

COUNCIL PROCEEDINGS  
CROSSLAKE, MINNESOTA  
REGULAR COUNCIL SESSION  
March 9, 1987 at City Hall

The City Council of Crosslake, Minnesota met in a regular session on March 9, 1987 in the council chambers of City Hall. The following members were present: Mayor Oliver Courts and Councilmembers Elizabeth Andolshek, Lyle Arends, Diana Gallaway and Oliver Yates. There were approximately 28 members of the community present.

Mayor Courts called this regular council meeting to order at 7:30 p.m.

CONSENT CALENDAR - Consisting of the minutes of the special council meeting on February 6, 1987, the minutes of the regular council meeting on February 9, 1987, the minutes of the special council meeting on February 14, 1987, the Clerk/Treasurers financial report for February 1987, the Telephone Company's financial report for February 1987, and the Cablevision's financial report for February 1987. MOTION NO. 3-01-87 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER GALLAWAY TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR AS PRESENTED. MOTION PASSED UNANIMOUSLY.

CLERK'S REPORT - After a brief discussion MOTION NO. 3-02-87 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ARENDS TO SIGN THE RESOLUTION FOR THE CITY OF CROSSLAKE TO PARTICIPATE IN THE 4-M INVESTMENT FUND THROUGH THE LEAGUE OF MINNESOTA CITIES. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-04-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER YATES TO SET THE CITY'S REIMBURSEABLE MILEAGE ACCORDING TO INTERNAL REVENUE ALLOWABLE STANDARDS. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-03-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO APPROVE THE AMBULANCE CONTRACT WITH NORTH MEMORIAL MEDICAL CENTER WITH CHANGES AS SUGGESTED BY CITY ATTORNEY GAMMELLO. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-05-87 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO APPROVE THE RESOLUTION STATING THAT THE POSITION OF NEW EMPLOYEE RICHARD P. CABLE IS THAT OF A POLICE OFFICER. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-06-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER YATES TO RENEW THE TRANSIENT MERCHANTS PERMIT FOR THE CROSSLAKE AREA GAME AND FISH CLUB TO CONDUCT FLEA MARKETS THIS COMING TOURIST SEASON AT THE GAME AND FISH CLUB PROPERTY IN CROSSLAKE. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-07-87 WAS MADE BY COUNCILMAN ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO APPROVE THE RENEWAL OF A BINGO LICENSE FOR THE CROSSLAKE AREA GAME AND FISH CLUB. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-08-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO TABLE THE REQUEST FOR A PULL TAB LICENSE AT YE OLDE WHARF BY CAMP CONFIDENCE UNTIL THE LION'S CLUB COULD TALK TO THE NEW OWNERS. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-09-87 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ARENDS TO RENEW THE BINGO LICENSE FOR THE AMERICAN LEGION POST 500 TO CONDUCT BINGO AT THE COMMUNITY CENTER. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3-10-87 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER YATES TO DENY THE REQUEST FROM NORTHERN NATIONAL BANK TO RELEASE OUR PLEDGED COLLATERAL UNTIL WE RECEIVE NEW PLEDGED COLLATERAL. MOTION PASSED UNANIMOUSLY.

Mr. David Savoy from Camp Confidence was present to request a pull-tab license be issued to Camp Confidence to conduct charitable gambling at the Ye Olde Wharf in Crosslake, Mr. Savoy stated that Camp Confidence is a camp for mentally retarded Minnesotans. Mr. Savoy indicated that he had spoken to Mr. Dean Cheever, new owner of Ye Olde Wharf, and Mr. Cheever signed a lease with Camp Confidence to allow them to rent five feet in which to conduct charitable gambling. Mr. Savoy said that they would be paying less rent than the Lion's Club had paid previously because they would be hiring people to sell the tabs and not rely on the bartender's selling them. Mr. Savoy introduced Marie, who resides in Crosslake and sells pull-tabs for Camp Confidence. Mr. Savoy stated that Camp Confidence raises all the money they need to run Camp Confidence through fund raisers as they do not receive state or federal funds. Mr. Savoy said they would be happy to work with the Lion's Club to work out a mutual agreement for selling time. This item was tabled to allow the Lion's Club time to meet with Ye Olde Wharf management to try to reach an amicable solution. Mr. Savoy thanked the Council for their time.

