

**MEETING AGENDA
May 19, 2025**

Tom Baker Meeting Room

**City/County Building,
Bismarck**

10:00 AM

The City of Bismarck and TAC members allow citizens to provide their comments for public hearing items on the Bismarck-Mandan Metropolitan Planning Organization TAC agenda via email to mpo@bismarcknd.gov. Please include which item number your comment references. It will be sent to the members, as well as placed with the minutes. To ensure your comments are received prior to the meeting, please submit them by 5:00 pm 1 business day prior to the meeting. If you would like to participate via video or audio link for a 3-5 minute comment on a regular agenda public hearing item, please provide your name, agenda item and e-mail address to the above e-mail at least 3 days before the meeting.

Many of the 14 (fourteen) TAC members will attend this meeting in-person but have the option to request a ZOOM invite for remote participation. Individuals wishing to participate via ZOOM should email contact information to mpo@bismarcknd.gov at least 3 days in advance of the meeting to receive a meeting invite tailored uniquely to them.

As always, live meeting coverage is available on Government Access Channels 2 & 602HD or streaming live and archived online at FreeTv.org. Agenda items can be found online at MPO Technical Advisory Committee.

AGENDA

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The next scheduled TAC meeting is on 6/16/2025. Please call 701-355-1844 with questions. Any individual requiring special accommodations to allow access or participation at the meeting is asked to notify ADA Coordinator, Bismarck-Mandan MPO, PO Box 5503, Bismarck, ND 58506-5503 or complete and submit the Request for Reasonable Accommodations form at <https://www.bismarcknd.gov/DocumentCenter/View/44505/Request-for-Reasonable-Accommodations-or-LEP-Language-Assistance-Form--Instructions> at least five (5) days prior to the meeting.

PROJECTS UPDATE

<u>Project</u>	<u>% Complete</u>	<u>Contracted Completion Date</u>
Safety Policy Study (MPO-wide)	27	12/31/2025
2025 ITS RA Update (MPO-wide)	40	12/31/2025
2025 Monitoring Report Update (MPO-wide report)	7	12/31/2025

Common MPO Acronyms

ATAC: Advanced Traffic Analysis Center	NDDOT: North Dakota Department of Transportation
CPG: Consolidated Planning Grant	TAZ: Traffic Analysis Zone
FHWA: Federal Highway Administration	TDMSE: Travel Demand Model & Socioeconomic Data
FTA: Federal Transit Administration	TIP: Transportation Improvement Plan
MTP: Metropolitan Transportation Plan	UPWP: Unified Planning Work Program

A full list of common MPO acronyms may be accessed online
<https://www.bismarcknd.gov/DocumentCenter/View/37890/MPO-acronyms>

**BISMARCK-MANDAN METROPOLITAN PLANNING ORGANIZATION
TECHNICAL ADVISORY COMMITTEE
APRIL 14, 2025**

The Bismarck-Mandan Metropolitan Planning Organization (MPO) Technical Advisory Committee (TAC) met April 14, 2025, at 10:00 a.m. in the Tom Baker Meeting Room, City/County Building, 221 N 5th St, Bismarck, ND. Kim Riepl presided.

Members present or participating via Zoom were Ben Ehreth, Deidre Hughes, Gabe Schell, John Saiki, Andrew Stromme, Jarek Wigness, Mitch Flanagan, Dean Schloss, Will Hutchings, and Kim Riepl. Members absent were Dan Schriock, Greg Feser, and Natalie Pierce. The Freight Industry Representative membership is vacant.

Others present or participating via Zoom were Stephen Larson and Paulette Jacobsen, Bismarck-Mandan MPO; Joe Callaway, FHWA; John Forman, Ulteig; Susan Dingle, Citizen; Logan Beise, District NDDOT; and Luke Champa, SRF.

MINUTES

Chair Riepl called for consideration of the minutes from March 17, 2025.

MOTION: Ms. Hughes made a motion to approve the minutes as presented. Mr. Wigness seconded the motion and with Ben Ehreth, Deidre Hughes, Gabe Schell, John Saiki, Andrew Stromme, Jarek Wigness, Mitch Flanagan, Dean Schloss, Will Hutchings, and Chair Riepl voting in favor, the minutes were approved.

ARRIVE 2050 METROPOLITAN TRANSPORTATION PLAN (MTP) AMENDMENT

Ms. Riepl presented on Exhibit A, an amendment to the Arrive 2050 MTP. The Arrive 2050 MTP was adopted in December of 2024. The purpose of the amendment is to provide revised information for the Urban Regional Road Program (through changes to text and tables) and address numerous miscellaneous changes for accuracy and clarity throughout the document. Text and tables regarding Planning Emphasis Areas were removed, as they were rescinded via a Presidential Executive Order. The MPO advertised the amendment for a 15-day public comment period, and no comments were received. The MPO also notified TAC and its state and federal oversight of the amendment. Oversight provided comment to indicate their concerns about the MTP have been addressed through this amendment.

Public Hearing: Chair Riepl opened the hearing for comments on the proposed amendment. Hearing and seeing no comments, Chair Riepl closed the hearing.

Mr. Schell asked how the approved amendment will be shown on the MPO's website. Ms. Riepl indicated the MTP document will be updated and a clean copy provided online. The amendment form will also be updated after approval to indicate its approved status, and to provide record of the changes made. Mr. Hutchings thanked Ms. Riepl for the MPO's efforts to make the necessary changes to the document per North Dakota Department of Transportation's (NDDOT's) requests.

MOTION: Mr. Stromme made a motion to approve the Arrive 2050 MTP Amendment as presented. Mr. Schell seconded the motion and with Ben Ehreth, Deidre Hughes, Gabe Schell, John Saiki, Andrew Stromme, Jarek Wigness, Mitch Flanagan, Dean Schloss, Will Hutchings, and Chair Riepl voting in favor, the motion was approved.

2025 SAFETY POLICY STUDY

Mr. Champa presented an update for SRF. They held their second Steering Committee meeting and received a lot of good feedback. They took notes for their Literature and Policy Review concerning Access Management and Site Triangle policies, which they will update for the local jurisdictions as applicable. The Literature and Policy Review is intended to provide guidance and a framework for the study going forward. One example of this from national and state literature is the Vision Zero initiative. The Steering Committee had good discussion about this, and a Vision Zero statement will be included in the study. SRF is continuing with their data review and safety analysis. They have a working memo for this effort to document how they are using specific data to support this project.

They will be sending out a lot of material before the next Steering Committee meeting in June, including a crash trend summary, draft leadership and goal setting language, and a high injury network analysis. They are working on their methodology for a systemic safety analysis, especially for the evaluation of more rural areas. There are fewer severe crashes in rural areas, so this needs to be accounted for in the safety analysis. The safety countermeasure toolkit will be discussed in June also.

SRF's subconsultant, Emergent Strategies Group, is scheduling focus group meetings, targeting May 1. There are also two Pop-Up events for the study called Community Conversations which will be held at the Earth Day Festival in Bismarck on April 29, and the Touch-A-Truck event in Mandan on May 17. The idea is to engage people about transportation safety and get feedback on specific areas where they have safety concerns.

Mr. Hutchings said he believes Bismarck and Mandan are both working on updating their zoning ordinances and he asked if there has been any discussion about these changes by the Safety Policy Study team. Mr. Champa said there have not been any discussions yet but there may be some in future, especially as it relates to Access Management and Site Triangle policies. He indicated he will reach out to Bismarck and Mandan about their updates to make sure anything relevant is incorporated into the study moving forward. Study recommendations relating to zoning could include avoiding cul-de-sacs and increasing directness of travel. Ms. Riepl indicated Daniel Nairn is leading the Bismarck zoning update and Andrew Stromme is leading the Mandan update.

2025 ITS RA

Ms. Riepl provided an update on the Intelligent Transportation Systems (ITS) Regional Architecture (RA) project, which the MPO is performing together with the Advanced Traffic Analysis Center (ATAC). The update began in February and a series of small group stakeholder meetings were held in March. Some of the feedback from these meetings is still being processed and additional feedback is being sought from stakeholders who could not attend the March meetings (including the City of Lincoln Police and Public Works Departments). There is a meeting on April 17 with representatives from Engineering, IT, and Public Works departments to identify IT issues related to both the traffic and the maintenance service areas. Cybersecurity measures can create access barriers, so the MPO wants to stay ahead of these issues. By May,

the MPO anticipates being able to share insights gathered from the different use centers (Emergency, Traffic, Maintenance, Transit, and IT).

2025 MONITORING REPORT UPDATE

Mr. Larson presented. The MPO finalized its contract with HDR, the selected consultant for this project, on March 21. A kickoff meeting was held on March 31, and Mr. Larson will be meeting with the consultant regularly going forward. The project team will be reviewing the MPO's existing Monitoring Report documents for data and content and will hold a stakeholder workshop sometime in May with jurisdictional planners and engineers to better understand their data and performance measure needs. The contracted completion date for the project is December 31. Mr. Larson indicated regular updates will be provided to the boards as the project proceeds, although these updates may not occur every month.

2024 CONSOLIDATED PLANNING GRANT (CPG) REDISTRIBUTION UPDATE

Ms. Riepl presented. This was discussed briefly last month. At the MPO Directors Meeting in February NDDOT rolled out a process for redistributing unspent CPG funds. Each year NDDOT will provide the cumulative total of unspent CPG funds from the previous year for the North Dakota MPOs, and the MPO directors will have two weeks to recommend how those funds should be redistributed in the following fiscal year. The MPOs were able to recommend a redistribution for unspent 2024 CPG funds to NDDOT on March 6. NDDOT has received the request and is working on finalizing CPG estimates for FY 2026. They have until April 15 to provide this information, so Ms. Riepl hopes to have an estimate for Policy Board.

The MPO has begun work on its budget and Unified Planning Work Program (UPWP) for 2026 and 2027 and will meet with its jurisdictions on the afternoon of April 14 to begin discussions about their priorities for transportation studies in the next few years. The 2025 CPG (the 80% federal portion of the MPO's budget) was \$684,174. The MPO typically projects a 2% increase on this amount for the following year. If this is added to the 2024 CPG redistribution the MPO anticipates, the 2026 CPG for Bismarck-Mandan should be around \$800,000. The MPO will attempt to bring the 2026-2027 UPWP back to the boards for consideration in July.

Mr. Hutchings noted NDDOT is working under a Continuing Resolution at the federal level so that makes CPG funding more fluid. They can provide an estimate on April 15, but concrete numbers will not come until later in the year.

BIS-MAN TRANSIT UPDATE

Ms. Hughes presented. Transit celebrated its 20-year CAT anniversary in May of 2024 with two free-ride weekends. It was very successful, they had 831 trips the first weekend and 914 trips the second weekend, which at that time were the biggest CAT weekends since pre-COVID. Transit switched to Brightline Insurance from North Dakota Insurance Reserve Fund (NDIRF). They had some issues getting NDIRF to cover them up to the City of Bismarck's required level and so were having to pay for an umbrella policy to make up the difference. Brightline is utilized by several non-profit transit agencies in South Dakota and had great reviews. Bis-Man Transit is saving about \$90,000 annually with them.

Transit did a lot of community outreach in 2024, including the Community Fairs at University of Mary and United Tribes Technical College, Touch-a-Truck, the New American Job Fair, the YMCA National Senior Health and Fitness Vendor Showcase, Train-the-Trainer with Cloverdale Foods, CAT bus onboard training with Global Neighbors, paratransit training for

Missouri Valley Slope and BPS Life Education, and presentations and training at the United Way Homeless Shelter. Transit received funding through the ND Council for Developmental Disabilities to put on an introduction to CAT and paratransit training. There was not a lot of interest, but the training was recorded and can be used in the future. Transit extended its paratransit service contract with the City of Lincoln.

Bis-Man Transit has benefited from advertising revenue. They took advertising in-house in 2020 and can keep all their advertising revenues as a result. They exceeded their advertising goals for 2024 and made \$123,953. They have also had opportunity to invest in CDs and generated \$280,930 in interest in 2024. They offered free rides for election days in 2024. They provided 466 CAT trips and 303 paratransit trips on June 11, and on November 5 they provided 562 CAT trips and 358 paratransit trips. Transit received 4 new paratransit buses and 2 new vans in 2024. The buses were fleet replacements, along with one of the vans. The other van was an addition to the fleet. They held their sixth annual Stuff-the-Bus drive in December and collected over 700 items for Ministry on the Margins.

For 2024, CAT ridership ended at 121,538 trips (a 20.89% increase from 2023). This is a significant increase that is very unusual without revenue or service area changes. Paratransit ridership was 90,237, a 2.8% increase from 2023. The Black Route was the top performing route, and the Orange Route was second. At-fault accidents went down from 19 in 2023 to 14 in 2024.

Measure 1 passed in Bismarck and Mandan and will bring sales tax dollars for Public Transit, hopefully providing Bis-Man Transit the opportunity to address its budget deficit and improve its service. Just recently Transit completed its fifth consecutive clean audit, which is a great accomplishment for a small staff. Senate Bill 2254 is now law (the Urban Transit Directors in North Dakota advocated in favor). It designates \$2 million to NDDOT to provide grants to fixed-route public transportation providers for associated paratransit services for the biennium of 2025-2027. It is a one-time funding item and includes funding for a fixed-route service study. Transit will be receiving rewards from NDDOT for its SFY2026 5339 and 5310 grant applications. All the projects Transit applied for will be receiving funding. This includes the operations grants, its Mobility Manager salary, and funding for bus replacements. They have also received funding to order Fat-Tire Bike Racks for all CAT buses in the next month or so.

FY 2026 RECREATIONAL TRAILS PROGRAM (RTP)

Mr. Larson presented. The North Dakota Parks and Recreation District (NDPRD) has solicited for applications for the FY2026 RTP. They opened their solicitation on April 1 and accepted applications through April 13. The MPO sent notification of this to its jurisdictions on April 4. Mr. Larson apologized it was not sent out sooner. He asked any jurisdiction who submitted an RTP application notify him so the applications can be brought before TAC and Policy Board in May for approval. Approval and a letter of support from the MPO is required by NDPRD for applicants within an MPO area, but the letter of support can be added to an application after the application deadline.

Mr. Ehreth mentioned the short application window and asked if this is a new procedure from NDPRD. Ms. Riepl said the application windows have varied considerably year-by-year for the RTP, but this is probably the tightest window so far. She believes NDPRD has been working to refine their program, and the MPO has made sure they are okay receiving MPO approval for project applications after the application window is past. Mr. Ehreth noted the RTP has been a good program for the Bismarck-Mandan area, and he hopes this continues. He thinks

the shorter window presents challenges for applicants and for the MPO. Mr. Hutchings said he was surprised by the tight window and asked if the MPO could work with its jurisdictions to pre-identify RTP projects. Ms. Riepl indicated since NDPRD is still working to refine their process she would be hesitant to act early on the program. The quality of RTP applications in the past has been good and have often led to successful awards.

ROADWAY PROJECTS

Mr. Saiki did not have an update for Morton County.

Mr. Wigness provided a City of Mandan update. They have an Old Red Trail shared use path project and a Rectangular Rapid Flashing Beacon (RRFB) installation project. Both projects will be starting soon.

Mr. Flanagan said Burleigh County is working on replacing the bridge on 236th Street.

Mr. Schell provided a City of Bismarck update. They have one federal aid project, a South Washington Street project. Most of the project was completed last year but there will be some landscaping, asphalt tie-in, and pavement marking items to complete. The activity on the project will be sporadic and should be completed by early to mid-summer. They have a major project being funded through state and local dollars on East Century Avenue. This is a reconstruction of Century Avenue from Centennial Road to 52nd Street, and 52nd Street from Gold Drive to Century. This will be starting soon. They will maintain two-way traffic at least to Roosevelt Drive from the west, even if it is only on a temporary road. The project will really get going once school is out. For more information on Bismarck projects go to www.bismarcknd.gov/streets.

Mr. Schloss provided an NDDOT update. At Exit 161 they have one lane closed in each direction and that will remain unchanged for some time. The interstate will be closed from 10 p.m. to 6 a.m. on April 15 so the contractor can set beams. The interstate starting at 161 going to Menoken also has a lane closed in each direction, and they will be removing the eastbound lanes later this week. The Memorial Highway project is setting up traffic control and barriers. There will be two lanes open in each direction with a center turn lane throughout the project.

OTHER BUSINESS

NDDOT Long-Range Transportation Plan Update

Mr. Hutchings said NDDOT is updating their Long-Range Transportation Plan (Transportation Connection). They are asking cities and MPOs if they have any bicycle and pedestrian counts that could be integrated into the modeling for this plan.

2025 Vision Zero Conference

Mr. Hutchings said NDDOT's Vision Zero Conference will be held May 7-8 in Bismarck at the Bismarck State College National Energy Center of Excellence. The conference can be attended in-person or virtually.

TAC Member Departures & Introduction

Mr. Schloss introduced Logan Beise from NDDOT. He will be taking Mr. Schloss's position on the TAC board beginning next month. Ms. Riepl thanked Mr. Schloss for his service on TAC and she welcomed Mr. Beise to the board. Ms. Riepl further announced Andrew Stromme is leaving the City of Mandan. She thanked Mr. Stromme for his contributions. Mr. Stromme said he has learned a lot in his position and through his work on the board.

MPO Transportation Planner Opening

Ms. Riepl said the MPO received 30 applications for the open Transportation Planner position and the two-tiered interview process was concluded last week. She is pleased to announce Stephen Larson has accepted the offer to be the MPO's next Transportation Planner. She congratulated him on his new position. He will be maintaining his Transportation Specialist responsibilities until his position can be filled.

Bicycle Friendly Community Workshop

Ms. Riepl reminded the board the MPO is hosting a free Bicycle Friendly Community Workshop on May 21-22 (it is a one and one-half day event). It will start the morning of May 21 and there will be a bike audit that afternoon. The MPO has coordinated with Bismarck Parks and Recreation District to use their bike share program. Ten of the available bicycles will be e-bikes and will be distributed on an as-needed basis. The MPO is hoping to see elected officials, administrative staff, and the public at the workshop. Attendance at the entire workshop is not required. Lunch will be provided on the 21st. Ms. Riepl encouraged anyone interested to register, the registration deadline is May 14.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:53 a.m., with the next scheduled meeting to take place on May 19, 2025, at 10:00 a.m. in the Tom Baker Meeting Room of the City/County Building, 221 N 5th St, Bismarck.

Respectfully Submitted,

Stephen Larson
Recording Secretary

APPROVED:

MPO TAC Chair

TAC and Policy Board Handout

May 19-20th, 2025Re: **Recreational Trails Program**

Two applications have been submitted; one (1) from Bismarck Parks & Recreation District and one (1) from Lincoln Park District. MPO staff has reviewed the applications and determined they are consistent with the *Arrive 2050* Metropolitan Transportation Plan. Staff recommends the MPO support each of the RTP applications.

Submitting Agency	Type	Location & Project Description	Total Cost / Federal Local Match	MTP Goal Consistency
Bismarck Parks & Recreation District	Rehabilitation	Cottonwood Park South Trail Connections: The proposed project is a rehabilitation of shared-use trail connections within the southern portion of Cottonwood Park. The project includes 5,901 linear feet of 10-foot-wide shared-use trail that is currently aged and cracking, including 176 linear feet of trail that needs to be removed and replaced. The proposed project is located within one of Bismarck's most popular parks.	\$306,516/ \$245,213 \$61,303	Yes Maintenance: Objective 3, Maintain the current bicycle & pedestrian system
Lincoln Park District	Construction	66th Street SE Pathway: The proposed project is to construct a 10-foot-wide gravel pathway starting at Santee Road, going south along the west side of 66 th Street, and ending at the south city limits, approximately 180 feet south of Humbert Drive. The project will include topsoil stripping, common excavation and earthwork to establish ADA compliance grades, compaction of in-site soils, and placement of a 6-inch gravel base with an alternative to pave if funding allows. This will include ADA compliance at two streets crossings with concrete panel and truncated domes to warn users of crossings.	\$129,807/ \$103,840 \$25,967	Yes Active Transportation: Objective 6, Reduce Multimodal Gaps

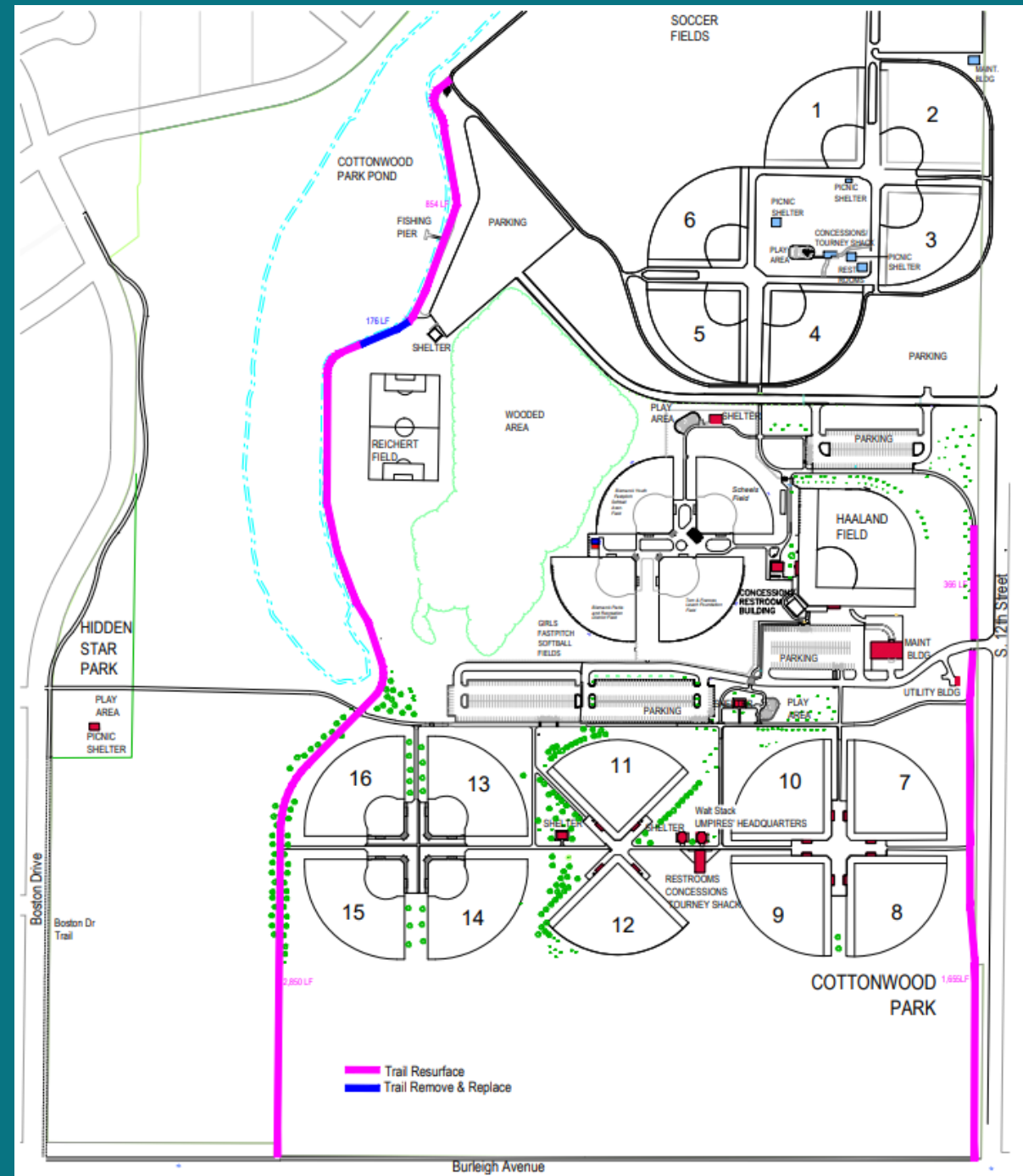
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PROJECT OVERVIEW

- The proposed project is a rehabilitation of shared-use trail connections within the southern portion of Cottonwood Park. The project includes 5,901 linear feet of 10' wide shared-use trail that is currently aged and cracking, including 176 linear feet of trail that needs to be removed and replaced. The proposed project is located within one of BPRD's most popular parks and includes shared use trail sections that provide:
 - Accessible routes to the ADA fishing pier at the Cottonwood Pond
 - Connection to Hidden Star Park and neighborhoods to the west of the park
 - Links to sports fields, playgrounds and spectator areas

PROJECT MAP

- 5,901 total linear feet shared-use trail
 - 5,725 linear feet of overlay, shown in magenta
 - 176 linear feet of remove and replace, shown in blue





PROJECT OBJECTIVES

- **IMPROVE ACCESSIBILITY** The main objective of this project is to provide a safe, smooth, and accessible trail to the walkers, runners, bicyclists and in-line skaters that use the trail daily.
- **BETTER CONNECTIONS** The Cottonwood Park trails also serve to connect parking areas with recreational fields with a fully accessible route to the ADA fishing pier, Hidden Star Park, and spectator areas.
- **YEAR-ROUND RECREATION** The Cottonwood Park trails are also cleared in the winter, so trail users can be utilizing the system year-round.



QUESTIONS?

Application Details

Contact Information

Bismarck North Dakota 58504-____
City State/Province Postal Code/Zip

Phone*: (701) 319-3156 Ext. ### ### ###
Fax: ### ### ###

Applicant Information

Applicant Information

Applicant Legal Name*: Bismarck Parks and Recreation District

Applicant Type*: Park District

Please do not include the dash (only numbers) in this field.

Employer/Taxpayer Identification Number (EIN/TIN)*: 450409352

Street Address*: 400 E. Front Ave
Address Line 1
Address Line 2
Bismarck North Dakota
City State

Please enter the 9-digit Zip Code. To obtain the zip+4 codes go to https://tools.usps.com/go/ZipLookupAction_input.

Zip Code*: 58504-5641
9-digit Zip Code (Example: ##### -####)

Is the mailing address different from the street address?

Mailing Address*: No

Name and contact information of person to be contacted on matters involving this application:

Contact Person*: Kevin Klipfel
First Name Last Name
Executive Director Bismarck Parks and Recreation District
Title Organization
701-222-6455 kklipfel@bisparks.org
Phone Number Email Address

Project Description

Project Information

Title of Applicant's Project*: Cottonwood Park South Trail Connections

Description of Project*:

The south connection trails within Cottonwood Park are in need of repair and restoration. Along with the Burleigh Ave link, these trails form a loop within and around the park and see a large amount of use from walkers, joggers, spectators to the sports fields, and other recreational uses. Cottonwood Park is one of Bismarck Parks and Recreation District's busiest community parks, and often serves as a road race venue.

