

REGULAR COUNCIL MEETING  
CITY OF CROSSLAKE  
MONDAY, MARCH 10, 2008  
7:00 P.M. – CITY HALL

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, March 10, 2008. The following Council Members were present: Mayor Jay Andolshek, Steve Roe, Rusty Taubert, and Dean Swanson. Irene Schultz was absent. Also present were City Administrator Tom Swenson, Clerk/Treasurer Darlene Roach, Public Works Director Ted Strand, Park and Recreation Director Jon Henke, Police Chief Bob Hartman, General Manager Paul Hoge, Community Development Director Ken Anderson, Fire Chief Keith Anderson, Fire Relief Association President Dave Demcho, City Attorney Robert Ruppe, City Engineer Dave Reese, Northland Press Reporter Beth Larson, Brainerd Dispatch Reporter Renee Richardson and Echo Publishing Reporter Betty Ryan. There were approximately fourteen people in the audience.

**A. CALL TO ORDER** – Mayor Andolshek called the Regular Council Meeting to order at 7:00 P.M. A motion to accept the additions to the agenda was requested. MOTION 03R-01-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO ACCEPT THE ADDITIONS TO THE AGENDA AS PRESENTED. MOTION CARRIED WITH ALL AYES.

**B. CRITICAL ISSUES** –

1. DiAnne Bubalo of the Sled Dog Derby appeared before the Council to thank everyone that helped with the sled dog races that took place during the Winterfest and to report that the event went well. Jay Andolshek stated that he heard only good things regarding the race. Steve Roe stated that he also heard positive remarks about the race.
2. Tony Maucieri, Jr. of Maucieri's Catering appeared before the Council to request permission to sell food and alcohol in the parking lot of Whitefish Lodge and Suites during the St. Patrick's Day Parade on Saturday, March 15<sup>th</sup>. The Minnesota Department of Public Safety Alcohol and Gambling Enforcement advised the City Administrator and Deputy Clerk that the following conditions must be met in order for Maucieri's Catering to sell liquor from a hotel's parking lot: 1.) Must have approval from City Council, 2.) Must have caterer's permit, 3.) Must have written approval from hotel to use its property, and 4.) Sale of alcohol must be in conjunction with food (i.e. customers need to purchase food in order to purchase alcohol). Tony Maucieri, Jr. noted that his staff would be carding and stamping people purchasing alcohol, that there would be a one-man band, no tables or chairs, finger food and that the area would be roped off from the public. City Attorney Robert Ruppe stated that the area should be compact and contiguous to the building and away from the street. Steve Roe stated that he thought it was a good idea. MOTION 03R-02-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE THE REQUEST FROM MAUCIERI'S CATERING TO SELL FOOD AND ALCOHOL FROM THE WHITEFISH LODGE AND SUITES PARKING LOT DURING THE ST. PATRICK'S DAY PARADE ON SATURDAY, MARCH 15, 2008 WITH THE

CONDITIONS OUTLINED IN A MEMO DATED MARCH 6, 2008 FROM THE CITY ADMINISTRATOR AND DEPUTY CLERK AND ADDITIONAL CONDITIONS THAT THE AREA BE ROPED OFF, AWAY FROM THE STREET AND THAT CARDING AND STAMPING TAKE PLACE. MOTION CARRIED WITH ALL AYES.

**C. CONSENT CALENDAR** – MOTION 03R-03-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY RUSTY TAUBERT TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR: (1.) MINUTES OF THE SPECIAL COUNCIL MEETING OF FEBRUARY 11, 2008 OF JONES APPEAL; (2.) MINUTES OF THE SPECIAL COUNCIL MEETING OF FEBRUARY 11, 2008 OF ZILKA APPEAL; (3.) MINUTES OF THE REGULAR COUNCIL MEETING OF FEBRUARY 11, 2008; (4.) MINUTES OF THE JOINT COUNCIL/UTILITY MEETING OF FEBRUARY 26, 2008; (5.) CROSSLAKE COMMUNICATIONS BALANCE SHEET AND INCOME STATEMENT/DETAIL OF RESERVE BALANCES DATED JANUARY 31, 2008; (6.) CITY MONTH END REVENUE REPORT DATED JANUARY 31, 2008; (7.) CITY MONTH END EXPENDITURE REPORT DATED JANUARY 31, 2008; (8.) LAKES STATE BANK PLEDGE REPORT DATED FEBRUARY 2008; (9.) NORTHERN NATIONAL BANK PLEDGE REPORT DATED FEBRUARY 2008; (10.) LAKEWOOD BANK PLEDGE REPORT DATED FEBRUARY 2008; (10.a.) CERTIFICATION OF ADOPTION OF DIRECTOR'S RESOLUTION FROM LAKEWOOD BANK; AND (11.) FIRST FEDERAL SAVINGS BANK PLEDGE REPORT DATED FEBRUARY 2008. MOTION CARRIED WITH ALL AYES.

**D. PUBLIC FORUM** – None.

**E. MAYOR'S REPORT** – None

**F. CITY ADMINISTRATOR REPORT** –

1. City Bills for Approval – MOTION 03R-04-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPROVE THE BILLS FOR PAYMENT FOR MARCH AS SUBMITTED IN THE AMOUNTS OF \$85,631.73 AND \$32,479.80. MOTION CARRIED WITH ALL AYES.
2. A Liability Coverage Waiver Form from the League of MN Cities Insurance Trust was included in the packet for Council review. Tom Swenson noted that the City is required to formally waive or not waive the statutory tort liability limits to the extent of the coverage purchased every year. MOTION 03R-05-08 WAS MADE BY RUSTY TAUBERT AND SECONDED BY STEVE ROE TO NOT WAIVE THE MONETARY LIMITS ON MUNICIPAL TORT LIABILITY ESTABLISHED BY MINNESOTA STATUTES 466.04 FOR THE CITY OF CROSSLAKE. MOTION CARRIED WITH ALL AYES.
3. Included in the packet for Council review was a memo dated February 21, 2008 from the Darlene Roach requesting approval of the Resolution to Renew the Charitable Gambling Permit for the American Legion Post 500 for the period of July 1, 2008 through June 30, 2010. Steve Roe asked if the Legion submits an annual contribution report to the City. Tom Swenson replied that the Legion does

submit a report. Dean Swanson asked if it is always a two-year license period. Tom Swenson replied that it was. MOTION 03R-06-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE RESOLUTION 08-06 APPROVING RENEWAL OF CHARITABLE GAMBLING PERMIT FOR THE AMERICAN LEGION POST 500 FOR THE PERIOD OF JULY 1, 2008 TO JUNE 30, 2010. MOTION CARRIED WITH ALL AYES.

4. A letter dated February 20, 2008 from Northland Securities regarding ratings on insured bond issues was included in the packet for Council information. Tom Swenson explained that some bond insurer's ratings have been downgraded by the bond rating agencies. The bond insurance company downgrades do not affect the City's general credit rating, nor do they affect the interest that the City is paying on its existing debt. No action was required.

