

FARGO CITY COMMISSION AGENDA
Monday, April 7, 2008 - 5:00 P.M.

CITY COMMISSION MEETINGS ARE BROADCAST LIVE ON TV FARGO (Channel 99). They are rebroadcast at 7 p.m. each Thursday and again at 8:00 a.m. each Saturday following the meeting and are also included in our video archive at www.cityoffargo.com/commission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, March 24, 2008; Special Meeting, March 26, 2008).

* * * Consent Agenda - Approve the Following * * *

- a. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 3/24/08:
 - (1) Relating to Restrictions on Sale, Service or Dispensing of Alcoholic Beverages (relating to extended stay hotels or motels).
 - (2) Relating to Licensing of Re-Roofing Contractors (delay until 4/21/08 mtg.).
- b. Receive and file Ordinance Relating to Civil Service.
- c. Health Department budget adjustment in the amount of \$32,150 and contract with the North Dakota Department of Health for start-up expenses for Protect ND Kids (contract #08-598).
- d. Site Authorizations for American Gold Gymnastics at Big D's Bar and Grill and Sidestreet Grille & Pub.
- e. Applications for Games of Chance:
 - (1) YWCA Cass Clay for a raffle on 4/21/08.
 - (2) YWCA Cass Clay for bingo and a raffle on 5/29/08.
 - (3) Roger Maris Celebrity Golf Tournament for a raffle on 6/22/08.
 - (4) SENDCAA Headstart/Early Headstart for a raffle on 5/20/08.
- f. Acceptance of quote from Master Construction Company, Inc. for 2008 Cleanup Week services.
- g. Change Order No. G02 for an increase of \$17,067.48 for general construction in connection with Phase 1 of the Central Garage Renovation.
- h. House acquisition and removal for flood mitigation purposes at 1202 49th Avenue South.
- i. Project Concept Report for safety improvements at 4 intersections on 13th Avenue South, west of I-29 (Improvement District No. 5811).
- j. Change Order No. 1 for an increase of \$35,595.82 for Project No. 5696.
- k. Final Balancing Change Order for an increase of \$6,072 for Project No. 5560.
- l. Bid award for Project No. 5816.

- n. Bills.
- o. Bid awards for Improvement District Nos. 5314-12, 5779 and 5785.
- p. Create Improvement District Nos. 5713, 5781, 5782 and 5796.
- q. Contracts and bonds for Improvement District Nos. 5314-9, 5778 and 5792.

* * * Regular Agenda * * *

- 1. Recommendation from the City Attorney relative to language for questions on the June 10, 2008 ballot.
- 2. Recommendation for a graduated fine structure for parking zone violations in the downtown area and impoundment authorizing the "Denver boot".
- 3. Public Hearings - 5:15 p.m.:
 - a. Renaissance Zone Project for John and Dawn Wakefield at 505 Broadway, #308.
 - b. CONTINUE This was the date and time advertised for a hearing on a zoning change from GI, General Industrial to LI, Limited Industrial on the south 180 feet of the north 364 feet of the east 410 feet of Lot 6, Arndts-Devener Subdivision; however, the petitioner has requested that the hearing be continued to 4/21/08 (922 40th St. N.).
 - (1) Denial recommended by the Planning Commission on 3/12/08.
 - c. Petition for a zoning change on the following properties: from MR-3, Multi-Dwelling to DMU, Downtown Mixed-Use on 608, 614 and 620 9th Avenue North, 719, 727, 731 and 815 7th Street North, 315 and 613 7th Avenue North; 601 5th Street North and on 624 and 701 4th Street North; from LC, Limited Commercial to DMU, Downtown Mixed-Use on 812 and 820 Broadway North and 601, 617 and 717 4th Street North; from P/I, Public/Institutional to DMU, Downtown Mixed-Use on 604 and 619 Broadway North.
 - (1) Approval recommended by the Planning Commission on 3/12/08.
 - (2) 1st reading of rezoning Ordinance.
 - d. Petition for a zoning change from AG, Agricultural to GC, General Commercial on the southwest quarter of the northwest quarter less right-of-way of Section 14, Township 138 North, Range 49 West, less ND DOT I-29 property (3598 76th Ave. S.).
 - (1) Approval recommended by the Planning Commission on 3/12/08.
 - (2) 1st reading of rezoning Ordinance.
 - e. Petition for a Text Amendment to the Land Development Code, amending Section 20-1002, Subparagraph D.3 and Section 20-1004, Subparagraph B.1 of Article 20-10 of Chapter 20 that allows legal nonconforming residential uses/structures to be rebuilt if damaged or destroyed by more than 50 per cent of the structure's value.
 - (1) Approval recommended by the Planning Commission on 3/12/08.
 - (2) 1st reading of Ordinance.
- 4. Southside Flood Control Project status report.

AFTER ADJOURNMENT: The Board will meet in Executive Session to review litigation items.

REMINDER: The Board will meet as a Board of Equalization on Tuesday, April 8, 2008 at 8:45 a.m. in the City Commission Room.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 241-1310 or TDD 241-8258. Please contact us at least three business days in advance of public meetings to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo Web site at www.cityoffargo.com/commission

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OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

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AN ORDINANCE ENACTING SECTION 25-1509(O) OF ARTICLE 25-15
OF CHAPTER 25 OF THE FARGO MUNICIPAL CODE
RELATING TO RESTRICTIONS ON SALE, SERVICE OR DISPENSING
OF ALCOHOLIC BEVERAGES

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.

Section 25-1509(O) of Article 25-15 of Chapter 25 of the Fargo Municipal Code is hereby enacted to read as follows:

25-1509. Restrictions on sale, service or dispensing of alcoholic beverages.--
* * *

O. Any licensee holding a valid license under Article 25-15 of the Fargo Municipal Code which allows the licensee to dispense alcoholic beverages in an extended stay hotel or motel (not entitled to licensed as an Class ABH or ABHRZ license) may dispense such alcoholic beverages in accordance with the license issued. The following additional restrictions, however, will apply:

1. Such licenses will only be available to the hotels, motels, or such extended stay facilities that have more than 50 lodging rooms but less than 100 rooms.
2. No off-sale of any kind shall be allowed by such licensees.
3. No in-room service will be allowed.

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- 3 4. All alcoholic beverages will be opened, mixed or poured in a
- 4 room separate from the room in which they are to be
- 5 consumed.
- 6 5. Alcoholic beverages shall be consumed only at tables or
- 7 booths. No alcoholic beverages shall be consumed at a
- 8 counter or bar.
- 9 6. Food must be available and service of alcoholic beverages
- 10 shall be only available to hotel or motel patrons or their
- 11 guests.
- 12 7. Hours of service shall be limited to a period from 4:00 p.m.
- 13 to 8:00 p.m.
- 14 8. The food to alcohol ratio (50 percent) requires that food
- 15 purchases exceed alcohol purchases.

It is the intention that the alcoholic beverage license be used in extended stay hotels or motels so as to allow "managers social" subject to the foregoing restrictions.

Section 2. Effective Date.

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

Dennis R. Walaker, Mayor

Attest:

Steven Sprague, City Auditor

First Reading:
Second Reading:
Final Reading:

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OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

ORDINANCE ENACTING ARTICLE 25-36
OF CHAPTER 25 OF THE FARGO MUNICIPAL CODE
RELATING TO LICENSING OF RE-ROOFING CONTRACTORS

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 city finds that licensing of re-roofing contractors for residential buildings and structures doing business within the city is necessary and appropriate;

NOW, THEREFORE,

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

Section 1. Enactment.

Article 25-36 of Chapter 25 of the Fargo Municipal Code is hereby enacted to read as follows:

ARTICLE 25-36

RE-ROOFING CONTRACTORS

25-3601. Definitions. -- In this article, unless the context or subject matter otherwise requires:

1. "Re-roofing Contractor" means any contractor engaged in the business of replacement with shingles of an existing roof covering on a building or structure used for residential purposes, including without limitation single-family and multi-family residential purposes.
2. "Contractor" means any person engaged in the business of construction, repair, alteration, dismantling, or demolition of bridges, highways, roads, streets, buildings, airports,

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ORDINANCE NO. _____

1 dams, drainage or irrigation ditches, sewers, water or gas mains, water filters, tanks, towers, oil,
2 gas, or water pipelines, and every other type of structure, project, development, or improvement
3 coming within the definition of real or personal property, including the construction, alteration,
4 or repair of property to be held either for sale or rental, and shall include subcontractor, public
5 contractor, and nonresident contractor.

