

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING – JANUARY 6, 2016**

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

Others present during portions of the meeting were: Sheriff Pat Rummel, EMS Director Keri Rummel, John Hild, Mike Beaudoin, Paul Douglas, Recorder/Clerk of Court Donna Adams, Justin Hyndman, and Road Superintendent Jeff Iverson.

The board held elections for the 2016 Chairman and Vice-Chairman positions. Kessel moved to appoint Jim Arthaud as Chairman. Kasian seconded. All voted aye. Kessel nominated Mike Kasian as Vice-Chairman. Arthaud seconded. All voted aye.

Kessel moved to approve the minutes from the December 1, 2015 regular meeting and the December 17, 2015 special meeting. Kasian seconded. All voted aye.

Kasian moved to approve the 2016 resolutions. Kessel seconded. Motion carried. The full texts of the resolutions are on file in the Auditor's Office and posted on the public bulletin board in the Billings County Courthouse. Resolutions 2016-01 through 2016-11 are as follows:

Resolution 2016-01 designates the following appointments: State's Attorney – Jay Brovold; Disaster Emergency Coordinator – Pat Rummel; Magistrate – Donna Adams; 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 - Clara Kessel; Paramedic - Patty LaPaglia; Paramedic – Jonathan Lewis; Wellness Coordinators – Chris Johnson & Kathy Dosch; Consulting Engineers – Kadrmas, Lee & Jackson, P.C., Interstate Engineering, Ameritech Engineering, Northern Plains Engineering, Heartland Engineering, and Forsgren & Associates.

Resolution 2016-02 sets regular monthly meetings of the Board of County Commissioners for 2016 to begin at 9:00 A.M. on the following dates unless changes are posted and advertised in the paper: January 5, February 2, March 1, April 5, May 3, June 7, July 5, August 2, September 6, October 4, November 1, and December 6. 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 2016-03 designates the following holidays when the courthouse will be closed: January 1 – New Year's Day, January 18 – Martin Luther King Day, February 15 – President's Day, March 25 – Good Friday, May 30 – Memorial Day, July 4 - Independence Day, September 5 – Labor Day, November 11 – Veterans' Day, November 24 & 25 – Thanksgiving, December 23 – Christmas Eve, and December 26 – Christmas Day.

Resolution 2016-04 designates the courthouse will be open every Monday through Friday during the hours of 8:00 A.M. to 4:00 P.M. except Memorial Day through Labor Day it will be open Monday through Thursday hours of 7:00 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 2016-05 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 2016-06 authorizes the County Auditor/Treasurer to pay certain miscellaneous expenses such as postage, freight, telephone, regular employee payroll and apportionments.

Resolution 2016-07 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 2016-08 accepts the following pledges of security from the named depository banks: Choice Financial \$2,925,000.00 plus \$250,000.00 FDIC; Bank of the West \$32,879,815.00 plus \$250,000.00 FDIC; Wells Fargo Bank \$2,032,539.33 plus \$250,000.00 FDIC; and First State Bank of Golva \$1,942,874.28 plus \$250,000.00 FDIC.

Resolution 2016-09 authorizes the County Auditor/Treasurer to invest, reinvest, and redeem Certificates of Deposit and other investments of the County.

Resolution 2016-10 directs that all legal notices be published in the official elected County newspaper, "Billings County Pioneer," and posted in the Courthouse.

Resolution 2016-11 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)	23,103.38
Auditor/Treasurer	76,497.14
Deputy Auditor/Treasurer/Title VI Assistant 1	58,758.76
Deputy Auditor/Treasurer/Title VI Assistant 2	58,758.76
State's Attorney	66,717.16
Tax Director/Zoning Inspector	68,797.16
Deputy Tax Director/Zoning Inspector	56,358.76
County Recorder/Clerk of Court/Magistrate	68,797.16
Deputy County Recorder	58,758.76
Deputy Clerk of Court	58,758.76
Sheriff/Emergency Mgr/Title VI Coordinator (4130)	80,435.98
Deputy Sheriff (4131)	62,987.52
Chief Deputy Sheriff (4133)	66,901.38
Deputy Sheriff (4134)	62,987.52
Deputy Sheriff (4135)	62,987.52
Deputy Sheriff (4136)	62,987.52
Fire Chief	60,103.38
EMS Director/Paramedic (8740)	64,226.98
EMS Deputy Director/Paramedic (8741)	61,396.56
Paramedic 3 (8742)	58,276.58
Paramedic 4 (8744)	58,276.58
Custodian	61,774.76
Road Superintendent	77,201.38
Road Foremen (3)	63,430.26
Road Crew	60,309.14
Road Crew (Part-time)	26.78/hr
Veteran Service Officer	11,200.00
Weed Control Officer	62,390.76

