



Board of City Commissioners

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, May 14, 2024, at 5:15 PM in the Tom Baker Meeting Room, City/County Office Building, 221 North Fifth Street, Bismarck, North Dakota.

The Invocation 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 28, 2024
- June 11, 2024 & June 25, 2024
- July 9, 2024 & July 23, 2024

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. PLEDGE OF ALLEGIANCE LED BY BOY SCOUT TROOP 1089
2. PROCLAMATIONS

- Bike Month

- Maternal Mental Health Awareness Month
- National Public Works Week

Documents:

[2024 Bike Month Proclamation.pdf](#)
[2024 Maternal Mental Health Month.pdf](#)
[2024 National Public Works Week.pdf](#)

3. PUBLIC COMMENT

Restricted to items on the Consent Agenda and Regular Agenda, excluding public hearing items.

4. CONSENT AGENDA

A. Consider approval of minutes

Documents:

[April 23, 2024 - Minutes.pdf](#)
[April 29, 2024, 4 PM - Minutes.pdf](#)
[April 29, 2024, 8 AM - 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. Gaming Site Authorization Renewals.
2. Liquor License Renewals.
3. Blue Bowtie Properties, LLC Letter of Support
4. Krumm & Co., PLLC Letter of Support
5. Mustard Seed, LLC Letter of Support
6. Introduction of and call for a public hearing on a request for a new Class C-2: Hotel or Motel Alcohol license for Merlin Hotel Group, LLC. (dba) Days Inn Bismarck, ND at 1300 E Capitol Ave.
7. Introduction of and call for a public hearing on a request for a new Class E - Sale at Retail of Beer Only Liquor License for Tri-Energy Cooperative (dba) Tri-Energy Cenex - Expressway at 3801 East Rosser Avenue.
8. Introduction of and call for a public hearing on a request for a

new Class I-2: Complementary Alcohol license for Rainbow Nails & Spa, LLC at 722 South 26th Street, Units A & B.

Documents:

- C) ADMIN - Gaming Site Authorization Renewals.pdf
- C) ADMIN - Liquor License Renewals.pdf
- C) ADMIN - Blue Bowtie Properties, LLC Letter of Support.pdf
- C) ADMIN - Krumm and Co. PLLC Letter of Support.pdf
- C) ADMIN - Mustard Seed, LLC Letter of Support.pdf
- C) ADMIN - Days Inn Application.pdf
- C) ADMIN - Tri-Energy Cenex Application.pdf
- C) ADMIN - Rainbow Nails and Spa Application.pdf

- E. Consider the request for approval from the Bismarck Airport for the following:

Change Order 4 to Edling Electric April 12, 2023, Agreement for GA Apron Phase 4 Project.

Documents:

- C) AIR - Edling Electric Change Order.pdf

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

1. Minor subdivision final plat titled Apple Creek Country Club Fourth Subdivision where the Planning and Zoning Commission recommends approval.
2. Ordinance 6577 to amend Section 14-04-19 of the City Code of Ordinances (FP – Floodplain).
3. Proposed street name change of “Gallatin Loop” to “Gallatin Drive” within Fox Island Subdivision and Fox Island Second Subdivision.

Documents:

- C) CD - Apple Creek Country Club Fourth Subdivision.pdf
- C) CD - Ord 6577.pdf
- C) CD - Street Name Change Gallatin Drive.pdf

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

1. Consider request for US Foods to close Saratoga Avenue next to their building on Saturday, May 18, 2024, from 8 AM - 3 PM.
2. Consider request for the Church of St Mary's to close 8th St from Broadway Avenue to Thayer Avenue on Saturday, June 1, 2024, at 5:30 PM until Sunday, June 2, 2024, at 5:00 PM.
3. Development Agreement with Grendahl Design Company, LLC.

4. Cost share reimbursement agreement with the State Water Commission relating to the South Bismarck Flood Control Project and Amendment 2 with Apex Engineering Group, Inc relating to the South Bismarck Flood Control Project.

