# **PUBLIC NOTICE**

# The following storage units will be offered

for sale to satisfy a storage lien that was placed on them. <u>#B2</u> Russ Papke, 107 New Jersey St., ismarck, ND 58504

#E6 Jolene Black Hawk, 6319 East Main Ave. #2, Bismarck, ND 58501 #GR-I Fern Fightstone, I03 W Expressway #14. Bismarck, ND 58504 #7 Valerie Baytosh, 544 N 10th St. #B14, St.

Helen, OR 9705

26,2011.

#45 April Littleghost Trottier, 614 W Sweet Ave #80 Bismarck ND 58504 The sale will take place at the above units at Econ-O-Storage, 1343 Republic, Bismarck, ND 58504, at 10 AM o'clock, on July

Sale is by the unit, and all goods must be removed with-in 24 hours after the sale. Econ-O-Storage reserves the right to reject 7/12 & 19 - 606945

Name, Address and Telephone No. of Attorney R. Jon Fitzner, Bar ID#02708 Lenaburg, Fitzner, Nelson & Hooper, PLLP) 149 4th Street N.E., P.O. Box 330 Valley City, North Dakota 58072 Telephone: (701)845-2701

Attorneys for Personal Representative IN THE DISTRICT COURT OF BURLEIGH COUNTY, STATE OF NORTH DAKOTA

In the Matter of the Estate of David M. Byberg, also known as David Byberg, also known as David Moritz Byberg, Deceased.

Probate No. 08-2011-PR-147 **NOTICE TO CREDITORS** 

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Persona Representative of the above 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 or mailing

of this notice or said claims will be forever barred. Claims must either be presented to Elizabeth A. Dreher, Personal Representative of the estate, at 3750 88th Ave. N.W., P.O. Box 695, New Town, ND 58763 or filed with the Court Dated this 28th day of June, 2011. /s/ Elizabeth A. Dreher

Elizabeth A. Dreher,

Personal Representative

3750 88th Ave. N.W. P.O. Box 695 New Town, ND 58763 First Publication on the 5th day of July, 2011.

(PUBLISH July 5, 12 & 19, 2011) 7/5, 12 & 19 - 606911

Request for Qualifications Facility Master Planning Bismarck Public School District Bismarck Public School District requests statements of qualifications from interested companies with demonstrated

technical and managerial capabilities to ments and Master Planning for the district. The project goal is to prepare a capital improvement plan with a variety of options based upon but not limited to: a) facility modernization, b) enrollment projections, and c) education space programs. The facility summary should address the following: a) quality learning and working environments, b) grade level options that optimize both learning and the use of the district's facilities, c) maximize school and community use of facilities and sites, and d) cost effective solutions for new space and infrastructure.

To receive the Request for Qualifications (RFQ) submittal instructions, please contact the Bismarck Public Schools Director of Facilities and Transportation by either of the following methods: Mail:

Director of Facilities and Transportation Bismarck Public Schools 705 South 9th Street Bismarck, North Dakota 58504 Telephone: 701.323.4500 Fax: 701.323.4505

E-mail: Darin\_Scherr@bismarckschools.org
Questions regarding the content of the
Request for Qualifications submittal
instructions can be directed to the Director of Facilities and Transportation, Darin Scherr (701.323.4500).

Six (6) copies of the completed response must be received no later than 4:00 p.m., Local Time, Friday, August 5, 2011, at the office of the Director of Facilities and Office 5.
Transportation.
7/12 -606934

### NOTICE TO CONTROL TALL GRASS AND WEEDS City of Bismarck 07/12/2011

every person owning, occupying or in charge of any premises, lot or parcel of land to cut, eradicate or control any weeds to prevent their spread or tall grasses if they exceed eight (8) inches in height. 13-03-03. Notice by Publication of Ordinance. It shall be the duty of the

Environmental Health Administrator to cause a notice of the contents of this chapter to be published in the official newspaper of the City once within three days of May I and May I5 and once again within three days of July I and July 15. These publications shall serve as notice to all landowners, occupants or persons in charge of land of the requirements of this chapter. These publications shall also serve as the official notice to property owners to cut tall grass and weeds. Other methods of notification, such as the media and City of Bismarck's website may also be used to notify landowner, occupants or persons in charge to control tall grass and weeds. (Ord. 5487, 03-14-06)

3-03-04. Eradication, Cutting or Control of Weeds and Tall Grasses by the Environmental Health Administrator. At a minimum, all property shall be mowed by June 1, mowed again by July 15 and, if necessary, mowed again by September 1 of each year to comply with the provisions of this chapter. The Environmental Health Administrator may order more frequent cuttings of tall grass and weeds if necessary for compliance with this chapter and such notice may be given in person, via telephone

or by letter.

