

North Dakota Association of Counties

Fast Facts



P.O. Box 877 | Bismarck, ND 58502-0877
701.328.7300 | 1.800.932.8730 | Fax: 701.328.7308
www.ndaco.org

KAHOOT TIME!

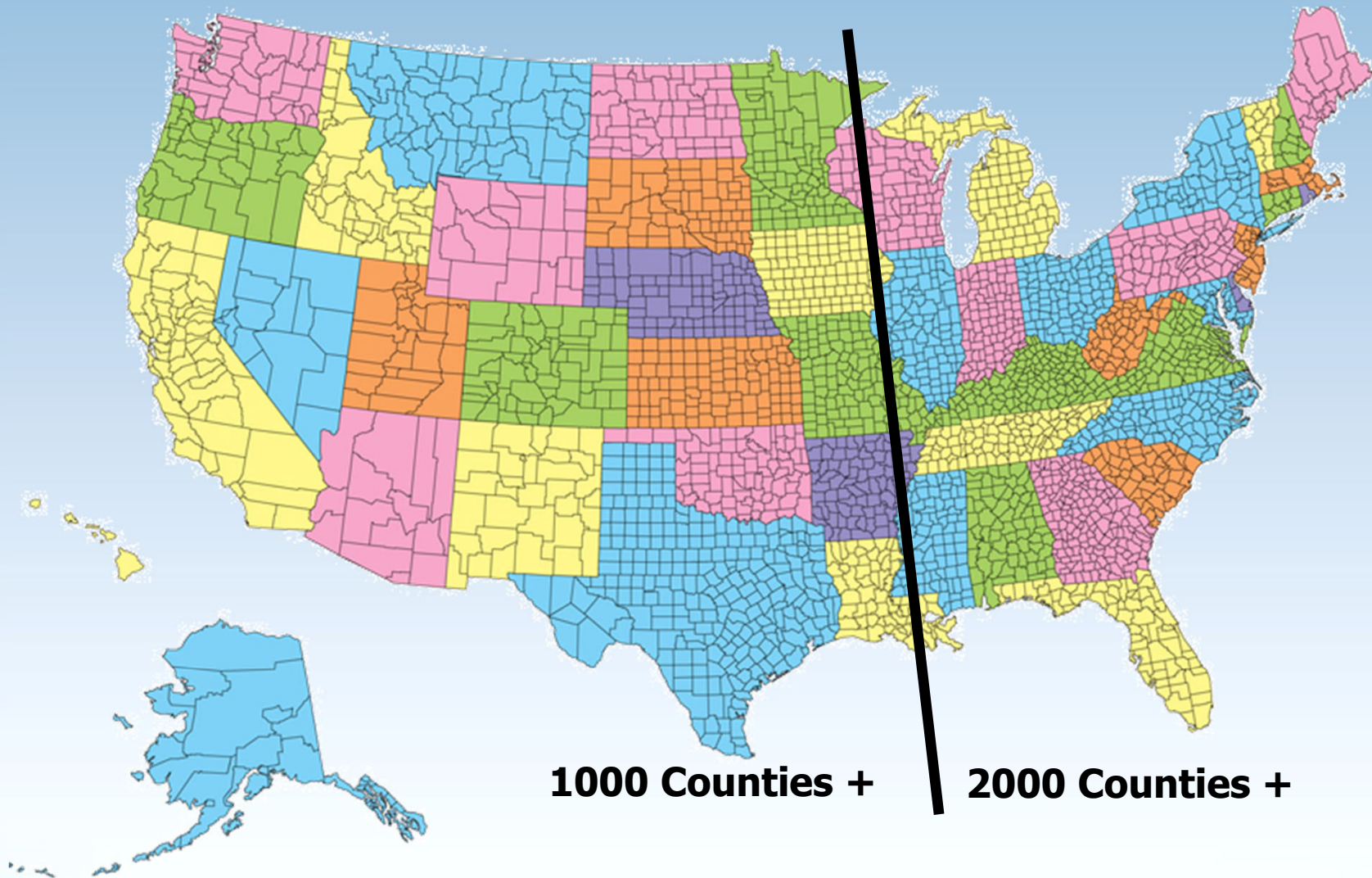
How it works:

1. Cell phone browser kahoot.it
2. Enter the Game PIN and then click "Enter"
3. On your phone, you'll ONLY see the four colored shapes – not the answers.
4. Click the one on your phone that corresponds to the answer you choose that are on the screen (not on your phone.)

