

PUBLIC NOTICES

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refers to low-lying areas or depressions in the landscape that have been prone to ponding or retaining water consistently for at least the past ten years. These conditions must cover a minimum of ten acres and result in crop loss or reduced yields. Parcels or areas actively used for grazing or pasture are not eligible for the Old Water modifier. The modifier is intended solely for land where water retention significantly impacts crop production, not for land still capable of supporting livestock grazing or similar agricultural uses. After discussion Commissioner Magrum motioned that Emmons County create Old Water as a modifier to the Tax Assessor's office for parcel valuations. This process starts with applying at the Tax Assessor's office and the GIS department, and then present that application to the County Commissioners where they will either approve or deny the application. The approval would be a ten-year exemption or reduction of taxes. The applicant would need to reapply after ten years. Seconded by Commissioner Gartner. Roll Call "YES": Gartner, Magrum, Materi, Miller and Vander Vorst. Motion carried. Commissioner Magrum also motioned to value the land for the Old Water the same as the permanent water valuation. Seconded by Commissioner Gartner. Roll Call "YES": Gartner, Magrum, Materi, Miller and Vander Vorst. Motion carried.

The Commissioners received a letter from a resident along with other phone calls regarding Conex boxes in the recreation district. The boards general agreement was to uphold Resolution 22-03-01 adopted by the Commissioners on July 5, 2022 regulating mobile homes, Conex boxes and other structures. Donavin Grenz reappeared to further discuss a building permit for a storage building. Linton City denied the permit due to FEMA's set policy. A violation to FEMA's policy may put the jurisdiction at risk for removal of participation in the National Flood Insurance Program (structure and contents) for the entire jurisdiction. Regardless of whether Grenz is in the city or county, he is within the ½ mile jurisdiction and FEMA/NFIP regulations remain the same.

States Attorney, Joseph M. Hanson, explained the process for creating a County Zoning Board (Planning Commission). NDCC 11-33-02 and 11-33-04 states that a board of county commissioners may create by resolution a county planning commission to prepare and administer zoning regulations. The resolution must appear in the board minutes and be kept on file in the Emmons County Auditor's office. Commissioner Miller motioned to adopt the following Resolution:

RESOLUTION 25-10-01  
 RESOLUTION ESTABLISHING THE EMMONS COUNTY PLANNING AND ZONING COMMISSION  
 WHEREAS, N.D.C.C § 11-33-02 authorizes boards of county commissioners to regulate and restrict the location and use of buildings, structures, and land for trade, industry, residence, or other purposes through county zoning regulations; and  
 WHEREAS, N.D.C.C. § 11-33-04 provides that a board of county commissioners may, by resolution, create a county planning commission for the purpose of preparing and recommending zoning resolutions and performing related planning functions; and  
 WHEREAS, the Board of County Commissioners of Emmons County, North Dakota, desires to exercise its zoning authority and establish a county planning commission to be known as the Emmons County Planning and Zoning Commission to prepare a comprehensive plan and zoning resolution for the unincorporated areas of the county and to carry out the duties specified in Title II, Chapter 33, of the North Dakota Century Code.  
 NOW, THEREFORE, BE IT RESOLVED by the Emmons County Board of County Commissioners as follows:  
 1. Creation.  
 The Emmons County Planning and Zoning Commission is hereby created pursuant to N.D.C.C. § 11-33-04.  
 2. Membership.  
 The Commission shall consist of nine (9) members, appointed by the Board of County

