

COUNCIL PROCEEDINGS  
CROSSLAKE, MINNESOTA  
REGULAR SESSION - September 8, 1986  
7:30 p.m. at City Hall

The City Council of Crosslake, Minnesota met in a regular session on Monday, September 8, 1986 in the Council Chambers of City Hall. The following members were present: Mayor August Mezzenga, Councilmen Robert Allen, Oliver Courts, Orval Nelson and Oliver Yates. There were approximately 18 citizens from the community present. Also present was Gary D'Heilly from Widseth Smith Nolting and Associates.

Mayor Mezzenga called the meeting to order at approximately 7:30 p.m.

II. CONSENT CALENDAR - Minutes of the August 11, 1986 council session; the Clerk/Treasurer's financial report for August; the Telephone Company's financial report for August; and the Cable Television's financial report for August, 1986.

MOTION NO. 9-01-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN COURTS TO APPROVE ALL ITFMS LISTED ON THE CONSENT CALENDAR. MOTION PASSED UNANIMOUSLY.

III. NEW BUSINESS

Nothing.

IV. CLERK'S REPORT

A. Approval of bills to pay

MOTION NO. 9-02-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN NELSON TO PAY WANNEBO EXCAVATING THE SUM OF \$3,293.50; WIDSETH SMITH NOLTING AND ASSOCIATES THE SUM OF \$12,296.33; AND FITZPATRICK LARSON & FITZPATRICK, CITY ATTORNEY, THE SUM OF \$2,233.00. MOTION PASSED UNANIMOUSLY.

IV. B. Preliminary City Budgets

There will be a special meeting on September 23, 1986 at 9:00 a.m. to discuss budgets.

IV C. Pledged Collateral

MOTION NO 9-03-86 TO ACCEPT THE SUBSTITUTE OF 15,000 U.S. TREASURY BILLS FOR 15,000 WHITEHALL, WISCONSIN SECURITIES AS PART OF THE PLEDGED COLLATERAL FROM LAKELAND STATE BANK. MOTION PASSED UNANIMOUSLY.

IV D. Letter from Municipal Codifiers regarding campground ordinance.

Clerk Buchite indicated she had received a letter from the Municipal Codifiers regarding the inclusion of a penalty for the new campground ordinance. Since the entire Chapter is covered by a provision stating that a violator, upon conviction, shall be punished as for a misdemeanor the Council requested the Clerk call or write the Codifiers to see if a penalty provision is necessary within that particular ordinance.

IV. E. Letter from Stanley Anonsen

A letter was received by the City Clerk requesting that the name of "Woodland Drive" be changed to "Arrowhead Lane" as is has been called since the early 1950's. The letter listed the names of 25 residents who had been contacted and agreed to the change. MOTION NO. 9-04-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN NELSON TO APPROVE THE

REQUEST TO CHANGE "WOODLAND DRIVE" TO "ARROWHEAD LANE". MOTION PASSED UNANIMOUSLY.

IV. F. Letter from Pequot Lakes Area Medical Development Corporation

The letter from the group was discussed and the Council agreed that if money was to be raised they would like to have it for a doctor's office in Crosslake.

IV. G. Transfer of Ye Olde Wharf Liquor License

Mr. Dean Dennis Cheever stated he had just purchased the Ye Olde Wharf and requested the liquor license be transferred to him from Robert Berglund effective October 1, 1986. Mr. Berglund's license has not been approved at the State as yet so therefore, the Council tabled Mr. Cheever's request until the October meeting. Mr. Cheever indicated it would not be a hardship to wait until then.

IV. H. STREET NAME SIGNS

Because of the numerous requests being made for street signs, Mayor Mezzenga asked if anyone knew what the ground rules were when the first decision was made to order street signs in 1981. Doris Fraser said she was on the committee and that it was the intent to order signs for every accepted street in the City. MOTION NO. 9-05-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN YATES TO APPROVE PURCHASE OF FOUR MORE SIGNS FOR "ARROWHEAD LANE", "MILLER ROAD", "DONALD BOULEVARD" AND "WHITEFISH AVENUE". MOTION PASSED UNANIMOUSLY.

