

COUNCIL PROCEEDINGS  
Crosslake, Minnesota  
REGULAR SESSION - March 11, 1985

The City Council of Crosslake, Minnesota met in a regular session on March 11, 1985 in the Council Room of the Municipal building at 7:30 p.m. The following members were present: Mayor August Mezzenga, Councilmen Robert Allen, Tom Douglas, Orval Nelson, and Oliver Yates. There were approximately 20 people from the community present. Mayor Mezzenga called the meeting to order.

CONSENT CALENDAR                      MOTION NO. 3E-01-85 was introduced by Councilman Allen that the minutes of the Regular Session on February 11, 1985 be approved as presented. SECONDED BY Councilman Douglas. Upon roll call vote being taken all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

The January Financial Report was corrected by adding the interest received from the checking account (\$63.24) to the Total General Fund Cash Flow amount of \$128,499.20 thereby increasing it to \$128,562.44. MOTION NO. 3R-02-85 was introduced by Councilman Allen that the corrected Financial Report be approved. SECONDED BY Councilman Nelson. Upon roll call vote all Councilmen present voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-03-85 was introduced by Councilman Nelson to approved the Clerk/Treasurer's Financial Report for February. SECONDED BY Councilman Douglas. Upon roll call vote all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

Mayor Mezzenga asked Manager Tony Mayor if the Telephone Company has nearly satisfied their indebtedness to Wilde Construction. Manager Mayer announced this was their last major expenditure. MOTION NO. 3R-04-85 was introduced by Councilman Nelson to approve the Telephone Company's Financial Report for February. SECONDED BY Councilman Yates. Upon roll call vote all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

NEW BUSINESS                      Mr. Jim Gallati said he had received all the information he needed and would no longer need to be on the Council agenda.

CLERK'S REPORT                      An off-sale beer license application from Jack Stone for 3.2 beer to be sold at the golf course was discussed and tabled until clarification as to whether it is too close to a church and whether he really needs an on-sale or off-sale license for the type of establishment he is running. The Deputy Clerk will check into these items and report back to the Council.

CLERK'S REPORT CONTINUED-

The 1985 Revisions to the City Code, ORDINANCES 1 - 5, THIRD SERIES were read by Deputy Clerk Buchite. MOTION NO. 3R-05-85 was introduced by Councilman Nelson to accept ORDINANCE 1, THIRD SERIES thereby creating a Deputy City Clerk position. SECONDED BY Councilman Allen. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-06-85 was introduced by Councilman Douglas to accept ORDINANCE NO. 2, THIRD SERIES which amended Chapter 4 entitled "Beer, Wine and Liquor Licensing and Regulations." SECONDED BY Councilman Allen. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-07-85 was introduced by Councilman Nelson to accept ORDINANCE NO. 3, THIRD SERIES which amends City Code Chapter 5 entitled "Other Business Regulations and Licensing." SECONDED BY Councilman Yates. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-08-85 was introduced by Councilman Yates to accept ORDINANCE NO. 4, THIRD SERIES which amends Chapter 6 entitled "Streets, Traffic and Parking Regulations." SECONDED BY Councilman Allen. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-09-85 was introduced by Councilman Douglas to accept ORDINANCE NO. 5, THIRD SERIES which amends the Crosslake City Code to add Chapter 15 entitled "Listing of Uncoded Ordinances in Effect." SECONDED BY Councilman Allen. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

Deputy Clerk Buchite reported receiving lists of commission and committee members from two of the Commissions and Committees requests were sent to. She was instructed to call Commissioners for lists.

The 1983 Accounts Receivable list was presented. Deputy Clerk Buchite was instructed to proceed with collecting a \$500 claim that arose when the city truck was struck in late 1983.

