



## Affidavit of Publication

Liz Prather, being duly sworn, states as follows:

1. I am the designated agent, under the provisions and for the purposes of, Section 31-04-06, NDCC, for the newspapers listed on the attached exhibits.

2. The newspapers listed on the exhibits published the advertisement of: **Public Service Commission — Otter tail power company, case no PU-23-252; 1 time(s)** as required by law or ordinance.

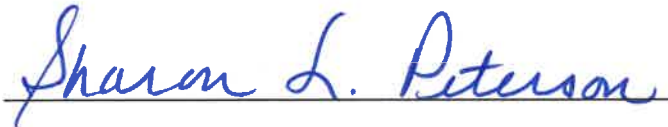
3. All of the listed newspapers are legal newspapers in the State of North Dakota and, under the provisions of Section 46-05-01, NDCC, are qualified to publish any public notice or any matter required by law or ordinance to be printed or published in a newspaper in North Dakota.

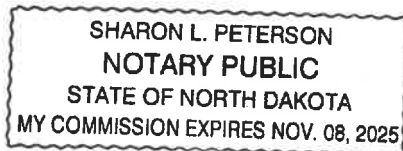
Signed: 

State of North Dakota

County of Burleigh

Subscribed and sworn to before me this 22<sup>nd</sup> day of August, 2023.





**STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION**

Otter Tail Power Company  
Case No. PU-23-252  
Ashtabula III Wind Upgrade Project - Barnes County  
Siting Application  
NOTICE OF FILING AND NOTICE OF OPPORTUNITY FOR HEARINGS

On May 30, 2008, in Case No. PU-08-32, the Commission issued its Findings of Fact, Conclusions of Law and Order issuing Certificate of Site Compatibility Number 7 to Ashtabula Wind, LLC authorizing the construction of an up to 200 MW Ashtabula Wind Energy Center in Barnes County, North Dakota.

On April 13, 2009, in Case No. PU-09-53, the Commission issued its Findings of Fact, Conclusions of Law and Order issuing First Amended Certificate Number 7 authorizing transfer of ownership of a 48 MW portion of the 200 MW Ashtabula Wind, LLC wind energy facility and authorized Otter Tail Corporation's (OTP) ownership of a 48 MW portion of the facility by issuing Certificate Number 10.

On June 28, 2023, in Case No. PU-23-252, OTP filed an application to amend Certificate of Site Compatibility Number 10, OTP proposed an amendment to repower the 32 existing 1.5 MW General Electric (GE) 77-meter rotor diameter blades, hubs and gearboxes with upgraded 1.6 MW GE 91-meter rotor diameter blades, hubs and gearboxes.

The issues to be considered in this proceeding are:

1. Will the location, construction, and operation of the proposed facility produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?

2. Is the proposed facility compatible with the environmental preservation and the efficient use of resources?

3. Will the proposed facility location minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

Those interested are invited to comment on the 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 hearings must be received by September 15, 2023. If deemed appropriate, the Commission can determine the matter without a formal 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.

Issued: August 2, 2023  
PUBLIC SERVICE COMMISSION  
Sheri Haugen-Hoffart,  
Commissioner  
Randy Christmann, Chair  
Julie Fedorchak, Commissioner

**STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION**

Otter Tail Power Company  
Case No. PU-23-256  
Ashtabula III Wind Upgrade Project - Barnes County  
Siting Exclusion Certification  
NOTICE OF OPPORTUNITY FOR HEARINGS

On August 4, 2010, in Case No. PU-10-147, the Commission issued its Findings of Fact, Conclusions of Law and Order issuing Certificate of Site Compatibility Number 17 to Ashtabula Wind III, LLC authorizing the construction of a 69 MW Ashtabula Wind Energy Conversion Facility in Barnes County, North Dakota.

On March 30, 2022, in Case No. PU-22-27, the Commission issued a Certificate of Public Convenience and Necessity No. 5065 authorizing Otter Tail Power Company (OTP) to own and operate the Ashtabula III wind facility.

On August 17, 2022, in Case No. PU-22-195, the Commission issued its Findings of Fact, Conclusions of Law and Order authorizing transfer of Certificate of Site Compatibility Number 17 and authorized OTP's ownership of a 43.15 MW wind turbines by issuing First Reissued Certificate of Site Compatibility Number 17.

