

**COUNCIL PROCEEDINGS  
CITY OF CROSSLAKE MINNESOTA  
PUBLIC HEARING AND REGULAR COUNCIL MEETING  
SEPTEMBER 9, 1996 - CITY HALL**

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, September 9, 1996. The following Councilmembers were present: Mayor David M. Kolesar, Charles O. Miller, Raymond P. Smyth and John (Jack) R. Webster. Also present was City Clerk Arlene Buchite and City Attorney Paul Sandelin. There were a number of individuals in the audience.

Mayor Kolesar called the Public Hearing to order at 7:00 P.M. and stated that Jack Stone had withdrawn his request for Tax Increment Financing. Mayor Kolesar read a Resolution which stated that a public hearing had been held and based on discussions with City staff, consultants and public input the City will not establish Tax Increment Financing District No. 1-5.

**MOTION 09PH-01-96 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO APPROVE A RESOLUTION TO NOT ESTABLISH TIF DISTRICT NO. 1-5. MOTION CARRIED UNANIMOUSLY.**

**MOTION 09PH-02-96 WAS MADE BY CHUCK MILLER AND SECONDED BY JACK WEBSTER TO ADJOURN THE PUBLIC HEARING AT 7:05 P.M. MOTION CARRIED UNANIMOUSLY.**

Mayor Kolesar called the Regular Council Meeting to order.

**CRITICAL ISSUES -**

**MOTION 09R-01-96 WAS MADE BY RAY SMYTH AND SECONDED BY JACK WEBSTER TO APPOINT RICHARD T. UPTON TO FILL THE VACANT SEAT ON THE COUNCIL FOR THE REMAINDER OF THE CALENDAR YEAR AND THAT A TWO YEAR POSITION WILL BE AVAILABLE ON THE BALLOT. MOTION CARRIED UNANIMOUSLY.**

**CONSENT CALENDAR -**

**MOTION 09R-02-96 WAS MADE BY JACK WEBSTER AND SECONDED BY RAY SMYTH TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) MINUTES OF AUGUST 12, 1996 REGULAR COUNCIL MEETING; (2) MINUTES OF AUGUST 23, 1996 REGULAR COUNCIL MEETING; (3) MINUTES OF SEPTEMBER 5, 1996 SPECIAL COUNCIL MEETING; (4) TELEPHONE COMPANY FINANCIAL REPORT FOR JULY, 1996 AND; (5) CABLE COMPANY FINANCIAL REPORT FOR JUNE AND JULY, 1996. MOTION CARRIED UNANIMOUSLY.**

**CLERK'S REPORT -**

**MOTION 09R-03-96 WAS MADE BY JACK WEBSTER AND SECONDED BY RAY SMYTH TO SET THE DATE FOR THE TRUTH IN TAXATION HEARING FOR THURSDAY, DECEMBER 12, 1996 AND THE CONTINUATION HEARING FOR DECEMBER 12, 1996. MOTION CARRIED UNANIMOUSLY.**

Two requests for off-sale liquor licenses came before the Council. Mike Wiebolt of C. & L. Enterprises addressed the Council and explained that he and four partners were considering opening a convenience/liquor store at the junction of Cty Rd #16 & Cty Rd #66. The City Ordinance currently allows for five off-sale licenses. One of the options available would be to buy one of the three inactive licenses from the owner. The applicant stated that they had contacted two of these businesses and they had indicated they were not interested in relinquishing their licenses.

Tony Maucieri had requested an off-sale license approximately two years ago and was told that current Ordinance would not allow any new off-sale licenses. He requested his application be kept on file should the Ordinance be changed.

There was considerable discussion among the Council and the City Attorney regarding these requests. Bob and Diane Roghair and Bob and Joan Baker addressed the Council and expressed their concern with the Council approving any new off-sale licenses.

**MOTION 09R-04-96 WAS MADE BY JACK WEBSTER AND SECONDED BY RAY SMYTH TO DENY THE REQUEST FOR AN OFF-SALE LICENSE FROM C.L. ENTERPRISE. MOTION CARRIED WITH CHUCK MILLER VOTING NAY.**

**MOTION 09R-05-96 WAS MADE BY RAY SMYTH AND SECONDED BY JACK WEBSTER TO DENY THE REQUEST FOR AN OFF-SALE LICENSE FROM ECHO RIDGE SUPPER CLUB. MOTION CARRIED WITH CHUCK MILLER VOTING NAY.**

The Councilmembers had received an invitation to attend the Regional League of Minnesota Cities Meeting in Emily on October 1, 1996.

Any questions that the Council would like on the November ballot must be forwarded to the County Auditor by September 19<sup>th</sup>.

