

December 5, 2013

10:00 A.M.

The meeting was called to order by Chairman Flaagan with Commissioners Loibl, Marquart, and Fougner present.

Moved by Commissioner Marquart and seconded by Commissioner Loibl to approve the minutes with one addition. All voted "Yes." Motion carried.

Tim Lee discussed the measurements of the motorgrader building in Tolna, the closing of the Quanbeck bridge in Nesheim Township, two other bridges in poor condition in Nesheim and Dayton Townships, rumble strips proposed for County Road #1 at the Highway #35 intersection, the pesticide test, one-way plows for the motorgraders, the Weed Control conference, a Sarnia Township bill, and the state snow plow building in Aneta. It was decided not to cut in rumble strips on County Road #1.

Sharon Young discussed the school officer manual and meeting, appointments to the LEPC, the Multi-Hazard Mitigation Plan revision, the Law Enforcement Center dispatch and paging issues meeting, and Code Red and Wireless Emergency Alerts.

Moved by Commissioner Marquart and seconded by Commissioner Loibl to appoint Tim Lee and Duane Avdem to the Local Emergency Planning Committee. All voted "Yes." Motion carried.

Moved by Commissioner Fougner and seconded by Commissioner Loibl to approve the beer license for the Northern Lakeview Campground and the beer and liquor licenses for the Lakota Municipal Golf Club. All voted "Yes." Motion carried.

Moved by Commissioner Marquart and seconded by Commissioner Fougner to reappoint Gene Gehrke and David Sateren, alternate, to the Water Board. All voted "Yes." Motion carried.

Moved by Commissioner Loibl and seconded by Commissioner Marquart to reappoint Don Fougner and Elaine

Brooks and to appoint Steve Forde to the Job Development Authority. All voted "Yes." Motion carried.

Moved by Commissioner Fougner and seconded by Commissioner Marquart to transfer \$2326.42 from the FEMA Administration fund, \$4718.16 from the FEMA 2013 fund, and \$9027.34 from the County Emergency fund to the Road and Bridge fund. All voted "Yes." Motion carried.

Moved by Commissioner Marquart and seconded by Commissioner Loibl to transfer \$130,364.28 from the Highway Maintenance fund and \$804,665.11 from the Highway Distribution fund to the Road & Bridge fund. All voted "Yes." Motion carried.

Moved by Commissioner Marquart and seconded by Commissioner Fougner to transfer \$5823.32 from the County Park fund to the Stump Lake Café fund. All voted "Yes." Motion carried.

Kelly Janke presented the calls for service report and discussed the hiring of a new secretary, building a secure evidence room, K-9 information, the Brossart boys' trial, and Rodney Brossart's sentencing.

Oybek Turayev discussed a needs analysis report, a proposed farmer's market in Lakota, crop improvement seed, and the advisory council.

Jayme Tenneson discussed a change in a joint powers agreement.

Moved by Commissioner Marquart and seconded by Commissioner Loibl to approve the amended joint powers agreement with Griggs regarding the sharing of the States Attorney. All voted "Yes." Motion carried.

Moved by Commissioner Fougner and seconded by Commissioner Loibl to hold an executive session for the purpose of attorney consultation, as authorized by Section 44-04-19.2 of the North Dakota Century Code regarding the prosecution of the remaining Brossart cases. All voted "Yes." Motion carried.

The executive session began at 2:00 P.M. and adjourned at 2:26 P.M.

Tentative 2014 Commissioner meeting dates were set.

Moved by Commissioner Loibl and seconded by Commissioner Marquart to designate the Courthouse in Lakota as the polling place and precinct #1 as all of Nelson County for the 2014 elections. All voted "Yes." Motion carried.

There was discussion on the Griggs County Courthouse and Title VI Plan, a Job Development Authority grant, and a proposed motorgrader building in Lakota.

Numerous Homestead Credit abatements were reviewed.

