

REGULAR COUNCIL MEETING
CITY OF CROSSLAKE
MONDAY, JANUARY 12, 2009
7:00 P.M. – CITY HALL

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, January 12, 2009. The following Council Members were present: Mayor Jay Andolshek, Steve Roe, Rusty Taubert and Dean Swanson. Also present were City Administrator Tom Swenson, Clerk/Treasurer Darlene Roach, Community Development Director Ken Anderson, Police Chief Bob Hartman, Public Works Director Ted Strand, Park and Recreation Director Jon Henke, General Manager Paul Hoge, City Attorney Mike Couri, City Engineer Dave Reese, Chamber of Commerce Representative Ruth Ann Hanson, Northland Press Reporter Diane McCormack, and Echo Publishing Reporter Ken Korczak. There were approximately seven people in the audience.

A. CALL TO ORDER – Mayor Andolshek called the Regular Council Meeting to order at 7:00 P.M.

1. MOTION 01R-01-09 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPROVE RESOLUTION 09-01 DECLARING CITY COUNCIL VACANCY. MOTION CARRIED WITH ALL AYES.
2. The Council reviewed a memo dated January 8, 2009 from the Personnel Committee regarding a recommendation to fill the City Council vacancy. After receiving letters of interest for consideration, the Personnel Committee interviewed John Moengen, Doug Steele, Carla Bulman and Pete Abler on January 7, 2009. The Committee felt that each of the applicants was well qualified. MOTION 01R-02-09 WAS MADE BY RUSTY TAUBERT AND SECONDED BY STEVE ROE TO APPOINT JOHN MOENGEN TO FILL THE VACANT SEAT ON THE CITY COUNCIL WITH THE TERM EXPIRING ON 12/31/2010. MOTION CARRIED WITH ALL AYES.
3. Clerk/Treasurer Darlene Roach administered the Oath of Office to John Moengen and Mr. Moengen took his seat at the Council Table.
4. MOTION 01R-03-09 WAS MADE DEAN SWANSON AND SECONDED BY STEVE ROE TO ACCEPT THE ADDITIONS TO THE AGENDA AS PRESENTED. MOTION CARRIED WITH ALL AYES.

B. ORGANIZATIONAL MEETING APPOINTMENTS –

1. Appoint Acting Mayor – MOTION 01R-04-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY RUSTY TAUBERT TO APPOINT DEAN SWANSON AS ACTING MAYOR. MOTION CARRIED WITH ALL AYES.
2. Approve Official Depositories – MOTION 01R-05-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE NORTHERN NATIONAL BANK, LAKEWOOD BANK, LAKES STATE BANK, 4M FUND, RIVERWOOD BANK AND MERRILL LYNCH AS THE OFFICIAL DEPOSITORIES. MOTION CARRIED WITH ALL AYES.

3. Approve Signatories on City Checking and Savings Accounts – MOTION 01R-06-09 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE THE MAYOR, ACTING MAYOR, CITY ADMINISTRATOR AND CLERK/TREASURER AS SIGNATORIES ON CITY CHECKING AND SAVINGS ACCOUNTS. MOTION CARRIED WITH ALL AYES.
4. Approve Signatories on, Crosslake Communications Checking and Savings Accounts – MOTION 01R-07-09 WAS MADE BY RUSTY TAUBERT AND SECONDED BY STEVE ROE TO APPROVE THE MAYOR, ACTING MAYOR, CITY ADMINISTRATOR, GENERAL MANAGER AND CLERK/TREASURER AS SIGNATORIES ON CROSSLAKE COMMUNICATIONS CHECKING AND SAVINGS ACCOUNTS. MOTION CARRIED WITH ALL AYES.
5. Appoint 2 Ex-Officio Trustees to the Fire Relief Association – In accordance with Minn. Statute 424A.04, the Board of Trustees shall consist of six (6) members elected by the membership and three (3) ex-officio members consisting of the Fire Department Chief, one elected municipal official and one elected or appointed municipal official who are designated as municipal representatives by the City Council annually. MOTION 01R-08-09 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPOINT THE MAYOR AND CITY ADMINISTRATOR AS EX-OFFICIO TRUSTEES AND THE CLERK/TREASURER AS AN ALTERNATE EX-OFFICIO TRUSTEE TO THE CROSSLAKE VOLUNTEER FIRE RELIEF ASSOCIATION BOARD OF TRUSTEES. MOTION CARRIED WITH ALL AYES.
6. A memo dated January 7, 2009 from Fire Chief Anderson regarding the 2009 Fire Department Officers was included in the packet for Council information.
7. Approve Appointment of City Engineer – Included in the packet for Council review were proposal letters from Widseth Smith Nolting and Landecker & Associates for the 2009 City Engineer appointment. MOTION 01R-09-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPOINT WIDSETH SMITH NOLTING AS THE CITY ENGINEER WITH CHARGES BILLED ACCORDING TO THE FEE SCHEDULE DATED JANUARY 1, 2009. MOTION CARRIED WITH ALL AYES.
8. Approve Appointment of Legal Services – MOTION 01R-10-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE THE APPOINTMENT OF COURI, MACARTHUR AND RUPPE, P.L.L.P AS THE CITY CIVIL ATTORNEY PER AN AUGUST 1, 2008 PROPOSAL LETTER, THE APPOINTMENT OF STEVE FECKER AS CITY LABOR ATTORNEY PER A JANUARY 8, 2009 PROPOSAL LETTER, THE APPOINTMENT OF MATTHEW R. MALLIE AS CITY PROSECUTING ATTORNEY PER A JANUARY 8, 2009 PROPOSAL LETTER AND THE APPOINTMENT OF BRIGGS & MORGAN AS CITY BOND COUNCIL. MOTION CARRIED WITH ALL AYES.
9. Approve Schedule of Regular Council Meetings – MOTION 01R-11-09 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO DESIGNATE THE SECOND MONDAY OF THE MONTH AT 7:00 P.M. FOR

THE REGULAR COUNCIL MEETING. MOTION CARRIED WITH ALL AYES.

10. Approve Official Newspaper – Included in the packet for Council review were proposal letters from Northland Press and Echo Publishing. MOTION 01R-12-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE NORTHLAND PRESS AS THE CITY'S OFFICIAL NEWSPAPER. MOTION CARRIED WITH ALL AYES.
11. Approve 2009 Mileage Reimbursement Rate – MOTION 01R-13-09 WAS MADE BY STEVE ROE AND SECONDED BY DEAN SWANSON TO APPROVE THE 2009 IRS MILEAGE REIMBURSEMENT RATE FOR THE CITY. MOTION CARRIED WITH ALL AYES.
12. Approve Weed Inspector – MOTION 01R-14-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPOINT MAYOR ANDOLSHEK AS THE WEED INSPECTOR. MOTION CARRIED WITH ALL AYES.
13. Approve Assistant Weed Inspector – MOTION 01R-15-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY DEAN SWANSON TO APPOINT TED STRAND AS THE ASSISTANT WEED INSPECTOR. MOTION CARRIED WITH ALL AYES.
14. A memo dated January 7, 2009 from Mayor Andolshek listed Committee Liaison Appointments for 2009. MOTION 01R-16-09 WAS MADE BY RUSTY TAUBERT AND SECONDED BY DEAN SWANSON TO APPROVE THE FOLLOWING COMMITTEE LIAISON APPOINTMENTS FOR 2009: PLANNING AND ZONING COMMISSION – STEVE ROE; CROSSLAKE COMMUNICATIONS UTILITY ADVISORY BOARD – JOHN MOENGEN; PARK AND RECREATION/LIBRARY COMMISSION – RUSTY TAUBERT; PUBLIC WORKS/CEMETERY/SEWER COMMISSION – JOHN MOENGEN; RECYCLING – RUSTY TAUBERT; BUILDINGS AND GROUNDS – STEVE ROE; PUBLIC SAFETY – MAYOR ANDOLSHEK, CITY ADMINISTRATOR SWENSON, POLICE CHIEF HARTMAN AND FIRE CHIEF ANDERSON; ECONOMIC DEVELOPMENT AUTHORITY – RUSTY TAUBERT AND DEAN SWANSON; PERSONNEL COMMITTEE – MAYOR ANDOLSHEK, DEAN SWANSON, TOM SWENSON AND PAUL HOGE; EMERGENCY MANAGEMENT DIRECTOR – BOB HARTMAN; AND WASTEWATER MANAGEMENT DISTRICT REPRESENTATIVE – DEAN SWANSON. MOTION CARRIED WITH ALL AYES.
15. A memo dated January 9, 2009 from Mayor Andolshek listed new Commission Appointments and Re-Appointments for 2009. MOTION 01R-17-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE THE FOLLOWING COMMISSION APPOINTMENTS FOR 2009: PARK AND RECREATION/LIBRARY COMMISSION – FAY MILLER REAPPOINTMENT TO 2ND 3-YEAR TERM, EARL ENGELL REAPPOINTMENT TO 2ND 3-YEAR TERM, LANCE MOBERG APPOINTMENT TO 1ST 3-YEAR TERM AND SANDRA MELBERG APPOINTMENT TO 1ST 3-YEAR TERM; PUBLIC WORKS/SEWER/CEMETERY COMMISSION – GARY OLSON

