

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING OCTOBER 7, 2021.**

The meeting was called to order by Chairman Michael Kasian at 9:00 A.M. with Commissioners Dean Rodne and Lester Iverson in attendance.

Others were present during portions of the meeting: State's Attorney Patrick Weir, Deputy Auditor Jonna Bertelsen, Sheriff Pat Rummel, Major Dean Wyckoff, Fire Chief Kyle Shockley, Maintenance Supervisor Travis Bertelsen, Clerk and Recorder Juliana Hammerstorm, Tax Director Stacey Swanson, Road Superintendent Jeff Iverson, Karen Putnam, Andrew Krebs, Steve Meier RDO Equipment, Jeremy Wood, Ben Procive, Dan Farsveet Dakota Insurance, Jim Fuglie.

The board reviewed the commission minutes from the September 7th & 23rd, 2021 meetings. Rodne moved to approve the minutes as presented. Iverson seconded. All voted aye.

Chairman Kasian asked for any additions or changes to the agenda. Chairman Kasian requested to add Little Missouri River Crossing to the meeting agenda. Auditor Lamb stated that as it is a special meeting, she would need to call the newspaper and update the postings. She left a message with the Billings County Pioneer at 9:05 am. This item was added to the agenda for 2:15pm. Kasian moved to approve the addition to the agenda. Rodne seconded. All voted aye.

Karen Putnam with the Medora Heritage Commission was present and discussion ensued regarding the Historical Society donating \$10,000.00 for the Medora statue. Rodne made the motion to approve \$10,000 from the county general fund to the Billings County Historical Society to make the donation. Iverson seconded. All voted aye.

Auditor Lamb went through century code regarding the redistricting board that needs to be formed. Century Code states that the Chairman of the Board of Commissioners, the States Attorney and the Auditor serve on this board. A member must be from the City Council and Mayor Todd Corneil has been suggested and another member at-large from the county will need to be approved by the county commission and then the redistricting board will need to meet and appoint a remaining at-large member. Lester moved to appoint Chairman Kasian, States Attorney Weir, Auditor Lamb and Mayor Todd Corneil to the redistricting board. Rodne seconded. All voted aye.

Maintenance Supervisor Travis Bertelsen gave his monthly report. The HVAC project is going well. Most of the equipment is in. The office staff have been great working with them as well. Heat should be on by the end of October. The north side windows are complete. The big windows on the south and east sides are left. The flooring for the firehall has been ordered. The museum exterior will be finished this week. The generator we have will be too small to power everything we need here, so we will need to look into getting a bigger generator and can move the old one over to the firehall. Travis's 6 month probationary raise was discussed again and due to still not having the Gallagher study back, it was tabled.

Dan Farstveet was present from the Dakota Insurance Agency to present the updates to our property coverage and the premiums. The board had questions on properties and items that need to be covered. Dan will look into them more and come back later with more information.

Tax & Zoning Director Stacey Swanson presented her monthly report. There were no ARW or Pipeline applications. The zoning board met with the library design team. Board asked for a community gathering in the northern areas of the county to get the information out to the public. States Attorney Weir discussed the development agreement with the library that is in its first draft. He will be meeting with their attorney and discuss what may be required. They want the commission to close the section line. The Forest Service hasn't completed the EIS yet.

Road Superintendent Jeff Iverson, Jeremy Wood and Andrew Krebs were present to give their reports. Jeremy gave his report first. The 121<sup>st</sup> Avenue project is complete and Hlebechuk did a good job on the reclaim and it came in under budget. Estimated cost on 25<sup>th</sup> Street by cemetery is \$490,000. The board thought they should go ahead with the project as it is in the budget. Andrew Krebs gave his written report. Wetland mitigation report was completed and submitted to USACE. The contractor has returned to the Krehlik Pit and crushing is being resumed. Wannagan Creek ROW is having appraisal updated for revised easement width. Application for HSIP funding for guardrail improvements on bridges is being done. Road Superintendent Jeff Iverson gave his report. Crews are mowing when it isn't windy or hot due to fire safety. Surfacing project erosion repairs. Culvert on BTA road is done and needs to be reseeded. Hauling from rock from Tachenko's to Goldsberry's to 8<sup>th</sup> street to fix erosion damage. 120<sup>th</sup> finished with LF Grading. Improvements to the bus route, we partnered with Dunn County. Dale Baranko called from 128<sup>th</sup> street and has a bad arch pipe under the road. We will look into the wetland and replace culvert 1/3 mile. Ted met with Florian, he wants the road raised and widened. Don Froehlich has rock piled up to the access. Rudy Simnioniw will sell us rock for \$1.00/yd for rip rap. Met with Scout Energy on the ARW permit and they might use approach that is already there and come in on the section line from above. Reclaimed the Myers pit. Jeff Baranko said that Aquisign was hacked (county sign inventory program). FLAP projects are still underway.

