

CITY COUNCIL PROCEEDINGS

AGENDA ITEM

April 20, 2009

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on April 20, 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, Hontos, Johnson, Libert, Masters, and Pederson. Councilmember Garven was absent.

Consent Agenda:

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
5. **CONFIRMATION OF MAYOR'S RE-APPOINTMENT TO THE PLANNING COMMISSION.** ACTION TAKEN: Approved the re-appointment of Rick Holtberg for a second term to commence May 1, 2009 and expire April 30, 2014.
6. **CONFIRM MAYOR'S APPOINTMENTS AND RE-APPOINTMENTS TO THE WHITNEY SENIOR CENTER ADVISORY BOARD.** ACTION TAKEN: Confirmed the appointments of Al Leighton and Joan Thralow to first terms to commence immediately and expire March 31, 2012; re-appointments of Diane Malone Driver and John McCray to second terms to commence immediately and expire March 31, 2012; and re-appointment of Jan Stavros to a one-year term to complete her position of Chair for a term to commence immediately and expire March 31, 2010.
7. **CONFIRM MAYOR'S APPOINTMENT TO THE ST. CLOUD ARTS COMMISSION.** ACTION TAKEN: Confirmed the appointment of Kristian Twombly to the Arts Commission for a term to commence immediately and expire September 30, 2010.
8. **CONFIRM MAYOR'S APPOINTMENT TO THE ST. CLOUD PUBLIC LIBRARY BOARD.** ACTION TAKEN: Confirmed the appointment of Fartun Hussein to the St. Cloud Library Board for a term to commence immediately and expire December 31, 2009.
9. **APPLICATION FOR AN EXEMPTION FROM THE CITY NOISE ORDINANCE FOR GLASSWERKS, INC. FOR A GRAND OPENING AND CUSTOMER APPRECIATION EVENT TO BE HELD ON THURSDAY, JUNE 11, 2009, AT 3900 ROOSEVELT ROAD FROM 5 P.M. – 10 P.M.** ACTION TAKEN: Approved subject to conditions.

10. **APPLICATION FROM THE UNIVERSITY PROGRAMMING BOARD FOR AN EXEMPTION FROM THE ST. CLOUD CITY NOISE ORDINANCE FOR A MUSIC FESTIVAL TO BE HELD ON APRIL 26, 2009, NEAR HUSKY STADIUM FROM 12:30 P.M. – 9 P.M.** ACTION TAKEN: Approved subject to conditions.
11. **RESOLUTION AUTHORIZING SPONSORSHIP OF CROSS-COUNTRY SKI TRAILS OPERATED BY THE NORDIC SKI CLUB OF CENTRAL MN.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2009-4-40.
12. **RIVERSIDE REGIONAL PARK GREENHOUSE PROJECT PHASE #2 – NATIVE BUFFER GRANT CONTRACT.** ACTION TAKEN: Approved.
13. **RIVERSIDE REGIONAL PARK GREENHOUSE PROJECT PHASE #2 – SECURITY SYSTEM.** ACTION TAKEN: Libert/Berg moved approval. Motion carried unanimously.
14. **EASTMAN PARK (LAKE GEORGE) USE AGREEMENT WITH ST. CLOUD STATE UNIVERSITY.** ACTION TAKEN: Approved.
15. **APPROVAL OF NEW MASSAGE FACILITY LICENSE FOR BRITTINA ANN SEABORG DOING BUSINESS AS CORE HEALING, 2701 CLEARWATER ROAD, ST. CLOUD, MN 56301.** ACTION TAKEN: Approved.
16. **ACCEPTANCE OF 2008 HOMELAND SECURITY GRANT IN THE AMOUNT OF \$70,000.** ACTION TAKEN: Approved.
17. **APPROVAL OF JOINT POWERS AGREEMENT ESTABLISHING THE REGIONAL ALL-HAZARDS INCIDENT MANAGEMENT ORGANIZATION.** ACTION TAKEN: Approved.
18. **RESOLUTION DETERMINING THE VALUE OF PROPERTY LOCATED AT 427 ST. GERMAIN STREET, ST. CLOUD, WHICH IS NEEDED TO BE ACQUIRED TO COMPLETE THE CONSTRUCTION OF THE CIVIC CENTER EXPANSION PROJECT.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2009-4-41.
19. **SECURITY AND TECHNOLOGY ADDITIONS TO THE LAW ENFORCEMENT CENTER.** ACTION TAKEN: Approved.
20. **REQUEST PUBLIC HEARING FOR A JOINT POWERS AGREEMENT TO ACCEPT A JAG GRANT IN THE AMOUNT OF \$226,167.** ACTION TAKEN: Public hearing was set for May 4, 2009.
21. **AUTHORIZATION FOR THE CITY TO ACT AS THE FISCAL AGENT FOR THE 4TH OF JULY COMMUNITY FIREWORKS CELEBRATION IN 2009.** ACTION TAKEN: Approved.

