

SPECIAL COUNCIL MEETING
CITY OF CROSSLAKE
MONDAY, JULY 22, 1997
1:00 P.M. - CITY HALL

The Council for the City of Crosslake met in a Special Session in the Council Chambers of City Hall on Monday, July 22, 1997 at 1:00 P.M. The following Councilmembers were present: Mayor Robert Scott, Donna Keiffer, Charles Miller, Raymond Smyth and Richard Upton. Also present was City Administrator Thomas Swenson, Planning and Zoning Commission members Nancy Koch, Be Gunelson, Darrell Swanson and Jack Webster, Sid Inman of Ehlers and Associates, Economic Development Authority Chairman Miles Johnson, City Attorney Paul Sandelin, City Engineer Mark Hallan and Deputy Clerk Darlene Roach. There were approximately 27 individuals in the audience.

Mayor Scott called the meeting to order at 7:00 P.M. by stating that the primary purpose of the meeting was to discuss the various road issues relative to the upcoming referendum. Other items on the agenda included a discussion of Wilderness Road and a review of the 156' setback along County Road #3 with the Planning and Zoning Commission.

Mayor Scott stated that the amount of the bond issue, the bond term limits in years, the dates and times for the public hearings and the date and time of the referendum would be decided at this special meeting. Under State Statute only registered voters can participate in the referendum, however, all seasonal residents are invited to attend the public hearings and become as informed as possible on the issue.

Sid Inman of Ehlers and Associates reviewed the three bonding options which had been reviewed by the Economic Development Authority. The EDA had previously recommended that the City issue bonds in the amount of \$3.3 million as a single issue for a term of 20 years. Sid Inman stated that, under a current change in Statute, referendum levies are levied against market value and not tax capacity. The effect of this change is that everyone pays the same amount based on assessed value with no additional taxes based on zoning classification. The Statute allows 2% of a City's market value in debt. Upon calculating the City's current indebtedness, \$5.5 million remains in debt limitation.

MOTION 07S-01-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER THAT THE AMOUNT OF THE BOND ISSUE NOT EXCEED 3.3 MILLION DOLLARS FOR A TERM LIMIT OF 20 YEARS. MOTION CARRIED UNANIMOUSLY.

MOTION 07S-02-97 WAS MADE BY RAY SMYTH AND SECONDED BY DICK UPTON TO ESTABLISH OCTOBER 7, 1997 AS THE DATE FOR THE ELECTION. MOTION CARRIED UNANIMOUSLY.

MOTION 07S-03-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO HAVE THE POLLS OPEN FROM 10:00 A.M. UNTIL 8:00 P.M. MOTION CARRIED UNANIMOUSLY.

MOTION 07S-04-97 WAS MADE BY CHUCK MILLER AND SECONDED BY DONNA KEIFFER TO UTILIZE THE JUDGES THAT WERE USED IN THE LAST ELECTION. MOTION CARRIED UNANIMOUSLY. (See Resolution No. 97-03 attached)

MOTION 07S-05-97 WAS MADE BY RAY SMYTH AND SECONDED BY DICK UPTON TO ADOPT RESOLUTION 97-02 CALLING A SPECIAL ELECTION. MOTION CARRIED UNANIMOUSLY.

The City Attorney will prepare the official ballot and review it with bond counsel for approval by the Council at a meeting to be held later.

It was suggested that the public hearings be held at the Crosslake Community Center. These meetings will be videotaped and run on cable. Ray Smyth suggested that a brochure pamphlet be put together promptly in advance of the hearings. It should include a brief history of how we got to where we are today, the date of the election and the tax effect. Chuck Miller felt the Council should engage the City Engineers extensively in the hearings.

MOTION 7S-06-97 WAS MADE BY RAY SMYTH AND SECONDED BY DICK UPTON THAT THE PUBLIC HEARINGS WOULD BE HELD ON TUESDAY, SEPTEMBER 16, 1997 AT 7:00 P.M. AND SATURDAY, SEPTEMBER 27, 1997 AT 10:00 A.M. MOTION CARRIED UNANIMOUSLY.

Dean Swanson addressed the Council and stated that all seven parcel owners along Wilderness Road have agreed to what the City has proposed regarding the purchase of right-of-way for Wilderness Road.

MOTION 7S-07-97 WAS MADE BY CHUCK MILLER AND SECONDED BY DONNA KEIFFER TO APPROVE THE CITY ATTORNEY'S PROCEEDING WITH THE PAPERWORK INVOLVED IN PURCHASING THE PIECES OF RIGHT-OF-WAY TO COMPLETE WILDERNESS ROAD AND THAT CHECKS BE ISSUED FOR THE PURCHASE BY THE CITY. MOTION CARRIED UNANIMOUSLY.

The Public Works Commission requested Council approval to authorize the City Engineer's putting together a design for the structure of the road.

MOTION 07S-08-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO AUTHORIZE THE ENGINEER TO PROCEED WITH THE DESIGN OF WILDERNESS ROAD. MOTION CARRIED UNANIMOUSLY.

