REGULAR COUNCIL MEETING CITY OF CROSSLAKE MONDAY, MAY 8, 2017 7:00 P.M. – CITY HALL

The Crosslake City Council met in the Council Chambers of City Hall on Monday, May 8, 2017. The following Council Members were present: Mayor Patty Norgaard, Dave Nevin, Gary Heacox, Dave Schrupp and Brad Nelson. Also present were City Administrator/Consultant Dan Vogt, Finance Director/Treasurer Mike Lyonais, Public Works Director Ted Strand, Police Chief Bob Hartman, Park Director Jon Henke, Crow Wing County Land Service Specialist Jon Kolstad, City Attorney Brad Person, City Engineer Mike Rardin, WSN Engineer Dave Reese, Northland Press Reporter Bill Monroe, and Echo Publishing Reporter Theresa Bourke. There were approximately ten people in the audience.

- A. CALL TO ORDER Mayor Norgaard called the Regular Council Meeting to order at 7:00 P.M. The Pledge of Allegiance was recited. MOTION 05R-01-17 WAS MADE BY BRAD NELSON AND SECONDED BY GARY HEACOX TO APPROVE THE ADDITIONS TO THE AGENDA. MOTION CARRIED WITH ALL AYES.
- B. CONSENT CALENDAR MOTION 05R-02-17 WAS MADE BY PATTY NORGAARD AND SECONDED BY DAVE SCHRUPP TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR:
 - 1. SPECIAL COUNCIL MEETING MINUTES OF APRIL 10, 2017
 - 2. REGULAR COUNCIL MEETING MINUTES OF APRIL 10, 2017
 - 3. SPECIAL COUNCIL MEETING MINUTES OF APRIL 27, 2017
 - 4. CITY MONTH END REVENUE REPORT DATED APRIL 2017
 - 5. CITY MONTH END EXPENDITURES REPORT DATED APRIL 2017
 - 6. APRIL 2017 BUDGET TO ACTUAL ANALYSIS
 - 7. PLEDGED COLLATERAL REPORT DATED APRIL 30, 2017
 - 8. POLICE REPORT FOR CROSSLAKE APRIL 2017
 - 9. POLICE REPORT FOR MISSION TOWNSHIP APRIL 2017
 - 10. FIRE DEPARTMENT REPORT APRIL 2017
 - 11. NORTH MEMORIAL AMBULANCE REPORT APRIL 2017
 - 12. PLANNING AND ZONING MONTHLY STATISTICS
 - 13. PLANNING AND ZONING COMMISSION MEETING MINUTES OF MARCH 24, 2017
 - 14. CROW WING COUNTY FORFEITED TAX LANDS AUCTION
 - 15. PUBLIC WORKS COMMISSION MEETING MINUTES OF MARCH 6, 2017
 - 16. LETTER DATED APRIL 25, 2017 FROM CROW WING COUNTY HIGHWAY DEPARTMENT RE: CSAH 11 AND CSAH 16 CONSTRUCTION UPDATE
 - 17. LETTER DATED APRIL 13, 2017 FROM CROW WING COUNTY HIGHWAY DEPARTMENT RE: FUTURE COUNTY HIGHWAY PROJECTS
 - 18. CROSSLAKE PARK/LIBRARY COMMISSION MINUTES OF MARCH 22, 2017
 - 19. EDA MEETING MINUTES OF APRIL 6, 2017
 - 20. CROSSLAKE ROLL-OFF RECYCLING REPORT FOR APRIL 2017
 - 21. WASTE PARTNERS RECYCLING REPORT FOR MARCH 2017
 - 22. RESOLUTION NO. 17-05 ACCEPTING DONATIONS

- 23. ACCEPT RESIGNATION OF PLANNING AND ZONING COMMISSIONER
- 24. RESOLUTION NO. 17-06 TO ADOPT FOR RENEWAL EXISTING LIQUOR LICENSE ESTABLISHMENTS FOR 2017-2018
- 25. BILLS FOR APPROVAL IN THE AMOUNT OF \$202,533.90
- 26. MEMO DATED MAY 5, 2017 FROM CROW WING COUNTY LAND SERVICES RE: PROPOSED COUNTY ORDINANCE AMENDMENTS AND
- 27. ADDITIONAL BILLS FOR APPROVAL IN THE ZMOUNT OF \$12,946.79. MOTION CARRIED WITH ALL AYES.
- C. CRITICAL ISSUES Cindy Myogeto of the Crosslake Chamber announced that the Light Up the Dam committee would be selling brats/chips/pop for a fundraiser this Friday at the Corps of Engineers campground from 11 AM to 5 PM. The proceeds would be used towards "movie night" at the campground this summer.

