

OFFICIAL PROCEEDINGS OF THE MCHENRY COUNTY BOARD OF COMMISSIONERS

May 7, 2019

9:00 AM

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

A motion was made by Medalen and seconded by Bergstad to approve the minutes from the April 2<sup>nd</sup>, April 11<sup>th</sup> and April 18<sup>th</sup> meetings. Motion carried unanimously.

Leon Schultz met with the board regarding their offer of the Road Maintenance Supervisor position. Discussion was held regarding the position requirements and it being classified as seasonal. Leon thanked the board for their offer, but declined the position.

Doug Woodall and Leslie Kitzman, Saline Township board members, met with the board regarding road maintenance concerns. They are also planning to work on 13<sup>th</sup> Ave N by the weather ball and asked for maintainer assistance from the county. The county agreed to provide assistance.

Jason Mayfield with Wold Engineering, Steve Jacobson with B & J Excavating, and Max Wepler with Dig It Up Backhoe joined the meeting for the bid opening on the Deep River low water crossing. The suppliers of the headwall just notified the engineers they cannot give a quote on the cost of the headwall due to the specs of the project. Due to the short notice and lack of time to change the specs, a motion was made by Medalen and seconded by Boutilier to reject all bids and rebid it for June 4<sup>th</sup> with amended specs for the headwall. Motion carried unanimously. A motion was made by Medalen and seconded by Harry to approve the preliminary and construction engineering contract with Wold Engineering for SC-2500(019), which is the Karlsruhe chipseal project.

Granville City Mayor Corey Long and Rodney Swallers joined the meeting to discuss the foreclosed county property on the North end of Main Street in Granville, as well as the rented corral panels used to secure the property.

Mary Eaton and Joel Young with Asgard Resources joined the meeting to discuss the CUP and variance zoning application. The zoning board recommended the permits be approved pending the following stipulations: the setbacks be changed from 120' to 150', proof of reclamation plan with the landowner, permit from Fish & Wildlife, permit from the Historical Society, a traffic study be done for Hwy 2, and a permit from the State Water Commission. Joel stated the setbacks have been changed to 150' and have provided the county with a copy of the correspondence with Fish & Wildlife and the State Historical Society. They also have an air quality permit, but the state has the wrong legal description so they are correcting that. The board stated they cannot approve the county permit until the State Water Commission approves their permit.

Helen Lehmann met with the board with a request to purchase a scanner which would cost approximately \$20,000 to scan the large books and enable them to get them into the NDRIN system and also for preservation purposes. The cost would be paid from the document preservation fund. A motion was made by Haman and seconded by Boutilier to grant the request. Motion carried unanimously.

A motion was made by Bergstad and seconded by Medalen to award SC-2500(019) to Asphalt Surface Technologies in the amount of \$281,802.07 to sealcoat a portion of the Karlsruhe pavement. Motion carried unanimously.

A motion was made by Medalen and seconded by Bergstad to approve floodplain permit #19 to replace a low water crossing between sections 13/24 in 159-79. Motion carried unanimously.

A motion was made by Haman and seconded by Medalen to reappoint Raymond Jaeger to the Eaton Irrigation District Board. Motion carried unanimously.

A motion was made by Medalen and seconded by Boutilier to reappoint Loren Hammer to the Social Service Board. Motion carried unanimously.

A motion was made by Boutilier and seconded by Haman to set June 11<sup>th</sup> as the election date for the question of dissolving Bantry City. The polls will be open from 12:00 PM to 7:00 PM. Motion carried unanimously. A motion was made by Boutilier and seconded by Bergstad to appoint Stacey Schmitt and Jenna Johnson to the election board. Motion carried unanimously.

A motion was made by Haman and seconded by Boutilier to amend the motion made at the April 2<sup>nd</sup> meeting which stated “to lease one motorgrader with hydraulic controls.....and three motorgraders with electronic controls” to the county shall lease two motorgrader with hydraulic controls and two motorgraders with electronic controls. Motion carried unanimously.

The board recessed for lunch.

Sheriff Skager met with the board. He informed the board of a deputy vehicle/deer accident which incurred substantial damage to the county vehicle. Skager briefly talked about the Stonegarden grant. The county abandoned vehicle sale was moved to September.

Ryan Ammermann with Southern Power joined the meeting. The board reviewed the CUP application, which was recommended for approval by the zoning board. A motion was made by Bergstad and seconded by Bruner to approve. Commissioners Bruner, Bergstad, Haman and Medalen voting aye. Commissioner Boutilier absent. Motion carried.

Joel Young with Asgard Resources stopped in again to meet with the board. He was inquiring about the setback distance from property lines for the purpose of building a road. The board contacted the zoning chairman and the consensus was 20' from the property line. He informed the board if the state does not approve a water use permit, they would truck the water in, in which one load would last 3 days for their process. A motion was made by Haman and seconded by Boutilier to approve the CUP and variance for one year with the stipulation if a water permit is not approved by the State Water Commission, water must be hauled from a certified source and the water in the area must be quality tested twice a year. Motion carried unanimously.

