Governance Committee Meeting
Wednesday, February 25, 2026; 8:15 a.m.
Fargo Park District Island Park Conference Room
6100 38th Street S, Fargo

AGENDA

1. IT Network Security Update; Stacy Dahl, presenter
2. Review and Discuss Park Ordinance Updates; Carolyn Boutain, presenter
3. Annual Salary Increase Process for Park Board Commissioners; Susan Faus, presenter
4. Other

Next Park Board Meeting: March 10, 2026: 5:30 p.m.
Next Planning Committee Meeting: March 18, 2026; 8:15 a.m.
Next Governance Committee Meeting: March 25, 2026; 8:15 a.m.

Susan Faus, Executive Director
Park Commissioners – Zoe Absey * Vicki Dawson * Joe Deutsch * Aaron Hill * Jerry Rostad
Clerk -Jeff Gunkelman

Our Core Values: * Be Authentic * Be Bold * Be Collaborative

MEMORANDUM

DATE: February 25, 2026

TO: Fargo Park Board Committee Members

FROM: Susan Faus, Executive Director

RE: Agenda Item No. 1 – IT Network Security Update

Stacy Dahl, IT Director, will be providing a brief overview of our approach to strengthening information security at Fargo Park District. This discussion will focus on how modern cyber threats most commonly enter organizations and why our strategy prioritizes layered protections, particularly around device and account management. The goal is to ensure the Board has context for the security direction we're taking and why these controls are foundational to protecting Fargo Park District systems, data, and reputation.

If you have any questions, do not hesitate to contact me prior to the meeting.

Thank you.

MEMORANDUM

DATE: February 25, 2026

TO: Fargo Park Board Committee Members

FROM: Susan Faus, Executive Director

RE: Agenda Item No. 2 - Review and Discuss Park Ordinance Updates

Carolyn Boutain, Strategic Project Manager, will present a draft of the updated Park Ordinances. She has been working closely with Park District staff and Attorney Jeff Gunkelman to review and update the policies.

If you have any questions, do not hesitate to contact me prior to the meeting.

Thank you.

REVISED
ORDINANCES OF THE PARK DISTRICT OF THE CITY OF FARGO

WHEREAS, The Park District of the City of Fargo is a municipal subdivision organized pursuant to 40-49 of the North Dakota Century Code; and

WHEREAS, Section 40-49-13 of the North Dakota Century Code provides for the exercise of the powers of the Board of Park Commissioners by ordinance; and

WHEREAS, The Park District of the City of Fargo has heretofore from time to time, enacted ordinances pursuant to law and desires to amend and restate such ordinances.

NOW, THEREFORE, Be it enacted by the Board of Park Commissioners of the Park District of the City of Fargo:

SECTION 1
AUTHORITY

These ordinances are enacted pursuant to Section 40-49-12, N.D.C.C., and shall be known and cited as the ordinances of the Park District of the City of Fargo (hereinafter “Ordinances”).

SECTION 2
DEFINITIONS

"Park District" means the Park District of the City of Fargo.

"Commissioners" means the members of the Board of Park Commissioners of the City of Fargo.

"Director" means the Director of Parks and Recreation appointed by the Commissioners.

"Park Property" means any real property owned, controlled or managed by the Park District and any building or other improvement located on such real property.

"Park District Employee" means the Commissioners, any adult employee of the Park District, and any police officer of the City of Fargo whether on or off duty while acting in the scope of his employment.

"His, and any other masculine pronoun" means the female as well as the male.

"Rules" means rules promulgated by the Commissioners under these ordinances or by the Director under the direction of the Commissioners.

"Beer, Wine, Alcoholic Beverages and Intoxicating Liquors" have the meanings defined in the North Dakota Century Code.

"Special Function" includes, but is not limited to, athletic events, whether indoor or outdoor, political rallies, religious rallies, and other similar gatherings at which large numbers of persons may be present.

"Motor Vehicle" means every vehicle which is self propelled including motorcycles, motorscooters, and the like.

SECTION 3
EXISTENCE OF PARK DISTRICT

The Park District of the City of Fargo has been heretofore created in accordance with the laws of the State of North Dakota. The Park District embraces all of the territory within the City of Fargo city limits and such other areas as may be incorporated in the city limits in the future, and such other areas as may be in the future acquired by the Park District.

