

ADJOURNMENT

9. Adjourn. The next regular meeting date is scheduled for **March 18, 2020.**

Enclosures: Meeting Minutes of January 15, 2019
Meeting Minutes of January 21, 2019



Community Development Department

MEMORANDUM

Update on Cultural Heritage Grant Application

TO: Chair Sakariassen and Historic Preservation Commission

FROM: Will Hutchings, Planner

DATE: February 14, 2020

At your November 20, 2019 meeting, you directed staff to prepare a Cultural Heritage Grant (CHG) application to hire a consultant to complete Highland Acres site surveys. The Bismarck City Commission approved the grant application on November 26, 2019 and the application was submitted to the State Historic Preservation Office on November 27, 2019.

In a letter dated February 7, 2020, the State Historical Society indicated that the City of Bismarck grant application was not selected for funding. (See attached)

Staff reached out the State Historic Preservation Office to discuss options moving forward. Amy Munson, Grants and Contracts Coordinator with the State Historic Preservation Office (SHPO), noted that the non-selected CHG application the City of Bismarck submitted will now be included with the Historic Preservation Fund (HPF) grant application that was submitted on January 30, 2020. HPF grants are eligible for all Certified Local Governments who submit applications. City of Bismarck staff indicated that the Highland Acres site survey project should be the highest priority for that funding source out of all projects submitted for consideration.

Staff also sought clarification from SHPO on why the submitted CHG application was not selected. In conversations with Ms. Munson, it was noted that since the CHG was funded from a state fund and administered by SHPO, and because the application submitted was for work that is also conducted by SHPO, the proposed project showed potential conflicts of SHPO selecting a project for funding that mirrors work that they are responsible for.

As it stands, the Highland Acres site survey project will most likely need to be scaled back to align with the funding award that will be made available through the HPF grant. This could include changing the project scope to only survey the identified core area, with the possibility of doing the identified optional areas at a future time. SHPO also indicated that they may be able to assist with some of the tasks associated with completing site surveys therefore reducing the amount of work that would need to be conducted by a consultant. Once any funding award is announced, staff will work with SHPO representatives to determine all reasonable alternatives. SHPO anticipates an award notice in early to mid-March 2020.



Staff Recommended Action:

No action is needed at this time.

Attachment: Letter from SHSND regarding Cultural Heritage Grant Application dated 2/7/2020



February 5, 2020

Will Hutchings
City of Bismarck - Planning
PO Box 5503
Bismarck, ND 58503

Dear Mr. Hutchings,

I regret to inform you that the Cultural Heritage Grant application submitted by the City of Bismarck - Planning for the Historic Architectural Survey: Highlands Acres Neighborhood was not selected for funding.

We will be including information about the grant application on our legislative report for the biennium. Your information, along with all the other applicants, will help demonstrate to the Legislature the interest and need for continuing support of this grant program.

For the 2019-2021 grant round, the State Historical Society of North Dakota obligated \$400,000 for the Cultural Heritage Grant program. We received 34 applications requesting over \$700,000 in funding.

We wish you well on your project and want you to know that the State Historic Preservation Office is available for technical assistance.

Sincerely,

Claudia J. Berg
Director, State Historical Society of North Dakota



Community Development Department

MEMORANDUM

Review of Draft Historic Preservation Plan Public Questionnaire

TO: Chair Sakariassen and Historic Preservation Commission

FROM: Will Hutchings, Planner

DATE: February 14, 2020

At your August 9, 2019 special meeting, staff presented a draft Historic Preservation Plan for review and comment. Development of the Historic Preservation Plan is progressing with assistance provided by members of the Historic Preservation Commission. Staff estimates the plan is 75% complete. As the project gets closer to completion, staff is recommending that a public survey be developed and released to seek input related to historic preservation from community members. Attached to this memorandum is a draft questionnaire for your review, suggested edits and possible approval.

Staff Recommended Action:

Review and consider approval of the Historic Preservation Plan public questionnaire.

Attachment: Draft Historic Preservation Plan public questionnaire.



BISMARCK HISTORIC PRESERVATION SURVEY

Purpose of the Survey:

The purpose of this survey is to gather input about your views about historic preservation in Bismarck which will help shape the City's first Historic Preservation Plan. The purpose of the plan is to identify goals and objectives to guide the City of Bismarck Historic Preservation Commission in the upcoming years. This survey is intended to be taken by residents, elected officials, and historic preservation professionals.

