



Horace City Council Meeting Minutes Summary

The Horace City Council met on July 1, 2019 at 6:00pm at City Hall. Those present were Kory Peterson, David Fenelon, Chelsey Johnson, and Bryan Schmidt. John Koerselman was absent.

The Pledge of Allegiance was recited.

Mayor Peterson called the meeting to order.

Agenda Item #3: Approve Regular Agenda

Motion: Approve the regular meeting agenda with the addition of discussion on the FM Diversion and Thue Block Party Request.

1st Motion: Councilmember Schmidt

2nd Motion: Councilmember Fenelon

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #4: Approve Consent Agenda

Motion: Approve the consent agenda.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #5: Approve Meeting Minutes

Motion: Approve the minutes as presented.

1st Motion: Councilmember Schmidt

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #6: Public Comment

Mr. Dave Gronlie, a resident of Horace, told Council he desired to see the Special Assessment Committee meet sooner and more often. He also asked Council how they plan on building excess general fund monies. Mark Gusaas, a resident of Horace, asked Council to place temporary speed bumps on Sunnyside Dr to slow down traffic and would still like Council to entertain shutting Sunnyside St down through the duration of the detour. Brent Hansen, a resident of Horace, voiced to Council a concern that people may be speeding down Sunnyside St. He also told Council he plans to help facilitate parking on Sunnyside St for a private party.

Agenda Item #7: Sheriff Department Update

Deputy Nettetstad gave an updated on Sheriff calls for the month of June. She reminded the public to use the detour route and watch your speed.

Agenda Item #8: Presentation on the FirstLink Program

Cindy Miller and Jennifer Holtz provided an overview of the FirstLink program and the Community Navigator position (which the City of Horace has agreed to help fund over the next 3 years for \$1,000 per year, starting in FY 2020).



Agenda Item #9: Prairie View Addition Building Matter

Matt Lower, Community Development Director, discussed with City Council a permitting issue. A building permit was written which allowed a house to be built in an easement. Mr. Lower told Council that staff has been working with the builder. The builder has agreed to redesign the house to move it out of the easement, though it would be difficult to redesign the house to fit within the corner lot setbacks. Mr. Lower said he is ready to seek Council direction on resolving the matter. Lukas Croaker, City Attorney, told Council of their potential options to formally resolve the matter, including revoking the building permit, requesting the builder to apply for variance, or granting the change administratively. Council asked the builder to apply for a variance.

Agenda Item #10: Land & Cash Dedications for New Developments

Mr. Holper presented rates for cash in lieu dedications for new developments and plats in order to be more transparent to developers in the cost of developing land in the City of Horace. In addition, this helps eliminate negotiations between the City and the developer on cash in lieu dedications and helps ensure consistency between developments.

Motion: Approve rates for FY 2019 cash in lieu to land dedication for new developments and platted land.

1st Motion: Councilmember Schmidt

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried (3-0).

Agenda Item #11: FM Diversion Discussion (Added to agenda)

Commissioner Mary Sherling (Cass County) and Mayor Tim Mahoney (City of Fargo) requested to be added to the City Council meeting agenda in order to discuss the FM Diversion. Both provided their perspectives on the importance of the FM Diversion and how it benefits the City of Horace.

Agenda Item #12: State Aid Distribution

Mr. Holper provided an overview of the state aid distribution received by the City of Horace. Recently, it was brought to the City's attention that this funding source is able to be shared with other taxing entities in the City of Horace, such as the Horace Parks District. Mr. Germundson discussed how this funding is handled between the City of West Fargo and the West Fargo Parks District for a comparison and requested that the City of Horace consider sharing the same percentage of funding that is used by those entities at 28%.

Mr. Holper recommended that the City start at 10% for FY 2020 and gradually increase its percent share with the Horace Parks District over the next couple years. Mr. Germundson will present this information to the Horace Parks District and the proposed percent share will be identified in the City's draft FY 2020 preliminary budget for consideration.

Agenda Item #13: Water, Sewer, Storm, and Street ID No. 2019-7 (Maple Lakes Estates Addition)

Mr. Dahlman presented a revised engineers report for the Maple Lakes Estates Addition.

