

April 3, 2007

At 4:00 p.m. the regular monthly meeting of the Stutsman County Commission was called to order by Chairman Klose. Roll call was answered by Douglas Kaiser, Craig Neys, Dennis Ova, Dale Marks, and Mark T. Klose.

A motion to approve the minutes of the March meetings was made by Kaiser and seconded by Marks. Motion carried.

Dave Orr, County Sheriff, asked permission to trade a 2003 Ford Expedition for a 2006 Expedition for \$14,972 to boot. The purchase was in his budget. Kaiser made a motion that was seconded by Neys to allow the purchase. Roll call vote - Ova, Marks, Kaiser, Neys and Klose all voted aye.

Jim Fettig, Courthouse Maintenance Supervisor, requested acceptance of a grant to remodel the former law library. The room had been used as an extra courtroom. Renovations would be made for a raised bench, furniture and fixtures that would allow audio and video teleconferencing for witnesses. 75% of the costs would be paid by the grant funds. Neys made a motion that was seconded by Ova to accept the grant and proceed with the project. Roll call vote - Marks, Kaiser, Neys, Klose and Ova all voted aye.

Ova made a motion that was seconded by Kaiser to vote all of the county's 79,906 votes for Richard Aberle for the North Dakota Insurance Reserve Fund Board. Motion carried.

Noel Johnson, County COO, presented the 2005 abatement application of Larell Peckham for parcel 74-4255100. Also present were LaRell Peckham and Dan Buchanan. At the last meeting, the Commission had indicated it would reconsider the application if Mr. Peckham, serving as PR, had the right to apply. Johnson indicated that review of the statutes had indicated that Peckham had the right to file for 2005. The City of Jamestown had recommended approval of the 2006 abatement application to reduce the property's value to \$25,138, but had denied the 2005 application without comment. Kaiser made a motion that was seconded by Marks to reduce the 2005 value to \$25,138. Marks made a motion to amend the motion to reduce the property to \$22,500. Motion died for a lack of a second. Roll call vote on the original motion - Kaiser - aye, Neys - aye, Klose - nay, Ova - nay, Marks - aye. Motion carried.

The Commission tabled until the next meeting the appointment to the Sheyenne James Resource Conservation & Development Council, Inc.

Fritz Fremgen, State's Attorney, gave his monthly report. Efforts continued to try and settle the Hofmann road damage case with his insurance company. Civilly committed sex offenders charged with crimes while in the Sex Offender Unit at the State Hospital have failed to bond out so they were being held in the County's jail pending trial. Fremgen would work with the State to try and get those individual's back to the treatment unit.

Mr. Fremgen reviewed the Municipal Industrial Development Act (MIDA). MIDA bonds were available to 501C3, non-profit corporations for financing projects and were also available to for-profit corporations for specific public good issues. Great River Energy had approached the County about sponsoring up to \$18 million in MIDA bond financing for the solid waste disposal portion of their proposed project for the Spiritwood Energy Park. The interest on the bonds was tax exempt so the bond interest rate was lower than other types of financing. Issuing the bonds was no risk for the county - other cities and counties had been sponsoring the bonds as an economic development incentive. Community Action Region VI was seeking MIDA bond financing to purchase a building. Their application was through LaMoure County, but they were asking Stutsman County to consider being the host jurisdiction. By consensus, the Commission indicated that they would serve as the host county for Community Action's project.

A motion was made by Kaiser and seconded by Ova to approve the gaming permit application of the Pingree Fire Department at the 281 Stop. Motion carried.

Ova made a motion that was seconded by Marks to approve the raffle permit of the Windsor 125th Anniversary Committee. Motion carried.

At 4:48 p.m. the Commission meeting was recessed for the Park Board meeting.

STUTSMAN COUNTY PARK BOARD MEETING

April 3, 2007

At 4:50 p.m. the Stutsman County Park Board meeting was called to order by Chairman Klose. Members present were Dennis Ova, Dale Marks, Doug Kaiser, Craig Neys, Mark T. Klose, and Mark Schlecht. Bob Woodward was absent. Also present was Scott Hettinger and Larry Kuntz,

Bureau of Reclamation (by speaker phone), Bill and Nellie Degen, Ken and Terri Getz, Jim Michael, Environmental Health Practitioner, Steve Thompson, Interstate Engineering, Jeff Seher and Laura Fruetel, Pelican Point Concessionaire.

