



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

The West Fargo City Commission met on Monday, January 19, 2009, at 5:30 P.M. Those present were Rich Mattern, Bryan Schulz, Lou Bennett and Mike Thorstad. Absent was Mark Simmons. The meeting was called to order by Rich Mattern, President of the Board.

The Pledge of Allegiance was recited.

Commissioner Mattern advised that Ordinance No. 840 relating to Licensing and Disposal of Animals, Ordinance No. 841 relating to Moving Buildings, request for Lake Agassiz Regional Council to prepare application for EDA Grant for 12th Avenue North and a Bonding Issue are to be added to the Agenda and Item No. 1 will be removed from the Regular Agenda and forwarded to the Sign Committee for their recommendation. Commissioner Schulz moved and Commissioner Bennett seconded to approve the Order of Agenda with the additions and change as noted. No opposition. Motion carried.

Commissioner Bennett moved and Commissioner Schulz seconded to approve the Minutes of January 5, 2009. No opposition. Motion carried.

The Commission reviewed Building Permits # 1 – 8 along with the Building Department Activity Report dated January 19, 2009.

Commissioner Bennett gave an update on recycling and advised that \$9,413 recycling fees were collected in 2008.

The Auditor's Reports for December 2008 were received by the Commission. Commissioner Thorstad complimented the departments for coming under budget.

The Sanitation Department Reports for December 2008, Totals for 2008 and Totals for 2007 were received by the Commission.

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

Bills

Games of Chance: Joint Dakota State Council of Machinist for raffle to be held September 1, 2009 at 114 1st Avenue West, West Fargo, ND

Designation of Depositories: Alerus Financial Bank, First International Bank and Trust, Gate City, State Bank and Trust, Union State Bank, Wells Fargo Bank, Western State Bank

West Fargo VFW Post 7564 request for Sunday opening February 1, 2009

Street Improvement District No. 2201 (15th Street Northwest):
Approve Revised Assessment District, approve Engineer's Report, authorize City Engineer to prepare Plans and Specifications

No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on Ordinance No. 839 relating to Non-Criminal Traffic Offenses. Commissioner Schulz moved and Commissioner Bennett seconded to place Ordinance No. 839 on Second Reading. No opposition. Motion carried.

Assistant Public Works Director Chris Brungardt appeared before the Commission on Main Avenue Speed Limits and recommended 40 miles per hour speed for a segment east of 5th Avenue East. Assistant Chief Michael Reitan also appeared before the Commission. After discussion, Commissioner Bennett moved and Commissioner Schulz seconded to lower the speed limit as recommended by Staff. No opposition. Motion carried. Assistant Public Works Director Chris Brungardt advised this recommendation will be forwarded to the Department of Transportation District Office, then referred to the Highway Patrol and then to the Central Office of DOT for approval.

Assistant Public Works Director Chris Brungardt appeared before the Commission on the Main Avenue Project – Segment 2 Downtown Area Street Lighting options of Cobra, Decorative Pole and Vector type head. Assistant City Engineer Brock Storrusten stated that Staff recommends the Decorative Lighting Pole, but this option does cost more. City Auditor Jim Brownlee also appeared before the Commission. After discussion, it was the consensus of the Commission that both Vector and Decorative Lighting should be in the bid process and a decision will be made after the bid opening in order to know the cost of each type.

City Auditor Jim Brownlee appeared before the Commission on an Agreement of Intent with Lake Agassiz Water Authority. After discussion, Commissioner Bennett moved and Commissioner Schulz seconded to approve the Agreement of Intent without a Record of Decision. No opposition. Motion carried.

City Attorney Brian Neugebauer reviewed Ordinance No. 840 relating to Licensing and Disposal of Animals. Commissioner Thorstad asked about the license fees set in the ordinance and also the strong wording in 11-0204. City Attorney Brian Neugebauer advised that the fees could be set by resolution and he will review the wording in 11-0204 and those changes will be made between First and Second Reading of Ordinance No. 840. Assistant Chief Michael Reitan also appeared before the Commission. After discussion, Commissioner Schulz moved and Commissioner Bennett seconded to place Ordinance No. 840 on First Reading. No opposition. Motion carried.

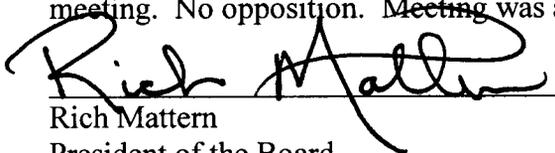
City Attorney Brian Neugebauer reviewed Ordinance No. 841 relating to Moving Buildings. Assistant Chief Michael Reitan also appeared before the Commission. Commissioner Thorstad asked if a \$15,000 surety bond was sufficient to cover any damages, if proof of insurance including Workers Compensation should be provided and if notification of moving should be given to citizens or businesses. City Attorney Brian Neugebauer advised that he would look into the insurance questions and also set the fees by Resolution rather than in the ordinance. After discussion, Commissioner Bennett moved and Commissioner Schulz seconded to place Ordinance No. 841 on First Reading. No opposition. Motion carried.

City Auditor Jim Brownlee appeared before the Commission on the EDA Grant for 12th Avenue North. After discussion, Commissioner Schulz moved and Commissioner Bennett seconded that Lake Agassiz Regional Council prepare the application for EDA Grant for 12th Avenue North and authorized City Engineer to prepare the Engineer's Report. No opposition. Motion carried.

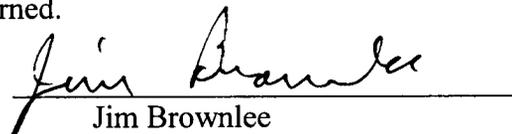
City Auditor Jim Brownlee appeared before the Commission on refunding of six bond issues. City Attorney Brian Neugebauer also appeared before the Commission. After discussion, Commissioner Schulz moved and Commissioner Bennett seconded to allow Staff to proceed with the Refunding Bond Issues. No opposition. Motion carried.

There was no correspondence.

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



Rich Mattern
President of the Board



Jim Brownlee
City Auditor