

PUBLIC NOTICES

NOTICE COVID-19 Emergency Response

On March 17th, 2020 Rolette County declared an Emergency, as they continue to monitor COVID-19 pandemic. In response to COVID-19 and to mitigate the threat to health, well-being and safety of the residents, Rolette County is restricting access to the County Offices located in the Rolette County Courthouse. **The Courthouse Doors will remain locked.** The offices will remain open regular business hours, from 8:30 AM and to 4:30 PM and will be conducting day to day business by phone, email, or fax, effective immediately, and until further notice. If necessary, offices may grant access, by appointment only. The Clerk of District Court, is a State Office, for all matters concerning the District Court please contact Clerk of Court at 477-3816 or 40clerk@ndcourts.gov. The District court will continue under Admin Rule 25. For updated information go to ndcourts.gov. (March 28; April 4-11, 2020)

NOTICE FEBRUARY EXPENDITURES

Northern plains elec. \$273.00, HACTC res.fund \$880.50, NDPERS \$505.16, Gooseneck Imp. \$9,000.00, Pierce co.payroll acct. \$34,272.56, Pierce co.treas. \$295.93, City of Rugby \$2,127.22, Purchase power \$208.99, Ndtc \$3,791.77, J.P.Morgan \$3,824.27, Otter tail \$11,358.18, Visa \$209.26, Pierce co. payroll acct. \$97,825.20, Pierce co.treas. \$637.96, Nationwide \$2,401.81, Security benefit \$1,614.15, Affac \$1,393.72, Colonial life \$83.31, Elix health \$86.69, Pierce co.payroll acct. \$80,448.66, Pierce co. treas. \$710.97, Nationwide \$1,703.03, Cred.bureau of Bismarck \$300.44, Baltimore Co. OCS \$833.00, U.S. Dept. of Ed. \$501.31, Ndpers \$25,494.20, Otter tail \$218.72, BCBS \$73,527.86, HACTC \$42,434.89, City of Rugby \$2,078.55, Christenson, Mike \$147.65, Hoffert, Terry \$74.75, Migler, David \$759.83, NDSU \$200.00, N. Side Lounge \$120.00, Tyler Tech. \$3,331.67, Thomas law \$135.00, Migler, karen \$74.75, ND co.treas. assoc. \$200.00, Mack law \$387.50, Siegler,kelsey \$119.03, Pierce co. treas. \$140.39, Advanced business methods \$197.54, Pro I.T. \$250.00, Rugby lumber \$246.37, Thompson flooring \$1,519.38, B & M laundry \$76.90, Otis elev. \$1,205.00, Christenson elec.serv. \$197.29, Bartsch elec. \$200.00, Steins \$86.20, Bartsch elec. \$225.00, ST. Michel furn. \$6,537.27, Rugby H. Hank \$89.77, Circle sanitation \$151.00, City of Rugby \$540.87, Pierce co.tribune \$418.84, Software innovations \$9,500.00, Elite Office \$39.97, North can printing \$787.75, Total funds \$500.00, Quadient leasing \$1,035.00, Computer serv. \$1,243.99, Software innovations \$6,525.00, Vanguard appraisals \$1,750.00, Computer express \$2,716.00, ITD \$3,438.01, Brad's auto serv. \$120.00, Envision \$2,770.33, C & H repair \$393.97, Uniform cen. \$5.99, I design \$387.76, Redwood Toxicology \$107.10, Redwood tax.reditest \$43.01, Office of atty.gen. \$775.00, Siegler, kelsey \$69.00, Intoximeters \$180.00, City of Balta \$1,095.00, Buffalo Lake sportsmen \$3,000.00, Wieler, tanya \$1,000.00, Ndac resources group \$8.00, I solved \$229.00, ND assoc. of counties \$1,077.30, Brad's towing \$175.00, Elmer Jesme conf. \$75.00, A & C tire \$51.95, Rugby serv. cen. \$95.60, Envision \$1,055.54, RDO equip. \$9,604.80, H.E.Everson \$71.76, Praxair \$112.76, City of Balta \$396.00, Magic city garage door \$139.50, Northern prairie human serv. \$2,033.91, Computer serv \$19.99, ND weed control assoc. \$275.00, ITD \$54.87, Polar comm. \$6.00, Ndtc \$203.66, Meckle, Allan \$130.00, Grand total \$470,171.83