SECTION 4
REPEAL

All Ordinances heretofore adopted by the Park District are hereby repealed as of the date of enactment of these revised Ordinances provided that such prior Ordinances shall apply to any acts or offenses committed prior to their repeal.

SECTION 5
ADOPTION BY REFERENCE

All provisions of the ordinances of the City of Fargo which are by their terms applicable to parks, playgrounds, streets, alleys, public highways, parking lots or to the entire City of Fargo, shall be applicable to similar property of the Park District and are hereby adopted and enacted by reference, including all definitions and penalties for violation of such Ordinances.

SECTION 6
ENFORCEMENT

1. The Commissioners may appoint one or more persons as park policemen to enforce the Ordinances and Rules of the Park District.

2. Every policeman of the City of Fargo, whether on or off duty, is hereby designated a park policeman with full authority to enforce Ordinances and Rules of the Park District and Ordinances of the City of Fargo on Park Property.

3. Any person designated by the Director as responsible for the maintenance of law and order at a Special Function is designated a park policeman for the duration of that function.

4. All Ordinances and Rules of the Park District and ordinances of the City of Fargo shall be enforced by park policemen and other employees of the Park District under the supervision of the Director. All policemen of the City of Fargo acting as park policemen shall enforce the Park District Rules and Ordinances and the Ordinances of the City of Fargo under the supervision of the Chief of Police of the City of Fargo.

5. Any person who violates any of the Ordinances or Rules of the Park District or any provision of the Fargo Municipal Code may be prohibited from using that Park Property upon which the violation occurred, consistent with the provisions of Section 14.

SECTION 7
PENALTIES

Full and exclusive jurisdiction to try and determine all violations of these Ordinances shall be vested in the municipal judge of the City of Fargo. The procedure, including the right of appeal, and the penalties provided shall be the same as in actions involving offenses against Ordinances of the City of Fargo. Where no other penalty is provided by the ordinances of the City of Fargo, or the Ordinances of the Park District, the penalty for violation of a Park District Ordinance shall be a fine not exceeding $100.

SECTION 8
VIOLATIONS

It shall be unlawful for any person to violate the provisions of these Ordinances or to do any of the following acts upon Park Property:

1. Place litter or rubbish of any kind on Park Property except in designated rubbish containers.

2. Destroy, deface or damage any Park Property or any tree, shrubbery or personal property located on Park Property.

3. Refuse to obey a lawful command or instruction of a Park District Employee or park policeman.

4. For any person under the age of 21 years to have in his possession or consume any alcoholic beverages on Park Property.

5. To appear on Park Property in a state of nudity or indecent or lewd dress or make any indecent exposure of his person or be guilty of any indecent, obscene or lewd act or behavior.

6. To engage in conduct that would constitute disorderly conduct as defined in the ordinances of the City of Fargo.

7. To obstruct a Park District Employee or park policeman in the discharge of his duties.

8. To throw stones or other missiles against Park Property or vehicles or at any person on Park District property.

9. To molest any person on Park Property by hindering or impeding his passage, or by rude, obscene vulgar, indecent or threatening language or behavior.

10. To participate in any part or other gathering of people on Park Property giving rise to noise and disturbing the peace of other persons using Park Property.

11. To refuse to leave Park Property upon being ordered to do so by any Park District Employee or park policeman after such employee or policeman has determined that a gathering is disturbing the peace or that an individual is violating the Ordinances or regulations of the Park District.

12. To operate a snowmobile or all terrain vehicle on Park Property.

13. To use roller skates, roller blades, skate boards and similar devices on Park District property except upon paved walks, trails, roads and parking lots. The use of such devices within 100 feet of any building or structure is prohibited.

14. To use golf clubs on Park District property except upon golf courses and golf driving ranges.

15. To violate posted or printed Rules.

16. To launch a water craft from or dock such water craft upon any Park District property except at locations determined by the Director and posted with signs permitting such use. Docking and launching shall not take place at anytime while the parks are closed. The Director may make appropriate rules for the launching and docking of water craft on Park District property for the safety of persons and property.

SECTION 9
HOURS OF OPERATION

1. The Director shall, from time to time, determine the hours of operation of parks, swimming pools, golf courses, ball diamonds, skating rinks and other Park District facilities, and shall post and promulgate these hours as they deem appropriate.

