

Crosslake City Council - PUBLIC HEARING - PROPOSED USE OF RS FUNDS
 August 9, 1982 - 7:30 - REGULAR MEETING - PRELIMINARY BUDGET MEETING

The meeting was called to order at 7:30 PM by Mayor Carol Coulter. All councilmen were present; Anderson, Arends, Andolshek & Delmonico. There were about 31 members of the community present. The mayor mentioned to the audience that copies of the agenda and the proposed budget were available for them at the entrance to the council room.

PUBLIC HEARING ON PROPOSED USE OF 1983 REVENUE SHARING FUNDS: Dean Carney, President of the Whitefish Property Owner's Ass'n., appeared to request that the city consider furnishing approximately \$2,000. for the Water Quality Study their organization has been conducting with grant money. Mr. Carney stated that the next lake they plan on studying is Rush Lake and there is no more funding available from the State. After a discussion of when he would need this money, it was decided that the balance of the 1982 Fund of \$1700. for which the hearing had already been held be dedicated to the Water Quality Study, and the proposed uses be included in the 1983 RS Fund dedication. The WPOA will furnish funds, also.
MOTION: By Arends and seconded by Delmonico that \$1,700. of the 1982 RS Fund be dedicated to the Water Quality Study of Rush Lake. The motion carried and the vote was unanimous.

The proposed uses suggested for the 1983 RS Fund are as follows: (\$13,000.)

1. Fire Hall remodelling	\$7,000.
2. Road Signs	500.
3. File Cabinet	425.
4. Finish the remodelling of City Hall	(the balance of the fund)

The Fire Hall remodelling project was given top priority. The request of Patty Felber, Park Director, for consideration of a truck for park use was discussed and it was suggested that when the city purchases a pick-up truck, possibly next fall, she could be given the old city pick-up. *See addition 9/13/82*

MOTION: By Anderson and seconded by Delmonico that Monday, August 23, 1982 at 7:00 PM be scheduled for the Budget Hearing on Revenue Sharing and a Special Meeting for Discussion of the Budget. The motion carried and the vote was unanimous. The clerk was instructed to publish this meeting.

CONSENT CALENDAR: MOTION: By Anderson and seconded by Arends that the Consent Calendar be accepted as presented. The motion carried and the vote was unanimous. The calendar included the minutes of the Special Meeting of July 8th, the Regular Meeting of July 12th, the financial report of the City for July, and the financial report of the Telephone Company for July.

PRESENTATION OF PRELIMINARY BUDGET: The clerk briefly explained to the audience how the budget process is handled. She mentioned cities' levies are limited by State Statute to a limit of 8% over last year. Our levy for this year as included in the preliminary budget shows an increase of only 5% and the increase in expenditures is only 6%.

When the mayor asked if there were any items on the budget that the council wanted to discuss tonight, Andolshek questioned the increase in the clerk's salary. The mayor then read the salary schedule and stated that the increase was 8% above her present salary. Andolshek stated that because the increase last year was 30 to 35% that this year's salary should not be increased. (For the record - last year's increase was 24%.) Anderson stated that the reason the clerk received the large increase last year was to bring her salary up to the other clerks in the area.

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PRELIMINARY BUDGET - Cont'd.: Anderson stated that the clerk could reduce the amount in the Street Department Budget under New Roads & Resurfacing to \$22,638. This would reduce the Street Department Budget to \$66,849. The total accumulation in the Road Assessment Fund would then be \$86,000. He stated that this would reduce the percentage of increase due to the the Fire Hall Remodelling and Bridge Repairs.

The mayor thanked the council for their work involved in preparing the Budget and commended them for planning for the future again this year as they did last year for the first time in the city's history.

CLERK'S REPORT: MOTION: By Arends and seconded by Delmonico that the city approve the transfer of the Non-Intox Malt "On & Off" Licenses and a Set-Up License to George Guminga, who is the new owner of the Pic-A-Deli, formerly held by Don Christner, subject to the approval of Chief Backdehl. The establishment will be named the Channel House & operated as a partnership with George Keys under the name of G & G Enterprises. The motion carried and the vote was unanimous.

MOTION: By Anderson and seconded by Delmonico that the cigarette license for the Marksman held by Mark Hoffman be transferred to Dorothy Potz who will be leasing the Marksman. The motion carried and the vote was unanimous.