MOTION NO. 3R-10-85 was introduced by Councilman Allen to remove the penalty assessed against Earl Anderson for a building violation since construction was never started. SECONDED BY Councilman Nelson. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

ORDINANCE NO. 1, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING CITY CODE CHAPTER 2 ENTITLED "ADMINISTRATION AND GENERAL GOVERNMENT" BY ADDING PROVISIONS RELATING TO DELEGATION OF CLERK'S DUTIES AND ADOPTION OF PERSONNEL RULES BY RESOLUTION; AND, BY ADOPTING BY REFERENCE, CITY CODE CHAPTER 1 WHICH, AMONG OTHER THINGS, CONTAINS PENALTY PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

Section 1. Crosslake City Code Chapter 2 is hereby amended by adding Sections, to read:

SEC. 2.09. DEPUTY CITY CLERK.

Subd. 1. Position Created. The position of Deputy City Clerk is hereby created.

Subd. 2. Delegation of Duties. A portion of the bookkeeping duties, as may be determined from time to time, performed by the City Clerk, are hereby delegated to the Deputy City Clerk.

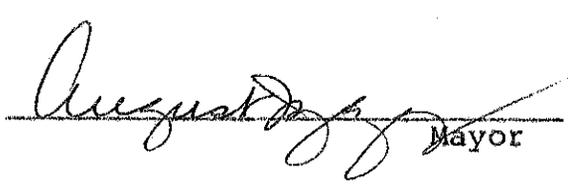
Subd. 3. Bond. The Deputy City Clerk shall furnish a fidelity bond conditioned on the faithful exercise of his or her duties. In lieu of such individual bond the Council may provide for a blanket bond, furnished by a surety company authorized to transact business in the State of Minnesota, and covering the position and duties of the Finance Officer. Premiums on either of such bonds shall be paid from City funds.

SEC. 2.42. PERSONNEL RULES AND REGULATIONS. The Council may, by resolution, establish personnel rules setting forth the rights, duties and responsibilities of employees. Such rules may from time-to-time be amended.

Section 2. Crosslake City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including Penalty for Violation" is hereby adopted in its entirety, by reference, as though repeated verbatim herein.

Section 3. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 11<sup>th</sup> day of MARCH, 1985.

  
Mayor

ATTEST:

  
City Clerk

Published in the Country Echo on MARCH 21, 1985.

ORDINANCE NO. 2, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING CITY CODE CHAPTER 4 ENTITLED "BEER, WINE AND LIQUOR LICENSING AND REGULATION" BY CHANGING PROVISIONS RELATING TO DEFINITION OF CLUBS, LICENSE RENEWAL APPLICATIONS, LICENSE REVOCATION AND SUSPENSION, BOND AND INSURANCE REQUIREMENTS, GAMBLING RESTRICTIONS, UNLAWFUL ACTS AS TO MINORS, HOURS OF LIQUOR SALES AND EMPLOYMENT OF MINORS; BY ADDING PROVISIONS RELATING TO PROOF OF AGE, INSURANCE REQUIREMENTS, FINANCIAL RESPONSIBILITY OF LICENSEES, AND ONE-DAY CONSUMPTION AND DISPLAY LICENSES; BY REPEALING PROVISIONS RELATING TO PROOF OF AGE AND DEFINITION OF A CLUB; AND, BY ADOPTING BY REFERENCE, CITY CODE CHAPTER 1 AND SECTION 4.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

Section 1. Crosslake City Code Section 4.01 entitled "Definitions" is hereby amended by changing Subdivisions 15 and 16, to read:

15. "Club" means any corporation duly organized under the laws of this State for civic, fraternal, social, or business purposes or for intellectual improvement or for the promotion of sports, or a congressionally chartered veterans organization, which shall have more than fifty members, and shall, for more than a year, have owned, hired, or leased a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable accommodation of its members, and whose affairs and management are conducted by a Board of Directors, Executive Committee, or other similar body chosen by the members at a meeting held for that purpose, none of whose members, officers, agents, or employees are paid directly or indirectly any compensation by way of profit from the distribution or sale of beverages to the members of the club, or to its guests, beyond the amount of such reasonable salary or wages as may be fixed and voted each year by the Directors or other governing body. Such club or congressionally chartered veterans organization must be incorporated and must have been in existence for at least three years.

