

Minutes of a Meeting of the Industrial Commission of North Dakota

Held on July 23, 2026, beginning at 9:00 a.m.

Governor's Conference Room – State Capitol

Present: Governor Kelly Armstrong, Chairman

Attorney General Drew H. Wrigley

Agriculture Commissioner Doug Goehring

Also Present: This meeting was open through Microsoft Teams so not all attendees are known.

Agency representatives joined various portions of the meeting.

Governor Armstrong called the meeting of the Industrial Commission to order at approximately 9:02 am.

Ms. Karen Tyler, Executive Director, took attendance, and Governor Armstrong, Commissioner Goehring, and Attorney General Wrigley were present.

Governor Armstrong invited the room to stand and join the Commission in saying the Pledge of Allegiance.

NORTH DAKOTA HOUSING FINANCE AGENCY

Ms. Jennifer Henderson reviewed the 2026 Emergency Solutions Grant and North Dakota Homeless Grant award allocations. For FY 2026, six agencies were selected to receive Emergency Solutions Grant funding. Eleven applications requested approximately \$1.5 million, with \$842,696 available for awards. All six funded projects were renewals. Additionally, 17 agencies were selected to receive North Dakota Homeless Grant funding. Twenty-nine applications requested more than \$7.7 million, and \$4,168,302 was made available for FY 2026. All available NDHG funds were committed, with any remaining FY 2025 funds to be reallocated to FY 2026 recipients that received less than their requested amounts

Ms. Terri Mollman-Larson discussed updated income limits for the Downpayment and Closing Cost Assistance (DCA) Program. The updated county-specific income limits, approved by the NDHFA Advisory Board, became effective July 15, 2026, with Dunn and McKenzie Counties receiving the largest increases. No changes were made to the FirstHome program income limits.

Mr. Brandon Dettlaff provided an update on the new North Dakota Housing Portal. The portal includes statewide and local housing data, including resident demographics, housing characteristics, income-based rental housing, and home sales, to support housing planning and decision-making.

Ms. Karen Tyler informed the Commission that the previously approved bond resolution authorized an amount not to exceed \$47.5 million; however, the bond documents reflected an amount not to exceed \$50 million. A revised bond resolution was presented to authorize the corrected amount.

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission approve the issuance of Multifamily Tax-Exempt Revenue Bonds by the

North Dakota Housing Finance Agency in an amount not to exceed \$50,000,000 for financing of the Central at the Horizon project in Fargo, North Dakota, and approve the execution of the authorizing resolution and related operative documents. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

NORTH DAKOTA PUBLIC FINANCE AUTHORITY

Ms. DeAnn Ament introduced Ms. Becky Collins, who recently joined the North Dakota Public Finance Authority as Deputy Director.

Ms. Ament, presented consideration of approval of the following State Revolving Fund loans:

City of Bottineau – Drinking Water State Revolving Fund Loan Request: To identify, remove, and replace known lead service lines with PVC water mains. The \$3,647,000 project includes a Drinking Water State Revolving Fund (DWSRF) loan of \$3,647,000, \$2,407,020 in loan forgiveness, resulting in a net DWSRF loan of \$1,239,980. The proposed loan term is 30 years.

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission approve the City of Bottineau's Drinking Water State Revolving Fund loan in the amount of \$1,239,980 with \$2,407,020 in loan forgiveness for the purpose of identifying, removing, and replacing known lead service lines with PVC water mains. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

A Resolution was made:

RESOLUTION APPROVING LOAN FROM DRINKING WATER STATE REVOLVING FUND

WHEREAS, the Industrial Commission has heretofore authorized the creation of a Drinking Water State Revolving Fund Program (the "Program") pursuant to N.D.C.C. chs. 6-09.4, 61-28.1, and 61-28.2; and

WHEREAS, the State Revolving Fund is governed in part by the Master Trust Indenture dated as of July 1, 2011 (the "Indenture"), between the North Dakota Public Finance Authority (the "NDPFA") and the Bank of North Dakota (the "Trustee"); and

WHEREAS, the City of Bottineau (the "Political Subdivision") has requested a loan in the amount of \$3,647,000 from the Program to identify, remove and replace any known lead service lines with PVC water mains; and

WHEREAS, NDPFA's Advisory Committee is recommending approval of the Loan; and

WHEREAS, there has been presented to this Commission a form of Loan Agreement proposed to be adopted by the Political Subdivision and entered into with the NDPFA;

NOW, THEREFORE, BE IT RESOLVED by the Industrial Commission of North Dakota as follows:

1. The Loan is hereby approved, as recommended by the Advisory Committee.
2. The form of Loan Agreement to be entered into with the Political Subdivision is hereby approved in substantially the form on file and the Executive Director is hereby authorized to execute the same with all such changes and revisions therein as the Executive Director shall approve.
3. The Executive Director is authorized to fund the Loan from funds on hand in the Drinking Water Loan Fund established under the Indenture upon receipt of the Municipal Securities described in the Political Subdivisions bond resolution, to submit to the Trustee a NDPFA Request pursuant to the Indenture, and to make such other determinations as are required under the Indenture.
4. The Commission declares its intent pursuant to Treasury Regulations '1.150-2 that any Loan funds advanced from the Federally Capitalized Loan Account shall be reimbursed from the proceeds of bonds issued by the NDPFA under the Indenture.

Adopted: July 23, 2026

City of West Fargo – Drinking Water State Revolving Fund Loan Request: To finance the replacement of water mains, storm and sanitary sewer, and streets in the 1st Avenue and Meadow Ridge areas. The \$10,671,411 project includes a Drinking Water State Revolving Fund loan of \$4,710,000, a Clean Water State Revolving Fund loan of \$5,050,000, \$104,457 in DWR cost share funding, and \$806,954 in local funds. The proposed loan term is 30 years.

City of West Fargo – Clean Water State Revolving Fund Loan Request: To finance the replacement of water mains, storm and sanitary sewer, and streets in the 1st Avenue and Meadow Ridge developments. The \$10,671,411 project includes a Clean Water State Revolving Fund (CWSRF) loan of \$5,050,000, a Drinking Water State Revolving Fund (DWSRF) loan of \$4,710,000, \$104,457 in DWR cost share funding, and \$806,954 in local funds. The proposed CWSRF loan term is 30 years

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission approve the City of West Fargo Drinking Water State Revolving Fund loan in the amount of \$4,710,000 and the Clean Water State Revolving Fund loan in the amount of \$5,050,000 for the replacement of water mains, storm and sanitary sewer, and streets in the 1st Avenue and Meadow Ridge areas. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

A Resolution was made:

RESOLUTION APPROVING
LOAN FROM DRINKING WATER STATE REVOLVING FUND

WHEREAS, the Industrial Commission has heretofore authorized the creation of a Drinking Water State Revolving Fund Program (the “Program”) pursuant to N.D.C.C. chs. 6-09.4, 61-28.1, and 61-28.2; and

WHEREAS, the State Revolving Fund is governed in part by the Master Trust Indenture dated as of July 1, 2011 (the "Indenture"), between the North Dakota Public Finance Authority (the "NDPFA") and the Bank of North Dakota (the "Trustee"); and

WHEREAS, the City of West Fargo (the "Political Subdivision") has requested a loan in the amount of \$4,710,000 from the Program to replace the water mains, storm and sanitary sewer, and streets in the 1st Avenue and Meadow Ridge developments; and

WHEREAS, NDPFA's Advisory Committee is recommending approval of the Loan; and

WHEREAS, there has been presented to this Commission a form of Loan Agreement proposed to be adopted by the Political Subdivision and entered into with the NDPFA;

NOW, THEREFORE, BE IT RESOLVED by the Industrial Commission of North Dakota as follows:

1. The Loan is hereby approved, as recommended by the Advisory Committee.
2. The form of Loan Agreement to be entered into with the Political Subdivision is hereby approved in substantially the form on file and the Executive Director is hereby authorized to execute the same with all such changes and revisions therein as the Executive Director shall approve.
3. The Executive Director is authorized to fund the Loan from funds on hand in the Drinking Water Loan Fund established under the Indenture upon receipt of the Municipal Securities described in the Political Subdivisions bond resolution, to submit to the Trustee a NDPFA Request pursuant to the Indenture, and to make such other determinations as are required under the Indenture.
4. The Commission declares its intent pursuant to Treasury Regulations '1.150-2 that any Loan funds advanced from the Federally Capitalized Loan Account shall be reimbursed from the proceeds of bonds issued by the NDPFA under the Indenture.

