

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF THE
FARGO PARK DISTRICT OF MAY 10TH, 2011.**

The regular monthly meeting of the Board of Commissioners of the Park District of the City of Fargo was held on Tuesday, May 10th, 2011, at 5:30 p.m. at the Fargo Park District office at 701 Main Avenue, Fargo, North Dakota. Present at the meeting were Commissioners, Joel Vettel, Joe Deutsch, Ron Sorvaag and Barb Johnson. Also present was Roger Gress, Jim Larson, and Attorney Greg Selbo. Mary Johnson was absent.

The meeting was called to order by Commissioner Johnson, and the first order a business was a special guest presentation by Barb Erbstoesser, to present a Young Professional's award to Commissioner Deutsch.

Approval of Minutes

Commissioner Joel Vettel moved and Commissioner Joe Deutsch seconded for approval of the minutes of the April 12th, 2011 meeting. Upon call of the roll, the motion passed unanimously.

Approval of April Bills

Commissioner Ron Sorvaag moved and Commissioner Joe Deutsch seconded a motion to approve the bills for April, 2011, as presented. Upon call of the roll, the motion passed unanimously.

Approve Order of Agenda

Commissioner Barb Johnson requests to amend the Agenda and to Move #11 Agenda Item (presentation of an Indoor Playground) up to the # 4 Agenda Item and calls for a Motion. Commissioner Joe Deutsch moved and Commissioner Ron Sorvaag seconded a motion to approve the order of the amended agenda. Upon call of the roll, the motion passed unanimously.

Indoor Playground

Kevin Boe presented to the Board regarding this matter. Two options were presented, Proposal A was a standalone store front and proposal B located in Courts Plus Fitness Center. The Proposal B was recommended to the Board for approval as an indoor playground within Courts Plus Fitness Center.

The Proposal included: Usage by non-members, How the Courts Plus drop in Child Care would operate; How a Courts Plus member would be able to utilize the facility. Traffic Flow in the club, including security and check-in were also discussed as well as: Marketing, Maintenance, Financial Cost, Timing of the project, and the next steps to be taken.

Commissioner Joe Deutsch moved and Commissioner Joel Vettel seconded a motion to approve the concept for an Indoor playground in Courts Plus Fitness Center, and to direct staff to complete design of the area, develop detailed cost estimates of construction and to proceed with construction as presented. Upon call of the roll, the motion passed unanimously.

Commissioner Ron Sorvaag moved and Commissioner Joel Vettel seconded a resolution of intent to finance the purchase, fit-up, and remodeling of the Courts Plus Indoor Playground for \$386,000 with tax exempt municipal financing. Upon call of the roll, the resolution passed unanimously.

FM Community Theatre to Present Plans for Safety Access on the East Elevation of the Theatre Building

Roger Gress and Rick Stenseth presented to the Board regarding this matter. Their plans include replacing the current accessibility ramp, redesign the front entrance and relocate the service driveway. The purpose of the renovation is to improve the safety for patrons crossing in the crosswalk and provide a safe entry and exit to the busy street from the driveway. Further, it was noted that the plans are to enclose the existing gazebo to provide more space for a reception area, a new box office and a coat check, and an expanded rehearsal/programming space.

Commissioner Joel Vettel moved and Commissioner Joe Deutsch seconded the motion to approve and give permission to accept the new plan for FM Theatre to move forward as presented and discussed. Upon call of the roll, the motion passed unanimously.

City of Fargo Engineering Departments to request access to Park District Properties for Permanent Levee Projects

Dave Leker presented to the Board regarding the City of Fargo's request for tow permanent easements to construct permanent flood protection levees on Park District Property. The first levee would be located parallel to 5th Street along the west edge of Lindenwood Park. The second levee would be located down in Lemke Park and would be constructed along the same alignment as the access road into the park continuing southeast and tying into a permanent levee being constructed behind residential property. Nathan Boerboom with the City's Engineering Department was present to answer questions.

There was some discussion of possible safety concerns given the height of the levees, however it was also noted that these levees would free up lots of resources for the City. Although there was no public meeting held, public support was noted via telephone calls to the residents.

