

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING APRIL 5, 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, Deputy Auditor Jonna Bertelsen, Maintenance Supervisor Travis Bertelsen, Clerk/ Recorder Juliana Hammerstrom, Tax Director Stacey Swanson, Andrew Krebs KLJ, Ambulance Director Mitch Gilseth, Ambulance Director Kyle Michels, Road Superintendent Jeff Iverson, Jim Fuglie, Curtis Glasoe NDSU LTAP, Sheriff Pat Rummel, Major Dean Wyckoff, Amy McCann TRPL, Mindy Richard, Nate Richard, Steven Klym, Joey Kessel, Clarence Sitter TRMF, Troy Perry 21 Construction Inc, Jared Mack Eide Bailly

The Pledge of Allegiance was recited.

The board reviewed the commission minutes from the March 7, 2022 regular meeting. Kasian moved to approve the minutes. Rodne seconded. All voted aye.

Rodne moved to approve the agenda. Kasian seconded. All voted aye.

Curt Glasoe was present from NDSU LTAP to give out the Innovative Program Award to Billings County Road Department who was the runner up. Roger Decker built a machine that recycles the oil after an oil change to be reused. Curt also discussed the trainings coming up that are offered to county residents.

Darlene Mitchell was asked to be on the county Council on Aging board. Rodne moved to appoint Darlene to Council on Aging board. Kasian seconded. All voted aye.

The board reviewed the quarterly pledge report. Kasian moved to approve. Rodne seconded. All voted aye.

The board reviewed the gravel, scoria and clay lease agreements. Rodne moved to approve the agreements. Kasian seconded. All voted aye.

A merger between Billings County EMS and Belfield Ambulance was discussed. States Attorney Weir presented a draft joint powers agreement for the board to review. Sheriff Rummel stated that he is not against the merger and asked if there would be staffing changes. EMS Director Kyle Michels and Mitch Gilseth stated that it would be run as it is currently with no changes except that supplies and staffing will be able to be shared. The JPA will be finalized and brought back to next months meeting.

Little Missouri River Crossing was discussed. Commissioner Kasian would like to see the decision come down to a vote of the county. States Attorney Weir and Auditor Lamb advised the board that if this goes to a vote, it would simply be an advisory vote, the final decision would still need to be made by the commission. Commissioner Rodne and Kasian feel that a \$20 million dollar decision is too much for just 3 people. Iverson felt that he was elected on as commissioner to make these decisions for the county. Auditor Lamb requested that if the vote were to be taken, that it be on a separate ballot from the State and County races. The board will table this idea for now as the decision will not need to be made until 64 days prior to the General Election in November.

States Attorney Pat Weir gave his monthly report. He has not heard back from the Shorts lawyer. Rodne stated that he did speak with Dave Short who said they would not accept any negotiated amount from the county. Weir will not continue to try and contact their attorney unless advised by the board to continue. Pat also mentioned that he talked with the attorney generals office about the obscenity ordinance brought forward a few months ago by a Medora resident, and obscene bumper stickers/flags cannot be policed by the county as it is protected by the first amendment in most cases.

Tax Director Stacey Swanson presented her monthly report. There are 5 ARW applications this month to approve. Road Superintendent approved these with no conditions.

- Roughrider Electric – Sections 15 to 16-143-98 123rd Ave SW
- Roughrider Electric – Sections 33 to 34-143-98 123rd Ave SW
- Roughrider Electric – Sections 22 to 28-143-98 16th St SW
- LUMEN – Sections 22-138-101 KG Road SW for fiber.
- Kevin Kessel – Section 24-142-100 131st Ave for an approach.

Rodne made the motion to approve the ARW's as presented. Kasian seconded. All voted aye.

