

COUNCIL PROCEEDINGS
CITY OF CROSSLAKE MINNESOTA
PUBLIC HEARING AND REGULAR COUNCIL SESSION
JULY 12, 1993
7:00 P.M. AT CITY HALL

The Council for the City of Crosslake Minnesota met in the Council Chambers of City Hall on Monday, July 12, 1993. The following Councilmembers were present: Mayor Kurt Anderson, Lyle Arends, Charles Miller, Dean Swanson and John Webster. Also present were Paul Sandelin representing the City Attorney's office and approximately 32 residents.

Mayor Anderson called this Public Hearing to order at 7:00 p.m. stating that the first item on the agenda would be a new policy for meeting tapes.

Mayor Anderson read the proposed new policy. Mr. Sandelin stated that the attorney's office does not want to get into collection for such items and was assured that the City would pay the bill and collect the fee from the individual requesting the tape. MOTION WAS MADE BY D. SWANSON TO APPROVE THE POLICY WITH THE AMENDMENT THAT THE CITY PAY THE BILL AND THE CITY COLLECT FROM THE INDIVIDUAL. MAYOR ANDERSON CALLED FOR A SECOND TO THE MOTION THREE TIMES AND UPON HEARING NO SECOND, DECLARED THE MOTION DEAD FOR LACK OF A SECOND.

Mayor Anderson declared that the next item on the agenda would be the golf cart ordinance. Mayor Anderson read an amendment requested by the Police Chief which added a subdivision limiting the minimum age for operators thereby preventing the very young from operating on public streets and roadways. Mayor Anderson read the complete proposed ordinance. MOTION NO. 7PH-01-93 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO APPROVE ORDINANCE NO. 45, THIRD SERIES ALLOWING GOLF CARTS TO OPERATE ON CERTAIN STREETS AND ROADWAYS IN CROSSLAKE WITH THE CHANGE IN AGE LIMITATION AS RECOMMENDED BY THE POLICE CHIEF. Mr. Webster stated that the time frames for licensing on page one and page three were in conflict. A citizen also asked why golf cart operators would be given special privileges when other all terrain vehicles and snowmobiles are not. It was stated that snowmobiles are given designated trails on which to operate. Mr. Sandelin also stated that Minnesota Statute also allows the City to pass such ordinances. Mayor Anderson also pointed out that the City is requiring insurance to be carried. MOTION PASSED WITH ANDERSON, ARENDS, SWANSON AND MILLER VOTING AYE. WEBSTER VOTED NAY.

MOTION NO. 7PH-02-93 WAS MADE BY L. ARENDS AND SECONDED BY J. WEBSTER TO ADJOURN THIS PUBLIC HEARING AT 7:25 P.M. MOTION PASSED UNANIMOUSLY.

Mayor Anderson then called this regular Council session to order stating that the first item on the regular agenda would be the consent calendar. MOTION NO. 7R-01-93 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) MINUTES OF JUNE 14, 1993 REGULAR COUNCIL SESSION; (2) MINUTES OF JUNE 29, 1993 SPECIAL COUNCIL SESSION; (3) THE CLERK/TREASURER'S FINANCIAL REPORT FOR JUNE 1993; (4) THE TELEPHONE COMPANY'S FINANCIAL REPORT FOR JUNE 1993; AND (5) THE CABLEVISION COMPANY'S FINANCIAL REPORT FOR JUNE 1993. MOTION PASSED UNANIMOUSLY.

CLERK'S REPORT - MOTION NO. 7R-02-93 WAS MADE BY L. ARENDS AND SECONDED BY D. SWANSON TO PAY ALL BILLS INCLUDING: (1) BRAUN INTERTEC FOR SOIL BORINGS AT THE FIRE HALL FOR \$3,100.00; (2) PEQUOT SAND AND GRAVEL FOR CLASS #5 ON WOLF TRAIL AND SLEEPY VALLED ROADS FOR \$4,798.14; (3) COUNTY ASSESSING FEES FOR 1992 FOR \$17,718.51; (4) GREG LARSON SPORTS FOR BASEBALL UNIFORMS FOR \$2,178.43; (5) INTEREST ON GOVERNMENT OBLIGATION SAVINGS BONDS FOR \$2,760.00; (6) CITY ATTORNEY BILLS FOR \$1,860.95. MOTION PASSED UNANIMOUSLY.