PROCEEDINGS OF PIERCE COUNTY, NORTH DAKOTA, BOARD OF COUNTY COMMISSIONERS

March 3, 2020
The Pierce County Board of County Commissioners met in regular session on March 3, 2020. Chairman Migler called the meeting to order at 8:00 A.M., with members Christenson, Hoffert and Berg present. Brossart absent. Also present was Bryce Berginski, The Pierce County Tribune. Chairman Migler led the Pledge of Allegiance. Moved by Hoffert and seconded by Berg, to approve the consent agenda. Motion carried. Moved by Hoffert and seconded by Christenson, to accept the February minutes as mailed. Motion carried. Moved by Christenson and seconded by Hoffert, to accept the financial report for the month of February. Motion carried. Moved by Hoffert and seconded by Berg, to approve Treasurer's checks #16058-6076, in the amount of \$17,717.30, for the month of February. Motion carried. Moved by Christenson and seconded by Berg, to transfer \$2,033.91, from the Social Service Fund to Northern Prairie Human Service Zone. Motion carried. Josh Siegler, Pierce County Sheriff, met and gave the board a report for the month of February, for his department. Total calls-42; Medical calls-2; Fire calls-11; Traffic Accidents-3; Assist Other Agencies-8; Prisoner Transports-6; Arrests-12; Citations-24; Papers served-18; Warrants served-6. Board reviewed Officer fee reports and hourly work-time sheets. Board recessed to sit on the HACTC Board. Mike Graner, Jail Administrator, HACTC, went over the bills for the month of February. Moved by Berg and seconded by Christenson, to approve those bills previously paid and those yet unpaid were ordered paid, for the month of February, for the HACTC. Motion carried. Moved by Christenson and seconded by Berg, to approve the financial report for the month of February, for the HACTC. Motion carried. Mike Graner, Jail Administrator, HACTC, gave the board an update on the inmate population for February, which is 98. High of 105; and low of 93. March currently has 101; Bookings 78; Releases 68. Pierce County inmates for February were 12. Remaining in custody are 3. Personnel 24/24. Miscellaneous-DOCR yearly inspection is scheduled for April 15 & 16, 2020. There was a deficit of \$26,712.22, for the month of January. Mike also discussed door access upgrades that need to be done. He received two quotes for the upgrade. ECI, Fargo, ND, in the amount of \$10,339.00 and Accurate Controls, Inc., Wisconsin, in the amount of \$21,756.61. After further discussion, moved by Hoffert and seconded by Berg, to purchase the door access upgrades from ECI, Fargo, in the amount of \$10,339.00. Motion carried. Moved by Hoffert and seconded by Christenson, to transfer \$225.00 from Sheriff's Grant to the General Fund, for salaries paid in December. Motion carried. Kirk Charlson joined the meeting and thanked Commissioner Christenson for coming to Barton and seeing what he would like to get accomplished. Chairman Migler said that there are steps that need to be followed to close a road. Board reviewed abatement application submitted by Leonard and Theresa Wangler, (2020-8), for tax year 2019, on the following described

property as Lots 2 & 3, Block 7 & Outlot 12, section 7-15-153-74, all located in the City of Balta. Moved by Hoffert and seconded by Berg, to approve the abatement application for the tax year 2019, as recommended by the Tax Director, in accordance with homestead credit filed. Motion carried. Moved by Christenson and seconded by Hoffert, to call for bids for graveling and machine hire, for the 2020 construction season. Motion carried. Rockie & Jeanne Kukla met with the board concerning a letter dated January 16, 2020, from Galen J. Mack, States Attorney, pertaining to fences constructed within the right of way along Sections 8, 9, 16 and 17, located in Township 158 North, Range 72 West (Spring Lake Township). Rockie asked the board "When is the stuff going to end?" This has been going on for the last 15 years. Rockie said he would work with the county and adjust the cattle guards. Rockie stated that on a farmer's side they can farm right up to the 33', but the cattle rancher has to stay back 33'. Why should we move our fence so they can drive on our 33'? After a lengthy discussion, Rockie stated that if the county would have a survey completed on the east-west road, he may consider moving the fence and would lower the wings on the cattle guards. North and South road- there is an embankment, will that be moved? The board informed Rockie & Jeanne Kukla, that no motion has been made on this issue. No vote was called as a commissioner was absent. After further discussion, the board decided to setup a special meeting on March 26, 2020, at 10:00 A.M., and send letters to all the parties involved, where everyone is present for the discussion, if the fence should be moved or not. Moved by Christenson and seconded by Hoffert, to impose load limit restrictions-single axle not to exceed 12,000 lbs., tandem axle not to exceed 12,000 lbs., per axle, on all county township roads. Also, speed limit will be 45 miles per hour, while load limits are in effect. With the exception that the load limits on 2 1/2 miles from Highway #3 to Seitz, with speed limit set at 35 miles per hour, single axle, not to exceed 12,000 lbs., and tandem axle not to exceed 12,000 lbs., per axle, for loaded trucks, while limits are in effect. Motion carried. Moved by Hoffert and seconded by Christenson, authorizing the chairman, states attorney and auditor, to sign the construction and maintenance agreement with NDDOT, on Road Project SC-3522 (001) Pierce County ND 3, East 7 miles, grade and aggregate surfacing- 6.988 Miles. Motion carried. Board reviewed correspondence letter from Supreme Court, State of North Dakota. After reviewing correspondence from Don Wolf, Finance Director, concerning funding of the Clerk of District Court office, with the State. Based on current data, Pierce County requires .85 FTE's to provide clerk services. Moved by Christenson and seconded by Berg, that Pierce County elects to enter into a funding agreement for the 2021-2023 biennium, with the North Dakota Supreme Court (State), to receive reimbursement of .85% for providing Clerk of District Court services, as it is being presently done. Motion carried. Board reviewed correspondence from Tanya Wieler, HR Consultant, on Fraud Prevention & Investigation language that needs to be added into the county's employee manual. Moved by Hoffert and seconded by Berg, to add more language on Fraud Prevention & Investigation into the county's manual and that the following will be on the Fraud Risk Assessment Team- Ashley Berg, County Commissioner, Tanya Wieler, HR Consultant and Karin Fursather, Auditor-Treasurer. A fraud risk assessment will be completed each year by each department. There being no further business to transact, moved by Migler to adjourn the meeting at 12:05 P.M.

