
The Mandan City Commission met in regular session at 5:00 p.m. on January 21, 2014 in the Ed “Bosh” Froehlich Room at City Hall, Mandan, North Dakota.

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

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. Seeing 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 7, 2014.* Commissioner Tibke moved to approve the minutes as presented. Commissioner Braun seconded the motion. The motion received unanimous approval of the members present. The motion passed.

E. PUBLIC HEARING:

F. BIDS:

G. CONSENT AGENDA

1. *Consider approval of monthly bills.* MONTANA-DAKOTA UTILITIES - 21,012.01; ACE 24 HR TOWING - 155.00; ADVANCED ENGINEERING SVC - 33,700.36; ASC CONSTRUCTION EQUIPME - 64.26; BIS-MAN CONVNTN & VISITOR - 7,415.70; BJORNDAHL/DAVID - 275.16; BOWERS EXCAVATING, LLC - 4,345.00; BROWN & SAENGER, INC. - 7.68; BUTLER MACHINERY COMPANY - 1,172.00; CENEX- FUOC BISMARCK-MAN - 16,058.50; D & E SUPPLY COMPANY INC - 113.75; DAKOTA COMMUNICATION SVC - 40.00; DAKOTA FENCE COMPANY - 2,985.00; DIRECTMED - 5,472.00; EDLING ELECTRIC INC - 1,143.00; EILER/CHAD J - 1,600.00; ENTZEL TRUCKING - 2,475.00; EVIDENT CRIME SCENE PROD - 49.00; FORCE AMERICA - 23.51; GEORGE STROH TRUCKING IN - 2,942.50; GRAY OIL COMPANY - 926.86; GUARDIAN LOCK & SAFE - 277.00; HAWKINS INC - 5,603.37; HDR ENGINEERING, INC - 749.58; HOUSTON ENGINEERING, INC - 232,803.20; INTERSTATE ALL BATTERY C - 135.31; INTERSTATE ENGINEERING - 7,735.00; KAPELLA/LUKE - 90.00; KUPPER CHEVROLET INC - 62.10; MANDAN PARK BOARD - 400.00; MANDAN PLUMBING & HEATIN - 115.00; MANDAN TIRE CENTER - 120.18; MARKS HEATING & COOLING - 160.17; MCLEISH/NATHAN - 374.16; MG TRUST COMPANY, LLC - 300.00; MICHAEL TODD AND COMPANY - 2,868.03; MILLER/CASEY - 135.00; MISSOURI VALLEY PETROLEU - 3,800.61; MORTON COUNTY AUDITOR - 4,967.21; MORTON COUNTY HOUSING AU - 4,000.00; MVTL LABORATORIES, INC - 56.00; ND FIRE CHIEFS ASSOCIATI - 20.00; ND YOUTH CORRECTIONAL CE - 1,429.00; NELSON LEASING INC DBA - 47.06; NORTHERN PLAINS EQUIP CO - 9,445.00; PREBLE MEDICAL SERVICES - 332.00; PRESORT PLUS - 216.27; PRO FORMS -

