

FARGO CITY COMMISSION AGENDA

Monday, June 1, 2020 - 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. *****PLEASE NOTE** that in an effort to exercise the CDC's Prevention guidelines pertaining to social distancing and gatherings the number of individuals in attendance of the meeting will be limited. Members of the public and media are encouraged to view the meeting in an alternative method, including the following: via a livestream hosted on the City of Fargo's Facebook (questions and comments will be monitored during the Commission Meeting) and Twitter accounts, on the web at www.TVFargo.com or via the Fargo Access Channel 56.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, May 18, 2020).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 2nd reading and final adoption of the following Ordinances, 1st reading 5/18/20:
 - a. Rezoning Certain Parcels of Land Lying in the Proposed 701 Brew Addition.
 - b. Rezoning Certain Parcels of Land Lying in Golden Valley Third Addition.
- 2. Site Authorizations for Games of Chance:
 - a. Metro Sports Foundation at the Scheels Arena.
 - b. Fargo Metro Baseball Association at Empire Tavern.
 - c. Fraser Ltd. at Golf Addiction.
 - d. West Fargo Hockey Association at Fort Noks Bar of Gold.
 - e. Sharehouse, Inc. at Woody's, Alibi/Baymont Inn, The Round Up Saloon, Bismarck Tavern and Rick's Bar.
 - f. Horse Race North Dakota at Sickie's Garage, Chub's Pub, Country Pub (in Country Inn and Suites) and Labby's Bar and Grill.
 - g. Boys & Girls Club of the Red River Valley at Red River Lanes and Fargo Billiards/Gastropub.
 - h. VFW Post 762 at the VFW Club.
 - i. Prairie Public Broadcasting, Inc. at Dempsey's, Tailgator's, Pepper's and Bison Turf.
 - j. Northern Prairie Performing Arts at Windbreak Lounge, Pour House-Fargo, Space Aliens and O'Clevy's at Ramada.
 - k. Team Makers Club, Inc. at Big Erv's at Rose Creek, Holiday Inn, Frank's Lounge, Sanford Health Complex-Scheel's Center, Lucky's 13 Pub and Fargo Dome.
- 3. Application for Games of Chance for the Kringen Club Inc. – Sons of Norway for bingo from 7/1/20 to 6/30/21.
- 4. Rental Agreement with Susan Rydell.
- 5. Farm Lease (Oak Grove) with Chad Johnson and Kyle Johnson.

6. Access Agreement with SE Cass Water Resource District (Project No. FM-16-A1).
7. Access Agreement (Lift Station) with SE Cass Water Resource District (Drain 53).
8. Release of Permanent Easement (Road Easement) with Agassiz Nursery Inc.
9. Amendment (First) to Right of Way Use Agreement with Enclave, LLC.
10. Bid advertisement for Project No. PR-20-B.
11. Purchase of Service Agreement with Central Cass Public School District for nursing services for the 2020-2021 school year.
12. Business Service Agreement with Consolidated Communications.
13. Bid award for the purchase/lease of two automated side load and two front load refuse trucks (RFP20090).
14. 2020 Mosquito Control Agreement with Cass County Government.
15. Memorandum of Offer to Landowners for the purchase of Easements (Temporary Construction Easements) from Van Raden Properties, Inc. and Roger W. Anda (Project No. WW1701).
16. Bills.
17. Agreement Regarding Special Assessments with ND Horse Park Foundation (Improvement District No. BN-17-A).
18. Memorandum of Offer to Landowner – Temporary Easement with Lisa M. and Jason E. Morris (Improvement District No. BN-20-C1).
19. Negative Final Balancing Change Order No. 2 in the amount of -\$54,695.79 for Improvement District No. BR-18-C1.
20. Bid award for Improvement District No. SL-20-E1.
21. Create Improvement District No. SL-20-B.
22. Contracts and bonds for Improvement District Nos. PN-20-A1 and SL-20-C1 and Project No. SR-20-A1.

REGULAR AGENDA:

23. Recommendation from the Liquor Control Board to consider a Resolution Amending and Restating the Moratorium Pertaining to the Retail Sale of Alcoholic Beverages.
24. Public Hearings - 5:15 pm:
 - a. Application filed by Spirit Properties d/b/a Edgewood Tavern for a Class "FA-Golf" Alcoholic Beverage License at 19 Golf Course Avenue North; continued from the 4/20/20 and 5/18/20 Regular Meetings.

