

LeSauk Township Regular Meeting
April 23, 2019

The regular 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, Shawn Omann and Jeff Westerlund, Treasurer Vikki Dullinger, Clerk Marlyce Plante and 17 interested parties.

AGENDA APPROVAL: SUPV HEIM MOTIONED TO APPROVE THE AGENDA AS AMENDED, ADDING CHUCK ERTL & EHREN TIMMERS TO OPEN FORUM, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

OPEN FORUM:

Chuck Ertl – Township Ditch Mowing – Mr. Ertl presented his ditch mowing quote to the Town Board. He stated it is \$50 higher than 2018 for each cutting. SUPV OMANN MOTIONED TO ACCEPT THE QUOTE FOR THE TOWNSHIP DITCH MOWING: FIRST CUT \$775 AND THE SECOND CUT WILL BE \$1625, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

Ehren Timmers Site Plan Approval for Anthony Murphy – Mr. Timmers came before the Town Board requesting approval of a site plan for the remodeling project he is doing for Anthony Murphy at 1438 Riverside Ave. No. Mr. Timmers is working with Stearns County Environmental Services also since this parcel falls within the Shoreland Ordinance. SUPV HEIM MOTIONED TO APPROVE THE SITE PLAN FOR THE MURPHY PARCEL AND AUTHORIZE SIGNATURE OF THE STEARNS COUNTY CONSTRUCTION SITE PERMIT WHEN IT IS RECEIVED, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Peter & Kathryn Lahr – Certificate of Compliance – SUPV OMANN MOTIONED TO APPROVE THE SPLIT OF TRACT B INTO 2 PARCELS: B1 APPROXIMATELY 10 ACRES AND B2 APPROXIMATELY 10.79 ACRES AND ALLOW CLERK PLANTE TO ISSUE THE CERTIFICATE OF COMPLIANCES FOR EACH NEW PARCEL, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

BUSINESS FROM THE FLOOR:

Brain Donnay – Conditional Use Permit Public Hearing –

Supv Heim read the public hearing notice and opened the hearing to comments from the floor. Brian Donnay stated he has a purchase agreement signed with Peter & Kathryn Lahr agreeing to purchase their property contingent on his receiving a conditional use permit to operate a roofing & siding business on the 10.79 acre parcel which will include the construction of a 10,500 square foot building.

Clerk Plante stated she did not receive any written testimony for or against the conditional use permit.

John Villcheck, 330 19th Ave. No., Sartell, MN – Mr. Villcheck owns a neighboring parcel to the north of the Lahr/Donnay property and felt the zoning for the property, which is now agricultural, should be rezoned to industrial since that zoning is more of a fit for this type of business. He was also concerned about the hunting in this area.

No further comments were heard from the floor: SUPV OMANN MOTIONED TO CLOSE THE PUBLIC HEARING, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

Supv Heim informed those present that he researched the size of other buildings in the area which also house businesses on agricultural property; Kelly Schefers, Schefers Excavating, has an approximate 7200 sq. ft. building and a conditional use permit to operate the business, Bob Schefers, Farmer Bob’s, has a buildings, approximately 8700 sq. ft. Farmer Bob’s has been in business for many years. Robert Klaphake, Lawngevity Inc., have two buildings, 4700 & 4400 sq. ft. Both Schefers parcels are zoned agricultural as well as the Klaphake parcel. Supv Heim noted the 10,500 sq. ft. building Mr. Donnay is requesting will cover only 2% of the 10.79 acre parcel he would like to construct it on. Supv Heim also noted there are conditions written within the resolution Mr. Donnay will have to follow. Allowed signage for the business would be limited to a 16 square foot sign and it would be the only allowed sign for the business.

The township meeting was recessed to allow for the Joint Planning Board meeting.

The township meeting was reconvened.

Donnay Conditional Use Permit – SUPV HEIM MOTIONED TO APPROVE RESOLUTION 2019-06 GRANTING THE CONDITIONAL USE PERMIT TO BRIAN DONNAY TO OPERATE A ROOFING AND SIDING BUSINESS AT 422 19TH STREET SO, PARCEL B1 (10.79 ACRES), WITH THE CONDITIONS AS LISTED IN THE RESOLUTION, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

Interim Ordinance 19-01 (Moratorium on Rezoning & Platting of Township Property for 1 year) SUPV HEIM MOTIONED TO RECOMMEND FOR APPROVAL INTERIM ORDINANCE 19-01 PLACING A MORATORIUM ON ALL REZONING, PLATTING & DEVELOPMENT OF LESAUK TOWNSHIP PROPERTY FOR ONE YEAR, SECOND BY SUPV WESTERLUND, MOTION CARRIED 2-1. SUPV OMANN VOTED NAYE.