V. MAYOR'S REPORT

Mayor Mezzenga announced that he and Clerk Buchite had met with Conrad Bye, County Auditor, and Mr. Bye had informed him that the tax levy for this year will be \$287,681.00 an increase of approximately \$10,000.00 over last year. Mayor Mezzenga stated that the valuation has had very little movement over the last year. Mayor Mezzenga requested that the Clerk make copies of a new law which allows cities to levy additional monies to be placed in a fund for future road use. He stated he would like to discuss this at the budget meeting or at the next Council meeting. Mayor Mezzenga requested that Clerk Buchite write a letter to County Auditor Bye and request an extension on the October 10 deadline for filing our City budget. He also requested a meeting be set up with the Council and department heads to go over budgets. The date was scheduled for September 23 at 9:00 a.m. Insurance for City budgets was discussed briefly with the concensus that insurances will be leveling off soon.

VI. COMMISSION REPORTS

A. Building

Councilman Courts and Councilman Nelson said they have a meeting set up with the architects to go over building plans for the new City Hall. Mayor Mezzenga said that when the full Council meets he would like to know how much space the police department has at present and how much is proposed and also the same for planning and zoning and the clerk's office.

VI. B. Cemetery

Nothing

VI. C. Park

Tom Mezzenga, Park Commission member, reported that the two new members of the Park Board have taken their place on the Board. Sharon Schmidt will fill-out the remaining term as treasurer in Bob Baker's place. Mezzenga reported that the new time clock has been ordered for the Park and will be installed as soon as it arrives. Mezzenga also asked the Council to set procedures which should be followed by Park personnel as far as the time clock is concerned. It was the concensus of the Council that the time clock records all time on duty. Trips to Brainerd or elsewhere could be noted on the timecard but the employee should not punch out. The Mayor recommended that the Park Commission and Park personnel get together and set some type policy up and refer it back to the Council. Councilman Courts requested that Park Director Felber be allowed to attend the annual conference in Duluth on September 23 and 24. MOTION NO. 9-06-86 WAS MADE BY COUNCILMAN COURTS AND SECONDED BY COUNCILMAN NELSON TO APPROVE THE PARK DIRECTOR'S ATTENDANCE AT THE ANNUAL MRPA CONFERENCE IN DULUTH AT A COST OF APPROXIMATELY \$215 PLUS MILEAGE. MOTION PASSED UNANIMOUSLY.

VI. D. Personnel

Nothing

VI. E. Planning and Zoning

Nothing

VI. F. Public Safety

Nothing

VI. G. Roads

Gary D'Heilly said he was working with the Contractor who did the road work for most of the day. He said that most of the items on the punch list prepared by Widseth Smith Nolting and Associates had been corrected. Councilman Courts said he was concerned about the driveways on O'Brian that had culverts under them because the residents said they were not wide enough to pull a trailer in without going into the ditch. Mr. D'Heilly stated that they are the usual width for driveways but the residents just were not used to having a ditch there. He said he did not feel that the City had any obligation to make the driveways any wider. Paulson's lake in the middle of their circle drive is considered to be drainage from their own property as is Haglund's by their tennis court. A driveway has been put in on Wannebo's property on O'Brian but there is a question now if it is on Wannebo's or his neighbors. The dip in the road by McVeety's is because it is simply an overlayment and not a complete road job and the ditch may have to be dug deeper or filled in. At Arrowhead Point the water is up on the road and something may have to be done to drain the area. On Shafer Road there is no place for the water to go because both sides slope towards it. Mayor Mezzenga said he would like for the entire Council and Bruce Buxton to personally inspect all these problem areas to see if anything more can be done to alleviate them. The meeting was set up for Thursday, September 11 at 9:00 a.m. Mr. D'Heilly said he was requesting that a partial payment of \$148,332.25 be made to the contractor because his firm felt that the road work was basically done except for some minor turf work. Councilman Nelson asked about