The bids for used cattleguards were opened by Auditor Lamb at 11:00am as advertised. 11 cattleguards stockpiled at the Fryburg shop. One bid must take all by October 31. 4 bids were received - Steve Klym - \$4,800.00, Tate Miller - \$1,850.00, Jamie Adams - \$3,125.00, Terry Egan - \$6,001.00. Iverson made the motion to approve Terry Egan's high bid. Rodne Seconded. All voted aye.

The bids for one or more new motorgraders were opened by Auditor Lamb at 11:10am. One bid was received from RDO equipment for \$697,080 with trade ins. Total bid was \$1,112,580 with trade in on the three motor graders \$142,000 - \$131,500 - \$142,000 equaling \$415,500 trade in. The commission will review and get back to RDO within 2 weeks. They will have a special meeting in the near future to make their decision.

Ben Procive was present to discuss some issues going on at the Fryburg Rail Depot. Last Thursday the trains from the depot were honking every time they connected a car. This went on until Friday. They are not crossing a county road they are just honking at the depot and it is keeping him up. He called the depot but they have not done anything about it. This is out of the Commissions hands but States Attorney Weir suggested he get ahold of Representative Kelly Armstrong's office and have them get in contact with BNSF to get his concerns heard.

The commission recessed for lunch at 12:00 pm.

Meeting reconvened at 1:00 pm.

The 2022 Final Budget hearing was opened at 1:00pm as advertised. No one appeared for or against the budget. Auditor Lamb went over the final budget with the commission. After review and one change made to move an overage of salary for a sheriff's deputy to the miscellaneous line item in the Sheriff's budget, Kasian moved to approve the 2022 Final Budget. Iverson seconded. All voted aye.

Fire Chief Kyle Shockley reported that the total fire burn ban is still in effect.

A written report was reviewed for EMS. They also reported that they received a \$5,000.00 grant.

Sheriff Pat Rummel handed out his monthly report.

Discussion ensued regarding the Little Missouri River Crossing and the individual meetings that were had with each commissioner and the NDDOT Director Bill Panos. States Attorney Weir went over the individual meetings that he personally attended on September 28<sup>th</sup>, 2021. Each commissioner was given the opportunity to meet with Mr. Panos and ask questions regarding the LMRC history and possibilities for future sites and give their input as well as ask any other questions they may have had. Chairman Kasian felt that the bridge discussion on the Short property should be finished. Iverson stated that he felt that the State should take the project over and the county should allow it. Rodne stated that he felt other areas should be explored for the crossing other than at the Short property. He has been calling legislators and working with the Forest Service. States Attorney Weir stated that in a previous meeting the commission decision stated that they wanted to explore a crossing North of Medora between a willing buyer and the county and that the Governor and NDDOT are an interested party due to the fact that they signed off on the Environmental Impact Statement. The Governor had informed the States Attorney that Bill Panos would be willing to come out and discuss ideas with the commissioners and that each commission had stated that they would like to talk with him. Weir stated that the idea of a low water crossing was discounted due to keeping the river free flowing. If it became a state project, the state would decide where it would be placed and pay for the crossing. Sheriff Pat Rummel questioned if the state took over the project, who would have to patrol it? He wanted to be very clear that he was not for the project on the Shorts and felt it should be on Federal land. Chairman Kasian stated that he traveled to Goldsberrys crossing and felt that it was too wide and he felt the spot would be too dangerous. Chairman Kasian also stated that in his conversation with Bill Panos, Panos stated that the issue was important to the state due to the safety of the tourists and residents of Billings County. Kasian felt if there is a willing rancher or famer or forest service, the project should be placed there.

The following claims were approved for payment:

Blue Cross Blue Shield of ND	20223	\$	3,716.60
ND Public Employee Retire System	20224	\$	746.88
Charbonneau Car Center	20225	\$	20,191.00
701 Meats	20226	\$	472.55
ABC Fencing LLC	20227	\$	2,802.50
Advanced Business Methods Inc	20228	\$	381.05
Alex Air Apparatus Inc	20229	\$	17,548.00
All Around Tire & Oil	20230	\$	1,421.86
Alternative Wrecker Service Inc	20231	\$	550.00
American Insurance Center	20232	\$	1,760.84
Aramark	20233	\$	574.60
Baranko Deanna	20234	\$	271.76