D. MAYOR'S REPORT -

- 1. Included in the packet for Council review was a fact sheet from the League of MN Cities entitled, "Wave of Pre-Emption Legislation Erodes Local Authority." Mayor Norgaard reported that a core value of the League is that locally elected decision-makers are in the best position to determine what health, safety and welfare regulations best serve their constituents. Mayor Norgaard read a resolution that the League urged cities to adopt to support local decision-making authority. The resolution included a statement that more than two dozen bills that restrict local decision-making have been introduced in 2017 to date. MOTION 05R-03-17 WAS MADE BY DAVE NEVIN AND SECONDED BY DAVE SCHRUPP TO APPROVE RESOLUTION NO. 17-07 SUPPORTING LOCAL DECISION-MAKING AUTHORITY. Mark Wessels of 13336 East Shore Road addressed the Council and stated that he was concerned that the information provided from the League did not list what the two dozen bills were related to. Mr. Wessels argued that some actions by the State have been good for local cities. Mr. Wessels suggested that the Council table action until they know more about the bills that were introduced that restrict local authority. Dan Vogt noted that the legislature is only in session for two more weeks, so the Council should either pass the resolution or not, rather than table the matter for a month. Brad Nelson and Dave Nevin felt that the resolution is stating that Crosslake is in favor of keeping local control. MOTION CARRIED WITH ALL AYES.
- 2. MOTION 05R-04-17 WAS MADE BY GARY HEACOX AND SECONDED BY DAVE NEVIN TO APPOINT JAMES FUNK AS ALTERNATE MEMBER OF ECONOMIC DEVELOPMENT AUTHORITY. Mayor Norgaard noted that Mr. Funk and his wife own Crosslake Coffee and that he will be a good addition to the EDA. MOTION CARRIED WITH ALL AYES.
- **E. PUBLIC FORUM** Mike O'Connell of 35411 Riverwood Court addressed the Council and provided information regarding a Walkability Grant that had been awarded to Crosslake from the Greater Lakes Association of Realtors in the amount of \$16,500. Workshops will be held June 12th for city officials and June 13th for the public.

F. CITY ADMINISTRATOR'S REPORT

- 1. Dan Vogt reported that Mission Township Supervisor Dave Hauser contacted the City a year ago to discuss possible alternatives for running Mission's Fire Department. Chief Lohmiller was involved in the discussions and is willing to consider options for coverage, including assistance from other cities. After its annual meeting in March, Mission Township residents were in favor of requesting Crosslake to provide Fire and EMS services. Gary Heacox, Brad Nelson and Dave Nevin thought the City should meet with Mission to consider options. MOTION 05R-05-17 WAS MADE BY GARY HEACOX AND SECONDED BY DAVE SCHRUPP TO DIRECT DAN VOGT, CHIP LOHMILLER, MAYOR NORGAARD AND DAVE NEVIN TO MEET WITH TOWNSHIP MEMBERS TO DISCUSS PROVIDING POSSIBLE FIRE AND EMS SERVICES TO MISSION TOWNSHIP. MOTION CARRIED WITH ALL AYES.
- 2. MOTION 05R-06-17 WAS MADE BY DAVE NEVIN AND SECONDED BY GARY HEACOX TO APPROVE THE ON-SALE BREWER'S TAPROOM LICENSE, BREWER OFF-SALE LICENSE AND SPECIAL SUNDAY LICENSE FOR 14 LAKES CRAFT BREWING COMPANY FOR THE PERIOD OF JUNE 1, 2017 TO JUNE 30, 2017 AND FOR THE RENEWAL PERIOD OF JULY 1, 2017 TO JUNE 30, 2018. MOTION CARRIED WITH ALL AYES.
- 3. MOTION 05R-07-17 WAS MADE BY BRAD NELSON AND SECONDED BY GARY HEACOX TO ADOPT ORDINANCE 341 RELATED TO THE MEMBERSHIP OF THE PERSONNEL COMMISSION. MOTION CARRIED WITH ALL AYES.
 - MOTION 05R-08-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY BRAD NELSON TO APPOINT JON HENKE TO THE PERSONNEL COMMITTEE WITH A TERM ENDING 12/31/17. MOTION CARRIED WITH ALL AYES.
- 4. MOTION 05R-09-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY GARY HEACOX TO ADOPT ORDINANCE NO. 342 ELIMINATING THE CROSSLAKE COMMUNICATIONS ADVISORY BOARD. MOTION CARRIED WITH ALL AYES.

