

**McLean County Commission Proceedings
Tuesday, August 3, 2010**

The first regular August meeting of the Board of Commissioners was called to order at 8:32 a.m. by Chairperson Steven Lee. Present were Commissioners Lee, Ronald Krebsbach, and Julie Hudson-Schenfisch. Also present were Auditor Les Korgel, Deputy Auditor Nancy Leidholm, and Cheryl Odden of BHG News Service.

Moved by Hudson-Schenfisch, seconded by Krebsbach, to approve minutes of previous meeting as submitted. All voted aye.

Highway Superintendent Ron Wagner joined the meeting with an update of department operations. The bridge project south of Emmet will have to wait due to high water. He asked for and was given permission to purchase a snow blower attachment for the tractor recently purchased for \$10,000.00 – 13,000.00. Wagner also informed the commission that Noelle Kroll had been hired to replace Alyson Teigen as the new highway department office assistant. Roger Dassenko has been hired as an equipment operator.

McLean-Mercer Regional Library Director Beth Bruestle joined the meeting to present the 2011 budget. The board reviewed submitted materials.

Moved by Krebsbach, seconded by Lee, to appoint Julie Hudson-Schenfisch and Carrie Clayton to three-year terms on the McLean-Mercer Regional Library Board. All voted aye.

Korgel informed the commission of a park board meeting scheduled for August 23 at 7:00 a.m. at the park.

Sheriff Don Charging joined the meeting with the monthly prisoner billing at \$18,740.00 for the month of July. Currently the Law Enforcement Center is holding prisoners for the State, City of Bismarck, City of Mandan, Morton and Sheridan Counties. Discussion followed regarding jailer/dispatcher issues and upcoming interviews.

Received and ordered filed the monthly fee collection report for the month of July from the Sheriff's Department in the amount of \$1,847.30.

Moved by Hudson-Schenfisch, seconded by Krebsbach to approve overtime pay at \$35.00 per hour regarding projects involving grant monies. All voted aye.

Krebsbach feels there needs to be more professionalism/discretion used regarding information that is broadcast over the radio when 911 calls are sent out. Don will discuss this with the dispatchers.

The board conducted the second and final reading of policy revisions to Policies 406 – Overtime and/or Comp Time, 506 – Rest and Meal Periods, and 707 – Work Schedules. The line "If breaks are used to conduct non-work related activities away from the employer's premises, no workers compensation coverage is available." was added to each policy to clarify the original intent of the policy along with the intent of workers compensation coverage.

Moved by Krebsbach, seconded by Hudson-Schenfisch, to approve the above changes to county policy. All voted aye.

Korgel presented the delinquent tax payers list and budget narrative for the month of July. The cleaning and sealing off of the old building is nearly finished with just a few minor items left to do. Air quality samples were again taken last week and those results will be back soon.

Revenues are up in government reimbursements mainly due to oil and gas activity in the county. Fees and Miscellaneous Revenues are up due to the higher inmate housing. Projections for the Law Enforcement Center are a bit behind for the year but are rapidly catching up.

Expenditures are at less than half expended for the 7 month point. Electricity is at 65% expended already as this is the first year of operation for the Law Enforcement Center so adjustments can be made to the 2011 budget. We should recoup some of the electrical expense once the old building is completely shut down. Prisoner Medical is at 124%; Court Appointed Counsel at 111%. Korgel voiced his concern with the state of the general fund as several Building Fund line items are over budget due to the clean-up project and closing down of the old courthouse. Publishing and Printing is at 73% in part due to many job vacancies and major publishing costs coming up with zoning updates, delinquent property publications and the budget process.

Krebsbach suggested using the Raub Hall instead of the Roseglen Hall for the upcoming November election. Discussion followed.

Korgel would like to set the preliminary budget hearing for the September 20 commission meeting.

Moved by Hudson-Schenfisch, seconded by Krebsbach, to approve the raffle permit request from Immanuel Lutheran Church of Roseglen. All voted aye.

States Attorney Ladd Erickson joined the meeting to bring the commission up to date on a couple issues. The first one regarding Bill Shindler and Douglas Bay and the possibility of setting up a campground similar to the county park on land in that area belonging to the Corps of Engineers. Lee stated that he personally feels at this point the county has enough issues going on and he would like Shindler to find another sponsor.

The second issue involves Sheldon Smith of Bismarck and his 42 lot rural residential subdivision located on the south side of Douglas Bay in the S½SE¼ of Section 34, Township 148, Range 86, to be known as Seclusion at Deepwater Bay. Smith is facing issues regarding road access to the property. Discussion followed on possible options and county involvement.

