

REGULAR COUNCIL MEETING
CITY OF CROSSLAKE
MONDAY, JUNE 13, 2005
7:00 P.M. – CITY HALL

The Council for the City of Crosslake met in the Council Chambers of City Hall on Monday, June 13, 2005. The following Council Members were present: Mayor Jay Andolshek, Terry Curtis, Dean Eggena, Dick Phillips and Dean Swanson. Also present was City Administrator Thomas N. Swenson, Community Development Director Ken Anderson, City Attorney Kirk Adams, City Engineer Dave Reese, Park and Recreation Director Jon Henke, Police Chief Bob Hartman, General Manager Dennis Leaser, Clerk/Treasurer Darlene Roach, Lake Country Echo Reporter Brian Clapper and Renee Richardson of the Brainerd Dispatch. There were approximately 22 citizens in the audience in addition to Staff.

A. CALL TO ORDER- Mayor Andolshek called the Regular Council Meeting to order at 7:00 P.M. A motion to accept the additions to the agenda was requested. MOTION 06R-01-05 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO ACCEPT THE ADDITIONS TO THE AGENDA AS PRESENTED, MOTION CARRIED WITH ALL AYES.

B. CRITICAL ISSUES – Chamber Director Ruth Ann Hanson was present to request Council approval for the Fire Chief and City Administrator to sign the Application for Display of Fireworks/Pyrotechnic Special Effects for the Fireworks Display which is planned for Saturday, July 2nd at dusk. Ruth Ann thanked the various sponsors, including the City, for their participation in supporting the fireworks. MOTION 06R-02-05 WAS MADE BY DEAN SWANSON AND SECONDED BY TERRY CURTIS TO AUTHORIZE THE FIRE CHIEF AND CITY ADMINISTRATOR SIGNING THE APPLICATION FOR DISPLAY OF FIREWORKS. MOTION CARRIED WITH ALL AYES.

Community Development Director Ken Anderson introduced Bryan Hargrave as Planner-Zoning Coordinator in the Planning and Zoning Department assuming the position previously held by Carrie Fuhrman. Mr. Hargrave began work on June 6th after having worked for 20 years with the DNR as a GIS Specialist. Mr. Hargrave is a graduate of the University of Minnesota with degrees in Forestry and Soil Science.

C. CONSENT CALENDAR – MOTION 06R-03-05 WAS MADE BY DEAN SWANSON AND SECONDED BY DICK PHILLIPS TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR CONSISTING OF: (1.) MINUTES OF SPECIAL COUNCIL MEETING OF MAY 5, 2005; (2.) MINUTES OF REGULAR COUNCIL MEETING OF MAY 9, 2005; (3.) MINUTES OF SPECIAL COUNCIL MEETING OF MAY 12, 2005; (4.) MINUTES OF BOARD OF REVIEW MEETING OF MAY 17, 2005; (5) CROSSLAKE COMMUNICATIONS BALANCE SHEET AND INVESTMENT/CASH SUMMARY DATED APRIL 30, 2005; (6.) CITY MONTH END REVENUE REPORT DATED APRIL, 2005; (8.) CITY MONTH END

EXPENDITURE REPORT DATED APRIL, 2005; (9.) LAKES STATE BANK PLEDGE REPORT DATED MAY, 2005; (10.) LAKEWOOD BANK PLEDGE REPORT DATED MAY, 2005; AND (11.) NORTHERN NATIONAL BANK PLEDGE REPORT DATED MAY, 2005. MOTION CARRIED WITH ALL AYES.

D. PUBLIC FORUM – Councilmember Dean Swanson read a prepared statement clarifying his position on a motion which was approved at the June 2nd meeting dealing with the Shoreland Act. Swanson stated that there was no research or documentation provided to the Council to review prior to the meeting which resulted in his being blindsided by the action. Having done some preliminary research since this meeting, he has concluded that his second (and vote) on the motion was in error. Swanson stated that this is not an excuse, but a report to the Citizens of Crosslake of his error. Swanson stated that frustration occasionally gets in the way of good judgment. Dick Dietz, resident on Manhattan Drive in Crosslake, again addressed the Council and read a prepared statement regarding the video taping of regular and special meetings. Dietz congratulated the Council for having an item on the agenda to review a proposal for audio/visual equipment. Dietz stated that he was unable to attend the meeting held on June 2nd and was unable to televise the meeting since special meetings are not broadcast on Channel 12.

E. MAYOR'S REPORT – Mayor Andolshek noted that an equipment list has been sent out requesting quotes to upgrade the audio/visual equipment. No action was required by the Council at this time.