6 3. "Person" includes any individual, firm, co-partnership, association, corporation, limited
7 liability company, or other group or combination thereof acting as a unit, and the plural as well
8 as the singular number, unless the intent to give a more limited meaning is disclosed clearly by
9 the context thereof.

10 25-3602 License required – fee and expiration period. -- A person may not engage
11 in the business nor act in the capacity of a re-roofing contractor within the city of Fargo when the
12 cost, value or price of any job exceeds the sum of five hundred dollars without first having a
13 license as provided in this article. The fee and period of expiration for a re-roofing contractor
14 license shall be established by resolution of the board of city commissioners.

15 25-3603 License - How obtained - Failure to grant. --
16 A. To obtain a license under this article, an applicant who is eighteen years of age or older
17 shall submit, on forms the city auditor prescribes, an application under oath containing the
18 address and telephone number of the re-roofing contractor's principal place of business and a
19 statement of the applicant's experience and qualifications as a re-roofing contractor. The
20 applicant must establish that the applicant has a valid North Dakota state contractor's license,
21 pursuant to N.D.C.C. Chapter 43-07. The applicant must provide a certificate of general
22 liability insurance including products and completed operations coverage with an insurance
23 carrier licensed in the state of North Dakota in the amount of at least \$500,000 and a
statement from North Dakota Workforce Safety and Insurance that the re-roofing contractor
has secured workforce safety and insurance coverage satisfactory to the North Dakota
Department of Workforce Safety and Insurance. The application must contain a statement that
the applicant desires the issuance of a license under this article.

B. The city auditor may refuse to grant a license if the city auditor determines the application
contains false, misleading, or incomplete information. The city auditor shall notify the
applicant in writing if the city auditor does not grant the license and shall provide the
applicant an opportunity to respond to or cure the defect in the application for a period of ten
days from the date of the written notification. An applicant aggrieved by a decision of the city
auditor not to grant the license may appeal the decision to the board of city commissioners.

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1 25-3604 Performance Bond. -- A re-roofing contractor shall inform and make
2 available to its customers within the city an option that a contractor's performance bond may
3 be provided for the project in such amount equal to the price or cost of the project that would
4 allow the customer to place a claim against the bond in the event the re-roofing contractor, or
5 subcontractors of the re-roofing contractor, fails to perform work required under the contract.
Nothing herein shall prevent a re-roofing contractor from charging for, or recouping the cost
of, such performance bond from the customer so long as such cost is disclosed in writing to
the customer.

6 25-3605 Revocation. -- No sooner than twenty days after sending written notice
7 to a re-roofing contractor at the re-roofing contractor's last-known address, the city auditor
8 shall classify as not in good standing the license of any re-roofing contractor who fails to
9 maintain liability insurance as required by N.D.C.C. Section 43-07-04 or 43-07-10, fails to
10 comply with any of the requirements of N.D.C.C. Section 43-07-04 sub. 3, or fails to inform
11 and make available to its customers a contractor's performance bond for a project. Any re-
12 roofing contractor who has been notified by the city auditor that the re-roofing contractor's
13 license is not in good standing shall cease soliciting or entering new re-roofing contract
projects. If the re-roofing contractor fails to correct the deficiency specified in the notice by
evidence satisfactory to the city auditor within thirty days of the date of the notice or if the re-
roofing contractor solicits or enters new re-roofing contract projects while the re-roofing
contractor's license is not in good standing, the city may revoke or forfeit the license of the re-
roofing contractor as provided in article 25-01.

14 Section 2. Penalty.

15 Every person, firm or corporation violating an ordinance which is punishable as
16 an infraction shall be punished by a fine not to exceed \$500.00; the court to have power
17 to suspend said sentence and to revoke the suspension thereof.
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FARGO, NORTH DAKOTA

ORDINANCE NO. _____

Section 3. Effective Date.

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

Dennis R. Walaker, Mayor

Attest:

Steven Sprague, City Auditor

First Reading:

Second Reading:

Final Passage:

Publication:

F:\CITY\Planning Department\Inspections\Roofing Contractors - licensing Maurer Grady-- enact Article 25-36

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OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 7-0302 OF ARTICLE 7-03
OF CHAPTER 7 OF THE FARGO MUNICIPAL CODE
RELATING TO CIVIL SERVICE

NOW, THEREFORE,

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

Section 1. Amendment.

Section 7-0302 of Article 7-03 of Chapter 7 of the Fargo Municipal Code are hereby amended to read as follows:

7-0302. Recruitment.

- A. * * *
- B. * * *
- C. * * *
- D. * * *
- E. * * *
- F. * * *
- G. * * *
- H. * * *
- I. * * *
- J. Fingerprinting.

This ordinance is enacted pursuant to N.D.C.C. §12-60-24 to regulate the employment of fire firefighters.

An applicant, seeking to engage in firefighting shall submit, if required, two sets of his/her fingerprints taken by the Cass County Sheriff's Department or the Fargo Police Department to the Fargo Fire Department.

Upon receipt of the fingerprints, the Fargo Fire Department will transmit both sets of fingerprints and the appropriate fees to the North Dakota Bureau of Criminal Investigation. The North Dakota Bureau of Criminal Investigation will compare the subject's fingerprints against its criminal file and submit the fingerprints to the Federal Bureau of Investigation for a comparison with nationwide records. The results of the Federal Bureau of Investigation check will be returned to the North Dakota Bureau of Criminal Investigation, which will disseminate the state and national results to the Fargo Fire Department.

The Fargo Fire Department shall render a fitness determination based upon the results of the criminal background check.

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In rendering a fitness determination, the Fargo Fire Department will decide whether the record subject has been convicted of, or is under pending indictment for, (a) a crime which bears upon his/her ability or fitness to serve in the capacity; (b) any felony; or (c) a misdemeanor which involved force or threat of force ~~or threat of force~~, controlled substances, or was a sex-regulated offense.

A record subject may request and receive a copy of his/her criminal history record information from the Fargo Fire Department. Should the record subject seek to amend or correct his/her record, he/she must contact the Bureau of Criminal Investigation for a North Dakota state record or the Federal Bureau of Investigation for records from other jurisdictions maintained in its file.

Section 2. Effective Date.

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

Dennis R. Walaker, Mayor

Attest:

Steven Sprague, City Auditor

First Reading:
Second Reading:
Final Reading:



M E M O R A N D U M

TO: BOARD OF CITY COMMISSIONERS

FROM: RUTH BACHMEIER 
INTERIM DIRECTOR OF PUBLIC HEALTH

DATE: MARCH 28, 2008

**RE: CONTRACT WITH THE NORTH DAKOTA DEPARTMENT OF
HEALTH RELATING TO START-UP EXPENSES FOR PROTECT ND
KIDS
CONTRACT NO. 08-598**

The attached contract with the North Dakota Department of Health is being provided to help cover start-up costs associated with implementation of PROtect ND Kids immunization program. This funding will be utilized only for pre-approved costs.

The following budget adjustments would be needed to carry out this contract:

2008

Expenses

| | | |
|--------------------------------------|--------------------|----------|
| Supplies (fridge, scanners, coolers) | 101-6020-451-61-40 | \$ 2,150 |
| Bi-Directional Software-Contract | 101-6020-451-38-99 | \$30,000 |

2008

Revenue

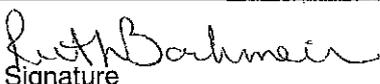
| | | |
|-------------------------------|--------------------|----------|
| Protect ND Kids Start Up-Misc | 101-0000-345-10-09 | \$32,150 |
|-------------------------------|--------------------|----------|

Suggested Motion:

Move to approve the contract with North Dakota Department of Health to cover startup expenses.

