

REGULAR COUNCIL MEETING  
CITY OF CROSSLAKE  
APRIL 14, 1997  
7:00 P.M. AT CITY HALL

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, April 14, 1997. The following Councilmembers were present: Mayor Robert Scott, Charles Miller, Raymond Smyth and Richard Upton. Absent was Donna Keiffer. Also present was City Attorney Paul Sandelin, City Engineer Mark Hallan, Reporter Jean Paul Hudon and City Employee Darlene Roach taking the minutes. There were approximately 27 individuals in the audience.

Mayor Scott called the meeting to order at 7:00 P.M.

CRITICAL ISSUES - None

Mayor Scott mentioned the Board of Review Meeting which will be held on Thursday, April 24, 1997 at 10:00 A.M. On Monday, April 21, 1997 members of the Council will be attending a meeting in St. Paul with members of Small Cities Development. An open house will be held on Thursday, April 17, 1997 from 3:00 - 5:00 P.M. at City Hall in honor of Arlene Buchite.

CONSENT CALENDAR -

MOTION 04R-01-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RICHARD UPTON TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) MINUTES OF MARCH 10, 1997 REGULAR COUNCIL MEETING; (2) MINUTES OF MARCH 25, 1997 SPECIAL COUNCIL MEETING; (3) MINUTES OF MARCH 27, 1997 SPECIAL COUNCIL MEETING; (4) CLERK/TREASURER'S FINANCIAL REPORT FOR FEBRUARY, 1997; AND (5) CROSSLAKE TELEPHONE COMPANY FINANCIAL REPORT FOR JANUARY. MOTION CARRIED UNANIMOUSLY.

CLERK'S REPORT -

MOTION 04R-02-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO APPROVE ALL BILLS FOR PAYMENT INCLUDING A PAYMENT TO GOPHER STATE CONTRACTORS IN THE AMOUNT OF \$16,993.80. MOTION CARRIED UNANIMOUSLY. (SEE ATTACHED LISTING).

A quotation from the League of Minnesota Cities Insurance Trust for Worker's Compensation Insurance for the period of April 1, 1997 to April 1, 1998 was reviewed.

MOTION 04R-03-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO APPROVE THE WORKER'S COMPENSATION INSURANCE QUOTE WITH THE REGULAR PAYMENT OPTION FOR THE COMING YEAR. MOTION CARRIED UNANIMOUSLY.

MOTION 04R-04-97 WAS MADE BY RAY SMYTH AND SECONDED BY RICHARD UPTON TO ACCEPT THE RESIGNATION OF ARLENE BUCHITE WITH AN EXTENSION OF THANKS FOR HER YEARS OF DEDICATED AND FAITHFUL SERVICE TO THE CITY. MOTION CARRIED UNANIMOUSLY.

A letter from Attorney Paul Sandelin requested a change in the closing date for the Central Business District Road due to the surveyor's inability to locate the centerline of the proposed roadway through Mr. Stone's property due to the heavy snow cover.

MOTION 04R-05-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO ACCEPT THE CHANGE IN CLOSING DATE FOR THE CENTRAL BUSINESS DISTRICT ROAD TO MAY 15, 1997. MOTION CARRIED UNANIMOUSLY.

#### PLANNING AND ZONING -

Teri Hastings presented former Mayor Dave Kolesar with a Community Service Commemorative Coin on behalf of the Planning and Zoning Commission for all the work he did for the community during his term in office.

An appeal of Variance 97-03 for Robert Souther was heard. Mr. Souther had requested a variance from the 156' setback from the center line of CSAH #3. Two letters opposed to the variance were received from Margaret and Frank Lindholm and Steve and Chris Sands and read into the record by Teri Hastings. The Planning and Zoning Commission had denied the variance based on lack of hardship. Mr. Souther addressed the Council and felt the portion of the Ordinance requiring the setback was not feasible in this section of the City. Chuck Miller stated that if a city were being designed from "scratch" this type of Ordinance would be ideal but agreed that this portion of the Ordinance needs to be looked at. Dick Upton felt there were two issues to look at. One being the wetlands in that area and the other the fact that the variance was being requested without plans for a building on the site. The City Engineer stated that filling the wetland to allow for a frontage road would be a very costly venture. The Council agreed that the Planning and Zoning Commission had made their decision based on what the Ordinance allows.

