

The Traill County Board of Commissioners came to order on July 19, 2016 at 8:00 a.m. with all members present.

On motion of Eblen, seconded by Nesvig and carried to approve the minutes of July 5, 2016 as presented.

On motion of Larson, seconded by Amb and carried to approve a raffle permit for Norman Lutheran WELCA. Event to be held October 26, 2016.

On motion of Eblen, seconded by Larson and carried to approve a raffle permit for H509 – Hillsboro Dollars for Scholars. Event to be held August 5, 2016.

On motion of Nesvig, seconded by Amb and carried to approve the request of Craig Conner, Owner of the Barn & Grill LLC in Buxton to move his **ON-Sale Only** Liquor & Beer Licenses from Buxton City to the Kris Huebner farm located in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26 of Garfield Township for one night being July 30, 2016.

On motion of Nesvig, seconded by Amb and carried to approve the request of Craig Conner, Owner of the Barn & Grill LLC in Buxton to move his **ON-Sale Only** Liquor & Beer Licenses from Buxton City to the Kris Huebner farm located in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26 of Garfield Township for one night being August 6, 2016.

On motion of Eblen, seconded by Larson and carried to approve the request Marc Connelly, Ag Operations Manager at American Crystal Sugar to add an additional 1” overlay on the north $\frac{1}{2}$ mile of the CR #81 project as presented.

Commissioner Larson introduced the following resolution and moved its adoption which motion was seconded by Commissioner Amb:

BE IT RESOLVED by the Board of County Commissioners that banks in the county be designated depositories of public funds in the custody of the County Treasurer and in an amount not to exceed FDIC Certificates as follows, to wit: Wells Fargo-Hillsboro; Goose River Bank, Hillsboro, Mayville & Hatton; Farmers & Merchants-Hatton; First & Farmers Bank, Portland & Mayville; First State Bank, Buxton; Dakota Heritage Bank-Hunter, Galesburg Branch & Hillsboro Branch (for such amounts as the county may find necessary).

BE IT FURTHER RESOLVED that pledges as assets in the county \$2,927,886 Wells Fargo: \$755,000 Goose River Bank, Hillsboro, Mayville & Hatton: \$415,000 Farmers & Merchants National: \$6,400,000 First & Farmers Bank: \$5,905,000 First State Bank: Dakota Heritage Bank-Hunter Galesburg Branch & Hillsboro Branch: \$355,000, Galesburg Branch & Hillsboro Branch are hereby approved for additional deposits by the County Treasurer in excess of FDIC Certificates \$250,000 as of June 30, 2016.

The following members were present and voted aye for the adoption of the foregoing resolution: Eblen, Elliott, Nesvig, Larson and Amb. The resolution was declared adopted.

On motion of Eblen, seconded by Nesvig and carried to cancel the following Auditor's warrant #82981 dated 08-14-14 \$0.79; #83036 dated 08-14-14 \$2.81; #83167 dated 08-14-14 \$197.92; #83183 dated 08-14-14 \$0.93; #83188 dated 08-14-14 \$2.17; #83197 dated 08-14-14 \$2.72; #83216 dated 08-14-14 \$0.71; #83256 dated 08-14-14 \$2.90; #83266 dated 08-14-14 \$0.39; #83282 dated 08-14-14 \$3.13; #832210 dated 08-14-14 \$1.24; #83314 dated 08-14-14 \$2.15; #83336 dated 08-14-14 \$0.87; #83375 dated 08-14-14 \$3.96; #83418 dated 08-14-14 \$1.05; #83472 dated 08-14-14 \$29.03 and that amounts be sent into the state to be placed in the unclaimed property fund.

Kayla Knudson, Tax Director presented two applications for Property Tax Incentives for New or Expanding Businesses. The first filed by Dakota Plains Fabrication LLC for a steel butler prefab building 200' x 448' x 20' for the purpose of manufacturing grain handling equipment on the property located in the NW ¼ of Section 6 of Bohnsack Township. Michael Waldner had requested a 5 year 100% exemption. After discussing the matter and at the recommendation of Knudson, Commissioner Eblen moved and Commissioner Nesvig seconded to allow a 5 year 50% exemption starting for tax year 2018. Motion carried. The second filed by Naastad Brothers Inc. for a 80' x 125' x 20' Behlen Shop building on the property located on the S 230' of the W 380' of NW¼ Section 1 of Garfield Township. Naastad Brothers had requested a 5 year 50% exemption. After discussing the matter and at the recommendation of Knudson, Commissioner Amb moved and Commissioner Nesvig seconded to allow the 5 year 100% exemption starting for tax year 2017.

