

COUNCIL PROCEEDINGS
CITY OF CROSSLAKE MINNESOTA
REGULAR SESSION - March 14, 1988
7:30 p.m. at City Hall

The City Council of Crosslake Minnesota met in a regular session on Monday March 14, 1988 in the Council Chambers of City Hall. The following members were present: Mayor Oliver Courts, and Councilmembers Elizabeth Andolshek, Lyle Arends and Diana Gallaway. Absent was Councilmember Oliver Yates. Also present was City Clerk Arlene Buchite and approximately 20 citizens.

Mayor Courts called this meeting to order at 7:30 p.m. and welcomed all in attendance.

The first item on the Agenda was the Consent Calendar. MOTION NO. 3R-01-88 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER ARENDS TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) THE MINUTES OF THE FEBRUARY 8, 1988 REGULAR COUNCIL SESSION; (2) THE MINUTES OF THE FEBRUARY 24, 1988 SPECIAL COUNCIL SESSION; (3) THE CLERK/TREASURER'S FINANCIAL REPORT FOR FEBRUARY, 1988; (4) THE TELEPHONE COMPANY'S FINANCIAL REPORT FOR FEBRUARY, 1988; AND (5) THE CABLEVISION'S FINANCIAL REPORT FOR FEBRUARY, 1988. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

CLERK'S REPORT - The first item on the Clerk's Report was bills for payment. MOTION NO. 3R-02-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO APPROVE PAYMENT OF \$271.96 TO THE MUNICIPAL ORDINANCE CODIFYERS FOR WORK ON THE CAMPGROUND ORDINANCE AND \$6,732.00 FOR WORKMANS COMPENSATION INSURANCE. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

The renewal of the Game and Fish Club's bingo license was discussed very briefly. MOTION NO. 3R-03-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO APPROVE THE BINGO LICENSE RENEWAL FOR THE GAME AND FISH CLUB. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

Clerk Buchite said that Mr. Walt Hermerding from the Corps of Engineers Campground had come to City Hall and asked to have the Council consider waiving the assessments from the 1986 Road Project against the Corps and the United States Government. MOTION NO. 3R-04-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO WAIVE THE ASSESSMENTS FOR THE CORPS OF ENGINEERS FOR THE 1986 ROAD PROJECT. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

Hospital insurance was the next item on the Clerk's Report. Clerk Buchite indicated the savings for one years premiums would be approximately \$1395.00 if we change to the League's hospital insurance although the premiums will be changing in July. A brief discussion followed. MOTION NO. 3R-05-88 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER ARENDS TO MAKE THE CHANGE TO THE LEAGUE OF MINNESOTA CITIES HOSPITAL INSURANCE PROGRAM FOR CITY EMPLOYEES. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

MOTION NO. 3R-06-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ARENDS TO APPROVE THE PURCHASE OF A \$100,000.00 CERTIFICATE OF DEPOSIT FROM NORTHERN NATIONAL BANK. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

Clerk Buchite indicated she had given the Council copies of a Certificate of Insurance from North Memorial Medical Transportation service.

Clerk Buchite said she had received a letter from the Pine River Library saying they were in need of funds to purchase some new books. The Council requested Ms. Buchite to check with the Library to see how much they had in mind for donations and to get back to the Council with the response.

PARK AND RECREATION - Vickey Leonard, Park Commission member was present to say that Howard Hutchins would represent the Park at the next meeting for Cities Week. Ms. Leonard also said that the Park Commission was recommending that the 25 year lease with the Corps of Engineers be signed because with a year to year lease it is impossible to get a grant for upgrading the nature trails. Clerk Buchite said she had checked with Weiznegger Insurance and was told that there would not be any additional insurance premiums to cover the nature trails. MOTION NO. 3R-07-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO SIGN THE TWENTY-FIVE YEAR LEASE WITH THE CORPS OF ENGINEERS FOR THE PROPOSED NATURE TRAILS. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE. Ms. Leonard said the Park could use all the volunteer help they could get. Councilmember Gallaway stated that the Boy Scouts may be able to help.

PLANNING AND ZONING - Marlowe Kingsted, Coordinator, stated that he would like to have permission to attend an advanced workshop in Rochester. After a brief discussion MOTION NO. 3R-08-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO ALLOW MARLOWE KINGSTED ATTEND THE ADVANCE PLANNING CONFERENCE IN ROCHESTER ON MARCH 25, 1988 FOR THE COST OF \$120.00 PLUS MILEAGE. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

Don Coulter, Surveyor, was present to go over the Blue Acres Green Plat. Mr. Coulter said it was approved at the preliminary level in 1986 but was never brought back for final approval. Mr. Coulter explained that there are 14 different buildings and 14 different owners. These owners need the plat approved to get legal descriptions so as to be able to sell their property. Mr. Coulter said that each of the 14 units is in excess of 18,000 square feet and meets all the city criteria. Mr. Coulter stated that this preliminary plat has been approved by the Planning Commission two different times. MOTION NO. 3R-09-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO APPROVE THE PRELIMINARY PLAT OF BLUE ACRES GREEN AS PRESENTED BY DON COULTER, SURVEYOR. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

The next item was the preliminary plat of Old Log Headquarters. Mr. Coulter explained that this plat was located between the Fire Department Building and the log church, and has 85 lots and 2 outlots. Mr. Coulter stated that the Road Commission objected to the entrance so it would be changed and a cul-de-sac will also be put on the end of Tall Timber Trail.

