

## CITY COUNCIL PROCEEDINGS

### AGENDA ITEM:

JUNE 1, 2009

1. Following the Pledge of Allegiance, a regular meeting of the City Council of St. Cloud, Minnesota, was called to order by City Council President Bob Johnson on June 1, 2009, at 6 p.m. in the City Council Chambers.
2. A Moment of Silence was observed for our men and women serving in the Armed Forces.
3. Roll Call. All members were present: Berg, Garven, Hontos, Johnson, Libert, Masters and Pederson.

### SPECIAL RECOGNITION:

4. A resolution reaffirming a Sister City relationship between the City of St. Cloud and the City of Spalt, Bavaria, Germany was adopted and assigned number 2009-6-57. Mayor Dave Kleis and Bürgermeister Udo Weingart of Spalt, Germany, signed the Sister City Partnership Agreement. A 72-member delegation from Spalt traveled to St. Cloud on May 31- June 9, 2009. Approximately 35 host families took the delegates into their homes. The Stadtkapelle (Spalt's Municipal band) will perform three public and free concerts throughout their stay.

### CONSENT AGENDA:

5. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved; with the inclusion of two add-on items under Open Discussion.
6. **APPLICATION FOR AN EXEMPTION FROM THE CITY'S NOISE ORDINANCE FOR BRYAN MILLER FOR A NEIGHBORHOOD BLOCK PARTY TO BE HELD ON JUNE 6, 2009, AT 3RD ST. NE BETWEEN 2ND AVENUE AND 3RD AVENUE NE FROM NOON UNTIL 6:00 P.M.** ACTION TAKEN: Approved with conditions as noted from the Police Department.
7. **APPLICATION FOR AN EXEMPTION FROM THE CITY'S NOISE ORDINANCE FOR JEFF RINGER FOR AN ART CRAWL EVENT TO BE HELD JUNE 12, 2009, ON ST. GERMAIN STREET FROM 5:00 TO 9:00 P.M.** ACTION TAKEN: Approved subject to conditions as noted from the Police Department.
8. **APPLICATION FOR THE SEASONAL OUTDOOR SALES OF LIQUOR FOR DUCK'S BILLIARDS, INC. DBA DUCK'S BILLIARDS, 3606 WEST DIVISION STREET.** ACTION TAKEN: A public hearing was set for June 15, 2009.

9. **APPLICATION FOR AN OFF-SALE 3.2 PERCENT MALT LIQUOR LICENSE FOR WW COMPANY, INC. (CHARLES EARLY WARD) DBA SCS UNIVERSITY STORE 1100 4TH AVENUE SOUTH.** ACTION TAKEN: A public hearing was set for June 15, 2009.
10. **APPLICATION FOR A TOBACCO LICENSE FOR MICHAEL ALAN MOORES DBA SUPERAMERICA NORTH, AT 1220 32ND AVENUE NORTH.** ACTION TAKEN: Approved.
11. **APPLICATION FOR AN EXEMPTION FROM THE CITY'S NOISE ORDINANCE FOR DUCK'S PUB AND BILLIARDS, 3606 WEST DIVISION STREET.** ACTION TAKEN: Approved with conditions as noted from the Police Department.
12. **REQUEST TO SET A PUBLIC HEARING FOR JUNE 29, 2009, ON THE PROPOSED APPLICATION AND ANNUAL CONSOLIDATED HOUSING AND COMMUNITY DEVELOPMENT PLAN FOR CDBG PROGRAM YEAR 2009.** ACTION TAKEN: A public hearing was set for June 29, 2009.
13. **RESOLUTION CALLING FOR A PUBLIC HEARING ON JUNE 15, 2009, ON APPROVAL OF A TAX INCREMENT FINANCING PLAN FOR TAX INCREMENT REDEVELOPMENT DISTRICT NUMBER EIGHTY-SIX (5TH AVENUE DEVELOPMENT, LLC PROJECT), AS PROPOSED BY THE HOUSING AND REDEVELOPMENT AUTHORITY IN AND FOR THE CITY OF ST. CLOUD.** ACTION TAKEN: Resolution adopted and assigned number 2009-6-58.
14. **5TH AVENUE LIVE 300 WEST: (A.) PRELIMINARY AND FINAL PLAT OF 5TH AVENUE LIVE 300 WEST; AND (B.) SUBDIVISION AGREEMENT FOR 5TH AVENUE LIVE 300 WEST; AND (C.) ACCEPTANCE OF PUBLIC USE AND PEDESTRIAN EASEMENT; AND (D.) REVISION OF ORDINANCE 2427 VACATING MULTIPLE EASEMENTS.** ACTION TAKEN: Berg/Masters moved approval of all four items. The motion unanimously carried; all items approved as presented.
15. **REQUEST FROM STEARNS COUNTY FOR AN EXEMPTION FROM THE CITY NOISE ORDINANCE TO ALLOW FOR EVENING CONSTRUCTION OF TRAFFIC SIGNAL ON CSAH 75 AT 33RD AVENUE SOUTH.** ACTION TAKEN: Approved.
16. **CHANGE ORDER NO. 1 TO 44TH AVENUE NORTH IMPROVEMENTS.** ACTION TAKEN: Approved.
17. **AUTHORIZE THE MAYOR AND CITY CLERK TO ENTER INTO A LEASE AGREEMENT RENEWAL WITH KEITH HIBBARD TO FARM VARIOUS TRACTS OF LAND AT THE ST. CLOUD REGIONAL AIRPORT.** ACTION TAKEN: Approved.
18. **RESOLUTION ACCEPTING LOW BIDS FOR THE PASSENGER BOARDING BRIDGE (PBB) AT THE ST. CLOUD REGIONAL AIRPORT.** ACTION TAKEN: Resolution adopted and assigned number 2009-6-59.

**OPEN FORUM:** No one spoke.

**PUBLIC HEARING:**

19. **APPROVING ADDENDUM #1 TO THE 2006 WASTEWATER TREATMENT FACILITIES PLAN.** Pat Shea, Public Utilities Director, was in attendance to respond to questions and concerns. He introduced the Addendum with regard to the City's Effluent Reuse System. Approval of the Addendum would allow the City to reuse treated wastewater for wash down water and irrigation. City Council President Johnson opened the public hearing. No one spoke. The public hearing was closed. Garven/Berg moved approval of Addendum #1 to the 2006 Wastewater Treatment Facilities Plan. The motion unanimously carried.

**OPEN DISCUSSION & ANNOUNCEMENTS:**

City Council President Johnson spoke to this year's annual spring "move-out" around the St. Cloud State University and its impact on the neighborhood. He suggested that the current City ordinances are not covering all the problems occurring and asked that the City re-look at the ordinances for discussion and proposed revisions at an upcoming Study Session. Councilmember Masters suggested inviting a group of South Side landlords to attend the Study Session, also.

City Council President Johnson referenced an email from Louis Johnston and Susan Riley relative to the closure of City wading pools. Mayor Kleis stated that administration had received and responded to the email (said response will be forwarded to the City Council). The City's Park & Recreation Board made the difficult decision of which three of the seven wading pools would be kept open based on many factors including location and utilization.

**ADJOURNMENT:**

There being no further business to discuss, the City Council President adjourned the meeting at 6:40 p.m.

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City Council President Bob Johnson

Respectfully submitted by

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Sandy Hilsgen  
Recording Council Secretary