

CITY OF ST. CLOUD CITY COUNCIL PROCEEDINGS
Monday, June 17, 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, Paul Brandmire, Dave Masters
Councilmember Absent: Steve Laraway

CONSENT AGENDA

4. APPROVAL OF AGENDA
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
5. A JOINT RESOLUTION BY AND BETWEEN SHERBURNE COUNTY, STEARNS COUNTY, AND THE CITY OF ST. CLOUD IN SUPPORT OF CREATING AN AIRPORT AUTHORITY PURSUANT TO MINNESOTA STATUTES SECTION 360.0425 TO .0427.
ACTION TAKEN: LEWIS/MASTERS/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2019-06-75
Councilmember Lewis pulled item for further discussion. It was moved by Councilmember Lewis, seconded by Councilmember Masters to approve. Councilmember Lewis requested copies of statutes when referred to in agenda. Councilmember Conway and Councilmember Masters provided positive comments on this initiative. No further comments. Motion unanimously passed.
6. CONSIDERATION OF ORDINANCE AMENDING SECTION 2.66 OF THE ST. CLOUD HOME RULE CHARTER REGARDING THE CITY COUNCIL'S AUTHORITY TO OVERRIDE THE MAYOR'S VETO.
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 22, 2019
7. A. APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR THE GRANITE CITY LUMBERJACKS FOR AN EVENT ON JUNE 29, 2019.
B. REQUEST TO CLOSE EAST ST. GERMAIN FROM THE EAST SIDE STREET FAIR HELD ON SATURDAY JUNE 29, 2019.
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
8. RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A GRANT AGREEMENT FOR FEDERAL FUNDS RELATED TO PHASE 2 DEVELOPMENT OF A NEW GENERAL AVIATION HANGAR AREA AT THE ST. CLOUD REGIONAL AIRPORT
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2019-06-77
9. RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AIRPORT IMPROVEMENT GRANT AGREEMENT, CONTRACT NUMBER 1034661, WITH THE

MINNESOTA DEPARTMENT OF TRANSPORTATION'S OFFICE OF AERONAUTICS

ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2019-06-78

10. **AN ORDINANCE REPEALING SECTION 447 MASSAGE FACILITIES AND REPLACING WITH SECTION 447 THERAPEUTIC MASSAGE ESTABLISHMENTS AND MASSAGE THERAPISTS**
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 22, 2019
11. **AMENDING ORDINANCE SECTION 512 HEALTH & INSPECTIONS DEPARTMENT FEES**
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 22, 2019
12. **ORDINANCE ENACTING SECTION 301 OF THE ST. CLOUD CODE OF ORDINANCES ADOPTING THE EYES ON THE SOUTH SIDE RENTAL HOUSING VALIDATION PROGRAM**
ACTION TAKEN: HONTOS/CONWAY/APPROVED 6-0
PUBLIC HEARING SET FOR JULY 22, 2019

Councilmember Hontos pulled item for further discussion. It was moved by Councilmember Hontos, seconded by Councilmember Conway to approve. Councilmember Hontos inquired on what the proposed implementation strategy is for the program. Mayor Kleis commented that strategy will be discussed on July 8th prior to July 22nd Public Hearing. More than one option will be provided for Council's consideration. Councilmember Hontos also inquired on if affected property owners will be notified of Public Hearing. Mayor Kleis confirmed they will be. No further discussion. Motion unanimously passed.

13. **APPROVAL OF ST. CLOUD RIGHT OF WAY PLAT NO. 10**
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
14. **RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND SETTING A PUBLIC HEARING TO CONSIDER 1ST/2ND STREET NORTH FROM 5TH TO 10TH AVENUE NORTH BITUMINOUS RESURFACING IMPROVEMENTS.**
ACTION TAKEN: LEWIS/CONWAY/APPROVED 6-0
RESOLUTION ADOPTED AND ASSIGNED 2019-06-79

OLD BUSINESS

15. **APPROVAL OF AMENDED COUNCIL RULES OF ORDER**
ACTION TAKEN: MASTERS/BRANDMIRE/TABLED

City Administrator Matthew Staehling commented on changes being reflective of discussion by Council Subcommittee. Council President Goerger confirmed. Councilmember Hontos inquired why the subcommittee proposed to adjourn the meeting, then have the Open Forum. Council President Goerger commented that this was established to avoid "grandstanding" and allows people to discuss items on agenda freely. Councilmember Hontos concerned all comments during Open Forum will not be part of public record. Additionally, this does not address the issue of non-St. Cloud residents or the Councilmembers interaction with public. Council President Goerger, Councilmember Lewis, and Councilmember Brandmire briefly addressed

concerns. Additional discussion between Councilmembers regarding Open Forum and open discussion. Councilmember Conway commented that he does not want to limit a person's ability to address council comfortably. Councilmember Masters commented that Open Forum after an adjournment allows for a more relaxed setting. Councilmember Hontos not convinced that adjournment is necessary. And, Council should have an opportunity to respond.

