

Regular Meeting

Roll Call

Councilors Present: Bjerkness, Kolodge, Maki, Rock, Wilkinson, Mayor Hallback

Councilors Absent: Langley

Pledge of Allegiance

AGENDA

MOTION: Councilor Bjerkness moved and Councilor Wilkinson seconded the motion to approve the May 17, 2016 agenda. The motion carried unanimously (6-0).

MINUTES

MOTION: Councilor Rock moved and Councilor Bjerkness seconded the motion to approve the minutes of the Work Session and Regular Meeting of May 3, 2016. The motion carried unanimously (6-0).

CONSENT AGENDA

MOTION: Councilor Kolodge moved and Councilor Maki seconded the motion to adopt the consent agenda of May 17, 2016 approving the necessary motions and resolutions. The motion carried unanimously (6-0).

- a. Resolution No. 16-44, Authorizing the Payment of Bills
- b. Renewal of 2016-2017 Liquor and Related Business Licenses
- c. Resolution No. 16-47, VFW Post 3979 Bingo at Veterans Park

PUBLIC HEARINGS

There were none.

PRESENTATIONS

There were none.

VFW TEMPORARY ON-SALE LIQUOR LICENSE/STREET DANCE/LIVE MUSIC

MOTION: Councilor Bjerkness moved and Councilor Kolodge seconded the approval for the VFW Post 3979 for the issuance of a Temporary On-Sale Liquor License for a fund raising event to be held at the VFW June 17-18, 2016 with the City waiving the fee for security for one day of the event. The motion carried unanimously (6-0).

CITY ENGINEER / DIRECTOR OF PUBLIC WORKS APPOINTMENT

MOTION: Councilor Wilkinson moved and Councilor Kolodge seconded the motion to approve the one year probationary appointment of Caleb Peterson to the position of City Engineer/Director of Public Works effective June 6, 2016 and to authorize the City Administrator to initiate an external hiring process for the Assistant City Engineer position. The motion carried unanimously (6-0).

SUMMER SEASONAL APPOINTMENTS

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to approve the appointments of Sean Kedrowski, Trace Dreschler, Joshua Keith and Austin Parenteau as temporary summer seasonal Public Works employees and Anthony Klassen and Patrick Kempter as temporary summer Engineering Interns. The motion carried unanimously (6-0).

FDL SKI TRAIL AGREEMENT

MOTION: Councilor Rock moved and Councilor Maki seconded the motion to approve the Agreement with FDL for operation and maintenance of the Pine Valley west ski trail. The motion carried unanimously (6-0).

CITY HALL SECURITY IMPROVEMENT

MOTION: Councilor Rock moved and Councilor Maki seconded the motion to accept the proposal from Per Mar Security in the amount of \$24,925 to upgrade the security system at City Hall. The motion carried unanimously (6-0).

HOLMES DRIVE MILL AND OVERLAY PROJECT BID AWARD

MOTION: Councilor Kolodge moved and Councilor Rock seconded the motion to adopt **RESOLUTION NO. 16-45, A RESOLUTION AWARDDING HOLMES DRIVE MILL AND OVERLAY PROJECT.** The motion carried unanimously (6-0).

WHEREAS, The City has completed an engineering study to mill and overlay Holmes Drive from Doddridge Avenue to Trunk Highway 33; and

WHEREAS, Public information meetings were held on April 14, 2016 at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, A resolution of the Council adopted on April 19th, 2016, ordered the improvement and directed the City Engineer to solicit bids for the project; and

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

<u>Bidder</u>	<u>Bid Amount</u>
Northland Constructors, LLC	\$ 274,269.60
Ulland Brothers, Inc.	\$ 276,645.55
Hardrives, Inc.	\$ 289,209.16
Sinnott Contracting, LLC	\$ 334,759.82

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

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, That the bid from Northland Constructors, LLC. in the amount of \$274,269.60 is hereby accepted.

