

FARGO CITY COMMISSION AGENDA
Monday, December 17, 2018 - 5:00 p.m.

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

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, December 3, 2018).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. Receive and file the following Ordinances:
 - a. Amending Section 8-0305 and Enacting Section 8-0323 of Article 8-03 of Chapter 8 of the Fargo Municipal Code Relating to Regulations Governing Operators.
 - b. Amending Section 1-0305 of Article 1-03 of Chapter 1 of the Fargo Municipal Code Relating to Penalties for Non-Criminal Violations.
- 2. 2nd reading and final adoption of the following Ordinances; 1st reading 12/3/18:
 - a. Amending Section 10-0318 of Article 10-03 of Chapter 10 of the Fargo Municipal Code Relating to Public Safety, Morals and Welfare.
 - b. Amending Section 25-1506 of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages.
 - c. Rezoning Certain Parcels of Land Lying in Eddy Place Addition, Eddy & Fullers Auditors Lots, Case, Peake & Hall Addition and Fullers Addition.
 - d. Rezoning Certain Parcels of Land Lying in West Acres Fourth Addition.
- 3. Direct the City Attorney to prepare the necessary ordinance or ordinances to implement the Approval Voting Home Rule Charter amendment.
- 4. Purchase Agreement with Montplaisir Ag and Rental, LLP and LaVerne A. Montplaisir Family Trust.
- 5. Applications for property tax exemptions for improvements made to buildings:
 - a. Jerry L. and Lorrie A. Thoemke, 3526 22nd Street South (3 year).
 - b. Joel S. and Sherri J. Thomsen, 2404 Centennial Rose Drive South (3 year).
 - c. Scott T. and Lisa A. Gail, 2617 38th Avenue South (3 year).
 - d. David M. Jr. and Nancy J. Skjei, 1515 38th Avenue South (3 year).
 - e. Todd J. and Wanda Meyers, 906 19th Avenue South (5 year).
 - f. Chris J. and Mary E. Reynolds, 1545 4th Avenue South (5 year).
 - g. Charles N. and Alvina F. Lillibridge, 910 5th Avenue South (5 year).
 - h. Franklin D. and Ranae L. Charon, 1410 12th Avenue South (5 year).
 - i. Matthew R. and Crystal J. Dunham, 1111 10th Street North (5 year).
 - j. Kevin Sowold and Tamara Dawn Anderson, 1110 3rd Avenue North Unit 201 W (5 year).

- k. Frank E. and Linnea J. Anderson, 1725 Elm Street North (5 year).
 - l. Kelly J. and Jill S. Erickson, 401 14th Avenue North (5 year).
 - m. Kelly J. and Jill S. Erickson, 401 14th Avenue North (5 year).
 - n. Ryan M. and Tanja R. Goellner, 3025 36th Avenue South (3 year).
 - o. Jared Twogood and Sara Bush, 1040 University Drive North (5 year).
 - p. Barret T. and Jennifer L. Wood, 2308 34 1/2 Avenue South (3 year).
- 6. Applications for Games of Chance:
 - a. North Dakota State University Saddle & Sirloin Club for a raffle on 2/9/19.
 - b. Amber Porter Benefit for a raffle on 2/14/19 (Public Spirited Resolution).
 - c. TNT Kid's Fitness for a raffle and raffle board on 1/10/19.
 - 7. Receive and file General Fund – Budget to Actual through November 30, 2018 (unaudited).
 - 8. Change Order No. 1 for an increase of \$22,500.00 for Project No. SR-18-A1.
 - 9. Change Order No. 2 for an increase of \$29,580.00 for Project No. SR-18-A1.
 - 10. Change Order No. 3 for an increase of \$7,106.00 for Project No. TR-17-B1.
 - 11. Change Order No. 5 for an increase of \$11,050.00 for Project No. FM-15-K1.
 - 12. Final Balancing Change Order No. 3 for an increase of \$5,342.89 for Project No. FM-14-11.
 - 13. Negative Final Balancing Change Order No. 2 in the amount of \$-24,428.30 for Project No. HD-17-A1.
 - 14. Revision to the Over Dimensional Vehicle Policy regarding Snow Permit Time Restrictions.
 - 15. Pre-Disaster Mitigation Program grant application for the Red River Intake Pump House at the Water Treatment Plant.
 - 16. Right of Way Use Agreement with DFI Dillard, LLC.
 - 17. Bid award for cooling tower repair work at the FARGODOME.
 - 18. Revisions to the Purchasing Policy effective January 1, 2019.
 - 19. Receive the GFOA Certificate of Achievement in Excellence in Financial Reporting Award for the year ending 12/31/17.
 - 20. Lease with Option to Purchase Agreements with CapFirst Equipment Finance for three Bobcat skid steers.
 - 21. Amended Contract with the ND Department of Health for the Public Health Emergency Preparedness City Readiness Initiative (CFDA #93.074)
 - 22. Purchase of Service Agreement Amendment for HIV Counseling, Testing and Referral contract with the ND Department of Health (CFDA #93.940)
 - 23. Contract Agreement with Media Productions for breastfeeding friendly environment support.
 - 24. Agreement with Ed's Towing Service, Inc. for junk vehicle removal services for 2019.

