

# Legal Notices

## Summons and Affidavit

**AFFADAVIT FOR PUBLICATION**  
IN DISTRICT COURT,  
NORTHEAST JUDICIAL DISTRICT  
COUNTY OF ROLETTE  
STATE OF NORTH DAKOTA

State of North Dakota, and  
Maria A. Peltier,  
vs.  
Oscar Nunez  
Defendant.

STATE OF NORTH DAKOTA  
COUNTY OF ROLETTE

1. Vincent Knuth, being first duly sworn, deposes and states as follows:  
2. I am the attorney for the Regional Child Support Field Office of Devils Lake, North Dakota representing the State of North Dakota pursuant to N.D.C.C. Sections 14-09.09.26 and 14-09.09.27. I make this affidavit to satisfy the requirements of Rule 4(e)(2), N.D.R.Civ.P.  
3. I am familiar with the facts of this case.  
4. This matter involves an action against the defendant to address the issues of child and medical support.  
5. A Complaint commencing this action has been filed with the Clerk of Court in Rolette County, North Dakota.  
6. After diligent inquiry, personal service of the Summons cannot be made upon the defendant in the State of North Dakota to my best knowledge, information and belief.  
7. The Court has personal and subject matter jurisdiction of this matter over the parties pursuant to Rule 4(e)(1)(F), N.D.R.Civ.P.  
8. The defendant's last reasonably ascertainable address is: 202 SE Avenue G #20 Seminole, TX 79360.  
9. I declare, under penalty of perjury under the law of North Dakota, that the foregoing is true and correct.

Signed on the 6th day of March, 2025, at Devils Lake, North Dakota, United States of America.  
Vincent Knuth  
Special Assistant Attorney General  
Bar I.D. Number: 09274  
1820 Walnut St. E Ste. #4  
Devils Lake, ND 58301  
Phone: (701) 328-5440  
devilslakece@nd.gov  
Attorney for the Child Support Program

**SUMMONS**  
IN DISTRICT COURT,  
NORTHEAST JUDICIAL DISTRICT  
COUNTY OF ROLETTE  
STATE OF NORTH DAKOTA

State of North Dakota, and  
Maria A. Peltier  
vs.  
Oscar Nunez,  
Defendant.

The State of North Dakota to Oscar Nunez:  
You are summoned and required to defend against the attached Complaint by serving an Answer, which is a written response, on the State of North Dakota and Maria A. Peltier within 21 days after service of this Summons and by also filing that Answer with the court. If you do not serve and file an Answer, the court can grant the requests made in the complaint by ordering that a default judgment be entered against you.  
Dated this 28th day of March, 2023

Vincent Knuth  
Special Assistant Attorney General  
Bar I.D. Number: 09274  
1820 Walnut St. E Ste. #4  
Devils Lake, ND 58301  
Phone: (701) 328-5440  
devilslakece@nd.gov  
Attorney for the Child Support Program  
(April 7, 14 and 21)

## City of Rolette

**ORDINANCE**  
AN ORDINANCE OF THE CITY OF ROLETTE, NORTH DAKOTA GRANTING A NONEXCLUSIVE FRANCHISE TO TURTLE MOUNTAIN COMMUNICATIONS, INC. FOR THE CONSTRUCTION, OPERATION, AND MAIN TENANCE OF A COMMUNICATIONS SYSTEM WITHIN THE CITY LIMITS PROVIDED FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Rolette is authorized to grant non-exclusive franchise operations of communications systems within the City rights of way; and  
WHEREAS, Turtle Mountain Communications, Inc. has applied for a franchise to construct, operate, and maintain communications services within the boundaries of Rolette; and

WHEREAS, the terms, conditions, and obligations provided here in are needed to protect the safety and welfare of the citizens of Rolette, and provide for the communications services needs of the community.

NOW, THEREFORE, THE CITY OF ROLETTE, NORTH DAKOTA, HEREBY ORDAINS AS FOLLOWS:

Section 1: Purpose.

This Ordinance shall establish a non-exclusive Franchise, which constitutes an agreement between the City of Rolette (hereinafter the "City") and United Telephone Mutual Aid Corporation (hereinafter the "Operator"). The Operator agrees to construct, maintain, and operate a communications services system for the distribution of telephone service, digital subscriber lines, broadband services and DSL video pursuant to the terms of the Franchise. The City agrees to grant all necessary rights and privileges to use public rights of way necessary for the communications services system. This agreement shall, as of the effective date, supersede all existing franchise previously granted by the City of Rolette to Operator, or any of its predecessors, subsidiaries, or affiliated companies.

