

FARGO CITY COMMISSION AGENDA
Monday, April 20, 2009 - 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 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 (Special Meetings, 3/25/09, 3/26/09 and 4/2/09; and Regular Meeting, 4/6/09).

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

- a. Receive and file Ordinance Relating to Ordinance Violations.
- b. Sale of 1108 and 1110 1st Avenue South to Lake Agassiz Habitat for Humanity for \$60,000 and designation of site as the HOME-funded Habitat for Humanity build anticipated in the 2009 Action Plan.
- c. 2009 Certified Local Government grant award from the State Historical Society in the amount of \$10,815 (Grant # 38-09-21840-27).
- d. Grant award from the North Dakota Department of Transportation in the amount of \$77,850 for Job Access and Reverse Commute (JARC) funds and \$63,000 in New Freedom (NF) funds (CFDA #20.516).
- e. Police Department budget adjustment in the amount of \$259,912.10 and North Dakota Department of Emergency Services/Homeland Security Grant for a SWAT Team Armored Vehicle (CFDA #97.067).
- f. Police Department budget adjustment in the amount of \$6,000.00 and North Dakota Department of Transportation Safety Belt Education and Enforcement grant (CFDA #20.600).
- g. Police Department budget adjustment in the amount of \$607,168 and 2009 Byrne Grant (CFDA #16.804).
- h. Updated contract with ESRI for GIS infrastructure.
- i. Applications for five-year tax exemptions for improvements made to buildings:
 - (1) Margaret L. Andersen, 3113 8th Street North.
 - (2) Chad Klimek & Anderson Entities, 1438 4th Avenue South.
- j. Site Authorizations for Games of Chance:
 - (1) Plains Art Museum at The Bowler from 4/20/09 to 6/30/09 (Amended).
 - (2) VFW Club of Fargo at the VFW.
 - (3) Delta Waterfowl at Best Western Doublewood Inn on 4/22/09 (Amended).
 - (4) Red River Human Services Foundation at the Hub and The Northern.
 - (5) Jon Greenley Amvets Post #7 at the Amvets and the Nestor Tavern.

Applications for Games of Chance:

- (1) Clara Barton Hawthorne PTA for a bingo and a raffle on 4/25/09 (Amended).
 - (2) Lincoln Elementary School for bingo and a raffle on 5/16/09 (Amended).
 - (3) Home Builders Care of Fargo-Moorhead Foundation for a raffle on 5/19/09 (Amended).
 - (4) Fargo Motor Patrol, Inc. for a raffle on 5/8/09 (Amended).
 - (5) Bennett PTA for bingo on 4/24/09.
 - (6) Knights of Columbus Council #6570 for a calendar raffle from 6/1/09 to 6/30/09.
 - (7) North Dakota Autism Center, Inc. for a raffle on 6/13/09; Public Spirited Resolution.
 - (8) YWCA Cass Clay for a raffle on 5/21/09.
- l. Three-year contract with Green Lights Recycling for disposal of household hazardous waste, specifically electronics and fluorescent bulb disposal services.
- m. Change Order 23977-2 from Munters Corporation for an increase of \$5,300 for Fargodome cleanup.
- n. Bid award for Project No. 5656.
- o. Contracts and bonds for General, Electrical and Mechanical Construction of the Osgood Fire Station and Project No. 5866.
- p. Bills.
- q. Bid awards for Improvement District Nos. 5858, 5859, 5703 and 5729.
- r. Create Improvement District No. 5883.

* * * Regular Agenda * * *

1. Request from The Hotel Donaldson for an extension of the City's noise Ordinance to midnight on Friday, August 14, 2009 for the 2nd Annual Dalefest.
2. Request from the Downtown Community Partnership for an extension of the City's noise Ordinance to 11:00 p.m. on Thursday, May 7, 2009 for a flood victory celebration.
3. Recommendation to allow paid leave time for employees who received major damage to their personal property due to the 2009 flood.
4. Public Hearings - 5:15 p.m.:
 - a. Petition requesting a zoning change from MR-3, Multi-Dwelling to LC, Limited Commercial on Lots 10 and 11, Block 14 of Kirkham's 2nd Addition (1404 12th Ave. North).
 - (1) Continued from the 4/6/09 Regular Meeting.
 - (2) Approval recommended by the Planning Commission on 4/8/09.
 - (3) 1st reading of rezoning Ordinance.
 - b. Petition requesting a zoning change from LI, Limited Industrial to UMU, University Mixed Use on Lots 25 through 34 of Great Northern 2nd Addition (1812, 1820, 1828 and 1840 Dakota Dr. N.).
 - (1) Continued from the 4/6/09 Regular Meeting.
 - (2) Approval recommended by the Planning Commission on 4/8/09.
 - (3) 1st reading of rezoning Ordinance.

- c. Citizen petition to amend 20-0403(C) of the Land Development code relating to Home Occupations to allow commercial animal grooming as a home occupation through a conditional use permit.
 - (1) Approval recommended by the Planning Commission on 4/8/09.
 - (2) 1st reading of Ordinance.

5. Flood update.

6. Legislative update.

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



9

Office of the City Attorney

April 15, 2009

City Attorney
Erik R. Johnson
Assistant City Attorney
Robert L. "Butch" McConn, Jr.

City Prosecutors
Gordon A. Dexheimer
Scott O. Diamond

City Commissioners
City Hall
200 North Third Street
Fargo, ND 58102

Dear Commissioners:

Enclosed herewith is an amendment to our ordinance book that addresses an incongruity in the law as to the penalty for the violation. This applies to violators who disregard their summons to either appear in court or deposit the traffic fine and forfeit their right to appear. Our city ordinance indicates that the crime of "failure to appear" is an infraction. The state lists it as a Class B misdemeanor; a more serious penalty. While there's nothing inherently wrong with the city having a lesser penalty, and the city may do so, it would seem to make sense to give our municipal court the same authority as the district court to impose the higher penalty (\$1,000 fine, 30 days in jail, or both), if circumstances are appropriate to do so. Therefore, the enclosed amending ordinance raises the violation of "failure to appear" from an infraction to a Class B misdemeanor.

SUGGESTED MOTION: I move to receive and file and place for first reading on the agenda of the City Commission meeting of May 4, 2009, the Ordinance Amending Section 1-0306.D and Section 1-0305.A of Article 1-03 of Chapter 1 of the Fargo Municipal Code.

Sincerely,

A handwritten signature in black ink, appearing to be "ERJ", written over a horizontal line.

Erik R. Johnson

ERJ/jmf
Enclosure

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 1-0306.D AND SECTION 1-0305.A
OF ARTICLE 1-03 OF CHAPTER 1 OF THE FARGO MUNICIPAL CODE
RELATING TO ORDINANCE VIOLATIONS

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 revisions to the City of Fargo ordinance 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 1-0306.D of Article 1-03 of Chapter 1 of the Fargo Municipal Code is amended to read as follows:

D. Any person who fails to appear or post bond on a non-criminal, non-traffic offense shall be guilty of ~~an infraction~~ a Class B misdemeanor.

Section 2. Amendment.

Section 1-0305.A of Article 1-03 of Chapter 1 of the Fargo Municipal Code is amended to read as follows:

A. Violations of the following ordinances are Class B misdemeanors, subject to punishment as hereinabove provided:

1. Section 1-0306(D) (failure to appear or post bond on a non-criminal, non-traffic offense), Section 8-0305(A)(1) (cancelled or revoked registration), section 8-0305(A)(2) (fictitious registration), section 8-0305(A)(3) (lending registration plates), section 8-0308 (reproducing operator's or driver's license or permit), section 8-0309 (driving under suspension),

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. _____

1 section 8-0310 (driving under the influence), section 8-0314 (reckless driving), section 8-0320
2 (driving without liability insurance - \$150.00 minimum fine), section 8-0803 (accidents involving
3 damage to vehicle), section 8-0804 (duty to give information and render aid), section 8-0805 (duty
4 upon striking fixture or other property), section 8-0809 (false reports), section 10-0101 (minor
5 using alcohol), 10-0104 (curfew), section 10-0201 (indecent exposure), section 10-0301
6 (disorderly conduct), section 10-0304 (carrying weapons), section 10-0317 (resisting police
7 officer), section 10-0319 (incendiary devices), section 10-0320 (registration in schools), section
8 10-0321 (criminal mischief), section 10-0322 (harassment), section 10-0323 (simple assault),
9 section 10-0324 (aiding and abetting), section 10-0601 (shoplifting), section 10-0602 (theft),
10 section 10-0702 (order to disperse), section 10-0703 (tenant/owner cooperation required), section
11 13-0511 (removal of wastes), section 13-0513 (fee/permit for hauling waste), section 13-0529
12 (misuse of compost sites), article 13-13 (drug lab cleanup), chapter 17 (sewers and sewerage),
13 article 18-09 (excavation code), section 25-1509(A) (selling alcoholic beverage to minor), section
14 25-1513(A) (selling/consuming alcohol in vehicle/public), section 25-1513(B)
15 (possessing/consuming alcohol in public building), section 25-1513(C) (minor misrepresenting
16 age), and section 25-1513(D) (delivery of alcoholic beverage to minor), section 25-3302 (body
17 art), section 25-3306 (body art unlawful practices); article 25-36 (tanning facilities).

11 Section 3. Penalty.

12 Every person, firm or corporation violating an ordinance which is punishable as a Class
13 B misdemeanor shall be punished by a fine not to exceed \$1,000.00, or by imprisonment not to
14 exceed 30 days, or by both such fine and imprisonment, in the discretion of the court; the court
15 to have power to suspend said sentence and to revoke the suspension thereof.

15 Section 4. Effective Date.

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

18 _____
19 Dennis R. Walaker, Mayor

19 (SEAL)

20 Attest:

20 First Reading:
21 Second Reading:
22 Final Passage:
23 Publication:

22 _____
23 Steven Sprague, City Auditor

DATE: April 16, 2009
TO: City Commission
FROM: Dan Mahlly Senior Planner, Community Development
RE: Habitat for Humanity, 2009 Fargo Build

(b)

The City purchased the property located at 1110 and 1108 1st Avenue South through the Neighborhood Revitalization Initiative Infill program in 2003 and 2004. Both properties were problem rental conversions and purchased with the intention of creating new affordable homeownership opportunities in the neighborhood. Together, the residential lots total 100'x140' and the property is currently vacant. The homes were demolished in 2003 and 2004, due to structural and code issues.

The 2009 Community Development Action Plan allocated HOME dollars to facilitate at least two Habitat for Humanity builds in the City of Fargo in 2009. Staff believes this NRI Infill property is a good candidate for the next Habitat for Humanity project in Fargo. The local Habitat affiliate is proposing to make this lot the site of their first ever "Apostles Build", which are Habitat for Humanity homes built entirely by faith-based organizations in the community, working together. The current plan is to construct four homes on this property, which means four families will benefit from the project.

The proposal is for the City to sell the property at 1108 and 1110 1st Avenue South to Lake Agassiz Habitat for Humanity for \$60,000. In addition, this memo serves to designate this site as Fargo's HOME-funded Habitat for Humanity build, anticipated in the 2009 Action Plan.

Recommended Action: Approve the sale of 1108 and 1110 1st Avenue South to Lake Agassiz Habitat for Humanity for \$60,000 and designate this property as the HOME-funded Habitat for Humanity project site, as per the 2009 Action Plan.



DATE: April 14, 2009
TO: City Commission
FROM: Dawn Mayo *DM*
RE: 2009 CLG Grant

The Historic Preservation Commission applied for and was awarded a Certified Local Government grant from the State Historical Society of North Dakota. The grant was approved for \$10,815 of federal funds, grant number 38-09-21840-27.

The application indicates that the city's Historic Preservation Commission will utilize \$9,000 to hire a contractor to research, write, and submit a National Register District nomination for the Oak Grove neighborhood, and \$1500 for hosting the annual CLG meeting and \$315 for miscellaneous printing and postage expenses related to CLG administration.

Recommended Action: Accept the 2009 CLG grant award to the City of Fargo from the State Historical Society of North Dakota.



April 15, 2009

Board of City Commissioners
City Hall - 200 N 3rd Street
Fargo, ND 58102

Dear Commissioners:

The State of North Dakota Department of Transportation has awarded the City of Fargo \$77,850 in Job Access and Reverse Commute (JARC) funds and \$63,000 in New Freedom (NF) funds.

The JARC award will be utilized to continue staffing of the additional dispatcher positions at the Ground Transportation Center. The NF award will be utilized to fund the Mobility Management activities in the Transit Department. Matching funds for these awards are included in the Transit budget. A copy of each of the ND DOT agreements is attached.

The requested motion is to approve the state JARC and NF funding agreements.

Sincerely,

Julie Bommelman
Transit Administrator
City of Fargo

Attachment





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Office of the Chief of Police

April 16, 2009

Board of City Commissioners
City Hall
200 3rd St. N.
Fargo, ND 58102

RE: Acceptance of North Dakota Department of Emergency Services/Homeland Security Grant (CFDA # 97.067) - SWAT Team Armored Vehicle Funding

Dear Commissioners:

Several weeks ago, the Fargo Police Department submitted an application to the North Dakota Department of Emergency Services (DES) in an effort to secure Homeland Security grant funding. The application was submitted on behalf of both the Fargo and Grand Forks Police Department's as a joint request for the purchase of an armored vehicle, which would be shared by the regional SWAT Teams for both cities. The total purchase price of such a vehicle is \$259,912.10.