Moved by Commissioner Marquart and seconded by Commissioner Fougner to approve the abatement of 2013 taxes one E ½ of Lots 11-14, Block 11, Lamb's Addition, Michigan, owned by Libby Bina; 2013 taxes on Lots 1-3, Block 25, Whites Addition, Aneta, owned by Jean Kiefat; 2013 taxes on Part of SW ¼ SW ¼ (Lot 3A) of 35-150-59 McVille, owned by Gerald Carlson; 2012 and 2013 taxes on Lot 6, Block 3, Original Township, Michigan owned by Joyce Severson; 2013 taxes on Lots 1-3, N 22' of W 70' and E 70' of Lot 4, and N 3' of E 70' of Lot 5, Block 36, Original Township, Lakota, owned by Wallace Johnson; 2013 taxes on Lot 3, Block 5 of the Replat of Blocks 3,4, and 5, Sundeen's Addition, Lakota, owned by Roger Anderson; 2013 taxes on Lots 3-6, Block 34, Original Township, Lakota, owned by Audrey Swanke; 2013 taxes on Lots 4-6, Original Township, Petersburg, owned by Cheryl Johnson; and 2011, 2012, and 2013 taxes on part of NE ¼ NW ¼ of 27-153-60, Lakota, owned by Bruce Legacie. All voted "Yes." Motion carried.

The reorganization of the Board began with the Auditor asking for nominations for Chairman.

Commissioner Fougner nominated Commissioner Flaagan.

Commissioner Loibl moved to cease nominations and to cast a unanimous ballot; Commissioner Fougner seconded it. All voted "Yes." Motion carried.

The Auditor asked for nominations for Vice-Chairman.

Commissioner Marquart nominated Commissioner Fougner.

Commissioner Flaagan moved to cease nominations and to cast a unanimous ballot; Commissioner Loibl seconded it. All voted "Yes." Motion carried.

The Board examined the vouchers and instructed the Auditor to pay all bill as listed.

The meeting was recessed.

December 10, 2013 - 10:00 A.M.

The meeting was reconvened with Commissioners Flaagan, Loibl, Fougner, and Ellertson present.

James Watts, Gary Valine, and Trevor Seely, from Enbridge Energy Company provided information on the proposed Sandpiper Project. If approved, it will move North Dakota sweet oil from near Tioga, North Dakota to Superior, Wisconsin in a 24 inch pipeline buried at least 4 feet deep. Plans call for a pumping station south of Lakota, with construction starting in the summer of 2014. Main line construction would start in the summer of 2015. Pumping station plans and location were reviewed. There was discussion on road maintenance.

Tim Lee discussed bills to Sarnia, Enterprise, and Dahlen Townships for patching on County Road #1, maintenance costs on County roads, and one-way plows on motorgraders.

Ruth Steven discussed applying for a court facilities grant for wood benches for the courtroom and a coffee bar for the jury room.

The meeting was recessed.

December 19, 2013 - 2:00 P.M.

The meeting was reconvened with all Commissioners present.

Ruth Stevens discussed applying for a grant.

Moved by Commissioner Marquart and seconded by Commissioner Fougner to apply for a court facilities grant

for benches in the courtroom. All voted "Yes." Motion carried.

Jayne Tenneson discussed the Rodney Brossart sentencing and the bar license fee for attorneys.

Moved by Commissioner Loibl and seconded by Commissioner Ellertson to cancel 2013 taxes on Devils Lake City property sold to the State of North Dakota, 6.75 acres located in the NE ¼ of Section 19, Township 151, Range 61. All voted "Yes." Motion carried.

Moved By Commissioner Ellertson and seconded by Commissioner Fougner to cancel 2013 taxes in the amount of \$6.58 on Lot 7 and North Portion of Lot 8 of Block 2, East Addition in McVille because the City is exempt. On a roll call vote, Commissioners Loibl, Ellertson, Fougner, and Marquart voted "Yes." Commissioner Flaagan voted "No." Motion carried.

Moved by Commissioner Ellertson and seconded by Commissioner Marquart to approve beer and liquor licenses for Dwight and Sandy Elfman at Stump Lake Park. All voted "Yes." Motion carried.

There was discussion on the mileage rate and Job Development Authority per diem.

Moved by Commissioner Loibl and seconded by Commissioner Fougner to set the per deim for the Job Development Authority at \$45.00 per meeting. All voted "Yes." Motion carried.

The meeting was adjourned.

W.J. Davidson, Auditor
Sheila Fisk, Deputy Auditor
Nelson County

Odell Flaagan, Chairman
Nelson County Commissioners