

McLean County Commission Proceedings
Tuesday, May 2, 2017

The first regular May meeting of the Board of Commissioners was called to order at 8:30 a.m. by Chairperson Doug Krebsbach. Present were Commissioners Krebsbach, Barry Suydam, and Steve Lee. Also present were Eric Poppinga of Central Power Electric Cooperative, Inc., Auditor Les Korgel, Deputy Auditor Nancy Leidholm, and Alyssa Meier of BHG News Services.

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

Highway Superintendent Jim Grey joined the meeting. He informed the commission of the ongoing problem with algae in the fuel tanks at the Washburn and Garrison shops. A new 12,000 gallon tank costs \$15,000.00. Enerbase can clean both tanks for \$4,900.00 by pumping out the gas; putting a man hole in the top of the tank; and going in to clean them up. The man hole will remain for future use. Krebsbach believes the tanks were purchased between 1985 and 1990. Lee feels it is a better deal to clean them if their structural integrity is good. Grey is comfortable with the shape of the tanks though he cannot see underneath them and stated that the Garrison tank does have some rust spots. Lee also questioned if once cleaned, the tanks could be lined with something. Grey will look into it. Krebsbach feels cleaning the tanks is cheaper than losing the warranty on a motor grader because of the algae and believes the integrity of them to be good.

Moved by Lee, seconded by Suydam, to authorize Grey to have the fuel tanks at the Washburn and Garrison shops cleaned by Enerbase. Lee wondered if there was an additive to put in the tank once clean. Grey stated that they'd been using one. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Grey went on to say that shoulder pulling is ongoing as the grass isn't growing much yet. Crews are doing a little culvert work here and there. Work has begun on the Reiser grade discussed at an earlier meeting.

Eric Poppinga of Central Power Electric Cooperative, Inc., Minot, was present to discuss the Max to Benedict 43.8kV transmission line project. The construction type will be primarily single pole, narrow profile which would be built to 69kV standards. A second construction type which may be utilized in low-lying, wet or difficult terrain is two-pole, H-frame profile which would also be built to 69kV standards; typical ground to conductor clearance is 24 – 30 feet. Construction is planned to begin in the summer of 2017 and be completed by early 2018. Poppinga presented a map showing the route of the transmission line and explained that along the route a few area farmers are having a challenge with having to go around structures and discussed using county easements to help alleviate that issue.

Moved by Lee, seconded by Suydam, to approve the Special Event Permit Application from Captain's Cabin of Washburn for a wedding dance on May 20, 2017 at the 4-H Camp. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Moved by Suydam, seconded by Lee, to approve the Special Event Permit Application from the Rusted Rail Bar and Grill of Underwood to serve alcohol at race events scheduled for May 11, 25, and 27; June 1, 15, 16, 17, 18 and 30; July 6, 8, 16 and 30; August 10 and 19; and September 16, 2017 at the Underwood Fairgrounds. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Moved by Lee, seconded by Suydam, to approve the Special Event Permit Application from the Stoney End Supper Club of Garrison for a Cabela's Fishing Tournament banquet on May 10, 2017 at the Garrison City Auditorium. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Korgel requested approval for the Falkirk Mine Fishing Tournament for employees and their families to be held at Sportsmen Centennial Park on June 17, 2017. He explained that this would be the third year the tournament has been held and park caretaker Leslie Hultberg said he has no problem with hosting the event once again.

Moved by Suydam, seconded by Lee, to approve the Falkirk Mine Fishing Tournament at Sportsmen Centennial Park on June 17, 2017. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Received and ordered filed the fee collection report from the Sheriff's office in the amount of \$1,087.84 for the month of April.

Received and ordered filed the fee collection report from the Recorder's office in the amount of \$7,492.40 for the month of April.

Korgel presented the monthly financial reports ending April 30, 2017 including the delinquent taxpayers list owing over \$4,000.00 which consisted of 47 taxpayers owing \$397,812.78. Property taxes are at 95% collected with the discount compared to 95% in 2016. Fees and Miscellaneous Revenue are at \$474,848.88 compared to \$501,831.78 in 2016. Government reimbursements including PILT, State Aid, and Coal Severance are up because of higher oil and gas tax and coal severance taxes. So far in 2017 \$4,627,002.13 of the budget has been expended or 32.71% where normally we would be at 33.33%.

Discussion took place regarding the Ziegler's Landing boat dock.

