



West Fargo City Commission Meeting
Monday, November 19, 2018
Commission Chambers 5:30 PM

- A. Pledge of Allegiance
- B. Approve Order of Agenda
- C. Approval of Minutes – November 5, 2018 (Pg 2-4)
- D. Building Permits

Consent Agenda – Approve the Following:

- a. Schedule a 5:30pm Public Hearing on the rezoning of Eaglewood 7th Addition on Monday, December 3, 2018 (Pg 5-6)

Regular Agenda

- 1. 6:00pm Public Hearing for the Liquor License Revocation of Awake LLC – **John Shockley (Pg 7-152)**
- 2. First Reading of Ordinance No. 1133, Regulation of Compression and Engine Braking – **John Shockley (Pg 153-154)**
- 3. Code Enforcement/Emergency Preparedness Quarterly Report – **Pierre Freeman (Pg 155-164)**
- 4. Review Formal Abatement or Refund of Taxes for Menards Inc. for 2016 tax year – **Nick Lee (Pg 165-182)**
- 5. Review Request to Provide Services for Refunding Bonds – **Brian Osowski (Pg 183-190)**
- 6. Review Bid Tab for Street Improvement District No. 2250 Segment Three – **Dustin Scott (Pg 191-210)**
- 7. City Administrator's Report
- 8. Correspondence
- 9. Non-Agenda
- 10. Adjourn



**West Fargo City Commission Meeting
Monday, November 5, 2018
Commission Chambers 5:30 PM**

The West Fargo City Commission met on Monday, October 1, 2018, at 5:30 pm. Those present were Bernie Dardis, Eric Gjerdevig, Brad Olson, Mark Simmons, and Mike Thorstad. Commission President Bernie Dardis called the meeting to order.

The Pledge of Allegiance was recited.

Commissioner Olson moved and Commissioner Gjerdevig seconded to approve the order of agenda. No opposition. Motion carried.

Commissioner Simmons moved and Commissioner Thorstad seconded to approve the minutes of October 15, 2018 City Commission Meeting. No opposition. Motion carried.

Commissioner Gjerdevig moved and Commissioner Olson seconded to approve the minutes of the October 29, 2018 Special City Commission Meeting. No opposition. Motion carried.

Commissioner Olson moved and Commissioner Thorstad seconded to approve the minutes of the October 8, 2018 Special City Commission meeting. No opposition. Motion carried.

The Commission reviewed the Building Department Activity Report dated November 5, 2018 and Building Permits #825-873.

Commissioner Thorstad moved and Commissioner Olson seconded to approve the following items from the Consent Agenda:

- a. Games of Chance for Shiloh Lodge #1. Games to be conducted: Raffle from 11/5/18 to 5/4/19 at the West Fargo VFW, 444 Sheyenne St.
- b. Gaming Site Authorization for Prairie Public Broadcasting, Inc. Games to be conducted: raffles, pull tab jar, pull tab dispensing device, prize board, twenty-one, and poker on 11/5/18 to 11/30/18 at the DoubleTree by Hilton, 825 East Beaton Drive

No opposition. Motion carried.

Public Works Director Chris Brungardt appeared before the Commission to review the Sheyenne Street Phase 2 Change Order for a Crash Attenuator. After discussion, Commissioner Simmons moved and Commissioner Olson seconded to approve the Change Order. No opposition. Motion carried.

Public Works Director Chris Brungardt appeared before the Commission to review the Preliminary Engineering Task Order for the Sheyenne Street Urban Grant. After discussion, Commissioner Olson moved and Commissioner

Gjerdevig seconded to approve the Preliminary Engineering Task Order. No opposition. Motion carried.

Director of Planning & Zoning Tim Solberg appeared before the Commission for a discussion of the property at 3710 26 St NW, Harwood. Property owner Cody Shoman was not present at the meeting. After discussion, Commissioner Simmons moved and Commissioner Gjerdevig seconded to deny the motion to vacate Right of Way. No opposition. Motion carried.

Communications Director Melissa Richard appeared before the Commission to review the proposal for Special Assessment Community Forums. After discussion, Commissioner Olson moved and Commissioner Gjerdevig seconded to approve the goals and objectives that will allow for the scheduling of the forums. No opposition. Motion carried.

City Administrator Tina Fisk appeared before the Commission to review the Reimbursement Agreement for Utility Infrastructure. After discussion, Commissioner Gjerdevig moved and Commissioner Thorstad seconded to approve the Reimbursement Agreement. No opposition. Motion carried.

City Administrator Tina Fisk and Human Resources Director Jenna Wilm appeared before the Commission to review the Compensation Study and recommend approval. After discussion, Commissioner Olson moved and Commissioner Gjerdevig seconded to approve the recommendation of the adding the public safety retirement plan for fire and police department employees, with the additional 1.19% cost to be paid by the employee, which will be the only change to the benefit plan for 2019. No opposition. Motion carried. Commissioner Simmons moved and Commissioner Gjerdevig seconded to approve the recommendation of the implementation of the Compensation Study as presented for the General Fund, Water, Sewer and Sanitation funds with salary changes to take effect on January 1, 2019, as well as approving the Fire and Library salary changes to be implemented on January 1, 2019, contingent upon approval by the funding models of their individual boards. No opposition. Motion carried.

City Administrator Tina Fisk appeared before the Commission to present the following items for the City Administrator's Report:

- Berm and fence at Hornbachers
 - i. Tim has reached out to the developer and they will begin construction Wednesday
- Final budget books to be distributed next week
- City Attorney John Shockley will be setting up a contract workshop for commission to discuss how construction contracts and incentives work
- Matt & Tina in Bismarck Nov. 14-16 at the Statewide Administrator's Meeting
- City and staff working on comp study and receiving Finance Director applications
 - i. Hope to have new director by end of month

There was no correspondence.

Commissioner Dardis recognized the West Fargo Police Department for their work with Project Lifesaver, as well as Sgt. Nielsen and K9 Disco on Disco's retirement.

Commissioner Simmons moved and Commissioner Olson seconded to adjourn the meeting. No opposition. The meeting was adjourned.

Bernie Dardis
Commission President

Tina Fisk
City Auditor

*** Consent Agenda ***

AGENDA ITEM DESCRIPTION
CITY COMMISSION
WEST FARGO, NORTH DAKOTA

Agenda # a

***Please Note: The following information must be completed and submitted to the West Fargo City Auditor's Office by the Thursday noon preceding the City Commission meeting. Failure to comply may result in no action being taken on your request.

1. CONTACT PERSON: Lisa Sankey

2. PHONE NUMBER: 433-5320 DATE: November 14, 2018

3. PLEASE **BRIEFLY** DESCRIBE YOUR REQUEST:

Eaglewood 7th Addition, a Subdivision and Rezoning from A: Agricultural to R-1SM:
Mixed One & Two-Family Dwellings and P: Public Facilities.

4. SITE ADDRESS OR LEGAL DESCRIPTION (if applicable):

Property located in the SW¼ of Section 19, T139N, R49W, City of West Fargo,
North Dakota.

5. ACTION BEING REQUESTED FROM CITY COMMISSION:

Schedule a public hearing on the rezoning at 5:30 pm on December 3, 2018.



www.westfargond.gov

Larry M. Weil, Community Development Director
Tim Solberg, Director of Planning and Zoning, AICP
Lisa Sankey, Planner

NOTICE OF PUBLIC HEARING

A public hearing will be held on the 3rd Day of December 2018, at 5:30 P.M. at the City Hall of West Fargo, North Dakota, concerning the enactment of a proposed zoning ordinance. The proposed ordinance involves the following:

Property located in the SW $\frac{1}{4}$ of Section 19, T139N, R49W, City of West Fargo, North Dakota (Proposed Eaglewood 7th Addition)

The ordinance is for the purpose of rezoning from an A: Agricultural District to an R-1SM: Mixed One & Two-Family Dwelling District and P: Public Facilities District.

A copy of the proposed ordinance is available for public inspection and copying at the office of the City Auditor between the hours of 8:00 A.M.-5:00 P.M. all days except weekends and holidays.

BY ORDER OF THE CITY COMMISSION OF THE CITY OF WEST FARGO, NORTH DAKOTA

Bernie L. Dardis
President of the Board of City
Commissioners of the City of
West Fargo, North Dakota

(Please Publish November 19 and 26, 2018)



Regular Agenda Item #1

Manfred R. Ohnstad 1914 - 1987
Bradley J. Burgum 1952 - 2010
Daniel R. Twichell 1927 - 2013
Brian D. Neugebauer 1951 - 2014

November 9, 2018

COPY

Lukas D. Andrud*
Katie J. Bertsch*
Brent T. Boeddeker*
Calley B. Campbell*
Andrew D. Cook*
Lukas W. Croaker*
Susan L. Ellison*
Sean M. Fredricks*
Jacob L. Geiermann*
Alexander B. Gruchala
Stephen R. Hanson II*
Robert G. Hoy*
John A. Juelson
Keven J. Kercher*
Tyler J. Leverington*
Delvin J. Losing*
Marshall W. McCullough*
Christopher M. McShane*
Elle M. Molbert*
Robert E. Rosenvold**
John T. Shockley*
Michael P. Sly*
Sara K. Sorenson*
Michel W. Stefanowicz
Jeffrey R. Strom
David L. Wanner
Sarah M. Wear*

Awake LLC
c/o Ritchell Aboah
4021 19th Avenue S., Apt. 101
West Fargo, ND 58078

RE: Notice of Hearing - Awake LLC License Revocation

Dear Mr. Aboah:

I am the City Attorney for the City of West Fargo. The City of West Fargo has received numerous complaints regarding the noise levels originating from the Awake LLC premises. I have enclosed a hearing notice addressed to you regarding a hearing before the City Commission concerning the potential suspension of the liquor and beer license (license #45) of Awake LLC on:

Monday, November 19, 2018, at 6:00 p.m.

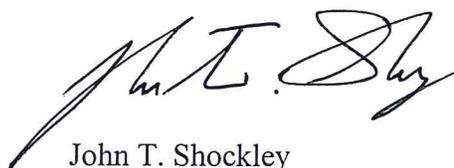
The hearing will be held in the City Commission Chambers at West Fargo City Hall, 800 Fourth Avenue East, West Fargo, North Dakota. I will recommend to the City Commission that your liquor and beer license be suspended for a period of 14 days for multiple reasons, including but not limited to numerous excessive sound violations, and that subsequent violations result in revocation of your liquor and beer license. If you would like to voluntarily surrender your liquor license, please contact me.

*Also licensed in Minnesota

^ Of counsel

Sincerely yours,

OHNSTAD TWICHELL, P.C.



John T. Shockley

MPS
Encl.

cc: Tina Fisk
West Fargo Police Department ✓

NOTICE OF HEARING TO SUSPEND OR REVOKE LICENSE

PLEASE TAKE NOTICE that the City Commission of the City of West Fargo will hold a hearing at 6:00 p.m. on November 16, 2018, at the City Commission Chambers in West Fargo City Hall, 800 Fourth Avenue East, West Fargo, North Dakota, concerning the suspension or revocation of Liquor License No. 45 granted by the City on June 7, 2018, to Awake LLC, dba Awake Lounge, for the premises at 1410 9th Street East Unit 501, West Fargo, North Dakota (the "Awake Lounge"). Attached hereto as **Exhibit A** is a copy of the Liquor License. The owner of the Awake Lounge is Ritchell Aboah, and the manager is Fenhua Zheng.

Attached hereto as **Exhibit B** are copies of Incident Reports memorializing the observations of West Fargo Police Department officers during incidents ranging from July 8, 2018 to October 29, 2018. The Incident Reports included numerous observations of excessive noise emanating from the Awake Lounge and at least 23 Loud Party or Loud Noise complaints. Other complaints or reports may exist and be accepted into evidence by the City Commission. These Incident Reports are basis for consideration of license suspension or revocation pursuant to West Fargo City Ordinance 10-0129(5) ("Revocation of License").

You or another representative of Awake Lounge may appear before the West Fargo City Commission during the hearing to offer any testimony or evidence or show cause why its licensed should not be suspended or revoked.

Tina Fisk
City Auditor

Exhibit A

Liquor and Beer License



LIQUOR LICENSE

LICENSE # 45

CITY OF WEST FARGO, STATE OF NORTH DAKOTA

THIS IS TO CERTIFY THAT, AWAKE LLC, dba AWAKE LOUNGE is hereby licensed to sell alcohol and alcoholic beverages for retail in the areas indicated in the floor plan at the building located at: 1410 9TH ST E, #501. Licensee herein named, in consideration of the issuance of this license, hereby agrees to abide by each provision of Ordinance # 10-01 of the City of West Fargo and the State of North Dakota's Liquor Control Act and to any future amendments that are passed by the governing body of the City of West Fargo and/or the State of North Dakota. The licensee having paid the required license fees and having otherwise qualified as required by Ordinance 10-01 has been granted this license by the Board of City Commissioners of the City of West Fargo, North Dakota, to engage in the following:

**RETAIL ON PREMISES LIQUOR SALES
RETAIL ON PREMISES WINE & BEER SALES
SUNDAY BEER/WINE/LIQUOR ON SALES**

This license is for the period of July 1, 2018 to June 30, 2019, unless revoked, suspended or cancelled. This license is nontransferable without specific authorization from the governing body of West Fargo.

Dated this 7TH day of June, 2018

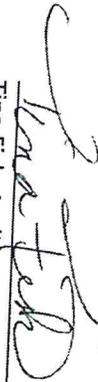
Board of City Commissioners
Of the City of West Fargo

Tina Fisk, Auditor

Exhibit B
Incident Reports



West Fargo Police Department Summary



Print Date/Time: 05/02/2018 10:20
 Login ID: westfargo\varsonm
 Case Number: 2018-00009398

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00009398
 Location: 1410 9TH ST E 501
 WEST FARGO, ND 58078
 Reporting Officer ID: 041 - CRUFF

Incident Type: Liquor License Background
 Occurred From: 05/02/2018 08:47
 Occurred Thru: 05/02/2018 08:47
 Disposition:
 Disposition Date:
 Reported Date: 05/01/2018 15:22 Tuesday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	OTHER	LIQUOR LICENSE	BACKGROUND LIQUOR LICENSE CHECK	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Assisting Officer	1	CRUFF, DEREK AARON	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Mentioned	1	ABOAH, RITCHELL EVE	[REDACTED] FARGO, ND 58103	[REDACTED]	Black	Female	[REDACTED] 25

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate State
-----	------	--------------	-----------	-------	-------	---------------------



West Fargo Police Department Summary



Print Date/Time: 05/02/2018 10:20
Login ID: westfargo\larsonm
Case Number: 2018-00009398

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

OfficerID: WESTFARGO\CruftD, Synopsis

LIQ. LIC BACKGROUND FOR AWAKE BAR

SUPP01.W414.05/02/2018

2018-00009398
Supplement 1
Detective Sergeant Derek Cruff #414
May 2, 2018

In reference to this case, this investigator was given a liquor license background for Awake LLC located at 1410 9th Street East Suite 501 in West Fargo. In reviewing the application, I found it to be a single owner operator who is also going to act as the manager for this location. That person being RITCHELL EVE ABOAH, date of birth of [REDACTED] currently residing at [REDACTED] in Fargo. I began a search by doing a New World search for contacts for ABOAH. I did find several contacts in our system for her. Most notable was her arrest and booking on April 14, 2016 for disorderly conduct for disturbance that had occurred at a bar and a copy of that report will be attached to this report. She has been a victim of several domestics from 2015 and has been a caller for several restraining orders she has had two previous restraining orders through the State of North Dakota with individuals that she is associated to. In doing a civil search for activity with her, I did find a judgment from AR Audit Services for \$5877.97 from July of 2017. Also located were restraining orders one against JARKUKU GREENE and against MINA ROQUES. Copies of those judgments will be attached to this report as well. This investigator was able to confirm as well as she has a copy of her liability insurance in speaking with her on the phone, I did confirm that she has insurance and is currently set up on a payment plan after initial payment per month for going forward for covering herself for dram insurance for the bar. TLO search located nothing of interest other than previous address out of Minneapolis associated to her. In speaking with ABOAH in reference

to her alcohol distributors, she is currently set up with Johnson Brothers and she has not had an account previously as this is her first adventure into the alcohol industry. I did contact Wells Fargo Bank where her funding is coming from her for this adventure and had an opportunity to speak with the banker, EASTON HEGLIE who is the personal banker out of the 1401 13th Avenue East branch in West Fargo and stated that she is in current good standing and is well aware of her adventure for this bar in which she is going to go forward with. She will be acting as manager for this establishment and will be residing within the city of Fargo. In speaking with ABOAH in reference to her intentions for the establishment I learned that her intention is to run a standard bar with no particular direction in any other form as far as music or things like that that will be associated to the bar just plans to run a standard bar which she has had experience in waitressing in previously. In speaking with her further about her experience, she stated that she has had a long term experience in waitressing and has been mentored with a friend of hers from New York in the bar industry. A letter and report will be forwarded to the Chief of Police for approval for the liquor license application.

Detective Sergeant Derek Cruff #414
May 2, 2018
DC/ml



POLICE DEPARTMENT
Heith R. Janke
Chief of Police

May 2, 2018

West Fargo City Commission,

This investigator had an opportunity on May 1, 2018 to conduct a background investigation for the new liquor license application for Awake to be located at 1401 9th Street East Suite 501 in West Fargo.

As this is a new business, employees have not yet been hired or completed the server training program. Management intends to have all employees attend training as employees are hired.

A full background investigation was completed into the owner of the future bar with no areas of concern being found. I personally spoke with the owner and found their intention is to have a bar after the project is completed. Copies of the floor plans are submitted with the application. The owner has secured insurance as the bar and has been confirmed at this time.

The owner, RITCHELL ABOAH will be the resident manager.

Sincerely,

A handwritten signature in black ink, appearing to read 'Derek Cruff' with a date '4/14' written to the right.

Detective Sergeant Derek Cruff

800 4 Avenue East, Suite 2 • West Fargo, North Dakota 58078
701.433.5500 • FAX: 701.433.5508
Tip Line: 701.433.5333
www.westfargopolice.com
Crime Prevention is a Community Effort

Liquor License Background Check

Checklist

- New World check on Owners and Management
- Civil Check/Criminal Check Owners and Management
- Confirm Liability Insurance
- Generate Case number for check have all documents associated(code Liq. Lic. Background)
- Check TLO or LP police on Owners and Management
- Check with references for alcohol distributors
- Check with banks and financial institution for good standing
- Confirm a manager is within 75 miles of city limits
- Speak with Owner or Management for intentions for establishment
- Generate narrative for report of findings for Chief of Police
- Generate letter for city commission or findings.

Establishment Name Awake LLC

Detective Initial DK JM YW



APR - 4 2018

When completed please mail to: West Fargo City Hall
800 4th AVE E STE 1
West Fargo ND, 58078
If you have any questions, please call: (701)433-5300

LIQUOR LICENSE APPLICATION - PRE-APPROVAL REVIEW (FORM A)

All licenses expire each year on June 30th. (New license fees will be prorated with the number of months remaining in a license year)

Requests for Liquor Licenses require an administrative review prior to consideration by the City Commission. Administrative fees are utilized to offset the cost of this process and are non-refundable. If your license request is granted, you will be asked to complete a Post Approval Liquor License form to calculate final license fees.

For period beginning June 1, 2018 and ending June 30, _____
Business Name: Awake LLC
DBA/Name: _____
Business Address: 1110 4th St E. Suite 501 West Fargo ND 58078
Phone #: [REDACTED] Cell Phone: _____ Email: AwakeLLC@yahoo.com

I. TYPE OF LICENSE(S) APPROVED:

(CIRCLE THE APPROPRIATE LICENSES AND CALCULATE TOTAL FEES)

Application Review Fees

Retail On and Off Premises Liquor	\$375
Retail On and Off Premises Beer/Wine	\$100
Retail On Premises Liquor	\$275
Retail On Premises Beer/Wine	\$150
Retail Off Premises Liquor	\$275
Retail Off Premises Beer/Wine	\$150
Retail Club/Lodge On Sale Liquor	\$250
Retail Club/Lodge On Sale Beer/Wine	\$38
Wholesale	\$250

Total Due

475

* If you are applying for a Club License, how many members do you have at this time? NO

* If you are applying for a On-Premises Liquor License and plan to serve food:

Will you allow people under the age of 21 in your establishment? NO If yes, do you

anticipate that the sale of food will exceed the sale of alcoholic beverages? NO

(in future years you will be required to provide proof of food to alcohol sales)

CK# 0105723530
mo-pd 4-4-18
\$475.00

II. APPLICANT DATA: (Individual filling out application for license):

Your Full Name: (First, Middle, Last): Ritchell E Albrah

Applicant Legal Address: [Redacted] Fargo ND 58103

Date of Birth: [Redacted] Social Security [Redacted] JS Citizen: Y N

Applicant Email Address: Albrah.Ritchell@fargo.com

Applicant Phone #: [Redacted] How long have you been a resident of ND? 5 years Have you ever been convicted of any violation, or any law, other than a traffic offense in the U.S.? NO If yes, what crime?

What Court? _____

Have you ever been convicted of any violation of laws governing the manufacture, sale, consumption or possession of intoxicating beverages? NO If yes provide details: _____

Please list any current or previous liquor licenses held: NO

Have you ever had a liquor license revoked or rejected by any municipality or state? NO
If yes, provide details: _____

Will you be engaged in any other form of business besides the sale of liquor under the applied license? NO If yes provide details: _____

List names, addresses and phone numbers of three business references (at least one bank), and state the extent of your business relations with each:

1. Easton Healy, Personal Banker, 1401 13th Ave E, West Fargo ND, 58078, 701-433-3688, easton.healy@wellsfargo.com
2. Advantage Realtor - 2345 Meador Ridge Pkwy, West Fargo ND (Workshop) 701-552-2937 member
3. All Star 745 45 St S Fargo ND 58103 (Owner David 701 541 1760) (business member)

III. RESIDENT MANAGER INFORMATION:

Name: Ritchell Albrah Date of Birth: [Redacted]

Address: [Redacted] Fargo ND 58103 Phone #: [Redacted]

List resident manager's previous employment for past five years:

- 2431 5th St W, West Fargo ND 58078 Apt 205
4021 19th Ave S Fargo ND 58103 Apt 101

IV. BUSINESS DATA:

Name of Business (DBA): Awake LLC

Mailing Address of Licensed Establishment: 1010 9th St E, Suite 501

Establishment Phone #: 701-412-4187

Business Type: (Sole Proprietorship, Partnership, Corporation) Sole Proprietorship

Based on the business type above provide below the names, addresses and dates of birth of ALL individuals, partners, officers and directors. Include all persons with 1% or more interest in the business and indicate percentage of ownership: (add additional pages if necessary):

If Incorporated: Date of Charter: _____ State of Charter: _____

List any person (including name, address, date of birth and association with business), other than the applicants listed, with any right, title, estate or interest in the leasehold, furniture, fixtures or equipment in the premises for which the license is requested:

Dakota profit limited Partnership (Leaseholder)
701-239-1287 2003 22nd Ave S #250 Fargo ND 58103

Does the business have any interest, directly or indirectly, with any other liquor establishment in any state?
If yes give names and addresses of the establishments: No

V. ATTACH A DETAILED FLOOR-PLAN OF BUSINESS
(HAND DRAWN FLOOR PLANS WILL NOT BE ACCEPTED)

VI. EMPLOYEE ROSTER LIST - SERVER TRAINING (SEE ATTACHED FORM)

For new establishments, you will be given 90 days from date of opening to submit a server training roster which will list servers with completed training, as well as a detailed plan for completion of training for those who have not. Employee server training must be kept current and is subject to periodic review.

Information on signup and training is available online at Fargo Cass Public Health Department's Website:
www.fargocasspublichealth.com

VII. VALIDATION/SIGNATURES

Do you agree not to permit the sale of alcohol on said premises to a minor, incompetent person, or a person who is inebriated or a habitual drunkard? Yes No

Do you understand that any license granted with this application will not be transferable except by specific authority of the governing body and will authorize the sale of products as applied for only at the place and premises designated in the application and said license? Yes No

Have you reviewed the Alcoholic Beverage Ordinances(s) of the City of West Fargo and are familiar with the conditions and requirements of these ordinances? Yes No

If granted an alcoholic beverage license, will you comply with the State of North Dakota Liquor Control Act and the City of West Fargo Alcoholic Beverage Ordinances, as well as any amendments to either of these, which may be made in the future? Yes No
(copy of current ordinance provided with application)

Do you understand that approval of license application is contingent upon having completed successful inspections from the Police Department, Fire Department, Building Inspection Department and Cass County Health Department?

Do you certify that property owned in connection with this license does not have real and/or personal property taxes that are delinquent? Yes No

For leased/rented property, do you certify that all payments are current? Yes No

I(We) am (are) familiar with the information in this completed application, the answers and information contained herein are, to the best of my (our) knowledge true, complete and accurate

All signatures must be notarized.

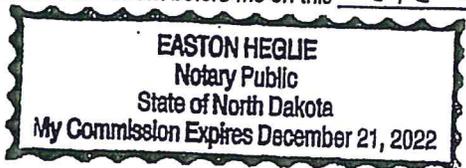
List owner(s) names (In case of a Corporation only President and Secretary are required):

Name: Ritchell Abraham
Title: Owner
Signature: [Signature]
Date: _____
Name: _____
Title: _____
Signature: _____
Date: _____

Name: _____
Title: _____
Signature: _____
Date: _____
Name: _____
Title: _____
Signature: _____
Date: _____

Before me personally appeared: (list names from above) Ritchell Abraham

Subscribed and sworn before me on this 02 day of April, 2018



[Signature]
(Signature of Notary Public)

My Commission expires: 12/21/2022

Notary Public for CASS, ND 4

All-purpose Acknowledgment

STATE OF North Dakota, COUNTY OF CASS
On April 02, 2018 before me, the undersigned, a Notary Public
in and for said State, personally appeared
Ritchell E. Aboah

personally known to me -OR- proved to me on the basis of satisfactory evidence/ to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature [Handwritten Signature]
Name (type or printed) Easton Heglie
My commission expires: 12/21/2022



VIII. BACKGROUND CHECK AUTHORIZATION

To: _____
(Please leave blank - for use of WF Police Department)

YOU ARE HEREBY AUTHORIZED to release to the bearer of this authorization, any and all information concerning my dealings as a customer of your institution. Said information is to be given in connection with the investigation by the West Fargo Police Department in relation to a liquor license request.

PRINTED NAME OF APPLICANT: Ritchell E. Aboach

By releasing this information to the West Fargo Police Department, I understand that my information may be subject to North Dakota open record laws.

Signature of Applicant: Ritchell E. Aboach Date: 3-29-18

Please forward the records for the above investigation for a City liquor license to:

West Fargo Police Department
ATTN: License Investigations
800 4th Avenue East, Ste 2
West Fargo, ND 58078
Fax: 701-433-5508

IRS DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
PHILADELPHIA PA 19255-0023

001995.792481.343763.15960 1 MB 0.423 530


AWAKE LLC
 RITCHELL E ABOAH SOLE MBR
 FARGO ND 58103

Date of this notice: 09-18-2017

Employer Identification Number:
 [REDACTED]

Form: SS-4

Number of this notice: CP 575 G

For assistance you may call us at:
 1-800-829-4933

IF YOU WRITE, ATTACH THE
 STUB OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN [REDACTED]. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear-off stub and return it to us.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a Small Business Corporation. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records. This notice is issued only one time and IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.
- * Provide future officers of your organization with a copy of this notice.

Your name control associated with this EIN is AWAK. You will need to provide this information, along with your EIN, if you file your returns electronically.

If you have questions about your EIN, you can contact us at the phone number or address listed at the top of this notice. If you write, please tear off the stub at the bottom of this notice and include it with your letter. Thank you for your cooperation.

State of North Dakota

SECRETARY OF STATE



CERTIFICATE OF ORGANIZATION OF

AWAKE LLC
Secretary of State ID#: 43,905,100

The undersigned, as Secretary of State of the State of North Dakota, hereby certifies that Articles of Organization for

AWAKE LLC
duly signed and executed pursuant to the provisions governing a North Dakota LIMITED LIABILITY COMPANY, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Secretary of State, and by virtue of the authority vested in him by law, hereby issues this Certificate of Organization to

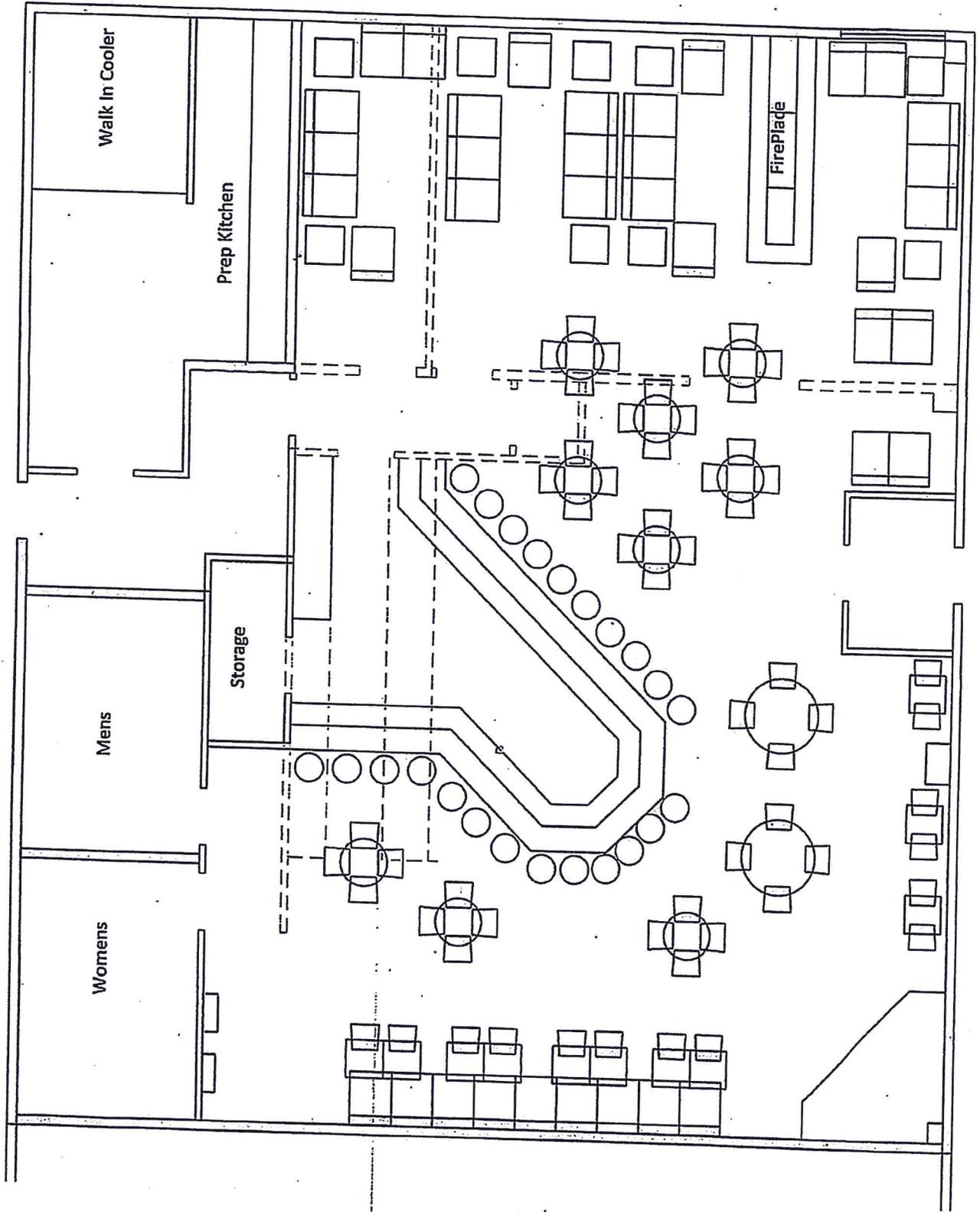
AWAKE LLC

Effective date of organization: September 25, 2017

Issued: September 25, 2017

A handwritten signature in cursive script, reading "Alvin A. Jaeger".

Alvin A. Jaeger
Secretary of State





At Commercialinsurance.NET, we strive to provide fast, transparent services that allow the customer to make accurate choices for their business.

Below are the types of quotes that were provided to you today. Please review and contact your agent if you require additional quotes.

- Commercial General Liability**
 - Per Occurrence Policy
 - Claims Made Policy
- Workers Compensation
- Commercial Auto
- Inland Marine (Equipment/Tool Coverage)
- Business Owner's Policy
- Excess Liability
- Garage Liability/ Garagekeepers
- Errors and Omissions

By signing below, you acknowledge that these are the quotes you have requested for your business. Additionally your agreeing to have delivery of your policy documents transmitted to you in email format.

Signature 

Date: 03-30-18

**There are two types of insurance policies available through Commercialinsurance.NET. Per Occurrence and Claims Made are both types of General Liability policies. By signing, you acknowledge that both have been discussed with you verbally during the quoting process. The type indicated above is the type you agreed is best to fit your business needs.



2420 Springer Drive
Suite 100
Norman, Ok 73069
1-877-907-5267 Toll Free
1-405-366-8817 Fax

Policy Coverage

General Aggregate
Per Occurrence
Products/Comp.Ops

Price

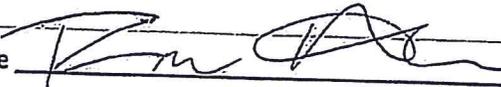
Total Premium Amount \$5,662.00

Payments

Down Payment \$2,264.80
Monthly Payments Amount \$340.00
Broker Fee \$0.00

Monthly Payments are NOT automatic withdrawals. Please Confirm if your carrier offers recurring payment option. For help setting up automatic payments, please contact our service department at 877-907-5267.

Insured Signature

 Awake LLC

COMMERCIAL INSURANCE.NET LLC
2420 Springer Drive, Suite 100
Norman, OK 73069

richelle@commercialinsurance.net
Phone: (405) 366-8520 ext: Ext 7009 Fax: (405) 366-8817

MCP018M20R4 Version 3

Quote is valid until 5/12/2018

To: Awake LLC

From: Richelle Seck

richelle@commercialinsurance.net

Please bind effective: _____

Confirm optional coverages:

Do not include any optional coverages.

Include the following optional coverages from Section VI
(Taxes & Fees may apply to optional premium if purchased)

Option 1 - (add: \$210.00) - Non-Owned & Hired Automobile Liability

Option 2 - (add: \$250.00) - Value Plus

Option 3 - (add: \$50.00) - Waiver of Rights of Recovery

Option 4 - (add: *\$127.00) - Terrorism Coverage
*See Terrorism Section for Exact Pricing and Terms

This policy is eligible to be Direct Billed.
Note: a \$5.00 installment fee will apply to each installment after the first - please select one of the following:

Direct Bill both this New Business and future Renewals (If checked - Select a Payment Plan):

SINGLE PAYMENT

TWO PAYMENTS - Premium must be over \$400

THREE PAYMENTS - Premium must be over \$675

FOUR PAYMENTS - Premium must be over \$1,000

SIX PAYMENTS - Premium must be over \$2,500

TEN PAYMENTS - Premium must be over \$5,000

See the last page of this quote for Payment Plan Descriptions

Do not Direct Bill this New Business but do Direct Bill future Renewals

Do not Direct Bill this policy

NOTE: If the Direct Bill Option is selected, the Company will invoice the insured. Do not bill or collect the down payment. All taxes, surcharges and fees (except installment fees) will be billed in full with the first installment.

DocuSigned by:
Seth Markum

Signature: _____

2835205A855742F...

I. PREMIUM AND UNDERWRITING NOTES/REQUIREMENTS

COMMERCIAL PACKAGE POLICY INFORMATION	
Carrier:	U.S. Underwriters Insurance Company
Status:	Admitted
A.M. Best Rating:	A++ (Superior) - X
Term Quoted:	Annual
COVERAGE PART	
Commercial Property	PREMIUM \$593.00
Commercial General Liability	\$1,944.00

Please contact us with any questions regarding the terminology used or the coverages provided.

Read the quote carefully, it may not match the coverages requested

Liquor Liability	\$3,125.00
TOTAL PREMIUM DUE TO CARRIER	\$5,662.00
ADDITIONAL COSTS	
Broker Fee	\$0.00
TOTAL AMOUNT DUE	\$5,662.00

FREE AND DISCOUNTED BUSINESS SERVICES AVAILABLE TO USLI INSUREDS – VISIT BIZRESOURCECENTER.COM FOR DETAILS

The premium quoted was calculated based on information provided by you in your application for insurance. The premium quoted may be adjusted based on an audit of your books and records during and/or at the conclusion of the policy period to determine actual receipts, payroll and other factors used to calculate earned premium.

