



AGENDA
MANDAN CITY COMMISSION
MAY 5, 2020
ED "BOSH" FROEHLICH MEETING ROOM,
MANDAN CITY HALL
5:30 P.M.
www.cityofmandan.com

To adhere to public health recommendations to minimize public gatherings during this COVID-19 situation, the following options are being offered to accommodate public attendance and participation in City Commission meetings. City Hall will be closed to the public.

The public may access the LIVE meeting at:

Watch & Listen

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Please click the link below to join the webinar:
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1 346 248 7799
Webinar ID: 824 3940 2132

City of Mandan is encouraging citizens to provide their comments for agenda items via email to info@cityofmandan.com

Please provide your comments before 3:30 p.m on the day of the meeting. Include the agenda item number your comment references. Comments will be forwarded to the Commissioners and appropriate departments.

- A. **ROLL CALL:**
1. Roll call of all City Commissioners.
- B. **APPROVAL OF AGENDA:**
- C. **MINUTES:**
1. Consider approval of the minutes from the
 - i. April 21, 2020 Board of City Commission regular meeting.
 - ii. May 1, 2020 Board of City Commission special meeting.
- D. **PUBLIC HEARING:**
- E. **BIDS:**
1. Consider approval of the low bid for the Mid-Town East Street Improvement District project, SID #215.
 2. Consider rejecting the low bid for the Main Street signals, reallocation and Concrete Pavement Repair project.

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F. CONSENT AGENDA:

1. Consider approval of a final plat for Longhorn 2nd Addition.
2. Consider approval of a minor plat for McKiver Addition
3. Consider abatement applications
 - i. PM Koski Properties Inc. 3022 Marina Road SE
 - ii. PM Koski Properties Inc. 3018 Marina Road SE
4. Consider approval of annual site authorizations for Mandan American Legion at The Paddle Trap for May 1, 2020 – June 30, 2020.
5. Consider approval of annual site authorizations for Mandan Baseball Club for July 1, 2020 to June 30, 2021.
 - i. Powerhouse/501
 - ii. Broken Oar
 - iii. The Drink (Lakewood Bar & Grill)
 - iv. Last Call Bar
 - v. Silver Dollar
6. Consider approval of annual site authorization for New Salem Civic Club, Inc. at Bennigan's for July 1, 2020 – June 30, 2021.
7. Consider approval of annual site authorization for Mandan American Legion at The Paddle Trap for July 1, 2020 – June 30, 2021.
8. Consider approval of site authorization of Mule Deer Foundation at Prairie Public Firearms on June 1, 2020.
9. Consider approval of the advertisement for bids of the Raw Water Intake, Phase IB and Phase II contracts.

G. OLD BUSINESS:

H. NEW BUSINESS:

1. Consider Renaissance Zone Committee recommendations
 - i. New construction at 222 E Main St by RNR, LLC
 - ii. Lease of 222 E Main St. by Legacy Law Firm, PLLP
2. Consider approval of the sale of Lot 5, Block 73 First Northern Pacific Addition.
3. Consider reduction in certain liquor license fees for 2020 – 2021.

I. RESOLUTIONS AND ORDINANCES:

J. OTHER BUSINESS:

K. FUTURE MEETING DATES FOR BOARD OF CITY COMMISSIONERS:

1. May 21, 2020
2. June 2, 2020
3. June 16, 2020

L. ADJOURN

The Mandan City Commission met in regular session at 5:30 p.m. on April 21, 2020 in the Ed “Bosh” Froehlich Room at City Hall, Mandan, North Dakota. Mayor Helbling called the meeting to order. Due to the coronavirus situation, this meeting was held virtually.

A. ROLL CALL:

1. *Roll Call of All City Commissioners.* Present were Mayor Helbling and Commissioners Braun, Rohr, Davis and Larson. Department Heads present were, Finance Director Welch, Fire Chief Nardello, Planning & Engineering Director Froseth, Business Development and Communications Director Huber, Principal Planner Van Dyke, City Administrator Neubauer, Director of Public Works Bitz, Assessor Markley, Building Official Ouradnik, Police Chief Ziegler, Human Resource Director Cullen and Attorney Brown.

Mayor Helbling announced that Energy Transfer submitted the second half of the \$3 million installment and extended a thank you to them for that contribution to help fund the library and the downtown park improvements. Secondly, all residents in our communities are encouraged to support our local businesses due to Covid-19.

B. APPROVAL OF AGENDA:

C. MINUTES:

1. *Consider approval of the minutes from the April 7, 2020 Board of City Commission regular meeting and April 7, 2020 Board of Equalization meeting minutes.* Commissioner Braun moved to approve the minutes as presented. Commissioner Rohr seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes; Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

D. PUBLIC HEARING:

E. BIDS:

1. *Consider the award of bids for Municipal Sidewalk Improvement Project 2020-02 and approving the Resolution approving the contract and contractor's bond.* Planning and Engineering Director Froseth presented a request to award a contract for bids received for the 2020 Municipal Sidewalk repairs throughout the City. Three bids were received on the project. The Engineer’s estimate was \$75,032.50 and the low bid was received from Four Square Concrete LLC in the amount of \$83,062.50 and is 10.7% higher than the engineer’s estimate. Director Froseth recommended approving the bid for the 2020-02 Municipal Sidewalk Project to the low bidder, Four Square Concrete LLC for the amount of \$83,062.50.

Commissioner Rohr moved to approve awarding the bid for the Municipal Sidewalk Improvement Project 2020-02 to Four Square Concrete LLC. in the amount of \$83,062.50 and approve the Resolution approving contract and contractor’s bond. Commissioner Braun seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes; Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

2. *Discussion regarding bids for Street Improvement Districts 215, 215A and 215B and approving the Resolutions approving the contract and contractor's bond.* Planning and Engineering Director Froseth presented a request to present the bids for Street Improvement District No. 215, Project No. 2019-05 (Midtown East), 215A Project 2020-04 (Public Works Parking Lot) and 215B Project 2020.05 (Grounds Maintenance Parking Lot). At the City Commission meeting on December 3, 2019 the Commission approved the resolution creating the district, approved the engineer's report, approved the feasibility report and approved the resolution of necessity for SID 215. The City Commission on January 7, 2020 found the protests insufficient and elected to move forward with this project. On March 3, 2020 the City Commission approved the resolution creating the district, approved the engineer's report, approved the feasibility report and approved the resolution of necessity for SID 215A and SID 215B. SID 215A and 215B are to pave the Public Work's parking lots at their main facility and the Grounds Maintenance building respectively. On March 17, 2020 the City Commission approved the advertisement of bids for all three districts.

The bid opening was held on April 14, 2020 and Strata Corporation was the low bidder however their bid did come in over estimate. For the parts that would be special assessed, the bids came in at 15.1% over estimate. For the water and sanitary sewer parts, the bids came in 10.9% over. An Attachment #1 was provided that gave a summary of the different estimate parts vs. the amounts estimated for funding purposes. Attachment #1 is comparing construction costs only. A conservative amount of 30% could be applied to all dollar amounts to get to the total project cost amounts. That will change the dollar differences by 30% but the percentage of difference will remain the same. The Attachment #1 does not show all components bid as SID 215A and 215B are not summarized on it. Those bids came in over-estimated. All bid amounts can be found on attachment #2, the bid tab.

Staff has been discussing possible ways to trim scope to make the project costs come down. Ideas such as eliminating the widening of 3rd Avenue or eliminating the chip seal of all streets are examples of items that would have significant impact on cost. On the underground side, eliminating some segments of watermain that would accomplish looping of the system for more reliable service or removing a segment of watermain that is separate from this area could be considered in order to relieve some pressure on the utility fund. It would be prudent to take more time to flush these ideas out and identify funding strategies should the Municipal Infrastructure Funds (MIF, formerly Prairie Dog) no longer be reliable given the dramatic drop in oil prices. Discussions will continue with the intention to bring back to the next meeting in order to allow the contractor to get started in a timely manner. The bid instructions allow us to hold bids for no more than 60 days until awarded. If this project is awarded, the majority of the project construction is planned for 2020 with some tasks moved into 2021. It was recommended to continue discussions on this matter and there is no action required at this time.

3. *Consider the award of bids for Street Improvement District 218, and approving the Resolution approving the contract and contractor's bond.* Planning and Engineering Director Froseth presented a request to award the bids for Street Improvement District No. 218, Project No. 2019-12 (Northwest Area). In March 2020, the City Commission approved the resolution creating the district, approved the engineer's report, approved the feasibility report and approved the resolution of necessity for this project. The resolution of necessity was published in the

Mandan News on March 6th and March 13th. Notification letters were sent out to the property owners within the District. The 30-day protest period started on March 6, 2020 and ended on April 6, 2020. On March 17, 2020 the City Commission approved the plans and specifications and resolution directing the advertisement of bids for this street project. On April 7, 2020 the Commission approved the Resolution determining insufficiency of protests. The bid opening for Street Improvement District No. 218, Project 2019-12 was held on April 13, 2020. Bids were received from two contractors and Strata Corporation was the low bidder at \$983,715.09 which is about 31% lower than the engineer’s estimate. The total project cost that would be divided among district participants is estimated at approximately \$983,715.09. Additional costs for the project for engineering, testing and administrative cost for the project give the project a total cost of \$1,180,458.11. The City indicated buying-down the project at a rate of 20% through the Municipal Infrastructure Fund (MIF, formerly Prairie Dog Fund). With recent concerns stemming from Covid-19 and a sharp drop in oil prices, there is uncertainty exists with those funds. Discussions with the City Finance Director for the current plan is to accomplish the 20% buy-down from the cash reserve in the 1% City Sales Tax Fund. The 1% City Sales Tax Fund will be reimbursed from the MIF if those projected funds are collected from the state. The City was approved for a low interest loan from the Bank of North Dakota for favorable loan terms to help with costs. Director Froseth recommended approval of the Resolution approving contract and contractor’s bond for Street Improvement District No. 218 and award the bid to Strata Corporation.

Commissioner Davis commented that he appreciated re-evaluating this project and getting it down 31% was commendable. Without the Prairie Dog Funds, he extended a kudos to Administrator Neubauer and Finance Director Welch for having funds available in the budget to cover this in order to achieve the buydown. He cautioned the importance of giving residents enough time to pay their assessments due to the hardships created by COVID-19. Director Froseth clarified that not all assessments will be reduced by 31% due to parts of the project will be chip seal and some will be a mill and overlay. Some residents will see 16% lower than their letter stated and some will see a 40% reduction, however, it is up to the Assessment Commission to determine the final assessment.

Mayor Helbling stated that some projects have been delayed due to COVID-19 however, several projects will still go forward.

Commissioner Davis moved to approve the Resolutions approving contract and contractor’s bond for Street Improvement District #218 (Northwest Area) and award the bid to Strata Corporation. Commissioner Rohr seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes; Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

F. CONSENT AGENDA

1. *Consider approval of monthly bills.*

| | |
|---------------------------|-----------|
| BANK OF NORTH DAKOTA | 1,144.76 |
| BANK OF NORTH DAKOTA | 94,703.66 |
| BANK OF NORTH DAKOTA LOA | 34,221.42 |
| BIS-MAN CONVNTN & VISITOR | 194.24 |

| | |
|--------------------------|--------------|
| BROOKE/PATRICK | 300.00 |
| BURLEIGH-MORTON DETENTIO | 3,168.00 |
| DAKOTA COMMUNICATION SVC | 5,447.50 |
| GOV OFFICE LLC | 375.00 |
| INFORMATION TECHNOLOGY D | 1,056.52 |
| JOHNSON CONTROLS FIRE PR | 941.65 |
| MANDAN PARK BOARD | 500.00 |
| MATTHEW BENDER CO | 64.83 |
| MISSOURI RIVER CONTRACTI | 10,417.28 |
| MORTON COUNTY AUDITOR | 180.50 |
| NISC | 3,355.68 |
| POST BOARD | 25.00 |
| STARION BANK MANDAN | 138,426.36 |
| STARION BOND SERVICES | 5,660,015.62 |
| TWIN CITY ROOFING INC | 643.00 |
| MONTANA-DAKOTA UTILITIES | 25,405.99 |
| CONDREY AND ASSOCIATES, | 21,250.00 |
| INFORMATION TECHNOLOGY D | 895.50 |
| ADVANCED ENGINEERING SVC | 55,940.12 |
| BURLEIGH COUNTY | 1,960.35 |
| CORE & MAIN | 420.00 |
| CROWLEY FLECK PLLP | 1,000.00 |
| DIRK PLUMBING & HEATING | 285.69 |
| DTE, INC | 324.60 |
| GRAYMONT (WI) LLC | 12,551.70 |
| HDR ENGINEERING, INC | 44,973.06 |
| KADRMAS, LEE & JACKSON, | 162.35 |
| MANDAN PARK BOARD | 2,000.00 |
| MERCHANTS BANK EQUIPMENT | 14,987.91 |
| MOORE ENGINEERING, INC | 87,132.95 |
| MORRELL'S WELDING INC | 902.75 |
| MORTON COUNTY AUDITOR | 10,493.82 |
| PETTY CASH | 85.56 |
| RICOH USA, INC | 134.83 |
| SKEELS ELECTRIC CO | 1,954.00 |
| TOMAN ENGINEERING CO | 3,003.75 |
| TWIN CITY ROOFING INC | 160.00 |
| MONTANA-DAKOTA UTILITIES | 35,810.36 |
| BANK OF NORTH DAKOTA | 14,307.07 |
| ABUSED ADULT RESOURCE CE | 19,125.04 |
| ARMSTRONG SANIT & ROLL O | 55,819.62 |
| BALABAN LAW OFFICE | 1,750.00 |

| | |
|--------------------------|------------|
| BENZ/L JON | 18.00 |
| DAKOTA COMMUNICATION SVC | 7,039.00 |
| DAKOTA MEDIA ACCESS | 11,730.00 |
| DEARBORN LIFE INSURANCE | 2,474.82 |
| FETZER ELECTRIC, LLC | 1,761.00 |
| FIRESIDE OFFICE PRODUCTS | 322.50 |
| GLASS/THOMAS J. | 1,750.00 |
| KELSCH KELSCH RUFF & KRA | 5,000.00 |
| MANDAN PARK BOARD | 500.00 |
| MISSOURI RIVER CONTRACTI | 58,180.37 |
| MY GOV, LLC | 960.00 |
| ND POST BOARD | 25.00 |
| ONE CALL CONCEPT INC | 124.90 |
| PROOF ARTISAN DISTILLERS | 247.50 |
| SCHLOSSER EXCAVATING INC | 3,686.50 |
| TITAN DATA SERVICES | 2,925.00 |
| ND SECRETARY OF STATE | 36.00 |
| WELLS FARGO COMMERCIAL C | 199,234.38 |
| ADVANCED MECHANICAL INC | 11,497.50 |
| BACKDRAFT OPCO, LLC | 2,276.00 |
| BEK COMMUNICATION COOPER | 2,797.42 |
| BIS-MDN TRANSIT BOARD | 2,166.45 |
| BROOKE/PATRICK | 50.00 |
| BURLEIGH COUNTY | 99,704.05 |
| CAPITAL CITY CONSTRUCTIO | 136,161.00 |
| CENEX- FUOC BISMARCK-MAN | 3,197.30 |
| CENTURYLINK | 445.52 |
| CHI ST. ALEXIUS HEALTH E | 892.13 |
| COMPANION LIFE | 10.00 |
| CORE & MAIN | 2,500.00 |
| CROWLEY FLECK PLLP | 6,000.00 |
| CUSTER DISTRICT HEALTH U | 1,139.00 |
| DENNY'S ELECTRIC & MOTOR | 25.00 |
| EMS EDUCATORS | 79.00 |
| GULLICKSON/DARYN | 532.32 |
| INFORMATION TECHNOLOGY D | 1,133.55 |
| KRONOS SAASHR, INC | 2,100.47 |
| MANDAN AIRPORT AUTHORITY | 4,331.18 |
| MANDAN MUNICIPAL COURT | 6,871.79 |
| MISSOURI WEST WATER SYST | 46.61 |
| MORTON COUNTY RECORDER | 65.00 |
| MORTON MANDAN PUBLIC LIB | 24,204.40 |

| | |
|--------|------------|
| NISC | 10,529.04 |
| NDPERS | 165,654.05 |
| CUNA | 15,959.28 |
| CUNA | 15,198.93 |
| NDPERS | 19,757.16 |

2. Consider payment of bills for Morton Mandan Public Library / Downtown Parks Project.
3. Consider approval of a gaming site authorization for the Matpac Wrestling Club at The Scapegoat Bar for July 1, 2020 – June 30, 2021.
4. Consider allowing the forestry department to apply for America the Beautiful Program Development Grant for \$10,000.00 to assist with the cost of Dutch Elm Disease tree removal on boulevards, right-of-way and other public property.
5. Consider approval of a driveway variance request from the Mandan Park District for the Dacotah Centennial Park lot.
6. Consider acceptance of the Bank of North Dakota Infrastructure Loan for two projects applied for; SID #215 and SID #218.
7. Consider approval of annual site authorization for ABATE of North Dakota at Hide-away Bar from 7-1-2020 to 6-30-2021.

Commissioner Braun moved to approve the Consent Agenda items 1 through 7 as presented. Commissioner Davis seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes; Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

G. OLD BUSINESS:

H. NEW BUSINESS:

I. *Bismarck Mandan Chamber EDC, activities update, President, Brian Ritter.*

Brian Ritter, presented a power point for viewing by the audience via tele-conference stating that this is what the Chamber/EDC is currently involved in with both Mandan and Bismarck cities. The Outbreak Phase:

- Advocate
 - Weekly messages from government officials to local, state and federal leaders
 - Provide ideas for a safe re-open of business. Working with public health departments in both Bismarck and Mandan in partnership with residents
- Support
 - Takeout Tuesday, Run it down with Ross
 - Provide ideas as to how to support local businesses
- Provide Resources
 - Respond to individual requests for assistance
 - Pro-actively provide resources on website, video

The Recovery Phase:

- New video series
- New business resource guide

- New site selector guide
- New Internship-focused website
- New economic development-focused section at www.bismarckmandan.com

The Normal Phase:

- 2021 Legislative Agenda Development
- Leadership and Professional Development Opportunities for Business
- Ongoing Economic Development Efforts
- Continued work with Mandan Tomorrow Plan and EOP Committee
- Collaboration with MPO

Commissioner Larson extended a thank you to the Bismarck Mandan Chamber EDC for all their work they been providing to small businesses during the COVID-19 shut down.

2. *Waste Management, update on state of recycling, Public Sector Representative, Paul Kalibabky.* Paul Kalibabky, Public Sector Services, covering the North Dakota area, was available via tele-conference and presented the following April 2020 Waste Management report: *Recycling in the US in 2020: Working together for a sustainable future.*

Recycling Overview:

- Where we recycle (over to MRF, Minneapolis-St Paul Area)
- What we recycle = 15.33 million tons including paper, mixed organics, fly ash, glass, metal, plastic, wood, e-waste/lamps, other; and 3.38 million tons of organic materials
- Global Market Changes and Impacts on Recycling
- Recycling supply and demand
- The evolution of recycling
- Plastic bags are an issue wrapping in the recycle machinery
- Not everything is recyclable. Reminders will be sent out
- Bottles, cans, paper, cardboard are recyclable

Looking into the future of recycling:

- Challenges create Opportunity
- Recyclers are in it for the long term and markets will improve
- There is more recycling done every year

There will be new pricing submitted for the upcoming budget year. Mayor Helbling extended a thank you to Mr. Kalibabky for taking the time to present this important information.

I. RESOLUTIONS AND ORDINANCES:

1. *Second and Final Consideration of Ordinance 1337 related to Multiuse Shops.*

City Planner Van Dyke presented a request for the approval of the second and final consideration of Ordinance 1337 related to multi-use shops. Ordinance 1337 provides applicants, owners, lessees, and the City some assurances of how multi-use shops will be used in the future. The structures can still be used for commercial or accessory to residential purposes, although the uses will be either/or within the same structures. This addresses several health and safety issues while providing efficiency throughout the City. Since the presentation of the first consideration of the

Ordinance, the Finance Department requested additional language that clarified that one bill would be sent to the owner or representative of multiple owners for the entire use of city-provided water. As indicated at the City Commission April 7, 2020 meeting, the water billing and related shut-offs have been problematic and this would alleviate this issue. There were no comments or opposition received since the first consideration of the Ordinance. He recommended approval of Ordinance 1337.

Commissioner Braun moved to approve the second and final consideration of Ordinance 1337 related to multi-use shops. Commissioner Davis seconded the motion. Roll call vote:

Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes;

Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

2. *Second and Final Consideration of Ordinance 1300 related to Telecommunication Towers.* City Planner Van Dyke presented a request for the approval of Ordinance 1300 related to telecommunications towers. This is the second and final consideration of Ordinance 1300 related to telecommunications towers. The only update to report since the first reading is to the guidelines themselves to reflect what the Ordinance already stated and there was no change to the Ordinance since the first reading. The guidelines have been updated to align with the Ordinance.

Commissioner Braun moved to approve Ordinance 1300 as presented in Exhibit 1 along with the associated guidelines in Exhibit 2. Commissioner Davis seconded the motion. Roll call vote:

Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes;

Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

3. *Second consideration and final passage of Ordinance 1338 which will amend and re-enact section (h) of Sec. 24-7-17 Parking of certain vehicles and trailers restricted; and section (c) of Sec. 24-7-18 Restrictions on consecutive parking of the Mandan Code of Ordinances.*

Attorney Brown stated this matter was a correction from a drafting error when the Code of Ordinances was revised. He recommended approval of the Ordinance.

Commissioner Rohr moved to approve the consideration and final passage of Ordinance 1338 which will amend and re-enact section (h) of Sec. 24-7-17 Parking of certain vehicles and trailers restricted; and section (c) of Sec. 24-7-18 Restrictions on consecutive parking of the Mandan Code of Ordinances. Commissioner Larson seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes; Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

J. OTHER BUSINESS:

1. *Mandan Progress Organization Funding Request for Business Gift Card Promotion.* Business Development & Communications Department Director Huber presented a request to consider a Mandan Progress Organization (MPO) request for funding of a business gift card promotion to support businesses amid COVID-19 challenges. This is an idea that came from the Wahpeton area and was explained by Dot Frank, Executive Director of the MPO. The MPO is proposing to conduct a series of online flash sales of business gift cards (and certificates). All Mandan businesses will be eligible to participate. The public will be invited to purchase discounted gift cards to use at present (or a later date for those closed due to the governor's

executive orders). All gift cards would be worth \$30, but sold for just \$20, with a limit of 5 per customer per sale. The participating business would cover \$5 of the differential. The MPO is asking the City of Mandan to provide funding to cover the remaining \$5 gap per gift card. There will also be some credit card fees and promotional expenses. The MPO is planning to conduct a series of four flash sales at different dates and times in the upcoming weeks to give a variety of businesses and customers the opportunity to benefit. The entire request is for \$2,740. Business gift cards and certificates are the recommended mode instead of Mandan Bucks because it requires participating businesses to make a commitment, too, and it helps assure a greater variety of local businesses benefit.

Director Hubert stated that the Mandan Growth Fund is the potential funding source. Normally, requests for support would be considered by the Mandan Growth Fund Committee with a recommendation then presented to the City Commission for final consideration. Because of the urgency of providing businesses with support now during the COVID-19 pandemic, the MGF is asking the City Commission to directly consider this request for support. In preliminary results of a business survey, 31% of respondents report a decrease in weekly revenue since COVID-19 of more than 75%. Nearly 40% report concerns of having to permanently close within the next five months.

Commissioner Rohr inquired if there is a centralized point for residents to purchase the gift cards? Dot Frank replied that the MPO will coordinate the sales and software to host a singular site where people will purchase them through the MPO and the cards will come directly from the participating businesses. It will be common-access site. The cards will become available at 100 per time.

Director Huber recommended approval of the MPO request for funding support of \$2,740 toward the Mandan business gift card promotion.

Commissioner Larson moved to approve the MPO request for funding support for \$2,740 toward the Mandan business gift card promotion. Commissioner Davis seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Davis: Yes; Commissioner Larson: Yes; Commissioner Braun: Yes; Mayor Helbling: Yes. The motion passed.

2. Mayor Helbling again extended a thank you to Energy Transfer for the funding for the City Library & Downtown Parks Project.

3. Mayor Helbling extended a thank you to Dakota Access Media for assistance in organizing the video-conferencing for these meetings.

4. Mayor Helbling extended a thank you to Administrator Neubauer and all city staff, the MPO, the Business Development Office, the League of Cities and the Bismarck Mandan Chamber for bringing the cities and counties together in North Dakota for state-wide meetings during the COVID-19 pandemic.

K. ADJOURNMENT:

There being no other business to come before the Board, Commissioner Braun motioned to adjourn the meeting at 6:45 pm. Commissioner Davis seconded the motion. The motion received unanimous approval of the members present.

James Neubauer
City Administrator

Tim Helbling, Mayor
Board of City Commissioners

The Mandan City Commission met in a special meeting 2:00 p.m. on May 1, 2020, Mayor Helbling called the meeting to order. Due to the coronavirus situation, this meeting was held virtually.

A. ROLL CALL:

1. Present were Mayor Helbling and Commissioners Braun, Rohr, Davis and Larson. Department Heads present were, Finance Director Welch, Business Development and Communications Director Huber, City Administrator Neubauer, Police Chief Ziegler and Attorney Brown.

B. NEW BUSINESS:

1. Consider extending thru June 30, 2020, the resolution regarding a moratorium pertaining to the retail sale of alcoholic beverages.
Attorney Brown presented the following resolution for consideration:

RESOLUTION

WHEREAS, by resolution dated April 7, 2020 the City Commission placed a moratorium that permitted holders of restaurant alcoholic beverage license to sell off sale with sales of food; and

WHEREAS, said resolution will expire on May 1, 2020 by its terms as connected to an Executive Order of the Governor of North Dakota dated March 20, 2020; and

WHEREAS, at a special meeting of the City Commission by motion has authorized the extension of said moratorium to and including June 30, 2020;

IT IS THEREFORE ORDERED, that the moratorium authorized by the Resolution dated April 7, 2020 is hereby extended to and including June 30, 2020. Dated this 1st day of May, 2020.

Commissioner Davis motioned to approve the resolution, Commissioner Braun seconded the motion. The motion received unanimous approval of the Board.

C. FUTURE MEETING DATES FOR BOARD OF CITY COMMISSIONERS:

1. May 5, 2020
2. May 19, 2020
3. June 2, 2020

D. ADJOURN

There being no other business to come before the Board a motion was made to adjourn and seconded. The motion received unanimous approval of the members present.

James Neubauer
City Administrator

Tim Helbling, Mayor
Board of City Commissioners



Board of City Commissioners

Agenda Documentation

MEETING DATE: April 30, 2020
PREPARATION DATE: May 5, 2020
SUBMITTING DEPARTMENT: Engineering
DEPARTMENT DIRECTOR: Justin Froseth, PE
PRESENTER: Justin Froseth, Planning and Engineering Director
SUBJECT: Presentation of bids for Street Improvement Districts No. 215 (Midtown East) 215A (Public Works Parking Lot) and 215B (Grounds Maintenance Parking Lot).

STATEMENT/PURPOSE: To present the bids for Street Improvement District No. 215, Project No. 2019-05 (Midtown East), 215A Project 2020-04 (Public Works Parking Lot) and 215B Project 2020.05 (Grounds Maintenance Parking Lot).

BACKGROUND/ALTERNATIVES: Update on May 5th; the spreadsheet that was used on Friday was found to be in error. Specifically, the Post Bid Review attachment was showing a subtotal for the watermain of approximately \$333K more than the actual bid was. The bid tabs, however, were and are correct, it was a transfer error to the Post Bid Review attachment. With this update, that error has been corrected. The numbers that we keyed in a correction are highlighted in green and the numbers that changed as a result of our keyed in correction are highlighted in yellow.

At the December 3rd, 2019 City Commission approved the resolution creating the district, approved the engineer's report, approved the feasibility report and approved the resolution of necessity for SID 215. Commission on January 7th found the protests insufficient and elected to move forward with this project. On March 3rd, 2020 City Commission approved the resolution creating the district, approved the engineer's report, approved the feasibility report and approved the resolution of necessity for SID 215A. Also on March 3rd, 2020 City Commission approved the resolution creating the district, approved the engineer's report, approved the feasibility report and approved the resolution of necessity for SID 215B. On March 17th City Commission approved the advertisement of bid for all three Districts.

The bid opening was on April 14th and Strata Corporation was the low bidder. For all items, their bid was 3.0% over the final estimate and 8.4% over the estimate that was put

together for the preliminary engineering effort that was used for notice letters in December.

Focusing on the items that are subject to special assessments, the bid came in at 2.4% over the final estimate and 15.1% over the estimate that was put together for the preliminary engineering effort and used in the December notice letters. The single largest reason for that difference in percentage is that a widening of 3rd Avenue was not accounted for during the preliminary engineering effort but was added in final design.

In an effort to bring the costs back closer to the noticed estimate, we have identified a couple of cost savings items within the special assessment portion of the project. Refer to the Post Bid Review in Attachment #1 for more detail. Similar to the Southside SID project, we bid Cement Stabilized Base (CSB) as an alternate in lieu of traditional aggregate base under the asphalt pavement. We believe that CSB is a viable alternative in this neighborhood when looking at the existing materials. It is not as tried and tested as aggregate base and it will come with more challenges (stiffer and harder to cut into) should we need to access utility lines underneath in the future, but we believe that for both the significant cost savings and to limit some disruption during construction, it is best to elect this alternative. Electing the CSB represents a construction cost savings of \$354,530 or 8.3% off the assessed portion of the project as compared to the noticed estimate.

The second major cost saving would be to remove the widening of 3rd Avenue back out of the plan. Widening 3rd Avenue north of 4th Street would bring it into conformance with the width that exists south of 4th Street and therefore provide the ideal continuity. It also would allow for the block to be reasonably passable during snowy months. As is, it can be quite narrow when snow hinders the path. However, the price-tag it comes with is relatively high. Electing to take that widening back out of the project scope represents a savings of about \$480K or 11.2% off the assessed portion of the project as compared to the noticed estimate. A big reason for that amount of cost is because a sizable retaining wall has been designed to accomplish with a comfortable level of assurance that it will stand the test of time. We have yet to fully vet out, but there could be some middle ground to accomplish some of the widening without this large of or even this type of wall. We are currently researching a lesser approach to this. If we find reasonable middle ground, we would bring that back as a subsequent change order item for the board's consideration.

Focusing on the underground utility items that are not subject to special assessment, there again, we added some work scope after preliminary engineering to arrive at the final plans. Some of those as well as other cost saving ideas are listed in the Post Bid Review, Attachment #1. We would recommend following with a cost savings change order to deduct items 1-5 from the project scope to realize construction savings of an estimated \$101,412. We discussed a few other cost savings options with the underground utility

items. With those options, staff concluded that to remove from this project would cost us more in the future than we are saving today. Instead of presenting those as options, we have identified some dollars in our utility fund that have been banked for sanitary sewer lining to instead go towards this project. We believe that is the best we can do at this time since we are expecting an absence of Municipal Infrastructure Funds that we previously counted on.

