

BOARD OF CITY COMMISSIONERS
Fargo, North Dakota

Regular Meeting: Monday: February 29, 2016:

The Regular Meeting of the Board of City Commissioners of the City of Fargo, North Dakota, was held in the City Commission Room at City Hall at 5:00 o'clock p.m., Monday, February 29, 2016.

The Commissioners present or absent were as shown following:

Present: Gehrig, Piepkorn, Sobolik (via conference call), Williams, Mahoney.

Absent: None.

Mayor Mahoney presiding.

Order of Agenda Approved:

Commissioner Williams moved the Order of the Agenda be approved.

Second by Piepkorn. All the Commissioners voted aye and the motion was declared carried.

Minutes Approved:

Commissioner Gehrig moved that the Minutes of the Regular Meeting of the Board held on February 16, 2016 be approved as read.

Second by Williams. All the Commissioners voted aye and the motion was declared carried.

Consent Agenda Approved:

Commissioner Williams moved the Consent Agenda be approved as follows:

1. Meter Reader I contract with Terry Steinhouse.
2. Out-of-Grade pay for the Transit Administrator retroactively to January 4, 2016.
3. Mass Transit Agreement with the City of West Fargo for 2016.
4. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 2/16/16:
 - a. Rezoning Certain Parcels of Land Lying in Cobalt Addition to the City of Fargo, Cass County, North Dakota.
 - b. Rezoning Certain Parcels of Land Lying in Darling's Third Addition, Fargo, Cass County, North Dakota.
 - c. Rezoning Certain Parcels of Land Lying in Southside 1st Addition, Fargo, Cass County, North Dakota.

5. Recommendation to authorize a \$10,000.00 contribution to the ND Statewide Housing Needs Assessment.
6. Task Order No. 2 for an Advanced Engineering and Environmental Services, Inc. contract for \$50,000.00 for The Fargo Project.
7. Authorize the Kilbourne Group and their contractors access to the parking lot on the north side of 2nd Avenue North and Roberts Street to conduct surveys and geotechnical testing.
8. Change Orders for the Fargo Cass Public Health Remodeling Project:
 - a. No. G-15 for an increase of \$1,832.00.
 - b. No. G-16 for an increase of \$1,514.80.
 - c. No. M-8 for an increase of \$4,653.00.
9. 5-year tax exemptions for improvements made to buildings:
 - a. Harlan Herberholz, 2809 11th Street South.
 - b. Derrick LaPoint and Lauryn Holmquist, 1348 3rd Street North.
10. Purchase of one hook hoist refuse body from Sanitation Products for \$57,433.00.
11. Purchase of one Cat 416F2 from Butler Machinery for \$81,815.00.
12. Applications for Games of Chance:
 - a. North Dakota Autism Center, Inc. for a raffle on 4/29/16.
 - b. Fargo Moorhead Derby Girls for a raffle on 3/5/16.
 - c. Clara Barton Hawthorne PTA for bingo on 3/19/16.
 - d. Tri-City Storm Soccer Club for a raffle on 6/19/16.
 - e. Bennett Elementary for a raffle on 4/8/16.
 - f. Knights of Columbus #6570 for a calendar raffle from 5/1/16 to 5/31/16.
 - g. Sigma Alpha Epsilon for a raffle on 3/21/16.
 - h. Oak Grove Lutheran School for a raffle on 3/11/16.
13. Authorize submittal of the cycle verification documentation to allow FEMA's contractor to review and authorize changes to the City's Community Rating System profile.
14. Participation in a Statewide Pavement Condition Survey at an estimated cost of \$27,250.00 (Project No. MS-16-E).
15. Recommendation to approve Option 2B.2 for Project No. FM-14-71.
16. Bid advertisement for Project Nos. FM-15-B, SR-16-A, TM-16-A and TR-16-A.
17. Contracts and bonds for Project No. WA1501.

18. Bills in the amount of \$9,930,176.17.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Recommendation to Not Include an Incentive/Disincentive Clause for Improvement District No. BR-16-C Approved:

The Board received a communication from the Public Works Projects Evaluation Committee (PWPEC) regarding a recommendation to not include an incentive/disincentive clause on the 2nd Street North between 6th Avenue North and 10th Avenue North Improvement District No. BR-16-C. They said there are already projects on 2nd Street that have or will have a portion of the roadway closed; therefore, there would be too many elements outside the control of the contractor that gets this project to ensure a good use of the incentive money.

Commissioner Williams moved the incentive/disincentive clause not be included in the contract for Improvement District No. BR-16-C.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Change Order No. 1 for Improvement District No. FP-14-01 Approved:

Commissioner Williams moved approval of Change Order No. 1 for an increase of \$11,074.60 for Improvement District No. FP-14-01.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Final Balancing Change Order No. 3 for Improvement District No. UN-15-K1 Approved:

Commissioner Williams moved approval of Final Balancing Change Order No. 3 for an increase of \$5,659.00 for Improvement District No. UN-15-K1.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Final Balancing Change Order No. 1 for Improvement District No. 6200 Approved:

Commissioner Williams moved approval of Final Balancing Change Order No. 1 for an increase of \$4,206.90 for Improvement District No. 6200.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Bids Received for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1:

The bids for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., February 24, 2016 and the bids were found to be as follows:

H & S Contracting, Inc. Bid:	Moorhead, MN \$846,687.20
Ryan Contracting Bid:	Shakopee, MN \$910,691.85
Dakota Underground Company, Inc. Bid:	Fargo, ND \$964,602.57
George E. Haggart, Inc. Bid:	Fargo, ND \$968,006.57
Master Construction Company, Inc. Bid:	Fargo, ND \$1,077,109.75
Sellin Brothers, Inc. Bid:	Hawley, MN \$1,105,331.00
R & R Excavating. Inc. Bid:	Hutchinson, MN \$1,153,489.88

Contract for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1 Awarded to H & S Contracting, Inc. in the Amount of \$846,687.20:

Commissioner Williams offered the following Resolution and moved its adoption:

WHEREAS, The City Engineer has prepared and filed a detailed statement of the estimated costs of Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received February 24, 2016 for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1

shows the bid of H & S Contracting, Inc. of Moorhead, Minnesota, in the sum of \$846,687.20 to be the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, That the Board of City Commissioners finds and declares the bid received from H & S Contracting, Inc. in the sum of \$846,687.20 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. UN-15-M1 in the City of Fargo, North Dakota, be and the same is hereby awarded to H & S Contracting, Inc. for the sum of \$846,687.20, subject to the supervision, inspection and approval of the City Engineer, and in accordance with the Plans and Specifications filed in the office of the City Auditor.

