

Proceedings of the Mountrail County Commissioners

1. OPENING & ROLL CALL

The Board met in regular session on Tuesday, July 2, 2024 at 9:00 A.M. in the Emergency/Community Room, Mountrail County Courthouse, Stanley ND with Commissioners Trudy Ruland, Wayne Olson, Jason Rice, Joan Hollekim and John DeGroot present. State's Attorney, Wade Enget & Hunter Crowdrey, Law Student Externship were present.

Chairman Ruland called the meeting to order. The Pledge of Allegiance was recited.

2. BUSINESS

A. AGENDA

Moved by Comm. DeGroot, seconded by Comm. Olson, to review and approve the agenda as corrected. Upon roll call, all present voted yes. Motion carried.

B MINUTES

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve the minutes of the June 18, 2024 meeting as corrected. Upon roll call, all present voted yes. Motion carried.

C. PAYROLL

Moved by Comm. DeGroot, seconded by Comm. Rice, to approve the salary increase form for a satisfactory probationary period for Johann Freeberg with the Corrections as a Correctional Officer I to the amount of \$26.97 per hour/\$56,100 per year. Upon roll call, Rice, Olson, Hollekim, DeGroot and Ruland voted yes. Motion carried.

Moved by Comm. Olson, seconded by Comm. Hollekim, to approve the salary increase form for a satisfactory probationary period for Chad Goodman with the Road & Bridge as a Road Worker II in the amount of \$32.907 per hour/\$68,448 per year. Upon roll call, Rice, Olson, DeGroot, Ruland and Hollekim voted yes. Motion carried.

Moved by Comm. Rice, seconded by Comm. Olson, to approve the salary increase form for a satisfactory probationary period for Kurt Myers with the Road & Bridge as a Road Worker I to the amount of \$31.262 per hour/\$65,025 per year. Upon roll call, Olson, Rice, Hollekim, DeGroot and Ruland voted yes. Motion carried.

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve the regular full-time classification for Shelby Holte with the Sheriff's Department as a Deputy I in the amount of \$32.262 per hour/\$67,106 per year. Upon roll call, Olson, Hollekim, Ruland, Rice and DeGroot voted yes. Motion carried.

Moved by Comm. Olson, seconded by Comm. DeGroot, to approve the temporary employee classification for Jack Wilhelmi with Weed Control as a Sprayer in the amount of \$27.32 per hour shall not exceed 40 hrs. per week/988 hrs. per year from June 24 to September 30, 2024. Upon roll call, Ruland, Rice, Olson, Hollekim and DeGroot voted yes. Motion carried.

D. TRANSFER

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve the transfer for Workers Compensation from Road & Bridge Fund in the amount of \$37,226.70; County Parks Fund in the amount of \$1,099.50 and Weed Control Fund in the amount of \$3,884.95 into the General Fund totaling \$42,211.15. Upon roll call, Hollekim, DeGroot, Ruland, Rice and Olson voted yes. Motion carried.

Moved by Comm. DeGroot, seconded by Comm. Rice, to approve the transfer from Road & Bridge Capital Equipment Fund to the Road & Bridge Equipment Fund for a wrong account on warrant #108803 on 4-2-24 totaling \$341,000. Upon roll call, Rice, Ruland, Olson, Hollekim and DeGroot voted yes. Motion carried.

E. OPIOID SETTLEMENT SPEND PLAN

Stephanie A. Pappa, Auditor discussed the email received from Javayne Oyloe with Upper Missouri District Health Unit. Javayne Oyloe wanted to know about the spending plan for the Opioid settlements with Mountrail County. Wade Enget, State's Attorney discussed utilizing funds for counseling and substance abuse evaluations. Laurie Johnson, Correctional Administrator stated both Orvin Lommen and Bob Hayes Addiction Services will continue to be used for evaluating the inmates.

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve utilizing the Opioid Settlement funds for counseling and substance abuse evaluations. A new fund will be set up for the Opioid Settlement funds. Upon roll call, DeGroot, Ruland, Rice, Olson and Hollekim voted yes. Motion carried.

F. CITY OF STANLEY LETTER/STORM SHELTER

The Board discussed the City of Stanley letter requesting an Emergency Management Plan for a Natural Disaster Location with the City of Stanley that qualifies as a storm shelter. Warren Bogert, Disaster Emergency Services Coordinator, will do some research on qualifying storm shelters. The Board requested that Mr. Bogert assist the City of Stanley with their request.