16. "Fraternal Club" means a club which serves only members and their guests and which uses any profits derived from liquor sales principally for sponsoring activities beneficial to the community and not for the profit of any individual.

Section 2. Crosslake City Code Sec. 4.02 entitled "Applications and Licenses Under this Chapter - Procedure and Administration" is hereby amended by changing Subparagraph F of Subd. 4, to read:

F. Revocation or Suspension. The Council may, in its sole discretion and for any reasonable cause, revoke, or suspend for a period not to exceed sixty days, any license granted under the provisions of this Chapter. The Council shall

revoke the license upon conviction of any licensee or agent or employee of a licensee for violating any law relating to the sale or possession of beer, wine or liquor upon premises of the licensee, or if such revocation is mandatory by Statute. If it shall be made to appear at the hearing thereon that such violation was not willful, the Council may order suspension; provided that revocation shall be ordered upon the third such violation or offense. No suspension or revocation shall take effect until the licensee has been afforded an opportunity for a hearing before the Council, a committee of the Council, or a hearing examiner, as may be determined by the Council in action calling the hearing. Such hearing shall be called by the Council upon written notice to the licensee served in person or by certified mail not less than fifteen nor more than thirty days prior to the hearing date, stating the time, place and purpose thereof. As additional restrictions or regulations on licensees under this Chapter, and in addition to grounds for revocation or suspension stated in the City Code or Statute, the following shall also be grounds for such action: (1) that the licensee suffered or permitted illegal acts upon licensed premises unrelated to the sale of beer, wine or liquor; (2) that the licensee had knowledge of such illegal acts upon licensed premises, but failed to report the same to police; (3) that the licensee failed or refused to cooperate fully with police in investigating such alleged illegal acts upon licensed premises; or, (4) that the activities of the licensee created a serious danger to public health, safety, or welfare.

Section 3. Crosslake City Code Sec. 4.03 is hereby amended to read:

SEC. 4.03. RENEWAL OF LICENSES. Applications for renewal of all licenses under this Chapter shall be made at least sixty (60) days prior to the date of expiration of the license, and shall contain such information as is required by the City. This time requirement may be waived by the Council for good and sufficient cause.

Section 4. Crosslake City Code Sec. 4.23 entitled "Beer License Restrictions and Regulations" is hereby amended by changing Subd. 1, to read:

Subd. 1. No gambling or gambling device shall be permitted on any licensed premises, except such as are licensed by or under the control of the Charitable Gambling Control Board.

Section 5. Crosslake City Code Sec. 4.25 entitled "Unlawful Acts (Beer)" is hereby amended by changing Subdivisions 4 and 6, to read:

Subd. 4. Minor to consume beer on licensed premises.

Subd. 6. Licensee or his employee to sell or serve beer to any minor or to permit any minor to consume beer on the licensed premises.

Section 6. Crosslake City Code Sec. 4.32 entitled "Liquor License Restrictions and Regulations" is hereby amended by changing Subdivisions 1 and 5, to read:

Subd. 1. Prior to issuance of any license the applicant shall file with the City Clerk a bond with a corporate surety, cash, or United States government bonds in the sum of \$1,000.00 for an on-sale license and \$3,000.00 for an off-sale license.

Subd. 5. No gambling or gambling device shall be permitted on any licensed premises, except such as are licensed by or under the control of the Charitable Gambling Control Board.

