



December 11, 2018

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, December 18, 2018 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 KUAK 102.5 FM Radio, or Stream www.freetv.org and www.kdakfm.org.

Future City Commission meetings are scheduled as follows:

- January 8 & 22, 2019
- February 12 & 26, 2019
- March 12 & 26, 2019

MEETING OF THE BOARD OF CITY COMMISSION

1. Consider approval of minutes.

Documents:

[MN11272018.pdf](#)

2. 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. Introduction of and Call for a Public Hearing for a New Class O Alcohol License for Bird Dog Brewing, LLC, located at 931 S 9th St. Staff recommends approval.
2. Introduction of and Call for a Public Hearing for a transfer of a Class D Alcohol License from 1144 E. Bismarck Expressway to 900 43rd Ave. Staff recommends approval.

Documents:

[\(C\) ADMIN - Bird Dog Brewing.pdf](#)
[\(C\) ADMIN - Cashwise Transfer of License.pdf](#)

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

1. The Industrial Signal Booster Retransmission Agreement with AT&T.
2. Sole source purchase of cloud data hosting and weather forecasting for the runway surface sensor information from Vaisala, Inc.
3. Authorization to continue pursuing Federal and State funding options to relocate ASR 8 Radar.

Documents:

(C) AIR - ATT Industrial Signal Booster Agreement.pdf
(C) AIR - Purchase Vaisala Inc Runway Weather Forecasting.pdf
(C) AIR - Surveillance Radar Funding Options.pdf

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

1. Authorization to apply for funding from the Consensus Council, Inc.
2. **Introduction of and Call for a Public Hearing on Ordinance 6356, relating to design standards and operational practices for semi-public swimming pools.**

Documents:

(C) BBPH - Consensus Council.pdf
(C) BBPH - Ord 6356.pdf

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

1. Introduction of and Call for a Public Hearing on Ordinance 6355, relating to an amendment to the noise ordinance.

Documents:

(C) ATTY - Ord. 6355.pdf

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

1. Introduction of and Call for a Public Hearing on Ordinance 6357, a request for a zoning change from the RT-Residential and CG-Commercial zoning districts to the RT-Residential zoning district for part of Lot 5, Block 1, Wachter's North Addition and Lot 5, Block 1, Pebble Creek Sixth Addition, requested by Evangel Assembly of God. The Planning and Zoning Commission recommends approval.
2. Introduction of and Call for a Public Hearing on Ordinance 6358, a City-initiated request to create a Historic Preservation Commission. Staff recommends approval.
3. Request of Strata Corporation and Swanson Family, LLLP for the release of the West 100 feet of the 150-foot by 50-foot access easement at the Northeast corner of Lot 2B of Lot 2, Block 2, Missouri Valley Complex First Replat. Staff recommends approval.
4. Re-appoint George Keiser to the City of Bismarck Renaissance Zone Authority.

Documents:

(C) CD - Ordinance 6357.pdf
(C) CD - Ordinance 6358.pdf
(C) CD - Missouri Valley Complex First Replat.pdf
(C) CD - RZA Reappointment.pdf

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

1. A contract extension through December 31, 2019 with Terracon for geotechnical services.
2. Sign encroachment agreement with Laughing Sun Brewing Company, LLC at 1023 E. Front Avenue.
3. Two Encroachment Agreements and Waivers with First International Bank and Trust at 1601 North 12th Street.
4. Sidewalk easement for First International Bank and Trust at 1601 North 12th Street.

Documents:

(C) ENG - Geotech Services Contract Extension.pdf
(C) ENG - Encroachment Agreement Laughing Sun.pdf
(C) ENG - Encroachment Agreement First International Bank and Trust newpdf
(C) ENG - Sidewalk Easement First International Bank and Trust.pdf

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

1. Introduction of and Call for a Public Hearing regarding Special Assessment revisions.
2. 2018 budget transfers, authorizations and adjustments.

Documents:

(C) FIN - Special Assessment Policy Revisions.pdf
(C) FIN - 2018 Budget Year End Adjustments.pdf

J. Consider the request for approval from the Finance Department - Assessing Division for the following:

1. Application for property tax abatement 2018, Homestead Credit, at 3413 Nebraska Drive.
2. Application for property tax abatement 2017 and 2018, Disabled Veteran, at 3106 Dortmund Dr.
3. Application for property tax abatement 2017 and 2018, structural shifting and heaving, at 1463 Eagle Crest Loop.
4. Application for property tax abatement 2018, Disabled Veteran, at 213 E Wachter Ave.

