

FARGO CITY COMMISSION AGENDA
Monday, December 3, 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, November 19, 2018).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 1st reading of the following Ordinances:
 - 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.
- 2. 2nd reading and final adoption of the following Ordinances; 1st reading 11/19/18:
 - a. Amending Sections 25-3301 through 25-3307 of Article 25-33 of Chapter 25 and enacting Sections 25-3301.1 and 25-3301.2 of Article 25-33 of Chapter 25 of the Fargo Municipal Code Relating to Tattoos, Body Art and Body Piercing.
 - b. Amending Section 1-0305.A of Article 1-03 of Chapter 1 of the Fargo Municipal Code Relating to Classifications of Ordinance Violations – Tattoos, Body Art and Body Piercing Violations as Class B Misdemeanors.
- 3. Applications for property tax exemptions for improvements made to buildings:
 - a. Adam L. Peterson and Rachel M. Andersen-Peterson, 1415 West Gateway Circle South, Unit 12 (3 year).
 - b. Paul D. and Linda S. Kegel, 910 12th Street North (5 year).
 - c. Steven V. and Janice M. Harter, 515 21st Avenue South (5 year).
 - d. Melissa A. and Heath A. Lynnes, 3686 Evergreen Road North (5 year).
 - e. Lowell P. Degnan, 1514 4th Avenue North (5 year).
 - f. Timothy B. Somes, 1309 14th Street South (5 year).
 - g. Eric W. and Jennifer L. Momsen, 1220 4th Street North (5 year).
- 4. Applications for Games of Chance:
 - a. El Zagal Holding Company for a raffle on 2/9/19.
 - b. Muskies Inc. F-M Chapter for a raffle on 2/7/19.
- 5. Lease Agreement with City of Fargo and Downtown Community Partnership.
- 6. Proposal from JLG Architects for a Fargo Performance Center Feasibility Analysis Update.

7. Findings of Fact and Order, and Notice of Entry of Order for the property at 826 10th Street North.
8. Findings of Fact and Order, and Notice of Entry of Order for the property at 1101 7th Street North.
9. Award of the 2019 Liability and Property Insurance Coverage for the FARGODOME.
10. Agreement for Services with Whitney Oxendahl.
11. Agreement for Services with Fargo-Moorhead Metro COG.
12. Agreement between Richland County Health Department and Fargo Cass Public Health to provide nurse practitioner services.
13. Sole Source Procurement with Interstate Power System, New Flyer Industries and Cummins NP for the purchase of parts and service in 2019 for vendor specific parts and service (SSP18025, 18026 and 18041).
14. Change Order No. 4 for a 7-day time extension for Project No. FM-15-F2.
15. Negative Final Balancing Change Order No. 3 in the amount of -\$23,091.45 for Project No. FP-17-A1.
16. Amendment No. 1 with Houston Engineering in the amount of \$9,140.00 for Project No. SN-18-C0.
17. Purchase of Wetland Credits from Ducks Unlimited, Inc. in the amount of \$50,000.00 for Project No. FM-15-K1.
18. Purchase Agreement with Ivan Lima Jr. for property located at 771 Royal Oaks Drive North (Project No. FM-19-B).
19. Purchase Agreement with Tracy Lynn Lind for property located at 701 Royal Oaks Drive North (Project No. FM-19-B).
20. Authorize the Engineering Department to advertise for proposals for a three-year Master Services Agreement.
21. Task Order No. 2 for an increase of \$267,000.00 for Project No. WA1862.
22. Bid award for chemicals at the Water Treatment Plant for 2019.
23. Bid award for chemicals at the Waste Water Treatment Plant for 2019.
24. Project submittal to Metro COG for inclusion in the City's applications to the NDDOT for funding in 2021 and 2023.
25. Project submittal to Metro COG for inclusion in the City's applications to the NDDOT for funding in 2020 and 2021.
26. Accept the Plan of Action and authorize the Planning Department to begin implementation, including property acquisition under the federal HUD program.

27. Bills.
28. Change Order No. 2 for an increase of \$7,621.07 and time extension to 12/14/18 for Improvement District No. BR-18-G2.
29. Negative Final Balance Change Order No. 3 in the amount of -\$3,675.77 for Improvement District No. AN-17-G1.
30. Contract Amendment No. 3 in the amount of \$353,520.36 for Improvement District No. MS-17-A0.
31. Reject bids received for Improvement District No. BN-19-A1 and request the NDDOT to rebid the project in early 2019.
32. Memorandum of Offer to Landowner for a Temporary and Permanent Easement from Plecity Kowalski Construction, Inc. for Improvement District No. BN-19-A1.
33. Memorandum of Offer to Landowner for a Temporary Easement (construction) from Jale Holdings, LLC for Improvement District No. BN-19-A1.
34. Memorandum of Offer to Landowner for 2 Temporary Easements (construction) from Amerco Real Estate Company for Improvement District No. BN-19-A1.

REGULAR AGENDA:

35. State Water Commission requests for Cost Reimbursement for FM Diversion Flood Project Costs:
 - a. Costs totaling \$244,521.99.
 - b. Costs totaling \$11,892.35.
36. Resolution Authorizing the Issuance of \$15,000,000.00 Refunding Improvement Bond, Series 2018F and Resolution Creating the Funds of Improvement Districts, Providing for and Appropriating Special Assessments for the Support and Maintenance of Said Funds, and Authorizing the Issuance of Improvement Warrants Thereon.
37. Public Hearings - 5:15 pm:
 - a. Application requesting the establishment of the Jefferson Neighborhood Historic Overlay Zoning District on all of Eddy Place Addition; Blocks 10-16 and 24-43, Eddy & Fullers Auditors Lots; Blocks 1, 6 and 7, Case, Peake and Hall Addition; and Blocks 1, 6 and 7, Fullers Addition (South of 1st Avenue South, West of 14th Street South and University Drive South, North of 6th Avenue South and East of 15th Street South); approval recommended by the Planning Commission on 11/6/18.
 1. 1st reading of rezoning Ordinance.
 - b. Zoning Change from MR-3, Multi-Dwelling Residential to GC, General Commercial on Lots 1 and 2, Block 3, West Acres 4th Addition (1702 40th Street South and 3926 17th Avenue South); approval recommended by the Planning Commission on 11/6/18.
 1. 1st reading of rezoning Ordinance.
 - c. Application filed by Golf Addiction ND LLC d/b/a Golf Addiction for a Class "FA-Entertainment" Alcoholic Beverage License at 4474 23rd Avenue South.

- d. Hearing on a dangerous building located at 703 10th Avenue North.
- 38. Appointment to the Board of Health.
- 39. Recommendation to retain a lobbyist for the 2019 Legislative Session.
- 40. Recommendation for Agreement – Purchase, Lease Back and Easement with Preference Employment Solutions, Inc. for the possibility of future expansion of 26th Avenue west of 42nd Street.
- 41. Updated 2019 Capital Improvement Plan.

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.