

I. CALL TO ORDER

President Scott Decker called the meeting to order at 4:30 PM

II. ROLL CALL

Present were: President Scott Decker, Vice President Robert Baer,
Commissioners Jason Fridrich, Joe Ridl and Russ Murphy.

Telephone: None

Absent: None

PLEDGE OF ALLEGIANCE**1. ORDER OF BUSINESS**

MOTION BY: Russ Murphy

SECONDED BY: Jason Fridrich

To approve the March 24, 2026 meeting as presented.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

2. CONSENT AGENDA

MOTION BY: Russ Murphy

SECONDED BY: Robert Baer

A. Approval of the City Commission Meeting Minutes dated March 3, 2026

B. Approval of Accounts Payable, Commerce Bank and Checkbook

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

3. ADMINISTRATION/FINANCE**A. Gate City Bank Revitalization Program Presentation**

City Planner Natalie Birchak announces representatives from Gate City Bank. She states on March 3, 2026 the City Commission approved a \$1 million dollar revitalization program through Gate City Bank for loan interest loans. Representatives from Gate City states they had 4 applicants last year for \$118,000 dollars. She presented a \$1 million dollar check to start the program off.

B. Gaming Site Authorization – Dickinson Charities for Players Sports Bar and Grill; Astoria Bar and Grill and Dickinson Charities

City Administrator Dustin Dassinger presents a Gaming Site Authorization for the Dickinson Charities which is located at 2050 1st Avenue East. The placement of these gaming sites are Dickinson Charities, Astoria, and Players. He lists the kinds of gaming they will be having from 7/1/2026-6/30/2027.

MOTION BY: Robert Baer

SECONDED BY: Joe Ridl

To approve the Gaming Site Authorizations for Dickinson Charities.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

MOTION BY: Russ Murphy

SECONDED BY: Jason Fridrich

To approve the Gaming Site Authorizations for Astoria Bar and Grill.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0

Motion declared duly passed

MOTION BY: Jason Fridrich
To approve the Gaming Site Authorizations for Players Bar and Grill.

SECONDED BY: Robert Baer

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

C. Gaming Site Authorization – Dunn County Fair Association – All In Events and Catering.

City Administrator Dustin Dassinger presents a Gaming Site Authorization for the Dunn County Fair Association which will be located at All In Events and Catering. Administrator Dustin Dassinger lists the kinds of gaming each will be hosting from 7/1/2026-6/30/2027.

MOTION BY: Russ Murphy
To approve the Gaming Site Authorization for Dunn County Fair Association/All In Events and Catering.

SECONDED BY: Joe Ridl

DISPOSITION: Roll call vote...Aye 4, Nay 0, Absent 0
Motion declared duly passed

D. Monthly Financial Report

Deputy Finance Director Katie Greenwood presents the monthly financial report to include the general fund at \$10.2 million dollars. She states February should be around 17% for revenue and expense. The one percent sales tax shows a decrease overall over the past two years. Hospitality tax about the same. Oil impact is trending downward. Utility revenue 11% collected and the enterprise fund is on track for expenses. Income for December was down with no explanation.

E. HR Monthly Report

Director Shelly Nameniuk updates the Commission on the following open positions: 2 Police Department; 1 Sargent; 3 telecommunicators; animal control 1; Fire Department has 4 openings; Public Works has 3 water operator open and several seasonal positions; code enforcement has 1 opening; museum has a position open along with the library has 3 openings and marketing has 2 seasonal positions open.