1. Do you view Bismarck as a historic place?

Scale 1 to 10

1 being not historic | 10 being very historic

2. How much do you know about Bismarck History?

Scale 1 to 10

1 I know nothing about Bismarck history | 10 I am very knowledgeable about Bismarck history

3. Do you participate in activities/events related to Bismarck history (i.e. walking tours, workshops, lecture series, etc.)?

- Yes
- No

4. What activities/events related to Bismarck history would you like to see?

Open Ended

5. Do you think Bismarck does enough to protect its historic resources?

Scale 1 to 10

1 Bismarck does not do enough to protect historic resources | 10 Bismarck is doing a great job at protecting historic resources

[with comment box]

6. Do you think Bismarck should do more to encourage historic preservation?

- Yes
- No

7. How concerned are you about the loss of historic places/structures?

Scale 1 to 10

1 not concerned | 10 very concerned

[with comment box]

8. If you attend school in Bismarck or are a parent of a student in a school, please indicate your level of satisfaction with local school's history curriculum about Bismarck.

Scale 1 to 10

1 not satisfied | 10 very satisfied

[with comment box]

9. Check all of the following entities you have heard of.

- State Historic Preservation Office
- Bismarck Historical Society
- Northern Plains National Heritage Area
- Preservation North Dakota
- North Dakota Archaeological Association
- National Trust for Historic Preservation
- Bismarck-Mandan Convention and Visitors Bureau
- Other [with comment boxes]

10. How well do you think Bismarck entities work together to promote historic preservation?

Scale 1 to 10

1 not well | 10 very well

11. What are some ways you think Bismarck may celebrate and promote the heritage of Bismarck?

Open Ended

12. Do you have concerns about the City of Bismarck being more proactive in historic preservation?

- Yes
- No

[with comment box]

13. What are some things you would support the City of Bismarck doing to protect Historic properties more?

Open Ended

14. List any additional feedback you think would be beneficial for the Historic Preservation Plan

Open Ended

15. Do you reside in within Bismarck City Limits?

- Yes
- No

16. Please select all that describe you

- Resident of Bismarck
- Elected/Appointed Official
- Historic Preservation Professional

17. Please indicate your age:

- Under 18
- 18 to 34 years old
- 35 to 54 years old
- 55 to 75 years old
- 75 years and older

18. Please indicate your gender:

- Male
- Female
- Prefer not to answer



Community Development Department

MEMORANDUM

Section 106 Review Participation – 1100 East Boulevard Avenue and 1100 Porter Avenue

TO: Chair Sakariassen and Historic Preservation Commission

FROM: Will Hutchings, Planner

DATE: February 14, 2020

The Historic Preservation Commission has elected to participate in Section 106 Reviews. The Historic Preservation Commission’s role is to review the proposed project and the opinion provided by the submitting entity and provide a recommendation to the State Historic Preservation Office (SHPO). Participation can also involve providing comments on the identification of historic properties, effects to historic properties, and ways to mitigate or avoid adverse effects to historic properties and districts.

The City of Bismarck has requested review for two proposed rehabilitation projects at two separate buildings located at 1100 East Boulevard Avenue and 1100 Porter Avenue. The City will be utilizing pass through federal funds (NSP and HOME) for the purchase and rehabilitation efforts to Community Works North Dakota and Lutheran Social Services Housing, LLC. Attached to this memo is a letter and maps provided to the SHPO. The proposed rehabilitation work for each building consists of replacing windows, doors, carpets, cabinets, countertops, and bathroom fixtures in buildings.

Applicable aspects of this review would be the replacement of windows and exterior features. Potential impacts to the building’s historic character created by replacement windows should evaluate whether the windows will be the same size, style, material, and shape. The architect for this project will be able to provide additional information detailing the replacement windows and exterior features prior to your meeting; however, at the time this memorandum was drafted, this information was not yet available.

Staff Recommended Action:

Review the submitted documentation for Section 106 review of the proposed rehabilitation projects located at 1100 East Boulevard Avenue and 1100 Porter Avenue and complete the attached declarations of your finding for the State Historic Preservation Office.