Steve Hunt, Sheriff met with the commission to inform them that there was about \$14,000.00 in hail damage to the sheriff patrols. He also stated that currently the sheriff's department does not charge for the disorderly conduct restraining order, but would like to see his department being able to charge \$20.00 plus mileage to serve these orders. On motion of Amb, seconded by Larson and carried to grant the request as presented. He also informed the commission that the Emergency Management Performance Grant has been awarded to Traill County in the amount of \$18,368.00 with Traill County's share being \$9,184.00 for the period of October 1, 2015 to September 30, 2017. On motion of Amb, seconded by Nesvig and carried to allow the Chairman to sign the Emergency Management Performance Grant as presented.

Patty Hajostek, Mark Landa & Tim LaGreca representing Colonial Life met with the commission to present their product for the possibility of being able to meet with all county employees. On motion of Nesvig, seconded by Larson and carried to allow Colonial Life to meet with any employees that wish to meet with them.

The Traill County Commission had a public hearing starting at 9:00 a.m. for the creating of the Goose River Snagging and Clearing District for tax year 2016 and the Elm River Snagging & Clearing District for tax year 2016. Members of the Traill County Water Board were also present.

Commissioner Nesvig introduced the following resolution and moved its adoption, which motion was seconded by Commissioner Larson.

WHEREAS, the Traill County Commission (the “County”) and the Traill County Water Resource District (the “District”) have cooperated regarding the creation of GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01.

WHEREAS, the District’s jurisdictional boundaries include certain portions of the Goose River, and the District has concluded certain snagging, clearing, cleaning, and maintenance is necessary in portions of the Goose River within the District’s jurisdictional boundaries.

WHEREAS, more specifically, the District previously declared the necessity to create GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01, a snagging and clearing district under N.D. Cent. Code § 61-16.1-09.1, for purposes of financing and funding a snagging, clearing, and maintenance project on that portion of the Goose River depicted in the map attached to this RESOLUTION as **Exhibit A** (the “Project”).

WHEREAS, the District previously analyzed and investigated that portion of the Goose River watershed in the vicinity of the Project to determine what parcels of real property would benefit from the Project, and approved a preliminary assessment list for GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 comprised of real properties that will benefit from the Project.

WHEREAS, the District and the County cooperated to conduct a joint public hearing regarding the Project and the proposed creation of GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 on July 19, 2016, preceded by all requisite notices in accordance with Section 61-16.1-09.1.

WHEREAS, at the hearing, the District and its engineer explained the necessity for the Project; the lack of a sufficient alternative funding mechanism to fund snagging, clearing, cleaning, and maintenance along the Goose River; the benefits the Project will provide to certain properties within the Goose River watershed; and the need to create GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 under Section 61-16.1-09.1 to finance and fund the Project.

WHEREAS, if both the District and the County approve the creation of GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 by two-thirds votes, the District can levy special assessments against properties that will benefit from the Project, up to a maximum of \$0.50 per acre for ag lands, and \$0.50 per \$500 of taxable valuation for non-ag property.

WHEREAS, under Section 61-16.1-09.1, the District cannot collect more than \$100,000.00 for any single snagging and clearing district; rather, following expenditure of all assessments levied for purposes of the Project by the District, if the District wishes to conduct additional snagging and clearing in the same natural watercourse, the District must create a new snagging and clearing district, and must follow all procedures under Section 61-16.1-09.1 to create the new district, including an additional joint hearing with the County.

WHEREAS, the County has reviewed the proposed Project; the County has considered the benefits the Project would provide to certain property within the Goose River watershed; and the County has considered the necessity to create GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01.

WHEREAS, under Section 61-16.1-09.1, creation of GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 requires approval by two-thirds of the County and two-thirds approval by the District.

NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners, Traill County, North Dakota, declares it necessary to create GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 for the benefit of the properties within the Goose River watershed that benefit from and rely upon the Goose River for improved drainage and other benefits.

BE IT FURTHER RESOLVED, that the Board of County Commissioners, Traill County, North Dakota, authorizes, approves, and orders the creation of GOOSE RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01.

Upon roll call vote all commissioners were present and voted in favor of the foregoing resolution. Motion carried and resolution adopted.

Commissioner Eblen introduced the following resolution and moved its adoption, which motion was seconded by Commissioner Nesvig.

WHEREAS, the Traill County Commission (the "County") and the Traill County Water Resource District (the "District") have cooperated regarding the creation of ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01.

WHEREAS, the District's jurisdictional boundaries include certain portions of the Goose River, and the District has concluded certain snagging, clearing, cleaning, and maintenance is necessary in portions of the Goose River within the District's jurisdictional boundaries.

WHEREAS, more specifically, the District previously declared the necessity to create ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01, a snagging and clearing district under N.D. Cent. Code § 61-16.1-09.1, for purposes of financing and funding a snagging, clearing, and maintenance project on that portion of the Goose River depicted in the map attached to this RESOLUTION as **Exhibit A** (the "Project").

WHEREAS, the District previously analyzed and investigated that portion of the Goose River watershed in the vicinity of the Project to determine what parcels of real property would benefit from the Project, and approved a preliminary assessment list for ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 comprised of real properties that will benefit from the Project.

WHEREAS, the District and the County cooperated to conduct a joint public hearing regarding the Project and the proposed creation of ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 on July 19, 2016, preceded by all requisite notices in accordance with Section 61-16.1-09.1.

WHEREAS, at the hearing, the District and its engineer explained the necessity for the Project; the lack of a sufficient alternative funding mechanism to fund snagging, clearing, cleaning, and maintenance along the Goose River; the benefits the Project will provide to certain properties within the Elm River watershed; and the need to create ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 under Section 61-16.1-09.1 to finance and fund the Project.

WHEREAS, if both the District and the County approve the creation of ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 by two-thirds votes, the District can levy special assessments against properties that will benefit from the Project, up to a maximum of \$0.50 per acre for ag lands, and \$0.50 per \$500 of taxable valuation for non-ag property.

WHEREAS, under Section 61-16.1-09.1, the District cannot collect more than \$100,000.00 for any single snagging and clearing district; rather, following expenditure of all assessments levied for purposes of the Project by the District, if the District wishes to conduct additional snagging and clearing in the same natural watercourse, the District must create a new snagging and clearing district, and must follow all procedures under Section 61-16.1-09.1 to create the new district, including an additional joint hearing with the County.

WHEREAS, the County has reviewed the proposed Project; the County has considered the benefits the Project would provide to certain property within the Elm River watershed; and the County has considered the necessity to create ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01.

WHEREAS, under Section 61-16.1-09.1, creation of ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 requires approval by two-thirds of the County and two-thirds approval by the District.

NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners, Traill County, North Dakota, declares it necessary to create ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01 for the benefit of the properties within the Elm River watershed that benefit from and rely upon the Elm River for improved drainage and other benefits.

BE IT FURTHER RESOLVED, that the Board of County Commissioners, Traill County, North Dakota, authorizes, approves, and orders the creation of ELM RIVER SNAGGING AND CLEARING DISTRICT NO. 2016-01.

Upon roll call vote all commissioners were present and voted in favor of the foregoing resolution. Motion carried and resolution adopted.

Darrell & Wayne Larson met with the commission concerning the regrading of about 1 ½ miles of a ditch along CR #25. Darrell Larson asked the commission if there would be any cost sharing of the engineering to the removing and/or replacing of the culverts within the county right-of-way along CR #25 in Sections 5 & 6 of Belmont Township. The commission asked that when the culverts are sized to come back to the commission for approval. The commission also asked that the price quotes be both steel and plastic.

