



West Fargo City Commission Meeting
Monday, February 6, 2023
Commission Chambers 5:30 PM

The West Fargo City Commission met on Monday, February 6, 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.

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

Commissioner George moved and Commissioner Simmons seconded to approve the minutes from January 16, 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.

- a. Bills (Pages 8-19)
- b. Pledging of Securities (Pages 20-43)
- c. MSA with Moore Engineering
 - Approve MSA extension with Moore Engineering (Pages 44-46)
- d. Project No. 2272 – Concrete Pavement Repair (Various City Locations)
 - Approve Plans and Specifications; and Direct advertisement for bids (Pages 47-53)
- e. Midwest Fidelity Partners LLC Encroachment Agreement (SilverStar Carwash)
 - Approve Encroachment Agreement (Pages 54-61)
- f. Games of Chance for West Fargo Exchange Club. Games to be conducted Raffle and Raffle Board at Veterans Memorial Union at 1201 7th Ave E (Page 62)
- g. Games of Chance for the Packer Backers (West Fargo High School Post Prom/Grad). Games to be conducted: Raffle and Raffle Board on 2/24/2023 and 3/24/2023 at Silver Dollar at 221 Sheyenne St (Page 63)
- h. Gaming Site Authorization for West Fargo Events. Games to be conducted: Poker on February 17, 18 and 19, 2023 at DoubleTree by Hilton at 815 Beaton Dr (Pages 64-65)
- i. Request to Reinstate Forfeited Personal Leave
 - Approval of Reinstatement of Forfeited Personal Leave (Page 66)
- j. Request for Right-of-way Access, Brooks Harbor 1st Addition (Pages 67-75)

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



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Lisa Sankey, Planner appeared before the Commission for a public hearing and first reading of rezoning ordinance for the proposed North Pond at the Preserve 16th Addition. Following discussion, Commissioner Simmons moved and Commissioner George seconded to approve the rezoning ordinance for the proposed North Pond at the Preserve 16th Addition. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Aaron Nelson, Planning and Zoning Director appeared before the Commission for approval of the Conditional Use Permit for temporary concrete crushing & aggregate stockpiling, West Fargo 12th Addition. Following discussion, Commissioner Anderson moved and Commissioner Olson seconded to approve the Conditional Use Permit for temporary concrete crushing & aggregate stockpiling, West Fargo 12th Addition. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Aaron Nelson, Planning and Zoning Director appeared before the Commission for approval of the resolution for parking reduction for proposed taproom, Sukut's 3rd Addition; approve parking reduction resolution for proposed taproom. Following discussion, Commissioner Olson moved and Commissioner George seconded to approve the resolution for parking reduction for proposed taproom, Sukut's 3rd Addition; approve parking reduction resolution for proposed taproom. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Casey Sanders-Berglund, Economic Development appeared before the Commission for the proposal of Child Care Workforce Grant; approval to adopt Child Care Workforce Grant. Following discussion, Commissioner Simmons moved and Commissioner George seconded to approve the draft, moving the Child Care Workforce Grant forward and bring a final back in two weeks. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the motion was declared carried.

Matt Andvik, Public Works Director appeared before the Commission to request approval of the contract with Johnson Controls for HVAC service and maintenance. Following discussion, Commissioner Olson moved and Commissioner Anderson seconded to approve the contract with Johnson Controls for HVAC service and maintenance. 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 to request approval of the 2023 Mill and Overlay (Various Neighborhoods); create Improvement District No. 2261, approve Engineer's Report, authorize Resolution of Necessity; and Direct Engineer to prepare a Task Order for "Basic Services". Following discussion, Commissioner Anderson moved and Commissioner Olson seconded to approve 2023 Mill and Overlay (Various Neighborhoods); create Improvement District No. 2261, approve Engineer's Report, authorize Resolution of Necessity; and Direct Engineer to prepare a Task Order



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for "Basic Services" with the condition that staff looks into ways to reduce or remove Specials from this Project. Commissioners George, Anderson, Olson, Simmons, and Dardis voted aye. Commissioners George and Simmons voted nay, the motion was declared carried.

Dustin Scott, Assistant City Administrator appeared before the Commission for the Resolution modifying the water rate. Following discussion, Commissioner Olson moved and Commissioner Simmons seconded to approve the Resolution modifying water rate. Commissioners George, Olson, Simmons and Dardis voted aye. Commissioner Anderson voted nay, the motion was declared carried.

Commissioner Simmons moved and Commissioner Olson seconded to reconsider the enterprise grant for Noble Hare. Commissioners George, Olson, Simmons and Dardis voted aye. Commissioner Anderson voted nay, the motion was declared carried. Following discussion, Commissioner Simmons moved and Commissioner Anderson seconded to approve the enterprise grant for Noble Hare. Commissioners George, Olson, Simmons and Dardis voted aye. Commissioner Anderson voted nay, the motion was declared carried.

In regards to the Administrator's Report, Dustin Scott, Assistant City Administrator appeared before the Commission:

1. Reminder that City offices will be closed on Monday, February 20 (Presidents Day)

The correspondence was passed out to each Commissioner.

There were no non-agenda items.

Commissioner Simmons moved and Commissioner Olson seconded to adjourn the meeting. Commissioners Anderson, Olson, Simmons, and Dardis voted aye. No Commissioners present voted nay, the meeting adjourned at 7:05 p.m.



Bernie Dardis, Commission President



Tina Fisk, City Administrator