The Department of Emergency Services has allocated \$129,956.05 to both police departments for the purchase of an armored SWAT vehicle. As agreed upon by both departments and the DES in the grant application, the vehicle would be purchased by the Fargo Police Department for the sum total of \$259,912.10. The City of Fargo would be reimbursed for the total purchase price of the vehicle by the DES utilizing the \$129,956.05 allocated to each city.

Recommended Motion:

Approve the purchase of an armored vehicle for use by the Fargo Police Department and Grand Forks Police Department under the terms outlined above in the amount of \$259,912.10. In addition, approve a budget adjustment to account # 101-0000-331.14-35 (project code # PDES01) in the amount of \$259,912.10.

Please contact me if you have any questions or concerns relative to this request.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith A. Ternes".

Keith A. Ternes
Chief of Police

Cc: Pat Zavoral; City Administrator
Kent Costin; Finance Director



Office of the Chief of Police

April 6, 2009

Board of City Commissioners
City Hall
Fargo, ND 58102

RE: North Dakota Department of Transportation Safety-Belt Education and Enforcement Grant - Project # PHSP4020905 SP 05 PH 12 CFDA # 20.600

Dear Commissioners:

The North Dakota Department of Transportation is again offering to provide the Fargo Police Department with funding for additional safety-belt education and enforcement activities. The funding will pay for officer overtime and other expenses associated with the additional education and enforcement activities.

The \$6,000.00 awarded through the grant does not require any matching funds from the City of Fargo.

Recommended Motion:

Approve the acceptance of the North Dakota Department of Transportation Safety-Belt Education and Enforcement Grant in the amount of \$6000.00 and adjust the police department's 2009 budget account # 101-5045-411-11-01, project code PD11 accordingly.

If you have any questions regarding this grant or budget adjustment, please feel free to contact me at 241-1401.

Sincerely,

A handwritten signature in black ink, appearing to be "K. A. Ternes".

Keith A. Ternes
Chief of Police

Cc: Kent Costin; Finance Director



9

Office of the Chief of Police

April 16, 2009

Board of City Commissioners
City Hall
200 3rd Street North
Fargo, ND 58102

RE: Application for Edward Byrne Justice Assistance Grant (JAG) – CFDA # 16.804

Dear Commissioners:

The Fargo Police Department intends on applying for and accepting grant funds which are available through the Edward Byrne Justice Assistance Grant. The grant, which is commonly referred to as the Byrne or JAG grant, is available to local law enforcement agencies annually and is designed to assist with overtime, equipment, and other expenses.

The grant is intended to be a regional award with a designated fiscal agent. In recent years, the law enforcement agencies identified within our region as recipients have been the Fargo Police Department, the West Fargo Police Department, and the Cass County Sheriff's Department. The Cass County Sheriff's Department has acted as the fiscal agent in previous years. However, the Fargo Police Department has agreed to act as the fiscal agent for the 2009 grant awards.

The amounts awarded to the identified agencies within the region are based on population and crimes per jurisdiction. For 2009, the anticipated award amounts are:

- Fargo Police Department\$499,867
- West Fargo Police Department \$ 69,789
- Cass County Sheriff's Department\$ 37,512

As the designated fiscal agent, the Fargo Police Department will be responsible for managing the sum total of the grant, \$607,168, and processing the expenditures for all three of the identified agencies.

The Fargo Police Department intends on using its allocation for expenses associated with crime prevention programs, enforcement activity, and equipment needs similar to how previous Byrne grant allocations have been utilized.

In order to be eligible for the grant funding this year, applicants are required to provide the public with an opportunity to comment on how the funding is used:

“The local JAG application must include a statement that the application was made public and that, to the extent of applicable law or established procedure, an opportunity to comment was provided to citizens and neighborhoods or community organizations.”

By placing this item on the city/county commission meeting agendas for each of the designated recipients (which all have agreed to do) and providing an opportunity for public comment, I’m confident we will have fulfilled the requirement described above. As we have done in the past relative to this grant funding, a Memorandum of Understanding between the three recipient agencies will be drafted and signed.

Recommended Motion:

I recommend authorizing the Fargo Police Department to apply for and accept (pending the finalized award announcement by the justice department) the 2009 Byrne Grant, and to act as the designated regional fiscal agent for the grant. In addition, approve a budget adjustment to account # 101-000-331.12-36 (project code # PDJG09) in the amount of \$607,168.

Please contact me with any questions or concerns relative to this request.

Sincerely,



Keith A. Ternes
Chief of Police

Cc: Pat Zavoral - City Administrator
Kent Costin - Finance Director



Information Services
City of Fargo
200 N 3rd St.
Fargo, ND 58102
April 16, 2009

Honorable Board of
City Commissioners
City of Fargo
200 N 3rd St. S
Fargo, ND 58102

Dear Commissioners;

The recent flood event has proven the need for a robust GIS infrastructure.

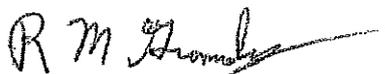
As such, we have determined that we should change our licensing agreement with ESRI to a site license plan. The attached contract with ESRI will allow us to more fully deploy the software across our servers and desktops.

The expenses will increase to \$50,000/year. This will be significantly less expensive than purchasing individual licenses to the full deployment that we envision.

Suggested Motion:

Direct appropriate staff to accept the updated contract with ESRI.

Thank you,



Ron Gronneberg
CIO
City of Fargo
701/241-1312



April 3, 2009

Ms. Renee Lura
CITY OF FARGO
200 3RD ST N
FARGO, ND 58102

ELA Quotation #20344236

Dear Renee,

The ESRI Small Municipal and County Enterprise License Agreement (ELA) is a three-year agreement that will grant your organization access to the ESRI® software listed below on an unlimited basis including maintenance on all software offered through the ELA for the term of the agreement. The ELA will be effective on the date executed and will require a firm, three-year commitment.

Based on ESRI's work with several organizations similar to yours, we know there is significant potential to apply geographic information system (GIS) technology in many operational and technical areas within your organization. For this reason, we believe that your organization will greatly benefit from an enterprise license agreement. An ELA will provide your organization with numerous benefits including:

- A lower cost per unit for licensed software
- Substantially reduced administrative and procurement expenses
- Maintenance on all ESRI software deployed under this agreement
- Complete flexibility to deploy software products when and where needed

The program includes unlimited access by your organization during the term of this agreement to the ESRI Enterprise Software listed below. Licenses are valid for the three-year term of the agreement.

- **ArcGIS® desktop software**—ArcInfo®, ArcEditor™, ArcView®
- **ArcGIS desktop extensions**—3D Analyst™, Spatial Analyst, Geostatistical Analyst, ArcScan™, ArcGIS Publisher, Maplex™, Network Analyst, ArcGIS Schematics, Job Tracking for ArcGIS (JTX™)
- **ArcGIS server-based software**—ArcGIS Server (advanced, standard, basic/workgroup, enterprise)
- **ArcIMS®**

- **ArcGIS Server extensions**—3D Analyst, Network Analyst, Spatial Analyst, Geostatistical, Schematics and Job Tracking for ArcGIS (JTX™)
- **ArcGIS Engine Runtime deployments**
- **ArcGIS Engine Runtime extensions**—3D Analyst, Spatial Analyst, Geodatabase Update, Network Analyst, Arc Schematics and Maplex

Also included in the program are:

- **Enterprise Software-ESRI Developer Network**—One annual subscription to the ESRI Developer Network (EDNSM) for each year the ELA is in effect
- **Virtual Campus (Web training)**—10,000 dollars for standard ESRI-authored courses only (third-party authored courses not included)
- **Instructor-led training**—Five percent discount on all commercially available courses at ESRI facilities

Payment terms for the ELA follow:

	Year 1	Year 2	Year 3	Total
Total Annual Fee	\$38,082.19	\$50,000.00	\$50,000.00	\$150,000.00

ArcPad and Application Builder optional unlimited add on:

	Year 1	Year 2	Year 3	Total
Annual Fee	\$1,000.00	\$1,000.00	\$1,000.00	\$3,000.00

Data Interoperability optional unlimited add on:

	Year 1	Year 2	Year 3	Total
Annual Fee	\$3,000.00	\$3,000.00	\$3,000.00	\$9,000.00

All current departments, employees, and in-house contractors of the organization will be eligible to use the software and services listed above.

The following key business terms and conditions will apply:

- If your organization wishes to acquire and/or maintain any ESRI software during the term of the agreement that is not included in this proposal, it may do so separately from this ELA at the ESRI pricing that is generally available for your organization for software and maintenance.

- Software and services included in this proposal may only be deployed and used within the United States.
- ESRI technology that may be embedded in third-party products that your organization licensed or may acquire is not included under this agreement.
- The organization will establish a single point of contact for orders and deliveries and will be responsible for redistribution to eligible users.
- The first payment will be due within 30 days of the effective date. Second and third payments will be due within 30 days of the anniversary date of the contract.
- The organization will establish a Tier 1 support center to field calls from internal users of ESRI software. The organization may designate up to four individuals who may directly contact ESRI for Tier 2 technical support.
- ESRI will deliver two boxes of media.
- ESRI will provide up to 10 hardware keys, at no additional charge, upon your request.
- The organization will provide an annual report of installed ESRI software to ESRI.
- ESRI software updates that you are licensed to use will be shipped automatically as they become available.
- The organization will act as an ESRI reference site and will permit ESRI to publicize its use of ESRI software and services.
- The organization will receive four complimentary annual registrations to the ESRI International User Conference.
- Subject to open records or public disclosure law, the details of this agreement will be confidential and may not be disclosed by the contracting parties.
- ESRI reserves the right to adjust and collect sales and/or use tax at the actual date of invoicing.
- Licenses are valid for the term of the ELA.

This program offer is valid for 90 days. To complete the agreement within this time frame, please contact me within the next seven days to work through any questions or concerns you may have.

To expedite your acceptance of this ELA offer:

1. Sign and return the signature page of the ELA with a Purchase Order or issue a Purchase Order that references this ELA Quotation and includes the following statement on the face of the Purchase Order **"THIS PURCHASE ORDER IS GOVERNED BY THE TERMS AND CONDITIONS OF THE ESRI SMALL MUNICIPAL AND COUNTY ELA AND ANY DIFFERENT OR ADDITIONAL TERMS AND CONDITIONS IN OR WITH THIS PURCHASE ORDER SHALL NOT APPLY."** and have it signed by an authorized representative of the organization.
2. On the first page of the ELA, identify the central point of contact/agreement administrator. The agreement administrator is the party that will be the contact for management of the software, administration issues, and general operations. Information should include name, title if applicable, address, phone number, and e-mail address.
3. In the purchase order, identify the "Ship to" and "Bill to" information for your organization.
4. Send the purchase order and agreement to the address noted below:

ESRI
Attn.: Customer Service SG-ELA
380 New York Street
Redlands, CA 92373-8100

Or e-mail service@esri.com or fax documents to 909-307-3083.

I appreciate the opportunity to present you with this proposal, and I believe it will bring great benefits to your organization.

Thank you very much for your consideration.

Best regards,

Sam Klimoski



Quotation # 20344236

Date: March 31, 2009

**ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC.
ESRI, Inc.**

880 Blue Gentian Rd, Ste 200

St. Paul, MN 55121-1596

Phone: (651) 454-0600

Fax: (651) 454-0705

DUNS Number: 06-313-4175 CAGE Code: 0AMS3

Customer # 113694 Contract #

CITY OF FARGO

INFORMATION TECHNOLOGY DEPT

200 3RD ST N

FARGO, ND 58102

ATTENTION: Renee Lura

PHONE: (701) 476-4059

FAX: (701) 241-8253

*To expedite your order, please attach a copy of
this quotation to your purchase order.*

Quote is valid from: 03/31/2009 To: 06/29/2009

Material	Qty	Description	Unit Price	Total
110037	1	Populations of 50,001 to 100,000 Small Government Enterprise License Agreement - YEAR ONE (4/23/2009 - 1/25/2010)	38,082.19	38,082.19
110037	1	Populations of 50,001 to 100,000 Small Government Enterprise License Agreement - YEAR TWO (1/25/2010 - 1/25/2011)	50,000.00	50,000.00
110037	1	Populations of 50,001 to 100,000 Small Government Enterprise License Agreement - YEAR THREE (1/25/2011 - 1/25/2012)	50,000.00	50,000.00
Item Total:				138,082.19
Subtotal:				138,082.19
Sales Tax:				0.00
Estimated Shipping & Handling(2 Day Delivery) :				0.00
Contract Pricing Adjust:				0.00
Total:				\$138,082.19

The pricing for YEAR ONE of the ELA is discounted to reflect a prorated amount for the ELA to begin on 4/23/09 and run until 1/25/2010. The 1/25/2010 date was established as the term date of the ELA in order to coincide with the necessary window for payment set in place by the auditing department at the city.

Additionally, a credit to the first year amount will also be applied for Maintenance already paid for existing technology. Please prepare a PO for the full amount listed in the line item for YEAR ONE. Once your order is received along with the signed contract, the proper maintenance credit will be applied and the city will be invoiced with the corrected amount.

The following items are optional items listed for your convenience.
These items are not included in the totals of this quotation.