4. PUBLIC WORKS
A. No Report

5. PUBLIC SAFETY
Fire
A. No Report
Police
A. No Report

6. COMMUNITY DEVELOPMENT SERVICES

A. Chapter 62 – Personal and Commercial Vehicle Definitions

City Planner Natalie Birchak and Community Development staff is requesting approval of zoning text amendments to Section 62-10 – Definitions, Section 62-471 – Accessory uses, and Section 62-594 – Parking of certain vehicles, in Chapter 62-Zoning of the Dickinson Municipal Code, to update the definitions of personal, commercial, heavy, and recreational vehicles. This proposed amendment also clarifies that heavy vehicles cannot be parked or stored on residential lots. The proposed ordinance amending Chapter 62 updating vehicle definitions is included with this staff report. Heavy commercial vehicles are referred to in Section 62-471: Accessory uses, in reference to the parking and storage of heavy

commercial vehicles for home-based occupations. As heavy commercial vehicles are not defined in the Municipal Code, this amendment updates the language to reference heavy vehicles. Section 62-594(a)(5) states that “Commercial vehicles and heavy vehicles shall not be parked on any lot within the R-1, R-2, R-3, and MH Districts. This section shall apply even if the commercial vehicle or heavy vehicle is not being driven for the purpose of the commercial application, endeavor or business at the time said vehicle is parked within the aforementioned zoning districts.” In the past, there has been confusion from residents about what constitutes a commercial vehicle and where these vehicles can be parked and stored. City Staff has not received any phone calls in regards to these changes. She reviewed the changes as presented.

Commissioner Russ Murphy is worrying about large vehicles would it not be better to go by tonnage. Last meeting talked about rec tow vehicle. Would it be easier to go by tonnage?

City Planner Birchak states anything used for commercial operations. If over 10,000 and not used for recreation not classified as commercial. Clarification not going used for commercial use. Not making money for it.

Commissioner Jason Fridrich states 10,000 lb. can be verified in the car. Some way to verify the weight.

Commissioner Robert Baer states he was contacted by race car drivers to pull their trailers and they expressed concerns. They are under recreation and not under commercial.

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

To approve second reading and final passage of Ordinance No. 1849 with the removal of equipment from definition.

ORDINANCE NO. 1849

AN ORDINANCE AMENDING AND RE-ENACTING CHAPTER 62, RELATING TO PERSONAL, COMMERCIAL, RECREATIONAL, AND HEAVY VEHICLES DEFINITIONS AND STANDARDS

DISPOSITION: Roll call vote...Aye 4, Nay 1 (Ridl), Absent 0
Motion declared duly passed

B. 4th Street East, 5th Street East, 26th Avenue East Street Improvements Bid Award
Engineer and Community Development Director Joshua Skluzacek presents a bid award for the project number 202105 – 4th St E, 5th St E, 26th Ave E Street Improvement project. The bid opening took place at City Hall on Thursday March 12, 2026 where two bids were received. The engineer’s opinion of probable cost was \$386,026.50, and the lowest total bid was \$501,518.00. He states that the Fire Department brought this subject up a few years ago and the feedback from the citizens states the fire hydrant will need to be raised and then it will be accessible to the Fire Department.

Engineer Skluzacek states the key attributes to the project include:

- Mill and overlay of existing pavement along 4th Street East
- Asphalt pavement the existing unpaved route along 26th Avenue East and 5th Street East
- Minor borrow ditch re-grading to accommodate storm water flows

The construction is planned to be completed during the 2026 construction season. The project was budget in the 2026 capital improvement project plan with the following funding sources; Gross Production Tax. Although the lowest bid was greater than our estimate, it is much lower than what was budgeted. The city engineering staff recommends approval.

MOTION BY: Russ Murphy

SECONDED BY: Jason Fridrich

To approve 202105-4th Street East, 5th Street East, 26th Avenue East Street Improvements bid award to Northern Improvement

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

C. Road Maintenance Mill and Overlay Bid Award

Engineer and Community Development Director Joshua Skluzacek presents a bid award for the project number 202601 – 2026 Road Maintenance Mill and Overlay project. The bid opening took place at City Hall on Thursday March 12, 2026 where two bids were received. The engineer's opinion of probable cost was \$4,104,858.75, and the lowest total bid was \$4,125,016.25.