Section 7. City Code Sec. 4.33 is hereby amended to read:

SEC. 4.33. HOURS AND DAYS OF LIQUOR SALES. No sale of liquor shall be made after 1:00 o'clock A.M. on Sunday, nor until 8:00 o'clock A.M. on Monday, nor after 8:00 o'clock P.M. on December 24, nor between the hours of 1:00 o'clock A.M. and 8:00 o'clock P.M. on the day of any State-wide election. No on-sale shall be made between the hours of 1:00 o'clock A.M. and 8:00 o'clock A.M. on any weekday. No off-sale shall be made before 8:00 o'clock A.M. or after 10:00 o'clock P.M. on any weekday. No off-sale shall be made on New Year's Day, January 1; Independence Day, July 4; Thanksgiving Day; or Christmas Day, December 25. (See Sunday Sales).

Section 8. City Code Sec. 4.50 entitled "On-Sale Wine" is hereby amended by changing Subparagraphs E and F of Subd. 3, to read:

E. No gambling or gambling device shall be permitted on any licensed premises, except such as are licensed by or under the control of the Charitable Gambling Control Board.

F. No person under the age of eighteen (18) years shall be employed upon premises, or in any rooms constituting the same, except that persons under the age of eighteen years may be employed as musicians or to perform the duties of a busboy or dishwashing services in places defined as a restaurant, hotel or motel. Persons under eighteen years of age may be employed as waiters or waitresses in places defined as a restaurant, hotel or motel to serve food in rooms in which only wine is sold on-sale, provided they shall not be permitted to serve or sell wine.

Section 9. City Code Chapter 4 is hereby amended by adding Sections, to read:

SEC. 4.11. PROOF OF AGE. For the purposes of consuming, purchasing or possessing beer, wine or liquor, age may only be established by a valid driver's license or a current Minnesota identification card issued pursuant to Minnesota Statutes, Section 171.07. In the case of a foreign national, a valid passport may be used as an alternative to the foregoing methods of identification.

SEC. 4.12. INSURANCE CERTIFICATE REQUIREMENTS. Whenever an insurance certificate is required by this Chapter the applicant shall file with the City Clerk a certificate of insurance showing (1) that the limits are at least as high as required, (2) that coverage is effective for at least the license term approved, and (3) that such insurance will not be cancelled or terminated without thirty days' written notice served upon the City Clerk. Cancellation or termination of such coverage shall be grounds for license revocation.

SEC. 4.13. FINANCIAL RESPONSIBILITY OF LICENSEES.

Subd. 1. Proof. No beer, wine or liquor license shall be issued or renewed unless and until the applicant has provided proof of financial responsibility imposed by Minnesota Statutes, Section 340.95, by filing with the City a certificate that there is in effect an insurance policy or pool providing minimum coverages of (1) \$50,000.00 because of bodily injury to any one person in any one occurrence, and, subject to the limit for one person, in the amount of \$100,000.00 because of bodily injury to two or more persons in any one occurrence, and in the amount of \$10,000.00 because of injury to or destruction of property of others in any one occurrence, and (2) \$50,000.00 for loss of means of support of any one person in any one occurrence, and, subject to the limit for one person, \$100,000.00 for loss of means of support of two or more persons in any one occurrence.

Subd. 2. Documents Submitted to Commissioner. All proofs of financial responsibility filed with the City under this Section shall be submitted by the City to the Minnesota Commissioner of Public Safety.

SEC. 4.61. CONSUMPTION AND DISPLAY - ONE DAY LICENSE.

Subd. 1. License Required. Any non-profit organization desiring to serve liquids for the purpose of mixing with liquor and permitting the consumption and display of liquor in conjunction with a social activity sponsored by it, shall first obtain a license therefor from the City. It is unlawful for any such organization to fail to obtain such license.

Subd. 2. Term. The term of such license shall be one day only.

Subd. 3. Limitation on Number. The City shall issue no more than ten licenses in any calendar year.

Subd. 4. License Fee. The fee for such one-day license is \$25.00.

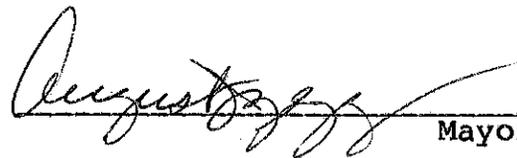
Subd. 5. Approval. In addition to Council approval, such license must be approved by the Commissioner of Public Safety.

