

FARGO CITY COMMISSION AGENDA

Monday, April 14, 2025 - 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, March 31, 2025).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. North Dakota Non-Exclusive Right to Sell Agreements with Goldmark Commercial Real Estate Inc., Property Resources Group, LLC and Dakota Commercial & Development Co.
- 2. 1st reading of an Ordinance Amending Article 13-03 of Chapter 13 of the Fargo Municipal Code Relating to the Control and Regulation of Food Service Establishments.
- 3. 1st reading of an Ordinance Amending Section 1-0305(A)(1) of Article 1-03 of Chapter 1 of the Fargo Municipal Code Relating to Classification of Ordinance Violations.
- 4. 2nd reading, waive reading and final adoption of an Ordinance Enacting Section 10-0327 of Article 10-03 of Chapter 10 of the Fargo Municipal Code Relating to Public Safety, Morals and Welfare; 1st reading, 3/31/25.
- 5. 2nd reading, waive reading and final adoption of an Ordinance Amending Sections 25-1518(A) and (B) of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Restrictions on Sale, Service or Dispensing of Alcoholic Beverages and Section 1-0305 of Chapter 1-03 Relating to Ordinance Violations; 1st reading, 3/31/25.
- 6. Gaming Site Authorizations:
 - a. Boys & Girls Club of the Red River Valley at Suite Shots on 5/5/25.
 - b. Fargo Angels Hockey at Double Down Bar Grill and Casino.
 - c. Fargo Park District Foundation at CJ's Tavern.
 - d. John Greenley Amvets Post #7 at Amvets.
 - e. John Greenley Amvets Post #7 at Hi-Ho Burgers & Brews.
 - f. North Dakota Horse Park Foundation at Newman Outdoor Field.
 - g. Northern Prairie Performing Arts at The Old Broadway.
 - h. Northern Prairie Performing Arts at The Windbreak.
 - i. Red River Human Service Foundation at Blarney Stone on Broadway.
 - j. Red River Human Service Foundation at Elks on Broadway.
 - k. Red River Human Service Foundation at O'Cleavy's.
 - l. Red River Human Service Foundation at Sickies on 45th.
 - m. Red River Human Service Foundation at The Northern.
- 7. Applications for Games of Chance:
 - a. Benefit for Annie Mehus for a raffle on 5/10/25; Public Spirited Resolution.

- b. El Zagal Outdoors Unlimited for a calendar raffle from 7/1/25 to 7/31/25.
 - c. Make-A-Wish North Dakota for a raffle on 5/3/25.
 - d. NDSPLS Foundation for a raffle on 2/5/26.
 - e. NDSU Pinky Swear for bingo on 5/1/25.
 - f. Rebuilding Together Fargo-Moorhead Area, Inc. for a raffle board on 5/8/25.
 - g. St. John Paul II Catholic Schools for a calendar raffle from 6/2/25 to 6/30/25.
 - h. TNT Kid's Fitness and Gymnastics for a raffle on 5/1/25.
 - i. TNT Kid's Fitness and Gymnastics for a raffle on 5/2/25 and 5/3/25.
- 8. Encroachment Agreement (Landscaping) with Bell Bank for two landscaping beds located at 520 Main Avenue.
 - 9. Excavation Fees and Guidelines Revised April 1, 2025 effective 5/1/25.
 - 10. Agreement Regarding Deferral of Special Assessments with NICD, LLC.
 - 11. Bid advertisement for Project No. UR-25-D.
 - 12. Contract and bond for Project No. PR-25-A1.
 - 13. Rescind the contract award to Master Construction Company, Inc. and reject all bids for Improvement District No. BR-25-A1.
 - 14. Bid award to Northern Improvement Co. in the amount of \$2,958,513.60 for Improvement District No. BR-25-C1.
 - 15. Bid award to Key Contracting, Inc. in the amount of \$1,323,620.00 for Improvement District No. NR-24-C1.
 - 16. Create Improvement District No. BR-25-G1 and adopt Resolution of Necessity (Paving and Utility Rehab/Reconstruction).
 - 17. Contract and bond for Improvement District No. PR-25-C1.
 - 18. Contract and bond for Improvement District No. PR-25-E1.
 - 19. Items from the FAHR Meeting:
 - a. Bid award to First Data Merchant Services LLC in the amount of \$129,015.00 for a Point of Sale and Inventory System and related budget adjustment (RFP25077).
 - b. Piggyback purchase through Sourcewell Cooperative Purchasing Agreement with Daktronics in the amount of \$288,345.00 for system upgrades at the FARGODOME and related budget adjustment (PBC25117).
 - c. Amendment to Agreement (Indigent Defense) with Stormy Vickers d/b/a Vickers Law, LLC.
 - d. Bid award to MTS Seating in the amount of \$128,429.72 for the replacement of meeting room chairs at the FARGODOME (RFP25057).
 - e. Amendment to Recycling Agreement with Minnkota Enviroservices, Inc. d/b/a Minnkota Recycling.
 - f. Stockpile Access and Removal Agreement and Release, Hold Harmless and Indemnification Agreement.
 - 20. Amendment to Purchase of Service Agreement with the ND Department of Health and Human Services, Behavioral Health Division.

