

COUNCIL PROCEEDINGS  
CITY OF CROSSLAKE MINNESOTA  
REGULAR COUNCIL SESSION  
MARCH 12, 1990

The City Council for the City of Crosslake met in a regular council session on Monday, March 12, 1990 in the council chambers of City Hall. The following Councilmembers were present: Mayor Kurt E. Anderson, Lyle M. Arends, Roger A. Burshem, Diana A. Gallaway and Charles O. Miller. Also present was City Engineer Will Hoyt, City Clerk Arlene Buchite, Department Heads John Backdahl and Patricia Felber Fire Chief Michael Amsden as well as approximately 9 citizens.

Mayor Anderson called this meeting to order at 7:30 p.m. stating that the first item on the agenda was the Consent Calendar. MOTION NO. 3R-01-90 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER MILLER TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) THE MINUTES OF THE FEBRUARY 12, 1990 REGULAR COUNCIL SESSION; (2) THE CLERK/TREASURER'S FINANCIAL REPORT FOR FEBRUARY, 1990; (3) THE TELEPHONE COMPANY'S FINANCIAL REPORT FOR FEBRUARY, 1990; AND (4) THE CABLEVISION COMPANY'S FINANCIAL REPORT FOR FEBRUARY, 1990. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

CLERK'S REPORT - First item was bills for payment. MOTION NO. 3R-02-90 WAS MADE BY COUNCILMEMBER BURSHAM AND SECONDED BY COUNCILMEMBER GALLAWAY TO PAY ALL BILLS INCLUDING: (1) WORKERS' COMPENSATION INSURANCE FOR \$8,994.00 AND (2) AMERICAN NATIONAL BANK FOR FEES AND EXPENSES FOR THE 1986 GOVERNMENT OBLIGATION BONDS FOR \$232.50. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

The next item was a copy of the ambulance company's insurance. This was for council information only.

The next item was a copy of a letter from North Star Risk Services, Inc. There was a brief discussion regarding the requests from North Star Risk Services. One request regarded changing the fence at the Community Center from the outside of the poles to the inside and it was the consensus of the Council that the fence not be changed because of the cost and the usage of the ballfield.

The next item was a letter from Crow Wing County stating the Association of Minnesota Counties platform position

regarding tax increment financing. Mayor Anderson said it did not change anything that the City set out to do with the original tax increment finance project in Crosslake.

The next item was a letter from the Minnesota Association of Small Cities regarding proposed cuts in state aid. Mayor Anderson said he reads it to say that nothing more will be taken from Crosslake other than the Local Government Aid which was taken previously.

The next item was a letter from EBA setting up a doctor appointment for a former employee who was injured while working for the City of Crosslake. No action was needed.

A letter written to North Star Risk Services, Inc. requesting information on the Cities liability for licensing rubbish haulers and a letter written to the Minnesota Association of Small Cities requesting information on their article regarding "undesignated funds" were copied to the Council for their information. Clerk Buchite indicated that she had received a call from a gentleman working with the Association who is fighting to see that the Legislature cannot make cities use their undesignated funds before they receive their state aid. Clerk Buchite indicated she has requested a letter from the association to pass on to the Council.

Clerk Buchite informed the Council that the Board of Review would be meeting in City Hall on April 18, 1990 at 10:00 a.m.

A statement was received from Hengle Construction showing an interest charge of \$111.76 on the money the City is holding back on the White Pine Shores Road. It was the consensus of the Council that the money be held back until Pat Hoag, Road Supervisor, returns from vacation and he has a chance to talk to the engineers at Widseth, Smith, Nolting and Associates regarding the road. Clerk Buchite said that a call from Widseth, Smith, Nolting and Associates confirmed the fact that the road was inspected the end of November. It was the consensus of the Council that with snow on the ground at that time an adequate inspection could not have been made.

Clerk Buchite stated she had received a call requesting that the City Hall be used for census training on March 22 and 23, 1990. It was the consensus of the Council that they approved of the use.

Clerk Buchite said the Game and Fish Club had applied for renewal of their Transient Merchant license. There were no objections from the council as far as the renewal was concerned.

MAYOR'S REPORT - Mayor Anderson said he had talked to Ron Morrium in Brainerd regarding the new Floodplain Ordinance and Mr. Morrium stated that there had been no changes in the floodplain map. Mayor Anderson said the changes are basically additions to the ordinance. Mayor Anderson said he would like to have a public hearing set up to adopt the new ordinance and to review the comprehensive plan. Mayor Anderson said changes could be made to the comprehensive plan after it is adopted. It was the consensus of the Council to set up a public hearing on March 28, 1990 at 1:00 p.m. if the advertising can be arranged.

Councilmember Gallaway asked about the soil survey which was discussed last month. Mayor Anderson said he would look into it but he thinks the City's part is simply to approve of it.

