

2011 SENATE APPROPRIATIONS

SB 2200

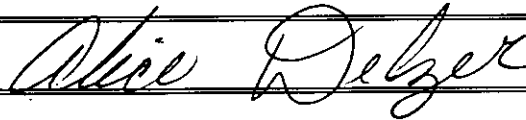
# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2200  
January 21, 2011  
Job # 13197

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

An Appropriation to DOT for a Grant for Cattail Bay Road Improvement Project

## Minutes:

See attached testimony

**Chairman Holmberg** called the committee to order on SB 2200 at 9:30 am. All committee members were present. Brady Larson, Legislative Council & Lori Laschkewitsch, OMB were also present.

**Senator Erbele** testified in favor of SB 2200 introduced the bill. From District 28 seeking road funds put this bill in support of all of our road funds, are prime recreation area dire need of repair. Two phases for the road, short mile, and another county road 4 miles, in good base shape, hope to do blacktop overlay, 1804 scheduled for an overlay, scheduled for 2012, it would make good economic sense to try to coincide with that use the crew that is there. I will let the local folks speak.

**Chairman Holmberg:** Folks in the audience, sign up sheet, even if you don't speak, if you haven't been here before, committee members, go to other hearings, we will not take action on this bill today, and we will study and make a recommendation.

**Ron Kraft: Board of Directors for Voices for Lake Oahe (VFLO)** testified in favor of SB 2022 and provided Testimony attached # 1.

**V. Chair Bowman:** I am trying to figure out the road structure are they county roads?

**Ron Kraft:** County maintains them and receives no financial help from county. They are still reeling from 2009 flood.

**V. Chair Bowman:** And the road that goes down to the camp, is that a country road,

**Ron Kraft:** It is a combination of Corp, private land and some county. The Corp has given a perpetual easement to the county to maintain that road. The corp still holds financial and maintained on the actually parking lot and ramps.

**Senator Robinson:** The bill calls for 2.1 million, you mentioned some new figures, won't know, are we still looking at 2.1 million?

**Ron Kraft:** it could be less or as much a sum as necessary. By tabling the matter we are continuing to fundraise.

**Senator Robinson:** Engineering estimates are relatively current? They will address that.

**Senator O'Connell:** what kind of recreation area is it? Evaluation, how many people affected.

**Ron Kraft:** used for all types of recreation. There is a resort there, roughly there is 100 people in the town of Cattail, used summer/winter sports, the key the numbers how the water affects the usage, down, vehicle count traffic from the corp.

**Senator Wanzek:** you said you are in negotiations with Missouri Valley Potato Farm, any indication as to how it will go?

**Ron Kraft:** I do understand the importance, testifying from his testimony. Larry Vander Vorst, turn to color page of map, he wants to donate class 5 gravel for phase one 50%. The other forecast, those potato trucks come off the field, 4 miles, well established county road, minimum prep on phase on 2, wide enough, used by trucks, what we are negotiated on we had to put another inch on 4 miles, they want them to pay for that.

**Senator O'Connell:** That one instance, what kind of weights, never heard a one inch go on.

**Dennis Hummel, Emmons County Commissioner** testified in favor of SB 2022. No written testimony. We have gotten good results, it is in my area, I enjoy going out to the Cattail area, I know about 50% of people live there, a few have come back, return and live be close to recreation. We also have good results with RDO, we fixed up the road west of Strasburg, a dust issue for people living there, very convenient for Bismarck people to come fishing. I had a friend from Ellendale that comes to Cattail Bay and fishes all the time that is the best place to fish down by Beaver Bay. Good idea

**V. Chair Bowman:** You are a county commissioner, this has huge impact to your county, is this a high priority road for your county?

**Dennis Hummel:** We have to maintain this road, year around. Yes, it is a high priority.

**V. Chair Bowman:** From a county commission standpoint, your county is not in good shape financially, we also have to maintain roads to our lake, you've committed no money yet it is high priority, why isn't there some commitment, put an extra mill level, the better the road the more people will come.