F. CITY ADMINISTRATOR REPORT –

1. City Bills for Approval – MOTION 06R-04-05 WAS MADE BY DEAN SWANSON AND SECONDED BY JAY ANDOLSHEK TO APPROVE THE BILLS FOR PAYMENT AS SUBMITTED IN THE AMOUNTS OF \$27,323.62 AND \$14,210.71. Councilmember Eggena asked if any of these purchases put a department over budget and City Administrator Swenson stated they would not put the department over budget but could put a line item over budget. MOTION CARRIED WITH COUNCILMEMBER CURTIS ABSTAINING FROM THE VOTE.
2. Crosslake Communications Bills for Approval – MOTION 06R-05-05 WAS MADE BY DICK PHILLIPS AND SECONDED BY DEAN EGGENA TO APPROVE BILLS FOR PAYMENT FOR CROSSLAKE COMMUNICATIONS FOR THE PERIOD OF MAY 1, 2005 THROUGH MAY 31, 2005 TOTALING \$257,656.23. MOTION CARRIED WITH ALL AYES.
3. A memo from Clerk Roach requested approval of a resolution renewing the Liquor License Establishments for 2005-2006. All licensees met the licensing requirements for renewal of their licenses. There were two items requiring action by the Council and one item related to a transfer of one-third joint tenancy as an information item for the Council. The first item pertained to renewal of the licenses currently held by Scott Cordahl of Ox Lake Tavern. This establishment

is for sale and a purchase agreement has been signed by interested parties with a closing date set for June 30, 2005. Approval was requested to tentatively approve the renewal of the existing licenses for Scott Cordahl in the event that the closing does not take place. This tentative renewal has been reviewed with Liquor Control. The second request is to approve the transfer of the Wine License, Off-Sale Non-Intoxicating, On-Sale Non Intoxicating and Set Up Licenses held by Scott Cordahl to NSP OX, Inc. dba Ox Lake Tavern (Kenneth & Vicky Bazille, Dennis & Valerie Barron, Norman & Lorene Finch and Jacob & Jennifer Stein). All required applications, including the payment of fees, have been submitted and are in order. City Staff has conducted the financial and criminal background investigation as required under ordinance. The Council was informed that on the renewal application for Barstock Liquors LLC, Michael and Drew Seeker transferred their one-third joint tenancy to Drew Mackenzie Seeker. In accordance with an email from City Attorney Paul Sandelin, this transfer is not considered a license transfer only a change in voting control. MOTION 06R-06-05 WAS MADE BY TERRY CURTIS AND SECONDED BY DICK PHILLIPS TO ADOPT RESOLUTION NO. 05-10 TO ADOPT FOR RENEWAL EXISTING LIQUOR LICENSE ESTABLISHMENTS FOR 2005-2006. MOTION CARRIED WITH ALL AYES. Approval on the transfer of the Ox Lake Tavern Licenses was requested. MOTION 06R-07-05 WAS MADE BY TERRY CURTIS AND SECONDED BY DICK PHILLIPS TO APPROVE THE TRANSFER OF THE WINE LICENSE, OFF SALE NON-INTOXICATING, ON-SALE NON-INTOXICATING AND SET UP LICENSES FROM SCOTT CORDAHL TO NSP OX, INC. DBA OX LAKE TAVERN CONTINGENT ON SUCCESSFUL CLOSING ON THE PROPERTY. MOTION CARRIED WITH ALL AYES.

4. A letter to the City Council dated June 5, 2005 from the Aadzuhman Shrine Club informed the City that the annual fund drive for the Shriners Hospitals for Children will be conducted throughout the area in 13 communities for the purpose of collecting funds to transport kids for free care at the Shriners Hospital.
5. A revised Schedule of Events for the Modification to the Development Program for Development District No. 1 moved the date for the Public Hearing on TIF District 1-9 from July 11, 2005 to August 8, 2005. City Staff met with Amy Carlson of BLADC and was informed that they are waiting for a legal description from the property owner and the developer. Ken Anderson did a review of the 1.8 acres being proposed for the facility to determine if this is enough land under the Zoning Ordinance.
6. A memo dated May 19, 2005 from City Administrator Swenson broke down the 2004 legal expenses by department against each departments budgeted amount. Four of the six departments came in under budget with the Planning and Zoning over budget by \$13,909. The Park Department legal expenditures were \$45 with no budget in this category. The balance of the legal expenditures involved Capital Projects. This information was included for Council information.
7. A letter dated May 26, 2005 from Crosslake-Ideal Lions Club Gambling Manager Joel Slack included a check to the City of Crosslake Park and Recreation Department in the amount of \$1,000 to aid with Family Fun Day activities and a

check to the City in the amount of \$500 as a pass through to the Chamber of Commerce for assistance with the fireworks display. MOTION 06R-08-05 WAS MADE BY TERRY CURTIS AND SECONDED BY DEAN EGGENA TO ACCEPT THE TWO DONATIONS FROM THE CROSSLAKE-IDEAL LIONS CLUB FOR \$1000 TO BE USED BY THE PARK AND RECREATION DEPARTMENT AND \$500 AS A PASS THROUGH TO THE CHAMBER OF COMMERCE. MOTION CARRIED WITH ALL AYES.