Material	Qty	Description	Unit Price	Total
111638	1	ArcPad and ArcPad Application Builder Populations of 50,000 Up to 100,000 Small Government Enterprise License Agreement	1,000.00	1,000.00
111638	1	ArcPad and ArcPad Application Builder Populations of 50,000 Up to 100,000 Small Government Enterprise License Agreement	1,000.00	1,000.00
111638	1	ArcPad and ArcPad Application Builder Populations of 50,000 Up to 100,000 Small Government Enterprise License Agreement	1,000.00	1,000.00

Quoted By: Sam Klimoski, (651) 454-0600 x8365
Email: sklimoski@esri.com

Account Manager: Sam Klimoski
Email: sklimoski@esri.com

Acceptance of this quotation is limited to the ESRI License Agreement and the Quotation Terms and Conditions
This Quotation is made in confidence for your review. It may not be disclosed to third parties, except as required by law.

If sending remittance, please address to: ESRI, File No. 54630, Los Angeles, Ca 90074-4630



SMALL MUNICIPAL AND COUNTY
ENTERPRISE LICENSE AGREEMENT
(E214 6/08B)

ESRI, 380 New York St., Redlands, CA 92373-8100 USA • TEL 909-793-2853 • FAX 909-793-5953

This Small Municipal and County Enterprise License Agreement (hereafter "ELA") is by and between the organization identified in the quotation ("Licensee") and Environmental Systems Research Institute, Inc. ("ESRI"), with offices at 380 New York Street, Redlands, California 92373-8100. This ELA is effective ("Effective Date") as of the date of receipt of Licensee's Purchase Order citing this ELA. This ELA grants Licensee certain rights to use ESRI Software, Data, Web Services, and Documentation and provides maintenance over a limited, fixed period of time from the Effective Date subject to payment of fees and the terms of this ELA.

This ELA is composed of (i) this signature page, (ii) the ELA Terms and Conditions, (iii) Exhibit 1—Scope of Use (E300), and (iv) the ELA Quotation, which together constitute the sole and entire agreement of the parties as to the subject matter set forth herein. Should there be any conflict between the terms and conditions of the documents that comprise the ELA, the ELA Terms and Conditions shall take precedence over the other documents of the ELA. The descending order of precedence for the remaining documents shall be in the following order: Exhibit 1—Scope of Use (E300), the ELA Quotation, and the signature page.

This ELA supersedes any previous agreements, proposals, presentations, understandings, and arrangements between the parties relating to such subject matter, which is the licensing of the Enterprise Software. Except as provided in Section 9.1 Future Versions, any modifications or amendments to the ELA must be in writing and signed by an authorized representative of each party. Licensee agrees that any different or additional terms or conditions in or with Licensee's Purchase Order shall not apply and the terms of this ELA shall govern.

Licensee may accept this agreement by signing and returning this ELA with a Purchase Order or by issuing a Purchase Order signed by Licensee, which shall reference the ELA Quotation and shall include the following statement on the face of its Purchase Order: **THIS PURCHASE ORDER IS GOVERNED BY THE TERMS AND CONDITIONS OF THE ESRI SMALL MUNICIPAL AND COUNTY ELA, AND ANY DIFFERENT OR ADDITIONAL TERMS AND CONDITIONS IN OR WITH THIS PURCHASE ORDER SHALL NOT APPLY.**

Licensee will return this ELA and its Purchase Order to: Attn.: ESRI Customer Service, Dept. SG-ELA, 380 New York Street, Redlands, CA 92373-8100; e-mail to service@esri.com; or fax to 909-307-3083.

ACCEPTED AND AGREED:

(Licensee)

By: _____
Signature

Printed Name: _____

Title: _____

Date: _____

Licensee Contact Information

Contact: _____

Telephone: _____

Address: _____

Fax: _____

City, State, ZIP: _____

E-mail: _____

ELA Quotation Number: _____

ESRI Contract Number: _____



21

ASSESSMENT DEPARTMENT

April 8, 2009

Board of City Commissioners
City Hall
Fargo, ND 58102

Dear Commissioners:

Chapter 57-02.2 of the North Dakota Century Code provides for a property tax exemption for certain types of improvements made to existing buildings.

I have attached a copy of an application for real estate tax exemption of building improvements as submitted Margaret L. Andersen. A description of the property involved, type of improvements to be made and assessment information is indicated on the application.

It is my opinion that the value of the improvements, referred to in the application, qualifies for the exemption. This exemption would be for the years 2009, 2010, 2011, 2012, 2013. The estimated annual tax revenue lost by granting the exemption, based upon the estimated cost of the improvements, would be about \$1,230 with the City of Fargo's share being \$160.

Sincerely,

A handwritten signature in black ink that reads "Ben Hushka". The signature is fluid and cursive.

Ben Hushka
City Assessor

tla

attachment

Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings

North Dakota Century Code ch. 57-02.2
(File with the local city or township assessor)

Property Identification

1. Name of Property Owner Margaret L. Andersen Phone No. 701-212-0100

2. Address of Property 3113 8th St. N.

City Fargo State ND Zip Code 58102

3. Legal description of the property for which the exemption is being claimed PT LT 12, BLK 6, KNOLLBROOK

4. Parcel Number 01-1660-00790-000

5. Mailing Address of Property Owner 3113 8th St. N.

City Fargo State ND Zip Code 58102

Description Of Improvements For Exemption

6. Describe the type of renovating, remodeling or alteration made to the building for which the exemption is being claimed (attach additional sheets if necessary). Addition to enclose an exercise pool

7. Building Permit No. 81900 8. Year built if residential property 1963 ~~2008-2009~~

9. Date of commencement of making the improvement Sept. 11, 2008

10. Estimated market value of property before improvement \$ 137,500 ~~127,500~~

11. Cost of making the improvement (all labor, material and overhead) \$ 60,000

12. Estimated market value of property after improvement \$ 150,000 ~~187,500~~ *this is a guess!?!*

Applicant's Certification and Signature

13. I certify that the above information is correct to the best of my knowledge and I apply for this exemption.

Applicant's Signature Margaret L. Andersen Date 4/4/09

Assessor's Determination

14. The local assessor finds that the improvements in this application has has not met the qualifications for exemption for the following reason(s): 5 YEARS

Assessor's Signature Don Huska Date 4/8/09

Action of Governing Body

15. Action taken on this application by local governing board of the county or city: Denied Approved

Approval subject to the following conditions: _____

Chairman of Governing Body _____ Date _____



i2

ASSESSMENT DEPARTMENT

April 1, 2009

Board of City Commissioners
City Hall
Fargo, ND 58102

Dear Commissioners:

Chapter 57-02.2 of the North Dakota Century Code provides for a property tax exemption for certain types of improvements made to existing buildings.

I have attached a copy of an application for real estate tax exemption of building improvements as submitted Chad Klimek & Anderson Entities. A description of the property involved, type of improvements to be made and assessment information is indicated on the application.

It is my opinion that the value of the improvements, referred to in the application, qualifies for the exemption. This exemption would be for the years 2009, 2010, 2011, 2012, 2013. The estimated annual tax revenue lost by granting the exemption, based upon the estimated cost of the improvements, would be about \$985 with the City of Fargo's share being \$130.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ben Hushka".

Ben Hushka
City Assessor

tla

attachment

Application For Property Tax Exemption For Improvements To Commercial And Residential Buildings

North Dakota Century Code ch. 57-02.2
(File with the local city or township assessor)

Property Identification

1. Name of Property Owner Chad Klimek + Anderson Entities Phone No. 701 306 1471
Contract Deal

2. Address of Property 1438 4th Ave. S.
 City Fargo State ND Zip Code 58103

3. Legal description of the property for which the exemption is being claimed 1438 4th Ave. S. Fargo
Lot B, Outlot 3b of Eddy & Fullers Outlots to City of Fargo

4. Parcel Number 01-0700-02270-000

5. Mailing Address of Property Owner 1438 4th Ave. South
 City Fargo State ND Zip Code 58103

Description Of Improvements For Exemption

6. Describe the type of renovating, remodeling or alteration made to the building for which the exemption is being claimed (attach additional sheets if necessary). New roof, New windows, siding, decks (2)
New garage, insulation, furnace, electrical, plumbing, sheetrock, flooring, cabinets etc. 100% remodel

7. Building Permit No. 81304 8. Year built if residential property 1900

9. Date of commencement of making the improvement 6-25-08

10. Estimated market value of property before improvement \$ 60,000 - 70,000

11. Cost of making the improvement (all labor, material and overhead) \$ 48,000

12. Estimated market value of property after improvement \$ 134,900

Applicant's Certification and Signature

13. I certify that the above information is correct to the best of my knowledge and I apply for this exemption.

Applicant's Signature Chad Klimek Date 3-29-09

Assessor's Determination

14. The local assessor finds that the improvements in this application has has not met the qualifications for exemption for the following reason(s): 5 YEARS

Assessor's Signature Ben Neuhoff Date 4/6/09

Action of Governing Body

15. Action taken on this application by local governing board of the county or city: Denied Approved

Approval subject to the following conditions: _____

Chairman of Governing Body _____ Date _____



GAMING SITE AUTHORIZATION
OFFICE OF ATTORNEY GENERAL
SFN 17996 (9-2008)

AMENDED

ji

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

Plains Art Museum _____ is hereby authorized to conduct games of
(Full, Legal Name of Gaming Organization)

chance under the license granted by the Attorney General of the State of North Dakota
at the following location: King Pin Casino located in The Bowler _____ the address of which is:
2630 S. University Dr. Fargo 58103 Cass
(Street) (City) (Zip Code) (County)

Date(s) Authorized: Beginning 4/20/09 Ending 6/30/09

Specific location where games of chance will be conducted and played at the site (required):
Upper Deck

Number of twenty-one tables (required)(if zero, enter "0"): 6

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, Pull Tab Dispensing Devices

Attorney General Date Signature of City/County Auditor 04-20-2009
Steven Sprague, City Auditor
PRINT Name / Official Position of person signing above

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 (9-2008)

j 2

G-0038(291)A
Site License Number
(Attorney General Use Only)

VFW Club of Fargo is hereby authorized to conduct games of
(Full, Legal Name of Gaming Organization)

chance under the license granted by the Attorney General of the State of North Dakota
at the following location: VFW Club - Post 762 the address of which is:

202 Broadway Fargo 58102 Cass
(Street) (City) (Zip Code) (County)

Date(s) Authorized: Beginning July 1 2009 Ending June 30 2010

Specific location where games of chance will be conducted and played at the site (required):
Entire bar area - main floor

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

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 Bingo, Raffles, Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Twenty-One, Poker, Calcutta, Pull Tab Dispensing Device

Attorney General Date Signature of City/County Auditor
Steven Sprague, City Auditor
04-20-2009
PRINT Name / Official Position of person signing above

INSTRUCTIONS:

1. City/County Auditors - Retain a **copy** of the Site Authorization for your files.
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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 (9-2008)

AMENDED

G - _____ (J3)
Site License Number
(Attorney General Use Only)

Delta Waterfowl is hereby authorized to conduct games of
(Full, Legal Name of Gaming Organization)

chance under the license granted by the Attorney General of the State of North Dakota
at the following location: Best Western Doublewood Inn the address of which is:

3333 13th Ave S Fargo ND 58103 Cass
(Street) (Zip Code) (County)

Date(s) Authorized: Beginning 4-22-09 Ending 4-29-09

Specific location where games of chance will be conducted and played at the site (required):
Woodland Complex

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

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 Bingo, Pull Tabs, Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Sports Pools, Twenty-One, Poker, Calcutta, Paddlewheels

Attorney General Date 04-20-2009 Signature of City/County Auditor
Steven Sprague, City Auditor
PRINT Name / Official Position of person signing above

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)

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

24

Red River Human Services Foundation 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: Hub the address of which is:

2525 9th ave SW, Fargo ND 58103 Cass-
(Street) (City) (Zip Code) (County)

Date(s) authorized: Beginning 7-1-09 Ending 6-30-10

Specific location of gaming within facility (required): Cadillac Ranch (SW) - Prime Casino (West Center)
Monkey Bar (NW)

Number of twenty-one tables (required)(if zero, enter "0"): 7 BJ tables and 1 PW table

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 Bingo, Raffles, Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Sports Pools, Calcutta, Pull Tab Dispensing Devices

Attorney General Date Signature of City/County Auditor Date
04-20-2009
Steven Sprague, City Auditor
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

24



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

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

Red River Human Services Foundation 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: The Northern the address of which is:

325 10th St. N. Fargo 58103 Cass
(Street) (City) (Zip Code) (County)

Date(s) authorized: Beginning 7-1-09 Ending 6-30-10

Specific location of gaming within facility (required): North area of main level bar and
Southwest Area of basement bar

Number of twenty-one tables (required)(if zero, enter "0"): 3 BJ tables and 1 PW table

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 Bingo, Raffles, Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Sports Pools, Calcutta, Pull Tab Dispensing Devices

Attorney General

Date

Signature of City/County Auditor

04-20-2009
Date

Steven Sprague, City Auditor
PRINT Name / Official Position

INSTRUCTIONS:

1. City/County Auditors - Retain a **copy** of the Site Authorization for your files.
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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 (9-2008)

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

5

Jon Greenley Amvets Post #7
(Full, Legal Name of Gaming Organization)

is hereby authorized to conduct games of

chance under the license granted by the Attorney General of the State of North Dakota at the following location: Amvets the address of which is:

1001 1st Ave S Fargo 58103 Cass
(Street) (City) (Zip Code) (County)

