# FARGO CITY COMMISSION AGENDA Monday, May 13, 2024 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at <a href="https://www.FargoND.gov/Streaming">www.FargoND.gov/Streaming</a>. 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 <a href="https://www.FargoND.gov/CityCommission">www.FargoND.gov/CityCommission</a>.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, April 29, 2024).

# **CONSENT AGENDA - APPROVE THE FOLLOWING:**

- 1. Grant Agreement with the ND Department of Corrections and Rehabilitation and its Division of Juvenile Services, the ND Association of Counties, City and County jurisdictions as listed and Youthworks for 2024.
- Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Amending Section 4-0101.1 of Article 4-01 of Chapter 4 of the Fargo Municipal Code Relating to the General Provisions Governing City Officials and Employees.
- 3. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Amending Section 5-0406(1) of Article 5-04 of Chapter 5 of the Fargo Municipal Code Relating to the Fargo Police Advisory and Oversight Board.
- 1st reading of an Ordinance Amending Section 4-0402 of Article 4-04 of Chapter 4 of the Fargo Municipal Code Relating to Authorizing the City Commission to Approve Program of Interfund Loans.
- 1st reading of an Ordinance Amending Section 25-1504.1 of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages.
- 2nd reading and final adoption of an Ordinance Rezoning Certain Parcels of Land Lying in Erskine's Addition to the City of Fargo, Cass County, North Dakota; 1st reading, 4/29/24.
- 7. Applications for Games of Chance:
  - a. Hudson Longtin Benefit for a raffle board on 6/26/24; Public Spirited Resolution.
  - b. Red River VW Club for a raffle on 7/27/24.
- Contract and bond for Project No. SR-24-B1.
- 9. Memorandum of Understanding with the City of West Fargo and the City of Moorhead for the procurement of an Engineering Consultant to complete a grant application for a Regional Transportation Management Center.
- 10. Contract Amendment No. 1 with Houston Engineering, Inc. in the amount of \$19,414.00 for Project No. QR-23-A0.

- 11. Purchase Agreement with the Union of Sisters of the Presentation of the Blessed Virgin Mary United States Province for property located at 3000 11th Street South (Project No. NR-25-B1).
- 12. Agreement Early Building Permit with Valor Contracting, LLC for 3601 46th Avenue North (Improvement District No. BN-23-J1).
- Preliminary Engineering Reimbursement Agreement with the North Dakota Department of Transportation (Improvement District No. BN-27-A1).
- 14. Change Order No. 1 in the amount of \$4,675.00 and the Interim Duration Modifications as presented for Improvement District No. BR-24-A1.
- 15. Change Order No. 4 in the amount of \$15,335.00 for Improvement District No. BR-23-E1.
- 16. Memorandum of Offer to Landowner for Easement (Temporary Construction Easement) with Riley, Inc. (Improvement District No. BR-24-F1).
- 17. Easement (Temporary Construction Easement) with Amy R. Matejcek (Improvement District No. AN-24-B1).
- 18. Bid award to Dakota Underground Company, Inc. in the amount of \$10,156,047.56 for Improvement District No. BN-23-F1.
- 19. Bid award to Master Construction Company, Inc. in the amount of \$484,271.05 for Improvement District No. BR-24-G1.
- 20. Bid awards for Improvement District No. NR-23-C1:
  - a. General construction contract to Meyer Contracting, Inc. in the amount of \$523,902.20.
  - b. Electrical construction contract to Sun Electric, Inc. in the amount of \$405,000.00.
- 21. Bid award to FM Asphalt LLC in the amount of \$1,568,148.00 for Improvement District No. PN-24-A1.
- 22. Bid award to Northern Improvement Company in the amount of \$1,589,990.40 for Improvement District No. PR-24-H1.
- 23. Contract and bond for Improvement District No. PR-24-G1.
- 24. Items from the FAHR Staff meeting:
  - a. Receive and File Sales Tax Update.
  - b. Budget Adjustment using Landfill Capital Improvement funds in the amount of \$200,000.00 for the purchase of front-load containers for Route 535.
  - c. Budget Adjustment in the amount of \$60,000.00 for fiber installation at Fire Station No. 8.
  - d. Budget adjustment in the amount of \$159,300.00 for the purchase of a portable basketball floor at the FARGODOME (RFP24167).
  - e. Promotion of three Firefighters to Captains in 2024, to coincide with the opening of Fire Station No. 8.
- 25. Purchase of Service Agreement with Northern Cass Public School District

- 26. Purchase of Service Agreement with Central Cass Public School District.
- 27. Resolution Approving Plat of Buchholz Addition.
- 28. Resolution Approving Plat of South Ridge Second Addition.
- 29. Agreement for Emergency Veterinary Services with Red River Animal Emergency Clinic, LLC d/b/a Red River Animal Emergency Hospital and Referral Center.
- 30. Assignment and Assumption of Mosquito Spraying Agreement with Airborne Vector Control, LLC to Vector Disease Control International, LLC (RFP23049).
- 31. Authorization Application for Vector Disease Control International, LLC to provide aerial mosquito spraying.
- 32. Extension of FMLA leave for LeRoy Curry.
- 33. Contract Amendment with the NDDOT to provide funding for transit capital funds under the regulations of Section 5339, Bus and Bus Facilities Formula Program Grant (Contract #38231161).
- 34. Contract and bond for Project No. WW1707.
- 35. Purchase from Merrick Industries, Inc. in the amount of \$176,698.00 for Project No. WA2451 (EX24207).
- 36. Bills.

### **REGULAR AGENDA:**

37. Recommendation to approve the First Amendment to the Developer Agreement with Grove Enclave, LLC for a one-year extension.

# \*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:

- 38. **PUBLIC HEARING** Section 5307 Federal Transportation Administration Grant Preliminary Program of Projects for 2024.
- 39. **PUBLIC HEARING** Permanent Route and Service Changes for MATBUS.
- 40. Recommendation to declare protests insufficient for Improvement District No. BN-23-G.
- 41. Recommendation for appointment to the Economic Development Incentives Committee.
- 42. Applications for Property Tax Exemptions for Improvements Made to Buildings:
  - a. Dream Homes LLC, 312 10th Avenue North (5 years).
  - b. David and Pamela Olson, 1233 9th Street North (5 years).
  - c. Rommesmo Family LLP, 4438 Carrie Rose Lane South (5 years).
  - d. Matthew and Katie Chaussee, 2314 18th Avenue South (5 years).
- 43. Liaison Commissioner Assignment Updates.
- 44. **RESIDENT COMMENTS** (Fargo residents or Fargo business owners will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments.

Residents or business owners who would like to address the Commission, whether virtually or in person, must sign-up at <a href="FargoND.gov/VirtualCommission">FargoND.gov/VirtualCommission</a>).

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 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 <a href="www.FargoND.gov/CityCommission">www.FargoND.gov/CityCommission</a>.





TO:

**Fargo City Commission** 

FROM:

Jim Gilmour, Director of Strategic Planning and Research

DATE:

May 7, 2024

SUBJECT: Grove Enclave LLC time extension

Grove Enclave LLC has requested a one-year time extension in the deadline to construct the minimum improvements for the redevelopment of the former Kmart property on South University Drive. The deadline to complete the project is December 31, 2024.

The minimum improvements included 20,000 square feet of retail space and two new standalone commercial buildings. The developer has constructed 30,000 square feet of commercial space, but work has not started on the stand-alone commercial buildings.

The developer indicated that construction will start within two months on a stand-alone building. Construction may start this fall on the second stand-alone commercial building.

The developer has kept me informed on the status of the project. It has been more difficult than expected to find tenants for the commercial spaces.

The City Attorney have prepared the amendment for your consideration.

The Economic Development Incentives Committee has reviewed the request and recommends approval.

#### Recommended Motion:

Approve a one-year extension in the deadline to complete the minimum improvements in the agreement with Grove Enclave LLC.

### FIRST AMENDMENT TO

#### **DEVELOPER AGREEMENT**

# [CITY OF FARGO and GROVE ENCLAVE, LLC]

THIS AMENDMENT TO DEVELOPER AGREEMENT, is dated as of the 14th day of May, 2024; is entered into by and between the City of Fargo, a North Dakota municipal corporation ("City"), and Grove Enclave, LLC, a North Dakota Limited Liability Company ("Developer"); and provides as follows:

# **RECITALS**:

**WHEREAS,** Developer and City have entered into a Developer Agreement dated as of June 27, 2022 [hereinafter the "Developer Agreement"] pertaining to a project commonly known as the Kmart Plaza Redevelopment Project or the "Project";

**WHEREAS**, the Developer Agreement contained a deadline for completion of the Improvements, at Section 3.1, thereof; and,

**WHEREAS**, the parties wish to extend said deadline and to amend the Developer Agreement, accordingly;

**NOW, THEREFORE,** in consideration of the foregoing Recitals, which are hereby incorporated into this First Amendment to Developer Agreement, and the mutual promises, undertakings and covenants hereinafter set forth, and intending to be legally bound hereby, the City and Developer covenant and agree as follows:

- I. As provided in Section 3.1 of the Developer Agreement, subject to Unavoidable Delays as provided in Section 4.2 of the Developer Agreement, the date by which the Developer is to have substantially completed the Improvements is extended by a period of one year-from December 31, 2024 to December 31, 2025.
- II. In all other respects the Developer Agreement shall remain in full force and effect.
- III. Effective Date. This amendment shall be effective as of May 14, 2024.

**IN WITNESS WHEREOF**, the Parties have executed this Amendment to Developer Agreement as of the date stated in the first paragraph of this Agreement.

[Execution pages to follow]

IN WITNESS WHEREOF, the City and Developer have caused this First Amendment to Developer Agreement to be executed by their duly authorized representatives.

CITY OF FARGO,

a North Dakota municipal corporation

		a North Dakota municipal corporation
(SEAL)		By Timothy Mahoney, M.D., its Mayor
		ATTEST:
		BySteven Sprague, City Auditor
STATE OF NORTH DAKOTA	)	
COUNTY OF CASS	)ss. )	
The foregoing instrument was 2024, by Timothy Mahoney, M.D. a respectively, of the City of Fargo or	and Ste	nowledged before me this day of ven Sprague, the Mayor and City Auditor, f of said City.
This document drafted by:		Notary Public
Erik R. Johnson		
Assistant City Attorney		
608 24 <sup>th</sup> Ave S		
Fargo, ND 58103		
(701) 371-6850		

ejohnson@lawfargo.com

**GROVE ENCLAVE, LLC** 

By: Syndica, LLP

Its: Manager

Austin Morris, General Partner

STATE OF NORTH DAKOTA )
COUNTY OF CASS )

The foregoing instrument was acknowledged before me this 30th day of April 2024, by Austin Morris, the General Partner of Syndica, LLP, a North Dakota limited liability partnership, the Manager of GROVE ENCLAVE, LLC, a North Dakota limited liability company.

JESSICA L'HEUREUX
Notary Public
State of North Dakota
My Commission Expires Aug. 1, 2026

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#### NOTICE OF PUBLIC HEARING

Notice is hereby given that the Fargo City Commission will hold a public hearing on May 13, 2024 at 5:15 pm in the City Commission chambers for the purpose of considering the City's Section 5307 Federal Transportation Administration grant preliminary program of projects for 2024. Unless amended, the proposed POP and projects contained in this advertisement will become the final POP. People with disabilities who need special accommodations (alternative format, interpreter/signer) should contact Julie Harris in the Transit Department at 701-241-8140 or by email: jharris@matbus.com. A Final Program of Projects will be available to the public at the Transit Department, 650 23rd Street N, Fargo, ND 58102.

