

February 7, 2014

COMMISSIONERS PROCEEDINGS

The Board of County Commissioners met in regular session on Friday, February 7, 2014 at 1:00 pm.

Chairman Troy Olson opened the meeting and asked everyone to stand for the Pledge of Allegiance.

Chairman Troy Olson took roll call and present were Commissioners John Wakefield, Dale Pedersen, Ron Dahl and Troy Olson. Commissioner Shawn Steffen was absent. Also present were Treasurer Connie Eslinger, Clerk of Court/Recorder Kelly Vincent, Sheriff/DES Robert Hook, States Attorney Jayme Tenneson, Social Service EW Janice Johnson, Citizens Dennis Halvorson, Doug and Marcia Beglau, Loren Alfson, Deb Pfeifer, Sheridan Erickson and Jim Tenneson.

Chairman Troy Olson opened discussion on the presented agenda. There was discussion on adding Construction Engineer's meeting recap by Commissioner Ron Dahl during the time allotted new courthouse and addressing to pay the presented bills after the discussion of the new courthouse. Motion by Ron Dahl to approve the amended agenda as addressed above, second by Dale Pedersen and called for discussion three times with, all ayes, no nays and carried.

Chairman Troy Olson opened the floor for discussion on Friday, January 30, 2014 minutes. Motion by Dale Pedersen to dispense with the reading of the minutes and approve Friday, January 30, 2014 meeting minutes as presented, second by Ron Dahl and called three times for discussion with all ayes, no nays and carried.

Chairman Troy Olson opened the floor for discussion on the presented Monthly Office Reports. Motion by John Wakefield to approve the presented Monthly Office Reports, second by Dale Pedersen and called three times for discussion with roll call vote: John Wakefield-aye, Dale Pedersen-aye, Ron Dahl-aye, Troy Olson-aye and carried.

Chairman Troy Olson opened discussion on the audit and preparation for a phone call to Jeremy Bendewald of Eide Bailly. Options for different kinds of audits and the reasons for having a general audit or a project audit were discussed. Sheridan Erickson's, Cindy Anton's and Connie Eslinger's opinions were requested and given. A phone call was held with Jeremy Bendewald and Liz Johnson of Eide Bailly regarding the proposal sent to Griggs County. Jeremy will get more information to the Commissioners via Ron Dahl. Cindy will call Harold Rotunda regarding the general audit to see when he can start.

Motion by Ron Dahl to take a ten minute recess, second by Dale Pedersen and carried with all ayes, no nays.

Chairman Troy Olson reconvened the meeting.

Chairman Troy Olson opened the floor on the New Courthouse with legal review of contracts with SA Jayme Tenneson. SA Jayme Tenneson reviewed the contract with the Commission on changing the owner's representation since the contract states that Robert Hook is the owner's representative with authority to spend up to \$2,000.00, but he is no longer the representative for the county so it needs to be amended to the Construction Engineer's contract that he is only the Building Authority representative. Sheriff/DES Coordinator Robert Hook would like to see a representative for the county. Commissioner Ron Dahl would like to be the county representative on the EOC part of the new courthouse. Citizen Sheridan Erickson addressed that the Commission could only represent the EOC part of the new courthouse. Change Orders were discussed and how they should be processed when presented and what should happen if the Commissioners and Building Authority should disagree on the Change Orders. Change Order #4 was discussed regarding moving the condensing units east of the concrete pad. It was felt that the County and the Building Authority had done nothing to cause this Change Order so the prevailing feeling was not to approve Change Order #4. The Commission needs the

corresponding paper work to go with each Change Order. This would be true of Change Order #5 also. Ron Dahl moved to not approve the Change Orders until additional backup information is provided, second by John Wakefield and called three times for discussion with roll call vote: John Wakefield-aye, Dale Pedersen-aye, Ron Dahl-aye, Troy Olson-aye and carried. Sheriff/DES Coordinator Robert Hook will have Jon Steen get the information to Auditor Cynthia Anton to send out to the Commissioners.

Chairman Troy Olson opened the floor to discussion on a meeting of the Commissioners, Building Authority, Kraft Architects and Construction Engineers, Robert Hook and Connie Eslinger. Chairman Olson asked for items for the agenda and the following were suggested: adherence to the contract, the procedure for Change Orders, role of the owners' representatives, labor rates (Davis Bacon) and rental rates. After further discussion, it was decided to leave it open so the meeting will be on the New Courthouse. Sheriff/DES Coordinator Robert Hook was asked for his opinion on our standing regarding the EOC Grant. He stated that the NDDDES will only get involved if we do not ask for reimbursements as the sunset date of the Grant gets closer. They are only waiting for us to ask for reimbursements.

