

OFFICIAL PROCEEDINGS OF THE MCHENRY COUNTY BOARD OF COMMISSIONERS

October 3, 2023

9:00 AM

Chairman Nelson called the meeting to order. Commissioners Brady Nelson, Bryan Bruner, Duane Drader, Lance Johnson and Armann Anderson present.

A motion was made by Johnson and seconded by Drader to approve the September 5th minutes. Motion carried unanimously.

Representatives from OtterTail Power joined the meeting regarding their conditional use and variance application to place power poles along Hwy 2 in the following locations: SW ¼ of Sec. 16-155-79, NW ¼ of Sec 16-155-79, SW ¼ of Sec 9-155-79, NW ¼ of Sec 9-155-79, NE ¼ of Sec 9-155-79, SE ¼ SE ¼ of Sec 4-155-79, SW ¼ of Sec 3-155-79, SE ¼ Sec 3-155-79, SW ¼ of Sec 2-155-79, NW ¼ of Sec 2-155-79, S ½ NE ¼ of Sec 2-155-79, S ½ NW ¼ & Lot 3 & Part of Lot 4 Lying south of US HWY 2 W in Sec 1-155-79, NE ¼ of Sec 1-155-79, and Government Lots 3 & 4 of Sec 6-155-78. A portion of the line is located within Riga Township so it will be handled through the township zoning board. This request will relocate an existing line currently located a few miles South which will allow for better access in the winter. No opposition was received during the public hearing. A motion was made by Johnson and seconded by Anderson to approve the CUP and variance, contingent on the approval from Riga Township. Motion carried unanimously.

The board reviewed the conditional use application from Dakota Midland Grain to place a concrete pad with hopper bins and a dry fertilizer storage addition on Outlot 351 of PT of Outlot 1 of Lot 9 in Sec 31-153-79. The location of the proposed construction meets the setback requirement from the railroad and will not interfere with the overhead power line. No opposition was received. A motion was made by Anderson and seconded by Bruner to approve the CUP. Motion carried unanimously.

The board had a lengthy discussion regarding overweight permits for divisible loads on county roads. Non-divisible loads are currently required to be permitted through LoadPass for all county and township roads. A motion was made by Anderson and seconded by Bruner to establish a county overweight permit system for divisible loads on the 80,000 lb paved county roads to be as follows: \$10 fee per trip for 10% over, \$15 fee per trip for 15% over, and \$20 fee per trip for 20% over. Motion carried unanimously. This permitting system will be effective immediately.

Steve Jacobson and Denver Fosness joined the meeting for the bid opening on the log jam removals. A motion was made by Bruner and seconded by Johnson to accept the low bid of \$3,500 from B & J Excavating for the disposal of logs at the Nelson Bridge. Motion carried unanimously. A motion was made by Bruner and seconded by Drader to accept the low bid of \$28,920 from B & J Excavating for the log jam removal and disposal at the Hutton Bridge. Motion carried unanimously. A motion was made by Anderson and seconded by Johnson to accept the low bid of \$9,800 from B & J Excavating for the log jam removal and disposal at the White Bridge. Motion carried unanimously. A motion was made by Johnson and seconded by Drader to accept the low bid of \$38,220 from B & J Excavating for the log jam removal and disposal at the Kongsli Bridge. Motion carried unanimously.

Two bids were received for the cement work for a new county shop in Upham. Neither bidder met the requirement of submitting their bid to the Auditor's Office by 4:00 PM on October 2nd so the bids were rejected and will be readvertised.

The September Community Service report was presented.

A motion was made by Bruner and seconded by Anderson to approve the raffle permit for the Velva Wildlife Club. Motion carried unanimously.

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

A motion was made by Anderson and seconded by Bruner to approve the joint powers agreement with Ward County to detain juveniles. Motion carried unanimously.

A motion was made by Bruner and seconded by Drader to replace a county deed to Loretta Carlson for the sale of county land described as Lots 1 and 2 of Block 12 in Original Simcoe which was originally issued in 1941 but never recorded. Motion carried unanimously.

A motion was made by Anderson and seconded by Drader to approve abatements 1479-1488. Motion carried unanimously.