Memorandum of Understanding with Stearns County Termination – SUPV HEIM MOTIONED TO APPROVE RESOLUTION 2019-03 TERMINATING THE MEMORANDUM OF UNDERSTANDING WITH STEARNS COUNTY WITH THE UNDERSTANDING THAT STEARNS COUNTY STILL WILL HANDLE ALL SHORELAND, WETLAND & SEPTIC ISSUES PER STATE STATUTES, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Approval of Summary Publication – SUPV HEIM MOTIONED TO APPROVE THE SUMMARY LANGUAGE FOR PUBLICATION REGARDING THE INTERIM ORDINANCE, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

Duane Lodermeier Split of Property-Certificate of Compliance – SUPV HEIM MOTIONED TO APPROVE RESOLUTION 2019-08 PENDING RECEIPT OF THE CORRECT LEGAL DESCRIPTION OF THE PROPERTY TO BE SPLIT OFF OWNED BY DUANE LODERMEIER WHICH WILL ALLOW FOR CONSTRUCTION OF THE ROUNDABOUT AT COUNTY ROAD 4 AND COUNTY ROAD 120, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Peter Ferber Property Clean Up and Removal of Mobile Home – Clerk Plante informed the Town Board she had received notification from the post office that Mr. Ferber did not pick up the certified letter sent to him requesting the removal of the mobile home on his property. Attorney Gilchrist & Attorney

Hill recommended the Town Board make a motion to authorize the clerk & attorney to work together to issue cease & desist order and other actions to remove the mobile home.

SUPV HEIM MOTIONED TO AUTHORIZE THE CLERK AND THE TOWNSHIP ATTORNEY TO ISSUE CEASE & DESIST ORDERS, CORRECTION ORDERS AND TO TAKE SUCH OTHER ACTIONS AS MAY BE NEEDED ON THE TOWN'S BEHALF TO SEEK THE CORRECTION OF THE VIOLATIONS EXISTING ON THE FERBER PROPERTY LOCATED AT 32752 RIVER OAKS LANE, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Leaf Blower Complaint at 1538 Riverside Ave. No. – A complaint was received from Lee Bergstrom, who resides on the east side of the Mississippi River directly across from the 1538 Riverside Ave parcel Mr. Bergstrom provided both a letter of complaint as well as a video of the owner using the leaf blower which is very loud and consistently runs throughout the day. The owner is Donald Helgeson. Treasurer Dullinger, who knows Mike Helgeson, will contact him to find out further information regarding the continuous use of the leaf blower and report at the next meeting.

MINUTES:

SUPV HEIM MOTIONED TO ACCEPT AS AMENDED THE MINUTES OF THE APRIL 9, 2019 REGULAR MEETING, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

SUPV OMANN MOTIONED TO ACCEPT AS AMENDED THE MINUTES OF THE APRIL 10, 2019 BOARD OF REVIEW MEETING, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

ATTORNEY REPORT: No report.

BUILDING INSPECTOR REPORT: No Report.

TREASURERS REPORT: The March Treasurers report will be placed on the next meeting's agenda.

Invoices/Vouchers – SUPV HEIM MOTIONED TO PAY ALL VOUCHERS IN THE AMOUNT OF \$14,483.32 (CHECK #13112 THRU 13119), SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

Stearns County Township Officers Meeting – SUPV HEIM MOTIONED TO ALLOW ALL TOWN BOARD MEMBERS TO ATTEND THE STEARNS COUNTY TOWNSHIP OFFICERS MEETING IN FREEPORT ON APRIL 25, 2019 AT THE REGULAR RATE OF PAY, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

SUPERVISORS REPORTS

Jeff Westerlund –

Brian Johnston – Car Port – Supv Westerlund was contacted by Brian Johnston who would like to place a car port on his property. Supv Westerlund asked that he come to a meeting with a site plan and once approved, he can contact David Barsody for a building permit.

Connie Binsfeld – Supv Westerlund was contacted by Ms. Binsfeld questioning whether the Town Board would contact neighbor, Wayne Rosenow, regarding the junk he has in his yard. The clerk will send a letter to Mr. Rosenow along with the current township regulations regarding abandoned property.

