

**RICHLAND COUNTY BOARD OF COMMISSIONERS  
AUGUST 5, 2013**

The Richland County Board of Commissioners met on August 5, 2013 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 DelVal; State's Attorney McBeth; a Daily News Reporter; and visitor Bill Berlin from Fairmount City Council.

**MISC/CORRESPONDENCE**

A motion was made by Miller to approve the minutes of meetings July 1, July 15 (as corrected) and the Special Meeting on July 22; motion seconded by Berg. Vote was unanimous.

Bailey questioned expenditures for the Joint Powers Authority (with Wilkin County) - From an accounting standpoint, Bailey recommends the JPA pass a motion that - all dues or membership contributions can be applied to pay expenditures; Bailey also recommended a policy clarifying who is paying for what for expenses of members. Is each County taking care of their own expenses?

Miller replied that he assumed the dues would be spendable; the expenses for the trip to Washington were paid by Wilkin County for Tim Fox and Stephanie Miranowski and the UpStream Coalition paid for Miller. Any mileage is paid from the respective County.

Miller will get clarification for Bailey at the next JPA meeting.

**TREASURER'S REPORT**

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

A motion was made by Campbell to approve the Pledge of Assets as presented; motion seconded by Heitkamp. Vote was unanimous.

**MISC/CORRESPONDENCE continued**

A motion was made by Heitkamp to approve the Sale of County property in Hankinson to the City of Hankinson (Lot 7 and W1/2 Lot 8, Blk 2); motion seconded by Berg. Vote was unanimous.

Bailey expressed concerns with the upcoming election for the Wahpeton School District. He suggested finding out what the plans are for the old schools. They are in the middle of residential areas and there is the possibility they could be sold cheap and then come back to the County in the future. The Board directed Bailey to contact the School District to follow-up.

**JOINT POWERS AGREEMENT FOR PURCHASING**

Kristen Hasbargen reported that NDACo has been asked to assist the Office of Management and Budget (OMB) in implementing a funding effort to pool the local funding for public administrators/guardians for indigent persons. The Legislature passed HB1041 which appropriated funds to the OMB to begin state assumption of these duties rather than individual counties.

Hasbargen explained that by entering the proposed Joint Powers Agreement (JPA) basically we would pay \$14,000 for two years as an insurance policy for Public Administrators. A Public Administrator is someone who administers affairs if a family member is not available. There is always the possibility that Richland County may need one, but we have not had one for at least 12 years.

Following discussion a motion was made by Miller to enter into the JPA as presented; motion seconded by Campbell. Voting NO was Campbell. The remainder voted Yes and the motion carried. (Copy attached to minutes).

## HIGHWAY DEPARTMENT

Highway Personnel in attendance were Tim Schulte and Lowell Bladow.

### Construction Update -

- We are waiting for Central Specialties to finish the overlays on CH#16 and CH#25. They are hopeful that they can get back here in the next few weeks. There is about three days of paving.
- Mark Sand & Gravel isn't expecting to move in on the west portion of CH#16 until September. We have completed the culvert installation on CH#16.
- Doug Muscha is doing the striping for both Mayo Construction and Morris Seal Coat. He said he was going to try to start this weekend and finish up the pavement markings this week.

### HB 1358 Funding -

- Projects will be submitted to the Local Government Office until August 16. A meeting will be set up for the peer review to determine if the projects meet the criteria for funding. Once the projects are cleared for funding, the design work can start.
- The two projects we feel meet the criteria for supporting truck traffic are CH#22 to the LaMars Elevator and CH#1 south of CH#16 to the ethanol plant. Schulte presented a map for these two projects along with our projected condition map after projects are completed this year,
- CH# 22 will be a blended base project with an estimated 5" of bituminous surfacing. Some regrading will be required at the 90 degree turns to make these a design speed curve. Estimated cost with engineering and ROW is \$2,170,000. This road will be posted at 105,500 GVW when completed.
- CH#1 will be a 2" maintenance overlay from CH#16 to CH#15 just north of the ethanol plant. Estimated cost \$685,000. Because this roadway does not meet the standard for a structural upgrade it will not be posted at 105,500 GVW. However, this will allow us to remove the year-round 6 Ton restriction on this portion of CH#1.

- HB1358 Funding available is \$2,496,634. Highway has budgeted \$350,000 from the 15 Mill fund and the \$50,000 pledged by the Wheaton Dumont Elevator will complete our local share of these projects.

