

FARGO CITY COMMISSION AGENDA
Monday, November 16, 2020 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at 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.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, November 2, 2020).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 1st reading of an Ordinance Relating to the Human Relations Commission.
- 2. 2nd reading and final adoption of the following Ordinances; 1st reading, 11/2/20:
 - a. Rezoning Certain Parcels of Land Lying in Touchmark Addition.
 - b. Relating to Animal Boarding Facilities.
 - c. Pertaining to the Occupancy of Emergency Shelters in Certain Non-residential Structures.
 - d. Excluding a Certain Parcel of Land Lying in Part of Government Lot 4 of Section 5, Township 138 North, Range 49 West.
- 3. Extension of the Alcoholic Beverage Licenses until 6/30/21 for Lucy's North China Cuisine, Nail Deluxe, VIP Room and Fargo Billiards and Gastropub.
- 4. Emergency Paid Leave Temporary Employee Policy.
- 5. Negative Final Balancing Change Order No. 1 in the amount of -\$3,637.64 for Project No. PR-20-A1.
- 6. Negative Final Balancing Change Order No. 5 in the amount of -\$.94 for Project No. TM-19-B1.
- 7. Contract Amendment No. 2 with Houston Engineering for Project No. FM-19-B0.
- 8. Partial Release of Water Pipeline Easements with Municipal Airport Authority of the City of Fargo, ND (Project No. FM-16-A).
- 9. Receive and file Financial Status Report Year to Date through 10/31/20 for major operating funds (unaudited).
- 10. Receive and file General Fund – Budget to Actual through October 2020 (unaudited).
- 11. Bid award for Fourier-Transform Infrared Spectroscopy Hazardous Materials Monitor (RFP20158).

Page 2. Notice of Grant Award from the ND Department of Environmental Quality for Abandoned Auto Program.

13. Set November 30, 2020 at 5:15 p.m. as the date and time for a hearing on a dangerous building at 1714 5th Avenue South.
14. Bid award for one articulated wheel loader (RFP20162).
15. Bid award for one, three wheeled mechanical street sweeper (RFP20163).
16. Bid award for two automated side-load refuse trucks (RFP21005).
17. Bid award for one hook hoist refuse body (RFP21006).
18. Bid award for one articulated landfill wheel loader (RFP21007).
19. Bid award for one, three wheeled mechanical street sweeper (RFP21008).
20. Release of vehicle titles to Valley Senior Services and relinquish any City interest in the vehicles, as presented.
21. Bid awards for supplying chemicals to the water reclamation utility for 2021.
22. Bid award for supplying chemicals to the Water Treatment Plant for 2021 (AFB21010).
23. Bid advertisement for the South Regional Water Connection Phase 2 (Project No. WA2012).
24. Contracts and bonds for Project No. WA1863 (electrical and general construction).
25. Bills.
26. Create Improvement District No. BN-20-M.

REGULAR AGENDA:

27. Construction Update.
28. ***Public Input Opportunity* - PUBLIC HEARINGS - 5:15 pm:**
 - a. Amendments to the 2019 Action Plan Community Development Block Grant (CDBG)/HOME Program.
 1. Resolution Approving Amendments to the Community Development Block Grant (CDBG)/HOME 2019 Action Plan
29. Recommendation for the Pre-Disaster Mitigation Program Subgrant Agreement.
30. Request for Tax Increment Financing (TIF) for the redevelopment of the Anderson Park softball complex.
31. Applications for property tax exemptions for improvements made to buildings:
 - a. Osama and Brenna Naseer, 2677 Meadow Creek Circle South (3 year).
 - b. Brooke and Dustin Clark, 408 28th Avenue North (5 year).
32. COVID-19 Update:
 - a. Review of possible measures for individuals and businesses.

33. **RESIDENT COMMENTS - Suspended until further notice due to the City of Fargo COVID-19 operational status (Orange-High Risk).**

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310. 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 website at www.FargoND.gov/citycommission.

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

①

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 15-0202
OF ARTICLE 15-02 OF CHAPTER 15 OF THE FARGO MUNICIPAL CODE
RELATING TO THE HUMAN RELATIONS COMMISSION

WHEREAS, the electorate of the city of Fargo has adopted a home rule charter in accordance with Chapter 40-05.1 of the North Dakota Century Code; and,

WHEREAS, Section 40-05.1-06 of the North Dakota Century Code provides that the City shall have the right to implement home rule powers by ordinance; and,

WHEREAS, Section 40-05.1-05 of the North Dakota Century Code provides that said home rule charter and any ordinances made pursuant thereto shall supersede state laws in conflict therewith and shall be liberally construed for such purposes; and,

WHEREAS, the Board of City Commissioners deems it necessary and appropriate to implement such authority by the adoption of this ordinance;

NOW, THEREFORE,

Be It Ordained by the Board of City Commissioners of the City of Fargo:

Section 1. Amendment.

Section 15-0202 of Article 15-02 of Chapter 15 of the Fargo Municipal Code is hereby amended to read as follows:

15-0202. Number of Members--Term of Members--Appointment of Members--Filling Vacancies.--The Human Relations Commission shall consist of ~~nine~~ eleven members, who shall be appointed by the president of the board of city commissioners, subject to confirmation by the Board of City Commissioners. The terms of office of such commissioners shall be as follows, to wit: three members who shall serve until July 1, ~~2001~~ 2021; ~~three~~ four members who shall serve until July 1, ~~2002~~ 2022; and ~~three~~ four members who shall serve until July 1, ~~2003~~ 2023. At the expiration of the terms of the members as aforesaid, members shall be appointed for three-year terms. If a vacancy occurs otherwise then by expiration of a term, it shall be filled by appointment for the unexpired portion of the term. Notwithstanding the expiration of a member's term, such member may serve until his or her successor has been appointed and qualified.

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Section 2. Effective Date.

This ordinance shall be in full force and effect from and after its passage and approval.

Timothy J. Mahoney, M.D., Mayor

Attest:

Steven Sprague, City Auditor

First Reading:
Second Reading:
Final Passage:

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____



AN ORDINANCE REZONING CERTAIN PARCELS OF LAND
LYING IN TOUCHMARK ADDITION
TO THE CITY OF FARGO, CASS COUNTY, NORTH DAKOTA

WHEREAS, the Fargo Planning Commission and the Board of City Commissioners of the City of Fargo have held hearings pursuant to published notice to consider a zoning map amendment of certain parcels of land lying in Touchmark Addition to the City of Fargo, Cass County, North Dakota; and,

WHEREAS, the Fargo Planning Commission recommended approval of the request for the Planned Unit Development Master Land Use Plan for development of the subject property, on July 8, 2020; and

WHEREAS, the Planned Unit Development Overlay and the Master Land Use Plan for development, were approved by the City Commission on November 2, 2020; and,

NOW, THEREFORE,

Be It Ordained by the Board of City Commissioners of the City of Fargo:

Section 1. The following described property:

Lot One (1), Block One (1) of Touchmark Addition to the city of Fargo, Cass County, North Dakota,

is hereby rezoned from "AG", Agricultural, District and "MR-3", Multi-Dwelling Residential, District with a PUD, Planned Unit Development to "MR-3", Multi-Dwelling Residential, District with a PUD, Planned Unit Development Overlay; extinguishing the existing PUD, Planned Unit Development and replacing with the following Planned Unit Development Overlay:

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Development Standard	Current LDC development standards for MR-3, Multi-Dwelling Residential	PUD Modifications to MR-3 development standards
Allowed Uses	Detached houses, attached houses, duplexes, multi-dwelling structures, daycare centers up to 12 children or adults, group living, parks and open space, religions institution, safety services, schools, and basic utilities	<i>Include Retail Sales & Services, and Office Uses as accessory uses to, or associate with, the use of the property as a continued care retirement facility.</i>
Residential Density	24 du/acre	<i>26 units/acre</i>
Building Coverage	35% of lot area	<i>Increase to 38%</i>
Minimum open space	35% of lot area	<i>Decrease to 32%</i>
Parking-Residential-Assisted Living	2.25 spaces per unit	<i>0.75 spaces per dwelling unit</i>
Parking-Residential-Memory Care	1.50 spaces per unit	<i>0.25 spaces per unit</i>
Parking-Residential-Independent Living	2.50 spaces per unit	<i>0.75 spaces per unit</i>
Parking-Retail	1 space per 200 SF	<i>1 space per 267 SF</i>
Landscaping-Open Space	3 plant units per 1,000 SF of area; 8 sf per unit	<i>No Change to plant unit requirements, reduce requirement of 70% of plant units located in front of the building and redistribute these plant units throughout the site.</i>

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Landscaping- Parking Lot Perimeter	Buffers shall be located between adjacent streets rights of way and off-street parking areas and all vehicular circulation areas within the front or street side setback per Table 20-0705(D)(3)	<i>Modify parking buffer requirements along existing vehicle circulation routes to 1' minimum width with fence and 6 shrubs/perennial grasses per 25 linear feet. New pavement areas along University Drive to have 6' buffer with decorative metal fence and 1 small tree of 6 shrubs/perennial grasses per 25 linear feet</i>
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In all other respects, development on said property shall be subject to the development standards for the underlying zoning district.

Section 2. The City Auditor is hereby directed to amend the zoning map now on file in his office so as to conform with and carry out the provisions of this ordinance.

Section 3. This ordinance shall be in full force and effect from and after its passage and approval.

(SEAL)

Attest:

Steven Sprague, City Auditor

Timothy J. Mahoney, M.D., Mayor

First Reading:
Second Reading:
Final Passage:

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

(26)

AN ORDINANCE ENACTING ARTICLE 13-16 OF CHAPTER 13
OF THE FARGO MUNICIPAL CODE RELATING TO
ANIMAL BOARDING FACILITIES

WHEREAS, the electorate of the city of Fargo has adopted a home rule charter in accordance with Chapter 40-05.1 of the North Dakota Century Code; and,

WHEREAS, Section 40-05.1-06 of the North Dakota Century Code provides that the City shall have the right to implement home rule powers by ordinance; and,

WHEREAS, Section 40-05.1-05 of the North Dakota Century Code provides that said home rule charter and any ordinances made pursuant thereto shall supersede state laws in conflict therewith and shall be liberally construed for such purposes; and,

WHEREAS, the Board of City Commissioners deems it necessary and appropriate to implement such authority by the adoption of this ordinance;

NOW, THEREFORE,

Be It Ordained by the Board of City Commissioners of the City of Fargo:

Section 1. Enactment.

Article 13-16 of the Fargo Municipal Code is hereby enacted as follows:

ARTICLE 13-16 – BOARDING FACILITIES

Section 13-1601. Definitions.

As used in this ordinance, unless the context otherwise indicates, the following definitions apply:

1. “Boarding Facility” means any establishment, excluding private residences, operating for profit, where animals are kept, congregated, and/or housed, for a specific period, with the sole purpose of providing shelter and care of animals in return for a fee. A “Boarding Facility” does not include the temporary use of kennels by veterinarians, grooming establishments, or municipal pounds.

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2. "Boarding Operator" or "Operator of a Boarding Facility" means any individual, firm, corporation, partnership, other business unit, society, association or other legal entity, or public or private institution which maintains, owns, or operates a boarding facility.

3. "Public Health Department" means Fargo Cass Public Health or any representative thereof.

Section 13-1602. Operation of a Boarding Facility—license required.

It shall be unlawful to operate a boarding facility without a license issued by the public health department.

Section 13-1603. Application; fee.

A boarding operator shall submit an application for a license to the public health department on a form provided by the public health department along with payment of a required license fee. License fees and fees for renewal thereof shall be established by resolution of the board of city commissioners. The application must include the name and complete mailing address and street address of the boarding facility along with any other information reasonably required by the public health department for the administration of this section.

Section 13-1604. License to operate boarding facility issued annually.

The license hereof shall be issued annually, January 1, by the public health department after a passed inspection. All licenses under the provisions of this article, unless otherwise specifically provided, shall terminate on December 31 following the date of issuance. License renewal notices will be mailed by the city auditor's office effective January 1 of each year and shall expire on December 31 of said year.

Section 13-1605. Regulation, inspection and enforcement.

The public health department is authorized to promulgate regulations creating minimum standards for boarding facilities, which regulations may be enforced by the public health department. In order to provide for the public health and safety, the public health department shall have authority to regulate and enforce the provisions stated herein concerning the use, operation, and maintenance of boarding facilities within the jurisdiction

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1 of such department. The public health department shall have the authority to enter upon
2 the premises of the boarding facility and inspect the facility as often as necessary to confirm
3 compliance with the provisions of this article. In the event of a failure to comply with the
4 provisions of this article, after due notice thereof, the public health department shall have
5 the power to abate or cause a suspension of the use of the boarding facility license until
6 such time as the same is, in the opinion of the public health department, no longer a hazard
7 to public health or safety.

8
9
10 **Section 13-1606. Display of license—license nontransferable.**

11 A license issued pursuant to this article shall be displayed in a conspicuous location in the
12 boarding facility for which the license is issued. A license issued pursuant to this article is
13 non-transferable.

14
15 **Section 13-1607. Appeals.**

16 Any person aggrieved by a decision of the health department or one of its officials
17 including without limitation an order or denial of an order or by the denial of a license,
18 may appeal such decision by filing a notice of appeal with the director of public health.
19 Appeals of final decisions made pursuant to the procedures of this article must be filed
20 within 10 days of the date of the decision. Said appeal must be in writing and shall be
21 submitted to the director of public health. The board of city commissioners shall consider
22 the appealed decision as a new matter in a public hearing and, at the close of the public
23 hearing, act to affirm or reverse the original decision.

Section 2. Penalty.

A person who willfully violates this ordinance is guilty of an infraction. Every person, firm
or corporation violating an ordinance which is punishable as an infraction shall be punished
by a fine not to exceed \$1,000; the court to have power to suspend said sentence and to
revoke the suspension thereof.

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Section 3. Effective Date.

This ordinance shall be in full force and effect from and after its passage, approval, and publication.

Timothy J. Mahoney, M.D., Mayor

Attest:

First Reading:
Second Reading:
Final Passage:
Publication:

Steven Sprague, City Auditor

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

20

AN ORDINANCE ENACTING AND ESTABLISHING
A TEMPORARY MORATORIUM DURING THE STATE OF COVID-19
EMERGENCY PERTAINING TO THE OCCUPANCY OF EMERGENCY SHELTERS
IN CERTAIN NON-RESIDENTIAL STRUCTURES

WHEREAS, the electorate of the city of Fargo has adopted a home rule charter in accordance with Chapter 40-05.1 of the North Dakota Century Code; and,

WHEREAS, Section 40-05.1-06 of the North Dakota Century Code provides that the City shall have the right to implement home rule powers by ordinance; and,

WHEREAS, Section 40-05.1-05 of the North Dakota Century Code provides that said home rule charter and any ordinances made pursuant thereto shall supersede state laws in conflict therewith and shall be liberally construed for such purposes; and,

WHEREAS, Article 9-07 of the Fargo Municipal Code incorporates, by reference, the provisions of the International Fire Code (the "IFC"), and Chapter 21 of the Fargo Municipal Code incorporates, by reference, the provisions of the International Building Code (the "IBC") and the International Existing Building Code (the "IEBC"); and,

WHEREAS, there exists a state of emergency, declared and established by proclamation of the mayor of the city of Fargo on March 16, 2020, as a result of the COVID-19 pandemic, which state of emergency has been approved and extended by the board of city commissioners; and,

WHEREAS, the board of city commissioners hereby finds that appropriate COVID-19 health measures dictates the need for social distancing between individuals staying in emergency shelters within the community, therefore causing such shelters to drastically limit the number of individuals being able to use emergency shelters; that interim use of tents and other similar facilities is not sufficient during winter and winter-like weather; and, therefore, that there is a need for additional facilities to be adapted for use on a temporary basis for emergency shelter use; and,

WHEREAS, while Section 102.4 of the IFC, and Section 102.6 and 111.1 of the IBC and 101.2 and 101.4 of the IEBC, prohibit use of a commercial structure for residential use without conformance with the change-of-use requirements of Section 102.3 of the IFC and Section 101.2 of the IBC and Section 101.2 of the IEBC; however, the board of city

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1 commission finds that a temporary suspension of said requirements is necessary and
2 appropriate, upon certain stated conditions providing for the safety of occupants so long as
3 the COVID-19 state of emergency is in place; and,

4 WHEREAS, the Board of City Commissioners deems it necessary and appropriate
5 to approve a temporary moratorium on the enforcement of certain aspects of the said
6 "change-of-use" requirements so long as certain matters of safety are otherwise provided;

7 NOW, THEREFORE,

8 Be It Ordained by the Board of City Commissioners of the City of Fargo:

9 Section 1. Enactment.

10 1. Moratorium. To the extent that an emergency shelter is being
11 established for occupancy in a building or structure permitted for use or
12 occupancy but not for residential use or occupancy, but which building or
13 structure is being proposed for use as an emergency shelter on an interim or
14 temporary basis, such use may be allowed provided that the following
15 conditions are met as approved by both the fire chief and the building
16 official, said conditions being as follows:

- 17 A. The facilities must meet minimum egress and safety guidelines.
- 18 B. Fire watch is required. Awake and alert staff shall be present at all times.
- 19 C. A telephone or means of communication is required to be within 50ft. of
20 area used as shelter.
- 21 D. The owner or building manager shall notify the fire department when the
22 shelter is in use.
- 23 E. No smoking, cooking, candles or other open flames shall be allowed.
- F. An evacuation map shall be posted in all rooms where sleeping could occur.
- G. Listed and approved single station smoke alarms are required in all rooms and in the path of egress.

