

* * * Please note earlier start time due to an Executive Session planned for Item No. 1 on the Regular Agenda

FARGO CITY COMMISSION AGENDA
Monday, March 23, 2009 - **4:00 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 (Regular Meeting, March 9, 2009).

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

- a. Waive the requirement to receive and file an ordinance one week prior to 1st reading and 1st reading of the following Ordinances:
 - (1) Relating to Emergency Declarations.
 - (2) Relating to Sales Tax.
- b. 2nd reading, waive reading and final adoption of an Ordinance Relating to Parking Tickets.
- c. Direct City Attorney to draft an Ordinance Relating to the National Electrical Code.
- d. Applications for three-year tax exemptions for improvements made to buildings:
 - (1) Bradly and Sonja Kjar, 2935 2nd Street North.
 - (2) Jeffrey and Mona Johnson, 2316 15th Street South, C-12.
- e. Change Order No. 1 for an increase of \$55.00 for the GTC Lighting Modifications.
- f. Site Authorizations for Games of Chance:
 - (1) North Dakota Childhood Language Disorder Center – Fargo at the Fargo Masonic Center on 9/19/09.
 - (2) National Multiple Sclerosis Society – Dakota Chapter at TGIF Fridays from 3/15/09 to 6/30/09.
- g. Applications for Games of Chance:
 - (1) Tau Sigma Delta for a raffle on 3/29/09.
 - (2) El Zagal Arab Patrol for a raffle on 5/14/09.
 - (3) Lincoln Elementary School for bingo on 4/4/09.
 - (4) Clara Barton/Hawthorne PTA for bingo on 3/28/09.
 - (5) North Dakota Bowhunters' Association for a raffle on 4/4/09.
 - (6) Rod Stecher Benefit and Silent Auction for a raffle on 4/4/09; Public Spirited Resolution.
- h. Request for Proposals for paratransit software.
- i. Contract amendment for Project No. 5499.

- j. "Lease of Rights to Sewer System" with the City of Harwood.
- k. Bid award for Project No. 5866.
- l. Bid advertisement for Project Nos. 5869, 5870 and 5656.
- m. Change Order No. 1 for an increase of \$48,752 for Project No. 5474-06.
- n. Final Balancing Change Order for an increase of \$4,141.13 for Project No. 5811.
- o. Contract and bond for the Main Library signage and Project No. 5728.
- p. Bills.
- q. Bid award for Improvement District No. 5864.
- r. Create Improvement District Nos. 5525 and 5838.

* * * Regular Agenda * * *

- 1. Discussion of the Sauby and Freethinkers cases: The Board will meet in Executive Session **as authorized by NDCC, Section 44-04-19.2.**
- 2. Communication relative to renaming 57th Street South between I-94 and 64th Avenue South.
- 3. Recommendation to reappoint Ryn Pitts and David Suppes to the Fargo Dome Authority.
- 4. Recommendation to appoint Jana Tronier and Michael Lochow to the Fargo Access Channel Board.
- 5. Public Hearings - 5:15 p.m.:
 - a. Transfer of a Class "F" Alcoholic Beverage License from B.E.L. Holdings, Inc. d/b/a Isabella's at 608 1st Avenue North to Stella's, Inc. d/b/a Stella's.
 - b. Transfer of a Class "FA" Alcoholic Beverage License from Fargo Seafood Ventures, LLC d/b/a Up the Creek Grill Seafood & Steaks at 2350 45th Street South to Applefar South, Inc. d/b/a Applebee's Neighborhood Grill and Bar.
 - c. Transfer of a Class "FA-Golf" Alcoholic Beverage License from Divot's, Inc. d/b/a Divot's at Osgood, 4400 Clubhouse Drive South to DJJ Ventures, LLC d/b/a Justy's BBQ & Grill.
 - d. Program of Projects for the City of Fargo transit system.
- 6. Recommendation regarding transit capital stimulus funds.
- 7. Appeal of the February 11, 2009 Planning Commission decision to deny the appeal of a staff decision to approve the FM City Development project on 12th Avenue North.
- 8. Flood update.
- 9. 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