



The West Fargo City Commission met on Monday, March 21, 2016, at 5:30 P.M. Those present were Rich Mattern, Mark Simmons, Mike Thorstad and Mark Wentz. Absent was Duane Hanson. The meeting was called to order by Rich Mattern, President of the Board.

The Pledge of Allegiance was recited.

Commissioner Mattern stated that a request to add improvements to the existing Sewer, Water and Storm Improvement District No. 1289 – II is to be added to Non-Agenda and Commissioner Simmons has requested that a discussion be held on the Lagoons under Non-Agenda. Commissioner Simmons moved and Commissioner Thorstad seconded to approve the Order of Agenda with the changes as noted. No opposition. Motion carried.

Commissioner Mattern stated that the Board of Equalization Meeting will be held at 5:30 PM on Tuesday, April 12, 2016.

Commissioner Wentz moved and Commissioner Thorstad seconded to approve the Minutes of March 7, 2016. No opposition. Motion carried.

The Commission reviewed 2016 Building Permits #72 - 96 along with the Building Department Activity Report dated March 21, 2016.

There were no Commissioner Committee Reports.

There were no Department Reports.

The Auditor's Reports for January 2016 and February 2016 were received by the Commission.

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

Bills

Games of Chance: West Fargo Amvets Post #8 for Raffle to be held 3/16/16 to 11/30/16 at the West Fargo VFW

Games of Chance: Theresa Eyestone Benefit for Raffle/Sports Pool to be held 4/16/16 at 632 22nd St East, West Fargo, ND

Games of Chance: Sandhill Archers Inc. for Raffle to be held 4/21/16 at the Speedway Event Center

Five Year Remodel Exemption at 602 6th Avenue West, West Fargo, ND

Background check and Public Hearing April 4, 2016 at 5:45 PM for a Liquor License for Loren Lee's at 3137 Bluestem Drive, West Fargo, ND

Public Hearing April 4, 2016 at 5:45 PM for rezoning of West Fargo 5th Addition from Agricultural to Heavy Industrial

Public Hearing April 4, 2016 at 5:45 PM for rezoning of West Fargo 4th Addition from Agricultural to Public Facilities and Heavy Industrial

Public Hearing April 4, 2016 at 5:45 PM for rezoning of Highland Meadows First Addition from Agricultural to Planned Unit Development

Appointment of Will Foss to the Visitors Committee for a term to February 2020

12th Avenue Reconstruction Agreement

Storm Improvement District No. 4057 (Storm Sewer Lift Station (SM 71): Approve Plans and Specifications and authorize Advertisement for Bids

No opposition. Motion carried.

The request from John Jacobson at 714 12th Ave NW for fireworks sales was reviewed. Fire Chief Dan Fuller appeared before the Commission and advised that fireworks are not allowed within City limits. Information was also provided by Dell Sprecher of the Fire Department. John Jacobson also appeared before the Commission. After discussion, the Commission agreed that since no sales can be made within City limits there is no option to grant this request.

Assistant City Attorney Sarah Wear reviewed Ordinance No. 1056 relating to jurisdiction of Municipal Court regarding Possession of Marijuana and advised there are no changes since First Reading. Commissioner Wentz moved and Commissioner Simmons seconded to place Ordinance No. 1056 on Second Reading. No opposition. Motion carried.

Director of Economic Development and Community Services Matt Marshall appeared before the Commission on the New Industry and PILOT exemptions for 2015. After discussion, Commissioner Simmons moved and Commissioner Wentz seconded to approve the New Industry and PILOT exemptions for 2015 as presented by Director of Economic Development and Community Services Matt Marshall. No opposition. Motion carried.

Senior Planner Tim Solberg appeared before the Commission on the request for a Planned Unit Development Amendment for beer and soda brewery and taproom/brewpub with ability to add distribution and further, to add an outdoor seating area at 3140 Bluestem Drive. Frank Clemens, President of Flatland Brewery LLC, and Police Chief Michael Reitan also appeared before the Commission. After discussion, Commissioner Wentz moved and Commissioner Simmons seconded to approve the Planned Unit Development Amendment subject to the conditions listed in the Staff Report and the condition that the waste from the product not be stored on premise longer than three days. No opposition. Motion carried.

