

## FARGO CITY COMMISSION AGENDA

Monday, June 9, 2025 – 5:00 P.M.

Executive Session at 4:30 p.m.

Roll Call.

**PLEASE NOTE:** The Board of City Commissioners will convene in the City Commission Chambers at 4:30 p.m. and retire into Executive Session in the Red River Room for purposes of discussing negotiation strategy, to provide negotiating instructions to the City's attorney or other negotiator regarding various and separate pending or potential contracts for the sale of land by the City located west of the landfill, said separate contracts being between the City and Galvanizers, Inc.; WMF Properties, LLC; Hazer Ventures, LLC; Scannell Properties, LLC; Thor Investments, LLC; and ARD Properties, LLC; as discussing such 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](https://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](https://fargond.gov/CityCommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, May 27, 2025).

### **CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Amending Section 25-1506, of Article 25-15, of Chapter 25, of the Fargo Municipal Code Relating to Licenses - Classifications.
- 2. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of an Ordinance Amending Section 18-0310 of Article 18-03 of Chapter 18 of the Fargo Municipal Code Relating to Public Ways and Places.
- 3. 1st reading of the following Ordinances:
  - a. Repealing and Re-Enacting Article 21-01 of Chapter 21 of the Fargo Municipal Code Relating to the International Building Code.
  - b. Repealing and Re-Enacting Article 21.2-01 of Chapter 21.2 of the Fargo Municipal Code Relating to the International Existing Building Code.
  - c. Repealing and Re-Enacting Chapter 21.3 of the Fargo Municipal Code Relating to the International Energy Conservation Code.
  - d. Repealing and Re-Enacting Sections 9-0701 and 9-0704 of Article 9-07 of Chapter 9 of the Fargo Municipal Code Relating to Fire Protection and Prevention.

- e. Repealing and Re-Enacting Article 30.1-01 of Chapter 30.1 of the Fargo Municipal Code Relating to the International Fuel Gas Code.
  - f. Amending Section 30-0106 of Article 30-01 of Chapter 30 of the Fargo Municipal Code Relating to the International Mechanical Code.
  - g. Repealing and Re-Enacting Article 31-01 of Chapter 31 of the Fargo Municipal Code Relating to the International Property Maintenance Code.
  - h. Repealing and Re-Enacting Article 21.1-01 of Chapter 21.1 of the Fargo Municipal Code Relating to the International Residential Code.
- 4. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 8-1425 of Article 8-14 of Chapter 8 of the Fargo Municipal Code Relating to Traffic Code; 1st reading, 5/27/25.
  - 5. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 1-0305 (C)(2) & (5) of Article 1-03 of Chapter 1 of the Fargo Municipal Code Relating to Classification of Ordinance Violations; 1st reading, 5/27/25.
  - 6. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 12-0105(E), of Article 12-01, of Chapter 12, of the Fargo Municipal Code, Relating to Running At Large Prohibited - Habitually At Large; an Ordinance Amending Section 12-0117, of Article 12-01, of Chapter 12, of the Fargo Municipal Code, Relating to Potentially Dangerous and Dangerous Dogs; and an Ordinance Amending Section 1-0305, of Article 1-03, of Chapter 1, of the Fargo Municipal Code, Relating to Classification of Ordinance Violations; 1st reading, 5/27/25.
  - 7. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 25-1512, of Article 25-15, of Chapter 25, of The Fargo Municipal Code, Relating to Licenses - Termination, Suspension, Revocation, and Sanctions; 1st reading, 5/27/25.
  - 8. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 25-1507 (F) of Article 25-15 of Chapter 25 of the Fargo Municipal Code, Relating to Alcoholic Beverages; 1st reading, 5/27/25.
  - 9. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 25-1512 of Article 25-15 of Chapter 25 of the Fargo Municipal Code Relating to Alcoholic Beverages; 1st reading, 5/27/25.
  - 10. Receive and file the Summons and Complaint relating to Sheilk Sheriff v. Andrew Payne, an individual and City of Fargo, a municipality.
  - 11. Direct the City Attorney's Office to make the necessary Ordinance/Home Rule Charter amendments to comport with recent State Law revisions.
  - 12. Site Authorizations for Games of Chance:
    - a. Fargo Angels Hockey at Radisson Blu.
    - b. ND Horse Park Foundation at The Boiler Room.
    - c. Sharehouse, Inc. at the Bismarck Tavern.
    - d. Sharehouse, Inc. at Rick's Bar and Grill.
    - e. Sharehouse, Inc. at the Round Up.
    - f. Sharehouse, Inc. at Woody's Bar.

