

June 6, 2013
10:30 A.M.

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

Moved by Commissioner Ellertson and seconded by Commissioner Fougner to approve the minutes as distributed. All voted "Yes." Motion carried.

Jayme Tenneson, the new States Attorney, and Herb Schultz were present.

Sharon Young and Rick Urvand discussed the emergency declaration.

Moved by Commissioner Marquart and seconded by Commissioner Fougner to approve the emergency declaration issued on May 31, 2013. All voted "Yes." Motion carried.

Rick discussed HB1358 funding, the snow removal emergency funds, and the flood damage report.

Moved by Commissioner Loibl and seconded by Commissioner Marquart to transfer \$31,327.50 from the County Emergency fund to the Road and Bridge fund due to excessive snowfall last winter. All voted "Yes." Motion carried.

Rick discussed demolishing the old park café, road restrictions, reclaiming and pulling shoulders on gravel roads, old Highway 2 repair, the weed chemical program, and culvert replacement.

Moved by Commissioner Marquart and seconded by Commissioner Loibl to keep road restrictions on until the state takes the restrictions off the entire county. On a roll call vote, Commissioners Loibl, Ellertson, Marquart, and Fougner voted "Yes", Commissioner Flaagan voted "No." Motion carried.

Sharon Young discussed the School Annexation and Reorganization Committee, the School Safety Plan Workshop, and the Enbridge Emergency Response Training.

Moved by Commissioner Loibl and seconded by Commissioner Fougner to reappoint David Morken to the School Annexation and Reorganization Committee. All voted "Yes." Motion carried.

Moved by Commissioner Fougner and seconded by Commissioner Loibl to reappoint Bruce Ellertson to the Social Services Board. All voted "Yes." Motion carried.

There was discussion on renovations in the Social Services department. It was decided not to do it.

Commissioner Flaagan left the meeting and Commissioner Loibl assumed the chair.

Mike Donohue, Ben Varnson, Gene Gehrke, Jim Vasichek, Greg Daws, David Steffan, and Gordon Nelson were present to discuss the Michigan Spillway project.

Ben Varnson presented a flood damage report and the route of the Michigan Spillway project, gave a project status report, and requested support for the project.

There was discussion on sending pictures to state officials, using Commissioners contacts to support the project, inviting the State Water Commission to tour the area north of Michigan, draining down Matejcek Dam, getting the federal agencies to approve the project, safety issues due to increased emergency response time, and a power line that is no longer being used causing a loss of backup power.

Moved by Commissioner Ellertson and seconded by Commissioner Marquart to adopt a resolution supporting the Michigan Spillway project. All voted "Yes." Motion carried.

The Commissioners meeting was recessed.

At 2:00 P.M. the County Board of Equalization was called to order by Vice-Chairman Loibl with Commissioners Ellertson, Marquart, and Fougner present.

Michelle Linstad discussed Rodney Brossart's inundated ag land applications. More information is needed for some of the applications.

The application for the NE ¼ of Sec. 17, Twp 152, Rge 59 was reviewed.

Moved by Commissioner Marquart and seconded by Commissioner Fougner to approve Antonia Brossart's application for inundated ag land as submitted. All voted 'Yes.'" Motion carried.

Charles Ryba requested that the assesement of the SE ¼ of Sec. 17, Twp 152, Rge 59 be lowered to \$32,100 because of flooding. Michelle will gather more information for the next meeting.

The equalization meeting was recessed.

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

There discussion on flood insurance, comp time, and a door in the County Agent's office. It was decided to not install a door.

A letter from Rodney and Susan Brossart was reviewed.

Moved by Commissioner Ellertson and seconded by Commissioner Fougner to table a response to the Brossart letter. All voted "Yes." Motion carried.

Moved by Commissioner Ellertson and seconded by Commissioner Fougner to approve a special events permit for Dwight and Sandy Elfman at Stump Lake Park for June 7 to July 6, 2013. All voted "Yes." Motion carried.

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

The meeting was recessed.

June 19, 2013 - 2:30 PM

The meeting was reconvened with all Commissioners and States Attorney Jayme Tenneson present.

On speaker phone, Wayne Dietrich discussed the final architect's bill. There was discussion on measurements

taken, outlet locations, moving walls, number of site visitations, and reimbursable expenses.

Moved by Commissioner Fougner and seconded by Commissioner Ellertson 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 Brossart cases. All voted "Yes." Motion carried.

The executive session began at 3:02 PM and adjourned at 3:40 PM.

There was discussion on a law enforcement incident in Aneta, the café open house, the water tour, the fish-cleaning station, and the old café site at the park.

The meeting was adjourned.

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

Odell Flaagan, Chairman
Nelson County Commissioners

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