

Cloquet Council Chambers
6:00 P.M. March 1, 2022

Regular Meeting

Roll Call

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

Councilors Absent: None

Pledge of Allegiance

AGENDA

MOTION: Councilor Lamb moved and Councilor Jaakola seconded the motion to approve the March 1, 2022 agenda. The motion carried unanimously (7-0).

MINUTES

MOTION: Councilor Swanson moved and Councilor Kolodge seconded the motion to approve the Regular Meeting minutes of February 2, 2022 as presented. The motion carried unanimously (7-0).

PUBLIC COMMENTS

There were none.

CONSENT AGENDA

MOTION: Councilor Carlson moved and Councilor Lamb seconded the motion to adopt the Consent Agenda of March 1, 2022, approving the necessary motions and resolutions. The motion carried unanimously (7-0).

- a. Resolution No. 22-11, Authorizing the Payment of Bills
- b. Resolution No. 22-14, Authorizing the Payment of Bills and Payroll

PUBLIC HEARINGS

Mayor Maki announced that now is the time and place for the public hearing on the Small Cities Development Program Funding for Streetscaping Improvements in the West End Business District.

MOTION: Councilor Kolodge moved and Councilor Swanson seconded the motion to open the public hearing. The motion carried unanimously (7-0). The time is 6:07 p.m.

Hearing no public comments, the hearing was closed.

MOTION: Councilor Lamb moved and Councilor Swanson moved to close the public hearing. The motion was carried unanimously (7-0). The time is 6:08 p.m.

MOTION: Councilor Swanson moved and Councilor Carlson seconded the motion to adopt **RESOLUTION NO. 22-12, ADOPTING A CLOQUET CITIZEN PARTICIPATION PLAN FOR THE SMALL CITIES DEVELOPMENT PROGRAM FUNDING;** and **RESOLUTION NO. 22-13, AUTHORIZING THE SUBMISSION OF A 2022 STREETScape REHABILITATION APPLICATION TO THE STATE OF MINNESOTA DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT FOR PUBLIC WORKS GRANT FUNDING FROM THE SMALL CITIES DEVELOPMENT PROGRAM FOR THE WEST END BUSINESS DISTRICT.** The motion carried unanimously (7-0).

WHEREAS, the City of Cloquet is applying to the Department of Employment and Economic Development for Small Cities Development Program funding; and

WHEREAS, Pursuant to Section 104(a)(3) of the Housing and Community Development Act of 1974, as amended, the attached Citizen Participation Plan is hereby adopted to ensure that the citizens of the City of Cloquet (hereinafter referred to as the Applicant), particularly persons of low and moderate income residing in slum and blight areas and in areas in which Community Development Block Grants (CDBG) funds are proposed to be used, are encouraged to participate in the planning and implementation of CDBG funded activities; and

WHEREAS, the City of Cloquet act as the legal sponsor for the project contained in this Application to be submitted by the deadline of 4:00 PM March 11, 2022 and that Holly Hansen, Community Development Director and Caleb Peterson, City Engineer are hereby authorized to apply to the Department of Employment and Economic Development for funding of this project on behalf of the City of Cloquet.

WHEREAS, the City of Cloquet has the legal authority to apply for financial assistance, and the institutional, managerial and financial capability to ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

WHEREAS, the City of Cloquet has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

WHEREAS, upon approval of its application by the State, the City of Cloquet may enter into an agreement with the State of Minnesota for the approved project, and that the City of Cloquet certifies that it will comply with all applicable laws and regulations as stated in all contract agreements.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLOQUET AS FOLLOWS:

Holly Hansen, Community Development Director and Caleb Peterson, City Engineer, or their successors in office, are hereby authorized to execute such agreements, and amendments thereto, as are necessary to implement the project on behalf of the Applicant.

PRESENTATIONS

- a. Cloquet Broadband Survey iPad Winner – Rhonda Fleck

REDISTRICTING OF CITY WARDS

MOTION: Councilor Jaakola moved and Councilor Lamb seconded the motion to re-establish **ORDINANCE NO. 409A, AN ORDINANCE AMENDING CHAPTER 3 OF THE CITY CODE RE-ESTABLISHING BOUNDARIES OF THE CITY ELECTION DISTRICTS – WARDS.** The motion carried unanimously (7-0).