Date(s) Authorized: Beginning July 1, 2009 Ending June 30, 2010

Specific location where games of chance will be conducted and played at the site (required): West Wall

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

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 Bingo, Raffles, Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Twenty-One, Poker, Calcutta

04-20-2009

Attorney General

Date

Signature of City/County Auditor

Steven Sprague, City Auditor

PRINT Name / Official Position of person signing above

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.
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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 (9-2008)

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

15

Jon Greenley Amvets Post # 7
(Full, Legal Name of Gaming Organization)

is hereby authorized to conduct games of

chance under the license granted by the Attorney General of the State of North Dakota at the following location: Nestor Tavern the address of which is:

1001 NP Avenue Fargo 58102 Cass
(Street) (City) (Zip Code) (County)

Date(s) Authorized: Beginning July 1, 2009 Ending June 30, 2010

Specific location where games of chance will be conducted and played at the site (required):
South Center of Wall

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

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 Bingo, Raffles, Club Specials, Tip Boards, Seal Boards, Prize Boards, Punch Boards, Sports Pools, Twenty-One, Poker, Calcutta, Paddlewheel

04-20-2009

Attorney General

Date

Signature of City/County Auditor

Steven Sprague, City Auditor

PRINT Name / Official Position of person signing above

INSTRUCTIONS:

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

LOCAL PERMIT

City of Fargo
Rev. 10-07

(K10)

Name of Organization Clara Barton Hawthorne PTA		AMENDED		Permit Number R0007-09
Contact Person Bob McArthur	Business Phone Number 701-388-0245	Date(s) Authorized (Read instruction 2) 04 / 25 / 09 to 04 / 25 / 09		
Mailing Address 555 8th Ave S	City Fargo	State ND	Zip Code 58103	
Site Name Clara Barton School	Site Address 1417 6th St S			
City Fargo	State ND	Zip Code 58103	County Cass	
Check the Game(s) Authorized: <input type="checkbox"/> Bingo <input checked="" type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool				
Restriction(s): N/A				
Date 04-20-2009	Signature of City Auditor	Printed Name of City Auditor Steven Sprague		Auditor Telephone Number 701-241-1301

For a raffle or calendar raffle, read "Information Required to be Preprinted on a Standard Raffle Ticket" on the backside of this form.

cut along this line

BINGO EXCISE TAX

North Dakota Century Code §53-06.1-12(2) requires that organizations who conduct bingo pay an excise tax of three percent on the gross proceeds from the sale at retail of bingo cards to final users.

If the organization conducts bingo under a Local Permit the organization must complete the "Bingo Excise Tax Return for Local Permit or Charity Local Permit" SFN 58649, and submit this form with payment of the Bingo Excise Tax to the Office of Attorney General within 30 days from the authorized ending date.

Please complete the form below and send with payment to:

**Gaming Division
Office of Attorney General
600 E Boulevard Ave. - Dept. 125
Bismarck ND 58505-0040**

 <p>BINGO EXCISE TAX RETURN FOR LOCAL PERMIT OR CHARITY LOCAL PERMIT OFFICE OF ATTORNEY GENERAL SFN 58649 (08-2007)</p>	Permit Number
	List the Permit Number assigned on the Local Permit or Charity Local Permit
<p>\$ _____ X .0291 = Bingo Excise Tax Due</p> <p>* Bingo Gross Proceeds</p>	
* Report the total gross proceeds from the sale of bingo cards during the date(s) authorized on the Permit.	
Name of Organization	Signature of Preparer

Per N.D. Admin. Code §99-01.3-01-01, an organization is ineligible for a license or permit if the organization is delinquent in paying any tax.

KI

Name of Organization Clara Barton/Hawthorne PTA		Date(s) Authorized (Read instruction 2) 04 / 25 / 09 to 04 / 25 / 09	
Contact Person Toni Miller	Business Phone Number 701-364-0904	Beginning Ending	
Mailing Address 1417 6th St S	City Fargo	State ND	Zip Code 58103
Site Name Clara Barton Elementary School	Site Address 1417 6th St S		
City Fargo	State ND	Zip Code 58103	County Cass
Check the Game(s) Authorized: <input checked="" type="checkbox"/> Bingo <input type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool			
Restriction(s): N/A			
Date 04-20-2009	Signature of City Auditor	Printed Name of City Auditor Steven Sprague	Auditor Telephone Number 701-241-1301

For a raffle or calendar raffle, read "Information Required to be Preprinted on a Standard Raffle Ticket" on the backside of this form.

cut along this line

BINGO EXCISE TAX

North Dakota Century Code §53-06.1-12(2) requires that organizations who conduct bingo pay an excise tax of three percent on the gross proceeds from the sale at retail of bingo cards to final users.

If the organization conducts bingo under a Local Permit the organization must complete the "Bingo Excise Tax Return for Local Permit or Charity Local Permit" SFN 58649, and submit this form with payment of the Bingo Excise Tax to the Office of Attorney General within 30 days from the authorized ending date.

Please complete the form below and send with payment to:

**Gaming Division
Office of Attorney General
600 E Boulevard Ave. - Dept. 125
Bismarck ND 58505-0040**

 <p>BINGO EXCISE TAX RETURN FOR LOCAL PERMIT OR CHARITY LOCAL PERMIT OFFICE OF ATTORNEY GENERAL SFN 58649 (08-2007)</p>	Permit Number
	List the Permit Number assigned on the Local Permit or Charity Local Permit
<p>\$ _____ X .0291 = Bingo Excise Tax Due</p> <p>* Bingo Gross Proceeds</p>	
* Report the total gross proceeds from the sale of bingo cards during the date(s) authorized on the Permit.	
_____ Name of Organization	_____ Signature of Preparer

LOCAL PERMIT

City of Fargo
Rev. 10-07

K 2

				AMENDED		Permit Number B0024-09	
Name of Organization Lincoln Elementary School				Date(s) Authorized (Read instruction 2)			
Contact Person Tiffany Aberly		Business Phone Number 701-446-4900		05 / 16 / 09 to 05 / 16 / 09			
				Beginning		Ending	
Mailing Address 1617 35th Ave S			City Fargo		State ND	Zip Code 58104	
Site Name Lincoln Elementary School			Site Address 2120 9th St S				
City Fargo			State ND	Zip Code 58103		County Cass	
Check the Game(s) Authorized: <input checked="" type="checkbox"/> Bingo <input type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool							
Restriction(s): N/A							
Date 04-20-2009		Signature of City Auditor		Printed Name of City Auditor Steven Sprague		Auditor Telephone Number 701-241-1301	

For a raffle or calendar raffle, read "Information Required to be Preprinted on a Standard Raffle Ticket" on the backside of this form.

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BINGO EXCISE TAX

North Dakota Century Code §53-06.1-12(2) requires that organizations who conduct bingo pay an excise tax of three percent on the gross proceeds from the sale at retail of bingo cards to final users.

If the organization conducts bingo under a Local Permit the organization must complete the "Bingo Excise Tax Return for Local Permit or Charity Local Permit" SFN 58649, and submit this form with payment of the Bingo Excise Tax to the Office of Attorney General within 30 days from the authorized ending date.

Please complete the form below and send with payment to:

**Gaming Division
Office of Attorney General
600 E Boulevard Ave. - Dept. 125
Bismarck ND 58505-0040**

	BINGO EXCISE TAX RETURN FOR LOCAL PERMIT OR CHARITY LOCAL PERMIT OFFICE OF ATTORNEY GENERAL SFN 58649 (08-2007)		Permit Number List the Permit Number assigned on the Local Permit or Charity Local Permit
	\$ _____ X .0291 =	Bingo Excise Tax Due	
* Report the total gross proceeds from the sale of bingo cards during the date(s) authorized on the Permit.			
_____ Name of Organization		_____ Signature of Preparer	

Per N.D. Admin. Code §99-01.3-01-01, an organization is ineligible for a license or permit if the organization is delinquent in paying any tax.

K3

<i>Amended</i>		Permit Number R0001-09	
Name of Organization Home Builders Care of Fargo-Moorhead Foundation		Date(s) Authorized (Read instruction 2) <i>5/19/09</i> to <i>5/26/09</i>	
Contact Person Greg Thompson	Business Phone Number 701-232-5846	Beginning Ending	
Mailing Address 1802 32nd Ave S	City Fargo	State ND	Zip Code 58103
Site Name Radisson Hotel of Fargo <i>Holiday Inn</i>	Site Address 201 5th St N <i>3803 13 Ave N</i>		
City Fargo	State ND	Zip Code 58102	County Cass
Check the Game(s) Authorized: <input type="checkbox"/> Bingo <input checked="" type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool			
Restriction(s): N/A			
Date 01-12-2009	Signature of City Auditor <i>Steven Sprague</i>	Printed Name of City Auditor Steven Sprague	Auditor Telephone Number 701-241-1301

For a raffle or calendar raffle, read "Information Required to be Preprinted on a Standard Raffle Ticket" on the backside of this form.

Due to Flood

cut along this line

BINGO EXCISE TAX

North Dakota Century Code §53-06.1-12(2) requires that organizations who conduct bingo pay an excise tax of three percent on the gross proceeds from the sale at retail of bingo cards to final users.

If the organization conducts bingo under a Local Permit the organization must complete the "Bingo Excise Tax Return for Local Permit or Charity Local Permit" SFN 58649, and submit this form with payment of the Bingo Excise Tax to the Office of Attorney General within 30 days from the authorized ending date.

Please complete the form below and send with payment to:
Gaming Division
Office of Attorney General
600 E Boulevard Ave. - Dept. 125
Bismarck ND 58505-0040



BINGO EXCISE TAX RETURN FOR LOCAL PERMIT OR CHARITY LOCAL PERMIT
 OFFICE OF ATTORNEY GENERAL
 SFN 58649 (08-2007)

Permit Number

List the Permit Number assigned on the Local Permit or Charity Local Permit

\$ _____ X .0291 = Bingo Excise Tax Due

* Bingo Gross Proceeds

* Report the total gross proceeds from the sale of bingo cards during the date(s) authorized on the Permit.

Name of Organization

Signature of Preparer

Page 37 LOCAL PERMIT

City of Fargo
Rev. 10-07

(K 4)

Name of Organization Fargo Motor Patrol, Inc.		Date(s) Authorized (Read instruction 2) <i>Amended</i> 5/8/09 to 5/8/09		Permit Number R0004-09	
Contact Person Ken Krajsa	Business Phone Number 701-298-1534	Beginning		Ending	
Mailing Address PO Box 11081	City Fargo	State ND	Zip Code 58106		
Site Name Civic Auditorium	Site Address 207 4th St N				
City Fargo	State ND	Zip Code 58102	County Cass		
Check the Game(s) Authorized: <input type="checkbox"/> Bingo <input checked="" type="checkbox"/> Raffle <input type="checkbox"/> Calendar Raffle <input type="checkbox"/> Sports Pool					
Restriction(s): N/A					
Date 02-09-2009	Signature of City Auditor <i>Steven Sprague</i>		Printed Name of City Auditor Steven Sprague		Auditor Telephone Number 701-241-1301

For a raffle or calendar raffle, read "Information Required to be Preprinted on a Standard Raffle Ticket" on the backside of this form.

Due to Flood

cut along this line

BINGO EXCISE TAX

North Dakota Century Code §53-06.1-12(2) requires that organizations who conduct bingo pay an excise tax of three percent on the gross proceeds from the sale at retail of bingo cards to final users.

If the organization conducts bingo under a Local Permit the organization must complete the "Bingo Excise Tax Return for Local Permit or Charity Local Permit" SFN 58649, and submit this form with payment of the Bingo Excise Tax to the Office of Attorney General within 30 days from the authorized ending date.

Please complete the form below and send with payment to:
Gaming Division
Office of Attorney General
600 E Boulevard Ave. - Dept. 125
Bismarck ND 58505-0040

	BINGO EXCISE TAX RETURN FOR LOCAL PERMIT OR CHARITY LOCAL PERMIT OFFICE OF ATTORNEY GENERAL SFN 58649 (08-2007)		Permit Number _____ List the Permit Number assigned on the Local Permit or Charity Local Permit
	\$ _____ X .0291 =	Bingo Excise Tax Due _____	
* Report the total gross proceeds from the sale of bingo cards during the date(s) authorized on the Permit.			
Name of Organization _____		Signature of Preparer _____	

Per N.D. Admin. Code §99-01.3-01-01, an organization is ineligible for a license or permit if the organization is delinquent in paying any tax.

APPLICATION FOR A LOCAL PERMIT

City of Fargo
Rev. 10-07

K6
4-6-09
CR#7348
25,00

Name of Non-profit Organization <u>KNIGHTS OF COLUMBUS COUNCIL #6570</u>		Date(s) of Activity <u>JUNE 1, 2009 to JUNE 30, 2009</u>	
Person Responsible for the Gaming Operation <u>KARL NESLER</u>		Title <u>GRAND KNIGHT</u>	Business Phone Number <u>701 293-8160</u>
Business Address <u>1825 11TH ST. S.</u>	City <u>FARGO</u>	State <u>ND</u>	Zip Code <u>58103</u>
Mailing Address (if different)	City	State	Zip Code
Name of Site Where Game(s) will be Conducted <u>NATIVITY CHURCH</u>		Site Address <u>1825 11TH ST. S.</u>	
City <u>FARGO</u>	State <u>ND</u>	Zip Code <u>58103</u>	County <u>CASS</u>
Check the Game(s) to be Conducted: <input type="checkbox"/> Bingo <input type="checkbox"/> Raffle <input checked="" 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
<u>CALENDAR RAFFLE</u>	<u>22 - \$30.00 CASH</u>	<u>\$ 660⁰⁰</u>			\$
<u>"</u>	<u>4 - \$50.00</u>	<u>\$ 200⁰⁰</u>			
<u>"</u>	<u>4 - \$150.00</u>	<u>\$ 600⁰⁰</u>			
<u>"</u>	<u>1 - \$500.00</u>	<u>\$ 500⁰⁰</u>			
Total:					(Limit \$12,000 per year) <u>\$ 1,960⁰⁰</u>

Intended uses of gaming proceeds: HABITAT FOR HUMANITY AND OTHER CHARITABLE ORGANIZATIONS

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: \$ 0. 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.

