

**REGULAR COUNCIL MEETING  
CITY OF CROSSLAKE  
MONDAY, FEBRUARY 13, 2017  
7:00 P.M. – CITY HALL**

The Crosslake City Council met in the Council Chambers of City Hall on Monday, February 13, 2017. The following Council Members were present: Mayor Patty Norgaard, Dave Nevin, Dave Schrupp, and Brad Nelson. Gary Heacox was absent. Also present were City Administrator/Consultant Dan Vogt via conference call, Finance Director/Treasurer Mike Lyonais, City Clerk Char Nelson, Public Works Director Ted Strand, Park and Rec. Director Jon Henke, Police Chief Bob Hartman, Crow Wing County Land Service Supervisor Chris Pence, City Attorney Brad Person, City Engineer Mark Hallan, Northland Press Reporter Kate Perkins, and Echo Publishing Reporter Theresa Bourke. There were approximately sixteen 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 02R-01-17 WAS MADE BY BRAD NELSON AND SECONDED BY DAVE SCHRUPP TO APPROVE THE ADDITIONS TO THE AGENDA. MOTION CARRIED WITH ALL AYES.
- B. CONSENT CALENDAR** – MOTION 02R-02-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY BRAD NELSON TO APPROVE THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR:
1. REGULAR COUNCIL MEETING MINUTES OF JANUARY 9, 2017
  2. SPECIAL JOINT COUNCIL WITH PLANNING AND ZONING COMMISSION MEETING MINUTES OF JANUARY 26, 2017
  3. CITY – MONTH END REVENUE REPORT DATED JANUARY 2017
  4. CITY – MONTH END EXPENDITURES REPORT DATED JANUARY 2017
  5. JANUARY 2017 BUDGET TO ACTUAL ANALYSIS
  6. PLEDGED COLLATERAL REPORT DATED JANUARY 31, 2017
  7. MEMO DATED FEBRUARY 7, 2017 FROM CITY FINANCE DIRECTOR RE: SALE OF CROSSLAKE COMMUNICATIONS PORT-CLOSING PURCHASE PRICE ADJUSTMENT
  8. POLICE REPORT FOR CROSSLAKE – JANUARY 2017
  9. POLICE REPORT FOR MISSION TOWNSHIP – JANUARY 2017
  10. FIRE DEPARTMENT REPORT – JANUARY 2017
  11. CROSSLAKE FIRE DEPARTMENT ANNUAL REPORT 2016
  12. NORTH MEMORIAL AMBULANCE REPORT – JANUARY 2017
  13. CROSSLAKE PARK/LIBRARY COMMISSION MEETING MINUTES OF SEPTEMBER 28, 2016
  14. PLANNING AND ZONING MONTHLY STATISTICS
  15. PLANNING AND ZONING COMMISSION MEETING MINUTES OF DECEMBER 23, 2016
  16. PUBLIC WORKS MEETING MINUTES OF DECEMBER 5, 2016
  17. PUBLIC WORKS MEETING MINUTES OF JANUARY 5, 2017
  18. CROSSLAKE ROLL-OFF RECYCLING REPORT FOR JANUARY 2017
  19. WASTE PARTNERS RECYCLING REPORT FOR DECEMBER 2016

20. BILLS FOR APPROVAL IN THE AMOUNT OF \$148,161.86  
21. MEMO DATED FEBRUARY 10, 2017 RE: REVISION TO HANDBOOK AND  
22. ADDITIONAL BILLS FOR APPROVAL IN THE AMOUNT OF \$26,954.35.  
MOTION CARRIED WITH ALL AYES.

**C. CRITICAL ISSUES –**

1. Jon Henke recognized the Crosslake/Ideal Lions and PAL Foundation by presenting them “Friends of Crosslake” certificates. Mr. Henke thanked these organizations for their financial contributions to the City as well as for their volunteer hours. MOTION 02R-03-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY DAVE NEVIN TO ACCEPT A \$2,500 DONATION FROM PAL FOUNDATION TO BE USED TOWARDS THE PURCHASE OF THE TRAIL GROOMER. MOTION CARRIED WITH ALL AYES.

