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Public Notices

FARGO BOARD OF EDUCATION. MINUTES. REGULAR MEETING. December 13, 2011.

The Board of Education of the City of Fargo met in regular session on Tuesday, December 13, 2011, 5:30 p.m. at the District Office.

Members present: Linda Coates, Paul Meyers, Rick Steen, Dinah Goldenberg, Robin Nelson, John Strand, Jim Johnson, Rusty Papachek, Kris Wallman.

Members absent: none. President Jim Johnson called the meeting to order at 5:32 p.m. He asked that the Human Resources Addendum be added to the Consent Agenda and that the Staff Report 6.C. be removed from the agenda.

The Fargo North High School Jazz Choir, directed by Shelley Zietz, performed holiday musical selections for the Board. Afterward, Mike Raber, representative from the National Association of Music Merchants (NAMM), presented Ms. Zietz with the Best Communities for Music Education 2011 Award.

FEA President Kim Belgarde said the FEA donated \$4,000 to the Christmas Wish Campaign. The money was raised through the FEA's jeans week.

Broc Lietz distributed a written report on the renovations to Agassiz. Beginning December 19, final cleaning will occur in the building. Upon completion of cleaning, programs will be relocated to Agassiz and tenants will begin to move into their rented areas.

NOTICE TO CREDITORS

HEREBY GIVEN that the undersigned has been appointed personal representative of the above estate. All 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.

Dr. Buresh said the state continues to have discussions on whether North Dakota should apply for a waiver from portions of NCLB. Around 350 man hours may be invested into the waiver process, but Congress could approve a new act which would render the waiver unnecessary.

Duke Gomez-Schempp of the People's Press Project who video records each Board meeting has been named to the New York-based Funding Exchange activist-advised grantmaking panel.

Robin Nelson moved to approve the Consent Agenda as presented including the Human Resources addendum. Dinah Goldenberg seconded the motion which passed unanimously.

A. The minutes of the regular meeting of November 22 were approved as written.

B. The following financial reports were approved:

- 1. Check Register for October
2. The Fund Balance Report for October
3. The Revenue and Expenditure Reports for October
4. Statement of Bank Reconciliation for October

C. The following Human Resources action were approved:

- 1. Retirement: Edward Lockwood; Director - Student Activities - District Office, 1991-2012.
2. Hires: Gena Dempsey, SPED/ED at Washington; Kathryn Ellingson, Elementary Intervention Specialist at Lincoln.

President Johnson said all Board members completed a written review of Dr. Buresh. All members rated the superintendent's performance as satisfactory. Dinah Goldenberg moved to accept and file the evaluation. Rusty Papachek seconded the motion which passed unanimously.

John Strand moved to adopt policy EL-3 as presented in Memo #60. Kris reviewed the 149 comments written by the public. Discussion occurred on the 11 qualities recommended by the ad hoc committee.

reviewed the 149 comments written by the public. Discussion occurred on the 11 qualities recommended by the ad hoc committee. Linda Coates moved to amend the wording of the last quality to "is focused on enhancing student performance, especially in identifying and closing or narrowing the gaps in student achievement, particularly respecting differentiated instruction and diverse learning styles."

Robin Nelson said the ad hoc committee reviewed the requirements of the position. Ray and Associates does not recommend requiring candidates to have a doctorate degree as they feel it will limit the candidate pool.

Robin Nelson moved to approve the promotional flyer from Ray and Associates. Rick Steen seconded the motion. Kris Wallman moved to remove the first sentence on the first page of the promotional flyer.

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Robin Nelson moved to approve the online application as provided by Ray and Associates. Rick Steen seconded the motion which passed unanimously.

Rick Steen moved to approve a line item adjustment in Object Code 441: Rental of Land and Building, up to \$285,000, for payment of Basic Rent to Bluestem.

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Robin Nelson shared she attended a session at the North Dakota School Boards Association convention on Common Core Standards; she would like a report from administration on how testing will be handled when Common Core Standards are in place.

Committee and Liaison Reports. *Planning Committee met at Agassiz and toured of the facility. The committee also reviewed budget presentation options and the lease agreement with Bluestem.

