

## Minutes

### MONTHLY CITY OF BEAVER BAY COUNCIL MEETING 6:00 p.m. November 1, 2022

**Present Council:** Mayor Gmach, Council Persons: Maxwell, McDonald, Kindstrand and VanNort

**Staff:** Clerk/Treasurer Anderson

**Public:** Tom Harris

**Invited:** Wil Taylor, MSA

**Call to Order: 6:00 p.m.**

**Approval, changes, additions, deletions to agenda:** Mr. Harris asked to amend the agenda to add item 3 Compliance to old business. A motion was made to accept the agenda as amended by Kindstrand and seconded by Gmach. Vote: Aye 5, Nay 0. Motion Passed

**Approval of Minutes:** A motion was made to approve the minutes from Regular Council, Public Hearing: Interim Use Permit, Commercial STR and Water/Sewer Rate increase for 10-4-2022, as written by Kindstrand and seconded by McDonald. Vote: Aye 5, Nay 0. Motion Passed

#### City Clerk, Council and Committee Reports.

Clerks Report: see attachment A.

Green Door: Update on Oktoberfest Herring Fry attendance and sales we good.

Public Works:

MSA: No agenda items concerned engineering for this meeting.

#### Old Business:

- 1. Land next to cemetery:** Council Person Maxwell presented a copy of the listings and disclosures on the land adjoining the cemetery and after review and discussion a motion was made to table the idea by Gmach and seconded by Kindstrand. Vote: Aye 5, Nay 0. Motion Passed
- 2. Cord for Generator:** A quote was presented to have a cord built to connect our portable generator to the lift stations and it was \$4600 for the plug and 50 feet of cable. Jim Baker public works is checking on the possibility of hard wiring as an option and shorting the amount of cable needed before we move ahead.
- 3. Compliance:** Mr. Harris inquired where the city was with the process of compliance. He was informed that 4 of the 5 properties that were identified with issues in the spring have met most of the compliance requested. The 5<sup>th</sup> has not but the clerk has not moved to have the fine assessed yet. The council requested we move forward toward assessment fines for the remaining non-compliant property by contacting our attorney for advisement.

#### New Business:

- A motion was made to pass **Resolution 2022-011 setting polling place for 2023** by VanNort and seconded by Kindstrand. Vote: Gmach Aye, VanNort Aye, Kindstrand Aye, McDonald Aye and Maxwell Aye. **Resolution 2022-011 passed.**

2. An inquiry had been made on how we handle Interim Permit requests once the limit has been met in a residential neighborhood. It was decided to not accept any new applications for Interim permits once the limit had been met but that when an permit slot becomes available it will be noticed in the newspaper and posted at city hall and the post office.
3. **Set fee and policy for Interim Use Permits and renewal.** A draft copy of a breakdown in the process of and time required to complete a Interim Use Permit Application for council review and feedback to take action at a later date. Mr. Harris stated consideration of the loss in tax revenue when the new STR tax classification was implemented should be made in setting the renewal fee. He suggested a \$500 fee per year.
4. **Application for water sewer hook ups.** A draft of a form for requesting water sewer connections was distributed for review and action at a later date.
5. **Canvassing Board Date:** Three to 10 days after the election the council needs to meet as a canvassing board to certify the elections. A motion was made to set the canvassing board for November 15, 2022 at 9:00 a.m. at Beaver Bay City Hall.

**Public Comments:** Mr. Harris inquired how the city would manage the interim permits once someone gave theirs up and wanted some assurance that any additional would be granted in his neighbor hood. He was referred to the criteria that substantial change of the make-up of the neighborhood is a consideration any new permits. He pointed out that it was subjective and could change with the makeup of the council. It was pointed out that any ordinance that is in place now can be changed by future councils. Mr. Harris inquired who had the 7 permit in the north of highway 61 residential zone and was informed that holders of permits include: Bob & Janet Strand 3, Andy Kosavich 1, Jim & Ellie Korpi 1, Kay Kofstad 1 and Nathan Hoffman 1, totaling 7. Council Person Maxwell read a email that was sent to all council as well as the clerk (copy attached to minutes) in support of not limiting STR.

**Correspondence:** ARDC seeking Nominations Lake Co communities under 10,000 rep. Mediacom Rate increase notice.

**Claims List:**

Claims: # 11037 through # 11076	October 17, 2022	In the Amount of: <b>\$63,225.09</b>
Claims: # 11015 through # 11077	October 31, 2022	In the Amount of: <b>\$44,960.08</b>
Payroll: 10/11/2022	Checks: <b>\$4,128.63</b>	Direct Deposit: <b>\$5,135.75</b>
Payroll: 10/24/2022	Checks: <b>\$3,852.26</b>	Direct Deposit: <b>\$4,926.20</b>

A motion was made to approve the claims and payroll as presented by Kindstran and seconded by McDonald. Vote: Aye 5, Nay 0. Motion Passed.

**Adjourn:** Motion to adjourn was made by Kindstrand and seconded by VanNort. Vote: Aye 5, Nay 0. Motion Passed.

**Time: 6:43 pm**

**Mayor:** \_\_\_\_\_

**Clerk:** \_\_\_\_\_

## Attachment A. City Council Minutes City of Beaver Bay Clerks Report November 1, 2022

1. **Parks & Recreation and Beautification.** Will need to look for replacement for Rest stop cleaning and mowing for next summer. Update from MN Office of land management authorizing use of old information property as picnic and parking. Received 2<sup>nd</sup> half of parks and recreation funding from Lake County \$3,200. No response from Lake County to our request for increase to cover Rest Area expenses.
2. **Water intake project:** no new news, however approaching the 2023 legislative session and 2 senators and one congressman carrying request as part of a Directed Congressional Spending bill.
3. **Monthly Reports:** MN State Withholding Tax, MN Sales and Use Tax, MPCA DMR, Bi-Weekly Federal Withholding Tax, and PERA bi-weekly payments are up to date. **Quarterly reports:** 941 IRS, MN State quarterly withholding, MN Unemployment, Building Permit Report. Up to date. **Annual Reports:**
4. **Meetings attended.** North Shore management Board 10/3/2022. **St. Lukes** services future focus group 10/6/ 2022. Loren Vedder 10/7/2022 on Mary Street ditching. Phone with Attorney 10/26/2022 on wastewater suit. Ruth Maki on dog at large issue.
5. **Community Center.** Community Center used 15 days in October and scheduled for 13 days in November .
6. **General Fund Bank Accounts:** The October Park State Bank reconciled balance of \$XXXX  
North Shore Credit Union Fire Relief Savings reconciled September with Balance of \$129,802.25
7. **Zoning and Building Permits:** One application for Interim Use Permit in commercial zone withdrawn. One building remodel changed toe scope of work from refurbishing (Paint Sheet rock replacement ect.) to some restructuring and so we are working on updating the permit as they submit the required documentation for our building Official Jim Rich to review. The 2 building permits for houses are continuing and our Building Inspector Gary Thompson is monitoring them. Application for 4 plex building permit was submitted and we are working with them to get all the plans and information needed before review. One inquiry for a land use permit to build a garage.
8. Airport update: Feasibility study has been started through IRRRB grant.
9. Compliance: Response from 3 of the 5 delinquent accounts. Request permission to send notice of intent to assess to taxes to delinquent account that has not paid in 11 months.
10. Thronset Michenfelder: Update

