

COUNCIL PROCEEDINGS  
CITY OF CROSSLAKE MINNESOTA  
REGULAR COUNCIL SESSION  
NOVEMBER 14, 1994  
7:00 P.M. CITY HALL

The Council for the City of Crosslake, Minnesota met in the Council Chambers of City Hall on Monday, November 14, 1994. The following Councilmembers were present: Mayor Kurt Anderson, Lyle Arends, Charles Miller, Dean Swanson and Jack Webster. Also present was City Attorney Paul Sandelin, City Clerk Arlene Buchite, Reporters Christine DuFour and Jean Paul Hudon and approximately 16 residents.

Mayor Anderson called the Regular Council Meeting to order at 7:05 P.M.

MOTION 11R-01-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO APPROVE THE FOLLOWING ITEMS ON THE CONSENT CALENDAR: (1) MINUTES OF THE OCTOBER 10, 1994 REGULAR COUNCIL MEETING WITH A CORRECTION TO MOTION NO. 10R-04-94 TO REFLECT A NAY VOTE FOR DEAN SWANSON REGARDING THE DATA PRIVACY RESOLUTION; (2) MINUTES OF THE NOVEMBER 10, 1994 SPECIAL COUNCIL SESSION; (3) THE CLERK/TREASURER'S FINANCIAL REPORT FOR OCTOBER AND; (4) APPROVAL OF THE TELEPHONE AND CABLEVISION FINANCIAL REPORTS FOR AUGUST, 1994. MOTION CARRIED UNANIMOUSLY.

CLERK'S REPORT - MOTION 11R-02-94 WAS MADE BY DEAN SWANSON AND SECONDED BY JACK WEBSTER TO PAY ALL BILLS CONSISTING OF: (1) HEARTLAND TIRE COMPANY FOR 4 GRADER TIRES FOR \$3,012.88; (2) TRANA MASONRY FOR WORK DONE ON THE PARKING LOT BETWEEN THE TELEPHONE COMPANY AND POST OFFICE FOR \$1,256.00; (3) CROSSLAKE SANITATION FOR RECYCLING FOR \$600.00; (4) COUNTY RECORDERS OFFICE FOR RECORDING 1994 VARIANCES FOR \$760.50 AND; (5) BRAINERD LAKES AREA DEVELOPMENT CORPORATION FINAL PAYMENT ON 1994 CONTRACT FOR \$550.00. MOTION CARRIED UNANIMOUSLY.

A request for the sale of certain tax forfeited parcels was received from the County. The parcels are described as Lots 1, 2, 3, 4, 6 of Block 2, Eugene Gendreau Addition; Lots 6 and 7 of Block 1, Eugene Gendreau Addition and; Lots 10, 11 and 12 of Block Fifteen, Manhattan Beach.

MOTION 11R-03-94 WAS MADE BY CHUCK MILLER AND SECONDED BY JACK WEBSTER TO APPROVE SELLING THE TAX FORFEITED PARCELS AS NON CONSERVATION PARCELS AS REQUESTED BY THE LAND COMMISSIONER. MOTION CARRIED UNANIMOUSLY.

A letter from the State of Minnesota Public Utilities Commission and another from the Environmental Assistance Agency were included in the packets as information only items.

The copier contract with Cyberstar ran out early due to the increase in the number of copies being made for the newsletter and the community center meetings.

MOTION 11R-04-94 WAS MADE BY CHUCK MILLER AND SECONDED BY DEAN

SWANSON TO APPROVE THE ANNUAL CONTRACT WITH CYBERSTAR FOR THE CANNON COPIER AT \$938.00. MOTION CARRIED UNANIMOUSLY.

The Codifier had requested a review of certain chapters of the City Code that had been amended by them.

MOTION 11R-05-94 WAS MADE BY LYLE ARENDS AND SECONDED BY CHUCK MILLER TO HAVE THE CITY ATTORNEY REVIEW THE REVISIONS OF THE CODE BOOK AS RECOMMENDED BY THE CODIFIER AND TO MAKE RECOMMENDATIONS TO THE CITY COUNCIL. MOTION CARRIED WITH DEAN SWANSON VOTING NAY.

