



RICHLAND & WILKIN COUNTY

PUBLIC NOTICE

Place ads online 24/7 at wahpetondailynews.com/publicnotice

For assistance, email: legals@wickpublicnotice.com

PUBLIC NOTICE

Colfax Reserve - ER23-00-126
ADVERTISEMENT AND INVITATION

Notice is hereby given that sealed bids will be received for the Construction of the Colfax Reserve 1 st Addition, Sanitary Sewer, Water and Street Improvement District No. ST24-004; CWSRF Project No. 380765-03 for the City of Colfax, located in the town of Colfax, North Dakota. Bids will be received On-Line ONLY through QuestCDN vBid. Bids will be received by 11:00 AM (CDT) on April 29, 2025. Mailed or hand delivered bids will NOT be opened or considered. Please submit your bid for this project by the following:

1. Submitted through QuestCDN Online Bidding.

All bids properly submitted will be opened and read aloud via video conference at 11:00 AM (CDT) on April 29, 2025. A link to attend the live video conference bid opening will be sent to all QuestCDN Plan Holders for this project.

Digital copies of the Bidding Documents are available at www.interstateeng.com or www.questcdn.com for a download fee of \$37.00. The On-Line Bidding Fee is \$42.00. These documents may be downloaded by selecting this project from the "Bid Documents" tab and by entering Quest Project Number 9521806 on the "Search Projects" page. For assistance and free membership registration, contact QuestCDN at (952) 233-1632 or info@questcdn.com. The bidding and contract documents may also be examined at the Interstate Engineering office located at 1999 4 th Street North, Wahpeton, ND 58075. Any technical questions may be directed to Damon DeVillers at 701-642-5521 or damon.deville@interstateeng.com. The bidding and contract documents may also be examined at Colfax City Hall located at 209 Broadway Street South, Colfax, ND 58018.

Bidders on this work will be required to comply with *American Iron and Steel Requirements of the Consolidated Appropriations Act, 2014*. The requirements for bidders and contractors under this regulation are explained in the specifications. Bidders are required to comply with David-Bacon prevailing wage requirements. Bidders on this work will be required to comply with Title 40 CFR Part 33 – Participation by Disadvantage Business Enterprises in the United States Environmental Protection Agency Programs. The requirements for bidders and contractors under this regulation concern utilization of Minority Business Enterprises (MBE), Women's Business Enterprises (WBE), and Small Business Enterprises (SBE) and are explained in the specifications.

The goal for MBE is 2% of the total dollar value of the project. The goal for WBE is 3% of the total dollar value of the project. To demonstrate a good faith effort to comply, bidders must include the MBE/WBE subcontractor solicitation form in the bid package. Bidders on this work will be required to comply with the President's Executive Order No. 11246, as amended. The requirements for bidders and contractors under this order are explained in the specifications.

Bidders are required to comply with *Build America, Buy America Act Requirements*. This project is being constructed utilizing federal funding and will require usage of Davis Bacon Wage Rates, an American Iron and Steel provision and other provisions included in the Specifications. The Contractor shall comply with and provide all information to meet the reporting requirements.

The project shall include the construction of Colfax Reserve 1 st Addition in Colfax, ND consisting of new sanitary sewer main and services, watermain and services, roadway embankment, pond excavation, aggregate surface course and other miscellaneous items.

The project will consist of the following approximate quantities:

- 878 LF 8" PVC Sanitary Sewer Pipe
- 2,450 LF 10" PVC Pipe Water Main
- 1,051 LF 4" Sewer Service Pipe
- 2,669 LF 6" PVC Pipe Water Main
- 1,046 LF 1" Water Service Pipe
- 15,920 CY Unclassified Pond Excavation
- 2,450 TON Aggregate Surface Course CL 13
- 8,180 SY Geogrid
- 8,180 SY Subgrade Prep
- 31 Acres Seeding
- 3 Acres Hydromulch
- 17,603 CY Topsoil
- 1 EAP Pond Aerator
- 1 Lump Sum Lighting System

