

**REGULAR MEETING, BOARD OF COUNTY COMMISSIONERS
ROLETTE COUNTY**

The board convened at 9:00 A.M on February 4, 2020 with members Poitra, LaRocque, Moors and Albert present. Chairman Boucher presiding. Victoria Poitra present videotaping, John Rosinski, Turtle Mountain Star and Bob Leonard.

Barb Frydenlund and Judy Martinson, Rolette County Public Health District appeared before the board at this time. Barb provided information on E-Cigarettes, and impacts on health, and requested assistance in policies relating to E-Cigarettes. Barb mentioned she is also working with cities in the county to address policies relating to the sale of E-Cigarettes. The board will review further and meet with Barb again in the future to address possible policy implementation relating to E-cigarettes.

Brian Kraft, RDO met with the board at this time to discuss any new upgrades for Motor Graders. Discussion on options on new Motor Graders. No action was taken.

Motion by LaRocque, seconded by Albert, to approve minutes from Sept, 2019 and January, 2020. On roll call vote, all members voted "AYE". Motion carried unanimously.

Motion by Moors, that the commission acknowledges receipt of the letter from Colonel Brandon Solberg in stationing a HP Officer and Rolette County is interested in participating in office space or whatever is needed. Motion seconded by LaRocque. On roll call vote, all members voted "AYE". Motion carried unanimously.

Motion by Albert, seconded by Poitra to approve application for seasonal liquor license for Dunseith Golf Boosters the upcoming year of 2020. On roll call vote, all members voted "AYE". Motion carried unanimously.

Motion by Albert, seconded by Moors to approve application for Gaming Site Authorization for the Rolette Wildlife Club. On roll call vote, all members voted "AYE". Motion carried unanimously.

Kenny Azure, Turtle Mountain Public Utilities and Dan Heitzman, Houston Engineering met with the board at this time. Kenny stated that the TM Public Utilities is serving tribal and non-tribal members in Rolette County, both on and off the TM Reservation. They are looking at seeking state funding for water projects and need to collaborate with a political subdivision for such funding. Discussion on projects, role of Rolette County as a pass-thru entity, etc. and state funds available for water projects. After discussion, motion by Albert to pursue the next step in Memorandum of Understanding between Rolette County and Turtle Mountain Public Utilities Commission, with our legal counsel, for partnership on funding of water facilities in Rolette County. Seconded by LaRocque. On roll call vote, all members voted "AYE". Motion carried unanimously.

The board then discussed Rolette County Human Service Zone appointment to fill vacancy of Merle Boucher. Motion by Moors, to appoint Commissioner Poitra to the Human Service Zone as a representative for Rolette County. Seconded by Poitra. Discussion on the appointment ensued, Albert expressed concerns with the appointment based on the actions of Poitra at the last meeting, Boucher explained how things had transpired at Social Service in the past year, Poitra voiced how he was knowledgeable and could best represent Rolette County. On roll call vote, Commissioners Moors & Poitra voted "AYE". Commissioners LaRocque, Albert and Boucher

voted “NAY”. Motion failed.

The board then discussed other nominations for vacancy on the Human Service Zone Board. Albert stated he had contacted Rhonda Allery, Interim Zone Director regarding filling the vacancy, and then contacted individuals he thought would be good to serve on the board. Commissioner Poitra stated he didn’t know he was supposed to be looking for someone to fill the vacancy, and stated it should be someone who knows the programs and if from Turtle Mountains. After discussion, motion by Albert to appoint Vivian Simpson to fill the 1 year unexpired term of Merle Boucher on the Human Service Zone. Seconded by LaRocque. Discussion on the appointment, Poitra stated he could have come up with a name if he had known he needed to. Commissioner LaRocque asked Potira if he had someone in mind, Poitra stated no, Commissioner Moors stated he didn’t know the nominee. On roll call vote, commissioners Albert, LaRocque, and Boucher voted “AYE”. Commissioners Moors and Poitra voted “NAY”. Motion carried.

