



CITY OF CLOQUET
City Council Agenda - AMENDED
Wednesday, March 2, 2016
7:00 p.m.
City Hall Council Chambers

CITY COUNCIL WORK SESSION

5:30 p.m. Joint Meeting with EDA
6:30 p.m. Clean Up Day

1. **Roll Call**
2. **Pledge of Allegiance**
3. **Approval of Agenda**
 - a. Approval of March 2, 2016 Council Agenda
4. **Approval of Council Minutes**
 - a. Work Session minutes from the February 16, 2016 meeting
 - b. Regular Council minutes from the February 16, 2016 meeting
5. **Consent Agenda**

Items in the Consent Agenda are considered routine and will be approved with one motion without discussion/debate. The Mayor will ask if any Council members wish to remove an item. If no items are to be removed, the Mayor will then ask for a motion to approve the Consent Agenda.

 - a. Resolution No. 16-20, Authorizing the Payment of Bills and Payroll
 - b. Consumption & Display Permit Renewal - The Tap on 33, Inc.
6. **Public Hearings**

Now is the time and place for the Public Hearings on the Carl Street Overlay Improvement Project from Highway 33 Frontage Road to Walter Street; and the 3rd Street Improvement Project from Carlton Avenue to Cloquet Avenue.

 - a. Carl Street Overlay Improvement Bid Authorization
 - Resolution No. 16-15A, A Resolution Ordering the Improvement and Preparation of Plans and Specifications for the Reclamation of Carl Street from the South Highway 33 Frontage Road to Walter Street



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- b. 3rd Street Bid Improvement Approval and Bid Authorization
 - Resolution No. 16-19, A Resolution Ordering the Improvement and Preparation of Plans and Specifications for the Reconstruction of 3rd Street From Carlton Avenue to Cloquet Avenue

7. Presentations

None.

8. Council Business

- a. 2016 Bond Refunding
 - Resolution No. 16-18, A Resolution Accepting Proposal on the Sale of \$1,115,000 General Obligation Tax Abatement Refunding Bonds, Series 2016A, Providing for Their Issuance and Pledging for the Security Thereof Certain Revenues
- b. Revisions to Cloquet's Municipal State Aid Street System
 - Resolution No. 16-17, A Resolution Establishing and Revoking Certain Municipal State Aid Streets
- c. Portable Lift Station Generator Bid Authorization
- d. Kwik Trip Site Plan
 - Resolution No. 16-16, A Resolution Approving the Comprehensive Plan Amendment (Land Use Plan) From "Low Density" to "Highway Commercial"
 - Ordinance No. 453A, An Ordinance to Amend Chapter 17, By Amending the Zoning Map of the City of Cloquet From "R1-Single Family Residential" to "RC – Regional (Highway) Commercial"
 - Resolution No. 16-14, A Resolution Approving the Site Plan in the RC – Regional (Highway) Commercial District for Kwik Trip
- e. Consideration of HRA and Library Board Appointments

9. Public Comments

Please give your name, address, and your concern or comments. Visitors may share their concerns with the City Council on any issue, which is not already on the agenda. Each person will have 3 minutes to speak. The Mayor reserves the right to limit an individual's presentation if it becomes redundant, repetitive, irrelevant, or overly argumentative. All comments will be taken under advisement by the Council. No action will be taken at this time.

10. Council Comments, Announcements, and Updates

11. Adjournment



2015 Summary – Cloquet Economic Development Authority

Economic Development work for Cloquet is facilitated by Community Development Director Holly Butcher and led by the Cloquet Economic Development Authority (EDA), a seven member volunteer commission, provide the community platform for local economic discussion and decision making.

Cloquet EDA Commissioners 2015

- President **Shelly Peterson**, Boldt Construction
- Vice President **Ross Peterson**, Frandsen Bank and Trust
- **David Bjerkness**, City Councilor
- **Russ Smith**, Retired Cloquet Schools/Greenmill Owner
- **Lara Wilkinson**, City Councilor
- **Steve Micke**, Reliable Insurance
- **Mike Schultz**, Sappi Fine Papers North America Division

EDA Goals for 2015

1. Developing the Cloquet Business Park.
2. Promote the Development and Maintenance of Housing Through Implementation of the Housing Study.
3. Develop Land along Highway 33/I-35 for Retail Development.
4. Downtown Redevelopment/Revitalization.
5. Develop Business and Community Marketing Program.
6. Existing Business Retention and Growth.
7. Provide Proactive Economic and Community Development Leadership and Support.

Major Projects by the EDA in 2015 Included:

PROJECTS:

- The City applied for and was awarded **\$885,500 in Small Cities Development Program funding for owner occupied, rental, and commercial improvements in the City of Cloquet.** The City hired Lakes and Pines to administer owner occupied and rental projects as selected by the City and hired Carlton County to administer commercial projects as selected by the City.



Community Development Department

1307 Cloquet Avenue • Cloquet MN 55720

Phone: 218-879-2507 • Fax: 218-879-6555

- Assisted the Cloquet School District (ISD 94) with preparing a Request for Proposals for the Cloquet Middle School on Carlton Avenue in consultation with an RFP Committee and facilitated a public meeting on adaptive reuse of area school buildings in August 2015.
- Initiated Downtown Business District Meetings with businesses and property owners.
- Ryan Companies staff attended an EDA meeting this year to review retail market trends.
- Jointly applied with MnDOT for Highway Safety Improvement Program funding to address roadway improvements along South Hwy 33.
- Participated in the Blandin Broadband Community Project in Carlton County.

DEVELOPMENT:

- Gap financing (loan participation) to Hongisto Implement to allow new owners to purchase the business and property on North Hwy 33.
- Gap financing (loan participation) commitment to Avenue C Restaurant for leasehold improvements within the First National Bank building in the West End (lead financing pending).
- Rezoned Cloquet Business Park and clarified development standards and adjusted the City TIF application fee.
- The City provided the deed to CMW Retail after completion of exterior building renovations were completed at 1111 Cloquet Avenue (shown to the right). The building is now completely



The Cloquet Middle School at 509 Carlton Avenue was constructed in 1921.



The Cloquet EDA provided gap financing in 2015 related to new business ownership of Hongisto Implement located at 268 North Hwy 33.



The Cloquet EDA has approved gap financing as a project partner in the Avenue C Restaurant at 207 Avenue C in Cloquet's Historic West End. The project is currently pending primary financing review.



1111 Cloquet Avenue.



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leased to a variety of businesses including SpecSys.

- Staff maintains available buildings and land opportunities in Cloquet and monitors them on the Northland Connection website.
- Staff meets with Cloquet businesses on an ongoing basis.

BUSINESS PROMOTION:

- Business retention visits with the City, County, and Chamber.
- Manufacturing Appreciation Month (October), noted by a City Council proclamation and the City conducted business retention visits and promoted manufacturing tours on the City Facebook page. Worked with LSC and DEED to coordinate student manufacturing tours of local businesses.
- Small Business Saturday, highlighted with a City Council proclamation, advertised each participating business on the City Facebook page and featured videos on Cat-7 TV with Burger Shoes, Sara’s Vac Shack and other Event features.



Small Business Saturday (SBS) is the Saturday after Black Friday annually, this year 27 small business owners participated in Cloquet’s 2nd annual SBS.



BUSINESS EXPANSION

Cloquet EDA Projects:

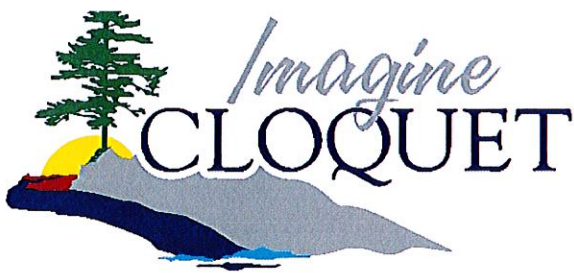
TABLE 6: ECONOMIC DEVELOPMENT INVESTMENTS

TYPE OF PROJECT	CITY \$	BUSINESS	PRIMARY	TOTAL
Business Loans				
Hongistos	\$25,550	\$65,450	\$69,445/NEF	\$160,445
Avenue C Restaurant	\$75,000	\$30,000	\$300,000	\$405,000

**currently pending primary financing completion*

LHB Pre-Design Study

The Cloquet EDA hired LHB to work with the Cloquet DNR and DNR Central Office on evaluating potential sites in the Cloquet Business Park to build a new Cloquet DNR Office. As part of this process, a full review of the DNR’s programming needs and staffing needs was done for the Cloquet office including conceptual facility layouts.



LHB prepared the “Cloquet DNR Predesign Study – Final Report” with preferred locations selected by the DNR in the Cloquet Business Park. This study was also approved by the Cloquet City Council.

EDA DIRECTIONS 2016

TOP PRIORITIES

1. Downtown Redevelopment/Revitalization.
2. Promote the Development and Maintenance of Housing Through Implementation of the Housing Study.
3. Developing the Cloquet Business Park.
4. Develop Business and Community Marketing Program.

TIER II EDA PRIORITIES

5. Develop Land along Highway 33/I-35 for Retail Development.
6. Existing Business Retention and Growth.
7. Provide Proactive Economic and Community Development Leadership and Support.

CITY COUNCIL STRATEGIC PLAN DIRECTIONS FOR ECONOMIC DEVELOPMENT

A. Develop a Comprehensive Business Retention Expansion (BRE)/ Outreach Program

- Conduct ongoing BRE visits
- Conduct business exit interviews
- Survey major businesses for supply chain opportunities to expand in Cloquet
- Ensure that land and building opportunities are online and understood by regional economic development partners such as DEED, APEX, Northspan, MnPower etc.

B. Develop a Strategy for Hwy 33 Corridor. Specific Areas: 1) North Hwy 33 Business Park and 2) South Hwy 33/I-35

- South Hwy 33: review alternatives for development of the site and ID a preferred concept.
- North Hwy 33: Develop an overall marketing plan that identifies strategies for Business Park marketing.

C. Conduct Outreach to Downtown Property Owners

- Hold property owner input session for Cloquet Avenue and West End properties.
- Educate owners on city programs and other tools to accomplish goals.
- Review barriers and needs and share those with the EDA and Council.



Cloquet EDA 2016 EDA Work Plan

TOP PRIORITY FOCUS 2016 GOALS 1 - 4

Goal #1 - Downtown Redevelopment/Revitalization

Strategy: Increase the number and variety of retail and commercial destinations to maintain Downtown as a vibrant destination and place of commerce.

Implementation Steps:

- 1. Develop a strategy for the upgrade, renovation and revitalization of the downtown(s) (Cloquet Avenue and Historic West End) recognizing that different approaches may be needed for the different business districts.**
 - a. Complete property owner meetings in both downtown districts to develop a SWOT analysis of the downtown areas and identify issues of critical importance to those property owners that can be used to identify City strategies that maintain these areas as places of commerce.
 - b. Create a redevelopment status list of existing properties and business owners within the downtown redevelopment areas for upgrades, renovations and revitalization opportunities.
 - c. Recognize key housing opportunities downtown and that revitalization of housing units above downtown storefronts and redevelopment adjacent and within the downtown (e.g. Cloquet Avenue District) is a critical element in creating a vibrant downtown.

Goal #2 - Promote the Development & Maintenance of Housing by implementing the 2014 Cloquet Housing Study

Strategy: Ensure that the City's housing stock supports the needs of local employers, employees, and targeted businesses including the adequate marketing of the City's housing (re)development opportunities.

Implementation Steps:

1. Identify the specific role that the EDA intends to play in the housing development arena.
 - a) The EDA and HRA meet to clarify roles, relationships and expectation.
 - b) If necessary, request that the City Council formalize its expectations of those roles, relationships, and responsibilities.
2. Provide high level technical expertise, as requested by the Cloquet School District ISD 94, as it relates to the proposed re-use of the Old Middle School building for housing.
3. Support new single family housing subdivision projects especially those that will connect with public utilities.



Cloquet EDA 2016 EDA Work Plan

Goal #3 - Develop the Cloquet Business Park

Strategy: **To increase sustainable business and employment opportunities within the Park while broadening the commercial/industrial sector and tax base.**

Implementation Steps:

1. Develop a marketing plan for the business park.
2. Re-visit the fiber optic/internet/broadband build out within the business park.

Goal #4 - Develop Business and Community Marketing Program

Strategy: **Develop a proactive marketing campaign to attract new business investment.**

Implementation Steps:

1. Identify the expectations that a marketing study would yield (examples following)
 - a) To determine the general image people have about Cloquet.
 - b) Market the Cloquet business park
 - c) Market the downtown(s) for commercial/retail/office development & redevelopment
 - d) Market the Highway 33/I-35 retail development opportunity
 - e) Market housing development and redevelopment opportunities
 - f) Attracting investment
 - g) Attracting people to live
 - h) Promoting “cultural” activity
 - i) Increase tourism
2. Develop a marketing RFQ or RFP for the purpose of soliciting prospective firms to assist the EDA with the development of a marketing plan to promote the key expectations identified in implementation step #1.
3. Identify those local and regional marketing firms, as well as nationwide firms that have experience working with cities that would be targeted for submittal of RFQ/RFP.
4. Interview/select and then complete a marketing/branding study for the City.
5. Launch a consistent marketing program through the implementation of the recommendations/findings of the study.



Cloquet EDA 2016 EDA Work Plan

TIER 2 EDA PRIORITIES

Goal #5 - Develop Land along Highway 33/I-35 for Retail Development

Strategy: To increase the diversity of retail shopping alternatives for the residents of the City and attract others to shop in Cloquet.

Implementation Steps:

1. With or without a developer on board, discuss implementation of Schematic Design with DNR reviewing all options and opportunities. As necessary revise formal plan/strategy for redevelopment of Nelson/DNR properties.
2. Staff retail outreach and other site opportunities.
3. Evaluate developer status with Ryan Companies with market reactions to site, realities, and opportunities.

Goal #6 - Existing Business Retention and Growth

Strategy: To increase the positive interactions and engagement with existing businesses through partnerships and networking in support of our desirable small town atmosphere.

Implementation Steps:

1. Evaluate the goals, approach, make up and success of the current business retention program in regards to the primary goal of assisting and identifying business development opportunities. BRE partners need to schedule and implement visits on an ongoing basis.
2. Create a retention metric for evaluating existing business engagement.
3. Evaluate the Large Manufacturing Consortium model that is being used for purpose and effectiveness e.g. broaden membership or specify issue based meetings.

Goal #7 - Provide Proactive Economic and Community Development Leadership and Support

Strategy: Define roles and implement a process for Economic Development projects to be considered and pursued between the Cloquet EDA, Carlton County EDA, Chamber of Commerce and other community partners.

Implementation Steps:

1. The City, County and Chamber will develop an integrated response to economic development resulting in increased capacity to move projects quickly and efficiently towards completion.



Cloquet EDA 2016 EDA Work Plan

OTHER

- Continue Blandin Broadband Community (BBC) Involvement and collaboration with Northeastern Service Cooperative (NESC)
- Continue to pursue Grant Opportunities
- Establish a metric to measure impact and value of development efforts (ie. staff costs and expenditures as a percent of development costs and/or tax revenues)
- Utilize business exit survey to develop a metric for planning and development improvement recommendations.
- Old business park
- Highway 45 commercial corridor redevelopment
- Tourism
- Special Events
- Riverfront Trail / Parks Development
- Workforce Development
- FDL role with economic development

SUMMARY CLOQUET CLEAN-UP 2015

PARTNERS:

- Shamrock Landfill
 - Hosted, porta potties, food set up moving, free C&D, major staffing
- WLSSD
 - Veolia HHW, staffing
- Cloquet Sanitary
 - Small amount did appliances for free
- City Of Cloquet
 - Free brush city shed Marketing materials, staff, supplies, signs, food etc.

LAST YEAR (2014):

- Did not have counters, gauged 500-800 with many turned away to Transfer Station
- Free electronics

THIS YEAR (2015):

- 100 cars, while revamped layout to have three lines coming through and fully staffed suspect many had a bad experience last year
- Huge education last year providing info on Transfer Station. This year turn over at Transfer Station increased use of facility.
- Comments not enough incentive or difference from Transfer Station
 - Much less tires
 - Free C&D
 - Not enough incentive to address problem properties and yards
 - License 11-12 vendors in the city don't RFP bids to limit vendors so curb side or other efforts challenging

2016 Preliminary Budget

Mr. Fritsinger handed out the first working draft of the 2016 preliminary budget. This document combines the general changes, assumptions, and areas of discussion for the budget by department.

- The Council discussed the request for a one-time donation to Friends of Animals. The Council agreed that providing a write-off of utility fees was inappropriate. The Council expressed a number of concerns about FOA operation and if the City were to provide a donation, how such a donation can be linked to performance or financial need. No final direction was determined.
- The Council indicated support for the benefit of the Events Coordinator position for the community in 2015. No feedback on additional monies for 4th of July activities.
- Clean Up Day may need to be reorganized or eliminated. Some thoughts are that with the changes at the County Landfill, more people are using the landfill and less are taking part in Clean Up Day. No direction on its inclusion in the budget.
- Council I-Pads were discussed in detail. Policy issues related to service provider, repair and replacement and other items need to be clarified. Council indicated it wants to proceed with this as soon as possible. Ms. Lukarilla and Mr. Stracek noted there are government pricing plans available. Staff will revisit the policy and bring back to Council.
- The Council indicated it would like to continue with flower program. Concerns addressed about the condition of the flowers as the season has progressed. There is still an interest in flowers on all four corners of intersections.
- The Council discussed the broader issues impacting the proposed budget and other items that need further exploration. Mr. Fritsinger asked that the Council continue to consider these items and be prepared to discuss further during the upcoming meetings.

There being no further business, the meeting adjourned at 9:25 p.m.

Respectfully Submitted:


Brian Fritsinger
City Administrator

→ The City Council did include
in the adopted 2016 budget
\$6,000 to once again hold a
clean up day.

CLOQUET CITY COUNCIL WORK SESSION

Tuesday, February 16, 2016

Present: Bjerkness, Kolodge, Langley, Maki, Rock, Wilkinson
Absent: Mayor Hallback
Staff: Fritsinger, Klassen
Other: Jamie Lund, Pine Journal; Mick Maslowski and Jan Carson, Cloquet Area Hockey Association (CAHA)

CAHA

Mick Maslowski, President of CAHA, and Jan Carson, parent, were present to review and discuss the current financial situation and infrastructure issues with the ice arena. Mr. Fritsinger gave a summary of the 40 year history between the City, school district and CAHA. Mr. Fritsinger and Mr. Maslowski recently met to discuss the current 3 year cooperative agreement and the issues related to the agreement including finances. Mr. Maslowski reviewed with the Council information that was shared with the school board in regards to the history and where things stand to date.

- Mr. Maslowski reviewed revenue streams and operating expenses. The main revenue comes from the Lease Agreement with the Wilderness and ice time rental. Pull tabs sold at the Foundry was a major source of income, but since the Foundry closed, that is no longer a source of revenue and the association is looking for new site.
- Next reviewed were the operating expenses and expenditure on major projects. Every dollar made in profit has gone towards improving the infrastructure. Operating expenses were reduced wherever they could be. Expecting utility bills to increase by approximately \$35,000 over the next 3 years.
- The retail value of capital projects in 2 years was in excess of \$150,000. Many projects that were done will reduce future costs, i.e., the Zamboni at Pine Valley, lighting and new scoreboard.
- Future funding challenges include making up for the loss of pull tab revenue, annual increase in utilities, large capital items such as rubber roof replacement, dehumidification system, ice plant rebuild or replacement, LED lighting, keeping Pine Valley viable, and a possible minimum wage increase.
- Mr. Bjerkness questioned how much revenue is based on Pine Valley use? The hourly rate is 10% lower than at Northwoods. There was a study of the 2 facilities done 4 years ago that showed a number of issues at Pine Valley.
- Mr. Maslowski is concerned locker rooms at Northwoods may become an issue for the Wilderness.