Second by Piepkorn. On the vote being taken on the question of the adoption of the Resolution Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B (From 8th to 9th Avenue North between 14th Street and Barrett Street):

Commissioner Williams moved the following action be taken in connection with P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B:

Adopt Resolution Creating Improvement District No. AN-16-B:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. AN-16-B in the City of Fargo, North Dakota, be created

From 8th to 9th Avenue North between 14th Street & Barrett Street.

COMPRISING:

Lots 5 through 8 and south 60' of Lot 12, Block 3.
All in Kirkhams Addition.

Lot 1, Block 1.
All in Mercedes 1st Addition.

All of the foregoing is located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. AN-16-B:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. AN-16-B in the

City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$78,690.00.)

Order Plans and Specifications for Improvement District No. AN-16-B:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. AN-16-B in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. AN-16-B:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. AN-16-B in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. AN-16-B in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring P.C. Concrete Alley Paving and Incidentals Necessary:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That the entire cost of said improvement be specially assessed against the benefited property in said improvement district in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed P.C. Concrete Alley Paving and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.

Direct City Auditor's Office to Call for Bids for Improvement District No. AN-16-B:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. AN-16-B in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A (51st Street South from 28th Avenue South to 30th Avenue South):

Commissioner Williams moved the following action be taken in connection with Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A:

Adopt Resolution Creating Improvement District No. BN-16-A:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. BN-16-A in the City of Fargo, North Dakota, be created

51st Street South from 28th Avenue South to 30th Avenue South.

COMPRISING:

Lot 2, Block 2, Urban Plains by Brandt 2nd Addition.

Lots 1, 2, & 3, Block 1, Brandt Park Addition.

Lots 3 and 4, Block 1, Urban Plains Medical Park Addition.

All of the foregoing located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. BN-16-A:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. BN-16-A in the City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$933,888.83.)

Order Plans and Specifications for Improvement District No. BN-16-A:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. BN-16-A in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. BN-16-A:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. BN-16-A in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. BN-16-A in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Necessary:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That the entire cost of said improvement be specially assessed against the benefited property in said improvement district in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.

Direct City Auditor's Office to Call for Bids for Improvement District No. BN-16-A:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. BN-16-A in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A (Various Locations in North Fargo):

Commissioner Williams moved the following action be taken in connection with Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A:

Adopt Resolution Creating Improvement District No. BR-16-A:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. BR-16-A in the City of Fargo, North Dakota, be created

On 7th Street North from 32nd Avenue to 28th Avenue.

On 28th Avenue North from Broadway to 8th Street.

COMPRISING:

Block 5.

All in Peter Sway 3rd Addition.

Lots 1 through 16, Block 1.

Lots 1 through 16, Block 2. Block

4.

Lots 1 through 10, Block 5.

All in Laurence Yunker 1st Addition.

Lots 9 through 16, Block 1. Lots

1 through 8, Block 2.

Lots 9 through 16, Block 5.

Lots 1 through 8, Block 6.

All in Knollbrook Addition.

All of the foregoing located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. BR-16-A:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. BR-16-A in the City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$3,860,697.00.)

Order Plans and Specifications for Improvement District No. BR-16-A:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. BR-16-A in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. BR-16-A:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. BR-16-A in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. BR-16-A in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Necessary: BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That a portion of said Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals improvement is to be paid from wastewater infrastructure sales tax and approximately 45% is to be assessed against the benefited property in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.

Direct City Auditor's Office to Call for Bids for Improvement District No. BR-16-A:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. BR-16-A in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Flood Mitigation, Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. FM-14-9 (Various Locations in North Fargo):

Commissioner Williams moved the following action be taken in connection with Flood Mitigation, Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. FM-14-9:

Adopt Resolution Creating Improvement District No. FM-14-9:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. FM-14-9 in the City of Fargo, North Dakota, be created

On 2nd Street North from 6th Avenue to 1st Avenue.

On 1st Avenue North from 3rd Street to Red River.

On 4th Avenue North from 3rd Street to 2nd Street.

COMPRISING:

Lot 1, Block 1.

All in Malme Addition.

Lots 4 & 5, Block 37.

All in Auditors Lot 4.

Lots 1 & 2, Block1.

All in North Park Maintenance Addition.

Lots 1 through 12, Block 2.

Lots 1 through 24, Block 5.

Lots 1 through 24, Block 6.

Lots 1 through 24, Block 7.

Lots 1 through 24, Block 8.

Lots 1 through 16, Block 9.

Lots 1 through 22, Block 10.
Lots 1 through 24, Block 11.
Lots 1 through 24, Block 13.
Lots 1 through 24, Block 14.
Lots 1 through 24, Block 15.
Lots 1 through 8, Block 16.
Lots 10 & 11, Block 16.
Lots 14 & 15, Block 16.
Lots 1 through 24, Block 18.
Lots 1 through 24, Block 19.
Lots 1 through 34, Block 20.
Lots 1 through 34, Block 21.
Lots 1 through 34, Block 22.
Lots 1 through 33, Block 23.
Lots 1 through 31, Block 24.
Lots 1 through 30, Block 25.
Lots 1 through 27, Block 26.
Lots 1 through 13, Block 27. All
in Reeve's Addition.

Lots 4, 5 & 8, Block 1.
All in P.M. Properties Subdivision.

Lot 1, Block 1.
All in Steidl Hawes Addition.

Lots 1 through 9, Block 1.
Lots 1 through 6, Block 2.
All in 2nd Avenue North Subdivision.

Lots 1 through 16, Block A.
Lots 1 through 16, Block B. All
in Stern's Subdivision.

Lots 1 through 4, Block 1.
Lots 1 through 18, Block 12.
Lots 22 through 24, Block 12.
All in Elim Rehabilitation Addition.

Block A.
Lots 1 through 9, Block 10.
Lots 5 through 9, Block 19.
Lots 1 through 12, Block 20.
Lots 1 through 12, Block 21.
Lots 1 through 12, Block 22.

Lots 1 through 6, Block 23.
Block 24.
Lots 1 through 12, Block 25.
Lots 1 through 12, Block 26.
Lots 3 through 12, Block 29.
Lots 1 through 12, Block 30. Lot
1, Block 34.
Lots 1 through 12, Block 35.
Lots 1 through 12, Block 36.
Lots 1 through 12, Block 37.
Lots 1 through 12, Block 38.
Lots 1 through 12, Block 39.
Lots 1 through 12, Block 40.
Lots 1 through 9, Block 41. Lots
1 & 2, Block 42.
Lots 1 through 6, Block 43.
Lots 1 through 6, Block 44.
Lots 1 through 6, Block 46.
Lots 1 through 5, Block 47.
All in Roberts 2nd Addition.

Lots 1 through 29, Block 1.
Lots 1 through 6, Block 2.
Lots 10 through 12, Block 2.
Lots 1 through 12, Block 3.
Lots 1 through 12, Block 4.
Lots 1 through 14, Block 5.
Lots 1 through 6, Block 6.
Lots A through M, Block 7.
Lots 4 through 13, Block 7.
Lots 1 through 14, Block 8.
Lots 1 through 12, Block 9.
All in Roberts Addition.