APPOINTMENT TO 1ST 3-YEAR TERM AND CARLA BULMAN APPOINTMENT TO 1ST 3-YEAR TERM; PLANNING AND ZONING COMMISSION – PETER ABLER REAPPOINTMENT TO 2ND 3-YEAR TERM AND NANCY ADDINGTON REAPPOINTMENT TO 2ND 3-YEAR TERM; CROSSLAKE COMMUNICATIONS UTILITY ADVISORY BOARD – ARMOND GEASE APPOINTMENT TO 1ST 3-YEAR TERM; ECONOMIC DEVELOPMENT AUTHORITY – DEAN SWANSON REAPPOINTMENT OF REQUIRED CITY COUNCIL TERM TO EXPIRE 1/31/2015. MOTION CARRIED WITH ALL AYES.

C. CRITICAL ISSUES – None.

D. CONSENT CALENDAR – MOTION 01R-18-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY RUSTY TAUBERT TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR: (1.) REGULAR COUNCIL MEETING MINUTES OF DECEMBER 8, 2008; (2.) SPECIAL COUNCIL MEETING MINUTES OF DECEMBER 18, 2008; (3.) CROSSLAKE COMMUNICATIONS BALANCE SHEET AND INCOME STATEMENT/DETAIL OF RESERVE BALANCES DATED NOVEMBER 30, 2008; (4.) CITY MONTH END REVENUE REPORT DATED NOVEMBER 2008; (5.) CITY MONTH END EXPENDITURE REPORT DATED NOVEMBER 2008; (6.) LAKES STATE BANK PLEDGE REPORT DATED DECEMBER 2008; (7.) NORTHERN NATIONAL BANK PLEDGE REPORT DATED DECEMBER 2008; (8.) LAKEWOOD BANK PLEDGE REPORT DATED DECEMBER 2008; AND (9.) RIVERWOOD BANK PLEDGE REPORT DATED DECEMBER 2008. MOTION CARRIED WITH ALL AYES.

E. PUBLIC FORUM – None.

F. MAYOR'S REPORT – None.

G. CITY ADMINISTRATOR'S REPORT –

1. City Bills for Approval – MOTION 01R-19-09 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPROVE THE BILLS FOR PAYMENT FOR JANUARY AS SUBMITTED IN THE AMOUNTS OF \$872,563.52 AND \$13,849.48. MOTION CARRIED WITH ALL AYES.
2. Retro Bills for Approval – MOTION 01R-20-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JAY ANDOLSHEK TO APPROVE THE DECEMBER BILLS PAID BETWEEN 12/18/08 – 12/31/08 IN THE AMOUNT OF \$24,031.46. MOTION CARRIED WITH ALL AYES.
3. Included in the packet for Council information was a letter dated December 19, 2008 from the Minnesota Department of Revenue regarding the unallotment of aids/credits impacting the December 26th payment. In order to balance the state budget, Governor Tim Pawlenty unallotted \$110 million of state aids and credits to

cities and counties. The impact of this unallotment to the City of Crosslake is \$22,969.

4. A letter from Patrick Murphy of Norland Corporation stating his intention to rebuild the Exchange and to continue to hold a liquor license at this location was included in the packet for Council information.
5. A memo dated January 8, 2009 from Darlene Roach regarding the request from Moonlite Square for a 3.2% Off Sale Beer License was included in the packet for Council review. This request would allow Moonlite Square to sell 3.2% beer off sale at the grocery store. All applicable documentation has been provided to the City and the fee has been paid. Steve Roe asked which businesses already carry 3.2% Off Sale Beer Licenses. Clerk Roach replied that Ox Lake Tavern and the Bait Box have 3.2% Off Sale Beer Licenses. MOTION 01R-21-09 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE THE 3.2% OFF SALE BEER LICENSE FOR MOONLITE SQUARE, LLC. MOTION CARRIED WITH ALL AYES.
6. A letter dated December 29, 2008 from Land Commissioner Thomas Cowell regarding the Classification to "Non-Conservation" and Future Sales of Tax Forfeited Lands for Parcel No. 120281308B00009 was included in the packet for Council review. Ken Anderson explained that the 30-foot wide subject parcel is located on River Bluffs Road and suggested that the City may want to acquire the piece of land for future road development. Tom Swenson suggested that the Council table the issue and direct the Planning and Zoning Commission and the Public Works Commission to determine the value of the property and whether the acquisition would be beneficial to the City. Steve Roe asked what the policy would be for maintenance of the road. Ken Anderson replied that the road specifications are not up to City standards and therefore would not be maintained by the City. Tom Swenson stated that it would be treated as a private road. Attorney Couri stated that State Statute may require tax forfeited land acquired by cities or counties to be put to public use within a certain amount of time and said the County should have that information. MOTION 01R-22-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO TABLE THE ISSUE OF PURCHASING A 30-FOOT WIDE TAX-FORFEITED PARCEL ON RIVER BLUFFS ROAD DESCRIBED AS PARCEL NO. 120281308B00009 TO BE USED FOR FUTURE ROAD DEVELOPMENT UNTIL THE CITY CAN DETERMINE WHETHER THE LAND NEEDS TO BE PUT TO PUBLIC USE WITHIN A CERTAIN AMOUNT OF TIME WHICH WOULD REQUIRE CITY MAINTENANCE. MOTION CARRIED WITH ALL AYES.
7. Ruth Ann Hanson appeared before the Council to give an update on the St. Patrick's Day Parade and request approval to conduct a raffle. The parade is scheduled for Saturday, March 14 at 2:00 P.M. The parade route will begin in Town Square and end at C&C Boatworks. Included in the packet was a copy of the Chamber's Certificate of Liability Insurance. Ms. Hanson has worked closely with the Crosslake Police Department, Fire Department and Public Works Department. "Blinkie" buttons and raffle tickets will be sold. Steve Roe asked if there would be a detour for traffic wishing to bypass the parade. Ms. Hanson replied that the Chamber put up informational signs last year that seemed to work

well. MOTION 01R-23-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE LG220 APPLICATION FOR EXEMPT PERMIT ALLOWING THE CHAMBER TO CONDUCT A RAFFLE. MOTION CARRIED WITH ALL AYES.

8. Included in the packet for Council review was a memo dated January 6, 2009 from the City Administrator regarding a recommendation to approve the Pay Equity Report. The Department of Employee Relations requires cities to submit Pay Equity Reports every three years. The report for wages as of December 31, 2008 is due by January 31, 2009. The packet included copies of the Pay Equity Implementation Report, Compliance Report, Predicted Pay Report, Predicted Pay Graph and Job Class Data Entry Verification List. In order to be in compliance, the City needs to have an Underpayment Ratio and Salary Range Test greater than 80%. The City of Crosslake Underpayment Ratio is 209.50% and the Salary Range Test is 99.10%. MOTION 01R-24-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JOHN MOENGEN TO APPROVE THE PAY EQUITY REPORT FOR WAGES AS OF DECEMBER 31, 2008 WITH AUTHORIZATION FOR THE MAYOR TO EXECUTE THE REPORT AS CHIEF ELECTED OFFICIAL OF THE CITY. MOTION CARRIED WITH ALL AYES.
9. A letter dated December 12, 2008 from the League of MN Cities regarding the 2008 Property/Casualty Dividend was included in the packet for Council information.
10. The Crosslake – Ideal Lions Contribution Report for the period of 7/1/2008 – 12/31/2008 was included in the packet for Council information.

