

## CITY COUNCIL PROCEEDINGS

AGENDA ITEM:

OCTOBER 29, 2012

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on October 29, 2012, at 6:00 p.m. in the City Council Chambers.
2. A Moment of Silence for our men and women serving in the Armed Forces.
3. All Council members were present: Berg, Goerger, Gohman, Hontos, Johnson, Libert, and Masters.

### CONSENT AGENDA:

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved with the inclusion of ADD-ON Item 22 and Councilmember Hontos's request to discuss the Landlord Responsibility ordinance under Open Discussion.

5. **MINUTES AND SUMMARY OF PROCEEDINGS OF THE REGULAR COUNCIL MEETINGS HELD SEPTEMBER 24, 2012, AND OCTOBER 8, 2012.** ACTION TAKEN: Approved.

6. **THE 2013 CITY COUNCIL MEETING SCHEDULE.** ACTION TAKEN: Approved.

7. **SET A SPECIAL COUNCIL MEETING FOR TUESDAY, NOVEMBER 13, 2012, AT NOON IN CONFERENCE ROOM 1 OF CITY HALL FOR CANVASSING THE RESULTS OF THE NOVEMBER 6, 2012 GENERAL ELECTION.** ACTION TAKEN: Approved.

8. **SET A PUBLIC HEARING ON AN APPLICATION FOR ON-SALE 3.2 PERCENT MALT LIQUOR AND WINE LICENSE FOR S & D ROM1, LLC dba DICKEY'S BARBECUE PIT, 2956 WEST DIVISION STREET.** ACTION TAKEN: A public hearing was set for November 19, 2012.

9. **RESOLUTION AUTHORIZING THE ISSUANCE AND SALE, AWARDED SALE, PRESCRIBING THE FORM AND DETAILS AND PROVIDING FOR THE PAYMENT OF GENERAL OBLIGATION REFUNDING TAX INCREMENT BONDS, SERIES 2012A.** ACTION TAKEN: Goerger removed this item for discussion. It was moved by Goerger, seconded by Berg, to approve the resolution as submitted. Finance Director John Norman announced that Standard & Poor assigned its high rating of 'AA+' to St. Cloud's series 2012A general obligation tax increment refunding bonds and series 2012B general obligation infrastructure management refunding bonds. Also, Standard & Poor's affirmed its 'AA+' rating on the city's existing general obligation debt. He introduced Terri Heaton of Springsted, Inc.,

who reviewed the bond results. Two bids were received on the \$740,000 General Obligation Tax Increment Refunding Bonds, Series 2012A. The bid was awarded to Northland Securities, Inc. The motion unanimously carried. The adopted resolution was assigned number 2012-10-159.

**10. RESOLUTION AUTHORIZING ISSUANCE AND SALE, AWARDING SALE, PRESCRIBING THE FORM AND DETAILS AND PROVIDING FOR THE PAYMENT OF GENERAL OBLIGATION INFRASTRUCTURE MANAGEMENT FUND REFUNDING BONDS, SERIES 2012B.** ACTION TAKEN: Goerger removed this item for discussion. It was moved by Goerger, seconded by Berg, to move approval of the resolution. Terri Heaton of Springsted, Inc. explained that seven bids were received and the bid was awarded to BOSCO, Inc. on the \$4,565,000 General Obligation Infrastructure Management Fund Refunding Bonds, Series 2012B. The motion unanimously carried. The adopted resolution was assigned number 2012-10-160.

**11. (A) SET A PUBLIC HEARING ON AN ORDINANCE AMENDING SECTION 300:40 OF THE 2007 CODE OF ORDINANCES ENTITLED RENTAL DWELLING LICENSING, BY AMENDING SECTION 300:40, SUBDIVISION 10, ENTITLED LICENSE SUSPENSION, REVOCATION, DENIAL AND NON-RENEWAL.** ACTION TAKEN: A reading and public hearing was set for December 17, 2012. (Proposed Ordinance 2012-18).

**(B) SET A PUBLIC HEARING ON ORDINANCE AMENDING CHAPTER 400 OF THE 2007 CODE OF ORDINANCES ENTITLED GENERAL PROVISIONS FOR ISSUANCE OF LICENSES AND PERMITS, BY AMENDING SECTION 400:63 ENTITLED, PAYMENT OF TAXES ON LICENSED PREMISES.** ACTION TAKEN: A reading and public hearing was set for December 17, 2012. (Proposed Ordinance 2012-19).

