

The Barnes County Commission met in regular session Tuesday, June 21, 2011 with all members present.

Kerry Johnson, Highway Superintendent, presented the following approach applications for approval: Shawn Anderson, 12-141-59, and Jason Klein, 2-141N-61W.

Berntson made a motion, seconded by Froelich, to approve the approach applications for Anderson and Klein as presented. Upon a roll call vote with all voting "yes," motion carried.

Mark Anderson of KLJ discussed ER sites. He stated the total cost of the ER projects without Sites 7 and 10 to be \$975,000, with 100% reimbursement. Mr. Johnson expressed concern about Site 10, County Road 22 at Eckelson Lake, which has not been awarded. He felt that, although the water is flowing out, the road will still only be a foot or less out of the water.

Berntson made a motion, seconded by Knutson, to move forward with raising County Road 22, (Eckelson Lake). Upon a roll call vote with all voting "yes," motion carried.

Mr. Anderson addressed the appraisal process of the Wick house done in anticipation of condemnation proceedings. He stated the inside of the house was appraised in order to determine the whole value of the property.

Commissioner Knutson requested gravel for Clausen Springs.

Commissioner Berntson noted sandbags on the right-of-way had still not been removed. Johnson said the owner planned to remove them when it dries up.

Jamie Smith, Pat Hurley, and Duane Lettenmaier of the Water Resource Board met with the Commission to request funding for a proposed project to pipe water from Meadow Lake into the James River through a controlled 36" pipe, at an approximate cost of \$350,000. Application will be made to FEMA for reimbursement. A mixed response to the proposal from the Stutsman County water board was discussed.

Froelich made a motion, seconded by Knutson, to authorize an engineering study of the Meadow Lake project at a cost of \$20,000. Upon a roll call vote with all voting "yes," motion carried.

The Board also discussed three options for outlets from Hobart Lake. Dave Lokken of CGI Elevator was present to discuss the options. The purpose would be to protect Old 10 and residents living along it, as well as possibly Interstate 94. A request has been made for an engineering study estimate.

David Lettenmaier, resident, expressed frustration to the Board regarding the County's response to water problems, saying the county's water problems should be treated more like emergencies, and feels that nothing gets done.

Liz Roorda presented the following Planning and Zoning Board recommendations for approval:

- Peter Utke, Oriska Twp (17-140N-56W), conditional use permit and 150' building setback variance
- Delon Cahoon, Green Twp (18-139-59), 156' building setback variance
- Douglas Murray, Uxbridge Twp (SW¼ 32-142-61), auditor's lot

Froelich made a motion, seconded by Knutson, to approve the conditional use permit and variance for Mr. Utke as requested. Upon a roll call vote with all voting "yes," motion carried.

Berntson made a motion, seconded by Froelich, to approve the variance for Mr. Cahoon as requested. Upon a roll call vote with all voting "yes," motion carried.

Froelich made a motion, seconded by Knutson, to approve the auditor's lot for Mr. Murray as requested. Upon a roll call vote with all voting "yes," motion carried.

The minutes of the June 7 meeting were reviewed. Froelich made a motion, seconded by Leitner, to approve the minutes as presented. Upon a roll call vote with all voting "yes," motion carried.

Berntson made a motion, seconded by Leitner, to pay \$100 dues to the ND Correctional Center Administrators Association. Upon a roll call vote with all voting "yes," motion carried.

Deb Kantrud of South Central Dakota Regional Council met with the Commission to discuss three FEMA buyouts that have been completed for Dan Fairfield, Ken Adams, and Tamara Berg, for a total buyout of \$414,000. She discussed the process to follow.

Froelich made a motion, seconded by Leitner, to allow the buyout process to go forward on the three properties. Upon a roll call vote with all voting "yes," motion carried.