Motion: Amend the engineer's report.

1st Motion: Councilmember Schmidt

2nd Motion: Councilmember Fenelon

Action taken: All in favor, none opposed. Motion carried.



Mr. Dahlman requested that council authorize the development of the plans and specifications for the Maple Lakes Estates Addition.

Motion: Authorize the development of plans and specifications.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Schmidt

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #14: Hesse First Addition- Rezone 2nd Reading

Mr. Lower presented the Hess First Addition Rezone 2nd reading to the City Council.

Motion: Approve the rezone of the Hesse First Addition.

1st Motion: Councilmember Schmidt

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #15: Water, Sewer, Storm, and Street ID No. 2018-3 (Terra Gardens)

Mr. Croaker requested that the City Council approve a resolution directing assessments to be levied for Water, Sewer, Storm, and Street ID No. 2018-3 (Terra Gardens). Upon approval, staff would make coordinate scheduling a special assessment commission meeting.

Motion: Resolution directing assessment to levied.

1st Motion: Councilmember Schmidt

2nd Motion: Councilmember Fenelon

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #16: Water, Sewer, Storm, and Street ID No. 2017-7 (Maple Lane)

Mr. Croaker requested that the City Council approve a resolution directing assessments to be levied for Water, Sewer, Storm, and Street ID No. 2017-7 (Maple Lane). Upon approval, staff would make coordinate scheduling a special assessment commission meeting.

Motion: Resolution directing assessment to levied.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Schmidt

Action taken: All in favor, none opposed. Motion carried.

Motion: Resolution approving ID No. 2018-3 Change Order No. 3.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Schmidt

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #17: Street ID 2018-8 (Northwood & Southwood)

Mr. Croaker requested that the City Council approve a resolution directing assessments to be levied for Street ID No. 2018-8 (Northwood & Southwood). Upon approval, staff would make coordinate scheduling a special assessment commission meeting.

Motion: Resolution directing assessment to levied.

1st Motion: Councilmember Schmidt



2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #18: Municipal Judge

Mr. Holper provided an update to the City Council that an appointment is expected to be brought for consideration for the municipal judge position. This would be to re-establish the City's municipal court.

Agenda Item #19: Engineering/Public Works Updates

Mr. Dahlman provided an update on the various construction projects occurring in the City of Horace.

Agenda Item #20: Community Development Updates

Mr. Lower provided an update on changes to the Community Development Block Grant (CBDG) program, where in the State of North Dakota income requirements have been replaced by other avenues.

Agenda Item #21: City Administrator Updates

Mr. Holper informed the City Council that Becky Streitz, the City's new Finance Director will start on July 8, 2019. In addition, an error on the July utility bills was found. It included a due date of 5/25/2019 for utility bills versus 7/25/2019.

Residents requested approval of a block party to be held on Thue Ct., just south of Wall Ave. on July 4th.

Motion: Approve the July 4, 2019 block party request on Thue.

1st Motion: Councilmember Johnson

2nd Motion: Councilmember Fenelon

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #22: Portfolio Reports

Mayor Peterson - None

Councilmember Koerselman - None

Councilmember Fenelon - None

Councilmember Johnson - None

Councilmember Schmidt - None

Recess

Mr. Holper requested that the City Council take a five-minute recess in order to prepare for the next agenda item.

Motion: Approve a five-minute recess.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried.

Agenda Item #23: Executive Session

Motion: Open Executive Session at 8:46pm.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried (3-0).



Motion: Close Executive Session at 9:32pm.

1st Motion: Councilmember Johnson

2nd Motion: Councilmember Fenelon

Action taken: All in favor, none opposed. Motion carried (3-0).

Motion: Motion to authorize participation in the contested case hearing, 65-2002-36151, at a time determined by litigation counsel and city staff.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed. Motion carried (3-0).

Agenda Item 24: Adjourn the Meeting.

1st Motion: Councilmember Fenelon

2nd Motion: Councilmember Johnson

Action taken: All in favor, none opposed.