

Public Notices

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Attorneys for: Personal Representative

IN THE DISTRICT COURT OF
 MERCER COUNTY, STATE OF
 NORTH DAKOTA

In the Matter of the Estate of James
 O. Kusler, Deceased.

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above Estate. All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication of this Notice or said claims will be forever barred. Claims must either be presented to Johnell J. Kusler, Personal Representative of the above-named estate, in care of Maxson Law Office, P.C., at 320 – 16th Street NW, Minot, ND 58703, or filed with the Court.

Dated this 30th day of December, 2021.

Johnell J. Kusler, Personal Representative

Jacob C. Maxson (ID #06747)
 MAXSON LAW OFFICE, P.C.
 320 – 16th Street NW
 Minot, ND 58703

Attorneys for Personal Representative

First publication on the 20th day of
 January, 2022.

(1-20-22)(1-27-22)(2-3-22)

**CITY OF GOLDEN VALLEY
 SPECIAL MEETING MINUTES
 JANUARY 12, 2022**

The meeting was called to order at 7:03 pm by President Rodney Brecht. Council members present were: Rod Brecht, Kyle Lukenbach, and Kenton Richau.

Council member(s) absent were: Deen Brecht and Shannon McKay.

Motion by Kenton Richau, second by Kyle Lukenbach to approve Annual Liquor License for the Saddle Sore Saloon with payment within 30 days of meeting. Roll call vote – all voted in favor.

Next meeting to be held Tuesday, February 1, 2022, at 7:00pm.

Meeting adjourned at 7:07 p.m.

These minutes are unofficial and subject to council review and approval. Rodney Brecht, President
 Rachel Helling / Krista Richau, Auditor
 (1-27-22)

**MERCER COUNTY
 COMMISSION MINUTES
 DECEMBER 15, 2021**

The meeting was called to order at 9:00 AM by Chairman Gene Wolf. Present were Commissioners Wayne Entze, Liza Taylor, Travis Frey, Marvin Schwehr and Auditor Shana Brost. Others present during portions of the meeting were Sherwin Wanner, Candy Strand, Cyndi Zueger, David Lundstrom, Randy Becker, Dwight Berger, Nick Swenson, Andy Thomas, Kris Schwab, Charlie Hankins, Jeff Skaare, Wade Boeshans, Craig Askim, Jim Albers, Curt Pierce and Dan Arens of BHG News.

Entze moved to approve the agenda as presented. Taylor seconded. All voted aye. Motion carried.

Schwehr moved to correct the wording as stated. Frey seconded. All voted aye. Motion carried.

Frey moved to approve the minutes as amended. Schwehr seconded. All voted aye. Motion carried.

The board reviewed the bills. The bills were tabled until later in the meeting. Cyndi Zueger, Tax Director/Land Use Administrator, presented 11 temporary use permit renewals to the board.

#575 North Dakota Proppant—Sand & Gravel Mining W ½ 10-144-85

#576 Buffalo Sands—Sand Mining NE ¼ 23-144-86

#577 Buffalo Sands—Haul Road W ½ 14-144-86

#580 Randy Byrum—Sand and Overburden Pit E ½ of SE ¼ 32-145-87

#581 Randy Byrum—Scoria Pit S ½ N ½ 33-145-87

#582 Trotter Construction—Scoria Pit Frac NW ¼ 28-146-88

#583 Strata—Portable Crushing 24 ac in SW ¼ 26-144-84

#584 Energy Sand Solutions—Sand Mining S ½ 5-144-85

#585 Asgard Resources—Sand Mining Wash Plant N ½ 25-144-86 & W ½ & W ½ E ½ 24-144-86

#586 Asgard Resources—Haul Road Frac of NW ¼, NE ¼ & S ½ 13-144-85

#587 Casey Voigt—Scoria Pit 10 ac. in NW ¼ 31-143-88

Frey moved to approve all temporary use permit renewals except #583. Schwehr seconded. All voted aye. Motion carried.

Frey moved to approve temporary use permit renewal #583 for Strata. Taylor seconded. All voted aye. Motion carried.

Schwehr moved to rescind the Mercer County Stage I Burn Ban that was put into effect on June 2, 2021 and the Mercer County Fireworks Ban that was put into effect on June 21, 2021. Taylor seconded. All voted aye. Motion carried.

