

## McLean County Commission Proceedings

Tuesday, May 21, 2024

The second regular May meeting of the Board of Commissioners was called to order at 8:30 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 James Grey; Assistant Road Superintendent Travis Verke; Director of Disaster Emergency Services Noelle Kroll; Mike Rivinius of Wold Engineering; Wanda Cleveland; Chris Cleveland; Cherri Pachak; Dennis Cleveland; Lowell Rothmann; Sean Stocker; Kitty Tweeten; Susan Shearer; Tana Larsen; Jon Price; and Joey Harris of Bismarck Tribune.

Moved by Suydam, seconded by Lee, to approve the minutes of the meeting held on April 2, 2024. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Grey reported that load restrictions were lifted the prior week and shoulder work is wrapping up. Grey went over upcoming projects which includes placing gravel across the county. Discussion followed. Rivinius stated that shoulder widening at Wilton has started.

Building Maintenance Supervisor Curt Malo joined the meeting.

Kroll discussed two bids received for the full-scale active shooter exercise and recommended acceptance of the lower bid of Heartland Consulting in the amount of \$7,600.00.

Moved by Lee, seconded by Cottingham, to accept the bid in the amount of \$7,600.00 from Heartland Consulting. Roll Call Vote: Aye: Lee, Suydam and Cottingham. Nay: None. Motion Carried.

The commission tabled the maintenance items until a later date.

Knutson presented a quote for voice over internet phone services from WRT. The courthouse would have a one-time cost of \$9,650.00 and the Law Enforcement Center (LEC) would be \$7,100. Knutson stated that we are currently paying monthly over \$1,500.00 at the courthouse and \$700 at the LEC. The new system would reduce those amounts to \$603.70 at the courthouse and \$436.30 at the LEC. Discussion followed.

Moved by Lee, seconded by Suydam, to authorize the change of phone system at the McLean County Courthouse and the LEC with a total one-time setup cost of \$16,750.00. Discussion followed with Knutson stating the change would take place in 2025 and the Commission stated they would like the system upgraded sooner. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Knutson stated that all appeal letters for the Discovery Wind Project have been emailed to the Commissioners and the next step is to hold a hearing on the appeal. Discussion Followed.

Moved by Lee, seconded by Suydam, to hold the appeal hearing at 11:00 a.m. on June 18, 2024, in the McLean County Courtroom. Discussion followed. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Moved by Lee, seconded by Suydam, 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.

Cottingham stated that a letter was received regarding the Discovery Wind Project with a determination of no hazard from the FAA along with their road plan.

Tax Equalization Director Todd Schreiner joined the meeting to present applications from the Planning and Zoning Meeting held on May 20, 2024.

Moved by Lee, seconded by Suydam, to concur with the Planning and Zoning Commission and approve the Conditional Use Permit submitted by Sundre Sand & Gravel, Inc, Minot, on behalf of landowners Glenn G. and Judy S. Boyko, involving land located in the W½SE¼, SE¼SE¼ of Section 16, Horseshoe Valley Township. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Moved by Lee, seconded by Suydam, to concur with the Planning and Zoning Commission and approve a variance submitted by Mitchell R. Torgeson, of Bismarck, involving land located in Lot 24, Larson's Subdivision, Wise Township. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Moved by Suydam, seconded by Lee, to concur with the Planning and Zoning Commission and approve a variance submitted by Marcus Matthews, of Garrison, requesting approval of a variance involving land located in Lot 26 Replat, Totten Trail Cottage Site, Snow Township. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Rainbow Energy representative Jon Price was available for questions regarding the zoning change requested by Rainbow Energy. Discussion followed.

Moved by Cottingham, seconded by Suydam, to amend the recommendation of the Planning and Zoning Commission to approve the zoning change submitted by Rainbow Energy Center, LLC, of Bismarck, involving land described as the S½N½S½N½SE¼, S½S½N½SE¼, N½N½S½SE¼ of Section 18, Township 145 North, Range 82 West containing 50 acres, contingent upon the U.S. Fish and

Wildlife Service and the Natural Resources Conservation Service (NRCS) approval. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

Chairperson Cottingham recessed the meeting at 9:14 a.m.

Chairperson Cottingham reconvened the meeting at 9:30 a.m. for the bid opening for Pavement Marking Project PVMT-2800(024).

The first bid opened was from Dallman Services, of Jamestown, ND, in the amount of \$262,845.61; the second bid was from West River Striping Co. of Mandan, ND, in the amount of \$279,718.60; and the third bid was from Traffic Safety Services of Bismarck, ND, in the amount of \$283,318.05.

Rivinius stated the bids have been checked and meet the requirements of the project.

Moved by Lee, seconded by Suydam, to award PVMT-2800(024) to the lowest bidder Dallman Services, at \$262,845.61. Discussion followed. Roll Call Vote: Aye: Suydam, Lee, and Cottingham. Nay: None. Motion carried.

There being no further business, the Chairperson declared the meeting adjourned at 9:37 a.m. 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 Blumhagen, Deputy Auditor