Section 2: Length of Franchise.

The length of this Franchise shall be a term of Twenty (20) years from March 3, 2025 through midnight of March 3, 2045.

Section 3: Service Area.

The Operator's service area shall be the entire incorporated area of the City of Rolette, 111 its present incorporated form or in any later reorganized, or enlarged, or re-incorporated form.

Section 4: Liability and Indemnification.

Grantee shall, at all times, keep in effect the following types of insurance coverage:

(a) Workforce Liability Insurance upon its employees engaged in any manner in the installation or servicing of its plant and equipment within the City of Rolette,

North Dakota.

(b) Property damage liability insurance to the extent of Two Hundred Fifty Thousand and No/100 (\$25 0,000.00) Dollars as to each occurrence and Two Hundred Fifty Thousand and No/100 (\$25 0,000.00) Dollars aggregate, and personal injury insurance to the extent of Five Hundred Thousand and No/100 (\$500,000.00) Dollars as to each occurrence and Five Hundred Thousand and No/100 (\$500,000.00) Dollars aggregate. Excess bodily injury and property damage of One Million and No/ 100 (\$1,000,000.00) Dollars each occurrence and One Million and No/100 (\$1,000,000.00) Dollars aggregate. Automobile: bodily injury and property damage liability combined of One Million and No/100 (\$1,000,000.00) Dollars each occurrence.

Operator shall indemnify, protect and save harmless the City from and against losses and physical damage to property and bodily injury or death to persons, for property within the City, or by an act of Operator, its agents or employees.

Section 5: Technical Standards.

Grantee shall be governed by technical standards established by the Federal Communications Commission.

Section 6: Operation and Maintenance of System.

(a) The Operator shall render efficient service, make repairs promptly, and interrupt service only for good cause and for the shortest possible time. Such interruptions in so far as possible shall be preceded by notice and shall occur during periods of minimum use of the system, if possible.

(b) All service requests and complaints shall be responded to within forty-eight (48) hours of receipt.

Section 7: Emergency Use of Facilities.

In the case of an emergency or disaster, the Operator shall, upon request of the City, make available its facilities to the City for emergency use during the emergency or disaster.

Section 8: Successors or Assigns.

This Franchise shall be binding upon the Operator, its successors, and assigns.

Section 9: Acceptance.

This grant of Franchise and its terms and provisions shall be accepted by Operator by the submission of a written instrument, executed and sworn by a corporate officer of the Operator before a Notary Public, and filed with the City with in sixty (60) days after the effective date of this Franchise.

Section 10: Effective Date.

This ordinance shall take effective (5) days from the date of publication and adoption by the City. The Franchise granted by this Ordinance shall not be effective until the Operator files written acceptance thereof.

Section 11: Severability.

Each section, subsection or portion of this Ordinance shall be severable if any section, subsection or portion shall be found to be invalid.

Section 12: Notice.

Written notices shall be deemed to have been duly serviced if delivered in person to the individual or the entity for which it was intended, or if delivered by registered or certified U.S. mail to the last business address known to the party who gives notice. All notices and requests shall be addressed to the City of Rolette, as follows:

CITY:  
City Auditor  
City of Rolette  
PO. Box 38  
Rolette, ND 58366-0038  
OPERATOR:  
United Telephone Mutual Aid Corporation  
411 7<sup>th</sup> Ave  
Langdon, ND 58249  
Section 13: Rates.

Operator shall at all times maintain on file with the City Auditor a schedule setting forth all rates and charges to be made to subscribers for all communications services.

During the term hereof, the City may regulate rates only if authorized to do so by the Federal Communications Commission regulations and then such regulations shall only be in accordance with the provision of such regulations.

In the event that the City has the authority to regulate the rates, the following procedure shall be:

(a) Before making any changes in the rates and charges to subscribers for the Operator's communications services. Operator shall file in writing with the City a new proposed rate change at least thirty (30) days in advance of the proposed effective date for such rate change.

If the City takes no action to set the proposed rate change for hearing; said proposed rate change shall become effective upon the expiration of the thirty (30) days notice.

(b) If the City wishes to hold a hearing on the proposed rate change, the hearing shall be held within forty-five (45) days of the filing of the proposed rate change by Operator. Following the hearing, the City shall take final action on the proposed rate change within thirty (30) days.

