

MISSION STATEMENT

To provide high-quality public service 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

President Bakken signed the proclamation declaring October 2, 2020 as First Nations Day and November, 2020 as Native American Heritage Month.

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

No member of the public appeared for comment.

3. Consider the approval of the minutes.

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

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

4. 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:

B. Consider approval of personnel actions.

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:
 - o 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

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.

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

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

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.

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.

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.

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.

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.

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.

5. REGULAR AGENDA

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

Mike Mabin, President/CEO of Agency Mabu, presented the report and recommendations to the City Commission.

Please see the link for Mr. Mabin's presentation.

<https://www.bismarcknd.gov/AgendaCenter/ViewFile/Item/5523?fileID=13254>

Agency Mabu recommended the City begin their Strategic Communications Plan with the following recommendations:

- Establish a Public Information Officer (PIO) Council

- Create a citizen's academy to engage residents as brand ambassadors
- Organize the city's social media presence to speak in one voice
- Develop and deploy a proactive media relations program
- Build a cohesive brand identity across all departments and mediums identifying the key people to in each department to move to address the PIO Council.

Assistant City Administrator Jason Tomanek emphasized the importance of moving forward with the communications plan by assembling the recommended council.

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

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

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

No motion was made for this item.

Please see the link for Dmitriy Chernyak, the Finance Director's full presentation.

<https://www.bismarcknd.gov/AgendaCenter/ViewFile/Item/5524?fileID=13256>

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

No member of the public appeared for comment.

Commissioner Marquardt moved to approve the assessments as presented. Commissioner Zenker seconded it.

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

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

No member of the public appeared for comment.

Commissioner Zenker moved to approve the assessments as presented. Commissioner Guy seconded it.

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

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.

Commissioner Zenker moved to approve the bonds as presented. Commissioner Splonskowski seconded it.

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

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

This item was pulled from the agenda at the department's request.

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.

City Engineer Gabe Schell informed the Commission that his request was not correct on the agenda, and his actual request was to create the Sewer Improvement District SE 576 and ordering preparation of the preliminary report as presented in the memo attached to the agenda.

Commissioner Zenker moved to approve Engineer Schell's request as presented on the agenda. Commissioner Guy seconded the motion.

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

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

At 6:09 p.m. Commissioner Marquardt moved to enter into the Executive Session under North Dakota Century Code Section 44-04-19.2 regarding contract negotiation strategy under NDCC Section 44-04-19.1. Commissioner Splonskowski seconded the motion.

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

The Commission agreed to move forward without taking action on the negotiation strategy.

Commissioner Splonskowski moved to close the executive session. Commissioner Zenker seconded it.

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 was any other business.

Adjourn

The meeting was adjourned at 6:47 p.m.