the edges of some of the overlaid roads and if they were going to be filled with black dirt or anything. Mr. D'Heilly responded that nothing should ever happen to the sides of the road but that the contractor had filled in some of the areas such as Shady Oaks Road as well as Urban Point and possibly some others. Mayor Mezzenga said he was concerned that we would be holding enough to get the contractor back up here to finish the work. D'Heilly said that he had checked Twin Bay Road and there is apparently a culvert under the road which has been covered with sand dumped by the contractor at the request of the property owner. Councilman Courts suggested holding back \$10,000. Mr. D'Heilly said that basically everything on the punch list was done. Mr. D'Heilly said that Mr. Buxton had discussed the hold back fee of \$2,000 with Mr. Suma the Contractor. Mayor Mezzenga stated that the contractor is collecting \$36,000 more than his bid. Mr. D'Heilly said that the City was getting a break on the amount of culverts used since the bid was for 1200 lineal feet and only 428 lineal feet were used. Mayor Mezzenga said that Mr. D'Heilly told him that he felt the contractor had used too much blacktop when he should have used Class 5 material. Mr. D'Heilly said he had found a discrepancy in the billing and would be asking the contractor to change to footage for culverts used from 600 feet down to 428 feet and change the 70 aprons installed to 48 aprons which results in a reduction of the bill by \$2,458.80. MOTION WAS MADE BY COUNCILMAN NELSON TO PAY \$148,332.25 TO ROAD CONTRACTOR AND HOLD BACK \$2,000 UNTIL ADDITIONAL WORK IS COMPLETED. MAYOR MEZZENGA CALLED FOR A SECOND TO THE MOTION THREE TIMES AT WHICH POINT THE MOTION WAS CALLED DEAD FOR LACK OF A SECOND. After a brief discussion regarding the correction of the bill by \$2,450 and clarification of some facts the motion was introduced again. MOTION NO. 9-07-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN YATES TO PAY \$148,332.25 TO THE CONTRACTOR, TRI-CITY PAVING, AS RECOMMENDED BY THE ENGINEERING FIRM. MOTION PASSED UNANIMOUSLY.

#### VI. H. Telephone Company

Manager Anthony Mayer stated that the Telephone Commission had approved the construction of a 40 foot by 60 foot warehouse to be erected on the back of the Telephone Company property. The warehouse would have a 20 foot by 40 foot heated bay. Mayer said he thought it should be placed about 24 feet from the boundary line at which point Mayor Mezzenga said he felt it should be placed as close to the boundary line as possible to utilize all the space. Mayer said that would probably be no problem but that they would have to take down part of the fence temporarily. Mayer said they would like to commence with the construction this fall. He said he had received a rough estimate on the construction and with every thing considered, including heating plant and finishing touches, the total amount should not exceed \$45,000. MOTION NO. 9-08-86 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN COURTS TO APPROVE CONSTRUCTION OF A 40 FOOT BY 60 FOOT FREE STANDING WAREHOUSE WITH A 20 FOOT BY 40 FOOT HEATED BAY AT A COST OF APPROXIMATELY \$45,000. MOTION PASSED UNANIMOUSLY.

Mayor Mezzenga asked Manager Mayer about computer usage and capacity and the possibility of placing a terminal within City Hall. Mayer said that with the use of discs the capacity is almost unlimited but that with the needs of the Telephone Company and Cable Television the time to use it would be somewhat limited and also that the computer is geared for telephone companies and

with the use of discs the capacity is almost unlimited but that with the needs of the Telephone Company and Cable Television growing, the time for the City to use it would be somewhat limited and also that the computer is geared for telephone companies and does not offer programs for the full efficiency of the City. Also, because of the type of computer, the terminals for City Hall usage would cost probably more than a complete computer system for the City. Clerk Buchite said she had also checked into a terminal or a complete system and found that a complete system for the City would probably be cheaper and that it would offer programs for planning and zoning, police department, street department and the park and recreation department.

VII. COMMITTEE REPORTS

A. Police Department

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Nothing

VIII. OLD BUSINESS

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Nothing

IX. PUBLIC FORUM

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Lyle Arends said he wanted to know why the City Council did not use recommendations from the Road Commission on the road project. He said that one of the members had worked for the State Highway Department for 17 years and should have enough experience to offer some good advice. Arends said that the road project should have used more class 5 and less bituminous and the Road Commission may have helped that. Mayor Mezzenga said that the Council had tried to seek advice from the Road Commission but that they were having a problem getting a quorum for their meetings. Arends said he had attended a meeting also where there was not a quorum. Mayor Mezzenga said that Pat Hoag, City Street Supervisor, was present almost every day that work was done on the roads and that he agreed that this was an overlayment job for the most part and therefore, class 5 could not be used to build up the road bed. Mayor Mezzenga also said he watched the Engineer sack samples of the bituminous to have analyzed to make sure the quality was there.

X. ADJOURN

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MOTION NO. 9-09-86 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN COURTS TO ADJOURN THIS REGULAR COUNCIL SESSION AT 10:04 P.M. MOTION PASSED UNANIMOUSLY.

Recorded and transcribed by:

*Arlene A. Buchite*

Arlene A. Buchite, City Clerk/Treasurer