

**NOTICE OF PUBLIC HEARING ON A PETITION TO VACATE A NON-ACCESS LINE**

Notice is hereby given that there has been filed by the order of the Board of City Commissioners of the City of Bismarck, North Dakota, with the Community Development Department - Planning Division thereof, a petition to vacate the easterly 25 feet of the non-access line along Canada Avenue on the south side of Lot 26, Block 10, Sonnet Heights Subdivision, which will reduce the length of the non-access line from 50 feet to 25 feet. Notice is further given that the Board of City Commissioners will conduct a public hearing on Tuesday, August 23, 2011 at 5:15 p.m. in the Tom Baker Meeting Room of the City/County Office Building at 221 North Fifth Street, Bismarck, North Dakota to consider said matter and to hear testimony and evidence to persons interested therein.

BOARD OF CITY COMMISSIONERS  
Bismarck, North Dakota  
Attest: Carl Hokenstad  
Director of Community Development  
Planning Division  
Dated this 9th day of August, 2011.  
8/12 & 19 - 607072

**PUBLIC HEARING NOTICE**

Notice is hereby given that the Bismarck Planning & Zoning Commission will hold public hearings on Wednesday, August 24, 2011, at 5:00 p.m. in the Tom Baker Meeting Room, City-County Building, 221 North 5th Street, Bismarck, North Dakota, to consider the following items:

- Request of Michael Baumgartner and Dale Pahlke, et al, for a minor subdivision final plat for Miriam Industrial Park Second Addition First Replat, a five lot subdivision on 7.72 acres. The property is located along the west side of Industrial Drive south of Commerce Drive (a replat of the north 409.71 feet of Lot 17, Miriam Industrial Park Second Addition).
- Request of Wachter Development/ Chad Wachter for a minor subdivision final plat for Promontory Point IV Addition First Replat, a 28 lot subdivision on 13.68 acres. The property is located in northwest Bismarck on the west side of Tyler Coulee between Mesquite Loop and the north end of Clairmont Road (a replat of Lots 1-18, Block 9 and Lots 1-24, Block 1, Promontory Point IV Addition).

At these hearings, the City Planning & Zoning Commission will provide an opportunity for all interested persons to be heard with respect to these items. Interested persons may also submit written comments regarding these requests prior to the meeting to the Community Development Department, PO Box 5503, Bismarck, North Dakota 58506-5503, fax: 701- 222-6450, or e-mail - [coplan@nd.gov](mailto:coplan@nd.gov). Interested persons may also call 701-355-1840 with questions or for additional information.

A description of these requests are on file and may be viewed or copied any working day between 8:00 a.m. and 5:00 p.m. at the City-County Community Development Department, 221 North 5th Street, Bismarck, North Dakota.  
Carl D. Hokenstad,  
Community Development Director  
For City Planning & Zoning Commission  
Dated this 9th day of August, 2011  
8/12 & 19 - 607071

**NOTICE OF PROPOSED ACQUISITION**

Notice is hereby given that Starion Financial, 333 North 4th Street, Bismarck, North Dakota 58502, has made application to the Federal Deposit Insurance Corporation for written consent to purchase substantially all of the assets and to assume substantially all of the liabilities of Security State Bank, 11 Main Street, Dunsieith, North Dakota 58329, including its facilities (branches) at 101 1st Street S.E. Rolla, North Dakota 58367 and 804 East 11th Street, Bottineau, North Dakota 58318. Following consummation of the proposed transaction, all of the facilities (branches) of the above-named bank will continue to operate, as facilities (branches) of Starion Financial.

Any person wishing to comment on this application may file his or her comments in writing with the Regional Director of the Federal Deposit Insurance Corporation at its regional office located at 1100 Walnut St., Suite 2100, Kansas City, Missouri 64106 not later than August 17, 2011. The non confidential portions of the application are on file in the regional office and are available for public inspection during regular business hours. Photocopies of the nonconfidential portion of the application file will be made available upon request.

You are further notified that Section 13-02-13-03.1, North Dakota Administrative Code, provides that any bank or party may submit to the ND State Banking Board written comments concerning the application or a written request for an opportunity to be heard before the board, or both. Comments must be mailed to or received by the State Banking Board, Department of Financial Institutions, 2000 Schafer Street, Suite G, Bismarck, ND 58501-1204 not later than August 17, 2011. You may also request a copy of the application at the above address.

