

McLean County Commission Proceedings

Tuesday, March 7, 2023

The first regular March meeting of the Board of Commissioners was called to order at 8:35 a.m. by Chairperson Steve Cottingham. Present were Commissioners Cottingham, Steve Lee, and Barry Suydam. Also present were Auditor Beth A. Knutson; Deputy Auditor Diane L. Blumhagen; Road Superintendent Jim Grey; Assistant Road Superintendent Travis Verke; Cammie Wright of NorDak North Publishing; and Wold Engineering Representative Mike Rivinius.

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

Grey presented an update on the Strata Corporation agreement regarding Ehler Gravel Pit.

Rivinius requested approval of Project SC-2804(055) awarded to Mayo Construction Co.

Moved by Suydam, seconded by Lee, to approve the resolution as follows:

Resolution

Whereas, the bid in the amount of \$1,376,162.54 from Mayo Construction Company Inc. received in the bid opening of March 03, 2023, for Project SC-2804(055) was the low bid received.

Whereas, the bid is considered reasonable.

Now Therefore, be it resolved by the Board of County Commissioner of MCLEAN County will award to Mayo Construction Company Inc. the contract for Project SC-2804(055) and hereby authorizes the Chairman of the Board to sign said contract.

It is further understood that the County shall reimburse the North Dakota Department of Transportation for any payments made under this contract, which are not collectible from the Federal Highway Administration.

Attest:

\_\_\_\_\_  
County Auditor

\_\_\_\_\_  
Chairman, Board of County  
Commissioners

County: McLean

This is to certify that the above resolution was adopted and passed at a meeting of the Board of County Commissioners at \_\_\_\_\_ County on \_\_\_\_\_.

\_\_\_\_\_  
County Auditor

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

States Attorney Ladd Erickson joined the meeting via teleconference.

Rivinius addressed concerns of Quality Dirtworks LLC not submitting the required documents needed for the rewarded contract on Project BRJ-0028(051). Erickson suggested rejecting the contract that was awarded to Quality Dirtworks LLC. Discussion followed.

Moved by Lee, seconded by Suydam, to cancel the contract awarded to Quality Dirtworks LLC due to failure to complete obligations. Lee amended his motion to include working with North Dakota Department of Transportation (NDDOT) to file a claim against Quality Dirtworks LLC bid bond. Roll Call Vote: Aye: Lee, Suydam, and Cottingham. Nay: None. Motion carried.

Moved by Lee, seconded by Suydam, to accept the bid from Gladen Construction of Minnesota for Project BRJ-0028(051) and authorize Beth A Knutson as signatory of the contract. Discussion followed. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Tax Director Todd Schreiner joined the meeting.

Rivinius provided the commission an estimated cost of \$120,000.00 to \$150,000.00 to update a seven-mile stretch of County Road 9 (CR9) requested at the January 17, 2023 meeting.

Moved by Suydam, seconded by Lee, to approve increasing the speed limit to 65 mph for vehicles and 55 mph for trucks on the seven-mile stretch of CR 9. Discussion followed. Roll Call Vote: Aye: Suydam. Nay: Lee and Cottingham. Motion failed.

Property Assessor Ryan Oberg joined the meeting.

Megan and Ethan Bender, of Garrison, joined the meeting.

Knutson discussed with the commission a letter received from Ward County requesting a letter of support to change Highway 52 from Minot to Voltaire to a four-lane highway with turning lanes.

Moved by Lee, seconded by Suydam, to approve sending the requested letter of support. Roll Call Vote: Aye: Lee, Suydam, and Cottingham. Nay: None. Motion carried.

Chairperson Cottingham opened the abatement application hearing for a request submitted by Ethan and Megan Bender for land described at Outlot A in SE¼SE¼ of Section 6, Township 148, Range 83 North. The request was to lower the value of the property from \$676,500.00 to \$600,000.00. Discussion followed.

Moved by Lee, seconded by Suydam, to reject the abatement request and leave the assessed value at \$676,500.00. Discussion followed. Roll Call Vote: Aye: Lee and Cottingham. Nay: Suydam. Motion carried.

Enterprise Fleet Management Representative Joshua Roberts-Lujan joined the meeting.

Chief Deputy Sheriff Richard Johnson joined the meeting.

Chief Deputy Auditor Lori Foss joined the meeting.

Foss informed the commission that she applied for a State and Local Cybersecurity Grant from North Dakota Information Technology Department. The grant was approved in the amount of \$25,312.00 and needs to be accepted within 10 days. Foss discussed the requirements of the grant with the commission and requested approval to decline the grant. Discussion followed.

Moved by Lee, seconded by Suydam, to decline acceptance of the State and Local Cybersecurity Grant. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Knutson presented a quote from Tyler Technologies for School ERP Powered by Infinite Visions which included the accounting, info-link and fixed assets at a one-time contract fee of \$92,140.00 and yearly recurring fee of \$11,858.00. Knutson presented a second quote from Tyler Technologies for Tax-Wise program which included Vanguard Interface, Taxation and Billing System, Soil Classifications, iTax Web Portal, iTax Online Payments along with Database and Environmental services at a one-time contract fee of \$155,666.00 and yearly recurring fee of \$18,576.00. Optional services requested by the Auditor's Office included conversion, installation, project management, and training service at a one-time fee of \$10,420.00. Discussion followed with Knutson requesting to use ARPA funding for the two programs through 2026.