A. The program is below:

CITY OF FARGO, NORTH DAKOTA METROPOLITAN AREA TRANSIT 2024 PROGRAM OF PROJECTS AND BUDGETS

URBANIZED AREA: Fargo, ND - Moorhead, MN DESIGNATED RECIPIENT: City of Fargo, North Dakota APPLICANT: City of Fargo, North Dakota

FEDERAL APPORTIONMENT FOR FY2024 CARRYOVER FUNDS FROM PREVIOUS YEARS FY2023 FUNDS AVAILABLE - NOT APPLIED FOR	\$ 2,965,773 \$0 \$0
TOTAL CARRYOVER FUNDS	\$0
TOTAL FEDERAL FUNDS AVAILABLE	\$2,965,773
TOTAL FEDERAL FUNDS REQUESTED FOR 2024 PROGRAM OF PROJECTS	\$2,965,773

PROGRAM OF PROJECTS DESCRIPTIONS	LOCAL SHARE	FEDERAL SHARE	PROJECT TOTALS
I. CAPITAL PROJECTS			
A. 20%/80% Funding			
Maintenance Cost Funded as Capital	221,731	886,923	1,108,654
2. 10% of ADA Costs Funded as Capital	59,568	297,842	357,410
II. PLANNING ASSISTANCE			
A. 20%/80% Funding			
1. Transil Planning	12,000	48,000	60,000
III. OPERATING ASSISTANCE			
A. Maximum Federal Funding			
<ol> <li>Eligible net operating expenses of the Fargo Transit System for the period of January 1, 2024 through December 31, 2024</li> </ol>			
(50% Federal Funding Level)	1,718,179	1,718,179	3,436,358
2, 1% Security	14,829	14,829	29,658
Section 5307 Program of Project Totals	\$2,026,307	\$2,965,773	\$4,992,080

No persons, families, or businesses will be displaced by this project.

#### C. ENVIRONMENT

This project will not have a significant environmental impact upon the transit services in the area identified above.

#### D. COMPREHENSIVE PLANNING

This preliminary program of projects is in conformance with comprehensive land use and transportation planning for the area and is consistent with the locally adopted programming of projects in the annual element of the Transportation Improvement Plan (TIP).

#### E. ELDERLY AND PERSONS WITH DISABILITIES

This project takes into consideration the special transportation needs of the elderly by providing elderly and paratransit services.

The City of Fargo will not provide any charter bus operations without first notifying all private operators in the area who claim to be willing and able to provide such service. If a private operator claims to be willing and able to provide such service. If a private operator claims to be willing and able to provide charter servicess, then the City must review the evidence to determine whether or not the private operator will physically be able to provide the charter service, and if the provider has the required legal authority and necessary safety certifications that are required. If it is found that there is at least one willing and able provider which meets all of the aforementioned legal requirements by law, the City is prohibited from using FTA funded vehicles and equipment for charter service.

#### G. SCHOOL BUS OPERATIONS

The City of Fargo will not be engaged in school bus operations exclusively for the transportation of students or school personnel.

#### H. PRIVATE ENTERPRISE

Private enterprise is considered in all potential procurement contracts and subcontracts necessary in the operation of the transit system.

Interested persons or agencies desiring an opportunity to be heard with respect to social, economical, and environmental aspects of the program of projects may be heard at a this public hearing.

A copy of the preliminary program of projects, the current Transportation Development Plan, the current Transportation Improvement Plan, and a draft copy of the proposed grant application is available for public inspection at the City Transit Office, 650 23rd Street N, Fargo, North Dakota-

Julie Bommelman

(Publish Date April 24 and May 1, 2025)





# **Metropolitan Area Transit**

650 23rd Street N Fargo, ND 58102 Phone: 701-241-8140 Fax: 701-241-8558

May 13, 2024

Board of City Commissioners City Hall – 225 N 4<sup>th</sup> Fargo, ND 58102

Dear Commissioners:

The Federal Transit Administration (FTA) made available to the City of Fargo \$2,965,773 to be used for the transit system. Grant allocations were published in the federal register and there is a 26% decrease over last year. The City of Fargo is required to hold a public hearing prior to submitting and executing an application. The attached Program of Projects was developed by the Transit Division to be submitted and executed with the application for the funds.

**RECOMMENDED MOTION**: Approve the attached 2024 Program of Projects and submit/execute the grant.

Sincerely,

Julie Bommelman
Transit Director
City of Fargo

Attachment

For Schedule Information: 701-232-7500

# NOTICE OF PUBLIC HEARING CITY OF FARGO PERMANENT ROUTE AND SERVICE CHANGES



The City of Fargo in coordination with the City of Moorhead is considering service changes to operating hours and routes, generally described below, to become effective July 1, 2024. From 2021 to 2024, MATBUS has enacted various temporary reductions in service to provide consistent, and reliable service levels in the face of a long-term driver shortage. In addition, MATBUS has seen a decrease in ridership post COVID-19, dropping from 1.8 million rides in 2019 to 1.2 million rides in 2023. MATBUS is proposing to make a portion of the previously enacted temporary service changes permanent. This service change will allow for MATBUS to provide levels of service based on current ridership demands while addressing long-term driver shortages and a decrease in federal funding due to new allocation formulas applied to the Fargo-Moorhead urbanized area.

Changes to Service Hours: The proposed change would permanently reduce MATBUS fixed route and paratransit service hours to 6:15am-10:15pm, Monday through Friday and 7:15am-8:15pm on Saturdays. Previously, MATBUS would operate 6:15am-11:15pm, Monday through Friday and 7:15am-11:15pm on Saturdays.

**Changes to Route 13:** The proposed change would reduce Route 13 from 30-minute service to 60-minute service on Saturdays only.

**Changes to Route 15:** The proposed change would reduce Route 15 from 15-minute service to 30-minute service from 6:15am to 9:45am.

Changes to Route 32W: The proposed change would eliminate Route 32W.

Changes to Route 33: The proposed change would reduce Route 33 from 10-minute service with 7-minute service during peak ridership times to 10-minute service all day.

**Changes to Route 36:** The proposed change would eliminate Route 36. Currently, Route 13 services the same area as Route 36.

*Informational Display:* An informational display on the proposed route and service changes, as well as comment cards, will be in the lobby of the Ground Transportation Center from April 22<sup>nd</sup> through May 8<sup>th</sup>. Staff will be at the Ground Transportation Center to answer questions on May 6, 2024, from 4:00pm to 6:00pm. Written comments may be turned into the customer care center window and will be considered by staff prior to the final recommendation to the Fargo City Commission.

<u>Public Hearing Dates:</u> Notice is hereby given that public hearings will be held for the purpose of permanent route and service changes:

Fargo City Commission Monday, May 13, 2024 5:15 p.m. Fargo City Hall 225 4th Street North

# Fargo, ND 58102

At the hearing, interested persons will be afforded an opportunity to be heard with respect to the route reduction. In addition, written comments may be submitted in advance of the public hearing to:

Cole Swingen
Fargo Assistant Transit Director – Operations
502 NP Avenue North
Fargo, ND 58102
(701) 476-5989
For TDD Relay Service call 7-1-1
cswingen@matbus.com

Upon request, accommodations for people with disabilities, language barriers, or other needs to allow participation in meetings will be provided. To arrange assistance, call at least 48 hours before the meeting to give staff adequate time to make arrangements. For the Fargo City Commission call 701-241-1310 or 7-1-1 (TDD/TTY).

Publish in *The Forum*North Dakota Legals
Wednesday April 24 and Wednesday May 1
Send 4 Affidavits of Publication



# Metropolitan Area Transit

650 23rd Street N Fargo, ND 58102 Phone: 701-241-8140 Fax: 701-241-8558

May 9, 2024

Board of City Commissioners City Hall – 225 4<sup>th</sup> St N Fargo, ND 58102

#### Dear Commissioners:

The Cities of Fargo and Moorhead are considering service changes to operating hours and routes, generally described below, to become effective July 1, 2024, with extended Saturday service hours to begin on August 26, 2024.

From 2021 to 2024, MATBUS has enacted various temporary reductions in service to provide consistent, and reliable service levels in the face of a long-term driver shortage. In addition, MATBUS has seen a decrease in ridership post COVID-19, dropping from 1.8 million rides in 2019 to 1.2 million rides in 2023. MATBUS is proposing to make a portion of the previously enacted temporary service changes permanent. This service change will allow for MATBUS to provide levels of service based on current ridership demands while addressing long-term driver shortages and a decrease in federal funding due to new allocation formulas applied to the Fargo-Moorhead urbanized area.

Notices of the proposed changes, informational meetings and public hearings were published in The Forum and provided to passengers by posting notices at the Ground Transportation Center (GTC), posting on the MATBUS website, digital display board at the GTC and social media. An informational meeting or open house was held on May 6, 2024, from 4-6 p.m. at the GTC to gather public comments and input. Ridership data was displayed at the GTC, and comment sheets were available. As of May 7, comments were received from 17 people. After receiving public input on the proposed route/service changes, an adjustment was made to the notice. Previously, Saturday service hours were proposed to permanently end at 8:15pm. This was updated to propose that Saturday service will end at 10:15pm instead. This service hour change would take place on August 26, 2024. The public hearing notice, posters and detailed comments received are attached.

#### Proposed Changes:

Changes to Service Hours: The proposed change would permanently reduce MATBUS fixed route and MAT paratransit service hours to 6:15am-10:15pm, Monday through Friday and 7:15am-10:15pm on Saturdays. Currently Saturday service operates until 8:15pm. This will be extended to the proposed end time of 10:15pm, starting on August 26, 2024. Previously, MATBUS would operate 6:15am-11:15pm, Monday through Friday and 7:15am-11:15pm on Saturdays.

Changes to Route 13: The proposed change would reduce Route 13 from 30-minute service to 60-minute service on Saturdays only.

For Schedule Information: 701-232-7500



Changes to Route 15: The proposed change would reduce Route 15 from 15-minute service to 30-minute service from 6:15am to 9:45am.

Changes to Route 32W: The proposed change would eliminate Route 32W.

**Changes to Route 33:** The proposed change would reduce Route 33 from 10-minute service with 7-minute service during peak ridership times to 10-minute service all day.

**Changes to Route 36:** The proposed change would eliminate Route 36. Currently, Route 13 services the same area as Route 36.

The requested motion is to approve all proposed route changes for the City of Fargo Transit Department effective July 1, 2024 with extended Saturday service hours to begin on August 26, 2024.

Thank you.

