

FARGO CITY COMMISSION AGENDA  
Monday, August 14, 2017 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [FargoND.gov/streaming](http://FargoND.gov/streaming). They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m.; and are also included in our video archive at [FargoND.gov/citycommission](http://FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, July 31, 2017).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Receive and file the following Ordinances:
  - a. Relating to Classification of Ordinance Violations.
  - b. Relating to Distracted Driving.
  - c. Relating to Use of a Wireless Communication Device Prohibited.
- 2. 2nd reading, waive reading and final adoption of the following Ordinances:
  - a. Rezoning Certain Parcels of Land Lying in Osgood Sixth Addition.
  - b. Rezoning Certain Parcels of Land Lying in Dewitts Addition.
- 3. Termination of Declaration and Developer Agreement with J & O Real Estate, LLC and Cottagewood Townhomes, LLC.
- 4. Receive and file General Fund- Budget to Actual through July 31, 2017 (unaudited).
- 5. Amended Site Authorization for Team Maker's Club, Inc. at the Holiday Inn.
- 6. Amended Site Authorization for Team Maker's Club at Frank's Lounge.
- 7. Applications for Games of Chance:
  - a. FirstLink for a raffle on 8/15/17.
  - b. North Dakota Dental Foundation for a raffle on 9/15/17.
  - c. WDAY Honor Flight for a raffle on 8/27/17; Public Spirited Resolution.
  - d. Dakota Medical Foundation – Lend A Hand for a raffle on 9/16/17.
  - e. Fargo Moorhead Derby Girls for a raffle on 9/16/17.
  - f. Fargo South High School for a calendar raffle from 12/12/17 to 2/6/18.
  - g. Fargo South High School for a calendar raffle from 8/29/17 to 2/20/18.
- 8. Six-month extension of the Class "A" Alcoholic Beverage License for the Firebox.
- 9. Applications for property tax exemptions for improvements made to buildings:
  - a. Amit Panwalkar and Arundhati Goswami, 1395 Elm Circle North (3 year).
  - b. 22 Ave LLC, 418 22nd Avenue North (5 year).
  - c. Sheryl Klugman, 1254 8th Street North (5 year).
  - d. Patrick C. Farha, 2831 Elm Street North (5 year).
  - e. James D. and Catherine M. Garvey, 1209 3rd Street North (5 year).

- f. Travis M. and Nikki Kurtz, 1732 Whitestone Circle South (5 year).
10. Sixth Amended Lease Agreement between the Fargo Dome Authority and North Dakota State University.
11. Agreement for Services with BriAnna Wanner.
12. Purchase of Service Agreement with Fargo Public Schools for nursing services for the 2017/2018 school year.
13. Bid award for accounting software from High Plains Technology in the amount of \$69,688.00 (RFP17219).
14. Bid award for Children's Library-Bound Materials with Apple Books (RFP17237).
15. Sole Source Procurement for repair of Unit #601 from RDO Equipment Company in the amount of \$30,818.60.
16. Change Orders for the City Hall Project:
  - a. No. 9 for an increase of \$13,774.00 for the general contract.
  - b. No. 10 for an increase of \$46,706.00 for the general contract.
  - c. No. 5 for an increase of \$13,072.00 for the mechanical contract.
  - d. No. 5 for an increase of \$29,075.00 for the electrical contract.
  - e. No. 6 for an increase of \$1,857.00 for the electrical contract.
17. Agreement for Engineering Services with Houston Engineering, Inc. for Project No. MS-17-A0.
18. Concur with Traffic Technical Advisory Committee to continue work with the Kilbourne Group to develop a plan for the temporary construction and parking impacts associated with the Block 9 construction project and to put the finishing touches on the Developer's Agreement.
19. Change Order No. 3 for an increase of \$4,560.00 for The Fargo Project – Water Features.
20. Notice of Award for The Fargo Project – Overlook, Natural Play, Trails.
21. Adopt Resolutions Approving the following Plats:
  - a. Valley View 7th Addition.
  - b. Prairie Farms Commercial Second Addition.
22. 31-day time extension for Project No. HD-17-A1.
23. Utility Relocation for Xcel Energy (Project No. FM-15-J1).
24. Bid award for Project No. EP-17-A1.
25. Bills.
26. Memorandum of Offer to Thomas K. and Kari D. Smith for purchase of a temporary easement (Improvement District No. BR-17-F1).
27. Cost Participation, Construction and Maintenance Agreement – Urban Federal Aid Project with the ND Department of Transportation for improvements to the Oak Grove/Memorial Parks Pedestrian Lift Bridge (Improvement District No. QN-17-A1).

28. Documented Categorical Exclusion and selection of Alternative B as the preferred alternative for the Oak Grove/Memorial Parks Pedestrian Lift Bridge (Improvement District No. QN-17-A1).
29. Creation of Improvement District No. AN-17-G to provide for the design and construction of the alley in 2017.
30. Change Order No. 1 for an increase of \$28,423.66 for Improvement District No. BR-17-A1.
31. Final Balancing Change Order No. 1 for an increase of \$14,605.40 for Improvement District No. TN-16-B1.
32. Final Balancing Change Order No. 2 for an increase of \$3,529.05 for Improvement District No. TN-16-E1.
33. Final Balancing Change Order No. 3 for a decrease of \$1,442.42 for Improvement District No. BN-16-F1.
34. Task Order No. 7 to KLG in an amount not to exceed \$499,891.00 for Improvement District No. BN-17-A3.
35. Reimbursement of \$5,309.00 for the repair of a sprinkler system impacted by Improvement District No. BN-15-K1.
36. Create Improvement District No. AN-17-G.
37. Contracts and bonds for Improvement District Nos. BN-17-G1, SL-17-F1 and SL-17-G1.

**REGULAR AGENDA:**

38. Commissioner Piepkorn would like to discuss the approval process for programs like the F5 Project.
39. Update on The Fargo Project.
40. Public Hearings - 5:15 pm:
  - a. Osgood Townsite Fifteenth Addition (5050 47th Street South); approval recommended by the Planning Commission on 7/6/17; continued from the 7/31/17 Regular Meeting:
    1. Zoning Change from LC, Limited Commercial to LC, Limited Commercial, with a PUD, Planned Unit Development Overlay.
    2. 1st reading of rezoning Ordinance.
    3. Planned Unit Development Master Land Use Plan
  - b. Special assessments of sewer repairs.
  - c. Special assessment of nuisance abatement fees.
  - d. CONTINUE TO 9/25/17 - Special assessments for the maintenance of the Skyway System.
41. Consider renewal of the Downtown Business Improvement District.

42. Recommendation to appoint Jon Offutt to the Arts and Culture Commission.
43. State Water Commission requests for Cost Reimbursement for FM Diversion Flood Project Costs:
  - a. Costs totaling \$25,546.00.
  - b. Costs totaling \$751,091.00
44. Recommendation to approve the Mayor's 2018 Preliminary Budget and set the public hearing date for September 11, 2017.
45. Bid award for Improvement District No. PR-17-F1.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 241-1310. Please contact us at least 48 hours before the meeting to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo web site at [FargoND.gov/citycommission](http://FargoND.gov/citycommission).