

CITY OF CROSSLAKE
COUNCIL PROCEEDINGS
OCTOBER 9, 1989
7:30 P.M. AT CITY HALL

The City Council for Crosslake Minnesota met in a regular council session on October 9, 1989 at 7:30 p.m. at City Hall. The following councilmembers were present: Mayor Kurt E. Anderson, Lyle M. Arends, Roger A. Burshem, Diana A. Gallaway and Charles O. Miller. Also present were City Clerk Arlene A. Buchite as well as approximately 25 citizens.

Mayor Anderson called this meeting to order at 7:30 p.m. stating that the first item on the agenda was the Consent Calendar. MOTION NO. 10R-01-89 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER MILLER TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) THE MINUTES OF THE SEPTEMBER 11, 1989 REGULAR COUNCIL SESSION; (2) THE MINUTES OF THE SEPTEMBER 19, 1989 SPECIAL COUNCIL SESSION; (3) THE CLERK/TREASURER'S FINANCIAL REPORT FOR SEPTEMBER, 1989; (4) THE TELEPHONE COMPANY'S FINANCIAL REPORT FOR SEPTEMBER, 1989; AND (5) THE CABLEVISION'S FINANCIAL REPORT FOR SEPTEMBER, 1989. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

CLERK'S REPORT - Clerk Buchite indicated that the first item on the clerk's report was bills for payment which she read aloud. MOTION NO. 10R-02-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER ARENDS TO PAY THE BILLS INCLUDING: (1) SERVICEMASTER LAWN CARE FOR THE BALL FIELD FOR \$851.75; (2) ZIEGLER FOR THE ANNUAL PAYMENT ON THE ROAD GRADER FOR \$5,000.00; (3) RODE, LUCAS, SCHELLHAS AND GAMMELLO FOR ATTORNEY FEES FOR \$370.50; AND (4) TRI-CITY PAVING FOR 1989 ROAD IMPROVEMENTS AS RECOMMENDED BY WILL HOYT OF LANDECKER AND ASSOCIATES AS CITY ENGINEER FOR \$4,311.45. Councilmember Gallaway said there had been a payment to ServiceMaster Lawn Care in July and the purchase order for this payment said it was for three months and she wanted to know if this had been budgeted for. Park Director Felber said she had budgeted \$1,000.00 for this service. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

The next item was correspondence. Clerk Buchite indicated she had provided the Council with copies of letters from Carter Kuehn, Solid Waste Officer for Crow Wing County regarding the yard waste program for Fall of 1989, and letters from both Breezy Point and Pequot Lakes regarding the City's request for ambulance subsidy reimbursement.

The Crosslake Chamber of Commerce requested reimbursement for \$486.24 for newspaper ads and all other expenses incurred during Celebrate Crosslake week. MOTION NO. 10R-03-89 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER BURSHEM TO REIMBURSE THE CHAMBER OF COMMERCE \$486.24 AS EXPENSES FOR CELEBRATE CROSSLAKE WEEK. Mayor Anderson said it does not make any sense to him that every other town in Minnesota is Celebrating Minnesota 1990 and Crosslake is advertising it as Celebrate Crosslake 1990. Doris Fraser from the Chamber of Commerce was present and said they will change it to Celebrate Minnesota 1990 and the dates are August 11 to August 19, 1990. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

Clerk Buchite indicated she had received a pledge for \$100,000.00 through Northern National Bank. MOTION NO. 10R-04-89 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER MILLER TO APPROVE THE \$100,000.00 IN PLEDGED COLLATERAL FROM LIND LAKES MINNESOTA THRU THE NORTHERN NATIONAL BANK AND APPROVAL TO HAVE THE CLERK SIGN IT AND RETURN IT. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

The next item was a request by the Lion's Club to renew their Charitable Gambling license at Moonlight Bay. MOTION NO. 10R-05-89 WAS MADE BY COUNCILMEMBER BURSHEM AND SECONDED BY COUNCILMEMBER MILLER TO APPROVE THE RENEWAL OF THE LION'S CLUB CHARITABLE GAMBLING LICENSE AT MOONLIGHT BAY. MOTION PASSED WITH COUNCILMEMBER ARENDS, BURSHEM AND MILLER VOTING AYE. COUNCILMEMBER GALLAWAY ABSTAINED BECAUSE HER HUSBAND IS ON THE BOARD.

A grant writing seminar was discussed briefly. MOTION NO. 10R-06-89 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER MILLER TO APPROVE HAVING A REPRESENTATIVE FROM THE PARK DEPARTMENT AND THE FUNDING AND FUTURE DEVELOPMENT COMMISSION ATTEND THE GRANT WRITING SEMINAR IN BRAINERD ON OCTOBER 25, 1989. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

Clerk Buchite indicated that there was a MN Clerks and Finance Officers meeting in Virginia on October 26th and if the agenda was something she could benefit from she would like to attend. MOTION NO. 10R-07-89 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER MILLER TO ALLOW THE CITY CLERK TO ATTEND A REGION 2 CLERK'S CONFERENCE IN VIRGINIA ON OCTOBER 26, 1989. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

Next item was a letter from Martyn Schmidt, Crow Wing County Assessor, regarding a short course in property valuation.

