

**RICHLAND COUNTY BOARD OF COMMISSIONERS**  
**July 10, 2014**

The Richland County Board of Commissioners met on July 10, 2014 at the Richland County Courthouse with Commissioners Sid Berg, Tim Campbell, Jason Heitkamp, Perry Miller and Dan Thompson. Also present were Administration Personnel Bailey and DeVal; States Attorney McBeth and a Daily News Reporter.

A motion was made by Heitkamp to approve the minutes of meetings June 2 & 23 and the County Equalization Meeting from June 2, 2014; motion seconded by Campbell. Vote was unanimous.

**EMERGENCY MANAGEMENT REPORT**

Fertilizer Spill - 1500 gallons of fertilizer was spilled on Hwy 13 two miles east of Wyndmere on July 1. Cleanup is underway this week.

FEMA - Received low water crossing by Dave Ward's from FEMA for \$86,000 to install new 60" CMP culverts and concrete. Working on obtaining a permit from the ND Dept of Health.

Apartment Fire in Wahpeton - There was a fire on July 9, the apartment is unlivable. The American Red Cross put the family in the AmericInn. Lambrecht will followup today.

Mutual Aid Training - Mutual Aid Training with Dwight, Breckenridge and Wahpeton was held on July 8<sup>th</sup>.

Courthouse Security Grant - Working on Environmental Paperwork for the grant.

**TREASURER'S REPORT**

A motion was made by Berg to approve the Treasurer's Report as presented; motion seconded by Campbell. Vote was unanimous.

**911 FEES**

Jill Breuer presented a Resolution to the Board to place a measure on the November Ballot to increase the existing 911 Fees. A motion was made by Berg to approve the Resolution and to place the measure on the November Ballot; motion seconded by Heitkamp. Vote was unanimous. (Copy attached to minutes).

## **MISC/CORRESPONDENCE**

Matt Syvertsen distributed maps of Richland County to the Board. These are the finished maps for the CEE that he proposed to the Commission on April 7; the Visitors Bureau funded a large portion of the maps that will be distributed free; these maps could also be used by many County offices in the Courthouse.

## **HIGHWAY DEPARTMENT**

Highway Personnel in attendance were Justin Flack and Lowell Bladow. Visitor Kelly Miller was also in attendance.

CR 22 Project - Central Specialties has been working for two weeks - they are building both of the new curves and have installed most of the culverts. They will continue with the subgrade work until the project is ready for asphalt paving, at which time they'll leave and come back to pave later in the summer/early fall.

CR 16 Project - Mark Sand & Gravel finished paving last week. The project was striped on July 5<sup>th</sup> and was deemed substantially complete the same day. 51 days of liquidated damages will be assessed on the project.

Wild Rice Bridge Project 126-30 - Industrial Builders is driving pile and building the west abutment. High rainfall amounts have made work difficult due to fluctuating river levels.

CR 2 N Maintenance Overlay Project - Request permission to advertise for bids for a maintenance overlay project on County Road 2N, from State Highway 81 east to the Red River Bridge. A motion was made by Heitkamp to advertise for bids; motion seconded by Berg. Vote was unanimous.

CR 8 Right-of-Way - In the process of completing easements for right-of-way along CR 8. Due to relocating the road, there are a few small parcels of land that the County does not need (all outside of required ROW). Requesting the 3 parcels of land totaling 2.69 acres be turned over to the landowner, Kelly Miller; State's Attorney McBeth has prepared the paperwork. A motion was made by Campbell to approve the paperwork to turn the property over to the landowner; motion seconded by Miller. Vote was unanimous. Kelly Miller requested the deed/release of easement be recorded at the same time as seven other easements he has left with the Highway Engineer to be recorded.

Commissioner Campbell thanked Flack for his service to the County and wished him well as this is his last day working for Richland County due to his resignation.

### **MISC/CORRESPONDENCE continued**

A motion was made by Berg to approve the appointment of Mayor Robert Fust to the Richland County Job Development Authority, subject to receiving a resignation from the previous appointee; motion seconded by Miller. Vote was unanimous.