Moved by Hudson-Schenfisch, seconded by Krebsbach, to approve the following vouchers:

CHECK #	VENDOR	DESCRIPTION	AMOUNT
A112282	ALS METAL WORK	PARTS – HIGHWAY	189.28
A112283	BROCK WHITE CO LLC	MATERIALS, CULVERTS – HWY	131.00
A112284	ENERBASE COOP RESOURCES	FUEL – HIGHWAY	36.80
A112285	FASTENAL COMPANY	PARTS – HIGHWAY	215.11
A112286	FILTER CARE OF GRAFTON	PARTS – HIGHWAY	78.99
A112287	GCR	8 TIRES – HIGHWAY	6,080.00
A112288	HOME OF ECONOMY INC	PARTS – HIGHWAY	366.93
A112289	INTERSTATE POWER SYSTEMS INC	PARTS – HIGHWAY	400.56
A112290	JOHNSTON FARGO CULVERT INC	CULVERTS – HIGHWAY	12,895.16
A112291	LAKESIDE MACHINERY	PARTS – HIGHWAY	980.42
A112292	NELSON INTERNATIONAL	PARTS – HIGHWAY	56.62
A112293	O'DAY EQUIPMENT	PUMP WITH METER – HIGHWAY	729.34
A112294	RENSCH FARM STORE	PARTS – HIGHWAY	.92
A112295	SCHAEFFER MANUFACTURING CO	OIL – HIGHWAY	4,210.80
A112296	SWANSTON EQUIPMENT	ROLLER RENT – HIGHWAY	3,000.00
A112297	TRUCKS OF BISMARCK	PARTS – HIGHWAY	1,294.54
A112298	VINING OIL	DIESEL, GAS – WASHBURN – HWY	21,223.94
A112299	WASHBURN AUTO BODY	PARTS – HIGHWAY	161.74
A112300	Z & S DUST CONTROL SYSTEMS	CR #13 S OF HWY 37; WOLF CREEK & N ½ MILE CR #13	17,734.60
A112301	ACCESS PRINTING SOLUTIONS LLC	BEER/LIQUOR LICENSE BOOKS,	30.00
A112302	BHG INC	COMMISSION MINUTES, HELP WANTED ADS, NOTICE OF EXPIRED REDEMPTION, NOTICES OF PUBLIC HEARINGS; RECEIPT BOOKS, PEN – PARK	3,531.20
A112303	BREMER INSURANCE	INLAND MARINE POLICY	272.00
A112304	BUSINESS CARD	PALM TUNGSTEN E-2 HANDHELD,	421.23

		ANTIVIRUS	
A112305	CARROT-TOP INDUSTRIES	FLAG	78.08
A112306	CASS COUNTY TREASURER	DOCUMENT PRESERVATION FEES	359.00
A112307	CDW GOVERNMENT INC	APC REPLACEMENT BATTERY, HP DESKJET 6940 – SHERIFF	200.04
A112308	CENEX CREDIT CARD	GASOLINE – SHERIFF	797.43
A112309	CHASE DRUG STORE	PRISONER MEDS	340.17
A112310	CITY OF WASHBURN	COURTHOUSE – WATER/SEWER	213.08
A112311	WASHBURN CITY	LAW ENFORCEMENT CENTER - WATER/SEWER	110.67
A112312	COUNTRY AUTO CLINIC	REPAIRS – SHERIFF	698.07
A112313	CUSTOM ROOFING	LABOR/EQUIPMENT/MATERIALS/ TO FABRICATE AND INSTALL 1 FLASH-IN ROOF CURB	920.00
A112314	DAKOTA SANITATION, INC.	DUMPSTER – COURTHOUSE	354.65
A112315	DOC'S SHOP	OIL CHANGE – SHERIFF	39.15
A112316	MICHELLE EFFERTZ	REIMBURSE – JR MASTER GARDENER SUPPLIES	16.57
A112317	ELECTRONIC COMMUNICATIONS	EVANTIDE RECORDER REPAIRS	650.00
A112318	FIRST DISTRICT HEALTH UNIT	SEWER PERMIT	100.00
A112319	GARRISON DIVERSION	JULY COLLECTIONS	1,547.83
A112320	GARRISON MEMORIAL HOSPITAL	BLOOD ALCOHOL TESTING	40.00
A112321	HARRYS AUTO	2 TIRES – WEED CONTROL	313.28
A112322	HATZY'S REPAIR	OIL CHANGE, TIRE REPAIR - SHERIFF	54.45
A112323	HERITAGE ELECTRIC INC	WIRE HEAT PUMP, LIGHT FIXTURE, CONCEAL PHONE LINES, - COUNTY AGENT'S OFFICE	621.87
A112324	JULIE HUDSON-SCHENFISCH	JULY TRAVEL	69.50
A112325	JB REPAIR INC	REPAIRS – SHERIFF	863.67
A112326	RONALD KREBSBACH	JULY TRAVEL	126.00
A112327	KUSTOM SIGNALS INC	RADAR UNIT – SHERIFF	2,424.00
A112328	STEVE LEE	JULY TRAVEL	185.50
A112329	MCLEAN FAMILY RESOURCE CTR	JULY COLLECTIONS	685.00
A112330	MDU	LAW ENFORCEMENT CENTER	52.50
A112331	MIDCONTINENT CABLE CO	LAW ENFORCEMENT CENTER - CABLE	52.91
A112332	MINOT RESTAURANT SUPPLY CO	SPRAY HEAD – PARK	110.40
A112333	ND ASSOCIATION OF COUNTIES	JULY COLLECTIONS	1,106.70
A112334	ND PUB EMPLOYEES RETIREMENT	LIFE INSURANCE PREMIUMS, BC/BS PREMIUMS, SELF PAID PREMIUMS	68,625.35
A112335	NDSU EXT PESTICIDE PROGRAM	REIMBURSE FOR PRIVATE APPLICATOR CERTIFICATION	280.00
A112336	ND SECRETARY OF STATE	ELECTION EQUIPMENT MAINTENANCE	2,667.75
A112337	AG COMMUNICATION	POSTERS – COUNTY AGENT	45.00
A112338	ND YOUTH CORRECTIONAL CENTER	DETENTION CARE MCLEAN COUNTY YOUTH	3,291.30
A112339	OFFICE DEPOT	DIVIDERS, ROLODEX CARDS, INK CARTRIDGES	690.87
A112340	OTTERTAIL POWER COMPANY	COUNTY SHOP, COURTHOUSE, STREET LIGHTS, TURTLE LAKE, BUTTE & MAX SHOPS, LAW ENFORCEMENT CENTER	4,389.25
A112341	RENSCH FARM STORE	PARK SUPPLIES; OIL CHANGE, REPAIRS – SHERIFF	314.92
A112342	ROBI'S REPAIR INC	WHEEL ALIGNMENT – SHERIFF	74.00
A112343	ROEHRICHS HARDWARE	SURGE PROTECTOR – COUNTY AGENT	50.13
A112344	SCHREINER TODD	CELL PHONE REIMBURSEMENT	30.00
A112345	ND STATE TREASURER	JULY COLLECTIONS	17,905.41
A112346	TOMKATZ REPAIR LLC	OIL CHANGE – SHERIFF	37.49
A112347	UNIFORM CENTER	UNIFORMS – SHERIFF	109.98
A112348	WASTE MANAGEMENT of ND	COURTHOUSE, LAW ENFORCEMENT CENTER	133.98
A112349	WASHBURN FAMILY CLINIC	PRISONER MEDICAL	1,227.75

