

6. Contract with the North Dakota Department of Health in the amount of \$12,750.00 to coordinate a regional network project related to Cross Jurisdictional Sharing.
7. Contract with Cass County Social Services for the provision of in-home services to eligible individuals in Cass County.
8. Applications for property tax exemptions for improvements made to buildings:
 - (1) Perry B. and Kathleen J. Vander Vorst, 240 Prairiewood Drive South (3 year).
 - (2) Darin W. Lang and Katrina A. Truman, 2543 East Country Club Drive South (5 year).
 - (3) John W. and Nina A. Rausch, 1229 4th Street North (5 year).
 - (4) Aletha Lippay and Adam Goyt, 1127 Broadway North (5 year).
 - (5) Philip A. and Jennifer M. McShane, 907 41st Avenue North (3 year).
9. Site Authorization for Games of Chance for the Plains Art Museum at the Blue Wolf Casino, Big Top Bingo and King Pin Casino.
10. Application for Games of Chance at Fargo South High for a raffle from 5/13/16 to 5/14/16.
11. Accept the proposal from Arvig for fiber placement and direct IS Staff to work with Arvig on selection of appropriate alternates.
12. Change Order for an increase of \$52,026.24 for the Fire Headquarters Remodel Project.
13. Wildlife Management Program Report for 2015 and Resolution authorizing program for 2016-2017 (Attachment "B").
14. Voluntary acquisition of property located at 606 Southwood Drive South as part of the Voluntary Flood Acquisition list and budgeted for in 2016.
15. Memorandum of Offer to Landowner for Permanent Easements (Street and Utility) with TJ Center-I, LLC for Project No. PR-14-01.
16. Joint Powers Agreement including the compensation of \$497,064.00 to the Fargo Park District (Project No. FM-15-B1).
17. Aid to Construction Agreement, including compensation in the amount of \$520,000.00, with Cass County Electric for relocation of utilities (Project No. FM-15-B1).
18. Execution of the Permission for Survey document with NSP to conduct a survey on city owned properties located at 1632 7th Avenue North and 4456 19th Avenue North.
19. Permanent Easement and License Agreement with the Fargo Park District.

20. Bid advertisement for Project No. BP-00-26 and TP-16-A.
21. Contract and Bond for Project No. FM-15-B1.
22. Bills in the amount of \$15,441,610.79.

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

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

Contract Time Extension for Improvement District No. FM-14-92 Approved:

Commissioner Williams moved approval of a contract time extension on 1st Avenue North from 120 calendar days to 150 calendar days for Improvement District No. FM-14-92 and the elimination of the 90 calendar day requirement of having the intersection at 2nd Street and 1st Avenue North open.

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

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

Request to Work Extended Hours for Improvement District No. PR-14-01 Approved:

Commissioner Williams moved the request from Master Construction to work extended hours for Improvement District PR-14-01 under the direction of the Engineering Department and the Consultant Engineer, Apex Engineering be approved.

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

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

No Protests Received for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1:

The Statutory Resolution of Necessity for the construction of Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on March 21 and 28, 2016 and no protests have been filed in the office of the City Auditor within the legal protest period.

Commissioner Williams moved that the Board declare that no protests have been filed to the construction of Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1.

Second by Gehrig. On call of the roll Commissioners Williams, Gehrig, Piepkorn 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, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1:

The bids for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., April 20, 2016 and the bids were found to be as follows:

Northern Improvement Company Bid:	Fargo, ND \$905,909.45
H & S Contracting, Inc. Bid:	Moorhead, MN \$909,182.90
Aggregate Industries Bid:	Moorhead, MN \$915,202.50
Border States Paving, Inc. Bid:	Fargo, ND \$916,704.95
Quam Construction Company, Inc. Bid:	Willmar, MN \$946,362.05
Ryan Contracting Bid:	Shakopee, MN \$1,016,252.35
Dakota Underground Company, Inc. Bid:	Fargo, ND \$1,016,343.55
Hough, Inc. Bid:	Detroit Lakes, MN \$1,018,633.85
Excavating, Inc. Bid:	West Fargo, ND \$1,026,320.95
Robert Gibb and Sons, Inc. Bid:	Fargo, ND \$1,224,310.00

Contract for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1 Awarded to Northern Improvement Company in the Amount of \$905,909.45:

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, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received April 20, 2016 for Sanitary Sewer, Water Main, Storm

Sewer, Paving, Street Lights and Incidentals Improvements Improvement District No. BN-15-K1 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, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1 shows the bid of Northern Improvement Company of Fargo, North Dakota, in the sum of \$905,909.45 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 April 20, 2016 in the sum of \$905,909.45 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-15-K1 in the City of Fargo, North Dakota, be and the same is hereby awarded to Northern Improvement Company for the sum of \$905,909.45, 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 Gehrig. On the vote being taken on the question of the adoption of the Resolution Commissioners Williams, Gehrig, Piepkorn Sobolik and Mahoney voted aye.

