

# Public Notice

FOSTER COUNTY INDEPENDENT

## Public Notices

### PROCEEDINGS OF THE FOSTER COUNTY BOARD OF COMMISSIONERS REGULAR MEETING SEPTEMBER 3, 2024

At 3:30pm, Chairman Utke called the Foster County Commission meeting to order. Roll call included Commissioner Scott Beumer, Commissioner Becky Hagel, Commissioner David Utke, Commissioner Pat Copenhaver and Commissioner Alan Scanson. Also present was Foster County State's Attorney Kara Brinster, Auditor/Treasurer Ellen Rounly, Road Superintendent Nate Monson, Foster County Independent Reporter Nathan Price and Michael Rivinius with Wold Engineering.

The meeting began with approval of the minutes for the August 20th, 2024, regular meeting and August 20th, 2024, Special Meeting. Commissioner Scanson motioned to approve the minutes, seconded by Commissioner Copenhaver. All voted aye and the motion passed.

Commissioner Hagel motioned to approve the bills, seconded by Commissioner Scanson. All voted aye and the motion passed.

Bills: Andrew Kirking, \$464.31; Auto Value Parts Store, 29.17; Balco Uniform Co., Inc., 167.06; Bessette Motors, Inc., 120.00; Beve Johnson, 625.00; Central Business Systems, 125.00; Central City Lumber, Inc., 101.96; Computer Express, 275.98; Corean Swart, 281.02; Dacotah Paper Company, 89.73; David Utke, 207.95.

Farmers Union Insurance, 581.00; Foster County Independent, 611.81; HOLCIM - MWR, Inc., 2,659.28; John Deere Financial, 100.40; OK Tire Store, 360.13; Pat Biel Trucking, Inc., 1,417.60; Stutsman County Auditor, 5,270.80; Swanston Equipment Corporation, 1,400.00; Team Laboratory Chemical Corp., 908.50; Tyler Technologies, Inc., 257.29; Veterans Information Service, 65.00; William J. Gale, 259.29.

Commissioner Copenhaver motioned to approve the agenda seconded by Commissioner Scanson. All voted aye and the motion passed.

Old Business  
There was no update for the lots by Juanita Lake.

Kip Kovar and Scott Mehring from Garrison Diversion and Vance Miller and Lauri Olson with Black and Veen joined the meeting regarding the Garrison Diversion Pipeline. Commissioner Utke stated that he has met with Garrison regarding a decision on whether to bore or cut the Dump Ground and Kensal roads for the pipeline and establishing an agreement. Kovar noted that in 2021 he had attended a meeting regarding the decision of the Bordulac road and assumed the BOCC would allow open cuts on all the roads, he prepared the bid of the dump ground road to be that of open cut without prior BOCC approval. The October 7th, 2021, motion read as follows: "Commissioner Scanson made a motion to allow the Garrison Diversion Contractor to cut open of the South Bordulac Road during the months of June and July for 5-7 days with paving, chip seal, and restoration along with detour in right of way, seconded by Commissioner Copenhaver. All voted aye and the motion passed." Commissioner Utke stated that allowing the open cut on the Bordulac Road was not a decision that encompassed all other roads with the pipeline. Commissioner Scanson stated that the State of ND will not allow an open cut on Highway 20, so why should the county allow open cuts on their roads. Michael Rivinius, Wold Engineering, noted that with an open cut, regardless of how well it is put back together, it's still going to ride like a patch. Commissioner Copenhaver asked if Garrison would be willing to make a payment to Foster County for allowing the open cut, while maintaining the road, but the money could be used contingent if the project runs out of money or goes away. Kovar noted that he would have to bring that to his superiors. Discussion included terms of an agreement and monetary compensation the BOCC would require. Rivinius also noted that Garrison did not get an easement for the Bordulac Road project, and they should make that a priority. Commissioner Beumer motioned to allow Garrison to open cut the Dump ground road with the stipulation that they will maintain repairs to the road for thirty years, or until an overlay occurs, and make a one-time payment of \$100,000 that will remain with the county, seconded by Commissioner Copenhaver. Roll call vote included:

Commissioner Beumer – aye  
Commissioner Hagel – aye  
Commissioner Utke – aye  
Commissioner Copenhaver – aye

Commissioner Scanson – aye motion passed. The BOCC will wait to hear back from Garrison on the agreement before making any decision on the Kensal Highway.

New Business  
Nate Monson, Road Superintendent, provided an update for the road department. They have been working to patch spots on the Murphy highway and durapatching various spots on the Bordulac Road. They have started mowing

highway ditches for the fall and are prepping materials for the winter months.

Brent Hills, Bryant Johnson and Taylor Stewart joined the meeting representing CP rails to discuss road repairs. The BOCC wanted to contact CP and start the process of how county roads will be repaired from traffic due to the train derailment. Michael Rivinius, Wold Engineering, has provided a memo to all parties. The request for repair due to impact would be for patching project for breakups and distressed areas with an estimated cost of \$300,000 on the Murphy Highway. The nine miles of the Bordulac Highway have been adversely impacted due to the derailment with size, weight and number of trucks that have traveled the road to help with cleanup. Rivinius recommends a three-inch overlay estimated at \$3.9 million dollars. Monson has kept great documents of upkeep and maintenance on the road due to the derailment. The BOCC and CP will continue to work together on an agreement for repair work necessary caused by the July 5th, 2024, train derailment.

Ellen Rounly, Auditor/Treasurer provided an update for the basement renovation project. Rough in work for electrical and HVAC is still in progress. They are wrapping up the men's restroom from phase one and will work to complete the gas line to the courthouse in the next month. Roundy also presented a local raffle permit for the Carrington Youth Football Club. Commissioner Copenhaver motioned to approve the permit, seconded by Commissioner Scanson. All voted aye and the motion passed.

