

FARGO CITY COMMISSION AGENDA
Monday, February 22, 2010 - 5:00 P.M.

CITY COMMISSION MEETINGS ARE BROADCAST LIVE ON TV FARGO 12 (Channel 12). They are rebroadcast each Monday at 5:00 p.m., Thursday at 7:00 p.m. and Saturday at 8:00 a.m.; and are also included in our video archive at www.cityoffargo.com/commission

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, February 8, 2010).

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

- a. 2nd reading, waive reading and final adoption of the following Ordinances; 1st reading, 2/8/10:
 - (1) Relating to Issuance and Transfer of Licenses (requiring that Class "E" Alcoholic Beverage Permit applications be received 7 days prior to event).
 - (2) Relating to Dogs and Cats (potentially dangerous and dangerous dogs).
 - (3) Relating to Ordinance Violations.
 - (4) Relating to Noise Control and Radio Interference (engine compression brakes).
 - (5) Relating to States of Emergency – Declaration and Duration.
 - (6) Rezoning Certain Parcels of Land Lying in Osgood Villas Fourth Addition.
 - (7) Rezoning Certain Parcels of Land Lying in Kirkham's 2nd Addition.
- b. Expenditure of Neighborhood Stabilization Program funds for the acquisition of 1362 16th Avenue South for \$69,900.00 and 1806 5th Street North for \$89,000.00.
- c. Funding agreements for \$71,000.00 in Job Access and Reverse Commute (JARC) funds and \$68,885.00 in New Freedom (NF) funds.
- d. Contract with the North Dakota Department of Human Services for the Refugee Program (Contract #600-07863 Amendment "A").
- e. Purchase of Service Agreement with the North Dakota Department of Health for HIV counseling, testing and referral program (CFDA #93.943).
- f. Health Department budget adjustment in the amount of \$3,000 and grant agreement with the North Dakota Department of Health to support the Moving More, Eating Smarter community program (CFDA #93.991).
- g. Applications for 5-year property tax exemptions for improvements made to buildings:
 - (1) Curtis Goroski, 2847 Edgewood Drive.
 - (2) Gary and Sally Nelson, 809 North 27th Street.
 - (3) Bryce and Heidi Livingston, 34 18th Avenue North.
 - (4) Kathryne Gerst, 712 3rd Street North.

- h. Applications for Games of Chance:
 - (1) Annabelle Hannig Benefit for a raffle on 3/6/10; Public Spirited Resolution.
 - (2) MDA "Old Fashioned Motorcycle Run" for a raffle on 6/5/10.
 - (3) Hunt of a Lifetime Foundation for a raffle on 3/13/10; Public Spirited Resolution.
 - (4) Clara Barton Hawthorne PTA for bingo on 3/6/10.
 - (5) The Saddle & Sirloin Club for a raffle on 4/8/10.
- i. Bid award for lighting upgrades at the Island Park Ramp, GTC and Solid Waste Transfer building to Bergstrom Electric, Inc. in the amount of \$108,100.
- j. Acceptance of Titan Machinery quote in the amount of \$74,999 annual rental rate and \$480,370 total five-year cost of a new landfill compactor.
- k. Resolution authorizing submittal of an application to the North Dakota Department of Health for a loan for the wastewater stabilization pond improvements under the Clean Water State Revolving Fund program.
- l. Temporary license agreement with Northern States Power Company (Xcel Energy) in connection with Improvement District No. 5700.
- m. NDDOT Agreement for Safe Routes to School Infrastructure Improvements (Project No. 5919-02).
- n. Cost Participation, Construction and Maintenance Agreements with the NDDOT for flood damage repairs on various streets (Project No. 5900-1).
- o. Cost Participation and Maintenance Agreement with the NDDOT for Project No. 5839.
- p. Change Order No. 1 for an increase of \$9,192.41 for Project No. 5828.
- q. Bid award for Project No. 5657.
- r. Bid advertisement for Project No. 5919-01.
- s. Bills.
- t. Create Improvement District No. 5913.
- u. NDDOT bid concurrence for Improvement District No. 5700.

* * * Regular Agenda * * *

- 1. Extension of the noise ordinance to 11:00 p.m. for live entertainment for the Rib Fest & More event at the Fargodome from June 9 through June 13, 2010 and for low level sound until midnight.
- 2. Commissioning services proposal for the Main Library.
- 3. Public Hearings - 5:15 p.m.:
 - a. Application filed by ALBA, Inc. d/b/a Green Market Kitchen & Green Market Catering for a Class "F" Alcoholic Beverage License at 69 North Fourth Street.

- b. Application filed by Genesis, Inc. d/b/a Jalapenos for a Class "F" Alcoholic Beverage License at 2901 Main Avenue.
- c. Plat of Rocking Horse East Second Addition (5301 through 5675 51st Ave. S., 4802 Veterans Blvd. S., 6202 47th Ave. S. and 5801 52nd Ave. S.).
 - (1) Approval recommended by the Planning Commission on 1/12/10.
- d. Veterans Park First Addition; approval recommended by the Planning Commission on 2/10/10 (4802 Veterans Blvd. S.; between 53rd St. S. and Veterans Blvd. and between 47th Ave. S. and 50th Ave. S.):
 - (1) Petition for a zoning change from AG, Agricultural to the following: SR-3, Single-Dwelling on Lots 2-19 of Block 1, Lots 1-10 and Lots 12-24 of Block 2 and Lots 1-13 of Block 3; to SR-4, Single-Dwelling on Lots 15-34 of Block 3, Lots 1-26 of Block 4 and Lots 2-25 and 27-58 of Block 5; and to P/I, Public and Institutional on Lot 1 of Block 1, Lot 11 of Block 2, Lot 14 of Block 3 and Lots 1, 26 and 59 of Block 5.
 - (2) 1st reading of rezoning Ordinance.
 - (3) Plat of Veterans Park First Addition.

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 48 hours before the meeting to give our staff adequate time to make arrangements.

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