G. CHANGE ORDER

Moved by Comm. Olson, seconded by Comm. Hollekim, to approve the change order for NorthStar Steel Inc in the amount of \$62,278 for the County Shop Project to include a paved road west of the Courthouse. Upon roll call, Olson, DeGroot, Ruland, Hollekim and Rice voted yes. Motion carried.

H. MCMC INMATE HEALTH SERVICES CONTRACT

Moved by Comm. DeGroot, seconded by Comm. Rice, to approve signing the agreement with the Mountrail County Medical Center for Providing Inmate Health Services in the Mountrail County Correctional Facility. Upon roll call, Ruland, Olson, Rice, DeGroot and Hollekim voted yes. Motion carried.

I. BILLS

Moved by Comm. DeGroot, seconded by Comm. Olson, to approve the bills totaling \$996,377.71 and June 9 through June 22 payroll, checks #17786-17804 and direct deposits #21717-21890 totaling \$602,628.16. Upon roll call, Olson, DeGroot, Hollekim, Rice and Ruland voted yes. Motion carried. (A complete list of bills is posted on a regular basis on the Mountrail County website @ www.co.mountrail.nd.us under the County Commissioner heading and/or are available for review in the Auditor’s Office during normal business hours).

APPROVED 07/02/2024 - PAYMENT 07/02/2024

<u>Warrant #</u>	<u>Vendor Name</u>	<u>Warrant Total</u>
109293	ACME TOOLS COUNTY PARKS FUND	12.97 12.97
109294	ADVANCED BUSINESS METHODS GENERAL FUND COUNTY ROAD & BRIDGE FUND HUMAN SERVICE ZONE COUNTY AGENT FUND	615.57 150.42 150.42 164.31 150.42
109295	ADVANCED BUSINESS METHODS HUMAN SERVICE ZONE	236.73 236.73
109296	AMAZON CAPITAL SERVICES GENERAL FUND	334.17 334.17
109297	ANDERSON/CONSTANCE GENERAL FUND	381.66 381.66
109298	ARMOR INTERACTIVE GENERAL FUND	2,944.80 2,944.80
109299	ASTORIA HOTEL & EVENT CENTER GENERAL FUND	596.00 596.00
109300	BABBITT/KAREN GENERAL FUND	298.09 298.09
109301	BARNES/CRYSTAL HUMAN SERVICE ZONE	224.00 224.00
109302	BOB HAYES ADDICTION SERVICES HUMAN SERVICE ZONE	5,040.00 5,040.00

109303	BOGERT JR/WARREN GENERAL FUND	68.00 68.00
109304	BRAD'S HARDWARE HANK COUNTY PARKS FUND	43.98 43.98
109305	BREWER/MIKE GENERAL FUND	348.24 348.24
109306	BRISTOL/COREY GENERAL FUND	90.93 90.93
109307	BRUCE/CHERYL GENERAL FUND	350.30 350.30
109308	BURLINGTON ELECTRIC, INC COUNTY PARKS FUND	1,157.54 1,157.54
109309	BUTLER MACHINERY CO COUNTY ROAD & BRIDGE FUND	10,471.26 10,471.26
109310	CARSTENS/JILL M HUMAN SERVICE ZONE	27.16 27.16
109311	CIRCLE SANITATION INC GENERAL FUND COUNTY ROAD & BRIDGE FUND COUNTY PARKS FUND	8,000.69 421.75 364.25 7,214.69
109312	CNH INDUSTRIAL ACCOUNTS COUNTY ROAD & BRIDGE FUND	609.48 609.48
109313	CORPORATE TRANSLATION SERVICES INC HUMAN SERVICE ZONE	5.42 5.42
109314	CRUMMIE/KAITLYN HUMAN SERVICE ZONE	428.80 428.80
109315	CUMMINS SALES AND SERVICE GENERAL FUND	1,781.35 1,781.35
109316	D & L CONSTRUCTION, INC COUNTY ROAD & BRIDGE FUND	1,350.00 1,350.00
109317	DAKOTA DUST-TEX, INC GENERAL FUND	274.60 274.60
109318	DAKOTA FIRE EXTINGUISHERS, INC. COUNTY ROAD & BRIDGE FUND HUMAN SERVICE ZONE	505.47 343.96 161.51
109319	DUSEK/ALICE GENERAL FUND	312.68 312.68
109320	DUSTBUSTERS, INC. COUNTY ROAD & BRIDGE FUND	430,016.37 430,016.37
109321	DWYER/JACQUELINE GENERAL FUND	90.30 90.30
109322	EDWARDS/ROLENE GENERAL FUND	402.26 402.26
109323	ELECTION SYSTEMS & SOFTWARE INC GENERAL FUND	147.45 147.45
109324	ELLVANGER/LINDSEY HUMAN SERVICE ZONE	190.25 190.25