#### **G. COMMISSION/DEPARTMENT REPORTS –**

##### **1. PARK AND RECREATION/LIBRARY –**

- a. Fund Raising Committee Meeting Minutes of February 15, 2008 were included in the packet for Council information.
- b. Park Director Jon Henke reported that the Community Center offers aerobics on Mondays, Tuesdays and Thursdays. The next session begins March 24<sup>th</sup>. AAA is sponsoring a senior driving 4-hour refresher class on March 20<sup>th</sup> from 9:00 A.M. to 1:00 P.M. The Community Center gym is reserved each weekday morning from 8:00 A.M. to 9:00 A.M. for walking. The Chautauqua program for March 12, 2008 at 1:30 P.M. will feature Dr. Poland from the Crosby Eye Clinic. Dr. Poland will share his knowledge and experience in eye care and treatment and tell how he introduced Lasik eye surgery and many other procedures to the Brainerd Lakes Area. His insight on life long eye care will be beneficial and interesting to all. The program is free and takes place at the Community Center. The Library started a Fathers Reading Program that is held on the first and third Tuesday of every month. The program is called Dad's NFL (Night for Library) and will run from 6:30-7:45 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 program is free. A special Dads and Kids night has been scheduled for Tuesday, March 18<sup>th</sup> from 6:00 – 7:45. The night will feature a free dinner, games in the gymnasium, guest readers and free books. The event is open to kids of all ages. The event is sponsored by the MN Humanities Department and the Crosslake Area Library and Reed's Market donated the food for the evening. The Community Center offers volleyball every Wednesday night from 6:30 until 8:45. The Crosslake Park Department is offering pond skating this winter. The pond is located directly behind the softball field. The snow will be cleared and the pond will be flooded on a daily basis or as needed. The warming house is now closed. The AARP Tax Help program is now available at the Crosslake Community Center. Sessions are held Tuesday mornings from 8-12 through April 15<sup>th</sup>. Starting March 17<sup>th</sup> appointments will also be available from 8-12 on Mondays. Seniors who want to receive the Economic Stimulus Rebate will

need to file a tax return. The Council gave approval to proceed with the construction of additional children's book bins in January of 2008. The book bins are now complete and will be delivered soon. MOTION 03R-07-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO ACCEPT THE TWO CHILDREN'S BOOK BINS FROM AN ANONYMOUS DONOR FOR THE LIBRARY'S CHILDREN'S SECTION. MOTION CARRIED WITH ALL AYES. Baseball registrations have been sent out to all participants from last year. Registrations are also available at the Community Center.

2. PUBLIC SAFETY –

- a. A letter dated February 27, 2008 from the County Administrator reporting that Crow Wing County will no longer be providing services to the City of Crosslake under the “Ordinance for Keeping of Dogs and Providing Penalties for Violation Thereof, Ordinance 0603” was included in the packet for Council information. The letter noted that a clerical error was made in 2007 because the ordinance does not permit this service for cities. Rusty Taubert asked what the Police will do with problem dogs. Chief Hartman replied that he does not have an answer at this time and stated that he and the Crosby Police Department, which is also affected by this, have contacted the County Attorney and County Commissioners to request that the agreement be extended to cities again. Steve Roe asked if there was someone in Crosslake that could pick up stray or nuisance dogs. Chief Hartman replied that he has not heard of an interested party because the regulations are very strict.
- b. Chief Hartman requested acceptance of a donation in a memo dated 3/10/08. MOTION 03R-08-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO ACCEPT A DONATION OF \$100 FROM THE IRENE SCHULTZ FAMILY TO BE USED TOWARDS THE PURCHASE OF POLICE EQUIPMENT. MOTION CARRIED WITH ALL AYES.
- c. Chief Hartman requested acceptance of a donation from Andy Holm who has turned his Planning and Zoning Commission compensation over to the Police Department. MOTION 03R-09-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO ACCEPT A DONATION OF \$100 FROM ANDY HOLM TO BE USED TOWARDS THE PURCHASE OF POLICE EQUIPMENT. MOTION CARRIED WITH ALL AYES.
- d. Chief Hartman reported 131 calls in Crosslake in February.
- e. A total of 29 calls were reported in Mission Township for February.
- f. Fire Chief Keith Anderson reported that the Crosslake Fire Department responded to 12 calls in Crosslake in February. Of those, 11 were medical calls and 1 was a fire call.
- g. A memo dated February 28, 2008 from Chief Anderson requesting acceptance of donations was included in the packet for Council review. MOTION 03R-10-08 WAS MADE BY STEVE ROE AND SECONDED BY DEAN SWANSON TO ACCEPT A DONATION OF \$20 FROM STANLEY AND ARVILLA JOHNSON AND A DONATION OF \$100 FROM THE IRENE SCHULTZ FAMILY. MOTION CARRIED WITH ALL AYES.

- h. Chief Anderson requested acceptance of a donation from the Crosslake-Ideal Lions to be used towards the purchase of a Jaws of Life cutter, spreader, portable pump and ram. MOTION 03R-11-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO ACCEPT A DONATION OF \$15,000 FROM THE CROSSLAKE-IDEAL LIONS TO BE USED TOWARDS THE PURCHASE OF JAWS OF LIFE. MOTION CARRIED WITH ALL AYES. Chief Anderson explained that the department has looked at a refurbished unit at a cost of \$22,455.53 which has only been used for demonstrations and comes with a warranty. The cost of a new unit is \$23,990.98. If they purchase the refurbished unit, they will still need approximately \$7,000 to cover the cost after the \$15,000 donation is applied. Chief Anderson stated that he will request the Fire Relief Association to donate \$1,000 towards the purchase and that he would be in favor of using \$2,000 budgeted in 2008 for the Hovercraft Reserve Fund to pay for the Jaws of Life. Tom Swenson explained that the City could pay the balance from the Fire Department budget, but they would be \$4,000 over budget at the end of the year. The Fire Department would have to try to cutback in other areas and should apply for other grants. Steve Roe asked what prompted the purchase of this equipment. Chief Anderson replied that there was recently a car accident in Crosslake where extraction was necessary and the Jaws of Life that the department currently has, was not powerful enough. The current tool is over 20 years old. MOTION 03R-12-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPROVE THE PURCHASE OF A JAWS OF LIFE TOOL AT A COST OF \$22,455.53 AND TO APPLY THE \$15,000 DONATION FROM THE CROSSLAKE-IDEAL LIONS TOWARDS THIS PURCHASE. MOTION CARRIED WITH ALL AYES.
- i. Included in the packet for Council review was the Crosslake Firefighter's Relief Association Bylaws with Association Changes.
- j. Included in the packet for Council review was the Crosslake Firefighter's Relief Association Bylaws Including Attorney Revisions.
- k. The final copy of the Crosslake Firefighter's Relief Association Bylaws was included in the packet for Council review. Dave Demcho, President of the Crosslake Firefighter's Relief Association, appeared before the Council and gave a brief update on the process leading up to the completion of the new Bylaws. Mr. Demcho explained that the Bylaws are now in compliance with the State Auditor requirements. The Board and Association Members have all reviewed the Bylaws and approved them. Tom Swenson stated that the Mayor, City Clerk and he sat in on most of the meetings revising the Bylaws commended Dave Demcho for his determination and hard work on this project. MOTION 03R-13-08 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE THE CROSSLAKE FIREFIGHTERS' RELIEF ASSOCIATION BYLAWS AS PRESENTED. Dean Swanson stated that he appreciated Mr. Demcho and staff's hard work. MOTION CARRIED WITH ALL AYES.