LaRocque then reported on the Home Rule Charter Committee meeting from January 30th. The provided a report, that the Home Rule Charter Commission Meeting of January 30, 2020, the commission passed a motion to forward the recommendation that Rolette County should not pursue a Home Rule Charter. On roll call vote, all members voted “AYE”. Motion carried unanimously.

Committee reports were discussed for Jail/Sheriff Committee and road committee.

Motion by Albert, seconded by Moors to approve Plat of Outlot B & B1, Section 9-162-69. On roll call vote, all members voted “AYE”. Motion carried unanimously.

The board then reviewed request for amend Rolette County Zoning Resolution Section 27: Enforcement to revise permit fee to \$100, and fine of \$100 for unlawful construction and also Amendment to Section 21: Zoning Certificate for changes to file Zoning Certificates with the fee changes, and sheds under 200 sq ft. don’t require permits. After discussion, motion by Albert to approve recommendation by the Planning Commission to approve both amendments as described, seconded by LaRocque. Discussion on the amendments and changes. On roll call vote, commissioners Albert, LaRocque, Poitra and Boucher voted “AYE”. Commissioner Moors voted “NAY”. Motion carried.

On motion and unanimously approved, the following reports and statement of fees were received and filed: Sheriff, \$56,294.26; Recorder \$3,521.50, Recorder Preservation Fees, \$1,955.80; and Treasurer’s Total Collections, \$2,303,709.24 and Auditor’s Total Payments, \$1,555,762.25.

On motion by LaRocque, seconded by Albert and unanimously approved, and the following county bills be allowed and ordered paid:

CHECK #	VENDOR	AMOUNT	DATE
700690	NEOPOST	\$600.00	2/5/2020
700691	ND PUBLIC EMPLOYEES RETIREMENT	\$22,565.52	2/5/2020
51652	AFLAC	\$1,660.77	2/5/2020
51653	AUTO VALUE PARTS STORES	\$383.93	2/5/2020
51654	AZURES AUTO BODY	\$336.80	2/5/2020
51655	BALCO UNIFORM	\$14,007.88	2/5/2020
51656	CASH WA DISTRIBUTING	\$830.02	2/5/2020
51657	GORDON CHAPMAN	\$27.77	2/5/2020
51658	CITY OF ROLLA	\$655.15	2/5/2020
51659	COLONIAL SUPPLEMENTAL INS	\$340.13	2/5/2020