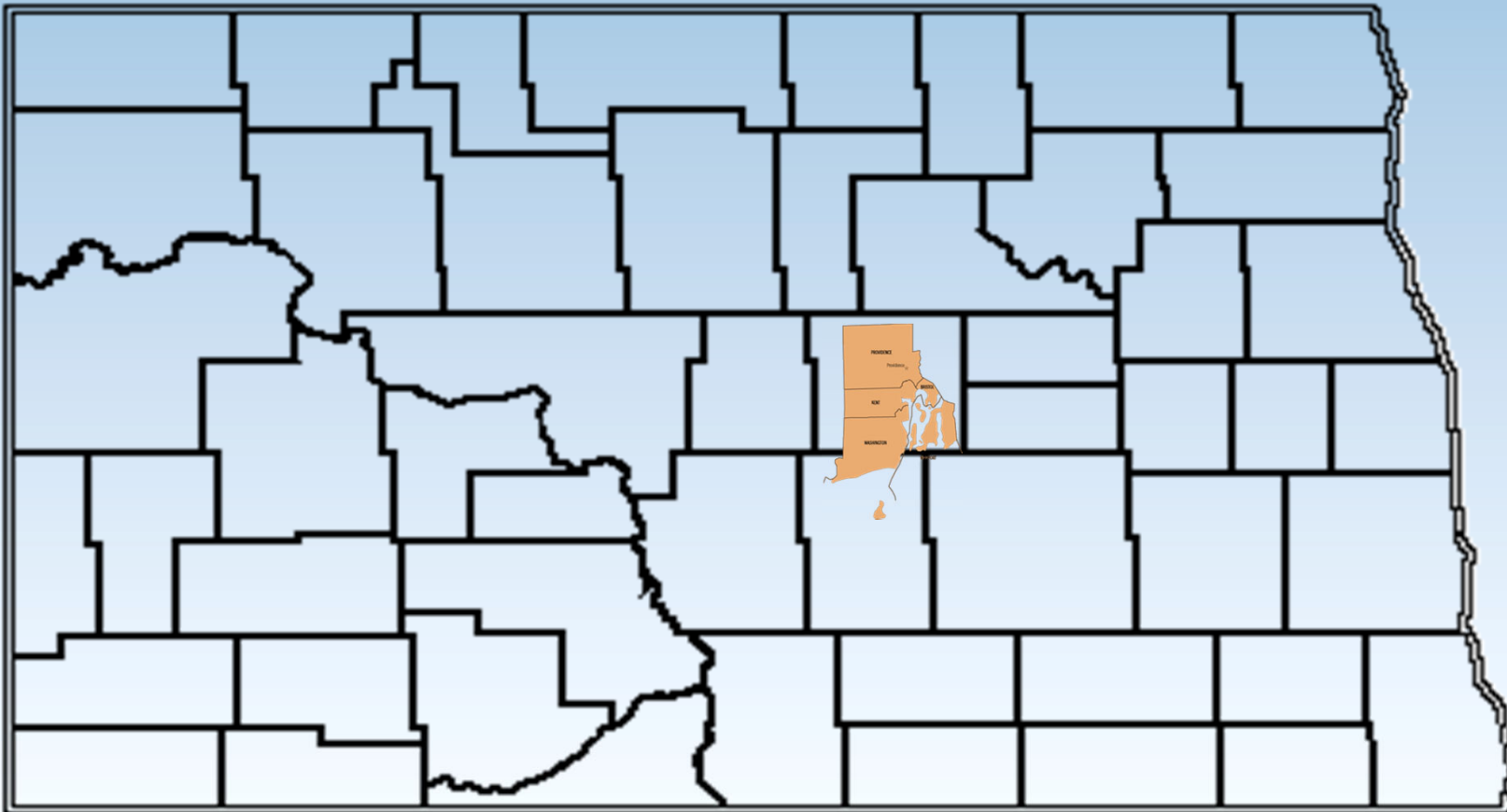


5. LET'S TRY IT NOW!

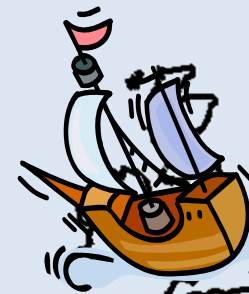
United States Counties - 3069



North Dakota Counties



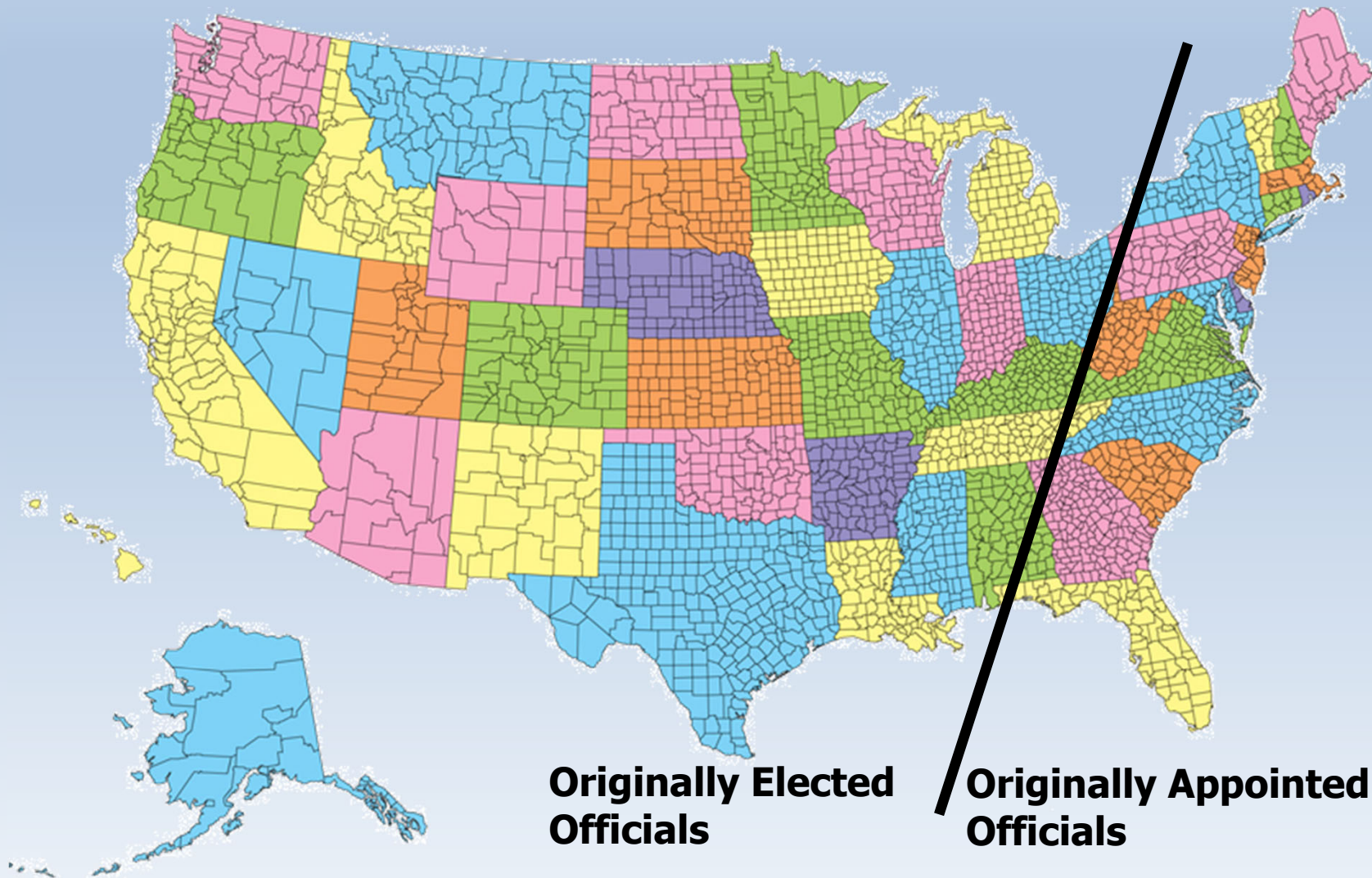
County Origins



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United States Counties - 3069



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Dillon's Rule

(Merriam v. Moody's Executors)



County Governments have only three types of powers:

