



October 27, 2020

Board of City Commissioners
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, October 27, 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.

Due to the ongoing health concerns related to COVID-19, the City of Bismarck is encouraging citizens to provide their comments for agenda items for the Bismarck City Commission via e-mail to bismarckadmin@bismarcknd.gov.

Please include the agenda item number your comment references. The comments will be sent to the Commissioners, as well as placed with the minutes. To ensure your comments are received prior to the meeting, please submit them by 3:30 p.m. on the day of the meeting and reference the agenda item your comment addresses.

If you would like to appear via video or audio link for a 3-minute comment on an agenda item, please provide your e-mail address and contact information to bismarckadmin@bismarcknd.gov by 5 p.m. on Monday, October 26, 2020.

Future City Commission meetings are scheduled as follows:

- November 10 & 24, 2020
- December 8 & 22, 2020
- January 12 & 26, 2021

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:

[MN101320.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. Approve the renewal of a gaming site authorization at 510 E. Main Ave., Red Eye Room at the Luft, through the American Legion Mandan.
- 2. Approve the following liquor license renewals:

Anima Cucina – 101 North 5th Street
Beer Cave – 1020 South Washington Street
Borrowed Bucks Roadhouse – 118 South 3rd Street
Captain Jack's #7046 – 808 South 2nd Street
Captain Jack's #7047 – 3131 Weiss Avenue
Captain Jack's #7048 – 1140 West Turnpike Avenue
Cash Wise Liquor #3020 – 1144 Bismarck Expressway
Cash Wise Liquor #3051 – 900 NE 43rd Avenue
Costco Wholesale #1380 – 1325 57th Ave NE
Famous Dave's Restaurant – 401 East Bismarck Expressway
Fireflour Pizza – 111 North 5th Street
Jack's Steakhouse & Saloon – 1201 South 12th Street
Kobe's Japanese Steakhouse – 915 West Interstate Avenue
Petro Serve USA #077 – 1120 East Divide Avenue
Ruby Tuesday – 3520 State Street
Simonson Station Store – 1309 East Interstate Avenue
Sports Page – 1120 Tacoma Avenue
Stadium Sports Bar & The Lodge – 1247 West Divide Avenue
The Olive Garden – 3400 North 14th Street
Touchmark on West Century – 1000 West Century Avenue

Documents:

[\(C\) ADMIN - Gaming Site Authorization.pdf](#)
[\(C\) ADMIN - Liquor License Renewals.pdf](#)

- D. Consider the request for approval from the Attorney for the following:

- 1. Introduction of and call for a public hearing on Ordinance 6441, a request to amend Ordinance 10-02-01, regarding snow emergency routes.

Documents:

[\(C\) ATTY - Snow Route Change.pdf](#)

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

- 1. Grant permission to apply for the Volkswagen Settlement Grant.
- 2. Receive bids and award contract for the Facility Project EP002-EV Charging Stations 2020.
- 3. Approve Premier Homes, Inc. to release the south two feet of the access easement portion of the 20-foot access, watermain and sanitary sewer easement along the north side of Lots 7-11, Block 1, Hay Creek Meadows First Replat. Staff recommends approval.

Documents:

[\(C\) CD - Volkswagen Settlement Grant.pdf](#)
[\(C\) CD - EV Charger.pdf](#)
[\(C\) CD - Hay Creek Meadows First Replat.pdf](#)

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

- 1. Approve the contracts and bonds for the previously awarded special assessed projects for 2020.
- 2. Approve Contract Change Order No. 1 for Street Improvement District 527.

3. Approve the NDDOT Preliminary Engineering Reimbursement Agreement for Memorial Bridge Project.
4. Approve the NDDOT Preliminary Engineering Reimbursement Agreement for State St. Safety Project.
5. Approve the sidewalk snow removal contract with Yard Butler for the 2020-2021 season.
6. Endorse a Bismarck Parks and Recreation District application to the Metropolitan Planning Organization for the NDDOT Transportation Alternatives Grant.

Documents:

- (C) ENG - Contract and Bond Approval.pdf
- (C) ENG - Street Improvement District 527.pdf
- (C) ENG - Memorial Bridge.pdf
- (C) ENG - State Street Safety.pdf
- (C) ENG - Snow Removal Contract.pdf
- (C) ENG - BPRD Funding Solicitation.pdf

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

1. Approve the amended 2021 budget ordinance.
2. Application for abatement at 2400 E. Broadway Ave., VJ & Sharon Spaedy, Error in Value, 2020.

Documents:

- (C) FIN - Amended 2021 Budget Ordinance.pdf
- (C) FIN - Abatement.pdf

H. Consider the request for approval from Human Resources for the following:

1. Renew the Business Partnership Scholarship Agreement with the University of Mary.

Documents:

- (C) HR - Business Partnership Agreement.pdf

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

1. Grant permission to utilize the forfeited vehicle for the investigations fleet.

Documents:

- (C) PD - Forfeited Vehicle.pdf

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

1. Approve a two-year contract extension for lease of the Baler Building at the landfill with Waste Management of North Dakota, Inc.

Documents:

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

4. REGULAR AGENDA

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

Documents:

- (R) FIN - Financial Update.pdf

6. Receive an update from Emergency Manager Gary Stockert, regarding the siren activation system upgrade.

Documents:

- (R) FIR - Siren Activation Update.pdf

7. 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.

Documents:

[\(R\) ADMIN - New Liquor License.pdf](#)

8. Public hearing on Ordinance 6438, a request for the annexation of part of Auditor's Lot A1 of Lot 1, Block 2, Northern Sky Addition, requested by Wilment Development, LLC.

Documents:

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

9. Consider the request from the Community Development Department for the following:

1. Public hearing on Ordinance 6439, a request for the partial annexation of Silver Ranch Third Addition.
2. 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 district for Silver Ranch Third Addition.
3. Public hearing on a Fringe Area Road Master Plan amendment to shift the north-south collector, Silbernagel Dr., approximately 750 ft. to the east.
4. Final plat of Silver Ranch Third Addition.

Documents:

[\(R\) CD - Silver Ranch Third Addition.pdf](#)
[Revised Plat.pdf](#)

10. Consider the request from the Community Development Department for a minor subdivision final plat of Burleigh County Housing Addition First Replat, requested by Housing Authority of Burleigh County.

Documents:

[\(R\) CD - Burleigh County Housing.pdf](#)

11. Consider the request from the Community Development Department for a term extension of 5 years to the existing contract between the City of Bismarck and Bis-Man Transit for public transportation services.

Documents:

[\(R\) CD - MPO Contract Extension.pdf](#)

12. Consider the request for approval from the Community Development Department for Transition Florida, LLC, to request approval of a Rehabilitation Renaissance Zone project at 114 N. 3rd St., with a 75% property tax exemption on the building for five years and an exemption from state tax on income for five years. The property is owned by Transition Florida, LLC and is legally described as Lots 4-6, Block 52, Original Plat.

Documents:

[\(R\) CD - Transition Florida Renaissance Zone Project.pdf](#)

13. Consider the request from the Community Development Department for the approval of the proposed easement release policy.

Documents:

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

14. Consider the request from the Administration Department for discussion regarding the City's 2021 Legislative Agenda.

Documents:

[\(R\) ADMIN - 2021 Legislative Agenda.pdf](#)

15. Consider the request from the Attorney for the following:

1. Discussion on pandemic mitigation declaration.

Documents:

(R) ATTY - Pandemic Mitigation.pdf

Other Business

Adjourn

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