MOTION: By Delmonico and seconded by Andolshek that the council approve the list of election judges as submitted by the clerk containing the following names: Dorothy Allen, Chairman, Dick Schalow, Judy Cotten, Mabel Vosika, Doris Fraser, Norbert Kunkel, Jan Laughlin, Arna Yorek, Ray Peterson, Elmer Pearson. The motion carried and the vote was unanimous. The clerk may submit two more names at the next meeting.

MOTION: By Anderson and seconded by Arends that the clerk purchase an ABC Fire Extinguisher to be mounted in City Hall as directive from the insurance company. The motion carried and the vote was unanimous.

MAYOR'S REPORT: The mayor announced that the Crosslake Area Historical Society will present a program on Tuesday, August 17th at 7:30 PM at the Immaculate Heart Church basement.

The mayor inquired of the council whether anyone would wish to attend the LMC regional meeting to be held in Cass Lake on Tuesday August 24th from 2:30 PM to 9:30 PM. The program will include a presentation on and demonstration of the Small City (microcomputer) Management Information Systems and the mayor stated that she and the clerk would like to attend. The cost would be \$10. per person plus mileage for one car. The mayor then asked if anyone else would wish to attend or if there were any comments as to the mayor and clerk attending. Andolshek stated that she had made comments the other day as to why the mayor should not attend. The mayor then asked Andolshek to state her reasons publicly as to her objection. Andolshek stated that the mayor had attended meetings in Rochester and Minneapolis but that there were meetings around here that she had not attended, and that she felt she should stay home. The mayor asked if she knew of any way that she could be in two places at one time as she does have priorities, and Andolshek refused to comment.

MOTION: By Delmonico and seconded by Anderson that the Mayor and Clerk be allowed to attend the LMC meeting as stated above. The motion did not carry and the vote was as follows: Delmonico and Anderson voting, "AYE"; Andolshek and Arends voting, "NAY" and the mayor abstaining.

MOTION: By Coulter and seconded by Delmonico that the clerk be allowed to attend the LMC meeting as stated above and Mayor Coulter will pay

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her own way. The motion carried and the vote was as follows: Andolshek, Anderson and Delmonico voting, "AYE", Arends voting, "NAY", and Coulter abstaining.

The mayor again thanked the Northwoods Garden Club for brightening up the entrance to City Hall

BUILDINGS: Delmonico stated that City Hall is in the process of being scraped in preparation for painting the back and sides.

FUNDING & FUTURE DEVELOPMENT: Andolshek reported on the commission's last meeting on Thursday, July 29th. Chuck Lubowitz had sent them an Introduction and a Plan and a Comprehensive Plan. Each item in the Plan was discussed individually and Region V agreed to have an up-dated plan of all items discussed ready for their next meeting. She stated that there are several items that must be discussed before the report is completed, such as: Commercial Development, Industrial Development, Industrial Goals & Policies, Transportation, Environmental & Natural Resources, Erosion & Sediment Control, Agricultural Land Use, etc. The Commission thanked all members of Planning & Zoning Commission for attending and being active and helpful during the discussion. The next meeting is August 17th at 7:00 PM at City Hall and everyone is welcome to attend.

PARK: The installation of the automatic sprinkler system at the Park was discussed which will protect the \$15,000. investment for the ball field. Upon the suggestion of Arends, it was decided that the Park should advertise for bids for this project even though it was not legally required.

PLANNING & ZONING: MOTION: By Arends and seconded by Anderson that the council give final approval to Dick Perkin's plat of Perkin's Ridge as recommended by the Planning & Zoning Commission. The motion carried and the vote was unanimous with Mayor Coulter abstaining.

Don Coulter presented the preliminary plat of Phil Jenson for 3 - 100' lake lots near CSAH #6 & #16. He stated that they are not sure what they are going to do with it yet. They may plat it or they may go with metes and bounds descriptions.

MOTION: By Arends and seconded Delmonico that preliminary approval be given to the plat of Phil Jenson as recommended by the Planning & Zoning Commission. The motion carried and the vote was unanimous with Mayor Coulter abstaining.