Beach Food Center	20235	\$	248.14
Billings County Historical Soc.	20236	\$	92.76
Billings County Rural Fire Dist	20237	\$	1,637.45
Billings County Rural Fire Dist	20238	\$	8,998.87
Blue Sky Dumpsters LLC	20239	\$	100.00
Boss Office Products	20240	\$	1,805.99
Bound Tree Medical LLC	20241	\$	1,488.65
Braun Distributing Inc	20242	\$	464.41
Brooks & Associates C E	20243	\$	407.61
Butler Machinery	20244	\$	6,627.44
Capital One	20245	\$	462.95
Center for Education	20246	\$	278.00
Central Mechanical inc	20247	\$	18,450.00
Cerberus Security	20248	\$	30.00
Cerkoney Cathy	20249	\$	89.20
Charbonneau Car Center	20250	\$	48.96
Code 4 Services Inc	20251	\$	209.68
Corneil Todd	20252	\$	50.00
Creative Energy	20253	\$	2,085.85
Deans Distributing	20254	\$	850.50
Dickinson Public Library	20255	\$	3,627.16
Dryland Enterprises	20256	\$	21,875.00
Ecolab Pest Elim Div	20257	\$	251.00
Electro Watchman Inc	20258	\$	482.99
Emergency Medical Products	20259	\$	621.77
Emil's Repair	20260	\$	717.50
ERE Trucking LLC	20261	\$	22,000.00
Farmers Union Oil Co- Beach	20262	\$	762.50
Fire & Ice Refrigeration Heating Air	20263	\$	748.66
GT Architecture	20264	\$	3,205.00
George's Tire LTD	20265	\$	19,137.00
Gooseneck Implement	20266	\$	100.81
Heiman Fire Equipment	20267	\$	261.68
Heiser Electric Don	20268	\$	1,065.16
Hlebechuk Construction Inc	20269	\$	90,128.25
HR Collaborative	20270	\$	50.00
J and J Operating LLC	20271	\$	2,783.61
J P Steel & Supply Inc	20272	\$	283.75
Jeff's Towing	20273	\$	1,418.75
Just-In Glass	20274	\$	568.22
Kasian Connie	20275	\$	50.00
Kessel Anita F	20276	\$	94.80
KLJ Engineering LLC	20277	\$	699.10
Klym Steve	20278	\$	66.80
Kohler Communications Inc	20279	\$	200.00
Kubik Bogner Ridl & Selinger PLLP	20280	\$	3,000.00
Kutzler Marilyn	20281	\$	142.24
Ladbury Jim	20282	\$	500.00
Little Missouri Restaurant & Saloon	20283	\$	89.23
MacQueen Emergency	20284	\$	831.58
Malkowski Trucking	20285	\$	22,230.00
Medora Convenience	20286	\$	7.58
Menards Dickinson	20287	\$	365.63
Metro-Billings Services	20288	\$	46.00
MGM Rural Sanitation LLC	20289	\$	296.50
Mid-American Research Chemical	20290	\$	126.97
Midstate Communications	20291	\$	1,204.37
Midwest Doors Inc	20292	\$	3,318.04
Montana Fluid Solutions	20293	\$	16,716.00
Motorola Solutions	20294	\$	12,608.91
ND Association of Counties	20295	\$	167.10
ND Association of Counties	20296	\$	126.00

