

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING – JANUARY 6, 2015**

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: Joe Marques, Richard Brown, Sheriff Pat Rummel, Deputy Sheriff Jason Kastrow, Andrew Krebs, Kayla Torgerson, Jen Turnbow, Kathleen Spilman, Ken Dockweiler, Jessica Clifton.

Kessel moved to approve the minutes from the December 2, 2014 regular meeting and the December 17, 2014 special meeting. Kasian seconded. All voted aye.

Road Superintendent Jeff Iverson was present to discuss prioritization of road projects for the 2015 construction season. Discussion ensued regarding possible surge funding from the state.

Richard Brown and Joe Marques were present to discuss the County Weed Board property. The board advised them to meet with States Attorney Brovold to find out if trading property for a new building is even an option.

The board reviewed a letter from the Army Corp of Engineers regarding 131<sup>st</sup> Street final review & acceptance. Chairman Arthaud signed.

The board reviewed a request for donation to the Salvation Army. Kessel moved to donate \$1,000.00. Kasian seconded. All voted aye.

The board reviewed a request to donate to the Southwest Night at the Legislator, where county officials have the opportunity to meet with legislators during the session. Kessel moved to approve \$1,000.00. Kasian seconded. All voted aye.

Discussion ensued regarding signs for open grazing areas. Road Superintendent Jeff Iverson and Jeff Baranko are working on this. Also discussed was a letter from the Department of Transportation regarding traffic counts that could be done by them. Auditor Lamb will respond to DOT with spots designated by the board.

Sheriff Pat Rummel was present and discussed a letter of resignation from Sheriff Deputy Fern Moser. Sheriff Rummel has hired Daniel Moore to replace Moser, and he will be starting with the county on January 12. Also discussed was the Highway 85 speed sign by Fairfield. It was agreed that a reduced speed sign should be requested further back, and a blinking 45 mph speed sign to be added. Jeff Baranko will work with DOT on this request.

Kathleen Spilman was present representing Bridger Heart River Crude Pipeline. She was requesting a variance on the road crossing permit #4375. They would like a variance to allow for a thicker line using epoxy coating versus requiring line to be cased. Road Superintendent Jeff Iverson will get in touch with various pipeline companies and determine the required specifications that can be used for all companies. Spilman stated that they would commit to rebores the pipeline if it were ever an issue. Kasian moved to approve the variance and permit contingent upon Iverson getting the baseline specs for all companies and signing off on the permit. Kessel seconded. All voted aye.

The board reviewed zoning requests that had been addressed by the zoning board at their December 18, 2014 meeting as follows:

Albert Kessel: Application for a Variance to allow an industrial use in an agricultural district, NW1/4 section 17-143-99 on the south side of Magpie Rd. Proposed use is temporary for the storage of rig & oil field equipment. The zoning board approved the variance. Kasian moved to uphold the zoning board decision contingent upon no rigs being moved without Road Superintendent approval. Kessel seconded. All voted aye.

The board discussed the current property tax on these types of variances. With a one year variance the tax type would stay agricultural, but if it were over a one year request, the tax type would need to change to industrial.

The board reviewed the Forsgren & Associates contract for work with the zoning department. Chairman Arthaud signed a task order.

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

Construction in County Right-of-Way Permits

- Roughrider Electric Coop – SW1/4SE1/4 Section 11 and NW1/4NE1/4 Section 14-139-100 crossing 38<sup>th</sup> Street SW

Sheriff Rummel addressed the board and stated that he would like to appoint Jason Kastrow as Chief Deputy. In doing so, he would like to request a raise for Jason to \$64,000.00. Also, Sheriff Rummel stated that he would like to keep doing the Emergency Manager duties as there are many Sheriffs across the state that are also emergency managers. He requested an increase of the Sheriff salary and \$5,000.00 for the emergency manager duties for a salary of \$72,534.60. Kasian made a motion to approve both increases. Kessel seconded. All voted aye.

Andrew Krebs from KLJ was present for the monthly engineers report.

Kayla Torgerson and Jen Turnbow from KLJ were present to update the board on Little Missouri River Crossing. The final cultural report and the draft EIS have been submitted to Federal Highway.

The board recessed from 12:00 to 1:00 P.M.

Jessica Clifton was present to address the board regarding the removal of Leslie Ross as Veteran Service Officer. She informed the board that she has worked under Leslie for three years and has been appointed the new Veteran Service Officer. She will be working with Auditor Lamb to set up dates that she can meet with veterans in Billings County.

Ted Tescher was present to discuss a request for official access to the property owned by his family on the south side of Medora through the county property. He was advised to discuss this request with States Attorney Brovold.

