Kessel brought up an issue with a road behind Von Johnson's house. He will discuss when Jeff is back and they will look at the road after the rig is moved.

The following claims were approved for payment:

PAYEE	CHECK #	AMOUNT
N.D. P.E.R.S.	017568	\$ 74,978.78
Blue Cross Blue Shield of N.D.	017569	\$ 4,260.50
3D Specialties	017570	\$ 178.43
ABC Diesel, Inc.	017571	\$ 353.93
AmeriPride Linen Service	017572	\$ 502.31
Belfield Automotive Supply, Inc.	017573	\$ 917.65
Belfield Sportsman Club	017574	\$ 360.00
Billings County Pioneer	017575	\$ 423.24
Billings County Rural Fire District	017576	\$ 85.46
Billings County School District	017577	\$ 10,000.00
Billings County School District	017578	\$ 1,500.00
Billings County School District	017579	\$ 941.10
Boss Office Products	017580	\$ 22.39
Bound Tree Medical, LLC	017581	\$ 2,550.19
Charbonneau Car Center	017582	\$ 12,003.00
Code 4 Services, Inc.	017583	\$ 46.75
Dakota Insurance	017584	\$ 94.00
Deans Distributing	017585	\$ 4,051.00
Diamond Truck Equipment	017586	\$ 7,460.00
Domestic Violence & Rape Crisis Ctr.	017587	\$ 25,000.00
Elder Care	017588	\$ 2,000.00
Family Connect Visitation Center	017589	\$ 5,000.00
First Initial Respond Systems	017590	\$ 68.81
Fisher Industries	017591	\$ 40,628.68
George's Tire, Ltd.	017592	\$ 360.75
Golden Valley County	017593	\$ 16,727.92
Golden Valley Soil Conservation Dist.	017594	\$ 2,500.00
Gooseneck Implement	017595	\$ 327.83
Heiser Electric, Don	017596	\$ 11,749.62
Hild, John	017597	\$ 30,000.00
Hild, John	017598	\$ 500.00
Hintz, Dr. Kadon	017599	\$ 12,000.00
Hlebechuk Construction, Inc.	017600	\$ 720.00
Kadrmaz, Lee, & Jackson, Inc.	017601	\$ 25,542.62
Kastrow, Jason	017602	\$ 250.00
Kastrow, Lisa	017603	\$ 250.00
Kessel, Anita F.	017604	\$ 603.20
Krebs Machine & Repair	017605	\$ 10.00
Matthew Bender & Co., Inc.	017606	\$ 249.61
Medora Convention & Visitor Bureau	017607	\$ 17,000.00
Menards - Dickinson	017608	\$ 91.26
MGM Rural Sanitation, LLC	017609	\$ 309.00
Mid-States Organized Crime	017610	\$ 100.00
Midstate Telephone Company	017611	\$ 1,221.98
Midwest Doors, Inc.	017612	\$ 246.97
Murtha, Janilyn K.	017613	\$ 2,416.66
National Association of Counties	017614	\$ 450.00
N.D. 911 Association	017615	\$ 50.00
N.D. Association of Counties	017616	\$ 9,000.00
N.D. Association of Counties	017617	\$ 117.84
N.D. Association of Counties	017618	\$ 52,704.71
N.D. Association of Counties	017619	\$ 126.00
N.D. Association of Counties	017620	\$ 11.00
N.D. Association of County Engineers	017621	\$ 150.00
N.D. Atmospheric Resources Board	017622	\$ 2,500.00
N.D. Clerk's Association	017623	\$ 100.00
N.D. County Commissioners Assoc.	017624	\$ 1,280.00
N.D. Cowboy Hall of Fame	017625	\$ 200.00
N.D. Dept. of Environmental Quality	017626	\$ 240.00
N.D. Department of Transportation	017627	\$ 11.50
N.D. Department of Transportation	017628	\$ 11.50
N.D. Office of the State Auditor	017629	\$ 360.00
N.D. State Radio Communications	017630	\$ 3,239.76
N.D. State Treasurer	017631	\$ 595.72

