

Cloquet Council Chambers
6:00 P.M. March 7, 2023

Regular Meeting

Roll Call

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

Councilors Absent: None

Pledge of Allegiance

AGENDA

MOTION: Councilor Lamb moved and Councilor Kolodge seconded the motion to approve the March 7, 2023 agenda. The motion carried unanimously (7-0).

MINUTES

MOTION: Councilor Jaakola moved and Councilor Carlson seconded the motion to approve the Regular Meeting minutes of February 21, 2023 as presented. The motion carried unanimously (7-0).

PUBLIC COMMENTS

There were none.

CONSENT AGENDA

MOTION: Councilor Lamb moved and Councilor Keller seconded the motion to adopt the Consent Agenda of March 7, 2023 approving the necessary motions and resolutions. The motion carried unanimously (7-0).

- a. Resolution No. 23-11 Authorizing the Payment of Bills and Payroll
- b. Resolution No. 23-13, Approving the Solicitation of Bids for the 2023 Sanitary Sewer Lining Project
- c. Approve Reappointment of Parks Commissioner – M. Collins
- d. Approve Temporary On-Sale Liquor License – Queen of Peace School

PUBLIC HEARINGS

Assistant City Engineer John Anderson presented the City's Assessment Policy and description of the 14th Street utility project.

Mayor Maki announced that now is the time and place for the public hearing on the final assessments for the 14th Street utility reconstruction.

MOTION: Councilor Wilkinson moved and Councilor Jaakola seconded the motion to open the public hearing on the final assessments for the 14th Street utility reconstruction. The motion carried unanimously (7-0). The time is 6:15 p.m.

Charles Arfman questioned the amount of his assessment stating the final amount is more than originally estimated. After discussion and explanation of his double vacant lot assessment, he requested a deferment of his assessment until he builds on his lots at which time, he will pay a connection fee.

Hearing no further public comments, the public hearing was closed.

MOTION: Councilor Lamb moved and Councilor Wilkinson seconded the motion to close the public hearing. The motion was carried unanimously (7-0). The time is 6:28 p.m.

MOTION: Councilor Jaakola moved and Councilor Carlson seconded the motion to adopt **RESOLUTION NO. 23-12, ADOPTING ASSESSMENTS FOR UTILITY IMPROVEMENTS ALONG 14TH STREET, WITH THE REMOVAL OF CHARLES ARFMAN FROM THE ASSESSMENT ROLL.** The motion carried unanimously (7-0).

WHEREAS, In 2020, the City Council received an engineering study to reconstruct the existing sanitary sewer and water mains along 14th Street from Cloquet Avenue to Stanley Avenue; and

WHEREAS, The Cloquet City Council on October 6th 2020 and again on December 7th 2021 held a hearing to consider the improvement of the sanitary sewer and water mains along 14th Street from Cloquet Avenue to Stanley Avenue; and

WHEREAS, Said improvement was subsequently ordered and completed and the City has prepared a proposed assessment roll, which is available in the office of the City Administrator for public inspection; and

WHEREAS, Due notice was given that said special assessments would be considered by the City Council at its meeting to be held on March 7, 2023, and at said meeting and time all parties interested were given an opportunity to be heard; and

WHEREAS, The City Council has met, heard and passed upon all objections to the proposed assessment.

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

1. Such assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein is hereby found to be benefitted by the improvement in the amount of the assessment levied against it.
2. Said assessments shall be payable in equal annual installments extending over a period of ten (10) years and shall bear interest at a rate of four- and one-half percent (4.5%) per annum from March 7, 2023. Property owners may prepay the entire assessment, or any portion of it, to the City of Cloquet without interest prior to April 6, 2023. Any principal not paid by November 30th of each year, will be certified along with accrued interest to the Carlton County Auditor for collection with the Real Estate Taxes payable over the period stated above.

PRESENTATIONS

There were none.

SUPPORTING APPLICATION FOR LCCMR FUNDING ASSOCIATED WITH ST. LOUIS RIVER BRIDGE IMPROVEMENTS

MOTION: Councilor Kolodge moved and Councilor Keller seconded the motion to approve **RESOLUTION NO. 23-14, A RESOLUTION SUPPORTING APPLICATION FOR LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES (LCCMR) FUNDING ASSOCIATED WITH ST. LOUIS RIVER BRIDGE IMPROVEMENTS.** The motion carried unanimously (7-0).