Adopted: July 23, 2026

A Resolution was made:

RESOLUTION APPROVING
LOAN FROM CLEAN WATER STATE REVOLVING FUND

WHEREAS, the Industrial Commission has heretofore authorized the creation of a Clean Water State Revolving Fund Program (the "Program") pursuant to N.D.C.C. chs. 6-09.4 and 61-28.2; and

WHEREAS, the Clean Water State Revolving Fund is governed in part by the Master Trust Indenture dated as of July 1, 2011 (the "Indenture"), between the North Dakota Public Finance Authority (NDPFA) and the Bank of North Dakota (the Trustee); and

WHEREAS, the City of West Fargo (the "Political Subdivision") has requested a loan in the amount of \$5,050,000 from the Program to replace the water mains, storm and sanitary sewer, and streets in the 1st Avenue and Meadow Ridge developments; and

WHEREAS, the NDPFA's Advisory Committee is recommending approval of the Loan; and

WHEREAS, there has been presented to this Commission a form of Loan Agreement proposed to be adopted by the Political Subdivision and entered into with the NDPFA;

NOW, THEREFORE, BE IT RESOLVED by the Industrial Commission of North Dakota as follows:

1. The Loan is hereby approved, as recommended by the Advisory Committee.
2. The form of Loan Agreement to be entered into with the Political Subdivision is hereby approved in substantially the form on file and the Executive Director is hereby authorized to execute the same with all such changes and revisions therein as the Executive Director shall approve.
3. The Executive Director is authorized to fund the Loan from funds on hand in the Clean Water Loan Fund established under the Indenture upon receipt of the Municipal Securities described in the Political Subdivisions bond resolution, to submit to the Trustee a NDPFA Request pursuant to the Indenture, and to make such other determinations as are required under the Indenture.
4. The Commission declares its intent pursuant to Treasury Regulations '1.150-2 that any Loan funds advanced from the Federally Capitalized Loan Account shall be reimbursed from the proceeds of bonds issued by the NDPFA under the Indenture.

Adopted: July 23, 2026

Ms. Ament reported on State Revolving Fund loans approved by the Public Finance Authority Advisory Committee. Pursuant to established Policy P-3B, the loans were within the Public Finance Authority's approval authority and did not require Industrial Commission approval. The loans included a Clean Water State Revolving Fund loan for the City of Almont (\$149,000) and Drinking Water State Revolving Fund loans for the City of Almont (\$162,000) and Cass Rural Water District (\$1,500,000).

DEPARTMENT OF MINERAL RESOURCES

Ms. Tara Vesey provided the Director's update, reporting on current oil and gas activity, production trends, and department operations. She noted continued drilling activity, anticipated increases in production, and ongoing advancements in lateral drilling technology. Ms. Vesey also reported that the Department has begun discussing potential legislative changes for the 70th Legislative Assembly, announced leadership and staffing changes within the Geological Survey following the retirement of State Geologist Ed Murphy, discussed recent public outreach efforts, fossil discoveries, and provided updates on succession planning and development of the FY 2027–29 budget.

NORTH DAKOTA MILL AND ELEVATOR

Ms. Cathy Dub presented the FY 2026 Mill profit transfer report, noting that FY 2026 profits totaled \$26,341,856.94, resulting in transfers of \$1,317,092.85 to the Agricultural Products Utilization Fund and \$12,512,382.05 to the General Fund.

She provided an overview of FY 2026 operations, reporting that the Mill's FY 2026 profits resulted in a 21.04% gain share payout for eligible employees. The gain share reflected the successful completion of three of the four program goals, and the full FY 2026 financial results will be presented at the August Industrial Commission meeting.

Ms. Dub announced the promotion of Julie Leak to Chief Financial Officer. In her new role, Ms. Leak will serve as a member of the executive leadership team.

BANK OF NORTH DAKOTA

It was moved by Attorney General Wrigley and seconded by Commissioner Goehring, that under the authority of North Dakota Century Code Sections 6-01-07.1, 6-09-35, 44-04-18.4, and 44-04-19.2, the Industrial Commission enter executive session for the purpose of Bank of North Dakota confidential business. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

Governor Armstrong reminded the Commission members and those present in executive session that the discussion must be limited to the announced purposes. The executive session began at 9:48 a.m.

BANK OF NORTH DAKOTA EXECUTIVE SESSION ATTENDANCE

Bank of North Dakota Staff:

Don Morgan
Kirby Evanger
Craig Hanson
Rob Pfennig

Department of Financial Institutions Staff:

Lisa Kruse
Ryan Spah

Other Staff in Attendance:

Aaron Weber – Governor's Office
Karen Tyler- Industrial Commission Office
Jordan Kannianen – Industrial Commission Office
Natalie Henes – Industrial Commission Office

The executive session ended at 10:59 a.m., and the Commission reconvened in open session. The Commission immediately recessed at 10:59 a.m. and reconvened at 11:12 a.m.

During the Bank of North Dakota executive session, the Industrial Commission considered a Participation Loan.

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission approve the Participation Loan. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

Mr. Don Morgan provided the CEO update to the Commission. He reported that the Bank of North Dakota remains on track to meet its 2026 strategic goals and provided updates on the Roughrider Coin project, Central Payments contract negotiations, enterprise risk management, credit quality, and liquidity. He noted that the Bank's loan portfolio continues to perform well and that efforts are underway to address long-term liquidity needs.