Chairman Troy Olson opened the floor to discussion of the reimbursement from the EOC Grants. Sheriff/DES Coordinator Robert Hook and Treasurer Connie Eslinger had three pay requests ready to submit and went over them with the Commissioners. Dale Pedersen moved to submit the pay requests to the DES, second by John Wakefield and called three times for discussion with roll call vote: John Wakefield-nay, Dale Pedersen-aye, Ron Dahl-nay, Troy Olson-aye and failed. John Wakefield felt we needed to get an extension of the Grant and get into compliance. A letter had been written by States Attorney Jayme Tenneson requesting a year-long extension. Sheriff/DES Coordinator Robert Hook stated that he had a letter stating we would only be granted an extension for 30 days and that was only a possibility. Chairman Olson disagreed that an extension was needed. John Wakefield moved to submit the reimbursement requests to the DES along with a cover letter signed by Sheriff/DES Coordinator Robert Hook explaining that the County is on the path to compliance with the Grant, second by Dale Pedersen and called three times for discussion with roll call vote: John Wakefield-aye, Dale Pedersen-aye, Ron Dahl-aye, Troy Olson-aye and carried.

Citizen Deb Pfeifer mentioned some items that could possibly be included in requests for later reimbursements including the deck for the trailer used as the Sheriff/DES office, motion lights for it, gutters added to the trailer and other in-kind work done. Sheriff/DES Coordinator Robert Hook wondered if there was an issue having our Road Department haul snow away from the site. No issues were raised.

Chairman Troy Olson opened the floor to discussion on construction meeting recap. Ron Dahl felt that any issues had been covered during the previous discussions. Sheriff/DES Coordinator Robert Hook mentioned that the actual building was going very well. Chairman Troy Olson wondered about Ben Matson attending the meetings and whether they had addressed the contract issues.

Motion by Ron Dahl to take a ten-minute recess, second by John Wakefield and carried with all ayes, no nays.

Chairman Troy Olson reconvened the meeting.

Chairman Troy Olson opened the floor on discussion on presented bills. There was discussion on Construction Engineer's and Kraft Architect bills with not having the money to pay the Construction Engineer bill even with the adjustments to the 2014 Budgets but may have enough with EOC reimbursements, need to have Kraft Architect approve the Construction Engineer bills, need more documentation for EOC Grant reimbursements, need to pay Construction Engineer's bill but need more documentation, Treasurer Connie Eslinger had a break down with the approved amount with the County paying a portion and Building Authority to pay the rest of the Construction Engineer bill and Construction Engineer bill may not have followed the contract. Motion by Ron Dahl to not pay Construction Engineer's bill at this time, second by John Wakefield and called three times for discussion with roll call vote: John Wakefield-aye, Dale Pedersen-aye, Ron Dahl-aye,

Troy Olson-aye and carried. There was discussion on the Kraft Architect bill with the amount being EOC's portion. There was also discussion on adding Vanguard Appraisal, Inc. bill. Motion by Ron Dahl to approve the following bills with the addition of Vanguard Appraisal bill, second by Dale Pedersen and called three times for discussion with roll call vote: John Wakefield-aye, Dale Pedersen-aye, Ron Dahl-aye, Troy Olson-aye and carried.

17633	Ag Communication	107.00
17634	Almklov's	6.78
17635	Jim Anderson	99.20
17636	Aneta Ambulance	159.65
17637	Arrowwood Prairie Coop	1,674.26
17638	Barnes County Correctional Facility	130.00
17639	Bin-City Bulk	2,038.15
17640	Brager Disposal Service	2,222.00
17641	Bureau Of Governmental Affairs	22.00
17642	City of Cooperstown	189.74
17643	Community Medical Center Hospital	12,229.62
17644	Community Medical Center Hospital	9,778.97
17645	Cooperstown Ambulance	2,054.18
17646	Cooperstown True Value	90.25
17647	Ellefson Sales	2,877.08
17648	HE Everson	249.74
17649	Garrison Conservancy District	7,762.39
17650	Great America Financial Svs	121.41
17651	Griggs County	20,521.46
17652	Griggs County Historical Society	611.45
17653	Griggs County Job Development Authority	2,522.94
17654	Griggs County Library	10,457.46
17655	Griggs County Soil Conservation	3,039.82
17656	Griggs County Telephone Co	1,600.08
17657	HACTC	132.98
17658	Haugo Bros.	5,000.00
17659	ITD	568.75
17660	Inland Truck Parts & Service	157.15
17661	Inter Community Tele Co.	150.00
17662	Jamestown Communications	117.50
17663	John Deere Financial	489.90
17664	Kraft Architects, Inc.	3,758.06
17665	Little Falls Machine Inc.	1,960.65
17666	Marco Inc	744.15
17667	McHenry Ambulance	232.10
17668	Miller Fresh Foods	19.27
17669	ND Attorney General	420.00
17670	NDACO	819.24
17671	Nelson-Griggs Health District	5,755.78
17672	Nelson International	798.54
17673	Netcenter Supply	229.16
17674	Network Center Communications	195.00
17675	New Century Press	656.37
17676	Ottertail Power Co.	974.89
17677	RDO Equipment	945.01
17678	Reiten, Inc.	29.15

