

- c. Allocation of Community Development Block Grant funds from the 2013 Housing Set-Aside for acquisition of 1124 4th Street South for flood protection and infrastructure improvements.
- d. Bureau of Justice Assistance (BJA) Bulletproof Vest Partnership Grant (CFDA #16.607).
- e. Year to Date – Budget to Actual Report for September 2013.
- f. Application filed by Stuart and Cindy Longtin for a 5-year property tax exemption for improvements made to a building at 1301 8th Street South.
- g. Amended Site Authorization for Red River Human Services Foundation at the Fargo Elks.
- h. Applications for Games of Chance:
 - (1) AMVETS Auxiliary Department of North Dakota for a raffle on 2/22/14.
 - (2) El Zagal Director's 57 Staff for a raffle on 1/16/14.
 - (3) United Way of Cass-Clay for a raffle on 10/29/13.
 - (4) Clay Thompson Benefit for a raffle on 11/4/13; Public Spirited Resolution.
 - (5) Project Ignite Light for a raffle on 11/7/13; Public Spirited Resolution.
 - (6) Fargo North Spartacas Dance Team for a raffle on 12/14/13.
- i. Contract with InfoSend for utility billing services.
- j. Janitorial Service Agreement with the Fargo School District.
- k. Lease with the Fargo Park District for property at 1202 7th Avenue North for an annual cost of \$25,000.00.
- l. Award the 2014 tree order to Paul Bunyan Nurseries in the amount of \$30,018.50 plus freight.
- m. Contract with Vector Construction Group, in the amount of \$35,550.00, to complete concrete patching/repairs at the Island Park Ramp.
- n. Hazard Mitigation Grant Program Subgrant Agreements from the ND Department of Emergency Services in the amount of \$19,125.00 for HMGP 5-R and \$34,125.00 for HMGP 6-R.
- o. Agreements for Special Improvements:
 - (1) Brandt Holdings Company (Improvement District Nos. 6241 and 6242).
 - (2) Cottagewood LLC (Improvement District No. 6243).
 - (3) Eid Co. (Improvement District No. 6245).

- p. Purchase Agreements – Permanent and Temporary Easements with Eileen Francis Buringrud, Jerome Douglas Dahl, Tamara Lynn Boatz, Kenneth Raymond Dahl, Sharon Lee Early, Arla Jean Hummel and Janis Kay Thompson (Improvement District No. 6104).
- q. Amendments to the Voluntary Acquisition Program Policy.
- r. Transportation Planning Agreement 2014#1015 for Project No. 6254.
- s. Bid award for Project No. 6234 to Industrial Builders, Inc. in the amount of \$886,311.79.
- t. Final Change Order No. 4, for an increase of \$29,759.70, for Project No. 5799.
- u. Final Balancing Change Order No. 1, in the amount of \$54,724.60, for Project No. 5952.
- v. Final Balancing Change Order No. 1, in the amount of \$22,474.45, for Project No. 6235.
- w. Contract Time Extension for Project No. 5958-03 to 11/27/13.
- x. Contract and bond for Project Nos. SW 13-03 and WA1301.
- y. Bills in the amount of \$8,086,460.36.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Bids Received for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243:

The bids for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243 in the City of Fargo, North Dakota were opened at 11:30 o'clock a.m., October 9, 2013 and the bids were found to be as follows:

R.L. Larson Excavating, Inc. Bid:	St. Cloud, MN \$1,697,227.25
Dakota Underground Company Bid:	Fargo, ND \$1,821,626.30
Ryan Contracting Bid:	Shakopee, MN \$1,889,651.50
H & S Contracting Bid:	Moorhead, MN \$1,898,489.60

Sellin Brothers, Inc. Bid:	Hawley, MN \$1,972,723.00
Master Construction Company, Inc. Bid:	Fargo, ND \$1,997,456.50
Kindred Plumbing and Heating, Inc. Bid:	Kindred, ND \$2,087,822.10
J.R. Ferche, Inc. Bid:	Rice, MN \$2,204,542.80
Meyer Contracting, Inc. Bid:	Maple Grove, MN \$2,470,586.60

Contract for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243 Awarded to R.L. Larson Excavating, Inc. in the Amount of \$1,697,227.25:

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 Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243; and

WHEREAS, The Board of City Commissioners of the City of Fargo has considered the bids received October 9, 2013 for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243 in the City of Fargo, North Dakota; and

WHEREAS, The City Engineer's tabulation of the bids received for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243 shows the bid of R.L. Larson Excavating, Inc. of St. Cloud, Minnesota, in the sum of \$1,697,227.25 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 R.L. Larson Excavating, Inc. in the sum of \$1,697,227.25 is the lowest and best bid received.

