

CITY COUNCIL PROCEEDINGS

AGENDA ITEM:

NOVEMBER 22, 2010

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on November 22, 2010, 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. Members present were Sonja Berg, Nancy Gohman, George Hontos, Jeff Johnson, John Libert, Dave Masters, and John Pederson.

CONSENT AGENDA:

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
- 5A. **APPROVAL OF MINUTES AND SUMMARY OF PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 25, 2010.** ACTION TAKEN: Approved.
- 5B. **APPROVAL OF THE MINUTES AND SUMMARY OF PROCEEDINGS OF THE SPECIAL CITY COUNCIL MEETING HELD NOVEMBER 9, 2010.** ACTION TAKEN: Approved.
6. **RESOLUTION APPROVING AN OFF-SITE GAMBLING PERMIT FOR THE PRINCETON LIONS CLUB FOR ACTIVITIES TO BE CONDUCTED AT THE KELLY INN ON FEBRUARY 4 - 6, 2011.** ACTION TAKEN: Resolution adopted and assigned number 2010-11-199.
7. **RESOLUTION APPROVING AN OFF-SITE GAMBLING PERMIT FOR THE FREEPORT LIONS CLUB FOR ACTIVITIES TO BE CONDUCTED AT THE KELLY INN ON FEBRUARY 4 - 5, 2011.** ACTION TAKEN: Resolution adopted and assigned number 2010-11-200.
8. **APPLICATION FOR TOBACCO LICENSES FOR NORTHERN TIER RETAIL, LLC DBA SUPERAMERICA #4171 (2200 WEST DIVISION); SUPERAMERICA #4256 (600 US HIGHWAY 10); AND SUPERAMERICA #4506 (4045 2ND STREET SOUTH).** ACTION TAKEN: Approved.
9. **RESOLUTION SETTING DECEMBER 20, 2010, FOR THE PUBLIC HEARING ON THE 2011 ENTERPRISE FUNDS BUDGET.** ACTION TAKEN: Resolution adopted and assigned number 2010-11-201.
10. **(A) RESOLUTION OF THE CITY OF ST. CLOUD, MINNESOTA, APPROVING AN AMENDMENT TO THE BUSINESS SUBSIDY AGREEMENT-JOB-Z BY AND BETWEEN THE HOUSING AND REDEVELOPMENT**

AUTHORITY IN AND FOR THE CITY OF ST. CLOUD AND ARCTIC CAT INC.; AND

(B) DRAFT AMENDMENT TO JOB OPPORTUNITY BUILDING ZONE BUSINESS SUBSIDY AGREEMENT BETWEEN THE HOUSING AND REDEVELOPMENT AUTHORITY IN AND FOR THE CITY OF ST. CLOUD, MINNESOTA AND ARCTIC CAT INC. ACTION TAKEN: (A) Resolution adopted and assigned number 2010-11-202; (B) Draft amendment approved.

11. UPGRADE VOICEMAIL SYSTEM. ACTION TAKEN: Approved.

12. WASTEWATER TREATMENT FACILITY REHABILITATION, UPGRADE AND EXPANSION PROJECT: APPROVE SUPPLEMENTAL AGREEMENT #1 WITH KNUTSON CONSTRUCTION SERVICES TO COMPLY WITH FEDERAL WAGE REQUIREMENTS. ACTION TAKEN: Approved.

13. CONSIDERATION OF 2011 PUBLIC UTILITIES CHEMICAL PROPOSALS FOR WATER AND WASTEWATER TREATMENT. ACTION TAKEN: Approved.

14. AN ORDINANCE AMENDING SECTION 575 ENTITLED "PUBLIC UTILITIES DEPARTMENT FEES" OF THE 2007 CODE OF ORDINANCES TO INCREASE WATER RATES BY 3%; WASTEWATER RATES BY 5%; CLARIFY INDUSTRIAL PERMIT VIOLATION FEES; REDUCE LAND DISTURBANCE FEES FOR SINGLE FAMILY HOMES; AND ADJUST METER PERMIT FEES TO DIRECTLY REFLECT CITY COSTS. ACTION TAKEN: A reading and public hearing was set for December 20, 2010. (Proposed Ordinance #2010-29)

15. (A) AN ORDINANCE TO AMEND SECTION 245 ENTITLED "PUBLIC UTILITIES DEPARTMENT;" (B) AN ORDINANCE TO AMEND SECTION 360 ENTITLED "WASTEWATER TREATMENT SYSTEM USE CODE;" AND (C) AN ORDINANCE TO AMEND SECTION 365 ENTITLED "STORMWATER SYSTEM USE CODE" OF THE 2007 CODE OF ORDINANCES. ACTION TAKEN: A reading and public hearing was set for December 6, 2010 on the ordinances. (Proposed Ordinances #2010-30; 2010-31; & 2010-32 respectively).

