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BOARD OF PEMBINA COUNTY COMMISSIONERS PROCEEDINGS

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December 18, 2018

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: James Benjaminson, Laverne Doyle, Nick Rutherford, Hugh Ralston and Hetty Walker.

Chairman Benjaminson called the meeting to order. Additions to the agenda include the December 14, 2018 Special meeting minutes and the 2019 EAP contract with The Village Business Institute.

Motion made by Hugh Ralston and seconded by Laverne Doyle to approve the December 4, 2018 regular meeting minutes and December 14, 2018 Special Meeting minutes as presented. All voting in favor; motion carried.

Pembina County Housing Authority minutes of November 6, 2018 were reviewed.

Auditor Linda Schlittenhard informed the Commission of a letter of resignation received from Samantha Lahman. Ms. Lahman will be resigning her position as NDSU Extension Agent in Pembina County, effective January 11, 2019. Samantha thanked the Commission for the almost 7 years of employment with Pembina County. Motion made by Nick Rutherford and seconded by Hetty Walker to regretfully accept the letter of resignation.

Commission was informed all Certificates of Appointment were returned except for one township officer position for the JDA Board. Word was received from Monica Bohn that she would not be able to accept the appointment. The following appointment was made:

Pembina County JDA: appointed Elton Heuchert to a three (3) year term

Motion made by Hugh Ralston and seconded by Laverne Doyle to approve the Board appointment as listed above. All voting in favor; motion carried.

Motion made by Laverne Doyle and seconded by Hetty Walker to authorize the Chairman to sign the Request for a Duplicate Warrant received from PIP Repair. All voting in favor; motion carried.

Water Board informed the Commission they have completed all the projects they had for 2018, Drain 82 hearing was held and approved by the landowners, and the Tongue River Snagging and Clearing project will begin in the near future. Robert Fleming, Water Board Attorney, updated the Commission on the Canadian Dike lawsuit. Some of the dams remain open and repairs are being made on Herzog Dam and Goshke Dam.

Michelle Murray, Faith in Action Director, discussed a request from the Red River Valley Community Action program regarding the CSFP (Commodity Supplemental Food Program). Currently recipients from Pembina County have to travel to Park River to receive these commodities. Michelle is looking for a location in Pembina County to use for the delivery and pick-up of the commodities. Commission offered a couple of suggested locations and Michelle will contact the owners to see if they could be utilized.

Jill Denault, Social Service Director, informed the Commission that she is interested in putting a 24' x 36' addition on the north side of the existing Social Service building. The addition would include two offices, a meeting room and a small restroom. Jill has contacted several lumber yards and contractors for estimates for the project. The following estimates were received:

Joey Bjornstad Construction - \$151,200.00

Cavalier Do it Best Home & Lumber - \$150,000.00

Walhalla Building Center - \$93,249.00

Motion made by Nick Rutherford and seconded by Laverne Doyle to accept the estimate of Walhalla Building Center. Roll call vote: Laverne Doyle – yes; Nick Rutherford – yes; Hugh Ralston – yes; Hetty Walker – yes. Motion carried.

Curtis Olafson, National Field Director for Aronnax Public Strategies, presented a PowerPoint on Opioid Litigation. Curtis is representing a consortium of law firms pursuing open litigation on opioid abuse. Several counties and cities have signed up with the law firms Curtis is representing or different law firms to assist with Opioid Litigation. There is no risk to sign on for litigation as the attorney's will receive a percentage of the settlement to the county. Robert Fleming, Cavalier City Attorney present. Mr. Fleming had several questions for Curtis to present to the attorneys for their response. Curtis will notify Mr. Fleming of the responses.

