Lincoln Storage at 6770 Sterling Drive will auction off two units for non-payment, Unit #137 and Unit #235 on Feb. 24, 2018 at 10:00 a.m. 2/9 & 16 - 20924982

2018 STUMP REMOVAL CONTRACT City of Bismarck Forestry Division

Quotes for stump removal during the calendar year 2018 will be received in the City of Bismarck Forestry office until Thursday, March 1, 2018, at 10:00 a.m. The stumps are located in the boulevard area at different locations and addresses throughout Bismarck. Call the Forestry office at 355-1733 for "Stump Removal Specifications" and "Request for Quotes" forms. Mail or deliver "Requests for Quotes" form in a sealed envelope marked "2018 Stump Removal Quotes" to:

Bismarck Forestry Division 601 S 26th St

PO Box 5503

Bismarck ND 58506-5503

Quotes will be opened at 10:30 a.m. Thursday, March 1, 2018 in the Conference Room of the Public Works building at 601 S 26th Street, Bismarck, North Delete North Dakota

2/9 & 16 - 20924931

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 <u>Ronald.</u> rabbithead@ihs.gov

For more information pertaining to this 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

Name, address and telephone no. of attorney:
Clark J. Bormann (ID# 04655))
BORMANN, MYERCHIN &) ESPESETH, LLP)
P.O. Box 995
Bismarck, ND 58502-0995) (701) 250-8968)
cbormann@bmellp.com)
Attorneys for Personal Representative) In the matter of the Estate of
James W. Hildebrand, a/k/a
James William Hildebrand, Deceased. Probate No. 08-2018-PR-00032
NOTICE TO CREDITORS
IN THE DISTRICT COURT OF

BURLEIGH COUNTY

STATE OF NORTH DAKOTA NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above estate. Pursuant to N.D.C.C. § 30.1-19-01, all persons having claims against the said deceased are required to present their claims within three (3) months 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 Connie Marie Hildebrand, Personal Representative, 421 E. Brandon Drive, Bismarck, ND 58503; Bormann, Myerchin & Espeseth, LLP, Attorneys for Personal Representative, P.O. Box 995, Bismarck, ND 58502-0995; or filed with the Clerk of District Court, P.O. Box 1055, Bismarck, ND 58502-1055. Dated 02-09-18.

/s/ Connie Marie Hildebrand, PR Connie Marie Hildebrand First Publication 02-16-18.

2/16, 23 & 3/2 - 20925528

PUBLIC HEARING NOTICE Notice is hereby given that the Bismarck Planning & Zoning Commission will hold public hearings on Wednesday, February 28, 2018, at 5:00 p.m. in the Tom Baker Meeting Room, City-County Building, 221 North 5th Street, Bismarck, North Datata the cansider the following items: Dakota, to consider the following items:
 Request of First International Bank and Trust for approval of a major PUD amendment for Lot 1, Block 1,

IN DISTRICT COURT. BURLEIGH COUNTY, NORTH DAKOTA Gate City Bank, Plaintiff,

VS. Steve R. Carlson and Holly L. Carlson, husband and wife; any other person in possession: Capital Credit Union; State of North Dakota acting through the Office of the State Tax Commissioner; and United) States of America acting through the Internal Revenue Service; Defendants.

Civil No. 08-2017-CV-01479

NOTICE OF EXECUTION SALE NOTICE IS HEREBY GIVEN, that by virtue of a judgment and decree of foreclosure rendered and given in the District Court in and for the County of Burleigh, North Dakota, South Central Judicial District, entered and docketed in the Office of the Clerk of said Court on November 28, 2017, in an action wherein Gate City Bank was Plaintiff and Steve R. Carlson and Holly L. Carlson, husband and wife; any other person in possession; Capital Credit Union; State of North Dakota acting through the Office of the State Tax Commissioner; and Internal Revenue Service, an Agency of the United States of America were the Defendants; on which day it was adjudged that there was due and owing the Plaintiff from the Defendants, Steve R. Carlson and Holly L. Carlson, husband and wife; together with costs and disbursements of said action, the sum of \$95,732.92, and by virtue of a Special Execution issued to me by the Clerk of said Court, I will sell the real property described in said judgment and hereafter described to the highest bidder for cash at public auction at the front door of the Courthouse in the Citv of Bismarck, County of Burleigh, North Dakota, on February 28, 2018, at the hour of 1:15 p.m. of that day to satisfy the amount due with accrued costs and interest at the date of sale, or so much thereof as the proceeds of said sale

applicable thereto will satisfy. The premises to be sold as aforesaid are situated in the County of Burleigh. State of North Dakota, and are more

particularly described as follows: Lot 10, Block 2, Fort Lincoln Estates Subdivision Number One to the City of Lincoln, Burleigh County, North

(Street Address: 20 Carlin Drive, Lincoln, ND 58504)

Dated at Bismarck, North Dakota, this
16th day of January, 2018.
/s/Pat Heinert
Pat Heinert
Sheriff of Burleigh County,
North Dakota
By: Deputy Troy A. Fleck,
Deputy Sheriff
Dean A. Rindy ND ID# 04206
Attorney for Plaintiff
720 Main Avenue
Fargo, ND 58103
701.235.8000
dean@okeeffeattorneys.com
2/2, 9 & 16 - 20923080

REQUEST FOR SERVICES:

ARCHITECT/ENGINEER The Turtle Mountain Community College (TMCC) is soliciting Architectural/ Engineering

proposals for the renovation of the HVAC in Welding Labratories. The project is subject to local TERO ordinance.

