

**NOTICE OF PUBLIC HEARING  
CLEAN WATER STATE  
REVOLVING LOAN FUND  
DRAFT FISCAL YEAR 2018  
INTENDED USE PLAN AND PROJECT  
PRIORITY LIST NORTH DAKOTA  
DEPARTMENT OF HEALTH**

Notice is hereby given that the North Dakota Department of Health (NDDoH) will hold a public hearing at 11:00 a.m. on February 15, 2018, at the Environmental Training Center, 2639 East Main Avenue, Bismarck, North Dakota. The purpose of the hearing will be to present and receive comments on the draft fiscal year 2018 Intended Use Plan and Project Priority List developed by the NDDoH as part of the Clean Water State Revolving Loan Fund (CWSRF) Program. The CWSRF Program was established by the Clean Water Act (CWA) Amendments of 1987 to help communities finance the costs of wastewater treatment and other water pollution control improvements needed to achieve or maintain CWA compliance. All interested parties are invited to appear and present comments. Written comments also may be mailed to the North Dakota Department of Health, Division of Municipal Facilities, 918 East Divide Avenue, 3rd Floor, Bismarck, ND 58501-1947, or emailed to [SFR@nd.gov](mailto:SFR@nd.gov). Comments must be received by February 22, 2018 to be considered.

Copies of the Project Priority List and Intended Use Plan are available upon request by writing to the above address or by calling 701.328.5211. The draft Intended Use Plan and Priority List are available for viewing at <https://deq.nd.gov/MF/>.

If you plan to attend the public hearing and need special facilities or assistance relating to a disability, please contact the division at the above telephone number or address at least one day prior to the hearing.  
Dated this 30th day of January 2018.  
David J. Bruschwein, PE  
Director  
Division of Municipal Facilities  
2/5 - 20924241

**Request for Proposal  
Project Management**

Elbowoods Memorial Health Center is seeking proposals from qualified firms for CONSTRUCTION MANAGER AT RISK (CMAR) SERVICES.

The deadline for receipt of sealed proposals is: February 16, 2018. Sealed proposals must be received by this deadline at the following location:

Elbowoods Memorial Health Center  
c/o Kathryn R. Eagle-Williams, CEO  
1058 College Drive  
New Town, ND 58763

Any proposal received after the date and time listed above will be returned and will not be considered.

For the actual RFP please request via email Ronald Rabbithead at [Ronald.rabbithead@ihs.gov](mailto:Ronald.rabbithead@ihs.gov)

For more information pertaining to this Request for Proposal (RFP) must be communicated in writing and be received via email by February 16, 2018 at 5:00 PM (CST).

Copies of the Request for Proposal, questions and answers, and any related documents are available on Website:

<http://www.elbowoodshealth.com/>  
1/26, 27, 29, 30, 31, 2/1, 2, 3, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 19 - 20923173

**PUBLIC NOTICE**

**REQUEST FOR PROPOSALS –  
GROUP VOLUNTARY DENTAL PLAN  
NORTH DAKOTA PUBLIC EMPLOYEES  
RETIREMENT SYSTEM  
GROUP DENTAL INSURANCE PLAN**

On February 1, 2018, the North Dakota Public Employees Retirement System extended an invitation for all eligible vendors to submit completed Request for Proposals to provide group voluntary dental plan services for PERS members. The detailed requirements are contained in the Request for Proposal and can be found on the PERS website at:

<https://ndpers.nd.gov/about/bid-opportunities/>

The website contains the RFP and other important information. Bidders should regularly check the site for updates. Proposals must be submitted no later than 5:00 p.m. on Friday, March 30, 2018. Questions concerning the RFP shall be directed by e-mail to Mr. Bryan Reinhardt at [breinhar@nd.gov](mailto:breinhar@nd.gov) by February 24, 2018.

2/5 - 20924066

**To Place a Legal Advertisement**

Call 355-8816, Fax 223-0959, or email: [legals@bismarcktribune.com](mailto:legals@bismarcktribune.com)

**STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH  
IN DISTRICT COURT  
SOUTH CENTRAL JUDICIAL DISTRICT  
IN THE MATTER OF THE ESTATE OF  
HAROLD F. BRUSCHWEIN, DECEASED  
Civil No. 08-2018-PR-00026**

**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 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 David J. Bruschwein, personal representative of the estate, and his attorney, Brian L. Bergeson, at PO Box 2196, Bismarck, ND 58502-2196 or filed with the Court.

Dated this 31st day of January, 2018.

/s/David J. Bruschwein  
David J. Bruschwein,  
Personal Representative  
Brian L. Bergeson (ID #05780)  
GEIERMANN BERGESON  
& GULER LAW OFFICES, P.C.  
425 North 5th St., Box 2196  
Bismarck, ND 58502-2196  
(701) 223-1986  
bbergeson@gbg-lawoffice.com  
Attorney for Personal Representative  
2/5, 12 & 19 - 20924386

**NORTH DAKOTA STATE ENGINEER  
NOTICE OF HEARING CONCERNING  
FORFEITURE PROCEEDINGS ON  
WATER PERMIT NO. 3106**

Please take notice that under N.D.C.C. § 61-04-24, a hearing concerning forfeiture proceedings on Water Permit No. 3106 will be held by the State Engineer on February 27, 2018, at 9:30 a.m. at the Office of the State Engineer, 900 East Boulevard, Bismarck, ND. The hearing will give the permit holder, the owners of land benefited by the appropriation or works, and other interested parties whose rights to use water may be affected by a cancellation of the appropriation an opportunity to show cause why the appropriation, or a portion thereof, should not be canceled.

