

**McLean County Commission Proceedings**  
**Tuesday, February 17, 2015**

The final regular February meeting of the Board of Commissioners was called to order at 8:30 a.m. by Chairperson Barry Suydam. Present were Commissioners Suydam, Doug Krebsbach, and Steve Lee. Also present were Auditor Les Korgel, Chief Deputy Auditor Lori A Foss, and Stu Merry of BHG News Service.

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

Road Superintendent Jim Grey joined the meeting along with Ron Wagner of Wold Engineering. Grey reported that the injection pump repair discussed at the last meeting will cost \$1,250.00 versus the expected \$1,800.00. He went on to say that there is FEMA work from 2013 remaining in the Butte area; he applied for and received an extension for work completion until next January. The work remaining is a township project; all county projects from 2013 have been completed. He then presented the current year's road policy for signing with no changes from last year's.

Moved by Lee, seconded by Krebsbach, to approve the road policy as presented. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Grey presented tractor rental information to the board. He anticipates the department will need four units. He reported that he has contacted the local lumberyard regarding shop expansion costs to secure updated cost estimates; he will return to the board with that data at a later date.

Wagner presented a request from the Local Government Division of North Dakota Department of Transportation (NDDOT) requesting a detour around County Road (CR) 4 which is under water. CR 4 is known as CMC Route 2810 in McLean County's County Major Collector (CMC) system. The detour would utilize an all season's road that is already in place. The change would remove the three miles of CMC 2810 from ND 37 east to 48<sup>th</sup> Avenue NW and add the four miles of detour route starting at the intersection of 23<sup>rd</sup> Street NW and 48<sup>th</sup> Avenue NW south one mile to the intersection of 48<sup>th</sup> Avenue NW and 22<sup>nd</sup> Street NW. The detour then continues west three miles along 22<sup>nd</sup> Street NW from the intersection of 48<sup>th</sup> Avenue NW and 22<sup>nd</sup> Street NW to the intersection of ND 37 and 22<sup>nd</sup> Street NW. The detour will be in effect until the county is able to repair the road to allow safe travel for the public. Approval of this request secures our access to federal highway dollars.

Moved by Krebsbach, seconded by Lee, to approve the recommended detour of CR 4 as presented by Wagner along with signing of the drafted letter to NDDOT specifying the plans as presented. Krebsbach questioned whether signage would be required and Wagner responded that it would not be. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Korgel presented a copy of the letter sent to Grant Levi of NDDOT regarding the proposed curve realignment on ND 37 south of Parshall. The letter requested by the board at their last meeting addresses the board's and the local public's safety concerns due to lack of turning lanes in the proposed design. The commission would like this project to be put on hold until these design issues can be resolved.

Tax Director Todd Schreiner joined the meeting requesting action on an abatement application submitted by Glenn Stockdill of Garrison on property described as the N½ of Lot 2, Block 1, Lakeview Estates in Township 148 North, Range 84 West. Stockdill owns this property along with Lot 1, Block 1, Lakeview Estates in Township 148 North, Range 84 West for a total of 1.5 lots. For tax year 2014 both Lots 1 and 2 had true and full values of \$20,000.00 per lot; when Lot 2 should only have had ½ of that value since Stockdill owns only ½ of the lot. Tax Assessor Ryan Oberg agreed that the \$20,000.00 value was in error and agrees that it should be reduced to \$10,000.

Moved by Lee, seconded by Krebsbach, to approve the abatement request submitted by Glenn Stockdill of Garrison on property described as the N½ of Lot 2, Block 1, Lakeview Estates in Township 148 North, Range 84 West reducing the total 2014 true and full value from \$20,000.00 to \$10,000.00. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

States Attorney Ladd Erickson joined the meeting to address the commission regarding the North Dakota Department of Corrections and Rehabilitation's budget bill which is currently before the legislature. The bill includes population based allotments at the state penitentiary on a per county basis with billing for excess use submitted to counties. He would like the county commissioners to contact our local representation expressing our opposition to the bill. He also requested an intervention motion by the commission to allow him to assist Dunn County in their defense against a lawsuit from an oilfield service company. The oilfield service company is arguing that the county has no zoning authority of the activity and that it falls under the authority of the Public Service Commission.

