

**MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL  
OF EAST GULL LAKE, COUNTY OF CASS, STATE OF MINNESOTA  
REGULAR SESSION  
October 3, 2017  
6:30 PM**

Mayor Kavanaugh called the October 3, 2017 regular Council meeting to order at 6:30 PM.  
The pledge of allegiance was recited.

**ROLL CALL**

Present: Mayor Kavanaugh, Councilors Ruttger, Demgen and Hoffmann, City Administrator Mason,  
Planning Commission Chair Bruce Buxton, Wastewater Superintendent Jasmer,  
Administrative Assistant Schack

Absent: Councilor Lang

Audience: Jerry Stromberg, Barry Frieler, Paul Sachs, Eric Peterson

**ADOPTION OF AGENDA**

4a. Additions: 8b. Bids on Snow Plowing; Open Forum – Paul Sachs regarding easement

4b. Deletions: None

**M/S/P, ayes, Demgen, Hoffmann, absent Councilor Lang, to approve the agenda as presented**

**ADOPTION OF CONSENT AGENDA**

**M/S/P, ayes, Demgen, Hoffmann, absent Councilor Lang, to approve the following Consent**

**Agenda items:**

5a. September 5, 2017 City Council Meeting Minutes

5b. Financial Report

- August, 2017 bank statement information
  - Beginning Balance: \$850,768.37
  - Total Additions: \$49,412.32
  - Total Subtractions: \$468,531.38
  - Ending Balance: \$468,531.38
  - Interest Paid to date: \$35.19
- September, 2017 Check Register
  - Approved September, 2017 claims 19637 to 19657 for total amount of \$51,196.50
- Monthly Budget Report, Delinquent WW Customers Report

**PLANNING & ZONING**

6a. 2017-44 Variance – Gary & Nancy Tatge, 1498 Floan Pt

Administrator Mason reviewed the reason the Tatge project needed a Variance, stating that the deck being 47 feet from the OHW was the determining factor. He also discussed the stormwater issue and water pooling on the road in front of the Tatge property. He noted that the City Road Committee should come up with a plan to alleviate the problem. It was noted that Mr. Tatge is willing to work with the City.

Motion was made to pass the Variance with the original Staff Report with only three conditions. It was noted that the Planning Commission added five conditions in their recommendation, so the motion was rescinded and a second motion made to include all conditions recommended.

**Findings of Fact:**

1. Home was built before 1995 possibly 1988 according to neighbors

2. City Code Section 8.4-4 item 10 a one-time addition of up to 50% by CUP cannot be considered as total square footage after addition exceeds 2,500 sq. ft. Thus, a variance is being applied for.
3. Proposed addition including a new attached garage and bedrooms is 1,248 Sq Ft
4. Total plan will be 24.9% impervious coverage or less than the 25% maximum impervious coverage allowed.
5. Additional construction will begin at 71 feet from the OHW
6. Side yard setbacks will exceed the 10-foot required
7. Property is currently served by City Sewer
8. Existing sidewalks both lakeside and landside along with existing double garage will be removed
9. Current catch basin for the road run off will be expanded to improve stormwater runoff of Floan Point Road.
10. Impervious coverage, stormwater worksheet and stormwater plan have been submitted with impervious projected at 24.9%
11. A large amount of Bituminous surface will be removed near Floan Point Road and the existing catch basin will be improved and enlarged to better drain the street and retain stormwater on lot before it gets to the street.
12. Existing garage too close to ROW being eliminated

#### **Conditions**

1. Stormwater management plan will be installed as presented in plan with new catch basins to control water on property and improve run off from Floan Point Road for neighborhood as water sometimes collects at the base of the hill after heavy rainfall.
2. All sidewalks on property will be removed to reduce impervious below 25%
3. Existing bituminous will be removed along the Floan Point Road and replaced with a driveway to the new garage.
4. Place the driveway 5-foot to the east as shown on the stormwater/landscape drawing
5. Work with the City to remove rocks along the road
6. East and West side gutters direct stormwater to the South
7. Shrubs kept to a minimum 10-foot setback
8. Widen drainage swale to the east to meet the driveway

**M/S/P, ayes, Ruttger, Hoffmann, absent Councilor Lang, to approve Variance 2017-44 subject to the findings and conditions as presented by the Planning Commission.**

#### 6b. 2017 -46 CUP – Expansion of Cragun’s Legacy Golf Course

Administrator Mason discussed the CUP for the expansion of Cragun’s Legacy Golf Course. He noted the only portion of the project is under the authority of the City, noting that the larger portion of the project is under the authority of Crow Wing County.

