

LeSauk Township Regular Meeting
April 11, 2017

The regular monthly meeting of the LeSauk Township Board of Supervisors was called to order by Chairman Dan Heim at 7:00 p.m. in the Town Hall.

PRESENT: Supervisors Dan Heim, Jeff Westerlund and Shawn Omann, Clerk Marlyce Plante, Treasurer Josh Bentley and 12 interested parties.

AGENDA APPROVAL: SUPV WESTERLUND MOTIONED TO ACCEPT THE AGENDA AS AMENDED WITH THE ADDITION OF JOHN PETERSON IN THE OPEN FORUM, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

John Peterson – Sign Solutions

Mr. Peterson was asked to attend the meeting to discuss his company's business, Sign Solutions. Mr. Peterson informed the Town Board his company handles replacement of street signs & posts while also checking for reflectivity on present signs if requested. Discussion was held on approximately how many signs in the township there are and Mr. Peterson questioned if new posts have been ordered also since the posts now need to be a lighter grade of metal that would "breakaway" should a vehicle hit it. Mr. Peterson was informed the township has purchased all new signs with the current mandatory reflectivity, but finding the time for board members to replace them is very difficult.

SUPV WESTERLUND MOTIONED TO HAVE JOHN PETERSON GIVE LESAUK TOWNSHIP A PROPOSAL FOR THE REPLACEMENT OF ALL NECESSARY SIGNS IN THE TOWNSHIP AS WELL AS THE POSTS IF NEEDED, SECOND BY SUPV HEIM, MOTION CARRIED 3-0.

VERNON & CAROLYN KLAVERKAMP VACATION EASEMENT – PUBLIC HEARING

Chairman Heim read the public hearing notice in which Vernon & Carolyn Klaverkamp have requested the vacation of the drainage & utility easement on Lot 5 & Lot 6 in Majestic Woods. The hearing was open to the floor.

Mr. & Mrs. Klaverkamp briefly explained to the Town board they are selling their property and would like to combine Lot 5 & Lot 6 in Majestic Woods since their home is built in the middle of the two lots and on top of the drainage & utility easements. Steve Wilson, realtor for the Klaverkamp's reviewed with the Town Board the flagging of the sale by the title company due to the drainage & utility easement not being vacated prior to the home being built. The Klaverkamp's did not construct the home and were unaware of this issue until they went to sell their property.

Ben Weekes, 3945 Majestic Pond Court – Mr. Weekes stated he was in favor of the vacation of the easement so the Klaverkamp's can sell their home.

John Krehbiel, 1573 Riverside Drive – Mr. Krehbiel stated they should put the lots together before vacating the easement, but is not against it.

The public hearing was closed. The Town Board held discussion.

SUPV OMANN MOTIONED TO HAVE CLERK PLANTE ISSUE THE KLAVERKAMPS A CERTIFICATE OF COMPLIANCE TO JOIN LOT 5 AND LOT 6 OF MAJESTIC WOODS, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

SUPV WESTERLUND MOTIONED TO APPROVE RESOLUTION 2017-05 VACATING THE DRAINAGE & UTILITY EASEMENT BETWEEN LOT 5 & LOT 6 OF MAJESTIC WOODS, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Clerk Plante will have the Certificate of Compliance ready for the Klaverkamp's on Wednesday, April 12 to file with Stearns County. Chairman Heim signed the resolution and it will be recorded by Clerk Plante along with the Certificate of Completion regarding the vacation of the easement.

WILLIAM (DEBORAH) FASEN VARIANCE – PUBLIC HEARING

Chairman Heim read the public hearing notice for Deborah Fasen Rev. Trust requesting to construct an accessory building in the front/side yard. The hearing was open to the floor.

Mr. Fasen discussed the building he would like to construct is L-shaped, roughly about 2860 square feet. He presently has a small accessory building he intends to remove. Mr. Fasen questioned the board whether he needs a variance since he is zoned agricultural.

John Krehbiel, 1573 Riverside Ave. – Mr. Krehbiel, a former township supervisor, stated that according to township ordinances, Mr. Fasen would be allowed to construct his accessory building wherever he would like since he is zoned agricultural and any size he would like.

Ralph Traut, 2705 1st St. No. – Mr. Traut is a neighbor to Mr. Fasen and stated he should not need a variance since he is zoned agricultural, even allowing a pole-type shed if he chooses.

Carl Fasen, 246 30th Ave. No. – Mr. Fasen, brother to William Fasen, and neighbor, stated he was in favor of the building also.

No more comments were heard from the floor and the public hearing was closed. After discussion by the Town Board it was the consensus that Mr. Fasen does not need a variance and apologized for the error in interpreting the township ordinances.