Cole Swingen

Assistant Transit Director - Operations

City of Fargo

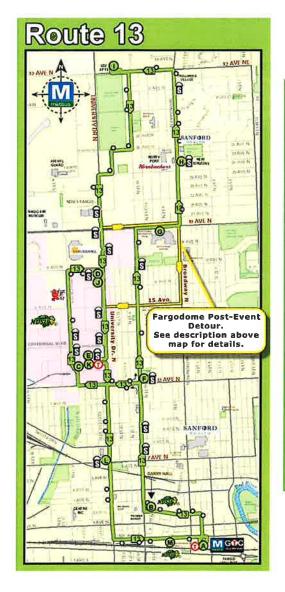
Attachments

Total by Route	11:00pm - 11:29pm	10:30рт - 10:59рт	10:00рт - 10:29рт	9:30pm - 9:59pm	9:00pm - 9 29pm	8 30pm - 8:59pm	8:00pm - 8 29pm	7.30pm - 7:59pm	7:00pm - 7:29pm	6:30pm - 6:59pm	6:00pm - 6:29pm	5:30pm - 5:59pm	5:00pm - 5:29pm	4:30pm - 4:59pm	4:00pm - 4:29pm	3:30pm - 3:59pm	3:00pm + 3:29pm	2:30pm - 2:59pm	2:00pm - 2:29pm	1:30pm - 1:59pm	1:00pm - 1:29pm	12:30pm - 12:59pm	12:00pm - 12:29pm	11:30am - 11:59am	11:00am - 11:29am	10:30am - 10:59am	10:00am - 10:29am	9:30am + 9:59am	9:00am - 9:29am	8 30am - 8:59am	8:00am - 8:29am	7:30am • 7:59am	7:00am - 7:29am	6 30am - 6:59am	6:00am - 6 29am	2021 Ridership
55,757	51	505	893	1,024	1,262	1,490	572	1,425	2,143	1,595	1,873	1,905	2,159	2,119	2,467	2,215	2,269	2,614	2,311	1,712	1,965	1,869	1,177	1,836	2,201	1,678	1,487	1,816	1,687	1,511	1,396	1,347	1,379	1,018	486	Route 1
76,480	=	704	1,091	1,288	1,521	2,046	i	2,116	1,442	2,265	3,364	3,206	3,338	3,531	3,516	3,525	3,969	3,535	3,176	2,678	2,678		2,527	2,315	1,493	2,190	2,769	2,110	1,707	1,649	1,330	2 018	1,596	892	359	Route 2
54,100	63	425	730	826	Г		1,351	1,281	1,522	1,740		1,787	2,092	2,166	7,282	2,130	2,252	2,022	1,878	1,875	2,157		1,951	1,779	1,770	1,775		1,675	1,780	1,373	1,481	1,251	1,572	684	631	Route 3
117,613	40	220			1,972	2,036	Ì	2,516	3,099		3,022	3,455	5,353	4,469	4,731	5,193	5,032	5,115	5,255	5,151	5,485	5,295	4,953	Ī	Ĭ	4,087	2,596	7	4,795	2,898	2,754	2,634	2,376	1,630	976	Route 4
45,712	46	323		748	786	1,056	1,241	1,035	1,043	1,177		1,687	1,667	1,012	1,869	Г	1,960	1,669	1,637	1,737	1,762	1,754	1,716	1,611			1,606	1,378	1,354	1,342	1,236	946	1,143	719	593	Route 5
10,309										73	207	675	91	734	85	879	120	865	157	888	100	1,087	51	694	16	668	84	576	70	554	85	549	219	507	160	Route 6
3,693											20	58	289	74	309	126	986		334	101	363	34	378	21	OSE	7	206	7	206	9	154	12	168			Route 9
50,017	15	510	167	696	123	1656	246	527	824	1,349	1,369	1,269	1,278	Z,017	2,290	2,176	1,935	2,472	2 002	2,515	1,248	1,985	1,921	2,231	2,011	2,045	2,051	1,362	1,311	1,685	1,408	1,656	136	1,647	603	Route 11
69,844	15	289	869	116	1,349	1,279	2,056	1,227	1,534	1.034	1,963	2,309	2,561	2,700	2,659	2,975	2,827	2,542	2,643	2,588	2,261	2,665	2,326	2,059	3,075	2,412	2,216	2,319	2,394	1,588	2,435	2,205	2,009	2,098	612	Route 13
110,325		98	1,545	675	1,856	926	1,555	1,753	1,788	2,470	3,482	4,226	4,586	4,431	4,693	4,899	5,353	4,555	4,482	3,392	4,116	4,979	4,707	3,623	3,817	2,902	3,330	4,559	3,559	3,178	3,817	3,506	3,954	2,178	1,834	Route 14
251,275	21	1,212	2,545	3,112	4,307	3,726	4,993	3,853	5,506	7,126	7,011	8,556	10,160	10.504	11,327	11,232	11,070	£850	10.836	11,422	10,663	10,390	10,461	8,958	7,062	10,341	8,113	7,854	6,936	7,062	7,027	6,370	5,382	6,197	3,090	Route 15
21,867								31	329	667	537	796	703	877	942	1,155	22	561	086	1,108	1,075	1,117	895	902	986	752	942	774	635	785	m	752	366	908	470	Route 16
27,841		18	340	44	594	67	259	663	799	189	1,055	815	1,611	400	1,531	695	1,445	545	1,468	603	1,583	847	818	1,107	1,245	692	1,664	738	1,188	548	1,162	367	1,254	475	812	Route 17
30,348			22	167	268	872	330	929	380	984	523	1,284	764	1,402	749	1,435	925	1,569	771	1,574	882	1,165	1,392	1,698	555	1,504	743	354	1,162	1,578	607	1,222	480	1,029	354	Route 18
26,422						251	402	790	495	888	745	916	899	1,119	848	853	1,470	1,399	1 034	1,021	882	1,266	1,031	969	28	1,229	924	1,104	829	953	714	1,009	551	472	501	Route 20
17,832		19	219	825	283	429	327	392	459	486	308	588	167	629	823	671	807	824	553	780	634	345	510	546	438	650	607	757	541	697	564	647	799	369	215	Route 24
15,460										65	227	392	\$34	559	658	643	881	\$57	648	744	548	629	1,064	650	559	531	694	819	778	708	510	833	682	507		Route 13U
6,903												8	178	192	247	318	402	308	610	397	300	464	424	780	364	410	319	353	374	353	225	290				Route 31
																																				Route 32E 8
49,182 8												2,149	2.698	2,941	1,926	Ī	2,027	2,212	3	2,447		Į	2,766						32		2,236		114			3ZW Rou
83,218 1										234	800	1,080	1,783	1,/20	2.154	4,235	2,635	2,346	6,251	4,010	2,906		5,026	3,114		4,962	3,587	7,519	106'9	3,926	2,768	3,228	1,227	240		te 13U Route 31 Route 32E & 32W Route 33 Route 34
15,003														54	489	696	867	669	694	1,157	678	1,042	930	859	365	1,754	661	1,054	2,065	1,393	452	394				te 34 Lin
3,866					23	73	76	38	87	88	101	136	103	117	107	120	107	212	191	236	272	282	261	346	144	156	353	199	38							LinkFM Tota
1,143,067	263	4,323	9,694	11,144	15,385	16,398	18,214	18,576	21,855	25,647	30,051	37,424	43,014	44,583	46,762	49,899	49,593	45,972	49,763	48,136	44,763	50,413	46,825	42,437	41,018	43,946	39,034	49,632	41,015	37,482	33,533	33,359	28,044	19,168	11,702	Total by Time Period
	0.02%	0.38%	0.85%	0.97%	1.35%	1.43%	1.59%	1.63%	1 91%	2.24%	2.63%	3.27%	3.76%	3.90%	4,09%	4.37%	4,34%	4,02%	4.35%	4,21%	3,92%	4.41%	4,10%	3,71%	3,59%	3.84%	3,41%	3,82%	3,59%	3,28%	2,93%	2,92%	2,45%	1,68%	1,02%	Percentage of Ridership

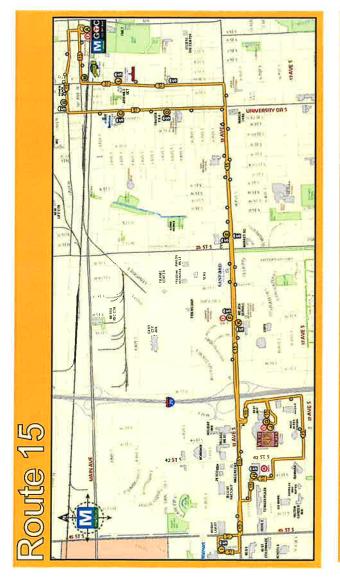
Total by Route	9:30pm - 9:59pm	9:00pm - 9:29pm	8:30pm - 8:59pm	8:00pm - 8 29pm	7:30pm - 7:59pm	7:00pm - 7:29pm	6:30pm - 6:59pm	6:00pm - 6:29pm	5:30pm - 5:59pm	5:00pm - 5:29pm	4:30pm - 4:59pm	4:00pm - 4:29pm	3/30pm - 3:59pm	3:00pm - 3:29pm	2:30pm - 2:59pm	2:00pm - 2:29pm	1 30pm - 1:59pm	1:00pm - 1:29pm	12:30рт - 12:59рт	12:00pm - 12:29pm	11:30am - 11:59am	11:00am - 11:29am	10:30am - 10:59an	10:00am - 10:29am	9:30am - 9:59am	9:00am - 9:29am	8:30am - 8:59am	8:00am - 8:29am	7:30am - 7:59am	7:00am - 7:29am	6:30am - 6:59am	6:00am - 6:29am	2022 Ridership
59,863	100	1,271	1,589	835	1,652	2,196	1,840	1,916	7,339	2,401	2 410	2,530	2,370	2,173	2,938	2,448	2,401	2,423	1,139	n 1,323	1,842	2/427	1,899	998°t	1,903	1,871	1.849	1,606	1,355	2,049	1,381	488	Route 1
79,804	125			1,970	2,189	1,671			3,078	Ī		3,760	3,681	3,967	Ī	Ĭ	Ĩ	3,765	2,931	2,640	2,559		2,147	Ĩ	Ī	2,280	1,874		Ī	1,783	1	454	Route 2
4 45,624	5 134		1 954		9 1,102	1 1,366		0 1,710	8 1,536	,		0 2,103	1,812	7 1,741		2	4 1,587		1,928				7 1,586	7 1,674	1,561	0 1,594	4 1,148	1,408		3 2,141	4 799		Route 3
4 103,004				19 2,124	Ī	6 7,892	Г	0 2,842		4,114		3 4,241	2 4,759	4,406	Ī	1 4,519	4,420	4,645	Ī			4,069		ı	3,382	Ĭ	8 3,182	8 2,930			9 1,320	ali.	Route 4
34 41,787	62 1	Ī				92 1,067		Į.	Ų						Į					0					1,281		0		Ü				Route 5
	127	52	596	15	963	167	1,226	230	Ī	1,534	Ī	1,713	1,637		Ī	Ī	11195	Ī			1,527			Ì			1,332				714 6		5 Route 6
8,433 3,							73	169	959	75	626	103	751		742	103	613		591		546		500	88	448	105	207	125	546		679	-	6 Route 9
3,962 41		ı						15	32 1	361		440 1	107			287 1				351 1		198				Ĭ	21 1		113 2		2		e 9 Route 11
41,085 6	24	257	180		186		1,395	710	1,331	954	1	1,421	1,772			1,010		I	2,090			962		M	1,823		1,662		Ī		2,158	259	
65,746	45	845	1,066	2,089	1,524	1,379	1,672	1,552	2,721	Ţ	2,732	2,612	Ī	2,559		2,954	2,451	2,444			1,922	2,511	Ī	ű			2,502	2,817		2,131	1,128	136	Route 13 Rou
91,308	36	761	824	1,813	2,981	2,724	1,936	3,414	2,930	4,042	3,216	4,744	3,480	4,844	3,316	4,823	Г		3,886	4,020	2,514	3,462	2,256	2,710	3,148	3,428	2,495	3,884	2,364	3,476	1,628	2,118	Route 14 Ro
219,958	149	2,702	3,584	4,926	5,734	5,686	5,934	6,239	7,738	8,603	9,529	9,867	10,145	9,499	7,699	9,845	9,192	10,054	8,763	9,174	8,388	6,389	8,171	8,491	7,073	6,685	5,635	6,729	5,527	5,085	3,061	3,152	Route 15 Ro
28,643					126	499	797	713	1,337	958	1,432	1,352	1,610	1,052	1,090	988	1,797	1,458	1,500	1,010	1,025	688	1,130	924	1,143	539	873	817	1,589	877	726	557	Route 16 R
31,602	38	621	198	423	765	675	541	1,185	806	1,352	598	1,376	1,317	1,758	594	1,509	842	1,524	980	1,003	1,417	1,440	674	1,426	910	1,381	1,166	1,453	703	1,472	561	844	Route 17
39,829	249	998	506	851	s	687	1,161	913	1,413	1,085	1,628	1,485	1,592	1,225	2,255	1,123	1,819	1,231	1,339	1,747	1,503	1,367	1,862	1.093	1,617	1,251	1,749	904	2,165	934	1,672	400	Houte 18
25,446			311	387	568	555	760	714	903	1,022	1,017	831	835	1,620	1,326	902	1,071	897	1,311	790	889	873	1,017	872	960	844	959	498	889	583	623	519	Route 20
17,537	10	36	242	582	478	551	506	364	531	176	624	840	733	至	892	654	915	5,00	516	517	703	404	755	676	578	528	657	874	656	515	517	81	Route 24
24,172							72	541	534	909	566	1,093	817	1,203	m	1,225	1,019	878	909	1,499	1,169	1,119	884	1,168	1,113	1,220	1,131	1,118	2,005	567	516		Route 130
13,064									164	254	408	491	520	959	178	537	760	677	721	657	438	490	856	606	826	681	697	446	1,681				Houte 31
																																	Route 13U Houte 31 Houte 32E & 32W
81,653									3,726	5,349	5,977	3,632	3,243	4,020	3,549	3,012	4,501	3,370	3,969	4,532	3,820	2,950	4.480	2,825	3,707	4 878	4,477	2,806	1,575	1,755			MZET
115,938						104	970	1,674	1,762	3,085	2,861	2,430	4,652	3,876	2,754	7.978	5,151	3,642	9.842	5,245	4,120	9,854	7,699	3,665	9,892	7,377	6,169	4,063	4,407	1,352	354		Route 33
25,893			_	Ē							99	969	1,023	1,509	1,164	1,033	2,063	1,074	1,564	1,734	1,581	866	2,957	941	2,222	1,766	2,063	829	436				Route 34
2,241			16	53	6	49	31	62	57	51	66	63	88	108	19	111	180	150	166	186	159	107	107	142	125	41						ŭ	LIKEM
																																	Total by Ti
1,166,592	1,099	11,061	15,047	18,366	20,211	22,108	25,715	29,445	37,612	43,776	47,240	48,096	49,813	50,551	45,974	51,668	49,919	46,151	53,990	48,553	44,155	45,252	48,650	40,477	48,326	45,955	42,848	37,665	37,119	29,744	18,901	11,111	Total by Time Period
	0.09	0,95	1,29	1.57	1,73	1.90	2.20	2,52	3,22	3.75	4,05	4,12	4.27	4,33	3.94	4.43	4,28	3,96	4,63	4,16	3,78	3.88	4,17	3.47	4 14	3.94	3,67	3 23	3.18	2,55	1.62	0.959	itage of R

