

REGULAR COUNCIL MEETING
CITY OF CROSSLAKE
MONDAY, SEPTEMBER 8, 2008
7:00 P.M. – CITY HALL

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, September 8, 2008. The following Council Members were present: Mayor Jay Andolshek, Steve Roe, Irene Schultz, Dean Swanson and Rusty Taubert. Also present was City Administrator Tom Swenson, Community Development Director Ken Anderson, Clerk/Treasurer Darlene Roach, Public Works Director Ted Strand, Parks and Recreation Director Jon Henke, Police Chief Robert Hartman, Operations Manager Jared Johnson, City Attorney Mike Couri, City Engineer Dave Reese, Northland Press Reporter Diane McCormack and Reporter Ken Korczak of the Lake Country Echo. There were approximately sixteen individuals in the audience.

- A. CALL TO ORDER** – Mayor Andolshek called the Regular Council Meeting to order at 7:00 P.M. Approval of the additions to the agenda was requested. MOTION 09R-01-08 WAS MADE BY STEVE ROE AND SECONDED BY DEAN SWANSON TO APPROVE THE ADDITIONS TO THE AGENDA AS PRESENTED. MOTION CARRIED WITH ALL AYES.

B. PUBLIC HEARINGS –

- 1. JOHN AND MARY DIERBECK ROAD VACATION REQUEST -**
Community Development Director Ken Anderson stated that the public hearing regarding a road vacation petition from John and Mary Dierbeck, which was tabled in July 2007 to allow time for the City to receive the Road and Trail Transportation Plan, was on the agenda for consideration by the City Council. The area requested to be vacated is a portion of a road easement extending from Milinda Shores Road and is approximately 33 feet wide by 285 feet in length. Anderson noted that the Park and Recreation Commission, Public Works Commission and Planning and Zoning Commission reviewed the vacation request and all supported denial. Included in the packet for Council consideration was a letter from June Wallace of 37310 Silver Peak Road and a petition containing the names and addresses of several individuals within Crosslake, Ideal Township and Manhattan Beach who were opposed to any hiking/bicycling trails along Silver Peak Road, Jason Lane, Staley Lane, Melinda Shores Road and Harbor Lane. An email received on September 8th from Lynn and Susan Schmidt was read by Anderson since it was not included in the packet received earlier by the Council. This email did not support the road vacation but did support a potential trail system around Hidden Lake. Anderson stated that the Council needed to make a decision regarding whether the road vacation would be in the best interest of the public. Mayor Andolshek asked for public comment and John Dierbeck of 37248 Milinda Shores Road addressed the Council and stated that the Comprehensive Plan adopted at the August 2008 meeting

has trumped this request, but he would continue to oppose any trail that the City would propose for this area. Councilmember Roe asked Anderson to explain the role of the Comprehensive Plan and Anderson stated that the Plan does lay out and identify a potential road and trail roadway for this area. So if the property is developed or further subdivided, a trail in this area could be proposed. Anderson further stated that just because it is in the Comprehensive Plan does not mean that it will happen and the action would more than likely be addressed at the time the property is platted or subdivided. There being no further comments, MOTION 09R-02-08 WAS MADE BY STEVE ROE AND SECONDED BY RUSTY TAUBERT TO APPROVE RESOLUTION NO. 08-24 DENYING ROAD EASEMENT VACATION PETITION BY JOHN AND MARY DIERBECK FOR A PORTION OF MILINDA SHORES ROAD. MOTION CARRIED WITH ALL AYES. (Copy of public hearing sign in sheet included with minutes.)

2. **BUSINESS SUBSIDY POLICY - MOTION 09R-03-08 WAS MADE BY DEAN SWANSON AND SECONDED BY JAY ANDOLSHEK TO OPEN THE PUBLIC HEARING ON THE BUSINESS SUBSIDY POLICY.** Elissa Rogers of BLADC stated that the current Business Subsidy Policy for the City needed to be amended to include any types of business subsidy that the City may engage in. Briggs and Morgan, the City's Bond Attorney's prepared a revised policy which was reviewed by City Attorney Couri and recommended for Council consideration and approval. City Attorney Couri stated that the policy is a guiding document that the City is required to have in place for any tax incentives the City may approve whether it is Tax Increment Financing, JOBZ or any other type subsidy. The meeting was open to the Council and public for comments. There being no comments, MOTION 09R-04-08 WAS MADE BY DEAN SWANSON AND SECONDED BY RUSTY TAUBERT TO APPROVE RESOLUTION 08-25 AMENDING BUSINESS SUBSIDY POLICY ORGINALLY APPROVED ON JANUARY 10, 2000. MOTION CARRIED WITH ALL AYES. (Copy of sign in sheet for this public hearing included with the minutes.)
3. **BUSINESS SUBSIDY AGREEMENT WITH CROSSTECH MANUFACTURING - MOTION 09R-05-08 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO OPEN THE PUBLIC HEARING FOR THE PROPOSED BUSINESS SUBSIDY AGREEMENT WITH CROSSTECH MANUFACTURING, INC. TO RECEIVE JOB ZONE BENEFITS WITHIN THE CITY OF CROSSLAKE.** Elissa Rogers of BLADC presented some background information on Crosstech Manufacturing and their plans to expand their business on land situated in the Industrial District. The expansion would create five additional full-time employees at a rate of \$12.50 per hour plus benefits. Several meetings have been held with other entities since the City Council approved the concept at the August Regular Meeting. BLADC Representatives met with the Pequot Lakes School Board on

August 18th, the Pequot Lakes EDC on August 19th, the Crow Wing County Board on August 26th and the Pequot Lakes City Council on September 2nd. All of these entities were supportive of utilizing the Pequot Lakes Job Zones acreage for this project. After receiving the appropriate approvals from the various municipalities, along with approval of the revised Business Subsidy Agreement, the Council needed to hold a public hearing to take comments regarding the Jobz Business Subsidy Agreement between the City and Crosstech Manufacturing. Ms. Rogers stated that the State Department of Employment and Economic Development (DEED) has certain criteria that must be achieved in order to be approved for the JOBZ subsidies and Crosstech Manufacturing is in a position to meet these job goals. Councilmember Roe asked if the ten acres that are being swapped between Pequot Lakes and Crosslake is for the building footprint only and not the acreage. Elissa Rogers responded that it applies to the building only. Councilmember Roe asked what the subsidies would consist of and Ms. Rogers stated they would include property tax relief, since the property owner would only pay taxes on the bare land through 2014, job creation credits and sales tax relief on the building materials. The subsidies would expire in 2015 and there would be no other obligations on the part of the City. City Administrator Swenson asked if this agreement, if approved, would sunset in 2015 even if the Legislature changes the maximum number of years to beyond five years and Elissa Rogers stated that it would sunset in 2015 since it falls under the current rules. City Administrator Swenson asked if the acreage could transfer to other locations and Elissa stated the acreage could be transferred to other locations within the City. Mayor Andolshek asked about the up front costs and he was informed that Mr. Roy has paid a \$1,000 non-refundable application fee and a \$10,000 deposit to offset any costs incurred by the City. Any unused funds from the deposit would be returned to the applicant. City Attorney Couri stated that Mr. Roy's attorney has not reviewed the agreement and he has some minor modifications that need to be reviewed with Briggs and Morgan prior to the final agreement being available for signature. The hearing was open for public comments and there being none, MOTION 09R-06-08 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE THE JOBZ BUSINESS SUBSIDY AGREEMENT BETWEEN THE CITY OF CROSSLAKE AND CROSSTECH MANUFACTURING, INC. BASED ON REVIEW BY THE CITY ATTORNEY FOR MINOR CHANGES AND REVIEW BY MR. ROY'S ATTORNEY. MOTION CARRIED WITH ALL AYES. Following this motion, MOTION 09R-07-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY DEAN SWANSON TO CLOSE THIS PUBLIC HEARING. MOTION CARRIED WITH ALL AYES. (Copy of sign in sheet for the pubic hearing included with minutes.)

C. CRITICAL ISSUES – None

D. CONSENT CALENDAR – MOTION 09R-08-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY IRENE SCHULTZ TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR: (1.) PUBLIC HEARING MINUTES OF AUGUST 11, 2008; (2.) REGULAR COUNCIL MEETING MINUTES OF AUGUST 11, 2008; (3.) SPECIAL COUNCIL MEETING MINUTES OF AUGUST 20, 2008; (4.) SPECIAL COUNCIL MEETING MINUTES OF AUGUST 27, 2008; (5.) CROSSLAKE COMMUNICATIONS BALANCE SHEET AND INCOME STATEMENT/DETAIL OF RESERVE BALANCES DATED JULY 31, 2008; (6.) CITY MONTH END REVENUE REPORT DATED JULY 2008; (7.) CITY MONTH END EXPENDITURE REPORT DATED JULY 2008; (8.) LAKES STATE BANK PLEDGE REPORT DATED AUGUST 2008; (9.) NORTHERN NATIONAL BANK PLEDGE REPORT DATED AUGUST 2008; (10.) LAKEWOOD BANK PLEDGE REPORT DATED AUGUST 2008; AND (11.) FIRST FEDERAL SAVINGS BANK PLEDGE REPORT DATED AUGUST 2008. MOTION CARRIED WITH ALL AYES.