2. No person shall enter upon or remain on Park Property during the hours of darkness, except where permitted by posted or printed Rules, except persons authorized to camp overnight on Park Property. The Director may promulgate Rules with respect to overnight camping on Park Property.

SECTION 10
CROWD CONTROL

Any person renting or using Park Property shall be responsible for the maintenance of law and order upon the premises. The Director shall promulgate appropriate Rules for the maintenance of law and order on all Park Properties. The Rules need not be uniform and may vary from place to place having due regard for the nature of the activity and the anticipated size of the gathering. The Director or Park District Employee in charge of the premises on which any activity is conducted shall have authority to suspend or terminate any activity, and/or order the removal of any person from the activity or the area of the activity, if, in his opinion, public safety is endangered or the Ordinances of the Park District are being violated.

SECTION 11
TRAFFIC REGULATIONS

In addition to any applicable Ordinances of the City of Fargo, the following provisions shall govern the use of motor vehicles on Park Property:

(a) No vehicle shall exceed a speed of 15 miles per hour.

(b) No vehicle other than a Park District vehicle shall be driven off the paved or graveled surface of the road except that vehicles may be parked no more than 20 feet from the edge of the traveling surface or in areas maintained as parking lots.

(c) No vehicle other than a bicycle shall be driven upon any recreational trail or in any area where vehicular traffic is prohibited by signing. A recreational trail is any path, paved or unpaved, which is not more than 12 feet wide.

SECTION 12
PERMITS AND FEES

1. No person shall conduct a business for profit on Park Property nor use Park Property or facilities in connection therewith without a permit from the Director. In granting or refusing a permit, the Director shall consider the safety of persons and property, including property of the Park District, the propriety of conducting such business in a public park and such other factors as the Director deems appropriate. The Park District may charge a fee for such use, which shall take into account additional expense to the Park District caused by the conduct of such business and may require the person conducting such business to procure public liability and

property damage insurance with limits specified by the Director naming the Park District as an additional insured.

2. The Commissioners shall, from time to time, determine fees to be charged for the use of Park Property and shall determine which Special Functions and which use of Park District facilities shall be by permit only.

3. The Director shall issue a permit for the conduct of any Special Function or the use of any facility requiring a permit after the applicant has:

(a) paid the required fee;

(b) entered into any contract required by the Director;

(c) provided proof of any required insurance;

(d) agreed to hire sufficient personnel to maintain order;

(e) agreed to repair or pay for any damage caused to Park Property;

(f) agreed to clean up the premises subsequent to use if required by the Director.

4. In addition to any other Special Function or facility used for which a permit may be required, it shall be unlawful for any person to do any of the following acts on Park Property without first receiving a permit from the Director:

(a) Hold any public meeting or deliver any public address or participate in any parade or other public demonstration;

(b) Use any equipment to amplify or project talking, singing or music;

(c) Perform any musical program;

SECTION 13
BEVERAGES

1. No intoxicating liquor shall be consumed on Park Property.

2. No beer shall be consumed upon Park Property, except as provided by this section. Beer may be consumed on Park Property pursuant to a permit issued by the Director, but only in those areas which have been posted as areas where beer consumption by permit is permitted. The issuance of beer permits shall be in the discretion of the Director and pursuant to policies and rules approved by the Commissioners for the issuance of such permits.

3. No person shall bring glass bottled beverages upon Park Property.

SECTION 14
USE OF FACILITIES

The following provisions shall apply to all Park Property, including golf courses, swimming pools, ball diamonds, skating rinks and indoor facilities:

1. The Director shall promulgate Rules for the conduct of activities conducted on Park Property.

2. Any person violating the Park District Ordinances, Park District Rules**,** or the Fargo Municipal Code may be ordered to leave Park Property and may further be banned or otherwise barred from entering upon or using the Park Property upon which the violation occurred for a period of ninety (90) days. The Fargo Police Department is expressly authorized to enforce this provision. At any time before the expiration of the ninety (90) days, the Director may inform the Fargo Police Department that the ban or bar has been lifted and that person is otherwise allowed on Park Property. Any person who has been banned or otherwise barred from entering upon or using the Park Property, upon which a violation has occurred, may appeal the prohibition to the Director within fourteen (14) days of being banned or barred from Park Property. No person shall receive a refund of fees paid in connection with Park District sponsored activities by reason of such ban or bar.

3. Rules promulgated by the Director may be brought to the attention of Park District patrons by signs, tags, season ticket applications, or any other matter reasonably calculated to bring the Rules to the attention of the patron.

