

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

BOARD OF PEMBINA COUNTY COMMISSIONERS PROCEEDINGS

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SPECIAL MEETING

March 30, 2020

9:00 AM

Board of Pembina County Commissioners met in special session at 9:00 AM in the Commissioners Meeting Room of the Courthouse with the following members present: Laverne Doyle, in person and Hetty Walker, Hugh Ralston, Nick Rutherford, and Jim Benjaminson by telephone.

Chairman Ralston called the meeting to order.

Commission discussed extending the limited access procedures that were put in place on March 18, 2020. With the rapid spread of COVID-19 and President Trump's decision to extend the strict social distancing guidelines until April 30, 2020, the Commission feels they should follow these recommendations. Motion made by Jim Benjaminson and seconded by Hetty Walker to extend the limited access procedures until April 30, 2020. Roll call vote: Laverne Doyle – yes; Jim Benjaminson – yes; Nick Rutherford – yes; Hetty Walker – yes. Motion carried.

Commission and Devin Johnson, Highway Supervisor, discussed spring load limits. Devin informed the Commission that spring weight limits will go into effect today, Monday, March 30, 2020. Motion made by Laverne Doyle and seconded by Hetty Walker to approve the weight limits as presented. All voting in favor; motion carried.

Part of the Commissioners Proceedings as of March 30th, 2020

WEIGHT LIMITS FOR TRUCKS - SPRING BREAK-UP 2020

WHEREAS, it is necessary that the Board of County Commissioners prescribe weight limits for Pembina County roads during the 2020 spring break-up period to protect asphalt surfaced highways.

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

40 MILE AN HOUR SPEED LIMIT FOR TRUCKS ON ALL COUNTY HIGHWAYS

STATE LIMITS NO RESTRICTION

Load restrictions remain at state limits with no vehicle to exceed 105,500 lbs on the following County roads:

- County Highway #3 from Hensel East to State Highway #18
- County Highway #9 from Warehouse West to Walhalla
- County Highway #44 from Drayton North 2 miles
- County Highway #12 from Hwy 66 south ½ mile
- County Highway #1 from Bathgate West to State Highway #18
- County Highway #3 from State #32 to ¼ mile East

6 TONS PER AXLE LOAD RESTRICTIONS

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

- County Highway #1, State Hwy #32 East to Interstate #29
- County Highway #2, from Cavalier to County Highway #1
- County Highway #2, from County Hwy #55 South to County Hwy #1
- County Highway #3, from Cavalier County line to Interstate #29
- County Highway #4, Carlisle Road from US Hwy #81 to County Hwy #1
- County Highway #4 from Walsh County Line to State Hwy #66
- County Highway #9, Walhalla Spur to County Hwy #12 at Leroy
- County Highway #11, St Thomas to Interstate #29
- County Highway #12, from County Hwy #1 North to County Hwy #55
- County Highway #12, from County Hwy #3, South to Walsh County Line
- County Highway #44, Sugar Beet Road from Pittsburg overpass South 2 miles
- County Highway #55, Cavalier County Line to Interstate #29
- County Highway #7, (Gardar spur)
- County Highway #12 from State Hwy #5 South to County Hwy #3
- County Highway #12 from State Hwy #5 North to County Hwy #1

3 TONS PER AXLE LOAD RESTRICTIONS

Load restrictions set at 3 tons per axle with no vehicle to exceed 30,000 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 all trucks shall be limited to a 40 mile an hour speed on County roads. If violated, trucks will be prohibited on County roads. Drivers are to use caution when starting and when bringing vehicles to a stop.

BE IT FURTHER RESOLVED that such weight and speed limits shall be in force as of Monday, March 30th, 2020, and during the time that there are erected and maintained at each of any highway or portion thereof attached by such restriction, signs designating the provisions of this resolution.

Said resolution proposed by Laverne Doyle and second by Hetty Walker and upon a vote carried unanimously.

BY ORDER OF THE PEMBINA COUNTY COMMISSIONERS.

Dated this 30th day of March, 2020, at Cavalier, North Dakota.

/s/ Laverne Doyle
Laverne Doyle, Vice-Chairman
Board of County Commissioners

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

Linda Schlittenhard Pembina County Auditor/Treasurer and Chief Election Official presented a resolution regarding the June 9, 2020 Primary Election Process. Governor Burgum signed Executive Order 2020-13 on March 26, 2020 approving and authorizing voting by mail ballot ("absentee ballot") for the June 2020 election and suspending the requirement under NDCC 16.1-11.1-01(1) for each county to have at least one polling location open on election day.

Pembina County Resolution Regarding June 9th 2020
Primary Election Process

The Pembina County Commission operating under their authority provided by NDCC § 16.1-04-02 & 16.1-11.1-01 and in consideration of the Governor's declared emergency in response to the COVID-19 pandemic hereby declares by resolution that all previous County polling locations shall be eliminated for the June 9, 2020 primary election as allowed by the Governor's executive order on March 26, 2020.

The County Commission further declares under their authority provided by NDCC § 16.1-11.1-01 to conduct the June 9th 2020 primary election by way of mail in ballot. The Commission encourages all qualified citizens to take every opportunity to vote by mail ballot prior to the June 9th 2020 Election.

So ordered.

Pembina County Commission Vice-Chair

Laverne Doyle

Dated: 3/30/2020

Motion by Jim Benjaminson and seconded by Hetty Walker to adopt the June 9, 2020 Primary Election resolution as presented. All voting in favor; motion carried.

Andrew Kirking, Emergency Manager, presented an Emergency Disaster Declaration, regarding the COVID-19 pandemic. Motion made by Hetty Walker and seconded by Nick Rutherford to approve the Emergency Declaration Resolution as follows:

EMERGENCY DECLARATION

WHEREAS, the coronavirus (COVID-19) is a severe respiratory illness which has been found capable for spreading from person to person, thereby posing a threat to the health and safety of the residents of Pembina County; and

WHEREAS, no drug or vaccine is currently available to treat or prevent COVID-19; and

WHEREAS, on March 13, 2020, the Governor of North Dakota issued Executive Order 2020-03 declaring a state of emergency within North Dakota in response to the public health crisis, pursuant to his constitutional and statutory authority; and

WHEREAS, North Dakota Century Code Chapter 37-17.1 contemplates that counties may declare an emergency, and state and local jurisdictions may work cooperatively to address emergency situations; and

WHEREAS, Pembina County may experience the presence of COVID-19 within our jurisdiction; and

WHEREAS, healthcare providers and local government offices may be overwhelmed with requests beyond their normal capacity; and

WHEREAS, to reduce spread of the disease, private and public workers may be required to work from home per department of health recommendations;

BE IT RESOLVED that departments of Pembina County Government are authorized to implement actions and mitigation measures which, together with federal, state and other local agencies will limit the hardships and impacts related to COVID-19 upon Pembina County Citizens.

BE IT FURTHER RESOLVED, that this Declaration shall extend for a period of thirty (30) days from the date hereof, unless it is sooner amended or terminated by the Pembina County Board of Commissioners, but may also be extended for additional periods thereafter.

Executed at Cavalier, North Dakota, this 30th day of March, 2020.


_____, ^{VICE} Chairman
Pembina County Commission

Attest:


Linda Schlittenhard, Auditor

Roll call vote: Laverne Doyle – yes; Jim Benjaminson – yes; Nick Rutherford – yes; Hetty Walker – yes. Motion carried.

Motion made by Jim Benjaminson and seconded by Hetty Walker to adjourn the meeting. All voting in favor; motion carried. Meeting adjourned at 9:30 AM.