



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

The West Fargo City Commission met on Monday, April 4, 2011, at 5:30 P.M. Those present were Rich Mattern, Lou Bennett, Mike Thorstad and Duane Hanson. Absent was Mark Simmons. 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 March 21, 2011. No opposition. Motion carried.

The Commission reviewed Building Permits #51 - 63 along with the Building Department Activity Report dated April 4, 2011 and the Building Department Monthly Comparison Report for March 2010/March 2011.

There were no Commissioner Committee Reports.

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

Bills

Gerald T. Matz as manager of Arthur W. Jones VFW Post 7564

Resolution Approving Contract and Contractor's Bond in Storm Sewer Improvement District No. 4044

Amended Resolution Directing Advertisement For Bids for 2011 Sidewalk District No. 6049

Games of Chance: Eastwood Elementary for Bingo/Raffle on May 6, 2011

Games of Chance: NDSU Pheasants Forever for Raffle to be held May 6, 2011 at Speedway

Sewer, Water, Storm and Street Improvement District No. 1228 (The Wild's 1st Addition – Phase I): Create Assessment District and Authorize City Engineer to prepare Engineer's Report

Street & Storm Improvement District No. 2212 (Christianson's First Addition): Create Assessment District and Authorize City Engineer to prepare Engineer's Report

Sewer, Water, Street & Storm Improvement District No.1227 (Shadow Wood 5th Addition): Create Assessment District and Authorize City Engineer to prepare Engineer's Report

Street Improvement District No. 2211 (4th Street and 26th Avenue East): Approve Engineer's Report and Authorize Preparation of Plans and Specifications

No opposition. Motion carried.

A presentation was given by the West Fargo School District on the 2011 Long Range Facility Planning: Bond Referendum. Dr. David Flowers and School Board President Karen Nitzkowski appeared before the Commission.

Kurt Jankowski of United Automotive Tech Center appeared before the Commission on the request for "No Parking This Side of Street" on Meyer Drive due to the parking problem at the new JL Beers site. Assistant Public Works Director Chris Brungardt, Senior Planner Steven Zimmer and JL Beers partner Lance Thorson also appeared before the Commission. After discussion, it was agreed that Staff should meet with businesses to discuss alternatives to the parking problem. Commissioner Bennett moved and Commissioner Hanson seconded to table action for one month. 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

City Attorney Brian Neugebauer reviewed the changes to these ordinances and stated these are regulated by Fargo Cass Public Health and this would bring the ordinances into conformance with state statute. Commissioner Bennett moved and Commissioner Hanson seconded to place Ordinances No. 885, No. 886, No. 887 and No. 888 on First Reading. No opposition. Motion carried.

City Attorney Brian Neugebauer appeared before the Commission on Ordinance No. 891 relating to Violations Regarding Sale of Tobacco to Minors which would change the penalty to an Infraction. After discussion, Commissioner Hanson moved and Commissioner Bennett seconded to place Ordinance No. 891 on First Reading. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on The Wilds First Addition. A public hearing was held on the rezoning of The Wilds First Addition from Agricultural to Single Family Dwellings. There was no public comment and the hearing was closed. Commissioner Hanson moved and Commissioner Thorstad seconded to place the rezoning on First Reading subject to all recommendations in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on behalf of Business Development Director Dorinda Anderson on the request from Rod Klein for approval of two Renaissance Zone applications for new construction at 670 Main Avenue West and 666 Main Avenue West. After discussion, Commissioner Bennett moved and Commissioner Hanson seconded to approve the two Renaissance Zone applications as recommended by the Economic Development Advisory Committee. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on Sewer and Water Improvement District No. 1225 (South Pond at The Preserve First Addition). Commissioner Hanson moved and Commissioner Thorstad seconded to award the contract for Sewer and Water Improvement District No. 1225 to Master Construction Co, Inc. for their bid amount of \$2,789,791.35. No opposition. Motion carried.

City Auditor James Brownlee appeared before the Commission to review a request for a Budget amendment to Fund 2151 (City Hall Remodeling Fund) in the amount of \$150,000.00 for a total budget of \$200,000.00 for City Hall remodeling projects, garages for the Police Department and remodeling excess offices at Public Works, and a transfer of funds of \$200,000.00 from the debt service funds. After discussion, Commissioner Bennett moved and Commissioner Hanson seconded to approve the Budget amendment and transfer of funds as outlined by City Auditor James Brownlee and to authorize City Staff to secure bids for the garages. No opposition. Motion carried. City Auditor James Brownlee agreed to update the Commission on these projects.

City Auditor James Brownlee appeared before the Commission on the PAL Agreements with FEMA (Provisionally Accredited Levee). After discussion, Commissioner Hanson moved and Commissioner Bennett seconded to authorize the Mayor to enter into these agreements. No opposition. Motion carried.

City Auditor James Brownlee appeared before the Commission to provide legislative updates. City Attorney Brian Neugebauer also appeared before the Commission.

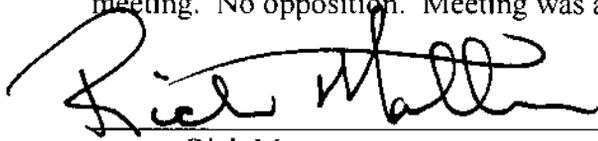
City Auditor James Brownlee advised there will be a meeting at the VFW on April 21, 2011 at 6:30 PM regarding the Downtown Survey.

City Auditor James Brownlee advised there will be a meeting with City/Park/School officials and the Commissioners should contact him if there are any questions or items that should be discussed.

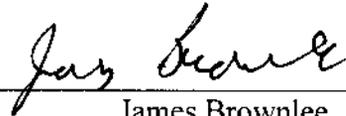
Brent Strand appeared before the Commission to state that he had attended the Army Corps of Engineers meeting and wanted to thank the Commission for their service to the City.

There was no correspondence.

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



Rich Mattern
President of the Board



James Brownlee
City Auditor