

FARGO CITY COMMISSION AGENDA
Monday, October 19, 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.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, October 5, 2020).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 2nd reading and final adoption of the following Ordinances; 1st reading, 10/5/20:
 - a. Relating to Junk Automobiles.
 - b. Rezoning Certain Parcels of Land Lying in Madelyn's Meadows Third Addition.
 - c. Rezoning Certain Parcels of Land Lying in Cedar Crest First Addition.
- 2. Findings of Fact, Order and Notice of Entry Order for property at 703 12th Street North.
- 3. Receive and file Notice of Appeal from a Decision of a Local Governing Body filed by NorthStar Hospitality, LLC d/b/a SouthTown PourHouse.
- 4. Receive and file the Summons and Complaint relating to Tyler Patel vs. City of Fargo, et. al.
- 5. Applications for Games of Chance:
 - a. NDSU Judging Club for a raffle on 3/3/21.
 - b. Red River Raiders Marine Corps League Det. No. 1453 for a raffle on 11/7/20.
- 6. Receive and file Financial Status Report Year-to-Date through 9/30/20 for major operating funds (unaudited).
- 7. Receive and file General Fund-Budget to Actual through September 2020 (unaudited).
- 8. State Water Commission request for cost reimbursement for the FM Metro Area Flood Risk Management Project for costs totaling \$544,675.95.
- 9. Public Assistance Grant Program Subgrant Agreement for FEMA-4553-DR with the ND Department of Emergency Services.
- 10. Property Use Agreement with Faith Journey Lutheran Church.
- 11. Addendum to Provision of Nursing Services for the Northern Cass School District.
- 12. Requirements for Boarding Facilities, Animal Boarding Program Inspection Report and Animal Boarding Facility License Application.
 - a. Receive and file an Ordinance Relating to Animal Boarding Facilities.

13. Declaration of No Build Easement with EPIC Gateway, LLC.
14. Adopt Resolutions Approving the following Plats:
 - a. Urban Plains by Brandt Fifth Addition.
 - b. Bentley Place Third Addition.
15. Resolution Approving Written Agreement for the Elliott Place Activity HOME Investment Partnership Program Funds and Owner Agreement between the City and Fargo Elliott Place Four, LLP HOME Investment Partnership New Construction at 4462 30th Avenue South.
16. Notice of Grant Award with the ND Department of Emergency Services – Division of Homeland Security for the FY20 State Homeland Security Grant for the purchase of updated ballistic body armor (CFDA #97.067).
17. Snow removal equipment services contracts with Glacier Snow Management, Turf Tamers, Industrial Builders and Master Construction for 2020-2021 winter (RFP20148).
18. Bid award for West Acres road repairs.
19. Settlement and Release Agreement with Black & Veatch regarding heating system issues in the membrane at the Water Treatment Plant.
20. Contract Amendment No. 2 with Houston Engineering in the amount of \$255,000.00 for Project No. FM-19-F0.
21. Contract Amendment No. 2 with Braun Intertec in the amount of \$105,852.00 for Project No. FM-19-H0.
22. Change Order No. 3 for a time extension to 10/9/20 for Project No. UR-20-A1.
23. Access Agreement with Park District of the City of Fargo (Project No. FM-19-F).
24. Access Agreement with Oak Grove Lutheran School (Project No. FM-19-F).
25. Private utility relocation payments to Consolidated Communications, Cass County Electric and Century Link for Project No. FM-16-A1.
26. Easement (Storm Sewer and Outfall) with Station 3700 Apartments, LLC.
27. Declaration of Easement (Amended) (Levee) in association with Project No. FM-16-A.
28. Encroachment Agreement with Northland Educators Federal Credit Union.
29. Variance Acknowledgement and Liability Waiver for property located at 3201 33rd Street South.
30. Contract and bond for Project No. SW20-01.
31. Bills.
32. Contract Amendment No. 2 with Stantec in the amount of \$7,515.00 for Improvement District No. TR-18-B0.

33. Change Order No. 11 to modify the contract language for full incentive for Improvement District No. BR-19-A1.
34. Change Order No. 1 for an increase of \$12,151.53 and a time extension to 10/26/20 for Improvement District No. BN-20-K1.
35. Private utility relocation payment to Xcel Energy in the amount of \$72,491.30 for Improvement District No. BN-21-A1.
36. Incentive/Disincentive option for a portion of 7th Avenue North from University Drive to Broadway (Improvement District No. BR-21-A1).

REGULAR AGENDA:

37. Red River Valley COVID-19 Task Force update.
38. Receive and file an Ordinance Relating to the Human Relations Commission.
39. ***Public Input Opportunity* - PUBLIC HEARINGS - 5:15 pm:**
 - a. CONTINUE to 11/2/20 – Petition filed for exclusion of property located at 5218 68th Street South in part of Government Lot 4 of Section 5, Township 138 North, Range 49 West, of the Fifth Principal Meridian, Cass County, North Dakota.
 - b. Annexation of property located at 7269 25th Street South in the North Half of the South Half of the Southeast Quarter of Section 11, Township 138 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota.
 1. First reading of annexation Ordinance.
 - c. Special Assessment List for Business Improvement District (BID) fees; continued from the 10/5/20 Regular Meeting.
40. Recommendation from the Finance Committee on Improvement District No. BN-19-A.
41. Recommendation to extend the Resolution Extending the Moratorium Pertaining to the Retail Sale of Alcoholic Beverages to January 11, 2021.
42. Recommendation for approval of the 76th Avenue South Corridor Study; tabled from the 9/21/20 and 10/5/20 Regular Meetings.
43. Resolution of Support MATBUS Transit Authority Study.
44. Discussion on hourly parking rate options for ROCO and Mercantile parking ramps.
45. Applications for property tax exemptions for improvements made to buildings:
 - a. Keith and Wanda Fischer, 3019 Bohnet Boulevard North (3 year).
 - b. Alice Dosland Life Estate, 3014 9th Street North (5 year).
 - c. Karla Wohlers, 3013 Edgewood Drive North (5 year).
 - d. Mary Steussy, 301 20th Avenue North (5 year).
46. Commissioner Strand would like to discuss the recently approved Snow Emergency Declaration Ordinance that goes into effect 11/1/20.
47. Appointments to the Historic Preservation Commission.

48. **RESIDENT COMMENTS: Suspended until further notice due to the City of Fargo COVID-19 operational status (Orange-High Risk).**

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.