

- (4) Rezoning Certain Parcels of Land Lying in Commerce on 12th Addition to the City of Fargo, Cass County, North Dakota.
- d. Implementation of the OpenGov web financial reporting platform.
- e. Notice of partial redemption of Series 2011B Refunding Improvement Bonds.
- f. Police Department budget adjustments and NDDOT grant funding in the amount of \$50,930.00 to conduct seatbelt, impaired driving, distracted driving and under-aged drinking enforcement and education activities (CFDA #'s 20.616 and 20.601).
- g. Police Department budget adjustments and Grants from the NDDES in the total amount of \$25,406.25 for SWAT team equipment (CFDA #97.067).
- h. State Refugee Health Coordinator Agreement with Alicia M. Helion.
- i. Resolution Approving Plat of Prairie Grove Third Addition (Attachment "A").
- j. Contract with Ron Ramsey, in the amount of \$8,000.00, to research and create a nomination for the Beebe National Register District in the vicinity of 3rd Avenue and 8th Street North.
- k. Expenditure of \$105,000.00 Neighborhood Stabilization Program funds for the acquisition of 1015 13th Avenue South.
- l. Purchase of home at 3802 River Drive South through the flood buyout program.
- m. Direct City Attorney to update Chapter 13 of the Municipal Ordinances, Health Protection and Disease Promotion, relating to license categories and fees.
- n. Applications for Tax Exemptions for improvements made to buildings:
 - (1) Renee Freeman, 43 Prairiewood Drive South (3-year).
 - (2) David Hoverson, 330 Elmwood Avenue South (5-year).
 - (3) Jerry and Clara Elhard, 1542 11th Street North (5-year).
- o. Applications for Games of Chance:
 - (1) Lewis and Clark PTA for bingo and a raffle on 10/24/14.
 - (2) American Indian Science and Engineering Society for a raffle on 10/22/14.
 - (3) Sigma Alpha Epsilon Fraternity for a raffle on 10/10/14.
- p. Purchase of one aerial lift truck from ABM Equipment & Supply, LLC for \$87,540.00.
- q. Facility insulation services contract award to Foam Solutions, Inc. in the amount of \$62,050.00.

- r. 2014/2015 sidewalk snow and ice removal services contract award to Style-it Services.
- s. 2014/2015 code enforcement sidewalk snow and ice removal services contract award to Style-it Services.
- t. Sole source procurement of two Vaughan chopper pumps from Edelman & Associates for \$17,640.00.
- u. Addendum to Agreement related to the operation, maintenance and repair of a new Park District lift station.
- v. Reject bids received for Project WA 1301 and authorize rebid.
- w. Early Building Permits for 4720, 4730, 4740 and 4750 Timber Parkway South and 5170 and 5101 Prosperity Way (Improvement District No. BN-14-5).
- x. Consent and Release of Easement for an existing dike within the Silverleaf Addition.
- y. Infrastructure Request and Developer's Agreement for infrastructure in Woodhurst Addition (Improvement District No. VF-14-C).
- z. Contract and bond for Project No. FM-14-51.
 - (1) Purchase Agreement for the Permanent Levee and Storm Sewer Easements from El Zagal Temple Holding Co.
- aa. Bills in the amount of \$11,508,133.40.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

No Protests Received for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41:

The Statutory Resolution of Necessity for the construction of Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on August 11 and 18, 2014 and no protests have been filed in the office of the City Auditor within the legal protest period.

Commissioner Piepkorn moved that the Board declare that no protests have been filed to the construction of Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Bids Received for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41:

The bids for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., September 24, 2014 and the bids were found to be as follows:

Duininck, Inc. Bid:	Prinsburg, MN \$1,678,915.50
Ryan Contracting Bid:	Shakopee, MN \$1,699,769.50
Northern Improvement Bid:	Fargo, ND \$1,772,299.27
Dakota Underground Company, Inc. Bid:	Fargo, ND \$1,776,518.90
R. L. Larson Excavating, Inc. Bid:	St. Cloud, MN \$1,924,085.82
J.R. Ferche, Inc. Bid:	Rice, MN \$1,974,943.60
Paras Contracting, Inc. Bid:	Fargo, ND \$2,003,126.51

Contract for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41 Awarded to Duininck, Inc. in the Amount of \$1,678,915.50:

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, The City Engineer has prepared and filed a detailed statement of the estimated costs of Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received September 24, 2014 for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41 shows the bid of Duininck, Inc. of Prinsburg, Minnesota, in the sum of \$1,678,915.50 to be the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, That the Board of City Commissioners finds and declares the bid received from Duininck, Inc. in the sum of \$1,678,915.50 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-14-41 in the City of Fargo, North Dakota, be and the same is hereby awarded to Duininck, Inc. for the sum of \$1,678,915.50, subject to the supervision, inspection and approval of the City Engineer, and in accordance with the Plans and Specifications filed in the office of the City Auditor.