Each bid will be submitted on the basis of a cash payment for work. Bids will only be accepted via QuestCDN On-Line vBid. Mailed or hand delivered bids will NOT be opened or considered and shall be designated that the bid is for "Colfax Reserve 1 st Addition, Sanitary Sewer, Water and Street Improvement District No. ST24-004; CWSRF Project No. 380765-03" The bid shall be accompanied by a Bidder's Bond in a separate envelope in the amount of five percent (5%) of the full amount of the bid, executed by the Bidder as Principal and by a Surety Company authorized to do business in North Dakota. If the Principal's bid is accepted by the City of Colfax and the contract awarded, the principal, within ten (10) days after the Notice of Award, will be required to execute and effect a contract in accordance with the terms of the principal's bid and any requirements and conditions of the Owner.

A Contractor's Bond, as required by Section 48-01.2-10 of the North Dakota Century Code, shall be included with the executed Contract Documents. The Bid Security shall be as required in Section 48-01.2-05 of the North Dakota Century Code.

All bidders must be licensed for the highest amount of their bids, as required by Section 43-07-07 of the North Dakota Century Code and a copy of the license or certificate of renewal thereof issued shall be enclosed in the required bid bond envelope.

No bid will be read or considered which does not fully comply with the above provisions as to Bond and Licenses, and any deficient bid submitted will be resealed and returned to the Bidder immediately.

The OWNER retains the right to reject any or all of the bids submitted and to waive any informality in any bid and to hold all bids for a period not to exceed thirty (30) days from said date of opening and to hold the three low bids and bid securities for a period not to exceed sixty (60) days from said date of bid opening.

The work is to commence upon a date to be specified by the OWNER, notice of which will be given to the successful bidder ten (10) days in advance of the start of construction. The Contractor will be required to commence construction and complete all of the work for the project by November 1, 2025.

By order of the OWNER
CITY OF COLFAX, ND

Jen Skoog
City Auditor
Dated this 27 th day of March 2025
Advised April 5, 12, 19, 2025
Date: April 5, 12, 19, 2025
WDN001075

PUBLIC NOTICE

Advertisement for Bids
ADVERTISEMENT AND BID
NDSCS PARKING LOTS
SEAL COATING (LOTS 1, 3A, 3D, 3E, 3W, 12, 15 & 16)
MILL AND OVERLAY (LOT 8)
(Bid No: 25-007)

Notice is hereby given that sealed bids will be received for the NDSCS Bid No. 25-007 Parking Lot Seal Coating (Lots 1, 3A, 3D, 3E, 3W, 12, 15 & 16), Mill and Overlay (Lot 8), located in Wahpeton, North Dakota. Bids will be received On-Line ONLY through QuestCDN vBid. Bids will be received by 9:30 AM (CDT) on May 13, 2025. Mailed or hand delivered bids will NOT be opened or considered. Please submit your bid for this project by the following:

1. Submitted through QuestCDN Online Bidding.

All bids submitted will be opened and read aloud via video conference at 9:30 AM (CDT) on May 13, 2025. A link to attend the live video conference bid opening will be sent to all QuestCDN Plan Holders for this project. https://teams.microsoft.com/join/19%3ameeting_NGVZicIZmMOWYwY0YjAULWJ2ZGtNz3Y3Y1Y1TgzNmVh40thread.v2?0?context=t%7B%22id%22%3A%229d23d2a4-f51c-40f3-b5a0-a71abe26c14a%22%2C%22oi%22%3A%227000e803-dd55-4046-983a-6eba9e27a6e4%22%2C%22lsBroadcastM-eeting%22%3Atrue%2C%22role%22%3A%22a%22%27D&btype=a&role=a

Digital copies of the Bidding Documents are available at www.interstateeng.com or www.questcdn.com for a download fee of \$37.00 and a QuestCDN On-Line Bid fee of \$42.00. These documents may be downloaded by selecting this project from the "Bid Documents" tab and by entering Quest Project Number 8205528 on the "Search Projects" page. For assistance and free membership registration, contact QuestCDN at (952) 233-1632 or info@questcdn.com. Paper copies of the Bidding Documents may be obtained from Interstate Engineering, Inc. located at 1999 4 th Street North, Wahpeton, ND 58075, phone (701) 642-5521, for a fee of \$150.00 per set. The bidding and contract documents may also be examined at Business & Procurement Manager at the Patterson Maintenance Building located at 800 6 th Street North, Stop 1245, Wahpeton, North Dakota, 58075. Any technical questions may be directed to Damon DeVillers at 701-642-5521 or damon.deville@interstateeng.com.