E. PUBLIC FORUM – None

F. MAYOR’S REPORT – A letter from Assistant County Engineer Rob Hall to Roger Roy regarding the Crosslake Dog Derby event utilizing Crow Wing County Roads was included for Council information.

G. CITY ADMINISTRATOR REPORT –

1. City Bills for Approval – MOTION 09R-09-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SCHULTZ TO APPROVE THE BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNT OF \$67,645.28 AND \$17,074.54. MOTION CARRIED WITH ALL AYES.
2. A memo dated September 3, 2008 from Clerk Roach included a request for approval of an off-sale liquor license for Moonlite Square LLC. Staff has reviewed all documents completed by the applicant, completed a financial investigation, completed a criminal investigation and collected all necessary fees. Based on everything being in order, approval of the off sale license is requested contingent on approval of a conditional use permit, as well as compliance with any conditions that may be imposed by the Panning and Zoning Commission including the requirement for a separate entrance and the applicant submitting a Certificate of Liability Insurance with the minimums outlined in Ordinance No. 261. MOTION 09R-10-08 WAS MADE BY IRENE SCHULTZ AND SECONDED BY RUSTY TAUBERT TO APPROVE THE OFF-SALE LIQUOR LICENSE FOR MOONLITE SQUARE LLC WITH THE RECOMMENDED CONTINGENCIES. Councilmember Roe asked why a conditional use permit was required and he was informed it was due to the commercial business being within 200’ of a residential area. When asked if this was the same as a variance, Community Development Director Anderson stated that a variance was not needed, but a conditional use permit was required and approval could include

conditions such as screening and etc. Councilmember Schultz asked if there was adequate parking and Anderson stated that the Planning and Zoning Department has not done any analysis since the application will not be submitted until after the Council reviews and acts on the off-sale license request. MOTION CARRIED WITH COUNCILMEMBER ROE VOTING NAY.

4. A memo dated September 3, 2008 from Clerk Roach requested final approval on Landscape Contractors/Excavators Licenses for Denny's Lakeshore Aggregate & Landscaping, Chadwick V Company, Inc. and Doucette Landscaping & Contracting, Inc. MOTION 09R-11-08 WAS MADE BY DEAN SWANSON AND SECONDED BY JAY ANDOLSHEK TO APPROVE THE LANDSCAPE CONTRACTORS/EXCAVATORS LICENSES AS RECOMMENDED. MOTION CARRIED WITH ALL AYES.
5. A memo dated September 3, 2008 from Clerk Roach contained a listing of all Landscape Contractors/Excavators approved by the City Council between May and August 2008 and was included for Council information.
6. A memo dated September 3, 2008 from City Administrator Swenson included a copy of the proposed 2009 Expenditure Budget totaling \$3,839,280 and a copy of the proposed 2009 Revenue Budget totaling \$3,839,280 along with the Preliminary 2008/Collectible 2009 Tax Levy totaling \$2,729,176 which would be necessary to fund the 2009 Expenditure Budget. Without new construction values added into the tax base, the proposed levy increase is \$114,921 or 4.4%. Based on the Crow Wing County Auditor's estimate of new construction values, when using a conservative amount of \$31,000 of taxes being generated by new construction, the proposed spread levy increase on the existing tax base is \$83,921 or a 3.2% increase. MOTION 09R-12-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY DEAN SWANSON TO ADOPT THE PRELIMINARY 2009 BUDGET WITH REVENUES TOTALING \$3,839,280 AND EXPENDITURES TOTALING \$3,839,280. MOTION CARRIED WITH ALL AYES. Following this motion, City Administrator Swenson recommended a Resolution be adopted approving the Preliminary 2008 Tax Levy Collectible in 2009 totaling \$2,729,176. MOTION 09R-13-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SCHULTZ TO APPROVE RESOLUTION NO. 08-26 APPROVING PRELIMINARY 2008 TAX LEVY COLLECTIBLE IN 2009. MOTION CARRIED WITH ALL AYES.
7. A memo dated August 27, 2008 from City Administrator Swenson recommended that the City Council set the date for the Truth in Taxation Hearing for Monday, December 1, 2008 at 6:00 P.M. and Monday, December 8, 2008 at 6:30 P.M. for the Continuation Hearing if needed. MOTION 09R-14-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SCHULTZ TO SET THE DATE FOR THE TRUTH IN TAXATION HEARING FOR MONDAY, DECEMBER 1, 2008 AT 6:00 P.M. AT CITY HALL AND A CONTINUATION HEARING FOR DECEMBER 8, 2008 AT 6:30 P.M. IF NEEDED. MOTION CARRIED WITH ALL AYES.
8. A memo dated September 2, 2008 from City Administrator Swenson contained a comparison of the City Tax Rate and Total Tax Rate for 29 area cities. For taxes payable in 2008, Crosslake was the third lowest in average City tax rate and

second lowest in average total tax rate. This information was provided for Council information. Mayor Andolshek thanked City Administrator Swenson for his work on providing this information to the Council and public.

9. A notice from the Crow Wing County Land Department informed the City of a public auction of tax forfeited land to be held on Friday, September 19, 2008 at 10:00 a.m. in Meeting Rooms 1 and 2 of the Land Services Building and was included for Council information.

G. COMMISSION/DEPARTMENT REPORTS –

1. **PARKS AND RECREATION/LIBRARY –** Parks and Library Foundation (PAL) Chair Alden Hardwick addressed the Council and informed them that the efforts by many in establishing a non-profit foundation to support the long term goals of the Library and Park system has been successful. The PAL Foundation Board Members include Alden Hardwick, Carla Bulman, Brian Carlson, Dick Dietz, Larry Hopkins, Cindy Hull and Virginia Merrill. Virginia Merrill thanked the Council for the opportunity to explain the purpose of the Foundation. Ms. Merrill stated that the recently established PAL Foundation is a 501C3 organization which allows individuals the opportunity to give financial gifts which are tax deductible for the good of the community. Carla Bulman addressed the Council and distributed a pamphlet which will be useful in informing the public of the Foundation. Bulman stated that a PAL Foundation logo is being developed which will replace the City logo currently used in the pamphlet. Larry Hopkins thanked the PAL Foundation members and Parks and Recreation Director Jon Henke for all the efforts that have gone into the establishment of the Foundation. Hopkins stated that if the Council and citizens work together much can be accomplished through the Foundation. Councilmember Roe thanked the many volunteers, the PAL Foundation Board Members and the donors for working so quickly to get this Foundation approved and operational.

Parks and Recreation Director Jon Henke stated that a Park Ordinance has been developed over a period of two years, reviewed by the City Attorney and ready for review and adoption by the City Council. A public hearing was held on June 30th and public comments were taken in regards to the Ordinance. A copy of the minutes of the hearing were included for Council information. As a result of the public hearing, the Parks and Recreation/Library Commission recommends approval of the Ordinance. Also included for Council approval was a resolution designating trails within the City. MOTION 09R-15-08 WAS MADE BY IRENE SCHULTZ AND SECONDED BY RUSTY TAUBERT TO APPROVE ORDINANCE AMENDMENT NO. 267 ESTABLISHING A PARK ORDINANCE. MOTION CARRIED WITH ALL AYES. Following this approval, MOTION 09R-16-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE PUBLISHING A SUMMARY OF ORDINANCE AMENDMENT NO. 267. MOTION CARRIED WITH ALL AYES. Approval of a resolution establishing designated trail routes was requested. It was suggested that the Swann Drive/Pioneer Drive Trail as listed on the resolution be deleted. MOTION 09R-17-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SHULTZ TO APPROVE

RESOLUTION NO. 08-27 ESTABLISHING DESIGNATED TRAIL ROUTES WITHIN THE CITY OF CROSSLAKE AS AMENDED. MOTION CARRIED WITH ALL AYES.

The minutes of the Park and Recreation/Library Commission meeting of July 28, 2008 were included for Council information. The minutes of the Fund Raising Committee Meeting of August 18, 2008 were included for Council information. Henke reported that aerobics is offered three days a week however there will be no classes the week of September 29th. A senior driving class will be sponsored by AAA on September 25th from 9:00 a.m. – 1:00 p.m. The gym is reserved each weekday morning from 8:00 a.m. – 9:00 a.m. for walking. The next Chautauqua program will be held on September 10th at 1:30 p.m. and the topic is “The Future of Newspapers – Is There One”. The speakers are Terry McCollough, publisher of the Brainerd Dispatch and Mike O’Rourke, associate editor of the Brainerd Dispatch who will examine the challenges confronting newspapers as they face an increasingly uncertain future. The Library continues to make improvements with the help of volunteers and through the donations that continue to be received. Book Talk takes place the second Tuesday of the month at 6:30 p.m. and on September 9th the featured speaker is Arlene Nelson, author of Crackers and Milk. Alden and Mary Hardwick were thanked for organizing the book sale which generated over \$4,000 for the Library. The Children’s Story Hour started on Thursday, September 4th at 10:30 a.m. for preschool children. The Library has received a grant of \$200 from the Coalition for Early Childhood Education in Pequot Lakes which will be used to purchase books for younger children. The Vista Program is being renewed for another year and Kim Larson will continue working at the Library under this program. The Crosslake Charter School is utilizing the Library this year across all grade levels. The third annual “Links for the Library” golf scramble was held on Sunday, September 7th and Henke thanked Crosswoods Golf Course and all the local businesses that donated prizes or sponsored holes in this event. The pergola for the patio project was stained and final touches on the concrete work will be done this week with the construction of the pergola beginning soon. Rocks are being requested from the public which will be used for drainage and can be dropped of at the east end of the parking lot. Yoga is offered on Thursday mornings from 10:00 a.m. – 11:30 a.m. with an evening class being offered in the next couple of weeks. Every Wednesday evening volleyball is offered and memberships are available for \$15.00 for the ten-week session. Session I begins on September 10th and runs until November 12th. The annual Halloween Party will be held on October 25th from 1:00 p.m. – 3:00 p.m. The 2nd annual Scarecrow Contest is underway with entry fees of \$20.00 for businesses and \$5.00 for non-business entrants. Scarecrows will be on display from October 12th through October 26th with judging taking place on October 13th. The Senior Nutrition Program offers senior meals each day at 11:30 a.m. and interested individuals should call the Community Center before 4:00 p.m. the day prior to make a reservation. Registrations for Youth Fall Soccer are available at the Community Center for anyone interested in participating in this program. Jeff Wurdeman will be in charge of the soccer program this year.