Total by Route	10:00pm - 10:29pm	9:30pm - 9:59pm	9:00pm - 9:29pm	8:30pm - 8:59pm	8:00pm - 8:29pm	7:30pm - 7:59pm	7:00pm - 7:29pm	6:30pm - 6:59pm	6:00pm - 6:29pm	5:30pm - 5:59pm	5:00pm - 5:29pm	4:30pm - 4:59pm	4:00pm - 4:29pm	3:30pm - 3:59pm	3:00pm - 3:29pm	2:30pm - 2:59pm	2:00pm - 2:29pm	1:30pm - 1:59pm	1:00pm - 1:29pm	12:30pm - 12:59pm	12:00pm - 12:29pm	11:30am - 11:59am	11:00am - 11:29am	10:30am - 10:59am	10:00am - 10:29am	9:30am - 9:59am	9:00am - 9:29am	8:30am - 8:59am	8:00am - 8:29am	7:30am - 7:59am	7:00am - 7:29am	6:30am - 6:59am	6:00am - 6:29am		
71,407	34	690	1,455	1,634	1,715	1,981	1,390	1,755	3,004	2,911	2,851	3,383	3,340	3,676	2,823	2,985	2,765	2,774	2,640	2,379	1,491	2,154	2,643	2,081	2,308	1,883	2,005	1,747	7,157	1,792	2,580	1,541	840	Route 1	
78,230	43	682	1,574	1,915	1,915	2,002	2,310	2,376	1,920	2,717	3,962	3,929	3,382	3,429	3,741	3,574	3,325	3,536	7,893	3,042	2,506	2,403	1,713	2,347	3,281	2,188	2,354	1,862	1,559	1,709	2,255	911	545	Route 2	
51,113	36	434	805	861	1,211	1,094	1,333	1,516	1,750	1,775	1,737	2,010	1,744	1,540	1,796	2,255	2 175	1,897	2,007	2,241	1,818	1,622	1,755	1,872	1,815	1,662	1,724	1,487	1,580	1,631	2,037	980	893	Route 3	
111,835	26	616	1,530	1.843	2,266	2,357	2,665	3,101	3,843	3,633	3,245	4,133	6,059	4,494	4,607	4,692	4,469	4,512	4,756	4,811	4,547	4,524	4,640	4,300	3,150	3,420	4,512	2,884	2,860	3,199	2,999	1,663	1,379	Route 4	
47,322	30	360	733	865	909	947	1,015	1,277	1,377	1,454	1,963	1,746	7,053	1,909	1,924	1,558	1,649	1,313	1,786	2,252	2,140	1,716	1,925	1,645	1,952	1,737	1,595	1,586	1,567	1,269	1,536	734	788	Route 5	
9,091						3	5	63	196	165	82	718	12	682	78	686	93	664	87	839	38	655	41	623	54	581	49	699	68	615	129	626	20	Route 6	
5,852									61	100	509	194	480	152	529	167	403	186	413	87	504	34	783	42	272	31	249	35	272	209	645			Route 9	
35,318	18	378	374	881	298	997	296	1,081	450	1,218	1,050	1,766	1,685	1,768	1,282	1,696	\$88	2,173	848	1,799	663	1,816	770	1,628	581	2,227	698	1,643	498	1,863	661	1,624		Route 11	
73,344	19	391	832	882	1,292	1,350	1,713	1,224	2,277	2,122	2,522	2,790	3,252	3,053	2,911	2,912	3,571	2,300	2,214	3,751	2,724	2,925	3,197	2,579	2,711	2,767	2,962	3,105	2,656	2,654	1,782	1,297	607	Route 11 Route 13 Route 14 Route 15	
87,633	2	111	1,289	1,007	2,248	1,044	2,356	1,429	3,118	2,372	3,843	2,708	4,276	2,861	3,713	3,676	4,857	2,367	4,117	2,476	3,046	3,456	3,561	2,018	4,288	2,012	3,640	2,212	4,323	2,555	3,673	1,189	1,790	Route 14	
222,626	10	607	2,876	2,989	4,255	4,105	5,499	5,302	6,759	7,672	9,442	9,496	10,807	9,766	10,495	9,744	9,414	6,999	10,826	8,096	9,087	8,164	7,592	7,478	9,654	6,349	7,143	6,602	7,914	5,973	5,707	3,170		ŧ	
26,286	è		è			490	473	609	675	930	662	1,016	1,462	1,249	896	1,017	1,021	1,347	939	1,088	1,299	983	1,024	1,056	780	896	762	636	797	1,503	1,224	788	514	Route 16	20
32,254		31	633	192	754	340	984	289	1,207	659	1,619	554	1,516	945	2,223	634	1,499	907	1,836	954	1,851	\$30	1,475	619	1,550	774	1,233	1,115	2,045	593	1,287	729	677	Route 17	23 Ri
42,636	4	92	536	1,106	534	1273	566	1.266	862	1,404	1,202	2,054	1,660	1.695	1,139	2,286	552	2,084	913	1,303	1,593	3,478	1,458	2,188	990	2,252	970	2,042	948	2,290	1,032	2,149	415	Route 16 Route 17 Route 18 Route 20	2023 Riderhsip
27,584	1000	10	126	426	443	680	485	702	700	890	952	1,268	943	1,015	1,311	1,731	1,021	1,209	1,036	1,294	925	1272	852	1,542	721	1,156	762	1,108	645	916	327	729			ਰ
20,834	1	39	121	371	397	519	537	635	729	777	942	722	668	1,050	1,262	892	930	935	491	718	648	738	569	727	598	615	642	869	1,357	921	444	424		Route 24	
11,191								15	239	312	400	331	498	408	454	356	457	497	441	452	691	534	405	446	550	576	916	527	479	704	373	230		Route 36	
13,603										284	511	514	430	472	625	\$15	489	927	628	831	1,046	899	633	994	616	653	899	787	428	653				Route 31	
71,402										3,477	4,299	5,242	3,160	3,422	3,337	2,848	2,626	5,372	2,421	3,101	2,969	3,069	2,050	3,970	2,526	1,498	4,400	4,548	2,645	1,892	530			Route 32 R	
142,791								1,457	1,927	2,171	3,893	3,565	3,155	6,094	4,180	3,413	9,008	6,484	4,262	11,999	7,601	5,518	13,326	10,813	4,594	12,633	7.711	7,828	4,587	4,971	1,278	323		Route 33 R	
41,206												230	1,832	1,631	2,744	2,057	2.081	3,098	1,710	2,624	2,393	2 772	1,272	3,650	1,455	3,402	3,052	3,796	1,023	384				Route 34	
3,697			33	105	169	176	154	137	113	67	75	116	101	108	162	176	155	190	194	257	191	210	235	168	168	202	32				į	ě		LinkFM T	
1,227,255	243	4,441	12,917	15,077	18,406	19,358	21,782	24,234	30,657	37,549	45,764	48,485	52,585	51,419	52,232	49,870	53,448	51,871	47,458	56,389	49,791	47,472	51,419	52,786	44,614	51,514	47,979	47,149	40,738	38,296	30,499	19,107	11,706	Total by Time Period	
100.00%	0.02%	0,36%	1.05%	1,23%	1,50%	1,58%	1.77%	1,97%	2,50%	3.06%	3.73%	3.95%	4.28%	4.19%	4,26%	4.06%	4.36%	4,23%	3,87%	4.59%	4.06%	3.87%	4.19%	4.30%	3.64%	4.20%	3.91%	3.84%	3.32%	3 12%	2.49%	1.56%	0.95%	Percentage of Ridership	

Total by Route	10:00pm - 10:15pm	9:30pm - 9:59pm	9:00pm - 9:29pm	8:30pm - 8:59pm	8:00pm - 8:29pm	7:30pm - 7:59pm	7:00pm - 7:29pm	6:30pm - 6:59pm	6:00pm - 6:29pm	5:30pm - 5:59pm	5:00pm - 5:29pm	4:30pm - 4:59pm	4:00pm - 4:29pm	3:30pm - 3:59pm	3:00pm - 3:29pm	2:30pm - 2:59pm	2:00pm - 2:29pm	1:30pm - 1:59pm	1:00pm - 1:29pm	12:30pm - 12:59pm	12:00pm - 12:29pm	11:30am - 11:59am	11:00am - 11:29am	10:30am - 10:59am	10:00am - 10:29am	9:30am - 9:59am	9:00am - 9:29am	8:30am - 8:59am	8:00am - 8:29am	7:30am - 7:59am	7:15am - 7:29am	2023 Saturday Ridership
9,836		126	230	277	225	296	170	244	471	439	394	372	459	441	483	486	479	472	461	385	195	234	431	325	290	294	265	222	208	261	200	Route 1
11,494	5	134	382	318	360	328	379	380	317	385	531	563	506	577	591	622	567	577	455	423	394	368	270	336	401	341	287	255	176	178	88	Route 2
7,392	9	98	151	169	210	196	256	266	284	338	277	345	292	247	302	301	260	184	292	364	290	231	243	277	258	241	228	216	187	199	181	Route 3
15,933	2	114	300	307	363	383	421	460	668	546	521	572	875	541	649	653	585	630	654	641	681	701	762	620	490	478	655	448	439	429	345	Route 4
6,104		67	126	149	129	165	118	147	187	190	250	226	271	221	254	207	130	101	266	397	338	219	284	248	250	223	219	253	214	163	92	Route 5
1,023	٠								2	61	7	79	9	83	3	81	9	91	11	126	1	81	4	93	9	108	2	62	6	95		Route 6
750							,	26	23	10	88	17	77	15	51	14	51	32	63	13	56	00	36	12	44	7	31	4	29	19	50	Route 9
3,760	ເມ	57	19	107	50	149	54	137	52	193	109	224	118	156	106	236	78	212	90	256	88	251	70	145	151	206	56	178	25	169	15	Route 11
8,740	5	35	136	110	158	215	303	224	357	295	380	311	389	375	492	306	412	363	394	342	328	326	355	336	225	306	427	260	272	211	92	Route 13
10,969	×	15	199	149	278	161	309	251	482	327	465	367	519	384	572	360	620	379	576	276	394	473	366	368	562	310	541	218	434	321	293	Route 14
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4,677		18	84	222	94	197	86	181	84	226	112	232	144	158	77	183	80	278	110	131	166	173	192	262	110	237	119	220	146	294	61	Route 18
3,746			14	75	60	98	86	128	80	79	138	203	94	213	136	194	164	197	122	165	131	160	98	206	81	200	93	173	97	162	99	Route 20
3,031	*	4	10	46	32	80	54	123	82	102	126	117	43	152	178	180	176	158	76	77	109	106	86	69	71	121	182	129	191	116	35	Route 24
125,887	25	753	2,109	2,519	2,804	3,160	3,314	3,537	4,424	4,487	5,106	5,155	5,501	5,059	5,594	5,199	5,341	5,156	5,348	5,248	4,952	4,722	4,838	4,787	4,414	4,302	4,347	3,897	3,745	3,643	2,401	Total by Time Period
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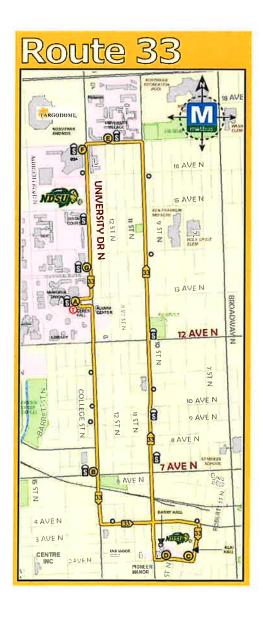
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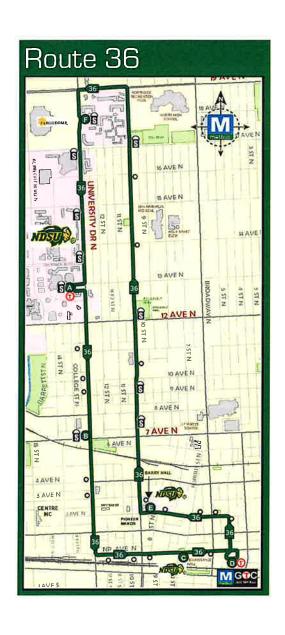
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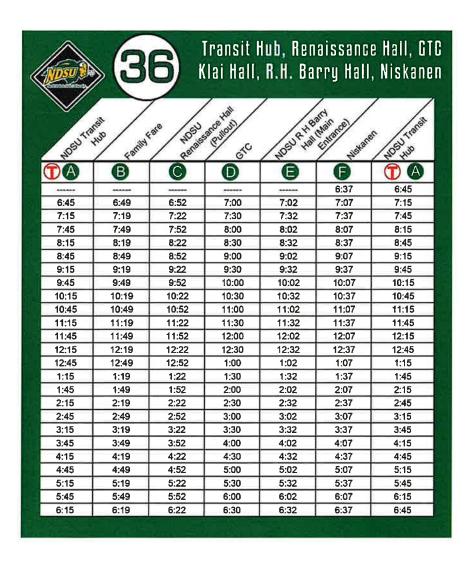