Attachments:

- Letter to NDSHPO dated February 13, 2020
- Declarations



Bismarck

RECEIVED

FEB 13 2020

State Historical Society
of North Dakota

February 10, 2020

ND State Historic Preservation Office
612 East Boulevard Avenue
Bismarck, ND 58505-0830

Re: ND SHPO Ref: 19-6208 & 19-6209, 1100 E Boulevard Ave & 1100 Porter Ave

Dear Sir and/or Madam:

The City of Bismarck will be receiving Neighborhood Stabilization Program (NSP) and **HOME funds** for the purchase of two separate buildings, one at 1100 E. Boulevard Avenue, and the other at 1100 E. Porter Avenue in Bismarck. CWND LSSH Housing, LLC will then do rehabilitation work to both and also add 20 new apartments to the building on Boulevard Avenue. Because federal funds are being used, consultation with your office is mandatory.

The rehab work will consist of replacing windows, doors, carpet, cabinets, countertops, and bathroom fixtures in the buildings and then add 20 new constructed apartments in the Boulevard Avenue building. The project has also gone through the rezoning process to be able to operate a commercial kitchen.

I have enclosed a map to show the location of each building. We feel there no adverse effects with regards to your office's concerns. If you should have any questions regarding this matter, please contact me at your earliest convenience.