Karin Fursather, Auditor-Treasurer
David Migler, Chairman
Pierce County, North Dakota
Board of County Commissioners
March 18, 2020

The Pierce County Board of County Commissioners met in special session on March 18, 2020. Chairman Migler called the meeting to order at noon, with members Christenson, Hoffert and Berg present. Brossart by conference call. Also present was Bryce Berginski, The Pierce County Tribune. Migler read information received from the county's H.R. Consultant, Tanya Wieler, regarding COVID 19. Mike Graner, Jail Administrator, said that the jail facility has implemented some changes as of Friday, March 13, 2020, on the 30-day suspension of finger printing and general public. Volunteer services have been suspended for a period of 2 weeks, most likely to be extended. Attorneys are encouraged to find alternate means to visit with their clients. If they must have face to face visit with their attorney, they will be screened prior to entering. All new arrestees are being screened in the Sally-port and any positive screenings will result in isolation for further evaluation. Board reviewed Health Emergency Declaration dated March 18, 2020, that was drawn up by Kelsey Siegler, Emergency Manager. Moved by Hoffert and seconded by Christenson, to approve the Health Emergency Declaration. Upon roll call vote- Hoffert, Christenson, Berg and Migler "Yes". Motion carried. Samantha Wentz, Public Health Nurse, asked the board about having extra children in for vaccinations, as directed from the clinic. Samantha stated that she plans to help out the clinic so these children don't have to risk being subject to possible germs/virus at the clinic. Sam said it will be by appointments only, and limit it to their caretaker and the child receiving the vaccination. The chairman stated it would be her call to provide this service. Kelsey Siegler, Emergency Manager, had a meeting with hospital personnel, school personnel, City of Rugby personnel, Public Health Nurse, Ashley Berg, County Commissioner and have formed COVID-19 Incident Response Team. They have developed actions and objectives that are being implemented plus they will have bi weekly teleconferencing. Kelsey asked the board for approval on purchasing video-conferencing equipment. Kelsey suggested that the board look into purchasing an intercom device for the courthouse and social services. Chairman Migler advised the auditor-treasurer to contact Kelly Sullivan, to see if he could install an intercom device on two doors. Moved by Berg and seconded by Christenson, to limit access to county courthouses, social services, memorial hall and county shops and an intercom device will be installed at the courthouse and social service building. Motion carried. Kelsey will be doing a press release for the radio and newspaper. Information will also be put on the county's website. There being no further business, Chairman adjourned the meeting at 1:15 P.M.

Karin Fursather, Auditor-Treasurer
David Migler, Chairman
Pierce County, North Dakota
Board of County Commissioners
March 26, 2020

The Pierce County Board of County Commissioners met in special session on March 26, 2020. Chairman Migler called the meeting to order at 10:00 A.M., with members Christenson and Hoffert present. The following members were by telecon-

