



"Consent" or "Regular" Agenda
Item?
[Consent]

Commission President

Bernie Dardis

Primary Portfolio:

Administration/Finance

Secondary Portfolio:

Street, Water and Sewer

Commission

Vice President

Brad Olson

Primary Portfolio:

Street, Water and Sewer

Secondary Portfolio:

Administration/Finance

Commissioner

Roben Anderson

Primary Portfolio:

Planning, Zoning and
Engineering

Secondary Portfolio:

Sanitation

Commissioner

Mark Simmons

Primary Portfolio:

Police and Fire

Secondary Portfolio:

Planning, Zoning and
Engineering

Commissioner

Mandy George

Primary Portfolio:

Sanitation

Secondary Portfolio:

Police and Fire

City Administrator

Vacant

Assist. City Administrator

Dustin T. Scott

To: West Fargo City Commission

From: Dan Hanson, City Engineer

Date: May 15, 2023

Subject: Improvement District No. 2271 - 7th Ave NW & 5th St Ct NW

Action: Authorize Notice to Proceed; and Adopt Resolution Approving
Contract and Contractor's Bond

New Information and Recommendation:

During the regular meeting held on April 17, 2023 the City Commission reviewed bids and awarded contract to All Finish Concrete. The contract documents were prepared and delivered to the City Attorney's office for review. After their compliance review, the attached Resolution was prepared for the City Commission's review and approval.

The following documents are attached for review/consideration:

- Notice to Proceed
- Resolution Approving Contract and Contractor's Bond.

Staff Recommendation: Authorize Notice to Proceed; and Adopt Resolution Approving Contract and Contractor's Bond

Background and Project Summary:

The project will pave the existing gravel road into an urban section concrete roadway which will include the installation of storm sewer. This will accommodate increased activity at the Stockyards site and businesses adjacent to this roadway as well as reduce dust in the area.

Policy Analysis:

This project will improve the accessibility of the Stockyards site by creating a concrete roadway, replacing the existing gravel road. This will be designed by a consultant and bid following city and state procedures.

Financial Analysis:

This project is proposed to be funded exclusively through special assessments to the adjacent properties. Given the favorable bid prices received on the project it is recommended that Alternate A is awarded as well.

Previously Presented Information and Commission Actions:

April 17, 2023 –

- Staff Recommendation: Accept Bids and Award Contract to All Finish Concrete for their base bid amount of \$1,562,664.00 AND their Alternate bid amount of \$336,870.00 totaling an award amount of \$1,899,534.00.
- Commission Action: Commissioner Olson moved and Commissioner Simmons seconded to approve. Commissioner George was absent and not voting. No opposition, motion carried.

February 21, 2023 –

- **Staff Recommendation:** Approve Plans and Specifications and Authorize Ad for Bid
- **Commission Action:** Commissioner Olson moved and Commissioner Anderson seconded to approve. No Opposition, motion Carried.

January 16, 2023 –

- **Staff Recommendation:** Project Update
- **Commission Action:** No action requested

December 19, 2022

- **Staff Recommendation:** Initiate Public Hearing for the recently approved Resolution Declaring Work Necessary, Approve Task Order for “Basic Services” and Direct engineer to prepare Plans and Specifications.
- **Commission Action:** Commissioner Olson moved and Commissioner Simmons seconded to approve. Commissioner Anderson voted no. Motion carried on a 4 to 1 vote.

November 7, 2022

- **Staff Recommendation:** Create Improvement District No. 2271, Approve Engineer’s Report, and Authorize Resolution of Necessity.
 - **Commission Action:** Commissioner Olson moved and Commissioner Anderson seconded to approve. Commissioner Dardis voted nay and Commissioner George was absent, motion carried on a 3 to 1 vote.
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NOTICE TO PROCEED

Owner:	City of West Fargo	Owner's Contract No.:	2271
Contractor:	All Finish Concrete, Inc.	Contractor's Project No.:	
Engineer:	Moore Engineering, Inc.	Engineer's Project No.:	22824
Project:	Concrete Paving, Street Lighting, Storm Sewer; and Incidentals	Contract Name:	Improvement District No. 2271
		Effective Date of Contract:	April 17, 2023

TO CONTRACTOR:

Owner hereby notifies Contractor that the Contract Times under the above Contract will commence to run on April 17, 2023.

On that date, Contractor shall start performing its obligations under the Contract Documents. No Work shall be done at the Site prior to such date. In accordance with the Agreement, the date of Substantial Completion is August 4, 2023, and the date of readiness for final payment is September 1, 2023.

Before starting any Work at the Site, Contractor must comply with the following:

[Note any access limitations, security procedures, or other restrictions]

[Submit any required Storm Water Permits or Plans.]

Owner: City of West Fargo

Authorized Signature

By: Bernie L. Dardis

Title: President of the Board of City Commissioners

Date Issued: _____

Copy: Engineer

Commissioner _____ introduced the following resolution and moved its adoption:

RESOLUTION APPROVING CONTRACT AND CONTRACTOR'S BOND IN
IMPROVEMENT DISTRICT NO. 2271
NEW CONCRETE PAVEMENT, STREET LIGHTING, STORM SEWER; AND
INCIDENTALS

BE IT RESOLVED by the City Commission of the City of West Fargo, North Dakota, that it is hereby found, determined and declared that the general contract heretofore entered into by and between the City of West Fargo and All Finish Concrete is in full conformity with the law, including Section 40-22-36 of the North Dakota Century Code; that the contractor's bond of All Finish Concrete heretofore received and filed with the City Auditor is in full conformity with the law including Section 48-02-06.2 of the North Dakota Century Code; and that the contract and contractor's bond are hereby approved.

Dated: May 15, 2023

APPROVED:

President of Board of City Commissioners

ATTEST:

City Auditor

The motion for the adoption of the foregoing resolution was duly seconded by _____.
On roll call vote, the following commissioners voted aye: _____. The following
commissioners voted nay: _____. The following commissioners were absent and not
voting: _____. The majority having voted aye, the motion carried and the resolution
was duly adopted.