You are also advised that per Section 6-03-11 of the North Dakota Century Code and Section 13-02-13-04, North Dakota Administrative Code, the State Banking Board shall examine and consider all relevant factors including:

- Whether proper notification has been given to all shareholders;
- Whether at least two-thirds of the shareholders have ratified the plan of reorganization or merger;
- Whether the resultant bank has adequate capital;
- Whether the needs of the community to be served will still be met and;
- The adequacy and competence of management.

Craig L. Larson, CEO  
Starion Financial  
Bismarck, North Dakota  
Jeffrey W. Campbell, CEO  
Security State Bank  
Dunsieith, North Dakota  
7/18, 8/1 & 12 - 606955

**Public Notice Request for Qualifications for Structural Engineering Services Design and Installation of Steam Tunnel Cap/Sidewalk and Road Repair**

**North Dakota Youth Correctional Center, Mandan, North Dakota 58554**

The North Dakota Department of Corrections and Rehabilitation requests statements of written qualifications proposals from Engineering firms for Structural Engineering services for the following project:  
Design and Installation of North Dakota Youth Correctional Center Steam Tunnel Cap/Sidewalk and Road Repair  
This project will be located at North Dakota Youth Correctional Center, 701 16th Ave. SW, Mandan, North Dakota 58554. Engineering design and construction is to be completed in 2012.

To receive the Request for Statement of Qualification Submittal Instructions, please contact Keith Rasmusson, Physical Plant Director, North Dakota Youth Correctional Center by any of the following methods:  
Telephone: (701) 667-1406  
E-mail: [krasmuss@nd.gov](mailto:krasmuss@nd.gov)  
Mail: 701 701 16th Ave Sw  
Mandan, North Dakota 58554

All inquires regarding the content of the Request for Qualifications and submittal instructions should be directed to Keith Rasmusson, at the above telephone number, e-mail, or address. Five (5) copies of the completed response must be received no later than 5:00 p.m. CDT, Friday, September 16, 2011 at the office of:  
Keith Rasmusson  
Physical Plant Director  
North Dakota Youth Correctional Center  
701 16th Ave. SW,  
Mandan, North Dakota 58554  
701-667-1406  
8/5, 12 & 19 - 607039

STATE OF NORTH DAKOTA  
IN DISTRICT COURT,  
COUNTY OF BURLEIGH  
SOUTH CENTRAL JUDICIAL DISTRICT  
Lucinda DeCora )  
Plaintiff, )  
vs. )  
Alwyn T. Honadick, )  
Defendant. )  
Civil No. 08-2011-DM-1127  
SUMMONS

THE STATE OF NORTH DAKOTA TO THE ABOVE-NAMED DEFENDANT:  
**YOU ARE HEREBY SUMMONED** and required to appear and defend against the Complaint in the action, which is herewith served upon you, or will be filed with the Clerk of this Court, by serving upon the undersigned an answer or other proper response within twenty (20) days after the service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint.

**NOTICE OF RESTRAINING PROVISIONS**

Under Rule 8.4 of the North Dakota Rules of Court, upon service of this Summons, you, and the plaintiff, are bound by the following restraints:  
(1) Neither spouse shall dispose of, sell, encumber, or otherwise dissipate any of the parties' assets, except:  
(a) For the necessities of life or for the necessary generation of income or preservation of assets; or  
(b) For retaining counsel to carry on or to contest the proceeding;  
If a spouse disposes of, sells, encumbers, or otherwise dissipates assets during the interim period, that spouse shall provide to the other spouse an accounting within thirty (30) days.  
(2) Neither spouse shall harass the other spouse.  
(3) All currently available insurance coverage must be maintained and continued without change in coverage or beneficiary designation.

**IF EITHER SPOUSE VIOLATES ANY OF THESE PROVISIONS, THAT SPOUSE MAY BE IN CONTEMPT OF COURT.**

Dated the 27th day of April, 2011.  
/s/ Theresa L. Kellington  
Theresa L. Kellington  
American Legal Services, P.C.  
521 East Main Avenue, Suite 400  
Bismarck, ND 58501  
(701) 258-1074  
Fax (701) 530-1943  
ND Bar #05385  
Attorney for plaintiff  
8/5, 12 & 19 - 607040

**NOTICE BEFORE FORECLOSURE**

I, TO:  
Stacy Klein, Occupant  
1522 N. 15th St. 1522 N. 15th St.  
Bismarck, ND 58501 Bismarck, ND 58501

the title owners of the following described real property:  
Lots Five (5) and Six (6), Block Eleven (11), Fisher Addition to the City of Bismarck, Burleigh County, North Dakota; aka 1522 North 15th Street, Bismarck, North Dakota 58501.