Kira Lampton of the Health Promotions Department of First District Health Unit joined the meeting to update the commission on the various smoking cessation classes they offer including NDQuits, a free hotline for people that want to quit smoking; Kick Start, a one-time crash course in helping tobacco users quit smoking; and Baby & Me – Tobacco Free, a program that helps pregnant women quit using tobacco. She then presented statistics relating to McLean County. Lampton reported that six of the seven McLean County schools are ND Comprehensive Tobacco-free Schools.

Moved by Lee, seconded by Suydam, to approve the Gaming Site Authorization for the American Foundation of Wildlife to conduct bingo and pull tabs at Totten Trail Resort from July 1, 2017 through June 20, 2018. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

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

CHECK #	VENDOR	DESCRIPTION	AMOUNT
A132526	3D SPECIALTIES	SIGNS	5,936.04
A132527	WILLIAM CARLSON	REIMBURSE CELL PHONE	30.00
A132528	CIRCLE SANITATION SERVICE	GARBAGE PICKUP – GARRISON & WASHBURN SHOPS	136.00
A132529	DAKOTA FLUID POWER, INC.	HYDRALIC SPIN-ON, 25 UM ELEMENTS	778.46
A132530	DAKOTA FENCE	CABLE END TURNBUCKLE FOR MINE BRIDGE	330.75
A132531	ESCO BISMARCK	CUTTING EDGES	12,553.97
A132532	FASTENAL COMPANY	PARTS	19.91
A132533	KINETIC LEASING	LEASE PAYMENT – 3 MOTOR GRADERS	116,840.94
A132534	MCLEAN SHERIDAN RURAL WATER	WATER	69.37
A132535	SCOTT'S HARDWARE	WASHBURN SHOP SUPPLIES, PARTS, OUT SHOP SUPPLIES	373.94
A132536	S & J HARDWARE	GARRISON SHOP SUPPLIES	76.06
A132537	VERIZON WIRELESS	HIGHWAY DEPARTMENT CELL SERVICE	273.19
A132538	WOLD ENGINEERING P.C.	PROJECT B-16-42-CP-2800(017) PROJECT B-17-01-CNOC-0028(055)	39,335.69
A132539	ABM INC	COPIER MAINTENANCE AGREEMENT – COUNTY AGENT	969.63
A132540	AED SUPERSTORE	EIGHT SETS OF CHILD AED PADS	684.00
A132541	AT&T MOBILITY	SHERIFF, STATES ATTORNEY CELL SERVICE; LAND USE DATA CARD SERVICE	203.53
A132542	BHG INC	COMMISSION MINUTES, HELP WANTED – FEMALE JAILER/DISPATCHER, BIDS, SEVERE WEATHER WEEK ADS, NOTICE, SPRING FLING EVENT AD	1,436.47
A132543	BUSINESS CARD	25 PK #10 ENVELOPES FOR MARRIAGE LICENSES – RECORDER, WHITEBOARD – SHERIFF	283.50
A132544	CHS CREDIT CARD DEPT	GASOLINE – SHERIFF	2,269.00
A132545	CHARM-TEX, INC.	TOWELS, CARDS, PANTS, SHIRTS – SHERIFF	965.63
A132546	CIRCLE SANITATION SERVICE	GARBAGE PICKUP	337.00
A132547	CITY OF WASHBURN	WATER/SEWER – COURTHOUSE	91.40
A132548	RONDA COLBY, RPR, CRR	COURT TRANSCRIPT	36.00
A132549	DIAMOND TOWER SERVICE, INC	UNDERWOOD TOWER REPAIRS – REPLACE ANTENNA & COAXIAL CABLE	13,550.00
A132550	DOC'S SHOP	SPARK PLUGS, BRAKES, ROTORS, OIL CHANGES	1,220.43
A132551	CALANDRIA JARBOE EDWARDS	REIMBURSE FOR FARMERS UNION EVENT & SPRING FLING HORTICULTURE EVENT	668.70
A132552	LADD R ERICKSON	APRIL TRAVEL	81.32
A132553	GARRISON FARMERS UNION OIL CO	GASOLINE, OIL CHANGE, ROTATE TIRES, WINDSHIELD WASHER FLUID – SHERIFF	125.30
A132554	FARMERS SECURITY BANK	1 ST PAYMENT ON \$500,000.00 OPERATING LOAN	138,600.23
A132555	GARRISON DIVERSION	DISBURSE MONTHLY COLLECTIONS	9,628.68
A132556	GARRISON VETERINARY SERVICE	DOG FOOD, VACCINES, BOARDING – SHERIFF	417.00
A132557	BENJAMIN GEHRING	REIMBURSE APRIL CORONER SERVICES	1,500.00
A132558	GERARD GOVEN	APRIL WATER BOARD MEETINGS & TRAVEL	415.13
A132559	GUARDIAN LOCK & SAFE, INC	REPAIR CELL DOOR – LAW ENFORCEMENT CENTER	163.00
A132560	HR COLLABORATIVE	HOT TOPICS IN HUMAN RESOURCES – FOSS	50.00
A132561	SHANNON JEFFERS	APRIL WATER BOARD MEETINGS & TRAVEL	2,275.06
A132562	RICHARD JOHNSON	CELL PHONE REIMBURSEMENT	30.00
A132563	DOUG KREBSBACH	APRIL TRAVEL	66.34
A132564	LEE, STEVE	APRIL TRAVEL	109.14
A132565	LESS LETHAL, LLC	NOVA TRANSPORT ORDER – SHERIFF	1,375.00
A132566	MCLEAN FAMILY RESOURCE CTR	DISBURSE MONTHLY COLLECTIONS	1,150.00
A132567	MCLEAN COUNTY TREASURER	CORRECT APRIL PORTION 12% CREDIT	370.54
A132568	MCLEAN COUNTY HIGHWAY DEPT	REIMBURSE GAS/DIESEL FROM WEED CONTROL	4,567.65
A132569	MCLEAN COUNTY FAIR	DISBURSE 2017 BUDGET FUNDS	70,800.00
A132570	MCLEAN COUNTY AUDITOR	APRIL POSTAGE – COUNTY AGENT	66.09
A132571	MIDWEST CANINE ALTERNATIVES	CANINE CERTIFICATION	750.00
A132572	ND NEWSPAPER ASSOCIATION	NDSU EXTENSION SERVICE AD	191.40
A132573	ND ASSOCIATION OF COUNTIES	1 VERIDESK 36", 1 VERIDESK 40" – FOR	1,816.71

