



April 17, 2019

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, April 23, 2019 at 5:15 p.m. in the Tom Baker Meeting Room, City/County Office Building, 221 North Fifth Street, Bismarck, North Dakota.

Invocation and the Pledge of Allegiance presented by a Chaplain from the Bismarck Police Department.

Watch live meeting coverage on Government Access Channels 2 & 602HD, Listen to Radio Access 102.5 FM Radio, or Stream www.freetv.org and www.radioaccess.org. Agenda items can be found online at www.bismarcknd.gov/agendacenter.

Future City Commission meetings are scheduled as follows:

- May 14 & 28, 2019
- June 11 & 25, 2019
- July 9 & 23, 2019

MEETING OF THE BOARD OF CITY COMMISSION

1. Consider approval of minutes.

Documents:

[SM040519.pdf](#)
[MN040919.pdf](#)

2. CONSENT AGENDA

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

Documents:

[\(C\) HR - Personnel Report.pdf](#)

C. Consider the request for approval from the Airport for the following:

1. Award the lease for the Airport farmland and enter into the standard farmland lease agreement with Michael Rogstad as the high bidder.
2. Award the contract for Airport hay land, Tract #1 and Tract #2, to Mark Berger as the high bidder.
3. One month rent abatement for Blue Wing Holdings, LLC.

Documents:

(C) AIR-2019 Farm Land Lease.pdf
(C) AIR-2019 Hay Land Bid.pdf
(C) AIR-Blue Wing Holdings LLC.pdf

D. Consider the request for approval from the Bismarck-Burleigh Public Health Department for the following:

1. Authorization to apply for Walmart Foundation Community Grant program.

Documents:

(C) BBPH - Walmart Foundation Grant.pdf

E. Consider the request for approval from the Community Development Department for the following:

1. Appointment of Kyle Holwagner to the Bismarck Parking Authority.
2. Request of the Bismarck-Mandan MPO, on behalf of Bis-Man Transit, for approval to submit a Fiscal Year 2020 Section 5310 grant application to the North Dakota Department of Transportation.
3. Request of Bismarck-Mandan MPO for approval of the updated Designated Signature Authority documents.
4. Request of Bismarck-Mandan MPO for approval of TrAMS User Manager and User Role Designations.
5. **Request of the Bismarck-Mandan MPO, on behalf of Bis-Man Transit, to submit a Fiscal Year 2020 Night Time Demand Response Service Funding grant application.**

Documents:

(C) CD - Parking Authority Appointment.pdf
(C) CD - 5310 Grant Application.pdf
(C) CD - FTA Designated Signature Authority.pdf
(C) CD - TrAMS User Manager and User Role Designations.pdf
(C) CD - Bis-Man Transit Night Time Service Grant.pdf

F. Consider the request for approval from the Engineering Department for the following:

1. Receive bids and award the contract for Water Utility Project 127.
2. Receive bids and award the contract for Water Utility Project 125.
3. Resolution Receiving Bids and Ordering Preparation of the Engineer's Statement for Street Improvement Number 527.
4. Seating area encroachment agreement with Anima Cucina at 101 North Fifth Street.
5. Development agreement with HMP Development, LLC regarding Washington Square Addition.
6. Development agreement with Denizen Partners regarding improvements in the public right of way adjacent to 630 East Main Avenue.
7. Award the contract for the Main Avenue 3-Lane Conversion Project - HC 115 to Strata Corporation.

Documents:

(C) ENG - WU 127.pdf
(C) ENG - WU 125.pdf
(C) ENG - SI 527.pdf
(C) ENG - Encroachment Agreement Anima Cucina.pdf
(C) ENG - Development Agreement HMP Development.pdf
(C) ENG - Development Agreement Denizen Partners.pdf
(C) ENG - HC 115 Award.pdf

G. Consider the request for approval from the Finance Department for the following:

1. Revised 2020 Budget Schedule.

Documents:

[\(C\) FIN - Budget Schedule - Revised.pdf](#)

H. Consider the request for approval from the Finance Department - Assessing Division for the following:

1. Application for property tax abatement for 2018, functional and economic obsolescence at 212 N 4th St.

Documents:

[\(C\) FIN - Abatement 212 N 4th St.pdf](#)

I. Consider the request for approval from the Fire Department for the following:

1. Authorize the purchase of breathing apparatus and the trade-in of existing units.

Documents:

[\(C\) FIRE - Breathing Apparatus.pdf](#)

J. Consider the request for approval from the Public Works Service Operations Department for the following:

1. The contract for professional design services, contract administration, and construction observation for boiler replacement and additions at the Public Works Building with EngTech for \$39,000.
2. Task Order No. 19-01 to the agreement with Houston Engineering for professional engineering services for solid waste operations.
3. Task Order No. 19-02 to the agreement with Houston Engineering for professional engineering services for solid waste operations.
4. Award the bids for the 2019 hay land mowing.
5. Authorization to apply for the North Dakota Forest Service - America the Beautiful - Tree Planting Grant.