It was the consensus of the Council that if someone wished to attend they should let the City Clerk know.

MAYOR'S REPORT - Mayor Anderson indicated that the new post office is started and will be completed by next Spring.

Mayor Anderson said he would be attending a conference on underground storage tanks in the Cities. Councilmember Arends said he would like to have the City know where all service station underground tanks are located.

PARK AND RECREATION - JoAnn Jernall, Chairman was present to say that Sandy Lager had resigned from the Park Commission and Tom Nelson had expressed a strong interest in becoming a commission member. Mayor Anderson said he thought Mr. Nelson would make a good member. MOTION NO. 10R-08-89 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER MILLER TO APPOINT TOM NELSON TO THE PARK COMMISSION. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Ms. Jernall also stated that since Ms. Lager was Vice Chairman the commission elected Andy Nelson to fill that position.

PLANNING AND ZONING - Mr. Kingsted said that he and several of the Commission members had attended a meeting of the East Side Development Commission on October 5, 1989. The agenda was comprehensive planning, zoning and basic principles and strategies of economic development and growth. Mr. Kingsted stated that Crosslake is really beyond the points of that meeting.

Mr. Bursham said he had a letter that was to be read. Mayor Anderson said he thought it should be read at the planning and zoning meeting. Councilmember Miller said the person writing the letter had handed it to him and asked that it be read at the Council meeting. The letter was regarding a person who had some dirt hauled onto his property and Mr. Kingsted said he would need a Conditional Use Permit to do this. Mayor Anderson asked that this be placed on the agenda for the next Planning and Zoning meeting.

Mr. Bursham said a citizen has also talked to him about a letter he had sent regarding a variance which was granted at the last Planning and Zoning meeting. Another person had also talked to Mr. Bursham and said granting the variance to add on to the existing cabin would block her view and she was also opposed to it and had sent a letter. Mr. Kingsted said that he had not received the one letter until the following Tuesday and the other letter had been set aside because the name written on it did not match any of the variance application names. It was the consensus of the Council that this also be placed on the P & Z agenda.

Mayor Anderson said he would like to have the ordinances rewritten this winter.

CEMETERY - MS. Gallaway said she had concerns about the maintenance portion of the cemetery budgets and would like to see the grave openings charged separately from the maintenance. It was the consensus of the Council that this should be done in the future.

PUBLIC SAFETY - Mayor Anderson said he would like to have the Council act on the By-Laws for the fire department. MOTION NO. 10R-09-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER GALLAWAY TO APPROVE THE CONSTITUTIONAL BY-LAWS FOR THE FIRE DEPARTMENT AS PRESENTED AT LAST MONTHS COUNCIL MEETING. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

The next item was the Cuyuna Range Mutual Aid agreement. Mayor Anderson asked Fire Chief David Schliek if he and the fire department were comfortable with the changes and Mr. Schliek said that they were. MOTION NO. 10R-10-89 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER GALLAWAY TO APPROVE THE CUYUNA RANGE MUTUAL AID AGREEMENT AS PRESENTED. Councilmember Gallaway asked if the Public Safety Commission had reviewed the new agreement and Mr. Schliek said they had not had a meeting. Mayor Anderson said as liaison to the Public Safety Commission and as a former member of the Fire Department he was satisfied with the agreement. Ms. Gallaway said she had no problem with the agreement but thought that the Commission should have reviewed it. Mayor Anderson said as liaison the department heads can come to him with any problems. MOTION CARRIED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Fire Chief Schliek said he would like to have Council approval to attend the annual fire chief's convention in Rochester, Minnesota at a cost of approximately \$400.00. MOTION NO. 10R-11-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER BURSHAM TO APPROVE EXPENSES OF APPROXIMATELY \$400.00 FOR THE FIRE CHIEF TO ATTEND THE ANNUAL CONFERENCE IN ROCHESTER ON OCTOBER 12, 13, 14 AND 15, 1989. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Mr. Schliek said the new fire truck will be coming around October 28th and the balance after using the set aside money will be approximately \$20,000 to \$25,000. Mayor Anderson said he would like to have it paid for out of reserves and then to take a loan out. Mr. Schliek said the payment schedule showed a balance due of \$45,000 but the Yellowstone fire made up for a portion of that balance.

MOTION NO. 10R-12-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER BURSHAM TO PAY THE BALANCE OF \$20,000 TO \$25,000 OUT OF RESERVE FUNDS. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Mayor Anderson said he has spoken to a structural engineer from the Cities and should be getting a report soon as to whether the fire department garage can accommodate remodeling including a new gable roof.

UTILITIES COMMISSION - No report.

