

COUNCIL PROCEEDINGS  
CITY OF CROSSLAKE, MINNESOTA  
REGULAR SESSION - August 10, 1987

The City Council of Crosslake, Minnesota met in a regular session on August 10, 1987 in the Council Chambers of City Hall. The following members were present: Mayor Oliver Courts, Councilmembers Elizabeth Andolshek, Lyle Arends, Diana Gallaway and Oliver Yates. There were approximately 32 members of the community present.

Mayor Courts called this regular council session to order at 7:30 p.m. Mayor Courts indicated thatt he Public Hearing which had been scheduled for this evening was postponed until the next regular council meeting in September. Councilmember Gallaway asked why the ordinance states lawful gambling can be conducted at places with a liquor license only. Mayor Courts said he believed that our code book stated that.

First order of business was the Consent Calendar. MOTION NO. 8R-01-87 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER ARENDS TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF (1) MINUTES OF THE JULY 13, 1987 PUBLIC HEARING AND REGULAR COUNCIL SESSION; (2) MINUTES OF THE JULY 22, 1987 SPECIAL COUNCIL SESSION; (3) THE CLERK/TREASURER'S FINANCIAL REPORT FOR JULY, 1987; (4) THE TELEPHONE COMPANY'S FINANCIAL REPORT FOR JULY, 1987; AND (5) THE CABLEVISION'S FINANCIAL REPORT FOR JULY, 1987. MOTION PASSED UNANIMOUSLY.

CLERK'S REPORT - The first item on the Clerk's Report was a request for the Clerk to attend a one day meeting in Duluth. MOTION NO. 8R-02-87 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO ALLOW THE CLERK TO ATTEND THE MINNESOTA CLERKS AND FINANCE OFFICERS ASSOCIATION MEETING IN DULUTH ON AUGUST 18, 1987 AT THE COST OF \$10.00 REGISTRATION FEE AND EXPENSES. MOTION PASSED UNANIMOUSLY.

Clerk Buchite indicated she had received a maintenance contract to cover the copy machine for one year at a cost of \$240 plus .015 cents per copy over 2,000 copies per month. Councilmember Gallaway said that at that rate the City would have invested over \$960 for four years contracts. Clerk Buchite indicated that the City has spent over \$400 on repairs. It was the consensus of the Council to table this until more information could be obtained regarding costs of service contracts and their coverage.

The next item on the agenda was the petition against the transient merchant selling corn in the parking lot across from the Corps of Engineers camp-ground. Councilmember Arends said he felt that the merchant was on County property and since he had a County License and a City Transient Merchant permit we have no right to do anything to stop him. Mayor Courts read a letter from one person who signed the petition against the vendor and now wanted her name removed from the petition because she felt the petition was a personal vendetta between one store owner and the transient merchant. Mayor Courts said he had received a petition from the transient merchant who had signatures from all over the state and out of state saying that they felt he should be allowed to stay there and continue to sell his produce.

Mayor Courts indicated that 10 to 15 percent of the signatures were residents of Crosslake. Mayor Courts said he could understand both sides of this issue and he asked the City Attorney to check the legality of moving the transient merchant with the Attorney General's Office. MOTION NO. 8R-03-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO TABLE THE TRANSIENT MERCHANT PETITION UNTIL WE RECEIVE AN ANSWER BACK FROM THE CITY ATTORNEY REGARDING A TRANSIENT MERCHANT PARK. MOTION PASSED UNANIMOUSLY.

Clerk Buchite informed the Council she had transferred \$100,000.00 into the 4-M Investment Fund as approved by Motion No. 7R-03-87

A copy of the North Memorial Medical Transportation Service (Brainerd Ambulance) insurance was discussed briefly and is on file in the Clerk's office. This insurance is of no cost to the City as it is provided by the ambulance service.

