

**9:00 AM CONVENE**

**PRESENT: Steve Baldwin, Chairman; Deb Ranum, Roy Rost, Members; Kelsey Phillips, Recording Clerk/Secretary**

**FALLON COUNTY COURTHOUSE**

**PUBLIC COMMENT –AGENDA/NON-AGENDA ITEMS**

No one appeared for public comment.

**MINUTES APPROVAL FOR WEEK OF SEPTEMBER 17-21, 2018**

**Commissioner Ranum made the motion to approve the minutes from September 17-21, 2018, with corrections. Commissioner Baldwin seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Abstain (Commissioner Rost). The motion carried.**

**MINUTES APPROVAL FOR WEEK OF SEPTEMBER 24-28, 2018**

**Commissioner Ranum made the motion to approve the minutes from September 24-28, 2018, with corrections. Commissioner Rost seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Abstain (Commissioner Baldwin). The motion carried.**

**9:58 AM Bobby Wiedmer, Road Supervisor; Alba Higgins, Shop Foreman; Mitch Overn, Mechanic joined the meeting.**

**Road Law-** Bobby informed the Commission that at the last MACRS meeting, road law was a major topic. One of the questions at the conference was in reference to road crew members going onto land or a road without an easement, petition or is not declared by the County nor State. It was stated that if a County Commissioner says to go to that road and something unforeseen was to happen, the liability falls to the Operator and the Road Supervisor, not the County. Before Bobby will send his crew somewhere, they will need to have an easement or official document to protect themselves. Any liability will need to be on the County, not an individual employee. Discussion followed on the difference between what the Road Crew can gravel and what is personal land.

**Landfill Spur Road-** A new Denbury well is going out by the Landfill and they have trenched across the Landfill Spur Road. They properly bored the one going across the main road. Bobby would like a request to have it repaired to come from the Commission office.

**10:12 AM Shannon Hewson, Brosz Engineering joined the meeting.**

**Updates and Repairs-** There has been no gravel hauling this week as everyone is busy blading roads and cleaning out car gates. Gravel hauling out of Plevna is still continuing to go well. The Commission informed Bobby that the agreement with ONEOK is being revised and worked on by Darcy Wassmann, County Attorney. Stahley's Engineering is wanting to get going on the work. The grinder and water truck are out at the Landfill. The water pump may need to be drained every night so it doesn't freeze. RDO is coming down this week because a main hydraulic pump is going out, however it is covered under extended warranty. Travel is not included in the warranty. Mark Sieler's blade has two injectors that are not functioning properly and it is also under the factory warranty. Discussion on the 101 Road project from the State.

**10:24 AM Alba and Mitch left the meeting.**

**Baker Lake Sand-** Jasen Wyrick, Wyrick Construction, would like to wait on hauling sand to the Lake as he would like it to freeze beforehand. He wants the sand placed in the old boat ramp before it gets torn out. Fisher Sand and Gravel has informed him that he has until December to haul the sand. Even though work is needing to be done on the beach, the water will be able to be let in beforehand because it will take a while to fill up to the beach areas. Bobby is fine with waiting, as is the Commission.

**Plevna North Bridge-** No pipelines are using the Plevna North Bridge in their haul route. Shannon would like to start the project in July and August, as that would be when it is most dried out and able to save the most money. It will go out to bid in July. It would be required to move forward with the project with the completion being a later date. An asbestos inspection is required by the State for all bridge work. Shannon will call and get the inspection going before the winter hits hard. All of the surveying process is completed, except for the legal work.

**10:41 AM Bobby left the meeting.**

**Baker Lake-** Shannon and Commissioner Rost attended a site visit last week on the disposal sites for Baker Lake. On the primary disposal site, the slopes were not put on a 4-1 slope while the materials were stockpiled. They were put on afterwards and are now having troubles holding the correct slope. The thought was proposed by the contractor to raise the berm to keep it out of the wetland below.

**10:43 AM Lynda Herbst, Inside Custodial Supervisor joined the meeting.**

It was not in the contract as to when the slopes were supposed to be put in. This issue may require a change order, as it cannot go over the edge and cover up the wetlands. FEMA may be able to help with the project as well. As soon as Shannon gets a cost of the repairs he will send it to the Commission. The rest of the project is going very well. They plan to start building the wetland benches tomorrow.