8. A letter dated May 23, 2005 from Dale Hultgren requested that the City Council consider a compost site for use by residents of the City. There was some discussion regarding the cost of operating a compost site and how much interest there is for this in the community. City Administrator Swenson noted that the City, has on occasion after a severe storm, allowed residents to drop off trees and branches at a City location for burning at a later date.
9. A forum dealing with Building Senior Friendly Communities is being held on Thursday, June 23, 2005 at Central Lakes College and the Council was invited to attend.

G. COMMISSION/DEPARTMENT REPORTS --

1. ECONOMIC DEVELOPMENT AUTHORITY -- Nothing
2. PUBLIC SAFETY - Chief Hartman reported 156 calls in Crosslake and 29 calls in Mission Township in May. A memo dated June 6, 2005 from Emergency Management Director Bob Garin, the Police Chief, Public Works Director and City Administrator identified five locations within the City that would be advantageous for the installation of rotating civil defense warning sirens. The City currently has five sirens installed and each year funds have been put aside to purchase five additional sirens. The cost of the 5 rotating sirens with AC control units including tax is \$42,282.38 from Federal Warning Systems. The cost for Holden Electric to mount and install the sirens on poles provided and delivered to the site by Crow Wing Power is \$12,500. Antenna installation and programming for the five sirens would be \$9,090. The cost for Crow Wing Power to provide (5) sixty-foot poles and extend electric service to the locations would cost \$7,000. The revenue allocated to the City from the lighting and safety program from Crow Wing Power contains \$50,323.80 as of January 1, 2005 which can be used for lighting or sirens. In addition, the Capital Outlay Fund Emergency Management Reserve Account contains a balance of \$15,700 as of March 31, 2005. Council approval to purchase and install the five sirens was requested. MOTION 06R-09-05 WAS MADE BY DICK PHILLIPS AND SECONDED BY DEAN EGGENA TO ACCEPT THE PROPOSAL FOR PURCHASE AND INSTALLATION OF 5 CIVIL DEFENSE SIRENS AS PRESENTED. There was some discussion regarding whether additional quotes should be obtained. City Administrator Swenson stated that the sirens need to be compatible with those currently installed and Martin Communications is the Motorola dealer in the area who Federal Warning Systems recommends does the work. Councilmember Eggena asked if the electrical portion could be put out for quotes. Councilmember Swanson stated that this expenditure

isn't coming out of City funds but out of the Crow Wing Power lighting fund. MOTION AMENDED TO GET QUOTES FROM OTHER COMPANY'S ON THE ELECTRIAL PORTION OF THE PROPOSAL. Clerk Roach commented that the other individuals quoting now would have the benefit of knowing Holden Electric's quote. AMENDED MOTION WITHDRAWN AND ORIGINAL MOTION CARRIED WITH ALL AYES. A memo dated June 13, 2005 from Chief Hartman requested approval to accept a donation in the amount of \$11,000 from a Crosslake family to be used to purchase a radar trailer for the Police Department. MOTION 06R-10-05 WAS MADE BY TERRY CURTIS AND SECONDED BY DICK PHILLIPS TO ACCEPT THE DONATION OF \$11,000 TO BE USED FOR THE PURCHASE OF A RADAR TRAILER FOR THE POLICE DEPARTMENT. Mayor Andolshek commented that this was a very generous donation. MOTION CARRIED WITH ALL AYES. Chief Hartman stated that he has checked on several trailers and requested approval to purchase a trailer for \$10,090 plus tax. MOTION 06R-11-05 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO APPROVE THE PURCHASE OF A RADAR TRAILER FOR THE POLICE DEPARTMENT WITH THE DONATED FUNDS. MOTION CARRIED WITH ALL AYES. The Fire Department responded to 6 medical calls and 5 fire calls in May for a total of 11 calls. North Ambulance reported 28 callouts in March and 26 callouts in April.