RB/la
Enclosure



| | | | |
|--|----------------------------------|---|------------------------------------|
| Contract No. 08-598 CFDA No. NA | | North Dakota Department of Health 600 East Boulevard Ave-Dept. 301 Bismarck, ND 58505-0200 Type: Purchase of Service Agreement (SFN53772) | |
| Contract Period From: March 20, 2008 Through: September 30, 2008 | | | |
| This contract is not effective and expenditures related to this contract should not be incurred until all parties have signed this document. | | | |
| Title of Project/Program: PROtect ND Kids | | Health Dept. Grant Code: HL12428 | |
| Contractor Name and Address: Fargo Cass Public Health 401 3 rd Avenue North Fargo, ND 58102-4839 Contact Name: Ruth Bachmeier Telephone: 701.241.1360 | | North Dakota Department of Health Program Director: Randy Miller Immunization Program Business Manager 600 East Boulevard Ave – Dept 301 Bismarck, ND 58505-0200 Telephone: 701.328.4514 Fax: 701.328.4727 | |
| Financial Information | Dept of Health Cost Share | Contractor Cost Share | Total Project/Program Costs |
| Amount of Financial Assistance | \$33,900 | \$ | \$33,900 |
| Previous Funds Awarded | \$ | \$ | \$ |
| Total Funds Awarded to Date | \$33,900 | \$ | \$33,900 |
| Scope of Service: Contractor agrees to purchase bi-directional software, refrigerator/freezer, transport coolers/freezers, card scanners and reimbursement for staff training as per contractor's request for additional start up expenses related to the changes in the PROtect ND Kids immunization program. | | | |
| Reporting Requirements: Contractor agrees to submit a request for reimbursement for expenditures through June 30, 2008 by July 15, 2008. Final request for reimbursement for expenditures incurred through September 30, 2008 must be received by November 15, 2008. Any item of equipment purchased at \$10,000 or more, must be supported by attaching invoice copies to the applicable reimbursement request. Reimbursement forms will be provided by the Department. | | | |
| Special Conditions: PROtect ND Kids expenditures incurred prior to start date of contract, but approved by the Protect ND Kids Task Force, will be allowed and are included in the funding amount. If actual expenditures for approved items exceed the contract amount, Contractor will notify the Department immediately and apply for additional funding prior to September 30, 2008. | | | |
| This contract is subject to the terms and conditions incorporated either directly or by reference in the following: (1) Requirements for Contracts issued by ND Dept. of Health as signed by Contractor for the period July 1, 2007 to June 30, 2009 [Accounting Use Only <input checked="" type="checkbox"/> Requirements Received] (2) applicable Federal and State regulations. | | | |
| Evidence of Contractor's Acceptance | | Evidence of Departmental Acceptance | |
|  Signature | March 28, 2008 Date | Signature | Date |
| Typed Name and Title of Authorized Representative Ruth Bachmeier Interim Director of Public Health | | Typed Name and Title of Authorized Representative Arvy Smith, Deputy State Health Officer | |
| Signature | Date | Signature | Date |
| Typed Name and Title of Authorized Representative Dennis R. Walaker Mayor, City of Fargo | | Typed Name and Title of Authorized Representative Randy Miller, Immunization Program Business Manager | |

Contractor: Attachments if referenced in the scope of service must be returned with the signed contract. If you did not receive attachments as indicated in the scope of service, please contact the Program Director identified above.



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (9-2005)

d 1

G - _____ (_____) _____
Site License Number
(Attorney General Use Only)

American Gold Gymnastics is hereby authorized to conduct games of
(Name of Organization)

chance under the license granted by the Attorney General of the State of North Dakota
at the following location: Big D's Bar & Grill the address of which is:

1515 42nd St Sw Fargo 58103 Cass
(Street) (City) (Zip Code) (County)

Date(s) authorized: Beginning 7/1/2008 Ending 6/30/2009

Specific location of gaming within facility (required): Southwest corner of establishment

Number of twenty-one tables (required)(if zero, enter "0"): 2

RESTRICTIONS: (to be completed ONLY if restrictions are set by the local governing body)

1. Days of week of gaming operations _____
2. Hours of gaming _____
3. List each specific game type prohibited Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Sports Pools, Poker, Calcutta, Paddlewheels

Attorney General Date
Steven Sprague
Signature of City/County Auditor Date
Steven Sprague/City Auditor 04-07-08
PRINT Name / Official Position

INSTRUCTIONS:

1. City/County Auditors - Retain a copy of the Site Authorization for your files.
2. City/County Auditors - Return the original Site Authorization form to the Organization.
3. Organizations - Send the original, signed, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 OR 800-326-9240



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (9-2005)

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G - _____ (_____) _____
Site License Number
(Attorney General Use Only)

American Gold Gymnastics _____ is hereby authorized to conduct games of
(Name of Organization)

chance under the license granted by the Attorney General of the State of North Dakota
at the following location: Sidestreet Grille & Pub _____ the address of which is:

301 3rd Ave N _____ Fargo _____ 58102 _____ Cass
(Street) (City) (Zip Code) (County)

Date(s) authorized: Beginning 7/1/2008 _____ Ending 6/30/2009 _____

Specific location of gaming within facility (required): Southwest corner of establishment _____

Number of twenty-one tables (required)(if zero, enter "0"): 2 _____

RESTRICTIONS: (to be completed ONLY if restrictions are set by the local governing body)

1. Days of week of gaming operations _____
2. Hours of gaming _____
3. List each specific game type prohibited Club Specials, Tip Baords, Seal Boards, Prize Boards, Punch Boards, Sports Pools, Poker, Calcutta, Paddlewheels _____

Attorney General Date _____
Signature of City/County Auditor Steven Sprague/City Auditor 04-07-08
Date
PRINT Name / Official Position

INSTRUCTIONS:

1. City/County Auditors - Retain a copy of the Site Authorization for your files.
2. City/County Auditors - Return the original Site Authorization form to the Organization.
3. Organizations - Send the original, signed, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 OR 800-326-9240

APPLICATION FOR A LOCAL PERMIT

City of Fargo
Rev. 10-07

7-1-08
CASH
25.00
e 3

| | | | |
|--|--------------------|---|---------------------------------------|
| Name of Non-profit Organization Roger Maris Celebrity Golf Tournament | | Date(s) of Activity June 22, 2008 to June 22, 2008 | |
| Person Responsible for the Gaming Operation Roger Fenstad | | Title Chairperson | Business Phone Number 701-282-4692 |
| Business Address 1042 14th Ave. E. | City West Fargo | State ND | Zip Code 58078 |
| Mailing Address (if different) | City | State | Zip Code |
| Name of Site Where Game(s) will be Conducted Holiday Inn of Fargo | | Site Address 13th Ave. S. & Interstate 29 | |
| City Fargo | State ND | Zip Code 58103 | County Cass |
| Check the Game(s) to be Conducted: <input type="checkbox"/> Bingo <input checked="" type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool | | | |

DESCRIPTION AND RETAIL VALUE OF PRIZES TO BE AWARDED

| Game Type | Description of Prize | Retail Value of Prize | Game Type | Description of Prize | Retail Value of Prize |
|---------------|----------------------------|-----------------------|-----------|--------------------------------|--|
| Raffle | Flat Screen TV | \$ 2,500.00 | Raffle | Chili's Gift Cert. | \$ 50.00 |
| Raffle | PC Gift Package | 2,225.00 | Raffle | Spitfire Grill Gift Cert | 50.00 |
| Raffle | Hornbachers Gift Card | 500.00 | Raffle | Red Lobster Gift Cert | 25.00 |
| Raffle | Scheels Gift Card | 500.00 | Raffle | Robin Roberts Autographed Ball | 50.00 |
| Raffle | Jack Nicholas Sports Coat | 250.00 | Raffle | Dozen Golf Balls | 25.00 |
| Raffle | Barnstormer Catering Cert. | 100.00 | Raffle | Ping Putter | 80.00 |
| Raffle | Don's Car Wash Cert. | 100.00 | | | |
| Raffle | Stop -N- Go Gift Cert. | 100.00 | | | |
| Raffle | Texas Roadhouse Gift Pkg | 50.00 | | | |
| Total: | | | | | (Limit \$12,000 per year) \$6,605.00 |

Intended uses of gaming proceeds: Fundraiser for the Roger Maris Celebrity Benefit Golf Tournament beneficiaries; Shanley High School, Hospice of the Red River Valley, Roger Maris Cancer Center

Does the organization presently have a state gaming license? No Yes - If "Yes," the organization is not eligible for a local permit and should call the Office of Attorney General at 1-800-326-9240.