The water permit that is the subject of this hearing is:

**Water Permit No. 3106.**  
1. A conditional water permit assigned to Myron A. Rogstad, Bismarck, ND, on September 17, 2004, to appropriate 104.8 acre-feet of water annually, at a pumping rate of 1,240 gallons per minute, from an unnamed tributary to the Missouri River for irrigation purposes.

2. The priority date is March 6, 1978.  
3. The points of diversion are located in the NE/4 and SE/4 of Section 29, Township 137 North, Range 78 West, Burleigh County, ND.

4. The land to be irrigated is 198.8 acres located in Section 29, Township 137 North, Range 78 West, Burleigh County, ND.

Forfeiture proceedings have been initiated against this permit because the water is no longer being beneficially used for irrigation purposes.

TAKE NOTICE FURTHER that if no individual appears at the hearing or files a written protest by the hearing date, the water permit or portion thereof will be declared forfeited and canceled. If interested parties appear and contest the cancellation, the State Engineer will hear the evidence and if it appears that the water has not been put to a beneficial use or, having been so used at one time, has ceased to be used for such purposes for more than three years, unless the failure or cessation of use was due to the unavailability of water, a justifiable inability to complete the works, or other good and sufficient cause, the same, or a portion thereof, will be declared forfeited and canceled.

Individuals who need accommodations to participate in the hearing can contact the Office of the State Engineer, 900 East Blvd., Bismarck, ND 58505, 701-328-4941, or ND Relay TYY 800-366-6888.

Dated January 25, 2018.  
STATE OF NORTH DAKOTA  
By: /s/Garland Erbele  
Garland Erbele, P.E.  
State Engineer  
1/29 & 2/5 - 20923560

**ADVERTISEMENT FOR BIDS**

Notice is hereby given that sealed bids for the Bismarck Parks and Recreation District – Haaland Field Restroom Concessions Building, 2800 South 12th Street, Bismarck, ND will be received at Bismarck Parks & Recreation District at the Office of Mr. Randy Bina, Executive Director, Bismarck Parks & Recreation District, 400 East Front Avenue, Bismarck, North Dakota 58504, until Tuesday, February 20, 2018 at 1:30 PM (local time). All bids shall be sealed

and endorsed "BPRD – Haaland Field Restroom Concessions Building". The Owner will consider separate prime bids for General, Mechanical and Electrical Construction. All bids received after the scheduled time will be returned to the bidder unopened.

The project consists of a new 1,140 sq concession/restroom building, consisting of a masonry walled structure with wood truss roof, drain field and related mechanical and electrical work, as indicated and specified in the contract documents.

Contractors desiring to submit a bid may obtain an electronic (PDF) copy of the contract documents from Ritterbush-Ellig-Hulsing P.C. Architects, 711 Riverwood Dr., Suite 1, Bismarck, ND 58504-6220. Attn: Jeff Feist

The project drawings and specifications will also be on file at the following Builder's Exchanges: Bismarck-Mandan Builders Exchange; Construction Plans Exchange, Bismarck, ND; Fargo-Moorhead Builders Exchange, Fargo, ND; Minot Builders Exchange, Minot, ND; Construction Industry Center, Rapid City, SD; Minnesota Builders Exchange, Minneapolis, MN; Dodge Data & Analytics, Hot Springs, AR and CMD Group, Norcross, GA.

Each bid shall be submitted in duplicated copy and enclosed in a sealed opaque envelope upon which there is disclosed the necessary information as required by the Supplementary Instructions to Bidders.

Each bid shall be accompanied by a separate sealed opaque envelope containing a Bidder's bond payable to Bismarck Parks and Recreation District and executed by the Bidder as principal and by a surety company authorized to do business in North Dakota, in a sum equal to five percent (5%) of the Bidder's highest total bid combination, including all add alternates to the bid items, conditioned that if Bidder's proposal be accepted and the contract awarded, that the bidder within ten (10) days after notice of such award, will effect and execute a contract in accordance with the terms of the bid and bid bond as required by law and the regulations and determinations of the Owner. AIA Document A310, Bid Bond should be used to execute the bid guarantee.

In compliance with Section 43-07-12 of the North Dakota Century Code, each contractor submitting a bid must have a copy of his North Dakota Contractor's License or certificate of renewal thereof issued by the Secretary of State enclosed in the bid bond envelope; must be licensed for the highest amount of the total bid combination including add alternates; and such license must have been in effect at least ten (10) days prior to the date of the bid opening.

No bid will be read or considered which does not fully comply with the provisions herein as to bonds and licenses, and any deficient bid submitted will be resealed and returned to the Bidder immediately.

