

teers at any given time. He said the goal is to make 100,000 sandbags a day.

Williams was tying off bags. "We've got a good crew going here," he said. "We'll be at our million in

Cass County correctional officer Derek Hodges said the program was working smoothly. "They can't wait to get

inmates. "It's their community, too." Claudia Elser of West Fargo had a day off and prepped sandbags for fill-

proactive this year," she said, adding that it doesn't feel like a flood emergency. "Everyone says it seems

*Helmut Schmidt is a reporter for The Forum of Fargo-Moorhead, which is owned by Forum Communications Co.*

# Sandbag storage facility collapses under the weight

By Dave Roepke

FORUM COMMUNICATIONS CO.

The floor collapsed in a utility-leased sandbag storage facility in Fargo on Monday, the first day of a push to prepare 1 million sandbags for a possible flood.

Larry Schuh, an assistant fire chief in Fargo, said the weight of the roughly 5,000 sandbags that'd been taken to 2600 3rd Ave. N. appear to have caused the collapse.

The four or five people who were stacking sandbags in the building were not injured, Schuh said. The collapse was reported to the Fire Department at 10:02 p.m., he said.

The sandbags - roughly two semi-truck loads that would have weighed about 25 tons - broke a gas line

in falling to the basement of the building, causing a gas leak that required fire crews to vent the building for 45 minutes before they entered, Shuh said.

Police diverted traffic in four city blocks in the area for at least two hours because of concerns about an explosion, Shuh said.

Terry Ludlum, the solid waste utility manager, said between 33,000 and 35,000 sandbags were made by 8 p.m., meaning the collapse involved about one-seventh of the bags assembled in Fargo on the first day of its sandbagging operation.

It wasn't clear if the bags could be salvaged, but the city would preserve them if possible, Ludlum said.

Ludlum said space was quickly arranged to

replace what storage capacity may be lost if the site of the collapse can no longer be used. Sandbags require warm storage so they are pliable when eventually used for makeshift levees.

City property records indicate the building, which once housed boat manufacturer Sugar Sand Marine, has about 33,600

square feet and was built in 1956. Shuh said it had been abandoned for at least 17 years.

Ludlum said the city was counting on using about 25,000 square feet in the Sugar Sand Marine building, or enough space for about 100,000 sandbags.

An extra 20,000 square feet was freed up at another of the three heated

buildings the city is leasing for sandbag storage - the Rott Keller building at 65 28th St. S., Ludlum said. He said negotiations are still ongoing for space in two additional buildings.

Fargo has leased enough storage space for about 1.6 million sandbags, he said.

None of the other storage spaces Fargo is leasing have basements, Ludlum said. He

said city officials relied on information from real estate agents and property owners to ensure space being rented could hold the necessary weight.

Inforum searchword: flood

*Dave Roepke is a reporter for The Forum of Fargo-Moorhead, which is owned by Forum Communications Co.*

**PUBLIC NOTICES**

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## Public Notice

ADVERTISEMENT FOR BIDS  
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NOTICE IS HEREBY GIVEN, that sealed bids for the construction of **SEAL COAT, PATCHING, CONSTRUCTION, AND RECONSTRUCTION DISTRICT #10-41**, will be received by the City of Jamestown at the office of the City Administrator until 1:15 p.m., March 23, 2010, at which time all bids will be opened and read publicly.

All bids must be submitted on the **PROPOSAL FORMS** provided, and all work shall be done in full compliance with:

- 1) The **PLANS & SPECIFICATIONS** for the project.
- 2) Any **GENERAL PROVISIONS** and **SPECIAL PROVISIONS** for the project.
- 3) The **CITY OF JAMESTOWN STANDARD SPECIFICATIONS, 2010**, which are on file in the offices of the City Administrator and the City Engineer of the City of Jamestown. Copies of the **PLANS, SPECIFICATIONS**, and **PROPOSAL FORMS** may be obtained from the City Engineers office, Jamestown, North Dakota, at a nonrefundable cost of \$35.00.

The work consists of the following approximate quantities:

- 1) **135 CITY BLOCKS OF PATCHING, CRACK SEAL, LEVELING, AND SEAL COAT**, and related items.
- 2) **6 ASPHALT CITY ALLEYS OF PATCHING, CRACK SEAL, LEVELING, & SEAL COAT**, and related items.
- 3) **9 GRAVEL ALLEYS OF GRAVEL REMOVAL, BASE PREPARATION, GRAVEL REPLACEMENT, GRAVEL COMPACTION** and related items.