A motion was made by Neys and seconded by Kaiser to approve the minutes of the March meeting. Motion carried.

Ova made a motion that was seconded by Neys to approve the bills. Roll call vote - Ova, Marks, Kaiser, Neys, Klose, and Schlecht all voted aye.

Fund	Warrant No	Amount	Vendor Name
COUNTY PARK			
	0038268	43.09	QWEST
		43.09	Final Total

Jodee Rasmussen, Jamestown Chamber of Commerce, requested a special use permit for the third annual "Jam the Dam" event to be held August 24, 25 and 26, 2007 at the Jamestown Reservoir. Ova made a motion that was seconded by Marks to approve the permit. Motion carried.

Dennis Lorenz, County Park Superintendent, requested approval of 5 boat dock permits at the Jamestown Reservoir at last years' \$150 fee. Kaiser made a motion that was seconded by Marks to approve the number of permits and the fee. Motion carried.

Fritz Fremgen, State's Attorney, reviewed the status of Lot 1, East Side Jamestown Reservoir. The improvements were the property of the Bureau of Reclamation. The Bureau would convey the property to the Park Board as surplus property. The Bureau would allow the lot to be permitted again. Options were to lottery the property as is or demolish the improvements and lottery the property. A purchase price would be established based on the costs incurred by the Bureau and the County during the eviction process. A motion was made by Kaiser and seconded by Ova to inform the Bureau of Reclamation that the county would accept Lot 1, East Side as surplus property, and to acquire the costs of demolishing the improvements and the costs incurred during the eviction process to establish a price to prepare to lottery the permit for the lot. Roll call vote - Marks, Kaiser, Neys, Klose, Schlecht and Ova all voted aye.

The septic system issue for the cabins at the Reservoir was reviewed. The septic system rules were established by the North Dakota Health Department. Regulations varied depending on the size of the lot and whether or not the cabin was seasonal or year around. The general rule was that drain fields were only allowed on lots of one acre or larger. Mr. Hettinger indicated that the Bureau would require septic system inspections by July 1, 2007. The systems had to be inspected by a registered engineer. Steve Thompson indicated that Interstate Engineering would do the inspections if hired by a cabin owner. Jim Michael would not do the inspections, but he would review the engineer's inspection report and sign off on whether the system's were in compliance. Nellie Degen requested Mr. Hettinger to verbally grant extension of lot lines to the access roads as a means to increase the square footage of the lots. Mr. Hettinger indicated that the Bureau would allow calculation of lot sizes to include the areas up to the roads. If necessary, the Bureau would assist cabins owners with the approximate location of their lot lines. Letters would be mailed to the cabin owners to update them on the septic system issues.

Mr. Lorenz gave his monthly report. He requested permission to purchase two CXT vault toilets. One would be located on the walking path at the Reservoir, south of the ND Game & Fish building. The other would be located in the Jim River Bay area. A 50/50 grant from the Bureau of Reclamation would underwrite the \$40,000 cost. The County's match would be paid in kind for excavation and concrete work. A motion was made by Ova and seconded by Kaiser to approve the vault toilet project. Roll call vote - Kaiser, Neys, Klose, Schlecht, Ova, and Marks all voted aye.

Mr. Lorenz requested permission to advertise for one full time replacement employee and an additional part time employee. The employees were included in his budget. A motion to authorize advertising for the employees was made by Neys and seconded by Marks. Motion carried.

Ova made a motion that was seconded by Marks to go into executive session for attorney consultation relative to threatened litigation regarding the Spiritwood Lake campgrounds. The legal authority for closing the meeting was NDCC sections(s) 44-04-19.1(5) & (9), and 44-04-19.2. Roll call vote - Neys, Klose, Schlecht, Ova, Marks and Kaiser all voted aye.