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

No Protests Received for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1:

The Statutory Resolution of Necessity for the construction of Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on March 21 and 28, 2016 and no protests have been filed in the office of the City Auditor within the legal protest period.

Commissioner Williams moved that the Board declare that no protests have been filed to the construction of Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1.

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

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

Bids Received for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1:

The bids for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., April 20, 2016 and the bids were found to be as follows:

Border States Paving, Inc.
Bid:

Fargo, ND
\$735,768.45

Aggregate Industries
Bid:

Moorhead, MN
\$754,165.58

Northern Improvement Company
Bid:

Fargo, ND
\$758,440.85

Central Specialties, Inc.
Bid:

Alexandria, MN
\$829,253.10

Contract for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1 Awarded to Border States Paving, Inc. in the Amount of \$735,768.45:

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 Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received April 20, 2016 for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvements Improvement District No. PN-15-M1 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1 shows the bid of Border States Paving, Inc. of Fargo, North Dakota, in the sum of \$735,768.45 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 Border States Paving, Inc. in the sum of \$735,768.45 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Concrete Curb and Gutter, Asphalt Paving, Street Lights and Incidentals Improvement District No. PN-15-M1 in the City of Fargo, North Dakota, be and the same is hereby awarded to Border States Paving, Inc. for the sum of \$735,768.45, 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 Gehrig. On the vote being taken on the question of the adoption of the Resolution Commissioners Williams, Gehrig, Piepkorn Sobolik and Mahoney voted aye.

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

No Protests Received for Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1:

The Statutory Resolution of Necessity for the construction of Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on March 21 and 28, 2016 and no protests have been filed in the office of the City Auditor within the legal protest period.

Commissioner Williams moved that the Board declare that no protests have been filed to the construction of Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1.

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

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

Bids Received for Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1:

The bids for Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., April 20, 2016 and the bids were found to be as follows:

Aggregate Industries Bid:	Moorhead, MN \$2,883,693.45
Northern Improvement Company Bid:	Fargo, ND \$2,892,813.96
Border States Paving, Inc. Bid:	Fargo, ND \$3,042,041.90
Central Specialties, Inc. Bid:	Alexandria, MN \$3,090,157.48

Contract for Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1 Awarded to Aggregate Industries in the Amount of \$2,883,693.45:

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 Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received April 20, 2016 for Asphalt Mill and Overlay and Incidentals Improvements Improvement District No. PR-16-C1 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1 shows the bid of Aggregate Industries of Moorhead, Minnesota, in the sum of \$2,883,693.45 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 Aggregate Industries in the sum of \$2,883,693.45 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Asphalt Mill and Overlay and Incidentals Improvement District No. PR-16-C1 in the City of Fargo, North Dakota, be and the same is hereby awarded to Aggregate Industries for the sum of \$2,883,693.45, 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 Gehrig. On the vote being taken on the question of the adoption of the Resolution Commissioners Williams, Gehrig, Piepkorn Sobolik and Mahoney voted aye.

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

Sanitary Sewer, Water Main, Storm Sewer, P.C. Concrete Paving, Street Lights and Incidentals Improvement District No. PN-14-4 (64th Avenue South between University Drive and 25th Street and 6400 Block of 14th Street South and 15th Street South):

Commissioner Williams moved the following action be taken in connection with Sanitary Sewer, Water Main, Storm Sewer, P.C. Concrete Paving, Street Lights and Incidentals Improvement District No. PN-14-4:

Adopt Resolution Creating Improvement District No. PN-14-4:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. PN-14-4 in the City of Fargo, North Dakota, be created

64th Avenue South between University Drive and 25th Street South.

6400 block of 14th Street South (Patricia Circle South).

6400 block of 15th Street South (Glenn Circle South).

COMPRISING:

Lots 1 through 9, Block 1.

Lots 1 through 3, Block 2.

All platted within Winchester Square Addition.