A motion was made by Heitkamp to approve Special Event Liquor Permits for Buzz's Garage for events on August 1-2 and August 30-31 at the Bagg Farm and August 2-3 at Abercrombie; motion seconded by Campbell. Vote was unanimous.

- Notice of Standing Committee for NDACo - Heitkamp volunteered to serve on the Legislative Committee
- Overload Fines in the amount of \$305 were received from the State
- Notice to J-Starr LLC from the State Insurance Dept for non-compliance for registration of petroleum tanks
- Notification of NDACo Annual Conferences in October - Heitkamp and Campbell plan to attend

### **ABATEMENTS/EXEMPTIONS**

Tax Director Fossum and applicant Jody Schuler were in attendance.

Minn-Kota Ag Products - application for Payment in Lieu of Taxes. Fossum explained to the Board that she and Bailey prepared a schedule that is acceptable to Schuler.

A motion was made by Miller to approve the Application and Payment in Lieu of Taxes Schedule as presented; motion seconded by Berg. Vote was unanimous. (Copy attached to minutes).

### **MISC/CORRESPONDENCE continued**

- letter from Trina Reinke, Tobacco Prevention Coordinator - introducing herself
- Bailey distributed a Spreadsheet of Voters by Polling Place
- Bailey reported interviews have been done for the Veteran's Service Officer position and a decision should be made this week

## COMMITTEE REPORTS

- A) Social Service - A vacancy on the Board is being advertised
- B) Buildings & Grounds Committee - There are some air conditioning issues in the LEC, John is working with Honeywell on a maintenance contract; there are also some issues with the toilets in the Jail with inmates flushing orange peels
- C) Public Health - Will be meeting later this month
- D) Job Development Board - A new loan was recently issued
- E) Weed Board - There was some confusion on the billing
- F) Soils Committee - No Report
- G) Park Board - \$6600 grant for bathroom project
- H) Administration - The Veterans Service Officer will be done July 31

## MISC/CORRESPONDENCE continued

Heitkamp suggested a letter be sent from the Commission to Congressional Representatives re- the EPA & US Army Corps of Engineers proposed rule on "definition of Waters of the US under the Clean Water Act". A draft letter is available on the NACo web site. The proposed rule would expand the range of waters that fall under federal jurisdiction to include county-owned ditches such as roadside, flood control and stormwater. Following discussion the Board directed DeVal to prepare the letter for Chairman Thompson to sign.

A motion was made by Berg to approve the payment of bills; motion seconded by Miller. Vote was unanimous.

Bailey asked for the status of the Extension Agent vacancy - and suggested the County reassess what the County provides to them.

Bailey reported budget meetings will be held in early August and requested the Board give him some direction on salaries. Following discussion, the consensus of the Board was to look at a step increase for the budget meetings.

**UPCOMING MEETINGS**

July

- 10 5-County Meeting
- 21 Commission Meeting


August

- 4 Commission Meeting
- 6-7 Roundtable Discussion CEE
- 18 Commission Meeting

Being there was no further business, the meeting adjourned at 10:25 A.M.

Reports Filed: Tax & Property Revenue Voucher for May 1-31, 2014; and Sheriff Department Revenue & Expenses and Civil Balance Sheet for May 2014.

ATTEST:

  
Harris Bailey  
Auditor/Administrator

 CHAIRPERSON  
Dan Thompson  
Board of Richland County Commissioners

The following claims were approved for June, 2014.

PAYROLL (inclusive)

General	195,160.92
County Highway	74,420.41
Social Services	81,742.95
911 Communications	42,836.61
Drug Court	1,434.59
County Agent	4,200.46
Veterans Service	3,929.47
Weed Officer	3,023.00
Public Health Fund	60,504.89
SEMCA	<u>8,740.08</u>
<b>PAYROLL TOTAL</b>	<b>475,993.38</b>

