

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, Commissioner Jason Fridrich

Telephone: None

Absent: Commissioner Joe Ridl

1. PLEDGE OF ALLEGIANCE**2. ORDER OF BUSINESS**

MOTION BY: Robert Baer

SECONDED BY: Joe Ridl

To approve the July 1, 2025 meeting as presented.

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

3. CONSENT AGENDA

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

A. Approval of Meeting Minutes dated June 17, 2025

B. Approval of Condemnation Hearing Special commission Meeting Minutes dated May 28, 2025

C. Approval of Special Commission Meeting Minutes dated June 24, 2025

D. Approval of Accounts Payable, Commerce Bank and Checkbook

E. Approval of Dispatch Service Agreement – Rural Fire

F. Approval of Dispatch Service Agreement – Rural Ambulance

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

4. ADMINISTRATION/FINANCE**A. Special Election Update – Absentee Ballot**

Deputy City Administrator Linda Carlson updates the Commission and the public on the special election to include the absentee ballot. She states the absentee ballots are being printed as we speak and on July 9, 2025 voters will be able to request an absentee ballot. She reviews the process of the special election.

B. Consolidated Fiber Agreement for Department of Motor Vehicle Location

IT Director Aaron Meyer presents a new contract for the Department of Motor Vehicle which the City will be taking ownership of on July 1, 2025. He states this contract is for a one gig rented line. The cost is \$4,615 annually. The renewal date is February 28, 2028.

MOTION BY: Robert Baer

SECONDED BY: Joe Ridl

To approve the Consolidated Fiber Agreement for the Motor Vehicle Department.

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

C. Findings of Demo Hearing – 219 5th Street East

City Attorney Christina Wenko presents the Findings of Facts for 219 5th Street East. She states this statement of Findings of Facts is a result of the hearing. The owner will be served and has 30 days to appeal. After this time the City will seek bids for demolish and assess the property.

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

To approve the Findings of Facts for 219 5th Street East.

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

D. Chapter 58 Code Amendment – Traffic and Vehicles

City Attorney Christina Wenko states always after the legislative session the City has to do code updates and the most recent results of code updates is a little more prominent to the Code. She states changes to Chapter 58 would be careless driving would increase fine to \$100 with an infraction, damage of \$4,000. Changes to rotary traffic islands, roundabouts – not required to use a turn signal when exist a roundtable. Window tint – new change to be darker than what it was in previous code sections. Driving under suspension – changed court procedure and amend charge to driving without a license but also increased the fine to \$100. Also, an increase in fines for over taking a school bus. Attorney Wenko states that some legislation does allow cities to increase certain fines for speeding but Dickinson has never followed position or taken that position. Follow suit when following century code and keep them consistent.

Commissioner Robert Baer discusses the fines between life of 1st responders is worth more than \$100.

City Attorney Christina Wenko states the City is bound by what legislature states. Even if driver is cited for reckless driving they could be cited for other things as well.

MOTION BY: Robert Baer
To approve first reading of Ordinance 1822

SECONDED BY: Jason Fridrich

ORDINANCE NO. 1822
AN ORDINANCE AMENDING AND RE-ENACTING SECTION 58-196, 58-613, 58-696, 58-102, 58-100, 58-161 AND 58-258 OF THE MUNICIPAL CODE OF THE CITY OF DICKINSON, NORTH DAKOTA, RELATING TO TRAFFIC AND VEHICLES

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

E. Chapter 58 Code Amendment - Off-Highway Vehicles

Police Chief Joe Cianni presents a Chapter 58 code amendment in regards to Off Highway Vehicles. He states that this is recommended by the Police Department and many people from the community. He states there are a lot of ATVs, dirt bikes, UTV and side by sides. He states side by sides allow 12 years or older to operate as long as they took a UTV course. A 12-year-old driving around a UTV around city. Chief Cianni would like to address this issue and be more restrictive than century code. He states if a person is operating a UTV you need a driver's license. ATV, snow mobile and dirt bikes can take most direct route out of town. This is problematic. He would like to remove this as making it illegal to operate a four-wheeler, dirt bike for off road use and snow mobiles (other than emergency) in city limits. These would be illegal in city limits. He states it is also hard to judge the intent along with the fact that 4 wheelers, dirt bikes and snow mobile are also not insured, not controlling licenses for these as long as they are driving the most direct route out of town. Hazard for citizens in the amount that we are seeing all over town. Predominantly dirt bikes.

Commissioner Jason Fridrich states that UTV's are licensed through the state.

Chief Cianni states the City needs a better definition and clarity to the ordinance. Basically, the jest is banning snow mobiles, 4 wheelers and dirt bikes from being able to drive on city street while taking most direct route out of town. UTV have to have a driver's license. He states when officers to pursue because dirt bikes, they run from us. This brings clarity to not operate in city limits.

Commissioner Jason Fridrich asks about the amber flashing light.