ferencing Brossart and Berg. Also, on the teleconferencing call were Bryce Berginski, The Pierce County Tribune, Rockie Kukla, Gary Haman, Cory Johnson, David Kraft and Galen J. Mack, Pierce County States Attorney. Discussion was held concerning fences constructed within road right of way located in sections 8,9,16 and 17, of Township 158 North, Range 72 West (Spring Lake.)
Chairman Migler read a letter from Gary Haman stating the mistrust of handling of this whole ordeal and past decisions of past commission meetings, on this law. Haman stated: "I do not see how an elected official, sworn in to uphold the laws of the state and local community, can also break the law. Or think he is above or immune of the law, the vote pro or con on the same law. Mike Christenson is this official, and should not be voting on this case. He has put a new fence in the public road right of way. I hope my opinion on this matter is read aloud to everyone present and recorded in the minutes of this meeting. If the law is not followed and right of ways are not cleared of vertical obstructions, we as a group, will go to the press, or as far as possible, to obtain our state rights. We as farmers should not have to tear down our equipment to get to our nearby fields 1/4, 1/2 or 1 mile apart. The public access can never be denied in this type of situation. The fencing, only giving 36' right of way, or left in places on this public road. The law is black and white. The commissioners should follow it. Common sense goes a long way!" Rockie Kukla said "at the last commission meeting when we met, you said we would meet in person, but with the COVID 19, this must be pretty important, to not get it postponed. I do feel that with this meeting set up like this, it is a handy way for us to get shovled underneath a rug and out the back door. There is a difference in representing yourself personally, then versus on the phone, but I will live with it. No, I don't want to move any fence and David you stated at the last meeting, that people could use this as an example. You might use this as an example saying you What. You have good usable friendly roads which Gary & David have been using for 20-30 years, and it hasn't been a problem and now you want to go down the road a mile and build another road, a lot quicker than Barton when there are a lot of others roads that are farther apart than these two are. I am not going to repeat everything I said at the last meeting, but I do want to go back to the law, the century code NDCC-public easement is limited to the right to travel, and does not include an absolute right to an object free zone for the complete length and with the section line. Not every obstruction jeopardizes the public's right to travel. If the landowner wants to place a fence within 33' of the section line or place a fence gate cattle guard across the section line, they should work with their county commissioners. That is what Lynn & Gwynell Meyer did. That was approved by previous commissioners, and Gary Haman and David Kraft signed their name that they wanted to use this road that goes past our place on that back trail. And it has been working for the past 20-30 years and it have been getting by. And if they had private vets, Gary & David would have used them, or whatever they would have said something like they are now. And I think there is a simpler way, easier, more common-sense approach, to fix this problem or issue than building roads and moving fences. And I said I would take the sides of the cattle guards if that is the issue. Hasn't been an issue. No one has ever told me that all the years I have been here that it has been an issue, but now it is. As a taxpayer in this county I don't think you are spending our money very wisely, to build up a minimum maintenance road, when there is one a mile away. What is one mile away when the guys are farming all over the country. They're not afraid to rent or buy land that are miles apart, but they are saying it is too far to go one mile one way or another. I think we got a lot of other or more important issues, to spend the money on, than build another road a mile down the line. And as far as Gary wrecking his equipment, he knew he couldn't make it through, before he started. That was his decision, not me. I didn't build that fence, it has been there longer than Gary Haman has been on this earth. And it has been okay until now. This isn't the first bitch Gary & David have had against us since we have gotten here. The trees, the cattle guards and now roads and fences. This isn't a problem. This is an intentional self-serving issue, that has been going on for 15 years. You can make a big issue out of anything if you want. You dam sure are. The last thing, I would like to ask the commissioners we talked when we met with Mr. Mack, I asked him if he was going to straighten out the rest of the county road and fences in the county. He said if this is not involving you, don't worry about it. Fair enough. I can live with that. I would just like to ask the county commissioners do you represent everyone the same or do you treat us differently? If it doesn't involve you, don't worry about it. Gary Haman is done farming; he's not going to be driving equipment through there anymore and it doesn't involve him anymore. You can leave it alone. Cory Johnson stated has no ill sorres on this deal "We have been putting up with the fences. We have been farming over 40 years. Rockie inherited those fences. Lynn was the guy who put up the fence, on the east-west road. I don't believe he had permission from the commissioners. Those fences have been a hinder, the only place where we farm that we have trouble moving our equipment. We can get our equipment by, when there is a fence on one side of the road, we can tilt our headers, and make our way down, but when there is a fence on both sides of the road, we absolute cannot make our way through there. Rockie and Jeanne have been accommodating, to allow us to go into their pastures and travel. It is a problem, it not Rockie's fault, that those fences were there, he inherited them like I said. I wanted those fences moved for 40 years, but whether it gets done now, a couple years or three years. That's just the way I feel. We have been putting up with those for quite a-while. I have nothing against Rockie, Gary or David or anybody like that, but that is just my thoughts." David Kraft, "Hi guys, thanks for letting us talk. I guess two questions I have. If you make the fence legs, we live with it, and if it is illegal, we will take the fence down. My question to you guys is "Why did we get a letter from Galen, if there is still a question now? If you didn't want to move the fence and it is still a question you should have said. When you receive a letter from a lawyer, you follow it, and now it is back on the table again. You as commissioners need to make a ruling on it. I don't want any hard feelings on this, deal. I want it set in stone. I don't want this brought up again. You as commissioners, have a job to do today, so this does not have to come up again. This is just getting neighbor against neighbor and it is filthy. Me and Cory can deal with this. I have known Gary long before I was married, and my family has had this long before that. You have one decision to make, is it legal or not legal,