2. Notice is hereby given that certain mortgage upon the above-described property, Stacy Klein, Mortgagor, executed and delivered to Mortgage Electronic Registration Systems, Inc. as nominee for Mortgageit, Inc., Mortgagee, dated April 10, 2007, and filed for record in the office of the Register of Deeds of the County of Burleigh and State of North Dakota, on the 12th day of April, 2007, recorded at 11:05 A.M., as Document No. 670677; which mortgage will be assigned to BAC HOME LOANS SERVICING, LP FKA COUNTRY-WIDE HOME LOANS SERVICING LP by an Assignment of Mortgage, and which mortgage is being serviced by Bank of America, and given to secure the payment of \$142,400.00, and interest according to the conditions of a certain promissory note, is in default.

**NOTICE**

3. Pursuant to the provisions of the Federal Fair Debt Collection Practices Act, you are advised that unless you dispute the validity of the foregoing debt or any portion thereof within thirty days after receipt of this letter, we will assume the debt to be valid. On the other hand, if the debt or any

portion thereof is disputed, we will obtain verification of the debt and will mail you a copy of such verification. You are also advised that upon your request within the thirty day period, we will provide you with the name and address of your original creditor, if different from the creditor referred to in this Notice. We are attempting to collect a debt and any information obtained will be used for that purpose.

4. At this time, no attorney with this firm has personally reviewed the particular circumstances of your account. However, if you fail to contact our office, our client may consider additional remedies to recover the balance due.

**5. The following is a statement of the sum due for principal, interest, taxes, insurance, maintenance, etc., as of July 1, 2011:**

|                                    |              |
|------------------------------------|--------------|
| Principal .....                    | \$137,221.99 |
| Escrow .....                       | 2,905.28     |
| Mortgage Insurance .....           | 70.01        |
| Accrued interest to July 1, 2011 . | 9,262.44     |
| Late Charges .....                 | 138.54       |
| Recording Fee .....                | 10.00        |
| TOTAL .....                        | \$149,608.26 |

**6. That as of July 1, 2011, the amount due to cure any default, or to be due under the terms of the mortgage, exists in the following respects:**

|   |             |
|---|-------------|
| Accumulated Payments Owing: \$14,910.12 |             |
| Principal & Interest:                   |             |
| 12 months @ \$923.60 = \$11,083.20      |             |
| Escrow:                                 |             |
| 12 months @ \$318.91 = \$3826.92        |             |
| Late Charges .....                      | 138.54      |
| TOTAL .....                             | \$15,048.66 |

all of which must be paid **BY CERTIFIED FUNDS, MADE PAYABLE TO BANK OF AMERICA** and mailed to the undersigned attorney to cure the default, **plus any accrued interest, subsequent payments or late charges which become due and any further expenses for preservation of the property which may be advanced. PLEASE CONTACT THE UNDERSIGNED FOR THE EXACT AMOUNT DUE THROUGH A CERTAIN DATE.**

7. You have the right, in accordance with the terms of the mortgage, to cure the default specified above. You also have the right to assert in the foreclosure action that no default exists or any other defense you may have to said action.

8. Notice is further given that if the total sums in default, together with interest accrued thereon at the time of such payment, accrued payments then due and expenses advanced, are not paid within thirty (30) days from the date of mailing or service of this Notice, the Mortgagee will deem the whole sum secured by the mortgage to be due and payable in full without further notice. Furthermore, proceedings will be commenced to foreclose such mortgage, and in the event of Sheriff's sale as provided by the laws of the State of North Dakota, the time for redemption shall be as provided by law, but not less than sixty (60) days after the Sheriff's Sale.