**Dennis Hummel** We are still working bridges and roads back to where they were before the flood. That has hurt. This is not only the fact that the county benefits, 5 or 6 county area benefits, for right now, we don't have funding, we've had to cut hours.

**V. Chair Bowman:** What is the mill level for roads in your county?

**Dennis Hummel:** We tried raising mill levy, always voted down.

**Senator Erbele:** We are working with counterparts, Emmons County about 10 mills.

**Terry Fleck, representing Friends of Lake Sakakawea** testified in favor of SB 2200 here to support 90 % of constituents are not in his county. That happens up and down along the river the challenge for these counties they are trying to accommodate. I would urge a do pass.

**Ken Schneider: LIDC at Linton** testified in favor of SB 2200. Urged a do pass.

**Reinhold Keller, Bismarck** retired state government worker testified in favor of SB 2200 people should maybe have some special assessment; the local people will give money. I have a pretty good reputation in Bismarck, as far as boat landings are concerned, by group and myself went out and got the SRF funding, the rifle range road, on a 60/40 basis, the group that I belong to and did a fund raiser. Read from copy tribune award of the year, I felt that the local people need to have some buy into the project.

**Ron Kraft:** A big chunk has come from the cabin owners. Second handout Testimony attached # 2.

**Senator Robinson:** You referenced a grant from DOT, any idea what type of timeline you are looking at?

**Bob Fode, Director of Office of Transportation Programs, DOT:** We are currently looking at applications, latter part of April.

**Senator O'Connell:** Is that the special road fund leads to recreation area?

**Bob Fode:** That is correct.

**Ron Kraft:** To continue on that note, we do have \$1,000,000 in request what they have allotted is about 1/3 of that. If they could increase that, match of 250 does not go too far.

**Chairman Holmberg** closed the hearing on SB 2200.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2200  
February 17, 2011  
Job # 14705

Conference Committee

Committee Clerk Signature

*Rose Laning*

## Explanation or reason for introduction of bill/resolution:

A committee vote on SB 2200 - a grant for Cattail Bay Road Improvement Project

## Minutes:

You may make reference to "attached testimony."

**Chairman Holmberg** called the committee hearing to order on SB 2200. There has been a lot of discussion about that being in DOT.

**Senator Wardner moved Do Not Pass on SB 2200**  
**Senator Bowman seconded.**

**A Roll Call vote was taken. Yea: 12 Nay: 1 Absent: 0**  
**Senator Bowman will carry the bill.**

Date: 2-17-11  
Roll Call Vote # 1

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2200

Senate Approps Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment  
 Rerefer to Appropriations  Reconsider

Motion Made By Wardner Seconded By Bowman

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Warner	✓	
Senator Bowman	✓		Senator O'Connell	✓	
Senator Grindberg	✓		Senator Robinson	✓	
Senator Christmann	✓				
Senator Wardner	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Krebsbach	✓				
Senator Erbele		✓			
Senator Wanzek	✓				

Total (Yes) 12 No 1

Absent 0

Floor Assignment Bowman

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**SB 2200: Appropriations Committee (Sen. Holmberg, Chairman) recommends DO NOT PASS (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2200 was placed on the Eleventh order on the calendar.**

2011 TESTIMONY

SB 2200





# VOICES FOR LAKE OAHÉ

*Established On February 22, 2003 to provide leadership in developing recreational, agricultural, economic and environmental opportunities for Lake Oahe*

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Voices for Lake Oahe (VFLO) and the Emmons County Commissioners are actively focusing on the Cattail Bay Road Improvement Project. This would consist of sub-grade prep. and paving the entire road way from Highway 1804 to the boat ramp approximately 5.25 miles. Total cost \$2,088,762.00.

## **This project is broken down into two phases:**

### **Phase One:**

Widen and prepare sub-grade base for paving from boat ramp (east) out to first intersection, approximately 1.25 miles. Cost estimate \$307,335.00. Completion date fall of 2011.

To date VFLO has secured \$100,000 of SRF funds from DOT and \$9,000 from Handshake Grant from U.S. Army Corp Of Engineers Pierre S.D.

