

FARGO CITY COMMISSION AGENDA
Tuesday, September 8, 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, August 24, 2020).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. Receive and file an Ordinance Relating to Central Business District.
- 2. 2nd reading and final adoption of an Ordinance Rezoning Certain Parcels of Land Lying in Northern Sheyenne Land Third Addition; 1st reading, 8/24/20.
- 3. Consent to Assignment with Tyler Technologies, Inc. and Bill of Sale with Red River Regional Dispatch Center.
- 4. Bid award for conducting a Professional Fundraising Assessment for the proposed Performance Center (RFP20065).
- 5. Amendment to Lease Agreement with the Downtown Community Partnership.
- 6. Request for Offers to Purchase City-Owned Property at 501 Main Avenue.
- 7. Applications for Games of Chance for the New Life Center for a raffle on 10/13/20.
- 8. Change Order No. 2 for an increase of \$51,362.90 and time extension to the substantial and final completion dates for Project No. UR-20-A1.
- 9. Declaration of Public Utility Easement.
- 10. Bid award for Project No. FM-16-A1.
- 11. Development and Assessment Agreement – North Industrial Addition with Ryan Fargo, LLC (Project No. VF-20-A).
- 12. Amendment (sixth) to Developer and Road Use Agreement with Block 9 Partners, LLC.
- 13. Seventh Amended Lease Agreement with North Dakota State University and the Fargo Dome Authority.
- 14. Direct the City Attorney to Amend Ordinance 13-0901.
- 15. Leave of absence request for Isabella Cody.

16. Fargo Park District Foundation Matching Grant Program Agreement with Fargo Public Library.
17. Amend the existing agreement with United Way and the Afro American Development Association (on behalf of ESHARA Partners) to increase funding by \$170,340.00 and to extend the Agreement through 12/31/20.
18. Accept the CDBG-CV allocation from HUD.
19. Resolution Approving Plat of Aldi First Addition.
20. Establishment of new hourly parking rates for Roberts Commons and Mercantile Garage, as presented.
21. Limitation of the "welcome" citations to one per vehicle and change citation verbiage to strengthen collection efforts.
22. Fargo Cass Public Health and the Harms Reduction Program to implement quarantine and isolation support to individuals in response to COVID-19, to include the temporary use of the former Police Station building for an engagement center to coordinate services.
23. Acceptance of the ND Department of Transportation Grant Funding for Seat-belt, Impaired Driving, Distracted Driving Enforcement and Education Activities and Under-age Drinking Enforcement (CFDA#20.616 and 20.600).
24. Resolution Designating the Official Snow Emergency Routes.
25. Bid award for Project No. SW20-01.
26. Solicitation of bids for the replacement and upgrade of lighting at the Metro Transit Garage.
27. ND Department of Transportation State Aid for Public Transit Agreement, Section 5310 Transit Grant Agreement for Capital Assistance Program and Section 5339 Transit Grant Agreement for Federal Transit Capital Investment.
28. Sole Source Procurement with Consolidated Water Solutions (Hydranautics) in the amount of \$161,019.78 for the reverse osmosis membranes (SSP20139).
29. Contract and bond for Project No. WA2004.
30. Bills.
31. Purchase Agreement with Back Forty LLP for permanent street right-of-way (Improvement District No. BN-21-A1).
32. Selection of Alternative D with Option 1 for the design of North University Drive (Improvement District No. BN-20-A1).
33. Exchange and LOMR Payment Agreement with Sitka Investments, LLC (Improvement District No. FM-20-C).
34. Request for infrastructure contingent upon the execution of the Special Assessment Security Agreement and Letter of Credit and to direct Engineering to begin the design (Improvement District No. BN-20-L1).

- 35. Create Improvement District No. BN-20-L.
- 36. Contract and bond for Improvement District No. AN-20-A1.

REGULAR AGENDA:

- 37. Recommendation for appointment of the Police Chief.
- 38. Construction Update.
- 39. ***Public Input Opportunity* - PUBLIC HEARINGS - 5:15 pm:**
 - a. WITHDRAWN – Application filed by AdShark Ventures, LLC for a property tax exemption for a project located at 5601 34th Avenue South, which the applicant will use in the operation of their operation of ecommerce services, utilizing online user-data, internet based platforms, website development and conversion rate optimization to drive sales and new customer growth; continued from the 8/24/20 Regular Meeting.
 - b. Application filed by Beyond Shelter, Inc. for a Payment in Lieu of Tax Exemption (PILOT) for a project located at 708 4th Avenue North, which the applicant will use in the operation of a 42-unit affordable rental housing for seniors.
 - c. RTFMA Addition (1326 16 1/2 Street South); approval recommended by the Planning Commission on 5/5/20:
 - 1. Zoning Change from SR-3, Single-Dwelling Residential to SR-5, Single-Dwelling Residential.
 - 2. 1st reading of rezoning Ordinance.
 - 3. Plat of RTFMA Addition.
 - d. MBA Investments Addition (1717 1st Avenue North; 112 and 202 16th Street North); approval recommended by the Planning Commission on 8/6/19:
 - 1. Zoning Change from GC, General Commercial to LI, Limited Industrial.
 - 2. 1st reading of rezoning Ordinance.
 - 3. Plat of MBA Investments Addition.
 - e. Public comment on the 2021 preliminary budget and recommended tax levies.
- 40. Resolution (Fargo-Moorhead Community Theatre-Island Park) approving the reconstruction and possible expansion of the Fargo-Moorhead Community Theatre.
- 41. Discussion on Clean-Up Week Activities:
 - a. Sole Source Procurement with Industrial Builders for assistance with Clean-Up Week Activities (SSP20141).
- 42. Commissioner Strand would like to discuss aerial spraying.
- 43. Appointments to the Human Relations Commission.
- 44. Recommendation to extend the Resolution Moratorium to Issue No More than Five Permits for Outdoor Sound Amplifying Equipment Use.
- 45. Applications for property tax exemptions for improvements made to buildings:
 - a. Zackary and Natalie Kollman, 3037 20th Street South (3 year).
 - b. Thomas and Keri Desutter, 2220 25th Avenue South (5 year).

46. RESIDENT COMMENTS (each Fargo resident will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments).

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.