October 13, 2020

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, October 13, 2020 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 FreeTV.org and RadioAccess.org. Agenda items can be found online at www.bismarcknd.gov/agendacenter.

Future City Commission meetings are scheduled as follows:

- October 27, 2020
- November 10 & 24, 2020
- December 8 & 22, 2020

MISSION STATEMENT

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

MEETING OF THE BOARD OF CITY COMMISSION

1. First Nations Day and Native American Heritage Month Proclamation

   Documents:

   First Nations Day Proclamation.pdf

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

3. Consider the approval of the minutes.

   Documents:

   MN092220.pdf
   SM092320.pdf

4. CONSENT AGENDA

   A. Consider approval of expenditures.

   B. Consider approval of personnel actions.

      Documents:

      HR Personnel Report.pdf

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

1. Approve the 2021 City Commission schedule.
2. Approve the renewal of a gaming site authorization at 1235 S. 12th St., VFW Post 1326.
3. Approve SWM Properties, LLC, to apply for the ND Opportunity Fund Loan Program for the Old Ten Bar & Grill in Bismarck.
4. Introduction of and call for a public hearing on a new Class F1 Restaurant Full Alcohol Liquor License for Jimmy V's Inc., dba, Jimmy V's, located at 512 E. Main Ave.
5. Approve the following liquor license renewals:
    - Bismarck HuHot Mongolian Grill - 409 S. 3rd St.
    - Broadway Grill & Tavern - 100 W Broadway Ave., Suite 100
    - Charras & Tequila - 4503 Skyline Crossings
    - Ground Round - 526 S. 3rd St.
    - Johnny Carino's - 1601 W. Century Ave.
    - Main Bar & Package Store - 804 E. Main Ave.
    - Obrian's - 1059 E. Interstate Ave.
    - Pancheros - 1485 E. Lasalle Dr. Paradiso - 2620 State St.
    - Pilot Travel Centers #1224 - 3936 Miriam Ave.
    - Polar Package Place & Lucky's Bar - 2130 E. Thayer Ave.
    - Pub 21 - 1014 S. 12th St.
    - Ramada Bismarck Hotel - 1400 Interchange Ave.
    - Rock' N 50's Cafe - 2700 State St.
    - Runway Express Arco - 1740 Airport Rd.
    - Texas Roadhouse - 1505 Burnt Boat Dr.
    - The Junction-Bismarck - 2301 University Dr.
    - The Woodhouse Restaurant - 1825 N. 13th St.
    - Tri Energy Cenex Centennial - 2520 Centennial Rd.
    - Vintner's Cellar Winery - 3250 Rock Island Pl., Suite 5

Documents:

(C) ADMIN - Commission Schedule.pdf
(C) ADMIN - Gaming Site Authorization.pdf
(C) ADMIN - ND Opportunity Fund Loan Program.pdf
(C) ADMIN - New Liquor License.pdf
(C) ADMIN - Liquor License Renewals.pdf

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

1. Approve the purchase of a model truck chassis and spreader body.
2. Approve the National Oceanic and Atmospheric Administration balloon release site lease.
3. Receive the OTA Trust disbursement notice.

Documents:

(C) AIR - Purchase of Model Truck Chassis.pdf
(C) AIR - NOAA Lease.pdf
(C) AIR - QTA Trust.pdf

E. Consider the request for approval from the Attorney for the following:

1. Approve the Stipulation/Settlement Agreement with Choice Financial Group.

Documents:

(C) ATTY - Settlement Agreement.pdf

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

1. Approve a modified major subdivision final plat for Heritage Park Second Addition.
2. Appoint Paul Zent to the City of Bismarck's Planning and Zoning Commission.
3. Introduction of and call for a public hearing on Ordinance 6438, a request for the annexation of part of Auditor's Lot 1A of Lot 1, Block 2, Northern Sky Addition, requested by Wilment Development, LLC., The Bismarck Planning and Zoning Commission recommends approval.
4. Introduction of and call for a public hearing on Ordinance 6439, a request for the partial annexation of Silver Ranch Third Addition.
5. Introduction of and call for a public hearing on Ordinance 6440, a request for a zoning change from the A-Agricultural zoning district to the R10-Residential, RM20-Residential and P-Public zoning districts for Silver Ranch Third Addition.
6. Introduction of and call for a public hearing on a Fringe Area Road Master Plan amendment to shift the north-south collector, Silbernagel Dr., approximately 750 ft. to the east.

