



- e. CDBG neighborhood project funds for the Fargo Public School District to be used as match for new playground equipment at Roosevelt Elementary School.
- f. Memorandum of Understanding with Gate City Bank to renew the NRI Gate City Bank Fund.
- g. Fire Department budget adjustment in the amount of \$16,852.50 and grant from the North Dakota Division of Homeland Security to purchase interoperable communications equipment (CFDA #97.067).
- h. Fire Department budget adjustment in the amount of \$6,510.00 and grant from the North Dakota Department of Emergency Services to reprogram communication channels for outdoor warning sirens (CFDA #97.067).
- i. Fire Department budget adjustment in the amount of \$6,138.00 and grant from the North Dakota Department of Emergency Services to reprogram communication channels for Fire Department portable and mobile radios (CFDA #97.067).
- j. Contract with the North Dakota Department of Health for a regional pilot project in quality improvement (Contract # PF11.188).
- k. Employee Testing Services Agreement with Sanford Health to provide biometric testing for the City's Wellness Program.
- l. Applications for five-year tax exemptions for improvements made to buildings:
  - (1) Mike Kjera, 310 University Drive South.
  - (2) Mike Kjera, 603 11th Street North.
- m. Request for extensions of the noise ordinance until midnight for events at the NDSU Memorial Union: Friday, April 27th for NDSU Band Day, and Friday, May 4th for an outdoor movie.
- n. Applications for Games of Chance:
  - (1) Oak Grove Lutheran School for a raffle on 4/14/12.
  - (2) YWCA Cass Clay for a raffle on 4/30/12.
  - (3) NDSU Kappa Alpha Theta for a raffle on 4/26/12.
  - (4) Knights of Columbus #6570 for a calendar raffle from 6/1/12 to 6/30/12.
- o. Resolution authorizing the 2012/2013 Deer Management Program (Attachment "B").
- p. Agreement with Global Developments for transit advertising on one side of a bus at a rate of \$600 a month for 2012 and 2013.
- q. Sale of a used passenger van to the Red River Valley Lodge #1, Fraternal Order of Police for \$3,000.00.

- r. Purchase of one V-box sand spreader from Lund Truck Equipment for \$41,997.00.
- s. Contract with McLaughlin Auction Service from April 1, 2012 to March 31, 2013 to conduct the City of Fargo surplus equipment and vehicle impound auctions.
- t. Agreement for Special Improvements with HN Development, LLC for municipal improvements in Silverleaf 2nd Addition (Improvement District No. 6094).
- u. Declaration of Flood Protection Elevation for property at 702 Hackberry Drive South.
- v. Earth work for LOMR on property in Maple Valley Subdivision, 62nd Avenue South cul-de-sac.
- w. Xcel Electric Service Installation Agreement for an electrical service line to serve a flood mitigation storm sewer lift station (Project No. 6058).
- x. Revised 2012 Overdimensional Truck Regulatory Policy.
- y. Contract Amendment #4 for an increase of \$17,245.00 for Project No. 5031-02.
- z. Contract Amendment #1 for an increase of \$29,072.00 for Improvement District No. 5945.
- aa. Contracts and bonds for Project Nos. 6135, SW 12-01, SW 12-02.
- bb. Bills in the amount of \$3,012,025.55.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Time Extension and Change Order Nos. 1, 2 and 3 for Improvement District No. 5202  
Approved:

Commissioner Mahoney moved approval of a Time Extension to May 6, 2012 and Change Order Nos. 1, 2 and 3 in the total amount of \$294,684.62 for Improvement District No. 5202.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

No Protests Received for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069:

The Statutory Resolution of Necessity for the construction of Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on February 27 and March 5, 2012 and no protests have been filed in the office of the City Auditor within the legal protest period.