MOTION 04R-06-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO TABLE VARIANCE 97-03 AND REQUEST THAT THE PLANNING AND ZONING COMMISSION RE-STUDY THE ORDINANCE AS IT RELATES TO THIS SPECIFIC AREA. MOTION CARRIED UNANIMOUSLY.

MOTION 04R-07-97 WAS MADE BY RICHARD UPTON AND SECONDED BY CHUCK MILLER TO GRANT APPROVAL TO HIRE KARIN LAGAARD WITH THE STIPULATIONS REFERENCED IN THE STAFF REPORT. MOTION CARRIED UNANIMOUSLY.

The City Attorney's Office had prepared covenants for the lots purchased in the Eugene Gendreau Addition by the City. The Long Range Capital Planning Commission had reviewed these covenants and recommended approval.

MOTION 04R-08-97 WAS MADE BY RICHARD UPTON AND SECONDED BY RAY SMYTH TO APPROVE THE BUSINESS PARK COVENANTS AS PRESENTED. MOTION CARRIED UNANIMOUSLY.

PUBLIC SAFETY -

MOTION 04R-09-97 WAS MADE BY RICHARD UPTON AND SECONDED BY CHUCK MILLER TO APPROVE THE PROMOTION OF ROBERT HARTMAN TO SERGEANT. MOTION CARRIED UNANIMOUSLY.

PUBLIC WORKS -

Dean Swanson, Chairman of the Public Works Commission, addressed the Council and brought forth the recommendation that the City purchase the Stanley and Timmerman properties on the corner of County Road #66 and Daggett Pine Road. A study done by the City Engineer showed an increase in traffic at this intersection with 4000 vehicles per day being counted. Bruce Larson, of the Long Range Capital Planning Commission, concurred with this request and felt with the Community Center and other developments in the area this property was needed. Ray Smyth stated that the Park Commission had also discussed the area in regards to a bike path. Safety in this area was a concern of the Public Safety Commission.

MOTION 04R-10-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RICHARD UPTON TO HAVE THE MAYOR APPOINT SOMEONE TO PROCEED WITH NEGOTIATIONS TO DETERMINE WHAT IS NEEDED TO PURCHASE THE STANLEY AND TIMMERMAN PROPERTY. MOTION CARRIED UNANIMOUSLY.

A proposal for crack sealing had been received from Anderson Brothers Construction Company of Brainerd. This work had previously been done by City employees at an approximate cost of \$5500 to \$6000.

MOTION 04R-11-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO APPROVE THE BID FOR CRACK SEALING FROM ANDERSON BROTHERS AT A COST OF \$6500. MOTION CARRIED UNANIMOUSLY.

The Crow Wing County Board of Commissioners by resolution vacated Gale Lane in the City and a letter had been received from County Engineer Duane Blanck indicating that it is now under the jurisdiction of the City. The City requires that roads be paved prior to acceptance. Gale Lane is gravel.

MOTION 04R-12-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RICHARD UPTON TO AUTHORIZE THE CITY ATTORNEY TO SEND A LETTER TO MR. BLANCK REGARDING GALE LANE. MOTION CARRIED UNANIMOUSLY.

Tim McFeters has obtained additional licensing and under the Union Contract should be compensated accordingly.

MOTION 04R-13-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO HAVE THE MAYOR LOOK INTO THE JOB CLASSIFICATION FOR AN EMPLOYEE IN THE PUBLIC WORKS DEPARTMENT AND TO MAKE A RECOMMENDATION TO THE COUNCIL. MOTION CARRIED UNANIMOUSLY.

PARK AND RECREATION -

MOTION 04R-14-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO ACKNOWLEDGE THE ACCEPTANCE OF TWO TENNIS RACQUETS FOR THE COMMUNITY CENTER FROM LOIS MCCULLUM. MOTION CARRIED UNANIMOUSLY.

Rob Larson announced that the evening aerobics class did not materialize due to lack of interest.

The Park and Recreation Department requested approval to contract with Tom Broekemeir to provide beginner level golf lessons.

MOTION 04R-15-97 WAS MADE BY RAY SMYTH AND SECONDED BY DICK UPTON TO CONTRACT WITH MR. BROCKEMEIR FOR GOLF LESSONS. MOTION CARRIED UNANIMOUSLY.

The Park and Recreation Department recommended approval to purchase the necessary materials to complete the irrigation project for the ball field. Two companies are being considered. Funding was approved in the 1997 budget for up to \$8,000. The labor will be done by City employees with the assistance of individuals from the Crow Wing County Detention Center.

