

FARGO CITY COMMISSION AGENDA  
Monday, November 1, 2021 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.FargoND.gov/streaming](http://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](http://www.FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, October 18, 2021).

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. 1st reading of the following Ordinances:
  - a. Relating to Franchises and Contracts.
  - b. Electric Franchise Ordinance (amended).
- 2. 2nd reading and final adoption of an Ordinance Relating to Alcoholic Beverages; 1st reading on 10/18/21.
- 3. Resolution Ratifying Mayoral Signature.
- 4. Site Authorizations for Games of Chance:
  - a. Metro Sports Foundation at Twin Peaks.
  - b. American Gold Gymnastics, Inc. at Drumconrath Brewing Company.
- 5. Applications for Games of Chance:
  - a. Sts. Anne and Joachim Catholic Church for bingo on 11/14/21.
  - b. Knights of Columbus for a raffle on 2/13/22.
  - c. Muskies Inc. FM Chapter for a raffle on 2/10/22.
  - d. Alpha Tau Omega for a raffle on 11/4/21.
- 6. Concur with the findings of staff and the Liquor Control Board and apply the Penalty Matrix (\$500 fine, first failure) to the following:
  - a. Cowboy Jacks.
  - b. Fargo Billiards and Gastropub.
  - c. Fargo Brewing Company.
  - d. Fort Noks.
  - e. Granite City Food and Brewery.
  - f. Hi-Ho Burgers and Brew.
  - g. No Bull Country Club.
  - h. Olive Garden.
- 7. Concur with the findings of staff and the Liquor Control Board and apply the Penalty Matrix (\$750 fine, second failure) to Brew Bird.
- 8. Change Order No. 4 for an increase of \$3,245.00 and time extension to 10/22/21 for Project No. FM-19-A3.

9. Amendment (Second) to the Right of Way Agreement with Great Plains 1001 Holdings, LLC and Bakken Contracting, LLC a/k/a BC Contracting.
10. Bid award for replacement of rooftop ACU units, press box windows and stadia joint calking at the Newman Outdoor Stadium (AFB21136).
11. Sole Source Procurement with AstroTurf Corporation for the replacement of the synthetic turf surface at the FARGODOME (SSP21192).
12. State Water Commission request for cost reimbursement for the FM Metropolitan Area Flood Risk Management Project totaling \$2,268,176.69.
13. Sixth Amendment to the Third Amended and Reconstituted Joint Powers Agreement (Joint Dispatch Center).
14. Addendum to Provision of Nursing Services for the Northern Cass Public School District.
15. Addendum to Provision of Nursing Services for the Mapleton Public School District.
16. Financial Award from the ND Department of Commerce/DCS for the Gladys Ray Shelter (CFDA #14.231).
17. Amendment to the Notice of Grant Award from the ND Department of Health for COVID-19 funding for local public health units.
18. Amendment to the Agreement of Services with Annie Wood.
19. Agreement for Services with Jenna Eckstein.
20. Agreement for Services with Amy Nash.
21. Amendment to Grant Agreement with the ND Department of Human Services for Care Coordination services.
22. Resolution Approving Plat of Prairie Farms Commercial Third Addition.
23. Levee Development Agreement with Craig Enclave OG, LLC.
24. Advance funding for the completion of the Fargo Smart Energy Ramp Project.
25. Bid award for one motorgrader and wing (RFP21171).
26. Bid award for one motorgrader and wing (RFP21172).
27. Bid award for one articulated wheel loader (RFP21173).
28. Contract Renewal to Tire Purchase and Service to Goodyear Tire and Rubber Company (RFP19151).
29. Termination of Water Tower Lease Agreement with Verizon Wireless LLC for Water Tower No. 3 at 1430 10th Street North.
30. Sole Source Procurement with Vessco, Inc. for cumulative 2021 purchases of maintenance parts and chemical pumps for the Water Treatment Plant (SSP21185).
31. Contract and bond for Project No. PR-21-E1.