41.70; PURE COUNTRY - 956.56; RED WING SHOE STORE - 300.00; RHI SUPPLY REFRIG. HEATI - 68.76; ROTO-ROOTER SEWER & DRAI - 50.00; ROUGH RIDER INDUSTRIES - 481.18; SCHEELS OF BISMARCK - 110.00; SCHLOSSER EXCAVATING INC - 2,893.00; STARION BOND SERVICES - 900.00; STEIN'S INC - 78.98; TOMAN ENGINEERING CO - 15,593.50; UNITED PRINTING INC - 672.87; VEIT DREDGING, INC - 10,427.00; WOODMANSEES INC - 89.85; MONTANA-DAKOTA UTILITIES - 0.00; AT & T - 659.22; CENTURYLINK - 4,122.87; AT & T MOBILITY - 486.41; BALABAN LAW OFFICE - 1,500.00; BISMARCK STATE COLLEGE - 290.56; CENTURYLINK - 148.78; COMPANION LIFE - 10.00; DAKOTA MEDIA ACCESS - 8,332.25; ENTZEL TRUCKING - 55.00; FORT DEARBORN LIFE - 537.12; GEORGE STROH TRUCKING IN - 1,210.00; GLASS/THOMAS J. - 1,500.00; H. A. THOMPSON & SONS, I - 8,462.50; INFORMATION TECHNOLOGY D - 887.57; KELSCH KELSCH RUFF & KRA - 4,000.00; ND DEPT OF TRANSPORTATIO - 832,615.06; ND PERS - 95,234.65; ND TOURISM - 200.00; NDUCEFA - 55.00; QUAM CONSTRUCTION CO INC - 38,291.84; TARGET BANK - 334.48; SCHWAN BUICK GMC CADILLA - 12,504.00; BIG TEX TRAILERS - 3,000.00; MONTANA-DAKOTA UTILITIES - 27,349.14; A & B PIZZA INC. - 72.80; ACS - 4,359.33; ADVANCED BUSINESS METHOD - 308.00; ADVANCED ENGINEERING SVC - 8,716.40; AIRE MASTER OF ND - 35.00; ALLIANCE CONCRETE LLC - 4,569.79; ALUMINUM SPECIALTIES - 60.28; AMERIPRIDE LINEN & APPAR - 239.57; ARMSTRONG SANIT & ROLL O - 41,002.12; ARROWHEAD CLEANERS & LAU - 660.70; BANYON DATA SYSTEMS, INC - 14,960.00; BATTERY DOCTORS LLC - 0.00; BELOHLAVEK/JUSTIN - 190.00; BILL BARTH FORD INC - 448.35; BIS-MAN AREA CHABR OF CO - 5,677.00; BIS-MAN CONVTN & VISITOR - 4,366.60; BIS-MAN MOBILE PHONE INC - 1,920.00; BIS-MDN TRANSIT BOARD - 31,669.74; BISMARCK TRIBUNE/THE - 1,205.28; BOBCAT OF MANDAN INC - 2,000.00; BORDER STATES ELECTRIC - 369.85; BOWERS EXCAVATING, LLC - 3,377.50; BROWN & SAENGER, INC. - 7,660.39; BULLINGER TREE SERVICE - 1,800.00; BUTLER MACHINERY COMPANY - 5,353.66; C S DOORS INC - 197.72; CBI BUSINESS SERVICES - 7,107.50; CENEX- FUOC BISMARCK-MAN - 1,666.37; CENTURYLINK - 1,717.26; CITY AIR MECHANICAL INC - 1,534.79; CITY OF BISMARCK - 2,445.50; CITY OF MANDAN - 146.00; COMPUTER PROFESS UNLIMIT - 89.00; CONNECTING POINT COMPUTE - 931.00; CORWIN CHURCHILL APPLIAN - 190.76; CRA PAYMENT CENTER - 543.25; CROWLEY FLECK PLLP - 4,500.00; CUSTER DISTRICT HEALTH U - 1,122.45; DAKOTA FLUID POWER INC - 203.27; DAKOTA FOUR SEASONS INC - 654.00; DAKOTA STAFFING SOLUTION - 249.98; DAKOTA SUPPLY GROUP - 11,947.74; DAKOTA'S BEST COFFEE - 55.00; DIRECTMED - 301.27; DOUGHERTY & COMPANY LLC - 9,500.00; EDND - 400.00; EIDE BAILLY - 1,000.00; ELECTRIC PUMP INC - 12,096.04; ENTZEL TRUCKING - 1,100.00; ETHANOL PRODUCTS - 1,632.75; FASTENAL COMPANY/THE - 143.53; FETZER ELECTRIC, LLC - 227.50; FIRESIDE OFFICE PRODUCTS - 103.75; FORCE AMERICA - 31.42; GEIGER SMALL ENGINE - 33.00; GEORGE STROH TRUCKING IN - 3,245.00; GRAY OIL COMPANY - 303.78; GRAYMONT CAPITAL INC - 3,967.16; HACH COMPANY - 657.73; HAGEMEYER NORTH AMERICA, - 50.25; HAWKINS INC - 8,721.74; HDR ENGINEERING, INC - 609.71; HEDAHL'S OF MANDAN INC - 1,033.23; HEWLETT-PACKARD COMPANY - 20,177.24; HIRSCH FLORIST INC. - 163.00; HOBBS INC - 276.52; HUB INTERNATIONAL OF ND - 109,578.00; INFORMATION TECHNOLOGY D - 373.80; INTERGOVERNMENTAL SHOP - 19,726.08; INTRNTL ASSOCIATION OF - 175.00; JAKE'S AUTO GLASS INC - 196.23; JOHN HENRY FOSTER MN INC - 13.46; JOHNSEN TRAILER SALES IN - 99.11; LILLIS ELECTRIC INC. - 559.95; MACS INC - 8.90; MAGNATROL VALVE CORP. - 431.02; MANDAN AIRPORT AUTORORITY - 88,340.82; MANDAN AUTO GLASS - 625.00; MANDAN DINER - 66.40; MANDAN MUNICIPAL COURT - 995.00; MANDAN NW PIPE FITTINGS - 90.72; MANDAN PARK BOARD - 11,000.00; MANDAN PLUMBING & HEATIN - 49.03; MANDAN TIRE CENTER - 272.84; MATTHEW BENDER CO - 60.43; MID-STATES ORGZD CRIME I - 200.00; MIDCONTINENT COMMUNICATI - 6,611.51; MISSOURI VALLEY PETROLEU - 21,956.30; MISSOURI WEST WATER SYST - 44.78; MODERN FENCEWORKS LLC - 250.00; MOODY'S INVESTORS SVC IN - 9,000.00; MOR-GRAN-SOU ELECTRIC CO - 11,074.27; MORTON COUNTY AUDITOR - 27,263.48; MORTON COUNTY RECORDER - 66.00; MORTON COUNTY TREASURER - 105,110.00; MORTON MANDAN PUBLIC LIB - 124,188.65; MUNICIPAL FINANCE OFFICE - 30.00; MVTL LABORATORIES, INC - 156.00; NALCO CHEMICAL CO - 103.70; NAPA AUTO PARTS - 186.27; ND LEAGUE OF CITIES - 10,587.00; ND RURAL WATER SYSTEM AS - 200.00;

