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**PROCEEDINGS  
OF THE BOARD OF  
COUNTY COMMISSIONERS  
OF FOSTER COUNTY  
MAY 16, 2023**

At 3:30pm, Chairman Scanson called the Foster County Commission meeting to order. Roll call included Commissioner Becky Hagel, Commissioner Alan Scanson, and Commissioner David Utke. Also, present were Nate Monson Road Superintendent, Deputy Auditor Hailey Bachmeier, and Foster County Independent Reporter Leasa Lura. Commissioner Pat Copenhaver arrived at the meeting at 3:39pm.

The meeting began with approval of the minutes for the May 2nd, 2023, regular meeting, a motion was amended to also include the minutes from the May 11th, 2023, special meeting. Commissioner Hagel made a motion to approve the minutes, seconded by Commissioner Utke. All voted aye and the motion passed.

Commissioner Hagel made a motion to approve the bills, seconded by Commissioner Utke. All voted aye and the motion passed.

Bills: 35517, Amazon Capital Services, Inc., \$58.79; 35518, Andrew S. Marquart, 198.00; 35519, Arrowwood Prairie Co-op, 2,228.77.

35520, Astoria Hotel and Event Center, 176.40; 35521, Avid Hawk, LLC, 35.00; 35522, Brager Disposal Service, 349.00; 35523, Bremer Bank, N.A., 35.00; 35524, Butler Machinery Company, 749.97; 35525, C&J Oil Company, 10,727.15; 35526, Computer Express, 1,719.99; 35527, Danielle Koeplin, 289.51; 35528, David Utke, 144.10; 35529, Evans Funeral Home, 1,460.00.

35530, HR Collaborative, 100.00; 35531, Information Technology Dept., 877.35; 35532, Justin Johnson, 279.86; 35533, Karen Evans, 940.36; 35534, Leading Edge, 5,950.00; 35535, Leavers Foods, 23.10; 35536, Matthew Bender & Co., Inc., 299.13; 35537

NAPA Auto Parts, 231.01; 35538, NDACS, 50.00; 35539, Normont Equipment Co., 2,941.48.

35540, ODP Business Solutions, LLC, 65.83; 35541, Office of Attorney General - 1250, 290.00; 35542, Otis Elevator Company, 1,437.50; 35543, Runnings Supply, Inc., 502.22; 35544, Sidwell Company, 250.00; 35545, Stutsman Co. Correction Center, 3,150.00; 35546, William J. Gale, 238.32.

Commissioner Utke made a motion to approve the agenda, seconded by Commissioner Hagel. All voted aye and the motion passed.

**Old Business**  
No new business reported for the gravel pit.

**New Business**  
Nate Monson, Road Superintendent, provided the BOCC with an update from the Road Department. Monson stated the White Dodge pickup is currently at Thomas Motors in Pingree for repairs. Since May 3rd, 2023, there has been 5.20 inches of rain. There are currently a few roads closed due to water over them and a few roads with caution signs. The Load Restrictions are still on in Foster County. In the past the BOCC gave authority to Monson and Commissioner Scanson to make the decision on taking the load restrictions off. Commissioner Utke made a motion to allow Monson and Commissioner Scanson to decide when to take the load restrictions off, seconded by Commissioner Hagel. All voted aye and the motion passed.

Monson stated he called Border States about the Club Hall Highway. The current plan is late May or the first week in June they will do asphalt patching to the Club Hall Highway. Monson stated the Lampert corner on the Club Hall Highway is not broken yet but might need reinforcing. The cost for the 19th spot would be about \$10,000 (300 ft. both lanes). Commissioner Utke made a motion to

approve the proposal for the additional \$10,000 to repair the 19th spot on both lanes, seconded by Commissioner Hagel. Roll call vote included:

- Commissioner Utke – aye
- Commissioner Copenhaver – aye
- Commissioner Scanson – aye
- Commissioner Hagel – aye

Mike Rivinius, Wold Engineering Vice President was present via phone, and wanted to inform the BOCC that while the survey crew was at the Old Wright Bridge by Grace City to gather data a few individuals stopped by and expressed their concerns that they didn't want the bridge removed. Commissioner Scanson stated if people are concerned about the Bridge, they are welcome to attend a meeting to express their concerns. Rivinius was checking to see if the BOCC still plans to proceed with the removal of the Old Wright Bridge. Commissioner Scanson stated they plan to proceed.