109325	ENGER/JANA GENERAL FUND	324.12 324.12
109326	ENGET/WADE GENERAL FUND	368.50 368.50
109327	ENNIS/JANELL GENERAL FUND	316.80 316.80
109328	ERICKSON/BETTY GENERAL FUND	422.36 422.36
109329	FARMERS UNION OIL CO-WATFORD CITY HUMAN SERVICE ZONE	337.51 337.51
109330	FEIRING/DOROTHY GENERAL FUND	346.82 346.82
109331	FELDMAN/ROCHELLE GENERAL FUND	310.82 310.82
109332	FIRST DISTRICT HEALTH UNIT COUNTY PARKS FUND	120.00 120.00
109333	FLADELAND/ADRIANA GENERAL FUND	314.02 314.02
109334	GALL'S LLC GENERAL FUND	108.76 108.76
109335	GILMORE/SHANNON GENERAL FUND	325.42 325.42
109336	GOEDEKEN/DEIDRE GENERAL FUND	388.44 388.44
109337	GRAHAM/LATICIA HUMAN SERVICE ZONE	135.90 135.90
109338	HARRISON/SADIE M HUMAN SERVICE ZONE	3,585.60 3,585.60
109339	HERC-U-LIFT, INC. COUNTY ROAD & BRIDGE FUND	200.70 200.70
109340	HOLLAND/LORI GENERAL FUND	310.00 310.00
109341	HYNEK/AMANDA GENERAL FUND	306.08 306.08
109342	INFORMATION SYSTEMS CORP GENERAL FUND	11,224.00 11,224.00
109343	INFORMATION TECHNOLOGY DEPT HUMAN SERVICE ZONE	102.55 102.55
109344	JARMIN/DEANN GENERAL FUND	300.00 300.00
109345	JENKINS/HEATHER COUNTY PARKS FUND	1,000.00 1,000.00
109346	JOHN DEERE FINANCIAL COUNTY ROAD & BRIDGE FUND WEED CONTROL FUND	11,767.78 11,009.40 758.38
109347	JOHNSON/CAROL	322.78

	GENERAL FUND	322.78
109348	JOHNSON/JOY GENERAL FUND	344.32 344.32
109349	JOHNSON/KATHLEEN GENERAL FUND	484.00 484.00
109350	JPMORGAN CHASE BANK NA GENERAL FUND COUNTY ROAD & BRIDGE FUND HUMAN SERVICE ZONE COUNTY AGENT FUND WEED CONTROL FUND	19,356.80 10,331.97 323.55 7,651.22 205.64 844.42
109351	JUNG/HAYLEY GENERAL FUND	302.06 302.06
109352	KINNEY/SHELLY HUMAN SERVICE ZONE	141.95 141.95
109353	KOENIG/KAYLA GENERAL FUND	405.76 405.76
109354	LABAR/JUSTIN GENERAL FUND	70.15 70.15
109355	LAUGHING BEAR INC. GENERAL FUND	2,918.28 2,918.28
109356	LOMMEN/ORVIN HUMAN SERVICE ZONE	1,200.00 1,200.00
109357	LOWE'S GARDEN CENTER & FLORAL GENERAL FUND	199.96 199.96
109358	LUND/BREANN GENERAL FUND	360.92 360.92
109359	LUTTRELL/JANETTE HUMAN SERVICE ZONE	42.88 42.88
109360	MARTIN CONSTRUCTION INC COUNTY ROAD & BRIDGE CAPITAL PROJECTS	141,287.10 141,287.10
109361	MATHSON/KAY GENERAL FUND	332.88 332.88
109362	MCKESSON MEDICAL-SURGICAL GENERAL FUND	91.26 91.26
109363	MEDUNA/DEBBIE GENERAL FUND	360.30 360.30
109364	MEHUS/CAROL GENERAL FUND	300.00 300.00
109365	MEIERS OIL INC GENERAL FUND WEED CONTROL FUND	466.88 40.39 426.49
109366	MEIERS/GLENNA GENERAL FUND	88.24 88.24
109367	MELL/SHARON GENERAL FUND	343.50 343.50
109368	MENARDS - MINOT COUNTY PARKS FUND	1,432.07 1,432.07