Within 21 days of the inception date of coverage, this account will be subject to the following:

- Our completed & signed application.

Underwriting Notes:

- Please note: If only the property coverage is desired, pricing is subject to change.
- If bound, we will conduct an audit within 60 days based on the applicant's books from the prior 12 months to ensure that this risk meets our underwriting guidelines.
- Quote is subject to Audit results and/or Inspection (if any) as well as review and approval of a completed, signed, titled and dated Liquor Liability Representation Application (if not yet received).
- Your liquor liability premium can be reduced up to 5% if you utilize an identification scanner device to verify the ages of your patrons.
- Above Liquor Liability premium includes the liquor license holder as an additional insured.
- Valid certificates for all alcohol servers must be available for review at time of inspection.
- Thank you for the opportunity to quote this risk.

Prior to Bind Requirements: this account is subject to the following:

Coverage cannot be bound without the following information. We may modify the terms and/or premiums quoted or rescind this quote if the information provided below or on the completed application materially affects the rating or eligibility of the risk.

- Provide audit contact name, email address, and phone number _____
- If alcohol is sold or served away from premise, please forward the CP LLA - Catering Plus Liquor Liability Application.

The questions listed are part of the application. Responses are not needed if the completed and signed application specified is submitted at the time of binding.

"x" indicates Prior to Bind requirement for Coverage Part

Liab = Liability; Prop = Property; Liq = Liquor; Cr = Crime; IM = Inland Marine;

Liab	Prop	Liq	Eligibility Question (applies to all locations)	Response
x	x	x	How many nights of major entertainment per week? (major entertainment is defined as - Bands with 3 or more members, excluding Jazz Bands; DJ with dancing; Dance Clubs; Dance Halls; or Adult or Exotic Dancing; not including banquet entertainment)	

Please contact us with any questions regarding the terminology used or the coverages provided.

****Read the quote carefully, it may not match the coverages requested****

II. COVERED LOCATION(S) AND CORRESPONDING CLASSIFICATIONS

Location #1 - 14109th St E, West Fargo, ND 58078

Construction: Joisted Masonry / Protection Class: 4

Property Coverage

Perils: Special

Coverage	Limit	Coinsurance	Deductible	Valuation	Rate	Premium
Business Personal Property	\$6,000	80%	\$1,000	Replacement Cost	0.468	\$28
Equipment Breakdown	Included		\$1,000			\$55
Power Outage Business Personal Property	\$5,000	Not Applicable	\$1,000	Not Applicable	0.75	\$38

Property Coverage Premium for Location #1: \$593 MP

Coverage provided by Equipment Breakdown

Mechanical Breakdown, Electrical Arcing

Loss or damage to hot water boilers & steam equipment

Steam explosion of boilers, piping, engines & turbines

\$250,000 limit for Perishable Goods Spoilage

\$250,000 limit for Refrigeration Contamination

Warranted Property Conditions

- All electric is on functioning and operational circuit breakers [P-6]
- Automatic Sprinkler System, Including related supervisory services. [P-1]
- Functioning and operational central station burglar alarms with a monitoring contract. [P-7]
- Functioning and operational smoke/heat detectors in all units or occupancies [P-5]
- Refrigeration maintenance contract on all refrigeration equipment. [P-9]

Liability Coverage

Description	Fire Code	Class Code	Basis	Exposure	Prod/CompOps Rate	All Other Rate	Prod/CompOps Premium	All Other Premium
Restaurant - all other sales, excluding food and liquor		16920	Sales	100,000	0.480	4.994	\$48	\$499
				Per 1,000 Sales				
Restaurant - with sale of alcoholic beverages that are 75% or more of the total annual food and liquor receipts of the restaurant - with tables - with a dance floor and table service	0532	16920	Sales	265,000	0.528	4.744	\$140	\$1,257
				Per 1,000 Sales				

Liability Coverage Premium for Location #1: \$1,944

Please contact us with any questions regarding the terminology used or the coverages provided.

****Read the quote carefully, it may not match the coverages requested****

Liquor Liability Coverage

Classification	Code	Exposure	Limit	Rate	Premium
Restaurant - With Sale Of Alcoholic Beverages That Are 50% Or More Of The Total Food And Alcohol Receipts Of The Restaurant	00010	\$210,000 Receipts	\$1M/\$2M	1.488	\$3,125

Liquor Liability Coverage Premium for Location #1: \$3,125

Conditions: (as represented on the Liquor Policy Conditions Endorsement)

- The insured has no knowledge of more than 1 liquor liability and/or assault or battery claims or notification of potential liquor liability and/or assault or battery claims for this location arising out of occurrences within five years prior to the date the application is signed (excluding a liquor liability claim closed without payment because insured found not legally liable).
- The insured has no knowledge of more than three (3) citations, violations, charges or enforcement actions at this location within five (5) years of the date of the application. Of those three (3), no more than two (2) relate to the sale or service of alcohol or criminal activities.
- Employees or other persons are not permitted to consume alcohol during their hours of employment or service.
- Only the insured and its authorized employees or members are permitted to serve alcohol. In the alternative, the insured agrees that persons serving alcohol who are not the insured's authorized employees or members are covered under a policy of liquor liability insurance with limits greater than or equal to the limits of this policy.
- The establishment closes by 2:30 AM daily.
- Alcohol sales cease by 2:00 AM.

III. LIABILITY LIMITS OF INSURANCE

Total for Location: \$5,662

COMMERCIAL GENERAL LIABILITY

Each Occurrence	\$1,000,000
Personal Injury and Advertising Injury	\$1,000,000
Medical Expense (Any One Person)	\$5,000
Damage To Premises Rented to You	\$100,000
Products/Completed Ops Aggregate	\$2,000,000
General Aggregate	\$2,000,000
General Liability Deductible	\$0

LIQUOR LIABILITY

Each Common Cause	\$1,000,000
Aggregate	\$2,000,000

IV. REQUIRED FORMS & ENDORSEMENTS

Common Endorsements

IL0017	(11/98) Common Policy Conditions	Jacket	(09/10) Commercial Insurance Policy Jacket
IL0234	(09/08) North Dakota Changes - Cancellation And Nonrenewal		

Property Endorsements

CP 101	(06/08) Maintenance Of Heat Condition	CP0010	(06/07) Building And Personal Property Coverage Form
CP 112	(06/09) Equipment Breakdown Enhancement Endorsement	CP0090	(07/88) Commercial Property Conditions
CP 142	(04/14) Protective Devices Or Services Provisions	CP0114	(11/15) North Dakota Changes
CP 149	(08/09) Business Personal Property Utility Services Coverage - Power Outage	CP1030	(06/07) Causes Of Loss - Special Form
CP 224	(02/11) Asbestos Material Exclusion	CP1032	(08/08) Water Exclusion Endorsement
CP 225	(02/11) Exclusion - Lead Contamination	IL0165	(09/08) North Dakota Changes - Examination
CP 226	(02/11) Absolute Pollution Exclusion - Property	IL0935	(07/02) Exclusion Of Certain Computer-Related Losses
CP 227	(02/11) Mold, Fungus, Bacteria, Virus Or Organic Pathogen Exclusion	P 248	(02/15) Exclusion of Certified Acts of Terrorism (Coverage for Certain Fire Losses)
CP 245	(09/15) Earth Movement Exclusion	TRIADN	(02/15) Policyholder Disclosure Notice of Terrorism Insurance Coverage

Please contact us with any questions regarding the terminology used or the coverages provided.

Read the quote carefully, it may not match the coverages requested

General Liability Endorsements

CG0001	(12/07) Commercial General Liability Coverage Form	L-461	(12/11) Assault Or Battery Exclusion
CG0068	(05/09) Recording And Distribution Of Material Or Information In Violation Of Law Exclusion	L-472	(07/08) Exclusion - Injury To Performers Or Entertainers
CG2107	(05/14) Exclusion - Access Or Disclosure Of Confidential Or Personal Information And Data-Related Liability - Limited Bodily Injury Exception Not Included	L-599	(10/12) Absolute Exclusion for Pollution, Organic Pathogen, Silica, Asbestos and Lead with a Hostile Fire Exception
CG2147	(12/07) Employment-Related Practices Exclusion	L-610	(11/04) Expanded Definition Of Bodily Injury
CG2173	(01/15) Exclusion Of Certified Acts Of Terrorism	L-618C	(09/09) Amendment Of Premium Audit Conditions
CG2407	(01/96) Products/Completed Operations Hazard Redefined	L-686	(10/12) Absolute Exclusion for Liquor and Other Related Liability
IL0021	(09/08) Nuclear Energy Liability Exclusion Endorsement	LLQ-100	(07/06) Amendatory Endorsement
IL0165	(09/08) North Dakota Changes - Examination	LLQ-368	(08/10) Separation Of Insureds Clarification Endorsement
L-428	(01/12) Absolute Firearms Exclusion	TRIADN	(02/15) Policyholder Disclosure Notice of Terrorism Insurance Coverage

Liquor Endorsements

CG0033	(12/07) Liquor Liability Coverage Form	LLQ-100	(07/06) Amendatory Endorsement
IL0021	(09/08) Nuclear Energy Liability Exclusion Endorsement	LLQ-368	(08/10) Separation Of Insureds Clarification Endorsement
L-584A	(03/17) Policy Conditions Endorsement	LQ-203	(08/07) Additional Insured - Liquor License Holder
L-590	(01/04) Exclusion - New Entities	LQ-346	(09/06) Definition of Receipts
L-610	(11/04) Expanded Definition Of Bodily Injury	LQ-354	(10/09) Limitation of Coverage to Insured Premises
L-618C	(09/09) Amendment Of Premium Audit Conditions	LQ-428	(03/12) Absolute Firearms Exclusion
L-657	(01/13) Absolute Pollution Exclusion-Liability		

V. OFFER OF OPTIONAL COVERAGE(S)

Based on the information provided, the following additional coverages are available to this applicant but are not currently included in the quotation. The additional premium may be subject to taxes & fees. For a firm final amount please contact us and we will revise the quote.

Coverage	Additional Premium
Option 1 Non-Owned & Hired Automobile Liability	\$210.00

Important Information

- Prior to binding with this optional coverage, we would need to confirm that the applicant does not have a Business Auto policy, does not regularly deliver goods or products and does not require its employees to use their personal vehicle to conduct the applicant's business on a regular basis
- If this coverage is purchased, add L-488 Non-Owned And/Or Hired Auto Liability

Please contact us with any questions regarding the terminology used or the coverages provided.

****Read the quote carefully, it may not match the coverages requested****

Coverage	Additional Premium
Option 2 Value Plus Endorsement	\$250.00

Important Information

- If this coverage is purchased, add Value Plus Endorsement
- Provides coverage extensions and additional coverages for:
 - Valuable Papers and Records (Other than Electronic Data)- \$25,000
 - Accounts Receivable- \$25,000
 - Fine Arts- \$25,000
 - Electronic data- \$25,000
 - Property Off-premises- \$15,000
 - Outdoor Property- \$10,000
 - Signs- \$10,000
 - Water Back-up at Sewer, Drain or Sump- \$5,000
 - Money and Securities- \$5,000
 - Employee Dishonesty- \$5,000
 - Property In Transit- \$10,000
 - Fire Extinguishing Equipment Recharge- \$5,000
 - Arson Reward- \$5,000
 - Fire Department Service Charge- \$2,500
 - Personal Effects- \$6,000

Coverage	Additional Premium
Option 3 Waiver of Rights of Recovery	\$50.00

Important Information

- If this coverage is desired, add LQ-349 Waiver of Rights of Recovery.
- Prior to adding, we will need to add the applicable additional insured form and will need to know the Name and Address of the entity seeking the waiver and their relationship to the applicant.

Coverage	Additional Premium
Option 4 Terrorism Coverage	\$127.00

Important Information

- Terrorism coverage, per the Terrorism Risk Insurance Program Reauthorization Act of 2015, is available for an additional premium of \$100 or 5.00% of the total policy premium, whichever is greater. If not purchased, please provide the signed TRIADN Disclosure Notice or add form NTE - Notice of Terrorism Exclusion. When making your decision to purchase Terrorism Coverage, please be aware that coverage for "insured losses" as defined by the Act is subject to the coverage terms, conditions, amount, and limits in this policy applicable to losses arising from events other than acts of terrorism.
- The Terrorism premium shown above has been calculated as a percentage of the quoted coverages. If any coverages are added or removed at binding, the additional premium shown above is subject to change.
- This coverage cannot be added mid-term.

VI. DIRECT BILL PAYMENT PLAN DESCRIPTIONS

One Year Payment Plan Descriptions:

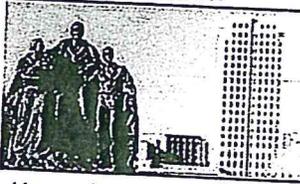
- SINGLE PAYMENT** - The entire premium is invoiced immediately and is due 20 days after it is invoiced.
- TWO PAYMENTS** - 50% of the premium is invoiced immediately and is due 20 days after it is invoiced; the balance is invoiced 60 days after inception.
- THREE PAYMENTS** - 40% of the premium is invoiced immediately and is due 20 days after it is invoiced; 30% is invoiced 60 days after inception; the balance is invoiced 120 days after inception.
- FOUR PAYMENTS** - 40% of the premium is invoiced immediately and is due 20 days after it is invoiced; three equal installments of 20% are invoiced at 60 days, 120 days and 180 days after inception.
- SIX PAYMENTS** - 40% of the premium is invoiced immediately and is due 20 days after it is invoiced; five equal installments of 12% are invoiced at 45 days, 105 days, 165 days, 225 days and 255 days after inception.
- TEN PAYMENTS** - 25% of the premium is invoiced immediately and is due 20 days after it is invoiced; the remaining amount is divided into 9 equal installments that are invoiced at 30 day intervals: 30 days, 60 days, 90 days, 120 days, 150 days, 180 days, 210 days, 240 days and 270 days after inception.

An installment fee as noted on page 1 of this quote applies to each installment after the first.
Please Note - there may be additional time between installments if bound with an effective date of 4/1/18 or later.

Please contact us with any questions regarding the terminology used or the coverages provided.

Read the quote carefully, it may not match the coverages requested

North Dakota nd.gov Official Portal for North Dakota State Government



SECRETARY OF STATE NORTH DAKOTA



[Home](#) | [Business Records Search](#)

AWAKE LLC

Corporation Details

System ID: 43905100	Phone: Not on file
Type: LIMITED LIABILITY COMPANY	
Status: Active & Good Standing	
Original File Date: 09/25/2017	Effective Date: 09/25/2017
State of Origin: North Dakota	

Principal Office

[REDACTED] FARGO, ND 58103-7123

Registered Agent

RITCHELL ABOAH
 [REDACTED]
 FARGO, ND 58103-7123
 Established Date: Sep 25, 2017

Generate an Annual Report To File

To Generate a Annual Report form to be filed with the Secretary of State, select the appropriate year of the report you intend to file. This report does not contain details of a report previously filed with the Secretary of State. The annual report years reflected are an indication of the various report forms available in this site and is not an indication that an entity needs to file reports for all years. Missing years indicate that the forms for the missing year have not yet been deployed to the website, or have already been removed, and can be obtained by contacting the Secretary of State.

2017 (generates a forms-fillable pdf in a new pop-up window)

[Return to Search Results](#)

Contact Us

[Disclaimer](#) | [Privacy Policy](#)

We use Secure Sockets Layer (SSL) encryption technology to ensure your information is secure and protected.

Will open a new window (pop-up).

W3C WAI AA, CSS, XHTML Compliant | Copyright 2006. All Rights Reserved. The State of North Dakota.



West Fargo Police Department Summary



Print Date/Time: 05/01/2018 14:34
 Login ID: westfargo\cruffd
 Case Number: 2015-00009372

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2015-00009372
 Location: ██████████
 WEST FARGO, ND 58078
 Reporting Officer ID: 168 - SORENSON

Incident Type: Viol of Court Orders
 Occurred From: 06/08/2015 13:14
 Occurred Thru: 06/08/2015 13:14
 Disposition:
 Disposition Date:
 Reported Date: 06/09/2015 22:55 Tuesday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND	90Z	12.1-10-05	DISOBEDIENCE TO COURT ORDER	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Arresting Officer	1	WARREN, GREGORY CLAYTON	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Assisting Officer	1	FELTMAN, RYAN LEE	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Mentioned	1	ABOAH, RITCHELL EVE	██████████ WEST FARGO, ND 58078	██████████	Black	Female	██████████
Mentioned	2	NAH, SLEWION DAVID	██████████ WEST FARGO, ND 58078	██████████	Black	Male	22
Reporting Officer	1	SORENSON, ERIC PAUL	FARGO, ND 58102 800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			22
Suspect	1	ROQUES, ELMINA ELNATHAN	██████████ FARGO, ND 58104	██████████	Black	Female	██████████
Victim	1	SOCIETY					19

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
-----	------	--------------	-----------	-------	-------	---------------	-------



West Fargo Police Department Summary



Print Date/Time: 05/01/2018 14:34
Login ID: westfargo\cruffd
Case Number: 2015-00009372

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP02.W404.06/24/2015

This officer reviewed this report on June 23, 2015 and tried to make contact with one of the victims in the case, RITCHELL ABOAH. I left messages for RITCHELL and she has yet to return any of my calls. Also in reviewing the case, at this point, unless there is more that has happened, we will be closing the case. The information that she gave us in reference to the suspect ELMINA ROQUES, it sounds like both RITCHELL and ELMINA were transferring messages back and forth and in a sense, you can call that disobeying the court order, but they were both involved in it and it was not anything threatening and it was very short and brief and again, the victim, RITCHELL was continuously involved in transferring those calls. I am going to inform her that she needs to not do that in the future and we will see if there has been anything more going on since she reported this on June 8, 2015.

If there has been nothing else happening, this case will be closed.

Detective Greg Warren #404
June 24, 2015
GW/ml

WPD Case Supplement Report, Officer: WESTFARGO\WarrenG, Supervis

**RRRDC - North Dakota Agencies
Field Report**

DETAILS

Case Number: 2015-00009372

Case Number: 2015-00009372

Location:

Incident Type:

Occurred From:

Reporting Officer ID: W404 WARREN GREGORY

Occurred Thru:

Reporting Date: 6/24/2015

OFFENSES

Counts	Statute	Description
--------	---------	-------------

SUSPECTS

Type /Subtype Name	Street Address City, State Zip	Primary Phone Secondary Phone	Sex Race	DOB
--------------------	--------------------------------	-------------------------------	----------	-----

VICTIMS/MISSING

Type /Subtype Name	Street Address City, State Zip	Primary Phone Secondary Phone	Sex Race	DOB
--------------------	--------------------------------	-------------------------------	----------	-----

WITNESS/OTHER

Type /Subtype Name	Street Address City, State Zip	Primary Phone Secondary Phone	Sex Race	DOB
Arresting Officer WARREN, GREG	800 4TH AVE E WEST FARGO, ND 58078-	(701)433-5500		

PROPERTY

Date	Type Description	Property Action Code(s)	Value	Serial
------	------------------	-------------------------	-------	--------

PROPERTY - VEHICLE

Date Year	Type Make	Model	Property Action Code(s) Color	License Plate/State	Additional Description	Value
-----------	-----------	-------	-------------------------------	---------------------	------------------------	-------

SUSPECT/SUSPICIOUS - VEHICLE

Reported Date/Time	Year	Make	Model	Color	License Plate/State	Additional Description
--------------------	------	------	-------	-------	---------------------	------------------------

Disclaimer: This temporary field report should not be considered the final official police report on the incident described within. This report is to be used only for proceedings requiring a report prior to the final report being completed. Any information contained within is subject to verification and/or change.

OfficerID: WESTFARGO\SorensonE, Synopsis

On 6/9/15 at approximately 2255 hours I, Officer Eric Sorenson, was dispatched to [REDACTED] for a violation of an order for protection report. Ritchell Aboah stated on 6/8/15 at 1314 hours she recieved a Facebook message from Mina Roques. Aboah showed me the message and the profile picture on the message matched the profile picture on Roques' Facebook page. I confirmed that there is a valid Order For Protection that Roques not have any contact with Oboah. I was unable to contact Roques but I left a message for her to call me back.

WPD Case Report, Officer: WESTFARGO\SorensonE, Supervisor: WESTF

RRRDC - North Dakota Agencies
Field Report

DETAILS

Case Number: 2015-00009372

Case Number: 2015-00009372
 Location: WEST FARGO CASS - ND
 Reporting Officer ID: SORENSON W667 ERIC
 Incident Type: Viol of Court Orders
 Occurred From: 06/08/2015 13:14
 Occurred Thru: 06/08/2015 13:14
 Reporting Date: 06/09/2015

OFFENSES

Count	Statute	Description
1	12.1-10-05	DISOBEDIENCE TO COURT ORDER

SUSPECTS

Type/Subtype	Name	Street Address City, State, Zip	Primary Phone Secondary Phone	Sex Race	DOB
Suspect	MINA ROQUES			Female Black	

VICTIMS/MISSING

Type/Subtype	Name	Street Address City, State, Zip	Primary Phone Secondary Phone	Sex Race	DOB
Victim	SOCIETY, Society				

WITNESS/OTHER

Type/Subtype	Name	Street Address City, State, Zip	Primary Phone Secondary Phone	Sex Race	DOB
Reporting Officer	SORENSON, ERIC	800 4 AVE E WEST FARGO, ND 58078-	(701)433-5500		
Assisting Officer	FELTMAN, RYAN	800 4 AVE E WEST FARGO, ND 58078-	(701)433-5500		
Mentioned	ABOAH, RITCHELL EVE	WEST FARGO, ND 58078		Female Black	

Date	Type	Property Action Code(s)	Value	Serial
	Description			

PROPERTY - VEHICLE

Date	Type	Model	Property Action Code(s)	Value
Year	Make		Color License Plate/State Additional Description	

SUSPECT/SUSPICIOUS - VEHICLE

Reported Date/Time	Year	Make	Model	Color	License Plate/State	Additional Description

Disclaimer: This temporary field report should not be considered the final official police report on the incident described within. This report is to be used only for proceedings requiring a report prior to the final report being completed. Any information contained within is subject to verification and/or change.

**RRRDC – North Dakota Agencies
Field Report**

SYNOPSIS

Case Number: 2015-00009372

On 6/9/15 at approximately 2255 hours I, Officer Eric Sorenson, was dispatched to [REDACTED] for a violation of an order for protection report. Ritchell Aboah stated on 6/8/15 at 1314 hours she recieved a Facebook message from Mina Roques. Aboah showed me the message and the profile picture on the message matched the profile picture on Roques' Facebook page. I confirmed that there is a valid Order For Protection that Roques not have any contact with Oboah. I was unable to contact Roques but I left a message for her to call me back.

Disclaimer: This temporary field report should not be considered the final official police report on the incident described within. This report is to be used only for proceedings requiring a report prior to the final report being completed. Any information contained within is subject to verification and/or change.

RRRDC - North Dakota Agencies Field Report

DETAILS

Case Number: 2015-00009372

Case Number: 2015-00009372	Incident Type: Viol of Court Orders
Location: WEST FARGO CASS - ND	Occurred From: 06/08/2015 13:14
Reporting Officer ID: SORENSON W667	Occurred To: 06/08/2015 13:14
ERIC	Reporting Date: 06/09/2015

OFFENSES

Counts	Statute	Description

SUSPECTS

Type / Sub-type Name	Street Address City, State Zip	Primary Phone	Sex	Race	DOB

VICTIMS/MISSING

Type / Sub-type Name	Street Address City, State Zip	Primary Phone	Sex	Race	DOB

WITNESS/OTHER

Type / Sub-type Name	Street Address City, State Zip	Primary Phone	Sex	Race	DOB
Mentioned NAH, SLEWION DAVID	FARGO, ND 58102		Male	Black	

PROPERTY

Date	Type	Description	Property Action Code(s)	Value	Serial

PROPERTY - VEHICLE

Date	Year	Type	Make	Model	Property Action Code(s)	Color	License Plate/State	Additional Description	Value

SUSPECT/SUSPICIOUS - VEHICLE

Reported Date/Time	Year	Make	Model	Color	License Plate/State	Additional Description

Disclaimer: This temporary field report should not be considered the final official police report on the incident described within. This report is to be used only for proceedings requiring a report prior to the final report being completed. Any information contained within is subject to verification and/or change.

SUPP01.W667.06/11/2015

On June 9, 2015, I, OFFICER ERIC SORENSON was working a "C" shift for the city of West Fargo. At approximately 10:55 p.m. I was dispatched [REDACTED] for a report for violation of an order of protection. I met with RITCHELL EVE ABOAH, date of birth of [REDACTED]. ABOAH showed me documentation that there was an order for protection between herself and MINA ROQUES. The order of protection stated that ROQUES is not to have contact with ABOAH. ABOAH stated that there is a picture on Facebook that she is in and a female by the name of MINA ROQUES, date of birth of [REDACTED], attempted to tag ABOAH in the picture. ABOAH showed me the comment section of the picture and there is a comment written by MINA ROQUES that says, "Ritch." ABOAH stated to me that RITCH is a nickname of hers and believes that the female was trying to tag her in the photo. ABOAH believed that this was a violation of her order for protection which prohibits any direct or indirect contact, however, I disagree with her. At this point, ABOAH stated that she received a Facebook message from ROQUES. The message was time stamped to have been sent on June 8, 2015 at 1:14 p.m. The message states that ROQUES was ABOAH to leave her alone and not talk to her and made several statements that ABOAH does not know ROQUES' life. ABOAH did state that she had previously sent a message to ROQUES with a fairly similar message because she was tired of ROQUES showing up to events that she was showing up. ABOAH stated that her ex-boyfriend is ROQUES' current boyfriend. ABOAH does have a child in common with ROQUES' current boyfriend, therefore ROQUES does show up to some events involving the child. ABOAH stated that she wrote a message to ROQUES requesting that ROQUES stay away from her. Pictures of the Facebook message that ROQUES sent to ABOAH will be included with this

report. There was no evidence available of ABOAH'S message to ROQUES.

I was given information by ABOAH that her ex-boyfriends name is SLEWION DAVID NAH, date of birth of [REDACTED]. The phone number for NAH is [REDACTED]. ABOAH stated to me that ROQUES does not have a phone number, therefore we would have to call this phone number to attempt to contact ROQUES. I did call the phone number and made contact with NAH. NAH stated that he has not spoken to ROQUES all day but he will pass the message along to call me back at the West Fargo Police Department because I have a few questions to ask her. So far, there has been no contact with ROQUES regarding this situation.

Officer Eric Sorenson #667
June 11, 2015
ES/ml

FARGO POLICE DEPARTMENT

Summary

Print Date/Time: 05/01/2018 14:32
 Login ID: westfargo\cruftd
 Case Number: 2016-00056583

ORI Number: FARGO POLICE DEPARTMENT
 ND0090200

Case

Case Number: 2016-00056583
 Location: [REDACTED]
 BLK
 FARGO, ND 58102
 Reporting Officer ID: 500 - Schock

Incident Type: Assault
 Occurred From: 08/14/2016 01:45
 Occurred Thru: 08/14/2016 01:49
 Disposition: Arrested - State's Attorney
 Disposition Date: 08/15/2016
 Reported Date: 08/14/2016 01:45 Sunday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND	90C	12.1-31-01	DISORDERLY CONDUCT	1
2	ND	13B	12.1-17-01(2)(a)	ASSAULT PEACE OFFICER/SIMPLE	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Suspect	1	KAMARA, DOMINIQUE DREAM	[REDACTED]	[REDACTED]	Black	Female	[REDACTED]
Suspect	2	WESSEH, DENISE PASSION	FARGO, ND 58103	[REDACTED]	Black	Female	22
Suspect	3	ABOAH, RITCHELL EVE	FARGO, ND 58103	[REDACTED]	Black	Female	23
Victim	1	SCHOCK, ADAM	FARGO, ND 58103	[REDACTED]	White	Male	23
Victim	2	SOCIETY	FARGO, ND 58102	[REDACTED]			
Witness	1	BRITTIAN, JERRY JERMAINE	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
34089 A	WESSEH, DENISE PASSION	[REDACTED]	08/14/2016 01:49	On-View	23
34090 A	ABOAH, RITCHELL EVE	[REDACTED]	08/14/2016 01:49	On-View	23
34091 A	KAMARA, DOMINIQUE DREAM	[REDACTED]	08/14/2016 01:45	On-View	22

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate State
-----	------	--------------	-----------	-------	-------	---------------------

FARGO POLICE DEPARTMENT

Summary

Print Date/Time: 05/01/2018 14:32
Login ID: westfargo\cruffd
Case Number: 2016-00056583

ORI Number: FARGO POLICE DEPARTMENT
ND0090200

Routing:

- US Attorney
- LaserFiche Documents Exist
- LaserFiche Documents - Not Sent
- LaserFiche Documents - Sent
- State Medical Examiner
- Probation & Parole
- Rape & Abuse
- Juvenile Court
- Social Services
- City Attorney
- States Attorney

16-56583
BERGER
SUPPLEMENT 001

On 8/14/2016, at approximately 0140 hours, I was dispatched to the area of the 600 block of Northern Pacific Ave N for a disturbance near the Old Broadway Bar. Upon arrival, I provided scene security for the several other officers who were on scene. While providing security for the scene, I noticed three females who began yelling at each other. At approximately 0145 hours, the three females began pushing, slapping and punching each other. Officer Schock and I ran over to the females to split them up. I took Ritchell Aboah, placed her into handcuffs and put her in the backseat of my squad car. I then spoke with Officer Schock who explained that one of the other females assaulted him while he was trying to get her into handcuffs. Based on the fact that all three females appeared to be in a mutual combat fight, it was determined that all three would be placed under arrest for disorderly conduct and the female that assaulted Officer Schock was placed under arrest for assault on a peace officer. I transported Aboah to the Cass County Jail where she was booked for disorderly conduct.

al

16-56583, OBRIEN
SUP002

On 08/14/2016 at approximately 0109 hours, I was standing outside the Old Broadway 22 Broadway N, when a fight between a few females started in the 600 BLK of NP AVE N.

When I arrived to assist Officer's already attempting to place the resistive females in handcuffs, I saw Officer Shock with a female on the ground struggling to get her under control. At this time the suspect Dominique Kamara came up to Officer Schock and started to interfere with him attempting to handcuff the female.

Officer Schock loudly yelled at Kamara to get back and pushed her away. At this time, I saw Kamara punch Officer Schock several times. I went hands on with Kamara and assisted her to the ground. Other Officer's assisted me with getting Kamara under control and handcuffed.

Once Kamara was under control, she asked me to pull her shirt up as her breasts were exposed. I briefly attempted to cover her up by lifting her shirt upwards, before a female Officer arrived and was able to get Kamara fully covered.

Kamara was placed in a squad car and taken to the Cass County Jail. Please see Officer Schock's template report for this incident.

JDE

WITNESS:

BRITTIAN, JERRY JERMAINE

DOB: [REDACTED]

FARGO, ND 58102

PHONE: [REDACTED]

BLACK MALE, 6'2", 300 LB

EMPLOYER: OLD BROADWAY

I, Officer Schock, was assigned follow up to this case to find the Old Broadway employee who witnessed this incident. I spoke with one of the managers, Jerry Brittian. The following is a summary of the statement Jerry gave to me:

Jerry said that Officers were trying to take people into custody for fighting on the corner of NP and Broadway when he noticed two other females starting to fight and other officers running over there to stop them. Jerry remembered that I took a female to the ground and another female came up and started pushing me off of her and then started punching me. Jerry said that it alarmed him when the first two females were fighting because there was a fight before this separate fight on the north side of the OB and he said it alarmed him even more when the female started punching me.

Please forward this supplement to the State's Attorney's Office for review.

End of supplement.

