

Cloquet City Hall Council Chambers
6:00 P.M. October 17, 2023

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 Keller seconded the motion to approve the October 17, 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 October 3, 2023 as presented. The motion carried unanimously (7-0).

PUBLIC COMMENTS

Gerard Sordel – 126 12th Street, addressed Council about feeling unsafe in the community and his neighborhood. He would like to see the city have mediation resources available for disputing neighbors or restorative justice in place before situations like his escalate to the level of police action or to the courts where it takes up valuable time and city resources.

Dana Sanders – 201 Boulder Drive, spoke in opposition to Ken Maki’s request for zoning changes to his property to allow him to construct an office/shop for his business. Ms. Sanders stated the dump trucks create a noise disturbance and should not be operated on residential property because of the impact on the neighbors.

Ken Maki - In response to Ms. Sanders’ concerns, Mr. Maki stated the trucks are started early in the morning and return at the end of the workday so the trucks are not coming back and forth all day. Building a shop to park his dump trucks and as a place to do maintenance will help with the noise issue. He also stated the site plan will include some kind of tree/shrub border to help minimize the noise as well as make it aesthetically pleasing to look at. Mr. Maki commented that this is his neighborhood as well and wants to make it presentable.

Greta Winter - 2233 Kelly Avenue, addressed Mr. Sordelet’s safety concerns stating their neighborhood had similar issues. She offered to help him any way she can.

CONSENT AGENDAL

MOTION: Councilor Wilkinson moved and Councilor Lamb seconded the motion to adopt the Consent Agenda of October 17, 2023, approving the necessary motions and resolutions. The motion carried unanimously (7-0).

- a. Resolution No. 23-43, Authorizing the Payment of Bills

- b. Authorize Budgeted Transfers for 2023
- c. Accept Liability Coverage Tort Waiver
- d. Authorize Pinehurst Park Playground Award
- e. Resolution No. 23-54, Approving Exempt Permit to Conduct a Raffle Event for the Cloquet Amateur Hockey Association (CAHA)
- f. Approve Powerhouse Bar's On-Sale Liquor License Extension for MN Wilderness 2023-2024 Home Games

PRESENTATIONS

Mayor's Proclamation – Manufacturing Month

PUBLIC HEARINGS

Now is the time and place for the Public Hearing on the Proposed 2024 22nd Street Utility Improvement.

Assistant City Engineer John Anderson presented an overview of the proposed project.

MOTION: Councilor Carlson moved and Councilor Kolodge seconded the motion to open the Public Hearing. The motion carried unanimously (7-0). The time is 6:25 p.m.

Marie Dixon, 505 22nd Street, addressed Councilors on her concern about assessment amounts. Ms. Dixon paid \$14,000 eight years ago for a sewer line issue and is concerned she may not be able to pay the upcoming assessment. Public Works Director Peterson will reach out to Ms. Dixon for more details on what the previous issue with her sewer line was and work with her on assessment options. Mr. Peterson noted that assessments will be determined after the project is completed, nothing is being presented tonight.

Hearing no further comments, the public hearing was closed.

MOTION: Councilor Lamb moved and Councilor seconded Jaakola the motion to close the Public Hearing. The motion carried unanimously (7-0). The time is 6:30 p.m.

Councilor Lamb questioned if there are grants, state funding, or any other entities to be explored to help lower or defray assessment amounts?

Peterson explained this is a county project and the majority of the utilities being replaced are owned by the city and it is most cost effective to replace them at the same time. A large part of the city's portion of this project is being paid for by sales tax funds.

MOTION: Councilor Kolodge moved and Councilor Keller seconded the motion to adopt **RESOLUTION NO. 23-50, ORDERING UTILITY IMPROVEMENTS FOR THE 2024 RECONSTRUCTION OF 22ND STREET FROM PROSPECT AVENUE TO WASHINGTON AVENUE.** The motion carried unanimously (7-0).

WHEREAS, The City has completed a feasibility study to reconstruct City sanitary sewer and water in 22nd Street from Prospect Avenue to Washinton Avenue

WHEREAS, As part of the project the City Engineer has identified a need to replace aging and deteriorated sanitary sewers, and water utilities; and

WHEREAS, A resolution of the Council adopted September 19, 2023, set a date for a Council hearing on the proposed improvement; and

WHEREAS, Ten days mailed notice and two weeks published notice of the hearing was given and the hearing was held thereon on the October 17, 2023, at which time all persons desiring to be heard were given an opportunity to be heard.

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

1. Such improvement is necessary, cost effective, and feasible as detailed in the City's feasibility study.
2. The City Engineer is hereby designated as the engineer for this improvement.
3. Such improvement is hereby ordered.

APPROVING FINAL LAYOUT FOR 22ND STREET IMPROVEMENTS

MOTION: Councilor Carlson moved and Councilor Lamb seconded the motion to approve **RESOLUTION NO. 23-53, A RESOLUTION APPROVING FINAL LAYOUT FOR STATE AID PROJECT NO. 009-655-004 ON COUNTY STATE AND HIGHWAY 55 (22ND STREET)**. The motion carried unanimously (7-0).

WHEREAS, Carlton County plans to perform bituminous paving, curb and gutter replacement, storm sewer reconstruction, ADA improvements, and other associated construction upon and along 22nd Street (CSAH 55) from Washington Avenue to Prospect Avenue; and

WHEREAS, the City of Cloquet has requested that Carlton County include in its project improvements the replacement of municipal owned sewer and water facilities.