and we will all put up with it. I ask that you vote on it today, that's all I ask of you guys. If it is legal, we will all walk away, and the fences stay up. If it is illegal, we will take down the fence. I don't want this stuff brought up again. I have fences to close too and you commissioners will tell us what to move, and we will move them and let's be done with it."
Gary Haman- "I am on the line" -"Rockie the only person in this neighborhood born and raise here, is right here. We never had a problem until these people came from out west, who don't observe the lines. They want to graze their cattle wherever they want. They have no regards to the local farmers and they put up or do whatever they want, and as a whole, I don't know of any neighbors that doesn't get along over here, except the Kukla's. I don't even know this guy. I met him and left with my ass chewed. I figured I don't need this person. And I don't have anything to do with him" "Rockie asked Gary- "I'd like you to tell me where the only time I met you on the road, was by the cattle guard. Commissioner Migler asked Rockie please let Gary finish, please. Gary said let me talk. Gary Haman quoted sections of 24-06. A person may not place or cause to be placed, any permanent obstruction, within the vertical plane of thirty-three feet of any section line, of a maintained road. And I will travel any road I want and anytime I want, with the public taxpayer's money. It is not a private road, and is obstruction, unless written permission is first secured from the county board of commissioners. Permission must be granted where section lines has to do with the topography of land, so on and so forth. Subsection 1-Obstruction of removal 24-06-30 The board of commissioners shall notify the owner of the adjacent property owners to remove the permanent obstruction. If the owners fail to remove the permanent obstruction within thirty days after notice is mailed, the board of commissioners or board township, shall remove the permanent obstruction by contract. The cost of the removal must be entered the same as taxes against the adjacent property. If you want to argue, go face to face. Township board shall issue a written order to the person who caused the obstruction or traffic safety hazard, to place or remove the safety hazard. The person responsible for the placement of the obstruction or safety hazard, is responsible and to be billed for any cost incurred by the county or township for the removal of the obstruction or traffic safety hazard. The person who obstructed is liable for damages and injuries. That could be a snowmobiler or anything. I don't know why anyone would subject themselves to a liability of that magnitude. Section 24-06-30- A public highway opened along any section line, the county commissioners or board of township, shall notify the owner of the adjacent property to remove any fence, stones, trees, rubbish, anything shall be removed. The cost of removal must be entered the same as taxes. Each overseer of highways having personal knowledge of any obstruction of public roads immediately shall remove or cause such obstruction to be removed. The overseer, may seek recovery of costs for the removal of any obstruction from the individual who is responsible for the cause of the obstruction in the highway. The individual responsible, is adjacent to landowner, the removal cost may become part of the taxes again. There is a penalty for refusing to serve as road overseer. It is state law and class B misdemeanor. ND law states prohibits section lines be given including a fence within thirty-three feet. It is a public road we all use it, can be a hunter or anybody, it's in the right of way, you guys have pictures it is stated. I have pictures and the sheriff has everything. It doesn't matter if I did or not, which I didn't. You have to know my understanding; you can thank Rock for that. Why do I have to go eleven miles out of my way because this guy has two sections lines blocked? The cattle guard or the fence. I have living mind to document it. He knows it. We all have the insurance part of it. My insurance paid him \$2000 for no reason. He has to move his fence; it is the law. I am asking the commissioners to observe the law and if you don't this will open up a can of worms. You already have new fences going up on the side of the road. I just want my right or any other rights as far as the cattle guards, go with the law. We have been put up with this for years. One of the neighbors- Cory Johnson's, already ripped canvas that is over \$2000; and my damage with swather, which was borrowed, which is all substantial. I was hitting the top post, but I did not tear down any fence. The stuff he has in hands is not true. I don't care what he says, I have been here longer than he has and that fence has not been there a hundred years. I seen it built, I confronted Lynn Meyer, what about the section lines, and he blew me away. Where is the section line, that is a quote. I remember to this day; I hardly used to work the road. When they had it down, I went 3/4 of mile on my land harvesting, shelling canola and borrowed the swather. I didn't know, I didn't know, until I funneled down even more, where I knew I had to turn around with a 36' of header a self-propelled swather with an attached roller. You try turning around when I have a foot on either side. When it fell into a hole on the other side, I was mad at myself, I was mad at the damage, and I was mad at this guy. I just figured he would take care of his damage and I would take care of mine. The sheriff went and talked to him. He said he would go and talk to him. What he said was a lie. That fence was not built hundred years ago. That fence was built about eight years ago, I was there. And same with the fence he's got right up to the gravel. People around here know him. The commissioner should have seen that it should have been taken care right away. And you want to cause problems, now we have them. That fence has to be moved of any vertical obstruction on the road. You know you try to get along, if he would have just moved a section of that fence, it would have all went away. He is fighting it and what he is doing, his mentally. I don't know, I am going to push it as far as I can. I don't care what the other guys do. This is not going to end, it is State Law, follow it, be a man, and be a neighbor. Everyone else has agreed to move their fence. They wouldn't have to, it wasn't their problem, until I ran into this guy's fence. Johnsons farm all over the country and this is the only problem they have. When you push it and the way you treat people, this will go, and there is a lot of work involved, which wouldn't have to be because of arrogance, I don't know what it is. Read the law and follow the law and the commissioners won't have a headache. Cory Johnson asked if there is a time period where it could be a three-year or two-year period to remove the fence? Mike Christenson commented to Gary that a fence was put on the section line because of the flood and the fence is coming down this summer. And our reason it wasn't voted on at the March meeting, as all members were not present. Terry Hoffert said he did drive up and look at it and he felt that a time frame should be put on to removing the fence, for all parties. After hearing the comments from Rockie Kukla, Cory Johnson, David