On June 29, 2023, in Case No. PU-23-256, OTP filed a certification to repower the 43 existing 1.6 MW General Electric (GE) 82.5-meter rotor diameter blades, hubs and gearboxes with upgraded 1.6 MW GE 91-meter rotor diameter blades, hubs and gearboxes. The changes to the site resulting from the repowering of the facilities are likely to change the impacts of the facility. As a result, the Commission finds it prudent to issue a Notice of Opportunity For Hearing to ensure continued minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota.

The issues to be considered in this proceeding are:

1. Will the location, construction, and operation of the proposed facility produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?

2. Is the proposed facility compatible with the environmental preservation and the efficient use of resources?

3. Will the proposed facility location minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

Those interested are invited to comment on the 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 hearings must be received by September 15, 2023. If deemed appropriate, the Commission can determine the matter without a formal 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.

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Sheri Haugen-Hoffart,  
Commissioner  
Randy Christmann, Chair  
Julie Fedorchak, Commissioner

**Flag Football**

All kids, grades 1-3, invited to practice and/or play flag football. Games at halftime of home varsity football games (8/25, 9/8, 9/22, and 10/13). Practices are the preceding Wednesdays at Townsend Field from 6:00-6:45. Volunteers needed to run practice and help with games. Contact Tyler Lee at 320-4450 with questions.

**BCBSND Caring Foundation now accepting applications for 2023-24 scholarships**

Caring Foundation offering more than 30 scholarships to invest in the future of health care and help address the shortage of health care professionals in North Dakota

FARGO, N.D. Blue Cross Blue Shield of North Dakota

Barnes County Commission  
Tuesday, August 15, 2023  
8:00 A.M. Barnes County Courthouse  
Commission Chambers - 2nd Floor

(Approximate times - subject to change)  
8:00 Roll Call / Pledge of Allegiance / Agenda corrections & additions  
8:00 Auditor's Office - Approval of minutes / 2023 Budget Amendment  
9:15 Break  
9:45 Commission Discussion  
10:00 Department Head Meeting - Gallagher Study Presentation

We have implemented an option by which the public may tune in to the Commission meeting via teleconference. Simply dial the number below and follow the instructions for the conference ID. Please note, this is a Fargo number, so use of cell phone, rather than land-line, is recommended, to avoid charges. As callers join the meeting, we will be "muting" them to avoid unnecessary feedback and background noise. Callers may use \*6 to unmute themselves and speak to the commission.

Microsoft Teams meeting - Join on your computer or mobile app.  
Meeting ID: 255 893 235 853 Passcode: x0VvH  
Call in (audio only) +1 701-409-8463, 386433680# United States, Fargo  
Phone Conference ID: 396 433 680#

Please check the online agenda for updates: <http://www.co.barnes.nd.us/>

(BCBSND) Caring Foundation is opening scholarship opportunities for the 2023 through 2024 school year. Students may now apply for one of 30 BCBSND Caring Foundation Health Profession Scholarships, as well as one Healthcare Leader Scholarship. Applications are due by Oct. 1, 2023.

The Health Profession Scholarship program is entering its sixth year of investing in tomorrow's health professionals. The goal of the program is to help address the critical health profession shortage by providing scholarships to 30 health profession students who are residents of North Dakota and are attending a North Dakota university, college or technical college.

In addition, BCBSND Caring Foundation is offering a Healthcare Leader Scholarship. The purpose of this scholarship is to identify, nurture and advance the next generation of North Dakota's healthcare leaders. Healthcare Leader applicants will develop an innovative and impactful health care project. Their project must incorporate a leadership development plan designed to support successful project outcomes, as well as academic and personal growth.

About Blue Cross Blue Shield of North Dakota (BCBSND) Caring Foundation

Established in 1989, the BCBSND Caring Foundation ([www.BCBSND.com/caring-foundation](http://www.BCBSND.com/caring-foundation)) is a private 501(c)(3) charitable organization.

Through giving and investing, the Caring Foundation focuses on key health issues that help improve the health and well-being of North Dakotans and their communities. Caring Foundation staff work with grantees to support nonprofit sustainability, collaborate on shared outcomes and create lasting change.