Sale of Surplus Equipment - The Highway Department sold the following items through Helbling Auctioneers last week:

Snowplow Truck & Equipment	\$11,000
KW Semi Tractor	\$ 6,000
Chevy 1 Ton Pickup	\$ 1,300
Gravel Pup Trailer	\$ 1,500
Gravel Pup Trailer	\$ 1,700

Other Department Matters -

- Interstate Engineering has been working on the new legal descriptions of the county lots in Galchutt. The west lot needs an easement for the street. Hoping to get the legal descriptions this week and then advertise for three weeks for a bid opening the second meeting in September.

- The trailer house in Fairmount is scheduled for demo this week.

- The Cargill and MinnDak group is requesting a meeting to discuss snow removal; looking at this Thursday at 11:30.

Thompson asked about the Bridge a mile off Hwy 18 by Kyle Blazek's. Bladow reported it is open.

Miller reported he received a letter from Dwight Anderson. Bladow replied it has been wet most of the year but they will try and brace the back wall up when it get's a little drier. Bladow will reply to Mr. Anderson.

Thompson asked about room for radio tower equipment in the interior of the weed shop or another shop building. Campbell and Berg will follow-up with Jill Breuer after the meeting today.

Berg asked for a Safe Routes to School (SRTS) Update - Schulte reported a pre-conference was held a week ago. Paris Construction is ready to go but there are some questions on crossing gravel streets.

Bailey reported a letter was received from Minn-Dak notifying the County of their intent to land apply pressed mud/pond solids along with a listing of proposed locations.

Schulte reported he received a letter of resignation from Steve Hubrig, he plans to retire from the Highway Department effective October 15.

### **COMMITTEE REPORTS**

- A) Social Service - Heard a report earlier in the meeting and approved a JPA.
- B) Buildings & Grounds Committee - In the process of hiring someone to fill a job opening.
- C) Public Health Report - A meeting was held last week. Home Health numbers continue to decline - private firms from Fargo are providing this service.
- D) Job Development Board - It has been quiet; the budget will stay the same for next year.
- E) Weed Board - They have someone who may be interested in the Secretary position.
- F) Soils Committee - A Saline and Soil Day is scheduled for September 22 at the Bagg Farm.
- G) Park Board - Six applications for extra funding came in and were distributed. The next meeting is scheduled for September and they will discuss the budget for next year.

### **JPA CONCERNS**

Thompson reported he received a call a while back with concerns regarding the JPA Committee and the information being provided to the full-Board by the appointed Commissioners.

Heitkamp commented that he was asked what's going on and about the DC meeting and he wasn't even aware of the trip to DC; it made him feel like he

didn't know what's going on. He was in DC at the same time and he could have been at the meeting as well. He feels the Commissioners need to be better kept informed.

Campbell commented his reply to these type of inquiries is that Miller and Berg have been appointed to that committee so he doesn't know the answer but he can find out for them. Also there is the concern that something may be brought up that shouldn't be, or may not be in the best interest of the JPA if too many people were at the meeting in DC.

Miller replied he was approached by the Upstream Coalition to go to DC and Heitkamp is confusing the JPA and the Upstream Coalition.

Heitkamp stated Public Funds are being used and the Board should be better kept informed. He has asked for minutes and meeting notices but he hasn't received them.

Miller reported he calls Bailey when there is a meeting and Bailey notifies the press. Berg reported that all minutes are available in the Auditor's Office.

#### **MISC/CORRESPONDENCE continued**

Thompson requested the Jail come to a meeting to give a Department Report. Campbell will follow-up with them.

Bailey reported a letter was received from the Richland-Wilkin Ministerial Assn looking for a donation for "Day of Hope". He will send them a reply.

Bailey distributed a Spreadsheet showing a history of Property Insurance Premiums for the County.

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

Thompson asked about the Courthouse Celebration and where we are at with no money being allowed - No meetings have been held.

Campbell reported he received an e-mail from Larry Leshovsky stating his dog cannot be used as a drug dog and a hunting dog so he is keeping it as a hunting dog and will continue to look for a drug dog.

## UPCOMING MEETINGS

### August

- 7 Budget Meetings
- 12 Budget Meetings
- 14 Budget Meetings
- 19 Commission Meeting

### September


- 4 Commission Meeting
- 16 Commission Meeting

### October

- 1 Commission Meeting
- 14 Commission Meeting

Being there was no further business, the meeting adjourned at 10:05 A.M.

Reports Filed: Tax & Property Revenue Voucher for June 1-30, 2013; and Sheriff Department Revenue & Expenses and Civil Balance Sheet for June 2013.