ND STATE DEPT OF HEALTH - 320.00; ND WATER COALITION - 1,000.00; ND YOUTH CORRECTIONAL CE - 714.50; NDACO RESOURCES GROUP - 1,110.74; NDSU - 543.75; NEETHER/DESRI - 38.85; NORTHWESTERN EQUIPMENT I - 117.45; O'REILLY AUTOMOTIVE, INC - 5.39; OHMS CAFE - 108.76; ONE CALL CONCEPT INC - 44.00; PAHLKE STEEL, INC. - 35.12; PRAXAIR - 33.50; PREBLE MEDICAL SERVICES - 405.00; PRESORT PLUS - 2,616.44; PROTECTION SYSTEMS INC - 300.00; RICOH PRODUCTION PRINT S - 76.11; ROTO-ROOTER SEWER & DRAI - 170.00; ROUGH RIDER INDUSTRIES - 57.31; RUNNING'S SUPPLY INC - 231.00; SANFORD BISMARCK - 438.00; SCHLOSSER EXCAVATING INC - 1,340.00; SENSUS METERING SYSTEMS - 1,732.50; SRF CONSULTING GROUP - 43.32; ST. ALEXIUS MEDICAL CENT - 536.25; STARION FINANCIAL - 190.52; STEIN'S INC - 380.38; SWANBERG CONSTRUCTION IN - 8,810.85; SWANSTON EQUIPMENT CORPO - 116,755.50; TOMAN ENGINEERING CO - 10,166.35; UNIFORM CENTER & EMBROID - 1,276.90; UNITED PRINTING INC - 1,009.85; URS CORPORATION - 1,312.11; VERIZON WIRELESS SERVICE - 1,872.49; VOGELPOHL/STEVEN L - 10,964.48; W.W. WALLWORK INC - 15.51; WASTE MANAGEMENT OF ND, - 25,526.15; WEHRI/RADEANNA - 300.00; WELLS FARGO BANK - 10,997.78; WELLS FARGO REMITTANCE C - 10,883.02; WESCO DISTRIBUTION INC - 10,136.40; WEST DAKOTA UTILITY SERV - 3,413.77; WOODMANSEES INC - 922.90; ZANDER BODY SHOP INC - 982.70

