

OFFICIAL PROCEEDINGS OF THE MCHENRY COUNTY BOARD OF COMMISSIONERS

October 3, 2017

9:00 AM

Chairman Medalen called the meeting to order. Commissioners Harry Bergstad, David Medalen, Gregg Boutilier, Larry Haman and Bryan Bruner were present. Also present was Josh Frey.

A motion was made by Boutilier and seconded by Bergstad to approve the September 5th and 14th minutes. Motion carried unanimously.

Information was presented to the board regarding North Prairie Rural Water's opposition to a conditional use application for a gravel pit East of Velva.

The board considered the conditional use application from Sunde Sand and Gravel to mine sand and gravel in NE ¼ of Sec 36-153-80 and in the SE ¼ of Sec 25-153-80. A list of others in attendance is on file in the auditor's office. Individuals representing North Prairie Rural Water and the City of Velva mentioned the proposed mining would be within the wellhead protection area. North Prairie stated they would have no opposition if the mining would take place outside their wellhead protection area. This might be possible but it is not possible to mine outside the Velva protection area. A letter was received from the McHenry County Water Board chairman stating, in his opinion, the mining should have no negative impacts with the water associated with the wellhead if it takes place at least five feet above the water table. A letter was also received from the City Engineer stating the City of Velva is not in favor of this application, but if it is approved, offered a suggestion that a dome shaped finish be developed over the mining area to allow run off to flow away from the pit area. A motion was made by Medalen and seconded by Boutilier to deny the application. Commissioners Medalen, Bruner, Bergstad and Boutilier voted aye. Commissioner Haman voted nay. Motion carried.

The hearing was held for the 2018 county budget. No one appeared for or against the proposed budget. A motion was made by Boutilier and seconded by Bergstad to approve the budget. Motion carried unanimously.

Tina Powell presented the board with her compensation findings, as requested at the last meeting.

A motion was made by Boutilier and seconded by Bruner to approve the utility permit for Verendrye Electric to bore under Co Rd 5 between sections 7/8 in 157-75. Commissioners Medalen, Bruner, Haman and Boutilier voted aye. Commissioner Bergstad absent. Motion carried.

The public hearing was held to close the section line between sections 6/7 in 157-76. James Haman, Duane Drader, Chris Jorde, and an out-of-state hunter joined the meeting. Letters of opposition were also received from two other out-of-state hunters, as well as James Jorde. Duane, Chris and the hunter spoke in opposition of closing the section line. States Attorney, Josh Frey, reviewed the century code requirements to close a section line, one of which is a public benefit must be provided. A motion was made by Bergstad and seconded by Boutilier to deny the request to close the section line based on the law since there is not a public benefit. Motion carried unanimously.

A petition from Roland Bromley was received to close a section line located between sections 27/34 in 153-75. A motion was made by Haman and seconded by Bruner to advertise for a public hearing. Motion carried unanimously.

A motion was made by Boutilier and seconded by Haman to appoint Jerry Effertz and Joan Gunter as county delegates to the ND State Fair Board. Motion carried unanimously.

Vance Prellwitz, Dick Anderson, Richard Uran and Mike McIntee joined the meeting to discuss the water crossing between sections 21/22 in 158-75. McIntee requested a hydrology study be completed by the state engineer. A motion was made by Haman and seconded by Boutilier to question the state on the costs associated with doing a study, and if there is no cost, to complete a study to determine if the site has the appropriate number of culverts, with proper sizes and installation. Motion carried unanimously.

Kent Indvik met with the board to update the board on the county road projects.

The board recessed for lunch.

The board reviewed the list of foreclosed properties and set the minimum sales prices. A motion was made by Boutilier and seconded by Bruner to approve the minimum sale prices as determined. Motion carried unanimously.

A motion was made by Bergstad and seconded by Haman to allocate \$7,500 to the Souris River Joint Board for 2018. Commissioners Bergstad, Haman and Bruner voted aye. Commissioners Boutilier and Medalen voted nay. Motion carried.

A motion was made by Bergstad and seconded by Bruner to extend the culverts between sections 4/5 in 151-78. Motion carried unanimously.

A consent motion was made by Bruner and seconded by Haman to approve the following receipts: Treasurer's Miscellaneous Receipts #41975-42056 the monthly payroll in the amount of \$159,584.23 paid by warrant checks #23838-23893 and Social Service bills totaling \$4,922.91; Clerk of Court September County fees \$565.00, State fees \$9,137.00, City of Towner \$20.00; County Recorder September recording fees of \$5,310.00 and misc fees of \$180.95; Sheriff September statement of fees \$580.00, Sheriffs mileage \$659.00; Deputy reports for September.

