

Minutes of the Board of Ward County Commissioners

October 19, 2021

The regular meeting of the Ward County Commission was called to order by Chairman Fjeldahl at 9:01 AM with Commissioners, Anderson, Pietsch, Rostad, and Weppler present. Also present were department heads Dana Larsen, Emily Burkett, Jason Blowers, Jennifer Wiechmann, Marisa Haman, Melissa Bliss, Noreen Barton, Robert Roed, and Roza Larson.

Moved by Comm. Rostad, seconded by Comm. Weppler to approve the agenda with the addition of 9B Vision Zero Scope of Work and Voucher, 11A Trinity Antibody Testing MOU extension, 11E ND State Fair Board Delegate appointments, and 11F Budget Motion clarification. Roll call; all voted yes; motion carried.

Moved by Comm. Weppler, seconded by Comm. Anderson to approve Commission Meeting Minutes from the Budget Hearings on July 14, 19, & 27, 2021; the Public Budget Hearing on September 30, 2021; the Regular Commission Meeting on October 6, 2021; and the Special Meeting on October 8, 2021. Roll call; all voted yes; motion carried.

Moved by Comm. Weppler, seconded by Comm. Pietsch to approve the regular bills totaling \$491,488.55 and HS Zone Direct Cost bills totaling \$17,086.78. Roll call; all voted yes; motion carried.

Bill List - 10/19/2021

	VENDOR: GENERAL BILLS	DESCRIPTION/DEPT: GENERAL BILLS	
DD	JP MORGAN	JP MORGAN--SEPTEMBER 2021--MISC ITEMS	\$40,404.87
DD	BARTON, NOREEN A	NDACO CONVENTION BISMARCK--TAX EQUALIZATION	\$117.60
187014	BRUMMUND PAIGE	BHSS CONFERENCE RAPID CITY --EXTENSION SERVICE	\$107.30
187014	BRUMMUND PAIGE	4-H HIPPOLOGY - 1 WAY TO OHIO--EXTENSION SERVICE	\$288.20
187014	BRUMMUND PAIGE	4-H HIPPOLOGY - 1 WAY FROM OHIO TO MINOT--EXTENSION SERVICE	\$328.20
187014	BRUMMUND PAIGE	NDSF SEASON GATE PASS--EXTENSION SERVICE	\$25.00
187014	BRUMMUND PAIGE	WATER & DROUGHT SAMPLES & SURVEYS--EXTENSION SERVICE	\$190.96
187014	BRUMMUND PAIGE	DROUGHT SURVEY, FIELD SURVEYS,--EXTENSION SERVICE	\$201.60
187014	BRUMMUND PAIGE	PESTICIDE PROGRAM, AG IMPROVEMENT MTGS--EXTENSION SERVICE	\$20.16
187014	BRUMMUND PAIGE	IN SERVICE PROGRAM PLANNING--EXTENSION SERVICE	\$53.76
187014	BRUMMUND PAIGE	CROP TOUR, HORTICULTURE PROGRAM, NDSF--EXTENSION SERVICE	\$136.64
187014	BRUMMUND PAIGE	ND HORSE EXPO, FAIRGROUNDS 4-H--EXTENSION SERVICE	\$561.12
187014	BRUMMUND PAIGE	AG EXPO, PESTICIDE PROGRAM--EXTENSION SERVICE	\$62.72
187014	BRUMMUND PAIGE	DROUGHT MTG, SOIL SAMPLING, WATER SAMPLES--EXTENSION SERVICE	\$369.60
187014	BRUMMUND PAIGE	CROP MEETINGS & SOIL SAMPLING--EXTENSION SERVICE	\$557.20
187015	BURKETT, EMILY	4-H TRAVEL--EXTENSION SERVICE	\$175.28
187016	ECOLAB PEST ELIMINATION INC	900 13TH ST SE PEST PREVENTION--FACILITY MGMT	\$102.85
187017	ELWOOD STAFFING SERVICES INC	SHELTER SECURITY WEEK ENDING 10/03/21--GENERAL	\$1,302.38
187018	EVANS, CARRIE L	PLANNING COMMISSION (3 MEETINGS)--PLANNING AND ZONING	\$150.00
187019	FASTENAL COMPANY	FILTERS--FACILITY MGMT	\$1,119.03
187019	FASTENAL COMPANY	FILTERS--FACILITY MGMT	\$341.64
DD	FEVOLD, KJERSTIE A	HR CONFERENCE--HUMAN RESOURCES	\$109.90
187020	GRAND HOTEL	SHELTER - 10/01 - 10/07--GENERAL	\$693.83
DD	HAMAN, MARISA M	NDACO CONFERENCE--AUDITOR/TREAS.	\$126.56
187021	HELLER, MARVIN	PLANNING COMMISSION (2 MEETINGS)--PLANNING AND ZONING	\$100.00
187022	HENDRICKSON, CRYSTAL	PLANNING COMMISSION (3 MEETINGS)--PLANNING AND ZONING	\$150.00