SUPV HEIM MOTIONED TO REFUND WILLIAM FASEN THE \$400 PUBLIC HEARING FEE, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

David Barsody – Building Inspector Report

Mr. Barsody gave a brief report regarding the townships outstanding building permits. He reported the Waters Church has completed their building addition/project and have been given the final inspection. Mr. Barsody stated that calls have been coming in regarding building projects which is very typical in the spring of the year.

Mark Posch – Accessory Building Construction

Mr. Posch would like to construct a 30 X 48 accessory building on his property located on 27th St. No. The Town Board suggested he design a site plan showing all buildings, home etc. on his property showing all areas that are “covered”, including his driveway, sidewalk etc. as well as his septic, drain field and the distances from the new construction. Once he has the site plan complete, come before the Town Board for the approval of the site plan. Mr. Posch will be placed on the next meeting's agenda (4-25-17)

Julia Krengel – Apple Duathlon

Ms. Krengel introduced herself as the new director of the Apple Duathlon and wanted to discuss the township roads the duathlon uses (Pinecone & 40th). Since it is her first year in this position, she was not sure of all the details done prior. The Town Board informed her the township residents along Pinecone are

notified of the closure of the road between 8:00 a.m. and 10:30 a.m. They also suggested she be in contact with the Brockway Town Board to discuss 40th Street and 30th/75th Avenue. Police will be patrolling the closure of Pinecone Road. She asked that included in the letter would be a request to keep dogs on their leashes also.

Alex & John Udermann –

The Udermann's came before the Town Board to discuss options for Alex & Jake Udermann to construct separate homes on or near the Udermann farm, known as Meadowbrook Farm. There are several areas of the township ordinances that prevent the Udermann's from each constructing a home. In agricultural zoning, only one permanent home is allowed – mobile homes are permitted by conditional use permit from the township if the occupants are engaged in the farming of the property. This would be the case for Alex & Jake, but Stearns County informed them they need to each put in a septic system, they cannot "hook-up" the system to the present farm house.

Another area of concern is how close the homes can be located to a feedlot. The township must begin the process of establishing a feedlot ordinance since Stearns County will no longer govern feedlots in the township. Discussion was held by the Town Board whether a variance could be received by the Udermann's to construct homes within a certain distance from the feedlot.

The Udermann's are considering purchasing property from Mark Traut, adjacent land owner to the south of the Udermann farm. With purchasing the property, the Udermann's would need to plat the area if they plan to build two homes on the 5 acres they want to purchase. Discussion was held at length about the platting process, costs, park fees etc.

The Udermann's were given some options, but were informed by the Town Board that a clear plan must be decided on by them, so the process can begin. The Town Board will have the township attorney begin drafting a feedlot ordinance so that part is taken care of. They will be in touch with Supervisor Heim. It was suggested they purchase the Traut property with contingencies so they aren't purchasing property they may not be able to build homes on.

MINUTES:

SUPV WESTERLUND MOTIONED TO ACCEPT AS AMENDED THE MINUTES OF THE REGULAR MEETING HELD ON MARCH 28, 2017, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Annual Meeting Minutes were reviewed with spelling and grammar errors corrected.

ATTORNEY REPORT:

Feedlot Ordinance – Supv Heim will contact Attorney Gilchrist to begin the drafting of a Feedlot Ordinance. Supv Omann questioned why Stearns County could just "hand over" the regulating of Feedlot Ordinances to the township and whether the Memorandum of Understanding is still in place between the township and the county.

BUILDING INSPECTOR REPORT: Presented earlier in the evening.

SUPERVISORS REPORTS

Jeff Westerlund –

Sweeping of Township Roads – Supv Westerlund will be contacting ASTECH to begin the sweeping of township roads since threats of snow have diminished.

30th Ave. Pothole – Supv Westerlund stated there are several potholes on 30th Avenue and hopes to get out to fix them. Supv Heim and Supv Westerlund will be meeting on Thursday, April 12 to pick up cold patch from the City of Sartell and spend some time patching potholes on Pinecone, 40th Street & 30th Ave.

Dan Heim –

Mrozek Park Fee – Supv Heim informed Atty Gilchrist what was negotiated regarding the Mrozek park fee.

Zimmerman Property – Supv Heim contacted Joyce Zimmerman regarding the clean-up of her property. She informed Supv Heim a truck load of junk was removed and her son, Nathan, took several cars to Crosby where he is presently living.

Wellhead Protection Meeting – Supv Heim will attend the Wellhead Protection meeting to be held on Thursday, April 12 beginning at 10 a.m. at the Sartell City Hall. It was suggested to have a township representative there. Supv Westerlund who ordinarily attends meetings regarding water protection issues is not able to attend.