All bids are to be submitted on the basis of cash payment for the work and materials, and are to be enclosed in a sealed envelope, which must be addressed to the undersigned City Administrator. In a separate sealed envelope that is attached to the outside of the bid envelope there shall be a copy of the bidder's CONTRACTOR'S LICENSE or CERTIFICATE OF RENEWAL which shall be accompanied by a bidder's bond in the amount of 5% of the total bid, executed by the bidder as principal, and by a surety company authorized to do business in North Dakota, as a guarantee that the bidder will enter into a contract for performance of such work if the contract is awarded to him. All bid security shall comply with **SECTIONS 48-01.1-05**, and amendments thereto of the NORTH

### DAKOTA CENTURY CODE.

There shall be endorsed upon the outside of the bid envelope containing the bid the following:

- 1) **SEAL COAT, PATCHING, CONSTRUCTION, AND RECONSTRUCTION DISTRICT #10-41.**
- 2) The **CLASS OF LICENSE** held by the bidder.
- 3) The **NUMBER** of the bidder's license.
- 4) The **NAME** of the person, firm, or corporation submitting the bid.
- 5) The **DATE** on which the license was issued or renewed.

The work on **PHASES 1, 2**, shall be completed by **AUGUST 15, 2010**, and **PHASE 3** shall be completed by **OCTOBER 15, 2010**, unless otherwise indicated in the **SPECIAL PROVISIONS**.

The City Council of the City of Jamestown, North Dakota, reserves the right to reject any or all bids, to waive any irregularities, and to hold bids until the next regularly scheduled City Council meeting.

**BY ORDER** of the City Administrator of the City of Jamestown, North Dakota.

Jeff Fuchs, City Administrator

PUBLISHED March 2, 9, 16, 2010

### STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION

Offer Tail Power Company

2010 Renewable Resource Cost Recovery Adj. Factor

Tariff

Case No. PU-10-18

NOTICE OF OPPORTUNITY FOR HEARING

February 24, 2010

On December 31, 2009, Offer Tail Power Company (Offer Tail) filed a request for approval of its 2010 Renewable Resource Cost Recovery Adjustment Factor (Factor) filed under its Renewable Resource Cost Recovery Rider (Rider) for recovering costs associated with wind farms. The proposed 2010 Factor includes updated actual and forecast cost and revenue information for investments in the Langdon, Ashtabula, and Luverne Wind Projects. The 2010 Rider, as proposed, would add

\$0.00203/kWh for an increase of \$1.52/month for a typical residential customer using 750 kWh.

The Commission's May 21, 2008 Order in Case No. PU-06-466 determined that the investment in the Langdon Wind Project is prudent and associated costs were approved for inclusion in the Factor. The Commission's November 25, 2009 Order on Settlement in Case No. PU-08-742 approved the inclusion of costs for the Ashtabula Wind Project in the Factor. The inclusion in the Factor of costs for the Luverne Wind Project has not yet been approved.

The issues to be considered include:

1. Is Offer Tail's investment in the Luverne Wind Project used and useful for the service and convenience of the public in North Dakota?
2. Should costs associated with the Luverne Wind Project be included in the Factor?
3. What Factor is necessary to provide a just and reasonable rate of return on Offer Tail's Commission approved investment in wind farms, used and useful, for the service and convenience of the public in North Dakota?

Petitions to intervene must be received by April 2, 2010. Comments and requests for a hearing must be received by May 12, 2010. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. If deemed appropriate, the commission can determine these matters

without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission.

PUBLIC SERVICE COMMISSION  
Tony Clark, Commissioner  
Kevin Cramer, Chairman  
Brian P. Kalk, Commissioner  
March 2, 2010

**PUBLIC NOTICES**

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## Plaintiffs in lawsuit file response to brief

By Tu-Uyen Tran

FORUM COMMUNICATIONS CO.

Plaintiffs in the lawsuit involving the University of North Dakota's Fighting Sioux nickname have filed a reply to a brief the state Board of Higher Education earlier filed with the state Supreme Court.

The key arguments continue to be, from the state's side, that the plaintiffs, nickname supporters from the Spirit Lake Dakota Nation, have no standing to sue and that the state has the right to retire the nickname whenever it chooses.

From the plaintiffs' side, the argument continues to be that the plaintiffs are third-party beneficiaries to the agreement between the state and the NCAA, which considers American Indian nicknames offensive. The agreement says UND has until Nov. 30 to win the support of both the state's Sioux tribes or retire the nickname.

The state board has indicated it would like to retire the nickname earlier than that so UND can apply to join the Summit League athletic conference, which won't consider any membership application until the nickname issue is resolved.

The plaintiffs say that's

a breach of agreement with the tribes and with them. They thought they'd have until Nov. 30.

The state has said the tribes might be third-party beneficiaries, but not individual tribal members, such as the plaintiffs.

The plaintiffs' new filing says that individual members also count because Indians have a unique status under U.S. law allowing individuals to sue on behalf of the tribe.

The Supreme Court is scheduled to hear the appeal March 23.

*Tu-Uyen Tran is a reporter for The Grand Forks Herald, which is owned by Forum Communications Co.*

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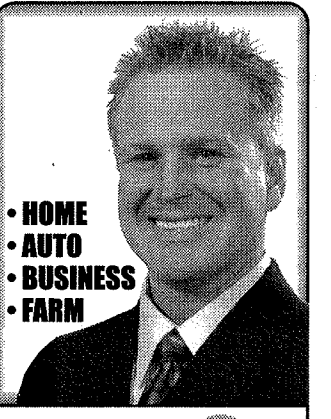
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