A memorandum from Duane Blanck, County Engineer requesting that the City ~~participate in a hazard elimination safety program for the correction of~~ regulatory and warning sign deficiencies on non-federal aid local roads was briefly discussed. Councilmember Gallaway asked how much the City would have to pay if the City participated and was informed that it would be 10 percent. MOTION NO. 3-11-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO GO ALONG WITH THE COUNTY'S REQUEST AND SIGN THE AGREEMENT OF UNDERSTANDING REGARDING THE CORRECTION OF REGULATORY AND WARNING SIGN DEFICIENCIES WITHIN CROSSLAKE. MOTION PASSED UNANIMOUSLY.

PARK - Vickey Leonard, Park Commission member was present to ask the Council if a joint meeting of the Park Commission and the Council could be set up for April 16, 1987 at 7:00 p.m. instead of March 26th as originally planned because of scheduling conflicts. The Council agreed to that date and time.

Ms. Leonard also stated that the Park Commission is working hard on the coupon book which they hope to have available for sale on opening fishing weekend.

PLANNING AND ZONING - No report.

CEMETERY - No report.

PUBLIC SAFETY - Robert Garin, Fire Chief, stated that the Public Safety Commission recommended that the fire department be allowed to purchase two pair of boots and one coat. MOTION NO. 3-12-87 WAS MADE BY COUNCILMEMBER

ARENDS AND SECONDED BY COUNCILMEMBER YATES TO APPROVE THE PURCHASE OF TWO PAIR OF BOOTS AND ONE COAT BY THE FIRE DEPARTMENT AS RECOMMENDED BY THE PUBLIC SAFETY COMMISSION. MOTION PASSED UNANIMOUSLY.

TELEPHONE - No report but Mr. Robert Turner said he wanted to remind the Council of the special meeting on March 26th at 8:00 a.m. with the Council and Telephone Commission regarding the REA loan application. There will be an engineer present to brief the Council regarding the proposed application and the impact the proposed road project will have on the amount of the loan.

Anthony Mayer, General Manager said that Council Liaison Gallaway had requested that a list of cablevision checks written be received by the Council each month for review. Mr. Mayer said he did not feel it was necessary but if the Council wanted it he would see that they received it. Mayor Courts said he did not feel that the list should go out to the bars or restaurants in the area. Mr. Arends said he did not like that remark and Mr. Courts responded by saying it was a general statement and he made no implications. MOTION NO. 3-13-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY THAT THE COUNCIL RECEIVE A LIST OF ALL CABLEVISION CHECKS ISSUED EACH MONTH. MOTION PASSED WITH COUNCILMEMBER ANDOLSHEK VOTING NAY.

ROADS - Pat Hoag, Street Superintendent, said the Road Commission recommended that the Council approve the request from Breezy Point to raise their grading fees until and if the City buys their own grader. MOTION NO 3-14-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO APPROVE THE INCREASE IN HOURLY RATES FOR ROAD GRADING BY THE CITY OF BREEZY POINT FROM \$30 TO \$40 PER HOUR. MOTION PASSED UNANIMOUSLY.

~~Mr. Hoag also said the road commission approved looking for a used road grader for the City. He said they have all the specifications for the kind of grader they would like the City to buy. MOTION NO. 3-15-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO ADVERTISE FOR A USED ROAD GRADER, ACCORDING TO THE SPECIFICATIONS FROM THE ROAD COMMISSION, IN THE CONSTRUCTION BULLETIN AND IN THE LEGAL NEWSPAPER WITH BIDS TO BE OPENED AT THE ROAD COMMISSION MEETING ON APRIL 30, 1987 AND HAVE THE ROAD COMMISSION BRING THEIR RECOMMENDATION TO THE COUNCIL ON MAY 11, 1987. Discussion ensued with Mr. Al Benson saying that he was sure that the Road Commission had spent a lot of time on this subject but he felt the initial cost, cost of repairs and the possibility of hiring more help would hurt the City financially. Mr. Benson asked if the City had adequate funds available for this road grader and if the City was setting funds aside for a new dump truck and loader which the City would be needing in a few years. Mr. Benson suggested that it would be more beneficial for the City to get a bigger and better front end loader which would be a more versitile machine than a road grader. Mr. Benson said that costs of labor for repairing heavy equipment are around \$56 to \$58 an hour and new starters cost around \$1,500. He said he would like the Council to really think hard about spending that kind of money because the initial cost would only be the start of the spending. Mr. Benson said the interest alone on a loan for a grader would probably pay the amount we have been paying to have the City roads graded at present. Councilmember Arends said there is a lot of work that could be done in the City with a grader. He said he felt that with approximately 1,000 hours of use a grader would pay for itself.~~