Schwehr moved to approve William Marlenee to fill the unexpired term on Planning & Zoning that will expire on June 30, 2022. Frey seconded. All voted

aye. Motion carried.

Entze moved to reappoint William Kirk and Richard Scheid to the Mercer County Water Resource Board with the term beginning January 1, 2022 and expiring on December 31, 2024. Taylor seconded. All voted aye. Motion carried.

Frey moved to change the regular scheduled commission meeting on January 19, 2022 to January 18, 2022 at 9 AM in the Boardroom of the Mercer County Government Center, Stanton, North Dakota. Taylor seconded. All voted aye. Motion carried.

Entze moved to approve the November Sheriff fees in the amount of \$8199.21. Taylor seconded. All voted aye. Motion carried.

Taylor moved to approve the opiate settlement. Frey seconded. All voted aye. Motion carried.

Schwehr moved to approve the Master Service Agreement with Interstate Engineering. Taylor seconded. Schwehr, Taylor, Entze, Wolf voted aye. Frey abstained. Motion carried.

Craig Askim, Mercer County/NDSU Extension Agent, gave the board a year-end report for the extension agency.

The board recessed at 10:36 AM.

The board reconvened at 10:45 AM. The board reached Road Superintendent, Ken Miller, via telephone to get clarification on a few bills they had questions for.

Frey moved to approve the Hazen Winter Sports gaming permit for electronic gaming at the Hazen Golf Club. Taylor seconded. All voted aye. Motion carried.

Frey moved to transfer \$44,950 from the CD Interest Fund to the General fund to cover the overage on the bill from the State Auditor's office. Taylor seconded. All voted aye. Motion carried.

Frey moved to approve the bills as presented. Taylor seconded. All voted aye. Motion carried. The following vouchers (#45177-45265) were approved for payment: ABRAHAMSON, BRENT, \$37.00; ACCURATE CONTROLS, INC., \$445.24; ARMOR INTERACTIVE, \$1,881.00; ASKIM, CRAIG, \$153.86; BADGEPASS, \$4,872.00; THE BEACON, \$1,962.91; BI INC-BANK OF AMERICA LOCKBOX SRV., \$108.00; BLOOM'N HOUSE, \$160.00; BRONSON'S MARKETPLACE, \$2,967.29; BROST, SHANA, \$28.00; LUCKY'S TOWING AND REPAIR, \$250.00; CARDMEMBER SERVICE, \$922.78; CHARM-TEX, INC., \$36.80; CITY OF BEULAH, \$79.05; CITY OF GOLDEN VALLEY, \$29.60; CITY OF STANTON, \$6,541.93; CPS, \$3,791.60; CUSTER HEALTH DISTRICT, \$3,208.85; D & E SUPPLY CO INC., \$1,961.77; DACOTA PAPER CO, \$2,104.34; DEFENSE TECHNOLOGY, LLC, \$284.40; DE-

