

CITY COUNCIL PROCEEDINGS

AGENDA ITEM

February 27, 2017

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on February 27, 2017 at 6:00 p.m. in the City Council Chambers.
2. A Moment of Silence was held for our men and women serving in the Armed Forces.
3. Councilmembers present: Goerger, Johnson, Hontos, Laraway, Lewis, Libert and Masters.

CONSENT AGENDA:

4. **APPROVAL OF AGENDA.** Action Taken: Approved.
5. **MAYOR'S APPOINTMENTS TO THE CHARTER COMMISSION.** Action Taken: Approved.
6. **MAYOR'S RE-APPOINTMENT TO THE HRA BOARD: COUNCILMEMBER GEORGE HONTOS' TERM WILL COMMENCE IMMEDIATELY AND EXPIRE ON 06/01/2017. COUNCILMEMBER DAVE MASTERS' TERM WILL COMMENCE IMMEDIATELY AND EXPIRE ON 06/01/2017. COUNCILMEMBER JEFF GOERGER'S TERM WILL COMMENCE IMMEDIATELY AND EXPIRE ON 06/01/2017.** Action Taken: Approved.
7. **APPLICATION FOR A LICENSE TO SELL TOBACCO PRODUCTS FOR ARFA1, INC., DBA KWIK-MART, 1100 4TH AVENUE SOUTH.** Action Taken: Approved.
8. **APPLICATION FOR A CHARITABLE GAMBLING PREMISES PERMIT FOR THE MINNESOTA FISHING MUSEUM FOR EVENTS TO BE CONDUCTED AT GRANITE CITY BINGO (FORMERLY MICHAEL'S RESTAURANT), 510 HIGHWAY 10 SOUTH.** Action Taken: Approved. Resolution adopted and assigned 2017-02-31.
9. **APPLICATION FOR THE TRANSFER OF AN OFF-SALE INTOXICATING LIQUOR LICENSE FROM SUNRISE LIQUOR, LLC DBA SUNRISE LIQUOR TO NORTHERN TIER RETAIL, LLC DBA SUPER SPIRITS, 20 14TH AVE NE.** Action Taken: Approved. Public Hearing scheduled for March 13, 2017.
10. **(A) APPROVE A REQUEST FOR THE 7TH ANNUAL SUMMERTIME BY GEORGE FESTIVAL FROM THE ST. CLOUD ROTARY CLUB, AND (B) PROVIDE AN AUTOMATIC EXEMPTION TO THE ST. CLOUD CITY NOISE ORDINANCE; AND (C) APPROVE A TEMPORARY ON-SALE LIQUOR LICENSE.** Action Taken: Councilmember Johnson pulled this item for further discussion. It was moved by Councilmember Johnson, seconded by Councilmember Goerger to approve. Councilmember Johnson inquired on if the city has received any noise violation complaints from past festivals. Park and Recreation Director Scott Zlotnik was not present to answer. Public Services Director Patrick Shea did respond by stating that he had not heard of the city having any complaints of noise violations. The motion carried unanimously. Approved.
11. **2017 CITY BOARD OF APPEAL AND EQUILIZATION MEETING.** Action Taken: Approved.

12. APPROVAL OF A NEW MASSAGE FACILITY LICENSE FOR JIAN LI GUO, HAILAN MASSAGE LLC DBA: ANGEL MASSAGE 52 33RD AVE S. Action Taken: Councilmember Johnson pulled this item for further discussion. It was moved by Councilmember Johnson, seconded by Councilmember Libert to approve. Councilmember Johnson inquired on if the applicant was the same applicant who applied, and was denied, in the fall of 2016. Health Director Lisa Schreifels stated that this applicant was an applicant on the 2016 application with another individual. The other individual, who was the reason for denial, is no longer associated with the project. The motion carried unanimously. Approved.

13. APPROVAL OF ADMINISTRATION JOB DESCRIPTION – ADMINISTRATIVE TECHNICIAN. Action Taken: Approved.

14. RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND CALLING FOR A PUBLIC HEARING TO CONSIDER RAILROAD PEDESTRIAN CORSSING IMPROVEMENTS ON 8TH AVENUE NORTH, 5TH AVENUE NORTH, RIVERSIDE DRIVE NE AND 3RD AVENUE NE. Action Taken: Approved. Resolution adopted and assigned 2017-02-28. Public hearing scheduled for March 13, 2017.

15. RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND CALLING FOR A PUBLIC HEARING TO CONSIDER 2017 BITUMINOUS RESURFACING IMPROVEMENTS ON 33RD AVENUE SOUTH/WEST ST. GERMAIN STREET FROM 2ND STREET SOUTH (CSAH 75) TO 22ND STREET SOUTH (CR 137) AND QUARRY ROAD FROM WEST ST. GERMAIN STREET TO 225 FEET SOUTH OF MAINE PRAIRIE ROAD. Action Taken: Approved. Resolution adopted and assigned 2017-02-29. Public hearing scheduled for March 13, 2017.