Pending approval of the board, majority of the project construction is planned for 2020 with some tasks in 2021. We will need consultant services to conduct Construction Engineering (aka; inspection) for the construction phase of this project. Pending approval of the award, we plan to bring back an amendment to Moore's Engineering Service Agreement at a subsequent meeting. Also, we would plan to bring back a deductive change order that incorporates the items recommended to reduce costs once we have them nailed down. The contractor has indicated a willingness to execute these cost saving changes that we have identified in order to participate in a successful project for all.

ATTACHMENTS:

- 1) Post Bid Review sheet
- 2) Funding Summary
- 3) Resolution Approving Contract and Contractor's Bond for SID 215
- 4) Resolution Approving Contract and Contractor's Bond for SID 215A
- 5) Resolution Approving Contract and Contractor's Bond for SID 215B
- 6) Bid Tab

FISCAL IMPACT: A funding summary attachment has been provided to summarize the cost categories of this project as well as the funding sources identified to pay for each. The attachment was created by the Finance Department and includes the scope changes as recommended by the Engineering Department. The scope changes are a result of discussions between the staff of the Engineering, Public Works, Finance Departments as well as the City Administrator.

The City previously stated our intentions to buy-down 20% of the assessed portion of the project with Municipal Infrastructure Funds (MIFs) after seeing the projections of Mandan's share after approved by legislature last year. With that funding source now very much in doubt, we have had to adjust our focus to another direction in order to buy-down at that 20% rate. The Finance Department has indicated an inter-fund loan out of the water and sewer utility fund as a means to do this. Should the MIFs materialize as previously anticipated, we would pay the inter-fund loan back with those MIFs.

Instead of removing some items from the underground utility scope in order to fit our budget, we have identified sanitary lining funds that we have been banking up for a future lining project. It is a sacrifice for our older sewer lines in the downtown region, but we believe it is responsible to take care of these immediate needs while the contractor is in

Board of City Commissioners

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Meeting Date: May 5, 2020

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the Mid-Town East construction area. We believe that not addressing now will cost us more long-term.

STAFF IMPACT: Significant time and effort working alongside Moore Engineering on this project.

LEGAL REVIEW: Our agenda information has been forwarded as part of the full packet to the City Attorney for review.

RECOMMENDATION: Approve the Resolutions approving contract and contractor's bond for Street Improvement District No. 215, 215A and 215B and award the bid to Strata Corporation.

SUGGESTED MOTION: Move to approve the Resolutions approving contract and contractor's bond for Street Improvement District No. 215, 215A and 215B and award the base bid with alternate 2 along with the electrical bid to Strata Corporation.

Board of City Commissioners

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| Street Improvement District No. 215, 215A & 215B Mandan, North Dakota Roadway Reconstruction and Rehabilitation Project No. 20834 POST BID REVIEW | | | | |
|---|-----------------------|-------------------------------|----------------------|---------------|
| BID ITEM NO. & DESCRIPTION | BID PRICE | Engineer's Opinion of Cost | Over/Under | % Difference |
| <u>SPECIAL ASSESSMENT RELATED ITEMS</u> | | | | |
| BASE BID - STREETS, ALLEYS, ETC | \$2,910,164.90 | | | |
| ALTERNATE 2 - CEMENT STABILIZED <-- recommended over aggregate base for \$354,530 in cost savings. | \$424,010.00 | | | |
| <u>TOTAL PART A CONSTRUCTION AMOUNT</u> | \$3,334,174.90 | \$3,306,973.00 | \$27,201.90 | 0.8% |
| PART D - STORM SEWER IMPROVEMENTS - SID 215, PROJECT 2019-05 | \$942,627.50 | \$764,440.00 | \$178,187.50 | 23.3% |
| LIGHTING IMPROVEMENTS | \$155,820.00 | \$196,125.00 | (\$40,305.00) | -20.6% |
| <u>TOTAL CONSTRUCTION AMOUNT RELATED TO ASSESSMENTS</u> | \$4,432,622.40 | \$4,267,538.00 | \$165,084.40 | 3.9% |
| <u>LIST OF MONEY SAVING DEDUCTIONS IN THE ASSESSMENT PART:</u> | | | | |
| 1. Eliminate the widening of 3rd Ave between 4th St and 5th St (Earthwork, retaining wall, roadway) (\$480,000.00) | | | | |
| <u>NOT RECOMMENDED LIST OF MONEY SAVING DEDUCTIONS IN THE UTILITY FUND PART:</u> | | | | |
| 2. Eliminate 2021 chip sealing of asphalt streets. (Would need to be done in 3-4 years. (\$103,798.00) | | | | |
| <u>UTILITY ACCOUNT RELATED ITEMS</u> | | | | |
| PART B - WATER MAIN IMPROVEMENTS - SID 215, PROJECT 2019-05 | \$1,451,887.50 | \$1,368,900.00 | \$82,987.50 | 6.1% |
| PART C - SANITARY SEWER IMPROVEMENTS | \$291,032.50 | \$585,025.00 | (\$293,992.50) | -50.3% |
| <u>TOTAL CONSTRUCTION AMOUNT RELATED TO UTILITY ACCOUNTS</u> | \$1,742,920.00 | \$1,953,925.00 | -\$211,005.00 | -10.8% |
| <u>RECOMMENDED LIST (IN ORDER OF MOST RECOMMENDED TO LEAST) OF MONEY SAVING DEDUCTIONS IN THE UTILITY FUND PART:</u> | | | | |
| 1. We spec's 3" of pipe bedding over pipe. Change to 2". (\$5,000.00) | | | | |
| 2. If we eliminate the 3rd Ave Widening, we could eliminate the MH Lowering (\$7,560.00) | | | | |
| 3. Sanitary sewer service line replacement on 4th St left to homeowner cost/choice (\$35,000) | | | | |
| 4. New sewer/water service to two empty lots on 5th St between 2nd and 3rd Ave to be homeowner's choice (\$48,852.00) | | | | |
| 5. Use the City's stockpiled water main pipe on stretch (\$5,000.00) | | | | |
| Construction Subtotal of #1-#5: (\$101,412) | | | | |
| <u>NOT RECOMMENDED (IN ORDER OF MOST PALATABLE TO LEAST) LIST OF MONEY SAVING DEDUCTIONS IN THE UTILITY FUND PART: if not removing, intend to fund with sanitary sewer lining funds that have been banked.</u> | | | | |
| 6. Remove 2 blocks of water main looping that were added. Could directional bore in future. (\$86,329.00) | | | | |
| <u>MISCELLANEOUS PROJECTS ATTACHED TO BIDS</u> | | | | |
| PART E - 8th AVE NW WATER MAIN - SID 215, PROJECT 2019-05 | \$150,705.20 | | | |
| PART F - CEMETERY PARKING LOT - SID 215B, PROJECT 2020-05 | \$185,847.00 | | | |
| PART G - PUBLIC WORKS ADDITION - SID 215A, PROJECT 2020-05 | \$1,208,224.20 | | | |
| <u>RECOMMENDED LIST OF MONEY SAVING DEDUCTIONS FOR MISCELLANEOUS:</u> | | | | |
| 1. Not award Part E - 8th Ave WM Replacement (\$150,705.00) | | | | |
| <u>NOT RECOMMENDED (IN ORDER OF MOST PALATABLE TO LEAST) LIST OF MONEY SAVING DEDUCTIONS FOR MISCELLANEOUS:</u> | | | | |
| 1. Change Cemetery Parking Lot from Concrete to Asphalt (\$115,000.) | | | | |

MID-TOWN EAST PROJECT

| | STREET #215 | STREET #215 | STREET #215A | STREET #215B | TOTAL | |
|---|---------------------|----------------|-----------------|---------------|----------------|--|
| COST | | | | | | |
| STREET | \$4,432,622.40 | | | | \$4,432,622.40 | |
| WATER AND SEWER | | \$1,732,920.00 | | | \$1,732,920.00 | |
| PUBLIC WORKS PARKING LOT | | | \$ 1,208,224.20 | | \$1,208,224.20 | |
| GROUND'S MAINTENANCE PARKING LOT | | | | \$ 185,847.00 | \$ 185,847.00 | |
| TOTAL | \$4,432,622.40 | \$1,732,920.00 | \$ 1,208,224.20 | \$ 185,847.00 | \$7,559,613.60 | |
| CONSTRUCTION CONTINGENCY & ADMINISTRATION | \$1,329,786.79 | \$ 519,876.03 | \$ 109,838.56 | \$ 15,487.25 | \$1,974,988.63 | |
| TOTAL | \$5,762,409.19 | \$2,252,796.03 | \$ 1,318,062.76 | \$ 201,334.25 | \$9,534,602.23 | |
| FUNDING | | | | | | |
| WATER AND SEWER UTILITY FUND | \$1,152,481.84 20% | | | | \$1,152,481.84 | INTERFUND LOAN |
| SPECIAL ASSESSMENTS | \$4,609,927.35 80% | | | | \$4,609,927.35 | |
| WATER AND SEWER UTILITY FUND | | \$ 800,000.00 | | | \$ 800,000.00 | 2020 BUDGET |
| WATER AND SEWER UTILITY FUND | | \$ 451,000.00 | | | \$ 451,000.00 | MAIN ALLEY SANITARY SEWER LINING PROJECT RESERVE |
| WATER AND SEWER UTILITY FUND | | \$1,001,796.03 | | | \$1,001,796.03 | ADDITIONAL FUNDING FOR WATER AND SEWER |
| CITY WIDE PROPERTY TAXES | | | \$ 1,318,062.76 | | \$1,318,062.76 | |
| CITY'S SHARE OF SPECIAL ASSESSMENTS FUND | | | | \$ 201,334.25 | \$ 201,334.25 | |
| TOTAL | \$5,762,409.19 100% | \$2,252,796.03 | \$ 1,318,062.76 | \$ 201,334.25 | \$9,534,602.23 | |

Board of City Commissioners

Agenda Documentation

Meeting Date: May 5, 2020

Subject: Presentation of bids for Street Improvement Districts No. 215 (Midtown East),
215A (Public Works Parking Lot) and 215B (Grounds Maintenance Parking Lot).

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RESOLUTION
APPROVING CONTRACT AND CONTRACTOR'S BOND FOR
STREET IMPROVEMENT DISTRICT NO. 215

(Project No. 2019-05)

BE IT RESOLVED by the governing body of the City of Mandan, North Dakota (the "City"), as follows:

1. It is hereby found and determined that this Board has heretofore caused Notice for Advertisement for Bids to be made for an improvement Street Improvement District No. 215, of said City, and has duly and publicly opened and considered said bids received pursuant to said Notice.
2. Said improvement is hereby ordered to be constructed in accordance with the plans and specifications therefore as heretofore adopted by this Board pursuant to a resolution duly adopted by this Board.
3. It is hereby found and determined that the lowest responsible bidder for various categories of the work, material and skill required for said improvement is Strata Corporation whose bid provides for the construction of said improvement at a total base price of \$6,907,659.60.
4. The President of the Board of City Commissioners of the City of Mandan and City Auditor are hereby authorized and directed to make and enter into a contract with said bidder on the part of the City, in the form prescribed by Sections 40-22-35 and 40-22-35, N.D.C.C. as amended, provided that said bidder shall within ten (10) days from this date execute said contract and a construction bond conditioned in accordance with the provisions of Sections 40-22-30 and 40-22-32 of said Code.

Dated this 5th day of May, 2020

President Board of City Commissioners

Attest:

James Neubauer,
City Administrator

Board of City Commissioners

Agenda Documentation

Meeting Date: May 5, 2020

Subject: Presentation of bids for Street Improvement Districts No. 215 (Midtown East),
215A (Public Works Parking Lot) and 215B (Grounds Maintenance Parking Lot).

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RESOLUTION
APPROVING CONTRACT AND CONTRACTOR'S BOND FOR
STREET IMPROVEMENT DISTRICT NO. 215A

(Project No. 2020-04)

BE IT RESOLVED by the governing body of the City of Mandan, North Dakota (the "City"), as follows:

1. It is hereby found and determined that this Board has heretofore caused Notice for Advertisement for Bids to be made for an improvement Street Improvement District No. 215A of said City, and has duly and publicly opened and considered said bids received pursuant to said Notice.
2. Said improvement is hereby ordered to be constructed in accordance with the plans and specifications therefore as heretofore adopted by this Board pursuant to a resolution duly adopted by this Board.
3. It is hereby found and determined that the lowest responsible bidder for various categories of the work, material and skill required for said improvement is Strata Corporation whose bid provides for the construction of said improvement at a total estimated base price of \$1,208,224.20.
4. The President of the Board of City Commissioners of the City of Mandan and City Auditor are hereby authorized and directed to make and enter into a contract with said bidder on the part of the City, in the form prescribed by Sections 40-22-35 and 40-22-35, N.D.C.C. as amended, provided that said bidder shall within ten (10) days from this date execute said contract and a construction bond conditioned in accordance with the provisions of Sections 40-22-30 and 40-22-32 of said Code.

Dated this 5th day of May, 2020

President Board of City Commissioners

Attest:

James Neubauer,
City Administrator

Board of City Commissioners

Agenda Documentation

Meeting Date: May 5, 2020

Subject: Presentation of bids for Street Improvement Districts No. 215 (Midtown East),
215A (Public Works Parking Lot) and 215B (Grounds Maintenance Parking Lot).

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RESOLUTION
APPROVING CONTRACT AND CONTRACTOR'S BOND FOR
STREET IMPROVEMENT DISTRICT NO. 215B
(Project No. 2020-05)

BE IT RESOLVED by the governing body of the City of Mandan, North Dakota (the "City"), as follows:

1. It is hereby found and determined that this Board has heretofore caused Notice for Advertisement for Bids to be made for an improvement Street Improvement District No. 215B of said City, and has duly and publicly opened and considered said bids received pursuant to said Notice.
2. Said improvement is hereby ordered to be constructed in accordance with the plans and specifications therefore as heretofore adopted by this Board pursuant to a resolution duly adopted by this Board.
3. It is hereby found and determined that the lowest responsible bidder for various categories of the work, material and skill required for said improvement is Strata Corporation whose bid provides for the construction of said improvement at a total estimated base price of \$185,847.00.
4. The President of the Board of City Commissioners of the City of Mandan and City Auditor are hereby authorized and directed to make and enter into a contract with said bidder on the part of the City, in the form prescribed by Sections 40-22-35 and 40-22-35, N.D.C.C. as amended, provided that said bidder shall within ten (10) days from this date execute said contract and a construction bond conditioned in accordance with the provisions of Sections 40-22-30 and 40-22-32 of said Code.

Dated this 5th day of May, 2020

President Board of City Commissioners

Attest:

James Neubauer,
City Administrator



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Strata Corporation
102 12th Ave NW
West Fargo, ND 58078

Crow River Construction
9338 187th Ave NE
New London, MN 56273

Denny's Electric, LLC
PO Box 1406
Dickinson, ND 58602

| BID ITEM NO. & DESCRIPTION | | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|--|-----------|---|-------|--------------------|----------------|--------------|----------------|----------------|----------------|-----------|
| GENERAL | | | | | | | | | | |
| BASE BID | | | | | | | | | | |
| PART A - STREET IMPROVEMENTS - SID 215, PROJECT 2019-05 | | | | | | | | | | |
| 1. | 261.0112 | Fiber Rolls 12In | LF | 600 | \$3.15 | \$1,890.00 | \$4.00 | \$2,400.00 | NO BID | NO BID |
| 2. | 708.1540 | Inlet Protection-Special | EA | 75 | \$150.00 | \$11,250.00 | \$175.00 | \$13,125.00 | NO BID | NO BID |
| 3. | 201.0330 | Clearing & Grubbing | L SUM | 1 | \$6,700.00 | \$6,700.00 | \$10,000.00 | \$10,000.00 | NO BID | NO BID |
| 4. | 201.0390 | Removal of Trees 30In | EA | 12 | \$1,650.00 | \$19,800.00 | \$1,000.00 | \$12,000.00 | NO BID | NO BID |
| 5. | 202.0114 | Removal of Concrete Pavement | SY | 15,500 | \$20.20 | \$313,100.00 | \$14.00 | \$217,000.00 | NO BID | NO BID |
| 6. | 202.0130 | Removal of Curb & Gutter | LF | 12,900 | \$3.30 | \$42,570.00 | \$8.00 | \$103,200.00 | NO BID | NO BID |
| 7. | 202.0132 | Removal of Bituminous Surfacing | SY | 11,500 | \$3.25 | \$37,375.00 | \$8.00 | \$92,000.00 | NO BID | NO BID |
| 8. | 203.0109 | Topsoil | CY | 2,300 | \$19.95 | \$45,885.00 | \$45.00 | \$103,500.00 | NO BID | NO BID |
| 9. | 203.0140 | Borrow-Excavation | CY | 75 | \$18.00 | \$1,350.00 | \$25.00 | \$1,875.00 | NO BID | NO BID |
| 10. | 306.0370 | Remove And Relay Blended Material | SY | 28,000 | \$4.90 | \$137,200.00 | \$16.00 | \$448,000.00 | NO BID | NO BID |
| 11. | 405-8.2 | Rubberized Asphalt Sealants | LF | 600 | \$0.65 | \$390.00 | \$4.00 | \$2,400.00 | NO BID | NO BID |
| 12. | 405-8.6 | Routed/Sawn Cracks | LF | 600 | \$0.65 | \$390.00 | \$5.00 | \$3,000.00 | NO BID | NO BID |
| 13. | 420.0111 | Crs2P Emulsified Asphalt | GAL | 19,000 | \$4.12 | \$78,280.00 | \$4.00 | \$76,000.00 | NO BID | NO BID |
| 14. | 420.0125 | Cover Coat Material CI 41M | TON | 600 | \$42.53 | \$25,518.00 | \$42.00 | \$25,200.00 | NO BID | NO BID |
| 15. | 430.0043 | Superpave FAA 43 | TON | 12,300 | \$78.90 | \$970,470.00 | \$105.00 | \$1,291,500.00 | NO BID | NO BID |
| 16. | 430.1000 | Cored Sample | EA | 40 | \$71.00 | \$2,840.00 | \$150.00 | \$6,000.00 | NO BID | NO BID |
| 17. | 501-4.2 | Random Crack Sealing | LF | 2,000 | \$0.60 | \$1,200.00 | \$5.00 | \$10,000.00 | NO BID | NO BID |
| 18. | 501-4.3 | Saw And Seal Joints | LF | 600 | \$6.50 | \$3,900.00 | \$6.00 | \$3,600.00 | NO BID | NO BID |
| 19. | 550.0115 | 8In Non-Reinf Concrete Pavement CI Ye | SY | 400 | \$76.80 | \$30,720.00 | \$125.00 | \$50,000.00 | NO BID | NO BID |
| 20. | 601-4.6 | Sidewalk Trench Drain - 12" Inches Wide | LF | 6 | \$205.00 | \$1,230.00 | \$600.00 | \$3,600.00 | NO BID | NO BID |
| 21. | 624.0123 | Pedestrian Railing | LF | 120 | \$133.62 | \$16,034.40 | \$135.00 | \$16,200.00 | NO BID | NO BID |
| 22. | 704.1100 | Traffic Control | L SUM | 1 | \$33,500.00 | \$33,500.00 | \$75,000.00 | \$75,000.00 | NO BID | NO BID |
| 23. | 748.00001 | Valley Gutter Special | SY | 550 | \$82.40 | \$45,320.00 | \$110.00 | \$60,500.00 | NO BID | NO BID |
| 24. | 748.0500 | Curb Header-Type I | LF | 400 | \$25.80 | \$10,320.00 | \$45.00 | \$18,000.00 | NO BID | NO BID |
| 25. | 748.0140 | Curb & Gutter-Type I | LF | 12,900 | \$25.80 | \$332,820.00 | \$35.00 | \$451,500.00 | NO BID | NO BID |
| 26. | 750.0100 | Sidewalk Concrete | SY | 3,650 | \$51.20 | \$186,880.00 | \$75.00 | \$273,750.00 | NO BID | NO BID |
| 27. | 750.1000 | Driveway Concrete | SY | 5,100 | \$54.00 | \$275,400.00 | \$80.00 | \$408,000.00 | NO BID | NO BID |
| 28. | 750.2115 | Detectable Warning Panels | SF | 910 | \$24.00 | \$21,840.00 | \$20.00 | \$18,200.00 | NO BID | NO BID |
| 29. | 754.9095 | Signing | L SUM | 1 | \$5,500.00 | \$5,500.00 | \$1,000.00 | \$1,000.00 | NO BID | NO BID |



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Strata Corporation
102 12th Ave NW
West Fargo, ND 58078

Crow River Construction
9338 187th Ave NE
New London, MN 56273

Denny's Electric, LLC
PO Box 1406
Dickinson, ND 58602

| BID ITEM NO. & DESCRIPTION | | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|--|-----------|--|-------|--------------------|----------------|--------------|----------------|--------------|----------------|-----------|
| 30. | 762.1305 | Preformed Patterned Pvmt Mk 4In Line-Grooved | LF | 700 | \$4.60 | \$3,220.00 | \$3.00 | \$2,100.00 | NO BID | NO BID |
| 31. | 762.1307 | Preformed Patterned Pvmt Mk 6In Line-Grooved | LF | 100 | \$7.10 | \$710.00 | \$24.00 | \$2,400.00 | NO BID | NO BID |
| 32. | 762.1325 | Preformed Patterned Pvmt Mk 24In Line-Grooved | LF | 350 | \$30.00 | \$10,500.00 | \$80.00 | \$28,000.00 | NO BID | NO BID |
| 33. | 930.9543 | Retaining Wall | LF | 498 | \$866.25 | \$431,392.50 | \$425.00 | \$211,650.00 | NO BID | NO BID |
| 34. | 12000 | Mobilization | L SUM | 1 | \$180,000.00 | \$180,000.00 | \$750,000.00 | \$750,000.00 | NO BID | NO BID |
| 35. | 1202-4.2 | Seeding Class II | SY | 15,000 | \$1.05 | \$15,750.00 | \$0.50 | \$7,500.00 | NO BID | NO BID |
| 36. | 1204-4.1 | Mulching | SY | 15,000 | \$1.05 | \$15,750.00 | \$1.00 | \$15,000.00 | NO BID | NO BID |
| 37. | 1206-4.1 | Adjust Manhole Casting in Asphalt Pavement | EA | 55 | \$650.00 | \$35,750.00 | \$1,500.00 | \$82,500.00 | NO BID | NO BID |
| 38. | 1206-4.11 | Adjust Valve Box In Asphalt Pavement | EA | 40 | \$240.00 | \$9,600.00 | \$300.00 | \$12,000.00 | NO BID | NO BID |
| 39. | 1206-4.2 | Furnish and Adjust Manhole Casting In Asphalt Pavement | EA | 5 | \$1,100.00 | \$5,500.00 | \$1,500.00 | \$7,500.00 | NO BID | NO BID |
| 40. | 15000 | Storm Water Management | L SUM | 1 | \$12,500.00 | \$12,500.00 | \$7,500.00 | \$7,500.00 | NO BID | NO BID |
| 41. | 312500.01 | Turf Reinforcement Mat | SF | 1,250 | \$0.80 | \$1,000.00 | \$1.00 | \$1,250.00 | NO BID | NO BID |
| 42. | 312500.02 | Tied Concrete Block Mat | SF | 1,200 | \$7.35 | \$8,820.00 | \$30.00 | \$36,000.00 | NO BID | NO BID |
| PART B - WATER MAIN IMPROVEMENTS - SID 215, PROJECT 2019-05 | | | | | | | | | | |
| 1. | 203.0505 | Exploratory Excavation | HR | 20 | \$840.00 | \$16,800.00 | \$500.00 | \$10,000.00 | NO BID | NO BID |
| 2. | 724.0430 | Remove Hydrant | EA | 7 | \$1,680.00 | \$11,760.00 | \$350.00 | \$2,450.00 | NO BID | NO BID |
| 3. | 901-4.10 | 6 Inch Water Main | LF | 160 | \$52.50 | \$8,400.00 | \$55.00 | \$8,800.00 | NO BID | NO BID |
| 4. | 901-4.11 | 8 Inch Water Main | LF | 7,900 | \$82.95 | \$655,305.00 | \$60.00 | \$474,000.00 | NO BID | NO BID |
| 5. | 901-4.50 | 6" Gate Valve And Box | EA | 10 | \$1,470.00 | \$14,700.00 | \$1,800.00 | \$18,000.00 | NO BID | NO BID |
| 6. | 901-4.51 | 8" Gate Valve And Box | EA | 39 | \$1,942.50 | \$75,757.50 | \$2,300.00 | \$89,700.00 | NO BID | NO BID |
| 7. | 901-4.70 | 6" Hydrant | EA | 10 | \$6,300.00 | \$63,000.00 | \$6,400.00 | \$64,000.00 | NO BID | NO BID |
| 8. | 901-4.79 | 8" X 8" Tapping Sleeve With Tapping Valve And Box | EA | 1 | \$7,140.00 | \$7,140.00 | \$5,800.00 | \$5,800.00 | NO BID | NO BID |
| 9. | 901-4.80 | 12" X 8" Tapping Sleeve With Tapping Valve And Box | EA | 1 | \$7,350.00 | \$7,350.00 | \$6,000.00 | \$6,000.00 | NO BID | NO BID |
| 10. | 1209-4.11 | 1" Water Service Line | LF | 2,000 | \$42.00 | \$84,000.00 | \$42.00 | \$84,000.00 | NO BID | NO BID |
| 11. | 1209-4.40 | 1" Water Service Connection | EA | 180 | \$1,837.50 | \$330,750.00 | \$600.00 | \$108,000.00 | NO BID | NO BID |
| 12. | 1209-4.50 | 1" Curb Stop And 1" Curb Box | EA | 22 | \$262.50 | \$5,775.00 | \$600.00 | \$13,200.00 | NO BID | NO BID |
| 13. | 28213.33 | Removal of Asbestos Concrete Pipe | LF | 10 | \$210.00 | \$2,100.00 | \$40.00 | \$400.00 | NO BID | NO BID |
| 14. | 330130.11 | Televiser - Service | EA | 7 | \$525.00 | \$3,675.00 | \$500.00 | \$3,500.00 | NO BID | NO BID |
| 15. | 330130.23 | Water Main Pipe Burst - 8" | LF | 900 | \$183.75 | \$165,375.00 | \$80.00 | \$72,000.00 | NO BID | NO BID |
| PART C - SANITARY SEWER IMPROVEMENTS | | | | | | | | | | |
| 1. | 202.0210 | Removal of Manholes | EA | 6 | \$1,785.00 | \$10,710.00 | \$600.00 | \$3,600.00 | NO BID | NO BID |
| 2. | 722.6201 | Adjust Manhole Special | EA | 1 | \$7,560.00 | \$7,560.00 | \$1,400.00 | \$1,400.00 | NO BID | NO BID |



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Strata Corporation
102 12th Ave NW
West Fargo, ND 58078

Crow River Construction
9338 187th Ave NE
New London, MN 56273

Denny's Electric, LLC
PO Box 1406
Dickinson, ND 58602

| BID ITEM NO. & DESCRIPTION | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|---|------|--------------------|----------------|--------------|----------------|--------------|----------------|-----------|
| 3. 801-4.1 8" Sanitary Sewer Pipe | LF | 1,090 | \$132.30 | \$144,207.00 | \$65.00 | \$70,850.00 | NO BID | NO BID |
| 4. 801-4.2 10" Sanitary Sewer Pipe | LF | 45 | \$304.50 | \$13,702.50 | \$75.00 | \$3,375.00 | NO BID | NO BID |
| 5. 801-4.3 12" Sanitary Sewer Pipe | LF | 50 | \$462.00 | \$23,100.00 | \$85.00 | \$4,250.00 | NO BID | NO BID |
| 6. 801-XXXX Connect To Existing Manhole | EA | 2 | \$3,465.00 | \$6,930.00 | \$2,500.00 | \$5,000.00 | NO BID | NO BID |
| 7. 801-XXXX Sanitary Sewer Main Repair | EA | 4 | \$12,600.00 | \$50,400.00 | \$3,600.00 | \$14,400.00 | NO BID | NO BID |
| 8. 1205-4.1 (A) Concrete Manhole (48" Dia) | EA | 12 | \$5,250.00 | \$63,000.00 | \$6,000.00 | \$72,000.00 | NO BID | NO BID |
| 9. 1209-4.1 6" Sewer Service Pipe | LF | 600 | \$100.00 | \$60,000.00 | \$45.00 | \$27,000.00 | NO BID | NO BID |
| 10. 1209-4.6 6" Sewer Pipe Bend | EA | 30 | \$94.50 | \$2,835.00 | \$200.00 | \$6,000.00 | NO BID | NO BID |
| PART D - STORM SEWER IMPROVEMENTS - SID 215, PROJECT 2019-05 | | | | | | | | |
| 1. 202.0210 Removal of Manholes | EA | 11 | \$1,050.00 | \$11,550.00 | \$800.00 | \$8,800.00 | NO BID | NO BID |
| 2. 802-4.2 12" Storm Sewer Pipe | LF | 540 | \$70.35 | \$37,989.00 | \$65.00 | \$35,100.00 | NO BID | NO BID |
| 3. 802-4.3 15" Storm Sewer Pipe | LF | 320 | \$58.80 | \$18,816.00 | \$70.00 | \$22,400.00 | NO BID | NO BID |
| 4. 802-4.4 18" Storm Sewer Pipe | LF | 900 | \$98.70 | \$88,830.00 | \$75.00 | \$67,500.00 | NO BID | NO BID |
| 5. 802-4.5 24" Storm Sewer Pipe | LF | 810 | \$87.15 | \$70,591.50 | \$80.00 | \$64,800.00 | NO BID | NO BID |
| 6. 802-4.6 36" Storm Sewer Pipe | LF | 400 | \$112.35 | \$44,940.00 | \$100.00 | \$40,000.00 | NO BID | NO BID |
| 7. 802-4.7 48" Storm Sewer Pipe | LF | 1,520 | \$184.80 | \$280,896.00 | \$130.00 | \$197,600.00 | NO BID | NO BID |
| 8. 901-4.78 Insulate Water Main Or Service | LF | 300 | \$21.00 | \$6,300.00 | \$25.00 | \$7,500.00 | NO BID | NO BID |
| 9. 901-X.XX Adjust Water Main (12 Inch and Under) | EA | 1 | \$9,135.00 | \$9,135.00 | \$5,400.00 | \$5,400.00 | NO BID | NO BID |
| 10. 901-X.XX Adjust Water Main (Over 12 Inch) | EA | 1 | \$16,485.00 | \$16,485.00 | \$7,500.00 | \$7,500.00 | NO BID | NO BID |
| 11. 1205-4.1 (A) Concrete Manhole (48" Dia) | EA | 8 | \$3,675.00 | \$29,400.00 | \$5,400.00 | \$43,200.00 | NO BID | NO BID |
| 12. 1205-4.1 (B) Concrete Manhole (60" Dia) | EA | 3 | \$6,300.00 | \$18,900.00 | \$7,800.00 | \$23,400.00 | NO BID | NO BID |
| 13. 1205-4.1 (C) Concrete Manhole (72" Dia) | EA | 1 | \$10,500.00 | \$10,500.00 | \$11,500.00 | \$11,500.00 | NO BID | NO BID |
| 14. 1205-4.1 (D) Concrete Manhole (84" Dia) | EA | 4 | \$13,650.00 | \$54,600.00 | \$16,500.00 | \$66,000.00 | NO BID | NO BID |
| 15. 1205-4.1 (E) Concrete Manhole (96" Dia) | EA | 2 | \$15,750.00 | \$31,500.00 | \$16,600.00 | \$33,200.00 | NO BID | NO BID |
| 16. 1205-4.1 (F) Concrete Manhole (108" Dia) | EA | 1 | \$41,780.00 | \$41,780.00 | \$26,500.00 | \$26,500.00 | NO BID | NO BID |
| 17. 1205-4.7 Type 36" Inlet | EA | 31 | \$3,465.00 | \$107,415.00 | \$4,000.00 | \$124,000.00 | NO BID | NO BID |
| 18. 1205-4.10 Catch Basin | EA | 2 | \$2,100.00 | \$4,200.00 | \$2,800.00 | \$5,600.00 | NO BID | NO BID |
| 19. 1205-4.11 Remove Existing Catch Basin Or Inlet | EA | 35 | \$420.00 | \$14,700.00 | \$400.00 | \$14,000.00 | NO BID | NO BID |
| 20. 1209-X.XX Adjust Water Service | EA | 10 | \$3,675.00 | \$36,750.00 | \$1,600.00 | \$16,000.00 | NO BID | NO BID |
| 21. 1209-X.XX Sanitary Sewer Service Repair | EA | 2 | \$3,675.00 | \$7,350.00 | \$1,600.00 | \$3,200.00 | NO BID | NO BID |