MOTION 02R-04-17 WAS MADE BY BRAD NELSON AND SECONDED BY DAVE NEVIN TO ACCEPT A \$2,500 DONATION FROM THE CROSSLAKE/IDEAL LIONS TO BE USED TOWARDS THE PURCHASE OF THE TRAIL GROOMER. MOTION CARRIED WITH ALL AYES.

2. Patty Norgaard stated that the packet included four proposals for the appointment of City Engineer and asked that the Council be given more time to review the information before a decision was made. MOTION 02R-05-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY DAVE NEVIN TO TABLE THE APPOINTMENT OF CITY ENGINEER AND SCHEDULE A WORKSHOP TO REVIEW THE PROPOSALS AS SOON AS POSSIBLE. MOTION CARRIED WITH ALL AYES.

**D. MAYOR’S REPORT –**

1. MOTION 02R-06-17 WAS MADE BY DAVE NEVIN AND SECONDED BY DAVE SCHRUPP TO APPROVE RESOLUTION NO. 17-02 ACCEPTING DONATIONS. MOTION CARRIED WITH ALL AYES.
2. Mayor Norgaard reported that the City has saved approximately \$16,056 in electric costs in the last 21 years due to Crow Wing Power’s municipal meter relief program. In 2016 the City received a credit of \$40,920 toward street lighting.
3. Mayor Norgaard announced that the City is receiving a 2016 Wastewater Treatment Facility Operational Award from the MPCA. The Certificate of Commendation is for outstanding operation, maintenance, and management of the wastewater treatment system. The Council congratulated the Public Works Department.
4. MOTION 02R-07-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY BRAD NELSON TO APPOINT THE FOLLOWING MEMBERS TO COMMISSIONS: PUBLIC WORKS COMMISSION MIC TCHIDA – ALTERNATE. PLANNING AND ZONING COMMISSION MARK LINDNER – ALTERNATE. MOTION CARRIED WITH ALL AYES.
5. Mayor Norgaard read a letter that she received from a property owner commending the snow plow driver that stopped and helped clear his driveway and mailbox.

**E. PUBLIC FORUM** – Doreen Gallaway of the Crosslake/Ideal Lions addressed the Council and asked for permission to conduct a flea market as the Lions have done in the past. MOTION 02R-08-17 WAS MADE BY DAVE NEVIN AND SECONDED BY BRAD NELSON TO APPROVE THE GROUP TRANSIENT MERCHANT PERMIT FOR THE CROSSLAKE/IDEAL LIONS PENDING ALL PAPERWORK IS COMPLETED AND SUBMITTED TO CITY CLERK. MOTION CARRIED WITH ALL AYES.

**F. CITY ADMINISTRATOR'S REPORT**

1. MOTION 02R-09-17 WAS MADE BY BRAD NELSON AND SECONDED BY DAVE SCHRUPP TO SCHEDULE THE LOCAL BOARD OF APPEAL AND EQUALIZATION FOR FRIDAY, MAY 5, 2017 AT 10:00 A.M. IN CITY HALL. MOTION CARRIED WITH ALL AYES.

2. MOTION 02R-10-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY BRAD NELSON TO APPROVE ORDINANCE NO. 339 NAMING AN UNNAMED ROAD AS HERITAGE WAY AND ADDING THE ROAD NAME TO THE MASTER ROAD NAME INDEX. MOTION CARRIED WITH ALL AYES.

MOTION 02R-11-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY DAVE NEVIN TO PUBLISH ORDINANCE NO. 339 IN SUMMARY FORM IN THE OFFICIAL NEWSPAPER. MOTION CARRIED WITH ALL AYES.