Commissioner Mahoney moved that the Board declare that no protests have been filed to the construction of Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Bids Received for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069:

The bids for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., March 28, 2012 and the bids were found to be as follows:

Aggregate Industries Bid:	Moorhead, MN \$404,430.11
Northern Improvement Company Bid:	Fargo, ND \$437,649.62
Central Specialties, Inc. Bid:	Alexandria, MN \$443,883.88
Border States Paving, Inc. Bid:	Fargo, ND \$480,863.00

Contract for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069 Awarded to Aggregate Industries in the Amount of \$404,430.11:

Commissioner Mahoney offered the following Resolution and moved its adoption:

WHEREAS, The City Engineer has prepared and filed a detailed statement of the estimated costs of Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received March 28, 2012 for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069 shows the bid of Aggregate Industries of Moorhead, Minnesota, in the sum of \$404,430.11 to be the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, That the Board of City Commissioners finds and declares the bid received from Aggregate Industries in the sum of \$404,430.11 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6069 in the City of Fargo, North Dakota, be and the same is hereby awarded to Aggregate Industries for the sum of \$404,430.11, subject to the supervision, inspection and approval of the City Engineer, and in accordance with the Plans and Specifications filed in the office of the City Auditor.

Second by Wimmer. On the vote being taken on the question of the adoption of the Resolution Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

No Protests Received for Asphalt Wearing Course and Incidentals Improvement District No. 6102:

The Statutory Resolution of Necessity for the construction of Asphalt Wearing Course and Incidentals Improvement District No. 6102 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on February 27 and March 5, 2012 and no protests have been filed in the office of the City Auditor within the legal protest period.

Commissioner Mahoney moved that the Board declare that no protests have been filed to the construction of Asphalt Wearing Course and Incidentals Improvement District No. 6102.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Bids Received for Asphalt Wearing Course and Incidentals Improvement District No. 6102:

The bids for Asphalt Wearing Course and Incidentals Improvement District No. 6102 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., March 28, 2012 and the bids were found to be as follows:

Aggregate Industries Bid:	Moorhead, MN \$206,304.75
Border States Paving, Inc. Bid:	Fargo, ND \$209,431.90
Northern Improvement Company Bid:	Fargo, ND \$216,173.05

Central Specialties, Inc.  
Bid:

Alexandria, MN  
\$237,695.60

Contract for Asphalt Wearing Course and Incidentals Improvement District No. 6102 Awarded to Aggregate Industries in the Amount of \$206,304.75:

Commissioner Mahoney offered the following Resolution and moved its adoption:

WHEREAS, The City Engineer has prepared and filed a detailed statement of the estimated costs of Asphalt Wearing Course and Incidentals Improvement District No. 6102; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received March 28, 2012 for Asphalt Wearing Course and Incidentals Improvement District No. 6102 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Asphalt Wearing Course and Incidentals Improvement District No. 6102 shows the bid of Aggregate Industries of Moorhead, Minnesota, in the sum of \$206,304.75 to be the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, That the Board of City Commissioners finds and declares the bid received from Aggregate Industries in the sum of \$206,304.75 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Asphalt Wearing Course and Incidentals Improvement District No. 6102 in the City of Fargo, North Dakota, be and the same is hereby awarded to Aggregate Industries for the sum of \$206,304.75, subject to the supervision, inspection and approval of the City Engineer, and in accordance with the Plans and Specifications filed in the office of the City Auditor.

Second by Wimmer. On the vote being taken on the question of the adoption of the Resolution Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Amended Engineer's Report for Improvement District No. 6100 Approved:

The Board received an Amended Engineer's Report for Improvement District No. 6100 from Division Engineer Brenda Derrig stating the estimate was amended to add sewer service replacement on 7th Avenue South as well as revising the asphalt prices to reflect the current increase in costs. The estimate of cost has been amended to \$633,000.00.

Commissioner Mahoney moved the amended Engineer's Report for Improvement District No. 6100 be approved.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6101-01 (Various Locations in North Fargo):

Commissioner Mahoney moved the following action be taken in connection with Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6101-01:

Adopt Resolution Creating Improvement District No. 6101-01:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. 6101-01 in the City of Fargo, North Dakota, be created

On 4th Avenue North from University Drive North to 10th Street North.

On 5th Avenue North from University Drive North to 11th Street North.

On 11th Street North from 4th Avenue North to 5th Avenue North.

On 12th Street North from 4th Avenue North to 5th Avenue North.

COMPRISING:

Lots 6 thru 8, inclusive, Block 29.

Lots 1 thru 12 including the vacated alley, inclusive, Block 30.

Lot 1, inclusive, Block 34.

Lots 1 thru 12, inclusive, Block 35.

Lots 5 thru 7, inclusive, Block 36.

