

Regular Meeting

Roll Call

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

Councilors Absent: None

Pledge of Allegiance

AGENDA

MOTION: Councilor Rock moved and Councilor Maki seconded the motion to approve the May 16, 2017 agenda. The motion carried unanimously (7-0).

MINUTES

MOTION: Councilor Bailey moved and Councilor Langley seconded the motion to approve the minutes of the Work Session and Regular Meeting of May 2, 2017. The motion carried unanimously (7-0).

CONSENT AGENDA

MOTION: Councilor Bjerkness moved and Councilor Bailey seconded the motion to adopt the consent agenda of May 16, 2017 approving the necessary motions and resolutions. The motion carried unanimously (7-0).

- a. Resolution No. 17-49, Authorizing the Payment of Bills
- b. Renewal of 2017-2018 Liquor and Related Business Licenses
- c. Approval of New Liquor License for Hospitality Partners, NE BBQ and Smokehouse
- d. Cloquet 4th of July Outdoor Public Fireworks Display Permit - Pyrotechnics

PUBLIC HEARING

CARL STREET IMPROVEMENTS

Mayor Hallback announced that now is the time and place for the public hearing on the proposed final assessments for the improvement of Carl Street from South Highway 33 Frontage Road to Walter Avenue.

MOTION: Councilor Rock and Councilor Kolodge seconded the motion to adopt **RESOLUTION NO. 17-51, RESOLUTION ADOPTING ASSESSMENTS FOR THE IMPROVEMENT OF CARL STREET FROM SOUTH HIGHWAY 33 FRONTAGE ROAD TO WALTER AVENUE.** The motion carried unanimously (7-0).

WHEREAS, The City received a petition signed by four of seven property owners along Carl Street requesting a bituminous overlay of their block between the South Highway 33 Frontage Road and Walter Avenue; and

WHEREAS, The Cloquet City Council on March 2, 2016, held a public hearing to consider the improvement; 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 May 16, 2017, 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 five (5) years and shall bear interest at a rate of four and one-half percent (4.5%) per annum from June 15, 2017. Property owners may prepay the entire assessment, or any portion of it, to the City of Cloquet without interest prior to June 15, 2017. 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

- a. Police Officer Ryan Lunda read the Oath of Office for his position as Police Officer for the City of Cloquet.

SUMMER SEASONAL APPOINTMENTS

MOTION: Councilor Bjerkness moved and Councilor Langley seconded the motion to approve the appointments of Trent Anderson, Avery Bieri, Rand Bieri, Courtney Beaupre, Erin Dahnke, Joshua Keith, Alec Norrgard and Austin Parenteau as summer seasonal Public Works employees, and Austin Diederich as temporary summer engineering intern. The motion carried unanimously (7-0).

SUPPORT FOR THE HOUSING TAX CREDIT APPLICATION BY ROERS INVESTMENTS

MOTION: Councilor Bjerkness moved and Councilor Bailey seconded the motion to adopt **RESOLUTION NO. 17-37, A RESOLUTION OF CITY OF CLOQUET SUPPORT FOR THE HOUSING TAX CREDIT APPLICATION BY ROERS INVESTMENTS TO THE STATE OF MINNESOTA FOR THE ADAPTIVE REUSE OF THE CLOQUET MIDDLE SCHOOL BUILDING AT 509 CARLTON AVENUE INTO WORKFORCE HOUSING.** The motion carried (6-1), Councilor Kolodge opposing.

WHEREAS, in October 2015 the Cloquet School District released a request for housing/mixed use proposals for the adaptive reuse, partial reuse or redevelopment of their 180,000 square foot historic 1921 Middle School building located at 509 Carlton Avenue; and

WHEREAS, in March 2016 after public engagement, the Sherman Associates proposal for adaptive reuse into affordable workforce housing was approved by ISD 94 and issued a Resolution of Support by the Cloquet City Council, however the project was not selected by the state in 2016 due to late historic tax credit approval; and

WHEREAS, Roers Investments has come forward to propose a project for the 2017 housing tax credit process; and

WHEREAS, the Roers Investments proposal for the Cloquet Middle School site proposes 57- units of affordable and market rate workforce rental housing to be owned and managed by Roers Investments, or an affiliate, which will meet the locally-identified housing need for quality affordable workforce housing which is in short supply in the local housing market, as evidenced and further described in the Cloquet/Scanlon Housing Study (2014, Stantec Consulting); and

WHEREAS, Cloquet Middle School Apartments contributes to efforts outlined in the City of Cloquet's Cooperatively Developed Plan (CDP) and Planned Community Development Plan to address locally identified needs and priorities in which local stakeholders are actively engaged. Specifically, the adaptive reuse of Cloquet Middle School contributes to the objectives outlined in the community-supported 2014 Cloquet/Scanlon Housing Study adopted by the City Council on February 4, 2014. Additionally, in an effort to implement the Cloquet/Scanlon Housing Study, the 2014 Cloquet/Scanlon Housing Task Force, composed of members from the City of Cloquet, City of Scanlon, Cloquet HRA, Carlton County, elected officials, area housing developers, area housing managers, Fond du Lac Reservation, and Arrowhead Regional Development Commission, adopted recommendations on August 5, 2014 which identified the Cloquet Middle School in Goal #9 and Goal #5 as a development opportunity to meet the affordable workforce housing niche; and

WHEREAS, the City of Cloquet supports the application of Roers Investments for Low Income Housing Tax Credits through Minnesota Housing and related federal and state Historic Tax Credits in support of this adaptive reuse project, and

WHEREAS, this project will utilize existing infrastructure including water, sewer, gas, electric etc.; and

NOW, THEREFORE, BE IT RESOLVED, that City Council of the City of Cloquet adopts this resolution of support related to Roers Investments Minnesota Housing Finance Agency tax credit application for affordable workforce housing and as evidence

of its commitment to provide ongoing assistance to bring the project to completion as deemed to be appropriate in the sole discretion of the City Council and the Cloquet Economic Development Authority.

