

DETROIT LAKES CITY COUNCIL

REGULAR MEETING AGENDA

TUESDAY, JUNE 9, 2015

The items on my desk as of Wednesday, June 3, 2015, to be presented for discussion and action at the regular meeting of the City Council on Tuesday June 9, 2015, at 5:00 P.M. in the Council Chambers of the City Administration Building, are as follows:

1. Pledge of Allegiance

2. Approval of the minutes of the Regular City Council Meeting held May 12, 2015, copies of which are enclosed herewith

3. Consent Agenda

All items with an asterisk (**) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which event the item will be removed from the general order of business and considered separately in its normal sequence on the agenda

4. Public Hearings/Comments and Information

- A. Public Hearing for the purpose of considering the vacation of a public alley in Block 8 of Holmes Second Addition (Fairfield Inn)

- 1) Authorization to vacate the public alley in Block 8 of Holmes Second Addition (Resolution enclosed)

- B. Public Hearing to give consideration to the granting of an On-Sale Brew Pub Malt Liquor License and Off-Sale Brewer Malt Liquor License to Triple C Venture Inc., DBA: Lakeside Tavern/Tavern Brewery, 200 West Lake Drive, Detroit Lakes, MN 56501, for the period of June 10, 2015, through December 31, 2015

- 1) Approval to granting on-sale Brew Pub Malt Liquor License and Off-Sale Brewer Malt Liquor License to Triple C Venture Inc., DBA: Lakeside Tavern/Tavern Brewery (Resolution enclosed)

- C. Public Hearing for the purpose of abatement of nuisance created by refrigerator, washing machine, pallets, tarps, tires, un-kept lawn and other items at 806 West Grant Street, Kevin Boit

- 1) Authorization to abate the nuisance at 806 West Grant Street

D. Public Hearing on the proposed improvement of curb, gutter, concrete approaches and sidewalks for 2015

1) Consideration to a resolution ordering the improvement of curb, gutter, concrete approaches and sidewalks for 2015 (Resolution enclosed)

5. Community Development Committee (*Imholte, Wenner, Sukke, Zeman/ Meets on June 8, 2015, at 5:00 PM) **(PLEASE NOTE DATE AND TIME CHANGE)**

A. Consideration to a resolution adopting findings of fact and reasons for approval of the variance application allowing a 5 foot side yard setback to add a 10 x 20 foot main floor addition and a 20 x 20 second story addition to a home at 1736 Long Bridge Road (Anthony Corcoran) (Resolution enclosed)

B. Consideration to the first reading of an ordinance amending the Zoning Ordinance relative to building height in the “R-3” Multi-Family Residential District, the “B-1” Central Business District, and the “B-2” General Business District (Ordinance enclosed)

C. Consideration to a resolution adopting findings of fact and reasons for approval of the variance application allowing commercial use on a 50 foot wide lot in a “B-3” District and a parking variance to allow five parking spaces instead of the required six spaces at 1122 Washington Avenue (Inger Margrette W. Clements) (Resolution enclosed)

D. Consideration to a resolution approving the preliminary plat of Lake Forest Sixth Addition on the northeast corner of Lake Forest Circle (Marty Solmon Construction) (Resolution enclosed)

E. Consideration to a resolution approving the preliminary plat of T.W.E. Properties Village Lane and Long Lake Road (Murray Trieglaff) (Resolution enclosed)

F. Consideration to a resolution adopting findings of fact and reasons for approval of a variance application allowing 10 foot front yard setback and a 37.5 foot setback from the Ordinary High Water Mark for construction of a garage and a 39 foot 9 inch setback from the Ordinary High Water Mark to allow construction of a 10 x 50 foot main story and second story deck at 1153 West Lake Drive (Jim Lund) (Resolution enclosed)

G. Consideration to a resolution adopting findings of fact and reasons for approval of a variance application allowing a deck with a 61.5 foot setback from the Ordinary High Water Mark at 1000 South Shore Drive (Cynthia and Robert Eddy) (Resolution enclosed)