2. PUBLIC SAFETY – Chief Hartman reported 228 calls in Crosslake and 34 calls in Mission Township in August. Chief Hartman stated that there have been

several incidents of theft from boats and requested that the public keep their eyes and ears open to this activity. The County Boat and Water Patrol and the DNR will be asked to spend more time patrolling the area lakes. Approval of a resolution to enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic to participate in the Safe and Sober Program for the period of October 1, 2008 through September 30, 2009 was requested. MOTION 09R-18-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SCHULTZ TO APPROVE RESOLUTION NO. 08-28 AUTHORIZING EXECUTION OF AGREEMENT FOR SAFE AND SOBER. MOTION CARRIED WITH ALL AYES. Assistant Fire Chief Jeff Cripps reported 17 medical calls and 22 fire calls for the month of August for a total number of calls year-to-date of 159 calls. When the Council authorized the purchase of the Kodiak Rescue Truck, approval was received to advertise for bids to sell the 1984 Ford Econoline. Recently the Fire Department was informed that the Cuyuna Range Fire Department may be interested in purchasing this van so approval to sell the vehicle outright was requested. MOTION 09R-19-08 WAS MADE BY STEVE ROE AND SECONDED BY DEAN SWANSON TO AUTHORIZE THE SALE OF THE 1984 FORD ECONOLINE VAN TO CUYUNA RANGE FIRE DEPARTMENT WITHOUT THE REQUIREMENT TO ADVERTISE. MOTION CARRIED WITH ALL AYES.

3. PLANNING AND ZONING – Community Development Director Ken Anderson stated that the minutes of the Planning and Zoning Commission/Board of Adjustment Meeting of June 27, 2008 and the Minutes of the Planning and Zoning Commission/City Council Special Joint Meeting of July 24, 2008 were included for Council information. In August, there were 39 permits issued for a valuation of \$793,760. This brings the number of permits year-to-date to 296 with a valuation of \$7,393,290. The Planning and Zoning Commission conducted a public hearing on August 22, 2008 and approved Subdivision 2008-007 for applicants Dean and Judy Eggena. The approval allows for a metes and bounds subdivision splitting one Industrial lot into two Industrial Lots in the “I” zoning district. City Code requires that either the developer dedicate 10% of their usable land to the public for park purposes or at the option of the City Council, pay an amount to the City equal to 10% of the current estimated market value of the land prior to the development with a minimum fee of \$500 and a maximum fee of \$5,000 per lot/unit. It is the recommendation of the Planning and Zoning Commission and Parks and Recreation Director that cash in lieu of land be accepted. Dean Eggena addressed the Council to discuss the amount he is being requested to pay which is \$5,000. Mr. Eggena stated that according to State Law, he interprets the fee to be based on the size of the lot and questioned the Staff’s method of calculating the park dedication fee. The property owned by Dean and Judy Eggena consists of 40 acres of which 5 acres is being subdivided by means of a metes and bounds subdivision. Since the value of the entire parcel is \$136,000, Eggena questioned why the value is divided in half to come up with the value of \$68,000 of which 10% would be \$6,800 but capped at \$5,000. City Attorney Couri stated that the method used for determining the amount of park

dedication owed is what is contained in the current Ordinance and is calculated correctly. City Administrator Swenson stated that this method of calculating park dedication fees was addressed a couple of years ago when considerable discussion took place regarding the remnant parcel. City Attorney Couri stated that any change in the method of calculating the fee would require an Ordinance Amendment. Councilmember Swanson agreed that this is the formula we currently use and need to abide by since this is the Ordinance. MOTION 09R-20-08 WAS MADE BY STEVE ROE AND SECONDED BY IRENE SCHULTZ TO APPROVE PARK DEDICATION FEES OF \$5,000 FOR SUBDIVISION 2008-007 FOR DEAN AND JUDY EGGENA. MOTION CARRIED WITH ALL AYES. On August 22, 2008 the Planning and Zoning Commission approved a motion recommending Council approval of an Ordinance Amendment clarifying the definition of Subdivision of Land and Subdivide. The language is being changed to mirror the definition found in Minnesota Statute that allows the division of a single parcel of land that results in parcels over 20 acres in size and 500 feet in width for residential zoned parcels and parcels over 5 acres and 300 feet in width for commercial and industrial zoned properties as exempt from needing specific City approval. MOTION 09R-21-08 WAS MADE BY IRENE SCHULTZ AND SECONDED BY STEVE ROE TO APPROVE ORDINANCE AMENDMENT NO. 268 AMENDING SECTION 3.02 RELATED TO SUBDIVISION OF LAND. MOTION CARRIED WITH ALL AYES. Following this motion, MOTION 09R-22-08 WAS MADE BY DEAN SWANSON AND SECONDED BY STEVE ROE TO APPROVE PUBLISHING A SUMMARY OF ORDINANCE AMENDMENT NO. 268. MOTION CARRIED WITH ALL AYES.

4. **CROSSLAKE COMMUNICATIONS** - Operations Manager Jared Johnson presented the Highlights Report in the absence of General Manager Paul Hoge. The Minutes of the August 26, 2008 Advisory Board Meeting and the Monthly Customer Count Report were included in the packet for Council information. The annual customer appreciation day was well attended by more than 200 customers. It was noted that the monthly Advisory Board Meetings have been changed from 7:30 a.m. to 8:00 a.m. on the fourth Tuesday of each month. Plowing conduit and fiber splicing continues for the Milinda Shores upgrade and the CATV plant upgrade in northeast Crosslake is two thirds complete. Four additional high definition channels will be added at the end of the month. Approval of the bills for the period of July 1st through July 31st was requested. MOTION 09R-23-08 WAS MADE BY RUSTY TAUBERT AND SECONDED BY JAY ANDOLSHEK TO APPROVE THE BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNT OF \$277,827.51 FOR JULY 2008. MOTION CARRIED WITH ALL AYES.

5. **PUBLIC WORKS/CEMETERY/SEWER** - The Public Works Commission Meeting Minutes of August 4, 2008 were included in the packet for Council information. A copy of a resolution adopted by Crow Wing County informed the City that Fawn Lake Road is now known as County Road #120 and was included

for Council information. At a meeting of the Commission on September 2, 2008 a motion was approved to recommend to the City Council that an advertisement for bids be authorized on an oxidation ditch enclosure/storage building and to advertise for quotes on a cold storage building for Crosslake Communications. It is recommended that the bids be split into two advertisements to allow local contractors the opportunity to bid and to ensure that the buildings be completed before winter. A brief discussion ensued regarding the size of the overhead doors and it was agreed that the height be changed from 10' doors to 12' doors to be consistent with other municipal buildings. MOTION 09R-24-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SCHULTZ TO AUTHORIZE THE ADVERTISMENT FOR BIDS ON THE OXIDATION DITCH ENCLOSURE STORAGE BUILDING AND THE CROSSLAKE COMMUNICATIONS COLD STORAGE BUILDING WITH THE CHANGE IN HEIGHT TO 12' DOORS. MOTION CARRIED WITH ALL AYES. A letter dated September 4, 2008 from Mark Hallan of WSN described what has transpired since the July Council Meeting in regards to the effluent filters at the Wastewater Treatment Facility. At that meeting, City Attorney Couri advised the Council to obtain a second quotation since the proposal from Tonka Filters was \$39,010. After that meeting, Mr. Hallan contacted Vessco Inc. to provide a similar quotation package and provided them with the scope of work for the proposed filter modification. After several requests by Mr. Hallan, on August 27th, Vessco Inc. felt a site visit was necessary before they could determine if they could provide a quotation. Since the continued degradation of the plant is at stake due to the large amount of sand that is being washed away, the Public Works Commission and WSN recommended that the proposal from Tonka Filters be accepted due to the lack of being able to obtain a second quotation. By not acting quickly, the operation of the entire plant is in jeopardy. City Attorney Couri concurred with the recommendation, since the City has satisfied the Statute requirement of putting forth a good faith effort. Based on this, MOTION 09R-25-08 WAS MADE BY DEAN SWANSON AND SECONDED BY IRENE SCHULTZ TO AUTHORIZE TONKA FILTERS TO PROCEED WITH THE REPLACEMENT OF THE EFFLUENT FILTERS AT A COST OF \$39,010 AS SOON AS POSSIBLE. MOTION CARRIED WITH ALL AYES. Public Works Director Ted Stand reported that the Daily Monitoring Report (DMR) shows levels within the allowable limits. A letter dated September 8, 2008 from City Engineer Dave Reese recommended payment to Anderson Brothers Construction for Pay Request No. 2 in the amount of \$57,291.23. MOTION 09R-26-08 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY STEVE ROE TO APPROVE PAY REQUEST NO. 2 TO ANDERSON BROTHERS CONSTRUCTION IN THE AMOUNT OF \$57,291.23. MOTION CARRIED WITH ALL AYES. It was noted that 5% retainage is being held.

