

## September 18, 2018

The Williams County Commission met in regular session this 18<sup>th</sup> day of September, 2018 beginning at 9:30 AM in the Commission Room of the Williams County Administrative Building.

Chairman Montgomery called the meeting to order. Innis took roll call of: Ramberg-here, Aberle-here, Hanson-here, and Kemp-here.

There being a quorum, Chairman Montgomery proceeded.

Hanson moved Ramberg seconded approval of the consent agenda:

1. Abatements- 2018 Norman Akins Mobile Home on Permit 2011 Harmony House 28X70 value adjustment destroyed by fire and 2016/2017 Nydele E/Jon M Tompkins L1R B9 Madison Ridge Rearrangement Section 30 T154 R101 value correction. Assessor's Error- 2018 Corey L Seidel Judson Township Painted Wood Subdivision Lot 2 was 372,100 now 281,400. Prorate of Assessment- 2018 Secretary of Housing and Urban Development Epping Meadows L5 B3 T155 R99 was 181,700 now 136,300.
2. Bills to be paid September 19<sup>th</sup>, fees from the various departments for July and August for Auditor- \$2,255.00 and \$2,220.00; Register of Deeds- \$98,805.00 and \$77,428.90; and Sheriff- \$708,595.31 and \$313,932.26; totaling- \$1,203,236.47.
3. August 2018 Financials. (Copy included in minutes)
4. Culvert petitions- Equality, Barr Butte, and Round Prairie Townships. (Copy included in minutes)
5. July 3<sup>rd</sup> and 19<sup>th</sup> and August 7<sup>th</sup> and 17<sup>th</sup> 2018 minutes.
6. 1% Public Safety Awards- Grenora Ambulance- \$5,903.02, \$90,625.60, and \$30,381.60; and Tioga Police Department- \$750,000.00. (Copy included in minutes)

Roll call vote: Ramberg-yes, Aberle-yes, Montgomery-yes, Hanson-yes, and Kemp-yes. Motion carried.

Sam Henderson, Planning/Zoning Official presented the variance for Alliance Consulting represented by James Hammon on behalf of the City of Williston. This is for SP-0109-18 a minor subdivision in Section 7 Missouri Ridge Township. The variance is for utility and roadway easements. The intent of the minor subdivision plat is to facilitate the re-alignment of County Road #7 near the intersection of 58<sup>th</sup> St and 140<sup>th</sup> Ave by generating a lot (MS18-0025) that will be used for the right-of-way for the new road alignment. In reviewing the plat application, Planning/Zoning staff has stated the County's requirements that a 10 foot utility easement be provided along the front, rear, and side of the lots. Also, a 75 foot easement will need to be provided along the east section line of Section 7. The current landowner has consented to sell the land for the road, but does not desire to provide any utility easements on their property at this time. The applicant is requesting that the requirements that the utility easement be deferred until such time that the resulting parcels are developed. The intent of this plat is not to develop/improve the parcels or change the zoning, but to facilitate the re-alignment of County Road #7. Due to these reasons he is requesting that the easement be required at the time parcels are developed. The County will have opportunity to obtain the necessary easements. There are pipelines in the intersection of the roadways. The Water Board determined that the drainage easements have a de minimus effect to the area and the natural drainage is not being affected. Kemp moved Aberle seconded to approve the variances as presented. Roll call vote: Aberle-yes, Montgomery-yes, Hanson-yes, Kemp-yes, and Ramberg-yes. Motion carried. (Copy included in minutes)

Brian Kempenich, representing Whiting Oil has been approved by the NDIC to add the Thomas well site located in the SENW Section 10 T153 R98. The original well site had fill material that went into the 33' section line right-of-way. Whiting expanded the well site to the east and south to accommodate the additional wells. The original well site created access across the well site on the east side for the landowner to move livestock back and forth. For this pad expansion it made it more applicable to adjust to the west side of the well site to accommodate the landowner the livestock and access along the right-of-way. Whiting is asking if what they have done is acceptable to the Commission for maintaining access and livestock from one side to another along this route. The route is fenced and provides vehicle access. The NDIC has agreed to this pending the Commission approval. Whiting was scheduled to move onto this location mid-September and complete the additional wells. Discussion was held on the closure of the section line. Kempenich stated that the section line is still open. Aberle moved Kemp seconded approval and to work with Karen Prout, Assistant States Attorney for protection of the future that the section line will remain open with a recordable document from Whiting. Roll call vote: Montgomery-yes, Hanson-yes, Kemp-yes, Ramberg-yes, and Aberle-yes. Motion carried.

