

Public Notice

MINUTES OF EDDY COUNTY COMMISSIONERS
EDDY COUNTY COURTHOUSE
July 2, 2024, 8:00 A.M.

The meeting was called to order at 8:00 a.m. by James Allmaras, Chairperson. Also present were Commissioners Glenda Collier and Dave Gehrtz.

Glenda Collier made a motion to approve the agenda. Dave Gehrtz seconded the motion. All in favor. Motion carried.

Dave Gehrtz made a motion to approve the June 4, 2024 Meeting Minutes as presented. Glenda Collier seconded the motion, all were in favor. Motion carried.

After review of the financials and expenditure and revenue budgets for the month of June 2024, a motion was made by Dave Gehrtz to approve both the financials and budgets. The motion was seconded by Glenda Collier. All were in favor, motion carried.

Glenda Collier made a motion to approve the following bills, it was seconded by Dave Gehrtz. Roll call vote: Glenda Collier, James Allmaras, and Dave Gehrtz voted aye. The motion carried.

Orr Auctioneers	11,319.00
Timothy Hartl	826.98
Aflac	298.82
Briess Oil Co	208.10
Butler Machinery Co.....	2,133.37
Central Business Sys	77.11
CenDak Coop.....	7,366.58
Coban Technologies.....	1,025.00
City of Sheyenne	110.10
Election Sys & Software	33.68
Michelle Gilley	828.62
Information Tech. Dept	963.96
James River Ag	595.00
LRLEC	540.00
Linde Gas Equipment.....	90.53
Andrew S. Marquart	153.00
Meehan Machine	709.13
NDACo Res. Group	697.49
NDTC	843.89
Napa Auto Parts	363.80
Northern Plains Electric..	258.00
Kristy O'Connor	34.84
Office of Attorney Gen.....	465.00
Linderman Cons	2,030.73
Pitney Bowes Bank	500.00
Post Board	150.00
Quill Corporation	169.64
Rockin Fitness	500.00
Running Supply	252.70
Stutsman Co Corr. Ctr.	3,100.00
Transcript Publishing	1,210.10
Truenorth Steel	703.20
Uniform Center	196.99
Rockford Pkg. & Htg.....	6,000.00
Payroll	69,068.17
NDPERS	22,749.00
Elec. Fed. Tax Sys	21,646.41
Aflac	145.21

NDPERS	1,989.00
NDPERS	13,746.48
Colonial Life	461.25
Ameritas Life Ins	244.51
AT&T Mobility	581.98
Quill	200.55
Andrew Bachmeier	100.00
Bank Forward	27.60
Elan Financial Services.....	420.05
Cash & Carry Lumber.....	719.34
Central Business Sys	33.00
Central City H2O	67.00
Central Plains Water Dist....	63.94
Cenex Fleetcard	120.64
City of Sheyenne	324.83
DEA	352.25
Do It Best.....	323.79
Eddy Co. Treasurer.....	5,054.80
Election Sys & Software	72.34
Elite Spraying	1,991.25
Flower Scent-R.....	63.00
Garrison Div. Cons Dist	258.98
Tiffany Harr	531.58
Insure Forward	12,538.00
Interstate Engineering	222.50
Amy Kippen	350.00
LRLEC	5,560.28
Charles Ludwig.....	442.36
MDU	298.57
NDA	100.00
Dept of Transportation.....	11.50
NR Utility Services.....	236.00
Otter Tail Power Co	970.77
Amy Perleberg	350.00
Dale Rosenberg	422.26
Rough Rider Ind	8,838.72
Dak. Prairie School.....	244.40
NR-S School	2,866.99
Midkota School	1,912.46
Warwick School	470.74
Soil Conservation	300.35
State Treasurer	54.60
Stutsman Co Corr. Ctr.....	100.00
Lisa Thompson.....	310.66
Transcript Publishing	1,268.70
Paradise Township	781.42
Cherry Lake Township.....	229.81
Columbia Township.....	348.60
Pleasant Prairie Twp	392.89
Superior Township.....	430.89
Rosefield Township	378.22
Colvin Township	558.05
Lake Washington Twp	393.99
Tiffany Township.....	292.67
Sheldon Township	244.17
NR Township	908.39
Munster Township	421.28
Freeborn Township	369.64
Eddy Township	265.41
Hillsdale Township.....	312.20
Bush Township	358.06
Gates Township	513.36
Grandfield Township.....	342.73
Underground Vaults Storage	200.00
Uniform Center.....	620.91
Patty Williams	200.00
Donna Young	74.50
Corey Longnecker, President of the Eddy County Weed Board requested approval from	

