



The West Fargo City Commission met on Monday, May 21, 2012, 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 Mattern advised "Resolution Approving Contract and Contractor's Bond for Drain #45 Improvements (7th to 12th Avenue East)", "Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1237", "Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1238", "Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1235", Gaming Site Authorizations for West Fargo Hockey Association at Speedway, Speedway Event Center, Border Town, Work Zone and M & J are to be added to the Consent Agenda, and Item h of the Consent Agenda should include approval of Resolution of Necessity. Commissioner Hanson moved and Commissioner Thorstad seconded to approve the Order of Agenda with the additions to the Consent Agenda as noted. No opposition. Motion carried.

Commissioner Bennett moved and Commissioner Simmons seconded to approve the Minutes of May 7, 2012. No opposition. Motion carried.

The Commission reviewed Building Permits #255 - 301 along with the Building Department Activity Report dated May 21, 2012.

There were no Commissioner Committee Reports.

The Auditor's Reports for April 2012 were received by the Commission.

There were no Department Reports.

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

Bills

Gaming Site Authorization: Arthur W Jones Post 7564 at West Fargo VFW Club (7/1/12 to 6/30/13)

Gaming Site Authorization: Prairie Public Broadcasting, Inc. at Three Lyons Public House (7/1/12 to 6/30/13)

Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1236

Public Hearing June 4, 2012 at 5:45 PM for rezoning of Oak Ridge 2nd Addition from Agricultural to Light Commercial

Odd/Even watering restrictions City Wide

Sewer, Water, Storm & Street Improvement District No. 1232 Phase II (Midland Area Addition): Approve Plans and Specifications

Street Improvement District No. 2221 (Shiloh and Doll's Subdivisions): approve Engineer's Report, authorize City Engineer to prepare Plans and Specifications and approve Resolution of Necessity

Sewer & Water Improvement District No. 1239 (Shiloh Street and 23rd Avenue East): approve Engineer's Report, authorize preparation of Plans and Specifications, approve Plans and Specifications, and authorize Advertisement for Bids with bid opening June 7, 2012

Sewer, Water, Storm & Street Improvement District No. 1232 Phase III (Midland Area Addition): approve Plans and Specifications

Sewer, Water & Storm Improvement District No. 1241 (Montgomery Homestead First Addition): approve Engineer's Report, authorize preparation of Plans and Specifications, approve Plans and Specifications and authorize Advertisement for Bids with bid opening on June 14, 2012

Resolution approving Contract and Contractor's Bond for Drain #45 Improvements (7th to 12th Avenue East)

Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1237

Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1238

Resolution Approving Contract and Contractor's Bond in Sewer, Water, Storm and Street Improvement District No. 1235

Gaming Site Authorizations for West Fargo Hockey Association at Speedway, Speedway Event Center, Border Town, Work Zone, and M & J

No opposition. Motion carried.

Wade Kline of Fargo-Moorhead Metropolitan Council of Government appeared before the Commission to review the 9th Street/Veterans Boulevard Corridor Study. City Auditor James Brownlee and Assistant Public Works Director Chris Brungardt also appeared before the Commission. After discussion, Commissioner Simmons moved and Commissioner Thorstad seconded to approve the 9th Street/Veterans Boulevard Corridor Study as presented by Wade Kline. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on the rezoning of Lot 2, Block 3 of Eagle Run 8th Addition from Limited Multiple Dwellings to Planned Unit Development and the Land Use Plan Amendment for the area. After discussion, Commissioner Bennett moved and Commissioner Hanson seconded to place Ordinance No. 918 on Second Reading and to approve the Land Use Plan Amendment from Medium Density Residential to Office Park. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on the Resolution Approving West Fargo Street Naming and Address Standards relating to Ordinance No. 917. After discussion, Commissioner Hanson moved and Commissioner Thorstad seconded to adopt the Resolution. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on West Fargo 2nd Addition. A public hearing was held on the rezoning from Agricultural to Heavy Industrial. Wally Tintes appeared before the Commission. There was no further public comment and the hearing was closed. Commissioner Bennett moved and Commissioner Hanson seconded to place the rezoning of West Fargo 2nd Addition from Agricultural to Heavy Industrial on First Reading. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on the annexation of West Fargo 2nd Addition. A public hearing was held. There was no public comment and the hearing was closed. Commissioner Simmons moved and Commissioner Bennett seconded to table action on this matter until the next City Commission Meeting as recommended by City Attorney Brian Neugebauer. No opposition. Motion carried.

Director of Economic Development and Community Services Mark Vaux appeared before the Commission on the PILOT (Payment in Lieu of Taxes) request from Moore Engineering, Inc. at 925 10th Avenue East. A public hearing was held. There was no public comment and the hearing was closed. Commissioner Simmons moved and Commissioner Bennett seconded to approve the PILOT request as presented by Director of Economic Development and Community Services Mark Vaux. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on Ordinance No. 922 relating to penalty for Driving without Liability Insurance. Commissioner Hanson moved and Commissioner Thorstad seconded to place Ordinance No. 922 on First Reading. No opposition. Motion carried.

Director of Economic Development and Community Services Mark Vaux appeared before the Commission on the Renaissance Zone application from Perry Leier of Leier Investments Superior Steam Cleaning and advised that the Economic Development Advisory Committee recommended approval based on an acceptable landscaping plan from Mr. Leier and a Letter of Good Standing from the state. After discussion, Commissioner Simmons moved and Commissioner Bennett seconded to approve the Renaissance Zone application with the conditions as approved by the Economic Development Advisory Committee. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on a request for a Conditional Use Permit from Alfons Allmaras for an oversized (2400 square foot) accessory building at 717 Martin Drive, and advised that the Planning & Zoning Commission recommended approval subject to the two conditions listed in the Staff Report. After discussion, Commissioner Bennett moved and Commissioner Simmons seconded to approve the Conditional Use Permit subject to the two conditions listed in the Staff Report. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on a request for a Conditional Use Permit from Andrea Sandbeck for a Childcare facility for 18 children within a home at 1438 Suntree Drive, West Fargo, ND, and advised that the Planning & Zoning commission recommended approval with the conditions listed in the Staff Report. Planning Director Larry Weil also appeared before the Commission. After discussion, Commissioner Hanson moved and Commissioner Bennett seconded to

approve the Conditional Use Permit subject to the two recommendations listed in the Staff Report. No opposition. Motion carried.

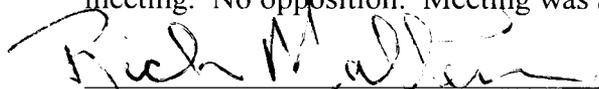
There were no Non-Agenda items.

City Administrator Jim Brownlee gave the following report to Commissioners:

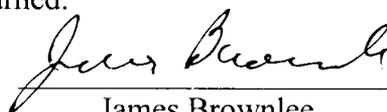
- City offices will be closed on Monday, May 28, 2012 in observance of Memorial Day
- Election will be held three weeks from tomorrow. Early voting information will be provided by Mike Montplaiser.
- Budget process is starting
- 9th Street Corridor/Veterans Boulevard Study: intersection signals, etc., are already being addressed
- Odd/Even Watering Restrictions have begun as a precautionary measure

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