Jms



Global Subject Activity Report



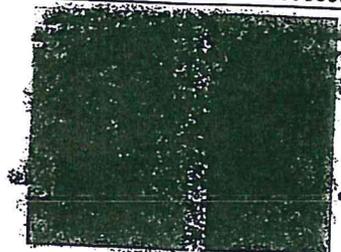
Detail

Print Date/Time: 05/01/2018 14:57
Login ID: westfargo\cruffd

CASS COUNTY SHERIFF'S OFFICE
ORI Number: ND0090000

ABOAH, RITCHELL EVE
Address: [REDACTED]
WEST FARGO
ND 58078
Phone #: [REDACTED]
DOB: [REDACTED]
Race: Black
DL State: ND

Jacket: 181773 A SSN:
Sex: Female
Height: 5ft 7in
Weight: 130.0 lbs.
Eyes: BRO
Hair: BLK
DL#: [REDACTED]



Physical Characteristics:

Appearance:
Hair Style:
Hair Length:
Facial Shape:
Complexion:
Build:
Glasses:
Teeth:
Speech:
Voice:
Mustache:
DNA Collected: No
Known Offender:

Country/State of Birth:
City of Birth:
County of Origin:
Ethnicity: Black
Citizenship:
Tribe:
Hate Group:
Military Service:
Military Discharge:
School:
Beard:
DNA Collected Date:

Age Range:
Hand Preference:
Place of Birth: Ghana
Occupation:
of Dependents:
Primary Language:
Second Language:
Gang Affiliation:
Marital Status:
Blood Type:
Religion:
Illegal Alien: No

County of Conviction:
Identifying Clothing:

State Of Conviction:

Modus Operandi
Crime Specialties

Aliases

Type	Alias	DOB	Race	Sex	SSN	Hair	Eyes	DL#	Height	Weight	Phone
------	-------	-----	------	-----	-----	------	------	-----	--------	--------	-------

Nicknames

Entered Date/Time	Nickname Type	Nickname
-------------------	---------------	----------

Associated IDs

Issue Date	ID Type	Number	Issuing State	Start Date	Expire Date
------------	---------	--------	---------------	------------	-------------

Known Associates

Relationship	Name
Keep Separate	WESSEH, DENISE PASSION

School/Employer Information

Relationship	School/Employer Name	Phone Type	Phone
--------------	----------------------	------------	-------

Scars, Marks, Tattoos

Type	Location	Scar, Mark or Tattoo Detail	Description
------	----------	-----------------------------	-------------

Handicap Information

Handicap

Current Address Information

Address Type	Address	City	State	Zip
--------------	---------	------	-------	-----

Prior Address Information

Address Type	Address	City	State	Zip	From Date	To Date
--------------	---------	------	-------	-----	-----------	---------



Global Subject Activity Report



Detail

Print Date/Time: 05/01/2018 14:57
Login ID: westfargo\cruftd

CASS COUNTY SHERIFF'S OFFICE
ORI Number: ND0090000

Contact Information

Date	Type	Phone	Extension
03/25/2016 18:53	Cell Phone - Personal	[REDACTED]	

Vehicle Information

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
-----------	------	--------------	--------------	------	-------	--------------	---------------------	-------

Activity

Type : Arrest

Date	Activity Reference	Description	ORI
08/14/2016 01:49	34090	Arrest Type: On-View Charge(s): 100301,DISORDERLY CONDUCT	ND0090200

Type : Booking

Date	Activity Reference	Description	ORI
08/14/2016 02:25	2016-00005632	Booking Charge(s): 100301,DISORDERLY CONDUCT	ND0090000

Type : Case

Date	Activity Reference	Description	ORI
05/27/2015 19:07	2015-00035318	Subject Type : Victim, Incident Type : Domestic Charge(s): 100323,ASSAULT SIMPLE	ND0090200
06/07/2015 01:13	2015-00038183	Subject Type : Victim, Incident Type : Assault Charge(s): 12.1-17-01(2)(C),ASSAULT SIMPLE	ND0090200
08/14/2016 01:45	2016-00056583	14-07.1-06,VIOL PROTECTION ORDER 1ST OFF Subject Type: Suspect, Incident Type: Assault Charge(s): 12.1-31-01,DISORDERLY CONDUCT	ND0090200
10/10/2017 23:37	2017-00085001	Subject Type: Victim, Incident Type: Viol of Court Orders Charge(s): 12.1-31.2-02,VIOL ORDER PROHIB CONTACT	ND0090200
12/19/2017 13:14	2017-00103846	Subject Type: Victim, Incident Type: Viol of Court Orders Charge(s): 14-07.1-06,VIOL PROTECTION ORDER 1ST OFF	ND0090200
06/09/2015 22:55	2015-00009372	Subject Type: Mentioned, Incident Type: Viol of Court Orders Charge(s):	ND0090300

Type : Incident

Date	Activity Reference	Description	ORI
06/09/2015 22:55	2015-00009372	Incident Type : Violation of Court Orders, Role : Caller Charge(s):	ND0090300



Global Subject Activity Report



Detail

Print Date/Time: 05/01/2018 14:57
 Login ID: westfargo\cruftd
 Type : Tickets & Citations

CASS COUNTY SHERIFF'S OFFICE
 ORI Number: ND0090000

Date	Activity Reference	Description	ORI
07/05/2015 00:52	0740900929	Traffic Charge(s): 80305B1,OMV W/OUT VALID DRIVERS	ND0090200
10/27/2016 08:41	0680906368	LIC Traffic Charge(s): 80502,SPEEDING	ND0090200
04/06/2015 23:05	64618	Parking Charge(s): 13-1623,MISUSE OF MOBILITY IMPAIRED SYMBOL	ND0090300
Type : Wants & Warrants			
Date	Activity Reference	Description	ORI
08/29/2016 00:00	16002658	Warrant No.: 16002658, Type: Arrest, Status: Served, Date: 09/07/2016 14:25:00 Charge(s): 12.1-31-01,DISORDERLY CONDUCT	ND0090000

Total Activity : 13

[Skip to Main Content](#) [Logout](#) [My Account](#) [Search Menu](#) [New Criminal/Traffic/Petty Search](#) [Refine Search](#) [Back](#)

Location : All MNCS Sites - Case Search [Help](#)

REGISTER OF ACTIONS
CASE No. 21-VB-15-2918

State of Minnesota vs RITCHELL EVE ABOAH

Case Type: **Crim/Traf Non-Mand**
Date Filed: **12/09/2015**
Location: **Douglas**

PARTY INFORMATION

Defendant **ABOAH, RITCHELL EVE** Female Lead Attorneys
FARGO, ND 58103 DOB: [REDACTED]
 Jurisdiction **State of Minnesota**
EZRA PAUL HARTSELL

CASE INFORMATION

Charges: ABOAH, RITCHELL EVE Statute Level Date Disposition Level of Sentence
 1. SPEED 70 ZONE 91/70 169.14.2 Petty Misdemeanor 12/05/2015 01/07/2016 Convicted 01/07/2016 Convicted of a Petty Misdemeanor
 2. DRIVING AFTER SUSPENSION 171.24.1 Misdemeanor 12/05/2015 01/07/2016 Convicted 01/07/2016 Conviction deemed a Petty Misdemeanor pursuant to Minn. R. Crim. P 23.02

EVENTS & ORDERS OF THE COURT

DISPOSITIONS
 01/07/2016 Plea
 1. SPEED 70 ZONE 91/70
 Guilty
 01/07/2016 Plea
 2. DRIVING AFTER SUSPENSION
 Guilty
 01/07/2016 Disposition
 1. SPEED 70 ZONE 91/70
 Convicted
 01/07/2016 Disposition
 2. DRIVING AFTER SUSPENSION
 Convicted
 01/07/2016 Payable without appearance
 1. SPEED 70 ZONE 91/70
 12/05/2015 (PMD) 169.14.2(a)(4) (169142a4)
 Fees - Adult: (Grand Total: \$225.00)
 Due 1/7/2016
 Fine: \$70
 Fees: (Fees Total: \$155.00)
 Criminal Surcharge: \$145
 Law Library: \$10
 Level of Sentence:
 Convicted of a Petty Misdemeanor
 01/07/2016 Payable without appearance
 2. DRIVING AFTER SUSPENSION
 12/05/2015 (MSD) 171.24.1 (171241)
 Fees - Adult: (Grand Total: \$200.00)
 Due 1/7/2016
 Fine: \$200
 Level of Sentence:
 Conviction deemed a Petty Misdemeanor pursuant to Minn. R. Crim. P 23.02

OTHER EVENTS AND HEARINGS

12/09/2015 Citation E-Filed
 12/09/2015 Officer Notes
 12/17/2015 Notice of Hearing Index # 1
 01/07/2016 Conviction Sent to DPS
 01/07/2016 Admission of Guilt, Waiver of Rights and Payment Plan Agmnt Index # 2
 01/07/2016 Application - Agreement for Deferred Payment Index # 3
 01/11/2016 CANCELED Arraignment (9:00 AM) (Judicial Officer Carrott, Ann L.)
 01/11/2016 First Penalty Added
 01/11/2016 Late Notice Sent

FINANCIAL INFORMATION

Defendant ABOAH, RITCHELL EVE		
Total Financial Assessment		437.00
Total Payments and Credits		0.00
Balance Due as of 05/02/2018		
12/09/2015 Transaction Assessment		437.00
01/07/2016 Counter Payment	Receipt # 0021-2016-00044	0.00
	ABOAH, RITCHELL EVE	425.00
		(50.00)

02/04/2016	IVR Payment	Receipt # EP21-2016-00388	ABOAH, RITCHELL EVE	(30.00)
02/04/2016	Transaction Assessment			1.50
02/04/2016	IVR Payment	Receipt # EP21-2016-00389	ABOAH, RITCHELL EVE	(1.50)
03/07/2016	IVR Payment	Receipt # EP21-2016-00865	ABOAH, RITCHELL EVE	(30.00)
03/07/2016	Transaction Assessment			1.50
03/07/2016	IVR Payment	Receipt # EP21-2016-00866	ABOAH, RITCHELL EVE	(1.50)
04/07/2016	IVR Payment	Receipt # EP21-2016-01330	ABOAH, RITCHELL EVE	(30.00)
04/07/2016	Transaction Assessment			1.50
04/07/2016	IVR Payment	Receipt # EP21-2016-01331	ABOAH, RITCHELL EVE	(1.50)
05/06/2016	Web Payment	Receipt # EP21-2016-01715	ABOAH, RITCHELL EVE	(30.00)
05/06/2016	Transaction Assessment			1.50
05/06/2016	Web Payment			(30.00)
05/06/2016	IVR Payment	Receipt # EP21-2016-01716	ABOAH, RITCHELL EVE	1.50
05/06/2016	Transaction Assessment	Receipt # EP21-2016-02107	ABOAH, RITCHELL EVE	(1.50)
05/06/2016	IVR Payment			(30.00)
07/07/2016	IVR Payment	Receipt # EP21-2016-02108	ABOAH, RITCHELL EVE	1.50
07/07/2016	Transaction Assessment	Receipt # EP21-2016-02636	ABOAH, RITCHELL EVE	(1.50)
07/07/2016	IVR Payment			(30.00)
08/10/2016	Phone Payment	Receipt # EP21-2016-02637	ABOAH, RITCHELL EVE	1.50
09/06/2016	Phone Payment	Receipt # 0021-2016-01709	ABOAH, RITCHELL EVE	(1.50)
10/05/2016	IVR Payment	Receipt # 0021-2016-01900	ABOAH, RITCHELL EVE	(30.00)
10/05/2016	Transaction Assessment	Receipt # EP21-2016-03818	ABOAH, RITCHELL EVE	(31.00)
10/05/2016	IVR Payment			(29.00)
11/14/2016	Phone Payment	Receipt # EP21-2016-03819	ABOAH, RITCHELL EVE	1.50
01/03/2017	IVR Payment	Receipt # 0021-2016-02370	ABOAH, RITCHELL EVE	(1.50)
01/03/2017	Transaction Assessment	Receipt # EP21-2017-00031	ABOAH, RITCHELL EVE	(30.00)
01/03/2017	IVR Payment	Receipt # EP21-2017-00032	ABOAH, RITCHELL EVE	(75.00)
				1.50
				(1.50)

FINANCIAL INFORMATION

	Plaintiff AR Audit Services Inc			
	Total Financial Assessment			80.00
	Total Payments and Credits			80.00
	Balance Due as of 05/01/2018			0.00
07/10/2017	Transaction Assessment			
07/10/2017	E-File Payment	Receipt # 09-2017-13756	AR Audit Services Inc	80.00 (80.00)

REGISTER OF ACTIONS
CASE No. 09-2017-CV-01917

AR Audit Services Inc vs. Ritchell E Aboah

09-2017-CV-01917

Case Type: Contract / Collection
Date Filed: 07/10/2017
Location: -- Cass County
Judicial Officer: McCullough, Steven E

PARTY INFORMATION

Defendant	Aboah, Ritchell E Fargo, ND 58103	Attorneys
Plaintiff	AR Audit Services Inc Bismarck, ND 58503	David Del Schweigert Retained 701-258-8988 x0000(W) Tyler Johnson Siewert Retained 701-258-8988 x0000(W)

EVENTS & ORDERS OF THE COURT

DISPOSITIONS	
07/13/2017	Money Judgment Entered (Judicial Officer: McCullough, Steven E) Monetary Award Judgment Status: \$5,877.97 Creditor: AR Audit Services Inc Debtor: Ritchell E Aboah (Active) Entered: 07/13/2017 Docketed: 07/13/2017, 9:20 AM Damages: \$5,877.97 Interest Rate: 6.50%
OTHER EVENTS AND HEARINGS	
07/10/2017	Complaint Index # 1 Complaint
07/10/2017	Summons Index # 2 Summons
07/10/2017	Service Document Index # 3 Service Ritchell Aboah
07/10/2017	Affidavit Index # 4 Of Proof Assignment Merits And Verification
07/10/2017	Service of Motion Index # 5 Affidavit Of Service By Mail For Motion For Default Judgment Ritchell Aboah
07/10/2017	Notice Index # 6 Notice Of Motion For Default Judgment
07/10/2017	Motion Index # 7 Motion For Default Judgment
07/10/2017	Brief Index # 8 Brief In Support Of Motion For Default Judgment
07/10/2017	Affidavit Index # 9 Of Identification And Non-Military Status
07/10/2017	Affidavit Index # 10 Of Default
07/10/2017	Proposed Statement of Costs and Disbursements Index # 11 Affidavit Of Costs And Disbursements Attorney Laura Ringsak
07/10/2017	Proposed Order Index # 12 Order For Judgment Attorney Laura Ringsak
07/10/2017	Proposed Judgment Index # 13 Judgment Attorney Laura Ringsak
07/13/2017	Order Index # 14 for Judgment
07/13/2017	Statement of Costs and Disbursements Index # 15
07/13/2017	Judgment Index # 16
07/17/2017	Notice of Entry of Judgment Index # 17 Notice of Entry of Judgment
07/17/2017	Service Document Index # 18 Ritchell Aboah
08/16/2017	Substitution of Attorneys Index # 19 Notice of Substitution of Counsel
08/16/2017	Service Document Index # 20 Ritchell Aboah

[Skip to Main Content](#) [Logout](#) [My Account](#) [Search Menu](#) [New Civil Search](#) [Refine Search](#) [Back](#)

Location : State of North Dakota [Help](#)

REGISTER OF ACTIONS
CASE No. 09-2015-CV-01382

Ritchell Eve Aboah vs. Mina Roques

§
§
§
§
§
§
§
§
§
§

Case Type: Restraining Order
Date Filed: 06/04/2015
Location: -- Cass County
Judicial Officer: Herman, Douglas

PARTY INFORMATION

<p>Petitioner Aboah, Ritchell Eve FARGO, ND 58103</p>	<p>Female DOB: ██████████ SSN: ██████████</p>	<p>Attorneys</p>
<p>Respondent Roques, Mina</p>	<p>Female</p>	

EVENTS & ORDERS OF THE COURT

<p>06/18/2015</p>	<p>DISPOSITIONS Judgment / Order Entered (Judicial Officer: Herman, Douglas)</p>
<p>OTHER EVENTS AND HEARINGS</p>	
<p>06/04/2015</p>	<p>Petition Index # 1</p>
<p>06/04/2015</p>	<p>Temporary Disorderly Conduct Restraining Order Index # 2 <i>w/faxed confirmation</i></p>
<p>06/04/2015</p>	<p>Notice of Assignment and Case Number Index # 3</p>
<p>06/04/2015</p>	<p>Protection / Restraining Order Served <i>Protection Order served on 2015-06-04.</i></p>
<p>06/18/2015</p>	<p>Protection/Restraining Order Hearing (3:00 PM) (Judicial Officer Herman, Douglas) <i>Tape #09kreccr301150618</i></p>
<p>06/18/2015</p>	<p>Result: Hearing Ended Disorderly Conduct Restraining Order Index # 4 <i>with Fax Confirmation</i></p>



West Fargo Police Department Summary



Print Date/Time: 05/15/2018 09:32
 Login ID: westfargo\kassenborga
 Case Number: 2018-00009398

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00009398
 Location: ██████████
 WEST FARGO, ND 58078
 Reporting Officer ID: 041 - CRUFF

Incident Type: Liquor License Background
 Occurred From: 05/01/2018 15:22
 Occurred Thru: 05/02/2018 08:47
 Disposition:
 Disposition Date:
 Reported Date: 05/01/2018 15:22 Tuesday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	OTHER	LIQUOR LICENSE	BACKGROUND LIQUOR LICENSE CHECK	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Assisting Officer	1	CRUFF, DEREK AARON	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Mentioned	1	ABOAH, RITCHELL EVE	██████████ FARGO, ND 58103	██████████	Black	Female	██████████ 25

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate State
-----	------	--------------	-----------	-------	-------	---------------------



West Fargo Police Department Summary



Print Date/Time: 05/15/2018 09:32
Login ID: westfargo\kassenborga
Case Number: 2018-00009398

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP02.W414.05/15/2018

2018-00009398
Supplement 2
Sergeant Detective Derek Cruff #414
May 15, 2018

In reference to this case I, SERGEANT DETECTIVE DEREK CRUFF, did have an opportunity to conduct further background in reference to the liquor license application for Aawak LLC to be located at 1410 19th Street East in West Fargo. I began by again meeting in person the owner for the perspective business RITCHELL ABOAH. In speaking with ABOAH, I had spoken with her about her lack of experience as a manager for a bar which she stated that she did understand. ABOAH stated that she had worked in the banking industry previously with Wells Fargo and understands the financial aspect very well for running a business. She said that she currently has an \$80,000 loan for the upgrade of the property at that address to be conducted. She stated that what she's looking to do is still run a standard bar out of that location but is looking to go into more of a comfort Vegas type setting with couches and easy relaxed seating for individuals in there. In speaking with her further in reference to a perspective manager who is experienced in the bar industry, she did locate her perspective manager who is going to be ZHENG FENHUA, date of birth [REDACTED]. She stated that she has extensive experience in management of the bar industry and would be a good fit in helping her try to make a success out of her new endeavor.

I did have an opportunity to speak with FENHUA. At that time I asked her about her experience. FENHUA stated that she had previously worked in a management roll out of the Kobe's located here in Fargo and then the

owner had found work for her to start up and co-manage 2 businesses in Cedar Rapids, Iowa which she did for approximately 2 years before returning back here. Those were both for an Osaka and a Wasabi. I did speak with her about what her duties were. Both of these institutions stated that she was in charge of server training, management, HR, liquor purchasing, and over all day to day management and payroll for the bar setting. When speaking to her about her abilities for being able to run this bar, she stated that she would have no problem with her previous experience that she has had. She has been back at the Kobe's store here in Fargo since 2017 and is still currently employed there pending approval of this liquor license.

Sergeant Detective Derek Cruff #414
May 15, 2018
DC/ak



When completed please mail to: West Fargo City Hall
 800 4th AVE E STE 1
 West Fargo ND, 58078
 If you have any questions, please call: (701)433-5300

LIQUOR LICENSE APPLICATION - PRE-APPROVAL REVIEW (FORM A)

All licenses expire each year on June 30th. (New license fees will be prorated with the number of months remaining in a license year)

Requests for Liquor Licenses require an administrative review prior to consideration by the City Commission. Administrative fees are utilized to offset the cost of this process and are non-refundable. If your license request is granted, you will be asked to complete a Post Approval Liquor License form to calculate final license fees.

For period beginning June 22nd and ending June 30, _____
 Business Name: Awake LLC
 DBA/Name: Awake lounge
 Business Address: 1410 19th St E West Fargo ND 58078
 Phone #: 701-412-4487 Cell Phone: _____ Email: Awake-llc@yahoo.com

I. TYPE OF LICENSE(S) APPROVED:

(CIRCLE THE APPROPRIATE LICENSES AND CALCULATE TOTAL FEES)

Application Review Fees

Retail On and Off Premises Liquor	\$375
Retail On and Off Premises Beer/Wine	\$100
Retail On Premises Liquor	\$275
Retail On Premises Beer/Wine	\$150
Retail Off Premises Liquor	\$275
Retail Off Premises Beer/Wine	\$150
Retail Club/Lodge On Sale Liquor	\$250
Retail Club/Lodge On Sale Beer/Wine	\$38
Wholesale	\$250

Total Due 475

- * If you are applying for a Club License, how many members do you have at this time? NO
- * If you are applying for a On-Premises Liquor License and plan to serve food:
 Will you allow people under the age of 21 in your establishment? NO If yes, do you
 anticipate that the sale of food will exceed the sale of alcoholic beverages? NO
 (in future years you will be required to provide proof of food to alcohol sales)

II. APPLICANT DATA: (individual filling out application for license):

Your Full Name: (First, Middle, Last): Ritchell Aboah
Applicant Legal Address: [REDACTED] Fargo ND ~~58103~~ 58103
Date of Birth: [REDACTED] Social Security #: [REDACTED] US Citizen: C or N
Applicant Email Address: Abra.ke.11c@yahoo.com
Applicant Phone #: [REDACTED] How long have you been a resident of ND? 4 years Have you ever been convicted of any violation, or any law, other than a traffic offense in the U.S.? NO If yes, what crime?

What Court? _____
Have you ever been convicted of any violation of laws governing the manufacture, sale, consumption or possession of intoxicating beverages? _____ If yes provide details: _____

Please list any current or previous liquor licenses held: N/A

Have you ever had a liquor license revoked or rejected by any municipality or state? N/A
If yes, provide details: _____

Will you be engaged in any other form of business besides the sale of liquor under the applied license? NO If yes provide details: _____

List names, addresses and phone numbers of three business references (at least one bank), and state the extent of your business relations with each:

- Easton Heaglie, easton.heaglie@wellsfargo, 701-433-3688
Personal Banker, Wells Fargo Bank, NA
- David Witherspoon 701 541-1760 All Stars Barber Shop
745 45th St S Suite E Fargo ND 58103
- Peonam Oatis 701-552-2937 West Fargo ND
Real Estate

III. RESIDENT MANAGER INFORMATION:

Name: Fen Hua, Zheng Date of Birth: [REDACTED]
Address: [REDACTED] Fargo, ND 58103 Phone #: [REDACTED]

List resident manager's previous employment for past five years:
2013 ~ 2015 Kobe's 4228 15th Ave S. Fargo ND 58103
2015 ~ 2017 Wasabi 221 2nd Ave. Cedar Rapids IA 52401
Osaka 500 1st Ave. SE Cedar Rapids IA 52402
2017 ~ Now Kobe's 4228 15th Ave. S Fargo ND 58103
SS# [REDACTED]

IV. BUSINESS DATA:

Name of Business (DBA): Awake lounge

Mailing Address of Licensed Establishment: 1410 9th St E Int 501 West Fargo ND 58078

Establishment Phone #: 701-412-9487

Business Type: (Sole Proprietorship, Partnership, Corporation) Sole proprietorship

Based on the business type above provide below the names, addresses and dates of birth of ALL individuals, partners, officers and directors. Include all persons with 1% or more interest in the business and indicate percentage of ownership: (add additional pages if necessary):

N/A

If Incorporated: Date of Charter: _____ State of Charter: _____

List any person (including name, address, date of birth and association with business), other than the applicants listed, with any right, title, estate or interest in the leasehold, furniture, fixtures or equipment in the premises for which the license is requested:

Does the business have any interest, directly or indirectly, with any other liquor establishment in any state? N/A

If yes give names and addresses of the establishments: _____

V. ATTACH A DETAILED FLOOR-PLAN OF BUSINESS
(HAND DRAWN FLOOR PLANS WILL NOT BE ACCEPTED)

VI. EMPLOYEE ROSTER LIST - SERVER TRAINING (SEE ATTACHED FORM)

For new establishments, you will be given 90 days from date of opening to submit a server training roster which will list servers with completed training, as well as a detailed plan for completion of training for those who have not. Employee server training must be kept current and is subject to periodic review.

Information on signup and training is available online at Fargo Cass Public Health Department's Website:

www.fargocasspublichealth.com

VII. VALIDATION/SIGNATURES

Do you agree not to permit the sale of alcohol on said premises to a minor, incompetent person, or a person who is inebriated or a habitual drunkard? Yes No

Do you understand that any license granted with this application will not be transferable except by specific authority of the governing body and will authorize the sale of products as applied for only at the place and premises designated in the application and said license? Yes No

Have you reviewed the Alcoholic Beverage Ordinances(s) of the City of West Fargo and are familiar with the conditions and requirements of these ordinances? Yes No

If granted an alcoholic beverage license, will you comply with the State of North Dakota Liquor Control Act and the City of West Fargo Alcoholic Beverage Ordinances, as well as any amendments to either of these, which may be made in the future? Yes No
(copy of current ordinance provided with application)

Do you understand that approval of license application is contingent upon having completed successful inspections from the Police Department, Fire Department, Building Inspection Department and Cass County Health Department?

Do you certify that property owned in connection with this license does not have real and/or personal property taxes that are delinquent? Yes No

For leased/rented property, do you certify that all payments are current? Yes No

I(We) am (are) familiar with the information in this completed application, the answers and information contained herein are, to the best of my (our) knowledge true, complete and accurate

All signatures must be notarized.

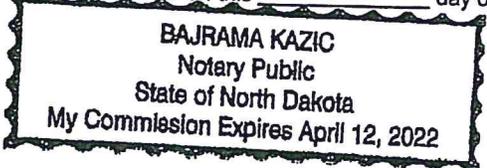
List owner(s) names (In case of a Corporation only President and Secretary are required):

Name: Ritchell Aboach
Title: Owner
Signature: [Signature]
Date: May-10-18
Name: _____
Title: _____
Signature: _____
Date: _____

Name: Fenhua, Zheng
Title: Manager
Signature: [Signature]
Date: May-10-18
Name: _____
Title: _____
Signature: _____
Date: _____

Before me personally appeared: (list names from above) Ritchell Aboach & Fenhua Zheng

Subscribed and sworn before me on this 10 day of May, 2018



[Signature]
(Signature of Notary Public)

My Commission expires: 04-12-2022

Notary Public for _____ 4

5



SECRETARY OF STATE NORTH DAKOTA



[Home](#) | [Business Records Search](#)

AWAKE LLC

Corporation Details

System ID: 43905100	Phone: Not on file
Type: LIMITED LIABILITY COMPANY	
Status: Active & Good Standing	
Original File Date: 09/25/2017	Effective Date: 09/25/2017
State of Origin: North Dakota	

Principal Office

[REDACTED] FARGO, ND 58103-7123

Registered Agent

RITCHELL ABOAH

[REDACTED]
FARGO, ND 58103-7123
Established Date: Sep 25, 2017

Generate an Annual Report To File

To Generate a Annual Report form to be filed with the Secretary of State, select the appropriate year of the report you intend to file. This report does not contain details of a report previously filed with the Secretary of State. The annual report years reflected are an indication of the various report forms available in this site and is not an indication that an entity needs to file reports for all years. Missing years indicate that the forms for the missing year have not yet been deployed to the website, or have already been removed, and can be obtained by contacting the Secretary of State.

[2017](#) (generates a forms-fillable pdf in a new pop-up window)

[Return to Search Results](#)

[Contact Us](#)

[Disclaimer](#) | [Privacy Policy](#)

We use Secure Sockets Layer (SSL) encryption technology to ensure your information is secure and protected.

Will open a new window (pop-up).

W3C WAI AA, CSS, XHTML Compliant | Copyright 2006. All Rights Reserved. The State of North Dakota.

State of North Dakota

SECRETARY OF STATE



CERTIFICATE OF ORGANIZATION OF

AWAKE LLC
Secretary of State ID#: 43,905,100

The undersigned, as Secretary of State of the State of North Dakota, hereby certifies that Articles of Organization for

AWAKE LLC
duly signed and executed pursuant to the provisions governing a North Dakota LIMITED LIABILITY COMPANY, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Secretary of State, and by virtue of the authority vested in him by law, hereby issues this Certificate of Organization to

AWAKE LLC

Effective date of organization: September 25, 2017

Issued: September 25, 2017

A handwritten signature in cursive script, reading "Alvin A. Jaeger".

Alvin A. Jaeger
Secretary of State

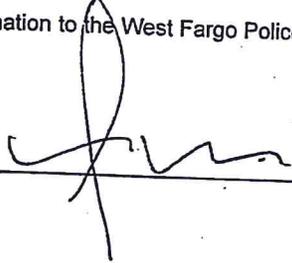
VIII. BACKGROUND CHECK AUTHORIZATION

To: _____
(Please leave blank - for use of WF Police Department)

YOU ARE HEREBY AUTHORIZED to release to the bearer of this authorization, any and all information concerning my dealings as a customer of your institution. Said information is to be given in connection with the investigation by the West Fargo Police Department in relation to a liquor license request.

PRINTED NAME OF APPLICANT: Fenhua, Zheng (Manager)

By releasing this information to the West Fargo Police Department, I understand that my information may be subject to North Dakota open record laws.

Signature of Applicant:  Date: 05-10-18

Please forward the records for the above investigation for a City liquor license to:

West Fargo Police Department
ATTN: License Investigations
800 4th Avenue East, Ste 2
West Fargo, ND 58078
Fax: 701-433-5508



West Fargo Police Department Summary



Print Date/Time: 05/24/2018 13:56
 Login ID: westfargollarsonm
 Case Number: 2018-00009398

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00009398
 Location: ██████████
 WEST FARGO, ND 58078
 Reporting Officer ID: 041 - CRUFF

Incident Type: Liquor License Background
 Occurred From: 05/01/2018 15:22
 Occurred Thru: 05/02/2018 08:47
 Disposition:
 Disposition Date:
 Reported Date: 05/01/2018 15:22 Tuesday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	OTHER	LIQUOR LICENSE	BACKGROUND LIQUOR LICENSE CHECK	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Assisting Officer	1	CRUFF, DEREK AARON	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Mentioned	1	ABOAH, RITCHELL EVE	██████████ FARGO, ND 58103	██████████	Black	Female	██████████
Mentioned	2	ZHENG, FENHUA	██████████ FARGO, ND 58103	██████████	Asian/Pacific Hispanic	Female	25 ██████████

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate State
-----	------	--------------	-----------	-------	-------	---------------------



West Fargo Police Department Summary



Print Date/Time: 05/24/2018 13:56
Login ID: westfargo\larsonm
Case Number: 2018-00009398

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP03/W414.05/24/2018

2018-00009398

Supplement 3

Sergeant Detective Derek Cruff #414

May 24, 2018

In reference to this background I received information that the owner of the establishment RITCHELL ABOAH had found an individual to be a manager for her establishment and she had extensive experience in the liquor industry as a manager. That individual was identified as FENHUA ZHENG, date of birth of [REDACTED] with a current address of [REDACTED] in Fargo. This investigator was requested to do follow-up on two of her previous places of employment where she stated that she had been in a management position both located in Cedar Rapids Iowa. This investigator did contact Wasabe located at 221 2nd Avenue in Cedar Rapids Iowa and at that time I had an opportunity to speak with SARAH ELIZABETH SNOOT who stated that she was the resident manager for that business. In speaking with SNOOT about the individual ZHENG who she immediately stated that she knew very well and referred to her by VICKY as she is known to employees and management there. She stated that Osaka and Wasabe are both owned by the same family and she had come to assist with both of the businesses as she is associated to the same family. I asked her what role she had specifically been in setting up these establishments from 2015 to 2017 and she stated that she was in a management role doing ordering, HR, server training and the like that would have been done in normal operation of day to day of the business. She stated that she had returned back to the Fargo area because this is where her immediately family has always remained in the time even when she was working out of Cedar Rapids and setting up these two

establishments. She stated that she is very confident in her abilities in working in the bar industry. This investigator did not contact the Osaka Bar and Grill after learning that this is a one family business in which two businesses were run in close proximity in the same city.

Sergeant Detective Derek Cruff #414
May 24, 2018
DC/ml

AFFIDAVIT OF PROCESS SERVER

City of West Fargo,

Plaintiff,

vs.

Awake LLC,

Defendant.

I, Chris Laid, being first duly sworn, depose and say: That I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was affected I was authorized by law to perform said service.

Service: I served Awake LLC with (list documents):

- 1. Correspondence dated November 9, 2018; and
- 2. Notice of Hearing to Revoke License with attached exhibits.

By personally delivering true and correct copies of the documents to Ritchell Aboah, Registered Agent for Awake LLC, at 1410 9th Street East, Unit 501, West Fargo, ND 58078 on November 13, 2018 at 4:33 p.m.

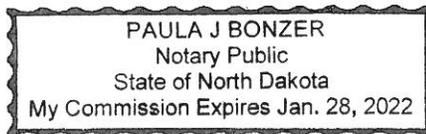
Chris Laid

Signature of Process Server

Subscribed and Sworn to me this 14th day of November, 2018

Paula J Bonzer

Signature of Notary Public



Notary Public for the State of North Dakota, County of Cass



Incident Report



Print Date/Time: 07/11/2018 11:53
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015210

Incident Date/Time: 7/8/2018 12:25:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call:

Unit/Personnel

Unit	Personnel
W674	177-OSTLUND
W686	195-CARLSON
W687	199-EVINK

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]		[REDACTED]			

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/08/2018 : 00:40:36 westfargo\evinkt Narrative: SPOKE WITH C' AND STOOD IN HER HOME. NOISE WOULD GET VERY LOUD EVERY FEW MINUTES BOTH IN HER BEDROOM AND LIVING ROOM. I OBSERVED 2 MALES COOKING ON A GRILL BEHIND THE BAR. EVERY TIME THEY WOULD BRING FOOD IN AND OUT THE NOISE FROM THE CLUB WOULD ECHO OUT TWORD THE HOMES. NO ENFORCEMENT AT THIS TIME. CLEAR, AC.

07/08/2018 : 00:27:28 cityoffargo\kkohler Narrative: COMP LIVES IN HEATHERWOOD COURT JUST S OF THIS LOCATION

07/08/2018 : 00:27:10 cityoffargo\kkohler Narrative: RIGHT IN THE STRIP MALL AT THIS ADDRESS

07/08/2018 : 00:26:26 cityoffargo\kkohler Narrative: PEOPLE ARE OUTSIDE AND THE MUSIC IS ALSO VERY LOUD

07/08/2018 : 00:26:08 cityoffargo\kkohler Narrative: COMP LIVES IN THIS AREA AND THERE IS A LOUD BAR IN THE AREA



Incident Report



Print Date/Time: 07/11/2018 11:54
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015218

Incident Date/Time: 7/8/2018 1:12:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD PPL

Unit/Personnel

Unit	Personnel
W674	177-OSTLUND
W685	155-SCHWEYEN

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED]	[REDACTED]			

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/08/2018 : 01:30:02 westfargo\ostlunda Narrative: I spoke with a manager named Cyrus and he handled the situation. He cleared out the back area and turned down the music. No report

07/08/2018 : 01:14:20 cityoffargo\tdbruce Narrative: REF ICR #18-15210

07/08/2018 : 01:13:57 cityoffargo\tdbruce Narrative: COMP STATES THE NOISE IS VERY LOUD AND PPL CONTINUE TO HANG OUT BEHIND THE BAR.

07/08/2018 : 01:13:21 cityoffargo\tdbruce Narrative: COMP CALLED BACK STATING THERE ARE STILL PPL OUTSIDE GRILLING BEHIND THE BAR



Incident Report



Print Date/Time: 07/11/2018 11:54
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015293

Incident Date/Time: 7/8/2018 11:11:56 PM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD PPL / MUSIC

Unit/Personnel

Unit	Personnel
W690	202-ROGSTAD
W692	204-DEMAINE

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED] E	[REDACTED]			
2	Informational	[REDACTED]	[REDACTED]	[REDACTED]			
3	License Lookup	WITHERSPOON, DAVID				Male	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/08/2018 : 23:37:00 westfargo\rogstadd Narrative: spoke with management and informed them of why we were there. I was parked about 100-150 ft away from the business, and could very easily hear the noise. they were informed to turn it down. they did comply without issue. they complained about getting all of the complaints of noise against them, at which time they were informed to get ahead of the noise complaints by taking the noise issues to the City Council. Management stated they would. no further issues.

07/08/2018 : 23:26:17 cityoffargo\jspies Narrative: [REDACTED]

07/08/2018 : 23:21:33 cityoffargo\jfischer Narrative: [REDACTED] DOESN'T NEED TO SPEAK WITH AN OFFICER, SHE SAID SHE SPOKE WITH ONE LAST NIGHT

07/08/2018 : 23:20:30 cityoffargo\jfischer Narrative: REC'D A 2ND COMPLAINT FROM [REDACTED] COMP SAID SHE CALLED TWICE LAST NIGHT AND IT KEPT HER UP UNTIL 0300HRS AND IT'S LOUD AGAIN TONIGHT

07/08/2018 : 23:15:42 cityoffargo\tdbruce Narrative: COMP STATED THERE ARE PPL MILLING AROUND OUTSIDE THE FRONT OF THE BAR

07/08/2018 : 23:15:19 cityoffargo\tdbruce Narrative: COMP STATED THE WALLS IN HER HOUSE ARE POUNDING BECAUSE OF THE MUSIC.

07/08/2018 : 23:14:58 cityoffargo\tdbruce Narrative: COMP STATED THERE IS A NEW BAR IN THE PIONEER CENTER CALLED AWAKE AND THE MUSIC IS EXTREMELY LOUD.



Incident Report



Print Date/Time: 07/11/2018 11:55
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015306

Incident Date/Time: 7/9/2018 12:41:51 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC / PPL

Unit/Personnel

Unit	Personnel
W680	186-BAGLEY
W685	155-SCHWEYEN
W686	195-CARLSON

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]		[REDACTED]			

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/09/2018 : 01:13:00 westfargo\schweyens Narrative: MUSIC COULD BE HEARD BY FEMALE RESIDENT BUT NOT VERY LOUDLY. SPOKE WITH 3 OF THE OWNERS AND THEY STATED THEY WILL HAVE A MEETING WITH COMMISSION ON MONDAY TO SPEAK ABOUT THE PROBLEM. THEY DID TURN THE MUSIC DOWN WHILE OFFICERS WERE THERE.

07/09/2018 : 00:43:30 cityoffargo\tdbruce Narrative: PPL ARE GOING IN AND OUT OF THE BUILDING

07/09/2018 : 00:43:00 cityoffargo\tdbruce Narrative: COMP STATES THE MUSIC AT THIS LOCATION IS STILL EXTREMELY LOUD.



Incident Report



Print Date/Time: 07/11/2018 11:53
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015507

Incident Date/Time: 7/10/2018 11:32:14 PM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD BASS

Unit/Personnel

Unit	Personnel
W691	203-SAARI
W692	204-DEMAINE

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED]	[REDACTED]			

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.

CAD Narrative

07/11/2018 : 00:07:22 westfargo\saarid Narrative: SPOKE TO ONE OF THE OWNERS AND MANAGERS, THEY AGREED TO TURN THE BASS DOWN FURTHER SO AS NOT TO ANNOY THE BACKYARD NEIGHBORS ANY FURTHER. NR.
07/10/2018 : 23:33:02 cityoffargo\jspies Narrative: CAN HEAR LOUD BASS COMING FROM THE AWAKE BAR



Incident Report



Print Date/Time: 07/26/2018 16:06
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015788

Incident Date/Time: 7/13/2018 11:18:00 PM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W669	172-ORR

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/14/2018 : 00:04:52 westfargo\lorrb Narrative: I STOOD BEHIND THE BUILDING AND DID NOT FIND THE MUSIC TO BE UNREASONABLY LOUD. I SPOKE WITH THE OWNERS WHO IMMEDIATLEY TURNED DOWN THE MUSIC EVEN FURTHER WHEN I TOLD THEM THAT A NOISE COMPLAINT WAS CALLED IN ON THEM. CLEAR. NR.

07/13/2018 : 23:18:53 cityoffargo\tdbruce Narrative: COMP REPORTS LOUD MUSIC COMING FROM THE AWAKE BAR



Incident Report



Print Date/Time: 07/26/2018 16:07
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015797

Incident Date/Time: 7/14/2018 12:16:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W669	172-ORR

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/14/2018 : 00:55:31 westfargo\orrb Narrative: OWNERS IMMEDIATELY TURNED DOWN THE MUSIC AGAIN. CLEAR. NR.
07/14/2018 : 00:17:34 cityoffargo\maldrige Narrative: OFCRS WERE HERE EARLIER ABOUT SAME ISSUE



Incident Report



Print Date/Time: 07/16/2018 13:51
Login ID: westfargo\haugent

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015809

Incident Date/Time: 7/14/2018 2:04:51 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Disturbance
Venue: WFGO
Source: Telephone
Priority: 1
Status: In Progress
Nature of Call: M TRESPASSING

Unit/Personnel

Unit	Personnel
W415	069- BURKHARTSMEIER
W667	168-SORENSEN
W687	199-EVINK
W691	203-SAARI

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	ABOAH, VERCHELLA		[REDACTED]			
2	Mentioned	JALLAH, SIDNEY T				Male	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
Plate Inquiry							

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/14/2018 : 02:32:21 westfargo\sorensone Narrative: THERE IS A TRESPASS ORDER IN PLACE FOR SIDNEY JALLAH AT AWAKE. BOTH THE COMP AND JALLAH STATED THAT HE DROVE INTO THE LOT WHICH IS SHARED BY SEVERAL BUSINESSES AND JALLAH DID NOT GO INSIDE. NO CRIME OCCURRED. NR.