Roundy presented options for the JD lawn mower. They have leased the current mower and could purchase it for \$2,868.24, a new three-year lease could start at \$2,230.10 with a buyout option estimated at \$4,000 or purchase a new mower and make four annual payments of \$2,663.98. Commissioner Scanson motioned to purchase the current lease agreement for \$2,868.24, seconded by Commissioner Hagel. Roll call vote included:

Commissioner Beumer – aye  
Commissioner Hagel – aye  
Commissioner Utke – aye  
Commissioner Copenhaver – aye

Commissioner Scanson – aye motion passed. Roundy also presented a new Quonset storage agreement at Juanita Lake to be approved with a rate of \$1.50/square foot for winter storage. Commissioner Scanson motioned to approve the agreement with the updated rate and to provide a 50% discount to Dennis Swanson for taking the time to arrange for individuals to store equipment, seconded by Commissioner Copenhaver. All voted aye and the motion passed. Commissioner Hagel would like the county to review the current policy manual and ensure employees understand ramifications if not followed. Commissioner Utke had received a call regarding installing a stop sign at the intersection of Grace City highway and McHenry/Barlow highway. He drove through the intersection from all four sides and recommended a stop sign replace the yield signs on the East and West side and update appropriate signs to warn of stop sign ahead. In the discussion, it was noted that there have been accidents, low visibility and two intersecting highways of higher speeds causing concerns and would justify changing the yield signs to stop signs. Commissioner Scanson motioned to approve the change of yield signs to stop signs and purchase appropriate signage for stop signs ahead, cross traffic doesn't stop, seconded by Commissioner Beumer. Discussion included that if State's Attorney Brinster found that the sign could not be changed to do so, but for safety reasons update the signs for now. All voted aye and the motion passed. Commissioner Hagel had attended a Central Prairie Human Service Zone meeting. Foster County will be receiving the 2024 indirect cost payment in October and Well's County Auditor is working on prior years' numbers.

With no further business, Chairman Utke adjourned the meeting at 5:27 pm.

### PUBLIC HEARING SEPTEMBER 10, 2024

At 6:00 pm, Chairman Utke called the Foster County Commission Public Hearing to order. Roll call included Commissioner David Utke, Commissioner Alan Scanson, Commissioner Pat Copenhaver and Commissioner Becky Hagel (via phone). Also present was Foster County Auditor/Treasurer Ellen Rounly, Foster County Independent Report Amy Wobbema, Foster County Residents William and Stefanie Dillingham and Joann Unruh (via phone).

The purpose of the public hearing was to discuss the proposed 2025 Foster County Budget. William Dillingham spoke on the increase of taxes. Auditor/Treasurer Roundy stated that the residents of Foster County voted during the 2024 primary election to increase the current road mills from twelve to twenty-five, which was the main source of increase. Commissioner Utke noted that reports from the state are gathered along with from surrounding counties to ensure we are in line with compensation and benefits, which also increase from year to year. The county must operate and compete with inflation. Roundy noted that the general fund levy from when she started through 2024 has decreased almost fifteen percent and is still below the 2022 levied dollar amount. Entities that

are included in the county budget are: County General, County Road, Veterans Service, County Agent, Ambulance, Capital Improvements, Emergency, Public Health, Soil Conservation, Historical Society, CCEDC, Garrison Diversion, State Medical Center, Senior Citizens, Water Board and Weed Board. There are requirements in the North Dakota Century Code that require each county to maintain certain offices. Roundy also noted that many valuations went up. The state requires that values be within a certain percentage of the sales ratio. Due to houses selling for higher than valued, increases were required for many residential lots, commercial buildings also saw an increase. Commissioner Scanson noted that the BOCC is always welcome to suggestions and that BOCC meetings are open for the public to attend. If there is any service a resident would be willing to give up, they would consider it and break down what that cost savings would be. Commissioner Scanson stated that the BOCC does the best that they can do and understand it is public money being spent.

With no further business, Chairman Utke adjourned the meeting at 6:47 pm.

### SEPTEMBER 17, 2024

At 3:30pm, Chairman Utke called the Foster County Commission meeting to order. Roll call included Commissioner Scott Beumer, Commissioner Becky Hagel, Commissioner David Utke, and Commissioner Pat Copenhaver. Also present was Foster County State's Attorney Kara Brinster, Auditor/Treasurer Ellen Rounly, Foster County Independent Reporter Nathan Price, and Kip Kovar and Scott Mehring with Garrison Diversion.

The meeting began with approval of the minutes for the September 3rd, 2024, regular meeting and September 10th, 2024, Public Hearing. There were a few corrections noted and Commissioner Beumer motioned to approve the minutes with the changes, seconded by Commissioner Copenhaver. All voted aye and the motion passed.

Commissioner Beumer motioned to approve the bills, seconded by Commissioner Hagel. All voted aye and the motion passed.

Bills: Amazon Capital Services, Inc., \$386.02; Arrowwood Prairie Co-op, 1,253.47; Avid Hawk, LLC, 35.00; Balco Uniform Co., Inc., 621.12; Bessette Motors, Inc., 471.73; Border States Paving, Inc., 1,329.66; Bremer Bank, N.A., 70.00; Brinster Law, P.C., 209.42; Briss Oil Company, 35.00.