Second by Mahoney. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Mahoney, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Contract Time Extension for Improvement District No. BR-14-21 Denied:

The Board received a communication from the Public Works Projects Evaluation Committee stating the Committee received a communication from Division Engineer Cody Eilertson related to a one month time extension request from KPH due to a delayed start caused by the late spring and abundance of work contracted in the Fargo area. They said staff does not support the time extension based on the contractor choosing to start later than what was necessary to complete the work. Mr. Eilertson stated that KPH has worked diligently since beginning the project on July 28th and feel that due to the extraordinary effort made since the commencement of work they should be granted the relief they are seeking by extending the substantial completion date to match the final completion date.

Commissioner Piepkorn moved denial of a contract time extension for Improvement District No. BR-14-21.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract for Sanitary Sewer, Water Main, Storm Sewer, Site Grading, Concrete Curb and Gutter, Asphalt Pavement and Incidentals Improvement District No. BN-14-51 Approved:

Commissioner Piepkorn moved approval of the Contract between the City of Fargo and Dakota Underground Company, Inc. for Sanitary Sewer, Water Main, Storm Sewer, Site Grading, Concrete Curb and Gutter, Asphalt Pavement and Incidentals Improvement District No. BN-14-51 in the City of Fargo, North Dakota.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract Bond for Sanitary Sewer, Water Main, Storm Sewer, Site Grading, Concrete Curb and Gutter, Asphalt Pavement and Incidentals Improvement District No. BN-14-51 Approved:

Commissioner Piepkorn moved approval of the following described Contract Bond as to sufficiency:

United Fire and Casualty Company, in the amount of \$4,985,424.05, for Sanitary Sewer, Water Main, Storm Sewer, Site Grading, Concrete Curb and Gutter, Asphalt Pavement and Incidentals Improvement District No. BN-14-51 in the City of Fargo, North Dakota.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Fiscal Year 2015 Budget for the FM Diversion Authority Approved:

The Board received a communication from the FM Diversion Authority stating the Authority has approved a budget for the 2015 fiscal year which runs from October 1, 2014 through September 30, 2015. They said the amount approved was \$211 million which is funded by the State of North Dakota appropriations, local sales taxes and a bank loan. Pursuant to the Joint Powers agreement, they said, all participating units are required to approve the budget annually.

Commissioner Mahoney moved the fiscal year 2015 budget for the FM Diversion Authority be approved.

Second by Sobolik. On call of the roll Commissioners Mahoney, Sobolik, Williams, Piepkorn and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Appropriate Staff Directed to Explore Options for Accommodating Pedestrian Access as Part of the 2nd Street Flood Control Project:

The Board received a communication from City Engineer April Walker stating it is her understanding that the Commission received a communication from the Downtown Community Partnership requesting consideration for accommodating a pedestrian access at 2nd Avenue North through or over the floodwall that will be built. She said since the Commission has already acted on a preferred alternative that does not include an opening, she would like direction from the Commission to provide further investigation into pedestrian facilities.

Commissioner Williams said he appreciates Engineering accommodating this request. He said when looking at the potential for an urban corridor on the protected side of the levee it was felt that a lot of value could be added to the entire project with pedestrian access and the flexibility for encouraging business along this corridor.

Mike Hahn, President of the Downtown Community Partnership, said they feel with the number of the special events downtown it would be nice to see a number of those activities move off Broadway and onto the 2nd Street Corridor. He said he feels this is an important part of Phase 1 of the project and should not be deferred to Phase 2.

Commissioner Sobolik moved appropriate staff be directed to explore options for accommodating pedestrian access as part of the 2nd Street Flood Control Project.