*Communications Committee met and focused on the celebration event at Agassiz, which will be held on Thursday, March 8.

*Communications Committee met and focused on the celebration event at Agassiz, which will be held on Thursday, March 8. There will be a formal program over the noon hour where current and past students of Woodrow Wilson High School and the Adult Learning Center will speak.

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION Northern States Power Company 2011 Electric Rate Increase Application

Case No. PU-10-657 Northern States Power Company 2012 Electric Rate Increase Application

Case No. PU-11-55 Northern States Power Company Customer Credit - DOE Settlement Application

NOTICE OF OPPORTUNITY FOR HEARING AND NOTICE OF INTENT TO CONSIDER INFORMATION NOT PRESENTED AT A HEARING January 12, 2012. On December 20, 2010, Northern States Power Company (NSP) filed with the North Dakota Public Service Commission an increase in annual base revenues for electric utility service for 2011 of \$19.773 million or a 12.0% increase over current rates effective for electric service on and after January 19, 2011.

On February 7, 2011, NSP submitted a request that the Commission sever the 2012 increase from the 2011 increase and consider the 2012 increase in a separate proceeding. The 2012 increase was docketed as Case No. PU-11-55.

On August 11, 2011, NSP filed with the Commission a petition for approval of a credit mechanism to refund approximately \$4.9 million received by NSP pursuant to a settlement with the United States regarding the Department of Energy's partial breach of its contract to take spent nuclear fuel beginning January 31, 1998.

On September 15, 2011 a Settlement Agreement (September Settlement) was entered into by NSP and Advocacy Staff, and was filed with the Commission, to resolve all outstanding issues in Case No. PU-10-657, Case No. PU-11-55, and Case No. PU-11-557.

On September 16, 2011, the Commission issued a Notice of Hearing stating that the October 18, 2011 public hearing would be held to consider whether the September 15 Settlement is reasonable and should be approved and adopted by the Commission. The hearing was held as scheduled.

On October 27, 2011, an Amended Settlement Agreement was entered into by NSP and Advocacy Staff, to restructure one of the reliability components of the September 15, 2011 Settlement Agreement as testified to at the October 18, 2011 hearing (October Settlement).

On December 23, 2011, a second Amended Settlement Agreement was entered into by NSP and Advocacy Staff, to include three additional reliability conditions to address concerns regarding staffing, system maintenance, and overall reliability (December Settlement). NSP later informed Commission advisory staff via electronic mail that this second Amended Settlement Agreement, filed December 23, 2011, constitutes the complete settlement agreement between NSP and Commission Advocacy Staff.

The issue to be considered in this matter is whether the December Settlement should be approved and adopted by the Commission for the resolution of the issues in Case No. PU-10-657, Case No. PU-11-55 and Case No. PU-11-557. Those interested are invited to comment 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 hearings must be received by close of business on February 13, 2012.

Further, on November 15 and December 1, 2011, NSP filed with the Commission information regarding electric service outage affecting customers in the Fargo and West Fargo area. On November 23 and December 1, 2011, NSP filed with the Commission information concerning electric service outage in the Minot area. On November 30, 2011, NSP filed with the Commission a response to electric service reliability issues raised by the Commission at its October 31, 2011 work session in this proceeding. On December 8, 2011, NSP filed with the Commission information concerning a shutdown of its Sherburne County Generating Station Unit 3. These filings were all filed after the record was closed and were docketed in the three captioned cases.

The Commission, in its consideration of the December Settlement, intends to consider the filings noted in the paragraph above in accordance with N.D.C.C. Section 28-32-25, subject to objections that may be raised at the hearing. N.D.C.C. Section 28-32-25 provides parties a right to examine the information the Commission intends to consider, present their own information or evidence, and cross-examine the person furnishing the information or evidence. Any party desiring to present evidence or information in response to the docketed filings filed after the record was closed, noted in the paragraph above, or desiring to cross-examine the person furnishing that information, may file a written request no later than February 3, 2012.

For more information or a copy of the December Settlement, contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or 877-245-6685 (toll free in North Dakota), 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 at least 24 hours in advance of the hearing.