- ✓ Those expressly granted to them by the state legislature**
- ✓ Powers necessary and incident to the execution of the express powers, and**
- ✓ Powers absolutely necessary to the discharge of the express powers"**

Things have changed in the last 150 Years for counties:

- Demographic Shifts**
- Broader Service Demands**
- Economic & Financing Options**
- Increased Regulatory Control**

County Service Changes

North Dakota Counties, 1867 - 2018

- Roads Const./Maintenance
- Law Enforcement/Jails
- Court Administration
- Land Records/Tax Admin.
- Welfare >> Human Services
- Parks & Recreation Services
- Weed/Vector Control
- County Nurse >> Public Health
- Extension Service
- Public Administrator
- Disaster Emergency Services
- 911 Administration
- Land Use/Waste Planning
- Community Service
- Victim/Witness Services
- Housing Authority
- Library Services
- Ambulance/EMS

County Regulatory Changes

North Dakota Counties

- Federal Highway design standards
- EPA environmental protection requirements
- Homeland Security planning mandates
- ASFA child welfare standards
- Public health immunization control policies
- Property valuation training standards
- Federal payroll administration requirements

County Regulatory Changes

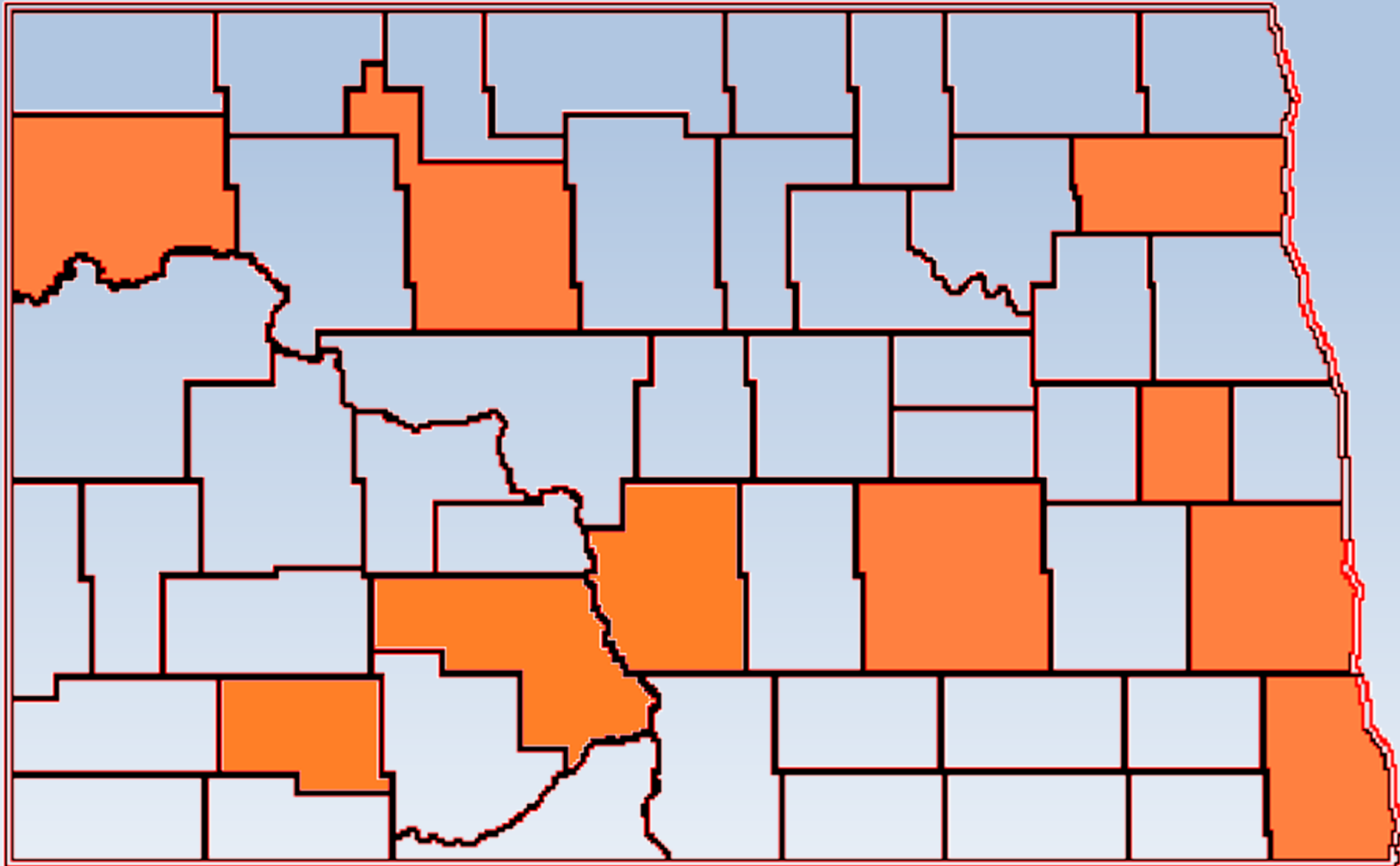
North Dakota Counties

- Fair Labor Standards Act (FLSA)
- Americans with Disabilities Act (ADA)
- USDOT Drug & Alcohol Testing
- HIPAA (Health Information) Compliance
- HAVA (Election Reform)
- Family & Medical Leave Act (FMLA)
- Open Records & Open Meetings

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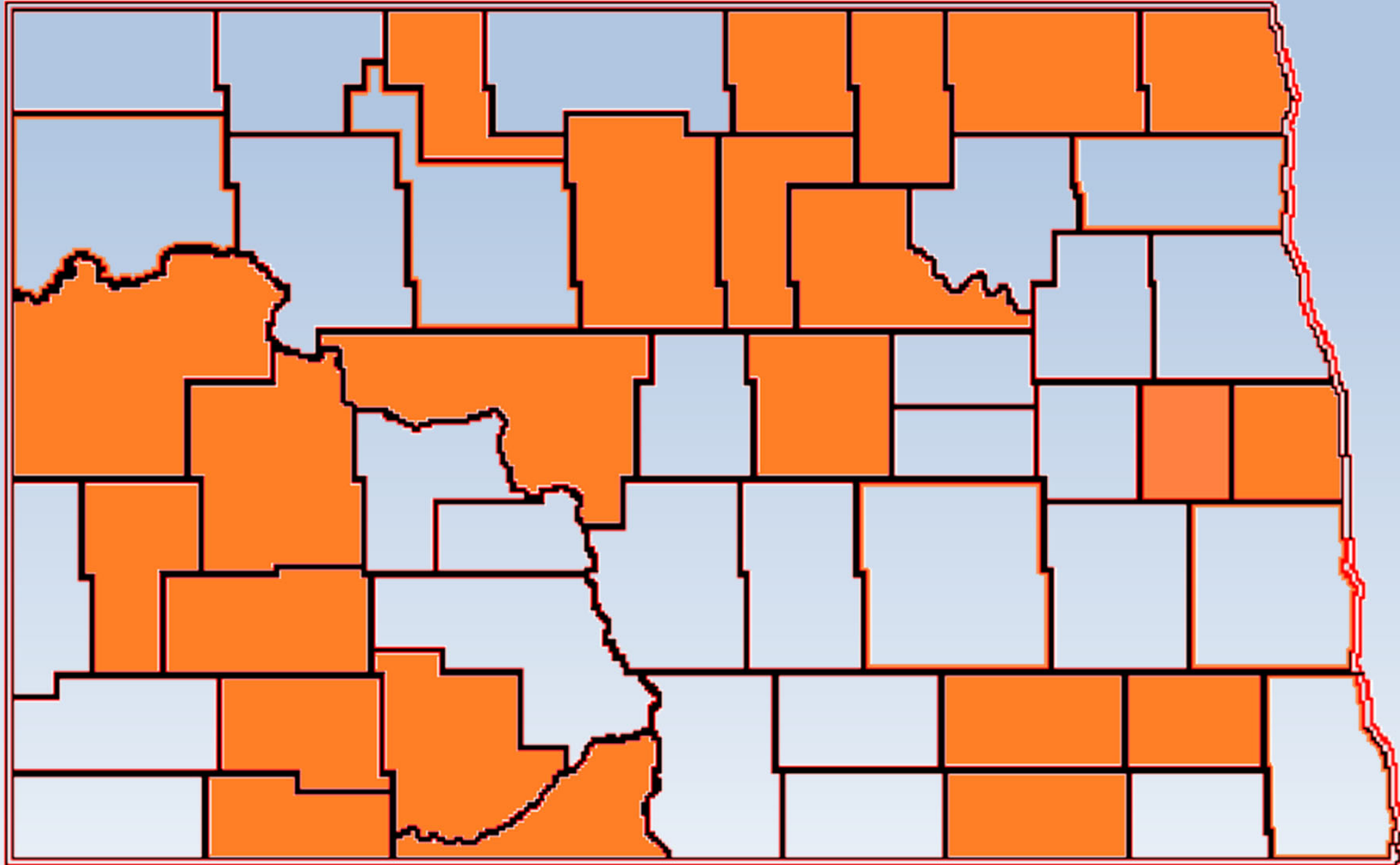
County Structure Changes

