

CITY COUNCIL PROCEEDINGS

AGENDA ITEM

August 6, 2012

1. Following the Pledge of Allegiance, a Special meeting of the City Council of the City of St. Cloud, Minnesota, was held on August 6, 2012 at 6 p.m. in the City Council Chambers; and a Moment of Silence for our men and women serving in the Armed Forces.
2. Moment of Silence for our men and women serving in the Armed Forces.
3. Councilmember present were Berg, Goerger, Gohman, Hontos, Johnson, Libert, and Masters.

Special Recognition:

4. **PROCLAMATION DECLARING AUGUST 2012 AS ST. CLOUD'S HISTORIC PRESERVATION MONTH AND THE PRESENTATION OF THE CENTURY HOMES RECOGNITION AND ANNUAL HERITAGE PRESERVATION AWARDS.** The HPC recognized the following three properties into the St. Cloud Century Homes Recognition Program – 315 3rd Ave. S.; 107 15th Ave. N.; and 321 8th Ave. S. The St. Cloud HPC chose four recipients for the 2012 Annual Heritage Preservation Award. They are Dr. Bill Morgan, John Decker, 5th Avenue Development LLC, and Vance Ressler.
5. **MAYOR'S BUDGET PRESENTATION: INTRODUCTION OF MAYOR DAVE KLEIS'S 2013 BUDGET.** Mayor Dave Kleis presented the 2013 preliminary budget. He also noted that the City Council was holding budget meetings on various Mondays and Wednesdays at 4:30 p.m. and that the preliminary levy will be brought to the City Council meeting on September 10, 2012.

Consent Agenda:

6. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
7. **APPROVAL OF MINUTES AND SUMMARY OF PROCEEDINGS OF THE**

REGULARY CITY COUNCIL MEETING HELD JULY 23, 2012. ACTION TAKEN: Approved.

8. **RESOLUTION ACCEPTING \$200,000 IN FUNDING ASSISTANCE FROM THE MN/DNR UNDER THE 2012 STATEWIDE REGIONAL TRAIL GRANT PROGRAM. ACTION TAKEN: Approved. Resolution was adopted and assigned number 2012-8-100.**
9. **RESOLUTION REQUESTING FUNDING ASSISTANCE FROM THE MNDNR UNDER THE REGIONAL PARK LEGACY GRANT PROGRAM. ACTION TAKEN: Goerger/Hontos moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2012-8-101.**
10. **RESOLUTION TO AUTHORIZE THE TRANSFER OF CITY PROPERTY TO THE BOYS & GIRLS CLUB OF CENTRAL MINNESOTA IDENTIFIED AS PARCEL NUMBERS 8245715000 & 82457180001. ACTION TAKEN: Approved. Resolution was adopted and assigned number 2012-8-102.**
11. **SET A PUBLIC HEARING DATE FOR EACH OF THE FOLLOWING PROPOSED ORDINANCES:**
 - A. **AN ORDINANCE AMENDING THE 2007 CODE OF ORDINANCES BY ADDING A NEW ORDINANCE SECTION 473:00 ENTITLED “DESIGNATED DRIVER SERVICE,” WHICH ESTABLISHES LICENSING CRITERIA FOR THE OPERATION OF DESIGNATED DRIVER SERVICES IN THE CITY OF ST. CLOUD. ACTION TAKEN: Reading and public hearing set for August 20, 2012. Assigned proposed ordinance number 2012-12.**
 - B. **AN ORDINANCE AMENDING THE 2007 CODE OF ORDINANCES BY AMENDING SECTION 472 ENTITLED “TAXICABS,” AND BY AMENDING SECTION 472:95 ENTITLED “UNAUTHORIZED CARRYING OF PASSENGERS PROHIBITED.” ACTION TAKEN: Reading and public hearing set for August 20, 2012. Assigned proposed ordinance number 2012-13.**
 - C. **AN ORDINANCE AMENDING THE 2007 CODE OF ORDINANCES BY**

AMENDING SECTION 510 ENTITLED “BUSINESS LICENSES, PERMITS AND FEES,” TO ESTABLISH LICENSE FEES FOR DESIGNATED DRIVER SERVICE. ACTION TAKEN: Reading and public hearing set for August 20, 2012. Assigned proposed ordinance number 2012-14.