Mike Smith, Emergency Management Services presented paperwork for repairs on our communication towers due to deficiencies to these older towers per a recent inspection as follows:

Tower	Needed Repairs	Cost
911 South Tower	Tower Repairs	\$ 32,320.00
Medicine Lodge Hill Tower	Tower Repairs	\$ 22,790.00
LGR Tower	Tower Repairs	\$ 26,350.00
Additional repairs to Radio Repeater Equipment for County Highway and Schools	Replace building with building specifically made for communications	\$ 29,650.00
	Building Foundation	\$ 4,500.00
	Move equipment to new building	\$ 1,600.00
<b>TOTAL PROJECTED COSTS</b>		<b>\$116,210.00</b>

Smith reported that the funds for the repairs will come out of the 911 Fund. Ramberg moved Hanson seconded approval and to come out of the 911 Fund as requested. Roll call vote: Hanson-yes, Kemp-yes, Ramberg-yes, Aberle-yes, and Montgomery-yes. Motion carried. (Copy included in minutes)

Dennis Nelson, County Highway Superintendent presented the 2019-2023 County Federal Aid Program with changes for approval. Ramberg moved Kemp seconded acceptance and authorizing the Chairman to sign. Roll call vote: Kemp-yes, Ramberg-yes, Aberle-yes, Montgomery-yes, and Hanson-yes. Motion carried. The meeting with the NDDOT at the annual NDACo Convention is set for Tuesday October 9<sup>th</sup> at 11:15 AM. The approved document will be sent into the NDDOT. (Copy included in minutes)

Prout presented a letter from the Attorney General's Office regarding Opioid Multi-District litigation. The Attorney General is urging the Counties to allow his office to proceed with their lawsuit in the best interest of the State, without the possible detrimental consequences of separate lawsuits. Separate lawsuits may hamper, impede, or delay North Dakota's ability to expedite recovery on behalf of all North Dakota citizens, including the Commissions constituents. Aberle moved Ramberg seconded instructing Prout to move forward following the recommendation of the Attorney General's Office. Roll call vote: Ramberg-yes, Aberle-yes, Montgomery-yes, Hanson-yes, and Kemp-yes. Motion carried. (Copy included in minutes)

Chairman Montgomery opened the public hearing on the Williams County 2019 Preliminary Budget/Levy. Arlin Dominick had numerous questions, but it was regarding his Williams County SD #8 dollar amount. Innis told him that this meeting was only for the County, as the school has their own hearing and to look on his preliminary statement for date, time, and location. He stated that he would attend that hearing. There being no comments for or against said budget/levy, Chairman Montgomery closed the public hearing. Hanson moved Aberle seconded adoption of the Williams County 2019 Preliminary budget/Levy as presented. Roll call vote: Ramberg-yes, Aberle-yes, Montgomery-yes, Hanson-yes, and Kemp-yes. Motion carried. (Copy included in minutes)

Chairman Montgomery opened the public hearing on the Resolution Adopting the Final 2019 Budget and Tax Levy. There being no comments for or against said budget/tax levy, Chairman Montgomery closed the public hearing. Hanson moved Aberle seconded adoption of the Resolution Adopting the Final 2019 Budget and Tax Levy as presented. Roll call vote: Aberle-yes, Montgomery-yes, Hanson-yes, Kemp-yes, and Ramberg-yes. Motion carried. (Copy included in minutes)

Chairman Montgomery opened the public hearing on the Madison Ridge Special Assessment District. There being no comments for or against said special assessments, Chairman Montgomery closed the public hearing. Kemp moved Ramberg seconded to approve the special assessments as presented to be assessed on the 2018 tax statements. Roll call vote: Montgomery-yes, Hanson-yes, Kemp-yes, Ramberg-yes, and Aberle-yes. Motion carried. (Copy included in minutes)

Kari Evenson, Treasurer/Recorder reported that it cost over \$12,000.00 to send out the special tax statements by use of a private service. With the addition of staff time the costs would be over \$20,000.00. There was only one person in attendance for the hearing, but he was at the wrong hearing.

Ed Rintamaki gave the Commission an update on the Muddy Valley Subdivision work. He stated that he had a meeting with Kameron Hymer, Development Services Director, Pat Beebe, County Registered Surveyor, and Sam Henderson, Planning/Zoning Official, proposing to follow the current major subdivision regulations. Rintamaki will review regulations and report ones not to follow and notify all landowners. He will present something at the October 2<sup>nd</sup> meeting when he has completed his research. He is not sure as to who is going to pay for this, but suggested a special assessment district.

Helen Askim, HR Director presented the vacation carry forward report for approval. Ramberg moved Kemp seconded approval of the report as presented. Roll call vote: Hanson-yes, Kemp-yes, Ramberg-yes, Aberle-yes, and Montgomery-yes. Motion carried. (Copy included in minutes)

Aberle moved Kemp seconded approval of the Open Positions report for 2 Social Workers. Roll call vote: Kemp-yes, Ramberg-yes, Aberle-yes, Montgomery-yes, and Hanson-yes. Motion carried. (Copy included in minutes)

There being no further business, the meeting adjourned at 10:19 AM.