The project consists of the following approximate quantities:

Section 1 includes 11,763 SY Bituminous Seal Coat, 1,950 LF Crack Sealing, 7 Ton HBP Patching, 1 LS Mobilization, 1 LS Traffic Control, 3,906 LF Pavement Marking, and other miscellaneous items and incidentals.

Section 2 includes 3,373 SY Bituminous Seal Coat, 1,000 LF Crack Sealing, 4 Ton HBP Patching, 1 LS Mobilization, 1 LS Traffic Control, 1980 Pavement Marking and other miscellaneous items and incidentals.

Section 3 includes 1,698 SY Bituminous Seal Coat, 1 Ton HBP Patching, 1 LS Mobilization, 1 LS Traffic Control, 906 LF Pavement Marking, 1,698 SY Bituminous Milling, 206 TONS Commercial Grade Asphalt and other miscellaneous items and incidentals.

Section 4 includes 1 SY Bituminous Seal Coat, 1 LF Crack Sealing, 1 Ton HBP Patching, 1 LS Traffic Control, 1 LS Pavement Marking, 1 TON Commercial Grade Asphalt, 1 SY Bituminous Milling and other miscellaneous items and incidentals.

Traffic Control and all miscellaneous work necessary therefor and incidental *thereto*. Each bid will be submitted on the basis of a cash payment for work. Bids submitted via QuestCDN On-Line Bid Only and shall be designated that the bid is for "NDSCS Bid No. 25-007 Parking Lot Seal Coating (Lots 1, 3A, 3D, 3E, 3W, 12, 15 & 16) and Mill and Overlay (Lot 8), Wahpeton, North Dakota." The bid shall be accompanied by a Bidder's Bond in a separate envelope in the amount of five percent (5%) of the full amount of the bid, executed by the Bidder as Principal and by a Surety Company authorized to do business in North Dakota. If the Principal's bid is accepted by the OWNER and the contract awarded, the principal, within ten (10) days after the Notice of Award, will be required to execute and effect a contract in accordance with the terms of the principal's bid and any requirements and conditions of the Owner.

A Contractor's Bond, as required by Section 48-01.2-10 of the North Dakota Century Code, shall be included with the executed Contract Documents. The Bid Security shall be as required in Section 48-01.2-05 of the North Dakota Century Code.

All bidders must be licensed for the highest amount of their bids, as required by Section 43-07-07 of the North Dakota Century Code and a copy of the license or certificate of renewal thereof issued shall be included electronically with the bid.

No bid will be read or considered which does not fully comply with the above provisions as to Bond and Licenses, and any deficient bid submitted will not be accepted and opened.

North Dakota State College of Science retains the right to reject any or all of the bids submitted and to waive any informality in any bid and to hold all bids for a period not to exceed thirty (30) days from said date of opening and to hold the three low bids and bid securities for a period not to exceed sixty (60) days from said date of bid opening.

The work is to commence upon a date to be specified by the OWNER, notice of which will be given to the successful bidder ten (10) days in advance of the start of construction. The Contractor will be required to commence construction and substantially complete all of the work for the project by August 9, 2025.

The successful Bidder is required at the time the Contract is executed to provide a Sales Tax Certificate, Workers' Compensation Certificate, Certificate of Insurance to include North Dakota Stop Gap and Builder's Risk coverage, Company Safety Manual, North Dakota University System Performance–Payment Bond and Waiver of Subrogation.

