

COUNCIL PROCEEDINGS
Crosslake, Minnesota
REGULAR SESSION - March 10, 1986

The City Council of Crosslake, Minnesota met in a regular session on March 10, 1986 in the Council Chambers of the City Hall. The following members were present: Mayor August Mezzenga, Councilmen Robert Allen, Oliver Courts, Orval Nelson and Oliver Yates. There were approximately 22 members of the community present.

- I. Mayor Mezzenga called the meeting to order at approximately 7:30 p.m.
- II. CONSENT CALENDAR - Minutes of the Regular Council Session on February 18, 1986; Clerk/Treasurer's financial report for February; and the Telephone Company's financial report for February.

MOTION NO. 3R-01-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN COURTS TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-02-86 WAS MADE BY COUNCILMAN COURTS AND SECONDED BY COUNCILMAN YATES TO CHANGE THE WORD "\$1,900 A MONTH" TO "\$1,900 A YEAR" IN NUMBER III. D. OF THE JANUARY 13, 1986 COUNCIL MINUTES. MOTION PASSED UNANIMOUSLY.

III. NEW BUSINESS

A. Approval of the Preliminary Plat for Sandcrest on Cross Lake.

Ms. Carol Ann Sersland, representing Four Seasons Realty of Brainerd, Inc., stated that they had a revised plat with some of the changes requested by the Planning and Zoning Commission and that they were also in touch with the Historic Society and Pollution Control Agency. MOTION NO. 3R-03-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN COURTS TO APPROVE THE PRELIMINARY PLAT FOR SANDCREST ON CROSS LAKE ADDITION TO CROSSLAKE. MOTION PASSED UNANIMOUSLY.

IV. CLERK'S REPORT

MOTION NO. 3R-04-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN YATES TO REPAY \$537.12 IN STATE AID TO THE POLICE PERA FUND. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-05-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN COURTS TO PAY WIDSETH SMITH NOLTING AND ASSOCIATES, INC. INVOICE FOR \$5,225.04. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-06-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN NELSON TO PAY EARL F. ANDERSON & ASSOCIATES, INC. INVOICE FOR \$1,085.80 WITH \$500 COMING FROM REVENUE SHARING AND THE BALANCE FROM GENERAL FUNDS. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-07-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN YATES TO REIMBURSE THOMPSON II FOR THE BALANCE OF LIQUOR LICENSE AS THEY HAVE REQUESTED AND IN ACCORDANCE WITH ORDINANCE NO. CHAPTER 4, SECTION 4.03, SUBDIVISION 4, C. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-08-86 WAS MADE BY COUNCILMAN COURTS AND SECONDED BY COUNCILMAN ALLEN TO TABLE ISSUING THE VACANT LIQUOR LICENSE UNTIL THE NEXT COUNCIL MEETING TO ALLOW INTERESTED PARTIES TO APPLY. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-09-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN COURTS TO ALLOW THE CITY CLERK TO ATTEND THE MUNICIPAL CLERK'S CONFERENCE AT BROOKLYN PARK MARCH 18-21, 1986. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-10-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN ALLEN ALLOW THE CITY CLERK TO PLACE AN AD IN THE NEWSPAPER TO ACCEPT BIDS ON THE 1979 DODGE POLICE CAR. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-11-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN COURTS TO APPROVE \$100 A MONTH FOR THE FIRE CHIEF. MOTION PASSED UNANIMOUSLY. The Public Safety Commission will set up guidelines as to what is covered by the \$100 a month. This money will cover all fires and meetings attended by the Fire Chief.

MOTION NO. 3R-12-86 WAS MADE BY COUNCILMAN COURTS AND SECONDED BY COUNCILMAN YATES TO DESIGNATE THE COMMUNITY CENTER AS THE POLLING PLACE FOR THE NOVEMBER ELECTIONS IN VIEW OF THE FEDERAL HANDICAPPED AND ELDERLY ACCESSIBILITY LAWS. MOTION PASSED UNANIMOUSLY.

Councilman Nelson said he had received a call from Walt Hermerding regarding a centennial celebration for Crosslake. Clerk Buchite was directed to call Mr. Hermerding to find out if it is the centennial for the dam or the city.

V. MAYOR'S REPORT

Mayor Mezzenga thanked Pat Felber and her assistant who set up the Community Center for the Public Hearing.

Mayor Mezzenga also reported that he had spoken to Duane Blank regarding the rough road by the new bridge. The County filled in the pot holes and said they would make sure it stays passable.