109369	MEYERS/MICHELLE HUMAN SERVICE ZONE	105.67 105.67
109370	MINOT AUTO SUPPLY-INDUSTRIAL BEARING COUNTY PARKS FUND	38.39 38.39
109371	MINOT RESTAURANT SUPPLY CO GENERAL FUND	49.60 49.60
109372	MONTANA DAKOTA UTILITIES CO GENERAL FUND	9,721.04 9,721.04
109373	MOTOROLA SOLUTIONS E 911 EMERGENCY/WIRELESS FUND	20,503.00 20,503.00
109374	MOUNTRAIL COUNTY AG IMPROVEMENT GENERAL FUND	68.00 68.00
109375	MOUNTRAIL COUNTY MEDICAL CENTER GENERAL FUND	19,746.30 19,746.30
109376	MOUNTRAIL COUNTY PROMOTER HUMAN SERVICE ZONE	171.13 171.13
109377	MOUNTRAIL WILLIAMS ELECTRIC COOP GENERAL FUND COUNTY PARKS FUND	5,374.87 491.75 4,883.12
109378	ND DEPT OF TRANSPORTATION COUNTY ROAD & BRIDGE FUND	570.51 570.51
109379	ND DEPT. OF ENVIRONMENTAL QUALITY GENERAL FUND	190.00 190.00
109380	NEETHER/MONICA GENERAL FUND	331.44 331.44
109381	NELSON/AMY HUMAN SERVICE ZONE	1,019.94 1,019.94
109382	NELSON/CAROL HUMAN SERVICE ZONE	16.08 16.08
109383	NORTH AMERICAN TRAILER SALES, LTD COUNTY ROAD & BRIDGE FUND	4,842.35 4,842.35
109384	NORTHERN SAFETY TECHNOLOGY INC GENERAL FUND	2,901.40 2,901.40
109385	NORTHERN TESTING INC HUMAN SERVICE ZONE	1,065.00 1,065.00
109386	NORTHSTAR STEEL INC GENERAL CAPITAL PROJECTS	132,669.90 132,669.90
109387	NORTHWEST TIRE INC WEED CONTROL FUND	684.32 684.32
109388	NUTRIEN AG SOLUTIONS WEED CONTROL FUND	17,856.00 17,856.00
109389	O'REILLY AUTO PARTS COUNTY ROAD & BRIDGE FUND	35.59 35.59
109390	ODP BUSINESS SOLUTIONS LLC GENERAL FUND COUNTY AGENT FUND WEED CONTROL FUND	2,403.76 1,814.71 156.81 432.24

109391	OGDEN/CRYSTAL HUMAN SERVICE ZONE	1,457.75 1,457.75
109392	ONSTAD/KATHY GENERAL FUND	450.60 450.60
109393	PAPPA/STEPHANIE GENERAL FUND COUNTY PARKS FUND	62.24 27.40 34.84
109394	PINNACLE GENERAL FUND COUNTY ROAD & BRIDGE FUND HUMAN SERVICE ZONE WEED CONTROL FUND	33,671.05 1,110.29 27,485.06 849.10 4,226.60
109395	PINNACLE-AGRONOMY DEPARTMENT WEED CONTROL FUND	19.86 19.86
109396	PINSKI/GREG GENERAL FUND	96.48 96.48
109397	POMP'S TIRE SERVICE COUNTY ROAD & BRIDGE FUND	12,972.00 12,972.00
109398	PREBLE MEDICAL SERVICES INC GENERAL FUND HUMAN SERVICE ZONE	160.00 80.00 80.00
109399	PURCHASE POWER GENERAL FUND	3,392.53 3,392.53
109400	QUADIENT LEASING HUMAN SERVICE ZONE	485.94 485.94
109401	RAY/DENISE GENERAL FUND	214.18 214.18
109402	RDO EQUIPMENT CO COUNTY ROAD & BRIDGE FUND COUNTY PARKS FUND	13,534.32 13,445.71 88.61
109403	RICHLAND PUMP & SUPPLY COUNTY ROAD & BRIDGE FUND	563.54 563.54
109404	RTC NETWORKS GENERAL CAPITAL PROJECTS	2,554.12 2,554.12
109405	RUSH/KATHERINE GENERAL FUND	350.30 350.30
109406	SOCKABASIN/MELODY GENERAL FUND	450.60 450.60
109407	SOLIS/CLAUDIA GENERAL FUND	362.88 362.88
109408	SORENSEN/DESIREE J HUMAN SERVICE ZONE	249.48 249.48
109409	SORENSEN/HALLE GENERAL FUND	329.84 329.84
109410	SORENSEN/KIM GENERAL FUND	300.00 300.00
109411	SORENSEN/KYANN GENERAL FUND	329.84 329.84

