

AGENDA ITEM

MARCH 13, 2017

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on March 13, 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 were present: Goerger, Hontos, Johnson, Laraway, Lewis, Libert and Masters.

Councilmembers absent: None

CONSENT AGENDA:

4. APPROVAL OF AGENDA. Action Taken: it was moved by councilmember Goerger seconded by councilmember Masters to approve all consent items aside from 7,9,13,18. Motion passed 7-0.

5. APPROVAL OF THE COUNCIL MEETING MINUTES FROM 2-13-2017 & 2-27-2017. Action Taken: Approved

6. APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR THE UNITED WAY OF CENTRAL MINNESOTA FOR A COMMUNITY CELEBRATION TO BE HELD AT LAKE GEORGE ON JUNE 15, 2017. Action Taken: Approved

7. APPLICATIONS FOR THE TRANSFER OF THE FOLLOWING OFF-SALE 3.2 PERCENT MALT LIQUOR LICENSES FROM JM COMPANIES, INC TO NORTHERN TIER RETAIL, LLC:

(PREVIOUSLY LICENSED UNDER JM COMPANIES, INC. DBA SUPERAMERICA SOUTHEAST)

NORTHERN TIER RETAIL, LLC
DBA SUPERAMERICA #5012
1370 15TH AVENUE SE

(PREVIOUSLY LICENSED UNDER JM COMPANIES, INC. DBA SUPERAMERICA NORTH VILLAGE)

NORTHERN TIER RETAIL, LLC
DBA SUPERAMERICA #5024
1220 32ND AVENUE NORTH

(PREVIOUSLY LICENSED UNDER JM COMPANIES, INC. DBA SUPERAMERICA ON 33RD)

NORTHERN TIER RETAIL, LLC
DBA SUPERAMERICA #5033
702 33RD AVENUE NORTH.

Action Taken: Councilmember Goerger pulled this item for further discussion. It was moved by councilmember Goerger, seconded by councilmember Johnson to approve. Councilmember Goerger questioned the transfer and the background of the transfer. City clerk Gregg Engdahl discussed the transfer and the background check associated with the transfer. The motion carried 7-0.

8. APPLICATIONS FOR LICENSES TO SELL TOBACCO FOR NORTHERN TIER RETAIL, LLC DBA SUPERAMERICA FOR THE FOLLOWING STORE LOCATIONS:

1370 15TH AVENUE SE
3535 WEST SAINT GERMAIN STREET
727 EAST SAINT GERMAIN STREET
2510 2ND STREET SOUTH
1220 32ND AVENUE NORTH
1501 NORTHWAY DRIVE
20 14TH AVENUE NE
16 14TH AVENUE NE
701 9TH AVENUE SOUTH
702 33RD AVENUE NORTH.

Action Taken: Approved

9. APPLICATION FOR A TRANSIENT MERCHANT'S LICENSE FOR WESTLY FICK TO CONDUCT DOOR TO DOOR SOLICITATION FOR SOLAR GARDEN SUBSCRIPTIONS ON BEHALF OF NRG COMMUNITY SOLAR. Action Taken: Councilmember Goerger pulled this item for further discussion it was moved by councilmember Goerger, seconded by councilmember Masters to approve. Councilmember Goerger questioned if this person was already soliciting in St. Cloud. City Clerk Gregg Engdahl informed council that staff had not heard of this occurring. The motion carried 7-0.

10. APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR THE PARAMOUNT CENTER FOR THE ARTS FOR AN EVENT TO BE HELD APRIL 6, 2017 AT THE GALLERY ST. GERMAIN, 912 WEST ST. GERMAIN. Action Taken: Approved

11. APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR ST. KATHARINE DREXEL SCHOOL FOR A SPRING FLING EVENT TO BE HELD FROM 5:00 PM TO 8:30 PM IN THE SCHOOL PARKING LOT AT 428 2ND ST SE. Action Taken: Approved

12. APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR CATHEDRAL HIGH SCHOOL FOR A FUNDRAISING BEAN-BAG TOURNAMENT EVENT TO BE HELD ON MARCH 25TH AT THE SCHOOL GYMNASIUM. Action Taken: Approved

13. A. ORDINANCE REZONING 371, 373, AND 387 4TH AVENUE SOUTH AND 368 AND 372 5TH AVENUE SOUTH FROM R3A, GENERAL RESIDENTIAL AND LODGING HOUSE DISTRICT TO C4, FRINGE CENTRAL BUSINESS DISTRICT. (REZ-2017-03) B. PRELIMINARY AND FINAL PLAT OF FIRST PRESBYTERIAN CHURCH.

Action Taken: Councilmember Laraway pulled this item for further discussion. It was moved by councilmember Laraway, seconded by councilmember Goerger to

approve. Councilmember Laraway questioned the reason behind the requested change and if there was a way to compromise to make all parties happy. Community Development director Matt Glaseman discussed the requested change and the compromise put forth by the planning commission. The motion carried 7-0. A public hearing was set for March 27, 2017.

14. ORDINANCE VACATING A 10' WIDE DRAINAGE AND UTILITY EASEMENT CENTERED ON THE COMMON PROPERTY LINE BETWEEN LOTS 17 AND 18, BLOCK 3, SOMMERSBY PLAT 2.

(LOCATION: 3867 AND 3871 21ST AVENUE SOUTH) (VAC-2017-03). Action Taken: Approved. A public hearing was set for March 27, 2017.

15. ORDINANCE VACATING A 10' WIDE DRAINAGE AND UTILITY EASEMENT CENTERED ON THE COMMON PROPERTY LINE BETWEEN LOTS 1 AND 2, BLOCK 3, BEAR RIDGE SECOND ADDITION. (LOCATION: 1956 AND 1960 38TH STREET SOUTH) (VAC-2017-04).

