

FARGO CITY COMMISSION AGENDA  
Monday, November 7, 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, October 24, 2016).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

1. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Amending Section 18-0902 and Repealing 18-0905 of Article 18-09 of Chapter 18 of the Fargo Municipal Code Relating to Excavation.
2. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 8-0804 of Article 8-08 of Chapter 8 of the Fargo Municipal Code Relating to Duty to Give Information and Render Aid.
3. Grant Agreement with Dakota Medical Foundation in the amount of \$16,300.00 to support CassClayAlive! and SchoolsAlive! initiatives.
4. Agreements for Services with Fargo-Moorhead Council of Governments, Michael Olsen and Joleen Baker to support the Cass Clay Food Systems Initiative to address chronic disease.
5. Agreement for Services with Deb Haugen for the Cass-Clay School Wellness Policy Project.
6. Direct the City Attorney's Office to work with Fargo Cass Public Health and other impacted City departments to update Article 12-03 to allow for keeping chickens in residential backyards as well as aligning other codes and ordinances that address backyard chicken keeping.
7. Acquisition and demolition of 308 9th Avenue North.
8. Amendment to Development Agreement with Block 9 Partners LLC.
9. Task Order No. 1 in an amount not to exceed \$364,000.00 with Stantec Consulting Services Inc. to implement the EPA Brownfield Grants.
10. Branding of the Roberts Ramp Development as Roberts Commons (RoCo).
11. Request from the YMCA to hang banners in the skyway to promote their presence in Downtown from December 1st to December 31st.

12. Applications for property tax exemptions for improvements made to buildings:
  - a. Dale R. and Elizabeth A. Faust, 3020 Hickory Street North (3 Year).
  - b. Jeffrey J. and Genine Monson, 1907 26 1/2 Avenue South (3 Year).
  - c. Kenneth E. and Alice M. Christianson, 2807 25th Avenue South (3 Year).
  - d. Jack and Rebecca Wood, 42 Meadowlark Lane North (5 Year).
  - e. Thomas A. and Sharon L. Fowler, 48 28th Avenue Northeast (5 Year).
13. Site Authorization for Games of Chance:
  - a. Plains Art Museum at Wild Bill's Sports Saloon.
  - b. North Dakota Association for The Disabled, Inc. at Shotgun Sally's Rock N Roll Saloon and O'Kelly's.
  - c. Prairie Public Broadcasting, Inc. at Dempsey's (amended).
  - d. Fargo Youth Hockey Assoc. at Teamsters Arena.
  - e. Team Maker's Club, Inc. at Sanford Health Athletic Complex/Scheels Center.
  - f. Horse Race North Dakota at Herd & Horns.
14. Applications for Games of Chance:
  - a. Northern Region Association of Safety Professionals for a raffle on 11/30/16; Public Spirited Resolution.
  - b. El Zagal Escort Motor Patrol for a raffle on 3/24/17.
  - c. Dakota Medical Foundation for a raffle on 11/21/16.
15. Change Order No. 1 for an increase of \$12,960.00 with Sun Electric for the relocation of the emergency generator on the City Hall Project.
16. Alignment for the proposed levee/floodwall and associated infrastructure, authorization to pursue construction of the project and to acquire the necessary property rights using means that may include eminent domain for Project No. FM-15-J2.
17. Change Order No. 2 for an increase of \$12,998.97 and time extension to 9/6/16 (Project No. HD-15-B1).
18. Concur with the NDDOT awarding the contract for consulting services to Houston Engineering, Inc. in the amount of \$200,000.00 for Project No. PR-17-B0.
19. Purchase Agreement – Permanent and Temporary Easements with PKG Office Investments, LLC (Project No. FM-15-B2).
20. Memorandum of Offer to Landowner for temporary and permanent easement with Anderson Investments, LLP (Project No. PR-17-A0).
21. Memorandum of Offer to Landowner for temporary easement with C.I. Farm Power, Inc. (Project No. PR-17-A0).
22. Concur with the NDDOT awarding the contract for consulting services to SRF Consulting Group, Inc. in the amount of \$1,243,092.00 for Project No. BR-18-A0.
23. Amendment to the JPA for Transit Support, Agreement for Transit Services (U-Pass) and Bus Advertising Wrap Agreement all with NDSU for 2016-2017.
24. Title VI Plan.
25. Bills.
26. Contract Amendment No. 3 with Apex Engineering in the amount of \$183,102.00 for Improvement District No. PR-17-A0.

27. Contract time extension to 12/1/16 for Improvement District No. BR-16-A1.
28. Contract time extension to 6/1/17 for Improvement District No. BN-16-G1.
29. Change Order No. 1 for an increase of \$30,153.20 for Improvement District No. BN-16-K1.
30. Bid award for Improvement District No. BN-16-J1.
31. Contract and Bond for Improvement District No. BN-16-C1.

**REGULAR AGENDA:**

32. Resolution Authorizing the Issuance of Refunding Improvement Bonds, Series 2016C in the amount of \$43,970,000.00 to fund infrastructure costs incurred in the Capital Project Funds.
33. Commissioner Piepkorn would like to discuss the LSSND Audit.
34. Public Hearings - 5:15 pm:
  - a. Application filed by Fargo Roosevelt Village Apartments LLC/G.A. Haan Development for a 15-year PILOT at 6475 19th Street South which the applicant will use in the operation and construction of a new senior apartment housing development under the Low Income Housing Tax credit program.
  - b. Plat of BLU Water Creek Addition (previously advertised as Bentley Square Second Addition) (Major Subdivision) a replat of Lot 1, Block 1, Bentley Square Addition (previously advertised as Lot 1, Block 4, Brandt Crossing 1st Addition) (4609 33rd Avenue South); approval recommended by the Planning Commission on 8/2/16; continued from the 10/24/16 Regular Meeting.
  - c. Appeal of a Board of Adjustment decision on a variance request at 3101 Peterson Parkway North to allow a proposed shed to encroach 6.5 feet into the required interior setback; denied by the Board of Adjustment on 9/27/16; continued from the 10/24/16 Regular Meeting.
35. Presentation of the Single Stream Recycling Collection.
36. Change Order No. 1 for an increase of \$396,565.00 for the addition of curtain windows on the City Hall Project.
37. Consider lease agreement with the Downtown Community Partnership for a Downtown Ice Rink through the 2018-2019 winter season.
38. Consider Memorandum of Understanding with Johns Hopkins University and initiate a partnership with What Works Cities.
39. Appointments to the Historic Preservation Commission.
40. 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](http://www.cityoffargo.com/commission)