

## PROCEEDINGS OF THE FOSTER COUNTY BOARD OF COMMISSIONERS

June 5<sup>th</sup>, 2025

At 1:00 pm, Madam Chair Hagel called the Foster County Commission Special Meeting to order. Roll call included Commissioner David Utke, Commissioner Pat Copenhaver, Commissioner Paul Roller and Commissioner Becky Hagel. Also present were Foster County State's Attorney Kara Brinster, Chief Deputy Auditor/Treasurer Hailey K Bachmeier, Road Superintendent Nate Monson, Road Utility Committee Member Piet Van Bedaf, Michael Rivinius with Wold Engineering via Phone, Auditor/Treasurer Ellen Roundy via Phone, Kip Kovar, Scott Mehring, and Carter Schmitz with Garrison Diversion.

The BOCC meeting started with discussion about the County Haul Road Agreement. Commissioner Hagel asked Nate Monson, Foster County Road Superintendent, to review the County Haul Road Agreement form that was signed by Garrison Diversion. Monson stated he didn't have any changes. Commissioner Copenhaver motioned to approve the County Haul Road Agreement for the 5 miles of Kensal Highway, seconded by Commissioner Roller. Commissioner Utke asked Foster County State's Attorney, Kara Brinster, when should Foster County sign the agreement. Brinster stated Foster County shouldn't sign the agreement until the compensation is figured out. Discussion was had to add an addendum to the County Haul Road Agreement between Garrison Diversion so it states in the agreement that Garrison Diversion would be responsible for milling the 5 miles on the Kensal Highway after the road project was finished. All voted nay and motion failed. Commissioner Copenhaver motioned to approve the County Haul Road Agreement between Garrison Diversion for use of the Kensal Road (North 5 Miles) under the condition of the specifics for the grinding and overlaying that Garrison Diversion would be responsible for, seconded by Commissioner Roller. All voted aye and motioned carried.

The BOCC reviewed and discussed changes to the Road Utility Maintenance Policies and Procedures documents. The BOCC requested changes to the **Road Application, Permanent Utility Permit Policy, Utility Permit, Right of Way Permit, Load Restriction and Soft Road Restriction Policy, Claim/Bond Application, and the Gravel Pit Permit**. The BOCC requested the changes be made before the next meeting. Hailey K Bachmeier, Chief Deputy Auditor/Treasurer stated the Auditor/Treasurer office will make the changes requested and have it ready to present the updated versions at the next meeting. Kara Brinster, Foster County State's Attorney also said she plans to start working on the ordinance.

The BOCC and Foster County State's Attorney discussed changes to the Memorandum of Understanding between Foster County and Garrison Diversion Conservancy District. After the changes were made the BOCC looked over the updated MOU. Commissioner Copenhaver motioned to approve the Memorandum of Understanding between Foster County and Garrison Diversion Conservancy District, seconded by Commissioner Utke. All voted aye and the motion passed.

The BOCC was provided information prior to the meeting regarding a proposed boundary change for McHenry and Carrington Ambulance from Jessica Moser, Stutsman/Foster County Emergency Manager. Commissioner Utke motioned to approve the boundary change between McHenry and Carrington Ambulance, seconded by Commissioner Roller. All voted aye and motioned carried.

With no further business, Madam Chair Hagel adjourned the meeting at 3:09 pm.

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Hailey K Bachmeier  
Foster County Chief Deputy Auditor/Treasurer

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Becky Sue Hagel, Madam Chair  
Board of County Commissioners