

FARGO CITY COMMISSION AGENDA  
Monday, September 12, 2016 - 5:00 P.M.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.cityoffargo.com/streaming](http://www.cityoffargo.com/streaming). They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m.; and are also included in our video archive at [www.cityoffargo.com/commission](http://www.cityoffargo.com/commission)

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, August 29, 2016 and Special Meeting, September 6, 2016).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. 2nd reading, waive reading and final adoption of an Ordinance rezoning certain parcels of land lying in 45th Street Park Fifth Addition.
- 2. Resolution Approving Plat of Commerce on 12th Second Addition.
- 3. Resolution Approving Plat of Commerce on 12th Third Addition.
- 4. Contract Amendment with Reach Partners Inc. for The Fargo Project.
- 5. City Commission 2017 meeting schedule.
- 6. Purchase Agreement and Quitclaim Deed to Jeremy Disrud for property located at 2125 7th Avenue North.
- 7. Grant Agreement with Lutheran Social Services of North Dakota for Refugee Health Services in the amount of \$20,258.00 (Contract # 2017-HP 3).
- 8. Direct City Attorney's Office to review and update Article 13-04 of the Fargo Municipal Code relating to Food Service License Structure and associated Environmental Health fees.
- 9. Contract with the North Dakota Department of Health in the amount of \$509,135.00 for the WIC Program (CFDA #10.557).
- 10. Contract with Mapleton School District for nursing services for the 2016-2017 school year.
- 11. Application filed by John Riemann and Barbara Jean Thorson for a three-year tax exemption for improvements made to a building at 3119 Par Street North.
- 12. Applications for Games of Chance:
  - a. Chautauqua Reading Council for a raffle on 10/1/16.
  - b. YWCA Cass Clay for a raffle on 10/10/16.
  - c. NDSU Foundation and Alumni Assoc. for a raffle at the Fargo Air Museum on 10/15/16.

- d. NDSU Foundation and Alumni Assoc. for a raffle at the Holiday Inn on 10/1/16.
- 13. Encroachment Agreement with Magellan Pipeline Company, LP (Project No. FM-15-A1).
- 14. Final Certification of Local Match with the North Dakota Department of Transportation (Project No. TN-14-01).
- 15. Contract Time Extension of 7 days for Project No. FM-15-B1.
- 16. Exchange of Property and Developer Agreement with West 45th Development, LLC and West 45th Business Center, LLC for Project No. VF-16-F.
- 17. Contracts and bonds for Project Nos. UR-16-B1 and WW1605.
- 18. Bills.
- 19. Preliminary Engineering Reimbursement Agreement with the North Dakota Department of Transportation for Improvement District No. BR-18-A1.
- 20. Encroachment Request at 200 20th Street North (Improvement District No. SN-16-A1).
- 21. Bid concurrence with the City of West Fargo for Improvement District No. NN-15-B.
- 22. Final Balancing Change Order No. 2 for an increase of \$21,392.46 for Improvement District No. BN-15-G1.
- 23. Contracts and bonds for Improvement District Nos. AN-16-E1 and BN-16-L1.

**REGULAR AGENDA:**

- 24. State Water Commission Requests for Cost Reimbursement for FM Diversion Flood Project Costs:
  - a. Costs totaling \$2,900,000.00.
  - b. Costs totaling \$4,655,547.00.
- 25. Proposed revisions to the Tax Exempt Review Committee Policy and Guidelines.
- 26. Public Hearings - 5:15 p.m.:
  - a. Application filed by Beyond Shelter, Inc. for a payment in lieu of tax exemption (PILOT) for a project at 4245 28th Avenue South where the applicant will develop a 117-unit senior designated, affordable rental housing facility.
  - b. CONTINUE TO 9/26/16 - Annexation of Part of Sections 12 and 13, Township 138 North, Range 49 West and Sections 7 and 18, Township 138 North, Range 48 West containing 96.10 acres, more or less.
  - c. DK First Addition (3475 39th Street South and 4001 36th Avenue South); approval recommended by the Planning Commission on 8/2/16.
    - 1. Growth Plan Amendment.
    - 2. Zoning Change from AG, Agricultural to LI, Limited Industrial on Lots 1-14, and LI, Limited Industrial with a C-O, Conditional Overlay on Lots 1-7.
    - 3. 1st reading of rezoning Ordinance.
    - 4. Plat of DK First Addition.

- d. Fargo Park District North Maintenance Addition (1202 7th Avenue North); approval recommended by the Planning Commission on 8/2/16.
  - 1. Zoning Change from GC, General Commercial to DMU, Downtown Mixed-Use.
  - 2. 1st reading of rezoning Ordinance.
  
- 27. Request to begin the eminent domain process for acquisition of 4449 Oakcreek Drive and adopt Resolution of Necessity (Project No. MS-15-K0); delayed from the 8/29/16 Regular Meeting.
  
- 28. Appointments to the Human Relations Commission.
  
- 29. Construction Projects Update.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 241-1310. Please contact us 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 [www.cityoffargo.com/commission](http://www.cityoffargo.com/commission)