H. COMMISSION/DEPARTMENT REPORTS –

1. PARK AND RECREATION/LIBRARY –

- a. Park Director Jon Henke reported that the Community Center is offering aerobics on Mondays, Tuesdays and Thursdays. AAA is sponsoring a senior driving 8-hour class on January 14th and 15th from 1:00 P.M. to 5:00 P.M. The Community Center gym is reserved each weekday morning from 8:00 A.M. to 9:00 A.M. for walking. The Library is offering a program called Dad's NFL (Night for Library) on the 1st and 3rd Tuesday of every month from 6:30 P.M. to 7:45 P.M. The night will include story time, time to check out books and also gym time and snacks for both the dads and the kids. The Kitchigami Mobile Library began stopping at the Community Center on Thursday, January 8th. The mobile library will stop at the Community Center from 12:45 to 2:45 P.M. the second and fourth Thursday of every month. Yoga is available at the Community Center on Monday nights from 5:15 to 6:45 P.M. and on Thursday mornings from 10:00 to 11:30 A.M. Senior meals take place at the Community Center Monday through Friday at 11:30 A.M. Interested participants must call by 4:00 P.M. the day before to make a reservation. Meals on wheels are also available for those residents who are home bound. Attendance for the Community Center for the month of December was 4,472 and 1,757 for the Library. Volleyball is offered every

Wednesday night from 6:30 to 8:45 P.M. The Crosslake Park Department is offering pond skating this winter. An indoor soccer program will be held on Sundays starting January 18th through February 22nd for youths in grades 6-9 and the cost is \$15.00. The Knights of Columbus will be sponsoring a free throw contest for boys and girls at the Community Center on Sunday, January 25th from 1:00 to 2:30 P.M. The Crosslake Park Department offers cross-country skiing on a 3-mile system that encompasses several lakes and scenic overlooks, however, grooming of the trails is not planned. The Crosslake Park Department would like to form a woodcarving club. There are 16 interested individuals and the department is looking for a couple of experienced wood carvers to help start this club. Duties would include gathering ideas for beginning wood carvers and also creating a network to secure the materials needed to start the club. The Community Center is also looking to start a chess club. Those individuals interested in playing should contact the office. The Crosslake Park and Recreation Department will be collecting Christmas trees thanks to Blue Lakes Disposal. The location of the drop-off site will be the parking lot of the Crosslake Picnic Shelter. The Chautauqua Program will begin on Wednesday, February 11th from 1:30 to 3:30 P.M. Chautauqua is a monthly forum intended to provide a wide variety of educational experiences for Crosslake area residents and visitors. All programs are free to the public. The February presentation will be on Global Positioning Systems (GPS). The panel discussion will be led by Jon Henke, Bryan Hargrave, Alden Hardwick and Bill and Debby Floerchinger. Discussion topics will include the history of GPS and the vast array of uses it has in today's world. The fitness room at the Community Center is open seven days a week and offers an array of fitness equipment. Rick Pederson, Home Energy Advisor from Crow Wing Power, will be at the Community Center on January 20th from 12:30 to 1:30 P.M. to show people how to create a more energy efficient home.

2. PUBLIC SAFETY –

- a. Chief Hartman reported 134 calls in Crosslake in December.
- b. A total of 2149 calls were reported in Crosslake for 2008.
- c. Chief Hartman reported 14 calls in Mission Township for December.
- d. A total of 391 calls were reported in Mission Township for 2008.
- e. Included in the packet for Council review was a memo dated 1/12/09 from Chief Hartman regarding renewal of the Law Enforcement Contract and Joint Powers Agreement with Mission Township. Chief Hartman reported that there was a \$2,000 increase for the contract that would run from May 1, 2009 to April 30, 2010. MOTION 01R-25-09 WAS MADE BY STEVE ROE AND SECONDED BY JOHN MOENGEN TO APPROVE THE 2009-2010 LAW ENFORCEMENT CONTRACT AND JOINT POWERS AGREEMENT BETWEEN THE CITY OF CROSSLAKE AND MISSION TOWNSHIP IN THE AMOUNT OF \$48,000. MOTION CARRIED WITH ALL AYES.

- f. A letter dated August 7, 2008 from the Crisis Line and Referral Service regarding a contract for services was included in the packet for Council review. The Crisis Line is open 24 hours a day, 7 days a week and is staffed completely by volunteers. Chief Hartman reported that the Police Department has used this service several times and it is a good value for the community. MOTION 01R-26-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE THE AGREEMENT FOR HEALTH SERVICES BETWEEN THE CITY OF CROSSLAKE AND CRISIS LINE AND REFERRAL SERVICE FOR ONE YEAR AT A COST OF \$250. MOTION CARRIED WITH ALL AYES.
- g. The Police Department received a donation from Andy Holm in the amount of \$50. MOTION 01R-27-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JOHN MOENGEN TO ACCEPT A \$50 DONATION FROM ANDY HOLM TO THE POLICE DEPARTMENT TO BE USED TOWARDS THE PURCHASE OF POLICE DEPARTMENT EQUIPMENT. MOTION CARRIED WITH ALL AYES.
- h. The Crosslake Fire Department responded to 23 calls in December. Of those, 18 were medical calls and 5 were fire calls.

3. PLANNING AND ZONING –

- a. Planning and Zoning Commission/Board of Adjustment Regular Meeting Minutes of November 21, 2008 were included in the packet for Council information.
- b. The December 2008 Permit Summary was included in the packet for Council information. Both the total valuations and home permits were down from last year. In 2008 the City issued 414 permits with a total valuation of \$9,366,883.
- c. A staff report dated January 12, 2009 from Lane Braaten regarding the enforcement of impervious coverage and non-permitted land alterations at 33719 Anderson Court was included in the packet for Council review. Ken Anderson reported that property owner Gerald Windschitl exceeded the impervious coverage on his parcel and performed land alterations, including a patio, without a permit. Many attempts have been made to resolve the issue. The City has not heard from Mr. Windschitl since November 2008. MOTION 01R-28-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE AND AUTHORIZE THE CITY ATTORNEY TO PROCEED WITH ENFORCEMENT ACTION TO COMPEL COMPLIANCE WITH IMPERVIOUS COVERAGE STANDARDS AND LAND ALTERATION VIOLATIONS BY GERALD WINDSCHITL FOR PROPERTY AT 33719 ANDERSON COURT. MOTION CARRIED WITH ALL AYES.
- d. A resolution adopting an interim ordinance placing a moratorium on the installation or construction of outdoor wood burners within all of the City's zoning districts was included in the packet for Council review. The moratorium would be in place for one year. The documents define outdoor wood burners to be any type of wood burner that produces heat or energy to

be used in a building other than the building in which the wood burner is located. Attorney Couri stated that if adopted, the City would study the issue to determine whether an ordinance amendment is necessary. However, the Council has the option to take no action at the end of the moratorium. MOTION 01R-29-09 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE RESOLUTION 09-02 ADOPTING AN INTERIM ORDINANCE PLACING A MORATORIUM ON THE INSTALLATION OR CONSTRUCTION OF OUTDOOR WOOD BURNERS WITHIN ALL OF THE CITY'S ZONING DISTRICTS AND TO APPROVE ORDINANCE NO. 271, AN INTERIM ORDINANCE ESTABLISHING A MORATORIUM ON THE INSTALLATION OR CONSTRUCTION OF OUTDOOR WOOD BURNERS IN ALL ZONING DISTRICTS WITHIN THE CITY OF CROSSLAKE. MOTION CARRIED WITH ALL AYES. Attorney Couri stated that a summary of the ordinance was not made and that publishing is not required for this type of ordinance. The ordinance is in effect immediately. Steve Roe suggested that the entire ordinance be published in order to keep residents informed.

