

Jangula, Esther A.

From: Deutsch, James R.
Sent: Wednesday, September 09, 2015 3:42 PM
To: Jangula, Esther A.
Cc: Moos, Dean K.; Gunnerson, Bill T.
Subject: FW: August 6, 2015 Oliver County Commission Meeting Minutes Publication
Attachments: Secs_20-21and 28_29 Section Line Closure 09-09-15.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Esther – please login and save Karene’s message and attachment to the folder for NOV 1503 that was issued to BNI.

From: Karene Hall (BNI Coal) [mailto:khall@bnicoal.com]
Sent: Wednesday, September 09, 2015 3:02 PM
To: Gunnerson, Bill T.; Deutsch, James R.; Moos, Dean K.
Cc: Jay Volk (BNI Coal)
Subject: August 6, 2015 Oliver County Commission Meeting Minutes Publication

Bill,

I’ve attached the published minutes from the Center Republican for the August 6, 2015 OC Commission meeting that includes the approval of the Section Line closures between Sections 20 and 21 and Sections 28 and 29.

Let me know if you require any further information.

Karene M. Hall

Permit Coordinator
BNI Coal, Ltd.
701-355-5538 or 701-794-8734

Remember, remember, September 11. One of the greatest atrocities in human history was committed against America.

No, do more than remember. NEVER forget!

This transmission, email and any files transmitted with it, may be: (1) subject to the Attorney-Client Privilege, (2) an attorney work product, or (3) strictly confidential under federal or state law. If you are not the intended recipient of this message, you may not use, disclose, print, copy or disseminate this information. If you have received this transmission in error, notify the sender (only) and delete the message. This message may also be subject to disclosure under the North Dakota Open Records Laws.

PUBLIC NOTICES

OLIVER COUNTY COMMISSION PROCEEDINGS AUGUST 6, 2015

August 6, 2015 Oliver County Commission proceedings were called to order at 8:00 a.m. with Lee Husfloen and Darrell Berger present. Blake Wilkens was absent.

Darrell Berger moved and Lee Husfloen seconded the motion to approve the agenda. All in favor, none opposed; motion carried.

Darrell Berger moved and Lee Husfloen seconded the motion to approve the July 2, 2015 commission meeting minutes and the June 8, 2015 and July 2, 2015 Tax Equalization Board meeting minutes as written. All in favor, none opposed; motion carried.

The following bills were approved for payment: Ace Industrial Supply 616.08, Alderin, Dawn 221.95, Ameripride Linen & Apparel 399.83, BHG, Inc. 109.67, Butler Machinery 2,299.20, Center Machine 286.64, Central Dakota Frontier Cooperative 543.02, Centre Inc. 960.00, City of Center 73.46, Corner Express 1,563.07, Crop Production Services 12,445.70, Farm & Home Supply 27.92, Force America Distributing 47.16, Fox, Sharon 85.00, Gillund Enterprises 228.96, Hazen Drug Store 73.15, ITD 520.40, Jake's Auto Glass 377.24, Jerome Distributing 49.50, Kadrmass, Lee & Jackson 14,200.00, Larson Companies 40.60, Mac's Inc. 30.00, Master Fire & Safety 66.00, Matthew Bender & Co. 352.31, Menard's 508.22, Mercer County Sheriff's Dept. 1,370.00, Merchants Capital 14,123.08, ND State Auditor's Office 165.00, NDACO Resources Group 178.86, NDCERS 18,700.24, NAPA Auto Parts 19.09, New Salem Journal 69.20, NW Tire 6,204.77, Olson & Olson Consultation 5,600.00, RDO Equipment 724.32, Roberts Floral Inc. 72.37, Roughrider Industries 2,011.68, SBM 562.71, Schmidt, Richard 560.93, Schulte, Teri 77.63, Secure Software Solutions 888.00, Titan Machinery 1.60, Towe, Shaine 653.78, Trucks of Bismarck 3,856.20, Truenorth Steel 3,607.45, Uniform Center 292.96, Vanguard Appraisals 5,223.50, Verizon Wireless 370.59, Vitek, Keith 275.00, Waste Management 121.92.

Linda Nelson, Deputy Auditor, presented extra hours worked by the Tax Director during county and city assessments. It was approved to pay the extra hours worked with the hours being billed to the City of Center for the hours pertaining to the city assessment.

John Wicklund, Land Use Administrator, presented conditional use permit #766 for a non-farm residence in the E½, W½, N½, SW¼ of Section 30-143-87 for Keith Bohn. Darrell Berger moved and Lee Husfloen seconded the motion to approve conditional use permit #766. All in favor, none opposed; motion carried.