SECTION 15
SMOKING

1. For the purposes of this section, the following definitions shall govern:

   (a) "Playground" means any recreational area located within Park District property that has play equipment specifically designed to be used by children and includes all surfacing, fencing, and internal pathways, and other structures that are part of the recreational area.

   (b) "Smoke or smoking" means the possession of a lighted pipe, lighted cigar, lighted cigarette or any other tobacco-related product of any kind, or the lighting of a pipe, cigar, cigarette or any other tobacco-related product of any kind.

2. Smoking is prohibited in all buildings owned or controlled by the Park District.

3. No person shall smoke or dispose of pipe ash, cigarette butts, cigar butts, or any other tobacco-related waste on or within 25 feet of any Playground.

4. No person shall intimidate, threaten, or effect any reprisal, for the purpose of retaliating against another person who seeks to attain compliance with this Section 15.

First Reading	October 14, 2008
Second Reading	November 11, 2008
Final Reading	December 9, 2008
Publication:	January 5, 2009

SECTION 16
DOGS AND CATS

Every person having custody or control of any dog, cat or other animal on Park Property shall maintain control of such animal by use of a chain or leash or by confinement within a vehicle or otherwise, and such person shall be equipped to and shall collect the animal's solid waste when eliminated. Any such waste shall be deposited in a refuse container or removed from Park District property.

SECTION 17
DEPOSITS ON PARK DISTRICT PROPERTY

1. No person shall deposit snow, earth, construction material or other substance on Park Property without a written permit from the Park District. The permit shall specify the place of deposit and shall identify the substance. The Park District may charge an administrative fee for issuance of the permit, charge a fee for allowing the deposit and may require a security deposit as an indemnity against damage to Park Property. Notwithstanding any permit issued by the Park District, no person shall deposit any material containing salt, sand or other substance which may be harmful to vegetation on Park Property.

2. No owner, occupant or user of property abutting Park Property shall cause or allow water from any downspout, sump or similar device to be directly or indirectly deposited on Park Property. Any violation of this provision is declared to be a public nuisance and may be abated by means of any remedy provided by law. Each day such nuisance remains unabated after five (5) days written notice from the Park District to the person causing or allowing the nuisance shall be considered a separate violation.

SECTION 18
EFFECTIVE DATE

This Ordinance shall be in full force and effect three (3) days after the publication thereof.

THE PARK DISTRICT OF THE
CITY OF FARGO

By: _____signature_____
Tom Barnhart, President
of the Board of Park
Commissioners

By: _____signature_____
Christopher Kennelly, Clerk

First Reading: September 13, 2005

Second Reading: January 10, 2006

Final Reading: March 14, 2006

Publication: March 20, 2006

AN ORDINANCE OF THE PARK DISTRICT OF THE CITY OF FARGO PROHIBITING THE USE OF WILDLIFE TRAPPING DEVICES ON PARK DISTRICT PROPERTY

WHEREAS, The Park District of the City of Fargo, under the authority granted by North Dakota Century Code Section 40-49-13 has the power to adopt ordinances; and

WHEREAS, it is the intent of the Park District of the City of Fargo to protect public health and safety and promote animal welfare by prohibiting the use of wildlife trapping devices; and

WHEREAS, this ordinance is necessary to preserve wild animals and to prevent the unselective catching and maiming of wild animals, including birds and companion/domesticated animals, and prevent injury to children and adults that may come into contact with these devices.

NOW, THEREFORE, be it enacted by the Board of Park Commissioners of the Park District of the City of Fargo of the following:

The following shall be added to Section 2 of the Revised Ordinances of the Park District of the City of Fargo, Definitions:

"Body-Gripping Device" includes, but is not limited to, any snare (neck, body or leg), kill-type trap, leg hold trap (steel-jaw, padded or offset), and any other device designed to grip a body or body part of an animal. Common rat and mouse traps shall not be considered Body-Gripping Devices.

"Person" means any individual, partnership, corporation, limited liability company or other business entity, organization, trade or professional association, trust, estate, or any other legal entity and any officer, member, shareholder, director, employee, agent or representative thereof.

New Section 18 to the Revised Ordinances of the Park District of the City of Fargo.

