COUNCIL PROCEEDINGS
CITY OF CROSSLAKE MINNESOTA
REGULAR COUNCIL SESSION
MONDAY, APRIL 13, 1992
7:30 P.M. AT CITY HALL

The City Council for the City of Crosslake met in a Regular Council Session on Monday, April 13, 1992 in the Council Chambers of City Hall. The following Councilmembers were present: Mayor Kurt E. Anderson, Lyle M. Arends, Roger A. Burshem, Charles O. Miller and Dean L. Swanson. Also present were City Department Heads, City Engineer Will Hoyt as well as approximately 15 residents.

Mayor Anderson called this meeting to order at 7:30 p.m.

CONSENT CALENDAR MOTION NO. 4R-01-92 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR CONSISTING OF: (1) MINUTES OF THE MARCH 9, 1992 REGULAR COUNCIL SESSION; (2) THE CLERK/TREASURER'S FINANCIAL REPORT FOR MARCH, 1992; (3) THE TELEPHONE COMPANY'S FINANCIAL REPORT FOR MARCH, 1992; AND (4) THE CABLEVISION COMPANY'S FINANCIAL REPORT FOR MARCH, 1992. MOTION PASSED UNANIMOUSLY.

CLERK'S REPORT - MOTION NO. 4R-02-92 WAS MADE BY L. ARENDS AND SECONDED BY R. BURSHEM TO APPROVE ALL BILLS FOR PAYMENT INCLUDING: (1) ALBANY MATERIALS FOR ROAD PATCHING FOR $1,816.67 AND (2) CITY ATTORNEY GAMMELLO FOR $247.00. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-03-92 WAS MADE BY D. SWANSON AND SECONDED BY L. ARENDS TO APPROVE THE RENEWAL OF THE BINGO LICENSE AT THE GAME AND FISH CLUB. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-04-92 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO APPROVE THE 1992-93 FIRE CONTRACTS FOR: MANHATTAN BEACH FOR $1,159.38; PORTIONS OF TIMOTHY TOWNSHIP FOR $1,569.26; AND PORTIONS OF FAIRFIELD TOWNSHIP FOR $944.01. Clerk Buchite indicated that the rate was the same as was charged the previous year. MOTION PASSED UNANIMOUSLY.

Clerk Buchite stated that she had had some residents who were complaining about smoking in buildings where children would be exposed to second hand smoke. Mr. Swanson moved to have the City owned vehicles declared smoke free also. Motion died for lack of a second. Mr. Burshem said that some of the groups that meet at the Community Center may not like the no smoking policy. Ms. Felber said she did not believe it would create a problem. MOTION NO. 4R-05-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE THE RESOLUTION DECLARING ALL CITY OWNED

BUILDINGS AS SMOKE FREE. MOTION PASSED UNANIMOUSLY.

Clerk Buchite informed the Council that the Board of Review would be meeting in City Hall on May 6th and a quorum of Councilmembers needs to be present.

Clerk Buchite stated that she needed approval of the renewal of liquor licenses for 1992-93. Also noted was a letter from a local bar owner stating that the license fee was too high. Mayor Anderson stated that on-sale for Breezy Point was $2,000, Emily was $1,200, and Crosby was $1,800 so Crosslake at $900 is probably too low. Mayor Anderson also mentioned that Sun's should be dropped from the resolution and Andy's added. MOTION NO. 4R-06-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE THE RESOLUTION TO RENEWAL ALL LIQUOR LICENSES FOR 1992-93. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-07-92 WAS MADE BY R. BURSHEM AND SECONDED BY L. ARENDS TO RENEW THE CHARITABLE GAMBLING LICENSE FOR THE PRE-SCHOOL AT THE EXCHANGE NIGHTCLUB. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-08-92 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO RENEW THE CHARITABLE GAMBLING LICENSE FOR THE CROSSLAKE PEQUOT YOUTH HOCKEY AT ANDY'S RESTAURANT. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-09-92 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO APPROVE THE RENEWAL OF THE CHARITABLE GAMBLING LICENSE FOR THE CROSSLAKE YOUTH HOCKEY AT THE CEDAR CHEST. MOTION PASSED UNANIMOUSLY.