07/14/2018 : 02:29:31 cityoffargo\jrust Narrative: VIN: [REDACTED]

07/14/2018 : 02:16:23 cityoffargo\mhopewell Narrative: W667 1700 MAIN AVE E;RED NICKS USED VEH PLATE

07/14/2018 : 02:07:54 cityoffargo\cnovak Narrative: **CORRECTION WB ON 13TH AVE NOT EB

07/14/2018 : 02:07:25 cityoffargo\cnovak Narrative: B/M LONG DREAD LOCKS

07/14/2018 : 02:07:04 cityoffargo\cnovak Narrative: COMP THINKS HE WAS TRESPASSED LAST SATURDAY

07/14/2018 : 02:06:33 cityoffargo\cnovak Narrative: RED DEALERSHIP PLATE WITH WHITE LETTERS ON IT

07/14/2018 : 02:06:23 cityoffargo\cnovak Narrative: HEADED EB NOW ON 13TH AVE E

07/14/2018 : 02:06:09 cityoffargo\cnovak Narrative: POSS NO PLATES ON THE VEH

07/14/2018 : 02:05:58 cityoffargo\cnovak Narrative: RESP IS NOW LEAVING IN A MAR TAHOE

07/14/2018 : 02:05:29 cityoffargo\cnovak Narrative: COMP IS BUSINESS OWNER - SAID M WHO IS HERE NOW WAS TRESPASSED



Incident Report



Print Date/Time: 07/26/2018 16:08
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015899

Incident Date/Time: 7/15/2018 12:02:43 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W678	184-OLDHAM
W680	186-BAGLEY

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Complainant	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/15/2018 : 00:54:58 westfargo\bagleya Narrative: UPON ARRIVAL I COULD HEAR LOUD MUSIC COMING FROM INSIDE. THIS WAS ALSO HEARD ON THE BACK SIDE OF THE BAR. SPOKE TO MANAGER, RITCHELL ABOAH AND ASKED HER TO TURN THE MUSIC DOWN, WHICH SHE AGREED TO DO. CLEAR, NR.

07/15/2018 : 00:03:51 cityoffargo\tdbruce Narrative: COMP STATES THERE IS LOUD POUNDING MUSIC AT THE BAR



Incident Report



Print Date/Time: 07/16/2018 13:33
Login ID: westfargo\haugent

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00015911

Incident Date/Time: 7/15/2018 1:30:09 AM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number:
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Disturbance
Venue: WFGO
Source: Telephone
Priority: 1
Status: In Progress
Nature of Call: UNK DISTURBANCE

Unit/Personnel

Unit	Personnel
W420	071-DENIS
W667	168-SORENSEN
W687	199-EVINK

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
-----	------	------	---------	-------	------	-----	-----

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	2

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/15/2018 : 01:43:29 westfargo\sorensone Narrative: OFFICERS DID NOT WITNESS ANYTHING ABNORMAL WHEN WE ARRIVED. I SPOKE TO SECURITY WHO STATED THAT THERE HAVE BEEN NO ISSUES OR FIGHTS RECENTLY. NR.
07/15/2018 : 01:43:44 cityoffargo\tdbruce Narrative: COMP GAVE THE ADDRESS AND SAID IT WAS



Incident Report



Print Date/Time: 07/25/2018 13:47
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00016498

Incident Date/Time: 7/22/2018 12:01:00 AM
Location: 1410-9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: Yes
Prior Hazards: No
LE Case Number: 2018-00016498

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W667	168-SORENSEN
W673	176-CARR

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
ICR	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/22/2018 : 06:10:04 westfargo\sorensone Narrative: I could hear bass from the West side of the building from more than 50 feet. I went into the back of the building (Southside) and could barely hear the bass. Measurements will be taken. Report done.

07/22/2018 : 00:02:22 cityoffargo\cnovak Narrative: COMP SAID THE BASS HAS BEEN SHAKING HER HOUSE SINCE 2230



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:41
 Login ID: westfargo\hiebb
 Case Number: 2018-00016498

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00016498
 Location: 1410 9TH ST E 501
 WEST FARGO, ND 58078
 Reporting Officer ID: 168 - SORENSON

Incident Type: Loud Noise
 Occurred From: 07/22/2018 00:01
 Occurred Thru: 07/22/2018 00:01
 Disposition:
 Disposition Date:
 Reported Date: 07/22/2018 00:01 Sunday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	86L	12-0712	LOUD PARTY/UNLAWFUL NOISE	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Assisting Officer	1	CARR, MACKENZIE JAMES	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Assisting Officer	2	DENIS, RYAN ELLIS	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Mentioned	1	ZHENG, FENHUA	[REDACTED] FARGO, ND 58103	[REDACTED]	Asian/Pacific Hispanic	Female	[REDACTED] 30
Reporting Officer	1	SORENSON, ERIC PAUL	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500		Male	
Suspect	1	ABOAH, RITCHELL EVE	[REDACTED] FARGO, ND 58103	[REDACTED]	Black	Female	[REDACTED] 25
Victim	1	SOCIETY					

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
-----	------	--------------	-----------	-------	-------	---------------	-------



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:41
Login ID: westfargo\hiebb
Case Number: 2018-00016498

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP01.W667.07/25/2018

2018-00016498
Supplement 1
Officer Eric Sorenson #667
July 24, 2018

On July 22, 2018 at approximately 0001 hours I, OFFICER ERIC SORENSON, was working a "C" shift for the West Fargo Police Department driving squad #1170. I was dispatched to the Awake Lounge at 1410 9th Street East, #501 for a loud noise complaint. The comments in the call stated that the caller could hear bass from music in her residence.

I turned on my camera when I arrived on scene. I parked to the west of the building and walked along the sidewalk that eventually goes directly in front of Awake Lounge. When I was walking up to the building I could hear the bass from the music from 62 feet away. I spoke to the owner, RITCHELL ABOAH, and the manager, FENHUA ZHENG, and made them aware of the complaint. They brought me to the south side of the building to show that they had worked to sound proof it. The noise was substantially lower on the south side of the building and I could only hear a little bit of bass every once in a while from where we were standing, however I could clearly hear the bass outside when I was on the north and west sides of the building.

Approximately 1 hour later SERGEANT RYAN DENIS stood 125 feet away from the building on the southwest side and stated that he could clearly hear the music. SERGEANT DENIS and I noted where we could hear the music and returned at a later time. We used a measuring wheel to find the distance that we could hear the music.

Please forward to the City Prosecutors.

Officer Eric Sorenson #667
July 24, 2018
ES/ak

SUPP02.W420.07/25/2018

2018-00016498
Supplement 2
Sergeant Ryan Denis #420
July 24, 2018

On July 22, 2018 at approximately 1201 hours OFFICER ERIC SORENSON responded to a loud noise complaint at 1410 9th Street East, #501 at Awake Lounge. At that time he had met with the owner and assessed the music level to see if it was within the limits of the ordinance. I, SERGEANT RYAN DENIS, met with OFFICER SORENSON after he completed the call and he stated that he believed it was over 50' from the building to the west of the building that he could hear the music coming from the bar.

Approximately an hour after having that initial noise complaint, I did go to some condos that are located to the south of Awake Lounge. I positioned myself to the southwest of the building and I estimated that I was approximately 100' away or more and I could clearly hear the music coming from the bar.

On July 23, 2018 myself and OFFICER SORENSON went over to Awake Lounge where he measured the distance from the building to the point he could hear the music. I believe that this distance was 62'. I then went over to Heatherwood Court behind the condos and had OFFICER SORENSON measure from the southwest corner of Awake Lounge to the fence line and I then had him hand me the measuring device which is a wheel that turns and has a mechanical counter on it to count each foot. After OFFICER SORENSON measured from the building to the fence, he handed the wheel over to me at which time I continued in a straight line to

the point where I could hear the music the night before and we got a measurement of 125'.

Please see OFFICER SORENSON's initial report to this case.

Sergeant Ryan Denis #420

July 24, 2018

RD/ak



Incident Report



Print Date/Time: 07/26/2018 16:20
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00016505

Incident Date/Time: 7/22/2018 12:43:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number:
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Disturbance
Venue: WFGO
Source: Officer Initiated
Priority: 1
Status: In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
W420	071-DENIS
W667	168-SORENSEN
W669	172-ORR
W671	174-KANE
W687	199-EVINK

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
-----	------	------	---------	-------	------	-----	-----

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	2

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/22/2018 : 01:05:16 westfargo\denisr Narrative: Several individuals started yelling at 680 while he was conducting a traffic stop in front of Awake bar. They then caused a disturbance by the entrance. We were approached by security and the owner to have them removed. They eventually went over to Bar 9. No report



Incident Report



Print Date/Time: 07/25/2018 13:45
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00016514

Incident Date/Time: 7/22/2018 2:13:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: Yes
Prior Hazards: No
LE Case Number: 2018-00016514

Incident Type: Disturbance
Venue: WFGO
Source: Telephone
Priority: 1
Status: In Progress
Nature of Call: TRÉSPASSER

Unit/Personnel

Unit	Personnel
W420	071-DENIS
W667	168-SORENSEN
W669	172-ORR
W673	176-CARR
W680	186-BAGLEY
W687	199-EVINK

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational			[REDACTED]			
2	License Lookup	GEE, AMOS W				Male	[REDACTED]
3	License Lookup	GEE, MARK BABYBOY				Male	[REDACTED]
4	License Lookup	KUMON, CHRISTOPHER				Male	[REDACTED]
5	License Lookup	TOGBA, MARK				Male	[REDACTED]
6	Mentioned	ABOAH, RITCHELL EVE				Female	[REDACTED]
7	Victim	BLAH, JAMES				Male	[REDACTED]
8	Victim	DOLO, AUGUSTINE GABRIELWUO				Male	[REDACTED]
9	Victim	WITHERSPOON, DAVID				Male	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
Plate Inquiry						624BCE	ND

Disposition(s)



Incident Report



Print Date/Time: 07/25/2018 13:45

Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT

ORI Number: ND0090300

Disposition	Count
ICR	1
AC	1

Property								
Date	Code	Type	Make	Model	Description	Tag No.	Item No.	

CAD Narrative

07/22/2018 : 02:55:53 cityoffargo\jspies Narrative: 1 1083

07/22/2018 : 02:33:29 cityoffargo\jspies Narrative: 1 M 1083 CRIMINAL TRESPASS

07/22/2018 : 02:15:52 cityoffargo\mhopewell Narrative: CAN HEAR LOTS OF YELLING IN BACKGROUND SAYING IT'S RESP
AND HIS BROTHER

07/22/2018 : 02:15:31 cityoffargo\mhopewell Narrative: ND/624BCE IS LIC PLATE OF VEH HE IS LEAVING IN

07/22/2018 : 02:15:01 cityoffargo\mhopewell Narrative: B/M LSW PINK MUSCLE SHIRT BLK PANTS

07/22/2018 : 02:14:14 cityoffargo\mhopewell Narrative: M IS ON FOOT

07/22/2018 : 02:14:04 cityoffargo\mhopewell Narrative: COMP SAID SHE IS OWNER OF THE BAR AND THERE IS SOMEONE
TRESPASSING, CALLER SAID THEY HAVE ALREADY BEEN TRESPASSED



Incident Report



Print Date/Time: 07/30/2018 08:45
Login ID: westfargo\hiebbs

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00017057

Incident Date/Time: 7/28/2018 11:53:06 PM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: Yes
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W667	168-SORENSEN
W669	172-ORR
W671	174-KANE
W673	176-CARR
W687	199-EVINK

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED]	[REDACTED]			

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
ICR	2
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/29/2018 : 00:22:42 westfargo\carrm Narrative: OFFICERS WERE ABLE TO HEAR THE MUSIC WELL OVER 50 FT IN SEVERAL DIRECTIONS. I SPOKE TO THE GENERAL MANAGER AND INFORMED HER OF THE NOISE COMPLAINT. SHE AGREED TO HAVE IT TURNED DOWN. REPORT DONE.

07/28/2018 : 23:54:00 cityoffargo\jrust Narrative: MUSIC IS COMING FROM INSIDE THE BAR

07/28/2018 : 23:53:48 cityoffargo\jrust Narrative: LOUD MUSIC AND DRUMS

07/28/2018 : 23:53:44 cityoffargo\jrust Narrative: STARTED ABOUT 2330



Incident Report



Print Date/Time: 07/30/2018 08:45
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00016955

Incident Date/Time: 7/27/2018 9:05:39 PM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W683	190-TODD
W692	204-DEMAINE

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED]	[REDACTED]			

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

07/27/2018 : 21:23:40 westfargo\demained Narrative: SPOKE WITH THE MANAGER WHO STATED THAT THEY WERE TESTING OUT THE SOUND PROOFING THAT THEY JUST INSTALLED. SOUND WAS NOT AUDIBLE OUTSIDE OF 50 FT BUT COULD BE HEARD SHAKING THE WALLS OF GREAT CLIPS. NR

07/27/2018 : 21:06:32 cityoffargo\awardinski Narrative: COMPL AT GREAT CLIPS THE MUSIC IS SO LOUD ITS SHAKING THE ITEMS ON THE WALL



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:40
 Login ID: westfargo\hiebb
 Case Number: 2018-00017057

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00017057
 Location: 1410 9TH ST E 501
 WEST FARGO, ND 58078
 Reporting Officer ID: 176 - CARR

Incident Type: Loud Party-Music
 Occurred From: 07/28/2018 23:53
 Occurred Thru: 07/28/2018 23:53
 Disposition:
 Disposition Date:
 Reported Date: 07/28/2018 23:53 Saturday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	86L	12-0712	LOUD PARTY/UNLAWFUL NOISE	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Assisting Officer	1	EVINK, TRAVIS	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Reporting Officer	1	CARR, MACKENZIE JAMES	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Reporting Officer	2	GUSTAFSON, ADAM GORDON	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Suspect	1	ABOAH, RITCHELL EVE	[REDACTED] FARGO, ND 58103	[REDACTED]	Black	Female	[REDACTED] 25
Victim	1	SOCIETY					
Witness	1	ZHENG, FENHUA	[REDACTED] FARGO, ND 58103	[REDACTED]	Asian/Pacific Hispanic	Female	[REDACTED] 30

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
11146 A	ABOAH, RITCHELL EVE		07/28/2018 23:53	Cited/Summons	25

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
-----	------	--------------	-----------	-------	-------	---------------	-------



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:40
Login ID: westfargo\hiebb
Case Number: 2018-00017057

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP01.W673.08/02/2018

2018-00017057
Supplement 1
Officer Mackenzie Carr #673
July 31, 2018

On Saturday July 28, 2018 I, OFFICER MACKENZIE CARR, was working a "C" shift with the West Fargo Police Department. At 2353 hours OFFICER TRAVIS EVINK and I responded to the Awake Bar located at 1410 9th Street East, unit #501 for a loud music complaint.

When officers arrived on scene OFFICER EVINK went down near Heatherwood Court and I pulled up and parked my squad on the east side of Maxwell's in the parking lot. With my window down and over the sound of my squad car running I was able to hear the music coming from the Awake Bar at my location. I exited my patrol vehicle and confirmed that the distance from my location to the Awake Lounge was well over 50' which was clearly in violation of City Ordinance.

At this point in time OFFICER EVINK informed me too that he could hear the music coming to the south while over 50'. I approached the bar and spoke with the general manager who was identified as FENHUA ZHENG and informed her of the noise complaint and that the noise level was in violation of City Ordinance. I then told her that the music could be heard all the way back near the Maxwell's parking lot. She agreed to have the music turned down. A map of my approximate location from where I first heard the music to the front entrance of the Awake Bar will be included with this report. That approximate distance according to Google Maps was over 140'.

Please see OFFICER EVINK's supplemental report for more information regarding his findings in relation to this call.

Please forward this report to the City Prosecutor's Office.

Officer Mackenzie Carr #673

July 31, 2018

MC/ak

SUPP02.W687.08/02/2018

2018-00017057
Supplement 2
Officer Travis Evink #687
July 31, 2018

On July 28, 2018 at approximately 2353 hours I, OFFICER TRAVIS EVINK, was working a "B" shift for the West Fargo Police Department driving marked patrol squad car #152 when I was dispatched to 1410 9th Street East, #501, the Awake Bar, for a loud music disturbance. Having been there before I elected to go to the Heatherwood Court Complex and parked my patrol squad car on the northern most part of the cul-de-sac and proceeded to walk around the east side of the building to see if I could hear any loud noises.

I walked up the eastern drive without hearing any noises. As I got to the north garage on the east side of the north building which was [REDACTED] Heatherwood Court, I began to hear the base and music that was coming from the Awake Bar. I proceeded around the back of the building and at that point I could clearly hear music and make out words to the music as well as hear a significant amount of base. It should be noted that according to measurements taken on Google Earth, the original place that I could start hearing music from the back of the Awake nightclub was approximately 112 ½' and where the complainant's window was where I could hear the music clearly as I was behind the building was approximately 60' from the building.

After listening to the music and other squad cars getting on scene, I proceeded to the Maxwell's restaurant parking lot and met with other officers. We approached the Awake nightclub and spoke with management

who stated that they would turn the music down. Officers then cleared the scene.

Attached to this report are printouts of satellite measurements from where I first heard the music as well as the distance from the back of the nightclub to the complainant's window where I could hear the music clearly.

Please forward this report to the City Prosecutor and West Fargo Investigations.

Officer Travis Evink #687
July 31, 2018
TE/ak

SUPP03.W305.08/29/2018

2018-00017057
Supplement 3
Lieutenant Adam Gustafson #305
August 29, 2018

I, LIEUTENANT ADAM GUSTAFSON, am requesting the charges for loud noise to move forward in this case. I request this in the interest of the citizens that continuously call the police department with loud noise complaints pertaining to the Awake bar in West Fargo. Officers have talked to the bar management and the DJ playing the loud music on several occasions warning them about playing loud music.

Lieutenant Adam Gustafson #305
August 29, 2018
AG/ak



Incident Report



Print Date/Time: 10/30/2018 10:55
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00017766

Incident Date/Time: 8/5/2018 1:45:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD PEOPLE

Unit/Personnel

Unit	Personnel
W669	172-ORR
W670	173-HASKELL
W691	203-SAARI

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Complainant	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

08/05/2018 : 01:54:24 westfargo\haskellr Narrative: NO MUSIC, BUT LARGE GROUPS OF PEOPLE OUT IN THE LOT YELLING. OFFICERS PROVIDED PRESENCE AS SECURITY WAS OUT IN THE LOT ACTIVELY SHOOING PEOPLE AWAY. CLEAR, NR.

08/05/2018 : 01:46:29 cityoffargo\tsonsthagen burns Narrative: CAN HEAR LOUD VEHICLES, PEOPLE, MUSIC

08/05/2018 : 01:46:24 cityoffargo\tsonsthagen burns Narrative: COMPL WAS WOKEN UP BY PEOPLE LEAVING THE BAR



Incident Report



Print Date/Time: 10/30/2018 10:53

Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT

ORI Number: ND0090300

Incident: 2018-00018465

Incident Date/Time: 8/12/2018 12:56:00 AM
 Location: 1410 9TH ST E 501
 WEST FARGO ND 58078
 Phone Number: [REDACTED]
 Report Required: No
 Prior Hazards: No
 LE Case Number:

Incident Type: Loud Party
 Venue: WFGO
 Source: Telephone
 Priority: 3
 Status: Delayed Report
 Nature of Call: LOUD MUSIC/DJ

Unit/Personnel

Unit	Personnel
W415	069-BURKHARTSMEIER
W669	172-ORR
W678	184-OLDHAM
W690	202-ROGSTAD

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	2

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

08/12/2018 : 01:42:47 westfargo\burkhartsr Narrative: Officers stood in the yard of the comp's residence and could hear the music faintly. Spoke with management who turned the music down even more. Officers stood by the back of the building and could no longer hear any music. I believe the only time music could be heard was when the front door was open, music could not be heard when the door was closed. AC

08/12/2018 : 00:57:38 cityoffargo\kkohler Narrative: NOT AS LOUD AS WHEN THEY FIRST OPENED BUT "ENOUGH THAT IT WOKE COMP UP"



Incident Report



Print Date/Time: 10/30/2018 10:53
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00018467

Incident Date/Time: 8/12/2018 1:52:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Impaired Person
Venue: WFGO
Source: Telephone
Priority: 2
Status: Routine
Nature of Call: CHECK ON 1056 PPL

Unit/Personnel

Unit	Personnel
W415	069- BURKHARTSMEIER
W689	201-CORONATO
W690	202-ROGSTAD

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Complainant	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

08/12/2018 : 02:02:37 westfargo\burkhartsr Narrative: Parking lot was almost cleared out when the call came out. No one was being loud when we were on scene. Unfounded. AC

08/12/2018 : 01:54:35 cityoffargo\agrove Narrative: SAID OFFICERS WERE HERE EARLIER

08/12/2018 : 01:54:27 cityoffargo\agrove Narrative: JUST WANTS THE BAR CHECKED ON FOR PPL BEING LOUD

08/12/2018 : 01:53:59 cityoffargo\agrove Narrative: HONKING HORNS

08/12/2018 : 01:53:56 cityoffargo\agrove Narrative: PPL LEAVING HERE ARE BEING VERY LOUD



Incident Report



Print Date/Time: 10/30/2018 10:54
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00019073

Incident Date/Time: 8/19/2018 1:50:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD BAR NOISE

Unit/Personnel

Unit	Personnel
W415	069- BURKHARTSMEIER
W670	173-HASKELL
W678	184-OLDHAM
W689	201-CORONATO
W693	205-BREWER

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

08/19/2018 : 02:09:16 westfargo\brewera Narrative: ARRIVED ON SCENE AND DID NOT HEAR ANY LOUD NOISE. MAJORITY OF AWAKE GOERS WERE GONE. IN THE PARKING LOT WAS SECURITY CLEANING UP BROKEN BOTTLES AND GARBAGE. SECURITY WAS HELPFUL AND COOPERATIVE. CLEAR. AC.

08/19/2018 : 02:05:46 cityoffargo\tdbruce Narrative: [REDACTED]

08/19/2018 : 01:51:59 cityoffargo\mhopewell Narrative: LOUD PEOPLE LEAVING THE BAR WORK CALLER UP, SHE WAS TOLD TO CALL WHEN THIS HPND



Incident Report



Print Date/Time: 10/30/2018 11:02
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00019476

Incident Date/Time: 8/24/2018 12:11:00 AM
Location: 1410 9TH ST E 501
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: Yes
Prior Hazards: No
LE Case Number: 2018-00019476

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD PARTY

Unit/Personnel

Unit	Personnel
W667	168-SORENSEN
W671	174-KANE

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
ICR	2

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

08/24/2018 : 00:36:48 westfargo\sorensone Narrative: OFFICERS COULD HEAR LOUD MUSIC COMING FROM THE AWAKE LOUNGE WHILE STANDING NEXT TO THE RESIDENCES ON THE SOUTH SIDE. ALL DISTANCES WERE OVER 50 FEET. COULD ALSO CLEARLY HEAR MUSIC COMING FROM THE BAR WHILE STANDING IN FRONT OF THE WESTERN UNION DOORS. EXACT MEASUREMENTS WILL BE TAKEN LATER. OWNER WAS NOTIFIED AND I REQUESTED THAT SHE TURN DOWN THE MUSIC. SHE STATED THAT THE MANAGER HAD THE NIGHT OFF AND WAS NOT WORKING. REPORT DONE.

08/24/2018 : 00:17:10 cityoffargo\cbrunner Narrative: ANOTHER CALLER CALLED TO COMPLAIN ABOUT THE SAME THING

08/24/2018 : 00:13:07 cityoffargo\cbrunner Narrative: LOUD MUSIC AND PEOPLE COMING FROM THE BAR BEHIND THE COMPS HOUSE



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:39
 Login ID: westfargo\hiebb
 Case Number: 2018-00019476

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00019476
 Location: 1410 9TH ST E 501
 WEST FARGO, ND 58078
 Reporting Officer ID: 168 - SORENSON

Incident Type: Loud Noise
 Occurred From: 08/24/2018 00:11
 Occurred Thru: 08/24/2018 00:11
 Disposition:
 Disposition Date:
 Reported Date: 08/24/2018 00:11 Friday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	86L	12-0712	LOUD PARTY/UNLAWFUL NOISE	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Assisting Officer	1	KANE, MICHAEL ADAM	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Mentioned			WEST FARGO, ND 58078				73
Reporting Officer	1	SORENSON, ERIC PAUL	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500		Male	
Suspect	1	ABOAH, RITCHELL EVE	FARGO, ND 58103				25
Victim	1	SOCIETY					

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
-----	------	--------------	-----------	-------	-------	---------------	-------



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:39
Login ID: westfargo\hiebb
Case Number: 2018-00019476

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP01.W667.08/28/2018

2018-00019476
Supplement 1
Officer Eric Sorenson #667
August 27, 2018

On August 24, 2018, I, OFFICER ERIC SORENSON was working a "C" shift for the West Fargo Police Department driving squad #165. At approximately 12:11 a.m. I was dispatched to 1410 9th Street East Unit 501 which is the Awake Lounge for a loud noise complaint from a resident that lives on the South side of this bar. I arrived on scene on Heatherwood Court which is on the South side of the bar and began to approach the building to see how far I could hear the bass from. I marked several spots and returned later to measure them out from where I could hear music and bass. I could hear this near the intersection of the sidewalk and the driveway of [REDACTED] Heatherwood Court. This measured to be 69 feet from the Southeast corner of the Awake Lounge. I then could hear music and bass in the driveway of [REDACTED] Heatherwood Court and this measured to be 101 feet. I noted that I could also still hear just bass without music from 123 feet which was in the area where the driveways of [REDACTED] and [REDACTED] Heatherwood Court intersect. When I arrived on scene at the Awake on the Northeast side to make contact with the owner, I noted that I could hear loud music from directly in front of the door of Money Lenders. This measured to be exactly 50 feet. It should be noted that I measured from the back of the Awake Lounge directly to the units on the South side of the Awake. These measured to be 55 feet before hitting bushes which I estimated to be another 6 feet. This estimate would be 61 feet from the back of Awake Lounge to where the residences are hearing music at night.

I made contact with the bar owner, RITCHELL ABOAH and notified her of the noise complaint and requested that she turn it down. ABOAH stated that the manager was not working because she had the night off.

Please forward this report to the city attorneys for possible charges of unlawful noise.

Officer Eric Sorenson #667
August 27, 2018
ES/ml



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:36
 Login ID: westfargo\hiebb
 Case Number: 2018-00020335

WEST FARGO POLICE DEPARTMENT
 ORI Number: ND0090300

Case

Case Number: 2018-00020335
 Location: 1410 9TH ST E
 WEST FARGO, ND 58078
 Reporting Officer ID: 195 - CARLSON

Incident Type: Disorderly Conduct
 Occurred From: 09/01/2018 00:06
 Occurred Thru: 09/01/2018 00:06
 Disposition:
 Disposition Date:
 Reported Date: 09/01/2018 00:06 Saturday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	ND0090300	90Z	12-0109	FALSE REPORTS TO LAW ENFORCEMENT	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Complainant	1	NABAGE, JUNIOR	NPA				
Reporting Officer	1	CARLSON, MICHAEL	800 4TH AVE E 2 WEST FARGO, ND 58078	(701)433-5500			
Suspect	1	PAYNE, JIMMY	[REDACTED] Moorhead, MN 56560	[REDACTED]	Black	Male	[REDACTED] 29
Victim	1	SOCIETY					
Witness	1	ABOAH, RITCHELL EVE	[REDACTED] FARGO, ND.58103	[REDACTED]	Black	Female	[REDACTED] 25

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate State
-----	------	--------------	-----------	-------	-------	---------------------



West Fargo Police Department

Summary



Print Date/Time: 10/30/2018 11:36
Login ID: westfargo\hiebb
Case Number: 2018-00020335

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Routing:

- SRO
- SEHS
- City Prosecutor-long form
- City Prosecutor-citation
- WF Investigations
- State Medical Examiner
- Probation & Parole
- Other Agency
- Coroner
- Rape & Abuse
- Juvenile Court
- Social Services
- States Attorney
- Chief
- File

SUPP01, W686.09/04/2018

2018-00020335
Supplement 1
Officer Michael Carlson #686
September 4, 2018

On August 31, 2018 I, OFFICER MICHAEL CARLSON, was working a "C" shift for the City of West Fargo Police Department. At approximately 0006 hours on September 1, 2018 officers were dispatched to a disturbance at 1410 9th Street East, the Awake bar. Dispatch had received a call from a male who identified himself as JUNIOR NABAGE called from a phone number of [REDACTED]. That male stated that he had just left from Awake and that someone had pulled a gun out and started shooting the place up.

I arrived on scene shortly after officers were dispatched and observed what appeared to be normal behavior. I observed approximately 4-5 males standing in the parking lot having a conversation, I observed employees of Awake standing at the door acting normally, and I saw that the lights and music were still playing from within Awake. I approached the group of 4-5 males and asked if they had seen any kind of altercation or fight or anything of that nature. They stated that no they had not and that they had recently arrived there. I then spoke with one of the doormen who also stated that there had not been any shooting or altercation. I then spoke with one of the owners of Awake bar RITCHELL ABOAH, date of birth [REDACTED] ABOAH informed me that a male who was identified as JIMMY CARTER PAYNE, ABOAH did not know his date of birth and did not know what his true name was, stated that she knew him as JIMMY CARTER. I checked in house records and located a male of JIMMY PAYNE who had a

date of birth of [REDACTED] ABOAH stated that the male had arrived in a black BMW with dealership plates and that he had been very intoxicated. ABOAH stated that he was kicked out of the Awake bar, that the male was extremely agitated. ABOAH and the doormen staff believe that PAYNE had struck a vehicle with his vehicle as he left the parking lot. The parking lot was checked and there were no damaged vehicles located. ABOAH believed that PAYNE called in the disturbance to 911 to get back at the bar for kicking him out. ABOAH wanted the male trespassed if he was contacted.

I attempted to call the complainant back at [REDACTED] but did not get an answer and the voicemail box is not set up yet. I have submitted a 911 call request to dispatchers.

Forward to West Fargo Investigations.

Officer Michael Carlson #686
September 4, 2018
MC/ak

SUPP02.W686.09/11/2018

2018-00020335
Supplement 2
Officer Michael Carlson #686
September 11, 2018

On 09/04/2018 I received an email containing the 911 audio from this incident. I have burned the audio to a disc that will be attached to this report.

Forward to investigations.

Officer Michael Carlson #686
September 11, 2018
MC/ml



Incident Report



Print Date/Time: 10/30/2018 11:10
Login ID: westfargo/hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00020495

Incident Date/Time: 9/2/2018 10:34:41 PM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Disturbance
Venue: WFGO
Source: Telephone
Priority: 1
Status: In Progress
Nature of Call: UNWANTED M

Unit/Personnel

Unit	Personnel
W675	178-ACKERMAN
W690	202-ROGSTAD

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	TARWOE, SAMUEL YAWO	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
1	Complainant	ABOAH, RITCHELL EVE	WEST FARGO ND 58078 [REDACTED] FARGO ND 58103	[REDACTED]	Black	Female	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
Plate Inquiry						258BTU	ND

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

09/02/2018 : 22:51:35 westfargo\rogstadd Narrative: spoke with management at the Awake Bar, who stated that Samuel started to cause issues with security, so she requested we trespass him from the bar. we located him at his residence at [REDACTED] he stated that security disrespected him, so he let them know. he was informd he was now trespassed from Awake Bar, which he stated he understood and never wants to go back again. NR. Intel done.

09/02/2018 : 22:38:24 cityoffargo\sgrossman Narrative: R/O SAMUEL TARWOE [REDACTED] WFGO

09/02/2018 : 22:37:56 cityoffargo\sgrossman Narrative: LS HEADED SB 9 ST E

09/02/2018 : 22:37:39 cityoffargo\sgrossman Narrative: M IS LEAVING NOW

09/02/2018 : 22:37:09 cityoffargo\sgrossman Narrative: COMPL WANTS HIM TRESPASSED FROM HERE

09/02/2018 : 22:36:21 cityoffargo\sgrossman Narrative: UNK WEAPONS

09/02/2018 : 22:36:06 cityoffargo\sgrossman Narrative: M STILL IN LOT

09/02/2018 : 22:36:01 cityoffargo\sgrossman Narrative: BLK CHRYSLER 200 ND/258BTU

09/02/2018 : 22:35:28 cityoffargo\sgrossman Narrative: B/M LSW BLK AND PINK FLORAL SHIRT

09/02/2018 : 22:35:07 cityoffargo\sgrossman Narrative: M REFUSING TO LEAVE

09/02/2018 : 22:35:05 cityoffargo\sgrossman Narrative: COMPL WORKS HERE



Incident Report



Print Date/Time: 10/30/2018 10:57
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00023439

Incident Date/Time: 10/6/2018 11:59:37 PM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD NOISE

Unit/Personnel

Unit	Personnel
W669	172-ORR
W670	173-HASKELL
W678	184-OLDHAM
W691	203-SAARI

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Complainant	[REDACTED]	1 [REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
NR	1
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

10/07/2018 : 00:09:22 westfargo\oldhamm Narrative: SPOKE WITH THE BAR MANAGER AND SHE AGREED TO TURN DOWN THE MUSIC. WHEN I ARRIVED IT DID NOT APPEAR TO ME THAT THE MUSIC WAS TOO LOUD. AC

10/06/2018 : 23:59:56 cityoffargo\mhopewell Narrative: IT'S THE BEATING OF THE MUSIC



Incident Report



Print Date/Time: 10/30/2018 10:57
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00023494

Incident Date/Time: 10/8/2018 12:02:29 AM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W669	172-ORR
W683	190-TODD

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Informational	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

10/08/2018 : 00:05:37 westfargo\orrb Narrative: Narrative added from associated Call #: 893 - BAR MANAGER AGREED TO TURN DOWN THE MUSIC. IT DID NOT APPEAR TO ME TO BE UNREASONABLY LOUD. CLEAR. NR.

10/08/2018 : 00:03:20 cityoffargo\cnovak Narrative: COMP SAID THE MUSIC COMING FROM THE BAR IS EXTREMELY LOUD AGAIN

10/07/2018 : 23:49:11 cityoffargo\mhopewell Narrative: Narrative added from associated Call #: 893 - GOING ON FOR OVER AN HR

10/07/2018 : 23:48:52 cityoffargo\mhopewell Narrative: Narrative added from associated Call #: 893 - CALLER IS CALLING FROM [REDACTED] LOUD DRUMMING MUSIC



Incident Report



Print Date/Time: 10/30/2018 10:58
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00023496

Incident Date/Time: 10/8/2018 1:36:43 AM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Party
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD BASS

Unit/Personnel

Unit	Personnel
W669	172-ORR
W683	190-TODD
W691	203-SAARI

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

10/08/2018 : 01:47:19 westfargo\toddd Narrative: THE MUSIC WAS NOT VERY LOUD OUT OF THE FRONT. OFFICER ORR STATED HE COULD SLIGHTLY HEAR IT AT THE COMP ADDRESS. MANAGER SHUT DOWN THE BAR SO THERE SHOULD BE NO MORE ISSUES TONIGHT. NR.

10/08/2018 : 01:37:32 cityoffargo\нкoppenhaver Narrative: ONGOING ISSUE

10/08/2018 : 01:37:30 cityoffargo\нкoppenhaver Narrative: LOUD BASS SOUNDS COMING FROM BAR



Incident Report



Print Date/Time: 10/30/2018 10:58
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00024502

Incident Date/Time: 10/21/2018 12:04:14 AM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: No
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W685	155-SCHWEYEN
W690	202-ROGSTAD
W693	205-BREWER

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
1	Caller	[REDACTED]	[REDACTED] WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
AC	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

10/21/2018 : 00:25:29 westfargo\schweyens Narrative: OFFICERS DID CALL THE COMPLAINANT BACK AND LET HER KNOW OUR FINDINGS.