I. Whenever any person, firm or corporation owning, occupying or in charge of any premises, lot, or parcel of land within the city, shall fail, neglect or refuse to mow the property at least once by June I and again by July 15 of each year in accordance with the provisions of this section or shall fail to eradicate, cut or control weeds or tall grasses within 7 days of receipt of notice from Environmental Administrator, the Environmental Health Administrator shall order the nuisance to be abated by eradicating, cutting or controlling the weeds or tall grasses in a manner as specified by the Environmental Health Administrator, if the Environmental Health Administrator has first complied

the notice requirements of Section 13-03-03. person, firm or corporation notified A person, firm or corporation notified of impending City action may cause the

eradication, cutting or control of weeds or tall grasses at any time before the City eradicates, cuts or controls the weeds or tall grasses located on the property or may appeal the order of the Environmental Health Administrator in writing to the Office of City Administration within five (5) days of receipt of notice or posting of notice from the Environmental Health Administrator to eradicate, cut or control weeds or tall grasses. The appeal shall be heard by the Board of City Commissioners at their next scheduled meeting (Ord. 5487, 03-14-06) 7/12 - 606864

P.O. Box 769 Fort Yates, ND 58538 701-854 -3891 7/8, 9, 11, 12 & 13 - 606920

AUDIT PROPOSAL INFORMATION
Sitting Bull College is seeking proposals for its annual audit to begin with Fiscal Year 2011 which ends June 30, 2011. The proposal will be for the fiscal years of 2010-2011 and 2011-2012.

Sitting Bull College is located at 9299 Highway 24, Fort Yates, ND 58538. Sitting Bull College was established in 1972. It is an entity of the Standing Rock Sioux Tribe.
Sitting Bull College is seeking the services of a certified public accounting firm to provide a comprehensive audit of financial records and activities of all funds whether federal, state, private, public and tribal funds.

Nine (529).

All bids will be submitted to the City Administrator by 3:00 p.m., Tuesday, July 26,

2011. Such work to be completed according to the plans and specifications on

file in the office of the City Administrator.

Bids will be opened at 4:00 p.m., Tuesday,

July 26, 2011, in the office of City Administration.

The proposals must be mailed to or

deposited with the City Administrator and

shall be sealed and endorsed "Proposal for

Construction of Storm Sewer Facilities and

Related Items in Sewer Improvement

District Number Five Hundred Twenty-

The CONTRACTOR shall include a copy of

his license or renewal thereof enclosed in the required bid bond envelope as required

pursuant to Section 43-07-12 of the North

Dakota Century Code, as amended.
Plans and specifications are on file in the

rians and specifications are on file in the office of the City Engineer. Plans may be obtained at the office of the City Engineer, 221 North Fifth Street, P.O. Box 5503, Bismarck, North Dakota 58506-5503,

upon a non-refundable payment of \$75.00

Bids shall be made on the basis of cash

payment for the work to be done. All work

under this advertisement shall be started

on a date to be specified in a written order from the Board of City Commissioners or

not later than August 1, 2011. The major items of work are approximate-

484 linear feet of 18-inch pipe, 1,802 near feet of 24-inch pipe, 315 linear feet of

27-inch pipe, 540 linear feet of 36-inch pipe, 72 linear feet of 42-inch pipe, 9 manholes,

The CONTRACTOR shall be substantially

completed by September 15, 2011, and have

all work fully completed no later than

October I, 2011. If the CONTRACTOR

fails to complete all the work within this

time, or such additional time as has been

granted for excusable delays, there shall be deducted from

be deducted from any money due the CONTRACTOR the sum of Three

Hundred Dollars for each calendar day that

the substantial completion of the work is

delayed. Such deducted amounts shall

be charged as liquidated damages and not

Each bid shall be accompanied by a separate envelope containing a bidder's bond in the

amount of five percent (5%) of the amount of the bid as required by Section 48-01.1-05(3), North Dakota Century Code, as amended, and executed as provided by law.

