

CITY OF ST. CLOUD CITY COUNCIL PROCEEDINGS
Monday, June 18, 2018
6:00 PM
City Council Chambers

1. **PLEDGE OF ALLEGIANCE**
2. **MOMENT OF SILENCE FOR OUR MEN AND WOMEN SERVING IN THE ARMED FORCES**
3. **ROLL CALL: Councilmembers Present:** Carol Lewis, John Libert, Dave Masters, Jeff Johnson, Steve Laraway, and George Hontos
Councilmember Absent: Jeff Goerger

CONSENT AGENDA:

4. **APPROVAL OF AGENDA**
ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
5. **APPROVAL OF THE CITY COUNCIL MEETINGS MINUTES FROM APRIL 30, 2018.**
ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
6. **RESOLUTION OF THE CITY OF ST. CLOUD, MINNESOTA APPROVING PARTICIPATION IN THE PERFORMANCE MEASUREMENT PROGRAM ESTABLISHED BY THE COUNCIL ON LOCAL RESULTS AND INNOVATION.**
ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2018-6-75
7. **BUILDING UPS REPLACEMENT AT POLICE DEPARTMENT**
ACTION TAKEN: LIBERT/LARAWAY/APPROVED 6-0

Councilmember Johnson pulled this item for further discussion. It was moved by Councilmember Libert, seconded by Councilmember Laraway to approve. Councilmember Johnson inquired on what UPS stands for. City Information Technology Director Micah Myers stated that it stands for Uninterrupted Power Supply. Ensures that the equipment does not have hard drops on its power. Replacement of existing system which is approximately 10 years old. New system comes with a 5-year warranty and maintenance schedule.

8. **APPROVAL OF THE CAMERA PROJECT AT THE ST CLOUD REGIONAL AIRPORT TO MEET THE FEDERAL REGULATORY REQUIREMENTS OF THE TRANSPORTATION SECURITY ADMINISTRATION.**
ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
9. **RESOLUTION APPROVING A COOPERATIVE CONSTRUCTION AGREEMENT WITH STEARNS COUNTY FOR CITY COST PARTICIPATION FOR CSAH 74 IMPROVEMENTS.**
ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2018-6-76

- 10. 33RD STREET SOUTH IMPROVEMENTS FROM HERITAGE DRIVE TO SOUTHWAY DRIVE, CONTRACT 2018-01, S.P. 162-151-003:**
- A. RESOLUTION ACCEPTING BIDS FOR 33RD STREET SOUTH FROM HERITAGE DRIVE TO SOUTHWAY DRIVE IMPROVEMENTS, CONTRACT 2018-01, 162-151-003**
 ACTION TAKEN: HONTOS/LIBERT/APPROVED 6-0
 RESOLUTION ADOPTED AND ASSIGNED 2018-6-77
- B. RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF ST. CLOUD, MINNESOTA, TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF BONDS TO BE ISSUED BY THE CITY, CONTRACT 2018-01, S.P. 162-151-003**
 ACTION TAKEN: HONTOS/LIBERT/APPROVED 6-0
 RESOLUTION ADOPTED AND ASSIGNED 2018-6-78
- C. ACCEPTANCE OF QUOTE FOR CONSTRUCTION MATERIAL TESTING SERVICES FOR 33RD STREET SOUTH FROM HERITAGE DRIVE TO SOUTHWAY DRIVE IMPROVEMENTS, CONTRACT 2018-01, S.P. 162-151-003.**
 ACTION TAKEN: HONTOS/LIBERT/APPROVED 6-0
- Councilmember Hontos pulled this item for further discussion. It was moved by Councilmember Hontos, seconded by Councilmember Libert to approve. Councilmember Hontos inquired on since the project came in a bit higher, MSA monies may be used – what is the city's annual MSA allotment? City Engineer Steve Foss commented that the city is allotted a little over \$2 million in MSA. Enough MSA will be claimed to make the city whole. Cannot use this money elsewhere if we use it on this project.
- 11. RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND SETTING A PUBLIC HEARING FOR JULY 9, 2018, TO CONSIDER ALLEY BETWEEN RIVERSIDE DRIVE SE AND WILSON AVENUE SE FROM TH 23 TO 7TH STREET SE IMPROVEMENTS.**
 ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
 RESOLUTION ADOPTED AND ASSIGNED 2018-6-81
- 12. RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND SETTING A PUBLIC HEARING FOR JULY 9, 2018, TO CONSIDER 4TH AVENUE SE NEIGHBORHOOD IMPROVEMENTS.**
 ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
 RESOLUTION ADOPTED AND ASSIGNED 2018-6-82
- 13. RESOLUTION APPROVING A STATE OF MINNESOTA DEPARTMENT OF TRANSPORTATION LIMITED USE PERMIT FOR RETAINING WALL ON T.H. 23.**
 ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
 RESOLUTION ADOPTED AND ASSIGNED 2018-6-79
- 14. QUOTE FOR GEOTECHINICAL SERVICES FOR 33RD STREET SOUTH FROM HERITAGE DRIVE TO CSAH 74 IMPROVEMENTS.**
 ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0

