

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

BOARD OF PEMBINA COUNTY COMMISSIONERS PROCEEDINGS

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November 15, 2022

8:30 AM

Board of Pembina County Commissioners met in the Commissioners Meeting Room of the Courthouse. Chairperson Rutherford called the meeting to order at 8:37 AM. Roll call: Jim Benjaminson, Laverne Doyle, Nick Rutherford, Dave Moquist, and Andrew Cull. A quorum was declared.

Motion made by Andrew Cull and seconded by Dave Moquist to approve the agenda with the following additions/changes: Devin Johnson and Jeff Daley with highway project updates, utility permit request and culvert request, assessing of Ag exempt properties by Vanguard, and the Soils Committee. All voting in favor; motion carried.

Motion made by Dave Moquist and seconded by Laverne Doyle to approve the November 1, 2022 meeting minutes as presented. All voting in favor; motion carried.

Commission reviewed Board appointments and made the following appointments and reappointments:

County Health Board – reappointed Joseph Allred to a five (5) year term;

Housing Authority Board – reappointed Clifton Anderson to a four (4) year term;

Planning & Zoning Board – reappointed Andrew Cull to a three (3) year term;

JDA Board – reappointed Debi Stainbrook and Lacey Hinkle to three (3) year terms;

Historic Preservation Commission – reappointed Michael Duerre, Emily Laaveg and Patricia Hart Cayley to three (3) year terms;

Soils Committee – reappointed Nickolaus Heuchert, Robert W. Vivatson and Joel Smith to three (3) year terms;

Motion made by Dave Moquist and seconded by Laverne Doyle to approve the above listed reappointments. All voting in favor; motion carried.

Commission will interview candidates for the Water Board position on Wednesday, November 23, 2022 beginning at 9:00 AM. Auditor will contact Dawn Mandt, Red River Regional Council Executive Director, to discuss possible appointments for the JDA Board. Zelda Hartje, Historic Preservation Secretary, informed the Commission that she has received one resume for the Historic Preservation Commission. Ms. Hartje will forward the resume to the State Historical Preservation office in Bismarck for approval prior to a Commission appointment for the vacant position.

The Certification of Local Match for Bridge Inspection/Load Rating for Project BRC-BRS-0099(015), PCN 23409 was reviewed. Motion made by Laverne Doyle and seconded by Jim Benjaminson to authorize the Chairperson to sign the certification as presented. All voting in favor; motion carried.

Motion made by Laverne Doyle and seconded by Jim Benjaminson to authorize the Chairman to sign the repurchaser deeds, for foreclosed property that was redeemed prior to the County Sale date, as presented. All voting in favor; motion carried.

Revel Sapa, Human Resource Assistant, discussed the county Christmas party. A survey was sent to all employees and the vote was to have the party in the Farmer's Room during the afternoon of December 16, 2022. Revel is requesting permission from the Commission to close the County offices from 11:30 am to 2:30 pm to allow all employees to attend. Motion made by Andrew Cull and seconded by Laverne Doyle to close all county offices as requested. All voting in favor; motion carried.

Water Board members Don Kemp, Ted Juhl, Bill Gunderson and Randall Emanuelson met with the Commission. Also present were LuAnn Kemp, Water Board Secretary, Rob Fleming, Water Board Attorney, Zach Hermann and Paul LaClaire, Houston Engineering. Paul updated the Commission on the Bourbanis Dam partial decommission and rehabilitation project, dam rehabs for Senator Young and Herzog, Tongue River Cut-off project, Tongue River Snagging and Clearing project, the gate on Renwick Dam, the cleaning of legal drains covered by FEMA, and Drain 81. Paul stated the cost of repairs on Drain 81 is estimated at \$2.4M. Zach gave updates on the County Road 1 project.

