

Infrastructure Fee

Enacting legislation options

Home Rule Charter

- Article 3 are the powers granted to the City and where any addition like this should be placed.
 - Requires 60% approval to grant, and if then approved, then 60% to change.
 - We must publish the entirety of changes in the Bismarck Tribune but the ballot language must be approved by the City Attorney per law as a fair representation of the language being changed.
 - Would require ordinance and policies to be enacted by the City Commission.
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PUBLICATION OF PROPOSED AMENDMENTS TO HOME RULE CHARTER FOR THE CITY OF BISMARCK.

A municipal election will be held on November 8, 2022, and included in that election will be the question of amending Article 3 of the Home Rule Charter For the City of Bismarck. The amendments, as proposed, are as follows (underlines are additions, strikeouts are deletions):

Ballot Question I (provide authority to impose a street infrastructure fee)

16. To impose registration fees on motor vehicles, or sales and use taxes in addition to any other taxes imposed by law.

17. To levy and collect an infrastructure fee for street maintenance purposes.

18. Sales, Use and Gross Receipts Tax.

NOTICE OF MUNICIPAL ELECTION
CITY OF BISMARCK

NOTICE IS HEREBY GIVEN that a municipal election will be held on November __, 2022, between the hours of seven (7) a.m. to seven (7) p.m. for the purpose of voting on the following:

CITY MEASURE I

Shall Article 3 of the Home Rule Charter for the City of Bismarck be amended:

To amend Article 3, section 17 to allow the City to impose an infrastructure fee for street maintenance purposes to replace street maintenance special assessments.

A "yes" vote means that you approve this proposed amendment to the Home Rule Charter for the City of Bismarck as published in the Bismarck Tribune.

A "no" vote means that you reject this proposed amendment to the Home Rule Charter for the City of Bismarck as published in the Bismarck Tribune.

Yes _____ No _____

Advisory Vote

- Before adopting ordinances, the City Commission may on its own motion submit questions to the city electorate for an advisory vote.
 - If it's a proposed ordinance and approved by the majority of voters and the Commission adopts that ordinance within 6 months, the ordinance will not be subject to referral for 5 years after the effective date.
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[..\street utility fee ordinance.docx](#)

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CITY OF BISMARCK

NOTICE IS HEREBY GIVEN that a municipal election will be held on November __, 2022,
between the hours of seven (7) a.m. to seven (7) p.m. for the purpose of voting on
the following:

City Measure Vote I

Shall ordinance 64XX regarding the implementation of an infrastructure street fee be
adopted to replace street maintenance special assessments and to pay off all
existing street maintenance special assessments.

A "yes" vote means that you approve this proposed ordinance for the City of Bismarck
as published in the Bismarck Tribune.

A "no" vote means that you reject this proposed ordinance for the City of Bismarck
as published in the Bismarck Tribune.

Yes _____ No _____