#### EXTENSION SERVICES

County Agent (Share with Stark County)	7,975.88
(Share with Golden Valley)	1,850.00
3 - Co. Agent Assistants (Share with Stark County)	11,791.23
Home Economist (Share with Stark County)	5,369.65
(Share with Golden Valley)	200.00
Secretary (Share with Golden Valley)	1,550.00

#### SOCIAL SERVICES - Share with Golden Valley County - 40%

Social Services Director (Golden Valley & Billings)	27,812.11
Social Worker	20,818.61
Social Worker	18,168.00
Social Worker	18,168.00
Eligibility Worker	18,628.42
Administrative Assistant	12,854.40
Homemaker II	7.37/hr
Homemaker II	5.56/hr
Homemaker II	5.56/hr

Billings County Social Service Board Members 50.00/meeting

Discussion ensued regarding a letter received regarding the 2016 Maah Daah Hey 100 in May and the Badlands Gravel Battle August. The race organizer is requesting to have a beer garden and catering in the county outside of Medora from noon to midnight during the races. Sheriff Rummel was in attendance and will contact the race organizer to get more information and request his attendance at a later meeting.

Sheriff Rummel will also contact Badlands Ministries. There is a question as to whether they are selling beer or liquor during wedding events. If so, they will need to apply for a beer & liquor license or special events permits.

The annual contract for Bowman Radar was reviewed. Kasian moved to approve the contract. Kessel seconded. All voted aye.

Sheriff Rummel addressed the board regarding changes in the Uniform County Permitting structure. Billings County signed an agreement stating that the roads would be built and maintained to support 105,500 truck weights. A few counties met and agreed that all counties under this agreement will go to e-permits versus paper. Billings County did not approve of the change. Sheriff Rummel will update the board as this progresses.

Sheriff Rummel went over his monthly report.

Road Superintendent Jeff Iverson presented his monthly report.

The board reviewed zoning requests that had been addressed by the zoning board at their December 17, 2015 meeting as follows:

Paul & Joann Douglas; Eagle Ridge Lodge, LLC: Application for a minor subdivision to split Tract 3 of Douglas Subdivision in section 6-139-102 into 2 lots: Parcel 1 will be 13.88 acres and remain Commercial zoning (14937 Dutchmans Rd SW). Parcel 2 will be 6.06 acres; request to rezone Parcel 2 from Commercial to Residential. The house on parcel 2 will not have a new approach and there is a private water line easement. The zoning board approved the split into a minor subdivision and residential zoning for Parcel 2. Kessel moved to uphold the zoning board decision on the split into a minor subdivision. Kasian seconded. All voted aye. Kasian moved to uphold the zoning board decision on residential zoning for Parcel 2. Kessel seconded. All voted aye.

John Hild was present to discuss the building permit process for an unfinished pole barn out at the Bully Pulpit Golf Course. Due to the commercial zoning, the fee for the permit was just over \$5,000.00. John Hild turned in the bids and final cost for the building was \$100,000.00. Tax & Zoning Director Swanson will meet with Forsgren to discuss fees for pole barns and other agricultural buildings.

Arvid Hecker: 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). Proposed use is temporary for the storage of rig & oil field equipment. No issues with complaints or road problems. The zoning board approved the Variance for another year. Kessel moved to uphold the zoning board decision. Kasian seconded. All voted aye.

Andrew C Hecker Family Trust: Application for a Variance to allow an industrial use in an agricultural district, NE1/4 section 14-142-98 (2001 121<sup>st</sup> Ave SW). Proposed use is temporary for the storage of rig & oil field equipment. The zoning board approved the Variance for another year. Kessel moved to uphold the zoning board decision. Kasian seconded. All voted aye.

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

Discussion ensued regarding the potential Highway 85 expansion.

Justin Hyndman from KLJ was present for the monthly engineers report.

Discussion ensued regarding a purchase that was approved in 2015 for the Billings County Rural Fire District. Kessel moved to approve amending the emergency services budget by \$300,000.00 to purchase the truck. The energy impact funds will be reimbursed to the county. Kasian seconded. All voted aye. There is enough in the County General Fund for this amendment.