SECTION 18
TRAPPING PROHIBITIONS

1. It shall be unlawful for any person to set or use, or attempt to set or use a Body-Gripping Device on Park District owned or managed properties, whether or not within the City limits of the City of Fargo, North Dakota.

2. The provisions of this Ordinance shall not prohibit the use of live traps by persons provided they have made written application to the Park District to do so and received from the Park District specific written permission as to location and the duration of the live trapping activity.

3. Whenever a Body-Gripping Device is used contrary to the prohibitions outlined in this Ordinance, the same may be impounded by any duly authorized police officer of the Park

District or the City of Fargo or by any State Fish and Game Warden until judicial action requires the release of such device.

4. The provisions of this Ordinance shall not prohibit federal, state, county, municipal or Park District employees or their duly authorized agents to use a Body Gripping Device if it is a reasonable method available to protect human health and safety, or if the use of such devise is the reasonable means of protecting threatened or endangered species and/or preserving or protecting public or private properties.

5. Conduct made unlawful by this Section 18 of the Ordinances of the Park District of the City of Fargo constitutes a Class B misdemeanor, similar to penalties imposed under the provisions set forth in North Dakota Century Code Chapter 20.1-01.

THE PARK DISTRICT OF THE
CITY OF FARGO

By: Matt Magness
Matt Magness, President
of the Board of Park
Commissioners

By: Jeff Gunkelman
Jeff Gunkelman, Clerk

First Reading: March 14, 2017
Second Reading: April 11, 2017
Publication: April 24, 2017

REVISED AND RESTATED

ORDINANCES OF THE PARK DISTRICT OF THE CITY OF FARGO

Approved by Board of Park Commissioners

On _____

PREAMBLE

WHEREAS, the Park District of the City of Fargo is a municipal subdivision organized pursuant to Chapter 40-49 of the North Dakota Century Code; and

WHEREAS, N.D.C.C. §40-49-12 and §40-49-13 authorize the Board of Park Commissioners to manage park property and exercise its powers by ordinance; and

WHEREAS, the Park District desires to amend, modernize, and restate its ordinances;

NOW, THEREFORE, BE IT ENACTED by the Board of Park Commissioners of the Park District of the City of Fargo:

SECTION 1
AUTHORITY & TITLE

These ordinances are adopted pursuant to N.D.C.C. §40-49-12 and shall be known as the Ordinances of the Park District of the City of Fargo ("Ordinances").

SECTION 2
DEFINITIONS

For purposes of these Ordinances:

Park District – The Park District of the City of Fargo.

Board – the members of the Board of Park Commissioners of the City of Fargo.

Park Property – Any real property owned, leased, controlled, or managed by the Park District, including buildings and improvements.

Park District Employee – Any employee, authorized agent, or contractor of the Park District acting within the scope of their duties.

Rules – Rules adopted by the Board or Director consistent with these Ordinances.

Special Event – Any organized activity reasonably expected to attract large numbers of participants or spectators.

Motor Vehicle – Any self-propelled vehicle, excluding mobility devices used by persons with disabilities. Discussion on E-Bikes and E-Scooters?

Alcoholic Beverages – As defined by Fargo Code of Ordinances.

SECTION 3
PARK DISTRICT JURISDICTION

The Park District has been created in accordance with the laws of the State of North Dakota. The Park District includes all the park territory within the City of Fargo and such other areas as may be incorporated in the city limits in the future, and such other areas that have been acquired by the Park District or are managed by the Park District and areas that are acquired by or managed by the Park District in the future.

SECTION 4
REPEAL & SAVINGS

All prior ordinances are repealed. Violations occurring prior to repeal remain enforceable.

SECTION 5
ADOPTION OF CITY ORDINANCES BY REFERENCE

Applicable provisions of the Fargo Code of Ordinances including but not limited to, those related to public safety, traffic, disorderly conduct, and public peace are adopted by reference as amended from time to time and apply to Park Property.

SECTION 6
ENFORCEMENT

The Police Department of the City of Fargo is hereby authorized to enter onto and to enforce all the Park District ordinances and state statutes in the parks under the operation and control of the Park District. The Cass County Sheriff Department is hereby authorized to enter onto and to enforce all the Park District ordinances and state statutes in the parks under the operation and control of the Park District. Park District Employees are authorized to enforce violations of Park District ordinances. Park District Employees may designate event security personnel to assist with rule enforcement at Special Events. Such personnel are not law enforcement officers.