Commissioners as follows:  
 \* At least two (2) members shall be appointed from the governing body of the City of Linton, the county seat;  
 \* Not more than two (2) members shall be members of the Emmons County Board of County Commissioners; and  
 \* The remaining members shall be appointed from the county at large. Because Emmons County elects' commissioners who reside in specific districts, at least one at-large member shall be appointed from each of the five (5) commissioner districts, as required by N.D.C.C. § 11-33-04.  
 3. Terms of Office.  
 The initial terms of the appointed members shall be staggered so that approximately one-third of the terms expire each year thereafter. Subsequent appointments shall be for three-year terms or until a successor is appointed and qualified.  
 4. The Planning and Zoning Commission shall hold its organizational meeting within thirty (30) days after the appointment of its members, shall elect a chairperson and such other officers as it deems necessary, and may adopt bylaws governing its proceedings. (N.D.C.C. § 11-33-05).  
 5. Secretary.  
 The Emmons County Auditor shall serve as the secretary to the Planning and Zoning Commission, shall maintain its official records, and shall provide clerical assistance as Necessary, (N.D.C.C. § 11-33-06).  
 6. Duties and Powers.  
 The Commission shall perform all functions prescribed by law, including:  
 \* Investigating and preparing proposed zoning resolutions and amendments;  
 \* Holding public hearings as required by law;  
 \* Making recommendations to the Board of County Commissioners concerning adoption, amendment, or repeal of zoning regulations; and  
 \* Performing such other planning functions as the Board may delegate by motion or resolution.  
 7. Filing.  
 A certified copy of this Resolution shall be filed in the office of the Emmons County Auditor, and shall be maintained as part of the permanent records of the Board of County Commissioners.  
 Effective Date.  
 This Resolution shall become effective upon its passage and approval.  
 The Emmons County Board of County Commissioners have Adopted this Resolution on the 7th day of October, 2025.  
 Dan Materi, Chairman, Emmons County Commission  
 Marlys Ohlhauser, Emmons County Auditor  
 Seconded by Commissioner Vander Vorst. Roll Call "YES": Gartner, Magrum, Materi, Miller and Vander Vorst. Motion carried.  
 Commissioner Magrum motioned for the Emmons County Planning and Zoning Commission to be compensated \$100.00 per meeting. Seconded by Commissioner Miller. Roll Call "YES": Gartner, Magrum, Materi, Miller and Vander Vorst. Motion carried.  
 Commissioner Gartner and Commissioner Miller volunteered to serve on the Emmons County Planning and Zoning Commission as members of the Emmons County Board of County Commissioners.  
 Noted was the Public Service Commission Public Hearing on the application for the Emmons-Logan Energy Storage, LLC project will be held on November 20, 2025 at 9:00 A.M. at the Emmons County Courthouse Auditorium.  
 Commissioner Gartner motioned to adjourn the meeting and reconvene at 6:30 P.M. for the county budget hearing. Seconded by Commissioner Vander Vorst. Roll Call "YES": Gartner, Magrum, Materi, Miller and Vander Vorst. Motion carried.  
 At 6:30 P.M., a public hearing was held on the proposed preliminary budget for calendar year 2026 at which time written or oral comments from the public will be considered concerning the proposed annual budget.  
 Sharon Schiermeister questioned what the bulk of the \$164,467.91 increase in property tax revenue covers and also asked about expenditures paid out of the general fund including employee salaries and benefits. Auditor Ohlhauser explained that there's a new mill levy for supporting the airport and other increases are from the county road and bridge

fund, and the county general fund where there's an increase in election costs, audit examination costs and other overall increased costs throughout departmental budgets.  
 David Moch Inquired about the airport mill levy suggesting that the county remove the levy and hold a public meeting in the future for details of what this taxable revenue all details. Commissioner Gartner stated that the Commission had discussion with the Airport Board at the July 1, 2025 commission meeting and emphasized that the county is not taking on any debt. The mill levy will be used to help with a shortfall that the airport has been experiencing, rather than losing a twelve-million-dollar airport that is used by landowners for spraying and for emergency services. The airport is a federal airport. David Moch asked about charging pilots a quarter or dime per acre to the farmers so the money comes back to the airport.  
 Airport Board Member, Roger Martin, was present and stated that McIntosh County has a county airport mill levy that is split between the Ashley Airport and the Wishek Airport. Engineers have written federal grants where the airport was awarded with a cost share of 5%, state share of 5% and the federal share was 90%. These grants were used for project improvements to the airport over the past ten years.  
 Roger Martin stated that the airport has a five-member board with one vacancy and possibly another two with all serving from the Linton area. They would like to fill the vacancies with at least two members from the county. There can be a name change possibly the "Emmons County Airport" because the airport provides services for the entire county. Shall this move forward, the state wants 100% of their input making sure everything gets changed over.  
 Stephanie Doolittle suggested that the board ask the big agricultural companies flying out of the airport to make annual donations towards the airport.  
 There was further discussion to the 2026 county budget to include the grade/step salary structure. Commission Magrum motioned to approve and adopt the 2026 county budget which includes the grade/step salary structure without any changes. Seconded by Commissioner Gartner. Roll Call "YES": Gartner, Magrum, Materi, Miller and Vander Vorst. Motion carried.  
 The following payroll and expense for reimbursement vouchers were examined, approved and ordered paid:  
 General and 911 – September Payroll - \$122,934.58  
 Highway Tax – August Payroll - \$86,885.66  
 The following vouchers were reviewed and approved for payment:  
 50374, MDU, Utilities..... 108.62  
 50439, Acme Tools, Tools and Supplies..... 1,063.44  
 50440, Advanced Business Methods, Extension Copier Contract..... 331.82  
 50441, Agtegra Coop Strasburg, Maxtron..... 1,099.45  
 50442, Ampride, Gas..... 97.00  
 50443, Auto Value Linton, Parts/Shop Supplies..... 273.84  
 50444, Balco Uniform Co., Inc., Uniforms..... 98.05  
 50445, Beastrom Oil Co., Fuel..... 5,398.67  
 50446, BEK Communications, Telephone Service..... 3,050.11  
 50447, Braaten Law Firm, Legal Services..... 152.00  
 50448, Bruun, Mark, Mowing..... 100.00  
 50449, Burleigh County Emergency Mgmt., Emergency Management Services..... 9,000.00  
 50450, Burleigh Morton Detention, Prisoner Billing..... 6,200.00  
 50451, Butler Machinery Co., Parts..... 318.28  
 50452, Central Specialties, Inc., Structure Replacement..... 6,646.70  
 50453, Centre, Inc., Community Service & Misdemeanor..... 2,400.00  
 50454, Cole Papers, Inc., Supplies..... 284.43  
 50455, Dakota Dust Tex, Inc., Service ... 202.00  
 50456, Dakota Dynamics, Human Resource Service..... 400.00  
 50457, Deis, Nancy, Expense Reimbursement..... 659.30  
 50458, Donley, Austin, Mowing ... 150.00  
 50459, Emmons County Record, Publishing..... 1,450.93  
 50460, Emmons County Treasurer, MVD Charges/Supplies..... 42.50  
 50461, Emmons County Treasurer, Post Machine Use..... 227.67

