



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

The West Fargo City Commission met on Monday, August 2, 2010, at 5:30 P.M. Those present were Mark Simmons, Lou Bennett, Mike Thorstad and Duane Hanson. Absent was Rich Mattern. The meeting was called to order by Mark Simmons, Vice President of the Board.

The Pledge of Allegiance was recited.

Commissioner Simmons advised that "Sewer and Water Improvement District No.1222 – Maple Ridge 1st Addition Phase I – Award Bid" is to be added to Non-Agenda, Item #c - Return of Assessment for Sidewalk District No. 6045 is to be removed from the Consent Agenda and an amended Item #b on the Consent Agenda "Resolution Directing Assessments to be Levied" in Storm Sewer Improvement District No. 4039 to a total of \$990,000 is to be replaced. Commissioner Bennett moved and Commissioner Hanson seconded to approve the Order of Agenda with the changes as noted. No opposition. Motion carried.

Commissioner Bennett moved and Commissioner Hanson seconded to approve the Minutes of July 19, 2010. No opposition. Motion carried.

Commissioner Hanson moved and Commissioner Bennett seconded to approve the Budget Meeting Minutes of July 26, 2010. No opposition. Motion carried.

The Commission reviewed Building Permits #373 - 399 along with the Building Department Activity Report for August 2, 2010 and the Building Department Monthly Comparison Report for July 2009/July 2010.

There were no Commissioner Committee Reports.

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

Bills

Resolution Directing Assessment to be Levied in Water and Sewer Improvement District No. 1188 and 1216, Street Improvement District No. 2195 and Storm Sewer Improvement District No. 4039

Resolution Approving Contract and Contractor's Bond in Water and Sewer Improvement District No. 1219

Resolution Approving Contract and Contractor's Bond in Sidewalk District No. 6048

Games of Chance: Dakota East Central Pheasants Forever for Raffle to be held September 9, 2010 at Legends Event Center

Request from The Work Zone for outdoors event on September 11, 2010

Public Hearing August 16, 2010 at 5:45 PM for rezoning of Eagle Run 18th Addition from Planned Unit Development to Multiple Dwellings

Contract Change Order No. 2 – Sewer & Water Improvement District No. 1214 (North Central Forcemain Replacement)

Storm Sewer Improvement District No. 4046 (Section 29 Storm Lift Station) – create Assessment District and authorize City Engineer to prepare Engineer's Report

Storm Sewer Improvement District No. 4047 (Maple Ridge 1st Addition – Phase II) – Create Assessment District and authorize City Engineer to prepare Engineer's Report

No opposition. Motion carried.

Larry Wacha of 152 32nd Avenue East, West Fargo, ND, appeared before the Commission on the 32nd Avenue reconstruction project and presented a bill of \$880.90 for expenses incurred to restore his property after the project. City Auditor James Brownlee, City Engineer Kevin Bucholz and Moore Engineering Construction Engineer Eric Odegaard also appeared before the Commission. A timeline from 2007 to Spring 2010 and several pictures were provided to each Commissioner. After discussion, Commissioner Hanson moved and Commissioner Bennett seconded to refuse Mr. Wacha's request for reimbursement. No opposition. Motion carried.

Ed Green of 1336 Sommerset Drive appeared before the Commission to request that the city install the necessary equipment at the railroad crossings to enable West Fargo to go "Whistle Free". Commissioner Thorstad provided cost and construction information from a similar request in 2008 and suggested to petition residents to see what the level of interest is to pay for a "Whistle Free" zone.

Senior Planner Steven Zimmer appeared before the Commission on Hayden Heights 2nd Addition rezoning from Single Family Dwellings to Planned Unit Development and advised that Second Reading would not be presented to the Commission until the Planning & Zoning Commission has reviewed and approved a Concept Development Plan and Detailed Development Plan. Commissioner Thorstad stated his concerns on the maintenance of the Private Drive. A public hearing was held and there was no public comment. After discussion, Commissioner Bennett moved and Commissioner Hanson seconded to place the rezoning of Hayden Heights 2nd Addition on First Reading subject to all conditions listed in the Staff Report. No opposition. Motion carried.

Peter Karl appeared before the Commission on grants for a Water Treatment Facility. City Engineer Kevin Bucholz and City Auditor James Brownlee also appeared before the Commission. No action was taken.

Planning Director Larry Weil appeared before the Commission on Maple Ridge 1st Addition (previously proposed as Newbridge 1st Addition). Commissioner Bennett moved and Commissioner Hanson seconded to place Ordinance No. 864 on the rezoning of Maple Ridge 1st Addition from Agricultural to Single Family Dwellings, Limited Multiple Dwellings and Multiple Dwellings on Second Reading, to approve the Land Use Plan Amendment from Medium Density Residential to Low and High Density Residential and to approve the Final Plat. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on the Draft Request for Proposals for the Sheyenne Street/Main Avenue Framework Study. Joe Nigg, Community Development Planner for Fargo-Moorhead Metropolitan Council of Governments, also appeared before the Commission. After discussion, the Commission agreed that the study should extend the area south to 7th Avenue in order to include all businesses. Commissioner Thorstad stated that the businesses need to provide input for this study. Commissioner Hanson moved and Commissioner Thorstad seconded to authorize Fargo-Moorhead Metropolitan Council of Governments to proceed with the Request for Proposals with all revisions that were addressed by Planning Director Larry Weil. No opposition. Motion carried.

Assistant Public Works Director Chris Brungardt appeared before the Commission on the 2010 Pavement Management System Overlay Project and recommended to award the bid to Northern Improvement Company for their bid amount of \$139,785.00. Commissioner Bennett moved and Commissioner Hanson seconded to award the bid to Northern Improvement Company as recommended by Staff. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on Sewer and Water Improvement District No. 1222 (Maple Ridge 1st Addition – Phase I). Commissioner Bennett moved and Commissioner Hanson seconded to award the contract for Sewer and Water Improvement District No. 1222 to Dakota Underground Company for their bid amount of \$3,368,758.15. No opposition. Motion carried.

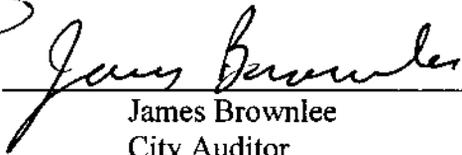
A discussion was held on Labor Day (Monday, September 6, 2010). Commissioner Hanson moved and Commissioner Bennett seconded that no meeting will be held that week. No opposition. Motion carried.

There was no correspondence.

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



Mark Simmons
Vice President of the Board



James Brownlee
City Auditor