

Council Chambers, Cloquet, Minnesota
7:00 P.M. August 8, 2018

Regular Meeting

Roll Call

Councilors Present: Bjerkness, Kolodge, Langley, Maki, Rock, Wyman, Mayor Hallback

Councilors Absent: None

Pledge of Allegiance

AGENDA

MOTION: Councilor Maki moved and Councilor Rock seconded the motion to approve the August 8, 2018 agenda. The motion carried unanimously (7-0).

MINUTES

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to approve the minutes of the Work Session and corrected minutes of the Regular Meeting of July 17, 2018. The motion carried unanimously (7-0).

CONSENT AGENDA

MOTION: Councilor Wyman moved and Councilor Rock seconded the motion to remove items 5.b., *Approval of the Purchasing Policy Change*, and 5.c., *Participation in Towards Zero Deaths (TZD) Grant* from the Consent Agenda and add to Council Business as items 8.f. and 8.g. The motion carried unanimously (7-0).

- a. Resolution No. 18-55, Resolution Authorizing the Payment of Bills and Payroll
- b. Cloquet Country Club Beer and On-Sale Liquor Sales at Northwoods Arena

PUBLIC HEARINGS

There were none.

PRESENTATIONS

Police Officers Brett Reinsch, Larry Sherk, Ben LaFave and Zack Sandstrom were sworn in and read the Oath of Office for their positions as Police Officers for the City of Cloquet.

2018 PRIMARY ELECTION CANVASS MEETING

MOTION: Councilor Rock motioned and Councilor Bjerkness seconded the motion to schedule the City Council canvass special meeting for Thursday, August 16, 2018, 6:00 p.m. The motion carried unanimously (7-0).

ORDINANCE AMENDING CITY CODE CHAPTER 8 - ANIMALS

MOTION: Councilor Bjerkness moved and Councilor Kolodge seconded the motion to table Ordinance No. 474A, an ordinance amending City Code Chapter 8 – Animals. The motion carried unanimously (7-0).

Section 1. City Code Amendment. That the Cloquet City Code, be amended by replacing Subdivision 10, titled "Running at Large." In Section 8.1.01 of Chapter 8, with the following:

Subd. 10 Running at Large. "At Large" shall be intended to mean off the premises of the owner and not under the control of the owner or a member of his or her immediate family either by leash, cord, chain or otherwise. No person owning, keeping or harboring an animal shall permit the animal to run at large. For the purposes of this section, an animal shall be deemed to be running at large:

- A. When the animal commits damage to the property of anyone other than the owner or injury to the person of anyone other than the owner, except in defense of the animal's owner or the owner's family.

Section 2. **City Code Amendment.** That the Cloquet City Code, be amended by replacing Section 8.2.06, titled "Running at Large Prohibited." In Chapter 8, with the following:

8.2.06 Running at Large Prohibited. No owner or keeper of any dog shall negligently or intentionally permit the animal to run at large, as that term is defined in Subd. 10 of Section 8.1.01, within the City of Cloquet. Given the potentially serious public health and safety concerns, it is the City's intent that with respect to the application of this section that the standard of negligence to be applied in considering a violation will be that of ordinary negligence as is required in a civil action.

Section 3. **City Code Amendment.** That the Cloquet City Code, be amended by repealing Section 8.2.01, titled "Dog and Cat Licenses Required." and replacing Section 8.2.02, titled "Tag and Collar.", both of Chapter 8, as follows:

8.2.01 Repealed.

8.2.02 ID Tag/Micro-chip. It is unlawful for any person to keep, harbor or maintain a dog, cat or ferret over the age of four months unless it has an ID tag, to be worn at all times, that has on it the owner's name and contact information, including a valid telephone number, or unless it is micro-chipped with the micro-chip data contact information kept up to date. However, if the animal is harbored or kept on the premises of a recognized Humane Society shelter or pet store it need not have an ID tag or be micro-chipped.

Section 4. **Effective Date.** This ordinance shall take effect and be in force from and after its passage and publication in accordance with law.