MOTION 05R-10-17 WAS MADE BY GARY HEACOX AND SECONDED BY DAVE SCHRUPP TO PUBLISH ORDINANCE NO. 342 IN SUMMARY FORM IN THE OFFICIAL NEWSPAPER. MOTION CARRIED WITH ALL AYES.

G. COMMISSION REPORTS

1. PUBLIC WORKS/CEMETERY/SEWER

- a. Included in the packet for Council information was a fact sheet from the League of MN Cities entitled, "Small Cell Wireless: Unregulated Access to Public Assets?" Ted Strand stated that the legislature is considering a bill to allow cell towers to be installed anywhere without City approval. The League suggests that cities adopt a Right of Way Ordinance to retain control. Attorney Person stated that he is in favor of such ordinances. Ted Strand stated that he will review this with the Public Works Commission and bring a proposed ordinance to the Council.
- b. MOTION 05R-11-17 WAS MADE BY DAVE NEVIN AND SECONDED BY DAVE SCHRUPP TO DECLARE THE LIST OF EQUIPMENT PROVIDED BY

TED STRAND WHICH INCLUDED A 2000 AND 2002 FORD F250, 2-SNOW BLOWERS, 3-GRASS TRIMMERS, PUSH MOWER, CHAIN SAWS, SCRAP STEEL, ARMY TRAILER, FLAIL MOWER, ROTARY MOWER, USED TRUCK TIRES, AIR COMPRESSOR, SHOULDERING MACHINE, BACKHOE ATTACHMENT AND WIRE FEED WELDER AS SURPLUS, TO ALLOW THE PUBLIC WORKS DEPARTMENT TO SELL THE EQUIPMENT ON THE NJPA WEBSITE OR TO THE PUBLIC, AND TO USE THE PROCEEDS TOWARDS THE PURCHASE OF PUBLIC WORKS EQUIPMENT. MOTION CARRIED WITH ALL AYES.

- c. Dave Reese of WSN presented the results of the bids for the 2017 Street Improvements and recommended that the Council accept the bid from the lowest, responsible bidder, DeChantel Excavating. DeChantel Excavating is located in Brainerd and has done work for many cities. DeChantel told WSN that they plan to use Anderson Brothers as a subcontractor for the paving portion of the projects. Both Dan Vogt and Brad Person stated that they have worked with DeChantel in other cities and have had no issues with their work. MOTION 05R-12-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY BRAD NELSON TO AWARD THE 2017 STREET IMPROVEMENT PROJECT CONTRACT TO DECHANTEL EXCAVATING, LLC WITH A BID OF \$527,031.79. MOTION CARRIED WITH ALL AYES.
- d. Ted Strand asked that the Council meet in a Special Session to discuss the future needs of the sewer plant. There are many large projects in the works, such as a car wash, assisted living, and apartments, that may be built within the municipal sewer area. Before the work begins on the sewer upgrades, Mr. Strand would like to know that there is enough capacity for the City's growth. It was the consensus of the Council to recess this meeting to Thursday, May 11th at 5:00 P.M.