VFLO has raised \$18,750.00 in private monies.  
Total funds secured \$127,750.00

Phase one balance of \$179,595.00.

VFLO has filed two additional grant applications for phase one. \$150,000.00 and \$188,585.00. Will know out come in April/May of 2011.

### **Phase Two:**

Minimal sub-grade prep. of remaining 4 miles and paving of entire project to be completed in conjunction with (either) scheduled resurfacing of Highway 1804 from junction Highway 13 north the Hazelton road in 2012.

or from junction of Highway 13 & 1804 south to the South Dakota line in 2014.

Engineer's Opinion of Cost #2 Cattail Bay Road - Emmons County Widen & Gravel - 1.25 Miles						
Spec	Code	Item Description	Unit	Quantity	Unit \$	Total \$
103	0100	Contract Bond	LSUM	1	\$3,000.00	\$3,000.00
203	0109	Topsoil	CY	3,260	\$3.00	\$9,780.00
203	0140	Borrow-Excavation	CY	20,250	\$8.00	\$162,000.00
216	0100	Water	MGAL	309	\$15.00	\$4,635.00
302	0120	Aggregate Base Course CL 5	Ton	2,800	\$20.00	\$56,000.00
702	0100	Mobilization	LSUM	1	\$20,000.00	\$20,000.00
704	1100	Traffic Control	LSUM	1	\$5,000.00	\$5,000.00
708	1430	Fiber Rolls 12IN	LF	360	\$3.50	\$1,260.00
708	2240	Seeding-Type B-CL II	ACRE	6	\$350.00	\$2,100.00
708	5035	Pipe Corr Steel .064IN 24IN	LF	40	\$100.00	\$4,000.00
708	5040	Pipe Corr Steel .064IN 30IN	LF	8	\$120.00	\$960.00
714	9660	Remove & Relay End Section-All Types & Sizes	EA	12	\$200.00	\$2,400.00
754	0592	Reset Sign Panel	EA	6	\$100.00	\$600.00
754	0593	Reset Sign Support	EA	6	\$100.00	\$600.00
<b>Construction Estimate</b>						<b>\$272,335.00</b>
<b>Preliminary &amp; Construction Engineering Estimate</b>						<b>\$35,000.00</b>
<b>Total Project Estimate</b>						<b>\$307,335.00</b>

Engineer's Opinion of Cost - Parking Lot Phase 1 Cattail Bay - Emmons County 2" Gravel to Prepare for Paving						
Spec	Code	Item Description	Unit	Quantity	Unit \$	Total \$
216	0100	Water	MGAL	12	\$15.00	\$180.00
302	0120	Aggregate Base Course CL 5	Ton	600	\$20.00	\$12,000.00
<b>Construction Estimate</b>						<b>\$12,180.00</b>
<b>Preliminary &amp; Construction Engineering Estimate @ 10%</b>						<b>\$1,000.00</b>
<b>Total Project Estimate</b>						<b>\$13,180.00</b>

Engineer's Opinion of Cost - Parking Lot Phase 2 Cattail Bay - Emmons County 4" Paving						
Spec	Code	Item Description	Unit	Quantity	Unit \$	Total \$
401	0150	SS1H or CSS1H or MS1 Emulsified Asphalt	Gal	550	\$2.50	\$1,375.00
408	0185	Hot Bituminous Pavement CL 29	Ton	1,240	\$35.00	\$43,400.00
408	0445	PG 58-28 Asphalt Cement	Ton	75	\$575.00	\$43,125.00
<b>Construction Estimate</b>						<b>\$87,900.00</b>
<b>Preliminary &amp; Construction Engineering Estimate @ 10%</b>						<b>\$9,000.00</b>
<b>Total Project Estimate</b>						<b>\$96,900.00</b>