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

That the City of Cloquet enter into the CSAH 55 (22nd Street) Reconstruction Agreement with Carlton County to provide for payment by the City to the County of the City's share costs proposed under State Aid Project No. 009-655-004.

BE IT FURTHER RESOLVED that the City Engineer is authorized and directed to execute the Agreement and administer the Agreement on behalf of the City.

ENTERING INTO AN AGREEMENT WITH CARLTON COUNTY FOR 22ND STREET IMPROVEMENTS

MOTION: Councilor Lamb moved and Councilor Jaakola seconded the motion to adopt **RESOLUTION NO. 23-51, A RESOLUTION ENTERING INTO AN AGREEMENT WITH CARLTON COUNTY FOR 22ND STREET (CSAH 55) IMPROVEMENTS**. The motion carried unanimously (7-0).

WHEREAS, Carlton County plans to perform bituminous paving, curb and gutter replacement, storm sewer reconstruction, ADA improvements, and other associated construction upon and along 22nd Street (CSAH 55) from Washington Avenue to Prospect Avenue; and

WHEREAS, the City of Cloquet has requested that Carlton County include in its project improvements the replacement of municipal owned sewer and water facilities.

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

That the City of Cloquet enter into the CSAH 55 (22nd Street) Reconstruction Agreement with Carlton County to provide for payment by the City to the County of the City's share costs proposed under State Aid Project No. 009-655-004.

BE IT FURTHER RESOLVED that the City Engineer is authorized and directed to execute the Agreement and administer the Agreement on behalf of the City.

ENTERING INTO AN AGREEMENT WITH SCANLON FOR 22ND STREET IMPROVEMENTS FROM PROSPECT AVENUE TO WASHINGTON AVENUE

MOTION: Councilor Kolodge moved and Councilor Carlson seconded the motion to adopt **RESOLUTION NO. 23-52, A RESOLUTION ENTERING INTO AN AGREEMENT WITH SCANLON FOR 22ND STREET IMPROVEMENTS FROM PROSPECT AVENUE TO WASHINGTON AVENUE.** The motion carried unanimously (7-0).

WHEREAS, Carlton County has made plans to reconstruct CSAH 55 (22nd Street) in 2024, the common municipal boundary between Scanlon and Cloquet; and

WHEREAS, it is deemed desirable by the governing bodies of the respective communities, parties to this agreement, that Cloquet and Scanlon improve and eliminate duplication of sanitary sewer and water utilities between Prospect Avenue and Washington Avenue, along the project corridor.

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

That the City of Cloquet enter into the Cloquet/Scanlon Utility Agreement for 22nd Street Improvements from Prospect Avenue to Washington Avenue.

ORDINANCE NO. 508A, AMENDING CHAPTER 17 ZONING MAP – FIRST READING

City Council is asked to review **RESOLUTION NO. 23-49, A RESOLUTION APPROVING THE COMPREHENSIVE PLAN AMENDMENT (LAND USE PLAN) FROM “MODERATE TO HIGH DENSITY RESIDENTIAL” TO “HIGHWAY COMMERCIAL” FOR KEN MAKI;** and **ORDINANCE NO. 508A, AMENDING CHAPTER 17, BY AMENDING THE ZONING MAP OF THE CITY OF CLOQUET FROM “R1-SINGLE-FAMILY RESIDENCE” TO “RC-REGIONAL COMMERCIAL”.** Action will be taken at the November 7, 2023 City Council meeting.

RESOLUTION NO. 23-49

WHEREAS, Ken Maki is proposing a Comprehensive Plan Amendment (Land Use Plan) from “Moderate to High Density Residential” to “Highway Commercial”; and

WHEREAS, As required by ordinance, notification was advertised in the Pine Knot. A public hearing was held to consider the application at the regular meeting of the Cloquet Planning Commission on October 10, 2023, at which time Zoning Case / Development Review No. 23-10 was heard and discussed; and

WHEREAS, the property of the proposed Comprehensive Plan Amendment (Land Use Plan) is located south of North Road and Sunnyside Lane and is legally described as follows:

Part of the east half of Lot 25 lying northerly of the south line of Lot 33 extended westerly to the west line of said east half of Lot 25 and lying southerly of the north line of Lot 31 extended westerly to the west line of said east half of Lot 25, County Auditors Subdivision No. 4, Carlton County, Minnesota.

WHEREAS, the Planning Commission reviewed the staff report and recommends approval of the Comprehensive Plan Amendment (Land Use Plan).

1. **NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA**, that it approves of Zoning Case 23-10 for a comprehensive plan amendment (land use plan) from “Moderate to High Density Residential” to “Highway Commercial” subject to it not taking effect until a building permit is issued.

ORDINANCE NO. 508A

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

1. **Section 1.** The Zoning Map of the City of Cloquet is hereby amended to change the zoning designation of the following described property from R1 – Single-Family Residence to RC – Regional Commercial subject to a building permit being issued for Ken Maki:

Part of the east half of Lot 25 lying northerly of the south line of Lot 33 extended westerly to the west line of said east half of Lot 25 and lying southerly of the north line of Lot 31 extended westerly to the west line of said east half of Lot 25, County Auditors Subdivision No. 4, Carlton County, Minnesota.

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

UTILITY BUDGET DISCUSSION

Public Works Director Peterson gave an overview of the expenses and revenues of the utility budget for 2023 explaining various line items. Peterson discussed the proposed 2024 rate increase which remains the same.

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