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# PUBLIC COMMENTS RECEIVED ROUTE & SERVICE CHANGES MAY 2024

# Comments received through email, social media and at GTC on evening and Saturday service hours:

- I work on Sat. If you change the hours it means I will need to have to leave work earlier then I do.
   That's not fair.
- Please have buses running at least an hour later than now.
- Really, really hope Saturday service hours will not be made permanent.
- Do not reduce Paratransit hours! My name is Jillian, and I moved to the Fargo Moorhead area a month ago. I am a Paratransit Rider. I tried to schedule a ride to be there tonight, but there were no times available. While I have not had a lot of experience using Paratransit since I moved here yet, I believe reducing hours would be doing a disservice to Riders and the community. It will affect our ability to work, spend time with friends and family and just be in the community. As I gain familiarity with Fargo Moorhead, I am excited to explore new places and meet new people. Trying to schedule some of my rides already three or four days in advance can be a difficult process. I want to have the option of going to later movies, socializing and doing parts of my job in the community later if I want to. The article in the Fargo Inforum states that the hours would be reduced to 6:15 a.m. to 10:15 p.m. Monday through Friday, and 7:15 a.m. to 8:15 p.m. Saturdays. For Paratransit users that actually would add another half an hour to 45 minutes reduction due to the current scheduling method. That would mean I can only be in the community between 6:45 a.m. and 9:45 p.m. Monday through Friday and 7:45 a.m. and 7:45 p.m. Saturdays. to me, that sends a message, that I, along with other paratransit riders, are not as welcome in the community as those who don't use MAT bus services, or those who do, but still have options of taxis, Uber, Lyft, or simply getting rides with other people.
- So MATBUS is extending your service to 10:15 p.m., instead of 9:15 p.m., while your ridership continues to decline?

# Comments received through email, social media and at the GTC on Route cancellations and frequency reductions:

- NDSU Circulator Routes: No comments were received on elimination of Routes 32W and 36 or reducing frequency on Route 33.
- Do not change Route 15 from 15 min to 30 min. Already some of the drivers tend to be late and then have to skip that route time turning it into 30 min. People rely on every 15 min for route #15.
- Would Route 13 continue running every 30 minutes during the summer or would that change back running every 60 minutes. Response: This public hearing is just making portions of the current schedule permanent. Route 13 will continue with 30-minute weekday and 60-minute Saturdays year round.
- The proposed change would reduce Route 13 from 30-minute service to 60-minute service on Saturdays only.

# Comments received through email, social media and at GTC unrelated to the Route and Service Changes Proposed:

- Add bus shall stop to Route 14 at Elliott Place, 4462 30th Ave S Fargo, instead of walking to bus stop and no shelter is very cold and wet.
- Don't reduce routes. Increase 14: to twice an hour. 11: to twice an hour.
- Although it wouldn't be hard to adjust to, I am a mature, responsible, sane, normal, smart person that worked all her life before she got disabled and maintained self care, I believe if we change it to 30 min bus rides on the 15 it will cause more entitlement, unsafe conditions for passengers and riders more violence yellin, etc. so please keep that in mind it is scary enough frankly with these losers that expect everything handed to them don't work and steal everything u own while getting everything handed to them & done for them while trashing our city getting dumber & dangerous and I who have worked since I was forced 2 quit due 2 injury at 31 & get disability gets everything stolen from her by him verbally & physically assaulted and not sitting(?) any help! Plz help!
- It's very easy for the disabled to get stranded in your city. 1. "Tree Lane Blowed(?)" by Landscape aka builders. 2. Calls for "help" when injured after could go unnoticed. 3. Hard time learning how to get (illegible).
- Lousy Transit System. Poor customer service. Inaccurate information on Routes. Buses don't show up. Too many missed connections. Dump Julie B. & get someone who cares.
- Would like Route #16 returned to Sat. I miss Route #16 on Saturdays. It's a very helpful route instead of Mhd Rt 1 & 3 or Rt. 24 to Cash Wise out there. Does Rt #18 go to Cash Wise in SW Fargo by Parkway? Please leave the other routes the way are. We all like those routes.
- The driver was nice & polite. Thank you! Jesus (heart) you!
- Can the HUB implement more security to mitigate exposure to drug consumption on premises? Alcohol bottles, needles, mem etc. paraphernalia. Thank you!
- One of my major concerns is that the buses need to leave the Marriott exactly on the dot. For example they need to leave at 12:30 p.m. not 12:27 p.m. This has led to a lot of people missing the bus because they go past the bus stops too early. This continues to be an issue.
- So keep screwing everyone. Gotcha.

# Comments from Informational Meeting at GTC on May 6, 2024:

- · You need to post paper public hearing notices inside the buses for those without computers.
- Return Routes 11/14 to 30-minute service all day.
- Return Route 16 service on Saturdays.
- I like that 11/14 are interlined, as this provides a one-seat ride to medical appointments.
- Moorhead hasn't cut service frequency from their routes and have reduced MSUM service.
- Reduce shuttle service to NDSU and allocate those drivers to the Fixed Routes to address the driver shortage. General public service should have the priority.
- Have you considered that the driver shortages is related to how the drivers are treated by First Transit and lack of good benefits? Find other alternatives or companies.
- Consider removing the Route 14 loop off of 32nd Avenue S.
- Return Route 13 frequency to 30-minutes.
- Add a few routes on Sundays. You have two buses on Paratransit on Sundays.
- Hire more dispatchers to cover after 7 p.m.
- Return Route 15 to 15-minute frequency.

- Do not reduce any morning service hours.
- Community events run later than the buses; need later service to Scheel's Arena, Red Hawks, Fargo Dome, LaCrosse games.
- Do not replace the fixed routes with on-demand Tapride, as not everyone has a computer or Smartphone.
- On-demand service to the industrial park and Amazon doesn't work well due to shirt work.
- For storm cancellations, need to update the website and the GTC phone message earlier (the day before).
- Shelters are not clean especially the one on 13th Ave. S. by Wendy's. Remove garbage more frequently.
- The times listed in the shelters have not been updated with the temporary suspensions. Passengers are not aware that routes are ending early.
- MATBUS needs to be dependable with their timetables and consistent service hours.

# Responses to Comments from Informational Meeting at GTC on May 6, 2024:

- We will post notices of the public hearings in the bus this week to provide one-week notice to those without computers who haven't noticed the display at the GTC.
- Fargo does plan to return frequency to Routes 11/14, Route 16 Saturdays, Route 13 and Route 15 as drivers become available (by late August).
- NDSU purchases service from Fargo, similar to Dilworth purchasing from Moorhead and West Fargo purchasing from Fargo. NDSU does not own buses. NDSU has requested service reductions to some of the circulator routes, such as 32W and 33.
- It is more difficult to reduce frequency on Moorhead routes, due to interlining and connections at the Marriott hub.
- First Transit (or Transdev) has a contract for service through 2024 with a one-year option for 2025. Transdev is looking at ways to show more appreciation to employees through picnics. Wages were increased in 2024 and a pay differential was added for evening and weekend hours. More drivers are applying for jobs and we hope to have sufficient staff to reinstate some service in late-August.
- The Route 14 loop off of 32nd Avenue serves apartments and has good ridership; we would not reduce service to this area.
- MATBUS was moving towards implementing Sunday service before the COVID-19 Pandemic. However, ridership patterns and business openings have changed. Also, we would need to add staff to the garage, dispatch, driver supervision, etc., which is cost prohibitive at this time.
- In the 2025 budget request, Fargo has again asked for Dispatch staff to cover full operating hours.
- We have no plans to reduce morning hours.
- Regarding storm cancellation notices, MATBUS has signed up with WDAY and KVLY to post service cancellations online.
- MATBUS will monitor the shelter cleaning and look at frequency of garbage collection.
- MATBUS will change the times listed in shelters for temporary service changes that are expected to last longer than a brief detour.





Engineering Department 225 4<sup>th</sup> Street North

Fargo, ND 58102 Phone: 701.241.1545 | Fax: 701.241.8101

Email feng@FargoND.gov

www.FargoND.gov

May 6, 2024

Honorable Board of City Commissioners 225 4<sup>th</sup> Street North Fargo, ND 58102

Re: Declare protest insufficient for Improvement District No. BN-23-G

#### **Dear Commissioners:**

Improvement District No. BN-23-G was created by City Commission on March 18, 2024, and the resolution declaring the improvements necessary was first advertised on March 27, 2024. The NDCC 40-22-17 states that "within thirty days after the first publication of the resolution declaring the necessity of an improvement project of the type specified in any one of the subsections of section 40-22-01, the owners of any property within the improvement district file written protests describing the property which is the subject of the protest with the city auditor protesting against the adoption of said resolution, the governing body of the municipality, at its next meeting after the expiration of the time for filing such protests, shall hear and determine the sufficiency thereof".

Typically, the determination of sufficiency occurs at the same time City Commission considers Engineering's recommendation to award, or reject, a construction contract for improvements. However, due to a change in the original bid opening date, bids for the project have not been opened yet. Since one protest was received, amounting to 45.1% of the Improvement District, and to ensure compliance with Century Code, Engineering requests that City Commission take action to determine protests as insufficient.

The declaration of insufficient protest by the City Commission does not dictate any future decisions, such as award of the construction contract; it simply determines that the one protest received falls short of the 50% threshold required to bar the proceeding of Special Assessments upon property within the Improvement District. We are scheduled to open bids for this improvement project on May 22, 2024. I intend to present my recommendation to the City Commission, regarding the award of the contract or rejection of bids, as part of the regular agenda on May 28, 2024.

