

BOARD OF PEMBINA COUNTY COMMISSIONERS PROCEEDINGS

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April 15, 2014

9:00 AM

Board of Pembina County Commissioners met at 9:00 AM in the Commissioners Meeting Room of the Courthouse with the following members present: Gary Nilsson, Andy Adamson, Hugh Ralston, and Hetty Walker. Absent: Laverne Doyle.

Chairman Ralston called the meeting to order. Addition to the agenda is approval of a county deed.

Pembina County Water Board updated the Commission on the Red River Joint Water Board meeting attended by Josh Heuchert and Jerry Juhl in Fargo. Funding was received for repairs on Bourbanis Dam and Olson Dam. Discussion followed on rehab that will be done on Senator Young Dam, updates on the Renwick Dam project, Drain 47 and Drain 38. Troy Kittelson, Highway Superintendent, presented pictures of Drain 38 showing debris which needs to be removed.

Rick and Kelly Brown met to discuss concerns with the Tongue River/O'Toole Dam area. The flow of water has changed since the rock structure was installed, causing flooding issues every year. Rick presented pictures showing flooding on the Brown property and the Karl and Delores Henschel property. Discussion followed on the culverts that were installed when the bridge was replaced. Troy Kittelson will contact the State Water Commission regarding the specifics of the Tongue River cut-off project and survey the culverts under County Road #1, at the Tongue River Crossing, to determine if they provide adequate water flow.

Motion made by Hetty Walker and seconded by Gary Nilsson to approve the April 1, 2014 minutes and April 8, 2014 Special Meeting minutes as presented. All voting in favor; motion carried.

Troy Kittelson, Highway Superintendent, present for bid openings. Terry Hayward, Strata Corporation, also present.

Commission received bids from the following to furnish chips for the 2015 working season:

Strata Corporation: \$7.00/ton with .20/ton mile hauling charge

Motion made by Gary Nilsson and seconded by Andy Adamson to accept the bid of Strata Corporation for chips for the 2015 work season. Delivery to be made after November 15, 2014 and before spring weight limits go on in 2015. Roll call vote: Gary Nilsson – yes; Andy Adamson – yes; Hetty Walker – yes. Motion carried.

Commission received bids from the following to furnish Pembina County with asphalt products for the 2014 work season:

Calumet Superior, LLC: \$3.09/gallon delivered

Motion made by Andy Adamson and seconded by Gary Nilsson to accept the bid of Calumet Superior, LLC. Roll call vote: Gary Nilsson – yes; Andy Adamson – yes; Hetty Walker – yes. Motion carried.

Board received bids for rental of road machinery. Motion made by Gary Nilsson and seconded by Andy Adamson to accept all bids that meet the bidding requirements as advertised. Hiring of contractors based on availability and price. All voting in favor; motion carried. Listing will be prepared for May 6, 2014 meeting.

Bids were received from the following to furnish Pembina County with a heavy duty double wing mower with a trade-in of one BW180XHDQ Woods mower:

Butler Machinery Company - \$10,227.83

Roy Implement Co, Inc. - \$8,560.00

Cavalier Equipment - \$8,104.00 – Heavy Duty; \$9,957.00 Extreme Duty

Park River Implement LLC - \$8,900.00

Morrison Equipment, Inc - \$9,445.00

Motion made by Gary Nilsson and seconded by Andy Adamson to accept the bid of \$8,104.00 from Cavalier Equipment for the heavy duty mower. Roll call vote: Gary Nilsson – yes; Andy Adamson – yes; Hetty Walker – yes. Motion carried.

Commissioner Laverne Doyle joined the meeting at 9:45AM

Bids were received for the following county equipment:

1983 1-Ton Dodge Dually Pick-up

1984 Ford CL9000 Cab-over Semi-Tractor

1995 Ford F800 Single Axle Dump Truck

1995 Ford L9000 Semi-Trailer

Motion made by Andy Adamson and seconded by Laverne Doyle to accept the high bid of \$800.00, received from Tom Beard, for the 1983 1-Ton Dodge dually pick-up. All voting in favor; motion carried.

Motion made by Gary Nilsson and seconded by Hetty Walker to accept the high bid of \$1,050.00, received from Rod Knutson, for the 1984 Ford CL9000 Cab-over Semi-Tractor. All voting in favor; motion carried.

Motion made by Laverne Doyle and seconded by Gary Nilsson to accept the high bid of \$5,555.00, received from Jeremy Seng, for the 1995 Ford F800 Single Axle Dump Truck. All voting in favor; motion carried.