3. PARK AND RECREATION –

- a. Park and Recreation Director Jon Henke presented a recap of activities underway at the Community Center and Park. The next session of aerobic instruction will begin on July 11th and run until August 18th. Membership for this class has been set at \$39.00. Additional AAA Senior Driving classes will be held at the Community Center on Thursday, June 30th and Thursday, July 21st. These are four hour refresher classes beginning at 9:00 A.M. The Youth Boat Safety Class sponsored by C & C Boatworks, Zorbaz and Crow Wing County Sheriff's Department will be held at the Community Center on June 15th and June 29th beginning at 9:00 A.M. Tennis lessons will be offered again this year starting June 27th and continuing for three-one week sessions. The fee per session is \$20.00. Students may register for all three sessions for \$50.00. The Parks Department will be hosting a Senior Tennis Mixer on Monday and Thursday afternoons from 4:00 P.M. to 7:00 P.M. The fee for this program is \$10.00. Crosswoods Golf Course, in cooperation with the Parks Department, will be offering a junior golf and pizza league this summer. This program is offered to children 16 and under and will begin on June 13th. Participation fee for all eight sessions is \$96.00 and includes instruction, clubs, range balls, golf and lunch. Donna Dewberry's "One Stroke" painting class is back again this summer with certified instructor Renee Aden. Sessions will be held Wednesdays in August and September. Cost for the first class is \$32.00 and includes all supplies and brushes. Subsequent classes are \$18.00 and will take place mornings from 9:00 A.M. – 11:30 A.M. Registrations are now available at the Community Center for Grandpa's Run for the Walleye. The 24th annual Crosslake Dam

Run will be held on Saturday, August 6th. The race coordinator is Mick Justin. Information and registrations are available at the Community Center. The Parks Department received a donation of \$250 from the American Legion Auxiliary for use towards the Family Fun Day Program. Park Director Henke requested acceptance of the donation. MOTION 06R-12-05 WAS MADE BY DEAN SWANSON AND SECONDED BY DEAN EGGENA TO ACCEPT THE \$250 DONATION FROM THE AMERICAN LEGION AUXILIARY FOR THE PARK AND RECREATION DEPARTMENT. MOTION CARRIED WITH ALL AYES. Shelter reservations are filling fast and persons interested in using this facility need to reserve a date to ensure availability. The Community Center is now closed on Sunday's through Labor Day weekend and will also be closed on Monday, July 4th for Independence Day. Henke stated that a meeting will be held with George Riches in the near future to discuss conceptual plans for the library addition. The minutes of the April 25, 2005 Park Commission Meeting were included for Council information.

4. LIBRARY – Chair Alden Hardwick addressed the Council and reported that 110 individuals attended the library fundraiser luncheon on June 7th which was coordinated by Library Committee Member Paula Karl. Local merchants donated over fifty prizes which were raffled off at the luncheon. The highlight of the luncheon was the announcement of a generous donation of \$100,000 from a local family, who wish to remain anonymous at this time. This was a real milestone for the Committee Members who have worked so diligently on fundraising. There has been no word from the State on the availability of funds and the forms to request funding are not yet available. The minutes of the May 16, 2005 Library Committee Meeting were included for Council information.
5. PERSONNEL – At a meeting held on June 6, 2005, the Personnel Committee approved a motion recommending to the City Council that Heavy Equipment/Sewer Operator Jim Ritter be removed from probationary status and placed on regular full time status effective June 13, 2005. MOTION 06R-13-05 WAS MADE BY TERRY CURTIS AND SECONDED BY DEAN EGGENA TO APPROVE REMOVING HEAVY EQUIPMENT/SEWER OPERATOR JIM RITTER FROM PROBATIONARY STATUS AND PLACED ON REGULAR FULL TIME STATUS EFFECTIVE JUNE 13, 2005. MOTION CARRIED WITH ALL AYES.
6. PUBLIC WORKS /CEMETERY/SEWER –
 - a. A memo dated June 8, 2005 from Public Works Director Ted Strand requested approval to hire North Central Lawn Care & Irrigation to replace the irrigation behind City Hall at a cost of \$3,263. Due to construction of the back canopy and the rear parking lot, the sprinkler system was damaged. Two quotes were received on this project. MOTION WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO APPROVE THE ESTIMATE OF \$3,263 FROM NORTH CENTRAL LAWN CARE & IRRIGATION TO INSTALL AN IRRIGATION SYSTEM AT CITY

HALL. City Administrator Swenson noted that if the company runs into problems, any additional work would cost \$50.00 per hour. Public Works Director Ted Strand who has met with both companies was not present at the meeting. Councilmember Phillips did not feel that a sprinkler system was needed in the rear of City Hall. Park Director Jon Henke, in speaking with Ted Strand, indicated that this cost included both the front and rear of the building. MOTION WITHDRAWN. MOTION 06R-13-05 WAS MADE BY DEAN EGGENA AND SECONDED BY TERRY CURTIS TO TABLE THIS ISSUE TO THE NEXT MEETING UNTIL TED STRAND CAN EXPLAIN THE QUOTES. MOTION CARRIED WITH ALL AYES.

