

FARGO CITY COMMISSION AGENDA  
Monday, February 26, 2018 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.FargoND.gov/streaming](http://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](http://www.FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, February 12, 2018).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Receive and file an Ordinance Amending Section 25-1509, of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages.
- 2. Receive and file and Ordinance Amending Section 18-0202, of Article 18-02 of Chapter 18 of the Fargo Municipal Code Relating to Public Ways and Places.
- 3. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 2/12/18:
  - a. Amending Section 25-1506, of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages.
  - b. Amending Section 10-0304, of Article 10-03 of Chapter 10 of the Fargo Municipal Code Relating to Public Safety, Morals and Welfare.
- 4. Resolution Establishing License Application Qualification Guidelines.
- 5. Appointment of Alissa R. Olson as an Assistant City Attorney.
- 6. Applications for Games of Chance:
  - a. Davies Young Guns for a raffle on 5/31/18.
  - b. Fargo South High for a raffle on 4/14/18.
  - c. USA Wrestling of North Dakota for a raffle on 7/19/18.
  - d. Wellspring for the World for a raffle on 3/1/18.
- 7. Tax exemptions for improvements made to buildings:
  - a. Chad R. Justesen, 2304 Centennial Rose Drive South (3 year).
  - b. Ace Group LLP, 3344 18th Street South (3 year).
  - c. Peter W. Zuger and Aubrey Fiebelkor-Zuger, 178 Prairiewood Drive South (3 year).
  - d. Michael S. Dawson, 614 8th Street South (5 year).
  - e. Ida M. Scherr, 1614 29th Avenue South (5 year).
  - f. Gregory C. Harness, 1139 5th Street North (5 year).
  - g. Gregory C. Harness, 1139 5th Street North (5 year).
  - h. Cupertino Cottages LLC, 1022 1st Street North (5 year).
  - i. Karen D. Drager, 1026 1st Street North (5 year).

- j. James R. Williams, 1115 7th Avenue North (5 year).
  - k. Charles F. Schmidt and Shawn L. Wing Schmidt, 1307 Oak Street North (5 year).
  - l. Richard G. and Kathleen Zaylskie, 415 7th Avenue South (5 year).
  - m. Melanie I. and Troy T. Rudnick, 1918 17th Street South (5 year).
8. 3-year extension to the Agreement with Paymentus Corporation to provide IVR and web payment services.
  9. 6-month extension of the Class "A" Alcoholic Beverage License for the Firebox.
  10. Amendment to Agreement with Community Medical Services Montana-Private, LLC to provide medication assisted treatment and counseling (SSP17270).
  11. Amended Notice of Grant Award with the ND Department of Health for family planning depression screening.
  12. Online Services Agreement with GovernmentJobs.com, Inc. d/b/a NEOGOV to provide an applicant tracking system.
  13. Agreement with Carl Walker to provide professional engineering services for repairs to city parking structures.
  14. Resolution approving Plat of Edition Second Addition.
  15. Community Housing Development Organization (CHDO) Sponsor Agreement with Beyond Shelter, Inc. and HomeField 2, LLLP to undertake certain activities with HOME grant funds and Declaration of Access Easement (Autumn Fields Second Addition).
  16. Certificates of Substantial Completion for the Police Department Remodeling Project at the Border States Electric Building.
  17. Authorization of the Fargo Police Department Summer Camp Program as well as a temporary/seasonal positions specific to the camp, funded through grants and charitable donations.
  18. Authorization Application for Airborne Custom Spraying to provide FAA Aerial Mosquito spraying.
  19. Bid awards for 2018 forestry services.
  20. Purchase of one crawler crane from Spyder Crane in the amount of \$62,300.00.
  21. Purchase of one articulated wheel loader from RDO Equipment in the amount of \$223,388.00.
  22. Agreement for Entry and Construction with Judie A. VandeVoort as Trustee of the Judie A. VandeVoort Revocable Living Trust (Project No. FM-15-K0).
  23. Sole Source Procurement with Border States Electric to provide Millerbernd street lighting poles and pole parts.
  24. Bid award for aggregate materials, concrete, asphalt, emulsified asphalt and re-bar (RFP18067).

25. Bid award for water main materials, miscellaneous materials, fire hydrants/parts and miscellaneous street materials (RFP18066).
26. Change Orders for Project No. WA1301:
  - a. No. 14 for an increase of \$63,662.00 for the general construction contract.
  - b. No. 12 for an increase of \$157,582.27 for the mechanical construction contract.
  - c. No. 7 for an increase of \$73,791.00 for the electrical construction contract.
27. Sole Source Procurement with Connection for the Supervisory Control and Data Acquisition (SCADA) network equipment for the Membrane Water Treatment Plant in the amount of \$73,223.07.
28. Bills.
29. Installation of dedicated bike lanes along 4th Street South from 12th Avenue to 2nd Street South (Improvement District No. BR-18-G1).
30. Creation and addition of Improvement District No. FM-14-83 to the 2018 CIP.
31. Negative Final Balancing Change Order No. 4 in the amount of -\$66,156.83 for Improvement District No. PR-17-H1.
32. Bid award for Improvement District No. SR-18-A1.
33. Create Improvement District No. SL-17-B.

**REGULAR AGENDA:**

34. State Water Commission requests for Cost Reimbursement for FM Diversion Flood Project Costs:
  - a. Costs totaling \$65,355.00.
  - b. Costs totaling \$780,105.00.
35. Public Hearings - 5:15 pm:
  - a. Transfer of a Class "AB" Alcoholic Beverage License from Mom's Kitchen Inc. d/b/a Tailgator's Sports Café at 1322 Main Avenue to Demeske Enterprises Inc. d/b/a Tailgator's/Mom's Kitchen; continued from the 1/29/18 and 2/12/18 Regular Meetings.
  - b. CONTINUE to 3/26/18 - Transfer of a Class "A" Alcoholic Beverage License from Classic Foods, LTD d/b/a Ground Round Restaurant to FSB Associates, LLC d/b/a Saloon at 506 Broadway North.
  - c. Application filed by Cash Wise Liquor, LLC d/b/a Cash Wise Liquor for a Class "B-Limited" Alcoholic Beverage License at 4985 Timber Parkway South.
  - d. Rocking Horse Farm 5th Addition (5801 52nd Avenue South); approval recommended by the Planning Commission on 1/4/18:
    1. Zoning Change from AG, Agricultural to SR-3, Single-Dwelling Residential and P/I, Public and Institutional.
    2. 1st reading of rezoning Ordinance.
    3. Plat of Rocking Horse Farm 5th Addition.

- e. Developer Agreements (three) related to Tax Increment Financing District No. 2001-01 (Interstate Business Park).
  - f. Plat of Interstate Business Park Addition a replat of Lot 1, Block 1, Adams 7th Addition and part of the Northeast Quarter of Section 22, Township 139 North, Range 49 West of the 5th Principal Meridian (3801 26th Avenue South, 3901, 4001 and 4155 23rd Avenue South, and 2880 and 2852 Thunder Road South); approval recommended by the Planning Commission on 4/4/17.
  - g. 2018 Community Development Action Plan.
- 36. Consider directing the City Attorney's Office to amend Section 25-1509.1 of the Fargo Municipal Code to allow alcohol consumption in public at select Downtown Community Partnership events.
  - 37. Request to create a new Sub-Committee to re-visit the results of the Feasibility Study for a Fargo Performance Center.
  - 38. Request to retrofit the Civic Center with HVAC equipment.
  - 39. Request to Lease/Purchase the Border States Electric IT Building at 2403 3rd Avenue North.

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](http://www.FargoND.gov/citycommission).