109412	SORENSEN/SUSAN GENERAL FUND	315.36 315.36
109413	SOURIS VALLEY READY MIX, LLC COUNTY ROAD & BRIDGE FUND	2,200.00 2,200.00
109414	STANLEY AUTO & TRUCK GENERAL FUND COUNTY ROAD & BRIDGE FUND WEED CONTROL FUND	1,420.64 105.88 1,304.76 10.00
109415	STANLEY HARDWARE HUMAN SERVICE ZONE	76.31 76.31
109416	STANLEY LUMBER & SUPPLY GENERAL FUND COUNTY ROAD & BRIDGE FUND	13.89 8.70 5.19
109417	STAPLES, INC. AND SUBSIDIARIES COUNTY ROAD & BRIDGE FUND	248.03 248.03
109418	STREICHER'S GENERAL FUND	436.99 436.99
109419	STUBSTAD/BRENDA GENERAL FUND	362.88 362.88
109420	SUMMIT FOOD SERVICE, LLC GENERAL FUND	3,084.27 3,084.27
109421	THE SIDWELL COMPANY GENERAL FUND	269.64 269.64
109422	THERAPEUTIC INTERVENTIONS HUMAN SERVICE ZONE	600.00 600.00
109423	TOLLEFSON/KRYSTLE GENERAL FUND	326.18 326.18
109424	TRACTOR SUPPLY COMPANY WEED CONTROL FUND	54.99 54.99
109425	TYLER TECHNOLOGIES, INC GENERAL FUND	1,470.00 1,470.00
109426	VERGARA/RIGO GENERAL FUND	239.91 239.91
109427	VERIZON WIRELESS GENERAL FUND COUNTY ROAD & BRIDGE FUND E 911 EMERGENCY/WIRELESS FUND WEED CONTROL FUND	1,520.52 100.41 300.36 1,061.52 58.23
109428	VESTIGE GROUP LLC HUMAN SERVICE ZONE	1,943.52 1,943.52
109429	VESTIS GENERAL FUND COUNTY ROAD & BRIDGE FUND	1,220.88 853.76 367.12
109430	WARD COUNTY AUDITOR COUNTY LIBRARY-BOOKMOBILE FUND	3,360.00 3,360.00
109431	WARNE CHEMICAL & EQUIP CO WEED CONTROL FUND	2,774.95 2,774.95
109432	WEBB/NICHOLAS	121.80

	GENERAL FUND	121.80
109433	WESTLIE TRUCK CENTER	48.45
	COUNTY ROAD & BRIDGE FUND	48.45
109434	WOLTER/MCKENNA	356.87
	GENERAL FUND	356.87
109435	701 SCRAP LLC	10,715.00
	GENERAL CAPITAL PROJECTS	10,715.00
GRAND TOTAL		\$ 996,377.71

J. BOARD CONCERNS

Discussion was held on the chairs and tables for the Memorial Building.

Moved by Comm. DeGroot, seconded by Comm. Rice, to approve the amount of \$10,000 for the purchase of tables and chairs for the Memorial Building. Upon roll call, Hollekim, DeGroot, Ruland, Rice and Olson voted yes. Motion carried.

3. APPOINTMENT SCHEDULED

9:15 A.M.

Lori Hanson, Tax Director met with the board to discuss abatements, request to close the office during the Tax Director’s conference and updated the board on the acreage utilized for oil pads etc.

Moved by Comm. Olson, seconded by Comm. Rice, to approve the abatement on parcel #61-0093951 for tax year 2022 for qualifying for Disabled Veterans Credit as per the recommendation of Tax Director Hanson. Upon roll call, Ruland, Hollekim, DeGroot, Olson and Rice voted yes. Motion carried.