10/21/2018 : 00:24:28 westfargo\schweyens Narrative: OFFICER ROGSTAD CHECKED THE BACK OF THE BUILDING AND COULD HEAR ANYTHING UNTIL HE GOT CLOSE TO THE BAR. I CAME FROM UP FRONT OF THE BUILDING AND COULDN'T HEAR THE MUSIC UNTIL I GOT CLOSE ALSO. THERE WAS PEOPLE WAITING TO GET INTO THE BAR THAT WAS TALKING LOUD. THE MANAGER DID ASK THE PEOPLE UP TO LEAVE OR ENTER THE BUILDING. THE MANAGER WAS VERY POLITE AND ALWAYS IS WILLING TO DO WHAT SHE CAN TO HELP US OUT.

10/21/2018 : 00:05:09 cityoffargo\medinger Narrative: LOUD BAND

10/21/2018 : 00:04:42 cityoffargo\medinger Narrative: ON GOING ISSUE



Incident Report



Print Date/Time: 10/30/2018 11:08
Login ID: westfargo\hiebb

WEST FARGO POLICE DEPARTMENT
ORI Number: ND0090300

Incident: 2018-00025157

Incident Date/Time: 10/29/2018 12:09:23 AM
Location: 1410 9TH ST E
WEST FARGO ND 58078
Phone Number: [REDACTED]
Report Required: Yes
Prior Hazards: No
LE Case Number:

Incident Type: Loud Noise
Venue: WFGO
Source: Telephone
Priority: 3
Status: Delayed Report
Nature of Call: LOUD MUSIC

Unit/Personnel

Unit	Personnel
W418	137-ORN
W675	178-ACKERMAN
W693	205-BREWER

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
2	Caller	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
1	Caller	[REDACTED]	WEST FARGO ND 58078	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
3	License Lookup	CARTER, MICA ALEXANDRIA	WEST FARGO ND 58078	[REDACTED]	[REDACTED]	Female	[REDACTED]
4	License Lookup	WITHERSPOON, DAVID	[REDACTED]	[REDACTED]	[REDACTED]	Male	[REDACTED]

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
------	------	------	------	-------	-------	---------	-------

Disposition(s)

Disposition	Count
ICR	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
------	------	------	------	-------	-------------	---------	----------

CAD Narrative

10/29/2018 : 01:05:43 westfargo\ackermanb Narrative: SPOKE WITH WORKERS AT AWAKE BAR AND TOLD THEM WE COULD HEAR MUSIC FROM BEHIND THE BUSINESS AND THEY AGREED TO TURN IT DOWN. OFFICERS HAVE BEEN HERE SEVERAL TIMES FOR LOUD NOISE COMPLAINTS. REPORT.

10/29/2018 : 00:11:29 cityoffargo\beck Narrative: COMP WENT OVER PAST BAR, POSS 12 PEOPLE INSIDE

10/29/2018 : 00:10:16 cityoffargo\beck Narrative: COMP HEARS AFRICAN MUSIC FOR AWAKE BAR FOR 3 HOURS

Regular Agenda Item #2

ORDINANCE NO. 1133

AN ORDINANCE TO CREATE AND ENACT SECTION 13-1529 OF THE REVISED ORDINANCES OF 1990 OF THE CITY OF WEST FARGO RELATING TO REGULATION OF COMPRESSION AND ENGINE BRAKING.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WEST FARGO, NORTH DAKOTA:

SECTION 1. Section 13-1529 of the Revised Ordinances of 1990 of the City of West Fargo, North Dakota, is hereby enacted to read as follows:

13-1529. PROHIBITION OF COMPRESSION AND ENGINE BRAKING.

It shall be unlawful for any motorized vehicle within the city limits to create a noise or sound which exceeds the noise level limits set out in Table 1, as follows:

TABLE 1. LIMITING NOISE LEVELS FOR MOTORIZED VEHICLES

- A. Trucks, buses, construction equipment, or any motor vehicle with a gross weight rating of 10,000 pounds or more: maximum allowable limit is 88 dB(A) measured at or corrected to 25 feet.
- B. Passenger cars, pickups, vans, motorcycles, snowmobiles, or any motorized vehicle with a gross weight rating less than 10,000 pounds: maximum allowable limit is 80 dB(A) measured at or corrected to 25 feet.
- C. Interstate motor carrier: maximum allowable limit is -
 - a. 92 dB(A) measured at or corrected to 25 feet when traveling on roadways with speed limits of 35 mph or less.
 - b. 92 dB(A) measured at or corrected to 25 feet when traveling on roadways with speed limits of more than 35 mph.
- D. Notwithstanding any other provision of the Revised Ordinances of the City of West Fargo, it shall be unlawful for any person within the city limits to make, or cause to be made, loud or disturbing noises with any mechanical devices operated by compressed air and used for purposes of assisting braking on any semi-tractor.

SECTION 2. Effective Date. This ordinance shall be in full force and effect from and after the date of its final passage and publication.

President of Board of City
Commissioners of the City of
West Fargo, North Dakota

ATTEST:

City Auditor

Date of First Reading:

Date of Second Reading:

Date of Publication:

Fall 2018 Mid-year Report

Code Enforcement
Emergency Preparedness

City Of West Fargo

Section	page
Code Enforcement Office.....	3
Code Enforcement by the Numbers.....	4
Programs.....	5
Future Goals and Opportunities.....	5
Emergency Preparedness.....	7
Summary.....	10

Code Enforcement Office
810 12th Ave NW
West Fargo, ND 58104
Phone 701-433-5400
ce@westfargond.gov

Staff
Pierre Freeman
Kimberley Schaper

Fall 2018 Report

Code Enforcement, Emergency Preparedness Office

CODE ENFORCEMENT OFFICE

2018 spring to fall period brought us a later spring which impacts nuisance calls and complaints. We also had one retirement and one new hire in public works and in the code enforcement office respectively, that impacted our responsibilities.

Last spring (May 2018) Terry Rust retired from our department and his duties were redistributed to the sewer crew chief and the code enforcement office. For our part we were tasked with the responsibilities for the industrial pretreatment program, state reporting for our discharges and permit applications and renewals. This includes the filing of reports on a monthly basis with the state water quality division based on the records and sampling results during discharges and pretreatment inspections. The sewer crew chief and our office work well together and have worked through a process and protocol to ensure proper information sharing and communication.

In May we hired an Environmental Specialist. Kimberly Schaper comes to us from a natural resource management background and has incorporated very well into the department. Her duties focus on code enforcement, sampling for pretreatment and assisting with those programs we will be initiating in the near future such as rental housing inspections and our fats oils and grease sewer inspection program or FOG.

For the benefit of the new commissioners, the Code enforcement office started in 2016. We hold the responsibilities to enforce the ordinances in collaboration with the following departments; Public Works, Planning and Zoning, Police, Fire, and Building Inspections. We review, inspect, contact and follow up on many different areas to include but not limited to, vacant buildings, international property maintenance code, health nuisance codes, trees, boulevards, signs, junk,

vehicles parked and stored in yards, people living in non-residential buildings and limbs over sidewalks.

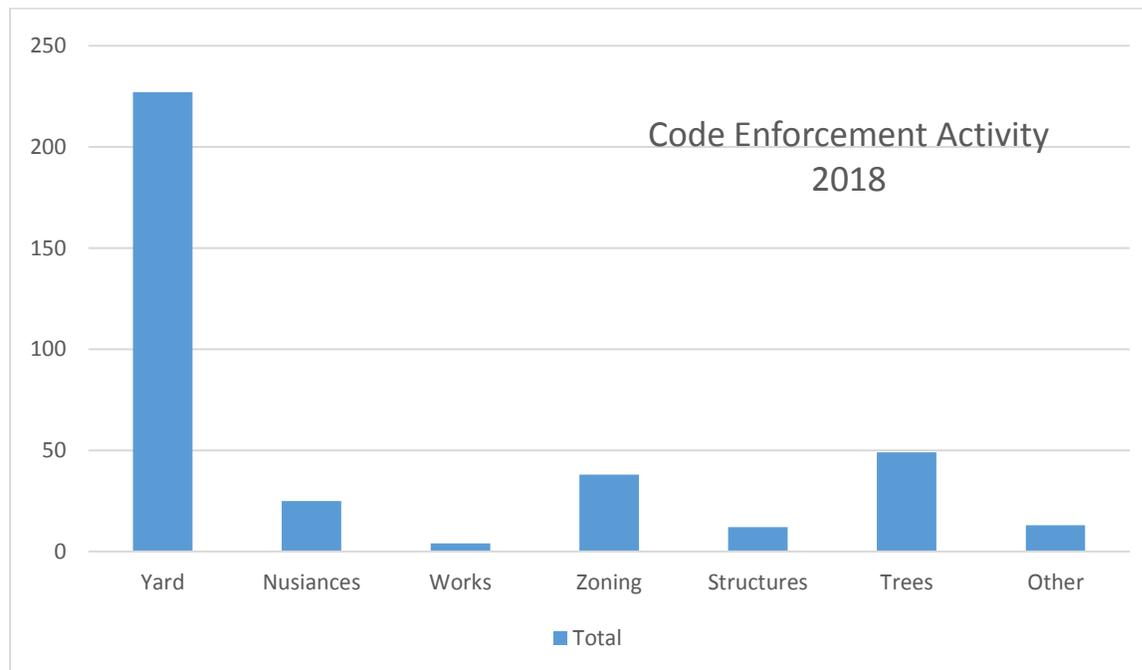
CODE ENFORCEMENT BY THE NUMBERS

Code enforcement activity is tracked using the MyGov software, which is an excellent tool for collecting and organizing data for each case. The MyGov software allows us to query and generate reports so we can review where and how our effort is utilized. The office has been entering all significant data into MyGov.

Results for the end of summer report are as follows (April 1st 2018 – September 30th 2018):

	<u>Cases</u>	<u>Inspections</u>
Summer 2018	387	799
All of 2018 thus far	460	968

Highest areas where time was spent: tall grass and weeds



Type of cases under each category:

Yard – Noxious weeds, tall grass and weeds

Nuisances – Junk, animal waste, garbage, odor, stagnant water

Works – blvds, sidewalks
Zoning – fences, unimproved surfaces storage, seeding yards, signs
Structure – Dangerous buildings, Property Maintenance codes, vacant buildings
Trees – DED, hazardous trees limbs over sidewalks and roads
Other – Did not fit nicely in other categories

The predominate activity is tall grass and weeds in the summer season and due to the slow onset of summer we found most of the activity was later in the season than earlier. We're still receiving some grass complaints late in the season but we will stop taking them November 1st or once a two day hard frost occurs. This timeframe is our standard protocol under our office policies.

This summer we recorded 20 tasks for mowing properties. The total cost for our time and what we charged back to the property owners was approximately \$3400 dollars. This covered labor, equipment and administrative time. These were the only abatement processes we undertook during this reporting period.

PROGRAMS

UPDATE - Noxious Weeds, *City-wide early season assessment.* The spring was slow to start and since the weather did not break until well into May our city wide assessment that would have been done in April/May for Leafy Spurge and one in May/June for Canada thistle was compressed into May and June. Both of these should be addressed early in the season with even a late season application of herbicide while the plants are vulnerable. We have targeted notices for this specifically and sent out more notices than the past so that the attention to the issue will be addressed by property owners. Regular mowing reduces the proliferation but does not stop it nor eliminate the plants.

FUTURE GOALS AND OPPORTUNITIES

Door hangers – this summer we reviewed approximately 75 percent of the city and placed door hangers or made contact at homes with residential pools that were not properly fenced or had a barrier for safety. The PD also was pushing out this info and made contact with residents if they noticed any. We will push this same issue next spring as the pools go back up. We will also focus on unimproved surface parking/storing since this seems to be an ongoing issue.

As we progress forward we will be implementing the following;

- Rental housing program – *we have developed policies, letters, inspection form, generated a list of contacts, worked with the PD and Fire department on where and what we are doing, building inspections will assist where needed*
 - *Meet with Fargo housing rental inspections to review their SOP's etc to ensure we are similar in process for the convenience of our property owners who may own in both jurisdictions.*
- Industrial Pretreatment – *survey all businesses, review all dental facilities for adherence with amalgam capturing requirements, continue to work with Fargo on connection and local limits, develop SOP's and ensure documentation is current and accurate.*
- Fats Oils and Grease Program – *survey all facilities that are required to have traps and interceptors, educate managers, review trouble areas and high rate of cleaning areas, and respond to illegal discharges, develop SOP's and ensure documentation is current and accurate.*
 - *We visited our counterparts in Bismarck to review their established program and to review a typical inspection process, equipment needed and types of facilities and interceptors that may be encountered.*
- Storm water protection – *review storm water permits, educate contractors, inspect sites and respond and review areas not adhering to permits and guidance.*

EMERGENCY PREPAREDNESS

The preparedness office has one staff member, the Emergency Preparedness Coordinator. This role includes planning, coordinating and performing emergency management functions within the city. The position requires networking with the County and neighboring jurisdictions as well as with the State and Federal preparedness agencies. Sirens, the Emergency Operations Center, exercises, training and planning are the major focuses of the job. Working together as a City is imperative to achieving the goals of preparedness, response and most importantly recovery from an event.

ICS training – training PW staff is ongoing and we continue to train all current employees to the first level of ICS (ICS 100). This gives them the basic understanding of the command system, how the command structure will work and what our plans and responses are based. Supervisors and foreman are also trained up to the 200 level as well as the 700 level of NIMS. City Hall staff are also up to speed and some will need to complete basic as well as advanced training for ICS as part of their assigned roles in the command structure, e.g. PIO and sections chiefs.

It's crucial in our rapidly changing environment that we train and educate all our staff and decision makers in the organization of our response structure. Our metro area is a large response unit that will have to coordinate and work in unison on major events. For that reason knowing our roles, duties and functionality as staff and as a municipality is important and will reduce the cost and impact to life and property.

UPDATE CPR, First Aid and AED training – Last spring we had all our public works and city hall staff go through a short course of first aide, CPR and AED. The sessions were to refresh those who have been trained and to bring others up to speed or familiar with the topics. This summer we had two members of our public works department arrive first on scene during a single car accident on 12th Ave. Due to the training the individual acquired, he was able to stay calm, work with first responders and save a life. If he had not stepped in when he did the outcome of the young adult would have been certainly less positive.

Because of this brave action we started a “Samaritan” award for those in our department that go above and beyond their duties to assist somebody in need of medical help. It’s not the normal duties of our public works staff to administer aide like it would be for police and fire. For this reason it is important to recognize them when they do provide medical assistance to those in need.

Grants – This year we applied for a State Homeland Security Grant through the NDDES for several projects. We were awarded one project while the others were not quite within the focus of the grant. The focus was on cybersecurity and on school derived active shooters. Many dollars went to schools and to agencies for exercises with the same focus. We were awarded a cybersecurity grant to help train our staff in the areas and programs we use to combat such attacks. Fargo Cass received an award so we will be holding three active shooter exercises for which one will be held in the West Fargo area.

Exercises – In the last six months we’ve been fairly active as a metro for exercises and meetings. The city of Fargo had their airport exercise required by the FAA. As part of that exercise we demoed a credentialing and tracking of resources product, rolled in a mass casualty surge to the hospitals and also worked the metro fire and police response into the exercise. Over the spring and into the summer West Fargo had a tabletop exercise that lead to drills and ultimately a full scale exercise for a school active shooter. We kept the exercise focus to a specific task of the rescue task force. This is where the police and fire work together to get EMS into a warm and possible hot scene to save as many lives as possible. During the summer the ND Emergency Managers Association held its annual workshop and conference. We had another opportunity to participate in an exercise as a group of emergency managers. And recently our office was part of the Fargo EOC activation drill and short scenario. Our office continues to work with the Fargo Cass EM office to solidify our relationships and ensure our planning efforts are shared. As for our office we will be holding an EOC call down and another exercise yet to be determined in the next six months. As part of our planning efforts, we are going to develop an exercise plan so we can schedule out five years’ worth of exercises based on our needs.

Sirens – This year we added one siren in the northwest part of town. We have one other to add as part of the development down south. We anticipate this one

will be installed next year for full coverage of the entire city. We work with the City of Fargo to make sure we have overlap with all sirens in the metro. We test and maintain the sirens through the fleet and facilities responsibilities. Our office works closely and coordinates our efforts in this area.

Outreach – We spent the time at the Night to Unite but will make our presence at the next event more prominent. The red river marksmanship shooting range hosted a weather spotter training. We work with those organizations and hope to work with more in the coming years. This is one area of the program I feel needs to be increased and improved. Starting with the websites and then getting out to businesses and to more community events. Preparedness starts locally, at home and at the local municipality level.

Planning – Planning never stops. As part of the cycle you plan, you exercise, you assess again and redraft and then exercise again to fine tune, repeat. It never ends as focuses and threats shift. Nevertheless, we have several old plans that are in need of review and redrafting. As we move towards a metro wide planning effort, our new plans will parallel those at the county and with the Fargo, Clay, Moorhead. We completed the THIRA last winter which is what we use to direct our efforts for exercises and evaluation of gaps within our current plans. We are starting our Continuity of Operations and Continuity of Government planning efforts. Because planning takes time, it can't be done by one person it tends to go slow. However, slow as it may be, it's the interactions and discussions that are the fruit of our efforts. Working things out over the table before we have to on the scene is important and interacting with our counterparts and volunteer agencies is critical.

Currently, we are working with Cass County with their THIRA plan as well as being part of the planning group for the Cass County Mitigation Plan. We have three active shooter exercises that we are starting to plan as a metro area. One will occur in Cass County, one in West Fargo and one in Fargo. The Metro EM's recognize the need to plan and exercise together and it is encouraging to see us work towards increasing our cooperative efforts.

SUMMARY

The code enforcement reporting period for this period is from April 2018 through September 2018. MyGov continues to be improved and expanded to new case types as we develop the FOG, rental, dangerous and vacant case types. Activity has not been significantly altered since last year, although the winter came a little later and stayed a little longer. Due to the longer than anticipated winter we conducting the city wide assessment of Leafy Spurge and Canada Thistle later which compressed our activity in the first few months of this reporting period. We hired staff this spring who is assisting in the area of code enforcement. This will help us address some of the programs we have not been able to take on due to the effort/time needed as well as allow us to follow through more expeditiously on code enforcement cases and planning efforts for emergencies.



AGENDA ITEM DESCRIPTION
CITY COMMISSION
WEST FARGO, NORTH DAKOTA

*****PLEASE NOTE:** The following information must be completed and submitted to the West Fargo City Auditor's Office by the Thursday noon preceding the City Commission meeting. Failure to comply may result in no action being taken on your request.

1. CONTACT PERSON: Nick Lee _____

2. PHONE NUMBER: 433-5340 _____ DATE: 11/2/18 _____

3. PLEASE BRIEFLY DESCRIBE YOUR REQUEST:

Formal Abatement or Refund of Taxes application submitted by Menards Inc. for 2016 tax year.

4. SITE ADDRESS OR LEGAL DESCRIPTION (if applicable):

1300 13th Ave E, West Fargo ND
LOT 1 BLK 1 DAKOTA TERRITORY 10TH
LOT 3 BLK 1 DAKOTA TERRITORY 4TH

5. ACTION BEING REQUESTED FROM CITY COMMISSION:

Review submissions by applicant and staff and vote on a recommendation to forward to the County.



Assessor's Department

800 4th Ave. E, Suite 1
West Fargo, ND 58078
assessor@westfargond.gov

Telephone: 701-433-5340
Fax: 701-433-5319
assessments.westfargond.gov

11/15/2018

West Fargo City Commissioners

RE: 2016 Abatement 1300 13th Ave E, West Fargo (02-0084-00010-000 & 02-0078-00030-000)

At the November 19th commission meeting you will be hearing an abatement filed by Menards. This property is located at 1300 13th Ave E and owned by Menard Inc. Menards is represented by the tax representative firm Paradigm Tax Group from Minneapolis, MN. Menards is appealing the value on all of their properties statewide for the 2016 assessment year through formal abatements. As you may recall this property appealed their value at our equalization board in 2015, resulting in a "no change" decision at the time. This abatement is in-line with the current national trend of 'big box' stores filing appeals on nearly all of their properties, and on appeal, trying to implement their definition of market value. This definition uses only "comparable sales" of empty, large big-box stores, many of which are old and riddled with restricted use covenants. This approach has been implemented in a number of other states with varying success, and it appears North Dakota is next on their list.

As of Feb. 1 2016, the subject property was a 160,800sf retail store built in 1997 with garden area and lumber storage added in 2005/06. Menards has been issued multiple permits since being built; in line with a property that is being well maintained. This parcel consists of 745,431sf of land, and is located near the northeast corner of 13th Ave E and 9th St E; one of the busiest intersections in town.

Our valuation model is designed to ensure uniformity of values between all property types. Values determined using this model proceeded through all boards of equalization and were adopted in mid-2016. Individual challenges of these values are done by abatement for up to one year after the taxes would be delinquent (approx. 2 years after they were initially billed). Any abatement filed must contain enough evidence to prove an assessment is excessive or illegal, or be denied.

After reviewing pre-2016 sales of similar properties, our findings indicate that local similar properties sold for approximately \$108/sf. Our 2016 value was \$10,715,200 or \$67/sf, which means we were at 62% of those sales. A major revaluation of properties in this area was completed for the 2018 assessment (after completion of the remodeling and minor addition in late 2016 of this store) and an assessed value of \$14,724,700 or \$92/sf was determined for this property.

It is our recommendation that no adjustment be made to the value of this property for 2016.

Sincerely,

A handwritten signature in black ink, appearing to read "Nick R. Lee".

Nick R. Lee
West Fargo, City Assessor



PIN: 02-0084-00010-000 & 02-0078-00030-000
Address: 1300 13th Ave E
Owner: Menard Inc.
SF/ Land: 745,431
Year Built: 1997/2005/2006
SF/ Building: 160,800 (Main)
42,496 (Warehouse)
A16 Value: \$10,715,200 or \$67/sf

Construction Notes: The Menards building as of Feb. 1 2016 was a 160,800sf concrete tilt-up, large retail building located along 13th Ave E. It was originally built in 1997 with storage warehouses added in 2005 and garden area added in 2006. **Please note:** Over the course of 2016 there was also an addition added as well as a considerable interior remodel. For the purposes of this 2016 appeal, these alterations are to be ignored as the 2016 value should only include what stood as of Feb. 1 of that year.

Appeal Notes: The appeal in question was received on Nov. 1 2018, the last day to file appeals for 2016. On this same date every other jurisdiction in North Dakota containing a Menards also received an appeal. There was no supporting information included with the abatement application and no contact was made with our office prior to it being filed.

*Parcel 02-0078-00030-000 is a retention pond and is exempt from taxation. I have to believe this was an oversight by the appellant, so my workup is only regarding the main parcel containing the store.

Comparable Sale Notes: I have the 2016 assessed values for all the Menards in the state, as well as a list of regional sales most comparable to the subject property. It is important to remember that for a prior year appeal such as this, sales are not to be used from anytime after Jan. 1 of the year for which the appeal is filed. (No sales after Jan. 1 2016 in this case)

You will notice, compared to the assessments on other Menards stores in the state, the West Fargo store is the lowest. Also, our value was considerably lower than comparable sales in our area. It would be expected that our value would be marginally lower, as this store is quite large, however the disparity between the sales and this store are significant. The 2016 assessment was prior to our major reassessment for the 2018 assessment which increased the value significantly based on our new analysis.

The appellant's sales analysis is included and features a more broad regional sales array. Aside from making sure to only use sales previous to 1/1/2016, there appears to be no real narrative regarding how these markets compare to our local market. Also we must consider that the sellers of most of these properties are notorious for including restrictive use covenants. A big box store will use restrictive use covenants to ensure retailers of similar products don't ever use the property. This self imposed restriction obviously reduces the market of buyers and in turn can reduce the sale price. Overall I feel the information received is not compelling enough to warrant a reduction.

Recommendation: No Change in Value for 2016 Assessment

2016 Menards Comparison

City	Land Value	Lot Size	Lot/sf	Yr Blt	Bldg Value	Main	Warehouse	Garden	Mezzanine	Total Sq Ft	Bldg/sf	Total
Dickinson	\$ 6,063,000	898,643	\$ 6.75	2014	\$ 23,902,200	179,095	72,760	27,648	23,659	303,162	\$ 78.84	\$ 29,965,200
Williston	\$ 6,618,500	823,720	\$ 8.03	2015	\$ 23,188,100	197,373	67,008	37,050	20,000	321,431	\$ 72.14	\$ 29,806,600
Minot	\$ 5,111,000	764,640	\$ 6.68	1995	\$ 13,587,000	168,000	52,650	23,760	10,000	254,410	\$ 53.41	\$ 18,698,000
Bismarck	\$ 4,741,000	702,370	\$ 6.75	1999	\$ 11,006,400	169,980	42,036	14,400	10,964	237,380	\$ 46.37	\$ 15,747,400
Grand Forks	\$ 3,058,000	670,870	\$ 4.56	2005	\$ 11,282,700	162,328	53,234	23,760	20,989	260,311	\$ 43.34	\$ 14,340,700
Jamestown	\$ 2,216,400	886,547	\$ 2.50	2015	\$ 9,686,100	158,400	39,128	23,760	10,989	232,277	\$ 41.70	\$ 11,902,500
Moorhead	\$ 3,856,700	771,341	\$ 5.00	2006	\$ 7,343,300	160,136	22,460	40,608	2,207	225,391	\$ 32.58	\$ 11,200,000
West Fargo	\$ 2,720,900	745,431	\$ 3.65	1997	\$ 7,994,300	160,800	42,726	23,760	9,855	237,141	\$ 33.71	\$ 10,715,200

Menards

13th Ave Land Comparison

Subject	Parcel	Address	Assessed Land Value	Lot Size SF	\$/SF	DBA
	02-0084-00010-000	1300 13 Ave E	\$ 2,720,900	745,431	\$ 3.65	Menards

Comparable Sales

Parcel	Address	Sold Date	Assessed Land Value	Lot Size SF	\$/SF	Notes	DBA
02-0092-00010-000	1010 13th Ave E	7/15/2015	\$ 335,341	27,722	\$ 12.10	Recent Pad Sale	Amish Furniture
02-1415-00010-000	1201 9th St E	9/5/2012	\$ 549,600	44,746	\$ 12.28	Plus DEMO -- Pad Site (corner 9th and 13th Ave)	Firestone
02-0084-00020-000	925 10 Ave E	6/29/2007	\$ 951,931	211,523	\$ 4.50	Zoned PUD -- behind subject	Moore Engineering
02-0082-00010-000	1638 13th Ave E	9/22/2003	\$ 677,766	112,961	\$ 6.00	Shopping Center Site old	Michaels
02-0081-00040-000	1620 13 Ave E	8/6/2003	\$ 430,000	47,438	\$ 9.06	Pad Site old	Hot Springs Spa
02-0083-00020-000	1660 13 Ave E	4/24/2003	\$ 681,733	72,983	\$ 9.34	Pad Site old	Spitfire
02-0081-00020-000	1150 17 St E	10/15/2002	\$ 787,692	131,302	\$ 6.00	Shopping Center Site old	Slumberland
			Median		\$ 9.06		
			Average		\$ 8.47		

Large Retail Sales

Subject	Parcel	Address	Lot SF	Bldg SF	Year Blt	Assessed Value	\$/SF	DBA
	02-0084-00010-000	1300 13 Ave E	745,431	160,800	1997	\$ 10,715,200	\$ 66.64	Menards

Comparable Sales

Parcel	Address	Lot SF	Bldg SF	Year Blt	Sold Date	Sale Price	\$/SF	DBA
01-3600-00230-000	4101 13th Ave S, Fargo	521,038	53,882	1973	7/31/2014	\$ 9,843,860	\$ 182.69	Village West Shopping Center
01-7340-00100-000	2121 43rd St S, Fargo	308,833	66,880	2004	11/14/2013	\$ 9,282,300	\$ 138.79	Gander Mountain
02-0078-00020-000	1500 13th Ave E	361,155	90,551	2001	7/22/2013	\$ 8,336,276	\$ 92.06	Marshalls
01-3600-00255-000	1201 42 St S, Fargo	161,493	48,004	1994	7/1/2013	\$ 5,161,100	\$ 107.51	Barnes & Noble / Petco
01-0277-00010-000	4427 13th Ave S, Fargo	365,989	95,096	1991	5/30/2013	\$ 7,425,400	\$ 78.08	Hobby Lobby
			Median			\$ 107.51		
			Average			\$ 119.83		



November 14, 2018

VIA EMAIL

Mr. Nick Lee, City Assessor
West Fargo City Commission
800 4th Ave E – Suite 1
West Fargo, North Dakota 58708

RE: Menards Tax Abatement (02-0084-00010-000, 02-0078-00030-000)

Dear Mr. Lee and Commission Members,

Thank you for allowing me to submit this letter as part of my client's abatement application. Unfortunately, my schedule will not allow me to present at the hearing on Monday, November 19 and respectfully request this letter be accepted by the Commission as additional support.

Description of Subject Property

The subject property (02-0084-00010-000) is a warehouse discount store located at 1300 13th Ave East. The property was built in 1998 and later remodeled in 2007 and again in 2017. The gross building area consists of 160,800 square feet of retail space along with 36,360 square feet of covered-unheated staging and storage area. There are also two lumber sheds located to the northwest of the main building. The improvement is situated on approximately 17.11 acres with ample parking. There is a retention pond to the east that serves the subject and adjacent properties. The 2016 assessment is \$10,715,200 or approximately \$67 per square foot.

Sales Comparison Approach

There are three generally accepted approaches to the valuation of real estate: the Cost Approach, the Income Approach and the Sales Comparison Approach. I have considered all three approaches and have determined that the Cost and Sales Comparison approach are the most applicable due to the subject's unique custom characteristics and the owner-user status of other similar properties.

As required by generally accepted appraisal principles, the locational search parameter was expanded into neighboring states to find suitable comparable sales. This was necessary due to the lack of market activity for large, warehouse discount stores in the West Fargo area. My research has revealed a total of 30 discount warehouse stores from Minnesota, Wisconsin and Illinois that sold from 2008 to 2017. The sales range from \$3.64 per square foot to \$70.30 per square foot with an

average of \$32.31 per square foot. The sizes range from 80,076 square foot to 140,684 per square foot with an average of 105,723 per square foot.

Only fee-simple sales that reflect the real estate value were considered as leased-fee sales often entail intangibles that do not reflect the value of the land and building. The intangibles for leased-fee sales often include the credit worthiness of the tenant, the non-market terms of the lease, zero or little cash down for a custom building and the prestige of owning a nationally recognized branded store—to name a few. These intangibles inflate the value of the real estate beyond the true value of the land and building. All 30 sales consist of a fee-simple transfer of the entire bundle of rights for the land and building only.

In addition, all sales involve a former warehouse discount retailer selling to a new warehouse discount retailer and therefore, the highest-and-best use of the property remained as a discount warehouse store before-and-after the sale. This is a critical distinguishing factor in determining the suitability of a comparable sale. The stigma in utilizing comparable vacant warehouse discount retail stores to properly value the fee-simple real estate is the unfounded belief that the sale of a vacant store is inherently inferior due to a poor location or some other economic condition that forced the current user to sell. This belief should be rejected as warehouse discount retail users often purchase other discount retail buildings to occupy and use; the 30 sales clearly demonstrate this.

Applying an average of all sales to the subject, the indicated value is approximately \$5.2 million or \$32 per square foot.

Cost Approach

A cost approach was also considered as a secondary measure of valuation. The cost data was taken from the Marshall and Swift manual, a trusted data source used by valuation professionals. The reconstructed cost before depreciation is approximately \$12.7 million.

Depreciation for Physical, Functional and Economic obsolescence must be considered as part of the Cost Approach. This accounts for the natural aging of various incurable and curable structural components/fixtures in addition to market behavior for certain asset classes and design features. Adequately accounting for depreciation is critical in achieving a credible estimate using the Cost Approach.

The subject is classified by Marshall and Swift as a 30-year life structure and, therefore, depreciates at a straight-line rate of 3.33% per year. As of February 1, 2016, the subject's actual age was 19 years old. Due to the subject's remodel in 2007, the subject's effective age would be lower than its'

actual age. The subject's effective age was conservatively estimated at 9.5 years, half of its' actual age. The indicated physical depreciation is 32% ($9.5/30 = 32\%$).

Functional depreciation accounts for the unique characteristics of the subject that would not command an equal or greater return than the cost to construct such feature. A prudent buyer would not be justified in correcting the current improvements as the costs to cure would be greater than the utility gained. The subject is a custom-built discount warehouse store with features that are designed only for Menards. The size of the store, the interior and exterior finishes, the unheated areas along with the outdoor lumber sheds and the location of the bathrooms are all examples of custom design that have functional issues for other users. A conservative estimate of 5% was applied.

Economic and external depreciation accounts for market factors that are beyond the control of the property. Warehouse discount stores have unusually high depreciation rates due to their unique custom features. Prudent buyers will not pay cost or above cost for a custom building as renovations would be necessary to remodel the building to the desired layout and appearance. A prudent buyer would be in a greater economic position by building its' own custom building as the cost would be less or identical. This is evident in the comparable sales. Take for example sale 24, the former Lowe's in Cambridge, Minnesota. Lowe's built this store in 2009 and sold it three years later to Fleet Farm for \$5,000,000. Assuming a conservative estimate of \$2,000,000 for land value, the 3-year-old building was worth only \$3,000,000. This 140,000 square foot building likely cost a minimum of \$7 million (\$50 per square foot) or more to construct and depreciated more than 50% in only 3 years or almost 17% per year. As such a conservative estimate of 2% per year is applied for economic and external depreciation.

The assessed land value was utilized to arrive at a final depreciated replacement cost value of approximately \$6.7 million.

Request for Parcel 02-0084-00010-000

Based on the data presented in both the sales and cost approach, we are respectfully requesting that the Commission reduce the 2016 assessment from \$10,715,200 to \$8,500,000.

Request for Parcel 02-0078-00030-000

The subject parcel consists of a drainage pond serving the Menards property and other adjacent properties. This parcel is not marketable, does not have a highest-and-best use other than a pond and would provide no value to any one owner. The intrinsic value, if any, and benefits from the pond are reflected in the surrounding parcels. It is not equitable to assess a single owner for a pond that is necessary to achieve the development of other surrounding parcels. As such, we are

requesting the Commission to reduce the value from \$332,200 to a nominal value of \$100 for the 2016 assessment.

