

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING JANUARY 4, 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 via phone, Deputy Auditor Jonna Bertelsen, Sheriff Pat Rummel, Major Dean Wyckoff, Maintenance Supervisor Travis Bertelsen, Clerk/Recorder Juliana Hammerstrom, Tax Director Stacey Swanson, Daphne Senn KLJ, Ambulance Director Mitch Gilseth, Ambulance Director Kyle Michels, Fire Chief Kyle Shockley, Jim Fuglie, Bob Procive, Road Superintendent Jeff Iverson, Billy Doerr, Jon Brosz, Brosz Engineering, Amy McCann, Ken Vein, Theodore Roosevelt Library, Emily Klym, SWREAP, Melanie Bauer-Dukart, USDA-RD.

The board reviewed the commission minutes from the December 7th, 20th, and 27th meetings. Rodne asked that the meeting ending times on the 20th and 27th be corrected. Rodne moved to approve the minutes as corrected. Kasian seconded. All voted aye.

Iverson added to the agenda that we start with the Pledge of Allegiance and Kasian added landowner concerns regarding a fenced section line. Kasian moved to approve the agenda with the additions. Rodne seconded. All voted aye.

The Pledge of Allegiance was recited.

The board reviewed the 2022 Billings County Resolutions. After review, Kasian moved to approve the resolutions. Rodne 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 2022-01 through 2022-11 are as follows:

Resolution 2022-01 designates the following appointments: State's Attorney– H. Patrick Weir & Criminal Prosecutor Jordan Selinger; Disaster Emergency Coordinator – Kyle Shockley; Magistrate – Juliana Hammerstrom; Tax Director/Zoning Inspector/Land Use Coordinator/911 Coordinator – Stacey Swanson; Superintendent of Schools Designee –Marcia Lamb; Human Resource Coordinator – Pat Rummel; Risk Manager/Title VI Coordinator – Pat Rummel; Courthouse Maintenance – Travis Bertelsen; Veteran Service Officer – Jessica Clifton; Coroner – Pat Rummel and Dean Wyckoff; EMS Director/Paramedic – Mitch Gilseth & Kyle Michels; Paramedic – Eileen Goodijohn; Lead Paramedic – Kali Olin; Senior Paramedic – Krystal Thorndyke; Wellness Coordinators – Patty Thompson & Yelena Gerbig; Consulting Engineers – Kadrmas, Lee & Jackson, P.C., Interstate Engineering, Northern Plains Engineering, Brosz Engineering & Forsgren & Associates; Highlands Engineering; Houston Engineering; GT Architecture; Ulteig Engineering.

Resolution 2022-02 sets regular monthly meetings of the Board of County Commissioners for 2022 to begin at 9:00 A.M. on the following dates unless changes are posted and advertised to the official county paper: January 4, February 3, March 3, April 5, May 3, June 7, July 7, August 2, September 6, October 6, November 3, 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 2022-03 designates the following holidays when the courthouse will be closed: January 17 – Martin Luther King Day, February 21 – President's Day, April 15 – Good Friday, May 30 – Memorial Day, June 20 – Juneteenth, July 4 - Independence Day, September 5 – Labor Day, November 11 – Veterans' Day, November 24 & 25 – Thanksgiving, December 23– Christmas Eve, December 26 – Christmas Day.

Resolution 2022-04 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 2022-05 designates reimbursement for expenses of county employees and officials in the performance of county duties: mileage 90% of GSA rate, 1st Qtr. 6:00 A.M. to Noon \$7.00, 2nd Qtr. Noon to 6:00 P.M. \$10:50, 3rd Qtr. 6:00 P.M. to Midnight \$17.50, 4th Qtr. Midnight to 6:00 A.M. (Lodging) 100% of GSA rate.

Resolution 2022-06 authorizes the County Auditor/Treasurer to pay certain miscellaneous expenses such as postage, freight, telephone, regular employee payroll and apportionments.

Resolution 2022-07 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 2022-09 authorizes the County Auditor/Treasurer to invest, reinvest, and redeem Certificates of Deposit and other investments of the County.

Resolution 2022-10 directs that all legal notices be published in the official elected County newspaper, "Billings County Pioneer," and be posted in the Courthouse.

