

## OFFICIAL PROCEEDINGS OF THE LAMOURE COUNTY COMMISSIONER MEETING

APRIL 18, 2017

At 8:30 am Chairman Lee Miller called the meeting to order and opened with the pledge to the flag. Also present, Commissioners Bruce Klein, Robert Flath, Keith Heidinger, Victor Weigel. Attending the meeting were Jay Cink, Verleen Shear, Matt Lange, Lauren Worrel, Gerald Harris, Patty Wood Bartle, Wayne Schlenker.

Additions to the agenda: Raffle permit application; Jay Cink; Garrison Diversion; Sheriff's Department report. Motion to accept the agenda by Comm. Weigel, seconded by Comm. Klein and passed.

Lauren Worrel gave the road report: blading county roads, fixed low water crossings, replacing bridge marker and road signs on county roads. A utility permit application from DRN was received to place new fiber optic cable from Hwy 13 going south along the west ditch of CR 64 cross over from CR 64 to the border of the county on CR 33. Motion by Comm Heidinger, seconded by Comm. Klein to approve the utility permit. Motion Passed.

Matt Lange- Hwy 61 bid will be done on Friday through DOT. Good news in recent bids is that some of them are coming in lower than expected. The estimate last fall was 1.55 million, now it may be more like 1.4 million. Many contractors don't have work yet and oil prices are lower. There will be bid opening May 5<sup>th</sup> at 10:00 am for Memorial Park road project. Hope is that the CR 61 contractor would be interested in both and would be set up in the area already. Both projects are set to begin after June 12<sup>th</sup> to allow the County to prepare shoulders and do any culverts or other work necessary to keep costs down on the projects and finish by Labor Day. Road restrictions will stay in place for now. The State will tell us when to lift them. Matt will be applying for the Special Road Funding (SFR) for the paving of all of Memorial Park and the boat landing at Lake LaMoure with the work to be done in 2018.

Jay Cink of Marion, Chairman of the Committee to Recall Tonya Duffy, passed a handout to the board and made his presentation. He then presented a written request to the board to request the resignation of LaMoure County State's Attorney, Tonya Duffy. Duffy was not present at the meeting to request it of her himself. Duffy's resignation would save the County the cost of a special election. Otherwise, the committee is prepared to proceed with a recall petition. Motion by Comm. Klein to allow discussion, seconded by Comm. Heidinger and passed. Cink related that he believed there are many instances of ineptness and malfeasance. He gave examples of specific incidences in Marion which he was personally aware of. The board stated that it would be proper to discuss with the State's Attorney the legality of requesting her opinion, but she is not present at the meeting. Comm. Klein stated that it is his position that the voters put her in the position and if there is that big a problem, the voters will take her out. Cink reiterated that he believed it would be much better for the County to have a resignation. If the recall petition process is taken, it would necessitate a special election according to Auditor White. Motion to table the request by Comm. Klein.

Garrison Diversion Committee report by Comm. Klein. The main focus of the group at this time is the Red River Valley Water Supply Project. This is an emergency water supply plan in case of a severe drought and would provide water to nearly half of North Dakotans. Funding is the biggest issue. The committee is seeking a \$30 million commitment from the State.

Roger Loegering- Courthouse Facility Manager. D&L Concrete gave a cost estimate of \$12,000 to remove pavers on the steps and resurface the existing steps with colored stamped concrete. The pavers are not stable and are not worth repairing. The tuck pointing on the south side of

the Courthouse should be bid without the steps and proceed with seeking a repair of the south steps separately. Loegering will get more information on repair options.

A raffle permit application from Memorial Park Country Club was reviewed. Motion to approve by Comm. Weigel, seconded by Comm. Flath; motion passed.

Comm Heidinger reported that the Chief of Police for the City of Kulm has resigned and the City is interested in contracting with the Sheriff's Department for policing City ordinances. Sheriff Fernandes attended the City meeting last night. Kulm will review the Edgeley policing contract. They are just in the beginning stages of dialogue at this time.