Lots 6 through 11, Block 1.

Lots 1 through 24, Block 2.

Lots 1 through 18, Block 3.

Lots 1 through 26, Block 4.

Lots 1 through 19, 23 through 28, 34 through 36, and 46, Block 5.

Lots 1 through 14, Block 6.

Lots 1 through 21, Block 7.

Lots 1 through 25, Block 8.

All platted within Marten's Way Addition.

Lots 1 through 4, Block 1.

All platted within Marten's Way Twins Second Addition.

Lots 1 through 24, Block 1.

All platted within Marten's Way West Heritage Addition.

Lots 1 through 14, Block 1.

All platted within Wellington Court.

Lots 1 through 6, Block 1.

All platted within Marten's Way Salem Court Townhomes First Addition.

Lot 1, Block 1.
All platted within Elementary Addition.

A portion of Lots 28 and 29, Block 4.
All platted within Legacy I First Addition.

Lot 1, Block 1.
A portion of Lots 5 through 8, Block 2.
Lots 8 through 15, Block 3.
Lots 1 through 2, Block 4.
Lots 1 through 36, Block 5.
All platted within Legacy I Second Addition.

Lots 1 through 7, Block 1.
Lots 1 through 11, Block 2.
Lots 1 through 58, Block 3.
Lots 1 through 30, Block 4.
Lots 1 through 3, Block 5.
All platted with Legacy I Third Addition.

Lots 1 through 11, Block 1.
Lots 1 through 45, Block 2.
Lots 1 through 6, Block 3.
Lots 1 through 4, Block 4.
Lots 1 through 8, Block 5.
Lots 1 through 8, Block 6.
Lot 1, Block 7.
Lots 1 through 51, Block 8.
Lots 1 through 9, Block 9.
Lots 1 through 20, Block 10.
Lots 1 through 39, Block 11.
Lots 1 through 35, Block 12.
All platted within Legacy I Fourth Addition.

Lot 1, Block 1.
A portion of Lot 2, Block 1.
Lots 1 through 19, Block 2.
All platted within Legacy I Fifth Addition.

Lot 1, Block 1.
All platted within Cass Rural Water Addition.

Lots 1 through 9, Block 2.
Lot 1, Block 3.
Lots 1 through 53, Block 4.
Lot 1, Block 5.
Lots 1 through 16, Block 6.
Lots 1 through 35, Block 7.

Lots 1 through 10, Block 8.
Lots 1 through 10, Block 9.

Lots 1 through 8, Block 10.
All platted within Crofton Coves First Addition.

Lots 1 through 28, Block 1.
All platted within Crofton Coves Second Addition.

Lots 1 through 19, Block 1.
Lots 1 through 37, Block 2.
Lots 1 through 23, Block 3.
Lots 1 through 11, Block 4.
All platted within Davies Second Addition.

Lots 1 through 8, Block 1.
All platted within Glen Van Enk Subdivision.

All unplatted land located within the northern half of Section 12, Range 49 W, Township 139 N. A portion of this unplatted land is located outside the corporate limits of the City of Fargo.

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

NOW, THEREFORE, BE IT RESOLVED, That Sanitary Sewer, Water Main, Storm Sewer, P.C. Concrete Paving, Street Lights and Incidentals Improvement District No. PN-14-4 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. PN-14-4:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. PN-14-4 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 \$5,117,356.05)

Order Plans and Specifications for Improvement District No. PN-14-4:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. PN-14-4 in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. PN-14-4:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. PN-14-4 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. PN-14-4 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, P.C. Concrete 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, PC Concrete Paving, Street Lights and Incidentals, Improvement District No. PN-14-4 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, PC Concrete 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. PN-14-4:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. PN-14-4 in the City of Fargo, North Dakota.

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

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

Contract for P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B1 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and Adelman Concrete and Excavating, Inc. for P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B1 in the City of Fargo, North Dakota.

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

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

Contract Bond for P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B1 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

Ohio Farmers Insurance Company, in the amount of \$54,755.00, for P.C. Concrete Alley Paving and Incidentals Improvement District No. AN-16-B1 in the City of Fargo, North Dakota.

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

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

Contract for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A1 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and Ryan Development, Inc. for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A1 in the City of Fargo, North Dakota.

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

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

Contract Bond for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A1 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

Arch Insurance Company, in the amount of \$630,182.92, for Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals Improvement District No. BN-16-A1 in the City of Fargo, North Dakota.

