



Board of City Commissioners

April 19, 2023

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, April 25, at 5:15 PM in the Tom Baker Meeting Room, City/County Office Building, 221 North Fifth Street, Bismarck, North Dakota.

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

The City of Bismarck encourages citizens to provide their comments for public hearing items on the Bismarck City Commission agenda via email to bismarckadmin@bismarcknd.gov. Please include the item number that your comment references. The comments will be sent to the members and placed with the minutes.

To ensure your comments are received before the meeting, please submit them by 3:30 PM on the day of the meeting and reference the item your comments address. If you would like to appear via video or audio link for a 3-5 minute comment on a regular agenda public hearing item, please provide your email address and contact information to the above email at least one business day before the meeting.

Live meeting coverage is available on Government Access Channels 2 & 602HD, Radio Access 102.5 FM Radio, or streaming on multiple platforms, including [FreeTV.org](https://www.freeTV.org) and [Facebook LIVE](https://www.facebook.com/bismarcknd). Agenda items can be found online at www.bismarcknd.gov/agendacenter.

Call to Order

FUTURE COMMISSION MEETINGS:

- May 9, 2023 & May 23, 2023
- June 13, 2023 & June 27, 2023
- July 11, 2023 & July 25, 2023

MISSION STATEMENT

To provide high-quality public services in partnership with our community to enhance our quality of life.

Arbor Day 2023 Proclamation

Documents:

[Arbor Day 2023 Proclamation.pdf](#)

World Wish Day 2023 Proclamation

Documents:

[World Wish Day 2023 Proclamation.pdf](#)

MEETING OF THE BOARD OF CITY COMMISSION

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

2. CONSENT AGENDA

A. Consider approval of minutes

Documents:

[April 11, 2023 - Minutes.pdf](#)

B. Consider approval of personnel actions

Documents:

[HR Personnel Actions.pdf](#)

C. Consider approval of expenditures

D. Consider the request for approval from the Administration Department for the following:

1. Letter of support from Frank Properties, LLC.
2. Consider the request to renew applications for charitable gaming.
3. Renaissance Zone Authority member resignation.
4. Vision Fund Committee member resignation.

Documents:

[C\) ADMIN - Letter of Support for Frank Properties.pdf](#)

[C\) ADMIN - Gaming Site Authorization Renewals.pdf](#)

[C\) ADMIN - RZA Member Resignation.pdf](#)

[C\) ADMIN - Vision Fund Member Resignation.pdf](#)

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

1. Permission for BBPH to accept a donation of previously used medical exam tables from the Bismarck Cancer Center.

Documents:

[C\) BBPH - Exam Table Donations.pdf](#)

F. Consider the request for approval from the City Attorney for the following:

1. Amendment to the Bismarck Event Center Liquor Vendor Services Contract.

Documents:

[C\) ATTY - Event Center Insurance Change.pdf](#)

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

1. Approval of an encroachment agreement with Bismarck Larks for hanging banners on City-owned light poles.
2. Utility Relocation Agreements for projects HC 149 and HC 150.
3. Request to receive bids and award contract for Sewer Utility Project SU 88.
4. Request to receive bids and award contract for Sewer Utility Project SU 89.
5. Request to receive bids and award contract for Water Utility Project WU 140.
6. Request to receive bids and award contract for Water Utility Project WU 142.

Documents:

[C\) ENG - Larks Encroachment.pdf](#)

[C\) ENG - HC 149 and HC 150.pdf](#)

[C\) ENG - SU 88.pdf](#)

[C\) ENG - SU 89.pdf](#)

[C\) ENG - WU 140.pdf](#)

[C\) ENG - WU 142.pdf](#)

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

1. Applications for abatement where the Assessing Division recommends approval.
2. Resolution authorizing the issuance and sale of \$45M in wastewater revenue bonds from the State of North Dakota Revolving Fund Program to construct the Hay Creek Lift Station and the Hay Creek Sewer Interceptor Projects in north Bismarck.