Kraft and Gary Haman on the fence within road right of way, located in Sections 8, 9, 16, and 17, of Township 158 North, Range 72 West (Spring Lake), some discussion was held among the board members. Galen J. Mack, States Attorney, said some people seem to think that we are not following the law. It has always been our intention to follow the law. Some folks do not like how the law is written. Galen quoted NDCCs 24-06-28. Gary would like to say it has to be moved, it has to be 33'. Know it doesn't, if the county commission believes it appropriate or otherwise. On the other hand, he has been consistent on what he said to Gary Haman, Rockie and Jeanne Kukla and the county board. The exception would be to not have the 33' clear of either side of the section line. If there is good reason and rational reasons needed, to allow the fences in some shape or form, as they are, or some other fashion, that you have to justify your reasons and they have to be good rational reasons, not because you do or don't like one party or other. I have done my best to do my job as states attorney. He said he was disappointed on some of things that were said and think they are unfair and wrong, but the basic law is keep the 33', unless you have a good reason not to. Moved by Berg and seconded by Hoffert, to remove the fence when the frost is out of the ground, 90 days from May 1st, with a deadline of August 1, 2020. Upon roll call vote- Berg "Yes", Brossart "Yes", Hoffert "Yes"; Christenson "No" and Migler "Yes". Motion carried. Rockie asked if the county would be surveying the section lines? Chairman Migler said the survey would be done by the county. Just saying, if Mrs. Berg knows how much work it takes to move a fence. Time will help, because first you need to get your job done, before I can do my job. Also, a lot of work to do in the spring and summer. This is not my decision, I am not going to argue with you guys, I just want to bring it to your attention. Cindy Haman said I have been a very silent person in all this, but I was there that day with the sheriff and everything. Galen made it sound like it was personal when this first happened, it was not personal at all. It was an accident. And Gary has said from the beginning if and if Rockie wouldn't have put the fence there. This did not start out as being a personal thing, I've been standing by and watching the whole thing and saying nothing and watched what was going on. I was there. I saw it. The sheriff was there. I watched and tried to get Gary back out of there. I didn't want him to do any further damage. I was there for the whole thing. There is nothing personal against Rockie or his wife, I have never met her. So as far as that goes, it did not start as a personal thing, to strike out against them, but then again it has turned into this. Gary did say in early December, if I'm married to you, and I listened to him talk he thought Rockie would take care of his own and Gary would take care of his. Rockie went after our insurance company and they paid him and this has escalated ever since. It did not turn out to be a personal thing to strike against Rockie and his wife. Board reviewed Pandemic Illness Plan that was drafted by Kelsey Siegler, Emergency Manager. Moved by Hoffert and seconded by Brossart, to adopt the "Pandemic Illness Plan" as an appendix to the current Emergency Operation Plan for Pierce County. Upon roll call vote. All voting "Ayes". Resolution adopted and is on file in the Auditor's office. Auditor-Treasurer Fursather, said that she was asked by Lori Miron, County Recorder, if it would be possible for her deputy to work from home? Also, was asked by Haley Myglund, Administrative Assistant, County Agent's Office, if she could work from home, once she finds out from the school on homeschooling. Correspondence received by Tanya Wieler, HR Consultant, was that the county currently has no provisions regarding working from home. Auditor-Treasurer, Fursather, also presented information from Sara Stolt, Chief Operating Officer of Department of Human Services and from Aaron Birst, Legal Counsel, for the Association of Counties, on the Family and Medical Leave Act. Tanya Wieler, HR Consultant, sent information on the Emergency Family and Medical Leave Expansion Act, and that hopefully we will get more clarification on this matter before April 2nd, as this would be the effective date. Lori Miron, County Recorder, joined the meeting, pertaining to the possibility of her deputy working from home. After further discussion, moved by Berg and seconded by Brossart, to approve the request from Lori Miron, County Recorder, to allow her deputy to work from home starting March 26th and that the board will review again, at their next board meeting, scheduled for April 7, 2020. Motion carried. Rugby Job Authority was requesting that Pierce County send a letter of support for the Main Street Initiative 2020 Partners in Planning Grant, for assistance for the completion of an economic development-diversification strategic plan, for the Greater Rugby area. Moved by Hoffert and seconded by Christenson, to write a letter of support to the Rugby Job Authority, for the Main Street Initiative 2020 Partners in Planning Grant. Motion carried. There being no further business, Chairman Migler adjourned the meeting at 11:50 A.M.