Dated June 30, 2011.  
MACKOFF KELLOGG LAW FIRM  
Attorneys for the Plaintiff  
Office and Post Office Address:  
38 Second Avenue East  
Dickinson, North Dakota 58601  
Tel: (701) 227-1841  
Fax: (701) 225-6878  
Email: [skuntz@mackoff.com](mailto:skuntz@mackoff.com)  
Email: [babrams@mackoff.com](mailto:babrams@mackoff.com)  
By:/s/ Bethany Abrams  
Sandra K. Kuntz, Attorney #05186  
Bethany Abrams, Attorney #06344

**If you have previously received a discharge in a Chapter 7 bankruptcy, this is not an attempt to collect a debt against you personally, but only an attempt to determine your intention concerning retaining this property.**

7/29, 8/5 & 12 - 607010

**Bismarck Public Schools**

The following detailed minutes of the Bismarck School Board are being published as required by a vote of the electors of the district pursuant to North Dakota Century Code 15-28-11. The cost of this publication is \$387.60.

The Bismarck School Board met on July 11, 2011, in the Tom Baker Room of the City/County Office Building. Board President King called the meeting to order at 5:15 p.m. and requested that the Business Manager call the roll.

Members present: Paul Govig, Scott Halvorson, Steve Marquardt, Matt Sagsveen, and Lawrence King.

Mr. King began the meeting by welcoming Tamara Uselman, the new superintendent of the Bismarck Public School District. Mrs. Uselman expressed her appreciation for the confidence placed in her by the Board with their selection of her to lead the Bismarck School District.

Following agreement on the Agenda, Mr. King called upon Superintendent Uselman to give her reports. Mrs. Uselman stated that Darin Scherr, Director of Facilities and Transportation, would give an update on the District's contingency plans for the possible effect of the flood on district buildings. Mr. Scherr reviewed the memo he had prepared that detailed the District's plans. There were no Board responses to presentations made at previous meetings.

It was moved by Marquardt and seconded by Govig to approve the following list of items on the Consent Agenda in accord with the recommendations made by the administration: the minutes of the June 27, 2011, regular School Board meeting and the hiring and salary of Kathy Rooke (Principal of Northridge Elementary School), \$84,964; Margaux Braun, \$44,105; Rachel Jungling, \$36,865; Josh Kitzman, \$45,545; Amber Koster, \$38,502; Megan Power, \$35,992; Kylie Schell, \$37,683; Kacie Schlecht, \$41,944; and Joan Selle, \$35,992. Motion carried.

Mr. King announced that it was the time scheduled for public appearances. He asked Mrs. Uselman if anyone had contacted her to request an opportunity to address the Board. Mrs. Uselman stated that no one had contacted her. There was no one in the audience who wished to speak to the Board.

The first item under Unfinished Business was the Bismarck Community Bowl Management Services Agreement. Mr. King explained that the suggested changes had been made to the agreement that was first presented to the Board at the last meeting. Following a brief discussion, it was moved by Govig and seconded by Halvorson to approve the revised contract that authorizes Bismarck State College to provide management services for the operation of the Bismarck Community Bowl for the period July 1, 2011, to June 30, 2013. Motion carried.

The Board then reviewed two requests for enhancements to the Fiscal Year 2011-12 budget. Fran Rodenburg, Assistant Superintendent of Elementary Schools and Student Services, explained her request for ten additional PreK-12 instructional aides. Following a detailed review of the request, it was moved by Govig and seconded by Halvorson to approve the inclusion of \$160,000 in the FY 11-12 budget for ten PreK-12 instructional aides. Motion carried.

Mike Heilman, Assistant Superintendent of Secondary Schools and Curriculum Instruction, explained his request for the inclusion of \$127,000 in the Fiscal Year 2011-12 budget for extended teacher contracts. Following Mr. Heilman's explanation and questions from Board members, it was moved by Marquardt and seconded by Govig to approve the addition of \$127,000 in the FY 11-12 budget for extended teacher contracts. Motion carried.

There being no further business to come before the 2010-11 Bismarck School Board, Mr. King declared the meeting adjourned at 5:46 p.m.

The organizational meeting of the 2011-12 Bismarck School Board was called to order by 2010-11 Board President Lawrence King at 5:47 p.m. July 11, 2011, in the Tom Baker Room of the City/County Office Building. Members present: Paul Govig, Scott Halvorson, Lawrence King, Steve Marquardt, and Matt Sagsveen.

Mr. King reminded Board members of the Oath of Office they took when they first assumed office and explained that since there were no new Board members to administer the oath to at this time, the Board would move into reorganization. Mr. King called for nominations for the position of President of the Bismarck School Board for 2011-12. It was moved by Halvorson and seconded by Sagsveen to re-elect Lawrence King as President of the Bismarck School Board for 2011-12. There being no other nominations, a roll call vote was taken and all members voted aye. Motion carried.