By: North Dakota State College of Science
800 North 6 th Street, Stop 1245
Wahpeton, North Dakota
David Cooper
Director, Facilities Management
Dated this 15 th day of April 2025.
Date: April 19, 26, May 3, 2025
WDN001102

PUBLIC NOTICE

ADVERTISEMENT AND INVITATION

Notice is hereby given that sealed bids will be received for County Roads 1 and 16 Mill and Bituminous Overlay and Shoulder Preparation Project for Richland County, located in Richland County, North Dakota. Bids will be received On-Line ONLY through QuestCDN vBid. Bids will be received by 1:00 PM (CDT) on May 13, 2025. Mailed or hand delivered bids will NOT be opened or considered. Please submit your bid for this project by the following:

1. Submitted through QuestCDN Online Bidding.

All bids submitted will be opened and read aloud via video conference at 1:00 PM (CDT) on May 13, 2025. A link to attend the live video conference bid opening will be sent to all QuestCDN Plan Holders for this project. https://teams.microsoft.com/join/19%3ameeting_NVYzZWZmOTMOTNMI00DBLlthODEZlWQ5NzJkMGYwZjU4%40thread.v2?0?context=t%7B%22id%22%3A%229d23d2a4-f51c-40f3-b5a0-a71abe26c14a%22%2C%22oi%22%3A%227000e803-dd55-4046-983a-6eba9e27a6e4%22%2C%22lsBroadcastM-eeting%22%3Atrue%2C%22role%22%3A%22a%22%27D&btype=a&role=a

Digital copies of the Bidding Documents are available at www.interstateeng.com or www.questcdn.com for a download fee of \$37.00 and a QuestCDN On-Line Bid fee of \$42.00 to all actual project bidders. These documents may be downloaded by selecting this project from the "Bid Documents" tab and by entering Quest Project Number 9548638 on the "Search Projects" page. For assistance and free membership registration, contact QuestCDN at (952) 233-1632 or info@questcdn.com. Paper copies of the Bidding Documents may be obtained from Interstate Engineering, Inc. located at 1999 4th Street North, Wahpeton, ND 58075, phone (701) 642-5521, for a fee of \$150.00 per set. The bidding and contract documents may also be examined at the Richland County Courthouse located at 418 2nd Ave North, Wahpeton, North Dakota, 58075. Any technical questions may be directed to Damon DeVillers at 701-642-5521 or damon.deville@interstateeng.com.

The project consists of the following approximate quantities:

- 2.7 Miles Shoulder Preparation
- 18,054 Gallons Tack Coat and Fog Seal
- 425 Ton Aggregate Base Course CL 5
- 2,200 TON Shoulder Aggregate
- 86,855 Square Yard Milling Pavement Surface
- 12,050 TON RAP – Superpave FAA 43
- 603 TON PG 58S-28 Asphalt Cement
- 69,605 LF Latex 4" & 6" Pmnt Marking Line

Traffic Control and all miscellaneous work necessary therefor and incidental *thereto*. Each bid will be submitted on the basis of a cash payment for work. Bids submitted via QuestCDN On-Line Bid Only and shall be designated that the bid is for "County Road CP-0001(025), CP-0016(025) Richland County Roads 1 and 16 Mill and Bituminous Overlay and Shoulder Preparation, Richland County, North Dakota." The bid shall be accompanied by a Bidder's Bond in a separate envelope in the amount of five percent (5%) of the full amount of the bid, executed by the Bidder as Principal and by a Surety Company authorized to do business in North Dakota. If the Principal's bid is accepted by the OWNER and the contract awarded, the principal, within ten (10) days after the Notice of Award, will be required to execute and effect a contract in accordance with the terms of the principal's bid and any requirements and conditions of the Owner.

A Contractor's Bond, as required by Section 48-01.2-10 of the North Dakota Century Code, shall be included with the executed Contract Documents. The Bid Security shall be as required in Section 48-01.2-05 of the North Dakota Century Code.

All bidders must be licensed for the highest amount of their bids, as required by Section 43-07-07 of the North Dakota Century Code and a copy of the license or certificate of renewal thereof issued shall be enclosed in the required bid bond envelope.

No bid will be read or considered which does not fully comply with the above provisions as to Bond and Licenses, and any deficient bid submitted will not be accepted and opened.

The OWNER retains the right to reject any or all of the bids submitted and to waive any informality in any bid and to hold all bids for a period not to exceed thirty (30) days from said date of opening and to hold the three low bids and bid securities for a period not to exceed sixty (60) days from said date of bid opening.

