

REGULAR COUNCIL MEETING
CITY OF CROSSLAKE
MONDAY, MAY 8, 2006
7:00 P.M. – CITY HALL

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, May 8, 2006. The following Council Members were present: Mayor Jay Andolshek, Dick Phillips, Terry Curtis, Dean Eggena and Dean Swanson. Also present were City Administrator Tom Swenson, Community Development Director Ken Anderson, Public Works Director Ted Strand, Park and Recreation Director Jon Henke, Police Chief Robert Hartman, Library Committee Chairman Alden Hardwick, General Manager Paul Hoge, Clerk/Treasurer Darlene Roach, City Attorney Paul Sandelin, City Engineer Dave Reese, Brainerd Dispatch Report Renee Richardson and Lake Country Echo Reporter Bryan Clapper. There were approximately thirteen individuals in the audience in addition to Staff.

A. CALL TO ORDER – Mayor Andolshek called the Regular Council Meeting to order at 7:00 P.M. A motion to accept the additions to the agenda was requested. MOTION 05R-01-06 WAS MADE BY DICK PHILLIPS AND SECONDED BY DEAN SWANSON TO ACCEPT THE ADDITIONS TO THE AGENDA AS PRESENTED. MOTION CARRIED WITH ALL AYES.

B. CRITICAL ISSUES –

1. The City Council conducted a Public Hearing at 6:00 P.M. to take public input on the appeal of Variance 2006-001, which was denied by Planning and Zoning. A MOTION WAS MADE BY DEAN EGGENA TO APPROVE THE APPEAL OF VARIANCE 2006-001, WHICH WOULD DECREASE THE SIDE LOT LINE SETBACK FROM 20 FEET TO 10 FEET FOR THE PROPOSED GARAGE OF SHANNON BRUSSEAU. MOTION FAILED FOR LACK OF A SECOND. Dick Phillips replied that while he is sympathetic to the applicant, the size of the structure is excessive and that no hardship exists because he is able to build within the ordinance limits. Terry Curtis concurred that no hardship exists. Dean Eggena explained that Waterwood Court was developed in 1984 when the minimum lot size was 20,000 square feet. Now the minimum lot size in that area is 40,000 square feet. The original platting allowed a 10 foot setback and the neighbors have stated that the whole neighborhood is built using the 1984 setback requirements. Mr. Eggena stated that he would approve the variance with a 10 foot side setback and a 30 foot rear setback, not 20 foot as requested. Dick Phillips stated that the applicant could put the garage in a different location and meet the ordinance requirements. Dean Swanson stated that he agrees with Mr. Phillips and that the applicant should put the garage where it fits and also meets the ordinance requirements. Dean Eggena replied that if the applicant puts the garage where it fits on the lot without having a variance, the buildings would be too crowded to maneuver a pontoon boat into the garage. Dick Phillips replied that it would be difficult to get a boat in the garage, but it would be possible. Dean Eggena argued that it is reasonable to allow the applicant to do what has

been done in the neighborhood in the past. Terry Curtis stated that no hardship exists. Dean Eggena suggested that the property was incorrectly zoned. The only parcel between the parcel in question and the lake is a common owned outlot, so the property should be zoned as R3, in which case the side setback would be 10 feet. MOTION 05R-02-06 WAS MADE BY DEAN SWANSON AND SECONDED BY TERRY CURTIS TO DENY THE APPEAL OF VARIANCE 2006-001 FOR SHANNON BRUSSEAU. Dick Phillips stated that it is a difficult decision to make. Terry Curtis stated that the ordinance requires a variance to be granted if a hardship is proven. There is no hardship in this case. MOTION CARRIED WITH SWANSON, CURTIS AND ANDOLSHEK VOTING AYE AND EGGENA AND PHILLIPS VOTING NAY. Ken Anderson restated that the rationale for the denial was that no hardship existed and the application did not meet the criteria listed in the staff report. Mr. Anderson noted that Planning and Zoning has granted the Brusseaus a conditional use permit to vary the height of the roof on the building.

C. CONSENT CALENDAR – MOTION 05R-03-06 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR CONSISTING OF: (1.) MINUTES OF REGULAR COUNCIL MEETING OF APRIL 10, 2006; (2.) MINUTES OF SPECIAL COUNCIL MEETING OF APRIL 21, 2006; (3.) CROSSLAKE COMMUNICATIONS BALANCE SHEET AND INVESTMENT / CASH SUMMARY DATED MARCH 31, 2006; (4.) CITY MONTH END REVENUE REPORT DATED FEBRUARY 28, 2006; (5.) CITY MONTH END EXPENDITURE REPORT DATED FEBRUARY 28, 2006; (6.) LAKES STATE BANK PLEDGE REPORT DATED APRIL 2006; (7.) NORTHERN NATIONAL BANK PLEDGE REPORT DATED APRIL 2006; (8.) LAKEWOOD BANK PLEDGE REPORT DATED APRIL 2006; AND (9.) FIRST FEDERAL SAVINGS BANK PLEDGE REPORT DATED APRIL 2006. MOTION CARRIED WITH ALL AYES.

D. PUBLIC FORUM – None.

E. MAYOR'S REPORT –

1. Proclamation of Poppy Days, May 12th and 13th, 2006 – Irene Schultz of the American Legion Auxiliary Post 500 informed the Council that the Boy Scouts sold the first poppies in Carnegie Hall in 1919. Disabled veterans assemble the poppies. The money raised from the poppy sales help pay hospital bills for veterans and their families. Irene Schultz presented the Mayor with the first poppy of the event. Mayor Andolshek concluded by proclaiming Friday and Saturday, May 12th and 13th, 2006 as Poppy Days in the City of Crosslake and urged citizens to wear a memorial Poppy as a symbol of their deep appreciation for the services rendered by our nation's veterans.
2. Letter dated April 21, 2006 from Dick Dietz Re: Tax Preparation Sponsored by AARP – information only. The Mayor thanked Gary Shaffer and Dick Dietz for volunteering their time to help seniors with their taxes.