51660	COLE PAPERS INC	\$780.86	2/5/2020
51661	COMMUNITY AMBULANCE OF ROLLA	\$100.00	2/5/2020
51662	DAKOTA FIRE EXTINGUISHERS	\$295.83	2/5/2020
51663	DALES CASH SUPPLY	\$2,037.96	2/5/2020
51664	DAVIS TRUCK AND CAR WASH	\$102.00	2/5/2020
51665	DELL MARKETING LP	\$795.72	2/5/2020
51666	GREATWEST LIFE AND ANNUITY	\$100.00	2/5/2020
51667	HOME AND ELECTRIC SOLUTIONS LL	\$30,000.00	2/5/2020
51668	HR COLLABORATIVE	\$200.00	2/5/2020
51669	J AND M SERVICE STATION	\$157.17	2/5/2020
51670	JOC INC	\$1,351.70	2/5/2020
51671	LEGACY COOPERATIVE	\$477.52	2/5/2020
51672	LANGUAGE LINE SERVICES	\$60.00	2/5/2020
51673	MARCO INC.	\$237.10	2/5/2020
51674	TOM MCCLOUD	\$1,850.00	2/5/2020
51675	MEARS IMPLEMENT	\$281.95	2/5/2020
51676	MEDICO LIFE & HEALTH INSURANCE	\$385.75	2/5/2020
51677	MUNRO ACE HARDWARE	\$148.68	2/5/2020
51678	MUNRO ACE HARDWARE	\$22.00	2/5/2020
51679	ND 911 ASSOCIATION	\$50.00	2/5/2020
51680	ND COMMUNITY CORRECTIONS ASSOC	\$200.00	2/5/2020
51681	ND DEPT OF ENVIRONMENTAL QUALI	\$540.00	2/5/2020
51682	ND ONE CALL	\$2.40	2/5/2020
51683	NORTH DAKOTA TELEPHONE CO	\$258.12	2/5/2020
51684	NODAK STORE INC	\$72.15	2/5/2020
51685	NORTH DAKOTA ENVELOPE COMPANY	\$169.50	2/5/2020
51686	NORTH CENTRAL ELECTRIC COOP	\$287.00	2/5/2020
51687	OFFICE DEPOT	\$585.89	2/5/2020
51688	OTTERTAIL POWER COMPANY	\$2,954.41	2/5/2020
51689	PAULS SERVICE	\$597.46	2/5/2020
51690	POWERPLAN OIB	\$3,516.06	2/5/2020
51691	PRESENTATION MEDICAL CENTER	\$185.00	2/5/2020
51692	PRIDE DAIRY	\$267.84	2/5/2020
51693	PS GARAGE DOORS	\$219.97	2/5/2020
51694	LINDAS CAFE	\$20.00	2/5/2020
51695	ROLETTE COUNTY TREASURER	\$1,066.09	2/5/2020
51696	ROLETTE INSURANCE AGENCY	\$77,772.00	2/5/2020
51697	ROLLA WELDING	\$371.00	2/5/2020
51698	ROLLA OIL	\$1,668.00	2/5/2020
51699	SYSCO NORTH DAKOTA	\$5,694.43	2/5/2020
51700	TURTLE MTN PUBLIC	\$20.50	2/5/2020
51701	TM STAR	\$1,285.94	2/5/2020
51702	TM COMMUNICATIONS	\$2,060.87	2/5/2020
51703	TM COMMUNICATIONS	\$777.52	2/5/2020
51704	US POSTAL SERVICE	\$76.00	2/5/2020
51705	VERIZON WIRELESS	\$73.94	2/5/2020
51706	DAVID WALLETT	\$1,350.00	2/5/2020
51707	WESTSIDE C STORE	\$20.00	2/5/2020
51708	ZUERCHER TECHNOLOGIES LLC	\$6,457.50	2/5/2020
700692	COMMERCIAL CARD SOLUTIONS	\$6,947.06	2/11/2020
51713	AMERITAS LIFE INSURANCE CORP	\$420.16	2/19/2020

51714	WENDY BELGARDE	\$428.20	2/19/2020
51715	BUTLER MACHINERY COMPANY	\$5,521.53	2/19/2020
51716	CITY OF ST JOHN	\$97.00	2/19/2020
51717	DOUG AND MARYS JACK AND JILL	\$16.13	2/19/2020
51718	DUNSEITH HARDWARE	\$51.09	2/19/2020
51719	ELMER JESME CONFERENCE	\$75.00	2/19/2020
51720	HA THOMPSON AND SONS	\$2,660.00	2/19/2020
51721	INFORMATION TECHNOLOGY DEPT	\$4,014.04	2/19/2020
51722	DENNIS KUBISCHTA	\$170.00	2/19/2020
51723	LEEVEERS SUPER VALU	\$29.78	2/19/2020
51724	LEGACY COOPERATIVE	\$471.42	2/19/2020
51725	LANGUAGE LINE SERVICES	\$30.00	2/19/2020
51726	MARCO INC	\$2,058.24	2/19/2020
51727	MARCO TECHNOLOGIES LLC	\$141.04	2/19/2020
51728	ANDREW S MARQUART	\$351.00	2/19/2020
51729	MEARS IMPLEMENT	\$405.65	2/19/2020
51730	MEARS AUTO	\$21.90	2/19/2020
51731	MYERS PARTS OF BOTTINEAU	\$114.35	2/19/2020
51732	ND ASSOCIATION OF COUNTIES	\$35,018.51	2/19/2020
51733	ND COUNTY COMMISSIONERS	\$1,650.00	2/19/2020
51734	NORTHERN PLAINS ELECTRIC COOP	\$865.00	2/19/2020
51735	OFFICE DEPOT	\$623.26	2/19/2020
51736	OTTMAR AND OTTMAR	\$207.00	2/19/2020
51737	TODD POITRA	\$103.50	2/19/2020
51738	QUILL CORPORATION	\$91.07	2/19/2020
51739	ROLETTE COUNTY TREASURER	\$150.00	2/19/2020
51740	ROLLA IMPLEMENT	\$156.97	2/19/2020
51741	THE SIDWELL COMPANY	\$110.00	2/19/2020
51742	THOMSON REUTER WEST	\$182.94	2/19/2020
51743	TOWN AND COUNTRY TESORO	\$35.35	2/19/2020
51744	TWEED COUNTRY AG	\$104.84	2/19/2020
51745	MINNESOTA CHILD SUPPORT	\$596.40	2/26/2020
51746	WHITE EARTH NATION	\$50.00	2/26/2020
51747	ND ASSOCIATION OF COUNTIES	\$1,475.09	2/20/2020
700696	ND PUBLIC EMPLOYEES RETIREMENT	\$25,112.48	2/26/2020
	ROAD DEPT JAN PAYROLL	\$32,062.80	
	GEN, L-ENF, ETC JAN PAYROLL	\$163,701.48	
		\$475,732.08	