ROADS: Anderson reported on the Public Hearing held at the Community Center on July 29th for the abutting property owners in regard to the proposed improvement of the road leading from Daggett Pine Road to the beginning of the Wm. Coffman property on Ox Lake. All abutting property owners to this proposed improvement were sent certified letters with return receipts and a legal ad was run on July 19th. Anderson stated that the City will not bear any of the cost of this improvement which will be paid entirely by Wm. Coffman and Coffman Realty Company. Anderson then read the letter signed by Wm. Coffman guaranteeing this. He explained that this will be handled under the assessment program. Mr. Bruce Buxton of Widseth, Smith Nolting & Assoc., Inc., consulting engineers explained the agreement with Coffman. Because Arends questioned as to why the city was doing this under the assessment program and not having the individual finance it on his own, Anderson replied that Arends is so concerned that we have in our ordinance that all roads in

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ROADS: Cont'd: developments be blacktopped, that this is one way to get the roads blacktopped so that we do not have a maintenance problem in the future. Again Anderson explained how the Road Assessment Program works. In this case the property owner, Mr. Coffman, pays 100% instead of the usual 2/3rds for the property owner. Andolshek questioned the size of the ad that was run, as required, under the legal notices. Her thought was that when other residents on other roads see that this work is being done they will wonder why their road is not being fixed. She explained that perhaps if this is publicized in some way we can avoid misunderstandings with the public. Bruce Buxton read the necessary resolutions that the council must adopt in order to comply with Minn. Statutes, Chapter 429 on road assessments. (Copies of resolutions attached.)

MOTION: By Anderson and seconded by Delmonico that the council accept the two resolutions as presented by Mr. Buxton, one to conduct the Public Hearing and one requesting the Engineering Study. The motion carried and the vote was as follows: Anderson, Andolshek and Delmonico voting, "AYE" Arends voting "NAY" and Coulter abstaining. Andolshek asked Mr. Buxton if the city has met all requirements in regard to this project. He responded that we have. He did remind the council that before we actually award the contract for construction the city must make sure we have in our possession the irrevocable letter of credit mentioned in the agreement with Mr. Coffman. It was mentioned that Mr. Coffman has agreed to having an additional cost of blacktopping applied from the Daggett Pine Road to the gate of the lumber yard at an approximate cost of \$6,000. Letters will be sent out to all the abutting property owners asking that the city be given right of way for the road on their property. There is nothing on record anywhere showing exactly how much land is owned by the city in regard to this land. A quit claim deed will be presented to the property owners to sign and officially dedicate 33' from the center line to the city. Andolshek asked if the property owners taxes will be reduced by their signing this deed. Buxton explained they probably will not be reduced as when the assessor is assessing a lot he will usually figure the lot starts 33' from the center line of an existing road.

MOTION: By Anderson and seconded by Delmonico to adopt a resolution as read by Anderson Ordering Improvement and preparation of plans for the the above road improvement. Motion carried with Anderson, Delmonico, and Andolshek voting, "AYE", Arends voting, "NAY" and Coulter abstaining.

Arends stated that when he was on McClintock road on Saturday there were people trying to get a boat up a hill as they could not get the boat up the hill with a car and he told them to call city hall and ask that 4 or 5 loads of Class #5 be put on the road. Anderson asked why he was bringing it up now when a simple phone call to him as council road liason would have taken care of it. Three loads were put on this road this spring.

PUBLIC SAFETY: Anderson stated that ever since he has been on the council he has heard comments in the community as to the cost of running the Police Department, so he requested that the mayor or the council liason for Police obtain some information from the Crow Wing County Sheriff's Office as to what it would cost for Police protection from the county. He then presented the estimate based on the information drawn up by Captain Bentley of the Sheriff's Office. The grand total, \$88,903.78 was considerably more than this year's budget or next year's budget for the Police Dept. He also had a work schedule to present which shows a 3 man shift of 18 Hours a day Thursday thru Sunday and 16 hours a day Monday thru Wednesday. This schedule gives each officer

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PUBLIC SAFETY - Cont'd: a long weekend every three weeks. Anderson stated that he felt the Police Dept. is doing a fantastic job and they are always here when we want or need them and are always visible but he will be glad to provide anyone interested with this estimate if they wish.

Upon the request of Don Coulter to be allowed to purchase a trained police dog at his own expense, the following motion was made.

MOTION: By Anderson and seconded by Delmonico that Sargeant Don Coulter be allowed to purchase a trained police dog at his own expense. The motion carried with Anderson, Andolshek and Delmonico voting, "AYE", and Arends and Mayor Coulter abstaining.