F. CITY ADMINISTRATOR REPORT –

1. City Bills for Approval – MOTION 05R-04-06 WAS MADE BY DEAN SWANSON AND SECONDED BY JAY ANDOLSHEK TO APPROVE THE BILLS FOR PAYMENT FOR MAY AS SUBMITTED IN THE AMOUNTS OF \$66,801.25 AND \$27,086.81. MOTION CARRIED WITH ALL AYES.
2. Inkslinger Quarterly Newsletter of Spring 2006 – information only.

G. COMMISSION/DEPARTMENT REPORTS –

1. LIBRARY – Minutes of the Library Committee Meeting of April 17, 2006, Fund Raising Committee Meeting of April 17, 2006 and Financial Report dated April 17, 2006 were included for Council information. Alden Hardwick gave the Council an update on the recent donations and pledges. The current fund drive has raised approximately \$339,958 in donations and \$81,632 in pledges, bringing the total to \$421,590. MOTION 05R-05-06 WAS MADE BY DEAN SWANSON AND SECONDED BY DICK PHILLIPS TO ACCEPT THE DONATIONS FROM WAPOA IN MEMORY OF BARB UPPGAARD FOR \$250 TO BE USED FOR BOOKS RELATING TO WATER, LAKES AND RIVERS, FROM FIRST FEDERAL SAVINGS BANK FOR \$500 TO BE USED FOR BOOKS AND FROM MOORE REAL ESTATE ASSOCIATES FOR \$50. MOTION CARRIED WITH ALL AYES. Mr. Hardwick reported that an application was submitted to Best Buy for 8 compatible screen displays and that Best Buy replied no to the request, but offered a possible discount. The Annual Library Luncheon is set for Tuesday, June 13th and will be held at the Whitefish Lodge and Suites. Alden Hardwick also stated that the Library is in need of book donations and asked people to bring hardbound book donations to the Community Center. Dean Eggena noted that the advertisement for bids would be published on May 24th and that no further Council action was necessary at this time.
2. PARK AND RECREATION –
 - a. Park and Recreation Director Jon Henke presented his Staff Report dated May 3, 2006. AAA is sponsoring a senior driving refresher class Thursday, May 18th from 9:00 A.M. to 1:00 P.M. The Community Center is offering the fourth aerobics session of 2006. The session runs Mondays, Tuesdays and Thursdays for four weeks. Cost for a membership to this class has been set at \$36.00. The yoga class will take place on Wednesday mornings from 10:00 A.M. to 11:30 A.M. Baseball registrations were mailed out in February to all players who participated last season. No registrations will be accepted after the final May 20th deadline. The Youth Boat Safety Class, sponsored by C&C Boatworks, Zorbaz and Crow Wing County Sheriff's Department will once again be held at the Community Center June 14th and June 28th beginning at 9:00 A.M. Crosswoods Golf Course along with the Crosslake Park Department will once again be offering the Junior Golf and Pizza League. The first session is scheduled for June 12th. Participation fee for all 8 sessions is \$100 and includes instruction, clubs, range balls, golf and lunch.

MOTION 05-06-06 WAS MADE BY DICK PHILLIPS AND SECONDED BY DEAN SWANSON TO ACCEPT DONATIONS FROM THE AMERICAN LEGION AUXILIARY FOR \$250 AND THE CROSSLAKE IDEAL LIONS CLUB FOR \$1,000 TO BE USED TOWARDS THE FAMILY FUN DAY PROGRAM. The senior tennis mixer is being held on Monday and Thursday afternoons from 4:00 P.M. to 7:00 P.M. this summer. There is a \$10.00 participation fee for this program. The year 2006 brought an increase in participation numbers for the tax help program. Participants totaled 72 this year. The Community Center thanked Dick Dietz and Gary Shaffer for volunteering their time to make this program a huge success. The Community Center will be closed Sunday and Monday, May 28th and 29th for the Memorial Day holiday. This will start the Community Center Summer schedule for being closed Sundays through Labor Day weekend.

- b. Crosslake Park Advisory Commission Meeting Minutes of March 27, 2006 were included in the packet for Council information.

5. CROSSLAKE COMMUNICATIONS –

- a. Paul Hoge presented the Highlights Report for April. Cost cuts have been made in several areas including liability insurance renewal, cellular service and accounting software. The boring machine will also be sold. The RUS Loan is close to being finalized. Mr. Hoge will review the final paperwork with Briggs & Morgan before bringing it to the Council for final approval. A Special Council Meeting may be necessary if the RUS Loan goes through. Dick Phillips stated that an annual customer survey would be going out to customers in the July 1st phone bill statements and that the information gathered from the survey is quite critical to the decisions made on programming. Mr. Phillips also stated that the public should be aware that a representative of Nor Con Drilling is working in Crosslake in the area of West Shore Drive and will be coming to speak to homeowners regarding fiber to the home installation. Mr. Hoge stated that the gentleman wears a colored vest and was given a Crosslake Communications hat to help identify himself as an authorized employee. Dean Eggena asked if the sealed bids for the boring machines would be brought to the Council for approval. Tom Swenson replied that the Council could handle the sealed bids in two ways: Either set a minimum bid price or bring the bids to the Council for approval. Dean Eggena stated that he wants to see the bids before one is awarded. Dick Phillips requested that Crosslake Communications include unofficial minutes of the latest Advisory Board Meeting in the Council packets, so that the most up-to-date information is available.
- b. Crosslake Communications Advisory Board Regular Meeting Minutes of March 23, 2006 – information only.
- c. Crosslake Cablevision Digital TV Report – information only.
- d. Crosslake Communication's Bills for Approval – MOTION 05R-07-06 WAS MADE BY DICK PHILLIPS AND SECONDED BY TERRY CURTIS TO APPROVE THE BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNT OF \$229,809.65. MOTION CARRIED WITH ALL AYES.

