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Bismarck Tribune

PUBLIC NOTICE

Name, Address and Telephone No. of Attorney ARI FN M. RUÉF State Bar ID No. 03610 KELSCH, KELSCH, RUFF & KRANDA 103 Collins Avenue, PO Box 1266 Mandan ND 58554-7266 Telephone: 701-663-9818 Fax: 701-663-9810

Attorneys for: Estate IN THE DISTRICT COURT OF BURLEIGH COUNTY SOUTH CENTRAL JUDICIAL DISTRICT, STATE OF NORTH DAKOTA In the Matter of the Estate of WALTER V. MARTIN, Deceased Probate No. 08-2011-PR-00018

NOTICE TO CREDITORS NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above estate. All persons having claims against the deceased are required to present their claims within three (3) months after the date of the first publication or mailing of this notice or said claims will be forever barred. Claims must either be presented to Kenneth Markham, personal representative of the estate at P.O. Box 1266, Mandan, North Dakota 58554-7266 or filed with

the Court. Dated this 11th day of May, 2011. /s/ Kenneth Markham KENNETH MARKHAM Personal Representative First Publication on the 18th day of

May, 2011. 5/18, 25 & 6/1 - 606734

STATE OF NORTH DAKOTA IN DISTRICT COURT COUNTY OF BURLEIGH SOUTH CENTRAL JUDICIAL DISTRICT IN THE MATTER OF THE ESTATE OF PAUL DOUGLAS SCHWICHTENBERG, DECEASED.

PROBATE NO 08-2011-P-105 NOTICE TO CREDITORS NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above-named estate All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to Brad Banker personal representative of the estate, 2507 stronaut Drive, Bismarck, North Dakota 58503, Coles Law Firm, Attorneys for the Estate, P.O. Box 2162, Bismarck, North Dakota, or filed with the Court Dated this 16th day of May, 2011.

/s/ Brad Banker Brad Banker Personal Representa COLES LAW FIRM Attorneys for Personal Representative Wells Fargo Bank Bldg., Ste 301 400 East Broadway Avenue P.O. Box 2162 Bismarck, ND 58502-2162 Phone: (701) 222-8131 /s/ James J. Coles By: James J. Coles State Bar Board ID No. 03381 5/18, 25 & 6/1 - 606758

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION Otter Tail Power Company Advance Determination of Prudence

CapX2020 Group | Application Case No. PU-09-676

Northern States Power Company Advance Determination of Prudence CapX2020 Group I Application

Case No. PU-09-678 NOTICE OF HEARING

May 18, 2011 On October 6, 2010, the Commission adopted an order granting an advance determination of prudence for Otter Tail Power Company's (Otter Tail) participation and ownership in three high-voltage trans-mission line projects, Case No. PU-09-676: • A 250-mile long, 345 kV transmission line between Fargo, North Dakota and the northwest quadrant of the Twin Cities, Minnesotz

A 200-mile long, 345 kV transmission line between eastern South Dakota and the southeast quadrant of the Twin Cities in

Minnesota (Brookings Project). • A 68-mile long, 230 kV transmission line between Bemidji, Minnesota and Grand Rapids, Minnesota

On October 6, 2010, the Commission adopted an order granting an advance determination of prudence for Northern States Power Company's (NSP) participation and ownership in the same three high-voltage transmission line projects and, in addition, a 150-mile long, 345 kV transmission line between La Crosse, Wisconsin and the southeast Twin Cities, Minnesota area and two associated 161 kV lines in the Rochester, Minnesota area, Case No. PU-09-678. The Commission's October 6, 2010 order required that Otter Tail and NSP (Applicants) make a filing providing additional information on the resolution of cost allocation issues relevant to Brookings Project, including the impact on North Dakota. The Commission also required that Applicants make a filing evidencing the continued prudence of the Brookings Project and seeking Commission confirmation of continued prudence prior to executing a legally binding investment commitment for the major procurement and construction of the Brookings Project. On April 29, 2011, Applicants made a City of Bismarck in the County of Burleigh and State of North Dakota, on June 7, 2011, at the hour of 1:15 P.M. (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The property to be sold is situated in the County of Burleigh and State of North Dakota, and described as follows: Lot Ten (10), Block Four (4), Apple Valley Subdivision in the North Half of the Northwest Quarter (NI/2NWI/4) of Section Thirty-Six (36), Township One Hundred Thirty-Nine (139) North, Range Seventy-Nine (79) West of the Fifth Principal Meridian, Burleigh County, North Dakota aka 11936 Johnathan Avenue, Menoken, North Dakota 58501. IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 3rd day of May, 2011.

/s/Pat D. Heinert

Pat D. Heinert Sheriff of Burleigh County, North Dakota By:/s/ Sharlene Schuh

Deputy STATE OF NORTH DAKOTA) :ss.