3. MOTION 02R-12-17 WAS MADE BY DAVE NEVIN AND SECONDED BY DAVE SCHRUPP TO HIRE NJPA TO UPDATE THE COMPREHENSIVE PLAN AT A COST NOT TO EXCEED \$8,000. MOTION CARRIED WITH ALL AYES.

**G. COMMISSION REPORTS**

**1. PLANNING AND ZONING**

a. Chris Pence presented a request to subdivide property at 34899 County Road 3 and stated that the Planning and Zoning Commission was in favor of the subdivision. MOTION 02R-13-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY BRAD NELSON TO APPROVE THE SUBDIVISION OF PARCEL #120291101C00009 INVOLVING 2 ACRES INTO TWO TRACTS BY GREG C. AND ROSEANNE HAGLIN AND TO APPROVE CASH IN LIEU OF LAND FOR PARK DEDICATION IN THE AMOUNT OF \$1,500. MOTION CARRIED WITH ALL AYES.

**2. PUBLIC WORKS/CEMETERY/SEWER**

a. Ted Strand reported that the item related the appointment of an engineering firm to complete the upgrades to the wastewater treatment facility was removed and would be discussed at the Special Workshop to be scheduled by the Council.

b. The Public Works Commission reviewed a request from a property owner to improve part of the public right of way to create a better access to his property. Ted Strand stated that he sees no problem and that the costs associated with the access would be the property owner's responsibility. MOTION 02R-14-17 WAS MADE BY DAVE NEVIN AND SECONDED BY DAVE SCHRUPP TO DIRECT THE CITY ATTORNEY TO DRAFT AN AGREEMENT BETWEEN THE CITY OF

CROSSLAKE AND THE PROPERTY OWNER FOR USE OF THE PUBLIC RIGHT OF WAY. MOTION CARRIED WITH ALL AYES.

- c. The Public Works Commission recommended that right-of-way plats be completed for the upcoming 2017 Road Projects. Attorney Person stated that this is a good practice and eliminates many ownership issues that could arise during road construction. The City currently is in disputes with two property owners regarding right of way ownership on Anchor Point Road. MOTION 02R-15-17 WAS MADE BY BRAD NELSON AND SECONDED BY DAVE NEVIN TO APPROVE THE PROPOSED SCOPE OF SERVICES FOR THE PREPARATION OF RIGHT-OF-WAY PLATS FOR ANCHOR POINT ROAD AND MILINDA SHORES ROAD AT AN ESTIMATED COST OF \$22,000. MOTION CARRIED WITH ALL AYES.
- d. The Council reviewed a recommendation from the Public Works Commission to proceed with condemnation of two parcels adjacent to the Dream Island Bridge. Jeffrey Schwarze of 37696 Dream Island Road responded to WSN that the offer of \$27,600 was not adequate and verbally counter offered \$45,000. Mr. Schwarze had hoped that the City's offer would cover the cost of tree replacement. No response was received from Leonard and Karen Nyholm of 37703 Dream Island Road. Attorney Person explained that condemnation does not eliminate payment to the property owner; rather the court decides which appraisal is most fair. Dave Schrupp stated that it would be best to have clear title to the property before the State funding is approved. MOTION 02R-16-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY DAVE NEVIN TO DIRECT THE CITY ATTORNEY AND CITY ENGINEER TO PROCEED WITH CONDEMNATION OF EASEMENTS AT 37703 DREAM ISLAND ROAD AND 37696 DREAM ISLAND ROAD. MOTION CARRIED WITH ALL AYES.

**3. PARK AND RECREATION/LIBRARY**

- a. Jon Henke gave an update on Community Center activities including bunco club, AAA classes, roof project, and tax appointments. Jon Henke reported that City is considering the addition of a dog park near the Public Works facility. Mr. Henke reminded the Council that the public access permits are available. The cost is \$20. Signs have been installed at the affected accesses notifying users that a permit is required.