County Home Rule Charters



County Structure Changes

Counties Using the “Tool Chest” Provisions



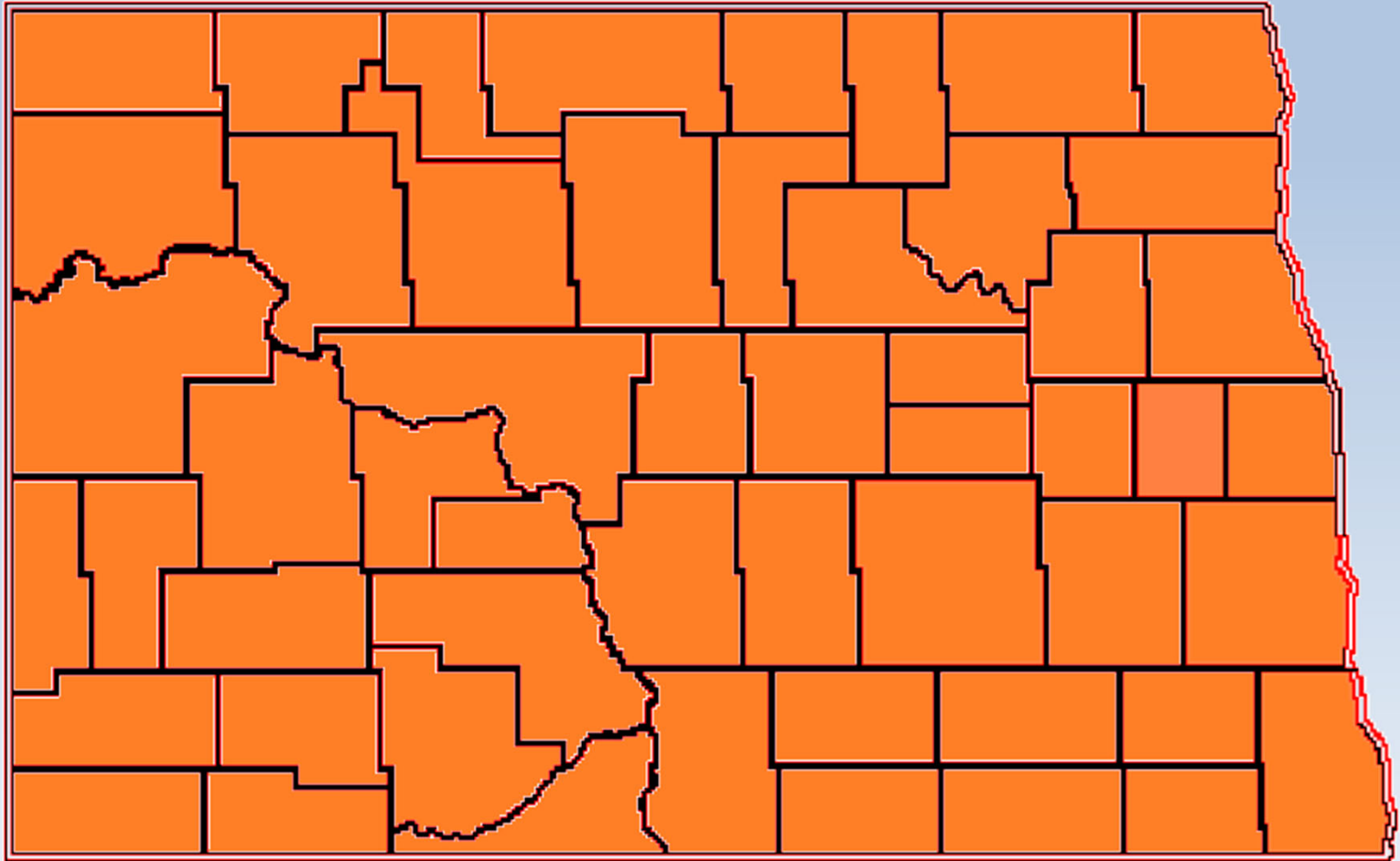
County Administrative Changes

Common County/City/Other JPAs

- ❖ County/City Joint Law Enforcement
- ❖ County/City Joint Fiscal Admin.
- ❖ County/Park Dist. Equip. Purchase
- ❖ County/Park Dist. Facility Manage.
- ❖ County/City Joint Election Admin.
- ❖ County/School Sales Tax Use
- ❖ County/City Joint Dispatch
- ❖ County/City Road Maintenance
- ❖ County/Tribe Joint Dispatch
- ❖ County/City Computer Services
- ❖ Multi-County Load Limit Permitting

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ND Counties Involved in JPAs



Current NDACo-Administered JPAs

- ❖ Drug & Alcohol Testing
- ❖ Indirect Cost Plan Development
- ❖ Special Operations Team Funding
- ❖ Office Supply & Equipment Purchases
- ❖ Election Equipment Agreements
- ❖ Next Generation 911 Implementation
- ❖ Workforce Safety & Insurance (CEG)
- ❖ Low Cost Tractor Lease

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Open Meetings