TACTACHEM, INC., \$189.53; DIRECT MED, \$340.04; DIRT PRO SERVICES, \$155.00; ELECTRONIC COMMUNICATIONS INC., \$1,585.50; ENTZE, WAYNE \$83.60; FARMERS UNION OIL CO., \$122.68; FARMERS UNION OIL CO., \$25.70; FIRESIDE OFFICE SOLUTIONS, \$76.00; FITTERER OIL HAZEN LLC, \$3,328.00; WEX BANK, \$2,451.97; WEX BANK, \$2,337.97; GALLS/QUARTERMASTER, \$229.31; HAZEN DRUG, \$501.80; HAZEN HARDWARE HANK, \$334.23; HAZEN MOTOR CO., \$4.82; HAZEN MOTOR CO/FARM IMPLEMENT SHOP, \$145.00; HAZEN STAR, \$370.98; HIGH PLAINS CONCEPTS, \$60.00; INFORMATION TECHNOLOGY DEPARTMENT, \$1,274.68; INTERSTATE ENGINEERING INC., \$23,483.36; J & M HARDWARE, INC., \$2,256.50; KRAUSE SUPER VALU, \$79.96; DONOVAN & KAFFAR PLLP, \$1,644.10; LANGUAGE LINE SERVICES, \$90.00; LEGEND-AIR LLC, \$1,288.00; JP MORGAN CHASE BANK NA, \$193.00; M & M DISTRIBUTION LLC, \$499.00; MATTHEW BENDER & CO., INC., \$256.86; MCCAIN, DAVID A., \$5.00; MENARDS, \$677.89; MERCER COUNTY HIGHWAY DEPARTMENT, \$159.81; MIDCONTINENT COMMUNICATIONS, \$140.32; MILBRADT, KURT, \$170.00; NAPA, \$2,820.99; ND ASSOCIATION OF COUNTIES 911, \$873.43; OFFICE OF ATTORNEY GENERAL, \$1,165.00; ND DEPT OF HUMAN SERVICES, \$1,279.19; ND SECRETARY OF STATE, \$36.00; QUADIENT FINANCE USA, INC., \$500.00; NEUBERGER OIL COMPANY, \$24,868.71; NORTH DAKOTA ENVELOPE COMPANY, \$196.38; NORTHWEST TIRE AUTO SERVICE INC., \$7,723.54; OFFICE OF THE STATE AUDITOR, \$74,950.00; OK AUTOMOTIVE, \$48.02; OLSON ELECTRIC, \$2,336.77; BOYER, AMANDA, \$70.56; PHARMCHEM, INC., \$440.30; POMP'S TIRE SERVICE INC., \$142.36; PRAIRIE SCAL SYSTEMS, INC., \$1,167.48; LINDE GAS & EQUIPMENT INC., \$157.78; QUILL OFFICE PRODUCTS, \$42.15; RDO EQUIPMENT CO., \$2,125.02; RETTERATH REAL ESTATE, LLP, \$2,025.00; ROUGHRIDER ELEC-

TRIC COOPERATIVE INC., \$943.33; SCHUTT, KEITH, \$6.00; SNS AUTO-SUPPLY LLC, \$399.00; SOUTHWEST BUSINESS MACHINES INC., \$323.76; SOUTHWEST WATER AUTHORITY, \$52.54; SPS COMPANIES, INC., \$1,143.50; STROUP INSURANCE INC., \$50.00; TAYLOR, LIZA, \$34.72; TESKY, LEONARD, \$210.00; THE HUB CONVENIENCE STORES, INC., \$241.17; UNIFORM CENTER, \$476.92; VANGUARD APPRAISALS INC., \$2,745.60; VERIZON WIRELESS, \$42.00; WEST RIVER TELECOMMUNICATIONS, \$3,901.3; ZUEGER, CYNDI, \$33.60 (Total \$209,959.16)

Taylor moved to appoint Todd Schwarz as the Mercer County State's Attorney effective immediately until December 31, 2022 at a starting wage of \$105,000 annually. Frey seconded. Taylor, Entze and Wolf voted aye. Frey and Schwehr voted nay. Motion carried.

Wolf and Frey gave their portfolio updates.

Frey moved to award Cell 6 lining project at the Landfill to Northern Improvement in the amount of \$123,985.70, and contingent upon approval of SRF funding award Northern Improvement both Cells 6 & 7 in the amount of \$168,747.40. Schwehr seconded. Frey, Taylor, Entze, and Wolf voted aye. Schwehr voted nay. Motion carried.

Taylor, Entze, and Schwehr gave their portfolio updates.

Wade Boeshans, Summit Carbon Solutions, gave the board an overview of Project Tundra in capturing CO2 and storing it.

Frey moved to approve the following temporary use permit renewals:

#578 Summit Carbon Solutions—Test Holes S ½ S ½ 12-142-88

#579 Summit Carbon Solutions—Test Holes NE ¼ 35-141-88

Schwehr seconded. All voted aye. Motion carried.

Kris Schwab, CoreFacility Solutions, discussed the initial assessment on the Mercer County Government Center for a HVAC upgrade. Frey moved to advertise the RFP (request for proposal) for facility

ATTENTION SUNFLOWER GROWERS

The North Dakota Oilseed Council - Sunflower election for Mercer County will take place on Monday, January 31, 2022, at 11:00 a.m. (CT) at the Hazen City Hall, 146 Main Street East, in Hazen, ND.