A132574	NORTHERN PLAINS EQUIPMENT CO	DISPATCH OIL CHANGE, REPLACE AIR FILTER – SHERIFF	227.32
A132575	LYNN OBERG	APRIL WATER BOARD MEETINGS & TRAVEL	2,443.17
A132576	RYAN OBERG	REIMBURSE FOR OIL CHANGE – EXPEDITION	65.41
A132577	OFFICE DEPOT	STORE-N-GO FLASH DRIVES; BROTHER FAX TONER; HP 90A, 64A & 53A LASER TONERS; BROTHER INK CARTRIDGES; CARDSTOCK; COLOR COPY PAPER; DIVIDERS; LABELS; ENVELOPES; PAPER CLIPS; STAPLES; TAPE; TABS; INK; INSERTS	1,023.76
A132578	OTTERTAIL POWER COMPANY	BUTTE, TURTLE LAKE, WASHBURN & MAX SHOPS; COURTHOUSE; RADIO TOWER; LAW ENFORCEMENT CENTER	4,798.97
A132579	JAIMI POCHANT	INMATE CARE	960.00
A132580	ROUGH RIDER	WATER HEATER ELEMENTS	107.06
A132581	SCOTT'S HARDWARE	SPRAY HEAD, FUSE, WINDEX, T HANDLE HEX KEY, ALARM CLOCK, VACUUM CLEANER, TAPE, HOBBY KNIFE	145.50
A132582	SIX, ANNA	REIMBURSE FOR BLOOD GLUCOSE METER – SHERIFF	9.00
A132583	SRT COMMUNICATIONS, INC	ASSESSOR CELL SERVICE	62.24
A132584	ND STATE TREASURER	DISBURSE MONTHLY COLLECTIONS	8,098.68
A132585	THIRD WATCH COMMUNICATIONS	WHELAN ION BLUE LED LIGHT HEAD FOR UNIT S-1	92.10
A132586	WASHBURN AUTO BODY LLC	REPAIRS – SHERIFF, WEED CONTROL	2,744.72
A132587	WATER PURITY INC	WATER DELIVERED	91.00
A132588	MIKE THYBERG	WEED BOARD SPRING MEETING	6.42
A132589	KRUEGER, GARRETT B	WEED BOARD SPRING MEETING	38.52
A132590	FRED TOMLINSON	WEED BOARD SPRING MEETING	54.57
A132591	DALEN SCHAEFER	WEED BOARD SPRING MEETING	40.13
	APRIL PAYROLL		\$336,321.18

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

Highway Superintendent Jim Grey rejoined the meeting along with Wold Engineering representative Mike Rivinius; Ted Billadeau of Mayo Construction, Cavalier; Caroline Heller of Knife River Corporation, Bismarck; Mac Kersten of Bechtold Paving, Minot; Ryan Weatherly of Mariner Construction, Bismarck; Bob Conn of Central Specialties, Inc., Alexandria, MN; and Doug Stoltz and Steve Cottingham of Falkirk Mining Company, Underwood; for the scheduled bid opening.