**H. PUBLIC FORUM** – None.

**I. OLD BUSINESS** – None.

**J. NEW BUSINESS** – None.

**K. CITY ATTORNEY** – Pursuant to M.S. 13D, Subd. 3b subject to attorney client privilege to discuss pending litigation/settlement information, MOTION 02R-17-17 WAS MADE BY DAVE SCHRUPP AND SECONDED BY DAVE NEVIN TO MOVE INTO CLOSED SESSION AT 7:59 P.M. MOTION CARRIED WITH ALL AYES.

L. **ADJOURN** - The Council resumed the open session and the Mayor adjourned the meeting at 8:25 P.M.

Respectfully submitted by,



Charlene Nelson  
City Clerk  
City Clerk/Minutes/2-13-17

**BILLS FOR APPROVAL**  
February 13, 2017

VENDORS	DEPT		AMOUNT
Ace Hardware, scraper	Park		27.99
Ace Hardware, hose	Park		11.99
Ace Hardware, hardware	PW		8.22
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, spark plug	Park		3.99
Ace Hardware, endcap, soap	Park		9.48
Ace Hardware, connectors	Park		2.58
Ace Hardware, hardware	Park		3.49
Ace Hardware, hardware	Park		4.97
Ace Hardware, funnel, bungee cord	Park		13.37
Ace Hardware, hardware	PW		25.98
Ace Hardware, keys	Police		5.97
Ace Hardware, pot, oven liner	Sewer		33.97
Ace Hardware, sewer blanket	Sewer		84.99
Ace Hardware, hardware	PW		20.99
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, de-icer	PW		1.98
Ace Hardware, ext cord	Park		12.99
Ace Hardware, snowbrush	Park		9.59
Ace Hardware, battery	Park		6.87
American Door Works, remote openers	Police		120.00
AW Research, water testing	Sewer		771.20
Baker & Taylor, books	Library	pd 2-2	29.88
Baker & Taylor, books	Library		1,171.23
Birds, Bats & Beyond, suet	Park		27.50
Blue Cross Blue Shield, health insurance	ALL		20,923.50
Brainerd Hydraulics, parts	PW		48.80
Brainerd Hydraulics, parts	PW		27.00
Breen & Person, legal fees	ALL		990.00
Brians Welding, repair quick attach, mount cleats	PW		381.68
City of Crosslake, sewer utilities	PW/Gov't		180.00
Clean Team, february cleaning	PW/Gov't		1,082.50
Compass Minerals, road salt	PW		6,051.82
Costco, membership dues	Gov't		110.00
Council #65, union dues	Gov't		385.00
Crosslake Communications, phone, fax, cable, internet	ALL		1,323.35
Crosslake Rolloff, recycling	Gov't		2,695.00
Crow Wing County, audit confirmation	Admin		30.00
Crow Wing County Attorney, quarter 4 fines	Gov't		1,780.36

