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BOARD OF PEMBINA COUNTY COMMISSIONER'S PROCEEDINGS

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May 21, 2024

9:00 AM

Board of Pembina County Commissioners met in the Commissioners Meeting Room of the Courthouse. Chairperson Cull called the meeting to order at 9:00 AM.

Roll call: Jim Benjaminson, Laverne Doyle, Blaine W. Papenfuss, and Andrew Cull.
Absent: Darin Otto. A quorum was declared.

Also, in attendance are: Zelda Hartje, Garret Fontaine, States Attorney, Rachel Ramsay, Public Health Director, Marcus Ramsay, Chief Deputy, Terry Meidinger, Sheriff, Revel Sapa, Veterans Service Officer, Samantha Weeks, 911/IT/GIS Coordinator, Samantha Diemert, Emergency Manager/Weed Officer, and Melissa Morden, Clerk/Recorder.

Motion made by Laverne Doyle and seconded by Blaine Papenfuss to approve the agenda with the following changes: the Water Board will not be attending due to lack of a quorum and an office update from Melissa Morden. All voting in favor; motion carried.

Motion made by Blaine Papenfuss and seconded by Jim Benjaminson to approve the May 7, 2024 meeting minutes as presented. All voting in favor; motion carried.

Motion made by Laverne Doyle to amend his original motion for the approval of the agenda by adding Summer Weight Limits. Blaine Papenfuss seconded the motion to accept the amendment. All voting in favor; motion carried.

Devin Johnson, Highway Superintendent, unable to attend the meeting today. Auditor Schlittenhard presented the summer weight limits, which became effective Monday, May 13, 2024:

Part of the County Commissioners Proceedings as of May 21st, 2024.

SUMMER WEIGHT LIMITS FOR TRUCKS AND BUSES ON PEMBINA COUNTY HIGHWAYS.

WHEREAS, it is necessary that the Board of County Commissioners prescribe weight limits for Pembina County to protect asphalt surfaced highways,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pembina County that the following weight restrictions be imposed on all vehicles operating on County Highways:

State limits apply to the following Roads; No load shall exceed 105,500 lbs.

County Highway #1 State Hwy #32 to I-29
County Highway #2 from County Hwy #55 to State Hwy #5
County Highway #3 Cavalier County Line to I-29 to Bowesmont Spur
County Highway #4 Carlisle Road from US Hwy #81 to County Hwy #1
County Highway #7 Gardar
County Highway #9 Walhalla to County Hwy #12 at Leroy
County Highway #11 St Thomas to I-29
County Highway #12 from State Hwy #5 South to Walsh County Line
County Highway #44 Pittsburg south 4 miles to Hwy #66
County Highway #12 from State Hwy #5 North to County Hwy #55
County Highway #55 from Cavalier County line to I-29
County Highway #4 from Walsh County line to State Hwy #66

6 TONS PER AXLE WEIGHT RESTRICTIONS

Load restrictions set at 6 tons per axle, with no vehicle to exceed 60,000 lbs. on the following County roads:

County Highway #6 (Concrete Spur)

PENALTY FOR VIOLATION OF ANY OF THE AFOREMENTIONED WEIGHT LIMITS SHALL BE MADE IN ACCORDANCE TO CHAPTER 39-12 NDCC.

BE IT FURTHER RESOLVED that trucks in excess of 1 ton shall be limited to a 40 mile an hour speed limit on County roads. Drivers are to use caution when bringing vehicles to a stop and when starting.

BE IT FURTHER RESOLVED that such weight restrictions shall be in force as of May 13th, 2024 and during the period that there are erected and maintained at each of any highway or portion thereof affected by such restriction, signs designating the provision of this resolution.

Said resolution proposed by Jim Benjaminson, seconded by Blaine Papenfuss and upon a vote carried unanimously.

BY ORDER OF THE BOARD OF PEMBINA COUNTY COMMISSIONERS.

Dated this 21st day of May, 2024 at Cavalier, North Dakota.

/s/ Andrew Cull
Andrew Cull, Chairman
Board of County Commissioners

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

Melissa Morden, Clerk of Court, informed the Commission of a security incident that occurred in her office last week. Discussion followed.

Request for a raffle permit received from Cavalier Country Club. Motion made by Laverne Doyle and seconded by Jim Benjaminson to approve the raffle permit request as presented. All voting in favor; motion carried.

Request for a raffle permit received from Pembina County Memorial Hospital Foundation. Motion made by Blaine Papenfuss and seconded by Laverne Doyle to approve the raffle permit request as presented. All voting in favor; motion carried.

Commission discussed the unobligated funds remaining in the American Rescue Plan Act (ARPA) and Local Assistance and Tribal Consistency Fund (LATCF). Kelly Cluchie, Maintenance Supervisor, also in attendance. Kelly is requesting additional funding for the additional work required for the boiler replacement. Kelly stated a crane will need to be rented to remove the structure leading to the basement of the old jail and the steps will need to be removed to lower the new boiler in place. The steps are currently cemented into the walls and will need to be cut out, then replaced. Motion made by Blaine Papenfuss and seconded by Jim Benjaminson to authorize an additional \$25,000.00, from the ARPA funds, for the project. Roll call vote: Jim Benjaminson -yes; Laverne Doyle – yes; Blaine Papenfuss – yes; Andrew Cull – yes. Motion carried.

Commission discussed the cemeteries in Pembina County. States Attorney Fontaine reviewed the meaning of “abandoned cemetery”, according to NDCC 23-06-21.1. Zelda Hartje discussed the Tyner Cemetery, Westpoint Cemetery, the Old Peter’s Cemetery, and the Norwegian Lutheran Church. States Attorney Fontaine will do research to determine if the cemeteries are legally abandoned. Zelda discussed cemeteries that should have a “green sign” installed.

Rick Trontvet, Trontvet Consulting, phoned to review questions presented by the departments related to the proposed step pay plan he presented at the April 16th meeting. Motion made by Blaine Papenfuss to accept the proposed 2025 pay plan. Second by Laverne Doyle. Discussion followed. Melissa Morden discussed her opposition to the proposed pay plan. Ms. Morden is requesting the Commission not adopt the proposed pay plan as presented, but to consider reviewing the adoption of a pay grade system versus the step plan. Roll call vote: Jim Benjaminson -yes; Laverne Doyle – yes; Blaine Papenfuss – yes; Andrew Cull – yes. Motion carried.

Water Board cancelled due to lack of a quorum.

Commission reviewed the April financial statement and claims. Motion made by Blaine Papenfuss and seconded by Jim Benjaminson to approve the consent agenda as presented. All voting in favor; motion carried.

Motion made by Blaine Papenfuss and seconded by Laverne Doyle to adjourn the meeting. All voting in favor; motion carried. Meeting adjourned at 10:40 AM.