At 5:49 p.m., April 3, 2007 the County Park Board entered into executive session with the following present: Dennis Ova, Dale Marks, Doug Kaiser, Craig Neys, Mark Klose, Mark Schlecht, Fritz Fremgen, Dennis Lorenz and Noel Johnson.

At 6:15 p.m., April 3, 2007 a motion was made by Ova and seconded by Kaiser to adjourn the executive session. Motion carried.

The public was invited to return to the meeting room and the Park Board meeting was in open session with all members present except Bob Woodward.

Ova made a motion that was seconded by Marks to have State's Attorney Fremgen talk to Jack Uehran about the possibility of slowly phasing out the eight permanent mobile homes located at the Spiritwood Lake campground. Roll call vote - Klose - aye, Schlecht - aye, Ova - aye, Marks - aye and Kaiser - aye, Neys - abstain. Motion carried.

A motion to adjourn was made by Marks and seconded by Ova. At 6:43 p.m. the April, 2007 Park Board meeting was adjourned.

At 6:44 p.m. the Stutsman County Commission meeting was called back to order with all Commissioners present.

Ney made a motion that was seconded by Kaiser to pay the monthly bills. Roll call vote - Ova, Marks, Kaiser, Neys and Klose voted aye.

Fund	Warrant No	Amount	Vendor Name
GENERAL			
	0038153	21.32	BERGQUIST/JERRY
	0038161	133.76	C H CARPENTER LMBR CO
	0038165	201.53	CALUMET PHOTOGRAPHIC
	0038168	38.00	CENEX AMPRIDE CREDIT CARD
	0038170	381.00	CITY OF JAMESTOWN
	0038172	114.54	COLE PAPERS INC
	0038179	771.66	DACOTAH PAPER CO
	0038183	27.14	DAUER'S TROPHIES
	0038186	155.95	DEATONS MAILING SYSTEMS INC
	0038189	161.00	ECOLAB PEST ELIMINATION DIV
	0038190	200.00	EDDY FUNERAL HOME
	0038194	162.00	FREMGEN/FRITZ
	0038197	249.75	GALL'S INC
	0038199	25.00	GREENSTEIN/AARON
	0038201	72.02	HAROLDSON'S OFFICE SUPPLY
	0038208	270.00	INSTITUTE OF LOCAL GOVT
	0038209	10.00	INSURE FORWARD
	0038212	1,267.97	JAMESTOWN AMBULANCE
	0038214	142.00	JAMESTOWN HOSPITAL
	0038215	22.07	JAMESTOWN IMPLEMENT
	0038218	4,325.00	JERRY IVERSON CONSTRUCTION INC
	0038220	100.45	JOHNSON/NOEL
	0038225	142.50	KROPP LAW OFFICES
	0038233	16.93	MAC'S INC
	0038234	29.68	MARTIN/LUANN
	0038236	62.50	MAYER/JEROME P
	0038237	790.00	MEDINA AMBULANCE SERVICE
	0038238	577.50	MERRICK & SCHAAR P.C.
	0038243	500.00	N D ASSOCIATION OF COUNTIES
	0038244	75.00	N D COUNTY AUDITOR'S ASSOCIATION
	0038247	75.00	N D RECORDERS ASSN
	0038253	82.00	NEYS/CRAIG
	0038256	254.33	OFFICELAND
	0038259	62.50	ORR/DAVID F
	0038260	9.76	ORR/KARON C
	0038263	368.57	PEKARSKI/ALICE
	0038267	68.02	QUILL CORPORATION
	0038268	721.20	QWEST
	0038270	26.00	RADIOLOGY SERVICES PA
	0038271	121.00	RADISSON INN
	0038272	150.00	RAMKOTA HOTEL
	0038273	393.09	RANDY'S AUTO EXPRESS
	0038278	59.95	RICK'S T V
	0038281	1,451.25	SCHERR/JODIE KOCH
	0038290	55.00	SPIRIT LAKE RESORT & CASINO
	0038293	106.82	STEIN'S, INC
	0038294	1,138.30	STOP & GO #431
	0038295	27.45	STOUDT INC/R M
	0038301	82.81	TDS METROCOM
	0038302	110.70	THOMPSON/JAN
	0038309	59.74	TRUE VALUE HARDWARE
	0038310	794.98	U S DEPARTMENT OF JUSTICE
	0038316	62.00	VISA
	0038318	33.16	WALMART
	0038324	258.26	WENZEL'S LOCK & KEY
	0038326	108.45	WEST GROUP PAYMENT CENTER
		17,726.61	Final Total
911 EMERGENCY PHONE SYSTEM			
	0038153	136.10	BERGQUIST/JERRY
	0038271	150.00	RADISSON INN
	0038301	13.99	TDS METROCOM
		300.09	Final Total