- Mr. Fritsinger shared a cheat sheet showing the history of the Cloquet and CAHA relationship going back to 1975. Mr. Fritsinger reviewed leases and how they have changed in 40 years. It's time to start thinking about moving forward as more agreements will be entered to incur some of the capital improvements.
- Mr. Maslowski indicated that the lease with the school district goes up 4% per year.
- Mr. Fritsinger said the arrangement the City has with CAHA isn't a typical agreement. Other associations are renting facilities. We are clearly at a place where improvements are needed and a discussion needs to take place. One of the main issues is making up the loss of pull tab revenue. Mr. Fritsinger will review the statute on what is required for a pull tab location.

Other Discussion

- Mr. Langley has heard feedback for the idea of permanent hockey boards at Sunnyside Park. He suggested the rink be reduced in size as the current is overly large. Discussion on location and impact on baseball fields ensued.
- Mr. Rock brought up the point of the skate park being located at Athletic, community education soccer and t-ball will need to relocate. Mr. Fritsinger stated it was his understanding that T-ball had relocated to Braun Park.
- Ehlers will be at the March 15th meeting to talk about the Cloquet/Scanlon merger schedule. Mr. Fritsinger and Marshall Johnson will need to decide if there should be separate meetings or combined. Possibility of CAT7 televising for a larger audience. The purpose of the meeting is for getting the information out, not as an in-depth conversation.
- Mr. Kolodge asked what the thoughts are of Cloquet hosting Hockey Day MN? Mr. Fritsinger will do some inquiry to find out what's involved. Good question to talk to Mick and CAHA about.
- Ms. Wilkinson has received a citizen concern over sidewalk snow clearing up Big Lake Road. The issue is once the sidewalk is cleared, there's an expectation for it to always be cleared.

There being no further business, the meeting adjourned at 7:00 p.m.

Respectfully Submitted,

Brian Fritsinger
City Administrator

Regular Meeting

Roll Call

Councilors Present: Bjerkness, Kolodge, Langley, Maki, Rock, Wilkinson

Councilors Absent: Mayor Hallback

Pledge of Allegiance

 **DRAFT**

AGENDA

MOTION: Councilor Langley moved and Councilor Kolodge seconded the motion to approve the February 16, 2016 agenda. The motion carried unanimously (6-0).

MINUTES

MOTION: Councilor Langley moved and Councilor Maki seconded the motion to approve the minutes of the Work Session and Regular Meeting of February 2, 2016. The motion carried unanimously (6-0).

CONSENT AGENDA

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to adopt the consent agenda of February 16, 2016 approving the necessary motions and resolutions. The motion carried unanimously (6-0).

- a. Resolution No. 16-12, Authorizing the Payment of Bills
- b. 2016 Business License Renewal – Waste Management
- c. Resolution No. 16-13, A Resolution Approving Exempt Permit to Conduct a Raffle Event at Queen of Peace Parish

PUBLIC HEARINGS

There were none.

PRESENTATIONS

There were none.

POST ISSUANCE OF COMPLIANCE POLICY

MOTION: Councilor Bjerkness moved and Councilor Maki seconded the motion to approve the City of Cloquet's Post-Issuance Debt Compliance Policy and Procedures. The motion carried unanimously (6-0).

PUBLIC COMMENTS

There were none.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

City Administrator Fritsinger reminded the City Council and public that the first Council meeting in March has been rescheduled for Wednesday, March 2nd due to the conflict with the state caucus.

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


Brian Fritsinger, City Administrator



ADMINISTRATIVE OFFICES

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REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: Brian Fritsinger, City Administrator 
Date: February 24, 2016

ITEM DESCRIPTION: Approval of Renewal of Consumption and Display Permit

Proposed Action

Staff recommends that the City Council move to approve the renewal of the Consumption and Display Permit for The Tap on 33 Inc. subject to the State of Minnesota approving such permit.

Background/Overview

The City has received a renewal application from The Tap on 33 Inc. for a Consumption and Display Permit at The Tap, 342 Lake Avenue. The current permit expires 3/31/16. A Consumption and Display Permit authorizes an establishment to permit the consumption and display of intoxicating liquor on the premises. The permit does not authorize the sale of intoxicating liquor.

Assuming that the permit is approved by the City Council, the permit is then forwarded to the State for final approval.

Policy Objectives

Approval of a Consumption and Display Permit is required under MN Statutes, Chapter 340A.414.

Financial/Budget/Grant Considerations

The annual fee for issuance of a permit is \$250.00 payable to the Alcohol and Gambling Enforcement. The City does not have a fee for this permit.

Advisory Committee/Commission Action

None.

Supporting Documentation Attached

- Application



Minnesota Department of Public Safety
Alcohol and Gambling Enforcement
445 Minnesota Street, Suite 222
St. Paul, MN 55101
651-201-7512

RENEWAL OF CONSUMPTION AND DISPLAY PERMIT
Permit Fee \$250 (Renewal Date: April 1)

ID# 27505	License Code	CDPBL
The Tap on 33 Inc.		
The Tap		
342 Lake Ave		
Cloquet	MN	55720
Business Phone 2188797246		

**IF NAME AND ADDRESS
SHOWN ARE NOT
CORRECT, MAKE
CHANGES BELOW**

Worker's Comp. Ins. Name BERKLEY Policy # _____ Policy Period 7/1/16 - 7/1/17
WC-22-04-160493-11

City/County where permit approved CLOQUET/CARLTON

Licensee Name THE TAP ON 33 INC

Address, City, State, Zip 342 LAKE AVE CLOQUET MN 55720

Business Phone N/A Email HUGO 33 TAP @ HOTMAIL.COM

By signing this renewal application, applicant certifies that there has been no change in ownership, corporate officers, bylaws, membership, partners, home addresses, or telephone numbers. If changes have occurred during the past 12 months, please give details on the back of this renewal, then sign below.

Applicant's signature on this renewal confirms the following: Failure to report any of the following will result in fines.

1. Applicant confirms that it has never had a liquor license rejected by any city/township/county in the state of Minnesota. If ever rejected, please give details on the back of this renewal, then sign below.
2. Applicant confirms that for the past five years it has not had a liquor license revoked for any liquor law violation (state or local). If a revocation has occurred, please give details on the back of this renewal, then sign below.
3. Applicant confirms that during the past five years it or its employees have not been cited for any civil or criminal liquor law violations. If violations have occurred, please give details on the back of this renewal, then sign below.
4. Applicant confirms that workers compensation insurance is in effect for the full license period.
5. Applicant confirms, no club on-sale intoxicating liquor license is held.
6. Applicant confirms business premises are separate from any other business establishment.

Licensee Signature [Signature] Date 2/19/16
(Signature certifies all application information to be correct and permit has been approved by city/county.)

City Clerk/County Signature _____ Date _____
(Signature certifies that a consumptions and display permit has been approved by the city/county as stated above.)

**MAKE CHECKS PAYABLE TO: DIRECTOR ALCOHOL AND GAMBLING ENFORCEMENT
AND RETURN WITH APPLICATION**

Amount Received _____



ADMINISTRATIVE OFFICES

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REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: Caleb Peterson, Assistant City Engineer
Reviewed by: Brian Fritsinger, City Administrator (3)
Date: February 19, 2016

ITEM DESCRIPTION: Carl Street Overlay Improvement Project

Proposed Action

Staff recommends the City Council hold the hearing on this matter to consider any public comments regarding the proposed improvement, and following the hearing move to adopt the following resolution:

RESOLUTION 16- 15A, A RESOLUTION ORDERING THE IMPROVEMENT AND PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECLAMATION OF CARL STREET FROM THE SOUTH HIGHWAY 33 FRONTAGE ROAD TO WALTER STREET.

Background/Overview

On August 18, 2015, the City Council held a Public Hearing on a proposed Pavement Improvement to the West I-35 Frontage Road from Moorhead Road, north to Highway 33, which is in the immediate neighborhood of Carl Street. Following that Public Hearing, the City Engineer was directed to proceed with this improvement. On August 21, the City Administrator's Office received a petition signed by four of seven property owners along Carl Street requesting a bituminous overlay of their block from the South Highway 33 Frontage Road, west to Walter Street. The City Engineer supports this project and in his opinion it would be best to combine this work with the frontage road improvement. Due to the timing, it is recommended these pavement improvements be bid as one project in 2016.

The existing Carl Street is an approximately 22-foot wide bituminous roadway with no curb. In general, the existing pavement is considered to be in poor condition. Although the typical pavement treatment for such a section would involve a 1-1/2" to 2" overlay the adjoining frontage road reclamation project previously approved by the City Council opens up a second option which warrants further consideration.

Option #1

Option No. 1 consists of a typical 1.5"-2" overlay of the existing road. Such a treatment is the lowest cost option estimated at \$24,000. Overlays are generally considered a major maintenance process whereby the ride quality and watershed ability of the pavement is improved by use of new bituminous cap of the existing road. While very effective in the early years following an improvement, such a project does carry a risk of limited longevity. When a thin overly is placed over a pavement of such poor condition reflective cracking can occur.

This often leads to questions from assessed residents over project quality and can ultimately result in pot-hole formation if the cracks are not sealed in a timely manner. While not the preferred option from a long term performance perspective, a simple Overlay is the lowest cost and as such is considered a feasible alternative. Under the Chapter 12 of City Code area property owners would be assessed for the cost of a 12-foot strip of blacktop 1.5" thick estimated at \$12/front foot.

Option #2

Option No. 2 consists of the full depth reclamation of the existing roadbed as is proposed on the adjacent frontage road. A relatively new pavement improvement process, a reclaim involves grinding of the existing pavement and mixing it with the underlying gravel base. After the new base is shaped and compacted a new bituminous mat is then placed on the reconditioned surface. The reclaim process produces a "like new" road bed, supplementing the existing subgrade while eliminating the risk of reflective cracking. Significantly less costly than traditional reconstruction, reclaims provide a nice alternative for poor condition pavements which warrant improvement between an overlay and reconstruction.

Due to the low traffic volumes and the lack of heavy truck traffic on Carl Street, engineering proposes to repave the road using a single 2" bituminous mat. Estimated at a total cost of \$29,000, Option #2 is slightly more expensive than a traditional overlay. The longer life expectancy of a reclaim and the minimal increase in cost as compared to an overlay make this the preferred alternative from an engineering perspective. Under the Chapter 12 of City Code area property owners would be assessed for the cost of a 12-foot strip of blacktop 2" thick estimated at \$16/front foot.

In the case that the City Council prefers this option, staff has included a resolution authorizing the project as an overlay.

Policy Objectives

To advance proposed capital improvement projects in accordance with State Statutes. Preliminary plans for the project have been prepared and in accordance with MN Statutes Chapter 429, the City Council is required to schedule and give notice of a Public Hearing on the proposed improvement. During this meeting, the Council will take formal public input to assist them in their decision as to how the City should proceed.

Financial/Budget/Grant Considerations

The estimated cost of the project is \$29,000 which is proposed to be funded using the City's Permanent Improvement Fund.

A preliminary assessment role has been prepared in accordance with Chapter 12 of City Code. A copy can be found in appendix B of the Feasibility Study. Total assessment estimates are equal to \$21,500 or approximately 74% of the total project cost.

Advisory Committee/Commission Action

N/A

Supporting Documentation Attached

Resolution No. 16-15A
Resolution No. 16-15B
Feasibility Study

**CITY OF CLOQUET
COUNTY OF CARLTON
STATE OF MINNESOTA**

RESOLUTION NO. 16-15A

**A RESOLUTION ORDERING THE IMPROVEMENT AND PREPARATION OF PLANS
AND SPECIFICATIONS FOR THE RECLAMATION OF CARL STREET FROM THE
SOUTH HIGHWAY 33 FRONTAGE ROAD TO WALTER STREET.**

WHEREAS, On August 21, 2015 the City Administrator's Office received a petition signed by four of seven property owners along Carl Street, requesting a bituminous overlay of their block from the South Highway 33 Frontage Road, west to Walter Street; and

WHEREAS, The City has completed an engineering study of the proposed improvements; and

WHEREAS, The City Engineer has recommended the Full Depth Reclamation of the aging and deteriorated roadway; and

WHEREAS, A resolution of the Council adopted February 2, 2016, 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 2nd day of March 2016, 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 and shall prepare plans and specifications for the making of such improvement.
3. Such improvement is hereby ordered and the City Engineer is hereby authorized to solicit bids for construction.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CLOQUET
THIS 2ND DAY OF MARCH, 2016.**

ATTEST:

Dave Hallback, Mayor

Brian Fritsinger, City Administrator

**CITY OF CLOQUET
COUNTY OF CARLTON
STATE OF MINNESOTA**

RESOLUTION NO. 16-15B

**A RESOLUTION ORDERING THE IMPROVEMENT AND PREPARATION OF PLANS
AND SPECIFICATIONS FOR THE OVERLAY OF CARL STREET FROM THE SOUTH
HIGHWAY 33 FRONTAGE ROAD TO WALTER STREET.**

WHEREAS, On August 21, 2015 the City Administrator's Office received a petition signed by four of seven property owners along Carl Street, requesting a bituminous overlay of their block from the South Highway 33 Frontage Road, west to Walter Street; and

WHEREAS, The City has completed an engineering study of the proposed improvements; and

WHEREAS, The City Engineer has found an overlay of Carl Street to be a feasible and necessary improvement; and

WHEREAS, A resolution of the Council adopted February 2, 2016, 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 2nd day of March 2016, 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 and shall prepare plans and specifications for the making of such improvement.
3. Such improvement is hereby ordered and the City Engineer is hereby authorized to solicit bids for construction.

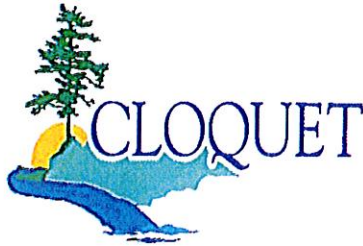
**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CLOQUET
THIS 2ND DAY OF MARCH, 2016.**

ATTEST:

Dave Hallback, Mayor

Brian Fritsinger, City Administrator

CITY OF CLOQUET



FEASIBILITY STUDY

For the

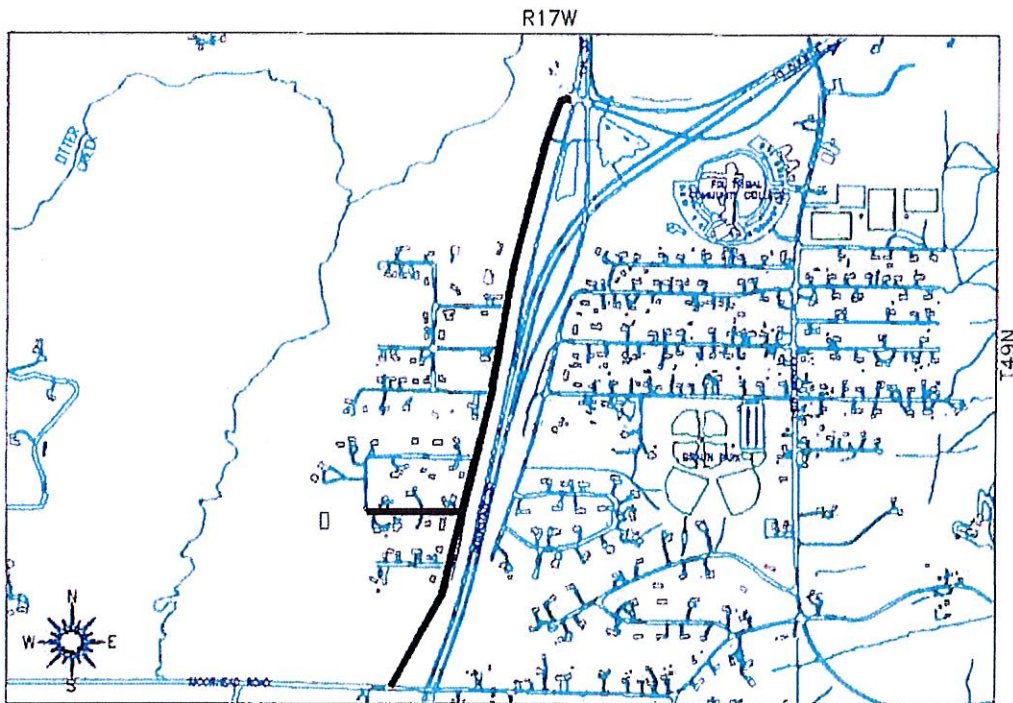
CARL STREET PAVEMENT IMPROVEMENT PROJECT

PROJECT AREA

Carl Street – South Hwy 33 Frontage Rd to Walter Street

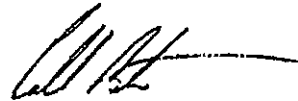
City Project No. 1052

January 26, 2014



CERTIFICATION SHEET

I hereby certify that this report was prepared by me or under my direct supervision, and that I am a duly Registered Professional Engineer under the laws of the State of Minnesota.



Caleb L. Peterson

Date: January 26, 2016

Reg. No. 47900

I. Project Description

On August 21, 2015, the City Administrator's Office received a petition signed by four of seven property owners along Carl Street, requesting a bituminous overlay of their block from the South Highway 33 Frontage Road, west to Walter Street.

On August 18, 2015, the City Council held a public hearing on a proposed Pavement Improvement to the West I-35 Frontage Road from Moorhead Road, north to Highway 33, which is in the immediate neighborhood of Carl Street. Following that public hearing, the City Engineer was directed to proceed with this improvement. Because of the timing, it is recommended that these pavement improvements be completed as one project in 2016.

II. Utilities

Both Carl Street and the South Hwy 33 Frontage Road are existing rural areas. Water main does exist along the frontage road alignment however the pipeline is less than thirty years old and in good condition. No utility improvements are necessary as part of the planned pavement improvements.

III. Street Construction

Back in 1996 the City Engineer's Office proposed to overlay the existing blacktop along Carl Street west of the I-35 frontage road. However, at the project public hearing, a petition from the residents was presented to the City Council requesting the road not be overlaid at that time. As a result, Carl Street was removed from the paving list that summer. Since that time, the existing pavement has continued to show signs of deterioration and over the past year the City Engineer's Office has received a few calls wanting to know when the City was going to do something with this street. In response, back in July, the Engineer sent a letter to the residents indicating if they would like to see some sort of pavement improvement, that a petition be presented to the City Council requesting an overlay. This would involve placing an additional 1-1/2" to 2" thick layer of new blacktop over the existing pavement.

Existing Carl Street is an approximately 22-foot wide bituminous roadway with no curb. Although the typical pavement treatment for such a section would involve a 1-1/2" to 2" overlay the adjoining reclamation project previously approved by the City Council opens up a few more options which warrant further consideration. This study will examine three alternatives as follows:

Option #1

Option No. 1 consists of a typical 1.5"-2" overlay of the existing road. Such a treatment is the lowest cost option estimated at \$24,000. Overlays are generally considered a major maintenance process whereby the ride quality and watershed ability of the pavement is improved by use of new bituminous cap of the existing road. While very effective in the early years following an improvement, such a project does carry a risk of limited longevity. When a thin overlay is placed over a pavement of such poor condition reflective cracking often occurs. This can lead to

questions from assessed residents over project quality and can ultimately result in pot hole formation if the reflective cracks are not sealed in a timely manner. While not the preferred option from a long term performance perspective, a simple Overlay is the lowest cost and as such is considered a feasible alternative. Under the Chapter 12 of City Code area property owners would be assessed for the cost of a 12-foot strip of blacktop 1.5' thick estimated at \$12/front foot.

Option #2

Option No. 2 consists of a 2" mill and overlay of the existing road. A popular process in many pavement preservation programs, the use of a mill to grind and remove a portion of the pavement prior to placing an overlay is thought to help reduce reflective cracking. While limited data exists, our best records indicate that existing Carl Street is paved with only 2'-3' of bituminous. Given the limited pavement section and poor condition of the pavement it is likely that any attempt to mill the existing road would result in a poor base material as the existing pavement would come up in uneven chunks. For this reason a mill and overlay is not considered to be a feasible from a constructability standpoint.

