

The Barnes County Commission met in regular session Tuesday, March 7, 2006, with all members present.

Kerry Johnson, Highway Superintendent, and Barry Schuchard and Charlotte Brett of Kadmas, Lee & Jackson, met with the Commission. Brett presented a Memorandum of Agreement outlining the mitigation measures necessary for the replacement of the 4th St Bridge with the Advisory Council on Historic Preservation regarding the West City Park Bridge, Project Number BRU-2-990(011)015, requesting the County enter into the agreement and sign the document.

Commissioner Schwehr made a motion, seconded by Commissioner Berntson, to enter into and sign the Memorandum of Agreement. Upon a roll call vote with all members voting "yes," motion carried.

Johnson presented a letter of request from the County Commission to the State Department of Transportation, requesting the use of the County's federal aid dollars for engineering costs for the 4th Street Bridge Project.

Commissioner Schwehr made a motion, seconded by Commissioner Maasjo, to send the request to the ND DOT to use Barnes County's federal aid account for engineering costs for the 4th Street Bridge Project. Upon a roll call vote with all members voting "yes," motion carried.

Johnson also presented a letter to be sent to the DOT from Barnes County to inform them that upon inspection of last summer's paving projects, the Commission will sign off accepting the projects and release final payment.

Commissioner Maasjo made a motion, seconded by Commissioner Berntson, to finalize the projects, SC-0212(051); CP-0207(005); CP-0219(005); and HSC-0221(065) (bituminous overlay, subgrade repair, bridge rail retrofit, guard rail and incidentals), and release final payments. Upon a roll call vote with all members voting "yes," motion carried.

Kerry informed the Board that they have completed installation of the walk bridge at Clausen Springs Park.

Commissioner Schwehr made a motion, seconded by Commissioner Triebold, to approve the minutes of February 21, with corrections. Upon a roll call vote with all members voting "yes," motion carried.

Commissioner Schwehr made a motion, seconded by Commissioner Maasjo, to re-appoint Dennis Helland and Larry Welken to five-year terms on the Municipal Airport Authority Board. Upon a roll call vote with all members voting "yes," motion carried.

Commissioner Schwehr made a motion, seconded by Commissioner Triebold, to approve and sign the amended Joint Powers Agreement, entered into between the City of Valley City and the counties of Barnes, Dickey, Griggs, Ransom, Sargent, and Steele, for the Sheyenne Valley Multi-County Correctional Center, as presented to the Board. Upon a roll call vote with all members voting "yes," motion carried.

Commissioner Maasjo made a motion, seconded by Commissioner Berntson, directing Auditor McGough to inform District Judge Paulson concerning the new mental health contract between Barnes County and Mr. Tom Goven. Motion carried.

Commissioner Maasjo made a motion, seconded by Commissioner Triebold, to adopt Resolution 5 as follows. Upon a roll call vote with all members voting "yes," motion carried.

Resolution 5
Of the
Barnes County Board of Commissioners

At the open meeting of the Barnes County Board of Commissioners, duly held on the 7th of March, 2006, in the Commission Room of the Barnes County Courthouse, following standard parliamentary procedures, a motion was duly passed by unanimous vote of the five commissioners passing this resolution.

1. Judge Ronald E. Goodman, a judge in the Southeast Judicial District announced he will retire from the bench effective the 1st of August 2006.
2. Under the provisions of NDCC 27-05-02.1, the Supreme Court is obliged to decide within 90 days of receiving a notice of vacancy from the Governor, whether the district judgeship may be transferred to another district.
3. Barnes County is located in the Southeast Judicial District; a district that is, according to the most recent weighted case load study, short 1.15 judges. This shortage is the third greatest shortage of any of the 7 districts in the state.
4. Timely access to responsive judicial services is an important element of a modern civilization. District courts have a hand in most aspects of society, from nurturing healthy families to providing a fertile climate for commerce.
5. Continuing to chamber this judgeship in the Southeast Judicial District is vital to Barnes County and equitable to all seven districts.
6. We hereby resolve that the Supreme Court of North Dakota continue to chamber this and the other six judgeships in the Southeast Judicial District.