4. PUBLIC SAFETY –

- a. Chief Hartman reported 168 calls in Crosslake in April.
- b. A total of 28 calls were reported in Mission Township in April.

Chief Hartman suggested that the Police Department make an identification badge for the person hired by Crosslake Communications to contact residents in the West Shore Drive area and stated that if anyone is in doubt of the authorization of a person claiming to work for a utility company, they should call the police.

Terry Curtis asked what the status of the parking was on Swann Drive because there are construction vehicles parked near the hotels and also No Parking signs on both sides of the streets. Chief Hartman replied that he has been allowing the construction workers to park on Swann Drive until the hotels are operational and that there have not been many complaints. Terry Curtis suggested covering the No Parking signs until the Police Department is ready to enforce the parking rule. Dean Eggena questioned why Swann Drive does not allow parking. Dean Swanson replied that Swann Drive is not wide enough to allow parking. Terry Curtis replied that the small lane adjacent to Swann Drive is meant for bikes and pedestrians. MOTION 05R-08-06 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO DIRECT PUBLIC WORKS TO COVER THE NO PARKING SIGNS ON BOTH SIDES OF THE ROAD ALONG SWANN DRIVE UNTIL MAY 26, 2006. Terry Curtis suggested that the City be proactive in preventing accidents on County Road 66 because of the parking along that road and limited visibility. Chief Hartman replied that County Road 66 is maintained by the County Highway Department and that any changes to parking would have to be done by Duane Blanck. Terry Curtis agreed but added that the City should have a plan in mind before approaching Mr. Blanck. MOTION CARRIED WITH ALL AYES.

- c. The Fire Department responded to 20 calls in April.

5. PUBLIC WORKS/CEMETERY/SEWER –

- a. Wastewater Treatment Discharge Monitoring Reports for April 2006 were included for Council information. Ted Strand stated that there were no problems at this time.
- b. Water Quality Compliance Determination Improvement Project Draft-First Annual Report – Ted Strand reported that the City will begin receiving this report on an annual basis and that this draft form allows the sewer operator to respond to any mistakes listed on the report.
- c. A letter dated April 13, 2006 from Jim Gallaway was included in the packet for Council review. Mr. Gallaway requested the Council to consider exempting the requirement of a sewer hookup for his property at 35339 Riverwood Trail. This request was made due to the complexities involved with getting the sewer line and lifts onto the property and the inevitable

problems that could occur with this system. Mr. Gallaway met with three sewer installers from different companies and no one has come up with a good solution for the system. Mr. Gallaway also met with Tom Swenson, Dave Reese and Ted Strand on April 14, 2006 at the property to view and discuss the problem. Dave Reese added that the soil is heavy with boulders and that construction would be difficult. Dave Reese also stated that Mr. Gallaway's current septic system is in compliance and that forcing a municipal sewer hookup at this location could harm the environment if it fails. Tom Swenson stated that this would be the first exception made to the ordinance requiring hookup to the sewer system but felt it was warranted. MOTION 05R-09-06 WAS MADE BY DEAN EGGENA AND SECONDED BY DEAN SWANSON TO ALLOW THE EXEMPTION OF MUNICIPAL SEWER HOOKUP FOR THE PROPERTY AT 35339 RIVERWOOD TRAIL DUE TO THE COMPLEXITIES INVOLVED WITH GETTING THE SEWER LINE AND LIFTS DOWN ONTO THE PROPERTY AND THE INEVITABLE PROBLEMS THAT COULD OCCUR WITH THIS SERVICE LINE. Dean Swenson suggested that the Council could look at the situation again in a few years if the technology improves. MOTION CARRIED WITH ALL AYES. Dick Phillips questioned how many properties still needed to connect. Tom Swenson replied that several property owners have connected and/or obtained permits to connect to the sewer system since notices were sent from the City Attorney. The deadline given by the Attorney was June 1st, so Mr. Swenson stated that he will give the Council an update at the Regular June Council Meeting.

- d. Notice that the City will be cleaning Pinewood Cemetery the week of May 8th – information only.
- e. Proposal from Anderson Brothers for Patching Roads – included in addition item “f”.
- f. A memo dated May 5, 2006 from Ted Strand regarding a recommendation to patch Dream Island Road, Dream Island Circle and Melinda Shores Road. Quotes for the patching were obtained from Seal-Tech Sealcoating at \$12,300 and from Anderson Brothers Construction at \$23,500. Dean Eggena questioned if the Council should consider resurfacing Dream Island Road and Dream Island Circle instead of just patching it. Ted Strand stated that the road is a safety problem right now. Dean Eggena suggested to temporarily fill the holes with Class 5, so that the City Engineer could determine whether the whole road should be resurfaced this year. MOTION 05R-10-06 WAS MADE BY DEAN EGGENA AND SECONDED BY DICK PHILLIPS TO TABLE THE ISSUE OF BITUMINOUS PATCHING ON DREAM ISLAND ROAD, DREAM ISLAND CIRCLE AND MELINDA SHORES ROAD UNTIL THE REGULAR COUNCIL MEETING IN JUNE. MOTION CARRIED WITH ALL AYES. Tom Swenson noted that the companies supplying the quotes may or may not honor the bids past 30 days.
- g. A memo dated May 8, 2006 from Ted Strand and Ken Anderson was included for Council review. Gerald Peterson contacted Ted Strand to request permission to drill a well on an off-lake parcel he owns and bore a water

supply line under Manhattan Point Boulevard to his parcel fronting on Trout Lake. Mr. Peterson claimed that his existing well had failed and that Northland Water Wells performed a site evaluation and determined that a well could not be drilled on the lake lot and could not meet the required setbacks from area septic systems. Ted Strand listed seven conditions in the memo that should be placed on the approval of the proposal. Dean Eggena questioned if the property owner would be liable if the line were to break and tear up the roadbed. Attorney Sandelin suggested that the City would want to have a written agreement with the property owner as well as require a bond with no termination date. Dean Eggena questioned what would happen if the lot sold and the new owner did not agree to renew the bond. Terry Curtis questioned what would happen if the parcel with the well on it sold. Dean Eggena stated that there must be another option for this property owner as well as the many property owners of 60-foot parcels on Manhattan Point Boulevard. Ken Anderson stated that he and staff visited the site and it is on a very steep bluff. The property owner also indicated that he would like to add on to his existing cabin. Dean Eggena suggested that the property owner consider a common well with a neighbor that would serve more than one home. Dick Phillips stated that he is not in favor of boring under Manhattan Point Boulevard for a private well. MOTION 05R-11-06 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO TABLE THE ISSUE UNTIL THE PLANNING AND ZONING COMMISSION COULD LOOK INTO THE MATTER AND MAKE A RECOMMENDATION TO THE COUNCIL. MOTION CARRIED WITH ALL AYES.

