

FARGO CITY COMMISSION AGENDA  
Tuesday, February 20, 2024 - 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, February 5, 2024).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Application for Abatement or Refund of Taxes #4558 for property located at 113 Woodland Drive North requesting a reduction in value from \$397,200.00 to \$361,200.00; staff is recommending a reduction in value to \$361,200.00 for 2023.
- 2. 1st reading of an Ordinance Amending Section 31-0102 of Article 31-01 of Chapter 31 of the Fargo Municipal Code Relating to the International Property Maintenance Code.
- 3. 2nd reading and final adoption of an Ordinance Annexing a Certain Parcel of Land Lying in the Northwest Quarter of Section 14, Township 140 North, Range 49 West, in Cass County, North Dakota; 1st reading, 2/5/24.
- 4. 2nd reading and final adoption of an Ordinance Rezoning a Certain Parcel of Land Lying in 46th Avenue Industrial Park Addition to the City of Fargo, Cass County, North Dakota; 1st reading, 2/5/24
- 5. Findings, Conclusions and Order of the Board of City Commissioners of the City of Fargo regarding the License Violation of Windbreak Saloon.
- 6. Applications for Games of Chance:
  - a. Safari Club International North Dakota Chapter for a calendar raffle from 3/8/24-3/9/24.
  - b. GiGi's Playhouse for a raffle on 3/22/24.
  - c. North Central Turfgrass Association for a raffle on 2/28/24.
  - d. Oak Grove Post Prom Committee for a raffle on 2/29/24.
  - e. Fargo Elks #260 for a calendar raffle 5/1/24-5/31/24.
  - f. Soaring Eagle Parent Theatre Council for a calendar raffle from 4/11/24-4/14/24.
  - g. Red River Valley Figure Skating Club for a raffle on 3/10/24.
- 7. Negative Final Balancing Change Order No. 7 in the amount of -\$90,562.95 for Project No. FM-19-C1.
- 8. Modifications to On Street Parking on the 3200 Block of North 10th Street.
- 9. Agreement for Consulting Engineering Services with Houston Engineering for Project No. MS-24-A0.

10. Agreement for Consulting Engineering Services with Houston Engineering for Project No. SN-25-B0.
11. Agreement for Consulting Engineering Services with HDR Engineering for Project No. TR-26-A0.
12. Pond Access and Maintenance Easement and Storm Sewer Line Crossing Agreement with Gitty-Up, LLC.
13. Bid advertisement for Project No. TM-24-A (Pavement Markings).
14. Cost Participation, Construction and Maintenance Agreement – LPA Federal Aid Project with the NDDOT for the 32nd Avenue Reconstruction project (Improvement District No. BR-23-G1).
15. Memorandum of Understanding for Easements and Removal of Fixtures with YWCA Cass Clay and Lantern Light, LLC and Permanent Easement (Storm Sewer and Levee), Permanent Easement (Storm Sewer and Utility) and Easement (Temporary Construction Easement) with Lantern Light, LLC (Project No. NR-24-A1).
16. Create Improvement District No. BN-23-E (New Paving and Utility Construction).
17. Create Improvement District No. BN-23-J (New Paving and Utility Construction).
18. Create Improvement District No. PR-24-F (Asphalt Mill and Overlay).
19. Contract and bond for Improvement District No. TN-23-A2.
20. Piggyback purchase through Sourcewell Cooperative Purchasing Agreement with Great Plains Fire Equipment in the amount of \$151,960.00 for forty sets of structural firefighting turnout gear (PBC24123).
21. Authorization of the Fire Department to apply for the Assistance to Firefighters Grant in the amount of \$578,448.00 for updated vehicle exhaust systems, gear washers and station alerting system.
22. Authorization of the Fire Department to apply for the FY2024/2025 Hazardous Materials Emergency Preparedness grant to allow four team members to attend the 2025 International Hazardous Materials Response Teams Conference.
23. Authorization to apply for the FY2021 State Homeland Security Grant Program (SHSP) Round 2 to fund a RRVUASU flight operations vehicle with associated equipment.
24. Authorization to apply for the FY2021 State Homeland Security Grant Program (SHSP) Round 2 to purchase TVs.
25. Benefit Plan Agreement and Group Insurance Policy for Dental Benefits with BCBSND for health and dental insurance coverage for 2024.
26. Cass Clay Threat Assessment Threat Management Team Memorandum of Understanding – Participating Agencies.
27. Agreement for Construction Contract with Gast Construction Company Inc. for the Public Works South Side Fuel Station (ITB24028).

28. Task Order No. 24-1 with Stantec in an amount not to exceed \$212,900.00 for 2024 General Engineering Services at the landfill.
29. Task Order No. 5 with AE2S in an amount not to exceed \$15,000.00 for professional engineering services related to updates to the existing Solid Waste Revenue Adequacy Model.
30. Change Order No. 1 in the amount of \$569,910.72 for Project No. SW 23-04.
31. Public Transportation Agency Safety Plan.
32. Resolution Authorizing Filing of Applications with the Federal Transit Administration.
33. Increase to the Transit Connect Smartcard replacement fee from \$5.00 to \$10.00, effective 4/1/24.
34. Amendment No. 2 to the Contract with Transdev to extend through 12/31/24.
35. Task Order No. 10 with AE2S in the amount of \$121,700.00 for Project No. BN-23-F0.
36. Bills.

#### **REGULAR AGENDA:**

37. **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](https://FargoND.gov/VirtualCommission)).**

#### **\*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:**

38. **PUBLIC HEARING** – Application filed by Packet Digital, LLC for a property tax exemption for a project to be located at 1300 and 1358 39th Street North, which the applicant will use primarily to design, develop and manufacture battery cells.
39. **PUBLIC HEARING** - Application filed by Wepay Inc, d/b/a Anvil Design and MFG for a property tax exemption for a project to be located at 2222 7th Avenue North, which the application will use for a variety of mechanical engineering services.
40. **PUBLIC HEARING** – Rheault Second Addition (2318, 2322, 2408 and 2420 30th Avenue South); approval recommended by the Planning Commission on 1/2/24:
  - a. Zoning Change from GO, General Office to LC, Limited Commercial and MR-3, Multi-Dwelling Residential.
  - b. 1st reading of rezoning Ordinance.
  - c. Plat of Rheault Second Addition.
41. Presentation of the 25th Street Corridor Study.
42. Presentation of the 2023 Fire Department Annual Report.
43. Recommendation to Adopt the Resolution Approving Airport Facilities Revenue Bond and Pledging Deficiency Tax Levy (Airport Facilities Revenue Bond, Series 2023).

44. Application for Abatement or Refund of Taxes #4555 for property located at 1710 1st Avenue South requesting a reduction in value for 2023 from \$193,500.00 to \$96,600.00.
45. Application for Abatement or Refund of Taxes #4556 for property located at 3723 21st Street South requesting a reduction in value for 2023 from \$371,400.00 to \$331,400.00.
46. Applications for Property Tax Exemptions for Improvements Made to Buildings:
  - a. Justin and Jacqueline Grams, 66 Prairiewood Drive South (5 years).
  - b. Brandon Smith, 218 27th Avenue North (5 years).
  - c. George Sinner and Margaret Sinner, 1806 Rose Creek Drive South (5 years).
  - d. Young Club, LLC, 203 8th Street South (5 years).
  - e. Mark and Susan Sorby, 1442 19th Street South (5 years).
  - f. Nancy Schafer, 4426 Carrie Rose Lane South (5 years).
47. 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).