Key attributes to the project include:

- Mill and overlay of existing paved street
- Sidewalk and curb and gutter improvements
- Three watermain gate valve replacements
- Three sanitary sewer main repairs
- Replace and upsize storm sewer along Kuchenski Drive

The construction is planned to be completed during the 2026 construction season. The project was budget in the 2026 capital improvement project plan with the following funding sources; Gross Production Tax, Cash on Hand for the utility improvements, and a special assessment district to fund the sidewalks and drive approaches. Although the lowest bid was greater than our estimate, it is much lower than what was budgeted. The city engineering staff recommends approval.

MOTION BY: Robert Baer

SECONDED BY: Joe Ridl

To approve 202601-2026 Road Maintenance Mill and Overlay – Bid Award to Northern Improvement

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

D. Road Maintenance Chip Seal Bid Award

Engineer and Community Development Director Joshua Skluzacek presents a bid award for the project number 202601 – 2026 Road Maintenance Chip Seal project. The bid opening took place at City Hall on Thursday March 12, 2026 where three bids were received. The engineer's opinion of probable cost was \$3,516,339.00, and the lowest total bid was \$2,721,185.05.

Key attributes to the project include:

- Chip and fog seal approximately 23 centerline miles or street to preserve the asphalt pavement

The construction is planned to be completed during the 2026 construction season. The project was budget in the 2026 capital improvement project plan with the following funding sources; Gross Production Tax (GPT). The city engineering staff recommends approval.

MOTION BY: Russ Murphy

SECONDED BY: Joe Ridl

To approve 202601-2026 Road Maintenance Chip Seal – Bid Award to Bituminous Paving, Inc.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

E. 2026 Utility and Street Improvements Bid Award

Engineer and Community Development Director Joshua Skluzacek presents a bid award for the 2026 Utility and Street Improvement project. The bid opening took place at City Hall on Thursday March 12, 2026 where two bids were received. The engineer's opinion of probable cost was \$9,373,542.25, and the lowest total bid was **\$9,398,094.15**. Key attributes to the project include:

- Many of the streets, sidewalks, and curb and gutter have reached the end of life
- Approximately 11 blocks of watermain replacement
- Approximately 2 blocks of storm sewer replacement and up-sizing of the pipe to prevent flooding of the intersection of 2nd St SE and 4th Ave SE
- Multiple lead service line replacements
- Approximately 7 blocks of sanitary sewer main replacement

The construction is planned to be completed during the 2026 construction season. The project was budget in the 2026 capital improvement project plan with the following funding sources; Gross Production Tax (GPT), DWSRF loan for the watermain, DWSRF Loan for the lead service line replacements which includes loan forgiveness, NDDWR Grant, and Cash on Hand for the utility replacements. The city engineering staff recommends approval.

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

To approve the 2026 Utility and Street Improvement – Bid Award to BEK Consulting LLC.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

F. I-94 WBL and Roundabouts Bid Concurrence with NDDOT

Engineer and Community Development Director Joshua Skluzacek presents a bid bid concurrence for the I-94 WBL NHU-5-094(160)903 PCN 23695 / RAB at Hwy 10 and Hwy22 PCN 23691 / RAB at 8th St W and Highway 22 HEN-0-022(144)069 PCN 23692. The bid opening took place utilizing the North Dakota Department of Transportation bid process on Friday February 27, 2026 where five bids were received. The engineer's opinion of probable cost was \$19,4777,080.40, and the lowest total bid was \$18,766,686.14. Key attributes to the project include:

- Urbanized corridor of the I-94 West Business Loop from the I-94 Interchange to State Avenue
- Roundabout at Highway 10 and I-94 West Business Loop
- Roundabout at Highway 22 and 8th Street West

The construction is planned to be completed during the 2026 construction season. The project was budget in the 2026 capital improvement project plan with the following funding sources; Federal high way Administration urban/regional funding, Highway Safety Improvement Program funding, North Dakota Department of Transportation state funding, Gross Production Tax (GPT), NDDWR Grant, and Cash on Hand for the watermain extensions and replacements. The city engineering staff recommends approval.

