
The Mandan City Commission met in regular session at 5 p.m. on September 5, 2023 in the Ed “Bosh” Froehlich Meeting Room at City Hall, Mandan, North Dakota. Mayor Helbling called the meeting to order.

A. ROLL CALL:

1. *Roll call of all City Commissioners.* Those present were Mayor Helbling and Commissioners Braun, Camisa, Olson, and Rohr. Department heads present were City Administrator Neubauer, Finance Director Welch, Building Official Singer, Public Works Director Bitz, City Engineer Wigness, Human Resource Director Cullen, Police Chief Zeigler, Business Development & Communications Director Cermak, Fire Chief Nardello, Planner Stromme and Assistant City Attorney Sand.

B. THE PLEDGE OF ALLEGIANCE

C. APPROVAL OF AGENDA:

1. *Recognition of Community Beautification Program Property, 300 2nd St NW.* Community Beautification Committee Chair Layn Mudder presented the nomination of 300 2nd St NW to be recognized for landscape maintenance. The Property owner was in attendance to accept the certificate of achievement.

D. MINUTES:

1. *Consider approval of the minutes from the August 15, 2023 Board of City Commission regular meeting.* Commissioner Camisa moved and Commissioner Braun seconded to approve the minutes as presented. Roll Call vote: Aye 5, Nay 0, Absent 0. The motion passed.

E. PUBLIC HEARING:

F. BIDS:

G. CONSENT AGENDA:

1. *Consider a Special Event Permit for the Mandan Progress Organization Annual Dinner on Sept. 7, 2023*
2. *Consider Minor Plat for Mastel Subdivision*
3. *Consider a Memorandum of Understanding between the City of Mandan and Heart River Correctional Center*
4. *Consider a local permit for a raffle at the Aubry Porter benefit on Sept. 28, 2023 at Baymont Inn & Suites*
5. *Consider proclaiming September 18-23, 2023 as Free Fall Landfill Week*
6. *Consider entering into a Master Service Agreement with Moore Engineering and authorizing an on-call service task order*
7. *Consider approval of acceptance of a State Water Commission grant for the Water Treatment Plant Phase III Optimization project engineering*
8. *Consider a recommendation for approval of an application for Storefront Improvement by East Main Investments*

Commissioner Braun moved and Commissioner Camisa seconded to approve the consent agenda item 1 through 6 and item 8 as presented. Roll Call vote: Aye 5, No 0, Absent 0. The motion passed. Commissioner Rohr pulled consent agenda item 7 with a question about design engineering costs. City Engineer Wigness answered questions. Commissioner Rohr moved and Commissioner Camisa seconded to approve consent agenda item 7. Roll Call vote: Aye 5, No 0, Absent 0. The motion passed.

H. OLD BUSINESS:

I. NEW BUSINESS:

1. *Consider a Development Agreement for Mandan Industrial Park 13th*

Addition. Planner Stromme presented the development agreement for Mandan Industrial Park 13th Addition. Commissioner Braun moved and Commissioner Camisa seconded to approve. Roll Call vote: Aye 5, Nay 0, Absent 0. The motion passed.

2. *Consider a Storefront Improvement application by Lazy Eye Property LLC (dba Vision Source Mandan) for 107 6th Ave Nw.* Business Development & Communications Director Cermak presented the storefront improvement application by Lazy Eye Property LLC for 107 6th Ave NW. Commissioner Camisa moved and Commissioner Rohr seconded to approve. Roll Call vote: Aye 5, Nay 0, Absent 0. The motion passed.

J. RESOLUTIONS AND ORDINANCES:

1. *Second and Final Consideration of Ordinance 1431, a zone change from A-Agriculture to CC-Commercial with restrictions for Heck Second Addition.* Planner Stromme presented the second and final consideration of Ordinance 1431. Commissioner Braun moved and Commissioner Camisa seconded to approve. Roll Call vote: Aye 5, Nay 0, Absent 0. The motion passed.

2. *First Consideration of Ordinance 1432 to amend and re-enact Section 12-8-1 related to Tobacco Products, Definitions and enact Section 12-8-9 pertaining to Cigar Lounges.* Planner Stromme presented the first consideration of Ordinance 1432. Building Official Singer explained the building codes requirements for a cigar lounge. Brady Weaver, Western Plains Public Health Tobacco Prevention Coordinator, spoke to some concerns from the health department. Big Stick Cigars owner Josette Dupree spoke about her business model for a cigar lounge. Commissioner Braun moved and Commissioner Olson seconded to approve. Roll Call vote: Aye 5, Nay 0, Absent 0. The motion passed.

3. *Consider financing resolution for Street Improvement District #214 (16th Street NE & 8th Ave NE) \$3,874,343 Definitive Improvement Warrant, Series 2023H.* Finance Director Welch presented the financing resolution. Commissioner Braun moved and Commissioner Camisa seconded to approve. Roll Call vote: Aye 5, Nay 0, Absent 0. The motion passed.

K. OTHER BUSINESS:

L. ADJOURNMENT

There being no other business to come before the Board, Commissioner Camisa motioned and Commissioner Rohr seconded to adjourn the meeting at 5:37 p.m. The motion received unanimous approval of the members present.

/s/James Neubauer

James Neubauer
City Administrator

/s/Timothy Helbling

Timothy Helbling
Board of City Commissioners