1/14 M/S



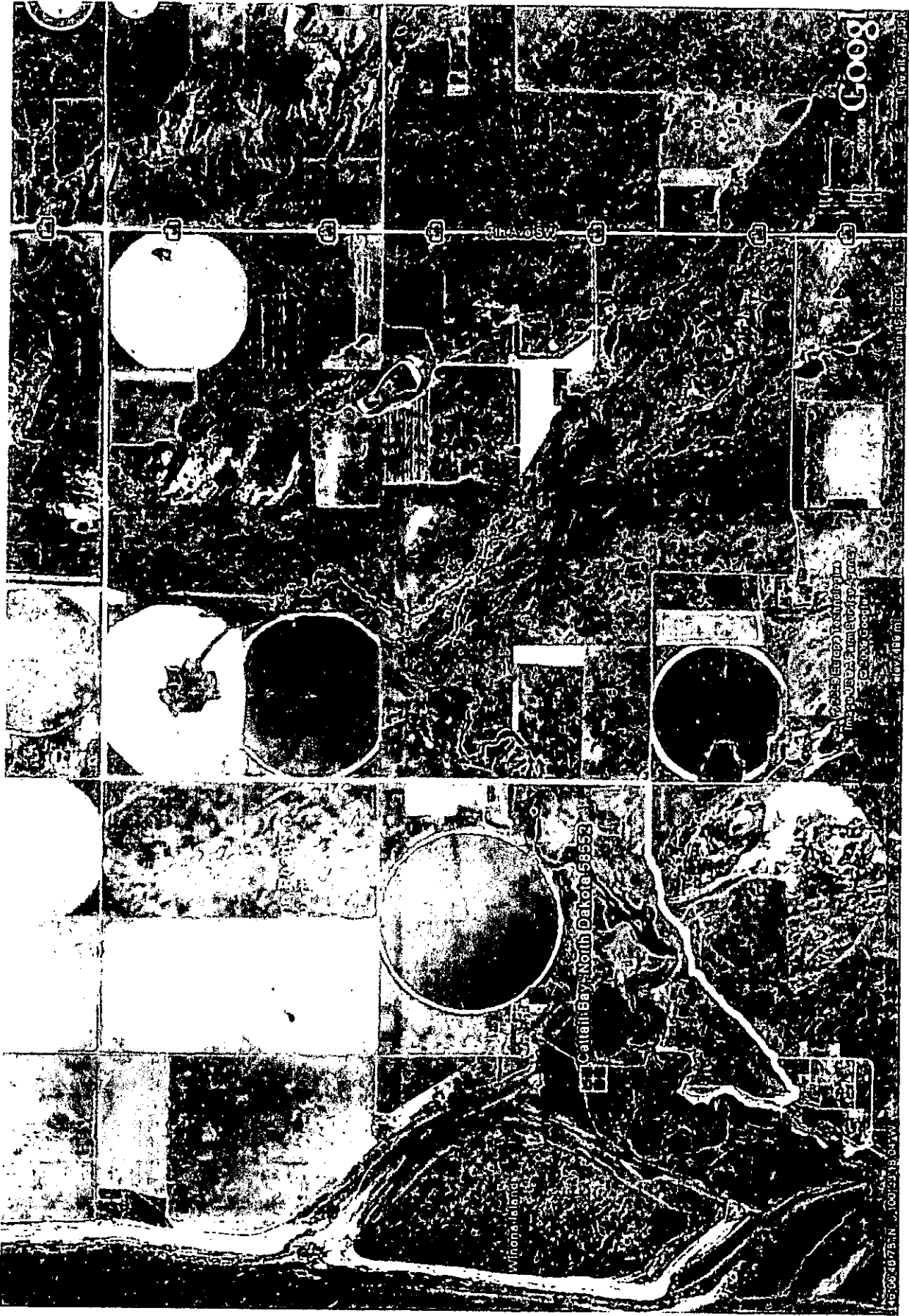
**Engineer's Opinion of Cost #5  
Cattail Bay Road - Emmons County  
Paving - 5.25 Miles**