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Strata Corporation
102 12th Ave NW
West Fargo, ND 58078

Crow River Construction
9338 187th Ave NE
New London, MN 56273

Denny's Electric, LLC
PO Box 1406
Dickinson, ND 58602

| BID ITEM NO. & DESCRIPTION | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | |
|---|-----------|---|--------------------|----------------|------------|----------------|------------|----------------|-----------|--------|
| PART E - 8th AVE NORTHWEST WATER REPLACEMENT AREA - SID 215, PROJECT 2019-05 | | | | | | | | | | |
| 1. | 202.0114 | Removal of Concrete Pavement | SY | 55 | \$24.00 | \$1,320.00 | \$15.00 | \$825.00 | NO BID | NO BID |
| 2. | 202.0130 | Removal of Curb & Gutter | LF | 60 | \$10.00 | \$600.00 | \$8.00 | \$480.00 | NO BID | NO BID |
| 3. | 203.0109 | Topsoil | CY | 21 | \$27.00 | \$567.00 | \$45.00 | \$945.00 | NO BID | NO BID |
| 4. | 430.00001 | Patching | SY | 800 | \$68.00 | \$54,400.00 | \$55.00 | \$44,000.00 | NO BID | NO BID |
| 5. | 748.0140 | Curb & Gutter-Type I | LF | 60 | \$42.00 | \$2,520.00 | \$60.00 | \$3,600.00 | NO BID | NO BID |
| 6. | 750.0100 | Sidewalk Concrete | SY | 25 | \$59.00 | \$1,475.00 | \$125.00 | \$3,125.00 | NO BID | NO BID |
| 7. | 750.1000 | Driveway Concrete | SY | 30 | \$66.00 | \$1,980.00 | \$120.00 | \$3,600.00 | NO BID | NO BID |
| 8. | 901-4.10 | 6 Inch Water Main | LF | 40 | \$56.70 | \$2,268.00 | \$65.00 | \$2,600.00 | NO BID | NO BID |
| 9. | 901-4.11 | 8 Inch Water Main | LF | 561 | \$88.20 | \$49,480.20 | \$60.00 | \$33,660.00 | NO BID | NO BID |
| 10. | 901-4.50 | 6" Gate Valve And Box | EA | 1 | \$1,470.00 | \$1,470.00 | \$1,800.00 | \$1,800.00 | NO BID | NO BID |
| 11. | 901-4.51 | 8" Gate Valve And Box | EA | 2 | \$1,942.50 | \$3,885.00 | \$2,300.00 | \$4,600.00 | NO BID | NO BID |
| 12. | 901-4.79 | 8" X 8" Tapping Sleeve With Tapping Valve And Box | EA | 2 | \$7,140.00 | \$14,280.00 | \$5,800.00 | \$11,600.00 | NO BID | NO BID |
| 13. | 901-4.70 | 6" Hydrant | EA | 1 | \$6,300.00 | \$6,300.00 | \$6,300.00 | \$6,300.00 | NO BID | NO BID |
| 14. | 1202-4.2 | Seeding Class II | SY | 125 | \$1.05 | \$131.25 | \$1.00 | \$125.00 | NO BID | NO BID |
| 15. | 1204-4.1 | Mulching | SY | 125 | \$1.05 | \$131.25 | \$2.00 | \$250.00 | NO BID | NO BID |
| 16. | 1209-4.11 | 1" Water Service Line | LF | 200 | \$69.30 | \$13,860.00 | \$45.00 | \$9,000.00 | NO BID | NO BID |
| 17. | 1209-4.40 | 1" Water Service Connection | EA | 5 | \$1,207.50 | \$6,037.50 | \$600.00 | \$3,000.00 | NO BID | NO BID |
| PART F - CEMETERY GROUND MAINTENANCE PARKING LOT - SID 215B, PROJECT 2020-05 | | | | | | | | | | |
| 1. | 203.0109 | Topsoil | CY | 150 | \$27.00 | \$4,050.00 | \$45.00 | \$6,750.00 | NO BID | NO BID |
| 2. | 302-4.3 | Blended Base | CY | 255 | \$45.00 | \$11,475.00 | \$30.00 | \$7,650.00 | NO BID | NO BID |
| 3. | 501-4.1 | Portland Cement Concrete Pavement | SY | 2,188 | \$76.50 | \$167,382.00 | \$70.00 | \$153,160.00 | NO BID | NO BID |
| 4. | 1001-4.11 | Two-Inch Conduit - PVC Laid In Trench | LF | 70 | \$10.00 | \$700.00 | \$15.00 | \$1,050.00 | NO BID | NO BID |
| 5. | 1001-4.12 | Trenching - 27-Inch Depth | LF | 70 | \$8.00 | \$560.00 | \$10.00 | \$700.00 | NO BID | NO BID |
| 6. | 1202-4.2 | Seeding Class II | SY | 800 | \$1.05 | \$840.00 | \$1.00 | \$800.00 | NO BID | NO BID |
| 7. | 1204-4.1 | Mulching | SY | 800 | \$1.05 | \$840.00 | \$2.00 | \$1,600.00 | NO BID | NO BID |
| PART G - PUBLIC WORKS ADDITION - SID 215A, PROJECT 2020-05 | | | | | | | | | | |
| 1. | 202.0114 | Removal of Concrete Pavement | SY | 300 | \$22.00 | \$6,600.00 | \$15.00 | \$4,500.00 | NO BID | NO BID |
| 2. | 202.0130 | Removal of Curb & Gutter | LF | 500 | \$3.30 | \$1,650.00 | \$8.00 | \$4,000.00 | NO BID | NO BID |
| 3. | 202.0132 | Removal of Bituminous Surfacing | SY | 6,000 | \$2.60 | \$15,600.00 | \$4.00 | \$24,000.00 | NO BID | NO BID |
| 4. | 202.0310 | Removal Of Chain Link Fence | LF | 1,260 | \$4.50 | \$5,670.00 | \$4.50 | \$5,670.00 | NO BID | NO BID |
| 5. | 203.0101 | Common Excavation-Type A | CY | 960 | \$23.00 | \$22,080.00 | \$14.00 | \$13,440.00 | NO BID | NO BID |

[C]=Corrected Amount



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Strata Corporation
102 12th Ave NW
West Fargo, ND 58078

Crow River Construction
9338 187th Ave NE
New London, MN 56273

Denny's Electric, LLC
PO Box 1406
Dickinson, ND 58602

| BID ITEM NO. & DESCRIPTION | | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|---|--------------|-----------------------------------|------|--------------------|----------------|-----------------------|----------------|---------------------------|----------------|---------------|
| 6. | 203.0109 | Topsoil | CY | 450 | \$19.95 | \$8,977.50 | \$45.00 | \$20,250.00 | NO BID | NO BID |
| 7. | 203.0140 | Borrow-Excavation | CY | 6,300 | \$20.50 | \$129,150.00 | \$14.00 | \$88,200.00 | NO BID | NO BID |
| 8. | 230.00001 | Subgrade Preparation-Type A-6In | SY | 13,885 | \$2.20 | \$30,547.00 | \$4.00 | \$55,540.00 | NO BID | NO BID |
| 9. | 302-4.3 | Blended Base | CY | 3,100 | \$36.22 | \$112,282.00 | \$18.00 | \$55,800.00 | NO BID | NO BID |
| 10. | 550.0107 | 6In Reinf Concrete Pavement Cl Ye | SY | 13,330 | \$49.80 | \$663,834.00 | \$75.00 | \$999,750.00 [C] | NO BID | NO BID |
| 11. | 722.2500 | Manhole Special | EA | 1 | \$10,500.00 | \$10,500.00 | \$12,000.00 | \$12,000.00 | NO BID | NO BID |
| 12. | 748.00001 | Valley Gutter Special | SY | 399 | \$78.00 | \$31,122.00 | \$110.00 | \$43,890.00 | NO BID | NO BID |
| 13. | 748.0140 | Curb & Gutter-Type I | LF | 775 | \$23.80 | \$18,445.00 | \$35.00 | \$27,125.00 | NO BID | NO BID |
| 14. | 750.0100 | Sidewalk Concrete | SY | 175 | \$64.00 | \$11,200.00 | \$75.00 | \$13,125.00 | NO BID | NO BID |
| 15. | 750.2115 | Detectable Warning Panels | SF | 24 | \$24.00 | \$576.00 | \$20.00 | \$480.00 | NO BID | NO BID |
| 16. | 752.0600 | Fence Chain Link | LF | 1,350 | \$30.78 | \$41,553.00 | \$32.00 | \$43,200.00 | NO BID | NO BID |
| 17. | 752.2100 | Vehicle Gate | EA | 2 | \$8,670.00 | \$17,340.00 | \$10,000.00 | \$20,000.00 | NO BID | NO BID |
| 18. | 752.2120 | Remove Vehicle Gate | EA | 2 | \$342.00 | \$684.00 | \$350.00 | \$700.00 | NO BID | NO BID |
| 19. | 762.0103 | Pvmt Mk Painted-Message | SF | 50 | \$32.00 | \$1,600.00 | \$65.00 | \$3,250.00 | NO BID | NO BID |
| 20. | 762.0113 | Epoxy Pvmt Mk 4In Line | LF | 1,100 | \$0.75 | \$825.00 | \$4.00 | \$4,400.00 | NO BID | NO BID |
| 21. | 802-4.1 | 8" Storm Sewer Pipe | LF | 15 | \$37.80 | \$567.00 | \$65.00 | \$975.00 | NO BID | NO BID |
| 22. | 802-4.2 | 12" Storm Sewer Pipe | LF | 10 | \$63.00 | \$630.00 | \$70.00 | \$700.00 | NO BID | NO BID |
| 23. | 802-4.3 | 15" Storm Sewer Pipe | LF | 108 | \$92.40 | \$9,979.20 | \$75.00 | \$8,100.00 | NO BID | NO BID |
| 24. | 802-4.4 | 18" Storm Sewer Pipe | LF | 502 | \$78.75 | \$39,532.50 | \$80.00 | \$40,160.00 | NO BID | NO BID |
| 25. | 802-4.51 | 12" Flared End Section | EA | 1 | \$1,260.00 | \$1,260.00 | \$500.00 | \$500.00 | NO BID | NO BID |
| 26. | 802-4.52 | 15" Flared End Section | EA | 1 | \$1,680.00 | \$1,680.00 | \$550.00 | \$550.00 | NO BID | NO BID |
| 27. | 802-4.94 | Rip Rap - Type M | CY | 20 | \$140.00 | \$2,800.00 | \$100.00 | \$2,000.00 | NO BID | NO BID |
| 28. | 1202-4.2 | Seeding Class II | SY | 2,500 | \$1.05 | \$2,625.00 | \$1.00 | \$2,500.00 | NO BID | NO BID |
| 29. | 1204-4.1 | Mulching | SY | 2,500 | \$1.05 | \$2,625.00 | \$2.00 | \$5,000.00 | NO BID | NO BID |
| 30. | 1205-4.1 (A) | Concrete Manhole (48" Dia) | EA | 3 | \$3,990.00 | \$11,970.00 | \$5,200.00 | \$15,600.00 | NO BID | NO BID |
| 31. | 1205-4.7 | Type 36" Inlet | EA | 1 | \$4,200.00 | \$4,200.00 | \$4,800.00 | \$4,800.00 | NO BID | NO BID |
| 32. | 1206-4.5 | Adjust Type 36" Inlet Casting | EA | 1 | \$120.00 | \$120.00 | \$1,200.00 | \$1,200.00 | NO BID | NO BID |
| TOTAL GENERAL BASE BID (ALL PARTS) | | | | | | \$7,721,900.80 | | \$8,773,500.00 [C] | | \$0.00 |



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Strata Corporation
102 12th Ave NW
West Fargo, ND 58078

Crow River Construction
9338 187th Ave NE
New London, MN 56273

Denny's Electric, LLC
PO Box 1406
Dickinson, ND 58602

| BID ITEM NO. & DESCRIPTION | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE | |
|--|-------------|----------------------------------|--------------------|----------------|-------------|---------------------|-------------|---------------------|------------|---------------------|
| ALTERNATES | | | | | | | | | | |
| ALTERNATE 1 - TRADITIONAL BASE STREET SECTION | | | | | | | | | | |
| 1. | 203.0101 | Common Excavation-Type A (P) | CY | 13,100 | \$12.00 | \$157,200.00 | \$18.00 | \$235,800.00 | NO BID | NO BID |
| 2. | 230.00001 | Subgrade Preparation-Type A-12In | SY | 45,000 | \$2.15 | \$96,750.00 | \$2.00 | \$90,000.00 | NO BID | NO BID |
| 3. | 302.0120 | Aggregate Base Course CI 5 | TON | 15,500 | \$29.78 | \$461,590.00 | \$28.00 | \$434,000.00 | NO BID | NO BID |
| 4. | 709.0161 | Geosynthetic Material Type S1 | SY | 45,000 | \$1.40 | \$63,000.00 | \$3.00 | \$135,000.00 | NO BID | NO BID |
| TOTAL ALTERNATE 1 | | | | | | \$778,540.00 | | \$894,800.00 | | \$0.00 |
| ALTERNATE 2 - CEMENT STABILIZED | | | | | | | | | | |
| 1. | 203.0101 | Common Excavation-Type A (P) | CY | 4,700 | \$12.80 | \$60,160.00 | \$20.00 | \$94,000.00 | NO BID | NO BID |
| 2. | 12000 | Mobilization | L SUM | 1 | \$28,000.00 | \$28,000.00 | \$60,000.00 | \$60,000.00 | NO BID | NO BID |
| 3. | 313213.16 | Cement | TON | 1,200 | \$180.50 | \$216,600.00 | \$200.00 | \$240,000.00 | NO BID | NO BID |
| 4. | 313213.16 | Cement Stabilized Base - 8In | SY | 45,000 | \$2.65 | \$119,250.00 | \$5.00 | \$225,000.00 | NO BID | NO BID |
| TOTAL ALTERNATE 2 | | | | | | \$424,010.00 | | \$619,000.00 | | \$0.00 |
| ELECTRICAL | | | | | | | | | | |
| BASE BID - LIGHTING IMPROVEMENTS | | | | | | | | | | |
| 1. | Division 16 | Type B Street Light Unit | EA | 8 | \$2,200.00 | \$17,600.00 | NO BID | NO BID | \$2,685.00 | \$21,480.00 |
| 2. | Division 16 | Type B Street Light Luminaire | EA | 1 | \$400.00 | \$400.00 | NO BID | NO BID | \$385.00 | \$385.00 |
| 3. | Division 16 | Type B1 Steet Light Luminaire | EA | 16 | \$450.00 | \$7,200.00 | NO BID | NO BID | \$445.00 | \$7,120.00 |
| 4. | Division 16 | #4 AWG Citcuitry | LF | 10,500 | \$4.00 | \$42,000.00 | NO BID | NO BID | \$2.85 | \$29,925.00 |
| 5. | Division 16 | Trenching - 27-Inch Depth | LF | 1,620 | \$5.00 | \$8,100.00 | NO BID | NO BID | \$2.75 | \$4,455.00 |
| 6. | Division 16 | 2" Conduit - Laid | LF | 8,880 | \$4.00 | \$35,520.00 | NO BID | NO BID | \$6.25 | \$55,500.00 |
| 7. | Division 16 | Junction Boxes | EA | 19 | \$800.00 | \$15,200.00 | NO BID | NO BID | \$700.00 | \$13,300.00 |
| 8. | Division 16 | Revise Existing Feedpoint | EA | 1 | \$2,200.00 | \$2,200.00 | NO BID | NO BID | \$1,850.00 | \$1,850.00 |
| 9. | Division 16 | Remove Existing Feedpoint | EA | 2 | \$500.00 | \$1,000.00 | NO BID | NO BID | \$75.00 | \$150.00 |
| 10. | Division 16 | Type B Street Light Pole | EA | 10 | \$1,670.00 | \$16,700.00 | NO BID | NO BID | \$2,300.00 | \$23,000.00 |
| 11. | Division 16 | Spare Pole | EA | 2 | \$1,400.00 | \$2,800.00 | NO BID | NO BID | \$1,400.00 | \$2,800.00 |
| 12. | Division 16 | Spare Luminaires | EA | 5 | \$380.00 | \$1,900.00 | NO BID | NO BID | \$325.00 | \$1,625.00 |
| 13. | Division 16 | Remove Existing Pole | EA | 18 | \$150.00 | \$2,700.00 | NO BID | NO BID | \$175.00 | \$3,150.00 |
| 14. | Division 16 | Relocate Existing Pole | EA | 1 | \$2,500.00 | \$2,500.00 | NO BID | NO BID | \$1,050.00 | \$1,050.00 |
| TOTAL ELECTRICAL | | | | | | \$155,820.00 | | NO BID | | \$165,790.00 |



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Edling Electric
PO Box 1456
Bismarck, ND 58502

Fetzer Electric, LLC
2501 Angus Dr
Bismarck, ND 58504

| BID ITEM NO. & DESCRIPTION | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|--|-----------|---|--------------------|----------------|-----------|----------------|-----------|
| GENERAL | | | | | | | |
| BASE BID | | | | | | | |
| PART A - STREET IMPROVEMENTS - SID 215, PROJECT 2019-05 | | | | | | | |
| 1. | 261.0112 | Fiber Rolls 12In | LF | 600 | NO BID | NO BID | NO BID |
| 2. | 708.1540 | Inlet Protection-Special | EA | 75 | NO BID | NO BID | NO BID |
| 3. | 201.0330 | Clearing & Grubbing | L SUM | 1 | NO BID | NO BID | NO BID |
| 4. | 201.0390 | Removal of Trees 30In | EA | 12 | NO BID | NO BID | NO BID |
| 5. | 202.0114 | Removal of Concrete Pavement | SY | 15,500 | NO BID | NO BID | NO BID |
| 6. | 202.0130 | Removal of Curb & Gutter | LF | 12,900 | NO BID | NO BID | NO BID |
| 7. | 202.0132 | Removal of Bituminous Surfacing | SY | 11,500 | NO BID | NO BID | NO BID |
| 8. | 203.0109 | Topsoil | CY | 2,300 | NO BID | NO BID | NO BID |
| 9. | 203.0140 | Borrow-Excavation | CY | 75 | NO BID | NO BID | NO BID |
| 10. | 306.0370 | Remove And Relay Blended Material | SY | 28,000 | NO BID | NO BID | NO BID |
| 11. | 405-8.2 | Rubberized Asphalt Sealants | LF | 600 | NO BID | NO BID | NO BID |
| 12. | 405-8.6 | Routed/Sawn Cracks | LF | 600 | NO BID | NO BID | NO BID |
| 13. | 420.0111 | Crs2P Emulsified Asphalt | GAL | 19,000 | NO BID | NO BID | NO BID |
| 14. | 420.0125 | Cover Coat Material CI 41M | TON | 600 | NO BID | NO BID | NO BID |
| 15. | 430.0043 | Superpave FAA 43 | TON | 12,300 | NO BID | NO BID | NO BID |
| 16. | 430.1000 | Cored Sample | EA | 40 | NO BID | NO BID | NO BID |
| 17. | 501-4.2 | Random Crack Sealing | LF | 2,000 | NO BID | NO BID | NO BID |
| 18. | 501-4.3 | Saw And Seal Joints | LF | 600 | NO BID | NO BID | NO BID |
| 19. | 550.0115 | 8In Non-Reinf Concrete Pavement CI Ye | SY | 400 | NO BID | NO BID | NO BID |
| 20. | 601-4.6 | Sidewalk Trench Drain - 12" Inches Wide | LF | 6 | NO BID | NO BID | NO BID |
| 21. | 624.0123 | Pedestrian Railing | LF | 120 | NO BID | NO BID | NO BID |
| 22. | 704.1100 | Traffic Control | L SUM | 1 | NO BID | NO BID | NO BID |
| 23. | 748.00001 | Valley Gutter Special | SY | 550 | NO BID | NO BID | NO BID |
| 24. | 748.0500 | Curb Header-Type I | LF | 400 | NO BID | NO BID | NO BID |
| 25. | 748.0140 | Curb & Gutter-Type I | LF | 12,900 | NO BID | NO BID | NO BID |
| 26. | 750.0100 | Sidewalk Concrete | SY | 3,650 | NO BID | NO BID | NO BID |
| 27. | 750.1000 | Driveway Concrete | SY | 5,100 | NO BID | NO BID | NO BID |
| 28. | 750.2115 | Detectable Warning Panels | SF | 910 | NO BID | NO BID | NO BID |
| 29. | 754.9095 | Signing | L SUM | 1 | NO BID | NO BID | NO BID |

[C]=Corrected Amount



BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Edling Electric
PO Box 1456
Bismarck, ND 58502

Fetzer Electric, LLC
2501 Angus Dr
Bismarck, ND 58504

| BID ITEM NO. & DESCRIPTION | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|---|-------|--------------------|----------------|-----------|----------------|-----------|
| 30. 762.1305 Preformed Patterned Pvmt Mk 4In Line-Grooved | LF | 700 | NO BID | NO BID | NO BID | NO BID |
| 31. 762.1307 Preformed Patterned Pvmt Mk 6In Line-Grooved | LF | 100 | NO BID | NO BID | NO BID | NO BID |
| 32. 762.1325 Preformed Patterned Pvmt Mk 24In Line-Grooved | LF | 350 | NO BID | NO BID | NO BID | NO BID |
| 33. 930.9543 Retaining Wall | LF | 498 | NO BID | NO BID | NO BID | NO BID |
| 34. 12000 Mobilization | L SUM | 1 | NO BID | NO BID | NO BID | NO BID |
| 35. 1202-4.2 Seeding Class II | SY | 15,000 | NO BID | NO BID | NO BID | NO BID |
| 36. 1204-4.1 Mulching | SY | 15,000 | NO BID | NO BID | NO BID | NO BID |
| 37. 1206-4.1 Adjust Manhole Casting in Asphalt Pavement | EA | 55 | NO BID | NO BID | NO BID | NO BID |
| 38. 1206-4.11 Adjust Valve Box In Asphalt Pavement | EA | 40 | NO BID | NO BID | NO BID | NO BID |
| 39. 1206-4.2 Furnish and Adjust Manhole Casting In Asphalt Pavement | EA | 5 | NO BID | NO BID | NO BID | NO BID |
| 40. 15000 Storm Water Management | L SUM | 1 | NO BID | NO BID | NO BID | NO BID |
| 41. 312500.01 Turf Reinforcement Mat | SF | 1,250 | NO BID | NO BID | NO BID | NO BID |
| 42. 312500.02 Tied Concrete Block Mat | SF | 1,200 | NO BID | NO BID | NO BID | NO BID |

PART B - WATER MAIN IMPROVEMENTS - SID 215, PROJECT 2019-05

| | | | | | | |
|--|----|-------|--------|--------|--------|--------|
| 1. 203.0505 Exploratory Excavation | HR | 20 | NO BID | NO BID | NO BID | NO BID |
| 2. 724.0430 Remove Hydrant | EA | 7 | NO BID | NO BID | NO BID | NO BID |
| 3. 901-4.10 6 Inch Water Main | LF | 160 | NO BID | NO BID | NO BID | NO BID |
| 4. 901-4.11 8 Inch Water Main | LF | 7,900 | NO BID | NO BID | NO BID | NO BID |
| 5. 901-4.50 6" Gate Valve And Box | EA | 10 | NO BID | NO BID | NO BID | NO BID |
| 6. 901-4.51 8" Gate Valve And Box | EA | 39 | NO BID | NO BID | NO BID | NO BID |
| 7. 901-4.70 6" Hydrant | EA | 10 | NO BID | NO BID | NO BID | NO BID |
| 8. 901-4.79 8" X 8" Tapping Sleeve With Tapping Valve And Box | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 9. 901-4.80 12" X 8" Tapping Sleeve With Tapping Valve And Box | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 10. 1209-4.11 1" Water Service Line | LF | 2,000 | NO BID | NO BID | NO BID | NO BID |
| 11. 1209-4.40 1" Water Service Connection | EA | 180 | NO BID | NO BID | NO BID | NO BID |
| 12. 1209-4.50 1" Curb Stop And 1" Curb Box | EA | 22 | NO BID | NO BID | NO BID | NO BID |
| 13. 28213.33 Removal of Asbestos Concrete Pipe | LF | 10 | NO BID | NO BID | NO BID | NO BID |
| 14. 330130.11 Televis - Service | EA | 7 | NO BID | NO BID | NO BID | NO BID |
| 15. 330130.23 Water Main Pipe Burst - 8" | LF | 900 | NO BID | NO BID | NO BID | NO BID |

PART C - SANITARY SEWER IMPROVEMENTS

| | | | | | | |
|------------------------------------|----|---|--------|--------|--------|--------|
| 1. 202.0210 Removal of Manholes | EA | 6 | NO BID | NO BID | NO BID | NO BID |
| 2. 722.6201 Adjust Manhole Special | EA | 1 | NO BID | NO BID | NO BID | NO BID |

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BID TABULATION

Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Edling Electric
PO Box 1456
Bismarck, ND 58502

Fetzer Electric, LLC
2501 Angus Dr
Bismarck, ND 58504

| BID ITEM NO. & DESCRIPTION | | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|---|--------------|---------------------------------------|------|--------------------|----------------|-----------|----------------|-----------|
| 3. | 801-4.1 | 8" Sanitary Sewer Pipe | LF | 1,090 | NO BID | NO BID | NO BID | NO BID |
| 4. | 801-4.2 | 10" Sanitary Sewer Pipe | LF | 45 | NO BID | NO BID | NO BID | NO BID |
| 5. | 801-4.3 | 12" Sanitary Sewer Pipe | LF | 50 | NO BID | NO BID | NO BID | NO BID |
| 6. | 801-XXXX | Connect To Existing Manhole | EA | 2 | NO BID | NO BID | NO BID | NO BID |
| 7. | 801-XXXX | Sanitary Sewer Main Repair | EA | 4 | NO BID | NO BID | NO BID | NO BID |
| 8. | 1205-4.1 (A) | Concrete Manhole (48" Dia) | EA | 12 | NO BID | NO BID | NO BID | NO BID |
| 9. | 1209-4.1 | 6" Sewer Service Pipe | LF | 600 | NO BID | NO BID | NO BID | NO BID |
| 10. | 1209-4.6 | 6" Sewer Pipe Bend | EA | 30 | NO BID | NO BID | NO BID | NO BID |
| PART D - STORM SEWER IMPROVEMENTS - SID 215, PROJECT 2019-05 | | | | | | | | |
| 1. | 202.0210 | Removal of Manholes | EA | 11 | NO BID | NO BID | NO BID | NO BID |
| 2. | 802-4.2 | 12" Storm Sewer Pipe | LF | 540 | NO BID | NO BID | NO BID | NO BID |
| 3. | 802-4.3 | 15" Storm Sewer Pipe | LF | 320 | NO BID | NO BID | NO BID | NO BID |
| 4. | 802-4.4 | 18" Storm Sewer Pipe | LF | 900 | NO BID | NO BID | NO BID | NO BID |
| 5. | 802-4.5 | 24" Storm Sewer Pipe | LF | 810 | NO BID | NO BID | NO BID | NO BID |
| 6. | 802-4.6 | 36" Storm Sewer Pipe | LF | 400 | NO BID | NO BID | NO BID | NO BID |
| 7. | 802-4.7 | 48" Storm Sewer Pipe | LF | 1,520 | NO BID | NO BID | NO BID | NO BID |
| 8. | 901-4.78 | Insulate Water Main Or Service | LF | 300 | NO BID | NO BID | NO BID | NO BID |
| 9. | 901-X.XX | Adjust Water Main (12 Inch and Under) | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 10. | 901-X.XX | Adjust Water Main (Over 12 Inch) | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 11. | 1205-4.1 (A) | Concrete Manhole (48" Dia) | EA | 8 | NO BID | NO BID | NO BID | NO BID |
| 12. | 1205-4.1 (B) | Concrete Manhole (60" Dia) | EA | 3 | NO BID | NO BID | NO BID | NO BID |
| 13. | 1205-4.1 (C) | Concrete Manhole (72" Dia) | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 14. | 1205-4.1 (D) | Concrete Manhole (84" Dia) | EA | 4 | NO BID | NO BID | NO BID | NO BID |
| 15. | 1205-4.1 (E) | Concrete Manhole (96" Dia) | EA | 2 | NO BID | NO BID | NO BID | NO BID |
| 16. | 1205-4.1 (F) | Concrete Manhole (108" Dia) | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 17. | 1205-4.7 | Type 36" Inlet | EA | 31 | NO BID | NO BID | NO BID | NO BID |
| 18. | 1205-4.10 | Catch Basin | EA | 2 | NO BID | NO BID | NO BID | NO BID |
| 19. | 1205-4.11 | Remove Existing Catch Basin Or Inlet | EA | 35 | NO BID | NO BID | NO BID | NO BID |
| 20. | 1209-X.XX | Adjust Water Service | EA | 10 | NO BID | NO BID | NO BID | NO BID |
| 21. | 1209-X.XX | Sanitary Sewer Service Repair | EA | 2 | NO BID | NO BID | NO BID | NO BID |



BID TABULATION

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Mandan, North Dakota

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Edling Electric
PO Box 1456
Bismarck, ND 58502

