

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING FEBRUARY 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 via phone, Deputy Auditor Jonna Bertelsen, Sheriff Pat Rummel via phone, Major Dean Wyckoff, Maintenance Supervisor Travis Bertelsen, Clerk/ Recorder Juliana Hammerstrom, Tax Director Stacey Swanson, Andrew Krebs KLJ, Ambulance Director Mitch Gilseth, Ambulance Director Kyle Michels, Fire Chief Kyle Shockley, Jim Fuglie, Lillian Fuglie, Road Superintendent Jeff Iverson, Billy Doerr, Jon Brosz, Brosz Engineering, Amy McCann Theodore Roosevelt Library, Nathan Richard, Mindy Richard, Allan Richard, Misty Hays, Jeremy Wood Northern Plains

The Pledge of Allegiance was recited.

The board reviewed the commission minutes from the January 4, 2022 meeting. Rodne moved to approve the minutes. Kasian seconded. All voted aye.

Iverson added to the agenda covid leave discussion. Kasian would like to add attorney fees for CE Brooks and Kubik, Bogner, Ridl & Selinger. Auditor Lamb would like to add division order from White Rock and clerk of court staffing from State of ND. Kasian moved to approve the agenda with the additions. Rodne seconded. All voted aye.

Amy McCann from the Theodore Roosevelt Presidential Library was present to give the board an update on the schematic design and show a power point.

Auditor Lamb stated that there is a vacant position on the Water Resource Board and that Jon Klym has showed interest. Rodne moved to appoint Jon Klym to a 4 year term. Kasian seconded. All voted aye.

The March meeting date was moved to March 7, 2022 due to the auditor's office being required to go to the Secretary of State election conference in Bismarck. Kasian moved to change the date. Rodne seconded. All voted aye.

The board discussed a division order from White Rock. Rodne moved to approve contingent on states attorney's approval. Kasian seconded. All voted aye.

The board reviewed a funding reimbursement agreement from the State of ND for County Clerk services to the District court. Rodne moved to approve the agreement. Kasian seconded. All voted aye.

Kasian questioned what the attorney fees that we pay Kubik, Bogner, Ridl and Selinger and C.E. Brooks and Associates were for. Auditor Lamb explained that Jordan Selinger is our criminal prosecutor for the county and C.E. Brooks and Associates were the attorneys that were hired for the section line lawsuit the county and the State of ND, along with other counties and grazing associations have been involved with. Fairfield and Woods, P.C. is the new firm that is handling the section line lawsuit.

Misty Hays from the US Forest Service was present to give an update. They have just recently hired a new law enforcement officer, Robert Henderson. He will be working with the county regarding some event coordination. They are finishing the environmental impact study and did receive the appraisal which was accepted for the Presidential Library site. They are anticipating an April timeframe to transfer the deed. The county FLAP proposals were denied, but will move forward on one project anyway. They will be changing the Maah Daah Hey trail crossing south of Medora on East River Road for better site visibility. Working with the grazing association on pipelines, tanks wells etc.. Lester asked if is it going to expedited so projects can get done earlier this year? Prioritizing water projects? Road Superintendent Iverson will meet with contractors at 5-141-101 for pit access but may need a special use permit.

Fire Chief Kyle Shockley gave his department head report. He presented a letter from the Sheriff's Department, DEM and EMS asking the commission to consider extending the 80 hours of Covid leave to the end of the year. The majority of department heads came to a consensus at the department head meeting at the beginning of the month that they would not like to see the Covid leave extended. Road Superintendent Iverson brought up trading 1 vacation day for 6 sick leave days. Other options were to deal with covid leave on a case by case basis for employees that run out of leave. Another idea was to provide new employees with 6 days of sick leave at hire and additional 6 upon completion of probationary period during the first year of employment instead of accruing 8 hours each month. The board tabled this discussion until a special meeting set for January 23<sup>rd</sup>, 2022 at 1:00pm.

Major Dean Wyckoff presented monthly Sheriff's report.

Tax & Zoning Director Stacey Swanson gave her monthly report. There is an abatement application for a mobile home that is vacant and not being lived in or hooked up to services. The taxes are \$32.18. Rodney moved to approve the abatement. Kasian seconded. All voted aye. Swanson also gave an overview of the zoning work session that was held.

133<sup>rd</sup> Project from 15<sup>th</sup> to 18<sup>th</sup> St N has a ROW already on the forest service side but none on the private side. Stacey is working on the valuations. Landowners can request a fee appraisal. If it comes back lower, that is the amount that they get. It is not a formal appraisal, just a waiver valuation. If any get more than \$25,000, then they must do a fee appraisal.

