

MORTON COUNTY COMMISSION REGULAR MEETING

March 12, 2015

The Morton County Commission Regular Meeting was called to order on March 12, 2015 at 5:30 PM by Chairman Strinden at the Morton County Courthouse, 210 Second Avenue NW, Mandan, North Dakota. Others present were Commissioners Zachmeier, Boehm, Leingang, Schulz and Auditor Rhone, States Attorney Kopyy and Assistant States Attorney Grosinger.

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

Boehm moved and Leingang seconded to approve the minutes of March 2 & 24, 2015 meetings. All voting aye, motion carried.

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

Zachmeier moved and Schulz seconded to approve payment of the 4th Quarter billing from Burleigh County for Child Welfare Supervision and Programming. All voting aye, motion carried.

Boehm moved and Leingang seconded to approve abatements #4738-4741. All voting aye, motion carried.

Leingang moved and Boehm seconded to approve the Fire Emergency and Burn Ban Resolution as presented. All voting aye, motion carried.

Schulz moved and Leingang seconded to authorize using Tier II funding to pay for a meal and printing for a Tornado exercise that Emergency Management will be conducting. All voting aye, motion carried.

Schulz moved and Boehm seconded to approve the purchase of a 2015 Dodge Caravan for prisoner transport from Ryan Dodge and associated equipment. All voting aye, motion carried.

Schulz moved and Leingang seconded to approve the LEC building improvements as presented to be paid from the LEC fund up to \$100,000. All voting aye, motion carried.

Leingang moved and Zachmeier seconded to approve the final plat of a short form subdivision known as Kuntz Subdivision and zoning map amendment from Agricultural (A) District to Residential (R) District for approximately 2 acres in the SW $\frac{1}{4}$ of Section 30 Township 135 North, Range 81 West. All voting aye, motion carried.

Schulz moved and Leingang seconded to approve the final plat of a short form subdivision known as Entzel's Industrial Park Second Subdivision for approximately 4.3 acres in the SE $\frac{1}{4}$ of Section 4, Township 139 North, Range 81 West. All voting aye, motion carried.

Leingang moved and Boehm seconded to Commission approve the zoning map amendment from Agricultural (A) District to Residential (R) District for approximately 8 acres known as Lot A in the NE $\frac{1}{4}$ of Section 2 Township 134 North, Range 84 with the following condition:

1. All previously placed survey monuments on Lot A are identified and flagged. If no survey monuments can be identified, a short-form subdivision process is required.

All voting aye, motion carried.

Zachmeier moved and Schulz seconded to approve the amendments to Section 7-070 Easements of Article 7 Subdivision of Land of the Morton County Land Use Code with the following conditions:

1. Utility easements shall be at least forty (40) feet in width, but the Commission may allow a reduced width of no less than twenty (20) feet if shown to be sufficient to meet anticipated needs.
2. Removal of the last sentence of paragraph 4 of page 2 of 3 of Section 7-070 Easements, "A grantee using this temporary construction easement area shall be subject to the same liabilities for damage contained herein for the primary utility easement."

All voting aye, motion carried.

Schulz moved and Zachmeier seconded to approve approve the final short form subdivision known as Freeway Services Subdivision being all of Auditors Lot B and a portion of the NE ¼ of Section 15, Township 139 North, Range 82 West with the following conditions:

1. A separate easement instrument is recorded to convey a utility easement for the 20' strip of land on the east boundary of Auditor Lot A.
2. A signed agreement to use the existing sewage lagoon servicing Freeway 147 Truck Stop is kept on file with the Planning & Zoning Department.
3. Language on the Owner's Certificate of Dedication is changed to reference 7-070 of the Morton County Land Use Code in addition to any restrictions of all above ground utilities in the utility easement.
4. Identify on the plat that there is a private agreement in regards to the sanitary sewer system access.

All voting aye, motion carried.

Schulz moved and Boehm seconded to approve the amendment to Section 7-030 Determination of Process of Article 7 Subdivision of Land of the Morton County Land Use Code for the purpose of establishing grounds for exemption from the platting process, procedures for exempt divisions of land, and criteria for long-from subdivision. All voting aye, motion carried.

John Schafer was recognized for his many years of service as the Morton County Planning and Zoning Chairman.

Boehm moved and Leingang seconded to award the bid for gravel crushing and stockpiling to Fisher Sand & Gravel for \$6.60 per cubic yard. All voting aye, motion carried.

Boehm moved and Leingang seconded to award the bid for steel pipe to True North Steel. All voting aye, motion carried.

Leingang moved and Boehm seconded to award the bid for concrete culverts to Cretex. All voting aye, motion carried.

Boehm moved and Leingang seconded to authorize the County Engineer to advertise for bids for paving of the road to the entrance of Ft Lincoln State Park. All voting aye, motion carried.

Leingang moved and Boehm seconded to seek approval from the NDDOT to pave County Road 83 from I-94 to Highway 10 and County Road 139A east of Highway 25. All voting aye, motion carried.

The total of all county funds expended from February 25, 2015 through March 12, 2015, equals \$909,227.54. 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.

Leingang moved and Schulz seconded to adjourn at 8:43 PM. All voting aye, motion carried.

Bruce Strinden, Chairman, Morton County Commission _____

Dawn R Rhone, County Auditor _____