187023	HIGH POINT NETWORKS	VEEAM RESTORE AUDITOR RECEIPTS DIRECTORY--IT	\$43.75
187023	HIGH POINT NETWORKS	VMWARE PASSWORD AND BACKUP NOT SYNCING--IT	\$87.50
187024	HOFFARTH SANITATION	SEPTEMBER TRASH SERVICE--FACILITY MGMT	\$600.00
187025	INFORMATION TECHNOLOGY DEPT	WAN ACCESS, VPN, EMAIL, ACTIVE DIRECTORY--IT	\$1,014.75
187025	INFORMATION TECHNOLOGY DEPT	PEXIP VIRTUAL MEETING ROOM--IT	\$16.75
187025	INFORMATION TECHNOLOGY DEPT	NET MOTION--SHERIFF	\$334.65
DD	JOB SERVICE NORTH DAKOTA	UNEMPLOYMENT CLAIM - MO--HUMAN RESOURCES	\$160.00
187026	JOHNSON CONTROLS FIRE PROTECTION, LP	ALARM & DETECTION LABOR--JAIL OPS	\$182.00
187027	KENMARE CITY OF	ADDITIONAL PUBLIC HEARING - COUNCIL COST--AUDITOR/TREAS.	\$700.00
187028	KIBLER, ROBERT EUGENE	PLANNING COMMISSION (3 MEETINGS)-- PLANNING AND ZONING	\$150.00
DD	KOWALCZYK, KRISTIN L	NDCRA CONVENTION--RECORDER	\$284.48
DD	KOWALCZYK, KRISTIN L	NDACO CONVENTION --RECORDER	\$125.44
187029	LIVINGSTON, NORMAN J	PLANNING COMMISSION (3 MEETINGS)-- PLANNING AND ZONING	\$150.00
DD	MAHONEY, ROBERT D	TRAINING IN DEVILS LAKE--SHERIFF	\$157.50
187030	MOUNTAIN PLAINS YOUTH SERVICES	OCTOBER SHELTER CONTRACT--GENERAL	\$5,754.65
187031	ND STATE RADIO COMM	TERMINAL FEES--STATES ATTORNEY	\$600.00
187031	ND STATE RADIO COMM	LETS TERMINAL--SHERIFF	\$600.00
187032	PODRYGULA, STEPHAN	PLANNING COMMISSION (3 MEETINGS)-- PLANNING AND ZONING	\$150.00
186935	POST BOARD	LICENSE-MATHIESON--SHERIFF	\$45.00
186930	PROFESSIONAL DEVELOPMENT ACADEMY, LLC	PERFORMANCE ACADEMY - ROXANNE HOUIM- JAIL OPS	\$1,645.00
DD	RAUB, DANIEL J	REIMBURSEMENT - PURCHASE OF 3 RIVETS-- FACILITY MGMT	\$19.17
DD	ROSTAD, JAMES A	NDACO ANNUAL CONFERENCE-- COMMISSIONERS	\$128.80
187033	SCHUMAKER, MARK D	PLANNING COMMISSION (3 MEETINGS)-- PLANNING AND ZONING	\$150.00
DD	SOULIS, JACQUELINE L	HARLEYS CAR WASH--HUMAN SERVICES	\$8.99
187034	SUMMIT FOOD SERVICES LLC	SEPTEMBER MEALS FOR JUVENILES-- JUVENILE DETENTION	\$464.97
187034	SUMMIT FOOD SERVICES LLC	SEPTEMBER INMATE MEALS--JAIL OPS	\$27,257.74
187035	SUNDRE SAND & GRAVEL INC	425 FRONT ST SE ROCK/DELIVERY--FACILITY MGMT	\$178.68
187036	UNITED MAILING SERVICES INC	SERVICES--GENERAL	\$164.77
187036	UNITED MAILING SERVICES INC	MAIL SERVICE 09/20 - 10/01--EXTENSION SERVICE	\$74.18
187037	US BANK CM-9690	2020 REFUNDING BOND ADMIN FEE-- AUDITOR/TREAS.	\$500.00
187038	VALVOLINE INSTANT OIL CHANGE	OIL CHANGE--TAX EQUALIZATION	\$44.48
187039	VILLAGE FAMILY SERVICE CENTER	CONSULTING/INVESTIGATION FEE--JAIL OPS	\$3,450.00
187040	WARD COUNTY HIGHWAY DEPT	CO OWNED PROPERTY MAINT--GENERAL	\$619.22
DD	WEPPLER, SHELLY C	NDACO ANNUAL CONFERENCE-- COMMISSIONERS	\$127.68
186931	WEX HEALTH, INC.	FSA MONTHLY FEES--HUMAN RESOURCES	\$168.00
186947	XCEL ENERGY	ELECTRICITY ADMIN BLDG--FACILITY MGMT	\$9,894.08
186947	XCEL ENERGY	ELECTRICITY 425 BLDG--FACILITY MGMT	\$353.63
186947	XCEL ENERGY	ELECTRICITY COURTHOUSE--FACILITY MGMT	\$5,120.84
186947	XCEL ENERGY	ELECTRICITY JAIL--FACILITY MGMT	\$9,510.13
		Total General Bills	\$118,833.23

