

**OFFICIAL PROCEEDINGS  
DUNN COUNTY BOARD OF COUNTY COMMISSIONERS  
August 6, 2025**

Members Present: Commissioners Dolezal, Heiser, Kleemann, Olson & Pelton

Others Present: Sally Whittingham, Terry Schwartzenberger, Jeremy Wood, James Kadrmas, Carl Rohde, Andrew Schrank, Gary Kuhn, Adeline Ingold, Julie Karey, Cindy Bice, Matt Johnson

Motion by Commissioner Olson, seconded by Commissioner Kleemann, to approve the July 16, 2025 minutes as presented. All voted aye, motion carried.

Motion by Commissioner Heiser, seconded by Commissioner Pelton, to approve the August 6, 2025 agenda as presented. All voted aye, motion carried.

Public Comment Section: No Comment's

Carl Rohde appeared for Civil Science to give updates on their projects. 92<sup>nd</sup> Ave. SW & 12<sup>th</sup> St. SW, 404 permits are secured. 16<sup>th</sup> St. SW, grading design for the project has been completed. 20<sup>th</sup> St. SW, field surveys have been completed.

James Kadrmas with Interstate Engineering appeared to update the commission on their projects. 27<sup>th</sup> St. SW has pay estimate #1 to Schwartz Construction in the amount of \$267,517.78. Motion by Commissioner Pelton, seconded by Commissioner Heiser to pay Schwartz Construction \$267,517.78 for pay estimate #1 for 27<sup>th</sup> St. SW. Upon roll call vote, all voted aye, motion carried.

Jeremy Wood with Northern Plains Engineering appeared to give updates on their projects. 105<sup>th</sup> Ave. SW has pay estimate #6 in the amount of \$18,249.74 to Baranko Brothers. Motion by Commissioner Heiser, seconded by Commissioner Kleemann to pay Baranko Brothers \$18,249.74 for pay estimate #6 on 105<sup>th</sup> Ave. SW. Upon roll call vote, all voted aye, motion carried. 97<sup>th</sup> Ave SW has pay estimate #4 in the amount of \$986,017.34 to Jensen Brothers. Motion by Commissioner Pelton, seconded by Commissioner Heiser to pay Jensen Brothers \$986,017.34 for pay estimate #4 for 97<sup>th</sup> Ave. SW. Upon roll call vote, all voted aye, motion carried.

Andrew Schrank with Highlands Engineering presented projects their company is working on. 14<sup>th</sup> St. SW, contractor is working on seeding control, there is pay estimate #5 in the amount of \$77,353.02 to Schwartz Construction. Motion by Commissioner Heiser, seconded by Commissioner Pelton to approve pay estimate #5 for \$77,353.02 to Schwartz Construction. Upon roll call vote, all voted aye, motion carried.

Terry Schwartzenberger presented a utility agreement from McKenzie Electric to move lines. The cost will be \$629,250.00. It is a seven-mile project. Motion by Commissioner Heiser, seconded by Commissioner Pelton to approve the agreement as presented. Upon roll call vote, all voted aye, motion carried.

Road Superintendent Terry Schwartzenberger presented Utility permits. Motion by Commissioner Pelton, seconded by Commissioner Heiser to approve as presented. All voted aye, motion carried.

The Road Department would like permission to have Dunn County Road Days Open House on August 14<sup>th</sup>. Motion by Commissioner Pelton, seconded by Commissioner Heiser to go ahead with the open house on August 14<sup>th</sup>. Upon roll call vote, Commissioners Heiser, Olson, Pelton & Kleemann voted yes, Commissioner Dolezal voted no. Motion carried.

Commissioner Olson presented a JPA with the City of Killdeer and the County for the new Shooting/ Trap Range. Motion to approve the JPA striking access and road costs from the JPA by Commissioner Olson, seconded by Commissioner Heiser. All vote aye, motion carried.

Auditor Whittingham asked the commission for permission to plan a county auction and to hire and auctioneer. It would be held in late September. Motion by Commissioner Pelton, seconded by Commissioner Olson to move forward with auction and to higher an auctioneer. All voted aye, motion carried.

Planning & Zoning Administrator, Sandy Rohde, appeared to get permission for out of state travel. Sandy is the new Western Planner treasurer. The conference will be in Bend Oregon. The cost is in her budget. It will be October 14<sup>th</sup> through the 18<sup>th</sup>. Motion by Commissioner Heiser, seconded by Commissioner Pelton to approve the out of state travel. All voted aye, motion carried.

Ms. Rhode updated the commission on Allo Towers. They have found another site for their tower. It will no longer be on the Public Safety site.