the Commission to purchase a Ranger to be used for spraying noxious weeds. Longnecker received bids and presented a bid that included a \$2000.00 rebate. Longnecker informed the Commission that the Weed Board will seek TAG funding for \$7,500 to help offset the cost of the Ranger. The Ranger will assist in spraying, inspecting and addressing complaint areas. It was also determined the best place to store the Ranger while not in use, would be in one of the Eddy County Shops. Dave Gehrtz made a motion to approve purchasing a Ranger with a tank for \$13,299. Glenda Collier seconded the motion. All were in favor. Motion carried. This motion was amended at the August 6, 2024 meeting for the amount approved of \$14,359, as additional features were needed - a roof and a windshield were not included in the original bid.

Lisa Thompson, Emergency Manager reviewed the Resolutions for New Rockford Township assigning Floodplain Management to Eddy County and keeping Zoning, and Gates Township assigning both Floodplain Management and Zoning to Eddy County. Glenda Collier made a motion to approve the Resolutions. Dave Gehrtz seconded the motion. All were in favor. Motion carried.

Todd Weber, Eddy County Road Superintendent suggested providing Eddy County residents more information prior to the General Election if the Commissioners decide to a Road and Bridge levy increase on the ballot again. Weber noted that Foster County included a similar measure for Road and Bridge in Foster County on the Primary Ballot, and the measure passed. Weber discussed his County Road budget and gave an update on the 911 signs being placed in Eddy County.

OLD BUSINESS:
The old County Sheyenne Shop was discussed. State's Attorney Ashley Lies reported that the County cannot gift or donate the shop to the City of Sheyenne. The County must sell the old Sheyenne shop by public sale or nonexclusive listing agreement. It was discussed that once the new shop was built, the shop would be placed for public bid.
Robinson Cooley drainage was discussed. SA Lies reported that any flooding or damage that may occur with other landowners as

a result of closing the culvert will result in liability to the County and the landowner. Therefore, SA Lies recommended not allowing this culvert to be closed as requested at previous meeting. SA Lies will send letter to landowner requesting temporary closure.

NEW BUSINESS:
The New Rockford and Sheyenne Joint Powers Agreement/Police Contracts were reviewed and discussed. Glenda Collier made a motion to approve the New Rockford and Sheyenne Joint Powers Agreement/Police Contract with a 3% increase to both for 2025. Dave Gehrtz seconded the motion. All were in favor. Motion carried.

Dave Gehrtz made a motion to approve the Gaming Permit for Warwick WELCA. Glenda Collier seconded the motion. All were in favor, motion carried.

Glenda Collier made a motion to approve three journal entries. The first moving \$410.09 from Pleasant Prairie Township State Aid to Pleasant Prairie Township General, from error in posting in March. This transaction should have been posted exactly opposite, the next approval was to move \$820.18 from Pleasant Prairie Township General to Pleasant Prairie Township State Aid, to correct error in posting in March. The last entry was to move \$533.00 from NDPubEmpRetSys to ENPERSEMPPLIFE. Dave Gehrtz seconded the motion, all were in favor. Motion carried.

4th Corporation has been asked for quotes on cleaning Public Health and the County Extension Office. Randy Linderman will also be asked if interested.

Various department heads attended meeting to review their 2024 budget requests.

The Commission-hosted County picnic will be held on July 23, 2024 at the New Rockford County shop starting at 4:30 P.M.

Glenda Collier made a motion to close all Eddy County Offices on July 5, 2024. Dave Gehrtz seconded the motion. All were in favor. Motion carried.

With no further business, Glenda Collier adjourned the meeting at 9:47 AM.

The next regular meeting will be August 6, 2024, at 8:00 A.M.

James F. Allmaras,
Chairperson
Becki Schumacher,
Interim Auditor
Published Aug. 12, 2024



North Dakota Outdoors

by Doug Leier, N.D. Game & Fish Dept.

Checking on ducks and pheasants in N.D.

In the most basic of explanations, the lack of snow this winter and late arrival of spring rain was not as helpful for ducks but better for pheasants. But let's take a closer look.

The number of roosters heard crowing during the North Dakota Game and Fish Department's 2024 spring pheasant crowing count survey was up 37 percent statewide from last year.

"This is really good news but expected, considering we had such great production last year and the mild winter we had certainly wasn't hard on birds," said RJ Gross, Department upland game management biologist.

The primary regions holding pheasants showed 28.8 crows per stop in the southwest, up from 19.5 in 2023; 21.5 crows per stop in the northwest, up from 16.6; and 16 crows per stop in the southeast, up from 12.8.