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

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

Contract for Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A1 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and Robert Gibb and Sons, Inc. for Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A1 in the City of Fargo, North Dakota.

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

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

Contract Bond for Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A1 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

The Guarantee Company of North America USA, in the amount of \$2,849,354.65 for Water Main Replacement, Force Main Construction, Street Reconstruction and Incidentals Improvement District No. BR-16-A1 in the City of Fargo, North Dakota.

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

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

Contract for Lift Station No. 48 Expansion and Sewer Service Area Improvements Improvement District No. NR-16-A1 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and PKG Contracting for Lift Station No. 48 Expansion and Sewer Service Area Improvements Improvement District No. NR-16-A1 in the City of Fargo, North Dakota.

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

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

Contract Bond for Lift Station No. 48 Expansion and Sewer Service Area Improvements Improvement District No. NR-16-A1 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

Ohio Farmers Insurance Company, in the amount of \$515,498.00, for Lift Station No. 48 Expansion and Sewer Service Area Improvements Improvement District No. NR-16-A1 in the City of Fargo, North Dakota.

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

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

Contract for Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-01 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and Master Construction Company, Inc. for Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-01 in the City of Fargo, North Dakota.

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

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

Contract Bond for Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-01 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

Western Surety Company, in the amount of \$10,610,886.25, for Grading, P.C.C. Pavement, Storm Sewer, Traffic Signals, Street Lighting, Sidewalks and Incidentals Improvement District No. PR-14-01 in the City of Fargo, North Dakota.

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

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

Contract for Seal Coat and Incidentals Improvement District No. PR-16-B1 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and Pearson Brothers, Inc. for Seal Coat and Incidentals Improvement District No. PR-16-B1 in the City of Fargo, North Dakota.

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

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

Contract Bond for Seal Coat and Incidentals Improvement District No. PR-16-B1 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

Merchants Bonding Company, in the amount of \$1,212,266.53, for Seal Coat and Incidentals Improvement District No. PR-16-B1 in the City of Fargo, North Dakota.

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

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

Contract for Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B1 Approved:

Commissioner Williams moved approval of the Contract between the City of Fargo and Key Contracting, Inc. for Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B1 in the City of Fargo, North Dakota.

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

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

Contract Bond for Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B1 Approved:

Commissioner Williams moved approval of the following described Contract Bond as to sufficiency:

Western Surety Company, in the amount of \$374,720.00, for Storm Sewer Repairs and Incidentals Improvement District No. UR-15-B1 in the City of Fargo, North Dakota.

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

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

State Water Commission Request for Cost Reimbursement for FM Diversion Flood Project Costs Approved:

Commissioner Williams moved the cost reimbursement request for FM Diversion Flood Project costs in the amount of \$1,021,657.00 be approved.

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

Commissioner Piepkorn voted nay.

The motion was declared carried.

Bid Awards for the Video and Signage Upgrade Project at the FARGODOME Approved:

The Board received a communication from FARGODOME General Manager Rob Sobolik stating the Fargo Dome Authority contracted with Michael J. Burns Architecture and Wrightson/Johnson/Haddon/Williams (WJHW) to evaluate existing equipment at the FARGODOME. The consultant, he said, was also tasked with the design, bidding and construction of various upgrades to the existing LED video boards, scoreboards and signage systems. He said through a competitive bid process and upon review of all bid submissions for each contract, the Fargo Dome Authority voted on April 20, 2016 to award bids for the project to the following companies:

General Contractor	Ledgestone, Inc.	\$ 597,665.00
Electrical Contractor	Dakota Electric	\$ 194,200.00
Mechanical Contractor	Robert Gibb and Sons	\$ 96,900.00
Video Production/Walls	Alpha Video	\$1,437,050.78
LED Video/Scoreboards	Daktronics	\$4,314,854.17

Mr. Sobolik said the original estimated amount for the project was \$9.5 million; however, due to advantageous bid responses, the Fargo Dome Authority voted to approve the resetting of the project budget to a reduced amount of \$7.7 million. He said the reduced amount will fund all aspects of the project including contractor prices, project architect/engineering fees (\$600,000.00) and contingencies (\$400,000.00) in addition to using the existing FARGODOME surplus fund to back the appropriate financing mechanism for this project.

