

Forman, North Dakota  
December 4, 2012

The Sargent County Board of Commissioners met at 9:00 a.m. with the following members present: Mike Walstead, Bill Anderson, David L Jacobson and Steve Wyum. Absent: Jerry Waswick. Also in attendance was Paige Cary, The Sargent County Teller.

Sherry Hosford, County Auditor, called the meeting to order to organize for 2013.

The Oath of Office was administered to Bill Anderson, County Commissioner at Large, for a four year term.

Nominate David L Jacobson for Chairman. (Anderson/Wyum) Move nominations cease and Secretary cast a unanimous ballot for David L Jacobson. (Wyum/Anderson, unanimous) Mr. Jacobson proceeded to conduct the meeting.

Nominate Steve Wyum for Vice-Chairman. (Walstead/Anderson) Nominate Mike Walstead for Vice-Chairman by Wyum. The Chairman called for a show of hands and Commissioner Wyum was chosen on a 3-1 vote. Motion carried.

Approve November 20, 2012, minutes as corrected. (Wyum/Walstead, unanimous)

Jerry Waswick arrived at the meeting at 9:15 and the County Auditor administered his oath of office as Commissioner At Large for a 4 year term. Commissioner Waswick had been checking repairs to the right of way along County #12 prior to his arrival at the meeting. Approve appointments for commissioner's portfolios for 2013 as follows:

Courthouse Commissioner: Jerry Waswick

Police Commissioner: Steve Wyum

Fair Board Commissioner: Jerry Waswick

Emergency Medical Advisory Board: Bill Anderson

Road Commissioner: Mike Walstead

(Walstead/Wyum, unanimous)

Reappoint Terry Dusek, Milnor and appoint Allen Colemer, Forman to three year terms on the Sargent County Job Development Authority Board, terms ending December 31, 2015. (Walstead/Waswick, unanimous)

Reappoint Lorraine Jacobson as County Coroner and Travis Paeper as Deputy Coroner. (Anderson/Wyum, unanimous)

Set regular 2013 monthly meeting dates as the first and third Tuesdays of each month, except for Tuesday, January 1, which will be changed to Thursday, January 3. (Anderson/Waswick, unanimous)

Authorize Auditor to pay utility bills and withholding taxes. (Waswick/Anderson, unanimous)

Authorize Treasurer to invest county funds. (Wyum/Walstead, unanimous)

Damon DeVillers, Interstate Engineering, Inc. and Sparky Engquist, Road Supt. arrived at the meeting to continue the discussion on the proposed permanent repairs to the 2010 and 2011 County Emergency Repair projects on Federal Aid System (FAS) County roads. Permanent repairs have an 80% Federal and 20% local cost share. Mr. DeVillers proceeded to explain each project and dollar estimates including estimated reimbursement from federal aid monies. Board members will review all the projects and prioritize their selections for the December 18<sup>th</sup> meeting, at which time there will be further discussion as to which projects to submit to the ND-DOT for bids.

Lyle Bopp, States Attorney arrived at 9:50.

Damon DeVillers also reviewed a list of eleven hazardous or dangerous railroad crossings in Sargent County that the County will submit to NDDOT for consideration of Federal funding for crossing improvements and addressing safety concerns.

Motion to authorize the County Auditor to request renewal of the permit that allows the shooting of muskrats within the road rights-of-way within Sargent County. (Walstead/Anderson, unanimous)

Approve beer and liquor licenses for 2013 to: Gerald D Dill, Dilly's Bar and Grill, Stirum; and, to Paul and Jennifer Lugert, Geneseo Bar, Geneseo. (Anderson/Waswick, unanimous)

Approve an off premises Permit to Jennifer and Paul Lugert, dba Geneseo Bar, to sell alcoholic beverages at special events to be held at the Coteau Des Prairie Lodge in Tewaukon Township, rural Havana on the following dates: December 8, 14, 29, 2012 and January 5, 2013. (Anderson/Wyum, unanimous)

The Board recessed for lunch.

The Board reconvened at 1:00 p.m.

Orville Nelson, representing the Sargent County Historical Society, presented a report on the new building project at the county museum. Mr. Nelson indicated that the new building expenses were approximately \$157,000, with an additional \$12,000-\$15,000 projected for electrical service and lighting, which will be installed next spring. The building was paid for with several donations and funds which the Historical Society had been setting aside. An old Standard Oil sign has been installed on the east side of the new building. Additional grants have been obtained for: the installation of a security system; cataloging all the cemeteries in Sargent County; and, for the acquisition of a computer and camera to photograph and catalog all items in the museum. He reported that the museum has been very busy and had a successful year. The Board thanked Mr. Nelson for his report and encouraged him to keep up the good work.

Trent Nelson, Forman arrived and informed the commissioners that he his working with an attorney to annex the W1/2 of 34-130-55 less tracts deeded, into the Forman-Havana Fire Protection District. The property is currently within the boundaries of the Rutland-Cayuga Fire Protection District. When the proper notification has been made, the commission may consider whether the annexation should be allowed. At the present time Mr. Nelson's attorney has not completed the petition for annexation; no notifications have been made as required by State law; and, Mr. Nelson's sole purpose in appearing before the Commission was to give a "heads up" that the request for annexation is in the works.

Chris McFarland, Richard Engst and Roger White, Sargent County Water Board; and, Randy Edison and Terry Dusek, Milnor City Council met with the commission regarding the Drain #7 improvement contract and Joint Powers Agreement issue in the City of Milnor. Chris McFarland explained the situation and the options provided by the engineer. The Water Board had voted at its November 28 meeting to approve option #1 submitted by Moore Engineering, and to not pay the contractor for work performed and expenses incurred in connection with the relocation of a Milnor City water main discovered to be in the project site. Chairman Jacobson noted that the commission has not yet been presented with a bill from the Water Board, which is the governmental unit managing the project. In the opinion of the States Attorney, until the Water Board presents its bill there is no question to be decided by the County Commission. The question before the Water Board is whether or not this portion of the work is within the scope of the contract and falls under the Joint Powers Agreement between the Water Board, the City of Milnor and the Sargent County Commission. A Special Meeting has been set for December 13 at which all parties to the joint powers agreement will meet, discuss relevant factors and make their decisions.

Meeting adjourned at 2:00 p.m.

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DAVID L JACOBSON – CHAIRMAN

ATTEST:

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SHERRY HOSFORD - AUDITOR