Motion made by Andy Adamson and seconded by Laverne Doyle to accept the high bid of \$5,111.11, received from Donald Murray, for the 1995 Ford L9000 Semi-Tractor. All voting in favor; motion carried.

Rick Archer, Senior Water Research Engineer for Ulteig Engineering, visited with the Commission regarding services offered by his organization. Mr. Archer is currently working on the floodplain mapping of the Tongue River for the State Water Commission. He works with dam rehabilitation, surface water, drainage, flood control, storm water modeling and detention pond sizing. Mr. Archer is interested in becoming more familiar with County activities and requested to meet with the Commission on a regular basis.

Julie Doyle, Tax Director, Jeff Stevenson, Cavalier City Assessor, Katie Werner, Cavalier City Auditor, Bert Olson and Darold Johnson, Cavalier Improvements, Inc, present for abatement hearing. Mr. Stevenson explained how he determined the valuation for the property. The application is for abatement on property described as Lots 1-3, Ault's 1st Add, City of Cavalier: Parcel 27-6900000. Requesting a reduction in valuation of the parcel from \$687,665.00 to \$350,000.00 for a difference of \$337,665.00. Motion made by Gary Nilsson and seconded by Laverne Doyle to deny the application as presented. Discussion followed. Roll call vote: Gary Nilsson – yes; Laverne Doyle – yes; Andy Adamson – no; Hetty Walker – no; Hugh Ralston – yes. Motion carried.

Julie Doyle, Tax Director, and Joseph and Jamie Wilhelm, present for abatement hearing. The application is for abatement on property described as Pt W ½ NE ¼ of Sect 31- Twp 160- Range 52, Midland Township: Parcel 17-2920010. Requesting a reduction in valuation of the structure from \$218,747.00 to \$194,962.00 for a difference of \$23,785.00, and a reduction in valuation of the out building from \$41,700.00 to \$20,000.00 for a difference of \$21,700.00. Motion made by Gary Nilsson and seconded by Laverne Doyle to approve the application as presented. Discussion followed. Roll call vote: Gary Nilsson – yes; Laverne Doyle – yes; Andy Adamson – yes; Hetty Walker – yes. Motion carried.

Stephenie Davis, State's Attorney, and Troy Kittelson, Highway Supervisor, presented the haul road agreement between Pembina County and Enbridge Energy Company, Inc. Ms. Davis updated the Commission on the initial permit application and permit fees agreed upon and discussed maintenance of the haul roads. Motion made by Gary Nilsson and seconded by Laverne Doyle to authorize

Troy Kittelson to sign the agreement as presented. Discussion followed. All voting in favor; motion carried.

Pembina County Housing Authority Board minutes of March 2, 2014 were reviewed.

Pembina County Fair Board minutes of March 12, 2014 and the February 2014 financial statement were reviewed.

Board received the Funding Agreement for Clerk of District Court Services from the ND Supreme Court. Agreement is for reimbursement in the amount of \$11,147 per month for July 1, 2015 through June 30, 2017. Agreement is reviewed every two years. Reimbursement is based on 1.53 FTEs. This is up from the previous biennium which was based on 1.47 FTEs. Motion made by Andy Adamson and seconded by Hetty Walker to authorize the Chairman to sign the agreement as presented. All voting in favor; motion carried.

Commission was notified that the 2013 North Dakota Insurance Reserve Fund conferment benefit of \$8,428.00 was received. These funds are deposited in the Insurance Reserve Fund to cover costs of insurance premiums and deductibles.

Commission reviewed the March financial statement. Motion made by Hetty Walker and seconded by Gary Nilsson to approve the consent agenda, consisting of claims and the March financial statement, as presented. All voting in favor; motion carried.

Motion made by Laverne Doyle and seconded by Hetty Walker to authorize the Chairman to sign the county deed, regarding the sale of county property, described as N 20' of Lot 7 & Pt Lot 8, Block 15, except city water tower, Front 44' x 135', City of Pembina, to the City of Pembina. All voting in favor; motion carried.

Motion made by Gary Nilsson and seconded by Laverne Doyle to adjourn the meeting. All voting in favor; motion carried. Meeting adjourned at 12:15PM.

Officer Fees: Clerk of Court - \$12,816.09
Recorder - \$5,379.37

Transfers: Social Service Levy to Social Service: \$46,000.00

April Payroll: \$315,011.36

Claims: Warrant #1088 – Warrant #1103 - \$33,858.62; Warrant #83946 – Warrant #84156 - \$253,992.98

/s/ Hugh Ralston, Chairman
Pembina County Board of Commissioners

ATTEST: /s/ Linda Schlittenhard
Pembina County Auditor/Treasurer