Township Clean Up Day – Supv Westerlund reported that he had all township residents sign in whether they cleaned roads or brought items for disposal. There were 18 residents that came. The clean-up day was limited to one day, Saturday, April 20 from 9 a.m.-3 p.m.. The township again worked with Steve Lovett of Junkman Services. Supv Westerlund questioned whether Lloyd Traut was able to pick up some garbage bags – Clerk Plante had not spoken to Mr. Traut.

Dan Heim –

Kellan Hemmesch, Stearns County Deputy Sheriff – Peter Ferber Home – Supv Heim received an email from Deputy Sheriff Kellan Hemmesch, which stated he had been in touch with Mr. Ferber who said he is evicting everyone from his home on River Oaks Lane. Mr. Ferber also indicated he is in the process of cleaning up his property. Nothing was said about the removal of the mobile home.

Mary Beth Lucius – Well Pump Placement – Ms. Lucius contacted Supv Heim questioning whether they would be allowed to place a well pump 1 foot from the property line. Supv Heim will email Stearns County for a copy of the plat checking to see if there is an utility easement in this area. If not, it was the consensus of the Town Board to allow Ms. Lucius to do so, but she does take the risk if it is damaged by anything, it is their expense to replace.

Mickey Ironi – Mr. Ironi lives in Pleasantdale Addition and would like to add on to his garage. Supv Heim questioned whether the parcel may be near the road easement in this area. He asked that a site plan be brought in with a current survey of the property in order to determine the correct setbacks.

Dan Jurnberg – 2668 Winnebago Road & 27th St. – Mr. Jurnberg contacted Supv Heim questioning the weight restrictions on 27th Street and Winnebago Road since he needs to remove a tree and it will require a boom truck to do the work. The east side of 27th Street does not have a weight restriction nor does Winnebago Road.

David Blommel – BonHomie Valley Survey – Supv Heim received an estimate of approximately \$1200 to survey the outer edge of BonHomie Valley. A decision will be made after the annual road inspection.

40th Street – An email was received by Supv Heim questioning when 40th Street is going to be resurfaced since it is so rough. He informed them that it is planned to be completed this summer.

Shawn Omann –

Sweeping of Township Roads – Supv Omann noted that ASTECH had been out and completed the sweeping of township platted areas. He stated that Via Riviera had been done and looks very nice.

OLD BUSINESS:

Fine Reimbursement – No Report.

Trees & Shrubs in Road Right of Way – This will remain on the agenda under Old Business until it can be addressed after the annual road inspection.

Peter Ferber Mobile Home – This was discussed earlier in the meeting. The certified letter was returned.
Clerk & Treasurers Positions from Elected to Appointed – Special Election, May 14, 2019 – all judges have been notified and scheduled.

Bonhomie Valley Survey of Perimeter – This area will be viewed during the annual road inspection.

Lodermeier Shouse – No further information has been received.

NEW BUSINESS:

2020 Levy – The 2020 levy separation was discussed. At the previous meeting it was separated as \$60,000 in General, \$250,000 in Road & Bridge and \$40,000 in Fire Fund. In previous years, \$80,000 had been put in the General Fund. This will be placed on the next meeting's agenda for discussion.

Rory Mrozek – 2 Site Plan Approval Requests – Mr. Mrozek gave two site plans to Supv Westerlund for review and approval since he was unable to make it to this evenings meeting. The first is for 3481 Riverside Ave. No., the old Schnobrich site. This parcel is owned by Ryan Nguyen who has removed the building which housed the meat cutting business Mr. Schnobrich and he would like to construct a 40 X 30 foot accessory building on the site. SUPV WESTERLUND MOTIONED TO APPROVE THE SITE PLAN FOR RYAN NGUYEN WHICH MET ALL SETBACKS AND CONFORMS TO SECTION 15-020, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

The second site plan is for a new home at 444 Coneflower Court. After viewing the site plan, it was the consensus of the board that a more detailed site plan is necessary which would include the house & garage dimensions, the septic site and all setbacks. Supv Westerlund will inform Mr. Mrozek of the changes needed for that particular site plan.

CLERK & CORRESPONDENCE REPORT: No Report

ADJOURNMENT:

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

Respectfully submitted,



Marlyce L. Plante
LeSauk Township Clerk