ELECTION

Anyone who has planted Sunflowers in 2021 or intends to plant in 2022 and is a participating producer who resides in Mercer County is eligible and encouraged to vote or can be a candidate.

For more information contact the North Dakota Oilseed Council at 701-328-5107.

ATTENTION DRY PEA & LENTIL GROWERS

The North Dakota Dry Pea and Lentil Council election for Mercer County will take place on Monday, January 31, 2022, at 11:00 a.m. (CT) at the Hazen City Hall, 146 Main Street East, in Hazen, ND.

ELECTION

Any person who has not applied for a refund for at least three years, plants or causes to be planted a Dry Pea or Lentil crop in which the person has ownership interest with the intent that upon maturity the crop will be harvested is entitled to vote or can be a candidate.

For more information contact the North Dakota Dry Pea and Lentil Council at 701-222-6338.

ATTENTION BARLEY GROWERS

The North Dakota Barley Council election for Mercer County will take place on Monday, January 31, 2022, at 11:00 a.m. (CT) at the Hazen City Hall, 146 Main Street East, in Hazen, ND.

ELECTION

Each person, landlord, tenant, husband and/or wife who planted Barley in 2021 or intends to plant Barley in 2022 and who has not claimed any barley tax refund within the past year (except for duplicate payments), are eligible electors and can be candidates.

For more information contact the North Dakota Barley Council at 701-239-7200.

**STATE OF NORTH DAKOTA
 PUBLIC SERVICE COMMISSION**

Public Service Commission Case No. GS-21-442
 Pipeline Safety
 Rulemaking

Public Service Commission Case No. RC-22-28
 Surface Coal Mining and Reclamation
 Operations Rulemaking

**NOTICE OF INTENT TO
 ADOPT AND AMEND ADMINISTRATIVE RULES
 AND NOTICE OF PUBLIC HEARING**

January 18, 2022

PLEASE TAKE NOTICE that the Public Service Commission will hold a public hearing to address proposed amendments to the North Dakota Administrative Code to amend Section 69-09-03-02, to amend Section 69-05.2-05-06, to amend Chapter 69-05.2-16 index, to amend Section 69-05.2-16-03, to amend Section 69-05.2-16-20, and to amend Section 69-05.2-20-01. A public hearing will be held on the proposed rules at:

**Commission Hearing Room
 12th floor, State Capitol
 Bismarck, North Dakota
 1:30 p.m., Central Time
 Wednesday, March 9, 2022**

Written comments may be submitted to the Public Service Commission until the close of business on 21 March 2022.

A copy of the proposed rules, analyses, and statements may be obtained at or by writing the Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480, 701-328-2400, toll free 1-877-245-6685, Relay North Dakota TTY: 1-800-366-6888, or ndpsc@nd.gov. This information is also available to view on the Public Service Commission's web site at www.psc.nd.gov under "Formal Actions/Case Search".

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the agency at the above telephone number or address at least 24 hours prior to the public hearing.

PUBLIC SERVICE COMMISSION

Randy Christmann Commissioner Julie Fedorchak Chairman Vacant

**NOTICE OF PUBLIC
 HEARING TO AMEND
 NORTH DAKOTA
 WORKFORCE SAFETY
 & INSURANCE MEDICAL
 FEE SCHEDULES**

Relating to Pharmacy.

**ND WORKFORCE
 SAFETY &
 INSURANCE (WSI)**

will hold a public hearing to address the proposed amendments to the North Dakota Administrative Code.

**WORKFORCE
 SAFETY & INSURANCE
 Board Room
 Century Center
 1600 East Century Ave
 Bismarck ND
 Monday, March 28, 2022
 9:00 a.m. CT**

A copy of the proposed amendments to the medical fee schedule may be obtained by writing to Workforce Safety & Insurance, Attn: Harvey Hanel, PO Box 5585, Bismarck, ND 58506-5585 or calling 800-777-5033 or TYY (701) 328-3786. Written comments may be submitted to Workforce Safety & Insurance, Harvey Hanel, Medical Services and Pharmacy Director, P.O. Box 5585, Bismarck, ND 58506-5585, until the close of business, April 4, 2022. If you plan to attend the public hearing and require special accommodations relating to a disability, please contact Workforce Safety & Insurance at the above telephone number or address at least five days prior to hearing.

Dated this 18 day of January, 2022