Option #3

Option No. 3 consists of the full depth reclamation of the existing roadbed as is proposed on the adjacent frontage road. A relatively new pavement improvement process, a reclaim involves grinding of the existing pavement and mixing it with the underlying gravel base. After the new base is shaped and compacted a new bituminous mat is then placed on the reconditioned surface. The reclaim process produces a "like new" road bed, supplementing the existing subgrade while eliminating the risk of reflective cracking. Significantly less costly than a traditional reconstruction, reclaims provide a nice alternative for poor condition pavements which warrant improvement between an overlay and reconstruction.

Due to the low traffic volumes and the lack of heavy truck traffic on Carl Street, engineering proposes to repave the road using a single 2" bituminous mat. Existing soils in the area are favorable for road construction leading to significant savings in bituminous costs. While the use of a single lift of pavement is sufficient from a structural standpoint, it should be noted that current industry standards call for two or more lifts of pavement to produce a smoother ride quality. Given the low speeds present on Carl Street, this is not considered to be a major concern.

Estimated at a total cost \$29,000, Option #3 is slightly more expensive than a traditional overlay. Given the longer life expectancy of a reclaim, the minimal increase in cost as compared to an overlay make this option the preferred alternative from an engineering perspective. Under the Chapter 12 of City Code area property owners would be assessed for the cost of a 12-foot strip of blacktop 2" thick estimated at \$16/front foot. A typical section of the proposed improvement can be found in Figure 1 below.

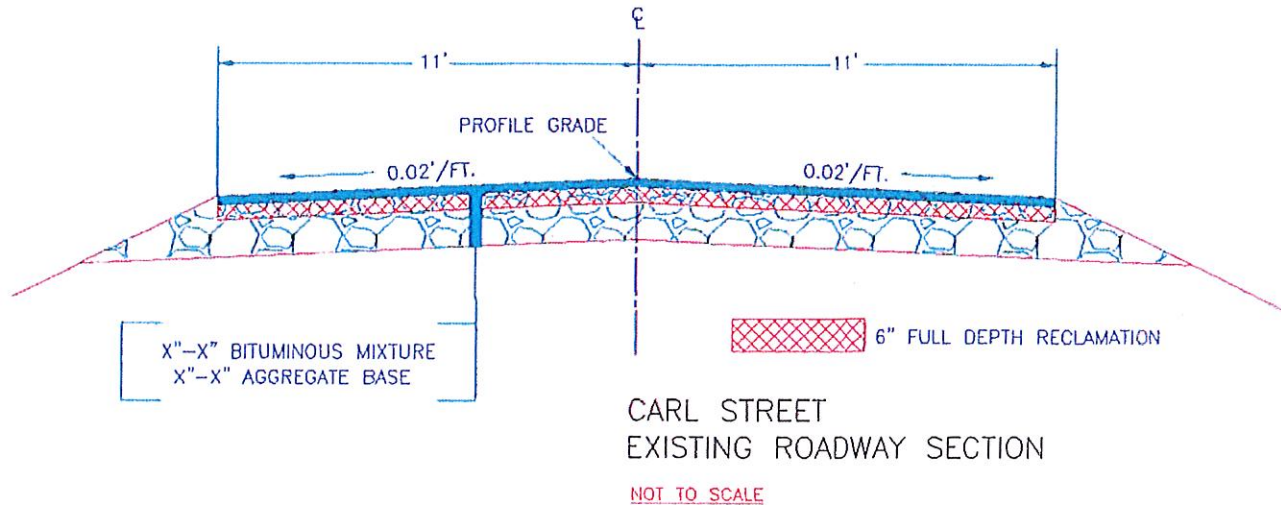


Figure 1 (Proposed Roadway Sections)

In general, the existing pavement on Carl Street is considered to be in poor condition and warrants pavement improvement at this time. Both options one and three are considered to be feasible alternatives however option three is recommended based on lifetime cost of the improvement.

IV. Cost Estimate & Funding

The engineer’s estimate for the project can be found in appendix A of this report. The total construction cost of the recommended Option #3 is estimated at \$29,000 which would be funded using the Permanent Improvement Fund.

A preliminary assessment role has been prepared in accordance with Chapter 12 of City Code. A copy can be found in appendix B of this report. Total assessment estimates for Option #3 are equal to \$21,500 or approximately 74% of the total project cost.

V. Project Schedule

The schedule for the proposed improvements is as follows:

Project Hearing	March 1, 2016
Award Bids.....	April 5, 2016
Start Construction	Summer 2016
Substantial Completion of Construction	September 2016
Assessment Hearing	February 2017

VI. Conclusion & Recommendations

Based upon the information contained in this report, the proposed pavement improvement project is feasible from an engineering and financial standpoint.

APPENDIX A
Engineer's Estimate

CARL STREET
City Project 1052

Option #3 - 6" Reclamation (Preferred)

ITEM NO.	NOTES	SPEC NO.	CONTRACT ITEMS	UNIT	CARL STREET QUANTITY	UNIT PRICE	TOTAL AMOUNT
		2215.501	FULL DEPTH RECLAMATION	SQ YD	2078	2.00	\$ 4,156.00
		2360.501	TYPE SP12.5 WEARING COURSE MIXTURE (3.C)	TON	259	85.00	\$ 22,015.00
							\$ -

Estimated Construction Cost \$ 26,171.00

10% Contingency 2,617.10

Total Estimated Project Cost — \$ 28,788.10

Option #2 - Mill & Overlay

ITEM NO.	NOTES	SPEC NO.	CONTRACT ITEMS	UNIT	CARL STREET QUANTITY	UNIT PRICE	TOTAL AMOUNT
		2232.501	MILL BITUMINOUS SURFACE (1.5")	SQ. YD.	2078	1.00	\$ 2,078.00
		2360.501	TYPE SP12.5 WEARING COURSE MIXTURE (3.C)	TON	249	85.00	\$ 21,165.00
							\$ -

Estimated Construction Cost \$ 23,243.00

10% Contingency 2,324.30

Total Estimated Project Cost — \$ 25,567.30

Option #1 - Overlay

ITEM NO.	NOTES	SPEC NO.	CONTRACT ITEMS	UNIT	CARL STREET QUANTITY	UNIT PRICE	TOTAL AMOUNT
		2357.502	BITUMINOUS MATERIAL FOR TACK COAT	GALLON	108	3.50	\$ 378.00
		2360.501	TYPE SP12.5 WEARING COURSE MIXTURE (3.C)	TON	249	85.00	\$ 21,165.00
							\$ -

Estimated Construction Cost \$ 21,543.00

10% Contingency 2,154.30

Total Estimated Project Cost — \$ 23,697.30

APPENDIX B
Preliminary Special Assessment Roll

2016 Carl Street
 Bituminous Pavement
 City Contract No. 1052

Preliminary Project Assessment Roll

<u>Property Owner</u>	<u>Description</u>	<u>Parcel No.</u>	<u>Assessed Frontage</u>	<u>Street</u>	<u>Total Assessment</u>
<u>WHISPERING PINES (Plat 750)</u>					
ROTTA, DOUGLAS P 1461 CARL STREET CLOQUET MN 55720	WHISPERING PINES Block: 2 Lot: 1	06-750-0100	185.73	\$989.57	\$1,545.57
	WHISPERING PINES E 104.355 FT OF LOT 2	06-750-0125	104.36	\$556.00	
CORDLE, SHANE & STACY S 1469 CARL STREET CLOQUET MN 55720	WHISPERING PINES Block: B Lot: 2 EX E 104.355 FT THEROF & LOT 3	06-750-0120	313.07	\$5,009.04	
HEDRICK REVOCABLE LIVING TRUST HEDRICK, JAMES R 1473 CARL STREET CLOQUET MN 55720	WHISPERING PINES Block: 2 Lot: 4 DOCKET 262081	06-750-0160	216.23	\$3,459.68	
GAINES, VICTOR A 1474 CARL STREET CLOQUET MN 55720	WHISPERING PINES Block: 1 Lot: 4	06-750-0080	220.83	\$3,533.28	
HALL, DAVID E & GRACE A 1470 CARL STREET CLOQUET MN 55720	WHISPERING PINES Block: 1 Lot: 3	06-750-0060	208.71	\$3,339.36	

PARKS, EVANGELINE C
1466 CARL STREET
CLOQUET MN 55720

WHISPERING PINES
Block: 1 Lot: 2

06-750-0040 208.71 \$3,339.36

PALMER, JEFFREY D
1462 CARL STREET
CLOQUET MN 55720

WHISPERING PINES
Block: 1 Lot: 1

06-750-0020 230.75 \$1,230.54

Total Assessed Frontage ---- 1688.4

Total Assessed Amount ---- Street
\$21,456.84



ADMINISTRATIVE OFFICES

1307 Cloquet Avenue • Cloquet, MN 55720
Phone: 218-879-3347 • Fax: 218-879-6555
email: admin@ci.cloquet.mn.us
www.ci.cloquet.mn.us

REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: Caleb Peterson, Assistant City Engineer
Reviewed by: Brian Fritsinger, City Administrator
Date: February 22, 2016

ITEM DESCRIPTION: 3rd Street Reconstruction Improvement Project

Proposed Action

Staff recommends the City Council hold the hearing on this matter to consider any public comments regarding the proposed improvements, and following the hearing move to adopt **RESOLUTION 16-19, ORDERING THE IMPROVEMENT AND PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF 3rd STREET FROM CARLTON AVENUE TO CLOUET AVENUE.**

Background/Overview

As part of the City's 5-Year Capital Improvement Program (CIP) and approved budget, plans are proposed to reconstruct 3rd Street from Carlton Avenue to Cloquet Avenue during 2016. In general, the existing infrastructure along the corridor is considered to be in very poor to failed condition. Some of the issues documented in recent years include sewer back-ups, localized flooding, and a failed pavement surface. While a quick drive down the street leaves little doubt about the need for improvements, a full evaluation of the existing conditions and proposed actions are documented in the attached feasibility study. Special attention should be paid to Section V Sidewalk and Street Construction as current state aid design standards along with the existing topography result in a number of challenges that must be addressed. As Council is aware, it is these surface (roadway, sidewalk etc.) improvements which often generate the most public input.

Preliminary plans for the project have been prepared and in accordance with MN Statutes Chapter 429, the City Council is required to schedule and give notice of a Public Hearing on the proposed improvement. During this meeting, the Council will take formal public input to assist them in their decision as to how the City should proceed.

Possible Site Contamination

Staff was recently contacted by the Minnesota Pollution Control Agency in regards to an ongoing Superfund investigation of the former D's Fabric Care located at 12 2nd Street directly adjacent to the proposed project. The building is a former dry cleaner currently a laundromat. Since the MPCA has not yet fully identified the extent of soil and/or groundwater contamination on the east side of the site, the City has been advised to consider enrolling in the State's Voluntary Investigation and Cleanup (VIC) Program. In terms of construction, there are two items to be aware of:

1. Given the limited data available at this time, the City has the potential to associate itself with the release if an appropriate plan is not provided prior to construction (the act of disturbing contaminated soil or groundwater can associate a party with a release). By enrolling in the VIC program, the City can request a liability assurance letter, which would state that any specific actions proposed would not associate the City with the identified contamination. To do this, the City would need to provide a Proposed Actions letter that summarizes contaminants and describes actions taken at the site during construction.
2. By enrolling in the VIC program, the City would provide a Construction Contingency Plan (CCP) that the MPCA can review and approve. The advantage of having this done prior to construction is that the document outlines what to do in the event contamination is encountered during field activities (namely what actions are taken, how to appropriately handle contaminated media, and what tests to run).

While staff continues to work on this issue, it's apparent that enrollment in the VIC program is in the best interests of the City at this time. It should be noted that it is likely the project could be completed as planned without encountering any contaminated materials. That said, staff is proposing to contract with the local environmental consultant (Bay West) who conducted the preliminary site assessment for the MPCA. Their prior knowledge of site should allow the project to proceed on schedule with the necessary precautions in place.

At this time it is still uncertain what if any reparations the City may be eligible to receive if additional funds are needed for contamination clean-up. Given the number of unknowns surrounding the issue, staff would ask the Council to consider approving the project plans "as is," with the understanding that the project would not be bid until such time that a plan of action to deal with potential contamination is in place. Should said plan involve a significant revision of the estimated costs or scope of work, Staff would bring the project back to Council for reauthorization to bid.

Policy Objectives

To advance proposed capital improvement projects but prior to approval formal public comments will be taken in reference to the proposed improvement.

Financial/Budget/Grant Considerations

The approved 2016 budget includes an estimated cost for this project of \$930,000. The breakdown of funding sources for the project are as follows:

- Municipal State Aid----- \$ 648,000
- Sanitary Sewer Fund----- \$ 110,000
- Water Fund ----- \$ 160,000
- Stormsewer Fund -----\$ 12,000

The preliminary engineer's estimate for the project is \$1,182,000. This number is intended to be conservative as the design continues to progress. A breakdown of project cost by fund is as follows:

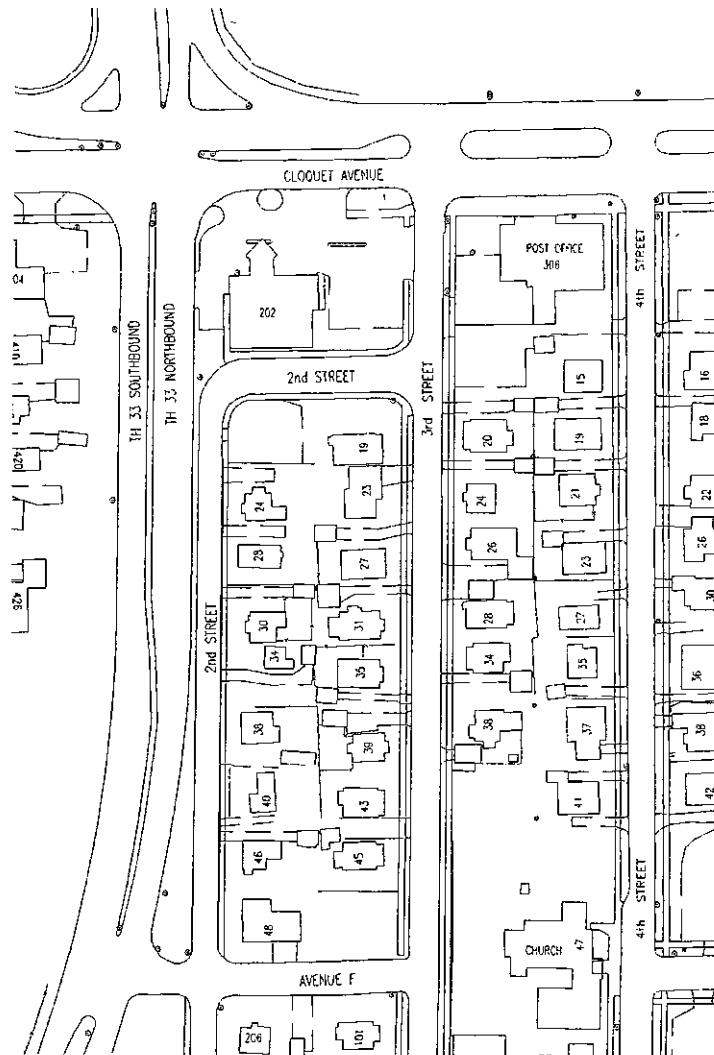
- Municipal State Aid----- \$ 819,000
- Sanitary Sewer Fund----- \$ 172,000
- Water Fund ----- \$ 170,000
- Stormsewer Fund -----\$ 20,000

A preliminary assessment role has been prepared in accordance with Chapter 12 of City Code. A copy can be found in appendix B of the Feasibility Study. Total assessment estimates are equal to \$244,000 or approximately 20% of the total project cost.

Advisory Committee/Commission Action
N/A

Supporting Documentation Attached

- Resolution No. 16-19
- Feasibility Study



**CITY OF CLOQUET
COUNTY OF CARLTON
STATE OF MINNESOTA**

RESOLUTION NO. 16-19

**RESOLUTION ORDERING THE IMPROVEMENT AND PREPARATION OF PLANS
AND SPECIFICATIONS FOR THE RECONSTRUCTION OF 3RD STREET FROM
CARLTON AVENUE TO CLOQUET AVENUE.**

WHEREAS, The City has completed an engineering study to reconstruct 3rd Street from Carlton Avenue to Cloquet Avenue; and

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

WHEREAS, A resolution of the Council adopted February 2, 2016, 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 2nd day of March 2016, 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 and shall prepare plans and specifications for the making of such improvement.
3. Such improvement is hereby ordered and the City Engineer is hereby authorized to solicit bids for construction at such time that a plan of action to deal with potential contamination is in place.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CLOQUET
THIS 2ND DAY OF MARCH, 2016.**

Dave Hallback, Mayor

ATTEST:

Brian Fritsinger, City Administrator

CITY OF CLOQUET, MINNESOTA
 Engineer's Estimate
 3rd Street - Cloquet Ave to Carlton Ave

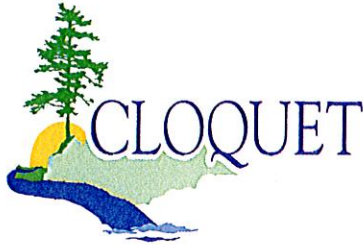
City Project No. 1058
 SAP 112-145-001
 Curb & Gutter, Storm Sewer, Bituminous Paving, and Utility Reconstruction.