50462, Fireside Office Products, Supplies..... 726.66  
 50463, Hazelton City, Water Bill .... 57.00  
 50464, Hazelton Insurance Agency, Insurance Endorsement ..... 782.00  
 50465, Heartland Waste Management, Service..... 120.00  
 50466, Information Technology Dept., Internet Access & NetMotion .... 1,647.10  
 50467, Innovative Office Solutions, Toner..... 82.08  
 50468, Jack's Electric & Trenching, Supplies..... 519.35  
 50469, Jerome Distributing, Inc., Water Refills..... 48.00  
 50470, John R. Beck Insurance LLC, Notary Bond..... 50.00  
 50471, Johnsen Trailer Sales, Inc., Parts ..... 479.59  
 50472, KEM Electric Coop, Inc., Utilities 301.61  
 50473, Linde Gas & Equipment, Inc., Welding Material..... 1,348.24  
 50474, Linton Auto Parts, Parts/Shop Supplies..... 250.37  
 50475, Linton City, Water Bill..... 206.02  
 50476, Locators & Supplies, Inc., Work Clothing ..... 462.45  
 50477, Martin Oil Co., Gas..... 3,685.03  
 50478, Matthew Bender & Co., Inc., ND Code Updates..... 441.39  
 50479, MDU, Utilities..... 1,225.81  
 50480, Midwest Contracting, LLC, Structure Replacement..... 77,187.05  
 50481, ND State Radio Communications, Phone Collections..... 14,422.59  
 50482, ND State Radio Communications LETS Billing..... 120.00  
 50483, NRG, Service Agreement ..... 2,456.00  
 50484, New Vision Security LLC, Fire Alarm Maintenance..... 330.00  
 50485, Nodak True Value, Shop Supplies..... 4,251.91  
 50486, ODP Business Solutions, Supplies..... 109.78  
 50487, Payment Remittance Center, Gas/Fuel/Supplies ..... 289.07  
 50488, Payment Remittance Center, Gas/Fuel/Supplies ..... 844.57  
 50489, Payment Remittance Center, Gas/Fuel/Supplies ..... 2,829.42  
 50490, Payment Remittance Center, Gas/Fuel/Supplies ..... 1,027.30  
 50491, Payment Remittance Center, Gas/Fuel/Supplies ..... 2,302.89  
 50492, Payment Remittance Center, Gas/Fuel/Supplies ..... 389.46  
 50493, Peterson Brothers LLC, Gravel Hauling ..... 22,800.00  
 50494, Power Plan Corp., Parts and Service..... 1,900.30  
 50495, Prairie Heating and Air, Inc, Service ..... 1,442.95  
 50496, RDO Truck Center Omaha, Parts/Service ..... 3,133.00  
 50497, Renschler, Norman, Maintenance to Langeliers/Rice Lake ..... 3,040.00  
 50498, Rough Rider Industries, Shelves ..... 38.00  
 50499, Sannes Feist Funeral Home, Service..... 750.00  
 50500, Sayler Implement, Inc., Parts ..... 3,860.04  
 50501, Schlosser, Steven P, Gravel Hauling ..... 17,175.00  
 50502, Schneider, Jackie, Food Pantry.. 500.00  
 50503, South Central Regional Water, Water Bill ..... 265.20  
 50504, City of Strasburg, Water Bill ..... 92.82  
 50505, Stuckle, Acacia, Expense Reimbursement..... 477.00  
 50506, TC Specialties, Service ..... 57.00  
 50507, Tower Communications, Tower Rent..... 600.00  
 50508, Trane U.S., Inc., Parts/Service ... 8,008.24  
 50509, Twin City Roofing, LLC, Leak Investigation ..... 500.00  
 50510, Tyler Business Forms, W2 Forms & Envelopes ..... 349.65  
 50511, Tyler Technologies, Inc., Software Support..... 3,270.15  
 50512, Verizon Connect, Tracking Device..... 174.78  
 50513, Verizon Wireless, Cell Service.... 297.75  
 50514, West River Equipment, Disk Mower/Blades..... 18,608.54  
 50515, White Cap, LP, Supplies1,299.98  
 50516, Widmer Roel, 2024 County Audit ..... 380.00  
 50517, WL Hall Co. Interior Service Post Inspection Repairs..... 3,125.00  
 50518, Wold Engineering, PC, Engineering – Grade Raise Braddock .... 42,450.00  
 DD, David Ellingson, Mowing ..... 500.00  
 DD, Mike Kelsch, Chop Saw and Ground Packer ..... 1,400.00  
 DD, Jody Scherr, Expense

