



April 21, 2022

Board of City Commissioners  
Bismarck, ND

Dear Commissioners:

The Board of City Commissioners is scheduled to meet in regular session on Tuesday, April 26, 2022, at 5:15 PM in the Tom Baker Meeting Room, City/County Office Building, 221 North Fifth Street, Bismarck, North Dakota.

The Invocation and the Pledge of Allegiance will be presented by a Chaplain from the Bismarck Police Department.

The City of Bismarck encourages 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 that your comment references. The comments will be sent to the members and placed with the minutes.

To ensure your comments are received before 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 email address and contact information to the above email at least one business day before the meeting.

Live meeting coverage is always 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/bismarckndgov). Agenda items can be found online at [www.bismarcknd.gov/agendacenter](http://www.bismarcknd.gov/agendacenter).

#### MEETING OF THE BOARD OF HEALTH

1. Call to Order
2. Director's Report
  - Presentation of the 2021 Annual Report
  - Presentation of the 2022-2024 Bismarck Burleigh Public Health Strategic Plan
3. Adjourn

Documents:

[BBPH - City Board of Health Agenda.pdf](#)

## MEETING OF THE BOARD OF CITY COMMISSION

### Call to Order

### FUTURE COMMISSION MEETINGS:

- May 10, 2022 & May 24, 2022
- June 14, 2022 & June 28, 2022
- July 12, 2022 & July 26, 2022

### MISSION STATEMENT

To provide high-quality public services in partnership with our community to enhance our quality of life.

#### 1. Arbor Day 2022 Proclamation

##### Documents:

[Arbor Day 2022 Proclamation.pdf](#)

#### 2. Public comment (restricted to items on the Consent Agenda and Regular Agenda, excluding public hearing items)

#### 3. CONSENT AGENDA

##### A. Consider approval of minutes

##### Documents:

[April 12, 2022 - Minutes.pdf](#)

[April 6, 2022 - Board of Equalization Minutes.pdf](#)

##### B. Consider approval of personnel actions

##### Documents:

[HR - Personnel Actions.pdf](#)

##### C. Consider approval of expenditures

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

##### 1. Approve gaming site application for the following:

- ABATE of North Dakota
  - Ramada Inn – 1400 Interchange Avenue
- Bismarck Gymnastics Academy Inc.
  - Buffalo Wild Wings South – 218 South 3rd Street
  - LÜFT Rooftop Bar – 510 East Main Avenue
- Bismarck Moose Lodge #302 of North Dakota
  - Bismarck Moose Lodge #302 – 312 North 20th Street

- Gorilla Wrestling Club Inc.
  - Buffalo Wild Wings North – 3420 North 14th Street
  - Hit The Spot – 706 Kirkwood Mall
  
- Nodak Sportsmen’s Club
  - Corral Bar – 2111 East Main Avenue
  - Midway Tavern – 1915 East Sweet Avenue
  - Space Aliens – 1304 East Century Avenue

Documents:

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

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

1. Accept the bid tab for the crop land project and award the crop land tract to the high bidder, Mark Berger.
2. Receive bids and award Schedule 1 Base bids and Alternates to Wiesz & Sons for \$10,656,306.15, additional FAA grant funds for Wetland Phase 7, and approve the project budget.
3. Accept the bid tab for the hay land project and award tract #1 to the high bidder, Mark Berger, and award tract #2 to the high bidder, Joe Wetch.

Documents:

[\(C\) AIR - Airport Crop Land Bids.pdf](#)  
[\(C\) AIR - Wetland Phase 7 Project.pdf](#)  
[\(C\) AIR- Bismarck Airport Hay Land Bids.pdf](#)

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

1. Request of the City of Bismarck Community Development Department and Central Dakota Communications Center (CENCOM) to change the name of Dortmund Drive to Peach Tree Lane within Southland Second Addition. Staff recommends approval.
2. **Request from Cumberland Townhomes, LLC to release the west 105 feet of the 150-foot non-access line along the south line of Lot 1, Block 2, Trenton Addition adjacent to Trenton Drive; the north 36 feet of the 150-foot non-access line along the east line of Lot 1, Block 2, Trenton Addition adjacent to Cumberland Loop; and the north 36 feet of the 150-foot non-access line along the west line of Lot 1, Block 3, Trenton Addition adjacent to Cumberland Loop**

Documents:

[\(C\) CD - Dortmund Drive Street Name Change.pdf](#)

[\(C\) CD - Trenton Addition Easement Release.pdf](#)

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

1. Amendment to the existing agreement for professional services with KLJ for Ash Coulee Dr. Reconstruction – HC 143.
2. Selection of Braun Intertec and GeoServ, Inc. to provide material testing services for the City of Bismarck for the 2022 construction season and the ability to retain their services for two subsequent years.
3. Dedication of a utility easement across City-owned parcels.