TERO LAWS APPLY Section: 32.0501 of the TERO ordinance requires every contractor, subcontractor or business entity with negotiated contract of \$10,000.00 including all change orders or more shall pay onetime fee of 3% of the total amount of the contract. The fees will be paid in full when receiving first progress payment, or within 45 days from date of award. This ordinance shall also apply, but not limited to the following categories of contractors, subcontractors or employers: Construction Contractors, manufacturer of suppliers. 3% will also apply to Professional services, A/E Firms, Consultants and Legal Services regardless of dollar amount.

Section:32.0408 of the TERO ordinance requires every employer shall give preference in the award of any contract or subcontract to Indian-Owned Businesses. 10% preference will be given to qualified Indian-Owned Businesses located in Rolette County. Section: 32.0503 of TERO ordinance requires that any person employer, or vendors doing business in the reservation shall be required to obtain and maintain in force a tribal business license before any work will commerce. The general scope of the A/E services

includes site master planning in consultation with TMCC, preparation of design and construction documents, cost estimates, bidding and award, and oversight of construction services.

PUBLIC NOTICE

REPLACEMENT, and incidental items as described in the contract documents which are now on file with the Public Works Utility Department. Bids will be publicly opened and reviewed at 4:00 p.m. CDT March 6, 2018 at the First Floor Conference Room, City/County Building, 221 North 5th Street, Bismarck, ND

The work consists of all labor, skill, and materials required to properly provide improvements to the 14 gravity filters generally described as: One (1) Contract - All Construction

(lump sum):

Removal, hauling, and disposal of all existing anthracite and sand media. Purchasing, shipping, storing, placement, cleaning, and disinfection of new media. The media consists of approximately 247 cubic yards of sand and 461 cubic yards of anthracite. Instructions, replacement, and details are provided in the bidding documents.

accuments. Electronic copies of the contract documents may be obtained from Bismarck Public Works, 601 South 26th Street, Bismarck, ND 58504. Contact Kim Bohrer at 701.355.1739 or kbohrer@bismarcknd.gov for assistance. Bidder accepts all responsibility for obtaining hard copies and is accountable

for all work in 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 Bismarck, 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 bidder, within fifteen (15) days after notice of award, will execute and effect a contract in accordance with the terms of the 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.

All bidders must be licensed for the highest amount of their bid, as provided by Section 43-07-05 of the North Dakota Century Code. Cost of preparation of bids is 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. 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: 1. BID for "Project Name." 2. The name of the bidder.

3. Acknowledgement of all Addenda

through

4. Separate envelope containing bid bond, a copy of contractor's license or renewal certificate, and any additional materials identified in the industrutions to bidder

any additional materials identified in the instructions to bidders. Bids shall be delivered to: Office of City Administrator, City/County Building, 221 North 5th Street, Bismarck, ND, or mailed to: Office of City Administrator, PO Box 5503, Bismarck, ND 58506-5503. Bidder shall assume all risk for timing of delivery method

The 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-one (31) days from the date of opening bids, and to accept the bid deemed most favorable to 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

bidders' bonds will be returned. The work on all improvements shall be completed and ready for final payment no later than July 31, 2018, with a May 11, 2018 milestone set forth in the bidding documents. 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 of time approved by the City and engineer, there shall be deducted from any amount due him the sum of \$500.00 per day as compensation to the City for each day and every day that the completion of the milestone, substantial, and final 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 public opening of the bids. Dated this 9th day of February, 2018. Publish: 2.9.18, 2.16.18, and 2.23.18.

copy of which is on file and available for inspection in the office of the Burleigh County Auditor/Treasurer:

Motion by Comm. Jones, 2nd by Comm. Schonert, to approve the Shipman, Jenness/Broten, Rivinius, Glasser, Conlon, Mund, Frank, LeClerc, Bohrer, Wagner, St Peter, and Krueger abatements as requested. All members present voted "AYE." Motion carried.

Motion by Comm. Jones, 2nd by Comm. Schonert, to deny the 2015 Wal-Mart Real Estate Trust, Sam's Real Estate Trust, & Menards, Inc. abatements as the property value is equitable and just when compared with other similar properties within Bismarck and the surrounding area. All members present voted "AYE." Motion carried.

County Engineer Hall appeared regarding authorization to advertise for bids for: Painted Pavement Markings, Furnishing Concrete and Metal Culverts, Crushing of Gravel, Township Gravel Hauling, Dust Control, and Chip Seal projects; and authorization to advertise for bids for Haying and Grazing of County Property. Motion by Comm. Jones, 2nd by Comm. Schonert, to authorize the advertisement of bids for: Painted Pavement Markings, Furnishing Concrete and Metal Culverts Crushing of Gravel, Township Gravel Hauling, Dust Control, and Chip Seal projects. All members present voted "AYE." Motion carried. Motion carried.

