



Engineering Department

DATE: February 13, 2024

FROM: Gabe Schell, City Engineer

ITEM: Hear the insufficiency of protests for Street Improvement District SI 577

REQUEST:

Consider Request to Hear Insufficiency of Protest on Resolution of Necessity for Street Improvement District 577

BACKGROUND INFORMATION:

Street Improvement District 577 consists of seven units (153 blocks) of street maintenance. Street maintenance would include areas of resurfacing and reconstruction. Resurfacing would include patching, leveling, milling, overlay, chip seal, curb repair and related items; reconstruction would include curb repair, full depth pavement removal and replacement, subgrade modification, stormwater and ground water improvements and related items. Given the size of the district, it will be bid in two parts, Part A and Part B, to allow for two separate contracts.

The Engineering Report along with the district boundary maps have been posted to the city website under Special Assessment District Information at www.bismarcknd.gov/streets.

The Resolution of Necessity was published in the Bismarck Tribune on January 4, 2024 and January 11, 2024. Letters were sent to property owners notifying them of this project along with their estimated special assessment cost and their right to protest this improvement per NDCC Chapter 40-22. The summary of protests of the Resolution of Necessity is included as an attachment to this agenda memo. All units' protest amount area was insufficient and all units can proceed as proposed.

Unit No. 1 (Part A)

Driftwood Lane – Medora Avenue to 330' north
Medora Avenue – Autumn Blaze Way to Mellowsun Drive
Medora Avenue – Amberglow Drive to Washington Street

Unit No. 2 (Part A)

Brome Avenue – Coleman Street to 130' west of Brome Loop
Coleman Court – Coleman Street to Cul-De-Sac
Coleman Drive – Brome Avenue to Calgary Avenue
Walter Way – Brome Avenue to 135' north

Unit No. 3 (Part A)

14th Street – Calgary Avenue to Harvest Lane
19th Street – 760’ north of Koch Drive to 100’ north of Century Avenue
Harvest Lane – 150’ east of State Street to 14th Street
Idaho Drive – 19th Street to 285’ west
Oregon Drive – 19th Street to 240’ west

Unit No. 4 (Part A)

Boulevard Avenue – Washington Street to 4th Street

Unit No. 5 (Part B)

Divide Avenue – 5th Street to 11th Street

Unit No. 6 (Part B)

12th Street – Broadway Avenue to Main Avenue
17th Street – Broadway Avenue to Main Avenue
Broadway Avenue – 7th Street to 17th Street

Unit No. 7 (Part B)

Fraine Barracks Road – River Road to 150’ north of Main Avenue
Griffin Street – Memorial Highway to Sweet Avenue
Hannafin Street – Memorial Highway to 265’ south
Memorial Highway – 200’ south of Main Avenue to Hannafin Street
River Road – 1180’ north of Fraine Barracks Road to Memorial Highway

Project Schedule

Protest Period Ends:	February 2, 2024
Public Reading of Sufficiency of Protest:	February 13, 2024
Receipt and Opening of Bids	February 19, 2024
Award of Bid	February 27, 2024
Project Completion	Fall 2025

RECOMMENDED CITY COMMISSION ACTION:

Accept the Insufficiency of Protests on the Resolution of Necessity for all units within this district.

STAFF CONTACT INFORMATION:

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ATTACHMENTS:

1. Protests results - SI 577

SI 577 - Summary of Protests

2/5/2024

UNIT	TOTAL SF	PROTESTED SF	% OF PROTEST	TOTAL PARCELS	PROTESTED PARCELS	INSUFFICIENT PROTESTS
1	1,266,335	0	0.000%	34	0	Yes
2	287,878	27,602	9.588%	25	3	Yes
3	5,799,358	122,415	2.111%	119	6	Yes
4	567,533	0	0.000%	31	0	Yes
5	5,589,148	0	0.000%	14	0	Yes
6	1,781,157	10,500	0.590%	39	1	Yes
7	2,219,565	92,142	4.151%	36	5	Yes