

FARGO CITY COMMISSION AGENDA  
Monday, July 30, 2018 – 5:00 P.M.

Executive Session at 4:30 p.m.

Roll Call.

**PLEASE NOTE:** The City Commission will convene at 4:30 p.m. and retire into Executive Session in the River Room pursuant to NDCC §44-04-19.1 for the purpose of attorney consultation in the following pending matter: City of Fargo v. Gary M. and Susan D. Cavett, Civil No. 09-2017-CV-000653, to discuss the pending litigation, negotiating strategy or provide negotiating instructions to its attorney. To discuss this matter in open meeting will have a negative fiscal effect on the litigation and negotiating position of the City. Thus, an Executive Session for said matters is authorized pursuant to North Dakota Century Code 44-04-19.1 subsections 2 and 9.

Regular Meeting at 5:00 P.M.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.FargoND.gov/streaming](http://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](http://www.FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, July 16, 2018).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

1. 2nd reading and final adoption of an Ordinance Rezoning Certain Parcels of Land Lying in Woodruff's Addition, Chas. A. Roberts Addition, Erskine's Addition and Island Park Addition; 1st reading 7/16/18.
2. Pledged securities as of June 30, 2018.
3. Receive and file Second Quarter Financial Status Report for Major Operating Funds through June 30, 2018 (unaudited).
4. Extension of the Class "I" Alcoholic Beverage License for Santa Lucia until June 30, 2019.
5. Bid award for Parking Services (RFP18193).
6. Applications for Games of Chance:
  - a. Jeremiah Program for a raffle on 10/19/18.
  - b. Holy Spirit Catholic Church for raffle, bingo and calendar raffle from 9/19/18 to 10/10/18.
  - c. El Zagal Shrine Provost Guard for a sports pool from 9/1/18 to 1/6/19.
  - d. FirstLink for a raffle on 8/9/18.

- e. Ahmann Strong (Craig Ahmann Benefit) for a raffle on 9/21/18; Public Spirited Resolution.
  - f. Pink It Forward for a raffle on 9/8/18.
  - g. Fargo Davies HS for a calendar raffle from 11/20/18 to 2/19/19.
  - h. Fargo Davies HS for a calendar raffle from 8/24/18 to 5/20/19.
  - i. El Zagal Shrine Mobile Nobel for a raffle on 9/29/18.
7. Applications for property tax exemptions for improvements made to buildings:
    - a. Judith Mary Spellman, 49 18th Avenue North (5 year).
    - b. Robert and Rita Kind, 1450 3rd Street North (5 year).
  8. Notice of Grant Award with the ND Department of Health for the water pollution program (CFDA #66.605).
  9. Amended Notice of Grant Award with the ND Department of Health for the immunization program (CFDA #93.539).
  10. Amendment to Purchase of Service Agreement with ND Department of Human Services, Behavioral Health Division for substance abuse prevention.
  11. Purchase of Service Agreement with Kindred Public School District for nursing services for the 2018/2019 school year.
  12. Notice of Grant Award with the ND Department of Health for local public health unit tobacco prevention and control program.
  13. Agreement with Upper Missouri District Health Unit for the Statewide Tobacco Prevention Public Education Campaign.
  14. Agreement to utilize BlueConnect Technology and Services, a benefit enrollment platform.
  15. Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds for the 2018 HUD program activities.
  16. Bid award for Parking Facility Restoration Repairs (AFB18223).
  17. Adopt Resolutions Approving the following Plats:
    - a. Commerce on 12th Fourth Addition.
    - b. Simonson Companies First Addition.
    - c. Brandt Crossing Fourteenth Addition.
    - d. MVM Addition.
  18. Proposal from Shultz + Associates Architects to provide architectural services for Phase 2 of the Police Department Design and Renovation Project at the Border States Electric Building (RFQ18172).
  19. Inter-local Agreement with Cass County and allocation of the 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program funding (CFDA #16.738).
  20. Change Order No. 1 for an increase of \$176,500.00 for Project No. FM-15-K1.
  21. Negative Final Balancing Change Order No. 4 in the amount of -\$1,811.60 for Project No. FM-15-B2.

