

- d. Submit to the City of Bismarck the SM-06 and SM-07 forms listed in this section above as required by the City of Bismarck Stormwater Design Standards Manual (SWDSM) and the Letter of Conditional approval of the post-construction Stormwater Management Plan (PCSMP) issued by the City of Bismarck.

2. VFW/Tom O’Leary Golf Course

- a. Provide field survey of the detention pond and storm sewer construction following completion of construction.
- b. Prepare and provide Record Drawings of detention pond top and bottom and storm sewer or culverts using redline plans provided by Constructor and field survey of the constructed stormwater improvements.
- c. Prepare City of Bismarck basis of design form (SM-06), and post-construction certification report (SM-07).
- d. Submit to the City of Bismarck the SM-06 and SM-07 forms listed in this section above as required by the City of Bismarck Stormwater Design Standards Manual (SWDSM) and the Letter of Conditional approval of the post-construction Stormwater Management Plan (PCSMP) issued by the City of Bismarck.

- B. The Post-Construction Phase will be considered complete upon delivery of the final PCSMP submittal documents to the City of Bismarck.

PART 2 – ADDITIONAL SERVICES

A2.01 *Additional Services Requiring Owner’s Authorization*

- A. If requested or authorized by Owner, Engineer shall furnish or obtain from others Additional Services of the types listed below. Engineer shall proceed with such Additional Services with the understanding that the Engineer will be paid hourly for such services at the Engineer’s standard hourly rates unless an agreement has been reached between the parties for other methods of payment. Engineer shall cease performing or furnishing such Additional Services upon receipt of written notice from Owner.
 - 1. Services in addition to those defined under Basic Services including but not limited to: study and report phase services, marketing exhibits or graphical renderings, environmental studies, cultural/archeological studies, traffic impact analysis, permitting, permit application materials, requests for zoning change or any deviation or variance from local standards or zoning regulations, or any entitlements services such as lot modifications, platting, easements, etc.
 - 2. Design services in addition to those defined under Basic Services including but not limited to: buildings, watermain or water services, sanitary sewer or services, structural design including but not limited to foundations and retaining walls, mechanical engineering services or pumping systems, geotechnical engineering or services to aid in the completion of their recommendations, or design of offsite improvements.
 - 3. Preparation for, and attendance at, a public presentation, meeting or hearing other than specified under Basic Services.

4. Preparation or revision of construction documents or design changes after the final design phase or during construction.
5. Preparation of applications and supporting documents (in addition to those furnished under Basic Services) for private or governmental grants, loans, or advances in connection with the Project; preparation or review of environmental assessments and impact statements; review and evaluation of the effects on the design requirements for the Project of any such statements and documents prepared by others; and assistance in obtaining approvals of authorities having jurisdiction over the anticipated environmental impact of the Project.
6. Services to make measured drawings of existing conditions or facilities, to conduct tests or investigations of existing conditions or facilities, or to verify the accuracy of drawings or other information furnished by Owner or others.
7. Services resulting from significant changes in the scope, extent, or character of the portions of the Project designed or specified by Engineer, or the Project's design requirements, including, but not limited to, changes in size, complexity, character of construction, method of financing, or Owner's schedule or coordination causing unreasonable delay in the orderly and sequential progress of the Engineer's services; and revising previously accepted studies, reports, Drawings, Specifications, or Contract Documents when such revisions are required by changes in Laws and Regulations enacted subsequent to the Effective Date or are due to any other causes beyond Engineer's control.
8. Redesign or rebidding services requested to meet the Owner's construction budget after approval of the Final Design phase of the Project.
9. Services resulting from Owner's or Constructor's request to modify previously approved deliverables or to evaluate additional alternative solutions beyond those agreed to under Basic Services.
10. Services required as a result of Owner's providing incomplete or incorrect Project information to Engineer.
11. Services resulting from conflicting direction from the Owner or from multiple representatives of the Owner.
12. Services provided beyond the dates specified in the Engineer's original schedule.
13. Services required to provide copies of drawings, reports, specifications and other necessary information to the Owner and other consultants in a format other than PDF or paper copy.
14. Providing renderings, models or electronic grading files for Owner's or Constructor's use, including services in support of building information modeling or civil integrated management, other than specified under Basic Services.
15. Undertaking investigations and studies including, but not limited to, detailed consideration of operations, maintenance, and overhead expenses; the preparation of financial feasibility studies (such as those that include projections of output capacity, utility project rates, project market demand, or project revenues) and cash flow analyses, rate schedules, and appraisals; assistance in obtaining financing for the Project; evaluating processes available for licensing, and assisting Owner in obtaining process licensing; detailed quantity surveys of materials, equipment, and labor; and audits or inventories required in connection with construction performed or furnished by Owner.
16. Furnishing services of Consultants for other than provided under Basic Services.

