

FARGO CITY COMMISSION AGENDA
Monday, December 19, 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

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, December 5, 2016).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. Receive and file Ordinance Enacting Article 24-04 of Chapter 24 of the Fargo Municipal Code relating to wireless telecommunication facilities in the public right of way.
- 2. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 12/5/16:
 - a. Amending Sections 3-2110 and 3-2111 of Article 3-21 of Chapter 3 of the Fargo Municipal Code Relating to Imposition of a Sales, Use and Gross Receipts Tax (Flood Risk Mitigation and Reduction Improvements).
 - b. Amending Sections 3-2210 and 3-2211 of Article 3-22 of Chapter 3 of the Fargo Municipal Code Relating to Imposition of a Sales, Use and Gross Receipts Tax (Infrastructure Improvements Including Flood Protection).
 - c. Rezoning Certain Parcels of Land Lying in Mid America Steel Addition.
- 3. Resolution of Necessity and authorize the commencement of legal action to acquire properties located at 4021 and 4033 Copperfield Court South.
- 4. Agreement with Richland County Health Department for nurse practitioner services in Wahpeton, North Dakota.
- 5. Sole source procurement with Target Solutions for a learning management system.
- 6. Overtime payment for exempt employees designated to assist Morton County in support of Governor Dalrymple's Emergency Declaration pertaining to the Dakota Access Pipeline protest.
- 7. Receive and file Year to Date – Budget to Actual Report for November 2016.
- 8. Revisions to the Purchasing Policy effective January 1, 2017.
- 9. Receive the GFOA Certificate of Achievement in Excellence in Financial Reporting Award for the 2015 reporting year.

10. Applications for Games of Chance:
 - a. Dakota Medical Foundation – Lend A Hand for a raffle on 1/13/17.
 - b. NDSU Saddle and Sirloin for a raffle on 2/11/17.
 - c. Disabled American Veterans, Francis J. Beaton, Chapter 1 for a raffle on 5/11/17.
 - d. Fargo Longfellow Elementary PTO for bingo on 1/26/17.
11. Amendment to the contract with Forecast Public Art in an amount not to exceed \$19,600.00.
12. Change Orders for the Fargo Project with Earthworks Services for an increase of \$3,602.50 and with Pro Landscapers for an increase of \$3,800.00.
13. Agreements with Stokum Holdings, LLC in the amount of \$7,000.00 for a Sudden Park Art Sculpture and with Tania Blanich – Curator in the amount of \$8,000.00 for Fargo City Hall Art Exhibit.
14. Agreement with Hazer’s Auto and Truck Parts, Inc. for junk vehicle removal services for 2017.
15. Thirty-six-month lease agreement with Brennan’s Garage, LLC for the use of up to 60 spaces within the impound lot for storage and parking.
16. Resolution prescribing the Forestry rates increase effective January 1, 2017.
17. Applications for property tax exemptions for improvements made to buildings:
 - a. James G. and Jane I. Stoutland Life Estate, 2220 24th Avenue South (3 Year).
 - b. Andrew D. and Kara A. Kalbus, 3249 Longfellow Road North (5 Year).
 - c. Robert S. Corwin, 1234 3rd Street North (5 Year).
 - d. James R. Jr. and Chelsea M. Haley, 2826 Longfellow Road North (5 Year).
 - e. Paul R. and Mona P. Lybeck, 2506 East Country Club Drive South (5 Year).
 - f. George Miller, 1646 2nd Street North (5 Year).
 - g. New Direction IRA, Inc. FBO James G. Miller IRA, 1418 12th Street North (5 Year).
 - h. Christopher M. and Julie A. Mostad, 3213 Evergreen Road North (5 Year).
 - i. Old Town LLC, 915 Broadway North (5 Year).
 - j. Gary A. and Carrie B. Rooks, 226 23rd Avenue North (5 Year).
 - k. Tamara A. Splonskowski, 1318 3rd Street North (5 Year).
 - l. Philip CR and Lisa D. Swan, 201 Forest Avenue North (5 Year).
 - m. Tara Vigen, 1126 9th Street North (5 Year).
18. Memorandum of Offer to Landowner for temporary construction easement from Pilot Travel Centers LLC (Project No. PR-17-A0).
19. Memorandum of Offer to Landowner for temporary easement from Thermo King of Fargo and Isuzu Diesel Midwest, Inc. (Project No. PR-17-A0).
20. Conduit Sale Agreement with Midcontinent Communications.
21. Permanent Easement (Underground) with Midcontinent Communications for city owned property at 624 2nd Avenue North.
22. Development of a Right of Way Occupancy Permit with Xcel Energy to allow for the installation of a proposed transmission power line to connect the Maple River substation to the Red River substation.
23. Reimbursement Agreement with Xcel Energy for Project No. UR-17-E1.

24. Final Balancing Change Orders for the following Projects:
 - a. No. 1 for an increase of \$16,173.70 for No. SN-16-A1.
 - b. No. 2 for an increase of \$2,889.50 for No. SR-16-A1.
25. Bills.
26. Change Orders for the following Improvement Districts:
 - a. No. 2 for an increase of \$3,211.74 for No. BN-16-K1.
 - b. No. 2 for an increase of \$50,409.47 for No. BR-16-F1 and time extension to 6/1/17.
 - c. No. 3 for an increase of \$17,337.53 for No. BR-16-B1 and time extension to 12/2/16.
27. Final Balancing Change Order No. 5 for an increase of \$11,362.06 for Improvement District No. BR-15-B1.
28. Contract Amendment No. 1 for an increase of \$63,266.55 for Improvement District No. PR-17-B0.
29. Contract Amendment No. 4 for an increase of \$79,754.00 for Improvement District No. PR-17-A0.
30. Contract time extension to 12/7/16 for Improvement District No. BR-16-A1.
31. Contract time extension to 12/10/16 for Improvement District No. BN-16-F1.

REGULAR AGENDA:

32. Update from John Vastag on the Mayor's Blue Ribbon Commission on Addiction.
33. Commissioner Piepkorn would like to discuss recruitment of the Wells Fargo Corporate headquarters.
34. Public Hearings - 5:15 pm:
 - a. CONTINUE TO 1/3/17 - Application filed by Midcontinent Communications for a property and/or income tax exemption for property located at 4624 28th Avenue South, which the applicant will use in the operation of hosting, data storage, network monitoring and data center services to business customers.
 - b. Plat of Great Northern Sixth Addition a replat of Lot 1, Block 1, Great Northern Fifth Addition, and all of the vacated 36th Street North and 10th Avenue North adjacent to said Lot 1, Block 1 (3500 12th Avenue North); approval recommended by the Planning Commission on 6/7/16.
35. Mayor Mahoney would like to discuss the Fargo City Commission Code of Conduct.
36. State Water Commission request for cost reimbursement for FM Diversion Flood Project costs.
37. Recommendation to retain a lobbyist for the 2017 legislative session.
38. Commissioner Gehrig would like to discuss new home abatements.
39. Recommendation for an Interim Safety Project at the intersection of 52nd Avenue South and 27th Street (Project No. TM-16-C1).

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