**Hurrah for North Dakota Socialism**

By Lloyd Omdahl

Even though many North Dakotans have been bemoaning socialism in recent years, two North Dakota socialist institutions have refuted this knee-jerk reaction to faulty economic theory.

With record profits, the North Dakota Mill and Elevator - largest in the United States with a gross annual business of \$800,000,000 - demonstrated that socialism works.

It wasn't too long ago that a state senator from Minot made it a biannual legislative issue to sell the Mill and Elevator.

Because the Mill and Elevator has been so successful management was able to hand out \$25,000 "gainsharing" checks to employees at a July company picnic.

The state-run Bank of North Dakota has been a godsend for a large number of opportunities that were snatched up for farmers, banks, economic development, student loans and a host of

other programs tailored to North Dakota's needs.

The mood at the Mill has changed to the positive since I was last involved for the George Simer administration when the ND Industrial Commission delegated me to monitor labor negotiations at the Mill.

The negative management at the time hired an out-of-state union buster to negotiate on behalf of the Mill. His last best offer was inadequate and I ended up writing the new contract that protected the employees.

Even those who had-mouth socialism end up bragging when they tell newcomers about the state-owned Mill and Bank.

Both institutions struggled in the 1920s to survive, partly because of scandals and partly because of hostile politics.

While we have no record of a public referendum on the Mill in the special election October 28, 1921, the Bank eked out a victory with 51% of the vote.

Running concurrently in the same election with the proposal to abolish the Bank was a move to recall the members of the Industrial Commission who controlled the Bank. While voting to keep the Bank, voters threw out the governor, attorney general and commissioner of agriculture.

This left the Bank in the hands of its adversaries. The new anti-Bank Industrial Commission, however, read public opinion favoring the Bank and decided to keep the institution.

The Nonpartisan League, then a branch of the Republican Party, sponsored creation of the Mill and the Bank because of the influence of socialists in the organization. The core of the League consisted of socialists who drifted away from their own party and into the NPL.

The success of the Mill and Bank should refute the bug-a-bou about socialism that has stymied adoption of new programs to help the less fortunate in our midst.

One of the greatest needs for socialism at the present time is health care. The present system is leaving too many people in cemeteries prematurely simply

because the system isn't adequate.

There are many facets of health care that could use a little socialism e.g. maybe it's time for the state to become more involved in the pharmaceutical industry.

We hear a lot about people dying because they can't afford the expense of medications while the pharmaceutical industry is raking in record profits, sometimes with government subsidies.

Of course, subsidies are socialism by a different name but even those who are beneficiaries of subsidies shudder when some demagogue disparages socialism. It seems that socialism is good for me but not for thee.

**DAKOTA DATEBOOK: Dustin Hoffman, Director**

August 8, 2023 — The Fargo Moorhead Community Theatre staged its first production, My Sister Alice, in 1946, and until getting permanent facilities in 1967, they staged their shows wherever they could. In 1963, an east coast actor was hired to direct two of their plays, at least one of which was produced in the Red River Playhouse.

In 2002, when he was interviewed by the Minneapolis Star-Tribune at the Toronto Film Festival, he realized the paper's proximity to North Dakota. "Can I tell you a story?" he asked the reporter. "I was a

young, unemployed actor living in New York City. This was back in the '50s. Couldn't get a job, even waiting tables. I went up to the Equity office — you know, the [stage actors'] union office — to see if there was anything. And one week there was. There was a note saying that the Fargo Moorhead Community Theater (sic) needed an artistic director. I applied, and I got the job. You know Fargo? I love it."

He was Dustin Hoffman, who four years later performed his break-out role in the hit movie, "The Graduate." Today is his birthday.

Dakota Datebook written by Merry Helm

"Dakota Datebook" is a radio series from Prairie Public in partnership with the State Historical Society of North Dakota and with funding from Humanities North Dakota. See all the Dakota Datebooks at [prairiepublic.org](http://prairiepublic.org), subscribe to the "Dakota Datebook" podcast, or buy the Dakota Datebook book at [shop-prairiepublic.org](http://shop-prairiepublic.org).