6. PLANNING AND ZONING –

- a. The minutes of the March 24, 2006 Planning and Zoning Commission/Board of Adjustment Regular Meeting and Public Hearing were included for Council information.
- b. The permit summary report for April 2006 was included for Council information.
- c. A memo dated May 8, 2006 from Jim Perry regarding a recommendation for Park Dedication for Subdivision 2006-006, John Moengen was included for Council review. Ken Anderson stated that one new parcel was created. MOTION 05R-12-06 WAS MADE BY TERRY CURTIS AND SECONDED BY DICK PHILLIPS TO APPROVE THE CASH IN LIEU OF LAND IN THE AMOUNT OF \$3,225 FOR PARK DEDICATION FOR SUBDIVISION 2006-006, JOHN MOENGEN. MOTION CARRIED WITH ALL AYES.
- d. A memo dated May 8, 2006 from Jim Perry regarding a recommendation for Park Dedication for Subdivision 2006-007, Nicole Peterson and Scott Siemers was included for Council review. Ken Anderson stated one new parcel was created. MOTION 05R-13-06 WAS MADE BY TERRY CURTIS AND SECONDED BY DICK PHILLIPS TO APPROVE CASH IN LIEU OF LAND IN THE AMOUNT OF \$4,310 FOR PARK DEDICATION FOR SUBDIVISION 2006-007, NICOLE PETERSON AND SCOTT SIEMERS. MOTION CARRIED WITH ALL AYES.

- e. A memo dated May 8, 2006 from Jim Perry regarding Zoning Map Amendment 2006-003, Garold Bohall was included for Council review. The Planning and Zoning Commission held a public hearing on April 24, 2006 to consider this amendment which requested the rezoning of two parcels of land in Section 15 from R-1, Low-Density Residential to Commercial. The Planning and Zoning Commission denied the request. MOTION 05R-14-06 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO DENY THE PROPOSED ZONING MAP AMENDMENT 2006-003, GAROLD BOHALL. MOTION CARRIED WITH ALL AYES.
- f. A staff report dated May 8, 2006 from Ken Anderson regarding Certificate of Survey requirements was included in the packet for Council information. Ken Anderson stated that the Planning and Zoning Commission adopted a motion on April 28, 2006 to continue to require a complete Certificate of Survey as currently required including applications for variances, conditional use permits, subdivisions and nonconforming structures. Terry Curtis stated that the Council seems to be hung up with an all or nothing view on Certificate of Surveys and that he thinks that there are times when a Certificate of Survey is necessary and times when a site plan would be sufficient. Mr. Curtis stated that he thinks a Certificate of Survey is necessary for variances, subdivisions and conditional use permits. Mr. Curtis asked if the ordinance allows Planning and Zoning to accept an old, unchanged Certificate of Survey and just add the site plan to it. Dean Swanson stated that if the property has never had a Certificate of Survey, then one should be required for any type of work, otherwise he would be willing to use an old Certificate of Survey. Mr. Swanson suggested letting the Planning and Zoning staff, Planning and Zoning Commission and City Attorney change the wording. Dean Eggena stated that the Council is hung up on terminology. Mr. Eggena added that a survey should be required, but not a Certificate of Survey. Mr. Eggena stated that a Certificate of Survey cost thousands of dollars and is mainly used for real estate purposes. Mr. Eggena added that a Certificate of Survey is not necessary because a site plan contains all the information that Planning and Zoning needs. Mr. Eggena continued that when land is platted, monument pins are set and these can be shown to the Planning and Zoning staff before a permit is issued. Terry Curtis asked if a surveyor could provide a site plan. Dean Eggena replied that surveyors or even builders could provide a site plan. Dean Swanson stated that a survey from a builder may not be adequate because the City staff does not include a building inspector and added that no one inspected his house when it was built. Dean Eggena replied that the staff was negligent by not inspecting the footings, as required in the ordinance. Terry Curtis stated that it would not make sense to get a site plan from a well driller for a well he plans to drill and that it should be a third party person. Dean Eggena disagreed and said that if Ken did not understand any part of the site plan, then he could require a Certificate of Survey. Dick Phillips asked if Crow Wing County was presently having a problem with the Certificate of Survey requirement. Terry Curtis replied that the County is considering only requiring a Certificate of Survey on variances, etc. Dean Swanson stated that

the requirement for a Certificate of Survey started when bad site plans were being submitted to Planning and Zoning several years ago. Mr. Swanson suggested just removing the word Certificate from the requirement. Dean Eggena noted that the Minnesota Department of Health does not even require a Certificate of Survey for restaurants. Mr. Eggena suggested looking at what other cities require. Dick Phillips agreed that information should be obtained from other area cities. Dave Reese explained that the benefits of a Certificate of Survey to a landowner are the verification of corner pins, identification of overlaps or gaps, identification of ground contours and addition of any improvements. Dean Swanson asked how long a Certificate of Survey is valid. Dave Reese replied that a Certificate of Survey is valid until changes to the parcel are made. Ken Anderson stated that people often accuse neighbors of moving their pins, and then a Certificate of Survey would be necessary. Dick Phillips urged the Council to look at other cities' ordinances and stated that Crosslake may be too restrictive. Terry Curtis stated that he wants there to be the option to use a site plan when necessary or a Certificate of Survey when necessary. Dean Eggena stated that he would gather information from other cities and that Planning and Zoning could too. Ken Anderson asked if Planning and Zoning could look at the information and make a recommendation to the Council and the Council said that would be ok.