EMS Directors Mitch Gilseth and Kyle Michels presented their report. EMR course is almost complete. 8 students for EMT class. Killdeer is paying for 2 students fees.

Billy Doerr from Brosz Engineering gave updates on 133<sup>rd</sup> project. Want to stay within the forest service right of way. They are working on the Army Corp permit.

Jeremy Wood from Northern Plains Engineering gave an update on the 25<sup>th</sup> St project. The Army Corp permit application is in. Mitigation will likely be required. We can do onsite mitigation as part of the project or can buy wetland credits. Potential for an April bid opening.

Andrew Krebs from KLJ was present to give his monthly report.

Road Superintendent Jeff Iverson was present to give his monthly report. He discussed a potential gravel pit. He also asked the commission what their consensus was on repairing Florian Volesky's section line road. Kasian said it was to his understanding it would be fixed this spring by the county. Jeff will give the crew direction and it will be repaired.

States Attorney Pat Weir gave an update to the commission regarding the Short family representation. Braaten is still representing the family, but he is working on another case and didn't have time to discuss potential negotiations, will have more information at the next meeting.

The following claims were approved for payment:

Blue Cross Blue Shield of ND	20827	\$	3,716.60
ND Public Employee Retire System	20828	\$	850.40
Abrahamson Mary	20829	\$	129.12
Advanced Collision Center	20830	\$	1,179.72
Aramark	20831	\$	382.22
Billings County Historical Soc	20832	\$	125.49
Billings County Rural Fire Dist	20833	\$	2,357.18
Billings County School Dist	20834	\$	7,493.53
Billings County School Dist	20835	\$	1,500.00
Boss Office Products	20836	\$	169.78
Bound Tree Medical	20837	\$	277.13
Buckman Jessica	20838	\$	212.00
Capital One	20839	\$	186.44
Central Mechanical	20840	\$	87,766.38
Cerberus Security	20841	\$	30.00
Certified Power Inc	20842	\$	355.40
Charbonneau Car Center	20843	\$	684.31
Creative Energy	20844	\$	89.84
Dell Marketing LP	20845	\$	689.72
Domestic Violence & Rape Crisis	20846	\$	35,000.00
Ecolab Pest Elim Div	20847	\$	338.00
Egly Edwin	20848	\$	171.68
Elder Care	20849	\$	2,000.00
Emergency Medical Products	20850	\$	664.80
Family Connect Visitation Center	20851	\$	5,000.00
Farmers Union Oil Co - Beach	20852	\$	3,388.50
First Initial Respond Systems	20853	\$	1,140.00
Fugere Kevin	20854	\$	133.60
G T Architecture	20855	\$	3,205.00
Gerbig Gordon	20856	\$	82.48
Golden Valley County Extension	20857	\$	16,807.00
Golden Valley County Soil Con dist	20858	\$	2,500.00
Keith Signs	20859	\$	838.00
Killdeer Ambulance Service	20860	\$	1,000.00
KLJ Engineering LLC	20861	\$	3,866.20
Klym Steve	20862	\$	63.84
Kohler Communications Inc	20863	\$	200.00
Ladbury Jim	20864	\$	600.00
Mac's Inc	20865	\$	264.52
Malkowski Trucking	20866	\$	83.60

