



The West Fargo City Commission met on Monday, October 19, 2015, at 5:30 P.M. Those present were Rich Mattern, Mark Simmons, Mike Thorstad and Duane Hanson. Absent was Mark Wentz. The meeting was called to order by Rich Mattern, President of the Board.

The Pledge of Allegiance was recited.

Commissioner Mattern advised that Games of Chance for West Fargo Sheyenne Mustang Boosters for Raffle to be held October 20, 2015, at the West Fargo Sheyenne High School Stadium and Resolution for City of West Fargo Support of ND Cares are to be added to the Consent Agenda. Commissioner Hanson moved and Commissioner Thorstad seconded to approve the Order of Agenda as amended. No opposition. Motion carried.

Commissioner Mattern advised that a correction needs to be made to the October 5, 2015 City Commission Minutes that Ordinance No. 1037 relating to Alcoholic Beverages was approval of Second Reading of the ordinance since First Reading was held on September 8, 2015. Commissioner Thorstad moved and Commissioner Simmons seconded to approve the Minutes of October 5, 2015 with the correction to the Minutes that Ordinance No. 1037 relating to Alcoholic Beverages was placed on Second Reading. No opposition. Motion carried.

The Commission reviewed Building Permits #849 -890 and the Building Department Activity Report dated October 19, 2015.

There were no Commissioner Committee Reports.

The Auditor's Reports for September 2015 were received by the Commission.

There were no Department Reports.

Commissioner Hanson moved and Commissioner Thorstad seconded to approve the following items on the Consent Agenda:

Bills

Storm Sewer Improvement District No. 4048 (Butler's/Halverson's Area Retention Pond): Discontinue project due to combination of work with another improvement district

Street Improvement District No. 2239 (32nd Avenue West & 40th Avenue West – Sheyenne Street to Horace Diversion): Approve Amended Engineer's Report and authorize preparation of Plans and Specifications

Games of Chance for West Fargo Sheyenne Mustang Boosters for Raffle October 20, 2015 at the West Fargo Sheyenne High School Stadium

Resolution for City of West Fargo Support of ND Cares

No opposition. Motion carried.

Senior Planner Tim Solberg appeared before the Commission on Woodlinn West 4th Addition rezoning and Final Plat Approval. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded to place on Second Reading Ordinance No. 1048 on the rezoning of Woodlinn West 4th Addition from Limited Multiple Dwellings to Light Commercial and Planned Unit Development and to approve the Final plat of Woodlinn West 4th Addition. No opposition. Motion carried.

City Attorney John Shockley appeared before the Commission on Ordinance No. 1041 (legislative amendments). Commissioner Thorstad moved and Commissioner Hanson seconded to place Ordinance No. 1041 on Second Reading. No opposition. Motion carried.

City Attorney John Shockley appeared before the Commission on Ordinance No. 1047 regarding Vacant Buildings. Commissioner Hanson moved and Commissioner Simmons seconded to place Ordinance No. 1047 on Second Reading. No opposition. Motion carried.

At this time the City Commission was adjourned and convened as the Board of Adjustments. Planning and Community Development Director Larry Weil appeared before the Commission on the request from Visto Trailer Sales for a variance from the provisions of the Redevelopment Corridor Overlay District standards regarding open space landscaping in required front yards at 1175 East Main Avenue, West Fargo, ND and advised that the Planning & Zoning Commission recommended approval of the variance on the basis that the original purpose for the subdivision setback standard is no longer appropriate with the reconstruction of Main Avenue and elimination of the frontage road, and the Comprehensive Plan and Zoning Ordinance objectives of improving the community's identity and image through the green space/open space of the boulevard in this area are being accomplished. The variance being requested is in harmony with the general purpose and intent of the Zoning Ordinance and will not be injurious to the neighborhood, or otherwise detrimental to the public welfare. After discussion, Commissioner Hanson moved and Commissioner Thorstad seconded to grant the variance as recommended by Staff. No opposition. Motion carried.

The Board of Adjustments was adjourned and the City Commission reconvened.

City Attorney John Shockley appeared before the Commission on Storm Improvement Districts No. 4050 and 4051 and Sewer, Water, Storm and Street Improvement District No. 1275 Phase II, 1269, 1268 and 1259 and advised there were no public comments or objections at the Special Assessment Hearing and no written objections have been received. A public hearing was held. There was no public comment and the hearing was closed.

The Board considered the question of approval of the assessment list for Sewer, Water, Storm and Street Improvement District No. 1259 as confirmed by the Special Assessment Commission of the City of West Fargo. It was moved by Commissioner Thorstad and seconded by Commissioner Simmons that the assessment list for Sewer, Water, Storm and Street Improvement District No. 1259 of the City of West Fargo, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same is hereby confirmed. No opposition. Motion carried and the resolution was approved and confirmed.

The Board considered the question of approval of the assessment list for Sewer, Water, Storm and Street Improvement District No. 1268 as confirmed by the Special Assessment Commission of the City of West Fargo. It was moved by Commissioner Thorstad and seconded by Commissioner Simmons that the assessment list for Sewer, Water, Storm and Street Improvement District No. 1268 of the City of West Fargo, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same is hereby confirmed. No opposition. Motion carried and the resolution was approved and confirmed.