Emergency Services Director Keri Rummel addressed the board regarding the mutual aid agreement with Beach Community Ambulance. She will meet with Beach and inform the board at the next meeting regarding possible changes in the structure. Currently Beach Community Ambulance pays for 50% of one Billings County paramedic to provide services. They will be hiring their own paramedics and the agreement will need to be reviewed.

The board approved the revenue vouchers for the month of December: Recorder \$7,679.00; Zoning \$2,207.62; Court \$50.00; Sheriff \$30.00.

Revenues for materials and/or services rendered in December: Frank Odell \$52.50 used bridge plank; Dudley Stuber \$1,320.00 trucking; Bernard Palahniuk \$157.50 crushed scoria; Flying Y \$403.50 scoria & hauling; Roger Klym \$956.20 gravel & hauling; Florian Kuntz \$144.50 blading; Larry Hagen \$748.00 scoria & hauling; Dale Baranko \$1,566.60 gravel & hauling; Sparrow Investments \$248.00 scoria & hauling; Steve & Connie Hartman \$654.38 scoria & hauling; Kevin & Collette Kirsch \$278.50 scoria & hauling; Roger Kessel \$548.55 gravel & hauling; Leon Armbrust \$527.50 scoria & hauling; Robertson Metal Recycling \$687.50 scrap metal;

WEED SPRAYING Arvid Hecker \$402.29, Steve Klym \$89.30, Mike Kasian \$52.06, ND Dept of Trust Lands \$586.41, Chateau DeMores \$1,360.35.

Revenues for the month of December: Dept. of Transportation oil impact \$380,886.93; Beer & Liquor Licenses \$400.00; Game & Fish Licenses \$650.00; Sheriff \$1,629.00 overload fees; Sheriff \$11,010.00 permits; Highway Tax Distribution \$17,341.96; Oil & Gas Production Tax \$356,009.62; Interest \$5,544.37; Royalties \$87,937.96; Unorganized Oil & Gas Production Tax \$52,520.48; Document Preservation Funds \$2,511.25; Maps/Copies \$17.13.

The following claims were approved for payment:

PAYEE	CHECK #	AMOUNT
Blue Cross Blue Shield	010600	\$ 3,168.80
N.D. P.E.R.S.	010601	\$ 50,472.48
24/7 Contracting Services, LLC	010602	\$ 17,422.50
Advanced Business Methods	010603	\$ 1,406.07
Alternative Sanitation	010604	\$ 220.00
AmeriPride Linen Service	010605	\$ 164.16
Armbrust Revocable Trust, Emilia	010606	\$ 28,739.42
A T & T Mobility	010607	\$ 77.66
Bauer Built Tire	010608	\$ 3,823.96
Belfield Automotive Supply, Inc.	010609	\$ 700.26
Best Energy	010610	\$ 4,079.40
Billings County Rural Fire District	010611	\$ 181.98
Billings County Rural Fire District	010612	\$ 46,000.00
Billings County School District	010613	\$ 1,975.98
Billings County School District	010614	\$ 1,000.00
Binstock, Katlyn	010615	\$ 90.00
Bound Tree Medical, LLC	010616	\$ 50.08
Brooks & Associates, C. E.	010617	\$ 11,291.42
D & K Services, LLC	010618	\$ 480.00
Dakota Farm Equipment, Inc.	010619	\$ 28.51
Dakota Insurance	010620	\$ 655.00
Dakota Sports	010621	\$ 60.00
Dan's Interstate Conoco, Inc.	010622	\$ 47.49
Deans Distributing	010623	\$ 2,402.04
DF Lighting Company	010624	\$ 490.45
Dickinson Airport Authority	010625	\$ 15,800.00
Dickinson Parks & Recreation	010626	\$ 200.00
Domestic Violence & Rape Crisis Ctr.	010627	\$ 4,000.00
Family Connect Visitation Center	010628	\$ 3,500.00
First State Bank of Golva	010629	\$ 12.00
Fisher Industries	010630	\$ 1,401.90
George's Tire, Ltd.	010631	\$ 10,764.00
Gilseth, Mitchel	010632	\$ 250.00
Golden Valley County	010633	\$ 5,400.00
Golden Valley Soil Conservation Dist.	010634	\$ 2,000.00
Heiman, Inc.	010635	\$ 377,689.00
Hild, John	010636	\$ 43,225.00
Hlebechuk Construction, Inc.	010637	\$ 2,702.50
Information Technology Department	010638	\$ 27.15
J and J Operating, LLC	010639	\$ 113.59
J P Steel & Supply, Inc.	010640	\$ 2.81
Johnson, Christine	010641	\$ 250.00
Johnson, Joshua Q.	010642	\$ 1,000.00
Johnson, Larry D.	010643	\$ 250.00
Just-In Glass	010644	\$ 344.89
Kadrmars, Lee, & Jackson, Inc.	010645	\$ 53,849.90
Kastrow, Jason	010646	\$ 250.00
Kessel, Joseph L.	010647	\$ 115.00
Lukowski, Frank	010648	\$ 250.00
Mac's, Inc.	010649	\$ 443.88
Malkowski Trucking	010650	\$ 5,625.00
Matthew Bender & Co., Inc.	010651	\$ 236.61
Menards - Dickinson	010652	\$ 79.66
N.D. 911 Association	010653	\$ 150.00
N.D. Association of Counties	010654	\$ 58,171.73
N.D. Association of Counties	010655	\$ 8,047.00
N.D. Atmospheric Resource Board	010656	\$ 2,187.50
N.D. County Commissioners Assoc.	010657	\$ 1,250.00
N.D. County Recorders Association	010658	\$ 175.00
N.D. Cowboy Hall of Fame	010659	\$ 200.00
N.D. Game & Fish Department	010660	\$ 650.00
N.D. Newspaper Association	010661	\$ 191.40
N.D.P.E.R.S.	010662	\$ 4,215.36
N.D. State Historical Society	010663	\$ 15,000.00
N.D. State Tax Commissioner	010664	\$ 7,284.38
N.D. State Treasurer	010665	\$ 103.11
NDACO Resources Group, Inc.	010666	\$ 19.38
NDACO Resources Group, Inc.	010667	\$ 1,840.19
Nelson International	010668	\$ 888.45
Newby's Ace Hardware	010669	\$ 40.48
Nova Fire Protection	010670	\$ 260.00
Off Road Software, Inc.	010671	\$ 695.00
Oyhus Land Company	010672	\$ 45,249.05
Parent/Family Resources Center	010673	\$ 1,300.00
Parkway Ford	010674	\$ 194.32
Prairie West Development	010675	\$ 17,000.00

