



September 14, 2021

Board of City Commissioners  
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, September 14, 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.

The City of Bismarck is encouraging citizens to provide their comments for public hearing items on the Bismarck City Commission agenda via email to [bismarckadmin@bismarcknd.gov](mailto:bismarckadmin@bismarcknd.gov). Please include the item number your comment references. The comments will be sent to the members, 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 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 e-mail address and contact information to the above e-mail at least 1 business day before the meeting.

As always, 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.free-tv.org) and [Facebook LIVE](https://www.facebook.com/bismarcknd). Agenda items can be found online at [www.bismarcknd.gov/agendacenter](https://www.bismarcknd.gov/agendacenter).

#### FUTURE COMMISSION MEETINGS:

- September 28, 2021
- October 12, 2021 & October 26, 2021
- November 9, 2021 & November 23, 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. CONSENT AGENDA

- A. Consider approval of minutes.

Documents:

[MIN08242021.pdf](#)

- B. Consider approval of expenditures.

- C. Consider approval of personnel actions.

Documents:

[HR - Personnel Report.pdf](#)

- D. Consider the request for approval from the Administration Department for the following:

1. Introduction of and call for a public hearing on a request for a new I2 Beer & Wine Restaurant liquor license for Noodlezip at 208 E Main Ave.
2. Request for a letter of support for BlueLine Development, Inc. for a 40-unit apartment building.

Documents:

[\(C\) ADMIN - New Liquor License - Noodlezip.pdf](#)  
[\(C\) ADMIN - BlueLine Development.pdf](#)

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

1. Receive and consider bids for Asphalt Pavement Maintenance.
2. Amendment 1 to January 8, 2019 Agreement with Kadrmas, Lee & Jackson (KLJ) for Taxiway C North Project.
3. Amendment 2 to April 27, 2021 Agreement with Kadrmas, Lee & Jackson (KLJ) for Wetland Phase 7 Project.
4. Deferral of airport rents and fees.
5. Change Order #12 Final with Strata Corporation for Short-Term, Economy and Long-Term Parking Expansion.
6. Actions related to Wetland Phase 7 project.

Documents:

[\(C\) AIR - Asphalt Pavement Maintenance.pdf](#)  
[\(C\) AIR - Taxiway C North Project.pdf](#)

(C) [AIR - Wetland Phase 7 Project.pdf](#)  
(C) [AIR - MAG Deferral.pdf](#)  
(C) [AIR - Strata CO 12 Final.pdf](#)  
(C) [AIR - Wetland Phase 7 Actions.pdf](#)

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

1. Receive and award the case management software bid to Prosecutor by Karpel, subject to ITGC scheduling of the project.
2. Consider introduction and call for a public hearing on Ordinance 6484 to amend Bismarck Ordinance Section 8-11-02 regarding tattooing and body piercing of minors.
3. Consider introduction and call for a public hearing on Ordinance 6485 to amend Bismarck Ordinance Section 8-10-04 regarding noise ordinance changes.

Documents:

(C) [ATTY - Bid award.pdf](#)  
(C) [ATTY - Tattoo Piercing Ordinance.pdf](#)  
(C) [ATTY - Noise changes.pdf](#)

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

1. Material changes to the approved final plat of Burleigh County Housing Addition. Staff recommends approval.
2. Approval of contract with Metcalf Archeological Consultants, Inc. for Highland Acres Historic District nomination.
3. Introduction and call for a Public Hearing on Ordinance 6483, a request for a zoning change from the A-Agricultural and MA-Industrial zoning districts to the RT-Residential, MA-Industrial and P-Public zoning districts for the Fairview Cemetery Addition. The Planning and Zoning Commission recommends approval.