Commissioner Piepkorn moved the City of Fargo concur with the Fargo Dome Authority and its subcommittees and award the bids for the video and signage upgrade project at the FARGODOME as recommended with the proceeds coming from the FARGODOME surplus fund in an amount not to exceed \$7.7 million.

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.

Application Filed by Playmakers, Inc. d/b/a The Avalon Event Center for an Alcoholic Beverage License Approved:

A Hearing had been set for this day and hour on the application filed by Playmakers, Inc. d/b/a The Avalon Event Center for a Class "FA" Alcoholic Beverage License at 2525 9th Avenue South, 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, Sobolik, Williams and Mahoney voted aye.

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

Application Filed by The Fargo Brewing Company, LLC d/b/a Fargo Brewing Company Ale House for an Alcoholic Beverage License Approved:

A Hearing had been set for this day and hour on the application filed by The Fargo Brewing Company, LLC d/b/a Fargo Brewing Company Ale House for a Class "Y" Alcoholic Beverage License at 4445 17th Avenue South, Suite 3, 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, Sobolik, Williams and Mahoney voted aye.

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

Application Filed by CH2M Hill, Inc. for a Renaissance Zone Project Withdrawn:

A Hearing had been set for this day and hour on the application filed by CH2M Hill, Inc. for a Renaissance Zone leasing project at 64 4th Street North; however, the application has been withdrawn.

Renaissance Zone Project for DFI Roberts LLC Approved:

A Hearing had been set for this day and hour to receive comments on a Renaissance Zone Project for new construction of a mixed use development at 624 2nd Avenue North and 217 Roberts Street North.

No written protest or objection to the project has been received or filed in the City Auditor's Office.

The Board determined that no person is present to protest or offer objection to the Project.

The Board received a communication from Planner Derrick LaPoint stating the Renaissance Zone Project application presented by DFI Roberts LLC meets all of the minimum criteria set forth in the Renaissance Zone Plan and is consistent with the established goals and objectives. Mr. LaPoint recommended that the project be approved.

Planner Derrick LaPoint said there are four different phases to this project, three of which will be discussed today. He said Phase 1 is the city-owned Roberts parking ramp with construction beginning in June 2016 and completed by March of 2017. Phase 2 is the mixed-use liner with construction beginning in November 2016 and scheduled to be completed in August 2017, he said and Phase 3 is the Kelsor construction which will start in July 2017 and be completed in May of 2018. The total investment is about \$20.3 million, he said, for both projects.

In response to a question from Commissioner Piepkorn about the size of the retail spaces, Mr. LaPoint said the retail spaces are very unique with a total square footage of 8,694 feet. He said the depth is considerable smaller in each space due to the ramp being in the center of the property. He said the smaller spaces will attract a different market level of retailers in addition to activating the alley space on Roberts alley.

Commissioner Gehrig said he will no longer be supporting the Renaissance Zone in its current state.

Commissioner Williams said the Renaissance Zone has been a good project since about 2001 and has almost tripled the value of the downtown area. He said what is nice about the Renaissance Zone is the quick payback on the projects. He said the five-year return on this program has just been fabulous and cities around the country are looking at this program as a sustainable way to continue growth.

Commissioner Piepkorn said this was one of the most successful programs that has ever been and he feels that Downtown is not a destination but a journey.

Commissioner Williams moved the Renaissance Zone application filed by DFI Roberts LLC for a project located at 624 2nd Avenue North and 217 Roberts Street North be approved and the income tax and property tax exemptions be granted as recommended by the Renaissance Zone Authority.

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

Commissioner Gehrig voted nay.

The motion was declared carried.

Development Agreement with DFI Roberts, LLC for the Construction and Operation of a Parking Garage Approved:

A Hearing had been set for this day and hour to consider an agreement with a private operator for the construction and operation of a parking garage on the northeast corner of Roberts Street and 2nd Avenue North.

No written protests have been filed for the attention of the Board.

The Board determined that no person is present at this Hearing to protest or offer objection thereto.

The Board received a communication from Planning Director Jim Gilmour stating the Fargo City Commission selected a proposal from the Kilbourne Group to

develop a public-private partnership to build a parking garage of approximately 450 spaces and \$20 million of private sector development. Mr. Gilmour said the contract for the actual management of the facility development would be with the Kilbourne Group, and Kilbourne Construction Management would be the company who would actually build the parking ramp and private development. He said the process would be that the City would transfer the parking lot to DFI Roberts LLC prior to the construction of the ramp, then at that point both buildings would be constructed. After the completion of the project two condo units would be created, he said; one condo unit would be the parking garage which would then be transferred back to the City and the other unit would be the "wrap" which would be retained by DFI Roberts, LLC. All plans and specifications must be approved by the City Commission, he said, and DFI will obtain multiple competitive bids for all construction work. He said the hope is to break ground on June 30th.