AMENDING CITY CODE CHAPTER 17 PERTAINING TO SPECIAL EVENTS

MOTION: Councilor Rock moved and Councilor Bjerckness seconded the motion to adopt **ORDINANCE NO. 466A, AN ORDINANCE TO AMEND CHAPTER 17 OF THE MUNICIPAL CODE PERTAINING TO SPECIAL EVENTS.** The motion carried unanimously (7-0).

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

Section 1. Section 17.1.05, Definitions is amended to add:

Subd. 107.2 Special Event. Means a unique or unforeseen event of limited duration occurring within the City of Cloquet Area or within 30 miles of the primary site of the special event site which is within the City of Cloquet, and is of such significance as to allow for the relaxation of zoning requirements and the implementation of special provisions when provided in any permit, variance, or other zoning document.

The Zoning Administrator shall make the final determination as to whether the significance of a special event 7 days or less in duration rises to the level of a Special Event. The Planning Commission shall be the approval authority of all special events in excess of 7 days. A special event may be extended by the approval authorities noted above.

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

VACATING ALLEY WEST OF MAIN STREET, NORTH OF ST. LOUIS AVENUE

MOTION: Councilor Kolodge moved and Councilor Rock seconded the motion to adopt **RESOLUTION NO. 17-52, RESOLUTION APPROVING THE VACATION OF EAST/WEST ALLEY LYING WEST OF MAIN STREET, NORTH OF ST. LOUIS AVENUE.** The motion carried unanimously (7-0).

WHEREAS, Bert Whittington is proposing to vacate the east/west alley lying west of Main Street, north of St. Louis Avenue; and

WHEREAS, As required by ordinance, notification was advertised in the Pine Journal and effected property owners have been notified. A public hearing was held to consider the application at the regular meeting of the Cloquet Planning Commission on May 9, 2017 at which time Zoning Case / Development Review No. 17-07 was heard and discussed; and

WHEREAS, the property of the proposed Vacation is located west of Main Street and north of St. Louis Avenue and is legally described as follows:

The alley located within Block 8, City of Cloquet Dunlaps Addition. And,

WHEREAS, the Planning Commission reviewed the staff report and recommends approval of the Vacation.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, that it approves of Zoning Case 17-07 for a vacation of the east/west alley lying west of Main Street, north of St. Louis Avenue subject to the following condition.

1. A Drainage and Utility Easement is maintained over the alley.

PLANNING COMMISSION VACANCY

MOTION: Councilor Bailey moved and Councilor Rock seconded the motion to proceed with the advertising process for filling the vacancy on the Planning Commission due to the resignation of Bryan Bosto. The motion carried unanimously (7-0).

SUMMER TAKE HOME VEHICLE FOR ENGINEERING TECHNICIAN

MOTION: Councilor Rock moved and Councilor Bailey seconded the motion to approve Barb Wyman's use of a City vehicle for travel to and from work for a period beginning May 17, 2017 and ending October 31, 2017. The motion carried unanimously (7-0).

DISPOSAL OF PUBLIC WORKS SURPLUS EQUIPMENT

MOTION: Councilor Kolodge moved and Councilor Maki seconded the motion to authorize the sale of a 1996 Chevrolet K-1500 4x4 Pick-up as surplus equipment. The motion carried unanimously (7-0).

PARK IMPROVEMENTS CHANGE ORDER REQUEST

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to approve Change Order #4 to City Contract 1063 for 2016 Park Improvements at Fauley and Veterans Parks. The motion carried unanimously (7-0).

SEWER LINING CHANGE ORDER REQUEST

MOTION: Councilor Bailey moved and Councilor Langley seconded the motion to approve Change Orders #1 and #2 to City Contract 1073 for the 2017 Sewer Lining Project. The motion carried unanimously (7-0).

LAKE SUPERIOR WATERLINE PUMP #6 REBUILD

MOTION: Councilor Rock moved and Councilor Kolodge seconded the motion to authorize the purchase of a new bowl assembly from Van Bergen & Markson, Inc. for the rebuild at Pump #6 in the amount of \$38,173.75. The motion carried unanimously (7-0).

RESERVATION ROAD RIGHT-OF-WAY TRANSFER AGREEMENT

MOTION: Councilor Maki moved and Councilor Langley seconded the motion to enter into the Right-of-Way Transfer Agreement with Carlton County and the Fond du Lac Band of Lake Superior Chippewa. The motion carried unanimously (7-0).

PUBLIC COMMENTS

- Steve Woollette, 441 8th Street, addressed the Council in regards to the decision to hire Mr. Palmer as Interim Chief of Police while over-looking others that have more experience and schooling.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

There were none.

CLOSED MEETING

Mayor Hallback announced that the City Council will now adjourn into a Closed Meeting as permitted under M.S. 13D.05, Subd. 2(a)(2) for the purpose of discussing internal affairs data relating to allegations of law enforcement personnel misconduct.

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to close the meeting. The motion carried unanimously (7-0).

Mayor Hallback announced the time is 7:47 p.m. and the Council will now go into Closed Session in the Council Chambers.

Mayor Hallback reopened the Regular Meeting at 10:40 p.m. and on a motion duly carried by a unanimous yeas vote of all members present on roll call, the Council adjourned.

James Barclay, Interim City Administrator