The board continued to audit bills until completed. It was then moved by Bergstad and seconded by Bruner that the following bills be approved and the proper checks be issued thereof:

Warrant	Paid	Reason	Amount
73418	Advanced Business Methods	Copier lease	268.29
73419	AT&T Mobility	Cell phone service	750.76
73420	Attorney General Office	Program fees	1,005.00
73421	B & L Electric	Repair	129.80
73422	Bechtold Paving, Inc	CNOC-2506(064)	839,000.57
73423	Bergstad, Harry	Mileage	189.39
73424	BHG, Inc	Legal	26.25
73425	Boutilier, Gregg	Mileage	123.05
73426	Bruner, Bryan	Mileage	156.76
73427	Carpenter, Darlene	Mileage	52.43
73428	Cenex Fleetcard	Gas	3,372.93
73429	Chief Law Enforcement Supply	Gun holster	118.48
73430	Dakota Communications, Inc	Equip patrol cars	18,287.15
73431	Dacotah Paper Company	Supplies	274.03
73432	Dirty Dog Digging & Trucking	Bridge repair Voltaire Twp	1,610.00
73433	Deering City	Shop rent Feb 2017-Jan 2018	5,400.00
73434	Dig It Up Backhoe Service	1/2 Welo Bldg demo	47,743.50
73435	DK Service	Diesel, gas	3,661.59
73436	DMC Wear Parts LLC	Wedges	162.20
73473	Drake City	Utilities	58.50

73438	Domestic Violence Crisis Center	1/2 August fees	162.18
73439	Envision	Gas	2,381.67
73440	Evident, Inc	Drug test supplies	72.00
73441	Fairbrother, Linda	Mileage	62.93
73442	Farmers Union Oil Company, Velva	Diesel fuel, gas	2,821.08
73443	Gooseneck Implement Company	Mower blades	527.60
73444	HACTC	Prisoner board	8,410.00
73445	Hardware Hank	Supplies	403.48
73446	HP Inc	Computer, monitor	1,006.00
73447	Integrated Solutions Consulting	Hazard Mitigation Update Project	8,000.00
73448	Information Technology Dept	Data processing	642.85
73449	Johnson, Callie	Mileage, meals, lodging	570.07
73450	Kitzman, Neil	Mileage	48.68
73451	LeierGIStics LLC	Website Maintenance	500.00
73452	Matthew Bender & Company, Inc	Century Code manuals	524.46
73453	Mike's Body Paint & Glass	Vehicle repairs	11,420.59
73454	McHenry County Treasurer	County car mileage	284.40
73455	Medalen, David	Mileage	184.04
73456	Midwest Graphics & Signs	Park regulation signs	288.00
73457	Mary Holen Construction	2017 FEMA	4,118.65
73458	Mouse River Journal	Legal publications	949.12
73459	ND Association of Counties	10% Wireless & landline collections	2,057.29
73460	ND Telephone Company	911 Circuit fees	40.04
73461	NDSU	Registration	260.00
73462	NDSU Extension Service	Salaries & meals	22,482.65
73463	Northern Testing, Inc	Drug test	25.00
73464	Otis Elevator Company	Elevator service & repair	1,123.00
73465	O.K. Tire Store	Tires	979.92
73466	Otter Tail Power Company	Electric service	1,352.57
73467	PharmChem, Inc	Drug testing	50.00
73468	Pitney Bowes, Inc	Postage meter lease	482.49
73469	PowerPlan	Blade parts & repairs	5,088.57
73470	Powell, Tina	Mileage	220.11
73471	Ramkota Hotel & Conference Center	Lodging	245.70
73472	Shattuck, Lynn	Spraying	6,545.00
73473	Shattuck, Nick	Spraying	2,805.00
73474	Siegler, Kelsey	Mileage, LEPC meals	327.21
73475	Skager, Trey	Meals	35.00
73476	Smette Oil Company	Diesel, gas	2,558.44
73477	Soltis Business Forms	W-2 forms, envelopes	554.82
73478	SRT Communications, Inc	Phone, 911 service	1,475.95
73479	Staples Credit Plan	Office supplies	83.77
73480	Towner Health & Wellness	Office rent	480.00
73481	TrueNorth Steel	Culvert bands	344.87
73482	Towner City	Utilities	415.27
73483	Towner Foods	Program supplies	67.98
73484	Thomson Reuters-West	Westlaw	136.07
73485	Tractor Supply Credit Plan	Supplies	25.98
73486	Thrifty White Pharmacy	Medical supplies	750.00
73487	Uniform Center	Deputy uniform	64.98
73488	Underground Vaults & Storage	Rent	265.00
73489	Wald, Rachel	Mileage	136.81
73490	Western Dakota Energy Association	Dues	1,000.00
73491	Werle, Curtis	Spraying	3,995.00
73492	Wold Engineering, PC	CNOC-2506(064)	42,069.09
73493	Ziegler Oil Company	Diesel fuel	2,387.64

At 3:35 PM, there being no further business to come before the board at this time, a motion was made by Boutilier and seconded by Haman to adjourn.

ATTEST:

Darlene Carpenter, Auditor

David Medalen, Chairman