

MINUTES OF THE REGULAR MONTHLY MEETING
OF THE FIFTY LAKES CITY COUNCIL
August 11, 2009

The Regular Monthly Meeting of the Fifty Lakes City Council was held on Tuesday, August 11, 2009 in the City Hall at 7:00 p.m. The following officers were present: Richard Schiller, Mayor; Duey Bendt, Ken Hersey, Greg Buchite & Bob Miller, Council Members; Karen Stern, Clerk-Treasurer; and approximately 12 residents.

Mayor Schiller announced a request to add an item onto the agenda to discuss City Grounds, Planning and Improvement. MOTION MADE BY MR. MILLER AND SECONDED BY MR. BENDT TO ADD TO THE AGENDA UNDER MAINTENANCE CITY GROUNDS AND PLANNING IMPROVEMENTS. When polled: All Council Members voted aye. Motion passed.

Mayor Schiller called for approval of the Council Meeting Minutes. MOTION MADE BY MR. HERSEY AND SECONDED BY MR. BENDT TO APPROVE THE MINUTES OF JULY 14, 2009 MEETING. When polled: All Council Members voted aye. Motion passed. MOTION MADE BY MR. HERSEY AND SECONDED BY MR. BUCHITE TO APPROVE THE MINUTES OF JULY 28, 2009 SPECIAL WORKSHOP MEETING. When polled: All Council Members voted aye. Motion passed.

Karen L. Stern presented the Treasurer's Report. MOTION MADE BY MR. BUCHITE AND SECONDED BY MR. MILLER TO ACCEPT THE TREASURER'S REPORT AS READ. When polled: All Council Members voted aye. Motion passed.

New Business: Mayor Schiller informed Council of some late bids received for the truck. Discussions followed. Council agreed to refuse the late bids as it was advertised that all bids be received by Monday, August 10, 2009 by 1PM. Mayor Schiller announced the receipt of five bids for the 1988 Chevy 3500 Utility Truck:

- Kevin Murphy \$ 901.00
- Jim Anderson \$1,200.00
- Dave Bengtson \$2,001.00
- Mitchel Hextell \$ 425.00
- Mark Gontarek \$3,050.00

Discussion followed. MOTION MADE BY MR. BUCHITE AND SECONDED BY MR. BENDT TO ACCEPT THE BID FOR THE 1988 CHEVY 4X4 FROM MARK GONTAREK FOR \$3050.00 When polled: All Council Members vote aye. Motion passed. Council requested buyer to be required to remove all paint lettering from the vehicle.

Mayor Schiller commented no bids were received for the step van. MOTION MADE BY MR. HERSEY AND SECONDED BY MR. BENDT TO ADVERTISE FOR AN ADDITIONAL TWO WEEKS FOR BIDS FOR THE FIREMENS STEP VAN. When polled: All Council Members voted aye. Motion passed.

Mayor Schiller informed Council of one bid received for insulating the Community Center, Fire Hall, Maintenance Building from Weber Construction for \$3,544.00. Bid request \$2,400.00 would be paid down and the remainder would be paid at time of completion. MOTION MADE BY MR. HERSEY AND SECONDED BY MR. BUCHITE TO ACCEPT THE BID RECEIVED FROM WEBER CONSTRUCTION FOR INSULATING 3500 SQUARE FEET OF THE COMM. CENTER / FIRE HALL / MAINTENANCE BUILDING FOR \$3,544.00 WITH THE CONDITION THE CITY REQUIRE PROOF OF LICENSING, BONDING, AND INSURANCE. When polled: All Council Members voted aye. Motion passed.

Mayor Schiller commented the receipt of three bids to paint and replace siding on the south, east, and north side of the community center, fire hall and maintenance building.

- Mike Riley Jr \$ 3,675.00
- Weber Construction \$ 2,832.00
- Prestige Painting \$ 4,610.62

Discussions followed regarding the details of each of the bids. MOTION MADE BY MR. MILLER AND SECONDED BY MR. BUCHITE TO ACCEPT THE BID FROM WEBER CONSTRUCTION TO PAINT THE COMMUNITY CENTER / FIRE HALL/ MAINTENANCE BUILDING FOR \$2,832.00 WITH AN ADDITIONAL REASONABLE ALLOWANCE FOR CAULKING WHERE NECESSARY (COUNCIL RESERVES THE RIGHT TO APPROVE PRIOR TO PAYMENT THE FINAL COSTS) WITH THE CONDITION THE CITY REQUIRE PROOF OF BONDS AND INSURANCE. When polled: All Council Members voted aye. Motion passed.

Road Construction and Maintenance: Council reviewed a quote received from Anderson Brothers for finishing the paving of the existing parking lot for \$11,205.00. Discussions followed regarding the light pole in the center of the parking lot and also where the funding would come from. MOTION MADE BY MR. MILLER AND SECONDED BY MR. HERSEY TO ACCEPT THE BID FROM ANDERSON BROTHERS FOR \$11,205.00 TO COMPLETE THE PAVING FOR THE ENTIRE PARKING LOT WITH ALL WARRANTY REPAIRS TO BE COMPLETED AT THE SAME TIME. Discussions followed as to where the funds would be disbursed from. Council agreed to pay for the paving from the Bituminous Road Fund. When polled: All Council Members voted aye. Motion passed. MOTION MADE BY MR. HERSEY AND SECONDED BY MR. BUCHITE TO HAVE THE STREET DEPARTMENT MOVE THE LIGHT STANDARD IN THE PARKING LOT AND CONTRACT WITH AN ELECTRICIAN WITH COSTS FOR THE ELECTRICAL NOT TO EXCEED \$500.00. When polled: All Council Members voted aye. Motion passed.

