FARGO CITY COMMISSION AGENDA
Monday, May 21, 2018 - 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, May 7, 2018).

CONSENT AGENDA – APPROVE THE FOLLOWING:

1. Receive and file an Ordinance Amending Sections 25-3001, 25-3002 and 25-3006, and Repealing Sections 25-3003 and 25-3004 of Article 25-30 of Chapter 25 of the Fargo Municipal Code Relating to Alarm Systems.

2. 2nd reading and final adoption of an Ordinance Amending Sections 11-0805, 11-0806, 11-0807, 11-0819 and 11-0821 of Article 11-08 of Chapter 11 of the Fargo Municipal Code Relating to Environmental Nuisances; 1st reading, 5/7/18.

3. Draft Ordinance Amending Section 25-1506 of Article 2-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages and direct the City Attorney to finalize the terms of the Ordinance and to waive the 45-day application period stated in the Draft Ordinance for the Downtown Street Fair, provided the Ordinance is adopted by such time.

4. Master Attachment Agreement for Attachment of Wireless Communications Facilities to Certain City Owned Structures in the Public Right of Way with Mobilitie, LLC.

5. Receive and file General Fund – Budget to Actual through April 30, 2018 (unaudited).

6. Site Authorizations for Games of Chance:
   a. Plains Art Museum at Wild Bill's Sports Saloon, Big Top Bingo, King Pin Casino (The Bowler) and Fargo Billiards and Gastropub.
   b. VFW Post 762 at the VFW Club.
   c. Northern Prairie Performing Arts at D'Woods at Ramada Inn, Windbreak Lounge and Space Aliens.
   d. Team Makers Club, Inc. at Lucky's 13 Pub, Holiday Inn, Frank's Lounge, Fargodome. and Sanford Health Athletic Complex, Scheels Center.

7. Applications for Games of Chance:
   a. Chandler Hazel Ponce Benefit for a raffle on 6/10/18; Public Spirited Resolution.
   b. United Way of Cass Clay for a raffle on 6/12/18.
   c. Kringen Club Inc. for bingo on 7/1/18 to 6/30/19.

8. Agreement with R.L. Engebretson Architects Fargo LLC for predesign work at the FARGODOME and an adjustment from the FARGODOME surplus fund to the FARGODOME capital budget, in the amount of $300,000.00, for funding of the work.

9. Notice of Grant Award with the ND Department of Health for the Ryan White Part B/Case Management (CFDA #93.917).

10. Contract Agreement with Little Tykes Daycare and Learning Center to provide a breastfeeding friendly environment for their employees.

11. Amendment to the Notice of Grant Award with the ND Department of Health for Title X Family Planning Program (CFDA #93.217).

12. Resolution Approving Schedule of Administrative Costs for Enforcement or Abatement of Tall Grass and Noxious Weed Nuisances – Fargo Municipal Code Article 11-08.

13. Purchase of Service Agreement with Central Cass School District for nursing services for the 2018-2019 school year.

14. Bid award for sound masking system.

15. Library budget adjustment, in the amount of $95,048.00, for two additional Library Associate II's and additional security coverage.

16. Certificate of Completion, Tax Increment Note and the Private Placement Memorandum with EG & Co. Junction 9, LLC (Junction 9 Apartments).

17. Certificate of Completion, Tax Increment Note and Private Placement Memorandum with 710 Lofts, LLC (710 Lofts Apartments).

18. Authorize the Strategic Planning Director to submit a survey and application to designate the City of Fargo as a Main Street Community.

19. Direct City Attorney to draft language for the Municipal Code and/or policy to allow mobile vending units to operate in the right-of-way.

20. Agreement Regarding Extraterritorial Zoning Jurisdiction and Annexation City of West Fargo/City of Fargo.

21. Wildlife Management Program Report for 2017/2018 and Resolution authorizing program for 2018-2019.

22. Change Orders for the City Hall Project:
    a. No. 14 for an increase of $483 for mechanical construction contract.
    b. No. 12 for an increase of $19,377.00 for the electrical construction contract.
    c. No. 13 for an increase of $1,986.00 for the electrical construction contract.