Commissioner Williams moved the development agreement with DFI Roberts, LLC for the construction and operation of a parking garage be approved.

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

Commissioner Gehrig voted nay.

The motion was declared carried.

Professional Services Contract with Carl Walker, Inc. Approved:

The Board received a communication from Planning Director Jim Gilmour stating the City will need the services of an owner's representation to review plans and construction of the proposed parking ramp. He said Carol Walker, Inc. has been working with the City on development of parking facilities in the downtown area. The cost of the services is estimated at \$121,000.00 he said.

Commissioner Williams moved the professional services contract with Carl Walker, Inc. be approved.

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

Commissioner Gehrig voted nay.

The motion was declared carried.

Hearing on an Application Filed by Block 9, LLC for Property Tax Exemption Continued to May 9, 2016:

This was the time and date set for a Hearing on the application filed by Block 9, LLC for a property tax exemption; however, Planning staff has requested that the Hearing be continued to May 9, 2016.

Commissioner Sobolik moved the Hearing be continued to 5:15 o'clock p.m. Monday, May 9, 2016.

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

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

Hearing on a Renewal Plan for Tax Increment Financing District No. 2016-01
Continued to May 9, 2016:

A Hearing had been set for March 14, 2016 on a Renewal Plan for Tax Increment Financing District No. 2016-01.

At the March 14, 2016 meeting, the Hearing was continued to March 28, 2016.

At the March 28, 2016 meeting, the Hearing was continued to this day and hour; however, Planning staff is requesting the Hearing be continued to May 9, 2016.

Commissioner Sobolik moved the Hearing be continued to 5:15 o'clock p.m. Monday, May 9, 2016.

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

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

Second Reading and Final Adoption of an Ordinance Rezoning Certain Parcels of
Land Lying in Loucille's Addition to the City of Fargo, Cass County, North Dakota:

Commissioner Gehrig said he found out that the applicant will also be requesting a TIF in order to construct this project and had he known that before he would have voted differently, thus the reason he pulled the item to the Regular Agenda.

Commissioner Sobolik moved that the proposed Ordinance Rezoning Certain Parcels of Land Lying in Loucille's Addition to the City of Fargo, Cass County, North Dakota which was placed on its first reading April 11, 2016 be now placed on its second reading and a vote taken on the question of its final passage and adoption.

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

Commissioner Gehrig voted nay.

The motion was declared carried.

There was unanimous consent to waive reading of the Ordinance in its entirety and no one was present to request that the Ordinance be read.

On the vote being taken on the question of the final passage and adoption of the Ordinance, Commissioners Sobolik, Piepkorn, Williams and Mahoney voted aye.

Commissioner Gehrig voted nay.

The Ordinance was duly passed and adopted.

Request for Tax Increment Financing for a Project at 828 14th Street North Referred
to Appropriate Staff for Review:

The Board received a communication from Planning Director Jim Gilmour stating the Planning and Development Department received a request for Tax Increment Financing (TIF) on a proposed project to be located at 828 14th Street North. He said several single-family houses are currently located on this property, most of which appear to be in very poor condition. The proposed project would be redevelopment of the site, he said, along with the construction of a 23-unit apartment building at a cost of \$3 million. He said the TIF request is for up to \$28,000.00 annually or \$224,000.00 over an 8-year period. He said the site appears to have some blighted conditions, so the Tax Increment Financing Program may be appropriate for the redevelopment of the site.

Commissioner Sobolik moved appropriate staff be directed to submit the proposal to the City's financial advisors for review, to prepare a renewal plan and draft a development agreement for the redevelopment of property at 828 14th Street North.

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

Commissioners Piepkorn and Gehrig voted nay.

The motion was declared carried.