MOTION BY: Joe Ridl

SECONDED BY: Russ Murphy

To approve the I-94 West Business Loop and Roundabouts Bid Concurrence to Martin Construction Inc.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

G. 5th Street SE Task Order Amendment

Engineer and Community Development Director Joshua Skluzacek presents a task order amendment with the Highlands Engineering & Surveying, PLLC for NDDOT project SU-5-983(068), PCN 24205, City of Dickinson project number 202417. The total estimated cost for construction engineering as specified in the agreement is \$214,884.00. All scopes of work are included to meet the NDDOT construction specifications and requirements. The City Attorney has reviewed this task order with no comments.

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

To approve the 5th Street SE – S. Main to 6th Avenue SE Task Order amendment to Highlands Engineering.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

H. 2026-2027 Watermain Replacements DWSRF Loan Resolution

Engineer and Community Development Director Joshua Skluzacek presents a resolution to authorize Katie Greenwood – Deputy Finance Director as an authorized individual on behalf of the City of Dickinson to execute the Drinking Water State Revolving Fund (DWSRF) Loan through the North Dakota Department of Environmental Quality. The total DWSRF loan amount request is of \$6,000,000 for two projects: 202605 – 2026 Utility and Street Improvements project and the 202703 – 2027 Watermain Replacement project. The DWSRF loan is intended to be used for the approximate 32 blocks of aged cast iron watermain and service line replacements within the project areas. 202605 – 2026 Utility and Street Improvements project is intended to utilize approximately \$2,000,000 of the loan, and 202703 – 2027 Watermain Replacement project is intended to utilize approximately \$4,000,000 of the loan. The remaining loan balance carries an interest rate of 2.0%.

MOTION BY: Robert Baer

SECONDED BY: Joe Ridl

To approve Resolution No. 13-2026

RESOLUTION NO. 13 - 2026

Resolution authorizing filing of application with the North Dakota Department of Environmental Quality for a loan under the Clean Water Act and/or the Safe Drinking Water Act.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

I. 2026 Sidewalk Program Voluntary Special Assessment Resolution

Engineer and Community Development Director Joshua Skluzacek presents a resolution 2026 Sidewalk Program Special Improvement District. This Resolution is to create the sidewalk special improvement district of the City of Dickinson and authorizing the improvements and assessments as a voluntary funding option for all citizens. The SID is payable over a 10-year period at an interest rate of 4.1%. Special assessments paid in full by October 1, 2027, will not be charged interest and no penalty will be levied for paying the special assessments early. This mechanism will allow citizens to make improvements to sidewalks, curbs, gutters and driveways which are within the street right of way through a voluntary special assessment process and have the cost thereof assessed as special assessments against the improved parcel, upon compliance with certain requirements of the City.

MOTION BY: Jason Fridrich

SECONDED BY: Russ Murphy

To approve Resolution No. 14-2026

RESOLUTION NO. 14-2026

A RESOLUTION CREATING SIDEWALK IMPROVEMENT DISTRICT 202607-1 OF THE CITY OF DICKINSON AND AUTHORIZING THE IMPROVEMENTS AND ASSESSMENTS

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0

Motion declared duly passed

7. **PUBLIC HEARING – 5:00 P.M.**

A. Public Hearing – Energy Center 6th Rezone

City Planner Natalie Birchak presents a request for approval of a Zoning Map Amendment from General Industrial (GI) and Public (P) to Public (P) for Lot 1 of Block 1 of the Energy Center 6th Addition Subdivision, a Zoning Map Amendment from General Industrial (GI) to Public (P) for Lot 7 of Block 1 of the Energy Center 6th Addition Subdivision, and a Zoning Map Amendment from Public (P) and General Industrial (GI) to General Industrial (GI) for Lot 5 and Lot 6 of Block 1 of the Energy Center 6th Addition, located in the City of Dickinson. The site consists of +/- 31.98 acres. Staff recommends approval of this rezoning request contingent on approval of PLP-001-2026 and recording of the Energy Center 6th Addition Subdivision and associated development agreement.

President Scott Decker opens the public hearing at 5:02 p.m. Hearing no public comments, the hearing is closed at 5:03 p.m. and the following motion is made.