- b. A memo from Public Works Director Ted Strand requested approval to contract with Overhead Door Company to perform annual maintenance on the 25 garage doors located on City buildings. The contract cost for this work would be at \$50.40 per hour, which would represent a 10% discount. Councilmember Phillips asked if an approximate number of hours to service the doors could be provided. In the absence of Public Works Director Ted Strand, MOTION 06R-14-05 WAS MADE BY DEAN EGGENA AND SECONDED BY DICK PHILLIPS TO TABLE THE OVERHEAD DOOR ISSUE TO THE NEXT REGULAR MEETING. MOTION CARRIED WITH ALL AYES.
- c. City Administrator Swenson provided an update on the Sewer Connections. As of June 8, 2005 there are 296 properties connected to the municipal sewer system. These properties break down as 226 residential and 70 commercial connections. The records indicate that 22 residential properties need to connect of which 4 have taken out a permit. There are 9 commercial properties that need to connect of which 4 have taken out permits. As of July 1st, these 31 properties will be billed the user charge regardless of whether they are connected in accordance with the sewer ordinance. If all 327 connections are billed the minimum of \$30.00 per month, a total of \$9,810 will be generated each month.
- d. A letter from Hammerlund Construction, Inc. dated May 31, 2005 made a claim for monetary forfeiture and attorneys' fees incurred related to the Collector Sewer Main located at 13761 Edgewater Lane. City Engineer Dave Reese recommended that the Council not approve payment to the contractor. This was provided for Council information.
- e. A letter dated May 27, 2005 to Duane Blanck at the Crow Wing County Highway Department regarding the Park Road Account Project for Greer Lake Road was included for Council information. Consideration of additional funding is being requested from the State Park Road program due to the time that has elapsed in reviewing the MNDOT and State Aid requirements. Councilmember Curtis asked what the feedback was from Fairfield Township if the funds are not granted. City Engineer Reese stated that Fairfield is considering changing the proposed assessment from \$3,000 to \$6,000 if the grant funds are not increased.

- f. A letter dated June 7, 2005 from City Engineer Dave Reese to Al Knowlen of Anderson Brothers Construction requested a quote for additional work on Daggett Pine Road. As the result of a site review on June 6th with City Administrator Swenson, Ted Strand and Rusty Taubert of the Presbyterian Church a scope of work was developed. This information was provided for Council information.
- g. A letter dated June 8, 2005 from Al Knowlen of Anderson Brothers Construction to Widseth Smith Nolting was in response to the June 7th letter requesting a quote for additional work. The quote received is in the amount of \$16,288.55. This information was provided for Council information.
- h. A letter dated June 10, 2005 from Al Knowlen of Anderson Brothers Construction to Widseth Smith Nolting revises the June 8th quote based on a revised plan from the Presbyterian Church. This revised quote in the amount of \$8,966.96 would include mobilization, the installation of 2 rock sumps/bee hive grates and approximately 216 square yards of sod around the culvert ends at approximately 24 locations. MOTION 06R-15-05 WAS MADE BY DEAN EGGENA AND SECONDED BY JAY ANDOLSHEK TO ACCEPT THE QUOTE FROM ANDERSON BROTHERS CONSTRUCTION IN THE AMOUNT OF \$8,966.96 FOR DAGGETT PINE ROAD. Councilmember Phillips asked where the money would come from and City Administrator Swenson stated the money would come from the Capital Outlay Road Construction Account. MOTION CARRIED WITH TERRY CURTIS ABSTAINING FROM THE VOTE.

City Engineer Dave Reese addressed the Council and suggested that during the TIF District review of acreage, that the City also review drainage and impervious coverage.

7. PLANNING AND ZONING -

- a. The minutes of the April 5, 2005 Meeting of the Planning and Zoning Commission/Board of Adjustment were included for Council information.
- b. The minutes of the April 22, 2005 Meeting of the Planning and Zoning Commission/Board of Adjustment were included for Council information.
- c. The Permit Summary for May 2005 indicated that 14 permits were issued for homes in May compared to 4 permits in May 2004. The total monthly valuation for May was \$1,435,240 compared to \$5,488,436 in May 2004.
- d. A letter dated June 2, 2005 from City Attorney Kirk Adams included a proposed Ordinance Amendment regarding home occupation's and was included for Council information.
- e. A letter dated June 7, 2005 from City Attorney Kirk Adams regarding the Shoreland Act was included for Council information.
- f. A letter dated June 9, 2005 from DNR Area Hydrologist Ron Morreim was in response to an article which appeared in the Brainerd Dispatch regarding the administration of the shoreland management controls in the City and was included for Council information. Mr. Morreim stated that the City has an obligation to follow the Shoreland Act.