The proposed project includes 5,901 linear feet of 10' wide shared use trail that needs to be rehabilitated including 176 linear feet of trail that needs to be removed and replaced. The proposed project includes asphalt pavement needing to be rehabilitated that provide accessible routes to the ADA fishing pier at the Cottonwood Pond, connection to Hidden Star Park and neighborhoods to the west of the park, and links to sports fields, playgrounds and spectator areas. See attached map for detailed trail routes.

*Recipients have 18 months to complete the project.

Estimated Start Date and End Date*: 04/06/2026 08/31/2027
Start Date End Date

Location

Project Address (if available): Cottonwood Park 2800 S. 12th Street

Project City/Town*: Bismarck

County*:	Burleigh
Latitude (decimal degrees): Ex. 46.78569	
Longitude (decimal degrees): Ex. 100.62217	
Latitude and Longitude*:	46° 46' 16.7448" N 100° 46' 43.0932" W Latitude Longitude
Describe the project location. Example: New trail in ABC Park starting at 5th Street for a distance of 300 feet to the intersection of 6th Street and Avenue D. Includes the Avenue D crosswalk and then runs for 2300 feet to Harold's Drainage trailhead.	
Location: The project begins east of Haaland Field and runs south for 366LF until the roadway approach. After the road, the trail continues south for 1,655LF to Burleigh Av. The trail that leads to the Pond goes north-south for 3,880' starting at Burleigh Av.	
Legal Address (if applicable): Lot 1, Block 1 Cottonwood Park Addition, 138T, 80R, Section 16 Example: Township Region Section	
Scope of Project Based on the State Comprehensive Outdoor Recreation Plan (SCORP) SCORP , please identify the following:	
Region Weakness*:	Primary
Scope of Project*:	Restoration of Existing Trails Select all that apply.
If Construction of New Trails OR Restoration of Existing Trails:	1.12 Number of Miles
If Trail Extension:	0.00 0.00 How long is your trail currently? Number of Miles Extension
User Groups*:	Bicycling/Mountain Biking/Fat Tire Biking, In-line Skating, Walking/Hiking Select all that apply.
If other, please list: Land Ownership where grant funds are applied.	
Land Ownership*:	Local Who holds the title to the project land(s)?
Holds Title*:	Bismarck Parks and Recreation District (agreement for Lincoln Oakes property) Who will own the title & insure equipment purchase?
Equipment Purchase*:	Bismarck Parks and Recreation District Does the project fall within a federal highway right-of-way?
Federal Highway*:	No Does your project take place within the jurisdiction of one of the four Metropolitan Planning Organizations (MPO): Bismarck-Mandan, Minot, Fargo, or Grand Forks?
MPO:	Yes If yes, which one?
MPO:	Bismarck-Mandan Please choose one. If yes, has your project received approval from the MPO?
Approval:	No

Accessibility

*All RTP projects must meet accessibility guidelines in compliance with the Americans with Disabilities Act of 1990, Section 504 of the Rehabilitation Act of 1973, the Architectural Barriers Act, PROWAG or the Outdoor Accessibility Guidelines. For more information refer to the: [U.S. Access Board](#).
Indicate which guidelines and standards will apply and the project elements affected by the compliance: (i.e. vault toilet, running slope, parking area, signage, etc.)

Architectural Barriers Act (ABA) Accessibility Standards

ABA*: Yes

Project Elements Affected:

Creating a firm and stable surface that resists deformities
Public Rights-of-Way Accessibility Guidelines (PROWAG)

PROWAG*: Yes

Project Elements Affected:

Minimum width requirement and maximum grade of 1:20
Americans with Disabilities Act (ADA) Standards (2010)

ADA*: Yes

Project Elements Affected:

Smooth continuous surface with maximum grade and cross-slope.

Project Details

Requirement and Evaluation

Provide a brief narrative to understand the **scope of the project**.
Please explain if the application is for one or more phases of a multi-phase project.

Scope of Project*:

The south connection trails within Cottonwood Park are in need of repair and restoration. Along with the Burleigh Ave link, these trails form a loop within and around the park and see a large amount of use from walkers, joggers, spectators to the sports fields, and other recreational uses. Cottonwood Park is one of Bismarck Parks and Recreation District's busiest community parks, and often serves as a road race venue.

The proposed project includes 5,901 linear feet of 10' wide shared use trail that needs to be rehabilitated including 176 linear feet of trail that needs to be removed and replaced. The proposed project includes asphalt pavement needing to be rehabilitated that provide accessible routes to the ADA fishing pier at the Cottonwood Pond, connection to Hidden Star Park and neighborhoods to the west of the park, and links to sports fields, playgrounds and spectator areas. See attached map for detailed trail routes.
Clearly define the goals for the project (with a delineation of which user groups would benefit from the project).

Goals*:

As one of the most used parks in the park system, Cottonwood Park sees thousands of visitors annually. The goal of this project is to provide a safe, smooth, and accessible trail to the walkers, runners, bicyclists and in-line skaters that use the trail daily.
The Cottonwood Park trails also serve to connect parking areas with recreational fields with a fully accessible route to the ADA fishing pier, Hidden Star Park, and spectator areas. The Cottonwood Park trails are also cleared in the winter, so trail users can be utilizing the system year-round.
A statement with costs associated with the project (ex. material/service purchases including hardware, sand/gravel concrete, landscape materials, signs, design/engineering services, contractor services, equipment rates, equipment costs, and land lease payments).

Costs*:

The majority of the costs for this project are in the materials and labor for the paving portion, which is \$178,948.80. Removals, mobilization and bonding are estimated at \$24,228.67, and the backfill, topsoil and seeding process to finish the project are estimated at \$36,288. The project also includes engineering fees of \$43,103.79 and a 10% contingency of \$23,946.55. See the detailed cost estimate attached.

BPRD requests grant funding in the amount of \$245,212.65, and will commit to providing a match of \$61,303.16.
Evidence of local/area support (council resolutions, minutes of public meetings, letters of support, etc.). Evidence of MPO support must be included if applicable.

Local Support*:

-This project has been specifically supported by the Bismarck Parks and Recreation District, resulting in this request for funding assistance.
-The Bismarck-Mandan Metropolitan Planning Organization Arrive 2050 Plan includes the Cottonwood Park connections overlay as part of their proposed short-term projects. MPO support of this proposed project is currently pending.
-In the 2023 BPRD Community Input Survey, when asked what outdoor recreation opportunity their household would be interested in, 24% of respondents indicated paved trails, second only to non-paved trails. In addition, the number one greatest opportunity for improvement was "quality of facilities" at 43%.

Availability/access to 20% match. Matching funds must not be from other federal sources such as Transportation Enhancement (TE) or Transportation Alternatives Program (TAP) through the Department of Transportation. A resolution or confirmation letter from the sponsor will be required prior to any award of a grant.

Matching Funds*:

Bismarck Parks and Recreation will commit to providing the required matching funds as part of their 2026 general construction budget.
Evidence of applicant capability to carry out project. For development projects, applicant capability to operate, maintain, and protect trail and facilities when completed.

Capability*:

Bismarck Parks and Recreation District currently maintains this segment of the trail system along with over 55 miles of shared-use paved trails in Bismarck, including clearing over 90% of the trails in the winter for year-round use.

Consideration for trail user group(s); location & relevance of the trail for the intended or existing users; clarity, detail, and quality of project plan/design; quality of existing development (if any); attention to safety, accessibility and health considerations.

Site and Project Quality*:

-The project is to rehabilitate an existing trail in an established park. The existing quality of the trails segments are poor. The trail is not a smooth surface, includes large cracks, and will continue to degrade. In order to provide for truly accessible trails, BPRD strives to provide a smooth, uninterrupted surface, free of cracking.

-Our goal is to complete the project with minimal disturbance to the park. Once complete, the trail can continue to be used by walkers, runners, in-line skaters and bicyclists for years to come.

Public need and benefit of project: safety concerns, urgency of action, potential to lose the opportunity, number of people who would benefit from the project when compared to cost.

Why Should This Project be Funded?*:

-While Bismarck Parks and Recreation District does not have access to actual user numbers it could easily be estimated that hundreds of people use the trail daily in the spring, summer and fall months with numbers reducing in the winter.

-This segment is the main pedestrian route through the south portion of Cottonwood Park, providing not only a recreational trail loop around the south part of the park, but accessible routes for users to playgrounds, picnic shelters, restrooms, and soccer fields.

-Within the last several years, the south side of Cottonwood Park has expanded to include another four adult softball fields, and four fastpitch fields, as well as two new playgrounds and two new picnic shelters.

Identify adverse impacts that might be realized as a result of completing the project, and how the project design attempts to mitigate adverse impacts. How might the project improve conditions for adjacent landowners?

Adverse Impacts*:

With a trail rehabilitation project such as this we anticipate minimal noise, odor and dust during construction. These impacts are typically present only during construction and efforts shall be taken to keep them at a minimum.

SCORP

Please include the regional priority from the 2023-2027 State Comprehensive Outdoor Recreational Plan (SCORP) Recreation Trail Needs document.

State Comprehensive Outdoor Recreation Plan*:

In Section 7 of the SCORP, non-motorized trails are indicated as a primary need. Ninety two percent of the households surveyed responded that trails are an important recreational opportunity.

Make sure to look up your region and identify if it is a primary, secondary, or tertiary weakness.

North Dakota's Strategic Initiatives

Please explain how this trail will empower people, improve lives, and inspire success.

State of North Dakota Mission*:

The trail connections through Cottonwood Park, as part of the larger trail system, improves lives every day by providing an outdoor recreation option to promote health and wellness and reduce stress. As noted in the State of ND's Scope of Work, renovating and maintaining the parks and trails also allows us to "serve as responsible stewards of resources".

The Last Mile

Please explain how this project will create or extend trails that forge connections to the last mile, that pivotal final link connecting people to places.

The Last Mile:

This trail connection provides that important last connection to several recreational facilities including the ADA fishing pier at the Cottonwood Pond, as well as the new trail to Hidden Star Park, a large fully accessible playground. The two trail connections also allow for a very popular trail loop around Cottonwood Park that used by neighbors, residents, sports spectators, and often by formal race competitors.

Environmental Screening

Initial Environmental Screening

Habitat Description

Please describe the natural vegetation and level of human disturbance.

*:

The proposed project is all within a very active existing park. The level of human disturbance is high within the entire park, but BPRD does employ best practices, especially around the Cottonwood Pond, to conserve any natural vegetation and habitat.

Tree Removal	No
Will trees be removed during the activity of the project	
*:	
Geological resources: soils, bedrock, slopes, streambeds, landforms, etc.	
Geological Resources*:	No/Negligible Impacts
Floodplains/Wetlands*:	Minor Impacts
Air Quality*:	No/Negligible Impacts
Sound (noise impacts)*:	No/Negligible Impacts
Water Quality/Quantity*:	No/Negligible Impacts
Stream Flow Characteristics*:	Not Applicable
Land use/ownership patterns; property values; community livability.	
Land Use*:	No/Negligible Impacts
Marine/Estuarine*:	Not Applicable
Circulation/Transportation*:	No/Negligible Impacts
Plant/animal/fish species of special concern and habitat; state/federal listed or proposed for listing.	
Species of Concern*:	No/Negligible Impacts
Accessibility for Populations with Disabilities*:	No/Negligible Impacts
Introduce or promote invasive species (plant or animal).	
Invasive Species*:	Not Applicable
Unique ecosystems, such as biosphere reserves, World Heritage sites, old growth forests, etc.	
Unique Ecosystems*:	Not Applicable
Recreation resources, land parks, open space, conservation areas, recreation trails, facilities, services, opportunities, public access, etc.	
Recreation Resources*:	No/Negligible Impacts
Socioeconomics*:	No/Negligible Impacts
Overall aesthetics, special characteristics/features.	
Aesthetics*:	No/Negligible Impacts
Historical/cultural resources, including landscapes, ethnographic, archaeological, structures, etc.	
Historical Resources*:	Not Applicable
Minority and Low-income Populations*:	No/Negligible Impacts
Land/structures with history of contamination/hazardous materials even if remediated.	
Hazardous Materials*:	Not Applicable
Energy resources (geothermal, fossil fuels, etc.)	
Energy Resources*:	Not Applicable
Other important environmental resources to address.	
Other*:	Not Applicable
Other agency or tribal land use plans or policies.	
Other Agency or Tribal Land*:	Not Applicable

Certifications Regarding Debarment, Suspension, and Other Responsibility Matters

Certification - Primary Covered Transactions

This certification is for a **Primary** covered transaction and is applicable.

Primary*:	Yes
------------------	-----

Certification - Lower Tier Covered Transactions

This certification is for a **Lower Tier** covered transaction and is applicable.

Lower Tier*: N/A

Certification - Regarding Drug-Free Workplace Requirements - NOT AN INDIVIDUAL

This certification is for an applicant who is NOT AN INDIVIDUAL.

Not An Individual*: Yes

Certification - Regarding Drug-Free Workplace Requirements - INDIVIDUAL

This certification is for an applicant who is AN INDIVIDUAL.

Individual*: N/A

Certification - Regarding Lobbying

This certification is for the award of any of the following and the amount exceeds \$100,000:

A federal grant for cooperative agreement;

Subcontract or subgrant under the grant or cooperative agreement.

Applicable*: No

This certification is for the award of a Federal Loan Exceeding the amount of \$150,000, or a subgrant or subcontract exceeding \$100,000 under the loan.

Applicable*: No

Authorization

As the authorized certifying official, I hereby certify that the application is accurate to the best of my knowledge.

Authorization*: Yes

Responsible Official*: Kevin Klipfel
First Name Last Name

Title*: Executive Director 04/11/2025
Title Date

RTP Attachments

Attachments

Named Attachment	Required	Description	File Name	Type	Size	Upload Date
Project Location Map		Location Maps + Attachments	2025 RTP - Cottonwood Park South Trails -Attachments.pdf	pdf	423 KB	04/11/2025 08:24 AM
Site Development Plans (if available)		RTP Trail Map	2025 Cottonwood Park- RTP Trail Map.pdf	pdf	497 KB	04/10/2025 10:19 AM
Written assurances/leases that confirm the project will be open for public use		Trail agreement for south portion of east trail	Lincoln Oaks Trail Agreement.pdf	pdf	1 MB	04/10/2025 10:34 AM
Recent Cultural Review Letters or Documents (if applicable)						
Board Meeting Minutes and/or Letters of Support for Project		Minutes	3-20-25 Minutes.pdf	pdf	119 KB	04/10/2025 10:31 AM
Written Confirmation of MPO Approval (if applicable)						
Project Clearance Review Documents		2018 Review	PDESf - Cottonwood Park Improvements 2018.docx	docx	3 MB	04/10/2025 10:23 AM

Additional Information

Description	File Name	Type	Size	Upload Date
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No files attached.

RTP Budget Narrative

Budget Information

Cost Classification	Total Cost	Additional or Sponsor Covered Costs	Total Allowable Costs
Administrative and legal expenses	\$23,019.07	\$0.00	\$23,019.07
Land, structures, rights-of-way, appraisals, etc.	\$0.00	\$0.00	\$0.00
Relocation expenses and payments	\$0.00	\$0.00	\$0.00
Architectural and engineering fees	\$43,103.79	\$0.00	\$43,103.79
Project inspection fees	\$0.00	\$0.00	\$0.00
Site work	\$37,908.00	\$0.00	\$37,908.00
Demolition and removal	\$1,209.60	\$0.00	\$1,209.60
Construction	\$177,328.80	\$0.00	\$177,328.80
Equipment	\$0.00	\$0.00	\$0.00
Miscellaneous	\$0.00	\$0.00	\$0.00
Total	\$282,569.26	\$0.00	\$282,569.26

Contingency

Contingency (typ. 10-20%): \$23,946.55

Total Budget

Total Project Cost: \$306,515.81

RTP Federal Assistance Requested Total: \$245,212.65

Financial Match

Match Source	Type of Match	Amount	Secured	In-kind Match Description
Park District	Cash	\$61,303.16	Yes	
		\$61,303.16		

Partial Funding Feasibility

Would partial funding affect the grant?

Partial Funding*: Yes

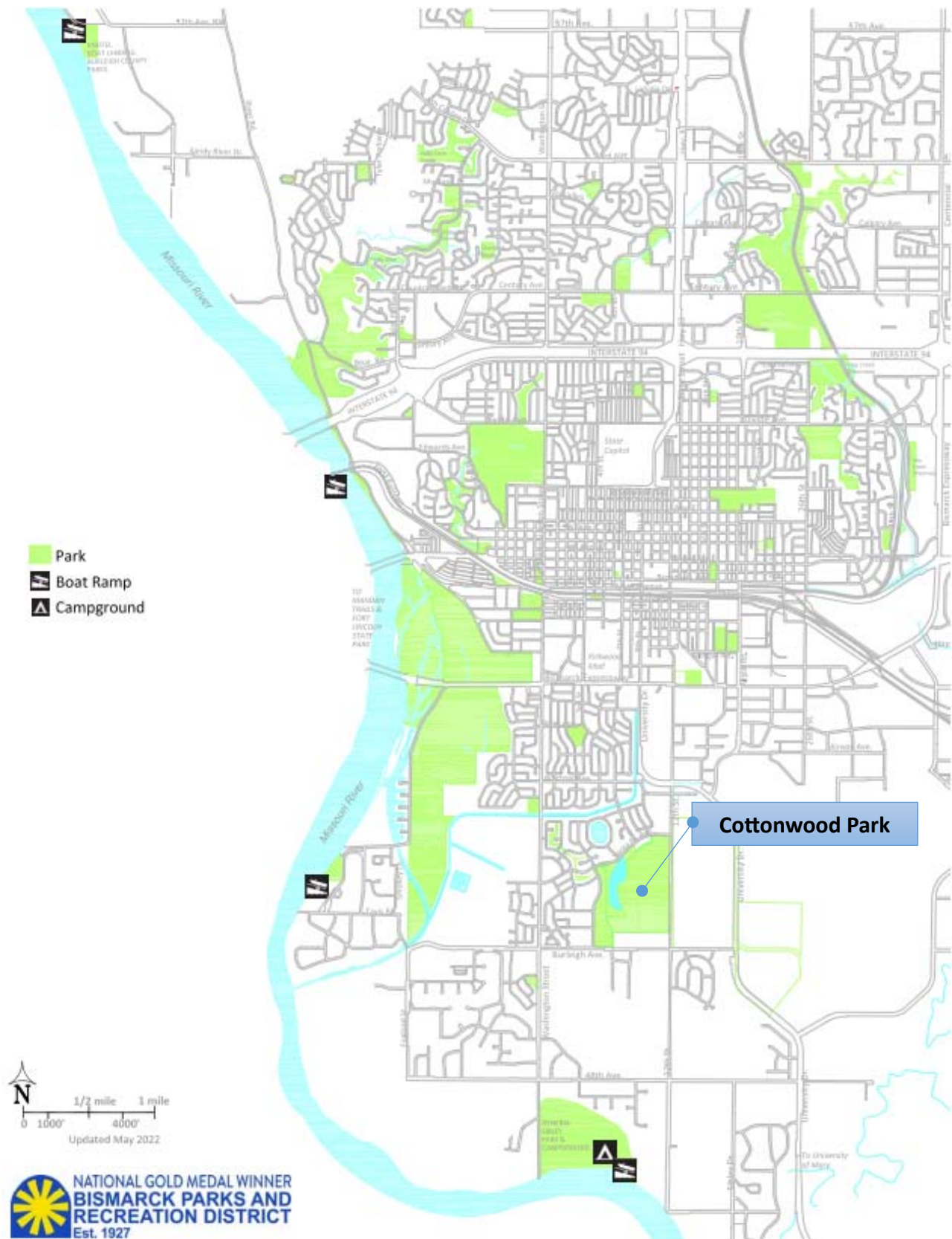
If Yes, Briefly Explain:

If only partial funding was secured, BPRD would consider scaling back the project and prioritizing a certain segment of the proposed trails.

Cost Estimate

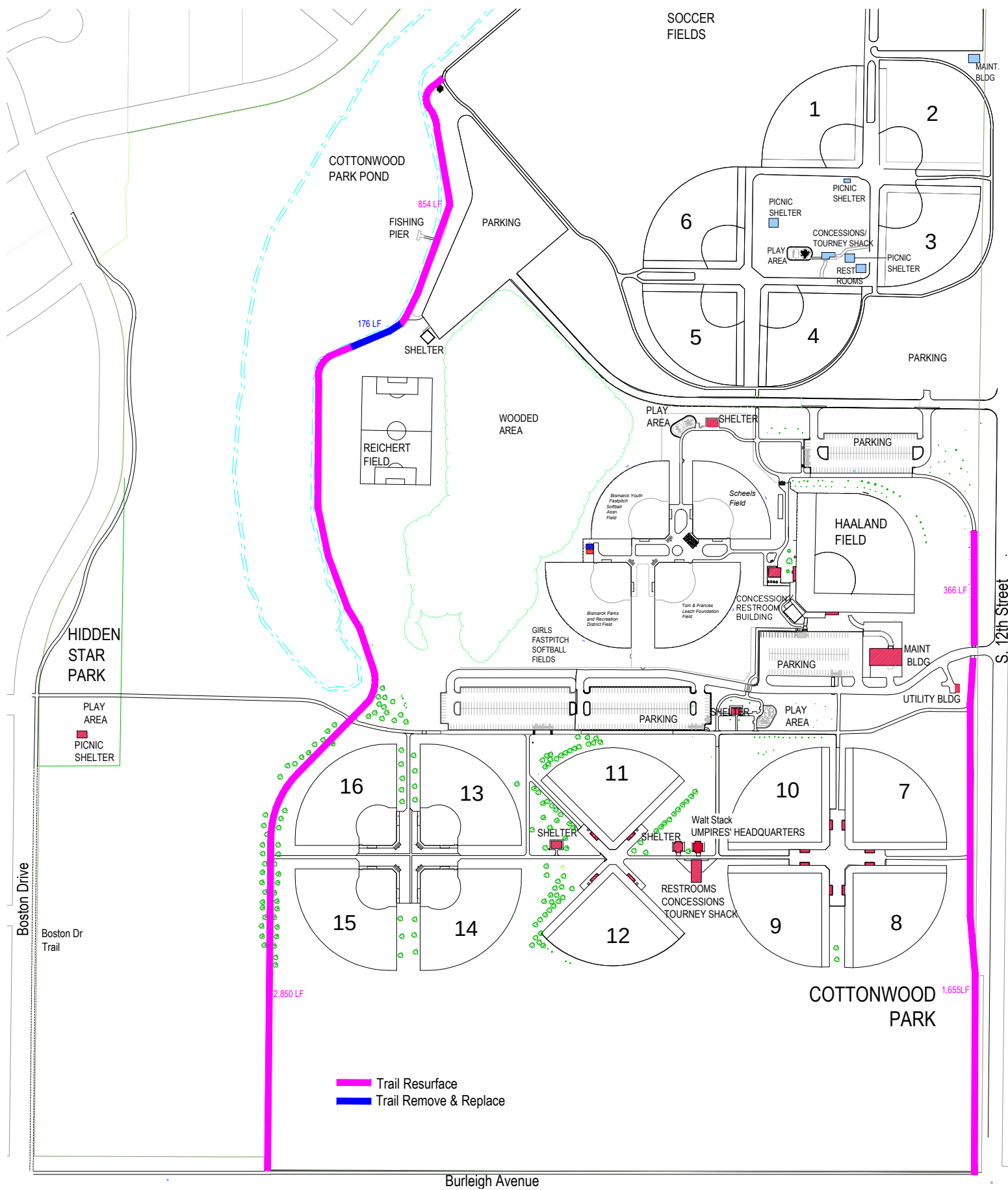
Description	File Name	Type	Size	Upload Date
Detailed Cost Estimate	2025 RTP Cost Estimate-Cottonwood South Trail Connections.pdf	pdf	40 KB	04/11/2025 08:25 AM

Cottonwood Park Location Map



Cottonwood Park Aerial Map with Park Boundary





Cottonwood Park Existing Conditions



Cottonwood Park Preliminary Cost Estimate

Cottonwood Park South Trail Connections					
5,901 LF (1.12 Miles)					
Preliminary Opinion of Cost					4-10-2025
Item	Description	Quantity	Unit	Unit Price	Total
1	Mobilization	1	LS	\$ 19,772.38	\$ 19,772.38
2	Contract Bond	1	LS	\$ 3,246.70	\$ 3,246.70
3	2" overlay	922	TON	\$ 185.00	\$ 170,496.00
4	Fine Grade Asphalt Leveling Course	4	TON	\$ 825.00	\$ 2,970.00
5	Remove Asphalt	151	SF	\$ 8.00	\$ 1,209.60
6	Aggregate Base	32	TON	\$ 50.00	\$ 1,620.00
7	Asphalt	21	TON	\$ 185.00	\$ 3,862.80
8	Topsoil	163	CY	\$ 200.00	\$ 32,688.00
9	Seed	1	ACRE	\$ 5,000.00	\$ 3,600.00
Subtotal					\$ 239,465.47
10% Contingency					\$ 23,946.55
18% Engineering Fees					\$ 43,103.79
Total					\$ 306,515.81

Grant Funds Requested \$ 245,212.65

BPRD Match \$ 61,303.16

MINUTES OF THE BOARD OF PARK COMMISSIONERS
March 20, 2025

The Board of Park Commissioners held their regular meeting on March 20, 2025 in the Tom Baker meeting room of the City/County Building. President Zimmerman called the meeting to order at 5:15 pm. Commissioners Gilbertson, Herzog, Jeske, and Redmann were present. The pledge of allegiance was said.

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.

Recreation Specialist Brandon Wilkens appeared before the Board and provided information on the ND State Amateur Basketball Tournament to be held in Bismarck.

Operations Director David Mayer reviewed the bids received for a variety of concrete projects. Commissioner Gilbertson moved to accept the following apparent low bids:

- General Sibley Park & Campground – Paramount Builders Inc. - \$33,603.00
- Haaland Field in Cottonwood Park – Paramount Builders, Inc. - \$27,517.00
- Sleepy Hollow Park Shelter – Paramount Builders, Inc. - \$35,860.00
- Wildwoods Horseshoe Complex in Sertoma Park – Brandoz Concrete Inc. - \$10,881.00

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 following 2026 budget development schedule:

- March 21 – Budget packets distributed to managers and directors requesting detailed budget requests with information from managers due to directors on April 16. Directors review requests and submit budget information to Finance by May 7.
- May 12-23 – Budget meetings with the directors and assigned staff.
- June 19 – The proposed 2026 work plan and budget binders distributed to the Park Board Commissioners.
- June 23-July 3 - Budget meetings with commissioners, directors, and executive director.
- July 17 – Introduction of 2026 preliminary budget.
- August 10 – Preliminary budget provided to Burleigh County Auditor for estimated tax statements to be mailed prior to August 31.
- September 11– Public hearing on 2026 budget, adopt final budget, and determine annual tax levy.
- October 10 – Levy certification and final budget to County Auditor.

