

## FARGO CITY COMMISSION AGENDA

Monday, July 29, 2019 - 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 15, 2019).

### **CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of the following Ordinances:
  - a. Relating to the International Building Code.
  - b. Relating to the International Residential Code.
  - c. Relating to the International Existing Building Code.
  - d. Relating to the International Energy Conservation Code.
  - e. Relating to the International Mechanical Code.
  - f. Relating to the International Fuel Gas Code.
  - g. Relating to the International Property Maintenance Code.
  - h. Relating to Fire Protection and Prevention.
- 2. 2nd reading and final adoption of the following Ordinances:
  - a. Relating to Plumbing Code.
  - b. Relating to Waterworks System.
  - c. Annexing a Certain Parcel of Land Lying in the Northeast Quarter of Section 11, Township 138 North, Range 49 West.
  - d. Rezoning Certain Parcels of Land Lying in Selkirk Place First Addition.
  - e. Rezoning Certain Parcels of Land Lying in Madelyn's Meadows Second Addition.
- 3. Receive and file Cost Share Agreement with Xcel Energy, Inc. and the Kilbourne Group, LLC for cost sharing expenses related to the burying of the overhead lines and necessary secondary connections.
- 4. Resolution Authorizing Sale of Property at 302 42nd Street South at a minimum bid of \$62,640.00.
- 5. Applications for property tax exemptions for improvements made to buildings:
  - a. Timothy S. and Kim E. Jacobson, 1115 12th Avenue South (5 year).
  - b. Diane R. Heagle, 912 9th Avenue South, Unit 1 (5 year).
  - c. Seth J. and Michaela J. Dye, 1116 12th Avenue South (5 year).
  - d. Travis W. Buzick, 1504 2nd Avenue South (5 year).
  - e. Mukund P. and Sungja L. Sibi, 1010 8th Street South (5 year).
  - f. Renee O'Brien, 820 2nd Street North (5 year).

- g. Sadiah and Sameyah Khan, 1110 3rd Avenue North, Unit 540E (5 year).
  - h. Justin and Elizabeth Frye, 1250 5th Street North (5 year).
  - i. Justin Slack, 1441 12th Avenue South (5 year).
6. Certificate of Completion and Release of Forfeiture for the Woodrow Wilson Project.
  7. Site Authorizations for Games of Chance:
    - a. Arc Upper Valley at Prairie Brothers Brewery.
    - b. Metro Sports Foundation at Scheels Arena.
  8. Applications for Games of Chance:
    - a. Benefit for Finley's Fight Hosted by Friends of Finley for a raffle on 8/8/19; Public Spirited Resolution.
    - b. Sons of Norway for a raffle from 9/1/19 to 12/7/19.
    - c. Holy Spirit Catholic Church for bingo, raffle and calendar raffle from 9/9/19 to 10/13/19.
    - d. Veterans Honor Flight of ND/MN for a raffle on 8/17/19.
    - e. YMCA of Cass & Clay Counties for a raffle on 8/6/19.
    - f. Fargo Angels Hockey for a raffle and raffle board from 8/13/19 to 12/7/19.
  9. Pledged securities as of 6/30/19.
  10. Receive and file the post-sale bond results report as prepared by Baker Tilly (Refunding Improvement Bonds, 2019A).
  11. Change Order No. 1 for an increase of \$53,700.00 for Project No. UR-19-A1.
  12. Change Order No. 8 for an increase of \$1,050.00 for Project No. FM-15-K1.
  13. Task Order No. 1 with Houston Engineering in a not to exceed amount of \$505,000.00 for Project No. FP-19-A0.
  14. Payment to KPH in the amount of \$107,200.00 for emergency sanitary sewer repairs.
  15. Purchase Agreement with Andrew I. and Nancy C. Froelich for property located at 1422 South River Road South (Project No. FM-15-J3).
  16. City of Fargo Specifications Water Mains.
  17. Memorandum of Understanding for Use of Facilities in the Event of a Disaster or Emergency with FirstLink.
  18. Purchase of Service Agreement with ND Department of Health for Emergency Response Services (CFDA #93.069).
  19. Agreement for Services with Center Point Tactical LLC.
  20. Memorandum of Understanding and Non-Disclosure Agreement with eSmart Systems US, Inc.
  21. Bid award for one articulating utility tractor/mower (PBCT652).
  22. Bid award for fuel purchase for 3rd and 4th quarters of 2019 (RFV19007).