Lots 1 thru 6, inclusive, Block 46.

Lots 1 thru 5, inclusive, Block 47.

Vacated 12th Street North between Blocks 47 and 34, between the North line of 5th Avenue North and the BNSF right-of-way.

All in Robert's Second Addition.

Lots 1 thru 10, Block 45 and adjacent vacated land.

All in Mealey's Subdivision, a replat of Robert's Second Addition.

All of the unplatted land lying in Section 6, Township 139 North, Range 38 West bounded on the north by the south line of the Burlington Northern Santa Fe Railway Right-of-Way, bounded on the south by 4th Avenue North, bounded on the west by University Drive North, bounded on the east by 10th Street North.

All of the foregoing located in the City of Fargo, Cass County, North Dakota.

NOW, THEREFORE, BE IT RESOLVED, That Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6101-01 in the City of Fargo, North Dakota, be and the same is hereby created.

Request Report and Estimate of Cost From the City Engineer for Improvement District No. 6101-01:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. 6101-01 in the City of Fargo, North Dakota; as well as an estimate of the approximate cost of said construction. (The Engineer's estimate of cost is \$1,656,158.00.)

Order Plans and Specifications for Improvement District No. 6101-01:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. 6101-01 in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. 6101-01:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. 6101-01 in the City of Fargo, North Dakota, as required by law; and

WHEREAS, Plans and Specifications and the Engineer's Report prepared by the City Engineer, have been considered.

NOW, THEREFORE, BE IT RESOLVED, That the Plans and Specifications and Engineer's Report for the construction of Improvement District No. 6101-01 in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Adopt Resolution Declaring Water Main Replacement, Street Reconstruction and Incidentals Necessary:

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF FARGO:

That it be and is hereby declared necessary to construct Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6101-01 in the City of Fargo, North Dakota, according to the Engineer's Report for this district and the Plans and Specifications approved by the Board of City Commissioners of the City of Fargo, North Dakota, filed in the Office of the City Auditor, and open for public inspection. A map of the district is attached hereto and incorporated as if fully set forth herein.

That the entire cost of said improvement be specially assessed against the benefited property in said improvement district in amounts proportionate to and not exceeding the benefits to be derived by them respectively from said improvement.

Protests against the proposed Water Main Replacement, Street Reconstruction and Incidentals must be in writing and must be filed with the City Auditor's Office within 30 days after the first publication of this Resolution.

BE IT FURTHER RESOLVED, That the City Auditor's Office is hereby instructed to publish this Resolution, as required by law.



Direct City Auditor's Office to Call for Bids for Improvement District No. 6101-01:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. 6101-01 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6061 Approved:

Commissioner Mahoney moved approval of the Contract between the City of Fargo and Northern Improvement Company for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6061 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract Bond for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6061 Approved:

Commissioner Mahoney moved approval of the following described Contract Bond as to sufficiency:

Western Surety Company, in the amount of \$631,781.69, for Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals Improvement District No. 6061 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6072 Approved:

Commissioner Mahoney moved approval of the Contract between the City of Fargo and Adelman Concrete and Excavating, Inc. for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6072 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract Bond for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6072 Approved:

Commissioner Mahoney moved approval of the following described Contract Bond as to sufficiency:

United Fire and Casualty Company, in the amount of \$80,841.45, for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6072 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract for Concrete Curb and Gutter, Asphalt Pavement, Street Lights and Incidentals Improvement District No. 6094 Approved:

Commissioner Mahoney moved approval of the Contract between the City of Fargo and Border States Paving, Inc. for Concrete Curb and Gutter, Asphalt Pavement, Street Lights and Incidentals Improvement District No. 6094 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract Bond for Concrete Curb and Gutter, Asphalt Pavement, Street Lights and Incidentals Improvement District No. 6094 Approved:

Commissioner Mahoney moved approval of the following described Contract Bond as to sufficiency:

Liberty Mutual Insurance Company, in the amount of \$461,542.31, for Concrete Curb and Gutter, Asphalt Pavement, Street Lights and Incidentals Improvement District No. 6094 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract for Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6106 Approved:

Commissioner Mahoney moved approval of the Contract between the City of Fargo and Tom's Backhoe Service, Inc. for Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6106 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Contract Bond for Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6106 Approved:

Commissioner Mahoney moved approval of the following described Contract Bond as to sufficiency:

Granite Re, Inc., in the amount of \$1,672,957.70, for Water Main Replacement, Street Reconstruction and Incidentals Improvement District No. 6106 in the City of Fargo, North Dakota.