	VENDOR: PARK BILLS	PARK BILLS	
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187012	MENARDS - MINOT	STRAP	\$15.52
187012	MENARDS - MINOT	CLASPS, SCREWS	\$23.75
187012	MENARDS - MINOT	STAIN	\$25.98
187012	MENARDS - MINOT	PAINTING SUPPLIES	\$64.87
187012	MENARDS - MINOT	POST	\$16.98
187013	WARD COUNTY HIGHWAY DEPT	PARK MAINTENANCE	\$15,746.52
		Total Park Board Bills	\$15,893.62

	VENDOR: ROAD BILLS	ROAD BILLS	
DD	JP MORGAN	JP MORGAN--SEPTEMBER 2021--MISC ITEMS	\$2,865.45
186975	3-D SPECIALTIES INC	BRIDGE POSTS	\$369.73
186975	3-D SPECIALTIES INC	WASHERS	\$130.48
186976	A-1 EVANS SEPTIC TANK SERVICE	PORTABLE TOILET RENTAL	\$200.00
186977	ACME ELECTRIC INC	GLOVES	\$208.98
186977	ACME ELECTRIC INC	SIGN TOOLS	\$8.29
186978	BERTHOLD CITY	BERTHOLD SHOP	\$116.60
186979	BORSHEIM CRANE SERVICE, LLC	CRANE RENTAL	\$8,398.15
186979	BORSHEIM CRANE SERVICE, LLC	CRANE RENTAL	\$6,077.68
186980	DAKOTA FLUID POWER INC	HOSE, CAP/PLUG SET, HOSE	\$141.92
186981	ENERBASE FARMERS UNION/CENEX	FUEL, GAS, OIL	\$12,737.97
186982	FARDEN CONSTRUCTION INC	ESTIMATE #1 - CR 14	\$69,090.00
186983	FARMERS UNION OIL CO	FUEL, GAS, OIL	\$4,471.55
186984	FARMERS UNION OIL CO - KENMARE	FUEL, GAS, OIL	\$467.36
186984	FARMERS UNION OIL CO - KENMARE	SUPPLIES	\$21.97
186984	FARMERS UNION OIL CO - KENMARE	PREPAID PROPANE PROGRAM	\$2,625.00
186985	FRONTIER PRECISION	GRADE LASER	\$2,015.50
186986	GENERAL TRADING CO	HOOK, CLEVIS, COUPLERS, CLEANERS	\$454.85
186987	GERDAU	FLAT IRON	\$41.75
186988	GOOSENECK IMPLEMENT COMPANY	OIL	\$20.88
186989	HOFFARTH SANITATION	SANITATION SERVICE	\$195.00
186990	HOUSTON ENGINEERING INC	BRIDGE REPLACEMENT ENGINEERING SERVICE	\$8,268.50
186991	JOHNSON CONTROLS	INSTALL RELIEF FAN	\$1,545.22
186992	KENMARE CITY OF	KENMARE SHOP	\$90.00
DD	LARSEN, DANA G	MEALS	\$35.00
186993	MAINTENANCE PLUS INC	GENERAL CLEANING	\$1,453.81
186994	MDU - BISMARCK OFFICE	BERTHOLD SHOP	\$24.00
186995	MENARDS - MINOT	SHEETING	\$43.48
186995	MENARDS - MINOT	MOP HEAD, BATTERIES	\$31.39
186995	MENARDS - MINOT	FILDING TABLE	\$59.99