2. *Consider approval of the pledge of securities reports as required by NDCC 21-04.*
3. *Consider the designation of depositories for the City's public funds as required by NDCC 21-04.*
4. *Approval of Safe Routes o School Decision Document*
5. *Consider annual leave carryover allowance for Planning & Engineering Project Manager Fetting.*
6. *Consider the approval of plans and specifications, Engineer's Report and authorize the call for bids for 2014 Municipal Sidewalk Improvement Project 2014-11.*
7. *Consider approval of Class D1 liquor license for Tri-Energy Corporation (Cenex) at 4426 Memorial Highway.*
8. *Consider approval of Sunday openings for Tri-Energy Corporation for Feb. 9, 2014 to June 29, 2014.*
9. *Consider ad for sale of Wastewater Treatment Plant dredging machine.*
10. *Consider approval of the Homestead Credit Abatements.*
11. *Consider approval of abatements for (i) Complete Reassessment of property - Terry Haluzak, Sr. (ii) Missed 2-year exemption – Assessor Error – Travis Ben Bird.*
12. *Consider approval of Special Sunday openings for Mandan Eagles for Feb, 23, 2014 & March 2, 2014.*
13. *Consider games of chance for Dick Ressler Cattle Loss Benefit at Kist Livestock Auction from January 25, 2014 through May 7, 2014.*

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

H. OLD BUSINESS:

I. NEW BUSINESS:

1. *Request for Qualifications for Engineering Services for design of federally funded street improvement projects.* Planning & Engineering Director Froseth reviewed with the

Board a request allowing the Engineering Department to advertise for engineering services for federally funded street improvement projects. He stated that the City of Mandan has been approved by the ND Department of Transportation, Local Government Division, to construct three street improvement projects in 2014. Over eighty percent of the cost will be funded by the Urban Roads Program through NDDOT. He explained that it is necessary that these types of projects must go through the NDDOT bidding process. The Engineering Department is requesting to hire a consultant to design these projects. That cost will be included in the overall projected cost that will be part of the 20% local share. There are City funds in place to cover the design costs involved. He reviewed the timeline of events for this project which is anticipated to begin January 24, 2014 with a completion date of October 31, 2014. He recommended approval for the advertisement of Request for Qualifications as presented. This project will include 9th Avenue NE from Main Street to 5th Street.

Commissioner Tibke moved to approve the advertisement of Request for Qualifications for Engineering Services for three (3) street improvement projects. Commissioner Rohr seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Yes; Commissioner Braun: Yes; Commissioner Van Beek: Yes. The motion passed.

2. *Consider appointment to the Mandan Progress Organization Board of Directors.* City Administrator Neubauer stated that the Mandan Progress Organization (MPO) Bylaws indicate that a representative from the City of Mandan shall sit on that Board. He stated that in the past he has been appointed by the Commission to be the City's representative. Recent MPO board elections were held and Mayor Van Beek, Commissioner Rohr, and Administrator Neubauer would be considered Board members. In addition, Ellen Huber serves as an ex-officio member of the MPO Board. He commented that is a large number of Mandan City representatives that sit on that Board. He recommended that Mayor Van Beek be the City's appointed Commissioner on the MPO Board of Directors. He volunteered to sit in on meetings when Mayor Van Beek would not be able to attend.

Commissioner Tibke moved to appoint Mayor Van Beek to the MPO Board of Directors to serve as the City of Mandan's appointee. Commissioner Braun seconded the motion. The motion received unanimous approval of the members present. The motion passed.

J. RESOLUTIONS AND ORDINANCES:

K. OTHER BUSINESS

Mayor Van Beek announced the following:

1. The Mandan Progress Organization is turning "21". He extended an invitation to everyone to join the MPO on January 27, 2014, at the Seven Seas Event Center. An RSVP is required by January 22nd. Please call (701) 751-2983 or contact Kristen Haug at the Mandan Progress Organization or via email kristinhaug@mandanprogress.org.

2. Wednesday, January 22, 2014, 5:30 – 7:30 p.m. at the Mandan City Hall, Ed “Bosh” Froehlich Room, a public meeting is scheduled on the Long Range Transportation Plan for Bismarck/Mandan for 2015 thru 2040.

There being no further actions to come before the Board of City Commissioners, Commissioner Tibke moved to adjourn the meeting at 5:13p.m. Commissioner Frank 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