6. RECYCLING – A recycling report from Crosslake Roll-Off & Recycling Services for August showed 17,469 tons of recyclables collected for a year-to-date collection of 110.88 tons.

7. ECONOMIC DEVELOPMENT AUTHORITY – The regular monthly meeting was cancelled.

2. PERSONNEL COMMITTEE - Nothing

H. CITY ATTORNEY – A memo dated September 4, 2008 identified the various items that are being worked on by the City Attorney. In regards to State Law and the City's licensing of landscape contractors/excavators, if the State issues a license then the City cannot require a license so an Ordinance Amendment is required. This issue will be discussed at the next regular meeting in order to allow additional time for researching the issue.

I. OLD BUSINESS – None

J. NEW BUSINESS – None

K. PUBLIC FORUM – None

L. ADJOURN – MOTION 09R-27-08 WAS MADE BY STEVE ROE AND SECONDED BY DEAN SWANSON TO ADJOURN THIS REGULAR COUNCIL MEETING AT 9:27 P.M. MOTION CARRIED WITH ALL AYES.

Respectfully submitted by,



Darlene J. Roach
Clerk/Treasurer

September 8, 2008 Regular Meeting.doc

PUBLIC HEARING
ON
UPDATED BUSINESS SUBSIDY POLICY AND JOBZ FEE STRUCTURE
SEPTEMBER 8, 2008
7:00 P.M. - CITY HALL
SIGN-IN SHEET

NAME	ADDRESS	PHONE
Negan R. Swanson	Crosslake	
Jay Anderson	Crosslake	692-3966
Tom McCusker	"	692-2331
Roger Roy	CL	692-3204
Carol Roy	CL	692-3204
Elissa Rogers	BNADE	828-0090
Candy Holton	Crosslake	
John	Crosslakes	543 6809
John Lynn	"	692-4187
DAVE FISCHER	"	692-1869
Don Halverson	Crosslak	692-368
Keith Omp Hansen	Chamber	692-1828
Taj	Crosslake & PW	
Steve	Crosslake	692-3331
Coe	"	692-3050
Drene Schultz		692-2663
Tom Swenson	CROSS LAKE	
Karl	City Hall	692-2689

**RESOLUTION 08 - 24
CITY OF CROSSLAKE
COUNTY OF CROW WING
STATE OF MINNESOTA**

**RESOLUTION DENYING ROAD EASEMENT VACATION
PETITION BY JOHN J. AND MARY C. DIERBECK**

WHEREAS, a petition requesting the vacation of a portion of a road easement extending from the end of the paved section of Milinda Shores Road approximately 33 ft. by 285 ft. in area and located at 37248 Milinda Shores Road in Section 7, Township 137 North, Range 27 West, Crosslake Minnesota, was received by the City (the "Property"); and

WHEREAS, attached hereto as Exhibit A is a half-section map which identifies the location of the proposed area where the road easement is to be vacated within Section 7, Township 137 North, Range 27 West, Crosslake Minnesota, (the "Public Ground"); and

WHEREAS, the Crosslake City Code Chapter 6 outlines the procedure and requirements necessary for vacating a road, street, alley, public ground, public way or any part thereof; and

WHEREAS, the Planning and Zoning Commission met on July 6, 2007 to consider and make a recommendation on the Petition and has recommended the City Council deny the petition; and

WHEREAS, the Park and Recreation Commission met on July 23, 2007 to consider and make a recommendation on the Petition and has recommended the City Council deny the petition; and

WHEREAS, the Public Works Commission met on July 2, 2007 and has recommended the City Council deny the Petition; and

WHEREAS, there was opposition to the vacation petition from interested parties; and

WHEREAS, the City Council discussed the positive and negative aspects of the Petition with consideration for the recommendations and public testimony provided at public hearing on July 9, 2007; and

WHEREAS, the City Council moved to continue the public hearing to a meeting to be held on September 10, 2007, and

WHEREAS, on August 13, 2007 the City Council moved by motion 08R-13-07 to accept the extension of the 60-day limit submitted by the petitioners, moved to rescind the motion PH7-02-07 to close the public hearing, and moved to recess the public hearing held July 9, 2007 to a date in 2008 after the Transportation Plan is completed, but not later than the regular City Council meeting of September 8, 2008, and

WHEREAS, the City Council adopted the Comprehensive Plan and Transportation section in August 2008 indicating that a road and/or trail alignment may be proposed and improved in the future across the subject property to be vacated, and

WHEREAS, the City Council reconvened the public hearing at approximately 7:00 P.M. on September 8, 2008, after mailed and published notice thereof, and

WHEREAS, the City Council considered all required elements of the City's road and public ground vacation requirements and State law; and

WHEREAS, the information presented to the City Council indicated the road easement was dedicated for use as a road which portion to be vacated has never been improved; and

WHEREAS, Milinda Shores Road as improved and maintained by the City of Crosslake will retain approximately 33 ft. in width of road easement and/or right-of-way providing legal access to the Property and Public Ground, and

WHEREAS, no property will be without the necessary minimum frontage to a public easement or right-of-way as established in the Crosslake City Code, and

WHEREAS, a portion of the Property and Public Ground is under water and within the shore impact zone of Hidden Lake, a public water body.

DECISION:

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

1. All requirements for service of the Petition have been met.
2. It appears from evidence presented to the City Council that the Road Easement/Public Ground *is not useless* for the purpose for which it was laid out and established and the Road/Public Ground as generally described below *is not hereby vacated*:

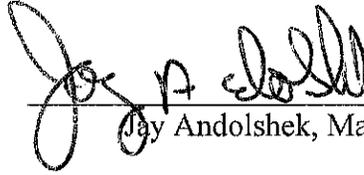
A road easement approximately 33 ft. by 285 ft. in area extending west and north of the existing improved and paved section of Milinda Shores Road north and west of the Milinda Shores Bridge.

3. As a condition of *denial* of said vacation, Petitioner must reimburse the City of Crosslake for all consultant fees associated with this Petition including, but not limited to, those for the City Attorney, City Engineer, and City Surveyor.

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Resolution 08 - 24 is hereby approved and adopted by a 5/5ths majority of the Crosslake City Council this 8th day of September, 2008.

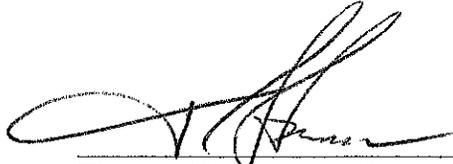
Dated: 9-15-08



Jay Andolshek, Mayor

ATTEST:

Dated: 9/15/08



Thomas N. Swenson, City Administrator

This document drafted by: Kenneth R. Anderson, Community Development Director

**RESOLUTION 08-25
CITY OF CROSSLAKE**

COUNTY OF CROW WING

STATE OF MINNESOTA

RESOLUTION AMENDING BUSINESS SUBSIDY POLICY

ORIGINALLY APPROVED ON JANUARY 10, 2000

BE IT RESOLVED THAT, whenever the City of Crosslake invests public funds or agrees to voluntarily forfeit tax or other revenue that benefit private development projects, those projects should create the greatest number of Full Time Equivalent (FTE) jobs that pay a living wage possible for the residents of the City of Crosslake and the surrounding region. The City of Crosslake policy makers and economic development agents must keep the critical need for living wage FTE jobs the priority whenever public dollars are invested in a private business or development project.

This policy is adopted in compliance with M.S. § 116J.994 Subd. 2. A copy of the policy shall be submitted to the Department of Employment and Economic Development along with the first annual Business Subsidy report.

Principles of Business Subsidy Implementation, the City of Crosslake shall target its business subsidy assistance to businesses that demonstrate a clear and ongoing commitment to the community by providing living wage jobs to their employees and to the City of Crosslake residents, where applicable, by giving priority to those businesses over businesses that have not traditionally paid living wages.

The City of Crosslake shall focus its business subsidy assistance only to businesses which agree to comply with annual business subsidy reporting requirements as required by Job Opportunity Building Zone (JOBZ) statute M.S. §§ 469.310 - 469.320; and/or as required by the Business Subsidy statute M.S. §§ 116J.993 - 116J.995.

The City of Crosslake agrees to require that a recipient of a subsidy shall not unfairly displace local businesses currently operating within the subzone community.