ITEM NO.	NOTES	SPEC NO.	CONTRACT ITEMS	UNIT	TOTAL C.P. 1058	UNIT PRICE	AMOUNT
1		2021.501	MOBILIZATION	LUMP SUM	1.0	60,000.00	60000
2		2101.502	CLEARING	EACH	16.0	300.00	4800
3		2101.507	GRUBBING	EACH	18.0	200.00	3600
4	1	2104.501	REMOVE STORM SEWER PIPE	LIN. FT.	381.0	7.50	2858
5	1	2104.501	REMOVE CURB & GUTTER	LIN. FT.	2669.0	2.50	6673
6	1	2104.501	REMOVE RETAINING WALL LESS THAN 2' HEIGHT	LIN. FT.	261.0	2.00	522
7	1	2104.501	REMOVE RETAINING WALL MORE THAN 2' HEIGHT	LIN. FT.	0.0	0.00	0
8	1	2104.503	REMOVE SIDEWALK	SQ. FT.	16003.0	1.50	24005
9	1	2104.505	REMOVE BITUMINOUS PAVEMENT	SQ. YD.	5580.0	3.00	16740
10	1	2104.505	REMOVE CONCRETE PAVEMENT	SQ. YD.	142.0	12.50	1775
11	1	2104.509	REMOVE CONCRETE STEPS	EACH	0.0	0.00	0
12	1	2104.509	REMOVE MANHOLE OR CATCH BASIN	EACH	13.0	300.00	3900
13	1	2104.511	SAWCUT BITUMINOUS PAVEMENT	LIN. FT.	461.0	2.00	922
14	1	2104.511	SAWCUT CONCRETE PAVEMENT	LIN. FT.	174.0	5.00	870
15	1	2104.603	ABANDON PIPE SEWER - SANITARY	LIN. FT.	137.0	10.00	1370
16	2	2105.501	COMMON EXCAVATION	CU. YD.	2541.0	12.00	30492
17	2	2105.507	SUBGRADE EXCAVATION	CU. YD.	2805.0	12.00	33660
18	3	2105.522	SELECT GRANULAR	CU. YD.	2805.0	17.50	49088
19	3	2105.525	TOPSOIL BORROW (LV)	CU. YD.	238.0	35.00	8330
20	3,8	2211.503	AGGREGATE BASE (CV), CLASS 5	CU. YD.	1540.0	30.00	46200
21	4	2357.502	BITUMINOUS MATERIAL FOR TACK COAT	GALLON	257.0	3.00	771
22	5	2360.501	TYPE SP12.5 WEARING COURSE MIXTURE (3,C)	TON	1067.0	85.00	90695
23	3,7	2451.503	GRANULAR BACKFILL (LV)	CU. YD.	100.0	15.00	1500
24	3	2451.507	GRANULAR BEDDING (CV)	CU. YD.	1199.0	20.00	23980
25	3	2451.509	AGGREGATE BEDDING (MOD.) (CV)	CU. YD.	100.0	35.00	3500
26		2503.511	4" PERFORATED TP PIPE DRAIN with SOCK	LIN. FT.	1276.0	14.00	17864
27	9,12	2503.511	6" PVC PIPE SEWER, D3034 SDR 35	LIN. FT.	690.0	45.00	31050
28	11	2503.511	8" PVC PIPE SEWER, D3034, SDR 35	LIN. FT.	1438.0	60.00	86280
29	11	2503.541	12" R.C. PIPE SEWER, DESIGN 3006 CLASS IV	LIN. FT.	261.0	45.00	11745
30	11	2503.541	21" R.C. PIPE SEWER, DESIGN 3006 CLASS IV	LIN. FT.	1174.0	52.00	61048
31	11	2503.541	24" R.C. PIPE SEWER, DESIGN 3006 CLASS IV	LIN. FT.	16.0	60.00	960
32	10	2503.601	MISC. SEWER FITTINGS	LUMP SUM	1.0	2,500.00	2500
33	12	2503.602	8"X6" PVC WYE BRANCH D3034 SDR35	EACH	31.0	250.00	7750
34		2503.602	CONNECT TO EXISTING SANITARY SEWER	EACH	1.0	1,000.00	1000
35	11	2504.602	8" GATE VALVE AND BOX	EACH	3.0	2,200.00	6600
36	11	2504.602	6" HYDRANT AND VALVE, 9' COVER	EACH	1.0	6,000.00	6000
37	12	2504.602	3/4" CORPORATION, CURB STOP, BOX, AND ROD	EACH	33.0	500.00	16500
38	12	2504.602	1.5" CORPORATION, CURB STOP, BOX, AND ROD	EACH	1.0	625.00	625
39	9,12	2504.603	3/4" COPPER WATER SERVICE, TYPE K	LIN. FT.	795.0	30.00	23850
40	9,12	2504.603	1.5" COPPER WATER SERVICE, TYPE K	LIN. FT.	15.0	45.00	675
41		2504.603	6" DIP WATERMAIN, CLASS 52	LIN. FT.	8.0	60.00	480
42	22	2504.603	8" DIP WATERMAIN, CLASS 52	LIN. FT.	1405.0	70.00	98350
43	10	2504.608	MISC. WATERMAIN FITTINGS	POUND	317.0	7.00	2219
44		2506.501	CONSTRUCT DRAINAGE STRUCTURE, DESIGN G	LIN. FT.	32.94	350.00	11529
45	13	2506.501	CONSTRUCT DRAINAGE STRUCTURE, DESIGN 4007	LIN. FT.	62.62	300.00	18786
46		2506.501	CONSTRUCT DRAINAGE STRUCTURE, DESIGN 4020-48	LIN. FT.	80.06	325.00	26020
47		2506.501	CONSTRUCT DRAINAGE STRUCTURE, DESIGN 4020-60	LIN. FT.	11.61	425.00	4934
48		2506.501	CONSTRUCT DRAINAGE STRUCTURE, DESIGN 4021F	LIN. FT.	4.00	600.00	2400
49	14,15	2506.516	CASTING ASSEMBLIES	EACH	30.0	650.00	19500
50		2506.602	EXTERNAL MANHOLE CHIMNEY SEAL	EACH	7.0	300.00	2100
51	16	2521.501	4" CONCRETE SIDEWALK	SQ. FT.	6931.0	4.50	31190
52		2531.501	CONCRETE CURB AND GUTTER, DESIGN B624	LIN. FT.	2928.0	12.50	36600
53	18	2531.507	6" CONCRETE DRIVEWAY PAVEMENT	SQ. YD.	366.0	45.00	16470
54	18	2531.507	8" CONCRETE DRIVEWAY PAVEMENT	SQ. YD.	67.0	55.00	3685
55	17	2531.618	TRUNCATED DOME	SQ. FT.	56.0	35.00	1960
56		2540.618	RETAINING WALL	SQ. FT.	1.0	175,000.00	175000
57		2563.601	TRAFFIC CONTROL	LUMP SUM	1.0	7,500.00	7500

58	19	2573.530	STORM DRAIN INLET PROTECTION	EACH	39.0	125.00	4875
59	19	2573.540	FILTER LOG, TYPE OR COMPOST LOG	LIN. FT.	1380.0	5.00	6900
60	19	2573.550	EROSION CONTROL SUPERVISOR	LUMP SUM	1.0	1,200.00	1200
61	19	2573.601	CONCRETE WASHOUT AREA	LUMP SUM	1.0	1,000.00	1000
62	19	2573.601	OIL ONLY EMERGENCY SPILL KIT	EACH	1.0	500.00	500
63	19	2573.602	STABILIZED CONSTRUCTION EXIT	LUMP SUM	1.0	5,000.00	5000
64	19	2575.505	SODDING, TYPE LAWN	SQ. YD.	2166.0	6.00	12996

TOTAL ESTIMATE -----	\$	1,181,889.25
State Aid	\$	818,690.03
Water	\$	170,369.00
Sanitary Sewer	\$	172,536.00
Storm Sewer	\$	<u>20,294.23</u>
	\$	1,181,889.25

CITY OF CLOQUET



FEASIBILITY STUDY

For the

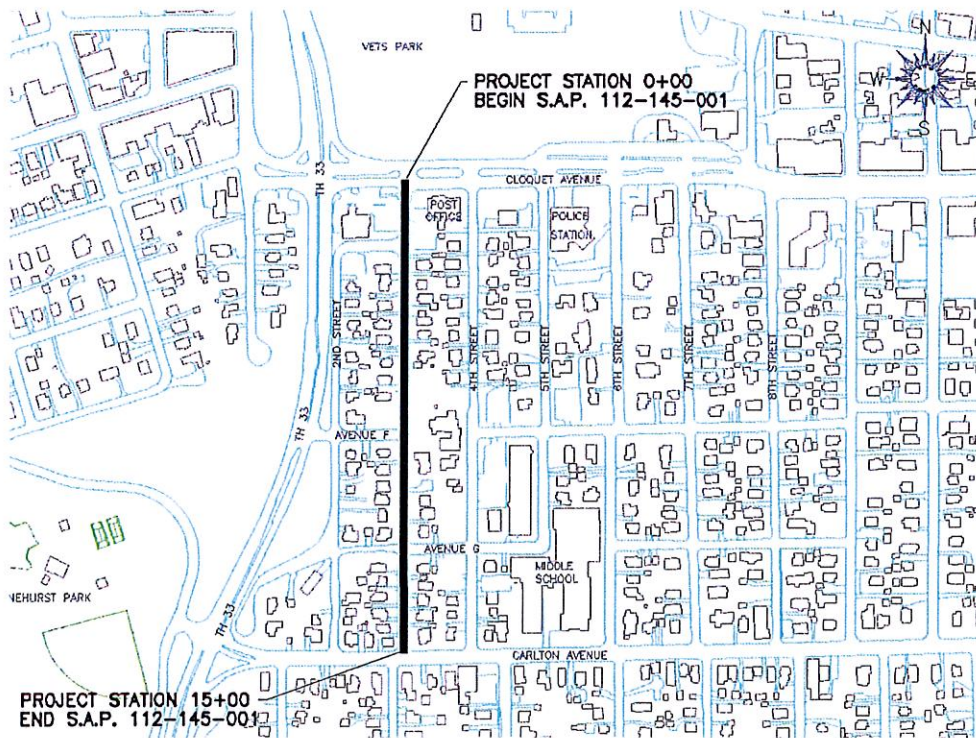
2016 PROPOSED 3rd STREET RECONSTRUCTION PROJECT

PROJECT AREA

3rd Street - Cloquet Avenue to Carlton Avenue

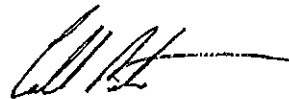
City Project No. 1058

January 15, 2014



CERTIFICATION SHEET

I hereby certify that this report was prepared by me or under my direct supervision, and that I am a duly Registered Professional Engineer under the laws of the State of Minnesota.



Caleb L. Peterson

Date: January 15, 2016

Reg. No. 47900

I. Project Description

As part of the City's 5-Year Capital Improvement Program (CIP), preliminary plans have been assembled to reconstruct 3rd Street from Cloquet Avenue to Carlton Avenue during the summer of 2016. The project is proposed to include the total reconstruction of the street, curb and gutter, sidewalk, watermain, sanitary and storm sewers along the route.

II. Watermain

The existing watermain under 3rd Street appears to be original town infrastructure, likely installed in early 1900's or before. The 10" pipe was once a trunk main for the City however that designation has since been relocated with the reconstruction of 2nd Street in the late 1990's. No breaks have been documented on the existing pipeline over the past 20 years but its proximity to the existing sewer and likely lead calked joints no longer comply with current health codes. The age and code issues in the existing system warrant replacement prior to construction of a new roadway.

The proposed design includes a new 8" diameter Ductile Iron watermain located along the same alignment as the existing pipe. Under this scenario, the existing sanitary sewer would have to be relocated to the centerline of the roadway to provide a mandatory 10 feet of horizontal separation between the two facilities as required under current Health Department standards.

III. Sanitary Sewer

The existing 10" clay tile sewer along 3rd Street is also over 100 years in age. Despite plentiful grade down the hill, a number of private service and mainline sewer back-ups have been documented over the past 30 years. Root intrusion into the pipeline is a major issue, and the structural capacity is highly questionable. Recent attempts to televise the sewermain have indicated multiple holes/voids in both the main and associated manholes with severe cracking in multiple locations. In 2010 the City attempted to have the sewer main lined with cured in place pipe however this option was found to be infeasible due the poor structural condition and limited access with the existing watermain located directly above the sewer.

The recommend improvement includes the installation of a new 8" PVC sewer to be located under the centerline of the new roadway. Those sections of existing sewer not removed as part of the new watermain construction would be abandoned in place.

IV. Storm Sewer

Currently two drainage systems exist in the project area however only one actually serves 3rd Street. An existing one block segment of 21" storm sewer extends south from Cloquet Avenue to serve the entire 3rd Street drainage area. The system is comprised of newer concrete pipe which was installed in the late 90s. While the existing pipe has adequate capacity to serve the area, the lack of catch basin intakes on the short length of pipe create localized flooding issues as water sheet flows down the hill overwhelming the limited number of drain structures which are present.

A second small diameter storm sewer exists along the Avenue G corridor starting at the Middle School and flowing west to Highway 33. No intakes serve the 3rd Street area however an opportunity exists to reroute this water north down 3rd Street relieving some pressure on the undersized Highway 33 drainage infrastructure.

It is recommended that the existing storm sewer be replaced and extended south to the intersection of 3rd Street and Avenue G. While the existing grades allow for overland flow, the extension and additional intake capacity will be required in order to meet State Aid standards for width of flow along the curbs. The extension will also allow for relief of current issues with localized flooding and highway storm sewer capacity. Due to Health Department standards, all of the existing storm sewer will have to be replaced to provide horizontal separation from the watermain.

V. **Street & Sidewalk Construction**

The existing road right-of-way on 3rd Street is 60 feet in width however the topography of the site and minimal set-backs of buildings along both sides create a corridor which functions much narrower. The existing street is approximately 28 feet wide with sidewalk and boulevard along both sides. The route is lined with mature trees which have outgrown the available space causing heaving in the adjacent curb and sidewalk. A long retaining wall (approximately 375 feet) runs along the east side of street. Beginning to crumble in places, the wall is reaching the end of its useful life.

The primary design challenges with the route are due to the steep topography/grades and the narrow footprint of the existing road bed. Currently, the City allows parking along both sides of road despite the narrow 28 foot width. Under state aid standards, a minimum width of 38 feet is required to allow parking along both sides of the street. With the steep grades south of 2nd Street, such a section would be infeasible as the wider road would take out the sidewalk and boulevard on both sides of street and produce driveway grades that would be problematic for area residents. With the majority of traffic and parking around the Post Office between 2nd Street and Cloquet Avenue; two separate typical sections are recommended.

From 2nd Street to Cloquet Avenue a wider 38-foot roadway would be implemented with sidewalks located directly behind the curb along both sides of the street. Such a segment would preserve the parking and pedestrian infrastructure on this higher volume block. As the available roadway footprint narrows south of 2nd Street, a narrower 32-foot wide road is proposed allowing parking to be preserved along the west side of road with a 5 foot walk and 6 foot boulevard along the east side. Figure 1 on the next page illustrates the proposed roadway sections for 3rd Street.

Staff continues to research options for the existing retaining wall. A preliminary assessment by structural engineers from SEH indicates the existing wall is near the end of its useful life despite the fact that it remains vertical. Further exploration has revealed no evidence of structural ties or an adequate footing. For the purpose of this report, a conservative estimate for total replacement was used of \$175,000. This number will likely change as the actual material type and extent of work continue to be refined. Regardless, the limited life expectancy of the existing wall warrants some amount of repair and/or replacement as part of the road construction.

A preliminary assessment role has been prepared in accordance with Chapter 12 of City Code. A copy can be found in appendix B of this report. Total assessment estimates are equal to \$244,000 or approximately 20% of the total project cost.

VII. Project Schedule

The schedule for the proposed improvements is as follows:

Project Hearing	March 1, 2016
Award Bids.....	April 5, 2016
Start Construction	June 2016
Substantial Completion of Construction	September 2016
Assessment Hearing	February 2017

VIII. Conclusion & Recommendations

Based upon the information contained in this report, the proposed 3rd Street Reconstruction Project is feasible from an engineering and financial standpoint.

APPENDIX A
Engineer's Estimate


APPENDIX B
Preliminary Special Assessment Roll



ADMINISTRATIVE OFFICES

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Phone: 218-879-3347 • Fax: 218-879-6555
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REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: Brian Fritsinger, City Administrator 
Date: February 23, 2016

ITEM DESCRIPTION: 2016 Bond Refunding

Proposed Action

Staff recommends the City Council move to adopt **RESOLUTION NO. 16-18, ACCEPTING PROPOSAL ON THE SALE OF \$1,115,000 GENERAL OBLIGATION TAX ABATEMENT REFUNDING BONDS, SERIES 2016A, PROVIDING FOR THEIR ISSUANCE AND PLEDGING FOR THE SECURITY THEREOF CERTAIN REVENUES.**

Background/Overview

In 2009, The City issued \$1,500,000 in General Obligation Tax Abatement Bonds, Series 2009A. These bonds were issued to finance the costs of swimming pool improvements at the Pinehurst Park Swimming Pond.

This bond has current interest rates ranging between 2.0% and 4.40% with an average interest rate of 4.25%. This refunding is considered an Advance Refunding as the new bonds will be issued more than 90 days prior to the call date of the obligations being refunded. The City Council called for the sale at its February 16, 2016 meeting. The City subsequently has been working with Standard and Poor's to update the City's bond rating. This bond rating will also impact the terms of the bond refunding. At the term of this report, staff has not yet learned if the City's current rating of AA+/Stable will be changed. Our rating was last upgraded in 2013.

Policy Objectives

The City has an obligation to manage the City's financial well-being by monitoring opportunities to reduce costs to the tax payers of the community. In refunding bonds, the City must do so pursuant to Minnesota Statutes, Chapters 469 and 475.

Financial/Budget/Grant Considerations

The average interest rate estimated with the refunding is 1.97%. The refunding is expected to reduce interest expense by approximately \$82,384 over the next 12 years, beginning with taxes payable in 2018. The net present value benefit of the refunding is estimated to be \$71,636.

The City's financial advisor, Ehlers & Associates, was to have received proposals after the writing of this staff report. As a result, the specific details of the refunding will be presented to the City Council at its March 2, 2016 meeting.

Advisory Committee/Commission Action

None

Supporting Documentation Attached

- Resolution No. 16-18

**EXTRACT OF MINUTES OF A MEETING OF THE
CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA**

HELD: March 2, 2016

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Cloquet, Minnesota was duly called and held at the City Hall in said City on the 2nd day of March, 2016, at 7:00 o'clock P M.

The following members were present:

and the following were absent:

Member _____ introduced the following resolution and moved its adoption:

CITY OF CLOQUET, MINNESOTA

RESOLUTION NO. 16-_____

**RESOLUTION ACCEPTING PROPOSAL ON THE SALE OF \$1,115,000 GENERAL
OBLIGATION TAX ABATEMENT REFUNDING BONDS, SERIES 2016A, PROVIDING
FOR THEIR ISSUANCE AND PLEDGING FOR THE SECURITY THEREOF
CERTAIN REVENUES.**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLOQUET (the
"City") AS FOLLOWS:**

A. **WHEREAS**, the City has heretofore issued its \$1,500,000 General Obligation Tax Abatement Bonds, Series 2009A, dated August 8, 2009 (the "2009 Bonds"), pursuant to a resolution adopted on July 21, 2009, approving such issuance (the "2009 Bond Resolution"); and

B. **WHEREAS**, the 2009 Bonds were issued pursuant to Minnesota Statutes, Chapters 469 and 475, to finance the construction of a certain public improvements (the "Project") in the City; and

C. **WHEREAS**, the City hereby determines and declares that it is necessary and desirable to issue its \$1,115,000 General Obligation Tax Abatement Refunding Bonds, Series 2016A (the "Bonds") pursuant to Minnesota Statutes, Chapters 469 and 475, to refund in advance of maturity the 2009 Bonds maturing in the years 2020 through 2030; and

D. **WHEREAS**, the advance refunding of the 2009 Bonds is consistent with the covenants made with the bondholders thereof and will reduce the debt service cost to the City; and

E. **WHEREAS**, the City has retained Ehlers & Associates, Inc., in Roseville, Minnesota (“Ehlers”) as its independent financial advisor for the Bonds, and Ehlers has solicited proposals to purchase the bonds pursuant to Minnesota Statutes, Section 475.60 and received the proposals listed on Exhibit B to this Resolution; and

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

1. Sale of Bonds; Purpose.

1.01. The proposal of _____ (the “Purchaser”) to purchase the Bonds (or individually, a “Bond”) in accordance with the terms established for the Bonds, at the rates of interest hereinafter set forth, and to pay therefor the sum of \$ _____, plus interest accrued to the date of delivery of the Bonds, is hereby found, determined and declared to be the most favorable proposal received and is hereby accepted, and the Bonds are hereby awarded to said Purchaser.

1.02. The Bonds shall be titled “General Obligation Tax Abatement Refunding Bonds, Series 2016A”, shall be dated March 29, 2016, as the date of original issue and shall be issued forthwith on or after such date as fully registered bonds. The City assumes no obligation for the assignment or printing of CUSIP numbers on the Bonds or for the correctness of any CUSIP numbers printed thereon. The City will permit such numbers to be printed on the Bonds at the expense of the Purchaser, provided; that the City shall not be responsible for any delay in delivery of the Bonds occasioned thereby. The Bonds shall be numbered from R-1 upward in the denomination of \$5,000 each or in any integral multiple thereof of a single maturity (the “Authorized Denominations”). The Bonds shall mature on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2019	\$80,000	2025	\$90,000
2020	\$85,000	2026	\$95,000
2021	\$90,000	2027	\$95,000
2022	\$85,000	2028	\$100,000
2023	\$90,000	2029	\$105,000
2024	\$95,000	2030	\$105,000

1.03. The Bonds shall provide funds to finance the advance refunding of the 2020 through 2030 maturities of the 2009 Bonds. It is hereby found, determined and declared that the advance refunding of the 2009 Bonds is pursuant to Minnesota Statutes, Section 475.67, is consistent with the covenants made to the Bondholder thereof and shall result in a reduction of debt service cost to the City. The refunding of the 2009 Bonds satisfies the debt service test contained in Minnesota Statute, Section 475.67, subd. 12.

