

MORTON COUNTY COMMISSION REGULAR MEETING
March 10, 2014

The Morton County Commission Regular Meeting was called to order on March 10, 2014 at 5:30 PM by Chairman Strinden at the Morton County Courthouse, 210 Second Avenue NW, Mandan, North Dakota. Others present were Commissioners Boehm, Leingang, Schulz, Zachmeier and Auditor Rhone. Absent was States Attorney Kopyy.

Boehm moved and Schulz seconded to approve the agenda. All voting aye, motion carried.

Schulz moved and Boehm seconded to approve the minutes of the February 25, 2014 meeting. All voting aye, motion carried.

Leingang moved and Zachmeier seconded to approve monthly bills and payroll. All voting aye, motion carried.

Schulz moved and Boehm seconded to approve abatement 4543. All voting aye, motion carried.

Boehm moved and Leingang seconded to approve abatements 4544-4547. All voting aye, motion carried.

Boehm moved and Leingang seconded to approve abatements 4548-4555. All voting aye, motion carried.

Schulz moved and Boehm seconded to authorize out of state travel for Jon Engelstad to attend K-9 Handler Instruction & Training Seminar in Phoenix on May 27-30. All voting aye, motion carried.

Schulz moved and Boehm seconded to approve expending funds from the E-911 fund for public education for a cost not to exceed \$730.92. All voting aye, motion carried.

Schulz moved and Leingang seconded to approve using 2014 budgeted Capital Equipment in the Communications budget for installing an additional console in the Communications Center at a cost not to exceed \$5,400. All voting aye, motion carried.

Schulz moved and Zachmeier seconded to approve the request by Sunflower Wind Project LLC for a Special Use Permit for construction of the Sunflower Wind Project with the following conditions:

1. Up to 55 wind turbines may be constructed, along with an underground collection line system, a substation and interconnection facility to the existing transmission line, access roads, underground communications cables, meteorological towers, and one operations and maintenance building
2. All wind turbines shall be placed within the Feasible Turbine Placement Area, as defined on the Sunflower Wind Project map, which is attached to this permit
3. Additionally, all wind turbines shall be set back from all section lines a distance not less than one hundred (100) feet.
4. The substation and interconnection facility shall be constructed in the general location indicated on the Sunflower Wind Project Map.
5. The Operations and Maintenance Building may be constructed in any location within the project boundary, subject to area regulations of Article 5, Section 5 of the Morton County Zoning Regulations.
6. Land that is disturbed during construction of each turbine and associated facilities will be substantially returned to its original state by ripping compacted soil, returning native topsoil, and / or reseeded within six months of the completion of that particular turbine and associated facilities.

7. Sunflower Wind Project shall enter into a road maintenance agreement with the Morton County Highway Department to ensure that all county and township roads will be repaired or restored to a condition at least equal to the condition prior to construction of the Sunflower Wind Project.
8. Special rescue equipment and training necessary to accommodate high-angle rescues shall be provided to Morton County emergency responder's servant area. Additionally, Sunflower Wind Project shall coordinate with the Morton County Emergency Manager for addressing and identification methods for the project.
9. After decommissioning, all wind turbine nacelles, blades, towers, foundations, cables, roads substation, and other facilities shall be removed to a depth of 48 inches.
10. Sunflower Wind Project shall apply for all necessary approach permits, moving permits, and building permits necessary to complete construction of the project.
11. The remainder of the special use permit fee shall be paid in full before issuance of a building permit.
12. All terms and conditions of the Morton County Zoning Regulations, as well as all applicable state and federal regulations, shall be met during the construction, operation, and decommissioning of the Sunflower Wind Project.

All voting aye, motion carried.

Schulz moved and Zachmeier seconded to deny the request for a Special Use Permit reduction for the Sunflower Wind Project. All voting aye, motion carried.

Schulz moved and Zachmeier seconded to approve the adoption of an official zoning map and zoning text amendments to replace Schedule A of the Morton County Zoning Regulation. All voting aye, motion carried.

Schulz moved and Boehm seconded to protest the Special Assessment District 196 Project 2014-14 and authorize County Engineer Aubol to act on behalf of the County on this matter. All voting aye, motion carried.

Boehm moved and Leingang seconded to sell 2 CAT motorgraders on bids. All voting aye, motion carried.

Boehm moved and Leingang seconded to place load restrictions on the county roads a presented as of 7:00 AM on March 12, 2104. All voting aye, motion carried.

The total of all county funds expended from February 25, 2014 through March 10, 2014, equals \$900,313.09. A detailed list of funds expended by check is available for public inspection anytime during regular business hours at the Morton County Auditor's Office.

Boehm moved and Schulz seconded to adjourn at 7:08pm. All voting aye, motion carried.

Bruce Strinden, Chairman, Morton County Commission _____

Dawn R Rhone, County Auditor _____