Motion by Comm. Jones, 2nd by Comm. Schonert, to authorize the advertisement of bids for Haying and Grazing of County Property with the addition of a 10% deposit requirement and an option for three (3) years, all subject to State's Attorney review and approval. All members present voted "AYE." Motion carried.

Sheriff Heinert appeared and presented the Burleigh/Morton Detention Center report for the month of December. Heinert noted the average daily inmate count was 256 and the total booking for the month was 741. Heinert stated the total billed revenue for the month of December was \$123,643. Heinert noted there are currently 286 individuals utilizing the 24/7 testing program on a daily basis, with 91 on the drug patch, 130 on the ankle bracelet, and 41 on two-a-day breath tests with 24 individuals testing in other counties. Communications Director Dannenfelzer

appeared regarding authorization to purchase and finance Public Safety Software for CenCom (9-1-1 dispatch center). Dannenfelzer reported that the CenCom Executive Committee and Board of Directors have approved moving forward with a sole source upgrade of the current public safety software systems with Superion. Dannenfelzer continued the project will be funded with 9-1-1 Enhancement funding but to ensure that funds remain available to accomplish other near-term projects, the Board proposed to finance the purchase over five years. Dannenfelzer presented the proposed terms from Government Capital, a firm which provides lease/ purchase financia for purchase purchase financing for such public safety projects, as Government Capital regularly works with Superion customers. Dannenfelzer noted the total project cost is \$1,168,600.

Chairman Peluso noted that although the software purchase has been determined to be a sole source provider and no bids or other quotes were received that is not the case for the financing. Peluso stated no other financing proposals were solicited.

Motion by Comm. Jones, 2nd by Comm. Schonert, to approve the purchase of Public Safety Software from the sole source provider, Superion; and, acquiring tax exempt lease/purchase financing through Government Capital, in the amount of \$683,150.00 (after down payment), with Burleigh County listed as the borrower on behalf of the Central Dakota Communications Center (CenCom) and to authorize the Chairman to execute the necessary documents. All members present voted "AYE." Motion carried.

Comm. Jones and NDSU Extension Agent Doll then initiated a discussion on the filling of an 80% horticulture position within the county agent's office. Jones noted that the Burleigh County Extension Office is currently without an AG Agent and a Horticulturist. Jones continued that based upon need it has been determined that the horticulturist position is the most pressing priority. Jones stated it is hoped the position can be filled with someone who has an AG Agent background. Jones added if the right mix of skills is not found the position will not be filled.

Motion by Comm. Jones to approve the filling on a .8 FTE (full time equivalent) horticulturist position within the Burleigh

one (1) additional landowner added his signature. Hall stated currently 62.7% of the landowners and 59.8% of the land area (benefited property) have signed the petition. Hall noted the engineer's estimate of \$927,650 which is to be spread equally among the fifty-two (52) benefited properties per the submitted petition. Hall reported that county policy requires 60% of the landowners and 60% of the benefited property must sign the petition. Hall noted that ND Statute only requires 60% of the benefited property owners must sign the petition. Hall continued that because he has put this petition together three (3) times for the subdivision residents; because we know that at some point they are going to get the required number of signatures; because we know the costs are never going to be cheaper than right now; he recommended that the Board waive the policy and approve the resolution of

necessity for SAD#63. Chairman Peluso opened the public hearing and called for public testimony. Bryon Lannoye, a resident of the subdivision appeared and read a letter from another resident Justin Miller in support of creation of the special assessment district for the paving noting this is the only long-term solution to the dust problem.

dust problem. Dee Bertsch, the project sponsor, appeared in support of Special Assessment District #63 for Crested Butte Subdivision, noting the dust problem and the increase in property value the paving will bring. Linda Axtman, a resident of the

subdivision, appeared and questioned the future maintenance of the pavement. Ken Hamel, a resident of the subdivision, appeared and expressed his concern over the excessive speed used by the travelling public in the area. Hammel stated pavement will only increase the already unsafe speeds. As no one else present appeared, the

following motion was made: Motion by Comm. Woodcox, 2nd by Comm. Jones, to close the public hearing and to adopt a resolution determining the insufficiency of protests related to the Resolution of Necessity for Special Assessment District #63, Crested Butte Subdivision, and to direct the engineer to prepare detailed plans and specifications. All members voted "AYE." Motion carried.

"AYE." Motion carried. County Engineer Hall presented the following items for the Board's consideration; authorization to advertise for bids for two (2) new motor graders; acceptance of right of way within and adjacent to HR Subdivision; detailed plans and specifications and subdivision; authorize advertisement of bids for SAD#62 Imperial Valley Subdivision (paving); Special Assessment Screening Committee report on SAD#64 (sanitary sewer for a part of Imperial Valley Subdivision). Motion by Comm. Schonert, 2nd

by Comm. Jones, to authorize the advertisement of bids for the purchase of two (2) new motor graders under a 5 year - total cost bid with a guaranteed repurchase price at the end of the term, and further to authorize the advertisement of bids for the sale of two (2) used motor graders. All members voted "AYE." Motion carried. Motion by Comm. Woodcox, 2nd by

comm. Jones, to accept the right of way within and adjacent to HR Subdivision. All members voted "AYE." Motion carried.