C&J Oil Company, 10,320.10; Carrington Motors, Inc., 86.00; Central Business Systems, 449.56; Central City H20+, 13.50; Craig Weisz, 50.25; David Utke, 110.28; Foster County Independent, 53.28; Information Technology Dept., 1,134.15; Napa Auto Parts, 40.75. ODP Business Solutions, LLC, 475.36; Office of Attorney General - 1250, 155.00; Patriot Fuels, 108.56; Post Board, 45.00; Quadiant Finance, 2,013.00; Quadiant Leasing USA, Inc., 417.00; Running's Supply, Inc., 680.89; Sidewll Company, 240.00; Stutsman County Correction Center, 1,300.00; Stutsman County Auditor, 2,000.00.

Commissioner Copenhaver motioned to approve the agenda seconded by Commissioner Beumer. All voted aye and the motion passed.

Old Business  
There was no update for the lots by Juanita Lake.

Kip Kovar and Scott Mehring from Garrison Diversion approached the BOCC. No response has been received from Garrison regarding the motion from the BOCC during the September 3rd meeting. It was discussed that having a special meeting to review plans and options would be beneficial. Chairman Utke scheduled a special meeting for Wednesday, October 2nd at 1:30 PM in the afternoon in the jury room on the third level of the courthouse.

New Business  
Ellen Rounly, Auditor/Treasurer presented the BOCC with the final 2025 budget for Foster County. There were no requested changes from any commissioner. Commissioner Beumer motioned to approve the 2025 Foster County Budget as presented, seconded by Commissioner Hagel. Roll call vote included:

Commissioner Beumer – aye  
Commissioner Hagel – aye  
Commissioner Utke – aye  
Commissioner Copenhaver – aye, motion passed.

A local raffle permit was turned in on behalf of Carrington Park Board. Commissioner Beumer motioned to approve the permit seconded by Commissioner Copenhaver. All voted aye and the motion passed. Roundy presented a contract for propane with Arrowwood Prairie Co-op. She spoke with Road Superintendent Nate Monson, and he recommended 650 gallons to start. Commissioner Beumer motioned to approve the contract with 650 gallons, seconded by Commissioner Hagel. All voted aye and the motion passed. Tax Director, Karen Evans, assisted with the remaining minutes.

Road Superintendent Nate Monson had previously provided an update to the BOCC on the road department. He indicated the need for a new pressure washer and received quotes from \$3,600 to \$4,500. Commissioner Beumer motioned to approve the Hotsie brand pressure washer from Gilbertsons for \$3,600, seconded by Commissioner Copenhaver. Roll call vote included:

Commissioner Beumer – aye  
Commissioner Hagel – aye  
Commissioner Utke – aye  
Commissioner Copenhaver – aye, motion passed.

To date there has been 26.11 inches of rain in the Carrington area. The department has installed the stop signs with additional signage warning of stop sign on road North of Grace City on 11th street. They will take docks out at Juanita Lake at the end of this month.

Chris Thomas, EAPC, called into the meeting for a building update. The second phase of the basement renovation is on track. The crews are currently working on taping, mudding and painting. Thomas presented a change order for the community room in the basement. The walls were not in as good condition as initially thought. General Roofing submitted a change order from the lumber yard to replace the wainscot in the community room for up to \$5,905. Commissioner Beumer motioned to approve the replacement of wainscoting in the community room, seconded by Commissioner Copenhaver. Roll call vote included:

Commissioner Beumer – aye  
Commissioner Hagel – aye  
Commissioner Utke – aye  
Commissioner Copenhaver – aye, motion passed.

Commissioner Utke was invited to attend the Griggs County Commissioner meeting to discuss Foster County's plans for the McHenry to Binford highway. Commissioner Utke noted that he gave no recommendation on any future plans Foster County will do on the road as the main concern areas are in Griggs County. He did provide them with a map that Mike Rivinius, Wold Engineering, provided for Foster County roads. It was noted that there will be a meeting with CP Rail on September 30th, at the Carrington Fire Hall. Foster County State's Attorney, Kara Brinster, wanted to provide additional clarification on the changing of the yield sign to a stop sign. To install a stop sign, there has to be an engineering study, or when a yield sign is already in the location, there must be reasons (low-visibility, accident prone area, high-traffic area, high-speed area, etc) to add a stop sign. Many of the reasons applied when discussion at the September 3rd, 2024, BOCC meeting so the stop sign could be installed.

With no further business, Chairman Utke adjourned the meeting at 4:19 pm.

Ellen Rounly, Auditor/Treasurer  
David Utke, Chairman,  
Foster County  
Board of Commissioners  
(Publish October 14, 2024)

### ANALYSES OF THE STATEWIDE MEASURES APPEARING ON THE ELECTION BALLOT NOVEMBER 5, 2024

The following analysis is for the measures appearing on the statewide General Election ballot on November 5, 2024. This publication is required by section 16.1-01-07 of the North Dakota Century Code to enable voters to become familiar with the effect of proposed measures. The full text of each measure is available from the North Dakota Office of the Secretary of State at [vote.nd.gov](http://vote.nd.gov), by phone at 701-328-4146, or from the office of any County Auditor.

As required by section 16.1-01-17 of the North Dakota Century Code, a copy of the Legislative Council's report on the estimated fiscal impact is available from the North Dakota Office of the Secretary of State at [vote.nd.gov](http://vote.nd.gov), by phone at 701-328-4146, or by writing to the North Dakota Secretary of State, 600 E Boulevard Ave., Dept 108, Bismarck ND 58505-0500.