Action Taken: Approved. A public hearing was set for March 27, 2017.

16. A. RESOLUTION AMENDING THE ROOSEVELT OFFICE COMPLEX PUD GENERAL DEVELOPMENT PLAN TO ALLOW A RESTAURANT AT 200 25TH AVENUE SOUTH. (DPA-2017-01) B. ORDINANCE VACATING MULTIPLE EASEMENTS LOCATED ON THE PROPOSED PLAT OF HARRISON CORNER (VAC-2017-05) C. FINAL PLAT OF HARRISON CORNER (PLAT-2017-05). Action Taken: Approved. A public hearing was set for March 27, 2017.

17. A. ORDINANCE VACATING A DRAINAGE AND UTILITY EASEMENT ROUGHLY WHERE THE PROPOSED STREET RIGHT-OF-WAY FOR DOVER CASTLE ROAD, 16TH STREET NORTH, AND SOMERSET BOULEVARD ARE TO BE DEDICATED. (LOCATION: 5630 GLENVIEW DRIVE) (VAC-2017-05) B. PRELIMINARY AND FINAL PLAT OF GROVE & MEADOWS. Action Taken: Approved. A public hearing was set for March 27, 2017.

18. 5TH AVENUE SOUTH AND 1ST STREET SOUTH IMPROVEMENTS:

A. RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR 5TH AVENUE SOUTH AND 1ST STREET SOUTH IMPROVEMENTS, CONTRACT 2017-05, S.A.P. 162-108-018 AND 162-118-009. Action Taken: Councilmember Hontos pulled this item for further discussion. It was moved by councilmember Hontos, seconded by councilmember Laraway to approve. Councilmember Hontos voiced concerns about the changes in the parking for the downtown. City engineer Steve Foss discussed the changes and the reasoning for the changes. Council president Lewis discussed the process of approving items and her concerns that it needs to be tweaked. The Motion carried 7-0. Resolution Adopted and assigned 2017-3-32.

B. RESOLUTION RELATING TO PARKING ON 5TH AVENUE SOUTH AND 1ST STREET SOUTH. Resolution adopted and assigned 2017-3-33.

19. RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONSTRUCTION MANAGEMENT AGREEMENT WITH RICE COMPANIES, INC. RELATED TO THE AIRLINE TERMINAL ENTRANCE DOOR RECONSTRUCTION PROJECT AT THE ST. CLOUD REGIONAL AIRPORT. Action Taken: Approved. Resolution adopted and assigned 2017-3-34.

OPEN FORUM: No one spoke.

PUBLIC HEARINGS:

20. 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. City Clerk Gregg Engdahl introduced this item for the council. Council president Lewis opened the public hearing, no one spoke, the public hearing was closed. It was moved by councilmember Masters, seconded by councilmember Laraway to approve. The motion carried 7-0.

21. CONSIDERATION OF RESOLUTION ORDERING RAILROAD PEDESTRIAN CROSSING IMPROVEMENTS ON 8TH AVENUE NORTH, 5TH AVENUE NORTH, RIVERSIDE DRIVE NE AND 3RD AVENUE NE City Engineer Steve Foss introduced this item for the council. Council president Lewis opened the public hearing, no one spoke, the public hearing was closed. It was moved by councilmember Goerger, Seconded by councilmember Johnson to approve. the Motion carried 7-0 on a roll call vote. Resolution adopted and assigned 2017-3-35.

22. CONSIDERATION OF RESOLUTION ORDERING 2017 BITUMINOUS RESURFACING IMPROVEMENTS ON 33RD AVENUE SOUTH/WEST ST. GERMAIN STREET FROM 2ND STREET SOUTH (CSAH 75) TO 22ND STREET SOUTH (CR 137) City Engineer Steve Foss introduced this item for the council. Council president Lewis opened the public hearing, no one spoke, the public hearing was closed. It was moved by councilmember Masters, Seconded by councilmember Goerger to approve. The Motion carried 7-0 on a roll call vote. Resolution adopted and assigned 2017-3-36.

OLD BUSINESS:

24. CONSIDERATION OF RESOLUTION ORDERING SPECIAL ASSESSMENT ROLL 1 FOR 2016 PUBLIC IMPROVEMENTS. City Engineer Steve Foss introduced this item and discussed that there was no relevant correspondence from those living in the area. It was moved by councilmember Masters, seconded by councilmember Johnson to pull this item from the table. The motion carried 7-0. It was moved by councilmember Libert, seconded by councilmember Laraway to approve. The motion carried 7-0. Resolution adopted and assigned 2017-3-37.

OPEN DISCUSSION & ANNOUNCEMENTS:

Councilmember Goerger requested an update from the council regarding former boards and commission assignments that he was on. Council president Lewis informed the council that the assignments will be discussed at the upcoming council retreat.

Councilmember Hontos informed staff and the council of a letter that he received from a refuse customer that was favorable.

Councilmember Johnson discussed a study that he came across regarding the St. Cloud airport.

Councilmember Johnson discussed a zoning classification change at 1850 Clearwater Road.

Councilmember Johnson requested that staff find a time that staff and council meet with the local state representatives to discuss issues regarding St. Cloud. It was moved by councilmember Johnson, seconded by councilmember Hontos; to invite local area representatives to a study session as soon as possible, along with a joint area cities meeting after the state legislative session. The motion carried 7-0.

ADJOURNMENT:

There being no one else to speak, Council President Lewis adjourned the meeting at 6:48 p.m.



Carol Lewis – Council President

Respectfully submitted by



Seth Kauffman

Recording Council Secretary