The bids were opened for for the Polensky, Bock, Mosser, and Ripley pits for crushing and stockpiling as advertised. Polensky Pit - Aggregate Construction Inc. \$190,400.00, Fisher Sand & Gravel Co. \$224,600.00, Sundre Sand & Gravel Inc. \$192,300.00, Knopik Pit Management, LLC \$198,000.00, Wyrick Construction

\$251,000.00, 21 Construction \$627,450.00. Lowest bidder Aggregate Construction. Bock Pit - Aggregate Construction, Inc. \$126,500.00, Gravel Products Inc \$168,500.00, Fisher Sand and Gravel Co. \$182,600.00, Sundre Sand & Gravel \$316,500.00, Knopik Pit Management LLC \$114,000.00, Wyrick Construction \$190,000.00, 21 Construction \$281,500.00. Lowest bidder Knopik Pit Management. Mosser pit - Aggregate Construction Inc \$266,600.00, Fisher Sand & Gravel Co. \$230,600.00, Wyrick Construction \$243,000.00, 21 Construction \$686,120.00. Lowest bidder Fisher Sand & Gravel Co. Ripley bit bids Aggregate Construction, Inc \$201,400.00, Fisher Sand & Gravel Co. \$208,700.00, Sundre Sand & Gravel Inc. \$252,000.00, Wyrick Construction \$243,000.00, 21 Construction \$629,400.00. Lowest bid Aggregate Construction Inc. Kasian moved to approve the low bids contingent upon Road Superintendent Iverson and KLJ reviewing the documents for possible errors. Rodne Seconded. All voted aye.

KLJ Engineer Andrew Krebs was present to give his monthly report. KLJ will review all the bids and send out the letter of awards.

Road Superintendent Jeff Iverson was present to give his monthly report. Commissioner Kasian updated Jeff on some road concerns that he has been called about.

Tax Director Swanson finished her monthly report. The stakeholder round table meeting for the Comprehensive Plan for Medora will be held on May 15th at the community center in Medora at 3:00pm. They will have leadership bi-weekly meetings. There will be a special zoning meeting April 12th to discuss amending the ordinance for accessory dwellings and short term rental properties.

The meeting was recessed for lunch at 12:00pm and reconvened at 1:00pm.

Jared Mack from Eide Bailly presented the 2019 audit report that was recently completed. He stated that the county is in good financial standing and that the audit was more difficult due to covid but the Auditor's office was easy to work with. Rodne moved to accept the audit report for 2019. Kasian seconded. All voted aye. The 2020 and 2021 audits will be scheduled to be done in July, 2022.

Sheriff Pat Rummel gave his monthly report. Kyle Shockley has been responding to calls for the sheriff's office up north until someone can get up there. Rummel does not feel comfortable sending him into some calls without being trained. He would like to put Shockley through the Academy and use him on an as needed basis. He stated the Rural Fire Board is ok with this. We can license him immediately, and then he will go through the academy in the fire off-season. He will remain the Fire Chief as well. Rummel brought up the employee policy manual and will discuss with the department heads if all are in favor of hiring Nathan Svihovec to do updates to the policy manual.

Fire Chief Kyle Shockley gave his monthly report. Emergency operations plan will be out in the next couple days. It has not been updated since Brenda Friese was hired to update. The burn ban may have some new verbiage next month.

Maintenance Supervisor Travis Bertelsen gave his monthly report. He received 3 bids for museum to fix the floor above the jail cells. Travis received a few bids for the rain gutters as well. Kahm Construction \$15,000.00, Melby Seamless \$6,235.00 and B Seamless \$12,300.00. Travis will call the lowest bidder to see exactly what he would be doing. TMI will be here to meet with the Recorder/Clerk of Court and the Auditor regarding the back exit. There have been issues with the heating and cooling project but they are being worked out. We will need to extend the warranty after the first year.

Ambulance Directors Mitch Gilseth and Kyle Michels gave their monthly report. EMR course is done and EMT is halfway through. Mental health trainings have been going on. EMS week is May 15-21st.

Stacey Swanson presented a quote for a new Audio Visual system for the County Commission room which is budgeted for through the courthouse technology. The board approved of the concept.