- g. A memo dated May 8, 2006 from Ken Anderson regarding a request to waive the Certificate of Survey requirement was included for Council review. Ken Anderson stated that the applicant possesses a Certificate of Survey that was prepared in 2001 that shows the existing structures and the setbacks from the proposed addition. Dean Swanson suggested that the survey company draw the addition on the Certificate of Survey and guessed there would be a nominal fee. Dean Eggena stated that a site plan is just as good as a Certificate of Survey because it has all the required information on it and that the major cost of a Certificate of Survey is for the surveyor to verify the location of the pins. The applicant, Traci Orvis, was present and stated that Landecker & Associates quoted her a price of \$3,000 for a new Certificate of Survey. Jay Andolshek stated that he would be in favor of using a site plan if it was equally as accurate. Dean Eggena suggested that the Council use this request as a trial basis to see if a site plan instead of a Certificate of Survey is adequate. MOTION 05R-15-06 WAS MADE BY DEAN SWANSON AND SECONDED BY DICK PHILLIPS TO ALLOW JIM AND TRACI ORVIS TO SUBMIT A SITE PLAN, INSTEAD OF A CERTIFICATE OF SURVEY, AS LONG AS IT INCLUDES THE 8 REQUIRED ITEMS OUTLINED IN ORDINANCE NO. 143 TO OBTAIN A BUILDING PERMIT FOR AN ADDITION AT 36695 PINE BAY DRIVE. MOTION CARRIED WITH ALL AYES.
- h. A memo dated May 8, 2006 from the Planning and Zoning Commission regarding the adoption of a written complaint policy was included for Council information. Dick Phillips asked if the policy was only for Planning and Zoning. Tom Swenson replied that it was and that the Police Department had their own policy and that the other departments had no formal complaint

policy. Dick Phillips suggested that the other departments adopt a similar complaint policy.

- i. A memo dated May 8, 2006 from Ken Anderson regarding proposed fees for aerial photos and data was included in the packet for Council review. Dick Phillips stated that he thought the fees were adequate. Terry Curtis was concerned that the prices were too high for clip data and suggested that Ken research the cost to put a photo of one parcel on a disk. Jon Henke stated that once someone buys the complete aerial photo digital data, they will be able to sell it themselves and people may not come to the City for the pictures. MOTION 05R-16-06 WAS MADE BY DICK PHILLIPS AND SECONDED BY DEAN EGGENA TO APPROVE RESOLUTION NO. 06-22 APPROVING ADDITIONS TO THE CITY OF CROSSLAKE 2006 FEE SCHEDULE AS PRESENTED. MOTION CARRIED WITH ALL AYES.

Dean Eggena requested that the Council revisit the discussion of the previous item relating to the written complaint policy. Mr. Eggena stated that the complaint policy did not include the requirements what the Council had requested and that he would like to see the minutes that explained to Ken Anderson what the policy should include. Mr. Eggena added that the Council wanted the Planning and Zoning staff to investigate but not take any action, however, item 4 in the policy states, "That if it is determined a violation does exist, then the offending party shall be directed to cease and desist all noncompliant actions. A Stop Work Order may be posted in a visible location on the subject property if deemed necessary in the sole discretion of the staff member(s) investigating the complaint". Mr. Eggena declared that "God Ken" wants the power to stop everyone and that the Council needs to be responsible for cease and desist orders, not the staff. Terry Curtis replied that he remembers Mr. Eggena wanting the Council to be responsible for all cease and desist orders, but that the other Council members had not all felt the same way. Dean Eggena stated that he thought Terry Curtis was wrong and that he would like to see the minutes from the meeting where the complaint policy was discussed and possibly the audiotape to make sure it was not misinterpreted. Mr. Eggena said that if Ken Anderson thinks he running the City by himself, he wants to know why. Dean Swanson agreed with Terry Curtis' interpretation of the previous discussion of the complaint policy. Terry Curtis added that he remembers a lot of discussion regarding the complaint policy but that he did not think a motion had been passed. Dean Swanson told Mr. Eggena not to make any accusations until all the information was available. Terry Curtis stated that Ken was not the bad guy. Dean Eggena replied that he is the bad guy if he did not follow orders from the Council.

7. RECYCLING – A recycling update from Solid Waste Coordinator Doug Morris regarding the Crow Wing County Recycling Programs was included in the packet for information.

8. PERSONNEL COMMITTEE – Tom Swenson stated that mediation with the IBEW Union will take place on June 6, 2006 and that no meeting with the AFSCME Union is scheduled at this time.

9. ECONOMIC DEVELOPMENT AUTHORITY – None.

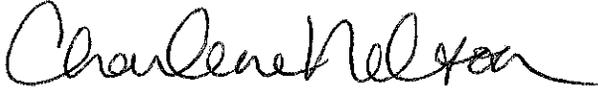
H. OLD BUSINESS – None.

I. NEW BUSINESS – None.

J. PUBLIC FORUM – None.

K. ADJOURN – MOTION 05R-17-06 WAS MADE BY DEAN SWANSON AND SECONDED BY DEAN EGGENA TO ADJOURN THIS REGULAR MEETING AT 10:05 P.M. MOTION CARRIED WITH ALL AYES.