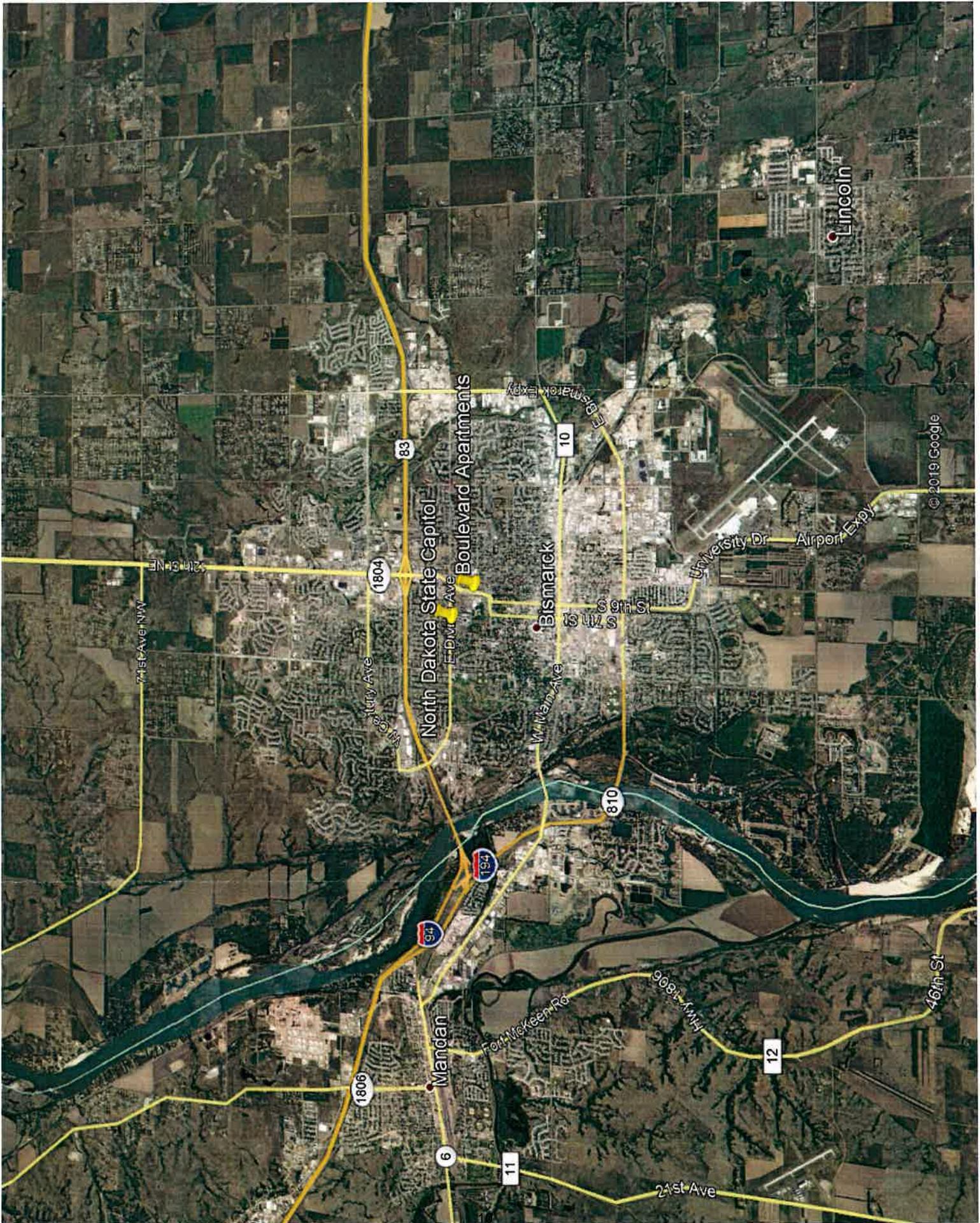
Thank you,



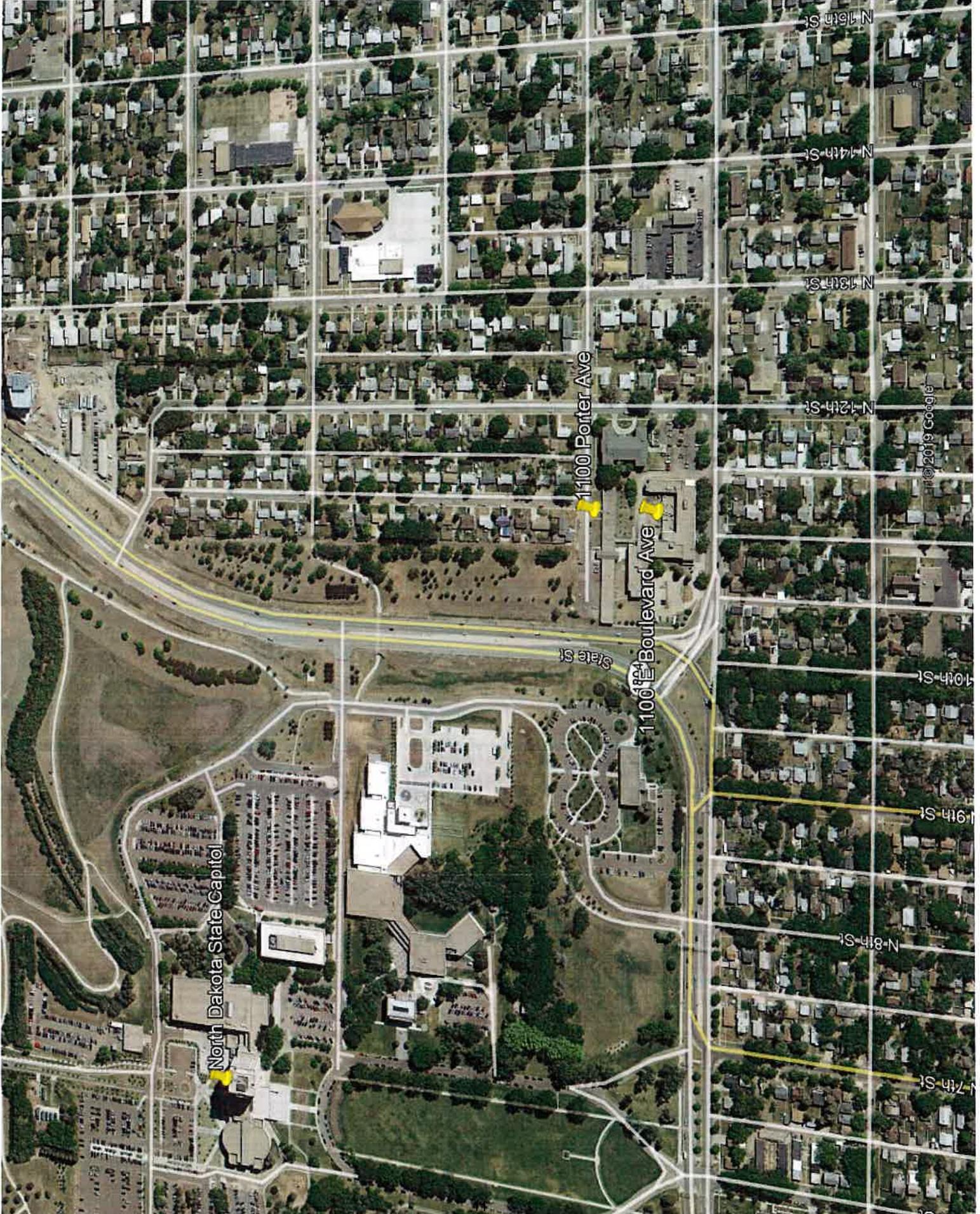
Jenna Corsiatto
Planner

Bismarck- Community Development Department
Phone: 701-355-1840 * FAX: 701-222-6450 * www.bismarcknd.gov
221 N. 5th Street * P.O. Box 5503, Bismarck, ND 58506-5503





