

COUNCIL PROCEEDINGS  
CITY OF CROSSLAKE MINNESOTA  
REGULAR COUNCIL SESSION  
MARCH 14, 1994  
7:00 P.M. CITY HALL

The Council for the City of Crosslake Minnesota met in the Council Chambers of City Hall on Monday, March 14, 1994. The following Councilmembers were present: Mayor Kurt Anderson, Charles Miller, Dean Swanson and Jack Webster. Councilmember Lyle Arends was absent. Also present was City Attorney, Paul Sandelin and Reporter's Christine DuFour and Jean Paul Hudon. There were approximately 19 citizens in attendance.

Mayor Anderson called the Council Session to order at 7:00 P.M.

The first item on the agenda was the Consent Calendar.

MOTION 03R-01-94 WAS MADE BY CHUCK MILLER AND SECONDED BY DEAN SWANSON TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF (1) MINUTES OF FEBRUARY 14, 1994 REGULAR COUNCIL SESSION; (2) MINUTES OF MARCH 1, 1994 SPECIAL COUNCIL SESSION AND; (3) THE CLERK/TREASURER'S FINANCIAL REPORT FOR FEBRUARY, 1994. MOTION PASSED UNANIMOUSLY.

CLERK'S REPORT - MOTION 03R-02-94 WAS MADE BY CHUCK MILLER AND SECONDED BY DEAN SWANSON TO PAY ALL BILLS WHICH INCLUDED CROSSLAKE SANITATION FOR \$600.00; HAMMERLUND CONSTRUCTION FOR \$23,341.50; LAKE SHORE CONSTRUCTION FOR \$1440.00; ST. CLOUD UNIVERSITY DRIVING SCHOOL FOR \$584.00; BRAINERD BUS LINES FOR \$857.20; ATTORNEY'S FEES FOR \$2,028.45; REQUEST FROM CITY ATTORNEY FOR SETTLEMENT AGREEMENT AND RELEASE FOR FORMER CITY EMPLOYEE AMOUNT WHICH IS CONFIDENTIAL. MOTION PASSED UNANIMOUSLY.

The NSP franchise agreement is being worked on by the City Attorney and is expected to be completed by the end of the week.

Approval was requested for John Backdahl, Arlene Buchite and Teri Hastings to attend a Safety and Loss Control Workshop in St. Cloud at a cost of \$15.00 per person.

MOTION 03R-03-94 WAS MADE BY DEAN SWANSON AND SECONDED BY CHUCK MILLER TO AUTHORIZE ANY CITY EMPLOYEE OR COUNCIL MEMBER TO ATTEND THE SAFETY AND LOSS SEMINAR IN ST. CLOUD ON APRIL 7TH. MOTION PASSED UNANIMOUSLY.

MOTION 03R-04-94 WAS MADE BY JACK WEBSTER AND SECONDED BY DEAN SWANSON TO WAIVE THE MONETARY LIMITS ON TORT LIABILITY FROM THE LEAGUE OF MINNESOTA CITIES INSURANCE. MOTION PASSED UNANIMOUSLY.

Mayor Anderson read aloud the semi-annual reports from the Lions Club and the Firemen's Relief Association which showed the amount of money donated as a result of charitable gambling. The total amount of money donated by the Lions Club for 1st half of fiscal year 1993-1994 was \$19,022.00. The Fire Department Report showed that \$3,692.54 was

raised to help defray the cost of fire equipment.

A request had been made to purchase the timeclock from the City.  
MOTION 03R-05-94 WAS MADE BY CHUCK MILLER AND SECONDED BY DEAN SWANSON TO SELL THE USED TIMECLOCK TO PINE PEAKS RESTAURANT FOR \$100.00. MOTION PASSED UNANIMOUSLY.

Arlene Buchite requested assistance from the Council to help plan the luncheon for the various volunteers during Volunteer Week. Mayor Anderson and Chuck Miller volunteered to assist as needed.

The Council discussed whether the Personnel Ordinance be included in the Code Book. If included, any changes made would require a change in the Codification. It was decided that a Public Hearing will be held and any changes published.

Arlene Buchite requested that approval be given to purchase an auto folder for use on the newsletter, various survey's and by Planning and Zoning.

MOTION 03R-06-94 WAS MADE BY DEAN SWANSON AND SECONDED BY CHUCK MILLER TO PURCHASE A FOLDING MACHINE FROM QUILL FOR \$449.99 PLUS TAX AND SHIPPING. MOTION PASSED UNANIMOUSLY.

Obtaining a bulk rate mailing permit was discussed and the Council will continue to explore this option.

**MAYOR'S REPORT** - A letter had been received from the Hibbing Chamber of Commerce requesting support on a resolution to protect the private landowner of any liability when private property is used for recreational purposes.

MOTION 03R-07-94 WAS MADE BY DEAN SWANSON AND SECONDED BY JACK WEBSTER TO APPROVE AND SIGN A RESOLUTION PROTECTING PRIVATE LANDOWNERS FROM LIABILITY WHEN THEIR LAND IS USED FOR PUBLIC RECREATION. MOTION PASSED UNANIMOUSLY.