COUNTY OF BURLEIGH On this 3rd day of May, 2011, before me, a Notary Public in and for said County and State, personally appeared Sharlene Schuh, known to me to be the person who is described in, and whose name is subscribed to this instrument. /s/ Norma J. Braddock

Notary Public

Burleigh County, North Dakota My Commission expires: 2/20/13 (Seal) MACKOFF KELLOGG LAW FIRM 38 Second Avenue East Dickinson, ND 58601 Attorneys for Plaintiff (Published: 05/11 - 05/18 - 05/25) 5/11, 18 & 25 - 606704

NOTICE OF SALE Civil No. 08-11-C-00024

Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the South Central Judicial District in and for the County of Burleigh and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on April 8, 2011, in an action wherein Federal National Mortgage Association was Plaintiff and Ervin Jacobson aka Ervin Jacobson aka Ervin C. acobson, Jr.; Sandra K. Jacobson aka Sandra Jacobson; Recovery Resources LLC; Douglas Dittus; Tamara Dittus; Credit Collections Bureau; Ford Motor Credit Company; and any person in possession were Defendants, in favor of Plaintiff and ainst the Defendants for the sum of \$239,454.85, which judgment and decree, among other things, direct the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale, or so much thereof as the proceeds of said sale will satisfy; and virtue of a writ issued to me out office of the Clerk of said Court. I. Pat D. Heinert, Sheriff of Burleigh County, North Dakota, will sell the property described in the Judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the City of Bismarck in the County of Burleigh and State of North Dakota, on June 6, 2011, at the hour of 1:15 (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The roperty to be sold is situated in ounty of Burleigh and State of North Dakota, and described as follows:

Lot One (I), Block One (I), Twin Buttes Subdivision located in the Southeast Quarter (SE1/4) of Section Twelve (12), Township One Hundred Thirty-Seven (137) North, Range Eighty (80) West of the Fifth Principal Meridian, Burleigh County, North Dakota aka 5121 Sagebrush Drive, Bismarck, ND 58504-4211.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 28th day of April 2011 of April, 2011

/s/Pat D. Heinert Pat D. Heinert

Sheriff of Burleigh County, North Dakota By: /s/ Simon A. Scheett

Deputy STATE OF NORTH DAKOTA

(:ss. COUNTY OF BURIFIGH On this 28th day of April, 2011, before me, a Notary Public in and for said County and State, personally appeared Simon A. Scheett, known to me to be the person who is described in, and whose name is subscribed to this instrument.

/s/ Lisa Calvert Notary Public

Burleigh County, North Dakota

documents the following: Workman's Compensation, Comprehensive Liability, to include vehicular liability and Contractor License for North/South Dakota. BID GUARANTEE: The bid if in excess

of \$100,000.00 must be accompanied by a bid guarantee. The guarantee shall not be less than five percent (5%) of the amount of the bid, in the form of a Bid Security secured by a surety company registered to do business in the State of South Dakota. The bidders <u>are allowed to substitute a</u> <u>cashier's check</u> drawn on a solvent State or National Bank located within the State of North Dakota/South Dakota. The proposal guarantee shall insure the execution of the contract and the furnishing of satisfactory method of security by the successful bidder all as required by the Specifications.

Any questions can be director to Mr. Orcutt, Inspector, for Standing Rock Housing Authority. Wilbur Red Tomahawk, Executive Director Standing Rock Housing Authority P.O. Box 769 Fort Yates, ND 58538 701-854-3891

5/13, 14, 16, 18, 21, 23 & 25 - 606729

Advertisement for Bids SOUTH CENTRAL REGIONAL WATER DISTRICT

10700 Hwy 1804 North Bismarck, ND 58503

Address Separate sealed Bids for the construction of the Lake Oahe Standpipe, Contract **2010-3** will be received by the Board of Directors for the South Central Regional Water District (SCWD) at the SCWD office located adjacent to the North Burleigh Water Treatment Plant until 1:30 P.M., (Local Time) June 7, 2011 and then at said office publicly opened and read aloud

scope of WORK generally The consists of furnishing and installing a single 680,000 (min) gallon a single 680,000 (min) gallon glass-coated bolted steel or bolted stainless steel water storage tank, complete with inlet/outlet ng, overflow discharge piping, foundation. sitework. access road foundation, sitework, access road, underdrain, and other appurtenant items. The tank size is 42' diameter by 66' high. The Lake Oahe Standpipe is located in Emmons County approximately 14 miles west of the City of Linton, North Dakota. The OWNER reserves the right to award the contract, if awarded. based on the bid schedule and type of ground storage tank that is in the best interest of and most advantageous to the OWNER. The Contract Documents may be exam-ined at the office of the South Central Regional Water District, and at the follow-