© 2019 Google



North Dakota State Capitol

1100 Porter Ave

1100 E Boulevard Ave

N 15th St
N 14th St
N 13th St
N 12th St

© 2019 Google

N 10th St
N 9th St
N 8th St
N 7th St



Community Development Department

DECLARATION

The City of Bismarck - Historic Preservation Commission has been advised of the proposed rehabilitation work at **1100 East Boulevard Avenue** and hereby (AGREE) (DISAGREE) with the City of Bismarck’s determination that there are no adverse effects as noted in their letter to the State Historic Preservation Office dated February 10, 2020.

If the Bismarck Historic Preservation Commission did not agree, please see the following listed reasons:

Amy Sakariassen, Chair
Bismarck Historic Preservation Commission

Dated: _____





Community Development Department

DECLARATION

The City of Bismarck - Historic Preservation Commission has been advised of the proposed rehabilitation work at **1100 Porter Avenue** and hereby (AGREE) (DISAGREE) with the City of Bismarck's determination that there are no adverse effects as noted in their letter to the State Historic Preservation Office dated February 10, 2020.

If the Bismarck Historic Preservation Commission did not agree, please see the following listed reasons:

Amy Sakariassen, Chair
Bismarck Historic Preservation Commission

Dated: _____



**BISMARCK HISTORIC PRESERVATION COMMISSION
MEETING MINUTES
January 15, 2020**

The Bismarck Historic Preservation Commission met on January 15, 2020, at 3:30 p.m. in the Tom Baker Meeting Room in the City-County Office Building, 221 North 5th Street. Chair Sakariassen presided.

Commissioners present were Walt Bailey, Blake Dinkins, Steve Bakken, Calvin Grinnell, Tory Jackson, Beth Nodland and Amy Sakariassen.

Staff members present were Ben Ehreth – Community Development Director, Kim Lee – Planning Manager, Bruce Govig – Assistant City Attorney, Will Hutchings – Planner and Hilary Balzum – Community Development Administrative Assistant.

MINUTES

Chair Sakariassen called for consideration of the minutes of the December 18, 2019 meeting.

MOTION: A motion was made by Commissioner Bakken to approve the minutes of the December 18, 2019 meeting of the Historic Preservation Commission as presented. The motion was seconded by Commissioner Jackson and with Commissioners Bailey, Bakken, Dinkins, Grinnell, Jackson, Nodland and Sakariassen voting in favor of the motion, the motion was approved.

REVIEW AND POSSIBLE APPROVAL OF DRAFT HISTORIC PRESERVATION FUND GRANT

Mr. Hutchings explained that the State Historic Preservation Office (SHPO) is seeking applications for the Historic Preservation Fund Grant, but at this time the exact amount to be awarded is unknown. He said last a year a little over \$70,000 total was awarded and a minimum of 10% must be passed through to Certified Local Governments who apply for funding. He said based on the input received since the last meeting there is the potential to likely accomplish some projects without hiring a consultant. He said grant funded potential projects include National Registry nominations, administrative costs and training opportunities.

Mr. Hutchings said staff recommends approval of the attached Historic Preservation Fund application and forwarding to the Board of City Commissioners for final action.

Commissioner Nodland asked if there has been any response from the property owners of the suggested nominations regarding a designation.

Mr. Hutchings said there was some concern of property hinderance or the owner's ability to make changes to the property in the future, but all of the owners agreed to proceed with the designations when the time comes.

MOTION: A motion was made by Commissioner Grinnell to recommend approval of the Historic Preservation Fund application and forwarding to the Board of City Commissioners for final action, as presented and as recommended by staff. The motion was seconded by Commissioner Bakken and with Commissioners Bailey, Bakken, Dinkins, Grinnell, Jackson, Nodland and Sakariassen voting in favor of the motion, the motion was approved.

OTHER BUSINESS

PUBLIC INPUT/COMMENTS

There was no public input provided at this time.

INFORMATION SESSION FROM CITY ATTORNEY

Mr. Hutchings said Ms. Combs became unable to attend the meeting today so this item will be delayed to the February meeting. He said she is giving all of the City boards and commissions a refresher on basic board governance.

ELECTION OF CHAIR AND VICE-CHAIR FOR 2020

Chair Sakariassen indicated that it was time for election of officers for 2020.