Documents:

[\(C\) ENG - HC143.pdf](#)

[\(C\) ENG - Material Testing Services.pdf](#)

[\(C\) ENG - Utility Easement.pdf](#)

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

1. Permission to continue utilizing Federal Signal sirens and activation components as the outdoor warning system grows with Bismarck.

Documents:

[\(C\) FD - Federal Signal Siren Equipment.pdf](#)

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

1. Award contracts for the 2022 furnishing paving materials and purchase asphalt sealants at a public marketplace.
2. Award the bid for lawn care services that were not approved for option year 1 status.
3. Permission to sell Public Works inventory at the annual City Auction.
4. Approval to dispose of/sell Public Works inventory at a public marketplace commonly used for the sale of motor vehicles.
5. Permission to purchase loader plows for Roads & Streets operations

Documents:

[\(C\) PW-SO - Award of Furnishing Paving Materials and Purchase of Asphalt Sealants.pdf](#)

[\(C\) PW-SO - Award of Lawn Care Services Rebid.pdf](#)

[\(C\) PW-SO - Permission to Sell Equipment at Auction.pdf](#)

[\(C\) PW-SO - Sale of Fleet Equipment.pdf](#)

[\(C\) PW-SO - Request to Purchase Loader Plows for Streets.pdf](#)

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

1. Approval of Amendment 1 to the Agreement for Cost-Share Reimbursement for the Bismarck 43rd Ave Water System Expansion Phase 2 Project.
2. Approval of the updated Limited Authorization to Proceed with Kraus-Anderson Construction Company for the new Public Health Building and Public Works Expansion Projects.
3. Approval to use Prairie Dog grant funds on capital improvement projects under PWU 22-10 and PWU 22-11.

Documents:

[\(C\) PW-UO - Amendment 1 to the Agreement for Cost-Share 43rd Ave Water System Expansion Phase 2 Project.pdf](#)  
[\(C\) PW-UO - Authorization to Proceed with Kraus-Anderson for Public Health Building and Public Works Expansion Projects.pdf](#)  
[\(C\) PW-UO - Request to Pursue Grant Funding From Prairie Dog Fund.pdf](#)

#### 4. REGULAR AGENDA

5. Receive update from Doug Jensen; Ed.D., President of Bismarck State College regarding new Polytechnic Facility.

Documents:

[\(R\) ADMIN - BSC Polytechnic Facility.pdf](#)

6. Receive an update from Public Works Service Operations Director relating to the April 2022 Blizzard Response.
7. Receive presentation on proposed State Street Safety and Preventative Maintenance Project and provide comments to North Dakota Department of Transportation (NDDOT) on preferred alternatives.

Documents:

[\(R\) ENG - HC133.pdf](#)

8. Public hearing on a new Class C Hotel/Motel Liquor License for Kirkwood Hotel, LLC (dba) Bismarck Hotel & Conference Center at 800 South 3rd Street.

Documents:

[\(R\) ADMIN - New Liquor License - Bismarck Hotel and Conference Center.pdf](#)

9. Consider the request to use the Event Center for the 150 Birthday Celebration.

Documents:

[\(R\) EC - Bismarck 150th Birthday Celebration Support.pdf](#)

10. Hear insufficiency of protests on resolution of necessity, resolution approving plans and specifications, and resolution directing the advertisement of bids and receive bids for Street Improvement District SI 561.

Documents:

[\(R\) ENG - SI 561.pdf](#)

11. Consider the request to receive bids and award contract for Highway Construction Project HC 147.

Documents:

[\(R\) ENG - HC147.pdf](#)

12. Consider the request to receive bids and award contract for Highway Construction Project HC148.

Documents:

[\(R\) ENG - HC148.pdf](#)

13. Consider the request to receive bids and award contract for Sewer Utility Project SU 86.

Documents:

[\(R\) ENG - SU86.pdf](#)

14. Consider the request to receive bids and award contract for Sewer Utility Project SU 87.

Documents:

[\(R\) ENG - SU87.pdf](#)

- ~~15. Consider the request from Cumberland Townhomes, LLC to release the west 105 feet of the 150-foot non-access line along the south line of Lot 1, Block 2, Trenton Addition adjacent to Trenton Drive; the north 36 feet of the 150-foot non-access line along the east line of Lot 1, Block 2, Trenton Addition adjacent to Cumberland Loop; and the north 36 feet of the 150-foot non-access line along the west line of Lot 1, Block 3, Trenton Addition adjacent to Cumberland Loop.~~

Documents:

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

Other Business

Adjourn

Phone: 701-355-1300 | 221 North 5th Street | P.O. Box 5503 | Bismarck, ND 58501  
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