

Council Chambers, Cloquet, Minnesota
7:00 P.M. December 17, 2019

Regular Meeting

Roll Call

Councilors Present: Carlson, Swanson, Lamb, Kolodge, Langley, Wilkinson, Mayor Maki

Councilors Absent: None.

Pledge of Allegiance

AGENDA

MOTION: Councilor Wilkinson moved and Councilor Lamb seconded the motion to approve the December 17, 2019 agenda. The motion carried unanimously (7-0).

MINUTES

MOTION: Councilor Swanson moved and Councilor Carlson seconded the motion to approve the Regular Meeting minutes of December 3, 2019 as presented. The motion carried (7-0).

PUBLIC COMMENTS

There were none.

CONSENT AGENDA

MOTION: Councilor Langley moved and Councilor Carlson seconded the motion to adopt the Consent Agenda of December 17, 2019, approving the necessary motions and resolutions. The motion carried unanimously (7-0).

- a. Resolution No. 19-101, Authorizing the Payment of Bills
- b. Resolution No. 19-108, Adoption of the 2020 City Council Meeting Calendar
- c. Resolution No. 19-106, Adoption of 2020 Fee Schedule
- d. Resolution No. 19-107, Identifying Polling Sites for 2020 Elections
- e. Approval of Heroine Task Force Joint Powers Agreement
- f. Resolution No. 19-111, Approving Plans for Carlton County Project No. 009-614-001 Along Airport Road
- g. Resolution No. 19-112, Supporting Transportation Alternatives Funding for a Multi-Use Path Along 22nd Street
- h. Approval of Optional 2AM Liquor License – Northeastern Saloon & Grille
- i. 2020 Business License Renewals
- j. Resolution No. 19-110, Approving Raffle Permit, Queen of Peace Church

PUBLIC HEARINGS

There were none.

PRESENTATIONS

There were none.

APPROVAL OF THE 2020 EMPLOYEE PAY PLAN

MOTION: Councilor Kolodge moved and Councilor Langley seconded the motion to approve the 2020 Pay Plan effective January 1, 2020. The motion carried unanimously (7-0).

DOT DRUG AND ALCOHOL TESTING POLICY AMENDMENT

MOTION: Councilor Swanson moved and Councilor Lamb seconded the motion to approve the amended Drug and Alcohol Testing Policy for Commercial Drivers (DOT Policy) dated December 17, 2019. The motion carried unanimously (7-0).

COUNTRY CLUB PATIO HOMES DEVELOPMENT AGREEMENT AMENDMENT

MOTION: Councilor Lamb moved and Councilor Swanson seconded the motion to approve **RESOLUTION NO. 19-104, RESOLUTION DECERTIFYING LOT 4 COUNTRY CLUB PATIO HOMES FROM TIF DISTRICT 4-1 (HOUSING DISTRICT) DEVELOPMENT DISTRICT 4.** The motion carried unanimously (7-0).

WHEREAS, on May 2, 2017, the City of Cloquet (the "City") created its Tax Increment Financing District No. 4-1 (the "TIF District") within its Development District No. 4 (the "Project") by approval of a tax increment financing plan (the "TIF Plan") for the TIF District; and

WHEREAS, the following property, by property identification number, was included in the TIF District: parcel identification number (PIN) 06-625-0040, Lot 4 Country Club Patio Homes; and

WHEREAS, the City desires by this resolution to amend the TIF Plan to remove the above-described parcel from the TIF District, thereby reducing the size thereof; and

WHEREAS, the total current net tax capacity of the parcel to be eliminated from the TIF District equals or exceeds the original net tax capacity and, therefore this amendment to the TIF Plan is accomplished pursuant to *Minnesota Statutes, Section 469.175, Subdivision 4, clause (e)(2)(A)*.

NOW THEREFORE, BE IT RESOLVED by the City that the TIF Plan for the TIF District is hereby amended to remove the described parcel and the City Administrator is authorized and directed to notify the County Auditor thereof pursuant to *Minnesota Statutes, Section 469.175, Subdivision 4, clause (e)*.

NOW THEREFORE, BE IT FURTHER RESOLVED by the City as follows:

1. The TIF Plan for the TIF District is hereby modified to remove the Parcel from the TIF District, effective for taxes payable in 2020.
2. Upon approval of this resolution, staff are authorized and directed to file a copy of this resolution with the County Auditor of Carlton County along with instructions to adjust the records for the TIF District accordingly.

CUP AMENDMENT FOR SKB ENVIRONMENTAL FOR EXPANDED HOURS

MOTION: Councilor Carlson moved and Councilor Lamb seconded the motion to approve **RESOLUTION NO. 19-105, DENYING THE CONDITIONAL USE PERMIT AMENDMENT FOR SKB ENVIRONMENTAL CLOQUET LANDFILL FOR EXPANDED HOURS IN THE HI-HEAVY INDUSTRY DISTRICT.** The motion carried (4-3). Councilors Swanson, Langley and Mayor Maki opposed.