Anderson stated that the Crosslake Fire Department has made arrangements with an expert on woodburning stoves, woodburning apparatus, how to take care of your chimney, how to build a chimney, etc. to appear in Crosslake, Saturday, October 2nd at Crosslake Community Center. Everyone is invited. It may be advertised by putting stuffers in the phone bills. Time of the meeting will be decided later.

Francis Fraser announced that Kurt Anderson is the new Assistant Fire Chief.

TELEPHONE COMPANY: Arends announced that the survey on Cable TV has been running pretty close and they should be able to have an answer by next month. At the present time the tally is pretty close with 15 or 20 votes between.

OLD BUSINESS: Andolshek stated that the benches that are being worked upon for the bike & hiking path may be ready by the end of August or a little later.

Andolshek stated that she had talked to Gordie Haglund about the piece of property adjacent to the fire barn that he had offered to the city's use for medical purposes, a lot 200' by 600' deep. He told Andolshek that he would not hold the city to medical purposes but that he did not want a garage or some maintenance business going in there. He stated that the city could sell the property if they wished. After a discussion of when the time limit was up on this, the clerk suggested she look it up in the minutes.

Delmonico questioned whether anything has been done about the performance bond for Moonlight Bay. Zoning Coordinator Miller and Arends stated that there was no way they could force the issue without proof that they are, in fact, polluting. It was suggested that perhaps the aerial study might have a slide on it.

Delmonico questioned whether Echo Ridge has made any decision as to what they are going to do with their property. He was wondering how much longer the building was going to be left that way.

PUBLIC FORUM: Mrs. Jeanie Baardson, a resident of Crosslake, appeared to protest the erection of a 10' high fence with 3' barbs and stated that this is a spite fence being erected and that the property owner, Mr. Lande should be forced to fence all of his property if this was the case. She feels that our ordinance clearly defines fences and that the city should do something about it. At a special meeting of the Planning & Zoning Commission it was decided that Mr. Lande could put up the fence with no

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barbed wire. Mr. Miller, Zoning Coordinator, again stated that permits are not issued for fences under Crosslake Zoning Ordinances, therefore, the city has no jurisdiction in the matter. Mr. Lande appeared and answered questions in regard to his fence. He stated that he was perfectly willing to omit the barbed wire as ordered by the Commission but he felt the fence was necessary to keep people from ^{cutting} brush and trees from his lot and he did not want to be involved in an adverse possession suit. After hearing the testimony of both sides the mayor stated that she felt that the city should not get involved in this and that the two parties settle the matter in a civil suit. Mr. Miller again stated that he could find nothing in the ordinance other than the provision for public safety which they enforced by requesting the removal of the barbed wire. Mr. Lande agreed publicly when questioned by the mayor that there would be no barbed wire. Mr. Lande stated that the Oberg Fence people had started the fence on Tuesday and that when they returned on Thursday all of the posts had been pulled out before they were set in the concrete and had been thrown back in the woods. The police were called by the fence company and Lande's. Lande stated that the fence company will return on Wednesday and the Police Department will be there at 9:00 AM and hopefully, the fence will be completed. Mrs. Baardson then asked permission to read the ordinance to the audience pertaining to front yards. Mayor Coulter then asked Mr. Miller if this had been checked with the City Attorney. When Mr. Miller replied negative, she suggested that it be submitted to the City Attorney for an opinion. Mr. Lande agreed to wait two days for this opinion. The mayor stated that the city is willing to expend the money to find out if they are in violation and if the city is not they will have to settle the matter between the two parties to be settled in a civil suit by them.

Elmer Fournier, a member of the community, mentioned that his road gets very bad every Spring and he wanted to know if he calls the Council Liason on Roads if he will be supplied with Class #5 as mentioned earlier in the meeting. Anderson explained if he requests this before the load limit restrictions are lifted that they could not deliver this service. Anderson told him if he wants this work done after the restrictions are off to be sure and call him, not anyone else.

A member of the audience requested an explanation of the previous minutes in regard to bringing sewers up to date. Mr. Miller, Zoning Coordinator, explained that any system installed by permit after 1977 Ordinance will be considered up to code.