BE IT FURTHER RESOLVED, That the contract for Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6243 in the City of Fargo, North Dakota, be and the same is hereby awarded to R.L. Larson Excavating, Inc. for the sum of \$1,697,227.25, 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 Sobolik. On the vote being taken on the question of the adoption of the Resolution Commissioners Mahoney, Sobolik, Williams and Walaker voted aye.

Absent and not voting: Commissioner Wimmer.

The Resolution was adopted.

Final Balancing Change Order for Improvement District No. 5908-03 Approved:

Commissioner Mahoney moved approval of Final Balancing Change Order for an increase of \$80,012.36 for Improvement District No. 5908-03.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Change Order No. 2 for Improvement District No. 6202 Approved:

Commissioner Mahoney moved approval of Change Order No. 2 for an increase of \$29,680.50 for Improvement District No. 6202.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Contract Time Extension for Improvement District No. 6178 Approved:

Commissioner Mahoney moved approval of a contract time extension to November 14, 2013 for Improvement District No. 6178.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6247 (Deer Creek Addition):

Commissioner Mahoney moved the following action be taken in connection with Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6247:

Adopt Resolution Creating Improvement District No. 6247:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, deems it expedient that Improvement District No. 6247 in the City of Fargo, North Dakota, be created

On Deer Creek Parkway from 300 feet South of 56th Avenue South to 400 feet South of 58th Avenue South.

On 57th Avenue South from Deer Creek Parkway to 62nd Street South.

On 62nd Street South from 57th Avenue South to 58th Avenue South.

On 58th Avenue South from Deer Creek Parkway to 62nd Street South.

COMPRISING:

Lot 13, Block 10

Lots 49 through 89, inclusive, Block 17.

Lots 1 through 21, inclusive, Block 18.

All platted in Deer Creek Addition.

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

NOW, THEREFORE, BE IT RESOLVED, That Sanitary Sewer, Water Main, Storm Sewer and Incidentals Improvement District No. 6247 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. 6247:

Direct City Engineer to report as to the general nature, purpose and feasibility relative to the construction of Improvement District No. 6247 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 \$911,862.00.)

Order Plans and Specifications for Improvement District No. 6247:

Direct City Engineer to prepare Plans and Specifications for the construction of Improvement District No. 6247 in the City of Fargo, North Dakota.

Adopt Resolution Approving Plans and Specifications and Engineer's Report for Improvement District No. 6247:

WHEREAS, The Board of City Commissioners of the City of Fargo, North Dakota, has created Improvement District No. 6247 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. 6247 in the City of Fargo, North Dakota, be and the same are hereby approved and ordered filed in the Office of the City Auditor.

Direct City Auditor's Office to Call for Bids for Improvement District No. 6247:

Direct City Auditor's Office to publish a Notice, as required by law, calling for bids for the construction of Improvement District No. 6247 in the City of Fargo, North Dakota.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Contract for Storm Sewer Lift Station, Storm Sewer and Incidentals Improvement District No. 6249 Approved:

Commissioner Mahoney moved approval of the Contract between the City of Fargo and Key Contracting, Inc. for Storm Sewer Lift Station, Storm Sewer and Incidentals Improvement District No. 6249 in the City of Fargo, North Dakota.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Contract Bond for Storm Sewer Lift Station, Storm Sewer and Incidentals Improvement District No. 6249 Approved:

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

Western Surety Company, in the amount of \$1,218,822.00, for Storm Sewer Lift Station, Storm Sewer and Incidentals Improvement District No. 6249 in the City of Fargo, North Dakota.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Resolution Adopted Authorizing the Issuance of Health Care Facilities Revenue Notes and Authorizing Execution of a Agreement Regarding Tefra Hearing Relating to Such Notes (Eventide Fargo LLC Project):

The Board received a communication from Director of Finance Kent Costin stating the bonds are being issued by the Cities of Horace and Frontier; however, a public hearing is required by the IRS since the facility will be located in Fargo. He said the bonds are for a 96-bed, skilled nursing facility to be located at 3225 51st Street South.