Mr. Rob Pfenning and Mr. Kirby Evanger presented the Bank of North Dakota's second quarter 2026 performance highlights, including the Bank's financial performance, balance sheet, loan portfolio, and liquidity. Total assets were reported at \$10.6 billion, with year-to-date net income of \$129.3 million. They also provided updates on commercial, agriculture, student, and residential loan activity, as well as the Bank's capital, liquidity, and overall financial condition.

Mr. Morgan presented the Enterprise Risk Management Stifel Dashboard and an overview of the Bank's overall risk profile, including key risk indicators, capital, liquidity, and credit quality.

Mr. Morgan presented proposed amendments to the Bank of North Dakota Executive Committee Policy and the Advisory Board of Directors to the Bank of North Dakota Policy to clarify the Chief Risk Officer's authority and risk oversight responsibilities.

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission approve the amendments to the Bank of North Dakota Executive Committee Policy and the Advisory Board of Directors to the Bank of North Dakota Policy. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

OUTDOOR HERITAGE FUND GRANT ROUND 28

Mr. Jordan Kannianen discussed the Outdoor Heritage Fund program management and financial report, including the current fund balance, revenue forecast for the 2025-2027 biennium, and Grant Round 28 funding recommendations approved by the Outdoor Heritage Fund Advisory Board.

Mr. David Dewald reviewed the Outdoor Heritage Fund Advisory Board's Grant Round 28 recommendations totaling \$6,000,000 for six projects: LaMoure County Water Resource District, Limesand Seefeldt Dam Reparation Project (\$175,000); North Dakota Game and Fish Department, Donation-Supported PLOTS (\$1,000,000); Audubon Great Plains, Conservation Forage Program II (\$2,500,000); North Dakota Natural Resources Trust, Bakken Development and Working Lands Program 4 (\$1,500,000) and Working Grassland Partnership 8 (\$700,000); and North Dakota Wildlife Federation, North Dakota Open Prairie Initiative (\$125,000).

The Commission and Mr. Dewald discussed funding priorities, budget constraints, habitat and working lands projects, public access opportunities, and the upcoming annual policy meeting scheduled for September 8th.

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission accepts the recommendations of the Outdoor Heritage Fund Advisory Board, approves the following projects, and authorizes the Office of the Industrial Commission to enter into contracts for the following projects:

28-A (C) Limesand Seefeldt Dam Reparation Project, LaMoure County Water Resource District; \$175,000

28-E (A) Donation-Supported PLOTS, North Dakota Game and Fish Department; \$1,000,000

28-H (C) Conservation Forage Program II, Audubon Great Plains; \$2,500,000

28-J (A) Bakken Development and Working Lands Program 4, North Dakota Natural Resources Trust; \$1,500,000

28-K (B) Working Grassland Partnership 8, North Dakota Natural Resources Trust; \$700,000

28-L (C) North Dakota Open Prairie Initiative, North Dakota Wildlife Federation; \$125,000

Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

INDUSTRIAL COMMISSION ADMINISTRATIVE OFFICE

Ms. Tyler presented the recommendation for Mill President Vance Taylor's FY 2026 bonus compensation. The maximum bonus was \$122,078. Ms. Tyler recommended \$77,315 based on the Mill's gain-sharing plan and \$40,692 based on the achievement of strategic goals. The total recommended bonus was \$118,007.

It was moved by Commissioner Goehring and seconded by Attorney General Wrigley that the Industrial Commission approve the FY 2026 bonus compensation for Mill President Vance Taylor in the amount of \$118,007. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

Ms. Tyler presented the June 29, 2026, Industrial Commission meeting minutes for consideration of approval.

It was moved by Attorney General Wrigley and seconded by Commissioner Goehring that the Industrial Commission approve the June 29, 2026, Industrial Commission meeting minutes. Roll call: Commissioner Goehring, Attorney General Wrigley, and Governor Armstrong.

ADJOURNMENT

The next regular Industrial Commission meeting will be held Tuesday, August 25, 2026, in the Governor's Conference Room from 8:00 a.m.– 11:00 a.m.

With no further business, Governor Armstrong adjourned the meeting of the Industrial Commission at 11:55 am.

A handwritten signature in black ink, appearing to read 'Karen Tyler', with a stylized, flowing script.

Karen Tyler
Executive Director

A handwritten signature in black ink, appearing to read 'Natalie Henes', with a cursive script.

Natalie Henes
Executive Assistant