

FARGO CITY COMMISSION AGENDA
Monday, August 15, 2016 - 5:00 P.M.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at www.cityoffargo.com/streaming. They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m.; and are also included in our video archive at www.cityoffargo.com/commission

1. Pledge of Allegiance.
2. Roll Call.
3. Approve Order of Agenda.
4. Minutes (Regular Meeting, August 1, 2016).

CONSENT AGENDA – APPROVE THE FOLLOWING:

1. 1st reading of the following Ordinances:
 - a. Amending Section 25-1506 of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to License Classifications.
 - b. Amending Section 25-1508 of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Issuance and Transfer of Licenses.
 - c. Amending Section 25-1509 of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Restrictions on Sale, Service or Dispensing of Alcoholic Beverages.
2. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 8/1/16:
 - a. Amending Article 21.1-01 of Chapter 21.1 of the Fargo Municipal Code Relating to The International Residential Code.
 - b. Amending Article 21.2-01 of Chapter 21.2 of the Fargo Municipal Code Relating to The International Existing Building Code.
 - c. Amending Article 21-01 of Chapter 21 of the Fargo Municipal Code Relating to The International Building Code.
 - d. Amending Article 30.1-01 of Chapter 30.1 of the Fargo Municipal Code Relating to The International Fuel Gas Code.
 - e. Amending Article 31-01 of Chapter 31 of the Fargo Municipal Code Relating to The International Property Maintenance Code.
 - f. Amending Sections 9-0701 and 9-0704 of Article 9-07 of Chapter 9 of the Fargo Municipal Code relating to Fire Protection and Prevention.
 - g. Amending Section 30-0106 of Article 30-01 of Chapter 30 of the Fargo Municipal Code relating to the International Mechanical Code.
 - h. Enacting Chapter 21.3 of the Fargo Municipal Code relating to the International Energy Conservation Code.
 - i. Rezoning Certain Parcels of Land Lying in Osgood Townsite Eleventh and Osgood Townsite Twelfth Addition.
 - j. Rezoning Certain Parcels of Land Lying in Valley View Addition.
 - k. Rezoning Certain Parcels of Land Lying in Commemorative Addition.
3. Receive and File Year to Date – Budget to Actual Report for July 2016.

4. Receive and file Comprehensive Annual Financial Report (CAFR) and Independent Auditor's Report for the year ending December 31, 2015.
5. Purchase of Service Agreement and Addendum with the Fargo Public School District for nursing services for school year 2016-2017.
6. Recommendation from the PEC to reclassify a Survey Specialist (Grade 17) to a Survey Coordinator (Grade 18) and Mapping and Cartography Specialist (Grade 15) to a Survey Manager (Grade 15) effective immediately.
7. Resolution of Support for ND Cares Community Program and staff be directed to fulfill the application requirements to become a ND Cares Community.
8. Purchase Agreement with the Cass County Joint Water Resource District for a land purchase and a temporary construction easement associated with the 2nd Street flood protection project.
9. Site Authorization for Boys & Girls Club of the Red River Valley (dba Youth Commission) at the Pickled Parrot.
10. Applications for Games of Chance:
 - a. 4 Luv of Dog Rescue for a raffle on 11/5/16.
 - b. Fargo North High School for a calendar raffle from 11/25/16 to 2/14/17.
 - c. Fargo North High School for a calendar raffle from 8/25/16 to 5/25/17.
 - d. North Dakota Long Term Care Association for a raffle from 9/20/16 to 9/22/16.
 - e. YWCA Cass Clay for a raffle on 9/8/16.
11. Consignment of one 2007 American LaFrance Fire Rescue Truck with Fenton Fire Equipment.
12. Purchase Agreement with New Flyer Industries for two 35-foot diesel buses in an amount not to exceed \$450,000.00 each contingent upon approval of the legal department, the State of North Dakota and the Federal Transit Administration.
13. Developer and Encroachment Agreement with Global Development, LLC at 22 Broadway North.
14. Change Order No. 3 for an increase of \$67,877.65 and time extension to 9/27/16 for Project No. BP-00-26.
15. Memorandum of Offer to Landowner for Permanent Easement (Storm Sewer) with Henry Alison Wani for Project No. PN-14-41.
16. Memorandum of Offer to Landowner for Permanent Easement (Street and Utility) with Waltrust Properties, Inc. for Project No. PR-14-01.
17. Final Balancing Change Order No. 3 for an increase of \$19,703.06 for Project No. FM-14-21.
18. Authorize the Planning Director and City Attorney to move forward with the establishment of a condominium form of ownership for the Civic Center Ramp, in conjunction with the Firestone store, as proposed.
19. Bills.

20. Contract Time Extension for Improvement District No. NN-15-A1.
21. Change Order No.1 and time extension for Improvement District No. UR-16-A1.
22. Final Balancing Change Order No. 3 for Improvement District No. BN-15-H1.
23. Final Balancing Change Order No. 2 for Improvement District No. PN-15-G1.
24. Bid award for Improvement District No. BN-16-F1.
25. Contracts and Bonds for Improvement District Nos. PN-15-J1, PR-16-F1 and SL-16-A1.

REGULAR AGENDA:

26. State Water Commission Request for Cost Reimbursement for FM Diversion Flood Project Costs.
27. Discussion regarding the FedEx PILOT.
28. Consider Resolutions amending the Home Rule Charter to extend the existing sales taxes; and ballot language for extension of the sales tax to be placed on the ballot for the November 8, 2016 election.
 - a. Recommendation from Commissioner Tony Gehrig.
29. Public Hearings – 5:15 pm:
 - a. Application filed by Aldevron for a payment in lieu of tax exemption (PILOT) for a project in a portion of the building located at 4044 40th Avenue South which the applicant will use in the operation of research, development and manufacturing of plasmid DNA and protein GMP products for research and clinical applications; continued from the 8/1/16 Regular Meeting.
 - b. Renaissance Zone Projects:
 1. Chef's Table Catering LLC for a lease of commercial property at 670 4th Avenue North, Suite 032.
 2. Breathe Massage for a lease of commercial property at 670 4th Avenue North, Suite 231.
 - c. Appeal of a July 5 and August 2, 2016 Planning Commission decision to deny a Conditional Use Permit to allow Household Living uses in a GC, General Commercial zoning district on Lots 1-4, Block 2, Dakota Land Second Addition (1709, 1745, 1781 and 1825 35th Street South).
30. Recommendation for appointment to the Board of Appeals.
31. Construction Projects Update.

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

Minutes are available on the City of Fargo web site at www.cityoffargo.com/commission