Mayor Anderson presented tax values which had been received from the County which showed that Crosslake is the second largest tax valued community in Crow Wing County with 3.921 million dollars. Market valuation was 206 million dollars.

Two telephone company employees, Pat Hoag from Public Works and Mayor Anderson will be attending a meeting at Cragun's on March 15th with representatives from NSP. Jack Fontaine from NSP addressed the Council and explained that NSP is taxed on every foot of line that is installed in the County and that the assessed value will be \$700,000 to \$800,000 the first year. Mayor Anderson stated that this money would go to the County and to the school district unless the City imposed a levy. Mr. Fontaine said that any franchise fee charged by a community would be passed on to the consumer with NSP being the collection agent.

A pre-construction conference was held on March 8th to discuss the Emergency Service Center. The prime and secondary contractors were present along with Mayor Anderson and Chuck Miller from the Council.

Construction should begin this week. Mayor Anderson has contacted Bonestroo, Rosene, Anderlik and Associates for quotes for completing the kitchen area of the Center. This had not been included as a part of the original bid. These quotes should be available by the next Council meeting.

MOTION 03R-08-94 WAS MADE BY DEAN SWANSON AND SECONDED BY JACK WEBSTER TO AUTHORIZE THE COMPLETION OF ALTERNATE #1 ACCORDING TO THE BID OF \$29,217.00. MOTION PASSED UNANIMOUSLY.

There was some discussion about custodial services at the Emergency Services Center if meeting rooms are available to the public. This will be brought up at the next Council meeting.

**PLANNING AND ZONING** - Teri Hastings brought before the Council the Findings of Fact and Conclusions from the February 18, 1994 meeting of the Planning and Zoning Commission. Michael and Rita Mansfield were present to appeal Variance-94-03 which had been denied by the Board of Adjustment. The Council reviewed information presented by the Mansfield's which included pictures of other homes built on islands. It was determined that most of the pictures were outside of the Crosslake city limits. Mr. Mansfield felt that part of the hardship was due to his being a disabled Vietnam Veteran.

MOTION 03R-09-94 WAS MADE BY CHUCK MILLER AND SECONDED BY JACK WEBSTER TO UPHOLD THE DENIAL OF VARIANCE NO. 94-03 TO BUILD ON AN ISLAND IN RUSH LAKE. MOTION PASSED WITH DEAN SWANSON VOTING NAY AND MAYOR ANDERSON VOTING AYE.

Mr. Mansfield asked the Council if a permit was needed for installing a septic system and a well on the island. He was told that the City requires a permit for the septic system.

Teri Hastings updated the Council on the Wetlands Conservation Act. She and Jack Webster will be attending a meeting on March 25th given by the Soil and Conservation District. The cost will be \$25.00 per person. They will report back to the Council with a report of this meeting.

The request by Mermaid Bait to operate a 6X20 wagon to sell donuts and slush will require a conditional use permit and will be acted on at the next Planning and Zoning meeting.

Teri Hastings reported that the Planning and Zoning Commission elected officers for 1994 at their February meeting. Roy Dolmar was re-elected Chairman and Bill Abelson was elected secretary.

**RECYCLING COMMITTEE** - There were 32 curbside and 54 drop-off participants for the month of February.

**PUBLIC SAFETY** - Ron Foss was present to request approval to obtain a 2 day charitable gambling permit for the Firemen's Relief Association Red Hot Dinner.

MOTION 03R-10-94 WAS MADE BY JACK WEBSTER AND SECONDED BY DEAN SWANSON TO APPROVE THE FIREMEN'S RED HOT DINNER FOR MAY 21 AND MAY 22 UNTIL 1:00 A.M. MOTION PASSED UNANIMOUSLY.

Doug Nelson presented the annual report for the Firemen's Relief Association. The difference between deferred and inactive status was discussed.

MOTION 03R-11-94 WAS MADE BY JACK WEBSTER AND SECONDED BY DEAN SWANSON TO APPROVE THE FIREMEN'S FINANCIAL REPORT AS PRESENTED BY DOUG NELSON. MOTION PASSED UNANIMOUSLY.

The annual fire contracts were discussed.

MOTION 03R-12-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO APPROVE THE FIRE CONTRACTS WITH MANHATTAN BEACH, FAIRFIELD AND TIMOTHY TOWNSHIPS FOR 1994-1995. MOTION PASSED UNANIMOUSLY.

A thank you letter to Chief Backdahl from Dick Ross, Crow Wing County Sheriff, was read aloud by Jack Webster. Mr. Ross commended John for his assistance when the propane truck tipped over on County Road 11. His professionalism and sound judgement when responding to this incident resulted in a favorable outcome.

The new police car is due in this week and will be in service by Friday. Jack Webster requested that the 1990 police car be kept for use by Planning and Zoning and the Dodge Ram put up for sale.

