

## CITY COUNCIL PROCEEDINGS

### AGENDA ITEM:

JUNE 21, 2010

1. Following the Pledge of Allegiance, a regular meeting of the City Council of the City of St. Cloud, Minnesota, was held on Monday, June 21, 2010, at 6 p.m. in the City Council Chambers.
2. A Moment of Silence was held for our men and women serving in the Armed Forces.
3. Councilmembers Berg, Garven, Hontos, Libert, Johnson, Masters and Pederson were present.

### CONSENT AGENDA:

4. **APPROVAL OF AGENDA.** ACTION TAKEN: Approved.
5. **APPROVAL OF THE MINUTES AND SUMMARY OF PROCEEDINGS OF THE REGULAR MEETING HELD MAY 24, 2010; AND APPROVAL OF THE MINUTES AND SUMMARY OF PROCEEDINGS OF THE ACTION TAKEN AT THE STUDY SESSION ON JUNE 14, 2010.** ACTION TAKEN: Approved.
6. **RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH STEARNS COUNTY TO SHARE A JUSTICE ASSISTANCE GRANT (JAG) IN THE AMOUNT OF \$39,464.** ACTION TAKEN: Resolution adopted and assigned number 2010-6-109.
7. **RENEWAL OF ON-SALE AND OFF SALE 3.2 PERCENT MALT LIQUOR LICENSES FOR THE PERIOD 7-1-10 TO 6-30-11.** ACTION TAKEN: Approved.
8. **APPLICATION FOR AN EXEMPTION FROM THE CITY'S NOISE ORDINANCE; AND FOR THE SEASONAL OUTDOOR SALES OF LIQUOR FOR OLD CHICAGO, 4040 2ND ST S. BOTH PERMITS ARE TO BE USED IN CONJUNCTION WITH A SUMMER KICKOFF EVENT PLANNED FOR WEDNESDAY, JUNE 30, 2010, FROM 7 P.M. - 9 P.M.** ACTION TAKEN: Approved.
9. **APPLICATION FOR THE OUTDOOR SALES OF LIQUOR (SPECIAL EVENT) FOR HOWIE'S SPORTS BAR AND GRILL, 101 9TH AVENUE NORTH.** ACTION TAKEN: A public hearing was set for July 12, 2010.
10. **COMMUNITY PROJECT AT LAKE GEORGE--2010 PHASE #2 REVITALIZATION PROJECT.** ACTION TAKEN: Hontos/Libert moved approval of the project. Councilmember Hontos questioned whether work was already underway on this project. Park & Recreation Director Scott Zlotnik confirmed that work had not yet begun as City Council approval was necessary first. The motion unanimously carried.
11. **RESOLUTION ACCEPTING A TRANSFER OF THE PROPERTY LOCATED AT 406 RAYMOND AVENUE NORTHEAST FROM THE ST. CLOUD HOUSING AND**

**REDEVELOPMENT AUTHORITY. ACTION TAKEN:** Berg/Masters moved approval of the resolution. Councilmember Berg asked Park & Recreation Director Scott Zlotnik to give a brief overview. Director Zlotnik stated that a SHIP grant was awarded and discussed the proposed uses for the land. The site is intended to become a future community garden with additional parking spaces to serve patrons. The addition of this property would expand Raymond Park from 3.76 acres to nearly 4.0 acres. The motion unanimously carried. The adopted resolution was assigned number 2010-6-110.

**12. APPROVAL OF CHANGE ORDER #1 FOR THE WASTEWATER TREATMENT FACILITY REHABILITATION, UPGRADE AND EXPANSION PROJECT. ACTION TAKEN:** Approved.

**13. 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). ACTION TAKEN:** A reading and public hearing was set for July 12, 2010. (Proposed Ordinance 2010-17)

**14. 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 8TH STREET SOUTH AND 820 AND 900 COOPER AVENUE SOUTH) (DPA-2010-04) ACTION TAKEN:** A public hearing was set for July 12, 2010.

**15. ORDINANCE VACATING 4TH AVENUE NORTH AND LAFAYETTE PLACE FROM WEST ST. GERMAIN STREET TO 1ST STREET NORTH, WEST ST. GERMAIN STREET FROM 4TH AVENUE NORTH TO THE MISSISSIPPI RIVER, AND A 12' WIDE STRIP ON THE NORTH SIDE OF WEST ST. GERMAIN STREET BETWEEN 4TH AVENUE NORTH AND 5TH AVENUE NORTH. (LOCATION: 10 AND 17 4TH AVENUE SOUTH, 22 AND 25 5TH AVENUE NORTH, AND 405 AND 427 WEST ST. GERMAIN STREET) (VAC-2009-03) ACTION TAKEN:** A reading and public hearing was set for July 12, 2010. (Proposed Ordinance 2010-18)

**16. RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE HYDROELECTRIC GENERATION FACILITY EAST RETAINING WALL REHABILITATION PROJECT, CONTRACT 2010-22. ACTION TAKEN:** Resolution adopted and assigned number 2010-6-111.

