



## **Horace City Council Meeting Minutes**

The Horace City Council met on November 4, 2019 @ 6pm at Horace City Hall. Those present were Kory Peterson, David Fenelon, Chelsey Johnson, Bryan Schmidt, Lukas Croaker, Jim Dahlman, Russ Sahr, and Brenton Holper.

Mayor Peterson called the meeting to order.

The pledge of allegiance was recited.

### **Agenda Item #3: Approve regular agenda with the addition of a 9a for Rivers Edge update**

**Motion:** Approve the regular meeting agenda with the addition of a 9a for Rivers Edge update.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Fenelon

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

### **Agenda Item #4: Approve Consent Agenda**

a. Vendor Invoices

b. Income Statement

c. Pledge Securities

i. Starion Bank

ii. First International Bank

d. Sanitary, Storm Sewer, and Street ID No. 2019-01 (Lakeview Drive & 79th Street)

i. Progressive Estimate No. 4 to KPH Inc. for \$78,879.60

e. Storm Sewer and Street ID No. 2017-2 (76th Avenue & Roundabout)

i. Progressive Estimate No. 5 to Northern Improvement Co. for \$558,983.58

f. Storm Sewer and Street ID No. 2019-3 (63rd Street)

i. Progressive Estimate No. 3 to KPH Inc. for \$104,857.65

g. Sanitary Sewer, Water, Street and Drainage ID No. 2019-5 (Visto Industrial Additions)

i. Progressive Estimate No. 2 to Dakota Underground Co. for \$394,521.30

h. Water, Sanitary, Storm Sewer, and Street ID No. 2019-6 (Cub Creek 1st Addition)

i. Progressive Estimate No. 4 to Dakota Underground Co. for \$618,324.66

**Motion:** Approve the consent agenda with edit of amount on Progressive Estimate No. 3 to \$25,978.05.

**1<sup>st</sup> Motion:** Councilmember Johnson

**2<sup>nd</sup> Motion:** Councilmember Fenelon

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

### **Agenda Item #5: Approve Special City Council Meeting Minutes from October 9, 2019.**

**Motion:** Approve Special City Council Meeting Minutes from October 9, 2019.

**1<sup>st</sup> Motion:** Councilmember Fenelon

**2<sup>nd</sup> Motion:** Councilmember Johnson

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



**Agenda Item #6: Approve City Council Meeting Minutes from October 21, 2019.**

**Motion:** Approve City Council Meeting Minutes from October 21, 2019.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Felon

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

**Agenda Item #7: Public Comment**

- a. Amber Hilt, a resident of the Adelman Addition, spoke on the water accumulation on the street in front of her house.

Mr. Holper noted that sump pump water should discharge to the back of the house, not on the street. Staff will work with the City Engineer to see if there are other alternatives to improve the drainage from what was proposed earlier this year. Councilmember Schmidt recommended the neighborhood make a consensus on steps to move forward as well, since the recommended improvements were declined by the neighborhood.

- b. Patrick Capps, a resident of Horace, requested an update on Rivers Edge. Council commented that this will be addressed later in the agenda on 9a.

**Agenda Item #8: Sherriff's Update**

Deputy Sheriff Lindsey Nettetstad gave an update for the month of October, including 136 total calls for service. No substantial updates or crashes reported at the roundabout.

**Agenda Item #9: Horace American Legion Presentation**

Keith Zeuschel, Horace Lions, and Russel Berg, Horace American Legion, each presented a \$500 check for American flags and hardware for the flag poles in the city. Mayor Peterson accepted the checks on behalf of the city.

**a. Rivers Edge Update**

The City Engineer and staff have been reviewing drainage concerns expressed from residents in the River's Edge development. In review, the development was annexed into the City after the development's infrastructure was in place and lots were being sold. The City had involvement with the platting and zoning process, but not the infrastructure. Residents can petition for improvements and have a special assessments district established.

Mr. Dahlman reported that the current water levels in the Sheyenne river are unprecedented for this time of year and that this is the 10<sup>th</sup> wettest September on record. As of now, there is not a short-term fix and options for long term fixes need to be outlined so the City can work towards a solution.

**Motion:** Approve the authorization for Interstate Engineering to draft options and cost estimates for stormwater drainage in Rivers Edge.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Felon

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



**Agenda Item #10:** Southdale Farms Additions

a. Petition for Improvements for 1st Addition from New Horizon Homes, LLC

**Motion:** Approve resolution directing Jim Dahlman to prepare the report.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Johnson

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

b. Land Dedication to West Fargo Public School District

The developer and School District requested consideration to allow 4 acres of land for an elementary school site to count towards the developer's land dedication requirement. The dedication would be to the school district who would develop areas that are open to the public, such as a playground.