Lots 1 through 3, Block 1.
Lots 6 through 27, Block 1.
All in S.G. Roberts Addition Plat No. 2.

Lot 1, Block 1.
All in Burgum Addition.

Lot 1, Block 1.
All in Christianson Addition.

Lots 1 through 10, Block 45. All
in Mealey's Subdivision.

Lots A through G, Block 42.
All in Tyler & Benton's Subdivision.

Lots 1 through 3, Block 27.
Lots 7 through 12, Block 27.
Lots A through C, Block 27.
Lots A through H and K, Block 28.
Lots 7 through 12, Block 28.
Lots A through C, Block 29.
All in Douglas 2nd Subdivision.

Lots A through F, Block 10. All
in Auditor's Subdivision.

Lots 1 through 6, Block A.
All in Sheehan's Subdivision.

Lots A through E, Block A. Lots
A through L, Block B.
Lots D through K, Block C.
Block E.
All in Chapin, Johnson and Barretts Addition.

Lots A through U, Block 2.
Lots 1 through 12, Block 6.
All in Hagaman's Subdivision.

Lots 1 through 9, Block E.
All in Kirkham's Subdivision.

Lots 1 through 14, Block 1.
Lots 18 through 22, Block 1.
Lots A through F, Block 1.
Lots 1 through 14, Block 2.
Lots 18 through 22, Block 2.
Lots A through G, Block 2.
Lots 1 through 22, Block 3.
Lots 1 through 22, Block 4.
Lots 1 through 18, Block 7.
Lots 1 through 24, Block 8.
Lots 1 through 24, Block 9.

Lot 1 and lots 12 through 18, Block 10.
Lot 1 and lots 8 through 18, Block 15. Lots
1 through 24, Block 16.
All in Keeney and Devitt's Addition.

Block 17.

Block 18.

Lots 1 through 5, Block 21.

Lots 10 through 12, Block 21. Lots

1 through 5, Block 22.

Lots 10 through 12, Block 22.

Lots 1 through 4, Block 23.

Lots 11 and 12, Block 23.

Block 28.

Block 29.

Block 30.

Lots 1 through 12, Block 31.

Lots 2 and 3, blocks 31 and 32. & all of 13 thru 23 keeney subd of lts 1, 2, 3, 4 &
11 & 12 blk 32 & lt 12 blk 31.

Lots 1 through 5 and lots 8 through 10, block 32. Lot

1 and lots 8 through 12, block 34.

All in Keeney and Devitt's 2nd Addition.

That pt of blk 27, lying nly of great northern rr (now bnrr) r/w, less that pt which
is w of e ly lt ln of 8, 9, 10, 11, 12 & 1, blk 28, keeney & devitts 2, extended directly
sly to bn r/w, together with that pt of vac elm st lying adj to same & pt of vac 5
ave n lying adj

All in Keeney and Devitt's 2nd Addition.

All that pt of blk 27 which is n of r/w of bn rr & w of e lt lns of 8, 9, 10, 11, 12 & 1
extended of blk 28

All in Keeney and Devitt's 2nd Addition.

Block 1.

All in Pladson Addition.

Lots 5 through 10, Block 23.

Lots 13 through 18, Block 23.

All in Leach and Wells Subdivision.

Lots 6 through 9, Block 24.

Lots 13 through 18, Block 24. All
in Keeney's Subdivision.

Lots 1 through 24, Block A1.
 Lots 1 through 24, Block A2.
 Lots 1 through 16, Block A3.
 Lots 1 through 13, Block A4.
 All in Northern Pacific 2nd Addition.

Lot 1, Block 1.
 Lots 1 through 3, Block 2.
 All in Machinery Row Addition.

Lots A and B, Block 1 Block
 22.
 All in Great Northern Depot Addition.

Lots 1 through 3, Block 1.
 Lots 1 through 3, Block 2.
 Lots 1 and 2, Block 3.
 Block 4.
 Block 5.
 Block 6.
 Lots 1 and 2, Block 7.
 Lots 1 through 4, Block 8
 All in North Dakota Urban Renewal Addition.

Block A.
 Block B.
 Block C.
 Lots 1 through 49, Block 1.
 All in Oak Grove Addition.

A lot pt of the n 1/2 of the nw 1/4 of sec 7 twp 139n rge 49w, incl a pt of rr outlot no. 3 & a pt of the bnsf rr (formerly northern pacific rr co) 400 ft wide charter r/w, more particularly desc as foll: comm at the ne cor of sd rr outlot #3, sd cor being at the inter of the sly r/w ln of northern pacific ave & the wly r/w ln of 8th st n; then s 87 deg 53 min 56 sec w (assmd brg), alg the sly r/w ln of sd northern pacific ave, for a dist of 60.19 ft to the nw cor of a tract desc in doc #1015022 & the true pt of beg; then cont s 87 deg 53 min 56 sec w, alg the sly r/w ln of sd np ave, for a dist of 344.81 ft to the ne cor of a tract desc in doc #1101656; then s 02 deg 06 min 04 sec e, alg the ely ln of a tract desc in sd doc #1101656, for a dist of 143.00 ft to the se cor of a tract of land desc in sd doc # 1101656; then s 84 deg 56 min 28 sec w, alg the sly ln of a tract of land desc in sd doc # 1101656, for a dist of 329.45 ft to the sw cor of a tract desc in sd doc # 1101656; then n 88 deg 52 min 12 sec e for a dist of 329.06 ft to a pt of inter w/ a ln lying 80.00 ft nly of (as meas perp to) the cntrln of the bnsf rr's westbound mainline track, then s 87 deg 31 min 42 sec e, para w/ and 80.00 ft nly of sd westbound mainline track

centerline for a dist of 330.47 ft to a pt of inter w/ the wly ln as ext s of a tract of land desc in sd doc #1015022; then n 02 deg 29 min 00 sec e, alg the wly ln as ext s & alg the wly ln of a tract desc in sd doc #1015022, for a dist of 192.54 ft to the true pt of beg. All of the following located in Northern Pacific Addition.

All the unplatted land between 7th Avenue North and Dakota Drive North and 17th Street North and 14th Street North.

All the unplatted land between the Red River and University Drive North and Main Avenue and Northern Pacific Avenue North.

All unplatted on a tract of land loc at nw cor of lt 1, blk 27, reeves, sd pt also being on sly r/w ln of 1 ave n; then s 85 deg 48 min 15 sec w (assmd brg) alg sly ln of sd 1 ave n & alg nly ln of sd lt 5, for a dist of 5.39 ft to true pt of beg; then cont s 85 deg 48 min 15 sec w, alg sly ln of sd 1 ave n, for a dist of 351 ft, then s 00 deg 00 min 00 sec e, para with wly r/w ln of vac 16 1/2 st n, for a dist of 204.34 ft to nly r/w ln of a rr; then s 84 deg 30 min 51 sec e, alg nly r/w ln of sd rr, for a dist of 259 ft; then n 19 deg 54 min 12 sec e for a dist of 270.97 ft to true pt of beg.