Chief Cianni states the City does not require this. Complaint driven but will need to have on books as a tool.

Commissioner Robert Baer is concerned as he sees a lot of dirt bikes using the sidewalks. If we take them off the road and will think the sidewalk is how to get around, cut across yards and so they don't go on sidewalk.

City Attorney Christina Wenko states what matters to her the most the age requirement. The City has some situation minor individuals involved in accidents, some very bad so I think this a step in the right direction, unlicensed motorist doesn't know rules of the road, unfair advantage. We have had some previous situations and minor in UTV have been involved in the accidents.

MOTION BY: Jason Fridrich
To approve first reading of Ordinance 1823.

SECONDED BY: Robert Baer

ORDINANCE NO. 1823
**AN ORDINANCE AMENDING THE DISTRICT ZONING MAP FOR
REZONING AND RECLASSIFYING DESIGNATED LOTS, BLOCKS OR
TRACTS OF LAND WITHIN THE ZONING JURISDICTION OF THE
CITY OF DICKINSON, NORTH DAKOTA.**

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

F. Public Comment Resolution

City Administrator Dustin Dassinger presents for key points the City has an obligation to follow SB2180. This SB2180 had a mandated public comment section. This item can either be the last item or in the beginning of the meeting. The speaker will need to complete a speaker card before meeting starts with their name, address and relative agenda item, 5 minutes, no time share, comment to current or previous agenda items, reads all the policies and procedures.

Commissioner Robert Baer has read over these examples that are proposed. Question about Section 4 and the County. He states the speaker must be resident of stark county or have business in stark county, how important is that to the city? The County also adopted a total of 30 minutes.

City Attorney Christina Wenko states that was not included in the version of NDLC. When the policy was being considered the restriction of residents was not included. Required the address for commission for deference to the individual that was speaking. The restriction was not included but could be included. The entity hearing comments could give the weight that they felt was appropriate to the comments. She did not see the restriction in NDLC policy. The City's is 5 minutes and there is at 3 minutes. Theirs is limited to 30 minutes collectively and City's is allowing everyone can speak. Currently limits public comments to items on agenda or preceding agenda.

MOTION BY: Robert Baer
To approve Resolution 25-2025.

SECONDED BY: Jason Fridrich

RESOLUTION NO. 25 – 2025
**BOARD OF CITY COMMISSIONERS' RESOLUTION OF POLICY
REGARDING PUBLIC COMMENT REQUIREMENTS AT REGULAR
MEETINGS**

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

G. Streaming of Live Meeting on You Tube

purpose of this rezoning is to allow the applicant to develop the properties with single-family attached residences.

MOTION BY: Robert Baer

SECONDED BY:

To approve the second reading and final passage of Ordinance 1820.

ORDINANCE NO. 1820

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

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

B. Community Orchard Rezone

City Planner Natalie Birchak presents a rezoning request for the Community Orchard. She states the applicant is requesting the approval of a zoning map amendment from unzone and Community Commercial to Public for Part of Block 4 of the Nuhaven Second Addition Subdivision, located within the City of Dickinson. The purpose of this rezoning is to allow the Park District to utilize the space for plantings to establish a community orchard. Staff recommends approval of this rezone. Ms. Birchak states there were some requests for a fence to be put around the area. Staff does not agree with placing a barrier fence around the orchard.

MOTION BY: Jason Fridrich

SECONDED BY: Robert Baer

To approve second reading and final passage of Ordinance 1821.

ORDINANCE NO. 1821

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

DISPOSITION: Roll call vote...Aye 3, Nay 0, Absent 1
Motion declared duly passed

C. Eagle View Master Service Agreement

Removed from agenda

D. Engineering and Community Development Month Report

Engineer and Community Development Director Joshua Skluzacek presents the monthly report. He states it is a fairly busy year with 20 development applications; 6 final plats; 3 SUP; 5 zoning map amendment; 3 Renaissance Zone Apps; 1 future land use map amendment and 2 zoning text amendments. There was a total of 15 lot modifications. There were 27 development meetings or pre-applications meeting. Director Skluzacek states there is a lot of activity and look to have additional applications come through in the future. Building and Codes had shown an increase in permits that have been paid and this has picked up and slightly ahead of residential city permits but down a little on commercial permits. He states fees collected are significantly higher. Director Skluzacek reviews engineering projects. He states the road maintenance projects going well and getting headway. He reviews currently engineer and design projects which are 10 projects and 60% or greater complete. Ongoing push on some of the projects that have been going on for over a year at times getting close to finish line. The NW Regional Pond had received a grant request which was approved on June 12, 2025. The City is finalizing sewer sanitary manhole project.

8. PUBLIC HEARING – 5:00 P.M.

None

Adjournment of the meeting was at 5:40 P.M.

DISPOSITION: Roll call vote... Aye 3, Nay 0, Absent 1
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: July 15, 2025