The City Council of the City of Cloquet does hereby ordain as follows:

Section 1. That Section 3.2.03 be deleted in its entirety and replaced with the following:

3.2.03 Wards. That the City of Cloquet shall be divided into five election wards more particularly described as follows, to-wit:

- A. Ward 1. The external boundary lines of Ward One are as follows:

Commencing at the Southeast corner of the City limits of the City of Cloquet; thence Northerly along the Easterly boundary line of the City of Cloquet to the Southerly boundary line of the City of Scanlon; thence Westerly along the Southerly boundary line of the City of Scanlon to the Southwest corner of the City of Scanlon; thence Northerly along the Westerly boundary line of the City of Scanlon to the intersection of 22nd Street and Washington Avenue; thence Westerly along the centerline of Washington Avenue to the intersection of Washington Avenue and 14th Street; thence Northerly along the centerline of 14th Street to the intersection of 14th Street and Doddridge Avenue; thence Westerly along the centerline of Doddridge Avenue to the intersection of Doddridge Avenue and County State Aid Highway No. 7 and Highway 33; thence Westerly along the centerline of County State Aid Highway No. 7 to the intersection of County State Aid

Highway No. 7 and Pinewood Drive; thence Southerly along the centerline of Pinewood Drive extended Southerly to the intersection of White Pine Trail and the extension of Pinewood Drive; thence easterly along the centerline of White Pine Trail to the intersection of White Pine Trail and Spring Lake Road; thence Southerly along the centerline of Spring Lake Road extended in a straight line to the centerline of Otter Creek; thence Southerly along the centerline of Otter Creek to the Southerly boundary line of the City of Cloquet; thence Easterly along the Southerly boundary line of the City of Cloquet to the point of beginning, the Southeast corner of the City limits of the City of Cloquet.

B. Ward 2. The external boundary lines of Ward Two are as follows:

Commencing at the intersection of Washington Avenue and 22nd Street; thence Westerly along the centerline of Washington Avenue to the intersection of Washington Avenue and 14th Street; thence Northerly along the centerline of 14th Street to the intersection of 14th Street and Avenue B; thence Westerly along the centerline of Avenue B to the intersection of Avenue B and Broadway Street; thence Northerly along the centerline of Broadway Street extended Northerly to the intersection of the centerline of Broadway Street extended Northerly and the Southerly boundary line of the St. Louis River; thence Easterly along the Southerly boundary line of the St. Louis River to the intersection of the centerline of Prospect Avenue extended in a straight line Easterly to the St. Louis River; thence Westerly along the extended centerline of Prospect Avenue to the intersection of the extended centerline of Prospect Avenue and 22nd Street; thence Southerly along the centerline of 22nd Street to the point of beginning, the intersection of Washington Avenue and 22nd Street.

C. Ward 3. The external boundary lines of Ward Three are as follows:

Commencing at the intersection of 14th Street and Doddridge Avenue; thence Northerly along the centerline of 14th Street to the intersection of 14th Street and Avenue B; thence Westerly along the centerline of Avenue B to the intersection of Avenue B and Broadway Street; thence Southerly along the centerline of Broadway Street to the intersection of Broadway Street and Cloquet Avenue; thence Easterly along Cloquet Avenue to the intersection of Cloquet Avenue and Highway 33; thence Southerly along the centerline of Highway 33 to the intersection of Highway 33 and Doddridge Avenue; thence easterly along the centerline of Doddridge Avenue to the point of beginning, the intersection of 14th Street and Doddridge Avenue.