Hailey Bachmeier, Deputy Auditor, presented the BOCC with a local permit application for Crossroads Golf Course. Commissioner Copenhaver made a motion to approve the local permit for Crossroads Golf Course, seconded by Commissioner Hagel. All voted aye and the motion passed. On May 15th, 2023, at 1:00pm in the Foster County Commissioner Room the BOCC had the bid opening for the rent of hay land located on the West 50 rods of SE ¼ Sec 4-147-65. Bachmeier presented to the BOCC the bid that was received from Brandon Gussiaas. The hay land bid amount was \$61.00, and the bid bond was \$3.05. Commissioner Hagel made a motion to approve the hay land bid, seconded by Commissioner Copenhaver. All voted aye and the motion passed.

Commissioner Utke provided information to the BOCC on the Multi-hazard mitigation plan. Commissioner Utke stated Foster County had received the digital copy of the multi-hazard mitigation plan. Bachmeier stated she put the MHMP on the Foster County website. Bachmeier also reached out to the Foster County Independent to receive a quote on two printed copies of the MHMP. Commissioner Hagel stated once

we get printed copies the payment should come out of the Emergency Managers budget. Commissioner Utke made a motion to have the payment for printed copies of the multi-hazard mitigation plan come out of the Emergency Managers budget, seconded by Commissioner Hagel. All voted aye and the motion carried. Commissioner Utke stated the new mower is out at Juanita Lake and the used mower was brought back to the Courthouse. Commissioner Utke said he notified Kyle Schroeder, Fair Board Member, that the mower was at the Courthouse. Commissioner Hagel stated the

walk doors for the ambulance building have arrived. Commissioner Utke stated he contacted Chris Thomas, EAPC Construction Specialist/Office Manager to see if they have any updates from the analysis on the Old Highway Shop and Public Health building. No updates yet. Commissioner Utke stated he attended the CRIB meeting in Grand Forks, ND on May 11th, 2023. Commissioner Utke stated the meeting was to inform members of the transition to call groups and to also to inform departments that need radios to begin fitting them into their budget for the following year. The purpose

of the radios would be to communicate with different departments if cell towers are down due to a major event. The reoccurring calendar showed a burn ban notice. Commissioner Copenhaver made a motion for Foster County to follow the State burn ban, seconded by Commissioner Hagel. All voted aye and the motion passed.

With no further business, Chairman Scanson adjourned the meeting at 4:32 pm. Hailey Bachmeier, Deputy Auditor Alan Scanson, Chairman Foster County Board of Commissioners (Publish June 12, 2023)

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**SECTION 00 1113 –  
ADVERTISEMENT FOR BIDS  
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NORTH DAKOTA**

Sealed proposals for Multiple Prime Contracts for Bid Packages:

- General Construction
- Mechanical Construction
- Electrical Construction

Bids will be received by the Carrington Research Extension Center to the attention of Mike Ostlie, 663 Highway 281 North, Carrington, ND 58421 for the construction of the Carrington REC – Livestock Support Facility. On behalf of Craftwell Architects + Construction and the NDSU Research Extension Center, until 2:00 P. M., Local Time, on Thursday, June 22, 2023, at which time the bids will be publicly opened and read aloud. All bids received after the scheduled time will be returned to the bidder unopened.

Bidders shall have the option to submit a Single Prime Bid for all classifications of the work and/or separate bids for General Construction, Mechanical Construction, and Electrical Construction. Single Prime bids will be accepted but will not be awarded unless that bid is lower than the combined total of the lowest responsible prime bids.

The procurement and contracting information including: Drawings, Technical Specifications, Addenda, and other contract documents as prepared by Craftwell Architects + Construction; Heyer Engineering, Structural Engineer; may be examined at the following places: The office of Craftwell Architects + Construction, Fargo, North Dakota, and the builders exchanges of Bismarck, Fargo-Moorhead, Minot, and Grand Forks, North Dakota; Dodge Data & Analytics, and Construction Market Data. Electronic documents can be requested through Craftwell Architects + Construction.

Bids shall comply with North Dakota Century Code Chapter 48-01.1 as amended. Each bid submitted shall consist of two separate sealed envelopes one clearly marked "Bid Proposal" and the other clearly marked "Bid Bond" on the outside both with contractor's name. The two envelopes shall be attached to each other.

