

**McLean County Commission Proceedings**  
**Tuesday, May 19, 2015**

The final regular May meeting of the Board of Commissioners was called to order at 8:31 a.m. by Chairperson Barry Suydam. Present were Commissioners Suydam, Doug Krebsbach, and Steve Lee. Also present were Auditor Les Korgel, Deputy Auditor Nancy Leidholm, 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: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Risk Manager/Disaster Emergency Services Manager Noelle Krull joined the meeting with a risk management update. She also informed the commission that the county's Multi-Hazard Mitigation Plan update is moving along nicely.

Highway Superintendent Jim Grey joined the meeting along with Wold Engineering representative Ron Wagner.

Grey told the commission that the crews are busy repairing soft spots around the county. Some roads have water up to the shoulders after this week's rain. The rain has set back the blading of roads but should be caught up shortly, weather permitting. Grey mentioned CR #33 in an area where pavement is breaking up in the center of the road. They have it marked and will dig it up and pack with dry material.

Moved by Lee, seconded by Krebsbach, to authorize Grey to put the 1992 John Deere track hoe and 1986 Caterpillar scraper out for bids. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Wagner reported CR's 25 and 10 possibly being added to the list of McLean County's County Major Collector (CMC) system to be able to use some remaining surge funds generated by SB2103 for repairs. The Local Government Division of the North Dakota Department of Transportation is requesting projected traffic counts and Wagner feels they won't be high enough for the two roads to be accepted as CMC roads. He also presented a list of existing CMC roads that SB2103 funds could be spent on as well as a list of county roads that could benefit from funding with regards to HB1176. Wagner was instructed, along with Grey, to prioritize both lists and return at a later meeting for the commission's review.

Land Use Administrator Todd Schreiner joined the meeting to present recommendations from yesterday's Planning & Zoning Commission meeting.

Moved by Krebsbach, seconded by Lee, to concur with the Planning & Zoning Commission and approve the conditional use permit request from Jason Schumaier of Garrison for land described as the NW¼ of Section 31, Township 149 North, Range 82 West, known as Outlot A consisting of 5.0 acres to construct a non-farm structure on agricultural land. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Moved by Lee, seconded by Krebsbach, to concur with the Planning & Zoning Commission and approve the variance request from John Keller of Bismarck for land described as Lot 7, Block 2, Skaley Addition, (a leased lot), located in Township 147 North, Range 79 West to allow construction of a structure closer than the required 25 foot setback from the center line of the road and the required 15 foot setback from the side lot line as proclaimed in subsection 4 of section 5.2.4 of the revised McLean County Zoning Ordinance as adopted on September 1, 1982 and as amended on March 4, 2013. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Moved by Krebsbach, seconded by Lee, to recommend to the Board of County Commissioners approval of the variance request from Rick Clayburgh of Bismarck for land described as Lot 3, Lee's Point 2<sup>nd</sup> Subdivision to allow construction of a structure closer than the required 25 foot setback from the center line of the road and the required 15 foot setback from the side lot line as proclaimed in subsection 4 of section 5.2.4 of the revised McLean County Zoning Ordinance as adopted on September 1, 1982 and as amended on March 4, 2013. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Moved by Lee, seconded by Krebsbach, to concur with the Planning & Zoning Commission and approve the conditional use permit request from Brandon St. Michael, representing Velocitel of Jamestown, for land located in the SW¼ of Section 31, Township 150 North, Range 89 West to install a 199' self-supported lattice tower and 12' x 30' shelter for radio equipment. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Moved by Krebsbach, seconded by Lee, to concur with the Planning & Zoning Commission approval of the conditional use permit request from Gerard Goven of Turtle Lake for land located in the SE¼ of Section 18, Township 147 North, Range 80 West, known as Outlot A consisting of 3.49 acres to construct a non-farm structure on agricultural land. Roll Call Vote:

Alisa Dahl, Area Director of USDA, joined the meeting representing Vision West with information on a county membership. She informed the commission that there are no fees relating to membership. Discussion followed regarding the benefits of a membership with Vision West. The commission decided to read through the information given before making a decision. Dahl also stated that any questions they may have regarding the USDA, she is the person to go to for answers.