**Local Notable Quotables**

To get better grades in school:  
Master each lesson;  
Do the homework;  
Go to class;  
Your time buys your grade;  
You got what you bought.

—Cal Shrock

**Litchville-Marion School News**

**Aug. 13 - 19**  
ACTIVITIES  
Aug. 14: Teacher In Service.  
Aug. 16: Teacher In Service.  
Aug. 17: First day of school.



**MONEYMATTERS**  
Use your advertising dollars wisely.


From financial services to money-saving coupon offers, there's an advertising opportunity for everyone in this valuable special section!

To advertise in **THE BARGAIN NETWORK**, contact:  
Art or Keri @ LaMoore Chronicle - 701-883-5393  
Jacquie @ Litchville Bulletin - 701-762-4267  
or Enderlin Independent - 701-437-3131  
Tanya @ Tri-County News, Gackle - 701-485-3550  
or Kulm Messenger, 701-647-2411

**THE BARGAIN NETWORK**  
With circulation to over 5,000 readers in Southeast North Dakota

The next Bargain Network will be Wednesday, Aug. 9.  
Deadline is Friday, Aug. 4.

A special supplement to:  
LaMoore Chronicle • Litchville Bulletin • Kulm Messenger  
Enderlin Independent • Tri-County News, Gackle  
Covering the areas of LaMoore, Litchville, Kulm, Enderlin, Gackle & Edgeley



PUBLIC NOTICE

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION Otter Tail Power Company Case No. PU-23-252 Ashtabula I Wind Upgrade Project - Barnes Cnty Siting Application NOTICE OF FILING AND NOTICE OF OPPORTUNITY FOR HEARING On May 30, 2008, in Case No. PU-08-32, the Commission issued its Findings of Fact, Conclusions of Law and Order issuing Certificate of Site Compatibility Number 7 to Ashtabula Wind, LLC authorizing the construction of an up to 200 MW Ashtabula Wind Energy Center in Barnes County, North Dakota. On April 13, 2009, in Case No. PU-09-53, the Commission issued its Findings of Fact, Conclusions of Law and Order issuing First Amended Certificate Number 7 authorizing transfer of ownership of a 48 MW portion of the 200 MW Ashtabula Wind, LLC wind energy facility and authorized Otter Tail Corporation's (OTP) ownership of a 48 MW portion of the facility by issuing Certificate Number 10. 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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 September 15, 2023. If deemed appropriate, the Commission can determine the matter without a formal 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. Issued: August 2, 2023 PUBLIC SERVICE COMMISSION Sheri Haugen-Hoffart, Commissioner Randy Christmann, Chair Julie Fedorchak, Commissioner (August 9, 2023) City of Fingal Council Meeting August 3, 2023 Meeting called to order by Mayor Koller, Dana Olson absent. In attendance were Jacob & Rachael Thorsen Motion by Syverson seconded by Behm and carried to approve the minutes of the July meeting as read, with correction to Charles Anderson mowing position, Charles will be doing city property mowing and Travis Koller will remain the Sewer Superintendent. Motion by