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H. Listed and approved single station Carbon Monoxide alarms are required on each level containing sleeping areas.

I. The area or rooms used for sleeping shall be on the level of exit discharge. Where it is not possible to locate sleeping rooms on the level of exit discharge the sleeping areas shall comply with IFC Section 1030.

J. The area used for sleeping shall have access to two or more egress doors to the exterior.

K. The maximum occupancy, established by the approval of the fire chief and building official, shall not be exceeded at any time.

2. Definition -- emergency shelter. For purposes of this ordinance, "emergency shelter" means any facility, the primary purpose of which is to provide a temporary shelter for the homeless in general or for specific populations of the homeless and which does not require occupants to sign leases or occupancy agreements.

3. Effect of Moratorium – Limitation of Enforcement. This moratorium as to the enforcement of certain regulations or ordinances of the City and to instruct, order and limit building code and fire code enforcement officials and officers, police officers and prosecutors of the City or any other law enforcement officers or agents to refrain from enforcing City ordinances contrary to the terms hereof and to refrain from charging or citing persons, firms or other entities accordingly and, furthermore, said instruction, order and limitation in enforcement shall survive the termination of this moratorium, whether such termination occurs by lapse of time or by affirmative act.

Section 2. Expiration Date.

This ordinance is effective through December 31, 2021, and shall thereafter be of no further force or effect, unless it is either extended or is sooner terminated by resolution of the board of city commissioners.

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ORDINANCE NO. _____

Section 3. Effective Date.

This ordinance shall be in full force and effect from and after its passage and approval.

Timothy J. Mahoney, M.D., Mayor

(SEAL)

Attest:

First Reading:
Second Reading:
Final Passage:

Steven Sprague, City Auditor

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

2d

AN ORDINANCE EXCLUDING A CERTAIN PARCEL OF LAND
LYING IN PART OF GOVERNMENT LOT 4 OF SECTION 5, TOWNSHIP 138 NORTH,
RANGE 49 WEST, IN CASS COUNTY, NORTH DAKOTA

WHEREAS, A Petition for Exclusion (De-Annexation) has been submitted by the owners of not less than three-fourths in assessed value of the property described in said Petition for Exclusion (De-Annexation) and signed by not less than three-fourths of the qualified electors to the City of Fargo, Cass County, North Dakota, in accordance with Section 40-51.2-04 N.D.C.C.; and,

WHEREAS, Said property has neither been platted nor have any municipal improvements been made or constructed therein or adjacent thereto in accordance with Section 40-51.2-04 N.D.C.C.; and,

WHEREAS, Public notice of the submission of such Petition has been given by publication in The Forum as required by Section 40-51.2-05 N.D.C.C.; and,

WHEREAS, Section 40-51.2-06 N.D.C.C. requires that such exclusion be accomplished by ordinance,

NOW, THEREFORE,

Be It Ordained by the Board of City Commissioners of the City of Fargo:

Section 1. The following described property located in part of Government Lot 4 of Section 5, Township 138 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota, is hereby excluded from the City of Fargo, Cass County, North Dakota:

Commencing at the Northwest Corner of Section 5; thence North 87°23'43" East on the north line of said Section 5 a distance of 658.14 feet to the west line of the parcel described as Tract 2 in Doc. No. 451449, records of Cass County; thence South 33°34'45" East on said west line a distance of 151.61 feet to the Point of Beginning; thence North 87°23'43" East parallel with, and 130.00 feet south of, said north line of Section 5 a distance of 339.59 feet; thence South 47°36'17" East a distance of 50.32 feet; thence South 2°36'17" East perpendicular to said north line a distance of 453.42 feet to the intersection of the east line of said Tract 2 with the south line of the North Half (N1/2) of Gov't Lot 4 of said Section 5; thence South 86°21'43" West on said south line a distance of 80.78 feet to said west line

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1 of Tract 2; thence North 33°34'45" West on said west line of Tract 2 a distance of 572.03
2 feet to the Point of Beginning.

3 Said parcel contains 2.55 acres, more or less.

4 Section 2. Effective Date.

5 This ordinance shall be in full force and effect from and after its passage and approval.
6

7 CITY OF FARGO, a North Dakota municipal
8 corporation

9 By _____
10 Timothy J. Mahoney, M.D., Mayor

11 ATTEST

12
13 By _____
14 Steven Sprague, City Auditor

15 First Reading:
16 Second Reading:
17 Final Passage:
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AUDITOR'S OFFICE

Fargo City Hall
225 4th Street North
PO Box 2471

Fargo, ND 58108

Phone: 701.241.8108 | Fax: 701.241.8184

www.FargoND.gov

MEMORANDUM

TO: Board of City Commissioners

FROM: Steven Sprague, City Auditor

SUBJECT: Covid related liquor license suspensions

DATE: November 10, 2020

The Auditors Office has received a number of requests to temporarily suspend liquor licenses and waive the requirement to sell alcohol for a period until normal business operations resume. They are requesting an extension of the requirement to sell alcohol until June 30, 2021.

The following businesses are included in the request; Lucy's North China Cuisine, Nail Deluxe and VIP Room. In addition, Fargo Brewing has closed its south location and Hotel Donaldson has dropped the entertainment permit of their license.

Fargo Municipal Code section 25-1512 A 2 describes situations in which business has deemed to have ceased and the liquor license would be forfeited. The businesses listed are requesting an extension of that time period.

Recommended Motion:

Approve an extension until June 30, 2021 of the Lucy's North China Cuisine, Nail Deluxe and VIP Room liquor licenses.

3

MEMORANDUM

TO: Board of City Commissioners

FROM: Steven Sprague, City Auditor

SUBJECT: Fargo Billiards and Gastropub

DATE: November 10, 2020

As you may be aware, Fargo Billiards and Gastropub has ceased operations at 3234 43rd Street South due to complications caused by the Corona Virus. They would like a waiver from the ordinance requiring the sales of alcohol as they determine if reopening is possible or if they need to sell their assets. They are requesting an extension of the requirement to sell alcohol until June 30, 2021.

Fargo Municipal Code section 25-1512 A 2 describes situations in which business has deemed to have ceased and the liquor license would be forfeited, Fargo Billiards and Gastropub are requesting an extension of that time period.

Recommended Motion:

Approve an extension until June 30, 2021 of the Fargo Billiards and Gastropub liquor license.



November 9, 2020

Steve Sprague, Auditor
City of Fargo

Dear Steve:

Unfortunately Fargo Billiards will close for business this Saturday, November 14, 2020 after over eleven years in business. Local companies are understandably not booking the large indoor gatherings we've come to rely on now due to public health concerns with Covid-19.

As you know, our business was the impetus for creation of the FA-Entertainment liquor license category.

We request our FA-Entertainment license remain available for use by us or to be transferred to another operating company in the event we reopen or an entertainment business opens at our location or at a different location in Fargo after concern over the virus subsides.

Michael Page
Fargo Billiards & Gastropub
3234 43rd Street South
Fargo, ND 58104

701-282-4168
701-306-3762 - cell

4

TO: Board of City Commissioners

FROM: Jill Minette
Director of Human Resources

RE: City of Fargo COVID-19 Emergency Paid Leave (EPL) Temporary Employment Policy

DATE: November 12, 2020

On March 16, 2020, in conjunction with Mayor Mahoney's emergency declaration, the City began paying Emergency Paid Leave (EPL) to employees who were absent from work for reasons related to COVID-19 such as illness, quarantine or to care for a school or child care age child. In addition, EPL was utilized to support departmental continuity of operations plans which in some cases caused a reduction in scheduled hours for some employees. EPL was discontinued on October 4.

Due to the rising number of COVID-19 cases, several departments have, or are considering, activating their continuity of operations plan, which may include rotational staffing to minimize interactions. While many departments have staff who are able to productively and effectively work remotely, some positions are unable to work remotely due to the nature of the work. EPL will support continuity of operations plans for departments. In addition, EPL will cover employees who are not eligible for, or who have exhausted their entitlement under, the Families First Coronavirus Response Act (FFCRA).

The City of Fargo COVID-19 Emergency Paid Leave (EPL) Temporary Employment Policy is attached for your approval.

RECOMMENDED MOTION:

To approve the City of Fargo COVID-19 Emergency Paid Leave (EPL) Temporary Employment Policy

City of Fargo
Temporary Employment Policy
COVID-19 Emergency Paid Leave

Effective: November 9, 2020 through the end of the Mayor's Emergency Declaration or until repealed

Under the Mayor's Emergency Declaration, which was issued on March 16, 2020, Emergency Paid Leave (EPL) will be available for employees whose work schedule is impacted by a continuity of operations plan, or who are absent from work due to COVID-19 related circumstances listed below.

EPL Under Continuity of Operations Plans

Employees who are scheduled to work less hours than their regularly scheduled hours per week under an approved departmental continuity of operations plan may be eligible for pay under EPL. Prior to approving paid leave hours under EPL, the manager must assess the employee's ability to productively perform work remotely and/or under a modified work schedule consistent with the continuity of operations plan. If these alternative work arrangements are not possible or have been exhausted, EPL may be utilized with the approval of the Department Head.

EPL for COVID-19 Related Absences

Employees who are absent for COVID-19 related reasons must first apply for leave under Families First Coronavirus Response Act (FFCRA). If the leave is qualifying, the employee will first be paid under FFCRA. Once the FFCRA leave entitlement (if any) is exhausted, or the leave is determined ineligible under FFCRA, the employee will be paid EPL under the following circumstances:

1. The employee is subject to a Federal, State, or local quarantine or isolation order related to COVID-19;
2. The employee has been advised by a health care provider to self-quarantine related to COVID-19;
3. The employee is experiencing COVID-19 symptoms and is seeking a medical diagnosis;
4. The employee is caring for an individual subject to an order described in (1) or self-quarantine as described in (2);
5. The employee is caring for his or her child whose school or place of care is closed (or child care provider is unavailable) due to COVID-19 related reasons; or
6. The employee is experiencing any other substantially-similar condition specified by the U.S. Department of Health and Human Services

Employees must follow departmental processes to communicate absences with their immediate supervisors. Prior to awarding EPL, the manager and employee must assess the employee's ability to productively perform work remotely and/or under a modified work schedule. If these alternative work arrangements are not possible, EPL may be utilized.

EPL is paid at 100% of the employee's regular rate of pay and does not draw from the employee's sick or vacation leave balances. Any employee with regularly scheduled hours may use this emergency leave, including temporary employees but excluding Civic and FARGODOME event staff who normally work on a per-event basis. EPL will only be paid up to a maximum of the employee's regularly scheduled hours per week. For example, if an employee regularly works 40 hours, is absent on Monday but then works 40 hours Tuesday through Friday, EPL would not be paid. There is no limit to the amount of EPL an employee is eligible to receive while this temporary policy is effective.

Any leave of absences for purposes other than the COVID-19 related reasons defined above would fall under the applicable policy (i.e. annual leave, sick leave, Family and Medical Leave Act (FMLA), injury leave and military leave).

REPORT OF ACTION

PUBLIC WORKS PROJECTS EVALUATION COMMITTEE

(5)

Project No. PR-20-A1

Type: Negative Final Balancing Change Order #1

Location: Citywide

Date of Hearing: 11/9/2020

RoutingDate

City Commission

11/16/2020

PWPEC File

X

Project File

Jason Hoogland

The Committee reviewed the accompanying correspondence from Project Manager, Jason Hoogland, regarding Negative Final Balancing Change Order #1 in the amount of -\$3,637.64, which reconciles the measured quantities used in the field with those estimated for the contract.

Staff is recommending approval of Negative Final Balancing Change Order #1 in the amount of -\$3,637.64, bringing the total contract amount to \$63,352.36.

On a motion by Steve Sprague, seconded by Kent Costin, the Committee voted to recommend approval of Negative Final Balancing Change Order #1 to Asphalt Surface Tech. Corp.

RECOMMENDED MOTION

Concur with the recommendations of PWPEC and approve Negative Final Balancing Change Order #1 in the amount of -\$3,637.64, bringing the total contract amount to \$63,352.36 to Asphalt Surface Tech. Corp.

PROJECT FINANCING INFORMATION:Recommended source of funding for project: Sales Tax Funds

Developer meets City policy for payment of delinquent specials

Agreement for payment of specials required of developer

Letter of Credit required (per policy approved 5-28-13)

Yes No

N/AN/AN/ACOMMITTEE

Present Yes No Unanimous

✓

Tim Mahoney, Mayor

☐☐☐

Nicole Crutchfield, Director of Planning

☒☒☐

Steve Dirksen, Fire Chief

☒☒☐

Bruce Grubb, City Administrator

☐☐☐

Ben Dow, Director of Operations

☐☐☐

Steve Sprague, City Auditor

☒☒☐

Brenda Derrig, City Engineer

☒☒☐

Kent Costin, Finance Director

☒☒☐

ATTEST:

C: Kristi Olson

Brenda E. Derrig, P.E.
City Engineer



CITY OF FARGO
ENGINEERING DEPARTMENT
CHANGE ORDER REPORT

Project No	PR-20-A1	Change Order No	1
Project Name	Street Rehabilitation & Incidentals		
Date Entered	10/28/2020	For	Asphalt Surface Tech Corp

This change is made under the terms of or is supplemental to your present contract, if and when approved, you are ordered to perform the work in accordance with the additions, changes, or alterations hereinafter described.

EXPLANATION OF CHANGE:

This change order reconciles the estimated quantities used in the contract with the final quantities as measured in the field.

Section	Line No	Item Description	Unit	Orig Cont Qty	Prev C/O Qty	Prev Cont Qty	Curr C/O Qty	Tot Cont Qty	Unit Price (\$)	C/O Ext Price (\$)
Paving	2	Repair Crack - Fill	LB	29,000.00	0.00	29,000.00	-1,025.00	27,975.00	1.60	-1,640.00
	3	Repair Crack - Rout and Fill	LF	3,000.00	0.00	3,000.00	-1,040.00	1,960.00	0.61	-634.40
	4	Repair Crack - Level	LF	4,000.00	0.00	4,000.00	-346.00	3,654.00	3.94	-1,363.24
Paving Sub Total (\$)										-3,637.64

Summary

Source Of Funding

Net Amount Change Order # 1 (\$)	-3,637.64
Previous Change Orders (\$)	0.00
Original Contract Amount (\$)	66,990.00
Total Contract Amount (\$)	63,352.36

I hereby accept this order both as to work to be performed and prices on which payment shall be based.

CONTRACT TIME

Description	Current Substantial Completion Date	Current Final Completion Date	Additional Days Substantial Completion	Additional Days Final Completion	New Substantial Completion Date	New Final Completion Date
06/06/2020	06/06/2020		0.00	0.00	06/06/2020	



CITY OF FARGO
ENGINEERING DEPARTMENT
CHANGE ORDER REPORT

APPROVED

Doug Weik

APPROVED DATE

For Contractor

Askel Co. P.

Department Head

11/16/2020

Title

Estimator

Mayor

Attest

PUBLIC WORKS PROJECTS EVALUATION COMMITTEE

(6)

Project No. TM-19-B1

Type: Negative Final Balancing Change Order #5

Location: Citywide

Date of Hearing: 11/9/2020

RoutingDate

City Commission

11/16/2020

PWPEC File

X

Project File

Jim Mohr

The Committee reviewed the accompanying correspondence from Project Manager, Jim Mohr, regarding Negative Final Balancing Change Order #5 in the amount of -\$0.94, which reconciles the measured quantities used in the field with those estimated for the contract.

Staff is recommending approval of Negative Final Balancing Change Order #5 in the amount of -\$0.94, bringing the total contract amount to \$541,976.07.

On a motion by Steve Sprague, seconded by Kent Costin, the Committee voted to recommend approval of Negative Final Balancing Change Order #5 to Northstar Safety Inc.

RECOMMENDED MOTION

Concur with the recommendations of PWPEC and approve Negative Final Balancing Change Order #5 in the amount of -\$0.94, bringing the total contract amount to \$541,976.07 to Northstar Safety Inc.