**17. SEWER INTERCEPTOR SYSTEM REHABILITATION PROJECT - PHASE 3, CONTRACT 2010-10: (A) RESOLUTION ACCEPTING LOW BID FOR SEWER INTERCEPTOR SYSTEM REHABILITATION PROJECT - PHASE 3, CONTRACT 2010-10. ACTION TAKEN:** Resolution adopted and assigned number 2010-6-112.

**B) RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF ST. CLOUD, MINNESOTA, TO REIMBURSE ACTION TAKEN:** Resolution adopted and assigned number 2010-6-113.

18. **SUBDIVISION AGREEMENT FOR SUESS ESTATES TWO. ACTION TAKEN:** Approved.

19. **RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE SANITARY SEWER LIFT STATION #4 REPLACEMENT PROJECT, CONTRACT 2010-18. ACTION TAKEN|:** Resolution adopted assigned number 2010-6-114.

20. **RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR 2010 SEAL COAT IMPROVEMENTS, CONTRACT 2010-16. ACTION TAKEN:** Resolution adopted and assigned number 2010-6-115.

21.A. **CHANGE ORDER NO. 1 TO EAST LAKE BOULEVARD IMPROVEMENTS, CONTRACT 2010-09 PROVIDING FOR ACQUISITION OF PRE-ASSEMBLED SANITARY SEWER LIFT STATION TO SERVICE WARMING HOUSE AT LAKE GEORGE. ACTION TAKEN:** Approved.

21.B. **ADD-ON ITEM: RESOLUTION AUTHORIZING A ONE-YEAR LEASE WITH CENTRACARE FOR THE LEASE OF THE FORMER FIRE STATION #2 LOCATED AT 700 41<sup>st</sup> AVENUE NORTH. ACTION TAKEN:** Resolution adopted and assigned number 2010-6-116.

**OPEN FORUM:** No one spoke.

**OLD BUSINESS:**

22. **PUBLIC SERVICES (ENGINEERING) REQUEST TO EXTEND THE DOWNTOWN PARKING METER REMOVAL PROGRAM.** City Engineer Steve Foss and staff recommended extending the Downtown Parking Meter Removal program thru August 31 of this year. The survey results of the program were just received by City staff on June 10, and the conclusions weren't clearly identified. It was moved by Councilmember Hontos, seconded by Councilmember Garven, to extend the Downtown Parking Meter Removal Program thru August 31, 2010. Councilmember Hontos suggested the program and survey results be discussed at the next Study Session. Councilmember Berg, however, suggested the trial period for the program

was given adequate time and the parking meters should be reinstalled. Councilmembers Garven and Masters concurred. Council President Johnson hoped to review the results/data of the Downtown Council's study. City Engineer Foss explained that the data didn't identify success/or/failure of the program. Since the program was established to create financial vitality/economic growth for the downtown area, he hoped that the results could have been better identified. After considerable discussion, Councilmember Pederson called for the question. The motion to extend the Program failed by a vote of 3-4 with Berg, Garven, Libert, and Masters voting against. The Downtown Parking Meter Removal Program will end on June 30, 2010.

**NEW BUSINESS:**

23. ~~**REQUEST FOR "NO PARKING" RESTRICTIONS ON THE SOUTH SIDE OF 14TH STREET NORTH FROM NORTHWAY DRIVE TO 12TH AVENUE NORTH.**~~ No action was taken. This agenda item was withdrawn by administration.

**OPEN DISCUSSION & ANNOUNCEMENTS:**

Mayor Dave Kleis announced that St. Cloud City Listening Week will be on Monday, June 21, 2010 and go thru Sunday, June 27, 2010. A list of Listening Week events and all Granite City Day events are available on the web site and have been provided to the media. The Granite City Days Festival will kickoff on Thursday evening, June 24, 2010, on campus of St. Cloud State University with the opening ceremony beginning at 7 p.m. and followed by the Mayor's Rock-On Awards presentation. Former Lt. Governor Joanne Benson is serving as the Chair of the 2010 Granite City Days Festival. Rep. Larry Haws will serve as the Grand Marshal at the Granite City Days parade scheduled to begin at 10 a.m. on Saturday, June 26, 2010.

**ADJOURNMENT:**

There being no one else wishing to speak, City Council President Johnson adjourned the meeting at 6:45 p.m.

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City Council President Bob Johnson

Respectfully submitted by

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Sandy Hilsgen  
Recording Council Secretary