

CITY COUNCIL PROCEEDINGS

AGENDA ITEM

June 22, 2015

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on June 22, 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. **CONFIRM THE MAYOR'S APPOINTMENT TO THE ARTS COMMISSION.** ACTION TAKEN: Confirmed the appointment of Peter Veljkovich to his first term to commence immediately and expire September 30, 2016.
6. **CONFIRM MAYOR'S REAPPOINTMENT TO THE HERITAGE PRESERVATION COMMISSION.** ACTION TAKEN: Confirmed the reappointment of Mark Lenaghan to his second term to commence immediately and expire April 30, 2018.
7. **APPLICATION FOR A SUNDAY GROWLER OFF-SALE LICENSE FOR GRANITE CITY FOOD & BREWERY, LTD. GRANITE CITY FOOD & BREWERY, 3945 2ND STREET SOUTH.** ACTION TAKEN: Public hearing was set for July 13, 2015.
8. **APPLICATIONS FOR OFF-SALE 3.2 PERCENT MALT LIQUOR LICENSES FOR JM COMPANIES, INC. FOR SUPERAMERICA SOUTHEAST, 1370 15TH AVENUE SE AND SUPERAMERICA NORTH VILLAGE, 1220 32ND AVENUE NORTH.** ACTION TAKEN: Approved pending receipt of favorable departmental reviews.
9. **APPLICATION FOR AN EXEMPTION FROM THE CITY'S NOISE ORDINANCE FOR GREGG MAGOON FOR A FAMILY REUNION/BIRTHDAY CELEBRATION TO BE HELD FROM 3-10 PM ON SATURDAY, JUNE 27 AT 843 34TH AVENUE NORTH.** ACTION TAKEN: Approved.

10. **A. RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH AFSCME COUNCIL 65, LOCAL 748, CHAPTER A (MAIN UNIT); AND**
B. RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH AFSCME COUNCIL 65, PROFESSIONAL EMPLOYEES.
ACTION TAKEN: Resolution adopted and assigned number 2015-6-77 and Resolution B was adopted and assigned number 2015-6-78.
11. **RESOLUTION OF THE CITY OF ST. CLOUD, MINNESOTA DECLARING THAT THE CITY WILL ADOPT THE PERFORMANCE MEASURES DEVELOPED BY THE STATE OF MINNESOTA FOR 2015 RESULTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-6-79.
12. **A. RESOLUTION AMENDING THE FAITH IN ACTION PUD GENERAL DEVELOPMENT PLAN TO CONSTRUCT A CONVENIENCE STORE AT 1230 HIGHWAY 23 EAST. (DPA-2015-02)**
B. RESOLUTION AMENDING THE 2003 COMPREHENSIVE PLAN FUTURE FROM PUBLIC/SEMI-PUBLIC TO COMMERCIAL AT 1230 HIGHWAY 23 EAST. (CPA-2015-02)
ACTION TAKEN: Public hearing was set for July 13, 2015.
13. **ORDINANCE AMENDING ARTICLE 7 AND ARTICLE 8 OF THE ST. CLOUD LAND DEVELOPMENT CODE TO REMOVE SPECIFIC USES FROM AGRICULTURAL ZONES AND ADD ASSISTED LIVING AND INDEPENDENT LIVING FACILITIES IN RESIDENTIAL ZONES. (LDC-2015-02).** ACTION TAKEN: Reading and public hearing were set for July 13, 2015.
14. **APPROVE FINAL PLAT OF LENZMEIER 2ND ADDITION.** ACTION TAKEN: Approved.
15. **ST. CLOUD I-94 BUSINESS PARK 12 STREET IMPROVEMENTS, CONTRACT 2015-19:**
A. RESOLUTION ACCEPTING LOW BID FOR ST. CLOUD I-94 BUSINESS PARK 12 STREET IMPROVEMENTS, CONTRACT 2015-19.
B. RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF ST. CLOUD, MINNESOTA, TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF BONDS TO BE ISSUED BY THE CITY, CONTRACT 2015-19.
ACTION TAKEN: Approved. Resolution A was adopted and assigned number 2015-6-80.