BE IT RESOLVED by the City Council of the City of Crosslake that it shall adopt the following Business Subsidy Policy:

CITY OF CROSSLAKE

BUSINESS SUBSIDY POLICY

AND JOBZ BUSINESS SUBSIDY POLICY

September 8, 2008

I. INTRODUCTION AND DEFINITIONS

This Business Subsidy Policy (the "Policy") is adopted for purposes of Minnesota Statutes, Sections 116J.993 through 116J.995 and as may be amended, (the "Business Subsidy Act") and Minnesota Statutes, Sections 469.310 through 469.320 and as may be amended (the "Job Opportunities Building Zone Act" or "JOBZ Act," and with the Business Subsidy Act, the "Acts"). Terms used in this Policy are intended to have the same meanings as if used in the Acts, and any amendments or modifications to the Acts shall amend or modify the definitions and terms of this Policy without any further action of the City. This Policy shall apply only with respect to subsidies granted under the Acts if and to the extent required thereby.

Every potential business subsidy project within the City of Crosslake (the "City") will be evaluated according to this Policy and the criteria set forth herein. Meeting all or a majority of the criteria, however, does not mean that a business subsidy will be awarded or denied by the City. The City maintains its ability to approve or reject a business subsidy at its discretion, based on the merits of the project and the overall benefit to the community, using the criteria as a means of measuring overall benefit.

A. **Business Subsidy Generally.** A Business Subsidy for purposes of this policy has the meaning defined in the Business Subsidy Act including, but not limited to the following types of subsidies provided by the City:

1. Loan,
2. Grant,
3. Tax abatement,
4. TIF or other tax reduction or deferral,
5. Guarantee of payment,
6. Contribution of property or infrastructure,
7. Preferential use of governmental facilities,
8. Land contribution,
9. The tax benefits under the JOBZ Act, and

10. Other specified subsidy.

B. **Further Definitions.** The following defined terms apply equally to business subsidies generally and to JOBZ business subsidies. Any terms not defined herein shall have the meanings set forth in the Acts. If the Acts are amended to affect any of these defined terms, then the definition or definitions set forth in the Acts shall replace the definition or definitions set forth within this Section and be incorporated herein without amendment to this Policy or any type of action of the City.

“Benefit Date” the Benefit Date as defined in the Business Subsidy Act.

“Business Subsidy Agreement” means the agreement between the Recipient as defined herein and the City entered into pursuant to the Business Subsidy Act.

“Business Subsidy Recipient” means any business entity, including a Qualified Business receiving a JOBZ Business Subsidy as defined herein, that receives a business subsidy as defined by the Business Subsidy Act and that has signed a Business Subsidy Agreement with the City.

“Business Subsidy Report” means the annual reports submitted by the City each year for each business receiving a Business Subsidy in the City in order to comply with the Business Subsidy Act.

“DEED” means the Minnesota Department of Employment and Economic Development or a successor entity.

“JOBZ Business Subsidy” means tax exemptions or tax credits available to a Qualified Business located in a Zone, as defined by the JOBZ Act, and as modified by amendments to the JOBZ Act.

“Qualified Business” means a Qualified Business as defined in the JOBZ Act.

“Relocating Business” means a person that relocates a trade or business from outside a Zone into that Zone according to the criteria set forth in the JOBZ Act.

“Relocation Agreement” means a binding written agreement between a Relocating Business and the Commissioner of DEED in accordance with the requirements of the JOBZ Act.

“Subzone” means the parcel or parcels of land within the Region V Zone in the City which the Commissioner of DEED has now, or at any time in the future, shall designate to receive certain tax credits and exemptions specified under the JOBZ Act.

“Zone” means a Job Opportunity Building Zone or an Agricultural Processing Facility Zone designated by the Commissioner of DEED under the JOBZ Act.

II. BUSINESS SUBSIDY REQUIREMENTS

The requirements for a Business Subsidy herein described apply to any Business Subsidy, including any JOBZ Business Subsidy. If the Acts are amended to modify any of these requirements, then the requirement or requirements set forth in the Acts shall replace the requirement or requirements set forth in this Section and be incorporated herein without amendment to this Policy or any type of action of the City. Meeting these requirements does not guarantee an award of a subsidy to the applicant.

A. **Business Subsidy Implementation.** A Business Subsidy Recipient, including a Qualified Businesses receiving a JOBZ Business Subsidy, must:

1. Comply with the City's comprehensive plan and any other plans or guides created by the City to guide development,
2. Enter into a Business Subsidy Agreement with the City that complies with the Business Subsidy Act and the requirements set forth herein,
3. Agree to comply with annual reporting as required by the Business Subsidy Act and the JOBZ Act, if applicable,
4. Meet a public purpose as described in Section II B. below and either achieve job and wage goals as described in Section II. C below or meet the goals described in Section II D. below,
5. Meet all of the additional policies set forth in Section II. D below, including holding a public hearing if required and complying with payback provisions.

B. **Public Purpose.** Every Business Subsidy, including a Qualified Business receiving a JOBZ Business Subsidy, must meet a public purpose as follows, which may include but must not be limited to increasing the tax base:

- | |
|---|
| <ol style="list-style-type: none">1. Increase the tax base,2. Create high quality jobs,3. Retain high quality jobs,4. Prevent or eliminate blight,5. Revitalize the neighborhood and community,6. Foster economic and commercial diversity,7. Stabilize the community,8. Provide basic goods and services, |
|---|

9. Remediate pollution,
10. Promote the retention or reuse of historically significant property,
11. Fully utilize existing or planned infrastructure improvements, and
12. Assist in the development of public improvements or facilities.

C. **Job and Wage Goals.** Except as provided in Section II D. herein, every Business Subsidy Recipient, including a Qualified Business receiving a JOBZ Business Subsidy, must meet at least the job and wage goals described herein within two (2) years of the Benefit Date, unless an extension is granted pursuant to the Acts or an amendment to the Acts extends this time. Every Business Subsidy Recipient must meet at least the General Job Goal and General Wage Goal set forth in 1 and 2 below and every Qualified Business receiving a JOBZ Business Subsidy must meet at least the JOBZ Job Goal and JOBZ Wage Goal set forth in 3 and 4 below. In addition, every Business Subsidy Recipient must create the number of full-time equivalent (FTE) jobs specified in the Business Subsidy Agreement and must meet the wage goals for those jobs specified in the Business Subsidy Agreement. In cases where the public purpose of the Business Subsidy is the retention of existing jobs, the Business Subsidy Recipient must demonstrate that job loss is specific and demonstrable. The setting of specific wage and job goals in the Business Subsidy Agreement will be sensitive to local economic conditions, external economic forces over which neither the grantor nor the Business Subsidy Recipient has control, the individual financial resources of the recipient, and the competitive environment in which the Business Subsidy Recipient's business exists.

1. *General Job Goal.* For all Business Subsidies, the Business Subsidy Recipient must create and retain at least 1 FTE job.
2. *General Wage Goal.* For all Business Subsidies, the Business Subsidy Recipient must create 1 FTE job that pays at least 125% of the federal minimum wage, as adjusted annually.
3. *JOBZ Job Goal.* For all JOBZ Business Subsidies, the Business Subsidy Recipient must create and retain at least 3 FTE jobs.
4. *JOBZ Wage Goal.* For all JOBZ Business Subsidies, the Business Subsidy Recipient must create and retain at least 3 FTE jobs that pay at least the greater of (i) 175% of the federal minimum wage or (ii) 110% of the federal poverty level, as each is adjusted annually.

The City may deviate from job and wage goals by documenting the reason in writing for the deviation and attaching a copy of this reason to the next annual Business Subsidy Report submitted to DEED.

D. **Alternative to Job and Wage Goals.** The City may determine, after a public hearing, that job creation or job retention is not a goal of either a general Business Subsidy or a JOBZ Business Subsidy provided, however, in accordance with the exemption from the Business Subsidy Act for subsidies less than \$150,000, no public hearing shall be required to set the wage and job goals at zero for Business Subsidies less than \$150,000. In such cases, the Business Subsidy Recipient must meet at least one of the following minimum requirements:

1. The Business Subsidy accomplishes the removal, rehabilitation or redevelopment of, or prevention of, development or spread of, a blighted area as defined by Minnesota Statutes, Section 469.002, Subdivision 11, or constitutes a cost of correcting conditions that permits designation of a redevelopment district or renewal and renovation district under Minnesota Statutes, Section 469.174 to 469.179; or
2. The Business Subsidy improves public infrastructure or public facilities, including without limitation streets, sewers, storm sewers, streets, parks, recreational facilities, and other City facilities; or
3. The Business Subsidy removes physical impediments to development of land, including without limitation poor soils, bedrock conditions, steep slopes, or similar geotechnical problems; or
4. The Business Subsidy accomplishes another public purpose set forth in Section II.B.

The above requirements must be expressed as specific, measurable and tangible goals in each Business Subsidy Agreement. The job and wage goals that would otherwise be required may be set at zero. In addition, in the case of a JOBZ Business Subsidy, the requirements of a Relocation Agreement must be met, if applicable.

E. **Additional Policies.** All businesses receiving a general Business Subsidy or a JOBZ Business Subsidy shall also comply with the following:

1. *Public Hearing.* When the value of a Business Subsidy exceeds \$150,000, a properly noticed public hearing shall be held pursuant to the Business Subsidy Act, at which the amount of subsidy provided, the public purpose(s), and the specific, measurable, and tangible goals to be achieved shall be made known.
2. *Length of Operation.* All Business Subsidy Recipients must agree to continue operation within the City for at least 5 years after the Benefit Date as described in the Business Subsidy Act. After a public hearing, the City may authorize the Business Subsidy Recipient to move outside the City within the first five years of operation.