Has the organization received a local permit from this or another city or county for the fiscal year July 1 through June 30? No Yes - If "Yes," indicate the total value of all prizes previously awarded: \$ _____. This amount is part of the total prize limit of \$12,000 per year.

PRIZE RESTRICTIONS:

A single cash prize cannot exceed \$2,500 and total cash prizes for a raffle cannot exceed \$4,000 in one day.

The retail value of a merchandise prize cannot exceed \$2,500.

The total of all cash prizes and retail value of all merchandise prizes for all games cannot exceed \$12,000 per year.

If the value of the planned cash and merchandise prizes exceeds \$12,000, the organization must reduce the prizes to this limit or apply for a state license with the Office of Attorney General.

| | | | |
|---|-----------------|----------------------|--------------------------------------|
| Signature of Top Executive Official <i>Roger Fenstad</i> | Date 3-28-08 | Title Chairperson | Daytime Phone Number 701-282-4692 |
|---|-----------------|----------------------|--------------------------------------|

4-2-08
 R#1499
 25.00
 (e4)

| | | | |
|--|----------------------|--|--|
| Name of Non-profit Organization SENDCAA Headstart/Early Headstart | | Date(s) of Activity May 20, 2008 to May 20, 2008 | |
| Person Responsible for the Gaming Operation Jessica Sanders | | Title Chairperson | Business Phone Number (701) 235-8931 |
| Business Address 3233 S University Dr. | City Fargo | State ND | Zip Code 58104 |
| Mailing Address (if different) | City | State | Zip Code |
| Name of Site Where Game(s) will be Conducted Oak Grove | | Site Address N Terrace Drive | |
| City Fargo | State ND | Zip Code 58104 | County Cass |
| Check the Game(s) to be Conducted: <input type="checkbox"/> Bingo <input checked="" type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool | | | |

DESCRIPTION AND RETAIL VALUE OF PRIZES TO BE AWARDED

| Game Type | Description of Prize | Retail Value of Prize | Game Type | Description of Prize | Retail Value of Prize |
|------------------------|----------------------|-----------------------|-----------|----------------------|--|
| *See Attachment | | \$ | | | \$ |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| Total: | | | | | (Limit \$12,000 per year) \$1,167.89 |

Intended uses of gaming proceeds: **parent activity funds, back-pack reading, and classroom supplies**

Does the organization presently have a state gaming license? No Yes - If "Yes," the organization is not eligible for a local permit and should call the Office of Attorney General at 1-800-326-9240.

Has the organization received a local permit from this or another city or county for the fiscal year July 1 through June 30? No Yes - If "Yes," indicate the total value of all prizes previously awarded: \$_____. This amount is part of the total prize limit of \$12,000 per year.

PRIZE RESTRICTIONS:

A single cash prize cannot exceed \$2,500 and total cash prizes for a raffle cannot exceed \$4,000 in one day.

The retail value of a merchandise prize cannot exceed \$2,500.

The total of all cash prizes and retail value of all merchandise prizes for all games cannot exceed \$12,000 per year.

If the value of the planned cash and merchandise prizes exceeds \$12,000, the organization must reduce the prizes to this limit or apply for a state license with the Office of Attorney General.

| | | | |
|---|-----------------------|-----------------------------|---|
| Signature of Top Executive Official Jessica Sanders | Date 4-2-08 | Title Chairperson | Daytime Phone Number (701) 235-8931 |
|---|-----------------------|-----------------------------|---|



Division of Solid Waste

2301 8th Avenue North
Fargo, North Dakota 58102
Phone: 701-241-1449
Fax: 701-241-8109

April 3, 2008



Honorable Board of City Commissioners
City of Fargo
Fargo, ND 58102

RE: Request for Quotes (RFQ)
2008 Cleanup Week Contracting Services

Dear Commissioners:

On April 2, 2008, quotes were received for providing residential waste collection and cleanup services for the 2008 Cleanup Week event. The RFQ stipulated that a contractor would be selected based on the prices quoted, equipment and personnel available to complete the work, and prior related experience.

Three firms submitted quotes in response to the RFQ as follows:

| <u>FIRM</u> | <u>QUOTE</u> |
|-----------------------------------|--------------|
| Master Construction Company, Inc. | \$33,850 |
| Industrial Builders, Inc. | \$38,250 |
| Diesel Dogs Trucking | \$39,500 |

In consideration of the selection criteria referenced above, this office recommends acceptance of the quote from Master Construction Company, Inc. in the amount of \$33,850 as the lowest and best bid. Funding for the contract services is included in the 2008 Solid Waste budget.

Your consideration in this matter is greatly appreciated.

SUGGESTED MOTION:

Accept the quote from Master Construction Company, Inc. in the amount of \$33,850 as the lowest and best bid.

Sincerely,

Terry Ludlum
Solid Waste Utility Manager

TL/sj

- c: Pat Zavoral, City Administrator
- Bruce Grubb, Enterprise Director
- Duane Haugen, Landfill Supervisor
- Delmar Ruff, Route Supervisor
- Larry DuBord, Master Construction Company, Inc.
- Roger Haberman, Industrial Builders, Inc.
- Dan Kraemer, Diesel Dogs Trucking

T:\SolidWaste\SolidWaste\WORDDOC\Spring_Cleanup\2008\Commission Letter Cleanup Wk RFQ.doc

Commercial/Residential Service
701-241-1449

Household Hazardous Waste
701-281-8915

Landfill
701-282-2489

Recycling
701-241-1449

Roll-off Service
701-241-1449

Web Site: www.cityoffargo.com/solidwaste



**2008 Cleanup Week
Bid Tabulation**

| Description | Quantity | Total Hours | Master Construction | Industrial Builders | Diesel Dogs Trucking |
|-------------------------|----------|-------------|---------------------|---------------------|----------------------|
| Loader w/Operator | 2 | 50 | \$ 8,000 | \$ 8,000 | \$ 11,000 |
| Tandem Truck w/Operator | 6 | 50 | \$ 15,600 | \$ 19,500 | \$ 18,000 |
| Foreman w/Vehicle | 1 | 50 | \$ 2,250 | \$ 2,750 | \$ 1,500 |
| Laborers | 8 | 50 | \$ 8,000 | \$ 8,000 | \$ 9,000 |
| TOTAL | | | \$ 33,850 | \$ 38,250 | \$ 39,500 |

RESIDENTIAL • COMMERCIAL
NEW CONSTRUCTION - REMODELING



P.O. Box 1285, Fargo, ND 58107
701-232-2240 • Toll Free 888-932-2240 • Fax 701-280-2956

LICENSED **HAROLD BREKKE** INSURED
Member of Better Business Bureau Since 1984

CONTRACT CHANGE ORDER

FROM: Harold's Construction, Corp.
1812 Dakota Drive
Fargo, ND 58103

No. G-03

TO: EAPC Architects
112 North Roberts Street
Fargo, ND 58102

DATE 2/11/08
JOB NAME City of Fargo Central Garage Phase I
CONTRACT JOB N 2005604 East Bay Sand Pit
PREPARED BY Harold Brekke

WORK TO BEGIN BY _____

WORK TO BE COMPLETED BY _____

The work covered by this order shall be performed under the same terms and conditions as that included in the Original Relocate Sand & oil Interceptor to east bay, extend depth to 12' instead of 4' 10" for drainage,

- 1) Remove concrete slab, excavate to find drain pipes
- 2) Install Shoring protection
- 3) Install concrete pad for interceptor, rebar 16" o.c., Pour walls 8" #4 rebar 16" o.c.

| | Material | Labor | Subs |
|--|--------------------|--------------------|--------------------|
| 1) Excavation | | | |
| 2) Extend concrete walls for pit & Labor | 730.00 | 246.00 | 5,650.00 |
| 3) Rebar | 220.00 | | |
| 4) Concrete Pump | 680.00 | | |
| 5) Form Rental | 650.00 | | |
| 6) Shoring Material & Labor | 811.00 | 1109.00 | |
| 7) Forming 26 hrs @ \$41.00 | | 1066.00 | |
| 8) Stripping forms 24 hrs @ \$41.00 | | 984.00 | |
| 9) Supervision 30 hrs @ \$55.00 | | 1,650.00 | |
| Total | \$ 3,091.00 | \$ 5,135.00 | \$ 5,650.00 |