Section 10. Crosslake City Code Chapter 4 is hereby amended by repealing Subd. 10 of Sec. 4.25 entitled "Unlawful Acts (Beer)" and Subd. 11 of Sec. 4.35 entitled "Unlawful Acts (Liquor)" relating to proof of age; and by repealing Subparagraph A of Subd. 1 of Sec. 4.36 entitled "Additional Club Licensee Restrictions and Regulations, and Unlawful Acts" as to definition of a fraternal club.

Section 11. Crosslake City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including Penalty for Violation" and Sec. 4.99 entitled "Violation a Misdemeanor" are hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Section 12. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 11<sup>th</sup> day of MARCH, 1985.

  
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Mayor

ATTEST:

  
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City Clerk

Published in the Country Echo on MARCH 21, 1985.

ORDINANCE NO. 3, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING CITY CODE CHAPTER 5 ENTITLED "OTHER BUSINESS REGULATION AND LICENSING" BY CHANGING THE TOBACCO LICENSE FEE; BY REPEALING PROVISIONS RELATING TO BINGO AND GAMBLING LICENSING; AND, BY ADOPTING BY REFERENCE, CITY CODE CHAPTER 1 AND SECTION 5.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

Section 1. Crosslake City Code Sec. 5.20 entitled "Tobacco" is hereby amended by changing Subd. 3, to read:

Subd. 3. License Fee. The annual fee for a tobacco license is \$25.00.

Section 2. Crosslake City Code Chapter 5 is hereby amended by repealing Sec. 5.50 entitled "Bingo" and Sec. 5.60 entitled "Gambling".

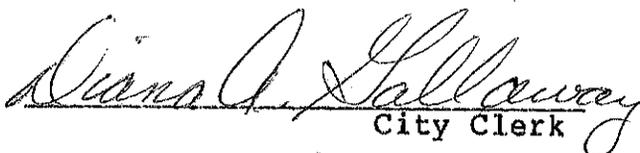
Section 3. Crosslake City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including Penalty for Violation" and Sec. 5.99 entitled "Violation a Misdemeanor" are hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Section 4. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 11<sup>th</sup> day of MARCH, 1985.

ATTEST:

  
Mayor

  
City Clerk

Published in the Country Echo on MARCH 21, 1985.

ORDINANCE NO. 4, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING CITY CODE CHAPTER 6 ENTITLED "STREETS, TRAFFIC AND PARKING REGULATIONS" BY CHANGING A PROVISION RELATING TO ADOPTION OF CERTAIN STATUTES BY REFERENCE; AND, BY ADOPTING BY REFERENCE, CITY CODE CHAPTER 1 AND SECTION 6.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

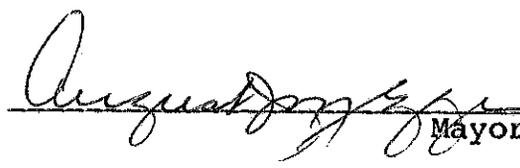
Section 1. Crosslake City Code Sec. 6.10 is hereby amended to read:

SEC. 6.10. HIGHWAY TRAFFIC REGULATION ACT ADOPTED BY REFERENCE. Except as otherwise provided in this Chapter, Minnesota Statutes, Chapter 169, (commonly referred to as the Highway Traffic Regulation Act), as amended through Laws 1984, is hereby incorporated herein and adopted by reference, including the penalty provisions thereof.

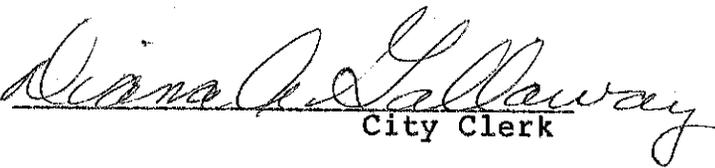
Section 2. Crosslake City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including Penalty for Violation" and Sec. 6.99 entitled "Violation a Misdemeanor or Petty Misdemeanor" are hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Section 3. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 11<sup>th</sup> day of MARCH, 1985.