17. Providing data or services that were to be provided by the Owner or Constructor.
18. Services attributable to more prime construction Constructors than specified under Basic Services.
19. Services to arrange for performance of construction services for Owner by Constructors other than the principal prime Constructor and administering Owner's contract for such services.
20. Preparing for, coordinating with, participating in and responding to structured independent review processes, including, but not limited to, construction management, cost estimating, project peer review, value engineering, and constructability review requested by Owner or Constructor; and performing or furnishing services required to revise studies, reports, Drawings, Specifications, or other Bidding Documents as a result of such review processes.
21. Preparing additional bidding-related documents (or requests for proposals or other construction procurement documents) or Construction Contract Documents for alternate bids or cost estimates requested by Owner or Constructor for the Work or a portion thereof other than provided under Basic Services.
22. Assistance in connection with Bid protests, rebidding, or renegotiating contracts for construction, materials, equipment, or services or making revisions to drawings for "or equal" items or bid negotiations.
23. Preparing conformed Construction Contract Documents that incorporate and integrate the content of Addenda and any amendments negotiated by Owner and Constructor.
24. Providing Construction Phase services beyond the original date for completion and readiness for final payment of Constructor.
25. Modifying final approved design or digital files as may be required for Owner's or Constructor's use during construction.
26. Preparing Record Drawings showing appropriate record information based on Project annotated record documents received from Constructor and furnishing such Record Drawings to Owner other than provided under Basic Services.
27. Supplementing Record Drawings with information regarding the completed Project, Site, and immediately adjacent areas obtained from field observations, Owner, utility companies, and other reliable sources.
28. Conducting surveys, investigations, and field measurements to verify the accuracy of Record Drawing content obtained from Constructor, Owner, utility companies, and other sources; or revising and supplementing Record Drawings.
29. Preparation of operation, maintenance, or staffing manuals.
30. Protracted or extensive assistance in refining and adjusting of Project equipment and systems (such as initial startup, testing, and balancing).
31. Assistance to Owner in training Owner's staff to operate and maintain Project equipment and systems.
32. Assistance to Owner in developing systems and procedures for (a) control of the operation and maintenance of Project equipment and systems, and (b) related recordkeeping.

33. Preparing to serve or serving as a consultant or witness for Owner or Constructor in any litigation, arbitration, claim, dispute resolution, or other legal or administrative proceeding involving the Project.
34. Providing any type of property surveys or related engineering services needed for the transfer of interests in real property; and providing other special field surveys (except as agreed to under Basic Services).
35. Providing more extensive services required to enable Engineer to issue notices or certifications requested by Owner or Constructor.
36. Extensive services required during any correction period, or with respect to monitoring Constructor's compliance with warranties and guarantees called for in the Construction Contract (except as agreed to under Basic Services).
37. Other services performed or furnished by Engineer not otherwise provided for in this Agreement.