The Board held a discussion about supporting HB 1020, ND Department of Water Resources Budget, which includes a section for funds allocated for the South Bismarck flood control project. Commissioner Gilbertson moved that Executive Director Klipfel develops a letter for President Zimmerman to sign stating that the Park Board supports the city's efforts to secure funding in section 17 of House Bill 1020 for the South Bismarck flood control 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 Jeske moved to approve the following consent agenda, minus one items regarding Board approval to submit grants:

- Consideration of February 20 and 24, 2025 Board meeting minutes.
- Consideration of agreements
 - Burleigh County Companion Agreement for the South Washington trail project
 - BSC Aquatic and Wellness Center Operating Agreement with Bismarck State College
- Reject Van Diest Supply bid to provide 28-3-10 fertilizer as they are no longer able to supply it and award the bid to the next low bid that met all specifications to Superior Tech Products for \$3,840.
- Request authorization to add SRF to the approved list of engineering, architect and planning services.
- Consideration of consultant agreement with Apex Engineering Group for the General Sibley electrical project and request to call for bids.
- Request to dispose of obsolete items (two pick up boxes, one service box and infield tarp and tarp sleeve).

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.

After discussion on the item regarding applying for various grants, Commissioner Gilbertson moved approval to apply for the following grants - America the Beautiful Forestry grant, Outdoor Recreation Legacy Partnership Program and the Recreation Trail Project grant. 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 408212 to 408216 and 218119 to 218322 along with bank drafts DFT001528 to DFT001538, EFTs 3276 to 3315 and direct deposits 84165 to 85111. 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.

The next regular Board meeting will be held April 17, 2025 at 5:15 pm in the Tom Baker Meeting Room. The meeting was adjourned at 5:53 pm.

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**AGREEMENT FOR COMMON INTERESTS
LINCOLN OAKES NURSERY
AND
BISMARCK PARKS AND RECREATION DISTRICT**

1. **PARTIES:** The parties to the agreement are the Bismarck Parks and Recreation District ("District"), Bismarck, ND and the Lincoln-Oakes Nursery ("Lincoln-Oakes"), Bismarck, ND.
2. **AGREEMENT PURPOSE:** This agreement is developed to define the responsibilities of each party in relationship to activities conducted at the Cottonwood Park South softball field complex and potential harm, damage, unauthorized access, and liability claims incurred to Lincoln-Oakes Nursery as a result of these activities.
3. **TERMS:** January 1, 2009 and continuing annually until modified or changed. The parties agree to review this agreement annually.
4. **LINCOLN OAKES MANAGEMENT:** Lincoln-Oakes shall be responsible for and provide keys and lock(s) for gates on the South 12th approach to Lincoln-Oakes Nursery property adjoining District facilities. Lincoln-Oakes staff will maintain communications with Cottonwood Park manager and staff.
5. **DISTRICT MANAGEMENT:** The District will be responsible for and provide :
 - a. **Seasonal temporary fencing to restrict access to area south of softball diamonds during tournaments. This fencing connects the southeast corner of the outfield fence south to Lincoln-Oakes Nursery property.**
 - b. **Gates on the approach of South 12th street to Lincoln-Oakes Nursery West 40 property adjacent to the Cottonwood Park Softball Field Complex.**
 - c. **Gate extensions to prevent vehicle traffic going around gates.**
 - d. **Signage stating no access or trespassing at these gates along South 12th street and at northwest approach to Lincoln-Oakes property off of Boston Drive.**
 - e. **District staff will inform affiliate organizations of rules of accessing Lincoln-Oakes Nursery property during events at Cottonwood Park South softball complex. The affiliate organizations are responsible for controlling trespassers from their events onto Lincoln-Oakes property.**
6. **PROPERTY DAMAGE:** The District hosting and managing events/programs at Cottonwood Park South softball field complex will be responsible for damage caused by the Park District operations during their use of the complex to Lincoln-Oakes Nursery properties, equipment, and other assets.
7. **INSURANCE:** The district shall secure a comprehensive liability insurance policy for activities and shall name Lincoln-Oakes Nursery as an additional insured. The insurance policy must be in a minimum amount of \$250,000 / occurrence, \$500,000 aggregate. A certificate of insurance shall be provided to Lincoln-Oakes. The District, as part of their management responsibility of events operated by affiliate or renting groups, will require, through their rental or use agreements, that Lincoln-Oakes Nursery be named an additionally insured entity for events and activities being held at the Cottonwood South Complex.

8. **INDEMNIFICATION AND HOLD HARMLESS:** The District agrees that it will fully indemnify and hold harmless Lincoln-Oakes from all claims, actions, causes of actions, lawsuits, etc., which may arise as a result of the District's management and operation of the programs and activities held at the South Cottonwood Complex. This indemnification and hold harmless agreement includes, but is not limited to, an agreement to indemnify and hold Lincoln-Oakes harmless for all costs, expenses, damages, economics and non-economic losses as defined under North Dakota law, including attorney's fees, and any other consequences which may arise as a result of the District's management of the Complex and management and operation of the programs.
9. **ORDINANCES AND RULES:** Organizations within the complex shall comply with all ordinances enacted by the District, the city of Bismarck, Burleigh County or the State of North Dakota and all rules adopted by the District concerning the use of the facility and access to Lincoln-Oakes Nursery
10. **NON-DISCRIMINATION POLICY:** The District's affiliate organization's and Lincoln-Oakes agree to not exclude anyone from participating in, deny anyone the benefits of, or otherwise subject anyone to discrimination on the basis of race, gender, color, national origin, age, or disability to District programs and events.
11. **MODIFICATION:** This agreement may be modified with the written and signed consent of both parties and attached to the original agreement.

DATE:

6-24-09

BY:



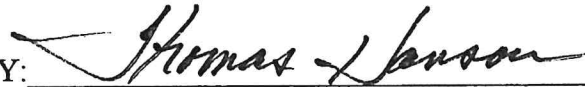
Steven M. Neu, Director

Bismarck Parks and Recreation District

DATE:

6/24/09

BY:



Thomas Hanson, Executive Director

ND Association of Soil Conservation Districts

On behalf of Lincoln-Oakes Nursery

EASEMENT

This Agreement is made this 24 day of June, 2009, by and between **NORTH DAKOTA ASSOCIATION OF SOIL CONSERVATION DISTRICTS**, (Lincoln Oaks Nursery) whose address is 3310 University Drive, Bismarck, ND 58504, hereinafter referred to as the Grantor, and **BISMARCK PARKS AND RECREATION DISTRICT**, (the Park District), whose address is 400 East Front Avenue, Bismarck, ND 58504, hereinafter referred to as the Grantee.

The Grantor, for itself, its successors and assigns, in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, agrees to grant and does grant and convey to the Grantee and its successors and assigns, an easement and right of way for the construction, improvement, operation and maintenance of a pedestrian path upon and across the following land in Burleigh County, North Dakota, to wit:

A tract of land located in the SE1/4 of Section 16, Township 138 North, Range 80 West of the Fifth Principal Meridian, Burleigh County, North Dakota. Being more particularly described as follows:

The west 37.00 feet of the east 70.00 feet of the south 660.02 feet of said Section 16; less the south 33.00 feet of the west 37.00 feet of the east 70.00 feet of said Section 16.

Tract contains 23,199.74 square feet, 0.53 acres, more or less.

(This description was prepared by John G. Lindvig, NDRLS 3855.)

The terms and conditions of this agreement shall extend to and be binding and obligatory upon and shall inure to the benefit of the successors, assigns and grantees of the parties hereto, and the easement hereby created shall run with the premises hereinbefore described. If the law requires that the easement granted herein be subject

to a specific term, the term of the easement shall be ninety-nine (99) years; otherwise, if allowed by law, the easement shall be perpetual.

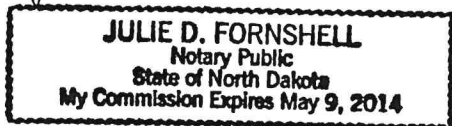
IN WITNESS WHEREOF, the undersigned has hereto fixed its signature this

24 day of June, 2009.

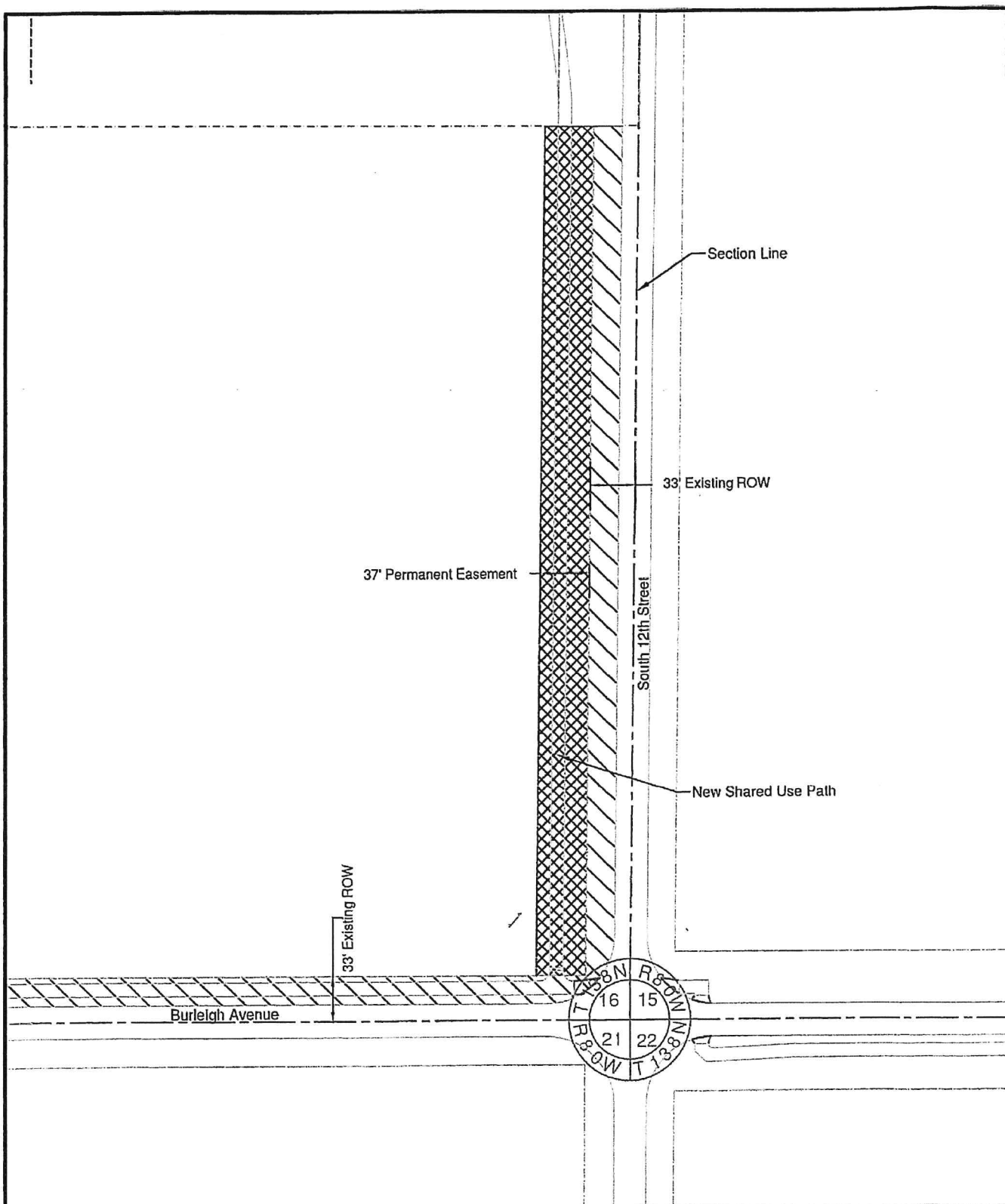
NORTH DAKOTA ASSOCIATION OF
SOIL CONSERVATION DISTRICTS

State of ND
County of Burleigh
Julie D. Fornshell

By Thomas Hanson
Its EXECUTIVE DIRECTOR



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Phase II - Cottonwood Park
South Expansion
Pavement Improvements
Bismarck, North Dakota
Permanent Easement

Drawn By: PJM
Approved By: JGI

Project Number: 09.00427
Date: 04/02/09



1085200 - Lincoln Park District Pathway - 66th Street South

Application Details

Funding Opportunity: 1085026-RTP - FY26 Recreational Trail Program Application
Funding Opportunity Due Date: Apr 13, 2025 5:00 PM
Program Area: North Dakota Department of Parks and Recreation
Status: Editing
Stage: Final Application

Initial Submit Date:
Initially Submitted By:
Last Submit Date:
Last Submitted By:

Contact Information

Primary Contact Information

Name: Salutation Nicholas Middle Name Couture
First Name Last Name
Title: Lincoln Park District President
Email*: lincolndparks@gmail.com
Address*: 6940 Dolan Drive

Lincoln North Dakota 58504
City State/Province Postal Code/Zip
Phone*: (701) 391-5656 Ext.
Phone
###-###-####
Fax: ###-###-####

Organization Information

Name*: Lincoln Park District
Organization Type*: Municipal Government
Tax Id: 45-0412885
Organization Website: https://lincoln-park-district.org/
Address*: 32 McDougall Dr

Lincoln North Dakota 58504-____
City State/Province Postal Code/Zip

Phone*: 701-391-5656 Ext.
###-###-####
Fax: ###-###-####

Applicant Information

Applicant Information

Applicant Legal Name*: Lincoln Park District

Applicant Type*: Park District

Please do not include the dash (only numbers) in this field.

Employer/Taxpayer Identification Number (EIN/TIN)*: 450412885

Street Address*: 32 McDougall Drive
Address Line 1
Address Line 2

Lincoln North Dakota
City State

Please enter the 9-digit Zip Code. To obtain the zip+4 codes go to https://tools.usps.com/go/ZipLookupAction_input.

Zip Code*: 58554-9115
9-digit Zip Code (Example: #####-####)

Is the mailing address different from the street address?

Mailing Address*: No

Name and contact information of person to be contacted on matters involving this application:

Contact Person*: Matthew Schaible
First Name Last Name
Engineer SEH
Title Organization
701-354-5617 mschaible@sehinc.com
Phone Number Email Address

Project Description

Project Information

Title of Applicant's Project*: Lincoln Park District Pathway - 66th St. South

Description of Project*:

The proposed project is to construct a 10-ft wide gravel pathway between Santee Dr. proceeding south to city limits along the west side of 66th St. SE. This project will construct a pathway where there is currently no pedestrian or bicycle facilities, allowing walking, jogging, bicycle and mountain biking to access the south side of the city. It will cross over two city roadways hence allowing access from multiple city roadway points. The project will include topsoil stripping, common excavation and earthwork to establish ADA compliance grades, compaction of in-situ soils, placement of a 6-in gravel base with an alternative to pave the pathway if funding allows. This will include ADA compliance at two street crossings with concrete panel and truncated domes to warn users of crossings. This trail will provide safe, off-roadway use to enhance the recreation opportunities of the community.

*Recipients have 18 months to complete the project.

Estimated Start Date and End Date*: 05/04/2026 10/30/2026
Start Date End Date

Location

Project Address (if available): Along 66th St. SW in Lincoln, ND

Project City/Town*: Lincoln

County*: Burleigh

Latitude
(decimal degrees): Ex 46.78569

Longitude
(decimal degrees): Ex 100.62217

Latitude and Longitude*: 46.7611 100.68889

Latitude Longitude

Describe the project location.

Example: New trail in ABC Park starting at 5th Street for a distance of 300 feet to the intersection of 6th Street and Avenue D. Includes the Avenue D crosswalk and then runs for 2300 feet to Harold?s Drainage trailhead.

Location:

A new shared use path along the west side of 66th St., starting at Santee Rd. and ending at the south limits of the city limits, approximately 180-ft south of Humbert Dr. Includes crosswalks at Holden Ave. and Humbert Dr.

Legal Address (if applicable):

NE 1/4 of Section 19, T 138 N, R 79 W

Example: Township Region Section

Scope of Project

Based on the State Comprehensive Outdoor Recreation Plan (SCORP) [SCORP](#), please identify the following:

Region Weakness*: Primary

Scope of Project*: Construction of New Trails
Select all that apply.

If Construction of New Trails OR Restoration of Existing Trails: 0.30
Number of Miles

If Trail Extension: 0.00 0.00
How long is your Number of
trail currently? Miles Extension

User Groups*: Bicycling/Mountain Biking/Fat Tire Biking,Walking/Hiking
Select all that apply.

If other, please list:

Land Ownership where grant funds are applied.

Land Ownership*: Local

Who holds the title to the project land(s)?

Holds Title*: Burleigh County

Who will own the title & insure equipment purchase?

Equipment Purchase*: Not Applicable

Does the project fall within a federal highway right-of-way?

Federal Highway*: No

Does your project take place within the jurisdiction of one of the four Metropolitan Planning Organizations (MPO): Bismarck-Mandan, Minot, Fargo, or Grand Forks?

MPO: Yes

If yes, which one?

MPO: Bismarck-Mandan
Please choose one.

If yes, has your project received approval from the MPO?

Approval: No

Accessibility

*All RTP projects must meet accessibility guidelines in compliance with the Americans with Disabilities Act of 1990, Section 504 of the Rehabilitation Act of 1973, the Architectural Barriers Act, PROWAG or the Outdoor Accessibility Guidelines. For more information refer to the: [U.S. Access Board](#).
Indicate which guidelines and standards will apply and the project elements affected by the compliance: (i.e. vault toilet, running slope, parking area, signage, etc.)

Architectural Barriers Act (ABA) Accessibility Standards

ABA*: No
Public Rights-of-Way Accessibility Guidelines (PROWAG)
PROWAG*: Yes

Project Elements Affected:

Trail grade and street crossings
Americans with Disabilities Act (ADA) Standards (2010)

ADA*: Yes

Project Elements Affected:

Trail grade and street crossings

Project Details

Requirement and Evaluation

Provide a brief narrative to understand the scope of the project.
Please explain if the application is for one or more phases of a multi-phase project.

Scope of Project*:

Project will be to install a 10-ft wide gravel pathway between Santee Dr. to the south city limits along 66th St. The project will include earthworks and gravel base installation, with potential for existing culvert extensions.
Clearly define the goals for the project (with a delineation of which user groups would benefit from the project).

Goals*:

Provide a recreational trail along the county roadway for walking, running, mountain biking, and other similar activities. Trail will keep users off of roadway systems providing a safe corridor for recreational exercise and access to the southern portion of the City of Lincoln. Trail will minimize disturbance and provide an aesthetic improvement to the recreational aspects of the City of Lincoln.
A statement with costs associated with the project (ex. material/service purchases including hardware, sand/gravel concrete, landscape materials, signs, design/engineering services, contractor services, equipment rates, equipment costs, and land lease payments).

Costs*:

The total estimated cost of this project is \$129,907 including a 15% contingency and Construction Engineering services. The total requested RTP grant amount is 80% of this (\$103,840.00) with the Park District responsible for the remaining 20% (\$25,967.00).
A detailed cost estimate is attached to this application.
Evidence of local/area support (council resolutions, minutes of public meetings, letters of support, etc.). Evidence of MPO support must be included if applicable.

Local Support*:

This project has been a part of the Lincoln Park Districts comprehensive plan since 2018 and has had the support of board members since that time. Currently, this application for the grant received unanimous approval by the park board as it meets their master plan and is seen as a benefit to the community in an area that is not currently served.
Burleigh County has voiced approval to perform this project within their right-of-way at no compensation or easement requirement.
This application is in response to community voicing appreciation for trails within Lincoln for walking and biking and meets the Lincoln Park Board's initiative to provide safe, welcoming environment for recreation.
Availability/access to 20% match. Matching funds must not be from other federal sources such as Transportation Enhancement (TE) or Transportation Alternatives Program (TAP) through the Department of Transportation. A resolution or confirmation letter from the sponsor will be required prior to any award of a grant.

Matching Funds*:

The Lincoln Park Board has unanimously voted to resolve to meet the 20% local match amount and currently has this within their budget to achieve. These funds will be reserved through construction completion or notice of non-award.
Evidence of applicant capability to carry out project. For development projects, applicant capability to operate, maintain, and protect trail and facilities when completed.

Capability*:

The Lincoln Park District has completed three such projects over the last three years, two of which were funded through the ND Parks and Recreations RTP grant program. Those funded by the RTP program included Lincoln Road Shared Use Path in 2022, and Moch Park Trail in 2024. Other projects of similar nature have been a ADA compliant sidewalk to the local dog park in 2023, and current engineering and bidding of a 0.5-mile shared use path in the north portion of Lincoln, all on the funds of the Park District alone. The Lincoln Park District is committed to providing recreational trails for residents to navigate the city through non-motorized means for the overall health and engagement with the outdoors.
Consideration for trail user group(s); location & relevance of the trail for the intended or existing users; clarity, detail, and quality of project plan/design; quality of existing development (if any); attention to safety, accessibility and health considerations.

Site and Project Quality*:

This project will utilize a professional engineering firm to develop plans and specifications and bidding at the cost of the Lincoln Park District. The

project will be designed to meet ADA grades and have PROWAG street crossings, along with MUTCD recommended signing for street crossings for consideration of bicycle and mountain bikers. This trail being within the city limits and connecting city roadways, yet being outside of urban setting allows for connection and recreation in a single project. The site is prime for limited grading due to existing grades and drainage patterns. The design will allow users to remain safely off of motorized roadways encouraging fitness and recreation to users.

Public need and benefit of project: safety concerns, urgency of action, potential to lose the opportunity, number of people who would benefit from the project when compared to cost.

Why Should This Project be Funded?*

This project meets a primary need of Region 7 SCORP, gravel trails for foot and bicycle traffic. The intent of this project extending to the south limits of the city is to encourage Burleigh County to consider extending this gravel trail south to Copper Ridge development which has approximately 309 single-family homes. This project will also allow for trail recreation on the south side of Lincoln, where there is currently no such trail system for residents to utilize for recreation.

Funding of this project would allow new pathways for multiple user groups. This project meets the goals of encouraging recreation, advancing community health, and increasing safety by providing off-roadway trails.

Identify adverse impacts that might be realized as a result of completing the project, and how the project design attempts to mitigate adverse impacts. How might the project improve conditions for adjacent landowners?

Adverse Impacts*:

The adjacent land owners have fencing or vegetative buffers along this route, yet may see increase pedestrian traffic through such fencing or vegetative buffers. Otherwise, this project has no adverse effects since ground disturbance is within previously disturbed grounds, no impact to wetlands or wildlife habitat, and would provide a pathway where residents are currently walking through county ditch.

SCORP

Please include the regional priority from the 2023-2027 State Comprehensive Outdoor Recreational Plan (SCORP) Recreation Trail Needs document.

State Comprehensive Outdoor Recreation Plan*:

This project meets the Primary weakness need for Region 7.
Primary weaknesses (region 7): Primitive, modern and semi-modern trails; unpaved mountain bike trails; unpaved hiking trails; canoe and kayak paddling trails; cross-country and snowshoe trails.

Make sure to look up your region and identify if it is a primary, secondary, or tertiary weakness.

North Dakota's Strategic Initiatives

Please explain how this trail will empower people, improve lives, and inspire success.

State of North Dakota Mission*:

This project empowers users to recreate in safety off of urban roadways or rural highways, giving the user a safe corridor to engage with the outdoors and exercise to increase a healthy life style.

The Last Mile

Please explain how this project will create or extend trails that forge connections to the last mile, that pivotal final link connecting people to places.

The Last Mile:

This project connects roadways that exit to a main collector of vehicular traffic along the south side of Lincoln, ND. This trail would then allow users to proceed north to the City sidewalk system once the city installs remaining sidewalk, hence connecting to an additional 2.1-miles of trails and sidewalks. This is a pivotal trail to provide users an opportunity to reach trail systems on the north side of the city.

Environmental Screening

Initial Environmental Screening

Habitat Description

Please describe the natural vegetation and level of human disturbance.

***:**

This project site is currently within Burleigh County's 66th St. Right-of-Way (R/W) and consists of rural grasses. There are a few trees near the R/W line that would be avoided out to the drip line of the tree. There is no evidence of wetlands along this route and is a mowed grass condition.

Tree Removal

Will trees be removed during the activity of the project

No

*:

Geological resources: soils, bedrock, slopes, streambeds, landforms, etc.

Geological Resources*: No/Negligible Impacts

Floodplains/Wetlands*: No/Negligible Impacts

Air Quality*: Not Applicable

Sound (noise impacts)*: No/Negligible Impacts

Water Quality/Quantity*: No/Negligible Impacts

Stream Flow Characteristics*: Not Applicable

Land use/ownership patterns; property values; community livability.

Land Use*: No/Negligible Impacts

Marine/Estuarine*: Not Applicable

Circulation/Transportation*: No/Negligible Impacts

Plant/animal/fish species of special concern and habitat; state/federal listed or proposed for listing.

Species of Concern*: No/Negligible Impacts

Accessibility for Populations with Disabilities*: No/Negligible Impacts

Introduce or promote invasive species (plant or animal).

Invasive Species*: Not Applicable

Unique ecosystems, such as biosphere reserves, World Heritage sites, old growth forests, etc.

Unique Ecosystems*: Not Applicable

Recreation resources, land parks, open space, conservation areas, recreation trails, facilities, services, opportunities, public access, etc.

Recreation Resources*: No/Negligible Impacts

Socioeconomics*: No/Negligible Impacts

Overall aesthetics, special characteristics/features.

Aesthetics*: No/Negligible Impacts

Historical/cultural resources, including landscapes, ethnographic, archaeological, structures, etc.

Historical Resources*: No/Negligible Impacts

Minority and Low-income Populations*: Not Applicable

Land/structures with history of contamination/hazardous materials even if remediated.

Hazardous Materials*: Not Applicable

Energy resources (geothermal, fossil fuels, etc.)

Energy Resources*: Not Applicable

Other important environmental resources to address.