Resolution 2022-11 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:

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|---|------------|
| Commissioners (3) | 97,804.50 |
| Sheriff /HR/Title VI Coordinator (4130) | 104,001.98 |
| State's Attorney | 103,500.00 |
| Auditor/Treasurer | 92,092.52 |
| Road Superintendent | 89,712.75 |
| Fire Chief/Emergency Manager | 87,243.30 |
| Major (4135) | 82,068.24 |
| Tax Director/Zoning Inspector | 80,840.42 |
| County Recorder/Clerk of Court/Magistrate | 80,840.42 |
| EMS Director/Paramedic (2) | 79,805.42 |
| Captain (4131) | 78,839.04 |
| Captain (4136) | 78,839.04 |
| Weed Control Officer | 75,174.51 |
| Road Foremen (3) | 75,174.59 |
| Deputy Sheriff (4133) | 74,707.18 |
| Deputy Sheriff (4134) | 74,707.18 |
| Deputy Sheriff (4137) | 74,707.18 |
| Deputy Auditor/Treasurer/Title VI Assistant 1 (2) | 71,360.68 |
| Lead Paramedic | 71,916.98 |
| Deputy County Recorder/Wellness Coordinator | 70,242.88 |
| Deputy Clerk of Court/Wellness Coordinator | 70,242.88 |
| Senior Paramedic | 69,846.98 |
| Road Crew | 69,448.91 |
| Courthouse Maintenance/Custodian | 69,386.44 |
| Deputy Tax Director/Zoning Inspector | 68,889.60 |
| Paramedic | 67,776.98 |
| EMT 1 | 44,670.00 |
| EMT 2 | 43,470.00 |
| EMT 3 & 4 | 42,000.00 |
| Road Crew (Part-time) | 33.02/hr |
| Veteran Service Officer | 13,000.00 |

Bob Procive was present to inform the board of the services Interstate Engineering offers.

Kasian discussed that there is a section line in second district that is currently fenced closed. Jeff Iverson will call the individual to have it reopened.

There is a position open on the water resource district board. Auditor Lamb asked if there were any recommendations for a member. This will be brought back to the next meeting.

Tax Director Stacey Swanson was present to give her report. There are no pipeline or ARWs for this meeting. Cathy Cerkoney, Anita Kessel and Connie Kasian terms are up and Stacey will check to see if all three would like to continue their positions on the board. Stacey presented an introduction to the infrastructure comprehensive plan. Stacey and Jeff Iverson have not heard back from Scout Energy on the ROW access they requested.

Jeff Iverson and Pat Rummel presented the speed limit study to the commission. The board is not in favor of changing speed limits at this time and they will be reviewed on a case by case basis.

Daphne Senn with KLJ was present to give her monthly report. The NDACE Conference will be held in Dickinson January 26-28 at the Astoria Hotel. Road Superintendent Jeff Iverson was present to give his monthly report. There have been concerns about some bales that were left on a ROW access. A certified letter will be sent to the land owner to have them removed.

Discussion ensued regarding forming a committee to come up with other areas to place a bridge for the Little Missouri River Crossing. If a committee is formed by the board, it has to follow the open meetings/open records laws as the commission follows. The board would like the committee to be equally balanced for and against. The board also discussed continuing to negotiate with the landowners of the current preferred alternative. States Attorney Weir will contact their attorney to see if they are still being represented and discuss that option with them.

Ken Vein and Amy McCann were present to give updates on the Theodore Roosevelt Presidential Library.

The board recessed for lunch at 11:50 am and reconvened at 1:00 pm.

Fire Chief Kyle Shockley gave his monthly report. They received 104 calls this year.

Ambulance Directors Kyle Michels and Mitch Gilseth were present to give their monthly report. They had 322 total runs in 2021. EMR course is still going with 7 students enrolled. States Attorney Weir and the Stark County States Attorney will work on an ambulance merger joint powers agreement.

Sheriff Patrick Rummel presented the monthly Sheriff's report. They reported 1,453 calls in 2021. Pat introduced the new Sheriff's Deputy Travis Collins. He started January 1st and has a K9 unit. Rummel asked the commission for permission to change the Sheriff's Office and Fire Chief's retirement plan to the Public Safety Law Enforcement Retirement through NDPERS. This will increase their retirement to 16.45% county paid.

Resolution 2022-12: A motion was made by Dean Rodne for Billings County to affirm to North Dakota Public Employees Retirement System that Billings County is formed pursuant to N.D.C.C. §11-01-05 and is neither a non-profit corporation nor a for-profit corporation, to join the NDPERS Public Safety Defined Benefit Retirement Plan and offer the plan to all eligible employees of Billings County. The motion was seconded by Mike Kasian. The Board approved joining the NDPERS Public Safety Defined Benefit Retirement Plan effective February 1, 2022.