16. REQUEST FROM THE DOWNTOWN COUNCIL TO CLOSE A PORTION OF ST. GERMAIN STREET FOR THE "WINTER NIGHTS AND LIGHTS PARADE" ON DECEMBER 4, 2010. ACTION TAKEN: Approved.

17. RESOLUTION RECEIVING CITY ENGINEER'S REPORT AND SETTING A PUBLIC HEARING FOR DECEMBER 20, 2010, TO CONSIDER IMPROVEMENTS ON 14TH STREET NORTH FROM 33RD TO 34TH AVENUE NORTH. ACTION TAKEN: Resolution adopted and assigned number 2010-11-203.

18. COOPERATIVE CONSTRUCTION AGREEMENT BETWEEN THE CITY OF ST. CLOUD AND STEARNS COUNTY FOR THE WEST METRO CORRIDOR PROJECT. ACTION TAKEN: Approved.

19. SET A PUBLIC HEARING TO AMEND ORDINANCE SECTION 1060 OF THE 2007 CODE OF ORDINANCES OF THE CITY OF ST. CLOUD, ENTITLED "WEAPONS, REGULATIONS RELATING TO USE," BY ESTABLISHING A NEW SECTION 1060:20, ENTITLED "ST. CLOUD REGIONAL AIRPORT WILDLIFE HAZARD MANAGEMENT." ACTION TAKEN Set a reading and public hearing for December 6, 2010. (Proposed Ordinance 2010-33)

20. 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.

OPEN FORUM:

Cory A. Boettcher, 1744 14th Street. S., St. Cloud, MN, 56301, spoke to his family's request that the City consider amending Section 1040, the Animal Control Ordinance, to include language that would differentiate miniature potbellied pigs from pigs in general, so that miniature potbellied pigs could be allowed as pets within the St. Cloud city limits. Mayor Kleis suggested the request be a topic of discussion at the next Study Session scheduled for December 13, 2010. Councilmember Hontos asked staff to provide information regarding "pros & cons" of such an amendment at that meeting.

PUBLIC HEARING:

21. APPLICATION FOR OFF-SALE 3.2 MALT LIQUOR LICENSES FOR NORTHERN TIER RETAIL, LLC DBA SUPERAMERICA #4171 (2200 WEST DIVISION); SUPERAMERICA #4256 (600 US HIGHWAY 10); AND SUPERAMERICA #4506 (4045 2ND STREET SOUTH). City Council President Libert opened the public hearing. No one spoke. The public hearing was closed. City Clerk Gregg Engdahl confirmed that all staff reports pertaining to the transfer were favorable. City Attorney Matt Staehling confirmed that no violations were reported for the SuperAmerica site on Division Street. Following a brief discussion, Gohman/Masters moved approval of the application for the off-sale 3.2 malt liquor licenses for the three establishments as presented. The motion unanimously carried.

OPEN DISCUSSION & ANNOUNCEMENTS:

There is no City Council meeting scheduled for Monday, November 29, 2010. The truth-in-taxation public hearing will be held at the December 6, 2010, City Council meeting.

The mayor will host an Interactive Town Hall meeting focusing on the 2011 budget on Wednesday, December 1, 2010, at 5 p.m., in the City Council Chambers. The public is encouraged to participate in person, by phone, or by email. The meeting will be broadcast live on Government Channel 19. Interactive phone line – (320) 650-3152; and email address: budget@ci.stcloud.mn.us.

City Engineer Steve Foss gave a brief update regarding the West Metro Corridor project. Over 2,000 notices were mailed out to notify residents that construction has begun on the bridge work. Council President Libert encouraged residents to sign up for email updates thru Stearns County as postings will be made regarding snow removal routes and other traffic updates.

ADJOURNMENT:

There being no other business to discuss, the meeting was adjourned at 6:21 p.m.

City Council President John Libert

Respectfully submitted by

Sandy Hilsgen
Recording County