ND Attorney General's Office	20297	\$	155.00
ND Cowboy Hall of Fame	20298	\$	200.00
ND State Treasurer	20299	\$	901.36
Nelson International	20300	\$	716.98
Newby's Ace Hardware	20301	\$	31.54
Northern Plains Engineering	20302	\$	29,817.70
Nutrien Ag Solutions	20303	\$	3,350.00
Prairie Lumber Company	20304	\$	943.23
Pump Systems Inc	20305	\$	797.65
Putnam Karen	20306	\$	51.12
Ramada Hotel of Bismarck	20307	\$	518.40
RDO Equipment Co	20308	\$	2,410.00
RELX Inc	20309	\$	233.40
Rodne, Dean	20310	\$	57.84
Romanyshyn Trucking	20311	\$	23,270.00
Rummel Patrick	20312	\$	105.00
Runnings Supply Inc	20313	\$	307.43
Sanford Inpt Pharmacy	20314	\$	972.00
Sax Motor CO	20315	\$	350.39
Sign Solutions	20316	\$	2,028.61
Solberg Sherry	20317	\$	10,560.00
Southwest Multi-County Correction	20318	\$	11,225.00
Southwest Water Authority	20319	\$	7,303.75
Southwest Water Authority	20320	\$	371.09
Southwestern Dist Health Unit	20321	\$	1,454.66
Stein's Inc	20322	\$	113.06
Swanson Stacey	20323	\$	238.70
Swanston Equipment Corp	20324	\$	93,346.48
Temp Right Service Inc	20325	\$	251.50
The Badlands Patriot	20326	\$	1,111.12
Thyssen Krupp Elevator	20327	\$	564.99
Total Safety US Inc	20328	\$	1,282.00
Unlimited Office Products	20329	\$	443.28
Vanguard Appraisals	20330	\$	6,825.00
Verizon Wireless	20331	\$	2,226.21
W.S. Darley & Co	20332	\$	263.48
Warne Chemical & Equipment Co	20333	\$	351.22
West Dakota Oil Inc	20334	\$	16,389.28
Western Choice Cooperative	20335	\$	24,145.34
Western Dakota Energy Association	20336	\$	5,250.00
Westlie Crossroads Truck Ctr	20337	\$	1,494.20
Wyckoff Dean	20338	\$	7,132.91
Wyckoff Lisa	20339	\$	611.00
CenturyLink	20340	\$	922.37
Directv	20341	\$	122.99
Information Technology Dept	20342	\$	1,168.30
Kasian Michael	20343	\$	245.98
Medora, City of	20344	\$	652.02
Reservation Telephone	20345	\$	40.98
Rodne, Dean	20346	\$	135.10
Roughrider Electric Coop Inc	20347	\$	4,706.83
Verizon Wireless	20348	\$	43.20
Visa	20349	\$	2,256.66
Visa	20350	\$	1,010.62
Wex Health Inc	20351	\$	63.00
NDFOP State Lodge Treasurer	20352	\$	25.00
North Dakota Public Health Ins Trust	20353	\$	68,940.36
Prudential Service Center	20354	\$	14.29
State Dispersement Unit	20355	\$	717.00
Wex Health Inc	20356	\$	2,479.29
ND Public Employee Retire System	20357	\$	10,415.00
ND Public Employee Retire System	20358	\$	41,583.92

ND Public Employee Retire System	20359	\$	650.00
ND Public Employee Retire System	20360	\$	124.16

The board approved the revenue vouchers for the month of September: Recorder \$2,755.20; Zoning \$300.00; Court \$65.00; EMS \$15,798.02, Sheriff 1,053.00.

Revenues for materials and/or services rendered in September: Ranchorama Arena Club \$700.00 ems standby; Ed Romanyshyn \$217.35 gravel; Cody Reis \$160.00 blading; Larry Cymbaluk \$345.00 scoria & hauling; Arvid Hecker \$3,510.00 scoria & hauling; Beach Community Ambulance \$1,000.00 als intercepts; Jerry Shae \$395.00 blading & packing; Rhonda Paluk \$690.00 scoria & hauling; . WEED SPRAYING: Joseph Kessel \$49.94, Tim Loh \$133.43, Fritz Land Trust \$120.24, Jim Haag \$740.20, Kevin Kirsch \$485.72, Charles Sivak \$560.54, Jesse Duckwitz \$62.62, City of Medora \$6.44, Kasper Family Trust \$784.05, Cody Reis \$317.24, Delry Sabrosky \$129.82, David Reis \$53.40, William Kessel \$74.46,

Revenues for the month of September: Sheriff \$6,521.4 permits; Highway Distribution \$12,539.71; Oil & Gas Production Tax \$547,395.76; Royalties \$29,182.30; Unorganized Oil & Gas Production Tax \$36,493.05; Interest \$6,802.53; State Aid Distribution \$28,700.64; BLM Mineral Royalty \$93,434.11; Cass NDRIN \$4,318.13; BND Flex Pace \$7,541.47; Cash Bar Permit \$25.00.

Payroll in the following amounts was approved for September: General Fund \$179,657.55; Road and Bridge Fund \$111,469.22; Weed Fund \$16,389.60.

With there being no further business, the meeting ended at 3:50pm.

\_\_\_\_\_  
Michael Kasian, Chairman

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

Marcia Lamb, Auditor/Treasurer

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
SPECIAL MEETING OCTOBER 21, 2021.**

The meeting was called to order by teleconference by Chairman Michael Kasian at 3:00 P.M. with Commissioners Dean Rodne and Lester Iverson in attendance by speakerphone in the Billings County Commission Room.

Others were present during portions of the meeting: Jonna Bertelsen

The one item on the agenda for the special commission meeting was to review the bid for motorgraders from the October 7, 2021 meeting. One bid was received from RDO Equipment. After discussion regarding the bid, Iverson moved to approve the bid with trade-ins from RDO, Rodne seconded. All voted aye.

Rodne moved to adjourn the meeting at 3:04 P.M., Iverson seconded. All voted aye.

\_\_\_\_\_  
Michael Kasian, Chairman

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

Marcia Lamb, Auditor/Treasurer