

**McLean County Commission Proceedings
Tuesday, September 20, 2016**

The final regular September meeting of the Board of Commissioners was called to order at 8:32 a.m. by Chairperson Steve Lee. Present were Commissioners Lee, Doug Krebsbach, and Barry Suydam. Also present were Auditor Les Korgel, and Deputy Auditor Nancy Leidholm.

Moved by Krebsbach, seconded by Suydam, to approve the minutes of the previous meeting as submitted. Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

Korgel informed the commission that a security system for the Courthouse had been discussed at yesterday's department head meeting. This would be for the front door using an FOB system and may be eligible for a Court Facilities Improvement Grant to help with funding.

Highway Superintendent Jim Grey joined the meeting along with Wold Engineering Representative Mike Rivinius. Grey reported that minor grading was left on the gravelling projects around the county and should wrap up next week. Mowing is moving right along and shoulder repair work on County Road (CR) 7 should wrap up next week as well. Grey stated that work will begin on CR 12 next week with the majority of the work completed this year.

Wold Engineering Representative Mike Rivinius reported that the installation of a box culvert on Painted Woods Creek was still on hold and will hopefully begin in a couple of weeks. He also reported that the bridge repair on CR 22 has not begun yet as well.

Land Use Director Todd Schreiner joined the meeting to discuss inundated lands.

Moved by Suydam, seconded by Krebsbach, to approve the inundated lands and change of soil types as submitted by Schreiner. Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

Korgel presented the proposed 2017 Preliminary Budget as submitted and with proposed cuts.

Moved by Krebsbach, seconded by Suydam, to approve the following resolution:

RESOLUTION

Be it resolved that because of the drop in the price of crude oil McLean County is having a shortfall in revenues expected for 2016 which therefore is causing a cash flow problem during the current fiscal year of 2016.

Therefore, the McLean County Commission this 20th day of September, 2016 resolves to borrow \$500,000.00 under North Dakota Century Code (NDCC) Chapter 21-13 to help alleviate the cash flow problem.

Therefore as required by NDCC, McLean County will repay the loan over a four year period beginning in May 2017 with funds levied for that purpose as part of McLean County's 2017 budget.

Steve Lee, Chairman
September 20, 2016

Leslie Korgel, Auditor
September 20, 2016

Discussion followed regarding payback of the loan.

Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

Moved by Suydam, seconded by Krebsbach, to authorize Auditor Korgel and Commission Chair Lee to sign the necessary documents to secure the loan. Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

Moved by Krebsbach, seconded by Suydam, to appoint Extension Agent Calandria Edwards as the county delegate for the North Dakota State Fair Association. Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

Moved by Suydam, seconded by Krebsbach, to approve the following vouchers for payment:

CHECK #	VENDOR	DESCRIPTION	AMOUNT
A130829	AGGREGATE CONSTRUCTION	PROJECT CNOC-0028(022)	504,340.75
A130830	AG PRO EQUIPMENT	PARTS, WASHBURN SHOP SUPPLIES, OIL	1,940.14
A130831	DEERE CREDIT, INC	4 JOHN DEER RENTAL TRACTORS – 1 MO RENT	3,150.00
A130832	FILTER CARE OF GRAFTON	WASHED FILTERS	35.63
A130833	GARRISON CITY	GARBAGE/WATER	59.22
A130834	JOHN DEERE FINANCIAL	PARTS, OIL	1,183.24
A130835	MAX FARM SERVICES	FUEL AT BUTTE SHOP, 64" FUEL GAUGE	3,194.40
A130836	MAYO CONSTRUCTION CO, INC.	PROJECT CP-2879(016)	15,424.73
A130837	MCLEAN ELECTRIC COOPERATIVE	ROSEGLEN, UNDERWOOD & GARRISON SHOPS	401.00
A130838	MDU	WASHBURN, TURTLE LAKE, MAX & GARRISON SHOPS	143.15
A130839	NAPA AUTO PARTS-GARRISON	PARTS, GARRISON SHOP SUPPLIES	479.08