186995	MENARDS - MINOT	PAINTING SUPPLIES	\$54.04
186995	MENARDS - MINOT	PAINTING SUPPLIES	\$65.78
186995	MENARDS - MINOT	PAINT BRUSHES	\$53.53
186995	MENARDS - MINOT	PAINTING SUPPLIES	\$71.82
186995	MENARDS - MINOT	GRASS SEED	\$203.94
186996	MINOT CITY OF, LANDFILL	DUMPING FEES	\$80.50
186996	MINOT CITY OF, LANDFILL	DUMPING FEE	\$114.80
186997	MINOT'S FINEST COLLISION CENTER	VEHICLE REPAIRS	\$11,491.75
186998	MUUS LUMBER CO	MASKING TAPE	\$22.54

186999	NAPA AUTO PARTS	TOWELS, WHEEL STUDS	\$360.02
186999	NAPA AUTO PARTS	WIPER BLADES, FUEL PUMP, WHEEL STUDS	\$327.17
187000	NORTHERN PLAINS EQUIPMENT CO I	CABLE	\$155.40
187000	NORTHERN PLAINS EQUIPMENT CO I	FILTERS	\$209.75
187000	NORTHERN PLAINS EQUIPMENT CO I	CHECK ENGINE LIGHT	\$343.18
187001	NORTHWEST TIRE & RETREAD INC	TIRES, MOUNTING	\$6,804.99
187002	OLE OLSON'S TOWING & RECOVERY	BERTHOLD RADIO LEASE	\$1,500.00
187003	OTTERTAIL POWER CO	SAWYER SHOP	\$67.33
DD	PATTERSON, KYLE D	NDACO CONFERENCE	\$157.50
187004	RADISSON HOTEL - BISMARCK	LODGING 10/03 - 10/05	\$172.80
187005	RDO/POWERPLAN	GASKET	\$23.04
187005	RDO/POWERPLAN	ELEMENT	\$199.46
187006	SHERWIN-WILLIAMS	PAINT	\$554.32
187006	SHERWIN-WILLIAMS	PAINT	\$231.34
187006	SHERWIN-WILLIAMS	PAINT	\$55.11
187007	SWANSTON EQUIPMENT CO	TEETH	\$209.84
187007	SWANSTON EQUIPMENT CO	POINTS	\$109.70
187007	SWANSTON EQUIPMENT CO	FILTERS	\$56.62
187008	TRUENORTH STEEL	BRIDGE DECK	\$79,827.00
187009	WAGNER CONSTRUCTION INC	BOX CULVERT - CR 12	\$8,669.10
187010	WESTLIE MOTOR CO	THERMASTAT, FUEL SENSOR, BELTS	\$1,351.79
187011	WESTMOR INDUSTRIES LLC	FUEL ISLAND	\$102,716.72
DD- 1697	WEX BANK	FUEL, GAS, OIL	\$18,290.32
		Total Road Bills	\$356,761.70

GRAND TOTAL	\$491,488.55
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Melissa Bliss, Human Service Zone Director presented Kory Gartner with a plaque and gift card for her 10 years of service at the Ward County Human Service Zone. Shelley Klein was presented with a plaque and gift card for her 35 years of service at the Ward County Human Service Zone.