Commissioner Nodland asked when her term is up. Mr. Hutchings said hers is one of the terms expiring sooner, coming up in April, but she could still be elected as an officer. At the time of her term expiration, if reappointment is not desired, the Historic Preservation Commission would appoint a new officer.

Commissioner Bakken made a motion to reelect Chair Sakariassen as Chair and Vice Chair Beth Nodland as Vice Chair. Commissioner Jackson seconded the motion and, with all other Commissioners voting in favor, Chair Sakariassen was reelected as Chair and Vice Chair Beth Nodland was reelected as Vice Chair.

OTHER BUSINESS

Chair Sakariassen asked for general updates from Mr. Hutchings at this time.

Mr. Hutchings said the Bismarck Parks and Recreation District had asked for support on a project at Chief Looking's Village and he received notification from the North Dakota Department of Transportation that their requested award was granted.

Mr. Hutchings added that there is a programmatic agreement being worked out regarding the Burlington-Northern Santa Fe rail bridge as far as the stipulations on keeping the existing bridge or demolishing it. He said the Historic Preservation Commission will possibly need to call a special meeting to hold a discussion on HPC recommended amendments in the draft agreement. Mr. Hutchings offered a few potential special meeting dates in order to submit the Historic Preservation Commission's requested amendments to Administration a week prior to the next City Commission meeting.

The consensus of those present was to hold a special meeting at 12:00 PM on Tuesday, January 21, 2020.

Mr. Hutchings said he will notice the meeting and prepare an agenda for that date and time, adding that what should or should not be included in the agreement will be discussed.

Chair Sakariassen said she is pleased to see the Commission's input being requested. She added that if the Commission does not comment at this time then their opinion will not count at all and it would be nice for the City as a whole to have some skin in the agreement and have a feeling of being involved. She then said you cannot get what you do not ask for.

Chair Sakariassen shared that she was going through some of her own research materials lately and found some good resources. She said it occurred to her that if each of the Commissioners bring a bibliography of their useful materials it might be nice to compile them all for future reference.

Commissioner Bakken asked if Mr. Hutchings could compile a file or document of all of the resources provided. Mr. Hutchings said he can absolutely do that and would index and format them, potentially even listing them on the website.

Commissioner Bakken said a public call for information could be issued to add to the catalog and house the list at the library as well.

Commissioner Bailey said this could also yield some family histories or diaries thereby opening a big door for information.

Commissioner Bakken said information could be attached to properties, adding what is known of the beginning of a property's history.

Commissioner Bailey said at this time the relationship between the Historic Preservation Commission and other City government elements seem to be a bit unknown. He said there was a story on the news recently about multi-family dwellings and he presumed that before a building is constructed there is a review process followed by building permits being issued. He wondered how this Commission can access that project information to ensure care is being taken. He said the building is proposed in a location of potential

historical significance and he wonders if that is known by the contractor or the building permits office.

Mr. Hutchings said that particular project is located in the Downtown Fringe zoning district, so it is subject to final approval by the Downtown Design Review Committee and Renaissance Zone Authority. He said demolition permits would be reviewed by the City Building Official and the site plan is reviewed by City staff in multiple departments to include access points, curbs and utilities. Building plans are also reviewed with permit issuance ultimately coming from the City Building Official. Mr. Hutchings added that any demolition request for a building in the downtown Historic District would come to the Historic Preservation Commission for review and one board can always ask for input from another. He said there is not a codified Historic Preservation Commission review process at this time, but they can discuss more involvement if desired. Mr. Hutchings asked which building in this project may have a historical significance.

Commissioner Bailey said the address of 112 Avenue A, which does need some work. He is unsure of the integrity of the building, which is potentially the former home of Bill Langer.

Commissioner Jackson said he can assume that would have been indicated at some point and it has not been confirmed. He said he has an interest in the project and the current owner has stated their willingness to provide any information requested. He then asked if a memo could be distributed to various City departments letting them know the Historic Preservation Commission is willing to provide input as requested. Mr. Hutchings said that can certainly be done.

Commissioner Bailey said he did check with SHPO to check out building information and there was none to be found with any particular descriptions. He said he does run into that problem often.

Commissioner Nodland said the best potential to share information would be at the time the demolition permit is requested and asked what happens prior to the issuance of a demolition permit. Mr. Hutchings replied only those in the downtown zoning districts have demolition permit review by the Downtown Design Review Committee and there is not another board that reviews items beyond those districts. He said there currently is not an ordinance requiring the review of all demolitions.