PROJECT FINANCING INFORMATION:Recommended source of funding for project: Sales Tax Funds

Developer meets City policy for payment of delinquent specials

Agreement for payment of specials required of developer

Letter of Credit required (per policy approved 5-28-13)

Yes NoN/AN/AN/ACOMMITTEEPresent Yes No Unanimous☒

Tim Mahoney, Mayor

☐☐☐

Nicole Crutchfield, Director of Planning

☒☒☐

Steve Dirksen, Fire Chief

☒☒☐Ryan Erickson

Bruce Grubb, City Administrator

☐☐☐

Ben Dow, Director of Operations

☐☐☐

Steve Sprague, City Auditor

☒☒☐

Brenda Derrig, City Engineer

☒☒☐

Kent Costin, Finance Director

☒☒☐

ATTEST:

C: Kristi Olson

Brenda E. Derrig, P.E.
City Engineer

Project No	TM-19-B1	Change Order No	5
Project Name	Pavement Markings & Incidentals		
Date Entered	11/4/2020	For	Northstar Safety Inc

This change is made under the terms of or is supplemental to your present contract, if and when approved, you are ordered to perform the work in accordance with the additions, changes, or alterations hereinafter described.

EXPLANATION OF CHANGE: final balancing

This change order reconciles the estimated quantities used in the contract with the final quantities as measured in the field.

Section	Line No	Item Description	Unit	Orig Cont Qty	Prev C/O Qty	Prev Cont Qty	Curr C/O Qty	Tot Cont Qty	Unit Price (\$)	C/O Ext Price (\$)
Pavement Markings	1	Paint Epoxy Line 4" Wide	LF	23,200.00	35,194.00	58,394.00	19,026.00	77,420.00	1.95	37,100.70
	2	Paint Epoxy Line 6" Wide	LF	474.00	0.00	474.00	-378.00	96.00	6.80	-2,570.40
	3	Paint Epoxy Line 8" Wide	LF	1,610.00	830.00	2,440.00	219.00	2,659.00	3.90	854.10
	4	Paint Epoxy Line 16" Wide	LF	568.00	235.00	803.00	-499.00	304.00	15.00	-7,485.00
	5	Paint Epoxy Line 24" Wide	LF	526.00	1,210.70	1,736.70	-429.70	1,307.00	13.80	-5,929.86
	6	Paint Epoxy Message	SF	1,548.00	427.74	1,975.74	-901.24	1,074.50	13.30	-11,986.49
	7	F&I Grooved Plastic Film 4" Wide	LF	1,900.00	129.00	2,029.00	4,699.00	6,728.00	4.90	23,025.10
	8	F&I Grooved Plastic Film 6" Wide	LF	968.00	0.00	968.00	-621.00	347.00	7.80	-4,843.80
	9	F&I Grooved Plastic Film 8" Wide	LF	1,710.00	52.00	1,762.00	1,607.00	3,369.00	10.50	16,873.50
	10	F&I Grooved Plastic Film 16" Wide	LF	640.00	0.00	640.00	-346.00	294.00	19.00	-6,574.00
	11	F&I Grooved Plastic Film 24" Wide	LF	1,626.00	60.00	1,686.00	826.00	2,512.00	33.20	27,423.20
	12	F&I Grooved Contrast Film 7" Wide	LF	7,976.00	28.00	8,004.00	-202.29	7,801.71	9.60	-1,941.98
	13	F&I Grooved Plastic Film Message	SF	304.00	0.00	304.00	-249.00	55.00	34.00	-8,466.00
	14	Obliterate Pavement Markings	SF	3,000.00	6,264.00	9,264.00	-2,180.00	7,084.00	4.50	-9,810.00
	15	F&I Methacrylate	SF	1,500.00	0.00	1,500.00	-1,500.00	0.00	31.00	-46,500.00
	16	* blue handicap paint and symbols for 5 St / 1 Ave N	LS	0.00	0.00	0.00	1.00	1.00	830.00	830.00

* NC Items

Pavement Markings Sub Total (\$)

Grand Total (\$)

-0.94
-0.94



CITY OF FARGO
ENGINEERING DEPARTMENT
CHANGE ORDER REPORT

Summary

Source Of Funding

Net Amount Change Order # 5 (\$)

Previous Change Orders (\$)

Original Contract Amount (\$)

Total Contract Amount (\$)

I hereby accept this order both as to work to be performed and prices on which payment shall be based.

CONTRACT TIME

Current Substantial Completion Date	Current Final Completion Date	Additional Days Substantial Completion	Additional Days Final Completion	New Substantial Completion Date	New Final Completion Date
11/01/2019	06/01/2020	0.00	0.00	11/01/2019	06/01/2020

APPROVED

For Contractor

Title

Mark S. [Signature]
VEE PRESIDENT

APPROVED DATE

Department Head

Mayor

Attest

[Signature]

11/15/2020

-0.94
203,003.40
338,973.60
541,976.07

REPORT OF ACTION

PUBLIC WORKS PROJECTS EVALUATION COMMITTEE

(7)

Project No. FM-19-B0

Type: Contract Amendment #2

Location: Royal Oaks

Date of Hearing: 11/9/2020

RoutingDate

City Commission

11/16/2020

PWPEC File

X

Project File

Nathan Boerboom

The Committee reviewed the accompanying correspondence from Division Engineer, Nathan Boerboom, regarding Contract Amendment #2 submitted by Houston Engineering in the amount of \$12,000.00 for additional work not identified in the original scope of the project.

Staff is recommending approval of Contract Amendment #2 in the amount of \$12,000.00, bringing the total Contract amount to \$168,000.00.

On a motion by Steve Sprague, seconded by Kent Costin, the Committee voted to recommend approval of Contract Amendment #2 to Houston Engineering.

RECOMMENDED MOTION

Concur with recommendations of PWPEC and approve Contract Amendment #2 in the amount of \$12,000.00 bringing the total contract amount to \$168,000.00 to Houston Engineering.

PROJECT FINANCING INFORMATION:

Recommended source of funding for project: Flood Sales Tax (460)

Developer meets City policy for payment of delinquent specials

Agreement for payment of specials required of developer

Letter of Credit required (per policy approved 5-28-13)

Yes No

N/A

N/A

N/A

COMMITTEE

Present	Yes	No	Unanimous
			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ryan Erickson
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Tim Mahoney, Mayor

Nicole Crutchfield, Director of Planning

Steve Dirksen, Fire Chief

Bruce Grubb, City Administrator

Ben Dow, Director of Operations

Steve Sprague, City Auditor

Brenda Derrig, City Engineer

Kent Costin, Finance Director

ATTEST:



Brenda E. Derrig, P.E.
City Engineer

C: Kristi Olson

Memorandum

To: Members of PWPEC

From: Nathan Boerboom
Division Engineer

Date: November 3, 2020

Subject: Contract Amendment #2
Royal Oaks Area Flood Mitigation – Project #FM-19-B0

Design on the above referenced project is continuing to progress and is nearing finalization with the expectation that this project will be ready for construction next summer. Through the recent design efforts, it has been identified that the required slope unloading is more extensive than what was originally considered. This has resulted in additional design time by Houston Engineering to incorporate the slope unloading into the plans and specifications. In addition to this change of scope, it has also been determined by City staff that a replat of the street right of way and splitting of a common homeowners association lot should be completed for this area. Therefore also included with this proposed contract amendment is additional budget for Houston Engineering to complete legal descriptions, exhibits and dedication, and vacation plats for this area.

The following are the tasks where budget amendments are being requested:

- Task 4 (Geotechnical Investigation) – Increase of \$500
- Task 6 (Design and Plan Preparation) – Increase of \$11,500

If approved, the following will be the revised contract amounts for this project:

- Project Development - \$87,000 (increase of \$12,000)
- Construction Administration, Inspection & Survey - \$81,000 (unchanged)

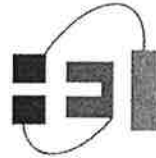
Full descriptions of the work associated with the tasks can be seen on the attached amendment submitted by Houston Engineering.

Recommended Motion:

Approval of Contract Amendment #2 for FM-19-B0, the Royal Oaks Area Flood Mitigation, in the amount of \$12,000.00 to Houston Engineering.

Fargo Corporate Office 701.237.5065 701.237.5101

1401 21st Avenue North Fargo ND 58102



HoustonEngineering Inc.

PROFESSIONAL SERVICES

AMENDMENT NO. 2 - FOR ADDITIONAL ENGINEERING SERVICES

Project: City of Fargo Project FM-19-B0 – Royal Oaks Area Flood Mitigation
HE Project No. 6059-0164

Client: City of Fargo
225 4th Street N.
Fargo, ND 58102
Phone (701) 241-1545
Attn: Nathan Boerboom, Division Engineer

**Location
of Project:** City of Fargo, Cass County, North Dakota

**Description
of Work:** This contract amendment is for additional Professional Engineering services necessary to develop final plans and specifications for the above referenced project. At the conclusion of the preliminary engineering task of the project, a recommended project alignment was presented to and approved by the Fargo City Commission. The scope of the recommended project alignment includes extensive slope unloading for levee stability not originally anticipated. In addition, it was determined that the commonly owned HOA lot at 627 Royal Oaks Dr N will need to be split to allow the City to acquire a portion of that lot. In order to complete final design of the recommended project alignment and assist the City in acquiring a portion of the HOA lot, additional Professional Engineering services beyond the original project scope will be required. The additional services required are broken down by task in the following sections.

Task 4 – Geotechnical Investigation Amendment

As previously stated, the recommended project alignment includes extensive slope unloading not originally anticipated. As part of this amendment, additional soils investigation and analysis is required to accurately identify the extents of the slope unloading. The following proposed budget amendment is being requested to complete this additional work.

Task 4 Budget Amendment \$500

Bismarck 701.323.0200 701.323.0300
Maple Grove 763.493.4522 763.493.5572

Minot 701.852.7931 701.858.5655
Thief River Falls 218.681.2951 218.681.2987

Page 2

Task 6 – Design and Plan Preparation Amendment

As previously stated, the recommended project alignment includes extensive slope unloading not originally anticipated. As part of this amendment, HEI will complete the additional work necessary to incorporate the slope unloading into the project plans and specifications. Also, in order to construct the project, the HOA lot at 627 Royal Oaks Dr N will need to be split and a portion of the lot acquired by the City. As part of this amendment, HEI will completed additional legal survey and prepare the necessary legal description or plat, if required, to assist the City in acquiring this property. The following proposed budget amendment is being requested to complete the additional work listed above.

Task 6 Budget Amendment \$11,500**Basis of****Proposal:** This amendment covers the additional services as described above.**Fee:** The total budget for the above described tasks is **\$12,000**. Additional work required beyond the scope listed above will be billed at our current hourly rates.**Conditions:** The work outlined in this amendment will be performed in accordance with the Agreement for Professional Services for City Project # FM-19-B0 dated May 6, 2019.

Upon receipt of written acceptance of this amendment, Houston Engineering, Inc. will begin performing the additional work outlined above.

HOUSTON ENGINEERING, INC.

Michael P. Love, PE
Project Manager



October 29, 2020

Board of City Commissioners
City of Fargo
200 North Third Street
Fargo, ND 58102

Dear Commissioners:

Accompanying for the City Commission review and approval are (2) Partial Release of Water Pipeline Easements on Municipal Airport Authority of the City of Fargo property, as described in the enclosed documents, the partial release easements agree to release the portion of the easements that will no longer be utilized.

(2) Partial Release of Water Pipeline Easements

RECOMMENDED MOTION:

Approve the (2) Partial Release of Water Pipeline Easements in association with Project #FM-16-A.

Please return the signed originals.

Respectfully submitted,

A handwritten signature in cursive script that reads "Shawn G. Bullinger".

Shawn G. Bullinger
Land Acquisition Specialist

C: Roger Kluck
Nancy Morris

Attachments

PARTIAL RELEASE OF WATER PIPELINE EASEMENT

THIS PARTIAL RELEASE is executed this ____ day of _____, 2020, by the **City of Fargo, North Dakota**, a municipal corporation ("Fargo"), and in favor of the **Municipal Airport Authority of the City of Fargo, North Dakota**, a public body, corporate and politic ("Owner") of the property described herein.

Fargo was granted an easement by document dated March 11, 2008 and recorded on March 18, 2008 as Document No. 1228698 at the office of the Cass County Recorder [the "Easement"] which included the described property.

Fargo agrees to partially release the said easement of record and release the property described below to the present owner.

Fargo does hereby release the following described property from the Easement:

That part of an existing water pipeline easement according to Document No. 1228696, recorded March 18, 2008, on file and of record in the office of the Recorder, Cass County, North Dakota, being in the Northeast Quarter of Section 13, Township 140 North, Range 49 West of the Fifth Principal Meridian, lying easterly of a line described as follows:

Commencing at an iron monument which designates the north quarter corner of said Section 13; thence South 88 degrees 18 minutes 57 seconds West on an assumed bearing along the north line of said Section 13 for a distance of 377.68 feet; thence South 02 degrees 00 minutes 56 seconds East for a distance of 805.03 feet; thence South 31 degrees 45 minutes 29 seconds East for a distance of 1636.61 feet to the northerly line of said water pipeline easement, the point of beginning of said line; thence continuing South 31 degrees 45 minutes 29 seconds East for a distance of 34.78 feet to the southerly line of said existing water pipeline easement and said line there terminates.

Containing 0.09 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

Said property is pictorially represented on Exhibit "A" attached hereto and incorporated herein by reference.

In witness whereof, the City of Fargo has executed this partial Release of Easement the day and year first above written.

CITY OF FARGO, NORTH DAKOTA,
a municipal corporation,

By: _____
Dr. Timothy J. Mahoney, M.D., Mayor

ATTEST:

Steven Sprague, City Auditor

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF CASS)

On this ____ day of _____, 2020, before me, a notary public in and for said county and state, personally appeared **Dr. Timothy J. Mahoney, M.D.** and **Steven Sprague**, to me known to be the Mayor and City Auditor, respectively, of the CITY OF FARGO, NORTH DAKOTA, a municipal corporation, described in and that executed the within and foregoing instrument, and acknowledge that said municipal corporation executed the same.

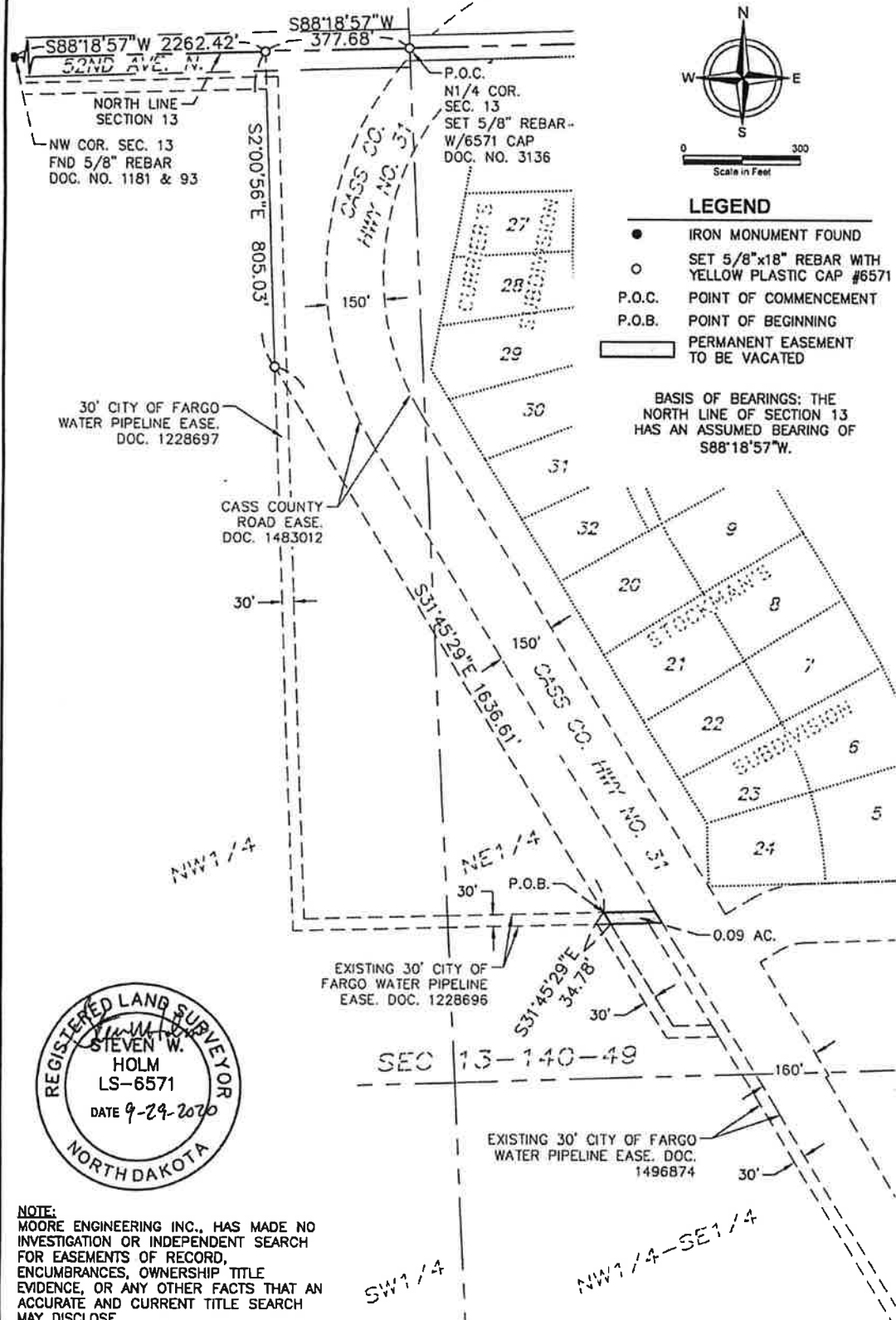
(SEAL)