Second by Wimmer. On call of the roll Commissioners Mahoney, Wimmer, Piepkorn, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Resolution Adopted Authorizing the Issuance of City of Fargo Refunding Improvement Refunding Bonds, Series 2012A:

Dave MacGillivray, Springsted Inc., summarized the results of the bond issues and indicated Moody's reaffirmation of the City's Aa1 credit rating. He said the sale of the bonds was to reduce future interest costs to the City.

Commissioner Piepkorn moved the Resolution entitled "Resolution Providing for the Issuance of City of Fargo Refunding Improvement Refunding Bonds, Series 2012A" and referred to as Attachment "C", be adopted and attached hereto.

Second by Wimmer. On call of the roll Commissioners Piepkorn, Wimmer, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Application Filed by Mosaic Foods, LLC d/b/a Mezzaluna for an Alcoholic Beverage License Approved:

A Hearing had been set for this day and hour on the application filed by Mosaic Foods, LLC d/b/a Mezzaluna for a Class "FARZ" Alcoholic Beverage License at 309 Roberts Street, notice of which had been duly published in the official newspaper for the City of Fargo.

No written protest or objection to the granting of the application has been received or filed in the office of the City Auditor, and said application has been approved by the Police Department as to the character of the applicant.

The Board determined that no person is present at this Hearing to protest or offer objection to the granting of the application.

Commissioner Piepkorn moved the application be approved.

Second by Mahoney. On call of the roll Commissioners Piepkorn, Mahoney, Wimmer, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Parcels of Land Lying in Section 27, Township 139 North, Range 49 West Rezoned (3432 39th Street South):

At a Hearing held on March 6, 2012 the Fargo Planning Commission considered a change in zoning from AG, Agricultural to LI, Limited Industrial on part of the Northeast Quarter of Section 27, Township 139 North, Range 49 West of the 5th Principal Meridian.

The City Auditor's Office published a Notice of Hearing stating this is the time and date set for said Hearing at which time all interested persons could appear and would be heard.

Commissioner Wimmer offered the following Resolution and moved its adoption:

WHEREAS, All legal requirements in connection with the above-described request for rezoning have been complied with; and

WHEREAS, The Fargo Planning Commission approved the following rezoning on March 6, 2012; and

WHEREAS, There have been no written or verbal protests to the petition for rezoning and no one is present to protest thereto.

NOW, THEREFORE, BE IT RESOLVED, That the rezoning be approved as recommended by the Planning Commission.

Second by Piepkorn. On the vote being taken on the question of the adoption of the Resolution Commissioners Wimmer, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

First Reading of an Ordinance Rezoning Certain Parcels of Land Lying in the Northeast Quarter of Section 27, Township 139 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota:

Commissioner Wimmer moved the requirement relating to receipt of the Ordinance by the Commission one week prior to first reading be waived and that the Ordinance Rezoning Certain Parcels of Land Lying in the Northeast Quarter of Section 27, Township 139 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota be placed on first reading.

Second by Piepkorn. On call of the roll Commissioners Wimmer, Piepkorn, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Request for Tax Increment Financing for a Project Located at 2001 and 2021 Dakota Drive Referred to Appropriate Staff for Review:

The Board received a communication from Planning Director Jim Gilmour submitting a request from Builders Management and Investment Company, Inc. President Barry Schmiess for Tax Increment Financing (TIF) for a proposed project located at 2001 and 2021 Dakota Drive. He said the project would be for redevelopment of the site and the construction of a 37 unit apartment building. He stated the request is for \$300,000.00. Due to the nature of the existing site, with few blighted conditions, a Payment In Lieu of Tax Exemption (PILOT) may be more appropriate for this site, he said.

Commissioner Wimmer moved staff be directed to submit the proposal to the City's financial advisors for review, to prepare a renewal plan and to draft a development agreement.