  
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Mayor

ATTEST:

  
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City Clerk

Published in the Country Echo on MARCH 21, 1985.

ORDINANCE NO. 5, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING THE CROSSLAKE CITY CODE TO ADD CHAPTER 15 ENTITLED "LISTING OF UNCODED ORDINANCES IN EFFECT".

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

Section 1. The Crosslake City Code is hereby amended by adding Chapter 15 entitled "Listing of Uncoded Ordinances in Effect".

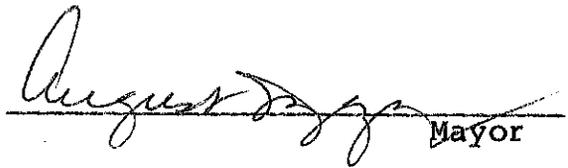
Section 2. The following shall appear as an introduction to Chapter 15:

All ordinances described in this Chapter are of a permanent and continuing nature as authority for a specific act which has been performed. These ordinances are of two types, that generally distinguish them from other provisions of the City Code, either (1) their texts have no continuing reference value, or (2) they are in the nature of a contract and of only occasional reference value. For these reasons it appears justified to list and describe them here only to facilitate finding them in the event this becomes necessary.

Section 3. All ordinances of the types set forth in the introduction shall be listed and described in Chapter 15.

Section 4. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 11<sup>th</sup> day of MARCH, 19 85.

  
Mayor

ATTEST:

  
City Clerk

Published in the Country Echo on MARCH 21, 1985.

CLERK'S REPORT CONTINUED

MOTION NO. 3R-11-85 was introduced by councilman Nelson to remove the claim for damaged tables, that were shipped to the Community Center, from the 1983 Accounts Receivable file. Pat Hoag and Jay Lindenberg repaired the tables at minimal cost to the City. SECONDED BY Councilman Yates. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-12-85 was introduced by Councilman Allen to remove a cigarette license that was never renewed from the 1983 Accounts Receivable file. SECONDED BY Councilman Yates. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MAYOR'S REPORT

Mayor Mezzenga said he would like to look into the job descriptions and reportability of City employees. He said everyone should have a boss or someone to report to if they are ill or gone for the day. This is an area of concern for him. Mayor Mezzenga also commended Pat Hoag, City Maintenance, Robert Garin, Fire Chief, and John Backdahl, Police Chief, on the way they handled the snow emergency on March 4. The City has an emergency preparedness plan which was implemented with four wheel drive trucks etc. standing by. Mayor Mezzenga thanked Hoag, Garin and Backdahl for their contribution.

COMMISSION REPORTS

Building - no report.  
Cemetery - no report. City Maintenance  
Man Hoag reported two burials within the last month.  
Funding and Future Development - no report.

Park - Park Director Patricia Felber informed the Council that coupon books will go on sale April 7 and that May 4 will be clean up day for Crosslake roadsides. Ms. Felber also informed the Council that she is trying to implement a 25 year lease with the Corps of Engineers for the nature trails but for the present requested a motion approving the two year lease. MOTION NO. 3R-13-85 was introduced by Councilman Nelson to sign the two-year lease for the South Cross Lake Bay recreation area. SECONDED BY Councilman Allen. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

The Potz Heartland American Legion Post 500 requested to rent the Community Center for Bingo sessions on Tuesday evenings. MOTION NO. 3R-14-85 was introduced by Councilman Nelson to grant the lease after rewording the existing lease to include "restrooms", "\$50 a month rent", and "May 1, 1985 to April 30, 1986." SECONDED BY Councilman Allen. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