The next item was a request from June Wallace's attorney to have the City Clerk sign an affidavit correcting the executor of a plat from an individual's name to that of a trust. MOTION NO. 7R-03-93 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO AUTHORIZE THE CITY CLERK TO SIGN A PLAT CORRECTION CERTIFICATION FOR THE FIRST ADDITION TO STALEY SHORES. MOTION PASSED UNANIMOUSLY.

The next item was codification. Letters had been received from Sterling Codifiers, Inc. for cost of approximately \$16 per page and from Municipal Ordinance Codifiers, Inc. not to exceed \$1,500.00. Mr. Sandelin noted that the City Attorney's Office had stated that they would be interested in updating the code book with a cost of approximately \$3,000 to \$4,000 to put the complete ordinance book on a computer disc and update it. MOTION NO. 7R-04-93 WAS MADE BY J. WEBSTER AND SECONDED BY L. ARENDS TO TABLE THE DECISION TO RECODIFY UNTIL NEXT MONTH. Mr. Miller stated that he would like a specific reason as to what Mr. Webster is looking for and who is to obtain the information so the recodification does not get put off for another year. Mr. Webster stated he wants to know the specific number of pages and if it is to be put on a computer disc. MOTION PASSED UNANIMOUSLY.

Martin Peterson representing the Game and Fish Club was next on the agenda. Mr. Peterson stated that they have a letter from their attorney stating that in his opinion their neighbor does not have a easement right over the Game and Fish Club's property. Mayor Anderson said he believed that the City had the legal right to sell the easement along with the property. Mr. Peterson stated that they feel that the property was deeded back to them and the City should have no rights to deed easements. The Council requested that Mr. Sandelin look into records they

may have and give the Council a legal opinion. MOTION NO. 7R-05-93 WAS MADE BY D. SWANSONG AND SECONDED BY C. MILLER TO AUTHORIZE THE CITY ATTORNEY TO COME UP WITH A LEGAL OPINION ON THE EASEMENT OVER THE GAME AND FISH PROPERTY AND BRING IT BACK TO THE CITY COUNCIL AS SOON AS POSSIBLE. MOTION PASSED UNANIMOUSLY.

Clerk Buchite indicated that she had received a letter from the Pequot/Crosslake Youth Hockey Association showing that their gambling monies for the last year were spent on the hockey programs.

The Chamber of Commerce had requested financial assistance for a water show which was proposed for August 14th and August 15th. No one from the Chamber was present. MOTION WAS MADE BY D. SWANSON AND SECONDED BY K. ANDERSON TO GIVE \$100 FOR THE WATER SHOW. MOTION DID NOT PASS WITH ARENDS, MILLER AND WEBSTER VOTING NAY.

MOTION NO. 7R-06-93 WAS MADE BY J. WEBSTER AND SECONDED BY C. MILLER TO APPROVE OF THE CHAMBER USING THE CITY HALL BUILDING TO JUDGE THE CHILI COOK OFF ON AUGUST 14TH IF THE NEW CHAMBER BUILDING IS NOT READY. MOTION PASSED UNANIMOUSLY.

MAYOR'S REPORT - Mayor Anderson informed the residents present that there will be a Tax Increment Finance Public Hearing on July 29, 1993 at 7:00 p.m. Mayor Anderson explained that the City will not do financing or sell bonds but will grant assistance for projects whereby the recipients will get a portion of their tax money back after they have paid their taxes.

Mayor Anderson requested that the Telephone Company Plant Manager get prices for cameras to televise the Council Meetings.