Chief Deputy Sheriff Richard Johnson joined the meeting. He requested and was granted permission to send the county drug dogs for K-9 recertification. Johnson also requested to fill three deputy positions with the upcoming interviews on May 21. Korgel stated that it would be o.k. contingent on qualified candidates. He then requested to hire a part-time officer to fulfill the summer contracts for coverage around the lake during the busy recreation season. Lee stated that this would be an additional cost for the county for something that has traditionally been covered with existing staff and requested to see a reasonably solid dollar amount for the position before making a decision.

Johnson updated the commission regarding the Oil Impact Grant the department is applying for. The Sheriff's Department was authorized, at the previous meeting, to apply for the grant, the proposed purchases totaling \$320,000.00 with a 10% county match. They have added additional equipment for the vehicles tentatively covered by the grant increasing the total to \$360,000.00 which means the county would be responsible for up to \$36,000.00 if the entire grant is approved. Johnson stated that the purchases could be funded with dollars included in the 2016 budget if grant approval is received.

States Attorney Ladd Erickson joined the meeting and presented a job description for an additional part-time/full-time legal secretary/clerk for his office that was part of his budget for this year. He asked the commission to accept the job description and permission to advertise for the position. He explained that with the caseload in his department this is needed. He will also be asking for an additional computer as well.

Moved by Krebsbach, seconded by Lee to accept the job description for Legal Secretary/Clerk. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Discussion continued. Lee realizes the position was budgeted for to start mid-year and that it is needed but questions with a revenue short fall of almost \$500,000.00, how do we pay for it. Korgel recommended holding off until August when there will be a better handle on state aid. The commission discussed the option of Chris Buske, Clerk in the Clerk of Courts office, helping out for more than the one day a week she is allotted for the States Attorney's office. The commission decided to table the issue until the July 21 meeting.

Highway Superintendent Jim Grey rejoined the meeting along with Mike Rivinius and Ron Wagner of Wold Engineering for the scheduled bid opening for road project CNOB-2800(051). Shelton Burch representing Melgaard Construction; Mike Cavanaugh representing Central Specialties, Inc.; Bill Scepaniak representing Wm. D. Scepaniak, Inc.; and Todd Mantz representing Sundre Sand & Gravel, Inc. also joined the meeting.

Six bids were received. Central Specialties, Inc. of Alexandria, MN submitted a total bid in the amount of \$2,395,952.04; Sundre Sand & Gravel, Inc. of Minot submitted a total bid in the amount of \$2,278,766.06; Wm. D. Scepaniak, Inc. of Holdingford, MN submitted a total bid in the amount of \$2,422,965.16; Gratech Company of Berthold submitted a total bid in the amount of \$2,421,794.15; Border States Paving, Inc. of Fargo submitted a total bid in the amount of \$2,546,596.00; and Melgaard Construction of Gillette, WY submitted a total bid in the amount of \$2,512,136.37. Rivinius, Wagner and Grey will look over the bids and give their recommendation later in the meeting.

Moved by Lee, seconded by Krebsbach, to approve the gaming site authorization for Strawberry Lake Improvement Association for games of chance at Strawberry Kooler, Ruso. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Rivinius, Wagner and Grey recommend awarding road project CNOB-2800(051) to Sundre Sand & Gravel of Minot.

Moved by Lee, seconded by Krebsbach, to accept the bid from Sundre Sand & Gravel of Minot in the amount of \$2,278,766.06 for road project CNOB-2800(051), a county road re-gravelling and sub-cut repair project on 3 sites in McLean County. Roll Call Vote: Aye: Lee, Krebsbach, and Suydam. Nay: None. Motion carried.

Dustin Melby representing RDO Equipment; Beth Dinneen representing Bobcat of Mandan; and Lowell Malard representing Butler Machinery joined the meeting for the scheduled equipment bid opening.