### **Recommended Motion**

Declare protests insufficient for Improvement District No. BN-23-G.

Sincerely,

Tom Knakmuhs, PE City Engineer

Attachments:

Protest Letter Received
Determination of Protest (map)

William P. Harrie\*
Mark R. Hanson\*
Andrew L.B. Noah
Jacqueline S. Anderson\*
Thaddeus E. Swanson\*



\*Cloe A. Kilwein
\*Anthony J.R. Anderson
Nicholas Mino
Matthew A. Costello

Douglas W. Gigler, Retired

\*Also Licensed in Minnesola

\* Also Licensed in South Dakota

April 23, 2024

HAND-DELIVERED AND VIA EMAIL ssprague@FargoND.gov

Fargo City Auditor's Office 225 4<sup>th</sup> St. North Fargo, ND 58102

RE: Improvement District No. BN-23-G

Our File No. 80416.008

The Nilles Law Firm and I represent Mid America Steel, Inc., ("Mid America"), the owner of property located at 5101 19<sup>th</sup> Avenue North Fargo, ND 58102. Mid America is also the owner of Block I of the Mid America Steel Add. shown on the attached March 21, 2024, Property Notification Letter sent to Mid America. THIS LETTER SERVES AS A FORMAL PROTEST TO IMPROVEMENT DISTRICT NO. BN-23-G, ALSO REFERENCED IN SOME CITY OF FARGO DOCUMENTS AS IMPROVEMENT DISTRICT NO. BN-23-G1 ("IMPROVEMENT DISTRICT").

Mid America, without waiver and with a full reservation of its rights and claims, protests, objects to, and appeals the creation of that Improvement District, the work contemplated by that Improvement District, and any assessment on Mid America's properties as a result of the Improvement District. By way of example only, and not intended as an exhaustive list, the Improvement District improperly includes Mid America's property. The Improvement District also improperly moves the location of 53 St. N as shown on the Location & Assessment Area drawing included in the attached. Mid America does not benefit from the Improvement District, including moving the location of 53 St. N. To the contrary, moving the location of 53 St. N. so it is adjacent to Mid America's property appears to have been done to improperly pass the cost of the Improvement District to Mid America Steel and/or underwrite the project for the benefit of the developer or others.

The Improvement District also fails to consider damage to Mid America including, but not limited to, (a) the need for Mid America to protect and secure its property because of the project and (b) concerns Mid America has with the project impacting water retention plans required by the City of Fargo on Mid America's property.

MIRH



SPECIAL ASSESSMENTS
225 4TH STREET NORTH
FARGO, ND 58102
specials@fargond.gov

# - SPECIAL ASSESSMENT ESTIMATE -

March 21, 2024

MID AMERICA STEEL INC 5101 19 AVE N FARGO, ND 58102

#### Why are you receiving this letter?

Your property is included within a newly-created special assessment district, which means the City and its contractors will be completing infrastructure improvements benefitting your property in the near future.

#### Which special assessment district is this letter addressing?

Improvement District # BN-23-G, New Construction & Incidentals - Sanitary Sewer, Water Main, Storm Sewer, Street Lighting, & Paving.

Parcel Number	Address	Estimate Only
01-8636-00100-000	5101 19 AVE N	\$633,494.85

#### What does 'estimate' mean? Are these actual costs? Can I pay my assessment now?

This is a project estimate only, based on the design engineers' estimate of the cost. The City of Fargo is sending this estimate as required by law. Actual assessments will vary based on contractor bid prices to complete the scope of work. At this time, no payments can be made on this assessment because it is an estimate only. Your assessment notice will be mailed with actual costs following the completion of the project.

#### How will this assessment be financed long-term?

The approved assessed amount will be payable over 25 years with interest. The interest rate will be determined by the rate The City of Fargo receives to finance the Special Assessment Revenue Bond plus 0.75%.

### Could there be changes? What if you have questions?

As an estimate, this is subject to change. To view potential changes, visit <a href="www.FargoParcels.com">www.FargoParcels.com</a>. If you have questions, please contact The City of Fargo's Special Assessments office by calling 701.241.1326.

How does this process work?





Marin

**Engineering Department** 

225 4<sup>th</sup> Street North Fargo, ND 58102

Phone: 701.241.1545 Fax: 701.241.8101 Email feng@FargoND.gov

www.FargoND.gov

March 19, 2024

Notice of Proposed Construction on 53<sup>rd</sup> Street North & 23<sup>rd</sup> Avenue North between 19<sup>th</sup> Avenue North and 57<sup>th</sup> Street North

NEW UTILITY AND PAVING CONSTRUCTION

Improvement District No. BN-23-G

# Attention Property Owner,

New construction is planned and approved this year to install underground utilities, concrete paving, and incidentals on 53<sup>rd</sup> Street North and 23<sup>rd</sup> Avenue North between 19<sup>th</sup> Avenue North and 57<sup>th</sup> Street North as part of The Veterans Industrial Park Addition.

You are receiving this letter because our records indicate your property is in the Improvement District No. BN-23-G, a zone created to fund project costs through an assessment.

# Funding (Including Proposed Property Assessments)

The project will be funded with Special Assessments to the benefiting properties. The funding summary for this project can be seen below:

Project Funding Summary			
Special Assessments	100%	\$	4,289,034.96
Total Estimated Project Cost		\$	4,289,034.96

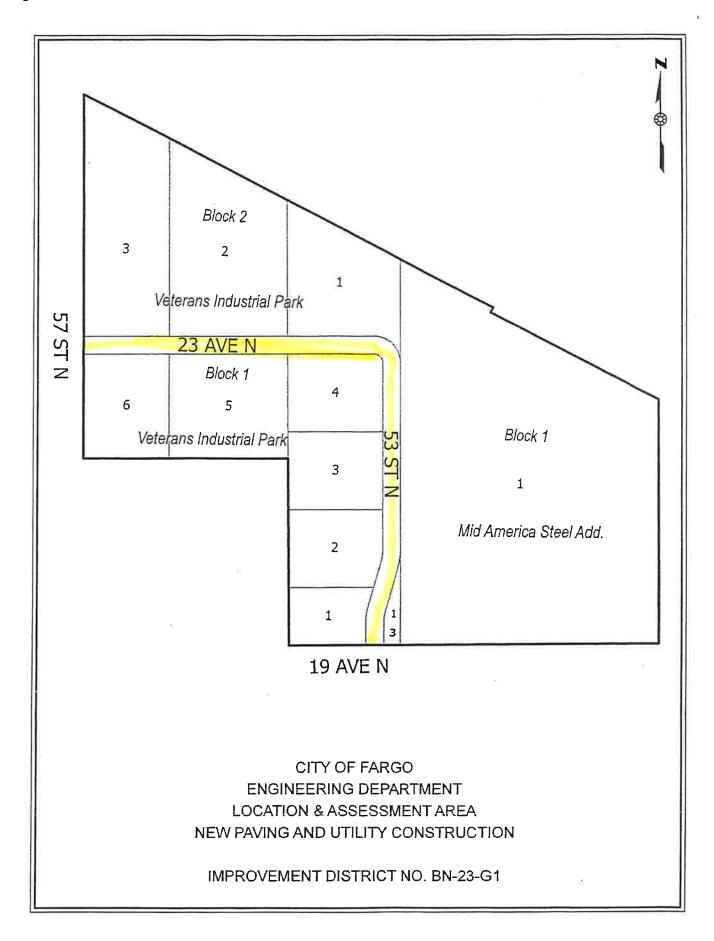
Assessed costs are apportioned according to the policy established by the Fargo City Commission. You can view the estimated Special Assessments for individual properties at <u>fargoparcels.com</u>. Your estimated property assessment is also attached.

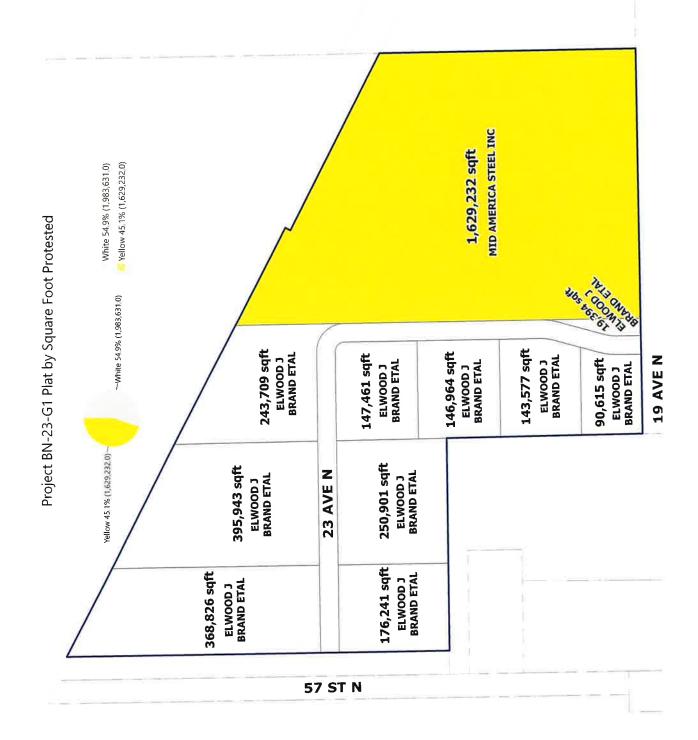
#### Learn more and ask questions

- Construction is anticipated to start in May and should be wrapped up by the end of September. Not all areas will have construction going on the whole time. Stay updated on FargoStreets.com.
- You have a legal right to protest portions of this Improvement District. Protests must be in writing and received by the City Auditor's Office by the end of the business day on April 25, 2024, to be considered valid. The Assessment District for this project is being published in the legal section of the Forum on March 27 and April 3, 2024. If 50% or more of the benefitting area protests the Improvement District, portions of the project cannot proceed.
- For more information or questions, please contact the following:
  - o Design Questions Engineering Department (701) 241-1545
  - o Assessment Questions Special Assessment Department (701) 241-1326
  - o Special Assessments Assistance Planning Department (701) 241-1474

The City of Fargo looks forward to the successful completion of this project.

Tyler Jacobs, Engineer Tech III





William P. Harrie\*
Mark R. Hanson\* ●
Andrew L.B. Noah
Jacqueline S. Anderson\*
Thaddeus E. Swanson\*



\*Cloe A. Kilwein
\*Anthony J.R. Anderson
Nicholas Mino
Matthew A. Costello

Douglas W. Gigler, Retired

\*Also Licensed in Minnesota

\* Also Licensed in South Dakota

May 9, 2024

# VIA EMAIL ONLY

Nancy J. Morris City Attorney 10 Roberts St. N. P.O. Box 6017 Fargo, ND 58108-6017

Tom Knakmuhs City Attorney 225 4<sup>th</sup> Street North Fargo, ND 58102

RE: <u>Improvement District No. BN-23-G</u>

Our File No. 80416.008

Dear Nancy and Tom:

TKnakmuhs@FargoND.gov

nmorris@serklandlaw.com

As you know, the Nilles Law Firm and I represent Mid America Steel, Inc. ("Mid America"), the owner of property located at 5101 19<sup>th</sup> Avenue North, Fargo, ND 58102. Mid America and I thank you both, and also thank Doug Durgin, for meeting with me and representatives of Mid America on Wednesday, May 8, 2024, regarding the above matter, including Improvement District No. BN-23-G ("Improvement District"). Mid America filed a protest to that Improvement District ("Protest"). In the Protest, Mid America, without waiver and with a full reservation of its rights and claims, protests, objects to, and appeals the creation of that Improvement District, the work contemplated by that Improvement District, and any assessment on Mid America's property as a result of the Improvement District. I am sending this letter to further explain Mid America's position.

As explained below, because a Developer Agreement signed by the City prevents Mid America from being assessed any special assessments for the development in question, the Improvement District and the Resolution approving it are invalid, null, void and of no effect. The City cannot proceed with any special assessments or proceedings against Mid America. Those proceedings include whether there are sufficient protests under N.D.C.C. §40-22-18 and/or having the Special Assessment Commission consider assessing Mid America to fund the Veterans Industrial Park Addition.