- b. Transfer of a Class “FA-M” Alcoholic Beverage License from Granite City Restaurant Operations, Inc. d/b/a Granite City Food & Brewery to Granite City, Inc. d/b/a Granite City Food & Brewery at 1636 42nd Street Southwest.
- c. Hearing on a dangerous building located at 1007 8th Avenue North; continued from the 5/18/20 Regular Meeting.
- d. Hearing on a dangerous building located at 114 15th Street South.
- e. Valley View Estates Addition (4952, 5052 and 5080 36th Avenue South); approval recommended by the Planning Commission on 2/4/20:
 - 1. Growth Plan Amendment.
 - 2. Zoning Change from AG, Agricultural to SR-4, Single-Dwelling Residential, MR-1, Multi Dwelling Residential, MR-2, Multi-Dwelling Residential with a C-O, Conditional Overlay, and P/I, Public and Institutional.
 - 3. 1st reading of rezoning Ordinance.
 - 4. Plat of Valley View Estates Addition.
- f. Golden Valley Fourth Addition (6737 25th Street South); approval recommended by the Planning Commission on 2/4/20:
 - 1. Zoning Change from AG, Agricultural to SR-4, Single-Dwelling Residential.
 - 2. 1st reading of rezoning Ordinance.
 - 3. Plat of Golden Valley Fourth Addition.
- g. Plat of Legacy I Sixth Addition a replat of Lot 26, Block 2; Block 10; Lots 3-4, Block 4; Lots 50-51, Block 8; Lots 1-20 and 34-39, Block 11, Legacy 4th Addition and a vacation of Right of Way of portions of 62nd Avenue South and portions of 19th, 20th and 21st Streets South (6206-6299 19th Street South; 6204-6297 20th Street South; 1835, 1867, 1889, 1911, 1931 and 1949 63rd Avenue South; and 6184, 6198, 6206 and 6216 21st Street South; and 6198 Bennett Court South).
- h. Zoning Change from GC, General Commercial to LI, Limited Industrial on Lot 1, Block 1, Asleson Industrial Park Third Addition (3345, 3357 and 3369 39th Street South and 4013 34th Avenue South); approval recommended by the Planning Commission on 5/5/20:
 - 1. 1st reading of rezoning Ordinance.
- i. Zoning Change to repeal and re-establish a C-O, Conditional Overlay on Lot 1, Block 1, Brandt Crossing 14th Addition and the south 60 feet of Lot 2, Block 1, Brandt Crossing 6th Addition (3244 51st Street South); approval recommended by the Planning Commission on 5/5/20:
 - 1. 1st reading of rezoning Ordinance.
- j. Zoning Change from SR-4, Single-Dwelling Residential, and GC, General Commercial, to GC, General Commercial on Lots 1A and 1B, Block 25, Egbert, O’Neil and Haggarts Addition (421 and 425 24th Street South and 424 25th Street South); approval recommended by the Planning Commission on 5/5/20:
 - 1. 1st reading of rezoning Ordinance.
- k. Four Walls Addition (702-704 31st Street North); approval recommended by the Planning Commission on 3/3/20:

1. Zoning Change from SR-3, Single-Dwelling Residential, to SR-5, Single-Dwelling Residential.
 2. 1st reading of rezoning Ordinance.
 3. Plat of Four Walls Addition.
- I. Osgood Townsite 11th Addition and Osgood Townsite 12th Addition (4850 and 4800 46th Street South); approval recommended by the Planning Commission on 5/5/20:
 1. Growth Plan Amendment.
 2. Zoning Change from GC, General Commercial with a C-O, Conditional Overlay to MR-3, Multi-Dwelling Residential with a request to repeal the C-O, Conditional Overlay.
 3. 1st reading of rezoning Ordinance.
 - m. Simonson Companies Second Addition (5237 38th Street South, and 3825 and 3863 53rd Avenue South); approval recommended by the Planning Commission on 1/7/20:
 1. Zoning Change to repeal and re-establish a C-O, Conditional Overlay in the LC, Limited Commercial zoning district.
 2. 1st reading of rezoning Ordinance.
 3. Plat of Simonson Companies Second Addition.
25. Application for a property tax exemption for improvements made to buildings for Haven Homes LLC, 2410 Broadway North (5 year).
 26. Appointments to the Fargo Dome Authority.
 27. COVID-19 Updates:
 - a. Health Update.
 1. Notice of Grant Award from the ND Department of Health in the amount of \$8,687,816.00 for COVID-19 funding for local public health units.
 - b. CARES Act-Emergency Fund Relief Update.

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.