

FARGO CITY COMMISSION AGENDA  
Monday, October 17, 2022 - 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, October 3, 2022).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. 1st reading of an Ordinance Relating to the International Building Code (Child Care Facility Bathtub/Shower Requirements).
- 2. 2nd reading and final adoption of an Ordinance Relating to Impounded Animals-Procedure for Impounding; 1st reading, 10/3/22.
- 3. Resolution relating to the City Wildlife Management Program for the 2022-2023 season.
- 4. Findings of Fact, Conclusions and Order and Notice of Entry of Order for property located at 2315 2nd Avenue South.
- 5. Resolution relating to the qualifications of members and responsibilities of the Board of Health.
- 6. Gaming Site Authorization for Fargo Youth Hockey Association at Buffalo Wild Wings-42nd.
- 7. Applications for Games of Chance:
  - a. Centennial Elementary PTO for bingo on 10/28/22.
  - b. NDSU Dairy, Livestock and Meats Judging Team for a raffle on 3/4/23.
  - c. River Keepers for a raffle on 10/20/22.
  - d. St. John Paul II Catholic Schools for a raffle on 4/29/23.
  - e. Homeward Animal Shelter for a raffle and raffle board on 10/28/22.
- 8. Extension of a Class “AC” Alcoholic Beverage License for Fargo Moorhead Community Theater d/b/a The Stage at Island Park until 4/1/23.
- 9. Memorandum of Offer to Landowner for Easement (Temporary Construction Easement), Permanent Easement (Levee and Retaining Wall for Flood Control) and Permanent Easement (Storm Sewer) with Jake Kruse and Jackilyn L. Kruse (Project No. FM-19-C).
- 10. Bid award for Project No. UR-22-C1.
- 11. Change Order No. 12 in the amount of \$20,457.27 for Project No. FM-16-A1.
- 12. Change Order No. 2 in the amount of \$9,910.00 for Project No. UR-22-B1.

13. Change Order No. 2 in the amount of \$47,375.00 and time extension to substantial and final completion dates to 10/24/22 and 11/14/22 for Project No. SR-22-B1.
14. Piggyback Contract with Sourcewell for the Purchase of one sewer cleaner truck in the amount of \$335,834.00 (PBC101221-VTR23).
15. Bid award for Water Loop Service Valve Installation at the FARGODOME (RFP22171).
16. Receive and file General Fund – Budget to Actual through September 2022 (unaudited).
17. Agreement with Tanner Smedshammer.
18. Notice of Grant Award with the ND Department of Health for COVID-19 Preventative Services Recovery (CFDA #93.391).
19. Agreement for School Faculty Tobacco Prevention Coordinator with West Fargo Public School District.
20. Notice of Grant Award with the ND Department of Health and Human Services for regional public health network.
21. Financial Award with the ND Department of Commerce/DCS for the Gladys Ray Shelter Emergency Solutions Grant (CFDA #14.231).
22. Contract Agreement for Services with Southeast Human Service Center.
23. Set October 31, 2022 at 5:15 p.m. as the date and time for a Public Hearing on a dangerous building at 812 7th Street North.
24. Subrecipient Agreement with Cass Clay Community Land Trust.
25. Program – Funded State and Local Task Force Agreement with the United States Department of Justice, Drug Enforcement Administration (DEA).
26. Bid award for snow groomer equipment services (RFP22156).
27. Bills.
28. Change Order No. 6 in the amount of \$8,104.25 for Improvement District No. BN-21-H1.
29. Change Order No. 3 in the amount of \$990.00 for Improvement District No. BN-22-K1.
30. Change Order No. 2 in the amount of \$34,308.25 and time extension to the Phase 3 completion date, and final and substantial completion dates to 10/7/22, 10/17/22 and 11/16/22 for Improvement District No. BR-22-B1.
31. Change Order No. 2 for a time extension to the substantial and final completion dates to 10/24/22 and 11/24/22 for Improvement District No. PR-22-F1.
32. Negative Final Balancing Change Order No. 1 in the amount of -\$33,974.70 for Improvement District No. SL-21-B1.
33. Change Order No. 1 in the amount of \$49,269.25 and time extension to the substantial and final completion dates to 10/7/22 and 10/28/22 for Improvement District No. UN-22-M1.

34. Agreement with West Fargo and Cass County for the 52nd Avenue South Reconstruction Project (Improvement District No. BN-23-A1).
35. Bid advertisement for Project No. FM-21-A2.

**REGULAR AGENDA:**

**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](http://FargoND.gov/VirtualCommission)).**

36. **\*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:**
  - a. Special Assessment List for Business Improvement District (BID) fees.
  - b. Special Assessment of unpaid utility bills.
  - c. Appeal of a Board of Adjustment decision to uphold an Administrative Interpretation on a land use definition for a Change of Use Permit application filed by Gill Investments Ltd.
  - d. CONTINUED TO 10/31/22 - Hearing on a dangerous building located at 509 21st Street North.
37. Introduction of North Dakota State University President.
38. Recommendation for appointment of a Solid Waste Utility Director.
39. Recommendations for appointments to the Fargo Youth Initiative.
40. Selection of an alternative for 1458 South River Road.
41. Request to acquire 714 12th Street North; delayed from the 10/3/22 Regular Agenda.
42. Recommendation to allow business owners who are non-residents to speak during the Resident Comment Period.
43. Recommendation to rescind the Deputy Mayor appointment.
44. Applications for Property Tax Exemptions for Improvements Made to Buildings:
  - a. Stephen and Cheryl Hoffman, 217 15th Avenue North (5 year).
  - b. James and Jean Jorgenson, 4834 Rose Creek Parkway South (5 year).
  - c. Kenneth and Diana Thomas, 2810 1st Street North (5 year).
  - d. Greg and Nancy Bjerke, 2973 Peterson Parkway North (5 year).
45. Liaison Commissioner Assignment Updates.

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