Don Ruegamer – Property near Divine Grace Mobile Home – Supv Heim received a call from Don Ruegamer, who is interested in purchasing the abandoned looking property near the Divine Grace (Shady Oaks) Mobile Home Park.

Kari Nelson – Supv Heim received a call from Kari Nelson who owns a parcel north of the Bonhomie Valley Addition. She had questions regarding fencing in the side and rear yards, heights allowed as well as setbacks. She will be discussing with her neighbor to place the fence on the property line. Supv Heim informed her she should receive the permission to place the fence on the property line in writing and have it recorded with the property deed. Supv Heim also discussed the regulations on placement of a fence around an above ground swimming pool with Ms. Nelson.

Swimming Pool Fence – Supv Heim also received a call from a township resident regarding the regulations on placement of a fence around an above ground swimming pool.

Accident on 40th Street – Supv Heim received a call from the Stearns County Sheriff's department regarding an accident involving a truck that directly hit the culvert in the Douglas Mick driveway, damaging the truck and culvert. Supv Heim contacted Doug Mick regarding the culvert damage. Culvert's are the responsibility of the property owner.

Nate Keller Email Re: Messy Property on Heritage Drive – An email was received by Clerk Plante from Nate Keller regarding the property located at 172 Heritage Drive which has become quite messy. Clerk Plante forwarded the email to Supv Heim to contact. Supv Heim will view at his next earliest convenience.

Shawn Omann –

Community Education Advisory Council Meeting – Supv Omann attended the informational meeting of the Community Education Advisory Council as the township representative. They introduced the new summer catalog for residents and was interesting to see how much work is involved in producing the catalog.

Township Road Work Resolutions - Supv Omann discussed possibility of having resolutions drawn up for each supervisor for various township road work etc., with the supervisor who is named in the resolution abstaining from the voting process. Discussion was held by the Town Board and the following voted upon:

SUPV HEIM MOTIONED TO APPROVE RESOLUTION 2017-08 STATING SUPERVISOR JEFF WESTERLUND WILL BE ALLOWED TO WORK ON VARIOUS TOWNSHIP ROAD PROJECTS ETC, AT THE REGULAR RATE OF PAY OF \$18.00 PER HOUR, SECOND BY SUPV OMANN, MOTION CARRIED 2-0. SUPV WESTERLUND ABSTAINED.

SUPV HEIM MOTIONED TO APPROVE RESOLUTION 2017-09 STATING SUPERVISOR SHAWN OMANN WILL BE ALLOWED TO WORK ON VARIOUS TOWNSHIP ROAD PROJECTS ETC, AT

THE REGULAR RATE OF PAY OF \$18.00 PER HOUR, SECOND BY SUPV WESTERLUND, MOTION CARRIED 2-0. SUPV OMANN ABSTAINED.

SUPV OMANN MOTIONED TO APPROVE RESOLUTION 2017-10 STATING SUPERVISOR DAN HEIM WILL BE ALLOWED TO WORK ON VARIOUS TOWNSHIP ROAD PROJECTS ETC, AT THE REGULAR RATE OF PAY OF \$18.00 PER HOUR, SECOND BY SUPV WESTERLUND, MOTION CARRIED 2-0. SUPV HEIM ABSTAINED.

OLD BUSINESS

Then & Zimmerman Property Clean Up – These will be viewed at our Annual Road Inspection.

30th Avenue Bridge – Will be viewed during the annual road inspection in the spring.

Striping of Township Roads – This item will be left on until spring of 2017 at which time bids will be received.

MISCELLANEOUS BUSINESS AND CORRESPONDENCE –

Separation of the Levy for 2018 – SUPV HEIM MOTIONED TO SEPARATE THE 2018 LEVY AS FOLLOWS: \$80,000 GENERAL FUND, \$40,000 FIRE FUND AND \$170,000 ROAD & BRIDGE FUND, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

MARCH TREASURERS REPORT

Treasurer Bentley noted several things in the March Treasurers Report; gas tax was received and he is still working on the correction of the Xcel Energy invoice for street lighting. He also requested a transfer of funds from Road & Bridge to the General Fund to cover upcoming expenses, stating it can be transferred back once real estate taxes are received in June-July.

SUPV OMANN MOTIONED TO ALLOW TREASURER BENTLEY TO TRANSFER \$20,000 FROM THE ROAD & BRIDGE FUND TO THE GENERAL FUND, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

VOUCHERS

SUPV HEIM MOTIONED TO PAY ALL VOUCHERS IN THE AMOUNT OF \$12105.24 (CHECK #12609 THRU CHECK #12625 PLUS EFT #75), SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

There being no further business, SUPV OMANN MOTIONED TO ADJOURN, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

Respectfully submitted,

Marlyce L. Plante (s)

Marlyce L. Plante
LeSauk Township Clerk