On motion and unanimously approved, the board then adjourned to February 18, 2020.

February 18, 2020

The board convened at 9:00 A.M., February 18, 2020 members LaRocque, Moors, Albert and Poitra present. Member Boucher presiding. Zach Poitra videotaping. Brian Grosinger, State's Attorney, and Doug Lemieux present.

Eldon Haas and Archie Metcalfe met with the board at this time regarding lowboy, which needs

repairs and is too narrow to get the blades on the deck, which causes many safety concerns. Estimate for a used 1999 Trail King TK100 MDG Trailer was reviewed and discussed with a cost of \$24,500 from Midwest Specialized Transportation, Inc. This trailer has a 50 ton capacity, 28' deck, with mechanical detached neck for \$24,500 from Midwest Specialized Transportation, Inc. The board tabled until later in the meeting.

John Nelson, Mark Miller, Dan Schaefer and Matt Odermann, All Seasons Water Board also joined the meeting at this time.

Mike Stewart, Emergency Manager and Curt Bonn, 911 Coordinator met with the board to discuss radio upgrades which will be needed in the next several years, due to the SIRN or Statewide Interoperability Radio Network. Radios purchased a few years ago, will also need to be upgraded or replaced by 2023 in order to have radio communications with other counties, emergency response agencies and/or state agencies. There will be an information meeting with Darren Anderson on March 10th at 6:00 PM at the Rolla City Hall. Cost estimate for county share of the radios were reviewed. John Nelson, District 14 Representative stated that the Government Administration Interim Committee has been working on the implementation and getting everyone on board with the help of a state assessment of \$121,000,000 to cost share radios. John mentioned that the Commission may want to appear before the Interim Committee if they have concerns with the implementation and ability to pay for the county portion of the radios. John will send more information on the next meeting.

Kenny Azure, Turtle Mountain Public Utilities and Dan Heitzman, Houston Engineering met with the board at this time, the Attorneys are working on a Memorandum of Understanding draft for collaboration on future applications to the State Water Commission for development of projects (in Rolette County) only that may be eligible for SWC cost-share assistance. Discussion on whether there are other partnerships, such as with All Seasons Water Users that the Tribal Utilities could collaborate with, instead of Rolette County. Kenny stated that there are other options besides All Season's, but felt trying to serve the residents of Rolette County, this was the best option at this time. John Nelson stated that All Season's gets water from Shell Valley Aquifer, as does Turtle Mountain Public Utilities, and neither owns the aquifer, and there is sometimes a misunderstanding, but the State Water commission governs use of the water from the aquifer. All Season's would like to partner with Turtle Mountain Public Utilities for water projects, which they need an easement from the tribe to bring water lines across tribal property, into Rolette County which would bring a backup water source from the Missouri River through NAWS, and would assist the TM Public Utilities also, as a backup water source. After much discussion, on projects that would be funded, which partnership would work best, on how best to proceed no action was taken and the board will review the MOU for possible further use.