Crow Wing County Highway Dept, fuel for november 2016	ALL		2,548.18
Crow Wing County Highway Dept, fuel for december 2016	ALL		2,672.84
Crow Wing County Recorder, filing fees	PZ		138.00
Crow Wing Power, electric services	ALL	pd 1-24	8,454.75
CTC I.T., january i.t. labor	ALL		750.00
Culligan, water and cooler rental	PW/Gov't		54.61
Custom Fire, hand wheel	Fire		48.21
Dacotah Paper, janitorial supplies	Park		577.35
Deferred Comp	ALL		300.00
Delta Dental, dental insurance	ALL		1,642.50
Emergency Response Solutions, cleaning solution	Fire		282.56
Emergency Response Solutions, scba battery pack	Fire		4,797.68
Emergency Response Solutions, adapter kit	Fire		944.16
Emergency Response Solutions, facepiece regulator	Fire		4,599.00
Emergency Response Solutions, facepiece	Fire		287.71
Fire Instruction & Rescue, confined space trailer	Fire	pd 2-2	850.00
Fire Instruction & Rescue, search and rescue hands on	Fire	pd 2-2	400.00
Force America, spring	Sewer	pd 2-2	92.25
Fortis, disability	ALL		645.94
Fyles, portable restroom	Fire		175.00
Guardian Pest Solutions, pest control	ALL		77.60
Hawkins, chemicals	Sewer		1,200.77
Holiday Station, premium fuel	Park		6.16
Holiday Station, premium fuel	Park		4.89
Holiday Station, diesel	PW	pd 1-12	74.32
Holiday Station, antifreeze	Police		10.73
Jay Lorch, reimburse education cost	Police	pd 2-2	21.36
Jon Henke, reimburse mileage	Park	pd 2-2	20.41
Keeprs, uniform	Police		91.00
Lakes Area Powersports, mirror	Park		53.99
Lakes Gas, gas	Park		12.38
Lakes Gas, regulator	Park		74.20
Lakes Gas, gas	Park		313.38
Lakes Heating & Cooling, a/c repair	Park	pd 2-2	119.00
Little Falls Machine, valve, hoses	PW		318.69
Marco, shipping	Park	pd 1-25	9.76
Marco, copier lease	Park	pd 2-2	223.30
Mastercard, Bills Gun Shop, firearms qualification	Police		19.96
Mastercard, Costco, vacuum	PW	pd 1-24	214.74
Mastercard, Dell, cables	Police	pd 1-24	43.18
Mastercard, Dell, computer	Police		1,240.95
Mastercard, Delta, travel expense	Admin		609.90
Mastercard, Fayette Trailer Sales, battery charger	PW		65.00
Mastercard, MN Fire Service Certification, recertification	Fire		225.00
Mastercard, Monoprice.com, network cables	Gov't		77.32
Mastercard, Mr. Tire, oil change, air filter	PW		92.11
Mastercard, Nisswa American Legion, chiefs meeting	Police		12.29
Mastercard, Office Max, office supplies	Park	pd 1-24	276.18
Mastercard, Office Max, office supplies	PW		169.83

Mastercard, Office Max, office supplies	Library		433.70
Mastercard, Office Max, office supplies	Park		81.42
Mastercard, Pickleball, paddles, balls, net	Park		318.40
Mastercard, Target, janitorial supplies	Park		42.44
Menards, post mount, air freshener	PW		62.78
Menards, remote door openers	Police		82.02
Menards, counter top	Gov't		207.45
Mike Lyonais, reimburse petty cash	ALL		78.04
MMUA, q1 safety program	Gov't		2,625.00
MMUA, membership dues	Gov't		288.00
MMUA, first line supervision training	Sewer		1,170.00
MN Chiefs of Police Assn, conference registration	Police		425.00
MN Dept of Employment, unemployment wages	Park		147.73
MN Life, life insurance	ALL		450.80
MN Rec & Park Assn, membership dues	Park		287.00
Moonlite Square, diesel fuel	PW		47.35
Moonlite Square, premium fuel, car washes	Fire		54.32
Napa, beam	Park		35.98
Napa, washer fluid	Police		9.96
Napa, wiper blades	Police		45.96
Napa, wire kit	Park		27.47
NCPERS-Life Insurance	ALL		96.00
Neofunds, postage	ALL		700.00
Nisswa Police Department, chiefs membership dues	Police		75.00
North Memorial EMS, emergency care training	Fire		856.00
Northland Freightliner, oil change, solenoid, heater, coolant	PW		1,387.98
Northland Press, meeting notice of 1/27	PZ		68.00
Northland Press, meeting notice of 10/28	PZ		68.00
Northland Press, summary of budet statement	Admin		93.50
Northland Press, rfp for engineering	Gov't		34.00
Northland Press, window envelopes	Admin		144.77
Olson Thielen CPA's, audit services	Phone Co.		8,000.00
Patty Norgaard, reimburse travel expenses	Council		397.46
Premier Auto, battery	Police		183.73
Ron Harkin, reimburse for uniform expense	Park	pd 1-25	195.60
Seachange, receipt books	Admin		106.74
Shannons Auto Body, repair damage to truck	PW		7,993.60
Stinson Leonard Street, legal fees	Phone Co.		170.00
Symbol Arts, badges	Police		240.00
Teamsters, union dues	Police	pd 2-6	206.00
The Office Shop, toner	Admin		324.99
Thelen Heating & Roofing, furnace repair	Park		322.00
Triangle Oil, fuel cond	PW		147.60
Uniforms Unlimited	Police		183.99
US Bank, copier lease	ALL		156.00
Verizon, air cards and ipad charges, internet	ALL	pd 2-2	342.54
Verizon, cell phone charges	ALL		452.70
Viking Electric, bulbs	Park		57.60
Viking Electric, bulbs	Park		12.84
Volunteer FF Benefit Assn, membership dues	Fire		11.00