Behm. Seconded by Meyer and carried to approve the financial statement as presented. Council reviewed sewer pumping report. Garbage and sewer past due accounts reviewed, Past due as follows; Colleen Walker 6 month, Ed Komrosky 8 months, Kent Anderson 5 months, all services stopped until paid in full. Dog License past due as follows: John Behm, Jacob Anderson, Ed Komrosky, Peggy Drabus, Trevor Vivier, Steve Labonte, Laurie Olson, Deanne leister, Randy Lloyd, Craig McGraw, Connie Ronholm, Laurie Laducer, Brian Steindl, Nikki Zinke, Brad Ertelt. Dog Licensing is due every June 30th. OLD BUSINESS: Street pavement patching and graveling will be done in August. NEW BUSINESS: Motion by Syverson, second Meyer and unanimously carried to approve the City of Fingal Budget for the year ending December 31, 2024. City will be budgeting for \$21,799.97 if approved by Barnes County Commission. Motion unanimously approved to give an hourly \$2.00 raise to Marietta Behm for the Janitor position. Raise will start immediately. Motion presented by Terri Meyer, seconded by Karla Syverson. Budget 2024 meeting is set for Wednesday September 13th 7-8 PM Fingal City Hall. If you have questions pertaining to the budget, this is the time for you to attend and ask your questions. Motion to approve payments by L Behm, seconded by Syverson, carried are as follows; General Fund; Charles Anderson 184.70, Corrine Ertelt 230.88, phone/internet 40.00, Times Record 51.84, Fat Man Trash 1039.50, Barnes Rural Water 60.54, Ottertail power 110.42, ND League of Cities. Highway & Streets; Ottertail Power 365.20 Sewer Department; t Koller 69.26, C. Ertelt 277.05, Ottertail Power 65.61. Motion to Adjourn by Meyer, seconded by Behm and carried. Next City of Fingal Council meeting will be September 13th 8 Pm following the Budget meeting at the Fingal City Hall. Corrine Ertelt, Auditor City of Fingal (August 9, 2023) NOTICE OF SECOND READING AND FINAL PASSAGE OF ORDINANCE NO. 1137 - CITY OF VALLEY CITY Notice is hereby given that the Board of Commissioners of the City of Valley City, North Dakota, at a regularly scheduled meeting on August 1, 2023, considered the second reading and final passage of Ordinance No. 1136, entitled AN ORDINANCE TO CREATE AND ENACT SECTION 14-21-39.1 AND AMEND AND REENACT SECTION 14-21-39. RELATING TO WINDSHIELD OBSTRUCTIONS; TO CREATE AND ENACT SECTION 14-10-26.3 AND AMEND AND REENACT SUBSECTION 2 OF SECTION 14-10-24, RELATING TO YIELDING RIGHT OF WAY; TO CREATE AND ENACT SECTION 14-10-11.1, RELATING TO MULTIPASSENGER BICYCLES; TO AMEND AND REENACT SECTIONS 11-02-08 AND 11-03-03, SUBSECTION 2 OF SECTION 11-03-08, SUBSECTION 2 OF SECTION 11-03-09, AND SUBSECTION 2 OF SECTION 11-03-11, RELATING TO GROUP HOMES AND FOSTER CARE FOR ADULTS; TO AMEND AND REENACT SUBSECTION 7 OF SECTION 9-01-17, RELATING TO FIRE RESTRICTIONS; TO AMEND AND REENACT SECTION 14-10-16, RELATING TO ROTARY TRAFFIC ISLANDS; TO AMEND AND REENACT SECTION