Mr. King then called for nominations for the position of Vice-President of the School Board. It was moved by Sagsveen and seconded by Halvorson to re-elect Paul Govig as Vice-President of the Bismarck School Board for 2011-12. There being no other nominations, a roll call vote was taken and all members voted aye. Motion carried.

Mr. King then called for nominations for the position of Vice-President of the School Board. It was moved by Sagsveen and seconded by Halvorson to re-elect Paul Govig as Vice-President of the Bismarck School Board for 2011-12. There being no other nominations, a roll call vote was taken and all members voted aye. Motion carried.

The next item on the Agenda was review of the semi-annual Pledge of Assets report. Business Manager Ed Gerhardt requested that the item be held over until the next Board meeting. It was the consensus of the Board to table this item until the August 8, 2011, Board meeting.

It was moved by Govig and seconded by Marquardt to authorize the Bismarck Public School District to join the North Dakota High School Activities Association for the 2011-12 school year. Motion carried.

It was moved by Halvorson and seconded by Govig to appoint Darin Scherr as the Bismarck Public School District's representative for purchasing and accepting equipment and supplies from the North Dakota Surplus Property Agency. Motion carried.

It was moved by Marquardt and seconded by Halvorson to appoint Lisa Kudelka as the district's Title IX coordinator and to authorize the publication of the attached notification of the Title IX Policy. Motion carried. (See Attached Title IX Notification)

It was moved by Halvorson and seconded by Govig to appoint Cindy Wilcox as the district's representative for Special Education as well as the authorized representative for Title VI-B (IDEA), Title VI-B (IDEA) ARRA (Stimulus), BECEP, and Head Start for Bismarck Public Schools. Motion carried.

It was moved by Halvorson and seconded by Govig to appoint Michael Heilman as the Title II-A, Title II-D (Stimulus), and Adult Education program representative for the Bismarck Public School District. Motion carried.

It was moved by Halvorson and seconded by Marquardt to appoint Fran Rodenburg as the Title I representative which includes regular and ARRA (Stimulus) Title I grants, the McKinney Vento Homeless Program, Charles Hall Neglected Program, the Western Plains Delinquent Program, the School Wide Program, SIG (School Improvement Grant), and Program Improvement as well as the Title III and Title VII representative for the Bismarck Public Schools and to designate Carrie Grosz as the local liaison for the McKinney Vento Homeless Program for the Bismarck Public School District. Motion carried.

It was moved by Halvorson and seconded by Sagsveen to appoint Ed Gerhardt as the 21st Century Community Learning Center's representative for the Bismarck Public Schools. Motion carried.

Mr. King noted that in the event that any of the individuals mentioned in the above motions are absent, Superintendent Tamara Uselman is designated as the alternate signing authority for the Bismarck School District.

It was moved by Marquardt and seconded by Halvorson to appoint Lisa Kudelka and Darin Scherr as the ADA co-coordinators for the Bismarck Public School District. Motion carried.

It was moved by Govig and seconded by Marquardt to appoint Lisa Kudelka as the Section 504 coordinator for the Bismarck Public School District. Motion carried.

It was moved by Marquardt and seconded by Govig to appoint Superintendent Tamara Uselman as the Bismarck Public School District's representative on the Great Western ITV Consortium. Motion carried.

Mr. King explained that the Missouri River Educational Cooperative has restructured

its Executive Board and recommended that at this time the Board delay the appointment of a Board member to serve on the MREC Board until other issues are clarified.

It was moved by Halvorson and seconded by Sagsveen to re-appoint Paul Govig and Steve Marquardt to serve on the Bismarck Community Bowl Authority. Motion carried.

It was moved by Govig and seconded by Marquardt to appoint Superintendent Tamara Uselman as the authorized representative for the Bismarck Public School District's Consolidated Grant Application. Motion carried.

It was moved by Marquardt and seconded by Halvorson to authorize the Bismarck Public School District to join the Bismarck/Mandan Area Chamber of Commerce and Bismarck/Mandan Development Association and to appoint Superintendent Tamara Uselman as the Bismarck School District's representative for both organizations. Motion carried.

The Board reviewed the proposed School Board meeting schedule for 2012. Mrs. Uselman pointed out that due to holidays on May 28 and November 12, those Board meetings would be held on the following Thursday of each week (May 31 and November 15). It was moved by Govig and seconded by Marquardt to approve the 2012 Bismarck School Board meeting schedule as presented. Motion carried.