### 3. CROSSLAKE COMMUNICATIONS –

- a. Crosslake Communication's Bills for Approval – MOTION 03R-14-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY RUSTY TAUBERT TO APPROVE THE JANUARY 2008 BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNT OF \$256,083.63. MOTION CARRIED WITH ALL AYES.
  - b. The Highlights Report for February was included in the packet for Council review. Paul Hoge reported that Crosslake Communications has now connected 13 residents on the ABC Drive project. The additional seven channels of digital programming as well as the addition of four more HD programs were live on February 29<sup>th</sup>. The programming is not available in all areas. Paul Hoge explained that Bill Gordon and Jared Johnson have developed a way to get cable channels to Mission Township. The Crosslake Communications Advisory Board recommended that the City Council approve the upgrade of Cable TV to the Mission area and to the first half of the Milinda Shores area. The cost would be \$100,000 for Mission and \$160,000 for Milinda Shores. These costs were not included in the budget. There is \$170,000 left in the loan from last year that could be used towards this project. MOTION 03R-15-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE THE UPGRADE OF CABLE TV TO THE MISSION AREA AND THE FIRST HALF OF MILINDA SHORES AREA. MOTION CARRIED WITH ALL AYES. The Safety Manual is complete and has been reviewed by the Advisory Board. MOTION 03R-16-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO ADOPT THE CROSSLAKE COMMUNICATION'S SAFETY MANUAL. MOTION CARRIED WITH ALL AYES. Crosslake Communications is going to change the depreciation on its computers from five years to three years.
  - c. The Customer Count Report was included in the packet for information only.
4. PERSONNEL COMMITTEE – None.
5. PUBLIC WORKS/CEMETERY/SEWER
- a. Public Works Commission Meeting Minutes of February 4, 2008 were included in the packet for Council information.
  - b. A memo dated March 4, 2008 from the Public Works Commission regarding a recommendation to purchase a truck crane was included in the packet for Council review. Ted Strand stated that the crane would be used to pull lift station pumps up to the surface and that there are funds in the Sewer Project Fund that can be used towards this purchase. MOTION 03R-17-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE THE PURCHASE OF AN RKI 2500# TRUCK CRANE FROM NORTH CENTRAL TRUCK EQUIPMENT AT A COST OF \$6,090.44. MOTION CARRIED WITH ALL AYES.
  - c. A memo dated March 4, 2008 from the Public Works Commission regarding 2008 Road/Drainage Projects was included in the packet for Council review. Dave Reese explained that he presented the Public Works Commission with an update on the Anchor Point Road Drainage Project which included a

breakdown of estimated costs totaling \$15,125 and an update on the Lake Street Rock Spillway Project including a breakdown of costs estimated at \$9,625. The total estimated cost of the proposed improvements to Ox Lake Landing is \$79,750. Dave Reese stated that the City is required to advertise for bids if the project is over \$50,000 and suggested that Backdahl Road be overlaid if there are funds remaining. Tom Swenson stated that he would like the project bids to include Anchor Point Road and Lake Street as Alternate Projects and suggested that the Public Works Department may do some of the work on those streets if the bids come in too high. MOTION 03R-18-08 WAS MADE BY RUSTY TAUBERT AND SECONDED BY DEAN SWANSON TO APPROVE THE DEVELOPMENT OF A BID PACKAGE FOR THE OX LAKE LANDING IMPROVEMENTS WITH THE ANCHOR POINT ROAD DRAINAGE PROJECT INCLUDED AS ALTERNATE #1 AND THE LAKE STREET ROCK SPILLWAY PROJECT INCLUDED AS ALTERNATE #2 IN THE BID PACKAGE. MOTION CARRIED WITH ALL AYES.

- d. A letter dated March 4, 2008 from WSN regarding a proposal for Engineering Design/Construction Phase Services for the 2008 Crosslake Street Improvements was included in the packet for Council review. MOTION 03R-19-08 WAS MADE BY RUSTY TAUBERT AND SECONDED BY DEAN SWANSON TO APPROVE THE PROPOSAL FOR ENGINEERING DESIGN/CONSTRUCTION PHASE SERVICES FOR THE 2008 CROSSLAKE STREET IMPROVEMENTS AS PRESENTED BY WSN FOR PLANS, SPECIFICATIONS AND BIDDING NOT TO EXCEED \$10,500 AND CONSTRUCTION OBSERVATION AND STAKING AT AN ESTIMATED COST OF \$12,500. MOTION CARRIED WITH ALL AYES.

6. PLANNING AND ZONING –

- a. Planning and Zoning Commission/Board of Adjustment Regular Meeting Minutes of January 25, 2008 were included in the packet for Council information.
- b. The February 2008 Permit Summary was included in the packet for Council information.
- c. A letter dated February 25, 2008 from SBA Network Services, Inc. was included in the packet for Council information. Ken Anderson stated that Patches Estes and Diane Borchardt of SBA submitted the letter in great appreciation for the extraordinary service provided to them by Lane Braaten of the Crosslake Planning and Zoning Department. The letter noted that Mr. Braaten was very responsive, informative and pleasant to work with.
- d. Included in the packet for Council information was a notice regarding a Video Conference for Local Elected Officials sponsored by the MN Department of Health regarding Ten Things You Should Know About Drinking Water in Minnesota.
- e. A staff report dated March 10, 2008 from the Planning and Zoning Commission regarding an amendment to the Wilderness Park PUD, approving the revised location for proposed Storm Shelter/Pavilion was included in the packet for Council review. The original plans were to construct the storm

shelter as an addition to the existing laundry/shower building located near the tennis courts. Upon evaluation of the needs of the Association and the location of the existing drainfield in close proximity to the laundry/shower building, the Association has requested approval to relocate the storm shelter. The proposed site is the current site of the Recreation Building/Pool House adjacent to the swimming pool. The current building will be demolished as part of the storm shelter construction project. Steve Roe asked if there were precautions included in the design to protect the building from damage of a pool chemical spill. Larry Neer of the Wilderness Park Association stated that there are not many chemicals stored in the building but that a lip could be put in to contain a spill. MOTION 03R-20-08 WAS MADE BY RUSTY TAUBERT AND SECONDED BY JAY ANDOLSHEK TO APPROVE RESOLUTION 08-07 APPROVING AN AMENDMENT TO CONDITIONAL USE PERMIT 2005-007 AND RESOLUTION PZ-2007-003 TO APPROVE THE RELOCATION OF THE PROPOSED STORM SHELTER AND PAVILION WITHIN THE WILDERNESS PARK ASSOCIATION PROPERTY AND TO ADD THE CONDITION THAT THE POOL STORAGE ROOM HAVE A CONCRETE LIP AT THE ENTRYWAY TO CONTAIN ANY CHEMICAL SPILL. MOTION CARRIED WITH ALL AYES.