ROAD FUNDS

0038151	208.28	ANDERSON/CHARLES
0038152	133.25	BECKER/HARRY
0038154	310.30	BLOOM OIL CO
0038155	250.00	BLUE-TOP
0038160	424.42	BUTLER MACHINERY CO
0038162	28.00	C H CARPENTER LUMBER
0038167	258.53	CARQUEST AUTO PARTS
0038170	10.00	CITY OF JAMESTOWN
0038171	467.81	CLARK/JAMIE
0038192	182.61	FASTENAL CO
0038198	8,495.00	GENERAL EQUIPMENT & SUPPLIES
0038204	329.85	HOME OF ECONOMY
0038211	1,357.15	JAMES RIVER DIESEL SERVICE
0038215	37.00	JAMESTOWN IMPLEMENT
0038223	153.75	KOBLE/RON
0038232	160.70	M D U
0038233	128.33	MAC'S INC
0038242	520.94	N A P A AUTO PARTS
0038252	366.00	NEWMAN SIGNS
0038255	15.00	NORTHWEST TIRE INC
0038266	459.34	POWER PLAN
0038269	129.98	RADIO SHACK CORPORATION
0038296	39.69	STUTSMAN COUNTY AUDITOR
0038298	213.71	SWEENEY BROS. TRACTOR CO
0038307	52.64	TRACTOR SUPPLY CREDIT PLAN
0038308	7.14	TRUE VALUE HARDWARE
0038313	262.40	VIGESAA/RYAN
0038314	914.37	VINING OIL CO.
0038322	439.03	WALMART COMMUNITY BRC
0038325	410.96	WEST END HIDE & FUR
0038327	13.96	WILHELM INC/DON
0038328	85.00	WINDSHIELD DOCTOR
0038329	942.80	WOODWORTH FARMERS ELEVATOR CO
	17,807.94	Final Total

REGIONAL CHILD SUPPORT ENFORCEMENT UNIT

7,082.15 Final Total

SOCIAL SERVICES

23,165.56 Final Total

COUNTY CORRECTIONAL CENTER

0038156	269.64	BOB'S PLUMBING & HEATING
0038158	173.25	BROWN/DORINDA
0038166	10,015.00	CAPITAL CITY RESTAURANT SUPPLY INC
0038169	196.20	CENTRAL BUSINESS SYSTEMS, INC
0038170	540.48	CITY OF JAMESTOWN
0038172	1,543.34	COLE PAPERS INC
0038176	61.84	COUNTY MARKET
0038179	751.36	DACOTAH PAPER CO
0038181	606.00	DAKOTA CLINIC, LTD
0038185	1,523.93	DEAN FOODS NC, INC
0038189	102.50	ECOLAB PEST ELIMINATION DIV
0038191	290.00	FARMER BROTHERS COFFEE
0038201	81.34	HAROLDSON'S OFFICE SUPPLY
0038202	42.00	HEALTHCARE ENVIRONMENTAL SERVICES INC
0038203	93.05	HOLZWORTH/PAM
0038205	12.95	HOME OF ECONOMY
0038206	1,747.13	HRS/CWD
0038210	90.84	J & L SERVICE
0038213	68.00	JAMESTOWN COMMUNICATIONS INC
0038214	379.00	JAMESTOWN HOSPITAL
0038219	554.91	JETSTREAM CAR WASH
0038224	93.05	KOLLMAN/DELANDA
0038231	135.00	LYNK3 TECHNOLOGIES INC
0038251	132.50	NETWORK CENTER COMMUNICATIONS
0038256	195.91	OFFICELAND
0038261	444.68	PAN-O-GOLD BAKING CO.
0038268	360.05	QWEST
0038271	450.00	RADISSON INN
0038274	58.00	REDWOOD TOXICOLOGY LABORATORY,INC
0038285	66.87	SCHUBERT'S CARPET ONE
0038288	3,241.47	SMITTY'S CARPET SHOP, INC
0038289	55.00	SPIRIT LAKE CASINO & RESORT
0038293	344.16	STEIN'S, INC
0038299	6,504.54	SYSCO FOOD SERVICES OF ND
0038301	51.14	TDS METROCOM
0038304	717.90	THRIFTY DRUG-WHITE DRUG
0038305	45.00	TIMEKEEPING SYSTEMS INC

