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The Mandan City Commission met in regular session at 5:30 p.m. on February 4, 2014 in the Ed “Bosh” Froehlich Room at City Hall, Mandan, North Dakota.

Commissioners present were Van Beek, Tibke, Rohr, and Braun. Department Heads present were Finance Director Welch, Police Chief Bullinger, City Attorney Brown, City Administrator Neubauer, Director of Public Works Wright, Fire Chief Nardello, Planning & Engineering Director Froseth, Planner Decker, Assessor Shaw, and Building Official Lalim. Absent: Commissioner Frank and Business Development and Communications Director Huber.

B. APPROVAL OF AGENDA: Commissioner Tibke motioned to approve the Agenda as presented. Commissioner Braun seconded the motion. The motion received unanimous approval of the members present. The motion passed.

C. PUBLIC COMMUNICATIONS: Mayor Van Beek invited anyone to come forward to address items on the Agenda. A second announcement was made to speak for or against items on the Agenda. Hearing none, this portion of the Public Communications was closed.

D. MINUTES:

1. *Consider approval of the following minutes from the Board of City Commission regular meeting held January 21, 2014.* Commissioner Braun moved to approve the minutes as presented. Commissioner Rohr seconded the motion. The motion received unanimous approval of the members present. The motion passed.

E. PUBLIC HEARING:

F. BIDS:

1. *Consider for approval the award of the Concrete and Asphalt crushing project at the Landfill to Kraemer Trucking and Excavating, Inc.* Director of Public Works Wright presented a request to award the bid for concrete and asphalt crushing at the landfill. He stated there were 3 bids received and 2 of the bidders came in with identical bids. City Attorney Brown suggested inviting the 2 bidders to a meeting and to award the bid based on a coin-flip. Kraemer Trucking and Excavating, Inc. won the coin-flip. He recommended awarding the project to Kraemer Trucking and Excavating – not to exceed the \$50,000 budget.

Commissioner Rohr moved to approve the bid award of the Concrete and Asphalt crushing project at the Landfill to Kraemer Trucking and Excavating, Inc. in the amount of \$50,000. Commissioner Tibke seconded the motion. The motion received unanimous approval of the members present. The motion passed.

G. CONSENT AGENDA

1. *Consider approval of the following Exemptions/Abatements: (i) Disabled Veteran Exemption – DuWayne Houn (ii) Complete Reassessment of Property – Duane Wilhelm (iii) Remove Partial Value due to Demolished Bldg. – Developers, LLC (iv) Assessor Error: Remove Structure Value due to Fire Damage to Mobile Home – Jared Ohlhauser.*

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2. *Consider approval of games of chance for Prairie Learning Center at Dean's Steak House on February 16, 2014.*

Commissioner Tibke moved to approve the Consent Agenda as presented. Commissioner Braun seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Absent; Commissioner Braun: Yes; Commissioner Van Beek: Yes. The motion passed.

H. OLD BUSINESS:

I. NEW BUSINESS:

1. *Consider for approval the Advertisement for Bids for the Mandan Water Meter Improvements Project.* Ken Weber, AE2S, stated he discussed this matter with Finance Director Welch and Director of Public Works Wright, prior to bringing it to this Board. The request is to put the water meter project out for bids. He indicated that he would like to begin advertising next week. He further explained that this project was initially started in July 2013 with a review of what the City had in place at that time. He said that he presented this project previously in August 2013 and the costs at that time were estimated to be \$2.4 million and that there has been no significant cost changes since that time. He explained that they are ready to move forward with the bid process. Their plans are to bring bid proposals to the City Commission on March 18<sup>th</sup>, with plans to start the project the first or second week of April with an anticipated completion date of January 2015.

Commissioner Rohr motioned to approve the Advertisement for Bids for the Mandan Water Meter Improvements Project. Commissioner Tibke seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Absent; Commissioner Braun: Yes; Commissioner Van Beek: Yes. The motion passed.

2. *Consider approval of Administering a Deadline for Street Improvement District Requests.* Planning & Engineering Director Froseth stated that at the end of the 2013 construction season six (6) street improvement projects did not meet their contractual completion deadlines. Of the six (6) projects, one bid was made in May, one in June, two in July, and two in August. Each project had its own set of conditions. However, because of the late start in planning and the underground infrastructure construction not being completed until late summer, the street improvement projects were pushed back to a short window for construction. Also, due to the high amounts of rain received in September and October it was not reasonable to make the deadlines.

The City Engineer's office believes it is necessary to establish a deadline for bid dates for these types of projects. This will ensure the developers and engineers know the date they need to get their projects submitted for Street Improvement District, (SID), consideration. He said that after discussions with the developers and engineers, it was decided to consider the date of July 1<sup>st</sup> as the date for which project bids would need to be opened by in order to participate in a Street Improvement District. If the July 1<sup>st</sup> deadline is selected that would require the plans and specs be approved at or before the June 3, 2014 City Commission meeting. The options will remain for the developers to build their streets

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outside of a lot assessed SID if they choose to and they would not be bound by the deadline.

Mayor Van Beek stated this is a move in the right direction and this is an opportune time for the Commission to consider getting back together with the developers and realtors in order to have further discussions about taking some of the weight off the city specials and putting costs back on the developers. Planning and Engineering Director Froseth indicated that their department would look forward to participating in those discussions as well.

Commissioner Rohr moved to approve of administering a bid opening date deadline for assessed Street Improvement District projects of July 1, 2014, for the 2014 projects. Commissioner Tibke seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Absent; Commissioner Braun: Yes; Commissioner Van Beek: Yes. The motion passed.

J. RESOLUTIONS AND ORDINANCES:

K. OTHER BUSINESS

There being no further actions to come before the Board of City Commissioners, Commissioner Tibke moved to adjourn the meeting at 5:42 p.m. Commissioner Rohr seconded the motion. The motion received unanimous approval of the members present. The motion passed.

/s/ James Neubauer

James Neubauer,  
City Administrator

/s/ Arlyn Van Beek

Arlyn Van Beek,  
President, Board of City  
Commissioners