EXPENSES: \*\* Refer to  
resolution records

County General	207,309.17
County Highway	83,774.20
Road & Bridge Equip	64,405.92
15 Mill	18,000.00
Social Service	57,800.70
Emergency Assistance	145.90
911 Communications	16,538.78
911 Wireless	2,260.62
Drug Court Fund	292.86
County Agent	2,674.81
Veterans Service	1,524.28
Weed Control Levy	377.06
Public Health	30,470.66
State Medical Levy	267.54
Garrison Div	267.54
Domestic Violence	420.00
Jail Concession	813.68
Sobriety Test Fund	925.00
County Park	161.47
SEMCA	1,855.17
JDA	170,327.48
Sr Citizens Fund	267.54
Historical Society	66.91
County Agent Special	313.03
Soil Conservation	267.54
Water Mngt Levy	1,070.19
Joint Water Resource	535.10
<b>EXPENSE TOTAL</b>	<b>663,133.15</b>

**TOTAL PAYROLL &**

**EXPENSES** **1,139,126.53**

ATTEST:

  
Harris Bailey  
Auditor/Administrator

  
Dan Thompson  
Board of Richland County, Commissioners

CHAIRPERSON

Richland COUNTY, NORTH DAKOTA  
RESOLUTION TO INCREASE THE EXISTING  
EMERGENCY SERVICES COMMUNICATIONS (9-1-1) FEE

WHEREAS, the emergency services communication (9-1-1) system is critical to public safety in Richland County; and

WHEREAS, the monthly fee on "assessed communications services" (telephone exchange access service, wireless service, active prepaid wireless service, and voice over internet protocol service) imposed pursuant to North Dakota Century Code 57-40.6 is essential to the operation and maintenance of the emergency services communication system (9-1-1); and

WHEREAS the current fee limited to \$1.00 per month per "communication connection" (telephone access line, wireless access line, unique voice over internet protocol service connection, or functional equivalent uniquely identifiable by a number, internet address, or other designation) was implemented by resolution of this board and approved on November 3, 1998 by the voters of Richland County;

WHEREAS the revenue from the current fee is insufficient to adequately fund the maintenance and operations of the emergency services communications (9-1-1) system, it is proposed that the fee maximum be increased to \$1.50 per "assessed communication service" however the county commission could impose an amount less, but no more than that maximum; and

WHEREAS, North Dakota Century Code section 57-40.6-02 provides a process of imposing 9-1-1 fees by governing board resolution and approval of the voters.


THEREFORE, BE IT RESOLVED that the Richland County Board of Commissioners proposes an increase of the existing monthly fee, and directs that the following measure be placed on the county ballot for the statewide primary election scheduled for November 4, 2014 and shall become effective January 1, 2015.

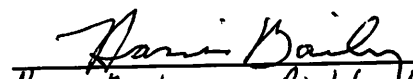
BE IT FURTHER RESOLVED, that the fee shall be collected by the "assessed communications service providers" and paid to the County within thirty (30) days after collection from the subscriber or customer unless the provider has fewer than ten subscribers or customers in a jurisdiction, in which case the provider may pay the proceeds quarterly. An assessed communications service provider may retain the actual costs of administration in collection of the fee, not to exceed five percent of the fee collected.

Dated this 10<sup>th</sup> day of July, 20~~XX~~<sup>14</sup>

Approved:

Attest:

  
Dan Thompson, Richland County  
Commission Chairman

  
Harris Bailey, Richland County Auditor

Richland County Measure #1

Should the current emergency services communication (9-1-1) fee not to exceed \$1.00 per month per “communication connection” (telephone access line, wireless access line, unique voice over internet protocol service connection, or functional equivalent uniquely identifiable by a number, internet address, or other designation) for the operation and maintenance of the 9-1-1 emergency services communications system be increased to a maximum (not to exceed) \$1.50 per month?

Voter approval would allow a fee, not to exceed \$1.50 per month per “communication connection” to become effective January 1, 2015, with the revenue dedicated to maintaining and operating the emergency services communication (9-1-1) system as required by State law.

- YES            A “YES” vote means you approve the proposed increase of the fee to \$1.50 per month
  
- NO             A “NO” vote means you do not approve the fee increase and it would remain at \$1.00 per month