Malley's Safety Supply LLC	20867	\$	853.49
MGM Rural Sanitation LLC	20868	\$	296.50
ND 911 Association	20869	\$	25.00
ND Association of Counties	20870	\$	41,025.29
ND Clerk's Association	20871	\$	100.00
ND Dept of Transportation	20872	\$	12,691.09
ND State Treasurer	20873	\$	720.62
ND State Water Commission	20874	\$	2,500.00
NDACO Resources Group Inc	20875	\$	31,133.40
Nelson International	20876	\$	569.86
Parent/Family Resource Center	20877	\$	1,300.00
PB Electric	20878	\$	264.00
Radisson Hotel - Bismarck	20879	\$	172.80
RDO Equipment Co	20880	\$	1,792.55
Redmond Perry	20881	\$	257.52
RELX INC d/b/a	20882	\$	233.40
Reservation Telephone	20883	\$	1,292.65
Richard Allan	20884	\$	173.52
Rodne, Dean	20885	\$	78.40
Roosevelt-Custer Regional CNCL	20886	\$	5,700.00
Runnings Supply Inc	20887	\$	555.58
Southwest Multi-County Correction	20888	\$	33,733.67
Southwest Narcotics Task Force	20889	\$	18,000.00
Southwest Water Authority	20890	\$	435.68
Southwest Water Authority	20891	\$	502.21
Southwestern Dist Health Unit	20892	\$	2,500.00
Southwestern Dist Health Unit	20893	\$	1,970.48
Stark County Auditor	20894	\$	13,000.00
Stark County Auditor	20895	\$	35,877.24
Stark/Billings Soil Cons Dist	20896	\$	7,000.00
Sunrise Youth Bureau	20897	\$	7,000.00
The Badlands Patriot LLC	20898	\$	635.46
Upper Great Plains Transportation	20899	\$	100.00
US Postal Service	20900	\$	2,400.00
Verizon Wireless	20901	\$	2,564.22
West Dakota Oil Inc	20902	\$	924.93
Westlie Crossroads Truck Ctr	20903	\$	5,375.81
Southwest Business Machines	20904	\$	153.98
CenturyLink	20905	\$	930.25
Information Technology Dept	20906	\$	1,167.15
Roughrider Electric Coop	20907	\$	4,515.56
RTC Networks	20908	\$	40.00
Verizon Wireless	20909	\$	43.20
Visa	20910	\$	2,196.41
Wex Health Inc	20911	\$	63.00
ND State Tax Commissioner	20912	\$	1,536.65
ND Public Employee Retire System	20913	\$	10,515.00
ND Public Employee Retire System	20914	\$	42,899.14
ND Public Employee Retire System	20915	\$	650.00
NDFOP State Lodge Treasurer	20916	\$	25.00
North Dakota Public Health Ins Trust	20917	\$	70,080.40
Prudential Service Center	20918	\$	14.29
State Dispersment Unit	20919	\$	717.00
Wex Health Inc	20920	\$	3,010.45
ND State Tax Commissioner - Payroll	20921	\$	10,854.00
Visa	20922	\$	1,416.85
Job Service North Dakota	20923	\$	7,796.04

The board approved the revenue vouchers for the month of January: Recorder \$3,657.00; Zoning \$0; Court \$60.00; EMS \$4,463.36, Sheriff \$310.00.

Revenues for materials and/or services rendered in January: Beach Community Ambulance \$500.00; Tim Armbrust \$1,417.50 scoria; Allan Richard \$144.60 water; Tory Polensky \$553.50 scoria. WEED SPRAYING: Windy Hill Ranch \$8.19, River Run Ranch \$58.13, Jerry Redmond \$13.77, Charles Steffan \$21.96, Trell Shypkoski \$277.15, Tim Hendricks \$14.73.

Revenues for the month of January: Sheriff \$10,400.49 permits; Highway Distribution \$15,891.46; Oil & Gas Production Tax \$559,974.80; Royalties \$35,223.72; Unorganized Oil & Gas Production Tax \$37,331.66; Interest \$11,460.29; State Aid Distribution \$24,348.55; HB 1505 R&B Funding \$737,185.00.

Payroll in the following amounts was approved for January: General Fund \$185,956.97; Road and Bridge Fund \$114,889.84; Weed Fund \$12,254.52.

With there being no further business, the meeting ended at 11:30am.

\_\_\_\_\_  
Lester Iverson, Chairman

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

Marcia Lamb, Auditor/Treasurer

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
SPECIAL MEETING FEBRUARY 23, 2022.**

The meeting was called to order by Chairman Lester Iverson at 1:00 P.M. with Commissioners Dean Rodne and Michael Kasian in attendance.

Others were present during portions of the meeting: Road Superintendent Jeff Iverson, Ambulance Director Kyle Michels, Weed Director Katie Dillman, Fire Chief Kyle Shockley, Clerk/Recorder Juliana Hammerstrom, Tax Director Stacey Swanson, Maintenance Manager Travis Bertelsen, Sheriff Pat Rummel, Sheriff Major Dean Wyckoff, Deputy Auditor Jonna Bertelsen, John Hild

The reason for the special meeting is to discuss a request for covid leave from the Sheriff's office, DEM and EMS.

After discussion regarding the issues surrounding covid, it was decided to deal with any issues on a case by case manner rather than providing additional leave to all county employees.

With there being no further business, the meeting ended at 2:10pm.

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Lester Iverson, Chairman

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

Marcia Lamb, Auditor/Treasurer