Dated this 7th of March 2006.
/s/ Harlan Opdahl, Chairman
Edward R. McGough, Auditor

BJ Edwardson, Tax Director, presented an abatement request from Daryll and Rosalie Larson for Balance Lot 8, Blk 1, Tracy's 2nd Addn (PCL:63-5330067) to Valley City, from 82,700 to 41,400 valuation, with a compromise of 49,900 recommended by the City of Valley City (after interior inspection was allowed) and Edwardson.

Commissioner Berntson made a motion, seconded by Commissioner Schwehr, to approve the true and full value of 49,900 for the tax year 2005 for PCL:63-5330067, based on observation of functional obsolescence, physical depreciation, and reviewing square feet of comparable properties. Upon a roll call vote with all members voting "yes," motion carried.

Discussion took place on three additional abatements that will be coming to the County soon.

Commissioner Maasjo made a motion, seconded by Commissioner Triebold, to hire outside counsel to represent Barnes County in the matter of the abatement request from Mikal and Mary Simonson. Upon a roll call vote with all members voting "yes," motion carried.

Sheriff Randy McClafin met with the Commission to request the purchase of new vests and discuss a 50 percent grant to pay for them.

Commissioner Schwehr made a motion, seconded by Commissioner Berntson, to allow the Sheriff's Department to apply for a grant to replace their older vests. Upon a roll call vote with all members voting "yes," motion carried.

Jason Thiel, MIS Director, met with the Commission to discuss options for the purchase of time card programs for the County, as requested by the Commission. Thiel will pursue further information on the programs.

Thiel also requested permission to purchase a computer for the Highway Department, with costs coming from his budget. It was the consensus of the Commission that Thiel make the purchase.

McGough presented a letter from the Red River Basin Commission requesting \$3,802.00 for the County's 2006 support of the Basin Commission's planning and activities. No action was taken.

Becky Heise of the Sheyenne River Valley National Scenic Byway Committee met with the Commission to request that the County sponsor grant applications for the Ladies Line Trail, a 6 ½ mile segment of abandoned rail bed running from Kathryn Dam to Clausen Springs, as part of the North Country Scenic Trail.

Commissioner Schwehr made a motion, seconded by Commissioner Maasjo, to approve sponsorship of the grants for the Ladies Line Trail. If they receive the grant dollars, they will flow through the County books at no cost to the County. Upon a roll call vote with all members voting "yes," motion carried.

Wanda Auka, Clerk of Court, met with the Commission to discuss the request by the state of North Dakota on how Barnes County intends to provide Clerk of District Court services in the County, and which alternatives the County will agree to. The alternatives include:

1. Allow the Supreme Court to take over the office of the Clerk of Court, making it a state agency.
2. Enter into a funding agreement for next biennium, receiving reimbursement for providing Clerk service.
3. Provide Clerk of District Court services at County expense.

After much discussion, Auka agreed to research County revenues pertaining to the Clerk of Court's office, and bring that information to the next Commission meeting.