All voted aye.

Lisa Clute of First District Health Unit was present with the 2011 budget for the commission to review.

Moved by Hudson-Schenfisch, seconded by Krebsbach, to approve the 2011 budget from First District Health Unit as proposed. All voted aye.

Korgel presented the proposed 2011 budgets for Computer Operations, GIS, Superintendent of Schools, County Coroner, Auditor, County Clerical, Parole and Probation, Jobs Promotion and Emergency Fund.

Architect Al Fitterer joined the meeting providing options to the commission for replacement of the courthouse as instructed per the July 22 commission meeting. Option 1) Renovation of the existing courthouse. Fitterer stated that after visiting with Brian Dihle, the asbestos coordinator for the state health department, and Jim Hickman of First District Health, regarding the possible asbestos contamination and histoplasmosis in the old structure, and after viewing websites dealing with these issues, he was taking the option of restoring the old courthouse off the table. He feels the renovation of the older building is a liability to the county and cannot guarantee a building entirely safe for occupation in the future.

Option 2) \$4,470,624.0 for an addition to the 1963 addition of the current structure. Fitterer put out a precautionary flag about remodeling the 1963 addition and sees problems even though it has been cleaned. He wondered aloud what kind of cleaning was done above the ceilings and in the ductwork and the possibility of contamination in that place dependent upon further testing. Korgel stated that Environmental Consultant Lyla Marquart had recently run tests and found the evidence of mold in the basement along with certain results on other floors. She will return today or tomorrow for further testing.

Option 3) \$5,156,860.00 for new construction adjacent to the Law Enforcement Center. New construction was projected using an estimate of 25,000 square feet of space. The exterior would be similar to the existing Law Enforcement Center.

Fitterer still does not have an actual cost for demolition and removal of the existing structure as he is awaiting further testing results regarding asbestos. If asbestos is found, an interior demolition would have to occur first and could add anywhere from \$150,000.00 to upwards of \$500,00.00 to the cost of demolition. He informed the commission that whether they choose to add on to the 1963 addition or build a completely new courthouse, the electrical pole that feeds both the 1963 addition and the Law Enforcement Center would have to be relocated and power re-fed to both buildings in order to maintain and operate during construction of

either sort costing another \$15,000.00 to \$40,000.00. Fitterer questioned the tower for the 911 radio. He feels it should be included so the new building is designed for it. It would also have to be relocated prior to construction/demolition as it is now located in the existing building.

Fitterer was instructed to get a maximum dollar amount including the asbestos abatement and electrical costs for the final August meeting so that a ballot question can be drafted. Korgel estimated that a levy increase of about 7 mills is what will be needed. Hudson-Schenfisch clarified that no matter what option is chosen a tax increase will be required. Lee stated there needs to be clarity, the more information you give the public, the more informed decision they are going to make. Erickson would like to begin drafting a ballot question for the commission to consider at the next meeting.

There being no further business, the chairperson declared the meeting adjourned until the next regular meeting on August 23. The commission minutes and agenda can be found on the county website at <http://www.visitcleancounty.com/officials/meetings.html>.

Steven Lee, Chairperson

Nancy Leidholm, Deputy Auditor