A130840	NORTHERN PLAINS EQUIPMENT	GARRISON SHOP SUPPLIES, PARTS	92.33
A130841	PAHLKE STEEL INC	PARTS	80.96
A130842	PRAXAIR DISTRIBUTION	PARTS	353.14
A130843	RESERVATION TELEPHONE COOP	TELEPHONE – HIGHWAY	100.48
A130844	TITAN MACHINERY	PARTS	2,498.20
A130845	UNDERWOOD FARM SUPPLY	PARTS	473.64
A130846	VERIZON WIRELESS	HIGHWAY DEPT CELL SERVICE	192.35
A130847	WALLWORK TRUCK CENTER	PARTS	1,250.53
A130848	WEST RIVER TELECOMM	TELEPHONE/DSL – HIGHWAY	88.00
A130849	HEIDI ANDERSON	PREA/PREP MEETING/TRAVEL	48.60
A130850	CULLIGAN WATER CONDITIONING	PORTABLE EXCHANGE RENTAL – PARK	90.00
A130851	DACOTAH PAPER COMPANY	PAPER PLATES, FOAM BOWLS, PAPER TOWELS, ANTI-FATIGUE MAT, AIR FRESHENER, CLEANER, GARBAGE BAGS, DISH SOAP, TOILET PAPER, CLEANER, SHAMPOO/BODY WASH, 35 QT BUCKET W/ WRINGER, LAUNDRY SOAP	1,586.98
A130852	DAKOTA CENTRAL SOCIAL SVCS	McLEAN COUNTY SHARE BILLABLE EXPENSES - AUGUST	59,725.21
A130853	MICHELLE EFFERTZ	MILEAGE	56.16
A130854	ELECTRONIC COMMUNICATIONS	VERTEX VS829	2,268.60
A130855	ENERBASE COOP RESOURCES	GASOLINE – SHERIFF	241.94
A130856	WILTON FARMERS UNION OIL CO	GASOLINE, LITHIUM BATTERIES AND DRINKS – SHERIFF	636.85
A130857	FARMERS UNION SERVICE ASSOC	ADD 3 JOHN DEERE 612 OM TRACTORS	709.00
A130858	GARRISON FARMERS UNION OIL CO	GASOLINE, OIL CHANGES, REPAIRS – SHERIFF	1,071.07
A130859	TURTLE LAKE FARMERS UNION OIL	GASOLINE – SHERIFF	53.15
A130860	GARRISON VETERINARY SERVICE	DOG FOOD – DRUG DOG – SHERIFF	150.40
A130861	GARRISON LUMBER	LUMBER, CARRIAGE BOLTS, NUTS	309.74
A130862	GRIMSLEYS EXHAUST & FUELS	GASOLINE – SHERIFF	780.14
A130863	HATZY'S REPAIR	OIL CHANGES – SHERIFF	101.90
A130864	HIWAY 83 EXPRESS	GASOLINE – SHERIFF	420.96
A130865	INFORMATION TECHNOLOGY DEPT	T-1 LINE ACCESS, USER FEES, VPN, EXCHANGE EMAIL ACCOUNTS, LERM USER FEES	1,227.50
A130866	JB REPAIR INC	TRANSMISSION - SHERIFF	5,289.76
A130867	RICHARD JOHNSON	CELL PHONE REIMBURSEMENT	60.00
A130868	KEN'S BODY SHOP	IMPOUNDS, REPAIRS – SHERIFF	2,000.00
A130869	KRAUSE'S MARKET	INMATE MEALS	10,710.64
A130870	LANGE DONOVAN & KAFFAR PLLP	COURT APPOINTED COUNCIL	1,578.30
A130871	LEXISNEXIS MATTHEW BENDER	ND CRT RULSE ANNO 8/16 SUPP – AUDITOR, SHERIFF, STATES ATTORNEY, RECORDER	76.87
/A130872	MAILFINANCE	NEOPOST METER RENTAL 9/8/16 – 12/7/16	868.44
A130873	CURT MALO	REIMBURSE – LIGHT BULB FOR AROUND FLAG POLE	51.10
A130874	MAX FARM SERVICES	GASOLINE – SHERIFF	35.01
A130875	MCLEAN COUNTY CLERK OF COURT	REIMBURSE FOR DEPOSIT SLIPS	79.55
A130876	MDU	GAS – LAW ENFORCEMENT CENTER, COURTHOUSE	350.63
A130877	MIDWEST CANINE ALTERNATIVES	CANINE CERTIFICATION	750.00
A130878	MIDCONTINENT CABLE CO	CABLE – LEC	93.21
A130879	MOORE ENGINEERING, INC	PRELIMINARY ENGINEERING LAKE LEVEL OUTLET STRUCTURE	1,680.81
A130880	NAPA AUTO & TRUCK PARTS	HALOGEN CAPSULE – SHERIFF, WINDSHIELD WIPERS, OIL/AIR FILTERS – COUNTY MOTOR POOL	97.54
A130881	NDACO RESOURCES GROUP	MANAGED SERVER PRO – OCTOBER; MANAGED WORKSTATIONS PRO – OCTOBER, SUBSCRIPTION BASED ANTIVIRUS PRO - OCTOBER	1,408.26
A130882	ND YOUTH CORRECTIONAL CENTER	DETENTION CARE – McLEAN COUNTY JUVENILE COURT	854.94
A130883	NORTHERN PLAINS EQUIPMENT CO	OIL CHANGE – SHERIFF	66.25
A130884	PEDERSON DAVID	COTTON BALLS, ENVELOPES, ALCOHOL, PENS	31.89
A130885	PHARMCHEM INC.	SWEAT PATCH KITS – SHERIFF	825.00
A130886	PITNEY BOWES	MAILING SYSTEM RENTAL 6-30-16 TO 9-26-16	1,153.11
A130887	PLUNKETT'S PEST CONTROL	INSPECTION FOR BEDBUGS – LEC	52.00
A130888	RECORD KEEPERS	SHREDDING SERVICES – AUGUST	16.00
A130889	RESERVATION TELEPHONE COOP	GARRISON DEPUTIES, PARK, 911 TRUNKING RECURRING	233.48
A130890	SIX, ANNA	EMR TRAINING	250.00
A130891	SRT COMMUNICATIONS, INC	911 TRUNKING RECURRING	698.28