Nancy Morris/Tom Knakmuhs May 9, 204 Page 2

I UNDERSTAND YOU WILL INCLUDE THIS LETTER AND THE ATTACHMENT ALONG WITH MID AMERICA'S PROTEST IN THE AGENDA PACKET FOR THE CITY COMMISSION MEETING IN WHICH MID AMERICA'S PROTEST AND POSITION ARE ADDRESSED.

### **Process and Procedure**

During the May 8 meeting we discussed, among other things, (1) the process with regards to the Protest and (2) the timing of Mid America's right to appeal any determination by the Special Assessment Commission ("SAC") of any eventual assessment to Mid America. I understand the SAC has not yet set the special assessment on Mid America's property, nor has the assessment list been published or a notice of hearing of objections been served on Mid America. Thus, Mid America need not, nor could it, file any additional appeal at this time. I, therefore, will focus on some of the issues that should be addressed when the Protest and any special assessments to Mid America are heard by the City Commission. As shown below, the City Commission cannot proceed with the Improvement District.

# The Improvement District Improperly Includes Mid America

The Protest explains that "the Improvement District improperly includes Mid America's property." That issue is not limited solely to address whether Mid America has any benefit resulting from 53<sup>rd</sup> St. N. being located next to Mid America's property. Rather, as I explained during the May 8 meeting, and summarize herein, the City of Fargo and the Developer previously agreed that the developer would be responsible for all of the special assessments arising out of the Veterans Industrial Park Addition. Thus, Mid America is not responsible for any special assessments and cannot be part of the Improvement District.

The plat for the Veterans Industrial Park Addition was approved by the City Commission at its July 10, 2023, meeting. The Resolution Approving Veterans Industrial Park Addition adopted by the City Commission at its July 10, 2023, meeting, provides that "the recommendations of staff and the Planning Commission be accepted and the plat entitled Veterans' Industrial Park Addition be and the same is hereby in all things affirmed and approved ... "City Staff's April 27, 2023, report regarding the Veterans Industrial Park Addition was attached to the July 10, 2023, Fargo City Commission Agenda at item 39. The Staff Recommendation was that the plat be accepted "contingent on final technical review of the plat, including the City Engineer's signature; and City Commission Approval of the developer's agreement ..." (See page 5 of 5 of that Staff Report).

The Developer Agreement between the City of Fargo and the developer ("Eagle Ridge Development, LLC") is attached as Exhibit 1. The Developer Agreement was signed by the developer on July 21, 2023, and Mayor Mahoney on behalf of the City on August 7, 2023. See id. The "Development Property" in the Developer Agreement is the same parcel as in the development plat. Id. The Developer Agreement defines the public infrastructure work, including the construction of 23<sup>rd</sup> Avenue North and 53<sup>rd</sup> Street North within the Development, as the "Initial Project." The Developer Agreement then provides, in relevant part, as follows:

Nancy Morris/Tom Knakmuhs May 9, 204 Page 3

4. Developer hereby waives its right to protest the resolution(s) of necessity for the infrastructure and improvements for which such resolutions are required pursuant to North Dakota Century Code, Section 40-22-17, and specifically consents to the construction of the Initial Project and Future Project, and to the assessment of the costs thereof to the Development Property. Developer further waives its right to protest the amount, benefit, or any other assessment attribute related to the installation and construction of the Initial Project and Future Project. The project costs which may be assessed against the Development Property include all costs of completing the construction of the Initial Project.

(emphasis added). Thus, the City and the Developer agreed that the Developer will pay <u>all\_of</u> the assessment costs for what became the Improvement District. In other words, the Improvement District cannot include Mid America's property.

# The Impact of Not Enforcing the Developer Agreement

I understand that if 53<sup>rd</sup> Street North is not adjacent to Mid America's property, then Mid America will not have any special assessments apportioned to it. The only logical reason why 53<sup>rd</sup> Street is placed so it touches Mid America's property is to allow the developer to have larger lots to the east of 53<sup>rd</sup> Street which, presumably, will result in a greater price for those lots. The result is that Mid America is now funding around \$630,000.00 for the Development only because the developer chose to place 53<sup>rd</sup> Street North next to Mid America's property. The Developer Agreement, in which the developer and City agreed that all of the special assessments will be paid by the Development Property, and therefore not Mid America, removes the City from requiring an employee-owned business from paying \$630,000.00 to underwrite a land developer. It also results in the City abiding by its contracts.

Sincerely.

Mark R. Hanson

mhanson@nilleslaw.com

Enc.

CC: client representatives (via email only)

PAGE: 1 of 5

**AGREE** 

1701643

City of Fargo - Engineering Recorded Electronically

11/16/2023 11:07 AM

\$20.00

RECORDER'S OFFICE, CASS COUNTY, ND 11/16/2023 11:07 AM I CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD THIS DATE. DEBORAH A. MOELLER, COUNTY RECORDER

1701643

Recorded Electronically



#### Developer Agreement

This Agreement, made and entered into between EagleRidge Development, LLC, a North Dakota limited liability company ("Developer") and the City of Fargo, a municipal corporation ("City"), is for the purpose of establishing public infrastructure for the property identified below and legally described on the attached Exhibit A (the "Development Property"). For good and valuable consideration hereby acknowledged, the parties agree as follows:

- Developer holds all right, title and interest in the Development Property, known as Lots One, Two, Three, Four, Five, and Six in Block One, Lots One, Two, and Three of Block Two, and Lot One, Block Three of the Veterans Industrial Park Subdivision in the City of Fargo, Cass County, North Dakota. Developer intends to develop the Development Property.
- 2. Developer agrees to make a request for infrastructure to the City for the design, bidding, and construction administration of public infrastructure of 23rd Avenue North and 53rd Street North within the Development Property (the "Initial Project"). The funding of this initial request for infrastructure will follow the City's Infrastructure Funding Policy in effect at the time of creation of the improvement district for the Initial Project.
- 3. City shall complete street construction and improvements of 57th Street North, from 19th Avenue North to the railroad right of way, at a future date to be determined by the City (the "Future Project"), which shall be determined at the sole discretion of the City. The funding of these future 57th Street North improvements will follow the City's Infrastructure Policy in effect at the time of creation of the improvement district for the Future Project.
- 4. Developer hereby waives its right to protest the resolution(s) of necessity for the infrastructure and improvements for which such resolutions are required pursuant to North Dakota Century Code, Section 40-22-17, and specifically consents to the



PAGE: 2 of 5 AGREE City of Fargo - Engineering Recorded Electronically 1701643 11/16/2023 11:07 AM \$20.00

construction of the Initial Project and Future Project, and to the assessment of the costs thereof to the Development Property. Developer further waives its right to protest the amount, benefit, or any other assessment attribute related to the installation and construction of the Initial Project and Future Project. The project costs which may be assessed against the Development Property include all costs of completing the construction of the Initial Project and Future Project.

- 5. This Agreement shall be binding upon the respective successors and assigns of the parties hereto, including a purchaser of any portion of the Development Property. Developer agrees to inform any purchasers of the Development Property of the existence and context of this Agreement. Developer also hereby agrees to notify the City no later than 10 days prior to an assignment or sale of the Development Property.
- 6. The parties hereby agree that this Agreement may be recorded against the Development Property.
- 7. This Agreement will be construed and enforced in accordance with North Dakota law. The parties agree any litigation arising out of this Agreement will be venued in District Court in Cass County, North Dakota, and the parties waive any objection to personal jurisdiction.
- 8. The failure or delay of a party to insist on the performance of any of the terms of this Agreement, or the waiver of any breach of any of the terms of this Agreement, will not be construed as a waiver by that party of those terms, and those terms will continue and remain in full force and effect as if no forbearance or waiver had occurred and will not affect the validity of this Agreement, or the right of the party to enforce each and every term of this Agreement.
- 9. If any court of competent jurisdiction finds any provision or part of this Agreement is invalid, illegal, or unenforceable, that portion will be deemed severed from this Agreement, and all remaining terms and provisions of this Agreement will remain binding and enforceable, and the parties' obligations under this Agreement will remain binding and enforceable.
- 10. This Agreement, together with any related documents, as well as any amendments to those agreements and documents, constitutes the entire agreement between the parties regarding the matters described in this Agreement.
- 11. Any modifications or amendments of this Agreement must be in writing and signed by both parties to this Agreement.

PAGE: 3 of 5

**AGREE** 

1701643 11/16/2023 11:07 AM

City of Fargo - Engineering Recorded Electronically

\$20.00

Developer

EagleRidge Development, LLC

Dated: 07/21/23

Jonathan Youness

Vice-President Its:

STATE OF North Dakota

) ss.

**COUNTY OF Cass** 

On this 21 day of & \_, 2023, before me, a notary public in and for said county and state, personally appeared Jonathan Youness, an authorized signatory of EagleRidge Development, LLC, the person described in and that executed the within and foregoing instrument, and

acknowledged to me that said person executed the same.

JAMES R BULLIS Notary Public State of North Dakota My Commission Expires Oct. 16, 2026 Notary Public

Cass County, ND

My Commission expires:

PAGE: 4 of 5

**AGREE** 

1701643

City of Fargo - Engineering Recorded Electronically

11/16/2023 11:07 AM

\$20.00

City of Fargo, a municipal corporation

Dated:

Timothy J.

STATE OF NORTH DAKOTA

COUNTY OF CASS

On this 7 day of <u>MAUS</u>, before me, a notary public in and for said county and state, personally appeared TIMOTHY J. MAHONEY and STEVEN SPRAGUE, to me known to be the Mayor and City Auditor, respectively, of the City of Fargo, Cass County, North Dakota, the municipal corporation described in and that executed the within and foregoing instrument, and acknowledged to me that said municipal corporation executed the same.

MICHELLE R. VANYO Notary Public State of North Dakota My Commission Expires Oct. 26, 2025

Ichelle & Varyo Notary Public

Cass County, ND

My Commission expires:

(SEAL)

PAGE: 5 of 5 AGREE 1701643
City of Farge - Engineering 11/16/2023 11:07 AM
Recorded Electronically \$20.00

### Exhibit A- Development Property

Lots One, Two, Three, Four, Five, and Six in Block One, Lots One, Two, and Three of Block Two, and Lot One, Block Three of the Veterans Industrial Park Subdivision in the City of Fargo, Cass County, North Dakota



DR. TIM MAHONEY
FARGO CITY HALL
225 Fourth Street North
Fargo, ND 58102

Phone: 701.241.1310 | Fax: 701.476.4136

FargoND.gov

## MEMORANDUM

TO:

**BOARD OF CITY COMMISSIONERS** 

FROM:

MAYOR TIMOTHY J. MAHONEY

DATE:

MAY 13, 2024

SUBJECT:

APPOINTMENT TO THE ECONOMIC DEVELOPMENT INCENTIVES

COMMITTEE

Jessica Ebeling has served on the Economic Development Incentives Committee for several years and recently resigned her position.

Attached you will find an application for Matthew Schlenvogt. Mr. Schlenvogt is willing to serve and I am, therefore, recommending his appointment.

Your favorable consideration of this recommendation will be greatly appreciated.

**RECOMMENDED MOTION:** Approve the appointment of Matthew Schlenvogt as a member of the Economic Development Incentives Committee.

#### **Kember Anderson**

From:

noreply@cityoffargo.com

Sent:

Thursday, March 14, 2024 9:32 AM

To:

**Commissions Applications** 

Subject:

New Form Submission: Getting involved in government

**Attachments:** 

Matthew Schlenvogt - City Committee.pdf

Name:

[Matthew Schlenvogt]

Mailing Address: Adoption in the second

City:

[Fargo] State:

[ND]

Zip: [58102]

Work Phone:

17 (Ve 602) Home Phone: VOLTE 005234

E-mail:

Marie bass 126 Which boards or commissions would you like to be considered for?