All of the foregoing located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Flood Mitigation, Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. FM-14-9 in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. FM-14-9:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. FM-14-9 in the City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$5,169,886.00.)

Direct City Auditor's Office to Call for Bids for Improvement District No. FM-14-9:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. FM-14-9 in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-0 (On 13th Avenue South from 38th Street South to 45th Street South):

Commissioner Williams moved the following action be taken in connection with Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-0:

Adopt Resolution Creating Improvement District No. PR-14-0:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. PR-14-0 in the City of Fargo, North Dakota, be created

On 13th Avenue South from 38th Street South to 45th Street South.

COMPRISING:

Lot 1, Block 1.

All in Crop Growers Subdivision.

Lots 4, 5, and east 15 FT of Lot 6, Block 1.

All in Dakota View Estates Addition.

Lot 4, Block A.

All in Dakota View Estates 2nd Addition.

All Lots and Blocks in the Rabanus Addition and all its replats.

Lots 1 and 2, Block 1.

All in TSPA Addition.

Lots 1 through 8, and Lots 11 through 14, Block 1.

Lots 1 through 6, Block 2.

Lot 1, Block 3.

Lot 1, Block 4.

Lots 1 and 2, Block 5.

Lots 1 through 7, Block 6.

Lots 1 and 2, Block 7.

All in Village West Addition.

Lots 1 through 9 and 24, Block 1.

Lots 1 through 11, Block 5.

Lots 1 through 13, Block 6. Lots

1 through 6, Block 7.

Lots 1 through 14, Block 8.

Lots 1 through 13, Block 9.

Lots 1 through 3, Block A.

Lots 1 through 8, Block B.
All in Village West 2nd Addition.

Lots 1 and 2, Block 1.
All in Village West 3rd Addition.

Lots 1 and 2, Block 1.
All in West Acres 1st Addition.

Lots 1 through 8, Block 1.
Lots 1 through 7, Block 2.
Lots 1 through 3, Block 3.
All in West Acres 2nd Addition.

Block 4.
All in West Acres 3rd Addition.

Lots 1 through 12, Block 1.
Lots 1 through 12, Block 3.
Lots 1 through 10, Block 4.
Lots 1 through 20, Block 5.
Lots 1 through 10, Block 6.
Lots 1 through 10, Block 7.
Lots 1 through 5, Block 8.
All in West Acres 4th Addition.

Lots 1 through 19, Block 1.
All in West Acres Mall Addition.

Lots 1 through 4, Block 1.
All in West Acres Business Park 1st Addition.

Lots 2 and 3, Block 1.
All in West Acres Business Park 2nd Addition.

Lots 1 through 7, Block 1.
Lots 2 and 3, Block 2.
All in West Acres Business Park 3rd Addition.

Lots 1, 2 and 3, Block 1.
All in West Acres Business Park 4th Addition.

Lots 1 and 2, Block 1.
All in West Acres Business Park 5th Addition.

Lot 1, Block 1.
All in West Acres Business Park 6th Addition.

Lots 1, 3 and 4, Block 1.
All in West Acres Business Park 7th Addition.

Part of Lot 1, Block 1.
All in West Acres Business Park 8th Addition.

Lot 1, Block 1.
All in West Acres Business Park 9th Addition.

Lots 1, 2, and 3, Block 1.
All in West Acres Business Park 10th Addition.

Lots 4 through 9, Block 1.
Lots 1 through 5, and Lots 16 through 20, Block 2.
All in West Park 2nd Addition.

Lots 1, 2, 3, Less than 15' of lot 6, and 7, Block 1. All
in Dakota View Estates Addition.

Lots 2 and 3, Block A.
All in Dakota View Estates 2nd Addition.

Lots 1, 2, and 3, Block 1.
All in Safari Addition.

Lots 1 and 2, Block 1.
All in AAA North Dakota Addition.

Lots 1, 2, and 3, Block 1.
All in Ekman Addition.

Lots 1, 2, and 3, Block 1.
All in Sisters Path Addition.

Lot 1, Block 1.
All in Staybridge Addition.

Lots 1 through 5, Block 1.
All in Capital Square Addition.

Lot 1, Block 1.

All in Pinehurst 1st Addition.

Lot 1, Block 1.

All in Concierge SW Addition.

Lot 1, Block 1.

All in Concierge SW 2nd Addition.

Lots 1 and 2, Block 1.

All in Isaak-Dosch Addition.

Lot 2, Block 1.

All in Capital Square Addition.

Lots 1 and 2, Block 1.

All in William A Schlossman Addition.

Lots 1 through 3, Block 1.

All in Tower Park Plaza 1st Addition.

Lots 1 through 3, Block 1.

All in Builders Square 1st Addition.

Lots 1 through 5, Block 1.

All in Hinks Addition.

Lots 1 and 2, Block 1.

All in Kelly Prairie Pasta Addition.

Lots 1 and 2, Block 1.

All in GRB Subway Properties Addition.

All of the foregoing is located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-0 in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. PR-14-0:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. PR-14-0 in the City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$11,814,892.00.)

Order Plans and Specifications for Improvement District No. PR-14-0:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. PR-14-0 in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. PR-14-0:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. PR-14-0 in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. PR-14-0 in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Necessary:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-0 in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That a portion of said Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals improvement is to be paid from infrastructure sales tax, and approximately 88% is to be assessed against the benefited property in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.

Direct City Auditor's Office to Call for Bids for Improvement District No. PR-14-0:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. PR-14-0 in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

**Traffic Signal Improvements and Incidentals Improvement District No. TN-16-C
(Various Locations in South Fargo):**

Commissioner Williams moved the following action be taken in connection with Traffic Signal Improvements and Incidentals Improvement District No. TN-16-C:

Adopt Resolution Creating Improvement District No. TN-16-C:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. TN-16-C in the City of Fargo, North Dakota, be created

LOCATION SITE 1:

45th Street at 36th Avenue South

LOCATION SITE 2:

45th Street at 44th Avenue South

LOCATION SITE 3:

42nd Street at 44th Avenue South

COMPRISING SITE 1

Lot 1, Block 1.

All in Sheyenne Addition.

Lot 1, Block 2.

Lots 8 through 14, Block 6.

Lots 1 through 14, Block 7.

Lots 1 through 14, Block 8.

Lots 1 through 19, Block 9.

All in Pointe West 1st Addition.

Lots 1 through 3, Block 2.

All in Asleson Commercial Addition.

Lots 8 through 14, Block 5.