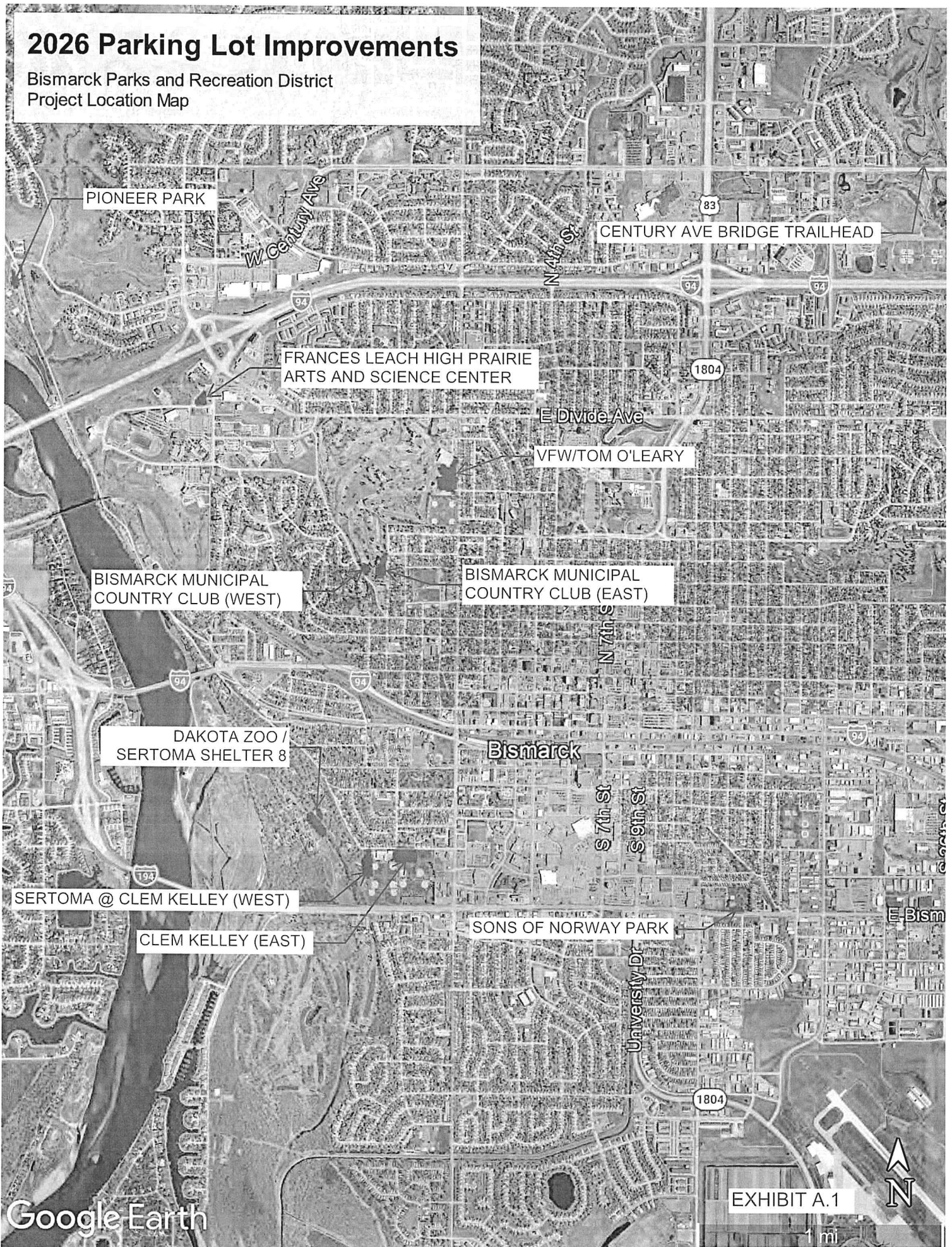
A2.02 Additional Services Not Requiring Owner's Authorization