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve the abatement on parcel #61-0093951 for tax year 2023 for qualifying for Disabled Veterans Credit as per the recommendation of Tax Director Hanson. Upon roll call, DeGroot, Ruland, Rice, Olson and Hollekim voted yes. Motion carried.

Moved by Comm. Olson, seconded by Comm. DeGroot, to approve the abatement on parcel #09-9000100 for the tax year 2024 as the mobile home was destroyed by fire as per the recommendation of Tax Director Hanson. Upon roll call, Ruland, Rice, Olson, Hollekim and DeGroot voted yes. Motion carried.

Moved by Comm. Rice, seconded by Comm. DeGroot, to approve the abatement on parcel #20-9000800 for tax year 2024 as the mobile home was removed as per the recommendation of Tax Director Hanson. Upon roll call, Olson, DeGroot, Ruland, Rice and Hollekim voted yes. Motion carried.

Tax Director Hanson discussed closing the Tax Director’s office on August 12-15 for the State Board of Equalization and continued education in Bismarck. The Recorder’s and Treasurer’s office will answer the phones while out. The board expressed no objections to the August 12-15 closure.

Rory Porth, Assessor supplied the board with the land in Mountrail County that has been used for Oil & Gas well sites & salt water disposal sites.

The board expressed appreciation for the beneficial data and information supplied by the Tax Director’s office.

9:25 A.M.

Madison Rodgers, Clerk of Court met with the board to discuss a budget amendment to change the part-time position to a full-time position within the Clerk of Court 2024 budget. Clerk of Court Rodgers also requested to promote Abby Wing to the full-time position. The Board agreed to advertise for the part-time employee position that is currently in the 2024 budget. The board requested the data showing the increase in work from Clerk of Court Rodgers before making the decision of the full-time position.

9:30 A.M.

Corey Bristol, Sheriff met with the board to discuss the county auction that will have to be done by written bids, bismanonline.com or a rummage sale. Sheriff Bristol stated the Auctioneer stated there was not enough items to hold a public auction.

Moved by Comm. DeGroot, seconded by Comm. Rice, to approve holding a rummage sale for the county items & the higher priced items to be listed on bismanonline.com. Upon roll call, DeGroot, Rice, Olson, Hollekim and Ruland voted yes. Motion carried.

Sheriff Bristol also supplied vehicle quotes.

Moved by Comm. DeGroot, seconded by Comm. Olson, to approve the purchase of 1 new 2024 1500 Silverado Crew Cab pickup with Chevrolet Mandan totaling \$28,190 with trade in. Upon roll call, Rice, Olson, Hollekim, Ruland and DeGroot voted yes. Motion carried.

Sheriff Bristol also requested a cart to assist with the election machines in order to help make things easier for delivering and picking up from precincts.

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve the purchase of 9 carts for the precincts totaling \$2,600 per cart plus shipping from the American Rescue Plan Act (ARPA) funds. Upon roll call, DeGroot, Ruland, Rice, Hollekim and Olson voted yes. Motion carried.

9:45 A.M.

The next item on the agenda is the pending litigation in the matter entitled Franklin D. Martens and Rosemary Martens and Gary Martens and Steven Martens, Durable Power of Attorney for Franklin D. Martens and Rosemary Martens v. Mountrail County. This item may be discussed in an executive session. The legal authority for closing this portion of the meeting is North Dakota Code section(s) 44-04-19.1(5). The topic or purpose of this executive session is to discuss negotiation strategies for possible settlement of all claims regarding the pending litigation.

At this time, a motion would in order to discuss the next topic in executive session rather than in an open meeting.

Moved by Comm. Hollekim, seconded by Comm. Olson, to approve to enter into executive session and close the open meeting. Upon roll call, Ruland, Rice, Hollekim, Olson and DeGroot voted yes. Motion carried.

The executive session will be recorded and all members of the governing body are reminded to limit their discussion during the executive session to the announced topic. Any collective decision, collective commitment or other final action by the governing body must occur after it reconvenes in an open meeting, unless final action is specifically required by law to be taken during the executive session.

The prohibition on taking final action during the executive session does not apply to providing guidance or instruction to our attorneys or negotiator.

We will now ask the members of the public who are attending the meeting to leave the room. We anticipate adjourning the executive session, and reconvening the open portion of the meeting, at approximately 10 a.m. on July 2, 2024.