** PERMIT WAS SURRENDERED TO CITY AS RAFFLE WAS CANCELLED LAST FALL.*

Signature of Top Executive Official <u>[Signature]</u>	Date <u>APR 11 2009</u>	Title <u>RAFFLE CHAIRMAN</u>	Daytime Phone Number <u>[Number]</u>
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Household Hazardous Waste Services

Evaluation Criteria Preliminary Work Sheet - Instructions

A work sheet will be completed for each proposal using the following guidelines:

Criteria	Weighting	Description of Considerations
Cost of proposal	50	<p>Lowest bid will receive 50 points. All other bids will receive points in proportion to the lowest bid. Equation:</p> $\text{Proposal A Weighting} = \frac{50}{(\text{Proposal A Cost}/\text{Lowest Proposal Cost})}$ <p>Example: Lowest proposal =\$44,000.00, Proposal A =\$52,800.00. Proposal A Weighting = $50/(52,800.00/44,000.00) = 41.67$ or 42 points</p>
Description of services proposed and demonstration of capability to fulfill services required	20	<p>The proposal must describe, in an understandable manner, all services proposed for the successful completion of the project, and demonstrated the contractor's ability to fulfill proposed services. Evaluators will contact the appropriate federal, state and/or local regulators regarding contractor's ability to perform. Weighting will be made considering regulator contact information, previous knowledge of contractor and past experiences with the City of Fargo, HHW collection events.</p>
Willingness and capability to meet deadline including current and projected workloads of the persons or firms	10	<p>Weighting will be made considering; proposed project schedule, number of personnel and equipment propose and past experiences with City of Fargo, HHW collection events. A minimum of 3 personnel fully trained in EPA, RCRA and DOT regulations will be required to complete project (excluding oil based paint bulking) in 2 days. A minimum of 5 personnel (3 fully trained in EPA, RCRA and DOT regulations will be required to complete project (with buling and can crusher) in 2 days</p>

<p>Related experience or similar projects, done without subcontracting, including recent and current work for agencies in North Dakota</p>	<p>10</p>	<p>The proposal must describe related or similar experience and or project. Evaluators will contact the appropriate ND state agencies regarding recent and current work in ND. Weighting will be made considering description of related or similar experiences, ND state agency contact information, previous knowledge of contractor and past experiences with City of Fargo, HHW collection events.</p>
<p>The ability of professional personnel</p>	<p>5</p>	<p>Weighting will be made considering description of experiences, education and training of personnel proposed to provide services for the project.</p>
<p>Past performance of person or firm</p>	<p>5</p>	<p>Evaluators will contact the appropriate federal, state, and/or local regulators regarding contractor's and or personnel's ability to perform. Weighting will be made considering regulator contact information, previous knowledge of contractor and past experiences with City of Fargo, HHW collection events.</p>

In addition, special consideration will be given to contractors proposing cost-effective recycling methods over traditional disposal methods.

M

FARGODOME

April 15, 2009

Fargo City Commission
200 3rd Street North
Fargo, ND 58102

Commissioners:

The Fargo Dome Authority requests your ratification of a \$5,300 change order to the facility recovery contract with Munters Corporation approved at your meeting on April 1, 2009. The change order is less than 10% of the original bid, and results in a final price to Munters of \$442,030.

The change order added cleaning of overhead lighting girders and I-beams in the Arena bowl to the scope of work. The initial bids of all the contractors excluded these beams as we were reviewing the condition of the beam system and our options for cleaning the beams at the time the scope of work was developed.

Upon a review of the condition of the beam system and our available internal resources, we determined that the beams needed to be cleaned and the most efficient manner to do so would be for Munters to perform the work in conjunction with their overhead cleaning of the ducts and catwalk system.

Munters completed this additional requirement and the duties described in the original scope of work in the timeframes established by the initial contract. Their cleaning services concluded on Friday, April 10th. We are satisfied that they completed the work as specific in the initial scope.

Thank you for consideration of this matter and your timely attention to our recovery needs.

Very truly yours,



Rob Sobolik
FARGODOME General Manger



Change Order Authorization

Change Order Number: 23977-2
 Original Estimate Number: EWIN-7QLQBA
 Created By: Mike Carroll on 04/06/2009

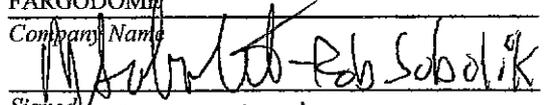
Bill To	Ship To
Customer: FARGODOME Contact: Rob Sobolik Phone: 701-241-9100 Fax: 701-237-0987 Address: . 1800 N. University Drive City: Fargo State: ND Zip: 58102	Customer: FARGODOME Contact: Rob Sobolik Phone: 701-241-9100 Fax: 701-237-0987 Address: 1800 N. University Drive City: Fargo State: ND Zip: 58102

		Additions	Deletions
1	Vacuum cleanin g of the 4 hanging steel lighting girders and the 2 East and West I-Beams over the arena seating. Lighting girders will be lowered to the floor by FARGODOME staff. I-Beams will be cleaned on horizontal exterior sides and bottom surfaces only.	\$5,300.00	\$0.00
Total:		\$5,300.00	\$0.00

Total Changes: \$5300.00

MUNTERS CORPORATION
 Moisture Control Services


 Signed _____
 Michael Carroll
 Print Name _____
 RSM
 Title _____

Accepted By: FARGODOME
 Company Name _____

 Signed _____
 General Manager - Fargodome
 Title _____
 4-6-09
 Date _____

April 16, 2009

Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Project No. 5656

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 15, 2009, for the 64th Avenue North Sanitary Sewer Extension, Project No. 5656, located from the Harwood lagoons at 64th Avenue North and Highway 81, to 3,900' north of 64th Ave. N. on 37th Street, to the County Road 20 Lift Station.

The bids were as follows:

Dakota Underground Company	\$1,284,915.00
Sellin Brothers, Inc.	\$1,383,882.10
Duininck Brothers, Inc	\$1,399,237.80
Master Construction, Inc.	\$1,561,047.30
Kvamsdal Construction	\$2,124,153.00
Robert Gibb & Sons, Inc.	\$2,218,085.00
Engineer's Estimate	\$1,560,000.00

The special assessment escrow is not required.

Three alternates were included with the bidding process. We will accept Alternate Number 2 for a deduct of \$25,304.98.

This office recommends concurrence in the Houston Engineering, Inc. bid award to Dakota Underground Co. in the amount of \$1,259,610.02 as the lowest and best bid.

Sincerely,

Dave W. Johnson
Deputy City Engineer

DWJ/bem
Attachment
Street Lighting
Sidewalks

Design & Construction
Traffic Engineering

Truck Regulatory
Flood Plain Mgmt.

Mapping & GIS
Utility Locations



1401 21st Avenue North Fargo ND 58102



HoustonEngineering Inc.

April 16, 2009

Brenda Derrig
City of Fargo Engineering Department
200 3rd Street North
Fargo, ND 58102

**Subject: Sanitary Sewer Improvements
64th Avenue North Sanitary Sewer Extension
City of Fargo Project No. 5656
Fargo, ND
HE Project No. 5530_000_007**

We have tabulated the bids which were opened Wednesday, April 15, 2009. We recommend the project be awarded, contingent upon approval of the ND Department of Health, to Dakota Underground Company of Fargo, ND who was the lowest bidder with a total base bid of \$1,284,915.00. The Engineer's Estimate was \$1.56 million, so we believe we received very favorable bids. By accepting Alternate Number 2 (C900 instead of C909) the City could choose to reduce the contract amount by \$25,304.98. The new contract amount would be \$1,259,610.02. Accepting Alternate Number 2 would be the recommended scenario for this project.

Enclosed is a copy of the bid tabulation.

We will forward the two lowest bids with the required attachments to Dave Bergsagel of the ND Department of Health for their approval.

Sincerely,

HOUSTON ENGINEERING, INC.

Roger C. Hagen

RCH:jo

Enclosure

Z:\5500\5530\00_5530_007\Brenda Derrig letter 4-16-09.doc

Engineer: Houston Engineering, Inc.
 1401 21st Avenue North
 Fargo, ND 58102
 Phone (701) 237-5065

BID TABULATION
 City of Fargo Project 5656
 64th Avenue North Sanitary Sewer Extension
 Fargo, ND

NO.	ITEM	QUANTITY	UNIT	Dakota Underground Co.		Sellin Brothers, Inc.		Duininck Brothers, Inc.	
				UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
SANITARY SEWER									
1	6" PVC Force Main (C909 - 235psi Pipe)	1,005	LF	\$ 14.50	\$ 14,572.50	\$ 12.45	\$ 12,512.25	\$ 19.00	\$ 19,095.00
2	8" PVC Force Main (C909 - 235psi Pipe)	9,310	LF	\$ 15.55	\$ 144,770.50	\$ 11.75	\$ 109,392.50	\$ 14.50	\$ 134,995.00
3	8" HDPE Force Main (DR11)	50	LF	\$ 35.00	\$ 1,750.00	\$ 84.75	\$ 4,237.50	\$ 55.00	\$ 2,750.00
4	10" PVC Force Main (C909 - 235psi Pipe)	18,319	LF	\$ 18.00	\$ 329,742.00	\$ 15.15	\$ 277,532.85	\$ 17.20	\$ 315,086.80
5	10" PVC Gravity Sewer (SDR 26)	200	LF	\$ 45.00	\$ 9,000.00	\$ 98.00	\$ 19,600.00	\$ 38.00	\$ 7,600.00
6	12" PVC Gravity Sewer (SDR 26)	40	LF	\$ 70.00	\$ 2,800.00	\$ 101.00	\$ 4,040.00	\$ 38.00	\$ 1,520.00
7	12" PVC Gravity Sewer (SDR 35)	3,015	LF	\$ 42.00	\$ 126,630.00	\$ 62.00	\$ 186,930.00	\$ 38.00	\$ 114,570.00
8	12" HDPE Force Main (DR11)	50	LF	\$ 45.00	\$ 2,250.00	\$ 113.00	\$ 5,650.00	\$ 80.00	\$ 4,000.00
9	15" Gravity Sewer (SDR 26)	1,158	LF	\$ 72.00	\$ 83,376.00	\$ 92.00	\$ 106,536.00	\$ 64.00	\$ 74,112.00
10	16" PVC Force Main (C909 - 235psi Pipe)	13	LF	\$ 350.00	\$ 4,550.00	\$ 80.00	\$ 1,040.00	\$ 355.00	\$ 4,615.00
11	18" Gravity Sewer (SDR 26)	488	LF	\$ 70.00	\$ 34,160.00	\$ 115.00	\$ 56,120.00	\$ 69.00	\$ 33,672.00
12	8" Uncased Force Main Bore	200	LF	\$ 50.00	\$ 10,000.00	\$ 100.00	\$ 20,000.00	\$ 84.00	\$ 16,800.00
13	8" Uncased HDPE Force Main Bore	120	LF	\$ 37.00	\$ 4,440.00	\$ 67.00	\$ 8,040.00	\$ 48.00	\$ 5,760.00
14	10" Uncased Force Main Bore	160	LF	\$ 68.00	\$ 10,880.00	\$ 79.00	\$ 12,640.00	\$ 110.00	\$ 17,600.00
15	12" Uncased HDPE Force Main Bore	120	LF	\$ 54.00	\$ 6,480.00	\$ 110.00	\$ 13,200.00	\$ 68.00	\$ 8,160.00
16	Casing Pipe for 18" PVC (SDR 26)	100	LF	\$ 385.00	\$ 38,500.00	\$ 450.00	\$ 45,000.00	\$ 355.00	\$ 35,500.00
17	Open Cut Road Crossing	2	EA	\$ 750.00	\$ 1,500.00	\$ 850.00	\$ 1,700.00	\$ 2,000.00	\$ 4,000.00
18	6" Gate Valve and Valve Box	2	EA	\$ 900.00	\$ 1,800.00	\$ 805.00	\$ 1,610.00	\$ 1,000.00	\$ 2,000.00
19	8" Gate Valve and Valve Box	1	EA	\$ 1,250.00	\$ 1,250.00	\$ 1,675.00	\$ 1,675.00	\$ 1,400.00	\$ 1,400.00
20	10" Gate Valve and Valve Box	2	EA	\$ 1,725.00	\$ 3,450.00	\$ 1,700.00	\$ 3,400.00	\$ 2,000.00	\$ 4,000.00
21	16" Gate Valve and Valve Box	1	EA	\$ 6,700.00	\$ 6,700.00	\$ 6,800.00	\$ 6,800.00	\$ 6,800.00	\$ 6,800.00
22	48" Standard Sanitary Manhole	10	EA	\$ 4,100.00	\$ 41,000.00	\$ 5,000.00	\$ 50,000.00	\$ 4,400.00	\$ 44,000.00
23	48" Sanitary Manhole w/ Interior Drop Connection	2	EA	\$ 7,400.00	\$ 14,800.00	\$ 8,800.00	\$ 17,600.00	\$ 8,000.00	\$ 16,000.00
24	Check Valve Manhole	1	EA	\$ 5,400.00	\$ 5,400.00	\$ 5,400.00	\$ 5,400.00	\$ 6,500.00	\$ 6,500.00
25	Locate and Connect to Existing 10" Hanwood Force	1	LS	\$ 2,800.00	\$ 2,800.00	\$ 2,800.00	\$ 2,800.00	\$ 4,500.00	\$ 4,500.00
26	Locate and Connect to Existing 4" Lake Sure Force Main	1	LS	\$ 2,200.00	\$ 2,200.00	\$ 1,950.00	\$ 1,950.00	\$ 3,000.00	\$ 3,000.00
27	Connect to Existing 12" Gravity Sewer	1	LS	\$ 2,350.00	\$ 2,350.00	\$ 2,650.00	\$ 2,650.00	\$ 2,500.00	\$ 2,500.00
28	12 Gauge Insulated Tracer Wire	26,260	LF	\$ 0.15	\$ 3,939.00	\$ 0.10	\$ 2,626.00	\$ 0.20	\$ 5,252.00
29	Tracer Wire Pedestal	8	EA	\$ 50.00	\$ 400.00	\$ 150.00	\$ 1,200.00	\$ 200.00	\$ 1,600.00
30	Lagoon Valve Vault & Appurtenances	2	EA	\$ 24,000.00	\$ 48,000.00	\$ 26,000.00	\$ 52,000.00	\$ 30,000.00	\$ 60,000.00
31	Lagoon Riser	2	EA	\$ 3,800.00	\$ 7,600.00	\$ 2,600.00	\$ 5,200.00	\$ 5,000.00	\$ 10,000.00

