

MISSION STATEMENT

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

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

No member of the public appeared for comment.

2. Consider the approval of the minutes.

Commissioner Marquardt moved to approve the minutes as presented. Commissioner Guy seconded the motion.

Upon a roll call vote, all voted aye. M/C.

3. CONSENT AGENDA

Commissioner Zenker moved to approve the consent agenda as presented. Commissioner Guy seconded the motion.

Upon a roll call vote, all voted aye. M/C.

- A. Consider approval of expenditures.

Vouchers: 1094380 - 1094608.

- B. Consider approval of personnel actions.

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

1. Approve Amendment 1 to the Dec. 20, 2017 lease with GSA for TSA break room/office and computer room space in terminal.
2. Approve Amendment 1 to the Sept. 12, 2017 agreement with KLJ for Runway 13-31 Phase 3.
3. Approve Change Order #4 with Strata Corporation for the Short -Term Economy and Long-Term Parking Expansion.
4. Approve Change Order #9 with NIC for the Runway 13/31 Reconstruction Phase #3.

- D. Consider the request for the approval from the Attorney for the following:

1. Ratify the August 12, 2020 State of Emergency Declaration relating to COVID-19 by President Bakken and extend its effect to September 11, 2020.

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

1. Approve Andrew and Sarah Rodenburg's request to release an access and utility easement over Lots 1 - 4, Block 1, Torrance Hill Addition, to allow construction of a single - family residence.

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

1. Approve Amendment 7 with Apex Engineering Group for Storm Sewer Improvement District 563.
2. Approve encroachment agreements for the Bismarck Cancer Center's expansion.
3. Approve geotechnical service contract amendment with Terracon Consultants, Inc.
4. Sewer Utility Project SU 82 - Request bids and award contract for SU 82.
5. Street Improvement District No. 539 - Request for resolution approving plans and specifications for SI 539. Request for resolution directing the advertisement of bids and receive bids.
6. Water Improvement WA 333 and Sewer Improvement SE 577 - Request for resolution approving plans and specifications for Water Improvement District WA 333 and Sewer Improvement District SE 577.

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

1. Application for abatement, 2020, Church for Truth Fellowship Live, 2702 E. Rosser Ave.

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

1. Accept Change Order 1 with Skeels Electric Company for the HVAC renovation project at the Library.
2. Accept Change Order 4 with Custom Aire, Inc., for the HVAC renovation project at the Library.
3. Approve the sale fee of clay borrow material at the Bismarck Landfill.
4. Award bid for snow removal for the City parking lots and sidewalks to All Seasons Landscape and Bis-Man Outdoor Services.

4. REGULAR AGENDA

5. Consider the request from the Community Development for Dennis Wetzel to appeal the July 2, 2020 decision of the Board of Adjustment to uphold an administrative zoning determination made by staff for the construction of a structure to be located on Lots 14 and 15, Block 4, Southbay Fifth Addition (4408 and 4412 Downing Street).

This item was pulled from the agenda at the applicant's request. The appeal will be revisited at the Nov. 10, 2020 City Commission Meeting.

6. Consider the request from the Community Development Department for the following:

1. Public hearing on Ordinance 6432, a request for a zoning change from the RT - Residential and CA - Commercial zoning districts to the RT - Residential and CA - Commercial zoning districts for Northern Sky Second Addition.
2. Final plat of Northern Sky Second Addition.

No member of the public appeared for comment.

Commissioner Marquardt moved to approve the zoning change as presented.
Commissioner Zenker seconded the motion.

Upon a roll call vote, all voted aye. M/C.

7. Public hearing on a new Class I-1 Restaurant Full Alcohol Liquor License for Karman & Saiba Inc., doing business as India Clay Oven Bar & Grill, located at 510 E. Main Ave.

No member of the public appeared for comment.

Commissioner Marquardt moved to approve the new liquor license. Commissioner Guy seconded the motion.

Upon a roll call vote, all voted aye. M/C.

8. Consider the request from the Engineering Department to receive recommendations to convert a two - lane section of roadway to a three - lane section of roadway for HC 125.

City Engineer Gabe Schell presented the information the Commission asked the department to gather after the lane change request was proposed at the Aug. 11, 2020 City Commission Meeting. The Board instructed staff to contact adjacent multi-family housing units and churches adjacent to 26th St. where on-street parking was proposed to be removed for their input. Director Schell informed the Commission that all parties contacted, were in support of the lane conversions.

In addition, Director Schell recommended to remove on-street parking on the east side of 26th St. between E. Ave. D and E. Ave. F. north of Valley View Ave., parking is recommended to be prohibited on both sides through an area of single-family residential housing and the two church properties and to carry the left turn lane to Boulevard Ave. in order to provide the turning opportunity at the intersection where more of these movements are occurring.

Commissioner Zenker moved to approve the lane conversions as presented. Commissioner Guy seconded the motion.

Upon a roll call vote, all voted aye. M/C.

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

Director Chernyak presented an update on the June tax collections to the Commission. This included the City's collected sales, lodging, liquor, restaurant and highway distribution tax.

Please see link for Director Chernyak's presentation: <https://www.bismarcknd.gov/AgendaCenter/ViewFile/Item/5351?fileID=12917>

No motion was made for this item.

10. Consider the request from the Attorney for discussion and provide policy for leave or accommodation for employees who have children participating in hybrid or online education.

City Attorney Jannelle Combs explained the federal government plan, Families First Coronavirus Response Act (FFCRA).

Commissioner Guy moved to adopt the FFCRA, to include emergency responders and healthcare workers. Commissioner Zenker seconded.

Upon a roll call vote, all voted aye. M/C.

Other Business

Having completed all the items on the agenda, President Bakken asked if there were any other business.

Assistant City Administrator Jason Tomanek requested direction on proceeding with the liquor license renewal process and if the Commission would like any additional information before the item is placed on the Sept. 8, 2020 City Commission Meeting's agenda.

At this time, the Commission did not inquire any additional information.

Adjourn

The meeting was adjourned at 5:56 p.m.