

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS
OF THE FARGO PARK DISTRICT OF JANUARY 14, 2020**

The regular monthly meeting of the Board of Commissioners of the Park District of the City of Fargo was held on Tuesday, January 14, 2020, at 5:30 p.m. at the Fargo Park District office at 701 Main Avenue, Fargo, North Dakota. Present at the meeting were Commissioners Jerry Rostad, Stacey Griggs, Vicki Dawson, Rusty Papachek and Joe Deutsch. Also present were: Dave Leker, Tyson Lund, Carolyn Boutain, Paul Grindeland, Brian Arett, Dave Bietz, Diane Jones, Clay Whittlesey, Craig Bjur and attorneys Andy Noah and Thad Swanson.

Approval of Minutes

Commissioner Joe Deutsch moved and Commissioner Rusty Papachek seconded a motion to approve the minutes of the December 10, 2019 meeting as amended, the December 18, 2019 special meeting, and the January 6, 2020 special meeting. Upon call of the roll, the motion passed unanimously.

Approval of December Bills

Commissioner Joe Deutsch moved and Commissioner Stacey Griggs seconded a motion to approve the bills for December 2019 as presented. Upon call of the roll, the motion passed unanimously.

Approval of Order of Agenda

Commissioner Joe Deutsch moved and Commissioner Stacey Griggs seconded a motion to approve the amended agenda as presented. Upon call of the roll, the motion passed unanimously.

Director's Report

Dave Leker presented to the Board regarding the Depot hardscape noting that the bidding came in at approximately \$300,000.00 of Park District contributions. Leker noted that staff believes that the Park District is better off putting that money toward new offices at the Fargo Sports Complex and doing minimal maintenance work on the Depot hardscape.

Dave Bietz presented to the Board regarding the Lindenwood master plan. He noted that the Park District only needs to submit 30% of the plans for modifying the lower the road in order to get the proper permits. He noted this would allow the Park District to start work on the modified road prior to receiving the full permit and that he has been working in coordination with the city on this process.

Carolyn Boutain presented to the Board regarding the restaurant at Edgewood Golf Course. She noted that the Park District has received interest from multiple operators regarding the space and that staff is working toward getting a tenant in place for this spring.

No action was taken from the Director' Report.

Foundation Director's Report

Brian Arett lead the presentation to the Board on this matter. He noted that the Foundation received two applications for the grant match program with a third potentially still coming. He noted that the Foundation continues to have meetings

No action was taken on this matter.

Approval and Award of Construction Management at Risk for the proposed Fargo Sports Complex

Dave Leker presented to the Board on this matter. He noted that proposals were received from Gast/Gehertz Construction Services, McGough, Mortenson, Krauss Anderson Construction Services and JE Construction. He noted that three firms: Gast/Gehertz Construction Services, McGough and Mortenson were selected to make formal presentations. He noted that the selection committee included Dave Leker, Mark Honzay of JLG Architects, Tony Eukel of MBN Engineers and Trent Duda Earthworks Services. The ad-hoc committee included Phil Siek of Sanford, Tyler Kirchner of Fargo Park District, and Todd Medd of JLG Architects. It was noted that the committee recommends moving forward with McGough. He noted that McGough has all local employees, has been working on plans for the Fargo Sports Complex, and has worked on several other local high profile projects.

Commissioner Joe Deutsch moved and Commissioner Stacey Griggs seconded a motion to award the Construction Management at Risk Services for the proposed Fargo Sports Complex project to McGough as presented. Upon call of the roll, the motion passed unanimously.

Request from Verizon Wireless to Locate a Cell Tower at the Coliseum Property

Dave Leker presented to the Board on this matter. This matter had come before the Board on multiple occasions. The Commissioners noted that the newest round of proposed terms were acceptable but there are concerns with the proposed location. The Commissioners asked that staff evaluate other locations on the Coliseum property for the proposed tower.

No action was taken on this matter.

Request for Advertising for Request for Proposals for Fargo Park District Attorney Services.

Dave Leker presented to the Board on this matter. It was noted that Greg Selbo of the Nilles law firm retired as of December 2019. It was noted that he was the point person from Nilles Law Firm handling the Park District legal matters for the last sixteen years. It was noted that the Park District's contract is with the Nilles Law Firm and can be terminated at any point by either party. It was noted that the Park District practically has two paths forward (1) continue with the Nilles Law Firm or (2) open the position up for requests for proposals from other law firms.

The Commissioners requested that the Park District develop a policy for review of professional services, such as legal counsel, and that no action be taken until such policy is developed.

No action was taken on this matter.

Approval of Agreement Between City of Fargo and the Fargo Park District for use of Three City owned Lots for the Purpose of Single-Track Trails

Dave Bietz presented to the Board on this matter. It was noted that the FM Trailbuilders is interested in constructing and maintaining a single-track trail at Iwen Park. It was noted that the property is owned by the City of Fargo and so an agreement between the entities is necessary for the construction.

Commissioner Joe Deutsch moved and Commissioner Rusty Papachek seconded a motion to approve the agreement between the City of Fargo and the Fargo Park District for use of three city owned lots for the purposes of single-track trails as presented to the Board. Upon call of the roll, the motion passed unanimously.

Approval of Update to Schedule B of the Alcoholic Beverage Policy

Clay Whittlesey presented to the Board on this matter. It was noted that staff is requesting to update the policy to include Lindenwood Park as a limited alcoholic beverage sale site. It was noted that due to poor ice conditions at Edgewood Golf Course the Park District is moving the pond hockey events to Lindenwood.

Commissioner Joe Deutsch moved and Commissioner Vicki Dawson seconded a motion to approve the update to Schedule B of the Alcoholic Beverage Policy as presented to the Board. Upon call of the roll, the motion passed unanimously.

At the conclusion of the above agenda items, a motion to adjourn was made and seconded, and upon unanimous consent the meeting adjourned at approximately 6:45 p.m.

Jeffrey B. Gunkelman