First Reading FEBRUARY 3, 2025  
Second Reading MARCH 3, 2025  
Adopted MARCH 3, 2025  
Effective Date MARCH 3, 2025  
ROLETTE, NORTH  
By: COUNCIL PRESIDENT Angy Gilje  
ATTEST/AUTHENTICATED:  
By: City Auditor Kim Azure  
ACCEPTANCE  
Steve Swanson, General Manager/CEO of Turtle Mountain Communications, Inc. does hereby accept the terms and conditions of the above Franchise.  
Dated this 7 day of April, 2025.

TURTLE MOUNTAIN COMMUNICATIONS, INC.  
By: Steve Swanson, General Manager/CEO  
Subscribed and sworn to before me this 7th day of April, 2025

QUENTIN WENZEL  
Notary Public, State of North Dakota  
My Commission Expires January 30, 2027  
Notary Public  
Cavalier County, North Dakota  
My Commission Expires: 1/30/27  
(April 21 and 28)

## City of Dunseith

**REGULAR MEETING, March 5, 2025**  
**6:00 pm, at the City Hall.**

**MEMBERS PRESENT:** Christopher Strong, Loren Baumgartner, Francis Amyotte and Nathan Roy.  
**MEMBERS ABSENT:** Councilperson Carl Lagerquist.

**OTHERS PRESENT:** Kurt Lagerquist, Sgt. Roland Desjarlais, Travis Casavant, John Laducer, Pete Gillis Jr., Jay Marion, and Jesse Marion.

**CALL TO ORDER:** Mayor Christopher Strong.  
**MINUTES:** After review, Councilperson Baumgartner made the motion to approve the Minutes as presented, 2nd by Amyotte and carried.

**FINANCIAL REPORT:** After review, Councilperson Roy made the motion to approve the January Financial Report as presented, 2nd by Amyotte and carried.

**BILLS:** After review, Councilperson Amyotte made the motion to approve the bills as listed, 2nd by Roy and carried. Following is a list of bills approved for payment:

DSM Inc. 6897.00 Kurt Lagerquist 3273.69  
BC BS 2525.20 TM Communications 327.02  
North Central 572.00 Ottertail 3418.43  
Dale's 946.52 Hardware 124.87  
Hawkins 1836.14 Verizon 37.90  
Unum 18.77 TM Star 350.00  
GF Laboratory 26.00 Park Board 346.80  
Office of the Sheriff 935.00 Computer Store 357.98  
Gibbens Law 200.00 Marion Construction 5719.20  
Sinclair 1207.00

**JUDGE'S REPORT:** There was no Municipal Court held during the month of February.

**Fine Collections:** were reviewed.

**POLICE REPORT:** Chief Hulett and Officer Gladue remain on Medical Leave.

Reviewed the "Calls for Service" Log and the Expense Report. Sgt. Desjarlais will notify those residents with problem dogs (at-large, no license, etc.).

After review and approval from City Attorney

Gibbens, Councilperson Baumgartner made the motion to sign the Mutual Aid Agreement between the Bureau of Indian Affairs, Turtle Mt. Band of Chippewa Indians and the Dunseith Police Department, 2nd by Roy and carried.

After discussion, Councilperson Amyotte made the motion that once the abovementioned

Agreement is signed by all parties, Attorney Gibbens finalize any paperwork regarding NDCC 54-40.2 be completed, 2nd by Roy and carried. This will be further discussed if need be.

**NURSING HOME REPORT:** After reviewing the Advisory Board Minutes and the

Financial Reports, Councilperson Amyotte made the motion to approve the Nursing

Home Report, 2nds by Roy and carried.

**Persons At Large to the Advisory Board** will be further discussed next month.

**CITY MAINTENANCE:** Water and Sewer Systems in working order. Discussed the recent Water Main break.

With no further business, Councilperson Roy made the motion to approve the City

Maintenance Report, 2nd by Amyotte and carried. **GARDEN GATE GOLF COURSE:** At this time,

members from the Garden Gate Golf Course were present asking the City of Dunseith for financial assistance. Those members presented a list of 2024 delinquent expenditures.

After discussion, Councilperson Amyotte made the motion to loan \$30,100.00, less \$10,748.30 (Toro Mower Loan balance), 2nd by Roy and carried. (\$19,351.70)

The City has requested monthly expenses and revenue, as well as a list of members be presented at our Monthly Meetings.

Shelley will see that the "Promissory Note" be prepared.

**BUILDING PERMIT:** After review, Councilperson Baumgartner made the motion to approve the Building Permit submitted by Nathan Roy (garage Addition), 2nd by Amyotte and carried.

**ADJOURN:** With no further business, Councilperson Amyotte made the motion to adjourn the Meeting, 2nd by Roy and carried. The Meeting adjourned at 7:10 pm.