17679	South Central Dakota Regional	4,249.35
17680	State Treasurer	7,110.01
17681	Stutsman County Correctional	3,600.00
17682	Tj's Electronics	1,410.00
17683	Town & Country Coop	11,630.89
17684	US Postal Svc	1,000.00
17685	V-W Motors	71.24
17686	Vanguard Appraisals, Inc.	2,750.00
17687	Water Management Board	12,682.50
17688	White Banner Uniform	30.00
17689-696	Assessors & Assessments	802.24
17697-713	Human Services	6,140.58
17714-719	Schools	222,907.46
17720-746	Townships & Cities	192,515.49
17747	Allan Kenninger	263.46

Chairman Troy Olson opened the floor for discussion on Zoning. Auditor Cynthia Anton had called the State Health Department and was told that to replace the Zoning Regulations on their website the county just had to email them and ask to remove and replace with the new Zoning Regulations. Motion by Ron Dahl to allow the Auditor to send an email requesting that the State Health Department remove the old Zoning Regulations and replace them with the new Zoning Regulations, second by John Wakefield and called three times for discussion with all ayes, no nays and carried. SA Jayme Tenneson presented to the Commission a letter he had drafted to send to the Townships about the County's new Zoning Regulations and he presented the Nelson County Zoning Regulations to the Commission. There was discussion on revising the letter for the Townships and presenting it at the next commission meeting. There was discussion on the Griggs County Website and updating it and there will be a new website soon.

Chairman Troy Olson opened the floor for discussion on the existing courthouse. There was discussion on the existing courthouse needs to be maintained, cannot be torn down with information involving the EOC Grant, there is a \$20,000.00 grant that can be applied for with Commissioner Ron Dahl volunteering to do it, removal of additions can be torn down as long as no adverse effects to existing courthouse, insurance coverage, previous commissioners thought existing courthouse could be torn down and existing courthouse was never condemned. Motion by John Wakefield to appoint Commissioner Ron Dahl to apply for a State Historical Cultural Heritage Foundation Grant for the preservation of the existing courthouse, second by Dale Pedersen and called three times for discussion with all ayes, no nays and carried.

Chairman Troy Olson opened the floor for discussion on Resolution for SA to run for office in Griggs and Nelson Counties. There was discussion that this needed to be done so that SA Jayme Tenneson can run for SA Office in Griggs County. Motion by John Wakefield to approve the Resolution allowing Nelson County State's Attorney Jayme Tenneson to run on the 2014 Primary Election Ballot and 2014 General Election Ballot in both Nelson & Griggs County, second by Dale Pedersen and discussion called three times with all ayes, no nays and carried.

RESOLUTION TO ALLOW CANDIDATES TO RUN FOR THE STATE'S ATTORNEY POSITION IN BOTH NELSON COUNTY AND GRIGGS COUNTY

WHEREAS, the Board of Nelson County Commissioners sees a need to allow the Nelson County State's Attorney, Jayme Tenneson, to run on the 2014 primary election ballot and the 2014 general election ballot in both Nelson and Griggs County, and

WHEREAS, the legislature adopted N.D.C.C. Section 11-10-04(5)(b) giving two counties the power to allow any candidate for the office of state's attorney to petition for office in each county, and to serve if elected, if the candidate is a qualified elector of one of the counties at the time of the election.

NOW THEREFORE BE IT RESOLVED, that the Griggs County Commission allow any candidate for the office of state's attorney to petition for office in each county, and to serve if elected, if the candidate is a qualified elector of one of the counties at the time of the election.

Chairman Troy Olson opened discussion on newspaper articles. There was discussion on having the commission giving their opinions of what happened at commissioners meetings, paper wanting articles by different commissioners, restrictions to lobbying, article presented should go to the paper, not publish the article as a commission and was decided not to do as a commission. Motion by Ron Dahl to publish the presented article as a commission and died for lack of second.

Chairman Troy Olson opened the floor for discussion on legal requirements for advertising for Tax Director Position. Discussion on hiring Steele County Tax Director, does the county have to advertise the position when it is appointed, Griggs County residents deserve to apply for the job, it should be Title VI with Griggs County an Equal Opportunity Employer, SA to investigate options for position. Motion by Ron Dahl to approve purchasing a gift and have a party for Tax Director Barbara Anderson equivalent to the last one done, second by Dale Pedersen and called for discussion three times with roll call vote: John Wakefield-no, Dale Pedersen-aye, Ron Dahl-aye, Troy Olson-aye and carried.

Chairman Troy Olson opened the floor for discussion on Abatement of 2013 Taxes on parcel #21-4007-05235-000 in the amount of \$263.46 for Homestead Credit. Motion by Ron Dahl to approve the application of Abatement of 2013 Taxes presented above, second by John Wakefield and called three times for discussion with roll call vote: John Wakefield-aye, Dale Pedersen-aye, Ron Dahl-aye, Troy Olson-aye and carried.

Motion by Dale Pedersen to adjourn meeting at 5:35 pm and meet again in regular sessions on Friday, February 21, 2014, at 5 pm with a public meeting at 7 pm on combining Auditor and Treasurer's Office, second by Ron Dahl and called three times for discussion with all ayes, no nays and carried.

ATTEST: Cynthia M. Anton
Auditor

Troy Olson
Chairman