Notary Public
Cass County, North Dakota

The legal description was prepared by:
Steven W. Holm, R.L.S.
N.D. License No. LS-6571
Moore Engineering
925 19th Ave East
West Fargo, ND 58078
(701) 282-4692

This document was prepared by:
Nancy J. Morris
Erik R. Johnson & Associates, Ltd.
505 Broadway N., Ste. 206
Fargo, ND 58102
701-280-1901

IN THE NE1/4 OF SECTION 13, TOWNSHIP 140 NORTH, RANGE 49 WEST,
CASS COUNTY, NORTH DAKOTA



PAGE 1 OF 2

Vacation Exhibit

NE1/4 Sec. 13-140-49
Cass County, North Dakota

PROJECT No	19189A-213
DATE:	7.22.20
REVISED.	-
DRAWN BY:	SWH
CHECKED BY:	CDH



VACATION EXHIBIT

IN THE NE1/4 OF SECTION 13, TOWNSHIP 140 NORTH, RANGE 49 WEST,
CASS COUNTY, NORTH DAKOTA

DESCRIPTION OF A PORTION OF EXISTING WATER PIPELINE EASEMENT (DOC. 1228696) TO BE VACATED


That part of an existing water pipeline easement according to Document No. 1228696, recorded March 18, 2008, on file and of record in the office of the Recorder, Cass County, North Dakota, being in the Northeast Quarter of Section 13, Township 140 North, Range 49 West of the Fifth Principal Meridian, lying easterly of a line described as follows:

Commencing at an iron monument which designates the north quarter corner of said Section 13; thence South 88 degrees 18 minutes 57 seconds West on an assumed bearing along the north line of said Section 13 for a distance of 377.68 feet; thence South 02 degrees 00 minutes 56 seconds East for a distance of 805.03 feet; thence South 31 degrees 45 minutes 29 seconds East for a distance of 1636.61 feet to the northerly line of said water pipeline easement, the point of beginning of said line; thence continuing South 31 degrees 45 minutes 29 seconds East for a distance of 34.78 feet to the southerly line of said existing water pipeline easement and said line there terminates.

Containing 0.09 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.



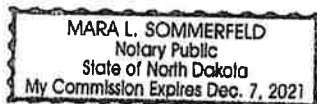
Steven W. Holm, R.L.S.
N.D. License No. LS-6571

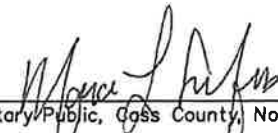
Date: 9-29-2020



State of North Dakota)
County of Cass)

On this 29th day of September, 2020, before me, a Notary Public in and for said county and state, personally appeared Steven W. Holm, Registered Land Surveyor, known to me to be the person described in and who executed the foregoing certificate and acknowledged to me that he executed the same as his free act and deed.




Notary Public, Cass County, North Dakota

PAGE 2 OF 2

Vacation Exhibit

NE1/4 Sec. 13-140-49
Cass County, North Dakota

PROJECT No	19189A-213
DATE:	7.22.20
REVISED	-
DRAWN BY	SWH
CHECKED BY	CDH



PARTIAL RELEASE OF WATER PIPELINE EASEMENT

THIS PARTIAL RELEASE is executed this ____ day of _____, 2020, by the **City of Fargo, North Dakota**, a municipal corporation ("Fargo"), and in favor of the **Municipal Airport Authority of the City of Fargo, North Dakota**, a public body, corporate and politic ("Owner") of the property described herein.

Fargo was granted an easement by document dated November 7, 2016 and recorded on November 29, 2016 as Document No. 1496874 at the office of the Cass County Recorder [the "Easement"] which included the described property.

Fargo agrees to partially release the said easement of record and release the property described below to the present owner.

Fargo does hereby release the following described property from the Easement:

That part of an existing water pipeline easement according to Document No. 1496874, recorded November 29, 2016, on file and of record in the office of the Recorder, Cass County, North Dakota, being in the Northeast Quarter of Section 13, Township 140 North, Range 49 West of the Fifth Principal Meridian, lying northerly of a line described as follows:

Commencing at an iron monument which designates the north quarter corner of said Section 13; thence South 88 degrees 18 minutes 57 seconds West on an assumed bearing along the north line of said Section 13 for a distance of 377.68 feet; thence South 02 degrees 00 minutes 56 seconds East for a distance of 805.03 feet; thence South 31 degrees 45 minutes 29 seconds East for a distance of 1980.44 feet; thence North 88 degrees 10 minutes 43 seconds East for a distance of 98.10 feet to the southwesterly line of said water pipeline easement, the point of beginning of said line; thence continuing North 88 degrees 10 minutes 43 seconds East for a distance of 34.62 feet to the northeasterly line of said existing water pipeline easement and said line there terminates.

Containing 0.21 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

Said property is pictorially represented on Exhibit "A" attached hereto and incorporated herein by reference.

In witness whereof, the City of Fargo has executed this partial Release of Easement the day and year first above written.

CITY OF FARGO, NORTH DAKOTA,
a municipal corporation,

By: _____
Dr. Timothy J. Mahoney, M.D., Mayor

ATTEST:

Steven Sprague, City Auditor

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF CASS)

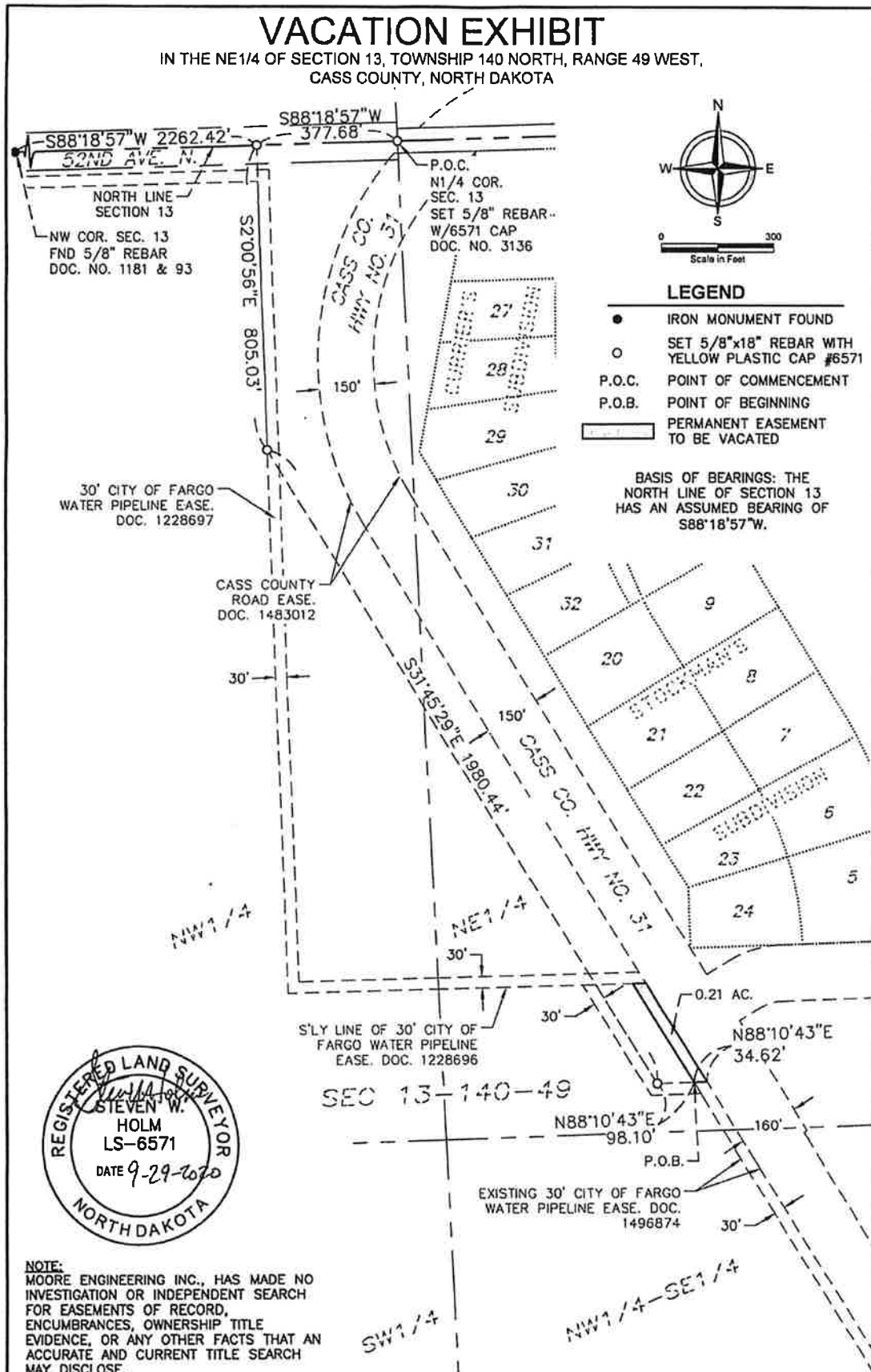
On this ____ day of _____, 2020, before me, a notary public in and for said county and state, personally appeared **Dr. Timothy J. Mahoney, M.D.** and **Steven Sprague**, to me known to be the Mayor and City Auditor, respectively, of the CITY OF FARGO, NORTH DAKOTA, a municipal corporation, described in and that executed the within and foregoing instrument, and acknowledge that said municipal corporation executed the same.

(SEAL)

Notary Public
Cass County, North Dakota

The legal description was prepared by:
Steven W. Holm, R.L.S.
N.D. License No. LS-6571
Moore Engineering
925 19th Ave East
West Fargo, ND 58078
(701) 282-4692

This document was prepared by:
Nancy J. Morris
Erik R. Johnson & Associates, Ltd.
505 Broadway N., Ste. 206
Fargo, ND 58102
701-280-1901



PAGE 1 OF 2

Vacation Exhibit

NE 1/4 Sec. 13-140-49

Cass County, North Dakota

PROJECT No 19189A-213
DATE: 7.22.20
REVISED:
DRAWN BY: SWH
CHECKED BY: CDH



VACATION EXHIBIT

IN THE NE1/4 OF SECTION 13, TOWNSHIP 140 NORTH, RANGE 49 WEST,
CASS COUNTY, NORTH DAKOTA

DESCRIPTION OF A PORTION OF EXISTING WATER PIPELINE EASEMENT (DOC. 1496874) TO BE VACATED

That part of an existing water pipeline easement according to Document No. 1496874, recorded November 29, 2016, on file and of record in the office of the Recorder, Cass County, North Dakota, being in the Northeast Quarter of Section 13, Township 140 North, Range 49 West of the Fifth Principal Meridian, lying northerly of a line described as follows:

Commencing at an iron monument which designates the north quarter corner of said Section 13; thence South 88 degrees 18 minutes 57 seconds West on an assumed bearing along the north line of said Section 13 for a distance of 377.68 feet; thence South 02 degrees 00 minutes 56 seconds East for a distance of 805.03 feet; thence South 31 degrees 45 minutes 29 seconds East for a distance of 1980.44 feet; thence North 88 degrees 10 minutes 43 seconds East for a distance of 98.10 feet to the southwesterly line of said water pipeline easement, the point of beginning of said line; thence continuing North 88 degrees 10 minutes 43 seconds East for a distance of 34.62 feet to the northeasterly line of said existing water pipeline easement and said line there terminates.

Containing 0.21 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.


Steven W. Holm, R.L.S.

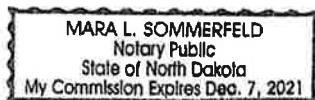
N.D. License No. LS-6571

Date: 9-29-2020



State of North Dakota)
County of Cass)

On this 29th day of September, 2020, before me, a Notary Public in and for said county and state, personally appeared Steven W. Holm, Registered Land Surveyor, known to me to be the person described in and who executed the foregoing certificate and acknowledged to me that he executed the same as his free act and deed.




Notary Public, Cass County, North Dakota

PAGE 2 OF 2

Vacation Exhibit
NE1/4 Sec. 13-140-49
Cass County, North Dakota

PROJECT No. 19189A-213
DATE: 7 22 20
REVISED: -
DRAWN BY: SWH
CHECKED BY: CDH



(9)

CITY OF FARGO, NORTH DAKOTA
FINANCIAL STATUS REPORT - MAJOR OPERATING FUNDS
YEAR TO DATE THROUGH 10/31/2020
BUDGET TO ACTUAL (Unaudited)

REVENUES:	Budget	Actual	Variance	Variance Percentage	Notes
General Fund	\$ 90,697,000	\$ 91,536,000	\$ 839,000	0.9%	
Enterprise Funds:					
Water	20,711,000	20,742,000	31,000	0.1%	
Solid Waste	14,946,000	14,035,000	(911,000)	-6.1%	
Wastewater	11,294,000	10,734,000	(560,000)	-5.0%	
Street Lighting	2,805,000	2,809,000	4,000	0.1%	
Storm Sewer	2,386,000	2,421,000	35,000	1.5%	
Forestry	1,884,500	1,905,000	20,500	1.1%	
Vector Control	601,000	600,000	(1,000)	-0.2%	
Total Enterprise Funds	54,627,500	53,246,000	(1,381,500)	-2.5%	
Total Operating Funds	\$ 145,324,500	\$ 144,782,000	\$ (542,500)	-0.4%	

EXPENDITURES:	Budget	Actual	Variance	Variance Percentage	Notes
General Fund	\$ 85,334,000	\$ 83,570,000	\$ 1,764,000	2.1%	
Enterprise Funds:					
Water	24,392,000	25,732,000	(1,340,000)	-5.5%	
Solid Waste	15,143,000	12,314,000	2,829,000	18.7%	
Wastewater	14,772,000	14,318,000	454,000	3.1%	
Street Lighting	2,949,000	2,864,000	85,000	2.9%	
Storm Sewer	2,504,000	2,187,000	317,000	12.7%	
Forestry	2,186,000	2,152,000	34,000	1.6%	
Vector Control	618,000	535,000	83,000	13.4%	
Total Enterprise Funds	62,564,000	60,102,000	2,462,000	3.9%	
Total Operating Funds	\$ 147,898,000	\$ 143,672,000	\$ 4,226,000	2.9%	

Reporting Basis: Revised Budget

(10)

CITY OF FARGO
GENERAL FUND - BUDGET TO ACTUAL
THROUGH OCTOBER 2020
(UNAUDITED)

	2020 BUDGET	2020 ACTUAL	VARIANCE
REVENUES:			
Taxes	\$ 32,076,281	\$ 31,798,266	\$ (278,015)
Licenses & Permits	4,131,750	5,095,266	963,516
Fines & Traffic Tickets	1,413,628	1,136,884	(276,744)
Intergovernmental Revenue	24,212,994	26,409,240	2,196,246
Charges for Services	13,407,174	11,330,818	(2,076,356)
Interest	2,541,660	3,404,844	863,184
Miscellaneous Revenue	1,742,920	853,480	(889,440)
Transfers In	11,170,990	11,507,645	336,655
Total Revenues	\$ 90,697,397	\$ 91,536,443	\$ 839,046
EXPENDITURES:			
City Administrator	\$ 6,273,805	\$ 5,929,601	\$ 344,204
Finance	6,602,691	5,698,606	904,085
Planning & Development	3,652,519	3,525,915	126,604
Transit	7,217,922	6,303,259	914,663
Public Works	13,746,273	13,869,925	(123,652)
Fire Department	11,752,825	11,445,316	307,509
Police	18,943,327	18,769,733	173,594
Health	9,700,633	9,601,281	99,352
Library	3,933,198	3,805,108	128,090
Commission	589,282	523,776	65,506
Civic Center	340,363	280,019	60,344
Social Services	361,140	160,030	201,110
Capital Outlay	312,421	189,212	123,209
Vehicle Replacement/IT	235,850	111,728	124,122
Contingency	(1,500,108)	195,766	(1,695,874)
Transfers Out	3,170,308	3,161,140	9,168
Total Expenditures	\$ 85,332,449	\$ 83,570,415	\$ 1,762,034
Excess of Revenue Over (Under) Expenditures	\$ 5,364,948	\$ 7,966,028	\$ 2,601,080

CITY OF Fargo Fire Department

(11)

MEMORANDUM

TO: FARGO CITY COMMISSION

FROM: FIRE CHIEF STEVE DIRKSEN

DATE: NOVEMBER 11, 2020

SUBJECT: HAZ MAT ID ELITE MONITOR PURCHASE

In September of 2019 the Fargo Fire Department was awarded \$188,550 as part of the FI 2019 SHSP annual grant. One item on that grant award was for the purchase of a Haz Mat ID Elite analyzer/Gas Chromatograph/Mass Spectrometer.