BARTLETT & WEST

3456 East Century Avenue P.O. Box 1077 Bismarck, ND 58502-1077 Telephone (701) 258-1110 Copies of the Contract Documents may

be obtained at the Issuing Office, upon payment of \$75.00 for each set. Checks be payable to Bartlett & West, Inc. No refunds will be made

All Bids must be made on the "Bid Form' included as part of these documents. Each BID must be accompanied by a separate envelope containing a copy of current and valid North Dakota Contractor's License (must have been issued at least 10 calendar days before the date of Bid opening) and a BIDDER's Bond equal to five percent of the full amount of the BID, executed by the BIDDER as Principal and by a SURETY, conditioned that if the Principal's BID is accepted and the CONTRACT awarded to the Principal, the Principal, within fifteen days after notice of award, shall execute a CONTRACT in accordance with terms of the BID and a CONTRACTOR's BOND as required by law and the regulations and determinations of the South Central Regional Water District.

The Bidder is advised that the funding and/or regulatory agency for this project is (in whole or in part) the US Department of Agriculture/Rural Development (USDA/RD). Such agency requires compliance with the provisions of the American Recovery and Reinvestment Act of 2009 (ABRA) of 2009 (ARRA).

Bidders on this work will be required to comply with the Presidents Executive Order No. 11246, as amended, 11458, 11518, and 11625. The requirements for bidders and contractors under this order are explained in the contract documents. The Owner reserves the right to hold all bids for a period of 61 days after the date

accepted and the CONTRACT awarded to the Principal, the Principal, within fifteen days after notice of award, shall execute a CONTRACT in accordance with terms of the BID and a CONTRACTOR's BOND as required by law and the regulations an determinations of the South Central Regional Water District. The Bidder is advised that the funding

and/or regulatory agency for this project is (in whole or in part) the US Department of Agriculture/Rural Development (USDA/RD). Such agency requires compliance with the provisions of the American Recovery and Reinvestment Act of 2009 (ARRA).

Bidders on this work will be required to comply with the Presidents Executive Order No. 11246, as amended, 11458, 11518, and 11625. The requirements for bidders and contractors under this order are explained in the contract documents. The Öwner reserves the right to hold all bids for a period of 61 days after the date fixed for the opening thereof, and to reject any or all bids, and to award the Contract awarded, to the Contractor with the Bid that is determined to be in the best interest and most advantageous to the Owner. May 9, 2011 /s/ Doug Neibauer

Date Executive Director 5/11, 18 & 25 - 606717

ADVERTISEMENT FOR BIDS 00030

NOTICE IS HEREBY GIVEN, that the City of Watford City, North Dakota, will receive sealed Bids at the Office of the City Auditor until June 16, 2011 at the hour of 1:30 p.m. local time, for the purpose of furnishing all materials, labor, equipment, and skill required for the construction of the UTILITY EXTENSIONS AND IMPROVEMENTS, and incidental items, for said City, as is more fully described and set forth in the Plans and Specifications which are now on file in the office of the City Engineer. Bids will be opened in the Office of the City Auditor at 2:00 p.m. local time and read aloud.

The Work consists of all labor, skill, and materials required to properly construct the Improvements. Major components of the unit price contract include:

General Construction consisting of approximately 1,100 linear feet of open cut and bored 6-inch PVC sanitary sewer forcemain; 3,200 feet of open cut 8-inch PVC sanitary sewer and sanitary forcemain; 4,300 feet of open cut and bored 10-inch PVC sanitary sewer and sanitary forcemain; 1,800 feet of open cut 15-inch PVC sanitary sewer; 4,600 feet of open cut and bored 8-inch water main. Other components of the Project include two sanitary sewer lift stations and associated pumps, piping, electrical, controls, etc.; manholes, gate valves, fittings, surface restoration, traffic control, erosion control, and miscellaneous and incidental items.

bidding Complete digital project bidding documents, pursuant to which all labor materials, or services must be furnished. available at www.AE2S.com or www.questcdn.com. You may download the digital plan documents for Fifty Dollars and No Cents (\$50.00) by inputting Quest project #1611945 on the website's Please contact Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information. Copies of the Bidding Documents may be examined at the office of Advanced Engineering and Environmental Services, Inc. (AE2S), 1815 Schafer Street Suite 301, Bismarck, ND 58501 (701 221-0530). The Bidding Documents are available in digital PDF form on CD by request from AE2S, 3101 Frontage Road South, Moorhead, MN for a **NON-REFUNDABLE** charge of Sixty Dollars and No Cents (\$60.00) for each set of Plans and Specifications requested. The Bidding Documents are available in the form of printed plans and specifications by request from AE2S, 3101 Frontage Road South, Moorhead, MN for a **NON-REFUNDABLE** charge of One Hundred Twenty Five Dollars and No Cents (\$125.00) for each set of Plans and Specifications requested. Bidding Documents may also be examined at the following locations: Builders Exchanges in Bismarck, ND; Mandan, ND; Minot, ND; Fargo, ND; Grand Forks, ND; Billings, MT; Rapid City, SD; and Minneapolis, MN. All Work shall be done according to the Bidding Documents.