Commissioner Sobolik moved the Resolution entitled "Resolution Giving Approval to the Issuance of Health Care Facilities Revenue Notes and Authorizing Execution of a Agreement Regarding Tefra Hearing Relating to Such Notes" and referred to as Attachment "A", be adopted and attached hereto.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Resolution Adopted in Support of the Metropolitan Food Systems Plan:

The Board received a communication from Public Health Nutritionist Kim Lipetzky stating the Cass Clay Food Systems Initiative (CCFSI) was started in 2010 by members of Fargo Cass Public Health, Clay County Public Health, the University of Minnesota Extension Service, North Dakota State University and Cass County Extension Service. She said a planning committee with representatives from all sectors of the food system were brought together to set the direction of the initiative, develop a framework and identify task force areas within the initiative, and engage the community. The goal of the CCFSI is to increase access to safe, nutritious and affordable food for residents by strengthening all aspects of the local food system, she said, which includes producers, processors, distributors, sales and consumers. She said a healthy local food system is an important part of Public Health and by strengthening the current system the health, food security, the economy and environment in Cass and Clay counties will benefit. CCFSI has worked to build consensus and momentum throughout the community, she said, and both public and private partners have worked together to sustain three ongoing task forces to address food system issues. In 2012, she stated, CCFSI secured support through the Fargo-Moorhead Metropolitan Council of Governments (Metro COG) to develop a metropolitan wide Food Systems Plan.

Ms. Lipetzky and Fargo-Moorhead Metropolitan Council of Governments Executive Director Wade Kline provided a power point presentation summarizing the plan.

Commissioner Sobolik moved the Board adopt the following Resolution in Support of the Metropolitan Food Systems Plan:

WHEREAS, The Cass Clay Food Systems Initiative (CCFSI) was created in 2010 with the goal to increase access to safe, nutritious and affordable food for our residents by strengthening all aspects of the local food system, and has been guided by existing staff from the City of Fargo, Clay County, Cass County and a host of other partnering agencies; and

WHEREAS, The local food system includes producers, processors, distributors and consumers; and strengthening the local food system will benefit the health, food security, economy and environment of our bi-state metropolitan area; and

WHEREAS, CCFSI has worked continuously since 2010 to build consensus and momentum from throughout the community to build data sets, create awareness and expand the understanding among a multi-disciplinary set of both public and private stakeholders regarding the conditions and opportunities of the local food system with Cass and Clay County; and

WHEREAS, CCFSI has forged commitments from both public and private partners to sustain three (3) ongoing Task Forces to address food system issues related to Urban Agricultural, Food Access/Outreach & Education and Food Infrastructure/Economic Development; and

WHEREAS, In 2012 CCFSI secured support through the Fargo-Moorhead Metropolitan Council of Governments (Metro COG) to develop a metropolitan wide Food Systems Plan; and

WHEREAS, Metro COG has completed a Food Systems Plan for the FM Metropolitan Area which outlines a series of issues, opportunities and implementation strategies to address Food Systems within its study area; and

WHEREAS, The Metropolitan Food Systems Plan outlines five (5) Strategic Objectives to improve the local food system: 1) Support the Development of Local Food, 2) Address Issues of Food Access and Environmental Justice, 3) Support Public Policy that Recognizes and Supports the Local Food System, 4) Increase Public Awareness Regarding the Benefits of the Local Food System, and 5) Improve Community Health Outcomes.

NOW, THEREFORE BE IT RESOLVED, That the Fargo City Commission does hereby endorse the Metropolitan Food Systems Plan.

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

Absent and not voting: Commissioner Wimmer.

The Resolution was adopted.

Renaissance Zone Project for Your Day by Nicole, LLC Approved:

A Hearing had been set for this day and hour to receive comments on a Renaissance Zone Project for Your Day by Nicole, LLC for a business leasing property as part of a zone project at 102 Broadway, Suite 103.