- g. A memo dated June 13, 2005 from Planner/GIS Coordinator Jim Perry contained details regarding the public hearing held on April 22, 2005 for Peter Hansen and Lynne Marchese. At the hearing, the Planning and Zoning Commission agreed that home occupations are restricted to keep a line between residential and commercially zoned property. The Commission passed a motion by a 4-1 vote to recommend to the City Council that all property from the subject property south to the Cedar Chest be rezoned from R-3 to Commercial. Staff later determined that a Waterfront Commercial Zoning was more appropriate for the property and another public hearing was scheduled for May 27, 2005. At the May 27th meeting, neighboring property owners and other residents voiced concern as to what a Commercial zoning status would do to their property. After considerable discussion at the public hearing, a motion was passed unanimously to deny the rezoning request based on the negative effect it would have on neighboring properties. Another motion was passed unanimously to recommend to the City Council that the City Code be amended to allow 30% of a dwelling to be used for a Home Occupation, that employees shall normally be limited to residents of the dwelling and that additional employees be allowed at the discretion of the Commission. The applicant has submitted a letter stating that they wish to appeal the decision of the Planning and Zoning Commission at the July 11th Council Meeting and pursue rezoning the properties from their residence to the Cedar Chest to Waterfront Commercial. After a brief discussion regarding the options, City Attorney Adams informed the Council that discussion could be held regarding the proposed home occupation ordinance amendment, but any discussion regarding the rezoning should wait until after the public hearing is held. The Council agreed to wait until after the appeal to discuss the home occupation ordinance amendment. Community Development Director Ken Anderson informed the Council that a 4/5ths vote of the Council is required to rezone property and only four members of the Council will be in attendance at the July meeting with the absence of Councilmember Curtis. MOTION 06R-16-05 WAS MADE BY JAY ANDOLSHEK AND SECONDED BY DEAN SWANSON TO SCHEDULE THE PUBLIC HEARING TO HEAR THE APPEAL OF PETER HANSON AND LYNNE MARCHESE FOR MONDAY, JULY 11, 2005 AT 6:00 P.M. MOTION CARRIED WITH COUNCILMEMBER EGGENA VOTING NAY.
- h. A Staff Report dated June 8, 2005 from the Planning and Zoning Commission requested Council approval for the DNR to establish the OHW for Rock Lake. Councilmember Phillips asked why just this lake and not all the lakes and Community Development Director Ken Anderson stated that the DNR is recommending that the City not request this on all lakes due to time constraints. Currently the City has two variance requests pending from applicants who have issues with elevations and setbacks from the ordinary high water level due to this mark never having been established by the DNR. The Planning and Zoning Commission has requested Council approval to request the DNR dispatch a crew to establish the OHW. Councilmember

Phillips recommended that the City get on the DNR list to have the OHW mark determined on all the City's lakes. MOTION 06R-17-05 WAS MADE BY DEAN SWANSON AND SECONDED BY TERRY CURTIS TO AUTHORIZE STAFF TO REQUEST THE ORDINARY HIGH WATER STUDY FOR ROCK LAKE. Councilmember Eggena stated that the elevations for O'Brien and Goodrich Lakes were just established and as a result now property owners have to hire a surveyor to identify the topography which results in added cost to the property owner. Eggena stated that he would be opposed to doing this on Rock Lake. Community Development Director Ken Anderson stated that the OHW is an established elevation and explained the floodplain implications. Mayor Andolshek asked if this lake is one where there is a wetland issue. Councilmember Swanson felt that establishing the OHW is a protection for the property owner. Councilmember Curtis asked why a surveyor would be needed if the OHW level is established and he was told to determine the topography. Curtis asked what Planning and Zoning was doing with the two applications. Anderson stated that one is on hold waiting for a topographical survey and on the other application information from Landecker & Associates is being used to determine the mark. Councilmember Swanson stated that it would be cleaner for everyone to establish the OHW mark. Anderson agreed and stated that it gives the surveyor a benchmark to follow. MOTION CARRIED WITH ANDOLSHEK, PHILLIPS AND SWANSON VOTING AYE AND EGGENA AND CURTIS VOTING NAY.

A five minute recess was taken.