The assessment deadline notice is due in the County by November 30<sup>th</sup>.

**MOTION 09R-06-96 WAS MADE BY RAY SMYTH AND SECONDED BY JACK WEBSTER TO CHANGE THE NOVEMBER COUNCIL MEETING FROM MONDAY, NOVEMBER 11<sup>TH</sup> TO TUESDAY, NOVEMBER 12<sup>TH</sup> BECAUSE OF THE VETERANS HOLIDAY. MOTION CARRIED UNANIMOUSLY.**

**MOTION 09R-07-96 WAS MADE BY RAY SMYTH AND SECONDED BY JACK WEBSTER TO SET THE PRELIMINARY LEVY AT \$767,171. MOTION CARRIED UNANIMOUSLY.**

**MOTION 09R-08-96 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO APPROVE ALL BILLS FOR PAYMENT CONSISTING OF: (1) WHEELER LUMBER FOR TIMBERS FOR BRIDGE OF \$6,299.46; (2) NORTHERN LAKES NURSERY AT COMMUNITY CENTER OF \$2,262.00; (3) WIDSETH SMITH NOLTING FOR PARK MASTER PLAN AND SPECS FOR BALLFIELD FOR \$2,263.02; (4) GAMMELLO & SANDELIN P.A. FOR ATTORNEY FEES OF \$2,236.20; (5) GEORGE RICHES EXPENSES ON CITY HALL ADDITION OF \$6,355.00; (6) CROSSLAKE SANITATION FOR \$950.00; (7) DUMP TRUCK PAYMENT OF \$4,696.86; (8) MARCO FOR 50 FOLDING CHAIRS FOR COMMUNITY CENTER; (9) LUNDBERG PLUMBING FOR INSTALLATION OF FIREPLACE OF \$148.68; (10) PINE RIVER OIL FOR #2 DIESEL FUEL FOR \$366.00; (11) CLERK'S SOFTWARE MAINTENANCE FOR \$1,380.34; (12) JOHN DEERE CREDIT PAYMENT ON LOADER FOR \$6,542.18; (13) CROSSLAKE CONSTRUCTION FOR 1<sup>ST</sup> PAYMENT ON NEW CITY HALL FOR \$119,825.15; (14) UPPER MIDWEST SALES COMPANY FOR CLEANING SUPPLIES FOR CCC FOR \$117.06; (15) DON COULTER TO ESTABLISH EAST LINE AT CCC FOR \$90.00; AND (16) BLACK BEAR SYSTEMS FOR PLANNING AND ZONING SOFTWARE FOR \$1,905.00. MOTION CARRIED UNANIMOUSLY.**

**MOTION 09R-09-96 WAS MADE BY JACK WEBSTER AND SECONDED BY RAY SMYTH TO HOLD THE GENERAL ELECTION AT THE COMMUNITY CENTER AND TO PAY FOR THE NOTIFICATION WHICH WILL BE SENT TO ALL VOTERS. MOTION CARRIED UNANIMOUSLY.**

**MOTION 09R-10-96 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO APPROVE THE RESOLUTION LISTING DORIS FRASER, DORIS STEVENSON, DELFORD BECKE, FRANCES HORTON, MARY CORRICK, ORDELL BUNTJI, BARBARA HOPE, VIVIAN GEROLD, GERALDINE SAWATZKE AND ARLENE BUCHITE AS ELECTION JUDGES FOR THE GENERAL ELECTION. MOTION CARRIED UNANIMOUSLY.**

**MAYOR'S REPORT -**

**Richard Upton was sworn in as Councilmember to fill the seat vacated by Jane Michaud.**

**Mayor Kolesar reminded everyone that Tuesday, September 10, 1996 was the last day for filing for City office. One 2 year council seat is open, one 2 year mayor seat and two 4 year council seats will be voted on at the General Election.**

**COMMISSION REPORTS -**

**Planning and Zoning -**

**At the August Planning and Zoning Meeting, the Commission recommended that a letter be written to the Minnesota State Board of Certification regarding the lack of a valid license for a surveyor working in the area. MOTION 09R-11-96 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO WRITE A LETTER REGARDING AN UNLICENSED SURVEYOR. MOTION CARRIED UNANIMOUSLY.**

**Public Works -**

**MOTION 09R-12-96 WAS MADE BY CHUCK MILLER AND SECONDED BY JACK WEBSTER TO ACKNOWLEDGE COMPLETION OF SURVEY FOR WOLF TRAIL AND GREER LAKE BY WIDSETH SMITH NOLTING. MOTION CARRIED UNANIMOUSLY.**