Moved by Lee, seconded by Krebsbach, to pass an intervention motion under the guidelines of Rule 24 of the ND Rules of Civil Procedure to allow County States Attorney Ladd Erickson to provide assistance to Dunn County in protecting the zoning interests of the county. Erickson commented that the request for assistance had come from Dunn County's Assistant States Attorney charged with matters of planning and zoning. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Building Maintenance Supervisor Curt Malo and Tax Director Todd Schreiner joined the meeting.

Erickson then addressed personnel policy changes proposed at the last meeting reporting that he has talked to department heads regarding the policy changes. He suggested tabling the requests until 2016 to allow all department heads to correct situations that need to be addressed. Lee stated all departments need to be fully functional at all times and the department heads need to manage their departments or the board will be forced to make county wide policy changes.

Moved by Lee, seconded by Krebsbach, to table any action on changes to *Personnel Manual Policy 303 – Annual Leave* and *Personnel Policy 406 – Overtime and/or Compensatory Time* until no later than the first commission meeting in January 2016. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Sheriff J.R. Kerzmann, Chief Deputy Richard Johnson, and Assistant Jail Administrator Wade Krohmer joined the meeting to discuss department operations. Kerzmann stated that his department has a definite need for Taser purchase along with related supplies; for example, there is no Taser in the jail area. He informed the board that all Tasers in the current inventory are currently obsolete due to design changes in their manufacturing noting that he is well aware that replacement of all units is not a viable consideration at this time but that we will need to plan for it in the future. He stated that the purchase could be possibly funded through the department's drug forfeiture funds which currently amount to \$7,625.77. There is also a possibility that an additional \$16,000.00 could be deposited in that account pending the outcome of a trial on Thursday.

Moved by Krebsbach, seconded by Lee, to allow the Sheriff's Department to purchase Tasers and related supplies at a total cost of \$6,413.60 to be taken from the department's drug forfeiture funds. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Kerzmann recommended the sale of a 2008 GMC pickup that was seized in a recent arrest since the repair and modification costs to make the truck usable for governmental purposes outweigh any benefit.

Moved by Lee, seconded by Krebsbach, to consign the 2008 GMC pickup at Northland Auto Auction with a minimum sale price of \$15,000.00. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Sheriff Kerzmann then requested permission to purchase ammunition for the department's training and official purposes since the inventory is currently depleted. Lee requested an accountability of the inventory as a good management practice and Kerzmann stated that procedures are being developed for just that purpose.

Moved by Lee, seconded by Krebsbach, to allow the Sheriff's Department to purchase ammunition up to the \$6,000.00 approved in the department's 2015 budget. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Krohmer and Kerzmann discussed the need for consistency in jailer/dispatcher uniforms; they would like all of the personnel to be in Class 1 uniform all of the time to make them easily identifiable. Lee requested that a policy be drafted and implemented establishing a dress code.

Moved by Krebsbach, seconded by Lee, to allow the Sheriff's Department to purchase uniforms for both jailer/dispatchers and deputies at a cost not exceeding \$5,500.00. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Johnson presented information on a web based shift scheduling program, ScheduleAnywhere, to be used in tracking work shifts along with annual leave and sick leave requests. The system is designed to be accessed by both employees and supervisors. Various cost options were presented based on length of contract – monthly, 1-year, 2-year, and 3-year with the greatest cost savings coming from a 3-year agreement. Johnson suggests a 1-year agreement for the first year to secure a small cost savings while allowing an adequate time frame to determine if the product will work for the department’s needs.

Moved by Krebsbach, seconded by Lee, to allow the Sheriff’s Department to purchase ScheduleAnywhere at an annual cost \$561.60 with funding coming from their Office Supplies line item. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Kerzmann then requested permission to purchase a 2015 Ford Super Duty F-250 SRW crew cab pickup at state bid price of \$31,573.00 from Nelson Auto Center of Fergus Falls, MN for use in weights and measures. The order needs to be placed by February 27 which is the manufacturer’s fleet cut-off date; delivery should take place between April and June.