Page 2
 Engineer: Houston Engineering, Inc.
 1401 21st Avenue North
 Fargo, ND 58102
 Phone (701) 237-5065

BID TABULATION
 City of Fargo Project 5656
 64th Avenue North Sanitary Sewer Extension
 Fargo, ND

NO.	ITEM	QUANTITY	UNIT	Dakota Underground Co.		Sellin Brothers, Inc.		Dumnick Brothers, Inc.	
				UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
32	108" Lift Station and Appurtenances- Including but not limited to Pumps, Motors, Electrical Controls, Coating, Valve Vault and Site Work	1	EA	\$ 239,000.00	\$ 239,000.00	\$ 275,000.00	\$ 275,000.00	\$ 350,000.00	\$ 350,000.00
EXCAVATION AND SUBGRADE PREPARATION									
33	Strip, Stockpile & Replace Topsoil (12-in deep) (P)	41,500	CY	\$ 1.65	\$ 68,475.00	\$ 1.35	\$ 56,025.00	\$ 1.50	\$ 62,250.00
34	Seeding & Mulching	11	AC	\$ 700.00	\$ 7,700.00	\$ 675.00	\$ 7,425.00	\$ 1,000.00	\$ 11,000.00
35	Storm Water Management	1	LS	\$ 1,000.00	\$ 1,000.00	\$ 2,800.00	\$ 2,800.00	\$ 7,000.00	\$ 7,000.00
36	Traffic Control	1	LS	\$ 1,000.00	\$ 1,000.00	\$ 3,000.00	\$ 3,000.00	\$ 1,000.00	\$ 1,000.00
Bid Purpose Items									
37	1-1/4" Crushed Rock (If Needed)	10	CY	\$ 40.00	\$ 400.00	\$ 35.00	\$ 350.00	\$ 35.00	\$ 350.00
38	Compacted Gravel Backfill (If Needed)	10	CY	\$ 25.00	\$ 250.00	\$ 20.00	\$ 200.00	\$ 25.00	\$ 250.00
TOTAL BASE BID =				\$ 1,284,915.00		\$ 1,383,882.10		\$ 1,399,237.80	

Alternate No. 1 - IPEX Vortex PVC Flow Insert in Place of Interior Drop Manhole No. 2*									
39	IPEX Vortex PVC Insert - Including Vault, PVC Flow Insert, Fittings, Supports, Strapping, Sealant, Bolts and other misc. needed to install insert	1	EA	\$ 124,000.00	\$ 124,000.00	\$ 106,200.00	\$ 106,200.00	\$ 55,000.00	\$ 55,000.00
TOTAL ALT. No. 1 (ITEM 39) =				\$ 124,000.00		\$ 106,200.00		\$ 55,000.00	

Alternate No. 2 - C900 in Place of C909*									
40	6" PVC Force Main (C900 - DR25)	1,005	LF	\$ (0.38)	\$ (381.90)	\$ (1.05)	\$ (1,055.25)	\$ (0.70)	\$ (703.50)
41	8" PVC Force Main (C900 - DR25)	9,310	LF	\$ (0.67)	\$ (6,237.70)	\$ (1.90)	\$ (17,689.00)	\$ (1.60)	\$ (14,896.00)
42	10" PVC Force Main (C900 - DR25)	18,319	LF	\$ (1.02)	\$ (18,685.38)	\$ (2.50)	\$ (45,797.50)	\$ (2.40)	\$ (43,965.60)
43	16" PVC Force Main (C905 - DR25)	13	LF	\$ -	\$ -	\$ (10.50)	\$ (136.50)	\$ (10.00)	\$ (130.00)
TOTAL ALT. No. 2 (ITEMS 40 - 43) =				\$ (25,304.98)		\$ (64,678.25)		\$ (59,695.10)	

Alternate No. 3 - HDPE in Place of C909* (Must have same ID as C909 235psi Pipe)									
44	6" HDPE Force Main (DR11)	1,005	LF	No Bid		No Bid		\$ 8.00	\$ 8,040.00
45	8" HDPE Force Main (DR11)	9,310	LF					\$ 11.00	\$ 102,410.00
46	10" HDPE Force Main (DR11)	18,319	LF					\$ 13.00	\$ 238,147.00
47	16" HDPE Force Main (DR11)	13	LF					\$ 20.00	\$ 260.00
TOTAL ALT. No. 3 (ITEMS 44 - 47) =								\$ 348,857.00	

* The alternate cost shall be the net reduction or increase in cost for the specific item compared to the base bid

BID TABULATION

City of Fargo Project 5656
64th Avenue North Sanitary Sewer Extension
Fargo, ND

NO.	ITEM	QUANTITY	UNIT	Master Construction, Inc. 1572 45th Street North Fargo, ND 58102		Kvamdsal Construction PO Box 48 Willmar, MN 56201		Robert Gibb & Sons, Inc. PO Box 10188 Fargo, ND 58106	
				UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL PRICE
SANITARY SEWER									
1	6" PVC Force Main (C909 - 235psi Pipe)	1,005	LF	\$ 23.00	\$ 23,115.00	\$ 23.00	\$ 23,115.00	\$ 22.00	\$ 22,110.00
2	8" PVC Force Main (C909 - 235psi Pipe)	9,310	LF	\$ 21.00	\$ 195,510.00	\$ 26.00	\$ 242,060.00	\$ 27.00	\$ 251,370.00
3	8" HDPE Force Main (DR11)	50	LF	\$ 200.00	\$ 10,000.00	\$ 145.00	\$ 7,250.00	\$ 135.00	\$ 6,750.00
4	10" PVC Force Main (C909 - 235psi Pipe)	18,319	LF	\$ 22.50	\$ 412,177.50	\$ 33.00	\$ 604,527.00	\$ 34.00	\$ 622,846.00
5	10" PVC Gravity Sewer (SDR 26)	200	LF	\$ 60.00	\$ 12,000.00	\$ 82.50	\$ 16,500.00	\$ 56.00	\$ 11,200.00
6	12" PVC Gravity Sewer (SDR 26)	40	LF	\$ 100.00	\$ 4,000.00	\$ 83.00	\$ 3,320.00	\$ 67.00	\$ 2,680.00
7	12" PVC Gravity Sewer (SDR 35)	3,015	LF	\$ 43.80	\$ 132,057.00	\$ 82.00	\$ 247,230.00	\$ 51.00	\$ 153,765.00
8	12" HDPE Force Main (DR11)	50	LF	\$ 200.00	\$ 10,000.00	\$ 150.00	\$ 7,500.00	\$ 208.00	\$ 10,400.00
9	15" Gravity Sewer (SDR 26)	1,158	LF	\$ 90.70	\$ 105,030.60	\$ 84.00	\$ 97,272.00	\$ 215.00	\$ 248,970.00
10	16" PVC Force Main (C909 - 235psi Pipe)	13	LF	\$ 100.00	\$ 1,300.00	\$ 445.00	\$ 5,785.00	\$ 400.00	\$ 5,200.00
11	18" Gravity Sewer (SDR 26)	488	LF	\$ 68.15	\$ 33,257.20	\$ 115.00	\$ 56,120.00	\$ 62.00	\$ 30,256.00
12	8" Uncased Force Main Bore	200	LF	\$ 65.00	\$ 13,000.00	\$ 67.00	\$ 13,400.00	\$ 102.00	\$ 20,400.00
13	8" Uncased HDPE Force Main Bore	120	LF	\$ 70.00	\$ 8,400.00	\$ 52.50	\$ 6,300.00	\$ 78.00	\$ 9,360.00
14	10" Uncased Force Main Bore	160	LF	\$ 90.00	\$ 14,400.00	\$ 86.50	\$ 13,840.00	\$ 135.00	\$ 21,600.00
15	12" Uncased HDPE Force Main Bore	120	LF	\$ 70.00	\$ 8,400.00	\$ 72.50	\$ 8,700.00	\$ 115.00	\$ 13,800.00
16	Casing Pipe for 18" PVC (SDR 26)	100	LF	\$ 193.00	\$ 19,300.00	\$ 355.00	\$ 35,500.00	\$ 490.00	\$ 49,000.00
17	Open Cut Road Crossing	2	EA	\$ 5,000.00	\$ 10,000.00	\$ 7,700.00	\$ 15,400.00	\$ 11,700.00	\$ 23,400.00
18	6" Gate Valve and Valve Box	2	EA	\$ 1,500.00	\$ 3,000.00	\$ 1,020.00	\$ 2,040.00	\$ 1,560.00	\$ 3,120.00
19	8" Gate Valve and Valve Box	1	EA	\$ 1,850.00	\$ 1,850.00	\$ 1,415.00	\$ 1,415.00	\$ 2,200.00	\$ 2,200.00
20	10" Gate Valve and Valve Box	2	EA	\$ 2,500.00	\$ 5,000.00	\$ 2,050.00	\$ 4,100.00	\$ 3,240.00	\$ 6,480.00
21	16" Gate Valve and Valve Box	1	EA	\$ 7,500.00	\$ 7,500.00	\$ 915.00	\$ 915.00	\$ 12,060.00	\$ 12,060.00
22	48" Standard Sanitary Manhole	10	EA	\$ 9,250.00	\$ 92,500.00	\$ 7,365.00	\$ 73,650.00	\$ 7,200.00	\$ 72,000.00
23	48" Sanitary Manhole w/ Interior Drop Connection	2	EA	\$ 7,500.00	\$ 15,000.00	\$ 10,850.00	\$ 21,700.00	\$ 10,500.00	\$ 21,000.00
24	Check Valve Manhole	1	EA	\$ 5,000.00	\$ 5,000.00	\$ 7,080.00	\$ 7,080.00	\$ 9,950.00	\$ 9,950.00
25	Locate and Connect to Existing 10" Hardwood Force	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 9,120.00	\$ 9,120.00	\$ 3,600.00	\$ 3,600.00
26	Locate and Connect to Existing 4" Lake Sure Force Main	1	LS	\$ 2,000.00	\$ 2,000.00	\$ 7,560.00	\$ 7,560.00	\$ 3,000.00	\$ 3,000.00
27	Connect to Existing 12" Gravity Sewer	1	LS	\$ 1,000.00	\$ 1,000.00	\$ 900.00	\$ 900.00	\$ 1,500.00	\$ 1,500.00
28	12 Gauge Insulated Tracer Wire	26,260	LF	\$ 1.00	\$ 26,260.00	\$ 0.90	\$ 23,634.00	\$ 0.30	\$ 7,878.00
29	Tracer Wire Pedestal	8	EA	\$ 1,000.00	\$ 8,000.00	\$ 185.00	\$ 1,480.00	\$ 150.00	\$ 1,200.00
30	Lagoon Valve Vault & Appurtenances	2	EA	\$ 25,000.00	\$ 50,000.00	\$ 29,500.00	\$ 59,000.00	\$ 32,000.00	\$ 64,000.00
31	Lagoon Riser	2	EA	\$ 2,000.00	\$ 4,000.00	\$ 18,000.00	\$ 36,000.00	\$ 3,000.00	\$ 6,000.00