14-04-55, RELATING TO ELECTRONIC VEHICLE REGISTRATION; TO AMEND AND REENACT SECTION 14-06-14, RELATING TO CLASSIFIED DRIVER'S LICENSES; TO AMEND AND REENACT SUBSECTION 3 OF SECTION 14-24-04, RELATING TO SNOWMOBILE PERMITS; TO AMEND AND REENACT SECTION 14-24-11 RELATING TO PENALTIES FOR SNOWMOBILE VIOLATIONS; TO AMEND AND REENACT SECTIONS 14-07-01 AND 14-10-1-10, RELATING TO BICYCLING AND RIDING ANIMALS UNDER THE INFLUENCE OR OTHERWISE DEEMED VEHICLES; TO AMEND AND REENACT SUBSECTION 1 OF SECTION 14-10-1-01, RELATING TO PENALTIES FOR BICYCLE VIOLATIONS; TO AMEND A REENACT SECTION 4-01-15 RELATING TO INDIVIDUALS UNDER 21 YEARS OF AGE IN CLASS H LICENSED PREMISES; TO AMEND AND REENACT SECTION 14-10-21.1, RELATING TO DRIVING ON A CLOSED ROAD; TO AMEND AND REENACT SECTION 14-21-41.4 AND REPEAL SECTION 14-21-41.5, RELATING TO SAFETY BELTS; ALL OF THE ABOVE BEING SECTIONS OF THE VALLEY CITY MUNICIPAL CODE, and duly approved the same. A copy of the ordinance is available for public inspection and copying at the office of the City Auditor, by appointment, during regular business hours. The penalty clause(s) of the ordinance read(s) as follows: Section 14-06-1-06. Fees for noncriminal violations. The fees required for a noncriminal disposition pursuant to either section 14-06.1-02 or 14-06.103 must be as follows: 1. For a nonmoving violation as defined in section 14-06.1-08, the fee shall be double the amount of the fee set by N.D.C.C. § 39-06.1-06, for the equivalent city ordinance, excluding violations related to an unlawfully parked or standing vehicle. 2. For a moving violation as defined in section 14-06.1-09, the fee shall be double the amount of the fee set by N.D.C.C. § 39-06.1-06, for the equivalent city ordinance, except a. For a violation of subsection (2) of section 14-10-21.1 on a road on which the speed limit is posted in excess of 65 miles per hour, the fee shall be as set by N.D.C.C. § 39-06.1-06, for the equivalent city ordinance. 3. For a speed violation as defined in section 14-09-02, the fee shall be double the amount of the fee set by N.D.C.C. § 39-06.1-06, for the equivalent city ordinance, with the exception of the following, for which the fee shall be as set by N.D.C.C. § 39-06.1-06, for the equivalent city ordinance: a. On a road on which the speed limit is posted in excess of 65 miles per hour. b. In an area designated as a high-way construction zone. 4. For a violation of this title related to an unlawfully parked or standing vehicle, the fee shall be \$20.00, unless another fee is specifically provided. Section 14-04-55. Registration card to be carried in or on vehicle—Inspection of card—Penalty. The registration issued for a vehicle must be in the driver's vehicle or on an electronic device in the possession of the driver or, in the case of a house trailer or mobile home or a trailer or semitrailer, regardless of when such vehicle was acquired, inside or on the vehicle, at all times while the vehicle is being operated upon a highway in the city. The registration is subject to inspection by any peace officer or highway patrol officer. Upon request of an inspection by any peace officer or highway patrol officer, a driver may produce either a registration card or electronic registration as provided by the Department. An electronic registration must be designed so that there is no need for the registration holder to relinquish possession of the device, in which the electronic registration is installed, to present the registration, or for the individual to whom the registration is presented to access the verification system to confirm the validity of the registration. Any person violating this section must be assessed a fee of \$40.00. However, a person cited for violation of this section may not be found to have committed the violation if the person, within 14 days after being cited produces and displays to the office of the prosecutor where the matter is pending, a registration valid at the time the person was cited. A peace officer or highway patrol officer, upon citing a person for violating this section, shall inform the person that a violation will be considered as not having occurred if the person produces and displays a valid registration in the manner provided in this section. Section 14-24-11. Penalties. 1. Any person who violates: a. Subsection 12 of section 14-24-09 must be assessed a fee of \$100.00; b. Subdivision b or g of subsection 5 of section 14-24-09 is guilty of a class B misdemeanor; c. Subdivision c of subsection 5 of section 14-24-09 is guilty of an infraction or a class B misdemeanor as determined by 14-24-1-07; d. Subsection 11 of section 14-24-09 is guilty of a class B misdemeanor and must be assessed a fine of at least \$100.00; and e. Any other provision of section 14-24-09 must be assessed a fee of \$20.00. 2. Any person, unless specifically exempted, who fails to register or fails to display a decal or permit as required by sections 14-24-02 and 14-24-04 must be assessed a fee of \$50.00. If the person provides proof of registration after the violation, the fee may be reduced by one-half. 3. Any person who violates any other provision of this chapter for which a specific penalty is not provided must be assessed a fee of \$10.00. Subsection 1 of Section 14-10-1-01 of the Valley City Municipal Code is amended and reenacted as follows: 1. It is unlawful for any person to do any act forbidden or fail to perform any act required in this chapter. Except as provided in section 39-10-1-10, a person who violates any of the provisions of this chapter may be assessed a fee not to exceed \$5.00. 14-10-1-10. - Bicycling or riding an animal while under the influence of alcohol or drugs - Penalty. An individual operating a bicycle or riding an animal on a roadway, or an area the public has access to, may not be under the influence of alcohol or any drug to a degree which renders the individual a hazard to themselves or the general public. An individual who violates this section must be assessed a fee of two hundred dollars. Section 14-07-06. General penalty for violation of title. Any person violating any of the provisions of this title for which another criminal penalty is not provided specifically is guilty of an infraction. As used in this section, the phrase "another criminal penalty" includes provision for payment of a fixed fee for violating another section in this title but does not include any other administrative sanction which may be imposed. Section 1-01-09. Classification of offenses—General penalty—Continuing violations. An individual, firm or corporation violating any term or provision of the Valley City Municipal Code is subject to