1.04. The Bonds shall bear interest payable semiannually on February 1 and August 1 of each year (each, an “Interest Payment Date”) commencing on February 1, 2017, calculated on the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to rules of the Municipal Securities Rulemaking Board, at the respective rates per annum set forth opposite the maturity years as follows:

<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>
2019	_____ %	2025	_____ %
2020	_____ %	2026	_____ %
2021	_____ %	2027	_____ %
2022	_____ %	2028	_____ %
2023	_____ %	2029	_____ %
2024	_____ %	2030	_____ %

True Interest Cost: _____ %

Section 2. Book Entry Only System. The Depository Trust Company, a limited purpose trust company organized under the laws of the State of New York, or any of its successors or its successors to its functions hereunder (the “Depository”), will act as securities depository for the Bonds, and to this end:

(a) The Bonds shall be initially issued and, so long as they remain in book entry form only (the “Book Entry Only Period”), shall at all times be in the form of a separate single fully registered Bond for each maturity of the Bonds; and for purposes of complying with this requirement under Section 6, Authorized Denominations for any Bond shall be deemed to be limited during the Book Entry Only Period to the outstanding principal amount of that Bond.

(b) Upon initial issuance, ownership of the Bonds shall be registered in a bond register maintained by the Registrar (as hereinafter defined) in the name of Cede & Co., as the nominee (it or any nominee of the existing or a successor Depository, the “Nominee”).

(c) With respect to the Bonds, neither the City nor the Registrar shall have any responsibility or obligation to any broker, dealer, bank, or any other financial institution for which the Depository holds Bonds as securities depository, (the “Participant”) or the person for which a Participant holds an interest in the Bonds shown on the books and records of the Participant (the “Beneficial Owner”). Without limiting the immediately preceding sentence, neither the City, nor the Registrar, shall have any such responsibility or obligation with respect to (A) the accuracy of the records of the Depository, the Nominee or any Participant with respect to any ownership interest in the Bonds, or (B) the delivery to any Participant, any Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or (C) the payment to any Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the principal of, premium, if any, or interest on the Bonds, or (D) the consent given or other action taken by the Depository as the Registered Holder of any Bonds (the “Holder”). For purposes of securing the vote or consent

of any Holder under this Resolution, the City may, however, rely upon an omnibus proxy under which the Depository assigns its consenting or voting rights to certain Participants to whose accounts the Bonds are credited on the record date identified in a listing attached to the omnibus proxy.

(d) The City and the Registrar may treat as and deem the Depository to be the absolute owner of the Bonds for the purpose of payment of the principal of and premium, if any, and interest on the Bonds, for the purpose of giving notices of redemption and other matters with respect to the Bonds, for the purpose of obtaining any consent or other action to be taken by Holders for the purpose of registering transfers with respect to such Bonds, and for all purposes whatsoever. The Registrar, as paying agent hereunder, shall pay all principal of and premium, if any, and interest on the Bonds only to or upon the Holder or the Holders of the Bonds as shown on the Bond register, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum or sums so paid.

(e) Upon delivery by the Depository to the Registrar of written notice to the effect that the Depository has determined to substitute a new Nominee in place of the existing Nominee, and subject to the transfer provisions in Section 6 hereof, references to the Nominee hereunder shall refer to such new Nominee.

(f) So long as any Bond is registered in the name of a Nominee, all payments with respect to the principal of and premium, if any, and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, by the Registrar or City, as the case may be, to the Depository as provided in the Letter of Representations to the Depository required by the Depository as a condition to its acting as book-entry Depository for the Bonds (said Letter of Representations, together with any replacement thereof or amendment or substitute thereto, including any standard procedures or policies referenced therein or applicable thereto respecting the procedures and other matters relating to the Depository's role as book-entry Depository for the Bonds, collectively hereinafter referred to as the "Letter of Representations").

(g) All transfers of beneficial ownership interests in each Bond issued in book-entry form shall be limited in principal amount to Authorized Denominations and shall be effected by procedures by the Depository with the Participants for recording and transferring the ownership of beneficial interests in such Bonds.

(h) In connection with any notice or other communication to be provided to the Holders pursuant to this Resolution by the City or the Registrar with respect to any consent or other action to be taken by Holders, the Depository shall consider the date of receipt of notice requesting such consent or other action as the record date for such consent or other action; provided, that the City or the Registrar may establish a special record date for such consent or other action. The City or the Registrar shall, to the extent possible, give the Depository notice of special record date not less than 25 calendar days in advance of such special record date to the extent possible.

(i) Any successor Registrar in its written acceptance of its duties under this Resolution and any paying agency/bond registrar agreement, shall agree to take any actions necessary from time to time to comply with the requirements of the Letter of Representations.

(j) In the case of a partial prepayment of a Bond, the Holder may, in lieu of surrendering the Bond for a Bond of a lesser denomination as provided in Section 6 hereof, make a notation of the reduction in principal amount on the panel provided on the Bond stating the amount so redeemed.

Section 3. Termination of Book-Entry Only System. Discontinuance of a particular Depository's services and termination of the book-entry only system may be effected as follows:

(a) The Depository may determine to discontinue providing its services with respect to the Bonds at any time by giving written notice to the City and discharging its responsibilities with respect thereto under applicable law. The City may terminate the services of the Depository with respect to the Bonds if it determines that the Depository is no longer able to carry out its functions as securities depository or the continuation of the system of book-entry transfers through the Depository is not in the best interests of the City or the Beneficial Owners.

(b) Upon termination of the services of the Depository as provided in the preceding paragraph, and if no substitute securities depository willing to undertake the functions of the depository hereunder can be found which, in the opinion of the City, is willing and able to assume such functions upon reasonable or customary terms, or if the City determines that it is in the best interests of the City or the Beneficial Owners of the Bonds that the Beneficial Owners be able to obtain certificates for the Bonds, the Bonds shall no longer be registered as being registered in the bond register in the name of the Nominee, but may be registered in whatever name or names the Holder of the Bonds shall designate at that time, in accordance with Section 6 hereof. To the extent that the Beneficial Owners are designated as the transferee by the Holders, in accordance with Section 6 hereof, the Bonds will be delivered to the Beneficial Owners.

(c) Nothing in this Section 3 shall limit or restrict the provisions of Section 6 hereof.

The City Administrator is authorized and directed to execute in the name of the City the Letter of Representations in substantially the form on file in the office of the City. In the event of the disability or the resignation or other absence of the City Administrator of the City, such other officer of the City who may act in his or her behalf shall without further act or authorization of the City do all things and execute all instruments and documents required to be done or to be executed by such absent or disabled official. The provisions in the Letter of Representations are incorporated herein by reference and made a part of this Resolution, and if and to the extent any such provisions are inconsistent with the other provisions of this Resolution, the provisions in the Letter of Representations shall control.

Section 4. Redemption.

4.01. At the option of the City, Bonds maturing on or after February 1, 2025, shall each be subject to call and prior payment on February 1, 2024, or on any date thereafter at a price

equal to the principal amount thereof to be redeemed plus interest accrued to the date of redemption. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, the selection of the Bonds remaining unpaid to be prepaid shall be at the discretion of the City. If only part of the Bonds having a common maturity date are called for prepayment the City will notify the Depository of the particular amount of such maturity to be prepaid. The Depository will determine by lot the amount of participant's interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interest in such maturity to be redeemed.

[4.02. Bonds maturing in the years _____ (the "Term Bonds") are subject to mandatory redemption on February 1 in the years and principal amounts as follows:

Mandatory Redemption Schedule

Term Bonds Due _____

<u>Redemption</u> <u>(February 1)</u>	<u>Amount</u>
--	---------------

or, if less than such amount is then outstanding, an amount equal to the aggregate principal amount of the Bonds then outstanding. The City may, at its option, to be exercised on or before the thirtieth day preceding any mandatory redemption date specified above deliver to the Registrar written notice which shall (a) specify a principal amount of Term Bonds previously redeemed (otherwise than pursuant to the above Mandatory Redemption Schedule) or purchased and cancelled by the Registrar and not theretofore applied as a credit against any redemption of Term Bonds pursuant to the above Mandatory Redemption Schedule, and (b) instruct the Registrar to apply the principal amount of such Term Bonds so delivered or previously redeemed or purchased and cancelled for credit against the principal installments to be prepaid pursuant to the Mandatory Redemption Schedule. Each such Term Bond so delivered or previously redeemed or purchased and cancelled shall be credited by the Registrar in the order directed by the Authority at succeeding and future principal installments to be prepaid pursuant to the Mandatory Redemption Schedule.

The specific Term Bonds to be redeemed will be selected by lot by the Registrar. All prepayments will be at a price of par plus accrued interest.]

Section 5. Registration and Payment.

5.01. The Bonds shall be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

5.02. Each Bond shall be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case such Bond shall be dated as of the date of authentication, or (ii) the date of authentication is prior to the first Interest Payment Date, in which case such bond shall be dated as of the date of original issue. The interest on the Bonds shall be payable to the owner of record thereof as of the close of business on the fifteenth day of the month preceding the interest payment date, whether or not such day is a business day.

Section 6. Registration. The City appoints Bond Trust Services Corporation, in Roseville, Minnesota, as bond registrar and paying agent (the "Registrar"). The effect of registration and the rights and duties of the City and the Registrar with respect thereto shall be as follows:

(a) Register. The Registrar shall keep at its principal office a bond register in which the Registrar shall provide for the registration of ownership of the Bonds and the registration of transfers or exchanges of the Bonds.

(b) Transfer of Bonds. Upon surrender for transfer of the Bonds duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, a new Bond of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may close the books for registration of any transfer after the fifteenth day of the month preceding each Interest Payment Date and until such Interest Payment Date.

(c) Cancellation. The Bonds surrendered upon any transfer shall be promptly canceled by the Registrar and thereafter disposed of as directed by the City.

(d) Improper or Unauthorized Transfer. When any Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and the requested transfer is legally authorized. The Registrar shall incur no liability for its refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(e) Persons Deemed Owners. The City and the Registrar may treat the person(s) in whose name(s) the Bonds are at any time registered in the bond register as the absolute owners of the Bonds, whether the Bonds shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of or interest on such Bonds and for all other purposes, and all such payments so made to any such registered owners or upon the owners' order shall be valid and effectual to satisfy and discharge the liability of the City upon such Bonds to the extent of the sum or sums so paid.

(f) Taxes, Fees and Charges. For every transfer or exchange of Bonds, the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee, or other governmental charge required to be paid with respect to such transfer or exchange.

(g) Mutilated, Lost, Stolen or Destroyed Bonds. In case any Bond shall become mutilated or be lost, stolen, or destroyed, the Registrar shall deliver a new Bond of like amount, maturity dates and tenor in exchange and substitution for and upon cancellation of such mutilated Bond or in lieu of and in substitution for such Bond lost, stolen, or destroyed, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond lost, stolen, or destroyed, upon filing with the Registrar of evidence satisfactory to it that such Bond was lost, stolen or destroyed, and of the ownership thereof, and upon furnishing to the Registrar of an appropriate bond or indemnity in form, substance, and amount satisfactory to it, in which both the City and the Registrar shall be named as obligees. All Bonds so surrendered to the Registrar shall be canceled by it and evidence of such cancellation shall be given to the City. If the mutilated, lost, stolen, or destroyed Bond has already matured or been called for redemption in accordance with its terms, it shall not be necessary to issue a new Bond prior to payment.

(h) Redemption. In the event the Bonds are called for redemption, if applicable, notice thereof will be given by the Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) not less than 30 days prior to the date fixed for redemption to the registered owner of the Bonds to be redeemed at the address shown on the registration books kept by the Registrar. Failure to give notice by publication or by mail to any registered owner, or any defect therein, will not affect the validity of any proceeding for the redemption of the Bonds. The Bonds when so called for redemption will cease to bear interest after the specified redemption date, provided that the funds for the redemption are on deposit with the Registrar at the place of payment at the time.

Section 7. Execution, Authentication and Delivery. The Bonds shall be prepared under the direction of the City Administrator of the City and shall be executed on behalf of the City by the manual signatures, or facsimile thereof, of its Mayor and the City Administrator. In case any officer whose signature, or a facsimile of whose signature, shall appear on the Bonds shall cease to be such officer before the delivery of the Bonds, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. Notwithstanding such execution, the Bonds shall not be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication on such Bonds has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of Authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on the Bond shall be conclusive evidence that it has been authenticated and delivered under this resolution. When the Bond has been so executed and authenticated, it shall be delivered by the City Administrator or Registrar to the Purchaser thereof upon payment of the purchase price, and the Purchaser shall not be obligated to see to the application of the purchase price.

Section 8. Temporary Bonds. The City may elect to deliver, in lieu of printed definitive bonds, one or more typewritten temporary bonds in substantially the form set forth in

Section 9, with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Such temporary bonds may be executed with photocopied facsimile signatures of the Mayor and City Administrator. Such temporary bonds shall, upon the printing of the definitive bonds and the execution thereof, be exchanged therefor and canceled.

Section 9. Form of Bond.

9.01. The Bonds, together with the Bond Registrar's Certificate of Authentication, the form of Assignment and the registration information thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF CARLTON
CITY OF CLOQUET

No. R-

GENERAL OBLIGATION TAX ABATEMENT REFUNDING BONDS, SERIES 2016A

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>
		March 29, 2016

Registered Owner: _____
Principal Sum: _____

KNOW ALL PERSONS BY THESE PRESENTS that the City of Cloquet, Minnesota, a duly organized and existing municipal corporation in Carlton County, Minnesota (the "City") acknowledges itself to be indebted and for value received hereby promises to pay to the registered owner set forth above, or registered assigns, the principal sum set forth above on the maturity date specified above, and to pay interest thereon from the date hereof at the annual rate specified above, payable February 1 and August 1 of each year (each, an "Interest Payment Date") commencing February 1, 2017, (calculated on the basis of a 360-day year of twelve 30-day months and rounded pursuant to the rules of the Municipal Securities Rulemaking Board) to the person in whose name this bond is registered at the close of business on the 15th day of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by Bond Trust Services Corporation, Roseville, Minnesota, Registrar and Paying Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith, credit and taxing powers of the City have been and are hereby irrevocably pledged. **(So long as this Bond is registered in the name of the Depository or its Nominee as provided in the Resolution hereinafter described, and as those terms are defined therein, payment of principal of and interest on this Bond and notice with respect thereto shall be made as provided in the Letter of Representations, as defined in the Resolution, and surrender of this Bond shall not be required for payment of the redemption price upon a partial redemption of this Bond. Until termination of the book-entry only system pursuant to the Resolution, Bonds may only be registered in the name of the Depository or its Nominee.)***

* Include only until termination of the book-entry only system.

At the option of the City, Bonds maturing on or after February 1, 2025, shall each be subject to call and prior payment on February 1, 2024, or on any date thereafter at a price equal to the principal amount thereof to be redeemed plus interest accrued to the date of redemption. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, the selection of the Bonds remaining unpaid to be prepaid shall be at the discretion of the City. If only part of the Bonds having a common maturity date are called for prepayment the City will notify the Depository of the particular amount of such maturity to be prepaid. The Depository will determine by lot the amount of participant's interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interest in such maturity to be redeemed.

[Bonds maturing in the years _____ (the "Term Bonds") are subject to mandatory redemption on February 1 in the years and principal amounts as follows:

Mandatory Redemption Schedule

Term Bonds Due _____

<u>Redemption</u>	
<u>(February 1)</u>	<u>Amount</u>

or, if less than such amount is then outstanding, an amount equal to the aggregate principal amount of the Bonds then outstanding. The City may, at its option, to be exercised on or before the thirtieth day preceding any mandatory redemption date specified above deliver to the Registrar written notice which shall (a) specify a principal amount of Term Bonds previously redeemed (otherwise than pursuant to the above Mandatory Redemption Schedule) or purchased and cancelled by the Registrar and not theretofore applied as a credit against any redemption of Term Bonds pursuant to the above Mandatory Redemption Schedule, and (b) instruct the Registrar to apply the principal amount of such Term Bonds so delivered or previously redeemed or purchased and cancelled for credit against the principal installments to be prepaid pursuant to the Mandatory Redemption Schedule. Each such Term Bond so delivered or previously redeemed or purchased and cancelled shall be credited by the Registrar in the order directed by the Authority at succeeding and future principal installments to be prepaid pursuant to the Mandatory Redemption Schedule.

The specific Term Bonds to be redeemed will be selected by lot by the Registrar. All prepayments will be at a price of par plus accrued interest.]

The City Council of the City has designated the Bonds as "qualified tax exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue code of 1986, as amended (the "Code"), relating to disallowance of interest expense for financial institutions and within the \$10 million limitation allowed by the Code for the calendar year of issue.

This bond is one of an issue in the aggregate principal amount of \$1,115,000 all of like original issue date and tenor, except as to number, maturity date, and interest rate, all issued pursuant to a resolution adopted by the City Council of the City on March 2, 2016 (the "Resolution"), for the purpose providing funds to finance the advance refunding of the City's General Obligation Tax Abatement Bonds, Series 2009A, which bonds were issued to provide funds to finance the construction of certain public improvements in the City. Pursuant to the Resolution, the City has pledged to the payment of this Bond tax abatements generated from certain designated real property in the City. The full faith and credit of the City are irrevocably pledged for payment of this Bond and the City Council has obligated itself to levy ad valorem taxes on all taxable property in the City in the event of any deficiency in revenues pledged, which taxes may be levied without limitation as to rate or amount. The Bonds of this series are issued only as fully registered bonds in Authorized Denominations (as defined in the Resolution described above).

As provided in the Resolution and subject to certain limitations set forth therein, this Bond is transferable upon the books of the City at the principal office of the Bond Registrar, by the registered owner hereof in person or by the owner's attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the owner's attorney; and may also be surrendered in exchange for Bonds of other authorized denominations. Upon such transfer or exchange the City will cause a new Bond or Bonds to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, bearing interest at the same rate and maturing on the same date, subject to reimbursement for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The City and the Bond Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof, whether this Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the City nor the Bond Registrar shall be affected by any notice to the contrary.

This Bond is not valid or obligatory for any purpose or entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon has been executed by the Bond Registrar by manual signature of one of its authorized representatives.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions, and things required by the Constitution and laws of the State of Minnesota to be done, to have happened, and to be performed precedent to and in the issuance of this Bond have been done, have happened, and have been performed in regular and due form, time, and manner as required by law; and that this Bond, together with all other indebtedness of the City outstanding on the date hereof and on the date of its actual issuance and delivery, does not cause the indebtedness of the City to exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, the City of Cloquet, Carlton County, Minnesota, by its City Council, has caused this Bond to be executed by the manual signatures, or facsimiles thereof, of the Mayor and the City Administrator and has caused this Bond to be dated March 29, 2016.

City Administrator

Mayor

CERTIFICATE OF AUTHENTICATION

This is one of the bonds delivered pursuant to the Resolution mentioned within.

BOND TRUST SERVICES CORPORATION

By: _____
Authorized Representative

(Form of certificate to be printed on each Bond, following a full copy of the legal opinion.)

It is certified that the original opinion, of which the foregoing is a true and correct copy, is on file in the office of the Bond Registrar, Bond Trust Services Corporation, Roseville, Minnesota, and is dated as of the date of delivery of the Bonds and payment therefor by the original purchaser.

City Administrator

ABBREVIATIONS

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM -- as tenants in common

TEN ENT -- as tenants by entireties

JT TEN -- as joint tenants with right of survivorship
and not as tenants in common

UTMA -- _____ as custodian for _____ under the
(Cust) (Minor)
_____ Uniform Transfers to Minors Act
(State)

ASSIGNMENT

FOR VALUE RECEIVED, _____ ("Transferor"), the undersigned, hereby sells, assigns and transfers unto _____ (Social Security or Federal Employer Identification No. _____) the within Bond and all rights thereunder, and hereby irrevocably constitute and appoints ("Transferee") as attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises; provided, however, that if any default with respect to the Bond shall have occurred to or to the date of this transfer, the within Bond shall not be registered and the Transferee shall be entitled to receive payment with respect to the within Bond upon presentation thereof as assignee of the Transferor.

Date: _____

NOTICE: No transfer will be registered and no new Bond will be issued in the name of the Transferee, unless the signature(s) to this assignment correspond(s) with the name(s) as it (they) appear(s) upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever and the Social Security or Federal Employer Identification numbers of the settlor and beneficiaries of the trust, the date of the trust and the name of the trustee should be supplied.