MOTION NO. 8R-04-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER YATES TO GET INSURANCE COVERAGE ON THE ROAD GRADER THROUGH WEIZNEGGER INSURANCE AGENCY. MOTION PASSED UNANIMOUSLY. Clerk Buchite indicated she had received a quote from Weiznegger for \$499 a year and insurance through Ziegler would be \$502 a year.

The only bill for payment was to Crow Wing County for assessing fees for 1986. MOTION NO. 8R-05-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO PAY CROW WING COUNTY \$11,338.98 FOR CITY OF CROSSLAKE ASSESSOR FEES FOR 1986. MOTION PASSED UNANIMOUSLY.

PARK AND RECREATION - The Park and Recreation Policy was discussed briefly by the Council. Park Director Felber indicated that there were no changes in the policy. MOTION NO. 8R-05-87 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER ARENDS TO ACCEPT THE PARK POLICY AS REVISED ON APRIL 27, 1987. Councilmember Gallaway asked if the fee schedule was considered a part of the policy and was informed by Ms. Felber that it is. Councilmember Gallaway said she would like to have the paragraph in the middle of page two defined a little better saying that all checks are to be made out to the City of Crosslake Park and Recreation Department or just to the City of Crosslake. MOTION PASSED UNANIMOUSLY. Councilmember Gallaway also asked to have a change made where it says, "The secretary shall have the responsibility to see that the minutes are typed and filed in an orderly manner at City Hall one week after approval by the Park Commission." Ms. Gallaway said she would like to see them in the Council's packets each month even though they have not been approved by the Park Commission as yet otherwise the minutes would be a month and one-half old before the Council even sees them.

Ms. Felber said that they are using the new money box on the tennis court when there is no park personal on duty.

Council Liaison Andolshek said she had helped with the Dam Run and felt it was a success even though they had competition from two other runs which

were held in the area. Ms. Felber said she thinks she has a sponsor for the run next year because there is no way to come out ahead without a sponsor covering some of the bills.

PLANNING AND ZONING - No report.

CEMETERY - Councilmember Andolshek said the sign is being corrected for the spelling error.

PUBLIC SAFETY - Councilmember Gallaway stated that there was no report from the commission but she asked Fire Chief Garin to report on the progress with the siren. Chief Garin said they were still waiting for the electrician to wire the siren and he apparently is too busy even though he has promised several times to come out and do it. Mayor Courts said he would like the Council to consider hiring another electrician who is not too busy to come out so we can get it wired before we have any more severe storms. MOTION NO. 8R-07-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER YATES TO CALL A DIFFERENT ELECTRICIAN TO GET THE SIREN WIRED. MOTION PASSED UNANIMOUSLY.

Chief Garin stated that Dean Cheever, owner of Ye Olde Wharf, has requested that the Fire Department run an outdoor beer wagon on August 22, 1987 for a corn feed from 11:00 a.m. to 5 or 6:00 p.m. Garin said Mr. Cheever's insurance will cover the Fire Department and the Fire Department will get the profits from the beer. Garin requested a one day permit stating that the corn feed would be out of doors. MOTION NO. 8R-08-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO GRANT THE FIRE DEPARTMENT A ONE DAY LICENSE TO SEEL BEER ON AUGUST 22, 1987 AT THE YE OLDE WHARF. MOTION PASSED UNANIMOUSLY.

TELEPHONE AND CABLEVISION - Mr. Turner indicated there was no report from the Commission. An article from General Manager Mayer stating that a municipality may not directly or indirectly control the content of any programming on a municipally owned cable television company was discussed briefly.

ROADS - Road Supervisor Pat Hoag said he has receive a lot of complaints from citizens regarding road grading but because it has been so dry it is very difficult to grade. He said that some people want the road graded and others complain of the dust.

Mayor Courts said a citizen contacted him about having Veroniz Drive surveyed and brought up to specifications to make it wide enough for fire trucks. The residents would pay all costs. It was the consensus of the Council that the City should not get involved with it since the road is deeded to the landowners.