2. PARK & RECREATION/LIBRARY

a. Jon Henke reported the AAA driving course was canceled this week. Staff continues to work on the road for South Bay Park. The book sale raised \$595. Pequot Lakes High School students participated in the Day of Caring by helping complete landscape projects around the park. The Park Department is looking for volunteers to help with the Library patio garden. The Community Center will be closed on Memorial Day. The Tour of Lakes Bike Ride will begin and end at the Community Center on June 3rd. A new program called Crosslake Conversations will replace Chautauqua and begins June 14th at 1:30 P.M.

H. CITY ATTORNEY REPORT - None.

- I. PUBLIC FORUM None.
- J. OLD BUSINESS Jon Henke thanked Bob Hartman for his years of service.
- K. NEW BUSINESS None.

L. ADJOURN – MOTION 05R-13-17 WAS MADE BY DAVE NEVIN AND SECONDED BY GARY HEACOX TO RECESS THE MEETING TO THURSDAY, MAY 11, 2017 AT 5:00 P.M. TO DISCUSS THE GROWTH OF THE CITY AND HOW THAT COULD IMPACT THE SEWER PLANT UPGRADES. MOTION CARRIED WITH ALL AYES.

Respectfully submitted by,

bran Cene helson

Charlene Nelson

City Clerk

City Clerk/Minutes/5-8-17

City of Crosslake

RESOLUTION 17-05

RESOLUTION ACCEPTING DONATION(S)

WHEREAS, the City of Crosslake encourages public donations to help defray costs to the general public of providing services and improving the quality of life in Crosslake; and

WHEREAS, the City of Crosslake is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of citizens; and

WHEREAS, said Statute 465.03 requires that all gifts and donations of real or personal property be accepted only with the adoption of a resolution approved by two-thirds of the members of the City Council; and

WHEREAS, the following person/persons and/or entity/entities has/have donated real and/or personal property as follows:

FROM

DONATION

INTENDED PURPOSE

Frestedt

\$100.00

Tax Help Program

; and

WHEREAS, the City of Crosslake will strive to use the donation as intended by the donor; and

WHEREAS, the City Council finds that it is appropriate to accept said donation(s) as offered.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Crosslake that the donation(s) as described above are accepted as allowed by law.

Passed this 8th day of May, 2017.

ra Conchelron

Patty Norgaard

Mayor

ATTEST:

Charlene Nelson

City Clerk

(SEAL)

RESOLUTION 17-06 TO ADOPT FOR RENEWAL EXISTING LIQUOR LICENSE **ESTABLISHMENTS FOR 2017-2018**

WHEREAS, the City of Crosslake does hereby resolve to adopt the Liquor License Renewals of establishments licensed in 2016-2017 for the licensing year 2017-2018:

ON SALE (INTOXICATING) - \$1500

Andy's

Crosswoods Golf Course

Maucieri's Moonlite Bay Riverside Inn The Bourbon Room The Cedar Chest

The Wharf Zorbaz

OFF-SALE (INTOXICATING) - \$100

Andy's

Barstock Liquors

Maucieri's Moonlite Bay Moonlite Square Riverside Inn

CLUB

SUNDAY (INTOXICATING) - \$200

Andy's

Crosswoods Golf Course

Maucieri's Moonlite Bay Riverside Inn

The Bourbon Room

The Cedar Chest

The Wharf Zorbaz

American Legion Sunday \$200 American Legion On-Sale \$300

ON-SALE (NON-INTOX) \$75

Rafferty's

BE IT RESOLVED, that the City Council for the City of Crosslake, Minnesota go on record as renewing the above establishments for liquor/wine/beer licensing for the period of July 1, 2017 – June 30, 2018, at a Regular Council Meeting on the 8th day of May, 2017, after all licensing requirements are met both under local Ordinance and under MN State Statutes Chapter 340A, and approval is granted by the Minnesota Department of Public Safety Alcohol and Gambling Enforcement Division.