NDACO Resources Group, Inc.	017632	\$	29,753.08
Nelson International	017633	\$	1,599.22
Newby's Ace Hardware	017634	\$	24.95
North Central Ambulance Sales	017635	\$	79.15
Off Road Software, Inc.	017636	\$	7,500.00
Parent/Family Resource Center	017637	\$	1,300.00
Porter Motors, Dan	017638	\$	25,726.50
Pump Systems, Inc.	017639	\$	21.28
Rask, Scott	017640	\$	68.53
RDO Equipment Company	017641	\$	776.06
RELX, Inc.	017642	\$	233.40
Roosevelt-Custer Regional Council	017643	\$	5,700.00
Rummel, Patrick	017644	\$	70.00
Runnings Supply, Inc.	017645	\$	59.99
Sanford Inpatient Pharmacy	017646	\$	579.00
Sanitation Products, Inc.	017647	\$	537.19
Southwest Business Machines	017648	\$	323.42
Southwest Multi-Co. Correction Center	017649	\$	24,831.33
Southwest Multi-Co. Correction Center	017650	\$	660.00
Southwest Water Authority	017651	\$	3,350.43
Southwest Water Authority	017652	\$	15.33
Southwestern District Health Unit	017653	\$	2,500.00
Southwestern District Health Unit	017654	\$	57.93
Stark County Auditor	017655	\$	39,894.86
Stark County Auditor	017656	\$	13,000.00
Stark/Billings Soil Conservation Dist.	017657	\$	7,000.00
Stein's, Inc.	017658	\$	127.02
Sundre Sand & Gravel, Inc.	017659	\$	106,118.35
Sundre Sand & Gravel, Inc.	017660	\$	81,652.68
Sunrise Youth Bureau	017661	\$	7,000.00
Temp Right Service, Inc.	017662	\$	3,743.53
Theodore Roosevelt Expressway	017663	\$	8,000.00
Total Safety U.S., Inc.	017664	\$	82.67
Unlimited Office Products, Inc.	017665	\$	689.50
Verizon Network Fleet, Inc.	017666	\$	75.80
Verizon Wireless	017667	\$	1,910.23
Visions West ND	017668	\$	180.00
Visions West ND	017669	\$	750.00
West Dakota Oil, Inc.	017670	\$	4,931.57
Western Choice Cooperative	017671	\$	16,964.91
Westlie Crossroad Truck Center	017672	\$	458.72
Wosepka, PC, James J	017673	\$	2,400.00
N.D. P.E.R.S.	017675	\$	74,840.32
Job Service North Dakota	017677	\$	3,664.33
Century Link	017684	\$	598.34
DirecTV	017685	\$	116.52
Discovery Benefits, Inc.	017686	\$	84.00
Information Technology Dept.	017687	\$	962.61
Mail Finance	017688	\$	375.00
Medora, City of...	017689	\$	418.21
N.D. State Tax Commissioner	017690	\$	1,547.90
Reservation Telephone Cooperative	017691	\$	46.67
Roughrider Electric Cooperative, Inc.	017692	\$	4,496.78
Verizon Wireless	017693	\$	30.06
Visa	017694	\$	3,929.78
Visa	017695	\$	616.28
Century Link	017696	\$	208.18
Roughrider Electric Cooperative, Inc.	017697	\$	<u>180.11</u>

The board approved the revenue vouchers for the month of December: Recorder \$8,133.40; Zoning \$0.00; Court \$65.00; Sheriff \$58.00; EMS \$6,960.49.

Revenues for materials and/or services rendered in December: Robertson Metal Recycling \$362.50 materials; Russ Kling \$1,549.75 scoria & hauling & blading. WEED SPRAYING: Jason & Tina Downing \$41.91, Billings County District 1 \$2,374.20, District 2 \$3,714.40, District 3 \$2,504.50, Gene Braunberger Jr. \$34.16, Lana Safratowich \$28.64, David Armbrust \$461.08, Larry Ridl \$338.57.

Revenues for the month of December: Sheriff \$18,396.95 permits; Highway Distribution \$15,980.28; Oil & Gas Production Tax \$365,361.51; Interest \$21,981.07; Royalties \$23,102.94; Unorganized Oil & Gas Production Tax \$24,357.44; BLM Mineral Royalty \$137,996.52.

Payroll in the following amounts were approved for December: General Fund \$182,997.29; Road and Bridge Fund \$130,003.93; Weed Fund \$7,311.22.

With there being no further business, the meeting ended at 12:00P.M.

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James Arthaud, Chairman

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

Marcia Lamb, Auditor/Treasurer