punishment, or payment of a fee, in accordance with the following classifications of offenses: 1. A class B misdemeanor, for which a maximum penalty of 30 days imprisonment, a fine of \$1,500.00, or both, may be imposed. 2. An infraction, for which a maximum fine of \$1,000.00 may be imposed. Any person convicted of an infraction who within one year before commission of the infraction of which the person was convicted, has been convicted previously at least twice of the same offense classified as an infraction in state statutes or the ordinances of this or any other North Dakota city may be sentenced as though convicted of a class B misdemeanor. If the prosecution contends that the infraction is punishable as a class B misdemeanor, the complaint must specify the offense is a misdemeanor. 3. A noncriminal offense for which a fee must be paid as hereinafter provided. Whenever in the Valley City Municipal Code or in any ordinance of the city or in any rule or regulation promulgated pursuant thereto, any act is prohibited or is made or declared unlawful or an offense, or whenever in the Valley City Municipal Code or any ordinance or in any rule or regulation promulgated pursuant thereto the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, any person upon conviction for the violation is a Class B Misdemeanor. Each day any violation of any provision of the Valley City Municipal Code or of any ordinance or of any such rule or regulation continues constitutes a separate offense. In the construction and interpretation of this section, the revocation of a license or permit is not considered as a recovery or penalty so as to bar any other penalty being enforced. APPROVED. Dave Carlstrud, President of the Board of City Commissioners Introduction and First Reading: July 18, 2023 Second Reading and Final Passage: August 1, 2023 Publication and effective date: August 9, 2023 (August 9, 2023) IN THE SUPREME COURT STATE OF NORTH DAKOTA NOTICE OF CONSULTATION Supreme Court No. 20230256 In the Matter of the Vacancy in Judgeship No. 1, with Chambers in Jamestown, Southeast Judicial District [¶1] On July 31, 2023, the Governor notified this Court of the resignation of the Honorable Cherie L. Clark as Judge of the District Court in the Southeast Judicial District, effective September 3, 2023. The Governor appointed Judge Clark to judgeship number 11 in the East Central Judicial District. The resignation of her judgeship in the Southeast Judicial District creates a vacancy in that district under N.D.C.C. § 27-05-02.1. The Court considered the matter, and [¶2] Within 90 days after notification of the vacancy, N.D.C.C. § 27-05-02.1 requires the Supreme Court to determine whether the office is necessary for effective judicial administration. The Supreme Court may order that: (1) the vacancy be filled; (2) the vacant office be transferred to a judicial district in which an additional judge is necessary for effective judicial administration; or (3) the vacant office be abolished with or without transfer of a district judgeship to any location in which a judge is necessary for effective judicial administration. The Supreme Court considered the matter, and [¶3] ORDERED, the Supreme Court will undertake a written consultation with the attorneys and judges of the Southeast Judicial District under N.D. Sup. Ct. Admin. R. 7.2(b). Under N.D. Sup. Ct. Admin. R. 7.2(b), any interested person wishing to comment on the vacancy may also do so in writing. Comments are due no later than August 31, 2023. It is expected the Supreme Court will receive a report from the Court Administrator for Unit 2 regarding the Southeast Judicial District and discussing the criteria under N.D. Sup. Ct. Admin. R. 7.2 and receive statewide caseload data from the State Court Administrator's office. Written comments may be e-mailed to Petra H. Mandigo Hulm, Clerk of the Supreme Court, at supclerkofcourt@ndcourts.gov, or addressed to 600 E. Boulevard Ave., Bismarck, ND 58505-0530. [¶4] The Supreme Court of the State of North Dakota, with the Honorable Jon J. Jensen, Chief Justice, the Honorable Daniel J. Crothers, the Honorable Lisa Fair McEvers, the Honorable Jerod E. Tuft, and the Honorable Douglas A. Bahr, Justices, directing the Clerk of the Supreme Court to enter the above order. Dated: August 1, 2023 Petra H. Mandigo Hulm Clerk North Dakota Supreme Court (August 9, 2023) Barnes County Water Resource District PO Box 306 Valley City, ND 58072 701-845-8508 Monday August 14, 2023 @ 9:00 a.m. Barnes County Highway Department, Conference Room Members of the public unable to attend may participate in the meeting by calling the following number: Call: 1-408-418-9388 Access Code: 25583322649# Password: 78962666# Agenda Call to Order July Minutes Old Business: NRCS-RCPP: Ten Mile Lake VC Little Dam Thordenskjold Drain Sheyenne River Bank Stabilization Study Clausen Springs Dam Stewart-Anderson Drain Hansen/Hurley Complaint Tomahawk Dam - update Cornell Twp. Imp. Dist. No. 80 - Maple River WRD Snagging/Clearing 2023-24 Fall Cattail Spraying NEW BUSINESS: Tile Appl. - Joe Plagens Tile Appl. - Kent Sortland Engineer Report Legal Report Bills Adjourn (August 9, 2023)