Lots 1 through 14, Block 6.

Lots 1 through 14, Block 7.

Lots 1 through 14, Block 8.

All in Pointe West 2nd Addition.

Lots 1 through 26, Block 1.

Lots 1 through 18, Block 2.

Lots 1 through 27, Block 3.

Lots 1 through 10, Block 4.

All in Sincebaugh Addition.

Lot 3, Block 1.
Lots 1 through 11, Block 3.
Lots 1 through 9, Block 4.
All in Vista Village Addition.

Lots 2 & 4 through 5 & 7 through 9 & 12 through 75, Block 1.
All in Vista Village 2nd Addition.

Lots 1 through 3, Block 1.
All in Vista Village 3rd Addition.

Lot 1, Block 4.
Lots 1 through 12, Block 6.
Lots 1 through 24, Block 7.
Lots 1 through 24, Block 8.
Lots 1 through 24, Block 9.
Lots 1 through 12, Block 10.
Lots 1 through 14, Block 11.
Lots 1 through 14, Block 12.
Lots 1 through 12, Block 13.
Lots 1 through 28, Block 14.
All in Brandt Crossing 1st Addition.

Lots 1 through 5, Block 1.
All in Vista Village 4th Addition.

Lots 1 through 11, Block 1.
All in Brandt Crossing 2nd Addition.

Lots 1 through 17, Block 1.
All in Brandt Crossing 3rd Addition.

Lots 2 through 5, Block 1.
All in Brandt Crossing 4th Addition.

Lots 1 through 5, Block 1.
Lots 1 through 20, Block 2.
All in Valley View Addition.

Lots 1 through 2, Block 1.
All in Brandt Crossing 8th Addition.

Lots 1 through 2, Block 1.
All in Sincebaugh Addition.

Lots 1 through 3, Block 1.
All in Vista Village 5th Addition.

Lot 2, Block 1.
All in Vista Addition.

COMPRISING SITE 2

Lots 1 through 19, Block 1.
Lots 1 through 17, Block 2.
Lots 1 through 36, Block 3.
Lots 4 through 15, Block 4.
All in Woodhaven 2nd Addition.

Lots 1 through 14, Block 2.
Lots 1 through 36, Block 3.
Lots 1 through 12, Block 4.
Lot 3, Block 5.
Lots 1 through 23, Block 6.
Lots 1 through 19, Block 7.
Lots 1 through 18, Block 8.
Lots 1 through 24, Block 9.
All in Osgood Townsite 1st Addition.

Lots 1 through 10, Block 1.
All in Osgood Townsite 2nd Addition.

Lots 1 through 6 & 12 through 13, Block 1.
Lots 1 through 3 & 6 through 8, Block 2.
Lots 1 & 3 through 5 & 9 through 11, Block 3.
Lot 1, Block 4.
All in Woodhaven 3rd Addition.

Lots 1 through 17 Block 1.
All in Estoria 1st Addition.

Lots 1 through 4, Block 1.
All in Osgood Townsite 3rd Addition.

Lots 1 through 28, Block 1.
Lots 1 through 14, Block 2.
Lots 1 through 36, Block 3.
Lots 1 through 34, Block 4.
All in Woodhaven 4th Addition.

Lots 1 & 3, Block 1.
All in Osgood Townsite 6th Addition.

Lot 7, Block 1.
Lots 19 through 23 & 38, Block 2.
Lots 1 through 9, Block 3.
All in Woodhaven 5th Addition.

Lots 1 through 118, Block 1.
Lots 1 through 24, Block 2.
Lots 1 through 20, Block 3.
Lots 1 through 48, Block 4.
All in Osgood Townsite 7th Addition.
Lots 3 through 4, Block 1.
All in Osgood Townsite Marketplace Addition.

Lots 1 through 7, Block 1.
All in Shoppes at Osgood Addition.

Lots 1 through 6, Block 1.
All in Osgood Townsite City Cent Addition.

Lots 1 through 11, Block 1.
All in 44th Street Villa Addition.

Lots 1 through 2, Block 1.
All in Country Grove Addition.

Lots 1 through 4, Block 1.
All in Osgood Townsite 9th Addition.

Lots 1 through 19, Block 1.
All in Woodhaven 6th Addition.

Lots 1 through 2, Block 1.
All in Shoppes at Osgood SW 1st Addition.

Lots 1 through 6, Block 1.
All in Woodhaven 7th Addition.

Lots 1 through 2, Block 1.
All in Osgood Townsite Marketplace Addition.

Lots 1 through 9, Block 1.

Lots 1 & 5 through 8, Block 2.
All in Osgood Townsite 11th Addition.

Lots 25 through 35, Block 1.
Lots 16 through 23, Block 2.
All in Creekside Addition.

Lots 1 & 2, Block 1.
All in Southwest Fargo Mission Addition.

Lots 1 through 10, Block 1.
All in Creekside 2nd Addition.

Lots 1 through 22, Block 1.
Lots 1 through 12, Block 2.
Lots 1 through 8, Block 3.
All in Evelyns Acres Addition.

Lots 1 through 10, Block 1.
Lot 2, Block 2.
Lots 5 through 7, Block 3.
Lot 1, Block 2.
All in Town Square Village Addition.

Lots 1 through 13, Block 1.
All in Evelyns Acres 240 Addition.

Lots 1 through 3, Block 1.
All in Town Square Village 2nd Addition.

COMPRISING SITE 3

Lot 1, Block 1.
Lots 1 through 2, Block 2.
All in Great Plains Software Addition.

Lots 2 through 3, Block 1.
All in Schumacher Subdivision Addition.

Lots 2 through 4, Block 1.
Lot 1, Block 3.
All in Prairie Tech Addition.

Lots 1 through 25, Block 1.
Lots 1 through 17, Block 2.
Lots 1 through 27, Block 3.

Lots 1 through 9, Block 4.
All in Woodhaven 1st Addition.

Lot 1, Block 1.
All in Southwest Elementary Addition.

Lots 1 through 24, Block 5.
Lots 1 through 36, Block 6.
All in Woodhaven 4th Addition.

Lots 1 through 8, Block 1.
All in Woodhaven Plaza Addition.

Lots 1 through 18, Block 2. Lots
1 through 9, Block 4.
Lots 1 through 21, Block 5.
Lots 1 through 11, Block 6.
Lots 1 through 16, Block 7.
Lots 1 through 13, Block 8.
All in Woodhaven 5th Addition.

Lots 1 through 3, Block 1.
All in Williams Thomas Addition.

Lots 1 through 4, Block 1.
All in Krueger Cottages at Wood Addition.

Lots 1 through 45, Block 1.
Lots 1 through 10, Block 2.
Lots 1 through 21, Block 3.
Lots 1 through 19, Block 4.
Lots 1 through 2, Block 5.
All in Cottagewood 1st Addition.