MOTION 04R-16-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO APPROVE PURCHASING MATERIALS FOR THE IRRIGATION PROJECT. MOTION CARRIED UNANIMOUSLY.

Jerry Foote addressed the Council on behalf of the Heartland Square Dance Club regarding the acoustics at the Community Center. The Club has reserved the gymnasium for a dance in September and are concerned with the reverberation. Ray Smyth traced his conversations with the architect during the planning process and advised the Council that

in no way did the architect assure the Committee a sound proof gymnasium. Rob Larson has visited two facilities that have installed tile and has conferred with a sound engineer

who calculated what needs to be done for a room of that size. He also obtained a 30 day quote from a local contractor.

MOTION 04R-17-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO PURCHASE ACOUSTICAL TILE FOR THE WALLS OF THE COMMUNITY CENTER AT A COST NOT TO EXCEED \$11,500. MOTION CARRIED UNANIMOUSLY.

UTILITIES -

Helen Fraser, Chairman of the Utilities Commission, reported that the Telephone Company has 162 customers signed up for long distance service and 106 Internet customers.

The Utilities Commission had revised their policy and presented it to the Council for approval. There was some discussion regarding changes in the policy.

MOTION 04R-18-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO HAVE EACH INDIVIDUAL COUNCILMEMBER SUBMIT TO KEVIN LARSON ANY QUESTIONS OR SUGGESTIONS ON THE UTILITIES COMMISSION POLICY BY APRIL 23<sup>RD</sup> FOR REVIEW WITH THE COMMISSION AND TO BRING THE MATTER BACK AT A SUBSEQUENT MEETING. MOTION CARRIED UNANIMOUSLY.

The 1996 Audit was reviewed at City Hall on April 3, 1997.

MOTION 04R-19-97 WAS MADE BY RAY SMYTH AND SECONDED BY RICHARD UPTON TO ACCEPT THE CROSSLAKE TELEPHONE AND CABLEVISION AUDIT REPORTS FOR 1996. MOTION CARRIED UNANIMOUSLY.

LONG RANGE CAPITAL PLANNING -

MOTION 04R-20-97 WAS MADE BY RICHARD UPTON AND SECONDED BY CHUCK MILLER TO APPROVE JAY SMEDBERG, DARRELL SCHNEIDER AND DAVID ELSENPETER AS ALTERNATES TO THE LONG RANGE CAPITAL PLANNING COMMISSION. MOTION CARRIED UNANIMOUSLY.

PERSONNEL-

Members of the Council are reviewing the applications received for the City Administrator position.

RECYCLING -

A total of 10.99 tons was recycled in March for a year to date total of 24.39 tons.

ECONOMIC DEVELOPMENT AUTHORITY -

Richard Upton asked about the frequency of meetings and was informed that meetings are held when the EDA has business to conduct. Tax Increment Financing proposals will be referred to the EDA as a matter of practice, however, the Council will make the final decision.

OLD BUSINESS -

A clarification was made by Ray Smyth on the motion made at the February meeting approving the transient merchant permit for the Game and Fish Club. He indicated that the intent was to require the Club to obtain and pay for the services of a police officer during the time the flea market is in operation. Ray Smyth and Chuck Miller agreed that the approval was contingent on the Club president's agreeing with providing police protection.

The City Engineer's attendance at meetings was discussed.

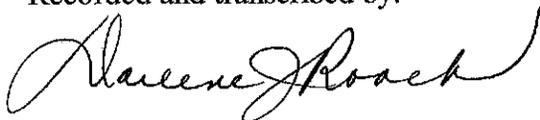
MOTION 04R-21-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO APPROVE THE ENGINEER'S ATTENDANCE AT COUNCIL MEETINGS AND AT PLANNING AND ZONING COMMISSION MEETINGS WITH ANY OTHER ATTENDANCE AT MEETINGS ON AN ON-CALL BASIS. MOTION CARRIED UNANIMOUSLY.

PUBLIC FORUM -

Chuck McCulloch commented on the status of the leaking roof, the hiring of an extra person for Public Works, the progress being made on house numbering for E911 and the City's purchasing property on County #66 and Daggett Pine Road.

MOTION 04R-22-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO ADJOURN THIS REGULAR MEETING AT 9:35 P.M. MOTION CARRIED UNANIMOUSLY.

Recorded and transcribed by:



Darlene J. Roach  
Clerical/Receptionist

