

LEGALS

OTTERTAIL POWER COMPANY ORDINANCE NO. 2025-1

An Ordinance granting to the Otter Tail Power Company, a Minnesota Company, its successors and assigns, permission to erect, construct, install and maintain within the City of Wilton an electric light and power system and transmission lines and to operate the same and to install conduits, poles, wires, pipes and other fixtures in, upon and under the streets, alleys, bridges, and public grounds of said City for the purpose of furnishing electric light, heat and power to said City and the inhabitants thereof.

BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF WILTON. North Dakota, Hereinafter called the "City"

SECTION 1

There is hereby granted to Otter Tail Power Company, a Minnesota Company, its successors and assigns, hereinafter called the Grantee, for a period of twenty (20) years from and after the passage and approval of this Ordinance and during all of said time, subject to the conditions and requirements hereinafter set forth, permission to construct, install and maintain an electric light and power system and transmission lines and to operate and maintain the same within and through the City and to transmit electricity to and from other towns or cities for the purpose of light, power and heat and to erect, construct, install and maintain conduits, poles, wires, pipes and other necessary fixtures and attachments upon and under the streets, alleys, bridges and public grounds of said City for the purpose of furnishing and selling electricity for light, heat and power and such other purposes for which electricity may be used by the inhabitants of said City, said permission and franchise to become operative and continue under the conditions hereinafter set forth.

SECTION 2

Said Grantee shall use poles, wires, crossarms, equipment and devices to conform with the standards of construction adopted by the National Electrical Safety Code of the United States, Department of Commerce, and all apparatus connected therewith shall be located so as not to obstruct the avenues, streets, and alleys of said City or to endanger persons or property or to hinder or to obstruct the use of said avenues, streets, and alleys for public places by the inhabitants of said City, or public in general, or to interfere with any street, sidewalk, curb,

The City reserves the right for itself and its agents to make and adopt, and the rights and privileges hereby granted shall at all times be and remain subject to, such reasonable regulations of a police nature as it may deem necessary for the best interests of the City but the City will not by any such regulations or by acts

The meeting was called to order at 7:04pm.

Scheresky/Solomonson motioned to approve the agenda. Motion carried.

Guest Speaker Ethan Vaagene from Rainbow Energy presented.

Retterath/Holznagel motioned to approve minutes from the 10/13/2025 Regular Board Meeting and 11/5/2025 School Board Retreat. Motion Carried.

Financial Report: \$11,873.98 has been spent out of the Activities Fund. The General Fund is 19.68% spent; Student transportation is 15.99% spent. Food Service has been covering expenses; however, will soon require

gutter or park improvements that the City may deem proper to make along the lines of said avenues, streets and public places.

SECTION 3

All conduits, poles, wires and pipes installed by virtue of this Ordinance shall be installed in such places and in such manner as not unnecessarily to encroach upon streets, alleys, bridges, or public grounds of said City, and so as not to unnecessarily obstruct the use thereof for the ordinary purpose of travel thereon, and the erection thereof shall be subject to the reasonable supervision and direction of the City Council of the said City. Whenever practicable, all poles shall be set in alleys, and poles now in position upon or along the streets, whenever practicable, shall be removed, and the locations of all of said poles shall be designated by the Mayor under the supervision of the City Council of the said City.

All poles where set in alleys shall be set at or near the boundary line thereof, and where set in streets shall be located at such distances, as shall be directed by the city, from the property line of the abutting owner, and shall be placed so as not to interfere with the construction of placing of any waterpipes, sewers, or drains or the flow of water therefrom which have been or may be placed by authority of said City. In the event that said Grantee shall make any unnecessary obstruction of said streets, alleys, public grounds or places not designated by the City Council, the City may cause the removal of such obstructions and charge and collect from such Grantee the actual cost of such removals.

SECTION 4

During the construction, maintenance or enlargement of any part of said electric light and power system, said Grantee shall not unnecessarily impede or block travel in said streets and highways in said city, and shall leave all streets, highways, alleys, sidewalks, curbs, lanes and public places and all grounds disturbed by said construction in good condition upon the completion of said work.

The City reserves the right for itself and its agents to make and adopt, and the rights and privileges hereby granted shall at all times be and remain subject to, such reasonable regulations of a police nature as it may deem necessary for the best interests of the City but the City will not by any such regulations or by acts

hired to be a full-time substitute for the entire school. She will substitute for all positions, including custodial, kitchen, and is working toward obtaining a classroom substitute license.

Pledge of security was received by Dakota West.

An application for early graduation was reviewed. Superintendent and Principal were in support of approval of this early graduation application. Retterath/Erber motioned to approve the application. Motion carried.

Business Manager Evaluation: Business Manager evaluation was reviewed; Satisfactory in all areas.

Scheresky/Solomonson motioned to approve the evaluation. Motion Carried.

Superintendent Evaluation was reviewed; Satisfactory in all areas.

Solomonson/Scheresky motioned to approve the Superintendent Evaluation. Motion carried.

Next meeting: December 8th, 2025, at 7:00pm.

The meeting adjourned at 8:59 p.m.

Attest: Kendra Casavant, Business Manager Rick Tweeten, Chairman (01-15-26)

of its own or agents do anything to prevent or interfere with the Grantee carrying on its business in accordance with the franchise hereby granted.