The next item on the Agenda was a review of School Board policies relating to staff and student acceptable use of technology. Mrs. Uselman called upon Tanna Kincaid, Technology Coordinator, to explain the proposed changes to the policies. Mrs. Kincaid then called upon Jen Weber, Technology Training Coordinator, to review the proposed changes to School Board Policy GAMC: Staff and Student Acceptable Use of Technology; Policy GAEA: Sexual Harassment; and Policy GAGA: Staff Ethics. Following the explanation by Ms. Weber and Board discussion, it was moved by Govig and seconded by Marquardt to approve the first reading of School Board Policies GAMC, GAEA, and GAGA as presented. Motion carried.

The Board reviewed the 2011-12 support staff salary schedule. It was explained that the proposed salary schedule called for a 3% increase in the schedule. It was moved by Sagsveen and seconded by Marquardt to approve the 2011-12 support staff salary schedule as presented with the 3% increase. Upon roll call vote, all members voted aye. Motion carried.

Under Discussion Items, the Board discussed the agenda for the annual School Board Retreat scheduled to be held on Wednesday, August 10, from 4:00 p.m. to 8:00 p.m., at Minerva's Restaurant.

Mrs. Uselman requested Board input regarding the development of an agenda for the Retreat.

Under General Information, Mrs. Rodenburg presented an update on projected elementary school enrollment for 2011-12.

It was moved by Marquardt and seconded by Govig that the Bismarck School Board go into Executive Session pursuant to North Dakota Century Code 44-04-19.1 (9) to provide its negotiating team instructions for negotiations with the Bismarck Education Association and the Bismarck Association of School Administrators. Upon roll call vote, all members voted aye. Motion carried.

The Board went into Executive Session at 6:24 p.m.

The Board reconvened in Open Session at 7:46 p.m.

Mr. King announced that during the Executive Session, the Board only discussed negotiating strategy and provided its negotiating team with instructions regarding contract negotiations with the Bismarck Education Association and the Bismarck Association of School Administrators. There being no further business to come before the Board, Mr. King adjourned the meeting at 7:47 p.m.

**BISMARCK PUBLIC SCHOOLS**  
806 North Washington Street  
Bismarck, ND 58501  
July 11, 2011

**NOTIFICATION OF TITLE IX POLICY**

**YOU ARE HEREBY NOTIFIED** Bismarck Public School District #1 does not discriminate on the basis of sex in the education programs or activities which it operates, and that it is required by Title IX and Part 86 of the Department of Education regulations not to discriminate in such a manner. This requirement not to discriminate extends to educational programs and activities, as well as to employment therein.

**YOU ARE FURTHER NOTIFIED** that inquires concerning the application of Title IX and this Part may be referred to Lisa J. Kudelka, who has been designated as the person responsible for coordinating the efforts of Bismarck Public School District #1 to comply with and carry out its responsibilities under Title IX, including any investigation of complaints alleging non-compliance. The office address and telephone number of our coordinator are as follows: 806 North Washington Street, Bismarck, North Dakota 58501, telephone number (701) 323-4071.

Tamara Uselman, Supt of Schools  
Bismarck Public School District #1  
Lawrence King, School Board President  
Lisa J. Kudelka, Title IX Coordinator

**Special Session - July 15**

The Bismarck School Board met in Special Session on July 15, 2011, in the Wachter Middle School Library.

Board President King called the meeting to order at 7:00 a.m. and requested that the Business Manager call the roll.

Members present: Paul Govig, Scott Halvorson, Steve Marquardt, Matt Sagsveen, and Lawrence King.

Mr. King announced that the first item on the agenda for the special meeting was a review of the bids received for the Wachter Middle School renovation project. Darin Scherr, Director of Facilities and Transportation, and Jeff Hysjulien, JLG Architects, explained that the bids had been opened on Tuesday, July 12, 2011.