The following expenditures were approved for payment for the month of February: **GENERAL FUND:** AP Equipment \$63.88, Ace Hardware \$341.65, Airport Intl Inn \$270.00, Allard Trophy \$15.90, American Red Cross Minnkota Chapter \$312.83, Appliance City \$109.98, Appliance City Radio Shack \$18.98, AT&T \$6.17, Barnes Co Hwy Dept \$3152.36, Milo Benson \$42.50, Rodger Berntson \$205.02, Best of Times Printing \$57.00, Bitz Tire & Service \$979.87, Gayle Burchill \$42.50, Burnie's \$131.89, Cardmember Service \$424.85, Carquest \$3.30, Cass Co Electric \$154.44, Central Business Systems \$4745.21, Central Dakota Mechanical \$374.00, Clay Co Sheriff \$40.50, Cole Papers \$94.43, Comfort Suites \$50.00, Computer Software Assn \$900.00, Corporate Technologies \$272.09, Benora Cruff \$37.10, Bradley Cruff \$278.50, Dacotah Paper \$1305.46, Dakota Plains Cooperative \$21.48, Delta Hospital Supply \$155.10, East Central Co Commissioners Assn \$100.00, Betty Edwardson \$93.42, Robert Eggert \$32.60, Ekern Gloria \$20.00, Environmental Transport \$72.00, Joanne Etter \$52.85, Farm & Home Publishers \$1097.75, Don Fiebiger \$57.00, Julie Forsman \$57.00, GO \$315.00, G&K Services \$430.47, Thomas Goven \$232.50, Joseph Gress \$62.50, Brian Hager \$82.00, Joan Halvorson \$20.00, Beth Heinze \$42.50, Holiday Inn \$221.00, Larry Hovel \$26.75, Joann Jewett \$42.50, Johnson Controls \$451.80, Brett Kapaun \$41.60, Kratz Hardware \$169.08, Scott Legge \$43.40, Lerud-Johnson-Schuldt \$400.00, Duane Lettenmaier \$34.40, Litchville Bulletin \$192.50, Dale Maasjo \$279.00, Marketplace \$7.98, Matthew Bender \$170.45, Linda McKenna \$10.32, Mercy Hospital \$89.00, Meritcare \$100.00, Mid-American Research Chemical \$413.32, Mid-States Organized Crime Info Center \$100.00, Mid-States Wireless \$21.00, Midwest Pest Control \$100.00, Miller Motors \$93.81, Donna Monson \$44.30, Montana Dakota Utilities \$12,296.50, ND Clerk of Court Assn \$60.00, ND County Auditor's Assn \$75.00, ND State Radio Communications \$750.00, ND States Attorney Assn \$250.00, Shelly Nelson \$47.00, William Noeske \$29.00, Northwest Iron Fireman \$275.75, Harlan Opdahl \$716.37, Otis Elevator \$183.24, Overn Electric \$791.01, Pamida \$61.79, Bertel Pedersen \$36.20, Dave Pedersen \$28.10, Dennis Pederson \$23.60, Mary Person 26.30, Mark Peterson \$57.00, Philip Quick \$47.00, Qwest \$4408.76, Reserve Acct \$2000.00, RJ's Plumbing & Heating \$114.00, Elizabeth Roorda \$188.64, Cindy Schwehr \$140.66, Servicemaster \$2760.00, Sheyenne Auto Center \$65.60, Sheyenne Printers \$303.88, Jamie Smith \$115.20, Software Solutions \$1500.00, Steins \$184.00, James Stevens \$45.60, John Stevens \$30.80, Stop N Go \$90.00, Sue Strang \$685.00, Streichers \$222.70, TDS Metrocom \$611.93, State Chemical Mfg \$26.32, Window Man \$35.00, Thompson Publishing Grp \$752.50, Mary Thompson \$39.80, Thrifty White Stores \$56.24, David Tingley \$51.50, Tom Utke \$31.25, Valley Auto Parts \$9.00, VC Fire Dept \$15,000.00, VC Public Works \$2564.46, VC Times Record \$1548.36, Valley Officeworks \$4615.65, Valley Paint & Glass \$2933.20, Valley Service \$158.07, Verizon Wireless \$291.08, James Verwey \$138.50, Wendel Auto Body \$326.00, White Banner Uniform Co \$58.25, Beth Wieland \$32.60, Arvid Winkler \$31.70; **CITY-COUNTY HEALTH:** Acordia Mtn West 3778.00, Briggs Corp \$130.43, Central Business Systems \$230.88, Central Valley Health \$1247.00, Dakota Carrier Network \$547.52, Dakota Central Telecommunications \$100.65, Dakota Plains Cooperative \$48.05, Dash Medical Gloves \$409.00, Dex Media East \$84.83, Emergency Medical Products