- f. A staff report dated March 10, 2008 from Jon Henke and Ken Anderson regarding Metes and Bounds S2008-004, David Nevin was included in the packet for Council review. The Planning and Zoning Department received an application from David Nevin to subdivide approximately 57 acres of property accessed from 15024 Wilderness Trail. After a preliminary review by staff, it has been determined that land should be acquired for any park dedication requirement versus cash in lieu of land which has been more typically required in the past. The proposed subdivision is contiguous to existing City property used for park and trail purposes. The dedication of property versus cash payment is preferred and recommended in order to expand the existing real estate holdings of the City of Crosslake for open space and recreation purposes. MOTION 03R-21-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO DIRECT STAFF TO INFORM THE COMMISSIONS TO CONSIDER LAND FOR PARK DEDICATION PURPOSES FOR METES AND BOUNDS SUBDIVISION 2008-004 SUBMITTED BY DAVID NEVIN. Dean Swanson asked if this motion locked the City into a land deal and stated that he would like to know the proposal before a final agreement is made. Ken Anderson replied that this motion only asks the Commissions to consider land for park dedication and that the Council would still have the final approval for park dedication. MOTION CARRIED WITH ALL AYES.
- g. A staff report dated March 10, 2008 from the Planning and Zoning Commission regarding Ordinance Amendment 2007-010, Amending Chapter 5 of the City Code Related to Licensing of Landscape and Excavating Contractors was included in the packet for Council review. At a public hearing on December 21, 2007 the Planning and Zoning Commission approved a motion to adopt this ordinance amendment. No public comment

was received at the public hearing. Amendments to Chapter 5 of the City Code do not require a public hearing. Ken Anderson stated that many landscapers do not acquire permits before doing work and perform unauthorized landscaping. Mr. Anderson showed a variety of pictures on the overhead of examples of work done without a permit. Ken Anderson also noted that it would be important to hold a public information meeting to inform and educate affected contractors of the new City licensing requirements and the need for zoning/land alteration permits. Mr. Anderson suggested that the City Council further consider the Civil Penalties section of the ordinance. The ordinance references a three-year rolling period, but Anderson suggested that it may be simpler and more effective for enforcement purposes if there were no rolling period. The proposed license fee would be \$200 per year. Performance bonds and insurance would also be required. The proposed penalties for convictions or violations would be: First Violation - \$100 fine, Second Violation - \$500 fine, Third Violation - \$1,000 fine plus 30-day suspension of license, and Fourth Violation - \$2,000 fine plus revocation of license. City Attorney Robert Ruppe noted that this amendment would repeal any other ordinance and that if the City wanted to continue to impose the 10 times after the fact permit fee, it would need to be added back into the amendment. Dean Swanson stated that he thinks the contractors will continue doing the work whether or not they have a license and that it will be difficult to enforce. Local Contractor Rob Abear appeared before the Council and stated that he is in favor of this ordinance amendment because many of his competitors bid a job with the cost of the penalty included in the price. Resident John Moengen stated that he thinks the ordinance will be too hard to enforce. Dean Swanson stated that someone could come here on a weekend, do the work and leave and the penalty would be an after the fact penalty anyway. Ken Anderson noted that the landscapers who did the unauthorized work in the pictures he provided were local contractors. Steve Roe stated that the ordinance would be challenging to the Planning and Zoning Department, but that it is necessary to start somewhere and important to inform the people. Dean Swanson stated that the ordinance won't eliminate the problem. It was the consensus of the Council to direct staff to change the language of the ordinance regarding rolling-years, to include the ten times after the fact fee and to make the utility companies exempt. The Council will consider the Ordinance at the April meeting.

- h. Included in the packet for Council information was a letter dated February 29, 2008 from the MN Department of Natural Resources regarding Shoreland Rule Update – Local Government Unit Advisory Committee. Ken Anderson stated that he submitted his name to the DNR to serve on this committee and the DNR has acknowledged and accepted this request. MOTION 03R-22-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE THE PARTICIPATION OF KEN ANDERSON ON THE MN DNR'S LOCAL GOVERNMENT UNIT ADVISORY COMMITTEE FOR SHORELAND RULE UPDATE. MOTION CARRIED WITH ALL AYES.

Ken Anderson noted that the Planning and Zoning Commission would be holding a Special Meeting on Tuesday, March 15, 2008 at 9:00 A.M. to discuss the Subdivision Ordinance and the Council was invited to attend.

7. RECYCLING –

- a. Crosslake Roll-Off Recycling Report for February 2008 was included in the packet for Council information.
- b. The Waste Partners Recycling Report for January 2008 was included in the packet for Council information.

8. ECONOMIC DEVELOPMENT AUTHORITY – None.

**H. CITY ATTORNEY** – A memo dated March 4, 2008 from Mike Couri regarding current projects was included in the packet for Council information.

**I. OLD BUSINESS** – None.

**J. NEW BUSINESS** – None

**K. PUBLIC FORUM** – None.

**L. ADJOURN** – MOTION 03R-23-08 WAS MADE BY RUSTY TAUBERT AND SECONDED BY DEAN SWANSON TO ADJOURN THE REGULAR MEETING AT 9:15 P.M. MOTION CARRIED WITH ALL AYES.

Respectfully submitted by,



Charlene Nelson  
Deputy Clerk

Deputy Clerk/ Minutes/3-10-08

**BILLS FOR APPROVAL  
10-Mar-08**

<b>VENDORS</b>	<b>DEPT</b>		<b>AMOUNT</b>
Ace Hardware, light bulbs	P&R		1.07
Ace Hardware, insulating pipe, caulk	P&R		7.43
Ace Hardware, cleaner, brush pan, brush scrub	P&R		14.98
Ace Hardware, cleaner, hardware	P&R		9.13
Ace Hardware, hardware	P&R		3.41
Apex Management Services, processing fees	P&R		147.00
AW Research, water test	Sewer		104.40
AW Research, water test	Sewer		156.60
AW Research, water test	Sewer		104.40
AW Research, water test	Sewer		52.20
Blue Lakes Disposal, trash removal	ALL		267.90
Bob Hartman, employee wellness program	P&R		40.00
Braun Intertec, ox lake road embankment distress	PW		2,259.25
Brothers Motorsports, windshield for mule	P&R		331.65
Bryan Hargrave, reimburse travel expenses	P&Z		8.97
Business Forms and Accounting, payroll checks	Admin		158.81
Cascade Computers, install server edition 3.6 to newer server	Gov't		150.00
Cascade Computers, install windows xp, install drivers	Police		992.88
Cascade Computers, port switch, patch cable	Police		41.50
Cascade Computers, install driver for new copier	P&Z/Admin		56.25
Cascade Computers, maintenance renewal	ALL		191.51
Char Nelson, employee wellness program	P&R		20.00
City of Crosslake, sewer utilities	PW/Gov't		99.00
Council #65, union dues	ALL	pd 3-4	371.79
Crosslake Communications, phone, fax, cable, internet	ALL		2,736.99
Crosslake Rolloff, recycling	Gov't		2,450.00
Crosslake Sheetmetal, furnace maintenance	Gov't		316.00
Crow Wing County Health Services, flue shots	Fire		240.00
Crow Wing County Health Services, hepatitis b immunization	Fire		547.00
Crow Wing County Sheriff's Office, alarm verification	P&R		20.00
Crow Wing County Treasurer, e911 address	Gov't		25.00
Custom Upholstery, repair drivers seat	P&R		228.58
Dacotah Paper, paper towels, trash bags	Gov't		220.58
Dacotah Paper, soap dispensers, soap, air freshner	P&R		207.26
Dacotah Paper, can liners, wipes	P&R		102.84
Darlene Roach, reimburse petty cash	ALL		60.86
Debby Floerchinger, employee wellness program	P&R		40.00
Deferred Comp	ALL		226.92
Delta Dental, dental insurance	ALL		1,242.05
DG Towing, install two tubes	PW		33.19
DG Towing, new tires	P&R		552.81
Fire Relief Association, fdra city contribution	Fire		16,520.00
Fortis, disability	ALL		339.74
General Drivers Union Local #346, union dues	Police	pd 3-4	155.00
Hawkins, ferric chloride	Sewer		377.54