### Analysis of Constitutional Measure No. 1 (Senate Concurrent Resolution 4001, 2023 Session Laws, Ch. 597)

Constitutional Measure No. 1 was placed on the ballot by action of the 2023 North Dakota Legislative Assembly with the passage of

Senate Concurrent Resolution No. 4001 (2023 Session Laws, Chapter 597). If approved, this constitutional measure would amend and reenact sections 12 and 13 of article IX of the Constitution of North Dakota, relating to the replacement of outdated terminology describing public institutions of the state.

The proposed amended sections are summarized as follows: the "school for the deaf and dumb of North Dakota" is changed to the "school for the deaf and hard of hearing"; a "state hospital for the insane" is changed to a "state hospital for the care of individuals with mental illness"; an "institution for the feebleminded" is changed to a "facility for individuals with developmental disabilities"; and a "state hospital for the mentally ill" is changed to a "state hospital for the care of individuals with mental illness."

The estimated fiscal impact of this measure is none.

Voting "YES" means you approve the measure summarized above. Voting "NO" means you reject the measure summarized above.

### Analysis of Constitutional Measure No. 2 (Senate Concurrent Resolution 4013, 2023 Session Laws, Ch. 598)

Constitutional Measure No. 2 was placed on the ballot by action of the 2023 North Dakota Legislative Assembly with the passage of Senate Concurrent Resolution No. 4013 (2023 Session Laws, Chapter 598). If approved, this constitutional measure would amend and reenact sections 2, 3, 4, and 9 of article III of the Constitution of North Dakota, relating to initiated constitutional amendments.

If approved, the proposed amendments would require both constitutional and non-constitutional initiated measures to be limited to one subject as determined by the Secretary of State, who may not approve the initiated petition if it comprises more than one subject; require that measure sponsors be qualified electors; require that only qualified electors may circulate a petition; require petition signers to provide a complete residential address; and increase the number of signatures required to place a constitutional initiated measure on the ballot from four percent to five percent of the North Dakota resident population. Additionally, the proposed amendments would require that constitutional initiated measures approved by the Secretary of State be voted upon by the voters at the next primary election and, if approved by a majority of the voters, voted upon at the general election immediately following the primary election; if the measure fails at either the primary or general election, the measure is deemed failed.

The estimated fiscal impact of this measure is none.

Voting "YES" means you approve the measure summarized above. Voting "NO" means you reject the measure summarized above.

### Analysis of Constitutional Measure No. 3 (House Concurrent Resolution 3033, 2023 Session Laws, Ch. 596)

Constitutional Measure No. 3 was placed on the ballot by action of the 2023 North Dakota Legislative Assembly with the passage of House Concurrent Resolution No. 3033 (2023 Session Laws, Chapter 596). If approved, this constitutional measure would amend and reenact section 26 of article X of the Constitution of North Dakota, relating to spending and transfers from the legacy fund.

The measure intends to decrease the amount of principal available for spending each biennium and clarify the distributions from the legacy fund. If approved, the proposed amendments would require transfers and earnings accruing prior to July 1, 2017 to be deemed as the principal of the legacy fund; reduce the amount of the principal of the legacy fund available to be expended during a biennium from fifteen percent to

five percent; require the state investment board to invest the monies in the legacy fund, not limited to the principal; and on July first of odd-numbered years, require the state treasurer to make a distribution of the legacy fund earnings into a legacy earnings fund.

The estimated fiscal impact of this measure is none.

Voting "YES" means you approve the measure summarized above. Voting "NO" means you reject the measure summarized above.

### Analysis of Initiated Constitutional Measure No. 4

Initiated Constitutional Measure No. 4 was placed on the ballot by petitions circulated by a sponsoring committee. If approved, it would amend sections 1, 14, 15, and 16 and repeal sections 4, 5, 9 and 10 of Article X of the North Dakota Constitution.

If approved, it would prohibit political subdivisions from levying any tax on the assessed value of real or personal property, except for the payment of bonded indebtedness incurred through a certain date, and would require the state to provide replacement payments to political subdivisions of no less than the current real property tax levies. It would limit the debt of a political subdivision to an amount not to exceed two and one-half percent of the full and true value of the real property in the political subdivision; however, by a vote, an incorporated city could increase its indebtedness to four percent and a school district could increase its indebtedness to five percent. It would allow an incorporated city to become indebted in an amount not exceeding two percent of its full and true value for water and sewer projects. It would require a political subdivision incurring indebtedness to provide for annual revenues to pay the debt payments when due and would prohibit a political subdivision from issuing general obligation bonds secured with tax levied on the assessed value of property.

The estimated fiscal impact of this measure is \$3.15 billion increase in biennial expenditures to the state beginning in the 2025-2027 biennium.

Voting "YES" means you approve the measure summarized above. Voting "NO" means you reject the measure summarized above.

### Analysis of Initiated Statutory Measure No. 5

Initiated Statutory Measure No. 5 was placed on the ballot by petitions circulated by a sponsoring committee.

If approved, it would create a new chapter of the North Dakota Century Code. It would allow for the production, processing, and sale of cannabis and the possession and use of various forms of cannabis by individuals who are 21 years of age and older; direct a state entity to regulate and register adult use cannabis production businesses, dispensaries, and their agents; provide protections for individuals who are 21 years of age or older who use cannabis; provide penalties for violations of the chapter; preserve certain employer rights regarding use of cannabis products by employees; supersede local ordinances that otherwise would prohibit the purchase, sale, use, delivery, or growing of cannabis by or to individuals 21 years of age or older; and provide that fees must be appropriated for administration of this chapter.

The estimated fiscal impact of this measure includes revenues of \$10,227,600, expenses of \$8,324,275, and an undetermined amount of additional costs associated with behavioral health and social impacts for the 2025-2027 biennium.