Grey opened bids for the scheduled 10:00 a.m. bid opening for road project CP-2836SPUR(017), a mill and overlay of the Falkirk Mine Road.

Seven bids were received. Bechtold Paving, Inc. of Minot submitted a total bid in the amount of \$536,799.70; Central Specialties, Inc. of Alexandria, MN submitted a total bid of \$565,871.53; Keller Paving & Landscaping, Inc. of Minot submitted a total bid in the amount of \$767,640.60; Knife River Corporation of Bismarck submitted a total bid in the amount of \$577,263.01; Mariner Construction of Bismarck submitted a total bid in the amount of \$1,275,848.41; Mayo Construction, Inc. of Cavalier submitted a total bid in the amount of \$510,470.58; and Northern Improvement Company of Fargo submitted a total bid in the amount of \$672,096.50.

Rivinius told the commission that Falkirk Mining Company preferred to look over the bids before making a recommendation and will return to a later meeting with their decision.

Doug Stoltz requested the need for a public hearing to close a section line road.

Moved by Lee, seconded by Suydam, to approve the following Notice of Hearing:

**NOTICE OF HEARING ON PETITION TO
TEMPORARILY CLOSE CERTAIN SECTION LINE ROADS**

PLEASE TAKE NOTICE: that a Petition has been filed by The Falkirk Mining Company, P.O. Box 1087, Underwood, North Dakota 58576, with the Board of McLean County Commissioners requesting that the following section line roads be temporarily closed in order to conduct surface coal mining and reclamation operations:

- a. The section line road between Sections 28 and 33, Township 145 North, Range 83 West and
- b. The section line road between the SW¼ of Section 27 and the NW¼ of Section 34, Township 145 North, Range 83 West.

After the completion of surface coal mining and reclamation operations, Falkirk will restore the closed section line roads to as good a condition as existed prior to the closing of such roads to the extent required by the Board of McLean County Commissioners.

A hearing on the Petition will be held by the Board of McLean County Commissioners in the McLean County Courthouse at Washburn, North Dakota, on the 20th day of June, 2017, at 10:00 a.m., CDT, for the purpose of receiving testimony and evidence bearing upon the above request by Falkirk. Statements may be made orally or in writing at the time of the public hearing. The Petition, along with the map showing the effected section lines, is on file in the office of the McLean County Auditor and may be viewed by interested persons during regular office hours.

By order of the Board of McLean County Commissioners.

Leslie D. Korgel, County Auditor

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

NDSU Extension Agent Calla Edwards joined the meeting to inform the commission that she is hoping to attend the National Association Agricultural Agent Conference in Salt Lake City, Utah, scheduled for July 9 – 13, 2017. As a first time attendee the registration fee is waived and funding is available from the state as well as the Sustainable Agriculture Research and Education (S.A.R.E.) program, so cost to the County should be minimal.

Sheriff J. R. Kerzmann and Deputy Sheriff/E-911 Coordinator Richard Johnson joined the meeting. Kerzmann requested permission to hire a patrol deputy from the hiring list to replace one that recently resigned.

Moved by Suydam, seconded by Lee, to authorize the Sheriff to hire a deputy from the existing hiring list. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Johnson requested permission to order two Motorola radios to equip Sheriff Department vehicles.

Moved by Lee, seconded by Suydam, to approve the purchase of two Motorola APX6500 radios in the amount of \$4,032.75 each. Roll Call Vote: Aye: Suydam, Lee, and Krebsbach. Nay: None. Motion carried.

Johnson then gave the commission an update on the tower repairs at Underwood. He explained the extra expense of having to replace the wiring from the old antenna as it was corroded and couldn't be saved. He also informed the commission that the repeater for the highway department frequency has gone bad and will need to be replaced at a cost of about \$4,000.00.

Kerzmann discussed a possible service contract with Electronic Communications of Bismarck and the possibility of using the Drug Forfeiture Account to obtain cell phones or trac phones for the department's detectives.

There being no further business, the chairperson declared the meeting adjourned at 10:30 a.m. until the next regularly scheduled meeting on Tuesday, May 16, 2017. The commission minutes and agenda can be found on the county website at <http://www.mcleancountynd.gov>.

Doug Krebsbach, Chairperson

Nancy Leidholm, Deputy Auditor