

COUNCIL PROCEEDINGS
CITY OF CROSSLAKE MINNESOTA
PUBLIC HEARING AND REGULAR COUNCIL SESSION
MONDAY, JUNE 8, 1992
7:30 P.M. AT CITY HALL

The City Council for the City of Crosslake met in a Public Hearing and Regular Council Session on Monday, June 8, 1992 in the Council Chambers of City Hall. The following Councilmembers were present: Mayor Kurt E. Anderson, Lyle M. Arends, Charles D. Miller and Dean L. Swanson. Roger A. Burshem was absent. Also present were City Department Heads, City Engineer Will Hoyt, Computer Consultant Ron Johnson, City Clerk/Treasurer Arlene A. Buchite as well as approximately 10 residents.

Mayor Anderson called this Public Hearing to order at 7:30 p.m. stating that the primary purpose for this Hearing was to amend certain portions of Chapter 3 and Chapter 8 of the Zoning ordinances. Mayor Anderson read the proposed amendments. MOTION WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE THE AMENDMENTS AS READ TO CHAPTER 3 AND CHAPTER 8 AS RECOMMENDED BY THE PLANNING AND ZONING COMMISSION. Discussion ensued. Mr. Miller said he does not like having single family homes as a conditional use in the Commercial zone. A portion of the May 11, 1992 Council meeting which discussed this issue was reviewed. Teri Daehn, Zoning Coordinator, stated that she had talked to City Attorney James Gammello about having single family homes as a non-conforming use and was informed that the City has three choices as far as allowing single family homes in a Commercial district. Those choices are (1) permitted use, (2) conditional use or (3) prohibited use. Mayor Anderson said he would not have a problem with conditional use if there was no fee involved. MOTION 6PH-01-92 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO AMEND THE MOTION ON THE FLOOR BY CHANGING SECTION 8.05, SUBDIVISION 12, TO ALLOW SINGLE FAMILY HOMES AS A PERMITTED USE IN A COMMERCIAL ZONE. MOTION PASSED UNANIMOUSLY.

Discussion ensued regarding Section 3.30, Paragraph F. MOTION WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO DELETE SECTION 3.30, PARAGRAPH F, FROM THE ZONING AMENDMENTS. C. MILLER AND D. SWANSON VOTED AYE. L. ARENDS AND K. ANDERSON VOTED NAY. MOTION DID NOT PASS.

MAYOR ANDERSON CALLED FOR A VOTE ON THE MOTION TO ACCEPT THE ENTIRE AMENDMENTS AS PRESENTED. L. ARENDS AND K. ANDERSON VOTED AYE. C. MILLER AND D. SWANSON VOTED NAY. MOTION DID NOT PASS.

MOTION NO. 6PH-02-92 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO APPROVE SECTION 8.04, SUBDIVISION 4, DEALING WITH NON-CONFORMING USES AS PRESENTED. MOTION PASSED UNANIMOUSLY.

MOTION NO. 6PH-03-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE SECTION 8.05, SUBDIVISION 6, AS PRESENTED AND SECTION 8.05 SUBDIVISION 12 AS SINGLE FAMILY HOMES AS A PERMITTED USE IN COMMERCIAL ZONING. MOTION PASSED UNANIMOUSLY.

It was the consensus of the Council to address Section 3.30 at a later date.

MOTION NO. 6PH-04-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO ADJOURN THIS PUBLIC HEARING AT 7:50 P.M. MOTION PASSED UNANIMOUSLY.

Mayor Anderson then called the Regular Council session to order.

CONSENT CALENDAR - MOTION NO. 6R-01-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR AS PRESENTED. D. Swanson noted a typing error in the first paragraph of the May 11, 1992 minutes. MOTION PASSED UNANIMOUSLY.

CLERK'S REPORT - Bills for payment. MOTION NO. 6R-02-92 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO PAY ALL BILLS INCLUDING: (1) DONALD COULTER FOR CEMETERY SURVEY WORK TO DATE FOR \$519.50; (2) PEQUOT SAND AND GRAVEL FOR CLASS #5 FOR CEMETERY \$1,932.48 AND STOCKPILE FOR \$549.00; AND (3) NORTHERN LIGHTS MICROFILMING FOR \$304.00. MOTION PASSED UNANIMOUSLY.