Motion by Commissioner Pelton, seconded by Commissioner Olson, to approve the following vouchers as presented:

<u>GENERAL FUND (10)</u>			
<b>WARRANT #:</b>	<b>TO:</b>	<b>FOR:</b>	<b>AMOUNT:</b>
302819	Advanced Business Methods	Office Equipment	\$1,131.38
302819	Advanced Business Methods	Office Equipment	\$36.52
302823	Benz Oil	Fuel	\$5,861.31
302830	Calihou, Dessie	Mileage	\$140.00
302833	Cenex Fleet Fueling	Fuel	\$4,288.64
302834	Charbonneau Car Center	Vehicle Maintenance	\$2,846.90
302835	Consolidated	Phones	\$1,725.71
302835	Consolidated	Phone Maintenance	\$779.00
302813	eScribers	Transcript	\$3.25
302841	Fair Repair & Service	Vehicle Repairs- Social Services	\$507.97
302802	Fargo Tek	Sheriff Equipment	\$2,590.56
302842	Farm & Home Publishers	FHP Books	\$330.00
302843	Farmers Union Insurance	Premiums	\$3,058.00
302844	Farmers Union Oil	Vehicle Maintenance	\$72.82
302846	Forsgren	Building Permits	\$10,656.92
302847	Forte	Sheriff Equipment	\$6,668.04
302850	Heiser, Al	Mileage/Cell Phone	\$425.90
302851	Hellinger, Jesse	Hotel Reimbursement	\$72.86
302856	Hinrichs SuperValu	Supplies	\$87.13
302855	Hinrichs SuperValu	Supplies/Promo	\$31.37
302858	iHeart Media	Recruitment	\$360.00
302859	Information Systems Corp.	Service Contract	\$1,895.00
302865	Kiesler Police Supply	Sheriff Supplies	\$18,302.00
302866	Killdeer, City of	Sheriff Supplies	\$2,564.26
302867	Kissinger, Christina	Mileage/Meals	\$63.00
302871	Logo Magic	Sheriff Supplies	\$30.00
ACH	Merriman, Pat	Salary	\$3,000.00
302878	Miller, Michael	Cell Phones	\$50.00
302879	ND Association of Counties	Drug Testing	\$126.00
302883	ND PHIT	2024 BSWIFT Filing Service Fee	\$360.00
302861	NDACo Resources Group	Tech Support	\$640.00
302887	NW Tire	Vehicle Maintenance-Sheriff	\$3,198.05
302888	NW Tire	Vehicle Maintenance-Coroner	\$39.89
302891	One Source	Background Checks	\$108.00
302894	Positive Concepts	Sheriff Supplies	\$165.60
302896	Prairie Auto Parts	Vehicle Parts	\$145.94
302898	Protint	Vehicle Repairs	\$700.00
302815	Quadiant	Postage	\$299.13
302903	Red Rock Ford	Vehicle Maintenance	\$10,378.40
302904	Roll, Kirk	Coroner Calls	\$800.00
302905	Roshau, LoAnn	Mileage/Meals	\$254.20
302907	Roughrider Electric	Electricity	\$218.93
302908	Runnings	Misc.-Lawnmower	\$629.00
302934	Sundeen, Ross	West Law Subscription	\$737.70
302916	Thomsom Reuters	Subscription	\$161.40
302918	Twist, David	Housing Auth. Mtng. /Mileage	\$129.90
302919	Tyler Technologies	Programing Software	\$72.50
302919	Tyler Technologies	Programing Software	\$145.00

