

FARGO CITY COMMISSION AGENDA
Monday, March 10, 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, February 25, 2008).

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

- a. 1st reading of an Ordinance Relating to Pensions for City Employees Other Than Those in the Police and Fire Pension Systems.
- b. Memorandum of Understanding with the Fargo Public Schools for use of the Civic Center and Auditorium in the event of a school incident or emergency.
- c. Finance Committee recommendation for a revenue accounting policy to be effective March 10, 2008.
- d. Finance Committee recommendation for early redemption of the outstanding Lodging Tax Revenue Bonds issued to construct the F-M Convention and Visitors' Building and distribution of lodging tax surplus funds to the custody of the F-M CVB.
- e. Finance Committee recommendation for a sole source procurement with Eide Bailly, LLC for Police software conversion consulting services.
- f. Addendum to the Duncan Solutions contract to provide parking enforcement and citation management services.
- g. Year to Date - Budget to Actual report for February 2008.
- h. Memorandum of Understanding with Fargo Public Schools for School Resource Officers.
- i. Police Department budget adjustment and grant with the North Dakota Department of Transportation to fund safety belt enforcement and education.
- j. Resolution authorizing submittal of a formal application with the North Dakota Department of Health for a loan under the Clean Water Act for a north side sewer service system.
- k. Adjusted list price for NRI property at 1122 7th Avenue South to \$114,900.
- l. Expansion of the Neighborhood Revitalization Initiative (NRI) boundaries to 28th Avenue on the north and I-94 on the south.
- m. Amended and Restated Easement with Craig and Llonna Helenske, Elizabeth Bushell and Ron and Karen Offutt for a No-Build Easement area.

- n. Agreement with Alan and Rita Yan regarding an extension of time to correct building code violations at 5003 Rose Creek Parkway South.
- o. Contract with the North Dakota Department of Health for West Nile Virus activities.
- p. Health Department budget adjustment and contract with the North Dakota Department of Health to purchase childhood vaccine.
- q. Mosquito Control Agreement with Cass County for the 2008 season and aerial application forms and payment of retainer fee of \$10,043 to Airborne Custom Spraying for the 2008 season.
- r. Application filed by Bruck & Whitt LLC for a five-year tax exemption for improvements made to a building at 101 8th Street South.
- s. Applications for Games of Chance:
 - (1) NDSU NIRSA for raffles from 3/20/08 to 4/7/08.
 - (2) MDA "Old Fashioned Motorcycle Run" for a raffle on 5/31/08.
 - (3) Lincoln Elementary School for bingo and a raffle on 4/5/08.
 - (4) Clara Barton Hawthorne PTA for bingo on 3/15/08.
 - (5) Centennial School PTA for bingo and raffles from 4/4/08 to 5/31/08.
 - (6) Fargo North Baseball for a calendar raffle from 3/17/08 to 5/31/08.
 - (7) The Faller Benefit for a raffle on 5/2/08; Public Spirited Resolution.
- t. Plat of Urban Plains Northeast Retail Addition.
- u. Purchase of one mudjacker from Hydraulic Mudpumps, Inc. for \$65,365.
- v. Purchase Agreement for Park District property for a storm retention basin near 52nd Avenue South.
- w. House acquisition and removal for flood mitigation purposes at 4600 South University Drive.
- x. Change Order No. M02 for an increase of \$8,022 for mechanical work in connection with Phase I of the Central Garage Renovation.
- y. Change Order No. 1 for an increase of \$1,881.00 for the Civic Center fall safety rigging.
- z. Contract awards for consulting services for Project Nos. 5725, 5726, 5728, 5729, 5799, 5808, 5657, 5656, 5798 and 5733.
- aa. Bid award for Project No. 5771.
- bb. Bid advertisements for Project Nos. 5801, 5802 and 5816.
- cc. Bills.
- dd. Bid awards for Improvement District Nos. 5314-9, 5778 and 5583.
- ee. Create Improvement District No. 5760.
- ff. Contract and bond for Improvement District No. 5314-1.

1. Presentation of an ADDY award to Communications Manager Heather Mitzel.
2. Recommendation to send 4 Forestry Department arborists and 2 aerial units to Northwood to assist with pruning and storm damaged tree mitigation.
3. Land Lease Agreement to construct a City-owned wind tower.
4. Public Hearings - 5:15 p.m.:
 - a. Application filed by Metro Sports Foundation, Inc. for MIDA bond financing in the amount of \$15,000,000 to be issued by the City of Frontier, North Dakota to finance construction and equipping of a 5,000 spectator ice arena.
 - b. Autumn Fields Addition; approval recommended by the Planning Commission on 1/9/08 (2901 and 3001 42nd Street South and 4201 32nd Avenue South).
 - (1) Plat of Autumn Fields Addition.
 - (2) Zoning change from AG, Agricultural to the following: SR-2, Single-Dwelling on Lots 2 through 8 and 17 through 22, Block 1; Lots 2 through 10, Block 4; Lots 2 through 10 and 13 through 21, Block 5 and Lots 2 through 9 and 12 through 18, Block 6; SR-3, Single-Dwelling on Lots 1 through 10, Block 2 and Lots 1 through 10, Block 3; SR-4, Single-Dwelling on Lots 9 through 16, Block 1; Lots 1 and 11, Block 4; Lots 1, 11, 12 and 22, Block 5; Lots 1, 10, 11 and 19, Block 6 and Lots 1 through 8, Block 7; GC, General Commercial on Lot 9, Block 7; Lot 1, Block 8 and Lot 1, Block 9; GO, General Office on Lot 1, Block 1; P/I, Public and Institutional on Lot 23, Block 1.
 - (3) 1st reading of rezoning ordinance.
 - c. Petition for a zoning change to apply a Historic Overlay District which would include all lots within Blocks 1, 2, 3, 4, 5, 6, 7, 8 and the north 120 feet of Lots 1 and 2, Block 9, Woodruff's Addition and Lots D, E, F, G and H of Rupert's Subdivision (South of 8th Ave. S., east of 5th St. S., generally north of 12th Ave. S. and east of the Red River).
 - (1) Approval recommended by the Planning Commission on 2/13/08.
 - (2) 1st reading of rezoning ordinance.
 - d. City of Fargo's Section 5307 Federal Transportation Administration Grand Preliminary Program of Projects for 2008.
 - e. Renaissance Zone Project for the Silver Moon Supper Club, Inc. at 309 Roberts Street.
5. Recommendation to authorize creation of a Renaissance Zone Fund by the NDSU Research & Technology Park
6. Request for Tax Increment Financing for a project at 1430-1438 12th Avenue North.
7. Communication from the Attorney General in response to the City's questions about amending an ordinance that had been initiated by a City-wide vote and whether the Commission may submit a proposed ordinance to the voters for a City-wide vote.
8. Take action on the following:

- a. An Ordinance Relating to Referral to the City Voters of Ordinance by the City Commission (2nd reading tabled on 8/27/07).
 - b. An Ordinance Relating to the Prohibition of Smoking in Public Indoor Workplaces (final adoption tabled on 9/10/07).
9. Set the time for the Board of Equalization meeting on Tuesday, April 8, 2008.
 10. Recommendation for appointments to the Fargo Dome Authority.

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