

## CITY COUNCIL PROCEEDINGS

### AGENDA ITEM

December 22, 2014

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on December 22, 2014 at 6 p.m. in the City Council Chambers.
2. Moment of Silence for our men and women serving in the Armed Forces.
3. Councilmember present were Goerger, Hontos, Johnson, Lewis, Libert, and Masters.

### Consent Agenda:

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
5. **CONFIRM MAYOR'S APPOINTMENT TO THE ST. CLOUD LIBRARY BOARD.** ACTION TAKEN: Confirmed the appointment of Dang Babuothkai to a term to commence immediately and expire December 31, 2015.
6. **RESOLUTION AUTHORIZING A CHARITABLE GAMBLING PREMISES PERMIT FOR THE ST. CLOUD OPTIMIST CLUB FOR ACTIVITIES TO BE CONDUCTED AT SUPERAMERICA ON 33<sup>RD</sup> (FORMER EZ STOP), 702 33<sup>RD</sup> AVE. N.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2014-12-157.
7. **RESOLUTION AUTHORIZING AN OFF-SITE CHARITABLE GAMBLING PERMIT FOR THE WATKINS LIONS CLUB FOR AN EVENT TO BE HELD AT THE KELLY INN FEBRUARY 6-7, 2015.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2014-12-158.
8. **APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR DISTRICT 5M 8 LIONS CONVENTION TO BE HELD AT THE KELLY INN FEBRUARY 6-8, 2015.** ACTION TAKEN: Approved.
9. **APPROVAL OF A NEW MASSAGE FACILITY LICENSE FOR HUI WANG, DBA PANDA ORIENTAL MASSAGE, 549 25<sup>TH</sup> AVENUE NORTH, ST. CLOUD.** ACTION TAKEN:

Lewis/Johnson moved approval. Motion carried unanimously.

10. **RESOLUTION REQUESTING FUNDING ASSISTANCE FROM THE FEDERAL HIGHWAY ADMINISTRATION UNDER ITS TRANSPORTATION ALTERNATIVES PROGRAM FOR FY 2019 TO CONSTRUCT A BICYCLE/PEDESTRIAN TRAIL IN ST. CLOUD, MINNESOTA.** ACTION TAKEN: Lewis/Masters moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2014-12-159.
11. **CONSERVATION PARTNERS LEGACY GRANT AGREEMENT.** ACTION TAKEN: Approved.
12. **OPEN SPACE LEASE AGREEMENT WITH THE MINNESOTA DEPARTMENT OF CORRECTIONS FOR UTILIZATION OF THE ST. CLOUD CORRECTIONAL FACILITY LANDS.** ACTION TAKEN: Lewis/Masters moved approval. Motion carried unanimously.
13. **RESOLUTION APPROVING A CONTRACT FOR OUTDOOR ADVERTISING RIGHTS AND THE PRURCHASE OF NEW LED OUTDOOR MARQUEE FOR THE MUNICIPAL ATHLETIC COMPLEX.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2014-12-160.
14. **RESOLUTION APPROVING THE EMERGENCY PURCHASE OF A KINETICO REVERSE OSMOSIS WATER SYSTEM FOR THE MUNICIPAL ATHLETIC CENTER ICE ARENAS.** ACTION TAKEN: Johnson/Lewis moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2014-12-161.
15. **SAUK RIVER WATERSHED DISTRICT WHITNEY DAM REMOVAL AGREEMENT.** ACTION TAKEN: Hontos/Johnson moved approval. Motion carried unanimously.
16. **30" FORCEMAIN REPAIR PROJECT – CHANGE ORDER #1.** ACTION TAKEN: Approved.
17. **AN ORDINANCE AMENDING SECTION 544 OF THE 2007 CODE OF ORDINANCES OF THE CITY OF ST. CLOUD ENTITLED "AIRPORT FEES" BY AMENDING SUBDIVISION 2 ENTITLED "LANDING FEES" AND ADDING NEW SUBDIVISION 6 ENTITLED "AIRPORT BADGES,".** ACTION TAKEN: Reading and public hearing were set for January 5, 2015.

Assigned proposed ordinance number 2014-28.