Hawkins, aqua hawk	Sewer		143.74
Holiday, propane refill	PW		45.35
Holiday, seafoam	Police		7.34
Houston Ford, replace airbox, maf, air filter, lighting control	Police		872.38
Houston Ford, oil change	Police		28.28
Houston Ford, oil change	Police		26.41
Jon Henke, reimburse petty cash	P&R		33.72
Lake Side Glass, windshield	Police		523.39
League of MN Cities, loss control workshop	ALL		80.00
League of MN Cities Insurance Trust, municipality coverage	Gov't		10.00
Light Depot, recycle bulbs	PW/Gov't		107.20
Marsden, office cleaning	PW		596.40
Martin Communications, replace antenna, clean radio, charger	Fire		56.33
Martin Communications, repair volume control	Fire		121.67
Mastercard, Amazon.com, books	Library		110.25
Mastercard, Anderson Ladd, plastic cleaner	P&R		109.70
Mastercard, Barnes and Noble, books	Library		186.43
Mastercard, Barnes and Noble, books	Library		85.34
Mastercard, Construction Book Express, ansi rules	P&Z		86.65
Mastercard, Fleet Farm, tool dip, boots, impact wrench, socket	PW		275.11
Mastercard, Gander Mountain, uniform	Sewer		69.89
Mastercard, Lorman, law of easements	P&Z/Council		378.00
Mastercard, TAW-Global, transmitters	P&R		299.97
MCS Janitorial, february cleaning	Gov't		772.13
Medica, health insurance	ALL		18,457.41
Menards, ballasts, pvc pipe, pliers, bulbs, pvc cap	PW		123.98
Menards, door closer, spring hinges	PW		50.26
Menards, ballsts	PW		33.83
Meyer Midwest, cutting edges, bolt kit, snow catcher kit	PW		354.65
Mid-American Research, thermal lock, super strip, cleaner	P&R		313.27
Mike Amsden, employee wellness program	P&R		20.00
MN Benefits	Admin	pd 3-4	129.92
MN Life, life insurance	ALL		455.50
NCPERS-Life Insurance	ALL		160.00
North Ambulance, subsidy	Ambulance	pd 3-4	1,103.00
Northland Fire Protection, service, maintenance and re-cert	ALL		765.32
Northland Press, meeting notice of 2-22	P&Z		91.00
Office Max. office supplies	P&R/Library		291.39
Paul Haddix Locksmithing, repair lock	Police		41.00
Pepsi, pop	PW		47.07
Pepsi, pop	PW		47.07
Pequot Auto Parts, grease	PW		11.28
Pequot Lakes Community Education, catalog advertising	P&R		200.00
PERA	ALL		N/A
Quality Control & Integration, re-program and test lift station	Sewer		3,408.00
Quill, self inking stamp	Admin		15.33
Quill, batteries	Gov't		15.46
Reeds, tissues, coffee	Gov't		38.21
Sandelin Law Office, legal fees	ALL	pd 2-12	1,720.31
Sandelin Law Office, legal fees	ALL		358.60
Simonson Lumber, plywood for storage shelf	Fire		54.52



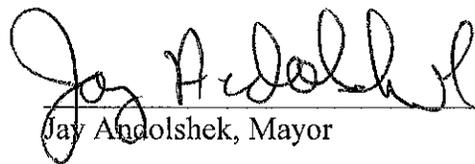
**ADDITIONAL BILLS FOR APPROVAL**  
**10-Mar-08**

<b>VENDOR</b>	<b>DEPT</b>	<b>AMOUNT</b>
Abra True Value, batteries, chain sharpening	Fire	56.55
Ameripride, mats	PW	118.14
Bureau of Criminal Apprehension, intoxilyzer class	Police	225.00
Culligan, water and cooler rental	PW/Gov't	69.31
League of MN Cities Insurance Trust, workers comp ins	ALL	27,435.00
Mastercard, Grandstay, lodging	Sewer	568.08
Northern Water Works, meters	Sewer	3,239.89
Northland Press, ordinance 251	P&Z	56.00
Northland Press, ordinance 250	P&Z	63.00
Pequot Auto Parts, air filter	PW	54.19
Quality Control, program and install code for vfd	Sewer	200.00
Quill, letter openers	ALL	11.25
Quill, ink, toner, paper clips	Admin	181.88
Streichers, battery	Police	26.61
Ted Strand, reimburse travel expenses	Sewer	231.45
		\$ 32,479.80

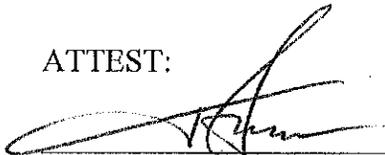
**RESOLUTION NO. 08-06  
CITY OF CROSSLAKE**

**RESOLUTION APPROVING RENEWAL OF CHARITABLE  
GAMBLING PERMIT  
AMERICAN LEGION POST 500**

The Crosslake City Council at its March 10, 2008 Regular Council Meeting approved the renewal of a Charitable Gambling Permit for American Legion Post 500, Crosslake, Minnesota for the period of July 1, 2008 to June 30, 2010.

  
Jay Andolshek, Mayor

ATTEST:

  
\_\_\_\_\_  
City Administrator

(Seal)

# Crosslake Communications

G.3.b.