All Bids are to be submitted on the basis of cash payment for the Work and materials, and each Bid shall be accompanied by a separate envelope containing a Bidder's Bond, payable to the City of Watford City, in a sum equal to five percent (5%) of the full amount of the Bid, executed by the Bidder as principal and by a surety company authorized to do business in the State of North Dakota, conditioned that if the principal's Bid be accepted and the contract awarded to him, he, within fifteen (15) days after Notice of Award, will execute and effect a Contract in accordance with the terms of his Bid and a Contractor's Bond as required by the laws of the State of North Dakota and the regulations and determinations of the City Commission of the City of Watford City, North Dakota. All Bidders must be licensed for the highest amount of their Bids, as provided by Section 43-07-05 of the North Dakota Century Code. Cost of preparation of public opening of the Bids. Dated this 23rd day of May 2011 /s/ Trish Skogland, City Auditor Watford City, North Dakota By: 5/25.6/1 & 8 - 606781

BISMARCK BOARD OF CITY COMMISSIONERS UNOFFICIAL MINUTES OF MAY 10, 2011

Board of City Commissioners met in regular session on May 10, 2011 with following present: Seminary, Smith, Askvig, Grossman and Warford. I.Approve minutes of April 25, 2011 special meeting and April 26, 2011 regular meeting.

Askvig moved to approve minutes. Grossman seconded. All members voted Aye. Motion carried. 2. CONSENT AGENDA A. Approve vouchers 1015748 to 1016303.B. Personnel

actions. C. Tax abatement applications. D City Attorney: Approve Bond Counsel Services Agreement between City of Bismarck and Ohnstead Twitchell PC. E. Approve Northern Plains Commerce Centre (NPCC) lease for Mains Crane. F. Police Dept: Authorize Bismarck Law Enforcement Chaplaincy to solicit donations for 2011 Bismarck Police Department Benefit Golf Tournament. G Finance Dept: Approve participation wireless buyback program through AT&T.H. Service Ops Dept: Permission to purchase one 3/4 ton pickup truck under state bid for Roads and Street division. I. Engineering Dept: Permission to enter into agreement with Montana-Dakota Utilities (MDU) to use dedicated right of way on north Hamilton St; Request from Loran Galpin for Encroachment and Waiver Agreement for Town Centre. J. Call for public hearing: Ord 5821 - addition of class O, microbrewery license to classes of retail licenses. K Community Development Dept: Call for public hearing: Ord 5822 - annexation of Lots 1-3, Block I, Oxentenko Commercial Properties; Call for public hearing: Ord 5823 -annexation of Lots I-10, Block I; Lot I, Block 2; Lots I-2, Block 3; Lots I-2, Block 4: Lot 1, Block 5 and Lot 1, Block 7, Sattler's Sunrise 6th Addition; Call for pub lic hearing: Ord 5824 - annexation of Lots 19-25, Block 2 and Lots 1-3, Block 4, Sattler's Sunrise 8th Addition; Call for public hearing: Ord 5825 - zoning change for Lots 1-24, Block 3, Lots 5-9, Block 1, Lots 3-4, Block I and Lots 2-4, Block 2 Lots I-2, Block I and Lot I, Block 2, Sonnet Heights Subdivision 5th Replat. Addendum Reappoint Richard W. Weber and Elizabeth A. Lucas to Library Board. Askvig and Grossman each requested Item J pulled from agenda. Askvig moved to approve remaining items on consent agenda. Smith seconded. All member voted Aye. Motion carried

Item J - Introduction of and call for public hearing on Ord 5821 relating to addition of class O, microbrewery license to classes of retail licenses. Askvig said zoning ordinances don't allow us to have more than 5,000 barrels so he wants this amended from 10,000 to 5,000 before this is introduced and public hearing in called for. Grossman felt that 10,000 barrels was excessive. He is also concerned about section where it says may sell beer produced off premises, on-sale only, so long as sales of beer produced off premises do not exceed 20% of licensee's total beer sales and how that would be audited. Charlie Whitman, City Attorney, said in other situations where there is a percentage requirement, they are required to provide certified annual financial report that shows what their sales were to prove that they haven't exceeded that amount and it's done upon request. Grossman thinks this should be mandatory and done on regular basis without city specifically having to request it. Mr.Whitman said he can add that language before it is presented at next meeting. Grossman wants it added. Askvig says that language should be added to all classes of licenses that contain a breakdown percentage.