Kimberly Robbins, Emergency Manager, reported on the State Tornado drill to be held on Wednesday, April 26<sup>th</sup> at approximately 11:15 am. All sirens will be tested in the County. The Courthouse will be conducting a tornado drill with all Courthouse occupants required to participate. Motion by Comm. Heidinger that Courthouse occupants participate, seconded by Comm. Klein; motion passed. Severe weather awareness week is April 24-28. There is information on the county website regarding SKYWARN weather spotter classes to be held May 17<sup>th</sup> in Gackle. A letter of intent is due by April 20 for FY17 State Homeland Security Grants. There may be a 25% local cost share. Included would be Emergency Response books; a Courthouse alarm system for evacuations such as fire, situational awareness training for first responders, and updating the Courthouse camera system. Robbins was directed to submit the letter of intent. Community Oriented Policing Services (COPS) grant assistance has been requested by the LaMoure Police Department. This grant is also delayed because of federal transitions. Robbins gave an update regarding adult CPR/AED classes to be held Thursday, April 20 for employees. There are still a few openings available. LaMoure County has qualified for a 1% discount through the wellness program. Discussion was also held on the delicate balance we have every year between fire and water issues for the county. Robbins came prepared to talk about possible burn bans, however, the James River could rise again as releases are adjusted. She challenged the commissioners to talk with their fire departments about burn bans.

Some inquiries on the Memorial Park summer position came from people under age 16. Federal law does not allow those under age 16 to operate lawnmowers so they would not be eligible to apply.

Recess at 9:45 for Health Board meeting at 10:00.

County Health Board Meeting:

Present- all Commissioners, Marlene White, Jessica Duffy, Tony Hanson, Anna McLean, Ashley Kottsick, Marcie Bata

The meeting was called to order. Jessica Duffy gave the nursing report on immunizations. The tobacco funding will have a change done on 7-1-17. The budget will be about \$40,000 for LaMoure Co. which will mean a change in duties. The suicide prevention grant for LaMoure was \$10,000 and half of the funds remain. The schools have programs now and requested staff training, if possible. The period ends June 30, 2017.

Anna McLean presented the Partnership for Success Grant. It runs for four years, and is \$400,000. If approved and she participates in the training, she could provide training to other county professionals on substance abuse prevention. She could look at alcohol issues regarding minors including implementing host laws and community policing based on highest risk assessments. She asked for commissioners to be part of meetings and decision making. They meet once a month. The state wants to see results for this amount of funding.

Tony Hanson presented the financial report. Derelict buildings were discussed again. There is not currently an approved site for disposal of the building material. He also addressed area water concerns. Comm. Flath said the State Health Department has a separate Department of Environmental Quality now. They have discussed the algae issue. Water sampling costs \$80-\$100 per sample. Future emphasis will probably be less sampling and more education and possible signage. Hanson also discussed legislative issues.

Marcie Bata of Central Valley Health District discussed septic codes and permits. Nearly 30 installers are now licensed in the region. Discussion was held on compliance steps and the process. Ongoing unaddressed violations are a Class B Misdemeanor. LaMoure County Health Department has permits so they are available locally. Permits are required when working on an existing system, replacing an existing system, or installing a new system. A licensed installer is required and self-installers have to comply with the education requirement. The plan is approved by Central Valley Health. They will conduct an on-site inspection. Several commissioners expressed concern about citizens who contacted them with issues of how they had been treated by Central Valley and they felt the concerns expressed were legitimate. CVH is working on better communication with all parties. Hanson said this is still a work in progress. The next meeting is scheduled for July 18, 2017 at 10:00 am.

Motion to adjourn Health Board meeting by Comm. Weigel, meeting adjourned.

Reconvene board of commissioners meeting.

Caroline Homan- County Extension- came to present the quarterly report. 4-H activities were reviewed. Leadership skills development is the focus of the program now. Workshops and projects have been held and have been well attended. The family fun night was held in Kulm. It went well but was sparsely attended. Homan reported the 4-H program is growing in the county.