Moved by Comm. Wepler, seconded by Comm. Pietsch to open a public hearing at 9:11 AM regarding the minimum sale price of foreclosed properties. Roll call; all voted yes; motion carried.

Debra Hoffarth of Pringle & Herigstad, P.C. appeared as a representative to the city of Sawyer regarding Cassedays Addition to Sawyer, Outlot D. The city of Sawyer objects to this Outlot being placed on the foreclosed property listing. Discussion was held.

Moved by Comm. Pietsch, seconded by Comm. Anderson to close the public hearing at 9:33 AM. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Rostad to reduce the above Sawyer property, Parcel #SW000059900040, to taxes owed up to the date for the sale price, which amount would be \$2,496.12. Roll call; Wepler voted yes; Rostad, Pietsch, Anderson, and Fjeldahl voted no; motion failed.

Moved by Comm. Wepler, seconded by Comm. Anderson to approve the 2021 tax foreclosed properties as presented. Roll call; all voted yes; motion carried.

State's Attorney Roza Larson appeared regarding the Attorney General response to the 2nd Amendment Resolution and Vaccine Passport issue. A new Resolution and Proclamation were drafted by Ms. Larson which also cites the ND Statutes regarding Federal Laws. The Proclamation also includes the Attorney General's opinion with regard to authorities that Commissioners have.

Moved by Comm. Anderson, seconded by Comm. Rostad to table the issue until the next regular meeting. Roll call; all voted yes; motion carried.

Andy Fimrite appeared regarding the Rice Lake Recreational Service District. Mr. Fimrite presented a proposal for the Rice Lake sewer system to be funded with American Rescue Plan Act funds that Ward County is to receive. Rice Lake Recreational Service District would like to be considered to receive \$91,000 for their sewer project using ARPA funds.

Jason Blowers, IT Director, appeared regarding the Nimble Proposal, which is a universal storage server. Mr. Blowers explained our servers have been moved into a virtual server format with large servers housing several smaller servers resulting in a 20-30% hardware cost savings. The Nimble Proposal will house all the data from the virtual servers. This will help with our increasing storage needs for approximately the next 5 years.

Moved by Comm. Wepler, seconded by Comm. Pietsch to approve the request of the Nimble Proposal and to look at American Rescue Plan Act Lost Revenue dollars first for funding this project. Roll call; all voted yes; motion carried.

Dana Larsen, Highway Engineer, spoke regarding Maintenance Certification for County Federal Aid Projects.

Moved by Comm. Rostad, seconded by Comm. Pietsch to approve the chairman signing as presented. Roll call; all voted yes; motion carried.

Mr. Larsen also spoke regarding the Vision Zero Scope of Work and budget.

Moved by Comm. Wepler, seconded by Comm. Anderson to approve as presented. Roll call; all voted yes; motion carried.

Kjerstie Fevold of the Human Resource Department appeared to discuss the Facilities Director position. Ms. Fevold stated there are five applicants and the HR Department is recommending all five be interviewed. A date needs to be selected to conduct interviews.

Moved by Comm. Wepler, seconded by Comm. Pietsch Wepler to approve interviewing all 5 applicants for the Facilities Director position on Wednesday, October 27, 2021 beginning at 7:30 AM. Roll call; all voted yes; motion carried.

Moved by Comm. Rostad, seconded by Comm. Pietsch to approve the following payroll amendments: L. Schroeder, Auditor/Treasurer and T. Miltenberger, Jail Detention. Roll call; all voted yes; motion carried.

Auditor/Treasurer Marisa Haman appeared.