12. **REQUEST APPROVAL FOR THE USE OF RESOURCE ACQUISITION SERVICES FOR GRANT WRITING.** ACTION TAKEN: Goerger/Berg moved approval. Motion carried unanimously.
13. **REQUEST APPROVAL FOR PROFESSIONAL SERVICES RELATED TO THE WATER TREATMENT FACILITY MASTER PLAN UPDATE & TECHNOLOGY STUDY.** ACTION TAKEN: Approved.
14. **RESOLUTION APPROVING THE CITY OF ST. CLOUD’S STORMWATER MANAGEMENT PLAN.** ACTION TAKEN: Goerger/Masters moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2012-8-103.
15. **RESOLUTION AUTHORIZING THE CITY OF ST. CLOUD TO PARTICIPATE IN THE SAUK RIVER WATERSHED DISTRICT’S COST-SHARE ASSISTANCE PROGRAM FOR THE 2012 ST. CLOUD CLEAN WATER RETROFIT PROJECT.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2012-8-104.
16. **APPROVAL OF CHANGE ORDER #15 FOR THE WASTEWATER TREATMENT FACILITY REHABILITATION, UPGRADE AND EXPANSION PROJECT.** ACTION TAKEN: Approved.
17. **APPROVAL OF LOW QUOTE FOR BUDGETED DRAINAGE IMPROVEMENTS AT 4715 – 40TH STREET SOUTH.** ACTION TAKEN: Approved.
18. **APPROVAL OF PROFESSIONAL SERVICES AGREEMENT TASK ORDER #5**

WITH MEAD AND HUNT, INC. TO COMPLETE THE AIRPORT ENVIRONMENTAL ASSESSMENT. ACTION TAKEN: Approved.

Open Forum:

No one testified.

Public Hearings:

19. **APPLICATION FOR (A) AN OFF-SALE INTOXICATING LIQUOR LICENSE; AND (B) A TOBACCO LICENSE FOR JM PEQUOT, LLC DBA SUNRISE LIQUOR, 20 14TH AVENUE NE, ST. CLOUD.**

Gregg Engdahl, City Clerk, gave an overview of the application and recommended approval of both licenses pending receipt of three items – favorable review by the Health Department, favorable review by the City Attorney’s office, and issuance of a certificate of occupancy by the Building Safety Office. Council President Libert opened the public hearing. No one testified. Council President Libert closed the public hearing. Goerger/Johnson moved approval. Motion carried unanimously.

20. **ORDINANCE VACATING A SEGMENT OF A 10’ WIDE DRAINAGE AND UTILITY EASEMENT CENTERED ON THE PROPERTY LINE BETWEEN LOTS 4 AND 5, BLOCK 12, WATERS EDGE AT DONOVAN LAKE, LOCATED AT 4713 AND 4717 9TH STREET NORTHEAST.**

Matt Glaesman, Community Development Director, gave an overview of the ordinance. He noted that staff and the Planning Commission recommended approval. Council President Libert opened the public hearing. No one testified. Council President closed the public hearing. Berg/Gohman moved approval. Motion carried unanimously. Ordinance was assigned number 2532.

New Business:

21. **RESOLUTION ESTABLISHING PARKING RESTRICTIONS ALONG THE WEST SIDE OF CLEARWATER ROAD FOR A DISTANCE OF APPROXIMATELY 300 FEET (ABUTTING 4366 TO 4388 CLEARWATER**

ROAD).

Steve Foss, City Engineer, presented the resolution. A letter in favor of parking restrictions from Jan Susee, Metes & Bounds Management Company, was submitted for the record. Berg/Goerger moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2012-8-105.

Open Discussion:

- Councilmember Goerger mentioned an email that he received concerning loud motorcycles and noise concerns.

Adjournment: There being no further business to discuss the meeting was adjourned at 7:06 p.m.

City Council President

John Libert

Jennifer Burrows, Recording Council Secretary