Jennifer Feist, Development Corporation Director, made funding requests for two Litchville businesses: Litchville Enterprises, a grocery and hardware store represented by Paul Peterson, for a \$4,200, 0% loan to make electrical improvements after moving to a smaller building; and to Dean's Tavern, recently purchased by Jeffrey and Erika Beyer, for \$10,000 as a \$5,000 grant and a \$5,000, 0% loan to make improvements to the business.

Knutson made a motion, seconded by Leitner, to approve the funding request for Litchville Enterprises as presented. Upon a roll call vote with all voting "yes," motion carried.

Berntson made a motion, seconded by Knutson, to approve the funding request for Dean's Tavern as presented. Upon a roll call vote with all voting "yes," motion carried.

Berntson made a motion, seconded by Knutson, to approve Kelly's Crossing as a gaming site for the VFW. Upon a roll call vote with all voting "yes," motion carried.

An application was reviewed from Bjornson Park Golf Course for a raffle permit at the Ram, but did not act on it as the Ram is within the city annexation to take effect July 1.

Meal rates were discussed. Froelich made a motion, seconded by Leitner, to increase the per diem meal rates to remain consistent with state rates as follows: \$6 breakfast; &9 lunch and \$15 supper, effective August 1. Upon a roll call vote with all voting "yes," motion carried.

Knutson made a motion, seconded by Froelich, to approve \$150 in yearly dues to the Sheyenne James Resource Conservation & Development Council. Upon a roll call vote with all voting "yes," motion carried.

A request from Jim Verwey, Veterans Service Officer, to carry 98.25 hours of vacation over his anniversary date was reviewed. Leitner made a motion to approve the carryover. Motion failed for lack of a second. Froelich made a motion, seconded by Leitner, to approve the carryover of one-half the hours, or 44 hours. Upon a roll call vote with Leitner and Froelich voting "yes," and Schwehr, Knutson, and Berntson voting "no," motion failed.

Kim Franklin, Emergency Manager, and Tory Hart of the Wintershow Board met with the Commission to discuss cleanup from sandbags during flooding. The Commission discussed the 2009 cleaning bill of \$103,000 as well as determining the city's share of cleanup. Mr. Hart expressed concern about getting cleanup done before a July 4-H event. Schwehr suggested getting an estimate from Servicemaster.

Kerry Johnson presented a contract with Mayo Construction for Project SC-0206(056), overlay, from County Road 21, east, for signature.

Leitner made a motion, seconded by Berntson, to approve signature of the contract. Upon a roll call vote with all voting "yes," motion carried.

Larry Hauger gave a presentation on Colonial Life benefits and requested to meet with employees to explain his products. The Commission directed him to meet with Julie Mindt to set up a time.

Wes Anderson, Museum director, and Brad Cruff, Assistant State's Attorney, met with the Commission to explain grants available to restore and replace the old south Courthouse doors. Mr. Anderson stated two state historical grants totaling \$30,000 were available, which should cover the project. The doors would be modernized as to security and weatherization. He requested permission to further explore funding for the project further.

Leitner made a motion, seconded by Froelich, to allow Wes Anderson to seek grant funding to restore and replace the original south Courthouse doors. Upon a roll call vote with all voting "yes," motion carried.

Knutson reported on a meeting he and Leitner had with the city regarding a 911 board, which will now be discussed by the full city commission July 5. He will request copies of 911 bills. He also gave a Park report stating the collapsed bathroom liner has been fixed, and that Parks Supt. Bev Anderson is continuing to seek help for mowing. Discussion was held regarding cattle and a dog in the park. The cattle owner had been contacted and stated they are fixing fences, and a letter will be sent to the dog owner stating the dog will be taken to the pound if it is found in the park. Leitner suggested signage be added to the park regarding dogs.

Devils Lake discussion was held.

There being no further business to come before the board, Froelich made a motion, seconded by Knutson, to adjourn. Motion carried.

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Edward R. McGough  
Barnes County Auditor

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Cindy Schwehr, Chairperson  
Barnes County Commission