MAYOR'S REPORT - Mayor Anderson briefly informed the Council about the bill presently before the House which would prohibit any City from using any money from utilities for general government expenses. Mayor Anderson stated if this bill passes in the Legislature the city would probably sell the Telephone and Cablevision companies.

Mayor Anderson informed the Council that he was serving on the Minnesota Pollution Control Unsewered Areas Commission and the City would incur some expenses for it.

Mayor Anderson stated that he had received a letter from the City Attorney regarding a retreat for Councilmembers.

Mayor Anderson stated that he had talked to a representative from Breezy Point and they wanted to purchase the large bins Crosslake bought for recycling but were no longer using. Mayor Anderson said Crosslake paid $71 each and Breezy would buy them for $70. MOTION NO. 4R-10-92 WAS MADE BY L. ARENDS AND SECONDED BY D. SWANSON TO SELL 6 OF THE LARGE RECYCLING BINS TO BREEZY POINT FOR $70 EACH. MOTION PASSED UNANIMOUSLY.

Mayor Anderson noted that he had represented the City during the

Conciliation Court hearing instituted by Alden Smith for $260 and the verdict was in favor of the City.

Mayor Anderson proclaimed May as Arbor Month in Crosslake and May 9th (or whatever day the Legion Auxillary requests) as Poppy Day.

Meetings will be set up with all employees in the next few weeks to discuss any personnel problems or issues according to Mayor Anderson.

UTILITIES - MOTION NO. 4R-11-92 WAS MADE BY D. SWANSON AND SECONDED BY C. MILLER TO APPROVE THE YEAR END AUDIT REPORTS FOR THE TELEPHONE AND CABLEVISION COMPANIES. MOTION PASSED UNANIMOUSLY.

Chairman Tom Towne stated that the Commission voted to raise cablevision rates by $3 a month effective June 1, 1992.

PUBLIC WORKS - Council was informed that the Public Works Department would be commencing work on Ox Lake Landing Road as soon as all easements are obtained.

Will Hoyt, Engineer from Landecker and Associates, was present to say that the roads in Oak Crest have not been accepted and he feels some of the driveways needs culverts because of water damming up. Mr. Hoyt has sent a letter to the developers.

FUNDING AND FUTURE DEVELOPMENT - Mayor Anderson said he, personally, does not feel that the City of Crosslake needs a central sewer system and is uncomfortable with the proposed $225,000 loan for a feasibility study. Mayor Anderson said he would like to have a moritorium to put everything on hold until the unsewered committee he is on makes some determinations or evaluations.

Mr. Swanson said the Funding and Future Development Committee is not necessarily in favor of a central sewer system but maybe some cluster systems and to have a Public Hearing for citizens input on problem areas.

Will Hoyt stated that the City has made application but does not have the funds. He said that preliminary work with City records, information from the Whitefish Area Property Owners Association and records from the Department of Health on testing public wells show that approximately one-third of septic systems are conforming. The remaining two-thirds of the property owners, according to Mr. Hoyt, will be sent notices to upgrade because of the new Shoreland Management Act. Mr. Hoyt said that the preliminary work is the reason they suggest holding a public hearing.

Mr. Miller said he would like to see the results of the unsewered commission and look at grant monies available before jumping into something for the City.

It was the concensus of the Council to set the Public Hearing for Monday, May 11, 1992 at 6:00 p.m.

PERSONNEL - The proposed Drug Policy was reviewed briefly. Mr. Swanson said he would like to have No. 4 in Subdivision 1. strioken because the firemen have their own policy. A Public Hearing will be held at the May meeting also.