Respectfully Submitted,

/s/Lane Thor
Managing Consultant



1300 13th Ave E., West Fargo, ND - Analysis

#	Address	City	State	Building Description	Sale Date	GBA	Year Built	Sale Price	\$/SF
1	2222 Crest View Dr.	Hudson	WI	Wal-Mart	May-15	92,971	1989	\$ 3,800,000	\$ 40.87
2	2700 Pontiac Pl	Janesville	WI	Menards	Apr-17	85,613	1984	\$ 3,200,000	\$ 37.38
3	5800 W Hope Ave	Milwaukee	WI	Lowe's	Jul-16	134,314	2005	\$ 1,500,000	\$ 11.17
4	15333 W. National Ave	New Berlin	WI	Wal-Mart	Jul-17	104,231	1992	\$ 4,600,000	\$ 44.13
5	5801 West War Memorial	Peoria	IL	American TV & Appliance	May-15	126,222	2003	\$ 7,900,000	\$ 62.59
6	2400 U.S. Route 34	Oswego	IL	Lowe's	Feb-14	125,421	2005	\$ 3,650,000	\$ 29.10
7	4100 10th St. Dr.	Moline	IL	Menards	Dec-13	83,430	1991	\$ 3,750,000	\$ 44.95
8	709-733 E. Capitol Dr.	Milwaukee	WI	Jewel Foods	Nov-09	80,076	1984	\$ 2,900,000	\$ 36.22
9	103 Oak Avenue	Menomonie	WI	K-Mart	Mar-15	87,754	1989	\$ 3,090,000	\$ 35.21
10	6300 West Brown Deer Road	Milwaukee	WI	Lowe's	Dec-13	117,609	2006	\$ 4,000,000	\$ 34.01
11	2020 North Spring Street	Beaver Dam	WI	Home Depot	Nov-13	102,513	2006	\$ 2,500,000	\$ 24.39
12	3015 Tower Ave	Superior	WI	K-Mart	May-17	89,010	1978	\$ 2,150,000	\$ 24.15
13	7701 Calumet Road	Milwaukee	WI	Sams Club	Mar-17	138,480	1991	\$ 2,992,000	\$ 21.61
14	1001 Highway 23 Byp N	Marshall	MN	K-Mart	Feb-17	94,688	1989	\$ 1,850,000	\$ 19.54
15	404 Schilling Drive	Dundas	MN	K-Mart	Jan-17	94,479	1990	\$ 2,750,000	\$ 29.11
16	1606 Highway 11	International Falls	MN	K-Mart	Jun-16	83,552	1981	\$ 2,200,000	\$ 26.33
17	1100 West Highway 10	Anoka	MN	K-Mart	Apr-16	86,479	1991	\$ 4,000,000	\$ 46.25
18	4405 NE Pheasant	Blaine	MN	Wal-Mart	Jan-16	140,684	2002	\$ 5,200,000	\$ 36.96
19	1215 North State Street	Fairmont	MN	K-Mart	Oct-15	89,291	1970	\$ 325,000	\$ 3.64
20	7210 E Point Douglas Rd	Cottage Grove	MN	Home Depot	Jun-15	95,096	2002	\$ 2,250,000	\$ 23.66
21	5150 Highway 52 NE	Rochester	MN	Menards	Mar-15	93,000	1971	\$ 4,093,937	\$ 44.02
22	380 33rd Ave S.	St. Cloud	MN	Wal-Mart	Oct-14	119,141	1991	\$ 2,265,000	\$ 19.01
23	300 W 7th St.	Monticello	MN	Runnings	Aug-13	87,097	2000	\$ 2,420,000	\$ 27.79
24	2324 3rd Ave NE	Cambridge	MN	Mills Fleet Farm	Oct-12	140,000	2009	\$ 5,000,000	\$ 35.71
25	3100 West Highway 13	Burnsville	MN	Menards	Oct-12	119,498	1978	\$ 2,590,000	\$ 21.67
26	1400 18th Ave NW	Austin	MN	Runnings	Sep-12	96,534	1991	\$ 3,200,000	\$ 33.15
27	13800 Rogers Drive	Rogers	MN	Lowe's	Aug-12	120,316	2006	\$ 3,200,000	\$ 26.60
28	19146 Freepport Street NW	Elk River	MN	Target	Jan-09	89,827	1995	\$ 3,400,000	\$ 37.85
29	1360 Town Centre Drive	Eagan	MN	Wal-Mart	Dec-10	119,234	1991	\$ 2,630,000	\$ 22.06
30	9450 Dunkirk Lane N	Maple Grove	MN	Target	Jan-08	135,132	1998	\$ 9,500,000	\$ 70.30

Low	80,076	1970	\$ 325,000	\$ 3.64
High	140,684	2009	\$ 9,500,000	\$ 70.30
Average	105,723	1993	\$ 3,430,198	\$ 32.31
Median	95,815	1991	\$ 3,145,000	\$ 31.13

Applying All Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Year Built	1997	
Indicated Value Range	Total	\$/SF
Low	\$585,277	\$3.64
High	\$11,304,502	\$70.30
Average	\$5,196,135	\$32.31
Median	\$5,005,378	\$31.13

2016 Assessed Value	\$/SF
\$10,715,200	\$66.64
2016 Requested Value	\$/SF
\$8,500,000	\$52.86

Applying Only MN Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Indicated Value Range	Total	\$/SF
Low	\$585,277	\$3.64
High	\$11,304,502	\$70.30
Average	\$4,953,138	\$30.80
Median	\$4,467,846	\$27.79

Applying Only 2000> Year Built Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Indicated Value Range	Total	\$/SF
Low	\$1,795,792	\$11.17
High	\$10,064,173	\$62.59
Average	\$5,016,554	\$31.20
Median	\$4,573,723	\$28.44

Applying Only Wisconsin Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Indicated Value Range	Total	\$/SF
Low	\$3,474,246	\$21.61
High	\$6,572,372	\$40.87
Average	\$4,972,381	\$30.92
Median	\$5,468,969	\$34.01



Address 1300 13th Ave E., West Fargo, ND
PID 02-0084-00010-000
Year Built 1997
GBA 160,800 sf
Building Ht 26 ft
Perimeter 1,700 ft
Mezz 22,126 sf
Unheated Storage 36,360 sf
Land Size 745,431 sf

M&S Classification Warehouse Discount Stores
Class Class C, Average/Low Cost
Base Cost \$ 50.13

Base Cost	\$50.13	(section 13, page 28)
Refinements		
Heating and Cooling	\$12.36	(section 13, page 39)
Sprinklers	\$2.75	(section 13, page 40)
Total Base Cost	\$65.24	

Refinements		
Perimeter Multiplier	0.776	(section 13, page 41,42)
Story Height Multiplier	1.298	(section 13, page 42)
Current Cost Multiplier	0.99	(section 99, page 3)
Location Multiplier	1.02	(section 99, page 9)
Retrospective Multiplier	0.935	(section 99, page 4)
Refined Base Cost	\$62.03	

Total Base Cost	\$9,974,549	
Estimated Site Improvements	\$500,000	
Unheated SF	\$909,000	
Storage Shed	\$200,000	
Mezz	\$221,260	
Developer's Profit	\$928,385	
Final Total Base Cost	\$12,733,194	

Depreciation		
Physical	29.0%	
Functional	5.0%	
Economic/External	34.0%	
Total Depreciation	68.0%	

Replacement Cost Less Depreciation	\$4,074,622	
Estimated Land Value	\$2,720,900	(2016 assessed value)
Final Replacement Cost	\$6,795,522	



1300 13th Ave E., West Fargo, ND - Analysis

#	Address	City	State	Building Description	Sale Date	GBA	Year Built	Sale Price	\$/SF
1	2222 Crest View Dr.	Hudson	WI	Wal-Mart	May-15	92,971	1989	\$ 3,800,000	\$ 40.87
2	2700 Pontiac Pl	Janesville	WI	Menards	Apr-17	85,613	1984	\$ 3,200,000	\$ 37.38
3	5800 W Hope Ave	Milwaukee	WI	Lowe's	Jul-16	134,314	2005	\$ 1,500,000	\$ 11.17
4	15333 W. National Ave	New Berlin	WI	Wal-Mart	Jul-17	104,231	1992	\$ 4,600,000	\$ 44.13
5	5801 West War Memorial	Peoria	IL	American TV & Appliance	May-15	126,222	2003	\$ 7,900,000	\$ 62.59
6	2400 U.S. Route 34	Oswego	IL	Lowe's	Feb-14	125,421	2005	\$ 3,650,000	\$ 29.10
7	4100 10th St. Dr.	Moline	IL	Menards	Dec-13	83,430	1991	\$ 3,750,000	\$ 44.95
8	709-733 E. Capitol Dr.	Milwaukee	WI	Jewel Foods	Nov-09	80,076	1984	\$ 2,900,000	\$ 36.22
9	103 Oak Avenue	Menomonie	WI	K-Mart	Mar-15	87,754	1989	\$ 3,090,000	\$ 35.21
10	6300 West Brown Deer Road	Milwaukee	WI	Lowe's	Dec-13	117,609	2006	\$ 4,000,000	\$ 34.01
11	2020 North Spring Street	Beaver Dam	WI	Home Depot	Nov-13	102,513	2006	\$ 2,500,000	\$ 24.39
12	3015 Tower Ave	Superior	WI	K-Mart	May-17	89,010	1978	\$ 2,150,000	\$ 24.15
13	7701 Calumet Road	Milwaukee	WI	Sams Club	Mar-17	138,480	1991	\$ 2,992,000	\$ 21.61
14	1001 Highway 23 Byp N	Marshall	MN	K-Mart	Feb-17	94,688	1989	\$ 1,850,000	\$ 19.54
15	404 Schilling Drive	Dundas	MN	K-Mart	Jan-17	94,479	1990	\$ 2,750,000	\$ 29.11
16	1606 Highway 11	International Falls	MN	K-Mart	Jun-16	83,552	1981	\$ 2,200,000	\$ 26.33
17	1100 West Highway 10	Anoka	MN	K-Mart	Apr-16	86,479	1991	\$ 4,000,000	\$ 46.25
18	4405 NE Pheasant	Blaine	MN	Wal-Mart	Jan-16	140,684	2002	\$ 5,200,000	\$ 36.96
19	1215 North State Street	Fairmont	MN	K-Mart	Oct-15	89,291	1970	\$ 325,000	\$ 3.64
20	7210 E Point Douglas Rd	Cottage Grove	MN	Home Depot	Jun-15	95,096	2002	\$ 2,250,000	\$ 23.66
21	5150 Highway 52 NE	Rochester	MN	Menards	Mar-15	93,000	1971	\$ 4,093,937	\$ 44.02
22	380 33rd Ave S.	St. Cloud	MN	Wal-Mart	Oct-14	119,141	1991	\$ 2,265,000	\$ 19.01
23	300 W 7th St.	Monticello	MN	Runnings	Aug-13	87,097	2000	\$ 2,420,000	\$ 27.79
24	2324 3rd Ave NE	Cambridge	MN	Mills Fleet Farm	Oct-12	140,000	2009	\$ 5,000,000	\$ 35.71
25	3100 West Highway 13	Burnsville	MN	Menards	Oct-12	119,498	1978	\$ 2,590,000	\$ 21.67
26	1400 18th Ave NW	Austin	MN	Runnings	Sep-12	96,534	1991	\$ 3,200,000	\$ 33.15
27	13800 Rogers Drive	Rogers	MN	Lowe's	Aug-12	120,316	2006	\$ 3,200,000	\$ 26.60
28	19146 Freepport Street NW	Elk River	MN	Target	Jan-09	89,827	1995	\$ 3,400,000	\$ 37.85
29	1360 Town Centre Drive	Eagan	MN	Wal-Mart	Dec-10	119,234	1991	\$ 2,630,000	\$ 22.06
30	9450 Dunkirk Lane N	Maple Grove	MN	Target	Jan-08	135,132	1998	\$ 9,500,000	\$ 70.30

Low	80,076	1970	\$ 325,000	\$ 3.64
High	140,684	2009	\$ 9,500,000	\$ 70.30
Average	105,723	1993	\$ 3,430,198	\$ 32.31
Median	95,815	1991	\$ 3,145,000	\$ 31.13

Applying All Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Year Built	1997	
Indicated Value Range	Total	\$/SF
Low	\$585,277	\$3.64
High	\$11,304,502	\$70.30
Average	\$5,196,135	\$32.31
Median	\$5,005,378	\$31.13

2016 Assessed Value	\$/SF
\$10,715,200	\$66.64
2016 Requested Value	\$/SF
\$8,500,000	\$52.86

Applying Only MN Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Indicated Value Range	Total	\$/SF
Low	\$585,277	\$3.64
High	\$11,304,502	\$70.30
Average	\$4,953,138	\$30.80
Median	\$4,467,846	\$27.79

Applying Only 2000> Year Built Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Indicated Value Range	Total	\$/SF
Low	\$1,795,792	\$11.17
High	\$10,064,173	\$62.59
Average	\$5,016,554	\$31.20
Median	\$4,573,723	\$28.44

Applying Only Wisconsin Sales

Valuation Estimate of Subject		
Subject GBA	160,800	
Indicated Value Range	Total	\$/SF
Low	\$3,474,246	\$21.61
High	\$6,572,372	\$40.87
Average	\$4,972,381	\$30.92
Median	\$5,468,969	\$34.01



Address 1300 13th Ave E., West Fargo, ND
PID 02-0084-00010-000
Year Built 1997
GBA 160,800 sf
Building Ht 26 ft
Perimeter 1,700 ft
Mezz 22,126 sf
Unheated Storage 36,360 sf
Land Size 745,431 sf

M&S Classification Warehouse Discount Stores
Class Class C, Average/Low Cost
Base Cost \$ 50.13

Base Cost	\$50.13	(section 13, page 28)
Refinements		
Heating and Cooling	\$12.36	(section 13, page 39)
Sprinklers	\$2.75	(section 13, page 40)
Total Base Cost	\$65.24	

Refinements		
Perimeter Multiplier	0.776	(section 13, page 41,42)
Story Height Multiplier	1.298	(section 13, page 42)
Current Cost Multiplier	0.99	(section 99, page 3)
Location Multiplier	1.02	(section 99, page 9)
Retrospective Multiplier	0.935	(section 99, page 4)
Refined Base Cost	\$62.03	

Total Base Cost	\$9,974,549	
Estimated Site Improvements	\$500,000	
Unheated SF	\$909,000	
Storage Shed	\$200,000	
Mezz	\$221,260	
Developer's Profit	\$928,385	
Final Total Base Cost	\$12,733,194	

Depreciation		
Physical	29.0%	
Functional	5.0%	
Economic/External	34.0%	
Total Depreciation	68.0%	

Replacement Cost Less Depreciation	\$4,074,622	
Estimated Land Value	\$2,720,900	(2016 assessed value)
Final Replacement Cost	\$6,795,522	



November 1, 2018

Auditor

Michael Montplaisir, CPA
701-241-5601

Treasurer

Charlotte Sandvik
701-241-5611

City of West Fargo
Tina Fisk, Administrator
800 4th Ave E Ste 1
West Fargo, ND 58078



Dear Ms. Fisk,

Enclosed are the applications for abatement and settlement of taxes submitted by Menard, Inc.

Please be reminded that Section 57-23-06 of the North Dakota Century Code states the following: "Within ten days after receiving an application for abatement, the city auditor or the township clerk shall give the applicant a notice of a hearing to be held before the governing body of the city or township, or such other committee as it may designate, in which the assessed property is located. Said hearing shall be set for no more than sixty days after the date of the notice of hearing. The applicant may waive, in writing, the hearing before such governing body or designated committee at any time before the hearing".

Please have your city commission make a recommendation on the back of the abatements, sign them, and return them to this office.

Sincerely,

Michael Montplaisir
Cass County Auditor

dkb

Enclosure

Box 2806
211 Ninth Street South
Fargo, North Dakota 58103

Fax 701-241-5728

www.casscountynod.gov

CITY OF WEST FARGO
NOV 10 2 2018

Application For Abatement Or Refund Of Taxes

North Dakota Century Code § 57-23-04

File with the County Auditor on or before November 1 of the year following the year in which the tax becomes delinquent.

RECEIVED
CASS COUNTY AUDITOR
NOV 01 2018 AM 10:34

State of North Dakota Assessment District West Fargo
 County of Cass Property I.D. No. 02-0084-00010-000
 Name Menard, Inc. Telephone No. _____
 Address 1300 13th Avenue East, West Fargo, ND 58078

Legal description of the property involved in this application:

Lot: 1 Block: 1 Dakota Territory 10th LT 1 BLK 1

Total true and full value of the property described above for the year 2016 is:

Land \$ 2,720,900
 Improvements \$ 7,994,300
 Total \$ 10,715,200
 (1)

Total true and full value of the property described above for the year 2016 should be:

Land \$ 2,500,000
 Improvements \$ 6,000,000
 Total \$ 8,500,000
 (2)

The difference of \$ 2,215,200.00 true and full value between (1) and (2) above is due to the following reason(s):

- 1. Agricultural property true and full value exceeds its agricultural value defined in N.D.C.C. § 57-02-27.2
- 2. Residential or commercial property's true and full value exceeds the market value
- 3. Error in property description, entering the description, or extending the tax
- 4. Nonexisting improvement assessed
- 5. Complainant or property is exempt from taxation. Attach a copy of Application for Property Tax Exemption.
- 6. Duplicate assessment
- 7. Property improvement was destroyed or damaged by fire, flood, tornado, or other natural disaster (see N.D.C.C. § 57-23-04(1)(g))
- 8. Error in noting payment of taxes, taxes erroneously paid
- 9. Property qualifies for Homestead Credit (N.D.C.C. § 57-02-08.1) or Disabled Veterans Credit (N.D.C.C. § 57-02-08.8). Attach a copy of the application.
- 10. Other (explain) _____

The following facts relate to the market value of the residential or commercial property described above. For agricultural property, go directly to question #5.

1. Purchase price of property: \$ _____ Date of purchase: _____
 Terms: Cash _____ Contract _____ Trade _____ Other (explain) _____
 Was there personal property involved in the purchase price? _____ Estimated value: \$ _____
 yes/no

2. Has the property been offered for sale on the open market? _____ If yes, how long? _____
 yes/no
 Asking price: \$ _____ Terms of sale: _____

3. The property was independently appraised: _____ Purpose of appraisal: _____
 yes/no
 _____ Market value estimate: \$ _____
 Appraisal was made by whom? _____

4. The applicant's estimate of market value of the property involved in this application is \$ _____

5. The estimated agricultural productive value of this property is excessive because of the following condition(s): _____

Applicant asks that the value of the subject be reduced based on the sales of comparable properties.

By filing this application, I consent to an inspection of the above-described property by an authorized assessment official for the purpose of making an appraisal of the property. I understand the official will give me reasonable notification of the inspection. See N.D.C.C. § 57-23-05.1.

I declare under the penalties of N.D.C.C. § 12.1-11-02, which provides for a Class A misdemeanor for making a false statement in a governmental matter, that this application is, to the best of my knowledge and belief, a true and correct application.

Signature of Preparer (if other than applicant) [Signature] Date 10/30/18
 Signature of Applicant _____ Date _____

Recommendation of the Governing Body of the City or Township

Recommendation of the governing board of _____

On _____, the governing board of this municipality, after examination of this application and the facts, passed a resolution recommending to the Board of County Commissioners that the application be _____

Dated this _____ day of _____, _____
 City Auditor or Township Clerk

Action by the Board of County Commissioners

Application was _____ by action of _____ County Board of Commissioners.
Approved/Rejected

Based upon an examination of the facts and the provisions of North Dakota Century Code § 57-23-04, we approve this application. The taxable valuation is reduced from \$ _____ to \$ _____ and the taxes are reduced accordingly. The taxes, if paid, will be refunded to the extent of \$ _____. The Board accepts \$ _____ in full settlement of taxes for the tax year _____.

We reject this application in whole or in part for the following reason(s). Written explanation of the rationale for the decision must be attached. _____

Dated _____

County Auditor _____ Chairperson _____

Certification of County Auditor

I certify that the Board of County Commissioners took the action stated above and the records of my office and the office of the County Treasurer show the following facts as to the assessment and the payment of taxes on the property described in this application

Year	Taxable Value	Tax	Date Paid (if paid)	Payment Made Under Written Protest?
				yes/no

I further certify that the taxable valuation and the taxes ordered abated or refunded by the Board of County Commissioner are as follows:

Year	Reduction in Taxable Valuation	Reduction in Taxes

County Auditor _____ Date _____

**Application For Abatement
Or Refund Of Taxes**

Name of Applicant Menard, Inc.
 County Auditor's File No. 4479
 Date Application Was Filed With The County Auditor 11/1/18
 Date County Auditor Mailed Application to Township Clerk or City Auditor 11/1/18
(must be within five business days of filing date)



Application For Abatement Or Refund Of Taxes

North Dakota Century Code § 57-23-04

File with the County Auditor on or before November 1 of the year following the year in which the tax becomes delinquent.

RECEIVED
NOV 10 2016
CASS COUNTY

NOV 10 2016 AM 10:24

State of North Dakota Assessment District West Fargo
 County of Cass Property I.D. No. 02-0078-00030-000
 Name Menard, Inc. Telephone No. _____
 Address 1300 13th Avenue East, West Fargo, ND 58078

Legal description of the property involved in this application:

Retention pond is Exempt

Total true and full value of the property described above for the year 2016 is:

Land \$ 332.300
 Improvements \$ _____
 Total \$ 332.300
 (1)

Total true and full value of the property described above for the year 2016 should be:

Land \$ 265.800
 Improvements \$ _____
 Total \$ 100
 (2)

The difference of \$ 332,200.00 true and full value between (1) and (2) above is due to the following reason(s):

- 1. Agricultural property true and full value exceeds its agricultural value defined in N.D.C.C. § 57-02-27.2
- 2. Residential or commercial property's true and full value exceeds the market value
- 3. Error in property description, entering the description, or extending the tax
- 4. Nonexisting improvement assessed
- 5. Complainant or property is exempt from taxation. Attach a copy of Application for Property Tax Exemption.
- 6. Duplicate assessment
- 7. Property improvement was destroyed or damaged by fire, flood, tornado, or other natural disaster (see N.D.C.C. § 57-23-04(1)(g))
- 8. Error in noting payment of taxes, taxes erroneously paid
- 9. Property qualifies for Homestead Credit (N.D.C.C. § 57-02-08.1) or Disabled Veterans Credit (N.D.C.C. § 57-02-08.8). Attach a copy of the application.
- 10. Other (explain) _____

The following facts relate to the market value of the residential or commercial property described above. For agricultural property, go directly to question #5.

1. Purchase price of property: \$ _____ Date of purchase: _____
 Terms: Cash _____ Contract _____ Trade _____ Other (explain) _____
 Was there personal property involved in the purchase price? _____ Estimated value: \$ _____
 yes/no

2. Has the property been offered for sale on the open market? _____ If yes, how long? _____
 yes/no
 Asking price: \$ _____ Terms of sale: _____

3. The property was independently appraised: _____ Purpose of appraisal: _____
 yes/no
 _____ Market value estimate: \$ _____
 Appraisal was made by whom? _____

4. The applicant's estimate of market value of the property involved in this application is \$ _____

5. The estimated agricultural productive value of this property is excessive because of the following condition(s): _____

Applicant asks that the value of the subject be reduced based on its' use as a hold pond benefiting all surrounding properties.

By filing this application, I consent to an inspection of the above-described property by an authorized assessment official for the purpose of making an appraisal of the property. I understand the official will give me reasonable notification of the inspection. See N.D.C.C. § 57-23-05.1.

I declare under the penalties of N.D.C.C. § 12-1-11-02, which provides for a Class A misdemeanor for making a false statement in a governmental matter, that this application is, to the best of my knowledge and belief, a true and correct application.

Signature of Preparer (if other than applicant) [Signature] Date 10/23/18
 Signature of Applicant _____ Date _____

Recommendation of the Governing Body of the City or Township

Recommendation of the governing board of _____

On _____, the governing board of this municipality, after examination of this application and the facts, passed a resolution recommending to the Board of County Commissioners that the application be _____

Dated this _____ day of _____, _____
 City Auditor or Township Clerk

Action by the Board of County Commissioners

Application was _____ by action of _____ County Board of Commissioners.
Approved/Rejected

Based upon an examination of the facts and the provisions of North Dakota Century Code § 57-23-04, we approve this application. The taxable valuation is reduced from \$ _____ to \$ _____ and the taxes are reduced accordingly. The taxes, if paid, will be refunded to the extent of \$ _____. The Board accepts \$ _____ in full settlement of taxes for the tax year _____.

We reject this application in whole or in part for the following reason(s). Written explanation of the rationale for the decision must be attached. _____

Dated _____

County Auditor _____ Chairperson _____

Certification of County Auditor

I certify that the Board of County Commissioners took the action stated above and the records of my office and the office of the County Treasurer show the following facts as to the assessment and the payment of taxes on the property described in this application.

Year	Taxable Value	Tax	Date Paid (if paid)	Payment Made Under Written Protest?
				yes/no

I further certify that the taxable valuation and the taxes ordered abated or refunded by the Board of County Commissioner are as follows:

Year	Reduction in Taxable Valuation	Reduction in Taxes

County Auditor _____ Date _____

**Application For Abatement
 Or Refund Of Taxes**

Name of Applicant Menard, Inc.

County Auditor's File No. 4480

Date Application Was Filed With The County Auditor 11/1/18

Date County Auditor Visited Application to Township Clerk or City Auditor 11/1/18
(must be within the business days of filing date)

October 15, 2018

Tina Fisk
City Administrator
800 4th Avenue East, Suite 1
West Fargo, ND 58078

Re: Proposal for Refunding Various Bonds

Tina,

I am writing you today to submit a formal proposal to have AMKO Advisors act as the City of West Fargo's Municipal Advisor in the refunding of 4 outstanding bonds by the City of West Fargo that all had a call date of May 1, 2018.

The following is a list of the bonds AMKO Advisors is proposing to refund for the City:

- \$7,080,000 Refunding Improvement Bonds of 2008, Series C 2024
- \$7,725,000 Refunding Improvement Bonds of 2009, Series C 2034
- \$9,960,000 Refunding Improvement Bonds of 2011, Series C 2036
- \$15,630,000 Refunding Improvement Bonds of 2012, Series A 2036

Based on the interest rates that the City received on a competitive bond sale it completed on August 6, 2018, it would have saved over \$2.0 million if it would have included these bond that were callable as part of the sale. Please see the enclosed EXHIBIT A. I have also enclosed the cover sheet of the Official Statement of this sale for your convenience.

Due to the rising interest rate environment, the missed refunding has cost the City of West Fargo and its residents over \$678,000. We anticipate the rising interest rate environment to continue. Please see EXHIBIT B for our analysis of a current refunding based on current interest rates.

The City still has an opportunity to save the City and its residents approximately \$1.4 million. This can occur with AMKO Advisors acting as its Municipal Advisor to move forward with completing a competitive sale for the refunding of these 4 current callable bond issues.

For your convenience I have included AMKO Advisor's engagement letter to act as the City's Municipal Advisor for the refunding of these 4 bond issuances and save the City and its residents money on these missed refundings.

We formally request an opportunity to present our proposal and contract to the City of West Fargo's city council for consideration to move forward. If acceptance could occur within the next 14 days, AMKO Advisors anticipates closing the refunding bond issues by year end.

Please don't hesitate to contact us with any questions. Thank you for your time and we look forward to your positive response to our proposal.

Sincerely,



Brian D. Osowski
President

\$23,525,000

EXHIBIT A - City of West Fargo, North Dakota -

Refunding Improvement Bonds, Series 2018C

Based on Interest Rates Received on Competitive Sale Completed August 6, 2018

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
05/01/2019	1,850,000.00	5.000%	551,755.07	2,401,755.07
05/01/2020	1,785,000.00	5.000%	1,017,175.00	2,802,175.00
05/01/2021	1,775,000.00	5.000%	927,925.00	2,702,925.00
05/01/2022	1,785,000.00	5.000%	839,175.00	2,624,175.00
05/01/2023	1,805,000.00	5.000%	749,925.00	2,554,925.00
05/01/2024	1,590,000.00	5.000%	659,675.00	2,249,675.00
05/01/2025	1,290,000.00	5.000%	580,175.00	1,870,175.00
05/01/2026	1,280,000.00	5.000%	515,675.00	1,795,675.00
05/01/2027	1,265,000.00	5.000%	451,675.00	1,716,675.00
05/01/2028	1,230,000.00	5.000%	388,425.00	1,618,425.00
05/01/2029	1,250,000.00	5.000%	326,925.00	1,576,925.00
05/01/2030	1,310,000.00	4.000%	264,425.00	1,574,425.00
05/01/2031	1,315,000.00	4.000%	212,025.00	1,527,025.00
05/01/2032	1,215,000.00	4.000%	159,425.00	1,374,425.00
05/01/2033	950,000.00	4.000%	110,825.00	1,060,825.00
05/01/2034	950,000.00	4.000%	72,825.00	1,022,825.00
05/01/2035	805,000.00	4.000%	34,825.00	839,825.00
05/01/2036	75,000.00	3.500%	2,625.00	77,625.00
Total	\$23,525,000.00	-	\$7,865,480.07	\$31,390,480.07

Yield Statistics

Bond Year Dollars	\$175,637.15
Average Life	7.466 Years
Average Coupon	4.4782553%
Net Interest Cost (NIC)	3.2105272%
True Interest Cost (TIC)	3.0169908%
Bond Yield for Arbitrage Purposes	2.7582270%
All Inclusive Cost (AIC)	3.0982702%

IRS Form 8038

Net Interest Cost	2.7706174%
Weighted Average Maturity	7.505 Years

\$23,525,000

EXHIBIT A - City of West Fargo, North Dakota -

Refunding Improvement Bonds, Series 2018C

Based on Interest Rates Received on Competitive Sale Completed August 6, 2018

Debt Service Comparison

Date	Total P+I	Net New D/S	Old Net D/S	Savings
05/01/2019	2,401,755.07	2,401,755.07	2,411,920.00	10,164.93
05/01/2020	2,802,175.00	2,802,175.00	2,811,620.00	9,445.00
05/01/2021	2,702,925.00	2,702,925.00	2,713,590.00	10,665.00
05/01/2022	2,624,175.00	2,624,175.00	2,634,940.00	10,765.00
05/01/2023	2,554,925.00	2,554,925.00	2,564,155.00	9,230.00
05/01/2024	2,249,675.00	2,249,675.00	2,421,830.00	172,155.00
05/01/2025	1,870,175.00	1,870,175.00	1,876,435.00	6,260.00
05/01/2026	1,795,675.00	1,795,675.00	1,802,311.26	6,636.26
05/01/2027	1,716,675.00	1,716,675.00	1,728,248.76	11,573.76
05/01/2028	1,618,425.00	1,618,425.00	1,627,603.76	9,178.76
05/01/2029	1,576,925.00	1,576,925.00	1,582,593.76	5,668.76
05/01/2030	1,574,425.00	1,574,425.00	1,581,643.76	7,218.76
05/01/2031	1,527,025.00	1,527,025.00	1,533,066.26	6,041.26
05/01/2032	1,374,425.00	1,374,425.00	1,467,517.50	93,092.50
05/01/2033	1,060,825.00	1,060,825.00	1,405,482.50	344,657.50
05/01/2034	1,022,825.00	1,022,825.00	1,353,178.76	330,353.76
05/01/2035	839,825.00	839,825.00	990,875.00	151,050.00
05/01/2036	77,625.00	77,625.00	952,937.50	875,312.50
Total	\$31,390,480.07	\$31,390,480.07	\$33,459,948.82	\$2,069,468.75

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	1,320,317.16
Net PV Cashflow Savings @ 3.098%(AIC)	1,320,317.16
Contingency or Rounding Amount	4,629.76
Net Present Value Benefit	\$1,324,946.92
Net PV Benefit / \$25,615,000 Refunded Principal	5.173%
Net PV Benefit / \$23,525,000 Refunding Principal	5.632%

Refunding Bond Information

Refunding Dated Date	11/02/2018
Refunding Delivery Date	11/02/2018

\$23,525,000

EXHIBIT A - City of West Fargo, North Dakota -

Refunding Improvement Bonds, Series 2018C

Based on Interest Rates Received on Competitive Sale Completed August 6, 2018

Sources & Uses

Dated 11/02/2018 | Delivered 11/02/2018

Sources Of Funds

Par Amount of Bonds	\$23,525,000.00
Reoffering Premium	2,461,851.55
Total Sources	\$25,986,851.55

Uses Of Funds

Total Underwriter's Discount (1.000%)	235,250.00
Costs of Issuance	129,350.00
Deposit to Current Refunding Fund	25,617,621.79
Rounding Amount	4,629.76
Total Uses	\$25,986,851.55

\$26,155,000

EXHIBIT B - City of West Fargo, North Dakota

Refunding Improvement Bonds, Series 2018C

Based on Current Interest Rates

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
05/01/2019	2,150,000.00	2.100%	250,678.91	2,400,678.91
05/01/2020	2,115,000.00	2.250%	682,627.50	2,797,627.50
05/01/2021	2,070,000.00	2.300%	635,040.00	2,705,040.00
05/01/2022	2,035,000.00	2.350%	587,430.00	2,622,430.00
05/01/2023	2,015,000.00	2.450%	539,607.50	2,554,607.50
05/01/2024	1,805,000.00	2.550%	490,240.00	2,295,240.00
05/01/2025	1,420,000.00	2.650%	444,212.50	1,864,212.50
05/01/2026	1,390,000.00	2.750%	406,582.50	1,796,582.50
05/01/2027	1,355,000.00	2.900%	368,357.50	1,723,357.50
05/01/2028	1,290,000.00	3.050%	329,062.50	1,619,062.50
05/01/2029	1,285,000.00	3.150%	289,717.50	1,574,717.50
05/01/2030	1,325,000.00	3.200%	249,240.00	1,574,240.00
05/01/2031	1,320,000.00	3.300%	206,840.00	1,526,840.00
05/01/2032	1,300,000.00	3.400%	163,280.00	1,463,280.00
05/01/2033	985,000.00	3.500%	119,080.00	1,104,080.00
05/01/2034	940,000.00	3.600%	84,605.00	1,024,605.00
05/01/2035	935,000.00	3.700%	50,765.00	985,765.00
05/01/2036	420,000.00	3.850%	16,170.00	436,170.00
Total	\$26,155,000.00	-	\$5,913,536.41	\$32,068,536.41

Yield Statistics

Bond Year Dollars	\$189,308.94
Average Life	7.238 Years
Average Coupon	3.1237491%
Net Interest Cost (NIC)	3.2619095%
True Interest Cost (TIC)	3.2584613%
Bond Yield for Arbitrage Purposes	3.0958240%
All Inclusive Cost (AIC)	3.3398855%

IRS Form 8038

Net Interest Cost	3.1237491%
Weighted Average Maturity	7.238 Years

\$26,155,000

EXHIBIT B - City of West Fargo, North Dakota
Refunding Improvement Bonds, Series 2018C
Based on Current Interest Rates

Debt Service Comparison

Date	Total P+I	Net New D/S	Old Net D/S	Savings
05/01/2019	2,400,678.91	2,400,678.91	2,411,920.00	11,241.09
05/01/2020	2,797,627.50	2,797,627.50	2,811,620.00	13,992.50
05/01/2021	2,705,040.00	2,705,040.00	2,713,590.00	8,550.00
05/01/2022	2,622,430.00	2,622,430.00	2,634,940.00	12,510.00
05/01/2023	2,554,607.50	2,554,607.50	2,564,155.00	9,547.50
05/01/2024	2,295,240.00	2,295,240.00	2,421,830.00	126,590.00
05/01/2025	1,864,212.50	1,864,212.50	1,876,435.00	12,222.50
05/01/2026	1,796,582.50	1,796,582.50	1,802,311.26	5,728.76
05/01/2027	1,723,357.50	1,723,357.50	1,728,248.76	4,891.26
05/01/2028	1,619,062.50	1,619,062.50	1,627,603.76	8,541.26
05/01/2029	1,574,717.50	1,574,717.50	1,582,593.76	7,876.26
05/01/2030	1,574,240.00	1,574,240.00	1,581,643.76	7,403.76
05/01/2031	1,526,840.00	1,526,840.00	1,533,066.26	6,226.26
05/01/2032	1,463,280.00	1,463,280.00	1,467,517.50	4,237.50
05/01/2033	1,104,080.00	1,104,080.00	1,405,482.50	301,402.50
05/01/2034	1,024,605.00	1,024,605.00	1,353,178.76	328,573.76
05/01/2035	985,765.00	985,765.00	990,875.00	5,110.00
05/01/2036	436,170.00	436,170.00	952,937.50	516,767.50
Total	\$32,068,536.41	\$32,068,536.41	\$33,459,948.82	\$1,391,412.41

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	890,276.84
Net PV Cashflow Savings @ 3.340%(AIC)	890,276.84
Contingency or Rounding Amount	2,280.45
Net Present Value Benefit	\$892,557.29
Net PV Benefit / \$25,615,000 Refunded Principal	3.485%
Net PV Benefit / \$26,155,000 Refunding Principal	3.413%

Refunding Bond Information

Refunding Dated Date	12/27/2018
Refunding Delivery Date	12/27/2018

\$26,155,000

EXHIBIT B - City of West Fargo, North Dakota
Refunding Improvement Bonds, Series 2018C
Based on Current Interest Rates

Sources & Uses

Dated 12/27/2018 | Delivered 12/27/2018

Sources Of Funds

Par Amount of Bonds	\$26,155,000.00
Total Sources	\$26,155,000.00

Uses Of Funds

Total Underwriter's Discount (1.000%)	261,550.00
Costs of Issuance	129,350.00
Deposit to Current Refunding Fund	25,761,819.55
Rounding Amount	2,280.45
Total Uses	\$26,155,000.00

**NEW ISSUE
NOT BANK QUALIFIED**

**INSURED RATING: Standard & Poor's "AA" (Stable Outlook)
Moody's "A2" (Stable Outlook)**

**RATING: Moody's "A1" (negative outlook)
See "Rating" herein**

This Document does not constitute an offer to sell the Bonds in any State or other jurisdiction to any person to whom it is unlawful to make such offer in such State or jurisdiction. No dealer, salesperson, or any other person has been authorized to give any information or to make any representation other than those contained herein in connection with the offering of the Bonds, and if given or made, such information or representation must not be relied upon.

OFFICIAL STATEMENT

**CITY OF WEST FARGO
CASS COUNTY, NORTH DAKOTA**

\$30,230,000 Refunding Improvement Bonds of 2018, Series B

Bonds Dated: September 5, 2018

Principal Due: May 1, as shown below

The Bonds will be in fully registered form in the denominations of \$5,000 or any whole multiple thereof. Interest will be payable on May 1 and November 1, commencing May 1, 2019. The Bonds will be issued as fully registered Bonds without coupons and, when issued, will be registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"). DTC will act as securities depository of the Bonds. Individual purchases may be made in book entry form only, in the principal amount of \$5,000 and integral multiples thereof. Purchasers will not receive certificates representing their interest in the Bonds purchased. (See "Book-Entry-Only System" herein.) Starion Bond Services of Bismarck, North Dakota will serve as registrar.