Eight bids were received. Swanson Equipment of Minot submitted a total bid of \$39,875.50 for a 2015 Bobcat 5650 skid steer loader; Titan Machinery of Bismarck submitted a total bid of \$38,265.00 for a 2015 Case SR210 skid steer loader; Rensch Farm Store of Garrison submitted 3 bids: a total bid of \$44,997.00 for a 2015 New Holland L221skid steer loader; a total bid of \$47,956.00 for a 2015 New Holland L228 skid steer; and a total bid of \$44,426.00 for a 2015 New Holland L228 skid steer; Bobcat of Mandan submitted a total bid of \$38,648.23 for a 2015 Bobcat 5630 skid steer loader; RDO Equipment of Bismarck submitted a total bid of \$42,000.00 for a 2015 John Deere 320E skid steer loader; and Butler Machinery of Bismarck submitted a total bid of \$40,900.00 for a 2015 CAT 236D skid steer loader. Grey will look over the bids and return to the June 2 meeting with his recommendations.

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

CHECK #	VENDOR	DESCRIPTION	AMOUNT
A126970	ENERBASE COOPERATIVE	FUEL – UNDERWOOD/GARRISON	37,506.41
A126971	DENNIS ESLINGER	DISC	350.00
A126972	VELVA FARMERS UNION OIL CO	PARTS	1.62
A126973	GARRISON FARMERS UNION OIL	PROPANE FOR TAR TRUCK	108.19
A126974	TURTLE LAKE FARMERS UNION	PARTS	17.90
A126975	GARRISON CITY	GARBAGE/WATER	61.17
A126976	GARRISON LUMBER	PARTS	35.69
A126977	GCR TIRE CENTERS	TIRE	81.25
A126978	JOHNSEN TRAILER SERVICE	PARTS	120.75
A126979	JOHN DEERE FINANCIAL	PARTS	286.96
A126980	KEN'S BODY SHOP	REPLACED WINDOW	84.00
A126981	MCLEAN ELECTRIC COOPERATIVE	ROSEGLEN, UNDERWOOD & GARRISON SHOPS	578.00
A126982	MDU	WASHBURN, TURTLE LAKE, MAX & GARRISON SHOPS	306.08
A126983	NAPA AUTO PARTS-GARRISON	PARTS, GARRISON SHOP SUPPLIES	98.41
A126984	O'DAY EQUIPMENT, LLC	PARTS FOR GARRISON SHOP FUEL TANK	1,228.64
A126985	RESERVATION TELEPHONE COOP	TELEPHONE – HIGHWAY	95.59
A126986	RYAN DODGE	PARTS	38.58
A126987	UNDERWOOD FARM SUPPLY	YOKE, 2 CHAIN BINDERS, FUEL HOSE, SWIVEL	111.82
A126988	VERIZON WIRELESS	HIGHWAY DEPT CELL SERVICE	208.74
A126989	ABERDEEN POLICE DEPT	HOMICIDE TRAINING – SHERIFF	480.00
A126990	ACTION SPORTS	OIL, FILTERS – WEED CONTROL	70.56
A126991	DACOTAH PAPER COMPANY	JANITOR SUPPLIES	1,439.68
A126992	DAKOTA CENTRAL SOCIAL SVCS	MCLEAN CO SHARE BILLABLE EXPENSES – MAY 2015	58,136.46
A126993	MICHELLE EFFERTZ	APRIL TRAVEL/EXPENSES, REIMBURSE MAY CELL PHONE	614.70
A126994	ELECTRONIC COMMUNICATIONS	RADIO REPAIR – UNIT S-5 – SHERIFF	344.00
A126995	ENERBASE COOP RESOURCES	GASOLINE – SHERIFF	185.11
A126996	GARRISON FARMERS UNION OIL	GASOLINE, OIL CHANGE, MOUNT/ BALANCE TIRES – SHERIFF	1,882.33
A126997	TURTLE LAKE FARMERS UNION	FASTBREAK DEFOAMER – WEED CONTROL	225.00
A126998	FIRST DISTRICT HEALTH UNIT	WATER TEST – PARK	44.00
A126999	LORI A FOSS	MAY TRAVEL	141.45
A127000	GARRISON VETERINARY SERVICE	VACCINATIONS – DRUG DOG	117.00
A127001	BENJAMIN GEHRING	MAY REIMBURSEMENT FOR CORONER SERVICES	1,500.00
A127002	GRAINGER	FILTERS	396.72
A127003	IRENE GRAVES	REIMBURSE MAY CELL PHONE, TRAVEL	502.65
A127004	GRIMSLEYS EXHAUST & FUELS	GASOLINE – SHERIFF	991.18
A127005	HARRYS AUTO	GASOLINE – SHERIFF	124.89
A127006	HIWAY 83 EXPRESS	GASOLINE – SHERIFF	181.09
A127007	INFORMATION TECH DEPT	T-1 LINE ACCESS, VPN, USER FEES, EXCHANGE EMAIL ACCTS, LERMS USER FEES	1,951.85
A127008	J&R VACUUM & SEWING CENTER	2 BELTS, 2 AGITATORS – JANITOR	76.01
A127009	JAVA ROSE FLORAL	MEMORIAL FLOWERS	75.92
A127010	K & D SERVICES	SWITCH FOR STOVE – LEC	129.00
A127011	NOELLE KROLL	REIMBURSE MAY CELL PHONE	30.00
A127012	JUSTIN KROHMER	REIMBURSE MEALS	287.00
A127013	WALTER M LIPP	COURT APPOINTED COUNCEL	150.00
A127014	CURT MALO	REIMBURSE MAY CELL PHONE	30.00
A127015	MCLEAN ELECTRIC COOP	SECURITY LIGHTS – COURTHOUSE, PARK; PARK BOARD, PARK, CIVIL DEFENSE, CAMPER PADS	714.00
A127016	MDU	GAS – LAW ENFORCEMENT CENTER, COURTHOUSE	125.13
A127017	MIDWEST CANINE ALTERNATIVES	K-9 RECERTIFICATION	600.00
A127018	MIDCONTINENT CABLE CO	CABLE TV – LAW ENFORCEMENT CENTER	61.50
A127019	NAPA AUTO PARTS-GARRISON	OIL, VALVE, ANTIFREEZE, ALUSEAL	66.62
A127020	ND ASSOCIATION OF COUNTIES	2014 RECONCILIATION BILLING PREMIUM	6,616.10
A127021	NELSON AUTO CENTER	2015 FORD F250 – SHERIFF	31,573.00
A127022	RYAN OBERG	REIMBURSE MAY CELL PHONE	30.00
A127023	OFFICE DEPOT	FOAM MOUNTING TAPE, BROTHER LC79Y YELLOW INK, HP 78A, HP 940, HP 60, D BATTERIES, LOGITECH M705 WIRELESS MOUSE, BLUE COPY PAPER, LAMINATING POUCHES, HP 21/22 INK, PENS	475.62
A127024	PHARMCHEM INC.	SWEAT PATCH KITS – SHERIFF	283.00
A127025	RICHARD HULTBERG	PLANNING & ZONING MEETING TRAVEL	43.70