A review of the 156' setback along County Road #3 came under discussion with Mark Hallan of Widseth Smith Nolting, members of the Planning and Zoning Commission and the Council. Mark Hallan presented aerial views of property along County Road #3 South of the City and where the 156' setback would fall. Chuck Miller asked why it was determined that County Road #3 needed frontage roads when no other part of the City was being considered. Bob Souther addressed the Council and stated that a frontage road was not feasible on #3 from an economic standpoint to tear down the new bank, a realty company, and guide shop and etc. to accomplish a frontage road. Another individual addressed the Council and stated that his family has owned a one acre piece of property with a home on it for 70 years and if a 156' setback was enforced, there wouldn't be any land left. Planning and Zoning Commission Member Darrell Swanson addressed the Council and explained how the Ordinance does not appear to work in all areas, however, the Commission feels some of the areas fit the criteria for a 156' setback such as in the location of the new M&D Addition. Marvel Bacon, a 26 year resident, also voiced her concerns on the changes being made along County Road #3.

City Administrator Tom Swenson requested approval from the Council to release all but 10% of the first half tax settlement from the Tax Increment Financing Districts to the developers.

MOTION 07S-09-97 WAS MADE BY CHUCK MILLER AND SECONDED BY DICK UPTON TO RETURN THE FIRST HALF TAX SETTLEMENT FUNDS TO THE DEVELOPERS LESS ADMINISTRATIVE COSTS NOT TO EXCEED 10% AS REQUESTED. MOTION CARRIED UNANIMOUSLY.

MOTION 07S-10-97 WAS MADE BY CHUCK MILLER AND SECONDED BY RAY SMYTH TO APPROVE THE MAYOR, ACTING MAYOR, CITY ADMINISTRATOR AND DEPUTY CLERK BE ALLOWED TO SIGN CHECKS. MOTION CARRIED UNANIMOUSLY.

MOTION 07S-11-97 WAS MADE BY RAY SMYTH AND SECONDED BY CHUCK MILLER TO ADJOURN THIS SPECIAL MEETING AT 8:25 P.M. MOTION CARRIED UNANIMOUSLY.

Recorded and transcribed by:



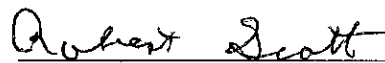
Darlene J. Roach
Deputy Clerk

RESOLUTION NO. 97-02
CITY OF CROSSLAKE
RESOLUTION CALLING A SPECIAL ELECTION

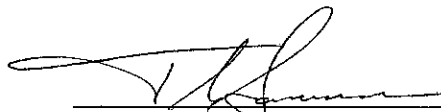
BE IT RESOLVED by the City Council of Crosslake, Minnesota, as follows:

1. It is hereby determined to issue general obligation bonds for the purpose of providing money for construction of City Street Improvements.
2. The amount proposed to be borrowed shall not exceed 3.3 million dollars with a bond term limit of Twenty (20) years.
3. The proposal to issue such bonds shall be submitted to the voters of the City of Crosslake at a special election to be held at City of Crosslake City Hall on October 7, 1997. The polls shall open at 10:00 a.m. and shall close at 8:00 p.m.
4. The judges which were appointed for the 1996 general election are hereby appointed as judges for the special election on October 7, 1997.
5. The City Administrator is hereby authorized and directed to post according to law a notice of election and ballot.

Adopted on the 22nd day of July, 1997.



Robert Scott, Mayor



Thomas N. Swenson, City Administrator

RESOLUTION NO. 97-03
APPOINTMENT OF ELECTION JUDGES TO SERVE
FOR THE 1997 SPECIAL ELECTION
TO BE HELD ON OCTOBER 7, 1997

WHEREAS, the City of Crosslake does hereby resolve to appoint election judges for the 1997 Special Election to beheld on the seventh day of October, 1997, in the Crosslake City Hall Council Chambers:

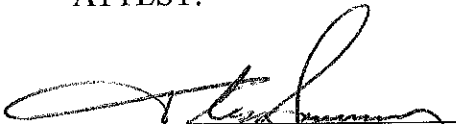
AND WHEREAS, the City of Crosslake does hereby appoint the following persons to serve as election judges according to the Minnesota state Statutes 204B.19:

Doris Fraser , HC 4, Box 1, 218-692-4056
Doris Stevenson, HC 83, Box 494, 218-692-4520
Delford Becke, HC 83, Box 166, 218-692-2050
Frances Horton, HC 83, Box 300, 218-692-2633
Mary Corrick, HC 83, Box 508, 218-692-4471
Ordell Buntji, Box 412, 218-692-2068
Barbara J. Hope, HC 83, Box 691, 218-543-4124
Vivian Gerold, HC 83, Box 193-67, 218-692-3413
Geraldine Sawatzke, HC 83, Box 313, 218-692-4745

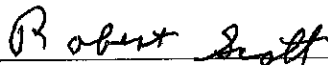
BE IT RESOLVED, that the City Council of the City of Crosslake, Minnesota go on record as appointing the above named persons as Election Judges to handle the 1997 Special Election at the Special Council Session held on July 22, 1997.

COUNCIL VOTING AYE 5
COUNCIL VOTING NAY 0

ATTEST:



Thomas N. Swenson
City Administrator



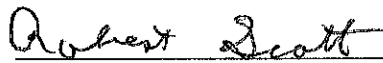
Robert Scott
Mayor

RESOLUTION NO. 97-02
CITY OF CROSSLAKE
RESOLUTION CALLING A SPECIAL ELECTION

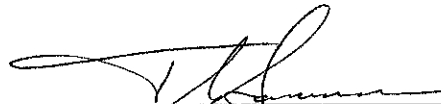
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Thomas N. Swenson, City Administrator