

FARGO CITY COMMISSION AGENDA
Monday, February 6, 2023 - 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, January 23, 2023).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. First reading of the following Ordinances:
 - a. Relating to Cigar Smoking in Public Places and Places of Employment Prohibited.
 - b. Relating to Taxicabs and Vehicles for Hire.
 - c. Relating to Classification of Ordinance Violations.
- 2. Pledged securities as of 12/31/22.
- 3. Direct the City Attorney to amend Fargo Municipal Code 25-1507, H. to add Alcoholic Beverage License Class “FA-Golf” to the licenses with a seasonal designation.
- 4. Direct the City Attorney to amend the Fargo Municipal Code adding a regulation relating to self-serve dispensing devices.
- 5. Gaming Site Authorization for the North Dakota Horse Park Foundation at the F-M Curling Club.
- 6. Applications for Games of Chance:
 - a. Kappa Delta Sorority for a raffle on 3/31/23.
 - b. NDSU Clay Target Club for a raffle on 4/22/23; Resolution for Public Spirited Organizations.
 - c. St. Mary’s Cathedral for a raffle on 5/7/23.
 - d. Reese Scufsa Medical Benefit for a raffle and raffle board on 2/25/23; Resolution for Public Spirited Organizations.
- 7. Extension of the Class “FA” Alcoholic Beverage License for Prairie Pasta, Inc. d/b/a Johnny Carino’s until 9/30/23.
- 8. Extension of the Class “A” Alcoholic Beverage License for Irish Hospitality d/b/a Hennessey’s Irish Pub until 8/31/23.
- 9. Change Order No. 2 in the amount of \$16,699.00 for the multimedia studio space (PBC22-PS20135).
- 10. Reject bid for Newman Outdoor Field Project.

11. Planned Service Proposal with Johnson Controls at the FARGODOME (SSP23046).
12. Request for an increase of the annual fire permit fees, as proposed.
13. Piggyback purchase through the Sourcewell Cooperatives Purchasing Agreement to purchase 35 sets of structural firefighting turnout gear (PBC032620-INO).
14. Piggyback Contract with Fugro USA Land, Inc. for digital orthophotography, LiDAR/Contours, planimetrics and impervious surfaces for the GIS System (PBC-EMD-2022-CA-00011).
15. Engagement with Mullen Coughlin LLC for assistance with Breach and Privacy Counsel Services.
16. Direct the City Attorney to amend the Findings of Fact, Conclusions and Order for property located at 427 23rd Street South.
17. Change Order No. 1 in the amount of \$6,000.00 for the Dangerous Building located at 924 5th Street South (RFP22112).
18. Five-year Indigent Defense Service agreements with Joe Johnson and Stormy Vickers for January 1, 2023 through December 31, 2027.
19. Subrecipient Agreements between the City of Fargo, United Way of Cass Clay and FM Area Foundation.
20. Agreement for Professional Design Services with Interface Studio LLC for Downtown InFocus Update Additional Services (SSP22027).
21. Interest Buydown Agreement PACE Program with the Bank of North Dakota and J-Street Properties LLC.
22. Receive and file Hate Crimes Report for the 4th Quarter of 2022.
23. Bid award for fuel purchasing in the 3rd and 4th quarters of 2023 (RFV23003).
24. Bid award for the purchase of one enclosed steam generator (RFP23037).
25. Amendment to Recycling Agreement with Minnkota Enviroservices.
26. Change Orders for Project No. SW20-01:
 - a. No. 5 for an increase of \$10,697.62 (civil construction contract).
 - b. No. 6 for a decrease of \$759.60 (general construction contract).
27. Bid advertisement for Project No. SR-23-A.
28. Bid award for Project No. QR-22-A1.
29. Amendment No. 1 to Task Order No. 18 in the amount of \$13,905.00 for engineering services with Project No. WA2154, Regional Water Distribution Extensions.
30. Contract and bond for Project No. WA2158 (AFB22170).
31. Bills.

32. Final balancing Change Order No. 2 in the amount of \$1,966.97 for Improvement District No. NR-20-A3.
33. Final balancing Change Order No. 2 in the amount of \$24,687.48 for Improvement District No. NR-20-A2.
34. Change Order No. 1 in the amount of \$9,177.75 and time extensions for Phase 1 Interim, Substantial and Final completion dates for Improvement District No. BR-22-C1.

REGULAR AGENDA:

35. **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).**
36. Resolution of Annexation for property north and west of the current Fargo city limits and set the date for the Hearing on the sufficiency of protests for March 20, 2023.
37. Application for Abatement or Refund of Taxes #4539 and #4540 for Hobby Lobby at 4427 13th Avenue South requesting a reduction in value for 2021 from \$7,272,000.00 down to \$7,210,000.00 and for 2022 from \$7,272,000.00 down to \$7,210,000.00.
38. Project development update on Fire Station 8.
39. Presentation on 2nd Street Pedestrian Bridge.
40. Applications for Property Tax Exemptions for Improvements Made to Buildings:
 - a. Shirley Johnson T/O/D, 3211 Cherry Lane North (5 years).
 - b. Adriana Foley, 201 26 1/2 Avenue South (5 years).
 - c. Terrance and Angela Bartsh, 2532 Willow Road North (5 years).
 - d. Zachary Johnson, 3919 River Drive South (5 years).
 - e. Michaela Swanston, 1336 6th Street South (5 years).
 - f. Thomas and Lanette Calkins, 717 50th St South (5 years).
 - g. Wayne Ramsey and Patricia Olmstead, 1522 12th St S (5 years).
 - h. David Rider and Jayma Moore, 2874 Lilac Lane North (5 years).
 - i. Michael and Kimberly Gruchalla, 2849 Lilac Lane North (5 years).
 - j. Robert and Judith Anderson, 405 25th Ave North (5 years).
 - k. Gary and Amie Haugo, 808 8th St South (5 years).
 - l. Justin and Elizabeth Frye, 1250 5th St North (5 years).
 - m. William Thompson and Kimberly Luchau-Thompson, 1117 4th Street North (5 years).
 - n. Albert and Valerie Schmidt, 3301 Evergreen Road North (5 years).
 - o. Suzanne Larsen-Johnson, 1001 42nd Avenue North (5 years).
 - p. James and Kathy Rugroden, 1809 13th Avenue South (5 years).
 - q. Three Rivers Development, LLC, 306 15th Street North (5 years).
 - r. Lauren Sagar Bittara, Etal, 1537 24th Avenue South (5 years).
 - s. Keith and Wanda Fischer, 3019 Bohnet Boulevard North (5 years).
 - t. Paul Gleye III and Kay Schwarzwalter, 311 8th Street North (5 years).
 - u. Bruce and Nancy Taralson, 1110 3rd Avenue North Unit 703E (5 years).
 - v. Jason Forness and Michelle Mathson, 1132 3rd Street North (5 years).

41. Support for HB 1460 by sending a letter to the members of the House of Representatives representing all of Cass County.
42. Legislative Update.
 - a. Recognize Commissioner Kolpack as the Liaison Commissioner for legislative efforts at the 68th Legislative Assembly.
43. 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.