

## CITY COUNCIL PROCEEDINGS

### AGENDA ITEM

July 12, 2010

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on June 7, 2010 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 Garven, Hontos, Johnson, Libert, Masters, and Pederson. Councilmember Berg was absent.

### Special Recognition:

4. **Granite City Days acknowledgements.** Mayor Dave Kleis thanked everyone for their work and participation in the Granite City Days festival. In addition, he named the top four winners of the Granite City Days Parade float contest. They were: 1<sup>st</sup> place – Humane Society; 2<sup>nd</sup> Place – St. Cloud Youth Hockey Association; 3<sup>rd</sup> Place – Rasmussen College; and 4<sup>th</sup> Place – Metro Citizens Police Academy Alumni Association.

### Consent Agenda:

5. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
6. **A) APPROVAL OF THE MINUTES AND SUMMARY OF PROCEEDINGS OF THE REGULAR MEETING HELD JUNE 7, 2010.** ACTION TAKEN: Approved.  
**B) APPROVAL OF THE MINUTES AND SUMMARY OF PROCEEDINGS OF THE REGULAR MEETING HELD JUNE 21, 2010.** ACTION TAKEN: Approved.
7. **MAYOR'S RE-APPOINTMENTS TO THE AIRPORT ADVISORY BOARD.** ACTION TAKEN: Libert/Garven moved approval. Motion carried unanimously. The Council confirmed the reappointments of Mark Ree and Mike Salaski to terms to commence immediately and expire June 30, 2011; Roger Bonn and Steve Anderson to terms to commence immediately and expire June 30, 2012; and Wanda Lamprecht to a term to commence immediately and expire June 30, 2013.
8. **APPLICATION FOR AN EXEMPTION FROM THE NOISE ORDINANCE FOR CATHEDRAL HIGH SCHOOL FOR A REUNION WEEKEND EVENT SCHEDULED FOR AUGUST 13-15, 2010, AT THE SCHOOL.** ACTION TAKEN: Approved.
9. **APPLICATION FOR AN ON-SALE WINDE AND 3.2 PERCENT MALT LIQUOR LICENSE FOR KAM INTERNATIONAL, INC., (JAGJIT SINGH) DBA STAR OF INDIA, 2812 WEST DIVISION STREET.** ACTION TAKEN: Public hearing was set for July 26, 2010.

10. **APPLICATION FOR THE TRANSFER OF AN ON-SALE INTOXICATING, SPECIAL SUNDAY AND SEASONAL OUTDOOR SALES LIQUOR LICENSE FROM STERLING ST. CLOUD VENTURES LIMITED PARTNERSHIP DBA GREEN MILL RESTAURANT AND BAR TO GM ST. CLOUD VENTURES, LLC. DBA GREEN MILL RESTAURANT AND BAR, 100 4<sup>TH</sup> AVENUE SOUTH. ACTION TAKEN: Public hearing was set for July 26, 2010.**
11. **APPLICATION FOR A) A TEMPORARY 3.2 PERCENT MALT LIQUOR LICENSE, AND B) NOISE EXEMPTION FOR ST. MARY'S BLOCK PARTY SEPTEMBER 11, 2010. ACTION TAKEN: Approved.**
12. **RESOLUTION APPOINTING ELECTION JUDGES FOR 2010. ACTION TAKEN: Approved. Resolution was adopted and assigned number 2010-7-117.**
13. **APPLICATION FOR A) AN EXEMPTION FROM THE CITY'S NOISE ORDINANCE AND B) A SEASONAL OUTDOOR LIQUOR LICENSE FOR MI FAMIGLIA FOR SPECAIL EVENTS TO BE HELD IN THE PARKING LOT BEHIND THE RESTAURANT ON FRIDAY, JULY 30, 2010, AND FRIDAY, SEPTEMBER 24, 2010. ACTION TAKEN: Approved.**
14. **A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO THE PARAMOUNT THEATRE AND VISUAL ARTS CENTER MANAGEMENT CONTRACT. ACTION TAKEN: Approved. Resolution was adopted and assigned number 2010-7-118.**
15. **PURCHASE OF PUMPS, CONTROLS AND TELEMETRY SERVICES FOR THE LIFT STATION #4 REPLACEMENT PROJECT, CONTRACT 2010-18. ACTION TAKEN: Approved.**
16. **COMMUNITY PROJECT AT LAKE GEORGE – XCEL ENERGY ELECTRICAL SERRVCE. ACTION TAKEN: Approved.**
17. **APPLICATIONS FOR RENEWAL OF LOADING ZONE PERMITS IN DOWNTOWN METERED PARKING AREA AND IN THE "E" AND "G" PARKING PERMIT ZONES FOR JULY 1, 2010, THROUGH JUNE 30, 2011. ACTION TAKEN: Masters/Berg moved approval. Motion carried unanimously.**

**Open Forum:**

No one testified.

