



October 20, 2016

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, October 25, 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:

- November 8 & 22, 2016
- December 13 & 27, 2016
- January 10 & 24, 2017

Proclamation: National Disability Employment Awareness Month (October 2016)

BOARD OF CITY COMMISSIONERS

1. Consider approval of the minutes of the regular meeting on October 11, 2016.

2. CONSENT AGENDA

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

Documents:

[Personnel actions for October 25 Board meeting.pdf](#)

C. Consider the following requests from the Administration Department:

- Approval of anti-discrimination resolution as drafted.
- Approval of request to change Bowen Avenue Center management fee to a minimum fee of \$550.00 per month.

Documents:

[Anti-discrimination resolution.pdf](#)
[Bowen Avenue Center management fee.pdf](#)

- D. Consider requests from the Assessing Division for approval of tax abatement applications for Disabled Veteran Credit and Deferred Maintenance.

Documents:

[Abatements 102516 Meeting.pdf](#)

- E. Consider request from the Bismarck Airport for approval of the American Airlines Lease and Operating Agreement.

Documents:

[American Airlines Lease and Operating Agreement.pdf](#)

- F. Consider request from the Bismarck Parking Authority for approval of their request to sole source purchase structural shoring equipment for \$35,000.

Documents:

[Bismarck Parking Authority request for sole source purchase.pdf](#)

- G. Consider request from Bismarck-Burleigh Public Health for approval to apply for grant funding from the 2016 Every Body Walk Micro Grant Program.

Documents:

[Apply for grant funding 2016 Every Body Walk Micro Grant Program.pdf](#)

- H. Consider request from Dakota Pheasants Forever for authorization to conduct raffles at Pirogue Grille on November 28, 2016 and at Amvets Club #9 on February 4, 2017.

Documents:

[Dakota Pheasants Forever site authorizations for raffles.pdf](#)

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

- Approval of the partial release of an existing sidewalk easement along the east side of South 3rd Street, adjacent to Kirkwood Mall.
- Approval of the Storm Water and Drainage Easement across part of Lots 26 and 27, Block 1, Boulder Ridge First Addition.
- Approval of Use Agreement with Braun Intertec for their proposed geotechnical evaluation within the Missouri River.
- Approval of Contract Change Order No. 1 with Strata Corporation for Water Utility Project 16-68.

Documents:

[Partial release of sidewalk easement.pdf](#)
[Storm water and drainage easement.pdf](#)
[Use agreement with Braun Intertec.pdf](#)
[Change order with Strata Corporation for SU 68.pdf](#)

- J. Consider request from the Event Center for approval of the Contract Change Order with Scull Construction Services Inc for final payment in amount of \$105,000 for the Exhibit Hall expansion project.

Documents:

[Final payment to Scull Construction Inc.pdf](#)

- K. Consider request from the Finance Department for approval of the agreements with Dougherty & Co. LLC as financial advisors to the city for the issuance of bonds.

Documents:

[Agreement with Dougherty and Co LLC as bond financial advisor.pdf](#)

- L. Consider request from the Public Works Service Operations Department for approval of Change Orders 1 and 2 with Northern Improvement Company for Subtitle "D" Landfill Municipal Solid Waste Pit Expansion.

Documents:

[Change orders with Northern Improvement for Subtitle D Landfill pit expansion.pdf](#)

M. Addendum Item: Approval of contracts and bonds for the following:

- All Seasons Exteriors, Inc. (Part B-1 Hazardous Sidewalk Repair of 2015 Construction of Sidewalk, Curb and Gutter and Driveways)
- Basaraba's Excavating & Dirt Works (Water Improvement District 15-327)
- Cofell's Plumbing & Heating, Inc. (Sewer Improvement District 15-561 and Water Improvement District 15-326/Sewer Improvement District 15-564)
- Edling Electric (Street Improvement Districts 15-492 & 15-493)
- Force Enterprise (Sewer Improvement District 15-560)
- George E Haggart, Inc. (Sewer Improvement District 15-562, Phase I)
- Knife River Corporation (Part A-1 New Construction and Part B-2 Miscellaneous Concrete Repairs for the 2015 Construction of Sidewalk, Curb and Gutter and Driveways)
- Mariner Construction Inc. (Street Improvement Districts 15-489, 15-490, 15-491 and 15-502)
- Markwed Excavating, Inc. (Sewer Improvement District 15-562, Phase II, and Water Improvement District 15-328/Sewer Improvement District 15-567)
- Northern Improvement Company (Street Improvement District 15-488, 15-495, 15-496, 15-498, 15-501)

Documents:

[Approval of bonds and contracts for bonding process.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. Consider request from the Fort Abraham Lincoln Foundation to provide a project update on the Missouri River landing.