Commissioner Nodland indicated there could be historic structures beyond the downtown zoning districts.

Mr. Hutchings added all demolitions do require a permit; however, only those in the downtown area have a board review requirement.

Commissioner Nodland said she would like still to reach out to who issues those permits.

Mr. Ehreth said the Community Development Department – Building Inspections Division issues those permits and he would be happy to reach out.

Commissioner Nodland said review would be desired on anything 50 years old or older.

There was no other business to discuss at this time.

ADJOURNMENT

There being no further business, Chair Sakariassen declared the meeting of the Bismarck Historic Preservation Commission adjourned at 4:12 p.m. to meet again on February 19, 2020.

Respectfully Submitted,

Hilary Balzum
Recording Secretary

APPROVED:

Amy Sakariassen, Chair

**BISMARCK HISTORIC PRESERVATION COMMISSION
SPECIAL MEETING MINUTES
January 21, 2020**

The Bismarck Historic Preservation Commission met for a special meeting on January 21, 2020, at 12:00 p.m. in the Tom Baker Meeting Room in the City-County Office Building, 221 North 5th Street. Chair Sakariassen presided.

Commissioners present were Walt Bailey, Blake Dinkins, Steve Bakken, Calvin Grinnell, Tory Jackson and Amy Sakariassen.

Commissioner Nodland was absent.

Staff members present were Ben Ehreth – Community Development Director, Janelle Combs – City Attorney, Will Hutchings – Planner and Hilary Balzum – Community Development Administrative Assistant.

REVIEW AND COMMENT ON DARFT US COAST GUARD PROGRAMMATIC AGREEMENT FOR BNSF BRIDGE

Chair Sakariassen said the Historic Preservation Commission has been asked to discuss a programmatic agreement document under Section 106 review regarding the BNSF rail bridge; the City of Bismarck is a commenting party. She said the comments provided will help the City Commission with a formal response and as this is a serious issue, the remarks should be concise and to the point. She added that programmatic agreements are built through cooperative work to build a framework and they are legally binding. She said the City is to represent the interest of the community to reduce loss, and losing this bridge would be a loss to the City. She said private ownership questions will come up, so be aware that although BNSF is a private company, they must still follow laws and obtain federal permits as required. She asked the Commission to make comments on the draft agreement provided and find a consensus to synthesize the comments and make a formal recommendation.

Mr. Hutchings said the comments are due tomorrow to be considered at the City Commission meeting on January 28, 2020.

Chair Sakariassen said the agreement in priority C2 relating to preservation on page 3, section 3, speaks to assistance and the State Historic Preservation Office and she would like to change that to the State Historic Preservation Office, Historic Preservation Commission and the City. She said on page 4 in section 4 regarding mitigation examples should indicate funding should be made available or for historic survey to offset loss. She said it should also include funding to be established for trail enhancements, signage and needs of the Historic Preservation Commission. She said if the bridge is not preserved she would like to see grant money be used in public spaces. She said page 5 should say this is an opportunity for a Level 1 Historic American Engineering Record

(HAER) document as a stipulation. She added that page 6, section C, should include the City and the Historic Preservation Commission having an opportunity in that clause to review any discoveries made during the process.

Commissioner Dinkins asked if preservation of the granite might be in individual pieces or parts of the existing piers.

Chair Sakariassen said if it is taken, she is unsure of the deconstruction process so it would likely be in small pieces and with its weight and transportability could become burdensome. She said she would like the asks to be reasonable.

Commissioner Bakken said he would like to know the BNSF's mission with the bridge because there ultimately are three issues here to include engineering, operations and what to preserve as far as the view shed or the bridge itself and if it is feasible to relocate sections of the bridge throughout the community. He said it has been indicated there would be great cost with that last option and he is confident a good portion of the granite stones could be preserved and utilized in cornerstones, public spaces and other development.

Commissioner Bailey said on page 2, relating to the participants of the agreement, shows Native Americans represented but there is not a representative listed for the Indian Affairs Commission. He said if this was an oversight it might be good to include them. He said there is controversy over keeping or demolishing the bridge and, according to the agreement, the construction of a new bridge and the demolition of the old bridge would be based on feasible and reasonable conditions, but those are not detailed. He said if it is only to be equal to the lowest cost, that is not a sufficient reason. He said he is also aware of one participating entity from the Bismarck area who would like to see a provision providing funding for research to support the design and construction of a museum exhibit to interpret the history of the bridge and its affects on Burleigh County and Morton County. He said those are his recommendations, in addition to his thorough review and editing for grammar and misspellings.