## Check Register - General Account From January 1, 2008 through January 31, 2008

Check #	Vendor Name	Date	Description	Amount
000775	INTERNAL REVENUE SERVICE	1/11/2008	FED, FICA, MEDICARE	5,988.18
000776	PERA	1/11/2008	PERA EE & ER	3,201.87
000777	MINNESOTA DEPT OF REVENUE	1/11/2008	MN INCOME TAX WITHHELD	962.99
000778	GREAT WEST LIFE & ANNUITY INSU	1/11/2008	DEFERRED COMP	1,912.92
000779	CITY OF CROSSLAKE (SEWER)	1/10/2008	DECEMBER SEWER	33.00
000780	INTERNAL REVENUE SERVICE	1/31/2008	JANUARY EXCISE TAX	1,765.79
000781	MINNESOTA DEPT OF REVENUE	1/31/2008	JANUARY SALES & USE TAX	10,417.00
000782	INTERNAL REVENUE SERVICE	1/11/2008	FED, FICA, MEDICARE	497.97
000783	PERA	1/11/2008	PERA EE & ER	311.35
000784	MINNESOTA DEPT OF REVENUE	1/11/2008	MN INCOME TAX WITHHELD	45.15
000785	INTERNAL REVENUE SERVICE	1/25/2008	FED, FICA, MEDICARE	7,159.95
000786	PERA	1/25/2008	PERA EE & ER	3,513.51
000787	MINNESOTA DEPT OF REVENUE	1/25/2008	MN INCOME TAX WITHHELD	1,226.77
000788	GREAT WEST LIFE & ANNUITY INSU	1/25/2008	DEFERRED COMP	1,912.92
000789	CROW WING POWER	1/26/2008	ELECTRIC SERVICE	3,395.22
022215	MN CHILD SUPPORT PAYMENT CTR	1/10/2008	CHILD SUPPORT WITHHELD	49.83
022216	JC CHRISTENSEN & ASSOC INC	1/10/2008	COLLECTIONS	26.80
022217	RONALD J. SCHMIDT	1/10/2008	HEATER FOR SPLICING	41.72
022218	ECHO PUBLISHING & PRINTING INC	1/10/2008	BUSINESS CARDS-PAUL DAVIS	91.76
022219	CROW WING COUNTY TREASURER	1/10/2008	2008 ANNUAL PERMIT	500.00
022220	UNICEL	1/10/2008	RECIP COMP 10/16 - 11/15	126.06
022221	CULLIGAN	1/10/2008	JAN/FEB SERVICE	144.00
022222	GOPHER STATE ONE CALL	1/10/2008	LOCATES	27.70
022223	ONVOY, INC.	1/10/2008	BANDWIDTH, DEDIC FACIL, NETWORK, OPR SERV	5,179.09
022224	OLSEN THIELEN CO LTD	1/10/2008	SEPT/OCT MIC-MART ACTIVITY	10,090.31
022225	UNITED PARCEL SERVICE	1/10/2008	WKLY SERV & MISC SHIPPING	196.41
022226	CROSSLAKE COMMUNICATIONS	1/10/2008	PHONE SERV., COMMUNITY CTR VOICE MAIL	701.63
022227	QWEST COMMUNICATIONS	1/10/2008	11/2 PARS MN-CSLK-1	213.89
022228	CITI LITES INC	1/10/2008	LOCATES	148.60
022229	DRIVER & VEHICLE SERVICES	1/10/2008	REGISTRATION RENEWALS	146.00
022230	XCEL ENERGY	1/10/2008	DECEMBER NATURAL GAS	692.16
022231	BEVCOMM	1/10/2008	JAN ANSWERING SERVICE	105.00
022232	LAKES UTILITY COOR. COMMITTEE	1/10/2008	2008 MEMBERSHIP DUES	250.00
022233	AMERIPRIDE LINEN & APPAREL	1/10/2008	RUG & TOWEL SERVICE	89.36
022234	MINNESOTA 9-1-1 PROGRAM	1/10/2008	911, TAP & TACIP	1,771.04
022235	NATIONAL CABLE TELEVISION COOP	1/10/2008	NAT'L GEOGRAPH HD RECEIVER	2,619.38
022236	CENTRAL TRANSPORT GROUP LLC	1/10/2008	4 EA T1'S, 1 T3	3,708.32
022237	MERRILL LYNCH	1/10/2008	FUND DEBT SERVICE RESERVE, REIMB VISA ACT.	38,366.86
022238	JARED JOHNSON	1/10/2008	POSTAGE-PWR LIM REGISTRATION	22.86
022239	PINNACLE PUBLISHING, LLC	1/10/2008	TELEPHONE DIRECTORY-5	2,374.63
022240	FOX SPORTS NET NORTH	1/10/2008	AFFILIATE PAYMENT	5,680.86
022241	SOCIETY OF CABLE TELECOMM ENG	1/10/2008	ONE YEAR MEMBERSHIP	58.00
022242	MTV NETWORKS	1/10/2008	AFFILIATE PAYMENT	6,093.53
022243	LIFETIME	1/10/2008	AFFILIATE PAYMENT	772.73
022244	TV GUIDE NETWORKS INC	1/10/2008	AFFILIATE PAYMENT	625.94
022245	MTA	1/10/2008	MTA-U PAM, JOANIE, LYDIA	375.00
022246	VANTAGE POINT	1/10/2008	NOV TTP SERVICE FEE, OSP CLOSEOUT FEES	6,950.10
022247	D&H DISTRIBUTING CO.	1/10/2008	80GB DRIVES FOR RESALE	199.81
022248	7SIGMA SYSTEMS, INC	1/10/2008	CONSULTING SERVICE, SERVER MIGRATION	5,990.00
022249	THELEN HEATING & ROOFING, INC.	1/10/2008	HVAC MAINTENANCE	292.88
022250	CORNERSTONE GROUP	1/10/2008	2ND QTR (WINTER) WEBSITE COMP	386.33
022251	ZONE TELECOM, INC.	1/10/2008	DECEMBER ACTIVITY	6,464.78