22. Final Balancing Change Order No. 3 for an increase of \$3,134.63 for Project No. FM-17-B1.
23. Contract Amendment No. 2 with KLJ in the amount of \$142,061.00 for Project No. FM-15-K0.
24. Change Order No. 11 for a time extension to 8/3/18 for Project No. FM-14-61.
25. Bid advertisement for Project No. HD-18-A.
26. Rejection of bids for Project No. SW16-03.
27. Permanent Easement (Utility) with Midcontinent Communications at 650 NP Avenue.
28. Set August 13, 2018 at 5:15 p.m. as the date and time for a hearing on a dangerous building at 427 15th Avenue South.
29. Bid award for one rear load refuse packer (RFP18149).
30. Contracts with Glenn's Body Repair, Inc. for body repair work on City of Fargo light and heavy duty fleet vehicles and with Corwin Collision Center for body repairs on the federally funded transit vehicle fleet (RFP18130).
31. Contract and bond for Project No. SN-18-A1.
32. Bills.
33. Change Order No. 1 for a time extension to 9/1/18 for Improvement District No. BN-18-E1.
34. Negative Final Balancing Change Order No. 3 in the amount of -\$15,261.61 for Improvement District No. BN-17-G1.
35. Final Balancing Change Order No. 2 for an increase of \$20,365.48 for Improvement District No. BR-17-B1.
36. Change Order No. 1 for an increase of \$28,979.53 for Improvement District No. BN-18-G1.
37. Change Order No. 6 for an increase of \$26,275.77 for Improvement District No. BN-17-B1.
38. Contract Amendment No. 1 in the amount of \$16,000.00 to Houston Engineering for Improvement District No. BN-18-F0.
39. Contract Amendment No. 1 with SRF Consulting Group in the amount of \$54,688.55 for Improvement District No. BR-18-A2.
40. Contract Amendment No. 3 with Houston Engineering in the amount of \$3,000.00 for Improvement District No. BR-18-B2.
41. Bid award for Improvement District No. BN-18-L1.
42. Create Improvement District Nos. BN-18-F2 and NN-18-A.

**REGULAR AGENDA:**

43. Recommendation for establishment of a City of Fargo Special Assessment Taskforce.

44. Application for Abatement or Refund of Taxes #4474 submitted by Chad Zeznanski representing Store Master Funding VI, LLC for property located at 2121 43rd Street South for the 2017 tax year reducing the valuation on said property.
45. Public Hearings – 5:15 pm:
  - a. Application for a Class “FA” Alcoholic Beverage License for BeerFish LLC d/b/a BeerFish at 230 Roberts Alley North.
  - b. Application for a Class “Y” Alcoholic Beverage License for Drekker Brewing Company LLC d/b/a Drekker Brewing Company at 1632 1st Avenue North.
  - c. Zoning Change from MR-1, Multi-Dwelling Residential to SR-5, Single-Dwelling Residential on part of Lot 13 and part of Lot 14, Block 3, Legacy I 2nd Addition (2173 and 2175 58th Avenue South); approval recommended by the Planning Commission on 7/3/18.
    1. 1st reading of rezoning Ordinance.
  - d. Zoning Change from SR-3, Single-Dwelling Residential to SR-4, Single-Dwelling Residential on Lots 2-18, Block 3, Grayland First Addition (6313, 6333, 6347, 6363, 6379, 6393, 6405, 6421, 6439, 6457, 6473, 6491, 6507, 6523, 6541, 6561 and 6583 54th Avenue South); approval recommended by the Planning Commission on 7/3/18.
    1. 1st reading of rezoning Ordinance.
  - e. Laverne’s Addition (4301 19th Avenue North); approval recommended by the Planning Commission on 12/5/17:
    1. Zoning Change from AG, Agricultural to LI, Limited Industrial and P/I, Public and Institutional.
    2. 1st reading of rezoning Ordinance.
    3. Plat of Laverne’s Addition.
  - f. 19th Avenue Southwest Pond Addition (2102 45th Street North); approval recommended by the Planning Commission on 6/5/18:
    1. Zoning Change from AG, Agricultural to LI, Limited Industrial, GI, General Industrial and P/I, Public and Institutional with a C-O, Conditional Overlay.
    2. 1st reading of rezoning Ordinance.
    3. Plat of 19th Avenue Southwest Pond Addition.
  - g. 19th Avenue Northeast Pond Addition (2102 45th Street North); approval recommended by the Planning Commission on 6/5/18:
    1. Zoning Change from AG, Agricultural to LI, Limited Industrial and P/I, Public and Institutional with a C-O, Conditional Overlay.
    2. 1st reading of rezoning Ordinance.
    3. Plat of 19th Avenue Northeast Pond Addition.
46. Appointment to the Parking Commission.
47. Recommendation for a Smart Energy Parking Ramp Pilot Project at the Roberts Ramp.
48. Resolution Authorizing the Issuance of Taxable Annual Appropriation Bonds, Series 2018E (Block 9 Project).

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 web site at [www.FargoND.gov/citycommission](http://www.FargoND.gov/citycommission).