MINUTES OF THE REGULAR MONTHLY MEETING

OF THE FIFTY LAKES CITY COUNCIL

May 9th, 2023

The Regular Monthly Meeting of the Fifty Lakes City Council was held on Tuesday, May 9th, 2023, at City Hall at 6:00 pm. The following officers were present: Steve Dahlke, Mayor; Gary Staples, Toni Buchite, Jill Radman, Mark Bradley, Council Members; Karen Stern, City Clerk; Ann Raph, City Clerk; Jessica Istvanovich, Deputy Clerk; Justin Burslie, Planning and Zoning Administrator; Diana Johnson, Liquor Manager.

The Pledge of Allegiance was recited.

Open Forum: Mr. Klein inquired about the civil defense siren status. Council states the siren is in the process of being reconnected and will be functional by the end week. Also, there are concerns about existing trailers throughout the city not having the proper permits. Mr. Burslie will further investigate these concerns.

Consent Agenda: Mayor Dahlke requested consideration of the consent agenda. Council reviewed: Council Meeting Minutes for Regular Meeting April 11,2023; Treasurer’s Report: Payment of bills in the amount of $183,327.03 including Check No#45261 through #45332; Fire and Rescue Minutes.

MOTION MADE BY MS. BUCHITE AND SECONDED BY MR. BRADLEY TO APPROVE THE CONSENT AGENDA AS PRESENTED. When polled: All members voted aye. Motion carried.

New Business/Critical Issues:

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS RADMAN TO APPROVE RESOLUTION 2023-08 ACKNOWLEDGING A CERTIFICATE OF RETIREMENT FOR KAREN L. STERN. When polled: All members voted aye. Motion carried.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MR. STAPLES TO ACCEPT THE PERMIT FOR A LIQUOR LICENSE AT GOLDEN EAGLE GOLF COURSE. When polled: All members voted aye. Motion carried.

Planning and Zoning: The Planning Commission held their regular meeting on April 25th, 2023, at which there were two public hearings. There are two recommendations for council consideration.

Recommendation #1: Rezone Application RZ-01-23 to rezone an approximately 2.7-acre tract (proposed to be split from a 17.5 ac tract) from “Water Oriented Commercial” to “Shoreland Residential.” The subject property is located at 16263 County Road 1. PIN 22260532. The applicant is Michelle Fussy. The property owner is Triple S & Seashells Trust.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS. RADMAN TO APPROVE THE REZONING APPLICATION RZ-01-23 BASED ON THE 9 FINDINGS AND 1 CONDITION:

Staff Findings:

1. The applicant is requesting to rezone to rezone an approximately 2.7 acre area of a 17.5 acre tract located at 16263 County Road 1 from “Water Oriented Commercial” to “Shoreland Residential.”
2. The area proposed to be rezoned contains a single family dwelling and an accessory structure (garage). It is adjacent to an accessed by County Road 1. The subject property is served by a subsurface sewage treatment system and well. It has approximately 350’ of frontage on Daggett Brook. The applicant intends to split the area to be rezoned from the subject property.
3. There remainder of the subject property consists of a 17.5 acre tract (north parcel) and 20.8 tract (south parcel) and is proposed to remain zoned “Water Oriented Commercial.” The “remainder area” contains a campground consisting of several individual campsites and accessory structures. The campground is served by SSTS and private well(s).
4. The future land use map contained in the comprehensive plan identifies the subject property as “Commercial” however the comprehensive plan states, “The City of Fifty Lakes should support the development of residential developments that preserve the rural character of the community.” The subject property is 2.7 acres and preserves the “rural character” of the city. The request is consistent with the comprehensive plan.
5. The reclassification is warranted due to changed land use circumstances. The applicant intends to split the area to be rezoned from the subject property. The area proposed to be rezoned contains a single family dwelling which is not an allowed primary use in the Water Oriented Commercial Zone.
6. The subject property is suitable for development in general conformance with the land use standards of the “Shoreland Residential” Zone.
7. The property located north is zoned “Shoreland Residential,” the property located west is zoned “Rural Residential” and “Water Oriented Commercial” and the property located south and east is zoned “Water Oriented Commercial.”
8. Rezoning of the property will not be detrimental to uses or property in the immediate vicinity of the subject property. The properties adjacent to the subject property are primarily utilized as single family residential uses, vacant/wooded and commercial uses.

Condition:

1. Red and white RV utilized for advertising shall be removed from the subject property and the proposed lot line shall be adjusted to accommodate the green RV, utilized for advertising, is located on commercial property.

Contingent on approval of metes and bounds subdivision for creation of the 2.7 acre tract.

When polled: All members voted aye. Motion carried.

Recommendation #2: Approve Ordinance Amendment 02-2023 to increase the maximum impervious surface coverage of the “Water Oriented Commercial (WOC)” Zone for “tributary rivers” from 10% to 15%.

Mr. Burslie stated that according to DNR the impervious coverage of a lot must not exceed 25% of the lot area.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MR. STAPLES TO APPROVE ORDINANCE AMENDMENT 02-2023 TO INCREASE THE MAXIMUM IMPERVIOUS SURFACE COVERAGE OF THE “WATER ORIENTED COMMERCIAL (WOC)” ZONE FOR “TRIBUTARY RIVERS” FROM 10% TO 15%. When polled: All members voted aye. Motion carried.