SECTION 5

Whenever the said Grantee in erecting, constructing and maintaining said lines or poles, shall take up any of the pavements, sidewalks crossings or curbs on any of the avenues, streets and alleys or public places in said City or shall make any excavations thereon; such excavations shall be refilled and the sidewalk, crossing or curb replaced under the direction of the said City and any excavation so made shall be properly lighted at night during the construction, and in case of the failure to do so on the part of the said Grantee, then the said City may do the same at the expense of said Grantee and said Grantee agrees to pay said City for the reasonable cost or value of said work. Said Grantee shall be liable for all loss or damage caused by the negligence of Grantee, which may result to persons or property within the said City, caused by it, or its agents, servants, or employees in erecting, operating and maintaining the said electric system within said City, and shall at all times save the City harmless from any and all damages to persons or property in erecting, operating or maintaining said electric system. SECTION 6

There is granted to said Grantee, its successors and assigns, during the term hereof, permission and authority to trim all trees in alleys, streets and public grounds of said City so as to remove all parts of said trees interfering with the proper erection, maintenance and operation of poles, cables, wires, masts or other fixtures, or appliances installed or to be installed pursuant to authority hereby granted.

Said Grantee shall have full right and authority to assign any person, persons, firm or corporation all the rights that are given it by this Ordinance, provided that the assignee of such rights by accepting such assignment shall become subject to the terms and conditions of this Ordinance.

SECTION 7

The Grantee shall use due diligence and care in furnishing electric service as herein provided but shall not be liable for any loss or damage which may arise from failure of the service, either partial or total, but this shall not be construed to exempt said Grantee from liability for negligence.

Approved this September 17, 2025

Patti Solberg City Auditor, City of Wilton

LeeAnn Domonoske-Kellar

Mayor, City of Wilton

ACCEPTANCE

OTTER TAIL POWER CO. OF MINNESOTA, a Minnesota corporation, acting through its proper officers

hereunto duly authorized, does

hereby accept Ordinance No. 2025-1

of the City of Wilton, North Dakota,

being an Ordinance granting a

franchise to Otter Tail Power

Company, and being entitled:

"AN ORDINANCE GRANTING

TO THE OTTER TAIL POWER

COMPANY, A MINNESOTA

CORPORATION, ITS SUCCESSORS

AND ASSIGNS, PERMISSION TO

ERECT, CONSTRUCT, INSTALL,

SECTION 8

The rates to be charged by said Grantee in the said City shall be filed with the Public Service Commission of the State of North Dakota, and no increase or decrease in said rates shall be made except in accordance with the rules and regulations of the Public Service Commission.

SECTION 9

This contract shall be subject to any present or future laws of a regulatory nature enacted by the State of North Dakota, or an any amendment or addition to such laws and further shall be subject to the rules and regulations laid down by the Public Service Commission of the State of North Dakota.

SECTION 10

The City reserves the right during the term hereof to enact and assess a franchise fee such as it deems necessary, upon reasonable advance notice to Grantee of not less than sixty (60) days.

SECTION 11

In the event the City should sell or transfer real property which is subject to Grantee's franchise and should it become necessary to remove conduits, poles, wires or pipes installed by virtue of this ordinance the removal shall be done at the expense of the Grantee upon the request of the City.

SECTION 12

This Ordinance shall take effect and be in full force from and after its passage and approval by the City Council. The said Grantee shall specify its acceptance of this franchise in writing, to be filed with the City

Auditor and in no event shall this Ordinance be binding on said Grantee until the filing of such acceptance.

Approved this September 17, 2025

Patti Solberg City Auditor, City of Wilton

LeeAnn Domonoske-Kellar

Mayor, City of Wilton

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11/19/2025. CPS met with the

counselors on 10/15/2025. The

fiscal audit was today. Little Lights

offers on-site outpatient Occupation

Therapy and will be adding Speech

Therapy. Journey Mental Health

also comes to Washburn School

to offer outpatient mental health

therapy on site. A teacher group will

build the 26-27 calendar.

Principal's reports: The elementary

Christmas Concert will be held Dec 4

at 7pm. Beau Eriksson, High School

Principal reported that Parent-

Teacher Conferences were held on

10/22/25-10/23/2025. 47 students'

guardians were contacted directly

by teacher upon request or eligibility

to invite them to conferences. 36 out

of 156 (23%) of all students' parents/

guardians attended conferences. The

World Classroom is offering a trip to

Washington, DC. There is a meeting

on November 18, 2025, for grades

7-9.

Personnel: Brittney Thornton was

WASHBURN SCHOOL DISTRICT #4

WASHBURN, ND 58577

NOVEMBER 17, 2025

Publications 587.01; North Central

International 4891.52; Northwest

Tire 4289.39; Ottertail Power Co

4635.33; Pearce Durick 427.50;

Quill 62.04; Kathy Reich 28.00;

Christina Reynolds 224.00; Jack

Sannes 177.00; Lora Schell 28.00;

Scott's Hardware 47.95; South Ease

Education Cooperative 4150.00;

Spaces Inc. 496.00; Staples 597.38;

Stein's 422.10; Trafara 31,707.25;

ULINE 2580.45; Wagon Wheel

Lumber 278.28; Washburn School

108.24; West River Telephone

821.68; Wilton Public School 40.00;

Spaces 37,790.83; Judy Beaudry

594.00; Julie Bentz 54.00; Heidi

Boehm 288.00; Janet Derrico 306.00;

Shaune Goetz 1116.00; Randy Hall

504.00; Kacy Hardt 1854.00; Bradley

Rinas 144.00; Earlene Rothmann

144.00; Trevor Schreiner 180.00;

Rebecca Tibke 1584.00