CARL STREET AND SOUTH HIGHWAY 33 FRONTAGE ROAD IMPROVEMENT PROJECT BID AWARD

MOTION: Councilor Rock moved and Councilor Bjerkness seconded the motion to adopt **RESOLUTION NO. 16-46, A RESOLUTION AWARDDING THE CARL STREET AND SOUTH HIGHWAY 33 FRONTAGE ROAD IMPROVEMENT BID.** The motion carried unanimously (6-0).

WHEREAS, The City has completed an engineering study to reclaim Carl Street from the South Highway 33 Frontage Road to Walter Avenue and the South Highway 33 Frontage Road from Moorhead Road to Highway 33; and

WHEREAS, A resolution of the Council adopted on February 2, 2016, set a public hearing on Carl Street and a resolution of the Council adopted on July 21, 2015, set a public hearing on the South Highway 33 Frontage Road improvements; and

WHEREAS, Public hearings were held on both projects at which time all persons desiring to be heard were given an opportunity to be heard thereon and the City Council ordered the improvements; and

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

<u>Bidder</u>	<u>Bid Amount</u>
Northland Constructors, LLC.	\$ 231,271.59
Ulland Brothers, Inc.	\$ 240,659.20
Hardrives, Inc.	\$ 274,189.38

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

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, That the bid from Northland Constructors, LLC in the amount of \$231,271.59 is hereby accepted.

AUTHORIZATION TO BID 2016 VETERANS AND FAULEY PARKS IMPROVEMENT

MOTION: Councilor Wilkinson moved and Councilor Maki seconded the motion to authorize the solicitation of bids for planned park improvements at Veterans and Fauley Parks. The motion carried unanimously (6-0).

ORDINANCE NO. 456A, AN ORDINANCE TO AMEND CHAPTER 17 OF THE MUNICIPAL CODE PERTAINING TO OM-OFFICE/MANUFACTURING DISTRICT

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to adopt **ORDINANCE NO. 456A, AN ORDINANCE TO AMEND CHAPTERS 8 AND 17 OF THE MUNICIPAL CODE PERTAINING TO COMMERCIAL KENNELS AND THE OM-OFFICE / MANUFACTURING DISTRICT.** The motion carried unanimously (6-0).

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

Section 1. Section 17.6.16 Subd. 3, Conditional Uses is amended to add:

C. Humane Societies and commercial kennels. A humane society or commercial kennel shall be constructed of impervious materials and all structures, areas and appurtenances shall be so designed as to facilitate thorough and convenient cleaning. Commercial kennels shall be adequately ventilated, and all doors, windows and other openings shall be screened. Commercial kennels shall be provided with adequate water supplies and sanitary facilities for disposal of wastes.

Section 2. Section 8.1.01, Subd 5, Commercial Kennels is amended to read:

“Commercial Kennel” shall mean any place located within the FR, RC or OM Zoning Districts as shall be defined in the City Zoning Code or Ordinance and where the business of keeping, raising, selling, boarding, breeding, or showing, of dogs or cats is conducted, in full conformance with applicable Zoning District regulations including, but not specifically limited to, per shops, animal hospitals and grooming facilities. Commercial kennels are allowed as a conditional use within the City. (Refer to Chapter 17, Zoning Ordinance, for the conditional use requirements.)

Section 3. Effective Date. This ordinance shall take effect and be in force from and after its passage and publication in accordance with law.

MOTION: Councilor Bjerkness moved and Councilor Wilkinson seconded the motion to deny the request for fees to be waived. Motion carried (5-1), Councilor Maki opposed.

CONDITIONAL USE PERMIT – FRIENDS OF ANIMALS

MOTION: Councilor Kolodge moved and Councilor Maki seconded the motion to adopt **RESOLUTION NO. 16-39, A RESOLUTION APPROVING THE CONDITIONAL USE PERMIT FOR FRIENDS OF ANIMALS, HUMANE SOCIETY IN THE OM-OFFICE / MANUFACTURING DISTRICT.** The motion carried unanimously (6-0).