Members of the Fire Department Hazardous Materials Response Team solicited bids and conducted review of products that would meet the needs of the team. Three bids were received. Two of the bids provided a replacement of the monitor that was being replace. The third bid enhanced the capabilities of the team by providing additional features.

The committee recommends the purchase of the HAZ MAT ID Elite from Smith Detection Systems.

RECOMMENDED MOTION: Approve the purchase of a Haz Mat ID Elite from Smith Detection Systems in the amount of \$71,749.95 from account 475-4045-412.74-10 from the FI 2019 SHSP Grant Account.

Enclosure



REQUEST FOR PROPOSALS
CITY OF FARGO, NORTH DAKOTA

Fourier-Transform
Infrared Spectroscopy
(FT-IR)
Hazardous Materials
Monitor

Proposals are due 2:00 p.m. CST, Friday, October 23, 2020

REQUEST FOR PROPOSALS
Fourier-Transform Infrared (FT-IR) Spectroscopy
Hazardous Materials Monitor

CITY OF FARGO, NORTH DAKOTA

The City of Fargo, North Dakota, requests proposals from qualified firms to provide the Fargo Fire Department ("Department") with a fourier-transform infrared spectroscopy (FT-IR) hazardous materials monitor, as more fully described in this document.

The selected firm will be invited to enter into an agreement with the city to provide the requested monitor. The City commission has the ultimate authority to approve any proposal and to authorize execution of the agreement.

Section I: Submittal Requirements

Proposals which contain omissions, erasures, alterations, conditional quotes, or that contain irregularities of any kind may be rejected.

The proposal should contain, without limitation, the following information at a minimum:

A. Contact Information

- Name of firm and designated sales representative, including direct telephone number, cellular phone number and email.
- Office address, main telephone and fax numbers, and website address.

B. Bid Proposal, Fee, and Timeline

- The proposer should include a list of the features of their hazardous materials monitor which will meet the specifications set forth in this document; as well as, the proposed cost and timeline to receive the specified monitor.

Section II: Evaluation of Proposals

City staff will evaluate all properly submitted proposals, and will grade and rank all proposals. The City reserves the right to ask any proposer for additional information and to interview any proposer to assist the City in making its selection.

The City will then select the top preferred firm. The City Commission has the ultimate authority to approve any proposal and to authorize execution of the agreement.

The City reserves the right to make clarifications, corrections, or changes in the request for proposal (RFP) at any time prior to the deadline for the submission of proposals. All proposers or prospective proposers will be informed of said clarifications, corrections, or changes so long as the proposers and prospective proposers register with the City via email to mbrand@FargoND.gov prior to the due date for proposals.

Section III: Submittal Procedures

A. Questions and Clarifications

All questions regarding this RFP should be directed in writing to Captain Matt Brand, at mbrand@FargoND.gov

B. RFP Submittals

Proposals must be received no later than 2:00 p.m. CST, on Friday, October 23, 2020 at the City Auditor's Office, City of Fargo, 225 4th St. N., Fargo, ND 58102. All proposals shall be labeled Fire Department Hazardous Materials Monitor. Proposals will not be opened publicly. Proposals submitted after closing time will not be opened. No oral, telephone, or facsimile proposals will be considered.

Please also deliver one digital copy of the proposal via email to mbrand@FargoND.gov

C. Standard Terms and Conditions

Proposals submitted are offers only, and the decision to accept or reject is a function of quality, reliability, capability, reputation, and expertise of the firms submitting proposals. Issuance of this RFP does not obligate the City to pay any costs incurred by a respondent in its submission of a proposal, conducting any necessary studies, creating any necessary designs for the preparation of the proposal, or for procuring or contracting for services to be furnished under the RFP.

A proposer may withdraw their proposal, either personally or by written request, at any time prior to the deadline for submittals.

The City reserves the right to accept the proposals that are, in its judgment, the best and most favorable to the interests of the City and to the public. The City also reserves the right to reject any and all proposals.

Section IV: Proposal Specifications

The unit to be furnished under the attached specifications shall be the manufacturer's newest and latest model of fourier-transform infrared (FT-IR) spectroscopy device. Exceptions to the specifications must be noted on the bid proposal. The following specifications are requested as a minimum to the features and standards the FT-IR Spectroscopy Device needs to be manufactured with:

1. The FT-IR spectroscopy device shall be new, not refurbished or used.
2. Shall be handheld, compact, and lightweight.
3. Shall have anvil sampling capabilities.
4. Shall have a second, touch-to-sample sensor for direct sampling.
5. Shall have the ability to identify liquids and solids.
6. Shall be rugged and able to be decontaminated.
7. Shall be able to identify two or more components of a mixture.
8. Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powders, and other chemical classes.
9. Shall have a quick start-up process and produce results quickly and accurately.
10. Shall have the ability to run on batteries that are easily accessible or rechargeable.
11. Shall have a touch screen display that could be operated with a glove, and have simple operation.
12. Shall include a rugged case to carry the monitor along with all necessary accessories.
13. Shall have the ability to add to the library via connection to a laptop or wireless device.
14. Shall include a laptop that integrates wirelessly with the monitor along with software.
15. Shall have the ability for technical reach back 24 hours a day, 7 days a week.
16. Shall have the ability to be used in extreme temperatures, both hot and cold.
17. Shall have the ability to be easily calibrated, if needed.
18. Shall have the ability for data collection and be able to be logged and printed for reporting purposes.
19. Shall have a minimum 36 month warranty.
20. Shall offer library updates for the life of the unit.
21. Shall provide on-site training for 3 days.



FARRWEST

108 Commercial Place, Schertz, TX 78154
Phone: (210) 566-1857 Fax: (210) 566-1897

October 7th, 2020

FarrWest Environmental Supply, Inc.
Matt Meyer, Inside Sales Manager
mmeyer@farrwestenv.com
108 Commercial Place,
Schertz, TX 78154
210-566-1857 Office
210-885-1834 Cell
210-566-1897 Fax
www.farrwestenv.com
EIN#56-2475084
DUNS#194322223

Attached is FarrWest Environmental Supply's response to City of Fargo's request for proposal of a Fourier-Transform Infrared (FT-IR) Spectroscopy Hazardous Materials Monitor. Terms are Net 30 and the current lead times is roughly 10 weeks. FarrWest Environmental Supply's total bid proposal for (1) FT-IR Hazmat Elite Command Package is **\$71,749.95**. Below is a check list showing that FarrWest meets all the proposal specifications.

- ✓ 1. The FT-IR spectroscopy device shall be new, not refurbished or used.
- ✓ 2. Shall be handheld, compact, and lightweight.
- ✓ 3. Shall have anvil sampling capabilities.
- ✓ 4. Shall have a second, touch-to-sample sensor for direct sampling.
- ✓ 5. Shall have the ability to identify liquids and solids.
- ✓ 6. Shall be rugged and able to be decontaminated.
- ✓ 7. Shall be able to identify two or more components of a mixture.
- ✓ 8. Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powders, and other chemical classes.
- ✓ 9. Shall have a quick start-up process and produce results quickly and accurately.
- ✓ 10. Shall have the ability to run on batteries that are easily accessible or rechargeable.
- ✓ 11. Shall have a touch screen display that could be operated with a glove, and have simple operation.
- ✓ 12. Shall include a rugged case to carry the monitor along with all necessary accessories.
- ✓ 13. Shall have the ability to add to the library via connection to a laptop or wireless device.
- ✓ 14. Shall include a laptop that integrates wirelessly with the monitor along with software.



FARRWEST

108 Commercial Place, Schertz, TX 78154
Phone: (210) 566-1857 Fax: (210) 566-1897

- ✓ 15. Shall have the ability for technical reach back 24 hours a day, 7 days a week.
- ✓ 16. Shall have the ability to be used in extreme temperatures, both hot and cold.
- ✓ 17. Shall have the ability to be easily calibrated, if needed.
- ✓ 18. Shall have the ability for data collection and be able to be logged and printed for reporting purposes.
- ✓ 19. Shall have a minimum 36 month warranty.
- ✓ 20. Shall offer library updates for the life of the unit.
- ✓ 21. Shall provide on-site training for 3 days.

**FARRWEST****Estimate**

Date	Estimate #
10/7/2020	10924

**108 Commercial Place
Schertz, TX 78154**

Ph: 210-566-1857
Fax 210-566-1897

CITY OF FARGO - FIRE DEPARTMENT
MATT BRAND
mbrand@fargond.gov
701-476-4195

P.O. No.	Rep	Project/Event
	MM	

Item	Description	Qty	Cost	Total
029-1905-Y2	HAZMAT ELITE COMMAND PACKAGE-DUAL-DIAMOND FT-IR IDENTIFIER. INCLUDES: - 2 LI-ION BATTERIES - BATTERY CHARGER - LAPTOP COMPUTER - USB RF MODEM FOR WIRELESS COMMUNICATION - SMITHS COMMAND SOFTWARE - TRANSPORT CASE - 3YRS. PARTNERSHIP PROGRAM WITH REACHBACK AND FULL WARRANTY - FULL FENTANYL LIBRARY - 3-DAY ON-SITE TRAINING AND HAZMAT SAMPLING CLASS	1	71,749.95	71,749.95

It's been a pleasure working with you!

Subtotal \$71,749.95

Sales Tax (0.0%) \$0.00

Total \$71,749.95

Phone #	Fax #
210-566-1857	210-566-1897

Web Site
www.farrwestenv.com

smiths detection

bringing technology to life

21 Commerce Drive
Danbury, CT 06810 USA
T: +1 203 207 9700 F: +1 203 207 9780
www.smithsdetection.com

January 1, 2020

Sole Source Confirmation

Smiths Detection, Inc. is the sole manufacturer of the following Smiths Detection products, services and software. Each product is protected by specific trade patents and cannot be duplicated for any purpose.

- HazMatID ELITE – all configurations and accessories
- ACE ID- all configurations and services and accessories
- GasID – all configurations and accessories
- Sabre 5000 – all configurations and accessories
- LCD 3.2 & 3.3 – all configurations and accessories
- RADSEEKER – all configurations and accessories
- Partnership and Trade-In Programs for all systems
- IonScan 600 and all accessories
- Databases/Libraries for all systems
- Guardion GC Mass Spectrometer
- All Warranty and service extensions

These products, services and software are only available through Smiths Detection and its authorized dealers. If you have received pricing information from persons or companies other than Smiths Detection, Inc. or its approved dealer, it will be considered non-authorized by Smiths Detection, Inc.

FarrWest Environmental Supply, Inc. is the only authorized dealer for the following states:

- Alabama, Arizona, Arkansas, California, Colorado, Florida, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Ohio, Oklahoma, Oregon, South Dakota, Tennessee, Texas, Utah, Washington, Wisconsin, Wyoming

If you have any questions or require additional information, please feel free to contact us at Patrick.cope@smiths-detection.com or Mike.Tyszkiewicz@smiths-detection.com

Sincerely,

Mike Tyszkiewicz
251-284-1694
DoD and Senior Sales Manager
Smiths Detection

Patrick Cope
443-910-7226
West Region Sales Manager
Smiths Detection

Rasmussen – FarrWest

*Ch Rm**10/31/2020*

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.	X	
Shall have anvil sampling capabilities.	X	
Shall have a second, touch-to-sample sensor for direct sampling.	X	
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	X	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.	X	
Shall have a quick start-up process and produce results quickly and accurately.	X	
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.		Large Buttons X
Shall include a rugged case to carry the monitor along with necessary accessories.	X	
Shall have the ability to add to the library via connection to a laptop or wireless device.	X	
Shall include a laptop that integrates wirelessly with the monitor along with software.	X	
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	X	
Shall have the ability to be used in extreme temperatures, both hot and cold.	X	
Shall have the ability to be calibrated if needed, and easily.	X	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	X	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.	X	
Shall provide on-site training for 3 days.	X	
Totals	Yes 20	No 1

Brand – FarrWest

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	✗	
Shall be handheld, compact, and lightweight.	✗	
Shall have anvil sampling capabilities.	✗	
Shall have a second, touch-to-sample sensor for direct sampling.	✗	
Shall have the ability to identify liquids and solids.	✗	
Shall be rugged and able to be decontaminated.	✗	
Shall be able to identify 2 or more components of a mixture.	✗	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.	✗	
Shall have a quick start-up process and produce results quickly and accurately.	✗	
Shall have the ability to run on batteries that are easily accessible or rechargeable.	✗	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.	✗	
Shall include a rugged case to carry the monitor along with necessary accessories.	✗	
Shall have the ability to add to the library via connection to a laptop or wireless device.	✗	
Shall include a laptop that integrates wirelessly with the monitor along with software.	✗	
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	✗	
Shall have the ability to be used in extreme temperatures, both hot and cold.	✗	
Shall have the ability to be calibrated if needed, and easily.	✗	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	✗	
Shall have a minimum 36 month warranty.	✗	
Shall offer library updates for the life of the unit.	✗	
Shall provide on-site training for 3 days.	✗	
Totals	Yes	No
	21	0

Grommesh – FarrWest

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.	X	
Shall have anvil sampling capabilities.	X	
Shall have a second, touch-to-sample sensor for direct sampling.		
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	X	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.	X	
Shall have a quick start-up process and produce results quickly and accurately.	X	
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a <u>touch screen</u> display that could be operated with the glove of a level A suit, and have simple operation.		X
Shall include a rugged case to carry the monitor along with necessary accessories.	X	
Shall have the ability to add to the library via connection to a laptop or wireless device.	X	
Shall include a laptop that integrates wirelessly with the monitor along with software.	X	
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	X	
Shall have the ability to be used in extreme temperatures, both hot and cold.	X	
Shall have the ability to be calibrated if needed, and easily.	X	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	X	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.	X	
Shall provide on-site training for 3 days.	X	
Totals	Yes	No
	20	1

Rasmussen - RedWave Technology *Ch Ren* 10/31/2020

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.		X
Shall have anvil sampling capabilities.	X	
Shall have a second, touch-to-sample sensor for direct sampling.		X
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	X	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.		X
Shall have a quick start-up process and produce results quickly and accurately.	X	
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.	X	
Shall include a rugged case to carry the monitor along with necessary accessories.	X	
Shall have the ability to add to the library via connection to a laptop or wireless device.	X	
Shall include a laptop that integrates <u>wirelessly</u> with the monitor along with software.	unknown	
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	X	
Shall have the ability to be used in extreme temperatures, both hot and cold.	X	
Shall have the ability to be calibrated if needed, and easily.	X	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	X	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.	X	
Shall provide on-site training for 3 days.	X	
Totals	Yes	No
	17	3

Brand - RedWave Technology

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.		X
Shall have anvil sampling capabilities.	X	
Shall have a second, touch-to-sample sensor for direct sampling.		X
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	X	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.		X
Shall have a quick start-up process and produce results quickly and accurately.	X	
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.	X	
Shall include a rugged case to carry the monitor along with necessary accessories.	X	
Shall have the ability to add to the library via connection to a laptop or wireless device.	X	
Shall include a laptop that integrates wirelessly with the monitor along with software.	X	
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	X	
Shall have the ability to be used in extreme temperatures, both hot and cold.	X	
Shall have the ability to be calibrated if needed, and easily.	X	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	X	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.	X	
Shall provide on-site training for 3 days.	X	
Totals	Yes	No
	18	3

HANDHELD
14 lbs

23,000

Grommesh - RedWave Technology

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.		X
Shall have anvil sampling capabilities.	X	
Shall have a second, touch-to-sample sensor for direct sampling.		X
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	X	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.		X
Shall have a quick start-up process and produce results quickly and accurately.	X	
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.	X	
Shall include a rugged case to carry the monitor along with necessary accessories.	X	
Shall have the ability to add to the library via connection to a laptop or wireless device.	X	
Shall include a laptop that integrates wirelessly with the monitor along with software.		
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	X	
Shall have the ability to be used in extreme temperatures, both hot and cold.	X	
Shall have the ability to be calibrated if needed, and easily.	X	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	X	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.	X	
Shall provide on-site training for 3 days.	X	
Totals	Yes	No

Does not say wireles.