You sit on a 5 member governing board. At the last meeting, a subcommittee of you and one other member are appointed to do interviews for hiring a new department head.

Question: **Must you notice the interview?**

Board Responsibilities

You are sitting commissioner. You are being asked to vote on approval of a wind farm. The community doesn't want it. You have a friend who might get a tower. You should...?

Financial Decision-making

A citizen group approaches your
commission for a donation of \$1000
to help the dog shelter.
You should...?

Inter-jurisdictional Authority

The city is building a rec center but
needs help funding the operational
expenses.

Can the county contribute?

Human Resources

The road superintendent is not well liked by the staff. The commission wants to talk about his job performance but doesn't want to embarrass him publicly. Can you meet with him in executive session?

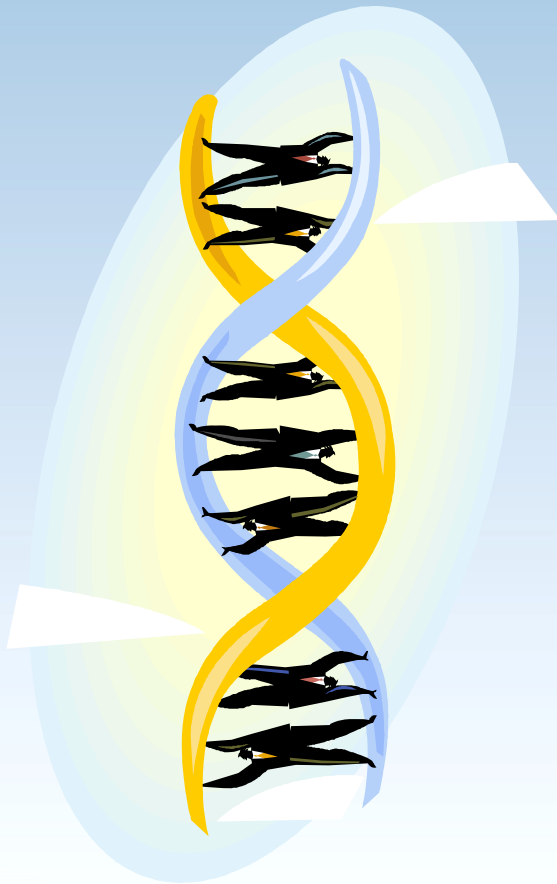
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Origins of the Association