MAYOR'S REPORT - The letter received by Mayor Courts from City Attorney James Gammello regarding remodeling of City Hall was discussed. Attorney Gammello stated in this letter that handicapped accessibility is essential

but that a sprinklersystem should not be necessary if the building contains less than 8500 square feet of area. Attorney Gammello also stated that an architect or engineer is not needed on a building remodeling project if conditions such as not changing the electrical or mechanical load or changing weight on weight bearing walls. Mayor Courts said he would like to appoint Councilmember Gallaway and Councilmember Yates to oversee the remodeling segment of the new City Hall. MOTION NO. 8R-09-87 WAS MADE BY COUNCILMEMBER ANDOLSHEK AND SECONDED BY COUNCILMEMBER YATES TO APPROVE THE APPOINTMENT OF COUNCILMEMBER GALLAWAY AND COUNCILMEMBER YATES TO OVERSEE THE REMODELING OF THE NEW CITY HALL. MOTION PASSED WITH COUNCILMEMBER ARENDS ABSTAINING.

The lease between Jack Shabel and David Lingwall the former owner of the new City Hall was discussed. The lease stated that if the City of Crosslake purchased the property they would have to give Mr. Shabel 90 days written notice to vacate the premises. Mr. Shabel was represented at the meeting by his attorney Mr. Chester Graham. MOTION NO. 8R-10-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER ANDOLSHEK TO HONOR THE LEASE BETWEEN JACK SHABEL AND DAVID LINGWALL FOR THE TERM OF THE LEASE. During discussion of the motion Councilmember Gallaway asked if any more security was going to be provided because of a renter. Mayor Courts said he felt that there would be no problem with their having access to the portion they rent and to the bathrooms. Discussion ensued as to the possibility of Mr. Schabel subletting his office space. When asked about a new lease being written Mr. Graham said he would have to discuss it with his client because it would depend on how the lease was worded. Mr. Graham said he was quite confident that Mr. Shabel has no intentions of subletting. MOTION PASSED WITH COUNCILMEMBER GALLAWAY VOTING NAY.

Mayor Courts said he would be calling a special meeting of the Council for August 26, 1987 at 9:00 a.m. to go over budgets. Each department will be allotted one-half hour. Councilmember Gallaway said she would like to have each departments five year plan at that time also.

Mayor Courts said he has a letter from Don Engen's office setting forth the guidelines for the 1987 annual audit. After a brief discussion it was the consensus of the Council that the audit be done here at the City as opposed to taking all the books over the Mr. Engen's office.

OLD BUSINESS - Councilmember Gallaway said she is still getting information for hiring an assessor at the City level but that she has found out already that a person would need to go to school and after the schooling they would have to intern under a licensed assessor for one year before they can be appointed.

Councilmember Andolshek said she would still like to see streetlights on the intersection of County Road 6 and County Road 16. Roger Bershem of the Public Safety Commission was present and said the Commission felt that it was a county problem and every dark corner would want a light if they started putting them up. Mayor Courts appointed Councilmember Andolshek to look into the feasibility of installing a light.

MR BEN BOLDT  
NOT VOLK

PUBLIC FORUM - Mr. Ben Volk presented a petition to the Council with approximately 132 signatures requesting that Channel 9 from the Twin Cities be offered to viewers in the Crosslake Cablevision area. Mr. Volk said they would like to receive the Twins games and eight out of 10 of the local cablevision companies offer it to their subscribers. Mr. Robert Turner, Chairman of the Cablevision Commission, said that the cost of obtaining Channel 9 would be between \$60,000 and \$80,000 and the Twins may not be on Channel 9 next year because WCCO-2 is trying to get the franchise. Mayor Courts said the Cablevision Commission has studied this at length but he would give the petition to the Commission again to study or make recommendations.

MOTION NO. 8R-11-87 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO ADJOURN THIS REGULAR COUNCIL SESSION AT 8:50 P.M. MOTION PASSED UNANIMOUSLY.

Recorded and transcribed by:

*Arlene A. Buchite*

Arlene A. Buchite, City Clerk Treasurer