Councilmember Gallaway asked about getting a Deputy Registrar. Mayor Anderson said he has an appointment with Kris Hasskamp and will get an answer as to what the City will have to do.

COMMISSION REPORTS - PARK - Nothing.

PLANNING AND ZONING - Councilmember Miller asked Marlowe Kingstedt, Planning and Zoning Coordinator when the permit for Little Yukon was re-issued and if there was a variance issued with the permit. Mr. Kingstedt said it was issued the day of the meeting with Little Yukon (December 5, 1989) and that the application met the criteria so no variance was necessary. Councilmember Miller said the South lot line was less than 10 feet. Coordinator Kingstedt said it is 9 1/2 feet and the North side is 10 1/2 feet making a total of 20 feet. Councilman Miller said after the December 5, 1989 meeting he felt that a variance would be needed. Mr. Kingstedt said a new site plan was submitted. Mr. Miller said his concern is that the ordinance is followed and that the ordinance says 10 feet without a variance. Mr. Kingstedt said that for a sub-standard lot that is under 100 feet you may have 10 percent of that frontage on one dimension as long as you have the balance on the other side to make a 20 foot setback. Mr. Miller said in reading the motion made at the December 5, 1989 meeting, he feels that Mr. Anderson should have re-applied at the Planning and Zoning Office for a variance which would have then gone to the commission. Councilmember Miller stated that under these circumstances he would again request that all commercial permits come before the Council. Mr. Miller said on page 184 under C-1 Commercial District states that side yard requirements are 10 feet. Mr. Kingstedt said that is true but in his opinion, Little Yukons set back is qualified under the sub-standard area.

MOTION NO 3R-03-90 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER ARENDS TO PUT ON THE AGENDA FOR THE MARCH 28, 1990 PUBLIC HEARING THAT ALL COMMERCIAL PERMITS COME TO THE COUNCIL FOR APPROVAL. Mr. Arends said he thinks all commercial permits should come before the Council. Mr. Miller said he does not believe you can encroach a lot line anywhere without a variance. Ms. Gallaway said she had to agree with Mr. Kingstedt that at that meeting it was her understanding that the sub-standard lot rules applied to the Little Yukon lot. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

Mayor Anderson said he also felt that a variance should have been required, that cars cannot be parked in the 9 1/2 feet on the South side of the building and the ordinance also says no construction within so many feet of a state or county highway. Mayor Anderson said the keystone is within that area. Mr. Kingstedt said that keystone is part of Little Yukons product and if that ordinance is enforced boat, motors, flags and many other things would have to be removed from the front of commercial buildings. Mayor Anderson said the permit has been issued but he does not want to have another one like that issued as long as he is mayor.

Councilmember Burshem said he had received a complaint from someone that a garage was being built by Don Coulter's house that is not displaying a permit. Mr. Kingstedt said that he will look into it.

CEMETERY - Councilmember Gallaway asked about the land purchase and Mayor Anderson said he will call them because there has been no response to our letter.

Clerk Buchite had some people who wanted to sell lots back to the City that had been purchase prior to 1972. After a brief discussion it was determined that in 1969 lots sold for \$10 per lot or \$80 per block. Clerk Buchite will write a letter informing them of the price.

PUBLIC SAFETY - Mayor Anderson said the Commission met at 3:00 on Monday, March 5, 1990 to interview 5 candidates for patrolman. The interview committee consisted of: Mayor Anderson, Councilmember Burshem, Police Chief John Backdahl, and Commission Members Jack Lindenberg, Joel Slack, Robert Weibke, and Mike Seeker. Police Sergeant Don Coulter was also present. Mayor Anderson said the top man was Jay Broch a part-time officer at Crosby and the next one was Steven Schaar from Grand Rapids who has no experience but has ridden with on-duty deputy sheriffs. The commission recommended hiring both candidates starting April 1, 1990. Mr. Arends said the starting salary is too high and should be changed to \$18,000.00 and \$20,000.00.

Councilmember Burshem said that they would both have to start at \$18,000.00 because with the discrepancy the sergeant's position would already be made. Councilmember Arends said that next year they will come in and request a 5 percent or 6 percent increase again. MOTION NO. 3R-04-90 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER GALLAWAY THAT THE CITY OF CROSSLAKE HIRE THE TWO CANDIDATES RECOMMENDED BY THE PUBLIC SAFETY COMMISSION AT A STARTING SALARY OF \$20,000.00 ANNUALLY, PLUS ALL BENEFITS, A ONE YEAR PROBATIONARY PERIOD BE IMPOSED, AND DURING THAT PERIOD, ONE OF THE TWO CANDIDATES WOULD BE PROMOTED TO THE POSITION OF SERGEANT, BASED ON EVALUATION OF THE CHIEF, AT SOME TIME DURING THE FIRST YEAR, THE SALARY FOR THE SERGEANT POSITION TO BE INCREASED TO \$22,000.00. ALL COSTS OF UNIFORMS AND NECESSARY EQUIPMENT WILL BE PAID BY THE CITY, WITH NORMAL UNIFORM ALLOWANCE TO FOLLOW IN SUBSEQUENT YEARS, AND A HIRING DATE FOR BOTH CANDIDATES BEING APRIL 1, 1990. MOTION PASSED WITH COUNCILMEMBERS BURSHEM, GALLAWAY AND MILLER VOTING AYE. COUNCILMEMBER ARENDS VOTED NAY BECAUSE OF THE SALARY.

