

**CITY COUNCIL PROCEEDINGS**

**AGENDA ITEM**

**January 26, 2009**

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on January 26, 2009 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 Berg (arrived at 6:03 p.m.), Garven, Hontos, Johnson, Libert, Masters, and Pederson.

**Consent Agenda:**

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
5. **APPROVAL OF THE MINUTES AND SUMMARY OF PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD DECEMBER 15, 2009.** ACTION TAKEN: Approved.
6. **ORDINANCE AMENDING SECTION 511:00, SUBD. 1, AND 511:00, SUBD. 3, OF THE 2007 CODE OF ORDINANCES ENTITLED "LIQUOR LICENSE FEES."** ACTION TAKEN: Reading and public hearing set for February 9, 2009. Assigned proposed ordinance number 2009-01.
7. **JOINT POWERS AGREEMENT FOR LEGAL SERVICES BETWEEN THE CITY OF ST. CLOUD AND CITY OF SARTELL.** ACTION TAKEN: Garven/Libert moved approval. Motion carried unanimously.
8. **RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER THE ALIGNMENT OF THE PROPOSED BEAVER ISLAND TRAIL PHASE #3 IMPROVEMENTS AND ACQUISITION OF ASSOCIATED RIGHT-OF-WAY AND CONSTRUCTION EASEMENTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2009-1-11.
9. **RIVERSIDE REGIONAL PARK GREENHOUSE PROJECT PHASE #2 – PROCUREMENT OF GREENHOUSE GROWING TABLES.** ACTION TAKEN: Approved.
10. ~~**PROFESSIONAL SERVICES AGREEMENT TO DEVELOP A WATER DISTRIBUTION SYSTEM HYDRAULIC MODEL.**~~ ACTION TAKEN: Item was withdrawn.
11. **APPROVAL OF CHANGE ORDER #1 FOR THE WATER TREATMENT**

**FACILITY FILTER & CLARIFIER REHABILITATION PROJECT. ACTION TAKEN:** Approved.

12. **REPAYMENT RESOLUTION FOR A LOW INTEREST DRINKING WATER REVOLVING FUND LOAN FOR THE FITER & CLARIFIER REHABILITATION PROJECT. ACTION TAKEN:** Approved. Resolution was adopted and assigned number 2009-1-12.
13. **PROFESSIONAL SERVICES AGREEMENT FOR DESIGN AND BIDDING SERVICES FOR THE WATER TREATMENT FACILITY REHABILITATION PROJECT. ACTION TAKEN:** Approved.
14. **PROFESSIONAL SERVICES AGREEMENT FOR DESIGN AND BIDDING SERVICES FOR THE WASTEWATER TREATMENT FACILITY GENERATOR PROJECT. ACTION TAKEN:** Approved.
15. **ORDINANCE AMENDING ARTICLE 7 – AGRICULTURAL DISTRICTS, SECTION 7.2 – PERMITTED AND CONDITIONAL USES, AND ARTICLE 8 – RESIDENTIAL DISTRICTS, SECTION 8.2 – PERMITEED AND CONDITIONAL USES, OF THE LAND DEVELOPMENT CODE TO ESTABLISH A MAXIMUM BUILDING SIZE OF 3.500 GROSS SQUARE FEET IN THE AGRICULTURAL DISTRICT AND 3,000 GROSS SQUARE FEET IN THE RURAL RESIDENTIAL DISTRICT FOR A NUMBER OF PERMITTED AND CONDITIONAL USES. ACTION TAKEN:** Reading and public hearing were set for February 9, 2009. Assigned proposed ordinance number 2009-02.
16. **ORDINANCE ADOPTING THE 2009 ST. CLOUD ZONING MAP TO REFLECT ZONING DESIGNATIONS BASED ON INDIVIDUAL PARCELS AND ZONING DISTRICT CLASSIFICATION CHANGES AS A RESULT OF THE ADOPTION OF THE LAND DEVELOPMENT CODE. ACTION TAKEN:** Reading and public hearing were set for February 9, 2009. Assigned proposed ordinance number 2009-03.
17. **APPROVAL OF AGREEMENT BETWEEN MESABA AIRLINES AND THE CITY OF ST. CLOUD FOR MESABA’S USE OF THE DE-ICE TRUCK AT THE ST. CLOUD REGIONAL AIRPORT. ACTION TAKEN:** Approved.

**Open Forum:**

Cheney Heiniemi, 2014 15<sup>th</sup> St. N. Apt. 4. Mr. Heiniemi had a concern in regard to those who live in apartment buildings and street plowing. Those who move their cars out of the lots so they can plow are being ticketed by the City. Steve Gaetz, Public Services Director, stated that if the apartment building managers contact the City they will make a note that the lot is being plowed and will coordinate to not ticket.

**Old Business:**

18. **A) APPLICATION FOR RENEWAL OF VALET PARKING LICENSE FOR PRESTIGE PARKING FOR PARKING SERVICES PROVIDED AT MI FAMILGIA RESTAURANT, 912 ST. GERMAIN STREET.**  
**B) APPLICATION FOR RENEWAL OF VALET LOADING ZONE PERMIT FOR 2009.**

Steve Gaetz noted that a meeting of the two parties took place but no compromise was met. He mentioned a letter that was received by the Council from Julie Mische – Jules’ Bistro. Hontos/Libert moved approval of both items A and B with the addition of items #2, 3, 4, and 5 of the letter. These are as follows: 2) Require valet parked cars to be in private lots, not on public streets; 3) Clear/rotate permanent signage when valet service is closed down; 4) Pre-notice for “special event” valet parking; and 5) Improve signage directions for public parking ramps and lots (to be completed by the city). Motion carried 6-1; Councilmember Berg voted against.

**New Business:**

19. **RESOLUTION AMENDING THE 2003 COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND USE DESIGNATION OF 3937 COUNTY ROAD 136 FROM LOW DENSITY RESIDENTIAL TO COMMERCIAL.**

Matt Glaesman, Community Development Director, gave a brief overview and noted that this amendment was initiated by the Planning Commission. Hontos/Masters moved approval. Motion carried unanimously. Resolution was adopted and assigned number 2009-1-13.

20. **RESOLUTION ADOPTING THE SOUTH SIDE UNIVERSITY NEIGHBORHOOD MASTER PLAN AS AN ADDENDUM TO THE CITY OF ST. CLOUD 2003 COMPREHENSIVE PLAN.**

Matt Glaesman, Community Development Director, gave a brief background on the plan. Pederson/Garven moved to have Administration schedule a public hearing to allow for further testimony. Motion carried 6-1; Councilmember Masters voted against.

**Open Discussion & Announcements:**

- Mayor Kleis gave an update on the US Conference of Mayor's in Washington D.C. He noted the stimulus package and noted that Mayors requested that some money be routed directly to cities and not through states. He also mentioned lobbying opportunities. Council President Johnson requested that they be provided a list of talking points and opportunities for lobbying.
- Council President Johnson brought forward the Council supporting a letter to have the Canadian American Police/Fire Games to be held in St. Cloud.
- Berg/Masters moved to change the meeting schedule to have no meeting on March 9, 2009 but instead have it on March 16, 2009. Motion carried unanimously.

**Adjournment:** There being no further business to discuss the meeting was adjourned at 6:51 p.m.

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City Council President  
Bob Johnson

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Jennifer Burrows  
Recording Council Secretary