Voting "YES" means you approve the measure summarized above. Voting "NO" means you reject the measure summarized above.

(Publish October 7 & 14, 2024)

## ROADSIDE WEED AND GRASS MOWING NOTICE

Pursuant to NDCC 63-05-01. "It is the duty of landowners or operators with land adjoining regularly traveled county and township highways, as designated by the township board of supervisors in organized townships, the board of county commissioners in unorganized townships, and the board of county commissioners in the case of county highways, to cut all weeds and grasses along the regularly traveled highways adjoining their lands, including weeds and grasses growing within the public right of way bordering the highways and their lands. **The cutting shall be completed not later than October 15th**, as prescribed by the board of county commissioners."

The maximum stubble height shall be 4 inches and the width of cut shall be a minimum of a 14-foot swath where possible. The roadsides on all county and township roads shall be mowed. **Haying of the grasses within rights of way is permitted, but all stored hay shall be removed by November 1st of each year.**

**"FAILURE TO CUT WEEDS AND GRASSES-EXPENSES LEVIED AS TAXES AGAINST LAND."** If the landowner or operator fails to cut the weeds and grasses along the designated highways or roads as provided in this chapter, the board of township supervisors or the board of county commissioners, as the case may be, may cause the weeds and grasses to be cut and actual expense of cutting shall be certified to the county auditor, all the excess shall be charged against the land for the landowners and shall become part of the taxes to be levied against the land for the ensuing year and shall be collected in the same manner as other real estate taxes are collected, and placed to the credit of the respective subdivisions entitled thereto NDCC 63-05-03.

Pursuant to authority vested in the above notice, the Board of County Commissioners and Township Supervisors of Foster County, North Dakota hereby designate October fifteenth as the deadline for completion of weed cutting.

David Utke, Chairman  
Foster County Commission

# Public Notice

FOSTER COUNTY INDEPENDENT

## MINUTES OF MEETING CITY OF SYKESTON JULY 9, 2024

Present: Rick Richter, Bob Stringer, Vic Park, Emily Young, Jerome Lies, Elizabeth Lies, Richard Hatch, Brenda Wagner, and Kathy Lesmeister.

Minutes were read with this change: Explain the what all is included in the Dam Project.

The Dam Project is graveling the road from the stop sign to the dam and will include the boat dock area. Approved 1st by Vic and 2nd by Bob.

The Expenses and the Financial statement was presented and approved as read, 1st by Vic and 2nd by Bob.

Old Business: The background check has been completed on Emily Young and was granted a liquor permit till the end of 2024; approved 1st by Bob and 2nd by Vic. Emily stated that they are still looking at being open by the beginning of November 2024. Also discussed was if the City should pass on the cost of the background check to the applicant. For the year 2024 the cost of a liquor permit will stay the same and will be paid when approved. Also a reminder that any application should be submitted in October so the City has time to do a background check before the November meeting to allow plenty of time for the remaining paperwork to be done prior to the end of the year.

Background checks will be done on any new or renewal applications starting with the year 2024.

New Business: Brenda Wagner brought a complaint to the Council about Fireworks being lit off by her house on July 6, 2024. The used fireworks trash was left in different areas around the lake was also stated. An ordinance will be looked into to try and prevent this issue from happening again. Also a notice will be sent out in June with the water statements reminding the citizens of when and where fireworks are allowed within the City limits. Richard Hatch commented about the water that sits on the road that goes by his house. It was commented that there used to be a drain tube on the other side of the road but the current owner removed it. Rick will scrape in front of Richard's property in hopes that will help and continue to scrape the road as needed. Jerome Lies asked about buying land North of where the tree pile is. Rick stated that there would have to be a city

meeting and if land was to be sold, it would be thru an auction. NDRIF insurance coverage breakdown was discussed. The Auditor will contact the Agent about reevaluating the property values and update the equipment list. A report on the yearly taxes that are still due was presented. The CCR report has been submitted and will be included with the water statement and a report will be posted in the Post Office. The quarterly water report was presented with all samples being within range. Rick stated that the mixer in the water tower has been turned off for the summer months.

The meeting continued with the 2025 Annual Budget. The Auditor explained the different categories on the report and which expense was included in certain categories.

An itemized list was requested for the building and grounds and the repair categories. Also requested was a report for the Garbage fund. These reports will be presented at the next budget meeting on July 30th 2024 at 7 pm.

Meeting adjourned at 8:20 pm. Next Council meeting is August 13, 2024 at 6 pm.

Next Budget meeting is July 30, 2024 at 7pm.

### AUGUST 13, 2024

Meeting called to order at 6:00 pm.

Present: Rick Richter, Bob Stringer, Vic Park, Sonja Johnston, Richard Hatch, and Kathy Lesmeister.

Minutes were read and the Auditor stated that an email was received from Sonja Johnston dealing with a couple of corrections to the minutes. Sonja stated that they were the ones that had fireworks on July 6th, 2024 and that they cleaned up the debris when done. The minutes had stated: Brenda Wagner brought a complaint to the City Council about fireworks being lit off by her house on the 6th of July and that trash from used fireworks were left around the lake in different areas for someone else to clean up.

The second part of the sentence was vague and wasn't specific about the area around the lake and will be a stand alone sentence: There was debris from fireworks left in other areas around the lake. The trash from fireworks by the boat dock area was cleaned up by someone else. There was some discussion about when fireworks have been lit off in the past. The Century Code states when Fire-

works are allowed to be sold in ND, but nothing is said about when they are allowed to be lit off. The weather and the day of the week that the 4th falls on will play a big part for when fireworks are utilized and use common courtesy for how late into the night since some are really loud. Next correction that Sonja brought up was about the water sitting on the street going by Richard Hatch's house after a rain. She stated "they never removed any drain tube (whatever that is) from the front of there house". The minutes stated "It was commented that there used to be a drain tube on the other side of the road but the current owners removed it". This comment will be removed from the minutes. Rick and Sonja discussed what had been done on the property that she owns and what the City is able to do to help keep the flow of water run off after a rain. After some discussion it was decided that the drain ditch flow has been impeded on the North end of Main Street.