Foss presented quote from NRG Technology Services in the amount of \$25,326.53 for a new server.

Moved by Suydam, seconded by Lee, to approve the server purchase as presented. Discussion followed from Knutson requested utilizing ARPA funding for the purchase. Suydam amended his motion to include utilizing ARPA funding. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Moved by Lee, seconded by Suydam, to accept the two program quotes from Tyler Technologies as presented utilizing ARPA funding for the years 2023 through 2026 as presented. Roll Call Vote: Aye: Lee, Suydam, and Cottingham. Nay: None. Motion carried.

Foss presented Procurement Policies utilizing Federal and Non-Federal funding. Discussion followed which resulted in requesting Foss to modify wording and bring to the next meeting.

Chairperson recessed the meeting at 10:25 a.m.

Chairperson Cottingham reconvened the meeting at 10:30 a.m.

Roberts-Lujan presented a Power Point presentation for Enterprise Fleet Management. Discussion followed.

Knutson presented the Pledge of Securities received from TruCommunity Bank. The total public deposits were \$32,845,005.22 and the total pledged securities were \$33,196,711.75 on February 28, 2023.

Moved by Lee, seconded by Suydam, to accept the Pledge of Securities from TruCommunity Bank. Roll Call Vote: Aye: Lee, Suydam, and Cottingham. Nay: None. Motion carried.

Moved by Suydam, seconded by Lee, to accept the list of depositories for county funds for the year 2023 effective January 1, 2023, which includes TruCommunity Bank of Garrison, Max, Turtle Lake, and Washburn; BNC National Bank of Garrison; Bravera Bank of Underwood; and The Union Bank of Wilton. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Knutson presented the commission with the Statement of Revenues and Expenditures for year ending December 31, 2022.

Moved by Suydam, seconded by Lee, to approve the following Transfer of Funds Resolution:

#### Transfer of Funds and Budget Amendment Resolution

Be it resolved, that the McLean County Board of Commissioners move to make the following transfers of funds to update revenue funds to the correct accounts as follows:

#### Beginning of Year Transfers

- Transfer \$28,838.14 from General Fund (1000-2901-000) to School Resource Officer (2909-3999-000);
- Transfer \$31,807.68 from General Fund (1000-2901-000) to Veterans Services (2920-3999-000);
- Transfer \$34,667.59 from General Fund (1000-2901-000) to Disaster Emergency Fund (2925-3999-000);
- Transfer \$114,639.47 from General Fund (1000-2901-000) to County Agent (2960-3999-000);
- Transfer \$1,600.00 from General Fund (1000-2901-000) to Jobs Promotion (8040-3999-000); and
- Transfer \$2,500.00 from General Fund (1000-2901-000) to McLean Rescue Boat (8041-3999-000)

#### Budget Amendment Transfers

- Transfer \$3,100.03 from General Fund (1000-2901-000) to Law Enforcement Equip (2918-3999-000); and
- Transfer \$15,020.00 from General Fund (1000-2901-000) to Impound & Towing (2911-3999-000)

Approved this 7<sup>th</sup> day of March 2023.

Steve Cottingham, Chairperson

Beth A. Knutson, Auditor

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

Knutson presented 2023 Beer and Liquor License renewal application for Painted Wood Recreation.

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

Moved by Suydam, seconded by Lee, to approve the Special Events Liquor License transfer for Harbor Bar & Grill for a wedding to be held at #29 4<sup>th</sup> Ave S.W. Garrison, on April 29, 2023. Discussion followed. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Moved by Lee, seconded by Suydam, to approve the Local Raffle Permit Application submitted by Sakakawea Fence Stretchers for a raffle to be held at Garrison Golf Course on July 11, 2023, with prizes listed as Citadel Shotgun; Remington Rifle; Mossberg Rifle; Mossberg Shotgun; Savage Rifle; two tickets to Medora Musical with Pitchfork Fondue and Hotel; Blackstone Griddle; and Mr. Heater Big Buddy with total prize value of \$3,103.08. Roll Call Vote: Aye: Lee, Suydam, and Cottingham. Nay: None. Motion carried.

Received and ordered filed the fee collection report from the Recorder's Department for the month of February in the amount of \$7,165.30

Received and ordered filed the fee collection report from the Sheriff's Department for the month of February in the amount of \$2,322.44.

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

A detailed list of checks is available for public inspection anytime during regular business hours in the McLean County Auditor's Office.

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

Knutson discussed a request from the Sheriff's Department to send to two additional employees, North Dakota Bureau of Criminal Intelligence Special Agent Matthew Hiatt and Lieutenant Justin Krohmer, to the job shadowing program in Miami, Florida. Discussion followed.

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

There being no further business, the chairperson declared the meeting adjourned at 12:11 p.m. until the next regularly scheduled meeting on Tuesday, March 21, 2023. The commission minutes and agenda can be found on the county website at <https://www.mcleancountynd.gov>.

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Steve Cottingham, Chairperson

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Diane L Blumhagen, Deputy Auditor