

Oster called Callahan said his answer to Oster would be there today, and they yesterday but Oster didn't know they will continue to be there the week and stay ahead on his on the construction side dropping electric in. Callahan said they've extra crews to work 10-hour days a week and have requested working to help out with projects in Willis-

MDU is also installing AMR's in and Callahan for the check, keep-communications open and going beyond the call of duty when it's required to get the 40 units in at Cim-

of Commissioners  
nt of the Board  
Capital Improvement Plan  
Development  
said there was a meeting with vari-entative of state agencies and re-ommunity leaders to unveil a new intended to assist communities to pt to the demands being placed on il activity. The initial thought was to studies that would better identify eptive needs of the communities orm the Governor and the Legisla-rms that might be appropriate ex- the State of North Dakota.

roduced Shane Goettle, Commis-Department of Commerce.  
iefully outlined the initiatives that he up: 1) Transportation -the County upers have been asked to partici-doing a township and county road the survey has been completed, 2) The ND Housing, Finance Agency, it of Commerce and the Bank of port development of a comprehen-ssment of current and projected eeds. Goettle said Phase 2 of the initiative was outlined at the meeting the State will cost share and they six communities in the study to in-ord City, Stanley, Tioga, Williston, and Parcell have been invited with e of November 15, 2010 of about Goettle said they are taking com-nds from all six communities. They work with Minot State University dn't work out. Goettle said they are illiston to participate in the housing a 30% level or it is estimated the cost Williston \$30,000 and the State 70%. Goettle said Phase 3 will be with employers getting their infor-nd city capacity and strengths and ey see as optimal as a region and City and State needs to do, 3) Work- the ND Petroleum Council and the ment of Commerce are conducting e needs assessment to project the and skill needs for the oil and natu-ndustry and industry sub-sectors, and in permanent housing, apart-nd crew camps, 4) Technical Assis-his matching grant program is avail- the ND Department of Com- will assist cities and counties in oil ndent areas to craft plans for water, d other infrastructure needs through. id there is \$300,000 to address the f oil and gas development on our ill cost share 25%.

said since the 1953 Legislature of otota rescinded County and local po-ivisions the ability to levy property e oil industry and manage the im- h is what had been done initially, in-ed a 5% gross production tax on oil nd as a tax in lieu of that property been felt that the State then ac- responsibility to fund the impacts dation of the infrastructure.

l commended him and Governor o analyze the impacts and prepare ng for the next Legislative session relief in that section. Goettle replied he was here in April he learned the ng study in Williston was 2006 and thought that it needed to be up-Goettle commented it has been a working them as well.

asked if the Governor will be able these timelines for his budget rec-ions or will we be in a Legislative ith separate bills, Goettle replied ave access to the information and ng in and putting that information lished and draft form so people can o takes time and effort. Prior to the otober there won't be a lot of infor- work with on budget proposals and already talking about budget propos- at will inform a lot of what the Gov- dget process will entail. November target date to get the information out ic.

aid the specific studies such as the hich the City of Williston will be in was a motion at the last meeting he concept. Rollstad said they e back to the Commission with a fic fiscal note.

aid he met with Russ Sorenson re- the Williston Capital Improvement he has been working a lot on this eser said they've been working on ying to figure out how to get ready legislative session and find out what are. Koester said this is a "moving at is said are issues and anticipate sts can change a month down the

would have to be approved through the Commission, and then he has a follow up duty to contact Mr. Larson and inform him of what the City intends to do.

Koester said the City will be installing curb and gutter in the street to the alley with a paved road to their garages.