COMMISSION REPORTS - Coordinator Teri Hastings presented two amendments of the Zoning ordinance which had been approved by the Planning and Zoning Commission at a Public Hearing. Mayor Anderson read the proposed amendment aloud. MOTION NO. 7R-07-93 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO APPROVE ORDINANCE NO. 46, THIRD SERIES AS RECOMMENDED BY THE PLANNING AND ZONING COMMISSION AND DEALS WITH INDIVIDUALS INSTALLING THEIR OWN SEPTIC SYSTEM WITH INSPECTIONS. Mayor Anderson asked for any comments and no one had any. MOTION PASSED UNANIMOUSLY.

The next amendment was to the bluff ordinance. Ms. Hasting said this amendment makes it a little easier to administer because it more clearly identifies the set back. C. Miller read the proposed amendment aloud. MOTION NO. 7R-08-93 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE ORDINANCE NO. 47, THIRD SERIES AS RECOMMENDED BY PLANNING AND ZONING COMMISSION AND DEALING WITH CHANGES IN BLUFF ZONES. Mayor Anderson asked if everyone in the audience understood or if they had any comments on the Ordinance. None were heard. MOTION PASSED

UNANIMOUSLY.

MOTION NO. 7R-09-93 WAS MADE BY L. ARENDS AND SECONDED BY J. WEBSTER TO SELL THE OLD FORD POLICE CAR AS IS. MOTION PASSED UNANIMOUSLY.

Mayor Anderson informed the Council that he had received a letter from Widseth Smith Nolting and Associates regarding the Ox Lake Crossing Road saying that they would check the slopes, etc. for \$3,600 which would be paid by the developer. Mayor Anderson said he had inspected the road with Don Coulter and felt it would not be necessary to hire the firm at this point because the roads were coming along good. Mr. Miller stated that one of the requirements for the approval of the plat was to have a final inspection of the roads. It was stated that Taylor Investment hired Brian Dobie to engineer the roads. Mr. Webster said he would like to have a final inspection by an outside engineering firm. Mr. Swanson said his impression was the City would hire an engineering firm to inspect and to be paid by the developers. Mr. Webster will contact Widseth Smith Nolting for the fee that would be charged for final inspection. It was the consensus of the Council that the City hire the inspector.

RECYCLING - Mr. Swanson informed the Council that the Recycling Committee is turning the recycling over to Crosslake Sanitation on a trial basis. There will still be pick ups on the third Saturday plus curb side service will also be started.

PUBLIC SAFETY - Mayor Anderson informed the Council that Jim Bedard will appraise the fire department property around July 20, 1993.

Mayor Anderson stated that the Fire Chief was seeking approval for 5 pagers, which are a budgeted item, at \$513.40 each.

MOTION NO. 7R-10-93 WAS MADE BY C. MILER AND SECONDED BY L. ARENDS TO APPROVE THE PURCHASE OF 5 PAGERS AT THE COST OF APPROXIMATELY \$2,567.00. MOTION PASSED UNANIMOUSLY.

Fire Chief David Schliek spoke to the Council about the Vile of Life program that the Fire Department is starting up again. Forms will be sent to all residents and so they can store medical information in an envelope in their refrigerators so if an emergency develops the First Responders and Ambulance personnel can get pertinent information.

Chief Schliek requested that the he be allowed to change some equipment from the van to the 1986 GMC pickup truck because the van is overloaded. Mr. Miller stated that the original proposal was to give the old DNR truck back and use this new truck for a water truck and that is what he feels should happen. It was the consensus of the Council that the Fire Department does not need to keep any more equipment. MOTION NO. 7R-11-93 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO HAVE THE 1986 GMC TRUCK USED TO HAUL WATER AND TO REPLACE THE DNR TRUCK AS ORIGINALLY

INTENDED. MOTION PASSED UNANIMOUSLY.

Chief Schliek informed the Council that he had been to the Ideal Corners meeting to discuss having Crosslake First Responders respond to the Northern part of Ideal. Some members of the Council feel that Crosslake First Responders not take on any more area for calls at this time, some requested more information.