No written protest or objection to the Project has been received or filed in the City Auditor's Office.

The Board determined that no person is present to protest or offer objection to the Project.

The Board received a communication from Planner Joe Nigg stating the Renaissance Zone Law states "a business that purchases or leases property as part of a zone project is exempt from income tax for five taxable years beginning in the year of the investment or lease for income derived from the business locations within the zone". He said the Fargo Renaissance Zone Development Plan further states "Tenant must be leasing space in a building that has been approved as a zone project to be eligible for consideration". He stated the Renaissance Zone Authority felt that lease projects such as the application from Your Day by Nicole, LLC would generally be straightforward and could be advanced to the City Commission following staff review and would generally not require direct Authority action. He said staff review found the applicant has met the aforementioned requirements. He said the project addresses the business retention and expansion goals stated in the Renaissance Zone Development Plan.

Commissioner Sobolik moved the Renaissance Zone application filed by Your Day by Nicole, LLC for a lease project located at 102 Broadway, Suite 103 be approved and the income tax exemptions be granted as recommended by the Renaissance Zone Authority.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Special Assessment Lists for Various Improvement Districts Approved:

A Hearing had been set for this day and hour on the special assessment lists for the following Improvement Districts, all having been approved by the Special Assessment Commission on 9/10/13; set the interest rate at 1% per annum over the net rate on bonds financing said projects:

Park District and Incidentals No. 2012-01.

Street Rehabilitation and Incidentals No. 5699-01.

P.C. Concrete Pavement and Incidentals No. 5945-02.

Asphalt Pavement and Incidentals No. 6038.

Concrete Curb and Gutter, Asphalt Pavement, Street Lights and Incidentals No.6094.

Water Main Replacement, Street Reconstruction and Incidentals No. 6101-01.

Water Main Replacement, Street Reconstruction and Incidentals No. 6101-02.

Water Main Replacement, Street Reconstruction and Incidentals No. 6106.

New Construction City Sidewalks and Project No. 6107.

Construction City Sidewalks and Project No. 6108.

Water Main Replacement, Street Reconstruction and Incidentals No. 6110.

Tree Planting and Incidentals No. 6141.

P.C. Concrete Pavement and Incidentals No. 6142.

Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals No. 6150.

Sanitary Sewer, Water Main, Storm Sewer and Incidentals No. 6151.

Concrete Curb and Gutter, Asphalt Pavement, Street Lights, Sidewalks and Incidentals No. 6152.

Sanitary Sewer, Water Main, Storm Sewer and Incidentals No. 6154.

Sanitary Sewer, Water Main, Storm Sewer, Paving, Street Lights and Incidentals No. 6160.

Mayor Walaker stated Improvement District No. 5699-01 will be pulled from the list and considered separately.

No appeals have been filed in writing against any item appearing on such special assessment lists and no person is present at this Hearing to appeal or offer any objection thereto with the exception of Improvement District No. 5699-01.

Commissioner Williams moved that the special assessment lists for the construction of the above listed Improvement Districts except Improvement District No. 5699-01 be and the same are hereby approved and confirmed and ordered filed in the office of the City Auditor, that the City Auditor's Office be instructed to proceed to collect the assessments in the manner provided by law and that the interest rate be set at 1% per annum over the net rate on bonds financing said projects.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Special Assessment List for Street Rehabilitation and Incidentals No. 5699-01
Approved:

A Hearing had been set for this day and hour on the special assessment list for the construction of Street Rehabilitation and Incidentals Improvement District No. 5699-01 in the City of Fargo, North Dakota, on which special assessment list a Hearing had been held by the Special Assessment Commission after which it had been confirmed and filed with the Board of City Commissioners.

No appeals have been filed in writing against any item appearing on such special assessment list.

Special Assessments Coordinator Dan Eberhardt stated the property at 1231 10th Street North and 1231 1/2 10th Street North is a double stacked, land locked lot. He said what the Special Assessment Commission does when looking at these types of lots is to determine if there is a benefit to the back lot. In this case, he said, there is no access to the back lot except through the front lot, so there is a direct benefit to 10th Street. He said the Special Assessment Commission approved the \$27,000.00 assessment of the lots as they stand.