Councilmember Miller said he would like to thank the Commission, the Committee and the Police Chief for all their time and effort involved in selecting these candidates. Chief Backdahl said the background information he has done to date is glowing for both candidates.

Councilmember Arends asked what was going to happen with present part-time police officers. Chief Backdahl said that the department does not have the budget to keep them working but he would like to keep them "on hand" for possible use on holiday week-ends or sick days when it is essential to have an officer on duty. Mr. Backdahl said it may be such that they would work for no pay.

Councilmember Gallaway asked Fire Chief Amsden if he had introduced the By Law changes to the Firemen which were requested by the Council regarding the starting time for the new chief and Chief Amsden said he had not but a meeting was scheduled for the following Wednesday evening and he would then.

Councilmember Gallaway asked Fire Chief Amsden if he had done anything regarding increasing the contract fees for the cities and townships that the Crosslake Fire Department services and Mr. Amsden said he has not because the City Clerk has been on vacation but he would do it very soon.

Mayor Anderson said he would desperately plead with the residents in the City that the Fire Department needs more firemen. The reporter present, Jean-Paul Hudon, said he would write an article requesting new recruits.

Mayor Anderson said he would like to have the ambulance personnel come to answers questions from Citizens who are asking why it costs Crosslake so much for the subsidy. Clerk Buchite was requested to put a special notice in the paper stating the date and time the meeting would be held.

Mayor Anderson informed the Council that he and the City Clerk met with the Firemen's Relief Association officers, Tom Mezzenga, Ron Foss and Tony Mayer for their annual meeting on Thursday, March 8, 1990. Copies of the report were given to the Council for their review.

UTILITIES COMMISSION - Chairman Dene Carney was present to invite all Councilmembers to the next Commission meeting on March 27, 1990 at 7:30 a.m.

ROAD COMMISSION - Mayor Anderson said Road Supervisor Pat Hoag, had called him before he left on vacation and said his only concern was advertising for bids for Class #5. MOTION NO. 3R-05-90 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER MILLER TO ADVERTISE FOR BIDS FOR CLASS #5 FOR THE UPCOMING ROADWORK SEASON. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Councilmember Arends said he feels that Mr. Hoag has put the cost too low on the reports on the equipment. It should be the actual cost so the Council could tell exactly what the cost of a road was. Councilmember Miller will take this back to the Road Commission for discussion.

Will Hoyt, City Engineer, said he had one item of old business and that was to set the date for the Public Hearing for the 1990 road work. It was the consensus of the Council that the date should be Friday, April 27, 1990 at 8:00 p.m. so people from other areas could be present.

Councilmember Gallaway asked Mr. Hoyt if anything more had been done about widening Cool Haven Lane. Mr. Hoyt said there are no recorded easements that they have been able to find at present. Mr. Hoyt said he and Mr. Hoag may have to meet with property owners to see what could be worked out. Councilmember Miller said there are year round residents at the end but it is almost impossible to get a plow truck back up the hill once it goes down.

FUNDING AND FUTURE DEVELOPMENT - Vice Chairman Anthony Mayer said they have many things they are working on at present.

PERSONNEL - Nothing.

NEW BUSINESS - Nothing.

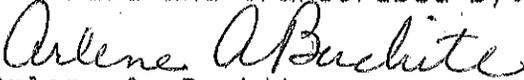
OLD BUSINESS - Nothing

PUBLIC FORUM - Councilmember Gallaway said the School Board Meeting which was held in City Hall on February 26, 1990 was not attended by as many people as she had hoped but it was a very informative meeting. Gerry Boe said he felt that there should have been a public forum so people in the audience could have asked questions.

Councilmember Gallaway said there was supposed to be a representative for Earth Day present at this evening Council Meeting but since there was not one she wanted the Council aware of the date which was April 22, 1990. Ms. Gallaway said they are trying to organize a City-wide recycling. Mayor Anderson said he would like to have Councilmember Gallaway in charge of Earth Day.

MOTION NO. 3R-06-90 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER GALLAWAY TO ADJOURN THIS REGULAR COUNCIL SESSION AT 9:05 P.M. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Recorded and transcribed by:

  
Arlene A. Buchite  
City Clerk/Treasurer