Spec	Code	Item Description	Unit	Quantity	Unit \$	Total \$
103	0100	Contract Bond	LSUM	1	\$15,000.00	\$15,000.00
203	0109	Topsoil	CY	3,260	\$3.00	\$9,780.00
203	0140	Borrow-Excavation	CY	20,250	\$8.00	\$162,000.00
216	0100	Water	MGAL	395	\$15.00	\$5,925.00
302	0120	Aggregate Base Course CL 5	Ton	7,100	\$20.00	\$142,000.00
401	0150	SS1H or CSS1H or MS1 Emulsified Asphalt	Gal	7,400	\$2.50	\$18,500.00
408	0185	Hot Bituminous Pavement CL 29	Ton	19,700	\$35.00	\$689,500.00
408	0445	PG 58-28 Asphalt Cement	Ton	1,200	\$575.00	\$690,000.00
702	0100	Mobilization	LSUM	1	\$50,000.00	\$50,000.00
704	1100	Traffic Control	LSUM	1	\$10,000.00	\$10,000.00
708	1430	Fiber Rolls 12IN	LF	360	\$3.50	\$1,260.00
708	2240	Seeding-Type B-CL II	ACRE	6	\$350.00	\$2,100.00
708	5035	Pipe Corr Steel .064IN 24IN	LF	40	\$100.00	\$4,000.00
708	5040	Pipe Corr Steel .064IN 30IN	LF	8	\$120.00	\$960.00
714	9660	Remove & Relay End Section-All Types & Sizes	EA	12	\$200.00	\$2,400.00
754	0592	Reset Sign Panel	EA	6	\$100.00	\$600.00
754	0593	Reset Sign Support	EA	6	\$100.00	\$600.00
762	1104	PVMT MK Painted 4IN Line	LF	62,370	\$0.10	\$6,237.00
<b>Construction Estimate</b>						<b>\$1,810,862.00</b>
<b>Preliminary &amp; Construction Engineering Estimate @ 10%</b>						<b>\$181,000.00</b>
<b>Total Project Estimate</b>						<b>\$1,991,862.00</b>

1804

Miles

5.14



**CITY OF LINTON**  
**LINTON INDUSTRIAL DEVELOPMENT CORPORATION**

PO Box 433 • Linton, ND 58552  
Phone: 701-254-4267 • Fax: 701-254-4223 • E-mail: lidcbek@bektel.com

December 14, 2010

Emmons County Commissioners  
Emmons County Courthouse  
100 4<sup>th</sup> St. NW  
Linton, ND 58552

Dear Commissioners;

The Linton Industrial Development Corporation (LIDC) is in full support of the Cattail Bay Road and Paving Project.

The current condition of the road has a negative impact on the amount of traffic into the bay area. We believe that upgrading and paving the road will increase traffic to the bay and ultimately increase recreation and tourism revenue for the County and its Cities.

Sincerely,



Ron Kaiser  
LIDC President

Cc: Voices for Lake Oahe

# CITY OF LINTON

PO BOX 57

101 1<sup>ST</sup> STREET NE

LINTON ND 58552

Phone 701-254-4460 Fax 701-254-4382

Email [cityoflinton@bektel.com](mailto:cityoflinton@bektel.com)

Website [www.lintonnd.org](http://www.lintonnd.org)

December 14, 2010

Emmons County Commissioners  
Emmons County Courthouse  
100 4<sup>th</sup> St. NW  
Linton, ND 58552

Dear Commissioners;

The City of Linton is in full support of the Cattail Bay Road and Paving Project.

Development of the Cattail Bay area, including upgrading and paving the road to improve accessibility to the bay, should help increase the number of recreational visitors to the County. Any additional exposure the County receives as a tourism destination may help bring in extra dollars to businesses in the County including those in the City of Linton.

Sincerely,



Timothy Volk

Mayor

Cc: Voices for Lake Oahe

Winona/Cattail  
Beaver Creek Northwest/Main Camping Area

Traffic Counts for April thru October / years 2007 thru 2010

2007 @ Cattail average monthly vehicle count	1113
2007 @ Beaver Creek average monthly vehicle cnt.	1493
2008 @ Cattail average	1413
2008 @ Beaver Crk. average	2027
2009 @ Cattail average	2016
2009 @ Beaver Crk. average	5493
2010 @ Cattail average	2659
2010 @ Beaver Crk. average	6856

Cattail Bay has seen additional 1546 vehicle average count per month.  
58.25% increase in 2010 compared to 2007

Beaver Creek has seen additional 5363 vehicle average count per month.  
78.25% increase in 2010 compared to 2007.