**10:52 AM Dustan Davis, IT TECH joined the meeting.**

**Sidewalk Project-** There has been a request to hold off on placing the pavement along the curbs and wait for the hot mix, as this is a better product than the cold mix. The completion date is the 5<sup>th</sup> of October. The Commission agrees that as long as it is done by next week, they would like to wait for the hot mix. Lynda asked when the front doors will be able to be opened and Shannon explained they should be kept shut for the time being for safety issues.

**10:56 AM Lynda left the meeting.**

There is contingency money left over for the areas for striping to be painted at cross walks and for handicap parking. It will be done before winter.

**Parkview-** Test holes at the Parkview Apartments will be done to see if there is groundwater coming into the building. They will have to dig to the bottom of the footing. It would be best to find it this winter and fix it next spring. A mini excavator would be the equipment used. This will take place in the Courtyard. The storm sewer will be avoided during the tests. Shannon would prefer this to be done before the ground freezes.

**Fish Survey-** Fish, Wildlife and Parks would like to put two to three species of fish into Baker Lake, complete with one predator and up to two prey. The Rainbow Trout will be stocked in 2019. The Commission has asked Dustan to design a survey for public input of the different types of fish. Shannon will get a list of possible fish to Dustan for the public to vote on. It will be an online survey. One public meeting will also be held. It won't be arranged like the last Lake Enhancement survey, as there won't be a numbering system. Discussion on the dates the survey will be opened for voting. Fish, Wildlife and Parks is going into the schools to inform students of the fish. The fish that are on the survey are what Fish, Wildlife and Parks has recommended. More fish may be able to be added at a later date.

**11:28 Rich Menger, Sanitarian joined the meeting.**

Commission, Shannon and Dustan updated Rich on the different types of fish that will be included into the survey. Rich is glad that the public is involved as much as possible.

**11:39 AM Dustan and Rich left the meeting.**

**Commissioner Rost made the motion to accept the Change Order for #1 for the Baker Lake Restoration Project for the Watershed Restoration Group, Inc. in the reduction of the contract amount for \$71,320.96. Commissioner Baldwin seconded the motion. Commissioner Ranum asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**Commissioner Rost made the motion to accept the Pay Application #2 for Diamond J Construction for the Sidewalk Project in the amount of \$128,473.24. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**Commissioner Ranum made the motion to accept the Pay Application #12 for Baker Lake Clean-Up and Dredging for Western Municipal Construction, INC. in the amount of \$604,069.04. Commissioner Rost seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**12:00 PM Shannon left the meeting.**

**12:01 PM Commissioner Rost made the motion to take a noon recess. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

## **NOON RECESS**

### **RECONVENE**

**PRESENT: Deb Ranum, Roy Rost, Members; Kelsey Phillips, Recording Clerk/Secretary**

**ABSENT: Steve Baldwin, Chairman**

**FALLON COUNTY COURTHOUSE**

### **PUBLIC COMMENT – AGENDA/NON-AGENDA ITEMS**

No one appeared for public comment.

**1:30 PM Julie Straub, HRM; Kenneth Griffith, J.C. Stanhope, Curt Williams; Museum Board Members; Debbie Wyrick, Deputy Clerk and Recorder joined the meeting.**

**Museum Discussion-** Kenneth understands that the County wants to save money but doesn't understand how much it will save if the hours of the Museum were cut down. He would like to see the days be open consecutively in the week, including Saturdays. The hiring process will not take place until the hours are set in stone. The Museum Board would like the new Curator to be able to explain the Museum to patrons in a compelling manor. Commissioner Rost explained that they are looking mainly for traffic and will expect the use of social media to showcase exhibits within the Museum. The Museum's purpose isn't for gaining large amounts of money, it is more for showing the history of Fallon County. This will be included into the job description. Commissioner Rost expressed that he is worried if no changes are made, they will keep cutting hours and at one point the doors will no longer be open. The Commission and the Board would like to keep in contact with the schools to gain more interest from the kids. Discussion on what other exhibits could be held at the Museum, such as possible dinosaur bones. Julie explained that another option would be keeping a full-time employee and expecting the use of social media to be in the job description and re-evaluating the description and hours after a couple of years of trying to build patronage. Kenny agrees. It will need to be updated and have more interest from the community. There is hopes that the new Curator would have different ideas as well. Discussion followed on different groups around the area that could potentially come to the Museum for tours. If it were on social media, it would be easier to explain the new displays and show what is new. Julie asked what hours we should look at and what different seasons should entail, even if it means going to reduced hours or keeping a part-time employee. J.C. would like the winter hours to be closed before dark for safety concerns. The Museum Board would like two more members on the board, because as of right now there is only three. They would also like to see a larger building built for more displays to be shown. The storage areas were discussed in depth.