Respectfully submitted by,



Charlene Nelson
Deputy Clerk

Deputy Clerk/ Minutes/5-8-06

BILLS FOR APPROVAL
8-May-06

VENDORS	DEPT	AMOUNT
Abra True Value, tarp straps	PW	15.35
Abra True Value, bits, washers	PW	21.00
Ace Hardware, adapter ball	Police	33.99
Ace Hardware, tarp straps	PW	20.89
Ace Hardware, lawn and garden	PW	11.99
Ace Hardware, rakes	PW	23.97
Banyon Data Systems, utility billing support	Sewer	780.01
California Contractors, plastic ties	PW	239.60
Council #65, union dues	ALL	304.20
Crosslake Communications, phone, fax, dsl, cable	ALL	1,508.53
Crosslake Rolloff, recycling	Gov't	2,450.00
Crosslake Sheetmetal, new furnace motor	Gov't	359.98
Deferred Comp	ALL	226.92
Delta Dental, dental insurance	ALL	1,248.50
Donna Keiffer, aerobics may1 to may25	P&R	264.48
Fortis, disability	ALL	275.44
Fyles Jet Flush Pipe Cleaning, televise sewer line on e shore	Sewer	135.00
Holiday Station, supplies	Police	17.01
Holiday Station, diesel and oil	Fire	28.52
Jon Henke, reimburse mileage	P&R	12.91
Lakes Area Rental, mini kubota rental	PW	372.18
Larson Allen, audit preparation	Gov't	12,727.80
LaSalle National Bank, fire truck payment	Fire	23,697.56
Martin Communications, repair knob on radio	Fire	36.78
Mastercard, travel expenses	Police	298.70
Mastercard, Fleet Farm, spray paint, lube, hitch	PW	157.30
Mastercard, Fleet Farm, welded wire	P&R	676.70
Mastercard, Gander Mountain, uniform	Police	119.99
Mastercard, Prairie Bay, area administrators meeting	Admin	12.47
Mastercard, Radio Shack, security camera	P&Z	106.49
Mastercard, Radio Shack, battery	Admin	31.94
Mastercard, Wharf, road meeting	PW	32.42
Medica, health insurance	ALL	17,584.47
MN Benefits	Admin	100.92
MN Life, life insurance	ALL	412.00
Moonlite Square, fuel, oil	Fire	36.59
NCPERS-Life Insurance	ALL	144.00
North Ambulance, subsidy	Ambulance	1,103.00
PERA	ALL	N/A
Reed's Market, sentence to serve	PW	31.19
Reed's Market, sentence to serve	PW	68.89
Reed's Market, coffee, vinegar, tissues	Gov't	47.66
State and Federal Taxes	ALL	N/A
Streicher's, uniform	Police	119.53
Tom Swenson, vehicle expense	Admin	400.00

UPS, postage	Police	6.49
Ziegler Cat, self propelled power broom	PW	497.89
TOTAL		66,801.25

ADDITIONAL BILLS FOR APPROVAL
8-May-06

VENDOR	DEPT	AMOUNT
Abra True Value, nylon cord	PW	47.96
Ace Hardware, keys	Police	26.81
Ace Hardware, couple, bushing	P&R	2.04
Ace Hardware, gloves, knee pads	P&R	35.98
Agasco, sand	PW	6,474.00
Aitkin Implement, repair tractor	PW	682.62
American Water Works, dues	Sewer	137.00
Ameripride, mats	PW	108.66
Animal Control Enforcement, pickup dog	Gov't	71.81
A.W. Research, water test	Sewer	118.80
A.W. Research, water test	Sewer	132.00
A.W. Research, water test	Sewer	118.80
Crow Wing County Treasurer, e911 addresses	Gov't	275.00
Culligan, water and cooler rental	PW/Gov't	46.37
Earthchem, snow melt	PW	553.43
Echo Publishing, cemtery cleanup notice	Cemetery	37.50
Honey Wagon, land use fees	Sewer	630.00
Marco, staples for copier	P&Z/Adm	71.44
Mastercard, Rafferty's, sentence to serve	PW	73.22
Mid American Research, wash n wax	Fire	109.60
MN Highway Safety, law enforcement class	Police	628.00
Municipal Clerks Assn, membership dues	Admin	70.00
Pepsi, pop	PW	62.91
Pequot Auto Parts, filters	PW	50.25
Public Safety Center, fire vulcan, helmet light	Fire	341.30
Reed's Market, sentence to serve	PW	65.31
Reed's Market, assorted supplies	Gov't	5.05
Reed's Market, sentence to serve	P&R	28.83
Sandelin Law Office, legal fees	ALL	6,681.23
Streichers, uniform	Police	62.40
Streichers, uniform	Police	47.95
Streichers, uniform	Police	67.61
Streichers, uniform	Police	125.69
Team Laboratory, sealer machine, crackfiller	PW	8,652.06
UPS, postage	Police	6.28
USA Bluebook, meters	Sewer	438.90
TOTAL		27,086.81

G.3.¹
d.

Crosslake Telephone Company
Check Register - General Account
From March 1, 2006 through March 31, 2006

