

FARGO CITY COMMISSION AGENDA
Monday, October 9, 2017 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at www.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. They are also included in the video archive at www.FargoND.gov/citycommission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, September 25, 2017).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 9/25/17:
 - a. Rezoning Certain Parcels of Land Lying in Reeves Addition.
 - b. Amending Sections 20-0401 and 20-0402 of Article 20-04 of Chapter 20 of the Fargo Municipal Code Relating to Use Regulations and Self-Service Storage.
- 2. Receive and file communication from Leo F.J. Wilking regarding the appeal of Aaron Cockfield appealing the decision of the Civil Service Commission and set a date for a hearing.
- 3. Receive and file communication from Mark A. Friese regarding the appeal of David Boelke appealing the decision of the Civil Service Commission and set a date for a hearing.
- 4. Renewal of BCBSND Dental Insurance, Avesis Vision Insurance and Mutual of Omaha Life Insurance effective 1/1/18 and transition to Mutual of Omaha Long-Term Disability Insurance.
- 5. Out-of-Grade pay request for Audra Stonefish in the Public Health Department.
- 6. Sole Source Procurement with Family HealthCare for annual medical interpreting services for an estimated amount of \$36,000.00.
- 7. Amendment to Development Agreement with DFI Roberts LLC.
- 8. Roberts Commons Condominium formation documents.
- 9. Appointment of Cass County State's Attorney and Assistants as Special City Prosecutors.
- 10. Tax exemptions for improvements made to buildings:
 - a. Don R. Symington, 1110 3rd Avenue North Unit 603W (3 year).
 - b. Amy T. and Devin B. Mertes, 1537 4th Street North (5 year).
 - c. Brent A. and Jenel K. Wavra, 2719 28th Avenue South (5 year).
 - d. Ronald W. and Dawn D. Solberg, 1327 Oak Street North (5 year).
 - e. Ronald W. and Dawn D. Solberg, 1327 Oak Street North (5 year).

- f. Dennis J. and Teresa M. Steinman, 1618 10th Street South (5 year).
 - g. Thomas R. and Carol A. Gustad, 3657 River Drive South (5 year).
 - h. Benjamin J. Wenger, 2402 7th Street North (5 year).
11. Site Authorization for Fargo Youth Hockey Association at H.A. Thompson and Sons Arena (previously the Teamsters Arena).
 12. Applications for Games of Chance:
 - a. Bennett PTA for bingo from 10/13/17 to 4/13/18.
 - b. Nativity Elementary School for a raffle on 2/2/18.
 - c. Dan Hedrick Benefit for a raffle on 11/1/17; Public Spirited Resolution.
 - d. Nativity Church of Fargo for a raffle on 11/5/17.
 - e. United Way of Cass-Clay for a raffle on 10/20/17.
 - f. United Way of Cass-Clay for a raffle on 11/20/17.
 - g. United Way of Cass-Clay for a raffle on 11/15/17.
 - h. Fargo North Spartans for a raffle on 12/2/17.
 13. Request from YMCA to hang banners in the skyway from December 1st to December 14th to promote their presence in downtown.
 14. Request to extend the 2016/2017 snow hauling contracts with Master Construction, Diesel Dogs Trucking and Industrial Builders for the 2017/2018 snow season (RFP17012, RFP17013 and RFP17014).
 15. Sole Source Procurement for the purchase of AMP salt brine additive from EnviroTech Services at a price of \$2.76 per gallon.
 16. Sole Source Procurement for the purchase of IceSlicer ice melt from EnviroTech Services at a price of \$180.00 per ton.
 17. Local match commitment letter for the FEMA Pre-Disaster Mitigation Grant application associated with Project No. WW1707.
 18. Three-year contract with Fargo Public Schools for garbage collection services with the option to renew for two additional terms ending 10/31/23 and 10/31/26.
 19. Amendment to the Emergency Management Joint Powers Agreement.
 20. Cost Share Agreement with Cass County ND for the Completion of the Multi-Hazard Mitigation Plan.
 21. Fire Department budget adjustment and contract with the ND Division of Homeland Security for grant funding in the amount of \$158,345.00 for the purchase of Regional Response Equipment and Training (CFDA #97.067).
 22. Police Department budget adjustment and contract with the ND Division of Homeland Security for grant funding in the amount of \$79,344.00 for the purchase of air-purifying respirators (CFDA #97.067.)
 23. Police Department budget adjustment and NDDOT Grant in the amount of \$55,000.00 for Seatbelt, Impaired Driving, Distracted Driving Enforcement and Education Activities and Underage Drinking Enforcement (CFDA #20.616 and 20.600).