After these changes the minutes were approved; 1st by Bob and 2nd by Vic.

Bills and finances were presented and approved as read; 1st by Vic and 2nd by Bob.

Bills: Central Plains 90447 gal \$1175.68, Ottertail \$560.25. DCT \$43.25, ND Health Dept \$14.00, Double M Sanitation \$2343.75, Vic Park \$184.70, Bob Stringer \$184.70, Rick Richter \$209.32, Kathy Lesmeister \$600.27, Jon Oatis \$757.27, Arrowwood (gas) \$903.08, Postage \$236.04, BND \$14900.00, Dept of Health \$25.00, ND Chem Lab \$87.39, Walmart \$34.14.

Income: Garbage \$2250.00, General \$3692.52, Hiway \$834.93, Maintenance \$747.00.

Park Tax \$114.13, Sewer \$415.00, Water \$1483.12, Water Tower \$2075.00

Expense: Garbage \$2343.75, General \$2640.99, Hiway \$369.40, Sewer \$468.61, Streetlights \$282.52, Water \$1388.23, Water Tower \$171.24. Old Business: Jerome Lies was looking to buy land by the tree pile. This land was given to the City of Sykeston for recreational purpose. A motion was made that the City is not entertaining the sale of City owned property around the lake at this time. 1st by Vic and 2nd by Bob. The budget was touched on again. The garbage fund is just breaking even and with the possible increase in expenses, the rate will increase by

\$3.00 per account and \$1.00 per extra tote for the year 2025; 1st by Vic and 2nd by Bob.

Grant application for the water line and generator project has been submitted again.

New Business: Correspondence was presented. WSI has changed from yearly to quarterly for submitting reports. Bank Forward CD is up for renewal. See what the renewal interest rate will be. Curb stops and new lines was the next topic for discussion.

What part of the water line is the customer financially responsible for? The City is responsible up to the curb stop and from the curb stop to the property and is the customers responsibility. The customer is also responsible for the water meter on there property. If there were to be any new development, the customer would be responsible for the new main, curb stop and new line that did not have water or sewer. A lift station would have to be added to deal with the new lines. Motion was made that requests for information need to be in written form either mailed to the City or hand delivered to the Council e-mailing or texting requests will not be honored; 1st by Bob and 2nd by Vic.

Meeting adjourned at 7:15pm. Next meeting is September 10, 2025 at 6pm.

Kathy Lesmeister, Auditor  
Rich Richter, Mayor,  
Sykeston City Council  
(Publish October 14, 2024)

## NOTICE OF CANCELLATION WATER PERMIT NO. 1000

TAKE NOTICE that the Department of Water Resources has initiated the cancellation process for Perfected Water Permit No. 1000 for three or more years of successive non-use. The permit is held by GUSSIAAS, JOEL AND MARVAE, for the annual use of 36.0 acre-feet of water from the James River for Industrial purposes. The authorized pumping rate is 314.1 gallons per minute. The priority date is April 30, 1962. The point of diversion is the NW1/4 SE1/4 of Sec. 04, T. 147 N., R. 065 W., Foster County.

TAKE NOTICE that written comments regarding the proposed cancellation must be filed in the North Dakota Department of Water Resources, 1200 Memorial Highway, Bismarck, North Dakota 58504-5262, by 5 o'clock p.m., on the 8 day of November 2024. The Department of Water Resources shall consider all written comments received and issue a final decision which will be provided to the permit holder and any person who filed written comments.

Dated at Bismarck, North Dakota, on September 5, 2024.

/S/John Paczkowski, P.E.  
North Dakota State Engineer  
1200 Memorial Highway  
Bismarck, ND 58504-5262  
(Publish October 7 & 14, 2024)

## NOTICE OF BIDS BOULEVARD TREE REMOVAL

The Tree Board Committee for the City of Carrington is letting bids for removal of 10 trees on city boulevards.

Sealed bids will be received until 4:30 P.M., Tuesday, October 15, 2024 at City Hall, 103 10th Avenue North, Carrington, North Dakota 58421.

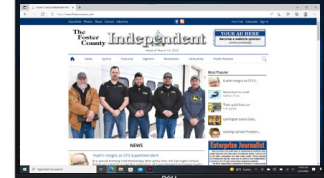
A copy of the spec sheet indicating the location and number of trees may be obtained from the office of the City Auditor anytime between the hours of 8:00 A.M. to 4:30 P.M., Monday through Friday or by calling 701-652-2911.

Bid opening will be held at the Tree Board Committee meeting on Wednesday, October 16, 2024 at 7:30 am at City Hall.

The City reserves the right to reject any or all bids or to waive any irregularities.

(Publish October 7 & 14, 2024)

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# BUSINESS DIRECTORY

### LARDY CONSTRUCTION, LLC

General Contractor  
Custom Homes • Garages • Additions • Remodels • Repairs  
Licensed • Bonded • Insured  
701-650-0541  
LardyConstruction23@gmail.com  
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### GUSSIAAS ELECTRIC

Christopher Gussiaas  
Owner/Master Electrician  
Master License #3465  
gussiaaselectric@gmail.com  
701-307-0715 • Carrington, N.D.