The Owner reserves the right to hold all legitimate bids for a period of forty-five (45) days after the date fixed for the opening thereof. The Owner further reserves the right to reject any and all bids or portions thereof and to waive irregularities and the Owner shall incur no legal liability for the payment of any monies until the contract is awarded and approved by the proper authorities. The successful Bidder will be required to furnish a Performance-Payment Bond. Dated this 30th day of January 2018.

/s/ Randy Bina  
Randy Bina, Executive Director  
Bismarck Parks and  
Recreation District  
400 East Front Avenue  
Bismarck, North Dakota 58504  
1/29, 2/5 & 12 - 20923376

**SECTION 00 1113 -  
ADVERTISEMENT FOR BIDS**

**Bismarck Century High School  
East Addition and Renovation  
BISMARCK, NORTH DAKOTA**

Owner: Bismarck Public Schools  
Sealed proposals for Construction of the BPS Century High School Addition and Renovation Project will be received by the Owner to the attention of Mr. Darin Scherr, BPS Business and Operations Manager at the Bismarck Public Schools Facilities and Transportation Office, 705 South 9th Street, Bismarck, ND 58504, until

1:00 PM local time on Thursday, March 1st, 2018, bids will be opened and read aloud in the same location at 3:00 PM.

Bids are to be submitted as Multiple Prime Construction. Bids to include:

1. General Construction
2. Plumbing Construction

3. HVAC Construction
  4. Electrical Construction
  5. HVAC Testing and Balancing Work
- The Information to Bidders, Form of Bid, Form of Contract, Form of Performance-Payment Bond, Drawings, Specifications, addenda, and other contract documents as prepared by JLG Architects, CW Structural Engineers, Swenson, Hagen & Company, KFI Engineering, and Prairie Engineering, Inc. may be examined at the following places: The office of JLG Architects, Bismarck, North Dakota; the Builders Exchanges in Fargo-Moorhead, Grand Forks, Bismarck-Mandan, Bismarck, Minot, and Dickinson, North Dakota; Aberdeen, Rapid City, and Sioux Falls, South Dakota; Billings, Montana; Construction Connect, Reed Construction Data; and McGraw Hill/FWDodge.

Prime bidders may obtain copies at the offices of JLG Architects, located at 416 E. Main Ave, Bismarck, ND upon payment of \$100.00 for each set. Any unsuccessful bidder, upon returning such in good condition within 15 days after the bid opening, will be refunded their deposit.

Each bid must be accompanied by a separate envelope containing the contractor's license and bid security. The bid security must be in a sum equal to five percent of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be 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 ten days after notice of the award, shall execute a contract in accordance with the terms of the bid, the bid bond, and any conditions of the governing body. Bids shall comply with North Dakota Century Code Chapter §48-01.2 as amended. If a successful bidder does not execute a contract within the time allowed, the bidder's bond shall be forfeited to the governing body and the project awarded to the next lowest responsible bidder.

No bidder may withdraw their bid within 60 days after the actual date of the opening thereof. The Bid Bond of the three lowest Bidders for each contract will be retained until the contract has been awarded and executed, but no longer than sixty (60) days after the date of the Bid.

All Bidders shall hold a valid North Dakota Contractor's license of the proper class for the full amount of the bid as required by North Dakota Law Sections §43-07-05 and §43-07-12 and shall enclose a copy of the license or Certificate of Renewal of the license in the same envelope as the Bidder's Bond. A Contractor shall be the holder of a license at least ten days prior to the date set for receiving Bids to be a qualified Bidder.

No bid will be read or considered which does not fully comply with the above requirements as to bond and licenses, and any deficient bid submitted must be resealed and returned to the bidder immediately.

Bids shall be in accordance with and submitted on the Bid form supplied within the Bid Documents. Failure to do so may result in rejection of the Bid. The Owner reserves the right to reject any and all bids and to waive any formalities therein, and rebid the project until a satisfactory bid is received.

The successful Bidder will be required at the time the contract is executed to provide a certificate from and by the office of the State Tax Commissioner showing that all taxes due and owing to the State of North Dakota have been paid, Workers' Compensation Insurance Certificate, Certificate of Insurance to include North Dakota Stop Gap coverage, "Builder's Risk coverage", Company Safety Manual, North Dakota University System Performance and Payment Bond and Waiver of Subrogation.

A Pre-Bid Conference will be held at the site on Thursday, February 15th, 2018, at 10:00 AM local time. Attendance at this Pre-Bid Conference is NOT mandatory.

Advertisement Dates: February 5th, 12th & 19th

**BY Mr. Darin Scherr**  
BPS Business and Operations  
Manager  
July 14th, 2017

**END OF SECTION**  
2/5, 12 & 19 - 20924016

**UPDATED DEADLINES**

PUBLISHED BY	RECEIVE BY
Mon. ....	Thurs. 12 Noon
Tue. ....	Fri. 12 Noon
Wed. ....	Fri. 5PM
Thurs. ....	Mon. Noon
Friday ....	Tues. Noon
Sat. ....	Wed. 12 Noon

\*Early Deadlines For Holidays.