Moved by Lee, seconded by Krebsbach, to allow the Sheriff’s Department to order a 2015 Ford Super Duty F-250 SRW crew cab pickup at state bid price of \$31,573.00 from Nelson Auto Center of Fergus Falls, MN. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Kerzmann’s last request was for permission to purchase a 2015 Ford Expedition at state bid price of \$29,663.00 from Nelson Auto Center of Fergus Falls, MN for patrol use. Kerzmann proposed that purchase be funded by \$15,000.00 from the department’s Forfeiture funds using proceeds from the sale of the seized pickup. The remaining costs would be taken from dollars budgeted in the department’s Capital Outlay line item.

Moved by Krebsbach, seconded by Lee, to allow the Sheriff’s Department to order a 2015 Ford Expedition at state bid price of \$29,663.00 from Nelson Auto Center of Fergus Falls, MN with costs split as presented between Forfeitures Funds and the department’s Capital Outlay line item. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Kerzmann then discussed a program that the department participates in through the nonprofit National Child Safety program. The group requests and secures donations from local entities and uses 100% of those funds to provide educational materials for the department’s use in McLean County schools.

Road Superintendent Jim Grey rejoined the meeting for bid openings for equipment rentals and gravel crushing. One bid for equipment rental services was received from Martin Construction of Gladstone and it was opened by Grey.

Moved by Lee, seconded by Krebsbach, to concur with the recommendation of Grey accepting Martin Construction’s equipment rental bid. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Bids for gravel crushing and hauling were opened by Grey. The crushing bids were as follows: Gravel Products of Minot submitted \$3.20 per ton; Fisher Sand & Gravel of Dickinson submitted \$4.49 per ton; Sundre Sand & Gravel of Minot submitted \$3.21 per ton; and Edward’s Gravel & Trucking of Plaza submitted 3.93 per ton. There was one bid received for loading/hauling. The bid came from Edward’s Gravel & Trucking of Plaza; they bid a cost of \$0.30 per ton for loading, a cost of \$2.00 per ton for the first three miles of hauling, and a cost of \$0.40 per ton after the first three miles for hauling.

Moved by Lee, seconded by Krebsbach, to concur with the recommendation of Grey accepting the crushing and stockpiling bids submitted by Sundre Sand & Gravel of Minot and Gravel Products of Minot. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Moved by Lee, seconded by Krebsbach, to accept the loading and hauling bids from Edward’s Gravel & Trucking of Plaza. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Moved by Krebsbach, seconded by Lee, to approve issuing a raffle permit to the McLean County Racer’s Association of Minot for a raffle to be held on August 6, 2015 at the McLean County Speedway/Fairgrounds awarding 10 guns as prizes with a total value of \$5,401.00. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