Eldon presented to the Council a quote obtained from Midstate for a router. Discussions followed. Council requested more information regarding costs that have been paid to Anderson Brothers and what costs would be incurred if this project would be hired out. Council tabled the topic to the next Council meeting in September.

Duey Bendt commented that he would like to see a future goal for our city grounds. Discussions followed regarding the existing parks committee. Bob Miller commented he would research how many of the past members would be interested in working on this project. Gordy Reller said he just received a call from Crow Wing Soil and Water regarding any interest in a grant application for rain gardens.

Liquor: Toni presented the liquor reports. Toni informed Council of upcoming events.

First Responders: Teri Potz reported five calls for the month.

Fire Department: Andy Hemphill reported no fire calls for the month. No interest to date from other fire departments for the Suburban. Council agreed to wait until next month to advertise.

Mayor Schiller commented on the organization of the fire & rescue. The Ordinance document deals with establishing the Fire & Rescue Department, the officer's duties, the operating procedures. Discussions followed. Mayor Schiller requested Council's opinion or comments on charging service fees for Fire & Rescue calls. Discussions followed requesting research is done on neighboring cities fees. Council reviewed Fire and Rescue personnel policy requesting item #C be removed (Must have a High School diploma or equivalent). MOTION MADE BY MR. BUCHITE AND SECONDED BY MR. MILLER TO ACCEPT THE DRAFT OF THE FIRE & RESCUE ORDINANCE AND TO FORWARD TO THE CITY ATTORNEY FOR A LEGAL OPINION AND TO PLACE ON THE AGENDA FOR A PUBLIC HEARING IN SEPTEMBER. Discussions followed. MOTION AMENDED BY MR. BUCHITE AND SECONDED BY MR. BENDT TO REMOVE THE SCHEDULING OF PUBLIC HEARING AT THIS TIME UNTIL THE DOCUMENT HAS BEEN APPROVED BY THE CITY ATTORNEY. When polled: All Council Members voted aye. Motion Passed. Mayor Schiller called for the vote on the amended motion to send the ordinance to the City Attorney. When polled: All Council Members voted aye. Motion passed. MOTION MADE BY MR. BUCHITE AND SECONDED BY MR. HERSEY TO ACCEPT THE DRAFT OF FIRE & RESCUE PERSONNEL POLICY WITH THE DELETION OF ITEM #C (MUST HAVE A HIGH SCHOOL DIPLOMA OR EQUIVALENT) AND TO FORWARD TO THE CITY ATTORNEY FOR LEGAL OPINION. When polled: All Council Members voted aye. Motion passed.

Parks: Mayor Schiller commented Fred Strohmeier submitted a bid for benches along the south and east sides and railing along west side of the pavilion. MOTION MADE BY MR. BUCHITE AND SECONDED BY MR. BENDT TO ACCEPT THE PROPOSAL FROM FRED STROHMEIER FOR BENCHES AND RAILINGS FOR THE PAVILION FOR \$1230.00 INCLUDING MATERIAL AND LABOR. When polled: All Council Members voted aye. Motion passed. Discussions followed regarding electrical work for the pavilion. MOTION MADE BY MR. BENDT AND SECONDED BY MR. HERSEY TO INSTALL ADDITIONAL POWER DROPS AND LIGHTS FOR THE PAVILION NOT TO EXCEED \$500.00. Discussions followed. MOTION AMENDED BY MR. BENDT AND SECONDED MR. HERSEY TO AMEND THE AMOUNT NOT TO EXCEED \$1200.00 FOR ELECTRICAL WORK COMPLETED IN THE PAVILION PER STATE ELECTRICAL CODE. When polled: All Council Members voted aye. Motion passed. Mayor Schiller called for the vote for the amendment. When polled: All Council Members voted aye. Motion passed.

Planning & Zoning: A variance was approved at the last Planning & Commission meeting. Gordy stated he was requested by the Planning Commission to bring their concerns to the Council regarding two denials that were overturned by the Council and approved. Discussions followed regarding the process of appeals.

Gordy Reller updated Council on the existing violations within the City and requested permission from Council to request City Attorney send a letter as he is not getting any response.

Gordy reviewed with Council proposed changes to ordinance 3.07 variances. Discussions followed. Gordy will take before the Planning & Zoning Commission for further review.

Gordy reviewed with Council the proposed Crow Wing County Septic Ordinance. Council discussed their disappointment with the proposed ordinance and requested Gordy forward their concerns to the County.

Mayor's Report: Council reviewed the proposed budget for 2010.

Purchasing, Personnel: None

Unfinished Business: None

Citizen's Forum: Buck Buchite commented he had concerns on paving of the parking lot from the general fund. Buck stated that this improvement benefited the bar and the bar should be paying for at least a portion of the expense. Discussions followed regarding the financial accountability of the City.

MOTION MADE BY MR. BUCHITE AND SECONDED BY MR. BENDT TO APPROVE PAYMENT OF THE FOLLOWING CHECK SERIES #30442 THROUGH #30539 OR \$126,763.34. When polled: All Council Members voted aye. Motion passed.

MOTION MADE BY MR HERSEY AND SECONDED BY MR. MILLER TO ADJOURN. When polled: All Council Members voted aye. Motion passed.

Meeting adjourned at 12:00 P.M.