Other*: No/Negligible Impacts

Other agency or tribal land use plans or policies.

Other Agency or Tribal Land*: Not Applicable

Certifications Regarding Debarment, Suspension, and Other Responsibility Matters

Certification - Primary Covered Transactions

This certification is for a Primary covered transaction and is applicable.

Primary*: Yes

Certification - Lower Tier Covered Transactions

This certification is for a Lower Tier covered transaction and is applicable.

Lower Tier*: N/A

Certification - Regarding Drug-Free Workplace Requirements - NOT AN INDIVIDUAL

This certification is for an applicant who in NOT AN INDIVIDUAL.

Not An Individual*: Yes

Certification - Regarding Drug-Free Workplace Requirements - INDIVIDUAL

This certification is for an applicant who is AN INDIVIDUAL.

Individual*: N/A

Certification - Regarding Lobbying

This certification is for the award of any of the following and the amount exceeds \$100,000:

A federal grant for cooperative agreement;

Subcontract or subgrant under the grant or cooperative agreement.

Applicable*: Yes

This certification is for the award of a Federal Loan Exceeding the amount of \$150,000, or a subgrant or subcontract exceeding \$100,000 under the loan.

Applicable*: No

Authorization

As the authorized certifying official, I hereby certify that the application is accurate to the best of my knowledge.

Authorization*: Yes

Responsible Official*: Nicholas Couture
First Name Last Name

Title*: Park Board President 04/11/2025
Title Date

RTP Attachments

Attachments

Named Attachment	Required Description	File Name	Upload		
			Type	Size	Date
Project Location Map	Project location map	Lincoln Park District - 66th St. Pathway South - Proposed.pdf	pdf	1 MB	04/11/2025 12:04 AM
Site Development Plans (if available)	Proposed layout of the pathway	Lincoln Park District 66th St. Path South Proposed Typical Sections.pdf	pdf	857 KB	04/11/2025 02:26 PM
Written assurances/leases that confirm the project will be open for public use	Assurance letter from Park District	Lincoln Park District Letter of Assurance FY25.pdf	pdf	487 KB	04/11/2025 12:05 AM
Recent Cultural Review Letters or Documents (if applicable)	SHPO Concurrence of No Effect	State Historical Society of ND_SFN62578_CULTURAL-REVIEW-REQUEST.pdf	pdf	627 KB	04/11/2025 12:17 AM
Board Meeting Minutes and/or Letters of Support for Project	Board meeting minutes approval of application and support letter from Mayor of Lincoln	Lincoln Park Board Minutes Support Letters.pdf	pdf	233 KB	04/12/2025 10:17 PM
Written Confirmation of MPO Approval (if applicable)					
Project Clearance Review Documents	Drafted and distributed SOV letters for this project. Delivered to agencies on 4/02/2025	Lincoln Park District_Combined SOV Letters_Delivered to Agencies 4.02.2025.pdf	pdf	1 MB	04/11/2025 12:12 AM

Additional Information

Description	File Name	Type	Size	Upload Date
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Email approval by landowner (Burleigh County) for installation of gravel pathway within county ROW	Email from Burleigh County RE_Agreement for Project Within County ROW.pdf	pdf	202 KB	04/11/2025 12:06 AM
Received SOV response besides SHPO as of 4/10/2025	SOV Response_USDA to Schaible_RE_182907 Shared Use Trail_20250403.pdf	pdf	447 KB	04/11/2025 12:20 AM
Review of wetlands (no effect) and endangered species (no probable effect)	Lincoln Park District Trail South - Wetland Map Endangered Species Review.pdf	pdf	1 MB	04/11/2025 12:15 AM

RTP Budget Narrative

Budget Information

Cost Classification	Total Cost	Additional or Sponsor Covered Costs	Total Allowable Costs
Administrative and legal expenses	\$0.00	\$0.00	\$0.00
Land, structures, rights-of-way, appraisals, etc.	\$0.00	\$0.00	\$0.00
Relocation expenses and payments	\$0.00	\$0.00	\$0.00
Architectural and engineering fees	\$35,000.00	\$35,000.00	\$0.00
Project inspection fees	\$14,980.00	\$0.00	\$14,980.00
Site work	\$0.00	\$0.00	\$0.00
Demolition and removal	\$0.00	\$0.00	\$0.00
Construction	\$99,847.00	\$0.00	\$99,847.00
Equipment	\$0.00	\$0.00	\$0.00
Miscellaneous	\$0.00	\$0.00	\$0.00
Total	\$149,827.00	\$35,000.00	\$114,827.00

Contingency

Contingency (typ. 10-20%): \$14,980.00

Total Budget

Total Project Cost: \$129,807.00

RTP Federal Assistance Requested Total: \$103,845.60

Financial Match

Match Source	Type of Match	Amount Secured	In-kind Match Description
Park District	Cash	\$25,967.00 Yes	
		\$25,967.00	

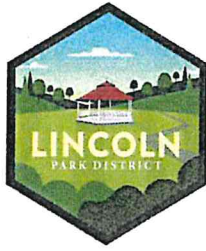
Partial Funding Feasibility

Would partial funding affect the grant?

Partial Funding*: No

Cost Estimate

Description	File Name	Type	Size	Upload Date
Preliminary Engineers Estimate	Lincoln Park District - 66th St. South Pathway Prelim Estimate.pdf	pdf	70 KB	04/11/2025 12:21 AM



LINCOLN

PARK DISTRICT

32 McDougall Drive
Lincoln, North Dakota 58504

March 18, 2025

RE: North Dakota Parks and Recreation Department
Recreation Division
Bismarck, ND 58505

ATT: Recreational Trail Grant Administrator

On behalf of the Lincoln Park District I, Nicholas Couture, give full assurance that the Lincoln Shared Use Path – 66th St. South Extension, as shown in the concept drawing and subject of this RTP Grant Application, will be open to public use indefinitely. The Lincoln Park District will maintain the pathway with assistance from the City of Lincoln Public Works Department to provide a safe and convenient route for public users and school children year-round.

This project has full support of the Lincoln Park District board members and has produced great public support due to the existing shortage of public pathways and sidewalks in the City of Lincoln at this time. This extension of the pathway will greatly benefit users of a variety of types including walking, jogging, bicycling, and mountain biking. The extension of this trail would increase the total length of connected shared use pathways in the City of Lincoln enhancing the outdoor recreational opportunities offered to get residents outdoors and exercising!

Thank you for your consideration in choosing the Lincoln Park District for this grant.

Nicholas Couture
Lincoln Park District President



Lincoln Park District
32 McDougall Drive, Lincoln ND 58504
lincolnndparks@gmail.com

March 2025 Minutes

Present Cox, Couture, Thomas, Garaas, Dickson
Absent
City Council Representative Carrie Praska
General Public SEH Matt Schaible

Couture called the meeting to order @ 6:00pm – role was taken.

Minutes:

February Minutes

Financial Statements/Bills:

February Bills

Calendar:

City Council April 3rd 6:00pm **Park Board** April 15th 6 pm **P&Z** April 29th 7 pm

Old Business:

- SEH update on Releasing Bids bid for 66th St walking path. Motion was made to accept to open for Bid. (Cox, Thomas)
- SEH Updates on the RTP Grant application for Path going south on 66th St.
- Mariner Group Discussion for new park.
- Collect Bids for signs for the ne parks and directional signs for the parks.
- Prioritize other park projects to complete this summer

New business:

- ☐ Crack Sealing for Walking Paths needs to be done. Will find out if the City is having it done or is getting the equipment to do it.
- ☐ Look at giving the City Back the Drainage area on Dolan and 66th.
- ☐ SEH Updates on the RTP Grant application for Path going south on 66th St. Application pieces collected and drafted. Request for motion of approval to submit. Motion to accept (Cox, Garaas)

Recreation: Dates for hotdogs in the parks

Social Media: Will add updated pictures and locations for the new parks.

Projects/Planning: Will wait to hear back from the City on their comprehensive plan so we can work on updating the parks district plan as well.

I HEREBY CERTIFY THAT THE ABOVE MINUTES WERE TAKEN BY ME ON: Marh 18th 2025

Nicholas Couture, Park Board President



NORTH DAKOTA

CITY OFFICE 701-258-7969

POLICE DEPARTMENT 701-258-2403

April 11, 2025

RE: SUPPORT FOR PROPOSED GRAVEL PATHWAY ALONG 66TH STREET

To Whom It May Concern,

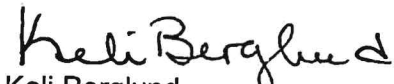
I am writing to express my strong support for the proposed construction of a new gravel pathway along 66th Street between Santee Drive and the southern city limits.

This pathway would provide a much-needed recreational walking and biking route in an area currently lacking such infrastructure. It would cross several city roadways, offering residents safe and convenient access for outdoor exercise and leisure. At present, the absence of designated pathways on the south side of Lincoln has forced pedestrians and cyclists to share roadways with vehicle traffic, raising safety concerns. This project would help mitigate those issues by providing an off-road alternative, significantly enhancing user safety.

Additionally, the proposed pathway offers potential for future connections to other pedestrian and cycling routes throughout Lincoln, contributing to a more comprehensive and accessible network of trails. This investment supports Lincoln's long-term goals of promoting health, wellness, and outdoor activity among residents.

Thank you for considering this project, which prioritizes the safety, health, and overall wellbeing of our community. I hope you will support funding for this important initiative.

Respectfully,


Keli Berglund
Mayor, City of Lincoln



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for All of Us®

April 1, 2025

RE: ND Recreational Trails Program
66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

ND Dept. of Water Resources
ATTN: Mr. Garland Erberle
1200 Memorial Hwy, Dept 770
Bismarck, ND 58504

Dear Mr. Erberle:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

This project is intended to apply for federal grant monies through the North Dakota Parks & Recreation departments Recreational Trails & Parks grant program. If awarded grant monies, this project would be funded by the grant dollars and matching funds by the Lincoln Park District.

A general description of the work would include the following:

Topsoil will be removed and stockpiled around the route, with excavated subgrade materials being used as embankment construction as needed. The pathway will be designed to achieve ADA compliant grades. Street crossings will include ADA concrete panel placement with truncated domes. Culverts to convey storm drainage will either be installed new or extend existing culverts. A gravel base will be laid at approximately 12-foot width. Topsoil will then be re-spread across the disturbed areas with seeding and mulching implemented. Permanent erosion control measures will be installed to limit sediment erosion. All work is planned to take part within the Burleigh County Right-of-Way and may consist entirely of previously disturbed ground.

To ensure that all social, economic, and environmental effects are considered in the development of this project, we are soliciting your views and comments on the proposed project pursuant to Section 102(2) (D) (IV) of the National Environmental Policy Act of 1969, as amended. We are particularly interested in any property which your department may own or have an interest in, and which would be adjacent to the proposed project site. We would also appreciate being made aware of any proposed developments your department may be contemplating in the areas under consideration for the proposed site. Any information that might help us in our studies would be appreciated.

Engineers | Architects | Planners | Scientists

Short Elliott Hendrickson Inc., 905 Tacoma Avet, Suite 2, Bismarck, ND 58504-7401

701.354.7121 | 888.908.8166 fax | sehinc.com

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The project is expected to be constructed during the 2026 construction season.

Information or comments relating to environmental or other matters that you might furnish will be used in determining if this project is a "categorical exclusion" or whether an "Environmental Assessment" or a "Draft Environmental Impact Statement" will be prepared.

It is requested that any comments or information be forwarded to our office on or before April 30, 2025. If you are able to respond prior to that date, the response will be included in a grant proposal packet being submitted to ND Parks & Recreation on April 11, 2025. If no reply is received by April 30, 2025, it will be assumed that you have no comment on this project. If further information is desired regarding the proposed project, please contact Matt Schaible at mschaible@sehinc.com or (701) 354-7121. Thank you for your time.

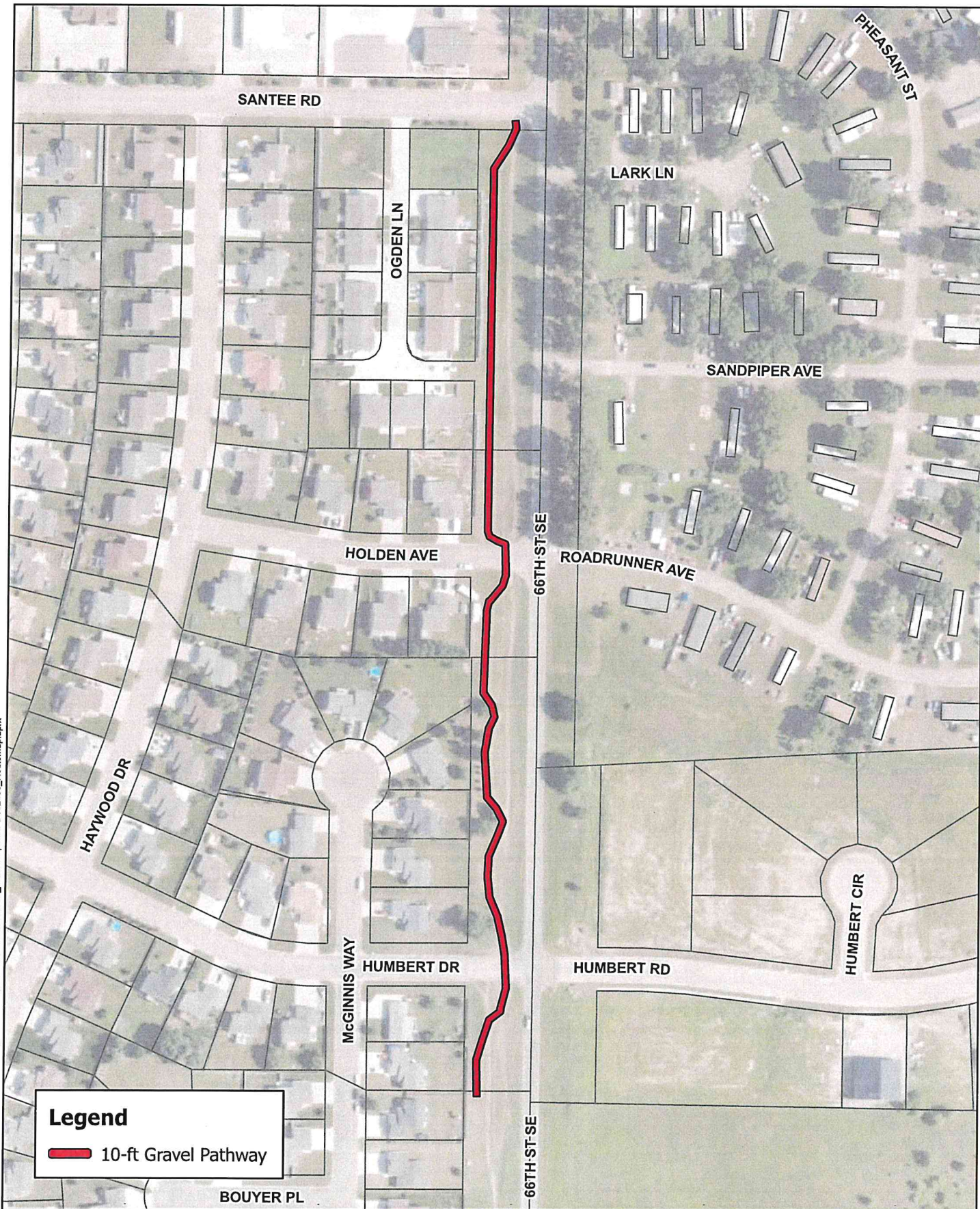
Sincerely,

A handwritten signature in blue ink that reads "Matt Schaible". The signature is fluid and cursive, with the first name "Matt" and last name "Schaible" clearly distinguishable.

Matt Schaible, PE
SEH Project Manager
(Lic. ND)

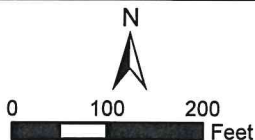
Attachment: Proposed Project Route Map

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Legend

10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025
Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location
66th St. Shared Use Trail - South
Lincoln, North Dakota

This map is neither a legally recorded map nor a survey map and is not intended to be used as one. This map is a compilation of records, information, and data gathered from various sources listed on this map and is to be used for reference purposes only. SEH does not warrant that the Geographic Information System (GIS) Data used to prepare this map are error free, and SEH does not represent that the GIS Data can be used for navigational, tracking, or any other purpose requiring exacting measurement of distance or direction or precision in the depiction of geographic features. The user of this map acknowledges that SEH shall not be liable for any damages which arise out of the user's access or use of data provided.



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April 1, 2025

RE: ND Recreational Trails Program
66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

ND Department of Environmental Quality
ATTN: Mr. David Glatt
4201 Normandy Street
Bismarck, ND 58503-1324

Dear Mr. Glatt:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

This project is intended to apply for federal grant monies through the North Dakota Parks & Recreation departments Recreational Trails & Parks grant program. If awarded grant monies, this project would be funded by the grant dollars and matching funds by the Lincoln Park District.

A general description of the work would include the following:

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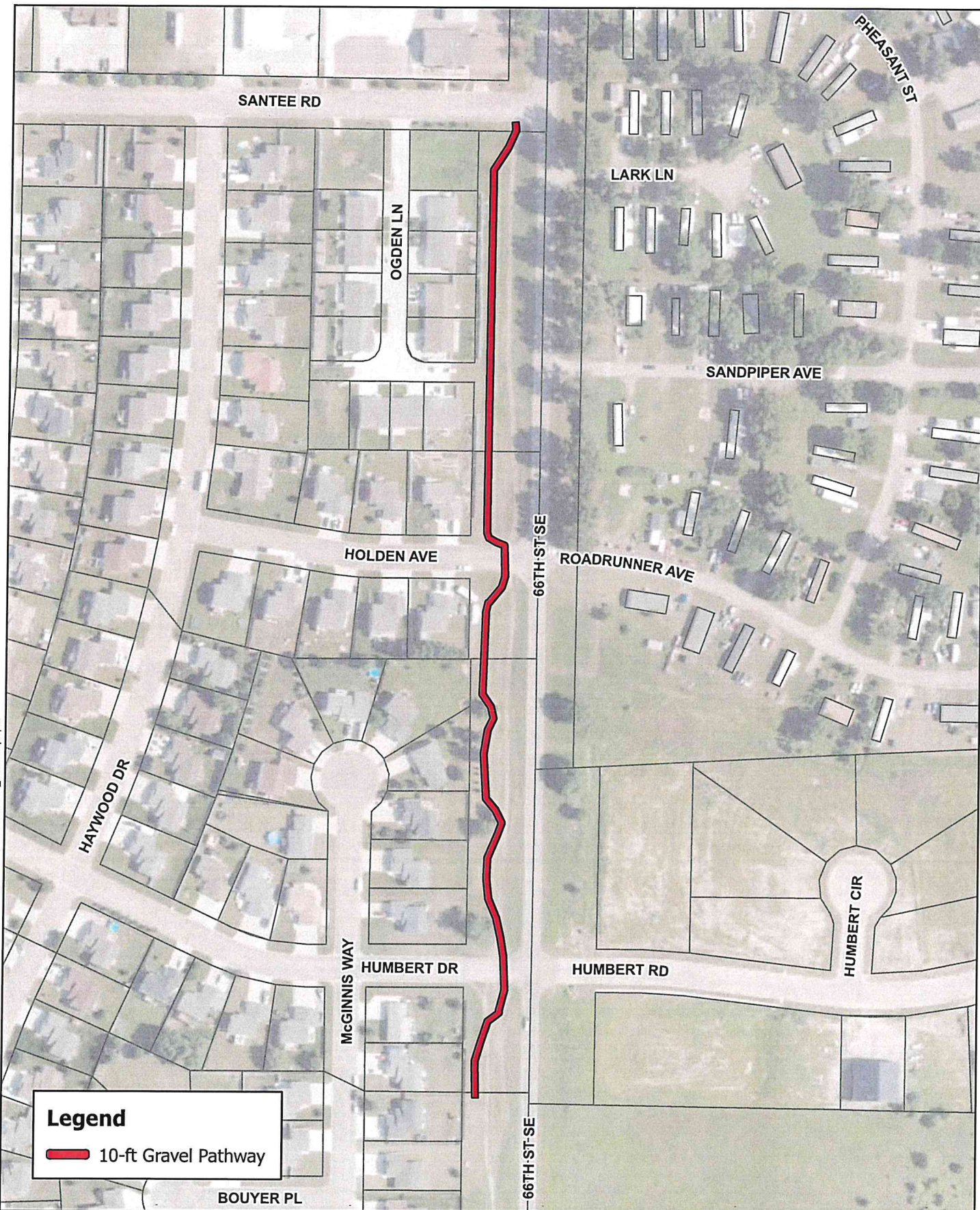
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Sincerely,

Matt Schaible, PE
SEH Project Manager
(Lic. ND)

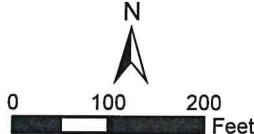
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Legend

10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025
Map by: tschwarz
Projection: NAD 1983 State Plane
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Burleigh County
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Longitude: 100d41m23.3s
SEH No. 182908 14.00

ND Game and Fish
ATTN: Mr. Steve Dyke
100 N. Bismarck Expressway
Bismarck, ND 58501-5095

Dear Mr. Dyke:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

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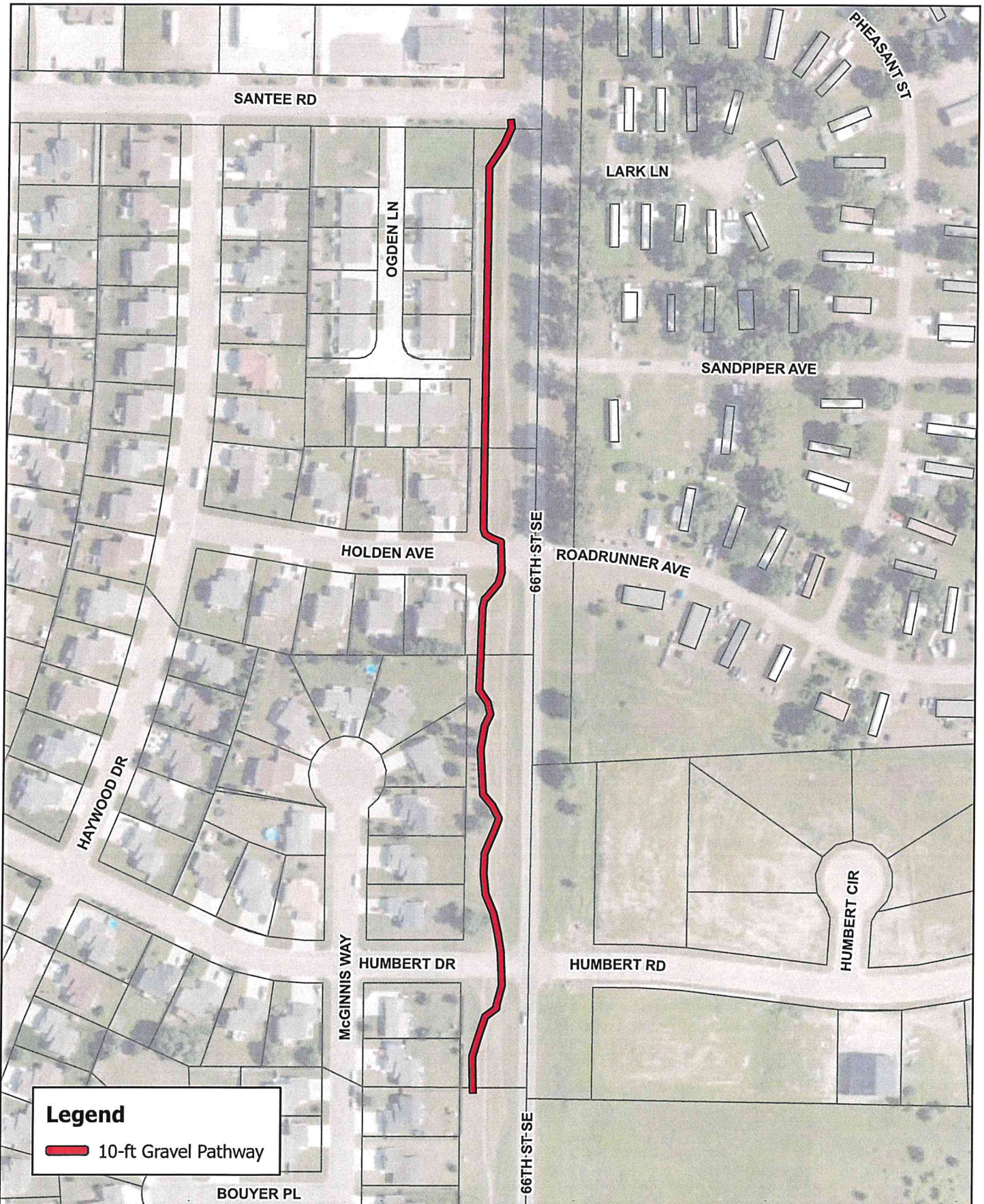
Sincerely,

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Matt Schaible, PE
SEH Project Manager
(Lic. ND)

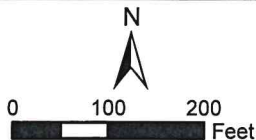
Attachment: Proposed Project Route Map

Path: X:\KOLL\LINPD182908\5-final-dsgn\51-drawings\90-GIS\LINPD182908_RouteMap\LINPD182908_RouteMap.aprx



Legend

— 10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025

Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location
66th St. Shared Use Trail - South
Lincoln, North Dakota



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April 1, 2025

RE: ND Recreational Trails Program
66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

ND Historical Society
ATTN: Mr. Bill Peterson
612 East Boulevard Avenue
Bismarck, ND 58505-0830