1?

17

3

Rasmussen - Agilent Technologies, Inc. *Chr Rasmussen* 10/31/2022

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.	X	
Shall have anvil sampling capabilities.		X
Shall have a second, touch-to-sample sensor for direct sampling.		X
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	unknown	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of at least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.	unknown	
Shall have a quick start-up process and produce results quickly and accurately. 10 minutes		X
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.	unknown	
Shall include a rugged case to carry the monitor along with necessary accessories.	unknown	
Shall have the ability to add to the library via connection to a laptop or wireless device. NO		X
Shall include a laptop that integrates wirelessly with the monitor along with software.		X
Shall have the ability for technical reach back 24 hours a day, 7 days a week.		X
Shall have the ability to be used in extreme temperatures, both hot and cold.		X
Shall have the ability to be calibrated if needed, and easily.	unknown	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	unknown	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.		X
Shall provide on-site training for 3 days.	X	
Totals	Yes	No
	7	8

Brand - Agilent Technologies, Inc.

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.	X	
Shall have anvil sampling capabilities.		X
Shall have a second, touch-to-sample sensor for direct sampling.		X X
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.		DNS
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.		DNS
Shall have a quick start-up process and produce results quickly and accurately.		X
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.		DNS
Shall include a rugged case to carry the monitor along with necessary accessories.		DNS
Shall have the ability to add to the library via connection to a laptop or wireless device.		X
Shall include a laptop that integrates wirelessly with the monitor along with software.		X
Shall have the ability for technical reach back 24 hours a day, 7 days a week.	X DNS	
Shall have the ability to be used in extreme temperatures, both hot and cold.	X	
Shall have the ability to be calibrated if needed, and easily.		DNS
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.		DNS
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.		X
Shall provide on-site training for 3 days.	X	
Totals	Yes	No
	8	6

10 MINUTES

LAPTOP INCL
No Wireless

DNS = DOES NOT SPECIFY

DNS = 7

Grommesh - Agilent Technologies, Inc.

Specification	Yes Meets Requirement	No Does Not Meet Requirement
The FTIR spectroscopy device shall be new, and not refurbished or used.	X	
Shall be handheld, compact, and lightweight.	X	
Shall have anvil sampling capabilities.		X
Shall have a second, touch-to-sample sensor for direct sampling.		X
Shall have the ability to identify liquids and solids.	X	
Shall be rugged and able to be decontaminated.	?	
Shall be able to identify 2 or more components of a mixture.	X	
Shall include a library of a least 35,000 spectra of chemical warfare agents, explosives, narcotics (including fentanyl), TICs, pesticides, white powder, and other chemical classes.		X
Shall have a quick start-up process and produce results quickly and accurately.		X
Shall have the ability to run on batteries that are easily accessible or rechargeable.	X	
Shall have a touch screen display that could be operated with the glove of a level A suit, and have simple operation.	?	
Shall include a rugged case to carry the monitor along with necessary accessories.	?	
Shall have the ability to add to the library via connection to a laptop or wireless device.		X
Shall include a laptop that integrates wirelessly with the monitor along with software.		X
Shall have the ability for technical reach back 24 hours a day, 7 days a week.		X
Shall have the ability to be used in extreme temperatures, both hot and cold.		X
Shall have the ability to be calibrated if needed, and easily.	?	
Shall have the ability for data collection and be able to be logged and printed for reporting purposes.	?	
Shall have a minimum 36 month warranty.	X	
Shall offer library updates for the life of the unit.		X
Shall provide on-site training for 3 days.	X	
Totals	Yes	No

7

9

5 = ?

per
email

10 mins.


Not
wireless
per emailDown to
32°F



(12)

MEMORANDUM

TO: BOARD OF CITY COMMISSIONERS

FROM: DESI FLEMING 
DIRECTOR OF PUBLIC HEALTH

DATE: NOVEMBER 9, 2020

RE: NOTICE OF GRANT AWARD FUNDING WITH THE NORTH DAKOTA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR COLLECTION AND DISPOSAL OF ABANDONED AUTOS AND SCRAP METAL, TOTAL SUM OF \$10,000 G19.098

This is a request to approve the grant award from the North Dakota Department of Environmental Quality for funding to help Fargo Cass Public Health collect and dispose of abandoned autos and scrap metal.

The following budget adjustments are needed:

<u>2021 Expense</u>		
Contract	101-6050-451-38-11	\$5,000

<u>2021 Revenue</u>		
Environ Abandoned Auto	101-0000-334-10-22	\$5,000

If you have questions please contact Desi Fleming at 241.1380.

Suggested Motion: Move to approve the grant award from North Dakota Department of Environmental Quality

DF/ls
 Enclosure

**NOTICE OF GRANT AWARD**

NORTH DAKOTA DEPARTMENT OF ENVIRONMENTAL QUALITY

SFN 61628 (05-2019)

Grant Number G19.098	CFDA Name N/A	CFDA Number N/A
FAIN Number N/A	Grant Type (Check One) <input checked="" type="checkbox"/> Program <input type="checkbox"/> R&D	Grant Start Date 9/15/2020
Federal Award Date N/A	Federal Awarding Agency N/A	Grant End Date 6/30/2021
This award is not effective and expenditures related to this award should not be incurred until all parties have signed this document.		
Title of Project/Program Abandoned Auto	North Dakota Department of Environmental Quality (NDDEQ) Project Code 5551 EQ1282-51	
Grantee Name Fargo Cass Public Health	Project Director Diana Trussell, Solid Waste Program/NDDEQ	
Address 1240 25 th St. S.	Address 918 E. Divide Ave., 3 rd Floor	
City/State/ZIP Code Fargo, ND 58103	City/State/ZIP Code Bismarck, ND 58501	
Contact Name Aaron Johnson	Contact Name Diana Trussell	
Telephone Number 701-241-1364	Telephone Number 701-328-5164	
Email Address ajohnson@FargoND.gov	Email Address dtrussell@nd.gov	
	NDDEQ Cost Share	Grantee Cost Share
Amount Awarded	\$10,000	\$0
Previous Funds Awarded	\$0	\$0
Total Funds Awarded	\$10,000	\$0
Indirect Rate (Check One)	<input checked="" type="checkbox"/> Subrecipient waived indirect costs	<input type="checkbox"/> De minimus rate of 10%
		<input type="checkbox"/> Negotiated/Approved rate of %
Scope of Service Grantee will collect and dispose of autos and scrap metal as per North Dakota Century Code 23.1-15 in the Southeast Public Health Collaborative (SEPHC) member counties of Cass, Ransom, Richland, Sargent, Steele and Traill counties in North Dakota.		
Reporting Requirements Final expenditure report for the period ending June 30, 2021 must be received by July 15, 2021. Reimbursement will be processed upon Department approval of expenditures and completion of work.		
Special Conditions None		
This Notice of Grant Award is subject to the terms and conditions incorporated either directly or by reference in the following: (1) Requirements Addendum and Grantee Assurances for Notice of Grant Awards issued by the NDDEQ as signed by Grantee for the period of July 1, 2019 to June 30, 2021 [Accounting Use Only: <input type="checkbox"/> Requirements Received; <input type="checkbox"/> Questionnaire received] and (2) applicable State and Federal regulations.		
Evidence of Grantee's Acceptance		Evidence of NDDEQ Acceptance
Date 11/10/2020	Signature <i>Desi Fleming</i>	Date
Typed Name/Title of Authorized Representative Desi Fleming, Director of Public Health		Signature
		Typed Name/Title of Authorized Representative L. David Glatt, P.E., Director
Date	Signature	Date
Typed Name/Title of Authorized Representative Timothy J. Mahoney, Mayor, City of Fargo		Signature
		Typed Name/Title of Authorized Representative
If attachments are referenced, they must be returned with the signed award. If you did not receive attachments as indicated, contact the Program Director identified above.		



Fargo Inspections

City of Fargo
225 Fourth Street North
701-241-1561
fax 701-476-6779

(13)

Memorandum

DATE: 11/12/2020
TO: Mayor Mahoney and Board of City Commissioners
FROM: Bruce Taralson, Inspections Director
SUBJECT: Dangerous Building Notice and Order at 1714 5 Avenue S., Fargo, ND 58103

Dear Commissioners,

The Owner of 1714 5 Avenue S., Fargo, ND passed away in January of 2020. The residence has since been placarded and posted with a Dangerous Building Notice. The notice has not brought forth parties of interest within the timeline given regarding the repair or demolition of the building.

In accordance with Fargo Municipal Code Article 21-0405, it will now be necessary for you to set a date for a hearing of this order at which time any interested party will be able to appear and show cause why the building should not be removed and the costs of that removal assessed against this property.

The recommendation is **to make a motion, in accordance with FMC Article 21-0405, to set Monday, November 30, 2020 as date for the hearing regarding the dangerous building order for the structure at 1714 5 Avenue S., Fargo, ND 58103.**

Respectfully,

Bruce Taralson
Inspections Director

Fargo Inspections

City of Fargo
225 4th Street North
701-241-1561
701-476-6779 fax



NOTICE OF DANGEROUS BUILDING

TO: Steven T Boyson
1714 5 Avenue S.
Fargo, ND 58103-1544

YOU ARE HEREBY Given Notice of the following:

1. That this Notice is being given to you pursuant to Fargo Municipal Code, Article 21-04 concerning Dangerous Buildings.

2. That the building with which this Notice is concerned is commonly known as 1714 5 Ave S, and is located on that tract of land in the city of Fargo, more particularly described as follows:

Amerlands Addition, Block 1, Lot 4

(hereinafter referred to as "the building")

3. That an inspection was made of the building on 8/18/2020 by Bill Thompson, Building Inspector.

4. That the building inspector for the City of Fargo has found the building, consisting of a single-story, wood-framed structure to be a Dangerous Building within the standards set forth in the Fargo Municipal Code, Article 21-04, Dangerous Buildings and IPMC Code 108.1.5 concerning Dangerous Structures.

5. This building has been found to be a dangerous building by the building inspector. This notice is to remain on this building until it is repaired, vacated, or demolished in accordance with the notice which has been given the owner, occupant, lessee, or mortgagee of this building and all other persons having an interest in said building as shown by the records of the register of deeds of the county of Cass. It is unlawful to remove this notice until such notice is complied with. Source: 1952 Rev. Ord. 21-0404.

6. That the owner of the building must demolish the building within 30 (thirty) days from the date of this notice or obtain a permit to repair. To obtain a permit, see 'Conditions Found Statement' below.

7. That the building is unsafe and is a dangerous building in the following respects: See 'Conditions Found Statement' below.

8. The building is unsafe and constitutes a public nuisance pursuant to Fargo Municipal Code, Article 21-04 concerning Dangerous Buildings and Section 116 of the International Building Code as adopted by Article 21-0101 of the Fargo Municipal Code.

9. You are further given Notice that unless the building is demolished within the time period set forth herein, the City of Fargo will take such steps as are necessary to cause said building to be demolished pursuant to Fargo Municipal Code, Article 21-04 concerning Dangerous Buildings and the International Building Code and the owner will be assessed such costs as are provided for therein.

10. Order for vacation of building. The undersigned building official has determined that the building or structure must be vacated as required by Section 108.2 of the International Property Maintenance Code, 2018 edition. Therefore, it is hereby ordered that the building or structure shall be vacated immediately, and remain vacated, on this 27th day of August, 2020.

11. Order to secure building. The undersigned building official has determined that the building must remain secured. Therefore, it is hereby ordered that all means of entering the building remain secured to prevent unauthorized entrance. **An inspector will continue to verify compliance.** Failure to keep the building secured will result in the City of Fargo hiring an independent contractor to secure the building. All expenses for securing the building will be assessed against the property.

12. Application for Appeal. Section 111.1 of the International Property Maintenance Code states that any person directly affected by a decision of the *code official* or a notice or order issued under this code shall have the right to appeal to the Board of Appeals, provided that a written application for appeal is filed within 20 days after the day the decision, notice or order was served. An application for appeal shall be based on the claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code are adequately satisfied by other means.

Dated this 27th day of August, 2020.


Conditions Found Statement

On 8/18/2020, Building Inspector, Bill Thompson, was present at 1714 5 Ave S, Fargo, ND to address a complaint inspection. The following violations were found:

- Roof has buckling/missing shingles.
- Windows and entry doors are boarded up.
- Siding is missing in areas.
- Foundation has large cracks with loose blocks.
- Fascia is rotten/missing.
- Squirrel infestation.
- Painted gable ends have peeling paint.
- Gutters are inoperable.
- Large tree in front yard is scraping house.
- Large tree in rear yard fell during storm.

The following action must be taken:

- Provide full engineering on all systems and structure to obtain a permit. The structure must be repaired according to the permit and within a timely manner.
- Or, the structure must be demolished within 30 days of this notice as noted on page one of this document.


Bill Thompson
Building Inspector
City of Fargo, ND


Bruce Taralson
Inspections Director


Date Sign



(14)

PUBLIC WORKS/OPERATIONS

**Fleet Management, Forestry,
Streets & Sewers, Watermeters,
Watermains & Hydrants**
402 23rd STREET NORTH
FARGO, NORTH DAKOTA 58102
PHONE: (701) 241-1453
FAX: (701) 241-8100

November 6, 2020

The Honorable Board of City Commissioners
City of Fargo
225 North Fourth Street
Fargo, ND 58102

RE: RFP for Articulated Wheel Loader (RFP20162)

Commissioners:

On November 4th, 2020 request for proposals were received for one (1) Articulated Wheel Loader. Five proposals were submitted by three (3) vendors.

The results are as follows:

<u>Firm</u>	<u>Total per unit</u>
RDO Equipment	\$197,500.00
General Equipment (JCB)	\$198,780.00
Titan Machinery	\$199,999.00
General Equipment (Komatsu)	\$206,690.00
Titan Machinery	\$217,000.00

The review committee consisting of Ben Dow and Tanner Smedshammer determined that all vendors met the specifications required. Price was within the expected parameters. The decision was based on specification met along with lowest cost of the equipment. Our recommendation is to award the RFP to RDO Equipment. Funding for this project is included in the 2020 Street Department Replacement Budget.

SUGGESTED MOTION:

Approve the recommendation to purchase one Articulated Wheel Loader from RDO Equipment for the total amount of \$197,500.00.

Respectfully Submitted,

Tanner Smedshammer
Fleet Management Specialist

Request for Proposals (RFP20162)**Articulated Loader**

11/4/20

Street Department**Proposal Evaluation Summary**

	RDO Equip	General Equip	General Equipment	Titan Machinery	Titan Machinery
Manufacture Model	John Deere 644L	JCB 457	Komatsu WA380-8	Case 821G	Case 921G
Unit \$	\$225,500.00	\$236,780.00	\$244,690.00	\$232,499.00	\$249,500.00
Trade in	\$ 28,000.00	\$ 38,000.00	\$ 38,000.00	\$ 32,500.00	\$ 32,500.00
Total	\$197,500.00	\$198,780.00	\$206,690.00	\$199,999.00	\$217,000.00
Est. Delivery	January	April	March	April	June



(15)

PUBLIC WORKS/OPERATIONS

Fleet Management, Forestry,
Streets & Sewers, Watermeters,
Watermains & Hydrants
402 23rd STREET NORTH
FARGO, NORTH DAKOTA 58102
PHONE: (701) 241-1453
FAX: (701) 241-8100

November 6, 2020

The Honorable Board of City Commissioners
City of Fargo
225 North Fourth Street
Fargo, ND 58102

RE: RFP for 3 Wheeled Mechanical Street Sweeper (RFP20163)

Commissioners:

On November 4th, 2020, proposals were received for one (1) 3 Wheeled Mechanical Street Sweeper. Two proposals were submitted by two separate vendors.

One proposal met the specifications:

<u>Firm</u>	<u>Price</u>
Sanitation Products	\$226,087.00

The review committee, consisting of Ben Dow, Corey Houim, and Tanner Smedshammer, determined one proposal met the required specifications. Our recommendation is to purchase based on meeting all specifications proposed from Sanitation Products. Funding for this project is included in the 2020 Street Department Budget.

SUGGESTED MOTION:

Approve the recommendation to purchase one (1) 3 Wheeled Mechanical Sweeper from Sanitation Products for the amount of \$226,087.00.