All of the foregoing is located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Traffic Signal Improvements and Incidentals Improvement District No. TN-16-C in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. TN-16-C:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. TN-16-C in the

City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$1,136,649.31.)

Order Plans and Specifications for Improvement District No. TN-16-C:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. TN-16-C in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. TN-16-C:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. TN-16-C in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. TN-16-C in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring Traffic Signal Improvements and Incidentals Necessary:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct Traffic Signal Improvements and Incidentals Improvement District No. TN-16-C in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That the entire cost of said improvement be specially assessed against the benefited property in said improvement district in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed Traffic Signal Improvements and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.

Direct City Auditor's Office to Call for Bids for Improvement District No. TN-16-C:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. TN-16-C in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B (Various Locations in South Fargo):

Commissioner Williams moved the following action be taken in connection with Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B:

Adopt Resolution Creating Improvement District No. UR-15-B:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. UR-15-B in the City of Fargo, North Dakota, be created

Various Storm sewer inlet repairs located in the centralized location described below and shown on the provided exhibit.

COMPRISING:

The parcels internally bounded by the area described by the following roadways: on the north by 33rd Street S, on the east by University Drive S, on the south by 40th Avenue S and on the west by 25th Street S and as shown on the provided exhibit.

All of the foregoing is located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost from the City Engineer for Improvement District No. UR-15-B:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. UR-15-B in the City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$425,163.10.)

Order Plans and Specifications for Improvement District No. UR-15-B:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. UR-15-B in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. UR-15-B:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. UR-15-B in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. UR-15-B in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring Storm Sewer Repairs and Incidentals Necessary:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That the entire cost of said improvement be specially assessed against the benefited property in said improvement district in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed Storm Sewer Repairs and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.

Direct City Auditor's Office to Call for Bids for Improvement District No. UR-15-B:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. UR-15-B in the City of Fargo, North Dakota.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Update on the Georgetown University Energy Prize Competition:

Community Development Administrator Dan Mahli said the City of Fargo has been named a semi-finalist in the Georgetown University Energy Prize (GUEP) competition

Malini Srivastava said the community is invited to participate in the newly launched eFargo game at www.eFargo.org as part of the competition. Residents can sign up as a player and through different challenges, players can increase efficiencies, she said, with the goal being to reduce energy use and save money. The competition provides an opportunity to win a \$5 million dollar grand prize, she said and the group is reaching out to residents, students and area schools. She stated work is being done to design an affordable, energy efficient house for Habitat for Humanity and municipal building assessments are being conducted. Through partnerships with utility providers, energy use for the entire City is being tracked, she said. Fargo currently ranks fourth in the Energy Prize Competition she stated, and the hope is to do well enough in this stage of the competition to advance to the finals.

2016 Community Development Action Plan for Housing and Community Development Approved:

A Hearing had been set for this day and hour on the proposed 2016 Community Development Action Plan for Housing and Community Development resources which will be used in the next fiscal year in accordance with the community's Consolidated Plan update.

The Board received a communication from Community Development Administrator Dan Mahli stating the Community Development Committee is recommending approval of the 2016 Community Development Action Plan. He stated the proposed budget anticipates \$678,000.00 in Federal Community Development Block Grant (CDBG) funds and \$354,000.00 in HOME funds, as well as approximately \$50,000 in HOME program income and \$400,000 in Neighborhood Stabilization Program Income Funds. Upon approval by the City Commission, he said, the plan will be forwarded to the US Department of Housing and Urban Development for review and approval. He said projects in the 2016 Action Plan include the following activities:

HOUSING:

Housing Rehabilitation-Owner Occupied - \$305,467 to be available for rehabilitation of existing owner occupied housing units. This includes \$43,965 in CDBG and \$261,502 in HOME funds.

Community Development Housing Organization (CHDO) Project - \$100,000 in HOME funds for construction of affordable housing.

Special Assessment Assistance - \$10,000 in CDBG funds to assist low income homeowners with annual special assessments.

DOWNTOWN PROJECTS:

\$100,000 in CDBG funds for projects that address slum and blight conditions in downtown Fargo.

PUBLIC SERVICE PROJECTS:

Fargo Homeless Initiatives - \$80,000 in CDBG funds to support homeless initiatives at the Gladys Ray Shelter, homeless police liaison and 10-year plan activities.

Snow Removal Assistance - \$2,000 in CDBG funds to offer snow removal assistance to low income senior households and people with disabilities.

High Plains Fair Housing Center - \$6,000 in CDBG funds for comprehensive outreach and education on fair housing laws.

Metro Transportation Initiative - Opportunities Under Transit (OUT) - \$3,000 in CDBG funds to provide transportation to low and moderate income participants.

Job Training - \$15,000 in CDBG funds to provide job skills training and development for New American and Native American people and low income persons.

FACILITIES/CAPITAL, NEIGHBORHOODS:

Neighborhood Project - \$100,000 in CDBG funds will be used to support a neighborhood project in a low to moderate income area.

Madison Neighborhood Projects - Golden Ridge Community Center - \$50,000 in CDBG funds to renovate a neighborhood facility, improve bathrooms and accessibility. Legacy Children's Foundation - \$50,000 in CDBG funds to provide matching funds for a park enhancement near Madison school.

LSS of ND - Great Plains Food Bank - \$75,000 in CDBG funds for a new freezer for the Great Plains Food Bank.

ADMINISTRATION:

\$133,741 in CDBG funds for project development, planning and administrative costs associated with the delivery of the CDBG program. HOME funds will provide an additional \$34,611 for administration.

Puja Chhetri said she would like to thank the Board for the funding for the Legacy Children's Foundation's park enhancement near Madison School. She said there are over 500 people of 12 different ethnic backgrounds in that area and 200 of them are children, so having the park helps the neighborhood get together. She said knowing your neighbors helps make a neighborhood stronger and improves quality of life.

Commissioner Piepkorn moved the 2016 Community Development Action Plan be approved.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Gehrig and Mahoney voted aye.

Commissioner Sobolik abstained from voting.

No Commissioner being absent and none voting nay, the motion was declared carried.

Application to Transfer the Alcoholic Beverage License from Imperial Hospitality, LLC d/b/a Vista Inn & Suites to Great Plains Hospitality, Inc. d/b/a Vista Inn Approved:

A Hearing had been set for this day and hour on an application to transfer the Class "ABH" Alcoholic Beverage License from Imperial Hospitality, LLC d/b/a Vista Inn & Suites at 1340 21st Avenue South to Great Plains Hospitality, Inc. d/b/a Vista Inn notice of which had been duly published in the official newspaper for the City of Fargo.

No written protest or objection to the granting of the application has been received or filed in the office of the City Auditor, and said application has been approved by the Police Department as to the character of the applicant.

The Board determined that no person is present at this Hearing to protest or offer objection to the granting of the application.