Mr. Burslie met with a Horvath consultant along with Mr. Stancer, chair of the Planning and Zoning Commission board. Horvath is scheduled to begin construction on July 1st for the cell tower of 2023. They discussed the possibility of installing a warning siren on the tower and power to the site. The next planning commission meeting will be on Tuesday, May 23rd at 6 pm.

Parks: MOTION MADE BY MS. BUCHITE AND SECONDED BY MR. BRADLEY TO ACCEPT THE BID FROM COLONIAL MASONRY FOR A TOTAL OF $4495.00 FOR THE PARK PAVILION BLOCKS. When polled: All members voted aye. Motion carried.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS. BUCHITE TO ACCEPT THE ADDED FIXTURE ALLOWANCE QUOTE OF $1321.00 TO THE NORTH COUNTRY PLUMBING AND HEATING. When polled: All members voted aye. Motion carried.

MOTION MADE BY MS. BUCHITE AND SECONDED BY MR. STAPLES TO APROVE THE PAYMENT TO DSG FOR THE PIPING IN THE PARK PAVILION FOR A TOTAL OF $2581.46. When polled: All members voted aye. Motion carried.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS. BUCHITE TO ACCEPT THE BID FROM ITASCA PAINTING COMPANY NOT TO EXCEED $6,440.00. When polled: All members voted aye. Motion carried. Discussion on two quotes received for the City Hall/Bar Pavilion ceiling repairs. Mr. Staples states the most effective solution would be to sand down the layers and use an oil-based product to soak in and seal the wood for preventative maintenance.

MOTION MADE BY MS. BUCHITE AND SECONDED BY MR. BRADLEY THE PAYMENT FOR REFINISHING THE CITY HALL/BAR PAVILION TO COME OUT OF THE GENERAL FUND. When polled: All members voted aye. Motion carried.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS. BUCHITE TO APPROVE THE PAYMENT OF $3367.90 TO TIMBER RIDGE ELECTRIC INC FOR RECONNECTING THE EMERGENCY WARNING SIREN. When polled: All members voted aye. Motion carried.

MOTION MADE BY MR. STAPLES AND SECONDED BY MR. BRADLEY TO COMPLETE A SURVEY FOR THE PICKLE BALL COURT LOCATION. When polled: All members voted aye. Motion carried.

Discussion to contact the City Engineer to determine the elevation for water drainage in the park.

Public Safety: Jesse Anderson, Assistant Fire Chief, reported 5 medical calls and 1 fire call for the month of April.

Road Construction and Maintenance: MOTION MADE BY MS. BUCHITE AND SECONDED BY MR. BRADLEY THAT THE TAX FORFEITED TIMBER SALES OF $15,458.01 TO BE ADDED INTO THE ROAD FUND. When polled: All members voted aye. Motion carried.

MOTION MADE MR. BRAIDLEY AND SECONDED BY MR. STAPLES TO ACCEPT THE RESIGNATION OF G. RAPH. When polled: All members voted aye. Motion carried.

Mr. Bradley reported the maintenance department has been doing a lot of tree cleaning from the winter storms. Former maintenance supervisor, Eldon Lee, made a special point to express to Mr. Wosmek, he was impressed with the conditions of the roads and pleased with his work.

Liquor Store: Diana Johnson, Bar Manager, presented the profit and loss report for the month of April with a gross profit of 53.7%. Ms. Johnson explained a new app, City Hive, to use as a marketing tool. Ms. Johnson states that the ice machine is down. SCR is currently looking for parts to repair it. Discussion on researching to purchase a new ice machine.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS. BUCHITE TO APPROVE THE HIRING OF E. WATERBURY AS A CLEANER FOR $20 PER HOUR FOR 24 HOURS PER WEEK. When polled: All members voted aye. Motion carried.

Mayor’s Report:

MOTION MADE BY MR. BRADLEY AND SECONDED BY MR. STAPLES TO APPROVE RESOLUTION 2023-07 SIGNATORY POWER. When polled: All members vote aye. Motion carried.

Discussion about suspending Zoom meetings unless specifically requested.

Purchasing/Personnel:

MOTION MADE BY MS. BUCHITE AND SECONDED BY MS. RADMAN TO PAY AIS INSPECTOR, P. O’CONNER, $19 PER HOUR. When polled: All members voted aye. Motion carried.

The Minnesota Public Employee Insurance Program sent out a renewal letter for the 2023-2024 insurance year. The cost of the insurance has gone up 18%. Discussion as to the difference between the Advantage High plan and the Advantage value plan.

MOTION MADE BY MR. BRADLEY AND SECONDED BY MS. BUCHITE TO ACCEPT THE HIGH ADVANTAGE PLAN. When polled: All members voted aye. Motion carried.

MOTION MADE BY MS. RADMAN AND SECONDED BY MR. STAPLES TO RENEW LIABILITY INSURANCE. When polled: All members vote aye. Motion carried.

Open Forum: Concerns for debris under the Fifty lakes welcome sign. Maintenance department to investigate debris.

Adjourn: MOTION MADE BY MS. BUCHITE AND SECONDED BY MR. STAPLES TO ADJOURN. The meeting adjourned at 7:30 pm.

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Jessica Istvanovich, Deputy Clerk