BID TABULATION

City of Fargo Project 5656
64th Avenue North Sanitary Sewer Extension
Fargo, ND

NO.	ITEM	QUANTITY	UNIT	Master Construction, Inc. 1572 45th Street North Fargo, ND 58102		Kvamsdal Construction PO Box 48 Willmar, MN 56201		Robert Gibb & Sons, Inc. PO Box 10188 Fargo, ND 58106	
				UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL PRICE
32	108" Lift Station and Appurtenances- Including but not limited to Pumps, Motors, Electrical Controls, Coating, Valve Vault and Site Work	1	EA	\$ 235,000.00	\$ 235,000.00	\$ 274,000.00	\$ 274,000.00	\$ 321,000.00	\$ 321,000.00
EXCAVATION AND SUBGRADE PREPARATION									
33	Strip, Stockpile & Replace Topsoil (12-in deep) (P)	41,500	CY	\$ 1.86	\$ 77,190.00	\$ 4.50	\$ 186,750.00	\$ 3.50	\$ 145,250.00
34	Seeding & Mulching	11	AC	\$ 950.00	\$ 10,450.00	\$ 670.00	\$ 7,370.00	\$ 2,000.00	\$ 22,000.00
35	Storm Water Management	1	LS	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 4,000.00	\$ 4,000.00
36	Traffic Control	1	LS	\$ 700.00	\$ 700.00	\$ 1,680.00	\$ 1,680.00	\$ 8,000.00	\$ 8,000.00
Bid Purpose Items									
37	1-1/4" Crushed Rock (if Needed)	10	CY	\$ 40.00	\$ 400.00	\$ 30.00	\$ 300.00	\$ 41.00	\$ 410.00
38	Compacted Gravel Backfill (if Needed)	10	CY	\$ 25.00	\$ 250.00	\$ 14.00	\$ 140.00	\$ 33.00	\$ 330.00
TOTAL BASE BID =				\$ 1,561,047.30		\$ 2,124,153.00		\$ 2,218,085.00	
Alternate No. 1 - IPEX Vortex PVC Flow Insert in Place of Interior Drop Manhole No.									
39	IPEX Vortex PVC Insert - Including Vault, PVC Flow Insert, Fittings, Supports, Strapping, Sealant, Bolts and other misc. needed to install insert	1	EA	\$ 82,250.00	\$ 82,250.00	\$ 118,000.00	\$ 118,000.00	\$ 84,000.00	\$ 84,000.00
TOTAL ALT. No. 1 (ITEM 39) =				\$ 82,250.00		\$ 118,000.00		\$ 84,000.00	
Alternate No. 2 - C900 in Place of C909*									
40	6" PVC Force Main (C900 - DR25)	1,005	LF	\$ (0.36)	\$ (361.80)	\$ (0.50)	\$ (502.50)	\$ (0.70)	\$ (703.50)
41	8" PVC Force Main (C900 - DR25)	9,310	LF	\$ (0.64)	\$ (5,958.40)	\$ (1.00)	\$ (9,310.00)	\$ (1.25)	\$ (11,637.50)
42	10" PVC Force Main (C900 - DR25)	18,319	LF	\$ (0.96)	\$ (17,586.24)	\$ (2.00)	\$ (36,638.00)	\$ (1.90)	\$ (34,806.10)
43	16" PVC Force Main (C905 - DR25)	13	LF	\$ -	\$ -	\$ (2.00)	\$ (26.00)	\$ -	\$ -
TOTAL ALT. No. 2 (ITEMS 40 - 43) =				\$ (23,906.44)		\$ (46,476.50)		\$ (47,147.10)	
Alternate No. 3 - HDPE in Place of C909* (Must have same ID as C909 235psi Pipe)									
44	6" HDPE Force Main (DR11)	1,005	LF	No Bid		\$ 10.00	\$ 10,050.00	No Bid	
45	8" HDPE Force Main (DR11)	9,310	LF			\$ 15.00	\$ 139,650.00		
46	10" HDPE Force Main (DR11)	18,319	LF			\$ 20.00	\$ 366,380.00		
47	16" HDPE Force Main (DR11)	13	LF			\$ 30.00	\$ 390.00		
TOTAL ALT. No. 3 (ITEMS 44 - 47) =						\$ 516,470.00			

* The alternate cost shall be the net reduction or increase in cost for the specific item com



ENGINEERING DEPARTMENT

200 3rd Street North
Fargo, North Dakota 58102
Phone: (701) 241-1545
Fax: (701) 241-8101
E-Mail: feng@ci.fargo.nd.us

April 15, 2009

Q1

Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Improvement District No. 5858

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 15, 2009, for PC Concrete Alley Paving and Incidentals, Improvement District No. 5858, located at Block 11 Chandlers 16th to 17th Avenue North between 9th and 10th Street.

The bids were as follows:

Key Contracting	\$ 73,788.00
Specialized Contracting	\$ 74,061.05
Heston Contracting, Inc.	\$ 74,794.50
Paras Contracting, Inc.	\$ 78,039.65
Adelman Concrete & Excavating	\$ 78,247.75
Gopher Auger & Excavating	\$ 79,606.50
Asplin Excavating, Inc.	\$ 79,735.45
Opp Construction Company	\$ 89,082.20
Northern Improvement Co.	\$107,505.00
Engineer's Estimate	\$ 80,000.00

The special assessment escrow is not required.

The protest period expired on March 31, 2009. The responses received are summarized as follows:

11 properties support project	50%
7 properties oppose project	32%
4 properties did not respond	18%

This office recommends that protests be declared insufficient and award of the contract to Key Contracting in the amount of \$73,788.00 as the lowest and best bid.

Sincerely,

Mark H. Bittner
City Engineer

MHB/jmg

Street Lighting
Sidewalks

Design & Construction
Traffic Engineering

Truck Regulatory
Flood Plain Mgmt.

Mapping & GIS
Utility Locations



ENGINEER'S STATEMENT OF ESTIMATED COST

PC Concrete Alley Paving and Incidentals

IMPROVEMENT DISTRICT # 5858

Block 11, Chandlers 16th to 17th Ave N between 9th and 10th St

WHEREAS, bids have been opened and filed for the above described Improvement District of the City of Fargo, North Dakota; and

WHEREAS, an estimate of the cost of the work is required by the engineer for the City of Fargo, North Dakota;

NOW THEREFORE Mark H. Bittner, do hereby certify as follows:

That I am the City Engineer for the City of Fargo, North Dakota;

That the following is a detailed statement of the estimated cost of the job described as PC Concrete Alley Paving and Incidentals Improvement District # 5858 of the City of Fargo, North Dakota.

Storm Sewer

3009 8" PVC w/Gravel	415.00 LF	32.00	13,280.00
3443 Connect Storm Sewer to Existing Manhole	1.00 EA	600.00	600.00
3450 A Inlet	1.00 EA	1,000.00	1,000.00
3454 C Inlet	2.00 EA	1,000.00	2,000.00
3896 Inlet Protection Type C	3.00 EA	65.00	195.00
		Storm Sewer Sub Total:	\$17,075.00

Paving

1557 1-1/4" Crushed Rock	5.00 TON	22.00	110.00
4000 Excavation	383.00 CY	4.00	1,532.00
4010 Subgrade Preparation	1,233.00 SY	1.00	1,233.00
4061 Gravel Base (ND Class 5)	250.00 TON	21.00	5,250.00
4110 6" Reinforced PC Concrete Pavement	1,233.00 SY	36.00	44,388.00
4130 6" RC Driveway	75.00 SY	42.00	3,150.00
4324 Remove 6" Concrete Pavement/Driveway	80.00 SY	10.00	800.00
4510 Traffic Control	1.00 LS	250.00	250.00
		Paving Sub Total:	\$56,713.00

Construction Total: \$73,788.00

ENGINEER'S STATEMENT OF ESTIMATED COST

PC Concrete Alley Paving and Incidentals

IMPROVEMENT DISTRICT # 5858

Block 11, Chandlers 16th to 17th Ave N between 9th and 10th St

Construction Total:		73,788.00
Engineering:	11.00 %	8,116.68
Legal:	7.00 %	5,165.16
Contingencies:	10.00 %	7,378.80
Administration:	6.00 %	4,427.28
Interest:	8.00 %	5,903.04

Sub-Total:	104,778.96
Less Street Rehab Funds:	0.00
Less Water Department Funds:	0.00

TOTAL ESTIMATED ASSESSED COSTS: 104,778.96

IN WITNESS THEREOF, I have hereunto set my hand and seal

Date: 4/15/2009


Mark H. Bittner
City Engineer





ENGINEERING DEPARTMENT

200 3rd Street North
Fargo, North Dakota 58102
Phone: (701) 241-1545
Fax: (701) 241-8101
E-Mail: feng@ci.fargo.nd.us

April 15, 2009

Q2

Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Improvement District No. 5859

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 15, 2009, for PC Concrete Alley Paving and Incidentals, Improvement District No. 5859, located at Block 13, Kirkhams 2nd Addition – 11th to 12th Avenue North between College and 14th Street.

The bids were as follows:

Heston Contracting, Inc.	\$ 69,282.25
Key Contracting	\$ 69,927.00
Specialized Contracting	\$ 73,394.85
Adelman Concrete & Excavating	\$ 75,039.25
Paras Contracting, Inc.	\$ 82,377.75
Opp Construction Company	\$ 88,204.40
Northern Improvement Co.	\$104,625.00
Engineer's Estimate	\$ 80,000.00

The special assessment escrow is not required.

The protest period expired on April 14, 2009. The responses received are summarized as follows:

12 properties support project	76%
2 properties oppose project	10%
3 properties did not respond	14%

This office recommends that protests be declared insufficient and award of the contract to Heston Contracting, Inc. in the amount of \$69,282.25 as the lowest and best bid.

Sincerely,

Mark H. Bittner

Mark H. Bittner
City Engineer

MHB/jmg

Street Lighting
Sidewalks

Design & Construction
Traffic Engineering

Truck Regulatory
Flood Plain Mgmt.

Mapping & GIS
Utility Locations



ENGINEER'S STATEMENT OF ESTIMATED COST

PC Concrete Alley Paving and Incidentals

IMPROVEMENT DISTRICT # 5859

Block 13, Kirkhams 2nd Addition-11th to 12th Ave N between College and 14th St

WHEREAS, bids have been opened and filed for the above described Improvement District of the City of Fargo, North Dakota; and

WHEREAS, an estimate of the cost of the work is required by the engineer for the City of Fargo, North Dakota;

NOW THEREFORE Mark H. Bittner, do hereby certify as follows:

That I am the City Engineer for the City of Fargo, North Dakota;

That the following is a detailed statement of the estimated cost of the job described as PC Concrete Alley Paving and Incidentals Improvement District # 5859 of the City of Fargo, North Dakota.

Paving

3896 Inlet Protection Type C	2.00 EA	60.00	120.00
4000 Excavation	505.00 CY	5.00	2,525.00
4010 Subgrade Preparation	1,571.00 SY	1.00	1,571.00
4061 Gravel Base (ND Class 5)	350.00 TON	12.30	4,305.00
4110 6" Reinforced PC Concrete Pavement	1,571.00 SY	36.25	56,948.75
4130 6" RC Driveway	50.00 SY	36.25	1,812.50
4327 Remove Concrete Pavement/Drive	50.00 SY	9.00	450.00
4510 Traffic Control	1.00 LS	750.00	750.00
4618 Remove Tree	1.00 Ea	500.00	500.00
4632 Washed River Rock	10.00 SY	30.00	300.00
		Paving Sub Total:	\$69,282.25
		Construction Total:	\$69,282.25

ENGINEER'S STATEMENT OF ESTIMATED COST

PC Concrete Alley Paving and Incidentals

IMPROVEMENT DISTRICT # 5859

Block 13, Kirkhams 2nd Addition-11th to 12th Ave N between College and 14th St

Construction Total:		69,282.25
Engineering:	11.00 %	7,621.05
Legal:	7.00 %	4,849.76
Contingencies:	10.00 %	6,928.23
Administration:	6.00 %	4,156.94
Interest:	8.00 %	5,542.58

Sub-Total:	98,380.80
Less Street Rehab Funds:	0.00
Less Water Department Funds:	0.00

TOTAL ESTIMATED ASSESSED COSTS: 98,380.80

IN WITNESS THEREOF, I have hereunto set my hand and seal

Date: 4/15/2009



Mark H. Bittner
City Engineer





ENGINEERING DEPARTMENT

200 3rd Street North
Fargo, North Dakota 58102
Phone: (701) 241-1545
Fax: (701) 241-8101
E-Mail: feng@ci.fargo.nd.us

April 15, 2009

Q3

Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Improvement District No. 5703

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, April 15, 2009, for Concrete Curb & Gutter, Asphalt Pavement, Street Lights, Sidewalks & Incidentals, Improvement District No. 5703, located in the west half of Woodhaven 5th Addition.

The bids were as follows:

Aggregate Industries	\$624,133.06
Border States Paving, Inc.	\$669,846.77
Central Specialties, Inc.	\$687,112.80
Northern Improvement Co.	\$733,875.18
Specialized Contracting	\$750,805.86
Master Construction Co., Inc.	\$777,086.90
Engineer's Estimate	\$605,000.00

The special assessment escrow is in order.

This office recommends award of the contract to Aggregate Industries, in the amount of \$624,133.06 as the lowest and best bid.

Sincerely,

Mark H. Bittner
City Engineer

MHB/bem

Street Lighting
Sidewalks

Design & Construction
Traffic Engineering

Truck Regulatory
Flood Plain Mgmt.