**Public Hearings:**

18. **APPLICATION FOR THE OUTDOOR SALES OF LIQUOR (SPECIAL EVENT) FOR HOWIE’S SPORTS BAR AND GRILL, 101 9<sup>TH</sup> AVENUE NORTH.**

Gregg Engdahl, City Clerk, gave a brief overview of the application. Council President Johnson opened the public hearing. No one testified. Council President Johnson closed the public hearing. Hontos/Garven moved approval. Motion carried unanimously.

19. **A. AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE (LDC) BY REZONING FROM I1, LIGHT INDUSTRIAL DISTRICT, TO PUD, PLANNED UNIT DEVELOPMENT, PROPERTY LOCATED AT 621, 625, AND 626 LINCOLN AVENUE (REZ-2010-02).**

**B. RESOLUTION ADOPTING THE EAST SIDE OIL PUD GENERAL DEVELOPMENT PLAN.**

Matt Glaesman, Community Development Director, presented the item. Jim Feneis, 1920 12<sup>th</sup> Ave. SE, owner of the property and the applicant, addressed the council. Council President Johnson opened the public hearing. The following individuals testified:

Mark Sytsma

Mr. Sytsma spoke on behalf of Woodcraft Industries, the adjacent business to the property in question. He spoke in favor of the project, however, expressed concern that all safety measures be taken.

Pat Morin

917 13<sup>th</sup> Ave. SE; Ms. Morin spoke in favor of the project.

Council President Johnson closed the public hearing. Garven/Hontos moved approval of Item A. Motion carried unanimously. Ordinance was assigned number 2469. Hontos/Berg moved approval of Item B. Motion carried unanimously. Resolution was adopted and assigned number 2010-7-120.

20. **RESOLUTION AMENDING THE COBORN’S PLANNED UNIT DEVELOPMENT (PUD) GENERAL DEVELOPMENT PLAN TO ALLOW THE USES OF THE C5, HIGHWAY COMMERCIAL, ZONING DISTRICT. (LOCATION: 1801 8<sup>TH</sup> STREET SOUTH AND 820 AND 900 COOPER AVENUE SOUTH) (DPA-2010-04).**

Matt Glaesman, Community Development Director, gave a brief overview of the resolution. Council President Johnson opened the public hearing. No one testified. Council President Johnson closed the public hearing. Hontos/Libert moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2010-7-120.

21. **A. ORDINANCE VACATING 4<sup>TH</sup> AVENUE NORTH AND LAFAYETTE PLACE FROM WEST ST. GERMAIN STREET TO 1<sup>ST</sup> STREET NORTH, WEST ST.**

**GERMAIN STREET FROM 4<sup>TH</sup> AVENUE NORTH TO MISSISSIPPI RIVER, AND A 12' WIDE STRIP ON THE NORTH SIDE OF WEST ST. GERMAIN STREET BETWEEN 4<sup>TH</sup> AVENUE NORTH AND 5<sup>TH</sup> AVENUE NORTH. (LOCATION: 10 AND 17 4<sup>TH</sup> AVENUE SOUTH, 22 AND 25 5<sup>TH</sup> AVENUE NORTH, AND 405 AND 427 WEST ST. GERMAIN STREET)(VAC-2009-03) AND B) PRELIMINARY AND FINAL PLAT OF ST. CLOUD CIVIC CENTER.**

Matt Glaesman, Community Development gave an overview of the ordinance and preliminary and final plat. Council President Johnson opened the public hearing. No one testified. Council President Johnson closed the public hearing. Berg/Masters moved approval of item A - Ordinance. Motion carried unanimously. Ordinance was assigned number 2470. Garven/Masters moved approval of Item B – Preliminary and Final Plat. Motion carried unanimously.

**Old Business:**

22. **HERITAGE PARK SKATE PLAZA IMPROVEMENT.**

Scott Zlotnik, Park and Recreation Director, and Jeff McDowell from Bonestroo gave a brief presentation. Hontos/Masters moved approval of the final plans and specifications for the Heritage Park Skate Park Improvement. Motion carried unanimously. Libert/Masters moved approval of amending the project budget by \$109,072, increasing the allocation of Park Improvement Funds towards the project. Motion carried unanimously. Hontos/Berg moved to accept the low bid of \$516,072 from W. Gohman Construction Co. for construction of the Heritage Park Skate Plaza and authorize the Mayor and City Clerk to execute all agreements. Motion carried unanimously.

**Open Discussion:**

- Councilmember Garven noted that the Downtown Parking Committee will be meeting on July 22, 2010. This is in regard to the downtown parking meters and the continued process of determining the best possible solution.

**Adjournment:** There being no further business to discuss the meeting was adjourned at 7:15 p.m.

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City Council President  
Bob Johnson

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Jennifer Burrows, Recording Council Secretary