

FARGO CITY COMMISSION AGENDA  
Monday, September 11, 2017 - 5:00 p.m.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, August 28, 2017).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. 1st reading of an Ordinance Amending Section 25-1509, of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages.
- 2. 2nd reading of the following Ordinances:
  - a. Relating to Classification of Ordinance Violations.
  - b. Relating to Distracted Driving.
  - c. Relating to Use of a Wireless Communication Device Prohibited.
  - d. Rezoning Certain Parcels of Land Lying in Original Townsite Addition.
- 3. Tax exemptions for improvements made to buildings:
  - a. Carole Y. Halone and Christi L. Johnson, 1518 29th Avenue South (3 year).
  - b. William R. Jr. and Alycia L. Gabel, 1602 28 1/2 Avenue South (3 year).
  - c. David L. and Diane K. Wanner, 914 Park Drive South (5 year).
  - d. David R. Slack and Debra K. Potter Slack, 218 Forest Avenue North (5 year).
  - e. Eric G. and Sharla L. Olson, 811 Southwood Drive South (5 year).
  - f. Steve and Ruth E. Holland, 601 University Drive South (5 year).
  - g. Rodney M. Greff, 1329 10th Street North (5 year).
  - h. Mark Anthony Huss, 3027 Elm Street North (5 year).
  - i. Ryan D. and Shannon L. Gullingsrud, 1218 3rd Street North (5 year).
  - j. Debra A. Cederholm, 401 21st Avenue North (5 year).
  - k. Carter Anthony II and Jennifer Breeding, 3657 Fairway Road North (5 year).
  - l. Steve W. and Shari L. Bettenhausen, 2901 12th Street South (5 year).
  - m. R. David and Julie Rydell, 1414 23rd Street South (5 year).
  - n. Jacob Krieg, 1241 2nd Street North (5 year).
  - o. Michael E. and Lisa K. Stenstrom, 2921 Edgewood Drive North (5 year).
  - p. Ray and Karen Frohlich, 3025 Peterson Parkway North (5 year).
  - q. Michael W. Hayes and Lana D. Waters, 1338 3rd Avenue South (5 year).
  - r. Joshua Zosel and Andrea Huseh-Zosel, 1358 3rd Street North (5 year).
- 4. Site authorization for Metro Sports Foundation at Scheels Arena.
- 5. Applications for Games of Chance:
  - a. Bryce Thingelstad Benefit Committee for a raffle and raffle board on 10/26/17; Public Spirited Resolution.
  - b. North Dakota Long Term Care Association for a raffle on 9/14/17.
  - c. NDSU Lion's Club for a raffle on 11/15/17.
  - d. United Way Cass-Clay for a raffle on 9/21/17.
  - e. Jeremiah Program for a raffle on 11/3/17; Public Spirited Resolution.

6. Resolution Expressing General Support of the Edge Artist Flats Affordable Housing Project at 1321 5th Avenue North.
7. Change Order No. 9 for an increase of \$7,303.13 for the Roberts Commons Parking Garage.
8. Bid award of one snow plow, box and wing (RFP17252).
9. Bid award for Project No. WA1510.
10. Bid award for cooling tower water treatment equipment at the FARGODOME.
11. Change Order for an increase of \$66,404.00 for BP0031 Fire Station No. 1 – Headquarters Remodel Project.
12. Change Order No. E-2 for an increase of \$3,431.60 for the Police Department Remodeling Project at the Border States Electric Building (electrical construction contract).
13. Agreement for Transit Services with North Dakota State College of Science for 2017-2018.
14. Amendment to Engineer-Owner Agreement with KLJ, Inc. for the 2017 rebid services of the GTC Deck Repair and Garage Condition Assessment.
15. Memorandum of Understanding with the NDDOT for Transit Capital Project-Fiscal Year 2017 Urban Roads Program funds.
16. Section 5339 Transit Grant Agreement with the NDDOT (Contract No. 38171124).
17. Section 5310 Transit Grant Agreement with the NDDOT (Contract No. 38171108).
18. Quit Claim Deed for property in Dakota Land Second Addition to the personal representatives of the Estate of Harold L. Newman.
19. Purchase Agreement for acquisition of property at 726 Hackberry Drive South.
20. Purchase Agreement for acquisition of property at 3842 River Drive South (Project No. MS-15-K0).
21. Encroachment Agreement with DFI Black Building LLC at 114 Broadway to allow for an iconic sign.
22. Quote from Dakota Fence in the amount of \$73,898.00 to install fence under the 1st Avenue North bridge at the Red River.
23. Release of Permanent Easement with Marie T. and Jonathan B. Offutt for property located in Maier First Subdivision.
24. Final Balancing Change Order No. 4 for a decrease of \$137,063.43 for Project No. FM-15-F1.
25. Contract Amendment No. 1 for an increase of \$650.00 for Project No. MS-16-M0.
26. Contract Amendment No. 1 for an increase of \$22,500.00 for Project No. MS-16-S0.

27. Contract Amendment No. 2 for an increase of \$50,725.00 for Project No. MS-15-P0.
28. Bid award for Project No. FM-14-63.
29. Bid advertisement for Project No. TR-17-B.
30. Contract and bond for Project No. UR-17-F1.
31. Bills.
32. Cost Participation and Maintenance Agreement with the NDDOT for Improvement District No. BR-18-B1.
33. Encroachment Agreement with Fargo Public Schools for Improvement District No. BR-17-F1.
34. Time extension to 11/6/17 for Improvement District No. BR-17-J1.
35. Time extension to 11/15/17 for Improvement District No. BR-17-F1.
36. Change Order No. 1 for an increase of \$24,300.00 and time extension to 9/15/17 for Improvement District No. BR-17-C1.
37. Change Order No. 1 for an increase of \$13,751.40 and time extension to 12/4/17 for Improvement District No. BR-17-B1.
38. Final Balancing Change Order No. 3 for a decrease of \$50,498.14 for Improvement District No. PN-15-J1.
39. Contract and bond for Improvement District No. BN-17-H1.

**REGULAR AGENDA:**

40. Recognition of National Payroll Week and the efforts of the City's payroll processing team.
41. Public Hearings - 5:15 pm:
  - a. BNG Addition (3285 47th Street South); approval recommended by the Planning Commission on 9/5/17:
    1. Zoning change from LC, Limited Commercial with a C-O, Conditional Overlay to GO, General Office, with a C-O, Conditional Overlay.
    2. 1st reading of rezoning Ordinance.
  - b. Silverleaf Third Addition (2801 64th Avenue South and 2748 Samuel Drive South); approval recommended by the Planning Commission on 7/6/17:
    1. Zoning Change from AG, Agricultural to SR-2, Single-Dwelling Residential.
    2. 1st reading of rezoning Ordinance.
    3. Plat of Silverleaf Third Addition.
  - c. Appeal of a Board of Adjustment decision on a variance request at 3931 and 3949 37th Avenue South to allow a proposed building to be constructed to a lower elevation than would otherwise be required by the City's Floodproofing Code, as referenced by Article 21-06 of the Fargo Municipal Code.
    1. Denied by the Board of Adjustment on 8/22/17.

42. Public Hearing - 6:00 p.m.:
  - a. Public comment on the 2017, payable 2018, tax levy and the 2018 preliminary budget.
    1. Adopt the 2018 City of Fargo budget and proposed tax levies.
43. Recommendation to appoint Justin Schoenberg to the Board of Appeals.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 241-1310. Please contact us at least 48 hours before the meeting to give our staff adequate time to make arrangements.