Craig Erhmantraut and Jake Lind, owners of the property at 1231 10th Street North and 1231 1/2 10th Street North, said this is an 8-plex facility in north Fargo. They said they look at the property as one parcel due to the fact that they could not sell the one lot without selling the other as it would split the building in half. They said they were assessed for 200 frontage feet, when in reality the two properties only have 100 feet of frontage. They said they do not feel that there is any reason for them to be assessed for an extra 100 frontage feet when it would be splitting the building in half. They said there is no doubt that the back lot does receive benefit from the assessment; however, when looking at the property on a per unit basis compared to the property directly to the south, 1221 and 1225 10th Street North, those property

owners are being assessed \$688.00 per unit and they are being assessed \$3,375.00 per unit.

In response to a question from Commissioner Mahoney wondering what the property owners assessment would be if the lots were merged, Mr. Eberhardt stated that it would be \$13,500.00 for both lots.

Commissioner Williams said the property owners need to be given an opportunity to merge the lots.

Mr. Eberhardt said at this point in time the benefit will stand; however, an alternative or additional funding source can be added by the City Commission to absorb the costs.

Commissioner Williams moved \$13,500.00 be allocated from an additional funding source for Street Rehabilitation and Incidentals Improvement District No. 5699-01 contingent upon the property owners of 1231 10th Street North and 1231 1/2 10th Street North joining the parcels, and that the assessments are hereby approved and confirmed, and ordered filed in the office of the City Auditor, that the City Auditor's Office be instructed to proceed to collect the assessments in the manner provided by law and that the interest rate be set at 1% per annum over the net rate on bonds financing said projects.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Appropriate Staff Directed to Work on the Development of a Second Street Flood Risk Reduction Project Plan in a Manner that Preserves 2nd Street and Incorporates an Enhanced Green Space in a Cost Effective Manner:

The Board received a communication from City Engineer April Walker stating just over 200 responses were received ranking the 2nd Street floodwall alternatives. The respondents were also asked, she said, to rank the importance of transportation, cost, green space and economic development potential as factors in the decision making process. She said 37% of the respondents selected Option 1A or the base alternative. Respondents who selected this alternative, she said, cited transportation as the most important factor with cost as a close second. She said 27% of the respondents selected 1B with 2nd Street shifted slightly further west to accommodate additional green space and/or pedestrian overpass connectivity on the riverward side of 2nd Street. Respondents who selected this alternative, she said, also cited transportation as the most important factor with cost as a close second. 13% of the respondents selected 1C, the option that eliminates 2nd Street, as the preferred plan, she said. Respondents who selected this alternative, she said, cited cost as the most important factor with public green space as the second most important factor. Lastly, she said, 23% selected Option 2, which is the grade separation or tunnel alternative. Respondents who selected this option, she said, cited public green space as the most important factor, with transportation as the second most important factor. Upon review of the comments received, as well as a continued dialogue with the public and property owners, she said, staff is recommending that Options 1C and 2 be eliminated. Furthermore, she said, staff can be directed to move forward with the development of a hybrid option that maintains 2nd Street, thereby accommodating the

traffic needs and incorporated green space while keeping cost in mind. She said staff is confident that a hybrid alternative can be generated that will meet these goals.

The Board received a communication from Vice Chair of the Downtown Community Partnership (DCP) Cari Luchau stating at the September 13th meeting of the Downtown Community Partnership Board of Directors unanimously voted in support of the 2nd Street North Flood Control Project. She said permanent flood protection is a long standing goal of the DCP in order to protect existing investments and to ensure future development of downtown Fargo. She said in a poll of the options the overwhelming preferences from the Board included the following:

- Permanent flood protection
- The utmost consideration for long-term development in providing 24/7 utilization of the riverfront with mix-use and residential expansion opportunities
- Good connectivity from the downtown to the riverfront including bridged access to the Moorhead side to capitalize on recreational amenities offered on both sides of the river.
- Abundant green space with above grade and below grade features

She said the DCP supports the City Commission in considering all possibilities including a potential hybrid of all options presented to date.