Moved by Comm. Wepler, seconded by Comm. Rostad to receive and file the following correspondence: Letter from Jeffrey McElwain; letter from North Dakota Environmental Quality; letter from Trinity Health; Economy at a Glance for October 2021; Public Service Commission Notice of Public Hearing; Quarterly Report NDSU Extension July, August, September 2021. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Anderson to receive and file monthly reports including financials. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Rostad to approve signing the Motion which approves the eight Quit Claim Deeds as presented October 19, 2021. Roll call; all voted yes; motion carried.

Ms. Haman presented an update on the American Rescue Plan Funds Taskforce. A Press Release has been drafted regarding the ARPA funds for the Commissioner's review

Moved by Comm. Pietsch, seconded by Comm. Anderson to authorize forwarding the Press Release as presented to the media. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Pietsch to send out an email to the Commissioners and department heads and have them submit proposals for internal needs that could be met using the calculated revenue loss funds. Roll call; all voted yes; motion carried.

Moved by Comm. Rostad, seconded by Comm. Wepler to appoint Kandi Mikkelsen and John Fjeldahl as North Dakota State Fair Association delegates for a term of one year. Roll call; Rostad, Wepler, Pietsch, Anderson all voted yes; Fjeldahl abstained; motion carried.

Moved by Comm. Wepler, seconded by Comm. Anderson to state our intent during the Special Meeting held on October 8, 2021 was to discuss and approve the 2022 Budget. Roll call; all voted yes; motion carried.

Recess at 10:55 AM.

Meeting was reconvened at 11:03 AM

Moved by Comm. Wepler, seconded by Comm. Anderson that the Commission conduct an executive session under N.D.C.C. Section 44-04-19.1 and Section 44-04-19.2 to consult with and to receive advice from the County's legal counsel regarding claims related to the Sawyer & Velva Township Bridge. Roll call; all voted yes; motion carried.

The executive meeting was opened at 11:04 with Chairman Fjeldahl and Commissioners Anderson, Pietsch, Rostad, and Wepler present. Also present were Auditor/Treasurer Marisa Haman; Attorney representing Ward County Bryan Van Grinsven from McGee, Hankla & Backes; Highway Engineer Dana Larsen, and Administrative Assistant Lynae Schroeder.

Attorney Bryan Van Grinsven of McGee, Hankla & Backes appeared.

Moved by Comm. Rostad, seconded by Comm. Wepler to close the executive session at 11:39 AM. Roll call; all voted yes; motion carried.

Moved by Comm. Rostad, seconded by Comm. Anderson to come back into regular session at 11:40 AM. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Rostad to follow the advice of legal counsel provided. Roll call; all voted yes; motion carried.

Recess called at 11:41 AM. Comm. Pietsch left the meeting.

Moved by Comm. Rostad, seconded by Comm. Wepler to resume meeting at 11:48 AM. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Anderson to enter an executive session regarding current case Pietsch vs. Ward County. Roll call; all voted yes; motion carried.

The executive meeting was opened at 11:49 with Chairman Fjeldahl and Commissioners Anderson, Rostad, and Wepler present. Also present were Auditor/Treasurer Marisa Haman; Attorney John Ward of Zuger, Kirmis, and Smith; State's Attorney Roza Larson; and Administrative Assistant Lynae Schroeder.

Attorney John Ward of Zuger, Kirmis, and Smith appeared.

Moved by Comm. Rostad, seconded by Comm. Wepler to close the executive session at 12:16 PM. Roll call; all voted yes; motion carried.

Moved by Comm. Wepler, seconded by Comm. Anderson to open the regular session at 12:17 PM. Roll call; all voted yes; motion carried.

Moved by Comm. Anderson, seconded by Comm. Wepler to take no action on the settlement offer. Roll call; Comm. Anderson, Wepler, and Rostad voted yes; Comm. Fjeldahl voted no; motion carried.

At 12:18 PM with no further business, the meeting was adjourned.

ACCEPTED AND APPROVED THIS 2ND DAY OF NOVEMBER, 2021

Chairman, Ward County Commission

ATTEST:
