

Public notices

McLean County Commission Proceedings minutes

Tuesday, April 8, 2025

The first regular April meeting of the Board of Commissioners was called to order at 8:33 a.m. by Chairperson Steve Lee. Present were Commissioners Lee, Steve Cottingham, and Curtis Olson. Also present were Auditor Beth A. Knutson; Administrative Assistant/ Receptionist Lynda Snyder; Chief Deputy Sheriff Richard Johnson; Road Superintendent James Grey; Assistant Road Superintendent Travis Verke; Mark Leim; and NorDak North Reporter Ethyn Williams-Calvert.

Moved by Olson, seconded by Cottingham, to approve the minutes of the meeting held on April 8, 2025, as submitted. Roll Call Vote: Aye: Cottingham, Olson, and Lee. Nay: None. Motion carried.

Grey presented an update on department operations reporting that they are still blading and plan to start shoulder work as weather permits. He also stated that they have completed all crack sealing for the season. Discussion followed.

Grey requested permission to get proposals for the purchase of the track skid steer he budgeted for. He stated he will present them at the meeting on May 6, 2025. Discussion followed.

Moved by Cottingham, seconded by Olson, to authorize requesting quotes for a track skid steer. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Knutson presented an email from county resident Eden Johannes stating her concerns with road conditions in the vicinity of the County Road 14 and County Road 15 intersection. Grey stated that he is aware of the problems in that area and this incident occurred after a fresh snow and the road was already saturated. Verke stated that work on the curb and gutter and graveling of the road is planned. Discussion followed.

Knutson stated that the project award letter was received for Job 24497, SC-2800(053), a county wide chip seal project to be completed by Asphalt Surface Technologies Corporation (ASTECH), from the North Dakota Department of Transportation (NDDOT). Discussion followed.

Moved by Olson, seconded by Cottingham, to approve signing the award as presented in the award letter. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Johnson requested permission to host a Proactive Patrol Tactics course in Washburn on April 21-25, 2025. The cost of the training is \$3,299.73. He stated that the Sheriff would like to use Sheriff's forfeiture funds to pay for the course. He also stated that the course will help replenish the forfeiture account as a result of the proactive tactics learned in this course. Discussion followed

Moved by Cottingham, seconded by Olson, to approve the Sheriff's Department hosting the Proactive Patrol Tactics course with payment for the course to be made out of Sheriff's forfeiture funds. Roll Call Vote: Aye: Cottingham, Olson, and Lee. Nay: None. Motion carried.

Johnson requested permission to designate a new Jailer/Dispatcher Lieutenant effective today. This advertisement for the open position was in-house. Discussion followed.

Moved by Cottingham, seconded by Olson, to approve hiring the selected Jailer/Dispatcher Lieutenant effective today. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Falkirk Mining Representative Adam Ourada joined the meeting to present a petition to request that the Board of McLean County Commissioners permit and approve the conducting of surface coal mining operations by the petitioner within 100 feet of the outside right-of-way line. Discussion followed.

Moved by Olson, seconded by Cottingham, to accept the petition as presented and to schedule a public hearing on May 6, 2025 at 9:00 a.m.

BEFORE THE BOARD OF McLEAN COUNTY COMMISSIONERS IN THE MATTER OF THE APPLICATION OF THE FALKIRK MINING COMPANY FOR AN ORDER PERMITTING SURFACE PETITION COAL MINING OPERATIONS WITHIN 100 FEET OF THE OUTSIDE RIGHT-OF-WAY LINE OF CERTAIN PUBLIC ROADS

Pursuant to the provisions of Chapter 38-14.1-07, of the North Dakota Century Code and Chapter 69-05.2-04 of the North Dakota Administrative Code, The Falkirk Mining Company ("Petitioner") states as follows:

1. Petitioner is a surface coal mining operator with the right to conduct surface

coal mining and reclamation operations on or in the vicinity of the lands herein-after described.

2. Petitioner requests that the Board of McLean County Commissioners permit and approve the conducting of surface coal mining operations by the Petitioner within 100 feet of the outside right-of-way line of the following public roads:

a. The west side of the county road located along the section line between Sections 19 and 20, Township 146 North, Range 82 West

b. The north and south sides of the county road located between Sections 19 and 30, Township 146 North, Range 82 West

c. The east and west sides of the county road located between Sections 30 and 29, Township 146 North, Range 82 West

d. The east and west sides of the county road located between Sections 31 and 32, Township 146 North, Range 82 West

e. The east and west sides of the road located between Section 24, Township 146 North, Range 83 West and Section 19, Township 146 North, Range 82 West

f. The north and south sides of the county road located between Sections 24 and 25, Township 146 North, Range 83 West

3. Petitioner asserts that the interests of the public and the interests of affected landowners will be protected from the proposed surface coal mining operations.

WHEREFORE, Petitioner requests that the Board of McLean County Commissioners set this matter for hearing and that thereafter Petitioner be granted the relief requested.

Dated this 8th day of April, 2025.
THE FALKIRK MINING COMPANY
Jay H. Kost, its President

Roll Call Vote: Aye: Cottingham, Olson, and Lee. Nay: None. Motion carried.

Knutson presented the Pledge of Securities received from TruCommunity Bank for the period ending March 31, 2024. The total public deposits were \$26,722,497.32 and the total pledged securities were \$27,178,868.00 with an overage of \$456,370.68.

Moved by Cottingham, seconded by Olson, to accept the Pledge of Securities from TruCommunity Bank. Roll Call Vote: Aye: Cottingham, Olson, and Lee. Nay: None. Motion carried.

Moved by Olson, seconded by Cottingham, to approve the McLean County Auditor's Sweep Account Transfer of Funds Resolution from March. Discussion followed. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

McLean County Sweep Account Transfer of Funds Resolutions are on file in the McLean County Auditor's Office.

Knutson presented the application for a 2025 Beer and Liquor License Class I submitted by Gramma Jo's Eatery & Catering LLC located on Brush Lake (f/k/a Brush Lake Pavilion). Background checks for outstanding violations have been completed by the Sheriff's Department and all necessary fees have been received. Discussion followed.

Moved by Cottingham, seconded by Olson, to approve the application as presented. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Knutson presented a Gaming Site Authorization Application submitted by Strawberry Lake Improvement Association for bingo, raffles, electronic 50/50 raffle, pull tab dispensing device, electronic pull tab device, prize board, prize board dispensing machine, sports pools, twenty-one, poker and calcutta activities at DL's Strawberry Kooler of Ruso from July 1, 2025, to June 30, 2026. Discussion followed.

Moved by Cottingham, seconded by Olson, to approve the Gaming Site Authorization Application as submitted by Strawberry Lake Improvement Association. Roll Call Vote: Aye: Cottingham, Olson, and Lee. Nay: None. Motion carried.

Moved by Olson, seconded by Cottingham, to approve the Local Raffle Permit Application submitted by McLean County 4-H Leader's Council for a 50/50 raffle to be held June 12 through June 14, 2024, at the McLean County Fairgrounds. Discussion followed. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Moved by Olson, seconded by Cottingham, to approve the Local Raffle Permit Application submitted by Hiddenwood Sportsmen Club for a raffle to be held June 14, 2025, with prizes listed

as a Weatherby Element 12-gauge semi-automatic shot gun, two North Dakota State Fair concert passes and adult gate passes, a 42-inch outdoor propane fire pit, and a Froggy 45-quart cooler with a total prize value of \$1,311.99. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Knutson presented the 2026 police contract proposal. She stated that the contracts with the cities will see a 2% increase. Discussion followed.

Moved by Cottingham, seconded by Olson, to approve the 2% increase to the police service contracts with the cities as presented. Discussion followed. Roll Call Vote: Aye: Cottingham, Olson, and Lee. Nay: None. Motion carried.

Knutson stated she will send out the new contracts in May. Discussion followed.

Knutson presented a SB 2113 Flexible Transportation Program Funding Reimbursement Request for signature. Discussion followed.

Knutson stated that the Ryder Makoti Rural Fire Protection District has submitted a resolution opposing the transfer of land to the proposed White Shield Fire District. Discussion followed.

Knutson requested approval to advertise for a McLean County Weed Board appointment which is an unexpired 2-year term through December 31, 2026.

Moved by Olson, seconded by Cottingham, to approve advertising for an unexpired 2-year term for the McLean County Weed Board. Discussion followed. Roll Call Vote: Aye: Olson, Cottingham, and Lee. Nay: None. Motion carried.

Received and ordered filed the fee collection report from the Recorder's Department for the month of March in the amount of \$10,386.76.

Received and ordered filed the fee collection report from the Sheriff's Department for the month of March in the amount of \$1,920.00.

Moved by Cottingham, seconded by Olson, to approve the following vouchers for payment:

| VOUCHER/CHECK | REMIT NAME |
|---------------|------------|
| DESCRIPTION | AMOUNT |

| | |
|--|-------------|
| UNPAID VOUCHERS | |
| 1130 ACME TOOLS FIRE SUPPRESSION SYS - AIR COMPRESSOR | 349.99; |
| 1130 ARTHUR RENNER MEDICAL DIRECTOR | 2,240.00; |
| 1130 BENJAMIN GEHRING MONTHLY CORONER FEE | 1,000.00; |
| 1130 CHASE DRUG STORE INMATE MEDS | 647.48; |
| 1130 CITY OF WASHBURN/WATER BILLS | 78.34; |
| 1130 CITY OF WASHBURN/WATER BILLS COURT-HOUSE SEWER/WATER | 95.22; |
| 1130 EIDE BAILLY LLP PROGRESS BILLING AND TECHNOLOGY FEE | 42,525.00; |
| 1130 FARMERS UNION SERVICE ASSOC INLAND MARINE | 22,262.00; |
| 1130 FARMERS UNION SERVICE ASSOC AUTO-COMMERCIAL | 145,966.00; |
| 1130 FARMERS UNION SERVICE ASSOC GENERAL LIABILITY- COMMERCIAL | 59,323.00; |
| 1130 GARRISON FARMERS UNION OIL CO OIL | 47.04; |
| 1130 GARRISON RURAL WATER DISTRICT PARK RURAL WATER USAGE | 75.00; |
| 1130 GERARD GOVEN WATER BOARD | 750.00; |
| 1130 GERARD GOVEN MILEAGE | 116.10; |
| 1130 GOETZ FUNERAL HOME INC MONTHLY CORONER FEE | 1,000.00; |
| 1130 HIWAY 83 EXPRESS GAS-MOTOR POOL | 16.44; |
| 1130 INFORMATION TECHNOLOGY DEPT 1ST DIST HEALTH WAN | 86.50; |
| 1130 INFORMATION TECHNOLOGY DEPT WAN | 692.00; |
| 1130 INFORMATION TECHNOLOGY DEPT ADOBE - AUDITOR | 31.25; |
| 1130 INFORMATION TECHNOLOGY DEPT VESTA & SIRN | 2,633.69; |
| 1130 INFORMATION TECHNOLOGY DEPT DES WAN, ADUF, VPN | 91.50; |
| 1130 INFORMATION TECHNOLOGY DEPT RECORDER-VPN | 10.00; |
| 1130 INFORMATION TECHNOLOGY DEPT AZURE AD PLAN 2 | 7.10; |
| 1130 INFORMATION TECHNOLOGY DEPT TLASSESS VPN | 5.00; |
| 1130 INFORMATION TECHNOLOGY DEPT INTUNE | 6.00; |
| 1130 INFORMATION TECHNOLOGY DEPT INTUNE | 6.00; |
| 1130 INFORMATION TECHNOLOGY DEPT OFFICE 365 | 402.80; |
| 1130 INFORMATION TECHNOLOGY DEPT AUD & TAX DIR VPN | 20.00; |
| 1130 INFORMATION TECHNOLOGY DEPT WAN, OFFICE 365, ADOBE, ETC | 1,488.05; |
| 1130 KENS BODY SHOP IMPOUNDS | 3,850.00; |
| 1130 LYNN OBERG WATER BOARD | 1,000.00; |
| 1130 LYNN OBERG MILEAGE | 256.50; |
| 1130 MAIN STREET MARKET INMATE MEALS-MARCH | 2,826.33; |
| 1130 MARCO CONTRACT PAYMENT | 1,860.90; |
| 1130 MCLEAN COUNTY AUDITOR POSTAGE | 99.84; |
| 1130 MCLEAN COUNTY IMPLEMENT LLC OIL | 57.85; |

1130 ND CORRECTION REHABILITATION INTERSTATE COMPACT PROGTANS FEE 300.00; 1130 ND DEPT OF ENVIRONMENT QUALITY BOILER INSPECTION 210.00; 1130 OFFICE OF ADJUTANT GENERAL TELETYPE JAN - MARCH 2025 766.00; 1130 OTIS ELEVATOR COMPANY MAINTENANCE 382.50; 1130 OTTERTAIL POWER COMPANY COURTHOUSE 3,342.89; 1130 PHOENIX SUPPLY, LLC SOCKS, SPIT MASK, BLANKETS 321.25; 1130 PRESORT PLUS, LLC PICKUP FEE/ COURIER SERVICE 62.54; 1130 ROBERT WERLINGER JAIL HOURS 455.00; 1130 SHANNON JEFFERS WATER BOARD 750.00; 1130 SHANNON JEFFERS MILEAGE 101.25; 1130 STEELE COUNTY TONER CARTRIDGES 40.65; 1130 STRYKER SALES, LLC AED SINGLE ELECTRODES 4,416.00; 1130 THE KIDS THERAPY CENTER, LLC THERAPIST 1,050.00; 1130 TYLER TECHNOLOGIES INC SCHOOL ERP PRO - PROJ MANAGEMENT 60.00; 1130 UDERWOOD & WASHBURN CLINICS PC PHYSICAL 150.00; 1130 WASHBURN AUTO BODY LLC MOUNTING & BALANCING 35.00; 1130 WDALA SPRING SEMINAR CLE TRAINING 100.00

HIGHWAY DEPARTMENT

1131 BUTLER MACHINERY COMPANY BELT 114.81; 1131 ENERBASE COOPERATIVE RESOURCES FUEL TO TL & UNDERWOOD 7,457.95; 1131 GARRISON CITY WATER/SEWER/ GARBAGE 58.22; 1131 GARRISON FARMERS UNION OIL CO LP & FUEL 3,729.08; 1131 HIGHWAY 83 LAWN LEISURE INC PARTS 32.56; 1131 MAX FARM SERVICES FUEL TO MAX & BUTTE SHOPS 8,035.41; 1131 MCLEAN COUNTY IMPLEMENT LLC PARTS 82.15; 1131 MCLEAN COUNTY IMPLEMENT LLC FILTER 37.79; 1131 NDLTAP-UGPTI WORK ZONE SAFETY TRAINING 150.00; 1131 PAHLKE STEEL INC FLAT & ANGLE IRON, TUBE FOR ROCK GUARDS 350.56; 1131 WAGON WHEEL LUMBER INC BLACK HINGES & SCREWS 18.11; 1131 WALLWORK TRUCK CENTER REPAIRS 2,024.95; 1131 WILTON FARMERS UNION OIL CO SERV PRO DEX COOL ANTIFREEZE 32.97; 1131 WOLD ENGINEERING PC PROJ B-24-10 FLEX FUNDING 3,072.50; 1131 WOLD ENGINEERING PC STRUCTURE #28-137-11 12,290.00

DIRECT DEPOSIT

1132 ASHLEY DEHAVEN NURSING HOURS 2,000.00; 1132 CURT MALO REIMB MARCH CELL PHONE 30.00; 1132 ELIZABETH PATTERSON REIMB MARCH CELL PHONE 30.00; 1132 JAN HANSON REIMB MARCH CELL PHONE 30.00; 1132 JAN HANSON MILEAGE 151.82; 1132 KAMILE MODEREGGER REIMB MARCH CELL PHONE 30.00; 1132 KAYLA L OBERLANDER REIMB MARCH CELL PHONE 30.00; 1132 RYAN OBERG REIMB MARCH CELL PHONE 30.00; 1132 SARAH BEDGAR REIMB MARCH CELL PHONE 30.00; 1132 TRAVIS R VERKE REIMB MARCH CELL PHONE NDPRS 30.00; 1127 NDPRS MARCH 2025 - DEFERRED COMP 7,905.00; 1128 NDPRS MARCH 2025 HEALTH & LIFE INS 208,893.62; 1129 NDPRS MARCH 2025 RETIREMENT 94,481.65

ON DEMAND/MANUAL CHECKS
1107 AFLAC MONTHLY PREMIUM 1,359.77; 1108 COLONIAL LIFE INS PREMIUM 183.54; 1109 DELTA DENTAL DENTAL INS PREMIUM 7,157.34; 401005 AVESIS VISION INS PREMIUM 1,630.92; 401006 BRAVERA WEALTH MONTHLY CONTRIBUTIONS 1,309.59; 401007 DCI CREDIT SERVICES INC GARNISHMENT 1,263.18; 401008 FRATERNAL ORDER OF POLICE FOP DUES 74.0; 401009 USABLE LIFE CANCER INS PREMIUM 106.48; 1113 ND CHILD SUPPORT ENFORCEMENT CHILD SUPPORT 2,820.20; 1114 OHIO CHILD SUPPORT PAYMENT CENTRAL CHILD SUPPORT 457.87; 1115 MICHIGAN INCOME TAX WITHHOLDING 1ST QTR UNEMPLOYMENT 160.29; 1117 JOB SERVICE OF ND 1ST QTR-GENERAL PAYROLL 2,149.99; 1118 MISSOURI DEPT OF REVENUE TAXATION DIV 1ST QTR STATE TAX 184.50; 1119 STATE TAX COMMISSIONER 1ST QTR 2025 6,879.26; 401011 DACOTAH PAPER ZIPLOC BAGS, GLOVES, TP, SOAP, ETC 541.01; 401012 GARRISON DIVERSION CONS DIST DISBURSE MONTHLY COLLECTIONS 3,953.93; 401013 KAMINSKY, SULLENBERGER & ASSOC TRAINING MARCH 23-28 375.00; 401014 MCLEAN COUNTY RESOURCE CENTER DISBURSE MONTHLY COLLECTIONS 300.00; 401015 ND STATE TREASURER DISB

COLL-STATE TAX AND DOMESTIC VIOL 3,302.00; 401016 APEX DEFENSE RIG BAG, GENERAL PURPOSE POUCHES, ETC 632.92; 401017 COPQUEST CUSTOM PATCHES 594.27; 1122 JOB SERVICE OF ND HIGHWAY - QTR ENDING 3/31/25 741.83; 401018 ND ATTY GENERAL MONTHLY COLLECTIONS 24/7 SOBRIETY PROGRAM 830.00