John Wicklund, Land Use Administrator, presented building permit #767 for Keith Bohn for a modular home and various outbuildings in the E½, W½, N½, SW¼ of Section 30-143-87 and building permit #770 for J.D. Bubel for a 12'x12' Well Pit/with Shed in the SE¼ of Section 5-142-84. Darrell Berger moved and Lee Husfloen seconded the motion to approve building permits #767 and #770. All in favor, none opposed; motion carried.

John Wicklund, Land Use Administrator, mentioned a revised Planning & Zoning Ordinance was presented at the July P&Z meeting for the P&Z board to read over and approve at their next meeting.

Steve Reiser, Dakota Central Social Services, explained the difference between the 2015 budget and the budget being requested for 2016.

Kyle Miller, Road Superintendent, presented the three options for buying out the lease on the JD 770G Motorgrader from RDO Equipment. Darrell Berger moved and Lee Husfloen seconded the motion to accept bids for Motorgraders with Grader Bid Opening to be at 10:00 a.m. at the September 3, 2015 commission meeting.

Jim Jackson, Kadrmass, Lee, & Jackson, presented SB2103 Funding Reimbursement Request for Project CNOB-CNOC-3331(053) (North half of Hensler Road) for \$142,000.00 for Engineering Services. Darrell Berger moved and Lee Husfloen seconded the motion to approve SB2103 Funding Reimbursement for Project CNOB-CNOC-3331(053). All in favor, none opposed; motion carried.

Jim Jackson, Kadrmass, Lee, & Jackson, presented the Final Project Certification – HB1358 – Project CNOA-3331(052), PCN 20514 (South half of Hensler Road). Darrell Berger moved and Lee Husfloen seconded the motion to approve the Final Project Certification for Project CNOA-3331(052). All in favor, none opposed; motion carried.

Dale Haag, Rodney Hatzenbihler, and Larry Orgaard, Oliver County residents, voiced concerns about whether the county gravels private roads. Roads were discussed in detail with Lee Husfloen explaining the procedures of the county pertaining to roads. Discussion was held about the traffic on 27th St. SW and 30th/31st Ave SW.

Darrell Berger moved and Lee Husfloen seconded the motion to approve the request by BNI Coal, LTD to temporarily close the section line between Section 20, T142N R84W and Section 21, T142N R84W and the section line between Section 28, T142N R84W and Section 29, T142N R84W with the stipulation BNI shall restore the section lines to as good a condition as existed prior to the closing of the section lines. All in favor, none opposed; motion carried.

Lisa Weisz, Women's Action & Resource Center, explained that they are an agency for domestic violence and sexual assault and also a food pantry for Oliver, Mercer and Dunn counties. Last year 9 percent of victims were from Oliver County, 7 percent were assisted by the food pantry, and 6 percent needed shelter. Last year they received money from an oil impact grant and this year the state recommends they also receive funding from the counties. Mercer County will be donating \$5,000.00 for 2016. The commission informed Lisa they will consider it during our 2016 budgeting process.

Kent Albers, Oliver County resident, discussed roads near his residence.

Carmen Reed, DES/E-911 Coordinator, presented the Quarterly Report for Mercer-Oliver 911/Emergency Manager for the period of March-July, 2015 and reviewed her 2016 budgets for Radios, DES, E-911, and DES Grants along with discussion on the EMPG grant monies.

The condition of the courthouse walkway cement was discussed along with the number of employees attending the NDACO Conference in Bismarck October 25th-27th, 2015.

Judith Hintz, Auditor, presented the Schedule of Levy Limitations, 2016 Budget Sheets, Wind/Coal Industry documentation received from NDACO, and information on Minnkota Power /PSC provided by John Mahoney, States Attorney and also stated the estimated 2015 mill for the 2016 budget is \$13,022.06.

Teri Schulte, Tax Director, presented five new home exemption applications. Darrell Berger moved and Lee Husfloen seconded the motion to approve the five new home tax exemptions for \$125,000.00 each for two years. All in favor, none opposed; motion carried.

Lee Husfloen was appointed the voting delegate for Oliver County for the NDACO conference.

Darrell Berger moved and Lee Husfloen seconded the motion to approve the Highway Utility Permit for Roughrider Electric along or crossing County Road 59th Ave. SW in Sections 17 and 18 of Township 141 Range 87. All in favor, none opposed; motion carried.

Sandy Olin, City of Center Mayor, requested to have the reason in writing as to why the county is asking for a 10 percent increase for the Police Service Contract for 2016.