MOTION BY BOGAR, 2ND BY KLUG, to continue the process as presented by the City Attorney.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

c.Proposed Letter on Brigham Well

ABSENT & NOT VOTING: None  
CARRIED: 5-0

B. Vice-President; Finance Commissioner  
C. Street and Improvement, Sanitation, Cemetery and Public Works Commissioner  
D. Fire, Police, and Ambulance Commissioner

1. Lease Agreement for Ambulance  
Cymbaluk stated meeting with Chief Hanson regarding leasing out an ambulance to Medical Air Rescue out of Rapid City, South Dakota. Cymbaluk told Chief Hanson he would bring it to the Board and ask for permission to pursue this and Chief Hanson is drafting a lease. Koester asked if they are wishing to lease from us, Cymbaluk said they are looking at leasing the ambulance that isn't being used unless there is a crisis. Cymbaluk said the Chief and the EMT's are for this idea and it will take some load off their work. Koester asked if they will be leasing and using the equipment in Rapid City or utilizing it in Williston, Cymbaluk replied it is an air rescue where they will fly in and use the ambulance to haul the person to airport. They will also pay for the gas and maintenance and there was a question regarding the insurance and they were told the Chief will look into that. Cymbaluk said he is working with Mr. Shear on this project due to the absence of Chief Hanson.

Klug asked are they flying into Williston, retrieving the ambulance to go into the field to get a person and fly them out from Williston, Cymbaluk said partially yes, if a person needs to be transported to Bismarck or elsewhere where the company will take them and in return for the use of the ambulance they will pay a monthly flat fee. Kautzman stated the ambulance will get them from the hospital to the airport. Bekkedahl thought there is a helicopter that goes to the airport and that there are already transports to the airport for ambulance and asked why this is different, Cymbaluk said it would be "our" people doing the work, otherwise their people would have to move to Williston and its felt there would be enough activity for this lease. Koester asked if there would be a negative impact on what is generated on the ambulance, Cymbaluk said yes it would and Shear is looking into that. Cymbaluk said there are two concerns: 1) how much less money and 2) there is already pressure and stress because they are already busy. Koester asked if the company will be doing transfers, Cymbaluk said they will be doing just air. Bekkedahl asked if this will be displacing a service already doing this, Cymbaluk said no. Kautzman said the only one would be Trinity flying their helicopter.

Bekkedahl asked if Shear could come to the meeting and explain it to the Board, Cymbaluk said "absolutely".

Bogar said the air ambulance company has approached the airport regarding airport use, hangar space and the potential of building a hangar and locating an aircraft in Williston. Bogar said they are in contact with Mercy Hospital as to what type of demand there is for this level of service and what type of service for the community.

Klug asked if there would be potentially space in "our" hanger to lease to them, Bogar said there would be space with the new hangar. Klug asked if this has been mentioned to them, Bogar said it had been mentioned and they are looking at specs and size but they are also looking at medical equipment storage that are more suited to them as being a public hangar.

MOTION BY CYMBALUK, 2ND BY KLUG, to ask the Police and Fire Commissioner's to proceed and come back to the Board with a more detailed plan as well as invite someone from the Fire Department to visit to ask questions.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

E. Water Works, Sewer, Airport, Building and Planning Commissioner

1. Airport Manager Job Description Update  
Commissioner Bogar said he reviewed the Airport Manager job description and would like the Board's approval of the updates and then will advertise the position.

MOTION BY CYMBALUK, 2ND BY BEKKE-DAHL, to approve the Airport Manger's essential job functions.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

9. Report of Department Heads  
A. City Auditor

1. Semi-Annual Review of Pledged Collateral  
Kautzman said this is to show the Board there is enough pledged collateral as required by Statute and the requirements are being met.

MOTION BY BEKKEDEHL, 2ND BY BOGAR, to approve the Semi-Annual Review Pledge Collateral as Presented to the Commission.

to discuss this and was told by Jureck that North Star Cover-All, LLC has filed for bankruptcy. Meiers said he consulted with the structural engineer out of Bismarck, who has done work for the City of Williston in the past, and he guessed it would cost \$8,000 to \$10,000. Meiers asked what other agencies or customers are doing and asked if they've been sued, Jureck replied he hasn't been sued yet. Meiers commented that he isn't sure if the company has liability insurance or not. Jureck did state that Minnesota DOT is taking care of their own and others are hiring structural engineers to evaluate them. Meiers said the last option would be to do nothing.

Koester asked if he were to hire a structural engineer and he found problems what could be done; Meiers replied you spend more money for the corrections. Meiers read a section of the letter he received from North Star Cover-All, LLC.