2007

AREA	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
FORT YATES							07						
WINONA/CATTAIL							2274						*
BEAVER CREEK NORTHEAST							684	1090	1132	1249	1018	1285	*1331
BEAVER CREEK NORTHWEST							146						*
BEAVER CREEK NORTHWEST CAMP AREA							830	1890	1696	1798	1692	1636	*906
BEAVER CREEK SOUTHEAST							48						
BEAVER CREEK SOUTHWEST							2289						
BADGER BAY							68						*
HAZELTON BOAT RAMP							5388						*
HAZELTON CAMPGROUND							298						
FORT RICE BOAT RAMP							2170						*
FORT RICE VILLAGE							67						
GRANDER BOTTOM CRAWLER							4572						*
LITTLE HEART							4774						*
SIBLEY NATURE PARK							196						
GENERAL SIBLEY PARK							9596						*
KIMBALL BOTTOM							6638						
LANGELIER							74						*
KIMBALL BOTTOM ORV							5122						
MACLEAN BOTTOM GLENCOE							481						
MACLEAN BOTTOM							8594						*
WALKER BOTTOM							1272						*
APPLE CREEK							51						
ECKROTH BOTTOM							341						
HUFF VILLAGE							91						

\* Working traffic counters

2008

Oct.

AREA	CCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT.
FORT YATES							2700						*
WINONA/CATTAIL							797	1019	1210	1464	1584	2184	1630
BEAVER CREEK NORTHEAST							143						
BEAVER CREEK NORTHWEST CAMP AREA							399	1910	2085	2116	4119	1591	1966
BEAVER CREEK SOUTHEAST							45						
BEAVER CREEK SOUTHWEST							2291						
BADGER BAY							42						*
HAZELTON BOAT RAMP							3227						*
HAZELTON CAMPGROUND							395						*
FORT RICE BOAT RAMP							2495						*
FORT RICE VILLAGE							64						
GRANIER BOTTCM GRANIER							389						*
LITTLE HEART							1554						*
SIBLEY NATURE PARK							1554						*
GENERAL SIBLEY PARK							6564						*
KIMBALL BOTTCM							16504						*
LANGELIER							102						*
KIMBALL BOTTCM CRV							8280						
MACLEAN BOTTCM GLENCOE							483						
MACLEAN BOTTCM							6279						*
WALKER BOTTCM							1102						*
APPLE CREEK							54						
ECKROTH BOTTCM							337						
HUFF VILLAGE							93						
* Actual Reading Working													

AREA	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
FORT YATES								09					
WINCHA/CATTAIL							?	3892*	3502	2878	1567	1684	132
BEAVER CREEK NORTHEAST								990*					
BEAVER CREEK NORTHWEST Camp Area							?	5830*	9463	7818	3555	5205	1085
BEAVER CREEK SOUTHEAST								285					
BEAVER CREEK SOUTHWEST								3750					
BADGER BAY								641*					
HAZELTON BOAT RAMP								7505*					
HAZELTON CAMPGROUND								1599*					
FORT RICE BOAT RAMP								<del>388</del> 4873*					
FORT RICE VILLAGE								350					
GRANDER BOTTOM GRANDER								9244*					
LITTLE HEART								2290*					
SIBLEY NATURE PARK								640					
GENERAL SIBLEY PARK								26054*					
KIMBALL BOTTOM								29895*					
LANGELIER								776*					
KIMBALL BOTTOM OKV								19275					
MACLEAN BOTTOM GLENCOE								1095					
MACLEAN BOTTOM								8745*					
WALKER BOTTOM								1933*					
APPLE CREEK								281					
ECKROTH BOTTOM								2011*					
HUFF VILLAGE								175					

\* Actual Counter readings