Motion by Comm. Jones, 2nd by Comm. Woodcox, to approve the detailed plans and specifications for the paving and chip sealing of roadways within the Imperial Valley Subdivision Special Assessment District #62 (paving) and to authorize the advertisement of bids for the same. All members voted "AYE." Motion carried.

Hall then presented the Special Assessment Screening Committee report regarding the Imperial Valley Subdivision, regarding the Imperial Valley Subdivision, SAD #64 (sanitary sewer). Hall stated the Screening Committee met on January 17, 2018, and considered the petition, the feasibility of the project, and the predictability of solvency of the district. Hall reported the Screening Committee recommended the Board of Commissioners accept the Engineering Report and Petition for Sanitary Sewer Improvements for Imperial Valley Subdivision, SAD #64 (sanitary sewer)

and create a special assessment district by adopting a resolution of necessity. Motion by Comm. Schonert, 2nd by Comm. Jones, to accept the Preliminar Engineer's report to create Special Assessment District #64, and to declare a Resolution of Necessity for Special Assessment District #64 Imperial Valley Subdivision (sanitary sewer) and to

carried Motion by Comm. Schonert, 2nd by Comm. Woodcox, to approve payment of the 2018 dues in the amount of \$2,347.50 for the State Association of County and City Health Officials. All members voted "AYE." Motion carried. Motion by Comm. Jones, 2nd by Comm. Woodcox, to approve the 2019 budget calendar as presented. All members voted "AYE." Motion carried. On a motion made, seconded, and carried the Board adjourned. /s/Kevin J. Glatt

/s/James Peluso James Peluso, Chairman BURLEIGH COUNTY PARK BOARD MEETING MINUTES

Kevin J. Glatt, Auditor/Treasurer

January 17, 2018 5:00 PM

The Burleigh County Park Board convened a regular meeting with all members present except Comm Machado

Chairman Peluso called the meeting to order with the first item of business the approval of the monthly minutes and vouchers

vouchers. Motion by Comm. Woodcox, 2nd by Comm. Jones, to approve the December meeting minutes as presented. All members present voted "AYE." Motion carried.

Schonert reported that he Comm. reviewed the bills and recommended approval.

Approval. Motion by Comm. Schonert, 2nd by Comm. Bitner, to approve payment of the County Park Board bills. All members present voted "AYE." Motion carried. This was the date set to provide

public information and comment on the Missouri Valley Complex Master Plan. Comm. Jones then initiated the public information and comment period by introducing Mike Hinrickson, of Sioux City, Iowa, who is working with a group in Sioux City to complete a multiuge cancer calling similar to who multi-use equine facility similar to what has been proposed on the Missour Valley Complex. Hinrickson presented information about the process used to develop a multi-use equine facility in Sioux City. Connie Todd appeared and stated

that the equine industry, especially in Burleigh County, is starving for indoor facilities. Todd stated she breeds, sells, raises and competes with quarter horses noting her family travels far-and-wide to equine events.

Tammy Backhaus appeared in support of the construction of an indoor rodeo arena, which is outlined in the Missouri Valley Complex Master Plan. Backhaus noted an indoor arena as proposed would attract several rodeo events and provide year around practice opportunities.

Russ Voigt appeared in support of the proposed indoor equine center as it will provide opportunities for the youth of the community much like the new ice arena and aquatic center.

Scott Flach appeared and expressed his support for the Master Plan. Flach noted how a new indoor riding facility could and would attract visitors to the area. Chairman Peluso stated he would support starting construction tomorrow

if we know we could break even on the operating costs and would not have to raise taxes to fund the operations and maintenance. By consensus the Board agreed that

more time would be dedicated at the February 21, 2018, Park Board meeting for public information and comment related to the Missouri Valley Complex master plan.

Dave Mayer, Bismarck Park & Recreation District Operations Manager, appeared and presented the results of price guotes recently received for the mowing of the Stackel Keight of the Steckel, Kniefel, Swenson Kimball, and McLean boat ramp/county park areas. Mayer recommended the Park Board approve a contract with the Lee Brown who submitted the low quote Motion by Comm. Woodcox, 2nd by Comm. Jones, to approve a contract for the mowing of the Steckel, Kniefel, Swenson, Kimball, and McLean boat ramp/county park areas with Lee Brown in the amount of \$1,500 for the 2018 season. All members present voted "AYE" with Comm. Bitner abstaining. Motion carried.

Mayer then reported that the Kimball and McLean Bottoms boat ramp areas have experienced severe erosion Mayer requested authorization to seek proposals for solutions to the bank erosion in and around the areas of the courtesy docks.

Motion by Comm. Jones, 2nd by Comm Haadem, to authorize the request for proposals (RFP) from area engineering firms and others for solutions to the bank erosion in and around the areas of the courtesy docks at the Kimball and McLean Bottoms boat ramp areas. All members present voted "AYE." Motion carried. On a motion made, seconded, and carried, the Board adjourned. /s/Kevin J. Glatt Kevin J. Glatt, Auditor/Treasurer /s/James Peluso

Capitol View Addition: Lot 1. Block 1. Capital Place; and Lots 5-10, Block 8, Fisher Addition to allow the operation of a microbrewery within the allowed restaurant/bar and add two monument signs to the east side of the property. The property is located in north central Bismarck, along the east side of State Street and the south side of East Divide Avenue.