WHEREAS, The City of Cloquet seeks \$2 million to recondition the existing shared use pedestrian, bicycle, ATV and snowmobile bridge over the St. Louis River,

AND WHEREAS, A 2022 study of the Bridge combined structural analysis and user group feedback to identify a scope of improvements including a new bridge deck, pier scour protection, ADA accessibility, security lighting, overlooks and railings.

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

1. That the City of Cloquet supports the above referenced project and authorizes the submittal of a proposal for funding of this project on behalf of the City to the Legislative-Citizen Commission on Minnesota Resources (LCCMR) in response to the 2024 Environmental and Natural Resources Trust Fund (ENRTF) Request for Proposal; and
2. That, if funding is awarded, the City of Cloquet agrees to accept the award and may enter into an agreement with the state of Minnesota for the above referenced project. The City of Cloquet will comply with all applicable laws, environmental requirements, and regulations and any additional conditions stated in the grant agreement and the approved LCCMR work plan; and
3. That City of Cloquet understands that grants from the ENRTF are generally paid out on a reimbursement basis. The City of Cloquet has the financial capability to pay for project expenses prior to seeking reimbursement; and

4. That the City Administrator is hereby authorized to execute such agreements and work plans as necessary and the City Engineer is authorized to implement the project on behalf of the City of Cloquet
5. That the City of Cloquet has the financial capability to ensure adequate construction, operation, and maintenance of the project once completed.

ORDINANCE NO. 507A, AMENDING SECTION 5.6 OF CITY CODE – ATV PERMIT REQUIREMENTS – FIRST READING

City Council is asked to review proposed **ORDINANCE NO. 507A, AN ORDINANCE AMENDING CLOQUET CITY CODE SECTION 5.6, REGULATING THE OPERATION OF SNOWMOBILES, OFF-HIGHWAY MOTORCYCLES AND SPECIAL VEHICLES, INCLUDING ALL-TERRAIN VEHICLES, MOTORIZED GOLF CARTS, UTILITY TASK VEHICLES AND MINI-TRUCKS WITHIN THE CITY OF CLOQUET.** Action will be taken at the March 21, 2023 City Council meeting.

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

Section 1. City Code Amendment. That the Cloquet City Code be amended by the addition of a new Subdivision 9 Permit, to Subsection 5.6.02 Definitions, of Section 5.6, Regulation of Snowmobiles, Off-Highway Motorcycles and Special Vehicles, Including All-Terrain Vehicles (ATV's), Motorized Golf Carts, Utility Task Vehicles and Mini-Trucks within City Limits, to read as follows:

5.6.02 Definitions.

Subd. 9 Permit. "Permit" as used in this Section shall mean a permit issued by the City of Cloquet under the provisions of Subsection 5.6.04 below or an ATV registration card issued by the Commissioner of Natural Resources pursuant to M.S.S. 84.922. Any motor vehicle regulated by this Section which bears a current permit/registration sticker for the vehicle being driven, affixed in a visible and readable location shall be considered to be properly permitted under this Section.

Section 2. Effective Date. This ordinance shall take effect and be in force from and after its passage and publication in accordance with law.

AMENDING CITY CODE SECTION 9.2 PROJECT LABOR AGREEMENTS TO AMEND THE DEFINITION OF "COVERED PROJECT" – SECOND READING

Community Development Director Holly Hansen presented the second reading of Ordinance No. 505A.

Members of the Duluth Building and Construction Trades Council and AFL-CIO addressed the Council with concerns of the proposed ordinance amendment and requested a meeting with the City Council and EDA for further discussion before the City Council votes.

MOTION: Councilor Lamb moved and Councilor Jaakola seconded the motion to table **ORDINANCE NO. 505A, AN ORDINANCE AMENDING CITY CODE SECTION 9.2 PROJECT LABOR AGREEMENTS TO AMEND THE DEFINITION OF "COVERED PROJECT"** until further discussion with the Duluth Building and Construction Trades Council. The motion passed (5-2), Mayor Maki and Councilor Kolodge opposed.

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

Section 1. City Code Amendment. That the Cloquet City Code be amended by replacing in its entirety the definition of "Covered Project" found in the paragraph titled "Covered Project Defined.", found in Section 9.2.02 of Section 9.2: Project Labor Agreements, of Chapter 9 - Public Works, to read as follows:

Covered Project Defined. "Covered Project" means that the City has a contract for construction services on a Project owned by the City with a total Project cost of \$175,000 or more.

Section 2. Effective Date. This ordinance shall take effect and be in force from and after its passage and publication in accordance with law.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

Councilor Jaakola reminded of upcoming St. Urho's Day is March 16th.

Councilor Lamb commented that the Chamber has some family friendly events coming and to watch their website for more information.

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