The work is to commence upon a date to be specified by the OWNER, notice of which will be given to the successful bidder ten (10) days in advance of the start of construction. The Contractor will be required to commence construction and substantially complete all of the work for the project by September 14, 2025.

By order of the OWNER
Richland County Board of Commissioners

Sandy Fossum
Richland County Auditor
Richland County, North Dakota

Dated this 15th day of April 2025
Date: April 19, 26, May 3, 2025
WDN001104

PUBLIC NOTICE

ADVERTISEMENT AND INVITATION

Notice is hereby given that sealed bids will be received for Bridge Replacement over the Sheyenne River, Richland County Project No. CP39-105-06.01, FEMA Project No. 681526 for Richland County, located in Richland County, North Dakota. Bids will be received On-Line ONLY through QuestCDN vBid. Bids will be received by 2:00 PM (CDT) on May 13, 2025. Mailed or hand delivered bids will NOT be opened or considered. Please submit your bid for this project by the following:

1. Submitted through QuestCDN Online Bidding.

All bids submitted will be opened and read aloud via video conference at 2:00 PM (CDT) on May 13, 2025. A link to attend the live video conference bid opening will be sent to all QuestCDN Plan Holders for this project. https://teams.microsoft.com/join/19%3ameeting_YzhkMzgwZTQlMjAzM00YwEwLWJhMjZmNmMDQxNz40WEx%40thread.v2?0?context=t%7B%22id%22%3A%229d23d2a4-f51c-40f3-b5a0-a71abe26c14a%22%2C%22oi%22%3A%227000e803-dd55-4046-983a-6eba9e27a6e4%22%2C%22lsBroadcastM-eeting%22%3Atrue%2C%22role%22%3A%22a%22%27D&btype=a&role=a

Digital copies of the Bidding Documents are available at www.interstateeng.com or www.questcdn.com for a download fee of \$37.00 and a QuestCDN On-Line Bid fee of \$42.00. These documents may be downloaded by selecting this project from the "Bid Documents" tab and by entering Quest Project Number 8205550 on the "Search Projects" page. For assistance and free membership registration, contact QuestCDN at (952) 233-1632 or info@questcdn.com. The bidding and contract documents may also be examined at the Interstate Engineering office located at 1999 4th St. North, Wahpeton, North Dakota, 58075. Any technical questions may be directed to Damon DeVillers at 701-642-5521 or damon.deville@interstateeng.com. The bidding and contract documents may also be examined at the Richland County Highway Department office located at 418 2nd Avenue North, Wahpeton, ND 58075.

The project consists of the following approximate quantities:

- 1 LS Removal of Structure
- 2,644 CY Common Excavation, Topsoil
- 225 TON Foundation Fill
- 370 CY Class AE-3 & AAE-3 Concrete
- 75,105 LBS Reinforcing Steel
- 1,310 LF Piling
- 284 LF Railing
- 195 LF W Beam Guardrail
- 600 TON Aggregate Surfacing

Traffic Control and all miscellaneous work necessary therefor and incidental *thereto*. Each bid will be submitted on the basis of a cash payment for work. It will be enclosed in a sealed envelope addressed to the above-mentioned address to the above-mentioned County Auditor and shall be designated that the bid is for "Bridge Replacement over the Sheyenne River, Richland County Bridge No. CP39-105-06.0, FEMA Project No. 681526, Richland County, North Dakota." The bid shall be accompanied by a Bidder's Bond in a separate envelope in the amount of five percent (5%) of the full amount of the bid, executed by the Bidder as Principal and by a Surety Company authorized to do business in North Dakota. If the Principal's bid is accepted by the OWNER and the contract awarded, the principal, within ten (10) days after the Notice of Award, will be required to execute and effect a contract in accordance with the terms of the principal's bid and any requirements and conditions of the Owner.

A Contractor's Bond, as required by Section 48-01.2-10 of the North Dakota Century Code, shall be included with the executed Contract Documents. The Bid Security shall be as required in Section 48-01.2-05 of the North Dakota Century Code.

