

FARGO CITY COMMISSION AGENDA
Monday, January 22, 2024 - 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 8, 2024).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. Amendment to Developer Agreement, Certificate of Completion and Tax Increment Note (Tax Increment Financing District No. 2019-02) with NC Land Lease, LLC.
- 2. Interest Buydown Agreement - Pace Program with the Bank of ND for EPIC Unite Real Estate Holdings LLC.
- 3. 2nd reading and final adoption of an Ordinance Rezoning a Certain Parcel of Land Lying in Pracs Second Addition to the City of Fargo, Cass County, North Dakota; 1st reading, 1/8/24.
- 4. 2nd reading and final adoption of an Ordinance Rezoning a Certain Parcel of Land Lying in Gamma Fargo Addition to the City of Fargo, Cass County, North Dakota; 1st reading, 1/8/24.
- 5. Pledged securities as of 12/31/23.
- 6. Applications for Games of Chance:
 - a. Knights of Columbus 11930 Sts. Anne and Joachim for a raffle on 5/16/24.
 - b. Minnesota Farm Bureau Foundation for bingo and a calendar raffle on 2/2-2/3/24; Public Spirited Resolution.
 - c. Muskies Inc. F-M Chapter for a raffle on 2/8/24.
 - d. Bethany Auxiliary for a calendar raffle on various dates throughout the year.
 - e. FM Walleyes Unlimited, Inc. for a raffle on 4/4/24.
 - f. FM Walleyes Unlimited, Inc. for a calendar raffle from 1/26-12/5/24.
- 7. Agreements Regarding Deferral of Special Assessments with Bruce P. Brand and Elwood Jay Brand for properties located at 2101 57th Street North, 5401 19th Avenue North and 5617 19th Avenue North.
- 8. Bid advertisement for Project No. FM-24-A.
- 9. Bid advertisement for Project No. NR-24-B.
- 10. Bid advertisement for Project No. PR-24-C.
- 11. Pipeline Easement and Agreement with Cass Rural Water Users District (Project No. VF-23-B1).

12. Contract and bond for Project No. QR-24-A1.
13. Final Balancing Change Order No. 2 in the amount of \$17,707.16 for Improvement District No. PN-23-E1.
14. Memorandum of Understanding Regarding Easements and Restoration of Parking Surface, Permanent Easement (Street and Utility) and Easement (Temporary Construction Easement) with the Park District of the City of Fargo (Improvement District No. NR-24-A1).
15. Bid award to Strata Corporation in the amount of \$257,758.50 for Improvement District No. TN-23-A2.
16. Create Improvement District No. PR-24-E.
17. Contract and bond for Improvement District No. BR-24-B.
18. Purchase of Service Agreement with Cass Human Service Zone.
19. Notice of Grant Award with ND Department of Health and Human Services to increase the number of Farm to School and/or Farm to Table programs (CFDA #93.110).
20. Letter of Agreement with ND Department of Health and Human Services, Family Health and Wellness Unit.
21. Purchase of Service Agreement with The Milton Earl.
22. Direct the City Attorney to amend Section 31-0102 of the Fargo Municipal Code Relating to the International Property Maintenance Code – Enclosure Requirements.
23. Resolution Approving Plat of The Pines at the District Fifth Addition.
24. Resolution Approving Plat of Northern Sheyenne Land Fourth Addition.
25. Grant Award and Acceptance - Law Enforcement Resiliency Grant from the ND Office of the Attorney General in the amount of \$21,960.00 and related budget adjustments (Grant #RS25004).
26. Grant Award and Acceptance – Project Safe Neighborhoods (PSN) Grant Program from the ND Office of the Attorney General in the amount of \$61,924.74 and related budget adjustments (Grant #PSN2201).
27. Contract with GMV Synchromatics Corporation for fixed route software and hardware (RFP23214)
28. Bills.

REGULAR AGENDA:

29. **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).**

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

30. **PUBLIC HEARING** – The Pines at the District Fourth Addition (4000 53rd Avenue South and 5461 and 5537 38th Street South); approval recommended by the Planning Commission on 10/3/23:
 - a. Zoning Change to repeal and re-establish a C-O, Conditional Overlay.
 - b. 1st reading of rezoning Ordinance.
 - c. Plat of The Pines at the District Fourth Addition.
31. **PUBLIC HEARING** – Application requesting a Waiver of Requirement to install a public sidewalk on Lots 13, 14 and 15, Block 16, Woodcrest Third Addition (155, 161 and 167 South Woodcrest Drive North); denial recommended by the Planning Commission on 1/2/24.
32. **PUBLIC HEARING** - Application for an ownership change for a Class “FA” Alcoholic Beverage License for Herd and Horns Sports Bar & Grill, LLC d/b/a Herd and Horns to be located at 1414 12th Avenue North, Suite F.
33. **PUBLIC HEARING** - Application for a Class “GH” Alcoholic Beverage License for Milk Made, LLC d/b/a Milk Made to be located at 612 23rd Street South.
34. **PUBLIC HEARING** - Application for a Class “RZ-V” Alcoholic Beverage License for Synclaire Events Venue d/b/a Synclaire Events Venue to be located at 613 1st Avenue North.
35. **PUBLIC HEARING** - Application filed by John Deere Electronic Solutions, a Division of John Deere & Company for a property tax exemption at 4101 19th Avenue North which the applicant will use primarily for manufacturing and programming of receivers, displays, controllers, modems and inverters; continued from the 12/11/23 and 1/8/24 Regular Meetings.
36. Report from Dr. Nicholas Bauroth on Public Survey.
37. Recommendation for appointment to the Board of Adjustment.
38. Wess Philome would like to address the City Commission about the Discrimination in Policing Act.
39. 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.