

## GRAND FORKS COUNTY COMMISSION MEETING

April 7, 2009 – 4:00 P.M

The Board met pursuant to adjournment with Commissioners Murphy, Knauf, Malm, Schmisek and Pic present.

Moved by Malm, seconded by Pic, to approve the minutes of the March 17, 2009, March 25, 2009 and March 27, 2009 meetings. Motion carried.

Moved by Pic, seconded by Schmisek, to approve the order of the agenda adding Lee Finstad after item number 6. Motion carried.

Moved by Schmisek, seconded by Knauf, to approve the consent agenda. Items in the consent agenda included: employee status changes for Lori Haynes and Matthew Wright; bills as submitted by the County Auditor, Check# 138594-138831 in the amount of \$558,390.44; overtime; Larimore Golf Club Beer License; Game of Chance Permits for St. Olaf WELCA and Make-A-Wish Foundation of ND; Site Authorization for Ashley Lions Club and Grand Forks County Sheriff's Department Transportation Statistics. Motion carried.

Jerry Pribula, Pribula Engineering, addressed the board.

Moved by Malm, seconded by Pic, to approve the Chair's signature on four Quit Claim Deeds to return the right-of-way for the old Thompson Bridge to the adjacent property owners after the new Thompson Bridge is in place. Motion carried.

Jim Campbell, Emergency Management Director, addressed the board.

Moved by Schmisek, seconded by Pic, to authorize the Chair to sign the Declaration of Applicant Agent and use Richard Onstad as Applicant Agent and Debbie Nelson as the Alternate so a request for public assistance can be made. Motion carried.

Mr. Campbell said 15 people have called to report individual property damage. FEMA's standard procedure is there must be at least 100 homes that have received substantial damage to get benefits for Individual and Family Assistance. We may be able to be included with other Counties to reach the total number needed. There will be a Public Assistance Team here on Wednesday to look at the preliminary damage of roads, culverts, bridges and emergency protective measures that we have taken.

Mr. Campell said they currently have about 1,500 filled sandbags at the County Shop and about 5,000 at Grand Forks City Public Works Building. They are getting a lot of requests for sand and bags again. They are going to limit the bags to 500 filled sandbags per person because our supply is running low and we do not want to open Sandbag Central again.

Moved by Knauf, seconded by Pic, to reimburse Grand Forks County residents for sand they purchased for protective measures. The estimated cost is \$25,000 and request for reimbursement must be made within 30 days of the crest of the Red River. Motion carried.

Lee Finstad, 2638 Sara Lyn Drive, addressed the board regarding concerns with House Bill 1057.

Barb Zavala, Veterans Service Officer, address the board regarding House Bill 1057.

Bret Burkholder, Correctional Center Administrator, addressed the board.

Moved by Pic, seconded by Schmisek, to approve a temporary default per diem rate of \$70.00 for housing inmates. Motion carried.

Moved by Malm, seconded by Pic, to approve out-of-state travel for Bret Burkholder to attend a Federal Bureau of Prisons North Central Regional Conference in St Louis, Missouri the week of August 24, 2009 to be paid from the Correctional Center budget. Motion carried.

Mr. Burkholder presented the Immigration and Customs Enforcement (ICE) Detention Standards Compliance Review that was done December 3-5, 2008.

Lane Magnuson, County Planner, addressed the board.

Moved by Malm, seconded by Schmisek, to approve the application of Roger Thompson of Columbia Grain Inc. for a Special Use Permit to construct a new receiving building and scale at the grain terminal in section 1, Arvilla Township with the following conditions:

1. Chemical treatments to the gravel surfaces shall be applied as needed to control dust in the areas designated on the site plan.
2. The malfunctioning cyclone parts on the top of the elevator shall be replaced by August 1, 2009, and maintained to reduce grain dust.
3. The screening containment unit on the west end of the property shall be sealed to reduce grain dust by August 1, 2009.
4. A row of hybrid poplar trees shall be planted in the areas designated on the site plan by June 15, 2009. Planted tree height shall be no smaller than three feet, and tree spacing shall be no more than ten feet on center. Motion carried.

Moved by Malm, seconded by Pic, to approve the Chair's signature on a North Dakota Pollutant Discharge Elimination System Stormwater Discharge Permit. Motion carried.

Sheriff Hill addressed the board.

Moved by Schmisek, seconded by Pic, to allow the Sheriff's Department to submit a grant application to COPS Hiring Recovery Program to hire one full time deputy. The position will be funded for a three year period with a budgetary impact of approximately \$6,039.70. At the conclusion of the initial three year period, all payroll burden will be the responsibility of Grand Forks County. Motion carried.

Moved by Pic, seconded by Schmisek, to approve the Chair's signature on the North Dakota Traffic Safety Contract for FY 2009. Motion carried.

Peter Welte, States Attorney, addressed the board.

Moved by Malm, seconded by Knauf, for Mr. Welte to forward the Mutual Aid Agreement to the Commission for their review and place on the agenda for the next meeting. Motion carried.

Ed Nierode, Director of Administration, addressed the board.

Moved by Schmisek, seconded by Malm, to approve Ed Nierode in place of Commissioner Schmisek to attend the ADC Winter Forum in San Antonio, Texas, as approved December 16, 2008. Motion carried.

Moved by Pic, seconded by Malm, to approve Commissioner Schmisek to attend the National Association of Counties Legislative Conference in Washington, DC; Commissioner Malm to attend the National Association of Counties Annual Conference in Nashville Tennessee and Commissioner Malm and Lane Magnuson be approved to attend the American Planning Association Annual Conference in Minneapolis, MN. Motion carried.

Peter Welte was asked to draft a policy regarding alcohol usage on County property and this will be placed on the agenda for the next meeting.

Moved by Malm, seconded by Pic, to recess for a closed executive session, pursuant to NDCC 44-04-19.1 and 44-04-19.2 for attorney consultation on pending litigation. It was 6:18pm. Motion carried.

The Chairman called the meeting back to order at 6:30pm.

Moved by Malm, seconded by Knauf, to adjourn. The meeting adjourned at 6:30pm. The next meeting will be held on April 21, 2009.

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William Murphy, Chairman  
Grand Forks County Commission

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Debbie Nelson, County Auditor