Request of Leon Sabot for approval of a special use permit to increase the total square footage of accessory buildings to 2,900 square feet by constructing a 1,400 square-foot addition onto the existing 1,500 square-foot accessory building on Lot 1, Block 1, Layn Subdivision. The property is located north of Bismarck along the east side of Centennial Road, between 57th Avenue NE and 71st Avenue NE (6825 Centennial Road).

Request of McCabe United Methodist Hequest of McCabe United Methodist Church for approval of a special use permit for a child care center to be located on Lots 1-16 and Lots 24-29, Block 91, McKenzie and Coffins Addition. The property is located in central Bismarck, along the south side of East Boulevard Avenue, between North 5th Street and North 6th Street (1030 North 6th Street). Request of Jeremy Glass and Roger and Kimberly Domson for approval of

a special use permit to increase the square feet of an accessory building to 2,400 square feet on Lot 1, Block 3, East Ridge Second Subdivision. The property is located east of Bismarck, south of County Highway 10, along the east side of 80th Street NE and the north side of Red Oak Drive (8008 Red Oak Drive).

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

Descriptions of these requests are on file and may be viewed or copied any working day between 8:00 a.m. and 5:00 p.m. at the Bismarck Community Development Department, 221 North 5th Street, Bismarck, North Dakota.

Carl D. Hokenstad, Director of Community Development For Bismarck Planning & Zoning

Commission Dated this 13th day of February, 2018. 2/16 & 23 - 20925527

The A/E firm must be licensed in the state of North Dakota to perform the design, supervision and project management services required for the project. Evaluation criteria factors to be considered during selection are: professional services insurability; professional qualifications necessary for satisfactory performance of required services; the fees for A/E services, technical competence of the proposed design team; recent specialization experience of the proposed design team on similar type projects; design team organization and availability of key personnel; and volume of work previously awarded. Qualified A/E firms interested in being

considered for this project can contact Wes Davis for RFQ application at:

Wes Davis wdavis1@tm.edu Cell 701-953-7071 Work 701 477 7853 Six (6) copies of the completed response must be received no later than 4:00 pm on Thursday, March 1, 2018 at TMCC Presidents Office. The submittal shall be sent to: Turtle Mountain Community College Dr. Jim Davis, President PO Box 340 10145 BIA RD 7 Belcourt, ND 58316 Proposals received after this time will be considered non-responsive. Only A/E firms that meet the qualifications in this announcement are invited to submit proposals. A/E firms interested

in this project are invited to view the site for this project anytime during business hours of the College (8:00 am 4:00 pm). Project may be viewed upon request during the weeks of February 12, 2018 through March 1, 2018. For project scope and general project information and/or site map for this request for proposals contact Wes Davis at 701-953-7071 or wdavis1@tm.edu TMCC; phone number (701) 477-7862. TMCC reserves the right to reject any and all proposals.

2/14, 15, 16, 17, 19, 20, 21, 22 & 23 - 20925312

00-11-13 ADVERTISEMENT FOR BIDS NOTICE IS HEREBY GIVEN, that the Board of City Commissioners of the City of Bismarck, North Dakota, will receive sealed bids at the Office of the City Administrator until Tuesday, March 6, 2018 at the hour of 3:00 p.m. local time, for the purpose of furnishing all materials, labor, equipment, and skill required for the Bismarck Water Treatment Plant FILTER MEDIA

Keith J. Hunke City Administrator 2/9, 16 & 23 - 20924925

BURLEIGH COUNTY COMMISSION **MEETING MINUTES** January 3, 2018

5:00 P.M.

The Burleigh County Commission convened a regular meeting with all members present except Comm. Woodcox.

County Auditor/Treasurer Glatt called the meeting to order and immediately called for nominations for Chairperson for 2018. Comm. Schonert nominated Comm. Peluso for the Chairmanship with Comm. Bitner seconding the nomination. Auditor/Treasurer Glatt called for further nominations. As there were no further nominations the following motion was made:

Motion by Comm. Schonert, 2nd by Comm. Bitner, to cease nominations and to cast a unanimous ballot to elect Comm. Peluso as Chairman for 2018. All members present voted "AYE." Motion carried.

Chairman Peluso then assumed the Chair and expressed his appreciation and commendation to Comm. Woodcox for his hard work and diligence as Chairman in 2017 with the other Commissioners also expressing their appreciation. Chairman Peluso then called for

nominations for Vice-Chairperson for 2018.

Comm. Bitner nominated Comm Schonert as Vice-Chairman with Comm. Jones seconding the nomination. Chairman Peluso called for further nominations. As there were no further nominations the following motion was made:

Motion by Comm. Bitner, 2nd by Comm. Jones, to cease nominations and to cast a unanimous ballot to elect Commissioner Schonert as Vice-Chairman. All members present voted Motion carried. AYE.

The Commissioner then reviewed portfolio assignments for 2018 with the consensus that no changes be made Motion by Comm. Schonert, 2nd by

Comm. Jones, to approve the December meeting minutes as presented. All members present voted "AYE." Motion carried.

Comm. Schonert reported that he had reviewed the vouchers and recommended approval.