<u>Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Yield</u>	<u>CUSIP</u>	<u>Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Yield</u>	<u>CUSIP</u>
05/01/2019	\$ 440,000	5.000%	1.550%	952718 B94	05/01/2031	\$1,165,000	4.000%	3.100%	952718 D50
05/01/2020	880,000	5.000	1.700	952718 C28	05/01/2032	1,205,000	4.000	3.160	952718 D68
05/01/2021	900,000	5.000	1.900	952718 C36	05/01/2033	1,245,000	4.000	3.210	952718 D76
05/01/2022	910,000	5.000	2.050	952718 C44	05/01/2034	1,285,000	4.000	3.250	952718 D84
05/01/2023	945,000	5.000	2.150	952718 C51	05/01/2035	1,335,000	4.000	3.300	952718 D92
05/01/2024	950,000	5.000	2.300	952718 C69	05/01/2036	1,395,000	3.500	3.500	952718 E26
05/01/2025	985,000	5.000	2.450	952718 C77	05/01/2037	1,440,000	3.500	3.550	952718 E34
05/01/2026	1,005,000	5.000	2.520	952718 C85	05/01/2038	1,490,000	3.500	3.600	952718 E42
05/01/2027	1,040,000	5.000	2.690	952718 C93	05/01/2039	1,540,000	3.500	3.650	952718 E59
05/01/2028	1,075,000	5.000	2.750	952718 D27	05/01/2040	1,600,000	3.500	3.680	952718 E67
05/01/2029	1,100,000	5.000	2.880	952718 D35	05/01/2041	1,660,000	3.625	3.700	952718 E75
05/01/2030	1,130,000	4.000	3.000	952718 D43	05/01/2043*	3,510,000	3.625	3.730	952718 E91

*Term Bonds, see "THE BONDS – Mandatory Sinking Fund Redemption" herein.

The scheduled payment of principal of and interest on the Bonds when due will be guaranteed under an insurance policy to be issued concurrently with the delivery of the Bonds by **ASSURED GUARANTY MUNICIPAL CORP.**



Bonds maturing in 2030 and thereafter shall be subject to redemption and prepayment, at the option of the City, on May 1, 2029, and any date thereafter, in inverse order of maturities and by lot within any maturity, at par plus accrued interest.

In the opinion of Ohnstad Twichell, P.C., Bond Counsel, the interest to be paid on the Bonds will not be includable in gross income of the recipient for United States or North Dakota income tax purposes. Interest on the Bonds will not be treated as a preference item in calculating the federal alternative minimum taxable income of individuals (see "Tax-Exemption" herein).

Baird

The Date of this Official Statement is August 8, 2018.

Agenda #	<u>6</u>
Agenda Code	<u>Regular</u>
Project #	<u>18978D</u>

AGENDA ITEM DESCRIPTION
CITY COMMISSION
WEST FARGO, NORTH DAKOTA

***Please Note: The following information must be completed and submitted to the West Fargo City Auditor's Office by the Thursday noon preceding the City Commission meeting. Failure to comply may result in no action being taken on your request.

1. CONTACT PERSON: Dustin Scott

2. PHONE NO. 701-433-5425 DATE: November 15, 2018

3. PLEASE BRIEFLY DESCRIBE YOUR REQUEST: _____
Review Recommendation of Award letter

Review Bids Received for NDDOT Project: SU-8-992(040)041, PCN 21569

Street Improvement District No. 2250 (Segment 3)

4. SITE ADDRESS OR LEGAL DESCRIPTION (if applicable):
Sheyenne Street Reconstruction – 40th Ave to 32nd Ave (Segment 3)

5. ACTION BEING REQUESTED FROM CITY COMMISSION: _____
Award contract for NDDOT Project: SU-8-992(040)041 to Dakota Underground

Company for their low bid of \$10,083,777.85



925 10th Avenue East
West Fargo, ND 58078

P: 701.282.4692
F: 701.282.4530



November 15, 2018

Dustin Scott
City Engineer
800 4th Avenue East
West Fargo ND 58078

Re: NDDOT Project: SU-8-992(040)041, PCN 21569
Street Improvement District No. 2250
Sheyenne Street Reconstruction – 40th Ave to 32nd Ave (Segment 3)
West Fargo, ND

Dear Mr. Scott:

Attached is a letter from the NDDOT dated November 9, 2018 with bids for construction on the above noted project for your review.

After reviewing the letter and bids, we concur with the NDDOT's recommendation to award the contract to Dakota Underground Company for the construction amount of \$10,083,777.85. The estimate submitted with the Engineer's Report for this Segment was \$10,138,822.94. The engineer's estimate prior to bidding was \$10,865,999.90. The City's share of construction cost is estimated to be \$6,175,244.88.

The City received notification by email on November 14, 2018 that the DBE Program requirements have been met, so the City can award the contract at this time. The City must notify the NDDOT in writing so they can concur with the award before we send the contract to Dakota Underground Company. The NDDOT will prepare a letter to the City with instructions on how to proceed after they receive this written notification.

If you concur with this recommendation, please submit this to the City Commission to recommend awarding a contract to Dakota Underground Company.

Sincerely,

MOORE ENGINEERING INC.

Brandon Oye, PE
Project Manager

Proposal	Description	Bidder ID	Bidder Name	Address	Is Public	DBE	Bid Amount	Alt or Opt	Bid Limitation	Total Discount
002 - 20181109002 CASS	GRADING; SALVAGED BASE; PCC PAVEMENT; HMA; STORM DRAIN; LIGHTING; SIGNALS; PAVEMENT MARKING; SHARED USE PATH; REINF CONCRETE SIDEWALK; BRIDGE AND WATERMAIN	9048	ENGINEERS ESTIMATE	607 E BOULEVARD AVE BISMARCK , ND 58505-0606	Yes	9.00%	\$14,836,694.10			
		78	DAKOTA UNDERGROUND COMPANY	4001 15TH AVE N FARGO , ND 58102-2832	Yes	7.42%	\$17,591,552.98			
		180	STRATA CORPORATION	PO BOX 13500 GRAND FORKS , ND 58208	Yes	7.45%	\$20,296,948.65			
		140	NORTHERN IMPROVEMENT COMPANY	P.O. BOX 2846 FARGO , ND 58108	Yes	9.03%	\$21,455,327.54		1 Job of Jobs 2 & 3	
003 - 20181109003 CASS	GRADING; AGGREGATE BASE; PCC PAVEMENT; STORM SEWER; SIDEWALK; LANDSCAPING; SIGNING; PAVEMENT MARKINGS; TRAFFIC SIGNALS; STREET LIGHTING; WATERMAIN; SANITARY SEWER; FIBER OPTIC	78	DAKOTA UNDERGROUND COMPANY	4001 15TH AVE N FARGO , ND 58102-2832	Yes	8.79%	\$10,083,777.85			
		9048	ENGINEERS ESTIMATE	607 E BOULEVARD AVE BISMARCK , ND 58505-0606	Yes	7.00%	\$10,865,999.90			
		140	NORTHERN IMPROVEMENT COMPANY	P.O. BOX 2846 FARGO , ND 58108	Yes	8.02%	\$11,445,715.55		1 Job of Jobs 2 & 3	
		180	STRATA CORPORATION	PO BOX 13500 GRAND FORKS , ND 58208	Yes	8.66%	\$12,897,267.36			
004 - 20181109004 PEMBINA	MILLING; HMA OVERLAY; & INCIDENTALS	1261	R.J. ZAVORAL & SONS, INC.	PO BOX 435 EAST GRAND FORKS , MN 56721	Yes	5.01%	\$2,694,771.99			
		2712	KNIFE RIVER MATERIALS	PO BOX 40 BEMIDJI , MN 56619-0040	Yes	5.00%	\$2,698,906.49			
		239	MAYO CONSTRUCTION COMPANY INC	13960 HIGHWAY 5 CAVALIER , ND 58220	Yes	5.08%	\$2,775,871.16			
		9048	ENGINEERS ESTIMATE	607 E BOULEVARD AVE BISMARCK , ND 58505-0606	Yes	5.00%	\$2,895,431.20			
		180	STRATA CORPORATION	PO BOX 13500 GRAND FORKS , ND 58208	Yes	0.87%	\$3,093,660.87			
159	CENTRAL SPECIALTIES INC	6325 COUNTY ROAD 87 SW ALEXANDRIA , MN 56308-5361	Yes	5.01%	\$3,178,780.84					



North Dakota Department of Transportation

Thomas K. Sorel
Director

Doug Burgum
Governor

November 9, 2018

Mr. Dustin Scott
City Engineer
800 4th Ave. E.
West Fargo, ND 58078

PROJECT: SU-8-992(040)041, PCN 21569- WEST FARGO, SHEYENNE ST FROM 40TH AVE W TO 32ND AVE W

Bids for the construction on the above noted project were taken at our bid opening of November 9, 2018. A copy of the Contract Detail Estimate and Abstract of Bids are enclosed.

The low bid for Grading, Aggregate Base, PCC Pavement, Storm Sewer, Sidewalk, Landscaping, Signing, Pavement Markings, Traffic Signals, Street Lighting, Watermain, Sanitary Sewer, & Fiber Optic was submitted by Dakota Underground Company of Fargo, ND in the amount of \$10,083,777.85. According to the agreement with the City of West Fargo, the City's share is estimated to be \$6,175,244.88. Federal Funds obligated for this project shall not exceed 80.93 percent of the total eligible project cost up to a maximum of \$4,916,910.76. The balance of the project cost is the obligation of the City.

The Department will review the low bidder's proposal to assure that the Disadvantaged Business Enterprise Program requirements have been met. Upon review of the contractor's Disadvantaged Business Enterprise Program, the Department will advise you via email whether this project may be awarded. The City must award the contract before the Department will concur in the award, therefore, the City must notify the Department in writing as soon as possible after the award is made. Contracts cannot be executed prior to the date of the Department's concurrence.

Questions should be addressed to the Construction Services Division at 701-328-2566.

A handwritten signature in black ink, appearing to read "Phillip Murdoff".

PHILLIP MURDOFF, P.E. - CONSTRUCTION SERVICES ENGINEER

80/pm/lp
Enclosure

11/9/2018

NORTH DAKOTA DEPARTMENT OF TRANSPORTATION
CONTRACT DETAIL ESTIMATE UPON WHICH PROJECT AGREEMENT IS TO BE BASED

Page 1 of 7

North Dakota **FEDERAL AID**

Bid Opening Date: **11/9/2018**

Project Number: **SU-8-992(040)041**

PCN: **21569**

Job Number: **3**

English/Metric: **ENGLISH**

Contract with **DAKOTA UNDERGROUND COMPANY FARGO, ND**

Signed Date:

County(s): **CASS**

Location: **WEST FARGO, SHEYENNE ST FROM 40TH AVE W TO 32ND AVE W**

North Dakota FEDERAL AID

Bid Opening Date: 11/9/2018

Project Number: SU-8-992(040)041

PCN: 21569

Job Number: 3

English/Metric: ENGLISH

Roadway: URBAN

WEST FARGO, SHEYENNE ST FROM 40TH AVE W TO 32ND AVE W

Type: GRADING, AGGREGATE BASE, PCC PAVEMENT, STORM SEWER, SIDEWALK, LANDSCAPING,
SIGNING, PAVEMENT MARKINGS, TRAFFIC SIGNALS, STREET LIGHTING, SANITARY SEWER,
WATERMAIN, SANITARY SEWER, FIBER OPTIC

Participating: Y

Spec Code	Item Description	Quantity	Unit	Unit Price	Amount
103 0100	CONTRACT BOND	1.000	L SUM	\$56,000.00	\$56,000.00
201 0330	CLEARING & GRUBBING	1.000	L SUM	\$15,000.00	\$15,000.00
201 0370	REMOVAL OF TREES 10IN	11.000	EA	\$500.00	\$5,500.00
201 0380	REMOVAL OF TREES 18IN	1.000	EA	\$1,000.00	\$1,000.00
202 0104	REMOVAL OF STRUCTURE	3.000	EA	\$8,000.00	\$24,000.00
202 0114	REMOVAL OF CONCRETE PAVEMENT	2,214.000	SY	\$8.00	\$17,712.00
202 0130	REMOVAL OF CURB & GUTTER	2,351.000	LF	\$4.00	\$9,404.00
202 0132	REMOVAL OF BITUMINOUS SURFACING	1,586.000	SY	\$5.00	\$7,930.00
202 0174	REMOVAL OF PIPE ALL TYPES AND SIZES	1,946.000	LF	\$15.00	\$29,190.00
202 0210	REMOVAL OF MANHOLES	5.000	EA	\$1,000.00	\$5,000.00
202 0230	REMOVAL OF INLETS	6.000	EA	\$500.00	\$3,000.00
202 0286	REMOVAL OF FOUNDATIONS-ALL SIZES	1.000	L SUM	\$2,000.00	\$2,000.00
202 0312	REMOVE EXISTING FENCE	596.000	LF	\$12.50	\$7,450.00
203 0101	COMMON EXCAVATION-TYPE A	46,181.000	CY	\$6.00	\$277,086.00
203 0109	TOPSOIL	13,933.100	CY	\$6.50	\$90,565.15
203 0125	REMOVE & SALVAGE TOPSOIL	1,680.000	CY	\$4.00	\$6,720.00
203 0138	COMMON EXCAVATION-SUBCUT	1,500.000	CY	\$5.00	\$7,500.00
216 0100	WATER	4,500.000	M GAL	\$15.00	\$67,500.00
230 0300	SUBGRADE PREPARATION-TYPE A	78.000	STA	\$850.00	\$66,300.00
251 0300	SEEDING CLASS III	16.040	ACRE	\$1,330.00	\$21,333.20
253 0201	HYDRAULIC MULCH	34.140	ACRE	\$1,545.00	\$52,746.30
253 0301	BONDED FIBER MATRIX	9.950	ACRE	\$3,400.00	\$33,830.00
260 0200	SILT FENCE SUPPORTED	2,085.000	LF	\$2.15	\$4,482.75
260 0201	REMOVE SILT FENCE SUPPORTED	1,035.000	LF	\$0.36	\$372.60
261 0112	FIBER ROLLS 12IN	4,000.000	LF	\$2.25	\$9,000.00
261 0113	REMOVE FIBER ROLLS 12IN	4,000.000	LF	\$0.25	\$1,000.00
302 0050	TRAFFIC SERVICE AGGREGATE	1,521.000	TON	\$22.00	\$33,462.00
302 0121	AGGREGATE BASE COURSE CL 5	19,744.000	CY	\$33.00	\$651,552.00
302 9970	TYPE II PIPE BEDDING	965.000	CY	\$3.50	\$3,377.50
306 0510	FULL DEPTH RECLAMATION	37,703.000	SY	\$6.00	\$226,218.00
430 0043	SUPERPAVE FAA 43	2,338.000	TON	\$51.50	\$120,407.00
430 0500	COMMERCIAL GRADE HOT MIX ASPHALT	1,441.000	TON	\$102.00	\$146,982.00
430 1000	CORED SAMPLE	16.000	EA	\$135.00	\$2,160.00
430 5806	PG 58H-28 ASPHALT CEMENT	140.000	TON	\$750.00	\$105,000.00
550 0310	10IN NON REINF CONCRETE PVMT CL AE-DOWELED	38,552.000	SY	\$56.00	\$2,158,912.00
622 6760	STEEL SHEET PILING	6,125.000	SF	\$40.60	\$248,675.00
624 0123	PEDESTRIAN RAILING	71.000	LF	\$620.00	\$44,020.00
702 0100	MOBILIZATION	1.000	L SUM	\$450,000.00	\$450,000.00
704 0100	FLAGGING	1,600.000	MHR	\$4.50	\$7,200.00
704 1000	TRAFFIC CONTROL SIGNS	5,776.000	UNIT	\$1.55	\$8,952.80
704 1052	TYPE III BARRICADE	55.000	EA	\$62.00	\$3,410.00
704 1054	SIDEWALK BARRICADE	23.000	EA	\$57.00	\$1,311.00
704 1060	DELINEATOR DRUMS	247.000	EA	\$15.45	\$3,816.15

North Dakota FEDERAL AID

Bid Opening Date: 11/9/2018

Project Number: SU-8-992(040)041

PCN: 21569

Job Number: 3

English/Metric: ENGLISH

Spec Code	Item Description	Quantity	Unit	Unit Price	Amount
704 1067	TUBULAR MARKERS	100.000	EA	\$4.65	\$465.00
704 1080	STACKABLE VERTICAL PANELS	55.000	EA	\$15.45	\$849.75
704 3501	PORTABLE PRECAST CONCRETE MED BARRIER	160.000	LF	\$120.00	\$19,200.00
704 4011	PORTABLE CHANGEABLE MESSAGE SIGN	6.000	EA	\$2,030.00	\$12,180.00
708 1531	INLET PROTECTION-FIBER ROLL 12IN	66.000	EA	\$50.00	\$3,300.00
708 1533	REMOVAL INLET PROTECTION-FIBER ROLL 12IN	66.000	EA	\$5.00	\$330.00
708 1540	INLET PROTECTION-SPECIAL	48.000	EA	\$200.00	\$9,600.00
708 1541	REMOVE INLET PROTECTION-SPECIAL	48.000	EA	\$50.00	\$2,400.00
709 0151	GEOSYNTHETIC MATERIAL TYPE R1	65,382.000	SY	\$1.25	\$81,727.50
714 0210	PIPE CONC REINF 15IN CL III-STORM DRAIN	2,472.000	LF	\$48.00	\$118,656.00
714 0315	PIPE CONC REINF 18IN CL III-STORM DRAIN	724.000	LF	\$51.00	\$36,924.00
714 0620	PIPE CONC REINF 24IN CL III-STORM DRAIN	313.000	LF	\$58.00	\$18,154.00
714 9680	PLUG PIPE-ALL TYPES & SIZES	3.000	EA	\$6,000.00	\$18,000.00
714 9696	EDGEDRAIN NON PERMEABLE BASE	12,304.000	LF	\$3.50	\$43,064.00
714 9730	UNDERDRAIN PIPE PVC PERFORATED 6IN	1,030.000	LF	\$16.00	\$16,480.00
722 0100	MANHOLE 48IN	5.000	EA	\$2,300.00	\$11,500.00
722 0110	MANHOLE 60IN	6.000	EA	\$3,100.00	\$18,600.00
722 0120	MANHOLE 72IN	9.000	EA	\$4,100.00	\$36,900.00
722 0130	MANHOLE 84IN	6.000	EA	\$5,100.00	\$30,600.00
722 0200	MANHOLE 108IN	1.000	EA	\$10,000.00	\$10,000.00
722 0315	MANHOLE CASTING	3.000	EA	\$1,500.00	\$4,500.00
722 1100	MANHOLE RISER 48IN	38.000	LF	\$170.00	\$6,460.00
722 1110	MANHOLE RISER 60IN	41.400	LF	\$265.00	\$10,971.00
722 1120	MANHOLE RISER 72IN	64.600	LF	\$325.00	\$20,995.00
722 1130	MANHOLE RISER 84IN	82.800	LF	\$480.00	\$39,744.00
722 1200	MANHOLE RISER 108IN	17.600	LF	\$790.00	\$13,904.00
722 3410	MANHOLE REPAIR	4.000	EA	\$2,000.00	\$8,000.00
722 3510	INLET-TYPE 2	12.000	EA	\$2,650.00	\$31,800.00
722 3520	INLET-TYPE 2 DOUBLE	14.000	EA	\$3,850.00	\$53,900.00
722 3701	INLET SPECIAL-TYPE 2 48IN	7.000	EA	\$3,700.00	\$25,900.00
722 3740	INLET SPECIAL CATCH BASIN-TYPE A 48IN	4.000	EA	\$3,000.00	\$12,000.00
722 3769	INLET SPECIAL-TYPE 2 96IN	1.000	EA	\$32,000.00	\$32,000.00
722 4000	INLET CATCH BASIN-TYPE A	27.000	EA	\$2,000.00	\$54,000.00
722 6140	ADJUST GATE VALVE BOX	2.000	EA	\$200.00	\$400.00
722 6160	ADJUST INLET	2.000	EA	\$350.00	\$700.00
722 6200	ADJUST MANHOLE	1.000	EA	\$500.00	\$500.00
722 6248	ADJUST 3IN WATERMAIN	3.000	EA	\$1,500.00	\$4,500.00
724 0375	RELOCATE GATE VALVE & BOX	17.000	EA	\$300.00	\$5,100.00
724 0427	ADJUST HYDRANT	2.000	EA	\$1,350.00	\$2,700.00
724 0892	RELOCATE WATERMAIN	11.000	EA	\$4,000.00	\$44,000.00
724 1035	SPRINKLER RELOCATION	1.000	L SUM	\$6,400.00	\$6,400.00
748 0190	CURB & GUTTER-TYPE I 30IN	23,265.000	LF	\$20.00	\$465,300.00
750 0030	PIGMENTED IMPRINTED CONCRETE	3,186.000	SY	\$72.00	\$229,392.00
750 0101	SIDEWALK CONCRETE REINF	224.000	SY	\$37.00	\$8,288.00
750 0107	SIDEWALK - DECORATIVE	158.000	SY	\$77.00	\$12,166.00
750 0120	SIDEWALK CONCRETE 5IN REINF	11,464.000	SY	\$38.00	\$435,632.00
750 0210	CONCRETE MEDIAN NOSE PAVING	214.000	SY	\$75.00	\$16,050.00
750 1016	DRIVEWAY CONCRETE 6IN REINFORCED	545.000	SY	\$43.00	\$23,435.00
750 2115	DETECTABLE WARNING PANELS	680.000	SF	\$36.00	\$24,480.00
752 0850	ORNAMENTAL FENCE	456.000	LF	\$68.00	\$31,008.00
752 0911	TEMPORARY SAFETY FENCE	1,635.000	LF	\$2.00	\$3,270.00

North Dakota FEDERAL AID

Bid Opening Date: 11/9/2018

Project Number: SU-8-992(040)041

PCN: 21569

Job Number: 3

English/Metric: ENGLISH

Spec Code	Item Description	Quantity	Unit	Unit Price	Amount
754 0110	FLAT SHEET FOR SIGNS-TYPE XI REFL SHEETING	473.000	SF	\$18.55	\$8,774.15
754 0112	FLAT SHEET FOR SIGNS-TYPE IV REFL SHEETING	98.000	SF	\$16.50	\$1,617.00
754 0170	FLEXIBLE DELINEATORS	29.000	EA	\$64.00	\$1,856.00
754 0206	STEEL GALV POSTS-TELESCOPING PERFORATED TUBE	537.000	LF	\$17.50	\$9,397.50
754 0592	RESET SIGN PANEL	2.000	EA	\$46.35	\$92.70
762 0122	PREFORMED PATTERNED PVMT MK-MESSAGE(GROOVED)	895.000	SF	\$28.65	\$25,641.75
762 0420	SHORT TERM 4IN LINE-TYPE R	825.000	LF	\$1.30	\$1,072.50
762 0426	SHORT TERM 24IN LINE-TYPE R	108.000	LF	\$18.80	\$2,030.40
762 0436	SHORT TERM 24IN LINE-TYPE NR	70.000	LF	\$5.15	\$360.50
762 1305	PREFORMED PATTERNED PVMT MK 4IN LINE-GROOVED	4,588.000	LF	\$4.65	\$21,334.20
762 1309	PREFORMED PATTERNED PVMT MK 8IN LINE-GROOVED	5,232.000	LF	\$8.15	\$42,640.80
762 1325	PREFORMED PATTERNED PVMT MK 24IN LINE-GROOVED	2,050.000	LF	\$27.30	\$55,965.00
762 1344	PREF PATT PVMT MK 7IN LINE CONTRAST-GROOVED	2,399.000	LF	\$8.45	\$20,271.55
766 0100	MAILBOX-ALL TYPES	4.000	EA	\$190.00	\$760.00
770 0003	LIGHTING SYSTEM A	1.000	EA	\$402,000.00	\$402,000.00
772 2800	INTERIM TRAFFIC SIGNALS	2.000	EA	\$30,720.00	\$61,440.00
772 2810	TEMPORARY TRAFFIC SIGNALS	2.000	EA	\$7,200.00	\$14,400.00
772 9200	IT SYSTEM	1.000	EA	\$108,000.00	\$108,000.00
772 9811	TRAFFIC SIGNAL SYSTEM - SITE 1	1.000	EA	\$342,000.00	\$342,000.00
772 9812	TRAFFIC SIGNAL SYSTEM - SITE 2	1.000	EA	\$278,000.00	\$278,000.00
772 9813	TRAFFIC SIGNAL SYSTEM - SITE 3	1.000	EA	\$5,550.00	\$5,550.00
970 0001	LANDSCAPING APPURTENANCES	1.000	L SUM	\$13,800.00	\$13,800.00
970 0002	LANDSCAPE EDGING	1,053.000	LF	\$10.30	\$10,845.90
970 0009	LANDSCAPE PREPARATION	151.800	ACRE	\$51.50	\$7,817.70
970 0105	HERBICIDE WEED CONTROL	141,500.000	SF	\$0.01	\$1,415.00
970 2014	EMBERS AMUR MAPLE - TREE FORM	9.000	EA	\$425.00	\$3,825.00
970 2050	COMMON HACKBERRY	22.000	EA	\$440.00	\$9,680.00
970 2140	KENTUCKY COFFEETREE	21.000	EA	\$440.00	\$9,240.00
970 2150	NORTHERN ACCLAIM HONEYLOCUST	23.000	EA	\$440.00	\$10,120.00
970 2191	PINK SPIRES CRABAPPLE	18.000	EA	\$425.00	\$7,650.00
970 2192	PRAIRIE FIRE CRABAPPLE	8.000	EA	\$425.00	\$3,400.00
970 2203	GLADIATOR CRABAPPLE	12.000	EA	\$425.00	\$5,100.00
970 2215	PRINCESS KAY PLUM	6.000	EA	\$425.00	\$2,550.00
970 2300	PRAIRIE GEM PEAR	33.000	EA	\$425.00	\$14,025.00
970 2392	IVORY SILK LILAC	32.000	EA	\$425.00	\$13,600.00
970 2436	HARVEST GOLD LINDEN	13.000	EA	\$440.00	\$5,720.00
970 2470	DISCOVERY ELM	22.000	EA	\$440.00	\$9,680.00
970 5050	CRIMSON PYGMY BARBERRY	12.000	EA	\$62.00	\$744.00
970 5120	MEADOWLARK FORSYTHIA	26.000	EA	\$67.00	\$1,742.00
970 5167	DIABOLO NINEBARK	26.000	EA	\$67.00	\$1,742.00
970 5196	DAKOTA SUNSPOT POTENTILLA	5.000	EA	\$62.00	\$310.00
970 6016	DAYLILIES-CONTAINER	163.000	EA	\$30.00	\$4,890.00
970 6326	RUSSIAN SAGE	27.000	EA	\$30.00	\$810.00
970 7000	LITTLE BLUE STEM	231.000	EA	\$30.00	\$6,930.00
970 7050	KARL FOERSTER	160.000	EA	\$30.00	\$4,800.00
970 7056	MISCANTHUS SINENSIS PURPURASCENS	25.000	EA	\$30.00	\$750.00

Subtotal \$8,707,893.35

North Dakota **FEDERAL AID**

Bid Opening Date: **11/9/2018**

Project Number: **SU-8-992(040)041**

PCN: **21569**

Job Number: **3**

English/Metric: **ENGLISH**

Eng and Contg	\$870,789.34
Total	\$9,578,682.69

Length **1.1800 Miles**

Estimated Cost		<u>Construction</u>	
			\$9,578,682.69
SU FEDERAL FUNDS	LIMITED		\$4,916,910.76
SU WEST FARGO FUNDS	19.07%		\$4,661,771.93

Roadway: **URBAN**

WEST FARGO, SHEYENNE ST FROM 40TH AVE W TO 32ND AVE W

Type: **DRAINAGE**

Participating: **Y**

Spec Code	Item Description	Quantity	Unit	Unit Price	Amount
714 0315	PIPE CONC REINF 18IN CL III-STORM DRAIN	622.000	LF	\$51.00	\$31,722.00
714 0620	PIPE CONC REINF 24IN CL III-STORM DRAIN	230.000	LF	\$58.00	\$13,340.00
714 0825	PIPE CONC REINF 30IN CL III-STORM DRAIN	971.000	LF	\$75.00	\$72,825.00
714 0910	PIPE CONC REINF 36IN CL III-STORM DRAIN	1,252.000	LF	\$100.00	\$125,200.00
714 1010	PIPE CONC REINF 42IN CL III-STORM DRAIN	1,136.000	LF	\$140.00	\$159,040.00
714 1110	PIPE CONC REINF 48IN CL III-STORM DRAIN	1,541.000	LF	\$176.00	\$271,216.00
714 1212	PIPE CONC REINF 54IN CL III-STORM DRAIN	116.000	LF	\$245.00	\$28,420.00
					Subtotal
					\$701,763.00
					Eng and Contg
					\$70,176.30
					Total
					\$771,939.30

Length **1.1800 Miles** **CASS** **1.1800 Miles**

Estimated Cost		<u>Construction</u>	
			\$771,939.30
SU FEDERAL FUNDS	LIMITED		\$0.00
SU WEST FARGO FUNDS	30.00%		\$771,939.30

North Dakota FEDERAL AID

Bid Opening Date: 11/9/2018

Project Number: SU-8-992(040)041

PCN: 21569

Job Number: 3

English/Metric: ENGLISH

Roadway: URBAN

WEST FARGO, SHEYENNE ST FROM 40TH AVE W TO 32ND AVE W

Type: CITY ITEMS - NON PARTICIPATION

Participating: N

Spec Code	Item Description	Quantity	Unit	Unit Price	Amount
202 0114	REMOVAL OF CONCRETE PAVEMENT	421.000	SY	\$8.00	\$3,368.00
202 0130	REMOVAL OF CURB & GUTTER	229.000	LF	\$4.00	\$916.00
202 0132	REMOVAL OF BITUMINOUS SURFACING	71.000	SY	\$5.00	\$355.00
302 0121	AGGREGATE BASE COURSE CL 5	103.000	CY	\$33.00	\$3,399.00
430 0500	COMMERCIAL GRADE HOT MIX ASPHALT	62.000	TON	\$102.00	\$6,324.00
709 0151	GEOSYNTHETIC MATERIAL TYPE R1	386.000	SY	\$1.25	\$482.50
722 0428	8FT X 6FT RCB CULVERT MANHOLE	3.000	EA	\$100,000.00	\$300,000.00
724 0210	FITTINGS-DUCTILE IRON	4,227.000	LBS	\$10.00	\$42,270.00
724 0300	GATE VALVE & BOX 6IN	1.000	EA	\$2,200.00	\$2,200.00
724 0310	GATE VALVE & BOX 8IN	1.000	EA	\$2,600.00	\$2,600.00
724 0317	GATE VALVE & BOX 16IN	4.000	EA	\$8,000.00	\$32,000.00
724 0400	HYDRANT-INSTALL 6IN	3.000	EA	\$4,900.00	\$14,700.00
724 0552	TAPPING SLEEVE & VALVE 16IN X 8IN	3.000	EA	\$8,800.00	\$26,400.00
724 0571	TAPPING SLEEVE & VALVE 20IN X 4IN	1.000	EA	\$8,000.00	\$8,000.00
724 0611	WATER SERVICE LINE 1IN	157.000	LF	\$25.00	\$3,925.00
724 0621	WATER SERVICE LINE 2IN	76.000	LF	\$25.00	\$1,900.00
724 0810	WATERMAIN 6IN PVC	17.000	LF	\$32.00	\$544.00
724 0830	WATERMAIN 8IN PVC	412.000	LF	\$50.00	\$20,600.00
724 0852	WATERMAIN 16IN PVC	715.000	LF	\$75.00	\$53,625.00
724 0860	20IN FORCEMAIN	714.000	LF	\$116.00	\$82,824.00
724 0955	WATER SERVICE CONNECTION 1IN	2.000	EA	\$1,500.00	\$3,000.00
724 0960	WATER SERVICE CONNECTION 2IN	1.000	EA	\$2,000.00	\$2,000.00
724 9018	FORCEMAIN 4IN	112.000	LF	\$30.00	\$3,360.00
724 9022	FORCEMAIN 8IN	483.000	LF	\$35.00	\$16,905.00
724 9024	FORCEMAIN 10IN	46.000	LF	\$225.00	\$10,350.00
724 9028	FORCEMAIN 16IN	147.000	LF	\$115.00	\$16,905.00
744 0050	INSULATION BOARD	42.000	CF	\$15.00	\$630.00
748 0190	CURB & GUTTER-TYPE I 30IN	200.000	LF	\$20.00	\$4,000.00
750 0030	PIGMENTED IMPRINTED CONCRETE	92.000	SY	\$72.00	\$6,624.00
750 0210	CONCRETE MEDIAN NOSE PAVING	15.000	SY	\$75.00	\$1,125.00
970 2392	IVORY SILK LILAC	4.000	EA	\$425.00	\$1,700.00
970 5196	DAKOTA SUNSPOT POTENTILLA	5.000	EA	\$62.00	\$310.00
970 6016	DAYLILIES-CONTAINER	12.000	EA	\$30.00	\$360.00
970 6326	RUSSIAN SAGE	6.000	EA	\$30.00	\$180.00
970 7050	KARL FOERSTER	8.000	EA	\$30.00	\$240.00
				Subtotal	\$674,121.50

NORTH DAKOTA DEPARTMENT OF TRANSPORTATION
CONTRACT DETAIL ESTIMATE UPON WHICH PROJECT AGREEMENT IS TO BE BASED

North Dakota **FEDERAL AID**

Bid Opening Date: **11/9/2018**

Project Number: **SU-8-992(040)041**

PCN: **21569**

Job Number: **3**

English/Metric: **ENGLISH**

Eng and Contg **\$67,412.15**

Total **\$741,533.65**

Length **1.1800 Miles** **CASS** **1.1800 Miles**

Estimated Cost Construction
\$741,533.65

SU WEST FARGO FUNDS **100.00%** **\$741,533.65**

Summary for Project

Length **1.1800 Miles** **CASS** **1.1800 Miles**

Estimated Total Construction Cost: **\$10,083,777.85**

Estimated Total Eng and Contg: **\$1,008,377.79**

	<u>Construction</u>	<u>Total</u>
Estimated Cost	\$11,092,155.64	\$11,092,155.64
SU FEDERAL FUNDS	\$4,916,910.76	\$4,916,910.76
SU WEST FARGO FUNDS	\$6,175,244.88	\$6,175,244.88

NDDOT TO MAKE CONTRACTOR PAYMENTS. SU FEDERAL FUNDS FOR THIS PROJECT IS LIMITED TO \$4,916,910.76. ANY COSTS OVER THIS LIMITED AMOUNT WILL BE CITY RESPONSIBILITY.