VI. COMMISSION REPORTS

A. Building

Nothing

B. Cemetery

Nothing

C. Park

P.J. Pruesser, Commission Vice Chairman, thanked Oliver Courts on behalf of the Commission for helping to prepare and erect the sign for the Community Center.

The new officers for the Park Commission are: Chairman Tom Mezzenga; Vice Chairman P.J. Pruesser; Secretary Vicki Leonard; and Treasurer Bob Baker.

Pruesser stated that the coupon books are in the making again and they hope to have them finished by opening fishing weekend.

Commission Liaison Courts said he would like to set up a meeting with the Council and the Park Commission.

The Park Commission has changed their monthly meeting to the third Thursday of the month at 7:00 p.m. at the Community Center.

VI. D. Personnel

Nothing

VI. E. Planning and Zoning

Nothing

VI. F. Public Safety

No meeting this month. They will be meeting next month.

VI. G. Roads

Nothing

VI. H. Telephone

Manager Mayer announced that Robert Turner has been elected Chairman by the Commission and Dene Carney as Vice Chairman.

Chairman Turner said the Commission had made a motion to reimburse telephone company employees for their Christmas banquet dinners. He said the Commission felt that it was an on going thing that the employees looked forward to for years and they were informed just two days before the banquet that it might not be a legal expense. They felt the wording in the June 12, 1978 Council minutes approved the banquet.

Councilman Nelson said he felt that every employee of the telephone company is a city employee. If we favor one city employee we must favor the rest. He said he felt that as a city nothing should be spent for private parties. Mayor Mezzenga said he agreed and this should be looked into.

MOTION NO. 3R-13-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN COURTS TO REIMBURSE TELEPHONE COMPANY EMPLOYEES FOR DINNER THIS YEAR BUT TO TAKE THE MATTER UNDER ADVISEMENT IN FUTURE YEARS. MOTION PASSED WITH MAYOR MEZZENGA VOTING NAY.

Chairman Turner said that in the future they would bring the matter before the City Council.

Councilman Nelson asked Manager Mayer why the new truck was blue in color instead of the City yellow. Mayer said because Cities are getting away from the institutional yellow and because resale value of vehicles is higher with a different color. Mayer was informed that there would need to be identification on the truck for the tax exempt plates.

Chairman Turner requested one additional person be allowed to go to the Telephone Conference in Minneapolis. There are three members who have not been to the conference and the Commission feels they would benefit from it. MOTION NO. 3R-14-86 WAS MADE BY COUNCILMAN COURTS AND SECONDED BY COUNCILMAN YATES TO ALLOW ONE ADDITIONAL COMMISSION MEMBER (IN ADDITION TO THE ONE APPROVED BY MOTION NO. 1R-13-86) ATTEND THE TELEPHONE CONFERENCE IN MINNEAPOLIS MARCH 16-19, 1986. COUNCILMAN NELSON AND MAYOR MEZZENGA VOTED NAY. MOTION PASSED.

Councilman Allen requested that a report on Cable Television be given to the Council.

VII. COMMITTEE REPORTS

A. Police Department

Police Chief Backdahl reported that the 1985 Ford police car had been involved in a minor accident with damage to the car estimated at approximately \$1,500.

VIII. OLD BUSINESS

A. Road Project

Bruce Buxton from Widseth Smith Nolting and Associates commented on the full-house at the Public Hearing on March 1, 1986 and said he felt it was a very good meeting with approximately 200 people present. Mr. Buxton said the next step is for the City Council to decide if they want to proceed with the road project or drop it.

Councilman Court said he had talked to quite a few people and that he came to the conclusion that the people wanted a vote or referendum on the issue. None of the other Council Members indicated they had received any negative feedback. The consensus of the Council was that people wanted the roads improved but some questions were asked as to how they would be paid for.

One resident present at the Council meeting questioned the method of payment for people on fixed incomes or hardship cases. Mr. Buxton reiterated the fact that 60 percent would be paid by the entire City with a tax levy and the 40 percent would be paid by the abutting property owners. Hardship cases will be heard and given consideration.

Clerk Buchite read Resolution No. 6 prepared by Widseth Smith Nolting and Associates, Inc. MOTION NO. 3R-15-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN ALLEN TO APPROVE RESOLUTION NO. 6 FROM WIDSETH SMITH NOLTING AND ASSOICATES, INC. WHICH ORDERED IMPROVEMENTS FOR THE FIRST YEAR OF THE FIVE YEAR PLAN. COUNCILMAN COURTS VOTED NAY. MOTION CARRIED.

