

OFFICIAL PROCEEDINGS OF THE LAMOURE COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING-Tuesday, May 20th, 2025

At 8:30 a.m. Chairman Heidinger called the meeting to order and opened by reciting the Pledge of Allegiance. Commissioners: Bruce Klein, Bob Flath, Wayne Wald, Jason Weigel; Auditor Jan Hamlin, State's Attorney Fallon Kelly, Road Superintendent Darrick Nitschke, KLJ Engineering representative Brian Tykwinski, Emergency Manager, Kimberly Robbins, Art Hagebock with the LaMoure Chronicle, Karin Boom, acting secretary. Remote attendees were Melissa and Raymond Godlewski and an unidentified attendee.

Chairman Heidinger called for additions to the agenda. Comm Wald requested that planning/zoning and discussion on a moratorium be added. Motion to approve agenda with additions by Comm Klein, seconded by Comm Flath. All voting aye, motion carried.

May 5 meeting minutes were reviewed. Motion by Comm Flath to approve minutes, seconded by Comm Weigel. All voting aye, motion carried.

Nitschke presented the Highway Department report. He asked to discuss tree planting policy. Nitschke has informed NRCS about the county policy of keeping tree plantings 200 feet from the center of the road. This applies to all tree plantings in the county. He also said that all road restrictions in the county have been lifted as of May 12th. CR 34 and CR 35 dust control will begin Tuesday of the week following Memorial Day. There are four miles of milling to complete on CR 35 and then gravel hauling. The road will have to settle and will be stabilized and have dust control measures in another year. Engineer Tykwinski said that the paving on CR 35 from CR 61 to one-mile past Dickey will be done in late summer. Three bridge removals in the county are expected to be done in September and the FEMA box culvert six miles north of Edgeley is expected to be done in early July. He also discussed the updates on legislative changes to highway funding and possible impacts on counties. Hamlin said that the resolution for the bridge removals was not signed at the April meeting and she was able to get an extension. The board agreed to sign the resolution which had been approved at that meeting.

Emergency Manager, Kimberly Robbins reported to the board the number of days that the burn ban was in effect in the county. It was only implemented five or six days. The restrictions expire on May 31st and it is not likely that burn ban days would occur as we have had significant rain. The board agreed to let the restrictions expire. She discussed the USGS annual contract renewal contract for the flood gage on the James River at Adrian. The county has a cost share agreement with several agencies. Total cost is \$2,040. There are gages at LaMoure and Jamestown, but this one is important as it gives critical levels after several streams merge with the river which impact Grand Rapids and LaMoure. The new contract is due July 1, 2025 and Robbins will contact the other parties and bring it back at the next meeting.

State's Attorney Fallon Kelly addressed the possibility of entering into a representation agreement with an outside attorney for a memorandum opinion on the questions raised last meeting on the comprehensive planning and zoning and the extent and powers on a moratorium to freeze activities while developing a plan. He recommended Derrick Braaten who is an attorney in ND with extensive knowledge in this field. He discussed the rates Braaten had provided and felt if the question were very specific the cost would be minimal. He has discussed this situation with another attorney in a county in the western part of the state that has a detailed zoning plan in place which he said we could use as a model. Kelly stated that he would not go into a more detailed legal analysis without going into executive session and risk losing attorney-client privilege. Comm Flath raised the issue of not having funds budgeted for this year for this situation. Kelly said it could be a very well-defined and narrow question to keep costs down. Minutes of the question presented and approved at the last meeting were read. Motion by Comm Wald to enter into an agreement with Derrick Braaten to address the question in the motion of the last meeting, seconded by Comm Weigel. Unanimous roll call vote, motion carried.

A gaming site authorization permit application was presented for the Horseshoe Saloon by Progress Enterprises of Jamestown. Motion by Comm Weigel to approve, seconded by Comm Wald. All voting aye, motion carried. It was noted that it is discouraged to use out of county applicants as funds raised are sent out of the county.

9:45-10:00- Break

Bills were reviewed. Motion to pay bills presented by Comm Flath, seconded by Comm Wald. All voting aye, motion carried.

<u>Vendor Name</u>	<u>Amount</u>
ALLIED ENERGY	30,887.47
ALLSTATE PETERBILT	320.28
AT&T MOBILITY	63.05
BANKNORTH	100.00
BEAR CREEK GRAVEL LLC	4,179.50
BOBCAT OF GWINNER	856.43
BOTTOMS UP	75.00
CASS COUNTY SHERIFF'S DEPT	66.50
CENEX FLEETCARD	1,501.57
COMPUTER EXPRESS	89.00
D & B PORTABLES LLC	215.00
DAKOTA VALLEY ELECTRIC	64.87
DAKOTA VALLEY SERVICES	19,942.00
FARM & HOME PUBLISHERS LTD	310.00
FASTENAL COMPANY	255.39
FLATH/ROBERT	300.00
GENERAL EQUIPMENT & SUPPLIES	9,775.07
GLAXOSMITHKLINE LLC	5,797.17
HEARTLAND STATE BANK / VISA	614.29
HEIDINGER/KEITH	480.60
HEINRICH/DAVID	2,239.11
HI-WAY SERVICENTER,INC	479.99
HOLEN/DAVID	16,660.00
HORSESHOE SALOON	75.00
INFORMATION TECHNOLOGY DEPT	2,029.85
INTERSTATE BATTERY SYSTEM OF ND	305.90
I3G MEDIA	495.00
JANGULA/JOE	300.00
JEREL R & MARSHA R SKATTUM	996.09
IRREVOCALBE	
KELLY/FALLON	462.45
KLEIN/BRUCE	212.60
KLJ ENGINEERING LLC	50,689.62
KNIFE RIVER	95,073.93
KNUDSON/AARON	900.00
KULM HARDWARE & HOME CENTER	27.96
LAMOURE CHRONICLE	315.00
LAMOURE FOODS, INC.	171.19
LAMOURE HARDWARE	868.28
LAMOURE PRINTING COMPANY	35.00
LINDE GAS & EQUIPMENT, INC	55.78
MAERTENS WELDING AND MACHINE COM	447.43
MARION BAR & GRILL	75.00
MONTANA DAKOTA UTILITIES	50.31
ND DEPARTMENT OF TRANSPORTATION	2,175.79
OAKES TRUCK & TRAILER, LLC	2,889.04
OTTER TAIL POWER COMPANY	3,602.76
PETER & LORETTA SCHLOSSER LAND TRUST	300.00
PRODUCTIVITY PLUS ACCOUNT	853.86
RDO EQUIPMENT CO.	204,500.00
RECORD KEEPERS LLC	7.88
SEEFELDT/CLAIRE A	11,137.46
TITAN MACHINERY	15.20
UND EXTENDED LEARNING	325.00
US RECORDS MIDWEST LLC	432.19
VALLEY PLAINS EQUIPMENT	283.10

VERIZON WIRELESS	712.25
VISTOS CARQUEST	1,190.82
WALD/WAYNE	256.00
WARCKEN/BILLI	485.80
WASTE MANAGEMENT	99.54
WEIGEL/JASON	256.00
WEX HEALTH, INC.	83.00
YOUNG INNOVATIONS	134.93

The 5-County meeting will be on July 10th at the new Edgeley Career Academy in Edgeley with a tour at 4:00 p.m.

Chairman Heidinger adjourned the meeting at 11:00 a.m.

APPROVED THIS 3rd DAY OF June, 2025

KEITH HEIDINGER, Chairman

ATTEST:

JAN HAMLIN, County Auditor