\$143.95, Kratz Hardware \$18.99, Tamara Langland \$26.01, Leever's \$6.67, Medical Supplies Depot \$589.74, Mercy Hospital \$451.00, Meritcare \$45.00, ND Winter Show \$250.00, Gloria Pesek \$274.97, Qwest \$419.56, Rehabcare Group \$1844.54, Doreen Saylor \$200.00, Natalie Saylor \$200.00, Scanhealth \$600.00, Sheyenne Printers \$471.77, TDS Metrocom \$122.16, Paula Thomsen \$123.53, United Rentals \$95.97, Valley Drug \$99.38, Valley Officeworks \$111.43, Beth Viland \$61.20, Wick Investments \$300.00; **VETERANS SERVICE OFFICE:** Barnes Co Hwy Dept \$114.56, Comfort Inn \$144.00, Dakota Plains Cooperative \$87.32, Natl Assn of County VSO \$30.00, ND VSO Assn \$40.00, TDS Metrocom \$34.02, Valley Service \$56.86, James Verwey \$63.90; **SOCIAL SERVICES:** Acordia Mtn West \$3653.00, Patty Altringer \$94.08, AT&T \$95.67, Barnes Co Social Services \$65.00, Barnes Co Treasurer \$888.18, Brian's Service & Repair \$83.00, Brothers III \$20.00, Cardmember Service \$100.00, Cellular One \$125.25, Central Business Systems \$405.77, Marlyce Cole \$319.98, Comfort Inn \$48.00, Comfort Suites \$50.00, Farmers Union Oil \$60.01, Fred Pryor Seminars \$99.00, Jennifer Harrom \$369.54, Haut Funeral Homes \$1875.00, Candice Huss \$108.39, Lerud-Johnson-Schuldt \$2,200.00, Lorenz Properties \$150.00, Marlo Meikle \$33.98, Montana Dakota Utilities \$102.02, ND Assn of Co Social Service Directors \$25.00, ND Assn of Counties \$7.50, ND Conference of Social Welfare \$110.00, ND Dept of Human Services \$14,520.69, ND Eligibility Workers Assn \$120.00, Officeland \$3.70, Sheila Oye \$953.91, Qwest \$5.64, Schmidt & Associates \$254.35, Jeanne Sexton-Brown \$122.10, Sheyenne Printers \$91.17, TDS Metrocom \$452.76, Leslie Uecker \$252.33, VC Public Works \$445.65, VC Times-Record \$35.80, Valley Officeworks \$26.22; **COUNTY ROAD & BRIDGE:** AP Equipment \$10.14, Ace Hardware \$59.76, Acordia ND \$404.00, Acordia Mtn West \$29,835.00, Bakkegard & Schell \$124.90, Barnes County Glass \$185.00, Bayshore City Side \$224.05, Bitz Tire & Service \$148.42, Blumer Construction \$200.00, Butler Machinery \$8512.58, CH Carpenter Lumber \$350.08, Cardmember Service \$147.53, Carquest Auto Parts \$1493.06, Catco Clutch & Transmission \$2385.35, Caterpillar Financial Services \$23,258.18, Cummins North Central \$326.60, Dakota Plains Cooperative \$1213.98, Dept of Motor Vehicle \$8.00, Dickey Rural Telephone \$64.37, Enginaire \$162.16, Enterprise Sales \$421.57, Fenderco Enterprises \$3215.00, General Equipment & Supplies \$54,500.00, Hoff & Jan's Upholstery \$266.00, Holiday Inn \$309.28, Inter-community Telephone \$69.53, Jamestown Implement \$.70, Jemco \$30.50, K&S Carpet Cleaners \$492.48, Keith's AC, Refrig&Heating \$151.56, Kratz Hardware \$257.15, Krider Equipment \$45.04, Lafarge Dakota \$62.20, Richard Lee \$50.00, Litchville Enterprises \$4.09, Mac's \$92.34, Meritcare \$135.00, Mid-States Wireless \$528.00, Montana-Dakota Utilities \$926.73, Dennis Moritz \$20.00, Newman Traffic Signs \$269.75, ND Safety Council \$60.00, Northwest Tire \$5841.15, Northwestern Equipment \$155.10, Open Door Center \$17.04, Ottertail \$200.00, Pamida \$21.96, Pearson Electric Motor \$179.00, Pine Country Nursery \$3102.00, Plains Grain & Agronomy \$2026.64, Postmaster \$137.00, Praxair Distr \$662.00, S&S Auto Electric \$349.64, Smith Farm&Home \$6.30, Smith Lumber \$796.86, Sweeney Bros of Fargo \$2929.62, TDS Metrocom \$100.27, Transportation Techn Transfer Ctr \$250.00, Valley Auto Parts \$1579.74, VC Public Works \$2272.36, VC Times-Record \$251.40, Valley Officeworks \$74.88, Verizon \$80.08, Vining Oil & Gas \$18,118.26, Wallwork Truck Ctr \$761.18, Don Winings \$105.75, Zep Mfg \$94.75; **COUNTY PARK:** Acordia Mtn West \$2617.00, CH Carpenter Lumber \$40.07, Smith Lumber \$592.71, Tractor Supply \$147.53, Valley Auto Parts \$57.39; **WEED CONTROL:** Acordia \$101.00, Acordia Mtn West \$2911.00, ADM Benson Quinn \$48,405.60, Appliance City Radio Shack \$19.99, Barnes Co Hwy Dept \$105.86, Ken Cruff \$36.48, Days Inn \$262.00, Jacob Devries \$26.88, Exhaust Pros \$124.00, Jerome Hayes \$148.59, K&S Carpet Cleaners \$112.00, Kratz Hardware \$28.48, James McAllister \$597.46, Meritcare \$45.00, ND Weed Control Assn \$260.00, Pamida \$8.19, TDS Metrocom \$77.39, Valley Extinguisher \$21.50, Valley Officeworks \$240.22, Verizon \$27.13, Wade's Service Ctr \$185.52, Lloyd Wieland \$24.00; **ADVERTISING:** Natl Assn of Counties \$380.00, ND Assn of County Supts \$50.00, South Central Dakota Regional Council \$3310.00; **OASIS & SOCIAL SECURITY:** Computer Professionals Unlimited \$3007.48, High Plains Technology \$2587.00, Information Technology Dept \$896.00, ND Assn of Counties \$885.81, Northland Security Products \$100.00, TDS Metrocom \$9.77, VC Public Works \$25.25, Valley Officeworks \$1458.07; **COUNTY AGENT:** Acordia Mtn West \$1082.00, Advanced Crop Advisers Workshop \$50.00, Barnes Co Treasurer \$288.97, Ellen Bjelland \$189.25, Central Business Systems \$185.35, Cole Papers \$23.22, GE Capital \$145.55, Randy Grueneich \$308.54, Wendy Gullickson \$500.00, Leever's \$2.98, NDSU Univ Station \$500.00, ND Newspaper Assn \$150.00, Pamida \$26.99, TDS Metrocom \$118.51, Valley Officeworks \$41.63; **FARM TO MARKET 15 MILL:** Fisher Sand & Gravel \$32,000.00, Newman Traffic Signs \$252.00, Pioneer Aggregates \$23,434.52; **BC ECONOMIC DEV FUND:** Community Works ND \$13,200.00, VC-BC Dev Corp \$87,900.00; **CORRECTIONAL CTR:** Acordia Mtn West \$596.00, Appliance City \$138.31, Appliance City Radio Shack \$31.98, Bakkegard & Schell \$35.00, Bob Barker Co \$1580.36, Cable Services \$62.02, Cardmember Service \$7.00, Cass Clay \$996.91, Central Business Systems \$78.90, City County Health \$5435.30, Dakota Clinic