Dear Mr. Peterson:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

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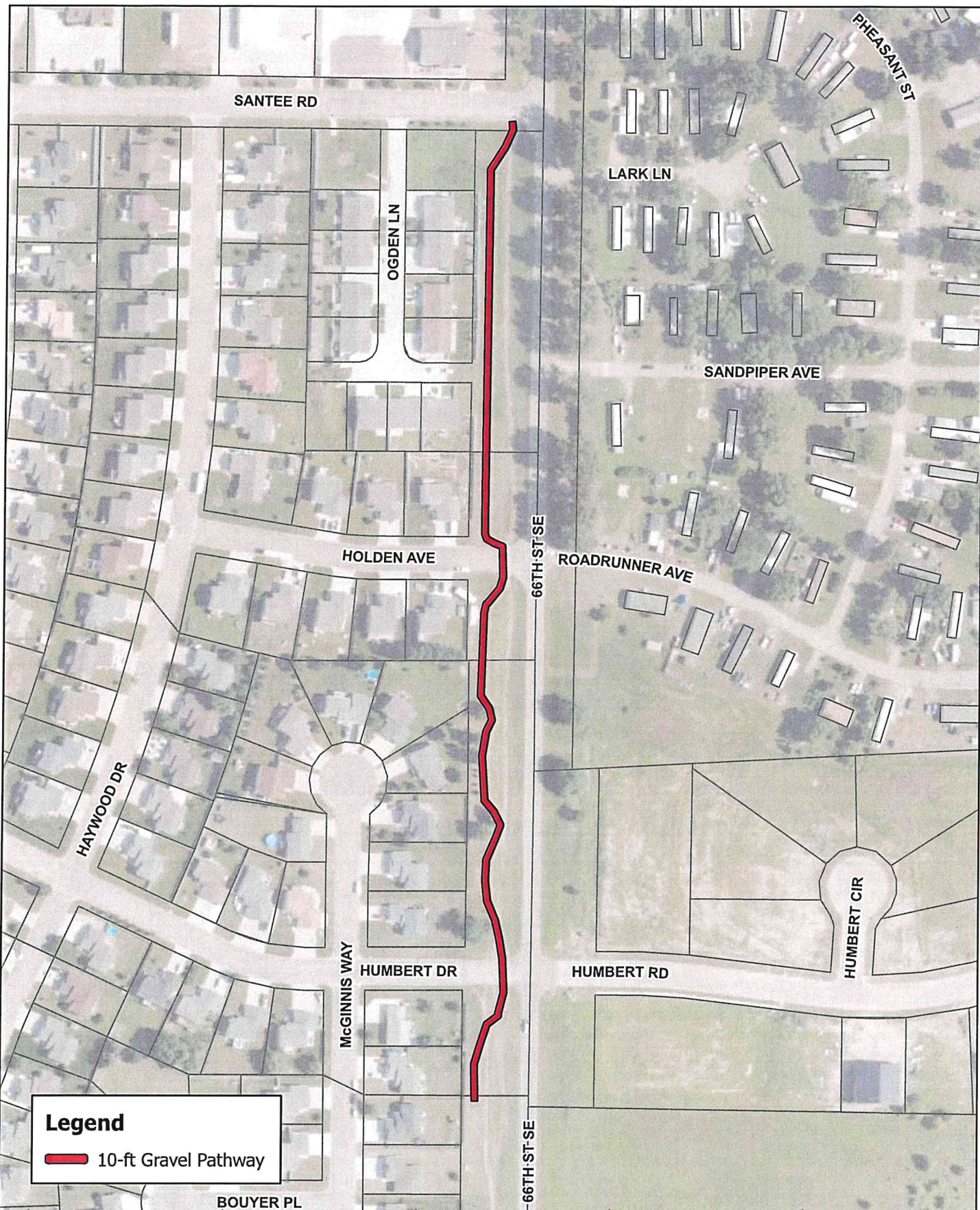
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Legend

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	 0 100 200 Feet	Project: LINPD 182908 Print Date: 4/1/2025	Proposed Route Location 66 th St. Shared Use Trail - South Lincoln, North Dakota
		Map by: Ischwarz Projection: NAD 1983 State Plane North Dakota South (US Feet) Source: Burleigh County, SEH Inc	

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April 1, 2025

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66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

ND Parks and Recreation Department
ATTN: Ms. Kathy Duttonhefner
604 East Boulevard Ave
Bismarck, ND 58505

Dear Ms. Duttonhefner:

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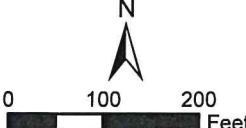
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Legend

 10-ft Gravel Pathway

		Project: LINPD 182908 Print Date: 4/1/2025	Proposed Route Location 66 th St. Shared Use Trail - South Lincoln, North Dakota
		Map by: Tschwarz Projection: NAD 1983 State Plane North Dakota South (US Feet) Source: Burleigh County, SEH Inc	

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April 1, 2025

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66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

NDDOT – Department of Transportation
ATTN: Ms. Joyce Schmidt
608 E. Boulevard Ave.
Bismarck, ND 58505-0700

Dear Ms. Schmidt:

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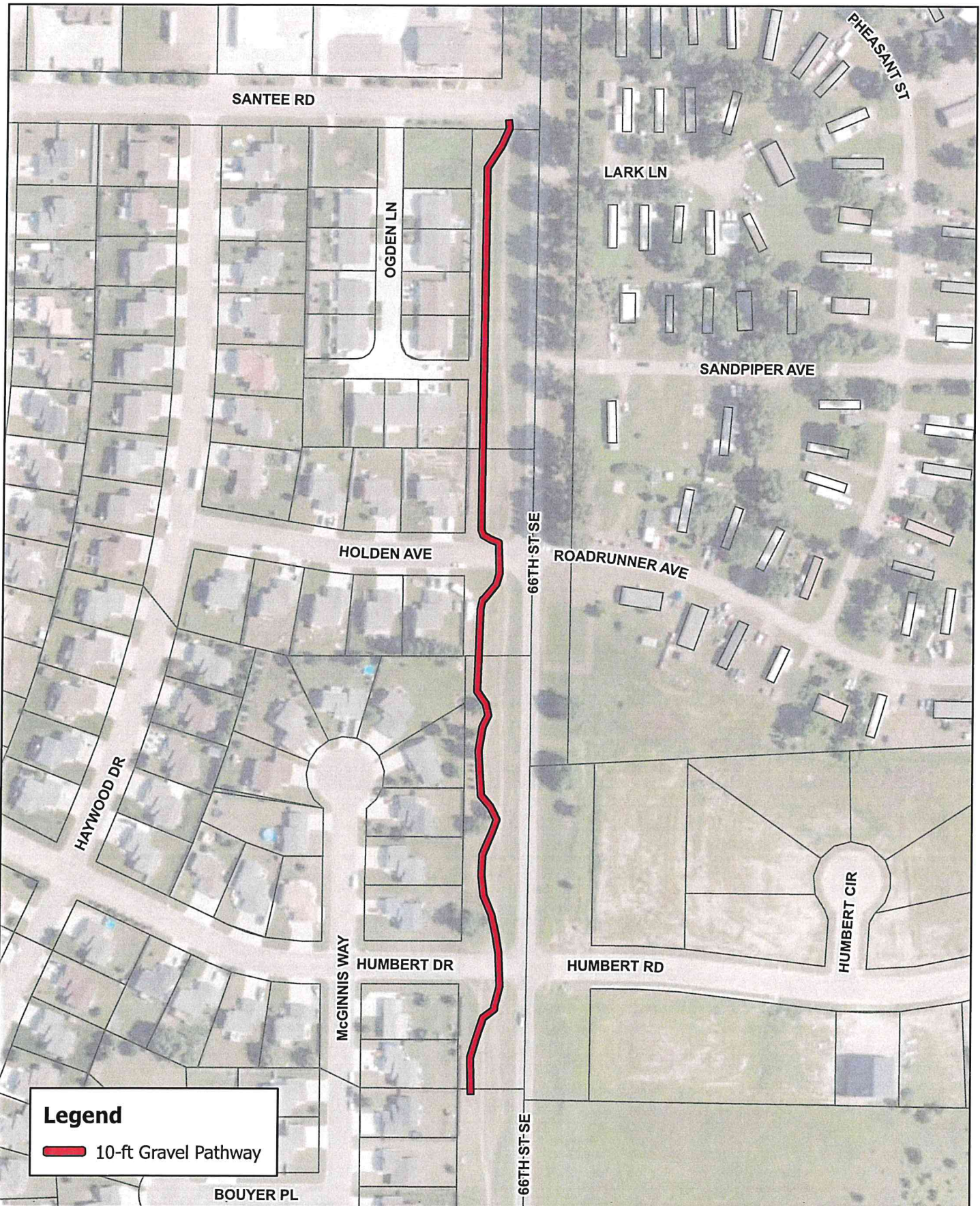
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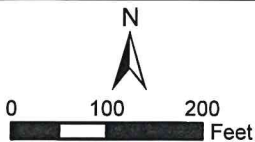
Attachment: Proposed Project Route Map

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Legend

 10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025

Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location
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Lincoln, North Dakota

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April 1, 2025

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66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

North Dakota SPOC
ATTN: Ms. Rikki Roehrich
PO Box 2057
Bismarck, ND 58502-2057

Dear Ms. Roehrich:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

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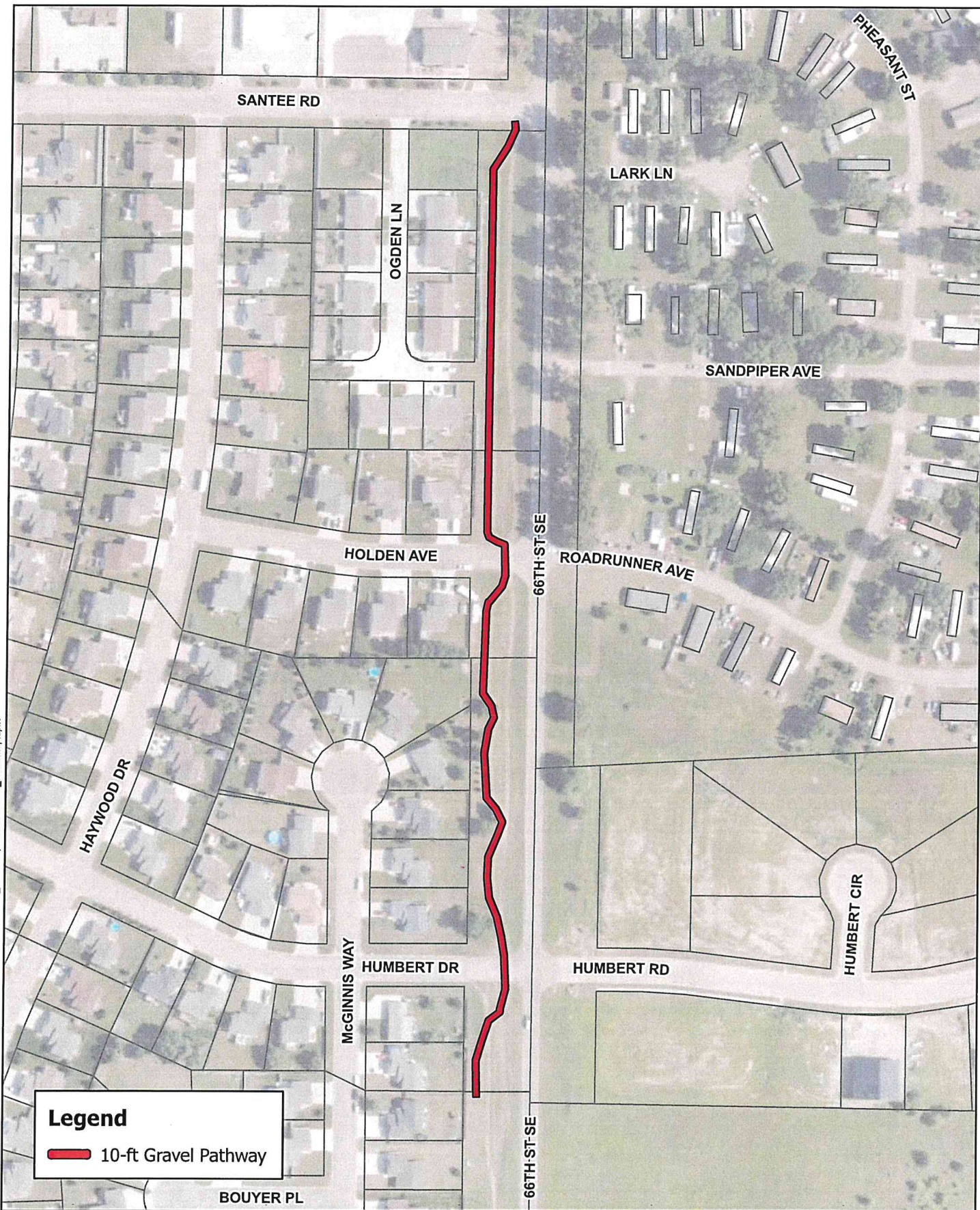
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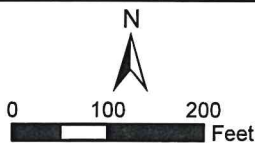
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Legend

 10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025

Map by: Ischwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location

66th St. Shared Use Trail - South
Lincoln, North Dakota

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Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

U.S. Army Corps of Engineers
ATTN: Mr. Jeremy Nygard
3319 University Drive
Bismarck, ND 58504

Dear Mr. Nygard:

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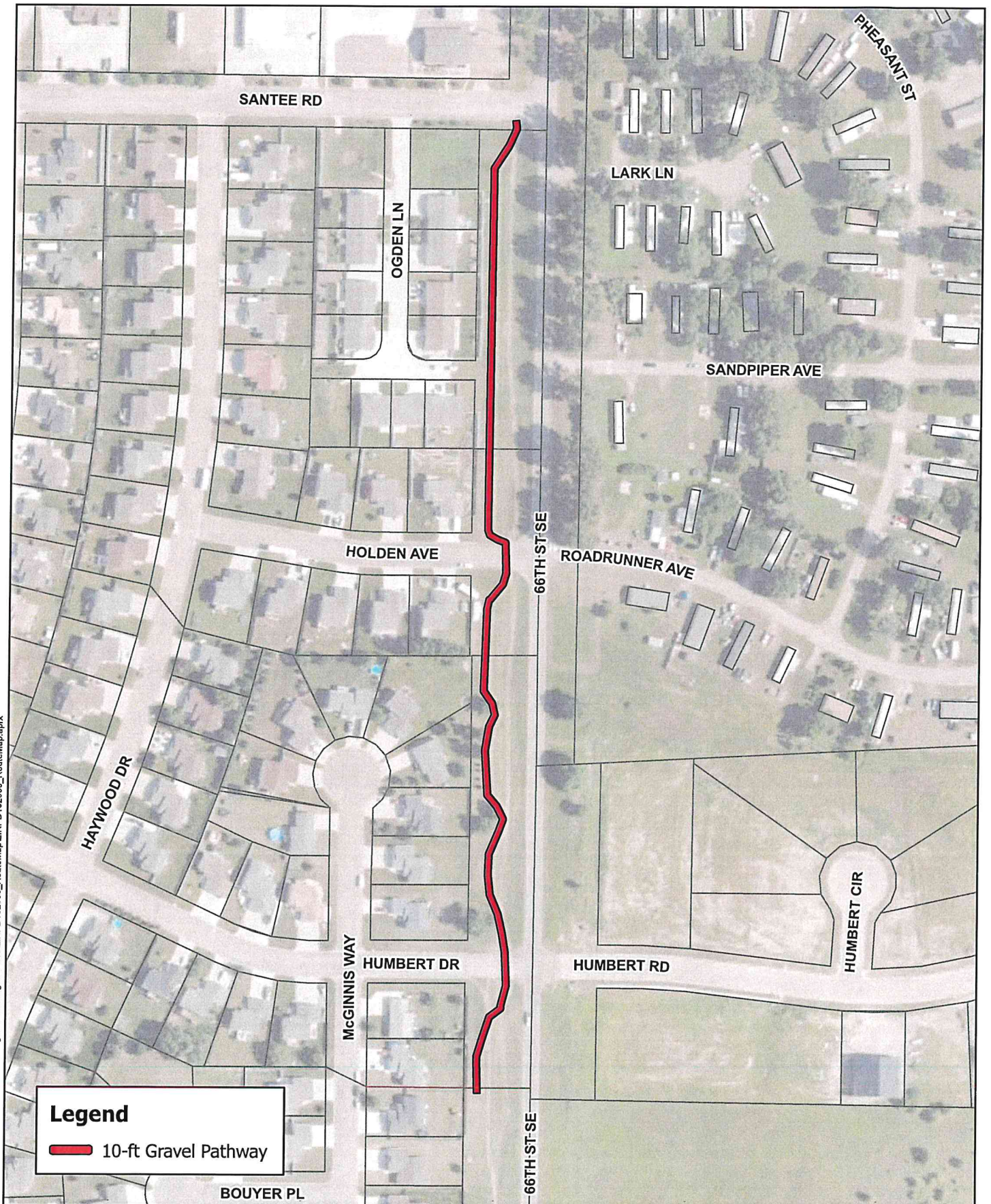
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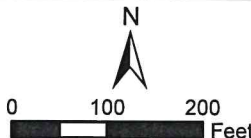
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10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025
Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

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Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

U.S. Department of Agriculture – NCRS
ATTN: Ms. Mary E. Podoll
P.O. Box 1458
Bismarck, ND 58502-1458

Dear Ms. Podoll:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

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A general description of the work would include the following:

Topsoil will be removed and stockpiled around the route, with excavated subgrade materials being used as embankment construction as needed. The pathway will be designed to achieve ADA compliant grades. Street crossings will include ADA concrete panel placement with truncated domes. Culverts to convey storm drainage will either be installed new or extend existing culverts. A gravel base will be laid at approximately 12-foot width. Topsoil will then be re-spread across the disturbed areas with seeding and mulching implemented. Permanent erosion control measures will be installed to limit sediment erosion. All work is planned to take part within the Burleigh County Right-of-Way and may consist entirely of previously disturbed ground.

To ensure that all social, economic, and environmental effects are considered in the development of this project, we are soliciting your views and comments on the proposed project pursuant to Section 102(2) (D) (IV) of the National Environmental Policy Act of 1969, as amended. We are particularly interested in any property which your department may own or have an interest in, and which would be adjacent to the proposed project site. We would also appreciate being made aware of any proposed developments your

Engineers | Architects | Planners | Scientists

Short Elliott Hendrickson Inc., 905 Tacoma Avet, Suite 2, Bismarck, ND 58504-7401

701.354.7121 | 888.908.8166 fax | sehinc.com

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department may be contemplating in the areas under consideration for the proposed site. Any information that might help us in our studies would be appreciated.

The project is expected to be constructed during the 2026 construction season.

Information or comments relating to environmental or other matters that you might furnish will be used in determining if this project is a "categorical exclusion" or whether an "Environmental Assessment" or a "Draft Environmental Impact Statement" will be prepared.

It is requested that any comments or information be forwarded to our office on or before April 30, 2025. If you are able to respond prior to that date, the response will be included in a grant proposal packet being submitted to ND Parks & Recreation on April 11, 2025. If no reply is received by April 30, 2025, it will be assumed that you have no comment on this project. If further information is desired regarding the proposed project, please contact Matt Schaible at mschaible@sehinc.com or (701) 354-7121. Thank you for your time.

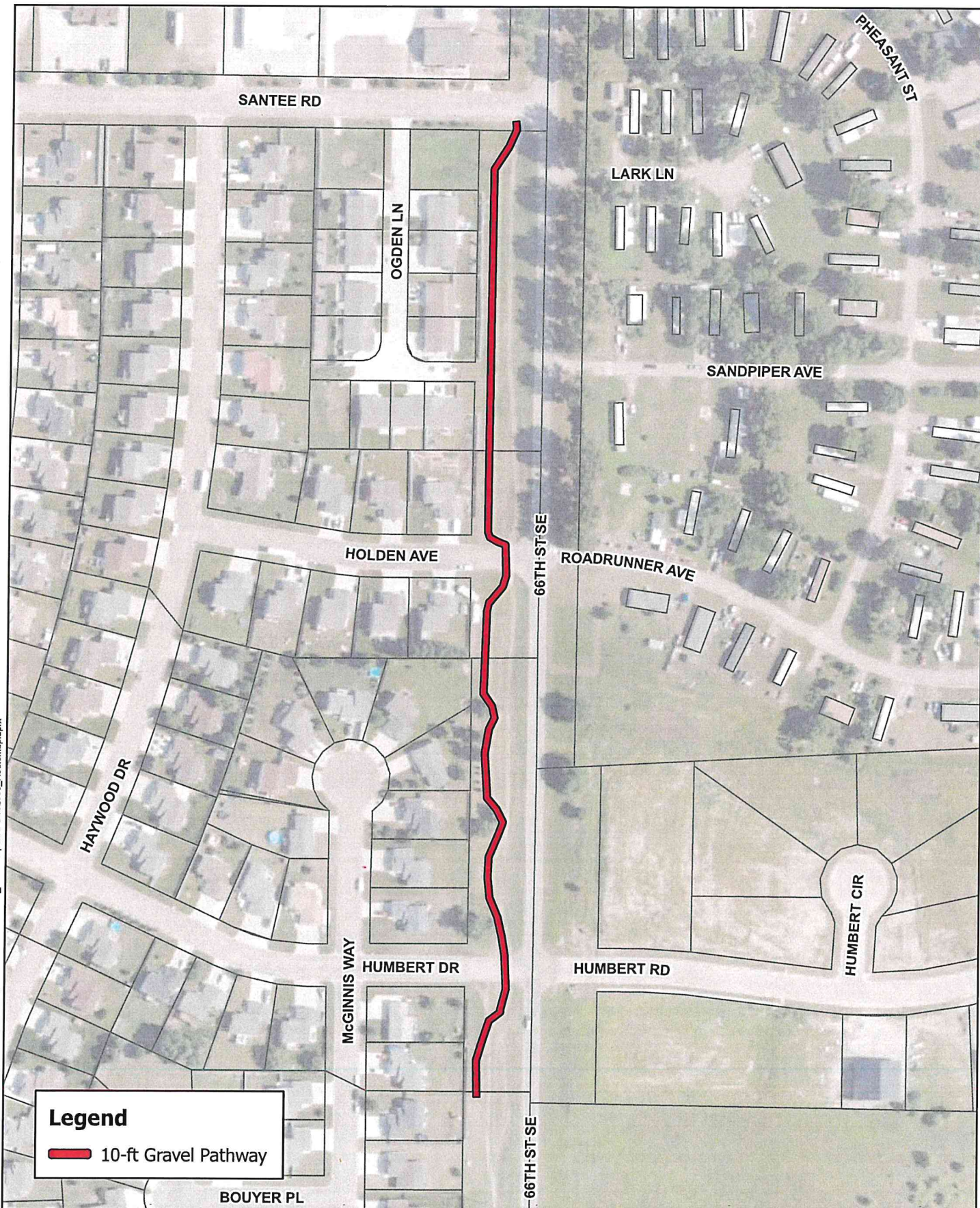
Sincerely,

A handwritten signature in blue ink that reads "Matt Schaible". The signature is fluid and cursive, with the first name "Matt" and last name "Schaible" clearly distinguishable.

Matt Schaible, PE
SEH Project Manager
(Lic. ND)

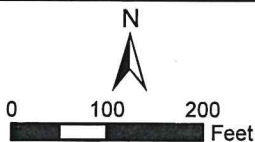
Attachment: Proposed Project Route Map

Path: X:\KOLLIN\NPD\182908\GIS\NPD182908_RouteMap\NPD182908_RouteMap.aprx



Legend

10-ft Gravel Pathway



Project: LINPD 182908
Print Date: 4/1/2025

Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location
66th St. Shared Use Trail - South
Lincoln, North Dakota

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Building a Better World
for All of Us®

April 1, 2025

RE: ND Recreational Trails Program
66th Street Shared Use Trail - South
Lincoln Park District
Construct 0.28 Miles of Trail
Burleigh County
Latitude: 46d45m56.5s
Longitude: 100d41m23.3s
SEH No. 182908 14.00

U.S. Fish and Wildlife Services
ATTN: Ecological Services
3425 Miriam Avenue
Bismarck, ND 58501-7926

Dear Ecological Services Team Member:

The Lincoln Park District is proposing the 66th Street Shared Use Trail - South project. Specifically, the proposed construction will take place in Lincoln, North Dakota, along the west side of the 66th Street corridor, from Santee Road South to the City limits. The project aims to extend the trail network within the City Limits by grading, implementing culvert drainage as necessary, and installing gravel surfacing. The trail is intended to appeal to a wide range of users, from mountain bikers and joggers to walkers and cross-country enthusiasts.

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Engineers | Architects | Planners | Scientists

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The project is expected to be constructed during the 2026 construction season.

Information or comments relating to environmental or other matters that you might furnish will be used in determining if this project is a "categorical exclusion" or whether an "Environmental Assessment" or a "Draft Environmental Impact Statement" will be prepared.

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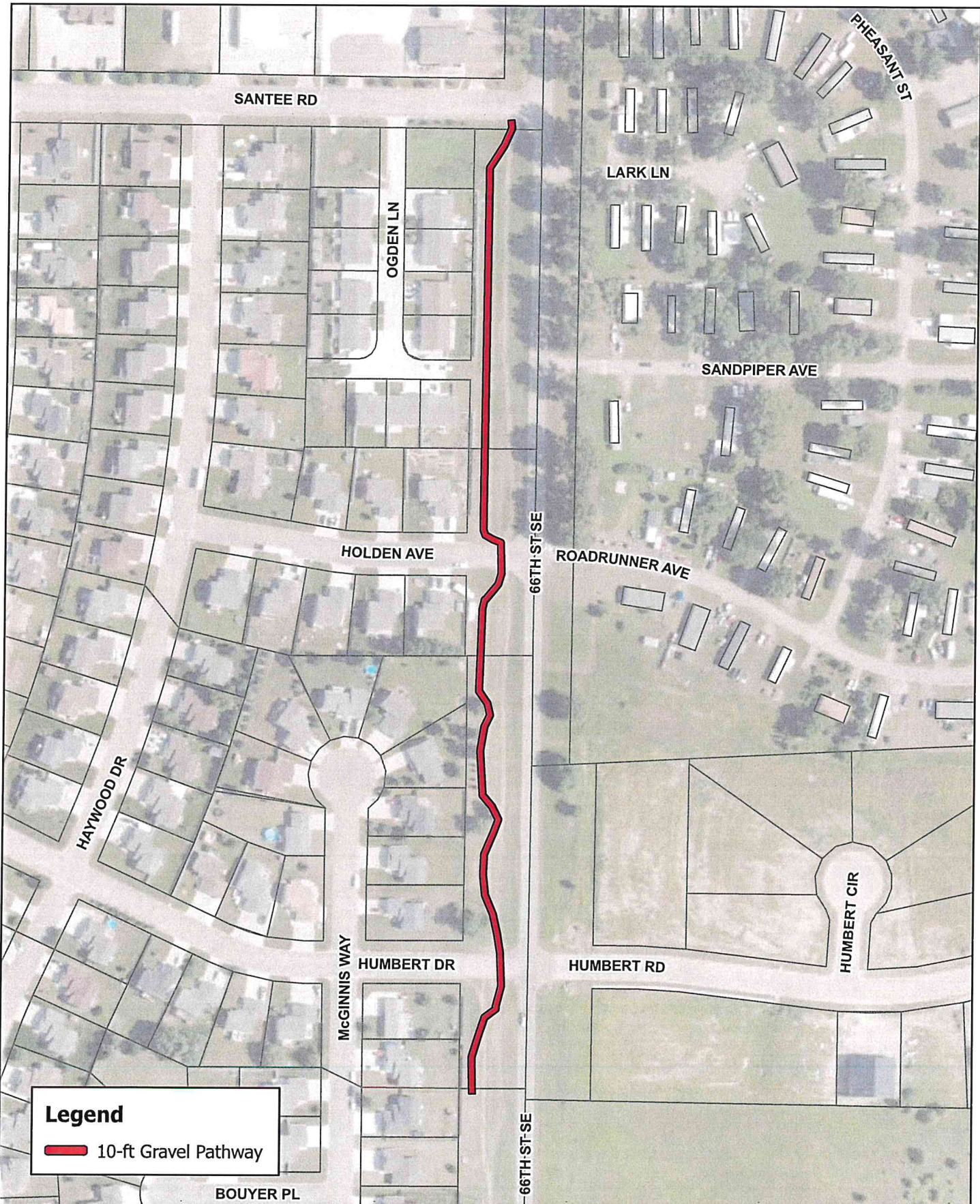
Sincerely,

A handwritten signature in blue ink that reads "Matt Schaible". The signature is fluid and cursive, with the first name "Matt" and last name "Schaible" clearly distinguishable.