- A. Engineer shall advise Owner that the Engineer is performing or furnishing the Additional Services of the types listed below. For such Additional Services, Engineer need not request or obtain specific advance authorization from Owner. Engineer shall proceed with such Additional Services with the understanding that the Engineer will be paid hourly for such services at the Engineer's standard hourly rates unless an agreement has been reached between the parties for other methods of payment. Engineer shall cease performing or furnishing such Additional Services upon receipt of written notice from Owner.
 1. Attending meetings requested by Owner or Constructor in addition to those specified as Basic Services.
 2. Services in connection with work change directives and change orders to reflect changes requested by Owner or Constructor.
 3. Services in making revisions to Drawings and Specifications occasioned by the acceptance of substitute materials or equipment other than "or-equal" items; services after beginning the Bidding Phase of the Construction Documents in evaluating and determining the acceptability of a proposed "or equal" or substitution which is found to be inappropriate for the Project; evaluation and determination of an excessive number of proposed "or equals" or substitutions, whether proposed before or after award of the Construction Contract.
 4. Services resulting from significant delays, changes, or price increases occurring as a direct or indirect result of materials, equipment, or energy shortages.
 5. Additional or extended services arising from (a) the presence at the Site of any Constituent of Concern or items of historical or cultural significance, (b) emergencies or acts of God endangering the Work, (c) damage to the Work by fire or other causes during construction, (d) a significant amount of defective, neglected, or delayed Work, (e) acceleration of the progress schedule involving services beyond normal working hours, or (f) default by Constructor.
 6. Services (other than Basic Services during the Post-Construction Phase) in connection with any partial utilization of any part of the Work by Owner prior to Substantial Completion.

7. Evaluating unreasonable or frivolous requests for interpretation or information (RFIs), Change Proposals, or other demands from Constructor or others in connection with the Work, or an excessive number of RFIs, Change Proposals, or demands.
8. Services during the Construction Phase rendered after the original date for completion of the Work referred to in this Agreement.
9. Reviewing a Shop Drawing more than two (2) times, as a result of repeated inadequate submissions by Constructor.
10. While at the Site, compliance by Engineer and its staff with those terms of Owner's or Constructor's safety program provided to Engineer subsequent to the Effective Date that exceed those normally required of engineering personnel by federal, state, or local safety authorities for similar construction sites.

2026 Parking Lot Improvements

Bismarck Parks and Recreation District
Project Location Map



DRAFT

MINUTES OF THE BOARD OF PARK COMMISSIONERS

March 19, 2026

The Board of Park Commissioners held their regular meeting on March 19, 2026 in the Tom Baker meeting room of the City/County Building. President Zimmerman called the meeting to order at 5:15 pm. The pledge of allegiance was said. Commissioners Gilbertson, Herzog, Jeske and Redmann were present.

Commissioner Jeske moved to approve the agenda as presented. Commissioner Gilbertson seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Ryan Lagasse, President of the Capital Curling Club, provided an update on the USA Curling Junior Nationals that will be held in Bismarck at Wachter Arena March 30 – April 4.

Commissioner Jekse moved to accept the low bid of \$374,980 from Twin City Roofing for the World War Memorial Building reroofing project. Commissioner Redmann seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Gilbertson moved to accept the low bid and alternate A from Strata Corporation for a total of \$591,675.30 for the General Sibley roadway improvements project. Commissioner Redmann seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

City Engineer Gabe Schell reviewed the Tyler Coulee Regional Stormwater Project with the Board. Commissioner Herzog moved to approve the access easement for the Eagle Crest lift station area and the stormwater easement for the Clairmont Family Conservation Park and Pioneer Park area as requested for this project. Commissioner Gilbertson seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Redmann moved approval for a 6' sidewalk project along the east side of Clairmont Drive to be included in a planned street improvement with the city of Bismarck and for this sidewalk to be assessed to the Park District. Commissioner Jeske seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Herzog moved approval for the Park District to partner with the city of Bismarck on a feasibility study for a community recreation center with a not to exceed price of \$75,000 from the Park District toward the study. Commissioner Redmann seconded the motion, and

the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Redmann moved approval for the Park District to proceed with selling approximately two acres of undeveloped land in the northeast quadrant of the intersection of Boston Drive and Burleigh Avenue to the city of Bismarck for development of fire station 6. Commissioner Herzog seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Redmann moved to approve one time funding of \$3,000 for Bismarck's 4th of July celebration in 2026 as proposed and requested by the Funatix. Commissioner Jeske seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Jeske moved to accept a statue dedicated to Mahatma Gandhi to be placed at Peace Park as a gift from the government of India. Commissioner Redmann seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Finance Director Kathy Feist reviewed the proposed 2027 budget development schedule.