COUNCIL IN FAVOR - 5

COUNCIL AGAINST - 0

Charlene Nelson

City Clerk

Mayor

BILLS FOR APPROVAL May 8, 2017

VENDORS	DEPT		AMOUNT
Ace Hardware, hardware	PW		8.48
Ace Hardware, hardware	Sewer		1.99
Ace Hardware, rlandware Ace Hardware, clamp. Pipe, bar	PW		37.97
	Gov't		25.99
Ace Hardware, rust remover	Sewer		44.25
Ace Hardware, tape, wire	PW		56.95
Ace Hardware, hole saw, mandrel	Sewer		10.58
Ace Hardware, twine	Sewer		21.96
Ace Hardware, cable saw, hacksaw			15.96
Ace Hardware, corner brace	Park		
Ace Hardware, stud sensor	Park		21.99
Ace Hardware, bug repellent	Park		63.92
Ace Hardware, silicone	Police		5.99
Ace Hardware, keys	Admin		7.96
Ace Hardware, bulb	Park		12.99
Ace Hardware, lights	Gov't		87.96
Ace Hardware, trash bags	PW		19.98
Ace Hardware, husqvarna parts	PW		8.00
Ace Hardware, cleaner, funnel	PW		23.35
Ace Hardware, hardware	Park		86.47
Ace Hardware, hardware	Park		40.99
Ace Hardware, hardware	Park		3.55
Ace Hardware, motion light	Park		26.99
Ace Hardware, caster	Park		71.96
Ace Hardware, hardware	Park		15.93
Ace Hardware, batteries	Park		6.99
Ace Hardware, hardware	Gov't		6.75
Ace Hardware, city hall upgrades	Gov't		23.97
Ace Hardware, wheel barrow	PW		99.99
Ace Hardware, batteries	Police		27.98
Ace Hardware, hook	Park		2.19
Ace Hardware, hardware	Park		4.99
Ace Hardware, lights	PW		99.50
Ace Hardware, hardware	PW		4.44
Ace Hardware, pliers, level, screws	PW		58.46
Ace Hardware, adapter	Sewer		2.98
Ace Hardware, uhook	Fire		15.98
Ace Hardware, uhook	Fire		23.97
Alden Hardwick, reimburse for book shelves	Library		1,528.14
AW Research, water testing	Sewer		887.00
Award a Memory, accountability tags	Fire		227.00
Baker & Taylor, books	Library		279.60
Bang Printing, chamber cabin calendars	Park	pd 4-26	4,059.00
Banyon, utility billing support	Sewer	PG + 20	795.00
Batteries Plus, bulbs	Gov't		711.40
	Gov't		321.00
Batteries Plus, bulbs	GOV t	1 1	JZ 1.00

Batteries Plus, bulb recycling	Gov't		147.00
Batteries Plus, bulbs	Gov't	 	90.90
Batteries Plus, bulbs	Gov't		1,481.75
Birchdale Fire & Security, security system	Gov't		15,000.00
Birchdale Fire & Security, camera repair	PW		119.40
Blue Cross Blue Shield, health insurance	ALL		20,259.00
BLAEDC, annual meeting	Council		20.00
Bolton & Menk, review franchise ordinance	PW		200.00
Breen & Person, legal fees	ALL		5,245.00
BSN Sports, balls, ring toss	Park		108.45
C.Emery Nelson, felt element	Sewer		274.90
City of Crosslake, sewer utilities	PW/Gov't		180.00
Clean Team, may cleaning	PW/Gov't		1,082.50
Clifton Larson Allen, final billing for audit	Admin		6,600.00
Council #65, union dues	Gov't		385,00
Crosslake Auto Body, truck repair	PW		3,257.09
Crosslake Communications, phone, fax, cable, internet	ALL		7,743.32
CTCIT, april i.t. labor	ALL		750.00
Culligan, water and cooler rental	PW/Gov't		44.00
CWC Highway Dept, fuel	ALL		2,239.92
CWC Sanitary Landfill, trash disposal	PW		80.00
Dacotah Paper, janitorial Supplies	Park		474.42
Dacotah Paper, janitorial Supplies	Gov't		127.38
Deferred Comp	ALL		300.00
Delta Dental, dental insurance	ALL		1,522.15
DJV Consulting, march, april, may services	Admin		2,568.75
East Side Oil, filter recycling	Gov't		50.00
Fastenal, hardware	PW		18.46
Fire Instruction & Rescue, low angle rescue	Fire		850.00
Fire Instruction & Rescue, live burn, ventilation trailer	Fire		600.00
Fire Instruction & Rescue, nfpa officer class	Fire		500.00
Fortis, disability	ALL		645.94
Galls, uniform	Police		256.51
Guardian Pest Solutions, pest control	ALL		77.60
Hawkins, chemicals	Sewer		1,263.80
	Gov't		329.00
IP Netwroks, firewall	Police	pd 4-27	70.10
Jake Maier, reimburse for uniform expense		- pu 4-27	3,085.50
JMD Manufacturing, mailbox posts and sign posts	PW		
Lakes Area Rental, chain	PW		23.64
Lakes Gas Co., bulk lp	Park		332.48
Lakes Gas Co., parts	Park		145.40
Lakes Heating and Cooling, replace actuator	PW		463.00
League of MN Cities Insurance, workers comp insurance	ALL		69,360.00
Marco, copier lease	Park		223.30
Mastercard, 221B Tactical, uniform	Police	•	196.96
Mastercard, Amazon.com, wheels for lawn mower	PW		85.32
Mastercard, Amazon.com, water filter	Park		39.35
Mastercard, BCA, training	Police	pd 4-27	400.00
Mastercard, CI Pub, chiefs meeting	Police		31.35
Mastercard, Costco, ink cartridges	Fire		164.26
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ADDITIONAL BILLS FOR APPROVAL May 8, 2017