SECTION 7
PENALTIES

A criminal or non-criminal offense as set forth in the Fargo Code of Ordinances shall be punished as determined by the municipal court. Any violations of the North Dakota Century Code shall be dealt with in the district courts of North Dakota pursuant to the laws of North Dakota. Any violations of Park District ordinances shall be punished by a fine not more than five-hundred dollars ($500.00) pursuant to the maximum penalty set forth in section 40-49-12(3), N.D.C.C. The Municipal Court of the City of Fargo shall have jurisdiction over all Park District ordinance violations.

SECTION 8
PROHIBITED CONDUCT

It is unlawful on Park Property to:

1. Commit an offense or violate any provision of the Fargo Code of Ordinances or the North Dakota Century Code.
2. Violate posted Rules and Regulations.
3. Deposit litter except in designated receptacles.
4. Use glass beverage containers or to break any glass object.
5. Damage or deface Park Property, shrubbery, trees, or other vegetation, or personal property.
6. Possess or consume alcoholic beverages without first obtaining a permit from the Park District.
7. Obstruct a Park District Employee or officer.
8. Amplified sound unless a permit is issued by the Park District.
9. Throw objects in a manner that endangers persons or property.
10. Harass or physically impede another person.
11. Participate in gatherings that unlawfully disturb the peace in violation of Fargo ordinances.
12. Refuse to leave Park Property after lawful direction due to ordinance violations or safety risks.
13. Operate snowmobiles or ATVs.
14. Use skateboards, roller skates, roller blades or similar devices on Park Property except upon paved walks, trails, road, parking lots, or designated skate parks.
15. Use golf equipment outside designated golf facilities.
16. Launch or dock watercraft except at designated locations.
17. Knowingly carry or discharge any dangerous or concealed weapon, or any firearms, gun, air rifle, slingshot or other similar weapon at an athletic or sporting event or a publicly owned or operated building except for (1) the use of bow and arrow within a designated archery range or with a Special Herd Reduction Deer license issued by the City of Fargo.
18. Camp overnight in any Park Property, except Lindenwood Park, with a permit from the Park District for overnight camping.
19. Build any fire for any purposes, except in such places as may be designated by the Park District.
20. Maintain any refreshment stand, offer any article of any character for sale, or conduct any business for profit on Park District property without obtaining a permit from the Park District.

SECTION 9
HOURS OF OPERATION

1. Unless otherwise designated and posted, Park Property (as defined in Section 14) hours are: 6:00am to 10:00pm.
2. The Park District shall establish and post operating hours for Park District buildings and facilities.
3. No person shall remain on Park Property outside posted hours except where permitted.

SECTION 10
PUBLIC SAFETY & CROWD CONTROL

Special Events on Park Property require a permit issued by the Park District. Special Event organizers are responsible for maintaining order and complying with permit conditions. The Park District Employees may suspend activities that pose an immediate threat to safety or violate these Ordinances.

SECTION 11
TRAFFIC REGULATIONS

In addition to any applicable Ordinances of the City of Fargo, the following provisions shall govern the use of Motor Vehicles on Park Property:

1. No Motor Vehicle shall exceed a speed of 15 miles per hour.
2. No Motor Vehicle other than a Park District vehicle shall be driven off the paved or graveled surface of the road except that vehicles may be parked no more than 20 feet from the edge of the traveling surface or in areas maintained as parking lots.
3. No Motor Vehicle, other than a bicycle, shall be driven upon any recreational trail or in any area where vehicular traffic is prohibited by signing. A recreational trail is any path, paved or unpaved, which is not more than 12 feet wide.
4. E-Bikes and E-Scooters – Decision????

SECTION 12
PERMITS & COMMERCIAL ACTIVITY

No person shall conduct a business for profit on Park Property nor use Park Property or facilities in connection therewith without a permit from the Park District. The Park District shall establish rules and regulations related to the permitting of conduct of business on Park Property.

SECTION 13

RULES & EXCLUSION FROM PARK PROPERTY

1. The Park District may adopt Rules for Park Property use.
2. Any person violating the Park District Ordinances, Park District Rules, or the Fargo Code of Ordinances may be ordered to leave Park Property and may further be banned or otherwise barred from entering upon or using the Park Property upon which the violation occurred for a period to be determined by the Park District based on the facts and circumstances of the violation. The Fargo

Police Department is expressly authorized to enforce this provision. At any time before the expiration of exclusion period, the Park District may inform the Fargo Police Department that the ban or bar has been lifted and that person is otherwise allowed on Park Property. Any person who has been banned or otherwise barred from entering upon or using the Park Property, upon which a violation has occurred, may appeal the prohibition to the Park District within fourteen (14) days of being banned or barred from Park Property. No person shall receive a refund of fees paid in connection with Park District sponsored activities by reason of such ban.