### SUMMIT SITEWORKS

THE PEAK OF CONCRETE  
We do residential and commercial foundations and flatwork.  
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office@summitsiteworks.com

### J&J Striping

Gravel, oversized rock, tree removal, farmstead cleanup  
Sewer & Water Installation  
Excavation & on the farm  
Livestock hydrants  
Jim at 652-5809 • Clinton 652-5735 • Josh 307-0097

### Carrington House Moving, Inc.

1495 7th Street South  
Over 50 years of experience in moving houses, pole barns, buildings and elevators, plus barn lowering and straightening.  
Call 652-2378

### TROJAN SEAMLESS GUTTERS

Also available:  
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### ORR Auctioneers

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www.BidOrr.com

### Schroeder Sawyer Service LLC

Jesse Schroeder - Arborist  
Tree Removal/Stump Grinding  
Veteran owned  
305 Main Street Carrington  
757-377-9008

### SCHULZ PLUMBING, HEATING & AC, INC.

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FLOYD SCHULZ  
Master Lic. No. 9006  
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Serving the area for over 30 years!

### DEA DIVIDE ELECTRICAL & AUTOMATION

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brianthomas@divideelectric.com  
1326 5th Avenue R  
New Rockford, ND 58356

### BESSETTE MOTORS

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652-2955 or 1-800-777-4546  
395 1st St. N Carrington, ND 58421

### BRINSTER LAW, P.C.

652-3400  
832 Main St.  
Carrington, ND 58421  
Kara Brinster  
Attorney at Law

### PAT BIEL TRUCKING, INC.

Gravel • Dirt • Clay • Sand  
Oversized Rock • Demolition Work  
Farm Site Clean-up  
Payloader, Dozer & Bobcat Work  
652-2619 :: 652-5821 :: 652-5148

### J&R Dirt Works, LLC

701-653-5838 or 701-652-3311  
Carrington  
Jason Hovdenes

### WESTEEL

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Grain Handling  
Equipment  
652-5133

### Hefty Seed - Hurdsfield

SEED, CHEMICAL AND FERTILIZER.  
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Home: 947-2017  
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Sales Consultant  
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Hair-care for the whole family!  
Specializing in hair loss.

## Southeast District Court

### September 1 - September 30, 2024 Criminal

Cristoffer Alan Bertilson, Carrington, N.D.: Storage unlawful. Condition: No Similar Violations. Unsupervised probation. Fee: city transfer fee, \$300. Comment: Defendant must complete property clean up within 60 days.

Jeffrey Allen Hulbert, Carrington, N.D.:

• Criminal Trespass. Condition: Comply with payment agreement. Not possess or own fire arms. Notify court of address change. Pay fine from bond posted. Set up payment schedule. Unsupervised probation. Violate no criminal laws. Fees: criminal administration fee, \$200; defense/facility, \$100; indigent defense application fee, \$35; restitution, \$2,589.39; victim-witness fee, \$25. Comment: Fines and fees are to be paid in full by the end of probation. Confinement: Agency: Stutsman County Correctional Center, Term: 30 Days. Report on 09/11/2024. Credit for time served: 1 Day. Comment: Concurrent with Count 2.

• Theft of services-Divert-under \$500. Condition: Not possess or own fire arms. Notify court of address change. Unsupervised probation. Violate no criminal laws. Confinement: Agency: Stutsman County Correctional Center, Term: 30 Days. Report on: 09/11/2024. Credit for time served: 1 Day. Comment: Concurrent with Count 1.

Wynston Anthony Parker, Akron, Ohio:

• Driving under suspension. Fee: criminal administration fee, \$125; defense/facility fee, \$100; fine/state, \$500; victim-witness fee, \$25. Confinement: Agency: Stutsman County Correctional Center, Term: 2 Days. Report on: 09/13/2024. Credit for time served: 1 day. Comment: Concurrent with Count 2.

• Reckless driving-Speed. Confinement: Agency: Stutsman County Correctional Center, Term: 2 Days. Report on: 09/13/2024. Credit for time served: 1 Day. Comment: Concurrent with Count 1.

Hunter Waylon Short Bear, Tokio, N.D.:

• Terrorizing-with a dangerous weapon-Adult victim. Condition: Appendix A, 09/10/2024, Active 09/10/2024. Comply with payment agreement. Pay fine from bond posted. Set up payment schedule. Supervised probation. Fees: criminal administration fee, \$400; defense/facility admin fee, \$100; fine/state, \$250; indigent defense application fee, \$35; victim-witness fee, \$25. Confinement: Agent: Stutsman County Correctional Center, Term: 30 Days. Report on: 09/10/2024. Credit for time served: 5 Days. Comment: Concurrent with Count 3.

• Refusal to halt. Condition: Comply with payment agreement. Not possess or own fire arms. Notify court of address change. Unsupervised probation. Violate no criminal laws. Fees: fine/state, \$250. Confinement: Agency: Stutsman County Correctional Center, Term: 10

Days. Report on: 09/10/2024. Credit for time served: 5 Days. Comment: Concurrent with Count 1.

Jordan Aaron Smith, Jamestown, N.D.: Failure to register as a sexual offender. Condition: Appendix A, 09/10/2024, Active 09/10/2024. Comply with payment agreement. Set up payment schedule. Supervised probation. Fees: criminal administration fee, \$400; defense/facility admin fee, \$100; victim-witness fee, \$25. Confinement: Agency: Stutsman County Correctional Center, Term: 90 Days. Report on: 09/10/2024. Credit for time served: 14 Days.

