



July 28, 2020

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, July 28, 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:

- August 11 & 25, 2020
- September 8 & 22, 2020
- October 13 & 27, 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. Public comment (restricted to items on the Consent Agenda and Regular Agenda, excluding public hearing items).
2. Consider the approval of the minutes.

Documents:

[MN071420.pdf](#)

3. 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. Reappoint Robin Thorstenson and Rick Collin to the Dakota Media Access Board of Directors.

Documents:

(C) ADMIN - Dakota Media Access Apointments.pdf

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

1. Award bid to Hawkins Water Treatment Group for runway deicer.
2. Approve purchase of tires for Airport fire truck using State Bid.
3. Defer Airport rents and fees.

Documents:

(C) AIR - Bids for Runway Deicer.pdf
(C) AIR - Purchase Tires for Airport Fire Truck.pdf
(C) AIR - Airport Rents and Fees.pdf

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

1. Ratify the July 13, 2020 State of Emergency Declaration related to COVID-19 by the President of the City Commission and extend its effect to August 12, 2020.

Documents:

(C) ATTY - Emergency Declaration.pdf

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

1. Approve Deidre Hughes as a TrAMS User and an NTD User Manager.
2. Introduction of and call for a public hearing on Ordinance 6430, a request for a zoning change from the RM30-Residential and HM-Health Medical zoning districts to the HM-Health Medical zoning district for Tract 500 of Blocks 27 & 38, and Lots 3, 4, the North 20 feet of Lot 5, and Lots 9 & 10, Block 38, Northern Pacific Second Addition, requested by Bismarck Cancer Center. The Bismarck Planning and Zoning Commission recommends approval.
3. Introduction of and call for a public hearing on Ordinance 6431, a request for a zoning change from the A-Agricultural, R5-Residential, R10- Residential, RT-Residential and RM30-Residential zoning districts to the P-Public zoning district on part of the S1/2 of Section 19 and the N1/2 of Section 30, T139N-R80W/Hay Creek Township & City Lands, requested by Clairmont Family Trust. The Bismarck Planning and Zoning Commission recommends approval.
4. Request from Steven McNichols to release the Northerly 4 feet of the 10-foot utility easement along the southerly lot line of Lot 29, Block 3, Horizon Heights First Addition. Staff recommends approval.
5. Request from Mark and Miranda Hoffert to release all of the 20-foot access easement over the Easterly 20 feet of Lot 17, Block 1, Tatley Meadows VII. Staff recommends approval.

Documents:

(C) CD - MPO TrAMS User.pdf
(C) CD - Northern Pacific.pdf
(C) CD - Hay Creek Township.pdf
(C) CD - Horizon Heights.pdf
(C) CD - Tatley Meadows.pdf

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

1. Approve contract with Braun Intertec for geotechnical testing services.
2. Approve contracts and bonds for special assessment projects in 2020.
3. Approve NDDOT Preliminary Engineering Reimbursement Agreement for the Bismarck Expressway Railroad Overpass.
4. Approve NDDOT Preliminary Engineering Reimbursement Agreement for equipment to replace traffic signals.
5. **Approve dedication of storm sewer and drainage easements in Section 1-139-80.**
6. Change Order No. 9 for Sewer Improvement District SE 563.
7. Street Improvement District No. 540 - Request for resolution receiving bids and ordering preparation of the Engineer's statement for SI 540. Request for resolution awarding contract for SI 540.

Documents:

- (C) ENG - 2020 Geotechnical Services.pdf
- (C) ENG - Contract and Bond Approval.pdf
- (C) ENG - Prelim Agreement - Bridge.pdf
- (C) ENG - Prelim Agreement - Traffic Signals.pdf
- (C) ENG - Storm Easements.pdf
- (C) ENG - Change Order 9.pdf
- (C) ENG - SI 540.pdf

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

1. Application for Abatement for year 2019, Disabled Veteran Credit, at 611 Garden Dr.
2. Application for Abatement for year 2019, Disabled Veteran Credit, 101 Tucson Ave.
3. Application for Abatement for year 2020, Market Value Reduction, 1313 Community Loop.
4. Application for Abatement for year 2020, Market Value Reduction, 2108 Thompson St.
5. Application for Abatement for year 2020, Market Value Reduction, 1203 Community Loop.
6. Application for Abatement for year 2020, Market Value Reduction, 709 Calvert Dr.
7. Application for Abatement for year 2020, Market Value Reduction, 2114 Modesto Circle.
8. **Approve updates to the credit card and food and beverage policies.**

Documents:

- (C) FIN - Abatements.pdf
- (C) FIN - Food and Beverage and Credit Card Policies.pdf

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

1. Approve exempt City staff to be paid straight time for work beyond regular operations pertaining to the 2020 COVID-19 Pandemic through the Cares Act.

Documents:

- (C) HR - COVID-19 Reimbursement.pdf

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

1. Permission to solicit donations and hold the event for the Tri-City Community Picnic.

Documents:

- (C) PD - Tri-City Picnic.pdf

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

1. Extend the two-year contract with Waste Management for residential curbside recycling.

Documents:

- (C) PW-SO - Contract Extension for Waste Management.pdf

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

1. Approve Change Order G1 with PKG Contracting, Inc. and Amendment to Task Order No. 9 with AE2S for the Water Treatment Plant Limeslaker Project.
2. Approve contract with Hach Company for lab data management software for the Water and Wastewater Treatment Plants.
3. Approve purchase of ceramic-lined elbows for the lime transfer system at the Water Treatment Plant.

Documents:

- (C) PW-UO - Change Order G-1.pdf
- (C) PW-UO - Lab Data Software.pdf

(C) PW-UO - Sole Source Purchase for WTP.pdf

4. REGULAR AGENDA

5. Consider the request from the Public Works - Utility Operations Department to accept the Hay Creek Interceptor and Lift Station Report with Apex Engineering Group.

Documents:

(R) PW-UO - Lift Station Report.pdf
Hay Creek Lift Station Report.pdf

6. Consider the request from the Community Development Department for Jason and Krysta Sellers to release the drainage easement within Lot 36, Block 1, Misty Waters.

Documents:

(R) CD - Misty Waters.pdf

7. Public hearing on Ordinance 6427 and 6428, to create special assessment districts for annexed properties.

Documents:

(R) FIN - Ordinance 6427-6428.pdf

- 8. Consider the request from the Fire Department for Emergency Management to accept bid for the siren activation controller system for the City's outdoor warning system.**

1. Accept bid for the siren activation controller system.

Documents:

(R) FIR - Siren Activation Bids.pdf

- 9. Consider the request from the Attorney for continued discussion regarding the Temporary License to Use Premises Agreement for the August 1, 2020 Medieval Rush event.**

Documents:

(R) ATTY - Medieval Rush.pdf

10. Receive a Budget Committee update, regarding Budget 2021, from Dmitriy Chernyak, Finance Director.

Documents:

Budget Options.pdf

11. Consider the request from the Attorney for continued discussion regarding fireworks displays within City limits.

Documents:

(R) ATTY - Fireworks Ballot Measure.pdf

Other Business

Adjourn