- i. A memo dated June 13, 2005 from Ken Anderson requested approval on a partial reimbursement of funds in the amount of \$8,207.43 be paid to David and Kathleen Andersen for work that has been done on road improvements and signage for Andersen Drive. Funds are held on account by the City and as work is completed, the funds are drawn on. City Engineer Dave Reese viewed the site on June 13th when the work was being done and confirmed that the road improvements meet the City requirements for width and thickness. MOTION 06R-18-05 WAS MADE BY DEAN EGGENA AND SECONDED BY DICK PHILLIPS TO APPROVE THE REQUEST FOR REIMBURSEMENT BY DAVID AND KATHLEEN ANDERSEN IN THE AMOUNT OF \$8,207.43. It was noted that the City will retain 10% of the funds until all work has been completed.
8. UTILITIES – General Manager Dennis Leaser reported that the power outage that occurred at 2:45 P.M. on June 13th was the result of work that the boring company was doing on Edgewater Lane. Power was restored at about 4:00 P.M. Gordie Reller has been hired on a part-time basis to talk to homeowners and business owners regarding the plowing that is being done to install the fiber optic lines and where they would like the boxes installed. On Tuesday, June 7th, City Attorney Adams, Councilmember Phillips, City Administrator Swenson and General Manager

Leaser worked on the Advisory Commission Ordinance. One more meeting will be held before it is ready for Council review. Lakes Long Distance became available June 1st. The plan offers 9.9 cents per minute with no monthly charge. The Neighbor-to-Neighbor plan with Emily Telephone and CTC is ready for service. The plan allows for 7 digit dialing to the exchanges serviced by Emily Telephone and CTC for \$4.95 per month. Various informational seminars are being held at the Telephone Company which have been very successful. The next seminar will cover encrypting email and is scheduled for June 16th. Mayor Andolshek asked if customers needed to contact the Telephone Company to convert to Lakes Long Distance and Leaser stated that they do. All conversion costs will be paid by the Company. The Crosslake Cablevision Digital TV Report was included for Council information.

RECYCLING – A total of 22.43 tons of recyclables were collected in May bringing the year-to-date amount collected to 75.42 tons.

H. OLD BUSINESS – None

I. NEW BUSINESS – None

J. PUBLIC FORUM – None

K. ADJOURN – MOTION 06R-19-05 WAS MADE BY TERRY CURTIS AND SECONDED BY DICK PHILLIPS TO ADJOURN THIS REGULAR MEETING AT 9:25 P.M. MOTION CARRIED WITH ALL AYES.

Recorded and transcribed by,

A handwritten signature in cursive script, appearing to read 'Darlene J. Roach', written in dark ink.

Darlene J. Roach
Clerk/Treasurer

Shared/REG COUNCIL MTG – June 13, 2005

BILLS FOR APPROVAL
13-Jun-05

VENDOR	DEPT	AMOUNT
Ace Hardware, cable ties	P&R	8.51
Ace Hardware, shelf, batteries	PW	18.22
Ace Industrial Supply, safety glasses	PW	126.00
Ameripride, mats	PW	103.54
Cascade Computers, cable	Gov't	13.83
Country Works, printing services	P&Z	450.50
Culligan, water and cooler rental	PW/Gov't	64.12
Darlene Roach, reimburse petty cash	ALL	99.93
East Side Oil, oil filter recycling	PW	50.00
Echo Publishing, special meeting notice	P&Z	22.58
Echo Publishing, ordinance 207	P&Z	25.80
Echo Publishing, ordinance 206	P&Z	22.58
Echo Publishing, cemetery clean up ad	Cemetery	24.00
Echo Publishing, stop work orders	P&Z	82.68
Holiday Station, fuel	Fire	44.67
Houston Ford, oil change, 3000 mile check up	Police	26.79
Jay Andolshek, reimburse mileage	Gov't	13.77
Larson Allen, auditing expense	Gov't	4,839.06
Mastercard, Fleet Farm, brush, pole, bt qurtrs	PW	75.58
Mastercard, Fleet Farm, herbicide, cable ties, ant-b-gon	P&R	72.78
Mastercard, Menards, drill, cable, shovel, locknut	PW	87.18
Mastercard, Walmart, tennis balls, silicone, coffee, plates	P&R	108.10
Mid American Research Chemical, tuff stuff, wash n wax	Fire	186.87
Minnesota T's, jerseys	P&R	197.40
MPCA, licenses	Sewer	38.00
MR Sign, address and street signs	PW	216.75
MWOA, conference registration	Sewer	200.00
Northeast Technical Services, water test	Sewer	108.80
Northeast Technical Services, water test	Sewer	108.80
Northwood Turf and Power, knob	P&R	10.64
Nortrax, electrical repair	PW	583.92
Nortrax, parts	PW	29.71
Nortrax, starting circuit	PW	319.30
Paula Karl, reimburse for library luncheon	Library	1,184.27
Quill, printer	Sewer	1,331.24
Sandelin Law Office, legal fees	ALL	4,995.74
UPS, postage	Police	13.33
USA Bluebook, recorder, manhole lids, coupler	Sewer	2,762.47
Viking Coca Cola, pop	P&R	110.12
Widseth Smith Nolting, engineering fees	ALL	8,546.04
TOTAL		27,323.62