Documents:

- C) [ENG - US Foods Community Event.pdf](#)
- C) [ENG - St Marys Community Event.pdf](#)
- C) [ENG - Grendahl Development Agreement.pdf](#)
- C) [ENG - South Bismarck Flood Control.pdf](#)

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

1. Applications for Abatement.

Documents:

- C) [FIN - Applications for Abatement.pdf](#)

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

1. Increase to the design fee due to an increase in total project cost as well as a time extension to the contract for the Fire Station 1 Remodel.

Documents:

- C) [FIRE - EAPC Change Order.pdf](#)

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

1. Revised Drug Free Workplace and Substance Abuse Screening Program.
2. ~~Revised HR Travel Policy.~~

Documents:

- C) [HR - Drug Free Work Place and Substance Abuse Program.pdf](#)
- C) [HR - Travel Policy.pdf](#)

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

1. Permission to sell city vehicles and worn out broom cores at

public or online auction.

Documents:

[C\) PW SO - Sale of Vehicles and Worn Out Broom Cores.pdf](#)

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

1. Amendment No. 2 to HDR Engineering WTP Expansion Contract.
2. Change Order No. 3 to Edling Electric's Contract for Water Treatment Plant Filters 1-6 & 12 MGD Accelerator Project.
3. Agreement for Cost-Share Reimbursement with the North Dakota State Water Commission for the Watermain Replacement Project (HC158).
4. Agreement for Cost-Share Reimbursement with the North Dakota State Water Commission for the 2024 Water Main Replacement Project (WU143).
5. Agreement for Cost-Share Reimbursement with the North Dakota State Water Commission for the 2024 CIPP Water Main Rehabilitation Project (WU144).
6. Reject bids for Stormwater Improvement Project SU92 and rebid Boulder Ridge Stormwater Improvements.

Documents:

[C\) PW UO - Amendment No. 2 to HDR WTP Expansion Project Contract.pdf](#)

[C\) PW UO - Change Order No. 3, Edling Electric.pdf](#)

[C\) PW UO - Cost-Share Agreement HC158.pdf](#)

[C\) PW UO - Cost-Share Agreement WU143.pdf](#)

[C\) PW UO - Cost-Share Agreement WU144.pdf](#)

[C\) PW UO - Reject Bids for SU92 and Rebid.pdf](#)

5. REGULAR AGENDA

A. Consider the recommendation from the Vision Fund Committee to support a Flex PACE program interest buy-down for Great Plains Restorative Services, LLC.

Documents:

[R\) ADMIN - Vision Fund Application.pdf](#)

B. Public hearing on Ordinance 6576 regarding equipment of vehicles.

Documents:

R) LEGAL - Ord 6576.pdf

C. Receive a presentation about the City of Bismarck's refaced website.

Documents:

R) ADMIN - Website Reface Demonstration.pdf

D. Receive a presentation about current recruitment and retention issues the Police Department is facing.

Documents:

R) PD - Recruitment and Retention Presentation.pdf

E. Consider approval of a Memorandum of Understanding with Bismarck Parks and Recreation District and Bismarck North Developers, LLC., regarding Elk Ridge Third Addition.

Documents:

R) ENG - Elk Ridge MOU1.pdf

F. Consider the request for approval to negotiate a joint powers agreement with other western North Dakota water systems to seek funding and construction of a regional pH stabilizer storage facility.

Documents:

R) PW UO - Western ND pH Stabilizer Storage Facility.pdf

G. Consider the request for approval of adoption of local limits specific to the Bismarck Wastewater Treatment Plant.

Documents:

R) PW UO - Adoption of Local Limits.pdf

H. Receive update on proposed projects to be included in the Water Development Plan for the ND Department of Water Resource upcoming legislative budget.

Documents:

R) PW UO - Water Development Plan Projects.pdf

6. OTHER BUSINESS

ADJOURN

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