The board approved the revenue vouchers for the month of December: Recorder \$6,091.17; Zoning \$100.00; Court \$101.00; Sheriff \$25.00.

Revenues for materials and/or services rendered in December: Hlebechuk Construction \$62,086.50 crushed gravel; Von Johnson \$144.50 blading; Ken Obrigewitch \$315.30 gravel & hauling; Tim Hendricks \$193.30 gravel & hauling; Doug Paluck \$1,048.13 scoria & trucking; Flying Y \$391.95 scoria & hauling; Victor Anheluk \$278.50 scoria & hauling; Dale Baranko \$496.00 scoria & hauling; Wes Schuhrke \$212.00 scraper; John Romanyshyn \$192.30 scoria & hauling; Roger Klym \$767.76 scoria & hauling; Doug Tescher \$1,824.75 scoria & hauling; Golden Valley County \$52,335.00 scoria; Bill Kessel \$4,216.19 scoria & hauling. WEED SPRAYING John Hild \$512.24, US Forest Service \$143,439.80.

Revenues for the month of December: Dept. of Transportation oil impact \$4,368,854.29; Beer & Liquor Licenses \$400.00; Game & Fish Licenses \$562.00; Sheriff \$7,720.00 overload fees; Sheriff \$11,280.30 permits, 228.80 overload fees, \$340.00 24/7 program; Mineral Royalties \$345,830.29; Highway Tax Distribution \$18,258.44; Oil & Gas Production Tax \$440,586.95; Interest \$2,328.61; Royalties \$50,847.23; Unorganized Oil & Gas Production Tax \$69,861.03.

The following claims were approved for payment:

PAYEE	CHECK #	AMOUNT
Blue Cross Blue Shield	008718	\$ 2,708.50
N.D. P.E.R.S.	008719	\$ 41,311.61
Adams, Donna	008720	\$ 63.28
Advanced Business Methods	008721	\$ 17.92
Alpha Medical Equipment, Inc.	008722	\$ 2,850.00
Alternative Sanitation	008723	\$ 220.00
American Welding & Gas	008724	\$ 574.68
Ameripride Linen Service	008725	\$ 138.10
Armbrust Revocable Trust, Emilia	008726	\$ 28,739.42
A T & T Mobility	008727	\$ 72.15
Belfield Automotive Supply, Inc.	008728	\$ 857.99
Belfield/Medora Salvation Army	008729	\$ 1,000.00
Best Energy	008730	\$ 2,212.50
Billings County Rural Fire District	008731	\$ 50,000.00
Billings County Pioneer	008732	\$ 455.76
Billings County School District	008733	\$ 640.05
Billings County School District	008734	\$ 1,500.00
Billings County Sheriff	008735	\$ 155.86
Bound Tree Medical	008736	\$ 524.26
Bowman Sales & Service, Inc.	008737	\$ 284.29
Brooks & Associates, C. E.	008738	\$ 9,721.50
Butler Machinery Co.	008739	\$ 366.98
Cedar Fencing	008740	\$ 40,709.90
Cerkoney, Cathy	008741	\$ 84.20
Chief Law Enforcement Supply	008742	\$ 121.64
Dakota Farm Equipment, Inc.	008743	\$ 813.87
Dakota Filter Supply	008744	\$ 92.40
Dan's Interstate Conoco	008745	\$ 33.23
Deans Distributing	008746	\$ 1,194.25
DF Lighting Company	008747	\$ 239.76
Diamond Truck Equipment	008748	\$ 975.00
Dickinson Airport Authority	008749	\$ 15,800.00
Dickinson Chamber of Commerce	008750	\$ 1,000.00