Kasian moved for the county to pay the employer and employee portion of the additional 1.19%. Rodne Seconded. All voted aye.

Maintenance Supervisor Travis Bertelsen gave his monthly report. HVAC project is 98% complete and window project is done. There was a crack in the judge's chamber window from settlement that they will fix.

The Gallagher quote for job descriptions will not be accepted. The departments will each work on their own.

Emily Klym was present to give her report on SWREAP. Melanie Bauer-Dukart was present to go over the loan programs that the USDA-Rural Development has to offer.

The following claims were approved for payment:

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| Blue Cross Blue Shield of ND | 20667 | \$ | 3,716.60 |
| ND Public Employee Retire System | 20668 | \$ | 746.88 |
| ABC Fencing LLC | 20669 | \$ | 6,912.55 |
| Adams James | 20670 | \$ | 3,000.00 |
| Advanced Collision Center | 20671 | \$ | 1,570.00 |
| AF Services | 20672 | \$ | 1,427.50 |
| Aladtec Inc | 20673 | \$ | 2,995.00 |
| All Around Tire & Oil | 20674 | \$ | 109.84 |
| Aramark | 20675 | \$ | 382.22 |
| Aspen Mills | 20676 | \$ | 133.88 |
| Baranko Deanna | 20677 | \$ | 298.28 |
| Belfield Automotive Supply | 20678 | \$ | 2,714.09 |
| Big Horn Tire | 20679 | \$ | 1,148.00 |
| Billings County Auditor | 20680 | \$ | 90.90 |
| Billings County Historical Soc | 20681 | \$ | 83.82 |
| Billings County Rural Fire Dist | 20682 | \$ | 1,512.44 |
| Billings County School Dist | 20683 | \$ | 1,725.36 |
| Billings County Weed Board | 20684 | \$ | 16,828.79 |
| Blue 360 Media | 20685 | \$ | 299.46 |
| Blue Sky Dumpsters | 20686 | \$ | 534.51 |
| Boss Office Products | VOID | \$ | 3,623.69 |
| Bound Tree Medical | 20688 | \$ | 1,085.24 |
| Braun Distributing Inc | 20689 | \$ | 127.50 |
| Brooks & Associates, C.E. | 20690 | \$ | 4,761.79 |
| Capital One | 20691 | \$ | 722.41 |
| Central Mechanical | 20692 | \$ | 108,945.00 |
| Cerberus Security | 20693 | \$ | 30.00 |
| Cerkoney Cathy | 20694 | \$ | 89.20 |
| Charbonneau Car Center | 20695 | \$ | 164.49 |
| Code 4 Services | 20696 | \$ | 29,146.68 |