**2:19 PM Kenneth, J.C. and Curt left the meeting.**

A decision will need to be made before this position is advertised. Karen Holliday, previous Museum Curator, had recommended closing it during the winter months. If hours were reduced in the winter time, it may be harder to find a permanent employee. At 30 hours a week, the health insurance is still available. Julie reviewed the hours of other museums in different counties and compared to our own. Discussion followed on what the use of social media would add to the position. The Commission will ask Commissioner Baldwin's opinion before making a decision.

**2:47 PM Debbie and Julie left the meeting.**

### **COMMISSION WORK SESSION**

Commission reviewed Revenues, E-mails/Letters, Reports, Board Minutes and Agendas. They also signed the payment agreement with Farmer's Union Oil for the Coral Creek Landfill and approved the final budget and setting levies for Fallon County for FY 2018-19.

### **TIME SHEET REVIEW**

**Commissioners reviewed and approved September 2018 time sheets, payroll & withholdings in the amount of \$509,291.89 and they are filed in the Clerk and Recorder's Office.**

### **CLAIMS APPROVAL**

**The Commission reviewed and approved the End of the Month Claims in the amount of \$1,361,551.67 and they are filed in the Clerk and Recorder's Office.**

**4:58 PM Commissioner Rost made the motion to recess for the evening. Commissioner Ranum seconded the motion. Commissioner Ranum asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Absent (Commissioner Baldwin). The motion carried.**

**EVENING RECESS**

**TUESDAY, OCTOBER 2, 2018**

**9:00 AM RECONVENE**

**PRESENT: Steve Baldwin, Chairman; Deb Ranum, Roy Rost, Members; Kelsey Phillips, Recording Clerk/Secretary**

**FALLON COUNTY COURTHOUSE**

**PUBLIC COMMENT – AGENDA/NON-AGENDA ITEMS**

**9:16 AM Debbie Wyrick, Deputy Clerk and Recorder; Brenda Wood, Clerk and Recorder joined the meeting.**

**Hail Damage-** First Dakota's lawyer has sent a letter to Fallon County regarding the hail damage project. Terry Sukut, JGA, will be in Baker next week for the door and window project and will meet with Commission to discuss the letter. Debbie will give the letter to Jade Boggs, Insurance Store, and he will make the determination if this needs to go to EMC or to Traveler's Insurance.

**9:18 AM Brenda left the meeting.**

**9:20 AM Julie Straub, HRM joined the meeting.**

**Museum-** The Museum discussion rose again to inform Commissioner Baldwin on the need for a decision of hours before the Curator position is advertised. If there is going to be a change made, this would be the ideal time to do it. For better retention of an employee, full-time hours would be more adaptable to have more people apply for the position. Karen Holliday, previous Curator, on the other hand, had expressed that she experienced too much down time. If it is kept full time year-round, there could be an expectation of building up patronage. Social media use towards the Museum would be expected, which has been added to the job description. This would have to be disclosed up front to the new employee before hiring. An employer can legally change hours based on the jobs needs.

**9:37 AM Debbie left the meeting.**

**9:50 AM Julie left the meeting.**

**9:59 AM David Anderson, Denbury Resources joined the meeting.**

**10:01 AM Greg Benjamin, Stahley's Engineering joined the meeting via phone call.**

**Road Use-** David explained to the Commission that Denbury would like the same type of arrangement as ONEOK has with Fallon County for the pre and post inspection of the roads. They are also using Stahley's Engineering. The Commission would also like an agreement put into place, however the agreement with ONEOK is not yet completed. A copy of the agreement will be sent to Denbury once the agreement with ONEOK is signed. ONEOK's post construction inspection could be used as Denbury's pre-construction inspection. They are fine with the scope of work Stahley's Engineering has sent.

**10:03 AM Bill Atchison, Denbury Resources joined the meeting.**

David gave the Commission a preliminary list of roads that are planned to be used. Commission asked for a final list once they have it complete. They have also been in contact with Bobby Wiedmer, Road Supervisor. The Commission asked about the trench across the Landfill Spur Road and why it was not bored. David and Bill will get with their Construction Operator to discuss the issue and apologized to the Commission for the miscommunication. They did bore under the Coral Creek Road. David explained that they have not yet finalized the commitment from Fallon County to pay half of the road assessment fees, as they have in Carter County. It is being reviewed by the County Attorney, Darcy Wassmann. Stahley's Engineering is committed this week in Wibaux County.