**MAYOR'S REPORT** - Mayor Anderson read a thank you letter from the Halloween Party Committee for the City's donation.

A letter was received from IRRRB which denied a request for grant money for the Emergency Services Center with a recommendation the City re-apply in 1995.

Mayor Anderson read a letter from the Minnesota Department of Revenue thanking the Telephone Company employees for their assistance in reviewing the Company's sales tax record.

Mayor Anderson reported that only three individuals had responded to a request in the October newsletter for volunteers to serve on a long range capital planning committee which the Council had considered re-establishing. Two of the three individuals were from the same household. The offer is still available for those wishing to volunteer.

Mayor Anderson read a portion of a letter received from *Reminisce* Magazine informing him that Crosslake had been selected as the one site in Minnesota to display the famous Burma Shave signs. Crosslake was selected due to its location, the quality of the presentation submitted and the City's willingness to cooperate with the program.

**PLANNING AND ZONING** - Chuck Miller reported that some of the remodeling being done in the City does not meet the requirements of the American Disabilities Act. Channel Liquors is currently under review by the Minnesota State Council on Disability as not having an adequate handicap ramp. Information had been received by the Planning and Zoning Department from Channel Liquors that Mr. Ken Svee of the Building Codes and Standard Division of the State of Minnesota had been on-site at Channel Liquors early on in the remodeling project and agreed verbally that what the Baker's were doing in regards to dimensions was satisfactory. Mr. Svee attended the October Planning and Zoning Commission Meeting and stated that his department could not resolve the issue with Channel Liquors and the MN State Council on Disability. However, a letter dated August 3rd from Mr. Svee stated "if the City does not administer the handicap provisions of the code, the State must do so and will bill the City for the expenses". Mayor Anderson read a letter dated November 3rd from Mr. Curt Wiehle, Accessibility Specialist with the MN State Council on Disability requesting the City make a decision on this matter. The issue will be discussed at the next Planning

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and Zoning Commission Meeting scheduled for Friday, November 18th.

**PUBLIC WORKS** - The specifications to use for bidding a new dump truck had been reviewed by the Council. The under body scraper will be listed as an alternate and a decision whether to include it with the truck will be made at a later date. The specs will be revised to request a diesel engine and the color as blue. Specs will be sent to various dealers in addition to an advertisement in the Brainerd Dispatch. Bids will be reviewed at the next regularly scheduled Council meeting on December 12th.

MOTION 11R-06-94 WAS MADE BY DEAN SWANSON AND SECONDED BY CHUCK MILLER TO ADVERTISE THE PURCHASE OF A NEW DUMP TRUCK STARTING MONDAY, NOVEMBER 21, 1994. MOTION CARRIED UNANIMOUSLY.

A letter from the Minnesota Department of Transportation suggested that Cities' utilize the intergovernmental partnership between the DOT and other cities and counties as a way of sharing assets between the entities. It did not appear to be feasible for Crosslake due to not having any State highways, however, any ideas should be directed to Pat Hoag.

The Minnesota Public Works Association Conference is being held November 16th through November 18th in Bloomington, Minnesota.

MOTION 11R-07-94 WAS MADE BY CHUCK MILLER AND SECONDED BY DEAN SWANSON TO ALLOW PUBLIC WORKS FOREMAN PAT HOAG TO ATTEND THE ANNUAL FALL CONFERENCE NOVEMBER 16TH THROUGH NOVEMBER 18TH, 1994. MOTION CARRIED UNANIMOUSLY.

**PUBLIC SAFETY** - MOTION 11R-08-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO PAY ALL THE EDA BILLS AS RECOMMENDED AT THE EDA MEETING ON NOVEMBER 14, 1994. MOTION CARRIED UNANIMOUSLY.

The Police Department reported 100 incidents for October.

The Fire Department responded to 6 medical emergencies and 3 fire calls.

A request had been received to purchase a personal alarm detector which detects four types of gases including natural gas and carbon monoxide. It is a hand held item and was recommended as a safety item.