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 1 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041		NO. 3		BIDDER ENGINEERS ESTIMATE		BIDDER DAKOTA UNDERGROUND COMPANY		BIDDER NORTHERN IMPROVEMENT COMPANY	
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM						FARGO, ND		FARGO, ND	
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)				c.c. CHECK RANK 00		c.c. BOND RANK 01		c.c. BOND RANK 02	
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,									
SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
103	CONTRACT BOND	L SUM	1000	10000000	10000000	56000000	56000000	30670000	30670000
201	CLEARING & GRUBBING	L SUM	1000	15000000	15000000	15000000	15000000	91650000	91650000
201	REMOVAL OF TREES 10IN	EA	11000	250000	2750000	500000	5500000	285000	3135000
201	REMOVAL OF TREES 18IN	EA	1000	350000	350000	1000000	1000000	390000	390000
202	REMOVAL OF STRUCTURE	EA	3000	5000000	15000000	8000000	24000000	5000000	15000000
202	REMOVAL OF CONCRETE PAVEMENT	SY	2635000	7000	18445000	8000	21080000	5000	13175000
202	REMOVAL OF CURB & GUTTER	LF	2580000	5000	12900000	4000	10320000	4250	10965000
202	REMOVAL OF BITUMINOUS SURFACING	SY	1657000	6000	9942000	5000	8285000	6250	10356250
202	REMOVAL OF PIPE ALL TYPES AND SIZES	LF	1946000	32000	62272000	15000	29190000	36000	70056000
202	REMOVAL OF MANHOLES	EA	5000	1400000	7000000	1000000	5000000	1290000	6450000
202	REMOVAL OF INLETS	EA	6000	850000	5100000	500000	3000000	925000	5550000
202	REMOVAL OF FOUNDATIONS-ALL SIZES	L SUM	1000	15000000	15000000	2000000	2000000	4325000	4325000
202	REMOVE EXISTING FENCE	LF	596000	1250	745000	1250	745000	12350	7360600
203	COMMON EXCAVATION-TYPE A	CY	46181000	10000	461810000	6000	277086000	7250	334812250
203	TOPSOIL	CY	13933100	8000	111464800	6500	90565150	5500	76632050
203	REMOVE & SALVAGE TOPSOIL	CY	1680000	20000	33600000	4000	6720000	7000	11760000
203	COMMON EXCAVATION-SUBCUT	CY	1500000	8000	12000000	5000	7500000	8250	12375000
216	WATER	M GAL	4500000	20000	90000000	15000	67500000	16000	72000000
230	SUBGRADE PREPARATION-TYPE A	STA	78000	2000000	156000000	850000	66300000	490000	38220000
251	SEEDING CLASS III	ACRE	16040	1000000	16040000	1330000	21333200	1330000	21333200
253	HYDRAULIC MULCH	ACRE	34140	2000000	68280000	1545000	52746300	1545000	52746300
253	BONDED FIBER MATRIX	ACRE	9950	3500000	34825000	3400000	33830000	3400000	33830000
260	SILT FENCE SUPPORTED	LF	2085000	2500	5212500	2150	4482750	2150	4482750
260	REMOVE SILT FENCE SUPPORTED	LF	1035000	500	517500	360	372600	360	372600
261	FIBER ROLLS 12IN	LF	4000000	2750	11000000	2250	9000000	2300	9200000
261	REMOVE FIBER ROLLS 12IN	LF	4000000	500	2000000	250	1000000	260	1040000
302	TRAFFIC SERVICE AGGREGATE	TON	1521000	27000	41067000	22000	33462000	18000	24336000
302	AGGREGATE BASE COURSE CL 5	CY	19847000	32000	635104000	33000	654951000	33000	694645000
302	TYPE II PIPE BEDDING	CY	965000	45000	43425000	3500	3377500	46350	44727750
306	FULL DEPTH RECLAMATION	SY	37703000	7000	263921000	6000	226218000	5000	188515000
430	SUPERPAVE FAA 43	TON	2338000	50000	116900000	51500	120407000	50000	116900000
430	COMMERCIAL GRADE HOT MIX ASPHALT	TON	1503000	80000	120240000	102000	153306000	100000	150300000
430	CORED SAMPLE	EA	16000	25000	400000	135000	2160000	42000	672000
430	PG 58H-28 ASPHALT CEMENT	TON	140000	500000	70000000	750000	105000000	450000	63000000
550	10IN NON REINF CONCRETE PVMT CL AE-DOWELED	SY	38552000	58000	2236016000	56000	2158912000	65000	2505880000
622	STEEL SHEET PILING	SF	6125000	35000	214375000	40600	248675000	40600	248675000
624	PEDESTRIAN RAILING	LF	71000	275000	19525000	620000	44020000	620000	44020000
702	MOBILIZATION	L SUM	1000	250000000	250000000	450000000	450000000	1069045000	1069045000
704	FLAGGING	MHR	1600000	35500	56800000	4500	7200000	55000	88000000
704	TRAFFIC CONTROL SIGNS	UNIT	5776000	1600	9241600	1550	8952800	1550	8952800
704	TYPE III BARRICADE	EA	55000	98000	5390000	62000	3410000	61800	3399000
704	SIDEWALK BARRICADE	EA	23000	62000	1426000	57000	1311000	56650	1302950
704	DELINEATOR DRUMS	EA	247000	22000	5434000	15450	3816150	15450	3816150
704	TUBULAR MARKERS	EA	100000	7000	700000	4650	465000	4650	465000
704	STACKABLE VERTICAL PANELS	EA	55000	35000	1925000	15450	849750	15450	849750
704	PORTABLE PRECAST CONCRETE MED BARRIER	LF	160000	21000	3360000	120000	1920000	125000	2000000
704	PORTABLE CHANGEABLE MESSAGE SIGN	EA	6000	5000000	30000000	2030000	12180000	2035000	12210000

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION
Deputy Director For Engineering:

AWARD TO: DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

ND DEPARTMENT OF TRANSPORTATION

SHEET NO. 2 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041		NO. 3		BIDDER ENGINEERS ESTIMATE		BIDDER DAKOTA UNDERGROUND COMPANY		BIDDER NORTHERN IMPROVEMENT COMPANY	
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM						FARGO, ND		FARGO, ND	
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)				c.c. CHECK RANK 00		c.c. BOND RANK 01		c.c. BOND RANK 02	
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,									
SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
708	INLET PROTECTION-FIBER ROLL 12IN	EA	66000	115000	7590000	50000	3300000	51500	3399000
708	REMOVAL INLET PROTECTION-FIBER ROLL 12IN	EA	66000	25000	1650000	50000	3300000	3850	25410
708	INLET PROTECTION-SPECIAL	EA	48000	200000	9600000	200000	9600000	130000	6240000
708	REMOVE INLET PROTECTION-SPECIAL	EA	48000	55000	2640000	50000	2400000	5150	24720
709	GEOSYNTHETIC MATERIAL TYPE R1	SY	65768000	2000	131536000	1250	8221000	1650	10851720
714	PIPE CONC REINF 15IN CL III-STORM DRAIN	LF	2472000	68000	168096000	48000	118656000	63250	156354000
714	PIPE CONC REINF 18IN CL III-STORM DRAIN	LF	1346000	70000	94220000	51000	68646000	68600	92335600
714	PIPE CONC REINF 24IN CL III-STORM DRAIN	LF	543000	82000	44526000	58000	31494000	78000	42354000
714	PIPE CONC REINF 30IN CL III-STORM DRAIN	LF	971000	105000	101955000	75000	72825000	108000	104868000
714	PIPE CONC REINF 36IN CL III-STORM DRAIN	LF	1252000	128000	160256000	100000	125200000	132000	165264000
714	PIPE CONC REINF 42IN CL III-STORM DRAIN	LF	1136000	160000	181760000	140000	159040000	172000	195392000
714	PIPE CONC REINF 48IN CL III-STORM DRAIN	LF	1541000	185000	285085000	176000	271216000	194000	298954000
714	PIPE CONC REINF 54IN CL III-STORM DRAIN	LF	116000	240000	27840000	245000	28420000	270000	31320000
714	PLUG PIPE-ALL TYPES & SIZES	EA	3000	1000000	3000000	6000000	1800000	8755000	2626500
714	EDGEDRAIN NON PERMEABLE BASE	LF	12304000	5000	61520000	3500	43064000	5250	64596000
714	UNDERDRAIN PIPE PVC PERFORATED 6IN	LF	1030000	20000	20600000	16000	16480000	6500	6695000
722	MANHOLE 48IN	EA	5000	3400000	17000000	2300000	11500000	3115000	15575000
722	MANHOLE 60IN	EA	6000	4700000	28200000	3100000	18600000	4225000	25350000
722	MANHOLE 72IN	EA	9000	6700000	60300000	4100000	36900000	4750000	42750000
722	MANHOLE 84IN	EA	6000	8700000	52200000	5100000	30600000	5500000	33000000
722	MANHOLE 108IN	EA	1000	13800000	13800000	10000000	10000000	8000000	8000000
722	MANHOLE CASTING	EA	3000	1300000	3900000	1500000	4500000	2750000	8250000
722	8FT X 6FT RCB CULVERT MANHOLE	EA	3000	7000000	21000000	10000000	30000000	37500000	112500000
722	MANHOLE RISER 48IN	LF	38000	250000	9500000	170000	6460000	210000	7980000
722	MANHOLE RISER 60IN	LF	41400	350000	14490000	265000	10971000	310000	12834000
722	MANHOLE RISER 72IN	LF	64600	450000	29070000	325000	20995000	410000	26486000
722	MANHOLE RISER 84IN	LF	82800	600000	49680000	480000	39744000	615000	50922000
722	MANHOLE RISER 108IN	LF	17600	900000	15840000	790000	13904000	960000	16896000
722	MANHOLE REPAIR	EA	4000	1500000	6000000	2000000	8000000	2935000	11740000
722	INLET-TYPE 2	EA	12000	3400000	40800000	2650000	31800000	3500000	42000000
722	INLET-TYPE 2 DOUBLE	EA	14000	4000000	56000000	3850000	53900000	4725000	66150000
722	INLET SPECIAL-TYPE 2 48IN	EA	7000	4000000	28000000	3700000	25900000	5365000	37555000
722	INLET SPECIAL CATCH BASIN-TYPE A 48IN	EA	4000	3500000	14000000	3000000	12000000	3580000	14320000
722	INLET SPECIAL-TYPE 2 96IN	EA	1000	9000000	9000000	32000000	32000000	36000000	36000000
722	INLET CATCH BASIN-TYPE A	EA	27000	2500000	67500000	2000000	54000000	2535000	68445000
722	ADJUST GATE VALVE BOX	EA	2000	500000	1000000	2000000	4000000	725000	1450000
722	ADJUST INLET	EA	2000	500000	1000000	3500000	7000000	725000	1450000
722	ADJUST MANHOLE	EA	1000	1000000	1000000	5000000	5000000	725000	7250000
722	ADJUST 3IN WATERMAIN	EA	3000	5000000	15000000	15000000	45000000	3440000	10320000
724	FITTINGS-DUCTILE IRON	LBS	4227000	15000	63405000	10000	42270000	15500	65185000
724	GATE VALVE & BOX 6IN	EA	1000	1700000	1700000	2200000	2200000	2125000	2125000
724	GATE VALVE & BOX 8IN	EA	1000	3000000	3000000	2600000	2600000	2750000	2750000
724	GATE VALVE & BOX 16IN	EA	4000	12000000	48000000	8000000	32000000	9615000	38460000
724	RELOCATE GATE VALVE & BOX	EA	17000	750000	12750000	3000000	5100000	5100000	8670000
724	HYDRANT-INSTALL 6IN	EA	3000	4750000	14250000	4900000	14700000	5035000	15105000
724	ADJUST HYDRANT	EA	2000	2000000	4000000	1350000	2700000	1450000	2900000
724	TAPPING SLEEVE & VALVE 16IN X 8IN	EA	3000	5000000	15000000	8800000	26400000	6125000	18375000

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION
Deputy Director For Engineering:

AWARD TO: DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 3 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041	NO. 3	BIDDER ENGINEERS ESTIMATE	BIDDER DAKOTA UNDERGROUND COMPANY	BIDDER NORTHERN IMPROVEMENT COMPANY
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM			FARGO, ND	FARGO, ND
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)		c.c. CHECK RANK 00	c.c. BOND RANK 01	c.c. BOND RANK 02
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,				

SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
724	TAPPING SLEEVE & VALVE 20IN X 4IN	EA	1000	5500000	5500000	8000000	8000000	4725000	4725000
724	WATER SERVICE LINE 1IN	LF	157000	30000	4710000	25000	3925000	44000	6908000
724	WATER SERVICE LINE 2IN	LF	76000	50000	3800000	25000	1900000	50500	3838000
724	WATERMAIN 6IN PVC	LF	17000	55000	935000	32000	544000	87000	1479000
724	WATERMAIN 8IN PVC	LF	412000	60000	24720000	50000	20600000	45000	18540000
724	WATERMAIN 16IN PVC	LF	715000	100000	71500000	75000	53625000	81000	57915000
724	20IN FORCEMAIN	LF	714000	175000	124950000	116000	82824000	83000	59262000
724	RELOCATE WATERMAIN	EA	11000	6000000	66000000	4000000	44000000	6425000	70675000
724	WATER SERVICE CONNECTION 1IN	EA	2000	1300000	2600000	1500000	3000000	1085000	2170000
724	WATER SERVICE CONNECTION 2IN	EA	1000	1500000	1500000	2000000	2000000	1925000	1925000
724	SPRINKLER RELOCATION	L SUM	1000	5000000	5000000	6400000	6400000	6435000	6435000
724	FORCEMAIN 4IN	LF	112000	100000	11200000	30000	3360000	41000	4592000
724	FORCEMAIN 8IN	LF	483000	115000	55545000	35000	16905000	46000	22218000
724	FORCEMAIN 10IN	LF	46000	135000	6210000	225000	10350000	54250	2495500
724	FORCEMAIN 16IN	LF	147000	155000	22785000	115000	16905000	98000	14406000
744	INSULATION BOARD	CF	42000	20000	840000	15000	630000	165000	693000
748	CURB & GUTTER-TYPE I 30IN	LF	23465000	18000	422370000	20000	469300000	22500	527962500
750	PIGMENTED IMPRINTED CONCRETE	SY	3278000	72000	236016000	72000	236016000	72500	237655000
750	SIDEWALK CONCRETE REINF	SY	224000	50000	11200000	37000	8288000	37500	8400000
750	SIDEWALK - DECORATIVE	SY	158000	75000	11850000	77000	12166000	78000	12324000
750	SIDEWALK CONCRETE 5IN REINF	SY	11464000	40000	458560000	38000	435632000	38500	441364000
750	CONCRETE MEDIAN NOSE PAVING	SY	229000	110000	25190000	75000	17175000	170000	38930000
750	DRIVEWAY CONCRETE 6IN REINFORCED	SY	545000	50000	27250000	43000	23435000	43750	23843750
750	DETECTABLE WARNING PANELS	SF	680000	35000	23800000	36000	24480000	36500	24820000
752	ORNAMENTAL FENCE	LF	456000	50000	22800000	68000	31008000	68000	31008000
752	TEMPORARY SAFETY FENCE	LF	1635000	1750	2861250	2000	3270000	2100	3433500
754	FLAT SHEET FOR SIGNS-TYPE XI REFL SHEETING	SF	473000	18500	8750500	18550	8774150	18600	8797800
754	FLAT SHEET FOR SIGNS-TYPE IV REFL SHEETING	SF	98000	22000	2156000	16500	1617000	16500	1617000
754	FLEXIBLE DELINEATORS	EA	29000	50000	1450000	64000	1856000	64000	1856000
754	STEEL GALV POSTS-TELESCOPING PERFORATED TUBE	LF	537000	15000	8055000	17500	9397500	17500	9397500
754	RESET SIGN PANEL	EA	2000	80000	160000	46350	92700	46350	92700
762	PREFORMED PATTERNED PVMT MK-MESSAGE(GROOVED)	SF	895000	25000	22375000	28650	25641750	28650	25641750
762	SHORT TERM 4IN LINE-TYPE R	LF	825000	1250	1031250	1300	1072500	1300	1072500
762	SHORT TERM 24IN LINE-TYPE R	LF	108000	4500	486000	18800	2030400	18800	2030400
762	SHORT TERM 24IN LINE-TYPE NR	LF	70000	4000	280000	5150	360500	5150	360500
762	PREFORMED PATTERNED PVMT MK 4IN LINE-GROOVED	LF	4588000	4000	18352000	4650	21334200	4650	21334200
762	PREFORMED PATTERNED PVMT MK 8IN LINE-GROOVED	LF	5232000	9000	47088000	8150	42640800	8150	42640800
762	PREFORMED PATTERNED PVMT MK 24IN LINE-GROOVED	LF	2050000	26000	53300000	27300	55965000	27300	55965000
762	PREF PATT PVMT MK 7IN LINE CONTRAST-GROOVED	LF	2399000	8500	20391500	8450	20271550	8450	20271550
766	MAILBOX-ALL TYPES	EA	4000	200000	800000	190000	760000	200000	800000
770	LIGHTING SYSTEM A	EA	1000	600000000	600000000	402000000	402000000	402000000	402000000
772	INTERIM TRAFFIC SIGNALS	EA	2000	30000000	60000000	30720000	61440000	30750000	61500000
772	TEMPORARY TRAFFIC SIGNALS	EA	2000	13000000	26000000	7200000	14400000	7200000	14400000
772	IT SYSTEM	EA	1000	90000000	90000000	108000000	108000000	108000000	108000000
772	TRAFFIC SIGNAL SYSTEM - SITE 1	EA	1000	270000000	270000000	342000000	342000000	342000000	342000000
772	TRAFFIC SIGNAL SYSTEM - SITE 2	EA	1000	210000000	210000000	278000000	278000000	278200000	278200000
772	TRAFFIC SIGNAL SYSTEM - SITE 3	EA	1000	50000000	50000000	55500000	55500000	56000000	56000000

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION AWARD TO: DAKOTA UNDERGROUND COMPANY WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.
 Deputy Director For Engineering

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 4 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041
 COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM
 LENGTH & TYPE 1.180
 COMPLETION TIME WEST FARGO SHEYENNE ST(40TH AVE-32ND VE) 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,
 NO. 3
 BIDDER ENGINEERS ESTIMATE
 BIDDER DAKOTA UNDERGROUND COMPANY
 BIDDER NORTHERN IMPROVEMENT COMPANY
 FARGO, ND
 FARGO, ND
 c.c. CHECK RANK 00 c.c. BOND RANK 01 c.c. BOND RANK 02

SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
970	LANDSCAPING APPURTENANCES	L SUM	1000	1000000	1000000	1380000	1380000	1380000	1380000
970	LANDSCAPE EDGING	LF	1053000	6000	631800	10300	1084590	10300	1084590
970	LANDSCAPE PREPARATION	ACRE	151800	90000	1366200	51500	781770	51500	781770
970	HERBICIDE WEED CONTROL	SF	141500000	020	283000	010	141500	010	141500
970	EMBERS AMUR MAPLE - TREE FORM	EA	9000	400000	360000	425000	382500	425000	382500
970	COMMON HACKBERRY	EA	22000	400000	880000	440000	968000	445000	979000
970	KENTUCKY COFFEETREE	EA	21000	400000	840000	440000	924000	445000	934500
970	NORTHERN ACCLAIM HONEYLOCUST	EA	23000	400000	920000	440000	1012000	445000	1023500
970	PINK SPIRES CRABAPPLE	EA	18000	400000	720000	425000	765000	425000	765000
970	PRAIRIE FIRE CRABAPPLE	EA	8000	400000	320000	425000	340000	425000	340000
970	GLADIATOR CRABAPPLE	EA	12000	400000	480000	425000	510000	425000	510000
970	PRINCESS KAY PLUM	EA	6000	400000	240000	425000	255000	425000	255000
970	PRAIRIE GEM PEAR	EA	33000	400000	1320000	425000	1402500	425000	1402500
970	IVORY SILK LILAC	EA	36000	400000	1440000	425000	1530000	425000	1530000
970	HARVEST GOLD LINDEN	EA	13000	400000	520000	440000	572000	445000	578500
970	DISCOVERY ELM	EA	22000	400000	880000	440000	968000	445000	979000
970	CRIMSON PYGMY BARBERRY	EA	12000	50000	60000	62000	74400	62000	74400
970	MEADOWLARK FORSYTHIA	EA	26000	50000	130000	67000	174200	67000	174200
970	DIABOLO NINEBARK	EA	26000	50000	130000	67000	174200	67000	174200
970	DAKOTA SUNSPOT POTENTILLA	EA	10000	50000	50000	62000	62000	62000	62000
970	DAYLILIES-CONTAINER	EA	175000	30000	525000	30000	525000	31000	542500
970	RUSSIAN SAGE	EA	33000	30000	99000	30000	99000	31000	102300
970	LITTLE BLUE STEM	EA	231000	30000	693000	30000	693000	31000	716100
970	KARL FOERSTER	EA	168000	30000	504000	30000	504000	31000	520800
970	MISCANTHUS SINENSIS PURPURASCENS	EA	25000	30000	75000	30000	75000	31000	77500
TOTAL					1086599990	NO LIMIT	1008377785	NO LIMIT	1144571555

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION
 Deputy Director For Engineering:

AWARD TO:

DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 5 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041		NO. 3		BIDDER STRATA CORPORATION		BIDDER		BIDDER	
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM		NO. 3		GRAND FORKS, ND		C.C.		C.C.	
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)		NO. 3		C.C. BOND RANK 03		C.C.		C.C.	
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,		NO. 3		C.C. BOND RANK 03		C.C.		C.C.	
SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
103	CONTRACT BOND	L SUM	1.000	87000000	87000000				
201	CLEARING & GRUBBING	L SUM	1.000	89000000	89000000				
201	REMOVAL OF TREES 10IN	EA	11000	275000	3025000				
201	REMOVAL OF TREES 18IN	EA	1000	375000	375000				
202	REMOVAL OF STRUCTURE	EA	3000	4850000	14550000				
202	REMOVAL OF CONCRETE PAVEMENT	SY	2635000	11900	31356500				
202	REMOVAL OF CURB & GUTTER	LF	2580000	7000	18060000				
202	REMOVAL OF BITUMINOUS SURFACING	SY	1657000	7000	11599000				
202	REMOVAL OF PIPE ALL TYPES AND SIZES	LF	1946000	35000	68110000				
202	REMOVAL OF MANHOLES	EA	5000	1250000	6250000				
202	REMOVAL OF INLETS	EA	6000	900000	5400000				
202	REMOVAL OF FOUNDATIONS-ALL SIZES	L SUM	1.000	4200000	4200000				
202	REMOVE EXISTING FENCE	LF	596000	12000	7152000				
203	COMMON EXCAVATION-TYPE A	CY	46181000	6950	320957950				
203	TOPSOIL	CY	13933100	5150	71755470				
203	REMOVE & SALVAGE TOPSOIL	CY	1680000	6800	11424000				
203	COMMON EXCAVATION-SUBCUT	CY	1500000	8000	12000000				
216	WATER	M GAL	4500000	35000	157500000				
230	SUBGRADE PREPARATION-TYPE A	STA	78000	475000	37050000				
251	SEEDING CLASS III	ACRE	16040	1200000	19248000				
253	HYDRAULIC MULCH	ACRE	34140	1550000	52917000				
253	BONDED FIBER MATRIX	ACRE	9950	3215000	31989250				
260	SILT FENCE SUPPORTED	LF	2085000	2000	4170000				
260	REMOVE SILT FENCE SUPPORTED	LF	1035000	500	517500				
261	FIBER ROLLS 12IN	LF	4000000	2250	9000000				
261	REMOVE FIBER ROLLS 12IN	LF	4000000	500	2000000				
302	TRAFFIC SERVICE AGGREGATE	TON	1521000	28000	42588000				
302	AGGREGATE BASE COURSE CL 5	CY	19847000	38000	754186000				
302	TYPE II PIPE BEDDING	CY	965000	45000	43425000				
306	FULL DEPTH RECLAMATION	SY	37703000	10200	384570600				
430	SUPERPAVE FAA 43	TON	2338000	50000	116900000				
430	COMMERCIAL GRADE HOT MIX ASPHALT	TON	1503000	99000	148797000				
430	CORED SAMPLE	EA	16000	13000	208000				
430	PG 58H-28 ASPHALT CEMENT	TON	140000	725000	101500000				
550	10IN NON REINF CONCRETE PVMT CL AE-DOWELED	SY	38552000	74000	2852848000				
622	STEEL SHEET PILING	SF	6125000	42000	257250000				
624	PEDESTRIAN RAILING	LF	71000	202000	14342000				
702	MOBILIZATION	L SUM	1.000	1451745000	1451745000				
704	FLAGGING	MHR	1600000	48000	76800000				
704	TRAFFIC CONTROL SIGNS	UNIT	5776000	1500	8664000				
704	TYPE III BARRICADE	EA	55000	60000	3300000				
704	SIDEWALK BARRICADE	EA	23000	55000	1265000				
704	DELINEATOR DRUMS	EA	247000	15000	3705000				
704	TUBULAR MARKERS	EA	100000	4500	450000				
704	STACKABLE VERTICAL PANELS	EA	55000	15000	825000				
704	PORTABLE PRECAST CONCRETE MED BARRIER	LF	160000	200000	32000000				
704	PORTABLE CHANGEABLE MESSAGE SIGN	EA	6000	1972000	11832000				

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION
Deputy Director For Engineering

AWARD TO: DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 6 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041	NO. 3	BIDDER STRATA CORPORATION	BIDDER	BIDDER
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM		GRAND FORKS, ND		
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)		C.C. BOND RANK 03	C.C.	C.C.
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,				

SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
708	INLET PROTECTION-FIBER ROLL 12IN	EA	66000	85000	5610000				
708	REMOVAL INLET PROTECTION-FIBER ROLL 12IN	EA	66000	50000	3300000				
708	INLET PROTECTION-SPECIAL	EA	48000	165000	7920000				
708	REMOVE INLET PROTECTION-SPECIAL	EA	48000	50000	2400000				
709	GEOSYNTHETIC MATERIAL TYPE R1	SY	65768000	1340	8812912				
714	PIPE CONC REINF 15IN CL III-STORM DRAIN	LF	2472000	61400	15178080				
714	PIPE CONC REINF 18IN CL III-STORM DRAIN	LF	1346000	66600	8964360				
714	PIPE CONC REINF 24IN CL III-STORM DRAIN	LF	543000	75600	4105080				
714	PIPE CONC REINF 30IN CL III-STORM DRAIN	LF	971000	104600	10156660				
714	PIPE CONC REINF 36IN CL III-STORM DRAIN	LF	1252000	128000	16025600				
714	PIPE CONC REINF 42IN CL III-STORM DRAIN	LF	1136000	167000	18971200				
714	PIPE CONC REINF 48IN CL III-STORM DRAIN	LF	1541000	188000	28970800				
714	PIPE CONC REINF 54IN CL III-STORM DRAIN	LF	116000	262000	3039200				
714	PLUG PIPE-ALL TYPES & SIZES	EA	3000	850000	2550000				
714	EDGEDRAIN NON PERMEABLE BASE	LF	12304000	4980	6127392				
714	UNDERDRAIN PIPE PVC PERFORATED 6IN	LF	10300000	42000	4326000				
722	MANHOLE 48IN	EA	5000	4022000	20110000				
722	MANHOLE 60IN	EA	6000	5097000	30582000				
722	MANHOLE 72IN	EA	9000	5612000	50508000				
722	MANHOLE 84IN	EA	6000	6327000	37962000				
722	MANHOLE 108IN	EA	1000	8742000	8742000				
722	MANHOLE CASTING	EA	3000	3657000	10971000				
722	8FT X 6FT RCB CULVERT MANHOLE	EA	3000	36400000	109200000				
722	MANHOLE RISER 48IN	LF	38000	202000	7676000				
722	MANHOLE RISER 60IN	LF	41400	302000	12502800				
722	MANHOLE RISER 72IN	LF	64600	394000	25581600				
722	MANHOLE RISER 84IN	LF	82800	595000	49266000				
722	MANHOLE RISER 108IN	LF	17600	932000	16403200				
722	MANHOLE REPAIR	EA	4000	2850000	11400000				
722	INLET-TYPE 2	EA	12000	4200000	50400000				
722	INLET-TYPE 2 DOUBLE	EA	14000	5380000	75320000				
722	INLET SPECIAL-TYPE 2 48IN	EA	7000	6010000	42070000				
722	INLET SPECIAL CATCH BASIN-TYPE A 48IN	EA	4000	4275000	17100000				
722	INLET SPECIAL-TYPE 2 96IN	EA	1000	35800000	35800000				
722	INLET CATCH BASIN-TYPE A	EA	27000	3260000	88020000				
722	ADJUST GATE VALVE BOX	EA	2000	450000	900000				
722	ADJUST INLET	EA	2000	850000	1700000				
722	ADJUST MANHOLE	EA	1000	1100000	1100000				
722	ADJUST 3IN WATERMAIN	EA	3000	3340000	10020000				
724	FITTINGS-DUCTILE IRON	LBS	4227000	15000	63405000				
724	GATE VALVE & BOX 6IN	EA	1000	2044000	2044000				
724	GATE VALVE & BOX 8IN	EA	1000	2671000	2671000				
724	GATE VALVE & BOX 16IN	EA	4000	9333000	37332000				
724	RELOCATE GATE VALVE & BOX	EA	17000	495000	8415000				
724	HYDRANT-INSTALL 6IN	EA	3000	4890000	14670000				
724	ADJUST HYDRANT	EA	2000	1398000	2796000				
724	TAPPING SLEEVE & VALVE 16IN X 8IN	EA	3000	5940000	17820000				

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION
Deputy Director For Engineering:

AWARD TO DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

18

DATE OF AWARD

DEPARTMENT OF TRANSPORTATION Deputy Director For Engineering

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 7 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041	NO. 3	BIDDER STRATA CORPORATION	BIDDER	BIDDER
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM		GRAND FORKS, ND		
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)		C.C. BOND RANK 03	C.C.	C.C.
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,				

SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
724	TAPPING SLEEVE & VALVE 20IN X 4IN	EA	1000	4583000	4583000				
724	WATER SERVICE LINE 1IN	LF	157000	42650	669605				
724	WATER SERVICE LINE 2IN	LF	76000	48950	372020				
724	WATERMAIN 6IN PVC	LF	17000	84500	143650				
724	WATERMAIN 8IN PVC	LF	412000	43500	1792200				
724	WATERMAIN 16IN PVC	LF	715000	78600	5619900				
724	20IN FORCEMAIN	LF	714000	80600	5754840				
724	RELOCATE WATERMAIN	EA	11000	6235000	6858500				
724	WATER SERVICE CONNECTION 1IN	EA	2000	1050000	210000				
724	WATER SERVICE CONNECTION 2IN	EA	1000	1865000	186500				
724	SPRINKLER RELOCATION	L SUM	1000	28000000	2800000				
724	FORCEMAIN 4IN	LF	112000	39800	445760				
724	FORCEMAIN 8IN	LF	483000	44750	2161425				
724	FORCEMAIN 10IN	LF	46000	52600	241960				
724	FORCEMAIN 16IN	LF	147000	93200	1399440				
744	INSULATION BOARD	CF	42000	160000	672000				
748	CURB & GUTTER-TYPE I 30IN	LF	23465000	25000	58662500				
750	PIGMENTED IMPRINTED CONCRETE	SY	3278000	73000	23929400				
750	SIDEWALK CONCRETE REINF	SY	224000	39000	873600				
750	SIDEWALK - DECORATIVE	SY	158000	78000	1232400				
750	SIDEWALK CONCRETE 5IN REINF	SY	11464000	40000	45856000				
750	CONCRETE MEDIAN NOSE PAVING	SY	229000	145000	3320500				
750	DRIVEWAY CONCRETE 6IN REINFORCED	SY	545000	45000	2452500				
750	DETECTABLE WARNING PANELS	SF	680000	35000	2380000				
752	ORNAMENTAL FENCE	LF	456000	66000	3009600				
752	TEMPORARY SAFETY FENCE	LF	1635000	5000	817500				
754	FLAT SHEET FOR SIGNS-TYPE XI REFL SHEETING	SF	473000	18000	851400				
754	FLAT SHEET FOR SIGNS-TYPE IV REFL SHEETING	SF	98000	16000	156800				
754	FLEXIBLE DELINEATORS	EA	29000	62200	180380				
754	STEEL GALV POSTS-TELESCOPING PERFORATED TUBE	LF	537000	17000	912900				
754	RESET SIGN PANEL	EA	2000	45000	90000				
762	PREFORMED PATTERNED PVMT MK-MESSAGE(GROOVED)	SF	895000	27800	2488100				
762	SHORT TERM 4IN LINE-TYPE R	LF	825000	1250	103125				
762	SHORT TERM 24IN LINE-TYPE R	LF	108000	18250	197100				
762	SHORT TERM 24IN LINE-TYPE NR	LF	70000	5000	350000				
762	PREFORMED PATTERNED PVMT MK 4IN LINE-GROOVED	LF	4588000	4500	2064600				
762	PREFORMED PATTERNED PVMT MK 8IN LINE-GROOVED	LF	5232000	7900	4133280				
762	PREFORMED PATTERNED PVMT MK 24IN LINE-GROOVED	LF	2050000	26500	5432500				
762	PREF PATT PVMT MK 7IN LINE CONTRAST-GROOVED	LF	2399000	8200	1967180				
766	MAILBOX-ALL TYPES	EA	4000	185000	740000				
770	LIGHTING SYSTEM A	EA	1000	468600000	468600000				
772	INTERIM TRAFFIC SIGNALS	EA	2000	55000000	11000000				
772	TEMPORARY TRAFFIC SIGNALS	EA	2000	6970000	1394000				
772	IT SYSTEM	EA	1000	85312000	8531200				
772	TRAFFIC SIGNAL SYSTEM - SITE 1	EA	1000	346102000	34610200				
772	TRAFFIC SIGNAL SYSTEM - SITE 2	EA	1000	332800000	33280000				
772	TRAFFIC SIGNAL SYSTEM - SITE 3	EA	1000	4800000	480000				

ACTION TAKEN BY DEPARTMENT OF TRANSPORTATION
Deputy Director For Engineering

AWARD TO: DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

ND DEPARTMENT OF TRANSPORTATION

SHEET NO 8 OF 8

ABSTRACT OF BIDS RECEIVED

PROJECT NO. SU-8-992(040)041	NO. 3	BIDDER STRATA CORPORATION	BIDDER	BIDDER
COUNTY & DATE CASS (017) NOV 09, 2018 09:30AM		GRAND FORKS, ND		
LENGTH & TYPE 1.180 WEST FARGO SHEYENNE ST(40TH AVE-32ND VE)		C.C. BOND RANK 03	C.C.	C.C.
COMPLETION TIME 06/15/20 GRADING, AGGREGATE BASE, PCC PAVEMENT,				

SPEC. NO.	ITEM DESCRIPTION	UNIT	QUANTITY	BID PRICE	AMOUNT	BID PRICE	AMOUNT	BID PRICE	AMOUNT
970	LANDSCAPING APPURTENANCES	L SUM	1000	6580000	6580000				
970	LANDSCAPE EDGING	LF	1053000	8000	8424000				
970	LANDSCAPE PREPARATION	ACRE	151800	75000	11385000				
970	HERBICIDE WEED CONTROL	SF	141500000	040	5660000				
970	EMBERS AMUR MAPLE - TREE FORM	EA	9000	400000	3600000				
970	COMMON HACKBERRY	EA	22000	495000	10890000				
970	KENTUCKY COFFEETREE	EA	21000	525000	11025000				
970	NORTHERN ACCLAIM HONEYLOCUST	EA	23000	500000	11500000				
970	PINK SPIRES CRABAPPLE	EA	18000	425000	7650000				
970	PRAIRIE FIRE CRABAPPLE	EA	8000	425000	3400000				
970	GLADIATOR CRABAPPLE	EA	12000	425000	5100000				
970	PRINCESS KAY PLUM	EA	6000	425000	2550000				
970	PRAIRIE GEM PEAR	EA	33000	425000	14025000				
970	IVORY SILK LILAC	EA	36000	425000	15300000				
970	HARVEST GOLD LINDEN	EA	13000	450000	5850000				
970	DISCOVERY ELM	EA	22000	450000	9900000				
970	CRIMSON PYGMY BARBERRY	EA	12000	80000	960000				
970	MEADOWLARK FORSYTHIA	EA	26000	75000	1950000				
970	DIABOLO NINEBARK	EA	26000	75000	1950000				
970	DAKOTA SUNSPOT POTENTILLA	EA	10000	75000	750000				
970	DAYLILIES-CONTAINER	EA	175000	45000	7875000				
970	RUSSIAN SAGE	EA	33000	45000	1485000				
970	LITTLE BLUE STEM	EA	231000	45000	10395000				
970	KARL FOERSTER	EA	168000	45000	7560000				
970	MISCANTHUS SINENSIS PURPURASCENS	EA	25000	45000	1125000				
	TOTAL				1289726736				
				NO LIMIT					

ACTION TAKEN BY: DEPARTMENT OF TRANSPORTATION
Deputy Director For Engineering

AWARD TO: DAKOTA UNDERGROUND COMPANY

WHEN PRELIMINARY ARRANGEMENTS ARE COMPLETED.

Brandon Oye

From: Peterson, Laurie J. <lpeterso@nd.gov>
Sent: Wednesday, November 14, 2018 2:03 PM
To: Dustin T. Scott
Cc: Hanson, Stacey M.; Marohl, Sengaroun H.; Murdoff, Phil L.
Subject: FW: Job 3 - November 9, 2018 Bid Opening

Dustin,

The DBE/GFE review is complete. The City of West Fargo can award the contract. Once awarded, they must notify us in writing so we can concur in the award before they send out the contract to Dakota Underground Company. Once the DOT has concurred in the award, we will prepare a letter to the City with instructions on how to proceed.

Thank you.

Laurie Peterson

NDDOT-Construction Services
608 East Boulevard Avenue
Bismarck, ND 58505-0700
PH 701.328.2566
FX 701.328.4928
EM lpeterso@nd.gov
www.dot.nd.gov

From: Conklin, Amy R.
Sent: Wednesday, November 14, 2018 1:46 PM
To: Peterson, Laurie J. <lpeterso@nd.gov>
Subject: Job 3 - November 9, 2018 Bid Opening

Our office has completed the DBE/GFE review on Job 3, SU-8-992(040)041. We recommend award to the low bid contractor, Dakota Underground Company.

Amy R. Conklin

DBE & OJT Program Administrator
Civil Rights Division
North Dakota Department of Transportation
608 E. Boulevard Ave.
Bismarck, ND 58505-0700
p: 701-328-3116
f: 701-328-0343

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.