

FARGO CITY COMMISSION AGENDA

Monday, March 31, 2025 – 5:00 P.M.

Executive Session at 4:00 p.m.

Roll Call.

PLEASE NOTE: The Board of City Commissioners will convene in the City Commission Chambers at 4:00 p.m. and retire into Executive Session in the Red River Room for the purpose of negotiation discussions regarding an offer received from WMF Properties LLC and from Hazer Ventures LLC for the acquisition of portions of the City property west of the landfill and to establish strategy and pricing for other portions of the same City property to be marketed for sale by the City. Discussing these negotiations, strategy and pricing in an open meeting would have a negative fiscal effect on the bargaining position of the City of Fargo. An Executive Session for this matter is authorized pursuant to North Dakota Century Code §44-04-19.1 subsection 9.

Regular Meeting at 5:00 P.M.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at 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 FargoND.gov/CityCommission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, March 17, 2025).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. Receive and file an Ordinance Amending Article 13-03 of Chapter 13 of the Fargo Municipal Code Relating to the Control and Regulation of Food Service Establishments and 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.
- 2. 1st reading 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.
- 3. 1st reading 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.
- 4. Interest Buydown Agreement – PACE Program with the Bank of North Dakota received by Gateway Arches Real Estate Holdings LLC.
- 5. Site Authorizations for Games of Chance:
 - a. Fargo Youth Hockey Association at Buffalo Wild Wings-19th Avenue North.
 - b. Fargo Youth Hockey Association at Buffalo Wild Wings-42nd Street South.

- c. Fargo Youth Hockey Association at Fargo Youth Hockey Association.
 - d. North Dakota Association for the Disabled, Inc. at Bulldog Tap.
 - e. North Dakota Association for the Disabled, Inc. at Cowboy Jack's.
 - f. Plains Art Museum at Big Top Bingo.
 - g. Plains Art Museum at Blue Wolf Casino.
 - h. Plains Art Museum at Wild Bill's Sports Saloon.
 - i. WF Events, Inc. d/b/a West Fargo Events at Fargo Billiards & Gastropub.
6. Applications for Games of Chance:
 - a. Anne Carlsen for a raffle and raffle board on 4/26/25.
 - b. Carson Glore Foundation for a raffle and raffle board on 6/2/25.
 - c. Centennial Elementary for a raffle on 4/4/25.
 - d. Delta Delta Delta for a raffle on 4/7/25.
 - e. Fargo Lions for sports pool from 9/8/25 to 12/29/25.
 - f. St. John Paul II Catholic Schools for a raffle on 4/26/25.
 - g. STEM Alliance of Fargo Moorhead for a raffle on 5/1/25.
 - h. YWCA Cass Clay for a raffle and raffle board on 4/28/25.
 7. Renewal of the Alcoholic Beverage and Live Entertainment Licenses until 3/31/26, contingent upon all essential requirements for renewal are met by 3/31/25.
 8. Contract and bond for Project No. PR-25-B1.
 9. Contract and bond for Project No. SR-25-A1.
 10. Contract and bond for Project No. TN-24-A1.
 11. Variance Acknowledgement and Liability Waiver with Century Holdings LLC for property located at 3459 39th Street South.
 12. Amendment No. 2 with Houston Engineering in the amount of \$35,000.00 for Project No. MS-24-A0.
 13. U.S. Department of Transportation Grant Agreement Under the Fiscal Year 2022 RAISE Grant Program.
 14. Memorandum of Understanding with the City of West Fargo for Project Nos. TR-25-C1 and TR-25-D1.
 15. Bid award to Opp Construction LLC in the amount of \$1,038,742.90 for Project No. PR-25-A1.
 16. Bid award to Border States Paving, Inc. in the amount of \$1,851,825.70 for Improvement District No. PR-25-E1.
 17. Create Improvement District No. BR-25-B and adopt Resolution of Necessity (Paving and Utility Rehab/Reconstruction).
 18. Create Improvement District No. PN-25-A and adopt Resolution of Necessity (Asphalt Wear Course).
 19. Create Improvement District No. PR-25-F and adopt Resolution of Necessity (Concrete Paving Rehab/Reconstruction).

20. Items from the FAHR Meeting:
 - a. Receive and file Sales Tax Revenue Update.
 - b. Receive and file General Fund - Budget to Actual through 2/28/25.
 - c. Purchase of four Trikke Positron 72v-XLs units from Trikke Professional Mobility using seized asset forfeiture funds in the amount \$51,000.00 and related budget adjustment (RFQ25128).
21. Notice of Grant Award from the ND Department of Health and Human Services for increasing TB infection identification and treatment (CFDA #93.116).
22. Memorandum of Understanding between Local Public Health Units in the Southeast North Dakota Public Health Collaborative.
23. Appointment of Dr. Jessie Lindemann as Health Officer for Fargo Cass Public Health (RFP25078).
24. Direct the City Attorney's office to work with the Public Works and Water Filtration Departments to review and update Article 16-02 - Control and Regulation of Water Meters.
25. Authorization Application for Vector Disease Control International, LLC for aerial spraying.
26. Bid awards to Master Construction; Earthwork Services, Inc.; Lenzmeier Trucking Inc.; and Diesel Dogs Contracting, LLC for 2025/2026 Snow Hauling Trucking Services and subsequent Services Agreements (RFP25059).
27. Bid award to Poynette Iron Works in the amount of \$283,765.00 for front load containers (RFP25105).
28. Resolution Authorizing the Issuance and Sale of \$30,595,000.00 City of Fargo Sales Tax and Water Revenue Bond, Series 2025B and \$4,100,000.00 City of Fargo Taxable Sales Tax and Water Revenue Bond, Series 2025C.
29. Bid advertisement for Project No. WA2502 (Water Tower Demolition).
30. Bid advertisement for Project No. WA2501 (Water Tower No. 6 Reconditioning).
31. Bid advertisement for Project No. WA243A (Lead Service Line Replacement Phase 1).
32. Bills.

REGULAR AGENDA:

33. Recommendation for appointments to the Board of Health.

***Public Input Opportunity* - PUBLIC HEARINGS - 5:15 pm:**

34. **PUBLIC HEARING** - Hearing to consider a Renewal Plan and Developer Agreement with Skyline, LLC for Tax Increment Financing District No. 2018-03 (1100 block of 18th Street North); continued from the 3/17/25 Regular Meeting.
35. **PUBLIC HEARING** - Application for a Class "F" Alcoholic Beverage License for Sol Ave Kitchen, Inc. d/b/a Nova Eatery & Supper Club to be located at 402 Broadway North.

36. **PUBLIC HEARING** - Application for a Class “ABH-Limited” Alcoholic Beverage License for TC Lodging LLC d/b/a Springhill Suites to be located at 3401 Jacks Way South.
37. **PUBLIC HEARING** - Application for a Class “B-Limited” Alcoholic Beverage License for STL of North Dakota d/b/a Target Wine & Spirits to be located at Southeast Corner of 38th Street South and Alexander Drive South.
38. Recommendation from Commissioner Strand to make City-owned property available for a possible Convention Center location in the RFP process.
39. Legislative Update.
40. Liaison Commissioner Assignment Updates.
41. **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 web site at FargoND.gov/CityCommission.