



Jim Brownlee, CPA, City Administrator  
Sharon Schacher, City Finance Director  
Dorinda Anderson, Business Development Director

The West Fargo City Commission met on Monday, October 15, 2007, at 5:30 P.M. Those present were Rich Mattern, Brenda Warren, Bryan Schulz and Mark Simmons. Absent was Lou Bennett. The meeting was called to order by Rich Mattern, President of the Board.

The Pledge of Allegiance was recited.

Commissioner Mattern advised that Final Plat Approval for Armour Industrial Park 3<sup>rd</sup> Addition is a Non-Agenda item. Commissioner Schulz moved and Commissioner Warren seconded to approve the Order of Agenda with the addition as noted. No opposition. Motion carried.

Commissioner Warren moved and Commissioner Schulz seconded to approve the Minutes of October 1, 2007. No opposition. Motion carried.

The Commission reviewed Building Permits #639 – 663 along with the Building Department Activity Report dated October 15, 2007.

Commissioner Mattern welcomed Scout Troup 232. Captain Reitan advised they were sponsored by the West Fargo VFW and working on their Communications Merit Badge.

There were no Commissioner Committee Reports.

The Auditor's Reports for September 2007 were received by the Commission.

The Sanitation Department Report for September 2007 was received by the Commission.

Commissioner Schulz asked that City Auditor Jim Brownlee provide an update on the 9<sup>th</sup> Street and I-94 overpass slides on both the north and south sides. City Engineer Kevin Bucholz and City Attorney Brian Neugebauer also appeared before the Commission. After discussion, it was agreed that the Department of Transportation should be asked to attend the October 29, 2007 City Commission Meeting to give an update on the repair.

Commissioner Schulz moved and Commissioner Warren seconded to approve the following items on the Consent Agenda:

Bills

Resolution Approving Contract and Contractor's Bond in Water and Sewer Improvement District No. 1193

Forward the application for Retail Liquor/Beer License Transfer for Speedway Restaurant, Inc. to the West Fargo Police Department for a background check

Contract Change Orders: Sewer & Water Improvement Districts No. 1191 – Phase II, 1191 and 1203, 32<sup>nd</sup> Avenue East – Sheyenne Street to 9<sup>th</sup> Street East and Street Improvement District No. 2194

No opposition. Motion carried.

City Attorney Brian Neugebauer reviewed the License Agreement for West Fargo Diversion Repair Project and Access Agreement for the Inert Landfill Site for SE Cass and advised that Public Works Director Barry Johnson may have a few minor changes. After discussion, Commissioner Schulz moved and Commissioner Simmons seconded to pass a Resolution authorizing the Mayor and City Auditor to execute an agreement substantially in this form. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on the request from Alltel Wireless to add a small 2' round antenna to the existing tower Alltel owns at 1201 Main Avenue West. An Alltel representative appeared before the Commission. After discussion, Commissioner Warren moved and Commissioner Schulz seconded to approve this request. No opposition. Motion carried.

Building Administrator Mark Housh appeared before the Commission on the request from Shayne and Rachel Munson of 601 9<sup>th</sup> Avenue West for an extension to install their approach next spring. Shayne Munson also appeared before the Commission. After discussion, Commissioner Warren moved and Commissioner Schulz seconded to grant the extension to install the approach next spring and asked that the City Commission be updated at the first June 2008 City Commission Meeting. No opposition. Motion carried.