MOTION BY: Joe Ridl

SECONDED BY: Russ Murphy

To approve first reading of Ordinance No. 1850.

ORDINANCE NO. 1850

AN ORDINANCE AMENDING THE DISTRICT ZONING MAP FOR REZONING AND RECLASSIFYING DESIGNATED LOTS, BLOCKS OR TRACTS OF LAND WITHIN THE EXTRATERRITORIAL ZONING JURISDICTION OF THE CITY OF DICKINSON, NORTH DAKOTA.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

B. Public Hearing – Chapter 62 Amendment – Residential Storage Containers

City Planner Natalie Birchak and staff is requesting approval of zoning text amendments to the notes for Table 62-162-2: Permitted Uses by Zoning Districts, in Section 62-162: Development regulations, in Chapter 62-Zoning of the Dickinson Municipal Code, to prohibit the use of storage containers as accessory structures in residential zoning districts within City limits. This amendment also subjects storage containers located outside of the residential zoning districts to the same screening requirements as outdoor storage. Staff recommends approval of this proposed text amendment. City staff has received numerous complaints from residents within City limits regarding properties utilizing storage containers as permanent structures. Unlike permanent structures, a building permit is not required for storage containers.

City Commissioner Russ Murphy asks if there is a fire and they need to have the containers more than 30 days.

Planner Birchak states then the city can grant extensions for these containers.

President Scott Decker states people are building houses with storage contains – is this allowed. If this is in a commercial if they have a subject to screening and landscaping. What does the city need for landscaping? Few sitting along Villard back up against and what are they going to use for screen/buffer.

Planner Birchak states they are not storage. They would need 20' landscaping. If industrial next to residential than screening required. If not landscape buffer but if not, this would not be per our code. Commercial against commercial there would be no screening requirements.

President Scott Decker states have all these containers that exist and no one has talked to anyone and we are going to drop this and now there is going to be buffering requirements.

Planner Birchak states the buffer area is already in the code. Only if ask for a permit then there would need to be created. The container on the back of a commercial garage almost to the alley.

Commissioner Jason Fridrich states not one size fits all, looked at, talked about and work with planning dept as we do like we do now. If someone comes for a building permit then this will need to be addressed.

Building Official Leonard Schwindt states most containers some already have permits. Some use shipping containers come and go. When stationary then we need a building permit. That is what we are addressing now. Since they are becoming popular then we need buffer. Does it really make it viable to place them on a residential lot? Feasibility is part of the building code and that is why we brought these forward. If someone wants to bring one in it in needs to be meet the code.

Commissioner Jason Fridrich states if someone wants to build a shipping container house then they are permitted.

Fire Chief Jeremy Presnell states the Fire Department should still have access. Depends on what is being stored in these containers.

President Scott Decker opens the public hearing at 5:15 p.m. Hearing no public comments, the public hearing is closed at 5:16 p.m. and the following motion is made.

Commissioner Robert Baer states is it okay for a construction worker that use these containers for storage during their use.

Planner Birchak states temporary for any kind of construction – 30 days and then ask for extensions.

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

To approve first reading of Ordinance No. 1851.

ORDINANCE NO. 1851

AN ORDINANCE AMENDING AND RE-ENACTING CHAPTER 62, RELATING TO THE USE OF STORAGE CONTAINERS AS ACCESSORY STRUCTURES IN RESIDENTIAL ZONING DISTRICTS

DISPOSITION: Roll call vote...Aye 4, Nay 1 (Decker), Absent 0
Motion declared duly passed