The Board of City Commissioners reserves the right to hold all bids for a period of

thirty (30) days after the date fixed for the

opening thereof and reject any or all bids

and to waive irregularities whenever it is for

William C. Wocken

City Administrator

the best interest of the City of Bismarck. CITY OF BISMARCK

ADVERTISEMENT FOR BID

Separate sealed Bids, in duplicate, for construction of Youthworks Renovation

and Addition will be received by Lauren

Avenue, Bismarck, ND 58501, until 11:30

A.M., Central Daylight Savings time, July 19, 2011. The bids must be mailed to or

deposited with Lauren Bosch, Director,

Youthworks, 221 West Rosser Avenue,

Bismarck, ND 58501. All bids will be publically opened at 1:15 P.M.

Bids may be submitted as **Single Prime Construction Only**. Bids to include:

I. GENERAL CONSTRUCTION WORK PLUMBING & HEATING WORK

All bids shall be in accordance with

Plans and Specifications as prepared by Architectural Concepts Inc. 122 East Main

Avenue, Suite 202, Bismarck, ND 58501 Phone: 701-255-3057 Fax: 701-255-3062;

CW Structural Engineers and Beazley Engineering, P.C. of Bismarck, North Dakota

and Central Dakota Electrical Consulting of

Copies of drawings and specifications may

be examined at the office of the Owner; the

office of the Architect and the following

Builders Exchanges: Construction Plans

Exchange of Bismarck, Bismarck/Mandan

Exchange, Fargo, Minot, and Dickinson North Dakota Builders Exchanges. Construction Bulletin-CMD, Minneapolis,

F.W. Dodge/Scan, 7600 Park Lawn Av Minneapolis MN – Minnesota Builders

Exchanges.
Bidding Prime Contractors having a curr

and proper class N.D. Contractor's License

may obtain copies of the drawings and

specifications from the office of ACI upon a

deposit of \$100.00. The Prime Contractor,

submitting an unsuccessful bid, upon

returning such set within five (5) days of bid date and in good condition, will be refund-

ed his full deposit. Any Prime Contractor, not submitting a bid, upon returning such

Each bid shall be accompanied by a bidder's bond in the amount of five (5%) percent of

the bid, executed by the bidder as principal and by a Surety Company authorized to do

husiness in this State conditioned that if the

Principal's bid be accepted and the contract

awarded to him, he, within ten (10) days

effect a contract in accordance with the

terms of his bid and furnish Contractor's

Bonds shall be made to Youthworks, Bismarck, North Dakota. Bid Bonds

accompanying proposals must be in a separate envelope from the bid in accordance with Section 48-02-04 of the

North Dakota Century Code.
In compliance with Section 43-07-05 if

the North Dakota Century Code, each contractor submitting a bid shall have a

North Dakota Contractor's license for the

highest amount of their bid with alternates,

and he must state on his bid form the

it was obtained or renewed. A copy of the

current license of certificate of renewal

thereof issued by the Secretary of State

shall be enclosed in the required bid bond envelope. A bid submitted without this

information properly enclosed in the bid bond envelope shall not be read or considered and shall be returned to the

Recording Requirements apply to this

The following information shall be clearly displayed on the outside of the Bidder's

The Owner reserves the right to reject any

or all bids, or parts thereof, and waive any informalities in bidding. The Owner further

reserves the right to hold all legitimate proposals for a period of thirty (30) days

after the date fixed for the opening thereof.

To Place a

Lauren Bosch, Director 6/28, 7/5 & 12 - 606879

I Name and location of Project.

2. Name of the owner.

3. Classification of Work 4. Name and Address of the Bidder.5. Bidder's ND Contractor's License

Number and Class.

Davis Bacon Wage Rates and

number and class of his license, and the

after notice of award, will execute

Performance/Payment Bonds.

set will not receive a refund.

VENTILATION WORK

**ELECTRICAL WORK** 

West Rosser

Dated this 28th day of June, 2011. 7/5 & 12 - 606906

Bosch, Youthworks, 221

14 inlets, and related items

as a penalty.

The audit of the College will be conducted according to accepted and required government auditing standards. The audit is subject to the Governmental Single Audit Act requirements. Total funding to be audited is approximately \$8 million in operating funds and includes

federal, state, and other funding both restricted and unrestricted. There is also approximately \$4 million in construction Federal requirement for completion and submission of the audit is nine months after

the end of the fiscal year. Sitting Bull College

is expecting that the audit be completed at

east by December, 2011. Deadline for proposals is July 31, 2011. For further information, you may contact Ms. Leonica Alkire, Vice President of Finance, at 701-854-8005.