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

CHECK #	VENDOR	DESCRIPTION	AMOUNT
A126160	ACME TOOLS	WASHBURN SHOP & SAFETY	588.16
A126161	D & D REPAIR, INC	SEAT REPAIRS, TIRE TOOL SET	410.00
A126162	DAKOTA FLUID POWER, INC	CYLINDER REPAIRS	225.00
A126163	WILTON FARMERS UNION OIL CO	LP GAS AT OUT SHOPS	570.00
A126164	VELVA FARMERS UNION OIL CO	WINDOW WASH	2.69
A126165	GARRISON FARMERS UNION OIL	FUEL	3,123.84
A126166	FASTENAL COMPANY	PARTS	56.53
A126167	FILTER CARE OF GRAFTON	WASHED FILTERS	428.88
A126168	GARRISON CITY	GARBAGE/WATER	58.52
A126169	GARRISON LUMBER	PARTS, GARRISON SHOP SUPPLIES	191.19
A126170	GCR TIRE CENTERS	TIRES	61.09
A126171	HEDAHL INC	PARTS	4.74
A126172	HOME OF ECONOMY	PARTS	110.20
A126173	HOTSY EQUIPMENT COMPANY	PARTS	58.00
A126174	JOHNSEN TRAILER SERVICE	PARTS	338.37
A126175	JOHN DEERE FINANCIAL	PARTS, EDGES	11,846.12
A126176	LYLE SIGNS, INC	SIGNS	136.52
A126177	MCLEAN ELECTRIC COOPERATIVE	ROSEGLLEN, UNDERWOOD & GARRISON SHOPS	776.00
A126178	MDU	WASHBURN, TURTLE LAKE, MAX & GARRISON SHOPS	1,632.38
A126179	MILLENNIUM EXPRESS	DELIVERY CHARGES	36.88
A126180	NAPA AUTO PARTS	PARTS, SHOP SUPPLIES, SAFETY ITEMS, OIL	2,359.77
A126181	NAPA AUTO PARTS	PARTS, GARRISON SHOP SUPPLIES, SAFETY ITEMS	994.25
A126182	PRAXAIR DISTRIBUTION	PARTS	553.29
A126183	RESERVATION TELEPHONE COOP	TELEPHONE	48.06
A126184	SMITHYS LLC	PARTS	9.00
A126185	TITAN MACHINERY	PARTS	1,563.65
A126186	VERIZON WIRELESS	HIGHWAY CELL SERVICE	208.66
A126187	WALLWORK TRUCK CENTER	PARTS	305.84
A126188	WASTE MANAGEMENT	GARBAGE	50.81
A126189	WEST RIVER TELECOMM	TELEPHONE/DSL	87.69
A126190	AG IMPROVEMENT TREASURER	REIMBURSEMENT FROM SOYBEAN COUNCIL	750.00
A126191	BRUCE KLABUNDE	ANNUAL ASSESSORS MEETING	61.40
A126192	CARLSON WAYNE	ANNUAL ASSESSORS MEETING	112.00
A126193	KOVALENKO KATHERINE	ANNUAL ASSESSORS MEETING	86.70
A126194	MOLL GORJEAN	ANNUAL ASSESSORS MEETING	106.25
A126195	WARDNER MARLENE	ANNUAL ASSESSORS MEETING	54.50
A126196	BOB BARKER COMPANY	ANNUAL ASSESSORS MEETING	1,392.51
A126197	DACOTAH PAPER COMPANY	GLOVES, HANDBUFFS, DUTY BELTS, LAUNDRY SOAP, JANITORIAL	729.35

