

Please note: These are unofficial minutes and are subject to change. They will be approved and become official at the next regularly scheduled meeting.

MORTON COUNTY COMMISSION REGULAR MEETING
October 8, 2015

The Morton County Commission Regular Meeting was called to order on October 8, 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 and Schulz, Auditor Rhone and States Attorney Koppy.

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

Boehm moved and Leingang seconded to approve the minutes of the September 22, 2015 meeting. All voting aye, motion carried.

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

Zachmeier moved and Leingang seconded to appoint Dennis Meier to the position of Social Services Director effective November 1, 2015 at a starting salary of \$73,250. All voting aye, motion carried.

Leingang moved and Zachmeier seconded to approve out of state travel for Regina Cusak from the Social Services Department to attend training in Omaha, Nebraska, on November 16-19, 2015. All voting aye, motion carried.

Zachmeier moved and Leingang seconded to appoint a committee consisting of the Sheriff, Mandan Rural Fire Chief, States Attorney and the Morton County Emergency Manager to draft a possible ordinance regarding lanterns or small paper air balloons and present it at their earliest convenience. All voting aye, motion carried.

Leingang moved and Schulz seconded to approve out of state travel for Sargent Steele to attend field officer training in Las Vegas, Nevada, on December 2-4, 2015 for a cost not to exceed \$1,250. All voting aye, motion carried.

Boehm moved and Schulz seconded to accept the Department of Transportation grants for Occupant Protection in the amount of \$7,250 and Impaired Drivers in the amount of \$6,500. All voting aye, motion carried.

Zachmeier moved and Boehm seconded to deny the variance to construct two residence on Lot 2 Block 1 of Berger Acres (part of the E½ of the SE ¼ Section 33 Township 138N Range 81W). Variance denied under North Dakota Century Code 11-33-11 and Morton County Ordinances section 10-060 because adequate hardship related to the land was not shown. All voting aye, motion carried.

Leingang moved and Schulz seconded to approve a temporary use permit for the period of 10/9/15 – 5/31/16 for Lot 2 Block 1 of Berger Acres (part of the E½ of the SE¼, Section 33, Township 138N, Range 81W) for the temporary storage of a second mobile home while the Morton County Planning & Zoning Commission and County Commission consider amendments to the Morton County Land Use Code, with the following conditions:

1. If by May 31, 2016, the Morton County Commission has not approved the second, temporary mobile home as a residence, then the owner shall be compelled to remove the second mobile home from the property by June 1, 2016.
2. No person or persons shall be allowed to reside in the temporary mobile home for any length of time for any purpose until such time as a certificate of occupancy may be granted.
3. The property owner is forbidden from establishing water, power or other utility services to the temporary mobile home for the duration of this temporary use permit.
4. The property owner shall not be required to obtain a building permit for the purpose of

storing the temporary mobile home on the property.

5. At such time as the Morton County Land Use Code may be updated with a mechanism which would allow for the siting of a second residence on the property, it shall be the property owner's responsibility to submit to the County any application, such as a special use permit application, that would be necessary to permit the siting of a second residence on the property. The land owner shall submit such an application(s) in a timely manner so as to obtain permission to site a second residence on the property, prior to the expiration of this special use permit.
6. At such time as the temporary mobile home may be approved as a residence by the Morton County Commission, the property owner shall abide by Morton County building code regulations and obtain the appropriate permits for locating and affixing the mobile home. The land owner must apply for such permits within 14 calendar days of the County Commission's approval of the mobile home as a residence.
7. Upon the property owner's receipt of a building permit for the mobile home, this temporary use permit shall automatically expire.

Voting aye: Leingang, Schulz, Boehm, Strinden; voting nay: Zachmeier. Motion carried.

Schulz moved and Leingang seconded to amend Section 2-110, add Section 5-200 and amend Article 12 of the Morton County Land Use Code. All voting aye, motion carried.

Zachmeier moved and Schulz seconded to amend Section 2-110, add Section 5-210 and amend Article 12 of the Morton County Land Use Code. All voting aye, motion carried.

Schulz moved and Boehm seconded to recognize Section 5-190 in place of 5-168 for the record regarding Telecommunications Facility in the Land Use Code. All voting aye, motion carried.

Boehm moved and Leingang seconded to reappoint Maxine Rugland to the Morton County School Reorganization Board to a 3 year term expiring 6/30/18. All voting aye, motion carried.

Boehm moved and Schulz seconded to approve abatement #4766. All voting aye, motion carried.

Schulz moved and Zachmeier seconded to approve 15% ownership of the joint detention center based on sales tax collection data to date. All voting aye, motion carried.

Schulz moved and Boehm seconded to approve the minimum sales prices on the Delinquent Tax Parcels as presented. All voting aye, motion carried.

Leingang moved and Boehm seconded to approve the purchase of 2 CAT motor graders, model 140M3 for \$299,825 each less trades for a total of \$336,000 for the two from Butler Machinery. All voting aye, motion carried.

The total of all county funds expended from September 23, 2015 through October 8, 2015, equals \$1,827,284.85. 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 Boehm seconded to adjourn at 7:30 PM. All voting aye, motion carried.

Bruce Strinden, Chairman, Morton County Commission _____

Dawn R Rhone, County Auditor _____