**10:10 AM Greg hung up the phone; therefore, leaving the meeting.**

**Denbury Pipeline Updates-** As for the progress of the Denbury project, they currently have 100% of the right-of-way bought. David and Bill will be going to Gillette tomorrow for a pre-construction showing, where the bidding will take place. Their schedule may have changed slightly and are now starting between June 15 and July 15. They will be coming to Fallon County most likely after the start date. All County roads will be bored 5 feet under the ditch line. Denbury does understand the road agreement and

the process that entails. From more of an environmental standpoint, they have approved and signed for the right-of-way grant at the end of September. Discussion on the Sage Grouse topics from the State as well as BLM. They have been able to work through it with the maintenance administration. Denbury is satisfied with the project thus far. They will check with Mary Grube, Assistant Planning Administrator, to ask if they are missing any permits that may be needed.

**10:25 AM Bill and David left the meeting.**

**10:56 AM Shyla Hadley, Fairgrounds Manager joined the meeting.**

**Winter Help-** Shyla would like to know what she should anticipate for the winter help out at the Fairgrounds now that DuWayne Bohle has resigned. She has not heard of any advertising for the position. DuWayne moved the majority of the snow during the winter. Scott Rabbitt, Parks Supervisor, helps them out if needed, which seems to work well. DuWayne also checked the fire alarms as they act up when the weather gets colder. The amounts of time spent removing snow depend on the type of winter in the area.

**11:02 AM Julie Straub, HRM joined the meeting.**

Shyla proposed the idea of Floyd Ehret helping out at the Fairgrounds throughout the winter as well, as he already helps during the summer. It would be reduced hours compared to the summer employment hours he currently has. A 30-day break is needed for Floyd to still be considered a seasonal employee. Shyla would prefer his 30-day break to start shortly because the snowfall may be coming sooner, rather than later. During the summer months he would be employed for 8 hours a day again. The hours would have a minimum requirement, stating that it is based on the needs, weather depending. Shyla will discuss with Floyd before the Commission makes a decision and will meet again next week.

**11:24 AM Shyla and Julie left the meeting.**

**11:33 AM Julie Straub, HRM joined the meeting.**

**Museum Discussion-** The Commission has decided to leave the Museum Curator position to 40 hours per week. During the hiring process there will be the stipulation that the hours could be reduced based on performance. It will be a full-time position with the expectations of building up the patronage of the Museum. The use of social media for expanding the traffic will also be included into the job description. Customer service will be preferred. Julie will send the advertisement to the Fallon County Times today after the meeting.

**11:44 AM Julie left the meeting.**

**11:45 AM Commissioner Rost made the motion to recess for the day. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**EVENING RECESS**

**WEDNESDAY, OCTOBER 3, 2018**

**9:00 AM RECONVENE**

**PRESENT: Deb Ranum, Roy Rost, Members; Kelsey Phillips, Recording Clerk/Secretary**

**ABSENT: Steve Baldwin, Chairman**

**FALLON COUNTY COURTHOUSE**

**PUBLIC COMMENT – AGENDA/NON-AGENDA ITEMS**

**9:00 AM Bobby Wiedmer, Road Supervisor; Alba Higgins, Shop Foreman joined the meeting.**

**Road Department Pickup-** Bobby and Alba have checked on the price of a pickup from different place and General Motors is giving the best price to government entities. Denny Menholt and General Motors swap vehicles back and forth and will get them the one they want. It is a Duramax diesel trailer-hauling pickup. With Commission approval, Bobby will check and see if it is still available. This pickup will replace the pickup that was given to the Weed Department. The Commission agrees.