All bidders must be licensed for the highest amount of their bids, as required by Section 43-07-07 of the North Dakota Century Code and a copy of the license or certificate of renewal thereof issued shall be enclosed in the required bid bond envelope.

No bid will be read or considered which does not fully comply with the above provisions as to Bond and Licenses, and any deficient bid submitted will be resealed and returned to the Bidder immediately.

The OWNER retains the right to reject any or all of the bids submitted and to waive any informality in any bid and to hold all bids for a period not to exceed thirty (30) days from said date of opening and to hold the three low bids and bid securities for a period not to exceed sixty (60) days from said date of bid opening.

The work is to commence upon a date to be specified by the OWNER, notice of which will be given to the successful bidder ten (10) days in advance of the start of construction. The Contractor will be required to commence construction and substantially complete all of the work for the project by July 1, 2026.

By order of the OWNER
Richland County Board of Commissioners

Sandy Fossum
Richland County Auditor
Richland County, North Dakota

Dated this 15th day of April 2025.
Date: April 19, 26, May 3, 2025
WDN001105

PUBLIC NOTICE

Campbell - Tintah Public School March Board Minutes

Chairperson Darin Raguse called the meeting to order at 6:34 pm

The Pledge of Allegiance was recited Roll Call Establishment of quorum was completed Approval of meeting agenda - additions to the agenda MCU

Hearing of Delegations / Individuals and / or Public Appearances Approval of meeting minutes from February 12th, 2025, MCU Approval of meeting minutes from February 3rd, 2025, MCU Reports - Financial affairs MCU Budget revisions 24-25 school year

MCU B. Loll/ K. Nordick motions Approval of new contract / work agreement Daniela Kruger assistant cook, MCU B. Loll/M. Porter motions New Superintendent pending attorney review: Wade McKittick MCU C. Carter / K. Nordick motions Approval of 533 District Wellness Policy MCU M. Porter/C. Carter motions Approval to look for new attorney due to conflict of interest MCU M. Porter/ B. Loll motions Campbell gets 30% of home games, plus any bonus games MCU Shana K/ Mike P. made motion to adjourn the meeting at 7:50 pm MCU Next School Board Meeting Wednesday, April 9th, 2025 at 6:30p.m. Signed Darin Raguse & Shana Klindt

Date: April 19, 2025
WDN001101

PUBLIC NOTICE

City of Wahpeton Ordinance 1071
ORDINANCE NO. 1071
AN ORDINANCE Enacting a Sales, Use & Gross receipts Tax Pursuant to the Home Rule Charter of the City of WAHPETON
BE IT ORDAINED, by the City Council of the City of Wahpeton, North Dakota, as follows:

WHEREAS, the City of Wahpeton is a political subdivision and home rule city in North Dakota with powers and authority pursuant to its Home Rule Charter and Title 40 of the North Dakota Century Code, including N.D.C.C. § 40-05.1-06;

WHEREAS, the City of Wahpeton's Home Rule Charter explicitly authorizes the imposition of a sales and use tax;

WHEREAS, this Ordinance shall be in full force and effect only after approval of the majority of the qualified electors of the City of Wahpeton voting at the special election of this ordinance and subsequent approval by at least a majority of the City Council of the City of Wahpeton, North Dakota.

WHEREAS, following all necessary actions, Ordinance 1071 shall repeal Ordinance 1052, as well as Wahpeton Municipal Code Sections 40-21 through 40-30, and reenact as follows:

CHAPTER 40 – TAXATION, FEES AND ADMINISTRATION THEREOF
ARTICLE II - SALES, USE & GROSS RECEIPTS TAXES
Sec. 40-21 DEFINITIONS
The terms defined in chapters 40-05.1, 57-39.2, 57-39.4, 57-39.5, 57-39.6, and 57-40.2 of the North Dakota Century Code (N.D.C.C.), including any future amendments, are adopted by reference. All references to the N.D.C.C. include amendments adopted by the North Dakota Legislative Assembly.

Sec. 40-22 CITY SALES AND USE TAX TO PARALLEL STATE LAW
The City sales and use tax imposed herein shall parallel the State of North Dakota Sales and Use Tax Law. All of the exemptions applicable for state sales and use tax apply to the City of Wahpeton sales and use taxes, including exemptions for tax exempt entities (schools, counties, state agencies, etc.).

