

SPECIAL COUNCIL MEETING
CITY OF CROSSLAKE
JUNE 19, 2009 – 10:00 A.M.
CITY HALL

Pursuant to due notice and call, the Crosslake City Council met on Friday, June 19, 2009 at 10:00 A.M. for the purpose of reviewing an agreement between the City of Crosslake, KC Companies Inc. and Wannebo Excavating Inc. Present at the meeting were: Mayor Jay Andolshek, Councilmember's John Moengen, Steve Roe and Rusty Taubert. Councilmember Dean Swanson was absent. Also present were Community Development Director Ken Anderson and Clerk/Treasurer Darlene Roach. City Administrator Tom Swenson was absent. Also present was Attorney Gerry Brine representing Wannebo Excavating, Inc.

Mayor Andolshek called the meeting to order at 10:00 A.M. and stated that the purpose of the meeting was to review an Agreement between the City of Crosslake, KC Companies Inc. and Wannebo Excavating Inc. as it pertained to the settlement of outstanding payments related to the construction of Golden Horizons Assisted Living and Memory Care. Attorney Gerry Brine addressed the Council and stated that a revised agreement was prepared by City Attorney Mike Couri prior to the meeting which added the following language: "Crosslake required Golden Horizons to reimburse the City for this loss pending final settlement with Wannebo Excavating Inc.'s insurance carrier". Attorney Brine stated that the City is acting as a facilitator to pass through funds between General Casualty, insurance carrier for Wannebo Excavating Inc. and KC Companies Inc. Community Development Ken Anderson stated that the payment from General Casualty is related to work performed by Wannebo Excavating Inc. in April 2008 when Crosslake incurred damages to its road maintenance equipment and to East Shore Road. The City was fully reimbursed by KC Companies Inc. outside of the claim submitted to Wannebo Excavating Inc. and their insurance carrier. Attorney Brine stated that General Casualty has agreed to pay \$11,484.11 to the City of Crosslake under this agreement. The City will then issue a check payable to Wannebo Excavating Inc. and KC Companies Inc. The check will be endorsed by Wannebo Excavating Inc. and KC Companies Inc. and deposited in Attorney Brine's Trust Account. Of this amount, \$3,016.30 will be paid to KC Companies Inc. to satisfy a claim that was filed in Conciliation Court against Wannebo Excavating Inc. by KC Companies Inc. provided KC Companies Inc. agrees to dismiss the claim. At that time, the remainder of the funds, in the amount of \$8,467.81, will be remitted to Wannebo Excavating Inc. It should be noted that a response from KC Companies Inc. is required by 9:30 a.m. on June 22, 2009 in order to notify Conciliation Court of the dismissal.

MOTION S6-01-09 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE THE AGREEMENT BETWEEN THE CITY OF CROSSLAKE, KC COMPANIES INC. AND WANNEBO EXCAVATING, INC. MOTION CARRIED WITH ALL AYES.

MOTION S6-02-09 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO AUTHORIZE THE CITY ADMINISTRATOR SIGNING A RELEASE OF ALL CLAIMS FOR GENERAL CASUALTY. MOTION CARRIED WITH ALL AYES.

Approval of Bills - MOTION S6-03-09 WAS MADE BY JOHN MOENGEN AND SECONDED BY RUSTY TAUBERT TO APPROVE THE BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNT OF \$24,869.43. MOTION CARRIED WITH ALL AYES.

MOTION S6-04-09 WAS MADE BY JOHN MOENGEN AND SECONDED BY JAY ANDOLSHEK TO ADJOURN THIS SPECIAL COUNCIL MEETING AT 10:14 A.M. MOTION CARRIED WITH ALL AYES.

Respectfully submitted by,

A handwritten signature in cursive script, appearing to read "Darlene J. Roach".

Darlene J. Roach
Clerk/Treasurer

SHARED: SPECIAL COUNCIL MEETING - June 19, 2009

BILLS FOR APPROVAL

19-Jun-09

VENDORS	DEPT		AMOUNT
Abra, pipe	Fire	pd 6-15	14.68
Abra, tee, coupling	Fire	pd 6-15	13.83
Abra, plug in timers	PW		24.90
BLADC, 09 agreement, 2020 program	Gov't		1,337.50
Chemsearch, swat pro	PW		198.19
Core Professional Services, police evaluations	Police		750.00
Crow Wing County Highway Department, fuel	ALL		2,401.43
Crow Wing County Sanitary Landfill, waste disposal	PW		161.52
Crow Wing Power, electric service	ALL	pd 6-16	5,332.17
Diamond Industrial Cleaning, hoses, scrub free wash	PW		712.74
Echo Publishing, subscription	Gov't		29.00
Greg Larson Sports, paint	P&R		175.37
Greg Larson Sports, batter tees	P&R		98.40
Hawkins, aqua hawk, ferric chloride, sodium bicarbonate	Sewer		1,742.00
Holiday Station, propane refill	PW		105.48
Jim Ritter, reimburse mileage	Sewer		125.40
Linescape Linestriping, street and parking lot striping	PW		5,064.64
Marco, copier lease	ALL		433.16
Mastercard, Office Max, folders	Library		26.88
Menards, hoses, sprinkler, seed	P&R		446.45
Menards, furnace filters	Gov't		66.43
MWOA, annual conference registration	Sewer		225.00
Napa Auto Parts, motor oil	PW		68.76
Northland Press, meeting notice of 6/26	P&Z		79.20
Northwood Turf and Power, replaced bracket	P&R		398.85
Peterson Towing, tow tanker truck	Sewer		710.00
Public Safety Center, hoods, batteries	Fire		512.51
Rolfing, coffee, cups, napkins, bleach	P&R		114.52
Streichers, uniform pants	Police		75.99
Streichers, uniform vest	Police		792.99
Streichers, uniform vest	Police		793.84
The Office Shop, hanging files	P&Z/Admin		9.89
The Office Shop, pens, stamps	P&Z		61.27
Upstart, book bags	Library		74.14
USA Bluebook, fiber glass filters, bailers	Sewer		933.94
Zee Medical Service, 1st aid kit supplies	PW		193.54
Ziegler, repair electric system	PW		564.82
TOTAL			24,869.43