The minutes will show the executive session began at 9:49 a.m. on July 2nd, 2024 and was attended by Commissioners Ruland, Rice, Olson, Hollekim and DeGroot. Also attending are State's Attorney Wade G. Enget, Hunter Cowdery, Extern with State's Attorney's Office, Auditor Stephanie A. Pappa, and Jana Hennessy, Road & Bridge Engineer.

The minutes will show that the executive session was adjourned at 10:02 a.m. on July 2, 2024. The public has been invited to return to the meeting room and we are now back in open session.

10:00 A.M.

Jana Hennessy, Road & Bridge (R&B) Engineer met to discuss Road & Bridge.

1. BID AWARD-NEW MOTORGRADERS

Engineer Hennessy presented the 4 new motor grader bidding results. Also present for the bid awards is Jon Markle and Kent Jaeger with RDO.

Moved by Comm. Rice, seconded by Comm. Olson, to approve the purchase of four new 2024 motor graders equipped with lift group and rear-ripper/scarifier from RDO at the low bid of \$1,764,400 (441,100 per unit) less trade value of \$805,300 for four used motor graders for a net purchase price of \$959,100 with bid acceptance also based off the guaranteed buy back of \$206,100 per machine. Upon roll call, Olson, Hollekim, Ruland, Rice and DeGroot voted yes. Motion carried.

2. BR10625-STRUCTURE REPLACEMENT/BRIDGE NO 31-106-25.0

Moved by Comm. Hollekim, seconded by Comm. DeGroot, to approve the balancing change order #1 to Martin Construction, Inc for Project No BR 31-106-25.0 totaling -\$48,573.03 and final pay totaling \$141,287.10. Upon roll call, Ruland, DeGroot, Olson, Rice and Hollekim voted yes. Motion carried.

3. BRO-0031(056) PCN 21435

Moved by Comm. DeGroot, seconded by Comm. Olson, to approve sending a letter to the NDDOT stating the federal funding cannot be met and the project is terminated so the county will reimburse NDDOT for project BRO-0031(056) PCN 21435. Upon roll call, Rice, Olson, Hollekim, DeGroot and Ruland voted yes. Motion carried.

4. CR6 RECONSTRUCTION PROJECT

Engineer Hennessy discussed the letter received from Gratech Company LLC concerning the BNSF railroad and paving. Engineer Hennessy stated that the County did not have any discussion with BNSF concerning the paving/flaggers as stated in the Gratech letter to the county.

5. 36th ST NW RECONSTRUCTION PROJECT

Engineer Hennessy updated the board on the approval of the townships on 36th St NW reconstruction project.

6. STRIPING QUOTE

Moved by Comm. Rice, seconded by Comm. DeGroot, to approve the striping quote for CR 3 South to Belden, CR 9 Spur to Hwy 2 from CR 2, CR 9 from CR2 to White Earth & CR 18 South Bypass with West River Striping Company totaling \$68,213.32 for paint or \$149,639.14 for epoxy and give authorization to Engineer Hennessy to determine using paint or epoxy on the various routes needing striping. Upon roll call, Ruland, Olson, Hollekim, DeGroot and Rice voted yes. Motion carried.

7. PICKUP QUOTE

Moved by Comm. DeGroot, seconded by Comm. Olson, to approve the quote from Sax Motors for 1 three quarter ton pickup and 1 one-ton pickup totaling \$95,629 with two trade-ins. Upon roll call, Rice, Ruland, DeGroot, Olson and Hollekim voted yes. Motion carried.

8. MOWING NOTICE FOR FALL MOWING

Moved by Comm. DeGroot, seconded by Comm. Rice, to approve advertising the notice for fall mowing with a deadline of October 1st to complete mowing operations. Upon roll call, all present voted yes. Motion carried.

9. MISCELLANEOUS

Engineer Hennessy updated the board concerning the Palermo North gravel road. Comm. Hollekim expressed disappointment in the project; she felt there are safety concerns because of the ridge/drop-off created between the edge of the roadway and the shoulder of the road.

4. ADJOURN

The Board adjourned at 11:32 A.M. to meet in regular session on Tuesday, July 16, 2024 at 9:00 A.M. Accepted and approved this 16th day of July, 2024.

Trudy Ruland, Chairman

Mountrail County Commissioner

Stephanie A. Pappa

Mountrail County Auditor