7/5, 6, 12, 13, 19 & 20 - 606895

**Request for Qualifications Architectural Services** 

#### Limestone Envelope Repair, Resealing, and Cleaning North Dakota State Capitol Tower Bismarck, North Dakota The Facility Management Division of the

Office of Management and Budget will receive statements of Qualifications for Architectural Services for the design and construction of Limestone Envelope Repair, Resealing and Cleaning of the North Dakota State Capitol tower located in Bismarck, North Dakota. The project includes resealing the joints

between the limestone panels on 100% of the facade, installing limited supplemental lateral supports, and cleaning the limestone. To receive the Request for Qualifications (RFO) submittal instructions, please contact Ronda Berg by any of the following methods: Telephone: (701) 328-2471 FAX: (701) 328-0121

E-mail: roberg@nd.gov Mail: 600 E. Blvd. Ave. Dept 110 Bismarck, ND 58505-0400 Questions regarding the content

the Request for Qualifications submittal instructions should be directed to Joel Leapaldt, State Facility Planner, at <u>ileapaldt@nd.gov</u>.
Three (3) copies of the completed response must be received no later than 4:00 p.m. CST, Thursday, August 4, 2011 at

the office of: John Boyle, Director Facility Management Division State Capitol, 4th Floor 600 East Boulevard Avenue

INVITATION FOR BID/ IMMINIENT THREAT GRANT STANDING ROCK HOUSING **AUTHORITY** (12 HOMES-EXTERIOR/ INTERIORS)

(HAIL DAMAGE ROOFING

**HOME REPAIR)** 

Bismarck, ND 58505-0400

7/12, 19 & 26 - 606926

**SOLICITATION:** The Standing Rock Housing Authority is soliciting for bids for ROOFING REPAIR/REPLACEMENT & MISC REPAIR WORK, bids must be received no later than July 27th, 2011, at 1:00 p.m. central standard time. Bids received after this time will not be considered. The the Cannon Ball, district. There will be a required pre-bid meeting/site visit to site location. The pre-bid meeting will be held on July 13, 2011 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, IT GRANT-ROOF WORK), NO FACSIMILES WILL BE ACCEPTED. Bids will be submitted by on a lump sum total. Bids must state they will remain open for (60) sixty days.

SCOPE OF WORK: INCLUDES
BUT NOT LIMITED TO THE

### BUT NOT FOLLOWING I. Remove & replace existing roof shingles,

- metal roofing, sheathing and roof accessories, drywall, taping, texturing and painting as specified and determined. 2. Remove & replace all damaged vents.
- covers, roof edge, and gutter apron as specified and determined.
- Remove & replace all gutters, downspouts, siding corners, screens, storm doors, windows and any other accessories as specified and determined. 4. Coordinate with SRHA Inspector any and all question regarding work
- specifications 5. Perform all carpentry as required, debris removal and magnetic clean-up around
- homes and driveways.

  6. Contractor shall furnish complete 1-year
- warranty from closeout.
  All material will be installed per manufacturer specifications.

INDIAN PREFÉRENCE

Lifa 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 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 are allowed to substitute a cashier's check 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 a satisfactory method of security by the successful bidde all as require per the bid documents REJECT any and ALL BIDS: The contract will be awarded to the responsible

bid submitting the lowest bid complying with the conditions of the Invitation for Bid, provided his bid is reasonable and it is to the interest of the Standing Rock Housing authority (SRHA) to accept it. The bidde the award is made will be notified at the earliest practicable date. The SRHA, however, reserves the right to reject any and all bids and to waive any informality in bids received whenever such rejection or waiver is in the interest of the SRHA. Bid documents will can be viewed and picked-up at mandatory pre-bid meeting. Any questions can be director to Mr. Harvey Orcutt, Inspector, for Standing Rock Housing Authority.

Standing Rock Housing Authority

**Legal Advertisement** Wilbur Red Tomahawk, Executive Director Call 355-8816 or Fax 223-0959 or

Envelope:

email legals@bismarcktribune.com

The Board of City Commissioners of the City of Bismarck will receive sealed bids for the construction of storm sewer and related work in Sewer Improvement District Number Five Hundred Twenty-

STATE OF NORTH DAKOTA In the Matter of the Estate of NOTICE IS HEREBY GIVEN that the undersigned has been appointed

IN THE DISTRICT COURT OF BURLEIGH COUNTY,

Dawn Woodley, Deceased. Probate No. 08-2011-PR-145 **NOTICE TO CREDITORS** 

Administrator of the above 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 Evelyn Flemmer, Administrator of the estate, at MELBYE LAW OFFICE, P.O. Box 1136, Dickinson, North Dakota 58602-1136, or filed with the Court. Dated this 29th day of lune, 2011.