Mr. Coulter said that through Lot 10 is commercial and according to City specifications a Conditional Use Permit would be required to build a home on those lots. Roads will be put in according to City specifications according to Mr. Coulter but he does not feel that there should be any restrictions on the road as long as the City Code is followed. Discussion ensued regarding possible restrictions that could be included in the City Code for future plats. Mr. Coulter said he would object to any restrictions that might be placed on this plat. Mr. Kingstedt said on page 38 of the City Code book it says, "No final plat shall be accepted until roads meet City Code requirements or satisfactory monetary considerations are established." Mr. Coulter said his client is perfectly willing to live by that ordinance and establish roads which meet city specifications. MOTION NO. 3R-10-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO ACCEPT THE PRELIMINARY PLAT OF OLD LOG HEADQUARTERS, WITH THE ADDITION OF A CUL-DE-SAC ON TALL TIMBER TRAIL AND ELIMINATE THE CENTER ISLAND ENTRANCE BY REDUCING THE ENTRANCE TO 66 FEET WIDE, AND REQUEST THAT CONDITIONAL USE PERMITS BE REQUIRED FOR LOTS 6 THROUGH 10, BLOCK 1, AND LOTS 6 THROUGH 10, BLOCK 2. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

A brief discussion ensued regarding cable and telephone installation costs, placing of signs and power installation. Telephone Manager Mayer will bring this up to the utilities commission and Mayor Courts will discuss this with the City Attorney.

MOTION NO. 3R-11-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ARENDS TO HAVE THE DEVELOPER PUT UP THEIR OWN STREET SIGNS CONFORMING WITH CITY STANDARDS. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

The next item on the agenda was a Resolution to vacate Hope Ellis Road. Mr. Coulter said that this road has been vacated for quite some time but the formal documents were never filed. MOTION NO. 3R-12-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO ACCEPT THE RESOLUTION TO VACATE THE ROAD KNOWN AS HOPE-ELLIS ROAD. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

Mr. Kingstedt said the Planning and Zoning Commission would like to recommend having three alternates instead of the two they now have because it is sometimes difficult to get a quorum present for the Commission meetings. MOTION NO. 3R-13-88 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER ARENDS TO APPROVE THE APPOINTMENTS BY MAYOR COURTS OF LARRY JOHNSON AS SECOND ALTERNATE AND JEAN-PAUL HUDON AS THIRD ALTERNATE TO THE PLANNING AND ZONING COMMISSION. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

ROADS - Mayor Courts said he was going to deviate from the agenda and call for the Roads Commission report at this time because Will Hoyt from Landecker was present. Scott Gallaway, Chairman said the Road Commission would like to recommend to the Council the implementation of an assessment policy for roads and bridge work. Mr. Hoyt went on to explain that the

City of Crosslake assessed abutting property owners for the last overlay project in 1986. He also stated that most of our neighboring cities have assessment policies. Some of the assessments are done on a lineal foot basis and some on a per lot basis. Both have advantages and disadvantages according to Mr. Hoyt and the City has to determine how they want to assess. Mr. Hoyt explained that by assessing by the lot a 50 foot lot would pay the same as a 250 foot lot. On a per foot basis you pay for each foot you have and with a set back you pay so much per foot according to the set back which even out payments on pie shaped lots. If the charge is per frontage foot some people use the road but do not get assessed anything. Mr. Hoyt said that the City of Lake Shore assesses by the lot and it is like Crosslake with many pie shaped lots. Council will take the proposed policy home and study it.

Scott Gallway said the next item from the Road Commission was updating the City map and update the road inventory. Mr. Gallaway said the cost of updating the existing map would be \$780 and to up date and prioritize the road inventory would be \$1,100.00 and the Road Commission recommended that both be done. MOTION NO. 3R-15-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO ACCEPT THE PRICE OF \$780.00 TO UPDATE THE CITY MAP AND \$1,100.00 TO UPDATE AND PRIORITIZE THE INVENTORY TEXT INFORMATION WITH FIFTY PERCENT OF THE CHARGE TO BE CHARGED TO THE ROAD BUDGET AND THE REMAINING BALANCE TO BE SPLIT BETWEEN ADMINISTRATION, PLANNING AND ZONING, POLICE, AND FIRE DEPARTMENT BUDGETS. MOTION PASSED WITH COUNCILMEMBERS GALLAWAY AND ANDOLSHEK VOTING AYE AND COUNCILMEMBER ARENDS VOTING NAY.