- e. A staff report dated January 12, 2009 from Ken Anderson regarding an ordinance amendment relating to certificate of survey requirements for non-conforming structures was included in the packet for Council review. The proposed amendment would allow the Zoning Administrator discretionary authority to determine if a survey submittal is necessary for certain defined structures such as decks, sheds and patios and would alleviate some cost to the property owner. Steve Roe asked if a sketch of the improvement would be required. Ken Anderson replied that a site plan is required for all permits. MOTION 01R-30-09 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO ADOPT ORDINANCE NO. 272 AMENDING SECTION 8.10 OF THE CITY CODE RELATED TO SURVEY REQUIREMENTS FOR NON-CONFORMING STRUCTURES. MOTION CARRIED WITH ALL AYES.

MOTION 01R-31-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JAY ANDOLSHEK TO APPROVE THE PUBLICATION OF ORDINANCE NO. 272 IN SUMMARY FORM IN THE OFFICIAL CITY NEWSPAPER. MOTION CARRIED WITH ALL AYES.

- f. A staff report dated January 12, 2009 from Ken Anderson regarding an ordinance amendment as it relates to requiring the owner or entity performing land alterations to meet with the Zoning Administrator prior to issuance of a permit was included in the packet for Council review. The purpose for adding this language is to insure that contractors who are already licensed by the State of Minnesota and, therefore, exempt from the City of Crosslake licensure requirements, meet with staff to be familiar with the City's applicable local ordinance requirements before any work commences on the proposed project. MOTION 01R-32-09 WAS MADE BY STEVE ROE AND SECONDED BY JOHN MOENGEN TO ADOPT ORDINANCE NO. 273 AMENDING CHAPTER 8 OF THE CITY CODE REGARDING LAND

ALTERATIONS FOR THE CITY OF CROSSLAKE. MOTION CARRIED WITH ALL AYES.

MOTION 01R-33-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY DEAN SWANSON TO APPROVE THE PUBLICATION OF ORDINANCE NO. 273 IN SUMMARY FORM IN THE OFFICIAL CITY NEWSPAPER. MOTION CARRIED WITH ALL AYES.

- g. A staff report dated January 12, 2009 from Ken Anderson regarding an ordinance amendment initiated by Suzanne Sullivan of 12320 ABC Drive as it relates to architectural/appearance standards for residential principal and accessory structures was included in the packet for Council review. The current ordinance prohibits the use of Cor-ten, Rusty Corrugated Metal (R.C.M.) and like materials in the construction of homes and accessory buildings within the City. The Sullivan's would like to use Cor-ten as roofing material to accent the roof, with the remainder of the roof being asphalt. Ed Northway of Northway Construction is representing Ms. Sullivan in this matter. Both Mr. Northway and Ms. Sullivan were in attendance to address the Council. At a public hearing conducted on December 19, 2008, the Planning and Zoning Commission recommended denial of the proposed ordinance amendment. Mr. Northway stated that the Sullivan's would like to incorporate Cor-ten as a high-end finish material to their residence similar to that used on homes around the country. Ken Anderson displayed photographs of sample buildings using Cor-ten and stated that the Commission approved the use of a similar material on the old Famous Dave's building. The difference between the Cor-ten and the material used at Famous Dave's old site is that Cor-ten is not sealed and would continue to rust for several years. Rusty Taubert asked why these types of products are prohibited. Ken Anderson replied that these products are prohibited to avoid a "Quonset hut" appearance and to avoid run off of stain to adjacent wood or cement. Mr. Northway reported that even copper, which is becoming very popular, would be prohibited in this ordinance. Mr. Northway handed out a letter from architect Kevin J. Anderson dated January 12, 2009 regarding his successful experiences using the Cor-ten product. Dean Swanson asked if the product could come in a finished form. Mr. Northway replied that it is possible to get Cor-ten with a seal, but the cost would be very high. Attorney Couri stated that the Planning and Zoning Commission directed him to draft an ordinance amendment prohibiting the use of unfinished building materials. The draft ordinance will go to the Planning and Zoning Commission for review in February and if approved, would compete with the ordinance the Council currently is reviewing. Dean Swanson stated he is concerned with the run off from the Cor-ten product and suggested waiting until the March Council Meeting to review both ordinance amendments at the same time. Rusty Taubert asked why the owner doesn't use a finished product. Mr. Northway stated that a finished product cannot match the final appearance of the Cor-ten. Suzanne Sullivan addressed the Council and stated that she has no personal experience with the product, but the architect has used it on

numerous projects and recommended it to them. Steve Roe suggested that Ms. Sullivan look at buildings that have used this product and that are at least 5 years old because it requires high maintenance. Rusty Taubert asked what stage the project is in. Mr. Northway stated that the guesthouse is complete except for the roof and the house is just being started. Rusty Taubert agreed that the Council should wait until Planning and Zoning completes the other ordinance amendment. Jay Andolshek asked if other surrounding cities allow the use of the product. Mr. Northway replied that Cor-ten is allowed in other cities. MOTION 01R-34-09 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO TABLE THE MATTER OF ORDINANCE AMENDMENT RELATING TO ARCHITECTURAL/APPEARANCE STANDARDS FOR RESIDENTIAL PRINCIPAL AND ACCESSORY STRUCTURES TO THE MARCH 2009 COUNCIL MEETING. MOTION CARRIED WITH ALL AYES. Jay Andolshek asked that Ken Anderson provide the Council with addresses of structures in the area using the Cor-ten product so that the Council could get a first-hand look at the weathering process.

- h. A memo dated January 9, 2009 from Ken Anderson regarding a resolution clarifying the purpose and effect of the naming of Bacon Lane and an ordinance amendment naming unnamed roads and adding existing road names to the Master Road Name Index was included in the packet for Council review. The resolution was initiated by property owner Kirk Schnitker to ensure that the City does not bestow upon any member of the public the right to use or access that property named Bacon Lane. Attorney Couri stated that the addition of Bacon Lane to the Master Road Name Index is just a formality because the road already had a name and street name sign. MOTION 01R-35-09 WAS MADE BY RUSTY TAUBERT AND SECONDED BY DEAN SWANSON TO APPROVE RESOLUTION NO. 09-03 CLARIFYING THE PURPOSE AND EFFECT OF THE NAMING OF BACON LANE BY THE CITY OF CROSSLAKE. MOTION CARRIED WITH ALL AYES.

MOTION 01R-36-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JOHN MOENGEN TO ADOPT ORDINANCE NO. 274 AMENDING CHAPTER 6, SECTION 6.04 NAMING UNNAMED ROADS AND ADDING EXISTING ROAD NAMES TO THE MASTER ROAD NAME INDEX FOR THE CITY OF CROSSLAKE. MOTION CARRIED WITH ALL AYES.

MOTION 01R-37-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JOHN MOENGEN TO APPROVE THE PUBLICATION OF ORDINANCE NO. 274 IN SUMMARY FORM IN THE OFFICIAL CITY NEWSPAPER. MOTION CARRIED WITH ALL AYES.

- i. A staff report dated January 12, 2009 from Ken Anderson regarding approval of an off-premise sign for Town Square was included in the packet for Council review. The Planning and Zoning Commission and the Public Works Commission reviewed and approved a site plan, elevation drawing and

conceptual design for the replacement of an existing Town Square off-premise sign at the intersection of County Road 66 and Swann Drive. Chris Raimann of Kuepers, Inc appeared before the Council and stated that the proposed sign includes other design features such as retaining walls, planters, fountain, wishing well, metal art and lighting that will be directed downward. The proposed reverse channeled lighting on the lettering will not be reflective against the stone surface. Dean Swanson asked if there is enough room to add a sidewalk in the future. Ken Anderson replied that the sign is 5-feet from the right-of-way, not the road, so there is room for a sidewalk in the future. Steve Roe stated that he is in favor of this type of lighting. MOTION 01R-38-09 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE THE PROPOSED OFF-PREMISE SIGN FOR TOWN SQUARE AS SHOWN ON THE SITE PLAN AND CONCEPTUAL DRAWINGS AS SUBMITTED BY KUEPERS, INC. Jay Andolshek asked if the blue highway directional signs were coming down. Ken Anderson replied that the blue highway signs would be eliminated by 12-1-2010. Jay Andolshek asked if there would be signs for individual businesses in Town Square. Ken Anderson replied that there would be no individual business signs and that the proposed sign would be the only off-premise sign for Town Square and its businesses. MOTION CARRIED WITH ALL AYES.

