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BOARD OF PEMBINA COUNTY COMMISSIONERS PROCEEDINGS

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October 21, 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, Laverne Doyle, Andy Adamson, Hetty Walker and Hugh Ralston.

Chairman Ralston called the meeting to order.

Commission discussed the need to change the next meeting date to November 5th, due to the General Election. Commissioner Walker informed the Commission that she will not be able to attend on November 5th, due to a conference she is registered to attend.

Motion made by Gary Nilsson and seconded by Laverne Doyle to approve the September 29, 2014 Budget Hearing minutes and October 7, 2014 minutes as presented. All voting in favor; motion carried.

Pembina County Housing Authority minutes of September 4, 2014 were reviewed.

Drainage permit request received from R & J Olson to remove the silt and back slope the field side of the ditch and deposit the dirt in the adjoining field, along County Road #3 in Section 5 of Midland Township. Troy Kittelson, Highway Supervisor, approved the request. Motion made by Laverne Doyle and seconded by Andy Adamson to authorize the Chairman to sign the request as presented. All voting in favor; motion carried.

Drainage permit request received from R & J Olson to remove the silt from the ditch to the original depth and deposit the dirt in the adjoining field, along County Road #3 in Section 11 of St Thomas Township. Troy Kittelson, Highway Supervisor, approved the request. Motion made by Laverne Doyle and seconded by Andy Adamson to authorize the Chairman to sign the request as presented. 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, 2014 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 \$115,000.00 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 21, 2014 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 \$115,000.00 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 Gary Nilsson and seconded by Hetty Walker to adopt the foregoing resolution. Roll call vote: Gary Nilsson – yes; Laverne Doyle – yes; Andy Adamson - 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 Gary Nilsson and seconded by Hetty Walker to authorize the Chairman to sign the county repurchaser's deeds as presented. All voting in favor; motion carried.

Commission reviewed the appraisal amounts set on foreclosed property for the upcoming sale of county property, which will be held November 18th at 11:00AM.

Eric Gauthier, Veteran's Service officer, presented each Commissioner with a packet of information, requesting them to post in public establishments in their district. Discussion followed on the Veteran's Service van, cards for Veteran's that will show proof of benefits and upcoming Veteran's Day services in the community.

Jennifer Maleitzke, Public Affairs, and Greg Olson, Land Services Manager, for Enbridge Energy, updated the Commission on the Line 3 Operations and Maintenance project that was done in Pembina County this summer. The 15.7 mile line 3 replacement that was done in Pembina County is the first replacement

phase of the 1031 mile pipe replacement project. The first phase of the project in Pembina County is close to completion, with the remaining 10 miles proposed for completion in 2016. Ms. Maleitzke presented letters Enbridge Energy received from community individuals regarding their presence in the community, which was very positive. Discussion followed on benefits to the community during the construction phases and the donations made by Enbridge Energy to various organizations within the county. Mr. Olson discussed the good relationships with local landowners, the settlements made for crop losses and repairs made to haul roads.

Pembina County Water Board updated the Commission on Drain #11 and Drain #47 projects. Bruce and Tyler Cameron discussed concerns with the bridge on County Road #12, approximately 1 ¾ miles south of Highway #66. Tyler presented pictures showing the debris that needs to be removed from the area. Cameron's have been requesting the adjoining drain and bridge be cleaned out for four years and there has not been any work done. Discussion followed on possible solutions. Commission will contact Mr. Kittelson regarding cleaning the bridge area. Tyler requested the Water Board order a clean out of the existing drain.

Tina Lorenzen, Domestic Violence Executive Director, introduced herself to the Commission. Tina became the Executive Director in June 2014 and covers the counties of Cavalier, Pembina and Walsh. Ms. Lorenzen explained what Domestic Violence and Abuse Center has to offer Pembina County. Discussion followed on the Shalom Shelter, offender treatment program, human trafficking concerns and other services offered through Domestic Violence. The organization held the annual Domestic Violence fundraiser in Mountain on Saturday, October 18, 2014, which was a success. The plan is to extend the program to Walsh and Cavalier counties next year.

Julie Doyle, Tax Director, presented an application for abatement on property described as Lots 13-15, Block 14, Comstock's & White's Addition, City of Bathgate: Parcel 25-0420000. Requesting a reduction in valuation from \$13,259.00 to \$1,975.00 for a difference of \$11,284.00. Motion made by Gary Nilsson and seconded by Hetty Walker to approve the application as presented. All voting in favor; motion carried.

Gregg Webster, Aflac representative, met with the Commission to review policies and discussed the savings to the County because of pre-tax benefit options. Discussion followed on flexible spending accounts for medical and childcare and the different Aflac policy benefits.

Commission reviewed a letter received from Julie Heuchert. Commission will visit with the State's Attorney at the November 5, 2014 meeting.

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

Chairman Ralston adjourned the meeting at 11:55AM.