

Fargo City Commission Agenda

Monday, August 3, 2026

4:00 PM

Commission Chambers

Executive Session at 4:00 p.m.

PLEASE NOTE: The Board of City Commissioners will convene in the City Commission Chambers at 4:00 p.m. and retire into Executive Session in the Red River Room for (1) the purpose of receiving its attorney's advice and guidance on the legal risks, strengths and weaknesses of an action of the City in reasonably predictable litigation with Phoenix Fabricators and Erectors, LLC, and to discuss negotiating strategy or provide negotiating instructions to its attorney or other negotiator regarding the potential litigation, which to discuss these matters in an open meeting will have a negative fiscal effect on the bargaining position of the City; and (2) to discuss negotiating strategy or provide negotiating instructions to its attorney or other negotiator regarding the potential purchase of property involving Elizabeth Anda, which to discuss these matters in an open meeting will have a negative fiscal effect on the bargaining position of the City. Thus, an Executive Session for this matter is authorized pursuant to North Dakota Century Code 44-04-19.1 subsections 2, 5 and 9 and North Dakota Century Code § 44-04-19.2, subsection 1.

Regular Meeting at 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at www.FargoND.gov/streaming. They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m. They are also included in the video archive at www.FargoND.gov/citycommission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, July 20, 2026).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. Receive and file amended Home Rule Charter of the City of Fargo.
- 2. 1st reading of an Ordinance Repealing Article 15-02 of Chapter 15 of the Fargo Municipal Code relating to the Human Rights Commission.
- 3. 2nd reading, waive reading and final adoption of an Ordinance Amending Section 3-2011 of Article 3-20 of Chapter 3 of the Fargo Municipal Code Relating to a Sales and Use Tax for Infrastructure Capital Improvements; 1st reading, 7/20/26.
- 4. 2nd reading, waive reading and final adoption of an Ordinance Rezoning Certain Parcels of Land Lying in Selkirk Place Sixth Addition to the City of Fargo, Cass County, North Dakota; 1st reading, 7/20/26.
- 5. Applications for Games of Chance.
- 6. Site Authorizations for Games of Chance.

7. Reimbursement to Cass County Electric Cooperative in the amount of \$16,376.31 for Improvement District No. BN-25-C1.
8. Memorandum of Offer to Landowner and Agreement for Permanent Easement (Sanitary Sewer) with David Phillips Jr. and Nadine Phillips (Improvement District No. BR-23-A).
9. Final Balancing Change Order No. 2 in the amount of \$23,932.77 for Improvement District No. NR-24-C1.
10. Final Balancing Change Order No. 4 in the amount of \$38,103.97 for Improvement District No. BN-25-E1.
11. Change Order No. 1 in the amount of \$152,201.30 for Improvement District No. PN-26-A1.
12. Create Improvement District No. BR-23-A and adopt Resolution of Necessity (Paving and Utility Rehab/Reconstruction).
13. Create Improvement District No. BR-26-G and adopt Resolution of Necessity (Paving and Utility Rehab/Reconstruction).
14. Bid award to Master Holdings LLC in the amount of \$841,390.45 for Improvement District No. BR-26-D2.
15. Bid advertisement for Improvement District No. AN-26-D (Alley Paving).
16. Contract Amendment No. 1 in the amount of \$2,200.00 for Project No. MS-25-A0.
17. Change Order No. 1 in the amount of \$155,573.00 and 31-day time extension to Substantial and Final Completion dates for Project No. SR-26-A1.
18. Change Order No. 2 in the amount of \$59,565.00 for Project No. UR-26-A1.
19. Agreement for Professional Services with Moore Engineering, Inc. in the amount of \$508,600.00 for Project No. NR-26-D0.
20. Thirteenth Amended Lease Agreement between North Dakota State University and Fargo Dome Authority.

21. Items from FAHR meeting:
 - a. Receive and File Sales Tax Update - Accrual Basis.
 - b. Approve the use of existing 2026 Fire Department capital funds, account 475-4050-510.10, originally budgeted for the Mobile Ventilation Prop and Mobile Auto Extrication Prop, for the purchase of temporary live-burn training shipping containers and associated setup, and a utility terrain vehicle (UTV). All expenditures shall remain within the existing approved 2026 budget.
 - c. Approve the recommendation of this notice of grant award from ND Department of Health and Human Services. Funds are included with the 2027 preliminary budget.
 - d. Approve the recommendation of this notice of grant award from ND Department of Health and Human Services and related budget adjustment.
 - e. Approve the recommendation for a budget adjustment as presented.
 - f. Approve the donation of \$12,000.00 from Curt Heiser along with the budget adjustment as presented.
 - g. Approve the donation of \$20,000.00 from the Wrigley Family along with the budget adjustment as presented.
 - h. Approve leadership training in the additional amount of \$7,200.00 and related budget adjustment.
 - i. Approve contract from the State of North Dakota in the amount of \$16,000.00 to reimburse the remaining \$16,000.00 of bus terminal repairs.
 - j. Approve the award in the amount of \$9,600.00 for State Homeland Security Program, contract number 102, and related budget adjustment.
22. Notice of Grant Award from ND Department of Health and Human Services for PHEP - EPR Statewide Response Team (CFDA# 93.069).
23. Notice of Grant Award from ND Department of Health and Human Services for PHEP - EPR All Hazards Allocation (CFDA# 93.069).
24. Resolution approving Plat of Champions Gate at Prairie Farms Fourth Addition.
25. Resolution approving Plat of Amber Valley Tenth Addition.
26. Resolution approving Plat of Berg Addition.
27. Bid award to Kris Engineering, Inc. in the amount of \$153,611.25 for the purchase of carbide cutting edges (RFP26231).
28. Change Order No. 4 in the amount of -\$48,456.15 for the GTC Deck Overlay Project.
29. Change Order No. 1 with Johnson and Schock Excavating, LLC in the amount of \$80,000.00 and a 14-day time extension for Project No. WA2507.
30. Task Order No. 26-04 with Houston Engineering, Inc. in the amount of \$394,574.00 for Project No. WA2403.
31. Bills.

REGULAR AGENDA:

***Public Input Opportunity* - PUBLIC HEARINGS - 5:05 pm:**

32. PUBLIC HEARING - Application filed by Valley Process Technologies, LLC for exemption from property and/or income tax for a project to be located at 342 42nd Street South, which the applicant will use in research and development and production of value-added ag and food processing biotech products.
33. Liquor compliance violation at Front Street Taproom.
34. Liquor compliance violation at Pounds.
35. Liquor compliance violation at NoBull Smokehouse.
36. Liquor compliance violation at Wurst Bier Hall.
37. Resolution regarding Special Election Matters - Change of Form of Government.
38. Recommendation to approve the 2027 Preliminary Budget and set the Public Hearing date for Monday, September 14, 2026 at 5:05 p.m.
39. GTC relocation status update.
40. Liaison Commissioner Assignment Updates.
41. Public Comments: (2.5 minutes will be offered for comment with a maximum of 30 minutes total for all public comments. Individuals who would like to address the Commission, whether virtually or in person, must sign up at FargoND.gov/VirtualCommission).

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 at least 48 hours before the meeting to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo website at www.FargoND.gov/citycommission.