H. Consideration to the Planned Unit Development Final Plan approval to convert a resort and adjacent commercial and residential property to a resort development with 9 condominiums, a 69 unit hotel, and 4000 square foot retail/restaurant at 90 West Lake Drive, 1334 Washington Avenue and 1329-1355 Lake Avenue (DL Hotel Partners LLC) (Resolution enclosed)

- I. Consideration to an encroachment/hold harmless agreement with Dynamic Homes (See attached request)
 - J. Consideration to the second reading and adoption of Ordinance 389 amending Section 802.04 of the City Code limiting the parking of motorized and non-motorized recreational vehicles and trailers on City Streets in Residential Districts (Ordinance enclosed)
 - K. **43 Applications for building permits have been received in the estimated construction value of \$1,336,735.00 for May, 2015 (Report enclosed)
 - L. **May nuisances report (Enclosed)
- 6. Public Works Committee** (*Zeman, Imholte, Schurman, Waller/Meets on June 8, 2015, at 3:00 P.M.)
- A. Consideration to the approval of the Preliminary Engineering Report and setting a Public Hearing for the proposed improvements to Tower Road from CR 21 to CR131 (Resolution enclosed) (PER will be handed out at the meeting)
 - B. Consideration to the request submitted by J & K Marine to have a 30' x 60' tent on the City Beach west of the Marina during the Water Carnival from July 11 – 20, 2015 (Event application enclosed)
 - C. Consideration to the request submitted by the Detroit Lakes Amateur Radio Club to hold the Amateur Radio Field Day on June 27 - 28, 2015 at the City Park (Event application enclosed)
 - D. Consideration to the request submitted by Water Carnival Co-Admiral Nathan Woodard, to have Lake Superior Helicopters provide helicopter tours for 10 days during the Water Carnival and to use the “pits” area of the field behind the demo derby ring at the Fairgrounds as their landing zone (Request enclosed)
 - E. Consideration to the request from Lakes Crisis & Resource Center, to waive or discount the Arena Rental Fee for the 2nd Annual Charity Auction on August 13 (memo enclosed)
 - F. Consideration to the request made by Katie Sandberg to have more than two animals permit at 1154 Garnet Boulevard (No complaints, requests three dogs)
 - G. Discussion on a public park sign at Detroit Mountain
 - H. Discussion on a stop-light at Summit and Highway 10
 - I. **Authorization for the Chamber of Commerce to block off Washington Avenue, from Front Street to Frazee Street and Holmes Street from the alley by Goin' Postal to the alley by Toy Finders on August 4, 2015, from 5:00 A.M. to 7:00 P.M. for Crazy Daze and

approval to their request to have the Public Works Department place six picnic tables downtown, in 2 locations to be determined. (Letter enclosed)

- J. For Council's information: The City has received a thank you card from the Detroit Lakes Area Let's Go Fishing for permitting them to park the Let's Go Fishing pontoon at the old Lakes Liquor parking lot. (card enclosed)
 - K. **Project Status Report from City Engineer (Enclosed)
 - L. **Animal Control Report (Enclosed)
- 7. Finance Committee** (*Marks Erickson, Zeman, Sukke, Wenner/Meets on Tuesday, June 9, 2015, at 3:30 P.M.)
- A. Approval of the audited 2014 Financial Statement (Tracee Bruggeman, Brady Martz)
 - B. Pursuant to City Charter, Chapter 6, Section 6.04, Mayor shall appoint a 2016 Budget Committee
 - C. Consideration to approving a resolution related to advancing funds from our State Aid Funding to pay portions of the TH 10/59 Frontage Road and Holmes Street Extension Project costs (Resolution enclosed)
 - D. Consideration to the final payment for the Upper Sucker Creek Project payable to Hough Inc. in the amount of \$25,943.20
 - E. Consideration to a donation for the 4th of July fireworks display from the Detroit Lakes Regional Chamber of Commerce (\$500 donation from the liquor fund and \$1000 donation from Public Utilities was made in 2014) (Request enclosed)
 - F. Consideration to a donation to the Detroit Lakes Youth Soccer Program (Request enclosed)
 - G. Consideration to a donation to the Detroit Lakes BMX Club (Request enclosed)
 - H. For the Council Information: Stu Omberg, DLCCC, requests that any commitment made by the City to support the Becker County Museum would address their concerns regarding access to the theatre loading area and green space needed to relocate the playground (Letter enclosed)
 - I. **Consideration to a resolution to not waive the monetary limits on Municipal Tort Liability for 2015 (Resolution enclosed)
 - J. **Acceptance of the Trial Balance (Enclosed)
 - K. **Approval of payment of claims

