

Proceedings of the Board of Mountrail County Commissioners

October 30, 2015

The Board met in special session on Tuesday at 9:00 A.M. with Commissioners Arlo Borud, Greg Boschee, Garry Jacobson, and Trudy Ruland. Absent was Collen Reese. Also present was States Attorney Wade Enget, Planning & Zoning Administrator Don Longmuir, Assistant Planning & Zoning Administrator Lisa Lee, Tax Director Lori Hanson, Deputy Tax Director Teresa Captain, and Oscar Allen and Shane Goettle with Black Mallard.

Chairman Borud called the meeting to order.

Wade Enget, States Attorney, discussed the October 12, 2015 letter from the North Dakota Department of Health proposing approval of the permit for a solid waste management facility for Black Mallard Disposal Facility located near Ross. It states the Board of Commissioners may call a special election to be held within 60 days from receiving this notice to allow voters to approve or disapprove. States Attorney Enget stated the letter states the county may hold a special election and Black Mallard went through the Planning & Zoning process which holds public meetings. Planning & Zoning Administrator Longmuir stated that public notices were sent out during the conditional use application process and Administrator Longmuir feels that a tremendous amount of time has already been spent on the issue and a special election is not necessary. A public comment period begins on October 28, 2015 and ends on November 27, 2015. A public hearing is scheduled for November 17, 2015 at 4:00 P.M. at the Mountrail County Fair Building.

Moved by Comm. Boschee, seconded by Comm. Jacobson, to not hold a public hearing on the Black Mallard Disposal Facility. Upon roll call, all present voted yes. Motion carried.

States Attorney Enget stated that Thomas Kalil from Furuseth Law Firm has been hired to handle the Plains Pipeline appeal that was issued by the State Board of Equalization in District Court.

Moved by Comm. Ruland, seconded by Comm. Jacobson, to approve States Attorney Wade Enget appointing Thomas Kalil as a Special Assistant States and to move forward with the appeal process with writ of mandamus. Upon roll call, all present voted yes. Motion carried.

The Board adjourned at 9:55 A.M. to meet in regular session on Tuesday, November 3, 2015 at 9:00 A.M.

Accepted and approved this 3rd day of November 2015.

Attest:

Arlo Borud, Chairman
Mountrail County Commissioners

Stephanie A. Pappa
Mountrail County Auditor