Second by Williams. On call of the roll Commissioners Sobolik, Williams, Piepkorn, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Authorizing the Issuance of Bonds by the City of Horace, North Dakota, On Behalf of Lutheran Social Services of North Dakota Under the Municipal Industrial Development Act:

Commissioner Piepkorn moved the Resolution entitled "Resolution Approving the Issuance of Bonds by the City of Horace, North Dakota, On Behalf of Lutheran Social Services of North Dakota Under the Municipal Industrial Development Act" and referred to as Attachment "B", be adopted and attached hereto.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Mahoney and Walaker voted aye.

Commissioner Sobolik abstained from voting

The motion was declared carried.

Resolution Adopted Authorizing the Issuance of Revenue Bonds by the South Dakota Health and Educational Facilities Authority for Sanford and Authorizing the Execution of Certain Documents in Connection Therewith:

Commissioner Piepkorn moved the Resolution entitled "Resolution Providing for Issuance of Revenue Bonds by the South Dakota Health and Educational Facilities Authority for Sanford and Authorizing the Execution of Certain Documents in Connection Therewith" and referred to as Attachment "C", be adopted and attached hereto.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Williams, Sobolik and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Application Filed by Izumi Sushi and Hibachi All you Can Eat, Inc. d/b/a Izumi Sushi and Hibachi All you Can Eat for an Alcoholic Beverage License Approved:

A Hearing had been set for this day and hour on the application filed by Izumi Sushi and Hibachi All you Can Eat, Inc. d/b/a Izumi Sushi and Hibachi All you Can Eat for a Class "F" Alcoholic Beverage License at 5675 26th Avenue South, Suite 108-112, notice of which had been duly published in the official newspaper for the City of Fargo.

No written protest or objection to the granting of the application has been received or filed in the office of the City Auditor, and said application has been approved by the Police Department as to the character of the applicant.

The Board determined that no person is present at this Hearing to protest or offer objection to the granting of the application.

Commissioner Piepkorn moved the application be approved.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Mahoney, Sobolik and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Approving Deer Creek Third Addition (6289 and 6290 59th Avenue South:

Commissioner Sobolik offered the following Resolution and moved its adoption:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

WHEREAS, A Plat has been filed in the office of the City Auditor entitled "Deer Creek Third Addition" containing 6 Lots, 2 Blocks, and 0.77 acres of land more or less, located at 6289 and 6290 59th Avenue South; and

WHEREAS, The Plat includes the street vacation of a portion of Deer Creek Parkway contained within the boundary of Deer Creek Third Addition; and

WHEREAS, A Hearing was held August 5, 2014 by the Fargo Planning Commission, and notice of such Hearing had been published, as required by law, and said Plat had been approved by the Fargo Planning Commission and by the City Engineer; and

WHEREAS, The City Auditor's Office published a Notice of Hearing on said Plat in the official newspaper for the City of Fargo on August 28, September 1, 8 and 15, 2014 that a Hearing would be held in the City Commission Room, City Hall, Fargo, North Dakota at 5:15 p.m., September 29, 2014 at which time said Plat would be considered and all interested persons would be heard.

NOW, THEREFORE, BE IT RESOLVED, That the findings and recommendations of staff and the Planning Commission be accepted and the Plat entitled "Deer Creek Third Addition" be and the same is hereby in all things affirmed and approved on the basis that it complies with the Standards of Article 20-06, and all other applicable requirements of the Land Development Code, and that the Mayor of the City of Fargo and the appropriate City Officials are hereby directed to endorse their approval on the Plat and then direct Petitioner to file same for record in the Office of the Recorder of Cass County, North Dakota.

Second by Piepkorn. On the vote being taken on the question of the adoption of the Resolution Commissioners Sobolik, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Parcels of Land in Valley View Addition Rezoned (3571 55th Street South):

At a Hearing held on September 2, 2014 the Fargo Planning Commission recommended approval of a change in zoning from MR-1, Multi-Dwelling to SR-4, Single-Dwelling on Lot 1, Block 4, Valley View Addition.

The City Auditor's Office published a Notice of Hearing stating this is the time and date set for said Hearing at which time all interested persons could appear and would be heard.

Commissioner Sobolik offered the following Resolution and moved its adoption:

WHEREAS, All legal requirements in connection with the above-described request for rezoning have been complied with; and

WHEREAS, There have been no written or verbal protests to the request for rezoning and no one is present to protest thereto.

NOW, THEREFORE, BE IT RESOLVED, That the findings of staff be accepted and the rezoning be approved on the basis that the proposal satisfactorily complies with the Comprehensive Plan, Standards of Section 20-0906.F (1-4) and all other applicable requirements of the LDC.