A motion was made by Bruner and seconded by Anderson to sign a resolution of support for the purpose of a Regional Livestock Planning Grant proposal through Souris Basin Planning Council. Motion carried unanimously.

Larry Robertson and Tracy Morris with Gallagher met with the board via conference call to give a presentation on the process they will follow in updating the county's compensation plan.

The board reviewed the delinquent tax properties. A motion was made by Bruner and seconded by Anderson to set the minimum sales prices at the amount of taxes owed plus the 2023 taxes and special assessments. Motion carried unanimously.

Kent Indvik met with the board to discuss road projects and distributed updated road project maps.

A motion was made by Drader and seconded by Bruner to place two loads of gravel on Co Rd 10 to finish the road. Motion carried unanimously.

A motion was made by Bruner and seconded by Drader to hold the impound vehicle sale for November 7th at 3:00 PM. Motion carried unanimously.

A consent motion was made by Bruner and seconded by Johnson to approve the following: Treasurer's Miscellaneous Receipts #47953-48062; the monthly payroll in the amount of \$160,909.52 paid by warrant checks #27768-27813; Clerk of Court August County fees \$535.00, State fees \$12,017.26, Velva City \$60.00, Towner City \$40.00, Upham City \$20.00; County Recorder August recording fees of \$3,090.00 and misc fees of \$237.57; County Recorder September recording fees of \$3401.00 and misc fees of \$299.33; Sheriff August statement of fees \$630.00, Sheriff mileage \$742.00, Deputy reports for Aug/Sept.

The board continued to audit bills until completed. A motion was made by Drader and seconded by Bruner that the following bills be approved and the proper checks be issued thereof:

Warrant	Paid	Reason	Amount
87100	Acme Tools	Shop supplies	39.97
87101	Amazon Capital Services	Office supplies, battery replacement	106.26
87102	American Welding & Gas, Inc	Cylinder rent	39.14
87103	Anderson, Armann	Mileage	131.65

87104	Atlantis Global LLC	Citation paper	192.20
87105	Attorney General Office	Program fees	1,860.00
87106	Bottineau County Sheriff's Dept	Prisoner medical expense	241.60
87107	Big D Excavating LLC	Bridge repair	3,121.00
87108	B & J Excavating, Inc	Gravel	39,185.00
87109	Bruner, Bryan	Mileage	333.39
87110	CarQuest	Bearing	45.62
87111	Carpenter, Darlene	Mileage, meals	260.71
87112	C'mon Inn Grand Forks	Lodging	352.80
87113	1st Call Tower Services LLP	Tower light repair	700.00
87114	Dacotah Paper Company	Janitorial supplies	362.72
87115	Davenport, James	Registration	50.00
87116	Dirty Dog Digging & Trucking	Bridge repairs	15,450.00
87117	Drake Fresh Foods	Supplies	21.98
87118	DK Service	Gas, diesel, oil change	4,006.29
87119	Dokken's Automotive LLC	Oil change, rotate tires	1,159.55
87120	Drader, Duane	Mileage	173.57
87121	Drake City	Utilities	97.08
87122	Dakota Truck & Farm Service	Tires	9,021.55
87123	Domestic Violence Crisis Center	Fees	130.00
87124	Elite K-9, Inc.	K-9 supplies	105.32
87125	Enerbase	Diesel fuel, gas, oxygen	1,334.20
87126	Envision Cooperative	Gas, diesel fuel, propane, tire repair	3,707.07
87127	Expressway Suites	Lodging	176.40
87128	Gallagher Benefit Services	Fox Lawson Compensation Consulting	4,000.00
87129	Grilley Township	Overweight permit	3.19
87130	Hansen, Jerry	Mileage	72.05
87131	HACTC	Prisoner board, medical, & transport	30,117.51
87132	Hardware Hank	Supplies	997.76
87133	Heilman's Diesel Repair	Shop supplies	12.77
87135	Information Technology Dept	Data processing	948.75
87136	John Deere Financial	Blade leases, parts	79,207.10
87137	JLG Architects	Courthouse renovations	1,311.00
87138	Johnson, Lance	Mileage, gas	432.97
87139	Keller Backhoe Service	Cylinder replacement	320.00
87140	Linde Gas & Equipment, Inc	Cylinder rent	85.94
87141	Linstrom, Calise	Dropbox program reimbursement	119.88
87142	Matthew Bender & Company, Inc	NDCC Updates	320.11
87143	Mike's Body Paint & Glass	Impound, oil change	962.52
87144	McKenzie County Correctional Facility	Prisoner board	340.00
87145	McHenry County Treasurer	County car mileage	58.80
87146	McHenry County Treasurer	August Sheriff fees, mileage, tow bill	1,795.00
87147	Merchants Bank	Execution payment 23-001X	1,945.00
87148	Mogam Construction LLC	Shop door repair	2,200.00
87149	Mouse River Journal	Legal publications	330.88
87150	Mouse River Oil Company	Gas, diesel, tires	8,175.19
87151	Mike Swanson Construction	Courthouse renovations	17,280.00
87152	Nutrien Ag Solutions, Inc	Chemical	27,171.90
87153	ND Dept of Corrections & Rehab	Transfer inmate	75.00
87154	ND Association of Counties	10% 911 Wireless & Landline fee	1,675.80
87155	NDAAO	Registration	50.00
87156	NDACo Resources Group	Datto Backup	112.86
87157	ND Telephone Company	Circuit fees	41.14
87158	NDSU	Registration	150.00