Second by Piepkorn. On call of the roll Commissioners Wimmer, Piepkorn, Mahoney, Williams and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062: Protests Received and Declared Insufficient:

The Statutory Resolution of Necessity for the construction of P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on February 27 and March 5, 2012 and protests representing 40.29 percent of the legal protest area have been received and filed in the office of the City Auditor within the legal protest period.

Commissioner Piepkorn moved the protests be received and filed and declared insufficient.

Second by Williams. On call of the roll Commissioners Piepkorn, Williams, Wimmer, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Bids Received for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062:

The bids for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., March 28, 2012 and the bids were found to be as follows:

Adelman Concrete and Excavating Bid:	West Fargo, ND \$75,132.00
Key Contracting Bid:	Fargo, ND \$77,134.00
Heston Contracting, Inc. Bid:	Frazee, MN \$83,986.90
Paras Contracting, Inc. Bid:	Fargo, ND \$86,095.70
Pioneer Excavating & Trucking Bid:	West Fargo, ND \$89,192.20
Opp Construction Company Bid:	Fargo, ND \$101,369.40

Contract for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062 Awarded to Adelman Concrete and Excavating in the Amount of \$75,132.00:

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, The City Engineer has prepared and filed a detailed statement of the estimated costs of P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received March 28, 2012 for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062 shows the bid of Adelman Concrete and Excavating of West Fargo, North Dakota, in the sum of \$75,132.00 to be the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, That the Board of City Commissioners finds and declares the bid received from 6062 in the sum of \$75,132.00 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6062 in the City of Fargo, North Dakota, be and the same is hereby awarded to Adelman Concrete and Excavating for the sum of \$75,132.00, subject to the supervision, inspection and approval of the City Engineer, and in accordance with the Plans and Specifications filed in the office of the City Auditor.

Second by Williams. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Williams, Wimmer, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068: Protests Received and Declared Insufficient:

The Statutory Resolution of Necessity for the construction of P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068 in the City of Fargo, North Dakota, was duly published in the official newspaper for the City of Fargo, North Dakota on February 27 and March 5, 2012 and protests representing 34.08 percent of the legal protest area have been received and filed in the office of the City Auditor within the legal protest period.

Commissioner Piepkorn moved the protests be received and filed and declared insufficient.

Second by Wimmer. On call of the roll Commissioners Piepkorn, Wimmer, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the motion was declared carried.

Bids Received for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068:

The bids for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., March 28, 2012 and the bids were found to be as follows:

Key Contracting  
Bid:

Fargo, ND  
\$110,932.00

Adelman Concrete and Excavating  
Bid:

West Fargo, ND  
\$116,796.00

Paras Contracting, Inc. Bid:	Fargo, ND \$128,425.00
Pioneer Excavating & Trucking Bid:	West Fargo, ND \$128,507.94
Heston Contracting, Inc. Bid:	Frazee, MN \$130,692.40
Opp Construction Company Bid:	Fargo, ND \$140,302.25

Contract for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068 Awarded to Key Contracting in the Amount of \$110,932.00:

Commissioner Piepkorn offered the following Resolution and moved its adoption:

WHEREAS, The City Engineer has prepared and filed a detailed statement of the estimated costs of P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received March 28, 2012 for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068 shows the bid of Key Contracting of Fargo, North Dakota, in the sum of \$110,932.00 to be the lowest and best bid received.

NOW, THEREFORE, BE IT RESOLVED, That the Board of City Commissioners finds and declares the bid received from Key Contracting in the sum of \$110,932.00 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for P.C. Concrete Alley Paving and Incidentals Improvement District No. 6068 in the City of Fargo, North Dakota, be and the same is hereby awarded to Key Contracting for the sum of \$110,932.00, subject to the supervision, inspection and approval of the City Engineer, and in accordance with the Plans and Specifications filed in the office of the City Auditor.

Second by Wimmer. On the vote being taken on the question of the adoption of the Resolution Commissioners Piepkorn, Wimmer, Williams, Mahoney and Walaker voted aye.

No Commissioner being absent and none voting nay, the Resolution was adopted.

Commissioner Wimmer moved that the Board adjourn to 5:00 o'clock p.m., Monday, April 16, 2012.

Second by Piepkorn. All the Commissioners voted aye and the motion was declared carried.

The time at adjournment was 5:34 o'clock p.m.