City Administrator Matthew Staehling commented to the Council's concerns.

Councilmember Brandmire moved to strike clause addressing Administration. Motion seconded by Councilmember Hontos. Councilmember Hontos commented on removing the language and need for Administration to be involved. Councilmember Brandmire clarified his motion to strike to read: "Councilmembers *may* ask questions of the speakers or refer to Administration..."

Councilmember Hontos commented that first sentence in clause should be changed to read: "Following the regular business meeting, the City Council *will* conduct..." Councilmember Conway commented on proposed amendments. Motion to amend language as detailed above passed 4-2 with Councilmembers Conway and Lewis opposed.

Councilmember Hontos moved to eliminate the non-resident's opportunity to speak to Council unless that person is a taxpayer or business owner. Council President Goerger seconded the motion. Councilmember Conway and Councilmember Lewis concerned about limiting who speaks. Council President Goerger requested City Attorney's opinion. City Administrator Matthew Staehling commented to issue – does not see an issue to just allowing St. Cloud property tax payers and business owners to speak. Motion to amend failed 2-4 with Councilmembers Masters, Brandmire, Lewis and Conway opposed.

Councilmember Hontos commented on the addition of Item Number 19. The voice of the Council should not be restricted. Council President Goerger commented that the intent was to allow entire Council to decide on if discussion valid and/or appropriate. Continued discussion on matter. Councilmember Masters moved to table issue, have it go back to committee, and recommends that Councilmember Hontos sit in on committee discussion. Councilmember Brandmire seconded the motion. Motion passed 4-2 to table.

PUBLIC HEARINGS

16. APPLICATION & RENEWAL OF AN OFF-SALE INTOXCATING LIQUOR LICENSE FOR COSTCO WHOLESALE CORPORATION DBA COSTCO WHOLESALE #1344, FOR A STORE TO BE LOCATED AT 3636 2ND STREET SOUTH

ACTION TAKEN: LEWIS/MASTERS/APPROVED 6-0

City Clerk Seth Kauffman introduced item. All departments have approved. Contingent only on pending Certificate of occupancy.

Council President Goerger opened the Public Hearing.

Rich Dahl, Attorney for Costco – present to answer questions

Kay Steiner, 1221 22nd St, Sartell – inquired on law suit

Council President Goerger closed the Public Hearing. It was moved by Councilmember Lewis, seconded by Councilmember Masters to approve. No further discussion. Motion passed 6-0.

OPEN DISCUSSION & ANNOUNCEMENTS

Councilmember Hontos discussed long grass on private and public properties. Are city employees being proactive but is this complaint based reactive only? City Development Director Matt Glaesman commented that it is currently more reactive. City Administrator Matthew Staehling requested that Councilmember Hontos notify staff of any lawns he sees that need attention.

Councilmember Lewis commented on Statute of Abraham Lincoln and suggested that the city list all the names of St. Cloud residents who participated in the Civil War.

OPEN FORUM

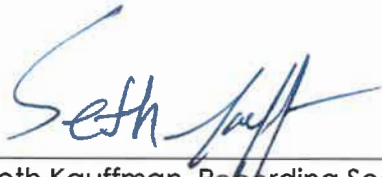
Pat Morin, 907 13th Ave SE – discussed neighborhood parks and inquired on if the breakdown of the \$1,000,000 allocated to parks will be public

Kay Steiner, 1221 22nd St, Sartell – concerned with Open Forum changes and eliminating non-residents

Deanna Hemmesch, Executive Director Central MN Housing Partnership – discussed affordable housing and families in need

ADJOURNMENT:

It was moved by Councilmember Laraway, seconded by Councilmember Brandmire to adjourn. Motion unanimously passed. Meeting adjourned at 7:59 PM.



Seth Kauffman, Recording Secretary



Jeff Goerger, Council President