**9:25 AM Mary Grube, Planning Administrative Assistant; Forrest Sanderson, Planner; Rich Menger, Sanitarian joined the meeting.**

**9:26 AM Bobby and Alba left the meeting.**

**9:26 AM JoDee Pratt, City Mayor joined the meeting.**

**9:29 AM Rich Batterman, City Attorney joined the meeting.**

**9:30 AM Steve Zachmann, City Council Member; Darcy Wassmann, County Attorney joined the meeting.**

**Lakeshore Regulations-** Forrest explained that they have ran through the Planning Board to discuss the portions of the adoption process. The City has also been involved and they have encountered an issue; therefore, they do not want the County to adopt regulations that have not been vetted without a decision from the City. They could have the County hold the administration of the Lake and the City could have their own lakeshore regulations, or the City could determine that it is not necessary. The City has no specific preference but does question how the lakeshore regulations will play with the City zoning. It is not clear with how they will interact with existing City regulations, as it is more stringent than City zoning. Forrest suggested looking at the draft regulations and making sure the City is on board within the Lake Shore Protection zone. The County already has the administration to make it work. It is a joint board, which is fine with the City. The main concern of the City is that they are pulling 20 feet out of all the lakeshore lots. Rich Batterman expressed that the County would need to take the hit for that. The proposal going forward is to have Rich Menger, Sanitarian, be the administrator as he has been historically. If the City Council is on board, they will give the County the thumbs up to move forward with an MOU. This will be discussed further at the City Council meeting. The Commission had no additional comments.

**Macki Pipe Yard-** The Macki pipe yard is on a tract of land that already exists; therefore, no additional permits are needed. It is to hold Denbury's pipe. There is no need for an additional subdivision.

**9:44 AM Shannon Hewson, Brosz Engineering joined the meeting.**

**County Land Use Regulations-** The Commission will be discussing the County land use regulations today with Darcy Wassmann, County Attorney. Mary explained that there are broad requirements for permits that are needed for the use of County land. It could create a potential for restriction.

**Restoration-** Forrest advised that the contractors have done a very good job in the Baker Lake mitigation area. The upper reservoir is a catch basin and subject to operational requirements on that facility. The NRCS pointed out that there are easements under the reservoir, which are superior to the County. We cannot use the reservoir as we see fit, which is why the gates have to be open on time. The main purpose is for sediment and flood control. The plan is to stay as close as possible to those operational requirements. Rich would like plants to be established with water use. Those plantings are necessary to get away from the EPA administration order. The way in which the water is released determines if the plants will survive or not. Forrest believes that a different way of watering those plantings may be more beneficial. The County would need to find approvals to deviate from those easements and that cannot be decided on locally. Rich feels that if we were to just irrigate locally; the plantings would have little chance of survival.

**9:54 AM Rich B. and Darcy left the meeting.**

There are requirements to follow but changes may be made. There are no intentions of violating any rights of the NRCS to get out of the EPA Administrative Order. All three issues will be accommodated, as it can be modified through the NRCS approval. Shannon gave an update of the remaining work on the Lake, with the intent to have the majority of the work done this fall with plantings being this spring. It will take approximately 30 days for the water to completely release from the Upper Lake. The contractors are starting to haul rock in today. Approximately 550,000 cubic yards of material has been removed thus far.

**10:12 AM JoDee left the meeting.**

**TransCanada-** TransCanada has gone forward with the expansion of their man camp. They have pursued the permit.

**10:25 AM Rich M., Steve Z., Forrest and Mary left the meeting.**

**Brosz Engineering Updates-** A walkthrough will take place tomorrow at both the Court House and the Parkview Apartments in regards to the Sidewalk Project. The sprinkler issue has been taken care of and a punch list will be sent out. The work should be completed by next week, as clean up work is the majority of the remaining items needed to be done. The dirt at Iron Horse Park was discussed, as it may need to be brought in this fall to settle out some throughout the winter.

**10:51 AM Shannon left the meeting.**

**10:53 PM Commissioner Rost made the motion to recess for the day. Commissioner Ranum seconded the motion. Commissioner Ranum asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Absent (Commissioner Baldwin). The motion carried.**