Second by Piepkorn. On the vote being taken on the question of the adoption of the Resolution Commissioners Sobolik, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

First Reading of an Ordinance Rezoning Certain Parcels of Land Lying in Valley View Addition to the City of Fargo, Cass County, North Dakota:

Commissioner Sobolik moved the requirement relating to receipt of the Ordinance by the Commission one week prior to first reading be waived and that the Ordinance Rezoning Certain Parcels of Land Lying in Valley View Addition to the City of Fargo, Cass County, North Dakota be placed on first reading.

Second by Piepkorn. On call of the roll Commissioners Sobolik, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Parcels of Land in The Pines at the District Third Addition Rezoned (4000 56th Avenue South):

At a Hearing held on August 5, 2014 the Fargo Planning Commission recommended approval of a change in zoning from LC, Limited Commercial to MR-3, Multi-Dwelling and the extinguishment of the existing Conditional Overlay on Lot 2, Block 1 of the proposed The Pines at the District Third Addition.

The City Auditor's Office published a Notice of Hearing stating this is the time and date set for said Hearing at which time all interested persons could appear and would be heard.

Commissioner Sobolik offered the following Resolution and moved its adoption:

WHEREAS, All legal requirements in connection with the above-described request for rezoning have been complied with; and

WHEREAS, There have been no written or verbal protests to the request for rezoning and no one is present to protest thereto.

NOW, THEREFORE, BE IT RESOLVED, That the findings of staff be accepted and the rezoning be approved on the basis that the proposal satisfactorily complies with the Comprehensive Plan, Standards of Section 20-0906.F (1-4) and all other applicable requirements of the LDC.

Second by Piepkorn. On the vote being taken on the question of the adoption of the Resolution Commissioners Sobolik, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

First Reading of an Ordinance Rezoning Certain Parcels of Land Lying in The Pines at the District Third Addition to the City of Fargo, Cass County, North Dakota:

Commissioner Sobolik moved the requirement relating to receipt of the Ordinance by the Commission one week prior to first reading be waived and that the Ordinance Rezoning Certain Parcels of Land Lying in The Pines at the District Third Addition to the City of Fargo, North Dakota be placed on first reading.

Second by Piepkorn. On call of the roll Commissioners Sobolik, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Approving The Pines at the District Third Addition to the City of Fargo, Cass County, North Dakota:

Commissioner Sobolik offered the following Resolution and moved its adoption:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

WHEREAS, A Plat has been filed in the office of the City Auditor entitled "The Pines at the District Third Addition" containing 2 Lots, 1 Block, and 9.85 acres of land more or less, located at 4000 56th Avenue South; and

WHEREAS, A Hearing was held August 5, 2014 by the Fargo Planning Commission, and notice of such Hearing had been published, as required by law, and said Plat had been approved by the Fargo Planning Commission and by the City Engineer; and

WHEREAS, The City Auditor's Office published a Notice of Hearing on said Plat in the official newspaper for the City of Fargo on September 15 and 22, 2014 that a Hearing would be held in the City Commission Room, City Hall, Fargo, North Dakota at 5:15 p.m., September 29, 2014 at which time said Plat would be considered and all interested persons would be heard.

NOW, THEREFORE, BE IT RESOLVED, That the findings and recommendations of staff and the Planning Commission be accepted and the Plat entitled "The Pines at the District Third Addition" be and the same is hereby in all things affirmed and approved on the basis that it complies with the Standards of Article 20-06, and all other applicable requirements of the Land Development Code, and that the Mayor of the City of Fargo and the appropriate City Officials are hereby directed to endorse their approval on the Plat and then direct Petitioner to file same for record in the Office of the Recorder of Cass County, North Dakota.

Second by Piepkorn. On the vote being taken on the question of the adoption of the Resolution Commissioners Sobolik, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Independent Review and Assessment of Police Department Administrative Practices Approved:

The Board received a communication from Chief of Police Keith Ternes stating it has been suggested a comprehensive review and assessment of the department's administrative practices be conducted. He would not only welcome such a review, he said, but would ask this undertaking be initiated soon. He said concerns have been expressed relative to the administrative process for resolving personnel complaints, the manner in which use of force incidents or other performance standards are measured, current staffing shortages and overall leadership exhibited within the department. He stated an area of concern appears to be how events associated with the tragic death of Lt. Jeff Skuza earlier this year was managed. He said he would

urge a thorough examination so residents, employees and most importantly, Lt. Skuza's family, can be provided with whatever conclusions are reached. He said he recommends the process be conducted independently from any direct involvement from himself or senior members of the department's administrative staff.