32. Bills.
33. Change Order No. 2 for an increase in the amount of \$4,423.40 for Improvement District No. AN-20-E1.
34. Change Order No. 1 for an increase in the amount of \$12,601.78 and time extension to 10/25/21 for Improvement District No. BN-21-K1.
35. Change Order No. 3 for an increase in the amount of \$1,256.44 for Improvement District No. UN-21-A1.
36. Final Balancing Change Order No. 1 in the amount of \$22,701.55 for Improvement District No. BR-20-A1.
37. Contract award for Consulting Services for Improvement District No. QN-23-A0 (2nd Street Pedestrian Bridge).
38. Memorandum of Offer to Landowner for Permanent Easement (Street and Utility) with the Park District of the City of Fargo (Improvement District No. BR-22-A0).
39. Create the following Improvement Districts:
  - a. No. BN-22-A.
  - b. No. BR-22-B.

#### **REGULAR AGENDA:**

40. **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](http://FargoND.gov/VirtualCommission)).**
41. **\*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:**
  - a. Application to transfer a Class "B" Alcoholic Beverage License from Dakota Liquors LLC d/b/a Main Ave Liquors located at 4000 Main Avenue to Long Haul Saloon, LLP d/b/a Main Ave Liquors to be located at 3838 Main Avenue; continued from the 9/20/21 Regular Meeting.
  - b. Application to transfer a Class "A" Alcoholic Beverage License from The Bowler, Inc. d/b/a The Bowler to be located at 2630 South University Drive (ownership change).
  - c. Application to transfer a Class "A" Alcoholic Beverage License from International African Restaurant and Nightclub, LLC d/b/a International African Restaurant and Nightclub to 518 Properties LLC d/b/a 518 Properties to be located at 4554 7th Avenue South.
  - d. CONTINUE to 11/15/21 - Meadow View Addition (1402-1493 66th Avenue South; 1406-1494 67th Avenue South; 1450-1497 68th Avenue South; 1402-1498 69th Avenue South; 6600-6985 14th Street South); approval recommended by the Planning Commission on 6/3/21:
    1. Zoning Change from SR-4, Single Dwelling Residential and P/I, Public Institutional to SR-4, Single Dwelling Residential and P/I, Public Institutional.
    2. 1st reading of rezoning Ordinance.
    3. Plat of Meadow View Addition.

- e. Reeves Addition (4 and 5 14th Street North, 9 and 19 14 1/2 Street North, and 1418 1st Avenue North); approval recommended by the Planning Commission on 10/5/21:
  - 1. Zoning Change from LI, Limited Industrial to DMU, Downtown Mixed Use with a C-O, Conditional Overlay.
  - 2. 1st reading of rezoning Ordinance.
  
- f. Oak Manor Second Addition (2302, 2304, 2306, 2308, 2310, 2312, 2314, 2416 and 2318 15th Street South; 1408 Oak Manor Avenue South; and 1401 and 1405 25th Avenue South); approval recommended by the Planning Commission on 10/5/21:
  - 1. Zoning Change from LC, Limited Commercial to MR-1, Multi-Dwelling Residential and MR-3, Multi-Dwelling Residential.
  - 2. 1st reading of rezoning Ordinance.
  
- 42. COVID-19 Update
  
- 43. Request from the Fargo Moorhead West Fargo Chamber of Commerce to discuss a potential building development opportunity for a business resource hub.
  
- 44. Request for a Moratorium on Outdoor Sound Amplifying Equipment Use through September of 2022.
  
- 45. Police Chief David Zibolski will provide a one year review.
  
- 46. Letter of Support for the creation of the Police Advisory and Oversight Board.
  - a. Receive and file an Ordinance Relating to the Fargo Police Advisory and Oversight Board.
  
- 47. Discussion on speeding vehicles.
  - a. Update from Police Chief David Zibolski on traffic enforcement.
  
- 48. Update on a dangerous building located at 1418 1st Avenue North.
  
- 49. Update on the Election and City Governance Task Force and approval of schedule.
  
- 50. Discussion regarding portfolio communications relative to the organizational chart.
  
- 51. Recommendation for appointment of a Director of Facilities Management.
  
- 52. Recommendation for appointment to the Growth Initiative Fund Board of Directors.
  
- 53. Applications for Property Tax Exemptions for Improvements Made to Buildings:
  - a. Wesley and Stacey Griggs, 2440 East Country Club Drive South (5 year).
  - b. James Kappenman and Daryl Bates, 2518 East Country Club Drive South (5 year).
  - c. Aimee Rastedt, 2580 Pacific Drive South (5 year).

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](http://www.FargoND.gov/citycommission).