Phyllis Ann Devine, Cathay, N.D.:

• Driving under suspension-Alcohol related. Condition: Comply with payment agreement. Not possess or own fire arms. Notify court of address change. Unsupervised probation. Violate no criminal laws. Fees: criminal administration fee, \$125; defense/facility admin fee, \$100; fine/state, \$350; victim-witness fee, \$25. Confinement: Agency: Stutsman County Correctional Center, Term: 10 Days. Suspended: 6 Days. Credit for time served: 1 Day. Comment: Concurrent with Count 2.

• DUI-.16% or greater-1st off. Condition: Chemical dependency evaluation. Complete recommended treatment. Comply with payment agreement. Not possess or own fire arms. Notify court of address change. Set up payment schedule. Unsupervised probation. Violate no criminal laws. Fees: fine/state, \$750. Confinement: Agency: Agency unknown, Term: 10 Days. Suspended: 8 Days. Credit for time served: 1 Day. Comment: Concurrent with Count 1.

### September 1 - September 30, 2024 Traffic

Grant Martin Baril, New Town, N.D.: Speeding, \$10.

Jonathan Eugene Boehm, New Rockford, N.D.: Speeding, \$13.

Ryan Cecil Brown, Galivants Ferry, S.C.: Speeding, \$10.

Ramona Faye Chaske, Fort Totten, N.D.: Speeding, \$10.

Wylee Louis Delorme, Crary, N.D.: Speeding, \$10.

Mykhailo Didenko, Glenfield, N.D.: Wrong side of street, \$10.

Thomas Edward Durban, Jasper, Ga.: Overtaking where prohibited (No-Passing Zones), \$20.

Matthew Aaron Goyt, Brighton, Mich.: Speeding, \$15.

Jatinder Singh Grewal, Calgary, Alberta: Failed to yield right of way to pedestrian in crosswalk, \$50.

Arlin Duane Haider, Mandan, N.D.: Speeding, \$10.

Timothy Gilbert Hans, Garrison, N.D.: Failure to display registration tabs, \$20.

Pa Ya Hu, Huron, S.D.: Speeding, \$10.

Clifford Martin Jones, Chilliwack, British Columbia: Speeding, \$10.

Mary Louise Jones, Maddock, N.D.: Speeding, \$10.

Nathaniel Kerr, Arroyo Seco, N.M.: Speeding, \$12.

Kenneth J Kutz, Sykeston, N.D.: Driver failed to yield right of way to

pedestrian, \$20.

Sheilah Jane Kyburz, Bloomington, Minn.: Speeding, \$10.

Mario Alberto Martinez Marroquin, Mission, Texas: Speeding, \$15.

Abiodun Ganiu Odebiyi, Columbus, Ohio: Speeding, \$10.

Mark Anthony Simon-Henderson, Minot, N.D.: Speeding, \$10.

Lucas Lee Slack, Harrisburg, S.D.: Drove vehicle other than permitted by class of license, \$20.

Jacob William Stokes, Minneapolis, Minn.: Speeding, \$10.

Katharine Elizabeth Thurlow, Carrington, N.D.: Speeding, \$10.

Zachary Ray Zimmer, Warren, Mich.: Speeding, \$25.

Gagaram Vishal Balani, Mississauga, Ontario: Speeding, \$20.

William Joseph Bender, Jamestown, N.D.: Failure to wear seatbelt, \$20.

Jessica Lorraine Dudymott, New Rockford, N.D.: Vehicle w/ tinted or driver compartment window not to be used, \$20.

John Lee Hawkins, Minot, N.D.: Speeding, \$50.

Eric Sean Irani, Bismarck, N.D.: Speeding, \$20.

Kal Odvar Landa, Monticello, Minn.: Speeding, \$20.

Esgar Elyud Rios Espinoza, Grafton, N.D.: Speeding, \$20.

Tyler Josh Weichel, Bismarck, N.D.: Speeding, \$20.

Chelsea Daun Aljets, Carrington, N.D.: Speeding, \$20.

William Bachmeier, Carrington, N.D.: Speeding, \$20.

Randy James Bartsch, Minot, N.D.: Speeding, \$40.

Barbara Becker, Binford, N.D.: Speeding, \$30.

Gerald Belile, Carrington, N.D.: Speeding, \$20.

Bonnie Noel Dauenhauer, Kensal, N.D.: Speeding, \$23.

Lois Rochelle Hansen, Fargo, N.D.: Speeding, \$85.

John Hill, Ohsweken, Ontario: Speeding, \$50.

Paul Kammen, Rosemount, Minn.: Speeding, \$20.

Marcus A Kollman, Kensal, N.D.: Speeding, \$30.

Katie Marie Larson, Grace City, N.D.: Speeding, \$18.

Amanda Lee, Kensal, N.D.: Speeding, \$15.

Dusty Lynn Nelson, Garrison, N.D.: Speeding, \$20.

Dawn Michelle Ohara, Minot, N.D.: Speeding, \$25.

Rylan Allen Olson, Minot, N.D.: Overtaking where prohibited (No-Passing Zones), \$20.

Cale Olthoff, Minot, N.D.: Speeding, \$45.

Joseph Leon Rhoades, Minot, N.D.: Speeding, \$45.

Nathan Richard Markus Rue, New Rockford, N.D.: Operated vehicle without stop lamps, \$20.

Mathew Schuh, Minot, N.D.: Speeding, \$20.

Kayla Schumacker, New Rockford, N.D.: Violation of registration provisions, \$20.

Brian Douglas Snow, Kensal, N.D.: Driving CMV with improper class or endorsement, \$20.

Jeffrey Stoklosa, Edmonton, Alberta: Speeding, \$55.