Danielle Mickelson, Rolla JDA Director met with the Commission at this time to inform them that she is resigning as Representative for CONAC Board. Discussion on the CONAC, which provides loans to businesses, up to \$10,000. The Board meets once per month, on Wednesday's by tele-communications and serves – Benson, Bottineau, McHenry, Pierce, Rolette, Towner, Spirit Lake and TM Band. The board will table until the next meeting.

Kevin Walford, Butler Machinery met with the board to discuss estimate for 2017 Massy Ferguson 6713, which has warranty until 2024, has 413 hours, and will throw in a set of forks. Mileage is not included in the warranty, but has low hours and price are good for this tractor, with financing available. The board will discuss again the next meeting.

Wendy Belgarde, Tax Director met with the board with applications for abatement of taxes received from Gladys LaRocque, Dave Bergan, Rita Counts, Wanda Halone and Lorraine Haas. Motion by Albert, seconded by Larocque to approve all applications for qualification of

homestead credit for Gladys LaRocque on parcel #26208, Dave Bergan for parcel #24099, Rita Counts for parcel #26419, Wanda Halone for parcel #29745 and Lorraine Haas for parcel #09181. On roll call vote, all members voted "AYE". Motion carried unanimously.

Motion by LaRocque, seconded by Moors to approve Election agreement with the City of Mylo. On roll call vote, all members voted "AYE". Motion carried unanimously.

Nathan Gustafson joined the meeting at this time.

Motion by Moors, seconded by LaRocque to call for bids for Annual Rental of road equipment, graveling for the upcoming year and culverts, cutting edges, etc. On roll call vote, all members voted "AYE". Motion carried unanimously.

Jason Nordmark, Turtle Mountain Star joined the meeting at this time.

The board discussed adopting state policy for E-cigarettes and vaping. Motion by Henry, seconded by Albert to adopt state policy for E-cigarettes and vaping and work with Barb Frydenlund work on the language. On roll call vote, all members voted "AYE". Motion carried unanimously.

Committee reports provided for Housing Authority and Human Service Zone.

The board then discussed County Employee Policy for Emergency Closing. Commissioner Poitra stated that he did not think announcements were being made, in a timely manner, when there was inclement weather and thought the decision to close or have a late start should involve the Sheriff and Emergency Manager. Chairman Boucher informed Commissioner Poitra that consulting with the Sheriff and Emergency Manager does happen when the weather is such that there may need to be a closing or late start. Discussion on when an announcement needs to be made and who makes the call, although when schools start late or close does not necessarily mean the necessity of the courthouse closing and also if a change to the policy is necessary.

Motion by LaRocque, seconded by Poitra to revise the Emergency Closing policy to include the Sheriff and Emergency Manager for consultation and recommendation before making a decision to close, by the Auditor and Chairman.

The board then discussed replacement of the lowboy trailer. Motion by Moors to proceed with purchase of 1999 Trail King TK100 trailer \$24,500; from Midwest Specialized Transportation. No second. The board discussed buying something without prior inspection and where the money would come from for the purchase since the budgeted amount is allocated to other payments. After further discussion, motion by Albert, seconded by Poitra to table action on a trailer purchase until they can find the money in the budget. On roll call vote, all commissioners voted "AYE". Motion carried unanimously.

The board then discussed the road to the St. Anthony's church, which has water running over the road causing problems with ice and who should maintain the road. Moors stated that the county should not be involved and there could be potential lawsuit, after talking to Ron Trottier, Tribal Transportation Director. LaRocque stated that the director's only concern, with dealing with the flooding situation, would be if the church basement would flood, which ND Hwy 5 would flood before the church, as it is a higher elevation. LaRocque stated that the ND Highway Department dealt with the situation and only requested the county road department to assist with steaming the culvert if need be, which was not necessary. Discussion on communication and lack of communication regarding road issues.

Motion by Albert, seconded by LaRocque and unanimously approved, the board adjourned until March 3, 2020.

Merle Boucher
Chairman, Board of County Commissioners
Rolette County, North Dakota

ATTEST

Valerie McCloud
Rolette County Auditor