COMMISSION REPORTS CONTINUED

Personnel - Councilman Nelson reported that the Telephone Co. Union turned down the offer made by the City Council at the Special Session on January 9, 1985, Motion No. 1SB-01-85. Councilman Nelson said he felt the offer was generous considering the conditions of the country. He said even some Teamster Unions are settling for 3 percent raises and the Council's offer was approximately 4 percent across the board. He said he felt the Council should stand firm on their previous offer with the exception of the receptionist. He feels any further negotiations with the Union should be between himself as Personnel Officer, Union representatives, Telephone Co. Manager, and possibly the Mayor. Commission Chairman Libby Andolshek said she felt the Telephone Commission should be involved with salary negotiations. Councilman Nelson said that would be too many people. If the Commissions were allowed to sit in on the salary negotiations, the Road Commission would have to sit in for Pat Hoag and the Park Commission for Pat Felber, etc. A lengthy discussion ensued. MOTION NO. 3R-15-85 was introduced by Councilman Nelson which was to stand firm on the offer to the Telephone co. Union with the exception of adding 40¢ to the top of the salary scale for the receptionist. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried. MOTION NO. 3R-16-85 was then introduced by Councilman Nelson to have all future salary negotiations for the Telephone Co. take place with the City Council Personnel Officer, Mayor, Telephone Co. Manager, and Union Representatives present. SECONDED BY Councilman Allen. Upon roll call vote, Councilmen Yates, Allen and Nelson voted in favor of motion. Councilman Douglas voted Nay. Mayor Mezzenga declared the motion carried.

A question was asked from the floor if all Commissions operated under the same statutes or regulations or if some had more authority than just as advisory to the Council. Mayor Mezzenga said they all follow the same guidelines. He also said he greatly appreciated all the time and effort they spend in that capacity. He said he felt the Commissions are doing a tremendous job.

Planning and Zoning - MOTION NO. 3R-17-85 was introduced by Councilman Nelson to pay the expenses incurred when Planning and Zoning Coordinator Kingstedt and Commission Chairman Gallati attended a seminar in Walker. Total expenses are \$60. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

Mr. Lyle Arends was asked whether a conflict of interest would be involved if he accepted a position on the Planning and Zoning Commission. He responded that he has three jobs he has to complete and then he was quitting the

COMMISSION REPORTS CONTINUED-Planning and Zoning excavating business. MOTION NO. 3R-18-85 was introduced by Councilman Nelson to accept the nominations of Glenn Bennett, Lyle Arends, and Roy Shafer as Commission members. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

Deputy Clerk Buchite read the proposed ORDINANCE 6, THIRD SERIES which amends City Code Chapter 8 entitled "Land Use Regulations (Zoning)." Building contractors present at the meeting questioned parts of the code dealing with footing requirements. The contractors also stated that if the City adopts a building code we will need to hire a building inspector. MOTION NO. 3R-19-85 was introduced by Councilman Allen that the ORDINANCE 6, THIRD SERIES be turned over to the Planning and Zoning Commission for their recommendations. SECONDED BY Councilman Yates. Upon roll call vote, all councilmen voted in favor. Mayor Mezzenga declared the motion carried. Clerk Gallaway suggested that when and if the ordinance is passed, we order pamphlets to sell to persons interested in building. She also suggested ordering copies of the Code Book to sell after the revisions are made. Deputy Clerk Buchite was instructed to obtain prices before we order any.

MOTION NO. 3R-20-85 was introduced by Councilman Allen to table the RESOLUTION TO INCREASE BUILDING PERMIT FEES until the Planning and Zoning Coordinator could be present to answer questions that arose. SECONDED BY Councilman Nelson. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried. Clarification of what is meant by "Certificate of Compliance" was also requested.

Mayor Mezzenga stated that any time something is brought before the Council with changes to be acted upon, he wants copies of the original document as well as copies of the proposed changes.

The Planning and Zoning Coordinator's Contract will be looked into at the next Council meeting also. Deputy Clerk Buchite was instructed to contact Weisnegger Insurance Agency to see how much liability coverage would cost for the Coordinator and how it would be handled.