Motion by Comm. Schonert, 2nd by Comm. Jones, to approve the December bills and vouchers as presented. All members present voted "AYE." Motion carried.

Deputy Auditor/Tax Director Vietmeier presented the abatements for the Commission's consideration; a complete County Extension Office. Motion died for lack of second.

Commissioners Bitner and Schonert requested that representatives from the NDSU Extension Service be invited to the next meeting to present information on county staffing and funding related to legislative concerns, and the \$4.1 million budget cut to the Extension Service

Motion by Comm. Jones, 2nd by Comm. Bitner, to approve the designation of the public depositories; to authorize the County Auditor/Treasurer to make payment upon demand for all invoices and claims for utility services, gas, fuel, and oil pursuant to the adopted bill payment policy; and to officially recognize January 21 – 27, 2018 as School Choice Week in Burleigh County. All members present voted "AYE." Motion carried.

The Commission then considered appointment of an unexpired term on the Burleigh County Planning Commission ending 12/31/19. Comm. Bitner explained that a current member is very ill and unable to attend meetings. Motion by Comm. Bitner, 2nd by Comm.

Jones, to appoint Jacob Carlson to an unexpired term on the Burleigh County Planning Commission ending 12/31/19. All members present voted "AYE" except Schonert "NAY." Motion carried. On a motion made, seconded, and

carried, the Board adjourned. /s/Kevin J. Glatt Kevin J. Glatt, Auditor/Treasurer /s/James Peluso

James Peluso, Chairman BURLEIGH COUNTY COMMISSION MEETING MINUTES

January 17, 2018 6:16 P.M

The Burleigh County Commission convened a regular meeting with all members present.

Chairman Peluso called the meeting to order with the first item of business the approval of bills.

Comm. Schonert reported that he had reviewed the bills and recommended

Motion by Comm. Schonert, 2nd by Comm. Bitner, to approve the bills as presented. All members voted "AYE." Motion carried.

This was the hour and date set for a PUBLIC HEARING regarding the Resolution of Necessity for Special Assessment District #63 Crested Butte Subdivision.

County Engineer Hall explained the proposed Special Assessment District is for the paving of roadways stating that 62.7% of the landowners and 60.2% of the benefited property originally signed the petition to create the district. Hall continued that subsequent to the original review of the petitions, one (1) landowner removed his signature and authorize the call for a public hearing regarding the same. All members voted regarding the same. A "AYE". Motion carried.

Social Service Director Osadchuk appeared and unveiled the new Social Service Dept. website. No action was taken.

Comm. Woodcox then initiated a discussion regarding funding for a short-term homeless shelter funding.

Jena Gullo, Executive Director, Missouri Slope Area United Way, appeared and reported on the United Way's activities related to finding shelter for the homeless this winter. Gullo reported that the United Way has been providing hotel vouchers and other forms of assistance since Ruth Meier's Hospitality House closed its men's emergency shelter last October. Gullo noted that the United Way has no intention of running a homeless shelter and is only facilitating a temporary emergency need. Comm. Jones stated county and city officials are working with local agencies and others on a locat term solution. and others on a long-term solution. Motion by Comm. Woodcox, 2nd by Comm. Jones, to authorize the payment of \$6,000 to the Missouri Slope Area United Way from the county general fund to provide funding for emergency housing needs for the homeless. members voted "AYE." Motion carried. Sheriff Heinert appeared regarding consideration of a revised Joint Powers Agreement between Burleigh and Morton Counties on the Governance, Operation, and Maintenance of the Burleigh Morton County Detention Center. Motion by Comm. Jones, 2nd by Comm. Woodcox, to approve the REVISED Joint Powers Agreement between

Burleigh and Morton Counties on the Governance, Operation, and Maintenance of the Burleigh Morton County Detention Center. All members voted "AYE." Motion carried.

Auditor/Treasurer Glatt presented the abatements for the Commission's consideration; a complete copy of which is on file and available for inspection in the office of the Burleigh County Auditor, Treasurer

Motion by Comm. Woodcox. 2nd by Comm. Jones, to approve the Fettig, City of Bismarck, Kok, Duttenhefer, Obering, HHM Properties LLP, Gabel, Klein, Elhard, Adolf, Streifel, Kottenbrock, Knopfle, Heinzen, Reule, Kotenbock, Knopfle, Heinzen, Reule, Maenza, Rants, Gross, Hegel, Havig, Liechty Homes, Birkholz, Sanders, and Coleman abatements as requested. All members voted "AYE." Motion carried.

Motion by Comm. Jones, 2nd by Comm. Woodcox, to authorize the call for a public hearing regarding the petition from the State of ND to close the section line between the NW1/4 of Section 29 and the NE1/4 of Section 30, T138N, R80W. All members voted "AYE." Motion