21. Notice of Grant Award from NDDHHS for the Ryan White Part B program (CFDA #93.917).
22. Direct the City Attorney's Office to draft revisions to Fargo Municipal Code Article 11-04.
23. Piggyback purchase through Sourcewell Cooperative Purchasing Agreement with Swanston Equipment in the amount of \$214,428.51 for one articulating sidewalk tractor and Lease with Option to Purchase Agreement with Kinetic Leasing, Inc. (PBC25022).
24. Bills.

REGULAR AGENDA:

25. Application for Abatement or Refund of Taxes #4592 for property located at 85 22nd Avenue North requesting a reduction in value for 2024.

PUBLIC HEARINGS - 5:15 pm:

26. **PUBLIC HEARING** – AAB Addition (4672 100th Avenue South and 10245 45th Street South); approval recommended by the Planning Commission on 1/7/25:
 - a. Zoning Change from AG, Agricultural to P/I, Public and Institutional.
 - b. 1st reading of rezoning Ordinance.
 - c. Plat of AAB Addition.
27. **PUBLIC HEARING** - Application to transfer a Class “A” Alcoholic Beverage License from BFG, Inc. d/b/a Borrowed Bucks to No Blue, LLC d/b/a Lyv at Uptown Main to be located at 2850 Uptown Way; continued from the 3/3/25 Regular Meeting.
28. **PUBLIC HEARING** - Application for an ownership change of a Class “A” Alcoholic Beverage License for 518 Properties LLC d/b/a 518 Properties located at 4609 33rd Avenue South; continued from the 3/3/25 Regular Meeting.
29. **PUBLIC HEARING** - Hearing to consider a Renewal Plan and Developer Agreement with Skyline, LLC/Roers for Tax Increment Financing District No. 2018-03 (1100 block of 18th Street North); continued from the 3/17/25 and 3/31/25 Regular Meetings.
30. Update on the research conducted for a full-time Mayor and the addition of two City Commissioners.
31. Recommendations for appointments to the following:
 - a. Fargo Dome Authority.
 - b. Municipal Airport Authority.
32. Applications for Property Tax Exemptions for Improvements Made to Buildings:
 - a. Michael Solc and Kallie Eberling, 902 Southwood Drive South (5 years).
 - b. Nancy J Schafer Revocable Living Trust, 4426 Carrie Rose Lane (5 years).
 - c. Erin Naylor, 1813 25 1/2 Avenue South (5 years).
 - d. Petar and Veselina Volkov, 85 22nd Avenue North (5 years).
 - e. Kimberly Ondo, 1545 4th Avenue South (5 years).
 - f. Wayne and Sandra Aamoth, 1328 7th Street South (5 years).
 - g. Barry Schmeiss, 6 North Terrace North Unit 6 (5 years).
 - h. The 2011 Kevin and Sara Alto Living Trust, 2401 South Flickertail Drive South (5 years).
 - i. Mark Eskildsen, 229 23rd Avenue North (5 years).
 - j. Carly Aamoth and Alex Wolf, 1413 7th Street South (5 years).

- k. Susan and Kurtis Hansey, 223 Prairiewood Drive South (5 years).
- l. Susan Thompson, 3308 1st Street North (5 years).
- m. Jesse and Joseph Rinehart, 723 8th Street South (5 years).
- n. Patricia and Aaron Romaine, 1505 10th Street South (5 years).
- o. Jared and Abigail Hineman, 101 Meadowlark Lane North (5 years).
- p. Derek Steiner and Anna Schimmelpfennig, 3238 45th Avenue South (5 years).
- q. Riley and Sophia McGraw, 415 University Drive South (5 years).

33. Liaison Commissioner Assignment Updates.

34. **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 website at www.FargoND.gov/CityCommission.