MOTION 11R-09-94 WAS MADE BY JACK WEBSTER AND SECONDED BY LYLE ARENDS TO PURCHASE ONE PERSONAL ALARM DETECTOR AT \$1,875 FOR THE FIRE DEPARTMENT. MOTION PASSED UNANIMOUSLY.

North Ambulance offered a used rescue sled to the Fire Department. A trailer is available from the Public Works Department which can be used to transport the snowmobile.

MOTION 11R-10-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO ACCEPT THE OFFER OF A SNOWMOBILE AND RESCUE SLED FROM NORTH AMBULANCE AS A DONATION. MOTION CARRIED UNANIMOUSLY.

A lot adjacent to the Emergency Services Center has been offered to the City for purchase.

MOTION 11R-11-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO PURCHASE AN ADDITIONAL LOT ADJOINING THE EMERGENCY SERVICES CENTER AS A BUFFER FOR FUTURE ADDITIONS AT A COST OF \$7,500.00. MOTION CARRIED UNANIMOUSLY.

UTILITIES - The FCC license, which is required when a company exceeds 1,000 subscribers, has been received.

The outstanding issue with Mission Township regarding their request for a franchise fee should be resolved by the December meeting.

The employees are putting in extra overtime due to the amount of cable that is being cut by the installation of the pipeline.

RECYCLING - There were 77 participants at the drop off site in October.

LONG RANGE CAPITAL PLANNING - The City is still looking for volunteers to serve on this committee.

CEMETERY - Nothing.

PERSONNEL - There was discussion about changing the classification of the receptionist to deputy clerk, however, due to the union negotiations the issue was tabled until the November 22nd meeting.

PARK AND RECREATION -

MOTION 11R-12-94 WAS MADE BY CHUCK MILLER AND SECONDED BY DEAN SWANSON TO APPROVE THE MEMBERSHIP IN THE LAKES AREA BOOSTER CLUB AND TO APPROVE PAYING \$1,000 FOR THE 1995 SEASON. MOTION CARRIED UNANIMOUSLY.

A letter from Allied Adjusters, Inc. had been received along with a check for \$83,945.54. The depreciated amount of \$18,900.00 will be paid to the City once construction begins on the new Community Center.

A board made up of various city officials throughout the State including Dean Swanson has developed a set of guidelines for improving community life which the League of Minnesota Cities has adopted as part of their policies.

NEW BUSINESS - The need for a shooting ordinance within the City was discussed. It was referred to the Planning and Zoning Commission for a recommendation.

Establishing a new area for updating septic systems needs to be considered by Planning and Zoning once the Goodrich and O'Brien area has been completed. Any monies remaining from this area will be applied towards the new area.

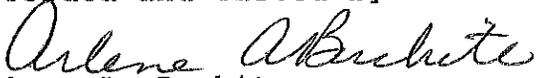
OLD BUSINESS - An outline for procedures to administer the Data Privacy Act had been prepared by the City Attorney.

The petition for paving East Shore Road did receive the required number of signatures to proceed. Four lots on the East Side of the road, currently owned by Morrie Nelson, will not be assessed since the majority of this area is swamp and the lots are not buildable. A feasibility study will be made to determine the cost of the project.  
MOTION 11R-13-94 WAS MADE BY JACK WEBSTER AND SECONDED BY CHUCK MILLER TO HIRE WIDSETH, SMITH, NOLTING AND ASSOCIATES AS ENGINEER FOR THE EAST SHORE ROAD PROJECT WITH THE STIPULATION THAT THE PROPERTY OWNERS PAY THE ENGINEER FEES IF THE PROJECT DOES NOT GO THROUGH. MOTION CARRIED UNANIMOUSLY.

**PUBLIC FORUM** - Pat Hoag will find out what type of furnace should be installed at the warming house.

MOTION 11R-14-94 WAS MADE BY DEAN SWANSON AND SECONDED BY CHUCK MILLER TO ADJOURN THE MEETING AT 8:40 P.M. MOTION CARRIED UNANIMOUSLY.

Recorded and edited by:

  
Arlene A. Buchite  
City Clerk/Treasurer