- 17A. **RESOLUTION AMENDING THE O’HARA’S GENERAL DEVELOPMENT PLAN TO ALLOW OPERATION OF A MICROBREWERY, TAP ROOM, AND OFF-SALE LIQUOR SALES. (LOCATION: 3306, 3308, 3310, 3312, AND 3320 3<sup>RD</sup> STREET NORTH). ACTION TAKEN: Public hearing was set for January 5, 2015.**

**Open Forum:**

No one testified.

**Public Hearings:**

18. **RESOLUTION APPROVING ECONOMIC DEVELOPMENT DISTRICT NO. 3 AND APPROVING A DEVELOPMENT PROGRAM THEREFOR AND APPROVAL OF A TAX INCREMENT FINANCING PLANS MODIFICATION.**

Cathy Mehelich, Economic Development Director, presented a brief overview of the resolution and noted that the Planning Commission reviewed and approved the Development Program and Tax Increment Financing Plans Modification at its December 9, 2014 meeting. Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Libert/Johnson moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2014-12-162.

19. **ORDINANCE AMEDNING SECTION 820 AND SECTION 511 OF THE 2007 CODE OF ORDINANCES ENTITLED “INTOXICATING LIQUOR” AND “LIQUOR LICENSING FEES” RESPECTIVELY.**

Gregg Engdahl, City Clerk, presented the ordinance and gave a brief overview. City Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Masters/Libert moved approval. Motion carried unanimously. Ordinance was adopted and assigned number 2607.

20. **APPLICATION FOR THE TRANSFER OF AN OFF-SALE INTOXICATING LIQUOR LICENSE**

**FROM VINO REGALE, INCORPORATED (STEVEN PICKARD/THOMAS PICKARD/NICHOLAS BARTH) DBA THE WINE SHOP BY NICHOLAS BARTH TO VINO REGALE, INCORPORATED (STEVEN PICKARD) DBA THE WINE SHOP BY NICHOLAS BARTH, 218 6<sup>TH</sup> AVENUE SOUTH.**

Gregg Engdahl, City Clerk, presented the application. Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Libert/Johnson moved approval. Motion carried unanimously.

- 21. APPLICATION FOR A SMALL BREWER OFF-SALE INTOXICATING LIQUOR LICENSE FOR BEAVER ISLAND BREWING COMPANY, LLC DBA BEAVER ISLAND BREWING COMPANY, 216 6<sup>TH</sup> AVENUE SOUTH.**

Gregg Engdahl, City Clerk, presented the application and recommended approval. Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Masters/Johnson moved approval. Motion carried unanimously.

- 22. APPLICATION FOR AN ON-SALE BREWERY TAP ROOM LICENSE FOR BEAVER ISLAND BREWING COMPANY, LLC DBA BEAVER ISLAND BREWING COMPANY, 216 6<sup>TH</sup> AVENUE SOUTH.**

Gregg Engdahl, City Clerk, presented the application and recommended approval. Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Hontos/Libert moved approval. Motion carried unanimously.

- 23. ORDINANCE ADOPTING A SALES AND USE TAX FOR THE CITY OF ST. CLOUD.**

Michael Williams, City Administrator, presented the ordinance. Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Hontos/Johnson moved approval. Motion carried unanimously. Ordinance was assigned number 2608.

- 24. RESOLUTION ADOPTING 2015 BUDGETS FOR ENTERPRISE FUNDS.**

John Norman, gave a brief presentation on the 2015 Budget for Enterprise Funds.

Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Masters/Libert moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2014-12-163.

**Old Business:**

25. **GFOA/SUNGARD ERP SOFTWARE PURCHASE & IMPLEMENTATION.**

Michael Williams, City Administrator, gave a brief update. After a short discussion Hontos/Libert moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2014-12-164.

**Open Discussion:**

- Hontos requested discussion on the future aquatics center. He, along with the City Council, would like an update and information on the plans for the aquatics center. Hontos/Masters moved to have this as a discussion item at a future study session preferably in February but no later than March.
- Hontos requested that that City Council Study Sessions be taped in the future. The Administration noted that they can have them taped.

**Adjournment:** There being no further business to discuss the meeting was 7:03 p.m.

Respectfully Submitted,  
Jennifer Burrows  
Recording Council Secretary

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City Council President  
Jeff Goerger