Commissioner Piepkorn moved the application be approved.

Second by Gehrig. On call of the roll Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Hearing on an Application Filed by Nail Concepts, Inc. d/b/a Nail Deluxe for an Alcoholic Beverage License Continued to March 28, 2016:

This was the time and date set for a hearing on the application filed by Nail Concepts, Inc. d/b/a Nail Deluxe for a Class "G" Alcoholic Beverage License at 4302 13th Avenue South, Suite 5; however, City Auditor Steve Sprague is requesting the Hearing be continued to March 28, 2016. He said the applicant has provided additional information and continuing the hearing would allow time to assemble the information and bring it back to the Liquor Control Board for further review. Commissioner Piepkorn moved to continue the Hearing to 5:15 o'clock p.m. Monday, March 28, 2016.

Second by Gehrig. On call of the roll Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

City of Fargo's Section 5307 Federal Transportation Administration Grant Preliminary Program of Projects for 2016 Approved:

A Hearing had been set for this day and hour to consider the City's Section 5307 Federal Transportation Administration grant preliminary Program of Projects for 2016.

The Board determined that there have been no written or verbal protests and no one is present to protest thereto.

The Board received a communication from Transit Administrator Julie Bommelman stating the Federal Transit Administration will make operating grant funds in the amount

of \$2,649,920.00 available to the City to be used for the transit system. She said the Program of Projects, which she attached, was developed by the Transit Division to be submitted with the application for the funds.

Commissioner Williams complimented Ms. Bommelman and Transit staff for the good job they do in leveraging federal dollars and continuing to grow through good planning.

Commissioner Williams moved the Program of Projects for 2016 and the Federal Transit Grant Award of \$2,649,920.00 be approved.

Second by Piepkorn. On call of the roll Commissioners Williams, Piepkorn, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Declaring No Protests on Resolution Annexing Property Located in the Southeast Quarter of Section 28, Township 140 North, Range 49 West (2106 and 2102 45th Street North):

Planning Administrator Nicole Crutchfield said the area being annexed is just west of 42nd Street on the section line north of 19th Avenue North. She said this is a good time to introduce the fact that a long range study is being done in this whole area to coordinate some transportation planning, utility/infrastructure planning and working with Reile's Acres. An ET agreement and more thorough Growth Plan Amendment will be brought forward as plans get further along, she stated. Commissioner Piepkorn said NDSU has plans to build a veterinarian lab near the Interstate in that area and the Horse Park has received funding, so hopefully this will bring more activity to 19th Avenue North.

Commissioner Williams pointed out that the owners of the property asked for the annexation.

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, A Resolution of Annexation was published, as required by law, in the official newspaper for the City of Fargo on January 18 and 25, 2016, annexing approximately 162.323 acres of land located in the Southeast Quarter of Section 28, Township 140 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota; and

WHEREAS, The Board of City Commissioners finds and declares that no protests have been filed with the City Auditor's Office after publication of the Annexation Resolution adopted by the Board of City Commissioners on January 4, 2016.

NOW, THEREFORE, BE IT RESOLVED, That the tract of land described in said Resolution of Annexation be and the same is hereby annexed to, made part of and included within the corporate limits of the City of Fargo, Cass County, North Dakota, and that the City Auditor's Office be and is hereby directed to record said annexation plat in the Cass County Recorder's Office in Fargo, North Dakota.

Second by Gehrig. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Parcels of Land in Edgewood Second Addition Rezoned (3000 Elm Street North):

At a Hearing held on February 2, 2016 the Fargo Planning Commission recommended approval of a change in zoning from SR-2, Single-Dwelling Residential to LC, Limited Commercial with a C-O, Conditional Overlay on Lot 12 and part of Block 11, Block 8, Edgewood Second Addition.

The City Auditor's Office published a Notice of Hearing stating this is the time and date set for said Hearing at which time all interested persons could appear and would be heard.

Planning Administrator Nicole Crutchfield said there have been several cases like this where churches or religious institutions in older parts of the community look to upgrade signage, and because they are zoned SR-2 Single-Dwelling Residential, they are limited. She said this becomes an opportunity to change the zoning to be more in line to what a church should be. Initial concerns in the neighborhood about the new zoning that could allow retail resulted in a coordination between the church and the neighborhood for an enhanced Conditional Overlay, she said, which basically allows only Institutional uses at this location.

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, All legal requirements in connection with the above-described request for rezoning have been complied with; and

WHEREAS, There have been no written or verbal protests to the request for rezoning and no one is present to protest thereto.

NOW, THEREFORE, BE IT RESOLVED, That the findings of staff and the Planning Commission be accepted and the rezoning be approved with the Conditional Overlay requirements listed in the Ordinance on the basis that it satisfactorily complies with the Comprehensive Plan, Standards of Section 20-0906.F (1-4) and all other applicable requirements of the LDC.

Second by Williams. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Williams, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

First Reading of an Ordinance Rezoning Certain Parcels of Land Lying in Edgewood Second Addition, Fargo, Cass County, North Dakota:

Commissioner Piepkorn moved the requirement relating to receipt of the Ordinance by the Commission one week prior to first reading be waived and that the Ordinance Rezoning Certain Parcels of Land Lying in Edgewood Second Addition, Fargo, Cass County, North Dakota be placed on first reading.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Gehrig, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Amendment to the Growth Plan Approved (5634 34th Avenue South):

A Hearing had been set for this day and hour to consider approval of an amendment to the Growth Plan within the boundaries of the proposed Schatz Fourth Addition.

The Fargo Planning Commission recommended approval of the amendment to the Growth Plan at their May 5, 2015 meeting.

No written protest or objection to the amendment to the Plan has been received or filed in the Planning and Development Department.

The Board determined that no person is present to protest or offer objection to the Growth Plan amendment.

Planning Administrator Nicole Crutchfield said the developer is looking to do a mixed-use housing, retail project. She said she has been in contact with one resident in Valley View who was not able to attend this hearing who asked that she share his concerns about apartment development and density.

Jon Youness, Eagle Ridge Development, said the site plan was just submitted today and they are working on architectural plans for a three building office development, one of which will be a daycare facility.

Ms. Crutchfield said initially staff had concerns about the blocks being 600 feet long when closer to 400 feet, such as exists in the older neighborhoods, is more acceptable for walkability. She said the Planning Commission supported the plat with a 9-1 vote and staff has changed their opinion and now is in support of the plat.

Commissioner Williams said discussions about the value of shorter blocks would be good to have on a larger scale. He said there is still work to do about what the City's role is in designing that transportation network and how things are interconnected to deliver services efficiently.

Commissioner Piepkorn moved the amendment to the Growth Plan be approved.