4. **CROSSLAKE COMMUNICATIONS –**

- a. Crosslake Communication's Bills for Approval – MOTION 01R-39-09 WAS MADE BY RUSTY TAUBERT AND SECONDED BY STEVE ROE TO APPROVE THE NOVEMBER 2008 BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNT OF \$293,938.21. MOTION CARRIED WITH ALL AYES.
- b. The Crosslake Communications Regular Meeting Minutes of December 30, 2008 were included in the packet for Council information.
- c. The Customer Count Report was included in the packet for information only.
- d. The Highlights Report for December was included in the packet for Council information. Paul Hoge reported that they now have a feed from Charter for the Broadcast channels and they will need to negotiate agreements for some of the HD channels. Crosslake Communications has reached agreements on the Retransmission Consent Agreements with channels 4, 5, 6, 8, 11 and 13. An agreement has been signed with Verizon to connect to the tower. When Crosslake Communications increased business rates last February, the auditors noticed that they neglected to file the tariff, therefore, a refund was issued plus interest to affected businesses. The tariff has now been filed and the refund satisfied the Minnesota PUC. A meeting is schedule on January 16th with a mediator to try to settle the union contract. In order to keep costs down, the parking lot will no longer be plowed on weekends. Dietz Tower has been hired to inspect the tower and install a new light.
- e. A letter dated January 8, 2009 from WSN regarding Pay Request No. 3 from HyTec Construction was included in the packet for Council review. This is the final payment and covers the overhead door operators that were installed

and remaining retainage release. MOTION 01R-40-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY DEAN SWANSON TO APPROVE PAY REQUEST NO. 3 FROM HYTEC CONSTRUCTION IN THE AMOUNT OF \$7,739.85 CONTINGENT ON RECEIPT OF THE 134 FORMS. MOTION CARRIED WITH ALL AYES.

5. PUBLIC WORKS/CEMETERY/SEWER –

- a. The Public Works Commission Meeting Minutes of December 1, 2008 were included in the packet for Council information.
- b. A letter dated January 5, 2009 from the MPCA regarding plans and specification approval modifications to the existing gravity filter was included in the packet for Council information.
- c. A memo dated January 6, 2009 from the Public Works Commission recommending the release of retainage to Anderson Brothers was included in the packet for Council review. MOTION 01R-41-09 WAS MADE BY STEVE ROE AND SECONDED BY JOHN MOENGEN TO RELEASE RETAINAGE IN THE AMOUNT OF \$3,496.63 TO ANDERSON BROTHERS ON THE 2008 CROSSLAKE STREET IMPROVEMENTS. MOTION CARRIED WITH ALL AYES.
- d. Included in the packet for Council review was a memo dated January 6, 2009 from the Public Works Commission regarding a recommendation for design engineering for a proposed trail extension on CSAH 66 and the Feasibility Report from WSN. The proposed trail would be on the west side of CSAH 66 from Daggett Pine Road, north, approximately 2,100 feet. The feasibility study contained two options with cost estimates. Option 1 would match the existing paved trail width of 9 feet except in sections near Moonlite Bay where it would narrow to approximately 5 – 6 feet at a cost estimated at \$61,995.76. Option 2 would match the existing 9-foot width and include a retaining wall near Moonlite Bay in order to widen the trail. The estimated cost of Option 2 was \$246,997.88. It was the consensus of the Public Works Commission that Option 2 was cost prohibitive. Tom Swenson noted that the (4) four adjacent property owners may be willing to contribute \$5,000 each toward the project. Dave Reese stated that County Engineer was positive about the improvement. MOTION 01R-42-09 WAS MADE BY DEAN SWANSON AND SECONDED BY JOHN MOENGEN TO AUTHORIZE THE DESIGN PHASE AND BIDDING PHASE ON THE PROPOSED CSAH 66 TRAIL EXTENSION FROM DAGGETT PINE ROAD, NORTH, APPROXIMATELY 2,100 FEET IN ACCORDANCE WITH OPTION 1 OF THE FEASIBILITY STUDY COMPLETED BY WSN. MOTION CARRIED WITH ALL AYES. Steve Roe stated that there is a need for a trail from Pine Peaks to Town Square. Tom Swenson stated that the owner of the private property from Pine Peaks to Town Square is not interested in improving the property with a trail and noted that the Council did not require a sidewalk when the land was platted.
- e. A memo dated January 6, 2009 from the Public Works Commission regarding the donation of land to the City was included in the packet for Council review.

In an email dated December 31, 2008, Roger Saatzer offered to deed Parcel No. 120213205CC0009 over to the City if the City would pay all the expenses related to the transfer of said property. The property is located at the intersection of Sand Pointe Drive and CSAH 3 and contains both a sanitary sewer easement and a road easement for Sand Pointe Drive. Attorney Couri suggested that the Council not accept the donation of land because it would make the adjacent parcel where the building is located non-conforming. Ken Anderson explained that the Planning and Zoning Commission approved the impervious coverage on the parcel with the office building by combining the total square footage with the adjacent parcel because they were both owned by the same person. If the City were to take one of the parcels, the other would become non-conforming. Dean Swanson asked if there were any way for the City to just take over the property in the right-of-way. Attorney Couri replied that taking over the right-of-way would not alleviate the owner of having to pay tax on the parcel. Tom Swenson stated that the property is worthless to the owner because it is an unbuildable lot. Attorney Couri replied that there may be value to the property if it is needed to calculate impervious coverage on the adjacent lot and that there is no advantage to the City to own the property rather than have an easement on the property. Tom Swenson suggested that the Council table the matter and direct Planning and Zoning to calculate the impervious coverage. John Moengen suggested that the property owner combine the two parcels into one parcel to alleviate the 2nd tax bill. Ken Anderson stated that the Planning and Zoning Commission could consider an after-the-fact variance for the impervious coverage. It was the consensus of the City Council to direct City Staff to research the implications of accepting a donation of land described as Parcel No. 120213205CC0009 from Roger Saatzer as it relates to creating a non-conforming lot due to impervious coverage.

- f. Included in the packet for Council review was a memo dated January 6, 2009 from the Public Works Commission regarding the substantial completion date extension request by Structural Buildings, a letter dated January 8, 2009 from WSN to Structural Buildings regarding the Oxidation Ditch Enclosure Building, and a letter dated January 8, 2009 from WSN regarding Change Orders 1 & 2. Change Order No. 1 is for additional work requested to be completed by Structural Buildings and Change Order No. 2 is to change the contract substantial completion date to January 16, 2009. Rusty Taubert asked what the status of the project was. Dave Reese replied that the goal and intent of Structural Buildings is to be done this week and that final completion may not be done until spring when the ground has thawed. MOTION 01R-43-09 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPROVE CHANGE ORDERS 1 & 2 AS OUTLINED IN A LETTER DATED JANUARY 8, 2009 FROM WSN. MOTION CARRIED WITH ALL AYES.
- g. A letter dated January 8, 2009 from WSN regarding Pay Request No. 1 from Structural Buildings was included in the packet for Council review. MOTION 01R-44-09 WAS MADE BY DEAN SWANSON AND SECONDED BY

RUSTY TAUBERT TO APPROVE PAY REQUEST NO. 1 IN THE AMOUNT OF \$90,000 TO STRUCTURAL BUILDINGS FOR THE CROSSLAKE OXIDATION DITCH ENCLOSURE BUILDING. MOTION CARRIED WITH ALL AYES.

6. RECYCLING –

- a. The Crosslake Roll-Off Recycling Report for December 2008 was included in the packet for Council information.
- b. The Waste Partners Recycling Reports for September and October 2008 were included in the packet for Council information.

7. PERSONNEL COMMITTEE – None.

8. ECONOMIC DEVELOPMENT AUTHORITY – None.

I. CITY ATTORNEY REPORT - A memo dated January 7, 2009 from Mike Couri regarding the attorney report was included in the packet for Council information. Attorney Couri stated that the court date for the Koshiol case should be in mid-July.