Documents:

[\(C\) PW-SO - Approval of Agreement with EngTech for Public Works Building Mechanical Renovation Project.pdf](#)

[\(C\) PW-SO - Approval of Task Order 19-01 with Houston Engineering for Solid Waste Operations.pdf](#)

[\(C\) PW-SO - Approval of Task Order 19-02 with Houston Engineering for Solid Waste Operations.pdf](#)

[\(C\) PW-SO - Award of Hayland Mowing Bids.pdf](#)

[\(C\) PW-SO - Permission to apply for the ND Forest Service - America the Beautiful - Tree Planting Grant.pdf](#)

K. Consider the request for approval the Public Works Utility Operations Department for the following:

1. Authorization of the sole source purchase of a hydrogen sulfide meter from Tech Sales Company in the amount of \$24,952 for the Wastewater Treatment Plant.

Documents:

[\(C\) PW-UO - Approval for sole source purchase of a dissolved Hydrogen Sulfide Meter for the Wastewater Treatment Plant.pdf](#)

3. REGULAR AGENDA

4. Proclamation declaring May 3, 2019, as Arbor Day in the City of Bismarck.

Documents:

[Proclamation - Arbor Day 2019.pdf](#)

5. Proclamation declaring May 19 - 25, 2019 as National Public Works Week in the City of Bismarck.

Documents:

[National Public Works Week 2019.pdf](#)

6. Public comment (restricted to items on the Regular Agenda, excluding public hearing items).
7. Commission Portfolio Report - Commissioner Marquardt
8. Consider the request from the Engineering Department to receive a report and presentation from Short-Elliott-Hendrickson Inc. regarding the East Century Avenue Bridge Study.

Documents:

[\(R\) ENG - Century Bridge Presentation.pdf](#)

9. Consider the request from the City Attorney for a discussion on liquor license structure.

Documents:

[\(R\) ATTY - Liquor License Discussion.pdf](#)

10. Discussion of Public Works Water Utility billing rates.
11. Public Hearing to consider the request for approval from the Community Development Department and the Bismarck-Manitowish Transit Board of the Transit Development Plan.

Documents:

[\(R\) CD - Transit Development Plan Final Presentation.pdf](#)

12. Public Hearing on the Utility Franchise Agreement with Montana-Dakota Utilities Company.

Documents:

[\(R\) ATTY - MDU Resolution.pdf](#)

13. Public Hearing on Ordinance 6376, a request for a zoning change from the Conditional RT-Residential zoning district to the RT-Residential zoning district on Lot 1, Block 2, Good Shepherd North Addition, requested by Attas Boutrous and Ronald Knutson.

Documents:

[\(R\) CD - Ordinance 6376 Good Shepherd North Addition Zoning Change.pdf](#)

14. Public Hearing on Street Improvement District 528 on the Resolution of Necessity.

Documents:

[\(R\) ENG - SI 528.pdf](#)

15. Consider the request from the Community Development Department for the following regarding Clear Sky Addition:

1. PUBLIC HEARING on Ordinance 6377, a request for the annexation of Auditor's Lot 6A of Lot 6, part of Auditor's Lot 7, and part of Auditor's Lot 8B of Lot 8 in the NE ¼ and SE¼ of Section 1, T138N-R80W/Lincoln Township and Lots 1-15, Block 1, Lots 1-11, Block 2, Lots 1-11 and Lot 22, Block 3, Lots 1-8, Block 5, Lot 1, Block 9 and Lot 1, Block 10, Clear Sky Addition.
2. PUBLIC HEARING on Ordinance 6378, a request for a zoning change from the A-Agriculture zoning district to the R5-Residential and P-Public zoning districts for Clear Sky Addition.
3. Approval of Final plat of Clear Sky Addition.
4. Approval of Park Development Agreement.

Documents:

[\(R\) CD - Ord. 6377, Ord 6378 Clear Sky Addition.pdf](#)

16. Consider the request from Todd Neff/Pine Properties, LLC for designation of the purchase of a Primary Residential Purchase Renaissance Zone Project at 100 West Broadway Avenue. The Renaissance Zone Authority recommends approval.

Documents:

[\(R\) CD - RZ Project - 100 West Broadway Unit 316.pdf](#)

17. Consider the request for approval from the Community Development Department on behalf of Bis-Man Transit for the following:

1. Authorization of the Fiscal Year 2019 Section 5307 Transit Operations grant application.
2. Authorization of the Fiscal Year 2020 Section 5339 North Dakota Department of Transportation grant application.

Documents:

[\(R\) CD - 5307 Transit Operations Grant Application.pdf](#)

[\(R\) CD - Section 5339 Grant Application.pdf](#)

18. Consider the request from the Community Development Department for a discussion of modifications to Title 10 Public Places and Property Franchises and Title 14 Subdivision Design Standards.

Documents:

[\(R\) CD - Right-of-Way Modification Discussion.pdf](#)

19. Consider the request for approval from the Engineering Department for the following:

1. Resolution Receiving Bids and Ordering Preparation of Engineer's Statement for Sewer Improvement District Number 563.
2. Resolution Awarding the Contract for Sewer Improvement District Number 563.

Documents:

[\(R\) ENG - SE 563.pdf](#)

20. Consider the request for approval from the Engineering Department for the following:

1. Resolution Rejecting the Bid from Knife River for Part B-2 of District CC19.
2. Resolution to Close Part B-2 of District CC19.
3. Direct staff to prepare a bid package to replace Part B-2 of District CC19 with Part B-3.

Documents:

[\(R\) ENG - CC19 Part B2.pdf](#)

21. Consider the request for approval from the Engineering Department to Receive Bids and Award Contract for Water Utility Project 126.

Documents:

[\(R\) ENG - WU 126.pdf](#)

Other Business

Adjourn