Documents:

(C) [CD - Burleigh County Housing Addition.pdf](#)  
(C) [CD - Highland Acres Nomination Consultant.pdf](#)  
(C) [CD - Fairview Cemetery Addition\\_091421.pdf](#)

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

1. Permission for BBPH to accept funding from the ND Department of Health to respond to the COVID-19 pandemic.

Documents:

(C) [BBPH - COVID NDDOH Grant Amendment.pdf](#)

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

1. Consultant services contract and Scope of Work with KLJ Engineering LLC (KLJ) relating to Ash Coulee Drive Reconstruction Project HC 143.
2. Resolution Receiving Bids and Ordering Preparation of the Engineer's Statement for PI 006.
3. Contract Change Order No. 3 Time Extension for SI 531A.

Documents:

- (C) ENG - HC 143 Ash Coulee Recon.pdf
- (C) ENG - PI006 -hidden star park - award and change order.pdf
- (C) ENG - SI 531A - Change Order.pdf

J. Consider the request for approval from the Event Center for the following:

1. Capital City Christmas

Documents:

- (C) EC - Capital City Christmas 2021.pdf

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

1. Application for Abatement for the following where the Assessing Division recommends denial:
  - 1333 Golden Eagle Ln
2. Application for Abatement for the following where the Assessing Division recommends approval:
  - 1801 Santa Gertrudis Dr - Market Value Reduction
  - 1827 N 9th St - Disabled Veteran
  - 414 N Hannifin St - Market Value Reduction
3. Introduction and Call for Public Hearing for approval of ordinances 6264-6269, 6427-6428, and 6469-6471 to create special assessment districts for annexed properties.
4. Sidewalk 2020 Assessments.
5. Resolution Authorizing the Issuance of an additional \$2 million to the existing Water Treatment Revenue Bond, Series 2020 for replacement and reconstruction of cast iron water mains and lead service lines.
6. Approval to purchase IT equipment from the ND State Contract.

Documents:

- (C) FIN - Abatement - 1333 Golden Eagle Ln.pdf
- (C) FIN - Abatements.pdf
- (C) FIN - Ordinances 6264-6269, 6427-6428, 6469-6471.pdf
- (C) FIN - Sidewalk 2020 Assessments.pdf
- (C) FIN - Loan Resolution for Water.pdf

(C) [FIN - HighPoint Purchase.pdf](#)

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

1. Authorization to sell a forfeited 2011 Hyundai Sonata at auction.
2. Authorization to sell decommissioned police patrol vehicle at auction.

Documents:

(C) [PD - Forfeited Vehicle.pdf](#)

(C) [PD - Request to Auction Vehicle.pdf](#)

3. REGULAR AGENDA

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

1. Request of Algie Mahto and Rosalind Walks and Leisha Aaseth to appeal the August 5, 2021 decision of the Board of Adjustment to affirm an appeal of a Notice and Order for the property located at 1800 North 14th Street (the South 9 feet of Lot 15 & all Lot 16 & North 33 feet of the vacated Palmer Ave, Block 6, Haight & Little's Addition.

Documents:

(R) [CD - Appeal of Notice and Order.pdf](#)

5. Public hearing on a request for a new Class M Catering liquor license for Thomas & Moriarty's LLC (dba) Thomas & Moriarty's.

Documents:

(R) [ADMIN - New Liquor License Thomas and Moriartys.pdf](#)

6. Public Hearing on 2022 Budget

Documents:

(R) [FIN - Public Hearing of 2022 Budget Ordinance.pdf](#)

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

1. Minor subdivision final plat of Menards Addition First Replat, requested by First Community Credit Union and Duemelands Retail. The Bismarck Planning and Zoning Commission recommends approval.

Documents:

(R) [CD - Menards Addition.pdf](#)

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

1. Final plat of Frohlich Addition, requested by Brian and Barbara Frohlich. The Bismarck Planning and Zoning Commission recommends approval.

Documents:

(R) CD - Frohlich Addition.pdf

Other Business

Adjourn

Phone: 701-355-1300 | 221 North 5th Street | P.O. Box 5503 | Bismarck, ND 58501  
[www.bismarcknd.gov](http://www.bismarcknd.gov) | TDD 711 | An Equal Opportunity-Affirmative Action Employer