3. *JOBZ Length of Operation.* Relocating Businesses must further agree to continue to operations in the Subzone for the duration of the JOBZ term determined for the Subzone pursuant to the JOBZ Act.
4. *JOBZ Relocation Requirement.* A JOBZ Business Subsidy Recipient does not qualify as a Relocating Business unless the business is qualified to enter and enters into a Relocation Agreement according to the JOBZ Act.
5. *Pay Back Provision.* Any general or JOBZ Business Subsidy Recipient must pay back assistance received if the job and wage goals or other specified goals are not met within two (2) years of the Benefit Date or such time as permitted by the Acts as they may be amended. For all general and JOBZ Business Subsidies, assistance provided by the City must be paid back, with interest as determined in the Business Subsidy Act, to the City, or at the City's request, to the account created under the Business Subsidy Act. Any repayment may be prorated by the City to reflect partial fulfillment of goals. The City may, after a public hearing, extend the period for meeting job and wage goals for up to one year and may pursuant to the procedure in the Acts, extend the period for meeting other goals for any period specified by the City. For JOBZ Business Subsidies, tax benefits must be paid back to the taxing jurisdiction, all pursuant to the JOBZ Act; to the extent there is any conflict between the subsidy repayment provisions of the JOBZ Act and the Business Subsidy Act, the JOBZ Act shall prevail. The Commissioner of DEED may waive, without a hearing, the necessity of such state and county repayment if in consultation with City officials the Commissioner determines that requiring repayment is not in the best interest of the state or City and the business ceased operating as a result of circumstances described in the JOBZ Act.
6. *Modification.* The City reserves the right to modify this Policy from time to time in accordance with the Acts.
7. The Recipient shall pay the following fees and costs:

Application Fee: \$1,000 (non-refundable).

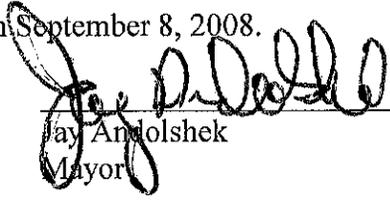
Deposit: \$10,000 at time of application for attorney and financial advisor costs, excess will be refunded additional costs shall be paid by Recipient upon request of the City

Annual Region 5 JOBZ Fee: Greater of .5% of qualifying annual payroll or \$500 (\$10,000 maximum per year) to be allocated pursuant to Region 5 policy.

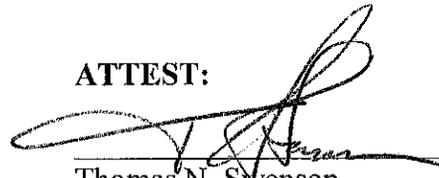
Annual Region 5 JOBZ Developer: 5¢ per square foot of rented JOBZ property, \$500 minimum, and \$2,500 maximum, to be allocated

Fee: pursuant to Region 5 policy, to be verified annually, if applicable.

Adopted by the Crosslake City Council on September 8, 2008.



Jay Andolshek
Mayor

ATTEST:


Thomas N. Swenson
City Administrator

BILLS FOR APPROVAL
8-Sep-08

VENDORS	DEPT		AMOUNT
Abra, washers	Fire		1.11
Ace Hardware, battery, wall plate, box	PW		7.74
Ace Hardware, 1x36 solid flat	PW		10.84
Ace Hardware, hex, aviation snip	P&R		21.07
Ace Hardware, tape measure	P&R		30.87
Ace Hardware, wasp spray	P&R		4.13
Ace Hardware, battery cleaners and parts	PW		26.86
Ace Hardware, nipple	PW		2.12
Alex Air Apparatus, kocheks	Fire		62.49
Alex Air Apparatus, mixy eductor	Fire		403.24
AW Research, water test	Sewer		104.40
AW Research, water test	Sewer		455.70
AW Research, water test	Sewer		121.05
AW Research, water test	Sewer		104.40
AW Research, water test	Sewer		121.05
Black Diamond Tree Service, tree removal	PW		660.30
Blue Lakes Disposal, trash removal	ALL		353.81
Brainerd Medical Center, drug test	PW		20.39
Bruce Dovenmuehle, reimburse for uniform expense	PW		59.96
California Contractors, super wipes	PW		1,435.20
City of Crosslake, sewer utilities	PW/Gov't		66.00
Council #65, union dues	ALL	pd 9-2	371.79
Crosslake Communications, phone, fax, cable, internet	ALL		1,444.17
Crosslake Demolition Debris, washed sand	PW		1,725.30
Crosslake Demolition Debris, washed sand	PW		2,156.63
Crosslake Rolloff, recycling	Gov't		2,450.00
Crow Wing County Recorder, filing of resolution	P&Z		46.00
Dacotah Paper, mop, cups, can liners, tissue, towels	P&R		254.06
Darlene Roach, reimb mileage to cty recorder/administrator	Admin		29.25
Darlene Roach, reimburse mileage	Election		29.25
Deferred Comp	ALL		226.92
Delta Dental, dental insurance	ALL		1,310.20
Donna Keiffer, aerobics session #7	P&R	pd 9-2	242.44
Donna Keiffer, aerobics session #8	P&R		220.40
Fortis, disability	ALL		346.34
Fyle's, portable restroom	P&R		147.89
General Drivers Union Local #346, union dues	Police	pd 9-2	155.00
Government Training Services, government accounting	Admin		125.00
Greg Larson Sports, soccer balls, vests, arm bands	P&R		148.40
Holiday, bug spray	Fire		12.76
Houston Ford, replace rear brake rotors	Police		203.98
Houston Ford, replace front and rear brake pads	Police		373.09
Ken and Debra Sykes, refund for lost/found book	Library		5.39
Lakes Area Rental, stihl trimmer	PW		191.65
Lakes Area Rental, stihl polycut and blades	PW		30.78

Lakes Area Rental, throttle cable, labor	PW		48.61
Lakes Area Rental, laser level	PW		31.95
Lakes Area Rental, carpet cleaner	PW		31.94
League of MN Cities, membership dues	Gov't		1,883.00
Marsden, office cleaning	PW		596.40
Mastercard, U of M Bookstore, pesticide manuals	P&R		62.95
Mastercard, WWThompson, rebar, column block	P&R		65.18
MCS Janitorial, august cleaning	Gov't		772.13
MCS Janitorial, window cleaning	Gov't		63.90
Medica, health insurance	ALL		22,002.32
Menards, stainer	P&R		15.70
Metro Fire, pyrolite eductor	Fire		626.51
MN Benefits	Admin	pd 9-2	176.42
MN Life, life insurance	ALL		464.20
MN Mayors Assn, membership dues	Council		20.00
Moonlite Square, fuel, bulbs	Fire		55.00
Napa Auto Parts, belt, hose	Sewer		35.02
NCPERS-Life Insurance	ALL		160.00
North Ambulance, subsidy	Ambulance	pd 9-2	1,103.00
Northwood Turf and Power, belt	PW		100.15
Office Max, calendar, markers, napkins, receipts	P&R		92.26
Office Max, calendars, ink, receipts	Library		230.89
Overhead Door, door repair	PW		307.13
Pepsi, pop	PW		102.67
PERA	ALL		N/A
Reeds Market, coffee, supplies	ALL		113.88
Simonson Lumber, cedar rafters	P&R		711.59
Simonson Lumber, posts for patio	P&R		1,016.22
Simonson Lumber, cedar beams for patio	P&R		1,986.70
State and Federal Taxes	ALL		N/A
Team Laboratory, crack filler	PW		2,174.73
Terry Kinkaid, reimburse for uniform	P&R		189.92
Tom Swenson, vehicle expense	Admin	pd 9-2	400.00
Unicel, cell phone charges	Police	pd 9-2	245.23
USA Bluebook, blower	Sewer		1,322.21
Viking Coca Cola, pop	P&R		130.93
Watt Automotive, oil change	Police		34.19
Widseth, Smith Nolting, engineering fees	ALL		13,194.55
Xcel Energy, gas utilities	P&R/Gov't		201.85
Ziegler, battery	PW		556.53
TOTAL			67,645.28

ADDITIONAL BILLS FOR APPROVAL
8-Sep-08

VENDOR	DEPT	AMOUNT
Ace Hardware, stain	P&R	93.68
Ace Hardware, bleach, glue, tape	PW	21.65
Advanced Blasting and Coating, painting of corps plant	Sewer	6,780.00
Bob Hartman, employee wellness program	P&R	20.00
Crosswoods Golf Course, golf tournament expenses	Library	926.00
Culligan, water and cooler rental	PW/Gov't	50.56
Honey Wagon, pump, haul, land application	Sewer	7,440.00
Judy Cotten, public testing	Election	28.00
MCFOA, membership fee	Admin	35.00
MN Dept of Labor, boiler/pressure vessel registration	ALL	40.00
Nancy Hathaway, public testing	Election	28.00
Napa Auto Parts, powerated belt	PW	21.27
Northland Press, envelopes	Police	111.76
Road Equipment Parts Center, annual inspection	PW	964.00
Simonson Lumber, treated wood	P&R	69.01
The Office Shop, pens, indexes, pencils	P&Z/Admin	105.61
Weight Room Users, blue cross reimbursements	P&R	340.00
		17,074.54

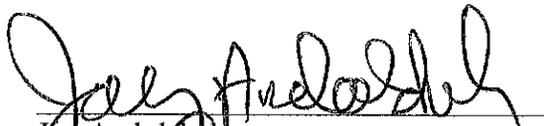
RESOLUTION NO. 08-26
RESOLUTION APPROVING PRELIMINARY 2008 TAX LEVY
COLLECTIBLE IN 2009

Be it resolved by the Council of the City of Crosslake, County of Crow Wing, Minnesota, that the following sums of money be levied for the current year, collectible in 2009, upon taxable property in the City of Crosslake, for the following purposes:

General Property Tax Levy	1,799,308
Debt Service Tax Levy	42,259
Community Center Levy 2002	67,700
Emergency Services Center	44,439
1999 Series B	113,245
2001 Series A	29,355
2002 Series A	19,000
2003 Joint Facility Levy	107,878
2003 Series A Disposal	216,500
2004 Series A	105,246
2006 Series B	129,746
2006 Series C	54,500
Total Levy	<u>2,729,176</u>

The City Administrator is hereby instructed to transmit a certified copy of this resolution to the County Auditor of Crow Wing County, Minnesota.