3. Special Assessment Commission member appointment.

Documents:

- C) [FIN - Abatements.pdf](#)
- C) [FIN - Hay Creek Lift Station Revenue Bond.pdf](#)
- C) [FIN - Special Assessment Commission Appointment.pdf](#)

- I. Consider the request for approval from the Human Resources Department for the following:

1. Business Ethics Committee member appointment.

Documents:

- C) [HR - Business Ethics Committee.pdf](#)

- J. Consider the request for approval from the Police Department for the following:

1. Permission to conduct the Annual Deer and Turkey Archery Hunting Program on City properties.

Documents:

- C) [PD - Deer and Turkey Hunting Request.pdf](#)

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

1. Permission to enter into an agreement for the Collection and Disposal of Hazardous Waste by Clean Harbors Environmental Services, Inc. and to increase landfill fees for the disposal of hazardous waste for non-residents and businesses/commercial customers to capture increased fees and administrative costs.
2. Permission to award the contract for plant material/tree planting for the 2023 Partners in Planting Tree Planting Project to Prairie View Landscaping.
3. Permission to decommission and sell for scrap value vehicles and equipment.
4. Permission to sell overhead dumpsters with lids by public sale.
5. Permission to adjust the rate for customers for the 2023-2024 Single Sort Curbside Recycling to match the rate of the contract with Waste Management.

Documents:

- C) PW SO - Collection and Disposal of Hazardous Waste.pdf
- C) PW SO - Bid Award for Planting Material.pdf
- C) PW SO - Decommission and Sell Vehicles and Equipment.pdf
- C) PW SO - Sale of Overhead Dumpsters.pdf
- C) PW SO - Single Sort Curbside Recycling Fees.pdf

3. REGULAR AGENDA

4. Receive the annual report from the City of Bismarck Human Relations Committee.

Documents:

R) ADMIN - HRC Annual Report.pdf

5. Request of the Bismarck-Mandan Metropolitan Planning Organization for acceptance of the East Main Avenue Corridor Study.

Documents:

R) CD - EMAC Final Report.pdf

6. Public hearing on Ordinance 6548 to amend the criminal trespass for remaining after a request to leave premises to be an offense, not an infraction.

Documents:

R) ATTY - Ord 6548.pdf

7. Public hearing on Ordinance 6549 to amend the liquor license ordinances.

Documents:

R) ATTY - Ord 6549.pdf
Ord 6549.pdf
Ord 6549 - Amended.pdf

8. Consider a request from the Fort Abraham Lincoln Foundation regarding approval of alterations to the property owned by the City of Bismarck.

Documents:

R) ATTY - FALF Landing Request.pdf
Landing request - FALF Lease.pdf
Landing request - FALF Lease Amend.pdf
Landing request - Request from FALF.pdf
Landing request - Request from FALF Exhibits.pdf

9. Consider the request to award the bid for the water tower redevelopment site located at 202 W Ave F.

Documents:

R) PW UO - Bid Award for Water Tower Redevelopment Site.pdf

10. Request for Reauthorization of Bismarck's Renaissance Zone Program.

Documents:

R) CD - Renaissance Zone Program.pdf

11. Consider the request for resolution receiving bids and ordering the preparation of the Engineer's statement and resolution awarding contract for Street Improvement District SI 572.

Documents:

R) ENG - SI 572.pdf

12. Receive an update on the City of Bismarck's Animal Advisory Board.

Documents:

R) ADMIN - Animal Advisory Board Update.pdf

13. Finalize discussion on Utility Rate approach for 2023.

Documents:

R) PW UO - Utility Rates Study Update.pdf

14. Receive an update on the sesquicentennial time capsule project.

Documents:

R) ADMIN - Sesquicentennial Time Capsule.pdf

15. Review and discuss 2023 Legislative Report.

Documents:

R) ADMIN - 2023 Legislative Report.pdf

16. Other Business

Adjourn

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