23. Option for a private property owner to charge the cost of removing a diseased elm tree over a five-year period with interest to accrue on the unpaid balance at a rate of 5% per annum.

24. Memorandum of Understanding Supporting a Performance Based Planning Process with the NDDOT and the Fargo-Moorhead Metropolitan Council of Governments.

25. Change Orders for Project No. WA1301:

a. No. 17 for an increase of $269,252.00 for the general construction contract.
b. No. 15 for an increase of $43,354.02 for the mechanical construction contract.
c. No. 9 for an increase of $32,200.00 for the electrical construction contract.

26. Engineering Change Order for an increase of $26,700.75 with Wenck Associates for Project No. SW16-03.

27. Agreement of Terms and Conditions for Household Hazardous Waste Services with Clean Harbors Environmental Services, Inc. and Agreement of Terms and Conditions for Recycling Services with Green Lights Recycling, Inc.

28. Request for an additional 60-day leave of absence for Gerald Ripplinger.

29. Bid award for Cell 19 & Scales Area Waste Excavation (Project No. SW18-01).

30. Bid advertisement for Valve Replacement at Water Tower Nos. 4 and 9.

31. Purchase Agreement with Sharon B. Rostad for property located at 4003 Copperfield Court South (Project No. MS-15-K0).

32. Contract Amendment No. 6 in the amount of $78,500.00 for Project No. FM-14-0.

33. Bid advertisement for Project No. FM-15-F2.

34. Bills.

35. Agreement for Special Improvements with Grayland Holding Company LLC for municipal improvements in Grayland First Addition (Improvement District No. BN-18-B1).

36. Change Order No. 3 for a time extension to 6/8/18 for Improvement District No. BR-17-J1.

37. Bid awards for Improvement District Nos. BN-18-B1, BR-18-G2, NR-18-A1, PN-18-A1 and TN-18-A1.

38. Create Improvement District No. DN-18-A.

39. Contracts and bonds for Improvement District Nos. BN-18-A1, BR-18-G1 and PR-18-C1.

REGULAR AGENDA:

40. Fargo Youth Initiative (FYI) 2018 report.

41. Update on the Plastic Bag Task Force.

42. <u>Public Hearings - 5:15 pm:</u>
    a. Transfer of a Class “FA” Alcoholic Beverage License from Anderson Franchise Investment d/b/a Perla’s Fresh Mexican to North Star Hospitality LLC d/b/a 47 Degrees North at 4281 45th Street South; continued from the 4/23/18 Regular Meeting.

    b. Application for a Class “F” Alcoholic Beverage License for Drunken Noodle d/b/a Wasabi/Poke Bowl at 560 2nd Avenue North.

c. Transfer of a Class “FA” Alcoholic Beverage License from Mom’s Kitchen Inc. d/b/a Tailgator’s/Mom’s Kitchen to 1631 Hospitality LLC d/b/a Black Sheep Grill & Tavern at 635 2nd Avenue North.

d. Special Assessment list for Water Main Replacement, Force Main Construction, Street Reconstruction Improvement District No. BR-16-B; continued from 10/9/17 and 10/23/17 Regular Meetings.

43. 1st reading of Ordinance Amending Section 25-1509.2, of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages.

44. Commissioner Gehrig would like to discuss the hiring of a consultant to look at the City’s liquor license structure and capping policy.

45. Recommendations for appointments to the Native American Commission.

46. Consider proposed Second Amendment to the MOU between the City of Oxbow and the Metro Flood Diversion Board of Authority, Cass County Joint Water Resource District, Cass County and the City of Fargo.

47. Recommendation for Interim Infrastructure Funding Policy.

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.