Stuart A. Larson, P.C. Attorney at Law P.O. Box 847 Hillsboro, ND 58045 Telephone No: 701-636-4461 Telecopier No: 701-636-4033

Attorney for Personal Representative IN THE DISTRICT COURT OF CASS COUNTY, STATE OF NORTH DAKOTA in the Matter of the Estate of Bill D. Nelson, Deceased

NOTICE TO CREDITORS

PROBATE NO. 09-2012-PR-6 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.

Dated this 11th day of January, 2012. /s/ Kim M. Eisenbeis 1015 South 7th St. Fargo, ND 58103 Stuart A. Larson, P.C. PO Box 847 Hillsboro, ND 58045 Attorney for Personal Representative (January 23, 30, February 6, 2012) 1385583

NOTICE OF SALE Civil No. 09-2011-CV-03192

Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the East Central Judicial District in and for the County of Cass and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on December 9, 2011, in an action wherein CitiMortgage, Inc. was Plaintiff and Tammy Jo Gasal; Western State Bank; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$149,023.91, which judgment and decree, among other things, direct the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale, or so much thereof as the proceeds of said sale will satisfy; and by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Paul D. Laney, Sheriff of Cass County, North Dakota, will sell the property described in the Judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the City of Fargo in the County of Cass and State of North Dakota, on February 22, 2012, at the hour of 10:00 A.M. (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The property to be sold is situated in the County of Cass and State of North Dakota, and described as follows:

Lot Twenty-One, in Block Two, of Eagle Run Fifth Addition to the City of West Fargo, a part of the Southwest Quarter of Section Thirty in Township One Hundred Thirty-Nine North of Range Forty-Nine West of the Fifth Principal Meridian, Situate in the County of Cass and the State of North Dakota; aka 919 PARKWAY DRIVE WEST FARGO, ND 58078.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 9th day of January, 2012.

Paul D. Laney Sheriff of Cass County, North Dakota By: Dan Korsmo Deputy

STATE OF NORTH DAKOTA COUNTY OF CASS On this 9th day of January, 2012, before me, a Notary Public in and for said County and State, personally appeared Dan Korsmo, known to me to be the person who is described in, and whose name is subscribed to this instrument. Cindy Zetocha Notary Public Cass County, North Dakota My Commission expires: 6-27-14 MACKOFF KELLOGG LAW FIRM 38 Second Avenue East Dickinson, ND 58601 Attorneys for Plaintiff (January 23, 30, February 6, 2012) 1386004

NOTICE OF HEARING

Notice is hereby given that the Fargo Planning Commission will conduct a Public Hearing in the City Commission Room, City Hall, Fargo, North Dakota on Tuesday, February 7, 2012 at 4:00 o'clock p.m., to consider recommending to the Fargo City Commission approval or denial of an application requesting a Zoning Change from

SR-4, Single-Dwelling and LI, Limited Industrial to UMU, University Mixed Use on Lots 1-3, Block 1, J D Dahle Second Subdivision.

The above-described tract of land is located at 2001 and 2021 Dakota Drive North. Additional information may be obtained by viewing the project file located at the City of Fargo Planning Department, 200 3rd Street North, Fargo, North Dakota, Monday through Friday, 8:00 a.m. to 4:30 p.m.

Any person interested may appear at the Hearing and be heard. Protests must be in writing and submitted to the Auditor's Office (NDCC 40-47-05) and City Planner (LDC 20-0906.G) before the time

Public Notices

Proposals

Jasper B. Chapin is seeking proposals for a portrait of a former engraved imaged. Match the style of existing on the wall of Hall, 200 3rd St. N., Fargo.

Interested parties should visit the City of Fargo at http://www.cityoffargo.com/Mayor/MayoralProposal/complete copy of the Request for Proposal or contact Karena at 701-476-6671 or kcarl@cityoffargo.com.

Your proposal and portfolio should be received by February 14, 2012, at 4 p.m. at the City of Fargo Auditor's Office 1383203

Interested parties should visit the City of Fargo at http://www.cityoffargo.com/Mayor/MayoralProposal/complete copy of the Request for Proposal or contact Karena at 701-476-6671 or kcarl@cityoffargo.com.

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