Barring untimely heavy rains, cool weather or hail, Gross expects more good news from the pheasant hatch, the results of which will show up in the late August brood survey.

"The residual cover this year was great ... with timely rains, the habitat for nesting looks great," Gross said. "We should be setting up for a good fall."

But what was good for the pheasants and most beneficial for ducks.

The spring breeding duck survey conducted in May showed an index of about 2.9 million birds, down from 3.4 million last year.

The 2024 breeding duck index was the 30th highest on record and stands at 17 percent above the long-term (1948-2023) average, according to Mike Szymanski, Department migratory game bird supervisor.

"By and large, all species were flat to down. Mallards, for instance, were down about 19 percent, pintails were down about 29 percent and blue-winged teal down roughly 13 percent," he said. "These species being down from last year is one thing, but when you compare it back to what we consider to be one of our best periods for breeding ducks in North Dakota (1994-2016), we're down a lot more than that. So overall, mallards, pintails, blue-winged teal, gadwall, wigeon and northern shovelers are down anywhere from 24-49 percent from that 1994 to 2016 time

period."
Szymanski said the decline in breeding duck numbers has a lot to do with the loss of CRP and perennial grasses on the landscape used for nesting cover by ducks.

"While our overall duck population count this year was about 2.9 million birds, that hardly compares to 5.4 million in 2002, our record-high," he said. "So, we're down considerably and were getting into this realm of a lower average where we probably won't be above 3 million breeding ducks very often based on our landscape conditions."

"Coming out of winter, we were certainly quite dry after having a mostly open winter across the state, but it rained a fair bit in the 30 days leading up to our survey, so that kept it from being really dry," Szymanski said. "At the time of our survey, wetland conditions were considered 'fair.' We had a lot of new water on the landscape during the survey that really wasn't there when ducks were moving through."

On the bright side, Szymanski said, rains in late May and into June were a boon for nesting opportunities and nesting probability in general for ducks.

"There should be a pretty good nesting effort by ducks this year in what upland nesting habitat is available," he said. "Wetlands are in much better shape now and there should be a really good nesting effort for those birds that have nests destroyed by predators."

Szymanski cautions waterfowl hunters about reading too much into survey numbers just yet. He said that while the mid-continent duck populations aren't what they once were, we'll know more once the U.S. Fish and Wildlife Service releases their survey results sometime in late August.

"It can be really hard to predict what our fall hunting is going to be like from what we see in the May survey," he said. "But throughout summer, we'll have our July duck brood survey, and we'll have a fall wetland survey in September to kind of give last looks at what production was like in the state, and then also what wetland conditions are like leading into the hunting season. It's always important to check back and see what our surveys are showing us that we do throughout the year."

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DOGS-

Commission President Stu Richter suggested an outright ban on pit bulls in the City of New Rockford, a direction many other cities have also taken.

However, City Attorney Travis Peterson recommended against such an ordinance, citing concerns with any breed-specific bans that could open the city up to lawsuits, such as a federal lawsuit currently ongoing in Williston, N.D.

He also mentioned that costs to enforce such a ban can get very high, as they have in other cities, and commissioners noted that New Rockford doesn't have problems with just one breed of dog.

"The trend, honestly, for the past few years seems to be repealing breed-specific ordinances," said Peterson. "Minot had one, and they've repealed it. ... I would not recommend a breed-specific prohibition at this point in time."

Commissioners seemed to accept that banning only pit bulls wouldn't be ideal, and moved on to discuss potential amendments to existing ordinance related to dangerous animals and impoundment of them.

Commissioner Jim Belquist suggested considerably increasing fees on those who have to reclaim their animal from the dog pound.

Currently the fee is \$25 for the first offense, and increases to \$50 if the dog is impounded a second time within 12 months. Belquist suggested drastically increasing that number to around \$250, which could then be doubled for every additional impoundment.

No final decision was made, but commissioners seemed to agree with amending the existing ordinance to include tougher punishments for irresponsible pet owners, and that they'll likely have an ordinance drafted in time for their September meeting.

Regarding the two pit bulls impounded as of last Monday's meeting, one of them has a court hearing scheduled for August 15, at which a judge will decide its fate.

The owner of the other pit bull, who city officials hadn't been able to reach for several days, was given

an additional 24 hours to reclaim their dog. The animal was eventually recovered from the pound on Wednesday.

City officials encourage residents who witness or experience "public nuisance" dog behavior to file complaints with the Eddy County Sheriff's Office, which could allow action to be taken and provide evidence should that dog and its owner face a court hearing.