[Economic Development Incentives Committee]

Briefly state why you would like to be on this panel:

[I am a proud Fargo native, and have always enjoyed living in Fargo, and helping to better the community. I have had the great opportunity to watch the city grow from a relatively small city to the bustling business hub it is today. I now have the opportunity to grow in my profession in this city, and even more importantly, watch my family become educated and grow in Fargo.

I have always taken a strong interest in local business, and the economic diversity this city thrives on. I sincerely look forward to working with city leadership, business owners, and general commerce to take a city that is already great, and make it even better.

I have a strong background in real estate, and banking, which is referenced in my resume, which I plan to use to create dialogue for the needs of the city both now, and in the future.

I am a firm believer there are two ways people try to create change, by complaining, or by doing. Those that, "do," create the visions for tomorrow.]

How many hours per month could you volunteer as a panel member?

[I can volunteer 5-8 hours per month. I understand that some agendas may be heavier than others, and I am certainly willing to adapt to the needs of the committee.]

Please list any past experience you have with city government here or in other cities:

[I do not have prior experience with the city government, or with other cities.]

Please describe any professional experience you have related to the responsibilities of the panel you are interested in:

[Please refer to my resume for a more in depth summary of my roles with Banking, Real Estate Appraisal, and Board Member Experience.]

We will retain your application for three years and consider you for the board you have indicated interest in when a vacancy arises.

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April 11, 2024

Board of City Commissioners City Hall Fargo, ND 58102

Dear Commissioners:

Chapter 57-02.2 of the North Dakota Century Code provides for a property tax exemption for certain types of improvements made to existing buildings.

I have attached a copy of an application for real estate tax exemption of building improvements for the property at 312 10 Ave N as submitted by Dream Homes LLC. A description of the property involved, types of improvements to be made, and assessment information are indicated on the application.

It is my opinion that the value of some of the improvements, referred to in the application, qualifies for the exemption. This exemption would be for 5 years.

The estimated annual tax revenue lost by granting the exemption, based upon the estimated cost of the improvements, would be about \$1,663 with the City of Fargo's share being \$283.

Sincerely,

Mike Splonskowski

City Assessor

lml

# Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings

N.D.C.C. ch. 57-02.2

(File with the city assessor or county director of tax equalization)

Property Identification
1. Legal description of the property for which exemption is claimed Lot: W 1/2 of 1, Block: 1
Addition Name: Dewitts
2. Address of Property 312 10th Ave N, Fargo, ND 58102
3. Parcel Number 01-0580-00010-000
4. Name of Property Owner Dream Homes LLC Phone No. 701-763-583
5. Mailing Address of Property Owner2809 11th St S, Fargo, ND 58103
Description Of Improvements For Exemption
6. Describe type of renovating, remodeling, alteration or addition made to the building for which exemption is claimed (attach additional sheets if necessary). New Interior finishes on main level. New Windows.
BREMEN SINISH, GARAGE ADDINON, REAR POLCH ROOK, ETHEROR UPDATE
7. Building permit No. 2307-0216-REN 8. Year built (residential property) 1923
9. Date of commencement of making the improvements July 10th, 2023
10. Estimated market value of property before the improvements
11. Cost of making the improvement (all labor, material and overhead) \$
12. Estimated market value of property after the improvements \$ 260,000
Applicant's Certification And Signature
13. I certify that the information contained in this application is correct to the best of my knowledge.  Applicant Harla Harl
Assessor's Determination And Signature
14. The assessor/county director of tax equalization finds that the improvements described in this application
do not imeet the qualifications for exemption for the following reason(s):
Assessor/Director of Tax Equalization Thile foulties Date 5-3-7024
Action Of Governing Body
15. Action taken on this application by the governing board of the county or city: Approved  Denied  D
Approval is subject to the following conditions:
Exemption is allowed for years 20, 20, 20, 20, 20, 20

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April 11, 2024

Board of City Commissioners City Hall Fargo, ND 58102

Dear Commissioners:

Chapter 57-02.2 of the North Dakota Century Code provides for a property tax exemption for certain types of improvements made to existing buildings.

I have attached a copy of an application for real estate tax exemption of building improvements for the property at 1233 9 St N as submitted by David & Pamela Olson. A description of the property involved, types of improvements to be made, and assessment information are indicated on the application.

It is my opinion that the value of some of the improvements, referred to in the application, qualifies for the exemption. This exemption would be for 5 years.

The estimated annual tax revenue lost by granting the exemption, based upon the estimated cost of the improvements, would be about \$784 with the City of Fargo's share being \$133.

Sincerely,

Mike Splonskowski City Assessor

Iml

## Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings N.D.C.C. ch. 57-02.2

Property Identification
1. Legal description of the property for which exemption is claimed Lot: 27, Block: , Addition Name: Ohmers
2. Address of Property 1233 9 St N, Fargo, ND 58102
3. Parcel Number 01-2220-01350-000
4. Name of Property Owner Olson, David M & Pamela L Phone No. (701) 446-6134
5. Mailing Address of Property Owner 1233 9 St N, Fargo, ND 58102
Description Of Improvements For Exemption
6. Describe type of renovating, remodeling, alteration or addition made to the building for which exemption is claimed (attach additional sheets if necessary). Adding 11 steel braces and joist reinforcements, to help
stabilize walls
7. Building permit No. 2301-0664-REN 8. Year built (residential property) 1941
9. Date of commencement of making the improvements February 1st, 2023
10. Estimated market value of property before the improvements \$ 140,800
11. Cost of making the improvement (all labor, material and overhead) \$
12. Estimated market value of property after the improvements \$
Applicant's Certification And Signature
13. I certify that the information contained in this application is correct to the best of my knowledge.  Applicant Date 4-8-2024
Assessor's Determination And Signature
14. The assessor/county director of tax equalization finds that the improvements described in this application
do 🔀 do not 🗌 meet the qualifications for exemption for the following reason(s):
Assessor/Director of Tax Equalization There Moului Date 5-3-2024
Action Of Governing Body
15. Action taken on this application by the governing board of the county or city: Approved  Denied  Approval is subject to the following conditions:
Exemption is allowed for years 20, 20, 20, 20, 20
Chairperson Date

## Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings N.D.C.C. ch. 57-02.2

Property Identification
1. Legal description of the property for which exemption is claimed Lot: 27, Block: , Addition Name: Ohmers
2. Address of Property 1233 9 St N, Fargo, ND 58102
3. Parcel Number 01-2220-01350-000
4. Name of Property Owner Olson, David M & Pamela L Phone No. (701) 446-6134
5. Mailing Address of Property Owner 1233 9 St N, Fargo, ND 58102
Description Of Improvements For Exemption
6. Describe type of renovating, remodeling, alteration or addition made to the building for which exemption is claimed (attach additional sheets if necessary). Remodeling existing bathroom, including removing of
walls and window in closet. Sufficient size header required over any new span.
7. Building permit No. 2306-0616-REN 8. Year built (residential property) 1941
9. Date of commencement of making the improvements June 21st 2023
10. Estimated market value of property before the improvements \$ 140,800
11. Cost of making the improvement (all labor, material and overhead) \$ 64, 146
12. Estimated market value of property after the improvements \$
Applicant's Certification And Signature
13. I certify that the information contained in this application is correct to the best of my knowledge.  Applicant Date 4-8-7074
Assessor's Determination And Signature
14. The assessor/county director of tax equalization finds that the improvements described in this application
do to not imeet the qualifications for exemption for the following reason(s):
Assessor/Director of Tax Equalization Meth Clouds Date 5-3-2024
Action Of Governing Body
15. Action taken on this application by the governing board of the county or city: Approved  Denied  Approval is subject to the following conditions:
Exemption is allowed for years 20, 20, 20, 20, 20
Chairperson Date





April 30, 2024

**Board of City Commissioners** City Hall Fargo, ND 58102

Dear Commissioners:

Chapter 57-02.2 of the North Dakota Century Code provides for a property tax exemption for certain types of improvements made to existing buildings.

I have attached a copy of an application for real estate tax exemption of building improvements for the property at 4438 Carrie Rose Ln. S. as submitted by the Rommesmo Family LLP. A description of the property involved, types of improvements to be made, and assessment information are indicated on the application.

It is my opinion that the value of some of the improvements, referred to in the application, qualifies for the exemption. This exemption would be for 5 years.

The estimated annual tax revenue lost by granting the exemption, based upon the estimated cost of the improvements, would be about \$313 with the City of Fargo's share being \$53.

Sincerely,

Mike Splonskowski

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City Assessor

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# Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings N.D.C.C. ch. 57-02.2

Property Identification
1. Legal description of the property for which exemption is claimed Lot 14 Block 1 Summit Chase
2. Address of Property 4438 Carrie Rose Ln S
4. Name of Property Owner Rommesmo Family LLP  Phone No. 761-492-444
5. Mailing Address of Property Owner 4338 Carrie Rose Ln S
Description Of Improvements For Exemption
6. Describe type of renovating, remodeling, alteration or addition made to the building for which exemption is claimed (attach additional sheets if necessary). Install new siding
7. Building permit No. 23060480 8. Year built (residential property) 1991
9. Date of commencement of making the improvements
10. Estimated market value of property before the improvements \$ 437,200
11. Cost of making the improvement (all labor, material and overhead) \$
12. Estimated market value of property after the improvements \$ 400,300
Applicant's Certification And Signature
13. I certify that the information contained in this application is correct to the best of my knowledge.    Date   1-21-24
Assessor's Determination And Signature
14. The assessor/county director of tax equalization finds that the improvements described in this application
do onot meet the qualifications for exemption for the following reason(s):
Assessor/Director of Tax Equalization Yell Cloubul Date 5-3-2024
Action Of Governing Body
15. Action taken on this application by the governing board of the county or city: Approved   Denied   Denied
Approval is subject to the following conditions:
Exemption is allowed for years 20, 20, 20, 20
Chairperson Date





April 30, 2024

Board of City Commissioners City Hall Fargo, ND 58102

Dear Commissioners:

Chapter 57-02.2 of the North Dakota Century Code provides for a property tax exemption for certain types of improvements made to existing buildings.

I have attached a copy of an application for real estate tax exemption of building improvements for the property at 2314 18 Ave S as submitted by Matthew & Katie Chaussee. A description of the property involved, types of improvements to be made, and assessment information are indicated on the application.

It is my opinion that the value of some of the improvements, referred to in the application, qualifies for the exemption. This exemption would be for 5 years.

The estimated annual tax revenue lost by granting the exemption, based upon the estimated cost of the improvements, would be about \$975 with the City of Fargo's share being \$166.

Sincerely,

Mike Splonskowski

City Assessor

Iml

# Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings

N.D.C.C. ch. 57-02.2

Property Identification
1. Legal description of the property for which exemption is claimed Blk 12, Lot 15, South View Villages
2. Address of Property 2314 18 Ave S
3. Parcel Number 01-2840-02280-000
4. Name of Property Owner Matthew & Katie Chaussee Phone No701-238-9167
5. Mailing Address of Property Owner 2314 18 Ave S
Description Of Improvements For Exemption
6. Describe type of renovating, remodeling, alteration or addition made to the building for which exemption is claimed (attach additional sheets if necessary). Main level bath remodel, removal of wall, new closet,
replace shingles
7. Building permit No. 2205-0414 8. Year built (residential property) 1976
9. Date of commencement of making the improvements
10. Estimated market value of property before the improvements \$ \$
11. Cost of making the improvement (all labor, material and overhead) \$66,000.00
12. Estimated market value of property after the improvements \$\$
Applicant's Certification And Signature
13. I certify that the information contained in this application is correct to the best of my knowledge.  Applicant  Date  13. I certify that the information contained in this application is correct to the best of my knowledge.
Assessor's Determination And Signature
14. The assessor/county director of tax equalization finds that the improvements described in this application
do do not meet the qualifications for exemption for the following reason(s):
Assessor/Director of Tax Equalization Will Salvylvali Date 5-3-2024
Action Of Governing Body
15. Action taken on this application by the governing board of the county or city: Approved   Denied   Denied
Approval is subject to the following conditions:
Exemption is allowed for years 20, 20, 20, 20
Chairperson Date