James Peluso, Chairman Summary of Expenses The following amounts were approved for the various county funds and a complete list is available for review in the office of

the Burleigh County Auditor/Treasurer: Fund JANUARY 2018 1001 GENERAL FUND\$639,977.51 2140 COUNTY ROAD & BRIDGE......\$191,126.40 2210 SOCIAL SERVICES....\$48,689.64 \$191.126.40 \$13,197.68 .\$79.726.60 \$67,480.63 ADVOCATE \$790.99 2913 PROVIDENT BUILDING\$30,436.94 2920 VETERAN SERVICE ..\$1,329.83 2960 COUNTY AGENT \$22,068.62 WEED CONTROL 2970 ..\$446.21 982 MISSOURI VALLEY COMPLEX..... 2982 \$687.67 2985 COUNTY JAIL MAINT & CONST......\$377 2986 COUNTY PRESERVATION \$2 , \$377,553.97 2992 SOBRIETY 24/7 PROGRAM 2993 DENTENTION \$3,142.99 FUND . \$55.32 8067 LAW ENFORCEMENT \$4,867.53 Total......\$803,4 2140 COUNTY ROAD & BRIDGE \$803,420.50 2210 SOCIAL SERVICES Total.... Total......\$327,525.05 209 VICTIM/WITNESS ADVOCATE 2909 Total 2913... Total. \$5.125.92 VETERAN SERVICE 2920. .\$16.470.40 Total.... COUNTY AGENT 2960 .\$9,745.60 Total..... WEED CONTROL 2970.\$3,878.89 ...\$2,854,302.03 Total. Grand Total ...

The following fee reports were accepted: County Recorder\$53,234.70 2/16 - 20925533

STATE OF NORTH DAKOTA COUNTY OF BURLEIGH IN DISTRICT COURT SOUTH CENTRAL JUDICIAL DISTRICT Ardys Steltzner Plaintiff.

-vs-Alf and Ruth Johnson, Wilma and Alex Neibauer, Edna and Harold McAnaw, Nanna Mathison, Edwin and Mabel Johnson and All other persons unknown claiming any estate or interest in, or lien or encumbrance upon, the property described in the complaint. Defendant.

CASE NO AMENDED SUMMONS (QUIT TITLE: N.D.C.C. §32-17, §38-

(doff TITLE: N.D.C.C. 932-17, 936-18.1) THE STATE OF NORTH DAKOTA TO THE ABOVE NAMED DEFENDANTS Alf and Ruth Johnson, Wilma and Alex Neibauer, Edna and Harold McAnaw, Nearan Mathican Edwin ead Macha All and hun official, while and harold McAnaw, Neibauer, Edna and Harold McAnaw, Nanna Mathison, Edwin and Mabel Johnson and All other persons unknown claiming any estate or interest in, or lien or encumbrance upon, the property described in the complaint: described in the complaint:

You are hereby summoned and required to appear and defend against the Complaint in this action, which is herewith served upon you, by serving upon the undersigned an answer or other proper response within twenty-one (21) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Dated this 12th day of February, 20 ZUGER KIRMIS & SMITH Attorneys for Plaintiff 2018 PO Box 1695 Bismarck, ND 58502-1695 701-223-2711 /s/Justin Balzer Justin Balzer ID#06687 2/16, 23 & 3/2 - 20925373

ABBREVIATED NOTICE OF INTENT **TO AMEND** ADMINISTRATIVE RULES relating to Addiction Counseling ND Board of Addiction Counseling Examiners

will hold a public hearing to address proposed changes to the N.D. Admin. Code.

ND State Capitol 600 E. Boulevard Ave. Bismarck, ND 58505 Tues., March 13, 2018 9:00 a.m.

A copy of the proposed rules may be obtained by calling the board's office at 701-255-1439. Also, written comments may be submitted to NDBACE, 402 E. Main Ave., Ste. #5, Bismarck, ND 58501-4091 until March 26, 2018. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the Board of Addiction Counseling Examiners at 701-255-1439 or the above address at least 7 days prior to the public hearing.

Dated this 5th day of Feb., 2018 /s/ Julijana Nevland President

ND Board of Addiction **Counseling Examiners**

PUBLIC NOTICE

PUBLIC HEARING NOTICE

Notice is hereby given that the Bismarck City Commission will hold a public hearing on Tuesday, February 27, 2018, at 5:15 p.m. in the Tom Baker Meeting Room, City-County Building, 221 North 5th Street, Bismarck, North Dakota, to

 Sin Sireet, Bismarck, North Dakota, to consider the following item:
 Request of William E. Clairmont Revocable Living Trust and Mapleton Investors, LLP for approval of a zoning change from the A-Agricultural zoning district to the R5-Residential, R10-Residential, RM10-Residential, Conditional, RM10-Residential, R10-Residential, RM10-Residential, RT-Residential, Conditional RT-Residential, RT-Residential, Conditional RT-Residential and Conditional CA-Commercial zoning districts for part of the N1/2 of Section 17, T139N-R80W/Hay Creek Township. The present is located in particular the section of the section o The property is located in northwest Bismarck, along the west side of North Washington Street and the south side of 57th Avenue NW.