The bid security must be in the sum equal to five percent (5%) of the full amount of the bid including any add alternates and must be in the form of a bidder's bond made payable to the Carrington Research Extension Center. A bidder's bond must be executed by the bidder as principal and surety, conditioned that if the principal's bid is accepted and the contract awarded to the principal, the principal, within ten days after notice of the award, shall execute a contract in accordance with the terms of the bid and the bid bond and any condition of the govern-

ing body. A countersignature of a bid bond is not required under this section. If a successful bidder does not execute a contract within the ten days allowed, the bidder's bond must be forfeited to the governing body and the project awarded to the next lowest responsible bidder.

No bidder may withdraw this bid within 60 days after the actual date of the opening thereof. The bids of the three lowest Bidders for each contract will be retained until the contract has been awarded and executed, but no longer than sixty (60) days after the date of the Bid.

All Bidders shall hold a valid North Dakota Contractor's license of the proper class for the full amount of the bid and shall enclose a copy of the license or Certificate of Renewal of the license with their bid.

The Owner reserves the right to reject any and all bids and to waive any formalities therein and rebid the project until a satisfactory bid is received.

The successful Bidder will be required at the time the contract is executed to provide Workers' Compensation Insurance Certificate, Certificate of Insurance, Company Safety Manual, and Waiver of Subrogation.

By North Dakota State University  
Gretchen Wagendorf  
Director – Ag Budget Office  
(Publish June 5, 12 & 19, 2023)

**ABBREVIATED  
NOTICE OF INTENT  
TO AMEND  
ADMINISTRATIVE  
RULES  
RELATED TO THE  
PRACTICE OF PHARMACY**

**North Dakota  
State Board of  
Pharmacy**

will hold a public hearing to address proposed amendments to existing sections of N.D. Admin. Code relating to the ND State Board of Pharmacy Practice Act at:  
**Office Conference Room  
Board of Pharmacy Office  
1838 E. Interstate Ave.  
Bismarck, ND  
Thurs., July 20th, 2023  
10:00 a.m.**

The proposed amendments and new sections are not expected to have an impact on the regulated community in excess of \$50,000. A copy of the proposed rules are available at www.ndokpharmacy.com or may be obtained by writing the North Dakota State Board of Pharmacy, calling (701) 877-2404 or by email ndboph2@ndboard.pharmacy. Also, written comments may be submitted to 1838 E Interstate Ave Suite D, Bismarck, ND 58503 until August 4th, 2023. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota State Board of Pharmacy at the above telephone number or address at least 14 days prior to the public hearing.

Dated this 7th day of June, 2023.  
Mark J. Hardy, PharmD  
Executive Director

**ABBREVIATED  
NOTICE OF INTENT  
TO ADOPT, CREATE,  
AMEND, AND REPEAL  
ADMINISTRATIVE  
RULES RELATING  
TO WORKFORCE  
SAFETY &  
INSURANCE, AND  
NOTICE OF PUBLIC  
HEARING**

Attorney's Fees, Mileage Reimbursement, School Supplies, Permanent Impairment Guides Updates, Pharmacy Services Definition, Footwear, Prosthetics, Clarification of X-ray Terminology, Medical Services Retrospective Review, Scholarship Fund Application Criteria, Dividend Programs, Retrospective Rating Program, Risk Management Program Definitions and Eligibility, and Grant Program's Purpose, Eligibility, and Administration.

**ND  
WORKFORCE  
SAFETY &  
INSURANCE  
(WSI)**

will hold a public hearing to address the proposed creation, amendments and repeal to the North Dakota Administrative Code, Title 92, at 9:00 AM on Monday, July 17, 2023, at:

**WSI Board Room  
Century Center  
1600 E. Century Ave.  
Bismarck, ND  
Monday, July 17, 2023  
9:00 a.m.**

at which time and place all persons will be heard regarding the proposed creation, amendments, and repeal to the North Dakota Administrative Code.

A copy of the proposed rule changes may be obtained by writing to Workforce Safety & Insurance, Attn: Julie Porsborg, Legal Dept., P.O. Box 5585, Bismarck, North Dakota 58506, or Workforce Safety & Insurance, 1600 E. Century Ave., Suite 1, Bismarck, ND 58503, or by calling 800-777-5033 or TTY 800-366-6888. Also, written comments may be submitted to Workforce Safety & Insurance, Attn: Julie Porsborg, Legal Dept., P.O. Box 5585, Bismarck, ND 58506 until close of business on July 28, 2023. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact Workforce Safety & Insurance at the above telephone number or address at least five days prior to hearing.

Dated: June 5, 2023. WSI Legal Department, ATTN: Julie Porsborg