Commissioner Mahoney said it would be very difficult to examine things within the department without a panel of some sort independent from the Police Department and the Mayor has recommended four individuals for the review, with Attorney Michelle Donarski being the fifth recommendation for the Committee.

City Administrator Pat Zavoral said he would suggest that Human Resources Director Jill Minette and Assistant City Attorney Nancy Morris be designated as the two staff ad hoc members and he would also recommend that the Commission consider hiring a consultant who would report to this Committee.

City Attorney Erik Johnson said this Committee, once approved, will now be a governing body and subject to open meeting laws; however, there may be situations where some conversations will not be open to the public. He said this committee may want the authority to delegate a task to either a City staff member or an independent entity that can undertake a portion of the investigation or development of the facts and report back to the Committee in a public venue.

Commissioner Piepkorn said he feels that it is important to be able to remain anonymous and that some discussions remain confidential.

Commissioner Piepkorn moved an independent review and assessment of the Police Department administrative practices be approved, and Clay County Administrator Brian Berg, Civil Service Commissioner Jane Pettinger, Retired Superintendent of the North Dakota Highway Patrol James Prochniak, Retired Cass County Chief Deputy Sheriff Jim Thoreson and Attorney Michelle Donarski be appointed to the Committee in addition to Human Resources Director Jill Minette and Assistant City Attorney Nancy Morris being appointed as ad hoc members of the Committee.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Sobolik, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Commissioner Piepkorn moved the Committee be authorized to expend funding, not to exceed \$100,000.00, to assist in the review of Police Department practices.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Sobolik, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Sandbag Recycling and Disposal Approved:

The Board received a Report of Action from the Utility Committee submitting a communication from Public Works Director of Operations Ben Dow. Mr. Dow said the 750,000 sandbags that have been stored outdoors the past two years at the Public Safety building and the Landfill have degraded and would not be suitable for emergency sandbag levee purposes. The Committee recommended the sandbags be recycled to recover the sand.

Enterprise Director Bruce Grubb said the City has been storing sandbags outside in an effort to try and keep them usable for as long as possible, as economically as possible. He said the sandbags are from the 2012 and 2013 sandbag central operations and Mr. Dow found that there has been quite a bit of deterioration of the bags. He suggested that the sand be recycled and put to good use in other ways throughout the City.

Commissioner Williams moved the recycling and disposal of sandbags be approved.

Second by Sobolik. On call of the roll Commissioners Williams, Sobolik, Piepkorn, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Appropriate Staff Directed to Work with R.D. Offutt Company to Develop Legal and Financial Concepts for a Parking Ramp:

The Board received a communication from Planning Director Jim Gilmour stating R.D. Offutt Company will be submitting a Renaissance Zone and PILOT program application in October for the development of a new corporate office building on the northwest corner of Broadway and NP Avenue. The office development will need 300 parking spaces, he said, and R.D. Offutt Company is interested in working with the City to jointly build, own and operate a parking ramp on the location of the City surface lot located within the 600 block of NP Avenue. The new ramp will provide an opportunity to increase parking availability downtown, he said, and a five level parking structure could provide about 600 parking spaces on this site.

Commissioner Sobolik moved appropriate staff be directed to work with R.D. Offutt Company to develop legal and financial concepts to jointly develop and finance a parking ramp within the 600 block of NP Avenue.

Second by Williams. On call of the roll Commissioners Sobolik, Williams, Piepkorn, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Appointments to the Board of Health:

The Board received a communication from Mayor Walaker recommending that Dr. Nicholas Dorsher be reappointed to the Board of Health and that Chelsey Linn Matter be appointed to the Board of Health to fill the vacancy created by the departure of Michelle Donarski.

Commissioner Mahoney moved Dr. Nicholas Dorsher be reappointed to the Board of Health for a term ending December 31, 2016 and Chelsey Linn Matter be appointed as the business representative for a term ending December 31, 2015.

Second by Piepkorn. On call of the roll Commissioners Mahoney, Piepkorn, Sobolik, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Commissioner Piepkorn moved that the Board adjourn to 5:00 o'clock p.m., Monday, October 13, 2014.

Second by Sobolik. All the Commissioners voted aye and the motion was declared carried.

The time at adjournment was 5:51 o'clock p.m.