Check #	Vendor Name	Date	Description	Amount
000482	INTERNAL REVENUE SERVICE	03/10/06	FED, FICA, MEDICARE	6,920.54
000483	PERA	03/10/06	PERA EE & ER	3,294.71
000484	MINNESOTA DEPT OF REVENUE	03/10/06	MN INCOME TAX	1,182.39
000485	GREAT WEST LIFE & ANNUITY INSU	03/10/06	DEFERRED COMP	2,821.47
000487	CITY OF CROSSLAKE (SEWER)	03/10/06	FEBRUARY SEWER	30.00
000488	CROW WING POWER	03/26/06	FEBRUARY ELECTRIC	3,875.60
000489	INTERNAL REVENUE SERVICE	03/24/06	FED, FICA, MEDICARE	6,526.90
000490	PERA	03/24/06	PERA EE & ER	2,978.00
000491	MINNESOTA DEPT OF REVENUE	03/24/06	MN INCOME TAX	1,135.45
000492	GREAT WEST LIFE & ANNUITY INSU	03/24/06	DEFERRED COMP	2,342.92
000493	INTERNAL REVENUE SERVICE	03/31/06	MARCH EXCISE TAX	2,349.17
000494	MINNESOTA DEPT OF REVENUE	03/31/06	MARCH SALES & USE TAX	9,448.00
019714	DELTA DENTAL PLAN OF MINNESOTA	03/02/06	MARCH DENTAL PREMIUM	859.50
019715	MEDICA	03/02/06	MARCH HEALTH PREMIUM	8,937.91
019716	ASSURANT EMPLOYEE BENEFITS	03/02/06	MARCH LONG TERM DISABILITY	186.20
019717	MINNESOTA LIFE INSURANCE CO	03/02/06	MARCH LIFE PREMIUM	139.00
019720	NORTHERN NATIONAL BANK	03/09/06	EE SAVINGS	70.00
019721	MN CHILD SUPPORT PAYMENT CTR	03/09/06	CHILD SUPPORT WITHHELD	302.72
019722	JC CHRISTENSEN & ASSOC INC	03/15/06	COLLECTIONS	552.64
019723	BUSINESS FORMS PLUS	03/15/06	A/P CHECK FORMS	167.44
019724	MINNESOTA DEPT OF COMMERCE	03/15/06	4TH QTR INDIR ASSESSMENT	477.99
019725	LAKES PRINTING	03/15/06	CROSSTALK-MARCH	348.08
019726	RONALD J. SCHMIDT	03/15/06	COPAY REIMBURSEMENT	240.00
019727	LARRY EVENSON	03/15/06	COPAY REIMBURSEMENT	370.98
019728	REED'S MARKET	03/15/06	ITEMS FOR D LEASER'S RETIREMNT	85.09
019729	ECHO PUBLISHING & PRINTING INC	03/15/06	AD FOR D LEASER'S RETIREMENT	131.25
019730	CULLIGAN OF BRAINERD	03/15/06	MAR/APR SERVICE	138.40
019731	GOPHER STATE ONE CALL	03/15/06	FEBRUARY LOCATES	153.65
019732	LOCATORS & SUPPLIES	03/15/06	MARKING FLAGS, SAFETY VESTS, GLOVES, PLIERS, PULL TAPE	794.76
019733	ONVOY, INC.	03/15/06	BANDWIDTH BILLING, SS7, OPR SERV	3,663.75
019734	MOSS & BARNETT	03/15/06	AUDIT LTR & MUNIC BID PROCESS	981.49
019735	OLSEN THIELEN CO LTD	03/15/06	INTERIM BILLING FOR AUDIT	10,479.64
019736	POWER & TELEPHONE SUPPLY	03/15/06	RJ11 CONNECTORS, SURF MOUNT CONN, CHEM PADS, BANDING	3,513.32
019737	UNITED PARCEL SERVICE	03/15/06	SHIPPING CHARGES & SERVICE	96.42
019738	CROSSLAKE COMMUNICATIONS	03/15/06	COMMUNITY CENTER VOICE MAIL & PHONE SERVICE	834.47
019739	DEBORAH FLOERCHINGER	03/15/06	REIMB MISC. EXPENSES	103.65
019740	CITY OF CROSSLAKE	03/15/06	SUBSCRIBER FEE	19,583.33
019741	MARTIN GROUP	03/15/06	FEB HP HARDWARE MAINTENANCE, CABS, TONER	983.84
019742	LAKELAND AGENCY	03/15/06	RENEW UTILITY PERMIT BOND	100.00
019744	NORTHLAND FIRE PROTECTION	03/15/06	ANNUAL MAINTENANCE	145.54
019745	CITI LITES INC	03/15/06	LOCATES	882.65
019746	THE OFFICE SHOP	03/15/06	PAPER, INDEXES, MARKERS	176.15
019747	XCEL ENERGY	03/15/06	FEBRUARY NATURAL GAS	583.18
019748	PAM STRAKA	03/15/06	COPAY REIMBURSEMENT	120.00
019749	BEVCOMM	03/15/06	ANSWERING SERVICE	178.68
019750	CROSSLAKE EYE CENTER	03/15/06	SUNCLIP FOR SAFETY GLASSES	25.00
019751	NORTEL NETWORKS INC	03/15/06	601 SOFTWARE UPGRADE	22,554.00
019752	AMERIPRIDE LINEN & APPAREL	03/15/06	RUG & TOWEL SERVICE	193.80
019753	BORDER STATES ELECTRIC SUPPLY	03/15/06	POWERLINE TO ETHERNET ADAP.	1,109.17
019754	BADGER COMMUNICATIONS CORP	03/15/06	SECURE MORTGAGE PARTNER SYS., LAKES VOICE CARD	2,156.59
019755	MN NCPERS LIFE INSURANCE	03/15/06	MARCH LIFE PREMIUM	84.00
019756	CABLE DISPOSAL SERVICE	03/15/06	MARCH GARBAGE SERVICE	152.10
019757	NATIONAL CABLE TELEVISION COOP	03/15/06	CABLE TIES	105.88
019758	COBANK	03/15/06	FEBRUARY INTEREST	10,516.52
019759	CENTRAL TRANSPORT GROUP LLC	03/15/06	4 EA DS-1'S, 1 T3	4,088.00
019760	NEUSTAR INC.	03/15/06	SOW & LNP CHARGES	128.81
019761	MERRILL LYNCH	03/15/06	REIMB ACCT FOR FEB CHARGES	1,769.12
019762	JARED JOHNSON	03/15/06	601 TRAINING EXPENSES	51.88
019763	PINNACLE PUBLISHING, LLC	03/15/06	TELEPHONE DIRECTORY	1,862.05
019764	NORCON BORING INC	03/15/06	SERVICE TRANSFERS	8,328.99
019765	UNIVERSAL SERVICE ADMIN CO.	03/15/06	FEB FUSC CHARGES	1,726.23
019766	AMERICAN TELEVISION & COMM.	03/15/06	AFFILIATE PAYMENT	1,000.00
019767	FOX SPORTS NET NORTH	03/15/06	AFFILIATE PAYMENT	4,632.25
019768	USA NETWORK	03/15/06	AFFILIATE PAYMENT	938.00
019769	BROADBAND DIGITAL REPAIR INC.	03/15/06	REPAIR BRIDGER MODULE	308.00
019770	UNICEL	03/15/06	PAGER	6.39
019771	MTV NETWORKS	03/15/06	AFFILIATE PAYMENT	2,402.62
019772	LIFETIME	03/15/06	AFFILIATE PAYMENT	562.80
019773	TV GUIDE NETWORKS INC	03/15/06	AFFILIATE PAYMENT	565.59
019774	DISCOVERY DIGITAL NETWORKS	03/15/06	AFFILIATE PAYMENT	89.25
019775	DISCOVERY HEALTH	03/15/06	AFFILIATE PAYMENT	38.50
019776	THE HOT NETWORK	03/15/06	AFFILIATE PAYMENT	5.95
019777	STAR TRIBUNE	03/15/06	SUBSCRIPTION	234.00
019778	MIKE'S ELECTRIC	03/15/06	OUTLETS INSTALLED FOR PWR SPLY	882.00
019779	MCS JANITORIAL SERVICE	03/15/06	FEBRUARY CLEANING SERV	585.75
019780	PROSTAFF	03/15/06	CUST SERV TEMP HELP	249.71
019781	SANDELIN LAW OFFICE	03/15/06	REVISE AUDIT LETTER	29.17
019783	JOHNSON, KILLEN & SEILER, PA.	03/15/06	CONTRACT NEGOTIATIONS	3,097.66