Askvig moved to amend ordinance from 10,000 to 5,000 barrels and require an annual certified financial report for Class O license similar to that required for other percentage licensees and to call for introduction of and call for a public hearing on this ordinance, as well as direct staff to make the necessary amendments, if any, to other liquor license ordinances with regard to percentage reporting as well. Smith seconded. All members voted Aye. Motion carried.

REGULAR AGENDA

2010 Annual Report for Mayor's Committee on Human Relations

Joel Boon, Human Relations. Committee Vice Chair, appeared before the Board to highlight a few items from report. Mr. Boon invited anyone wishing to attend their meetings to come. They meet third Monday of every month in first floor conference room of City/County Building at 5:15 p.m. Askvig said in report it mentions exploring potential partnerships with area groups so he asked who those groups would be. Mr. Boon said other groups who might share overlapping interests with mission of Human Relations Committee. Board received the report and took no action. 4. Request from Metropolitan Planning Organization that Steve Saunders appear before Board as part of PUBLIC MEETING to review Bis-Man Transits request for 2011 Transit Operations Grant. Commission permission to proceed with grant application will be requested by Mr. Saunders following public meeting Saunders following public meeting. Steve Saunders, Transportation Planner, requested Board hold public meeting to discuss Bis-Man Transit's request for \$560,564 in federal funding for 2011 Transit Operating Grant Request. His second request following public meeting is for approval to pursue 2011 Transit Operating Grant for Bis-Man Transit. This meeting was advertised on April I, 2011 and one member of public provided comment which was provided to Board. After discussion between Mr. Saunders and the Board, the public hearing was opened. There were no oral protests. Grossman moved to approve proceeding with grant application. Smith seconded. All member voted Aye. Motion carried. 5. Street Improvement District 434: Bids from: Don's Electric - 527,335.43; Edling Electric - 564,384.50; Strata Corporation -569,190.00 (Engineer's Estimate of 545,985.40). Askvig introduced Resolution Receiving Bids and Ordering Preparation of Engineer's Statement. The Special Assessment Analyst reported that the only Special protests so filed were one written protest in Unit I (residential property) and one written protest in Unit 4 (commercial property). No persons appeared to protest. Askvig introduced Resolution Determining Insufficiency of Protests and Resolution Awarding Contract for the Construction to Don's Electric for \$527,335.43. Seminary seconded the motions on the foregoing resolutions. All members voted Aye. Motion carried and said resolutions were declared duly passed and adopted. 6. Offer for purchase of the City's reach-stacker. Charlie Whitman, City Attorney, said only bid received was: Boatwright Truck Sales - 120,000. Terms of bid were that everything is at buyer's expense after sale is complete. Reach-stacker will have to be dismantled to transport it. Grossman moved to award bid to Boatwright Truck Sales for \$120,000. Seminary seconded. All members voted Aye. Motion carried. 7. Civic Center: Approval of their Building Policies and Procedures. Grossman said he understands parties that had questions or concerns with certain policies or procedures have met already met with Charlie Jeske, Civic Center General Manager. Grossman moved to approve request. Seminary seconded. All members voted Aye. Motion carried.

Wednesday, May 25, 2011 • 5C

Engineering Dept: a) Approval of gineering Consulting Selection Engineering Engineering Services Agreement for East Divide Avenue Project. Seminary removed himself from table for this agenda item. Mark Berg, Traffic Engineer, asked for approval of selection committee's recommendation to hire Kadrmas, Lee & Jackson (KLJ) to prepare preliminary engineering and environmental documenta-tion for East Divide Ave project. Agreement is structured to allow for multi-phases with Phase I being that KLJ will be compensated up to amount of \$279,165.21.Askvig moved to approve request. Grossman seconded All members present voted Aye. Motion carried. Seminary was absent and not voting. Seminary rejoined the table. b) Bids for Earthmoving Equipment Rental for 2011. Bids received: Guthmiller & Son -186.388.50: Mariner Construction

(Engineer's Estimate 192,790.00 187,900.00). Seminary moved to award the bid to Guthmiller & Sons for \$186,388.50, subject to review and checking. Smith seconded. All members voted Aye. Motion carried.