Andolshek inquired as to why the council holds Special Meetings with a starting time of 7:00 PM and Regular meetings with a starting time of 7:30. She stated that all meetings could start at the same time. After some discussion it was decided that this could be decided at a later date and that the special meeting for August 23, be kept at 7:00 PM.

MOTION: By Anderson and seconded by Arends that the meeting be adjourned. The motion carried and the vote was unanimous. The meeting was adjourned at 9:55 PM.

Respectfully submitted,

Jan Laughlin
 Jan Laughlin, Clerk-Treasurer

RESOLUTION ORDERING PREPARATION OF REPORT ON IMPROVEMENTS

WHEREAS, it is proposed to improve the unnamed road, CL-15-1, from the Daggett Pine Road to Ox Lake Landings by the construction of same to include bituminous surfacing and to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Chapter 429,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CROSSLAKE, MINNESOTA:

That the proposed improvement referred to Widseth Smith Nolting & Associates, Inc., for study and that they are instructed to report to the Council with all convenient speed advising the Council in a preliminary way as to whether the proposed improvement is feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

Adopted by the Council this 12th day of July, 1982.


Jan Laughlin, Clerk


Carol Coulter, Mayor

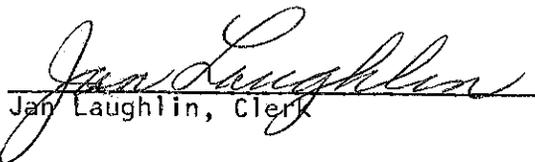
RESOLUTION RECEIVING REPORT AND CALLING HEARING ON IMPROVEMENT

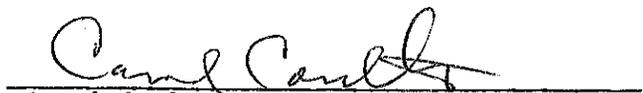
WHEREAS, pursuant to resolution of the Council adopted July 12, 1982, a report has been prepared by Widseth Smith Nolting & Associates, Inc. with reference to the improvement of the unnamed road CL-15-1, from the Daggett Pine Road to Ox Lake Landings by the construction of same to include bituminous surfacing and this report will be received by the Council on July 27, 1982.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CROSSLAKE, MINNESOTA:

1. The Council will consider the improvement of such street in accordance with the report and the assessment of non-abutting benefitting property in the SW $\frac{1}{4}$ -SW $\frac{1}{4}$ and Government Lot 5, Section 4, Township 137, Range 27 and part of Government Lot 9, Section 5, Township 137, Range 27 for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Chapter 429 at an estimated total cost of the improvement of \$62,170.00.
2. A public hearing shall be held on such proposed improvement on the 29th day of July, 1982, in the Council chambers of the City Hall at 7:00 P.M. and the Clerk shall give mailed and published notice of such hearing and improvement as required by law.

Adopted by the Council this 12th day of July, 1982.


Jan Laughlin, Clerk


Carol Coulter, Mayor

RESOLUTION ORDERING IMPROVEMENT AND PREPARATION OF PLANS

WHEREAS, a resolution of the City Council adopted the 12th day of July, 1982, fixed a date for a Council hearing on the proposed improvement of the unnamed road, CL-15-1, from the Daggett Pine Road to Ox Lake Landings by construction of same to include bituminous surfacing,

AND WHEREAS, ten days' published notice of the hearing through two weekly publications of the required notice was given and the hearing was held thereon on the 29th day of July, 1982, at which all persons desiring to be heard were given an opportunity to be heard thereon,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CROSSLAKE, MINNESOTA:

1. Such improvement is hereby ordered as proposed in the Council resolution adopted 12th day of July, 1982, subject to the following additions and changes requested by the landowners and the recommendations of the Preliminary Engineering Report.

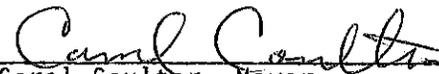
A. 3 foot wide class 5 shoulders will be provided on CL-15-1 per report.

B. Class 5 and bituminous surfacing will be added to the roads within the plat of Ox Lake Landings to a width of 24 feet, as requested by the landowners.

2. Widseth Smith Nolting & Associates, Inc, is hereby designated as the Engineer for this improvement. They shall prepare plans and specifications for the making of such improvement.

Adopted by the Council this 9th day of August, 1982.


Jan Laughlin, Clerk


Carol Coulter, Mayor