/s/ Evelyn Flemmer Evelyn Flemmer, Administrator Diane F. Melbye ND State Bar ID #03680 MELBYE LAW OFFICE 229 First Street West

Post Office Box 1136 Dickinson, North Dakota 58602-1136 Attorney for Administrator First Publication on the 12th day of July, 7/12, 19 & 26 - 606935

Re-advertisement
Proposals previously sent to Standing Rock

Housing Authority must be re-submitted The Standing Rock Housing Authority is seeking proposals for Accounting Software and Services.

The Standing Rock Housing Authority, located in Fort Yates, N.D., is seeking proposals for the following software and

A Microsoft based Financial Software System that includes the following com-

ponents: General Ledger, Budgeting, Payables and Purchase Orders, Bank Reconciliations, Fixed Assets, Payroll and Human Resources, Inventory, Job Costing and Bar Coding. Housing Property Management Software that includes ability to directly input Work Orders, track rent collections, input rent calculations and annual tenant reexamination of income information. and must be fully integrated with all components of the financial software including the inventory modules. The software must be designed to meet the needs of Indian Housing Programs and must integrate directly into the financial

Time-clock Automation integrated to the Financial Software and modules including Payroll and Human Resources.

Software must have Requisition Management capability with Workflows, integrated into the Financial Management Software must be able to accommodate 8 to 10 users at anyone time. The Proposal submitted must include

a schedule of Implementation, Training and Support Services on the above software. Training must include on-site installation and implementation, on-site module training, go live support, ongoing support,

and fee accounting services as requi On going support should include telephone and on-line support services. The Proposal must provide for Fee Accounting Services, including monthly balancing of the general ledger and reconciliation of bank statements at the request of the housing authority. The objective shall be for housing authority staff to be fully trained on the daily and monthly financial management activities and processes so they can work independently with accounting support as requested.

Firms responding must demonstrate experience with financial management of tax credit projects and experience with reporting requirements as well as IRS Regulations governing tax credit projects. The Standing Rock Housing Authority is requesting firms to apply only if they service and support all software and services listed in this specification. The financial software

system proposed must be fully integrated, meaning that work flows automatically across all of the requested modules. Past and current working experience with Indian Housing Authorities is required. The successful firm must have experience with the software and with NAHASDA and

HUD accounting.
All proposals should include a description of the training and services to be provided, a resume of your firm including experience, a detailed itemized statement of work for services proposed, years of experience working with Indian Housing Authorities as well as number of years working with specified software. Bids should also include a minimum of five Indian Housing Authorities to serve as references, all expenses that will be incurred, billing rates and hourly fees, annual software costs, and contact information of a representative of

The Standing Rock Housing Authority shall apply Indian Preference in contracting to this proposal. The Proposals shall be ranked according to the following system of

Experience of Firm with Financial Management of Indian Housing Authorities -10 points. Experience of Firm with Financial

Management of Tax Credit Housing Projects -10 points. Ability of Firm to Provide

Necessary On-Site Support ·10 points. -10 points.
Software Meets Specifications and Needs of the SRHA for Financial

Management Including Fully Integrated Modules - 30 points. Firm Qualifies as Indian Owned or

Operated Entity -15 points. Price of Proposal- 25 points. Please submit your proposal to Standing Rock Housing Authority, Attn: Accounting/Software Proposal, P.O. Box 769, Fort Yates, N.D. 58538. All Proposals must be submitted no later than July 30, 2011. Standing Rock

> CONSTRUCTION BIDS NORTH DAKOTA STATE WATER Owner

Housing Authority reserves the right to reject any or all proposals.