Fetzer Electric, LLC
2501 Angus Dr
Bismarck, ND 58504

| BID ITEM NO. & DESCRIPTION | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|--|-----------|---|--------------------|----------------|-----------|----------------|-----------|
| <u>PART E - 8th AVE NORTHWEST WATER REPLACEMENT AREA - SID 215, PROJECT 2019-05</u> | | | | | | | |
| 1. | 202.0114 | Removal of Concrete Pavement | SY | 55 | NO BID | NO BID | NO BID |
| 2. | 202.0130 | Removal of Curb & Gutter | LF | 60 | NO BID | NO BID | NO BID |
| 3. | 203.0109 | Topsoil | CY | 21 | NO BID | NO BID | NO BID |
| 4. | 430.00001 | Patching | SY | 800 | NO BID | NO BID | NO BID |
| 5. | 748.0140 | Curb & Gutter-Type I | LF | 60 | NO BID | NO BID | NO BID |
| 6. | 750.0100 | Sidewalk Concrete | SY | 25 | NO BID | NO BID | NO BID |
| 7. | 750.1000 | Driveway Concrete | SY | 30 | NO BID | NO BID | NO BID |
| 8. | 901-4.10 | 6 Inch Water Main | LF | 40 | NO BID | NO BID | NO BID |
| 9. | 901-4.11 | 8 Inch Water Main | LF | 561 | NO BID | NO BID | NO BID |
| 10. | 901-4.50 | 6" Gate Valve And Box | EA | 1 | NO BID | NO BID | NO BID |
| 11. | 901-4.51 | 8" Gate Valve And Box | EA | 2 | NO BID | NO BID | NO BID |
| 12. | 901-4.79 | 8" X 8" Tapping Sleeve With Tapping Valve And Box | EA | 2 | NO BID | NO BID | NO BID |
| 13. | 901-4.70 | 6" Hydrant | EA | 1 | NO BID | NO BID | NO BID |
| 14. | 1202-4.2 | Seeding Class II | SY | 125 | NO BID | NO BID | NO BID |
| 15. | 1204-4.1 | Mulching | SY | 125 | NO BID | NO BID | NO BID |
| 16. | 1209-4.11 | 1" Water Service Line | LF | 200 | NO BID | NO BID | NO BID |
| 17. | 1209-4.40 | 1" Water Service Connection | EA | 5 | NO BID | NO BID | NO BID |
| <u>PART F - CEMETERY GROUND MAINTENANCE PARKING LOT - SID 215B, PROJECT 2020-05</u> | | | | | | | |
| 1. | 203.0109 | Topsoil | CY | 150 | NO BID | NO BID | NO BID |
| 2. | 302-4.3 | Blended Base | CY | 255 | NO BID | NO BID | NO BID |
| 3. | 501-4.1 | Portland Cement Concrete Pavement | SY | 2,188 | NO BID | NO BID | NO BID |
| 4. | 1001-4.11 | Two-Inch Conduit - PVC Laid In Trench | LF | 70 | NO BID | NO BID | NO BID |
| 5. | 1001-4.12 | Trenching - 27-Inch Depth | LF | 70 | NO BID | NO BID | NO BID |
| 6. | 1202-4.2 | Seeding Class II | SY | 800 | NO BID | NO BID | NO BID |
| 7. | 1204-4.1 | Mulching | SY | 800 | NO BID | NO BID | NO BID |
| <u>PART G - PUBLIC WORKS ADDITION - SID 215A, PROJECT 2020-05</u> | | | | | | | |
| 1. | 202.0114 | Removal of Concrete Pavement | SY | 300 | NO BID | NO BID | NO BID |
| 2. | 202.0130 | Removal of Curb & Gutter | LF | 500 | NO BID | NO BID | NO BID |
| 3. | 202.0132 | Removal of Bituminous Surfacing | SY | 6,000 | NO BID | NO BID | NO BID |
| 4. | 202.0310 | Removal Of Chain Link Fence | LF | 1,260 | NO BID | NO BID | NO BID |
| 5. | 203.0101 | Common Excavation-Type A | CY | 960 | NO BID | NO BID | NO BID |

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Edling Electric
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Bismarck, ND 58502

Fetzer Electric, LLC
2501 Angus Dr
Bismarck, ND 58504

| BID ITEM NO. & DESCRIPTION | | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|---|--------------|-----------------------------------|------|--------------------|----------------|---------------|----------------|---------------|
| 6. | 203.0109 | Topsoil | CY | 450 | NO BID | NO BID | NO BID | NO BID |
| 7. | 203.0140 | Borrow-Excavation | CY | 6,300 | NO BID | NO BID | NO BID | NO BID |
| 8. | 230.00001 | Subgrade Preparation-Type A-6In | SY | 13,885 | NO BID | NO BID | NO BID | NO BID |
| 9. | 302-4.3 | Blended Base | CY | 3,100 | NO BID | NO BID | NO BID | NO BID |
| 10. | 550.0107 | 6In Reinf Concrete Pavement Cl Ye | SY | 13,330 | NO BID | NO BID | NO BID | NO BID |
| 11. | 722.2500 | Manhole Special | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 12. | 748.00001 | Valley Gutter Special | SY | 399 | NO BID | NO BID | NO BID | NO BID |
| 13. | 748.0140 | Curb & Gutter-Type I | LF | 775 | NO BID | NO BID | NO BID | NO BID |
| 14. | 750.0100 | Sidewalk Concrete | SY | 175 | NO BID | NO BID | NO BID | NO BID |
| 15. | 750.2115 | Detectable Warning Panels | SF | 24 | NO BID | NO BID | NO BID | NO BID |
| 16. | 752.0600 | Fence Chain Link | LF | 1,350 | NO BID | NO BID | NO BID | NO BID |
| 17. | 752.2100 | Vehicle Gate | EA | 2 | NO BID | NO BID | NO BID | NO BID |
| 18. | 752.2120 | Remove Vehicle Gate | EA | 2 | NO BID | NO BID | NO BID | NO BID |
| 19. | 762.0103 | Pvmt Mk Painted-Message | SF | 50 | NO BID | NO BID | NO BID | NO BID |
| 20. | 762.0113 | Epoxy Pvmt Mk 4In Line | LF | 1,100 | NO BID | NO BID | NO BID | NO BID |
| 21. | 802-4.1 | 8" Storm Sewer Pipe | LF | 15 | NO BID | NO BID | NO BID | NO BID |
| 22. | 802-4.2 | 12" Storm Sewer Pipe | LF | 10 | NO BID | NO BID | NO BID | NO BID |
| 23. | 802-4.3 | 15" Storm Sewer Pipe | LF | 108 | NO BID | NO BID | NO BID | NO BID |
| 24. | 802-4.4 | 18" Storm Sewer Pipe | LF | 502 | NO BID | NO BID | NO BID | NO BID |
| 25. | 802-4.51 | 12" Flared End Section | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 26. | 802-4.52 | 15" Flared End Section | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 27. | 802-4.94 | Rip Rap - Type M | CY | 20 | NO BID | NO BID | NO BID | NO BID |
| 28. | 1202-4.2 | Seeding Class II | SY | 2,500 | NO BID | NO BID | NO BID | NO BID |
| 29. | 1204-4.1 | Mulching | SY | 2,500 | NO BID | NO BID | NO BID | NO BID |
| 30. | 1205-4.1 (A) | Concrete Manhole (48" Dia) | EA | 3 | NO BID | NO BID | NO BID | NO BID |
| 31. | 1205-4.7 | Type 36" Inlet | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| 32. | 1206-4.5 | Adjust Type 36" Inlet Casting | EA | 1 | NO BID | NO BID | NO BID | NO BID |
| TOTAL GENERAL BASE BID (ALL PARTS) | | | | | | \$0.00 | | \$0.00 |



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Street Improvement District No. 215, 215A & 215B

Mandan, North Dakota

Project No. 20834

Bid Date: April 13, 2020

Edling Electric
PO Box 1456
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Fetzer Electric, LLC
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| BID ITEM NO. & DESCRIPTION | | UNIT | ESTIMATED QUANTITY | BID UNIT PRICE | BID PRICE | BID UNIT PRICE | BID PRICE |
|--|-------------|----------------------------------|--------------------|----------------|---------------------|----------------|------------------------|
| ALTERNATES | | | | | | | |
| ALTERNATE 1 - TRADITIONAL BASE STREET SECTION | | | | | | | |
| 1. | 203.0101 | Common Excavation-Type A (P) | CY | 13,100 | NO BID | NO BID | NO BID |
| 2. | 230.00001 | Subgrade Preparation-Type A-12In | SY | 45,000 | NO BID | NO BID | NO BID |
| 3. | 302.0120 | Aggregate Base Course CI 5 | TON | 15,500 | NO BID | NO BID | NO BID |
| 4. | 709.0161 | Geosynthetic Material Type S1 | SY | 45,000 | NO BID | NO BID | NO BID |
| TOTAL ALTERNATE 1 | | | | | \$0.00 | | \$0.00 |
| ALTERNATE 2 - CEMENT STABILIZED | | | | | | | |
| 1. | 203.0101 | Common Excavation-Type A (P) | CY | 4,700 | NO BID | NO BID | NO BID |
| 2. | 12000 | Mobilization | L SUM | 1 | NO BID | NO BID | NO BID |
| 3. | 313213.16 | Cement | TON | 1,200 | NO BID | NO BID | NO BID |
| 4. | 313213.16 | Cement Stabilized Base - 8In | SY | 45,000 | NO BID | NO BID | NO BID |
| TOTAL ALTERNATE 2 | | | | | \$0.00 | | \$0.00 |
| ELECTRICAL | | | | | | | |
| BASE BID - LIGHTING IMPROVEMENTS | | | | | | | |
| 1. | Division 16 | Type B Street Light Unit | EA | 8 | \$3,100.00 | \$24,800.00 | \$3,300.00 \$26,400.00 |
| 2. | Division 16 | Type B Street Light Luminaire | EA | 1 | \$550.00 | \$550.00 | \$550.00 \$550.00 |
| 3. | Division 16 | Type B1 Street Light Luminaire | EA | 16 | \$800.00 | \$12,800.00 | \$550.00 \$8,800.00 |
| 4. | Division 16 | #4 AWG Circuitry | LF | 10,500 | \$4.20 | \$44,100.00 | \$3.50 \$36,750.00 |
| 5. | Division 16 | Trenching - 27-Inch Depth | LF | 1,620 | \$7.10 | \$11,502.00 | \$8.00 \$12,960.00 |
| 6. | Division 16 | 2" Conduit - Laid | LF | 8,880 | \$7.10 | \$63,048.00 | \$9.25 \$82,140.00 |
| 7. | Division 16 | Junction Boxes | EA | 19 | \$925.00 | \$17,575.00 | \$1,000.00 \$19,000.00 |
| 8. | Division 16 | Revise Existing Feedpoint | EA | 1 | \$2,200.00 | \$2,200.00 | \$3,500.00 \$3,500.00 |
| 9. | Division 16 | Remove Existing Feedpoint | EA | 2 | \$250.00 | \$500.00 | \$800.00 \$1,600.00 |
| 10. | Division 16 | Type B Street Light Pole | EA | 10 | \$2,800.00 | \$28,000.00 | \$2,950.00 \$29,500.00 |
| 11. | Division 16 | Spare Pole | EA | 2 | \$1,550.00 | \$3,100.00 | \$1,500.00 \$3,000.00 |
| 12. | Division 16 | Spare Luminaires | EA | 5 | \$400.00 | \$2,000.00 | \$350.00 \$1,750.00 |
| 13. | Division 16 | Remove Existing Pole | EA | 18 | \$700.00 | \$12,600.00 | \$800.00 \$14,400.00 |
| 14. | Division 16 | Relocate Existing Pole | EA | 1 | \$1,500.00 | \$1,500.00 | \$1,800.00 \$1,800.00 |
| TOTAL ELECTRICAL | | | | | \$224,275.00 | | \$242,150.00 |



Bid No. 2

Board of City Commissioners

Agenda Documentation

MEETING DATE: April 30, 2020
PREPARATION DATE: May 5, 2020
SUBMITTING DEPARTMENT: Engineering
DEPARTMENT DIRECTOR: Justin Froseth, PE
PRESENTER: Justin Froseth, Planning and Engineering Director
SUBJECT: Presentation of Bids for Main Street Project

STATEMENT/PURPOSE: To present the bids for the Main Street signals, reallocation and Concrete Pavement Repair (CPR) project and to decide if we would concur with the DOT to move forward with the project or not.

BACKGROUND/ALTERNATIVES: We have been working with the DOT and KLJ on this particular project for a while now, since 2016. It started as a traffic signals replacement project only at that time. After the Urban Grant Program (UGP) became a funding option upon the Governor rolling out the Main Street Initiative, we applied for those funds based on our Downtown Subarea Study results. Also, after the original project scope, an add-on that came about was a CPR project to perform preventative maintenance on our concrete panels on Main Street all the way through city limits. In order to limit Main Street disruption and in an effort to take advantage of economies of scale, we worked with the DOT to roll all construction scope into one project.

That Main Street project had its bid opening on April 17th. Unfortunately, the results were not good, especially as it relates to our new local share estimate. The low bid received was about 25% higher than estimated, and that estimate was higher than the estimate given last summer when budgeting for the project. The items that most excessively came in over estimate related to the curb bulb outs. Those are items that were covered under the UGP instead of the Urban Regional Program. We are using both programs on this project to fund it. The Urban Regional Program allows for the federal and state shares to move up if the bids are over estimate so that our match stays at 10% of project, however, the UGP has a fixed maximum of federal and state participation.

All of the above compounds to a change in the local share estimate that was about \$323K last summer to an estimated \$1,501K after opening bids. We have asked the DOT about options such as cutting some of the UGP scope out of the project or perhaps all of the UGP scope out of the project. The DOT cannot allow that and instead stated that we

could rebid in the fall and decide if we want to leave the UGP scope out of that bid opening effort at that time.

In looking through bids, it appears as though the contractors put a premium price on those items that are needed to accomplish the curb bulb-outs. Items such as concrete removal and new concrete to replace including the decorative concrete are a couple of specific items that stand out. Given the nature of those items, we can conclude that a premium has been put on working in our downtown environment and up against historic buildings.

ATTACHMENTS:

- 1) NDDOT Request for Concurrence Letter
- 2) NDDOT Low Bid Results and Funding Breakdown

FISCAL IMPACT: If following our recommendation to reject, our fiscal impact at this time is minimal with the understanding between us and the DOT that we will plan to bring this project back to bid in the fall. If we do not go forward with the UGP portion of the project at that time, we will be expected to pay back all of that engineering which currently sits at about \$100K.

If not following the recommendation and the board awards, staff has not identified a funding source at this time to make up this shortfall.

STAFF IMPACT: Significant time to help develop project.

LEGAL REVIEW: Our agenda information has been forwarded as part of the full packet to the City Attorney for review.

RECOMMENDATION: Reject the low bid.

SUGGESTED MOTION: Move to reject the low bid by Diamond Surface, Inc.

April 20, 2020

Mr. Justin Froseth
City Engineer
205 2nd Ave. NW
Mandan, ND 58554

PROJECT: UGP-NHU-1-094(202)915, PCN 22282 – BUS 94, MAIN STREET FROM HEART RIVER BRIDGE TO TWIN CITY DRIVE

Bids for the construction on the above noted project were taken at our bid opening of April 17, 2020. A copy of the Contract Detail Estimate is enclosed.

The low bid for CPR, Grinding, Sidewalk, Signals, Signing, Marking, Bulb-outs, Decorative Lighting, and Planters was submitted by Diamond Surface, Inc. of Rogers, MN in the amount of \$5,275,743.53 (base only). According to the agreement with the City of Mandan, the City's share of the project is estimated to be \$1,501,365.22. Please see contract detail estimate for funding limits and breakdowns.

If the City chooses to use Option 1, Site Furnishings, for \$1,750.00 and/or Option 2, Lighting System B, for \$111,250.00, they will be responsible for 100 percent of the costs of these items. These costs are not included in the amounts above.

Before we can award to the low bidder, we need the City of Mandan to **concur**, in writing, in the estimated amounts as soon as possible.

Questions should be addressed to the Construction Services Division at (701)328-2566.



PHILLIP MURDOFF, P.E. - CONSTRUCTION SERVICES ENGINEER

80/pm/lp
Enclosure

North Dakota **FEDERAL AID**

Bid Opening Date: **4/17/2020**

Project Number: **UGP-NHU-1-094(202)915**

PCN: **22282**

Job Number: **6**

English/Metric: **ENGLISH**

Contract with **DIAMOND SURFACE INC ROGERS, MN**

Signed Date:

County(s): **MORTON**

Location: **BUS 94, MANDAN - MAIN ST FROM HEART RIVER BRIDGE TO TWIN CITY DR**

North Dakota **FEDERAL AID**Bid Opening Date: **4/17/2020**Project Number: **UGP-NHU-1-094(202)915**PCN: **22282**Job Number: **6**English/Metric: **ENGLISH**Roadway: **URBAN****RP 915.850 (4TH AVE) TO RP 916.139 (COLLINS AVE)**Type: **SIDEWALK, BULB-OUTS, DECORATIVE LIGHTING, PLANTERS**Participating: **Y**

| Spec | Code | Item Description | Quantity | Unit | Unit Price | Amount |
|------|------|--|-----------|-------|---------------|--------------|
| 103 | 0100 | CONTRACT BOND | 0.220 | L SUM | \$12,500.00 | \$2,750.00 |
| 202 | 0114 | REMOVAL OF CONCRETE PAVEMENT | 2,198.000 | SY | \$82.875 | \$182,159.25 |
| 202 | 0130 | REMOVAL OF CURB & GUTTER | 966.000 | LF | \$22.938 | \$22,158.11 |
| 202 | 0132 | REMOVAL OF BITUMINOUS SURFACING | 34.000 | SY | \$148.813 | \$5,059.64 |
| 202 | 0170 | REMOVAL OF CULVERTS-ALL TYPES & SIZES | 32.000 | LF | \$50.00 | \$1,600.00 |
| 202 | 0235 | REMOVAL OF CATCH BASIN | 1.000 | EA | \$1,500.00 | \$1,500.00 |
| 302 | 0120 | AGGREGATE BASE COURSE CL 5 | 749.000 | TON | \$97.313 | \$72,887.44 |
| 430 | 0500 | COMMERCIAL GRADE HOT MIX ASPHALT | 10.000 | TON | \$250.00 | \$2,500.00 |
| 550 | 0310 | 10IN NON REINF CONCRETE PVMT CL AE-DOWELED | 620.000 | SY | \$210.875 | \$130,742.50 |
| 702 | 0100 | MOBILIZATION | 0.220 | L SUM | \$620,785.127 | \$136,572.73 |
| 704 | 1000 | TRAFFIC CONTROL SIGNS | 790.000 | UNIT | \$2.50 | \$1,975.00 |
| 704 | 1052 | TYPE III BARRICADE | 9.000 | EA | \$250.00 | \$2,250.00 |
| 704 | 1054 | SIDEWALK BARRICADE | 21.000 | EA | \$250.00 | \$5,250.00 |
| 704 | 1056 | PEDESTRIAN CHANNELIZATION | 1,217.000 | LF | \$18.75 | \$22,818.75 |
| 704 | 1500 | OBLITERATION OF PAVEMENT MARKING | 376.000 | SF | \$5.00 | \$1,880.00 |
| 704 | 2108 | TEMPORARY CURB RAMP | 6.000 | EA | \$1,250.00 | \$7,500.00 |
| 714 | 0210 | PIPE CONC REINF 15IN CL III-STORM DRAIN | 464.000 | LF | \$97.50 | \$45,240.00 |
| 714 | 9720 | UNDERDRAIN PIPE PVC PERFORATED 4IN | 1,029.000 | LF | \$18.75 | \$19,293.75 |
| 722 | 0100 | MANHOLE 48IN | 3.000 | EA | \$3,750.00 | \$11,250.00 |
| 722 | 0107 | MANHOLE 54IN | 1.000 | EA | \$5,625.00 | \$5,625.00 |
| 722 | 1100 | MANHOLE RISER 48IN | 13.200 | LF | \$356.25 | \$4,702.50 |
| 722 | 1106 | MANHOLE RISER 54IN | 4.000 | LF | \$562.50 | \$2,250.00 |
| 722 | 3495 | MODIFY INLET | 2.000 | EA | \$3,500.00 | \$7,000.00 |
| 722 | 3500 | INLET-TYPE 1 | 13.000 | EA | \$4,750.00 | \$61,750.00 |
| 722 | 3700 | INLET SPECIAL-TYPE 1 48IN | 2.000 | EA | \$5,625.00 | \$11,250.00 |
| 722 | 6240 | ADJUST UTILITY APPURTENANCE | 20.000 | EA | \$178.25 | \$3,565.00 |
| 724 | 0427 | ADJUST HYDRANT | 2.000 | EA | \$3,500.00 | \$7,000.00 |
| 744 | 0050 | INSULATION BOARD | 16.000 | CF | \$43.75 | \$700.00 |
| 748 | 0140 | CURB & GUTTER-TYPE I | 1,029.000 | LF | \$76.875 | \$79,104.38 |
| 748 | 0520 | CURB-TYPE I | 153.000 | LF | \$112.438 | \$17,203.01 |
| 750 | 0030 | PIGMENTED IMPRINTED CONCRETE | 255.000 | SY | \$307.875 | \$78,508.13 |
| 750 | 0101 | SIDEWALK CONCRETE REINF | 799.000 | SY | \$179.25 | \$143,220.75 |
| 750 | 0107 | SIDEWALK - DECORATIVE | 439.000 | SY | \$158.188 | \$69,444.53 |
| 750 | 2115 | DETECTABLE WARNING PANELS | 150.000 | SF | \$62.50 | \$9,375.00 |
| 762 | 0420 | SHORT TERM 4IN LINE-TYPE R | 3,002.000 | LF | \$1.875 | \$5,628.75 |
| 762 | 0422 | SHORT TERM 6IN LINE-TYPE R | 983.000 | LF | \$5.00 | \$4,915.00 |
| 762 | 0424 | SHORT TERM 8IN LINE-TYPE R | 514.000 | LF | \$5.00 | \$2,570.00 |
| 762 | 0440 | SHORT TERM MESSAGE-TYPE R | 96.000 | SF | \$25.00 | \$2,400.00 |
| 770 | 0003 | LIGHTING SYSTEM A | 1.000 | EA | \$97,500.00 | \$97,500.00 |
| 970 | 0300 | BENCH | 9.000 | EA | \$2,168.75 | \$19,518.75 |
| 970 | 0320 | TRASH RECEPTACLE | 9.000 | EA | \$2,756.25 | \$24,806.25 |
| 970 | 0600 | CAST IRON TREE GRATES | 17.000 | EA | \$2,718.75 | \$46,218.75 |
| 970 | 2150 | NORTHERN ACCLAIM HONEYLOCUST | 14.000 | EA | \$1,781.25 | \$24,937.50 |
| 970 | 2203 | GLADIATOR CRABAPPLE | 3.000 | EA | \$781.25 | \$2,343.75 |

North Dakota **FEDERAL AID**

Bid Opening Date: **4/17/2020**

Project Number: **UGP-NHU-1-094(202)915**

PCN: **22282**

Job Number: **6**

English/Metric: **ENGLISH**

| Spec Code | Item Description | Quantity | Unit | Unit Price | Amount |
|-----------------|----------------------------------|--------------|--------------|-------------------|-------------------|
| 990 0215 | SIDEWALK SNOW MELTING MAT | 1.000 | L SUM | \$3,125.00 | \$3,125.00 |

Subtotal **\$1,410,049.22**

Eng and Contg **\$141,004.92**

Total **\$1,551,054.14**

Length **2.2340 Miles** **MORTON** **2.2340 Miles**

| Estimated Cost | | <u>Construction</u> |
|------------------------------|----------------|-----------------------|
| | | \$1,551,054.14 |
| UGP FEDERAL FUNDS | LIMITED | \$477,860.44 |
| UGP STATE FUNDS | 9.07% | \$53,554.85 |
| UGP MANDAN CITY FUNDS | 10.00% | \$1,019,638.85 |

North Dakota **FEDERAL AID**

Bid Opening Date: **4/17/2020**

Project Number: **UGP-NHU-1-094(202)915**

PCN: **22282**

Job Number: **6**

English/Metric: **ENGLISH**

Roadway: **URBAN**

RP 915.129 TO RP 917.363

Type: **CPR, GRINDING, SIDEWALK, SIGNALS, SIGNING, MARKING**

Participating: Y

| Spec Code | Item Description | Quantity | Unit | Unit Price | Amount |
|-----------|---|------------|-------|---------------|--------------|
| 103 0100 | CONTRACT BOND | 0.780 | L SUM | \$12,500.00 | \$9,750.00 |
| 202 0130 | REMOVAL OF CURB & GUTTER | 454.000 | LF | \$22.938 | \$10,413.85 |
| 570 0210 | PCC PAVEMENT GRINDING | 72,268.000 | SY | \$6.51 | \$470,464.68 |
| 570 0650 | CONCRETE PAVEMENT REPAIR-FULL DEPTH-DOWELED | 2,004.000 | SY | \$275.438 | \$551,977.75 |
| 570 0963 | TRANSVERSE PCC JOINT CLEANING & SEALING | 54,481.000 | LF | \$2.26 | \$123,127.06 |
| 570 0965 | LONGITUDINAL PCC JOINT CLEANING & SEALING | 75,369.000 | LF | \$2.39 | \$180,131.91 |
| 570 0966 | RANDOM PCC CRACK CLEANING & SEALING | 684.000 | LF | \$7.50 | \$5,130.00 |
| 570 1512 | SPALL REPAIR-PARTIAL DEPTH | 2,342.000 | SF | \$95.938 | \$224,686.80 |
| 702 0100 | MOBILIZATION | 0.780 | L SUM | \$620,785.127 | \$484,212.40 |
| 704 0100 | FLAGGING | 1,200.000 | MHR | \$43.75 | \$52,500.00 |
| 704 1000 | TRAFFIC CONTROL SIGNS | 2,072.000 | UNIT | \$2.50 | \$5,180.00 |
| 704 1050 | TYPE I BARRICADE | 25.000 | EA | \$125.00 | \$3,125.00 |
| 704 1060 | DELINEATOR DRUMS | 271.000 | EA | \$31.25 | \$8,468.75 |
| 704 1067 | TUBULAR MARKERS | 136.000 | EA | \$15.00 | \$2,040.00 |
| 704 1081 | VERTICAL PANELS-BACK TO BACK | 50.000 | EA | \$29.125 | \$1,456.25 |
| 704 1087 | SEQUENCING ARROW PANEL-TYPE C | 4.000 | EA | \$625.00 | \$2,500.00 |
| 708 1540 | INLET PROTECTION-SPECIAL | 57.000 | EA | \$181.25 | \$10,331.25 |
| 708 1541 | REMOVE INLET PROTECTION-SPECIAL | 57.000 | EA | \$25.00 | \$1,425.00 |
| 722 6160 | ADJUST INLET | 1.000 | EA | \$418.813 | \$418.81 |
| 722 6200 | ADJUST MANHOLE | 15.000 | EA | \$3,537.50 | \$53,062.50 |
| 722 6240 | ADJUST UTILITY APPURTENANCE | 5.000 | EA | \$178.25 | \$891.25 |
| 748 0100 | CURB & GUTTER | 454.000 | LF | \$76.313 | \$34,646.10 |
| 754 0110 | FLAT SHEET FOR SIGNS-TYPE XI REFL SHEETING | 744.200 | SF | \$30.00 | \$22,326.00 |
| 754 0112 | FLAT SHEET FOR SIGNS-TYPE IV REFL SHEETING | 23.000 | SF | \$30.00 | \$690.00 |
| 754 0206 | STEEL GALV POSTS-TELESCOPING PERFORATED TUBE | 814.000 | LF | \$18.75 | \$15,262.50 |
| 754 0592 | RESET SIGN PANEL | 19.000 | EA | \$68.75 | \$1,306.25 |
| 762 0122 | PREFORMED PATTERNED PVMT MK-MESSAGE(GROOVED) | 1,206.000 | SF | \$40.00 | \$48,240.00 |
| 762 1305 | PREFORMED PATTERNED PVMT MK 4IN LINE-GROOVED | 26,031.000 | LF | \$6.563 | \$170,841.45 |
| 762 1307 | PREFORMED PATTERNED PVMT MK 6IN LINE-GROOVED | 2,745.000 | LF | \$10.00 | \$27,450.00 |
| 762 1309 | PREFORMED PATTERNED PVMT MK 8IN LINE-GROOVED | 3,866.000 | LF | \$13.75 | \$53,157.50 |
| 762 1325 | PREFORMED PATTERNED PVMT MK 24IN LINE-GROOVED | 1,371.000 | LF | \$43.75 | \$59,981.25 |
| 772 2160 | FLASHING BEACON | 2.000 | EA | \$27,500.00 | \$55,000.00 |
| 772 3125 | REMOVE TRAFFIC SIGNAL SYSTEM | 6.000 | EA | \$11,500.00 | \$69,000.00 |
| 772 9200 | IT SYSTEM | 1.000 | EA | \$139,000.00 | \$139,000.00 |
| 772 9811 | TRAFFIC SIGNAL SYSTEM - SITE 1 | 1.000 | EA | \$262,000.00 | \$262,000.00 |
| 772 9812 | TRAFFIC SIGNAL SYSTEM - SITE 2 | 1.000 | EA | \$216,250.00 | \$216,250.00 |
| 772 9813 | TRAFFIC SIGNAL SYSTEM - SITE 3 | 1.000 | EA | \$216,250.00 | \$216,250.00 |
| 772 9814 | TRAFFIC SIGNAL SYSTEM - SITE 4 | 1.000 | EA | \$273,000.00 | \$273,000.00 |

Subtotal

\$3,865,694.31

North Dakota **FEDERAL AID**

Bid Opening Date: **4/17/2020**

Project Number: **UGP-NHU-1-094(202)915**

PCN: **22282**

Job Number: **6**

English/Metric: **ENGLISH**

| | |
|---------------|-----------------------|
| Eng and Contg | \$386,569.43 |
| Total | \$4,252,263.74 |

Length **2.2340 Miles** **MORTON** **2.2340 Miles**

| | | | |
|------------------------------|---------------|---------------------|-----------------------|
| Estimated Cost | | <u>Construction</u> | |
| | | | \$4,252,263.74 |
| NHU FEDERAL FUNDS | 80.93% | | \$3,441,357.05 |
| NHU STATE FUNDS | 9.07% | | \$385,680.32 |
| NHU MANDAN CITY FUNDS | 10.00% | | \$425,226.37 |

Type: **SPECIAL ITEMS**

| Item Description | | | | Amount |
|---------------------------------------|------------------------------|---------------|---------------------|---------------------|
| PRELIMINARY ENGINEERING | | | | \$150,920.00 |
| Funding Splits: | UGP FEDERAL FUNDS | 80.93% | \$122,139.56 | |
| | UGP STATE FUNDS | 9.07% | \$13,688.44 | |
| | UGP MANDAN CITY FUNDS | 10.00% | \$15,092.00 | |
| PRELIMINARY ENGINEERING | | | | \$388,080.00 |
| Funding Splits: | NHU FEDERAL FUNDS | 80.93% | \$314,073.14 | |
| | NHU STATE FUNDS | 9.07% | \$35,198.86 | |
| | NHU MANDAN CITY FUNDS | 10.00% | \$38,808.00 | |
| ESTIMATED COST OF RIGHT OF WAY | | | | \$26,000.00 |
| Funding Splits: | NHU FEDERAL FUNDS | 80.93% | \$21,041.80 | |
| | NHU STATE FUNDS | 9.07% | \$2,358.20 | |
| | NHU MANDAN CITY FUNDS | 10.00% | \$2,600.00 | |

Summary for Project

Length **2.2340 Miles** **MORTON** **2.2340 Miles**

Estimated Total Construction Cost: **\$5,275,743.53**

Estimated Total Eng and Contg: **\$527,574.35**

| | <u>Construction</u> | <u>Special Items</u> | <u>Total</u> |
|------------------------------|-----------------------|----------------------|-----------------------|
| Estimated Cost | \$5,803,317.88 | \$565,000.00 | \$6,368,317.88 |
| UGP FEDERAL FUNDS | \$477,860.44 | \$122,139.56 | \$600,000.00 |
| UGP STATE FUNDS | \$53,554.85 | \$13,688.44 | \$67,243.29 |
| UGP MANDAN CITY FUNDS | \$1,019,638.85 | \$15,092.00 | \$1,034,730.85 |
| NHU FEDERAL FUNDS | \$3,441,357.05 | \$335,114.94 | \$3,776,471.99 |
| NHU STATE FUNDS | \$385,680.32 | \$37,557.06 | \$423,237.38 |
| NHU MANDAN CITY FUNDS | \$425,226.37 | \$41,408.00 | \$466,634.37 |

NDDOT TO MAKE CONTRACTOR'S PAYMENTS. UGP FEDERAL FUNDS FOR THIS PROJECT IS LIMITED TO \$600,000. UGP STATE FUNDS IS LIMITED TO \$75,000. ANY COSTS OVER THESE LIMITED AMOUNTS WILL BE CITY RESPONSIBILITY. NHU FUNDING SPLITS WILL BE 80.93% FEDERAL, 9.07% STATE AND 10% CITY.