Resolution B was adopted and assigned number 2015-6-81.

16. **RESOLUTION SETTING PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO ASSESSMENT ROLL 1 FOR 2014 PUBLIC IMPROVEMENTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-6-82.
17. **RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND CALLING FOR A PUBLIC HEARING TO CONSIDER 5TH AVENUE SE FROM T.H. 23 TO 7TH STREET SE IMPROVEMENTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-6-83.
18. **RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND CALLING FOR A PUBLIC HEARING TO CONSIDER COOPER AVENUE SOUTH FROM CSAH 75 TO TRAVERSE ROAD IMPROVEMENTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-6-84.
19. **RESOLUTION AUTHORIZING SAUK RIVER WATERSHED DISTRICT COST SHARE ASSISTANCE PROGRAM FOR THE SEBERGER NEIGHBORHOOD PUBLIC IMPROVEMENT PROJECT – AREA E.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2015-6-85.
20. **ACCEPTANCE OF LOW QUOTE FROM NORTHWEST ASPHALT MAINTENANCE FOR CRACK REPAIR AT THE ST. CLOUD REGIONAL AIRPORT CONTINGENT UPON RECEIVING STATE FUNDS.** ACTION TAKEN: Approved.
21. **RESOLUTION REJECTING THE BIDS FOR THE RUNWAY EXTENSION PROJECT AT THE ST. CLOUD REGIONAL AIRPORT.** ACTION TAKEN: Approved.

Open Forum:

No one testified.

Public Hearings:

22. **APPLICATION FOR RENEWAL OF AN ON-SALE INTOXICATING AND SPECIAL SUNDAY LIQUOR LICENSE FOR DUCK'S BILLIARDS, INC. DBA DUCK'S SPORTS BAR AND GRILL, 3606 WEST**

DIVISION STREET. Item was withdrawn by the applicant.

23. **ORDINANCE AMENDING SECTION 1002 OF THE 2007 CODE OF ORDINANCES ENTITLED “DISRUPTIVE INTOXICATION.”** Matt Staehling, City Attorney, spoke and gave an overview of the proposal. Council President Goerger opened the public hearing. The following individual testified:

Mary Mathews, 315 3rd Ave South – Ms. Mathews spoke to problems that are occurring due to disruptive intoxication.

Council President Goerger closed the public hearing. Hontos/Masters moved approval. Motion carried unanimously. Ordinance was assigned number 2625.

24. ~~**RESOLUTION APPROVING AN EXTENSION OF THE COMPLIANCE DATE FOR GERINGHOFF MANUFACTURING LLC.**~~

Old Business

25. **RESOLUTION ESTABLISHING AN ALTERNATE DELIVERING METHOD FOR THE CONSTRUCTION OF THE RIVERS EDGE CONVENTION CENTER PARKING RAMP.**

Michael Williams, City Administrator, gave a brief overview and noted that the Administration will be bringing this item back in the next few weeks. They would still like to start construction this fall. Libert/Masters moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2015-6-87.

Open Discussion:

26. Personal Statements from Ward 2 Council Applicants (3—minutes allowed for each applicant). The following who spoke were:
- Emily Esch
 - Nick Hall
 - Cecelia “Seal” Dwyer
 - Sonja Berg

- Steve Laraway
- Steven Baklaich

Other Open Discussion

- Councilmember Hontos questioned whether the Beaver Island Trail Extension had been stalled due to soil issues. Mayor Kleis stated “no” – the project has not been stalled or stopped.
- Councilmember Masters brought forward a letter from the St. Cloud Neighborhood Coalition in regard to a moratorium which allows a license to convert a single family home into a rental. Masters/Hontos moved to refer this letter to the Planning Commission for review. Motion carried unanimously.

Adjournment: There being no further business to discuss the meeting was adjourned at 6:58 p.m.

Respectfully Submitted,
Jennifer Burrows
Recording Council Secretary

City Council President
Jeff Goerger