North Dakota Steam Threshers Reunion set for September 15-17



Shared on the Central North Dakota Steam Threshers Reunion Facebook page... "We are starting to count down the days to show time! Everyone is sure excited for the line up of tractors that will be at the show! Be sure to come check out this 15-30 Aultman Taylor that will be at this show this year!"

Courtesy of Lori Jury The Central North Dakota Steam Threshers Reunion is seeking crafters and vendors for the 65th annual three day event September 15, 16 and 17 in New Rockford, ND. The indoor craft and vendor show and sale is open from noon to 5 p.m. on Friday and 9 a.m. - 5 p.m. on both Saturday and Sunday. Each approximate 8' x 10' space is \$25 with tables and chairs provided as needed. Gate admission and camping fees are extra. In addition to the Craft and Vendor Show and Sale, a whole host of events is planned for the reunion including a daily parade, musical entertainment, tractor pull, toy show, threshermen's

breakfast, outdoor flea market, all faiths worship service, kids pedal pull and tractor driving and sawmill and threshing demonstrations. An outdoor dance featuring Kissing Company will be held Friday 8 - midnight with beer gardens opening at 6 p.m.. Food vendors are also available. Craft and Vendors Show and Sale registrations will be accepted until September 5. Contact Lori Jury at 701-490-1034 or 701-845-1558 or email to cndstr@yahoo.com to request registration form and admission passes. Camping is available on the grounds with 30 amp hookups, water and electricity. Reservations can be made to 701-552-2744 or cndstr@yahoo.com.

Local filmmaker awarded movie production grant funding

Special to Times-Record BISMARCK, N.D. – Canticle Productions is the recipient of state's Motion Picture Production and Recruitment Grant according to the North Dakota Department of Commerce, who received dedicated funding from the legislature. The funding is intended to support the production of impactful motion pictures about North Dakota's land, history, and citizens. "Canticle Productions proposed to produce two new films around legendary North Dakota stories," North Dakota Department of Commerce Tourism and Marketing Director Sara Otte-Coleman said. "We

are excited to support their projects through this dedicated funding." Canticle Productions is a film production company dedicated to the telling of powerful, true stories of North Dakota. Founded in 2018 by Daniel Bielinski, the company produced and distributed three feature films in 2020-2021: A Heart like Water, Sanctified, and End of the Rope. Grant funding of \$600,000 will contribute to two new Canticle Productions film projects. The Motion Picture Production and Recruitment Grant was established to provide

a film and theater production grant directly to a producer dedicated to the preservation and honor of North Dakota land, history, and citizens. Film products should showcase the state by telling stories that will instill curiosity and inspire viewers to learn more about the history, culture, and landscapes of North Dakota. The North Dakota Department of Commerce works to improve the quality of life for North Dakota citizens by leading efforts to attract, retain and expand wealth. Commerce serves businesses and communities statewide through committed people and partners who offer valuable programs and dynamic services. For more North Dakota news and information, go to www.NDCommerce.com.

I would like to thank all my friends and family for the wonderful Birthday Party on July 29th, 2023. It was so nice to see everyone and I had such a great time. Doris Aas

Have an upcoming event? Post it in the Valley City Times-Record!

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