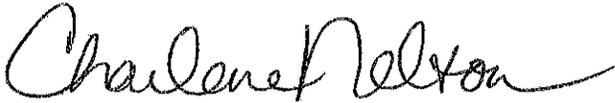
J. OLD BUSINESS – None.

K. NEW BUSINESS – None.

L. PUBLIC FORUM – None.

M. ADJOURN – MOTION 01R-45-09 WAS MADE BY RUSTY TAUBERT AND SECONDED BY JAY ANDOLSHEK TO ADJOURN THIS REGULAR MEETING AT 9:57 P.M. MOTION CARRIED WITH ALL AYES.

Respectfully submitted by,



Charlene Nelson
Deputy Clerk

Deputy Clerk/Minutes/1-12-09

RESOLUTION NO. 09-01

CITY OF CROSSLAKE
COUNTY OF CROW WING
STATE OF MINNESOTA

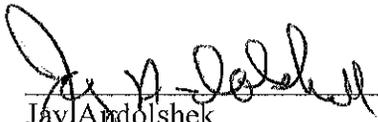
RESOLUTION DECLARING CITY COUNCIL VACANCY

WHEREAS, in a letter dated November 26, 2008, Irene Schultz resigned her position on the Crosslake City Council due to medical reasons; and

WHEREAS, at its meeting of December 8, 2008 the City Council accepted her resignation with regrets.

NOW THEREFORE BE IT RESOLVED, the Crosslake City Council hereby declares a vacancy on the Crosslake City Council for the remainder of the term expiring December 31, 2010.

Adopted by the Crosslake City Council this 12th of January 2009.



Jay Andolshek
Mayor



Thomas N. Swenson
City Administrator

BILLS FOR APPROVAL
12-Jan-09

VENDORS	DEPT		AMOUNT
Ace Hardware, battery charger	Police		30.87
Ace Hardware, snow brush	P&Z		3.50
Ace Hardware, photo battery, wall receptacle	P&R		6.48
Ace Hardware, funnel, distilled water	P&R		5.09
Ace Hardware, caulk, putty, tubing cutter	P&R		20.74
Ace Hardware, window film kit	P&R		18.09
Ace Hardware, ceramic heater	PW		58.45
Avenet, 2009 service maintenance	Gov't		396.00
AW Research, water test	Sewer		104.40
AW Research, water test	Sewer		104.40
AW Research, water test	Sewer		104.40
Blue Lakes Disposal, trash removal	ALL		266.64
Bond Trust Services, 2004 g.o. improvement bonds	Gov't		108,938.75
City of Crosslake, sewer utilities	PW/Gov't		198.00
Council #65, union dues	ALL	pd 1-6	386.61
Couri, MacArthur & Ruppe, legal fees	ALL		1,706.25
Crosslake Communications, phone, fax, cable, internet	ALL		1,141.01
Crosslake Rolloff, recycling	Gov't		2,695.00
Culligan, water and cooler rental	PW/Gov't		56.81
Deaton's Mailing Systems, ink cartridge	P&Z/Admin		92.66
Deferred Comp	ALL		226.92
Delta Dental, dental insurance	ALL		1,403.20
D.G. Towing, towing of jeep	Police		85.20
Donna Keiffer, aerobics session #1	P&R		264.48
DVS Renewal, registration tabs	PW		27.25
Fortis, disability	ALL		396.89
General Drivers Union Local #346, union dues	Police	pd 1-6	155.00
Holiday Station, propane refill	PW		74.51
Marsden, office cleaning	PW		596.40
Mastercard, Barnes and Noble, books	Library		128.72
Mastercard, Fleet Farm, wiper blades, oil, wd40, heater	PW		409.50
Mastercard, Gander Mountain, thermocouple replacements	PW		17.10
Mastercard, Neopost, rate change software	P&Z/Admin		90.53
Mastercard, Office Max, folders, pens, note pads	PW		96.20
Medica, health insurance	ALL		21,995.10
Menards, rake	PW		29.90
MN Benefits	Admin	pd 1-2	176.42
MN Chiefs of Police Association, dues	Police		130.00
MN Dept of Agriculture, pesticide applicator license	P&R		10.00
MN Life, life insurance	ALL		420.20
MN Rural Water Assn, membership dues	Sewer		235.00
MN State Fire Dept Assn, membership dues	Fire		108.00
Moonlite Square, drinks for thames fire	Fire		22.11
NCPERS-Life Insurance	ALL		192.00
Neopost, postage rate increase software	P&Z/Admin		90.53

ADDITIONAL BILLS FOR APPROVAL
12-Jan-09

VENDOR	DEPT	AMOUNT
Ace Hardware, battery charger	Police	92.62
Bob Hartman, reimburse for flashlights	Police	189.00
Chief Supply, uniform	Police	214.94
Crow Wing Power, electric service	ALL	8,569.67
Dept of Employment & Econ Dev, unemployment	Gov't	1,732.93
East Side Oil, anti-freeze and filter recycling	PW	80.00
Houston Ford, oil change	Police	20.82
Mastercard, Follett Software, labels	Library	207.33
MCS Janitorial, january cleaning	Gov't	772.13
Northland Securities, continuing disclosure report	Gov't	1,775.00
Upstart, banner	Library	13.95
Watt Automotive, oil change	Police	34.19
Whitefish Automotive, replace caliper on brakes	P&R	146.90
		13,849.48

DECEMBER BILLS PAID BETWEEN 12/18-12/31
12-Jan-09

VENDOR	DEPT		AMOUNT
Ace Hardware, battery for police snowmobile	P&R	pd 12-24	26.50
Ace Hardware, spark plugs	P&R	pd 12-24	7.01
Ace Hardware, mouse traps	P&R	pd 12-31	5.30
A.W. Research, water test	Sewer	pd 12-19	104.40
A.W. Research, water test	Sewer	pd 12-30	104.40
Crosslake Communications, backup drives	ALL	pd 12-19	479.70
Crosslake Communications, reimburse for drug test	P&R	pd 12-23	39.50
Crosslake Communications, reimburse pera aid	Gov't	pd 12-24	744.75
Crow Wing County Recorder, filing of 5 resolutions	P&Z	pd 12-22	230.00
Hawkins, aqua hawk	Sewer	pd 12-23	141.19
Healthy Contributions, 4th quarter processing fees	P&R	pd 12-30	147.00
Houston Ford, battery	Police	pd 12-24	117.10
League of MN Cities Ins Trust, reimb for grader damage	PW	pd 12-30	9,147.55
Marco, copier lease	ALL	pd 12-19	368.12
Northland Press, council vacancy ads	Council	pd 12-24	56.00
Reed's Market, sentence to serve	PW	pd 12-31	31.53
Sprint, cell phone charges	Police	pd 12-23	204.95
Thelen Heating & Roofing, furnace check	P&R	pd 12-31	160.00
Unicel, cell phone charges	PW	pd 12-22	107.60
Unicel, cell phone charges	Police	pd 12-29	181.71
Weight Room Users, blue cross reimbursements	P&R	pd 12-31	280.00
WSN, engineering fees	PW	pd 12-24	2,630.25
WSN, engineering fees	PW	pd 12-29	8,492.68
Ziegler, parts for blade	PW	pd 12-29	15.17
Ziegler, cable	PW	pd 12-31	149.95
Ziegler, cable	PW	pd 12-31	59.10
TOTAL			24,031.46

RESOLUTION NO. 09-02

**CITY OF CROSSLAKE
COUNTY OF CROW WING
STATE OF MINNESOTA**

**RESOLUTION ADOPTING AN INTERIM ORDINANCE PLACING A MORATORIUM
ON THE INSTALLATION OR CONSTRUCTION OF OUTDOOR WOOD BURNERS
WITHIN ALL OF THE CITY'S ZONING DISTRICTS**

WHEREAS, the City Council and City Staff have received complaints about the accumulation of smoke caused by outdoor wood burners; and

WHEREAS, the use of outdoor wood burners can result in an accumulation of smoke in the area surrounding the outdoor wood burner; and

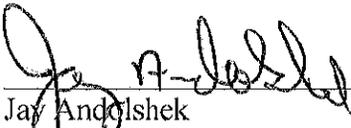
WHEREAS, people with respiratory ailments can experience more severe symptoms, including coughing and shortness of breath, when in proximity to an outdoor wood burner; and

WHEREAS, the City needs a period of time within which to compile research, conduct studies and to implement any needed changes in the City's official controls relating to outdoor wood burners;

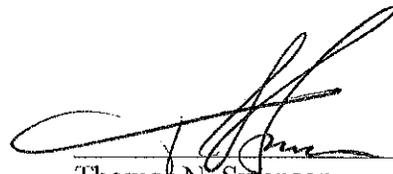
**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
CROSSLAKE:**

1. The attached Interim Ordinance Establishing A Moratorium On The Installation or Construction of Outdoor Wood Burners In All Zoning Districts Within City of Crosslake is hereby adopted.