Changes Approved

Continued →

BY: _____
BY: _____

| | |
|---------------------------|--------|
| PREVIOUS CONTRACT AMOUNT | _____ |
| AMOUNT OF THIS ORDER | _____ |
| TOTAL CONTRACT AND EXTRAS | _____ |
| | \$0.00 |

By: _____

RESIDENTIAL - COMMERCIAL
NEW CONSTRUCTION - REMODELING



P.O. Box 1285, Fargo, ND 58107
701-232-2240 • Toll Free 888-932-2240 • Fax 701-280-2956
LICENSED **HAROLD BREKKE** INSURED
Member of Better Business Bureau Since 1984

CONTRACT CHANGE ORDER

FROM: Harold's Construction, Corp.
1812 Dakota Drive
Fargo, ND 58103

No. 4-03

TO: EAPC Architects
112 North Roberts Street
Fargo, ND 58102

DATE 2/11/08
JOB NAME City of Fargo Central Garage Phase 1
CONTRACT JOB N 2005604 East Bay Sand pit
PREPARED BY Harold Brekke

WORK TO BEGIN BY _____

WORK TO BE COMPLETED BY _____

The work covered by this order shall be performed under the same terms and conditions as that included in the Original

| | | <u>Material</u> | <u>Labor</u> | <u>Subs</u> |
|--------------|-----|--------------------|--------------------|--------------------|
| Overhead | 8% | 247.28 | 410.80 | 452.00 |
| Profit | 15% | 4,63.65 | 770.25 | 847.50 |
| Total | | \$ 3,801.93 | \$ 4,316.05 | \$ 6,949.50 |

Total \$17,067.48

wave is the deduct for the original S/O
wave is the deduct for shortening the pit

Changes Approved

BY: Alan Weigel 3-5-08

PREVIOUS CONTRACT AMOUNT

\$ 185,149.00

BY: [Signature] 3/6/08

AMOUNT OF THIS ORDER

17,067.48

TOTAL CONTRACT AND EXTRAS

BY: [Signature]

wave they the sub of payments of the S/O



Memorandum

To: PWPEC

From: April E. Walker, Storm Sewer Utility Engineer *aw*

CC:

Date: 3/31/08

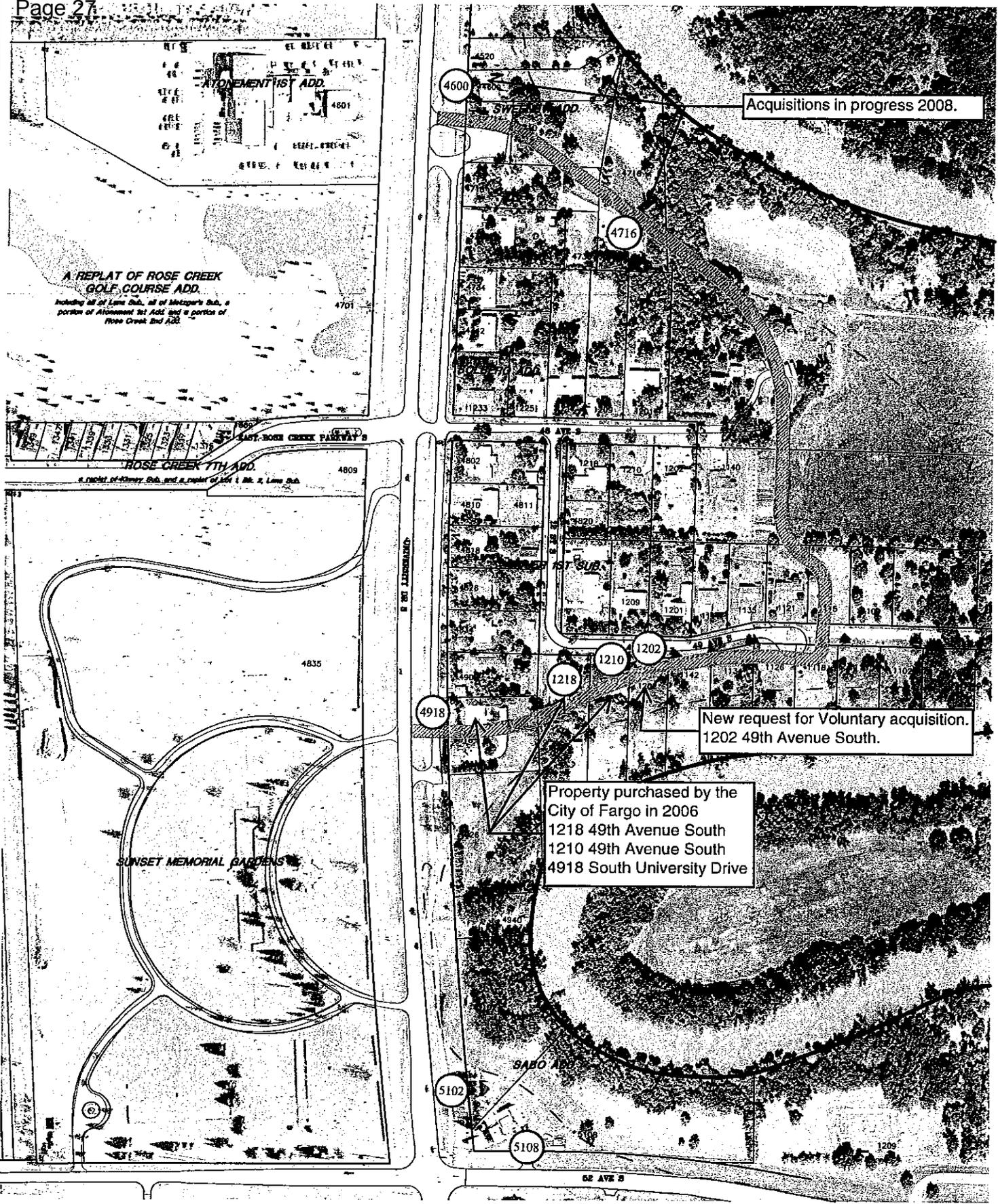
Re: Potential Acquisition

I have been contacted by the owners of 1202 49th Avenue South. They wish to have their home acquired by the City. This home is identified as one that the City would like to purchase and remove.

The South Acres area has the potential to be protected from flooding with a basic level levee. This would protect the property from a 100 year event but not provide the freeboard necessary to remove the property from the 100 year floodplain. The alignment of this levee requires the acquisition of five (5) homes in order to construct the levee, and the acquisition of one (1) home which will be on the unprotected side of the levee. Also under evaluation, is a plan to provide greater protection to the neighborhood removing them from the 100 year floodplain. This plan would require further acquisitions in this area (estimated at 2-5 homes).

At this time the City has acquired or is in the process of acquiring 5 of the 6 homes needed for basic protection. The property located at 1202 49th Avenue South represents the final home that would be needed to provide basic protection to the South Acres neighborhood.

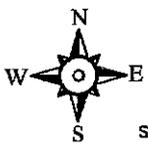
At this time staff recommends pursuing the opportunity to acquire this home through voluntary measures.



Acquisitions in progress 2008.

New request for Voluntary acquisition.
1202 49th Avenue South.

