

SPECIAL COUNCIL MEETING  
CITY OF CROSSLAKE  
TUESDAY, MAY 25, 2004  
1:00 P.M. - CITY HALL

Pursuant to due notice and call, the Council for the City of Crosslake met in a special session on Tuesday, May 25, 2004 at 1:00 P.M. at City Hall. The following Councilmember's were present: Mayor Darrell Swanson, Dean Eggena, Bettie Miller, Irene Schultz, and Dick Phillips. Also present was City Administrator Tom Swenson, Community Development Director Ken Anderson, City Attorney Paul Sandelin, City Engineer Dave Reese and Clerk/Treasurer Darlene Roach. There were several individuals in the audience.

1. Mayor Swanson called the meeting to order at 1:00 P.M. to continue discussion regarding the status of the downtown storm sewer which was tabled from the May 19<sup>th</sup> meeting, to review some paving issues and to discuss two planning and zoning items.
2. City Engineer Dave Reese stated that at a meeting held on May 19<sup>th</sup>, the downtown infrastructure and status of the Wetland Permit, which expires in September, was discussed. The meeting was tabled in order to allow time for the property owners to review what has taken place to date and to decide what action needs to be taken from this point forward. Reese stated that the City has understood all along that this is a developer project and that work was to be completed before the expiration of the permits. WSN has provided cost estimates for the project as commissioned by Bill Reed. Over the past week, these cost estimates were presented to various property owners.

Darrell Schneider, Sr., representing the Catholic Church, addressed the Council and presented various overheads he had prepared to help understand the drainage flow as it pertained to the Church property. He stated that much of this information was obtained from Dave Reese from material prepared for Bill Reed in January. Schneider broke down the gallons of flow between a West System and a Pioneer Drive System. Hank Duitsman, also representing the Catholic Church, presented a history of when the Church gave an easement to the City for construction of Swann Drive and how it was looked at differently at that time. He stated that when the Master Plan was approved by the City, the Church was not notified of the change. Mr. Duitsman stated that he would like to see a public hearing to get public input, but would attempt to go to the Church Council to see if \$30,000 could be provided to assist with the project as a public benefit. Bill Reed stated that he has attempted to get everyone together and in January, Joe Slack, City Staff and himself met to come up with a plan. Reed stated that the City needs to be involved to organize the project and determine who is involved in the project area. Councilmember Eggena stated that it is really an economic issue and who wants to be in the downtown district which would allow for 80% impervious surface. Joe Slack addressed the Council and stated he feels it is a private development issue and that the City is listening to only half of the developers.

Discussion ensued regarding what would need to take place if the City took over the project. City Attorney Sandelin stated that if the property owners presented a petition to the City containing 100% of the signatures of the property owners, a public hearing would not be required and the costs could be apportioned based on benefiting property owners. Councilmember Eggena asked about the Holiday Station and Shores and More Realty. City Engineer Reese stated that they could not be included in the Downtown District because they are downstream from the project area. Eggena stated that he wanted the record to show this. Reese stated that most of these properties benefit from the County's storm sewer system located on County Road 66. Councilmember Eggena asked if we are then going to say they have storm sewer if it flows into the County's system on County Road 66? Reese stated that would not be correct. City Administrator Swenson stated that if the City takes over the project, he would recommend holding the final assessment hearing at the beginning of the project. Councilmember Phillips asked what the worse case scenario would be. Reese stated that as far as timing, the critical work is the wetland permit work. This would cost approximately \$30,000 to \$35,000 to complete. Attorney Gerry Brine asked if the property owners could be identified via a Developer's Agreement between the City and the property owners. City Attorney Sandelin stated that would be an option since that is how a portion of the infrastructure work has been done with Crosswoods Development. Councilmember Eggena asked how soon an assessment hearing could be held and City Administrator Swenson stated it would take about one month. MOTION 05S3-01-04 WAS MADE BY DEAN EGGENA AND SECONDED BY IRENE SCHULTZ TO AUTHORIZE THE CITY TAKING OVER THE STORM SEWER MITIGATION AND PONDING INCLUDING ACQUISITION OF EASEMENTS UPON PETITION TO THE CITY AND THAT THE PROJECT BE ASSESSED TO THE BENEFITING PROPERTY OWNERS PRIOR TO AWARDED THE PROJECT WITH THE UNDERSTANDING THAT IF 100% OF THE PROPERTY OWNERS SIGN A PETITION, NO PUBLIC HEARING IS REQUIRED. MOTION CARRIED WITH ALL AYES.

3. City/Schliek Area Restoration and Paving – City Engineer Dave Reese presented information to the Council regarding a quote received from Anderson Brothers to restore and pave areas in the vicinity of the old City Hall property, currently owned by Dave Schliek, and the City's easement which is situated directly north of this property. Included in the quotation from Anderson Brothers is the City's share of shaping and grading the City's easement to control runoff, swaling, rip rap and turf establishment. The City's share of the base and bituminous cost is estimated at approximately \$2,500, which results in a total estimated cost of about \$4,840 including the added runoff and restoration work. Anderson Brothers will charge the same unit prices as under the Hammerlund contract for the base and bituminous. WSN is recommending that the City proceed with completing this work in conjunction with the Schliek improvements so that the City's access road does not create runoff problems potentially backing water up to the building. MOTION 05S3-02-04 WAS MADE BY DEAN EGGENA AND SECONDED BY IRENE SCHULTZ TO APPROVE THE QUOTE FROM ANDERSON BROTHERS TO PAVE AND RESTORE AREAS ON THE CITY'S

**EASEMENT ADJACENT TO THE SCHLIEK (OLD CITY HALL) PROPERTY  
AT A COST OF \$4,840. MOTION CARRIED WITH ALL AYES.**

Due to the death of former employee Joe Ulschmid, if coverage at City Hall cannot be worked out, it was the consensus of the Council to close City Hall between 10:00 A.M. – 12:00 in order allow employees time off to attend the funeral. Vacation, holiday or comp time would be used for the time off.

**MOTION 05S3-03-04 WAS MADE BY DICK PHILLIPS AND SECONDED BY  
BETTIE MILLER TO ADJOURN THIS SPECIAL COUNCIL MEETING. MOTION  
CARRIED WITH ALL AYES.**

Recorded and transcribed by,

Darlene J. Roach  
Clerk/Treasurer

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