Mr. Webster asked about the fire number system outside of Crosslake and Chief Schliek said he will work on the fire numbering system.

MOTION NO. 7R-12-93 WAS MADE BY J. WEBSTER AND SECONDED BY L. ARENDS TO APPROVE OF THE CLERK SIGNING THE FIREMEN'S RELIEF FUND ANNUAL REPORT AS COMPLETED BY MATHIAS JUSTIN. MOTION PASSED UNANIMOUSLY.

UTILITIES COMMISSION - D. Swanson stated that he felt the personnel files for the Telephone and Cablevision employees should have been brought to City Hall by this time.

PUBLIC WORKS - Mr. Webster indicated that 30 bridge timbers have been ordered for Sunrise Island Bridge.

MOTION NO. 7R-13-93 WAS MADE BY J. WEBSTER AND SECONDED BY L. ARENDS TO REPLACE THE LANDSCAPE TIMBERS AT CITY HALL AT A COST OF \$1,100.00. MOTION PASSED UNANIMOUSLY.

Mr. Webster indicated that he had a response from the people who use the connecting road between Wolf Trail and Pine Bay Road asking that the City request a 33 feet easement from DNR for upgrading the connecting road. Discussion ensued regarding upgrading an easement road with costs to be assessed to the benefitting property owners. Mr. Webster will check into getting a deed to the property, the costs to upgrade and will bring it back to the Council for consideration.

Mr. Webster indicated that the grader needs some repairs to the circle and the cost new is approximately \$8,251.00. MOTION NO. 7R-14-93 WAS MADE BY J. WEBSTER AND SECONDED BY L. ARENDS TO PURCHASE THE NECESSARY PARTS, USED IF POSSIBLE, FOR THE ROAD GRADER. MOTION PASSED UNANIMOUSLY.

Mr. Webster stated that the County Engineer said that they do not have permission from the State to change the signs to Route 66 as yet.

Mayor Anderson indicated that another grant application has been submitted to IRRRB for grant money for the new fire hall.

LONG RANGE CAPITOL PLANNING - Liaison Swanson indicated that the County Auditor's office will be paying for tax assessing from now on.

CEMETERY - Mr. Webster told the Council that the old Pinewood Cemetery sign is up.

PERSONNEL - Mayor Anderson spoke briefly about the increase in hospital insurance and possibly increasing the deductible to save money for the City. A local Blue Cross and Blue Shield underwriter will have quotes ready for the next Council meeting.

PARK AND RECREATION - Liaison Swanson informed the Council that the baseball program has gone very good and they are looking at expanding it next year.

NEW BUSINESS - Nothing.

OLD BUSINESS - Nothing.

PUBLIC FORUM - A Fairfield resident inquired as to fire protection for Fairfield residents and was informed that Crosslake does not have the contract check but has been told that they will continue to cover Fairfield.

A resident stated that he had several comments and complaints that he wanted to make. One was that he is opposed to Tax Increment Financing stating that he has never seen it done yet that did not cost the taxpayers something. Two was homes broken into and nothing in the newspapers and residents asked to keep quiet about it. Three was rumors about a youth apprehended with force. Four was the cost of tapes to the public. Five was the Mayor's attitude.

Another resident stated that he felt something was going to have to be done with the roller bladers on the bike path. The resident also stated that traffic for the flea markets has become a real hazard. Mayor Anderson said he agreed and the Council may have to ask the Game and Fish to find another location. Mayor Anderson also stated that the traffic coming out of Reed's at lunch time was a challenge. The resident also stated that when the Churches let out the traffic is a hazard.

Another resident complained that burglaries are not published in the paper. A brief discussion ensued. A local insurance man said that when articles are published stating items that were stolen it lets the burglars know where to steal brand new items.

MOTION NO. 7R-15-93 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO ADJOURN THIS REGULAR COUNCIL SESSION AT 9:53 P.M. MOTION PASSED UNANIMOUSLY.

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

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