The purchase of two new sirens and a communication radio was discussed.

MOTION 03R-13-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO APPROVE THE POLICE DEPARTMENT PURCHASING ONE RADIO FOR APPROXIMATELY \$585.75. MOTION PASSED UNANIMOUSLY.

MOTION 03R-14-94 WAS MADE BY JACK WEBSTER AND SECONDED BY DEAN SWANSON TO APPROVE THE PURCHASE OF TWO SIRENS FOR THE POLICE DEPARTMENT AT A COST OF \$370.00 EACH PLUS TAX. MOTION PASSED UNANIMOUSLY.

John Backdahl had requested that the Council consider a change to the Disorderly Conduct Ordinance (Section 7.11) to apply anywhere within the City limits. This issue will be heard at a Public Hearing on April 11th at 7:00 P.M.

The Police Department responded to 47 incidents for the month of February.

There was no report available from the Fire Department.

**UTILITIES COMMISSION** - Thirty-four applicants applied for the General Manager/City Administrator position. The top three will be interviewed by the Committee.

**PUBLIC WORKS** - The annual bridge report from Crow Wing County showed that all bridges were in good condition even though the City maintenance department feels there is a problem with Sunrise Island Bridge.

The Public Works Department will soon begin sealing cracks. Since

one burner is burned out on the City's tar kettle, a tar kettle will be rented. The sealing process on all the roads will take about a week to complete.

**LONG RANGE CAPITAL PLANNING** - A meeting will be held on March 23rd at 7:00 P.M. for the purpose of creating an Economic Development Authority for fire hall financing.

**CEMETERY** - Nothing.

**PERSONNEL** - Job descriptions for all employees will be worked on and updated. Evaluations will then be held with the employees and merit raises given based on performance.

MOTION 03R-15-94 WAS MADE BY JACK WEBSTER AND SECONDED BY DEAN SWANSON TO HAVE ALL JOB DESCRIPTIONS IN PERSONNEL FILES BY THE APRIL COUNCIL MEETING. MOTION PASSED WITH CHUCK MILLER VOTING NAY AND MAYOR ANDERSON VOTING AYE.

**PARK AND RECREATION** - Dean Swanson read a letter and report from Brian Maher, City employee. The warming house was used 337-1/2 hours this season with the skating rink in use by 10-20 individuals during the week and as many as 80 on weekends.

A proposal for the 1994 baseball program was presented.

MOTION 03R-16-94 WAS MADE BY DEAN SWANSON AND SECONDED BY CHUCK MILLER TO APPROVE THE BASEBALL PROGRAM AS PRESENTED BY MR. SWANSON. MOTION PASSED UNANIMOUSLY.

A report on the rebuilding committee for the Community Center was given. The eleven members of the committee have held two meetings. Some of the committee toured the Wadena Community Center. The meeting held on March 14th was attended by three guests, Dennis Palm, Brooklyn Park Director of Parks and Recreation and Al Sheldon and Bill Reeves of Johnson, Sheldon, Sorenson Architects, Inc. who recommended ideas and goals for the committee to consider. Public meetings will be held in mid-April to give the community the opportunity to offer their input.

Wannebo Excavating was recommended by Allied Adjusters as the low bidder in the demolition of the Community Center. The insurance company will give the City a check for the bid and the City pays the contractor.

MOTION 03R-17-94 WAS MADE BY DEAN SWANSON AND SECONDED BY JACK WEBSTER TO AWARD THE BID FOR THE DEMOLITION OF THE BURNED COMMUNITY CENTER TO WANNEBO EXCAVATING, INC. FOR \$8,120.00. MOTION PASSED UNANIMOUSLY.

A request to purchase items to get the tennis program going was discussed.

MOTION 03R-18-94 WAS MADE BY DEAN SWANSON AND SECONDED BY JACK WEBSTER TO PURCHASE THREE TENNIS NETS AND 300 FEET OF WIND SCREEN AT APPROXIMATELY \$1,002.00. MOTION PASSED WITH CHUCK MILLER VOTING NAY AND MAYOR ANDERSON VOTING AYE.

Crosslake City Council Meeting  
March 14, 1994

Page 6 of 6 Pages

**NEW BUSINESS** - Nothing.

**OLD BUSINESS** - Nothing.

**PUBLIC FORUM** - Jack Fontaine from NSP addressed the Council again to ask when the franchise fee issue would be resolved. He was told that the attorney was working on it and that it should be completed this week. He mentioned that NSP will be holding public meetings in Crosslake as the project progresses.

MOTION 03R-19-94 WAS MADE BY DEAN SWANSON AND SECONDED BY CHUCK MILLER TO ADJOURN THIS REGULAR COUNCIL SESSION AT 9:07 P.M. MOTION PASSED UNANIMOUSLY.

Recorded and edited by:  
Arlene A. Buchite, City Clerk/Treasurer

*Arlene A. Buchite*