D. Ward 4. The external boundary lines of Ward Four are as follows:

Commencing at the intersection of County State Aid Highway No. 7 and Highway 33; thence Northerly along the centerline of Highway 33 to the intersection of Highway 33 and Cloquet Avenue; thence Westerly along the centerline of Cloquet Avenue to the intersection of Cloquet Avenue and Broadway Street; thence Northerly along the centerline of Broadway Street extended Northerly to the intersection of the centerline of Broadway Street extended Northerly and the Northerly boundary line of the St. Louis River; thence Northwesterly along the Northerly boundary line of the St. Louis River to the intersection of the Northerly boundary line of the St. Louis River and the intersection of the centerline of the Jarvi Road extended in a straight line Easterly to the Northerly boundary line of the St. Louis River; thence Westerly along the extended centerline of the Jarvi Road to the intersection of the Jarvi Road and the Brevator Road; thence Southerly along the centerline of the Brevator Road to the intersection of the Brevator Road and County State Aid Highway No. 7; thence Southerly along the centerline of University Road to its intersection with Airport Road; thence Southerly along the centerline of Cartwright Road to the intersection of Cartwright Road and the Moorhead Road; thence Easterly along the centerline of the Moorhead Road to the centerline of Otter Creek; thence Northerly along the centerline of Otter Creek to the intersection of the centerline of Spring Lake Road extended in a straight line to the centerline of Otter Creek; thence Northerly along the centerline of Spring Lake Road to the intersection of Spring Lake Road and White Pine Trail; thence Westerly along the centerline of White Pine Trail to the intersection of White Pine Trail and the centerline of Pinewood Drive extended; thence in a straight line northerly along the centerline of Pinewood Drive extended to the intersection of Pinewood Drive and County State Aid Highway No. 7; thence Easterly along the centerline of County State Aid Highway No. 7 to the point of beginning, the intersection of County State Aid Highway No. 7 and Highway 33.

E. Ward 5. The external boundary lines of Ward Five are as follows:

Ward Five shall consist of all the remaining portion of the City of Cloquet, excluding therefrom Wards 1, 2, 3 and 4.

IDENTIFYING 2022 POLLING LOCATIONS

MOTION: Councilor Wilkinson moved and Councilor Jaakola seconded the motion to approve **RESOLUTION NO. 22-17, IDENTIFYING POLLING SITES FOR 2022 ELECTIONS.**

WHEREAS, The City Council of the City of Cloquet, Carlton County, Minnesota, does hereby recognize the constitutional rights to individual voter privacy; and

WHEREAS, The City is required to notify Carlton County of its proposed polling sites for 2022 elections.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET as follows:

That the City of Cloquet hereby approves the following polling sites:

Ward 1	Journey Christian Church, 1400 Washington Avenue
Ward 2	Cloquet Public Library, 320 14th Street
Ward 3	Cloquet City Hall, 101 14 th Street
Ward 4	Cloquet National Guard Armory, 801 Highway 33 South
Ward 5(1)	Our Redeemer Church, 515 Skyline Boulevard
Ward 5(2)	Fond du Lac Head Start, 1720 Big Lake Road

PHASED RETIREMENT OPTION

MOTION: Councilor Lamb moved and Councilor Kolodge seconded the motion to approve the phased retirement of Laurie Anderson as Permit and Accounting Clerk with the City. The motion carried unanimously (7-0).

4TH OF JULY CELEBRATION ACTIVITIES

MOTION: Councilor Carlson moved and Councilor Wilkinson seconded the motion to approve the Pine Knot News as the coordinators, along with the 4th of July Committee, of the 4th of July event in Cloquet. The motion carried unanimously (7-0).

GOOD FAITH OFFERS FOR THE PURCHASE OF 915 CLOQUET AVENUE

MOTION: Councilor Wilkinson moved and Councilor Lamb seconded the motion to approve **RESOLUTION NO. 22-16, AUTHORIZING THE EDA TO DETERMINE GOOD FAITH OFFERS FOR THE PURCHASE OF 915 CLOQUET AVENUE / SOLEM HOTEL.** The motion carried unanimously (7-0).

WHEREAS, in accordance with Resolution No. 21-79 passed on December 21, 2021, the City approved the acquisition of 915 Cloquet Avenue (“Property”) by direct purchase through good faith negotiation (pursuant to Minn. Stat. § 117.036) for no more than the appraised value (plus costs pursuant to Minn. Stat. § 117.232) unless further approved by this Council, or if an agreement cannot be reached, by condemnation through the exercise of the City’s power of Eminent Domain subject to further approval following a public hearing currently scheduled for March 15, 2022 at 6:00 p.m.

