

## CITY COUNCIL PROCEEDINGS

### AGENDA ITEM

March 23, 2015

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on March 23, 2015 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, Gohman, Hontos, Johnson, Lewis, Libert, and Masters.

### Consent Agenda:

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
5. **APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD FEBRUARY 23, 2015.** ACTION TAKEN: Approved.
6. **APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 9, 2015.** ACTION TAKEN: Approved.
7. **APPLICATION FOR THE TRANSFER OF AN OFF-SALE INTOXICATING LIQUOR LICENSE FROM LUKE INC., (DENNIS PURSLEY) DBA KNOTTY PINE LIQUOR TO MADISON09, INC., (JEREMY HUTT) DBA KNOTTY PINE LIQUOR, 21 WILSON AVENUE NE.** ACTION TAKEN: Public hearing set for April 6, 2015.
8. **APPLICATION FROM PIONEER PLACE FOR PERMISSION TO CONDUCT A SPECIAL EVENT, "TAKIN' IT TO THE STREETS '15," FROM 6 P.M. TO 11 P.M. ON AUGUST 1, 2015, ON 5<sup>TH</sup> AVENUE AND IN THE ADJACENT PARKING LOT.** ACTION TAKEN: Approved with changes to site plan so that the event does not encroach on the intersection of 1<sup>st</sup> St. S. and 5<sup>th</sup> Ave. S. as recommended by both the City Engineer and the Police Department.
9. **APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR**

**CATHEDREL HIGH SCHOOL FOR A CATHEDRAL ATHLETIC ASSOCIATION FUNDRAISING EVENT TO BE HELD ON MARCH 28, 2015 IN THE SCHOOL'S NORTH GYM. ACTION TAKEN: Approved.**

10. **APPROVAL OF A NEW MASSAGE FACILITY LICENSE PENDING A SATISFACTORY PRE-OPENING INSPECTION BY THE HEALTH & INSPECTIONS DEPARTMENT FOR JIANHUA SHI DBA: ASIAN DAY SPA, 4221 CLEARWATER RD. #113, ST. CLOUD. ACTION TAKEN: Approved.**
11. **JOINT POWERS AGREEMENT BETWEEN MILLE LACS COUNTY AND THE CITY OF ST. CLOUD TO UTILIZE ITS AUTOMATED LICENSE PLATE READER EQUIPMENT. ACTION TAKEN: Hontos/Johnson moved approval. Councilmember Hontos requested that Chief Anderson provide background on this. The City Council requested a copy of the City's policy which includes a description of the equipment and use. Motion to approve carried unanimously.**
12. **REPAYMENT RESOLUTION FOR A LOW INTEREST DRINKING WATER REVOLVING FUND LOAN FOR THE WATER TREATMENT FACILITY FLOW TRAIN III PROJECT. ACTION TAKEN: Johnson/Masters moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2015-3-30.**
13. **CONSTRUCTION SERVICES CONTRACT WITH LAND PRIDE CONSTRUCTION, LLC FOR THE 5<sup>TH</sup> AVENUE NORTH WATER MAIN REPLACEMENT PROJECT. ACTION TAKEN: Approved.**
14. **RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR 9<sup>TH</sup> AVENUE SOUTH/CLEARWATER ROAD BITUMINOUS RESURFACING IMPROVEMENTS, CONTRACT 2015-03, S.A.P. 162-145-012. ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-3-31.**
15. **RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND CALLING FOR A PUBLIC HEARING FOR APRIL 6, 2015, TO CONSIDER 24<sup>TH</sup> STREET NORTH FROM 67<sup>TH</sup> TO 68<sup>TH</sup>**

**AVENUE STREET LIGHTING IMPROVEMENTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-3-32.

- 15A. **ADD ON ITEM: APPROVE AN ADDITION TO THE COUNCIL RULES OF ORDER.** ACTION TAKEN: Hontos/Libert moved approval. Motion carried unanimously.

**Open Forum:**

Caleb Dirckx, 234 25<sup>th</sup> Ave. N. – Caleb is a student at North Junior High. He was present to announce that his Junior Team for their Community Problem Solving Project which obtained 1<sup>st</sup> Place for their “SCCT@1229” Proposal project (Intersection of 12<sup>th</sup> St. N. and 29<sup>th</sup> Ave. N.) and will be attending the International competition in Ames, Iowa.

**Public Hearings:**

16. **CONSIDERATION OF RESOLUTION ORDERING 2015 PAVEMENT MANAGEMENT ACTIVITIES FOR BITUMINOUS MILL AND OVERLAY, CRACK SEAL, AND SEALCOAT IMPROVEMENTS.**

Steve Foss, City Engineer, gave an overview of the improvements. Council President Goerger opened the public hearing. No one testified. Council President Goerger closed the public hearing. Libert/Lewis moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2015-3-33.

**Old Business:**

17. **SETTING A PUBLIC HEARING FOR APRIL 20, 2015, TO CONSIDER AN ALLEGED CABLE TELEVISION FRANCHISE VIOLATION REGARDING CHARTER COMMUNICATIONS RELOCATION OF PUBLIC, EDUCATIONAL AND GOVERNMENTAL (PEG) CHANNELS.**

Matt Staehling, City Attorney, gave a brief overview. He noted that the City has a tentative agreement on contract with Charter and will be bringing that forward to the April 6, 2015 City Council meeting to set a public hearing. Libert/Hontos moved to set the public hearing for April 20, 2015. Motion carried unanimously.

**Open Discussion:**

- Councilmember Hontos suggested that the City Council hold a meeting to discuss the topic of recent events at Technical High School in regard to the Somali immigrants. Hontos/Johnson moved to have a Study Session on April 6 prior to the regular meeting. Motion failed 3-4; Councilmembers Goerger, Lewis, Libert and Masters voted against.

**Adjournment:** There being no further business to discuss the meeting was adjourned at 6:54 p.m.

Respectfully Submitted,  
Jennifer Burrows  
Recording Council Secretary

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City Council President  
Jeff Goerger