	0038309	24.12	TRUE VALUE HARDWARE
	0038311	60.47	UNITED BUILDING CENTER
	0038320	109.65	WALMART COMMUNITY BRC
		32,232.27	Final Total
WEED CONTROL			
	0038268	7.75	QWEST
	0038296	88.08	STUTSMAN COUNTY AUDITOR
		95.83	Final Total
VETERANS SERVICE			
	0038268	15.51	QWEST
	0038301	7.55	TDS METROCOM
	0038306	77.90	TOBIN/WARREN J
		100.96	Final Total
COUNTY AGENT			
	0038256	44.90	OFFICELAND
	0038301	124.24	TDS METROCOM
		169.14	Final Total
EMPLOYEES HOSPITAL INS			
	0038246	60,807.96	N D P E R S
		60,807.96	Final Total
LIBRARY FUND			
	0038196	1,216.94	GALE GROUP/THE
	0038315	537.49	VISA
	0038321	53.15	WALMART COMMUNITY BRC
		1,807.58	Final Total
COMMISSARY			
	0038164	47.31	CABLE SERVICES
	0038178	209.40	CRAWFORD SUPPLY CO
	0038184	127.94	DCR DISTRIBUTORS
	0038193	835.61	FRANK MCKONE CIGAR CO
	0038195	484.35	FRITO LAY
	0038221	167.16	KEEFE COFFE & SUPPLY
	0038235	947.00	MAXIMA SUPPLY LLC
	0038240	361.25	MID WEST COCA COLA BOTTLING CO
	0038264	541.30	PEPSIAMERICAS
	0038265	436.60	PIZZA CORNER FROZEN PIZZA
	0038276	3,600.00	RELIANCE INMATE SYSTEMS INC.
	0038320	180.01	WALMART COMMUNITY BRC
		7,937.93	Final Total
DRUG PROGRAM			
		38.77	Final Total
COUNTY HAZARDOUS CHEMICAL ACCOUNT			
	0038330	250.00	WORKFORCE SAFETY & INS
		250.00	Final Total
DATA PROCESSING			
	0038150	1,387.14	AMERICAN COMMUNICATIONS INC
	0038169	39.95	CENTRAL BUSINESS SYSTEMS, INC
	0038177	535.98	CPS TECHNOLOGY SOLUTIONS
	0038268	15.51	QWEST
	0038296	176.35	STUTSMAN COUNTY AUDITOR
	0038301	5.32	TDS METROCOM
		2,160.25	Final Total
CO EXTENSION FUND			
	0038250	137.00	NDSU AG COMMUNICATION
	0038297	10.00	STUTSMAN COUNTY CORRECTIONAL CENTER
	0038303	180.00	THOMPSON/WENDY
		327.00	Final Total
ELEVATOR SINK & INT			
	0038291	66,847.50	STARION BOND SERVICES
		66,847.50	Final Total
JOB INCENTIVE FUND			
	0038217	22,350.00	JAMESTOWN/STUTSMAN DEVELOPMENT CORP
		22,350.00	Final Total
WAGES			
	2529-2713	378,085.54	WAGES (3-23-07)
		378,085.54	Total Wages

A motion to adjourn was made by Ova and seconded by Neys. At 6:46 p.m. the April 3, 2007 Stutsman County Commission meeting was adjourned.

ATTEST:

Noel A. Johnson
County COO (Auditor)

Mark Klose
Commission Chairman