Shelley Counts, City Auditor Christopher Strong, Mayor  
(April 21)

## Rolette County Commission

**REGULAR MEETING, BOARD OF COUNTY COMMISSIONERS**  
**ROLETTE COUNTY DATE: 04/01/2025**  
The board convened at 9:00am, April 1, 2025, members (present) Abrahamson, LaRoque, Zaste, Poitra with Commissioner Schlenvogt presiding  
Phone attendance:  
Members Not Present:  
Also, present: Sheriff Nate Gustafson, Wendy Belgarde, States Attorney Brian Grosinger, Barb Frydenlund, Shawn Marcellais, Mark Heinz, Doug Lemieux, Steve Coleman, Kurt Lagerquist, Jeremy Longie, Race Rolland-excel energy, Nathan Brandt, Bret McCloud, Ryan Hiatt-911 coordinator  
Discussion: To add Race Rolland-Xcel Energy to agenda, to remove Payroll discussion as it should be brought to the auditor prior with questions per Schlenvogt

Motion by Abrahamson, to accept agenda with add of Xcel energy and removal of Payroll Seconded by Schlenvogt

On roll call vote, all member voted, "AYE". Motion carried unanimously

Water Board Update

Discussion: Shawn Marcellais, Mark Heinz, Kurt Lagerquist, Jeremy Longie, Bret McCloud where all present. They have not met yet to appoint officers. They are meeting today to discuss. They will let auditor know who is appointed to what. Mark stated they do not have the check books or prior paper yet. Bret asked if there are any bi-laws.

Motion by Kent to approve the 5 as the new water board, Seconded by LaRoque

On roll call vote, all member voted, "AYE." Motion carried unanimously.

Re-location of Auditors office-Mr. LaRoque  
Discussion: Mr. LaRoque asked why did the Auditor Wuori not to relocated offices. Auditor Wuori informed him the email to all the commissioner it was stated there is no privacy for her to conduct her zoom meeting and to do work. Mr. LaRoque state he thinks that the Auditor should be in the public. Auditor Wuori stated she still is in public; the office door is open for anyone to talk to her but to be exact only 2% of the people that come to the office need to talk to her. Nothing else was said.

Wendy Belgarde-Tax Director  
Discussion: Wendy Belgarde-Tax Director

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road use as they change out the blades and generators of the Wind Towers. Auditor Wuori will email him permit application for heavy equipment.

Steve Coleman-Petition to close a section line

Discussion: Steve presented a petition to close section line between 164N 72W section 30 and 164N 72W Section 31. It is a no access road that leads to a farm yard.

Motion by Abrahamson to hold a Public Hearing on May 6th and to advertise in 3 spots of the hearing, Seconded by Zaste

On roll call vote, all members voted, "AYE" Motion carried unanimously

Ryan Hiatt-911 coordinator-Present on 911 systems

Discussion: Mr. Hiatt presented the board with 3 quotes for the Computer Aided Dispatch. He recommends the CIS system it would be \$20,000 for 5 years. With the CIS system they will need a Protocol System that will be \$50,000 to purchase and \$9,000. Asked if Mr. Hiatt reached out to other organizations that would donate to help pay. Mr. Hiatt was going to reach out to some organizations. Mr. Zaste was going to reach out to the Turtle Mountain Tribe to see if they would donate.

Motion by Poitra to table to next meeting for a better look and the finance, Seconded by Zaste

On roll call vote, all members voted, "AYE" Motion carried unanimously

Gravel Bids

Discussion: Received Bids from Mikelson Ag, B&J Excavation, Evan Trucking.

Motion Abrahamson to reject the 3 bids and set the Gravel prices at \$3.00 first 3 miles, .40 cents after, \$1.25 and \$.47 with Royalties staying at \$2.50 Seconded by Zaste

On roll call vote, all members voted, "AYE" Motion carried unanimously

Minutes March 18th

Motion by LaRoque to accept as is, Seconded by Zaste

On roll call vote, all members voted, "AYE" Motion carried unanimously

Bills

Motion LaRoque to approve bills as is, Seconded by Zaste

On roll call vote, all members voted, "AYE" Motion carried unanimously

Abrahamson Refrigeration

Community Ambulance of Rolla

Colleen Bertsch

Chance Brunelle

Rolla City

St. John City

Dale's Cash Supply

Devils Lake Cars

DSM

Dunseith Hardware

Fiscal Admin Co Jails Claims

Galls LLC

Global Safety Network

GooseNeck Implement

Gustafson Oil Company

HAMC

Harfows Bus Sales Inc.

ITD

J&M Service Station

Johnson Oil Company

Henry LaRoque