13. Applications for Games of Chance:
  - a. North Dakota CPA Society Foundation for a raffle from 6/16/25 to 6/17/25.
  - b. Sharehouse Foundation for a raffle on 6/12/25.
  - c. Villa Nazareth d/b/a CHI Friendship for a raffle on 10/10/25.
14. Right of Way Use Agreement with Bison Gold Investments, LLC for 1141 18th Street North.
15. Non-Exclusive Right of Way Occupancy Agreements with Gateway Infrastructure, LLC and Ubiquity North Dakota, LLC.
16. Variance Acknowledgement and Liability Waiver with 3222 LLC for 3501 Main Avenue.
17. 2024 Capital Improvement Plan revisions.
18. Change Order No. 1 in the amount of \$175,950.75 for Project No. SR-25-B1.
19. Change Order No. 1 in the amount of \$147,262.21 for Project No. TM-25-A1.
20. Removal of Project No. TR-26-B0 from the 2026 Capital Improvement Plan.
21. Task Order No. 1 with Moore Engineering, Inc. in the amount of \$140,000.00 for Project No. MS-25-E0.
22. Create Improvement District No. BR-25-H and adopt Resolution of Necessity.
23. Contract and bond for Improvement District No. BR-25-A1.
24. Contract and bond for Improvement District No. BR-25-B3.
25. Contract and bond for Improvement District No. BR-25-G1.
26. Contract and bond for Improvement District No. PN-25-A1.
27. Contract and bond for Improvement District No. PR-25-F1.
28. Items from the FAHR Meeting:
  - a. Receive and file Sales Tax Revenue Update.
  - b. Utilization of the STOP Grant for the purchase and implementation of the Lethality Assessment Program (LAP).
  - c. Reallocation of unspent funds from Project No. WW1707 for a Solids and Dewatering Facility Plan which may include a Pilot Study.
29. Change Orders for Fire Station No. 5 Renovation Project (ITB24276):
  - a. No. 1 in the amount of \$4,540.00 (mechanical construction contract).
  - b. No. 3 in the amount of -\$1,386.40 (general construction contract).
  - c. No. 2 in the amount of \$675.63 (electrical construction contract).
30. Contract with Kilbourne Construction Management, LLC (SSP25163).
31. Lease with Option to Purchase Agreement with CapFirst Equipment Finance, Inc. (RFP25014).

32. Bid award to Compass Minerals America, Inc. for the 2025/2026 highway deicing salt contract (RFP25165).
33. Bid awards for the Public Works Admin Building Exterior Improvements, as presented (ITB25189).
34. Authorize staff to submit proposed Disadvantaged Business Enterprise (DBE) Goals for FY 2026-2028 to the Federal Transit Administration.
35. Amendment #1 to the State Contract #283 (Paratransit Software) with Via Mobility, LLC.
36. Transit Public Comment Process on Fare/Service Changes.
37. Public Transportation Agency Safety Plan Update.
38. MATBUS Transit Asset Management Plan.
39. Bid advertisement for Project No. WA2403 (Lead Service Line Replacement Phases 1 through 4).
40. Employer Acceptance Agreement adopted by North Dakota Rural Water Association to utilize an apprentice program for training Water Treatment Plant personnel.
41. Direct the City Attorney's Office to draft revisions to Article 16-09.
42. Easement (Temporary Construction Easement) with Fargo Public School District No. 1 for Project No. WA2502 (Water Tower Demolition).
43. Hazard Mitigation Grant Program Subgrant Agreement for PDM 2018 between the North Dakota Department of Emergency Services and the City of Fargo (Project No. WW1707).
44. Bills.

#### **REGULAR AGENDA:**

45. Recommendation for appointment of the Fire Chief.

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

46. **PUBLIC HEARING** – Permanent Route and Service Changes for LinkFM.
47. **PUBLIC HEARING** – Application filed by Bert's Truck Equipment of Moorhead, Inc. for a property tax exemption for property located at 2601 3rd Avenue North which the applicant will use for the manufacturing and assembly of snow plow trucks.
48. Construction Update.
49. Recommendation to approve the Request for Proposals for the Convention Center project.
50. Applications for Property Tax Exemptions for Improvements Made to Buildings:
  - a. Wade Savageau (5 years).
  - b. Barry and Kay Malme (5 years).
  - c. Preston Bolton (5 years).

51. Recommendations for appointments to the following Board and Commissions:
  - a. Special Assessment Commission.
  - b. Library Board.
  - c. Arts and Culture Commission.
52. Measles Update.
53. Liaison Commissioner Assignment Updates.
54. **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](https://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](https://FargoND.gov/CityCommission).