Cymbaluk asked what his suggestions are, Meiers said he has posted signs stating in weather to be cautious or take a run at the payment and performance bond and have them pay for the structural evaluation. Meiers said they will respond that was for them build and get the building completed and that has been done, Furuseh said he feels the performance bond is for the construction.

MOTION BY BEKKEDEHL, 2ND BY CYMBALUK, to authorize the Engineer to utilize the City Attorney, as necessary, on any of the issues related to the letter from North Star Cover-All, LLC about the facility and pursue to the highest degree any mediation as indicated.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

D. Fire Chief  
E. Chief of Police  
F. Building Official  
G. City Planner

1. Preliminary Plat for H&H Subdivision - Haugen  
Jarick said this property is M-1 Light Industrial. The purpose of these plat is to replat an existing tract (1.26 ac) where the Federal Express Building is located and to create two additional lots (Lot 2 - 1.24 ac and Lot 3 - 15.66 ac). Future Lots 2 & 3 are vacant and have been used for equipment parking for Haugen's Implement Dealership. The Planning and Zoning Commission held a public hearing addressing access easement off of 58th Street, provide additional 20' right-of-way, the need for an agreement of non-protest for future annexation, and other necessary survey corrections.

Jarick said it's the recommendation of the Planning and Zoning Commission to approve the Preliminary Plat for H&H Rental & Storage Inc, with the following conditions: survey corrections, identify access to Lot 2&3 and 20' right-of-way, waiver for non-protest future annexation as determined by the Attorney and title opinion requirement.

MOTION BY BEKKEDEHL, 2ND BY CYMBALUK, to approve the Preliminary Plat for H&H Rental & Storage Inc, with the following conditions: survey corrections, identify access to Lot 2&3 and 20' right-of-way, waiver for non-protest future annexation as determined by the Attorney and title opinion requirement.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

2. Review Renaissance Zone Application - Brian Bolinski  
Jarick said the Renaissance Zone Review Authority met on July 22, 2010 and reviewed an application for inclusion as a Renaissance Zone project submitted by Brian Bolinski. The project will include renovating the interior of the 2nd and 3rd floors of a down town building located at 309-311 Main Street for apartments. The remodel will provide apartments to include: 4-1 bedroom, 2-2 bedroom and 2-3 bedroom apartments with a total estimated project cost of \$534,200 and the Review Authority approved the renaissance zone.

Brian Bolinski gave an overview of his plans for the apartments, remodeling of the building and parking issues.

MOTION BY CYMBALUK, 2ND BY KLUG, to approve the Renaissance Zone application submitted by Brian Bolinski to rehabilitate a downtown building located at 309-311 Main Street to provide upstairs apartments.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

3. City of Williston Zoning Ordinance Section 25: Supplementary District Regulations, M. Oil and Natural Gas Drilling.  
Koester commented that a committee is being recommended to review the current policy the City has for reviewing and regulating the drilling of oil and natural gas wells within the City and 1-mile jurisdiction.

The following names will be part of the committee: Howard Klug, Tate Cymbaluk, Monte Meiers, Mike Hallassey, Doug Lalim and Kent Jarick.

MOTION BY BEKKEDEHL, 2ND BY BOGAR, to appoint the committee as requested.

AYE: Bogar, Bekkedahl, Klug, Cymbaluk, Koester  
NAY: None  
ABSENT & NOT VOTING: None  
CARRIED: 5-0

H. Economic Development  
1. Star Fund - Mini Match

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office of Lightower Johnson Associates Inc., 700 Main Ave., Fargo, North Dakota, 58103. Prime contractors may receive a full set of plans and specifications upon deposit of \$100.00 per set which will be refunded to those submitting bids and upon return of plans and specifications in good condition within ten (10) days after bid opening. No partial sets of plans and specifications will be made available.

Plans may be examined at the following locations until Bid opening time: The office of the Architect/Engineer, The Owner and at listed Building Exchanges of Fargo, Grand Forks, Dickinson, Minot, Bismarck, Devils Lake, Williston, Jamestown all in ND; Construction plans/Exchange of Bismarck-Mandan in ND; Minneapolis and St. Paul all in Minnesota and McGraw Hill Dodge Plan Room, Minneapolis, MN.