VENDORS	DEPT	AMOUNT
Anderson Brothers, mulch	Library	245.00
Baker & Taylor, books	Library	250.60
Brainerd Lakes Chamber, final payment fireworks	Govt	6,000.00
Crosslake Rolloff, recycling	Govt	2,695.00
Crow Wing County, tif administration	Admin	100.00
Crow Wing County Recorder, filing fee	PZ	46.00
Grand Forks Fire Equipment, eye safety sytems	Fire	80.50
Hawkins, chemicals	Sewer	1,631.85
Holiday Station, fuel	Fire	7.49
Holiday, washer fluid	Police	4.28
Jon Henke, reimburse mileage	Park	98.43
Napa, ac prop premium	Park	47.98
North Central Lawn Care, fertilizer	Park	1,080.00
Northland Press, book sale ad	Library	38.40
Northland Press, ordinance 340	PZ	93.50
Northland Press, meeting notice of 5/15	PZ	63.75
USA Bluebook, drying racks, vortex shaker	Sewer	384.01
Waterfront Services, braces	Park	80.00
1	OTAL	12,946.79

RESOLUTION NO. 17-07

CITY OF CROSSLAKE COUNTY OF CROW WING STATE OF MINNESOTA

A RESOLUTION SUPPORTING LOCAL DECISION-MAKING AUTHORITY

WHEREAS, local elected decision-makers are in the best position to determine what health, safety and welfare regulations best serve their constituents; and

WHEREAS, just like state legislative leaders, local elected officials are held accountable through Minnesota's robust elections process; and

WHEREAS, ordinances at the local level are enacted only after a comprehensive, legal and open process; and

WHEREAS, local units of government are required to publish notices about meetings where policies will be discussed and decisions will be made; and

WHEREAS, under the state's Open Meeting Law, public policy discussions and decisions must occur in meetings that are accessible to members of the public; and

WHEREAS, cities are often laboratories for determining public policy approaches to the challenges that face residents and businesses; and

WHEREAS, preservation of local control in Minnesota has yielded statewide benefits such as the 2007 Freedom to Breathe Act, an amendment to the Minnesota Clean Indoor Air Act; and

WHEREAS, more than two dozen bills that restrict local decision-making have been introduced in 2017 to date.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CROSSLAKE, that this Council supports local decision-making authority and opposes legislation that removes the ability for local elected officials to respond to the needs of their businesses and constituents.

Adopted by the Crosslake City Council this 8th day of May 2017.

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Patty Norgaard

Mayor

Charlene Nelson

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City Clerk