019784	Lone Star Telequip. Inc.	03/15/06	4 EA OC3CU BROADBAND EXPANSION	4,281.90
019785	GETTY IMAGES, INC.	03/15/06	LICENSE FEES	2,550.00
019786	PAUL DAVIS	03/15/06	DSL REIMBURSE 2/13-3/12/06	49.95
019787	D&H DISTRIBUTING CO.	03/15/06	CD ROM DRIVE, COMPUTER, PRINTER, CONVERTER, DSL	4,090.82
019788	7SIGMA SYSTEMS, INC	03/15/06	FEBRUARY CONSULTING	3,333.00
019789	CORNERSTONE GROUP	03/15/06	DESIGN BILL INSERTS - 1 YR	850.00
019790	CYNTHIA PERKINS	03/15/06	MILEAGE REIMB-MTA	193.90
019791	IMAGING PATH	03/15/06	FEBRUARY COPIES	291.22
019792	CANNON FINANCIAL SERVICES, INC	03/15/06	PMT 18 OF 36 COPIER LEASE	424.94
019793	WRLD ALLIANCE	03/15/06	FEBRUARY ACTIVITY	2,852.23
019794	CROSSLAKE ACE	03/15/06	PADS, OIL, CIRCUIT TESTER	93.05
019795	NATIONAL CABLE TEL COOP, INC	03/15/06	AFFILIATE PAYMENT	14,493.90
019796	SPRINT	03/15/06	CELL PHONES	290.03
019797	EQUUS COMPUTER SYSTEMS, INC	03/15/06	PC'S FOR RESALE, WINDOWS XP PRO	9,155.48
019798	GENSOFT SYSTEMS, INC	03/15/06	POSTAGE & SUPPLIES, TRAINING, MAR 1 BILLING	10,228.73
019799	KARE 11 TV	03/15/06	AFFILIATE PAYMENT	144.00
019800	CBT, INC.	03/15/06	GENSOFT TRAINING 2/14	656.48
019801	PAUL HOGE	03/15/06	CABLE, PHONE & INTERNET REIMB.	509.12
019802	MIKE WINKELS	03/15/06	MTA HOTEL & MEAL EXPENSES	288.13
019803	CROW WING COUNTY HIGHWAY DEPT.	03/15/06	JAN UNLEADED FUEL	639.28
019804	QWEST COMMUNICATIONS	03/15/06	PARS 2/1/06	61.67
019807	MINNESOTA DNR	03/20/06	FEE FOR WATER CROSSING PERMITS	500.00
019808	NORTHERN NATIONAL BANK	03/23/06	EE SAVINGS	70.00
019809	IBEW LOCAL UNION 949	03/23/06	UNION DUES	355.60
019810	MN CHILD SUPPORT PAYMENT CTR	03/23/06	CHILD SUPPORT WITHHELD	302.72
019811	MINNESOTA 9-1-1 PROGRAM	03/31/06	911, TAP, & TACIP	3,368.85
			TOTAL FOR GENERAL ACCOUNT	229,809.65

RESOLUTION NO. 06-22
RESOLUTION APPROVING ADDITIONS
TO THE CITY OF CROSSLAKE
2006 FEE SCHEDULE

WHEREAS, the Crosslake City Council is authorized by state statute and local ordinance(s) to establish certain fees from time to time to offset the costs of providing services to the public in order to protect the public health, safety, and welfare; and

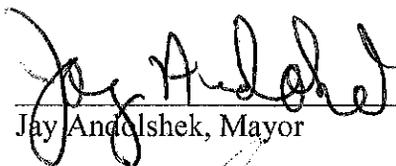
WHEREAS, the fees for certain permits and services provided by the Planning and Zoning Department, other departments, and professional service consultants and companies providing technical expertise and services to the City of Crosslake are established in the City of Crosslake – 2006 Fee Schedule; and

WHEREAS, the City Council directed staff to review the establishment of fees for aerial photo images and data made available to the public in order to offset the expenses for the images and data, and

WHEREAS, the Crosslake City Council has previously approved the levy of taxes for taxes payable in 2006 and established a 2006 Revenue Budget and 2006 Expense Budget based, in part, on estimated fees to be collected for services rendered to the community and public in accordance with the 2006 Fee Schedule.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Crosslake, County of Crow Wing, State of Minnesota does hereby approve the attached additions to the City of Crosslake – 2006 Fee Schedule for services related to aerial photo images and data effective the ninth (9) day of May, 2006.

Approved and adopted by the City Council of the City of Crosslake this 8th day of May, 2006 by a 5/5ths vote.



Jay Andolshek, Mayor

ATTEST:



Thomas N. Swenson, City Administrator

Attachment