Respectfully Submitted,

Tanner Smedshammer
Fleet Management Specialist

Request for Proposals
3 Wheeled Street Sweeper (RFP20163)
11/4/20

Proposal Evaluation Summary

	Swanston Equip	Sanitation Products
Body Manf Model	Global M3	Elgin Pelican
Package	\$209,700.00	\$226,087.00
Total	\$ 209,700.00	\$ 226,087.00
Meets Spec	No	Yes
Delivery	4-Feb	1-Feb



(16)

PUBLIC WORKS/OPERATIONS

Fleet Management, Forestry,
Streets & Sewers, Watermeters,
Watermains & Hydrants
402 23rd STREET NORTH
FARGO, NORTH DAKOTA 58102
PHONE: (701) 241-1453
FAX: (701) 241-8100

November 10, 2020

The Honorable Board of City Commissioners
City of Fargo
225 North Fourth Street
Fargo, ND 58102

RE: (2) Automated Side Load Refuse Trucks (RFP21005)

Commissioners:

On November 4th, 2020, proposals were received and read for two (2) Automated Side-Load Refuse Truck's. Proposals were submitted by the following vendors.

The results are as follows:

<u>Auto Side Load Firm</u>	<u>Price w/Trade</u>
Sanitation Products (Labrie)	\$396,726.00
Northern Truck (Heil)	\$420,356.00
Olympic Sales (New Way)	\$429,900.00

The review committee consisting of Terry Ludlum, Dave Rheault, and Tanner Smedshammer determined that all vendors met the required specifications and the prices were within expected parameters. Our recommendation is to award Sanitation Products for the Auto Side Load Refuse Truck's. A 5-year lease will be procured for the full cost at the time they are received. Funding for this project has been included in the 2021 Solid Waste budget.

SUGGESTED MOTION:

Approve the recommendation to purchase / lease two (2) Automated Side Load Refuse Truck's from Sanitation Products for the purchase price of \$396,726.00.

Respectfully Submitted,

Tanner Smedshammer
Fleet Management Specialist

Terry Ludlum
Solid Waste Utility Director

Snow Removal
Street Maintenance
Right of Way Maintenance

Sanitary & Storm
Sewer Maintenance
Street Name Sign Maintenance

Fleet Management
Meters Readings,
Installations & Maintenance

Urban Forestry
Water Service/Hydrants
& Watermain Maintenance



**Request for Proposals
2021 Auto Side Load RFP21005**

11/4/20

Solid Waste Dept

Proposal Evaluation Summary

	Northern Truck	Olympic Sales	Sanitation Products
Body Manf.	Heil	Neway	Labrie
Body Model	Rapid Rail	Sidewinder29	Automizer
Chassis Make	Freightliner	Freightliner	Freightliner
Chassis Model	SD108	M2	M2
Price	\$218,178.00	\$219,950.00	\$218,363.00
TOTAL PRICE FOR 2	\$436,356.00	\$439,900.00	\$436,726.00
Trade in Unit 205/206	\$16,000.00	\$10,000.00	\$40,000.00
TOTAL WITH TRADE	\$420,356.00	\$429,900.00	\$396,726.00
Delivery	8/1/2021	10/1/2021	1/1/2022



(17)

PUBLIC WORKS/OPERATIONS

Fleet Management, Forestry,
Streets & Sewers, Watermeters,
Watermains & Hydrants
402 23rd STREET NORTH
FARGO, NORTH DAKOTA 58102
PHONE: (701) 241-1453
FAX: (701) 241-8100

November 10, 2020

The Honorable Board of City Commissioners
City of Fargo
225 North Fourth Street
Fargo, ND 58102

RE: Hook Hoist Refuse Body (RFP21006)

Commissioners:

On June 21st, 2019, proposals were received and read for one (1) Hook Hoist Refuse Body. Two proposals were submitted from two vendors.

The results were as follows:

<u>Firm</u>	<u>Price</u>
Sanitation Products / Galbreath	\$62,178.00
Northern Truck / Swap Loader	\$64,950.00

The review committee consisting of Terry Ludlum, Dave Rheault and Tanner Smedshammer, evaluated the proposals and determined the proposal from Sanitation Products met their needs. Recommendation is to award Sanitation Products. Funding for this project has been included in the 2021 Solid Waste budget.

SUGGESTED MOTION:

Approve the recommendation to purchase one (1) Hook Hoist Refuse Body from Sanitation Products for the total amount of \$62,178.00.

Respectfully Submitted,

Tanner Smedshammer
Fleet Management Specialist

Terry Ludlum
Solid Waste Utility Director

Snow Removal
Street Maintenance
Right of Way Maintenance

Sanitary & Storm
Sewer Maintenance
Street Name Sign Maintenance

Fleet Management
Meters Readings,
Installations & Maintenance

Urban Forestry
Water Service/Hydrants
& Watermain Maintenance

Request for Proposals
Hook Hoist Refuse Body-Roll Off RFP21006
11/4/20
Solid Waste Department
Proposal Evaluation Summary

	Sanitation Products	Northern Truck
MANUFACTURER	Galbreath	SwapLoader
Model	U5-DPHK-200	SL-520
Total	\$62,178.00	\$64,950.00
Est. Delivery	1-Feb	4-Mar

(18)



PUBLIC WORKS/OPERATIONS

Fleet Management, Forestry,
Streets & Sewers, Watermeters,
Watermains & Hydrants
402 23rd STREET NORTH
FARGO, NORTH DAKOTA 58102
PHONE: (701) 241-1453
FAX: (701) 241-8100

November 10, 2020

The Honorable Board of City Commissioners
City of Fargo
225 North Fourth Street
Fargo, ND 58102

RE: RFP for Articulated Wheel Loader (RFP21007)

Commissioners:

On November 4th, 2020 request for proposals were received for one (1) Articulated Landfill Wheel Loader. Five proposals were submitted by three (3) venders.

The results are as follows:

<u>Firm</u>	<u>Total per unit</u>
RDO Equipment	\$218,500.00
General Equipment (JCB)	\$221,710.00
Titan Machinery	\$223,000.00
General Equipment (Komatsu)	\$233,460.00
Titan Machinery	\$239,000.00

The review committee consisting of Terry Ludlum and Tanner Smedshammer determined that all vendors met the specifications required. Price was within the expected parameters. The decision was based on specification met along with lowest cost of the equipment. Our recommendation is to award the RFP to RDO Equipment. Funding for this project is included in the 2021 Solid Waste Budget.

SUGGESTED MOTION:

Approve the recommendation to purchase one Articulated Wheel Loader from RDO Equipment for the total amount of \$218,500.00.

Respectfully Submitted,

Tanner Smedshammer
Fleet Management Specialist

Terry Ludlum
Solid Waste Utility Director

Snow Removal
Street Maintenance
Right of Way Maintenance

Sanitary & Storm
Sewer Maintenance
Street Name Sign Maintenance

Fleet Management
Meters Readings,
Installations & Maintenance

Urban Forestry
Water Service/Hydrants
& Watermain Maintenance



**Request for Proposals
Articulated Loader RFP21007**

11/4/20

Solid Waste

Proposal Evaluation Summary

	RDO Equip	General Equip	General Equipment	Titan Machinery	Titan Machinery
Manufacture Model	John Deere 644L	JCB 457	Komatsu WA380-8	Case 821G	Case 921G
Unit \$	218,500.00	221,710.00	233,460.00	223,000.00	\$239,000.00
Total	218,500.00	221,710.00	233,460.00	223,000.00	\$239,000.00
Est. Delivery	March	May	March	May	May



(19)

PUBLIC WORKS/OPERATIONS

Fleet Management, Forestry,
Streets & Sewers, Watermeters,
Watermains & Hydrants
402 23rd STREET NORTH
FARGO, NORTH DAKOTA 58102
PHONE: (701) 241-1453
FAX: (701) 241-8100

November 6, 2020

The Honorable Board of City Commissioners
City of Fargo
225 North Fourth Street
Fargo, ND 58102

RE: RFP for 3 Wheeled Mechanical Street Sweeper (RFP21008)

Commissioners:

On November 4th, 2020, proposals were received for one (1) 3 Wheeled Mechanical Street Sweeper. Three proposal were submitted by three separate vendors.

One proposal met the specifications:

<u>Firm</u>	<u>Price</u>
Sanitation Products	\$211,087.00

The review committee, consisting of Ben Dow, Corey Houim, and Tanner Smedshammer, determined one proposal met the required specifications. Our recommendation is to purchase based on meeting all specifications proposed from Sanitation Products. Funding for this project is included in the 2021 Street Department Replacement Budget.

SUGGESTED MOTION:

Approve the recommendation to purchase one (1) 3 Wheeled Mechanical Sweeper from Sanitation Products for the amount of \$211,087.00.

Respectfully Submitted,

Tanner Smedshammer
Fleet Management Specialist

Request for Proposals
3 Wheeled Street Sweeper (RFP21008)
 11/4/20

Proposal Evaluation Summary

	Swanston Equip	Sanitation Products	Hardline Equipment
Body Manf Model	Global M3	Elgin Pelican	Dulevo \$ 6,000.00
Package	\$209,700.00	\$226,087.00	\$266,000.00
TRADE:	-\$30,000.00	-\$15,000.00	-\$16,500.00
Total	\$ 179,700.00	\$ 211,087.00	\$249,500.00
Meets Spec Delivery	No 4-Feb	Yes 1-Feb	No 1-Apr

November 16, 2020

(20)

Board of City Commissioners
City of Fargo
225 Fourth Street North
Fargo, ND 58102

Dear Commissioners:

The City of Fargo Transit Department is requesting to release the titles of two vehicles currently operated by Valley Senior Services. Valley Senior Services currently operates vehicles 1210 and 6151, one 10 passenger cut-away and one mini-van. Both have reached their useful life per Federal Transit Administration guidelines. Both vehicles were purchased through a transit grant with Valley Senior Services paying the local match. Per our agreement with Valley Senior Services, we would sell these vehicles at their end of life and reimburse Valley Senior Services their local match portion of the vehicle sell price, in this case 20%. In lieu of selling these vehicles and paying the reimbursement, Valley Senior Services has requested the vehicle titles, at which time the city would give up all interest in these vehicles. Valley Senior Services still utilizes these vehicles and do not have the funds to replace them if they were returned to us and sold. The City of Fargo Transit Department does not have any use for these vehicles.

Recommended Motion: Approve the release of these vehicle titles to Valley Senior Services and relinquish any City interest in the vehicles.

Sincerely,



Jordan Smith
Transit Fleet and Facilities Manager



REGIONAL WATER RECLAMATION FACILITY

3400 North Broadway

Fargo, ND 58102

Phone: 701.241.1454 | Fax: 701.241.8159

www.FargoND.gov

(21)

November 12, 2020

Honorable Board of City Commissioners

City of Fargo

Commissioners,

The following is in Reference to City Auditors Ad number AFB21010.

Please find attached the bid tabulation sheet listing all bids received for supplying chemicals to the Water Reclamation Utility for 2021. Listed below are the low bid received for each chemical.

City of Fargo Water Reclamation Utility Chemical Bid 2021						
item #	Product Name	Vendor	Price \$ Per CC	Unit	Price \$ Per PO	Unit
23	Azone 15/ Sodium Hypochlorite	Hawkins	NA	/gallon	1.65	/gallon
24	Pretreat Plus Antiscalant	Hawkins	NA	/gallon	18.98	/gallon
25	Caustic Soda, 30%	Hawkins	3.40	/gallon	3.40	/gallon
26	Ferric Chloride, 35%	Hawkins	0.4459	/pound	0.435	/pound
27	Ammonium Hydroxide, 19%	Hawkins	0.46	/pound	0.46	/pound
28	Sulfuric Acid, 40%	Hawkins	0.164	/pound	0.16	/pound
29	Citric Acid, 50%	Hawkins	0.9225	/pound	0.90	/pound
30	Odor Control/Hydrogen Sulfide	Electric Pump	85.50	/FT ³ media	85.50	/FT ³ media
31	Odor Control/Broad Spectrum	Electric Pump	85.50	/FT ³ media	85.50	/FT ³ media
32	Calcium Nitrate / Bulk	Hawkins	NA	/gallon	2.46	/gallon
	Calcium Nitrate / Tote	Hawkins	3.98	/gallon	3.98	/gallon
33	Sodium Hypochlorite, 12%	Hawkins	NA	/gallon	1.53	/gallon
34	Hydrogen Peroxide 34%	Hawkins	NA	/gallon	2.20	/gallon
35	Cationic Flocculant	SNF Polydine	NA	/pound	1.27	/pound

Water Reclamation Staff recommendation to City Commission is to award the 2021 chemical bids to the included vendors and their respective chemicals.

Respectfully,

James Hausauer

Utility Director

Water Reclamation Facility

2021 Chemical Bid Tabulation Results - Final

Item #	Item	Bidder	Acknowledgement of bid specifications (x)	Guaranteed Bid Price Per Unit	
				Credit card payment	Purchase order payment
1	Aluminum Sulfate			\$/pound=	\$/pound=
		Univar Solutions	X	0.13	0.13
		Chemtrade	X	NA	0.1795
	AF 1000	Aqua Pure, Inc.	X	NA	0.126
		Hawkins Inc.	X	NA	0.1225
2	Anhydrous Ammonia			\$/pound=	\$/pound=
		Hawkins Inc.	X	NA	2.06
3	Citric Acid, 50%			\$/pound=	\$/pound=
		Shannon Chemical Corporation	X	0.734	0.734
		Univar Solutions	X	0.69	0.69
		Aqua Pure, Inc.	X	NA	0.64
		Hawkins Inc.	X	0.574	0.56
4	Hydrofluosillic Acid			\$/pound=	\$/pound=
		Univar Solutions	X	0.218	0.218
		DPC Industries Inc.	X	0.251	0.251
		Hawkins Inc.	X	NA	0.2057
5	Hydrogen Peroxide, 34%			\$/pound=	\$/pound=
		Hawkins Inc.	X	0.515	0.515
6	Lime			\$/ton=	\$/ton=
		Graymont WI LLC	X	NA	180.85
7	Liquid Carbon Dioxide			\$/ton=	\$/ton=
		American Welding & Gas	X	NA	154.50
		Linde Inc.	X	NA	165.00
8	Liquid Chlorine			\$/ton=	\$/ton=
		DPC Industries Inc.	X	524.40	524.40
		Hawkins Inc.	X	550.00	550.00
9	Liquid Oxygen			\$/ton=	\$/ton=
		American Welding & Gas	X	NA	198.00
		Linde Inc.	X	NA	130.43
		Matheson Tri-Gas Inc.	X	164.29	164.29
		Airgas	X	160.00	160.00
10	Aluminum Chlorohydrate			\$/pound=	\$/pound=
	HYPER+ION 1090	Chemtrade	X	NA	0.2775
	AF 70000	Aqua Pure, Inc.	X	NA	0.299
	DelPAC XG	USALCO Fairfield Plant, LLC	X	NA	0.28
	Aqua Hawk 607	Hawkins Inc.	X	NA	0.255
11	Polyphosphate			\$/pound=	\$/pound=
	SHAN-NO-CORR Type N2	Shannon Chemical Corporation	X	1.17	1.17
	Aquadene MP-4020	Carus LLC	X	1.25	1.25

2021 Chemical Bid Tabulation Results - Final

Item #	Item	Bidder	Acknowledgement of bid specifications (x)	Guaranteed Bid Price Per Unit	
				Credit card payment	Purchase order payment
12	Ferric Sulfate 60%			\$/gallon=	\$/gallon=
		Chemtrade	X	NA	2.1945
		Hawkins Inc.	X	NA	1.985
13	Soda Ash			\$/ton=	\$/ton=
		DuBois Chemicals, Inc.	X	293.45	293.45
		Thatcher Company, Inc.	X	302.375	295.00
		Killoran Trucking & Brokerage, Inc.	X	NA	290.00
14	Sodium Bisulfite, 38%			\$/pound=	\$/pound=
		Univar Solutions	X	0.49	0.49
		Aqua Pure, Inc.	X	NA	0.34
		Hawkins Inc.	X	0.3075	0.30
15	Sodium Hydroxide, 50%			\$/pound=	\$/pound=
		Univar Solutions	X	0.1343	0.1343
		Hawkins Inc.	X	NA	0.1488
16	Sodium Hypochlorite, 12.5%			\$/pound=	\$/pound=
		Univar Solutions	X	0.40	0.40
		Hawkins Inc.	X	0.2691	0.2625
17A	Sulfuric Acid, 40% Drum			\$/pound=	\$/pound=
		Hawkins Inc.	X	0.3075	0.30
17B	Sulfuric Acid, 40% Pail			\$/pound=	\$/pound=
		Hawkins Inc.	X	0.483	0.483
18	Sulfuric Acid, 93%			\$/pound=	\$/pound=
		Univar Solutions	X	0.095	0.095
		Hawkins Inc.	X	NA	0.097
19	Anionic Flocculant (Residuals Plant)			\$/pound=	\$/pound=
	Clarifloc A-210P	Polydyne Inc.	X	NA	0.89
	Aqua Hawk 9937	Hawkins Inc.	X	NA	0.915
20	Poly DADMAC 20			\$/pound=	\$/pound=
	Clarifloc C-308P	Polydyne Inc.	X	NA	0.52
	AF 4120	Aqua Pure, Inc.	X	NA	0.62
	Hexafloc 0120	Hexagon Technologies	X	NA	0.495
	Aqua Hawk 7327	Hawkins Inc.	X	NA	0.65
21	Anionic Polyacrylamide			\$/pound=	\$/pound=
	NS 6550P	Neo Solutions, Inc.	X	NA	2.05
22	Acetic Acid 56			\$/pound=	\$/pound=
		Hawkins Inc.	X	0.78	0.78