The board reviewed Resolution 2022-14 "Resolution Opposing the "30 X 30," "America the Beautiful" Land Preservation Programs, and Supporting Continued Private Ownership of Land. Rodne moved to approve the resolution. Kasian seconded. All voted aye. The full text of the resolution may be viewed at the Billings County Courthouse or by requesting it from the Auditor's office.

The following claims were approved for payment:

Blue Cross Blue Shield of ND	21066	\$	3,761.20
ND Public Employee Retirement Sy	21067	\$	858.12
Active911 Inc	21068	\$	208.00
Alex Air Apparatus Inc	21069	\$	349.00
All Around Tire & Oil	21070	\$	332.94
American Welding & Gas	21071	\$	476.73
Aramark	21072	\$	420.46
Beaver Creek Archaeology	21073	\$	7,000.00

Belfield Automotive Supply	21074	\$	5,256.16
BeMobile Dickinson North	21075	\$	94.89
Billings County Historical Society	21076	\$	2,936.27
Billings County Rural Fire District	21077	\$	49,765.49
Billings County School District	21078	\$	639,325.15
Boss Office Products	21079	\$	786.12
Bound Tree Medical LLC	21080	\$	758.76
Braun Distributing Inc	21081	\$	127.50
Brosz Engineering Inc	21082	\$	6,300.00
Butler Machinery Co	21083	\$	18,139.11
Capital One	21084	\$	281.64
Case Electric	21085	\$	774.64
Central Mechanical Inc	21086	\$	2,847.01
Cerberus Security	21087	\$	30.00
Charbonneau Car Center	21088	\$	1,263.01
Code 4 Services	21089	\$	7,293.15
Corneil Todd	21090	\$	50.00
Creative Energy	21091	\$	144.21
Deans Distributing	21092	\$	5,893.95
Dickinson Public Library	21093	\$	4,341.15
Dickinson Supply Inc	21094	\$	5.20
Ecolab Pest Elim Div	21095	\$	338.00
Eide Bailly	21096	\$	161.00
Farmers Union Oil Co- Beach	21097	\$	44,412.13
Floor to Ceiling Store	21098	\$	10,514.32
Four Corners Café	21099	\$	480.00
Gall's Inc	21100	\$	146.25
General Steel and Supply Co	VOID	\$	60.45
George's Tire LTD	21102	\$	6,727.00
Gerry's Plumbing & Heating	21103	\$	1,250.00
Gooseneck Implement	21104	\$	760.43
Heiser Electric Don	21105	\$	2,658.30
High Plains Technology Inc	21106	\$	889.00
Industrial Piping Specialist	21107	\$	534.12
Inland Truck Parts Company	21108	\$	1,503.25
J and J Operating Inc	21109	\$	1,975.82
J P Steel and Supply Inc	21110	\$	500.68
Jones & Bartlett Learning LLC	21111	\$	42.14
Kasian Connie	21112	\$	85.10
Kevin's Auto & Truck Repair	21113	\$	339.95
KLJ Engineering LLC	21114	\$	1,205.63
Klym Steven	21115	\$	67.55
Kohler Communications Inc	21116	\$	200.00
Krebs Machine & Repair	21117	\$	2,476.40
Kubik Bogner Ridl & Selinger PLLP	21118	\$	3,000.00
Linde Gas & Equipment Inc	21119	\$	31.97
Mac's Inc	21120	\$	680.89
Macle Tech LLC	21121	\$	44.95
Medora, City of	21122	\$	100,000.00
Medora, City of	21123	\$	444.19
Medora, City of	21124	\$	43,149.70
Menards Dickinson	21125	\$	741.12
MGM Rural Sanitation LLC	21126	\$	313.00
Mid-American Research Chemical	21127	\$	285.34
Motorola Solutions	21128	\$	7,832.53
National Sheriff's Association	21129	\$	68.00
ND 911 Association	21130	\$	125.00
ND Association of Counties	21131	\$	356.00
ND Association of Counties	21132	\$	198.88
ND EMSA	21133	\$	150.00
ND Sheriff's & Deputies Association	VOID	\$	400.00
ND State Radio Communications	21135	\$	813.20
ND State Treasurer	21136	\$	12,264.33
NDACO Resources Group Inc	21137	\$	4,236.06
Nelson International	21138	\$	573.31
Newby's Ace Hardware	21139	\$	129.27
Prairie Auto Parts Inc	21140	\$	68.76
Putnam Karen	21141	\$	102.34
Ray's Auto Parts Inc	21142	\$	359.98
RDO Equipment Co	21143	\$	134.11
Red Rock Ford	21144	\$	27,775.00
Red Rock Ford	21145	\$	102.60
RELX	21146	\$	233.40
Rodne, Dean	21147	\$	116.38
Runnings Supply Inc	21148	\$	51.84
Sax Customs LLC	21149	\$	707.05
Sax Motor Co	21150	\$	82.05

