

CITY OF ST. CLOUD CITY COUNCIL PROCEEDINGS
Monday, June 3, 2019
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, Mike Conway, Jeff Goerger, George Hontos, Steve Laraway, Paul Brandmire, Dave Masters

PRESENTATION ON PUBLIC SAFETY: Mayor Dave Kleis and Assistant Police Chief Jeff Oxtan presented statistics on Public Safety

CONSENT AGENDA

4. APPROVAL OF AGENDA
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
5. MAYOR KLEIS' APPOINTMENTS TO THE HERITAGE PRESERVATION COMMISSION, LIBRARY BOARD, AND THE RIVER'S EDGE CONVENTION CENTER ADVISORY BOARD.
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
6. APPROVAL OF THE MINUTES FROM THE APRIL 29, 2019 AND MAY 13, 2019 REGULAR COUNCIL MEETINGS
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
7. AN APPLICATION FOR A LICENSE TO SELL TOBACCO FOR THE CBD EMPORIUM, 2215 ROOSEVELT ROAD
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
8. APPLICATION FOR AN OFF-SALE INTOXICATING LIQUOR LICENSE FOR COSTCO WHOLESALE CORPORATION DBA COSTCO WHOLESALE #1344, FOR A STORE TO BE LOCATED AT 3636 2ND STREET SOUTH
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
9. APPLICATION FOR A 1) BLOCK PARTY PERMIT AND 2) TEMPORARY LIQUOR LICENSE FOR THE ANNUAL ST. MARY'S CATHERAL BLOCK PARTY TO BE HELD ON SEPTEMBER 7, 2019
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
10. RENEWAL OF ON-SALE AND OFF-SALE 3.2 PERCENT MALT LIQUOR LICENSE FOR THE PERIOD JULY 1, 2019 TO JUNE 30, 2020.
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
11. APPLICATION FOR A TEMPORARY INTOXICATING LIQUOR LICENSE FOR THE SCSU FOUNDATION FOR A VETERANS RESOURCE DONOR RECOGNITION RECEPTION ON JUNE 20, 2019.
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0

12. **APPLICATION FOR A TEMPORARY INTOXICATING LIQUOR LICENSE FOR THE SCSU FOUNDATION FOR A PRESIDENT’S RECEPTION DURING THE LEMONADE ART FAIR.**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
13. **APPLICATION FOR A LICENSE TO SELL TOBACCO PRODUCTS FOR ST. GERMAIN TOBACCO. 418 E. ST. GERMAIN.**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
14. **RESOLUTION APPROVING PARTICIPATION IN THE PERFORMANCE MESAUREMENT PROGRAM ESTABLISHED BY THE COUNCIL ON LOCAL RESULTS AND INNOVATION**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
RESOLUTION ADOPTED AND ASSIGNED 2019-6-72
15. **RESOLUTION SUPPORTING AN APPLICATION FOR STATE BONDING APPROPRIATION FOR THE ST CLOUD MUNICIPAL ATHLETIC COMPLEX**
ACTION TAKEN: HONTOS/MASTERS/APPROVED 7-0
RESOLUTION ADOPTED AND ASSIGNED 2019-6-73

Councilmember Hontos pulled item for further discussion. It was moved by Councilmember Hontos, seconded by Councilmember Masters to approve. Councilmember Hontos supportive of resolution and commented on putting artificial turf on baseball fields. Councilmember Conway commented on hockey rinks at the MAC. This facility is a regional center. No further discussion. Motion unanimously passed. Resolution adopted and assigned 2019-6-73.
16. **REQUEST FOR LOADING ZONE PERMIT IN THE DOWNTOWN METERED AREA AT 13 – 7TH AVENUE SOUTH**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
17. **REQUEST FOR AN EXEMPTION FROM THE CITY NOISE ORDINANCE TO ALLOW FOR NIGHTTIME CONSTRUCTION FOR 1ST STREET NORTH AND VETERANS BRIDGE WATER MAIN IMPROVEMENTS**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
18. **FINAL PLAT AND SUBDIVISION AGREEMENT FOR STONE GATE CENTER 2ND ADDITION**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
19. **RESOLUTION AUTHORIZING LOCAL MATCH OF APO TRANSPORTATION PLANNING FUNDS FOR 33RD STREET SOUTH MISSISSIPPI RIVER CROSSING SCOPING STUDY**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0
RESOLUTION ADOPTED AND ASSIGNED 2019-6-74

PUBLIC HEARINGS

20. **RENEWAL OF ON-SALE INTOXICATING, OFF-SALE INTOXICATING, THEATRE ON-SALE, CLUB ON-SALE, BREWER OFF-SALE, TAP ROOM ON-SALE, BREWPUB OFF-SALE, WINE & 3.2 COMBINATION ON-SALE, LICENSES FOR THE PERIOD JULY 1, 2019 TO JUNE 30, 2020**
ACTION TAKEN: CONWAY/LARAWAY/APPROVED 7-0

City Clerk Seth Kauffman introduced item. Annual renewals of licenses. All renewals favorable.

Council President Goerger opened the Public Hearing. No one spoke. Council President Goerger closed the Public Hearing. Councilmember Conway commented on applicants' minor violations and inquired on the process with regard to those with multiple violations. Kauffman commented that those with multiple violations have not had more than one violation in the previous license year and if they had more than two in the previous violation years, additional training is required. Councilmember Hontos inquired on when a license is revoked. Kauffman commented that it is within 18 months of last violation. It was moved by Councilmember Conway, seconded by Councilmember Laraway to approve.