STATE OF NORTH DAKOTA
DEPARTMENT OF TRANSPORTATION

CONTRACT ID: 20200417006
 LETTING: 20041701
 VENDOR: Diamond Surface, Inc.
 COUNTY: MORTON
 LENGTH: 3.0537 MILES

PROJECT: UGP-NHU-1-094(202)915
 JOB: 006
 VENDOR ID: 1134

PCN: 22282

| Line Number | Item Number | Quantity | Unit | Unit Price | Extension Price |
|--------------------------|---|-----------|-------|---------------|-----------------|
| Section 0001 BISMARCK | | | | | |
| 11030100 | 103 0100 CONTRACT BOND | 1.000 | L SUM | \$12,500.000 | \$12,500.00 |
| 12020114 | 202 0114 REMOVAL OF CONCRETE PAVEMENT | 2198.000 | SY | \$82.875 | \$182,159.25 |
| 12020130 | 202 0130 REMOVAL OF CURB & GUTTER | 1420.000 | LF | \$22.938 | \$32,571.96 |
| 12020132 | 202 0132 REMOVAL OF BITUMINOUS SURFACING | 34.000 | SY | \$148.813 | \$5,059.64 |
| 12020170 | 202 0170 REMOVAL OF CULVERTS-ALL TYPES & SIZES | 32.000 | LF | \$50.000 | \$1,600.00 |
| 12020235 | 202 0235 REMOVAL OF CATCH BASIN | 1.000 | EA | \$1,500.000 | \$1,500.00 |
| 13020120 | 302 0120 AGGREGATE BASE COURSE CL 5 | 749.000 | TON | \$97.313 | \$72,887.44 |
| 14300500 | 430 0500 COMMERCIAL GRADE HOT MIX ASPHALT | 10.000 | TON | \$250.000 | \$2,500.00 |
| 15500310 | 550 0310 10IN NON REINF CONCRETE PVMT CL AE-DOWELED | 620.000 | SY | \$210.875 | \$130,742.50 |
| 15700210 | 570 0210 PCC PAVEMENT GRINDING | 72268.000 | SY | \$6.510 | \$470,464.68 |
| 15700650 | 570 0650 CONCRETE PAVEMENT REPAIR-FULL DEPTH-DOWELED | 2004.000 | SY | \$275.438 | \$551,977.75 |
| 15700963 | 570 0963 TRANSVERSE PCC JOINT CLEANING & SEALING | 54481.000 | LF | \$2.260 | \$123,127.06 |
| 15700965 | 570 0965 LONGITUDINAL PCC JOINT CLEANING & SEALING | 75369.000 | LF | \$2.390 | \$180,131.91 |
| 15700966 | 570 0966 RANDOM PCC CRACK CLEANING & SEALING | 684.000 | LF | \$7.500 | \$5,130.00 |
| 15701512 | 570 1512 SPALL REPAIR-PARTIAL DEPTH | 2342.000 | SF | \$95.938 | \$224,686.80 |
| 17020100 | 702 0100 MOBILIZATION | 1.000 | L SUM | \$620,785.127 | \$620,785.13 |
| 17040100 | 704 0100 FLAGGING | 1200.000 | MHR | \$43.750 | \$52,500.00 |
| 17041000 | 704 1000 TRAFFIC CONTROL SIGNS | 2862.000 | UNIT | \$2.500 | \$7,155.00 |
| 17041050 | 704 1050 TYPE I BARRICADE | 25.000 | EA | \$125.000 | \$3,125.00 |
| 17041052 | 704 1052 TYPE III BARRICADE | 9.000 | EA | \$250.000 | \$2,250.00 |
| 17041054 | 704 1054 | 21.000 | EA | \$250.000 | \$5,250.00 |

STATE OF NORTH DAKOTA
DEPARTMENT OF TRANSPORTATION

CONTRACT ID: 20200417006
 LETTING: 20041701
 VENDOR: Diamond Surface, Inc.
 COUNTY: MORTON
 LENGTH: 3.0537 MILES

PROJECT: UGP-NHU-1-094(202)915
 JOB: 006
 VENDOR ID: 1134

PCN: 22282

| SIDEWALK BARRICADE | | | | | |
|--------------------|---|----------|----|-------------|-------------|
| 17041056 | 704 1056 | 1217.000 | LF | \$18.750 | \$22,818.75 |
| | PEDESTRIAN CHANNELIZATION | | | | |
| 17041060 | 704 1060 | 271.000 | EA | \$31.250 | \$8,468.75 |
| | DELINEATOR DRUMS | | | | |
| 17041067 | 704 1067 | 136.000 | EA | \$15.000 | \$2,040.00 |
| | TUBULAR MARKERS | | | | |
| 17041081 | 704 1081 | 50.000 | EA | \$29.125 | \$1,456.25 |
| | VERTICAL PANELS-BACK TO BACK | | | | |
| 17041087 | 704 1087 | 4.000 | EA | \$625.000 | \$2,500.00 |
| | SEQUENCING ARROW PANEL-TYPE C | | | | |
| 17041500 | 704 1500 | 376.000 | SF | \$5.000 | \$1,880.00 |
| | OBLITERATION OF PAVEMENT MARKING | | | | |
| 17042108 | 704 2108 | 6.000 | EA | \$1,250.000 | \$7,500.00 |
| | TEMPORARY CURB RAMP | | | | |
| 17081540 | 708 1540 | 57.000 | EA | \$181.250 | \$10,331.25 |
| | INLET PROTECTION-SPECIAL | | | | |
| 17081541 | 708 1541 | 57.000 | EA | \$25.000 | \$1,425.00 |
| | REMOVE INLET PROTECTION-SPECIAL | | | | |
| 17140210 | 714 0210 | 464.000 | LF | \$97.500 | \$45,240.00 |
| | PIPE CONC REINF 15IN CL III-STORM DRAIN | | | | |
| 17149720 | 714 9720 | 1029.000 | LF | \$18.750 | \$19,293.75 |
| | UNDERDRAIN PIPE PVC PERFORATED 4IN | | | | |
| 17220100 | 722 0100 | 3.000 | EA | \$3,750.000 | \$11,250.00 |
| | MANHOLE 48IN | | | | |
| 17220107 | 722 0107 | 1.000 | EA | \$5,625.000 | \$5,625.00 |
| | MANHOLE 54IN | | | | |
| 17221100 | 722 1100 | 13.200 | LF | \$356.250 | \$4,702.50 |
| | MANHOLE RISER 48IN | | | | |
| 17221106 | 722 1106 | 4.000 | LF | \$562.500 | \$2,250.00 |
| | MANHOLE RISER 54IN | | | | |
| 17223495 | 722 3495 | 2.000 | EA | \$3,500.000 | \$7,000.00 |
| | MODIFY INLET | | | | |
| 17223500 | 722 3500 | 13.000 | EA | \$4,750.000 | \$61,750.00 |
| | INLET-TYPE 1 | | | | |
| 17223700 | 722 3700 | 2.000 | EA | \$5,625.000 | \$11,250.00 |
| | INLET SPECIAL-TYPE 1 48IN | | | | |
| 17226160 | 722 6160 | 1.000 | EA | \$418.813 | \$418.81 |
| | ADJUST INLET | | | | |
| 17226200 | 722 6200 | 15.000 | EA | \$3,537.500 | \$53,062.50 |
| | ADJUST MANHOLE | | | | |
| 17226240 | 722 6240 | 25.000 | EA | \$178.250 | \$4,456.25 |
| | ADJUST UTILITY APPURTENANCE | | | | |
| 17240427 | 724 0427 | 2.000 | EA | \$3,500.000 | \$7,000.00 |

STATE OF NORTH DAKOTA
DEPARTMENT OF TRANSPORTATION

CONTRACT ID: 20200417006
 LETTING: 20041701
 VENDOR: Diamond Surface, Inc.
 COUNTY: MORTON
 LENGTH: 3.0537 MILES

PROJECT: UGP-NHU-1-094(202)915
 JOB: 006
 VENDOR ID: 1134

PCN: 22282

| ADJUST HYDRANT | | | | | |
|----------------|---|-----------|----|--------------|--------------|
| 17440050 | 744 0050 | 16.000 | CF | \$43.750 | \$700.00 |
| | INSULATION BOARD | | | | |
| 17480100 | 748 0100 | 454.000 | LF | \$76.313 | \$34,646.10 |
| | CURB & GUTTER | | | | |
| 17480140 | 748 0140 | 1029.000 | LF | \$76.875 | \$79,104.38 |
| | CURB & GUTTER-TYPE I | | | | |
| 17480520 | 748 0520 | 153.000 | LF | \$112.438 | \$17,203.01 |
| | CURB-TYPE I | | | | |
| 17500030 | 750 0030 | 255.000 | SY | \$307.875 | \$78,508.13 |
| | PIGMENTED IMPRINTED CONCRETE | | | | |
| 17500101 | 750 0101 | 799.000 | SY | \$179.250 | \$143,220.75 |
| | SIDEWALK CONCRETE REINF | | | | |
| 17500107 | 750 0107 | 439.000 | SY | \$158.188 | \$69,444.53 |
| | SIDEWALK - DECORATIVE | | | | |
| 17502115 | 750 2115 | 150.000 | SF | \$62.500 | \$9,375.00 |
| | DETECTABLE WARNING PANELS | | | | |
| 17540110 | 754 0110 | 744.200 | SF | \$30.000 | \$22,326.00 |
| | FLAT SHEET FOR SIGNS-TYPE XI REFL SHEETING | | | | |
| 17540112 | 754 0112 | 23.000 | SF | \$30.000 | \$690.00 |
| | FLAT SHEET FOR SIGNS-TYPE IV REFL SHEETING | | | | |
| 17540206 | 754 0206 | 814.000 | LF | \$18.750 | \$15,262.50 |
| | STEEL GALV POSTS-TELESCOPING PERFORATED TUBE | | | | |
| 17540592 | 754 0592 | 19.000 | EA | \$68.750 | \$1,306.25 |
| | RESET SIGN PANEL | | | | |
| 17620122 | 762 0122 | 1206.000 | SF | \$40.000 | \$48,240.00 |
| | PERFORMED PATTERNED PVMT MK-MESSAGE (GROOVED) | | | | |
| 17620420 | 762 0420 | 3002.000 | LF | \$1.875 | \$5,628.75 |
| | SHORT TERM 4IN LINE-TYPE R | | | | |
| 17620422 | 762 0422 | 983.000 | LF | \$5.000 | \$4,915.00 |
| | SHORT TERM 6IN LINE-TYPE R | | | | |
| 17620424 | 762 0424 | 514.000 | LF | \$5.000 | \$2,570.00 |
| | SHORT TERM 8IN LINE-TYPE R | | | | |
| 17620440 | 762 0440 | 96.000 | SF | \$25.000 | \$2,400.00 |
| | SHORT TERM MESSAGE-TYPE R | | | | |
| 17621305 | 762 1305 | 26031.000 | LF | \$6.563 | \$170,841.45 |
| | PERFORMED PATTERNED PVMT MK 4IN LINE-GROOVED | | | | |
| 17621307 | 762 1307 | 2745.000 | LF | \$10.000 | \$27,450.00 |
| | PERFORMED PATTERNED PVMT MK 6IN LINE-GROOVED | | | | |
| 17621309 | 762 1309 | 3866.000 | LF | \$13.750 | \$53,157.50 |
| | PERFORMED PATTERNED PVMT MK 8IN LINE-GROOVED | | | | |
| 17621325 | 762 1325 | 1371.000 | LF | \$43.750 | \$59,981.25 |
| | PERFORMED PATTERNED PVMT MK 24IN LINE-GROOVED | | | | |
| 17700003 | 770 0003 | 1.000 | EA | \$97,500.000 | \$97,500.00 |

STATE OF NORTH DAKOTA
DEPARTMENT OF TRANSPORTATION

CONTRACT ID: 20200417006
 LETTING: 20041701
 VENDOR: Diamond Surface, Inc.
 COUNTY: MORTON
 LENGTH: 3.0537 MILES

PROJECT: UGP-NHU-1-094(202)915
 JOB: 006
 VENDOR ID: 1134

PCN: 22282

| LIGHTING SYSTEM A | | | | | |
|-------------------------------|--------------------------------|-------------|--|---------------|-----------------------|
| 17722160 | 772 2160 | 2.000 EA | | \$27,500.000 | \$55,000.00 |
| | FLASHING BEACON | | | | |
| 17723125 | 772 3125 | 6.000 EA | | \$11,500.000 | \$69,000.00 |
| | REMOVE TRAFFIC SIGNAL SYSTEM | | | | |
| 17729200 | 772 9200 | 1.000 EA | | \$139,000.000 | \$139,000.00 |
| | IT SYSTEM | | | | |
| 17729811 | 772 9811 | 1.000 EA | | \$262,000.000 | \$262,000.00 |
| | TRAFFIC SIGNAL SYSTEM - SITE 1 | | | | |
| 17729812 | 772 9812 | 1.000 EA | | \$216,250.000 | \$216,250.00 |
| | TRAFFIC SIGNAL SYSTEM - SITE 2 | | | | |
| 17729813 | 772 9813 | 1.000 EA | | \$216,250.000 | \$216,250.00 |
| | TRAFFIC SIGNAL SYSTEM - SITE 3 | | | | |
| 17729814 | 772 9814 | 1.000 EA | | \$273,000.000 | \$273,000.00 |
| | TRAFFIC SIGNAL SYSTEM - SITE 4 | | | | |
| 19700300 | 970 0300 | 9.000 EA | | \$2,168.750 | \$19,518.75 |
| | BENCH | | | | |
| 19700320 | 970 0320 | 9.000 EA | | \$2,756.250 | \$24,806.25 |
| | TRASH RECEPTACLE | | | | |
| 19700600 | 970 0600 | 17.000 EA | | \$2,718.750 | \$46,218.75 |
| | CAST IRON TREE GRATES | | | | |
| 19702150 | 970 2150 | 14.000 EA | | \$1,781.250 | \$24,937.50 |
| | NORTHERN ACCLAIM HONEYLOCUST | | | | |
| 19702203 | 970 2203 | 3.000 EA | | \$781.250 | \$2,343.75 |
| | GLADIATOR CRABAPPLE | | | | |
| 19900215 | 990 0215 | 1.000 L SUM | | \$3,125.000 | \$3,125.00 |
| | SIDEWALK SNOW MELTING MAT | | | | |
| Section 0001 Total | | | | | \$5,275,743.53 |
| <hr/> | | | | | |
| Section 0002 | | | | | |
| This section contains OPTIONS | | | | | |
| 319700350 | 970 0350 | 14.000 EA | | \$125.000 | \$1,750.00 |
| AL1 | SITE FURNISHINGS | | | | |
| 327700004 | 770 0004 | 1.000 EA | | \$111,250.000 | \$111,250.00 |
| AL2 | LIGHTING SYSTEM B | | | | |
| Section 0002 Total | | | | | \$1,750.00 |
| <hr/> | | | | | |
| Item Total | | | | | \$5,277,493.53 |



Consent No. 1

Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: April 28, 2020
SUBMITTING DEPARTMENT: Engineering and Planning
DEPARTMENT DIRECTOR: Justin Froseth, PE
PRESENTER: John Van Dyke, AICP, CFM
SUBJECT: Final Plat of Longhorn 2nd Addition

STATEMENT/PURPOSE: Consider approval of the final plat of Longhorn 2nd Addition.

BACKGROUND/ALTERNATIVES:

The applicants are seeking an approval for the final plat as shown in Exhibit 1. This same property was brought before P&Z in February with a land use amendment, zone change, and preliminary plat, each of which was approved. The final plat includes non-access lines along the entirety of 1806 N. 37th St. also has a non-access line except for two approaches to serve the proposed lots.

The final plat also dedicates the necessary right-of-way for a planned arterial as included in the land use and transportation plan.

Staff is recommending approval subject to some minor editions of the signature block to include both property owners whereas now only one is listed.

ATTACHMENTS:

Exhibit 1 – Final Plat

FISCAL IMPACT: N/a

STAFF IMPACT: N/a

LEGAL REVIEW: The staff report along with the final plat has been sent to Malcolm Brown, City Attorney along with the agenda packet for review.

RECOMMENDATION: Planning and Zoning Commission recommended unanimous approval on the April 27, 2020 public hearing.

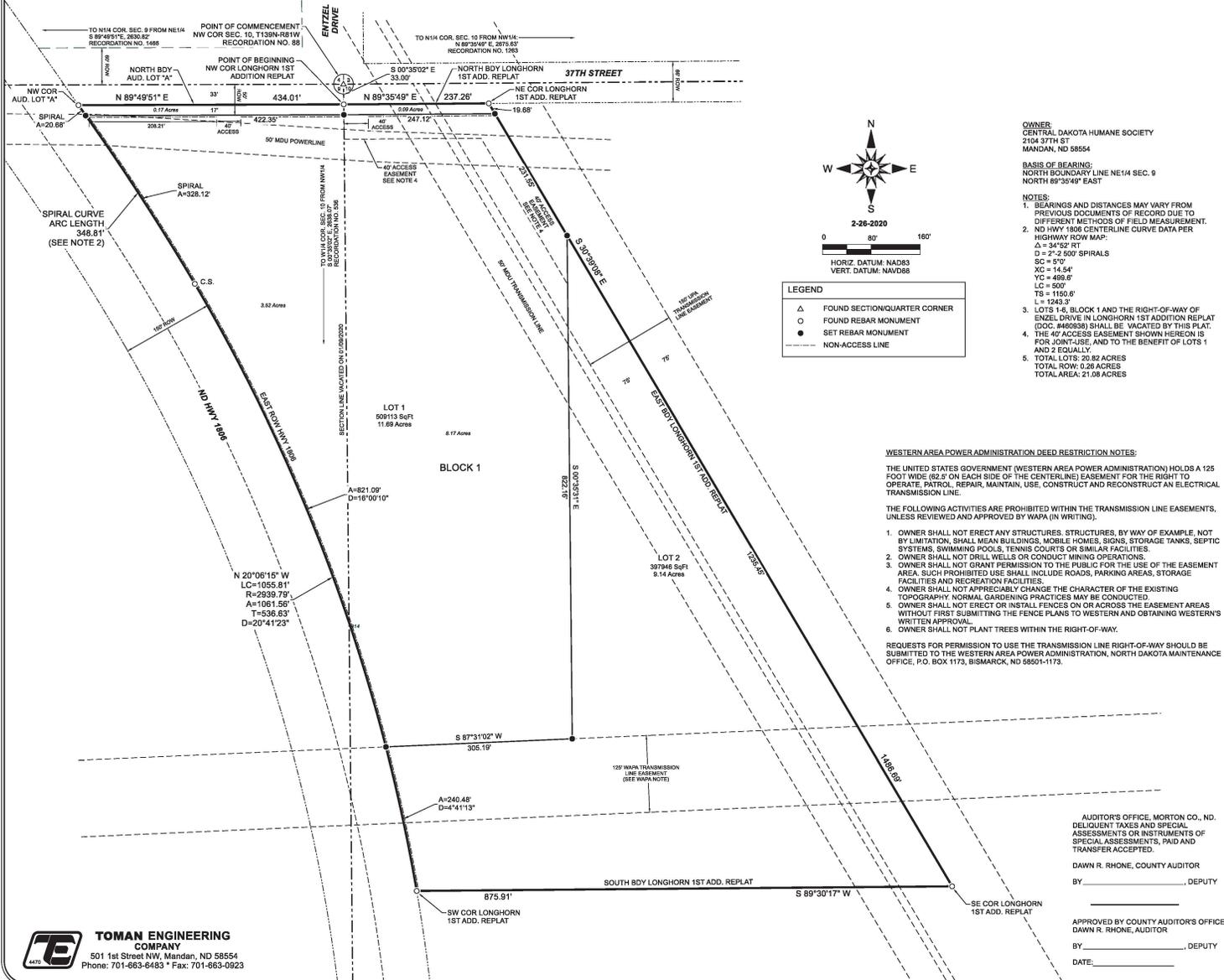
SUGGESTED MOTION: I move to approve the final plat of Longhorn 2nd Addition as presented in Exhibit 1.

EXHIBIT 1

LONGHORN 2ND ADDITION

OF MORTON COUNTY, NORTH DAKOTA

ALL OF AUDITOR'S LOT "A" OF THE NE1/4 OF SECTION 9 AND LONGHORN 1ST ADDITION REPLAT (INCLUDING ENTZEL DRIVE) OF THE NW1/4 OF SECTION 10, T139N-R81W OF MORTON COUNTY, NORTH DAKOTA LYING WITHIN THE 1-MILE EXTRATERRITORIAL JURISDICTION OF THE CITY OF MANDAN



DESCRIPTION OF PROPERTY

A TRACT OF LAND BEING ALL OF AUDITOR'S LOT "A" OF THE NE1/4 OF SECTION 9, AND PART OF LONGHORN 1ST ADDITION REPLAT (INCLUDING ENTZEL DRIVE) NW1/4 OF SECTION 10, TOWNSHIP 139 NORTH, RANGE 81 WEST OF THE 8TH PRINCIPAL MERIDIAN, OF MORTON COUNTY, NORTH DAKOTA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 9, T139N-R81W, THENCE SOUTH 00°30'00" EAST ALONG THE WEST BOUNDARY LINE OF SAID SECTION 9 FOR 33.00 FEET TO THE NORTHWEST CORNER OF LONGHORN 1ST ADDITION REPLAT OF MORTON COUNTY, NORTH DAKOTA, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 89°38'40" EAST ALONG THE NORTH BOUNDARY LINE OF SAID LONGHORN 1ST ADDITION REPLAT FOR 237.26 FEET TO THE NORTHEAST CORNER OF SAID LONGHORN 1ST ADDITION REPLAT; THENCE SOUTH 89°30'17" WEST ALONG THE SOUTH BOUNDARY LINE OF SAID LONGHORN 1ST ADDITION REPLAT FOR 875.91 FEET TO THE SOUTHWEST CORNER OF SAID LONGHORN 1ST ADDITION REPLAT; SAID POINT ALSO BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF ND HIGHWAY 1808, SAID POINT ALSO BEGINNING ON THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 2638.79 FEET; THENCE ALONG SAID CURVE TO THE LEFT ALONG SAID EASTERLY RIGHT-OF-WAY LINE (THE CHORD OF WHICH BEARS NORTH 20°06'15" WEST, 1055.81 FEET) AN ARC LENGTH OF 1991.58 FEET TO THE C.S. (CURVE TO SPIRAL) OF A CURVE TO THE LEFT HAVING A RADIUS OF 2638.79 FEET; THENCE ALONG SAID SPIRAL CURVE, AND CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE (THE CHORD OF WHICH BEARS NORTH 37°02'00" WEST, 348.70 FEET) A SPIRAL CURVE LENGTH OF 349.07 FEET TO THE NORTHWEST CORNER OF AUDITOR'S LOT "A" OF THE NE1/4 OF SECTION 10, T139N-R81W, THENCE NORTH 89°49'51" EAST ALONG THE NORTH BOUNDARY LINE OF SAID AUDITOR'S LOT "A" FOR 434.01 FEET TO THE POINT OF BEGINNING. SAID TRACT OF LAND CONTAINING 21.08 ACRES, MORE OR LESS.

SURVEYOR'S CERTIFICATE

I, ANDRA L. MARQUARDT, NORTH DAKOTA REGISTERED LAND SURVEYOR NO. 4623, HEREBY CERTIFY THAT I HAVE CAUSED TO BE SURVEYED BY MY FORCES UNDER MY SUPERVISION THE PROPERTY DESCRIBED HEREON AND I HAVE PREPARED THE ACCOMPANYING PLAT; FURTHER, THAT DISTANCES INDICATED HEREON ARE IN FEET AND HUNDRETHS THEREOF, AND BEARS ARE INDICATED IN DEGREES, MINUTES AND SECONDS THEREOF; FURTHER, THAT SAID PLAT DOES TRULY SHOW THE SURVEY TO THE BEST OF MY KNOWLEDGE AND BELIEF.

ANDRA L. MARQUARDT, RLS 4623

STATE OF NORTH DAKOTA

COUNTY OF MORTON

ON THIS _____ DAY OF _____, 2020, THERE APPEARED BEFORE ME ANDRA L. MARQUARDT, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE ABOVE CERTIFICATE AND DID ACKNOWLEDGE TO ME THAT SHE EXECUTED THE SAME AS HER OWN FREE ACT AND DEED.

HARVEY SCHNEIDER
NOTARY PUBLIC, NORTH DAKOTA

OWNER'S CERTIFICATE OF DEDICATION

WE, THE UNDERSIGNED, BEING THE SOLE OWNERS OF THE LAND PLATTED HEREON, DO HEREBY VOLUNTARILY CONSENT TO THE EXECUTION OF SAID PLAT, AND DO DEDICATE ALL THE STREETS, ALLEYS, PARKS, AND PUBLIC GROUNDS AS SHOWN HEREON, INCLUDING ALL SEWERS, CULVERTS, BRIDGES, WATERLINES, SIDEWALKS AND OTHER IMPROVEMENTS ON OR UNDER SUCH STREETS, ALLEYS OR OTHER PUBLIC GROUNDS, WHETHER SUCH IMPROVEMENTS ARE SHOWN HEREON OR NOT, TO PUBLIC USE FOREVER. WE ALSO DEDICATE EASEMENTS TO RUN WITH THE LANDS FOR WATER, SEWER, ELECTRICITY, TELEPHONE OR OTHER PUBLIC UTILITY LINES OF SERVICES UNDER, ON OR OVER THESE CERTAIN STRIPS OF LAND DESIGNATED AS "UTILITY EASEMENTS".

OWNER
CENTRAL DAKOTA HUMANE SOCIETY

SUBSCRIBED AND SWORN BEFORE ME, A NOTARY PUBLIC, THIS _____ DAY OF _____, 2020.

NOTARY PUBLIC
COUNTY

MY COMMISSION EXPIRES: _____

PLANNING COMMISSION APPROVAL

THE SUBDIVISION SHOWN HEREON HAS BEEN APPROVED BY THE PLANNING COMMISSION OF THE CITY OF MANDAN ON THIS _____ DAY OF _____, 2020, IN ACCORDANCE WITH THE LAWS OF THE STATE OF NORTH DAKOTA, ORDINANCES OF SAID CITY OF MANDAN, AND REGULATIONS ADOPTED BY THE PLANNING COMMISSION OF SAID CITY, IN WITNESS WHEREOF ARE SET THE HANDS OF THE CHAIRMAN AND THE SECRETARY OF THE PLANNING COMMISSION OF THE CITY OF MANDAN, NORTH DAKOTA.

BILL ROBINSON - CHAIRMAN
NANCY MOSER - SECRETARY

APPROVAL OF BOARD OF CITY COMMISSIONERS

THE BOARD OF CITY COMMISSIONERS OF THE CITY OF MANDAN, NORTH DAKOTA, HAS APPROVED THE SUBDIVISION OF LAND SHOWN HEREON, HAS ACCEPTED THE DEDICATION OF ALL STREETS, ALLEYS, AND PUBLIC WAYS SHOWN HEREON LYING WITHIN THE CORPORATE LIMITS OF THE CITY OF MANDAN, HAS ACCEPTED THE DEDICATION OF ALL PARKS AND PUBLIC GROUNDS SHOWN HEREON. FURTHERMORE, SAID BOARD OF CITY COMMISSIONERS HAS APPROVED THE STREETS, ALLEYS, AND OTHER PUBLIC WAYS AND GROUNDS SHOWN HEREON AS AN AMENDMENT TO THE MASTER STREET PLAN OF THE CITY OF MANDAN, THE FOREGOING ACTION BY THE BOARD OF CITY COMMISSIONERS OF MANDAN, NORTH DAKOTA, HAS TAKEN BY RESOLUTION THIS _____ DAY OF _____, 2020.

JIM NEUBAUER - CITY ADMINISTRATOR
TIM HELBLING - PRESIDENT OF THE BOARD OF CITY COMMISSIONERS

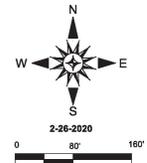
I, JUSTIN FROSETH, CITY ENGINEER FOR THE CITY OF MANDAN, NORTH DAKOTA HEREBY APPROVES "LONGHORN 2ND ADDITION," OF THE CITY OF MANDAN, MORTON COUNTY, NORTH DAKOTA AS SHOWN ON THE ANNEXED PLAT.

JUSTIN FROSETH, PE

OWNER:
CENTRAL DAKOTA HUMANE SOCIETY
1704 37TH ST
MANDAN, ND 58554

BASIS OF BEARING:
NORTH BOUNDARY LINE NE1/4 SEC. 9
NORTH 89°38'40" EAST

- NOTES:
1. BEARINGS AND DISTANCES MAY VARY FROM PREVIOUS DOCUMENTS OF RECORD DUE TO DIFFERENT METHODS OF FIELD MEASUREMENT.
 2. ND HWY 1808 CENTERLINE CURVE DATA PER HIGHWAY ROW MAP:
 $AS = 34'52.81'$
 $D = 2' - 2'500'$ SPIRALS
 $SC = 97'$
 $XC = 14.54'$
 $YC = 466.8'$
 $LC = 500'$
 $TS = 1150.0'$
 $L = 1243.0'$
 3. LOTS 1-6, BLOCK 1 AND THE RIGHT-OF-WAY OF ENTZEL DRIVE IN LONGHORN 1ST ADDITION REPLAT (DOC. #460038) SHALL BE VACATED BY THIS PLAT.
 4. THE 47' ACCESS EASEMENT SHOWN HEREON IS FOR JOINT USE, AND TO THE BENEFIT OF LOTS 1 AND 2 EQUALLY.
 5. TOTAL LOTS: 20.82 ACRES
 TOTAL ROW: 0.29 ACRES
 TOTAL AREA: 21.08 ACRES



| LEGEND | |
|--------|------------------------------|
| △ | FOUND SECTION QUARTER CORNER |
| ○ | FOUND REBAR MONUMENT |
| ● | SET REBAR MONUMENT |
| --- | NON-ACCESS LINE |

WESTERN AREA POWER ADMINISTRATION DEED RESTRICTION NOTES:

THE UNITED STATES GOVERNMENT (WESTERN AREA POWER ADMINISTRATION) HOLDS A 125 FOOT WIDE 82.2' ON EACH SIDE OF THE CENTERLINE EASEMENT FOR THE RIGHT TO OPERATE, PATROL, REPAIR, MAINTAIN, USE, CONSTRUCT AND RECONSTRUCT AN ELECTRICAL TRANSMISSION LINE.