9. Community Development Dept: a) Minor subdivision final plat for North Hills Fifteenth Replat, requested by Koch Construction, Inc. Bismarck Planning & Zoning Commission recommends approval. Seminary moved to approve request. Grossman seconded. All members voted Aye. Motion carried. b) Resolution recognizing surveyor's Affidavit for Country Creek 3rd Subdivision and resolving modified lots to be conforming. Staff recommends approval. Seminary removed himself from table for this agenda item. Grossman moved to approve request. Smith seconded. All members present voted Aye. Motion carried. Seminary was absent and not voting. Seminary rejoined the table. c) Approval of 2011 Annual Action plan and Community Development Block Grant application for an estimated \$313,102 plus \$15,098 in unspent funds from prior years to be used as indicated. Grossman moved to approve request. Askvig seconded. All members voted Aye. Motion carried. d) Steve Saunders to appear before Commission to discuss selection and possible approval of 2012-2016 Transit Broker for City and to begin contract negotiations with selected Broker candidate. Mr. Saunders said only one proposal was received from Bis-Man Transit. election team unanimously voted proposal was adequate and it should be brought before Board for approval if negotiations can continue to start a contract. Askvig moved to approve Transit Broker and begir contract negotiations. Grossman seconded All members voted Aye. Motion carried. e) Provide Board with report on Complete Streets initiative. Carl Hokenstad, Community Development Director, presented the information to the Board. Board received report and took no action. 10. Service Ops Dept: a) Bids for painted pavement marking and grooved pavement marking. Bids received for Painted Pavement Marking: West River Striping Company - 50,890. Bids received for Grooved Pavement Marking: Mariner Construction - 77,625. Request for bid prices for painted bike lane designation was also included in bid packet. This would be used if city determined that bike lanes were priority and approved their installation priority and approved their installation. Grossman moved to award painted pavement marking bid to West River Striping Company and award grooved pavement marking bid to Mariner Construction. Askvig seconded. All members voted Aye. Motion carried. b) Bids for one beavedut loader bydraulically for one heavy-duty loader hydraulically reversible snow plow for Roads and Street division. Bids received: Northern Truck Equipment – Monroe LGP-41R14 2011 = 15,139.00; RDO Equipment – Henke REL-14 2011 = 17,150.00; Titan Machinery – Henke 14' REL 2011 = 16,500.00 Bid from Northern Truck Equipment did not meet five year warranty requirement and was therefore rejected. Grossman moved to award bid to Titan Machinery for \$16,500. Askvig seconded. All members voted Aye. Motion carried. c) Provide Board with update regarding solid waste facility long range plan master plan, including recycling. Board received report and took no action. d) Provide Board with update regarding spring road repairs and process. Board

received report and took no action. II. Utility Ops Dept: a) Approve Engineering Services Agreement for study of alternative disinfection method.AE2S, the water plant consultant for the city, will study alternative disinfection method for a maximum fee of \$78,950. Grossman move to approve request. Askvig seconded. All bers voted Aye. Motion carried. b) Bids for Water Utility Project 2011-80. Bids were: Basaraba Excavating - 348,174.60; Titus Excavating - 296,925.00 (Engineer's Estimate - 300,000.00). Askvig moved to award bid to Titus Excavating for \$296,925. Smith seconded. All members voted Aye. Motion carried. 12. Grant of easement on roughly half acre tract lying west of National Energy Center of Excellence on Bismarck State College campus. Area is to be used for solar collector field. Seminary moved to approve request. Grossman seconded. All members voted Aye. Motion carried. Addendum: Service Ops Dept request for permission to apply to North Dakota Department of Emergency Services for State Snow Removal Assistance for 2011 (SB 2369). Askvig moved to approve request. Grossman seconded. All members voted Aye. Motion carried. Noted Aye. Proton carned.
 13. Ongoing project agenda. City Attorney read from ordinance it is mandatory that Class F and Class I license holders file with their application for license renewal sworn statement executed by licensee and certified public accountant retained by licensee certifying gross food sales and gross liquor sales for previous calendar year meet requirements of their license. If Board permits him, he will add this same language to class O license and won't change class F or class I. The Board approves. Askvig reminded everyone about Special City Commission meeting on Thursday, City May 12th to prepare draft vision statement for the city. Having completed the agenda, the meeting was declared adjourned at 6:36 p.m. Payroll Checks by Fund - April 29, 2011: General Fund - 667,045.44; Library Fund -41,812.90; Roads & Streets / Street Lights / Fleet Services Fund - 81.235.88: Government Grants & Activities Fund -32,636.75; Airport / Flightline Fund -38,819.18; Civic Center - 61,284.50; Solid Waste Utility Fund - 68,179.99; Water & Sewer Utility Fund - 102,657.34; Pension / Trust Fund - 274,105.20 Accounts Pavable Checks by Fund - May 10. 2011: General Fund - 267,547.86; Library Fund - 39,081.97; Police Special Revenue Fund - 391.90; Roads & Streets / Street Lights / Fleet Services Fund - 142,772.44; Northern Plains Commerce - 473.15; Social Security Tax Fund - 58,260.41; Special Deficiency / Revolving Fund - 266,669.51; Government Course Government Grants & Activities Fund 33,110.91; Capital Projects Fund - 925.03; Airport / Flightline Fund - 130,840.51; Civic Center - 76,260.52; Solid Waste Utility Fund - 45,925.00; Water & Sewer Utility Fund -427,051.96; Insurance Fund - 1,430.10; Pension / Trust Fund - 50,389.61 5/25 - 606777

ing location(s):

compliance filing. The issue to be considered in each case is whether the Brookings Project continues to be prudent.