Documents:

[Fort Abraham Lincoln Foundation Missouri River landing project update.pdf](#)

5. Receive update from the Bismarck-Mandan Development Association (BMDA).

(No attachment)

6. PUBLIC HEARING on the request to transfer a Class F-1 liquor license from CAPSCO Entertainment, Inc. to Galpin Entertainment, LLC at 1120 Riverwood Drive (dba The Pier).

Documents:

[The Pier liquor license transfer.pdf](#)

7. PUBLIC HEARING and Confirmation of Health and Safety Assessments.

Documents:

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

8. PUBLIC HEARING on Ordinance 6234, a zoning ordinance text amendment relating to the elimination of the CR Zoning District - Sections 14-03-06, 14-03-08, 14-04-01, 14-04-13 and 14-05-05.1, initiated by the City of Bismarck.

Documents:

[Ordinance 6234 Elimination of CR District.pdf](#)

9. PUBLIC HEARING on Ordinance 6235, a zoning ordinance text amendment relating to Incidental Uses/Accessory Uses & RMH - Sections 14-03-06 and 14-04-05, initiated by the City of Bismarck.

Documents:

[Ordinance 6235 Accessory Buildings in RMH District.pdf](#)

10. Consider the following requests relating to Memory 1st Addition, requested by Ron and Ruth Knutson and RBK Ventures, LLP.

- PUBLIC HEARING on Ordinance 6236 relating to partial annexation.
- PUBLIC HEARING on the Future Land Use Plan amendment for Section 10, Hay Creek Township.
- PUBLIC HEARING on Ordinance 6237 relating to zoning change from A-Agriculture zoning district to the CG-Commercial and MA-Industrial zoning districts.
- Approval of the final plat.
- Approval of the Developer's Agreement. *(Added 10/25/2016)*

Documents:

[Memory 1st Addition related items.pdf](#)
[Memory First developer agreement.pdf](#)

11. Consider request from Steven and Carol Hall for designation of the purchase of a primary residential condominium in a previously approved Renaissance Zone project at 100 West Broadway Avenue as a Renaissance Zone Project. Steven and Carol Hall/Pine Properties have purchased Unit 310. The Renaissance Zone Authority recommends approval.

Documents:

[Hall purchase of primary residential condo at 100 West Broadway.pdf](#)

12. Consider the following requests from the Engineering Department:

- Approval of contract with AE2S for engineering consulting services for the Silver Ranch Watershed Master Plan.
- Provide update on North Washington Street project. *(No attachment)*

Documents:

[Contract with AE2S for engineering services Silver Ranch watershed master plan.pdf](#)

13. Consider request from the Public Works Service Operations Department to discuss an implementation time line for the recommended changes to the Solid Waste Collection.

Documents:

[Implementation time line for recommended changes to solid waste collection.pdf](#)

14. Consider request from Public Works Utility Operations Department for approval of the emergency contract with SEH Engineering for emergency repairs at the Wastewater Treatment Plant.

Documents:

[Contract with SEH Engineering for emergency repairs at the wastewater treatment plant.pdf](#)

15. Consider request from Public Works Utility Operations Department for approval of two change orders for the grit classifier at the Water Treatment Plant.

Documents:

[Two change orders for grit classifier at water treatment plant.pdf](#)

16. Consider request from Public Works Utility Operations Department for review and approval of South Bismarck watershed recommendations.

- Review and approve Contract Amendment #2, Attachment #1 with Apex Engineering Group.
- Review and approve Contract Amendment #2, Attachment #2 with Apex Engineering Group

Documents:

[South Bismarck Watershed Recommendations.pdf](#)

17. Consider request from Public Works Utility Operations Department for approval of water service line policies including lead service line replacement.

Documents:

[Water service line policies including lead service line replacement.pdf](#)

18. Consider request from Administration Department for discussion and approval of the 2017 Legislative Agenda.

Documents:

[2017 Legislative Agenda.pdf](#)

19. Consider other business.

(No attachment)

20. City Commission will hold an executive session under NDCC Section 44-04-19.2 regarding contract negotiation/negotiation strategy under NDCC Section 44-04-19.1(9) for the following item:

- Consideration of the potential purchase of land at the Northern Plains Commerce Centre (NPCC) by Mariner Construction, Inc.

Documents:

[Exececutive session for potential land purchase at NPCC by Mariner Construction.pdf](#)