STATEMENT OF PURPOSE: This ordinance amends the definition of "Running at Large" to only apply to animals causing damage to property or injury to persons other than the owner while at large, and changes the requirement for the licensing of dogs and cats to requiring identification information in the form of an ID tag or micro-chip.

POLICE SERGEANT APPOINTMENTS

MOTION: Councilor Wyman moved and Councilor Rock seconded the motion to approve the appointments of Corporal Corey Schneberger and Officer Adam Reed to the rank of Sergeant effective August 9, 2018. The motion carried unanimously (7-0).

ARCH STREET AREA CHANGE ORDER NO. 1

MOTION: Councilor Kolodge moved and Councilor Maki seconded the motion to approve Change Order No. 1B to City Contract 1075 providing for one concrete stair and connecting sidewalk to access the properties at 214, 220, and 224 Avenue D. The motion passed unanimously (7-0).

DUNLAP ISLAND / BROADWAY STREET CHANGE ORDER NO. 3

MOTION: Councilor Kolodge moved and Councilor Langley seconded the motion to approve Change Order No. 3 to City Contract 1070. The motion carried unanimously (7-0).

PURCHASING POLICY / COMPETITIVE BIDDING REQUIREMENTS

MOTION: Councilor Wyman moved and Councilor Langley seconded the motion to approve the Purchasing Policy change for State Statute competitive bidding threshold increase. The motion carried unanimously (7-0).

PARTICIPATION IN TOWARDS ZERO DEATHS (TZD) GRANT

MOTION: Councilor Wyman moved and Councilor Bjerkness seconded the motion to approve **RESOLUTION NO. 18-56, A RESOLUTION AUTHORIZING THE CLOQUET POLICE DEPARTMENT TO ENTER INTO A GRANT AGREEMENT, IN PARTNERSHIP WITH THE CARLTON COUNTY SHERIFF'S DEPARTMENT AND FOND DU LAC POLICE DEPARTMENT, TO ACT AS THE PRIMARY AGENCY IN THE ADMINISTRATION OF THE REGIONAL TOWARDS ZERO DEATHS GRANT.** The motion carried unanimously (7-0).

WHEREAS, The Towards Zero Deaths (TZD) Program provides technical assistance, materials, and guidance to local groups that are committed to reducing crashes and fatalities; and

WHEREAS, The Cloquet Police Department has been a participating member in the TZD Program for over a decade; and

WHEREAS, In order to be awarded the TZD Grant, the Department of Public Safety requires a Resolution authorizing participation in the project; and

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, That the Cloquet Police Department be authorized to enter into a grant agreement with the Minnesota Department of Public Safety, for traffic safety enforcement projects during the period from October 1, 2018 through September 30, 2019.

BE IT FURTHER RESOLVED, that the Cloquet Police Department through its Chief of Police, Jeff Palmer, or its Commander, Carey Ferrell, are hereby authorized to execute such agreements and amendments as necessary to implement the project on behalf of the Cloquet Police Department and to be the fiscal agent and administer the grant.

PUBLIC COMMENTS

There were none.

CLOSED MEETING

The City Council closed the Regular Meeting to discuss the asking price and to consider offers for the sale of the present City Hall property, with an address of 1307 Cloquet Avenue, Cloquet, Minnesota, and legal described as Lots 1-4, Block 3, Subdivision of outlot 42, Carlton County, Minnesota. Mayor Hallback, Councilors Bjerkness, Kolodge, Langley, Maki, Rock, Wyman, City Administrator Reeves, Assistant City Administrator Barclay, and City Attorney Helwig were present. Mayor Hallback announced the time as 7:45 p.m.

The Regular Meeting was reopened at 8:02 p.m. City Administrator Reeves stated the Council discussed different options for the sale of the City Hall property but no decisions were made.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

Mayor Hallback commended the Police Department for a successful National Night Out and for all of the business donations towards the event.

On a motion duly carried by a unanimous yea vote of all members present on roll call, the Council adjourned.

Aaron Reeves, City Administrator