Waste Partners, trash removal	ALL		231.90
Watch Guard, cables	Police	pd 2-2	112.00
Winter Equipment Company, patriot system	PW	pd 2-2	2,980.80
WSN, engineering fees	ALL		30,615.95
WW Goetsch, pumps	Sewer		5,530.00
Xcel Energy, gas utilities	ALL	pd 2-2	3,217.66
Ziegler, cutting edge	PW		278.84
Ziegler, bolts	PW		64.35
Ziegler, cutting edges	PW		576.08
Ziegler, edge	PW		232.61
<b>TOTAL</b>			148,161.86

**ADDITIONAL BILLS FOR APPROVAL**  
February 13, 2017

VENDORS	DEPT	AMOUNT
AW Research, water testing	Sewer	399.80
Baker & Taylor, books	Library	238.59
Brainerd Hydraulics, parts	PW	114.16
Chemsearch, cleaners	PW	222.28
Crow Wing Power, electric service	ALL	9,108.55
Emergency Response Solutions, transmitter, batteries	Fire	296.99
Fire Instruction & Rescue, ems rescue scenario	Fire	600.00
Int'l Assn of Fire Chiefs, membership dues	Fire	234.00
Johnson Killen & Seiler, legal fees	Gov't	279.50
Jon Henke, reimburse mileage	Park	31.29
Knippel Welding, boomer repair	Park	130.00
Little Falls Machine, plow truck repair	PW	6,906.67
Mars Supply, raptor shear	Fire	54.00
Mastercard, NETA, training	Park	177.00
Mastercard, travel expenses	Police	177.96
Mastercard, travel expenses	Fire	22.47
Mike Lyonais, reimburse petty cash	Gov't	10.00
Northland Press, meeting notice of 2/24	PZ	102.00
Olson Thielen, audit fees	Phone Co.	6,881.00
Premier Auto, oil change	Police	57.07
Premier Auto, batteries	PW	493.45
Premier Auto, oil change	Police	35.79
Premier Auto, repair blower motor	Police	175.78
Ron Harkin, reimburse for equipment	Park	52.00
Volunteer Firefighters Benefit Assn, annual renewal	Fire	154.00
<b>TOTAL</b>		<b>26,954.35</b>

City of Crosslake

**RESOLUTION 17-02**

**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:

<b>FROM</b>	<b>DONATION</b>	<b>INTENDED PURPOSE</b>
Crosslake/Ideal Lions	\$3,500.00	Fire Department Equipment


; 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 13th day of February, 2017.

  
\_\_\_\_\_  
Patty Norgaard  
Mayor

ATTEST:

  
\_\_\_\_\_  
Charlene Nelson  
City Clerk  
(SEAL)

EXTRACT OF MINUTES OF MEETING OF THE CITY COUNCIL OF THE CITY OF  
CROSSLAKE, MINNESOTA

HELD: February 13, 2017

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Crosslake, Crow Wing County, Minnesota, was duly held at the City Hall in said City on the 13<sup>th</sup> day of February, 2017 at 7:00 P.M.

The following members were present: Council Members Patty Norgaard, Dave Schrupp, Brad Nelson and Dave Nevin.

and the following members were absent: Gary Heacox.