Sec. 40-23 SALES TAX IMPOSED
Subject to the provisions of N.D.C.C. §40-05.1-06, the provisions of this Ordinance, or the sales and use tax laws of the State of North Dakota, a tax of three percent (3%) is imposed upon the gross receipts of retailers from all sales at retail including the leasing or renting of tangible personal property as provided in this section, within the corporate limits of the City of Wahpeton, North Dakota.

Sec. 40-24 USE TAX IMPOSED
Subject to the provisions of N.D.C.C. §40-05.1-06, the provisions of this Ordinance, or the sales and use tax laws of the State of North Dakota, an excise tax is imposed upon the storage, use, or consumption within the corporate limits of the City of Wahpeton of tangible personal property purchased at retail for storage, use, or consumption in this City, at the rate of three percent (3%) of the purchase price of the property. An excise tax is imposed on the storage, use, or consumption within the corporate limits of the city of Wahpeton, North Dakota of tangible personal property not originally purchased for storage, use, or consumption in this city at the rate of three percent (3%) of the fair market value of the property at the time it was brought into this city.

With respect to the purchase price of tangible personal property used by a contractor or subcontractor to fulfill a contract as defined in N.D.C.C. § 57-40.2-03.3, the tax imposed by this section applies only to bids submitted on or after the effective date of this Ordinance:

Sec. 40-25 GROSS RECEIPTS OF ALCOHOLIC BEVERAGES
Subject to the provisions of NDCC 40-05.1-06, and except as otherwise provided in this Ordinance, a gross receipts tax of three percent (3%) is imposed upon all gross receipts from the sale of alcoholic beverages within the City. A person who receives alcoholic beverages for storage, use or consumption in this state is subject to tax on storage, use or consumption of those alcoholic beverages at the rate of three percent (3%).

Sec. 40-26 EXEMPTIONS
There are specifically exempted from the provisions of this Chapter and from the computation of the amount of tax imposed by it the following:

1. All sales, storage, use or consumption of tangible personal property, which are exempt from imposition and computation of the sales or use tax of the State of North Dakota are specifically exempt from the provisions of this Chapter.
2. Sales to contractors that are exempt pursuant to Subsection 15 of NDCC Section 57-39.2-04 shall be exempt from any City sales tax, but contractors shall be subject to the City use tax on those items used within the City that would be taxed, pursuant to NDCC Section 57-40.2-03.3, on which the City sales tax has not previously been paid.
3. This article provides for exemptions from imposition and computation of the city sales and use tax for mobile homes, new farm machinery, and new farm irrigation equipment.

Sec. 40-27 COLLECTION AND ADMINISTRATION
Where not in conflict with the provisions of this Ordinance, the provisions of N.D.C.C. chapters 40-05.1, 57-39.2, 57-39.4, 57-39.5, 57-39.6, and 57-40.2, and all administrative rules adopted by the Tax Commissioner, pertaining to the collection and administration of the retail sales, use, and gross receipts tax, including provisions for liability, refund, penalty, interest or credit, govern the administration by the North Dakota Office of State Tax Commissioner (hereinafter "Tax Commissioner") of the taxes imposed by this Ordinance. The tax commissioner is authorized to establish rate tables integrating the tax imposed by this Ordinance with other state, county and city taxes.

Sec. 40-28 REFUNDS
Refunds allowed by the State of North Dakota for sales and use taxes paid are also allowed by this Ordinance under the same terms and conditions provided for in the North Dakota Century Code [BH1].

Sec. 40-29 MAXIMUM TAX IMPOSED
Any person or user paying a tax imposed by this Ordinance in excess of Seventy-Five Dollars (\$75.00) [BH2] upon any single transaction of one or more items may obtain a credit or refund of the excess tax at the time of purchase from the vendor or request a refund of the excess tax payment by filing a request for refund upon the forms provided by the Tax Commissioner [BH3].