A formal hearing on this matter has been scheduled for July 25, 2011 at 10:00 a.m. CDT in the Commission Hearing Room on the 12th Floor of the State Capitol in Bismarck.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or Relay North Dakota 1-800-366-6488 TTX If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please contact the Commission at least 24 hours in advance. PUBLIC SERVICE COMMISSION Kevin Cramer, Commissioner Tony Clark, Chairman Brian P. Kalk, Commissioner 5/25 - 606779

NOTICE OF SALE Civil No. 08-10-C-02903

Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the South Central Iudicial District for the County of Burleigh and and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on April 8, 2011, in an action wherein Federal National Mortgage Association was Plaintiff and Jason Frohlich aka lason Frohlich: Sarah A. Frohlich aka Sarah Frohlich; Arrow Financial Services, LLC; Washington Mutual Bank; Credit Bureau of Bismarck, Inc; Capital One Bank; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$131,014.01, which judgment and decree, among other things, direct the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale or so much thereof as the proceeds of said sale will satisfy; and by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Pat D. Heinert, Sheriff of Burleigh County, North Dakota, will sell the property described in the Judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the

My Commission expires: 12/30/16 (Seal) MACKOFF KELLOGG LAW FIRM 38 Second Avenue East Dickinson, ND 58601 Attorneys for Plaintiff (Published: 05/11 - 05/18 - 05/25) 5/11, 18 & 25 - 606682

INVITATION FOR BID STANDING ROCK HOUSING AUTHORITY (LIMITED PARTNERSHIPS) (HAIL DAMAGE ROOFING/ HOME REPAIR)

SOLICITATION: The Standing Rock Housing Authority is soliciting for bids for ROOFING REPLACEMENT AND HOME REPAIR work, bids must be received no later than June 9th, 2011, at 1:00 p.m. central standard time. Bids received after this time will not be considered. The units are clustered sites and located within the Cannon Ball, district. There will be a mandatory pre-bid meeting/site visit to each unit. The pre-bid meeting site visit to on May 25, 20 11 at 9:00 a.m. at the Housing conference room. Perspective bidders will be required to attend.

BIDS: All bids must be in writing sealed and marked (BID, ROOF WORK), NO FACSIMILES WILL BE ACCEPTED. Bids will be submitted by on a per claim price and a lump sum total. Bids must state Price and a fump sum total. Bids must state they will remain open for (60) sixty days. SCOPE OF WORK: INCLUDES BUT NOT LIMITED TO THE FOLLOWING

I. Remove & replace existing roof shingles, metal roofing, sheathing and roof accessories, drywall, taping, texturing and painting as specified by Insurance Adjusters specification/adjustment.

- 2. Remove & replace all damaged vents, covers, roof edge, and gutter apron per adjusters estimate. Remove & replace all gutters,
- downspouts, siding corners, screens, storm doors, windows and any other accessories as specified by Insurance Adjuster.
- Coordinate with SRHA Inspector any and all question regarding work specifications.
- Perform all carpentry as required, debris removal and magnetic clean-up around homes and driveways.
- 6. Contractor shall furnish complete I-year warranty from closeout.
- 7. All material will be installed per manufacturer specifications. INDIAN PREFERENCE

I. If a bidder is claiming Indian Preference on this Project, the bidder must be certified with the Standing Rock Sioux Tribal Employment Rights Office (TERO) prior to submitting their bid. TAXES: ALL PERSPECTIVE BIDDER WILL

BE RESPONSIBLE FOR ASCERTAINING INFORMATION ON ALL FEDERAL, STATE AND TRIBAL USE AND TERO TAXES. CONTRACTOR AND SUBCON-TRACTOR QUALIFICATIONS: The Contractor Shall supply as part of bid fixed for the opening thereof, and to reject any or all bids, and to award the Contract, if awarded, to the Contractor with the Bid that is determined to be in the best interest and most advantageous to the Owner. /s/ Doug Neibauer Executive Director <u>May 9, 2011</u> Date 5/11, 18 & 25 - 606718

Advertisement for Bids SOUTH CENTRAL REGIONAL WATER DISTRICT 10700 Hwy 1804 North

Bismarck, ND 58503 Address

Separate sealed Bids for the construction of the Strasburg Standpipe, Contract <u>2011-2</u> will be received by the Board of Directors for the South Central Regional Water District (SCWD) at the SCWD office located adjacent to the North Burleigh Water Treatment Plant until <u>1:30</u> P.M. (Local Time) lune 7.2011 and then at said office publicly opened and read aloud.