Commissioner Mahoney moved Options 1C and 2 be eliminated and appropriate staff be directed to work on the development of a plan that incorporates the features of 1A and 1B in a manner that preserves 2nd Street and incorporates an enhanced green space in a cost effective manner.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Financial Status Report on City-Administered Defined Benefit Pension Systems Received and Filed:

Director of Finance Kent Costin said as part of an extensive review process completed in 2012 of the defined benefit systems, the Board requested an annual update on the financial status of each fund.

Consulting Actuary Mark Meyer presented an update on the financial status of the City Employee, Police and Fire Pensions. He gave a brief summary of the policy setting process, reviewing the benefits, contributions and investments. He said a full funding strategy has been adopted and payroll based contributions for employees and employers have been increased. He reported on the pension funding status and funding progress.

Commissioner Williams moved the Financial Status Report on the City-administered defined benefit pension systems be received and filed.

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

Sale of Land in Lot 1, Block 2 of Sheyenne Industrial Center Third Addition Approved:

The Board received a communication from City Administrator Pat Zavoral stating the owners of the property that Federal Express leases in the Fayland Industrial Park have asked if the City would sell them a 25 foot strip of land. He said

the land adjoins the City property directly south of the Public Safety/Fire Station 6 building on 15th Avenue North, west of 45th Street. The members of the Finance Committee have been alerted to this request, he said, and find no concerns in selling 21,298.15 square feet of City-owned property. He said Public Works and the Fire Department, who are major users of the Public Safety building, have reviewed the request and can accept the sale as well. He said City Attorney Erik Johnson reviewed State and City requirements for the sale of surplus property, and recommends that if the City Commission approves the sale, a notice be published twice in the local paper with conditions of the sale clearly stated, and a deadline for submittal of offers be given. The City Assessor has indicated that land sales in the industrial park have ranged from \$1.50/square foot for large parcels to \$4.00/square foot for smaller pieces of property, he said, and using this as a range, the value of this parcel would be between \$31,947.00 and \$85,192.00. The first step in the disposal of this property is for the City Commission to approve the sale and direct the publication of a notice of sale with conditions, he said.

Commissioner Sobolik moved the sale of 21,298.15 square feet of land consisting of the southerly most 25 feet of Lot 1, Block 2 of Sheyenne Industrial Center Third Addition for a minimum bid price of \$75,000.00 be approved

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Appointments to the City Hall Building Committee:

The Board received a communication from Mayor Walaker stating at the last Board meeting he was directed to recommend membership to a Building Committee for the design of a new City Hall. He said he would like to have a six person committee with Commissioner Sobolik and himself representing the Commission; John Gunkleman and Ann McConn representing the citizens of Fargo, and April Walker and Kent Costin representing the City staff. He said it is an honor to serve on the committee and he looks forward to the Board's input and that of the citizens and staff as the final siting, design and construction of this milestone building project are carried out.

Commissioner Mahoney moved to approve the recommendation of Mayor Walaker to form a six person City Hall Building Committee consisting of Mayor Walaker, Commissioner Sobolik, John Gunkleman, Ann McConn, April Walker and Kent Costin, that all Commissioners will be welcome to attend any and all meetings of the Committee, and that the final Committee recommendation will be brought to the City Commission for final approval

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Appointments to the Housing and Redevelopment Authority:

The Board received a communication from Mayor Walaker recommending that Michael Leier and Tonna Horsely be reappointed to the Housing and Redevelopment Authority.

Commissioner Sobolik moved Michael Leier and Tonna Horsely be reappointed to the Housing and Redevelopment Authority for three-year terms ending September 30, 2016.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Appointments to the Planning Commission:

The Board received a communication from Mayor Walaker recommending that John Gunkelman, Kristine Fremstad and Jeffrey Morrau be reappointed to the Planning Commission and Rocky Schneider be appointed to the Planning Commission to fill the unexpired term of Peggy Palmes.

Commissioner Mahoney moved John Gunkelman, Kristine Fremstad and Jeffrey Morrau be reappointed to the Planning Commission for three-year terms ending June 30, 2016 and Rocky Schneider be appointed to fill the unexpired term of Peggy Palmes expiring on June 30, 2014.

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

Absent and not voting: Commissioner Wimmer.

The motion was declared carried.

Commissioner Sobolik moved that the Board adjourn to 5:00 o'clock p.m., Monday, October 28, 2013.

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

The time at adjournment was 6:13 o'clock p.m.