THE FOLLOWING ACTIVITIES ARE PROHIBITED WITHIN THE TRANSMISSION LINE EASEMENTS, UNLESS REVIEWED AND APPROVED BY WAPA (IN WRITING).

1. OWNER SHALL NOT ERECT ANY STRUCTURES, STRUCTURES, BY WAY OF EXAMPLE, NOT BY LIMITATION, SHALL MEAN BUILDINGS, MOBILE HOMES, SIGNS, STORAGE TANKS, SEPTIC SYSTEMS, SWIMMING POOLS, TENNIS COURTS OR SIMILAR FACILITIES.
2. OWNER SHALL NOT DRILL WELLS OR CONDUCT MINING OPERATIONS.
3. OWNER SHALL NOT GRANT PERMISSION TO THE PUBLIC FOR THE USE OF THE EASEMENT AREA, SUCH PROHIBITED USE SHALL INCLUDE ROADS, PARKING AREAS, STORAGE FACILITIES AND RECREATION FACILITIES.
4. OWNER SHALL NOT APPRECIABLY CHANGE THE CHARACTER OF THE EXISTING TOPOGRAPHY. NORMAL GARDENING PRACTICES MAY BE CONDUCTED.
5. OWNER SHALL NOT ERECT OR INSTALL FENCES ON OR ACROSS THE EASEMENT AREAS WITHOUT FIRST SUBMITTING THE FENCE PLANS TO WESTERN AND OBTAINING WESTERN'S WRITTEN APPROVAL.
6. OWNER SHALL NOT PLANT TREES WITHIN THE RIGHT-OF-WAY.

REQUESTS FOR PERMISSION TO USE THE TRANSMISSION LINE RIGHT-OF-WAY SHOULD BE SUBMITTED TO THE WESTERN AREA POWER ADMINISTRATION, NORTH DAKOTA MAINTENANCE OFFICE, P.O. BOX 1173, BISMARCK, ND 58501-1173.

AUDITOR'S OFFICE, MORTON CO., ND
DELINQUENT TAXES AND SPECIAL ASSESSMENTS OR INSTRUMENTS OF SPECIAL ASSESSMENTS, PAID AND TRANSFER ACCEPTED.

DAWN R. RHONE, COUNTY AUDITOR
BY _____ DEPUTY

APPROVED BY COUNTY AUDITOR'S OFFICE
DAWN R. RHONE, AUDITOR

BY _____ DEPUTY
DATE: _____

TOMAN ENGINEERING COMPANY
501 1st Street NW, Mandan, ND 58554
Phone: 701-663-6483 • Fax: 701-663-0923



Consent No. 2

Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: April 28, 2020
SUBMITTING DEPARTMENT: Engineering and Planning
DEPARTMENT DIRECTOR: Justin Froseth, PE
PRESENTER: John Van Dyke, AICP, CFM
SUBJECT: Minor Plat of McKiver Addition

STATEMENT/PURPOSE: Consider approval of the minor plat of McKiver Addition.

BACKGROUND/ALTERNATIVES:

The applicant is seeking to combine two lots in two separate phases of Nicolas Addition. The rear of the property, Lot 23, Nicolas' 4th takes access off of an alley and is heavily encumbered by easements, leaving only 34' remaining for parking and a dwelling. Setbacks are indeterminate, as this property resides in a legacy district where the regulations are no longer in the code. It appears only one (1) of the fifteen (15) lots on the southside of the alley have constructed a residence. Most of these properties are tied by ownership/use to the adjacent property in Nicolas' 2nd to the immediate south.

Given the limited use of a small lot, its alleyway access, and conforming neighborhood character that this would create, staff is recommending approval of this minor plat subject to inclusion of a 10' utility easement along the west side of the area of Lot 23, Block 2 Nicolas 4th Addition OR providing the City with a copy of a document that shows that this easement has been vacated.

ATTACHMENTS:

Exhibit 1 – Minor Plat

FISCAL IMPACT: N/a

STAFF IMPACT: N/a

LEGAL REVIEW: The staff report along with the minor plat has been sent to Malcolm Brown, City Attorney along with the agenda packet for review.

RECOMMENDATION: Engineering and Planning Department is recommending approval of this minor plat subject to inclusion of a 10' utility easement along the west side of the area of Lot 23, Block 2 Nicolas 4th Addition OR providing the City with a copy of a document that shows that this easement has been vacated.

SUGGESTED MOTION: I move to approve the minor plat of McKiver Addition as presented in Exhibit 1 subject to inclusion of a 10' utility easement along the west side of the area of Lot 23, Block 2 Nicolas 4th Addition OR providing the City with a copy of a document that shows that this easement has been vacated.



Consent No. 3i & 3ii

Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: April 14, 2020
SUBMITTING DEPARTMENT: Assessing Department
DEPARTMENT DIRECTOR: Kimberly Markley
PRESENTER: Kimberly Markley, City Assessor
SUBJECT: Abatement applications from PM Koski Properties Inc.

STATEMENT/PURPOSE: To consider reduction to the 2019 value of the properties at 3022 Marina Road SE & 3018 Marina Road SE

BACKGROUND/ALTERNATIVES: These parcels are also known as parcels #65-4783110 with a legal description of Lot 12 Block 1 Shoreline Addition #65-4783100 with a legal description of Lot 11 Block 1 Shoreline Addition

Reason for abatement: the 2019 assessments were calculated as 70% complete and they were only 60% complete on February 1, 2019.

ATTACHMENTS: Application for Abatement and copies of invoices

ESTIMATED FISCAL IMPACT: All taxing entities = \$991.60, City share = \$237.32

STAFF IMPACT: N/A

LEGAL REVIEW: Reviewed by City Attorney

RECOMMENDATION: I recommend a motion to approve the 2019 abatements as presented for PM Koski Properties Inc. and adjust the 2019 value from \$299,200 to \$267,700 at 3022 Marina Road SE and adjust the 2019 value from \$299,200 to \$267,700 at 3018 Marina Road SE.

SUGGESTED MOTION: A motion to approve the abatements as presented for PM Koski Properties Inc. at 3022 Marina Road SE and 3018 Marina Road SE.

11-15-19

HANGMAN DRYWALL INC

500 WEST RENO AVE.

BISMARCK, ND 58504

INVOICE

TO: DIVERSITY HOMES

JOB: 3022 Marina Road SE

WORK PERFORMED:

HUNG DRYWALL PROVIDED ON CIELINGS AND WALLS.

SHEETS USED 4x12: 137

SHEETS USED 4 1/2x12: 81

TSF OF SHEETROCK: 10,950

COST TO HANG AT \$0.27 PER SQUARE FOOT: \$2,956.50

ADDITIONAL LABOR COST:

19 FOOT CEILING: \$250.00

DRAFT STOP BETWEEN JOISTS: \$100.00

TOTAL AMOUNT DUE: \$3,305.50

Titan Plumbing, Inc.

1404 Industrial Drive Unit F

Bismarck, ND 58501

Phone: 701-250-8057

Fax: 701-250-8157

Invoice

| Date | Invoice # |
|-----------|-----------|
| 9/17/2019 | 10701 |

| Bill To |
|---|
| Diversity Homes 2101 46th Ave SE Suite #1 Mandan, ND 58554 |

| Upon Receipt |
|--------------|
| 10/17/2019 |

| Item | Description | Qty | Rate | Amount |
|---------------------|-----------------------------------|-----|----------|----------|
| Description of work | Above ground work @3022 Marina Rd | | 5,505.64 | 5,505.64 |

Service Fees of 1.15% will apply to balances over 30 days.

| |
|---|
| Pay to the order of: Titan Plumbing Inc. 1404 Industrial Drive Unit F Bismarck, ND 58501 |
|---|

| | |
|-------------------------|------------|
| Total | \$5,505.64 |
| Payments/Credits | \$0.00 |
| Balance Due | \$5,505.64 |



T&M ELECTRIC

Residential • Commercial • Farm & Agri Wiring
258-6170

Invoice # 43201

Date 9/25/2019

Simplistic Homes

Shoreline Twin Homes

913 SE 52nd St. • Bismarck, ND 58501

www.tmelectricnd.com - Email: mitch@tmelectricnd.com

| QTY. | DESCRIPTION | AMOUNT | PRICE |
|------|---|--------|---------------------|
| | <i>Shoreline Twin Homes</i> | | |
| | Rough-In billing for 3022 Marina Rd. SE. | | |
| | Building Bid: \$ 42,900.00 | | |
| | Per Unit Bid: \$ 10,725.00 | | |
| | 75% Rough-In Billing: | | \$ 8,043.75 |
| | Extras: | | |
| 11 | Tele/t.v. locations wired 5 bid = 6 extra | | \$ 210.00 |
| 8 | Tele/t.v. boxes furnished 5 bid = 3 extra | | \$ 75.00 |
| 23 | LED recess complete 14 bid = 9 extra | | \$ 495.00 |
| 4 | LED step lights complete 0 bid = 4 extra | | \$ 200.00 |
| 3 | P/F prewired 0 bid = 2 extra | | \$ 180.00 |
| | Gas unit heater wired | | \$ 65.00 |
| | Gas fireplace wired | | \$ 65.00 |
| | Floor outlet | | N/C |
| | LED undercabinet kitchen tape light complete (quoted) | | \$ 331.25 |
| | Gas range outlet | | N/C |
| | Floor heat prewire | | \$ 75.00 |
| | Added 3-way switching for master bedroom lights | | N/C |
| | Switch and prewire for island toekick tape light | | \$ 75.00 |
| | Electric water heater wired | | \$ 85.00 |
| 2 | Pantry outlets and separate circuit | | \$ 120.00 |
| | Total Bill Due: | | \$ 10,020.00 |

A FINANCE CHARGE is computed at a periodic rate of 1 1/2% per month. Which is an Annual Percentage Rate of 18%, on any previous balance not paid within 30 Days.

Thank You



INVOICE

1593

137 Irvine Loop Apt 3306 701.471.9708 Oscar
 Bismarck, ND 58504 701.989.4037 Fabian Jr.

To Diversity Homes

Date 8-6-19 Job No. _____

Job Name _____

Job Location four plex Marina RD

Terms

3018

| Quantity | Description | Price | Amount |
|----------|------------------------------|--------|------------|
| 115 | 4x12 5/8 = 5520 sqf | | |
| 62 | 54x12 1/2 = 3348 sqf | | |
| 4 | 4x8 Durock = 128 sqf | | |
| 44 | 4x12 1/2 = 2112 sqf | | |
| | 11,108 sqf | 0.24 | \$ 2665.92 |
| | high ceiling and party walls | \$300. | 300.00 |

TOTAL \$ 2965.92

Thank You

DAKOTA DRYWALL

3535 GLOBAL DRIVE
BISMARCK, ND 58501
PHONE: (701) 223-7464
FAX: (701) 223-7466

INVOICE

12422

| | |
|--------------|------------------|
| DATE | 5-26-19 |
| JOB NAME | |
| JOB LOCATION | 3015 Mariposa Rd |

Diversity Homes
3101 46th Ave SE #1
Mandan ND 58554

| DESCRIPTION | SQ FT/COUNT | RATE | AMOUNT |
|--|-------------|------|--------------------|
| Tape & Texture - Main - Upper & Garage Levels - DP | | | 4777 ⁰⁰ |
| CORNERS <input checked="" type="checkbox"/> SQ <input type="checkbox"/> BN <input type="checkbox"/> CMF <input type="checkbox"/> OTHER | | | |
| ARCH <input type="checkbox"/> SQ <input type="checkbox"/> BN <input type="checkbox"/> CMF | | | |
| MAGIC CORNER | | | |
| EXPANSION | | | |
| SPECIALTY BEAD | | | |
| BASE ADAPTERS | | | |
| ACCESSORY PIECES | | | |
| DETAIL WORK | | | |
| MISCELLANEOUS | | | |

A service charge of 1 1/2% per month (18% per annum) will be added to accounts not paid in 30 days.

Thank You!

\$ 4777⁰⁰

updated

Partially Completed Residential Property Worksheet

Name Kirski Date 2-2019
 Address 3022 + 3018 Marra Rd Inspector _____
 Parcel # 65-4783110
65-4783100

| | % Total | Not Complete | Date |
|--|---------|--------------------------------|------|
| FOUNDATION (footings, foundation, excavation & backfill) | 15% | | |
| BASEMENT FLOOR | 5% | | |
| BASEMENT STAIRS | 1% | | |
| FLOOR (joist & deck) | 7% | | |
| FLOOR COVERING | 5% | X | |
| EXTERIOR WALLS (studs, sheathing & building wrap) | 6% | | |
| SIDING | 3% | | |
| WALL INSULATION | 1% | + | |
| WINDOWS & DOORS | 9% | 4.5 | |
| ROOF (trusses, deck, & shingles) | 9% | | |
| ROOF INSULATION | 1.5% | | |
| INTERIOR STUDDING | 2% | | |
| INTERIOR DRYWALL (untaped) | 5.5% | X | |
| DRYWALL FINISHING (paint, trim & interior doors) | 8% | X | |
| ROUGH PLUMBING | 3% | | |
| PLUMBING FIXTURES | 4% | X | |
| ROUGH ELECTRICAL | 3% | X | |
| ELECTRICAL FIXTURES | 3% | X | |
| HEATING INSTALLED | 4% | | |
| KITCHEN & BATHROOM CABINETS | 5% | X | |
| Total Percent Completed..... | | 61% complete instead of 70% | |

Comments: _____



GAMING SITE AUTHORIZATION
 OFFICE OF ATTORNEY GENERAL
 SFN 17996 (02/2018)

G - _____ (_____) _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization **Gilbert S. Furness Post #40 - American Legion Mandan**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|--|--|--|----------------------|
| Name of Location The Paddle Trap | | | |
| Street 2500 Pirates Loop | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 5/1/20 | Ending Date(s) Authorized 6/30/20 | Number of twenty-one tables if zero, enter "0": 1 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar & patio area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input checked="" type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|----------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) River Partners, Inc. | | Site Name The Paddle Trap | | Site Phone Number (701) 202-3421 |
| Site Address 2500 Pirates Loop | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) Gilbert S. Furness Post #40 - American Legion Mandan | | Rental Period 5/1/2020 to 6/30/2020 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? if "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>1</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ <u>300.00</u> |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ <u>325.00</u> |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>3</u> | | | | \$ <u>300.00</u> |
| Total Monthly Rent | | | | \$ <u>925.00</u> |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:
 This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.
 The LESSOR agrees that no game will be directly operated as part of the lessor's business.
 The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.
 The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.
 If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.
 The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.
 The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.
 The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.
 At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|-------------------------|--------------------|-------------------|
| Signature of Lessor | Title Owner | Date 1/9-20-20 |
| Signature of Lessee | Title COMMANDER | Date 4/22/20 |



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
 SFN 17996 (02/2018)

| |
|---|
| Consent No. 5i |
| G - _____ (_____) _____ Site License Number (Attorney General Use Only) |

| |
|--|
| Full, Legal Name of Gaming Organization Mandan Baseball Club, Inc. |
|--|

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|---|---|---|-------------------------|
| Name of Location Powerhouse/501 | | | |
| Street 501 Burlington Street SE | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 2 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

| RESTRICTIONS (City/County Use Only) | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input checked="" type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input checked="" type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

| APPROVALS | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|----------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) J & C Investments, Inc. | | Site Name Powerhouse/501 | | Site Phone Number (701) 663-3020 |
| Site Address 501 Burlington Street Se | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) Mandan Baseball Club, Inc. | | Rental Period 7/1/2020 to 6/30/2021 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>2</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ \$ 600.00 |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input checked="" type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 325.00 |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>4</u> | | | | \$ 400.00 |
| Total Monthly Rent | | | | \$ 1,325.00 |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:

This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.

The LESSOR agrees that no game will be directly operated as part of the lessor's business.

The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.

The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.

The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.

At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|---|----------------------|-------------------|
| Signature of Lessor <i>[Signature]</i> | Title OWNER | Date |
| Signature of Lessee <i>[Signature]</i> | Title X President | Date 7-31-2020 |

(over)



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
 SFN 17996 (02/2018)

Consent No. 5ii

G - _____ (_____) _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization **Mandan Baseball Club, Inc.**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|--|--|--|----------------------|
| Name of Location Broken Oar | | | |
| Street 4724 Pintail Loop | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 1 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input checked="" type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

- INSTRUCTIONS:**
1. City/County-Retain a **copy** of the Site Authorization for your files.
 2. City/County-Return the **original** Site Authorization form to the Organization.
 3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|----------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) B & B, Inc. | | Site Name Broken Oar | | Site Phone Number (701) 667-2159 |
| Site Address 4724 Pintail Loop | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) Mandan Baseball Club, Inc. | | Rental Period 7/1/2020 to 6/30/2021 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>1</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 300.00 |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input checked="" type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 325.00 |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>4</u> | | | | \$ 400.00 |
| Total Monthly Rent | | | | \$ 1,025.00 |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:
 This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.
 The LESSOR agrees that no game will be directly operated as part of the lessor's business.
 The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.
 The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.
 If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.
 The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.
 The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.
 The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.
 At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|---|--|------------------|
| Signature of Lessor <i>Stan Keel</i> | Title Owner / manager | Date 3/12/20 |
| Signature of Lessee <i>[Signature]</i> | Title <input checked="" type="checkbox"/> President | Date 3-3-2020 |



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (02/2018)

| |
|---|
| G - _____ (_____) _____ Site License Number (Attorney General Use Only) |
|---|

| |
|--|
| Full, Legal Name of Gaming Organization Mandan Baseball Club, Inc. |
|--|

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|---|---|---|-------------------------|
| Name of Location The Drink | | | |
| Street 4007 Southbay Drive SE | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 2 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

| RESTRICTIONS (City/County Use Only) | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input checked="" type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

| APPROVALS | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
OFFICE OF ATTORNEY GENERAL
LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|---------------------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) Lakewood Bar & Grill, Llc | | Site Name The Drink | | Site Phone Number (701) 224-8063 |
| Site Address 4007 Southbay Drive Se | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) Mandan Baseball Club, Inc. | Rental Period 7/1/2020 | to 6/30/2021 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>2</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 600.00 |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input checked="" type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 325.00 |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>7</u> | | | | \$ 600.00 |
| Total Monthly Rent | | | | \$ 1,525.00 |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:
 This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.
 The LESSOR agrees that no game will be directly operated as part of the lessor's business.
 The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.
 The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.
 If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.
 The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.
 The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.
 The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.
 At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|---|--------------------------|-------------------|
| Signature of Lessor <i>[Signature]</i> | Title General Manager | Date 3/17/2020 |
| Signature of Lessee <i>[Signature]</i> | Title President | Date 4-8-2020 |



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (02/2018)

G - _____ (_____)_____
Site License Number
(Attorney General Use Only)

Full, Legal Name of Gaming Organization **Mandan Baseball Club, Inc.**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|--|--|--|----------------------|
| Name of Location Last Call Bar | | | |
| Street 118 W. Main Street | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 1 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input checked="" type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|--|---|-------------|-------------------------------------|
| Site Owner (Lessor) Last Call Bar, Inc. | | Site Name Last Call Bar | | Site Phone Number (701) 663-9211 |
| Site Address 118 W. Main Street | | City Mandan | State ND | Zip Code 58554 |
| County Morton | | Rental Period 7/1/2020 to 6/30/2021 | | Monthly Rent Amount |
| Organization (Lessee) Mandan Baseball Club, Inc. | | | | |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>1</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ \$ 300.00 |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input checked="" type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 325.00 |
| <input type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices _____ | | | | \$ |
| Total Monthly Rent | | | | \$ 625.00 |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:
 This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.
 The LESSOR agrees that no game will be directly operated as part of the lessor's business.
 The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.
 The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.
 If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.
 The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.
 The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.
 The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.
 At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|-------------------------|--------------------|---------------------|
| Signature of Lessor | Title OWNER | Date 8/18/20 |
| Signature of Lessee | Title President | Date 1-4-20-2020 |

(over)



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (02/2018)

G - _____ (____)____
Site License Number
(Attorney General Use Only)

Full, Legal Name of Gaming Organization **Mandan Baseball Club, Inc.**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|--|--|--|----------------------|
| Name of Location Silver Dollar Bar | | | |
| Street 200 E. Main Street | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 1 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input checked="" type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

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Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|----------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) Silver Dollar Bar, Llc | | Site Name Silver Dollar Bar | | Site Phone Number (701) 663-5248 |
| Site Address 200 E. Main Street | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) Mandan Baseball Club, Inc. | | Rental Period 7/1/2020 to 6/30/2021 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>1</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 300.00 |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input checked="" type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 325.00 |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>5</u> | | | | \$ 500.00 |
| Total Monthly Rent | | | | \$ 1,125.00 |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:
 This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.
 The LESSOR agrees that no game will be directly operated as part of the lessor's business.
 The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.
 The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.
 If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.
 The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.
 The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.
 The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.
 At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|---------------------|---------------------------|--------------------------|
| Signature of Lessor | Title <i>Owned</i> | Date <i>2-9-20</i> |
| Signature of Lessee | Title <i>President</i> | Date <i>8-31-2020</i> |



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
 SFN 17996 (02/2018)

Consent No. 6

G - _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization **New Salem Civic Club, Inc.**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|---|--|--|----------------------|
| Name of Location Bennigan's Mandan | | | |
| Street 1506 27th Street NW | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 0 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar & restaurant area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input type="checkbox"/> Twenty-One |
| <input type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 OR 800-326-9240



RENTAL AGREEMENT
OFFICE OF ATTORNEY GENERAL
LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|----------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) Mandan Legends Group, Llc | | Site Name Bennigan's Mandan | | Site Phone Number (701) 391-2175 |
| Site Address 1506 27th Street Nw | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) New Salem Civic Club, Inc. | | Rental Period 7/1/2020 to 6/30/2021 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ 400.00 |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>2</u> | | | | \$ 200.00 |
| Total Monthly Rent | | | | \$ 600.00 |

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:

This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.

The LESSOR agrees that no game will be directly operated as part of the lessor's business.

The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.

The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize or disbursement of net proceeds.

The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.

At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|--|--------------------|-------------------|
| Signature of Lessor <i>Monte Sen</i> | Title President | Date 3/16/20 |
| Signature of Lessee <i>Shane Tolman</i> | Title President | Date 3-31-2020 |



GAMING SITE AUTHORIZATION
 OFFICE OF ATTORNEY GENERAL
 SFN 17996 (02/2018)

G - _____ (_____) _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization **Gilbert S. Furness Post #40 - American Legion Mandan**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|--|--|--|----------------------|
| Name of Location The Paddle Trap | | | |
| Street 2500 Pirates Loop | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized 7/1/20 | Ending Date(s) Authorized 6/30/21 | Number of twenty-one tables if zero, enter "0": 1 | |
| Specific location where games of chance will be conducted and played at the site (required) Games will be conducted in bar & patio area, excluding the restrooms. | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|--|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input checked="" type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input checked="" type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a **copy** of the Site Authorization for your files.
2. City/County-Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 **OR** 800-326-9240



RENTAL AGREEMENT
OFFICE OF ATTORNEY GENERAL
LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

| | | | | |
|---|----------------|---|-------------------|-------------------------------------|
| Site Owner (Lessor) River Partners, Inc. | | Site Name The Paddle Trap | | Site Phone Number (701) 202-3421 |
| Site Address 2500 Pirates Loop | City Mandan | State ND | Zip Code 58554 | County Morton |
| Organization (Lessee) Gilbert S. Furness Post #40 - American Legion Mandan | | Rental Period 7/1/2020 to 6/30/2021 | | Monthly Rent Amount |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>1</u> X Rent per Table \$ <u>300.00</u> | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ <u>300.00</u> |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device | | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes | | \$ <u>325.00</u> |
| <input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>3</u> | | | | \$ <u>300.00</u> |
| Total Monthly Rent | | | | \$ <u>925.00</u> |
| 5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here. | | <input type="checkbox"/> | | |

TERMS OF RENTAL AGREEMENT:

This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.

The LESSOR agrees that no game will be directly operated as part of the lessor's business.

The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

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The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.

At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

| | | |
|-------------------------|--------------------|-----------------|
| Signature of Lessor | Title X Owner | Date 4-20-20 |
| Signature of Lessee | Title COMMANDER | Date 4-22-20 |



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (02/2018)

G - _____ (_____)_____
Site License Number
(Attorney General Use Only)

Full, Legal Name of Gaming Organization **Mule Deer Foundation**

The above organization is hereby authorized to conduct games of chance under the license granted by the Attorney General of the State of North Dakota at the following location

| | | | |
|--|---|--|----------------------|
| Name of Location Prairie Patriot Firearms | | | |
| Street 3930 Memorial Hwy | City Mandan | ZIP Code 58554 | County Morton |
| Beginning Date(s) Authorized June 1, 2020 | Ending Date(s) Authorized June 1, 2020 | Number of twenty-one tables if zero, enter "0": 0 | |
| Specific location where games of chance will be conducted and played at the site (required) Training Room | | | |
| If conducting Raffle or Poker activity provide date(s) or month(s) of event(s) if known June 1, 2020 | | | |

RESTRICTIONS (City/County Use Only)

| | |
|---|---------------------------------|
| Days of week of gaming operations (if restricted) | Hours of gaming (if restricted) |
|---|---------------------------------|

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

| | | |
|---|--|--|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input type="checkbox"/> Twenty-One |
| <input checked="" type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheels with Tickets |
| <input type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input type="checkbox"/> ELECTRONIC Pull Tab Device | | |

APPROVALS

| | |
|---|------|
| Attorney General | Date |
| Signature of City/County Official | Date |
| PRINT Name and official position of person signing on behalf of city/county above | |

INSTRUCTIONS:

1. City/County-Retain a copy of the Site Authorization for your files.
2. City/County-Return the original Site Authorization form to the Organization.
3. Organizations - Send the original, signed, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 OR 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 05-2018)

License Number (Office Use Only)

| | | | | |
|--|--|---|-------------------------------------|---|
| Site Owner (Lessor) <i>Joseette M. Severson</i> | | Site Name <i>Prairie Patriot Firearms</i> | | Site Phone Number <i>701-712-8800</i> |
| Site Address <i>3930 Memorial Hwy</i> | | City <i>Mandan</i> | State <i>ND</i> | Zip Code <i>58554</i> |
| Organization (Lessee) <i>Mule Deer Foundation</i> | | Rental Period <i>6-1-20</i> to <i>6-20</i> | | County <i>Morton</i> |
| 1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts. | | | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes \$ |
| 2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| 4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input type="checkbox"/> Jar Bar <input type="checkbox"/> Standard Dispensing Device <input type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices _____ | | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes | | \$ |
| No additional rent is allowed for electronic pull tabs. Rent must be based on dispensing device requirements per NDCC 53-06.1-11 (5)(a)(b) | | | | |
| Total Monthly Rent | | | | \$ <i>0</i> |
| 5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here. | | | <input checked="" type="checkbox"/> | |
| TERMS OF RENTAL AGREEMENT: <i>NO Mule Deer TAG Drawing</i> This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance. The LESSOR agrees that no game will be directly operated as part of the lessor's business. The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization. The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed. If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site. The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds. The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee. At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked. | | | | |
| Signature of Lessor <i>[Signature]</i> | | Title <i>Owner</i> | | Date <i>4.30.2020</i> |
| Signature of Lessee <i>[Signature]</i> | | Title <i>President / CEO</i> | | Date <i>1-9-20</i> (over) |



Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: May 5, 2020
SUBMITTING DEPARTMENT: Planning and Engineering
DEPARTMENT DIRECTOR: Justin Froseth, PE
PRESENTER: Justin Froseth, Planning and Engineering Director
SUBJECT: Raw Water Intake, Phase IB and II Ad for Bids

STATEMENT/PURPOSE: To consider an advertisement for bid of the Raw Water Intake, Phase IB and Phase II.

BACKGROUND/ALTERNATIVES: AE2S has been working the past couple of months on a plan to change some of the bid packages and design scope in order to bring the cost down from what it was projected to be after opening the phase I bids in October and rebid.

Today's ads for bids include the new intake pump station interior and components as well as other minor valve vaults and components as phase IB and the pipe install from the new intake location to the treatment facility as phase II. Phase IA included the specialty items such as piping into the river channel and building the intake cassion structure. That phase is currently out for bid with the opening to be next week.

AE2S and the City have been in contact with our partners in this project as we come to this point. Notably, the Marathon Refinery and the State Water Commission. The bid advertisement allows the City to hold bids for 90 days in order to secure financial commitments. Most notably, we will be seeking an increase in commitment from the State Water Commission at their June meeting after all phases of bids have been opened.

ATTACHMENTS:

- 1) Advertisements for Bids

FISCAL IMPACT: With the revised estimate now at \$30M for total project, we will expect our local match to go from about \$4.1M estimated last year when budgeting to about \$6.0M now based on the new numbers. This estimate is assuming that our other funding partners, Marathon and the State Water Commission, can match at percentages already agreed to. Though they have yet to formally agree to, they have been consulted with and discussions have been favorable to seeing their match.

STAFF IMPACT: Minimal

LEGAL REVIEW: All items have been forwarded to our Attorney for review.

RECOMMENDATION: Approve the advertisements for bid.

SUGGESTED MOTION: I move to approve the advertisement for bid of the Raw Water Intake, Phase IB and Phase II contracts.

SECTION 00 11 13
ADVERTISEMENT FOR BIDS

MANDAN RAW WATER INTAKE – PHASE IB
PUMPING STATION, CONTROL VAULTS, AND WTP IMPROVEMENTS
CITY OF MANDAN, NORTH DAKOTA

NOTICE IS HEREBY GIVEN, that the City of Mandan, North Dakota, will receive sealed Bids for the construction of the Mandan Raw Water Intake Phase IB – Pumping Station, Control Vaults, and WTP Improvements and will be received at Office of the City Administrator, 205 2nd Ave NW, Mandan, North Dakota 58554 until 11:00 AM local time on June 3, 2020, at which time the Bids received will be publicly opened and read aloud at 11:05 AM in the City Commission Chambers.

Bids being mailed or delivered prior to June 3, 2020 can be directed to:

City Administrator
City of Mandan
205 2nd Ave NW
Mandan, ND 58554.

Separate Bids will be received for Contract No. 1 – General Construction; Contract No. 2 – Mechanical Construction; Contract No. 3 – Electrical Construction; and Contract 4 – Combined General, Mechanical, and Electrical Construction. Bids shall be on a lump sum basis for all Contracts. The Work comprised of Contract Nos 1, 2, 3, and 4 are generally described as follows:

Contract No. 1 – GENERAL CONSTRUCTION (LUMP SUM): Work generally consists of mobilization, bonding, insurance for all Project work shown on the civil, process, architectural, structural drawings and as contained in the specifications, constructing a pump station, three control vaults, presedimentation basin improvements, and repurposing of the existing intake structure. Includes dewatering system, shoring system, installing piles, furnishing and installing five (5) canned vertical turbine pumps, precast wall and roof system, constructing below grade concrete vaults, furnishing and installing equipment for one (1) rehabilitated presedimentation basin, new chemical feed systems, yard piping, process piping, gates, valves, site grading, excavation, filling and backfilling, erosion and sediment control, landscaping, access roads, aggregate roadway, sidewalks, driveways, temporary piping modifications, stormwater piping modifications, coatings, equipment pads, fencing, piping and equipment demolition, and all related appurtenances.