Member Schrupp introduced the following resolution and moved its adoption.

RESOLUTION TO INITIATE LEGAL PROCEEDINGS  
TO ACQUIRE PROPERTY THROUGH EMINENT DOMAIN

WHEREAS, the City of Crosslake, has planned to improve Dream Island Bridge Extension Project; and

WHEREAS, the City of Crosslake has attempted to acquire an easement from the various landowners as set forth below for land legally described as follows:

**An easement for street, drainage and utility purposes, over, under and across That part of Government Lots 1 and 2, Section 10, Township 137, Range 27, Crow Wing County, Minnesota, described as follows:  
Commencing at a point on the west line of said Government Lot 2 which is the northwest corner of Outlot A, PINE POINT, according to the recorded plat on file in the Crow Wing County Recorder's Office; thence North 00 degrees 29 minutes 35 seconds East, bearing based on Crow Wing County Coordinate Database NAD 83, 230.70 feet along said west line of Government Lot 2 to the northerly line of the tract deeded to Schmitz according to Document No. 783823 on file in said Crow Wing County Recorder's Office; thence South 59 degrees 36 minutes 25 seconds East 203.25 feet along said northerly line of the Schmitz tract to the southerly extension of the west line of the tract deeded to Schwarze according to Document No. 756618 on file in said Crow Wing County Recorder's Office; thence North 01 degree 52 minutes 35 seconds East 223.08 feet along said west line of the Schwarze tract and its southerly extension to the point hereinafter referred to as Point B, the point of beginning of the easement to be described; thence continuing North 01 degree 52 minutes 35 seconds East 182 feet, more or less, to the shore of Little Pine Lake; thence southeasterly along said shore to its intersection with the line that bears North 10 degrees 56 minutes 41 seconds East from the point of beginning; thence South 10 degrees 56 minutes 41 seconds West 162 feet, more or less, to the point of beginning; together with a temporary easement across said Government Lots 1 and 2 described as follows: beginning at the above said**

**Point B; thence North 10 degrees 56 minutes 41 seconds East 162 feet, more or less, to said shore of Little Pine Lake; thence southeasterly along said shore to its intersection with the line that bears North 22 degrees 03 minutes 53 seconds East from said Point B; thence South 22 degrees 03 minutes 53 seconds West 139 feet, more or less, to the point of beginning**

WHEREAS, the City of Crosslake had both parcels appraised by Johannneck Appraisals LLC, a licensed appraiser, and the appraised value was set at \$ 27,600, for the Parcel; and

WHEREAS, the City of Crosslake has offered this appraised value of to each respective landowner. During this 60-day negotiation period, the City shared its appraisal with the landowner and recommended that they receive their own appraisal if they disagreed with the price and that the City would reimburse them for the cost of said appraisal; and

WHEREAS, the landowner did not accept either offer.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Crosslake, Minnesota as follows:

That the City initiate legal proceedings to acquire a permanent easement for roadway, drainage, trail and utility purposes over, under and across the real estate described above through eminent domain.

The motion for the adoption of the foregoing resolution was duly seconded by member Nevin, and upon vote being taken thereon, the following voted in favor thereof: Norgaard, Schrupp, Nelson and Nevin.

And the following voted against the same: None.

Whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA    )  
                                  ) ss  
COUNTY OF CROW WING )

I, the undersigned, being the duly qualified and acting Clerk of the City of Crosslake, Minnesota, DO HEREBY CERTIFY that I have compared the attached and foregoing extract of minutes with the original thereof on file in my office, and that the same is a full, true and complete transcript of the minutes of a meeting of the City Council of said City, duly called and

held on the date therein indicated insofar as such minutes relate to a resolution to acquire real estate through eminent domain.

WITNESS my hand and the seal of said City this 13th day of February, 2017.

CITY OF CROSSLAKE, MINNESOTA

(SEAL)

By Charlene Nelson  
City Clerk