According to New Rockford city ordinance, a dog can be deemed a public nuisance for any of the following acts:

- Habitually at large.
- Habitually annoys, barks at or chases any person or vehicle.
- Habitually disturbs the peace by barking, howling, yelping or fighting.
- Bites any person off the premises of the owner.
- Habitually attacks and injures, without provocation, any domestic animal or bird.

LIFESAVERS-

And of course, a delicious meal of burgers, hotdogs and brats will be served throughout the event beginning at 6 p.m., with a free will donation taken.

The Community Ambulance Service of New Rockford is always looking for volunteers, including anyone who can be a driver, an EMR (Emergency Medical Responder) or an EMT (Emergency Medical Technician). CASNR would provide all the training and cover related costs for someone willing to volunteer.

An EMT class will begin this fall right here in New Rockford. Anyone interested in pursuing EMT certification or volunteering in any way should give Angie Hopfauf a call at (701) 307-0271, or email newrockfordambulance@gmail.com.

SAFARI-

she was still on the library board, and although she recently left the board in June, she and her husband, John McKnight, still worked hard to complete the project.

Everything in the children's reading area - including the jeep - was hand-built by the McKnights, and Sharp said she never imagined it would turn out this

well. "I'm so excited for the kids to have an area that's just for them," said Sharp. "And I appreciate so much the Lions and John and Kelly's work to make it possible."

Everyone is invited to the open house on Monday, Aug. 12, where there will also be plenty of treats such as cookies, coffee and lemonade.

And if you can't make it Monday, be sure to bring

the kids and check out the new reading area sometime soon. There's plenty of great reading material for them to enjoy!

Meanwhile, also coming up at the library will be the Summer Reading Finish Line party on Monday, Aug. 19 from 2-3 p.m., where all the kids who participated in this year's Summer Reading Program will celebrate their accomplishments this summer.

HELP CONTROL NOXIOUS WEEDS

Cost-share assistance available to Eddy County landowners



The Eddy County Weed Board reminds all landowners that state law requires the control of noxious weeds.

- 4.1-47-02 Control of noxious weeds
- 1) Each person shall do all things necessary and proper to control the spread of noxious weeds
 - 2) No person may distribute, sell, or offer for sale within this state, a noxious weed

The Eddy County Weed Board is offering a cost share program for chemical for control of noxious weeds on qualifying land. Cost share rates are as follows:

- 80% cost share for Tordon up to 10 gallons
- 50% cost share for 2-4D up to 20 gallons
- The 2-4D must be tank mixed with Tordon at 2:1 (2 parts 2-4D to 1 part Tordon)
- 80% cost share for Plateau (or the generic version) up to 4 gallons
- 50% cost share for Milestone up to 5 gallons

In order to receive reimbursement, you must submit:

- (1) Invoice or receipt to prove purchase of chemical
- (2) A copy of the maps with sprayed areas highlighted
- (3) The legal description of the land sprayed

They can be mailed to Eddy County Weed Board, 205 3rd St SE, New Rockford, ND 58356, or dropped off at the Eddy County Extension office or emailed to youngdonna@nd.gov. **Requests for reimbursement must be received at the Weed Board office by no later than Nov. 1, 2024. Sorry, no exceptions!**

NOTE: Each invoice submitted must have the requester's name printed on it. We will **NOT** accept an invoice with a name on it and then it whited out and a different name handwritten over the top or something to that affect. If you want to take advantage of the full reimbursement limits, plan ahead when you are buying the chemical. Any requests without proper documentation and/or received after **NOV. 1, 2024** will be discarded.

The reimbursement submission must have all (3) requirements listed above.

If you have any questions, contact **Donna Young at (701) 954-9910**

Public Notice

NOTICE TO CREDITORS

IN THE DISTRICT COURT OF EDDY COUNTY, STATE OF NORTH DAKOTA

In the Matter of the Estate of Dale Settelmeyer, Deceased. Probate No. 14-2024-PR-00009

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 be either presented to Sandra Settelmeyer, personal representative of the estate, at 1588 Hwy 281, New Rockford, N.D. 58356; or filed with the Court. Dated this 15th day of July, 2024.

Sandra Settelmeyer,
Personal Representative
1588 Hwy 281,
New Rockford, N.D. 58356
PETERSON LAW OFFICES, P.C.
523 Central Avenue, P.O. Box 231
New Rockford, N.D. 58356
Attorneys for Personal

Representative
Published July 29,
August 5 & 12, 2024

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