15. RESOLUTION DECLARING 5TH AVENUE LIVE CONCERT SERIES A CITY FESTIVAL

ACTION TAKEN: HONTOS/MASTERS/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2018-6-80

Councilmember Hontos pulled this item for further discussion. It was moved by Councilmember Hontos, seconded by Councilmember Masters to approve. Councilmember Hontos commented that this is a great event. Inquired on what the significance is in declaring it a city festival. Mayor Dave Kleis explained that this, like other festivals, is a partnership with a team of downtown business owners, and acts similar to SummerTime by George as it provides an opportunity to have festival and a concert with proceeds going back into the city. Significance of the resolution is to allow and help with adding festive lights, helps with liquor sales and other things which benefit the downtown community. This was the team's idea and builds on a concert series. Celebrates road improvement of downtown.

Doug Boser, Shannon Wiger, and Ray Harrington commented on their ideas and the 5th Avenue Live idea. This is a 4-night concert series to compliment what is happening in the city. This places a positive spotlight on St. Cloud. Overwhelming positive responses from community. This is a non-profit and benefits the city.

Councilmember Libert requested clarification on if this is a ticketed event. Boser confirmed it is a ticketed event.

Councilmember Johnson inquired on if this coincides with St. Cloud State activities. Boser confirmed it does.

16. FINAL PLAT AND SUBDIVISION AGREEMENT FOR GROVE & MEADOWS PLAT 2.

ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0

17. RESOLUTION AMENDING THE PLAZA 15 PLANNED UNIT DEVELOPMENT (PUD) TO ALLOW A 138-UNIT SENIOR LIVING FACILITY. (LOCATION: 151, 169, 171, 173, AND 215 37TH AVENUE NORTH) (DPA-2018-04)

ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 9, 2018

18. A. RESOLUTION AMENDING THE 2015 COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND USE DESIGNATION OF 1971 AND 1999 PINECONE ROAD FROM PUBLIC/SEMI-PUBLIC TO MIXED RESIDENTIAL.

B. ORDINANCE REZONING 1971 AND 1999 PINECONE ROAD FROM R2, SINGLE FAMILY AND TWO FAMILY RESIDENTIAL TO PLANNED UNIT DEVELOPMENT (PUD)

C. RESOLUTION ADOPTING THE PINECONE ROAD PUD GENERAL DEVELOPMENT PLAN.

ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 9, 2018

19. RESOLUTION AMENDING THE CATHEDRAL HIGH SCHOOL PLANNED UNIT DEVELOPMENT (PUD) TO ALLOW A 20,000 SQUARE FOOT BUILDING ADDITION AND RELATED OFF-STREET PARKING (LOCATION: 312 & 324 7TH AVENUE NORTH) (DPA-2018-05).

ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 9, 2018

19A. FIREWORKS

ACTION TAKEN: LARAWAY/MASTERS/APPROVED 6-0

PUBLIC HEARING:

20. ORDINANCE AMENDING SECTION 310 OF THE CODE OF ORDINANCES TO REMOVE THE SUNSET DATE FOR THE VACANT BUILDING REGISTRATION PROGRAM.

ACTION TAKEN: MASTERS/JOHNSON/APPROVED 6-0

ORDINANCE ADOPTED AND ASSIGNED 2755

Community Development Director Matt Glaesman introduced this item to Council. This is an amendment to a program that started 2 years ago. Program has been successful and the amendment is to remove the sunset and continue the program.

Council President Lewis opened the Public Hearing. No one spoke. Council President Lewis closed the Public Hearing.

It was moved by Councilmember Masters, seconded by Councilmember Johnson to approve. No discussion. Motion passed unanimously.

OPEN DISCUSSION & ANNOUNCEMENTS:

Councilmember Hontos inquired on the status of naming rights for the River's Edge Convention Center. Mayor Kleis indicated that discussions have continued and hopefully it will be part of the 2019 Budget. Also, it may be included as part of the Food/Beverage Tax discussion during the Study Session in July. The City requested from legislature to place in a bill an increase to the food/beverage tax to the November ballot. Non-controversial item passed legislature but Governor Dayton vetoed the bill. Now, administration would like to have the discussion on still placing it on the ballot. Councilmember Hontos discouraged by the delay in the naming of the convention center. Would like something more than a "working on it" reaction. Mayor Kleis shares Councilmember Hontos' frustration and feel optimistic that the city now has the commitment from the community and will be bringing the item to Council soon.

Councilmember Hontos inquired on if the Council held a Retreat in 2019. Mayor Kleis commented that two dates were set but one or more Councilmember were unable to attend so they were cancelled. Councilmember Hontos feels that a retreat held earlier in the year allows Council to participate in the budget process and that Council has probably missed out on this opportunity this year. Discouraged that the Council has not been given the opportunity to weigh in on the budget process. Suggested that in December a retreat should be discussed and scheduled. Mayor Kleis addressed Councilmember Hontos' comments and suggested having a Retreat soon and one near the end of the year. Council agreed to move ahead with Retreat even if not all members are present.

Councilmember Hontos suggested additional improvements to iPads. Staff addressed Agenda Item look up issue. Requested all attachments be same orientation – portrait or landscape. City Informational Technology Director Micah Myers requested additional clarification. A solution will be researched. Myers requested a training session for all councilmembers on the iPads.

Mayor Dave Kleis commented on the upcoming Granite City Days at end of week.

OPEN FORUM:

Lily Anderson, 3700 Deerwood Ct, St. Cloud, MN 56301 – commented on Refugee Moratorium and stated that the moratorium does not represent the majority of community members.

Moira Walsh, PO Box 7756, St. Cloud, MN 56301 – commented on discussion of refugees from perspective of a humanitarian aid worker.

Nikki Kingsley, St. Cloud Social Security Office (?), St. Cloud, MN - commented on her experience in St. Cloud and the poor treatment of refugees.

Karin Blythe, 1240 9th Ave N, St. Cloud, MN 56303 – commented on her experiences in St. Cloud and her appreciation of the community.

Peter J. Wilson, 1108 Celebration Drive, Sartell, MN 56377 – commented on the refugee resettlement process and request from council on lack of communication about the status of the process. Council owes it to the people to provide answers and have oversight over the resettlement program.

ADJOURNMENT:

It was moved by Councilmember Masters, seconded by Councilmember Johnson to adjourn. Motion passed unanimously. Meeting adjourned at 7:08 PM.



Carol Lewis, Council President



Seth Kauffman, Recording Secretary