**MOTION 09R-13-96 WAS MADE BY CHUCK MILLER AND SECONDED BY JACK WEBSTER TO APPROVE A RESOLUTION FOR THE CITY TO SUBMIT AN APPLICATION TO THE DNR FOR EASEMENTS ON WOLF TRAIL AND GREER LAKE. MOTION CARRIED UNANIMOUSLY.**

**The establishment of a policy for vacating roads was discussed and the City Attorney and City Engineer need additional time to review the issue. It will be discussed again at the October meeting. Arlene Courneya addressed the Council regarding Willwood Road and was told her concern is under consideration as documented in the Minutes of the August 12, 1996 Council Meeting.**

**Public Safety -**

**Steve Schaar informed Chief Backdahl that he has tentatively been offered a position with the Grand Rapids Police Department.**

**MOTION 09-14-96 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO ALLOW THE POLICE CHIEF TO BEGIN THE SEARCH FOR A REPLACEMENT FOR STEVE SCHAAR. MOTION CARRIED UNANIMOUSLY.**

**The Crosslake Police Department, as well as other local police agencies including the Crow Wing Sheriff's Department, are in the process of updating Joint Power Agreements between departments. These agreements address mutual law enforcement policies and the responsibilities of each jurisdiction.**

**MOTION 09R-15-96 WAS MADE BY JACK WEBSTER AND SECONDED BY RAY SMYTH TO APPROVE THE JOINT POWERS AGREEMENT WITH NEIGHBORING CITIES AND THE SHERIFF'S DEPARTMENT.**

**Park and Recreation -**

**Ray Smyth reported on the work at the Community Center. The earth moving has been completed, the need for a drainage ditch was resolved without additional expense. The Center is up and running with various clubs meeting there. The outstanding issues with the carpeting and the gym lights are being worked on with the builder, supplier and manufacturer. The dedication ceremony will be held on Saturday, September 21<sup>st</sup> at 1:00 P.M.**

**MOTION 09R-16-96 WAS MADE BY RAY SMYTH AND SECONDED BY DICK UPTON TO HIRE DONNA KEIFFER AS A CONTRACT EMPLOYEE FOR AEROBICS INSTRUCTOR FOR SEVEN WEEKS AT \$269.50. MOTION CARRIED UNANIMOUSLY.**

**Utilities -**

**A special meeting is scheduled for September 17<sup>th</sup> at the Telephone Building to review the company's five year plan and to discuss other general information.**

**MOTION 09R-17-96 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO APPROVE DEBBY FLOERCHINGER AS PERMANENT OFFICE MANAGER AT THE UTILITIES COMPANY WITH AN ANNUAL SALARY OF \$31,300. MOTION CARRIED UNANIMOUSLY.**

**Long Range Capital Planning -**

**The road in the downtown area is still under discussion and Mayor Kolesar and Chuck Miller will be reviewing the new proposals on September 12<sup>th</sup>. A recommendation will be brought to the October Council meeting.**

**Enhanced 911 will not be completed until 1997.**

**Personnel - Nothing**

**Recycling -**

**A letter from the Crow Wing County Solid Waste Coordinator dated September 4<sup>th</sup>, 1996 denied additional SCORE funding for the recycling program.**

**Al Benson explained to the Council the expenses associated with the recycling program. If funding is not received from the County and the City is not willing to fund the program, the recyclable material will resort back into the regular garbage collection process.**

**MOTION 09R-18-96 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO HAVE THE MAYOR WRITE A LETTER TO THE COUNTY COMMISSIONERS REGARDING THE NEED FOR RECYCLING. MOTION CARRIED UNANIMOUSLY.**

**OLD BUSINESS -**

**The request from Central Minnesota Initiative Fund, which had been tabled from the previous months meeting, was discussed.**

**MOTION 09R-19-96 WAS MADE BY JACK WEBSTER AND SECONDED BY RICHARD UPTON TO DENY THE REQUEST FROM CENTRAL MINNESOTA INITIATIVE FUND FOR \$1,750.50 OVER THE NEXT THREE YEARS. MOTION CARRIED UNANIMOUSLY.**

**NEW BUSINESS - Nothing**

**PUBLIC FORUM - Nothing**

**MOTION 09R-20-96 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO ADJOURN THE REGULAR COUNCIL MEETING AT 8:50 P.M. MOTION CARRIED UNANIMOUSLY.**

**Public Hearing and Regular Council Meeting  
September 9, 1996**

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**Recorded and edited by:**

A handwritten signature in cursive script that reads "Arlene A. Buchite". The signature is written in black ink and is positioned below the text "Recorded and edited by:".

**Arlene A. Buchite  
City Clerk/Treasurer**