

## D.G. Draft Home Rule Charter Language V.3

Red: Needs work or clarification

Yellow: Suggested changes

Mike Schmitz and Kate Herzog Combined Edits of --- D.G. Draft Home Rule Charter Language

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

- a. For the purposes of this fee. "street maintenance" shall be any maintenance activity not financed by the city's general fund prior to enactment of this amendment or prior to January 15 \ 2022. needed street maintenance projects defined by city engineering using the basis of a pavement management system The city commission shall enact ordinance defining and itemizing this scope. and may only expand this scope definition only with unanimous roll call vote. renewed annually. during the annual budget process.
- b. The city commission shall also enact ordinance specifying how the assumption of existing maintenance special assessment balances will occur.
- c. During the annual budget process, the city commission shall task staff to develop and submit needed street maintenance projects defined by city engineering using the basis of a pavement management system and maintenance schedules for maintenance expectations for the next three (3) years. Any changes made to said plan should be explained. Any changes made to current year project priorities must be justified by a process defined by the city commission.
- d. The city commission shall develop and enact into ordinance a process to allow for residents to request an evaluation of their street if they believe the street should be included in the three-year maintenance schedule
- e. After an affirmative vote and no less than one-hundred-and-twenty (120) days prior to the transition away from street maintenance special assessments and to a new infrastructure fee, the city commission shall develop a comprehensive policy detailing how the new infrastructure fee will be administered. The city shall hold no fewer than two (2) public input meetings subsequent to drafting and prior to final approval by the full commission.
- f. The city commission shall direct city staff to develop a user-friendly internet based interface for residents to estimate the financial impact of the infrastructure fee.
- g. To protect the Citizens of Bismarck, the infrastructure fee fund balance shall not exceed 110% of the annual average of the prior three years expenditures, as a result the annual fee assessed to account holders will be calculated based upon these cap to the fund balance.
- h. Prior to full implementation, the Bismarck City Commission shall work with the Bismarck School Board, the Bismarck Park Board, and the Burleigh County

Commission to ensure that amended legislation or a settled upon infrastructure fee will address not create any undue financial burden on said political subdivisions and their taxpayers.

- i. If at the time of implementation of the new infrastructure fee the city commission has not yet ended the practice of financing greenfield specials, the practice of city financing for greenfield development shall be prohibited in calendar years years beginning after December 31 st , 2025.