Public Safety - Commissioner Leo Fraser said they were one member short for the Public Safety Commission and recommended Herb Scheuss to fill the vacancy. MOTION NO. 3R-21-85 was introduced by Councilman Nelson to appoint Scheuss to the Public Safety Commission. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

COMMISSION REPORTS - Public Safety

Mr. Fraser stated that the Fire Department would like the monies from the fire contracts placed in dedicated funds for equipment replacement. He said he feels the money would give the firemen more incentive to continue with such contracts.

Mr. Fraser said he has received requests from department heads to raise the limit from \$100 to \$500 before Commission approval is required. He also reported the resignation of ambulance driver Greg Mezzenga.

Mr. Fraser said the new squad car was in Brainerd and either was or would be picked up soon. Chief Backdahl requested that the 1981 Chevrolet be placed in storage for a backup police car. He said the car is fully equipped and ready to go should the need arise. Insurance on the stored vehicle would be \$54 a year. Discussion ensued as to the maintenance costs of the car and the safety factors of a car in storage and only used occasionally. MOTION NO. 3R-22-85 was introduced by Councilman Allen to sell the 1981 Chevrolet to the highest bidder. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

Roads - Pat Hoag, Maintenance Man said they only have one member on the Road Commission. They need several more. Councilman Nelson asked Mr. Hoag how urgent it is to hire a new part-time maintenance man. Mr. Hoag said he needs one immediately so they can get started patching the roads.

Telephone - Tony Mayer, Manager introduced Libby Andolshek as being nominated as Chairperson of the Telephone Commission. MOTION NO. 3R-23-85 was introduced by Councilman Douglas to confirm that nomination. SECONDED BY Councilman Yates. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-24-85 was introduced by Councilman Nelson to accept the Telephone Budget for 1985 as presented. SECONDED BY Councilman Yates. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

MOTION NO. 3R-25-85 was introduced by Councilman Allen to accept the Cable Television Budget for 1985 as presented. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

COMMISSION REPORTS CONTINUED - Telephone

Manager Mayer briefly discussed the updated Telephone commission's Policies. Mayor Mezzenga requested it be tabled until April's Council Meeting at which time the Council would like copies of the new and old policies for comparison.

Manager Mayer requested that a member of the Commission be allowed to sign checks along with someone from City Hall. He feels at present it is difficult to get checks signed in an emergency. Mayor Mezzenga said he did not feel that could be done but suggested that the petty cash fund be raised to \$500. The Mayor also requested that the City Council receive lists each month of the checks distributed, to whom they were paid and the amounts.

Manager Mayer said they would need to be hiring a full-time qualified technician. MOTION NO. 3R-26-85 was introduced by Councilman Nelson to approve the hiring of a technician. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

COMMITTEE REPORTS                      Citizens Advisory - Robert Turner reported that there is not an active committee at present. He suggested the Committee be abolished and at such time that a Committee is needed the Council could appoint an Ad-hoc committee.

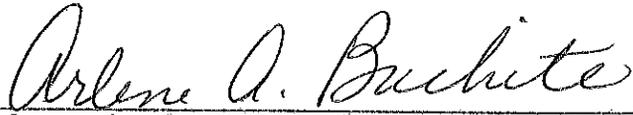
Police Department - no report.

OLD BUSINESS                              Nothing

PUBLIC FORUM                              Tom Douglas, on behalf of the Potz Heartland American Legion Post 500, presented Mayor Mezzenga and the City of Crosslake, two new all weather American Flags. Mayor Mezzenga thanked Mr. Douglas and the American Legion.

MOTION NO. 3R-27-85 was introduced by Councilman Nelson that this regular session of the Council be adjourned at 11:35 p.m. SECONDED BY Councilman Douglas. Upon roll call vote, all Councilmen voted in favor. Mayor Mezzenga declared the motion carried.

RESPECTFULLY SUBMITTED:

  
Arlene A. Buchite, Deputy Clerk/Treas.