Each Bid submitted shall consist of two separate envelopes, attached together, with each envelope clearly marked on the outside "Bid Proposal Driver License Office Upgrades". Each Bidder shall submit in one envelope a Bidder's Security Bond in a sum equal to five percent (5%) of the full amount of the Bid to the NDDOT Drivers License Division, executed by a surety company authorized to do business in North Dakota. All bonds shall comply with the North Dakota Century Code.

Each Bidder shall hold a current and valid North Dakota Contractor's License of the proper class issued by the Secretary of State, and shall enclose a copy of the license or certificate of renewal of the license in the same envelope as the Bidder's Security Bond. The license shall be for the highest amount of the Bidder's total bid combination including add alternates.

Each Bidder shall submit in the second envelope the Bid form supplied with the Bidding Documents or through addendum.

All bids must be upon the basis of cash payment for the work and materials and must be sealed.

No bids may be withdrawn for a period of thirty (30) days after the date and time set for the opening of bids.

The Drivers License Division reserves the right to reject any or all bids, and to waive any informalities therein.

The successful bidder is required at the time the Contract is executed to provide a Sales Tax Certificate, Workers' Compensation Certificate, Certificate of Insurance, Company Safety Manual, Performance-Payment Bond, and Waiver of Subrogation.

NDDOT Drivers License Division  
Bismarck, North Dakota  
Mr. Glenn Jackson  
Director

(August 31, September 7, 14, 2010)

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION  
Montana-Dakota Utilities Co. a Division of  
MDU Resources Group, Inc.  
230 kV Transmission System  
Public Convenience and Necessity  
Case No. PU-10-506

**NOTICE TO CREDITORS**  
**Probate No. 10-P-0229**  
IN THE DISTRICT COURT OF WILLIAMS COUNTY, STATE OF NORTH DAKOTA  
IN THE MATTER OF THE ESTATE OF MARY O'NEILL, DECEASED  
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 months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to Laureen O'Neill, personal representative of the estate, at the McKennett Law Firm, PO Box 1366, Williston, ND 58801, or filed with the Court.  
DATED this 16th day of August, 2010.  
/s/ LAUREEN O'NEILL  
Laureen O'Neill, Personal Representative  
Address: 3703 1st Ave E  
Williston, ND 58801

Valeska A. Hermanson  
McKennett Senehjem  
Forsberg & Hermanson, P.C.  
314 First Avenue East  
P.O. Box 1366  
Williston, North Dakota 58802-1366  
(701) 577-6771  
Attorney for Estate  
(August 31, September 7, 14, 2010)

**NOTICE OF OPPORTUNITY FOR HEARING**  
August 24, 2010  
On July 27, 2010, Montana-Dakota Utilities Co. (MDU) filed an application for a Certificate of Public Convenience and Necessity to construct approximately 30 miles of 230 kV electric transmission line and associated facilities in Dickey and McIntosh Counties of North Dakota.

The issues to be considered in this matter are:

1. Whether public convenience and necessity will be served by construction, ownership and operation of the facilities.
2. Whether the applicant is fit, willing and able to provide service.

Those interested are invited to comment on this application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearing must be received by October 5, 2010. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-224-2400, 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  
(August 31, 2010)

The North Dakota Individuals with Disabilities Education Act (IDEA) Advisory Committee will meet at 10:00 a.m. to 4:00 p.m. on Wednesday, September 15, 2010 at the Comfort Inn, 1030 East Interstate Avenue, Bismarck, ND. If you have questions, please contact Darla Van Vleet at 701-328-2277. Agenda items include (1) Report: Learning Disabilities Identification and Response to Intervention; (2) Report: Critical Elements Analysis Guide; (3) Report: Re-designed, new SPP-APR; (4) Update: Director's input on the Reauthorization of IDEA; (5) Update: Annual Performance Report Submission and Monitoring.

For further information, or if you have any special needs, contact Alison Dollar, Department of Public Instruction, Office of Special Education, 600 E Boulevard Ave., Dept. 201, Bismarck, ND 58505-0440, (701) 328-2277.  
(August 31, 2010)