#### **Findings of Fact:**

1. 45 holes are already located adjacent to these holes being proposed
2. Legacy Courses have a responsible maintenance and preservation record since creation.
3. Additional golf holes are a permitted use within the zone.
4. Minimal hole additions of one (1) complete hole and three (3) partial holes to be added in East Gull Lake.

#### **Conditions:**

1. Applicant must abide by all conditions identified in the approved wetland replacement plan, Notice of Decision for the Cragun’s Golf Course Expansion
2. Install and maintain Proper Silt fences to protect the wetland areas during construction.

3. Erosion Control blankets to put in place where needed.
4. Must follow all state and Federal Guidelines for maintaining the Golf Course
5. No Fueling station, wash pad for equipment, chemical or fertilizer storage on the proposed gold course expansion.
6. Must follow phosphorous turf fertilizer restrictions under the 2016 MN Statutes, 18C.60
7. Must follow the Stormwater Pollution Prevention Plan dated 8-28-2017 and on file with Crow Wing County Land services department
8. Any restricted use pesticides must be applied by a certified applicator through the State of Minnesota

**M/S/P, ayes, Demgen, Hoffmann, absent Councilor Lang, to approve CUP 2017-46 subject to the findings and conditions as presented by the Planning Commission.**

**OPEN FORUM\*\***

- 7a. Paul Sachs regarding easement

Paul Sachs addressed the Council regarding access to his parcel. Mayor Kavanaugh informed Mr. Sachs that Pearl Road is an existing easement to his property and the City has no intention to create another easement. The use of Mr. Sachs' property is rather limited due to shoreline OHW setbacks for any type of structure. Council advised Paul to work with City Staff on potential walking paths in the future that may allow non-motorized access for permitted uses.

- 8a. Shane Jordan addressed the Council thanking the City for help getting the water level down in Ruth Lake so it wouldn't continue to flood his basement.

**WASTEWATER & ROAD REPORT**

- 8a. Wagner Connection; Easement for additional connections

Administrator Mason discussed the easements for connection to City Wastewater.

- 8b. Bids on Snow Plowing

Administrator Mason noted that there were four bid sheets out and only two came back. It was noted that Holmvgig is more interested in staying in the Crosby area. Rardin sent in a bid to the City. Mayor Kavanaugh noted that he has no problem with Rardin Excavation. Prepare a contract for caring for the roads to be sent to Rardin

**M/S/P, ayes, Ruttger, Hoffmann, absent Councilor Lang, to approve request for a contract to be sent to Rardin Excavating for care of City roads.**

**PUBLIC SAFETY**

No Report

**PARK & TRAILS**

No Report

**PERSONNEL COMMITTEE**

No Report

**BUDGET COMMITTEE**

No Report

**MAYOR'S REPORT**

No Report

**CITY ADMINISTRATOR REPORT**

14a. Administrator’s Report

Administrator Mason discussed creating the Administrative Fines portion of the City Code. It was noted that this issue will be discussed at the next Council Meeting.

14b. Money Market Account Addition

Administrator Mason noted that the Money Market account has been created. It was noted that there is enough cash in the Checking account to move \$250,000.00 into the Money Market account. It was noted that monies can be moved between the two accounts six times per month without cost.

**M/S/P, ayes, Councilors Hoffmann, Demgen, absent Councilor Lang, to approve request for placement of \$250,000.00 into the Money Market Account and the authority given to Administrator Mason and Administrative Assistant Schack to move monies as needed between the two accounts.**

14c. Stormwater issues within the City

Administrator Mason discussed the road closure at the dam and the issues around Ruth Lake.

**OLD BUSINESS**

None

**NEW BUSINESS**

None

**NEXT REGULAR SESSIONS OF CITY COUNCIL/OTHER MEETINGS**

Planning and Zoning Meeting ..... Tuesday, October 31, 2017 at 6:30pm  
City Council Meeting ..... Thursday, November 02, 2017 at 6:30pm  
Wastewater & Road Committee Meeting..... Wednesday, November 15, 2017 at 3:00pm

**M/S/P, ayes, Ruttger, Demgen, absent Councilor Lang, to adjourn the meeting**

Transcribed by East Gull Lake Administrative Assistant  
Kathy Schack

These minutes are paraphrased and are not written word for word.

**\*CONSENT AGENDA ITEMS** are considered to be routine and noncontroversial by the Council and will be approved by one motion. There will be no separate discussion for decision of these items unless a Councilmember, staff member, or citizen so requests due to a speculative controversy, in which case the item will be removed from the consent agenda and considered under the regular agenda.

**\*\*OPEN FORUM** allows the public to speak to the Council regarding issues that are not on the agenda.