Cory Martin, Road Superintendent met with the commission on various matters. He presented a drive permit from SRS Commodities along the west side of CR #14 about ½ mile north of Mayville with all expenses being paid for at the owners expense. On motion of Amb, seconded by Larson to approve the request as presented. On motion of Amb, seconded by Eblen and carried to approve the a crossing permit for Halstad Telephone to allow one crossing along CR #10 & CR #13 between Section 20 & 21 of Norway Township. Martin also presented a request from the Polk County concerning the quotes received for the Hydraulics and Geotech for the Nielsville Bridge project. Polk County had received a quote of \$24,800 from Erickson Engineering of which Traill County would be responsible for half of this cost. After looking into the matter further and on motion of Nesvig, seconded by Amb and carried to rescind the motion previously made to approve the original minutes of July 5, 2016. Motion carried.

On motion of Nesvig, seconded by Amb to amend the minutes of July 5, 2016 in which the county commission authorized the expenditure of up to \$15,000.00 for the archeological study on the Nielsville Bridge Project to now authorize the county to expend up to \$12,400 for the Hydraulic and Geotech study for the Nielsville Bridge Project. Commissioners Eblen, Nesvig, Larson and Amb voting Aye. Commissioner Elliott Nay.

On motion of Nesvig, seconded by Eblen to approve the minutes of July 5, 2016 as amended. Motion carried.

On motion duly made and carried, the following bills presented to the Board were allowed and ordered paid, to-wit:

88940 Advanced Drainage	2224.98	88941 Agri Valley	414.57
88942 Ameri Pride Linen	507.41	88943 All Seasons Garden	49.95
88944 Foster Care	300.00	88945 Buxton Farmers Union	987.00
88946 Rebecca Braaten	262.04	88947 Foster Care	800.00
88948 Mel Carsen	5625.96	88949 Cass Co. Govt	1038.00
88950 Century Link	84.00	88951 Emily Cost	92.34
88952 Dales Food	6.94	88953 Data Spec	399.00
88954 Finley Motors	235.20	88955 Great America Leasing	98.40
88956 GF Correctional Center	75.00	88957 Grafix Shoppe	1033.69
88958 Graber Voice	1230.00	88959 Hillsboro Banner	97.52
88960 Hatton Co-Op Oil	313.60	88961 Hillsboro Drug	52.75
88962 Hatton Ford	1518.51	88963 Hepper Olson Arch.	15750.00
88964 HP Inc	137.42	88965 ITD	661.15
88966 John Deere Credit	.67	88967 KLJ Bismarck	48841.70
88969 K Petrowske Builders	378.26	88969 KRB Gravel	290.00
88970 Luther Family Ford	3.96	88971 Mac's	135.32

88972 Menards-GF	106.25	88973 Motion Industries	114.38
88974 MP Farmers Co-Op	635.00	88975 MP Hardware Hank	13.47
88976 NAPA Mayville	45.98	88977 NAPA	265.00
88978 NDACo	5616.60	88979 ND Insurance Dept	300.00
88980 ND Insurance Dept	3808.66	88981 NDSPLS	1000.00
88982 Nodak Electric	172.13	88983 Nepstad Oil	768.60
88984 Atty General Office	1875.00	88985 Olsen Hardware	595.80
88986 Portland Farmers Union	20.13	88987 Payment Remittance	669.47
88988 Premium Waters	121.75	88989 Reardon's	510.85
88990 Reliance Telephone	400.00	88991 Sanford Health	1504.00
88992 Sorum Oil	30.73	88993 Snap-On-Tools	46.75
88994 ND State Radio	240.00	88995 Shopko Stores	32.08
88996 Stein's Inc	59.14	88997 Strata Corp	14668.14
88998 Summit Companies	658.35	88999 Toshiba Financial	115.32
89000 Traill Rural Water	106.57	89001 Verizon Wireless	50.92
89002 Waste Management	65.06	89003 Connie Weber	312.70
89004 West Side Steel	62.07	89005 Wallwork Truck Center	527.95
89006 Xcel Energy	87.59	89007 Zep Company	760.24

On motion of Commissioner Eblen to move the regularly scheduled meeting for August 2, 2016 to August 4, 2016 starting at 8:00 a.m. Motion seconded by Commissioner Nesvig. Motion carried.

There being no further business to be brought before the board Chairman Elliott adjourned the meeting at 10:40 a.m.

Attest:

Rebecca M Braaten, County Auditor

Kurt Elliott, Chairman