022252	CROSSLAKE ACE	1/10/2008	LIGHTER, ICE MELT	25.53
022253	NATIONAL CABLE TEL COOP, INC	1/10/2008	AFFILIATE PAYMENT	23,047.23
022254	SPRINT	1/10/2008	CELL PHONES	224.97
022255	EQUUS COMPUTER SYSTEMS, INC	1/10/2008	PC'S FOR RESALE	3,922.48
022256	KARE 11 TV	1/10/2008	AFFILIATE PAYMENT	167.30
022257	WASTE PARTNERS, INC.	1/10/2008	DECEMBER TRASH REMOVAL	80.50
022258	ARVIG COMMUNICATION SYSTEMS	1/10/2008	BAL DUE FOR ANSWERING SERV	156.98
022259	DISCOVERY COMMUNICATIONS, INC.	1/10/2008	AFFILIATE PAYMENT	206.96
022260	WEATHER CENTRAL	1/10/2008	JAN DATA SERV - 7	125.00
022261	ROGER'S TWO WAY RADIO	1/10/2008	PAGER	10.65
022262	IKON FINANCIAL SERVICES	1/10/2008	COPIER LEASE - 5	596.07
022263	ESPN	1/10/2008	AFFILIATE PAYMENT	1.00
022264	CROW WING COUNTY HIGHWAY DEPT.	1/10/2008	UNLEADED FUEL-NOVEMBER	690.29
022265	FRANK LINDHOLM	1/10/2008	REFUND OVERCHARGE	216.84
022266	CROSSLAKE CHIROPRACTIC	1/10/2008	PERM DISCONNECT	148.69
022267	RICHARD J. WALLACE	1/10/2008	PERM DISCONNECT	67.58
022268	JOAN LOBAN	1/10/2008	PERM DISCONNECT	56.10
022269	DR DALE HULTGREN	1/10/2008	PERM DISCONNECT	52.91
022270	PATRICIA GUSTAFSON	1/10/2008	PERM DISCONNECT	42.83
022271	TIM & BETH SCHALOW	1/10/2008	PERM DISCONNECT	11.79
022273	JERALD LARSON	1/10/2008	PERM DISCONNECT	68.76
022274	STEFAN DEVRIES	1/10/2008	PERM DISCONNECT	13.39
022275	DALE LEVENDOWSKI	1/10/2008	PERM DISCONNECT	17.67
022276	SIXTY ACRE WOOD REAL ESTATE	1/10/2008	PERM DISCONNECT	40.32
022277	KRYSTAL LUTGEN	1/10/2008	PERM DISCONNECT	8.04
022278	ROBERT DAUGHERTY	1/10/2008	PERM DISCONNECT	84.31
022279	RICHARD GUNTZEL	1/10/2008	PERM DISCONNECT	18.73
022280	LENNY & NANCY KISKIS	1/10/2008	PERM DISCONNECT	23.16
022281	M RIEDBERGER	1/10/2008	PERM DISCONNECT	72.05
022282	MIKE MCCORMICK	1/10/2008	PERM DISCONNECT	28.83
022283	ROBERT PEDERSON	1/10/2008	PERM DISCONNECT	23.00
022284	SUSAN WILM	1/10/2008	PERM DISCONNECT	37.92
022285	MAVT	1/10/2008	PERM DISCONNECT	29.03
022286	IBEW LOCAL UNION 949	1/25/2008	UNION DUES	390.25
022287	MN CHILD SUPPORT PAYMENT CTR	1/25/2008	CHILD SUPPORT WITHHELD	49.83
022288	CROW WING POWER	1/25/2008	POLE ATTACHMENTS	21.36
022289	ONVOY, INC.	1/25/2008	0264 PROGRAM 11/20-12/19, 6264 PROGRAM	275.08
022290	CITY OF CROSSLAKE	1/25/2008	JAN OPERATING TRANS., PERS ACCIDENT POLICY	20,505.92
022291	PITNEY BOWES GLOBAL FINANCIAL	1/25/2008	FEB-APR POSTAGE METER LEASE	827.43
022292	QWEST COMMUNICATIONS	1/25/2008	1/20 ACCESS CHGS MNCSLK-20	106.75
022293	CITI LITES INC	1/25/2008	LOCATES	148.45
022294	THE OFFICE SHOP	1/25/2008	COLORLED COPY PAPER, TAPE, FOLDERS, INDEXES	225.36
022295	ARVIG TELEPHONE COMPANY	1/25/2008	EAS 4/06 THRU 3/07	1,382.70
022296	DELTA DENTAL PLAN OF MINNESOTA	1/25/2008	FEBRUARY DENTAL PREMIUM	1,003.70
022297	SOLIX	1/25/2008	B&C STATEMENT	339.73
022298	MEDICA	1/25/2008	FEBRUARY MEDICAL PREMIUM	15,830.85
022299	WILLIAM GORDON	1/25/2008	CAFE PLAN REIMB - BAL 512.04	2,087.96
022300	BRAINERD LAKES AREA CHAMBER	1/25/2008	ST PAT'S SPONSORSHIP	100.00
022301	WHITEFISH AUTOMOTIVE	1/25/2008	OIL CHANGE & BATTERY-RON'S TRUCK	131.17
022302	NATIONAL CABLE TELEVISION COOP	1/25/2008	REPAIR GEN INSTRU. IRT'S, SEM ENCRYP, VPN CU'	9,098.34
022303	NEUSTAR INC.	1/25/2008	SOW & LNP CHARGES	144.25
022304	MINNESOTA LIFE INSURANCE CO	1/25/2008	FEBRUARY LIFE PREMIUM	315.50
022305	PROGRESSIVE BUSINESS PUBLIC.	1/25/2008	SUPERVISORS LEGAL UPDATE-3	177.84
022306	AMERICAN TELEVISION & COMM.	1/25/2008	AFFILIATE PAYMENT	1,000.00
022307	PLAYBOY ENTERTAINMENT GROUP	1/25/2008	AFFILIATE PAYMENT	10.36
022308	PROSTAFF	1/25/2008	ACCOUNTING TEMP HELP	142.56
022309	VANTAGE POINT	1/25/2008	DECEMBER TTP SERVICE FEE	300.00
022310	PAUL DAVIS	1/25/2008	CAFE PLAN REIMB.- BAL 322.10	67.90
022311	D&H DISTRIBUTING CO.	1/25/2008	PRINTER CABLE, ITEMS FOR RESALE	176.19
022312	AT&T - DALLAS TX	1/25/2008	PARS 1/1/08 BAN 1499	608.71
022313	THELEN HEATING & ROOFING, INC.	1/25/2008	COOLING UNIT FOR WESTSHORE AFC	772.13

022314	CORNERSTONE GROUP	1/25/2008	JANUARY & FEBRUARY NEWSLETTERS	3,654.95
022315	CYNTHIA PERKINS	1/25/2008	CAFE PLAN REIMBURSEMENT	25.00
022316	SPRINT	1/25/2008	CELL PHONES	227.84
022317	EQUUS COMPUTER SYSTEMS, INC	1/25/2008	MS WORKS FOR RESALE	920.77
022318	GENSOFT SYSTEMS, INC	1/25/2008	JANUARY BILLING & LASER PAPER	8,517.67
022319	CBT, INC.	1/25/2008	1/1 CABS POSTAGE	24.43
022320	CALIX NETWORKS	1/25/2008	ONT REPAIRS	9,180.00
022321	CHEMSEARCH	1/25/2008	DIESEL GUARD, ICE MELT	767.85
022322	TOM'S TV, INC.	1/25/2008	60" SONY LCD TV	1,876.78
022323	BATTERIES PLUS	1/25/2008	AA BATTERIES & BACK-UP BATTERIES FOR CATV	166.64
022324	JOHN F SHERMAN	1/25/2008	PERM DISCONNECT	246.51
				<u>256,083.63</u>

**CITY OF CROSSLAKE  
CITY COUNCIL  
RESOLUTION NO. 08-07**

**APPROVING AN AMENDMENT TO CONDITIONAL USE PERMIT  
2005-007 AND RESOLUTION PZ-2007-003 TO APPROVE THE  
RELOCATION OF THE PROPOSED STORM SHELTER AND  
PAVILION WITHIN THE WILDERNESS PARK ASSOCIATION  
PROPERTY.**

WHEREAS, the applicant, Wilderness Park Owners Association, is requesting approval of a change in location for the proposed Storm Shelter and attached Pavilion from that originally approved by the Crosslake Planning and Zoning Commission in PZ-Resolution 2007-003, for Conditional Use Permit 2005-007, to establish a Planned Unit Development for the addition of two storage garages and a storm shelter to the existing manufactured housing/recreational campground development in the R-3, Medium Density Residential zoning district, and

WHEREAS, the Planning and Zoning Commission met in regular session on February 22, 2008, to consider the proposed change in plans and heard the presentation of facts and testimony from Larry Neer, representing the Wilderness Park Owners Association, and City staff, and

WHEREAS, Variance 2006-012 was approved for the increased impervious coverage created by the new garages and storm shelter, and

WHEREAS, an area map showing the location of the property is attached hereto as EXHIBIT A, and

WHEREAS, a copy of the revised Planned Unit Development Five Year Plan is attached hereto as EXHIBIT B, and

WHEREAS, the proposed impervious coverage percentage is not increasing in Tier 3 or Tier 1 from that approved in Variance 2006-012, and

WHEREAS, the City Attorney, Zoning Administrator, and Planning and Zoning Commission have determined this revision is not sufficiently substantial in nature to require approval following a formal, published and posted public hearing process, and

WHEREAS, the Planning and Zoning Commission welcomed and heard all public comment at its meeting of February 22, 2008, and

WHEREAS, the Planning and Zoning Commission is recommending City Council approval of the change in location to construct a Storm Shelter and Pavilion at the site of

the current Recreation Building/Pool House in accordance with the Five Year Plan revised 1/23/08 and building plans dated and revised 1/11/08.