Documents:

(C) CD - Heritage Park Second Addition.pdf
(C) CD - PZC Appointment.pdf
(C) CD - Northern Sky Addition.pdf
(C) CD - Silver Ranch Third Addition.pdf

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

1. Approve encroachment agreement at 506 N. 2nd St. for 506 Properties, LLC.
2. Approve encroachment agreement at 1025 N. 2nd St. for Light of Christ Catholic Schools.
3. Approve contract Change Order No. 6 for the Water Utility Project No 130.

Documents:

(C) ENG - Encroachment Agreement - 506 N 2nd St.pdf
(C) ENG - Encroachment Agreement - 1025 N 2nd St.pdf
(C) ENG - Change Order WU130.pdf

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

1. Application for abatement, 2020, deferred maintenance, 114 N. 3rd St.
2. Application for abatement, 2020, deferred maintenance, 320 S. 11th St.
3. Application for abatement, 2019 & 2020, error, 4328 Hagen Ave.
4. Application for abatement, 2020, error, 2801 Lexington Dr.
5. Application for abatement, 2020, error, 1125 E. Main Ave.
6. Application for abatement, 2020, error, 1007 N. 35th St.
7. Application for abatement, 2020, error, 5407 Normandy St.
8. Application for abatement, 2020, error, 904 W. Turnpike Ave .
9. Application for abatement, 2020, exempt from taxation, 315 W. Ave. A.

Documents:

(C) FIN - Abatements.pdf

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

1. Grant permission for the department to produce the 2021 Bismarck Police Department K-9 calendars to raise funds for the K-9 program.

Documents:

(C) PD - 2021 K9 Calendar Fundraising.pdf

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

1. Approve the disposal /sale of a ladder truck, from the Event Center, on a public marketplace.
2. Award bids to haul snow for snow removal operations for the 2020-2021 winter season.
3. Permission to purchase a lift for the Fleet Services Division.
4. Permission to reject bids for the Fire Station #3's addition and remodel project.

Documents:

(C) PW-SO - Ladder Truck Sale.pdf
(C) PW-SO - Fire Station 3 Remodel.pdf
(C) PW-SO - Fleet Services Lift.pdf
(C) PW-SO - Snow Hauling Services.pdf

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

1. Approve Change Order G-01 to contract with Northern Plains Contracting, Inc. for the Lockport Pump Station.

Documents:

(C) PW-UO - Change Order G-01.pdf

5. REGULAR AGENDA

6. Consider receiving the Strategic Communications Plan report and recommendations from Agency MABU.

   Documents:

   (R) ADMIN - Communications Plan.pdf

7. Receive a Financial Update from Finance Director, Dmitriy Chernyak.

   Documents:

   (R) FIN - Financial Update.pdf

8. Public hearing on the approval and confirmation of the 2020 Health & Safety Assessments.

   Documents:

   (R) FIN - 2020 Health and Safety Assessments.pdf

9. Public hearing for the 2020 Special Assessment Districts and confirm the assessments.

   Documents:

   (R) FIN - Confirm Special Assessment List.pdf

10. Consider the request from the Finance Department to authorize the resolution for the issuance and award of bids for the Water Revenue Refunding Bonds, Series 2020.

    Documents:

    (R) FIN - Water Bonds.pdf

~~11. Consider the request from the Community Development Department for the approval and adoption of the proposed easement release policy.~~

   ~~Documents:~~

   ~~(R) CD - Easement Release Policy.pdf~~

12. Consider the request from the Engineering Department for the Sewer Improvement District SE 576 - Request for resolution creating district SE 576 and ordering preparation of the preliminary report. Request for resolution approving preliminary report and directing preparation of plans and specifications.

    Documents:

    (R) ENG - SE 576.pdf

13. Consider the request from the Attorney to enter into an Executive Session under the North Dakota Century Code Section 44-04-19.2.

    Documents:

    (R) ATTY - Executive Session.pdf

Other Business

Adjourn