Property purchased by the
City of Fargo in 2006
1218 49th Avenue South
1210 49th Avenue South
4918 South University Drive



Scale: 1"=300'

- Earth Levee
- Recommended for Acquisition
- Floodway Line

FLOOD MITIGATION PROJECT
Site No. 214
South Arces Area

DATE: 4/1/2008 2:42:41 PM

CITY OF FARGO ENGINEERING DEPARTMENT

COMP: fgo - City of Fargo

Project No: 5696

Chg Ord No: 1

Date Entered: 03/31/2008

For: Louis, S J Construction

Date Printed: 04/01/2008

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

EXPLANATION OF CHANGE IN PLAN RECOMMENDED

Due to a conflict with the 12" Sanitary Sewer Force Main and the 16" Water Main the 36" Force Main had to be lowered at 23rd Avenue South. There was a grade conflict with the storm sewer going into Anderson Softball Fields. We had to remove and replace 12" storm sewer for 23rd Avenue bore .

| Sec | Item | Item Description | Unit | Orig Cont Qty | Prev C/O Qty | Curr Cont Qty | Curr C/O Qty | Tot Cont Qty | Unit Price | C/O Ext Price |
|---------------------------------|-------|--|------|---------------|--------------|---------------|--------------|--------------|------------|------------------|
| 1 | 11056 | Extra Item-Grade conflict w/ st.s. | EA | 0.00 | 0.00 | 0.00 | 1.00 | 1.00 | 4,495.05 | 4,495.05 |
| 1 | 11057 | Extra Item - Lower Bore at 23rd Avenue South | EA | 0.00 | 0.00 | 0.00 | 1.00 | 1.00 | 29,163.85 | 29,163.85 |
| 1 | 11058 | Extra - Rem. & Repl. 12" St. S. at 23rd Ave. Bor | EA | 0.00 | 0.00 | 0.00 | 1.00 | 1.00 | 1,936.92 | 1,936.92 |
| Sanitary Sewer Sub Total | | | | | | | | | | 35,595.82 |
| | | | | | | | | | Total: | 35,595.82 |

Source of Funding: Sewer Utility Funds

Net Amount Change Order 1: \$35,595.82
 Previous Change Orders: \$0.00
 Original Contract Amount: \$3,482,424.00
 Total Contract Amount: \$3,518,019.82

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

APPROVED:

APPROVED:



City of Fargo Engineer

For Contractor

Mayor

Title

Attest

(K)

REPORT OF ACTION

PUBLIC WORKS PROJECTS EVALUATION COMMITTEE

Project No. 5560 Type: Final Balancing Change Order

Location: 45th Street and 23rd Avenue South Date of Hearing: 04/01/08

| <u>Routing</u> | <u>Date</u> |
|------------------|-------------|
| City Commission | 04/07/08 |
| PWPEC File | X |
| Project File | X |
| Petitioners | _____ |
| David W. Johnson | _____ |

The Committee reviewed the Final Balancing Change Order for Project 5560.

Mark Bittner stated that this final balancing change order is in compliance with the most recent revisions to the Fargo Change Order Policy.

On a motion by Mark Bittner, seconded by Bruce Hoover, the Committee voted to recommend approval of the change order.

RECOMMENDED MOTION

Approve the Final Balancing Change Order for Project 5560 in the amount of \$6,072.

PROJECT FINANCING INFORMATION:

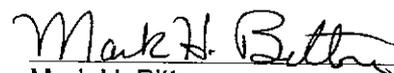
Recommended source of funding for project: Sales Tax

| | <u>Yes</u> | <u>No</u> |
|--|------------|-----------|
| Developer meets City policy for payment of delinquent specials | N/A | _____ |
| Agreement for payment of specials required of developer | N/A | _____ |
| 30% escrow deposit required | N/A | _____ |

COMMITTEE

| | <u>Present</u> | <u>Yes</u> | <u>No</u> | <u>Unanimous</u> |
|--|----------------|------------|-----------|------------------|
| | | | | X |
| Pat Zavoral, City Administrator | X | X | | |
| Jim Gilmour, Planning Director | X | X | | |
| Bruce Hoover, Fire Chief | X | X | | |
| Mark Bittner, City Engineer | X | X | | |
| Bruce Grubb, Enterprise Director | X | X | | |
| Al Weigel, Public Works Operations Manager | X | X | | |
| Steve Sprague, City Auditor | X | X | | |

ATTEST:


 Mark H. Bittner
 City Engineer

CITY OF FARGO ENGINEERING DEPARTMENT

Impr Dist No: 5560
 Date Entered: 02/21/2008
 Date Printed: 03/10/2008

Final Chg Ord No: 1
 For: Merritt Landscape Design

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

EXPLANATION OF CHANGE IN PLAN RECOMMENDED

Additional trees added between 23rd and 26th Avenue on west side due to removal of trees during previous years street reconstruction project.

| Sec | Item | Item Description | Unit | Orig Cont Qty | Prev C/O Qty | Curr Cont Qty | Curr C/O Qty | Tot Cont Qty | Unit Price | C/O Ext Price |
|--------------------------------|------|-----------------------|------|---------------|--------------|---------------|--------------|--------------|------------|-----------------|
| 56 | 5501 | Deciduous Tree 1 1/2" | EA | 131.00 | 24.00 | 155.00 | 24.00 | 179.00 | 253.00 | 6,072.00 |
| Tree Planting Sub Total | | | | | | | | | | 6,072.00 |
| | | | | | | | | | | Total: 6,072.00 |

Source of Funding: Sales Tax
 Net Amount Change Order 1: \$6,072.00
 Previous Change Orders: \$0.00
 Original Contract Amount: \$49,820.00
 Total Contract Amount: \$55,892.00

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

APPROVED:



APPROVED:

Mark Bitter
 City of Fargo Engineer

For Contractor

Mayor

owner

Title

Attest

CITY OF FARGO
 ENGINEERING DEPARTMENT
 PAY ESTIMATE SHEET

COPY

The Honorable Board of City Commissioners
 Fargo, North Dakota

Dear Commissioners:

Be advised that Merritt Landscape Design, has performed the work to date shown on this statement on Tree Planting and Incidentals

Pay Estimate No: 3 - Final

Project No: 5560

General Location: 45th St S, 26th to 32nd Ave; and 23rd Ave S, 42nd to 45th St.

| Tree Planting | Item | Unit | Contract Qty | C/O Qty | Total Qty | Qty Used | Unit Price | Ext Price | Percent Use |
|--------------------------------|-------------------------------|------|--------------|---------|-----------|----------|------------|-----------|------------------|
| 4108 | 6" Wide Concrete Planter Curb | LF | 960.00 | | 960.00 | 960.00 | 5.250 | 5,040.00 | 100.01 |
| 5501 | Deciduous Tree 1 1/2" | EA | 131.00 | 24.00 | 155.00 | 155.00 | 253.000 | 39,215.00 | 100.01 |
| 5532 | Deciduous Shrub #2 | EA | 157.00 | | 157.00 | 157.00 | 41.000 | 6,437.00 | 100.01 |
| 5696 | Bench | EA | 4.00 | | 4.00 | 4.00 | 1,300.000 | 5,200.00 | 100.01 |
| Tree Planting Sub Total | | | | | | | | | 55,892.00 |

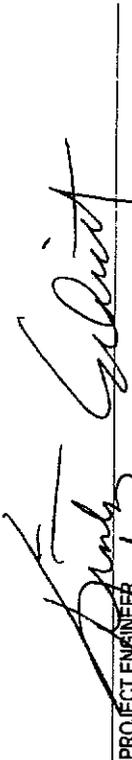
* Over limit on percentage used.

CITY OF FARGO
ENGINEERING DEPARTMENT
PAY ESTIMATE SHEET

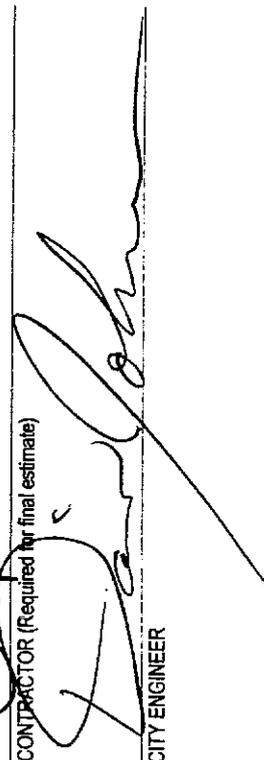
Pay Estimate No: 3 - Final
Project No: 5560

| | | | |
|---|-------------------|---------------------------|-------------|
| Total Amount of Work to Date | \$55,892.00 | Original Contract Amount | \$49,820.00 |
| Materials on Hand | \$0.00 | Contract Change Orders | \$6,072.00 |
| Less Retainage | 0.00 % | Total Contract Amount | \$55,892.00 |
| Less Liquidated Damages | 0 days @ \$0 /day | Remaining Contract Amount | \$0.00 |
| Liquidated Damages Description | | | |
| Total Due to Date | \$55,892.00 | | |
| Less Previous Payments | \$51,700.10 | | |
| Amount allowed Pay Estimate # 3 - Final | \$4,191.90 | | |

Approvals:

PROJECT ENGINEER  3/17/08
Date

CONTRACTOR (Required for final estimate)  3-17-08
Date

CITY ENGINEER  3-18-08
Date

April 2, 2008



Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Project No. 5816

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 2, 2008, for Street Rehabilitation and Incidentals, Project No. 5816, located at various roadways throughout the City.