A130892	CHI ST ALEXIUS HEALTH	INMATE MEDICAL	132.00
A130893	UNDERWOOD CLINIC PC	INMATE MEDICAL	11.00
A130894	UNIFORM CENTER	UNIFORMS – SHERIFF	759.95
A130895	VERIZON WIRELESS	DATA CARDS – SHERIFF\	890.62
A130896	WASHBURN AUTO BODY LLC	UNIT S-11 STRUTS, SHOCKS	1,067.01
A130897	WATER PURITY INC	WATER DELIVERED	84.00
A130898	WEST RIVER TELECOMM	911 TRUNKING RECURRING, MONTHLY TELEPHONE CHARGES	3,638.61
A130899	WEX BANK	GASOLINE – SHERIFF	5,002.93
A130900	WILTON RURAL FIRE DISTRICT	LEATHERHEAD HBB36 STEALTH BAR	402.12

Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

States Attorney Ladd Erickson joined the meeting to discuss assistance to Morton County in handling cases due to the Dakota Access Pipeline protests. As of now this consists of 76 cases and time spent on this will be reimbursed by Morton County. Erickson stated that if need be, he will allow the work to be taken home, earning his staff some comp time. Lee doesn't have a problem with it as long as the office can handle it and it doesn't have a negative impact on the county. Discussion followed.

