

FARGO CITY COMMISSION AGENDA
Monday, September 20, 2021 - 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, September 7, 2021).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 2nd reading and final adoption of the following Ordinances; 1st reading, 9/7/21:
 - a. Rezoning Certain Parcels of Land Lying in Asleson Farms Fourth Addition.
 - b. Rezoning Certain Parcels of Land Lying in Amber Valley West Sixth Addition.
 - c. Relating to Classification of Ordinance Violations (registration card to be carried).
- 2. Resolution Ratifying Mayoral Signature.
- 3. Applications for Games of Chance:
 - a. Fargo Angels Hockey for a raffle on 1/10/22.
 - b. St. John Paul II Catholic Schools for a raffle on 4/30/22.
- 4. Agreement with Katie Ettish for the Contractual Public Information Officer.
- 5. Change Order No. 6 for an increase of \$16,540.00 for Project No. FM-16-A1.
- 6. Change Order No. 2 for an increase of \$22,500.00 and the associated time extension for Project No. SR-21-A1.
- 7. Change Order No. 2 for an increase of \$32,994.00 for Project No. TM-21-A1.
- 8. Scope and fee from AE2S in the amount of \$59,500.00 to perform a Street Utility Feasibility Study (Project No. MS-21-M0).
- 9. Memorandum of Understanding Regarding Construction and Maintenance with the Park District of the City of Fargo.
- 10. Addition of Sites 3, 4 and 5 in the amount of \$104,982.50 with Dirt Dynamics for Project No. UR-21-D1.
- 11. Declaration of Easement (Levee, Storm Sewer and Access) in association with Project No. FM-19-E.
- 12. Bid advertisement for Project No. MP-20-A.
- 13. Listing Agreement for the sale of 1367 Elm Circle North.

14. Receive and file General Fund – Budget to Actual through August 2021 (unaudited).
15. Receive and file Financial Status Report – Major Operating Funds 2021 Year to Date Ending through 8/31/21 (unaudited).
16. Agreement for Services with the following:
 - a. Christyn Knudtson.
 - b. Valerie Luistro.
 - c. Kayla Dalquist.
 - d. Chisom Amadi.
17. Funding Approval/Agreement and Funding Approval and HOME Investment Partnerships Agreement with the US Department of Housing and Urban Development.
18. Resolution Approving Plat of University South Addition.
19. Change Orders for Project No. SW20-01:
 - a. No. 1 for an increase of \$4,776.00 (civil construction contract).
 - b. No. 1 for an increase of \$1,543.00 (mechanical construction contract).
20. Sole Source Procurement with Hach Company for cumulative 2021 purchases of water testing equipment and supplies (SSP21038).
21. Change Order No. 2 for an increase of \$52,443.00 for Project No. WW1701.
22. Contracts and bonds for Project Nos. SW21-01 and WA1862.
23. Bills.
24. Addition of Improvement District Nos. BR-22-C1 and BR-22-F1 to the 2022 Capital Improvement Plan.
25. Change Order No. 1 for an increase of \$62,070.00 and time extension to 10/19/22 for Improvement District No. BR-21-C1.
26. Change Order No. 1 for an increase of \$57,300.00 and 14-day time extension for Improvement District No. SL-21-C1.
27. Memorandum of Offer to Landowner for Permanent Easement (Street and Utility) with West Fargo Public School District No. 6 in association with Improvement District No. BN-21-E1.
28. Agreement Regarding Deferral of Special Assessments with Earlyne Hector (Improvement District No. BN-20-C1).
29. Permanent Easement (Storm Sewer) with Sitka Investments, LLC (Improvement District No. BN-21-B1).
30. Contract and bond for Improvement District No. BN-21-E1.

REGULAR AGENDA:

31. **RESIDENT COMMENTS (Fargo residents will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments. Residents who would like**

to address the Commission, whether virtually or in person, must sign-up at FargoND.gov/VirtualCommission).