The Board discussed the base bid and the six alternates and expressed their opinions as to which, if any, alternates should be

approved. Following the detailed review and discussion of the information provided, it was moved by Sagsveen and seconded by Halvorson to approve the base bid and Alternates #1 through #4 and award contracts to Northwest Contracting, Inc., for the general construction in the amount of \$1,753,850; to Central Mechanical for the mechanical construction in the amount of \$755,200; to Bergstrom Electric, Inc., for the electrical construction in the amount of \$413,300; to Design Control, Inc., for testing and balancing in the amount of \$12,205; and to Culinex for kitchen equipment in the amount of \$293,740 for a total construction cost of \$3,228,295 plus the estimated costs of \$16,685 for asbestos abatement, \$75,000 for furniture, fixtures, and equipment, \$267,850.80 for fees, and \$150,000 for a contingency allowance for a total budgeted amount of \$3,737,830.80. Upon roll call vote, Marquardt, Halvorson, Sagsveen, and King voted aye and Govig voted nay. Motion carried.

Mr. King stated that the only other item on the agenda was review of the Mutual Aid Agreement with the City of Bismarck. It was moved by Sagsveen and seconded by Govig to approve the Mutual Aid Agreement with the City of Bismarck as presented. Motion carried.

There being no other business on the agenda for the Special Meeting, Mr. King adjourned the meeting at 7:56 a.m.

**Special Session - July 25**

The Bismarck School Board met in Special Session via telephone conference call on July 25, 2011.

Board President King called the meeting to order at 7:47 a.m. and requested that the Business Manager call the roll.

Members participating in the conference call: Paul Govig, Scott Halvorson, Steve Marquardt, Matt Sagsveen, and Lawrence King.

Mr. King explained that the only item on the agenda for the special meeting was to discuss strategy for negotiations with the Bismarck Association of School Administrators. It was moved by Govig and seconded by Marquardt that the Bismarck School Board go into Executive Session pursuant to North Dakota Century Code 44-04-19.1 (9) to provide its negotiating team with instructions for negotiations with the Bismarck Association of School Administrators. Motion carried.

The Board went into Executive Session at 7:48 a.m.

The Board reconvened in Open Session at 7:56 a.m.

Mr. King announced that during the Executive Session, the Board only discussed negotiating strategy and provided its negotiating team with instructions regarding contract negotiations with the Bismarck Association of School Administrators. There being no further business to come before the Board, Mr. King adjourned the meeting at 7:57 a.m.

**Special Session - July 28**

The Bismarck School Board met in Special Session via telephone conference call on July 28, 2011.

Board President King called the meeting to order at 11:34 a.m. and requested that the Business Manager call the roll.

Members participating in the conference call: Scott Halvorson, Steve Marquardt, Matt Sagsveen, and Lawrence King. Member absent: Paul Govig.

Mr. King announced that the first item on the agenda was a review of bids received for asphalt repair at Horizon Middle School. Darin Scherr, Director of Facilities and Transportation, explained that only one bid had been received and it was higher than the engineer's estimate. He reviewed the bid with a representative of the City of Bismarck since the City will be reimbursing Bismarck Public Schools for the cost of this repair project since the damage to the Horizon parking lot was due to it being used as a sandbag distribution site during the recent flood emergency. It was the recommendation of the city official that the Board accept the bid since the work needed to be completed prior to the start of school, and the bid amount was reasonable in light of current conditions. It was moved by Marquardt and seconded by Halvorson that the Bismarck School District accept the bid submitted by Northern Improvement in the amount of \$112,955.50 for asphalt repair at Horizon Middle School. Upon roll call vote, all members participating in the conference call voted aye. Motion carried.

The Board then reviewed the bids received for drive lane repairs at Horizon Middle School. Mr. Scherr explained that the purpose of this project was to address ground water issues on the west drive lane at Horizon and that bids had been received from four contractors. It was moved by Halvorson and seconded by Sagsveen to accept the low bid submitted by Weisz & Sons in the amount of \$29,383 for drive lane repairs at Horizon Middle School. Upon roll call vote, all members participating in the conference call voted aye. Motion carried.

Mr. King stated that the only other item on the agenda was a discussion of the property casualty insurance option on the Wachter Middle School remodeling project and called upon Mr. Scherr to explain the issue. Mr. Scherr explained that the specifications for the Wachter project required \$5,000,000 of umbrella liability insurance but that the District had typically only required \$4,000,000 coverage. The general contractor has offered to pass on the savings of \$2,000 per year if the District is willing to accept the \$4,000,000 coverage. It was moved by Halvorson and seconded by Marquardt to approve a change order to reduce the insurance requirement for the Wachter Middle School remodeling project to \$4,000,000. Upon roll call vote, all members participating in the conference call voted aye. Motion carried.

There being no further business to come before the Board, Mr. King adjourned the meeting at 11:49 a.m.

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