16. RESOLUTION AUTHORIZING THE SUBMITTAL OF A SAFE ROUTES TO SCHOOL PLANNING ASSISTANCE GRANT APPLICATION FOR THE OAK HILL COMMUNITY SCHOOL AREA. Action Taken: Approved. Resolution adopted and assigned 2017-02-30.

17. ORDINANCE REZONING PROPERTIES LOCATED AT 211, 225, AND 229 5TH AVENUE SOUTH, AND 503 AND 507 3RD STREET SOUTH FROM C4, FRINGE CENTRAL BUSINESS DISTRICT TO PLANNED UNIT DEVELOPMENT (PUD). (REZ-2017-02). Action Taken: Councilmember Hontos pulled this item for further discussion. It was moved by Councilmember Hontos, seconded by Councilmember Masters to approve. Councilmember Hontos inquired on if all parties were on board/property owners were on board with the rezoning. Community Development Director Matt Glaesman stated that applications are signed and property owners do have a right to withdraw if an agreement is not made. The motion carried unanimously. Approved. Public hearing scheduled for March 13, 2017.

18. APPROVAL OF THE PUBLIC WORKS DEPARTMENT JOB DESCRIPTION – EQUIPMENT MAINTENANCE SPECIALIST. Councilmember Laraway pulled this item for further discussion. It was moved by Councilmember Laraway, seconded by Councilmember Goerger to approve. Councilmember Laraway inquired on if there is a better process to have this approval flow. Administration versus going through Council? Mayor Dave Kleis acknowledged yes, stating more discussion will happen with the Civil Service Board. The current process, however, is required. The Council must approve a new position, not a new job description. Councilmember Hontos inquired on if it is a Charter requirement for

Council to approve. City Administrator Matthew Staehling indicated that he would look into it and let Council know. The motion carried unanimously. Approved.

19. ST. CLOUD REGIONAL AIRPORT EQUIPMENT PURCHASE – MAINTENANCE VEHICLE.

Action Taken: Approved.

OPEN FORUM:

Caleb Dirckx and Devin (Last Name?), 8th graders at North Junior High School introduced the Community Problem Solving Group (CMPS), a group of students who focus on assisting with various community problems. Their current project is "River Heroes," focusing on river clean up. Inquired on approval and collaborating in city river clean-up efforts.

Bangaly Kaba, a member of the Eagle CMPS Jr Team introduced April 4, 2017 at Choose your Path Day in an effort to prevent crime.

Jerry McCarter, St Cloud Rotary, thanked the Council for approved SummerTime by George. The Rotary is proud of the partnership it has with the city.

Gary Webber, 1102 Riverside Dr SE, showed Council a picture of excessive littering near the National Hockey Center. He voiced his concern, as the city needs to focus on tourism and all the litter is not appealing.

Brian Severson spoke requesting the Council to enforce Minnesota Statute related to special assessments and showed displeasure with the City Engineering department.

PUBLIC HEARINGS:

20. CONSIDARATION OF RESOLUTION ORDERING SPECIAL ASSESSMENT ROLL 1 FOR 2016 PUBLIC IMPROVEMENTS. Assistant City Engineer Andjela Tomovic introduced this item and gave a brief overview of the action before council. Council President Lewis opened the public hearing. No one spoke. The public hearing was closed. A roll call was performed for the 5th Avenue SE from T.H. 23 to 7th Street S.E. Improvements. The motion carried unanimously. Approved. Approval for the remaining improvements was tabled. Councilmember Libert

21. ORDINANCE VACATING A 10' WIDE DRAINAGE AND UTILITY EASEMENT CENTERED ON THE COMMON PROPERTY LINE BETWEEN LOTS 5 & 6 AND LOTS 6 & 7, BLOCK 2, BEAR RIDGE SECOND ADDITION. (LOCATION: 3738 BEAR RIDGE COURT) (VAC-2017-02). Director of Community Development Matt Glaesman introduced this item and gave a brief overview of the action before council recommending approval. Council President Lewis opened the public hearing. No one spoke. The public hearing was closed. It was moved by Councilmember Laraway, seconded by Councilmember Goerger to approve. The motion carried unanimously. Approved. Ordinance adopted and assigned 2695.

OPEN DISCUSSION & ANNOUNCEMENTS:

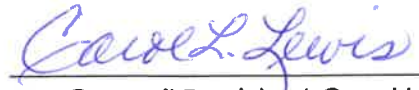
Mayor Dave Kleis announced that the Community Survey has been mailed or hand delivered to city residents with a March 10th deadline. Councilmember Laraway inquired

on the response rate for the 2012 survey. Mayor Kleis stated that the city had a response rate of 27%.

Next City Council Meeting is March 13, 2017 at 6pm.

ADJOURNMENT:

There being no one else to speak, Council President Lewis adjourned the meeting.



Council President Carol Lewis

Respectfully submitted by

Alicia Jelliff
Recording Council Secretary