MOTION NO. 3R-16-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN COURTS TO ACCEPT THE CONTRACT FROM SPRINGSTED, INC. REGARDING BONDING FOR THE FTRST YEAR PROJECT. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-17-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN NELSON TO APPOINT DAVID KENNEDY AS THE CITY'S BONDING COUNSEL FOR THE ROAD PROJECT. MOTION PASSED UNANIMOUSLY.

MOTION NO. 3R-18-86 WAS MADE BY COUNCILMAN COURTS AND SECONDED BY COUNCILMAN YATES TO APPROVE RESOLUTION NO. 7 FROM WIDSETH SMITH NOLTING AND ASSOCIATES, INC. WHICH DECLARES THE COST TO BE ASSESSED AND ORDERING PREPARATION OF PROPOSED ASSESSMENT. MOTION PASSED UNANIMOUSLY.

Mayor Mezzenga requested that Buxton set up a meeting with the Road Commission as soon as possible.

X. ADJOURN

MOTION NO. 3R-19-86 WAS MADE BY COUNCILMAN YATES AND SECONDED BY COUNCILMAN ALLEN TO ADJOURN THIS REGULAR COUNCIL SESSION AT 9:37 P.M. MOTION PASSED UNANIMOUSLY.

Recorded and transcribed by:



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

RESOLUTION NO. 6
CITY OF CROSSLAKE
RESOLUTION ORDERING IMPROVEMENT

WHEREAS, a resolution of the City Council adopted the 13th day of January, 1986, fixed a date for a Council Hearing on the proposed improvement of various streets in accordance with the Five (5) Year Plan and specifically the first year of the 5 Year Plan as approved by resolution adopted the 6th day of January, 1986, by bituminous overlay and some clearing and ditch construction.

AND WHEREAS, ten days' mailed notice and two week's published notice of the hearing was given, and the hearing was held thereon on the 1st day of March, 1986, at which all persons desiring to be heard were given an opportunity to be heard thereon.

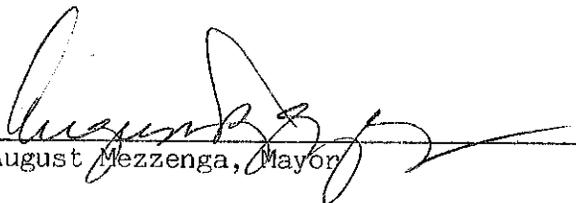
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CROSSLAKE, MINNESOTA:

1. Such improvement is hereby ordered as proposed in the Council resolution adopted the 6th day of January, 1986.
2. Widseth Smith Nolting & Associates, Inc., as approved by resolution adopted the 13th day of January, 1986, is hereby designated as the engineer for this improvement. He shall prepare plans and specifications for the making of such improvements.

Adopted by the Council this 10th day of March, 1986.

Ayes 4
Nays 1 (Councilman Courts)


Arlene Buchite, Clerk


August Mezzenga, Mayor

RESOLUTION NO. 7
CITY OF CROSSLAKE
RESOLUTION DECLARING COST TO BE ASSESSED AND
ORDERING PREPARATION OF PROPOSED ASSESSMENT

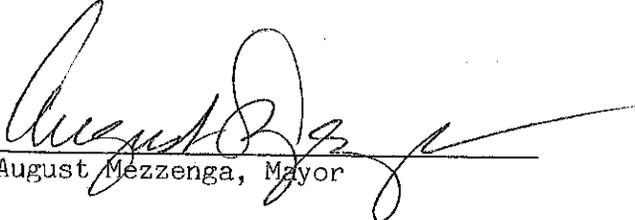
WHEREAS, costs have been determined by engineer and fiscal consultant for the improvement of various streets in accordance with the 1st year of the five (5) Year Plan as approved by resolution adopted the 13th day of January, 1986, by bituminous overlay, some clearing and ditch construction and the estimated construction cost for such improvements is \$413,930, and the expenses incurred or to be incurred in the making of such improvement amount to \$101,070 so that the total cost of the improvement will be \$515,000.

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

1. The portion of the cost of such improvement to be paid by the City is hereby declared to be \$309,000 and the portion of the cost to be assessed against benefited property owners is declared to be \$206,000 in accordance with the assessment policy as adopted by resolution dated 16th day of December, 1985.
2. The City Clerk, with the assistance of Widseth Smith Nolting & Associates, Inc., shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, piece or parcel of land within the district affected, without regard to cash valuation, as provided by law, and he shall file a copy of such proposed assessment in his office for public inspection.
3. The Clerk shall upon the completion of such proposed assessment, notify the Council thereof.

All Council Members present voted in favor of Resolution.
Adopted by the Council this 10th day of March, 1986.


Arlene Buchite, City Clerk


August Mezzenga, Mayor