Chair Sakariassen said the Indian Affairs Commission should be contacted and included. Commissioner Bailey said yes, adding that their absence is noteworthy and Native Americans having been affected will continue to be whichever way the decisions go.

Chair Sakariassen said the agreement will get stronger with each draft and said it is an evolving document until it is signed.

Commissioner Bailey said a lot of discussions are happening in depth already, with more to come.

Mr. Hutchings clarified that the stipulation of a museum would depend on whether the bridge is kept or removed. Commissioner Bailey said that is correct.

Mr. Ehreth asked if research has been conducted yet to identify a funding source for that exhibit. Commissioner Bailey said it would come from the State Historical Society.

Commissioner Jackson said on page 3, in the heading and stipulations, there would normally be more precise language such as conditions to the permit or any other ultimate action taken by the United States Coast Guard (USCG). He said on page 4, section 4, relating to the stipulations and conditions of the permit issued, would be an important section to define mitigation to include funding for research and other nomination projects. He said they should define funding for a qualified historian to write the history of the bridge, such as the impacts it had and also establish a design review committee to include a member or members of the Historic Preservation Commission. Commissioner Jackson added this could also be an opportunity for public art focusing on the bridge or to obtain a laser scan which would offer a 3-D model for future projects.

Mr. Hutchings asked if those mitigations should apply only if the bridge is removed. Commissioner Jackson said either way that history should be required with a 3-D scan to be conducted in the event it is demolished, and include varying amounts of funding for surveys in both of those sections depending on what the agreement is.

Mr. Hutchings asked in which situations to apply the design review committee request and the public art option. Mr. Jackson said if a new bridge is to be constructed a design review committee is desirable, and if the bridge is kept and a new bridge is constructed the public art option should also apply.

Commissioner Bailey said to add a stipulation of the particular effort to record the demolition of the bridge if that takes place.

Commissioner Grinnell said the bridge opened up an entire area of western North Dakota. He said the Mandan, Hidatsa and Arikara tribes were awarded 12 million acres and he has gathered fairly negative feelings in regard to the demolition of the bridge. He said as a tribal member, he feels the bridge could serve well as a walking path or something else of value that is positive. He said panels could be designed to demonstrate the loss from the Fort Laramie Treaty.

Mr. Ehreth said it could be proposed that if the bridge is removed, then an interpretive trail could be installed to help mitigate that loss.

Chair Sakariassen said if the bridge stays, then it might be timely to keep it in conscious view, and this is being thought of differently now than before regardless of whether the existing bridge stays or not.

Commissioner Grinnell agreed with that sentiment and said the tribes being referenced in the programmatic agreement are sufficient.

Mr. Ehreth said they need to identify actions and the responsible party so that those requesting funding would be from BNSF.

Chair Sakariassen said that is correct.

Commissioner Dinkins asked as it relates to the Level 1 HAER document if that would cover or piggyback on the laser scan. He asked if that section can be changed to allow photos in color rather than just in black and white and if an aerial fly over could be conducted to capture the site. He said the technology offered in the draft agreement seems outdated and also added that Berk should be corrected to Berk (Claudia).

Commissioner Bailey said he can assume there will be additional opportunities to review the agreement as it changes.

Chair Sakariassen said that ultimately is up to the City Commission.

Mr. Ehreth said staff will continue to update the Historic Preservation Commission as the USCG takes the City's comments. He said he does not hear any conflicts in the suggestions that have been made and said they will include the staff recommendations with those from the Historic Preservation Commission to be heard all at once.

Mr. Hutchings said if there are not any objections then a motion can be made to move all of these comments forward.

MOTION: A motion was made by Commissioner Bakken for staff to synthesize the comments made for forwarding to and consideration by the Board of City Commissioners. The motion was seconded by Commissioner Jackson and with Commissioners Bailey, Bakken, Dinkins, Grinnell, Jackson, Nodland and Sakariassen voting in favor of the motion, the motion was approved.

ADJOURNMENT

There being no further business, Chair Sakariassen declared the special meeting of the Bismarck Historic Preservation Commission adjourned at 12:47 p.m. to meet again on February 19, 2020.

Respectfully Submitted,

Hilary Balzum
Recording Secretary

APPROVED:

Amy Sakariassen, Chair