



The West Fargo City Commission met on Monday, November 5, 2012, at 5:30 P.M. Those present were Rich Mattern, Mark Simmons, Mike Thorstad, Duane Hanson and Mark Wentz. The meeting was called to order by Rich Mattern, President of the Board.

The Pledge of Allegiance was recited.

Commissioner Mattern advised that Well #9 and #12 Improvements, Well Improvements – New Well #14, and Well Exploratory Study project are to be added to Non-Agenda and that Item No. 8 of the Regular Agenda should be corrected to Shadow Creek 2nd Addition. Commissioner Simmons moved and Commissioner Hanson seconded to approve the Order of Agenda with the additions and change as noted. No opposition. Motion carried.

Commissioner Hanson moved and Commissioner Simmons seconded to approve the Minutes of October 15, 2012. No opposition. Motion carried.

The Commission reviewed Building Permits #755 - 814, the Building Department Activity Report dated November 5, 2012 and the Building Department Monthly Comparison Report for October 2011/October 2012.

There were no Commissioner Committee Reports.

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

Bills

Amendment to Airport Authority 2012 Budget

Public Hearing on November 19, 2012 at 5:45 PM for Rezoning of Strawberry Fields Addition from Agricultural to One and Two Family Dwellings and Limited Multiple Dwellings

Street Improvement District No. 2225 (Eagle Run Area Street Overlay): Create Assessment District and authorize City Engineer to prepare Engineer's Report

Street Improvement District No. 2223 (Elmwood Court Area Street Overlay): Create Assessment District and authorize City Engineer to prepare Engineer's Report

Amendment to the Agreement between the City of Fargo and the City of West Fargo for Veterans Boulevard (I-94 to 40th Avenue South)

Miscellaneous Improvement District Change Orders

No opposition. Motion carried.

Assistant City Attorney Chris McShane appeared before the Commission on Ordinance No. 932 relating to When Permits are Required for Street Closing. Commissioner Thorstad moved and Commissioner Wentz seconded to place Ordinance No. 932 on Second Reading. No opposition. Motion carried.

Director of Economic Development and Community Services Mark Vaux appeared before the Commission to introduce the new Economic Development Website.

Senior Planner Steven Zimmer appeared before the Commission on Montgomery Homestead 1st Addition rezoning from Limited Multiple Dwellings to Planned Unit Development. After discussion, Commissioner Hanson moved and Commissioner Thorstad seconded to place Ordinance No. 925 relating to the rezoning on Second Reading and to approve the Final Plat of Montgomery Homestead 1st Addition subject to the eight recommendations listed in the Staff Report. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on the Zoning Ordinance Amendment to Chapter 4-470 Nonconforming Lots, Uses of Land, Structures, and Uses of Structures and advised that Staff recommends approval due to the fact that the ordinance amendment is consistent with the City's plans for this area. A Public Hearing was held. There was no public comment and the hearing was closed. Commissioner Simmons moved and Commissioner Hanson seconded to place the Zoning Ordinance Amendment on First Reading. No opposition. Motion carried.

Senior Planner Steven Zimmer appeared before the Commission on Charleswood 29th Addition rezoning from Agricultural to Planned Unit Development and advised that Planning & Zoning recommended approval of the Planned Unit Development. Planning Director Larry Weil also appeared before the Commission to review history of the Comprehensive Plan and the use for this area. A Public Hearing was held. The following appeared before the Commission:

Lisa Dirk of 706 Villa Park Way (current President of The Villas Board)

Mike Tomasko of 1839 Cypress Way (HOA President for Evergreens)

Ruth Swain of Villa Park Way

Jim Swenberger of 758 Villa Park Way

Jill Brandt of 762 Villa Park Way

City Engineer Kevin Bucholz

Jerry Heinz of 778 Villa Park Way

The hearing was closed. Commissioner Simmons moved and Commissioner Hanson seconded to place the rezoning of Charleswood 29th Addition from Agricultural to Planned Unit Development on First Reading subject to conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on South Pond at the Preserve 6th Addition rezoning of proposed Block 1 from Agricultural to Planned Unit Development. A Public Hearing was held. Attorney Dan Bueide of the Vogel Law Firm appeared on behalf of Rusty Goose Development. There was no other public comment and the hearing was closed. Commissioner Thorstad moved and Commissioner Wentz seconded to place on First Reading the rezoning of South Pond at the Preserve 6th Addition proposed Block 1 from Agricultural to Planned Unit Development subject to the conditions listed in the Staff Report. No opposition. Motion carried.

