



August 11, 2020

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, August 11, 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:

- September 8 & 22, 2020
- October 13 & 27, 2020
- November 10 & 24, 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:

[MN072820.pdf](#)
[SM072320.pdf](#)
[SM080420.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. Gaming Site Authorization - Sixteen03 Main Events, located at 1603 E. Main Ave.
2. Introduction of and call for a 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.

Documents:

- [\(C\) ADMIN - Gaming Site Authorization - Sixteen03.pdf](#)
- [\(C\) ADMIN - Liquor License - India Clay Oven.pdf](#)

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

1. Introduction of and call for a 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.

Documents:

- [\(C\) CD - Northern Sky Second Addition.pdf](#)

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

1. Approve dedication of and acceptance of an access and utility easement on Lots 3 & 4, Block 38 Northern Pacific Second Addition.
2. Approve placement of street banners on Washington St. for the Bismarck Bobcats by the Bismarck Sports Group.
3. Sewer Improvement SE 577 - Request for resolution creating Water Improvement District WA 333 & Sewer Improvement District SE 577 and ordering preparation of the preliminary report. Request for resolution approving preliminary report and directing preparation of plans and specifications.
4. Street Improvement District No. 539 - Request for resolution declaring petitions for improvements has been received. Request for resolution creating district SI 539 and ordering preparation of the preliminary report. Request for resolution approving preliminary report and directing preparation of plans and specifications.

Documents:

- [\(C\) ENG - Access and Utility Easement.pdf](#)
- [\(C\) ENG - Bobcats Banners.pdf](#)
- [\(C\) ENG - SE 577.pdf](#)
- [\(C\) ENG - SI 539.pdf](#)

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

1. Approve the Resolution Directing Special Assessment to be levied.
2. Application for abatement, 2020, Church, for Truth Fellowship Live, 2702 E. Rosser Ave. The Assessing Division recommends denial of the application for abatement.

Documents:

- [\(C\) FIN - Resolution Directing Special Assessments.pdf](#)
- [\(C\) FIN - Abatement.pdf](#)

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

1. Permission to shred and destroy 24 boxes of Human Resources records.

Documents:

- [\(C\) HR - Destruction of Old Files.pdf](#)

H. Consider the request for approval from the Library for the following:

1. Appoint Dianna Kindseth and Mike Fladeland to the Library Board of Trustees.

Documents:

- [\(C\) LIB - Library Board Members.pdf](#)

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

1. Approve Change Order 4 for Street Utility Project No. 52.
2. Approve purchase of an SUV for Bismarck-Burleigh Public Health.
3. Permission to provide garbage containers for the Tri-City Community Picnic on Aug. 29, 2020.
4. Permission to purchase a wing mower and offset hitch for the Solid Waste Disposal operations.
5. Permission to purchase roll-off containers for Solid Waste Collections and the Wastewater Treatment Plant.

Documents:

(C) PW-SO - Change Order 4.pdf
(C) PW-SO - Public Health SUV.pdf
(C) PW-SO - Garbage Containers for Tri-City Community Picnic.pdf
(C) PW-SO - Containers for Solid Waste and WWTP.pdf
(C) PW-SO - Solid Waste Disposal Mower.pdf

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

1. Permission to support Great Plains Housing Authority and Community Action ND in their efforts in applying for the HUD Lead Hazard Reduction Grant.

Documents:

(C) PW-UO - HUD Hazard Reduction Grant.pdf

4. REGULAR AGENDA

5. Consider the request from the Community Development Department 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).

Documents:

(R) CD - Southbay Fifth Addition.pdf

6. Consider the request from the Finance Department for the approval of the 2019 Audited Comprehensive Annual Financial Report, the Schedule of Expenditures of Federal Awards and the Passenger Facility Charges Report.

Documents:

(R) FIN - Comprehensive Annual Report and Audit.pdf

7. Public hearing on Ordinance 6429, a request for an annexation of the North 223 feet of Lot 1, Block 3, Timberlane Place Second Subdivision. The Bismarck Planning and Zoning Commission recommends approval.

Documents:

(R) CD - Timberlane Place.pdf

8. Public hearing on Ordinance 6430, a request for a zoning change from the RM30 - Residential and HM - Medical Facility zoning districts to the HM - Medical Facility 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 the Bismarck Cancer Center.

Documents:

(R) CD - Northern Pacific.pdf

9. Public hearing on Ordinance 6431, a request for a zoning change from the A - Agricultural, R5 - Residential, R10 - Residential, RM30 - Residential and RT - Residential zoning districts to the P - Public zoning district for part of the S 1/2 of Section 19 and part of the N 1/2 of Section 30, T139N - R80W/Hay Creek Township & City Lands, requested by Clairmont Family Trust.

Documents:

(R) CD - Hay Creek Township.pdf

10. Public hearing on a request from the Community Development Department for a petition from the Bismarck Cancer Center to vacate the dedicated alley over the North 20 feet of Lot 5, the deeded alley over the East 8 feet of the North 20 feet of Lot 8, the deeded alley over the South 19.3 feet of the East 8 feet of Lot 9, and the deeded alley over the South 19.3 feet of the West 8 feet of Lot 4, all in Block 38, Northern Pacific Second Addition.

Documents:

[\(R\) CD - Bismarck Cancer Center Alley.pdf](#)

11. Consider the request from the Community Development Department for verification on the easement release process.

Documents:

[\(R\) CD - Easement Release.pdf](#)

12. Consider the request from the Community Development Department for discussion on staff's interpretation of Misty Waters Planned Unit Development setback.

Documents:

[\(R\) CD - Misty Waters.pdf](#)

13. 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.

Documents:

[\(R\) ENG -HC 125.pdf](#)

14. Receive a May 2020 Financial Update from Finance Director, Dmitriy Chernyak.

Documents:

[\(R\) FIN - May 2020 Financial Update.pdf](#)

15. Consider the request from the Public Works - Utility Operations Department for review of the Wastewater Treatment Plant Facility Plan as part of the requirements for the State Revolving Fund Loan funding.

Documents:

[\(R\) PW-UO - Facility Plan for WWTP.pdf](#)

16. Consider discussion of portfolio assignments.

Documents:

[2020 Portfolio Assignments.pdf](#)

Other Business

Adjourn