- March 18 – Budget packets distributed to managers and directors requesting detailed budget requests with information from managers due to directors on April 8. Directors review requests and submit budget information to the finance director by April 29.
- May 4-22 – Budget meetings with the directors and assigned staff.
- June 18 – The proposed 2027 work plan and budget binders distributed to the Park Board commissioners.
- June 22-July 2 – Budget meetings with commissioners, directors, and executive director
- July 16 – Introduction of 2027 preliminary budget.
- August 10 – Preliminary budget provided to Burleigh County Auditor
- September 17 – Public hearing on 2027 budget, adopt final budget, and determine annual tax levy.
- October 10 – Levy certification and final budget to County Auditor

Commissioner Gilbertson moved to approve the following consent agenda items:

- Consideration of February 19 and February 23, 2026 Board meeting minutes
- Request approval to submit Recreation Trail Program grant application
- Satchel Paige statue request to call for bids
- Request to dispose of obsolete equipment

Commissioner Redmann seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Gilbertson moved to approve bills for payment with checks 408405 to 408410, and 220683 to 221067 along with bank drafts DFT001696 to DFT001707, EFTs 3784 to 3830 and direct deposits 97060 to 97998. Commissioner Jeske seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

Commissioner Redmann moved approval for the Board to go into executive session to discuss the executive director applications. The Park Board has the authority to go into executive session for this purpose pursuant to NDCC 44-04-18.27. Commissioner Jeske seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

The executive session began at 7:12 pm. Present at the executive session were Commissioners Gilbertson, Herzog, Jeske, Redmann, President Zimmerman, Legal Counsel John Ward, Executive Director Kevin Klipfel, and Administrative Services Manager Julie Fornshell. The Park District has the authority to go into executive session for the purposes of discussing the executive director applications that are considered confidential at this time. The Park Board has the authority to go into executive session for this purpose pursuant to NDCC 44-04-18.27.

Commissioner Redmann moved to adjourn the executive session at 7:48 pm. Commissioner Jeske seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

The regular Park Board meeting was reconvened at 7:48 pm and the doors to the meeting were opened to the public. Commissioner Jeske moved the following applicants as finalists for the executive director position: Joshua Clevenger, Ryan Geerdes, David Leker, and Mike Sullivan. Commissioner Gilbertson seconded the motion, and the voting went as follows: Ayes: Commissioners Gilbertson, Herzog, Jeske, Redmann, and President Zimmerman. The nays being none, the motion carried.

The next regular Board meeting will be held April 16, 2026 at 5:15 pm in the Tom Baker Meeting Room. The meeting was adjourned at 7:51 pm.

To: Commissioners Gilbertson, Herzog, Jeske, Redmann and President Zimmerman
Kevin Klipfel, Executive Director

From: David Mayer, Operations Director *DM*

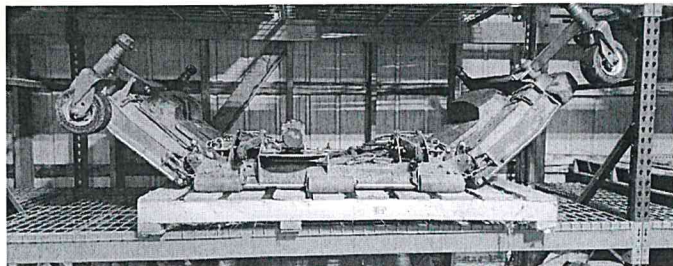
Date: April 6, 2026

Re: Request to Dispose of Surplus Equipment

Below is the current list of equipment we are requesting authorization to dispose of. If approved, we plan to make the items available on the City of Bismarck auction scheduled in May.

Please consider the following:

1. Toro Groundmaster 360 Moro
 - a. Model 31200
 - b. Asset# 2817
 - c. Serial number 400612788
 - d. Associated parts that would also be disposed of include cab, mower deck and broom.
 - e. This mower has mechanical issues causing it to lurch forward when in park and is an unrepairable safety issue.



A nationally accredited park and recreation agency.