21. ORDINANCE AMENDING THE CITY OF ST. CLOUD OFFICIAL ZONING MAP BY ESTABLISHING THE SOUTHEAST HISTORIC OVERLAY DISTRICT

ACTION TAKEN: LEWIS/HONTOS/APPROVED 6-1 WITH CONWAY OPPOSED
ORDINANCE ADOPTED AND ASSIGNED 2779

City Development Director Matt Glaesman introduced item. Initiated by the Heritage Preservation Commission. Includes several sites in Southeast St. Cloud. If designated, any alterations in these properties require Heritage Preservation Committee approval. Council President Masters inquired on if City will incur any additional costs to bring sites to current recommended standards. Glaesman commented that cost is typically incurred by property owners. Councilmember Brandmire inquired on if there are opportunities for funding from outside sources for assistance in preserving properties. Brandmire also inquired if this includes private properties. All properties are publicly held with all but Selke owned by the City. Selke is owned by the State of Minnesota (SCSU). Council President Goerger inquired on if SCSU commented on designation. Glaesman confirmed.

Council President Goerger opened the Public Hearing.

Ann Marie Johnson, 1411 – 9th Ave SE – commented on grant opportunities available if designated as a historic district

Mark Muniz, 1609 - 11th Ave SE – representative from SCSU. In support of designation given to Selke Field.

Nicholas Snavely, 805 – 17th St. SE – commented on the importance of historic preservation.

Jerry Relph, 1224 Mill Creek Cir – spoke in favor of the ordinance.

Council President Goerger closed the Public Hearing. It was moved by Councilmember Lewis, seconded by Councilmember Hontos to approve. Councilmember Lewis commented that this is a community generated idea which she is always in favor of and believes that the Council should support. Councilmember Hontos spoke in favor of the ordinance. Councilmember Conway commented against the ordinance and special funding requests. This is adding another level of bureaucracy. Councilmember Laraway commented in favor of the ordinance and impact to quality of life. Councilmember Brandmire commented in favor and inquired if the city is already taking good care of these parks, why is the designation needed? Council President Goerger commented that this shows the public that the city, and

the council, support the community. Motion passed 6-1 with Councilmember Conway opposed. Ordinance adopted and assigned 2779.

22. ORDINANCE AMENDING ARTICLES 3, 4, AND 20 OF THE ST CLOUD LAND DEVELOPMENT CODE TO RE-ENACT SPECIAL EXCEPTIONS PERMITS

ACTION TAKEN: MASTERS/HONTOS/APPROVED 7-0

ORDINANCE ADOPTED AND ASSIGNED 2780

City Development Director Matt Glaesman introduced item. Issued brought forward from the Zoning Board of Appeals in response to a number of items threcently. Re-enacts one provision previously in code prior to 2008 (change in nonconforming use versus an expansion in nonconforming use). Staff, Zoning Board, and Planning Commission are recommending approval.

Council President Goerger opened the Public Hearing. No one spoke. Council President Goerger closed the Public Hearing. It was moved by Councilmember Masters, seconded by Councilmember Hontos to approve. Councilmember Lewis commented in favor. Motion unanimously passed. Ordinance adopted and assigned 2780.

23. ORDINANCE REZONING 40 32ND AVENUE NORTH FROM R2, SINGLE FAMILY AND TWO FAMILY RESIDENTIAL DISTRICT TO C5, HIGHWAY COMMERCIAL DISTRICT.

ACTION TAKEN: LARAWAY/CONWAY/APPROVED 7-0

City Development Director Matt Glaesman introduced item. Gilliland Chevrolet expansion. Action taken tonight allows just a change to the zoning and step one of two to allow the dealership to expand.

Council President Goerger opened the Public Hearing. Council President Goerger closed the Public Hearing. It was moved by Councilmember Laraway, seconded by Councilmember Conway to approve. Councilmember Conway inquired on if a fence will be erected to buffer other homes. Christie Gilleland, 1986 – 40th St N, Sartell, commented that that will be brought forward in the conditional use permit request. Councilmember Hontos inquired on if lot 37 was zoned C5. Glaesman unaware. Motion unanimously passed. Ordinance adopted and assigned 2781.

OPEN DISCUSSION & ANNOUNCEMENTS

Councilmember Hontos inquired on the status of the traffic study for 35th Ave/33rd Ave/1st Street North. City Engineer Steve Foss commented that the study was completed for entire neighborhood. A summary will be provided to Council shortly. No recommendations for changes. Status quo is acceptable moving forward.

Councilmember Conway inquired on if study took into account the impact of the increased residents moving into unit 37th Ave N. Requested an overview and impact on 3rd St N. Foss commented that at some point the access at 37th and 3rd will need improvement.

Councilmember Lewis complimented Officer "Smiley" for her community leadership and City Engineer Steve Foss for his help with a constituent on Riverside Drive.

Councilmember Brandmire thanked the Mayor and Asst. Chief Oxtan for their responsiveness to his question on Public Safety and evening's presentation.

OPEN FORUM

Martha Blauvelt, 145 Riverside Dr NE – commented on Public Library

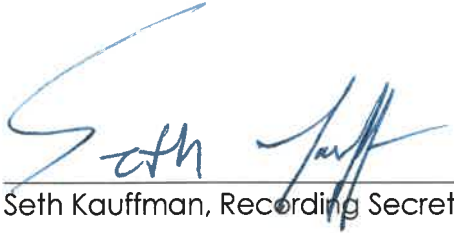
Molly Weyrens, 6522 Laurel Rd – commented on need for affordable housing

Kenneth Wenginger, 6670 Northwood Lane, #306 – commented on need for affordable housing

Kay Steiner, Sartell – commented that the Council needs to care for their citizens first. Community has the right to say no.

ADJOURNMENT:

It was moved by Councilmember Masters, seconded by Councilmember Lewis to adjourn. Motion unanimously passed. Meeting adjourned at 7:42 PM.



Seth Kauffman, Recording Secretary



Jeff Goerge, Council President