8. Public Safety Committee (*Waller, Schiller, Wenner, Zeman/Meets on June 8, 2015, at 4:30 P.M.)

- A. **Consideration to the approval of the issuance of a Tobacco License to Derek Bitar, E-Cig Shop, located at 526, Suite B (Note this was approved at the May Council, but the location has changed)
- B. **Acceptance of the Police Department Report (Enclosed)
- C. **Acceptance of the Fire Chief's Report (Enclosed)
- D. **Acceptance of parking violations report showing that parking violations amounted to \$250.00 for May, 2015
- E. **The City has received \$5,645.44 that was collected by Becker County Court Administrator for April, 2015

9. Liquor/Gambling Control Committee (*Wenner, Marks Erickson, Schiller, Schurman/Meets on June 9, 2015, at 4:30 P.M.)

- A. Consideration to the request for approval of a Special On-Sale intoxicating liquor license for Holiday Inn on the Lake to sell and serve beer and Mike's Lemonade on June 20, 2015, in a fenced in area at **People's Park** from 11 am to 5 pm for a fundraiser for Jake Morgan, pursuant to their application and fee. (Request enclosed)
- B. Consideration to the issuance of a noise variance permit submitted by Zorbaz of Detroit Lakes, Inc. to exceed the City's noise limits on the following dates: July 2, 3, 4, 10, 11, 17, 18, 24, 25 and 31, 2015 (pursuant to their application, and fee of \$550.00 - \$55 per day x 10 days)
- C. **Approval to the issuance of a special on-sale intoxicating liquor license to the Holiday Inn on the Lake to sell and serve on-sale intoxicating liquor on June 6, 2015 at the Detroit Lakes Armory for the Hoverson/Lehmann wedding, pursuant to their application and fee.
- D. **Approve the issuance of a license to DLCCC to sell on-sale 3.2 malt liquor at the Snappy Park Complex Concession Stand, from June 1, 2015, to October 31, 2015, pursuant to their application and fee
- E. ** Approval of the gambling application submitted by the Lakes Crisis & Resource Center to hold a raffle at Kent Freeman Arena, 1300 Rossman Avenue on August 13, 2015
- F. **Liquor Store Manager's Report (Enclosed)

10. Public Utilities Commission (*Buboltz, Imholte, Nansen, Sinclair, Tucker/Meets on Tuesday, June 2, 2015, at 7:30 A.M) **(NOTE DATE CHANGE)**

11. City Administration Items

- A. **Approval of the following Licenses for one year:

Tobacco Licenses:

Dino Mart, LLC, 526 Washington Avenue, Suite A
Casey's #2219, 104 Roosevelt Avenue
Murphy Oil Corporation, 1557 Hwy 10 West

12. Mayor's Agenda Items

13. Items Not on the Agenda

- A. City Administrator
- B. Citizens
- C. Council Members

14. Information and Announcements

- A. Coffee and cake following Council Meeting honoring William Briggs for his 44 years as City Attorney, Bill retired December 31, 2014
- B. Mike Humbeck's retirement party at the Public Works Building, 508 Front Street East, Tuesday June 30, 2015. "open house" 1:00 P.M.-3:00 P.M. (short program at 2:00 P.M.)
Mike has worked for the City for 36 years

Sincerely,

/s/ **ROBERT LOUISEAU**
Robert Louiseau
City Administrator

RL/gaf
Enclosures