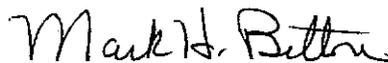
The bids were as follows:

| | |
|------------------------|-------------|
| Roadway Services, Inc. | \$72,450.00 |
| Engineer's Estimate | \$50,000.00 |

The special assessment escrow is not required.

This office recommends award of the contract to Roadway Services, Inc., in the amount of \$72,450.00 as the lowest and best bid.

Sincerely,



Mark H. Bittner
City Engineer

MHB/pan

M

COVER SHEET
CITY OF FARGO PROJECTS

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 Project as it will appear in the Contract:

Traffic Signal Improvements

Project No. 5807-1

Call For Bids April 7, 2008

Bid Opening Date April 30, 2008

Completion Date August 15, 2008

N/A PWPEC Report (Attach Copy) **Part of 2008 CIP**

X Engineer's Report (Attach Copy)

X Direct City Auditor to Advertise for Bids

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

N/A Notice to Property Owners (Dan Eberhardt)

Project Engineer Allen Schumacher

Phone No. 297-7780

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:

N/A Create District (Attach Copy of Legal Description)

N/A Order Plans & Specifications

N/A Approve Plans & Specifications

N/A Adopt Resolution of Necessity

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

N/A Assessment Map (Attach Copy for Auditor's Office Only)

ENGINEER'S REPORT
TRAFFIC SIGNAL IMPROVEMENTS
PROJECT NO. 5807-1

Nature & Scope

This project calls for miscellaneous traffic improvements around the City. It includes installation of new left turn heads, new loop detectors, feed point relocations, replacing worn signal standards and eight battery back-up systems at intersections that are prone to power failure.

Purpose

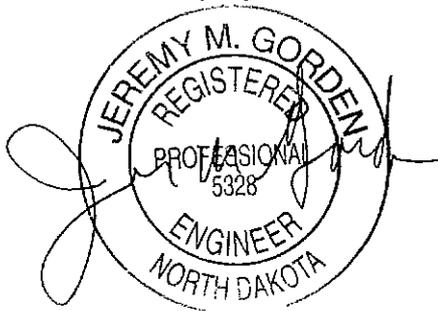
This project will improve both operations and safety of the traveling public.

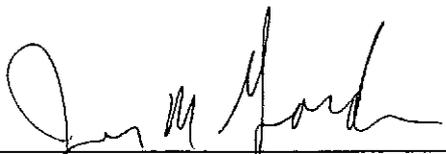
Feasibility

The estimated construction cost of the project is \$73,270. The project is to be funded by CSSI.

| | |
|---|-----------------|
| Estimated Construction Cost: | \$73,270.00 |
| Plus 12% Engineering & Administration fees: | 8,792.00 |
| Plus 8% Miscellaneous: | <u>5,862.00</u> |
| Total Project Cost: | \$87,924.00 |

We believe this project to be cost effective.





Jeremy M. Gorden, P.E.
Senior Engineer – Transportation

April 2008

April 1, 2008



Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Improvement District No. 5314-12

Dear Commissioners:

Bids were opened at 11:30 AM on Tuesday, April 1, 2008, for Bridges, PC Concrete Pavement, Grading, Storm Sewer, Water Main Distribution, Signals, Street Lighting, Bike Trail & Incidentals, Improvement District No. 5314-12, located at NDDOT Borrow Area – west of Drain 53, north of 52nd Avenue South. Bids were solicited from the two firms under contract for 52nd Avenue South and I-29 interchange improvements for construction coordination benefits.

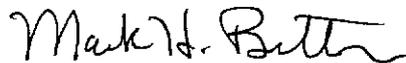
The bids were as follows:

| | |
|-------------------------------|--------------|
| Master Construction Co., Inc. | \$ 75,032.50 |
| Industrial Builders, Inc. | \$ 95,620.75 |
| Engineer's Estimate | \$140,000.00 |

The special assessment escrow is in not required.

This office recommends award of the contract to Master Construction Co., Inc., in the amount of \$75,032.50 as the lowest and best bid.

Sincerely,



Mark H. Bittner
City Engineer

MHB/jmg

April 2, 2008



Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Improvement District No. 5779

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 2, 2008, for Asphalt Wearing Course and Incidentals, Improvement District No. 5779, located at various locations – 21st Avenue North, Burlington Northern I-29 South Industrial Center, Amber Valley Parkway, Woodhaven 2nd, Marten's Way.

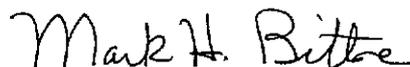
The bids were as follows:

| | |
|----------------------------|--------------|
| Aggregate Industries | \$771,450.69 |
| Northern Improvement Co. | \$795,692.96 |
| Border States Paving, Inc. | \$808,578.97 |
| Central Specialties, Inc. | \$887,259.15 |
| Strata Corporation | \$960,146.80 |
| Engineer's Estimate | \$907,550.00 |

The special assessment escrow is not required.

This office recommends award of the contract to Aggregate Industries, in the amount of \$771,450.69 as the lowest and best bid.

Sincerely,



Mark H. Bittner
City Engineer

MHB/jmg

April 2, 2008

03

Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Improvement District No. 5785

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 2, 2008, for Water Main Replacement and Incidentals, Improvement District No. 5785, located on 8th Street – 1st to 2nd Avenue North.

The bids were as follows:

| | |
|-------------------------------|--------------|
| Master Construction Co., Inc. | \$85,485.00 |
| Rising Sun Construction, Inc. | \$88,374.00 |
| George E. Haggart, Inc. | \$99,702.50 |
| Shermans, LLC | \$102,004.94 |
| Kindred Plbg. & Htg., Inc. | \$108,458.75 |
| Dakota Underground | \$112,712.50 |
| Engineer's Estimate | \$80,000.00 |

The special assessment escrow is not required.

This office recommends award of the contract to Master Construction Co., Inc., in the amount of \$85,485.00 as the lowest and best bid.

Sincerely,

Mark H. Bittner

Mark H. Bittner
City Engineer

MHB/pan

ENGINEER'S REPORT

WATER MAIN REPLACEMENT, STREET
RECONSTRUCTION & INCIDENTALS

IMPROVEMENT DISTRICT NO. 5713

Nature & Scope

This project is for the replacement of water main on 4th Avenue North from University Drive to 16th Street North and 14th and 15th Street from 3rd Avenue to 5th Avenue North.

This project was approved by the Fargo City Commission under the 2008 Capital Improvements Program (CIP) which includes water main replacements, street rehabilitation and street lights.

Purpose

The existing water mains are cast iron, which were installed approximately 90 years ago, and have a record of numerous breaks. Replacement of the water main with DR-18 PVC pipe will correct the situation.

The street reconstruction includes new curb and gutter, street sections and street lights on 4th Avenue North from University Drive to 16th Street and 14th and 15th Street from 3rd Avenue to 5th Avenue North.