3. Rules enacted by the Park District may be brought to the attention of Park District patrons by signs or any other matter reasonably calculated to bring the rules to the attention of the patron.

SECTION 14
SMOKING & VAPING

1. Smoking and e-cigarettes, as defined by Fargo Code of Ordinances, are prohibited in Park District buildings.

2. Smoking and e-cigarettes, as defined by Fargo Code of Ordinances, are prohibited within **25 feet of playgrounds**.

    - "Playground" means any recreational area located within Park District property that has play equipment specifically designed to be used by children and includes all surfacing, fencing, and internal pathways, and other structures that are part of the recreational area.

SECTION 15
ANIMALS

Except for dog parks located on Park Properties, which will have posted rules and regulations, every person having custody or control of any dog, cat or other animal on Park Property shall maintain control of such animal by use of a chain or leash or by confinement within a vehicle or otherwise, and such person shall be equipped to and shall collect the animal's solid waste when eliminated. Any such waste shall be deposited in a refuse container or removed from Park District property.

SECTION 16
DEPOSITS & DRAINAGE

1. No person shall deposit snow, earth, construction material or other substance on Park Property without a written permit from the Park District. The permit shall specify the place of deposit and shall identify the substance. The Park District may charge an administrative fee for issuance of the permit, charge a fee for allowing the deposit and may require a security deposit as an indemnity against damage to Park Property. Notwithstanding any permit issued by the Park District, no person shall deposit any material containing salt, sand or other substance which may be harmful to vegetation on Park Property.

2. No owner, occupant or user of property abutting Park Property shall cause or allow water from any downspout, sump or similar device to be directly or indirectly deposited on Park Property. Any violation of this provision is declared to be a public nuisance and may be abated by means of any remedy provided by law. Each day such nuisance remains unabated after five (5) days written

notice from the Park District to the person causing or allowing the nuisance shall be considered a separate violation.

SECTION 17
TRAPPING PROHIBITIONS

1. It shall be unlawful for any person to set or use, or attempt to set or use a live trap (such as a body-gripping device) on Park District owned or managed properties, whether or not within the City limits of the City of Fargo, North Dakota.

2. The provisions of this Ordinance shall not prohibit the use of live traps by persons provided they have made written application to the Park District to do so and received from the Park District specific written permission as to location and the duration of the live trapping activity.

3. Whenever a live trap is used contrary to the prohibitions outlined in this Ordinance, the same may be impounded by any Park District Employee, a duly authorized police officer City of Fargo, or by any State Fish and Game Warden until judicial action requires the release of such device.

4. The provisions of this Ordinance shall not prohibit federal, state, county, municipal or Park District Employees or their duly authorized agents to use a Body Gripping Device if it is a reasonable method available to protect human health and safety, or if the use of such devise is the reasonable means of protecting threatened or endangered species and/or preserving or protecting public or private properties.

SECTION 18
EFFECTIVE DATE

These Ordinances become effective three (3) days after publication.

THE PARK DISTRICT OF THE CITY OF FARGO

By: _____ _____

President Board of Park District Commissioners of the City of Fargo

By:_____

Clerk of the Park District of the City of Fargo

First Reading: _____

Second Reading: _____

Final Reading: _____

Publication: _____

MEMORANDUM

DATE: February 25, 2026

TO: Fargo Park Board Committee Members

FROM: Susan Faus, Executive Director

RE: Agenda Item No. 3 - Annual Salary Increase Process for Park Board Commissioners

Staff requests that the Governance Committee establish direction to enable the development of a formal policy outlining the annual salary increase process for Park Board Commissioners, which will then be presented to the full Board for review and approval.

Historically, Commissioners have received the same salary increases approved for employees. As the Park District transitions to a performance-driven culture, employee pay adjustments will now be determined through a cost-of-living analysis and a merit-based evaluation process.

If you have any questions, do not hesitate to contact me prior to the meeting.

Thank you.