Karin Fursather, Auditor-Treasurer
David Migler, Chairman
Pierce County, North Dakota
Board of County Commissioners
(April 11, 2020)

NOTICE OF PUBLIC HEARING/ MEETING
Public Hearing scheduled for 7:00 PM on April 16th, 2020 via Teleconference (United States (Toll Free): 1 877 309 2073 Access Code: 141-244-181) regarding a Conditional Use Permit requested by Jim Brossart for a "Grain Drying System and grain storage" located in Sublot A of Outlot 287 in the NW1/4 of 11-156-73 and Sublot A in Outlot 285 in the S1/2NW1/4 11-156-73. Public Hearing scheduled for 7:20 PM on April 16th, 2020 via Teleconference (United States (Toll Free): 1 877 309 2073 Access Code: 141-244-181) regarding a Conditional Use Permit requested by Jason Brossart for a "60'X100'Addition to Current Building for cold seed storage" located in Sublot B of Outlot 286 in the NW1/4 of 11-156-73 and Sublot C in Outlot 287 in the NW1/4 11-156-73. A meeting of the Pierce County Planning and Zoning Board is scheduled to follow the public hearing: (April 4-11, 2020)

NOTICE OF PUBLIC HEARING/ MEETING
Public Hearing scheduled for 7:40 PM on April 16th, 2020 via Teleconference (United States (Toll Free): 1 877 309 2073 Access Code: 141-244-181) regarding a Variance application requested by Northern Plains Electric for a "chain link fence within required setbacks" located in the SE1/4SW1/4 Sec 33-157-72. Planning and zoning meeting to follow public hearing. (April 4-11, 2020)