7/12 - 606942

ADVERTISEMENT FOR

900 E. Boulevard Ave. Bismarck, ND 58505 Address parate sealed bids for construction of

OMND Regional Service Area, South
Zap Service Area, Rural Distribution System, Contract 7-9C will be received by the North Dakota State Water Commission (NDSWC), Bismarck, ND until 1:30 P.M., Local Time on the 4th day of August, 2011 where and at which time they will be publicly opened and read The WORK under CONTRACT 7-9C

includes furnishing and installing approximately 143 miles of 6" – 11/2" ASTM D2241 gasketed joint pipe; 304 services; road crossings; railroad crossings; connections to existing pipelines and other related appurtenances. Approximately 10,500 feet of the pipeline route will be located within road right-of-way. The project is located in Mercer County of North Dakota.
Each BID must be accompanied by a 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 the Bid Opening) and a BIDDER's

Security in a sum equal to five percent of

required to comply with the Presidents Executive Order Nos. 11246 as amended, the Copeland "Anti-Kickback" Act, the Clean Air Act, the Federal Water Pollution Control Act, the Byrd Anti-Lobbying Amendment, the Endangered Species Act, as well as complying with other requirements. The requirements for bidders and contractors under these orders are explained in the Bureau of Reclamation (BOR) Supplemental Provisions. timetables and Utilization shall be included in all Federal Federally assisted construction CONTRACTs and subcontracts in excess of \$10,000. The goals are applicable to the CONTRACTOR's aggregate on-site of \$10,000. construction workforce, not merely that part of the workforce that is performing WORK on a Federal or Federally assisted

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 North Dakota State

Bidders are advised that the funding and/or

regulatory agency for this project (in whole

or in part) is the US Bureau of Reclamation

Bidders on this work will be

Water Commission (NDSWC).

contract or subcontract. The goals and timetables for Women and Minorities are available from the United States Department of Agriculture (USDA). Contract Documents are on file at the offices of the North Dakota State Water Commission, and Bartlett & West/AECOM, Bismarck, North Dakota, where they may be seen and examined between the hours of 8:00 A.M. and 4:00 P.M., local time, Monday through Friday. Address of r's office is

**BARTLETT & WEST/AECOM** 3456 East Century Avenue P.O. Box 1077 Bismarck, ND 58502-1077 Telephone: (701) 258-1110 Fax: (701) 258-1111

Digital copies of the PLANS and SPECIFICATIONS (Contract Documents) are available at www.bartwest.com or www.questcdn.com. Bidding documents may be downloaded for \$50.00 by entering the Quest project number 1672826 on the project search page. There will be no refund for this deposit. Please contact QuestCDN.com at 952.233.1632 or info@questcdn.com for assistance with membership registration or questions regarding downloading of the bid package. Optional 11" x 17" paper copies of the Drawings and Specification Books may be obtained from Bartlett & West at the al address upon receipt of a non-refundable deposit of \$100.00 for each set of documents obtained; checks to be payable to Bartlett & West, Inc. No refunds will

The Engineer will furnish to any prospective BIDDER a copy of such Contract Documents upon request. All BIDS will be made on the basis of cash payment for such WORK. The State of North Dakota, acting through the State

Water Commission, reserves the right to select any combination of Base Bid and/or Alternates under which the bids are to be compared and the CONTRACT awarded to reject any and all bids, to consider other factors in selecting the bid which is in the best interest of the State Water Commission, and to waive any and all irregularities in any bid. The OWNER reserves the right to hold all BIDS for a period of sixty-one (61) calendar days after the date of the bid opening to complete financial arrangements Dated this <u>8th</u> day of <u>July</u>, 2011 /s/ Todd Sando, P.E.

Chief Engineer and

North Dakota State Water Commission Bismarck, North Dakota 7/12, 19 & 26 - 606946

#### **BISMARCK BOARD OF CITY COMMISSIONERS UNOFFICIAL MINUTES OF** JUNE 28, 2011

Board of City Commissioners met in regular session on June 28, 2011 with following present: Seminary, Smith, Askvig, Grossman and Warford.

1. The Board of City Commissioners considered approval of minutes of following 2011 meeting dates: June 8 – 10:30 am; June 2011 meeting dates: June 8 – 10:30 am; June 8 – 4:00 pm; June 9 – 9:00 am; June 10 – 9:00 am; June 11 – 9:00 am; June 12 – 9:00 am; June 13 – 9:00 am; June 14 – 9:00 am; June 14 – 9:00 am; June 14 – 5:15 pm; June 15 – 9:00 am; June 16 – 9:00 am; June 17 – 9:00 am; June 18 – 8:00 am; June 19 – 9:00 am; June 20 – 9:00 am. Askvig moved to approve minutes. Smith seconded. All members voted Aye. Motion carried.