2021 Chemical Bid Tabulation Results - Final

Item #	Item	Bidder	Acknowledgement of bid specifications (x)	Guaranteed Bid Price Per Unit	
				Credit card payment	Purchase order payment
23	Azone 15 / Sodium Hypochlorite			\$/gallon=	\$/gallon=
		Hawkins Inc.	X	NA	1.65
24	Pretreat Plus Antiscalant			\$/gallon=	\$/gallon=
		Hawkins Inc.	X	NA	18.98
25	Caustic Soda, 30%			\$/gallon=	\$/gallon=
		Hawkins Inc.	X	3.40	3.40
26	Ferric Chloride, 35%			\$/pound=	\$/pound=
		Hawkins Inc.	X	0.4459	0.435
27	Ammonium Hydroxide, 19%			\$/pound=	\$/pound=
		Tanner Industries, Inc.	X	NA	2.25
		Hawkins Inc.	X	0.46	0.46
28	Sulfuric Acid, 40%			\$/pound=	\$/pound=
		Hawkins Inc.	X	0.164	0.16
29	Citric Acid, 50%			\$/pound=	\$/pound=
		Aqua Pure, Inc.	X	NA	0.92
		Hawkins Inc.	X	0.9225	0.90
30	Odor Control/Hydrogen Sulfide			\$/FT³ media=	\$/FT³ media=
		MXN Inc.	X	86.00	86.00
		Electric Pump	X	85.50	85.50
31	Odor Control/Broad Spectrum			\$/FT³ media=	\$/FT³ media=
		MXN Inc.		86.00	86.00
		Electric Pump	X	85.50	85.50
32	Calcium Nitrate / Bulk			\$/gallon=	\$/gallon=
		Hawkins Inc.	X	NA	2.46
	Calcium Nitrate / Tote			\$/gallon=	\$/gallon=
		Hawkins Inc.	X	3.98	3.98
33	Sodium Hypochlorite, 12%			\$/gallon=	\$/gallon=
		Hawkins Inc.	X	NA	1.53
34	Hydrogen Peroxide 34%			\$/gallon=	\$/gallon=
		Thatcher Company, Inc.	X	3.238	3.153
		Hawkins Inc.	X	NA	2.20
35	Cationic Flocculant			\$/pound=	\$/pound=
	Clarifloc CE-1300	Polydyne Inc.	X	NA	1.27



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Water Treatment Plant

435 14th Avenue South

Fargo, ND 58103

Office: 701.241.1469 | Fax: 701.241.8110

www.FargoND.gov

November 12, 2020

Honorable Board of
 City Commissioners
 City of Fargo
 225 4th St. N
 Fargo, ND 58102

Dear Commissioners:

Attached please find a tabulation sheet from AFB21010 listing all qualified bids received for supplying chemicals to the Water Treatment Plant for 2021. Listed below are the lowest and/or best value bids received for each of the chemicals:

Water Treatment Plant Chemical Bid Results		
Product Name	Vendor	Unit Price
Aluminum Sulfate	Hawkins, Inc.	\$0.1225 / pound
Anhydrous Ammonia	Hawkins, Inc.	\$2.06 / pound
Citric Acid, 50%	Hawkins, Inc.	\$0.56 / pound
Hydrofluosilicic Acid	Hawkins, Inc.	\$0.2057 / pound
Hydrogen Peroxide, 34%	Hawkins, Inc.	\$0.515 / pound
Lime	Graymont (WI) LLC	\$180.85 / ton
Liquid carbon Dioxide	American Welding & Gas	\$154.50 / ton
Liquid Chlorine	DPC Industries	\$524.40 / ton
Liquid Oxygen	Linde, Inc.	\$130.43 / ton
Aluminum Chlorohydrate	Hawkins, Inc.	\$0.255 / pound
Polyphosphate	Shannon Chemical Corp.	\$1.17 / pound
Ferric Sulfate 60%	Hawkins, Inc.	\$1.985 / gallon
Soda Ash	Killoran T&B, Inc.	\$290.00 / pound
Sodium Bisulfite, 38%	Hawkins, Inc.	\$0.30 / pound
Sodium Hydroxide, 50%	Univar Solutions Inc.	\$0.1343 / pound
Sodium Hypochlorite, 12.5%	Hawkins, Inc.	\$0.2625 / pound
Sulfuric Acid, 40% Drums	Hawkins, Inc.	\$0.30 / pound
Sulfuric Acid, 40% Pails	Hawkins, Inc.	\$0.483 / pound
Sulfuric Acid, 93%	Hawkins, Inc.	\$0.097 / pound
Anionic Flocculant	Polydyne Inc.	\$0.89 / pound
Poly DADMAC 20	Hexagon Technologies	\$0.495 / pound
Anionic Polyacrylamide	Neo Solutions, Inc.	\$2.05 / pound
Acetic Acid 56	Hawkins, Inc.	\$0.78 / pound

The recommendation is to award the 2021 chemical bids as listed above.

The 2021 chemical bid prices and projected chemical usage for 2021 reflect an estimated decrease of 3% under 2020.

Sincerely,



Brian A. Ward
 Water Plant Superintendent

FARGO WATER TREATMENT PLANT
2021 ANNUAL CHEMICAL BIDDING SUMMARY OF QUALIFYING BIDS

Product Name	Vendor	Estimated Annual	Tons, lbs. or gallons	Unit Price \$ per	Estimated Annual Cost	Payment Method	Recommendation
Aluminum Sulfate	Univar Solutions	150,000	lbs	0.1300	\$19,500.00	CC	
	Chemtrade	150,000	lbs	0.1795	\$26,925.00	PO	
	Aqua Pure, Inc.	150,000	lbs	0.1260	\$18,900.00	PO	
	Hawkins Inc.	150,000	lbs	0.1225	\$18,375.00	PO	Accept
Anhydrous Ammonia	Hawkins, Inc.	54,000	lbs	2.06	\$111,240.00	CC	Accept
Citric Acid, 50%	Shannon Chemical Corp.	27,500	lbs	0.734	\$20,185.00	CC	
	Univar Solutions	27,500	lbs	0.690	\$18,975.00	CC	
	Aqua Pure, Inc.	27,500	lbs	0.640	\$17,600.00	PO	
	Hawkins Inc.	27,500	lbs	0.560	\$15,400.00	PO	Accept
Hydrofluosilicic Acid	Univar Solutions	184,000	lbs	0.2180	\$40,112.00	CC	
	DPC Industries Inc.	184,000	lbs	0.2510	\$46,184.00	CC	
	Hawkins Inc.	184,000	lbs	0.2057	\$37,848.80	PO	Accept
Hydrogen Peroxide, 34%	Hawkins, Inc.	3,000	lbs	0.5150	\$1,545.00	CC	Accept
Lime	Graymont (WI) LLC	4,500	Tons	180.85	\$813,825.00	PO	Accept
Liquid Carbon Dioxide	American Welding & Gas	875	Tons	154.50	\$135,187.50	PO	Accept
	Linde Inc.	875	Tons	165.00	\$144,375.00	PO	
Liquid Chlorine	DPC Industries	140	Tons	524.40	\$73,416.00	CC	Accept
	Hawkins, Inc.	140	Tons	550.00	\$77,000.00	CC	
Liquid Oxygen	American Welding & Gas	700	Tons	198.00	\$138,600.00	PO	
	Linde Inc.	700	Tons	130.43	\$91,301.00	PO	Accept
	Matheson Tri-Gas Inc.	700	Tons	164.29	\$115,003.00	CC	
	Airgas	700	Tons	160.00	\$112,000.00	CC	
Aluminum Chlorohydrate	Chemtrade	1,500,000	lbs	0.2775	\$416,250.00	PO	
	Aqua Pure, Inc.	1,500,000	lbs	0.2990	\$448,500.00	PO	
	USALCO Fairfield Plant, LLC	1,500,000	lbs	0.2800	\$420,000.00	PO	
	Hawkins Inc.	1,500,000	lbs	0.2550	\$382,500.00	PO	Accept
Polyphosphate	Shannon Chemical Corp.	100,000	lbs	1.17	\$117,000.00	CC	Accept
	Carus Corporation	100,000	lbs	1.25	\$125,000.00	CC	
Ferric Sulfate 60%	Chemtrade	100,000	gallons	2.1945	\$219,450.00	PO	
	Hawkins Inc.	100,000	gallons	1.9850	\$198,500.00	PO	Accept
Soda Ash	DuBois Chemicals, Inc.	1,770	Tons	293.45	\$519,406.50	CC	
	Thatcher Company, Inc.	1,770	Tons	295.00	\$522,150.00	PO	
	Killoran T&B, Inc.	1,770	Tons	290.00	\$513,300.00	PO	Accept
Sodium Bisulfite, 38%	Univar Solutions	100,000	lbs	0.49	\$49,000.00	CC	
	Aqua Pure, Inc.	100,000	lbs	0.34	\$34,000.00	PO	
	Hawkins Inc.	100,000	lbs	0.30	\$30,000.00	PO	Accept
Sodium Hydroxide, 50%	Univar Solutions	1,000,000	lbs	0.1343	\$134,300.00	CC	Accept
	Hawkins, Inc.	1,000,000	lbs	0.1488	\$148,800.00	PO	
Sodium Hypochlorite, 12.5%	Univar Solutions	75,000	lbs	0.4000	\$30,000.00	CC	
	Hawkins Inc.	75,000	lbs	0.2625	\$19,687.50	PO	Accept
Sulfuric Acid, 40% Drums	Hawkins, Inc.	12,000	lbs	0.30	\$3,600.00	PO	Accept
Sulfuric Acid, 40% Pails	Hawkins, Inc.	393	lbs	0.483	\$189.82	CC	Accept
Sulfuric Acid, 93%	Hawkins Inc.	640,000	lbs	0.097	\$62,080.00	PO	Accept
Anionic Flocculant	Polydyne Inc.	60,000	lbs	0.890	\$53,400.00	PO	Accept
	Hawkins Inc.	60,000	lbs	0.915	\$54,900.00	PO	
Poly DADMAC 20	Polydyne Inc.	60,000	lbs	0.520	\$31,200.00	PO	
	Aqua Pure, Inc.	60,000	lbs	0.620	\$37,200.00	PO	
	Hexagon Technologies	60,000	lbs	0.495	\$29,700.00	PO	Accept
	Hawkins Inc.	60,000	lbs	0.650	\$39,000.00	PO	
Anionic Polyacrylamide	Neo Solutions, Inc.	8,800	lbs.	2.05	\$18,040.00	PO	Accept
Acetic Acid 56	Hawkins Inc.	3,600	lbs	0.7800	\$2,808.00	CC	Accept

2021 Estimated Chemical Cost of Bid Chemicals = \$2,863,243.62

Chemical costs listed below this line are for informational use. The recommendation is to accept bid chemicals as listed above.

Membrane Antiscalant	Avista 7400	40,000	lbs	3.35	\$134,000.00	PO	Sole Source
Low pH Membrane Cleaner	Avista P903	25,000	lbs	3.6	\$90,000.00	PO	Sole Source
High pH Membrane Cleaner	Avista 199	23,000	lbs	2.97	\$68,310.00	PO	Sole Source
Zebra Mussel Inhibitor	Earth Teq QZ	23,000	lbs	1.98	\$45,540.00	PO	Sole Source

2021 Estimated Chemical Costs Sole Source = \$337,850.00

(23)

November 12, 2020

Honorable Board of City Commissioners
City of Fargo
225 4th Street North
Fargo, ND 58012

Subject: Advertisement for Bid – South Regional Water Connection Phase 2 (WA2012)

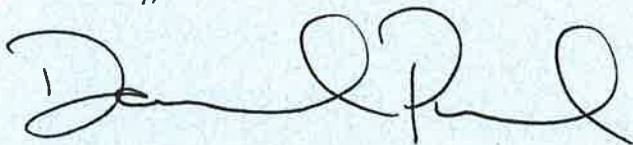
Dear Commissioners:

Water Utility Staff is seeking approval to advertise bidding for a new booster station to serve the City of West Fargo. The water main (Phase 1) that connects Fargo to West Fargo along 52nd ave South was installed this past fall (2020). The new booster station will be connected to that piping and start providing water to the City along 52nd ave South. It is the 3rd and final booster station that will be installed and is part of the agreement to serve the City of West Fargo water. The project will be funded by a State Water Commission Grant and the Infrastructure Sales Tax fund. No special assessments will be used.

At this time, bid opening is expected to occur on December 9, 2020. The project has been part of the 20-year Capital Improvement Plan (CIP) for the Water Utility and will complete 3rd and final booster station to reliably serve the City of West Fargo.

Your consideration is greatly appreciated in this matter.

Sincerely,



Dan Portlock
Water Utility Engineer

SUGGESTED MOTION:

Approve the advertisement for bid for Project WA2012, construction of the South Regional Connection Phase 2.

COVER SHEET
CITY OF FARGO PROJECTS

(26)

This sheet must be completed and turned in with all City of Fargo projects. NO items will be accepted by either the City Commission Office or the City Auditor's Office without this cover sheet attached and properly filled out.

Exact, full name of Improvement District as it will appear in the Contract:

Sanitary Sewer, Water Main, Storm Sewer, Paving & Incidentals

Improvement District No. BN-20-M

Call For Bids November 16, 2020

Advertise Dates November 25 & December 2, 2020

Bid Opening Date December 9, 2020

Substantial Completion Date August 15, 2021

Final Completion Date September 14, 2021

X PWPEC Report (Attach Copy)

X Engineer's Report (Attach Copy)

X Direct City Auditor to Advertise for Bids

X Bid Quantities (Attach Copy for Auditor's Office Only)

X Notice to Property Owners (Dan Eberhardt)

Project Engineer Jason Leonard

Phone No. (701) 241-1555

The items listed above are for use on all City projects. The additional items listed below are to be checked only when all or part of a project is to be special assessed:

X Create District (Attach Copy of Legal Description)

X Order Plans & Specifications

X Approve Plans & Specifications

X Adopt Resolution of Necessity

N/A Approve Escrow Agreement (Attach Copy for Commission Office Only)

X Assessment Map (Attach Copy for Auditor's Office Only)

ENGINEER'S REPORT

SANITARY SEWER, WATER MAIN, STORM SEWER, PAVING & INCIDENTALS

IMPROVEMENT DISTRICT NO. BN-20-M

Nature & Scope

This project is for the new construction of underground utilities, concrete pavement and incidentals on 28th Avenue North between 42nd Street North & 43rd Street North and on 42nd Street North between 24th Avenue North & 28th Avenue North.

Purpose

This project is to provide infrastructure for new commercial (industrial properties) within Laverne's Addition as requested by the Developer.

Feasibility

The estimated cost of construction is \$1,971,919.25.


The costs for the Improvement District are estimated as follows:

Underground & Paving Costs		\$ 1,971,919.25
Plus 10% Engineering Fee:		\$ 197,191.93
Plus 4% Administration Fee:		\$ 78,876.77
Plus 3% Legal Fee:		\$ 59,157.58
Plus 4% Interest Fee:		\$ 78,876.77
Plus 5% Contingency:		\$ 98,595.96
Total Estimated Paving Cost:		\$ 2,484,618.26
Underground & Paving Amount Special Assessed:		\$ 2,484,618.26

Project Funding Summary		
Special Assessments	100.00%	\$ 2,484,618.26
Total Estimated Project Cost		\$ 2,484,618.26

We believe this project to be cost effective.




 Tom Knakmuhs, P.E.
 Assistant City Engineer

CITY OF FARGO
ENGINEERING DEPARTMENT

LOCATION & COMPRISING

SANITARY SEWER, WATER MAIN, STORM SEWER, PAVING & INCIDENTALS

IMPROVEMENT DISTRICT NO. BN-20-M

LOCATION:

On 42nd Street North from 24th Avenue North to 28th Avenue North.

On 28th Avenue North between 42nd Street North and 43rd Street North.

All located in Laverne's Addition.

COMPRISING:

Lots 1, 5, 6 & 7 inclusive, 2, 3 & 4 exclusive, Block 2.

Lots 1 through 4, Block 3.

All in Laverne's Addition.

All of the unplatted land in the Northwest Quarter (NW $\frac{1}{4}$) of Section 27, Township 140 North, Range 49 West.

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