Contract No. 2 – MECHANICAL CONSTRUCTION (LUMP SUM): Work generally consists of mobilization, bonding, and insurance for all Project work shown on the mechanical drawings and contained in the Divisions 22, 23 and specifications, including new ventilation equipment, ducts, louvers, makeup air units, fans, plumbing, fixtures, heaters, air-conditioning, gauges, thermostats, pipe, fittings, valves, controls, drains, supports, anchors, vents, and all related appurtenances.

Contract No. 3 – ELECTRICAL CONSTRUCTION (LUMP SUM): Work generally consists of mobilization, bonding, and insurance for all Project work shown on the electrical drawings and contained in the Division 26 specifications, including electrical labor, service-entrance equipment, secondary termination/CT cabinet, grounding, trenching, excavation, cables, conductors, wiring, disconnect switches, lighting, lighting control systems, conduits, raceways, fittings, boxes, devices, motor starters, panelboards, distribution transformers, motor control centers, variable frequency drives, power monitoring modules, control panels, programmable logic controllers, fiber and fiber junction boxes, instrumentation and control devices, level sensors, pressure transmitters, float switches, door position switches, thermostats, and all related electrical, instrumentation and control appurtenances as indicated.

Contract No. 4 – COMBINED CONSTRUCTION (LUMP SUM); Mobilization, bonding, and insurance for all general construction, mechanical construction, and electrical construction as described in Contracts No. 1 through 3.

The Issuing Office for the Bidding Documents is: Advanced Engineering and Environmental Services, Inc., 1815 Schafer Street, Ste 301, Bismarck, ND 58501. Contact person for all bidding document interpretations and clarifications is Laith Hintz, 701-221-0530, laith.hintz@ae2s.com. Prospective Bidders may examine the Bidding Documents at the Issuing Office on Mondays through Fridays between the hours of 8:30 AM and 4:30 PM, and may obtain copies of the Bidding Documents from the Issuing Office as described below. Bidding Documents also may be examined at the following locations: Builders Exchanges in Grand Forks, Bismarck, Minot, and Fargo, ND; Rapid City and Sioux Falls, SD; and in Minneapolis, MN.

Complete digital project Bidding Documents are available at www.AE2S.com or www.questcdn.com. You may download the digital plan documents for Fifty Dollars (\$25.00) by inputting Quest project #6915643 on the website's Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information. The Bidding Documents are available in digital PDF form on CD by request from the Issuing Office for a NON-REFUNDABLE charge of Seventy-Five Dollars and No Cents (\$75.00) and available in the form of printed plans and specifications for a NON-REFUNDABLE charge of Three Hundred Dollars and No Cents (\$300.00) for each set requested.

A pre-bid conference is tentatively scheduled for May 19, 2020 at 1:00 PM local time at the Mandan Water Treatment Facility located at 1994 38th St, Mandan, ND 58554. A memorandum to all Plan Holders will be sent formally establishing the final date and time. Attendance at the pre-bid conference is highly encouraged but is not mandatory.

Each bid must be accompanied by a separate envelope containing the contractor's license and bid security. The bid security must be in a sum equal to five percent (5%) of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be executed by the bidder as principal and by a surety, conditioned that if the principal's bid is accepted and the contract awarded to the principal, the principal, within ten days after notice of the award, shall execute a contract in accordance with the terms of the bid and the bid bond and any condition of the governing body. A countersignature of a bid bond is not required under this section. If a successful bidder does not execute a contract within the ten days allowed, the bidder's bond must be forfeited to the governing body and the project awarded to the next lowest responsible bidder.

All Bidders must be licensed for the highest amount of their Bids, as provided by Section 43-07-12 of the North Dakota Century Code.

Bids that do not fully comply with requirements of NDCC 48-01.2-05 are considered deficient and will be resealed and returned to the bidder immediately.

The City of Mandan reserves the right to reject any and all bids and rebid the project until a satisfactory bid is received.

All Bids will be made on the basis of cash payment for such work and materials. All Bidders are invited to be present at the public opening of the Bids. The City of Mandan reserves the right to hold the three (3) low Bids for a period of sixty (60) days after the date of the Bid opening to complete financial arrangements.

Bidders on this work will be required to comply with Title 40 CFR Part 33 – Participation by Disadvantaged Business Enterprises in the United States Environmental Protection Agency Programs. The requirements for bidders and contractors under this regulation concern utilization of Minority Business Enterprises (MBE), Women's Business Enterprises (WBE), and Small Business Enterprises (SBE) and are explained in the specifications. The goal for MBE is 2% of the total dollar value of the project. The goal for WBE is 3% of the total dollar value of the project.

Bidders on this work will be required to comply with the President's Executive Order No. 11246, as amended. The requirements for bidders and contractors under this order are explained in the specifications.

Dated this 5th day of May 2020
Publish: 05/08/2020, 05/15/2020, and 05/22/2020

By: /s/ Jim Neubauer, City Administrator
Mandan, North Dakota

SECTION 00 11 13
ADVERTISEMENT FOR BIDS

MANDAN RAW WATER INTAKE – PHASE II
RAW WATER TRANSMISSION LINE IMPROVEMENTS
CITY OF MANDAN, NORTH DAKOTA

NOTICE IS HEREBY GIVEN, that the City of Mandan, North Dakota, will receive sealed Bids for the construction of the Mandan Raw Water Intake Phase II – Raw Water Transmission Line Improvements and will be received at Office of the City Administrator, 205 2nd Ave NW, Mandan, North Dakota 58554 until 11:00 AM local time on June 3, 2020, at which time the Bids received will be publicly opened and read aloud at 11:05 AM in the City Commission Chambers.

Bids being mailed or delivered prior to June 3, 2020 can be directed to:

City Administrator
City of Mandan
205 2nd Ave NW
Mandan, ND 58554.

Bids will be received for a single prime Contract. Bids shall be on a unit price basis as indicated in the Bid Form. The Work is generally described as follows:

Contract No. 1 – GENERAL CONSTRUCTION (UNIT PRICE): Work generally consists of mobilization, bonding, insurance; for all Project Work shown on the civil drawings and as contained in the specifications including installation of approximately 5,500 lineal feet of 30-inch transmission line, 5,800 lineal feet of 20-inch transmission line, 1,800 lineal feet of 14-inch transmission line, new air relief manhole structures, new gate valves and other appurtenances, multiple auger bored casings under the BNSF railroad, multiple connections to Mandan Raw Water Intake Phase I pipe, site work including 2,400 cubic yards of placed borrow soil, and restoration work including seeding, and erosion control; and miscellaneous related construction, equipment, and appurtenances.

The Issuing Office for the Bidding Documents is: Advanced Engineering and Environmental Services, Inc., 1815 Schafer Street, Ste 301, Bismarck, ND 58501. Contact person for all bidding document interpretations and clarifications is Laith Hintz, 701-221-0530, laith.hintz@ae2s.com. Prospective Bidders may examine the Bidding Documents at the Issuing Office on Mondays through Fridays between the hours of 8:30 AM and 4:30 PM, and may obtain copies of the Bidding Documents from the Issuing Office as described below. Bidding Documents also may be examined at the following locations: Builders Exchanges in Grand Forks, Bismarck, Minot, and Fargo, ND; Rapid City and Sioux Falls, SD; and in Minneapolis, MN.

Complete digital project Bidding Documents are available at www.AE2S.com or www.questodn.com. You may download the digital plan documents for Thirty-Five Dollars (\$35.00) by inputting Quest project #8915661 on the website's Project Search page. Please contact QuestCDN.com at 952-233-1832 or info@questodn.com for assistance in free membership registration, downloading, and working with this digital project information. The Bidding Documents are available in digital PDF form on CD by request from the Issuing Office for a **NON-REFUNDABLE** charge of Seventy-Five Dollars and No Cents (\$75.00) and available in the form of printed plans and specifications for a **NON-REFUNDABLE** charge of One Hundred Seventy-Five Dollars and No Cents (\$175.00) for each set requested.

A pre-bid conference is tentatively scheduled for May 19, 2020 at 10:00 AM local time at the Mandan Water Treatment Facility located at 1894 38th St, Mandan, ND 58554. A memorandum to all Plan Holders will be sent formally establishing the final date and time. Attendance at the pre-bid conference is highly encouraged but is not mandatory.

Each bid must be accompanied by a separate envelope containing the contractor's license and bid security. The bid security must be in a sum equal to five percent (5%) of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be executed by the bidder as principal and by a surety, conditioned that if the principal's bid is accepted and the contract awarded to the principal, the principal, within ten days after notice of the award, shall execute a contract in accordance with the terms of the bid and the bid bond and any condition of the governing body. A countersignature of a bid bond is not required under this section. If a successful bidder does not execute a contract within the ten days allowed, the bidder's bond must be forfeited to the governing body and the project awarded to the next lowest responsible bidder.

All Bidders must be licensed for the highest amount of their Bids, as provided by Section 43-07-12 of the North Dakota Century Code.

Bids that do not fully comply with requirements of NDCC 48-01.2-05 are considered deficient and will be resealed and returned to the bidder immediately.

The City of Mandan reserves the right to reject any and all bids and rebid the project until a satisfactory bid is received.

All Bids will be made on the basis of cash payment for such work and materials. All Bidders are invited to be present at the public opening of the Bids. The City of Mandan reserves the right to hold the three (3) low Bids for a period of sixty (60) days after the date of the Bid opening to complete financial arrangements.

Bidders on this work will be required to comply with Title 40 CFR Part 33-- Participation by Disadvantaged Business Enterprises in the United States Environmental Protection Agency Programs. The requirements for bidders and contractors under this regulation concern utilization of Minority Business Enterprises (MBE), Women's Business Enterprises (WBE), and Small Business Enterprises (SBE) and are explained in the specifications.

The goal for MBE is 2% of the total dollar value of the project. The goal for WBE is 3% of the total dollar value of the project.

Bidders shall demonstrate a good faith effort to solicit for MBE and WBE subcontractors. The completed MBE/WBE Solicitation Information sheet must be provided in the outer bid security envelope. Failure to include this information will result in the bid not being opened.

Bidders on this work will be required to comply with the President's Executive Order No. 11246, as amended. The requirements for bidders and contractors under this order are explained in the specifications.

Dated this 5th day of May 2020
Publish: 05/08/2020, 05/15/2020, and 05/22/2020

By: /s/ Jim Neubauer, City Administrator
Mandan, North Dakota



Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: April 28, 2020
SUBMITTING DEPARTMENT: Business Development & Communications
DEPARTMENT DIRECTOR: Ellen Huber
PRESENTER: Ellen Huber, Business Development & Communications Director
SUBJECT: Renaissance Zone application for new construction at 222 E Main St by RNR, LLC

STATEMENT/PURPOSE: To consider a Renaissance Zone Committee recommendation for approval of an application for new construction at 222 E Main St by RNR, LLC.

BACKGROUND/ALTERNATIVES: The Mandan Renaissance Zone Committee met April 28, 2020, to consider a new construction application by Dan Anderson of RNR, LLC at 222 E Main St. This is a two-story, 8,050 square foot professional office building to be constructed immediately across the street to the west of M&H on a long vacant lot.

The construction cost for the project is estimated at \$2.2 million. The applicant plans to lease 4,720 sq. ft. of the new building to his law firm, Legacy Law Firm and lease additional space to ICON Architects as well. There will be a parking area located behind the building, and the applicant has received approval from the Parking Authority for additional boulevard parking along 2nd Ave NE.

The applicant plans for the main floor to be fully occupied by ICON Architects. ICON is growing and is in need of more office space. The top floor will be occupied by Legacy Law Firm. Anderson's Firm currently has five employees, but plans to add employees in the future. The applicant does not anticipate any vacant space in the building. There will be two entrances into the building to split tenants.

The other tenant, ICON Architects, is currently working in an 800 sq. ft. space, but plans to fill up the 3,200 sq. ft. of the main floor in the building to be constructed. ICON currently has employees working from home and in Grand Forks that will transfer to the Mandan location.

There is about 3,200 sq. ft. of rentable space on both floors of the new building. The remainder of the building's square footage is occupied by the atrium and storage.

The Renaissance Zone program requires an investment of at least \$55 per sq. ft. for new construction. The application by RNR, LLC far exceeds this requirement at an estimated \$277 psf.

The applicant hopes to have the project completed by Dec. 30, 2020.

ATTACHMENTS: Floor plan, cost estimate summary, and exterior photos and concept drawings are included. Full application available upon request.

FISCAL IMPACT: Our city assessor estimates the value of the building upon completion to be \$1,756,700. Using the current levy of 265 mills, the annual property tax on the building is estimated at \$23,220 for a five-year total of \$116,600. The actual property tax exemption will be subject to prevailing market values and property tax rates in the five subject years. The estimated state income tax exemption is \$2,600 annually for a five-year total of \$13,000.

STAFF IMPACT: Minimal for application processing and finalization.

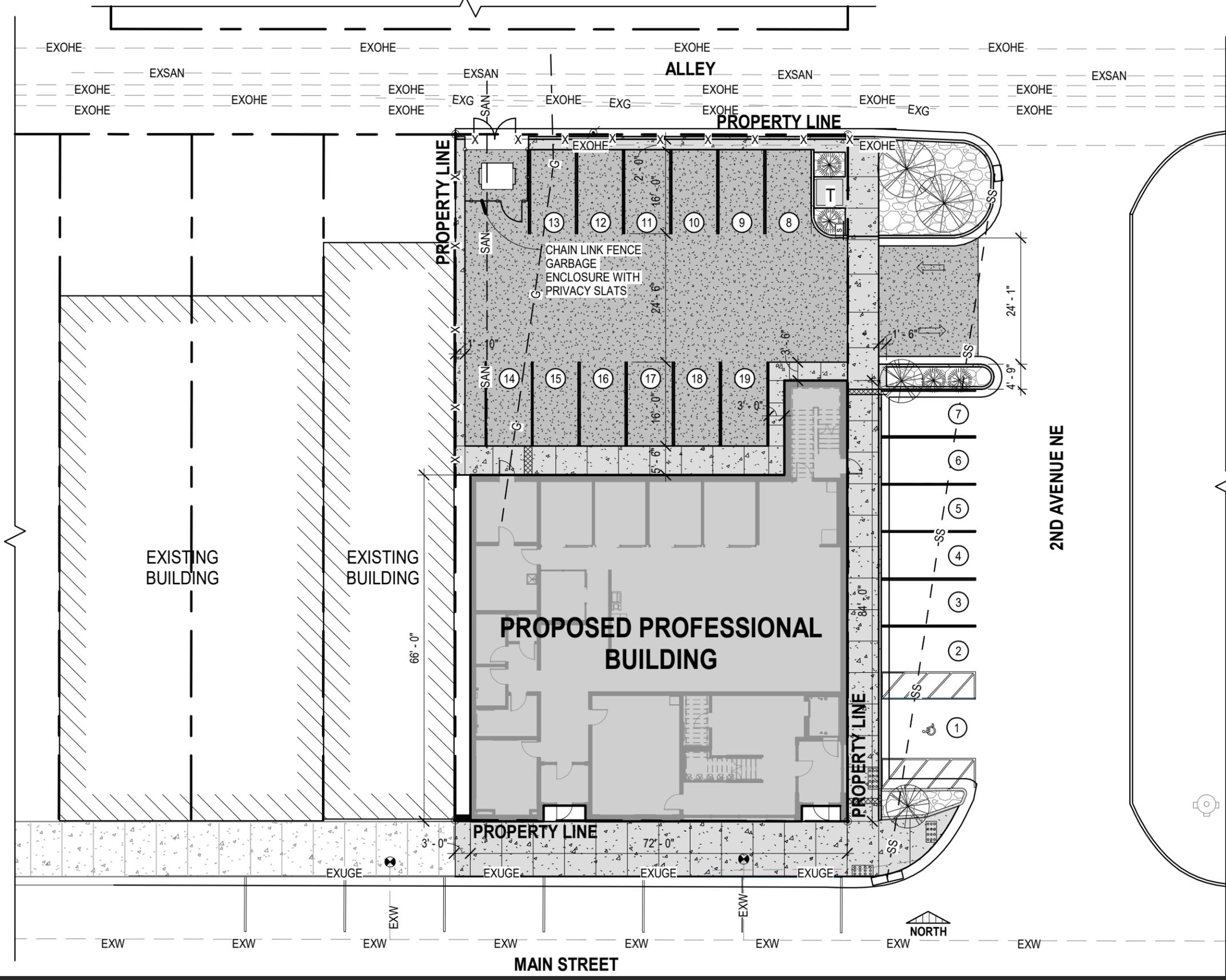
LEGAL REVIEW: Attorney Brown has reviewed the information. Per local ordinance, an automatic door is required. The applicant will need to provide a certificate of good standing from the N.D. Tax Department. The N.D. Commerce Department requires business incentive agreements for each application.

RECOMMENDATION: The Mandan Renaissance Zone Committee voted 7-0 to recommend approval of the application for new construction at 222 E Main Street by RNR, LLC as a Renaissance Zone project to include the five-year 100% property tax exemption on the building upon completion and the 100% five-year state income tax exemption.

SUGGESTED MOTION: I move to approve the application for new construction at 222 E Main Street by RNR, LLC as a Renaissance Zone project to include the five-year 100% property tax exemption on the building upon completion and the 100% five-year state income tax exemption.

| | | | |
|---------------|---|-----------|----------|
| Building Size | | width | total SF |
| | | | 8,385.00 |
| DD Estimate | | | |
| Project | Mandan Professional Building | Estimator | Brandon |
| Architect | Icon | | |
| Location | Mandan | Date | 02/05/20 |
| Bid Date | TBD | Time | |
| Descr. | Struc Steel/Brick/mtl panel/glass - 2-story | Rev. Date | |
| Owner | Legacy Law Firm | Duration | MONTHS |

| BUDGET ESTIMATE | | | | |
|-----------------|---------------------------------------|---------------------|-----------------|------|
| Division | Scope | Subtotal | \$ / SF | |
| 1000 | General Conditions | 161,888.03 | \$19.31 | 6% |
| 2000 | Site | 162,297.35 | \$19.36 | 7% |
| 3000 | Concrete | 169,295.57 | \$20.19 | 7% |
| 4000 | Masonry | 99,618.25 | \$11.88 | 4% |
| 5000 | Metals | 260,938.91 | \$31.12 | 10% |
| 6000 | Woods | 57,292.12 | \$6.83 | 2% |
| 7000 | Thermal & Moisture | 364,058.98 | \$43.42 | 15% |
| 8000 | Doors/Windows | 161,155.82 | \$19.22 | 7% |
| 9000 | Finishes | 179,589.38 | \$21.42 | 8% |
| 10000 | Specialties | 15,563.83 | \$1.86 | 1% |
| 11000 | Equipment | - | \$0.00 | 0% |
| 12000 | Furnishings | 48,575.20 | \$5.79 | 2% |
| 13000 | Special Construction | - | \$0.00 | 0% |
| 14000 | Conveying Systems | 76,309.10 | \$9.10 | 3% |
| 15000 | Mechanical | 229,071.77 | \$27.32 | 10% |
| 16000 | Electrical | 156,015.40 | \$18.61 | 7% |
| | Small Tools & Supplies | \$0.00 | \$0.00 | 0% |
| | Subtotal | 2,141,669.72 | \$256.42 | 90% |
| | CM Reimbursables | - | \$0.00 | 0% |
| | Labor Tax | - | \$0.00 | 3% |
| | Sales Tax | - | \$0.00 | 2% |
| | Subtotal | | \$256.42 | 94% |
| | Builders Risk | 1,756.17 | \$0.21 | 0% |
| | Building Permit | 8,120.12 | \$0.97 | 0% |
| | Health Insurance Benefit | 0.00 | \$0.00 | 0% |
| | Progress Cleanup | 0.00 | \$0.00 | 0% |
| | Subtotal | 2,151,546.01 | \$256.59 | 94% |
| | Vendor Supplied Material Markups | - | \$0.00 | 0% |
| | Vendor Supplied Labor Markups | - | \$0.00 | 0% |
| | Subtotal | 2,151,546.01 | \$256.59 | 94% |
| | Performance Bond - Subs | 0.00 | \$0.00 | 0% |
| | Performance Bond - NWC | 0.00 | \$0.00 | 0% |
| | Subtotal | | \$0.00 | 94% |
| | CM Fee | 129,093.00 | \$15.40 | 6% |
| | Subtotal | 2,280,639.00 | \$271.99 | 100% |
| | A&E FEES (% average rate) | | \$0.00 | |
| | A&E Reimbursables (Max reimbursables) | | \$0.00 | |
| | Consultants (Civil & Structural) | | \$0.00 | |
| | LAND COST (NIC) | | \$0.00 | |
| | SOIL BORINGS | | \$0.00 | |
| | LOT SURVEY | | \$0.00 | |
| | PLATTING | | \$0.00 | |
| | Submittal Exchange | 3,500.00 | \$0.42 | |
| | FF&E | | \$0.00 | |
| | Technology | | \$0.00 | |
| | CONTINGENCY | | \$0.00 | |
| | TOTAL BUDGET EST. | 2,284,139.00 | \$272.41 | |

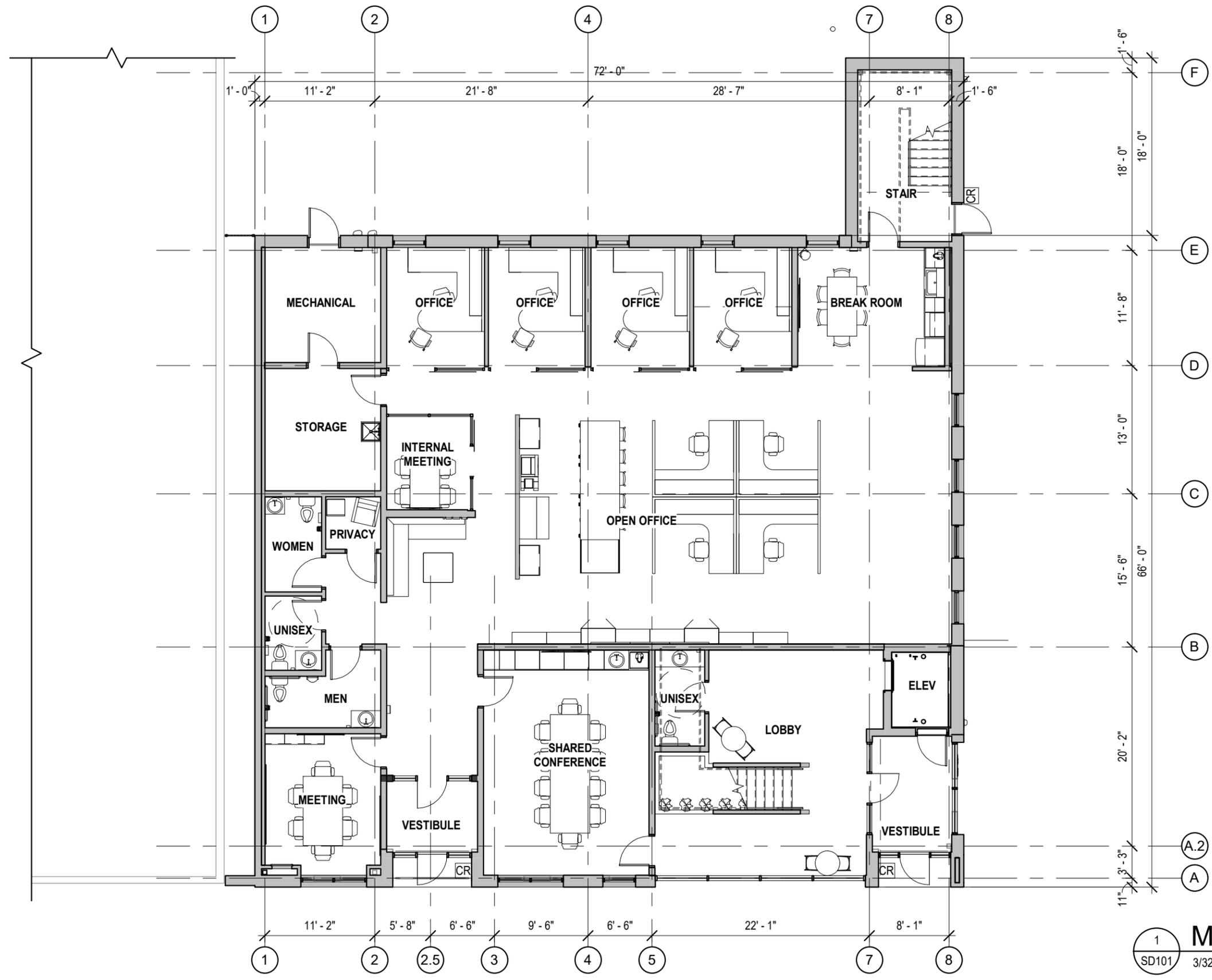


SITE PLAN LEGEND:

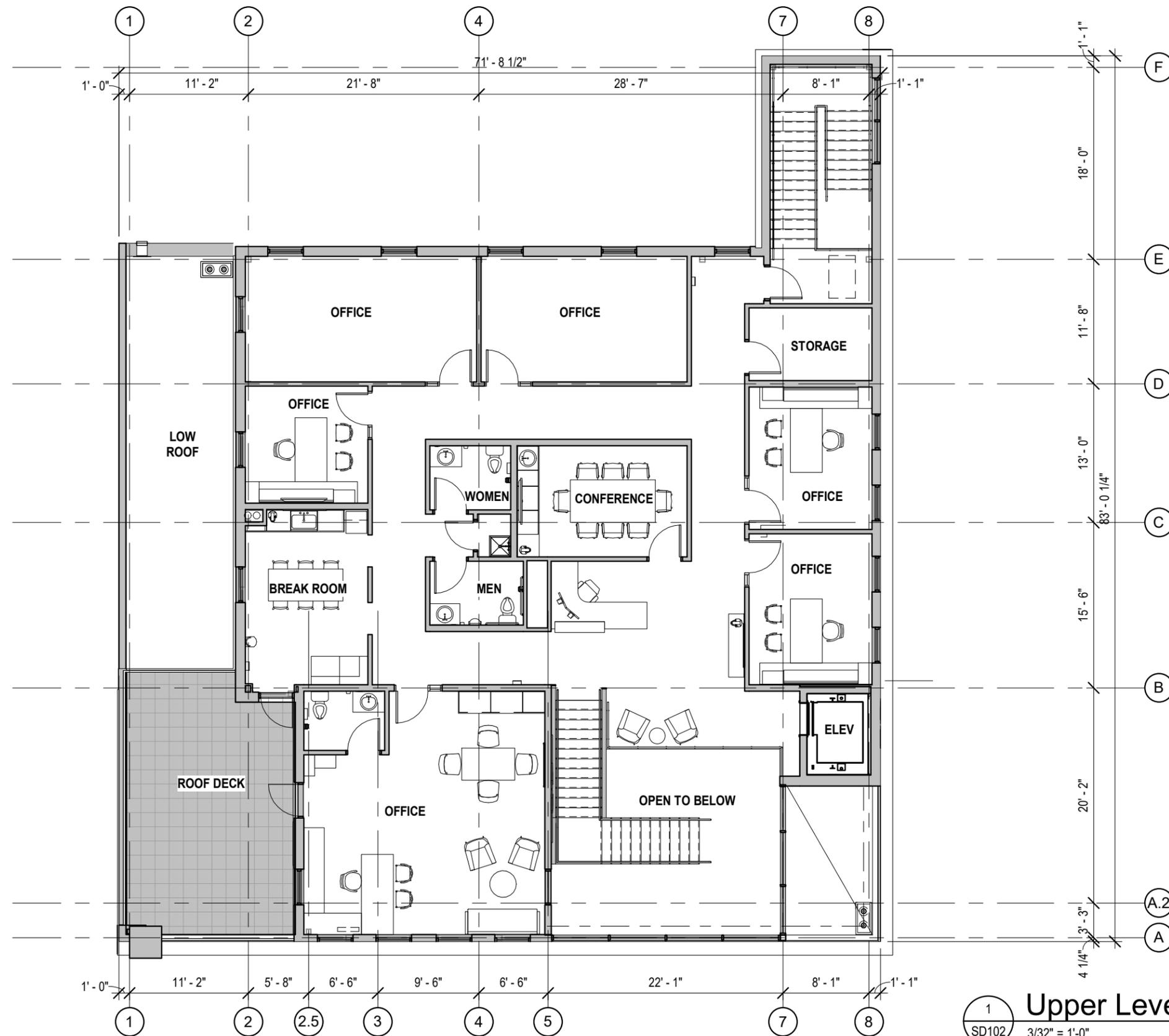
- POWER POLE
- PROPERTY CORNERS
- SIGN
- WATER SERVICE VALVE
- TRANSFORMER BOX
- OUTLINE OF EXISTING BUILDING
- PROPERTY LINE
- EXW — EXISTING WATER LINE
- EXOHE — EXISTING OVERHEAD ELECTRICAL
- EXSAN — EXISTING SANITARY SEWER
- EXG — EXISTING GAS LINE
- EXUGE — EXISTING UNDERGROUND ELECTRICAL
- W- — NEW WATER LINE
- G- — NEW GAS LINE
- SAN — NEW SANITARY SEWER LINE
- FS — NEW FIRE SUPPRESSION LINE
- SS — NEW STORM SEWER LINE
- NEW CONCRETE SIDEWALK
- EXISTING SIDEWALK
- NEW ROCK FILL & LANDSCAPING
- OVERFLOW FRENCH DRAIN
- NEW ASPHALT PAVING
- CHAIN LINK FENCE
- FENCE
- HANDICAP SIDEWALK CUT
- EXISTING FIRE HYDRANT

SQUARE FOOTAGE TOTALS:

| | |
|-----------------------|----------|
| MAIN LEVEL: | 4,720 SF |
| UPPER LEVEL: | 3,330 SF |
| TOTAL SQUARE FOOTAGE: | 8,050 SF |



1 Main Level Floor Plan
 SD101 3/32" = 1'-0" 

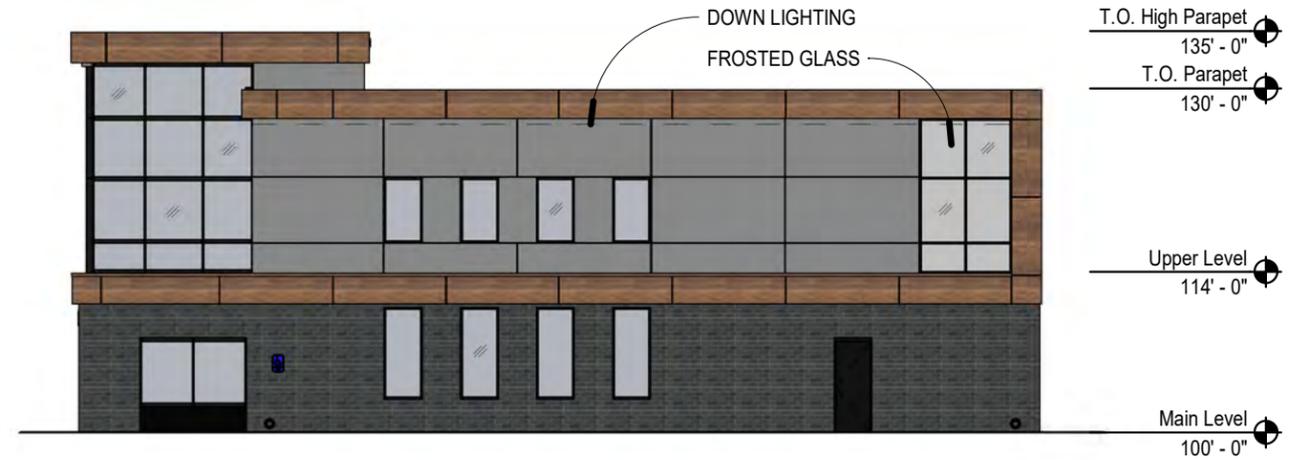


1 Upper Level Floor Plan
SD102 3/32" = 1'-0"

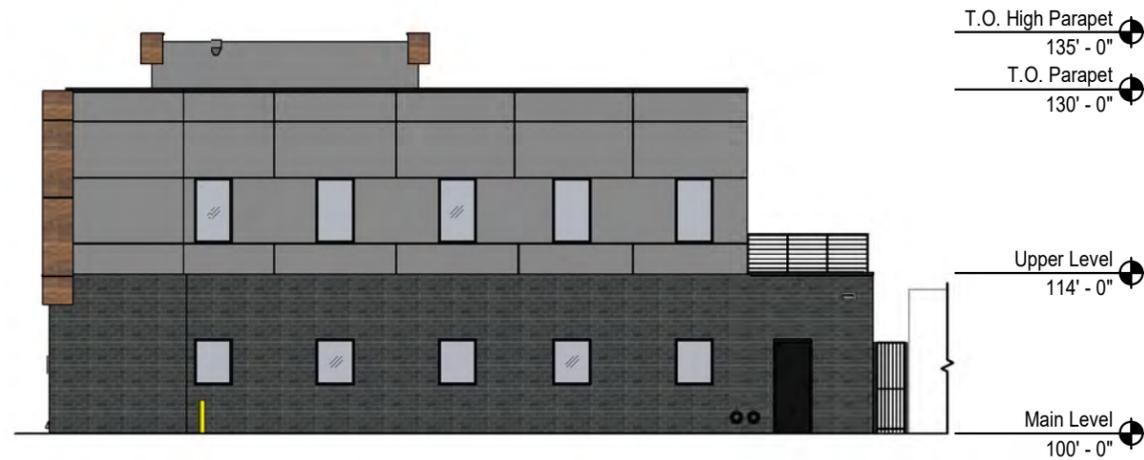




1 South Elevation
SD201 1/16" = 1'-0"



2 East Elevation
SD201 1/16" = 1'-0"



3 North Elevation
SD201 1/16" = 1'-0"



4 West Elevation
SD201 1/16" = 1'-0"

| MATERIAL KEY | | | |
|---|---------------------------------------|---|---|
|  | MASONRY BRICK - OPUS |  | BLACK PAINT - STOREFRONT FRAMES, DOORS AND GUARDRAILS |
|  | COMPOSITE METAL PANEL - SILVERSMITH |  | TINTED GLASS - GRAY (FROSTED GLASS AT STAIRWELL) |
|  | COMPOSITE METAL PANEL - FRENCH WALNUT |  | CMU AGAINST ADJACENT BUILDING - UNFINISHED |



1 Perspective
SD251 No Scale



Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: April 28, 2020
SUBMITTING DEPARTMENT: Business Development & Communications
DEPARTMENT DIRECTOR: Ellen Huber
PRESENTER: Ellen Huber, Business Development & Communications Director
SUBJECT: Consider a Renaissance Zone lease application for 222 E Main St by Legacy Law Firm

STATEMENT/PURPOSE: To consider the Renaissance Zone Committee's recommendation for an application by Legacy Law Firm for lease of space at 222 E Main St, a building proposed for new construction as a Renaissance Zone project.