ADDITIONAL BILLS FOR APPROVAL
13-Jun-05

VENDOR	DEPT	AMOUNT
Ace Hardware, trailer ball, tail lite, connector	PW	45.84
Ace Hardware, primer, cement	P&R	7.01
Anderson Brothers, class 1	PW	434.89
Anderson Brothers, class 1 and class 5	PW	1,373.02
Blue Lakes Disposal, trash removal, damage to dumpster	ALL	564.85
Brandanger Office Supply, name plates	P&Z	57.37
Cascade Computers, correct printer problems	Police	75.00
Crow Wing County Highway Dept., fuel	ALL	3,642.15
Crow Wing County Treasurer, e911 addresses	Gov't	200.00
Crow Wing Power, electric service	ALL	3,719.36
Diversified Medical, lifepak 500	Police	189.46
Heckler & Koch, gun, handguard rail, magazine	Police	1,109.53
Jim Ritter, reimburse mileage	PW	61.56
Menards, bushing, step drill, appliance cord, cable	PW	87.18
Neopost, meter rental	P&Z/Admin	358.97
Northeast Technical Services, water test	Sewer	182.54
Quill, folders, clips	Gov't/Admin	32.57
Samaritan Tire, tires	Police	307.90
Uniforms Unlimited, uniform	Police	258.95
USA Bluebook, reducer/coupler	Sewer	44.04
Whitefish Auto, oil change, fix mirror	P&R	32.84
Ziegler Cat, preventative maintenance service	PW	1,076.94
Ziegler Cat, preventative maintenance service	PW	348.74
TOTAL		14,210.71

RESOLUTION 05-10
TO ADOPT FOR RENEWAL EXISTING LIQUOR LICENSE
ESTABLISHMENTS FOR 2005-2006

WHEREAS, the City of Crosslake does hereby resolve to adopt the Liquor License Renewals of establishments licensed in 2005-2006 for the licensing year 2005-2006:

ON-SALE (INTOXICATING) \$1500.00

The Cedar Chest
Zorbaz of Cross Lake
Riverside Inn
Andy's Restaurant/Liquors
Ye Olde Wharf
Moonlite Bay
The New Exchange
Maucieri's

OFF-SALE (INTOXICATING) \$100.00

Channel Liquors, Inc.
Barstock Liquors, Inc.
Riverside Inn
Andy's Restaurant/Liquors
The New Exchange

SUNDAY (INTOXICATING) \$200.00

Zorbaz of Crosslake
The Cedar Chest
Riverside Inn
Andy's Restaurant/Liquors
Ye Olde Wharf
Moonlite Bay
The New Exchange
Maucieri's

STRONG BEER ON-SALE \$75.00

Famous Dave's

WINE LICENSE - \$100.00

Ox Lake Tavern
Famous Dave's

CLUB

American Legion On-Sale \$300.00
American Legion Sunday \$200.00

ON-SALE (NON-INTOX.) \$75.00

Ox Lake Tavern
Crosswoods Golf Course, Inc.
Rafferty's

OFF-SALE (NON-INTOX.) \$25.00

Ox Lake Tavern
Bait Box Marina, Inc.
Mermaid Enterprises/Holiday Station
Reed's Country Market
Video Plus

SET-UP LICENSE \$50.00

Ox Lake Tavern


CONSUMPTION & DISPLAY

Ox Lake Tavern

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, 2005 – June 30, 2006, at a Regular Council Meeting on the 13th day of June, 2005, after all licensing requirements are met both under local Ordinance and under MN

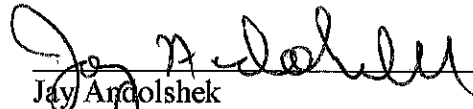
State Statutes Chapter 340A, and approval is granted by the Minnesota Department of Public Safety Alcohol and Gambling Enforcement Division.

COUNCIL IN FAVOR -- 5



Thomas N. Swenson
City Administrator

COUNCIL AGAINST - 0



Jay Andolshek
Mayor