Reimbursement ..... 56.76  
 DD, Lisa Ternes, Expense Reimbursement ..... 94.93  
 There being no further business before the board, Commissioner Magrum motioned to adjourn the meeting. Seconded by Commissioner Vander Vorst. The meeting adjourned at 8:40 P.M.  
 Approved: November 4, 2025  
 Daniel Materi, Chairman  
 Board of County Commissioners  
 Marlys Ohlhauser  
 Emmons County Auditor  
 (11-13-2025)  
 HAZELTON-MOFFIT-BRADDOCK PUBLIC SCHOOL  
 REGULAR SCHOOL BOARD MEETING  
 THEATER ROOM AT HMB PUBLIC SCHOOL  
 MONDAY SEPTEMBER 8TH, 2025, IMMEDIATELY  
 FOLLOWING THE PUBLIC MEETING  
 In Attendance: Board President Cindy Schmidt, Mike Small, Jeremy Will, Teresa McCormick, John Barry and Tad Larson.  
 Sandy Baumgartner was absent.  
 Call to Order President Schmidt called the meeting to order at 6:34pm  
 Additions to the Agenda A motion to approve the addition of policy DEAA-E3 was made by Will, seconded by Small. Motion to add the Classified Handbook corrections made by Small, seconded by McCormick.  
 Approval of Minutes from the Previous Meeting The previous minutes were reviewed and a motion to approve the minutes was made by Small, seconded by Will.  
 Recognition of Audience The audience was recognized at this time.  
 Business Manager's Report  
 Monthly Financial Report/Bills The monthly financial reports and bills were presented and reviewed by the board. Mrs. Malard went through and explained some of the bills and answered any questions the board had. Motion to approve the financial reports and bills was made by Will and seconded by Small.  
 District Financial Report Mrs. Malard presented and explained the district's annual financial report that will be submitted to the state. Motion made by McCormick and seconded by Will to approve the district's annual financial report.  
 Superintendent's Report  
 District Update Mr. Barry provided his Superintendent's report to the board for review. He talked about their in-service days and the topics that were discussed. They have a professional development day scheduled for September 19th which will include CPR, First Aid and mental health training. Mr. Barry talked about several state and federal reports that he is working on. The Fastbridge assessment is going to be used again this year to assess our students' Math and Reading proficiency. The Schoolwide community night and Title night for parents is scheduled for September 11th at 5:30pm. He welcomed a couple of our new staff members to the meeting. Mr. Eichelberger our English teacher and Mrs. Long our Paraprofessional both introduced themselves to the board.  
 Enrollment Current enrollment is 130.  
 School Policy The following policies were reviewed and edited by the board members.  
 1. BCBA – Public Participation at Board Meetings Under the recommendations from the NDSBA the board set the rules and limitations to this policy. A motion to accept was made by Will, seconded by Small.  
 2. FFE – Extracurricular Participation Requirements Motion to table this policy was made by Small, seconded by McCormick until it can be rewritten or merged with our current policy.  
 3. DEAAR – Procedure if Drug and/or Alcohol use is reasonable suspected A motion was made by Small and seconded by Will to table this policy and have Mr. Barry call the NDSBA to see if we can create our own policy.  
 4. DEAA-E3 – Consent Form for Drug and/or Alcohol Motion to table this policy until we have an answer on policy DEAAR was made by Small, seconded by Will.  
 Principal/AD Reports  
 K-12 Principal Reports Mr. Larson presented his report to the board. Some of the things he talked about were the