Subcontract with Block-By-Block to Provide Services for the BID Approved:

The Board received a communication from the Downtown Community Partnership Present Mike Hahn stating the Downtown Community Partnership (DCP) would like to enter into a subcontract with Block-By-Block, a national company that specializes in downtown services, to provide improved cleaning and expanded hospitality for the Downtown Business Improvement District (BID). He said the DCP currently holds the contract for the BID from the City and would like to approval of the Commission to subcontract with Block-By-Block to enhance the cleanliness, while adding hospitality services to improve the on-street presence of the BID brand. He said this will involve employing trained downtown ambassadors who will on a daily basis keep downtown clean and attractive in addition to engaging with downtown patrons by providing recommendations on things to see and do. While on duty, he said, the ambassadors will be professionally uniformed in BID brand and highly visible, in addition all equipment will be BID branded as well. He said Block-By-Block provides turnkey specialized amenities to over 70 downtown districts across the country.

Commissioner Williams moved the subcontract with Block-by-Block to provide services for the Downtown Business Improvement District be approved.

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

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

Appropriate Staff Authorized to Seek a Project Change Order from the Diversion Authority for Improvement District No. FM-14-92: Encroachment Agreement for Property Located at 308 1st Avenue North Approved:

The Board received a communication from Public Works Projects Evaluation Committee stating they received a request from City Administrator Bruce Grubb asking that the sign encroachment at the intersection of 1st Avenue North and 3rd Street be reconsidered. They said the Committee previously considered several alternatives and voted to cost participate in the relocation of the sign. Since that discussion, they said, the property owner has explored the opportunity to move the sign and it has been determined that the current sign would not meet the sign code; therefore, the replacement would have to come into compliance and the property owner does not want to reduce the size of the sign. They said the project has been bid and the current design would require the removal of the existing sign and to change the bid documents will now require the redesign of the storm sewer and negotiations with the contractor for the changes. They said the cost is likely to be more than it would have been if it had been done when the project was bid, and since

the contract is administered by the Diversion Authority the change order will need to be approved by them.

Steve Larson, United Automotive, said he met with Erik Johnson and worked out his issues with the agreement and is willing to sign it.

Commissioner Piepkorn moved appropriate staff be authorized to seek a project change order from the Diversion Authority for Improvement District No. FM-14-92 and the Encroachment Agreement for the property located at 308 1st Avenue be approved.

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

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

At 6:15 p.m. the Board took a five-minute recess.

After recess: All Commissioners present. Mayor Mahoney presiding.

Construction Projects Update:

The Board received a communication from City Engineer April Walker stating she had been asked to provide a brief update on construction, specifically street closings and eventually openings associated with City and Diversion led construction projects within the city. Ms. Walker provided a Power Point presentation outlining recent and eminent construction closures. She said it had been suggested that this be a regular agenda item throughout the construction season.

Discussion Regarding Narcan Being Provided to Law Enforcement, Fire Fighters and First Responders:

The Board received a communication from Joe Schiele requesting to speak with the City Commission regarding Narcan being provided to law enforcement, fire fighters and first responders. Mr. Schiele said he looked at what other communities our size are doing, and across the country a lot of the law enforcement agencies are carrying Narcan. He would like to see the City of Fargo's law enforcement have the ability to carry this as well.

Director of Public Health Ruth Bachmeier said a community group was pulled together last week to start the conversations. She said she appreciates the comments about Narcan and feels that it can be a wonderful addition to the crisis; however, the use of Narcan is one component to our community addressing the opiate crisis. She said the community really needs to look at what types of treatment facilities are available and also to educate the public, due to the fact that there needs to be a multi-faceted approach to this crisis. She said Narcan is a wonderful piece of the puzzle; however, it is really important as a community that there are meetings and different groups working on solutions.

Fire Chief Steve Dirksen said last week the North Dakota Health Department Division of Emergency Medical Services authorized EMT's and emergency medical responders that have taken a prescribed course to carry and administer Narcan provided a certain number of factors have taken place, the first of which is there have to be protocols in place. He said they are currently in the process of working with FM Ambulance and other providers in the area to make sure that it is the same throughout the area. He said the second piece is a half hour training session, and the

most difficult piece is determining where the Narcan is going to be purchased. He said he agrees with Ms. Bachmeier in that this is only one part of the process. The Fire Department can do this, it is just going to take a while, he said.

Police Chief David Todd said under the Health Director, in order to carry Narcan EMR or an EMT certification is required which his police department staff does not have. He said from a law enforcement perspective they will take a back seat and steer these individuals towards the right avenues of help.

Commissioner Sobolik moved that the Board adjourn to 5:00 o'clock p.m., Monday, May 9, 2016.

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

The time at adjournment was 7:00 o'clock p.m.