Matt Schaible, PE
SEH Project Manager
(Lic. ND)

Attachment: Proposed Project Route Map

Path: X:\KOLL\INPD\182908\5-final-dsgn\5-1-drawings\90-GIS\LINPD182908_RouteMap\LINPD182908_RouteMap.aprx



Legend

 10-ft Gravel Pathway



N

0100200

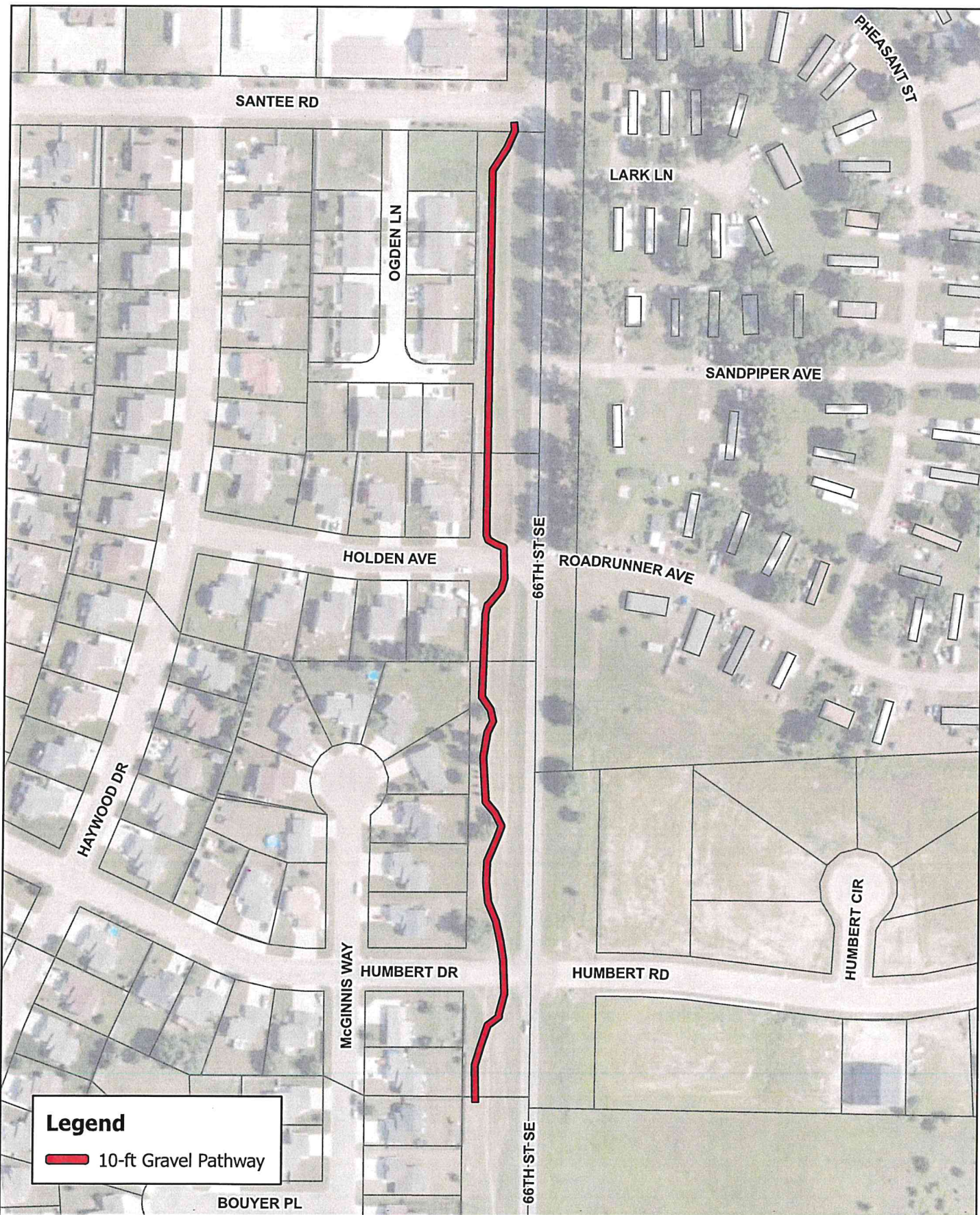
Feet

Project: LINPD 182908
Print Date: 4/1/2025
Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location
66th St. Shared Use Trail - South
Lincoln, North Dakota

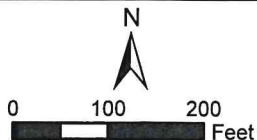
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Legend

 10-ft Gravel Pathway



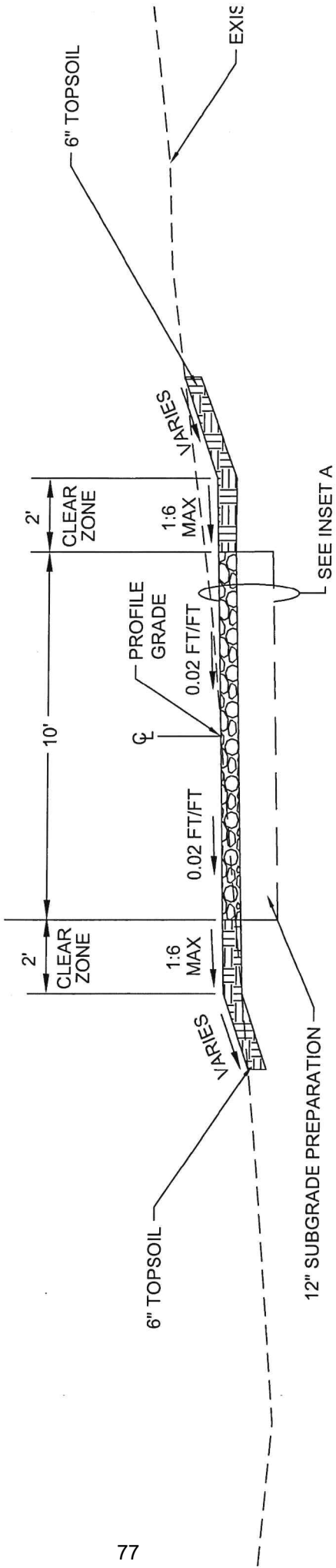
Project: LINPD 182908
Print Date: 4/1/2025

Map by: tschwarz
Projection: NAD 1983 State Plane
North Dakota South (US Feet)
Source: Burleigh County, SEH Inc

Proposed Route Location

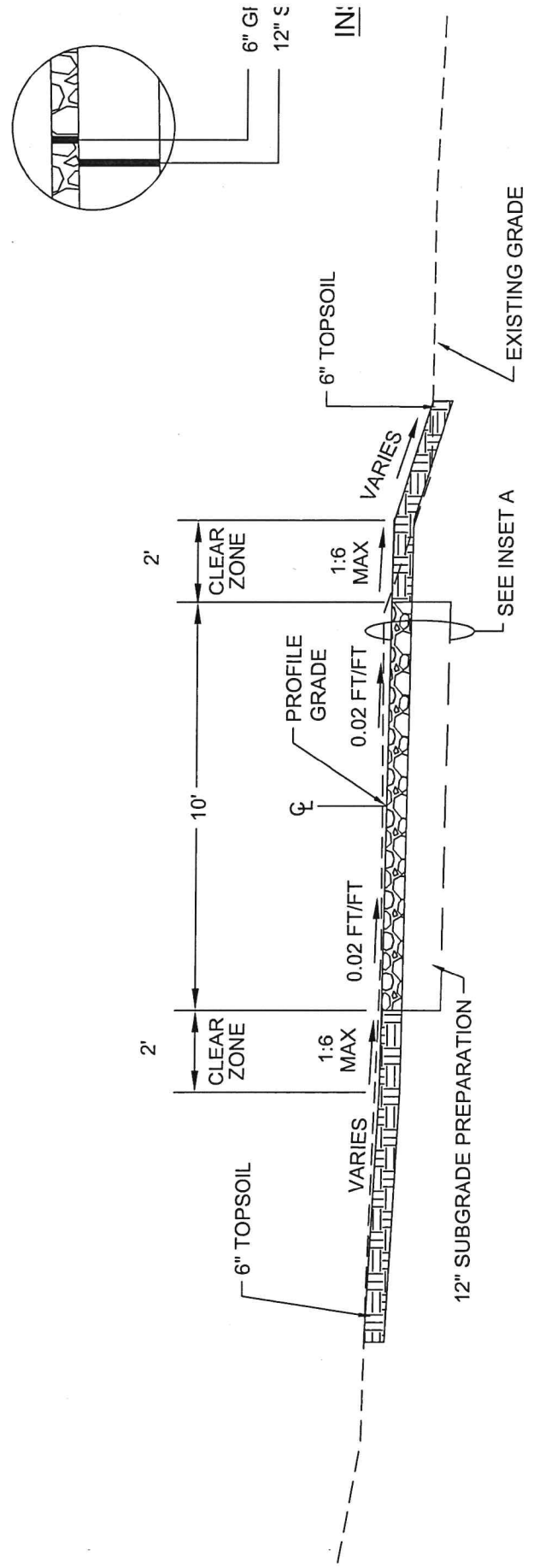
66th St. Shared Use Trail - South
Lincoln, North Dakota

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66TH ST. SHARED USE PATH

PROPOSED PATH TYPICAL SECTIONS



66TH ST. SHARED USE PATH



**STATE
HISTORICAL
SOCIETY**
OF NORTH DAKOTA

CULTURAL REVIEW REQUEST

STATE HISTORICAL SOCIETY OF NORTH DAKOTA
ARCHAEOLOGY AND HISTORIC PRESERVATION (NDSHPO)
SFN 62578 (10/2024)

Send Completed Form to shsculturalreview@nd.gov or by mail to

State Historical Society of North Dakota
Archaeology and Historic Preservation
Attn: Review and Compliance
612 E. Boulevard Ave.
Bismarck, ND 58505-0830

Items marked with asterisk (*) are required. Projects cannot be reviewed unless these items are complete.

Name Matt Schaible, PE		
Organization or Affiliation (if any) Short Elliott Hendrickson Inc.,		
Phone number (701) 354-7121.		
Address 905 Tacoma Avet, Suite 2		
City Bismarck	State ND	Zip Code 58504-7401
Email Address mschaible@sehinc.com		

SHSND/SHPO ID 25-5721	Date* 4/1/25
Project/Undertaking Name* 66th Street Shared Use Trail - South Lincoln Park District	
Type of Project Permit/Funding ☐ State ☒ Federal	Name of State/Federal Agency* ND Parks and Rec
Name of Agency Contact for Project	Title of Agency Contact for Project

Location of Project/Area of Potential Effects (APE)*

Township	Range	Section	Street Address	City	State
138	79	19	66th St	Lincoln	ND

Has consultation with SHSND/SHPO been previously initiated for this project?

- ☐ Yes
☒ No

Approximate Date of Previous Consultation

Previous Consultation Initiated by

Describe the Project and/or Undertaking and Nature of State/Federal Agency Involvement*

Topsoil will be removed and stockpiled around the route, with excavated subgrade materials being used as embankment construction as needed. The pathway will be designed to achieve ADA compliant grades. Street crossings will include ADA concrete panel placement with truncated domes. Culverts to convey storm drainage will either be installed new or extend existing culverts. A gravel base will be laid at approximately 12-foot width. Topsoil will then be re-spread across the disturbed areas with seeding and mulching implemented. Permanent erosion control measures will be installed to limit sediment erosion. All work is planned to take part within the Burleigh County Right-of-Way and may consist entirely of previously disturbed ground.

Describe the Area of Potential Effects (APE)/Project Location*

This project is intended to apply for federal grant monies through the North Dakota Parks & Recreation departments Recreational Trails & Parks grant program.

Indicate additional Items included with submission

- ☐ File Search and Class I Results
☐ Manuscript/Class III Cultural Resources Report
☐ Section 106 consultation correspondence
☒ Maps, photographs, drawings, and/or plans
☐ Additional historic property information
☐ Other: _____

If Manuscript/Class III Report is included with this submission, please indicate Items included with manuscript (all items are required for report review)

- ☐ MS Datasheet
☐ Hard Copy
☐ Report pdf uploaded to ftp
☐ Survey Shapefiles uploaded to ftp
☐ Other: _____

FOR SHSND/SHPO USE ONLY

- ☒ No Historic Properties Affected
☐ No Adverse Effect
☐ Adverse Effect
☐ Survey Recommended
☐ Other: _____

- ☐ No Significant Sites
☐ Significant Sites in Area (map attached)
☐ Adverse Effect to Significant Sites
☐ Other: _____

- ☒ We concur with the above determination, if the project description changes, this concurrence is void.
☐ Additional information is requested, please see attached letter.

In response, please reference SHSND/SHPO#

25-5721

ND State Historic Preservation Officer/SHSND Director or designated representative

Lisa Steckler

Date

Digitally signed by Lisa Steckler

Date: 2025.04.07 14:30:18 -05'00'

From: [Schriock, Daniel L.](#)
To: [Matt Schaible](#)
Cc: [Hall, Marcus J.](#); [Finrem, Casey J.](#)
Subject: RE: Lincoln Park District - Request to Apply for RTP Grant for Pathway on 66th St.
Date: Wednesday, April 9, 2025 10:38:20 AM

Matt,

Burleigh County does not oppose the City of Lincoln pursuing an additional path along 66th Street south of Lincoln road. We would prefer that the City would consider paving of this path with the application of the RTP.

Please let me know if you need anything additional from us.

Thanks,

Daniel L. Schriock P.E.
Senior Assistant County Engineer
Burleigh County Highway Department
8100 43rd Ave NE
Bismarck, ND 58503
PH: (701)204-7748
CE: (701)954-9732

From: Matt Schaible <mschaible@sehinc.com>
Sent: Wednesday, April 9, 2025 10:18 AM
To: Schriock, Daniel L. <dschriock@nd.gov>
Subject: RE: Lincoln Park District - Request to Apply for RTP Grant for Pathway on 66th St.

******* CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *********

Dan,

Do you know if there will be a response email from Burleigh County on this? We have a few days yet to get this submitted.

Matthew Schaible, PE (ND)
Associate, Project Manager
Short Elliott Hendrickson Inc.

[701.354.5617](tel:701.354.5617) Direct | [406.207.6586](tel:406.207.6586) Mobile | [701.354.7121](tel:701.354.7121) Main

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From: Matt Schaible

Sent: Tuesday, April 1, 2025 5:41 PM

To: Hall, Marcus J. <mahall@nd.gov>; Einrem, Casey J. <ceinrem@nd.gov>; Daniel Schriock
(dschriock@nd.gov) <dschriock@nd.gov>

Cc: Deanna Mussatti <dmussatti@sehinc.com>; Lincoln parks district <lincolnndparks@gmail.com>

Subject: Lincoln Park District - Request to Apply for RTP Grant for Pathway on 66th St.

Mr. Hall –

On behalf of the Lincoln Park District, we would like to request that consideration be given to allow a future pathway extension along the west side of 66th Street from Santee Rd. to south edge of City of Lincoln limits. This pathway would likely be initially installed as a gravel pathway where all the earthwork, gravel base, and any culvert work would be completed, and then later paved with potential for lighting to be installed. This proposed phased extension would be similar to the shared use path along Lincoln Road, and the current project on 66th that is extending between Lincoln Road to 28th Street. This south extension would increase the recreational trails around Lincoln in the Park Districts efforts to create a larger network of pathways for users to recreate outdoors.

I have attached an exhibit of potential route for consideration. If this is something that Burleigh County would allow, the Park District would intent to apply for ND Parks and Recreation RTP grant which opened today, April 1st and closed on April 13th. This would be for construction during the 2026 construction season. If awarded, the proposed project would be designed in winter of 2025/2026 and coordinated for review with Burleigh County.

Please let me know if there are questions, or if this is acceptable to the County. Thank you for your consideration.

Matthew Schaible, PE (ND)
Associate, Project Manager
Short Elliott Hendrickson Inc.

701.354.5617 Direct | 406.207.6586 Mobile | 701.354.7121 Main

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Natural Resources
Conservation Service

Bismarck State Office
PO Box 1458
Bismarck, ND
58502-1458

Voice 701.530.2000
Fax 855-813-7556

April 3, 2025

Matt Schaible, PE
Short Elliott Hendrickson, Inc.
905 Tacoma Ave, Suite 2
Bismarck, ND 58504

Dear Mr. Schaible:

The Natural Resources Conservation Service (NRCS) has reviewed your letter dated April 1, 2025, concerning the 66th Street Shared Use Trail – South Lincoln Park District in the City of Lincoln, North Dakota.

NRCS has a major responsibility with the Farmland Protection Policy Act (FPPA) in documenting conversion of farmland (i.e., Prime, Statewide Importance and/or Local Importance) to non-agricultural use when federal funding is used. Your proposed project is within the city limits of Lincoln, North Dakota where FPPA does not apply; therefore, no further action is needed.

If you have additional questions pertaining to FPPA, please contact Lance Duey, Assistant State Soil Scientist, NRCS, Bismarck, North Dakota, at (701) 530-2109 or by email at lance.duey@usda.gov.

Sincerely,

SUSAN
SAMSON LIEBIG

Digitally signed by
SUSAN SAMSON LIEBIG
Date: 2025.04.03
16:07:01 -05'00'

SUSAN SAMSON-LIEBIG
Acting State Soil Scientist

Helping People Help the Land

USDA is an equal opportunity provider, employer, and lender.



U.S. Fish and Wildlife Service

National Wetlands Inventory

Lincoln Park District - 66th St. Trail South



U.S. Fish and Wildlife Service, National Standards and Support Team,
wetlands_team@fws.gov

April 11, 2025

Wetlands

- | | | | | | |
|--|--------------------------------|--|-----------------------------------|--|----------|
| | Estuarine and Marine Deepwater | | Freshwater Emergent Wetland | | Lake |
| | Estuarine and Marine Wetland | | Freshwater Forested/Shrub Wetland | | Other |
| | | | Freshwater Pond | | Riverine |

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

National Wetlands Inventory (NWI)
This page was produced by the NWI mapper

IPaC resource list

This report is an automatically generated list of species and other resources such as critical habitat (collectively referred to as *trust resources*) under the U.S. Fish and Wildlife Service's (USFWS) jurisdiction that are known or expected to be on or near the project area referenced below. The list may also include trust resources that occur outside of the project area, but that could potentially be directly or indirectly affected by activities in the project area. However, determining the likelihood and extent of effects a project may have on trust resources typically requires gathering additional site-specific (e.g., vegetation/species surveys) and project-specific (e.g., magnitude and timing of proposed activities) information.

Below is a summary of the project information you provided and contact information for the USFWS office(s) with jurisdiction in the defined project area. Please read the introduction to each section that follows (Endangered Species, Migratory Birds, USFWS Facilities, and NWI Wetlands) for additional information applicable to the trust resources addressed in that section.

Location

Burleigh County, North Dakota



Local office

North Dakota Ecological Services Field Office

☎ (701) 250-4481

📠 (701) 355-8513

3425 Miriam Avenue

NOT FOR CONSULTATION

Endangered species

This resource list is for informational purposes only and does not constitute an analysis of project level impacts.

The primary information used to generate this list is the known or expected range of each species. Additional areas of influence (AOI) for species are also considered. An AOI includes areas outside of the species range if the species could be indirectly affected by activities in that area (e.g., placing a dam upstream of a fish population even if that fish does not occur at the dam site, may indirectly impact the species by reducing or eliminating water flow downstream). Because species can move, and site conditions can change, the species on this list are not guaranteed to be found on or near the project area. To fully determine any potential effects to species, additional site-specific and project-specific information is often required.

Section 7 of the Endangered Species Act **requires** Federal agencies to "request of the Secretary information whether any species which is listed or proposed to be listed may be present in the area of such proposed action" for any project that is conducted, permitted, funded, or licensed by any Federal agency. A letter from the local office and a species list which fulfills this requirement can **only** be obtained by requesting an official species list from either the Regulatory Review section in IPaC (see directions below) or from the local field office directly.

For project evaluations that require USFWS concurrence/review, please return to the IPaC website and request an official species list by doing the following:

1. Draw the project location and click CONTINUE.
2. Click DEFINE PROJECT.
3. Log in (if directed to do so).
4. Provide a name and description for your project.
5. Click REQUEST SPECIES LIST.

Listed species¹ and their critical habitats are managed by the [Ecological Services Program](#) of the U.S. Fish and Wildlife Service (USFWS) and the fisheries division of the National Oceanic and Atmospheric Administration (NOAA Fisheries²).

Species and critical habitats under the sole responsibility of NOAA Fisheries are **not** shown on this list. Please contact [NOAA Fisheries](#) for [species under their jurisdiction](#).

1. Species listed under the [Endangered Species Act](#) are threatened or endangered; IPaC also shows species that are candidates, or proposed, for listing. See the [listing status page](#) for more information. IPaC only shows species that are regulated by USFWS (see FAQ).
2. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

The following species are potentially affected by activities in this location:

Birds

NAME	STATUS
Piping Plover <i>Charadrius melodus</i> There is final critical habitat for this species. Your location does not overlap the critical habitat. https://ecos.fws.gov/ecp/species/6039	Threatened
Rufa Red Knot <i>Calidris canutus rufa</i> Wherever found There is proposed critical habitat for this species. Your location does not overlap the critical habitat. https://ecos.fws.gov/ecp/species/1864	Threatened
Whooping Crane <i>Grus americana</i> There is final critical habitat for this species. Your location does not overlap the critical habitat. https://ecos.fws.gov/ecp/species/758	Endangered

Insects

NAME	STATUS
Dakota Skipper <i>Hesperia dactotae</i> Wherever found There is final critical habitat for this species. Your location does not overlap the critical habitat. https://ecos.fws.gov/ecp/species/1028	Threatened
Monarch Butterfly <i>Danaus plexippus</i> Wherever found There is proposed critical habitat for this species. Your location does not overlap the critical habitat. https://ecos.fws.gov/ecp/species/9743	Proposed Threatened
Suckley's Cuckoo Bumble Bee <i>Bombus suckleyi</i> No critical habitat has been designated for this species. https://ecos.fws.gov/ecp/species/10885	Proposed Endangered
Western Regal Fritillary <i>Argynnis idalia occidentalis</i> Wherever found No critical habitat has been designated for this species.	Proposed Threatened

Critical habitats

Potential effects to critical habitat(s) in this location must be analyzed along with the endangered species themselves.

There are no critical habitats at this location.

You are still required to determine if your project(s) may have effects on all above listed species.

Bald & Golden Eagles

Bald and Golden Eagles are protected under the Bald and Golden Eagle Protection Act ² and the Migratory Bird Treaty Act (MBTA) ¹. Any person or organization who plans or conducts activities that may result in impacts to Bald or Golden Eagles, or their habitats, should follow appropriate regulations and consider implementing appropriate avoidance and minimization measures, as described in the various links on this page.

Additional information can be found using the following links:

- Eagle Management <https://www.fws.gov/program/eagle-management>
- Measures for avoiding and minimizing impacts to birds
<https://www.fws.gov/library/collections/avoiding-and-minimizing-incidental-take-migratory-birds>
- Nationwide avoidance and minimization measures for birds
<https://www.fws.gov/sites/default/files/documents/nationwide-standard-conservation-measures.pdf>
- Supplemental Information for Migratory Birds and Eagles in IPaC
<https://www.fws.gov/media/supplemental-information-migratory-birds-and-bald-and-golden-eagles-may-occur-project-action>

There are Bald Eagles and/or Golden Eagles in your [project](#) area.

Measures for Proactively Minimizing Eagle Impacts

For information on how to best avoid and minimize disturbance to nesting bald eagles, please review the [National Bald Eagle Management Guidelines](#). You may employ the timing and activity-specific distance recommendations in this document when designing your project/activity to avoid and minimize eagle impacts. For bald eagle information specific to Alaska, please refer to [Bald Eagle Nesting and Sensitivity to Human Activity](#).

The FWS does not currently have guidelines for avoiding and minimizing disturbance to nesting Golden Eagles. For site-specific recommendations regarding nesting Golden Eagles, please consult with the appropriate Regional [Migratory Bird Office](#) or [Ecological Services Field Office](#).

If disturbance or take of eagles cannot be avoided, an [incidental take permit](#) may be available to authorize any take that results from, but is not the purpose of, an otherwise lawful activity. For assistance making this determination for Bald Eagles, visit the [Do I Need A Permit Tool](#). For assistance making this determination for golden eagles, please consult with the appropriate Regional [Migratory Bird Office](#) or [Ecological Services Field Office](#).

Ensure Your Eagle List is Accurate and Complete

If your project area is in a poorly surveyed area in IPaC, your list may not be complete and you may need to rely on other resources to determine what species may be present (e.g. your local FWS field office, state surveys, your own surveys). Please review the [Supplemental Information on Migratory Birds and Eagles](#), to help you properly interpret the report for your specified location, including determining if there is sufficient data to ensure your list is accurate.