		SUPPLIES	
A126198	DAKOTA CENTRAL SOCIAL SVCS	McLEAN COUNTY SHARE BILLABLE EXPENSES – JANUARY 2015	65,656.75
A126199	DOC'S SHOP	REPAIRS, OIL CHANGES – SHERIFF	448.14
A126200	MICHELLE EFFERTZ	MEALS/MILEAGE	575.25
A126201	EIDE FORD	REPAIRS – SHERIFF	4,104.43
A126202	ENERBASE COOP RESOURCES	GASOLINE – SHERIFF	54.52
A126203	WILTON FARMERS UNION OIL CO	GASOLINE, OIL CHANGES, REPAIRS – SHERIFF	691.77
A126204	GARRISON FARMERS UNION OIL	GASOLINE, VALVE, STEM, ANTI FREEZE, THERMOSTAT – SHERIFF	1,793.13
A126205	GARRISON VETERINARY SERVICE	DOG FOOD – DRUG DOG	33.75
A126206	GARRISON FAMILY CLINIC	PRISONER MEDICAL	90.00
A126207	IRENE GRAVES	MILEAGE, MEALS, LODGING	621.44
A126208	GRIMSLEYS EXHAUST & FUELS	GASOLINE – SHERIFF	623.82
A126209	HARRYS AUTO	GASOLINE – SHERIFF	148.12
A126210	JOHN HICKS	REIMBURSE FOR GASOLINE	25.00
A126211	DAVID J HINTZ	WATER STORAGE RENT AGREEMENT	2,880.00
A126212	HIWAY 83 EXPRESS	DIESEL – BOBCAT	104.20
A126213	INFORMATION TECHNOLOGY DEP	T-1 LINE ACCESS, VPN, USER FEES, EXCHANGE EMAIL ACCOUNTS, LERMS USER FEES	1,962.45
A126214	IVESDAL DIRT WORKS	REPAIR ON OVERFLOW OUTLET – PAINTED WOODS	8,592.50
A126215	SHANNON JEFFERS	JANUARY MEETINGS/MILEAGE	1,339.48
A126216	JOHNSON RICHARD	CELL PHONE REIMBURSEMENT	60.00
A126217	KRAUSE'S SUPER VALU	COFFEE, CLEANER, INMATE MEALS, DRUG ENFORCEMENT	8,116.58
A126218	DOUGLAS KREBSBACH	JANUARY TRAVEL	57.50
A126219	NOELLE KROLL	CELL PHONE REIMBURSEMENT	30.00
A126220	LEXISNEXIS MATTHEW BENDER	ND CRIMINAL & TRAFFIC LAW MANUAL – SHERIFF	55.44
A126221	MAX FARM SERVICES	GASOLINE – SHERIFF	310.34
A126222	MCLEAN ELECTRIC COOPERATIVE	PARK, PARK BOARD, CAMPER PAD	743.00
A126223	MCLEAN FAMILY RESOURCE CTR	STOP GRANT DISBURSEMENT	2,874.82
A126224	MCLEAN COUNTY TREASURER	PAYOFF SPECIAL ASSESSMENTS – COURTHOUSE	46,882.74
A126225	MDU	GAS – LAW ENFORCEMENT CENTER, COURTHOUSE	882.70
A126226	MID-STATES ORGANIZED CRIME	TRAINING – SHERIFF	150.00
A126227	MIDCONTINENT CABLE CO	LAW ENFORCEMENT CENTER CABLE	61.50
A126228	MORTON COUNTY SHERIFF'S DEPT	INMATE HOUSING	150.00
A126229	NAPA AUTO PARTS	DRIVE BELT, IDLER PULLEY – PARK	23.99
A126230	ND ASSOCIATION OF COUNTIES	SPECIAL OPERATION FUND COUNTY SHARE	400.00
A126231	ND RECORDERS ASSOC.	REGISTRATION FEE – RECORDER'S CONVENTION	100.00
A126232	LINDA MCCAWE	20 FARM RECORD BOOKS – COUNTY AGENT	160.00
A126233	ND WATER RESOURCE DIST ASSOC	2015 MEMBERSHIP	475.00
A126234	NORTHLAND COMM HEALTH CTR	INMATE MEDICAL	187.00
A126235	LYNN OBERG	JANUARY MEETINGS/TRAVEL	1,174.80
A126236	PHARMICHEM INC.	SWEAT PATCH ANALYSIS	1,996.00
A126237	RECORD KEEPERS	SHREDDING SERVICES	41.50
A126238	RESERVATION TELEPHONE COOP	GARRISON DEPUTIES, PARK, TELCO TARIFFS	205.60
A126239	SRT COMMUNICATIONS, INC	TELCO TARIFFS	698.28
A126240	SUPER PUMPER	GASOLINE – SHERIFF	174.22
A126241	TELETRAC, INC.	SUBSCRIPTION	3,360.00
A126242	THE SIDWELL COMPANY	McLEAN COUNTY GIS	11,700.00
A126243	UNISTOP, INC	GASOLINE – SHERIFF	2,424.60
A126244	VERIZON WIRELESS	DATA CARDS – SHERIFF	640.16
A126245	WASTE MANAGEMENT	COURTHOUSE, LAW ENFORCEMENT CENTER	141.86
A126246	WATER PURITY INC	WATER DELIVERED	63.00
A126247	WEST RIVER TELECOM	MONTHLY PHONE BILL, 911 TRUNKING RECURRING	4,007.21

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

Building Maintenance Supervisor Curt Malo reported on the window issues in the courthouse. The manufacturer suggested that we use silica gel packets to control moisture between the window and storm window. He also reported that a heat pump needs to be replaced in the boiler room at a labor cost of \$2,000.00. The commission directed him to proceed with both actions.

Lee reported that the bill in the legislature that would have mandated five commissioners in each county failed to pass with an 11-2 do not pass recommendation from the House.

There being no further business, the chairperson declared the meeting adjourned until the next regularly scheduled meeting on Tuesday, March 3, 2015. The commission minutes and agenda can be found on the county website at <http://www.mcleancountynd.gov>.

Barry Suydam, Chairperson

Lori A Foss, Chief Deputy Auditor