23. Change Order No. 5 for a 60-day time extension for Project No. SW16-03 Phase II.
24. Amendment No. 6 for the Hazard Mitigation Grant Program Subgrant Agreement for FEMA-DR-1981-ND Between the ND Department of Emergency Services and the City of Fargo for a 6-month time extension (Project No. WW1402).
25. Task Order No. 24 with AE2S in the amount of \$372,400.00 for the reconditioning of two water towers.
26. Contract for the Newman Outdoor Field – Stadium Reroof Project.
27. Bills.
28. Change Orders for Improvement District No. BR-18-A1:
  - a. No. 1 for an increase of \$23,100.00
  - b. No. 2 for an increase of \$28,160.00
29. Change Order No. 5 for an increase of \$1,124.50 and Interim 3 time extension to 8/12/18 for Improvement District No. BN-17-A1.
30. Change Order No. 1 for a 14-working day time extension for Improvement District No. BN-19-E1.
31. Final Balancing Change Order No. 4 in the amount of -\$16,197.30 for Improvement District No. UN-18-B1.
32. Final Balancing Change Order No. 5 in the amount of \$1,865.00 for Improvement District No. BN-18-K1.
33. Contract and bond for Improvement District No. AN-19-G1.

**REGULAR AGENDA:**

34. Update on the Civic Plaza, Area 1.
35. Public Hearings - 5:15 pm:
  - a. Transfer of a Class “A” Alcoholic Beverage License from Firebox, LLC d/b/a Firebox to International African Restaurant and Nightclub, LLC d/b/a International African Restaurant and Nightclub at 4554 7th Avenue South; denial recommended by the Liquor Control Board; continued from the 7/1/19 and 7/15/19 Regular Meetings.
  - b. Application filed by Crave Hospitality Fargo, LLC d/b/a Crave for a Class “FA” Alcoholic Beverage License to be located at 3902 13th Avenue South #3643.
  - c. CONTINUED to 8/12/19 - Renaissance Zone Project for Great Plains 1001 Holdings, LLC for a new construction project located at 1001 and 1011 Northern Pacific Avenue North; 28 10th Street North; 1016 1st Avenue North and 11 11th Street North; continued from the 7/15/19 Regular Meeting.
  - d. CONTINUED to 8/12/19 - Renaissance Zone Project for DFI Kesler LLC and DFI BJ LLC for a new construction project located at 617 and 621 1st Avenue North, and 624 2nd Avenue North.

- e. CONTINUED to 8/26/19 - Application filed by DFI Kesler, LLC for a payment in lieu of tax exemption (PILOT) for a project located at 624 2nd Avenue North, 621 1st Avenue North and 617 1st Avenue North which the application will use in the operation of leasing residential apartments and commercial space; continued from the 7/15/19 Regular Meeting.
  - f. CONTINUED to 8/26/19 - Application filed by Great Plains 1001 Holdings, LLC for a payment in lieu of tax exemption (PILOT) for a project located at 1001 NP Avenue, 28 10th Street North, 1016 1st Avenue North and 11 11th Street North which the applicant will use in the operation of leasing of residential apartments and commercial space; continued from the 7/15/19 Regular Meeting.
  - g. CONTINUED to 8/26/19 - Application filed by Great Plains Antique Holdings, LLC for a payment in lieu of tax exemption (PILOT) for a project located at 1017 4th Avenue North which the application will use in the operation of leasing residential apartments; continued from the 7/15/19 Regular Meeting.
  - h. Renewal Plan for District No. 2019-01 for reconstruction of the alley and utility line relocation within the 100, 200 and 300 Blocks of Roberts Alley in Downtown Fargo.
36. Resolution Authorizing Wireless Telecommunication Facility Guidelines.
- a. Addendum to Master Attachment Agreement for Use of the Right of Way (Encroachment Agreement).
37. Engineering Update.

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](http://www.FargoND.gov/citycommission).