Brad Darr, NDDOT State Maintenance Engineer, discussed the States Limited 129,000 pound large truck network of roadways to get the Commission's thoughts for the NDDOT Director's and Advisory Committee's consideration. Others in attendance were Les Noehre, Grand Forks District Engineer, Craig Faul, NDDOT Maintenance Division, Dan Rice of TranSystems, local growers Allen Tucker, Mark DeMars and Jeff Whelan and Devin Johnson, Highway Superintendent. TranSystems is requesting 129,000 pound trucking approval in four specific locations located in Pembina County. The proposed locations are as follows: ND 5 from RP.317.185 to 322.180, ND 18 from RP.228.609 to 233.609, ND 66 from RP.122.450 to 122.947, ND 66 from RP.124.950 to 138.720 and US 81 from RP.228.353 (I-29) south along the route to the Pembina County line.

There are also four locations on County roads that the trucks currently travel that would be impacted with this request. They are Pembina County Road 1, Pembina Old Highway 81 and Pembina Old Highway 44. Motion made by Nick Rutherford and seconded by Laverne Doyle to allow the 129,000 pound roadway if the State approves the modification. Roll call vote: Laverne Doyle – yes; Nick Rutherford – yes; Hugh Ralston – yes; Hetty Walker – yes. Motion carried.

Jeff Daley and Wade Thompson, Kadramas, Lee & Jackson, presented maps of priority road projects for Pembina County and a map showing the sufficiency ratings of the bridges in Pembina County. Jeff presented the engineering agreement between Pembina County and Kadramas, Lee & Jackson for project SC-3410(059), County Road 1 from Bathgate east 11 miles to Interstate 29. The contract is for \$198,500.00. Motion made by Nick Rutherford and seconded by Laverne Doyle to authorize the Chairman to sign the agreement as presented. All voting in favor; motion carried.

A release document was received from Fleming, DuBois & Fleming, PLLP requesting certification that a homestead statement, Old Age Assistance Act, dated March 26, 1938, is fully satisfied. Motion made by Laverne Doyle and seconded by Hetty Walker to authorize the Chairman to sign the release form as presented. All voting in favor; motion carried.

Commission discussed 2019 liquor licenses. Motion made by Hugh Ralston to approve the current liquor licenses fees for 2019. Motion seconded by Hetty Walker. All voting in favor; motion carried.

Commission discussed moving the January meetings to January 8, 2019 and January 23, 2019. Commission chose to move their start time from 9:00 AM to 8:30 AM.

Motion made by Laverne Doyle and seconded by Nick Rutherford to approve the processing of a year-end batch of claims, with the checks being held until the next meeting for approval. All voting in favor; motion carried.

Commission reviewed the updated 2019 County Federal Aid Program sheet showing the amount of money in the federal aid account and the scheduled federal aid road and bridge projects. Motion made by Laverne Doyle and seconded by Hugh Ralston to authorize the Chairman to sign the updated program sheet as presented. All voting in favor; motion carried.

Commission was presented with the Final Certification of Local Match for project SC-3410(058), the County Road 1 project from Highway 32 east 4 miles. Motion made by Hetty Walker and seconded by Laverne Doyle to authorize the Chairman to sign the certification as presented. All voting in favor; motion carried.

The Commission was presented with the County Federal Aid Contract and Contract Bond, from RJ Zavoral & Sons Inc, for Project SC-3410(059) on CMC 3410 Bathgate, 148th Ave NE, East to I-29. Motion made by Laverne Doyle and seconded by Hetty Walker to authorize the Chairman to sign the contract and contract bond as presented.

Rebecca Flanders, Pembina County State's Attorney, unable to attend.

Commission was presented with the 2019 contract between Pembina County and The Village Business Institute for the Employee Assistance Program. Motion made by Nick Rutherford and seconded by Laverne Doyle to authorize the Chairman to sign the contract as presented. All voting in favor; motion carried.

Commission reviewed the November financial statement and claims. Motion made by Laverne Doyle and seconded by Hugh Ralston to approve the consent agenda as presented. All voting in favor; motion carried.

Motion made by Laverne Doyle and seconded by Hugh Ralston to adjourn the meeting. All voting in favor; motion carried. Meeting adjourned at 12:45 PM.