WHEREAS, an Application has been submitted by Shamrock Landfill to amend their existing Conditional Use Permit which was approved on February 15, 2011 and amended on November 5, 2014. The amendment request is pursuant to 17.2.06 of the City Code, for the 59-acre Industrial Landfill to modify their hours of operation to allow 24 hours a day, seven days a week solely for the SRFI material transported with SKB trucks and direct employees, with the hours between 7am – 5pm, Monday – Saturday open to anyone; and

WHEREAS, As required by ordinance, notification was advertised in the Pine Journal and all neighbors within 1320 feet were notified. A public hearing was held to consider the Application at the regular meeting of the Cloquet Planning Commission on December 10, 2019 at which time Zoning Case / Development Review No. 19-16 was heard and discussed; and

WHEREAS, the property of the proposed Conditional Use Permit Amendment is located at 761 Highway 45 and is legally described as follows:

That part of the West 390.00 feet of the Northwest Quarter of the Southeast Quarter, Section 25, Township 49, Range 17, Carlton County, Minnesota, which lies southerly of Interstate Highway 35 and northerly of the South 100.00 feet of said Northwest Quarter of the Southeast Quarter.

AND ALSO

That part of the South 100.00 feet of the North Half of the Southeast Quarter, Section 25, Township 49, Range 17, Carlton County, Minnesota, which lies westerly of the right-of-way of the Great Northern Railway (now known as Burlington Northern Santa Fe Railroad).

AND ALSO

That part of the East 600.00 feet of the Northeast Quarter of the Southwest Quarter, Section 25, Township 49, Range 17, Carlton County, Minnesota, which lies southerly of Interstate Highway 35.

AND ALSO

The east 600.00 feet of the Southeast Quarter of the Southwest Quarter, Section 25, Township 49, Range 17, Carlton County, Minnesota.

AND ALSO

The South Half of Southeast Quarter lying West of Great Northern Railway Company's right-of-way (now known as Burlington Northern Santa Fe Railroad), Section 25, Township 49, Range 17, according to the United States Government Survey thereof. EXCEPT those two parcels lying within the following described tracts;

1. Beginning at a point on the south line of said Section 25, distant 100 feet west of the southeast corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ thereof; thence run northeasterly at an angle of 68 degrees 00 minutes with said south line for 475 feet; thence deflect to the left at an angle of 112 degrees 00 minutes for 500 feet; thence deflect to the left at an angle of 68 degrees 00 minutes for 475 feet; thence deflect to the left at an angle of 112 degrees 00 minutes for 500 feet to the beginning.
2. From a point on the south line of said Section 25 distant of 100 feet west of the southeast corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, thereof, run northeasterly at an angle of 68 degrees 00 minutes with said south section line for 475 feet to the point of beginning; thence continue northeasterly along the above described course to its intersection with a line run parallel with and distant 660 feet north of the south line of said Section 25; thence run west along said 660 foot parallel line to its intersection with a line run parallel with and distant 992 feet west of the east line of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 25; thence run south along said 992 foot parallel line to the south line of said Section 25; thence run east along said section line for 392 feet; thence deflect to the left 68 degrees 00 minutes for 475 feet; thence deflect to the right 68 degrees for 500 feet to the point of beginning.

WHEREAS, the Cloquet Planning Commission reviewed the Application to Amend the Conditional Use Permit for SKB Environmental Cloquet Landfill to modify their hours of operation to allow 24 hours a day, seven days a week solely for the SRFI material transported with SKB trucks and direct employees, with the hours between 7am – 5pm, Monday – Saturday open to anyone per Section 17.2.06 Subdivisions 3 and 4 of the Cloquet Zoning Ordinance.

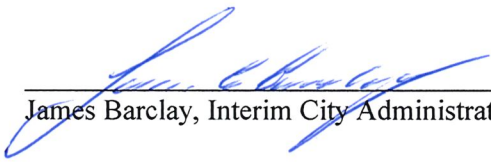
NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA: that the City Council denies Zoning Case 19-16 for an amendment to the Conditional Use Permit to modify their hours of operation to allow 24 hours a day, seven days a week solely for the SRFI material transported with SKB trucks and direct employees, with the hours between 7am – 5pm, Monday – Saturday open to anyone for SKB Environmental/Shamrock Landfill.

PURCHASE OF NEW DUTY HANDGUNS

MOTION: Councilor Swanson moved and Councilor Wilkinson seconded the motion to approve the purchase of 26 H&K VP9 duty handguns, 24 holsters and 16 lights, to replace the current Glock duty handguns for a purchase price of \$14,442.00. The motion carried (5-2). Councilors Kolodge and Lamb opposed.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

Mayor Maki noted the first City Council meeting in 2020 is January 7th. He also extended holiday greetings and his appreciation for the support received.


James Barclay, Interim City Administrator