Discussion ensued regarding the placement of the \$60,000.00 dividend from the Telephone Company into the Road Department budget. Councilmember Andolshek said she felt that Daggett Bay should be high on the priority list. MOTION NO. 3R-26-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOSHEK TO PLACE THE \$60,000.00 USERS FEE FROM THE TELEPHONE COMPANY INTO THE STREET DEPARTMENT BUDGET TO BE USED FOR ROAD CONSTRUCTION AND MAINTENANCE FOR 1988. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

CEMETERY - Ms. Andolshek stated that there were a few burials and a few lots had been sold.

PUBLIC SAFETY - Police Chief Backdahl said the Commission had a meeting scheduled for the previous Monday but there were not enough members present to have a quorum. Mr. Backdahl said he would like to advertise selling the 1985 Ford police car. MOTION NO. 3R-17-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO PUT THE 1985 POLICE CAR UP FOR SALE BY BIDS. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

Fire Chief David Schlick said he would like to have Council approval to purchase three complete outfits consisting of pants, coats and helmets, for three new firefighters. Mr. Schlick said they have one female who has taken the training and will be a firefighter. MOTION NO. 3R-18-88 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER ARENDS TO PURCHASE OUTFITS FOR THE THREE NEW FIREFIGHTERS AT A COST OF APPROXIMATELY \$1,200.00. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

UTILITIES COMMISSION - Dene Carney, Chairman was present and said the \$60,000.00 dividend will be ready very shortly as it has been approved by the commission.

FUNDING AND FUTURE DEVELOPMENT - Dean Swanson, Chairman said that the Commission recommended that the city assessing continue to be done at the County level the way it is now. The Commission is still working on the Cemetery project to determine how much property is not being used.

Mayor Courts said he knew the Funding and Future Development Commission recommended selling the old City Hall building and property but he would like to see the City keep the property and let the Chamber of Commerce use it. A brief discussion followed with some concerns expressed about vandalism and children using it as a hangout. It was determined that the Police Department and Telephone Company personnel as well as the Council and others passing through could keep a watch over it. Nancy Kock, President of the Crosslake Chamber said she had talked to several of the members and they were in favor of using the building because it would alleviate a parking problem on the corner where the present booth is located. The possibility of other non-profit groups using the building was also discussed briefly as well as the hours the building would remain open. MOTION NO. 3R-19-88 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO OFFER THE OLD CITY HALL BUILDING TO THE CHAMBER OF COMMERCE TO USE IF THEY ARE INTERESTED IN HAVING IT FOR THEIR INFORMATION BOOTH AND TO MAKE THE BATHROOMS OPEN TO THE PUBLIC WHEN THE INFORMATION BOOTH IS OPEN. MOTION PASSED WITH ALL COUNCILMEMBERS VOTING AYE.

PERSONNEL - Nothing.

MAYOR REPORT - Mayor Courts said he had not received any bids or information on new Council chairs but he did give the Council prices on a speaker system from Crosslake TV. Discussion ensued regarding the three systems. The consensus was to get another bid with 6 microphones for the Council table, a podium with a microphone, an adequate speaker system and recording system and anything else that would be needed to complete the system. The Mayor will get these quotes.

Mayor Courts said he has been approached by several people about getting a dog ordinance. He said he had brought it up to the Public Safety Commission and they were against it but he was going to have City Attorney James Gammello address the Commission and possibly a joint meeting with the Council. If we are to implement a dog ordinance there will be a public hearing so everyone that wants to be heard will be.

Mayor Courts said he and Clerk Buchite had met with the officers of the Firemen's Relief Association regarding their annual report. The Firemen's Relief Association has funds on hand totaling \$105,603.58 with liabilities on members and retired members of \$103,196.75 and a balance from the gambling account to the general disbursement account of \$2,408.65. Mayor Courts said he felt the officers were doing a real good job.

NEW BUSINESS - Councilman Arends said he brought up in 1976 that he felt no one should be able to get a building permit if their real estate taxes were not current. Clerk Buchite said that none of the liquor licenses are issued without having an affidavit from the County Auditor saying that there are no delinquent taxes. The Clerk will check with the League to see if we can legally keep anyone from getting a building permit this way.

A citizen said he had come to this Council meeting to make sure that something was going to be done with Daggett Bay Road this year. Mayor Courts said he would recommend it to the Road Commission.

The same citizen said he felt that the old City Hall should be sold so it could be put back on the tax roles.

Councilmember Gallaway said she felt the new ordinances should be sent to the codifiers. Clerk Buchite assured her that the ordinances are in effect after they have been published even though they are not in the code book.

OLD BUSINESS - Doris Fraser reminded everyone present of the St. Patrick's Day parade at 4:30 p.m. March 17.

MOTION NO 3R-20-88 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO ADJOURN THIS REGULAR COUNCIL SESSION AT 10:06 P.M. MOTION CARRIED WITH ALL COUNCILMEMBERS VOTING AYE.

Recorded and transcribed by:



ARLENE A. Buchite
City Clerk/Treasurer