ATTEST:   
Harris Bailey  
Auditor/Administrator

 CHAIRPERSON  
Dan Thompson  
Board of Richland County Commissioners

The following claims were approved for July, 2013.

PAYROLL (inclusive)

General	189,581.88
County Highway	83,784.78
Social Services	78,313.54
911 Communications	39,995.75
County Agent	4,144.35
Veterans Service	3,813.34
Weed Officer	2,524.00
Public Health Fund	66,183.70
County Park	200.00
SEMCA	<u>7,721.44</u>
<b>PAYROLL TOTAL</b>	<b>476,262.78</b>

EXPENSES: \*\* Refer to  
resolution records

County General	178,181.71
County Highway	1,537,978.65
Bridge RepFund	3,621.85
15 Mill Road Fund	356,232.70
Road & Bridge Eqpt	125,358.91
Social Service	56,008.98
Emergency Assistance	1,144.61
911 Communications	20,994.94
911 Wireless	2,469.58
NDRIN	14,781.30
Water Rescue	1,785.89
County Agent	2,586.19
Veterans Service	1,489.52
Weed Control Levy	42,246.60
Public Health	29,826.60
State Medical Levy	331.98
Game & Fish	12,097.00
3 Rivers Crisis	2,888.60
Garrison Div	662.47
Domestic Violence	280.00
Twsp Share Gas & Oil	10,198.68
Jail Concession	975.52
County Park	149.60
SEMCA	56,882.68
JDA	22,096.12
ND Income Tax W/H	13,453.44
Sr Citizens Fund	662.47
Historical Society	165.61
Co Agt Special	112.00
Soil Conservation	662.47



Water Mngt Levy	2,649.80
Joint Water Resource	1,324.92
<b>EXPENSE TOTAL</b>	<b>2,500,301.39</b>
<b>TOTAL PAYROLL &amp; EXPENSES</b>	<b>2,976,564.17</b>

ATTEST: *Harris Bailey*

Harris Bailey  
Auditor/Administrator

*Dan Thompson*  
CHAIRPERSON

Dan Thompson  
Board of Richland County  
Commissioners

**JOINT POWERS AGREEMENT FOR PURCHASING  
RESOLUTION OF ACKNOWLEDGMENT**

WHEREAS various counties of North Dakota have entered into a Joint Powers Agreement for the centralized and coordinated acquisition and delivery of essential and optional services by participating member counties (hereafter referred to as the "Master JPA");

AND WHEREAS, the undersigned county ("County") is a participating member of such Master JPA;

AND WHEREAS, the North Dakota Association of Counties (NDACo), has secured the joint acquisition of the service described below on behalf of those participating members of such Master JPA;

AND WHEREAS, the County has determined that the joint acquisition of this specific service is in its best interests;

**SERVICE PURCHASED: Public Administrator Support Services**

NOW THEREFORE, it is hereby RESOLVED:

1. That the County recognizes the statutory requirement for the guardianship services of a qualified county public administrator when such services are determined necessary by the State District Court.
2. That North Dakota's Sixty-third Legislative Assembly enacted House Bill 1041 to provide partial state funding for such services provided through previously established public guardianships, and total state funding for public guardianships established after June 30, 2013.
3. That NDACo has entered into an agreement with the North Dakota Office of Management and Budget to receive the state funds appropriated, and to make the necessary payments to duly appointed county public administrators.
4. That it is beneficial to the County and its citizens to participate in the Public Administrator Support program to maximize the resources available for this required public service.
5. That the County agrees to make annual payments to NDACo for placement into a Public Administrator Support Fund to provide the required matching funds for participation in this Public Administrator Support program.
6. That the County shall budget and remit to NDACo an amount equal to 1/10 of one mill applied against the county's 2013 taxable value to be remitted on or before March 1, 2013 and an amount equal to 1/10 of one mill applied against the county's 2014 taxable value to be remitted on or before March 1, 2014.
7. That by remitting these funds, the County has met its obligation for the support guardianship services of a county public administrator and will not be required to separately pay for this service.
8. That the County may rescind this acknowledgment without terminating the Master JPA, by notifying NDACo prior to October 1<sup>st</sup> of the year preceding termination.
9. That the County accepts that if it terminates this acknowledgement, the any costs for the provision of county public administrator services may accrue to the county.

Dated this 5<sup>th</sup> day of August, 2013.

RICHLAND COUNTY  
(The "County" herein)

By:   
Chair - Board of County Commissioner

Attest:   
County Auditor