**EVENING RECESS**

**9:00 AM RECONVENE**

**PRESENT: Steve Baldwin, Chairman; Kelsey Phillips, Recording Secretary/Clerk**

**ABSENT: Deb Ranum, Member**

**FALLON COUNTY COURTHOUSE**

**Commissioner Roy Rost attended a site tour for the Sidewalk Project at both Parkview and the Courthouse.**

**PUBLIC COMMENT – AGENDA/NON-AGENDA ITEMS**

**8:50 AM Leanne Breihahn, Member of the Public joined the meeting.**

**Medical Practice-** Leanne is presenting a new business in Fallon County called Country Home Medicine. She will be starting a medical practice based on in-home care in patient's homes. This practice will include basic urgent care type of calls, including wellness exams. She will not have any other employees under her. She has been working on getting it generated the last six months with attorneys and accountants, as well as going through the State to obtain the correct licensing. She is very excited for the new opportunity and is looking forward to being in Fallon County. This will not be in any way to take business away from FMC or the Home-Health programs, as she would like to be able to work with them in anyway and offer different types of care. Leanne has no plans to extend to other Counties at this time. Commissioner Baldwin informed her to talk with Shanny Spang-Gion at the SMART Office for information on grants with start-up programs. She has been in contact with Beth Epley at the EPEDC as well. For the first few months she will spread her business by word of mouth and will start to advertise once the kinks get worked out. Commissioner Baldwin expressed that the City Council meetings may be another place to give updates of the new business. He thanked Leanne for coming in to speak about her new endeavors and is excited to have another business in Fallon County.

**9:10 AM Leanne left the meeting.**

**9:47 AM Roy Rost, Member joined the meeting.**

**10:04 AM Margie Losing, FMC CFO; David Espeland, FMC CEO joined the meeting.**

**Commission Updates-** Commissioner Baldwin informed David and Margie of the new medical practice that Leanne is starting up in Baker. She has been working with both an attorney, an accountant and the State to ensure she is taking the correct steps to make this a successful business. Discussion followed on the process of the law enforcement and the policies they follow when bringing the detained to the hospital. The Commission stated they will do more checking into where the bill should go when a detainee is in the hospital.

**Sidewalk Project at Parkview-** Test holes are needing to be dug at Parkview to decipher whether or not the water inside the building is from groundwater or surface water. David feels strongly that it is only surface water and agree that there needs to be holes dug. Shannon Hewson, Brosz Engineering, would like to do the testing to be 100% sure before the project moves along any further. David's understanding is that the water damage is from long ago and no longer an issue. David explained that the soils are settling in the Court Yard and are starting to shift. He would like a trench drain to go into the other side of the building and down the street site, or possibly a dry well. They would need to make sure the water is draining into the pipe and that would mitigate the problems. Commission would like the test holes just in case to fix the problem of the unknown. There is also water in the crawl space.

**Heating System-** The heating system at Parkview has been worked on recently. All of the heat is working except for the possibility of one apartment. Commissioner Baldwin received a complaint in regards to the heat in the apartments and David will check in on that. Discussion followed on how to repair the lines for each apartment to receive equal amounts of heat. MTI is coming next week to hopefully fix the issue.

**FMC Updates-** The swing bed project is going well. They are currently working on phase 3 of the project, which includes flooring and painting. Some of the toilets have been changed out, as well as the ceiling tiles. The wiring with the phones was also repaired. There was no asbestos found in the project. The sewer line in the conference room was not installed properly and will not be fixed by putting in a sewage injector. The sewage will be taken into the new sewer line, which will be paid for by the contractor, as this was their issue.

**10:59 AM Darcy Wassmann, County Attorney joined the meeting.**



**X-Ray Grant-** FMC has submitted a grant for a new x-ray equipment. They were able to submit the application to be considered and will know if they can move forward within the next month.

**11:04 AM Margie and David left the meeting.**

**ACLU Letter-** Darcy gave a draft of the ACLU letter and the amount of money it will cost the ACLU to receive all of the information they are asking for. With the way their request sits now, it requires multiple offices checking their computers and documents. Darcy will send a clean copy of the letter to the Commission and have it signed before it is sent off.

**ONEOK Road Use Agreement-** Commission would like Darcy to revise the agreement with ONEOK for the road use to state that ONEOK should pay the pre and post assessment fully. It was a miscommunication when ONEOK was in the Commission meeting and understood that they could only pay half. The Commission would like ONEOK to pay for the full assessment, as it is their project. Denbury wants to have the same agreement as ONEOK. Standards and technical specs will need to be noted as well. No other additions or changes were made.

**11:41 AM Darcy left the meeting.**

**11:42 AM Commissioner Rost made the motion to adjourn the meeting. Commissioner Baldwin seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Absent (Commissioner Ranum). The motion carried.**

**MEETING ADJOURNED**

ADJOURN  
s/Steve Baldwin, Chairman

MINUTE TAKER:  
s/Kelsey Phillips, Recording Secretary/ Clerk

ATTEST:  
s/Brenda J. Wood, Clerk and Recorder