The scope of WORK generally consists of furnishing and installing a single 244,000 (min) gallon glass-coated bolted steel or bolted stainless steel water storage tank, complete with inlet/outlet piping, overflow discharge piping, foundation, sitework, access road, underdrain, and other appurtenant items. The tank size is 25' diameter by 66' high. The Strasburg Standpipe is located in Emmons County approximately 15 miles west of the City of Strasburg, North Dakota. The OWNER reserves the right to

award the contract, if awarded, based on the type of ground storage tank that is in the best interest of most advantageous to the OWNER.

Contract Documents may be The examined at the office of the South Central Regional Water District, and at the following location(s):

BARTLETT & WEST 3456 East Century Avenue P.O. Box 1077 Bismarck, ND 58502-1077 Telephone (701) 258-1110

Copies of the Contract Documents may be obtained at the issuing office, upon payment of \$75.00 for each set. Check shall be payable to Bartlett & West, Inc. No refunds will be made. All Bids must be made on the "Bid Form"

included as part of these documents. Each BID must be accompanied by

separate envelope containing a copy of a current and valid **North Dakota** Contractor's License (must have been issued at least 10 calendar days before the date of Bid opening) and a **BIDDER's** Bond equal to five percent of the full amount of the BID, executed by the BIDDER as Principal and by a SURETY, conditioned that if the Principal's BID is

Bids by Bidder. Contracts shall be awarded on the basis of the low Bid submitted by a responsible and responsive Bidder deemed most favorable to the City's interest. The Owner will not award a Combined Bid unless it is lower than the combined total of the lowest and best Bids for separate Contracts.

All Bids shall be contained in a sealed envelope plainly marked showing that such envelope contains a Bid for the Project. In addition, the Bidder shall place upon the exterior of such envelope the following information:

I. The Work covered by the Bidder (General Construction).

- The name of the Bidder
- 3. Separate envelope containing Bid Bond
- and a copy of Contractor's License or Renewal Certificate.

A. Acknowledgement of all Addenda. Bids shall be delivered or mailed to: City Auditor, City of Watford City, PO Box 494, 213 2nd Street NE, Watford City, ND 58854.

The City of Watford City reserves the right The City of Wattord City reserves the right to reject any and all Bids, to waive any informality in any Bid, to hold all Bids for a period not to exceed thirty (30) days from the date of opening Bids, and to accept Bid deemed most favorable to the the interest of the City. After the Bid opening the Owner will return Bid Security of all except the three lowest responsible Bidders. When a Contract is awarded, the remaining unsuccessful Bidder's Bonds will be returned.

The Work on the improvements shall be completed and ready for Final Payment no later than November 15, 2011, with intermediate completion dates for critical Work as detailed in the Specifications. Should the Contractor fail to complete the Work within the time required, as set forth in the Agreement, or within such extra time as may have been granted by formal extensions approved by the City and Engineer, there shall be deducted from any amount due him the sum of \$1,000.00 per day as compensation to the City for each day and every day that the completion of the Work is delayed. The Contractor and his surety shall be liable for any excess. Such payment shall be as and for liquidated damages and not as a penalty.

All Bidders are invited to be present at the

To Place a Legal Advertisement Call 355-8816 or Fax 223-0959 or email legals@bismarcktribune.com

PUBLIC NOTICE

CIVIC CENTER REQUESTING BIDS FOR ASSORTED TABLES & CARTS

Separate sealed bids, in duplicate, for assorted tables/carts will be received by Board of City Commissioners, Bismarck, North Dakota, until 3PM Central Standard Time June 7, 2011. The bids must be mailed to or deposited with the Bismarck Civic Center, 315 S 5th Street, Bismarck, North Dakota 58504.

Bid opening will be at 4PM June 7, 2011 at the City/County Building, 1st floor Conference Room at 221 N 5th Street, Bismarck, North Dakota. All bidders are invited to be present at the bid opening. Bids must be submitted in accordance with specifications and conditions therein contained. Bid Specifications can be picked up at the Civic Center Administration Office, 315 S 5th St., Bismarck ND 58504 or can be requested by contacting the Civic Center at 701-355-1370.

If you have any questions, please contact Ron Staiger at 701-355-1381 or 701-220-6555.

5/25 & 31 - 606775

Deadlines	
PUBLISH BY	RECEIVE BY
Mon	Thurs. 12 Noon
Tues	Fri. 12 Noon
Wed	Mon. Noon
Thurs	Mon. 5PM
Friday	Tues. 5PM
Sat	Wed. 12 Noon