Dickinson Tire, Inc.	008751	\$	312.11
DJ's Tesoro	008752	\$	65.86
Domestic Violence & Rape Crisis Ctr.	008753	\$	3,500.00
Family Connect Visitation Center	008754	\$	3,000.00
Fisher Industries	008755	\$	2,945.40
Golden Valley County	008756	\$	9,074.91
Golden Valley County	008757	\$	5,300.00
Golden Valley Soil Conservation Dist.	008758	\$	2,000.00
Hlebechuk Construction	008759	\$	110,649.03
Jamestown Communications, Inc.	008760	\$	64.00
Jeff's Towing	008761	\$	84.58
Johnson, Doug & Judy	008762	\$	33,994.69
Johnson, Janice	008763	\$	11,331.56
Just-In Gass	008764	\$	309.06
Kadrmass, Lee, & Jackson, Inc.	008765	\$	39,623.25
Kasian, Connie	008766	\$	78.60
Kasian, Michael E.	008767	\$	133.84
Kessel, Anita F.	008768	\$	89.80
Kessel, Joseph L.	008769	\$	235.40
Krush, Paul	008770	\$	92.04
Lyle Signs, Inc.	008771	\$	1,193.92
Mac's, Inc.	008772	\$	21.52
Medora Convenience Store	008773	\$	259.33
Menards – Dickinson	008774	\$	180.98
Midstate Telephone Company	008775	\$	920.18
N.D. 911 Association	008776	\$	150.00
N.D. Association of Counties	008777	\$	41.44
N.D. Atmospheric Resource Board	008778	\$	2,500.00
N.D. Attorney General's Office	008779	\$	240.00
N.D. County Recorders Association	008780	\$	150.00
N.D. Cowboy Hall of Fame	008781	\$	200.00
N.D. Game & Fish Department	008782	\$	562.00
N.D. Insurance Department	008783	\$	160.00
N.D.P.E.R.S.	008784	\$	3,957.02
N.D. State Historical Society	008785	\$	15,000.00
N.D. State Radio Communications	008786	\$	1,569.00
N.D. State Tax Commissioner	008787	\$	3,972.25
N.D. State Treasurer	008788	\$	81.04
NDACO Resources Group, Inc.	008789	\$	1,840.19
Nelson International	008790	\$	935.42
Newby's Ace Hardware	008791	\$	103.85
North Dakota Envelope Company	008792	\$	79.05
Obrigewitch, Clifford A.	008793	\$	1,000.00
Off Road Software, Inc.	008794	\$	695.00
O K Tire Stores	008795	\$	2,365.69
Oyhus Land Company	008796	\$	45,249.05
Parent Family Resource Center	008797	\$	1,300.00
Parkway Ford Lincoln	008798	\$	1,022.92
PCSinet	008799	\$	388.00
Pitney Bowes	008800	\$	378.27
Pitney Bowes Reserve Account	008801	\$	2,400.00
Prairie West Development	008802	\$	17,000.00
Praxair	008803	\$	25.68
RDO Trust 80-5800	008804	\$	747.84
Respond Systems	008805	\$	645.43
Roosevelt-Custer Regional Council	008806	\$	5,300.00
Roughrider Speed Center, Inc.	008807	\$	89.99
RPM Auto Repair	008808	\$	724.33
Runnings Farm & Fleet, Inc.	008809	\$	195.56
Sax Motor Co.	008810	\$	78.95
Smith, Cory	008811	\$	5,749.00
Smokin Ace Off Road	008812	\$	2,167.00
Southeastern Equipment & Supply, Inc.	008813	\$	42.21
Southwest Business Machines	008814	\$	24.77
Southwest Multi-Co. Correction Ctr.	008815	\$	2,880.00
Southwest Multi-Co. Correction Ctr.	008816	\$	25,957.31
Southwest Water Authority	008817	\$	1,497.27
Southwestern District Health Unit	008818	\$	4,000.00
Stark County Auditor	008819	\$	34,226.13
Stark County Auditor	008820	\$	12,000.00
Stein's, Inc.	008821	\$	138.48
Sunrise Youth Bureau	008822	\$	7,000.00
Tczap, John	008823	\$	45.00
Theodore Roosevelt Expressway	008824	\$	8,000.00
Thomas, Laura	008825	\$	25.00
Thyssen Krupp Elevator	008826	\$	1,918.90
Tom's Service Center	008827	\$	72.70
UPS Store	008828	\$	18.46
Verizon Wireless	008829	\$	1,996.34
West Dakota Oil, Inc.	008830	\$	4,086.59
Western Soil Conservation District	008831	\$	7,000.00
Westlie Truck Center	008832	\$	4,962.26
Zoll Medical Corp.	008833	\$	3,044.68
N.D.P.E.R.S.	008837	\$	29,240.52
Job Service North Dakota	008840	\$	2,114.85
Best Energy	008842	\$	6,937.50
Century Link	008843	\$	516.61
CNA Surety	008844	\$	50.00
Consolidated	008845	\$	230.19
Discovery Benefits, Inc.	008846	\$	83.00

Information Technology Dept.	008847	\$	503.40
Medora, City of...	008848	\$	213.42
Reservation Telephone Cooperative	008849	\$	40.91
Roughrider Electric Cooperative	008850	\$	3,532.28
Visa	008851	\$	1,520.32
Visa	008852	\$	766.16

Payroll in the following amounts were approved for December: General Fund \$129,318.85; Road and Bridge Fund \$91,179.01; Weed Fund \$5,514.66.

With there being no further business, Kasian moved to adjourn the meeting 2:40P.M. Kessel seconded. All voted aye.

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James Arthaud, Chairman

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

Marcia Lamb, Auditor/Treasurer