25. Grant Agreement with Humanities North Dakota for the Fargo Public Library.
26. Amended Agreement for additional engineering services for the Civic Center parking ramp restoration project.
27. 2019 City Arts Fund recommendations and Agreement with The Arts Partnership to administer the City Arts Partnership Grants for 2019 in the amount of \$102,000.00.
28. Acceptance of the Walmart Community Grant Program Award in the amount of \$5,000.00 for the Police Department.
29. Agreement for Services between the City of Fargo and Real Property Services Inc. for trash and recycling services in Roberts Alley.
30. Change Orders in the amount of \$17,274.95 (general contract), \$1,055.00 (mechanical contract) and \$7,062.01 (electrical contract) for Project No. SW 16-03 Phase II.
31. Reject Bid for Ground Transportation Center Renovation and Rebid as a Request for Proposal for Design/Bid/Build Services.
32. NDDOT grant application for the purchase of replacement vehicles for the Transit Department (CFDA# 20.526).
33. Contracts and bonds for Project No. WW1701.
34. Bills.
35. Change Order No. 1 for an increase of \$111,114.40 for Improvement District No. BR-18-C1.
36. Change Order No. 2 for a time extension to 1/15/19 for Improvement District No. BN-18-K1.
37. Change Order No. 2 for an increase of \$31,253.21 and Time Extension to 9/17/18 for Improvement District No. BN-16-H1.
38. Change Order No. 3 for an increase of \$22,254.11 for Improvement District No. UN-15-B1.
39. Change Order No. 3 for an increase of \$64,557.95 for Improvement District No. BR-18-E1.
40. Negative Final Balancing Change Order No. 1 in the amount of -\$43,180.67 for Improvement District No. BR-18-J1.
41. Negative Final Balancing Change Order No. 1 in the amount of -\$1,549.68 for Improvement District No. AN-17-F1.
42. Negative Final Balancing Change Order No. 1 in the amount of -\$32,646.86 for Improvement District No. PR-18-E1.
43. Negative Final Balancing Change Order No. 3 in the amount of -\$6,686.48 for Improvement District No. BN-16-H1.
44. Negative Final Balancing Change Order No. 4 in the amount of -\$29,510.16 for Improvement District No. UN-15-B1.

45. Final Balancing Change Order No. 1 for an increase of \$1,036.87 for Improvement District No. BR-17-G1.
46. Final Balancing Change Order No. 2 in the amount of \$41,462.13 for Improvement District No. PN-18-A1.
47. Final Balancing Change Order No. 2 for an increase of \$15,398.36 for Improvement District No. BR-17-H1.
48. Final Balancing Change Order No. 4 for an increase of \$16,592.36 for Improvement District No. BR-17-J1.
49. Final Balancing Change Order No. 4 for an increase of \$18,735.26 for Improvement District No. NR-17-A1.
50. Change Order No. 4 in the amount of \$-82,597.45 and Payment Approvals in the amount of \$78,947.45 and \$3,650.00 for Improvement District No. BN-17-A1.
51. Utility Relocation and authorize payment to Cass County Electric in the amount of \$34,400.00 for additional work associated with Improvement District No. BN-17-A1.
52. Utility Relocation and authorize payment to Cass County Electric in the amount of \$35,282.00 for additional work associated with Improvement District No. BN-17-B1.
53. Memorandum of Offer to Landowner for Temporary and Permanent Easements from B&B Holdings, LCC and B2C, LCC (Improvement District No. BN-19-A1).
54. Change Order No. 1 for an increase of \$16,147.00 for Improvement District No. NR-17-B2.
55. Change Order No. 2 for an increase of \$14,767.20 for Improvement District No. NR-17-B1.

REGULAR AGENDA:

56. Appointments to the Historic Preservation Commission.
57. Recommendation to approve the North Dakota Department of Transportation Section 5339 Transit Grant Agreement.
58. Public Hearings - 5:15 pm:
 - a. Proposed increase in MAT Paratransit Service Agency Rate effective January 1, 2019.
 - b. Amendments to Community Development Block Grant (CBDG) 5-Year Consolidated Plan and Annual Action Plans Program.
59. Presentation and discussion regarding 17th Avenue South Corridor Study.
60. Application for Abatement or Refund of Taxes #4477 made by Robert Hill Law, Ltd. representing Shoppes at Osgood, LLC/Super Valu at 4151 45th Street South requesting that the valuation for 2018 be reduced from \$6,900,000.00 to \$3,306,650.00; denial recommended by the Assessment Department.
61. Budget and Time Changes to the C-1 TIF District.

62. Discussion on Employee Time Off for Christmas Eve; continued from the 12/3/18 Regular Meeting.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310. 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 website at www.FargoND.gov/citycommission.