<u>Vendor Name</u>	<u>Amount</u>
3D SPECIALTIES	525.00
AGRI VALLEY INSURANCE	56.00
ALLIED ENERGY	14,066.26
BROCK WHITE CO LLC	1,679.88
BROOKING INDUSTRIES, INC.	121.44
BUTLER MACHINERY COMPANY	11,875.90
CAPITAL I INDUSTRIES INC.	15,400.00
CASS COUNTY WEED CONTROL	66.00
CENEX FLEETCARD	694.63
CENTRAL BUSINESS SYSTEMS	695.00
COMFORT INN & SUITES	81.90
COMPUTER EXPRESS	2,895.00
DACOTAH PAPER CO.	221.40
DAKOTA DYNAMICS	1,000.00
DAKOTA PLAINS AG	1,166.03
DAKOTA VALLEY ELECTRIC	98.81
DICKEY COUNTY HIGHWAY DEPARTMENT	153.50
DICKEY RURAL NETWORKS	267.00
DISCOVERY BENEFITS	83.00
EDGELEY MAIL	132.24
ENVIRONMENTAL SYSTEMS RESEARCH INS	1,425.00
ESCOSUPPLY	1,327.40
FIRST STATE BANK OF NORTH DAKOTA	560.00
FLATH/BOB	300.00
GALLS, LLC	529.48
GENERAL EQUIPMENT & SUPPLIES	9,560.81
GREEN IRON EQUIPMENT	7.78

HEIDINGER KEITH	329.76
HWY. 13 ONE-STOP, INC	704.64
INFORMATION TECHNOLOGY DEPT	649.30
INLAND TRUCK PARTS & SERVICE	244.64
INTERSTATE BATTERY SYSTEM OF ND	442.80
JOB SERVICE NORTH DAKOTA	2,036.33
JOHN DEERE FINANCIAL	114.83
KLEIN/BRUCE	159.72
KULM HARDWARE & HOME CENTER	14.97
LAMOURE CHRONICLE	52.50
LAMOURE FOODS	126.35
LAMOURE HARDWARE	344.19
LAMOURE PARTS CENTER	66.15
MILLER/LEE	106.32
MONTANA DAKOTA UTILITIES	36.76
MOTION INDUSTRIES	405.58
NATIONWIDE PAYMENT SOLUTIONS, LLC	425.00
ND SAFETY COUNCIL	100.00
ND STATE RADIO COMMUNICATIONS	120.00
NDAAO	200.00
NDSU EXTENSION SERVICE	19,178.20
NELSON AUTO CENTER	24,212.00
NEWMAN TRAFFIC SIGNS	4,080.08
NORTH DAKOTA ONE CALL	3.00
OST BODY & PAINT	4,660.89
OTTER TAIL POWER COMPANY	3,071.39
PHARMCHEM INC	25.00
PORTER/DENICE	148.72
PRAXAIR DISTRIBUTION INC	364.43
ROBBINS/KIMBERLY	396.36
SLYKERMAN/LUANNE	51.30
STUTSMAN COUNTY CORRECTION CENTER	3,640.00
VERIZON WIRELESS	480.09
VISA	2,089.57
WALLWORK TRUCK CENTER	99.94
WARNE CHEMICAL	613.13
WEIGEL/VICTOR	96.60

Bills were reviewed. Motion to pay by Comm. Heidinger, seconded by Comm. Flath and passed.

Interview committee for the Auditor position will be Bruce Klein, Julianne Racine, and Keith Heidinger.

A motion to adjourn the meeting by Comm. Klein, seconded by Comm. Heidinger. Adjourned at 11:45 am.

APPROVED THIS 2<sup>ND</sup> DAY OF MAY, 2017

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LEE MILLER, Chairman

ATTEST:

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JANICE HAMLIN, Deputy County Auditor