NOTICE TO CREDITORS
Probate No. 35-2020-PR-00007

IN THE DISTRICT COURT OF PIERCE COUNTY, STATE OF NORTH DAKOTA
In the Matter of the Estate of Bryan Humble, Deceased.
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 or mailing of this notice or said claims will be forever barred. Claims must either be presented to Christy Humble, personal representative of the estate, at c/o Gibbens Law Office, P.O. Box 708, Cando, ND 58324or filed with the Court. Dated this 24th day of March, 2020.
/s/Christy Humble
Christy Humble,
Personal Representative
7353 41st Ave NE,
Rugby, ND 58368
Nathan Gibbens, ND License #077111
GIBBENS LAW OFFICE
P.O. Box 708
Cando, ND 58324
phone #701-968-3342
nathan@gibbenslaw.com
Attorney for: Estate
(March 28; April 4-11, 2020)
PUBLIC NOTICE
All Pierce County Equalization meetings for Organized Townships and the Cities of Balta, Rugby and Wolford will be held via teleconference with web capabilities. Conference call number is United States (Toll Free): 1 877 368 4106. Access Code: 163-442-117. Meeting room link is <https://global.gotomeeting.com/join/163442117>. All Assessment Books and Assessment Summary sheets are available online at <https://piercecountynadtax.com>. Anyone with interest in appeal is asked to submit all appeal information in writing to the Pierce County Tax Department (240 2nd St SE, Suite 9; Rugby, ND 58368 or piercem@nd.gov). (March 28; April 4-11, 2020)
PUBLIC NOTICE OF PETITION TO VACATE AND CLOSE STREET AND ALLEY
Notice is hereby given that a Petition has been filed with the City Council, Rugby, North Dakota, by Rugby Public School District No.5, Rugby, North Dakota, requesting the vacating and closing of 3rd Avenue SW between 2nd St SW and 3rd St SW and closing 62.5 feet of the alley running between Lots One(1), Two(2), and the East half of Three(3), and Lots 31, 32 and the East half of Lot 30, Block 4 Comstock's Addition to Rugby, North Dakota. They also request to reroute the alley north, over the West 20 feet of Lot Five(5), Block Four(4), Comstock's Addition to Rugby, North Dakota. The reason for the request for vacating and closing said street and alley is the District seeks to close a portion of 3rd Avenue SW and part of an alley to create space for expansion and outdoor use on adjacent land to Ely Elementary School. The petition for closing and vacating will be heard and considered by the City Council at a special council meeting on May 13, 2020, at 7:00pm. Due to COVID19 (Coronavirus) the meeting will be held by Teleconference or Virtual Meeting.
Teleconference Line
United States (Toll Free):
1-866-899-4679 Access Code:
325-066-093
Virtual Meeting
<https://www.gotomeet.me/JenniferStewart1>
At that time, the City Council will hear any testimony and evidence of interested persons concerning this closing. The public is welcome to submit written or electronic testimony either for or against the proposed vacation, etc. prior to the meeting, if you are unable to attend virtually. That testimony will be provided to the council for the meeting. By order of the Rugby City Council, Pierce County, North Dakota. Dated April 7, 2020.
Jennifer Stewart
City Auditor
(April 11-18-25; May 2, 2020)
RUGBY CITY COUNCIL REGULAR MEETING
MONDAY, MARCH 2, 2020 – 7:30PM
COUNCIL CHAMBERS
Council Members present: Albrecht, Rheault, LaRoque, Berg, and Melgaard. Also present were Mayor Steinke, City Attorney Hartl and City Auditor Stewart. Absent were Kraft, Bednarz and Longie. Steinke called the meeting to order at 7:30 pm. Council members recited the Pledge of Allegiance. Roll call was taken by Steinke. There were no amendments, additions or deletions to the agenda. There was a motion by Albrecht to approve the agenda as presented. Second by Melgaard, motion carried. Motion by Albrecht to approve the minutes of the February 3, 2020, regular council meeting. Second by Rheault, all voting yes, motion carried. Grand total of all bills paid after 02/03/2020 meeting: \$140,873.88
20333 B&M Laundry Services \$123.26; 20334 Brad's Auto Service \$175.00; 20336 Emma Roglnien \$20.00; 20336 Envision \$1,306.75; 20337 First District Health Unit \$ 75.00; 20338 G&P Commercial Sales \$153.34; 20339 H.E. Everson Co. \$76.92; 20340 Hi-Way Tesoro \$96.19; 20341 Integrated Process solutions \$625.00; e-ck JP Morgan Chase Bank \$849.67; 20342 Leavers Foods \$72.11; 20343 Mark Krogstad \$74.75; 20344 NAPA \$59.36; 20345 ND Dept. of Health-Chemistry \$18.54; 20346 ND Municipal Jewelry \$18's Assoc. \$25.00; 20347 ND One Call Concepts \$1.20; 20348 ND Telephone Company \$647.21; 20349 Northern Plains Electric Co. \$3,438.73; 20350 Otter Tail Power Company \$12,208.61; 20351 Pierce County Tribune \$1,099.23; 20352 Rugby Job Authority \$30,984.54; 20353 Staples \$493.81; 20354 Tami Mayer \$35.00; 20355 Valli Information Systems \$632.15; 20356 Verizon Wireless \$80.02; ACH Payroll Checks \$46,866.87; ACH Social Security \$7,742.16; ACH Medicare Taxes \$1,810.68; ACH Payroll Taxes \$5, 652.62; 20357 AFLAC \$938.88; 20358 State Disbursement Unit \$555.60; ACH NDPERS \$385.00; ACH NDPERS \$8,480.00; ACH Sanford Health/ NPDERS \$15,043.68; Grand Total All Bills Submitted for 3/2/2020: \$43,509.95
ACH BND\$2,550.00; 20359 ACME Tools \$169.99; 20360 Advanced Engineering \$4,040.00; 20361 Agri Drain Corporation \$2,686.31; 20362 Badger Daylighting \$1,749.00; 20363 Bartsch Electric LLC \$1,427.40; 20364 Brad's Auto Service & Towing \$70.00; 20365 Butler Machinery Company \$113.23; 20366 Circle Sanitation \$17,291.75; 20367 Core & Main LP \$185.00; 20368 D & S Motors \$66.52; 20369 David Jaeger \$750.00; 20370 First District Health Unit \$75.00; 20371 H.E. Everson \$392.73; 20372 Hawkins \$1,165.50; 20373 i-Design \$520.00; 20374 Johnson's Plumbing \$287.93; 20375 Lisa Marshall \$107.50; 20376 M. J. McGuire Co. \$374.68; 20377 MaxAir LLC \$1,479.29; 20378 Northern States Supply \$30.86; 20379 Petty Cash