ADOPTED this 12th day of January, 2009.



Jay Andolshek
Mayor



Thomas N. Swenson
City Administrator

RESOLUTION NO. 09-03
CLARIFYING THE PURPOSE AND EFFECT OF THE NAMING OF
BACON LANE BY THE CITY OF CROSSLAKE

WHEREAS, the City of Crosslake has reason to comply with certain regulatory requirements to name certain streets and driveways that give access to two or more structures; and

WHEREAS, the regulatory basis compelling such naming of streets and driveways that give access to two or more structures is that the naming of such streets and driveways is required by the Crow Wing County Coordinate Datum Based Unincorporated Addressing and Sign Ordinance and is for the purpose of providing proper and suitable 911 emergency dispatching; and

WHEREAS, the City of Crosslake has adopted certain ordinances in Chapter 6 of the City Code that relate to the naming of streets and roadways; and

WHEREAS, the City of Crosslake must formally name that road easement and driveway located in the approximate location as shown on the attached Exhibit A for the sole purpose of compliance with the aforementioned Crow Wing County Ordinance; and

WHEREAS, that road easement and driveway that the City proposes to name as Bacon Lane is recognized as being a driveway easement and not a public street or driveway that is located on property currently owned by Anton Marks, Jr. and Brenda L. Marks, (parcels with Crow Wing County Property Identification Numbers ["PID"] 120291101HBC009, 120291101H00009, and 120291101HBB009), and that is subject to recorded easements over the property identified as PID 120291101H00009 to the benefit of the fee owners of adjacent parcels: Kirk and Michele Schnitker, (PID 120291101HD0009) and Marjorie A. Flaspeter (PID 120291101HC0009); and

WHEREAS, the naming the subject property Bacon Lane by the City of Crosslake in Chapter 6 of the City Code does not bestow upon any member of the public the right to use or access that property named Bacon Lane nor is it the City's intent via such naming process to make it a public road or street, or to use or maintain the property so named as a public street, or to deprive the fee owners or easement holders of any property rights.

NOW THEREFORE be it resolved, that the City of Crosslake City Council hereby formally established the aforementioned property as Bacon Lane solely and exclusively for purposes of complying with certain emergency dispatching purposes and in accordance with the aforementioned terms and considerations.

Adopted this 12th day of January, 2009.

By: _____

Jay Andolshek, Mayor

Attest: _____

Thomas N. Swenson, City Administrator



28

120282200000009

CO RD 3

These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

EXHIBIT A

1/6/2009 2:07:52 PM



H. 4. b.

Crosslake Telephone Company

Check Register - General Account

From November 1, 2008 through November 30, 2008

Check #	Vendor	Date	Description	Amount
000915	CITY OF CROSSLAKE (SEWER)	11/10/2008	OCTOBER SEWER	\$ 33.00
000916	INTERNAL REVENUE SERVICE	11/28/2008	NOVEMBER EXCISE TAX	1,811.53
000917	MINNESOTA DEPT OF REVENUE	11/28/2008	NOVEMBER SALES & USE TAX	9,663.00
000918	INTERNAL REVENUE SERVICE	11/14/2008	FED, FICA, MEDICARE	6,310.13
000919	PERA	11/14/2008	PERA EE & ER	3,407.99
000920	MINNESOTA DEPT OF REVENUE	11/14/2008	MN INCOME TAX WITHHELD	1,056.52
000921	GREAT WEST LIFE & ANNUITY INSU	11/14/2008	DEFERRED COMP	1,912.92
000922	CROW WING POWER	11/26/2008	ELECTRIC SERVICE	3,654.96
000923	INTERNAL REVENUE SERVICE	11/26/2008	FED, FICA, MEDICARE	7,161.89
000924	PERA	11/26/2008	PERA EE & ER	3,503.71
000925	MINNESOTA DEPT OF REVENUE	11/26/2008	MN INCOME TAX WITHHELD	1,226.00
000926	GREAT WEST LIFE & ANNUITY INSU	11/26/2008	DEFERRED COMP	1,912.92
023266	REED'S MARKET	11/10/2008	DONUTS FOR BOARD MEETING	11.19
023266	MINNESOTA TELECOM ALLIANCE	11/10/2008	CENTENNIAL PICTURE BOOK	40.00
023267	ECHO PUBLISHING & PRINTING INC	11/10/2008	HOMECOMING AD	45.00
023268	UNICEL	11/10/2008	RECIP COMP 8/16-9/15/08	124.51
023269	CULLIGAN	11/10/2008	NOV/DEC SERVICE	149.50
023270	GOPHER STATE ONE CALL	11/10/2008	LOCATES	217.50
023271	UNITED PARCEL SERVICE	11/10/2008	WEEKLY SERVICE & MISC SHIPPING	117.13
023272	CROSSLAKE COMMUNICATIONS	11/10/2008	PHONE SERVICE & COMMUNITY CENTER VOICE MAIL	777.85
023273	DEBORAH FLOERCHINGER	11/10/2008	CAFE PLAN REIMB- BAL 494.23	199.45
023274	CITY OF CROSSLAKE	11/10/2008	NOVEMBER OPERATING TRANSFER	20,416.67
023275	QWEST COMMUNICATIONS	11/10/2008	9/2 PARS MNGSLK-1	153.57
023276	INTER-COMMERCIAL BUSINESS SYST	11/10/2008	REPAIR ADSL 6+6 CARDS	2,682.97
023277	XCEL ENERGY	11/10/2008	OCTOBER NATURAL GAS	64.17
023278	BEVCOMM	11/10/2008	ANSWERING SERVICE	105.00
023279	AMERIPRIDE LINEN & APPAREL	11/10/2008	RUG & TOWEL SERVICE	86.40
023280	MINNESOTA 9-1-1 PROGRAM	11/10/2008	911, TAP & TACIP	1,808.71
023281	MN NCPERS LIFE INSURANCE	11/10/2008	NOVEMBER LIFE PREMIUM	48.00
023282	CENTRAL TRANSPORT GROUP LLC	11/10/2008	4 EA DS1'S, 1 T3	3,708.32
283	MERRILL LYNCH	11/10/2008	TO FUND DEBT SERVICE RESERVE	37,518.00
284	ASSURANT EMPLOYEE BENEFITS	11/10/2008	NOV LONG TERM DISABILITY	232.70
023285	PINNACLE PUBLISHING, LLC	11/10/2008	TELEPHONE DIRECTORY-3	1,938.08
023286	AVID COMMUNICATION CONST., INC	11/10/2008	CONTRACT PLOWS	3,139.00
023287	UNIVERSAL SERVICE ADMIN CO.	11/10/2008	OCTOBER FUSC	2,006.00
023288	AMERICAN TELEVISION & COMM.	11/10/2008	AFFILIATE PAYMENT	1,000.00
023289	FOX SPORTS NET NORTH	11/10/2008	AFFILIATE PAYMENT	6,012.08
023290	MTV NETWORKS	11/10/2008	AFFILIATE PAYMENT	8,205.13
023291	PAUL DAVIS	11/10/2008	CAFE PLAN REIMB - BAL 86.22	40.00
023292	D&H DISTRIBUTING CO.	11/10/2008	PRINTER FOR JARED, ITEMS FOR RESALE, ROUTERS	3,906.32
023293	7SIGMA SYSTEMS, INC	11/10/2008	OCTOBER CONSULTING, SSL CERTIFICATES	2,242.00
023294	CORNERSTONE GROUP	11/10/2008	NOVEMBER NEWSLETTER	1,843.45
023295	CYNTHIA PERKINS	11/10/2008	CAFE PLAN REIMB - BAL 422.19	50.00
023296	ZONE TELECOM, INC.	11/10/2008	OCTOBER ACTIVITY	3,830.25
023297	CROSSLAKE ACE	11/10/2008	DRILL BITS, SCREWDRIVER, HACKSW, PVC	71.71
023298	NATIONAL CABLE TEL COOP, INC	11/10/2008	AFFILIATE PAYMENT	29,742.37
023299	EQUUS COMPUTER SYSTEMS, INC	11/10/2008	LAPTOPS & PC'S FOR RESALE	3,780.97
023300	CINNAMON MUELLER	11/10/2008	RETRANSMISSION	811.50
023301	KARE 11 TV	11/10/2008	AFFILIATE PAYMENT	193.10
023302	WASTE PARTNERS, INC.	11/10/2008	OCTOBER TRASH REMOVAL	86.73
023303	DISCOVERY COMMUNICATIONS, INC.	11/10/2008	AFFILIATE PAYMENT	244.53
023304	ROGER'S TWO WAY RADIO	11/10/2008	PAGER	10.58
023305	IKON FINANCIAL SERVICES	11/10/2008	COPIER LEASE - 15	325.89
023306	NATIONAL GEOGRAPHIC CHANNEL HD	11/10/2008	AFFILIATE PAYMENT	6.34
023307	ZAYO BANDWIDTH	11/10/2008	DEDICATED FACILITIES, BANDWIDTH	3,261.00
023308	STEVE & RHONDA PRIEM	11/10/2008	PERM DISCONNECT	58.00
023309	JH CARROLL	11/10/2008	PERM DISCONNECT	56.44
023310	M & B ENABNIT	11/10/2008	PERM DISCONNECT	26.85
023311	REG JUST	11/10/2008	PERM DISCONNECT	16.08
023312	EAST SHORE DEVELOPING	11/10/2008	PERM DISCONNECT	44.51
023313	JAMES OVERHOLT	11/10/2008	PERM DISCONNECT	56.57
023314	KENT RADSPINNER	11/10/2008	PERM DISCONNECT	18.27
023315	ANGLER'S PRO SHOP	11/10/2008	PERM DISCONNECT	29.06
023316	RICHARD R SCHENK	11/10/2008	PERM DISCONNECT	53.00
17	MARJORIE WAAGE	11/10/2008	PERM DISCONNECT	42.87
18	GENE E MIELKE	11/10/2008	PERM DISCONNECT	41.72
023319	HOWARD FRIEDRICH	11/10/2008	PERM DISCONNECT	65.84
023320	MN CHILD SUPPORT PAYMENT CTR	11/14/2008	CHILD SUPPORT WITHHELD	49.83
023321	HY-TEC CONSTRUCTION	11/10/2008	STORAGE BUILDING-PARTIAL PMT	7,623.18
023322	NMN INC	11/24/2008	2009 CALENDARS	1,437.75
023323	LARRY EVENSON	11/24/2008	CAFE PLAN REIMB - BAL 1193.52	846.82
023324	BRAINERD MEDICAL CENTER	11/24/2008	EMPLOYEE TESTING	20.39