Sheriff J. R. Kerzmann, Chief Deputy Richard Johnson, Assistant Jail Administrator Wade Krohmer, and Maintenance Supervisor Curt Malo joined the meeting.

Kerzmann reported that Curt Olson has been promoted from Patrol Deputy – Senior Officer to Patrol Sergeant filling Glenn Wiest's position; and Arlan Swanson has been promoted from Patrol Deputy to Patrol Deputy – Senior Officer, filling Curt Olson's position, as approved at the August 16 meeting, to be effective October 1, 2016.

Kerzmann and Johnson presented a list of the department's 28 vehicles to give the commission insight into the patrol car fleet. The department is requesting 4 new 2017 Dodge pickups with police packages in their 2017 budget, with plans to get rid of four or five existing vehicles due to age, mileage and wear and tear. Kerzmann explained that the Ford Taurus and Ford Explorer were not holding up to the departments demands. Korgel told Kerzmann to keep in mind that they may have to do a later order for delivery in May or June. Discussion followed regarding quality repair work on the vehicles.

Kerzmann discussed the Garrison City Police Contract. He stated that the city feels they are not getting what they are paying for while the department is well over their hours of service to the city. He has heard complaints that there are not enough tickets given out generating revenue for the city as well. Lee stated that the purpose of law enforcement is to be a deterrent, not a revenue generator. Krebsbach feels the City of Garrison needs to sign the contract or hire their own enforcement officers. Discussion followed.

Johnson presented information regarding the county deputies that have worked the Dakota Access Pipeline protests to which Lee stated that the Morton County commission was really appreciative for all the help provided by the McLean County Sheriff's department.

Assistant Jail Administrator Wade Krohmer stated that Maintenance Supervisor Curt Malo is working with architect Al Fitterer regarding the flaws within the Law Enforcement Center that led to the escape of a prisoner this past weekend and the changes being implemented within the department to prevent this from happening again.

Malo reported that the lights and sprinklers will be lowered so that a layer of 14 gauge steel can be fastened to the ceiling along with two layers of high density sheet rock. These will be fastened with screws and adhesive. Krebsbach questioned if the architect can be held responsible for the expenses as it is a design flaw. Erickson stated that Fitterer is not liable as the county signed off on the plans. Insurance will cover the damages and the county will pay the cost of the changes. Lee stated that we have to fix the problem so it doesn't happen again. Discussion followed regarding motion detectors.

Moved by Krebsbach, seconded by Suydam, to give Korgel the authority to approve or reject the coming bids for repairs and changes to the ceiling of the Law Enforcement Center jail. Lee requested that Korgel email the bids to the commissioners when they come in. Roll Call Vote: Aye: Suydam, Krebsbach, and Lee. Nay: None. Motion carried.

Discussion followed on CodeRed, the high-speed notification system designed to enable clients to rapidly record, send and track personalized voice messages that was used this weekend to warn area residents of the escape of the prisoner.

Chief Deputy Auditor Lori Foss joined the meeting with proposed personnel policy changes. The first one, 303 Annual Leave, changes the way leave is disbursed from a lump sum annual basis to a monthly accrual method. Under the new policy employees will begin to accrue annual leave from the first day of hire rather than waiting until the introductory period completion and leave must be earned before it can be taken. The second policy reviewed, 307 Sick Leave Benefits, shows employees beginning to earn eight hours of sick leave for each month of employment. The third policy reviewed was 406 Overtime and/or Compensatory Time changing the cap from 80 hours to 40 hours and takes compensatory time away from exempt employees as established in the Fair Labor Standards Act (FLSA). The commission will hold the first reading of the revised policies at the October 4, 2016 meeting.

There being no further business, the chairperson declared the meeting adjourned at 11:10 a.m. until the next regularly scheduled meeting on Tuesday, October 4. The commission minutes and agenda can be found on the county website at <http://www.mcleancountynd.gov>.

Steve Lee, Chairperson

Nancy Leidholm, Deputy Auditor