P-CARD FUNDED PURCHASES

1125 AMAZON AMERICAN FLAGS, METAL WALL PLATES 144.86; 1125 AMAZON DUAL MONITER DESK STANDS 76.64; 1125 AMAZON BINGO CHIPS, BINDERS 48.73; 1125 AMAZON IPHONE CASE, SCREEN PROTECTOR, EARBUDS 56.62; 1125 AMAZON INSTA POT PURCHASE 199.90; 1125 AMAZON BODY CAMERAS 599.95; 1125 AMAZON DESK LAMP, PHOTO HOLDER, ENVELOPES 70.53; 1125 AMAZON AUTO VENT LIMITING DEVICE 19.79; 1125 AMAZON BABIES FOR BABYSITTING CLASS 57.08; 1125 AMAZON 3 RING BINDER, LAPTOP CASE, FRAMES 75.76; 1125 AUTEL US INC RENEWAL - DIAGNOSTIC MACHINE 1,295.00; 1125 AUTO VALUE BISMARCK PARTS 1,540.08; 1125 AUTO VALUE BISMARCK FILTERS 244.11; 1125 BUTLER MACHINERY COMPANY SEALS AND WATER PUMP 652.43; 1125 CIRCLE SANITATION GARBAGE PICKUP 444.00; 1125 DAKOTA DUST-TEX FLOOR MATS 97.50; 1125 DISCOUNT SCHOOL SUPPLY PIGGY BANKS REIMB BY BANKS 490.92; 1125 FARMERS UNION SERVICE ASSOC AUTO COMMERCIAL-ADDL PREM 291.17; 1125 FRONTIER FLORAL FUNERAL-THYBERG-WEED BOARD 80.25; 1125 HILTON GARDEN INN GRAND FORKS TRAINING - DARR 495.00; 1125 HILTON GARDEN INN GRAND FORKS TRAINING - BETTENHAUSEN 495.00; 1125 HILTON GARDEN INN GRAND FORKS TRAINING - WIEGE 495.00; 1125 KRAUSES MARKET COFFEE 59.96; 1125 KRAUSES MARKET GROCERIES FOR THE JAIL 47.73; 1125 KRAUSES MARKET SUPPLIES FOR SCHOOL PROGRAM 38.39; 1125 LINDE GAS & EQUIPMENT WELDING SUPPLIES 264.26; 1125 MCLEAN ELECTRIC COOPERATIVE, INC. COUNTY SHOPS 1,046.00; 1125 MCLEAN ELECTRIC COOPERATIVE, INC. SPORTSMENS CENTENNIAL PARK 1,015.00; 1125 MCLEAN SHERIDAN RURAL WATER RURAL WATER 79.99; 1125 MILITARY-CASHT SERIES GLOCKS, LEG STRAP ADAPTER 1,121.64; 1125 NAPA AUTO PARTS GARRISON OIL 92.07; 1125 NAPA AUTO PARTS GARRISON PARTS 61.52; 1125 NORDAK NORTH PUBLICATIONS NOTICE FOR BIDS 342.00; 1125 NORDAK NORTH PUBLICATIONS COMMISSION MINUTES 701.36; 1125 NORDAK NORTH PUBLICATIONS HELP WANTED ADS 1,049.28; 1125 NORTHERN PLAINS EQUIPMENT CO BOLTS 11.94; 1125 OTTERTAIL POWER COMPANY ELECTRIC 40.41; 1125 OTTERTAIL POWER COMPANY COUNTY SHOPS 214.39; 1125 PHARMICHEM INC SWEAT PATCH ANALYSIS 123.90; 1125 PHARMICHEM INC SWEAT PATCH ANALYSTS 495.60; 1125 QUADIENT LEASING N22032557 LEASE PAYMENT 614.04; 1125 QVC OUTDOOR ASTRO TURF MAT 136.46; 1125 RAY O'HERRON SPECIALIST HELMETS 13,080.00; 1125 RECORD KEEPERS SHREDDING SERVICES 45.00; 1125 RTC NETWORKS TELEPHONE 149.00; 1125 RTC NETWORKS PHONE & DSL 153.00; 1125 SALHUS SEPTIC AND PORTABLE TOILET COUNTY SHOPS 260.00; 1125 SPRINGHILL SUITES GRAND FORKS 5 DAY FIELD TRAINING 495.00; 1125 UNIFORM CENTER ROLLING DUFFEL, CAP, PANTS AND SHIRTS 7,356.55; 1125 UNIFORM CENTER UNIFORM SHIRTS, PANTS, VEST 2,325.88; 1125 VERIZON TASK FORCE OFFICER 42.26; 1125 VERIZON KITTLER-CELL 42.04; 1125 VERIZON DES CELL 42.04; 1125 VERIZON GREY-CELL 42.04; 1125 VERIZON ST ATTY CELL 47.04; 1125 VERIZON OBERG-CELL/ HOT SPOT 40.01; 1125 VERIZON DES JETPACK 40.01; 1125 VERIZON TASK FORCE OFFICER 42.26; 1125 VERIZON DATA CARDS 1,043.13; 1125 VERIZON DETECTIVE CELL PHONES 89.08; 1125 VERIZON KERZMANN CELL 42.04; 1125 VERIZON PATROL CELL PHONES 887.00; 1125 WEST RIVER TELECOMMUNICATIONS PHONE & DSL 101.61; 1125 WEST RIVER TELECOMMUNICATIONS SHERIFF 406.51; 1125 WEST RIVER