302920	UKG Inc.	Service Contract	\$5,253.00
302922	Verizon	Cell Phones	\$2,387.61
302940	Western Dakota Energy Assoc.	2025-26 Dues	\$6,000.00
<b><u>ROAD (14)</u></b>			
302817	2K Electric LLC	County Shop Maintenance	\$1,127.28
302818	A&A Sanitation	Portable toilets	\$480.00
302821	Baranko Brothers Inc	Road Project	\$18,249.74
302822	Benz Oil Co Inc	Gas, Fuel, Oil	\$59,884.84
302824	Bosch Lumber Co	Shop Supplies	\$6.61
302825	Boss Office Products	Office Supplies	\$121.91
302828	Brown Fencing	Fencing	\$27,233.40
302829	Butler Machinery Co	Parts	\$1,816.99
302831	Capital I Industries	Parts	\$1,264.07
302832	Carquest Auto Parts Store	Supplies	\$1,367.93
302836	Consolidated Telcom.	Telephone	\$568.36
302837	DTE Inc	Parts	\$83.50
302839	Edward Schwartz Construction	Road Project	\$359,511.94
302840	Factory Motor Parts Co.	Parts	\$584.21
302845	Fisher Sand & Gravel Co.	Road Material	\$34,166.90
302848	Grimco Inc.	Signs	\$401.64
302852	High Country Ag Marketing I	Culvert	\$5,552.39
302853	Highlands Eng. & Surveying PLL	Engineering	\$29,568.00
302854	Hilfiker Service LLC	Contract Roadwork	\$30,240.00
302857	Hutz Welding Service	Parts	\$22.01
302860	Interstate Power Systems	Parts	\$70.31
302861	J & J Operating LLC	Parts	\$46.75
302862	J.J. Keller & Associates Inc.	Supplies	\$530.35
302863	JD Fencing	Seeding	\$20,731.50
302864	Jensen Brothers Construction	Road Project	\$986,017.34
302868	Konecranes Inc.	Crane Inspection	\$4,913.00
302869	Lawson Products Inc	Shop Supplies	\$1,009.21
302870	Linde Gas & Equipment Inc	Shop Supplies	\$164.17
302872	Mac's Hardware	Tools	\$281.98
302875	Menards	Supplies	\$573.86
302877	Midwest Erosion Control	Seeding	\$56,541.00
302880	ND Dept Of Environ. Quality	Fuel tank registration	\$900.00
302885	Nelson Fencing	Fencing	\$21,290.74
302886	Northern Plains Engineering	Engineering	\$116,132.50
302889	O'day Equipment LLC	Fuel master	\$693.40
302893	Pomp's Tire Service Inc	Tires	\$28,017.51
302895	Power Plan	Parts	\$4,077.47
302897	Prairie Implement	Equipment	\$1,599.00
302900	R & R Auto Farm & Electric	Parts	\$719.80
302902	RDO Equipment Co.	Equipment	\$51,137.70
302908	Running Supply Inc.	Tools	\$28.90
302909	Sign Solutions USA	Signs	\$498.15
302910	Smith, Kyle & Brittney	Easement	\$500.00
302936	Swanston Equipment	Parts	\$596.78
302937	Taylor Nursery	Small Project	\$3,700.00
302917	Total Safety U.S.	Safety Supplies	\$164.13
302922	Verizon	Cell Phones	\$342.16
302921	Verizon Connect	Fleet Management	\$449.29
302938	Wallwork Truck Center	Parts	\$49,233.44
302939	Western Choice Cooperative	Supplies	\$4,753.27
302926	Westlie Motor Company	Parts	\$5,104.02
<b><u>VETERAN SERVICE OFFICE (24)</u></b>			
302833	Cenex Fleet Fueling	Fuel	\$26.22
302835	Consolidated	Phones	\$23.99
302838	Duttenhefer, Eugene	Veteran's Van	\$138.10

302882	NDACTVSO	Fall Conference	\$120.00
302919	Tyler Technologies	Service Contract	\$475.94
<b><u>COUNTY AGENT (26)</u></b>			
302819	Advanced Business Methods	Office Equipment	\$254.53
302826	Boss Office Products	Paper	\$103.90
302835	Consolidated	Phones	\$128.59
302884	NDSU Extension	Salaries	\$29,560.26
<b><u>COUNTY PARKS (21)</u></b>			
302849	Halliday, City of	Garbage Contract	\$2,200.00
<b><u>WEED (27)</u></b>			
302820	Aspen Chic Designs LLC	Uniforms	\$975.35
302833	Cenex Fleet Fueling	Fuel	\$2,702.06
302899	Pump Systems	Vehicle Parts	\$597.14
302922	Verizon	Cell Phones	\$160.04
<b><u>SWMCCC (19)</u></b>			
302911	Stark County Auditor	Inmate Services	\$153.00
302935	SWMCCC	Boarding/Transport Prisoners	\$56,247.63
<b><u>DEM (29)</u></b>			
302922	Verizon	Cell Phone	\$47.04
<b><u>CAPITAL PROJECTS (40)</u></b>			
302823	Benz Oil Company	Tanks-Shooting Range	\$4,525.00
302853	Highlands Engineering	Survey	\$3,400.00
<b><u>BUILDINGS (41)</u></b>			
302827	Braun Distributing	Supplies	\$431.71
302849	Halliday, City of	Water/Sewer/Garbage	\$49.55
302814	Killdeer, City of	Water/Sewer/Garbage	\$2,263.70
302873	Manning Waterworks	Water	\$519.00
302874	MDU	Utilities	\$2,060.44
302876	MGM	Garbage	\$606.53
302901	Rapid Fire Protection Inc.	Annual Sprinkler Inspection	\$1,195.00
302906	Roughrider Electric	Electricity	\$769.00
302907	Roughrider Electric	Electricity	\$3,994.16
<b><u>24/7 FEES (05)</u></b>			
302871	Logo Magic	Supplies	\$100.00
302890	Office of Attorney General	24/7 Fees	\$1,710.00
302892	PharmChem Inc.	24/7 Fees	\$319.50

Upon roll call vote, all voted aye, motion carried.

Commissioner Dolezal presented guidelines for the public comment section of the commission meeting. The guide was made per the North Dakota Century Code. Motion to approve the guidelines as presented by Commissioner Olson, seconded by Commissioner Heiser. All voted aye, motion carried.