Senior Planner Tim Solberg appeared before the Commission on the request from Dan Ness for a Conditional Use Permit for a 1200 square foot accessory building in an agriculturally zoned district at 3806 County Road 17N and advised that the Planning & Zoning Commission recommended approval subject to the condition listed in the Staff Report. After discussion, Commissioner Thorstad moved and Commissioner Wentz seconded to approve the Conditional Use Permit subject to the condition listed in the Staff Report. No opposition. Motion carried.

Senior Planner Tim Solberg appeared before the Commission on the request from Houston Engineering, Inc. for a Planned Unit Development Amendment for development of Light Commercial uses and buildings with shared parking within a retail center at 851 and 815 23rd Avenue East, West Fargo, ND and advised that the Planning & Zoning Commission approved the Planned Unit Development subject to the conditions listed in the Staff Report. After discussion, Commissioner Simmons moved and Commissioner Thorstad seconded to approve the Planned Unit Development Amendment subject to the conditions recommended in the Staff Report. No opposition. Motion carried.

Planning and Community Development Director Larry Weil appeared before the Commission on the request from Verizon for a Conditional Use Permit for wireless telecommunications tower (a bell tower at the church facility which would conceal the wireless antennas) in a residential district at 1222 6th Street East, West Fargo, ND and advised that the Planning & Zoning Commission recommended approval subject to the conditions listed in the Staff Report. After discussion, Commissioner Wentz moved and Commissioner Thorstad seconded to approve the Conditional Use Permit for the wireless telecommunications tower subject to the conditions listed in the Staff Report. Commissioners Mattern, Thorstad and Wentz voting aye. Commissioner Simmons voting no. Commissioner Hanson absent and not voting. Motion carried.

Planning and Community Development Director Larry Weil appeared before the Commission on the Draft Request for Proposals (RFP) for the West Fargo Comprehensive Plan.

City Engineer Kevin Bucholz appeared before the Commission on the request from Gateway Building Systems Inc. to add improvements to the existing Sewer, Water and Storm Improvement District No. 1289 - II for Parcel Numbers 25-0000-0890-000 and 25-0000-00790-000. Ton Fischer, Controller at Gateway Buildings Systems, also appeared before the Commission on the request to extend the improvements to property they would like to develop. Public Works Director Chris Brungardt also appeared before the Commission. After discussion, Commissioner Simmons moved and Commissioner Thorstad seconded to approve this request to add improvements to existing Sewer, Water and Storm Improvement District No. 1289 – II. No opposition. Motion carried. City Engineer Kevin Bucholz was instructed to advise Commissioner Hanson of this action.

Commissioner Simmons asked that Public Works Director Chris Brungardt give an update on the odor control of the Lagoons as to what the City has been doing and what will be done. Public Works Director Chris Brungardt and Terry Rust appeared before the Commission.

Jim Eide of 1204 26th Street NW appeared before the Commission to advise that he is providing information to the State Health Department regarding the lagoon odor problem.

Public Works Director Chris Brungardt gave an update on West Fargo Projects and advised that an Open House regarding the West Fargo Projects will be held on April 7, 2016, in order to provide information to residents regarding detour routes, construction phasing, etc.

Arland Rasmussen, representing the Cass County Commission, appeared before the Commission to ask if the City Commission is interested in a permanent seat on the Diversion Authority. After discussion, Commissioner Simmons moved and Commissioner Wentz seconded that West Fargo is requesting the Cass County Commission for a permanent seat on the Diversion Authority. No opposition. Motion carried.

West Fargo City Commission

March 21, 2016

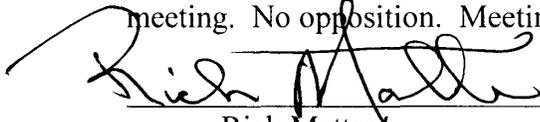
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Commissioner Mattern stated that he is glad that no officers or others were injured during the situation at the hotel on March 18, 2016.

City Administrator Tina Fisk was not present and no report was given.

There was no correspondence.

Commissioner Wentz moved and Commissioner Simmons seconded to adjourn the meeting. No opposition. Meeting was adjourned.



Rich Mattern
President of the Board



Aaron Mitchell
Finance Director