ROAD COMMISSION - Mr. Will Hoyt, Engineer from Landecker and Associates was present to say that the City Clerk has certified the 1988 assessments for Daggett Bay and Milinda Shores Roads to the County. The total cost of the two projects was \$46,900 and approximately \$13,000 was prepaid leaving approximately \$8,800 to be received each year by the City. Mr. Hoyt said the Road Commission would like to see those funds rededicated to the road budget.

The 1990 road projects report for Lakeshore Drive, Rushmoor Boulevard, Riverwood Lane and Silver Peak Road was discussed briefly by Mr. Hoyt. The next step would be to hold a Public Hearing so that the work that is approved by the Council could be bid and constructed next summer. Discussion ensued as to how many residents will be gone soon or have gone already for the winter. Mr. Hoyt said that most of these projects appear to have more than 50 percent of the affected property owners in favor of the proposed work. MOTION NO. 10R-13-89 WAS MADE BY COUNCILMEMBER ARENDS AND SECONDED BY COUNCILMEMBER MILLER TO HOLD THE PUBLIC HEARINGS FOR THE 1990 PROPOSED ROAD PROJECTS THE LAST PART OF APRIL, 1990. Mr. Hoyt said that would still allow for bidding and possible completion of the projects in the Summer of 1990. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE. It was the consensus of the Council that they would like the residents to get 30 days notice if possible.

Discussion ensued regarding the purchase of Class #5 and Pat Hoag, Road Supervisor said he would like to have approval to negotiate for this purchase. MOTION NO 10R-14-89 WAS MADE BY COUNCILMEMBER GALLAWAY AND SECONDED BY COUNCILMEMBER BURSHAM TO ALLOW COUNCILMEMBER MILLER AND ROAD SUPERVISOR HOAG TO NEGOTIATE FOR APPROXIMATELY 500 YARDS OF CLASS #5. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHAM, GALLAWAY AND MILLER VOTING AYE.

Mr. Hoag indicated that there will be a large bill coming for cutting edges for the snow plow because he can no longer

get them from the County and must order them through a private company and ordered what he considered a winter's supply. A portion of the bill can be held over until next year if the council desires.

Mr. Hoag said he would like to have permission from the Council to get rid of the old gas tank and Ernie Starkka asked to buy it to store waste oil in. It was the consensus of the Council that it is best to get rid of it and if any kind of permit is needed Mr. Starkka will have to get the permit. MOTION NO. 10R-15-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER BURSHEM TO SELL THE OLD GAS TANK TO ERNIE STARKKA FOR NOT LESS THAN \$50.00. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

Mr. Hoag said that McClintock Road is coming along pretty good.

FUNDING AND FUTURE DEVELOPMENT - Chairman Dean Swanson said their report on the fire hall building will wait until they see the report from the structural engineer and their report on the nature trails will be ready for the next meeting.

PERSONNEL - No report just that the new employee seems to be able to handle equipment very well.

NEW BUSINESS - Nothing.

OLD BUSINESS - Mayor Anderson said unless a Councilmember has some changes to make since the last budget meeting he would like to have the budget approved.

Mr. Burshem said the only question he has is regarding the budget for the third full-time officer in that he does not think the City should hire an officer at the \$10 or more per hour as was discussed at the budget hearings. It was the consensus of the Council that experience be considered when arriving at a wage. It was also the consensus of the Council that plans could change and the Council could decide not to hire another full time officer. Mr. Burshem said as long as these two items were not carved in stone he was comfortable with the budget. MOTION NO. 10R-16-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER BURSHEM TO APPROVE THE 1990 BUDGET AS PRESENTED INCLUDING THE GENERAL FUND, THE GOVERNMENT OBLIGATION BONDS FUND AND THE CAPITAL IMPROVEMENTS FUND WITH THE GENERAL FUND SHOWING A DEFICIT OF \$1,036.00. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

PUBLIC FORUM - Councilmember Miller said at the last meeting the Council approved an ordinance which includes \$15 an hour for investigation. Money was not to be mentioned in that ordinance and with the money planning and zoning is paying

on a commission basis Mr. Miller said there should not be an hourly wage also. Mr. Miller said he thinks the City Council should look at hiring a 25 hour a week coordinator. Mr. Kingstedt said he had suggested this should be considered when his contract has expired.

There was a brief discussion as to writing a job description and rewriting some of the zoning ordinances. Councilmember Miller said he would put together a course of action to follow for the zoning coordinators position.

MOTION NO. 10R-17-89 WAS MADE BY COUNCILMEMBER MILLER AND SECONDED BY COUNCILMEMBER GALLAWAY TO ADJOURN THIS REGULAR COUNCIL MEETING AT 8:31 P.M. MOTION PASSED WITH COUNCILMEMBERS ARENDS, BURSHEM, GALLAWAY AND MILLER VOTING AYE.

Recorded and transcribed by:

Arlene A. Buchite

Arlene A. Buchite, City Clerk/Treasurer