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or a trust company or any other "Eligible Guarantor Institution" as defined in 17 CFR 240.17 Ad-15 (a) (2)

9.02. The City Administrator of the City shall obtain a copy of the proposed approving legal opinion of Bradley & Deike, P.A., Edina, Minnesota, which shall be complete except as to dating thereof and shall cause the opinion to be printed on each Bond, together with a certificate to be signed by the facsimile signature of the City Administrator in substantially the form set forth in the form of Bond. The City Administrator is hereby authorized and directed to execute such certificate in the name of the City upon receipt of such opinion and to file the opinion in the City's offices.

Section 10. Funds and Accounts. There is hereby created a special fund to be designated the "General Obligation Tax Abatement Refunding Bonds, Series 2016A Fund" (the "Fund") to be administered and maintained by the City Administrator as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the City. The Fund shall be maintained in the manner herein specified until all of the Bonds and the interest thereon have been fully paid. There shall be maintained in the Fund two (2) separate accounts, to be designated the "Escrow Account" and "Debt Service Account" respectively. \$_____ of the proceeds of the sale of the Bonds, together with \$_____ of other City funds, is hereby pledged and appropriated and shall be credited to the Escrow Account. Of this amount, \$_____ will be deposited as a beginning cash balance in the Escrow Account, \$_____ will be used to purchase the securities described in Section 17, and \$_____ shall be used by the Escrow Agent to pay the costs of issuance of the Bonds.

10.01 Escrow Account. The Escrow Account shall be deposited in escrow with U.S. Bank National Association (the "Escrow Agent") in St. Paul, Minnesota, a suitable banking institution within the State of Minnesota, whose deposits are insured by the Federal Deposit Insurance Corporation and whose combined capital and surplus is not less than \$500,000, and shall be invested in securities maturing or callable at the option of the holder on such dates and bearing interest at such rates as shall be required to provide sufficient funds, together with any cash or other funds retained in the Escrow Account, to pay interest on the Bonds until the redemption of the 2009 Bonds and to pay the principal amount of each of the 2009 Bonds being advanced refunded pursuant to this Resolution on the date on which it has been called for redemption and to pay any premium required for redemption on such date, and the monies in said Escrow Account shall be used solely for the purposes herein set forth and for no other purpose, except that any surplus in said Escrow Account after payment in full of the 2009 Bonds may be remitted to the City, all in accordance with an agreement (the "Escrow Agreement"), between the City and Escrow Agent, a form of which agreement will be on file in the office of the City Administrator.

10.02. Debt Service Account. There shall be maintained a Debt Service Account to be designated the "Debt Service Account". There are hereby irrevocably appropriated and pledged to, and there shall be credited to the Debt Service Account: (1) any proceeds of the Bonds not deposited in the Escrow Account or used to pay the cost of issuance of the Bonds; (2) tax abatement revenues pledged to the payment of the Bonds pursuant to Section 12 hereof; (3) any amounts remaining in the Escrow Account after redemption of the 2009 Bonds; and (4) general fund moneys and tax levy receipts in each year sufficient to pay the debt service due on the Bonds in each year. The moneys in the Debt Service Account shall be used solely to pay the principal of and interest on the Bonds until such Bonds are paid in full.

No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (1) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued and (2) in addition to the above, in an amount not greater than the lesser of five percent (5%) of the proceeds of the Bonds, or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Escrow Account or Debt Service Account (or any other City account which will be used to pay principal or interest to become due on the bonds payable therefrom) in excess of amounts which under then-applicable federal arbitrage regulations may be invested without regard to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by said arbitrage regulations on such investments after taking into account any applicable "temporary periods" or "minor portion" made available under the federal arbitrage regulations. Money in the fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the federal Internal Revenue Code of 1986, as amended (the "Code").

Section 11. Refunded Bonds; Security. Until retirement of the 2009 Bonds, all provisions theretofore made for the payment and security thereof shall be observed by the City and all of its officers and agents.

Section 12. Pledge of Property Tax Abatements; Tax Levy. (a) The City in the 2009 Bond Resolution pledged to the payment of the 2009 Bonds certain receipts from property tax abatements (the "Abatements") received by the City. The City hereby reaffirms such pledge with respect to the 2009 Bonds until the 2009 Bonds have been paid in full and pledges to use the Abatements to pay the Bonds in an amount necessary to pay debt service on the Bonds in each year. It is estimated that collections of the Abatements will be as shown on Exhibit C attached hereto.

B. Tax Levy; Coverage Test; Cancellation of Certain Tax Levies. To provide moneys for payment of the principal of and interest on the 2009 Bonds and the Bonds there is hereby levied upon all of the taxable property in the City a direct annual ad valorem tax which shall be spread upon the tax rolls and collected with and as part of other general property taxes in the City for the years and in the amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
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See attached Exhibit D

The tax levies are such that if collected in full they, together with the Abatements pledged for the payment of the Bonds, will produce at least five percent (5%) in excess of the amount

needed to meet when due the principal and interest payments on the Bonds. The tax levies shall be irrevocable so long as any of the Bonds are outstanding and unpaid, provided, that the City reserves the right and power to reduce the levies in the manner and to the extent permitted by Minnesota Statutes, Section 475.61, Subdivision 3.

Section 13. Defeasance. When all Bonds have been discharged as provided in this paragraph, all pledges, covenants and other rights granted by this Resolution to the registered holders of the Bonds shall, to the extent permitted by law, cease. The City may discharge its obligations with respect to any Bonds which are due on any date by irrevocably depositing with the Bond Registrar on or before that date a sum sufficient for the payment thereof in full; or if any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Bond Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit. If applicable, the City may also discharge its obligations with respect to any prepayable Bonds called for redemption on any date when they are prepayable according to their terms, by depositing with the Bond Registrar on or before that date a sum sufficient for the payment thereof in full, provided that notice of redemption thereof has been duly given. The City may also at any time discharge its obligations with respect to any Bonds, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a suitable banking institution qualified by law as an escrow agent for this purpose, cash or securities described in Minnesota Statutes, Section 475.67, Subdivision 8, bearing interest payable at such times and at such rates and maturing on such dates as shall be required, subject to sale and/or reinvestment, to pay all amounts to become due thereon to maturity or, if notice of redemption as herein required has been duly provided for, to such earlier redemption date.

Section 14. General Obligation Pledge. For the prompt and full payment of the principal of and interest on the Bonds as the same respectively become due, the full faith, credit and taxing powers of the City shall be and are hereby irrevocably pledged. The City estimates that the revenues pledged in Section 12 of this Resolution will generate revenues in the amount of at least 105% of the amounts necessary to pay principal and interest on the Bonds in each year. If the balance in the Debt Service Account is ever insufficient to pay all principal and interest then due on the Bonds payable therefrom, the deficiency shall be promptly paid out of any other accounts of the City which are available for such purpose, and such other funds may be reimbursed interest from the Debt Service Account when a sufficient balance is available therein.

Section 15. Redemption of Bonds. The 2009 Bonds refunded hereunder which mature in 2020 and thereafter shall be redeemed and prepaid on February 1, 2018, in accordance with the terms and conditions set forth in the Notice of Call for Redemption attached hereto as Exhibit A, which terms and conditions are hereby approved and incorporated herein by reference.

Said Notice of Call for Redemption for the 2009 Bonds shall be mailed not less than 30 days prior to the date of redemption to the registered owner of each of such bonds at the address shown on the registration books kept by the registrar for such Bonds.

Section 16. Escrow Agreement. On or prior to the delivery date of the Bonds the Mayor and City Administrator are hereby authorized and directed to execute on behalf of the City an escrow agreement providing for the advance refunding of the 2009 Bonds. All essential terms and conditions of such Escrow Agreement are hereby approved and adopted and made a part of this resolution, and the City covenants that it will promptly enforce all provisions thereof in the event of default thereunder by the Escrow Agent.

Section 17. Securities. The City Administrator or anyone designated by the City Administrator, is hereby authorized and directed to purchase the appropriate United States Treasury Securities, State and Local Government Series, from the proceeds of the Bonds in accordance with the provisions of this resolution and to execute all such documents required to effect such purchase in accordance with United States Treasury Regulations.

Securities purchased from the monies in the Escrow Account shall be limited to securities set forth in Minnesota Statutes, section 475.67, subd. 8, and any amendments or supplements thereto. Securities purchased from the Escrow Account shall be purchased simultaneously with the delivery of the Bonds. The City Council has investigated the facts and hereby finds and determines that the Escrow Agent is a suitable bank to act as escrow agent, and is qualified within the meaning of Minnesota Statutes, section 475.67, subd. 5.

Section 18. Certification of Proceedings. The officers of the City are hereby authorized and directed to prepare and furnish to the purchaser of the Bonds and to Bradley & Deike, P. A., Bond Counsel, certified copies of all proceedings and records of the City, and such other affidavits, certificates, and information as may be required to show the facts relating to the legality and marketability of the Bonds as the same appear from the books and records under their custody and control or as otherwise known to them, and all such certified copies, certificates and affidavits, including any heretofore furnished, shall be deemed representations of the Issuer as to the facts recited therein.

Section 19. Certificate of Registration. The City Administrator is hereby directed to file a certified copy of this resolution with the County Auditor of Carlton County, Minnesota, together with such other information as he or she shall require, and to obtain the County Auditor's Certificate that the bonds have been entered in the County Auditor's Bond Register.

Section 20. Tax Covenants.

20.01. The City covenants and agrees with the holders from time to time of the Bonds that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bonds to become subject to taxation under the Internal Revenue Code of 1986, as amended (the Code), and the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury regulations, as presently existing or as hereafter amended and made applicable to the Bonds.

20.02. The City will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including, without limitation, requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Bonds, and the rebate of excess investment earnings to the United States.

20.03. The City further covenants not to use the proceeds of the Bonds or to cause or permit them or any of them to be used, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Section 103 and 141 through 150 of the Code.

20.04. In order to qualify the Bonds as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code, the City makes the following factual statements and representations:

- (a) the Bonds are not "private activity bonds" as defined in Section 141 of the Code;
- (b) the City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code;
- (c) the reasonably anticipated amount of tax-exempt obligations which will be issued by the City (and all subordinate entities of the City) during calendar year 2016 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2016 have been designated for purposes of Section 265(b)(3) of the Code.

20.05. The City will use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designations made by this section.

Section 20. Payment of Issuance Expenses. The City authorizes the Purchaser to forward the amount of bond proceeds allocable to the payment of issuance expenses to the Escrow Agent on the closing date for further distribution as described in the Escrow Agreement.

Section 21. Severability. If any provision of this Resolution shall be held or deemed to be or shall, in fact, be inoperative or unenforceable as applied in any particular case in any jurisdiction or jurisdictions or in all jurisdictions or in all cases because it conflicts with any provisions of any constitution or statute or rule or public policy, or for any other reason, such circumstances shall not have the effect of rendering the provision in question inoperative or unenforceable in any other case or circumstance, or of rendering any other provision or provisions herein contained invalid, inoperative or unenforceable to any extent whatever. The invalidity of any one or more phrases, sentences, clauses or paragraphs in this Resolution contained shall not affect the remaining portions of this Resolution or any part thereof.

Section 22. Headings. Headings in this Resolution are included for convenience of reference only and are not a part hereof, and shall not limit or define the meaning of any provisions hereof.

The motion for the adoption of the foregoing resolution was duly seconded by council member _____ and, after a full discussion thereof and upon a vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

Whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
COUNTY OF CARLTON) SS
CITY OF CLOQUET)

I, the undersigned, being the duly qualified and acting City Administrator of the City of Cloquet, Minnesota, hereby certify that I have carefully compared and attached the foregoing extract of minutes of a meeting of the City Council of said City held March 2, 2016, with the original thereof on file and of record in my office and the same is a full, true and complete transcript therefrom insofar as the same relates to the considering of proposals for and awarding the sale of \$1,115,000 General Obligation Tax Abatement Refunding Bonds, Series 2016A, of said City.

WITNESS my hand this ___ day of _____, 2016.

City Administrator

EXHIBIT A

NOTICE OF CALL FOR REDEMPTION

GENERAL OBLIGATION TAX ABATEMENT BONDS, SERIES 2009A

CITY OF CLOQUET, MINNESOTA

NOTICE IS HEREBY GIVEN that by order of the City Council of the City of Cloquet, Carlton County, Minnesota, there has been called for redemption and prepayment on

February 1, 2018

the outstanding bonds of the City designated as General Obligation Tax Abatement Bonds, Series 2009A, originally dated August 8, 2009, having stated maturity dates in the years 2020 through 2030, and totaling \$1,035,000 in outstanding principal amount. The bonds are being called at a price of par plus accrued interest to February 1, 2018, on which date all interest on said bonds will cease to accrue. The Holders of the bonds hereby called for redemption are requested to present their bonds for payment, at _____, on or before February 1, 2018.

DATED: _____.

BY ORDER OF THE CITY COUNCIL

City Administrator

Important Notice: Under the Interest and Dividend Compliance Act of 1983, 31% will be withheld if tax identification is not properly certified.

Additional information may be obtained from:

Ehlers & Associates, Inc.
3060 Centre Pointe Drive
Roseville, MN 55113
Phone: 651-697-8500
Toll Free: 1-800-552-1171, Fax Number: 651 697-8555

EXHIBIT B
PROPOSALS

EXHIBIT C

Abatements

EXHIBIT D


Tax Levies



ADMINISTRATIVE OFFICES

1307 Cloquet Avenue • Cloquet, MN 55720
Phone: 218-879-3347 • Fax: 218-879-6555
email: admin@ci.cloquet.mn.us
www.ci.cloquet.mn.us

REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: James R. Prusak, Director of Public Works
Reviewed by: Brian Fritsinger, City Administrator 
Date: February 19, 2016

ITEM DESCRIPTION: Revisions To Cloquet's Municipal State Aid Street System

Proposed Action

Staff recommends the City Council move to adopt **RESOLUTION 16-17, A RESOLUTION ESTABLISHING AND REVOKING CERTAIN MUNICIPAL STATE AID STREETS.**

Background/Overview

In the state of Minnesota, all municipalities in excess of 5,000 population receive an annual distribution or allotment of state gasoline tax dollars, which can be used for the maintenance and improvement to its Municipal State Aid (MSA) street system. Currently the City of Cloquet receives approximately \$675,000 per year, of which 35% is spent on maintenance and 65% is spent on major construction improvements.

MSA dollars can only be spent on MSA streets and each city is required to specifically designate which streets will make up their MSA system. These streets must meet certain criteria and a city is allowed to designate up to 20% of their total street mileage as MSA.

A street may be selected as a MSA route if it:

1. Is projected to carry a relatively heavier volume of traffic;
2. Connects to other important transportation corridors such as trunk highways or county roads, or other points of major traffic interest such as schools, commercial and industrial areas, or recreational areas within an urban municipality; and
3. Provides an integrated street system affording, within practical limits, a state-aid street network consistent with projected traffic demands.

Prior to 2013, the method used to calculate how much MSA money each city receives was based on a fairly complex formula. This method has been reviewed and revised over the past several years and the current method is based more on the Average Daily Traffic (ADT) volume that exists on each specific MSA route. Therefore, it has become more important for cities to reserve MSA designation to those streets that carry heavier volumes of traffic. As a result, the Engineering Department continues to review the City's current MSA system and make recommendations for changes to make best use of the statewide gas tax allocations and support its long term Capital Improvement Program.

As a result of anticipated future roadway improvements, the following changes are recommended to Cloquet's MSA street system.

Proposed Additions to the MSAS System:

- Arch Street – From Park Avenue, north to Avenue C.
- Park Avenue – From Pinehurst Drive, east to Arch Street.
- East TH 33 Frontage Road – From TH 33 (DNR Access to TH 33), north to north access road to TH 33 (at Existing Wal-Mart Traffic Signal).
- Tall Pine Lane – From East TH 33 Frontage Road, east to 14th Street.
- Holmes Drive – From 8th Street, north to Doddridge Avenue.

Propose to Remove or Revoke the following streets from the MSAS System:

- 9th Street – From Cloquet Avenue, north to Avenue B.
- 15th Street – From Cloquet Avenue, north to Avenue B.
- Adams Street – From Skyline Boulevard, north to TH 33.
- Balsam Street – From Big Lake Road (CSAH 7), north to Carlton Avenue West.
- 6th Street – From Carlton Avenue, north to Cloquet Avenue.
- Agate Street – From Adams Street, east to Arthur Street.

Policy Objectives

To establish an integrated Municipal State Aid Street system based on existing and projected traffic patterns and to maximize the City's allocation of Municipal State Aid Street funds.

Financial/Budget/Grant Considerations

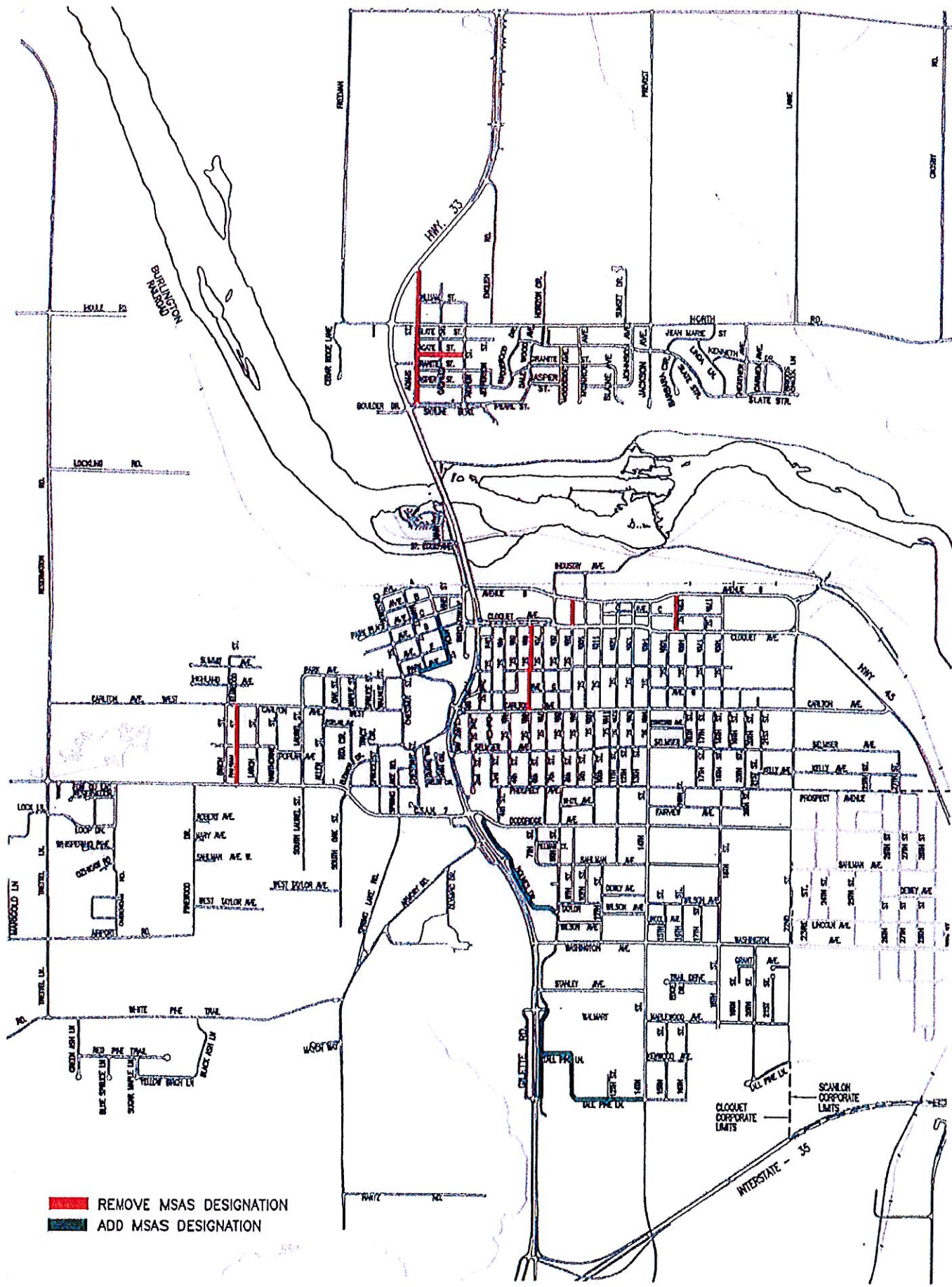
The City of Cloquet currently receives approximately \$675,000 per year in Municipal State Aid Street funds. With the new distribution formula and Cloquet's current system, over the past year Cloquet's apportionment was reduced by approximately \$18,000 per year. At this point, it is difficult to determine just how the proposed revisions to Cloquet's MSA system will affect future allocations; however, it is definitely to the City's advantage to designate it's more heavily travelled routes as MSA streets. It also makes State Aid dollars available to assist with completing some of our more significant roadway improvements.

