



West Fargo City Commission Meeting
Monday, March 20, 2023
Commission Chambers 5:30 PM

The West Fargo City Commission met on Monday, March 20, 2023, at 5:30 p.m. Those present were Commissioners Bernie Dardis, Brad Olson, Roben Anderson, Mandy George, and Mark Simmons, who was present via Zoom. President of the Board Bernie Dardis called the meeting to order at 5:30 p.m.

Denis Otterness, Chief of Police, appeared before the Commission to have the Honor Guard post Colors. The Pledge of Allegiance was recited. Chief Otterness administered the Officer Oath and swore in Officers: Brandon Oldham, Conner Heyerman, Skyler Angeles and Tyler Crous. The four Officers were pinned and came forward to introduce themselves to the Commission. No action was taken.

Commissioner Olson moved and Commissioner Anderson seconded to approve the order of the agenda as distributed with the amendment to move the swearing in of Officers to the beginning of the agenda. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Commissioner George moved and Commissioner Olson seconded to approve the minutes from March 6, 2023 as presented. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Commissioner Anderson moved and Commissioner Olson seconded to approve the building permits as distributed. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Commissioner Olson moved and Commissioner Anderson seconded to approve the consent agenda as presented with the clarification that item e should read "Top Shelf Tavern".

- a. Bills (Pages 9-52)
- b. Two Rivers Veterinary Hospital Encroachment Agreement
 - Terminate existing Access Agreement, Approve Permanent Access Agreement, and Approve the Encroachment Agreement (Pages 53-69)
- c. Project No. 1343 – Sanitary Lift Station System Rehabilitation (SA 2,3,12,13 and 25) AND Project No. 4068 – Storm Sewer Lift Station (SM 54) and Forcemain Rehabilitation
 - Authorize Notice to Proceed; and Adopt Resolution Approving Contract and Contractor's Bond (Pages 70-73)
- d. Project No. 9020 (NDDOT Main Avenue Slide Repair)
 - Concurrence with Alternative B Design (Pages 74-83)
- e. Gaming Site Authorizations for West Fargo Hockey Association. Games to be conducted: Raffles, Pull Tab Dispensing Device, and Electronic Pull Tab Device at Top Shel Tavern at 2920 Sheyenne Street Suite 120:
 - March 20, 2023 through June 30, 2023 (Pages 84-85)
 - July 1, 2023 through June 30, 2024 (Pages 86-87)



West Fargo City Commission Meeting
Monday, March 20, 2023
Commission Chambers 5:30 PM

- f. Games of Chance for West Fargo Packers Clay Target Team. Games to be conducted: Raffle on April 15, 2023 at Traditions at 3330 Sheyenne St Suite 116 (Pages 88-90)
- g. Games of Chance for Friends of Denine Paler. Games to be conducted: Raffle on April 2, 2023 at West Fargo VFW at 444 Sheyenne Street Suite 101 (Page 91)
- h. Games of Chance for West Fargo Lions Club. Games to be conducted: Raffle from April 8, 2023 to October 8, 2023 at Silver Dollar Bar at 221 Sheyenne Street (Page 92)

Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Aaron Nelson, Planning Director appeared before the Commission for the Second Reading & Final Approval of Title IV zoning ordinance amendment regarding daycare land-uses. Following discussion, Commissioner Olson moved and Commissioner George seconded to approve the Second Reading & Final Approval of Title IV zoning ordinance amendment regarding daycare land-uses. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Aaron Nelson, Planning Director appeared before the Commission for a presentation of the Planning Needs Assessment Plan. No action was taken.

Dan Hanson, City Engineer appeared before the Commission for approval of Project No. 9036 (I-94 and 26th St W); authorize staff and legal to enter into negotiations for a land acquisition for a future I-94 interchange. Following discussion, Commissioner Simmons moved and Commissioner George seconded to approve Project No. 9036 (I-94 and 26th St W); authorize staff and legal to enter into negotiations for a land acquisition for a future I-94 interchange. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Dan Hanson, City Engineer appeared before the Commission for approval of Project No. 2272 (Concrete Pavement Repair); accept Bids and Award Contract. Following discussion, Commissioner Olson moved and Commissioner Simmons seconded to approve Project No. 2272 (Concrete Pavement Repair); accept Bids and Award Contract. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Mark Simmons, Commissioner brought forth the review and approval of Department Head Hiring Committee Policy. Following discussion, Commissioner Simmons moved and Commissioner George seconded to approve the Department Head Hiring Committee Policy. Commissioners George, Anderson, Simmons, and Dardis voted aye. Commissioner Olson voted nay, the motion was declared carried.



West Fargo City Commission Meeting
Monday, March 20, 2023
Commission Chambers 5:30 PM

Bernie Dardis, Commission President, read the letter of resignation from Tina Fisk, City Administrator. Following discussion, Commissioner Simmons moved and Commissioner George seconded to accept the City Administrator's resignation. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried. Commissioner Simmons moved and Commissioner George seconded to Declare the Office of the City Administrator vacant; and direct the City Attorney to prepare memo on next steps. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

In regards to the Administrator's Report, Dustin Scott, Assistant City Administrator appeared before the Commission: nothing to report.

There was no correspondence.

In regards to no non-agenda items, Commissioner Olson brought forth the consideration to end the ability to have Zoom meetings. Following discussion, Commissioner Simmons moved and Commissioner George seconded to deny the request to end the ability to have Zoom meetings. Commissioners George, Anderson, Simmons, and Dardis voted aye. Commissioner Olson voted nay, the motion was declared carried.

Commissioner Simmons moved and Commissioner Olson seconded to adjourn the meeting. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the meeting adjourned at 6:51 p.m.

A blue ink signature of Bernie Dardis, written in a cursive style.

Bernie Dardis, Commission President

A black ink signature of Dustin T. Scott, written in a cursive style.

Dustin T. Scott, Assistant City Administrator