**12. ~~AWARD BID FOR THE WATER SERVICE CONNECTION IMPROVEMENT PROJECT.~~** ACTION TAKEN: WITHDRAWN BY ADMINISTRATION.

**13. SET A PUBLIC HEARING ON A RESOLUTION AMENDING THE WEST PRAIRIE POINT PLANNED UNIT DEVELOPMENT (PUD) GENERAL DEVELOPMENT PLAN TO REDUCE THE NUMBER OF REQUIRED HOUSING STYLES FROM 2 TO 1 REMOVING THE REQUIREMENT FOR CONSTRUCTION OF ATTACHED HOUSING (LOCATION: 7000 322ND STREET)(DPA-2012-03).** ACTION TAKEN: A public hearing was set for November 19, 2012.

**14. SET A PUBLIC HEARING ON AN ORDINANCE AMENDING ARTICLE 4, SECTION 3C OF THE ST. CLOUD LAND DEVELOPMENT CODE TO ESTABLISH AN ADMINISTRATIVE PROCEDURE FOR AMENDING CONDITIONAL USE PERMITS. (LDC-2012-03).** ACTION TAKEN: A reading and public hearing was set for November 19, 2012. (Proposed Ordinance 2012-20).

**15. SET A PUBLIC HEARING ON AN ORDINANCE VACATING A SEGMENT OF A 10' WIDE UTILITY EASEMENT CENTERED ON THE LOT LINE BETWEEN LOTS 2 AND 3, BLOCK 1, ROLLING RIDGE ESTATES, LOCATED AT 1701 CASSELBERRY ROAD. (VAC-2012-05)** ACTION TAKEN: A reading and public hearing was set for November 19, 2012. (Proposed Ordinance 2012-21).

**16. RESOLUTION ESTABLISHING FINAL DATE FOR FILING PETITIONS FOR PUBLIC IMPROVEMENTS.** ACTION TAKEN: Resolution adopted and assigned number 2012-10-161.

**17. ESTABLISH THE POLICY FOR GRANTING CREDITS AGAINST SPECIAL ASSESSMENTS TO LOW INCOME PROPERTY OWNERS FOR 2013 IMPROVEMENTS.** ACTION TAKEN: Resolution adopted and assigned number 2012-10-162.

**18. REQUEST FROM PUBLIC WORKS DEPARTMENT TO PURCHASE A SNOW PLOW.** ACTION TAKEN: Approved.

**19. PROFESSIONAL SERVICES AGREEMENT WITH SEH, INC. FOR THE FINAL DESIGN SERVICES FOR THE TH 15/33RD STREET SOUTH INTERCHANGE.** ACTION TAKEN: Goerger removed this item for discussion. It was moved by Goerger, seconded by Johnson, to approve the professional services agreement with SEH, Inc. City Engineer Steve Foss stated that the city is the lead agency in the joint county/city interchange project. Community Development Director Matt Glaesman confirmed that several meetings will be conducted with affected business owners as the detail design plans are formed. Following discussion, the motion unanimously carried.

**20. RESOLUTION AUTHORIZING A MNDOT GRANT AGREEMENT #02335 FOR STATE FUNDS TO PREPARE AN ENVIRONMENTAL ASSESSMENT FOR AIR SERVICE AT THE ST. CLOUD REGIONAL AIRPORT.** ACTION TAKEN: Resolution adopted and assigned number 2012-10-163.

**21. RESOLUTION APPROVING THE SECURITY UPGRADE PROJECT AT THE ST. CLOUD REGIONAL AIRPORT.** ACTION TAKEN: Resolution adopted and assigned number 2012-10-164.

**22. ADD-ON: UPDATED JOB DESCRIPTION FOR THE POSITION OF UNREGISTERED ENVIRONMENTAL HEALTH SPECIALIST.** ACTION TAKEN: Approved.

**OPEN FORUM:**

No one spoke.

**OPEN DISCUSSION & ANNOUNCEMENTS:**

Councilmember Hontos asked for a future discussion on the Landowner Responsibility Ordinance with specific reference to Section 105.1 regarding illegal burning, animal control, and building violations. It was moved by Hontos, seconded by Goerger, to place this issue on a Study Session before year end. The motion unanimously carried.

Mayor Kleis brought up the issue of “In-City Travel Expense Reimbursement” for the City Council. Administration recently denied a reimbursement request from a council member as there is no policy in place regulating in-city travel expense for City Council. The mayor said that the Council has the authority to set a policy in place. It was moved by Goerger, seconded by Masters, to place this issue on a future Study Session for further discussion. The motion unanimously carried.

Mayor Kleis encouraged everyone to get out and vote on Tuesday, November 6, 2012.

**ADJOURNMENT:**

There being no further business to discuss, Council President Libert adjourned the meeting at 6:27 p.m.

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City Council President John Libert

Respectfully submitted by

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Sandy Hilsgen  
Recording Council Secretary