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| Corneil Todd | 20697 | \$ | 50.00 |
| Cowboy Café | 20698 | \$ | 310.50 |
| Creative Energy | 20699 | \$ | 101.09 |
| Dakota Dirt Works | 20700 | \$ | 1,450.00 |
| Dakota Sports | 20701 | \$ | 387.98 |
| Deans Distributing | 20702 | \$ | 312.55 |
| Dickinson Public Library | 20703 | \$ | 5,632.38 |
| Dillman Katie | 20704 | \$ | 600.00 |
| Ecolab Pest Elim Div | 20705 | \$ | 423.00 |
| Eso Solutions Inc | 20706 | \$ | 3,163.60 |
| Fairfield & Woods, P.C. | 20707 | \$ | 1,518.02 |
| Farmers Union Oil Co - Beach | 20708 | \$ | 31,544.67 |
| First Initial Respond Systems | 20709 | \$ | 134.84 |
| Forsgren Associates Inc | 20710 | \$ | 1,186.25 |
| Four Corners Café | 20711 | \$ | 940.00 |
| George's Tire LTD | 20712 | \$ | 2,270.00 |
| Gooseneck Implement | 20713 | \$ | 1,163.80 |
| Hild John | 20714 | \$ | 15,000.00 |
| Hlebechuk Construction Inc | 20715 | \$ | 18,510.00 |
| JB's Window Cleaning Service | 20716 | \$ | 1,582.50 |
| Kasian Connie | 20717 | \$ | 83.60 |
| Kasian Michael | 20718 | \$ | 147.84 |
| Kessel Anita F | 20719 | \$ | 167.60 |
| KLJ Engineering LLC | 20720 | \$ | 3,367.59 |
| Klym Emily | 20721 | \$ | 28.00 |
| Kohler Communications Inc | 20722 | \$ | 200.00 |
| Kubik Bogner Ridl & Selinger PLLP | 20723 | \$ | 3,000.00 |
| Kutzler Marilyn | 20724 | \$ | 71.12 |
| Linde Gas & Equipment Inc | 20725 | \$ | 31.71 |
| Little Missouri Restaurant Saloon | 20726 | \$ | 69.88 |
| Logo Magic | 20727 | \$ | 305.22 |
| Mac's Inc | 20728 | \$ | 310.77 |
| Menards Dickinson | 20729 | \$ | 485.41 |
| Metro-Billing Services | 20730 | \$ | 92.00 |
| Midstate Communications | 20731 | \$ | 1,200.46 |
| Midwest Doors Inc | 20732 | \$ | 19,068.95 |
| Motorola Solutions | 20733 | \$ | 1,426.57 |
| National Association of Counties | 20734 | \$ | 450.00 |
| ND Association of Counties | 20735 | \$ | 9,452.00 |
| ND Association of Counties | 20736 | \$ | 100.65 |
| ND County Commissioners Assoc | 20737 | \$ | 1,280.00 |
| ND Cowboy Hall of Fame | 20738 | \$ | 200.00 |
| ND Emergency MGMT Association | 20739 | \$ | 150.00 |
| ND State Treasurer | 20740 | \$ | 593.01 |
| NDACO Resources Group Inc | 20741 | \$ | 2,727.78 |
| Off Road Software | 20742 | \$ | 7,500.00 |
| Putnam Karen | 20743 | \$ | 51.12 |
| Ray's Auto Eletric Inc | 20744 | \$ | 712.63 |
| RDO Equipment Co | 20745 | \$ | 16,159.19 |
| RELX INC d/b/a | 20746 | \$ | 233.40 |
| Rodne, Dean | 20747 | \$ | 57.84 |
| Rudy's Lock & Key | 20748 | \$ | 2,161.00 |
| Runnings Supply Inc | 20749 | \$ | 5.49 |
| Sax Motor Co. | 20750 | \$ | 2,711.63 |
| Sign Solutions | 20751 | \$ | 2,549.50 |
| Southwest Business Machines | 20752 | \$ | 105.48 |
| Southwest Multi-County Correction | 20753 | \$ | 4,455.00 |
| Southwest Water Authority | 20754 | \$ | 910.03 |
| Southwest Water Authority | 20755 | \$ | 335.30 |
| Southwestern Dist Health Unit | 20756 | \$ | 1,314.76 |
| Swanston Equipment Corp | 20757 | \$ | 99,306.82 |
| The Badlands Patriot LLC | 20758 | \$ | 110.76 |