Sec. 40-30 CITY AUDITOR EMPOWERED TO CONTRACT WITH STATE TAX COMMISSIONER
The City Finance Director is authorized to contract with the tax commissioner for the administration and collection of taxes imposed by this Ordinance. The City Finance Director has all the powers granted by the commissioner and in the absence of a valid contract with the commissioner or failure of the commissioner to perform the delegated duties, shall perform the duties in the place of the commissioner.

Sec. 40-31 CORPORATE OFFICER LIABILITY
Officers of any corporation required to remit taxes imposed by this Ordinance are personally liable for the failure of the corporation to file required returns or remit required payments.

The dissolution of the corporation shall not discharge an officer's liability for a prior failure of the corporation to make a return or remit the tax due. The tax, penalty, and interest due may be assessed and collected pursuant to the provisions adopted by this Ordinance.

Sec. 40-32 DEDICATION OF TAX PROCEEDS
All revenues raised and collected under this Ordinance shall be dedicated exclusively for the following purposes: infrastructure, flood protection, economic development, recreation/community wellness, and any other community development projects for the operations and costs thereof including the payment of bonds and/or other instruments of debt or contract obligations for the construction, maintenance and operation of community facilities. Not less than one-half (1/2 %) of one percent collected under this Ordinance must be dedicated solely to the creation, construction, maintenance, repair and improvement of city flood protection and infrastructure projects including: flood protection; complete street system; complete water systems; complete storm sewer systems; and/or complete sanitary sewer system.

Sec. 40-33 EFFECTIVE DATE
This Ordinance shall be in full force and effect following its final passage, adoption, and publication, but will not be implemented prior to 12:01 a.m. on September 15th, 2025 [BH4], following the termination of the city sales and use taxes currently in existence.

Sec. 40-34 TERMINATION
The Ordinance shall remain in effect until final passage, adoption, publication, and implementation of any ordinance amending, repealing, and/or replacing Ordinance 1071.

Sec. 40-35 SAVING CLAUSE
Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

Sections 40-36 through 40-136 – Reserved.

Dated this _____ day of _____, 2025.

CITY OF WAHPETON

By _____
Brett Lambrecht, Mayor

ATTEST:

Darlie E. Huwe, City Auditor/Finance Director
First Reading: Feb. 18, 2025
Second Reading:
Adoption:
Date: April 12, 19, 2025
WDN001096

PUBLIC NOTICE

City of Wahpeton Special Election Notice
CITY OF WAHPETON
NOTICE OF SPECIAL ELECTION
Please take notice, that the City Council of the City of Wahpeton has approved a Special Election to consider two ballot questions on proposed Ordinance No. 1071 to implement a local sales tax cap of \$75 per transaction and to add an additional 1% sales and use tax for the purpose of assisting in the funding of construction, maintenance and operation of a community recreation and wellness facility.

The special election will be conducted at a single polling location on Tuesday, April 29th, 2025, between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m. at the Wahpeton City Hall at 1900 4th St. North, Wahpeton, North Dakota. Voters must be a resident of Wahpeton as of March 30th, 2025 (30 days preceding the special election) to cast a vote.

Proposed Ordinance 1071, a sample ballot, and information on absentee voting are available on the city's website at www.wahpeton.com.

Dated at Wahpeton, North Dakota this 19th day of April 2025.

CITY OF WAHPETON
By: /s/Darlie Huwe
Darlie Huwe,
Director of Finance/Auditor
Date: April 12, 19, 2025
WDN001097

PUBLIC NOTICE

Mowing Bids NOTICE
The City of Dwight will be accepting bids for the mowing and trimming of the City Park, lagoons, substation & lift station. Applicants can mail sealed bids to:

City of Dwight
316 Hill St
Dwight ND 58075
By May 5, 2025. All bids will be opened at the regularly scheduled City Council meeting. Bid will be awarded at that time. Insurance is required.
Please call Stevie Cade with questions.
701-403-5099
Date: April 5, 12, 19, 2025
WDN001086

Want the Daily News delivered to you via email?

Sign up for our e-edition at WWW.WAHPETONDAILYNEWS.COM/EEDITION





Subscribe to the Daily News today!

DAILY NEWS

Call 701-642-8585