24. Advertisement of Request for Proposals for general engineering services for the Solid Waste, Water and Wastewater Utilities.
25. ND DOT State Aid Contract in the amount of \$426,711.00 for transit funding.
26. Road Use Agreement with KCM, Kilbourne Construction Management, and DFI Roberts LLC for 625 2nd Avenue North.
27. Bid advertisement for Project No. UR-17-C.
28. Bid award for Project No. TR-17-B1.
29. Contracts and bonds for Project Nos. FM-17-B1 and WA1510.
30. Bills.
31. Requests from the following contractors to conduct work on Sundays as needed to meet deadlines and complete projects prior to winter.
 - a. Master Construction, Improvement District Nos. BN-17-A1, BN-17-B1, BR-17-C1 and BR-17-F1.
 - b. Shermans LLC, Improvement District No. BR-17-G1.
 - c. Excavating Inc., Project Nos. FM-14-63 AND FM-15-B2.
 - d. ICS, Project No. FM-15-J1.
 - e. Opp Construction, Improvement District No. PR-17-F1.
32. Time extension to 9/12/18 for Improvement District No. BN-17-A1.
33. Time extension to 10/13/17 for Improvement District No. BN-17-B1.
34. Early Build Permit for Properties in Cottagewood 3rd Addition (Improvement District No. BN-17-H1).
35. Early Build Permit for Property at 5002 19th Avenue North (Improvement District No. BN-17-A1).
36. Contract Amendment No. 1 for an increase of \$75,877.00 for Improvement District No. BN-17-A0.
37. Final Balancing Change Order No. 2 for an increase of \$2,751.15 for Improvement District No. NR-16-A1.
38. Negative Final Balancing Change Order No. 3 in the amount of -\$4,146.11 for Improvement District No. NN-14-21.
39. Negative Final Balancing Change Order No. 5 in the amount of -\$31,583.90 for Improvement District No. BR-16-A1.
40. Negative Final Balancing Change Order No. 4 in the amount of -\$12,735.00 for Improvement District No. NN-15-A1.
41. Contract and bond for Improvement District No. AN-17-G1.

REGULAR AGENDA:

42. Commissioner Gehrig would like to discuss special assessments.
43. Commissioner Piepkorn would like to discuss property tax reform.
44. Public Hearings - 5:15 pm:
 - a. CONTINUED to 11/6/17 - Appeal of a Board of Adjustment decision on a variance request at 3931 and 3949 37th Avenue South to allow a proposed building to be constructed to a lower elevation than would otherwise be required by the City's Floodproofing Code, as referenced by Article 21-06 of the Fargo Municipal Code; denied by the Board of Adjustment on 8/22/17; continued from 9/25/17 Regular Meeting.
 - b. Special Assessment lists for the following Improvement Districts, all having been approved by the Special Assessment Commission on 9/6/17; set the interest rate at 1% per annum over the net rate on bonds financing said projects:
 - (1) Drain 10 Channel Repairs Improvement District No. 6237.
 - (2) P.C. Concrete Alley Paving Improvement District No. AN-16-A.
 - (3) P.C. Concrete Alley Paving Improvement District No. AN-16-B.
 - (4) P.C. Concrete Alley Paving Improvement District No. AN-16-C.
 - (5) P.C. Concrete Alley Paving Improvement District No. AN-16-E.
 - (6) Sanitary Sewer, Water Main, Storm Sewer, Concrete Curb and Gutter, Asphalt Paving, Street Lights Improvement District No. BN-15-K.
 - (7) Sanitary Sewer, Water Main, Storm Sewer, Concrete Paving, Street Lights Improvement District No. BN-15-N.
 - (8) Sanitary Sewer, Water Main, Storm Sewer, Grading, Paving, Street Lights Improvement District No. BN-16-E.
 - (9) Water Main, Storm Sewer, P.C. Concrete Paving, Street Lights Improvement District No. BN-16-F.
 - (10) Sanitary Sewer, Storm Sewer, Paving, Street Lights Improvement District No. BN-16-L.
 - (11) Water Main Replacement, Street Reconstruction Improvement District No. BR-15-A.
 - (12) Water Main Replacement, Force Main Construction, Street Reconstruction Improvement District No. BR-16-B.
 - (13) P.C. Concrete Pavement, Concrete Curb and Gutter, Asphalt Pavement Improvement District No. PN-14-7.
 - (14) Concrete Curb and Gutter, Asphalt Pavement, Street Lights Improvement District No. PN-15-E.
 - (15) P.C. Concrete Pavement, Concrete Curb and Gutter, Asphalt Pavement Improvement District No. PN-15-L.
 - (16) Concrete Curb and Gutter, Asphalt Pavement, Street Lights Improvement District No. PN-15-M.
 - (17) Concrete Curb and Gutter, Asphalt Pavement, Street Lights Improvement District No. PN-15-N.
 - (18) Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lights, Sidewalks Improvement District No. PR-14-0.
 - (19) Traffic Signals Improvement District No. TN-16-B.
 - (20) Traffic Signals Improvement District No. TN-16-E.
 - (21) Sanitary Sewer, Water Main, Storm Sewer Improvement District No. UN-15-M.

- (22) Sanitary Sewer, Water Main, Storm Sewer Improvement District No. UN-15-N.
- (23) Water Main Replacement Improvement District No. UR-16-A.

c. Renaissance Zone Project for DFI BG LLC for a rehabilitation project located at 115, 117 and 119 Broadway North.

- 45. Easement Agreement with DFI Dillard and DFI Kesler that provides access between the Dillard Building and the Roberts Parking Garage and parking priority for residential tenants.
- 46. Consider contract award for consulting services for Apex Engineering Group in the amount of \$1,029,065.00 (Improvement District No. BR-18-C0).
- 47. Consider Resolution Supporting an Inclusive Community.
- 48. Commissioner Grindberg would like to discuss election reform proposals.
- 49. Commissioner Gehrig would like to discuss the injunction on the FM Diversion.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310. 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 website at www.FargoND.gov/citycommission.