WHEREAS, Friends of Animals is proposing a Conditional Use Permit for a humane society in the Office/Manufacturing District; and

WHEREAS, As required by ordinance, notification was advertised in the Pine Journal and property owners within 350 feet were sent notice. A public hearing was held to consider the application at the regular meeting of the Cloquet Planning Commission on May 10, 2016 at which time Zoning Case / Development Review No. 16-06 was heard and discussed; and

WHEREAS, the property of the proposed Conditional Use Permit is located at 500 Commerce Way and is legally described as follows:

Lots 2 and 3, Block 4, Cloquet Business Park, Carlton County, Minnesota. and

WHEREAS, the Planning Commission reviewed the staff report and recommends approval of the Conditional Use Permit.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, that it approves Zoning Case 16-06 to the Cloquet City Council to allow a humane society in the Office/Manufacturing District subject to the following conditions:

1. The two lots must be consolidated into one tax parcel.
2. A Building Permit must be issued prior to beginning any work.
3. Animals shall not be left outside unattended.
4. The outside kennels proposed to be constructed on the site must be screened.

PRELIMINARY SITE PLAN FOR COMMONWEALTH DEVELOPMENT CORPORATION ON BEHALF OF CLOQUET HOUSING AND REDEVELOPMENT AUTHORITY

MOTION: Councilor Bjerkness moved and Councilor Wilkinson seconded the motion to adopt **RESOLUTION NO. 16-41, A RESOLUTION APPROVING A PRELIMINARY (SKETCH) SITE PLAN FOR COMMONWEALTH DEVELOPMENT CORPORATION ON BEHALF OF CLOQUET HOUSING AND REDEVELOPMENT AUTHORITY, 950 14TH STREET**. The motion carried unanimously (6-0).

WHEREAS, Commonwealth Development Corporation for Cloquet Housing and Redevelopment Authority is proposing a Preliminary (Sketch) Site Plan in the R3 – Multiple Family Residence District for a 35 unit apartment building; and

WHEREAS, the property of the proposed Preliminary (Sketch) Site Plan is located at 950 14th Street (PIN's 06-390-0020, 06-390-0040, 06-390-0060, 06-390-0080, 06-390-1100, 06-390-1120, 06-390-1140, 06-390-1160, 06-390-1180, 06-390-1200, 06-390-1220, 06-390-1240, 06-390-1260, 06-390-1280 and 06-390-1300) and is legally described as follows:

Lot 1, Block 1 except the north 21 feet; Lot 2, Block 1 except the north 21 feet of the west 47.96 feet; Lot 3, Block 1; Lot 4, Block 1 except the east 50 feet; that portion of vacated Dewey Avenue located between Block 1 and Block 4; and, all of Block 4, City of City of Cloquet A. J. White's Addition, Carlton County, Minnesota. And,

WHEREAS, the Planning Commission reviewed the staff report and recommends approval of the Preliminary (Sketch) Site Plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CLOQUET, MINNESOTA, that the City Council approves Zoning Case 16-07 for a Preliminary (Sketch) Site Plan for Commonwealth Development Corporation for Cloquet Housing and Redevelopment Authority for a 35 unit building.

CLOQUET HRA HOUSING TAX CREDIT APPLICATION

MOTION: Councilor Bjerkness moved and Councilor Wilkinson seconded the motion to adopt **RESOLUTION NO. 16-42, A RESOLUTION BY THE CITY OF CLOQUET SUPPORTING THE HOUSING TAX CREDIT APPLICATION BY THE CLOQUET HOUSING AND REDEVELOPMENT AUTHORITY TO THE STATE OF MINNESOTA FOR A WORKFORCE HOUSING PROJECT**. The motion carried unanimously (6-0).