Ms. Helen Fraser asked how much the City expended in funds each year for grading and Mayor Courts said that there was approximately \$7,000 spent in 1985 and a little more than that amount in 1986 but that the figures were at the accountant's office and not immediately available. Mr. Scott Gallaway, Road Commission member, stated that the road commission did not say they were recommending that the City buy the grader but just request bids and prices and that the road commission would make their recommendation after the bids were received. MOTION PASSED UNANIMOUSLY.

FUNDING AND FUTURE DEVELOPMENT - Mayor Courts said the commission has a letter they are working on which will be sent to every property owner in Crosslake requesting their response to the building or remodeling of City Hall. The letter will be brought to the next Council meeting for approval and the commission hopes to mail it to the citizens around the 25th of April. There is also a public hearing set tentatively for May 2, 1987.

PERSONNEL - Mayor Courts said he wanted to make one change in the commission appointments and that was that Walt Denney is an alternate on the road commission and not the public safety commission.

MAYOR'S REPORT - Mayor Courts said it has been brought to his attention that new contractors come into the Crosslake area every year who do not carry the required insurances and can underbid the local contractors. Mr. Frank Peterson, local contractor, said he and most of the other contractors are in favor of the City issuing licenses.

Mayor Courts said the City Attorney was not in favor of the licensing. It would leave the burden of proof on the Planning and Zoning Coordinator. Discussion ensued with the Council questioning liability of the City if licenses are issued. MOTION NO. 3-16-87 WAS MADE BY COUNCILMAN ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK THAT THE COUNCIL TAKE NO ACTION ON LICENSING BUILDING CONTRACTORS IN THE CITY AT PRESENT. MOTION PASSED UNANIMOUSLY.

NEW BUSINESS - Nothing

OLD BUSINESS - Nothing

PUBLIC FORUM - Mayor Courts told the Council that he and Clerk Buchite had met with the Firemen's Relief Association officers, Tom Mezzenga, Ron Foss and Fire Chief Garin as required by Minnesota Statutes. The Mayor was informed that the Firemen's Relief Association has a balance of \$91,737.05 and that they made disbursements of \$1,878.24 in 1986. \$30,838.85 was spread out to the current firemen's funds. Mayor Courts said he felt it was a very good report and presented very well.

Councilman Arends asked if the firemen obtained another quote on the well and was told that they had not.

MOTION NO. 3-17-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO ADJOURN THIS REGULAR COUNCIL SESSION AT 8:45 P.M. MOTION PASSED UNANIMOUSLY.

Recorded and transcribed by:  
Arlene A. Buchite, City Clerk/Treasurer

*Arlene A. Buchite*

MARCH 9, 1987  
COUNCIL SESSION

APPROVED BY MOTION NO. 3-02-87

RESOLUTION

A RESOLUTION AUTHORIZING ENTRY INTO A JOINT POWERS AGREEMENT IN THE FORM OF A DECLARATION OF TRUST ESTABLISHING AN ENTITY KNOWN AS "MINNESOTA MUNICIPAL MONEY MARKET FUND" AND AUTHORIZING PARTICIPATION IN CERTAIN INVESTMENT PROGRAMS IN CONNECTION THEREWITH

WHEREAS, Minnesota Statutes Section 471.59 (the "joint Powers Act") provides among other things that governmental units, by agreement entered into through action of their governing bodies, may jointly or cooperatively exercise any power common to the contracting parties; and

