

FARGO CITY COMMISSION AGENDA  
**TUESDAY**, February 16, 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)

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, February 1, 2016).
- E. CONSENT AGENDA – APPROVE THE FOLLOWING:**
  - 1. Receive and file Summons and Complaint in the matter of Sarah O. Rhodes vs. the City of Fargo et al.
  - 2. Change Order No. G-1 for an increase of \$5,164.28 for General Construction of the Fire Headquarters Remodel Project.
  - 3. Main Avenue Booster Pump Station Put Option/Right of First Refusal Agreement.
  - 4. 5-year Tax exemptions for improvements made to buildings:
    - a. Mary Hughes, 10 Woodland Drive North.
    - b. Michael Sunram, 442 22nd Street South.
    - c. Steven and Jane Peterson, 1426 6th Avenue South.
    - d. Ashley and Joshua Fluto, 1717 17th Street South.
    - e. Mark and Mary Walker, 714 18th Avenue South.
    - f. Lisa Marie Davies, 1014 11th Street South.
    - g. Michael and Sara Olson, 1015 6th Street South.
    - h. Kim and Shaw Simonsen, 1230 3rd Street North.
    - i. Michael and Amanda Enz, 1700 9th Street South.
    - j. Brian and Harriet Turner, 77 23rd Avenue North.
    - k. Gary and Joelle Hammer, 1418 19th Street South.
    - l. Rodney and Roberta Scilley, 1550 3rd Avenue South.
    - m. Nichole Hensen, 1012 8th Street South.
  - 5. Applications for Games of Chance:
    - a. USA Wrestling of North Dakota for a raffle on 7/22/16.
    - b. F-M USBC WBA for a raffle on 4/24/16.
    - c. NDSU Lions Club for a raffle on 4/6/16.
    - d. Centennial Elementary PTA for bingo on 2/19/16.
    - e. St. Mary's Cathedral for a raffle on 4/24/16.
  - 6. NDDOT State Aid contract amendment reducing State Aid to Transit funding in the amount of \$71,032.00.
  - 7. Agreement with the Nurse-Family Partnership Program.

8. Direct City Attorney's Office to draft amendment to Article 14-01, regarding dairy product regulation – soft serve freezing/dispensing machines.
9. Amendment #1 for an increase of \$160,000.00 for AE2S Task Order #79.
10. AE2S Task Order #84 for an increase of \$395,500.00 for Project No. WA1501.
11. Bid advertisement for Project No. SW16-01.
12. Bid advertisement for Project No. WW1402.
13. Bid awards for Project Nos. WA1501, WA1503 and FM-15-A1.
14. Purchase of two Rear Load Refuse Packers from Sanitation Products for \$121,540.00.
15. Purchase of one Dual Auto Side Load Refuse Packer from Sanitation Products for \$294,452.00.
16. Receive and file Summary of Master Service Agreements from April 2013 to December 2015.
17. Bid advertisement for Project No. SN-16-A1 and PR-16-A.
18. Contract and bond for Project No. WW1502.
19. Bills.
20. Bid award for Improvement District No. NN-14-01.
21. Master Services Agreements for professional engineering, land surveying and land management services (Improvement District No. MS-16-A0).
22. Contract Amendment No. 3 for an increase of \$399,977.00 for Improvement District No. PR-14-00.
23. Create Improvement District Nos. BR-16-F; NR-16-A; PN-15-N; PR-16-B; and TN-16-E.

**F. REGULAR AGENDA:**

24. State Water Commission request for cost reimbursement for FM Diversion flood project costs totaling \$1,985,040.00.
25. Recommendation to select the Kilbourne Group's redevelopment proposal for the Second Avenue/Roberts Street Redevelopment.
26. Public Hearings - 5:15 p.m.:
  - a. Cobalt Addition; approval recommended by the Planning Commission on 1/5/16 (5035 38th St. S.):
    - (1) Zoning change from AG, Agricultural to LC, Limited Commercial with a C-O, Conditional Overlay.
    - (2) 1st reading of rezoning Ordinance.
    - (3) Plat of Cobalt Addition.

- b. Darling's Third Addition; approval recommended by the Planning Commission on 1/5/16 (1506-1508 7th Ave. S.):
    - (1) Zoning change from SR-3, Single-Dwelling Residential to SR-5, Single-Dwelling Residential.
    - (2) 1st reading of rezoning Ordinance.
    - (3) Plat of Darling's Third Addition.
  - c. Southside 1st Addition; approval recommended by the Planning Commission on 1/5/16 (2805 64th Ave. S.):
    - (1) Zoning change from AG, Agricultural to SR-2, Single-Dwelling Residential.
    - (2) 1st reading of rezoning Ordinance.
    - (3) Plat of Southside 1st Addition.
  - d. Appeal of an August 4, 2015 Planning Commission decision to deny a Conditional Use Permit to allow off-premise advertising on Lot 4, Block 5, Urban Plains by Brandt First Addition (3151 Seter Parkway S.).
- 27. Recommendation from Mayor Mahoney for appointment of a City Administrator.
  - 28. Contract with Forecast Public Art, not to exceed a total of \$92,000.00, for consulting services for a Public Art Master Plan.
  - 29. Resolution Approving a Plat of Rhett's Row Addition.
    - a. Receive protests representing 22% of the legal protest area.
  - 30. Tax Increment Financing request for property at 14 6th Avenue North, 22 6th Avenue North and 519 Oak Street.
  - 31. Recommendation to allow a Diversion Authority led flood mitigation project on 2nd Street North between 3rd Avenue and 6th Avenue to be bid without the inclusion of incentives/disincentives (Improvement District No. FM-14-93).
  - 32. Recommendation to appoint Dr. Dean Bresciani to the Renaissance Zone Authority.
  - 33. Recommendation to appoint Kember Anderson to the Convention and Visitors Bureau.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 241-1310 or TDD at 241-8258. 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)