Adopted by the City Council on September 8, 2008.


Jay Andolshek
Mayor


Thomas N. Swenson
City Administrator

RESOLUTION NO. 08-27
CITY OF CROSSLAKE
RESOLUTION ESTABLISHING DESIGNATED TRAIL ROUTES WITHIN THE
CITY OF CROSSLAKE

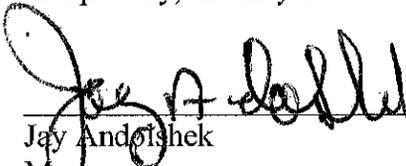
WHEREAS, the City has adopted Chapter 12 of City Code dealing with a Park Ordinance establishing rules for Park and Trail Use within the City; and

WHEREAS, contained within said Park Ordinance reference is made to designated trails within the City;

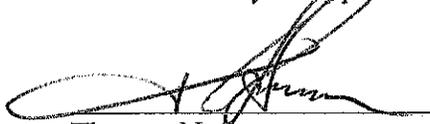
BE IT RESOLVED, the following trails are hereby listed as designated under the Park Ordinance:

West Shore Drive Trail
Daggett Pine Road Trail
CSAH #3 Trail from Swann Dr. to Pioneer Dr.
Community Center Nature Trails
South Bay Park Nature Trails

Adopted by, the City Council of the City of Crosslake on the 8th day of September, 2008



Jay Andolshek
Mayor



Thomas N. Swenson
City Administrator

RESOLUTION 08-28

AUTHORIZING EXECUTION OF AGREEMENT

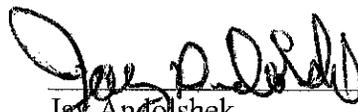
BE IT RESOLVED that the Crosslake Police Department enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety for the project entitled SAFE & SOBER COMMUNITIES during the period from October 1, 2008 through September 30, 2009.

The Chief of the Crosslake Police Department is hereby authorized to execute such agreements and amendments as are necessary to implement the project on behalf of the Crosslake Police Department.

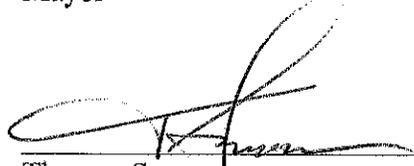
BE IT FURTHER RESOLVED the Chief of the Brainerd Police Department is hereby authorized to be the fiscal agent and administer this grant on behalf of the Crosslake Police Department.

Adopted by the Crosslake City Council this 8th day of September, 2008.

CITY OF CROSSLAKE



Jay Andolshek
Mayor



Thomas Swenson
City Administrator

Crosslake Telephone Company

H. 4. b.

Check Register - General Account

From July 1, 2008 through July 31, 2008

General Account				
Check #	Vendor Name	Date	Description	Amount
000855	INTERNAL REVENUE SERVICE	7/11/2008	FED, FICA, MEDICARE	6,235.82
000856	PERA	7/11/2008	PERA EE & ER	3,396.18
000857	MINNESOTA DEPT OF REVENUE	7/11/2008	MN INCOME TAX WITHHELD	1,039.45
000858	GREAT WEST LIFE & ANNUITY INSU	7/11/2008	DEFERRED COMP	1,912.92
000859	CITY OF CROSSLAKE (SEWER)	7/10/2008	JUNE SEWER	33.00
000860	INTERNAL REVENUE SERVICE	7/31/2008	JULY EXCISE TAX	2,053.41
000861	MINNESOTA DEPT OF REVENUE	7/31/2008	JULY SALES & USE TAX	11,760.00
000862	INTERNAL REVENUE SERVICE	7/25/2008	FED, FICA, MEDICARE	7,320.77
000863	PERA	7/25/2008	PERA EE & ER	3,587.94
000864	MINNESOTA DEPT OF REVENUE	7/25/2008	MN INCOME TAX WITHHELD	1,263.67
000865	GREAT WEST LIFE & ANNUITY INSU	7/25/2008	DEFERRED COMP	1,912.92
000866	CROW WING POWER	7/28/2008	ELECTRIC SERVICE	4,297.95
022814	MN CHILD SUPPORT PAYMENT CTR	7/11/2008	CHILD SUPPORT WITHHELD	49.83
022815	ECHO PUBLISHING & PRINTING INC	7/9/2008	1500 #10 ENVELOPES	79.80
022816	UNICEL	7/9/2008	RECIP COMP 4/16-5/15	112.86
022817	CULLIGAN	7/9/2008	JULY/AUG SERVICE	149.50
022818	GOPHER STATE ONE CALL	7/9/2008	LOCATES	298.70
022819	ONVOY, INC.	7/9/2008	0264 & 6264 PROGRAMS	444.94
022820	OLSEN THIELEN CO LTD	7/9/2008	ETC CERTIFICATION	402.00
022821	POWER & TELEPHONE SUPPLY	7/9/2008	INDOOR CAT 5	4,567.53
022822	UNITED PARCEL SERVICE	7/9/2008	WKLY SERV & MISC SHIPPING	158.05
022823	CROSSLAKE COMMUNICATIONS	7/9/2008	COMM CENTER VOICE MAIL, PHONE SERVICE	808.88
022824	CITY OF CROSSLAKE	7/9/2008	OPERATING TRANSFER	20,416.67
022825	QWEST COMMUNICATIONS	7/9/2008	5/2 PARS MN-CLSK-1	107.79
022826	CITI LITES INC	7/9/2008	LOCATES	1,487.74
022827	POSTMASTER	7/9/2008	PO BOX ANNUAL FEE	180.00
022828	XCEL ENERGY	7/9/2008	JUNE NATURAL GAS	78.25
022829	BEVCOMM	7/9/2008	JULY ANSWERING SERVICE	106.19
022830	SERVICEMASTER	7/9/2008	OZONE MACHINE FOR DIESEL SMELL	239.63
022831	UNITED STATES POSTAL SERVICE	7/9/2008	POSTAGE	1,000.00
022832	IKON OFFICE SOLUTIONS	7/9/2008	COPIER MAINT 3/11-6/19	599.22
022833	MINNESOTA 9-1-1 PROGRAM	7/9/2008	911, TAP & TACIP	1,765.52
022834	MN NCPERS LIFE INSURANCE	7/9/2008	JULY LIFE PREMIUM	48.00
022835	NATIONAL CABLE TELEVISION COOP	7/9/2008	750 & 500 CABLE	6,328.72
022836	CENTRAL TRANSPORT GROUP LLC	7/9/2008	4 EA DS1'S, 1 T3	3,708.32
022837	MERRILL LYNCH	7/9/2008	TO FUND DEBT SERVICE RESERVE	37,518.00
022838	PINNACLE PUBLISHING, LLC	7/9/2008	TELEPHONE DIRECTORY-11	2,374.63
022839	NORCON BORING INC	7/9/2008	CONTRACT PLOWS	2,588.21
022840	AMERICAN TELEVISION & COMM.	7/9/2008	AFFILIATE PAYMENT	1,000.00
022841	FOX SPORTS NET NORTH	7/9/2008	AFFILIATE PAYMENT	7,256.34
022842	MTV NETWORKS	7/9/2008	AFFILIATE PAYMENT	9,053.34
022843	TV GUIDE NETWORKS INC	7/9/2008	AFFILIATE PAYMENT	737.03
022844	JOAN HARRELL	7/9/2008	CAFE PLAN REIMB - BAL 69.15	580.99
022845	DEPARTMENT OF LABOR & INDUSTRY	7/9/2008	2 YR POWER LMTD LIC. - FRITZ	30.00
022846	PROSTAFF	7/9/2008	CUST SERV TEMP HELP	51.15
022847	D&H DISTRIBUTING CO.	7/9/2008	24 PORT SWITCH - ASSISTED LIV.	169.75
022848	7SIGMA SYSTEMS, INC	7/9/2008	JUNE CONSULTING	2,000.00
022849	CORNERSTONE GROUP	7/9/2008	JULY NEWSLETTER	1,830.59
022850	CROSSLAKE ACE	7/9/2008	SCREWS, NUTS, BOLTS, CONDUIT, DRILL BITS, ETC	425.99
022851	NATIONAL CABLE TEL COOP, INC	7/9/2008	AFFILIATE PAYMENT	28,833.56
022852	SPRINT	7/9/2008	CELL PHONES	168.55
022853	EQUUS COMPUTER SYSTEMS, INC	7/9/2008	PC FOR RESALE	735.27
022854	KARE 11 TV	7/9/2008	AFFILIATE PAYMENT	221.90
022855	CALIX NETWORKS	7/9/2008	740G ONT & ENCLOSURE FOR ASSISTED LIVING F/	739.70
022856	WASTE PARTNERS, INC.	7/9/2008	JUNE TRASH REMOVAL	89.40
022857	DISCOVERY COMMUNICATIONS, INC.	7/9/2008	AFFILIATE PAYMENT	257.40
022858	WEATHER CENTRAL	7/9/2008	JULY DATA SERVICE - 2	146.00
022859	ROGER'S TWO WAY RADIO	7/9/2008	PAGER	10.65
022860	NATIONAL GEOGRAPHIC CHANNEL HD	7/9/2008	AFFILIATE PAYMENT	4.49
022861	T-MOBILE USA, INC.	7/9/2008	RECIP COMP 5/1 THRU 5/31	57.87
022862	STELLAR BILLING, LLC	7/9/2008	JULY BILLING	7,287.68
022863	CROW WING COUNTY HIGHWAY DEPT.	7/9/2008	MAR UNLEAD & DIESEL	2,270.71
022864	LAKES PRINTING	7/9/2008	2008 CUSTOMER SURVEY	264.19
022865	ONVOY, INC.	7/9/2008	SS7, EASY 800, BANDWIDTH, DED FAC, NETWORK	6,099.29
022866	ABRA TRUE VALUE	7/9/2008	OIL DRY FOR DIESEL CLEAN-UP	23.23
022867	IKON FINANCIAL SERVICES	7/9/2008	COPIER LEASE-11	325.89
022868	CHARLENE & ADAM KRONSTEDT	7/9/2008	PERM DISCONNECT	36.21
022869	KEVIN & LYNDA TREANOR	7/9/2008	PERM DISCONNECT	17.10
022870	CHARLES & JANET HUGHES	7/9/2008	PERM DISCONNECT	85.98
022871	JAMES A WHITE	7/9/2008	PERM DISCONNECT	13.10
022872	MICHAEL & CASEY GROMER	7/9/2008	PERM DISCONNECT	159.75

