

MORTON COUNTY COMMISSION REGULAR MEETING  
March 14, 2024

The Morton County Commission Regular Meeting was called to order on March 14, 2024 at 5:30 PM by Chair Boehm at the Morton County Courthouse, 210 Second Avenue NW, Mandan, North Dakota. Others present were Commissioners Zachmeier, Leingang, Buckley, and Morrell and Auditor Rhone. Also present was States Attorney Koppy and Sheriff Kirchmeier.

Buckley moved and Morrell seconded to approve the agenda with an addition. All voting aye, motion carried.

Morrell moved and Buckley seconded to approve the minutes of the February 27, 2024 regular meeting. All voting aye, motion carried.

Buckley moved and Leingang seconded to approve the minutes of the February 27, 2024 joint meeting with Burleigh County. All voting aye, motion carried.

Morrell moved and Leingang seconded to approve bills and payroll. On roll call vote Leingang, Morrell, Zachmeier, Buckley and Boehm voting aye, motion carried.

Morrell moved and Leingang seconded to approve out of state travel for Treasurer Hatzenbuhler to attend NACCTF conference in Tampa, FL, on July 7-11, 2024. All voting aye, motion carried.

Morrell moved and Leingang seconded to approve out of state travel for Lori Dirk to attend the North Central Regional Association of Assessing Officers in Kearney, NE on August 19-22, 2024. All voting aye, motion carried.

Morrell moved and Buckley seconded to approve the gravel pit lease with KG3 Land Management LLP located in the NW  $\frac{1}{4}$  of Section 1, Township 137, Range 85, at a rate of \$2.50 per yard. All voting aye, motion carried.

Buckley moved and Morrell seconded to approve the scoria pit lease with Kevin Schantz located in Section 23, Township 138, Range 89 at a rate of \$3.60 per yard for three years with the rate increasing by \$0.10 each year. All voting aye, motion carried.

Morrell moved and Leingang seconded to authorize the Chair to sign the letter of support for NDDOT Hwy 1806 bridge projects. All voting aye, motion carried.

Buckley moved and Zachmeier seconded to approve the final plat of the long-form subdivision known as Bechhold Subdivision and a zoning map amendment from Agricultural to Limited Industrial on Lot 1 Block 1 and from Agricultural to Estate District on Lot 2 Block 1, as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and conforms to the land use priorities established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Zachmeier moved and Buckley seconded to approve the final plat of the long-form subdivision known as Harmon Village 23rd Subdivision and a zoning map amendment from Agricultural to Residential as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and conforms to the land use priorities

established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Buckley moved and Zachmeier seconded to approve the final plat of the short-form subdivision known as Tree Row Subdivision and a zoning map amendment from Agricultural to Residential as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and conforms to the land use priorities established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Zachmeier moved and Morrell seconded to approve of the final plat of a short-form subdivision known as Micals Subdivision and a zoning map amendment from Agricultural to Residential as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and conforms to the land use priorities established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Buckley moved and Zachmeier seconded to approve the final plat of a short-form subdivision known as Rebenitsch Subdivision and a zoning map amendment from Agricultural to Residential as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and conforms to the land use priorities established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Zachmeier moved and Morrell seconded to approve of the final plat of a short-form subdivision known as Olsen Subdivision and a zoning map amendment from Agricultural to Residential and Residential to Agricultural, as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and conforms to the land use priorities established in the 2045 Comprehensive Plan. All voting aye, motion carried. All voting aye, motion carried.

Zachmeier moved and Boehm seconded to approve the final plat of a short-form subdivision known as Entzels Acres 11th Subdivision Replat as the subdivision is in keeping with the land use priorities established in 2045 Comprehensive Plan. All voting aye, motion carried.

Morrell moved and Buckley seconded to approve the variance request to construct a garage addition at 8660 Willow Road as presented, as there is adequate space on the property to accommodate septic needs now and in the future, with the following conditions:

1. Any drain field associated with the floor drain is not allowed to be located within a building setback.
2. Applicants will be required to apply for a floodplain development permit separately. Approval of the special use permit does not guarantee on automatic approval of a floodplain development permit on the property.
3. Applicants must provide any and all application materials requested by the Floodplain Administrator at the point in time the applicants apply for a floodplain development permit.

All voting aye, motion carried.

Commissioner Zachmeier exited the room as he is recused from the next agenda item due to a conflict of interest.

Buckley moved and Morrell seconded to approve the rezoning request for Blaine and Lisa Zachmeier from Industrial to Agricultural on 17.75 acres in the SW  $\frac{1}{4}$  of Section 3,

Township 139N, Range 81W, Morton County. Voting Aye Boehm, Buckley, Leingang, and Morrell. Zachmeier recused. Motion carried.

Commissioner Zachmeier rejoins the meeting.

Morrell moved and Leingang seconded to approve the 2023 budget amendments as presented. On a roll call vote, all voting aye, motion carried.

Commissioner Morrell updated the Commission on the Glen Ullin Senior Center and the Senior meals provided by that Center.

The total of all county funds expended from February 28, 2024 through March 14, 2024 equals \$18,151,441.35.

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.

Morrell moved and Leingang seconded to adjourn at 6:39 PM. All voting aye, motion carried.

Nathan Boehm, Chairman, Morton County Commission \_\_\_\_\_

Dawn R Rhone, County Auditor \_\_\_\_\_