Ron Johnson was present to answer questions from the Council on upgrading the Clerk's computer. Mr. Johnson informed the Council that the present computer is extremely slow and a newer model would speed up input and printing of reports. Discussion ensued regarding the software currently used. Mr. Johnson said if a change is going to be made in the software it would be better done at the end of the year. It was the consensus of the Council that the Clerk needs a new computer but it will be looked at again in the fall. Networking was also discussed.

Correspondence was given to the Council on League of MN Cities dues, increase in hospitalization, sales tax and the notice from the Secretary of State on reimbursement of expenses for the presidential primary.

MAYOR'S REPORT - Mayor Anderson spoke briefly regarding the meeting of the Unsewered Area Advisory Committee.

Mayor Anderson indicated that he sent the information on the Fire Hall to the Iron Range Rehabilitation Resource Board and had a favorable response from them but not a definite commitment. Mayor Anderson said the REA interest free money will be available this fall and he would like to have the Council proceed with the hiring of an engineer or architect. MOTION NO. 6R-03-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO ADVERTISE TO HIRE AN ARCHITECT TO DRAW UP PLANS AND DO THE ENGINEERING WORK ON THE NEW FIRE HALL. MOTION PASSED UNANIMOUSLY.

FUNDING AND FUTURE DEVELOPMENT - Discussion ensued regarding the proposed survey for a feasibility study for sewerage portions of Crosslake. MOTION NO. 6R-04-92 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO SEND OUT ALL THREE PAGES OF THE SURVEY AS PRESENTED. Mayor Anderson said he wanted the word "The Mayor suggested" in the fifth paragraph of the letter changed to "The Mayor insisted". Discussion ensued regarding the feasibility study wording be added and also the amount of the loan for the study. D. Swanson suggested sending all three pages including the news release. Mayor Anderson also stated he wanted "with a loan of up to \$250,000 from the State" added to paragraph four. MOTION PASSED WITH CHANGES MADE AS NOTED ABOVE. L. ARENDS ABSTAINED, MAYOR ANDERSON VOTED AYE. Mayor Anderson informed the Zoning Coordinator to make the changes and to show the letter to Mr. Arends before it is mailed out.

PERSONNEL - Mayor Anderson informed the citizens present that the Council would be having a retreat sometime in July to go over job descriptions and other items of concern to the Council. There will be no formal decisions made at the meetings and all meetings will be open to the public.

PARK AND RECREATION - Mayor Anderson said he will be unable to attend the next meeting because the night for the meeting was changed to June 17 instead of June 18.

RECYCLING - Clerk Buchite indicated that she had received a check from the Breezy Point recycling team for the large bins they purchased from the City.

PLANNING AND ZONING - Coordinator Teri Daehn stated that the developers requested some minor changes in the Timber Trail plat. MOTION NO. 6R-05-92 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO APPROVE THE CHANGE IN THE TIMBER TRAIL PLAT BY EXCLUDING LOT 1 FROM THE COVENANTS AND OWNERS ASSOCIATION. MOTION PASSED UNANIMOUSLY.

Mayor Anderson said that Herb Schuess of the FINA station and Mermaid Bait was requesting approval to spread gas contaminated soil on the Al Bohall property just east of the downtown area. It was the consensus of the Council that their only concern was in knowing the amount of soil to be spread. MOTION NO. 6R-06-92 WAS MADE BY D. SWANSON AND SECONDED BY L. ARENDS TO APPROVE THE SPREADING OF CONTAMINATED SOIL ON FIVE ACRES OF LAND UP TO FOUR INCHES THICK ON THE BOHALL PROPERTY. MOTION PASSED UNANIMOUSLY.

PUBLIC SAFETY - Fire Chief David Schliek informed the Council that the ISO testing to lower fire insurance rates in Crosslake will be on July 22, 1992 but the results will not be known for six to eight weeks.

Mr. Schliek stated that he has received information that burying liquid propane gas tanks is not safe or wise and he will bring

information to the Public Safety within the next few meetings for recommendations to the Planning and Zoning.