At 10:00 a.m., per call for bids, all qualified contractor bids were opened on the CP-13(25)07 project: 3T Ave. located in JR's Industrial Subdivision

- Knife River Corporation           \$2,073,482.50
- Wagner Construction           \$1,861,829.00
- Winn Construction           \$1,580,584.97

Engineer Wood will review the bids and bring back the results later in the meeting.

Chris Jeske appeared to present a donation form for the Dunn County Roundup. The Roundup has the opportunity to purchase the land behind the food pantry. They would like to make a public garden. The City of Killdeer is contributing \$10,000.00, they are asking for \$10,000.00 from the county as well. Motion by Commissioner Olson, seconded by Commissioner Heiser to approve the grant application for \$10,000.00. Upon roll call vote, Commissioners Heiser, Olson, Pelton and Dolezal voted yes, Commissioner Klemann voted no. Motion carried.

Auditor Whittingham presented the 2026 Preliminary County Budget to the Board of Commissioners for approval. Reduce the State's Attorney salary increases to be in line with the other county employees,

add the Weed Building Extension, correct the general fund final expenditures amount, add the Trap/Shooting Range, correct the Commission budget and add the Young Farmers Grant. Motion by Commissioner Pelton, seconded by Commissioner Olson to approve the preliminary 2026 budget with the amended changes. Upon roll call vote, all voted aye, motion carried.

Rebecca Berner appeared before the commission on behalf of the City of Halliday. The city would like to make improvements to the Wolverine Den (former Halliday School). The improvements will be outside, they would like to refurbish the tennis/pickle ball courts, basketball courts, construction of walking paths and sidewalks, refurbish existing baseball field, redesign and improve disc golf course. They would like to install a pavilion with restrooms. The total cost of the project will be \$2,560,000.00, they are asking the commission for a donation of \$2,000,000.00. Motion by Commissioner Olson, seconded by Commissioner Heiser to approve the \$2,000,000.00 donation to the City of Halliday for the Wolverine Den. Upon roll call vote, all voted aye, motion carried.

Engineer Wood tabulated the bids for the CP-13(25)07 project: 3T Ave. located in JR's Industrial Subdivision. Winn Construction was the lowest bidder at \$1,580,584.97. They recommend awarding the project to Winn Construction. Motion by Commissioner Pelton, seconded by Commissioner Kleemann to award the CP-13(25)07 project: 3T Ave. located in JR's Industrial Subdivision to Winn Construction. Upon roll call vote, all voted aye, motion carried.

Motion by Commissioner Olson, seconded by Commissioner Pelton to go into executive session. All voted aye, motion carried.

At 10:52 a.m. the commission went into Executive Session to discuss the agenda item of the Bice matter.

Present in the executive session was Attorney Lawrence King, Commissioners Dolezal, Pelton, Kleemann, Heiser and Olson & Auditor Whittingham

Motion to adjourn the executive session by Commissioner Olson, seconded by Commissioner Heiser. All voted aye, the executive session adjourned at 11:33 a.m.

Reconvened at 11:36

Motion to rescind the January 2<sup>nd</sup> motion to build two miles of fence for Scott Bice by Commissioner Olson, seconded by Commissioner Dolezal. The cost of the fence will be \$73,000, compared to the borrow dirt the amount is too high. The Bices and Continental signed a road agreement with each other. The statute of limitations has already run out. The Bices are also suing Continental for the same thing and they have received a payment from Continental previously for this situation. Commissioners Olson and Dolezal voted yes, Commissioner Heiser, Pelton and Kleemann voted no. Motion failed.

Motion by Commissioner Kleemann, seconded by Commissioner Olson to go into executive session. All voted aye, motion carried.

At 11:41 a.m. the commission went into Executive Session to discuss the agenda item of the Bang matter.

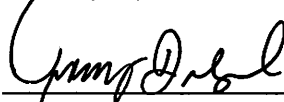
Present in the executive session was Attorney Brian Schmidt, Commissioners Dolezal, Pelton, Kleemann, Heiser and Olson & Auditor Whittingham

Motion to adjourn the executive session by Commissioner Olson, seconded by Commissioner Heiser. All voted aye, the executive session adjourned at 11:52 a.m.

Reconvened at 11:53

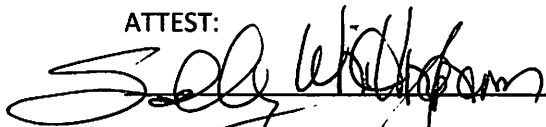
No discussion on executive session

Motion by Commissioner Kleemann, seconded by Commissioner Olson to adjourn. All voted aye and the meeting adjourned at 11:54 p.m.

  
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Tracey Dolezal, Madam Chair

August 20, 2025  
Date

ATTEST:

  
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Sally Whittingham, Auditor