Devin Johnson, Highway Superintendent, and Jeff Daley, Kadramas, Lee & Jackson, met with the Commission. Jeff updated the Commission on the County Road 1 project completion, the County Road 4 project bids, and the design for the 17 structures that need rehabilitation. Jeff discussed possible safety projects that could be submitted to NDDOT, with the cost share of 90% NDDOT and 10% County. Jeff asked if the Commission would like to submit RFP's for the Federal Aid bridge structures that will be bid in 2023 and 2025. Jeff will update the Priority map showing potential structure replacement projects and County road rehabs.

Commissioner Moquist asked if Devin has received an estimate on the Mini-Mac equipment for road repairs. Devin stated the estimate is close to \$300,000.00 for the Mini-Mac, but additional equipment would be needed as well. Motion made by Dave Moquist and seconded by Laverne Doyle to purchase the Mini-Mac and additional equipment utilizing the ARPA funding. Roll call vote: Jim Benjaminson – yes; Laverne Doyle – yes; Nick Rutherford – yes; Dave Moquist – yes; Andrew Cull – yes. Motion carried.

Culvert request received from Kelly Johnson to install a 36" x 60' culvert to open the township road in the NW¼ of Section 3 of Thingvalla Township. The request has been

approved by the township supervisors and Devin Johnson, Highway Superintendent. Motion made by Andrew Cull and seconded by Laverne Doyle to authorize the Chairperson to sign the request as presented. All voting in favor; motion carried.

Utility permit received from Nodal Electric Cooperative to bore under County Road 3 for power in Section 3/10 of Lincoln Township. Motion made by Laverne Doyle and seconded by Jim Benjaminson to authorize the Chairperson to sign the utility permit as presented. All voting in favor; motion carried.

Sale of County Property set for 11:00AM:

Bid received on property described as, Pt W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9 of Bathgate Township; Bid of \$100.00 received from Mark DeMars

Bid received on property described as, Lot 13, Block 31, Comstock's & White's Addition, City of Bathgate; Bid of \$100.00 received from John Morrison for Eric Morrison

Bid received on property described as, Lots 17 & 18, Block 1, City of Canton (Hensel); Bid of \$2,500.00 received from Jody Taillon. Ms. Taillon asked if she could have until Friday, November 18, 2022, to pay for the property. Motion made by Dave Moquist and seconded by Laverne Doyle to allow Ms. Taillon the additional time to pay with the understanding that if payment is not received by 4:30 pm on November 18, 2022 the property would be sold to the next highest bidder. All voting in favor; motion carried.

Bid received on property described as, Lot 21, Block 35, OT, City of Neche; Bid of \$2,600.00 received from Steven Lemier

Bid received on property described as, Lot 22, Block 35, OT, City of Neche; Bid of \$10,000.00 received from Steven Lemier

Bid received on property described as, N 100' of Lot 1, Block 39, (100' x 50'), OT, City of Walhalla; Bid of \$1,200.00 received from Ryan Moe of American Real Estate Recovery LLC

Bid received on property described as, Lot 12, Block S, Emmerling's 1st Addition, City of Walhalla; Bid of \$3,300.00 received from Mitch Lee

Motion made by Jim Benjaminson and seconded by Dave Moquist to accept the high bids as listed above for the above described properties. All voting in favor; motion carried.

Commissioner Rutherford stated he would like to see the Soils Committee dissolved. Motion made by Jim Benjaminson and seconded by Andrew Cull to temporarily dissolve the Soils Committee. Commissioner Moquist feels the Commission should hear the

recommendations from the Soils Committee prior to making a decision. Discussion followed. Commissioner Cull withdrew his second on the motion. Motion dies due to lack of a second.

Commissioner Moquist discussed his concerns with having Vanguard assess exempt agricultural property. NDCC 57-02-14 was cited. Motion made by Dave Moquist to not include exempt property in the Vanguard appraisals. Motion dies due to lack of a second.

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

Motion made by Andrew Cull and seconded by Jim Benjaminson to adjourn the meeting. All voting in favor; motion carried. Meeting adjourned at 12:28 PM.