RDO Trust 80-5800	010676	\$	732.30
Roosevelt-Custer Regional Council	010677	\$	5,700.00
Runnings Supply, Inc.	010678	\$	69.83
Sanford Health – Sioux Falls	010679	\$	7.50
Southwest Business Machines	010680	\$	252.63
Southwest Crime Conference	010681	\$	60.00
Southwest Multi-Co. Correction Ctr.	010682	\$	25,526.19
Southwest Multi-Co. Correction Ctr.	010683	\$	3,381.67
Southwest Water Authority	010684	\$	325.45
Southwest Water Authority	010685	\$	33.10
Southwestern District Health Unit	010686	\$	2,000.00
Southwestern District Health Unit	010687	\$	111.97
State County Auditor	010688	\$	33,264.12
State County Auditor	010689	\$	13,000.00
Sunrise Youth Bureau	010690	\$	7,000.00
Theodore Roosevelt Expressway	010691	\$	8,000.00
Tom’s Service Center	010692	\$	127.80
Universal, Inc.	010693	\$	206.20
Verizon Wireless	010694	\$	1,677.53
West Dakota Oil, Inc.	010695	\$	4,012.77
Western Soil Conservation District	010696	\$	7,000.00
Westlie Truck Center	010697	\$	5,317.60
N.D. P.E.R.S.	010701	\$	34,898.95
Job Service North Dakota	010705	\$	1,529.74
Century Link	010707	\$	529.98
Consolidated	010708	\$	71.49
Discovery Benefits, Inc.	010709	\$	94.50
Hughes Net	010710	\$	318.94
Information Technology Dept.	010711	\$	654.25
Medora, City of...	010712	\$	288.72
Midstate Telephone Company	010713	\$	925.87
Reservation Telephone Cooperative	010714	\$	40.00
Roughrider Electric Cooperative	010715	\$	3296.43
Southwest Multi-Co. Correction Ctr.	010716	\$	24,831.33
Verizon Wireless	010717	\$	30.06
Visa	010718	\$	1,063.99
Visa	010719	\$	<u>195.06</u>

Payroll in the following amounts were approved for December: General Fund \$138,370.11; Road and Bridge Fund \$104,663.08; Weed Fund \$9,488.25.

With there being no further business, Kasian moved to adjourn the meeting 12:00P.M. Kessel seconded. All voted aye.

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James Arthaud, Chairman

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

Marcia Lamb, Auditor/Treasurer