Captain Michael Reitan appeared before the Commission to review the Cass County Multi-Hazard Mitigation Plan. A public hearing was held. There was no public comment and the hearing was closed. Commissioner Schulz moved and Commissioner Warren seconded to adopt the Multi-Hazard Mitigation Plan. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on assessments for Sewer & Water Improvement District No. 1191 (West River Addition/Borderud's Subdivision/Windsor Green Subdivision), Sewer & Water Improvement District No. 1196 (Eagle Run 12<sup>th</sup> Addition – Phase II), Water Improvement District No. 1198 (Doll's/Shiloh Subdivisions), Sewer & Water Improvement District No. 1199 (Butler's 6<sup>th</sup> Addition), Sewer & Water Improvement District No. 1200 (Goldenwood 3<sup>rd</sup> Addition) and Street Improvement District No. 2189 (9<sup>th</sup> Street East/ 32<sup>nd</sup> Avenue – 40<sup>th</sup> Avenue) and advised the City received no written protests. A public hearing was held. Nancy Loberg appeared before the Commission on her assessments for Water Improvement District No. 1198. City Engineer Kevin Bucholz also appeared before the Commission. There was no other public comment. The hearing was closed. Commissioner Simmons moved and Commissioner Schulz seconded that the assessment lists for Sewer and Water Improvement District No. 1191 and 1196, Water Improvement District No. 1198, Sewer and Water Improvement District No. 1199 and 1200 and Street Improvement District No. 2189, as confirmed by the Special Assessment Commission of the City of West Fargo, be and the same are hereby confirmed. No opposition. Motion carried.

City Auditor Jim Brownlee appeared before the Commission regarding a feasibility study for a golf course for the City of West Fargo at a cost of \$13,000 to hire the consultant plus \$3,000 cap for expenses. After discussion, Commissioner Simmons moved and Commissioner Warren seconded to table this request for a feasibility study until the October 29, 2007 City Commission Meeting, so that City Auditor Jim Brownlee can meet with Attorney Jim Bullis who represents Westport Beach and the Park District to see if they would share the cost for the feasibility study. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission for approval of two Renaissance Zone projects for County 20 Storage and Transfer as the purchaser of the parcels in the old Trail King site and Precision Finishes for a lease application. Commissioner Schulz moved and Commissioner Warren seconded to approve the two Renaissance Zone Projects. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on the request from American Welding Supplies, Inc. for a Planned Unit Development Amendment for welding supply service use at 1655 Main Avenue East. Commissioner Warren moved and Commissioner Schulz seconded to approve the Planned Unit Development Amendment subject to conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on Dalsin 2<sup>nd</sup> Addition. Commissioner Schulz moved and Commissioner Simmons seconded to approve the Final Plat for Dalsin 2<sup>nd</sup> Addition and to adopt a Resolution for the Land Use Plan Amendment from Public Facilities to Light Industrial for proposed lot being purchased by Great Plains Tower subject to conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on the request from Terry Welle for a Planned Unit Development Amendment for residential condominiums at 203 14<sup>th</sup> Avenue West. Commissioner Mattern commended Jon Riewer of Eventide on the Sheyenne Crossings project. Commissioner Simmons moved and Commissioner Schulz seconded to approve the Planned Unit Development Amendment subject to conditions listed in the Staff Report. No opposition. Motion carried.

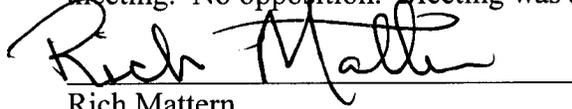
Planning Director Larry Weil appeared before the Commission on the request from Donald Meyer for a Conditional Use Permit for an accessory building (detached garage) in an agriculturally zoned district at 3917 9<sup>th</sup> Avenue West, West Fargo, ND. Commissioner Warren moved and Commissioner Schulz seconded to approve the Conditional Use Permit subject to conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on Armour Industrial Park 3<sup>rd</sup> Addition. Commissioner Schulz moved and Commissioners Simmons seconded to re-approve the Final Plat for Armour Industrial Park 3<sup>rd</sup> Addition. No opposition. Motion carried.

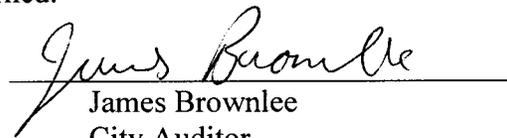
Commissioner Mattern gave a reminder of the Comprehensive Plan Open House to be held October 16, 2007 4:30 PM – 7:00 PM at the Lodoen Center.

There was no Correspondence.

Commissioner Schulz moved and Commissioner Warren seconded to adjourn the meeting. No opposition. Meeting was adjourned.

A handwritten signature in cursive script, appearing to read "Rich Mattern", written over a horizontal line.

Rich Mattern  
President of the Board

A handwritten signature in cursive script, appearing to read "James Brownlee", written over a horizontal line.

James Brownlee  
City Auditor