32. ***Public Input Opportunity* - PUBLIC HEARINGS - 5:15 pm:**

- a. The District of Fargo Fourth Addition (5532 and 5676 38th Street South); approval recommended by the Planning Commission on 7/6/21:
 1. Growth Plan Amendment on Lots 3-4, Block 1.
 2. Zoning Change from LC, Limited Commercial with a C-O, Conditional Overlay to MR-3, Multi-Dwelling Residential and LC, Limited Commercial with a C-O, Conditional Overlay.
 3. 1st reading of rezoning Ordinance.
 4. Plat of The District of Fargo Fourth Addition.
- b. Special Assessments for maintenance of skyway system.
- c. Special Assessments for the 2020 New and Reconstruction of City Ordered Sidewalks (Project No. SR-20-A).
- d. Special Assessment list for the following Improvement Districts, all having been approved by the Special Assessment Commission on 8/19/21:
 1. P.C. Concrete Alley Paving and Incidentals No. AN-19-J.
 2. P.C. Concrete Alley Paving and Incidentals No. AN-20-A.
 3. P.C. Concrete Alley Paving and Incidentals No. AN-20-B.
 4. P.C.C. Paving, Site Grading, Structures, Storm Sewer, Water Main Replacement, Street Lighting, Sidewalk and Incidentals No. BN-20-C.
 5. Sanitary Sewer, Water Main, Storm Sewer, Paving, Site Grading, Lighting and Incidentals No. BN-20-E.
 6. Sanitary Sewer, Water Main, Storm Sewer, Paving, Site Grading, Street Lights and Incidentals No. BN-20-F.
 7. Sanitary Sewer, Water Main, Storm Sewer, Paving, Site Grading, Street Lights and Incidentals No. BN-20-K.
 8. Portland Cement Concrete Pavement, Curb and Gutter, Storm Sewer, Sanitary Sewer, Watermain, Sidewalk, Street Lighting, Landscaping and Traffic Signals No. BR-19-A.
 9. Water Main Replacement, Street Reconstruction and Incidentals No. BR-20-A.
 10. Water Main Replacement, Sanitary Sewer Replacement, Street Reconstruction and Incidentals No. BR-20-B.
 11. Sanitary Sewer, Water Main, Storm Sewer, Street Reconstruction and Incidentals No. BR-20-C.
 12. Water Main Replacement, Street Reconstruction, Asphalt Mill and Overlay and Incidentals No. BR-20-E.
 13. Storm Sewer Lift Station Modifications and Incidentals No. NR-19-A.
 14. Asphalt Wear Course and Incidentals No. PN-20-A.
 15. Seal Coat and Incidentals No. PR-20-C.
 16. Asphalt Mill and Overlay and Incidentals No. PR-20-E.
 17. Street Lighting and Incidentals No. SL-20-B.
 18. Street Lighting and Incidentals No. SL-20-C.
 19. Street Lighting Rehabilitation and Incidentals No. SL-20-E.
 20. Storm Sewer Repairs and Incidentals No. UR-20-A.
- e. CONTINUE to 11/1/21 - Application to transfer a Class "B" Alcoholic Beverage License from Dakota Liquors LLC d/b/a Main Ave Liquors located at 4000 Main

Avenue to Long Haul Saloon, LLP d/b/a Main Ave Liquors to be located at 3838 Main Avenue.

- f. Application filed by Beyond Shelter, Inc. for a Payment in Lieu of Tax Exemption (PILOT) for a project located at 2301 University Drive South, which the applicant will use in the operation of a 92-unit affordable rental housing for seniors.
 - g. Application filed by Prairie Ridge 4 LLLP for a Payment in Lieu of Tax Exemption (PILOT) for a project located at 3361 Westrac Drive South, which the applicant will use in the operation of an affordable housing community dedicated to serving income-qualified seniors age 55 and over.
 - 1. Request for letter of support for the Prairie Ridge Residences Housing Project.
- 33. COVID-19 Update.
 - 34. Drought Update.
 - a. Recommendation to change drought status to Phase 2 (Advisory).
 - 35. Update from Fargo Cass Public Health on escalating drug use, overdoses and deaths in the community.
 - 36. Recommendation from the Finance Committee to follow City policy regarding high water consumption and to hold the property owner at 534 21st Street North responsible for the associated bill.
 - 37. Adopt the 2022 City of Fargo budget and proposed tax levies.
 - 38. 2nd reading and final adoption of an Ordinance Relating to Classification of Ordinance Violations (yielding and stopping while operating a bicycle).
 - 39. Appointments to the Fargo Youth Initiative.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 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.