PARK AND RECREATION - MOTION NO. 4R-12-92 WAS MADE BY R. BURSHEN AND SECONDED BY K. ANDERSON TO APPROVE THE QUOTE OF $2,912 FROM BUILDALL LUMBER FOR NEW BOARDS ON THE HOCKEY RINK. MOTION PASSED WITH BURHSEM, SWANSON AND ANDERSON VOTING AYE. ARENDS AND MILLER VOTED NAY.

Discussion ensued regarding purchasing a new pick-up for the Park Department or using the old City pick-up. Mr. Burshem made a motion which was seconded by L. Arends to have the old pick-up truck be transferred to the Park and Recreation Department for a fair amount of money. Motion did not pass with Anderson, Miller and Swanson voting Nay.

RECYCLING COMMITTEE - Council was informed that the recycling will be twice a month on the first and third Saturdays, starting with May.

PLANNING AND ZONING - Coordinator Teri Daehn presented the final approval of Timber Trail stating that a $25,000 road deposit was requested. MOTION NO. 4R-13-92 WAS MADE BY C. MILLER AND SECONDED BY L. ARENDS TO APPROVE THE FINAL PLAT OF TIMBER TRAIL AS SUBMITTED BY THE RECOMMENDATIONS OF THE PLANNING AND ZONING COMMISSION. Telephone Manager Mayer said he would like to have the required deposts made a part of the covenance. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-14-92 WAS MADE BY C. MILLER AND SECONDED BY D. SWANSON TO APPROVE THE APPOINTMENT OF HAROLD NEFF AS A REGULAR MEMBER AND GEORGE RICHES AND BILL ABELSON AS ALTERNATES ON THE PLANNING AND ZONING COMMISSION. MOTION PASSED UNANIMOUSLY.

The Public Hearing scheduled for April 24th dealing with the Comprehensive Plan and Zoning Map was discussed briefly.

David Landecker, Landecker and Associates, was present to request clarification of the 66 foot wide road policy. Mayor Anderson said this would have to be changed by ordinance so they should just follow the current policy.

PUBLIC SAFETY - MOTION NO. 4R-15-92 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO APPROVE THE RECOMMENDATION OF THE COMMISSION AND MAKE MICHAEL SMITH A PERMANENT EMPLOYEE, ENDING HIS PROBATIONARY STATUS. MOTION PASSED UNANIMOUSLY.

MOTION NO. 4R-16-92 WAS MADE BY C. MILLER AND SECONDED BY L.

see clarification in Motion 5R-01-92 stating only P.S. Dept Heads not all Dept Heads.

ARENDS TO APPROVE THE RECOMMENDATION OF THE PUBLIC SAFETY COMMISSION AND ALLOW DEPARTMENT HEADS TO APPROVE UP TO $300 INSTEAD OF THE PRESENT LIMIT OF $100. MOTION PASSED UNANIMOUSLY.

Council heard that the ISO testing for the Fire Department should take place in May.

Council heard that the Fire Department has an opportunity to obtain 2 hovercrafts, at no cost, to help in rescues. It was the consensus of the Council that insurance rates be checked before obtaining the crafts.

Mayor Anderson requested that the Council read and review the Civil Defense Emergency Prepardness Plan and initial it when they were done.

Discussion ensued regarding housing the Planning and Zoning car in the basement of City Hall. Clerk Buchite will check on insurance. MOTION NO. 4R-17-92 WAS MADE BY R. BURSHEM AND SECONDED BY C. MILLER TO TRANSFER $1,000 FROM PLANNING AND ZONING TO THE POLICE DEPARTMENT CAPITOL OUTLAY AUTOS ACCOUNT FOR THE 1988 FORD POLICE CAR. MOTION PASSED UNANIMOUSLY.

<u>NEW BUSINESS</u> - Nothing.

<u>OLD BUSINESS</u> - Nothing.

<u>PUBLIC FORUM</u> - Nothing.

MOTION NO. 4R-18-92 WAS MADE BY L. ARENDS AND SECONDED BY C. MILLER TO ADJOURN THIS REGULAR COUNCIL SESSION AT 9:10 P.M. MOTION PASSED UNANIMOUSLY.

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

Arlene A Buchite