

The following are "unofficial minutes", subject to change at the next meeting.

## BOARD OF PEMBINA COUNTY COMMISSIONERS PROCEEDINGS

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October 1, 2013

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: Andy Adamson, Hugh Ralston, Hetty Walker, and Gary Nilsson. Absent: Laverne Doyle.

Chairman Nilsson called the meeting to order. Additions to the agenda include a permit received from St Joseph's Preservation Society.

Motion made by Hugh Ralston and seconded by Hetty Walker to accept the September 19, 2013 meeting minutes as presented. All voting in favor; motion carried.

Motion made by Hetty Walker and seconded by Hugh Ralston to nominate Kristine Robinson as the North Dakota State Fair delegate for 2014. All voting in favor; motion carried.

Camburn Shephard did not appear.

Sarah Braaten, Red River Regional Council, updated the Commission on the O'Hara Bridge Riparian Project. The south bank construction is complete and the project has been certified. No root wads will be installed on the north bank, since there appears to be sufficient protection already in place. There was a need for additional fabric and grass seed, but there will be no additional costs to the county. The shrubbery planting will be completed next spring. The EPA considers the project a huge success. Ms. Braaten presented the application for payment and conservation plan schedule of operations for the Red River Riparian project for signature by the Chairman.

Janet, Dvorak, Red River Regional Council, updated the Commission on FEMA buy outs in the county. An engineer will be inspecting the properties to see if they will be eligible for riparian work instead of a buyout. Ms. Dvorak is requesting the county to sponsor Robert Williamson, as sub-grantee, for the FEMA paperwork. Motion made by Andy Adamson and seconded by Hetty Walker to sponsor the grant in the event the riparian project is not an option. Discussion followed. All voting in favor; motion carried.

Budget Hearing was held at 10:00 AM.

Jill Denault, Social Service Director, present.

Motion made by Hugh Ralston and seconded by Hetty Walker to adopt the 2014 budget as presented. Discussion followed. Roll call vote: Andy Adamson – yes; Hugh Ralston - yes; Hetty Walker - yes. All voting in favor, motion carried.

Board discussed the proposal to levy 2 mills for a county loan fund for the purchase and/or repair of highway equipment.

## RESOLUTION

WHEREAS, in the judgment of the Board of County Commissioners of Pembina County, North Dakota, all taxes authorized to be levied for the calendar year ending December 31, 2013 for general or specific purposes are insufficient to carry on the primary governmental functions of said county, including the purchasing and/or repair of highway department equipment for which Pembina County, North Dakota, is obligated to provide and maintain, and are insufficient to pay the mandatory obligations imposed by law upon said County, including those obligations already awarded by contract, payable out of its general and special funds, and

WHEREAS, Chapter 57-47 of North Dakota Century Code affords said Board of County Commissioners an opportunity to make application for a loan from a Banking Association upon the completion of such application as said Chapter and the Industrial Commission of the State of North Dakota, may prescribe or approve; and

WHEREAS, in the judgment of said Board of Commissioners of said County will have insufficient funds in the amount of \$105,000.00 to carry out its primary governmental function, as it is necessary to make application for a loan in that amount,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pembina County, North Dakota at a regular meeting held on October 1, 2013 with a quorum of its members present and voting as follows:

1. That said Pembina County, North Dakota, by and through its Board of County Commissioners hereby authorize the County Auditor/Treasurer and Chairman of said Board of County Commissioners to sign and process an application for the purpose of borrowing \$105,000.00 from a Bank in Pembina County that currently is a depositor of Pembina County funds in a money market account; term of loan to be for no more than one year from the date of entering into agreement with such bank to borrow such funds; under and pursuant to the provisions of NDCC 57-47.

2. That attached hereto and made a part thereof, is a statement of the financial condition of the various accounts of said County, and the obligations incurred showing the need for such loan.
3. That said Pembina County, North Dakota hereby agrees that said loan is approved in whole or in part, that it, by and through its Board of County Commissioners will levy a general tax from year to year upon all the general taxable property of said county, not to exceed three mills for any one year, for the purpose of providing funds sufficient to repay the amount of said loan, with interest, at the time of maturity of such loan to be evidenced by the issuance of Certificates of Indebtedness by said county.
4. The said Board of County Commissioners of Pembina County hereby establishes a special fund in the County Treasury of Pembina County, North Dakota hereby designated as "County Loan Fund (Highway Dept)" in anticipation of the granting of said loan, and all monies collected from the general tax levied pursuant to said loan under Chapter 57-47, NDCC shall be deposited to the credit of said special fund, and said fund shall be used only for the purpose of repaying the principal and accrued interest due upon said loan. When said loan has been paid in full, any balance remaining in said special fund shall be transferred to the general fund of said county.

Motion made by Andy Adamson and seconded by Hugh Ralston to adopt the foregoing resolution. Roll call vote: Andy Adamson - yes; Hugh Ralston - yes; Hetty Walker - yes. Resolution declared adopted and Auditor/Treasurer directed to contact all banks in Pembina County that carry a money market account with Pembina County for bids on an interest rate and to begin the process of said loan application.

Motion made by Hetty Walker and seconded by Hugh Ralston to authorize the Chairman to sign the ND Department of Transportation construction and maintenance agreement for the structure replacement located 3 miles west and 1 mile north of Mountain. All voting in favor; motion carried.

Motion made by Andy Adamson and seconded by Hetty Walker to approve the consent agenda, of claims and September payroll, as presented. All voting in favor; motion carried.

Drainage permit request received from B & B Farms to remove the sediment from the ditch along County Road #3, ¼ mile east of the intersection of County Road 3 and County Road 12, in Sections 9 and 10 of Park Township. Troy Kittelson, Highway Supervisor, approved the request. Motion made by Hugh

Ralston and seconded by Andy Adamson to authorize the Chairman to sign the request as presented. All voting in favor; motion carried.

Request for a raffle permit received from St Joseph's Preservation Society. Motion made by Hetty Walker and seconded by Hugh Ralston to approve the request. All voting in favor; motion carried.

Stephenie Davis, Pembina County State's Attorney, unable to attend. Ms. Davis will reschedule for a later meeting.

Brian Erovick, Sheriff, discussed his meeting with the City of Crystal regarding the policing contract. The last contract was signed in 1993, with a cost of \$1.00 per resident. Crystal City is requesting an adjustment on the current contract, retroactive to April 2012, due to the decline in population. Motion made by Hugh Ralston and seconded by Hetty Walker to contract with the City of Crystal for \$101.00 per month, based on the current population of 101 residents, retroactive to April 2012. Discussion followed. All voting in favor; motion carried. Sheriff Erovick will prepare a new contract to be presented for approval at the October 15, 2013 meeting. Sheriff Erovick updated the Commission on the purchase of a new Polaris Ranger, the gifting of a Humvee from the National Guard, and the need to replace a camera system monitor and DVR recorder in the dispatch center.

Chairman Nilsson adjourned the meeting at 10:53AM.