Planning Director Larry Weil appeared before the Commission on North Pond at the Preserve 3rd Addition rezoning of proposed Lot 4, Block 1 from Agricultural to Light Commercial. A Public Hearing was held. Attorney Dan Bueide of the Vogel Law Firm appeared on behalf of Rusty Goose Development. A discussion was held on private/public streets in the development. There was no other public comment and the hearing was closed. Commissioner Hanson moved and Commissioner Thorstad seconded to place on First Reading the rezoning of North Pond at the Preserve 3rd Addition proposed Lot 4, Block 1 from Agricultural to Light Commercial subject to the conditions listed in the Staff Report. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on the Change Order to Sewer, Water, Storm and Street Improvement District No. 1229 (Shadow Creek 2nd Addition) to include a \$103,953.78 fence. Planning Director Larry Weil also appeared before the Commission. Commissioner Hanson suggested that Staff meet to discuss exactly what the City should pay for in projects. After discussion, Commissioner Hanson moved and Commissioner Simmons seconded to approve contract Change Order No. 4 but still want a meeting to discuss what the City should pay. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on the Engineer's Report for Well #9 and #12 Improvements. After discussion, Commissioner Simmons moved and Commissioner Hanson seconded to approve the Engineer's Report and authorize the City Engineer to prepare Plans and Specifications. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on the Engineer's Report for Well Improvements – new Well #14. Commissioner Wentz moved and Commissioner Thorstad seconded to approve the Engineer's Report and authorize the City Engineer to prepare Plans and Specifications. No opposition. Motion carried.

City Engineer Kevin Bucholz appeared before the Commission on a Well # 14 Exploratory Study project. After discussion, Commissioner Hanson moved and Commissioner Simmons seconded to award the contract for Well#14 Exploratory Studies to L.T.P. Enterprises, Inc. for their bid of \$16,760.00. No opposition. Motion carried.

City Administrator Jim Brownlee reported on the following:

An email will be sent out regarding the meeting to be held on Special Assessments.

November 6, 2012 at 11AM ground breaking for Wanzek Building

Advertisements have been placed for new positions to be hired in 2013

Building Projects:

Public Works Building: site has been scraped, gravel put down and Morton Buildings will be starting next week

Sanitation Building project will be started the middle of December

Police Department Building: Police Chief Arland Rasmussen, Assistant Chief Mike Reitan and City Auditor James Brownlee are still meeting and looking at plans for a two story building with no underground parking. Mayor Mattern stated that he would like a cost comparison for underground or no underground parking.

Requests have been sent out for Salary Survey studies

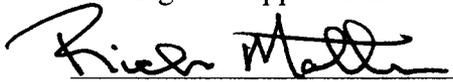
GIS Equipment has been installed. James Anderson is working on getting this information on the Internet

A final report will be provided on the Aquatics Center after public meetings are held

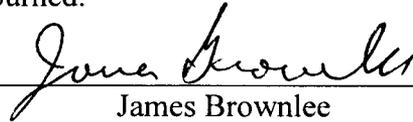
Commissioner Simmons encouraged Planning Director Larry Weil and Senior Planner Steven Zimmer to reach out to The Villa Association and keep them informed regarding the rezoning of Charleswood 29th Addition.

Commissioner Simmons advised that Jessica Lee of the Fargo Moorhead West Fargo Chamber of Commerce will be at the next meeting to take pictures. City Auditor James Brownlee advised that a new picture will be done at the same time for the new web page.

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



Rich Mattern
President of the Board



James Brownlee
City Auditor