WHEREAS, the Minnesota Municipal Money Market Fund was formed in January 1987 pursuant to the Joint Powers Act by the adoption of a joint powers agreement in the form of a Declaration of Trust by a group of Minnesota Municipalities acting as the Initial Participants thereof; and

WHEREAS, the Declaration of Trust has been presented to this council; and

WHEREAS, the Declaration of Trust authorizes municipalities of the State of Minnesota to adopt and enter into the Declaration of Trust and become Participants of the Fund. Municipality shall mean city, county, town, public authority, public corporation, public commission, special district, and any "instrumentality" (as that term is defined in the Joint Powers Act) of a municipality; and

WHEREAS, this council deems it to be advisable for this municipality to adopt and enter into the Declaration of Trust and become a Participant of the Fund for the purpose of the joint investment of this municipality's monies with those of other municipalities so as to enhance the investment earnings accruing to each; and

WHEREAS, this council deems it to be advisable for this municipality to make use from time to time, in the discretion of the officials of the municipality identified in Section 2 of the following Resolution, of the Fixed-Rate Investment Program available to Participants of the Fund.

NOW, THEREFORE, BE IT REVOLVED AS FOLLOWS:

Section 1. This municipality shall join with other municipalities (as defined in the Declaration of Trust) in accordance with the Joint Powers Act by becoming a Participant of the Fund and adopting and entering into the Declaration of Trust, which is adopted by reference herein with the same effect as if it had been set out verbatim in this resolution, and a copy of the Declaration of Trust shall be filed in the minutes of the meeting at which this Resolution was adopted. The Mayor and the Clerk/Treasurer of this Council are hereby authorized to take such actions and execute any and all such documents as they may deem necessary and appropriate to effectuate the entry of this municipality into the Declaration of Trust and the adoption thereof by this municipality.

Section 2. This municipality is hereby authorized to invest its available monies from time to time and to withdraw such monies from time to time in

accordance with the provisions of the Declaration of Trust. The following officers and officials of the municipality and their respective successors in office each hereby are designated as "Authorized Officials" with full powers and authority to effectuate the investment and withdrawal of monies of the municipality from time to time in accordance with the Declaration to Trust and pursuant to the Fixed-Rate Investment Service available to participants of the Fund:

Arlene A. Buchite, Clerk/Treasurer  
Oliver Courts, Mayor  
Elizabeth Andolshek, Acting Mayor

The Clerk shall advise the Fund of any changes in Authorized Officials in accordance with procedures established by the Fund.

Section 3. The Trustees of the Fund are hereby designated as having official custody of this municipality's monies which are invested in accordance with the Declaration of Trust.

Section 4. Authorization is hereby given for members of the Board of Directors of the League of Minnesota Cities to serve as Trustees of the fund pursuant to the provisions of the Declaration of Trust.

Section 5. State banks, national banks, and thrift institutions located either within or without the State of Minnesota which qualify as depositories under Minnesota law and are included on a list approved and maintained for such purpose by the Investment Advisor of the Fund are hereby designated as depositories of this municipality pursuant to Minnesota Statutes Section 118.005 and monies of this municipality may be deposited therein, from time to time in the discretion of the Authorized Officials, pursuant to the Fixed-Rate Investment Service available to Participants of the Fund.

It is hereby certified that the City of Crosslake duly adopted the Model Resolution at a duly convened meeting of the council held on the 9<sup>th</sup> day of March, 198  , and that such Resolution is in full force and effect on this date, and that such Resolution has not been modified, amended, or rescinded since its adoption.

(Seal)

Arlene A. Buchite  
City Clerk/Treasurer

Oliver K. Courts  
Mayor

MARCH 9, 1987  
COUNCIL SESSION

RESOLUTION FOR POLICE OFFICER

RESOLVED, that the City Council of the City of Crosslake, duly assembled in the meeting on March 9, 1987, does hereby declare that the position now held by Richard P. Cable is that of a police officer as defined in Minnesota Statutes, Section 353.64, Subdivision 2, pursuant to which said employee shall become a member of the Public Employees Retirement Association Police and Fire Fund.

ATTESTED:

Arlene A. Buchite  
Arlene A. Buchite  
City Clerk/Treasurer

Oliver K. Courts  
Oliver K. Courts  
Mayor