- of 5/th Avenue NW.
 Request of the City of Bismarck for approval of a zoning ordinance text amendment relating to Landscaping and Screening (Sections 14-02-03 and 14-03-11 of the City Code of Ordinances). The proposed amendments would modify amendments would modify requirements outlined in this section to allow greater flexibility in landscape design.
- Request of the City of Bismarck for approval of a zoning ordinance text amendment relating to Accessory Dwelling Units (Sections 14-02-03 and 14-03-08(4)(y) of the City Code of Ordinances). The proposed amendment would modify maximum size requirement for accessory dwelling units on parcels of five acres or more and limit accessory dwelling units to one bedroom.

description of this request is on file working day between 8:00 a.m. and 5:00 p.m. at the Community Development Department, 221 North 5th Street, Bismarck, North Dakota. BOARD OF CITY COMMISSIONERS BISMARCK, NORTH DAKOTA Attest: Keith J. Hunke City Administrator

Dated this 9th day of February, 2018. 2/16 & 23 - 20925372

NOTICE OF PUBLIC HEARING ON THE ISSUANCE OF SCHOOL FACILITIES REVENUE BONDS UNDER THE MUNICIPAL INDUSTRIAL DEVELOPMENT ACT OF 1955 (LIGHT OF CHRIST CATHOLIC SCHOOLS OF EXCELLENCE PROJECT)

NOTICE IS HEREBY GIVEN that the City Council of the City of Lincoln, North Dakota, will meet on March 8, 2018, beginning at 7:00 p.m. in the Lincoln Community Center located at 74 Santee Road, Lincoln, North Dakota, for the purpose of holding a public hearing on a proposal that the City issue revenue bonds under the Municipal Industrial Development Act of 1955, Chapter 40-57, N.D.C.C., in order to finance the Project described below.

Project described below. The Project consists of the construction and equipping of St. Mary's Central High School, an approximately 150,000 square foot school building including classrooms, fine and performing arts facilities, commons area, library, administrative offices and functionally related and offices and functionally related and subordinate facilities and to make site improvements to school property and to construct athletic facilities (the "Project") located at 5802 Ridgeland Drive, Bismarck, North Dakota (1/8 mile east of North Washington Street on 57th Avenue NW). The Project will be owned and operated by Light of Christ Catholic Schools of Excellence, a North Dakota nonprofit corporation. The amount of the proposed bond issue is not to exceed \$7,000,000.

The bonds shall be limited obligations of the City payable solely from the revenue provided by Light of Christ Catholic Schools of Excellence and pledged to the payment thereof. No holder of any such bonds shall ever have the right to compel any exercise of the taxing power of the City to pay the bonds, or the interest thereon, nor to enforce payment against any property of

Light of Christ Catholic Schools of Light of Christ Catholic Schools of Excellence is engaged in providing elementary and secondary education and competitors are hereby notified of that fact pursuant to Chapter 40-57, N.D.C.C All persons interested may appear and be heard at the time and place set forth choice or may culturit their views in forth above or may submit their views in writing prior to the time specified for the public hearing. BY ORDER OF THE CITY COUNCIL

2/16 & 23 - 20925525

IN DISTRICT COURT.

BURLEIGH COUNTY, NORTH DAKOTA The Industrial Commission of North Dakota, acting as the North Dakota Housing Finance Agency, Plaintiff,

VS.

Joshua E. Toman and Megan N. Toman, husband and wife as joint tenants with full rights of survivorship; and any other person in possession,

Defendants.

Civil No. 08-2017-CV-02171 NOTICE OF EXECUTION SALE

NOTICE IS HEREBY GIVEN, that NOTICE IS HEREBY GIVEN, that by virtue of a judgment and decree of foreclosure rendered and given in the District Court in and for the County of Burleigh, North Dakota, South Central Judicial District, entered and docketed in the Office of the Clerk of said Court on December 14, 2017, in an action wherein The Industrial Commission of North Dakota, action in its canacity wherein the industrial Commission of North Dakota, acting in its capacity as the North Dakota Housing Finance Agency was Plaintiff and Defendants, Joshua E. Toman and Megan N. Toman, husband and wife as joint tenants with full rights of survivorship; and any other person in possession; were the Defendants; on which day it was adjudged that there was due and owing the Defendants; on which day it was adjudged that there was due and owing the Plaintiff from the Defendants, Joshua E. Toman and Megan N. Toman; together with costs and disbursements of said action, the sum of \$95,862.98, and by virtue of a Special Execution issued to me by the Clerk of said Court, I will sell the real property described in said judgment and hereafter described to the bindest bidder for cash at public auction highest bidder for cash at public auction at the front door of the Courthouse in the City of Bismarck, County of Burleigh, North Dakota, on the 1st day of March, 2018, at the hour of 1:15 p.m. of that day to satisfy the amount due with accrued costs and interest at the date of sale, or so much thereof as the proceeds of said sale applicable thereto will satisfy.

The premises to be sold as aforesaid are situated in the County of Burleigh,

are situated in the County of Burlegn, State of North Dakota, and are more particularly described as follows: EAST FORTY FEET (E 40') OF LOTS 17, 18, 19 AND 20, BLOCK 58, MCKENZIE AND COFFINS ADDITION TO THE CITY OF BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA

Parcel ID Number: 0025058045 (Street Address: 112 West Ave. D, Bismarck, ND 58501) Dated at Bismarck, North Dakota, this

23 day of January, 2018. Pat Heinert

Sheriff of Burleigh County, North Dakota

By: /s/Dan Wentz,

Deputy Sheriff

Dean A. Rindy ND ID# 04206 Special Assistant Attorney General Attorney for Plaintiff

720 Main Avenue

Fargo, ND 58103 701.235.8000

dean@okeeffeattorneys.com

2/2, 9 & 16 - 20924020

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