

MORTON COUNTY COMMISSION REGULAR MEETING
September 28, 2021

The Morton County Commission Regular Meeting was called to order on September 28, 2021 at 5:30 PM by Chairman Leingang at the Morton County Courthouse, 210 Second Avenue NW, Mandan, North Dakota. Others present were Commissioners Zachmeier and Buckley, Auditor Rhone and States Attorney Kopyy. Commissioners Boehm and Morrell were present virtually.

Zachmeier moved and Buckley seconded to approve the agenda. All voting aye, motion carried.

Boehm moved and Morrell seconded to approve the minutes of the September 9, 2021 regular meeting. All voting aye, motion carried.

Morrell moved and Buckley seconded to approve the bills and payroll. All voting aye, motion carried.

Boehm moved and Morrell seconded to approve the request for \$25,000 of Morton County Development funds for the Bearcat Daycare located in Hebron with the stipulation that it is the final \$25,000 needed to fund the project. All voting aye, motion carried.

Buckley moved and Boehm seconded to approve abatements #5952-5953. All voting aye, motion carried.

Morrell moved and Buckley seconded to approve abatement #5954. All voting aye, motion carried.

Buckley moved and Morrell seconded to approve abatement #5955. All voting aye, motion carried.

Buckley moved and Zachmeier seconded to approve the zoning map amendment from Residential (R) to Agricultural (A) District for Lot 1 Block 1 of Picchietti Subdivision, as the rezoning supports the land use objectives established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Zachmeier moved and Buckley seconded to approve the final plat of a short-form subdivision known as Aarons Subdivision, and a zoning map amendment from Agricultural (A) to Residential (R), as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and is not in violation of policy 1.1.2 of 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 Helbling Brothers Subdivision, and a zoning map amendment from Agricultural to Residential District, as the subdivision conforms to the regulations established in Article 7 of the Morton County Land Use Code and is not in violation of policy 1.1.2 of 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 Heart Bea Subdivision and zoning map amendment from Agricultural (A) to Estate (E) District, as the subdivision conforms to the regulations established in

Article 7 of the Morton County Land Use Code, and supports the land use priorities established in the 2045 Comprehensive Plan. All voting aye, motion carried.

Chairman Leingang opened the Public Hearing on the 2022 Budget at 6:02 PM.

Chairman Leingang closed the Public Hearing on the 2022 Budget at 6:05 PM.

Morrell moved and Zachmeier seconded to approve the 2022 budget with a total budget of \$27,871,237 and a total tax levy of \$12,440,146. All voting aye, motion carried.

Buckley moved and Zachmeier seconded to approve the request for out of state travel from the Highway Department to attend the 36th Annual Local Roads Conference in Sioux Falls, SD, October 19-21. All voting aye, motion carried.

Zachmeier moved and Boehm seconded to approve policy 600-001 – Facility Emergency Response Team Roles/Responsibilities. All voting aye, motion carried.

Zachmeier moved and Buckley seconded to accept the resignation from Trista Dakken from the Planning & Zoning Board. All voting aye, motion carried.

Buckley moved and Morrell seconded to appoint Maria Tomac to an unexpired term on the Planning & Zoning Board expiring on 6/30/24. All voting aye, motion carried.

Buckley moved and Zachmeier seconded to approve policy 200-009 – Credit Cards – Purchasing Card Program. All voting aye, motion carried.

Morrell moved and Boehm seconded to request that the Morton County States Attorney in accordance with NDCC 11-16-07 work with Tom Bair Law Firm to quiet the title for Greenwood Cemetery in Mandan and the Fairview Cemetery near the abandoned town site of Timmer, not to exceed \$2,000 in fees in order to protect both cemetery's peace, dignity, tranquility and historical value. All voting aye, motion carried.

Boehm moved and Morrell seconded to approve the 100-030 Abandoned Cemeteries – Endangered Gravesites – Care and Custody of the Dead Policy as presented. All voting aye, motion carried.

Buckley moved and Morrell seconded to recognize the importance of Greenwood Cemetery to the history of Mandan and Morton County. Today, September 28, 2021, the forty-seventh anniversary of Morton County committing to Greenwood's restoration, the Morton County Commission formally designates Greenwood Cemetery as a local historical site and requests Morton County to formalize a policy on the future designation of local historical sites. All voting aye, motion carried.

Zachmeier moved and Morrell seconded to require Morton County Parks and County Highway Department to place a fence around the Greenwood Cemetery historic 10 acre plotted area and place an appropriate sign acknowledging the existence of Greenwood Cemetery. All voting aye, motion carried.

Zachmeier moved and Morrell seconded to request that the Morton County States Attorney dissolve the current lease between Morton County and Charles Schaeftbauer involving the remaining 30 acres of Greenwood Cemetery that has been used for grazing land as animal

grazing is not within the best interest of maintaining a cemetery as required by North Dakota Century Code 23-06-30 and the lease to end 12-31-21. All voting aye, motion carried.

Zachmeier moved and Morrell seconded to adjourn the meeting at 7:33 PM. All voting aye, motion carried.

The total of all county funds expended from September 10, 2021 through September 28, 2021 equals \$1,378,806.08.

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.

Ronald Leingang, Chairman, Morton County Commission _____

Dawn Rhone, County Auditor _____