



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

The West Fargo City Commission met on Monday, March 16, 2009, at 5:30 P.M. Those present were Rich Mattern, Bryan Schulz, Mark Simmons and Mike Thorstad. 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 FM Metro Council of Government Policy Board appointment will be discussed under Non-Agenda. Commissioner Schulz moved and Commissioner Simmons seconded to approve the Order of Agenda with the addition as noted. No opposition. Motion carried.

Commissioner Simmons moved and Commissioner Schulz seconded to approve the Minutes of March 2, 2009. No opposition. Motion carried.

The Commission reviewed Building Permits #23 - 28 along with the Building Department Activity Report dated March 16, 2009.

There were no Commissioner Committee Reports.

The Auditor's Reports for February 2009 were received by the Commission.

The Sanitation Department Report for February 2009 was received by the Commission.

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

Bills

Gaming Site Authorization: Ducks Unlimited, Inc. at Speedway Event Center

Public Hearing March 30, 2009 at 5:45 PM for Agiron 1<sup>st</sup> Addition rezoning from Agricultural to Light Industrial Planned Unit Development

Public Hearing March 30, 2009 at 5:45 PM for Jason Subdivision rezoning from Agricultural to Rural Residential

2008 Annual Report: City of West Fargo – Phase II MS4 SWPPP 2008

Sewer and Water Improvement District No. 1207 (Main Avenue) – Create Assessment District and authorize City Engineer to prepare Engineer's Report

Street Improvement District No. 2205 (Miscellaneous Overlays including 13<sup>th</sup> Avenue) – Approve Revised Engineer's Report, approve Plans and Specifications and authorize NDDOT to Advertise for Bids

Sidewalk Improvement District No. 6046 (9<sup>th</sup> Street East Multi-Use Path 32<sup>nd</sup> Avenue to 40<sup>th</sup> Avenue) – Approve Engineer's Report and authorize City Engineer to prepare Plans and Specifications

City Engineer Kevin Bucholz and Assistant Public Works Director Chris Brungardt appeared before the Commission stating that 9<sup>th</sup> Street had been omitted from the Miscellaneous Overlays and 13<sup>th</sup> Avenue included in the district. No opposition. Motion carried.

Senior Planner Steve Zimmer appeared before the Commission on Ordinance No. 842 relating to Conditionally Permitted Uses in the Heavy Commercial/Light Industrial Zoning District. Commissioner Schulz moved and Commissioner Thorstad seconded to place Ordinance No. 842 on Second Reading, to approve the Final Plat of Rommesmo Addition and to approve the Conditional Use Permit for the church subject to conditions listed in the Staff Report. Commissioners Mattern, Schulz and Thorstad voting aye. Commissioner Simmons voting no. Commissioner Bennett absent and not voting. Motion carried.

Senior Planner Steve Zimmer appeared before the Commission on the request for access to 13<sup>th</sup> Avenue East (Lot 1, Block 1 of Meyer's 6<sup>th</sup> addition). Assistant Public Works Director Chris Brungardt and Steve Green of Goldmark/Schlossman Real Estate also appeared before the Commission. After discussion, Commissioner Simmons moved and Commissioner Schulz seconded to approve the request. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on the I94/9<sup>th</sup> Street Interchange. After discussion, Commissioner Simmons moved and Commissioner Schulz seconded to concur with the North Dakota Department of Transportation to award the contract for I94/9<sup>th</sup> Street Interchange to Industrial Builders, Inc. for the construction amount of \$10,705,546.94 (\$4,571,118.39 City Share). No opposition. Motion carried.

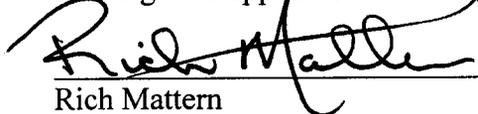
City Auditor Jim Brownlee appeared before the Commission on the Cost Participation Agreement with North Dakota Department of Transportation for the Main Avenue Project from 6<sup>th</sup> Street West to 5<sup>th</sup> Street East with the City's estimated share being \$2,483,106. Commissioner Simmons moved and Commissioner Schulz seconded to approve the Cost Participation Agreement as outlined by City Auditor Jim Brownlee. No opposition. Motion carried.

Commissioner Mattern advised appointment is needed to the FM Metro Council of Government Policy Board since Commissioner Bennett has advised he would be unable to serve on the Policy Board at this time. Commissioner Schulz moved and Commissioner Thorstad seconded to appoint Commissioner Mark Simmons to the FM Metro Council of Government Policy Board. No opposition. Motion carried.

Mayor Mattern announced there will be a meeting on Monday, March 23, 2009, at 7:00 PM at the 9<sup>th</sup> Grade Academy to discuss the Sheyenne Diversion and any potential flooding problems.

There was no correspondence.

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



Rich Mattern  
President of the Board



Jim Brownlee  
City Auditor