

MEETING OF THE BOARD OF CITY COMMISSIONS
March 13, 2018

The Board of City Commission met in regular session on March 13, 2018 at the hour of 5:15 p.m. in the Tom Baker Meeting Room, City/County Office Building, 221 North Fifth Street, Bismarck, North Dakota. There were present: Commissioners Marquardt, Guy, Askvig, Oban, and President Seminary.

A Chaplain of the Bismarck Law Enforcement Chaplaincy presented the invocation.

1. Commissioner Marquardt moved to approve the minutes of the February 27, 2018 regular city commission meeting. Commissioner Askvig seconded the motion. Upon a roll call vote, all voted aye. M/C
2. Commissioner Marquardt moved to approve the consent agenda. Commissioner Oban seconded the motion. Upon a roll call vote, all voted aye. M/C
 - A. Voucher numbers: 1079105-1079361
 - B. Personnel actions.
 - C. Administration Department:
 1. Appointment to the Animal Advisory Board.
 2. Appointments to the Human Relations Committee.
 3. Application for a local permit for Pheasants Forever, Regional Office at the Amvets Club Post #9, 2402 Railroad Avenue.
 - D. Community Development Department:
 1. Appointment of Wendy Van Duyne and Kevin Martin to the Bismarck Planning and Zoning Commission.
 2. Request of Burleigh County Housing Authority and Liechty Mobile Homes for a right-of-way vacation described as for the South 137.39 feet of South 11th Street, adjacent to Lot 2, Block 2, Wachter's Seventeenth Addition and Blocks 1-7, Leichthy's Addition.
 3. To decommission one (1) Bis-Man Transit fleet vehicle.
 4. Consider the Bis-Man Transit Equipment Lease Agreement.
 5. Consider the Bis-Man Transit Building Lease Agreement.
 - E. Engineering Department:
 1. An extension of the North Dakota Department of Transportation inspection cycles from 24 months to 48 months for concrete box culverts.
 2. Street closure for 6th Annual BisMarket.

3. Introduction of and call for PUBLIC HEARING on ordinance 6314, regarding escorts for vehicles of excessive size.

CITY OF BISMARCK
Ordinance No. 6314

AN ORDINANCE TO AMEND AND RE-ENACT SECTION 12-15-06 OF THE BISMARCK CODE OF ORDINANCES (REV.) RELATING TO ESCORTS FOR VEHICLES OF EXCESSIVE SIZE.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF BISMARCK, NORTH DAKOTA:

Section 1. Amendment. Section 12-15-06 of the City of Bismarck Code of Ordinances (1986 Rev.) relating to Escorts for Vehicles of Excessive Size is hereby amended and re-enacted to read as follows:

12-15-06. Escorts for Vehicles of Excessive Size. Prior to moving any vehicle of excessive size within the city, the operator must contact the Traffic Engineer. Any load that exceeds the lane width of the proposed travel route and/or exceeds fifteen feet six inches in height and/or is 110 feet or more in length is of excessive size and shall require an escort, either police or private, as determined by the Traffic Engineer. If a police escort is required, the operator shall contact the Bismarck Police Department to secure a police escort and pay the cost thereof. The operator must comply with all administrative rules adopted by the Bismarck Police Department to facilitate movement, and a violation of those rules is a violation of this ordinance.

(Ord. 4742, 12-12-95; Ord. 5792, 10-12-10)

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 3. Effective Date. This ordinance shall take effect following final passage, adoption and publication.

F. Finance Department:

1. An upgrade for the Kronos time clocks.

G. Finance Department – Assessing Division:

1. Application for property tax abatement 2017, complainant or property is exempt from taxation for property at 1016 N 28th St.

2. Application for property tax abatement 2017, property improvement was destroyed or damaged due to a fire, for property at 1900 Industrial Dr.
- H. Fire Department:
 1. A Memorandum of Understanding with the State of North Dakota through the Information Technology Department.
- I. Human Resource Department:
 1. Public Works - Utility Services job title and classification modifications.
- J. Police Department:
 1. To accept a donation to go towards the purchase of a new 4th K9 Service Dog.
- K. Public Works – Service Operations Department:
 1. Permission to reallocate Roads and Streets Division funds from the purchase of a snow blower to the purchase of a skid steer loader with asphalt cutter.

REGULAR AGENDA

3. Public comment (restricted to items on the Regular Agenda, excluding public hearing items).

Trevor Vannett, Christine Hogan, Darcy Andahl, and Julie Horntvedt addressed the commission regarding issues and concerns they have with Bis-Man Transit.

4. Brady Blaskowski, Building Inspector, Discussed Building Code changes and associated costs.
5. Keith Hunke, City Administrator addressed the Commission to provide information regarding the request from the Administration Department to submit an application for Opportunity Zone Designation.

Commissioner Askvig moved to approve the request with the understanding that any future developments will be brought back to the Commission for disclosure and further consideration for decisions that would need to be made. Commissioner Guy seconded the motion. Upon a roll call vote, all voted aye. M/C

6. Jason Tomanek, Assistant City Administrator addressed the Commission to discuss the request from the Administration Department to approve the Strategic Services Request for Proposals, advertise the RFP and to designate a City Commissioner to the project team.

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Commissioner Askvig moved to approve the request as presented and to nominate Commissioner Oban as the designated City Commissioner to the Strategic Planning Project team. Commissioner Guy seconded the motion. Upon a roll call vote, all voted aye. M/C

7. The Commission President called for the PUBLIC HEARING on the taxi license application for Dakota Taxi.

Emmanuel Ezeh, owner of Dakota Taxi addressed the Commission.

Commissioner Marquardt moved to approve the taxi license for Dakota Taxi as presented. Commissioner Guy seconded the motion. Upon a roll call vote, all voted aye. M/C

8. Roy Rickert, Bis-Man Transit Director addressed the Commissioner to present a status report on the changes implemented regarding Transit services.

9. The Commission considered the request from the Public Works – Service Operations to award the contract for 2018-19 metal recycling to the lowest bidder. Jeff Heintz, Director of Public Works Service Operations presented the bid tab which included two bids. Gerdau Metals Recycling \$90,367 for 2018-19 and Northern Metals Recycling \$147,040.

Commissioner Marquardt moved to award the bid to the lowest bidder, Gerdau Metals Recycling for \$90,367. Commissioner Guy seconded the motion. Upon a roll call vote, all voted aye. M/C

10. The Commission considered the request for approval from the Public Works – Utility Operations Department to award bid for the Filter Media Replacement Project at the water treatment plant. Jim Kershaw, Water Plant Superintendent presented the bid tab which included five bids. Hydro Klean \$622,622.34, Swanberg Construction, Inc. \$512,000, American General Contractors \$479,650, Weisz and Sons, Inc. \$428,000, PKG Contracting, Inc. \$399,600.

Commissioner Askvig award the bid to the lowest bidder, PKG Contracting, Inc. for \$399,600. Commissioner Marquardt seconded the motion. Upon a roll call vote, all voted aye. M/C

Having completed the items on the agenda, President Seminary asked if there was any other business.

The meeting was declared adjourned at 6:46.