WHEREAS, the Cloquet Housing and Redevelopment Authority owns a previously undeveloped site located at 930 14th Street, Cloquet, MN that has easy access to shopping, dining, parks, professional services, banking and educational amenities; and

WHEREAS, Commonwealth Development Corporation has been selected by the Housing and Redevelopment Authority to perform Development Services related to said site; and

WHEREAS, the Cloquet Housing and Redevelopment Authority (HRA) proposes to construct a 35-unit affordable rental project to be owned by the HRA, to meet a locally-identified housing need of low to moderate income housing and further describe in the Cloquet/Scanlon Housing Study (2014, Stantec Consulting); and

WHEREAS, the City of Cloquet supports the application of the Cloquet Housing and Redevelopment Authority for Low Income Housing Tax Credits through Minnesota Housing; and

WHEREAS, the 2014 Cloquet/Scanlon Housing Task Force, which was composed of members from the City of Cloquet, City of Scanlon, Cloquet HRA, Carlton County, elected officials, area housing developers, area housing managers, Fond du Lac Reservation, and Arrowhead Regional Development Commission, identified additional

housing in this location per Goal #6 and Goal #5 in its recommendations; and

WHEREAS, the Housing and Redevelopment Authority project will utilize existing infrastructure including water and sewer lines etc.; and

WHEREAS, the proposed project is in accordance with the Workforce Housing Cooperatively Developed Plan and Planned Community Development Plan as endorsed by the Cloquet Housing Institute in May, 2016; and

WHEREAS, the Cloquet HRA is required to make Payment in Lieu of Taxes per Minnesota State Statute 469.040; and

NOW, THEREFORE, BE IT RESOLVED, that City Council of the City of Cloquet adopts this resolution of support related to the proposal by the Cloquet Housing and Redevelopment Authority and Commonwealth Development Corporation to Minnesota Housing Finance Agency for housing tax credit funding for affordable workforce housing and as evidence of its commitment to provide ongoing assistance to bring the project to completion as deemed to be appropriate in the sole discretion of the City Council and the Economic Development Authority.

MOTION: Councilor Bjerkness moved and Councilor Rock seconded the motion to approve a payment in lieu of taxes (PILOT) in the amount of five (5) percent. The motion carried unanimously (6-0).

LABOR DAY CELEBRATION

MOTION: Councilor Rock moved and Councilor Kolodge seconded the motion to approve the closure of Cloquet Avenue for the parade, the closure of Avenue C and 13th Street for the car show, the closure of 14th Street, the use of Pinehurst Park, and the closure of Pinehurst Park Drive, including the waiver of the rental fee, for amusement purposes for area youth consistent with previous Labor Day celebrations sponsored by the Central Labor Body. The motion carried unanimously (6-0).

4TH OF JULY PARADE AND RELATED CELEBRATION

MOTION: Councilor Rock moved and Councilor Wilkinson seconded the motion to approve the following items: recognize the Event Committee as a City Committee coordinating the event; closure of Cloquet Avenue from 8th to 22nd Street from 9:30 a.m. to 1:00 p.m. on Monday, July 4, 2016 for the parade; a contract with Pyrotechnical Display for fireworks; and, a contract with Stipes Carnival for the carnival on Dunlap Island. The motion carried unanimously (6-0).

AVENUE C RESTAURANT (RIVDOGG LLC) ECONOMIC DEVELOPMENT LOAN

MOTION: Councilor Rock moved and Councilor Bjerkness seconded the motion to approve a loan in the amount of \$75,000 from Fund 203, in the form of a 10-year term SBA 7A loan participation with NBC Bank (Duluth) to Rivdogg LLC for the Avenue C Restaurant project at an interest rate of 6.25%. The motion carried unanimously (6-0).

PUBLIC COMMENTS

There were none.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND UPDATES

Councilor Kolodge requested to revisit item 8.a. to determine which day the City will absorb the cost for security at the VFW's fund raising event on June 17-18, 2016.

MOTION: Councilor Bjerkness moved and Councilor Kolodge seconded the motion for the City to pay for cost of security on Saturday, June 18, 2016 from 3:00 pm to 11:00 pm. The motion carried unanimously (6-0).

Councilor Rock thanked the design committee for the memorial wall at Veterans Park. He finds the design amazing.

City Administrator Fritsinger informed the Council he will be at the State Capitol on May 19th to discuss fire district issues with our legislators.

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