



September 8, 2016

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, September 13, 2016 at 5:15 p.m. in the Tom Baker Meeting Room, City/County Office Building, 221 North Fifth Street, Bismarck, North Dakota.

Invocation will be presented by a Chaplain from the Bismarck Police Department.

Future City Commission meetings are scheduled as follows:

- September 27, 2016
- October 11 & 25, 2016
- November 8 & 22, 2016

BOARD OF CITY COMMISSIONERS

1. Consider approval of the minutes of the special meeting on August 15, 2016 and the regular meeting on August 23, 2016.

2. CONSENT AGENDA

- A. Consider approval of expenditures.
- B. Consider approval of personnel actions.

Documents:

[Personnel Actions Sept 13 BCC Meeting.pdf](#)

C. Consider approval of the tax abatement application for Disabled Veteran Credit for 2016.

Documents:

[Abatement application for 2016 Disabled Veteran Credit.pdf](#)

D. Consider request from Bismarck-Burleigh Public Health for permission to accept donations for the Women's Way program.

Documents:

[Permission for BBPH to accept donations for Womens Way program.pdf](#)

- E. Consider request from the Community Development Department for the appointment of Joe Fink to the Renaissance Zone Authority.

Documents:

[Renaissance Zone Authority appointment.pdf](#)

- F. Consider the following requests from the Engineering Department:

- Approve the Agreement and Waiver at 722 Calypso Drive for the encroachment of the curb opening storm water inlet within the public right-of-way.
- Approve Dakota Carrier Network Encroachment and Waiver Agreement at 2223 E Rosser Ave for the encroachment of the privately owned fiber optic cable within the public right-of-way.

Documents:

[Agreement and Waiver for encroachment at 722 Calypso Dr.pdf](#)
[Dakota Carrier Network Encroachment and Waiver Agreement at 2223 E Rosser Ave.pdf](#)

- G. Consider the following requests from the Event Center:

- Award the quote received from WebstaurantStore for \$6,952.38 for the purchase of three units of ice cream dipping cabinets.
- Acceptance of the user agreement with Dakota Pro Football, LLC.
- Award bid for the third party alcoholic beverage service.

Documents:

[Quotes to purchase ice cream dipping cabinets.pdf](#)
[Acceptance of user agreement for indoor football contract.pdf](#)
[Award bid for third party alcoholic beverage service.pdf](#)

- H. Consider request from the Finance Department for the introduction of and call for public hearing on the 2017 Budget Ordinance (Ordinance 6233).

[Preliminary 2017 Budget \(Full version\)](#)

NOTE: The attachment for this item was revised on 9/13/16. Changes are noted in the attachment.

Documents:

[Introduction of 2017 budget ordinance_revised 091316.pdf](#)

- I. Consider introduction of and call for a public hearing on the request to transfer a Class D liquor license from SHU, Inc. to Tonka Group, Inc. at 115 South 5th Street (dba The Elbow Room).

Documents:

[The Elbow Room liquor license transfer.pdf](#)

- J. Consider request for approval of the Resolution in Support of Bismarck's Military and Veteran Caregivers.

Documents:

[Resolution in Support of Bismarcks Military and Veteran Caregivers.pdf](#)

REGULAR AGENDA

3. Public comment (restricted to items on the Regular Agenda, excluding public hearing items).

Note: Those appearing should complete the sign-in sheet at the podium with name, address, contact phone number, etc.

(No attachment)

4. PUBLIC HEARING on the request from DCN, LLC (dba Dakota Carrier Network), to apply for a broadband franchise.

Documents:

[Dakota Carrier Network application for franchise agreement.pdf](#)

5. PUBLIC HEARING on a request from A & B Pizza South, Inc. to locate a new class I-2 liquor license at 600 South Fifth Street, Space 212, Kirkwood Mall (dba A & B Pizza).

Documents:

[A and B Pizza Kirkwood.pdf](#)

6. PUBLIC HEARING on a request from BWR-Bismarck, Inc. to locate a new class F-1 liquor license at 4424 North 15th Street (dba Buffalo Wings & Rings).

Documents:

[Buffalo Wings and Rings.pdf](#)

7. PUBLIC HEARING to transfer a Class F-1 liquor license at 1800 North 12th Street from WR Bismarck Ventures Limited Partnership (dba Minerva's) to Kelly Midwest Ventures Limited Partnership (dba Capital Street Grill & Bar).

Documents:

[Capital Street Grille and Bar.pdf](#)

8. PUBLIC HEARING on Ordinance 6232 relating to placement of poles in right-of-way restricted.

Documents:

[Ordinance 6232.pdf](#)

9. PUBLIC HEARING and Confirmation of Special Assessment Districts.

NOTE: The attachment for this item was revised on 9/13/16. Changes are noted in the attachment.

Documents:

[Public hearing and confirmation of special assessment districts_revised 091316.pdf](#)

10. PUBLIC HEARING on the approval of Corrective Ordinance 6139 regarding the annexation of Heritage Park Addition. The Community Development Department staff recommend approval.

Documents:

[Corrective ordinance for annexation of Heritage Park Addition.pdf](#)

11. Consider the following requests regarding Water Improvement District 16-330/Sewer Utility Project 16-65.

- Receive bids
- Award contract

Documents:

[Receive bids and award contract Water Imp Dist 16 330 and Sewer Utility Project 16 65.pdf](#)

12. Consider the following requests regarding Sewer Utility Project 16-69.

- Receive bids
- Award contract

Documents:

[Receive bids and award contract Sewer Utility Project 16 69.pdf](#)

13. Consider request from the Engineering Department to order the repair of hazardous sidewalks deemed unsafe for pedestrian traffic.

(Note: These property owners have already been notified of the need to make repairs as directed by this Board)

Documents:

[Engineering request to order repairs of hazardous sidewalks.pdf](#)

14. Consider request from the Community Development Department for approval of the final plat of High Meadows Twelfth Addition, requested by Greg and Gail Mayer and Donald and Lorraine Fitzgerald. The Bismarck Planning and Zoning Commission recommends approval.

Documents:

[High Meadows Twelfth Addition final plat.pdf](#)

15. Consider request from the Community Development Department for approval of the final plat of MDU Bismarck Northwest Addition, requested by MDU Resources Group, Inc. and the city of Bismarck. The Bismarck Planning and Zoning Commission recommends approval.

Documents:

[MDU Bismarck Northwest Addition final plat.pdf](#)

16. Consider request from the Community Development Department for approval of the final plat of Woodland Third Subdivision, requested by Duane and Carla Vetter. The Bismarck Planning and Zoning Commission recommends approval.

Documents:

[Woodland Third Subdivision final plat.pdf](#)

17. Consider the request from the city of Bismarck for approval of a street name change for that portion of Valley Drive, east of the intersection with Tyler Parkway to East Valley Drive.

Documents:

[Valley Drive street name change.pdf](#)

18. Consider request from the Public Works Utility Operations Department to discuss lead service line replacements.

Documents:

[Lead service line replacements.pdf](#)

19. Consider other business.

(No attachment)