Documents:

(C) FIN - Abatement 3413 Nebraska Dr.pdf
(C) FIN - Abatement 3106 Dortmund Dr.pdf
(C) FIN - Abatement 1463 Eagle Crest LP.pdf
(C) FIN - Abatement 213 E Wachter Ave.pdf

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

1. Authorization to accept a donation for the Bismarck Mounted Police.

Documents:

(C) PD - Donation to Mounted Police.pdf

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

1. Enter into year two of the three year contract with Beaver Creek Tree Service for the 2019 street tree pruning contract.
2. **Task Order Number 18-04 with Houston Engineering for the solid waste operations engineering services.**
3. **Task Order Number 18-05 with Houston Engineering for the solid waste operations engineering services.**

Documents:

(C) PWSO - Approval to enter into year 2 of 3-year street tree pruning contract with Beaver Creek Tree Service for 2019.pdf
(C) PWSO - Approval of Task Order 18-04 with Houston Engineering for Solid Waste Operations Engineering Services.pdf
(C) PWSO - Approval of Task Order 18-05 with Houston Engineering for Solid Waste Operations Engineering Services.pdf

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

1. A one-year contract with the United States Geological Survey to continue the streamflow monitoring program.
2. Sole source purchase of replacement pumps at the Eagle Crest Lift Station.

Documents:

(C) PWUO - Approval of USGS Contract for Streamflow and Water Level Monitoring.pdf
(C) PWUO - Approval of Sole Source Purchase of Replacement Pumps at the Eagle Crest Lift Station.pdf

3. REGULAR AGENDA

4. Commission Portfolio Report - Commissioner Oban.
5. The Police Department and Fire Department community outreach.
6. Public Hearing on Ordinance 6354, relating to city sales tax.

Documents:

(R) ATTY - Ordinance 6354.pdf

7. Public Hearing on the renewal of the waste collection franchises for Waste Management of ND; Skinner's Roll-Off Service; Trans Trash and 3WI LLC/Great American Rolloffs.

Documents:

(R) PWSO - Public Hearing for the Renewal of Waste Collection Franchises.pdf

8. Consider the request for approval from the Vision Fund Committee regarding a Flex PACE program interest buy down for JB Lozensky Properties, LLP.

Documents:

(R) ADMIN - JB Lozensky.pdf

9. Consider the request for approval from the Vision Fund Committee regarding a Flex PACE program interest buy down for Activities for Learning, Inc.

Documents:

(R) ADMIN - Activities for Learning.pdf

10. Consider the request from Schuett Development, LLC for a Purchase with Improvements Renaissance Zone project within the building at 420 East Main Avenue. The Renaissance Zone Authority recommends approval.

Documents:

(R) CD - Renaissance Zone Project 420 East Main Ave..pdf

11. Consider the request for approval from the Community Development Department and CenCom to change the name of the private street, Buckskin Loop to Shire Loop.

Documents:

(R) CD - Buckskin Loop Street Name Change.pdf

12. Consider a discussion on Manufactured Home Parks and Special Assessments.
13. Consider a discussion on Curb and Gutter Deposits.
14. Consider receiving an update from the City Attorney on the Class D and Class E Alcohol Licenses.

Documents:

(R) ADMIN - Class D and Class E Alcohol Licenses.pdf

15. Consider a discussion on off-highway vehicle laws.

Documents:

[\(R\) ATTY - UTV.pdf](#)

16. Consider the request for approval from the Engineering Department to provide a letter signed by the Mayor to reactivate a State Street safety improvements project.

Documents:

[\(R\) ENG- State St Safety Project.pdf](#)

17. Consider the request for approval from the Engineering Department to interview consulting firms for 43rd Avenue reconstruction under federal aid process.

Documents:

[\(R\) ENG - 43rd Ave Engineering.pdf](#)

18. Consider the request for approval from the Public Works Service Operations Department to award the bid for the purchase of universal automated solid waste and yard waste collection containers.

Documents:

[\(R\) PWSO - Approval of Bid Award for Universal Automated Solid Waste and Yard Waste Collection Containers.pdf](#)

19. Consider the request for approval from the Public Works Utility Operations Department to award the 2019 chemical bids for Water/Wastewater Treatment

Documents:

[\(R\) PWUO - Bid Award for 2019 Chemical Bids for Water and Wastewater Treatment.pdf](#)

Other Business

Adjourn