87159	Newman Signs, Inc	Road signs, orange cones	1,283.82
87160	Nexus Planning Consulting LLC	Multi-hazard mitigation plan	10,000.00
87161	Original Collins Brothers Towing, Inc.	Towing	229.25
87162	Odin Township	Overweight permit	88.65
87163	Office Depot, Inc	Office Supplies	596.68
87164	Otter Tail Power Company	Electricity	1,725.43
87165	PowerPlan	Blade Repairs	11,610.25
87166	Pro Forms	W-2 Forms	80.40
87167	Pratt Township	Overweight fees	3.19
87168	Quadient Finance USA, Inc	Postage	4,000.00
87169	Rocking BS Construction LLC	Culvert instillation	2,500.00
87171	Rugby Veterinary Service	Board & Euthanize dog	718.00
87172	Skager, Trey	Reimbursement lodging, repairs	3,976.91
87173	Smette Oil Company, Inc	Gas, diesel, oil	7,532.42
87174	Sommer, Tony	Tire replacements	1,037.88
87175	SRT Communications, Inc	Phone, 911 service	994.07
87176	Steven's Welding and Machine	PTO shaft repair	889.25
87177	Strata Corporation	Gravel	2,142.69
87178	Susag Sand & Gravel, Inc	Gravel	19,809.20
87179	Towner Health & Wellness	States Attorney Office rent	832.00
87180	TrueNorth Steel, Inc	Culverts	54,257.87
87181	Towner City	Utilities	391.64
87182	Towner Parts & Equipment	Supplies	130.24
87183	Towner Plumbing & Heating	Water line break repair	325.00
87184	TransUnion Risk Alternative	Online fee	110.00
87185	Thomson Reuters West	Online resource fee	196.91
87186	Tyler Technologies, Inc	Project management training	900.00
87187	Uniform Center	Uniforms	80.32
87188	US Postal Service	Postage	1,800.00
87189	Underground Vaults & Storage	Microfilm box lease	288.00
87190	Verendrye Electric Cooperative	Electric service	301.82
87191	Verizon Wireless	Wireless service	787.31
87192	Vormestrand, Alan	Mileage	56.98
87193	Voltaire Township	Overweight permit	88.65
87194	Wald, Rachel	Mileage, registration	513.63
87195	Ward County	Prisoner board	160.00
87196	Welsh, Ryan	Meals, dog food	970.99
87197	Welstad, Dustin	Prisoner meal	9.36
87198	Wold Engineering, PC	M-22-175 CP-2507(023)	3,987.24
87199	Redwood Toxicology Laboratory, Inc	Drug testing	1.97

At 2:15 PM, there being no further business to come before the board at this time, a motion was made by Drader and seconded by Bruner to adjourn. Motion carried unanimously.

ATTEST:

Darlene Carpenter, Auditor

Brady Nelson, Chairman