A motion was made by Bergstad and seconded by Haman to sign the contract with VBI for the county's employee assistance program. Motion carried unanimously.

The board reviewed the CUP application from Aggregate Construction to mine gravel in the NE ¼ of Section 34-155-77. The zoning board recommended the permit be approved. A motion was made by Haman and seconded by Bruner to approve the CUP. Motion carried unanimously.

A motion was made by Bergstad and seconded by Boutilier to purchase a disc mower for \$13,750 to mow county roads. Motion carried unanimously.

Stacey Schmitt joined the meeting to present the abatements along with the Tax Director's recommendations. A motion was made by Haman and seconded by Bergstad to approve abatements 1298, 1304 and 1305 according to the Tax Director's recommendations. Motion carried unanimously. A motion was made by Bergstad and seconded by Bruner to approve abatements 1308-1311. Motion carried unanimously.

A motion was made by Haman and seconded by Bergstad to advertise for bids for a 54' X 65' pole structure. Commissioners Bruner, Bergstad, Haman and Medalen voting aye. Commissioner Boutilier voting nay. Motion carried.

Commissioner Bergstad left the meeting.

Commissioner Medalen requested to gravel two miles on the Upham/Willow road, 1.5 miles on the Bantry/Glenburn road, and ½ mile in Red Cross Township. A motion was made by Haman and seconded by Bruner to approve. Commissioners Bruner, Haman, Medalen and Boutilier voting aye. Motion carried.

Commissioner Medalen left the meeting.

A motion was made by Boutilier and seconded by Bruner to table the opioid litigation proposal. Commissioners Bruner, Haman and Boutilier voting aye. Motion carried.

A motion was made by Haman and seconded by Boutilier to advertise for bids to remodel the Social Service office. Commissioner Bruner, Haman and Boutilier voting aye. Motion carried.

A consent motion was made by Boutilier and seconded by Haman to approve the following receipts: Treasurer's Miscellaneous Receipts #43473-43568, the monthly payroll in the amount of \$149,816.93 paid by warrant checks #25021-25081, and Social Service bills totaling \$16,537.71; Clerk of Court March County fees \$575.00, State fees \$13,623.55; Clerk of Court April County fees \$385.00, State fees \$9,021.93; County Recorder April recording fees of \$6,399.00 and misc fees of \$823.90; Sheriff March statement of fees \$400.00, Sheriffs mileage \$737.00; Sheriff April statement of fees \$499.00, Sheriffs mileage \$471.00; Deputy reports for April.

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

<b>Warrant</b>	<b>Paid</b>	<b>Reason</b>	<b>Amount</b>
77198	Advanced Business Methods	Copier lease	564.48
77199	Acme Tools	Battery packs	179.00
77200	4 Acres Welding	Repairs	2,835.00
77201	Agritec, Inc	Diesel fuel	65.01
77202	Attorney General Office	Program fees	1,365.00
77203	B & J Excavating, Inc	Gravel	500.00
77204	Bag LLC	Publish notice	4.56
77205	BALCO Uniform Co, Inc	Sheriff uniforms	302.71
77206	Baril, Austin	Meals	143.50
77207	Bergstad, Harry	Mileage	70.76
77208	Boutilier, Gregg	Mileage	48.72
77209	Bruner, Bryan	Mileage	171.68
77210	Burckhard, Jacqueline	Mileage	204.16
77211	Cenex Fleetcard	Gas	3,421.63
77212	Comfort Suites Bismarck	Lodging	507.60
77213	Cenex Propane Partners	Propane	372.00