\$83.50, Dakota Industrial Supply \$209.70, First Line Medical \$230.99, Food Services of America \$6871.16, Galls \$155.30, High Plains Water Treatment \$22.00, Information Technology Dept \$300.00, Kratz Hardware \$31.49, Leever's \$485.29, Marketplace \$475.03, Mercy Hospital \$231.00, Meritcare \$969.00, Mid-States Wireless \$77.00, Midwest Pest Control \$65.00, Montana-Dakota Utilities \$4098.85, Dr. Lynn Odne \$204.00, Redwood Biotech \$249.00, TDS Metrocom \$89.03, The Forum \$204.00, Thrifty White Stores \$3380.27, VC Public Works \$551.71, Valley Officeworks \$262.55; **INSURANCE RESERVE FUND:** Acordia \$24,513.00; **COUNTY BRIDGE:** Kadrmass Lee & Jackson \$13,286.72; **COUNTY AGENT REVOLVING:** Cardmember Service \$37.71, City of Fargo \$125.00, Luetta McClafin \$30.00, NDSU Univ Station \$805.50, NDSU Ext Pesticide Program \$44.00, VC Eagles \$1479.47; **COMMUNITY SERVICE:** Sheyenne Printers \$41.50, Workforce Safety & Insurance \$422.25; **HOMELAND SECURITY:** Mid-States Wireless \$500.00, Northern Safety Technology \$2446.00; **SOIL CONSERVATION:** Barnes Co Soil Cons Dist \$6475.87; Garrison Conservancy Dist \$6601.34; **AIRPORT:** \$13,272.90; **911 EMERGENCY FUND:** Dakota Central Telecommunications \$60.00, Dickey Rural Telephone Cooperative \$497.71, Inter-community Telephone \$300.00, Qwest \$1736.74; **STATE FUNDS:** ND State Treasurer \$29,539.90; **WINTER SHOW:** ND Winter Show \$17,050.46; **OLDER PERSONS:** South Central Adult Services \$13,575.16; **AMBULANCE:** BC Amb \$16,659.45; **WATER RESOURCES:** Acordia Mtn West \$1924.00, Barnes Rural Water \$100.00, Pat Hurley \$426.72, Don Johnson \$63.36, K&S Carpet Cleaners \$168.00, Jeff McMillan \$153.60, ND Water Resource Dist Assn \$375.00, TDS Metrocom \$2.61, Upper Sheyenne Joint Water \$1050.00; **HISTORICAL SOCIETY:** BC Historical Society \$1709.80; **LIBRARY:** VC Public Library \$8970.24; **RECORDERS PRESERVATION FUND:** Cass Co Treasurer \$867.00; **CITIES:** Dazey \$202.36, Fingal \$1528.31, Kathryn 506.98, Leal \$138.83, Litchville \$1684.65, Nome \$360.60, Oriska \$734.90, Pillsbury \$471.57, Rogers \$474.44, Sanborn \$1964.17, Sibley \$738.86, Valley City \$275,714.59, Wimbledon \$3724.71; **TOWNSHIPS:** Alta \$5269.48, Anderson \$2469.99, Ashtabula \$2511.24, Baldwin \$1858.75, Binghampton \$3448.46, Brimer \$2936.81, Cuba \$3597.11, Dazey \$2053.98, Eckelson \$2642.56, Edna \$7444.69, Ellsbury \$4083.22, Getchell \$3786.25, Grand Prairie \$4293.52, Green \$3175.76, Greenland \$3465.64, Hemen \$3018.11, Hobart \$5820.63, Laketown \$2136.16, Mansfield \$4254.33, Marsh \$3245.66, Meadow Lake \$5037.94, Minnie Lake \$3736.93, Nelson \$3122.37, Noltmier \$4327.19, Norma \$3543.32, Oakhill \$1571.31, Oriska \$2078.51, Pierce \$2024.81, Potter \$2696.10, Raritan \$2832.71, Rogers \$4691.83, Rosebud \$2747.57, Sibley Trail \$3083.24, Skandia \$1915.59, Spring Creek \$3311.12, Springvale \$4991.48, Stewart \$4202.33, Svea \$5144.06, Thordenskjold \$1248.55, Uxbridge \$3371.13, Valley \$12,222.70, Weimer \$5185.63; **PARK DISTRICTS:** Fingal \$74.74, Kathryn \$29.15, Litchville \$215.40, Nome \$14.94, Sanborn \$79.79, Valley City Pk Dist \$60,780.76; **SCHOOL DISTRICTS:** Enderlin \$39,804.66, Griggs \$4591.46, Hope \$20,991.77, Litchville-Marion \$93,164.02, Maple Valley \$155,843.20, Montpelier \$12,798.26, North Central \$199,373.91, Page \$15,008.02, Valley City \$625,848.754, Wimbledon \$48,052.65; **RURAL FIRE DISTRICTS:** Dazey \$1812.04, Edna \$2090.90, Enderlin \$99.28, Fingal \$1267.45, Hope \$1241.17, Kathryn \$876.25, Nome \$1014.43, Page \$576.24, Sanborn \$4533.33, Tower City \$589.24, Wimbledon \$2019.89; **MARTIN'S LANDING ASSESSMENT FUND:** Barnes Rural Water \$225.64; **WERNER'S WATER IMPR DIST 1:** Barnes Rural Water \$373.04; **MIELKE SUBDIVISION WATER:** Barnes Rural Water \$511.56; **INTEREST FUND:** Barnes Co Treasurer \$12,480.33; **PAYROLL FUND:** ND Assn of Counties \$46,358.34.

There being no further business to come before the Board, Commissioner Schwehr made a motion, seconded by Commissioner Triebold, to adjourn. Motion carried.

Edward R. McGough
Barnes County Auditor

Harlan Opdahl, Chairman
Barnes County Commission