For guidance on when to schedule activities or implement avoidance and minimization measures to reduce impacts to bald or golden eagles on your list, see the "Probability of Presence Summary" below to see when these bald or golden eagles are most likely to be present and breeding in your project area.

Review the FAQs

The FAQs below provide important additional information and resources.

NAME	BREEDING SEASON
Bald Eagle <i>Haliaeetus leucocephalus</i> This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities.	Breeds Dec 1 to Aug 31
Golden Eagle <i>Aquila chrysaetos</i> This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities. https://ecos.fws.gov/ecp/species/1680	Breeds Jan 1 to Aug 31

Probability of Presence Summary

The graphs below provide our best understanding of when birds of concern are most likely to be present in your project area. This information can be used to tailor and schedule your project activities to avoid or minimize impacts to birds. Please make sure you read "[Supplemental](#)

[Information on Migratory Birds and Eagles](#)", specifically the FAQ section titled "Proper Interpretation and Use of Your Migratory Bird Report" before using or attempting to interpret this report.

Probability of Presence (■)

Each green bar represents the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during a particular week of the year. (A year is represented as 12 4-week months.) A taller bar indicates a higher probability of species presence. The survey effort (see below) can be used to establish a level of confidence in the presence score. One can have higher confidence in the presence score if the corresponding survey effort is also high.

How is the probability of presence score calculated? The calculation is done in three steps:

1. The probability of presence for each week is calculated as the number of survey events in the week where the species was detected divided by the total number of survey events for that week. For example, if in week 12 there were 20 survey events and the Spotted Towhee was found in 5 of them, the probability of presence of the Spotted Towhee in week 12 is 0.25.
2. To properly present the pattern of presence across the year, the relative probability of presence is calculated. This is the probability of presence divided by the maximum probability of presence across all weeks. For example, imagine the probability of presence in week 20 for the Spotted Towhee is 0.05, and that the probability of presence at week 12 (0.25) is the maximum of any week of the year. The relative probability of presence on week 12 is $0.25/0.25 = 1$; at week 20 it is $0.05/0.25 = 0.2$.
3. The relative probability of presence calculated in the previous step undergoes a statistical conversion so that all possible values fall between 0 and 10, inclusive. This is the probability of presence score.

To see a bar's probability of presence score, simply hover your mouse cursor over the bar.

Breeding Season (■)

Yellow bars denote a very liberal estimate of the time-frame inside which the bird breeds across its entire range. If there are no yellow bars shown for a bird, it does not breed in your project area.

Survey Effort (|)

Vertical black lines superimposed on probability of presence bars indicate the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps. The number of surveys is expressed as a range, for example, 33 to 64 surveys.

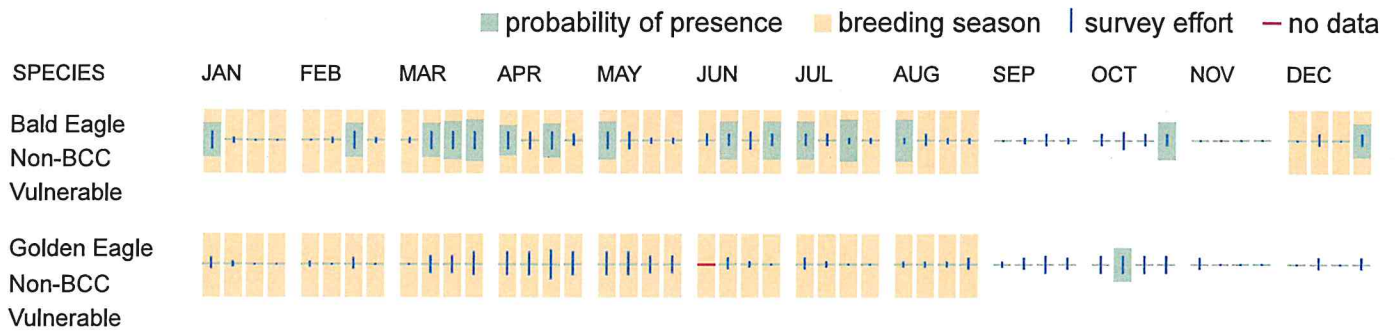
To see a bar's survey effort range, simply hover your mouse cursor over the bar.

No Data (—)

A week is marked as having no data if there were no survey events for that week.

Survey Timeframe

Surveys from only the last 10 years are used in order to ensure delivery of currently relevant information. The exception to this is areas off the Atlantic coast, where bird returns are based on all years of available data, since data in these areas is currently much more sparse.



Bald & Golden Eagles FAQs

What does IPaC use to generate the potential presence of bald and golden eagles in my specified location?

The potential for eagle presence is derived from data provided by the [Avian Knowledge Network \(AKN\)](#). The AKN data is based on a growing collection of [survey, banding, and citizen science datasets](#) and is queried and filtered to return a list of those birds reported as occurring in the 10km grid cell(s) which your project intersects, and that have been identified as warranting special attention because they are an eagle ([Bald and Golden Eagle Protection Act](#) requirements may apply).

Proper interpretation and use of your eagle report

On the graphs provided, please look carefully at the survey effort (indicated by the black vertical line) and for the existence of the "no data" indicator (a red horizontal line). A high survey effort is the key component. If the survey effort is high, then the probability of presence score can be viewed as more dependable. In contrast, a low survey effort line or no data line (red horizontal) means a lack of data and, therefore, a lack of certainty about presence of the species. This list is not perfect; it is simply a starting point for identifying what birds have the potential to be in your project area, when they might be there, and if they might be breeding (which means nests might be present). The list and associated information help you know what to look for to confirm presence and helps guide you in knowing when to implement avoidance and minimization measures to eliminate or reduce potential impacts from your project activities or get the appropriate permits should presence be confirmed.

How do I know if eagles are breeding, wintering, or migrating in my area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating, or resident), you may query your location using the [RAIL Tool](#) and view the range maps provided for birds in your area at the bottom of the profiles provided for each bird in your results. If an eagle on your IPaC migratory bird species list has a breeding season associated with it (indicated by yellow vertical bars on the phenology graph in your "IPaC PROBABILITY OF PRESENCE SUMMARY" at the top of your results list), there may be nests present at some point within the timeframe specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

Interpreting the Probability of Presence Graphs

Each green bar represents the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during a particular week of the year. A taller bar indicates a higher probability of species presence. The survey effort can be used to establish a level of confidence in the presence score.

How is the probability of presence score calculated? The calculation is done in three steps:

The probability of presence for each week is calculated as the number of survey events in the week where the species was detected divided by the total number of survey events for that week. For example, if in week 12 there were 20 survey events and the Spotted Towhee was found in 5 of them, the probability of presence of the Spotted Towhee in week 12 is 0.25.

To properly present the pattern of presence across the year, the relative probability of presence is calculated. This is the probability of presence divided by the maximum probability of presence across all weeks. For example, imagine the probability of presence in week 20 for the Spotted Towhee is 0.05, and that the probability of presence at week 12 (0.25) is the maximum of any week of the year. The relative probability of presence on week 12 is $0.25/0.25 = 1$; at week 20 it is $0.05/0.25 = 0.2$.

The relative probability of presence calculated in the previous step undergoes a statistical conversion so that all possible values fall between 0 and 10, inclusive. This is the probability of presence score.

Breeding Season ()

Yellow bars denote a very liberal estimate of the time-frame inside which the bird breeds across its entire range. If there are no yellow bars shown for a bird, it does not breed in your project area.

Survey Effort ()

Vertical black lines superimposed on probability of presence bars indicate the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps.

No Data ()

A week is marked as having no data if there were no survey events for that week.

Survey Timeframe

Surveys from only the last 10 years are used in order to ensure delivery of currently relevant information. The exception to this is areas off the Atlantic coast, where bird returns are based on all years of available data, since data in these areas is currently much more sparse.

Migratory birds

The Migratory Bird Treaty Act (MBTA) ¹ prohibits the take (including killing, capturing, selling, trading, and transport) of protected migratory bird species without prior authorization by the Department of Interior U.S. Fish and Wildlife Service (Service). The incidental take of migratory birds is the injury or death of birds that results from, but is not the purpose, of an activity. The Service interprets the MBTA to prohibit incidental take.

1. The [Migratory Birds Treaty Act](#) of 1918.
2. The [Bald and Golden Eagle Protection Act](#) of 1940.

Additional information can be found using the following links:

- Eagle Management <https://www.fws.gov/program/eagle-management>
- Measures for avoiding and minimizing impacts to birds
<https://www.fws.gov/library/collections/avoiding-and-minimizing-incidental-take-migratory-birds>
- Nationwide avoidance and minimization measures for birds

- Supplemental Information for Migratory Birds and Eagles in IPaC
<https://www.fws.gov/media/supplemental-information-migratory-birds-and-bald-and-golden-eagles-may-occur-project-action>

Measures for Proactively Minimizing Migratory Bird Impacts

Your IPaC Migratory Bird list showcases [birds of concern](#), including [Birds of Conservation Concern \(BCC\)](#), in your project location. This is not a comprehensive list of all birds found in your project area. However, you can help proactively minimize significant impacts to all birds at your project location by implementing the measures in the [Nationwide avoidance and minimization measures for birds](#) document, and any other project-specific avoidance and minimization measures suggested at the link [Measures for avoiding and minimizing impacts to birds](#) for the birds of concern on your list below.

Ensure Your Migratory Bird List is Accurate and Complete

If your project area is in a poorly surveyed area, your list may not be complete and you may need to rely on other resources to determine what species may be present (e.g. your local FWS field office, state surveys, your own surveys). Please review the [Supplemental Information on Migratory Birds and Eagles document](#), to help you properly interpret the report for your specified location, including determining if there is sufficient data to ensure your list is accurate.

For guidance on when to schedule activities or implement avoidance and minimization measures to reduce impacts to migratory birds on your list, see the "Probability of Presence Summary" below to see when these birds are most likely to be present and breeding in your project area.

Review the FAQs

The FAQs below provide important additional information and resources.

NAME	BREEDING SEASON
Bald Eagle <i>Haliaeetus leucocephalus</i> This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities.	Breeds Dec 1 to Aug 31
Black Tern <i>Chlidonias niger surinamensis</i> This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska. https://ecos.fws.gov/ecp/species/3093	Breeds May 15 to Aug 20
Bobolink <i>Dolichonyx oryzivorus</i> This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	Breeds May 20 to Jul 31

California Gull <i>Larus californicus</i>	Breeds Mar 1 to Jul 31
This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	
Chimney Swift <i>Chaetura pelagica</i>	Breeds Mar 15 to Aug 25
This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	
Franklin's Gull <i>Leucophaeus pipixcan</i>	Breeds May 1 to Jul 31
This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	
Golden Eagle <i>Aquila chrysaetos</i>	Breeds Jan 1 to Aug 31
This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities.	
https://ecos.fws.gov/ecp/species/1680	
Grasshopper Sparrow <i>Ammodramus savannarum perpallidus</i>	Breeds Jun 1 to Aug 20
This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA	
https://ecos.fws.gov/ecp/species/8329	
Hudsonian Godwit <i>Limosa haemastica</i>	Breeds elsewhere
This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	
Lesser Yellowlegs <i>Tringa flavipes</i>	Breeds elsewhere
This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	
https://ecos.fws.gov/ecp/species/9679	
Marbled Godwit <i>Limosa fedoa</i>	Breeds May 1 to Jul 31
This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.	
https://ecos.fws.gov/ecp/species/9481	
Northern Harrier <i>Circus hudsonius</i>	Breeds Apr 1 to Sep 15
This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA	
https://ecos.fws.gov/ecp/species/8350	

Pectoral Sandpiper *Calidris melanotos*

Breeds elsewhere

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

Ruddy Turnstone *Arenaria interpres morinella*

Breeds elsewhere

This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA

Short-billed Dowitcher *Limnodromus griseus*

Breeds elsewhere

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

<https://ecos.fws.gov/ecp/species/9480>

Western Grebe *aechmophorus occidentalis*

Breeds Jun 1 to Aug 31

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

<https://ecos.fws.gov/ecp/species/6743>

Willet *Tringa semipalmata*

Breeds Apr 20 to Aug 5

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

Probability of Presence Summary

The graphs below provide our best understanding of when birds of concern are most likely to be present in your project area. This information can be used to tailor and schedule your project activities to avoid or minimize impacts to birds. Please make sure you read "[Supplemental Information on Migratory Birds and Eagles](#)", specifically the FAQ section titled "Proper Interpretation and Use of Your Migratory Bird Report" before using or attempting to interpret this report.

Probability of Presence (■)

Each green bar represents the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during a particular week of the year. (A year is represented as 12 4-week months.) A taller bar indicates a higher probability of species presence. The survey effort (see below) can be used to establish a level of confidence in the presence score. One can have higher confidence in the presence score if the corresponding survey effort is also high.

How is the probability of presence score calculated? The calculation is done in three steps:

1. The probability of presence for each week is calculated as the number of survey events in the week where the species was detected divided by the total number of survey events for that week. For example, if in week 12 there were 20 survey events and the Spotted Towhee was found in 5 of them, the probability of presence of the Spotted Towhee in week 12 is 0.25.

2. To properly present the pattern of presence across the year, the relative probability of presence is calculated. This is the probability of presence divided by the maximum probability of presence across all weeks. For example, imagine the probability of presence in week 20 for the Spotted Towhee is 0.05, and that the probability of presence at week 12 (0.25) is the maximum of any week of the year. The relative probability of presence on week 12 is $0.25/0.25 = 1$; at week 20 it is $0.05/0.25 = 0.2$.
3. The relative probability of presence calculated in the previous step undergoes a statistical conversion so that all possible values fall between 0 and 10, inclusive. This is the probability of presence score.

To see a bar's probability of presence score, simply hover your mouse cursor over the bar.

Breeding Season (■)

Yellow bars denote a very liberal estimate of the time-frame inside which the bird breeds across its entire range. If there are no yellow bars shown for a bird, it does not breed in your project area.

Survey Effort (|)

Vertical black lines superimposed on probability of presence bars indicate the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps. The number of surveys is expressed as a range, for example, 33 to 64 surveys.

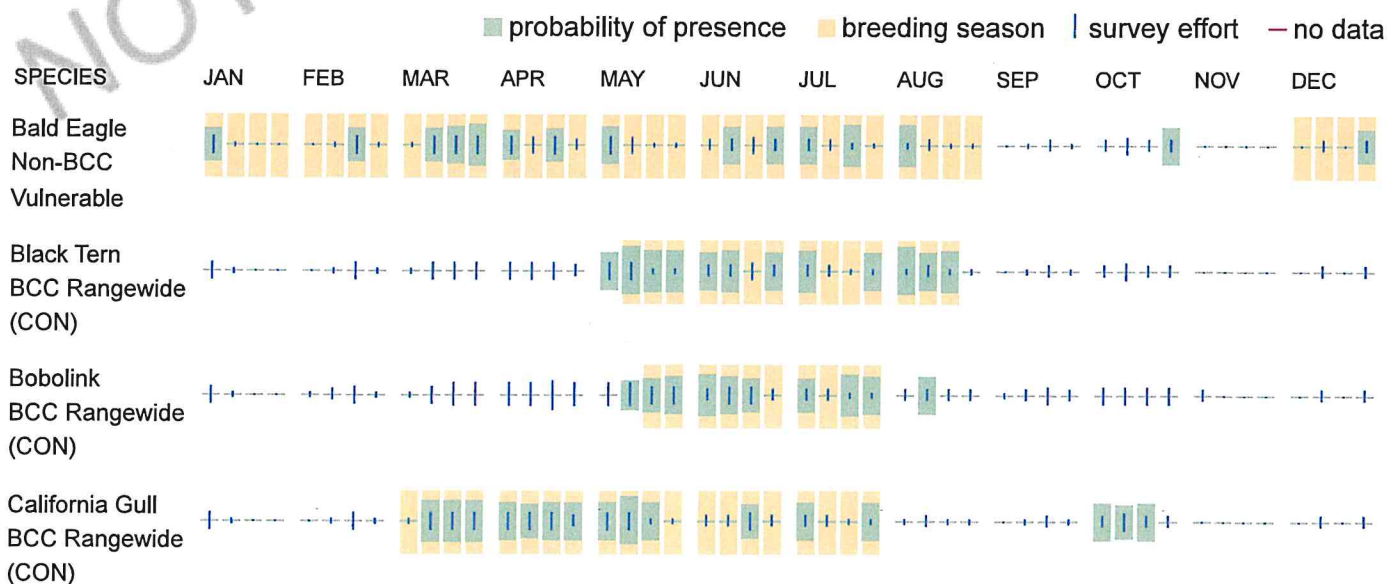
To see a bar's survey effort range, simply hover your mouse cursor over the bar.

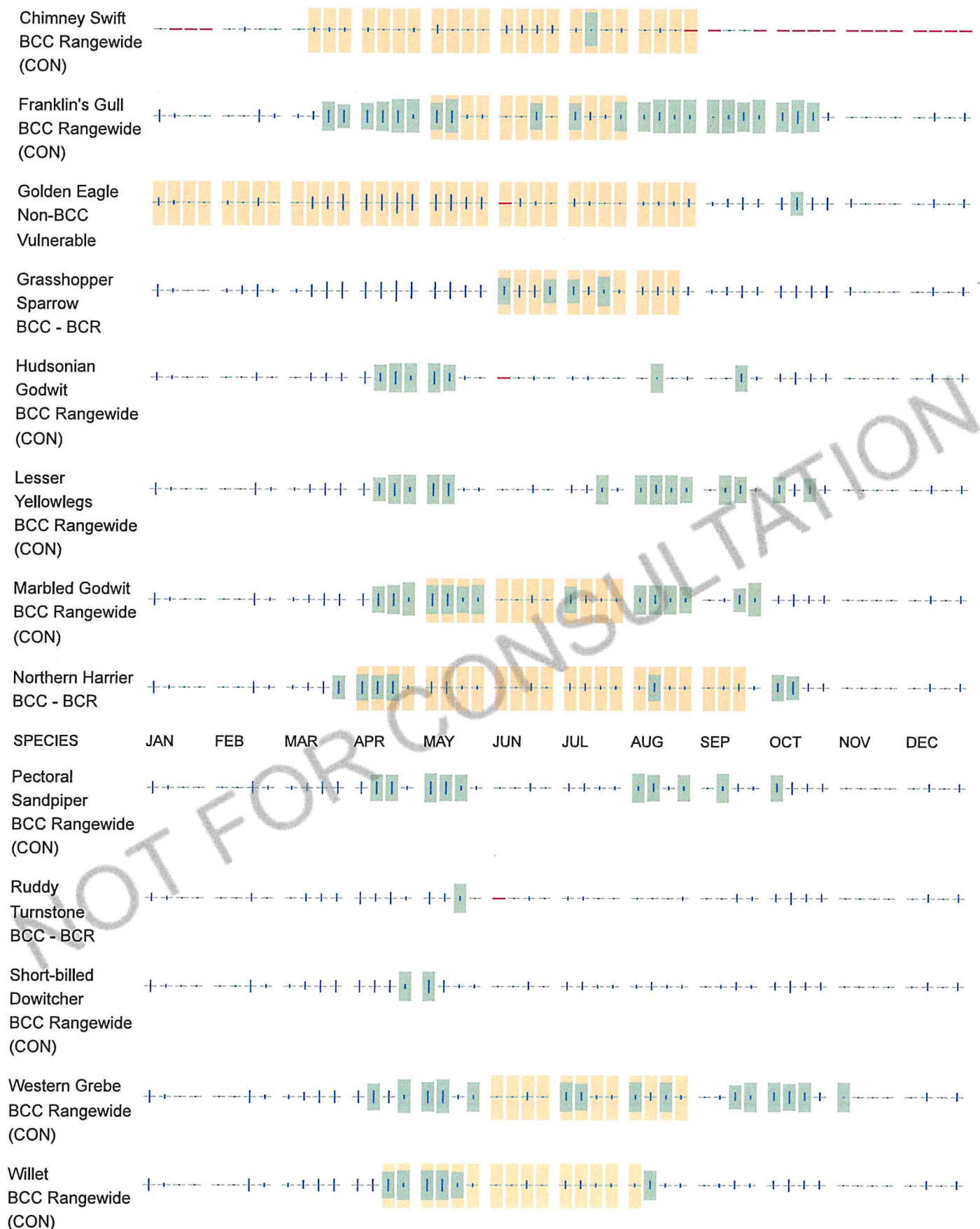
No Data (—)

A week is marked as having no data if there were no survey events for that week.

Survey Timeframe

Surveys from only the last 10 years are used in order to ensure delivery of currently relevant information. The exception to this is areas off the Atlantic coast, where bird returns are based on all years of available data, since data in these areas is currently much more sparse.





Migratory Bird FAQs

Tell me more about avoidance and minimization measures I can implement to avoid or minimize impacts to migratory birds.

[Nationwide Avoidance & Minimization Measures for Birds](#) describes measures that can help avoid and minimize impacts to all birds at any location year-round. When birds may be breeding in the area, identifying the locations of any active nests and avoiding their destruction is one of the most effective ways to minimize impacts. To see when birds are most likely to occur and breed in your project area, view the Probability of Presence Summary. [Additional measures](#) or [permits](#) may be advisable depending on the type of activity you are conducting and the type of infrastructure or bird species present on your project site.

What does IPaC use to generate the list of migratory birds that potentially occur in my specified location?

The Migratory Bird Resource List is comprised of [Birds of Conservation Concern \(BCC\)](#) and other species that may warrant special attention in your project location, such as those listed under the Endangered Species Act or the [Bald and Golden Eagle Protection Act](#) and those species marked as "Vulnerable". See the FAQ "What are the levels of concern for migratory birds?" for more information on the levels of concern covered in the IPaC migratory bird species list.

The migratory bird list generated for your project is derived from data provided by the [Avian Knowledge Network \(AKN\)](#). The AKN data is based on a growing collection of [survey, banding, and citizen science datasets](#) and is queried and filtered to return a list of those birds reported as occurring in the 10km grid cell(s) with which your project intersects. These species have been identified as warranting special attention because they are BCC species in that area, an eagle ([Bald and Golden Eagle Protection Act](#) requirements may apply), or a species that has a particular vulnerability to offshore activities or development.

Again, the Migratory Bird Resource list includes only a subset of birds that may occur in your project area. It is not representative of all birds that may occur in your project area. To get a list of all birds potentially present in your project area, and to verify survey effort when no results present, please visit the [Rapid Avian Information Locator \(RAIL\) Tool](#).

Why are subspecies showing up on my list?

Subspecies profiles are included on the list of species present in your project area because observations in the AKN for the species are being detected. If the species are present, that means that the subspecies may also be present. If a subspecies shows up on your list, you may need to rely on other resources to determine if that subspecies may be present (e.g. your local FWS field office, state surveys, your own surveys).

What does IPaC use to generate the probability of presence graphs for the migratory birds potentially occurring in my specified location?

The probability of presence graphs associated with your migratory bird list are based on data provided by the [Avian Knowledge Network \(AKN\)](#). This data is derived from a growing collection of [survey, banding, and citizen science datasets](#).

Probability of presence data is continuously being updated as new and better information becomes available. To learn more about how the probability of presence graphs are produced and how to interpret them, go to the Probability of Presence Summary and then click on the "Tell me about these graphs" link.

How do I know if a bird is breeding, wintering, or migrating in my area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating, or resident), you may query your location using the [RAIL Tool](#) and view the range maps provided for birds in your area at the bottom of the profiles provided for each bird in your results. If a bird on your IPaC migratory bird species list has a breeding season associated with it (indicated by yellow vertical bars on the phenology graph in your "IPaC PROBABILITY OF PRESENCE SUMMARY" at the top of your results list), there may be nests present at some point within the timeframe specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

What are the levels of concern for migratory birds?

Migratory birds delivered through IPaC fall into the following distinct categories of concern:

1. "BCC Rangewide" birds are [Birds of Conservation Concern](#) (BCC) that are of concern throughout their range anywhere within the USA (including Hawaii, the Pacific Islands, Puerto Rico, and the Virgin Islands);
2. "BCC - BCR" birds are BCCs that are of concern only in particular Bird Conservation Regions (BCRs) in the continental USA; and
3. "Non-BCC - Vulnerable" birds are not BCC species in your project area, but appear on your list either because of the [Bald and Golden Eagle Protection Act](#) requirements (for eagles) or (for non-eagles) potential susceptibilities in offshore areas from certain types of development or activities (e.g. offshore energy development or longline fishing).

Although it is important to avoid and minimize impacts to all birds, efforts should be made, in particular, to avoid and minimize impacts to the birds on this list, especially BCC species. For more information on avoidance and minimization measures you can implement to help avoid and minimize migratory bird impacts, please see the FAQ "Tell me more about avoidance and minimization measures I can implement to avoid or minimize impacts to migratory birds".

Details about birds that are potentially affected by offshore projects

For additional details about the relative occurrence and abundance of both individual bird species and groups of bird species within your project area off the Atlantic Coast, please visit the [Northeast Ocean Data Portal](#). The Portal also offers data and information about other taxa besides birds that may be helpful to you in your project review. Alternately, you may download the bird model results files underlying the portal maps through the [NOAA NCCOS Integrative Statistical Modeling and Predictive Mapping of Marine Bird Distributions and Abundance on the Atlantic Outer Continental Shelf](#) project webpage.

Proper interpretation and use of your migratory bird report

The migratory bird list generated is not a list of all birds in your project area, only a subset of birds of priority concern. To learn more about how your list is generated and see options for identifying what other birds may be in your project area, please see the FAQ "What does IPaC use to generate the migratory birds potentially occurring in my specified location". Please be aware this report provides the "probability of presence" of birds within the 10 km grid cell(s) that overlap your project; not your exact project footprint. On the graphs provided, please look carefully at the survey effort (indicated by the black vertical line) and for the existence of the "no data" indicator (a red horizontal line). A high survey effort is the key component. If the survey effort is high, then the probability of presence score can be viewed as more dependable. In contrast, a low survey effort bar or no data bar means a lack of data and, therefore, a lack of certainty about presence of the species. This list does not represent all birds present in your project area. It is simply a starting point for identifying what birds of concern have the potential to be in your project area, when they might be there, and if they might be breeding (which means nests might be present). The list and associated information help you know what to look for to confirm presence and helps guide implementation of avoidance and minimization measures to eliminate or reduce

potential impacts from your project activities, should presence be confirmed. To learn more about avoidance and minimization measures, visit the FAQ "Tell me about avoidance and minimization measures I can implement to avoid or minimize impacts to migratory birds".