Advisory Committee/Commission Action

N/A

Supporting Documentation Attached

- Resolution 16-17
- Map showing proposed revisions to MSAS System



█ REMOVE MSAS DESIGNATION
█ ADD MSAS DESIGNATION

CITY OF CLOQUET
COUNTY OF CARLTON
STATE OF MINNESOTA

RESOLUTION NO. 16-17

A RESOLUTION ESTABLISHING AND REVOKING
CERTAIN MUNICIPAL STATE AID STREETS.

WHEREAS, it appears to the City Council of the City of Cloquet that certain changes to its Municipal State Aid Street system are warranted, and

WHEREAS, in accordance with Minnesota Rules, such revisions must be submitted to the Commissioner of Transportation for review and approval.

NOW, THEREFORE, BE IT RESOLVED: That the following roadways described as follows, are hereby established, located and designated as Municipal State Aid Streets of the City of Cloquet, subject to the approval of the Commissioner of Transportation of the State of Minnesota:

- Arch Street – From Park Avenue, north to Avenue C.
- Park Avenue – From Pinehurst Drive, east to Arch Street.
- East TH 33 Frontage Road – From TH 33 (DNR Access to TH 33), north to north access road to TH 33 (at Existing Wal-Mart Traffic Signal).
- Tall Pine Lane – From East TH 33 Frontage Road, east to 14th Street.
- Holmes Drive – From 8th Street, north to Doddridge Avenue.

BE IT FURTHER RESOLVED: That the following described Municipal State Aid Streets, which are currently part of Cloquet's MSAS system, have their MSAS designation hereby revoked and removed also subject to approval of the Commissioner of Transportation:

- 9th Street – From Cloquet Avenue, north to Avenue B.
- 15th Street – From Cloquet Avenue, north to Avenue B.
- Adams Street – From Skyline Boulevard, north to TH 33.
- Balsam Street – From Big Lake Road (CSAH 7), north to Carlton Avenue West.
- 6th Street – From Carlton Avenue, north to Cloquet Avenue.
- Agate Street – From Adams Street, east to Arthur Street.

BE IT FURTHER RESOLVED: That the City Administrator is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for consideration, and that upon his approval of the designations of said roads or portions thereof, that same be constructed, improved and maintained as part of Cloquet's Municipal State Aid Street system.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CLOQUET THIS 2nd DAY OF MARCH, 2016.

Dave Hallback, Mayor

ATTEST:

Brian Fritsinger, City Administrator



ADMINISTRATIVE OFFICES

1307 Cloquet Avenue • Cloquet, MN 55720
Phone: 218-879-3347 • Fax: 218-879-6555
email: admin@ci.cloquet.mn.us
www.ci.cloquet.mn.us

REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: James R. Prusak, Director of Public Works
Reviewed by: Brian Fritsinger, City Administrator
Date: February 23, 2016

ITEM DESCRIPTION: Purchase of a Portable Generator for the Utilities Department

Proposed Action

Staff recommends the City Council move to authorize the purchase of one Portable Lift Station Electrical Generator for the Utilities Department from Ziegler Power Systems in the amount of \$30,125.00.

Background/Overview

As part of Cloquet's adopted 2016 Capital Improvement Program (CIP) and annual budget, the Utilities Department is scheduled to purchase one Portable Electrical Generator under CIP Project No. SE-003 at a budgeted cost of \$35,000.

Back several years ago, the Cloquet Sewer Department was contacted by the Fond du Lac Utility Department asking if the City had a place to store a portable generator that FDL used in the event of an electrical power failure at any of their three sanitary sewer lift (pump) stations. The City agreed to store it at the Public Works Garage. In return the City was allowed to use it if the need ever came about. As it turns out, the City has actually used this piece of equipment far more than Fond du Lac ever has. Unfortunately the unit is nearing the end of its useful life and FDL has asked for it to be returned. It is anticipated that such a beneficial arrangement will not be an option in the future.

The Sewer Department currently has nine such sewer lift stations and in the event of an electrical power failure, a portable generator is deployed to prevent wastewater from either backing up into basements or overflowing to the environment.

The Utilities Department has investigated various generator units, prepared specifications and obtained written proposals from various suppliers as follows:

<u>Generator Model</u>	<u>Supplier</u>	<u>Bid Price</u>
Hanco QP50	Ziegler Power Systems	\$ 30,125
Generac MMG45IF4	Titan Energy Systems	\$ 31,838
Kohler 45REOZT4	Total Energy Systems	\$ 35,225

Policy Objectives

To replace necessary equipment in accordance with the approved Capital Improvement Plan.

To Mayor and Council
Portable Generator for Utilities Department
February 23, 2016
Page 2 of 2

Financial/Budget/Grant Considerations

The current 2016 CIP and approved budget includes \$35,000 for the purchase of this piece of equipment. After a review of the proposals and the various equipment offered, it is recommended the following proposed be accepted:

<u>Generator Model</u>	<u>Supplier</u>	<u>Bid Price</u>
Hanco QP50	Zeigler Power Systems	\$ 30,125

Advisory Committee/Commission Action

N/A

Supporting Documentation Attached

- Proposal from Ziegler Power Systems

Date: February 25, 2016



Proposal No. EPG201404

To: City of Cloquet
Attn: Tim

Re: 40kW Portable Generator

WE PROPOSE TO FURNISH IN ACCORDANCE WITH THE FOLLOWING SPECIFICATIONS, TERMS AND CONDITIONS

QUANTITY One (1) new HANCO Portable Diesel Generator Set

MODEL QP50 Rental Package

RATING 40 kW standby power/ 36 kW Prime Power

VOLTAGE Selectable 120/240 volt 1 phase, 277/480 and 120/240 volts 3 phase

TRAILER One (1) Hanco Portable Single Axle Generator Trailer

CABLES One (1) 4/4 Type W 50' cable
 Crouse Hinds APJ10477-S22 on one end

 One (1) 10/3 30' cable
 L6-30 twist lock on one end

TOTAL EQUIPMENT PRICE \$ 30,125 .00*

*Please refer to the attached Bill of Material

***Price does not include state or local sales and/or use taxes that may apply.**

APPROXIMATE SHIPPING DATE 8-10 weeks after submittal approval

F.O.B Cloquet, MN

TERMS: Net 20 days

THIS PROPOSAL SUBJECT TO ALL PROVISIONS OF THE CONTRACT AND WARRANTY ON REVERSE SIDE

ACCEPTED:

Respectfully submitted,
ZIEGLER INC.

By *Doug Eckerman*

Doug Eckerman, Sales Engineer

By _____ Subject to approval by

APPROVED:

ZIEGLER INC.

Its _____ By



14950 Martin Drive / Eden Prairie, MN 55344
Phone: 866-583-1671 Fax: 952-767-1681

"Proven Provider of Critical Power"

To: City of Cloquet
Tim Johnson
1307 Cloquet Ave
Cloquet, Minnesota 55720
P: 218-391-4355

From: Matthew T. Rabe
Industrial Sales
Total Energy Systems
14950 Martin Drive
Eden Prairie, Minnesota 55344
P: 651-925-3183
mrabe@totalenergysystems.com

GENERATOR SET

Kohler Model: 45REOZT4

This diesel generator set equipped with a 4D8.3 alternator operating at 277/480 volts is rated for 40kW/50kVA, 60Amps
at 120/240 volts is rated for 40kW/50kVA, 120Amps

Configuration

Qty	Generator
1	45REOZT Towable Generator Set
1	45REOZT Towable, Diesel, 12V, 60hz
1	Nameplate Rating, Standby 150C
1	Alternator, 4D8.3
1	Unit Mounted Radiator Cooling
1	Air Intake
	Controller
1	Controller,DEC3500
	Enclosure
1	Enclosure, Towable
	Misc Accessories
1	2-Position Selector Switch, 240V 3ph delta, 480V 3ph
1	Single Axel Trailer with 77 Gallon (24hr) Fuel Tank
1	Camlock Connection Panel
1	50 ft Cable w/Customer Specified Plug
1	Cold Weather Package
1	Battery Charger, Float 12V, 6A
1	Coolant in Genset 6 gals.
1	Lit Kit, Production, 45REOZT
1	Warranty, Std 3-Year Prime Towables



DISTRIBUTOR START-UP

1. Start-up, must be scheduled a minimum of 10 - 14 days prior to requested start-up date. Contact the Service Department at 1.888.548.1400 ex 3301 or service@totalenergysystems.com for date and time.

SERVICE ITEMS INCLUDED WITH THIS QUOTE:

Lubricating Oil
Antifreeze - 50/50 Mix
Battery
Start Up Service

One (1) day reserved, during normal business hours, for inspection,
engine prep work and initial engine start up

Training session will be provided at the conclusion of the system start up.

2. Contractor shall coordinate and schedule start-up and shall be responsible for **ADDITIONAL field service costs** if start-up cannot be completed in time allowed as a result of incomplete installation.

* Normal business hours are M-F 8:00AM to 4:30PM.

After hours Start ups are available for an additional charge. Standard published rates apply.

CLARIFICATIONS

1. Total Energy System's proposal is based on meeting the functional intent and system requirements of the job description.
2. No specifications or drawings were provided for the project prior to providing the above equipment.
3. Unless specifically listed in our Bill of Material, equipment not indicated is assumed to be supplied by others. We reserve the right to correct any errors or omissions.
4. Videotaping of training is not provided due to liability reasons. An approved operational DVD is available upon request and at an additional cost.
5. This unit does not include receptacles.
6. The generator will need to be filled with #2 winter blend diesel prior to start up. This is not included in quote.



OFFER TOTAL SELL PRICE: \$35,225.00

Quotation is firm for 60 days.
Lead Time: 10 to 11 weeks after approved submittals.
FOB Job Site (Customer Unload)
Price does not include any applicable taxes or installation.

OFFER ACCEPTANCE

I hereby authorize Total Energy Systems LLC to use this form as a bona fide purchase order of the equipment shown on Offer Number: 0116MR20, which clearly establishes definite price and specifications of material ordered. The person signing is doing so according to the terms and conditions.

Proposed by:

Company: Total Energy Systems

Print Name: Matthew T. Rabe

Title: Industrial Sales

Accepted by:

Company: _____

Print Name: _____

Title: _____

Signature: _____

Date: _____

PO Number: _____



Date: January 21, 2016

To: Tim Johnson – City of Cloquet MN.

Reference: Well Pump Power Generation – Mobile

We are pleased to offer the following budgetary quote for the above project:

MMG45IF4 Generator - 30kW/36kW Skid Mount, Isuzu Final Tier 4 Engine, w/ 4 position voltage selector switch	27,887.00
MTG032 Trailer, Single Axle, Ball Hitch, Surge Standard, Electric Additional Lead Time	1,300.00
MMG55 Cold Climate Option In Line Block Heater	183.00
MMG55 Cold Climate Option 60/40 Coolant	63.00
MMG55 Cold Climate Option Heated Fuel Filtler - Dual (MMG25 & MMG45)	235.00
Notes Crouse Hinds APJ10477-S22/ 50' cable	2170.00
	\$31,878.00

Freight not included
Start-up and Testing Service is included.
Load Bank testing is not included.
Fuel Fill is not included
Permits are not included.

Terms and Conditions

PAYMENT : Shipments in entirety, or partials thereof, due net 30 days after shipment from factory (with credit approval)

- : No retainage without written pre-accepted agreement
- : Startup will not be completed without 100% payment
- : A 3% surcharge will be added to all credit card payments

PRICES : Valid for 30 days from date of this proposal

TAXES : Sales Taxes are NOT included, and will be billed without a tax-exempt certificate

F.O.B.Shipping : Ownership of goods passes to buyer at the time the goods cross the shipping point. Pre-paid freight to jobsite is included.

CANCELLATION : Shall be subject to applicable fees but not less than 20% of the purchase price.

DELIVERY : Expected to be 10-12 Weeks after receipt of order and approved submittals. Factory will confirm delivery at the time of order. Storage fees of 4% per month will be assessed to the buyer starting 10 days after the scheduled ship date.

INDEMNIFICATION : Signee is obligated for any and all costs of collection, and associated fees

PROPIETARY : This Quote/Bill of Material is proprietary to Titan Energy Systems. Reproduction or sharing of this Quote/Bill of Material is strictly prohibited.

Sincerely,

Steven Waller
Power Generation Sales

Titan Energy Systems
4206 Enterprise Circle
Duluth, MN 55811

Mobile 218-206-3339
Main 218-206-9005
Fax 218-206-9009
Service 888-838-4043

swaller@titanenergy.com

Acceptance of Quote

Prior to ordering equipment or services, please sign and return as a confirmation of the above terms and conditions.

Proposal accepted by: _____ Date: _____

Company Name: _____

Purchase Order # _____

Release Equipment for Production: Yes or No, Hold for Approval

Engineering Submittal's: PDF or Hard Copies _____

Date equipment is needed onsite: _____

Is ATS wanted early: Yes or No



COMMUNITY DEVELOPMENT DEPARTMENT

1307 Cloquet Avenue • Cloquet MN 55720

Phone: 218-879-2507 • Fax: 218-879-6555

www.ci.cloquet.mn.us

REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: Al Cottingham, City Planner/Zoning Administrator
Reviewed/Approved By: Brian Fritsinger, City Administrator
Date: February 24, 2016

ITEM DESCRIPTION: ZONING CASE 16-01: COMPREHENSIVE PLAN AMENDMENT (LAND USE PLAN), REZONING AND SITE PLAN FOR KWIK TRIP AT 900 WASHINGTON AVENUE

Proposed Action

Staff recommends the City Council move to adopt:

- **RESOLUTION NO. 16-16, A RESOLUTION APPROVING THE COMPREHENSIVE PLAN AMENDMENT (LAND USE PLAN) FROM “LOW DENSITY RESIDENTIAL” TO “HIGHWAY COMMERCIAL”**

And

- **ORDINANCE NO. 453A, AN ORDINANCE TO AMEND CHAPTER 17, BY AMENDING THE ZONING MAP OF THE CITY OF CLOQUET FROM “R1 – SINGLE FAMILY RESIDENTIAL” TO “RC – REGIONAL (HIGHWAY) COMMERCIAL”**

And

- **RESOLUTION NO. 16-14, A RESOLUTION APPROVING THE SITE PLAN IN THE RC – REGIONAL (HIGHWAY) COMMERCIAL DISTRICT FOR KWIK TRIP, INC.**

Background/Overview

Kwik Trip has three purchase agreements for property to the southeast of Washington Avenue and Holmes Drive. This involves a parcel from Taco Johns on the east side of Holmes Drive, the Handevitd Funeral Home and a 35 foot strip on the east side of Handevitd Funeral Home that is owned by Zion Lutheran Evangelical Church. The property is zoned RC – Regional (Highway) Commercial with the exception of the church parcel. The proposed gas station, convenience store and carwash are permitted/allowed uses within the RC – Regional (Highway) Commercial District.

A public hearing was held on Tuesday, February 9, 2016 to consider a possible amendment to the Comprehensive Plan (Land Use Plan) and Rezoning. A legal notice was published in the Pine Journal on January 28, 2016 and property owners within 350 feet were sent notice of the public hearing.

To the Mayor and City Council
Comp Plan, Rezone and Site Plan Review Kwik Trip
February 24, 2016
Page 2

Staff requested Kwik Trip to Amend the Comprehensive Plan and to Rezone the 35 foot strip of property being purchased from the church so that their entire site would be the same. The site plan being proposed can stand on its own without this change.

Kwik Trip is proposing to amend the Land Use Plan portion of the Comprehensive Plan by changing the current classification from “Low Density Residential” to “Highway Commercial” for a 35 foot strip of property located east of 900 Washington Avenue and currently owned by Zion Lutheran Evangelical Church. Kwik Trip is also proposing a Rezoning of this 35 foot strip from the current classification of R1 – Single Family Residential to RC – Regional (Highway) Commercial. The amendment and rezoning, if approved, would amend the Land Use Plan Map of the Comprehensive Plan and the Zoning Map for this 35 foot strip of land, this would match the Land Use Plan and Zoning for the rest of the site.

The Site Plan is for a gas station, convenience store and carwash. The gas station will have two gas islands, one for automobiles and one for large vehicles/semi-trucks. The convenience store and carwash are approximately 9,000 square feet in size and located to the south side of the lot with the gas islands located closer to Washington Avenue and Holmes Drive. Refer to the attached site plan for illustration.

Land Use Plan and Rezoning

In August 2007 the City Council adopted the 2007 – 2027 Comprehensive Plan for the City of Cloquet. Chapter 3 of the Plan, Land Use discusses Inventory and Analysis; Goals, Objectives, and Policies; and, Land Use Plan. As part of that adoption the church property was guided on the Land Use Plan as Low Density Residential. Subsequently the property was zoned R1 – Single Family Residential. In both of these cases legal notices were published in the official newspaper but notices were not sent to individual property owners or owners within 350 feet of property being changed since this was being done for the entire city and not specific parcels.

Staff has reviewed the language in the Comprehensive Plan pertaining to both the “Low Density Residential” and “Highway Commercial”. While the vast majority of the proposed project site is guided and zoned commercially the 35 foot strip of the church property is zoned residential. As such the City’s Land Use Plan in the Comprehensive Plan and the Zoning of this 35 foot strip of land should be changed so the entire parcel is the same. In reviewing the write ups the moving of the boundary between the two districts 35 feet is not a substantial distance and would be in keeping the district lines following property lines.

Site Plan

Attached, the Commission will find the following plans for this development:

- Site Development Plan
- Site Grading Plan
- Site Landscape Plan
- Site Lighting Plan
- Color Building Elevations

Stormwater Management: (Section 18.6)

The developer has also run a hydraulic model for storm water which has been reviewed by the City Engineer and meets requirements. There is a proposed storm water outlet in the southeast corner of the site; easements will be needed from the property owner to the east for this water to flow onto their property.

The Planning Commission was concerned with storm water runoff from the driveway onto Holmes Drive. This involved approximately 120 feet of the driveway. The Engineering Department did not have a major concern with this but with the adding of two catch basins, one on each side of the driveway, will resolve the concerns of the Planning Commission.

The Code requires private stormwater areas to meet the following requirements:

1. A permanent public easement shall be provided to the city for access for inspection and/or maintenance purposes. Cost incurred by the city for any maintenance of private systems will be billed and/or assessed to the owner/operator.
2. Recorded inspection and maintenance agreements that define inspection and maintenance responsibilities are required. A minimum annual inspection for private systems shall be required. These requirements are transferrable to any party that becomes the owner/operator of the site.
3. An inspection and maintenance plan shall be developed, approved and included as an attachment to the maintenance agreement. At a minimum, maintenance plans must include the following:
 - a. Responsible person(s) for completing inspections and conducting maintenance.
 - b. Frequency of inspections and maintenance.
 - c. Inspection checklist and type of maintenance anticipated.
4. If site configurations or structural stormwater BMPs change, causing decreased BMP effectiveness, new or improved structural stormwater BMPs must be implemented to meet the requirements of this section.
5. The property owner shall keep on file all structural stormwater BMP annual inspection and maintenance records for 5 years and submit to the City as requested.
6. The City shall require the submittal of a letter of credit or other financial security in a form acceptable to the city in the amount of \$5,000 to ensure the stormwater treatment systems are installed correctly and in accordance with this ordinance.