Mapping & GIS
Utility Locations



ENGINEER'S STATEMENT OF ESTIMATED COST

Concrete Curb & Gutter, Asphalt Pavement, Street Lights, Sidewalks & Incidentals

IMPROVEMENT DISTRICT # 5703 Addendum Number: 2

West Half of Woodhaven 5th Addn

WHEREAS, bids have been opened and filed for the above described Improvement District of the City of Fargo, North Dakota; and

WHEREAS, an estimate of the cost of the work is required by the engineer for the City of Fargo, North Dakota;

NOW THEREFORE Mark H. Bittner, do hereby certify as follows:

That I am the City Engineer for the City of Fargo, North Dakota;

That the following is a detailed statement of the estimated cost of the job described as Concrete Curb & Gutter, Asphalt Pavement, Street Lights, Sidewalks & Incidentals Improvement District # 5703 of the City of Fargo, North Dakota.

Paving

3660 Remove Asphalt Pavement	60.00 SY	3.00	180.00
3887 Inlet Protection - Type C2	13.00 EA	225.00	2,925.00
3896 Inlet Protection Type C	13.00 EA	97.00	1,261.00
3897 Temporary Construction Entrance	2.00 EA	1,500.00	3,000.00
3898 Inlet Protection Type A2	2.00 Ea	47.00	94.00
3991 Storm Water Management	1.00 LS	300.00	300.00
4000 Excavation	1,690.00 CY	3.50	5,915.00
4002 Subcut	4,733.00 CY	3.80	17,985.40
4006 Imported Fill	5,000.00 CY	6.70	33,500.00
4010 Subgrade Preparation	14,200.00 SY	0.58	8,236.00
4013 Grade Boulevards	14,000.00 SY	0.42	5,880.00
4050 Geotextile Filter Fabric	14,200.00 SY	1.00	14,200.00
4068 Gravel Base (Class 5) - 7"	14,200.00 SY	5.30	75,260.00
4100 Concrete Curb & Gutter (Type I)	6,940.00 LF	10.50	72,870.00
4130 6" RC Driveway	100.00 SY	43.00	4,300.00
4138 4" RC Sidewalk	1,612.00 SY	32.50	52,390.00
4200 Aggregate for Asphalt Base Course	3,200.00 TON	27.50	88,000.00
4221 Asphalt Cement	43,100.00 GAL	2.35	101,285.00
4310 Remove Curb & Gutter	30.00 LF	4.00	120.00
4316 Detectable Warning Panels	112.00 SF	39.00	4,368.00
4460 4" Perforated PVC w/Fabric Wrap	6,940.00 LF	2.15	14,921.00
4461 Install Watertight Manhole Seals	16.00 EA	275.00	4,400.00
4465 Install Watertight Manhole Seal Extension	1.00 EA	145.00	145.00
4483 Curb Stop to Grade	76.00 EA	115.00	8,740.00
4490 Castings to Grade	30.00 EA	320.00	9,600.00
4491 Boulevard Castings to Grade	6.00 EA	215.00	1,290.00
4492 Gate Valve Boxes to Grade	6.00 EA	160.00	960.00
4493 Boulevard Gate Valve Boxes to Grade	10.00 EA	110.00	1,100.00
4510 Traffic Control	1.00 LS	645.00	645.00
4606 Seeding with Hydro-mulch	16,000.00 SY	0.45	7,200.00
		Paving Sub Total:	\$541,070.40

Street Lighting

ENGINEER'S STATEMENT OF ESTIMATED COST

Concrete Curb & Gutter, Asphalt Pavement, Street Lights, Sidewalks & Incidentals

IMPROVEMENT DISTRICT # 5703

West Half of Woodhaven 5th Addn

	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT COST</u>	<u>EXTENDED PRICE</u>
5001 Feed Point	1.00	EA	3,900.00	3,900.00
5017 #8 USE Cu Conductor	3,917.00	LF	0.66	2,585.22
5018 #6 USE Cu Conductor	7,834.00	LF	0.81	6,345.54
5053 100W HPS Lum. (Decorative) w/Standard	23.00	EA	2,100.00	48,300.00
5057 100W HPS Lum. (Decorative) w/Standard (MSO)	2.00	EA	2,000.00	4,000.00
5074 1-1/2" Innerduct	3,917.00	LF	2.70	10,575.90
5094 5' Concrete Base	23.00	EA	250.00	5,750.00
			Street Lighting Sub Total:	\$81,456.66

Signing & Striping

7753 Diamond Grade Cubed Signs	46.00	SF	21.00	966.00
7755 Sign Assembly & Anchor	8.00	EA	80.00	640.00
			Signing & Striping Sub Total:	\$1,606.00

Construction Total: \$624,133.06

ENGINEER'S STATEMENT OF ESTIMATED COST

Concrete Curb & Gutter, Asphalt Pavement, Street Lights, Sidewalks & Incidentals

IMPROVEMENT DISTRICT # 5703
West Half of Woodhaven 5th Addn

Construction Total:		624,133.06
Engineering:	11.00 %	68,654.64
Legal:	7.00 %	43,689.31
Contingencies:	10.00 %	62,413.31
Administration:	6.00 %	37,447.98
Interest:	8.00 %	49,930.64

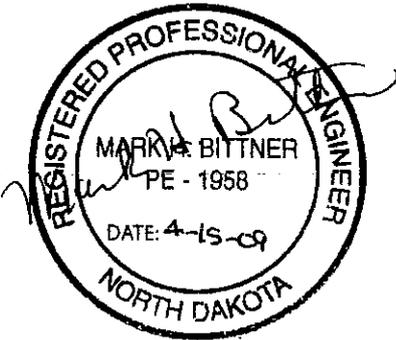
Sub-Total:	886,268.95
Less Street Rehab Funds:	0.00
Less Water Department Funds:	0.00

TOTAL ESTIMATED ASSESSED COSTS: 886,268.95

IN WITNESS THEREOF, I have hereunto set my hand and seal

Date: 4/15/2009

Mark H. Bittner
Mark H. Bittner
City Engineer



Q4

April 14, 2009

Honorable Board of City
Commissioners
City of Fargo
Fargo, ND

Re: Moore Engineering Bid Award Concurrence
Sanitary Forcemain, Drain 40 Improvements & Incidentals
Improvement District No. 5729

Dear Commissioners:

Bids were opened at 11:30 AM on Wednesday, March 15, 2009, for Sanitary Forcemain,
Drain 40 Improvements & Incidentals, Improvement District No. 5729.

The bids were as follows:

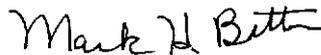
Riley Brothers Construction	\$8,418,563.82
Sellin Brothers, Inc.	\$8,789,012.60
Park Construction Co.	\$9,024,816.12
Dakota Underground Company	\$9,052,105.50
Landwehr Construction, Inc.	\$9,153,244.35
Duinick Brothers, Inc.	\$9,173,243.40
S.R. Wiedema, Inc.	\$9,796,822.90
Engineer's Estimate	\$10,011,174.00

The special assessment escrow is not required.

This bid includes the alternate for improvements to the compost facility.

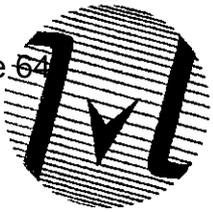
This office recommends concurrence in the Moore Engineering bid award to Riley
Brothers Construction in the amount of \$8,418,563.82 as the lowest and best bid.

Sincerely,



Mark H. Bittner
City Engineer

MHB/pan
Attachment



moore engineering, inc.

Consulting Engineering • Land Surveying

925 10th Avenue East • West Fargo, North Dakota 58078
Phone: 701-282-4692 • Fax: 701-282-4530

March 18, 2009

Board of Commissioners
200 N 3rd St
Fargo ND 58102

Re: Improvement Dist. #5729
Sanitary Forcemain, Drain 40 Improvements and Incidentals
Fargo, ND

Dear Commissioners:

Attached is the bid tab for your review of the above referenced project.

I hereby recommend award of contract to Riley Bros. Construction for their bid of \$8,418,563.82 received on March 18, 2009.

Our original engineer's estimate was \$10,011,174.00.

Sincerely,

MOORE ENGINEERING INC.

A handwritten signature in black ink, appearing to read 'Nick Gludt', is written over the printed name and title.

Nicholas P. Gludt, PE
Project Engineer

NPG/vls
14145/recomm.doc

ENGINEER'S STATEMENT OF ESTIMATED COST

Sanitary Force Main, Drain 40 Improvements & Incidentals

IMPROVEMENT DISTRICT NO. 5729

36" Sanitary Sewer Force Main (9th Ave. SW to 19th Ave. NW) and Drain 40 Improvements (2nd Avenue SW to 16th Ave. NW)

Total Costs

Total Construction:		\$8,418,563.82
City Engineering & Administration:	10%	841,856.38
Legal, Advertising, Miscellaneous:	7%	589,299.47
Contingencies:	10%	841,856.38
Interest:	2.7%	336,742.55
Estimated Outside Engineering:		<u>625,000.00</u>
Total Estimated Costs:		\$11,543,877.27

Less State Revolving Fund (SRF) Loan

Total Construction:		\$4,206,387.20
City Engineering & Administration:	10%	420,638.72
Legal, Advertising, Miscellaneous:	7%	294,447.10
Contingencies:	10%	420,638.72
Estimated Outside Engineering:		<u>350,300.00</u>
Total Estimated Costs:		\$5,692,411.74

Less Street Sales Tax Funding

Total Construction:		\$ 702,654.04
City Engineering & Administration:	10%	70,265.40
Legal, Advertising, Miscellaneous:	7%	49,185.78
Contingencies:	10%	70,265.40
Estimated Outside Engineering:		<u>39,000.00</u>
Total Estimated Costs:		\$ 931,370.62

Less Solid Waste Funding

Total Construction:		\$ 665,416.20
City Engineering & Administration:	10%	66,541.62
Legal, Advertising, Miscellaneous:	7%	46,579.13
Contingencies:	10%	66,541.62
Estimated Outside Engineering:		<u>30,000.00</u>
Total Estimated Costs:		\$ 875,078.57

Less Drain 40 Funding

SE Cass WRD (10 yr Payment):		\$2,000,000.00
West Fargo Estimated Shared Cost:		<u>245,000.00</u>
Total Estimated Costs:		\$2,245,000.00

TOTAL ESTIMATED ASSESSED COSTS: \$1,800,016.34

IN WITNESS THEREOF, I have hereunto set my hand and seal

Date: 4/16/09

Mark H. Bittner
 Mark H. Bittner
 City Engineer



(r)

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 Improvement District as it will appear in the Contract:

Milling, Hot Bituminous Pavement, Marking & Incidentals

Improvement District No. 5883

Create District	<u>April 20</u>	, <u>2009</u>
Advertise	<u>April 27 and May 4</u>	, <u>2009</u>
Protest Period Ends	<u>May 26</u>	, <u>2009</u>
Bid Opening Date	<u>June (NDDOT Opening)</u>	, <u>2009</u>
Completion Date	<u>August 31</u>	, <u>2009</u>

- N/A PWPEC Report (Attach Copy) **Part of 2009 Federal Stimulus**
- X Engineer's Report (Attach Copy)
- N/A Direct City Auditor to Advertise for Bids (**To be bid by NDDOT**)
- X Bid Quantities (Attach Copy for Auditor's Office Only)
- X Notice to Property Owners (Dan Eberhardt)

Project Engineer Cody Eilertson

Phone No. 241-8562

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

MILLING, HOT BITUMINOUS PAVEMENT,
MARKING & INCIDENTALS

IMPROVEMENT DISTRICT NO. 5883

Nature & Scope

As part of the 2009 Federal Stimulus Package, this project is for the edge mill and overlay of 25th Street from 32nd Avenue South to the bridge over Rose Coulee.

Purpose

The existing asphalt pavement is 15 years old and is showing signs of aging, such as cupped cracking. This overlay project will extend the life of the pavement section.

Feasibility

The estimated construction cost is \$605,000 and will be funded 50% with federal stimulus package dollars and 50% special assessed per the City's arterial assessment band for 25th Street. A breakdown of the costs is as follows:

Estimated Construction Cost:	\$ 605,000
Plus 12% Engineering Fees:	\$ 72,600
Plus 13% Miscellaneous Fees:	<u>\$ 78,650</u>
Total Project Cost:	\$ 756,250
2009 Federal Stimulus:	\$ 378,125
Special Assessments:	\$ 378,125

We believe this project to be cost effective.



Mark H. Bittner

Mark H. Bittner
City Engineer

April, 2009

CITY OF FARGO
ENGINEERING DEPARTMENT

LOCATION & COMPRISING

MILLING, HOT BITUMINOUS PAVEMENT,
MARKING & INCIDENTALS

IMPROVEMENT DISTRICT NO. 5883

LOCATION:

On 25th Street South from 32nd Avenue South to Rose Coulee.

COMPRISING:

All properties within that part of Township 139 North, Range 49 West, City of Fargo, Cass County, North Dakota, described as follows:

The West half of Section 25, together with the East half of Section 26, together with the NE quarter of Section 35, together with the NW quarter of Section 36, excepting therefrom that part lying West of 32nd Street South, and also excepting therefrom Lots 16, 17 and 18, Block 1, Rose Creek Fourth Addition, and also excepting therefrom Lot 1, Block 1, Chandler First Subdivision, and also excepting therefrom Lot 4, Block 1, Rose Creek Golf Course Annex Addition and also excepting therefrom Lot 21, Block 2, Rosewood Park.