77214	D & D Welding & Repair	Repairs	105.00
77215	Dakota Communications, Inc	Equip vehicle	4,155.30
77216	Dacotah Paper Company	Supplies	78.82
77217	Davenport, James	Fax line	69.46
77218	Deere Credit, Inc	Blade lease	26,210.48
77219	Dakota Fire Extinguishers, Inc	Annual service Courthouse	103.94
77220	DK Service	Gas, diesel, services	3,813.69
77221	DMC Wear Parts	Cutting edges	44,632.32
77222	Designs on Broadway	Printing	301.00
77223	Drake City	Utilities	91.05
77224	Dakota Truck & Farm Service	Repair	90.45
77225	Domestic Violence Crisis Center	Victim/witness fees	150.00
77226	Enerbase	Diesel fuel	2,548.23
77227	Envision	Diesel fuel	187.82
77228	Environmental Systems Research	GIS software license & maintenance	5,500.00
77229	Evident, Inc	Supplies	59.87
77230	Fairbrother, Linda	Mileage	66.18
77231	Fossil Industries, Inc	Buffalo Lodge Lake sign	308.00
77232	Frey, Joshua	Travel expense	3,387.93
77233	Freund, Becki	Mileage	69.60
77234	Gotvaslee, Kerry	Zoning refund	100.00
77235	HACTC	Prisoner board & medical	12,774.00
77236	Hardware Hank	Supplies	603.77
77237	Heilman's Diesel Repair	Supplies	50.02
77238	Intoximeters, Inc	Supplies	180.00
77239	Information Technology Dept	Data processing	1,356.39
77240	John Deere Financial	DEF Fluid	453.75
77241	Job Service North Dakota	Unemployment Benefits	440.68
77242	Keller Backhoe Service	Clean road ditch	585.00
77243	Kitzman, Neil	Mileage	124.12
77244	Leads Online	Online resource	1,578.00
77245	LeierGIStics LLC	Website maintenance	450.00
77246	Lowe's Printing	Spelling Bee Medal	6.95
77247	MailFinance	Postage meter lease	477.00
77248	Mike's Body Paint & Glass	Towing & repairs	1,421.40
77249	McGuire	Repairs	1,107.39
77250	McHenry County Treasurer	1 Cent gas tax	4,737.69
77251	Martin's Decorative Stones	Supplies	296.00
77252	Medalen, David	Mileage	132.82
77253	Mouse River Journal	Publications	702.72
77254	Mouse River Oil Company	Diesel fuel	4,921.53
77255	NAPA Auto Parts, Harvey	Parts	46.25
77256	NAPA Auto Parts, Minot	Parts	87.98
77257	ND Association of Counties	Registration, mileage	77.00
77258	ND Dept Emergency Services	2013 FEMA De-obligation	7,429.85
77259	NDACo Resources Group	Data backup	112.86
77260	ND Dept of Transportation MVD	Title/licenses 2019 Ford Explorer	28.00
77261	ND Dept of Transportation FMD	SC-2500(018)	1,127.74
77262	ND Telephone Company	911 fees	41.14
77263	NDSU Extension Service	January-March Co Agent	5,685.59
77264	Neofunds	Meter postage	3,000.00
77265	Northern Integrity Heating & Air	Lake Hester Shop	530.00
77266	Nodak Store, Inc	Grease gun	250.00
77267	North McHenry County Soil Cons Dist	Newsletter printing	128.74
77268	Office Depot, Inc	Supplies	1,700.00
77269	O.K. Tire Store - Minot	Sheriff Dept tires	1,036.08

77270	Olson's Repair	Supplies	252.49
77271	Otter Tail Power Company	Electric service	1,786.27
77272	PharmChem, Inc	Drug testing	28.55
77273	Pinkerton Animal Hospital	Canine services	304.06
77274	PowerPlan	Blade parts	533.17
77275	Praxair Distribution, Inc	Supplies	352.03
77276	Pratt Township	LoadPass permit	15.14
77277	Rhomar Industries, Inc	Sale & chloride neutralizer	559.49
77278	Rognlien, Maxine	Mileage	156.70
77279	Redwood Toxicology Laboratory	Drug testing	9.63
77280	Rugby Welding & Machine	V-plow skids	750.09
77281	Selensky Services	Tar County roads	29,290.00
77282	Spring Grove Township	PW #24	2,038.30
77283	Siegler, Kelsey	Mileage, LEPC meals	100.58
77284	Smette Oil Company	Gas, diesel fuel	5,030.80
77285	State Radio Communications	January-March 911, LETS	8,866.98
77286	SRT Communications, Inc	Phone, 911 service	1,460.50
77287	Towner Animal Health Clinic	Canine services	235.88
77288	Towner Health & Wellness	May office rent	545.00
77289	TrueNorth Steel	Culvert	489.60
77290	Towner City	Utilities	331.71
77291	Tough-T Manufacturing	Disc blades & bearings	1,189.72
77292	Towner Parts & Equipment	Batteries, supplies	489.87
77293	TransUnion Risk & Alternative Data	Online resource	116.13
77294	Thomson-Reuters West	Online resource	144.35
77295	Uniform Center	Sheriff uniforms	166.45
77296	Upham City	Garbage pickup	18.00
77297	Verendrye Electric Cooperative	Electric Service	798.47
77298	Verizon Wireless	Cell phone service	801.49
77299	Wald, Rachel	Mileage	140.94
77300	Wittmayer Scrap Iron	Fire rings	225.00
77301	Westlie Motor Company	Oil change	45.20
77302	Wold Engineering PC	SC-2500(019) Chip seal	11,272.08
77303	Ziegler Oil Company	Diesel fuel, propane	7,493.25

At 4:35 PM, there being no further business to come before the board at this time, a motion was made by Haman and seconded by Bruner to adjourn.

ATTEST:

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Darlene Carpenter, Auditor

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Bryan Bruner, Chairman