2. CONSENT AGENDA A. Approve vouchers 1017692 to 1018154. B. Personnel actions. C. Renew Eagle's Club site authorization - July 1, 2011 to June 30, 2012. D. Approve bonds and contracts for: Street Improvement District 433B, relating to widening of intersection of Bismarck Expwy and South 7th St (Mariner Expwy and South 7th St (Mariner Construction, Inc.); Street Improvement District 434 (Don's Electric). E. Sewer Improvement District 529 requests: Resolution Creating District/Ordering Preparation of Preliminary Engineering Reports; Resolution Approving Preliminary Reports/Directing Preparation of Plans and Specifications; Resolution Approving Plans and Specifications; Authorization to Advertise and Receive Bids F. Engineering Dept: MedCenter One request for Encroachment and Waiver Agreement; Request from Montana-Dakota Utilities Midcontinent Cable, Capital Electric and Qwest for Utility Easement; Request for approval of budgets for Units No. 1 & 3, and Unit 2, Street Improvement District 439; Request to amend Preliminary Report, Resolution Approving Plans and Specifications, and Resolution of Necessity to include street lighting for Street Improvement District 443. G. Community Development Dept: Corrective Ordinance No. 5807, correcting zoning change for Horizon Heights 5th Addition; Reappoint Ken Heier to Board of Adjustment for three year term. H. Appoint Greg Vetter to Vision Fund Committee. I. Call for public hearing: Ord 5833 to 5837 - water and sewer trunk line fees, water and sewer main charges and storm water charges to be assessed to benefiting property that was outside city limits at time of construction; Ord 5838 prohibition of texting while driving; Ord 5839 - classes of retail licenses. Grossman moved to approve consent agenda. Askvig seconded. All members voted Aye. Motion REGULAR AGENDA Seminary removed himself from table for

Senimary tended initiate in following agenda item.

3. PUBLIC HEARING: Ord 5830 - annexation of part of Horizon Heights 5th Addition. Kim Lee, Community Development Planning Manager, provided

background information from staff report No written or oral protests. Askvig moved to approve ordinance. Smith seconded. All members present voted Aye. Motion carried. Seminary was absent and not voting. Seminary rejoined the table. 4. PUBLIC HEARING relating to Meadow Lark Hill 2nd Addition Replat: Ord 5831 -

sion final plat. Seminary seconded.All members voted Aye. Motion carried. 5. Renaissance Zone Authority: Jason Tomanek, Planner, stated Renaissance Zone Authority recommended approval of designation of new construction at 100 W Broadway by Pine Properties, LLC, as Renaissance Zone project. Grossman moved to approve request. Askvig

Seminary, Askvig, and Grossman. Nayes: Smith and Warford, motion carried. Grossman moved to approve new construction as Renaissance Zone project, requested by Pine Properties, LLC, for building at 100 W Broadway Ave and

\$33,656.73. Grossman seconded. All members voted Aye. Motion carried. 7. Utility Ops Dept: a) Contract with U.S. Geological Survey for Wachter Avenue StormWater Channel Monitoring Seminary moved to approve request. Askvig seconded. All members voted Aye. Motion carried. b) Approval to request Exclusion Zone for Horizontal Collector Well. Askvig

Safety and Bridge Replacement Program for incorporation into 2012-2015 State Transportation Plan (STIP) for NDDOT. Seminary moved to approve request. Askvig seconded. All members voted Aye. Motion 10. City Attorney: Bids for Liability, Auto and Equipment Insurance Program.
Charlie Whitman, City Attorney, said two

Urban Roads, Transportation Enhancement,

Staff recommends giving them both four year terms and order of terms will be decided with coin toss. Askvig moved to approve request. Seminary seconded. All members voted Aye. Motion carried.

9. Service Ops Department: Bids for poles fixtures and installation of white way lighting along Broadway Avenue, from First Street North to Third Street North.

for \$91,230. Smith seconded. All members voted Aye. Motion carried.

11. General discussion relating to discretionary spending in 2011 and future budgets. The Board discussed this topic but took no action.

topic but the Board took no action. Addendum Items:

Commissioner Grossman has agreed to chair this group. He will ask key people from Finance, Legal, Fire and Administration departments to staff committee and will be convened in near future to prepare

recommendations to Board regarding financing of city flood efforts. Board took Installation of flood barrier along about 400 feet of Riverwood Drive, leff Heintz, Public Works Service Ops Director, said he visited with Corps of Engineers today regarding this. He said with water forecast going down and cfs releases being reduced, water is being held adequately with what is in place right now. Staff feels city should not

install that barrier and save that money. Board took no action. Directing staff to continue review of waters impounded by Tavis Road. Bill Wocken, City Administrator, said this was discussed at special meeting held June 23, 2011. Due to changing conditions, staff

wishes to continue to monitor that area and come back before Board if there are any changes that require addressing. Board took no action.