Chris Mack, a representative for New Horizon Homes, shared the proposal to the school and the latest version shared with the park district.

This is a discussion on how the Council feels on a land dedication to the school. Council is receptive to this land dedication and in the future would like a written proposal and agreement for use of this land.

**Motion:** Approve the 4 acres of land dedication to the West Fargo School District and have count towards the developer's overall dedication for development.

**1<sup>st</sup> Motion:** Councilmember Fenelon

**2<sup>nd</sup> Motion:** Councilmember Schmidt

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

**Agenda Item #11:** 81st Avenue Between 63rd Street and CR-17

a. Petition for Improvements from West Fargo Public School District

**Motion:** Approve resolution directing the City Engineer to prepare the report.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Johnson

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

**Agenda Item #12:** Storm Sewer and Street ID No. 2017-2 (76th Avenue & Roundabout)

a. Time Extension Request

Northern Improvement is the prime contractor with a completion date on this project of 10/26/19 and is requesting an extension for 21 days based on weather and excessive precipitation. Justification is also based on DOT has allowed 21 calendar days extensions based on weather conditions as road projects have been affected region wide.

**Motion:** Approve the 21-day extension as requested.

**1<sup>st</sup> Motion:** Councilmember Fenelon

**2<sup>nd</sup> Motion:** Councilmember Schmidt

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

**Agenda Item #13:** CR-17 Shared Use Path – Phase 1

a. Time Extension Request



Boarder States requested a completion date of 7/1/2020 due to excessive moisture and inaccessibility to the clay for the embankment. Concerns on the timeframe discussed as the grant money for this project must be invoiced and approved by 7/8/2020. Council identified the 7/1/2020 completion date as too close to the invoicing deadline and countered with a completion date of 6/13/2020.

**Motion:** Approve the time extension to 6/13/2020.

**1<sup>st</sup> Motion:** Councilmember Fenelon

**2<sup>nd</sup> Motion:** Councilmember Schmidt

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

#### **Agenda Item #14: Wall Ave. Geotechnical Proposals**

As part of a permanent solution to Wall Ave. geotechnical proposals for work around the riverbank and bridge west, have been received. Both proposals are within \$600 of each other and Mr. Dahlman recommended by Braun as they have performed similar stability analysis on the Sheyenne River. Work can still be done before the end of the year as a proposed cost not to exceed \$9,400.

**Motion:** Approve the geotechnical survey by Braun not to exceed \$9,400 to be paid through the highway fund.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Johnson

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

#### **Agenda Item #15: Engineering/Public Works**

**Discussion:** Mr. Dahlman gave an engineering & public works update.

#### **Agenda Item #16: City Administrator**

**Discussion:** Mr. Holper gave the City Administrator update. American flags are scheduled to go up in honor of Veteran's Day and then will be removed and replaced with holiday lights and banners. Offers have been extended and accepted for two positions, a Building Inspector and Community Development Director. Barret Voight will be the new Community Development Director starting on 11/25/2019. Keith Asheim will be the Building Inspector and has worked with the City in the past and starting on 11/18/2019.

The City has received a request from the Diversion Authority for assistance on a land acquisition and is of interest to the authority for environmental mitigation. The City would purchase the parcel of land at auction, then after three months the Diversion Authority buys the land from the city and reimburses the cost tied to the land.

**Motion:** Approve Mr. Holper the authority to bid on the land at auction on November 19, 2019 with the purpose of re-selling to the Division Authority.

**1<sup>st</sup> Motion:** Councilmember Schmidt

**2<sup>nd</sup> Motion:** Councilmember Fenelon

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

#### **Agenda Item #19: Portfolio Reports**



**Mayor Peterson** – Nothing to report.

**Councilmember Koerselman** – Not present.

**Councilmember Fenelon** – Nothing to report.

**Councilmember Johnson** – Horace Happenings for November is out and the next issue is expected to come out January 1, 2020.

**Councilmember Schmidt** – Building permit backlog has been mitigated and outstanding permit requests is minimal and waiting for outstanding items before issuing.

**Agenda Item #20: Adjourn**

**Motion:** Approve meeting adjourn at 7:51 pm.

**1<sup>st</sup> Motion:** Councilmember Johnson

**2<sup>nd</sup> Motion:** Councilmember Fenelon

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

**Next Regular Meeting is November 18, 2019 at 6:00 pm**