Mr. Schliek also informed the Council that they are working on a policy for the first responders regarding body fluids because of a Federal OSHA requirement.

UTILITIES COMMISSION - Annual meeting will be June 20, 1992.

PUBLIC WORKS - Liaison Arends stated that the Commission recommended the purchase of a 5 H.P. two stage air compressor for \$900.00 but he feels that the \$500.00 compressor from Fleet Farm will serve the purpose. MOTION NO. 6R-07-94 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO APPROVE THE PURCHASE OF A 5 H.P., TWO STAGE AIR COMPRESSOR FOR APPROXIMATELY \$994.07. MOTION PASSED WITH L. ARENDS VOTING NAY.

The Commission also recommended that the weed sprayer sitting outside the garage be sold. MOTION NO. 6R-08-92 WAS MADE BY D. SWANSON TO ADVERTISE TO SELL THE CHEMICAL WEED SPRAYER. MOTION PASSED UNANIMOUSLY.

Discussion ensued regarding the removal of flowers from the Cemetery. Mayor Anderson stated that he would like to have the workers take an additional two hours to mow and leave the flowers that are in good shape left on the graves.

Chairman Jack Webster questioned the size of markers or monuments allowed and this was discussed briefly. MOTION NO. 6R-09-92 WAS MADE BY L. ARENDS AND SECONDED BY D. SWANSON TO RE-WORD THE CEMETERY BROCHURES TO CLEARLY STATE THAT FLAT, GROUND HIGH MARKERS ONLY WOULD BE PERMITTED. MOTION PASSED WITH C. MILLER VOTING NAY. A slip of paper will be added to each of the existing Cemetery brochures.

Which department should do the mowing was discussed briefly. Mayor Anderson said he feels the Park Maintenance Assistant should do the mowing. Rather than buy another lawn mower it was the consensus of the Council to have one department do the mowing. MOTION NO. 6R-10-92 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO HAVE THE PUBLIC WORKS DEPARTMENT DO ALL THE MOWING FOR THE CITY. MOTION PASSED UNANIMOUSLY.

Installing more doors on the East side of the City garage building was discussed. MOTION WAS MADE BY D. SWANSON AND SECONDED BY MAYOR ANDERSON TO INSTALL A STEEL SERVICE DOOR AND AN EIGHT FOOT OVERHEAD DOOR ON THE EAST SIDE OF THE CITY GARAGE. L. ARENDS AND C. MILLER VOTED NAY. MOTION DID NOT PASS.

MOTION NO. 6R-11-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO LOOK AT THE DOOR SITUATION AT THE CITY GARAGE AND COME PREPARED TO DISCUSS IT AT THE NEXT COUNCIL MEETING. MOTION PASSED UNANIMOUSLY.

Discussion ensued regarding the windows at City Hall. Mayor Anderson said he would like to have half height windows put on the parking lot side of City Hall. MOTION NO. 6R-12-92 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO HAVE THE PUBLIC WORKS DRAW UP SPECIFICATIONS AND SEEK BIDS FOR THE WINDOWS AT CITY HALL. MOTION PASSED UNANIMOUSLY.

Ms. Felber stated that her department has always worked with the Public Works as far as mowing is concerned and she does not feel that the system to have the Public Works do all the mowing will work. Mayor Anderson said the City is just trying to keep from buying another mower.

NEW BUSINESS - Gwen Kline, a resident living on Silver Peak Road was present to say that since the road had been paved the run off into her driveway is worse than it was before the paving. She stated that she had Anderson Brothers come out with a laser to see what could be done to alleviate the problem, to possibly put an apron on her driveway or fix the runoff. Anderson Brothers stated that they could do nothing to help her because 80 percent of the run off comes into her driveway because the slant is wrong. L. Arends will bring this to the next Public Works commission meeting.

OLD BUSINESS - Nothing.

PUBLIC HEARING - Nothing.

MOTION NO. 6R-13-92 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO ADJOURN THIS REGULAR SESSION AT 9:25 P.M.

Recorded and transcribed by:
Arlene A. Buchite, City Clerk/Treasurer