NOW, THEREFORE, BE IT RESOLVED, the City Council shall APPROVE the revised plans to locate the Storm Shelter and attached Pavilion to the site of the existing Recreation Building/Pool House and shall hereby approve the amendment, per the referenced plans above, to Conditional Use Permit 2005-007 to establish a Final Planned Unit Development for the existing mobile home/manufactured housing development due to the fact all requirements have been met based on a thorough review of the twelve considerations/criteria subject to CUP review.

BE IT FURTHER RESOLVED, approval of the revised plans is subject to compliance with all conditions of approval of Conditional Use Permit 2005-007 as found in PZ-Resolution 2007-003, and furthermore, shall be subject to the following additional conditions:

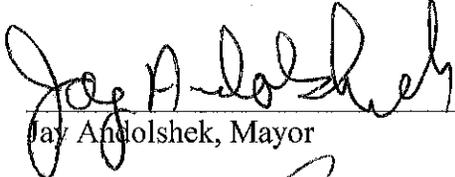
1. A minimum of two steel posts shall be installed with reflectors to protect the corner of the storm shelter and pavilion structure at the northwest corner of the proposed structure adjacent to the drive/road.
2. A Zoning Permit application must be submitted and approved by City staff *prior* to work commencing on demolition of the existing Recreation Building/Pool House and construction of the proposed Storm Shelter and Pavilion structure.
3. Pool Storage Room must have concrete lip at entryway to contain any chemical spill.

The motion for adoption of the foregoing Resolution was duly made by Rusty Taubert and duly seconded by Jay Andolshek and upon vote being taken thereon, the following voted in favor thereof: Jay Andolshek, Steve Roe, Rusty Taubert, Dean Swanson

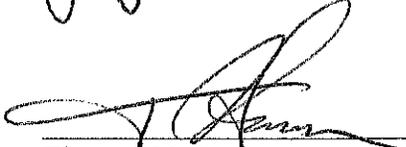
The following voted against: 0

The following abstained from the vote: 0

Approved and adopted by the Mayor and City Council of the City of Crosslake this 10th day of March, 2008, by a 4/5ths vote.

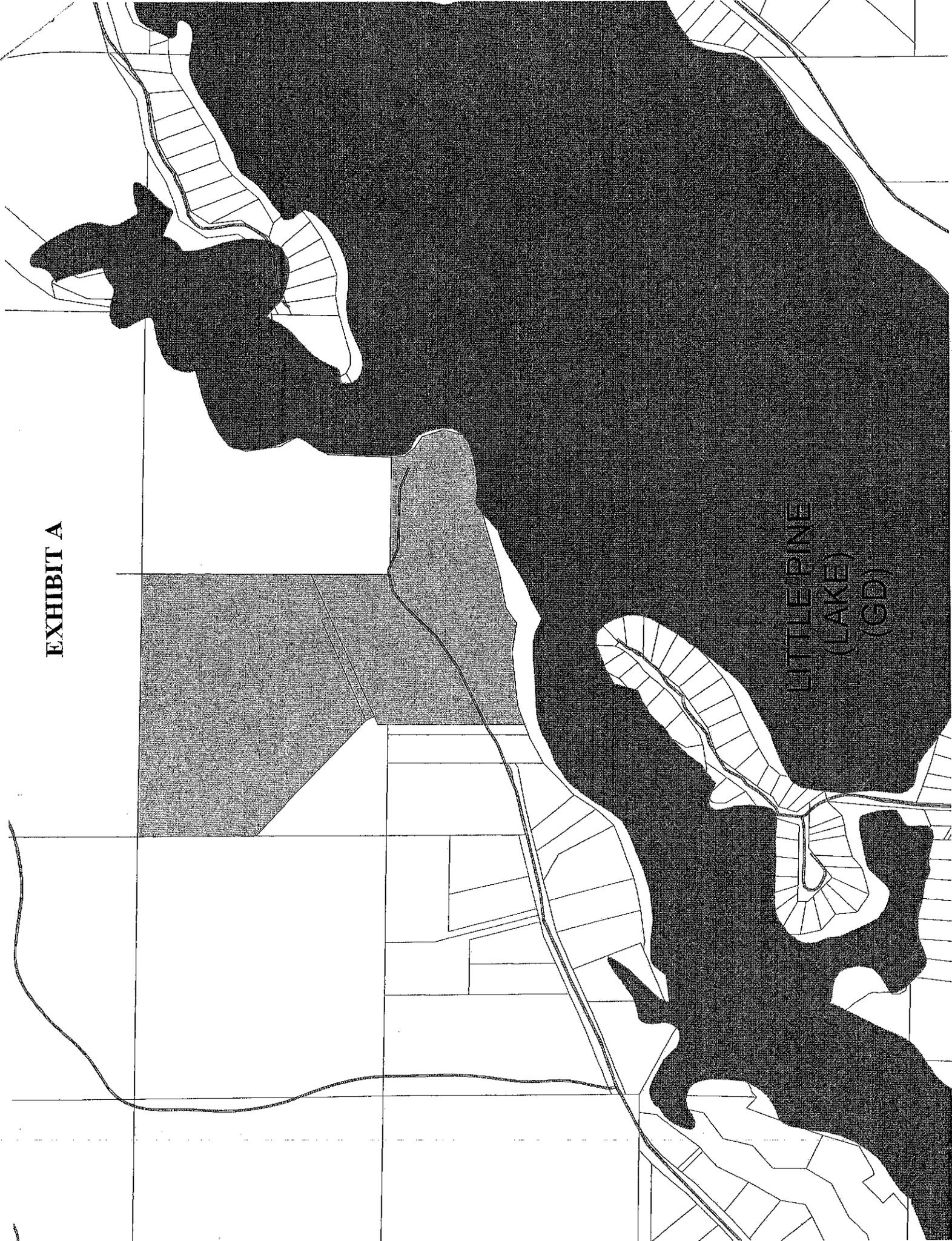
  
Jay Andolshek, Mayor

ATTEST:

  
Thomas N. Swenson  
City Administrator

Attachments: Exhibit A, Exhibit B

**EXHIBIT A**



LITTLE PINE  
(LAKE)  
(GD)