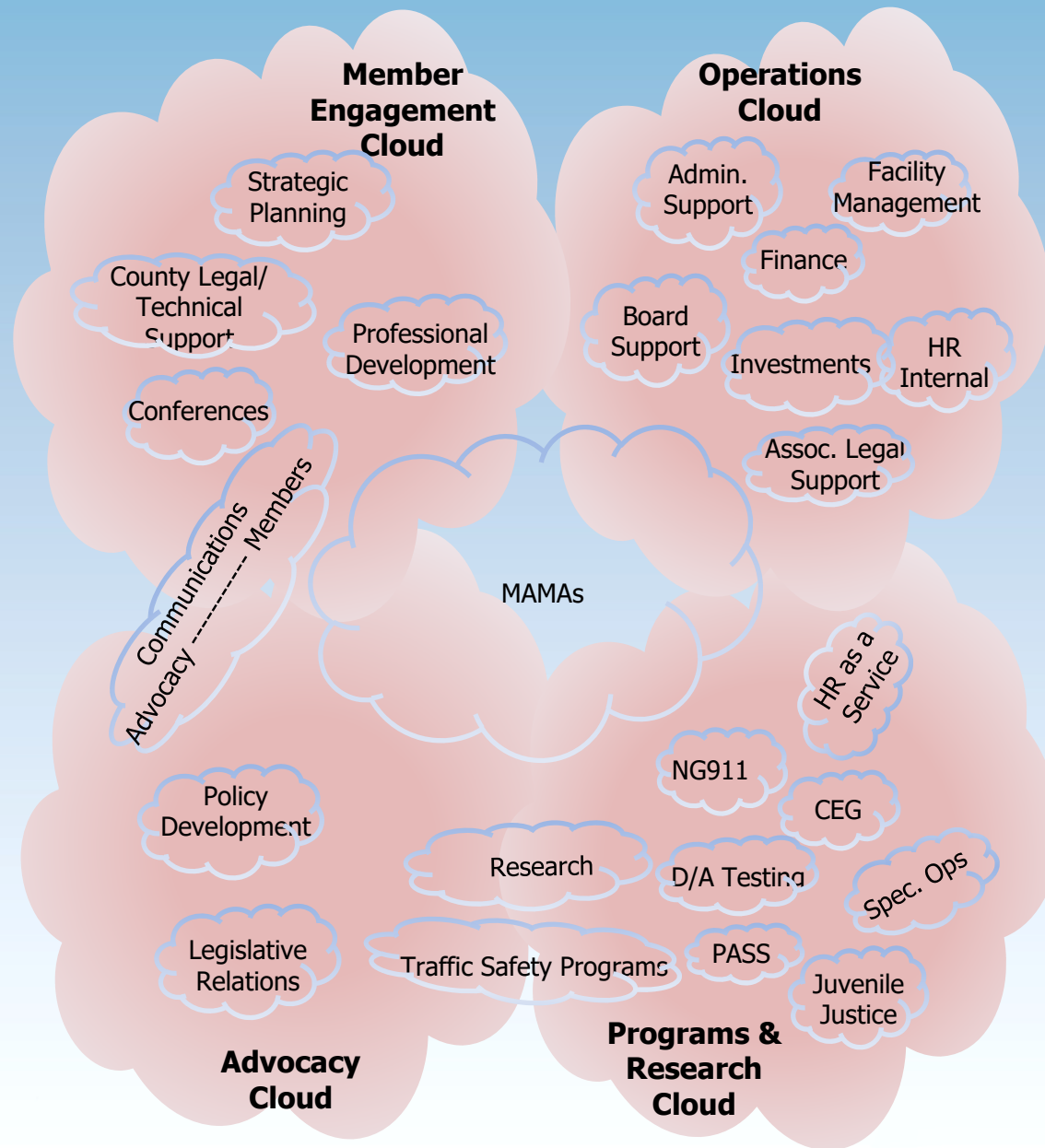
- NDACo Member Associations have been in place almost since statehood, but they weren't given authority to receive "county" funds for legislative relations.
- Legislation was passed in 1975 to authorize counties to organize an association and use general fund dollars for its support. (NDCC 11-10-24 Section 1 and 11-11-14 Section 15)
- The North Dakota Association was incorporated as a private not-for-profit corporation on August 20, 1975.
- In late 1975 the Constitution and Bylaws were subsequently adopted by the corporate Board of Directors.

Organizational Structure

Governance



- Commissioners
- Auditors
- Clerks of District Court
- Recorders
- Sheriffs
- State's Attorneys
- Treasurers
- Superintendents of Schools
- Highway Superintendents
- Social Services Directors
- Tax Directors



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Final Question

Thank You

Questions?



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