Southwest Business Machines	21151	\$	314.43
Southwest Multi-County Correction Ctr	21152	\$	13,494.16
Southwest Water Authority	21153	\$	499.04
Southwest Water Authority	21154	\$	10.89
Southwestern Dist Health Unit	21155	\$	44,045.83
The Badlands Patriot, LLC	21156	\$	690.30
Thyssen Krupp Elevator	21157	\$	583.53
Uniform Center	21158	\$	229.98
Verizon Wireless	21159	\$	2,425.54
Vogel Law Firm	21160	\$	272.00
Westlie Crossroads Truck Center	21161	\$	5,492.49
Dynamic Effects LLC	21162	\$	1,200.00
Dakota Insurance	21163	\$	121,579.00
CenturyLink	21164	\$	35.00
Information Technology Dept	21165	\$	500.00
Kasian Michael	21166	\$	361.00
Reservation Telephone	21167	\$	785.81
Roughrider Electric Coop	21168	\$	29.34
RTC Networks	21169	\$	60.00
Verizon Wireless	21170	\$	445.24
Visa	21171	\$	57.91
Visa	21172	\$	26,686.48
Wex Health, Inc	21173	\$	594.14
ND Public Employee Retirement Sy	21174	\$	10,520.00
ND Public Employee Retirement Sy	21175	\$	43,391.66
ND Public Employee Retirement Sy	21176	\$	650.00
NDFOP State Lodge Treasurer	21177	\$	25.00
North Dakota Public Health Ins Trust	21178	\$	70,080.40
Prudential Service Center	21179	\$	14.29
State Dispersment Unit	21180	\$	717.00
Wex Health, Inc	21181	\$	3,010.45

The board approved the revenue vouchers for the month of March: Recorder \$22,555.40; Zoning \$3,138.20; Court \$55.00; EMS \$152.50, Sheriff \$0.00.

Revenues for materials and/or services rendered in March: WEED SPRAYING: Tyler Fischer \$25.56, Jerry Redmond \$122.62, Curtis Talkington \$257.96.

Revenues for the month of March: Road & Bridge permits \$11,111.23; Highway Distribution \$10,940.20; Oil & Gas Production Tax \$200,081.90; Royalties \$30,760.70; Unorganized Oil & Gas Production Tax \$13,338.79; Interest \$7,264.72; State Aid Distribution \$21,955.35; City of Belfield \$330,833.35; BLM Mineral Royalty \$138,168.23 NDDOH \$840.00 EMS Training Grant; State of ND PILT \$5,903.96.

Payroll in the following amounts was approved for March: General Fund \$180,536.43; Road and Bridge Fund \$114,091.69; Weed Fund \$12,254.52.

With there being no further business, Rodne moved to adjourn at 2:25pm. Kasian seconded. All voted aye.

Lester Iverson, Chairman

Attest: _____

Marcia Lamb, Auditor/Treasurer