

FARGO CITY COMMISSION AGENDA
Monday, November 25, 2024 – 5:00 P.M.

Executive Session at 4:00 p.m.

Roll Call.

PLEASE NOTE: The Board of City Commissioners will convene in the City Commission Chambers at 4:00 p.m. on Monday, November 25, 2024 and retire into Executive Session in the Red River Room for the purpose of negotiation strategy discussions and discuss closed records pertaining to the advisory services on the sale of City property west of the landfill. Discussing this matter in an open meeting will have a negative fiscal effect on the negotiating position of the City of Fargo. An Executive Session for this legal matter is authorized pursuant to North Dakota Century Code §44-04-19.1, subsection 9 and North Dakota Century Code § 44-04-19.2, subsection 1.

Regular Meeting at 5:00 P.M.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at 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 FargoND.gov/CityCommission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, November 12, 2024).

CONSENT AGENDA – APPROVE THE FOLLOWING:

1. 2nd reading, waive reading and final adoption of an Ordinance Amending Article 11-09, of Chapter 11, of the Fargo Municipal Code, Relating to Littering of Public Places by Contractors; 1st reading, 11/12/24.
2. Full Fixed Property Damage Release of All Claims with Indemnity for property damage to the Water Treatment Plant.
3. Applications for Games of Chance:
 - a. Muscular Dystrophy Association Inc. for bingo on 12/15/24.
 - b. Pray for Gray for a raffle on 1/13/25.
4. Liquor License Suspension and Revocation Agreement with Cairo Restaurant & Bar, LLC d/b/a Cairo Restaurant and Nightclub.
5. Direct the City Attorney's Office to revise Fargo Municipal Code, Section 25-1509 - Restrictions on Sale, Service or Dispensing of Alcoholic Beverages (F and G).
6. Bid award to Parsons Electric for traffic signal bollard installation (RFP24349).

7. Amendment No. 1 in the amount of \$16,800.00 for Project No. MS-23-J0.
8. Addendum to Encroachment Agreement (Accessibility Ramp) with Park District of the City of Fargo.
9. Bid advertisement for Project No. SN-24-A1.
10. Bid award to Northern Improvement Company in the amount of \$621,667.32 for Project No. SN-24-A1.
11. Negative Final Balancing Change Order No. 5 in the amount of -\$72,492.23 for Improvement District No. BR-23-E1.
12. Change Order No. 3 in the amount of \$1,631.50 for Improvement District No. BN-23-F1.
13. Memorandum of Offer to Landowner for Permanent Easement (Sidewalk) with Nicholas and Antonia Wickersham (Improvement District No. BR-25-B1).
14. Memorandum of Offer to Landowner for Permanent Easement (Sidewalk) with Jason E. Ruen and Ann Marie Persico (Improvement District No. BR-25-B1).
15. Memorandum of Offer to Landowner for Permanent Easement (Sidewalk) with Andrew D. and Janna J. Sagvold (Improvement District No. BR-25-B1).
16. Memorandum of Offer to Landowner for Permanent Easement (Sidewalk) with James A. and Beth E. Postema (Improvement District No. BR-25-B1).
17. Reject the bids for Improvement District No. BR-25-B1 and rebid the project in 2025.
18. Contract and bond for Improvement District No. FP-19-A4.
19. Contract and bond for Improvement District No. UR-24-F1.
20. Bid award to Vestis Services, LLC for Rental Uniforms and Laundry Services (RFP25005), and Mat and Mop Replacement Services (RFP25006).
21. Items from the FAHR Meeting:
 - a. Receive and file General Fund - Budget to Actual through 10/31/24 (unaudited).
 - b. Purchase of Service Agreement from ND Department of Health and Human Services, Behavioral Health Division and related 2025 budget adjustment.
 - c. Agreement for Support with Fargo Moorhead Coalition to End Homelessness and related 2025 budget adjustment.
 - d. Employment offers to current City of Moorhead Transit employees.
 - e. Various rate schedules as presented.
22. Bid award to Bee Seen Gear for Fire Department uniforms (RFP25003).
23. Notice of Grant Award from the ND Department of Emergency Services for 2024-2025 Hazardous Materials Emergency Preparedness Grant in the amount of \$19,555.20 and related budget adjustments.
24. Direct the City Attorney's Office to work with the Environmental Health Division to revise the Food Service Establishments Ordinance, Article 13-03.

25. Direct the City Attorney's Office to work with the Environmental Health Division to revise the Lodging Establishments Ordinance, Article 13-14.
26. Receive and file the Hate Crime 3rd Quarter Report.
27. Procurement Plan Adoption and Procurement Officer Designation for the Transit Department.
28. Assignment and Assumption of Agreements with the City of Moorhead, Concordia College, Creative Outdoor Advertising of America Inc., Minnesota State Community and Technical College and Minnesota State University Moorhead.
29. Bid awards for Project No. WW2005 (Sanitary Lift Station No. 62):
 - a. General Construction contract to CC Steel, LLC in the amount of \$439,420.00.
 - b. Electrical Construction contract to JDP Electric, Inc. in the amount of \$309,824.00.
30. Bid award for chemicals at the Water Reclamation Utility for 2025, as presented (ITB25012).
31. Bid award for chemicals at the Water Treatment Plant for 2025, as presented (ITB25011).
32. Grant application under the Mountain and Plains Thriving Communities Collaborative for lead service line replacement.
33. Bills.

REGULAR AGENDA:

34. Recommendation to direct the City Attorney to consult with the citizens group to assist in developing ballot language to move to a City Council form of governance.

PUBLIC HEARINGS - 5:15 p.m.:

35. **PUBLIC HEARING** - Application for an ownership change for a Class "Z" Alcoholic Beverage License for Vault Partners LLP d/b/a Fort Noks located at 52 Broadway North; continued from the 10/28/24 and 11/12/24 Regular Meetings.
36. **PUBLIC HEARING** - Application for a transfer of a Class "ABH" Alcoholic Beverage License from Great Plains Hospitality d/b/a Baymont Inn & Suites to University Lodging LLC d/b/a Baymont Inn & Suites located at 1340 21st Avenue South.
37. Recommendation to waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Enacting Article 3-24 of Chapter 3 of the Fargo Municipal Code Relating to a Sales Tax for Fire and Police Operations, Equipment, and Buildings.
38. Recommendation to eliminate the virtual and call-in options for Resident Comments at City Commission meetings.
39. Wintering Warming Plan Update.
40. Recommendation to end the Needle Exchange Program.
41. Liaison Commissioner Assignment Updates.

42. **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).

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 web site at FargoND.gov/CityCommission.