BACKGROUND/ALTERNATIVES: The Renaissance Zone committee met on April 28, 2020 to consider the above application. RNR, LLC has applied for new construction of a professional office building at 222 E Main St.

Legacy Law Firm plans to lease 4,992 sq. ft. on the second level of the new building. This is an expansion from the firm's current 1,800 sf office location at 2610 Old Red Trail, Suite C. Legacy Law focuses mainly on estate planning, real estate and criminal law, but has plans to add family law to the practice. The firm is currently made up of four attorneys, an assistant, and two to four contract landmen. The firm plans to add three to five attorneys and two assistants in the future. The firm also typically hires one to two law students during summer months.

ATTACHMENTS: Application available upon request.

FISCAL IMPACT: The estimated state income tax exemption is \$5,500 a year for a five-year projection of \$27,500.

STAFF IMPACT: Minimal for application processing and finalization.

LEGAL REVIEW: Attorney Brown has reviewed the application. An automatic door as required by local ordinance is being installed. The applicant will need to provide a certificate of good standing from the N.D. Tax Department, and will be required to complete a business incentive agreement.

Board of City Commissioners

Agenda Documentation

Meeting Date: May 5, 2020

Subject: RZ application for lease of 222 E Main St by Legacy Law Firm

Page 2 of 2

RECOMMENDATION: The Renaissance Zone Committee voted 7-0 to recommend the approval of the application for lease of 222 E Main St. by Legacy Law Firm as a Renaissance Zone Project to include the 100% five-year state income tax exemption.

SUGGESTED MOTION: I move to approve the application for lease of 222 E Main St. by Legacy Law Firm as a Renaissance Zone Project to include the 100% five-year state income tax exemption.



Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: April 28, 2020
SUBMITTING DEPARTMENT: Engineering and Planning
DEPARTMENT DIRECTOR: Justin Froseth, PE
PRESENTER: John Van Dyke, AICP, CFM
SUBJECT: Sale of Lot 5, Block 73 First Northern Pacific Addition

STATEMENT/PURPOSE: Consider sale of Lot 5, Block 73 First Northern Pacific Addition.

BACKGROUND/ALTERNATIVES:

Mr. Bracht has presented an offer for Lot 5, Block 73 First Northern Pacific Addition (604 1st Ave NE/Parcel Number 65-3286000). The buyer wishes to purchase it for a sale price of \$500. The list price is \$1,000. A special payoff balance through April 30, 2020 of \$803.55 exists on the property.

While the lot does have alley access, water and sewer are not directly adjacent, being approximately 140 ft. south from the lot boundary.

Given water and sewer is not directly adjacent to the property and the existing special balance, staff is recommending approval to enter into a purchase agreement with Mr. Bracht for the sale of Lot 5, Block 73 First Northern Pacific Addition to place the property back into private ownership.

ATTACHMENTS:

Exhibit 1 – Purchase Agreement

FISCAL IMPACT: N/a

STAFF IMPACT: N/a

LEGAL REVIEW: Attorney Brown has reviewed and approved the purchase agreement in Exhibit 1.

RECOMMENDATION: Engineering and Planning Department is recommending approval to enter into a purchase agreement for the sale of Lot 5, Block 73 First Northern Pacific Addition.

SUGGESTED MOTION: I move to approve entering into the purchase agreement provided in Exhibit 1.



This form is approved by the Bismarck Mandan Board of REALTORS® which disclaims any liability out of use or misuse of this form.

Date 04/16/2020 MLS Listing # 404317 Page 1 of 6 Pages

GOVERNING LAW This agreement shall be governed by, construed and interpreted in accordance with the laws of, and under the jurisdiction of, the State of North Dakota and any actions shall be venued in the county in which the property is located.

References to "day" or "days" in this Purchase Agreement shall be construed as business days. Business days are defined as Monday through Friday, excluding Federal and State holidays.

Time is of the essence in this Purchase Agreement.

ENTIRE AGREEMENT: This Purchase Agreement, and any addenda or amendments signed by the parties, and any attached exhibits shall constitute the entire agreement between Seller(s) and Buyer(s) and supersedes any other written or oral agreements between Seller(s) and Buyer(s). This Purchase Agreement can be modified only in writing signed by Seller(s) and Buyer(s).

Buyer(s) Devan M Bracht has/have agreed to pay Five Hundred Dollars (\$ 500.00)

for the Property at: Street Address 604 1st Ave NE

City of Mandan County of Morton State of ND Zip 58554

Legally described as: Lot 5, Block 73, First Northern Pacific Addition

The sum of Two Hundred Dollars (\$ 200.00) from Buyer(s) by (Check one): [X] Check [] Cash [] EFT/ACH as earnest money to be deposited upon acceptance of Purchase Agreement by all parties, on or before the next business day after acceptance or within 72 hrs of acceptance, in the trust account of Oaktree Realtors, (Check one): [X] Listing [] Buyer Broker or to be returned to Buyer(s) if Purchase Agreement is not accepted by Seller(s). Buyer(s) agrees to pay in the following manner: Earnest money in the amount mentioned above, and additional earnest money of \$ due on . Seller has the right to terminate this Agreement if earnest money is not received as agreed herein. Financing, if any, shall be as follows: cash purchase

PRE-APPROVAL: Buyer(s) shall provide Seller(s) within --- days, at 5 p.m., with written evidence acceptable to Seller(s) from a lender, showing pre-approval of a loan sufficient to allow Buyer(s) to purchase the property. If Buyer(s) fails to timely provide such written evidence, either party has the option to terminate this purchase agreement. If financing fails after the contingency completion date, earnest money shall be released: [X] to Buyer [] to Seller [] Other Agreement: ; provided, that nothing herein shall limit the right of Seller to pursue all available remedies for breach of this purchase agreement.

This sale includes the following property, if any, owned by Seller and used and located on said property: garden bulbs, plants, shrubs, and trees; and the following personal property: land only

The following personal property is excluded: land only

Seller(s) agrees to remove all debris and all personal property not included herein from the Property by possession date. Includes all government payment, lease, or rental fees received between (date) and (date) unless specified as follows: closing

Homeowner association dues, rents, and all charges for city water, city sewer, electricity, and natural gas shall be prorated between parties as of closing

Buyer(s) Initials: DMB Date: 04/16/2020 02:32 PM CDT Seller(s) Initials: Date: (Rev. 9/19)

LAND ONLY PURCHASE AGREEMENT # 404317DS



PAGE 2

59 REAL ESTATE TAXES, based on the most current certified tax information available, shall be prorated between Seller(s) and
60 Buyer(s) as of closing, 20. Buyer(s) is advised to verify all tax information.

62 SPECIAL ASSESSMENTS shall be paid as follows: Annual Installments: Estimated annual installment due for the year of
63 closing shall be paid by: (Check one): [X] Buyer(s) and Seller(s) shall prorate as of the date of closing or [] Seller(s) shall
64 pay on date of closing. Buyer(s) is advised to verify all special assessments information.

66 UNPAID BALANCE: (Check one): [X] Buyer(s) shall assume or [] Seller(s) shall pay on the date of closing the balance of
67 special assessments as of the date of closing. Following closing, Buyer(s) shall pay all real estate taxes and any unpaid special
68 assessments payable therewith and thereafter, for which the payment is not otherwise provided. No representations have been
69 made concerning the amount of subsequent real estate taxes or special assessments, including but not limited to assessments for
70 completed special improvements, which have not been certified for collection.

72 Buyer is aware that there may be new public improvement projects, the cost of which may be assessed against the
73 property. Seller agrees to promptly notify Buyer of any such notice received between the date of this agreement and the
74 date of closing.

76 CLOSING AND POSSESSION: Closing shall take place on or before 06/30/2020

77 Seller shall deliver possession of property on
78 Settlement fee to be paid by (Check one): [X] Buyer(s) [] Seller(s) [] Other: . Settlement and commitment
79 fees as defined by VA to be paid by the Seller on VA Financing. Buyer(s) agrees to allow the purchase price to be part of the
80 Multiple Listing Service database and grants permission to use of the information by MLS participants and related government
81 entities for comparable sales reports and statistics.

83 DEED/MARKETABLE TITLE: Upon performance by Buyer(s), Seller(s) shall deliver a quit claim deed deed (Warranty
84 Deed unless otherwise specified), conveying marketable title, subject to: (A) Building and zoning laws, ordinances, state and
85 federal regulations; (B) Restrictions relating to use or improvement of the Property; (C) Installments of special assessments or
86 assessments for completed special improvements which have not been certified to the County Auditor for collection. (D) Prior
87 reservation of any mineral rights; (E) Utility and drainage easements; (F) Rights of tenants as follows (unless specified, not subject to
88 tenancies):

93 (G) Others (must be specified in writing):

97 MINERALS: In accordance with North Dakota Century Code 47-40-24, unless specifically excluded, Minerals and Royalties transfer
98 with the surface estate; and, in accordance with North Dakota Century Code 47-40-25 the Gravel, Clay and Scoria transfer with the
99 surface estate unless specifically reserved by name in deed, grant, or conveyance. Buyer(s) and Seller(s) are advised to seek independent
100 legal counsel regarding any reservation of minerals and to address such reservations in a separate agreement or addendum.

102 ~~TITLE AND EXAMINATION: Seller(s), at Seller(s)'s expense, shall furnish an updated abstract of title to the property certified to
103 date, compiled pursuant to the NDLTA Abstracting Standards Manual (02/01/06) OR an ALTA Standard Coverage Owner's title policy,
104 insuring the buyer's interest in the property in the amount of the sales price. If, after examination, Seller(s)'s title is not insurable or
105 free of defects and cannot be made so by Closing, then at Buyer's option, this purchase agreement shall be terminated and the earnest
106 money shall be refunded to Buyer(s). However, Buyer(s) may waive defects and elect to purchase. Seller to pay Abstracting Fees and
107 Owner's Policy of Title Insurance as applicable. Buyers to pay Searching Fees, Attorney's Title Examination Fee, and Lender Policy
108 of Title Insurance.~~ DMB

110 ENVIRONMENTAL CONCERNS: To the best of the Seller(s)'s knowledge, there are no hazardous substances or underground
111 storage tanks unless otherwise noted in Purchase Agreement.

113 RISK OF LOSS: If there is any loss or damage to the Property between the date hereof and the date of closing for any reason,
114 including fire, vandalism, flood, hail, wind, earthquake, or act of God, the risk of loss shall be on the Seller(s). If the Property is
115 destroyed or substantially damaged before the closing date, this Purchase Agreement shall become null and void, at Buyer(s)'s
116 option, and the earnest money shall be refunded to Buyer(s).

117 Buyer(s) Initials: DMB Date: 04/18/2020 02:32 PM CDT Seller(s) Initials: Date: (Rev. 9/19)



119 INSPECTIONS: Seller(s) shall make the Property available for all inspections and tests upon reasonable notice by Buyer(s).

120
121 SQUARE FOOTAGE AND/OR ACREAGE: Buyer(s) is aware that any reference to the square footage and/or acreage of the
122 Property, both the real Property (land) and improvements thereon, is approximate. If square footage and/or acreage is a material
123 matter to the Buyer(s), it must be verified by the Buyer(s).

124
125 SELLER(S) WARRANTIES:
126 Seller(s) warrants that building(s), if any, is/are, or will be, constructed entirely within the boundary lines of the Property.
127 Seller(s) warrants that there is a right of access to the Property from a public right of way.
128 Seller(s) warrants that prior to closing, payment in full will have been made for: 1.) All condo and/or home association fees; and
129 2.) all labor, materials, machinery, fixtures, or tools, furnished within the 90 days immediately preceding the closing, used in
130 connection with construction, alteration, or repair of any structure on, or improvement to, the Property.

131 Seller(s) warrants that Seller(s) has not received any notice from any governmental authority as to violation of law, ordinance, or
132 regulation for a condition that remains uncorrected, or any other notice from any governmental authority regarding the subject
133 Property.

134 Seller(s) warrants that, if Property is subject to restrictive covenants, Seller(s) has not received any notice from any person or
135 authority as to a breach of the covenants which remains uncorrected. Any notices received by Seller(s) will be provided to
136 Buyer(s) promptly.

137 Seller(s) warrants that the Property is directly connected to: City Sewer: yes no Well: yes no
138 Water system is: City Rural. If rural, will membership be transferred? yes no N/A

04/25/2020 07:53 PM CDT

139 Seller does not warrant that city water or city sewer are directly connected to the property.

140 FINAL WALK THROUGH: The Seller(s) grants Buyer(s) and any representative of Buyer(s) reasonable access to conduct a final
141 walk through of the Property for the purpose of determining that the Property is in substantially the same condition as on the date
142 of acceptance of the contract. If Buyer(s) does not conduct such walk through, Buyer(s) specifically releases Broker(s) of any
143 liability.

144
145 BUYER(S) RESPONSIBILITY REGARDING INSPECTIONS AND INVESTIGATIONS: Buyer(s) is advised by Broker to obtain
146 inspections and investigations of the Property. Buyer(s) acknowledges that Buyer(s) should make inquiries and consult
147 government agencies, lenders, insurance agents, architects, and other appropriate persons and entities concerning the use of the
148 Property and the surrounding areas under applicable building, zoning, fire, health, and safety codes, and for evaluation of
149 potential hazards. Buyer(s) shall keep the Property free and clear of liens, shall indemnify and hold Seller(s) harmless from all
150 liability, claims, demands, damages, and costs, and shall repair all damages arising from the inspections. The inspection period is
151 the Buyer(s)'s sole opportunity to discover any existing defects prior to Closing. Buyer(s) waives any claim for an item warranted
152 by the Seller(s) if Buyer(s) becomes aware of such claim during the Inspection Period and does not notify the Seller(s) in writing
153 of such. Buyer(s) specifically releases, holds harmless, and indemnifies Broker(s) from any liability for any defects in the
154 Property. If Buyer(s) requests repairs, Buyer(s) shall provide Seller(s) and Broker(s) upon receipt, at no cost, copies of all reports
155 concerning the Property obtained by Buyer(s).

157 MEGAN'S LAW DISCLOSURE: If Buyer(s) desires to obtain information regarding persons required to register as sexual
158 offenders under North Dakota Law, Buyer(s) must contact the ND Attorney General's office, or access the Attorney
159 General's web site at <http://www.sexoffender.nd.gov/>.

161 DEFAULT: If Seller(s)'s title is marketable or insurable and Buyer(s), contrary to this agreement, fails, neglects or refuses to
162 complete the Purchase within ten (10) days after title is proven marketable or insurable, or by the closing date, whichever is later,
163 then, at Seller(s)'s option either the earnest money shall be forfeited to Seller(s) as liquidated damages, since the parties agree the
164 calculation of damages to Seller(s) would be difficult to ascertain with certainty and since parties further agree that the amount of
165 liquidated damages is a reasonable attempt to estimate damages which will be suffered by the Seller(s), and this Agreement
166 thereupon shall be of no further binding effect; or Seller(s) may demand and pursue any and all other remedies including but not
167 limited to actual damages or specific performance of this agreement. If Seller(s), contrary to this Agreement, fails, neglects or
168 refuses to perform as agreed, Buyer(s) may demand and pursue any and all remedies including, but not limited to, specific
169 performance of this Agreement. A claim of either party for specific performance, or the Seller(s)'s claim to the earnest money as
170 liquidated damages, shall be waived, unless legal proceedings are commenced within three (3) months after scheduled date of
171 closing; further, unless the Seller, delivers copies of documents evidencing the Seller's commencement of legal proceedings to
172 claim the earnest money to the Broker who has possession of the earnest money within said three-month time period, then the
173 Broker, who has possession of the earnest money, shall be authorized to return the earnest money to the Buyer, free of any claim
174 by the Seller. Retention of earnest money in any Broker's trust account pending resolution of the default shall not constitute an
175 election of remedies by either party or prejudice their rights to pursue any and all other remedies including, but not limited to,
176 specific performance.

177
178
179 Buyer(s) Initials: DMB Date: 04/16/2020 02:32 PM CDT Seller(s) Initials: _____ Date: _____ (Rev. 9/19)



180 **CONTINGENCIES:** All applicable contingencies must be initialed by Buyers and Sellers. This purchase agreement is subject to
 181 the satisfaction of those contingencies which are initialed below by both parties.

182
 183 **Buyer(s) and Seller(s) agree that, by 5 p.m. on (date) _____ (contingency completion date), all**
 184 **contingencies agreed to in items 1 through 10 below shall be addressed to completion. If Seller is obligated to provide**
 185 **documents to Buyer, the contingency completion date shall be extended so that Buyer has a minimum of 48 hours following**
 186 **receipt of all such documents within to deliver notice of termination.**

187
 188 Under the following contingencies, the Buyer, or the Seller, or in certain instances either party, has the option to terminate the purchase
 189 agreement; said option to be exercised by giving written notice by the contingency completion date. If such written notice is
 190 given by the contingency completion date the Buyer(s) shall receive a full refund of the earnest money. If written notice is not
 191 given by the contingency completion date by a party which had the option to terminate the purchase agreement, then the option to
 192 terminate the purchase agreement under the applicable contingencies are deemed to be waived. (See "Default" section.)

| BUYERS AND SELLERS MUST INITIAL ALL APPLICABLE CONTINGENCIES. | BUYER(S) INITIALS | SELLER(S) INITIALS |
|--|----------------------|-----------------------|
| 1. PROPERTY CONDITION STATEMENT: Seller(s) to provide Buyer(s) with a Property Condition Statement. Buyer to review Property Condition Statement. If Buyer does not approve the Property Condition Statement, Buyer has the option to terminate this purchase agreement. | | |
| 2. INSPECTIONS: Buyer to complete inspections of Buyer(s) choice. If Buyer does not approve the results of the inspections, Buyer has the option to terminate this purchase agreement. Inspections and tests to be conducted at Buyer's Expense : (check all that apply): Septic System <input type="checkbox"/> Well <input type="checkbox"/> Other <input type="checkbox"/> | | |
| 3. FLOOD PLAIN: Buyer(s) to obtain flood plain verification. If Buyer does not approve the results of the flood plain verification, Buyer has the option to terminate this purchase agreement. | | |
| 4. LEASES: Seller(s) to provide copies of current leases to Buyer. If Buyer does not approve the leases, Buyer has the option to terminate this purchase agreement. | | |
| 5. REGISTERED SEX OFFENDERS: Buyer(s) investigation of the possible presence of registered sex offenders in the vicinity of the property. If Buyer does not approve the findings regarding registered sex offenders, Buyer has the option to terminate this purchase agreement. | | |
| 6. RESTRICTIONS AND COVENANTS: Buyer(s) to obtain and review any government and/or private use restrictions and restrictive covenants. If Buyer does not approve the use restrictions or covenants, Buyer has the option to terminate this purchase agreement. | | |
| 7. WATER QUALITY TESTS: Buyer(s) obtain water quality tests, at Buyer(s) expense. If Buyer does not approve the results of the water quality tests, Buyer has the option to terminate this purchase agreement. | | |
| 8. SURVEY: Buyer(s) to obtain a survey of the property, conducted at (check one): <input type="checkbox"/> Buyer's expense or <input type="checkbox"/> Seller's expense. If Buyer does not approve the results of the survey, Buyer has the option to terminate this purchase agreement. | | |
| 9. PLANS AND PERMITS: Buyer(s) to obtain all necessary plans and permits for one or more of the following purposes: building plans and specifications, proposed subdivision development plans, rezoning or use permits, approval of building plans and/or specification in accordance with any recorded subdivision covenants, and approval of the architectural control committee. If Buyer does not obtain said plans and permits, Buyer has the option to terminate this purchase agreement. | | |
| 10. SOIL TESTS: Buyer(s) to obtain soil tests and percolation tests at <input type="checkbox"/> Buyer's expense or <input type="checkbox"/> Seller's expense. If Buyer does not approve the test results, Buyer has the option to terminate this purchase agreement. | | |

193 **OTHER CONTINGENCIES:**

194
 195 **A. APPRAISAL CONTINGENCY:** Buyer's obligation to purchase is contingent on the property appraising at or above the agreed upon purchase price.
 196 If this contingency fails, Buyer(s) has the option to terminate this purchase agreement.

197
 198 **B. 24/48/72 HOUR CONTINGENCY ADDENDUM: (check one)** **does** **does not apply** (see attached addendum made a part of this
 199 contract, if applicable).

200
 201 **C. CLOSING OF BUYER'S PROPERTY:** (This provision to be used if Buyer's property is under contract at the time of offer): **(check one)** **does**
 202 **does not apply** Buyer's obligation to purchase is contingent on closing of Buyer's property at (address)
 203 _____ Buyer(s) to provide written evidence within _____ days
 204 showing that Buyer(s) property has an accepted purchase agreement with qualified buyer and will close on or before closing of this Purchase
 205 Agreement. If Buyer(s) fails to provide such written evidence, the Seller(s), within _____ days following the deadline set forth in the previous
 206 sentence, may elect to terminate this Agreement, with earnest money to be returned to the Buyer(s).

207
 208 **Buyer(s) Initials:** DMB **Date:** 04/16/2020 02:32 PM CDT **Seller(s) Initials:** _____ **Date:** _____ (Rev. 9/19)



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PLEASE NOTE: Buyer(s) may incur additional charges for improving the property including, but not limited to hook-up and/or access charges, costs for sewer access, stubbing access, water access, park dedication, road access, utility connection, phone lines, connecting fees, curb cuts, and tree planting.

SPECIAL CONDITIONS:
Buyer responsible for any and all expenses to update an abstract or owner's title insurance policy for property.

RELEASE OF BROKER(S): Seller(s) and Buyer(s) hereby expressly release, hold harmless and indemnify all Broker(s) in this transaction from any and all liability and responsibility, including but not limited to, the property condition, square footage, acreage, lot lines or boundaries, value, rent rolls, environmental problems, mold, water, sanitation systems, wind damage, hail damage, wood infestation and wood infestation report, compliance with building codes or other governmental regulations, or any other material matters relating to the Property.

AGENCY DISCLOSURE: Darren Schmidt (Agent Broker)
Brokerage Oaktree Realtors
Stipulates that she/he is representing the (Check one): Seller(s) Buyer(s) Neither Party Both Parties in this transaction. The listing agent or broker stipulates that she/he is representing the Seller(s) in this transaction.

APPOINTED AGENCY: Applies to in-house transactions only. Appointed agency (Check one): Does Does Not apply. If Broker has adopted appointed agency policy, dual agency may not apply. However, an appointed agent who singularly represents both Seller(s) and Buyer(s) in the same transaction is considered to be a disclosed dual agent owing fiduciary duties to both parties and must get permission from parties to act.

DUAL AGENCY REPRESENTATION: Dual agency representation (Check one): Does Does Not apply in this transaction. If dual agency does not apply, skip this entire section. If dual agency does apply, all parties must sign at the end of this section. Broker represents both the Seller(s) and the Buyer(s) of the Property involved in this transaction, which creates dual agency. This means that Broker and its salespersons owe fiduciary duties to both Seller(s) and Buyer(s). Because the parties may have conflicting interests, Broker and its salespersons are prohibited from advocating exclusively for either party.
Broker cannot act as a dual agent in this transaction without consent of both Seller(s) and Buyer(s). Seller(s) and Buyer(s) acknowledge that:
(1) confidential information communicated to Broker which regards price, terms, or motivation to buy or sell will remain confidential unless Seller(s) or Buyer(s) instructs Broker in writing to disclose this information. Other information will be shared;
(2) Broker and its salespersons will not represent the interest of either party to the detriment of the other;
(3) within the limits of dual agency, Broker and the salespersons will work diligently to facilitate the mechanics of the sale; and
with the knowledge and understanding of the explanation above, Seller(s) and Buyer(s) authorize and instruct Broker and its salespersons to act as dual agents in the transactions.

| | | | |
|-----------------------|------|---------------------|------|
| Buyer(s) Signature | Date | Seller(s) Signature | Date |
| Devan M Bracht | | | |
| Buyer(s) Signature | Date | Seller(s) Signature | Date |

Buyer(s) Initials: _____ Date: _____ Seller(s) Initials: _____ Date: _____ (Rev. 9/19)



267 This is an offer to purchase the Property. Unless acceptance is signed by Seller(s) and a signed copy delivered and received by
268 Buyer(s)'s Agent or Broker, or Buyer (if not represented) by (date) _____ at (time) _____ (Check
269 one): am pm CT, or unless this offer to purchase has been previously withdrawn by Buyer(s), this offer shall be deemed
270 withdrawn and the Buyer(s)'s earnest money shall be returned.

271 Devan M Bracht 04/16/2020 02:32 PM CDT
272 Buyer's Signature Date Buyer's Signature Date
273 Devan M Bracht
274 Address Address
275 City, State, Zip City, State, Zip

281 ACCEPTANCE

282 A Counter Offer(s) (Check one): Is Is not attached and is incorporated herein by reference. Seller(s) and Buyer(s) must
283 sign both the Contract and the Counter Offer(s). If there is a conflict between this Contract and the Counter Offer(s), the provisions
284 of the Counter Offer shall be controlling.

285 The Listing Broker, or, if applicable, Seller's Appointed Agent is representing (check one): the Seller(s) exclusively; or
286 both the Buyer(s) and Seller(s).

287 Listing Broker's name, or, if applicable, Seller's Appointed Agent's name: _____

288 Brokerage: _____ Telephone: _____

289 The undersigned acknowledge receipt of a copy hereof and grant permission to Selling Broker to deliver a copy to Buyer(s)
290 Agent or, if the Buyer is not represented by an agent, to the Buyer.

291 The undersigned agree to sell the Property on the terms and conditions herein stated.

292 Seller's Signature Date Seller's Signature Date
293 Seller's Name Printed Seller's Name Printed
294 Seller's Address Seller's Address
295 City, State, Zip City, State, Zip

296 Marital status (REQUIRED by Title companies): _____

297 THIS IS A LEGALLY BINDING CONTRACT BETWEEN BUYER(S) AND SELLER(S). IF YOU DESIRE LEGAL, TAX, OR
298 STRUCTURAL ADVICE, CONSULT AN APPROPRIATE PROFESSIONAL.

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(REV. 09/19)



Board of City Commissioners

Agenda Documentation

MEETING DATE: May 5, 2020
PREPARATION DATE: May 1, 2020
SUBMITTING DEPARTMENT: Administration
DEPARTMENT DIRECTOR: Jim Neubauer, City Administrator
PRESENTER: Jim Neubauer, City Administrator
SUBJECT: Liquor License Fees

STATEMENT/PURPOSE: Consider adjusting 2020-2021 certain liquor license fees.

BACKGROUND/ALTERNATIVES: Due to COVID-19 issues, certain industries have been hit particularly hard. Those include, but are not limited to, restaurants and bars.

Annual renewal applications for the 2020-2021 period are subject to Commission approval prior to June 30. In order to provide some relief to these businesses we are proposing the following:

- 1) Time to renew licenses remains the same
- 2) No need for license fee breaks to (strict off sale):
 - a. Class D
 - b. Class D1
- 3) Grant a two month waiver (1/6) of fees for all those other than D or D1, to be collected with the applications due in May/June

ATTACHMENTS: n/a

FISCAL IMPACT: a two month (1/6) fees for licenses other than D or D1 results in a general fund revenue loss of \$17,465 based upon renewals of existing licenses.

STAFF IMPACT: Should the Board approve this, we would make the necessary adjustments to the applications and also bring a resolution to the board for consideration reflective of such decision at the next City Commission meeting.

LEGAL REVIEW: if approved will bring back resolution revisions.

RECOMMENDATION: I recommend that the 2020-2021 liquor license fee schedule be adjusted to reduce such fees by 1/6th other than for Class D and D-1 licenses.

SUGGESTED MOTION: I move the 2020-2021 liquor license fee schedule be adjusted to reduce such fees by 1/6th other than for Class D and D-1 licenses.