023325	ONVOY, INC.	11/24/2008	NOV PARS, OPR SERV, SS7, EASY 800, OCT LD	7,419.32
023326	MOSS & BARNETT	11/24/2008	CHARTER AGREEMENT	297.00
023327	OLSEN THIELEN CO LTD	11/24/2008	THIRD QTR 499-Q, GEN BUSINESS ADVICE	1,192.00
023328	DEBORAH FLOERCHINGER	11/24/2008	CAFE PLAN REIMB - BAL 0	494.23
023329	CITY OF CROSSLAKE	11/24/2008	ENGINEERING-GARAGE	3,000.00
023330	QWEST COMMUNICATIONS	11/24/2008	11/20 ACCESS CHGS MN-CSLK-20	121.03
023331	CITI LITES INC	11/24/2008	LOCATES	921.20
023332	THE OFFICE SHOP	11/24/2008	BOXES, RUBBER BANDS, ADD. ROLS	58.82
023333	DELTA DENTAL PLAN OF MINNESOTA	11/24/2008	DEC DENTAL PREMIUM	1,224.50
023334	MEDICA	11/24/2008	DEC MEDICAL PREMIUM	17,261.53
023335	BADGER COMMUNICATIONS CORP	11/24/2008	PHONES & HEADSET FOR RESALE, EDINA PHONE SYSTEM	5,334.36
023336	WILLIAM GORDON	11/24/2008	CLASS A LICENSE	19.00
023337	BRAINERD LAKES AREA CHAMBER	11/24/2008	BRAINERD LAKES AREA MAP	140.00
023338	NATIONAL CABLE TELEVISION COOP	11/24/2008	D9858 SEG RECEIVER, GROUND RODS, INTERCONN CABLES	6,211.63
023339	NEUSTAR INC.	11/24/2008	SOW & LNP CHARGES	149.47
023340	MERRILL LYNCH	11/24/2008	OCTOBER VISA ACTIVITY	1,049.90
023341	MINNESOTA LIFE INSURANCE CO	11/24/2008	DECEMBER LIFE PREMIUM	180.70
023342	AVID COMMUNICATION CONST., INC	11/24/2008	CONTRACT PLOWS	20,734.28
023343	BUILDERS CONNECTION	11/24/2008	AD BUYERS & BUILDERS MAGAZINE	427.00
023344	ANDERSON BROTHERS CONSTRUCTION	11/24/2008	CLASS 5 FOR NEW GARAGE	672.56
023345	WEARGUARD	11/24/2008	JACKET FOR RON	86.98
023346	TV GUIDE NETWORKS INC	11/24/2008	AFFILIATE PAYMENT	718.60
023347	JOHNSON, KILLEN & SEILER, PA	11/24/2008	UNION NEGOTIATIONS	2,847.83
023348	D&H DISTRIBUTING CO.	11/24/2008	ADAPTERS FOR RESALE	994.12
023349	AT&T - DALLAS TX	11/24/2008	PARS 11/1 - BAN 1499	1,466.83
023350	THELEN HEATING & ROOFING, INC.	11/24/2008	HVAC MAINTENANCE PER CONTRACT	275.00
023351	CYNTHIA PERKINS	11/24/2008	CAFE PLAN REIMB - BAL 392.19	126.77
023352	EQUUS COMPUTER SYSTEMS, INC	11/24/2008	LAPTOP FOR RESALE	969.00
023353	MARSDEN BLDG MAINTENANCE LLC	11/24/2008	NOVEMBER CLEANING SERVICE	733.79
023354	WEATHER CENTRAL	11/24/2008	NOV DATA SERVICE - 6	146.00
023355	STELLAR BILLING, LLC	11/24/2008	NOVEMBER BILLING	7,297.72
023356	ZAYO BANDWIDTH	11/24/2008	BANDWIDTH BILLING, DEDICATED FACILITIES	2,724.00
023357	FRANZEN ELECTRICAL SERVICES	11/24/2008	TWO GENERATORS FOR BACKUP TO FIBER SYSTEM	12,000.00
023358	CROW WING COUNTY HIGHWAY DEPT.	11/24/2008	OCTOBER UNLEADED FUEL	1,154.40
023359	IBEW LOCAL UNION 949	11/26/2008	UNION DUES	396.67
023360	MN CHILD SUPPORT PAYMENT CTR	11/26/2008	CHILD SUPPORT WITHHELD	49.83
023361	LARRY EVENSON	11/24/2008	CAFE PLAN REIMB. - BAL -0-	1,193.52
023362	CITY OF CROSSLAKE	11/24/2008	LUNCH DURING UNION NEG.	49.18
023363	POSTMASTER	11/25/2008	POSTAGE FOR MAILING	404.02
	TOTAL FOR GENERAL ACCOUNT			\$ 293,938.21