C. Public Hearing – Chapter 50 – Food Truck License

City Planner Natalie Birchak presents a text amendments to Section 50-75 – Commercial use of sidewalks, streets and public grounds restricted, and to Section 50-76 – Permitted uses of sidewalks, streets, or other public grounds, in Chapter 50-Streets, Sidewalks and Other Public Places, of the Dickinson Municipal Code, to update the definitions and licensing procedures relating to mobile vendors and mobile food units. Staff recommends approval of these text amendments. The proposed ordinance amending Chapter 50 addressing licensing mobile food units is included with this staff report. In March of 2025, at the request of the City Commission, Community Development staff reviewed the existing process for licensing food trucks in Dickinson. Community Development staff established a small task force including representatives from the Code Enforcement, Planning, Public Works, Fire, and Police Departments to review the existing ordinance, research how other communities permit or license food trucks, and address potential changes to the regulations and licensing process. The Dickinson Municipal Code defines a mobile vendor vehicle as “a trailer which may be moved by towing with a vehicle or a self-contained mobile food truck which is designed and used for displaying, cooking, keeping or storing any food, beverages, merchandise or other articles for sale by a vendor.

To the extent a mobile vendor vehicle is used for preparing, displaying, cooking, keeping or storing food or beverages, the mobile vendor vehicle must be inspected and approved by the Public Health Department/Environmental Health Division". The North Dakota Department of Health refers to mobile vendor vehicles as 'mobile food units', so City staff is proposing to update the mobile vendor vehicle definition to reflect that change. Additionally, City staff is looking to establish definitions for approved areas, ice cream trucks, and the mobile food truck corridor. The proposed ordinance establishes approved areas and a mobile food unit corridor that allow for mobile food units to operate. A license will be required for any mobile food units operating in an approved area or within the mobile food unit corridor, but no prior notice to or approval by the City regarding operations will be required. The ordinance also licenses the continued operation of ice cream trucks along rights-of-way with a speed limit of 25mph, and allows for operations of mobile vendors that do not meet the definition of a mobile food unit or ice cream trucks without a license on private property within the Limited Commercial (LC), Community Commercial (CC), General Commercial (GC) and Public (P) zoning districts with the approval of the property owner. Enforcement of the proposed ordinance would be handled cooperatively by code enforcement and the Dickinson Police Department. Code enforcement handles any infractions taking place on private property while the police department handles any unlicensed operations in the right-of-way.

President Scott Decker states they are – not being able to put out seating. Is there a reason for that? He states 3 food trucks now have a picnic table outside of the trailer. All ordinances compile city staff running around chasing.

Building Official Leonard Schwindt states seating is a lot in the parking lot and put seating in parking lot – taking up spaces. If this is something the want to allow. Safety item and taking up required parking. We are allowing food trucks to go into parking lots and taking away from parking and safety. Trying to keep up in the city of Dickinson.

Presenting Decker questions, the corridor, selected by whom, food truck vendors.

Planner Birchak states the city had this discussion through the meeting with the vendors.

Commissioner Robert Baer states he agrees with mayor comment the seating and tables especially like private parking. If owner said it is okay, they are affecting their own business. If it is okay with them -let them go- remove that part.

Planner Birchak states if they are removed and moved then they can be okay. If it is not permanent seating. See that it would be approved by property owner as an extra layer. Ms. Birchak explains the places of where the food trucks can park.

President Scott Decker opens the public hearing at 5:32 p.m.

Resident Jeff Ficek states he does not have a food truck but he does have a couple of questions. He is asking if the city is looking at all the permits in permissible area. Recollection in CA lemonade stand were arrested. I don't see any limits for selling on private property. they have permission for food trucks, non-mobile food stand. I am pretty sure no one is going to arrest them. Applaud for contacting food vendors and district health.

Building Official Schwindt states lemonade stands are not part of this ordinance.

President Decker states his biggest concern as where we have permissible and don't know how the city is going to change and maybe more district and seating and we are not. Envision – couple of them are concerned right now that as this is written they are sitting on people's property and they are outside of a business in a parking spot. Are we going to have to have them move?

President Scott Decker closes the public hearing at 5:35 p.m.

Planner Birchak stated these are to be mobile. If they go back every day. If they sit in a parking space right now, they need to be mobile.

President Decker states they are not going to move. They don't move. They are trailers or their trucks they sit there every day and don't move. Hook up every day and move – public for special event and it sits out there. That is perfectly okay as long as they meet the health code and setbacks. All other food trucks and trailers don't move.

