

MORTON COUNTY COMMISSION REGULAR MEETING

April 14, 2016

The Morton County Commission Regular Meeting was called to order on April 14, 2016 at 5:30 PM by Chairman Schulz at the Morton County Courthouse, 210 Second Avenue NW, Mandan, North Dakota. Others present were Commissioners Zachmeier, Boehm, Leingang and Strinden, Auditor Rhone, States Attorney Koppy and Assistant States Attorney Grosinger.

Zachmeier moved and Strinden seconded to approve the agenda with a change. All voting aye, motion carried.

Strinden moved and Leingang seconded to approve the minutes of the March 22, 2016 meeting. All voting aye, motion carried.

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

Leingang moved and Boehm seconded to approve filling the vacant Highway Maintenance position. All voting aye, motion carried.

Strinden moved and Leingang seconded to approve filling the vacant Corrections Officer position. All voting aye, motion carried.

Strinden moved and Leingang seconded to approve hiring 2 seasonal park employees. All voting aye, motion carried.

Leingang moved and Boehm seconded to approve hiring 2 seasonal weed sprayers. All voting aye, motion carried.

Strinden moved and Boehm seconded to mandate annual emergency procedure training for all employees. All voting aye, motion carried.

Boehm moved and Strinden seconded to approve abatements #4863-4865. All voting aye, motion carried.

Strinden moved and Leingang seconded to follow with what has been our policy by applying gravel and blading the added scoria on 37th Ave leading into Don Hellman's property. All voting aye, motion carried.

Strinden moved and Boehm seconded to approve the Resolution of Necessity of an Improvement in Harmon Village 1-4, 6-8, 10-12, 14 & 15 Subdivisions and Cliff's Place Subdivision and to set a public hearing on this matter for May 24th at 5:30 PM. All voting aye, motion carried.

Leingang moved and Boehm seconded to approve installation of a 25mph speed limit sign on 63rd Street. All voting aye, motion carried.

Boehm moved and Leingang seconded to approve the gravel pit lease with Wayne M Hoger located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, T140N R84W for a 2 year term at a rate of \$2.00 per yard. All voting aye, motion carried.

Strinden moved and Boehm seconded to approve the final plat of a long-form subdivision known as Fred Subdivision and a zoning map amendment from (A) Agricultural & (R) Residential to (A) Agricultural, (C) Commercial and (IL) Limited Industrial for approximately 51.57 acres located in the NE $\frac{1}{4}$ of Section 30, Township 139N, Range 81W. All voting aye, motion carried.

Zachmeier moved and Leingang seconded to approve the final plat of a long-form subdivision known as Harmon Village 20th Subdivision and a zoning map amendment from (A) Agricultural to (IL) Limited Industrial for approximately 3.62 acres in the SE $\frac{1}{4}$ of Section 12, Township 140N, Range 82W. All voting aye, motion carried.

Strinden moved and Zachmeier seconded to approve the final plat of a short-form subdivision known as Stensgard Subdivision and a zoning map amendment from (A) Agricultural to Residential (R) for approximately 18.65 acres in the NE $\frac{1}{4}$ of Section 21, Township 137N, Range 81W. All voting aye, motion carried.

carried.

Zachmeier moved and Strinden seconded to excuse Commissioner Boehm at this time because he owns property in the Oliver Wind III project which is next agenda item. All voting aye, motion carried.

Strinden moved and Leingang seconded to approve the special use permit for the Wind Energy Facility known as Oliver Wind III, located in Township 140N Range 84W Sections 1, 2 and 11 thru 14; and Range 83W, Sections 3 thru 11, 13 thru 18 and 21 thru 27 with the following conditions:

1. Up to 47 GE 2.1 MW wind turbines, electrical collection systems and cabling, a collection substation, access roads, one permanent meteorological tower, three temporary MET's, and operations and maintenance building and a construction laydown yard.
2. All wind turbines shall be placed within the Feasible Turbine Placement Area, as defined on the Oliver III 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 Oliver III Wind Project Map.
5. The Operations and Maintenance Building may be constructed in any location within the parcel boundary.
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. Oliver III 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 Project.
8. After decommissioning, all wind turbine nacelles, blades, towers; foundations, cables, roads, substation, and other facilities shall be removed to a depth of 36 inches.
9. Oliver III Wind Project shall apply for all necessary approach permits, moving permits, and building permits necessary to complete construction of the project.
10. 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 Oliver III Wind Project.

Voting aye: Strinden, Leingang, Zachmeier, Schulz; motion carried.

In response to the Commission's request to reduce the budget due to a revenue shortfall, Auditor Rhone presented the following proposed 2016 Budget Amendments for the Commission's consideration:

Fund	Original Budget	Amendment	Amended Budget
General	10,903,285	(364,458)	10,538,827
Road & Bridge	6,516,483	(73,192)	6,443,291
Social Services	3,092,110	(1,500)	3,090,610
County Agent	248,006	(2,100)	245,906
Capital Projects	1,875,000	(1,501,400)	373,600
Document Preservation	24,900	30,000	54,900

Strinden moved and Zachmeier seconded to approve the 2016 Budget Amendments as presented. All voting aye, motion carried.

The total of all county funds expended from March 23, 2016 through April 14, 2016, equals \$1,272,915.86. 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.

Strinden moved and Boehm seconded to adjourn at 7:02 PM. All voting aye, motion carried.

Cody Schulz, Chairman, Morton County Commission _____

Dawn R Rhone, County Auditor _____