The Preliminary Budget meeting will be held at 6:00 p.m. on Wednesday, September 30, 2015 at the Oliver County Courthouse meeting room.

The Final Budget meeting will be held at 9:00 A.M. on Monday, October 5, 2015.

The meeting was adjourned at 11:50 A.M.

The next meeting of the Oliver County Commission will be at 8:00 a.m., Thursday, September 3, 2015 at the Oliver County Courthouse meeting room. JUDITH M. HINTZ, OLIVER COUNTY AUDITOR
LEE HUSFLOEN, CHAIRMAN OF THE BOARD

(9-10-15)

NOTICE OF INTENT TO ADOPT, AMEND, OR REPEAL ADMINISTRATIVE RULES

relating to Educator Licensure

Education

Standards and Practices Board

will hold a public hearing to address proposed new, amendments to, or repeal of N.D. Admin. Code 67.1

Education Standards and Practices Board 2718

Gateway Ave. Suite 204

Bismarck, ND

October 15, 2015

2:00 p.m.

The proposed rules may be reviewed at the office of the Education Standards and Practices Board, 2718 Gateway Avenue, Suite 204, Bismarck, ND 58503. A copy of the proposed rules and/or a regulatory analysis may be requested by writing the above address or calling (701) 328-9641. Written or oral comments on the proposed rules sent to the above address or telephone number and received by October 30, 2015 will be fully considered. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the Education Standards and Practices Board at the above telephone number or address at least one week prior to the public hearing.

Dated this 31th day of August, 2015..

Janet Placek Welk, Ph.D.

Executive Director

Education Standards and Practices Board

NORTH DAKOTA DEPARTMENT OF HEALTH PUBLIC NOTICE OF OPPORTUNITY TO COMMENT ON DRAFT PERMIT FOR RENEWAL AND MODIFICATION OF A SOLID WASTE MANAGEMENT FACILITY UNDER THE NORTH DAKOTA SOLID WASTE MANAGEMENT RULES

Facility Name: Minnkota Power Cooperative – Milton R. Young Station – Permit 0159

Applicant: Minnkota Power Cooperative, Inc., P.O. Box 127, Center, ND 58530-0127

Background: The Department received a permit application from Minnkota Power Cooperative, Inc. (MPC) for a permit modification to construct a lateral expansion of its surface impoundments to be closed with waste in place to add three additional composite-lined disposal cells adjacent to the currently permitted cells. The proposed lateral expansion would add approximately an additional 12.3 million cubic yards of waste disposal capacity to the existing permitted landfill area. MPC is regulated by the North Dakota Department of Health (Department) under Permit 0159 and is located southeast of Center, ND in Sections 5 and 8, Township 141N, Range 83W, Oliver County. The expansion is in Section 8. The facility will continue to be used for the long-term disposal of special waste consisting primarily of coal combustion residuals including FGD waste, some fly ash and other solid wastes streams typical of steam electric generating plants.

The Department believes that a permit which meets the requirements of the North Dakota Solid Waste Management Rules and is protective of human health and the environment can be issued to Minnkota Power Cooperative, Inc. and has prepared a Draft Permit for public review and comment.

Public comments and hearing: As required by Section 33-20-03.1-03 of the North Dakota Administrative Code, the Draft Permit will be available for public review and comment for thirty (30) days following publication of the Public Notice. The public comment period begins September 10, 2015 and ends October 9, 2015. During that period any interested person may submit written comments and request a public hearing by stating the nature of the specific issues to be raised. A fifteen (15) day notice will be provided before any hearing is scheduled. The North Dakota Department of Health will consider all comments prior to taking any action on the permit. Comments, questions and written communication should be directed to:

Scott A. Radig, P.E., Director
North Dakota Department of Health
Division of Waste Management
918 East Divide Avenue, 3rd Floor
Bismarck, ND 58501-1947

The Draft Permit and Permit Application are available for review during the hours of 8:30 a.m. to 4:00 p.m., Monday through Friday, at the North Dakota Department of Health, Division of Waste Management, 918 East Divide Avenue, 3rd Floor, Bismarck, ND. A copy of this

STATE OF NORTH DAKOTA



218 Airport Road
Bismarck, ND
Thurs., Sept. 17, 2015
11:00 a.m.

For a complete list of vehicles check out our web site at: www.dot.nd.gov or call (701) 328-1434 (Northern Auction Inc. - Lic. #199 & #464)

To request accommodations for disabilities and/or language assistance, contact Civil Rights Director, NDDOT, 701-328-2978 or civilrights@nd.gov or TTY 711 or 1-800-366-6888.