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| Tritech Software Systems | 20759 | \$ | 1,302.33 |
| Tyler Technologies Inc | 20760 | \$ | 22,689.88 |
| Verizon Wireless | 20761 | \$ | 2,119.50 |
| Viking Glass | 20762 | \$ | 41,670.00 |
| West Dakota Oil Inc | 20763 | \$ | 6,296.20 |
| Westlie Crossroads Truck Ctr | 20764 | \$ | 3,217.83 |
| Boss Office Products | 20765 | \$ | 1,028.69 |
| 701 Meats | 20766 | \$ | 139.82 |
| AF Services | 20767 | \$ | 150.00 |
| Alex Air Apparatus Inc | 20768 | \$ | 29,425.01 |
| All Around Tire & Oil | 20769 | \$ | 1,113.00 |
| American Welding & Oil | 20770 | \$ | 4,245.00 |
| Billings County Rural Fire Dist | 20771 | \$ | 32,181.94 |
| Binder Lift Inc | 20772 | \$ | 1,522.00 |
| Boss Office Products | 20773 | \$ | 4,208.95 |
| Bound Tree Medical | 20774 | \$ | 91.99 |
| Code 4 Services | 20775 | \$ | 3,933.81 |
| Dakota Dirt Works | 20776 | \$ | 3,220.00 |
| Dickinson Public Library | 20777 | \$ | 7,172.18 |
| Eide Bailly | 20778 | \$ | 3,000.00 |
| Farmers Union Oil Co - Beach | 20779 | \$ | 4,930.05 |
| Geltel Austin | 20780 | \$ | 53.63 |
| George's Tire LTD | 20781 | \$ | 1,386.00 |
| Goldenwest Electric Coop | 20782 | \$ | 541.00 |
| Hlebechuk Construction Inc | 20783 | \$ | 635.00 |
| IAAO | 20784 | \$ | 225.00 |
| J and J Operating LLC | 20785 | \$ | 395.53 |
| J P Steel & Supply Inc | 20786 | \$ | 1,642.25 |
| Jeff's Towing | 20787 | \$ | 214.88 |
| Kasian Michael | 20788 | \$ | 194.88 |
| Keith Signs | 20789 | \$ | 1,075.00 |
| Kohler Communications Inc | 20790 | \$ | 7,194.00 |
| Kutzler Marilyn | 20791 | \$ | 71.12 |
| Lukowski Frank | 20792 | \$ | 45.50 |
| Menards Dickinson | 20793 | \$ | 1,166.31 |
| MGM Rural Sanitation LLC | 20794 | \$ | 296.50 |
| Mid-American Research Chemical | 20795 | \$ | 448.17 |
| ND EMSA | 20796 | \$ | 2,106.00 |
| Nelson International | 20797 | \$ | 359.52 |
| O'Brien Oilfield Service LLC | 20798 | \$ | 278.92 |
| Pump Systems | 20799 | \$ | 149.37 |
| RDO Equipment Co | 20800 | \$ | 516,487.19 |
| Rummel Patrick | 20801 | \$ | 17.50 |
| Runnings Supply Inc | 20802 | \$ | 1,330.80 |
| Sanford Health Occ Med | 20803 | \$ | 34.00 |
| Sanford Inpt Pharmacy | 20804 | \$ | 253.00 |
| Shockley Kyle | 20805 | \$ | 35.00 |
| West Dakota Oil Inc | 20806 | \$ | 3,264.78 |
| Westlie Crossroads Truck Ctr | 20807 | \$ | 2,258.74 |
| Wyckoff Dean | 20808 | \$ | 80.50 |
| Kasian Michael | 20809 | \$ | 206.08 |
| CenturyLink | 20810 | \$ | 936.58 |
| Information Technology Dept | 20811 | \$ | 1,152.90 |
| Medora, City of | 20812 | \$ | 432.64 |
| Reservation Telephone | 20813 | \$ | 40.13 |
| Roughrider Electric Coop | 20814 | \$ | 3,240.00 |
| Verizon Wireless | 20815 | \$ | 43.20 |
| Visa | 20816 | \$ | 997.71 |
| Visa | 20817 | \$ | 1,837.76 |
| Wex Health Inc | 20818 | \$ | 63.00 |
| NDFOP State Lodge Treasurer | 20819 | \$ | 25.00 |
| North Dakota Public Health Ins Trust | 20820 | \$ | 69,033.13 |

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|----------------------------------|-------|----|-----------|
| Prudential Service Center | 20821 | \$ | 14.29 |
| State Dispersement Unit | 20822 | \$ | 717.00 |
| Wex Health Inc | 20823 | \$ | 2,910.45 |
| ND Public Employee Retire System | 20824 | \$ | 10,465.00 |
| ND Public Employee Retire System | 20825 | \$ | 40,549.63 |
| ND Public Employee Retire System | 20826 | \$ | 650.00 |

The board approved the revenue vouchers for the month of December: Recorder \$22,373; Zoning \$200; Court \$100; EMS \$11,553.15, Sheriff \$1,160.

Revenues for materials and/or services rendered in December: Jon Klym \$252.00 water; Connie Hartman \$230.25 scoria & hauling; Randy Mosser \$523.50 scoria & hauling; Von Johnson \$1,663.20 gravel; Vernon Polensky \$553.50 scoria & hauling. WEED SPRAYING: Roy Krivoruchka \$165.38, Kay Tescher \$19.95, Ray Thompson \$27.56, Bill Palanuk \$366.45, Billings County \$16,828.79, NDDOT \$12,211.46, USDA \$117,225.59.

Revenues for the month of December: Sheriff \$5,352.39 permits; Highway Distribution \$17,251.16; Oil & Gas Production Tax \$602,758.26; Royalties \$37,628.07; Unorganized Oil & Gas Production Tax \$40,183.88; Interest \$7,719.16; State Aid Distribution \$30,105.28; BLM Mineral Royalty \$105,735.33.

Payroll in the following amounts was approved for December: General Fund \$190,616.81; Road and Bridge Fund \$110,743.46; Weed Fund \$11,840.13.

With there being no further business, the meeting ended at 2:47 pm.

Lester Iverson, Chairman

Attest: _____

Marcia Lamb, Auditor/Treasurer