13. Ongoing project agenda.

Grossman said he wished to talk about mosquito spraying because he's been asked by citizens what city will be doing because increased water levels. City staff is adulticiding golf courses, parks, special event places, any places that are accessible. They have also invaded some stagnant waters that are accessible. Some areas, including

levees and others too wet to get to, such as Pioneer Park and Riverwood Golf Course. Mel Fischer, Environmental Health Administrator, has proposed to State Health Dept an inquiry about spraying by airplane which isn't as effective as other methods but may have some significant benefit and is waiting to hear back from them. Grossman wants public to know they are pursuing it but he thinks it will be a bad year for mosquitos. Having completed the agenda, the meeting was declared adjourned at 6:23 p.m.
Payroll Checks by Fund - June 24, 2011:
General Fund - 681,645.28; Library Fund -41,083.01; Roads & Streets / Street Lights / Fleet Services Fund - 100,994.80; Government Grants & Activities Fund -125,243.76; Airport / Flightline Fund - 41,972.89; Civic Center - 35,121.96; Solid

Waste Utility Fund - 64,486.97; Water & Sewer Utility Fund - 107,715.77; Pension / Trust Fund - 5 407 55 Accounts Payable Checks by Fund - June 28 2011: General Fund - 319,350.30; E/H Transit System Fund - 194,046.05; Library Fund - 17.957.76: Roads & Streets / Street Lights / Fleet Services Fund - 122,404.00; Northern Plains Commerce - 7,083.78; Hotel/Motel Tax - 48,728.85; Vision Fund -496,752.00; Social Security Tax Fund 56,626.81; Special Deficiency / Revolving Fund - 431,686.16; Government Grants & Activities Fund - 1,329,526.04; Capital Projects Fund - 808,139.46; Airport / Flightline Fund - 39,813.57; Civic Center

73,637.88; Solid Waste Utility Fund 30,067.27; Water & Sewer Utility Fund 216,706.42; Commercial Property - 1,186.84; Insurance Fund - 99,434.12; Pension / Trust Fund - 28,275.81 7/12 - 606943

**Deadlines** 

**PUBLISH BY RECEIVE BY** 

Mon. . . . . . . Thurs. I2 Noon

Tues..... Fri. 12 Noon zoning change from RT-Residential zoning district to CG-Commercial zoning district; Approval of minor subdivision final plat. Kim Lee, Community Development Planning Manager, provided background information from staff report. No written or oral protests. Grossman moved to approve the ordinance and minor subdivi-

Wed..... Mon. Noon Thurs..... Mon. 5PM Friday ..... Tues. 5PM Sat. . . . . . . . . . Wed. I 2 Noon

seconded Seminary moved to amend Grossman's motion so applicant is responsible for paying current property tax on that property, approximately \$13,000 each year for five years. Grossman seconded. Ayes:

amended so applicant is responsible for paying current property tax on that property, approximately \$13,000 each year for five years. Askvig seconded. All members voted Aye. Motion carried. voted Aye. Plotion Carried.

6. Civic Center: request for table replacement. Charlie Jeske, Civic Center General Manager, presented bid received: Mity-Lite - 33,656,73. Expense line item under Repair/Maintenance – Equipment. Askvig moved to award bid to Mity-Lite for

moved to approve request. Seminary seconded. All members voted Aye. Motion carried. 8. Engineering Dept: Approval of 2012-2015

proposals received from Bain Agency and Kramer Agency. Eight years ago, both agencies received four year terms because they were both deemed qualified and there wasn't really way to choose between them.

Street North to Third Street North.

Jeff Heintz, Public Works Service
Operations Director, presented bids
received for Decorative Light Standards:
Graybar Electric - 91,230; Border States
Electric - 97,645. Askvig moved to award
bid to Graybar Electric for Light Standards;
for \$91,230. Swith recorded All members

Mr. Heintz said bids received for Decorative Luminaires were: Graybar Electric - 39,266; Border States Electric - 52,705. Grossman moved to award bid to Graybar Electric for Decorative Luminaires for \$39,266. Askvig seconded. All members voted Aye. Motion

12. Discussion of parking for campers and RV's. The Board and staff discussed this

Appointment of Flood Recovery Finance Team. Bill Wocken, City Administrator, said