022873	NICHOLAS BRECHT	7/9/2008	PERM DISCONNECT	33.38
022874	JUSTIN BENZICK	7/9/2008	PERM DISCONNECT	28.36
022875	FRED & PRISCILLA CRAWFORD	7/9/2008	PERM DISCONNECT	37.31
022876	ALLISON OTTOSON	7/9/2008	PERM DISCONNECT	29.79
022877	KEITH WILHELMI	7/9/2008	PERM DISCONNECT	31.91
022878	VINNY CAPOBIANCO	7/9/2008	PERM DISCONNECT	80.26
022879	DANNY M (TUCK) WYNN	7/9/2008	PERM DISCONNECT	11.61
022880	DAN & KAREN FINN	7/9/2008	PERM DISCONNECT	45.29
022881	ROBERT & SHERRIE ADAM	7/9/2008	PERM DISCONNECT	11.07
022882	THOMAS CASSIDY	7/9/2008	PERM DISCONNECT	110.53
022883	DIANNE MURPHY	7/9/2008	PERM DISCONNECT	42.10
022884	LIL KOCALIS	7/9/2008	PERM DISCONNECT	28.31
022885	LAURANCE MEYER	7/9/2008	PERM DISCONNECT	13.49
022886	MARJORIE NOLAN	7/9/2008	PERM DISCONNECT	17.98
022887	GEORGE BALLATA	7/9/2008	PERM DISCONNECT	38.78
022888	ROGER TEMPLE	7/9/2008	PERM DISCONNECT	7.55
022889	GENEVIEVE M BRANKEY	7/9/2008	PERM DISCONNECT	5.71
022890	RONALD E JUHL	7/9/2008	PERM DISCONNECT	60.01
022891	SANDRA ENGLAND	7/9/2008	PERM DISCONNECT	14.84
022892	CLYDE POTTS	7/9/2008	PERM DISCONNECT	40.10
022893	REMAX-FRITZ TEMPLIN	7/9/2008	PERM DISCONNECT	5.00
022894	FRITZ TEMPLIN	7/9/2008	PERM DISCONNECT	19.09
022895	IBEW LOCAL UNION 949	7/25/2008	UNION DUES	393.72
022896	MN CHILD SUPPORT PAYMENT CTR	7/25/2008	CHILD SUPPORT WITHHELD	49.83
022897	ECHO PUBLISHING & PRINTING INC	7/25/2008	SYSTEM CARDS	20.64
022901	CROW WING POWER	7/25/2008	LINE EXTENSION FOR SECURITY LIGHT	675.00
022902	OLSEN THIELEN CO LTD	7/25/2008	NECA REPORTING	690.00
022903	POWER & TELEPHONE SUPPLY	7/25/2008	12 EA FIBER CLOSURES LL400S, 14 PRO 8 PEDS	1,731.70
022905	PITNEY BOWES GLOBAL FINANCIAL	7/25/2008	AUG-OCT POSTAGE METER LEASE	827.43
022906	QWEST COMMUNICATIONS	7/25/2008	6/2 PARS MN CSLK-1	328.27
022907	NECA TRS	7/25/2008	2008 NECA INTERSTATE TRS	2,610.96
022908	CITI LITES INC	7/25/2008	LOCATES	790.65
022909	THE OFFICE SHOP	7/25/2008	PAPER TOWELS, TOILET PAPER, COPY PAPER, PE	310.95
022910	DELTA DENTAL PLAN OF MINNESOTA	7/25/2008	AUGUST DENTAL PREMIUM	1,003.70
022911	SOLIX	7/25/2008	B&C STATEMENT	1,177.78
022912	MEDICA	7/25/2008	AUGUST MEDICAL PREMIUM	17,581.88
022913	AMERIPRIDE LINEN & APPAREL	7/25/2008	RUG & TOWEL SERVICE	86.40
022914	TDS TELCOM	7/25/2008	CHARGES FOR NORCON CUT	2,606.09
022917	NATIONAL CABLE TELEVISION COOP	7/25/2008	APARTMENT AMP	158.09
022918	NEUSTAR INC.	7/25/2008	SOW & LNP CHARGES	107.40
022919	GRAYBAR ELECTRIC COMPANY INC	7/25/2008	4 FIBER TONABLE- 29,152 FEET	6,299.12
022920	CROSSWOODS GOLF COURSE, INC	7/25/2008	2008-2010 SCORECARD SPONSOR	250.00
022921	MERRILL LYNCH	7/25/2008	JUNE VISA ACTIVITY	576.73
022922	MINNESOTA LIFE INSURANCE CO	7/25/2008	AUGUST LIFE PREMIUM	210.70
022923	NORCON BORING INC	7/25/2008	CONTRACT PLOWS	12,166.05
022924	PROSTAFF	7/25/2008	CUST SERV TEMP HELP	664.95
022925	VANTAGE POINT	7/25/2008	JUNE TTP SERVICE	300.00
022926	PAUL DAVIS	7/25/2008	CAFE PLAN REIMB - BAL 216.12	38.08
022927	AT&T - DALLAS TX	7/25/2008	PARS 7/1 BAN 1499	846.02
022928	SEGUE SERVICES, INC	7/25/2008	TROUBLE SHOOT CATV INTERRUPTS	203.70
022929	CORNERSTONE GROUP	7/25/2008	SUMMER WEBSITE COMPASS	579.15
022930	CYNTHIA PERKINS	7/25/2008	CAFE PLAN REIMBURSEMENT	7.54
022931	ZONE TELECOM, INC.	7/25/2008	JUNE ACTIVITY	8,148.25
022932	SPRINT	7/25/2008	CELL PHONES	176.64
022933	EQUUS COMPUTER SYSTEMS, INC	7/25/2008	LAPTOPS AND MONITOR FOR RESALE	3,285.29
022934	WEST 1 CATV SUPPLIES, INC	7/25/2008	CATV MAINLINE AMPS FOR UPGRADE	4,288.91
022935	CLEARFIELD INC.	7/25/2008	60 EA FIBER JUMPERS	3,296.11
022936	ELECTRIC SERVICES	7/25/2008	ELEC SERVICE FOR PWR SUPPLY	77.15
022937	PAUL HOGE	7/25/2008	OPASTCO EXPENSES	220.88
022938	CHEMSEARCH	7/25/2008	HANDWIPES & INSECT WIPES	367.29
022939	MARSDEN BLDG MAINTENANCE LLC	7/25/2008	JULY CLEANING SERVICE	733.79
022940	BATTERIES PLUS	7/25/2008	BATTERIES FOR BACK DOOR LOCK	8.55
022941	CROW WING COUNTY HIGHWAY DEPT.	7/25/2008	JUNE UNLEAD & DIESEL FUEL	1,672.64
022942	NORTHLAND PRESS	7/25/2008	PUBLISH CERT OF ASSUM NAME-CL COMM.	130.90
	TOTAL FOR GENERAL ACCOUNT			<u>277,827.51</u>