Commissioner Ron Sorvaag moved and Commissioner Joe Deutsch seconded the motion to approve permanent easements as presented above. Upon call of the roll, the motion passed unanimously.

Board to Review/Approve 2010-2011 Intergovernmental Agreement between City of Moorhead, City of Dilworth, and Fargo Park District (d/b/a Valley Senior Services)

Paul Grindeland presented to the Board regarding this matter. The Agreement presented is a legal contract for the provision of senior ride services in the cities of Moorhead and Dilworth by Valley Senior Services. The agreement was reviewed by Fargo Park District Legal Counsel and the District's representative at Dawson Insurance and was approved in its current form. It was noted that in a review of the program that Park District Staff feels that the program was a success and should continue, further that the program is of no cost to the Park District.

Commissioner Joel Vettel moved and Commissioner Ron Sorvaag seconded the motion to approve the Intergovernmental Agreement between the City of Moorhead, City of Dilworth and the Fargo Park District (d/b/a Valley Senior Services) for the provision of senior ride services in Moorhead and Dilworth as presented. Upon call of the roll, the motion passed unanimously.

Board to Consider Allowing a Community Garden at McCormick Park

Roger Gress presented to the Board regarding this matter. Further, pictures were shown of the building in question. It was noted that the garden would be of no cost or maintenance responsibilities to the Park District. Further an agreement would set for the terms, and the contract would be with Charism and would need to be drafted by Park District Legal Counsel. The agreement would be for one year. It was noted that it is not the interest of the Park District to allow gardens in neighborhood parks. However, the Bhutanese families and other individuals can really utilize the garden space because of the limited mobility of those families that this garden would be a good source of food for them in these unique circumstances.

Commissioner Joel Vettel moved and Commissioner Joe Deutsch seconded the motion to accept the request to move ahead with the request from Charism to allow Park District Attorney to draft and President to sign said agreement prior to June 14, 2011 meeting. Upon call of the roll, the motion passed unanimously.

Board to Review Options for Operations at Courts Plus Southwest Express

Kevin Boe presented to the Board regarding this matter. It was noted that the Courts Plus Committee had met and recommended closing the Southwest Express location. Discussion continued regarding the benefits of such a move. These benefits included that the relocated equipment could be used at the primary Courts Plus location. Second, it was noted that another use could be put to the space that may generate some revenue for the Park District.

Commissioner Joe Deutsch moved and Commissioner Joel Vettel seconded the motion to approve closing the Courts Plus Southwest Express location effective June 1, 2011. Upon call of the roll, the motion passed unanimously.

Board to Consider Approval of Mower and Park Equipment Bids

Dave Leker presented to the Board regarding this matter. It was noted that the Park Board had received four (4) bids pertaining to this matter. It was noted that the bids submitted were slightly over the budgeted amount of \$178,000. However, the purchase was recommended by Park Board Staff from MTI Distributing.

Commissioner Joe Deutsch moved and Commissioner Joel Vettel seconded the motion to accept the bid for the (4) mowers from MTI Distributing for a total bid price of \$181,693.51. Upon call of the roll, the motion passed unanimously.

Board to Consider Approval of Bids for Brandt Crossing Park

Dave Leker presented to the Board regarding this matter. It was also noted that five (5) bids had been received and the bid including a base bid and four alternates. Included was a resolution from Brian Neugebauer, bond counsel, to be considered for approval, which will award the bid as recommended by staff and the Facilities Committee.

Commissioner Ron Sorvaag moved and Joel Vettel seconded the motion to approve resolution as presented and drafted by bond counsel, Brian Neugebauer for approving the amount of \$557,056.50 for Brandt Crossing Park. Upon call of the roll, the motion passed unanimously.

Board to Consider Approval of 2010 Audit Report

Jim Larson presented to the Board regarding this matter. It was noted that Brian Stavenger, a partner from Eide Bailly presented the 2010 financial report and executive summary. The Park District received an unqualified opinion again this year, and as reported by Stavenger the district continues to be financially stable.

Commissioner Ron Sorvaag moved and Commissioner Joe Deutsch seconded the motion to approve the 2011 Audit Report as presented. Upon call of the roll, the motion passed unanimously.

At the conclusion of the above agenda items, the meeting adjourned.

Chris Kennelly