Commissioner Jason Fridrich states he understands where the city is coming from. The ordinance states they have to hook up every night and drive way. Hard time understanding. That is not happening. Or does it mean that it has to stay mobile so it can be picked up and move. Pull out every day and return every morning. Is that private or public property.

Planner Birchak states any food truck would have to be mobile and move off the property. If any public property and food truck corridor then we would only have it for them.

Commissioner Russ Murphy states if on private property then it is a different issue.

Commissioner Jason Fridrich states some food trucks have been there for years in the same location and now we are asking them to move them off each evening.

Planner Birchak states this not in ordinance right now.

Commissioner Robert Baer states individual sets up and level the trailer out and the next morning it can be parked there and where are they going to put during event. Even special event.

Planner Birchak states a special event – loop hole already.

Commissioner Jason Fridrich states he can see it has to move every night in corridor but if in private property I don't think it is feasible for them to move every night.

City Attorney Christina Wenko states could set a time frame. Have to be tracked. Individuals that have stayed in the same place for so long and now we are setting up tables and chairs it is an outdoor restaurant. What is acceptable in that respect. If not moved they are not a mobile vendor. Unless different category then we need to look at this as well.

Commissioner Fridrich states he doesn't want them to put a foundation and set there. Wheels on it and could be hooked up and pulled out at any time. Trailer pulled off at any given time is mobile. Totally unfeasible. This would affect every food truck in town right now.

President Scott Decker states the enforcement this on complaint basis. Where is the list of the complaints now? Who has complained now?

Building Official Schwindt states this ordinance was tasked to the committee to follow. There was never a list or policy we are trying to clarify and follow. Hard wired units are not permissible. Do agree if you can hook up and move it then it is mobile.

President Decker states if they are hooked too electrical. If there is a violation then it is on the books then that is a code enforcement. If food violation SW district health.

Building Official Schwindt states they are in the public right away they should be used or we use our 48 hours. They are not being moved now and we have not received any complaints I am okay with this portion.

Planner Birchak states there is a difference, this is just in food truck corridor – only not in private property.

Commissioner Fridrich states food truck coordinator okay. Private property and set up and probably going to affect 90% of them.

President Decker states eventually that are successful they transfer into a restaurant. I get all the setback's, etc. but don't want to have to chase all this stuff because we don't have enough staff. No way consider they would have to move.

Attorney Wenko accept out and say that any situation in public right away required to be moved expect for special event. If stationary private property would not be required to be moved.

Planner Birchak states if they are on private property they still required for license. Must be removed from location when not on private property.

MOTION BY: Joe Ridl

SECONDED BY: Robert Baer

To table this ordinance, change and to have another public hearing at the next meeting with the language cleared up.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0
Motion declared duly passed

9. **PUBLIC COMMENTS NOT ON AGENDA**
None

10. **COMMISSION COMMENTS**

Commissioner Robert Baer thanks Administrator Dassinger and City staff that worked hard on a very successful league of cities conference here in Dickinson, ND.

President Scott Decker states City staff did an amazing job. President Decker thanks Administrator Dassinger, CVB and all the staff that helped with the event and panels did an amazing job. It was a smooth event and he is proud of the tour and going through all the different things the City of Dickinson has accomplished.

Administrator Dustin Dassinger states it was a great event and thanks to all the staff for their help. He enjoyed showing all the other city leaders the City of Dickinson's facilities.

President Decker states Attorney Christina Wenko did an awesome job. He states attendees wished they could have been at dual sessions.

11. **ADJOURNMENT**

MOTION BY: Joe Ridl

SECONDED BY: Jason Fridrich

Adjournment of the meeting was at 6:15 P.M.

DISPOSITION: Roll call vote... Aye 5, Nay 0, Absent 0
Motion declared duly passed.

OFFICIAL MINUTES PREPARED BY:

Rita Binstock, Assistant to City Administrator

APPROVED BY:

Dustin Dassinger, City Administrator

Scott Decker, President
Board of City Commissioners

Date: _____ April 7, 2026 _____