



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

The West Fargo City Commission met on Monday, October 4, 2010, at 5:30 P.M. Those present were Rich Mattern, Mark Simmons, Lou Bennett, Mike Thorstad and Duane Hanson. The meeting was called to order by Rich Mattern, President of the Board.

The Pledge of Allegiance was recited.

Commissioner Hanson moved and Commissioner Simmons seconded to approve the Order of Agenda. No opposition. Motion carried.

Commissioner Bennett moved and Commissioner Hanson seconded to approve the Minutes of September 20, 2010, and the Special Meeting Minutes of September 23, 2010. No opposition. Motion carried.

The Commission reviewed Building Permits #497 - 536 along with the Building Department Activity Report dated October 4, 2010 and the Building Department Monthly Comparison Report for September 2009/September 2010.

Commissioner Mattern advised that each Commissioner had been provided with a copy of the State Audit Report as of December 31, 2009 and that City Auditor James Brownlee will be reviewing this audit at a future meeting.

Commissioner Bennett moved and Commissioner Hanson seconded to approve the following items on the Consent Agenda.

Bills

Games of Chance: Lutheran Church of the Cross for Raffle from October to November 7, 2010

Games of Chance: Red River Regional Marksmanship Center for Raffle 10-4-10 to 6-30-11

Sewer and Water Improvement District No. 1223 (The Links at Westport 1st Addition – Phase I): approve Plans and Specifications and authorize Advertisement for Bids with bid opening on October 28, 2010

No opposition. Motion carried.

The request for a Liquor License for Bar Nine at 1405 Prairie Parkway, Suite 301, was discussed. Commissioner Simmons moved and Commissioner Hanson seconded to approve the Liquor License for Bar Nine at 1405 Prairie Parkway, Suite 301 with the option that additional green space will be added if requested by the residents. Commissioners Mattern, Bennett, Simmons and Hanson voting aye. Commissioner Thorstad abstained from voting. Motion carried.

Carol Sawicki of Minn-Kota PAAWS appeared before the Commission to request that the City of West Fargo contribute \$20 per cat to the cost of feline leukemia testing and vaccinations for feral cats living in West Fargo. Lori Magelky of Minn-Kota PAAWS, Police Chief Arland Rasmussen, Assistant Police Chief Michael Reitan, City Attorney Brian Neugebauer, and a resident of Brookwood Trailer Park also appeared before the Commission. After discussion, Commissioner Simmons moved to deny the request from Minn-Kota PAAWS at this time. Motion failed for lack of a second. After further discussion, Commissioner Bennett moved and Commissioner Thorstad seconded to table this request in order to have further discussions. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on rezoning of The Links at Westport First Addition from Agricultural to Single Family Dwellings. A public hearing was held. Jim Bullis appeared on behalf of Developer Kevin Christianson. The hearing was closed. Commissioner Simmons moved and Commissioner Hanson seconded to place the rezoning on First Reading subject to the eleven conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on the rezoning of The Preserve 1st Addition from Agricultural to Mixed One and Two-Family Dwellings, One and Two Family Dwellings, Single Family Dwellings and Public Facilities. A public hearing was held. Dan Bueide of the Vogel Law firm appeared before the Commission. The hearing was closed. Commissioner Bennett moved and Commissioner Thorstad seconded to place the rezoning on First Reading subject to the 12 conditions listed in the Staff Report. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on Sidewalk District No. 6048. A public hearing was held. There was no public comment and the hearing was closed. Commissioner Simmons moved and Commissioner Hanson seconded to approve the Assessments for Sidewalk District No. 6048. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on Maple Ridge at the Preserve 1st Addition reviewing the two major changes to the plat: name change and the lot line splitting the retention area from the park property. After discussion, Commissioner Bennett moved and Commissioner Hanson seconded to approve the Final Plat. No opposition. Motion carried.

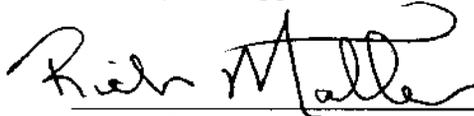
City Engineer Kevin Bucholz appeared before the Commission on the North Dakota Department of Transportation "Draft Decision Document" for Main Avenue Reconstruction from 5th Street East to 45th Street and advised that the Commission needed to answer three questions on the document:

- McDonald's (5th Street/Main) is requesting another access point straight out of their drive through. Staff prefers not to pursue this request unless median is extended further to the west.
Commissioner Simmons moved and Commissioner Bennett seconded to go with the preferred recommendation of Staff not to allow the direct access. No opposition. Motion carried.
- Service Oil (Main Avenue/17th Street East) is requesting a curb cut in the intersection to allow trucks coming from the west to enter their property. Staff prefers not to allow the curb cut.
Commissioner Bennett moved and Commissioner Thorstad seconded to stay with the original proposal as recommended by Staff. No opposition. Motion carried.
- Lars Body Shop is requesting that the left in movement from Fargo Trailer Center be moved east to line up with Lars' Body Shop. Staff is indifferent since traffic still functions as intended.
After discussion, Commissioner Simmons moved and Commissioner Bennett seconded that City Engineer Kevin Bucholz meet with property owners to get a consensus on the left in movement moving to the east. If not, then stay with the original proposal. No opposition. Motion carried.

There were no Non-Agenda items.

There was no correspondence.

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



Rich Mattern
President of the Board



Sharon Schacher
Finance Director