Interpreting the Probability of Presence Graphs

Each green bar represents the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during a particular week of the year. A taller bar indicates a higher probability of species presence. The survey effort can be used to establish a level of confidence in the presence score.

How is the probability of presence score calculated? The calculation is done in three steps:

The probability of presence for each week is calculated as the number of survey events in the week where the species was detected divided by the total number of survey events for that week. For example, if in week 12 there were 20 survey events and the Spotted Towhee was found in 5 of them, the probability of presence of the Spotted Towhee in week 12 is 0.25.

To properly present the pattern of presence across the year, the relative probability of presence is calculated. This is the probability of presence divided by the maximum probability of presence across all weeks. For example, imagine the probability of presence in week 20 for the Spotted Towhee is 0.05, and that the probability of presence at week 12 (0.25) is the maximum of any week of the year. The relative probability of presence on week 12 is $0.25/0.25 = 1$; at week 20 it is $0.05/0.25 = 0.2$.

The relative probability of presence calculated in the previous step undergoes a statistical conversion so that all possible values fall between 0 and 10, inclusive. This is the probability of presence score.

Breeding Season ()

Yellow bars denote a very liberal estimate of the time-frame inside which the bird breeds across its entire range. If there are no yellow bars shown for a bird, it does not breed in your project area.

Survey Effort ()

Vertical black lines superimposed on probability of presence bars indicate the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps.

No Data ()

A week is marked as having no data if there were no survey events for that week.

Survey Timeframe

Surveys from only the last 10 years are used in order to ensure delivery of currently relevant information. The exception to this is areas off the Atlantic coast, where bird returns are based on all years of available data, since data in these areas is currently much more sparse.

Facilities

National Wildlife Refuge lands

Any activity proposed on lands managed by the [National Wildlife Refuge](#) system must undergo a 'Compatibility Determination' conducted by the Refuge. Please contact the individual Refuges to discuss any questions or concerns.

There are no refuge lands at this location.

Fish hatcheries

There are no fish hatcheries at this location.

Wetlands in the National Wetlands Inventory (NWI)

Impacts to [NWI wetlands](#) and other aquatic habitats may be subject to regulation under Section 404 of the Clean Water Act, or other State/Federal statutes.

For more information please contact the Regulatory Program of the local [U.S. Army Corps of Engineers District](#).

Wetland information is not available at this time

This can happen when the National Wetlands Inventory (NWI) map service is unavailable, or for very large projects that intersect many wetland areas. Try again, or visit the [NWI map](#) to view wetlands at this location.

Data limitations

The Service's objective of mapping wetlands and deepwater habitats is to produce reconnaissance level information on the location, type and size of these resources. The maps are prepared from the analysis of high altitude imagery. Wetlands are identified based on vegetation, visible hydrology and geography. A margin of error is inherent in the use of imagery; thus, detailed on-the-ground inspection of any particular site may result in revision of the wetland boundaries or classification established through image analysis.

The accuracy of image interpretation depends on the quality of the imagery, the experience of the image analysts, the amount and quality of the collateral data and the amount of ground truth verification work conducted. Metadata should be consulted to determine the date of the source imagery used and any mapping problems.

Wetlands or other mapped features may have changed since the date of the imagery or field work. There may be occasional differences in polygon boundaries or classifications between the information depicted on the map and the actual conditions on site.

Data exclusions

Certain wetland habitats are excluded from the National mapping program because of the limitations of aerial imagery as the primary data source used to detect wetlands. These habitats include seagrasses or submerged aquatic vegetation that are found in the intertidal and subtidal zones of estuaries and nearshore coastal waters. Some deepwater reef communities (coral or tubercid worm reefs) have also been excluded from the inventory. These habitats, because of their depth, go undetected by aerial imagery.

Data precautions

Federal, state, and local regulatory agencies with jurisdiction over wetlands may define and describe wetlands in a different manner than that used in this inventory. There is no attempt, in either the design or products of this inventory, to define the limits of proprietary jurisdiction of any Federal, state, or local government or to establish the geographical scope of the regulatory programs of government agencies. Persons intending to engage in activities involving modifications within or adjacent to wetland areas should seek the advice of appropriate Federal, state, or local agencies concerning specified agency regulatory programs and proprietary jurisdictions that may affect such activities.

NOT FOR CONSULTATION

Owner:	Lincoln Park District
Location:	West side of 66th St. - Santee Dr. to S. City Limits
Date:	4/7/2025
Estimate Type:	Preliminary Engineers Estimate

LINNPD 66th St. Trail South

SPEC	CODE	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	COST
103	0100	CONTRACT BOND	LSUM	1	\$1,200.00	\$1,200.00
203	0103	COMMON EXCAVATION - TYPE B	CY	390	\$22.00	\$8,580.00
203	0109	TOPSOIL	CY	580	\$12.00	\$6,960.00
203	0140	BORROW EXCAVATION	CY	290	\$27.00	\$7,830.00
230	0165	SUBGRADE PREPARATION - TYPE C	STA	16	\$350.00	\$5,600.00
251	0200	SEEDING CLASS II	ACRE	1.08	\$1,800.00	\$1,944.00
253	0200	HYDRAULIC MULCH	ACRE	1.08	\$3,500.00	\$3,780.00
260	0100	SILT FENCE UNSUPPORTED	LF	290	\$5.00	\$1,450.00
260	0101	REMOVE SILT FENCE UNSUPPORTED	LF	290	\$1.00	\$290.00
261	0112	FIBER ROLL 12IN	LF	1,070	\$3.50	\$3,745.00
261	0113	REMOVE FIBER ROLL 12IN	LF	1,070	\$1.00	\$1,070.00
302	0100	SALVAGE BASE COURSE	TON	540	\$47.00	\$25,380.00
701	0100	MOBILIZATION	LSUM	1	\$15,000.00	\$15,000.00
704	1000	TRAFFIC CONTROL SIGNS	UNIT	150	\$3.00	\$450.00
750	0115	SIDEWALK CONCRETE 4IN	SY	28	\$110.00	\$3,080.00
750	2115	DETECTABLE WARNING PANELS	SF	100	\$100.00	\$10,000.00
754	0110	FLAT SHEET FOR SIGNS-TYPE XI REFL SHEETING	SF	37	\$36.00	\$1,332.00
754	0206	STEEL GALV POSTS-TELESCOPING PERFORATED TUBE	LF	98	\$22.00	\$2,156.00
				Total		\$99,847.00
				Contingency (15%)		\$14,980.00
				CE Engineering (15%)		\$14,980.00
				Final Total		\$129,807.00

RTP Grant (80%)	\$103,840.00
Park District (20%)	\$25,967.00

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**Metropolitan Transportation Planning Process
Self-Certification**

Updated May 2025

Bismarck-Mandan Metropolitan Planning Organization (BMMPO) Self Certification

23 United States Code (U.S.C.) 450.336 requires Metropolitan Planning Organizations to regularly certify that their planning process is being carried out in accordance with applicable requirements; also, that the planning process supports the development of a comprehensive Metropolitan Transportation Plan (MTP) and a Transportation Improvement Program (TIP) that are consistent concerning the following applicable federal regulations:

23 U.S.C. 134, 49 U.S.C. 5303, and this subpart, which reference the operations and functions of Metropolitan Planning Organizations

Evaluation of the BMMPO's processes, which generally considers the items identified in 23 U.S.C. 134 and 49 U.S.C. 5303, is performed cooperatively by the Federal Highway Administration (FHWA), the Federal Transit Administration (FTA), and the North Dakota Department of Transportation (NDDOT) through the Mid-Year Review process. The Mid-Year Review process, conducted on an annual basis, examines items pertaining to the operations and functions of the BMMPO including: Policies; Definitions; General Requirements; Metropolitan Planning Area Boundaries; MPO Consultation in MTP and TIP Coordination; Scope of Planning Process; Development of Transportation Plan; Metropolitan TIP; and Transportation Management Areas.

The last Mid-Year Review occurred in June 2024. FHWA and FTA conducted a quadrennial review of the MPO in October 2024. Additionally, FHWA and NDDOT completed a comprehensive Financial Review of the BMMPO in 2015 and the NDDOT subsequently conducted a financial audit in December 2016. And finally, NDDOT audits each submittal by the BMMPO for reimbursement from the Consolidated Planning Grant to ensure fiscal compliance. Through these reviews and audits, it has been determined the BMMPO's processes remain consistent with the aforementioned federal regulations.

In nonattainment and maintenance areas, Sections 174 and 176 (c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506 (c) and (d)) and 40 CFR part 93

The Clean Air Act, designed to control air pollution on a national level, is administered by the US Environmental Protection Agency (EPA), in coordination with state, local, and tribal governments. The EPA has authorized the North Dakota Department of Environmental Quality (NDDEQ) to administer the article under North Dakota Century Code for the state of North Dakota. It is the responsibility of the NDDEQ to protect human health, welfare, and property through the regulation of air quality standards and emission regulations set forth in the State Implementation Plan.

"Nonattainment and maintenance" areas are defined by the State Implementation Plan. These are areas which have been identified as having ambient air quality which have exceeded the levels allowed by the State of North Dakota (NDCC 33-15-02) or by the National Ambient Air Quality Standards

(NAAQS). The BMMPO Metropolitan Planning Area (MPA) is not identified as a “nonattainment and maintenance” area. Because it may also be considered an “attainment” area within the current State Implementation Plan, this section is not applicable to the BMMPO MPA.

Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21

“No person in the United States shall, on the grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.”

The BMMPO’s Title VI and Non-Discrimination/ADA Plan provides policies prohibiting discrimination on the basis of race, color, or national origin. The Title VI and Non-Discrimination/ADA Plan also includes a Limited English Proficiency Plan.

Additionally, the BMMPO also includes appropriate FTA Federal Clauses and “Title VI Assurances”, which contain language prohibiting discrimination of groups identified in the Civil Rights Act of 1964, within all of the Request for Proposals (RFPs) and contracts for all studies solicited by BMMPO.

49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity

The BMMPO is subject to the City of Bismarck’s policies related to prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age regarding employment and employment opportunities. The City of Bismarck does not discriminate on the basis of race, color, national origin, sex, religion, or disability in employment or the provision of services.

In addition, the BMMPO’s Title VI and Non-Discrimination/ADA Plan provides policies prohibiting discrimination on the basis of race, color, or national origin and also includes an updated Limited English Proficiency Plan.

Finally, the BMMPO includes appropriate FTA Federal Clauses and “Title VI Assurances”, which contain language prohibiting discrimination of groups identified in the Civil Rights Act of 1964, within all of the Request for Proposals (RFPs) and contracts for all studies solicited by the BMMPO.

Section 11101(e) of the Infrastructure Investment and Jobs Act or IIJA (Pub. L. 117-58) and 49 CFR part 26 regarding the involvement of Disadvantaged Business Enterprises (DBE) in USDOT funded projects

The DBE program generally seeks to: ensure nondiscrimination in the award and administration of DOT assisted contracts in the Department’s highway, transit, and airport financial assistance programs; create a level playing field on which DBEs can compete fairly for DOT-assisted contracts; ensure that the

Department's DBE program is narrowly tailored in accordance with applicable law; ensure that only firms that fully meet this part's eligibility standards are permitted to participate as DBE's; help remove barriers to the participation of DBEs in DOT-assisted contracts; assist the development of firms that can compete successfully in the marketplace outside the DBE program; and provide appropriate flexibility to recipients of Federal financial assistance in establishing and providing opportunities for DBEs.

The expenses anticipated in the 2026-2029 Transportation Improvement Program (TIP) are transportation projects which NDDOT approves and participates in. These projects will conform to the North Dakota Department of Transportation DBE-Minority Business Enterprises (MBE) involvement process. The BMMPO must report on registered DBE consultants and sub-consultants who have applied for BMMPO projects through the Request for Proposal (RFP) process to the NDDOT through the Title VI and Non-Discrimination process. In addition, Disadvantaged Business Enterprise language is included in all BMMPO contracts which identifies the Department of Transportation Policy (related to DBEs) as well as the obligation of the contractor to make appropriate efforts to involve DBEs if the contractor is not a DBE.

23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts

The BMMPO is subject to the City of Bismarck's policies related to prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age regarding employment and employment opportunities. The City of Bismarck does not discriminate on the basis of race, color, national origin, sex, religion, or disability in employment or the provision of services.

The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38

"No otherwise qualified individual with a disability in the United States shall, solely by reason of his or her disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance". The parts further provide minimum guidelines and requirements for accessibility standards for transportation vehicles required to be accessible by the Americans With Disabilities Act (ADA) of 1990.

BMMPO is committed to ensuring all its programs, activities, and services are accessible to people with disabilities. BMMPO's Public Participation Plan identifies responsiveness activities to individuals with special needs. Specifically, the document states, *"All public notices will offer the provision of special accommodations or auxiliary aids for those needing such assistance. Upon request by individuals with special needs, the MPO will work with local resources to provide them with information in the format best suited for their request. Meeting facilities should be accessible to mobility impaired individuals*

and meetings should be scheduled at various times to accommodate various work schedules. Additionally, options for remote (electronic) participation should be considered for all meetings and offered when practicable. Arrangements for assistance to people with any disability will be pursued."

BMMPO holds all its public meetings, open houses, Technical Advisory Committee meetings, and Policy Board meetings in ADA-compliant facilities and in locations generally considered served by public transportation. Additionally, all public notices and meeting agendas contain contact information for individuals requesting reasonable accommodations to participate in any BMMPO meeting.

BMMPO does not own the building in which its offices are housed, but rather, rents the office space. The building is, however, ADA accessible, and provides parking and automatic doors for mobility impaired individuals, curb ramps, and an ADA accessible elevator to access BMMPO offices.

BMMPO's Title VI and Non-Discrimination/ADA Plan provides additional resources for the request of reasonable accommodations by individuals with special needs. BMMPO is subject to the City of Bismarck's ADA Transition Plan, and BMMPO's Title VI and Non-Discrimination/ADA Plan identifies the ADA Coordinator, who is the City of Bismarck Human Resources Director, and provides information by which they may be contacted. It also provides methods for individuals to request reasonable accommodations, auxiliary aids, or services to ensure communications with applicants, participants, and members of the public with disabilities are as effective as communications with others.

Furthermore, BMMPO's Title VI and Non-Discrimination/ADA Plan is subject to an annual internal audit to ensure all activities and programs administered by BMMPO comply with the requirements of the Americans With Disabilities Act (ADA) of 1990.

The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance

BMMPO is sensitive to the needs of elderly persons. BMMPO's Public Participation Plan identifies responsiveness activities to individuals with special needs. Specifically, the document states, *"All public notices will offer the provision of special accommodations or auxiliary aids for those needing such assistance. Upon request by individuals with special needs, the MPO will work with local resources to provide them with information in the format best suited for their request. Meeting facilities should be accessible to mobility impaired individuals and meetings should be scheduled at various times to accommodate various work schedules. Additionally, options for remote (electronic) participation should be considered for all meetings and offered when practicable. Arrangements for assistance to people with any disability will be pursued."*

Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender

This section states that, “no person shall on the ground of sex be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal assistance under this title or carried on under this title”.

The section further states that, “this provision will be enforced through agency provisions and rules similar to those already established, with respect to racial and other discrimination, under Title VI of the Civil Rights Act of 1964”.

It is the policy of BMMPO to ensure no individual is excluded from or be denied the benefits of any of its programs, activities, or services, based on gender.

BMMPO’s Title VI and Non-Discrimination/ADA Plan identifies rules related to racial and other discrimination. Further, BMMPO includes Appendix A and Appendix E of the Title VI Assurances, which contain language prohibiting discrimination based on gender, within each of the Request for Proposals (RFPs) and contracts for all studies solicited by BMMPO.

Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities

This section states, in part, “No otherwise qualified individual with a disability in the United States...shall, solely by reason of her or his disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance ...”

BMMPO is committed to ensuring all its programs, activities, and services are accessible to people with disabilities. BMMPO’s Public Participation Plan identifies responsiveness activities to individuals with special needs. Specifically, the document states, *“All public notices will offer the provision of special accommodations or auxiliary aids for those needing such assistance. Upon request by individuals with special needs, the MPO will work with local resources to provide them with information in the format best suited for their request. Meeting facilities should be accessible to mobility impaired individuals and meetings should be scheduled at various times to accommodate various work schedules. Additionally, options for remote (electronic) participation should be considered for all meetings and offered when practicable. Arrangements for assistance to people with any disability will be pursued.”*

BMMPO holds all its public meetings, open houses, Technical Advisory Committee meetings, and Policy Board meetings in ADA-compliant facilities and in locations generally considered served by public transportation. Additionally, all public notices and meeting agendas contain contact information for individuals requesting reasonable accommodations to participate in any BMMPO meeting.

BMMPO does not own the building in which its offices are housed, but rather, rents the office space. The building is, however, ADA accessible, and provides parking and automatic doors for mobility impaired individuals, curb ramps, and an ADA accessible elevator to access BMMPO offices.

BMMPO's Title VI and Non-Discrimination/ADA Plan provides additional resources for the request of reasonable accommodations by individuals with special needs. BMMPO is subject to the City of Bismarck's ADA Transition Plan, and BMMPO's Title VI and Non-Discrimination/ADA Plan identifies the ADA Coordinator, who is the City of Bismarck Human Resources Director, and provides information by which they may be contacted. It also provides methods for individuals to request reasonable accommodations, auxiliary aids, or services to ensure communications with applicants, participants, and members of the public with disabilities are as effective as communications with others. In addition, the complaint process includes revisions to ensure it is accessible by all individuals, and no individual will be discriminated against on the basis of disability.

Furthermore, BMMPO includes Appendix A and Appendix E of the Title VI Assurances, which contain language prohibiting discrimination of persons based on their disability, within each of the Request for Proposals (RFPs) and contracts for all studies solicited by BMMPO.

Finally, BMMPO's Title VI and Non-Discrimination/ADA Plan is subject to an annual internal audit to ensure all activities and programs administered by BMMPO comply with the requirements of Section 504 of the Rehabilitation Act of 1973.



Full documentation of Bismarck-Mandan Metropolitan Planning Organization's federal certification can be obtained by contacting Bismarck-Mandan Metropolitan Planning Organization at 701-355-1840, mpo@bismarcknd.gov, or by visiting in person at 221 N. 5th Street, Bismarck, ND 58506.

TRANSPORTATION PLANNING PROCESS SELF CERTIFICATION STATEMENT

The Bismarck-Mandan Metropolitan Planning Organization (BMMPO) hereby certifies that it is carrying out a continuing, cooperative, and comprehensive transportation planning process in accordance with the applicable requirements of:

1. 23 U.S.C. 134, 49 U.S.C. 5303, and 23 CFR Part 450;
2. In nonattainment and maintenance areas, sections 174 and 176(c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506(c) and (d)) and 40 CFR part 93;
3. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21;
4. 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity;
5. Section 11101(e) of the IIJA (Pub. L. 117-58) and 49 CFR part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
6. 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
7. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38;
8. The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
9. Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender; and
10. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities.

**Bismarck-Mandan Metropolitan Planning
Organization**

Signature

Title

Date

North Dakota Department of Transportation

Signature

Title

Date



PROGRESS REPORT

SRF COMMISSION NO.	16072.00
PROGRESS REPORT NO.	04
DATE	May 8, 2025

REPORTING PERIOD	April 2025
PROJECT NAME	2025 Safety Policy Study – Bismarck-Mandan Metropolitan Planning Organization
PREPARED BY	Luke Champa, SRF Consulting Group
PREPARED FOR	Kim Riepl, Executive Director, BMMPO

PROBLEMS ENCOUNTERED / ITEMS OF CONCERN

Project Progress / Concerns

We are tracking scoped schedule for Safety Policy Study delivery and TAC/Policy Board action by the end of the year.

Description of Travel/Expenses

Expenses include \$64.00 for in-house printing production (e.g. map roll plots [8], postcard/handouts [104], other prints [300]) for Earth Day Festival pop-up event and Touch-a-Truck event on 4/29/2025 and 5/17/2025, respectively.

SCHEDULE / BUDGET SUMMARY

TASK	BUDGET % COMPLETE	NOTES	STATUS
Task 1 – Project Management/Meetings	47%	- Project Management Team (PMT) Bi-weekly progress calls & coordination, as needed. - April TAC & Policy Board Meetings.	On Schedule
Task 2 –Data Collection	90%	- Crash Data Coordination with NDDOT (2024 validated crash data tables) - Data assembly and review for Safety Analysis Tasks	On Schedule
Task 3 – Action Plan Development	8%	- Draft Leadership Commitment & Goal Setting - Engagement coordination, preparation, and facilitation for Community Conversations (Earth Day Festival & Mandan Touch-a-Truck) - Focus Group meeting coordination	On Schedule
Task 4 –Draft and Final Report	5%	<i>No activity this billing cycle.</i>	On Schedule
Expenses	23%	<i>No activity this billing cycle.</i>	
Total	27%		On Schedule
Subconsultant (ESG)	20%	See ESG Invoice no. 1028 dated 04/30/2025.	On Schedule

PROGRESS REPORT

SRF COMMISSION NO.	16072.00
PROGRESS REPORT NO.	03
DATE	April 30, 2025

REPORTING PERIOD	April 2025
PROJECT NAME	2025 Safety Policy Study – Bismarck-Mandan Metropolitan Planning Organization
PREPARED BY	Jolene Rieck, Emergent Strategies Group
PREPARED FOR	Kim Riepl, Executive Director, BMMPO

PROGRESS/TOPICS OF CONCERN

Project Progress / Concerns

Consultant coordination meetings
Focus Group participant coordination
Community Conversation Outreach Event

Description of Travel/Expenses

None

SCHEDULE / BUDGET SUMMARY

TASK	BUDGET % COMPLETE	NOTES	STATUS
Task 1 – Project Management/Meetings	19%	Bi-weekly progress calls & coordination	On Schedule
Task 3 – Action Plan Development	20%	- Focus group coordination - Community Conversations	On Schedule
Expenses	0%	<i>No activity this billing cycle.</i>	
Total	20%		On Schedule

Work update on Regional ITS Architecture

Regarding the architecture update, we require detailed information concerning stakeholders who serve the region in alignment with public needs. It is essential to identify the various on-road, roadside, and central elements utilized to fulfill these purposes. We will delineate the roles and responsibilities of these stakeholders to ensure that all elements operate in an optimal manner through effective intercommunication. Furthermore, we will validate this communication at the agency level by examining the existing agreements among stakeholders. Finally, to facilitate future deployments and maintain interoperability, the architecture will assess the communication standards employed within the region.

As this initiative pertains to the architectural update, we have compiled a list of existing stakeholders. Following our kickoff meeting in February, we reached out to the respective agency representatives via email, resulting in updates to personnel information that allowed us to refine our stakeholder list. Beginning in March, we commenced the collection of data from various stakeholders responsible for the implementation of the ITS Architecture within the region by meeting in groups or individually (Table 1). For organizational purposes, we categorized the stakeholders into five distinct groups based on their relevant service areas. This categorization aligns with the concept of Service Packages as identified in the national architecture framework. Those groups are:

- Communication
- Emergency
- Maintenance
- Traffic
- Transit

It is important to note that certain stakeholders may represent multiple groups, as there are agencies that operate across various service areas. Additionally, a meeting with the communications team will take place in August, following the completion of the updated inventory items for the architecture. However, we have identified several challenges that impact the information flow for specific services as part of our discussion with the traffic group.

Table 1: Meeting Information

Service Areas	Meeting Date	Comments
Communication	April 17, 2025	• IT data sharing challenges
Emergency	March 12, 2025, April 30, 2025	• New EMS (pulsara) and its connectivity will be updated on the architecture.
Maintenance	March 13, 2025, May 1, 2025	• MC09 is a possible new service package
Traffic	March 13, 2025, April 17, 2025	• Bismarck TOC will be changed. • Fiber connection will enable some information flow.
Transit	March 12, 2025	• Vehicle tracking will be updated with the in-vehicle device for better interoperability in the future.

		Several additional services will be offered as the new transit operation software is launched.
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Based on our discussions, Table 2 shows the summary of anticipated changes within the service package areas. It is important to note that these changes do not incorporate the specifics that will form part of the information flow or communication interface.

Table 2: Summary of Architecture Changes.

Technical Aspect	Current	Proposed
User Service Areas	5	5
Total Number of Service Packages	31	32
Existing Status	22	24
Planned Status	3	3
Future Status	6	5

We intend to communicate with each group by providing a detailed update report regarding the service packages that were discussed during our meetings, including the newly proposed services. This report will outline their roles and responsibilities, as well as the specific public needs they are addressing. Additionally, each group will receive a survey link designed to help clarify their specific roles concerning individual components, ensuring accurate identification within the overall architecture. A thorough review of this information will confirm that we have accurately understood their input and have not taken it out of context.



Progress Report

Date: Thursday, May 08, 2025

Project: Bismarck-Mandan MPO – Monitoring Report Update

To: Stephen Larson

From: Jeremy Williams

Subject: Progress Report for March 21, 2025 to May 3, 2025

Please note that this progress report summarizes the work completed during the period above.

Completed This Period

Task 1 – Project Management

- Conducted bi-weekly coordination calls.
- Completed monthly invoicing, budget tracking, and progress reporting.

Task 2 – Review and Update Performance Measures

- Began planning and scheduling of Performance Measures Workshop with local agency staff

Task 3. Data Collection and Analysis

- Began investigation of special data sources, tabular summary of potential data products

Task 4. Documentation

- Began draft outline for Monitoring Report Update chapters

Task 5. Training

- N/A

Services Anticipated Next Period

Task 1 – Project Management

- Continue bi-weekly coordination calls
- Continue internal project management tracking, and monthly invoices / progress reports.

Task 2 – Review and Update Performance Measures

- Draft materials for Performance Measures Workshop
- Hold Performance Measures Workshop

Task 3. Data Collection and Analysis

- Complete investigation and tabular summary of potential data products

- Initiate and complete collection of project-related data

Task 4. Documentation

- Finalize draft outline of Monitoring Report Update chapters

Task 5. Training

- N/A

Information Consultant Needs from MPO

PERCENT SERVICES COMPLETE TO DATE BY TASK

Task		Previous Invoice Period Percentage Complete	This Invoice Period Percentage Complete
1	Project Management	0%	25%
2	Review and Update Performance Measures	0%	0%
3	Data Collection and Analysis	0%	5%
4	Documentation	0%	2%
5	Training	0%	0%
Total		0%	7%