A127026	DONALD FLINN	PLANNING & ZONING MEETING TRAVEL	11.50
A127027	VERNON OSTBY	PLANNING & ZONING MEETING TRAVEL	42.55
A127028	DARWIN SAARI	PLANNING & ZONING MEETING TRAVEL	28.75
A127029	QUILL CORP	(2) HP 90A TONER, HP 402A YELLOW INK, HP 507A BLACK TONER	633.96
A127030	RESERVATION TELEPHONE COOP	GARRISON DEPUTIES, PARK	257.70
A127031	SRT COMMUNICATIONS, INC	911 TRUNKING RECURRING	698.28
A127032	SUPER PUMPER	GASOLINE – SHERIFF	174.31
A127033	TRU GRIT DIRT WORKS	PAINTED WOODS SOUTH ENTRANCE REPAIR WORK	4,345.00
A127034	VERIZON WIRELESS	DATA CARDS – SHERIFF	640.16
A127035	WASHBURN PUBLIC SCHOOL	LOCAL, STATE & NATIONAL EXPENSES – SPELLING BEE/ MATH COUNTS	2,483.06
A127036	WATER PURITY INC	WATER DELIVERED	56.00
A127037	WEST RIVER TELECOM	911 TRUNKING RECURRING, MONTHLY TELEPHONE SERVICE	4,043.13
A127038	WEX BANK	OFFICE SUPPLIES, GASOLINE – SHERIFF	174.30

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

There being no further business, the chairperson declared the meeting adjourned until the next regularly scheduled meeting on Tuesday, June 2, 2015. The commission minutes and agenda can be found on the county website at <http://www.mcleancountynd.gov>.

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Barry Suydam, Chairperson

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Nancy Leidholm, Deputy Auditor