WHEREAS, the Property was purchased from the City by the owner for \$75,000 in 2009.

WHEREAS, the owner believes the property now holds a significantly higher value as the estimated market value for the Property as stated on the 2021 tax statement is \$213,000.

WHEREAS, the appraisal commissioned by the City indicates the actual appraised value of the Property is \$8,000 as a hazardous structure due to its deteriorated condition.

WHEREAS, if the purchase cannot be negotiated and the City proceeds by condemnation, the City will be required to pay as damages the actual value of the

Property taken, as determined by 3 condemnation commissioners appointed by the court, and will also be required to pay costs and attorney’s fees of the owner if the value determined by the commissioners is more than 40% higher than the City’s final good faith offer prior to filing the condemnation action.

WHEREAS, the EDA has been previously authorized by Resolution 11-04 passed by the City on January 18, 2011 to have primary responsibility for commercial development and redevelopment where authorized by the City Council.

WHEREAS, due to recent contact with the owner, the City wishes to authorize the Cloquet Economic Development Authority (EDA) to determine further good faith offers for negotiations with Felipe A. Mata and the Estate of Carlos G. Villareal.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, as follows:

1. The City hereby authorizes the EDA to determine further good faith offers for negotiations with Felipe A. Mata and the Estate of Carlos G. Villareal without requiring further approval from the City Council.
2. The City Attorney working with the City Administrator and Community Development Director are authorized to proceed with the preparation of all documents and the taking of all actions necessary for negotiating the purchase price and confirming said price as hereafter approved by the EDA.

AUTHORIZING AWARD FOR THE LAWRENCE ROAD WATER EXTENSION

MOTION: Councilor Kolodge moved and Councilor Carlson seconded the motion to approve **RESOLUTION NO. 22-15, AUTHORIZING AWARD FOR THE LAWRENCE ROAD WATER EXTENSION INCLUDING ALTERNATE A.** The motion carried unanimously (7-0).

WHEREAS, A resolution of the Council adopted on January 18, 2022, authorized advertising the project for bid.

WHEREAS, The City of Cloquet advertised and received the following bids for the project:

No.	Bidder	Base	Alt A	Total
1	Northland Constructors of Duluth Inc.	\$515,600.00	\$12,600.00	\$528,200.00
2	KTM Paving	\$557,368.36	\$14,444.50	\$571,812.86
3	Veit & Company, Inc	\$581,300.00	\$15,050.00	\$596,350.00
4	Utility Systems of America, Inc.	\$654,040.00	\$16,100.00	\$670,140.00
	Engineer's Estimate	\$531,470.00	\$17,500.00	\$548,970.00

AND WHEREAS, The apparent low bid from Northland Constructors of Duluth Inc. was found to meet the minimum bid requirements.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, That the bid from Northland Constructors of Duluth Inc. in the amount of \$528,200.00 is hereby accepted.

DIGITAL MESSAGE BOARD PURCHASE

MOTION: Councilor Swanson moved and Councilor Lamb seconded the motion to approve the purchase of a Wanco Message Board from Warning Lights in the amount of \$15,638.00. The motion carried unanimously (7-0).

METTNER FIELD SCOREBOARD PURCHASE

MOTION: Councilor Wilkinson moved and Councilor Lamb seconded the motion to approve the agreements with businesses who have made donations towards the purchase of an All American Scoreboard from BSN Sports in the amount \$15,301.33. The motion carried unanimously (7-0).

SEWER PUSH CAMERA PURCHASE

MOTION: Councilor Lamb moved and Councilor Jaakola seconded the motion to approve the purchase of a MS11 Nextgen Camera from Mytana in the amount of \$6,823.57. The Motion carried unanimously (7-0).

2022 POLICE DEPARTMENT VEHICLE

MOTION: Councilor Jaakola moved and Councilor Carlson seconded the motion to purchase one 2022 Dodge Ram SSV Crew-Cab 4x4 for the cost \$32,950 in 2022. The motion carried unanimously (7-0).

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

There were none.

ADJOURNMENT

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

Tim Peterson, City Administrator