The Board considered the question of approval of the assessment list for Sewer, Water, Storm and Street Improvement District No. 1269 as confirmed by the Special Assessment Commission of the City of West Fargo. It was moved by Commissioner Thorstad and seconded by Commissioner Simmons that the assessment list for Sewer, Water, Storm and Street Improvement District No. 1269 of the City of West Fargo, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same is hereby confirmed. No opposition. Motion carried and the resolution was approved and confirmed.

The Board considered the question of approval of the assessment list for Sewer, Water, Storm and Street Improvement District No. 1275 – Phase II as confirmed by the Special Assessment Commission of the City of West Fargo. It was moved by Commissioner Thorstad and seconded by Commissioner Simmons that the assessment list for Sewer, Water, Storm and Street Improvement District No. 1275 – Phase II of the City of West Fargo, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same is hereby confirmed. No opposition. Motion carried and the resolution was approved and confirmed.

The Board considered the question of approval of the assessment list for Storm Improvement District No. 4050 as confirmed by the Special Assessment Commission of the City of West Fargo. It was moved by Commissioner Thorstad and seconded by Commissioner Simmons that the assessment list for Storm Improvement District No. 4050 of the City of West Fargo, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same is hereby confirmed. No opposition. Motion carried and the resolution was approved and confirmed.

The Board considered the question of approval of the assessment list for Storm Improvement District No. 4051 as confirmed by the Special Assessment Commission of the City of West Fargo. It was moved by Commissioner Thorstad and seconded by Commissioner Simmons that the assessment list for Storm Improvement District No. 4051 of the City of West Fargo, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same is hereby confirmed. No opposition. Motion carried and the resolution was approved and confirmed.

Senior Planner Tim Solberg appeared before the Commission on the request from Blarney Stone for a Planned Unit Development Amendment to construct a parking lot at 1918 9th Street East, West Fargo, ND, and advised that the Planning & Zoning Commission recommended approval on the basis that the application is consistent with City plans and ordinances subject to the conditions listed in the Staff Report. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded to approve the Planned Unit Development subject to the five conditions listed in the Staff Report. No opposition. Motion carried.

Senior Planner Tim Solberg appeared before the Commission on the request from Ted Hall for a Conditional Use Permit to allow for a portion of the lot to be used for automobile sales at 509 32nd Avenue West, West Fargo, ND. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded to approve the Conditional Use Permit subject to the conditions listed in the Staff Report and the condition that any complaints received will be reviewed by the City Commission. No opposition. Motion carried.

Public Works Director Chris Brungardt appeared before the Commission on the Signal at Veterans Blvd and 26th Avenue East. Assistant City Engineer Dustin Scott also appeared before the Commission. After discussion, Commissioner Thorstad moved and Commissioner Simmons seconded to concur with Fargo's project award to Fritz Electric Inc. at their low bid of \$295,770.25. No opposition. Motion carried.

Assistant City Engineer Dustin Scott appeared before the Commission on Storm Improvement District No. 4054 – Phase I (Storm Sewer and Retention Pond) and recommended to award the bid to Master Construction Co., Inc. for their bid amount of \$2,115,437.50. Commissioner Hanson moved and Commissioner Simmons seconded to award the bid for Storm Improvement District No. 4054 – Phase I to Master Construction for their bid of \$2,115,437.50 as recommended by the City Engineer. No opposition. Motion carried.

Human Resource Director Carmen Schroeder appeared before the Commission on the 2016 H.S.A. Funding for employees. The Commission had previously approved City H.S.A. contributions of 50% less than what was contributed in 2015. Since the Blue Cross Blue Shield premiums increased by 7% instead of a 20% increase which was previously approved for the 2016 Budget, Schroeder asked the Commission for a 75% contribution instead of the previously approved 50% of what was contributed in 2015. Auditor Tina Fisk also appeared before the Commission. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded to increase the City H.S.A. contributions from 50% of 2015's contribution to 75% of 2015's contribution for 2016 only. No opposition. Motion carried.

A discussion was held on the November 30, 2015 (5th Monday of the month) meeting. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded that no meetings will be held if there is a fifth Monday of the month unless there are special circumstances to hold a meeting. Planning and Community Development Director Larry Weil advised that only the Agenda items can be discussed at a Special Meeting. No opposition. Motion carried.

Commissioner Mattern advised that a Background Check needs to be completed for new owners of Hooligans at 3330 Sheyenne Street, West Fargo, ND. Commissioner Simmons moved and Commissioner Hanson seconded to approve a background check for this application. No opposition. Motion carried.

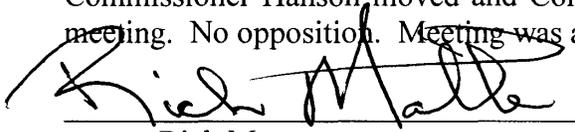
City Administrator Tina Fisk gave the following report:

Progress update of the Construction/Remodeling project

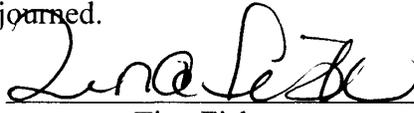
Flu Shot Clinic will be held at City Hall on October 20, 2015, from 4:00 to 7:00 PM

There was no correspondence.

Commissioner Hanson moved and Commissioner Thorstad seconded to adjourn the meeting. No opposition. Meeting was adjourned.



Rich Mattern
President of the Board



Tina Fisk
City Auditor