



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

The West Fargo City Commission met on Monday, April 18, 2011, at 5:30 P.M. Those present were Rich Mattern, Lou Bennett, Mark Simmons, 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 Bennett seconded to approve the Order of Agenda. No opposition. Motion carried.

Commissioner Bennett moved and Commissioner Hanson seconded to approve the Minutes of April 4, 2011 and the Board of Equalization Minutes of April 12, 2011. No opposition. Motion carried.

The Commission reviewed Building Permits #64 - 79 along with the Building Department Activity Report dated April 18, 2011.

There were no Commissioner Committee Reports.

The Auditor's Reports for March 2011 were received by the Commission.

Public Works Director Barry Johnson provided an update on the water levels on the river in town and the diversion.

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

Bills

Public Hearing 5:45 PM 5/2/11 for rezoning of Shadow Wood 5th Addition from Agricultural to Single Family Dwellings

Public Hearing 5:45 PM 5/2/11 for rezoning of Shadow Creek 1st Addition from Agricultural to Single Family Dwellings

Street and Storm Improvement District No. 2212 (Christianson's First Addition): Approve Engineer's Report, authorize City Engineer to prepare Plans and Specifications and authorize Advertisement for Bids with bid opening on May 12, 2011

Sewer, Water, Storm and Street Improvement District No. 1228 (The Wilds' 1st Addition – Phase I): Approve Engineer's Report, authorize City Engineer to prepare Plans and Specifications and authorize Advertisement for Bids with bid opening on May 12, 2011

Sewer, Water, Street & Storm Improvement District No. 1227 (Shadow Wood 5th Addition): Approve Engineer's Report, authorize City Engineer to prepare Plans and Specifications

Street Improvement District No. 2211 (4th Street and 26th Avenue East): Approve Plans and Specifications and authorize Advertisement for Bids with bid opening on May 12, 2011

Sewer and Water Improvement District No. 1219 – Phase II (4th Street East – Bridge, Roadway & Landscaping): Approve amended Engineer's Report, authorize City Engineer to prepare amended Plans and Specifications, approve amended Plans and Specifications and authorize Advertisement for Bids with bid opening on May 5, 2011

No opposition. Motion carried.

City Attorney Brian Neugebauer asked that approval of contract and contractor's bond for Sewer and Water Improvement District No. 1225 (South Pond at The Preserve 1st Addition) be discussed under Non-Agenda. Commissioner Bennett moved and Commissioners Simmons seconded to add Sewer and Water Improvement District No. 1225 to Non-Agenda. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on the following ordinances:

- Ordinance No. 885 relating to Hotels and Motels
- Ordinance No. 886 relating to Food Service Establishments
- Ordinance No. 887 relating to Child Care Centers
- Ordinance No. 888 relating to Pet Stores
- Ordinance No. 891 relating to Violations Regarding Sale of Tobacco to Minors

Commissioner Bennett moved and Commissioner Hanson seconded to place Ordinances No. 885, 886, 887, 888 and 891 on Second Reading. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on The Wilds First Addition. Commissioner Simmons moved and Commissioner Hanson seconded to place on Second Reading Ordinance No. 890 relating to the rezoning of The Wilds First Addition from Agricultural to Single Family Dwellings and to approve the Final Plat subject to any recommendations of Staff and the condition that the Park District accept the park dedication as shown on the plat. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on the request from Jason Winter for a Conditional Use Permit for Residential Addition and Accessory Building in an Agriculturally Zoned District at 3810 Willow Road. After discussion, Commissioner Hanson moved and Commissioner Bennett seconded to approve the Conditional Use Permit subject to all conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on the Amended Ordinance No. 875 for South Pond at the Preserve 2nd Addition and the revised Land Use Plan Amendment. After discussion, Commissioner Simmons moved and Commissioner Bennett seconded to place on Second Reading the amended Ordinance No. 875 and to approve the revised Land Use Plan Amendment. No opposition. Motion carried.

Tracey Anderson of Lake Agassiz Regional Council appeared before the Commission on the SnoBear Industries, LLC debt and provided an outline of the CDBG Project. A public hearing was held and there was no public comment. The public hearing was closed. Tracey Anderson advised there will be a discussion at the City Commission Meeting in two weeks.

Planning Director Larry Weil appeared before the Commission on the request from Ned Halilovic for a Planned Unit Development Amendment for Personal Services/Professional Office Use on Lot 15, Block 1 of Oakwood Bend 1st Addition (102 Beaton Drive West). Commissioner Thorstad stated that he would not want to see encroachment on the setback area of the river bank. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded to approve the Planned Unit Development Amendment on the basis that it is consistent with City plans and ordinances and subject to all conditions listed in the Staff Report. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on Street Improvement District No. 2210 (Aurora/Rendezvous). Commissioner Hanson moved and Commissioner Bennett seconded to award the contract for Street Improvement District No. 2210 to Aggregate Industries for their bid amount of \$204,956.15. No opposition. Motion carried.

Commissioner Hanson moved and Commissioner Thorstad seconded to adopt a Resolution in Support of West Fargo Public Schools 2011 Long Range Facility Planning: Bond Referendum. No opposition. Motion carried.

Commissioner Mattern advised that the Corps of Engineers has scheduled a comment period beginning in May and he would like the City Auditor and City Staff to put together comments to submit to the Corps of Engineers and would also like the City Staff to place a link on the City's website for public comments.

Commissioner Mattern also advised that he would like to have City Engineer Kevin Bucholz appointed to the Metro Flood Group Technical Committee. City Engineer Kevin Bucholz agreed to the appointment.

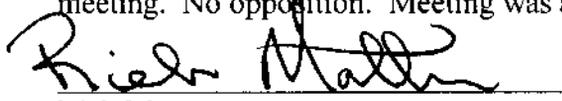
Senior Planner Steven Zimmer appeared before the Commission on the Meyer Drive parking issue that was discussed at the April 4, 2011 City Commission Meeting. Senior Planner Steven Zimmer stated that a meeting had been held and it was agreed to temporarily place No Parking Signs on the south side of the street for one month. After one month, City Staff will again contact the business owners to see if the No Parking Signs have helped the parking issue.

Senior Planner Steven Zimmer advised there will be a Community Vision Workshop for the Downtown Study on April 21, 2011 at 6:30 PM at the West Fargo VFW.

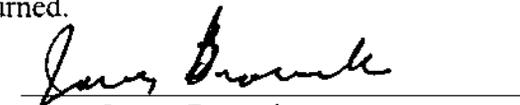
Commissioner Bennett moved and Commissioner Hanson seconded to approve the contract and contractor's bond in Sewer and Water Improvement District No. 1225. No opposition. Motion carried.

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



James Brownlee
City Auditor