

FARGO CITY COMMISSION AGENDA  
Monday, August 29, 2016 - 5:00 P.M.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.cityoffargo.com/streaming](http://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](http://www.cityoffargo.com/commission)

1. Pledge of Allegiance.
2. Roll Call.
3. Approve Order of Agenda.
4. Minutes (Regular Meeting, August 15, 2016).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

1. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 8/15/16:
  - 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. Recommendation from the Mayor's Budget Committee to implement the classification, reclassification, department restructure and market adjustment requests as outlined.
3. Small Claims Court Claim Affidavit filed by Terry and Lori McGarry vs. Cass County Environmental Health.
4. Application filed by David S. and Mary L. Peterson for a five-year property tax exemption for improvements made to a building at 1345 7th Avenue North.
5. Gaming Site Authorization:
  - a. Metro Sports Foundation at the Scheels Arena.
  - b. Sharehouse Inc. at The Round Up.
6. Applications for Games of Chance:
  - a. Eagles Elementary School for bingo on 9/30/16.
  - b. Fargo South High School for a raffle on 9/30/16.
  - c. Fargo South High School for a calendar raffle at the school from 9/9/16 to 2/21/17.
  - d. Fargo South High School for a calendar raffle at John E. Carlson Coliseum from 12/8/16 to 2/10/17.
  - e. Fargo South High School for a calendar raffle at Scheels Arena from 12/8/16 to 2/10/17.
  - f. Fargo Davies High School for a calendar raffle at the school from 8/30/16 to 5/24/17.
  - g. Fargo Davies High School for a calendar raffle at Scheels Arena from 11/14/16 to 2/13/17.

- h. NDSU Lions Club for a raffle on 10/5/16.
  - i. Nativity Church of Fargo for a raffle on 11/6/16.
  - j. United Way Cass-Clay for a raffle on 9/16/16.
7. Request from the Human Relations Commission to hang a banner in the skyway from September 16 to 25, 2016 to promote National Welcoming Week.
  8. University of North Dakota Community Faculty Contract for medical student training for the 2016-2017 school year.
  9. Addendum to the Agreement with Megan Myrdal for the Cass Clay Food Systems Initiative to Address Chronic Disease.
  10. Agreement for Services with Child Care Aware of North Dakota.
  11. Solid Waste Management Agreement with Red River Roll-off, Inc.
  12. Landfill Task Order with Wenck Associates, Inc. for the detailed design of the LFG compressor station upgrade and LFG cleaning equipment detailed design project in an amount not to exceed \$166,700.00 (Project No. SW 16-03).
  13. Bid award for the outdoor warning siren upgrade project.
  14. Final Balancing Change Order No. 1 for an increase of \$2,645.96 for Project No. PR-16-A1.
  15. Bid awards for Project Nos. PR-16-E1 and UR-16-B1.
  16. Conversion of Fargo Brewing Company's Class "Y" Alcoholic Beverage License to a Class "M" license at the 7th Avenue location; and to convert both premises current Class "Y" licenses to Class "C" licenses.
  17. Transfer of Romo's Tacos Class "H" Alcoholic Beverage License from 118 North Broadway to 1100 19th Avenue North.
  18. Right of Entry to Construct and Lease Agreement with Northland Hospitality, LLC for temporary parking for City Hall, the Civic Center, the Police Department and the Library.
  19. Towing and Impound Services Agreement with Fargo Moorhead Towing.
  20. Bid award for Project No. WW1605.
  21. Land Lease Agreement with Motz Enterprises, Inc. for the former Harwood lagoon land.
  22. Final Balancing Change Order No. 3 for a reduction in the contract amount by \$205,251.80 (Project No. WW1402-9).
  23. Change Orders for Project No. WW1502:
    - a. No. 1 for an increase of \$550.00.
    - b. No. 2 for an increase of \$1,596.08.
    - c. No. 2 for a decrease of \$2,146.08.
  24. Award the contract for an appraisal of the property located at 402 NP Avenue to GEB Appraisals.
  25. Amendment to Contract No. 38150106 with the North Dakota Department of Transportation.

26. Section 5310 Transit Grant Agreement with the North Dakota Department of Transportation for the purchase of two replacement vehicles (Contract No. 38161174).
27. Change Order No. 1 for an increase of \$23,532.00 for the Electrical Construction of Project No. WA1501.
28. Concur with and award bids to PCi Roads and Rainbow, Inc. for bridge maintenance work at 52nd Avenue South and approve the Clay County Highway Department to release a Notice of Proceed for the work (Project No. LN-17-B1).
29. Bills.
30. Categorical exclusion and selection of Alternative B for the City's portion and Alternative B-3 for the NDDOT's portion as the preferred alternatives for Improvement District No. PR-17-A1.
31. Bid award for Improvement District Nos. AN-16-E1 and BN-16-K1.
32. Contract and Bond for Improvement District No. BN-16-F1.

**REGULAR AGENDA:**

33. Commissioner Gehrig wishes to reconsider the City Commission's action taken on July 18, 2016 approving the Federal Express Corporation's PILOT application.
34. Public Hearings - 5:15 p.m.:
  - a. Transfer of a Class "GH" Alcoholic Beverage License from Café 38, LLC d/b/a Bangkok Corner to Bravish LLC d/b/a Himalayan Yak at 1450 25th Street South.
  - b. 45th Street Park Fifth Addition (307 43-1/2 Street South, 401 43-1/2 Street South, 445 43-1/2 Street South, 400 45th Street South and 474 45th Street South); approval recommended by the Planning Commission on 8/2/16:
    1. Zoning change from AG, Agricultural, GC, General Commercial and LI, Limited Industrial with a C-O, Conditional Overlay to GC, General Commercial, LI, Limited Industrial with a C-O, Conditional Overlay, and P/I, Public and Institutional.
    2. 1st reading of rezoning Ordinance.
    3. Plat of 45th Street Park Fifth Addition.
  - c. Renewal Plan and Developer Agreement for the Tax Increment Financing District No. 2016-03 for construction of a 23-unit apartment building with 52 surface parking spaces at 828 14th Street North.
35. Appointments to the Housing and Redevelopment Authority.
36. Appointments to the Election and City Governance Taskforce.
37. Request to begin the eminent domain process for the acquisition of 4449 Oakcreek Drive and adopt the Resolution of Necessity (Project No. MS-15-K0).
38. Bid award for Improvement District No. BN-16-L1.
39. Construction Project Updates.

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](http://www.cityoffargo.com/commission)