22. **8TH AVENUE NORTH IMPROVEMENT – PHASE 3, CONTRACT 2009-04:**
A. RESOLUTION ACCEPTING LOW BID FOR 8TH AVENUE NORTH NEIGHBORHOOD IMPROVEMENTS – PHASE 3, CONTRACT 2009-04.
B. RESOLUTION DECLARING THE OFFICAL INTENT OF THE CITY OF ST. CLOUD, MINNESOTA, TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF BONDS TO BE ISSUED BY THE CITY, CONTRACT 2009-04.
 ACTION TAKEN: Approved. Resolution A was adopted and assigned number 2009-4-42. Resolution B was adopted and assigned number 2009-4-43.
23. **2009 SEWER INTERCEPTOR SYSTEM REHABILITATION PROJECT – PHASE 1, CONTRACT 2009-13:**
A. RESOLUTION ACCEPTING LOW BID FOR 2009 SEWER INTERCEPTOR SYSTEM REHABILITATION PROJECT – PHASE 1, CONTRACT 2009-13.
B. RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF ST. CLOUD, MINNESOTA, TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF BONDS TO BE ISSUED BY THE CITY, COTNRACT 2009-13.
 ACTION TAKEN: Approved. Resolution A was adopted and assigned number 2009-4-44. Resolution B was adopted and assigned number 2009-4-45.
24. **RESOLUTION RECEIVING CITY ENGINEER’S REPORT AND SETTING A PUBLIC HEARING FOR MAY 4, 2009, TO CONSIDER WESTWOOD SCHOOL AREA SIDEWALK IMPROVEMENTS.** ACTION TAKEN: Approved. Resolution was adopted and assigned number 2009-4-46.
25. **AGREEMENT BETWEEN TRILLION AVIATION AND THE CITY OF ST. CLOUD FOR SERVICES RELATED TO AIRLINE LEASE NEGOTIATIONS FOR THE ST. CLOUD REGIONAL AIRPORT.** ACTION TAKEN: Approved.

Open Forum:

Karen Frisch and Major Manuel Madrid invited the City Council and the public to the Salvation Army’s fundraising event to be held on May 5, 2009. Individuals may attend a breakfast from 7:30 – 8:30 a.m. or a lunch from noon – 1 p.m. The event is free but donations will be matched dollar for dollar up to \$18,000.

Public Hearings:

26. **CARMACK ADDITION IMPROVEMENTS:**
A. CONSIDERATION OF RESOLUTION ORDERING CARMACK ADDITION IMPROVEMENTS.

Steve Gaetz, Public Services Director, gave an overview of the improvements. He noted that the HRA and Habitat for Humanity are the joint developers. Council President Johnson opened the public hearing. No one testified. Council President Johnson closed the public hearing. Masters/Berg moved approval. Motion carried unanimously by roll call vote. Resolution was adopted and assigned number 2009-4-47.

B. QUOTES FOR CARMACK ADDITION IMPROVEMENTS.

Libert/Masters moved approval of accepting low quoted from C & L Excavating, Inc. Motion carried unanimously.

Old Business:

27. **NAME ST. CLOUD'S NEWEST BRIDGE.**

Matt Glaesman, Community Development Director, presented. He noted that the Bridge Naming Task Force narrowed the 200+ nominations to ten final names. The City received 7,500 votes online and by phone. The top vote getter was De Soto Bridge with 2,710 and, second, Granite City Crossing with 1,840. Berg/Libert moved to name the bridge Granite City Crossing. The motion carried 4-2; Councilmembers Hontos and Pederson voted against.

New Business:

28. **RESOLUTION IDENTIFYING THE PREFERRED ALTERNATIVE FOR THE UNIVERSITY DRIVE CORRIDOR STUDY.**

Matt Glaesman, Community Development Director, gave a brief presentation of the preferred plan. He recommended holding a public hearing on this item. The Council discussed the option of approving the presented alternative without a public hearing. Libert/Hontos moved to approved the preferred alternative for the University Drive Corridor Study without holding a public hearing. Motion failed 3-3; Councilmembers Berg, Johnson, and Masters voted against. Pederson/Berg moved to set a public hearing on this item for May 4, 2009. Motion carried unanimously.

29. **PRESENTATION OF CITY OF ST. CLOUD 2010-2014 CAPITAL IMPROVEMENTS PROGRAM.**

Matt Glaesman, Community Development Director, presented the 2010-2014 Capital Improvements Program.

Open Discussion & Announcements:

- Councilmember Pederson requested discussion on the Ordinance which governs the number of vehicles allowed per property. He noted that he has received requests to change the ordinance to allow a certain number per zoning lot instead of per property. Matt Glaesman noted that this should be directed back to the advisory body before bringing forward. He will forward the information to them.

Adjournment: There being no further business to discuss the meeting was adjourned at 7:13 p.m.

City Council President
Bob Johnson

Jennifer Burrows
Recording Council Secretary