Second by Gehrig. On call of the roll Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Parcels of Land in Schatz Fourth Addition Rezoned:

At a Hearing held on May 5, 2015 the Fargo Planning Commission recommended approval of a change in zoning from MR-1, Multi-Dwelling to MR-3, Multi-Dwelling and LC, Limited Commercial with a C-O, Conditional Overlay on a portion of the proposed Schatz Fourth Addition.

The City Auditor's Office published a Notice of Hearing stating this is the time and date set for said Hearing at which time all interested persons could appear and would be heard.

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, All legal requirements in connection with the above-described request for rezoning have been complied with; and

WHEREAS, There have been no written or verbal protests to the request for rezoning and no one is present to protest thereto.

NOW, THEREFORE, BE IT RESOLVED, That the findings of staff be accepted and the rezoning be approved on the basis that the proposal satisfactorily complies with the Comprehensive Plan, Standards of Section 20-0906.F (1-4) and all other applicable requirements of the LDC.

Second by Gehrig. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

First Reading of an Ordinance Rezoning Certain Parcels of Land Lying in Schatz Fourth Addition, Fargo, Cass County, North Dakota:

Commissioner Piepkorn moved the requirement relating to receipt of the Ordinance by the Commission one week prior to first reading be waived and that the Ordinance Rezoning Certain Parcels of Land Lying in Schatz Fourth Addition, Fargo, Cass County, North Dakota be placed on first reading.

Second by Gehrig. On call of the roll Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Approving Schatz Fourth Addition:

Commissioner Piepkorn offered the following Resolution and moved its adoption:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

WHEREAS, A Plat has been filed in the office of the City Auditor entitled "Schatz Fourth Addition" containing 4 Lots, 1 Block, and 8.485 acres of land more or less, located at 5634 34th Avenue South; and

WHEREAS, A Hearing was held May 5, 2015 by the Fargo Planning Commission, and notice of such Hearing had been published, as required by law, and said Plat had been approved by the Fargo Planning Commission and by the City Engineer; and

WHEREAS, The City Auditor's Office published a Notice of Hearing on said Plat in the official newspaper for the City of Fargo on February 15 and 22, 2016 that a Hearing would be held in the City Commission Room, City Hall, Fargo, North Dakota at 5:15 p.m., February 29, 2016 at which time said Plat would be considered and all interested persons would be heard.

NOW, THEREFORE, BE IT RESOLVED, That the findings and recommendations of staff and the Planning Commission be accepted and the Plat entitled "Schatz Fourth Addition" be and the same is hereby in all things affirmed and approved on the basis that it complies with the Standards of Article 20-06, and all other applicable requirements of the Land Development Code, and that the Mayor of the City of Fargo and the appropriate City Officials are hereby directed to endorse their approval

on the Plat and then direct Petitioner to file same for record in the Office of the Recorder of Cass County, North Dakota.

Second by Gehrig. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Gehrig, Williams, Sobolik and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Parcels of Land in Skaff's Third Addition Rezoned, Planned Unit Development Overlay and Planned Unit Development Master Land Use Plan Approved (4902 and 5002 16th Ave. S., 4955 17th Ave S. and 1632 51st St. S):

At a Hearing held on February 2, 2016 the Fargo Planning Commission recommended approval of a Zoning Change from MR-3, Multi-Dwelling Residential with a PUD, Planned Unit Development Overlay to MR-3, Multi-Dwelling Residential with a new PUD, Planned Unit Development Overlay and the extinguishment of the existing Planned Unit Development (PUD) Overlay on Lots 1-4, Block 1, of the proposed Skaff's Third Addition; and a Planned Unit Development Master Land Use Plan of the proposed Skaff's Third Addition.

The City Auditor's Office published a Notice of Hearing stating this is the time and date set for said Hearing at which time all interested persons could appear and would be heard.

Planning Administrator Nicole Crutchfield said this is a three application request, the first, a zoning change, takes away the initial PUD overlay and applies a new one. The second piece, the Planned Unit Development Master Land Use Plan includes site plans and more specifics, she said, and the third is a minor subdivision which adjusts lot lines to allow for development.

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, All legal requirements in connection with the above-described request for rezoning, Planned Unit Development (PUD) Overlay and Planned Unit Development Master Land Use Plan have been complied with; and

WHEREAS, There have been no written or verbal protests to the request for rezoning and no one is present to protest thereto.

NOW, THEREFORE, BE IT RESOLVED, That the findings of staff be accepted and the rezoning be approved on the basis that the proposal satisfactorily complies with the Comprehensive Plan, Standards of Section 20-0906.F (1-4) and all other applicable requirements of the LDC.

Second by Sobolik. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Sobolik, Williams, Gehrig and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

First Reading of an Ordinance Rezoning Certain Parcels of Land Lying in Skaff's Third Addition to the City of Fargo, Cass County, North Dakota:

Commissioner Piepkorn moved the requirement relating to receipt of the Ordinance by the Commission one week prior to first reading be waived and that the Ordinance

rezoning Certain Parcels of Land Lying in Skaff's Third Addition to the City of Fargo, Cass County, North Dakota

Second by Sobolik. On call of the roll Commissioners Piepkorn, Sobolik, Williams, Gehrig and Mahoney voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Approving Skaff's Third Addition:

Commissioner Piepkorn offered the following Resolution and moved its adoption:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

WHEREAS, A Plat has been filed in the office of the City Auditor entitled "Skaff's Third Addition" containing 4 Lots, 1 Block, and 13.647 acres of land more or less, located at 4902 and 5002 16th Avenue South; 4955 17th Avenue South; 1632 51st Street South; and

WHEREAS, A Hearing was held February 2, 2016 by the Fargo Planning Commission, and notice of such Hearing had been published, as required by law, and said Plat had been approved by the Fargo Planning Commission and by the City Engineer; and

WHEREAS, The City Auditor's Office published a Notice of Hearing on said Plat in the official newspaper for the City of Fargo on February 15 and 22, 2016 that a Hearing would be held in the City Commission Room, City Hall, Fargo, North Dakota at 5:15 p.m., February 29, 2016 at which time said Plat would be considered and all interested persons would be heard.

NOW, THEREFORE, BE IT RESOLVED, That the findings and recommendations of staff and the Planning Commission be accepted and the Plat entitled "Skaff's Third Addition" be and the same is hereby in all things affirmed and approved on the basis that it complies with the Standards of Article 20-06, and all other applicable requirements of the Land Development Code, and that the Mayor of the City of Fargo and the appropriate City Officials are hereby directed to endorse their approval on the Plat and then direct Petitioner to file same for record in the Office of the Recorder of Cass County, North Dakota.

Second by Sobolik. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Sobolik, Williams, Gehrig and Mahoney voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Commissioner Gehrig moved that the Board adjourn to 5:00 o'clock p.m., Monday, March 14, 2016.

Second by Williams. All the Commissioners voted aye and the motion was declared carried.

The time at adjournment was 5:44 o'clock p.m.