Feasibility

The estimated cost of construction is approximately \$1,267,246.65. The cost breakout is as follows:

| | |
|--|-------------------|
| <i>Water Main Replacement/Sewer Repair/Storm Sewer:</i> | \$ 462,053.00 |
| Plus 25% Engineering & Administration Fees: | <u>115,513.25</u> |
| Total Estimated Water Main Replacement: | \$ 577,566.25 |
| \$125,419.35/Total Amount to be Assessed for Water Main | |
| \$269,575.65/Total Amount from Water Main Funds | |
| \$182,571.25/Total Amount from Sewer Utility Funds | |
| <i>Street Reconstruction/Street Lights/Signing/Striping:</i> | \$ 805,193.65 |
| Plus 25% Engineering & Administration Fees: | <u>201,298.41</u> |
| Total Estimated Street Rehabilitation: | \$1,006,492.06 |
| \$368,619.00/Total Amount to be Assessed for Street Rehabilitation | |
| \$637,873.06/Total Amount from Water Main Funds | |
| <i>Grand Total:</i> | |
| Special Assessments | \$ 494,038.35 |
| Water Main Replacement | 907,448.71 |
| Sewer Utility | <u>182,571.25</u> |
| | \$1,584,058.31 |

The cost to the property owners of residential lots will be limited to \$35/foot for water main replacement and \$60/foot for paving rehabilitation. Total front footage for the water main replacement is estimated at 4,128.12 feet.

We believe this project to be cost effective.



Mark Bittner

Mark Bittner
City Engineer

April 2008

ENGINEER'S REPORT
 WATER MAIN REPLACEMENT
 & INCIDENTALS
 IMPROVEMENT DISTRICT NO. 5781

Nature & Scope

This project is for the replacement of water main on Woodland Drive North & Plumtree Road North.

This project was approved by the Fargo City Commission under the 2008 Capital Improvements Program (CIP).

Purpose

The existing water mains are cast iron, which were installed approximately 53 years ago, and have a record of various breaks. The water main will be upsized to provide additional flow capacity. A portion of the existing water main lies within the future alignment of the Ridgewood Flood Control floodwall and will need to be relocated.

Portions of the sanitary sewer system will also be removed & relocated to allow room for the relocated water main. This project also provides for the replacement of individual sewer services when requested by property owners.

Feasibility

The estimated cost of construction is approximately \$392,162.00. The cost breakdown is as follows:

| | |
|--|-------------------|
| Water Main Replacement | \$ 228,557 |
| Plus 25% Engineering & Administration fees | \$ 57,140 |
| Total Estimated Water Main Replacement | \$ 285,697 |
| Special Assessments 2,542.16 FF @ \$35 = | \$ 88,976 |
| Water Main Funds | \$ 196,721 |
| Sanitary Sewer Replacement | \$ 69,190 |
| Plus 25% Engineering & Administration fees | \$ 17,298 |
| Total Estimated Sanitary Sewer Replacement | \$ 86,488 |
| Special Assessments: | |
| Service Replacement 7 Ea. @ \$2,000/Ea. | \$ 14,000 |
| Sanitary Sewer Funds | \$ 72,488 |
| Pavement Patching | \$ 74,955 |
| Plus 25% Engineering & Administration fees | \$ 18,739 |
| Total Estimated Paving | \$ 93,694 |
| Street Sales Tax Funds | \$ 93,694 |
| Storm Sewer | \$ 19,460 |
| Plus 25% Engineering & Administration fees | \$ 4,865 |
| Total Estimated Storm Sewer Utility Funds | \$ 24,325 |
| Storm Sewer Utility | \$ 24,325 |

| | | |
|-----------------------------|--------------|------------------|
| Total Estimated Cost | | \$ 490,204 |
| Special Assessments | 21.01% | \$ 102,976 |
| Water Main Funds | 40.13% | \$ 196,721 |
| Sanitary Sewer Funds | 14.79% | \$ 72,488 |
| Street Rehabilitation Funds | 19.11% | \$ 93,694 |
| Storm Sewer Utility Funds | <u>4.96%</u> | <u>\$ 24,325</u> |
| | 100.00% | \$ 490,204 |

The cost to the property owners of residential lots will be limited to \$35/foot for water main replacement and an optional \$2000 sewer service replacement.

We believe this project to be cost effective.



Mark Bittner

Mark Bittner
City Engineer

April 2008

P3

ENGINEER'S REPORT
 WATER MAIN REPLACEMENT, STREET
 RECONSTRUCTION & INCIDENTALS
 IMPROVEMENT DISTRICT NO. 5782

Nature & Scope

This project is for the replacement of water mains and street reconstruction on:
 10th Avenue South from South University Drive to 17th Street
 14th Street South from 9th Avenue to 11th Avenue
 15th Street South from 9th Avenue to 11th Avenue
 16th Street South from 9th Avenue to 10th Avenue

This project was approved by the Fargo City Commission under the 2008 Capital Improvements Program (CIP) which includes water main replacements and street reconstruction.

Purpose

The existing water mains are cast iron, which were installed 80 – 101 years ago, and have a record of numerous breaks. Replacement of the water main with DR-18 PVC pipe will correct the situation.

The existing roadway section to be replaced was constructed up to 88 years ago. It has deteriorated beyond its life expectancy.

This project does provide for the replacement of street lighting and some of the sanitary sewer mains that have deteriorated and the replacement of individual sewer services that were not replaced in the past.

Feasibility

The estimated cost of construction is approximately \$1,469,500. The cost breakdown is as follows:

| | |
|--|-------------------|
| Water Main Replacement | \$ 406,800 |
| Plus 25% Engineering & Administration fees | \$ 101,700 |
| Total Estimated Water Main Replacement | <u>\$ 508,500</u> |
| Special Assessments 5,304 FF @ \$35 = | <u>\$ 185,640</u> |
| Water Main Funds | \$ 322,860 |

| | | |
|--|---------------|-------------------|
| Sanitary Sewer Replacement | | \$ 113,700 |
| Plus 25% Engineering & Administration fees | | <u>\$ 28,425</u> |
| | | \$ 142,125 |
| Special Assessments | | |
| Main Replacement 624 FF @ \$35 = | \$21,840 | <u>\$ 21,840</u> |
| Sanitary Sewer Funds | | \$ 120,285 |
| Street Reconstruction | | \$ 949,020 |
| Plus 25% Engineering & Administration fees | | <u>\$ 237,255</u> |
| Total Estimated Street Reconstruction | | \$1,186,275 |
| Special Assessments 5,256 FF @ \$60 | | <u>\$ 315,360</u> |
| Street Sales Tax | | \$ 870,915 |
| | | |
| Total Estimated Cost | | \$1,836,900 |
| Special Assessments | 28.46% | \$ 522,840 |
| Water Main Funds | 17.58% | \$ 322,860 |
| Sanitary Sewer Funds | 6.55% | \$ 120,285 |
| Street Rehabilitation Funds | <u>47.41%</u> | <u>\$ 870,915</u> |
| | 100% | \$1,836,900 |

The cost to the property owners will be limited to \$35/foot for water main replacement, \$35/foot for sanitary sewer repair and \$60/foot for pavement reconstruction.

We believe this project to be cost effective.



Mark H. Bittner
 Mark H. Bittner
 City Engineer

April 2008

P4

ENGINEER'S REPORT

SANITARY SEWER, WATER MAIN,
STORM SEWER & INCIDENTALS

IMPROVEMENT DISTRICT NO. 5796

Nature & Scope

This project is for the installation of underground utilities at the location described as follows:

- On 28th Avenue from 42nd Street to Saffron Drive South.
- On 30th Avenue from 42nd Street to 1350' west of 42nd Street.
- On Saffron Drive from 28th Avenue to 30th Avenue South.
- On Sienna Drive from 30th Avenue to 32nd Avenue South.
- On Russett Avenue from Sienna Drive to 43rd Street South.
- On 31st Avenue from 42nd Avenue to 43rd Street South.
- On Auburn Avenue from Sienna Drive to 43rd Street South.
- On 43rd Street from 30th Avenue to 32nd Avenue South.

Purpose

This project is for the development of Autumn Fields Addition and Bethany First South Addition as requested by the developers. These projects were originally requested and approved as independent projects, Improvement District No. 5795 and 5796. The installation of underground utilities at Bethany First Addition will be combined to facilitate a timely completion of both requests.

Feasibility

The entire cost of the project will be assessed as follows:

| | |
|---|----------------|
| Estimated Construction Cost: | \$1,350,000 |
| Plus 32% Engineering & Administration Fees: | <u>432,000</u> |
| Total Estimated Assessed Cost: | \$1,782,000 |

We believe this project to be cost effective.



Mark H. Bittner

 Mark H. Bittner
 City Engineer

March 2008