Impervious Surface: (Section 17.6.11, Subd. 5. F)

The proposed development would be 73% impervious and 27% greenspace in a zoning district which allows 70% impervious and 30% greenspace. The site plan will need to be revised to decrease the amount of impervious surface.

Building Setbacks: (Section 17.5.15, Subd. 4. A)

The Highway 33 Design Standards require that the front of the building be placed within 35 to 100 feet of the Highway 33 property line. The canopy over the gas pumps is within that distance but the building is over 200 feet away from Highway 33. All other building and parking setbacks have been met. Staff feels the design standard setbacks were mainly for structures adjacent to Highway 33 and trying to have the buildings close to the highway and the parking behind the building. In the case of a gas station it would be difficult to have the gas pumps behind the store without having the back of the store facing the road. Staff supports the layout as proposed.

Landscaping: (Section 17.5.04 Subd. 5.)

The landscape plan shows 25 overstory plantings with 30 shrubs and 4 ornamental trees, the site is required to have 38 overstory plantings in addition to understory trees and shrubs. There is not an irrigation plan for the site but the plan states that irrigation will be provided to all sod and landscape areas. An irrigation plan and revised landscape plan will need to be submitted prior to the issuance of the building permit.

Traffic Flow:

The Council will note that access to the site is from both Washington Avenue; two access points (one shared with the church), and Holmes Drive. Appropriate permits will be needed from Carlton County for the access points on Washington Avenue. Appropriate cross easements with the church will be needed to be filed for the shared driveway. The Site Plan has been forwarded to Carlton County Transportation for their comments. Staff believed the westerly access onto Washington Avenue should be a right in only access, however after discussions with the developer and engineering staff the redesign of this would make it difficult for large vehicles to access the site and maneuver to the diesel pump island. As of the finalization of this report staff had not received any comments back from Carlton County, if anything comes in prior to the meeting copies will be distributed.

Secondly, a traffic study was conducted by the applicant (SEH) at the request of the City; the same consultant that is performing the Highway 33 Corridor study prepared the traffic study. A copy of the traffic study is attached. The study determined peak hourly flows and turning movements for both am and pm hours for the intersections at Highway 33 and Washington Avenue and Washington Avenue and Holmes Drive. They did not look at the Washington Avenue and 14th Street intersection as part of the study. They then worked on the following six study scenarios to determine future impacts on these intersections:

- S1. 2016 No Development (No Kwik Trip)
- S2. 2016 Development (Kwik Trip)
- S3. 2036 No Development
- S4. 2036 Development
- S5. 2036 No Development with Mitigations
- S6. 2036 Development with Mitigations

While the study shows that there will be additional traffic generated with the development the intersections “Level of Service” will not change dramatically in 2016/2017 when the store opens. By 2036 with no improvements made to any of the roads there are some times that certain parts of the intersections will operate below acceptable standards. With mitigations made (a future traffic signal at Highway 33 and Washington Avenue) all of the intersections will operate at or above acceptable standards.

A signal would be installed at Highway 33 and Washington Avenue when the Minnesota Department of Transportation (MNDOT) determines that warrants have been met to require one to be installed and then the cost would be by the parties who own the roads. If the City or County conclude a traffic signal is proactively needed (prior to warrants being met) that can occur if funded by them (no MNDOT funding will be used unless warrants are met for the signals, they are a developer driven cost). A basic traffic signal estimate is \$250,000. The developer has offered to pay one half of the cost of the signal up to a maximum of \$125,000 if it is installed before warrants are met.

Parking: (Section 17.5.11 Subd. 6.)

The site is required to have 36 parking spaces based on 1 parking stall per 200 sq. ft. of floor area. The proposed building would be 7,156 sq. ft. The proposal for parking is for 43 regular parking spaces 9’ x 20’ and 2 ADA accessible parking spaces designed to code standards, seven more than required.

The carwash located on the back of the building allows for stacking of eight vehicles before they will be blocking the driveway between the pump islands. The ordinance requires a minimum of 6 stacking spaces per lane. As a comparable the carwash at PJ’s Minit Mart (former Little Store) on Highway 33 and Doddridge Avenue has stacking for maybe five vehicles.

Trash Storage: (Section 17.5.15 Subd. 7. A (7))

Proposed trash storage will be located along the southwest side of the building on a concrete pad. This trash storage will be screened by a masonry structure with a 6’ board gate.

Signage: (Section 17.5.13 Subd. 14.)

The applicant is proposing a ground/monument sign near the corner of Washington Avenue and Holmes Drive; the ground/monument sign meets the ordinance requirements. The plan shows signs on two sides of the canopy with each sign being approximately 14 square feet in size. The Ordinance allows for signage on two sides of the canopy not to exceed 20 square feet and 10 feet in length. Building signage is on the plan and complies with City sign standards.

Lighting: (Section 17.5.12 Subd. 5. B)

The applicant has provided a photometric plan along with detail sheets which display downward facing fixtures that emit footcandle readings that are compliant with City lighting standards.

Highway 33 Design Standards: (Section 17.5.15 Subd. 6.)

All Highway 33 Design Standards topic areas are addressed above except for a discussion on the “Architectural Standards.” The primary exterior finish material proposed is red brick which complies with design standards. The colors proposed are earth tones (browns,) and large windows will be incorporated into the building facing the front, Washington Avenue.

Other Site Plan Items:

The property currently exist as three separate tax parcels that will need to be consolidated prior to the issuance of the building permit.

The sewer and water lines serving the property come from the northwest, these lines will need to be removed with the demolition of the existing building. The utility plans show both the sewer and water lines for the new building coming from the west. These services cross private property and thus easements will need to be drawn up covering these utility corridors.

Kwik Trip is proposing a new sidewalk along Holmes Drive along with a sidewalk extending east into the parking lot. There is a bike rack and picnic tables located to the northeast of the building. Staff recommends that a sidewalk should also be installed adjacent to the site along to Washington Avenue as well as leading to the site.

At the Planning Commission meeting the developer offered to work with the property owners on the north side of Washington Avenue to provide screening of headlights while leaving the site on their property. This is not a required element of the City Code.

Feedback

Staff has received a few calls from area residents with concerns of noise, lighting and traffic. We have also received the attached email and there was one letter to the editor that is attached.

Policy Objectives

The Land Use Plan portion of the Comprehensive Plan discusses the “Low Density Residential” on page 3-13 and 3-14 and the “Highway Commercial” on page 3-20. The plan does not have any specific locational criteria for where certain districts should be located or rational as to why districts are located where they are. The Rezoning of the property is to be consistent with the Comprehensive Plan. This particular change is for a 35 foot strip of property that will be joined with the property to the west. The purpose of this Site Plan Review application is to ensure that this development project is aligned with city development standards and Highway 33 Design Standards.

State Statute requires that all Comprehensive Plan changes be approved by a super majority vote and that all Rezonings from residential to commercial or industrial also be approved by a super majority vote. A super majority vote of the City Council is 5 out of 7.

Financial Impacts

The Comprehensive Plan Amendment, Rezoning and Site Plan fees were paid.

To the Mayor and City Council
Comp Plan, Rezone and Site Plan Review Kwik Trip
February 24, 2016
Page 7

Advisory Committee/Commission Action

The Planning Commission has recommended approval of the Comprehensive Plan Amendment (Land Use Plan) on a 6 – 0 vote. The also recommended approval of the Rezoning on a 6 – 0 vote. Following considerable discussion and some failed motions they finally recommended approval of the Site Plan on a 5 – 1 vote.

Supporting Documents Attachments

- Resolution No. 16-16
- Ordinance No. 453A
- Resolution No. 16-14
- Location Map
- Draft Planning Commission Minutes
- Comprehensive Plan Pages
- Land Use Plan
- Zoning Map
- Site Plan Maps
- Traffic Study
- Correspondence

**STATE OF MINNESOTA
COUNTY OF CARLTON
CITY OF CLOQUET**

RESOLUTION NO. 16-16

**A RESOLUTION APPROVING THE COMPREHENSIVE PLAN AMENDMENT (LAND
USE PLAN) FROM “LOW DENSITY RESIDENTIAL” TO “HIGHWAY
COMMERCIAL”**

WHEREAS, Kwik Trip is proposing a Comprehensive Plan Amendment (Land Use Plan) from “Low Density Residential” to “Highway Commercial”; and

WHEREAS, As required by ordinance, notification was advertised in the Pine Journal. A public hearing was held to consider the application at the regular meeting of the Cloquet Planning Commission on February 9, 2016 at which time Zoning Case / Development Review No. 16-01 was heard and discussed; and

WHEREAS, the property of the proposed Comprehensive Plan Amendment (Land Use Plan) is located east of 900 Washington Avenue and is legally described as follows:

The Westerly 35 feet of the North 343.70 feet of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter (NW ¼ of NE ¼ of NE ¼) of Section Twenty-six (26), Township Forty-nine (49), North of Range Seventeen (17), West of the Fourth Principal Meridian, Carlton county, Minnesota. Except the North 33.00 feet thereof for right of way purposes.

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

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, that it approves of Zoning Case 16-01 for a comprehensive plan amendment (land use plan) from “Low Density Residential” to “Highway Commercial”.

PASSED BY THE CITY COUNCIL OF THE CITY OF CLOQUET THIS 2ND DAY OF MARCH 2016.

Dave Hallback, Mayor

ATTEST:

Brian Fritsinger, City Administrator

ORDINANCE NO. 453A

AN ORDINANCE TO AMEND CHAPTER 17 OF THE CITY CODE, BY AMENDING THE ZONING MAP OF THE CITY OF CLOQUET FROM “R1 – SINGLE FAMILY RESIDENTIAL” TO “RC – REGIONAL (HIGHWAY) COMMERCIAL”

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

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 Residential to RC – Regional (Highway) Commercial:

The Westerly 35 feet of the North 343.70 feet of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter (NW ¼ of NE ¼ of NE ¼) of Section Twenty-six (26), Township Forty-nine (49), North of Range Seventeen (17), West of the Fourth Principal Meridian, Carlton county, Minnesota. Except the North 33.00 feet thereof for right of way purposes.

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

Passed this 2nd day of March, 2016.

CITY OF CLOQUET

By: _____
Its Mayor

ATTEST:

By: _____
Its City Administrator

Published this _____ day of _____, 2016.

**STATE OF MINNESOTA
COUNTY OF CARLTON
CITY OF CLOQUET**

RESOLUTION NO. 16-14

**A RESOLUTION APPROVING OF A SITE PLAN IN THE RC – REGIONAL
(HIGHWAY) COMMERCIAL DISTRICT FOR KWIK TRIP, INC.**

WHEREAS, Kwik Trip, Inc. is proposing a Site Plan in the RC – Regional (Highway) Commercial District; and

WHEREAS, the property of the proposed Site Plan is located at 900 Washington Avenue and is legally described as follows:

That part of the Northeast Quarter of the Northwest quarter of the Northeast Quarter of Section 26, Township 49 North, Range 17 West, Carlton, Minnesota, described as follows: Commencing at the northeast corner of said Section 26; thence on an assumed bearing of South 89 degrees 11 minutes 41 seconds West, along the north line of the Northeast Quarter of said Section 26 for a distance of 1333.77 feet to the northeast corner of the Northeast Quarter of the Northwest Quarter of the Northeast Quarter of said Section 26, said point being the Point of Beginning of the parcel herein described; thence continue South 89 degrees 11 minutes 41 seconds West, along the north line of said Northeast Quarter of the Northwest Quarter of the Northeast Quarter for a distance of 270.56 feet to the intersection with a line which bears North 04 degrees 49 minutes 55 seconds East from a point designated as B12 on the Minnesota Department of Transportation Right of Way Plat No. 09-5; according to the recorded plat thereof, Carlton County, Minnesota; thence South 04 degrees 49 minutes 55 seconds West 33.16 feet to said point B12, said point also being on the southerly right of way line of County State Aid Highway 16, also known as Washington Avenue; thence continue South 04 degrees 49 minutes 55 seconds West, along easterly line of said Minnesota Department of Transportation Right of Way Plat No. 09-5 for a distance of 69.31 feet to a point designated as B13 on said Minnesota Department of Transportation Right of Way Plat No. 09-5; thence southwesterly for a distance of 164.71 feet, along said easterly line of Minnesota Department of Transportation Right of Way Plat No. 09-5, along a tangential curve, concave to the northwest, having a radius of 175.00 feet and a central angle of 53 degrees 55 minutes 42 seconds to a point designated as B14 on said Minnesota Department of Transportation Right of Way Plat No. 09-5; thence South 58 degrees 45 minutes 37 seconds West, along said easterly line of Minnesota Department of Transportation Right of Way Plat No. 09-5, a distance of 79.94 feet to a point designated as B15 on said Minnesota Department of Transportation Right of Way Plat No. 09-5; thence southwesterly for a distance of 68.09 feet, along said easterly line of Minnesota Department of Transportation Right of Way Plat No. 09-5, along a non-tangential curve, concave to the southeast, having a radius of 175.00 feet, the chord of which bears South 47 degrees 33 minutes 52 seconds West and a chord length of 67.91 feet; thence North 89 degrees 21 minutes 46 seconds East 200.14 feet; thence continue North 89 degrees 21 minutes 46 seconds East 16.16 feet; thence South 02 degrees 06 minutes 14 seconds East 21.01 feet to the north line of the south 315.00 feet of said Northeast Quarter of the Northwest Quarter of the Northeast Quarter; thence North 89 degrees 21 minutes 46 seconds East, along the north line of the south 315.00 feet of the Northeast Quarter of the Northwest Quarter of the Northeast Quarter for a distance of 266.96 feet to the east line of said Northeast Quarter of the Northwest Quarter of the Northeast Quarter; thence North 00 degrees 27 minutes 10 seconds West, along said east line of the Northeast Quarter of the Northwest Quarter of the Northwest Quarter for a distance of 343.71

feet to the Point of Beginning. EXCEPT the northerly 33.00 feet thereof for right of way purposes.

AND

That part of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter of Section 26, Township 49 North, Range 17 West of the Fourth Principal Meridian, Carlton County, Cloquet, Minnesota, described as follows: The West 35.00 feet of the North 343.70 feet of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter of said Section 26, EXCEPT the North 33.00 feet thereof for right of way purposes.

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

NOW, THEREFORE, BE IT RESOLVED, BY THE PLANNING COMMISSION OF THE CITY OF CLOQUET, MINNESOTA, that the Planning Commission recommends approval of Zoning Case 16-01 for a site plan for Kwik Trip, Inc. subject to the following conditions:

1. The site plan shall be revised so the impervious surface does not exceed 70%.
2. An irrigation plan will need to be submitted prior to the building permit being issued.
3. A new landscape plan must be submitted prior to the building permit being issued.
4. The site plan shall be revised to show a sidewalk along Washington Avenue and constructed as part of this project.
5. Easements from the property to the southeast must be submitted for the storm water runoff before a building permit is issued.
6. The required easements, inspection and maintenance agreements, inspection and maintenance plan, financial guarantee and other items as required for the stormwater BMPs must be submitted before a building permit is issued
7. The administrative adjustment of the three parcels shall be filed with Carlton County prior to the building permit being issued.
8. Utility easements shall be provided over the water and sewer lines that extend across the Taco Johns parcel.
9. Copies of the access permit from Carlton County must be submitted prior to the issuance of the building permit.
10. Cross easement documents must be filed for the shared driveway with Zion Lutheran Evangelical Church.
11. The P.A. system must be shut off between the hours of 10 pm and 7 am.
12. The drainage from the driveway onto Holmes Drive must be collected prior to it reaching Holmes Drive.

PASSED BY THE CITY COUNCIL OF THE CITY OF CLOQUET THIS 2ND DAY OF MARCH 2016.

Dave Hallback, Mayor

ATTEST:


Brian Fritsinger, City Administrator



ADMINISTRATIVE OFFICES

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REQUEST FOR COUNCIL ACTION

To: Mayor and City Council
From: Brian Fritsinger, City Administrator 
Date: March 2, 2016

ITEM DESCRIPTION: Consideration of HRA and Library Board Appointments

Proposed Action

The City Council is asked to discuss the applications of interest from Stephanie Fredrickson to serve on the HRA Board with a term expiring June 30, 2019, and Cassandra Brissett to serve on the Library Board with a term expiring December 31, 2018.

Background/Overview

Attached are applications of interest in the current vacancy on the Cloquet Housing and Redevelopment Authority (HRA) and Library Board. The City has been advertising and seeking candidates for the one vacancy on the HRA and the two vacancies on the Library Board.

The HRA has a five member Board of Directors to oversee operations. The terms are staggered five year terms. The Library Board is a seven person Board which serves staggered three year terms.

Neither the Mayor or City staff have spoken with the applicants. The City Council may wish to consider interviewing the candidates or asking the Mayor to make contact with them prior to an appointment.

Policy Objectives

To keep the various City Boards, Commissions and Committees at full membership as identified by the City Council or under City Code. Section 2.2.05 of the Code addresses the membership and terms of the HRA. The HRA is further governed by 469 of Minnesota Statute.

The Library Board is established under City Code Section 2.2.03. Under City Code, appointments to the various Boards and Commissions are made by the Mayor and confirmed by the City Council.

Financial/Budget/Grant Considerations

None.

Advisory Committee/Commission Action

None.

Supporting Documentation Attached

- Applications



ADMINISTRATIVE OFFICES

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**Application for Appointment to
 Advisory Boards and Commissions**

Name: Stephanie Fredrickson		Date: 2-8-16
Address		
Email:		
Home Phone:	Work Phone:	Cell Phone:
How long have you lived in Cloquet?	Years/Months: 11 years	Which Ward? 5-1
What Cloquet community activities have you been involved in? Home for the Holiday committee, Power Lunch at Churchill Elementary (4th year currently), Coach/assistant coach for spring and fall soccer in Cloquet (10 years)		
Please describe any previous experience you have which is similar to serving on a volunteer Advisory Board/Commission.		
Do you have a preferred Board/Commission that you are interested in serving on?		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
If yes, fill in the name of Board/Commission: Housing and Redevelopment Authority		
Would you consider an alternate appointment?		Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, which one?		
Please describe any schedule conflicts with the regular meeting schedules for the Board/Commissions i.e., routine travel, work schedules and the like. I am currently the Collections Manager at Members Cooperative Credit Union and I may occasionally have a mandatory meeting/training I have to attend.		
Why do you wish to be on a Board/Commission? I recently met Debra Shaff and after hearing more about the committee and it's future goals for the community, I would like the opportunity to be a part of it.		
Please describe any other relevant information you would like us to know. Although it seems the expectation is attending one monthly meeting, I would consider being involved more hands on if needed as well.		

*** Attach Additional Sheets, if necessary ***



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**Application for Appointment to
 Advisory Boards and Commissions**

Name: Cassandra Brissett		Date: February 20, 2016
Address		
Email:		
Home Phone:	Work Phone:	Cell Phone:
How long have you lived in Cloquet?	Years/Months: 30 years overall	Which Ward?
What Cloquet community activities have you been involved in? I served on the board of the Carlton County Historical Society and regularly attend the hospital's foundation gala as well as the Cloquet Education Foundation's events.		
Please describe any previous experience you have which is similar to serving on a volunteer Advisory Board/Commission. Carlton County Historical Society		
Do you have a preferred Board/Commission that you are interested in serving on?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If yes, fill in the name of Board/Commission: Library		
Would you consider an alternate appointment?	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>
If yes, which one? I don't have an answer for this question. It would depend on what's available.		
Please describe any schedule conflicts with the regular meeting schedules for the Board/Commissions i.e., routine travel, work schedules and the like.		
Why do you wish to be on a Board/Commission? I wish to be on the library board because I love libraries and think they are tremendously valuable to a community.		
Please describe any other relevant information you would like us to know.		

*** Attach Additional Sheets, if necessary ***