

LeSauk Township Regular Meeting
May 13, 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 6 interested parties.

AGENDA APPROVAL: SUPV HEIM MOTIONED TO APPROVE THE AGENDA AS AMENDED, ADDING JEFF VAN SLOOTEN & TONY MURPHY TO OPEN FORUM, AUTHORIZATION OF BONHOMIE VALLEY SURVEY TO OLD BUSINESS & SITE PLAN APPROVAL FOR THE SHAWN OMANN DECK CONSTRUCTION TO NEW BUSINESS, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

OPEN FORUM:

Barb Kuklok – Ms. Kuklok represented Robert Stangler and Wayne Paquin. Mr. Paquin is purchasing 10 acres from Robert & Mary Stangler and is requesting a certificate of compliance to split off the 10 acres from the Stangler property. Ms. Kuklok was informed of the moratorium on all rezoning, platting and splitting of property that is in place for the township for one year. She stated she will inform Mr. Paquin and was told to have him call any board member if he had questions.

Frank Frache – Apple Duathlon – Mr. Frache is the new organizer of the Apple Duathlon and introduced himself to the Town Board. He stated the race will be held on Saturday, May 25 and will run the same route as in the past. He questioned the condition of 40th Street. The Town Board informed him that it is being overlaid this summer, but will not be completed prior to the duathlon. Town Board members will be patching the potholes on 40th prior to the race.

Jeff Van Slooten – Swimming Pool Site Plan – Mr. Van Slooten provided a site plan for the above ground swimming pool he will be installing on his property this summer. The 52-inch high swimming pool will have a deck with attached railings and lockable gate which will meet the required fence height surrounding a swimming pool. SUPV OMANN MOTIONED TO APPROVE THE SITE PLAN FOR JEFF VAN SLOOTEN STATING ALL NECESSARY SETBACKS HAVE BEEN MET AS WELL AS THE REQUIRED FENCE HEIGHT THAT WILL SURROUND THE SWIMMING POOL & A LOCKABLE GATE, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0. The Board informed him his next step is to contact David Barsody, Township Building Inspector, for a building permit.

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. North. SUPV HEIM MOTIONED TO APPROVE THE SITE PLANS FOR THE MURPHY REMODEL PROJECT & THE PROJECT MEETS THE IMPERVIOUS COVERAGE ALLOWED IN TOWNSHIP ORDINANCES, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0. David Barsody, building inspector for LeSauk Township, will issue the permit for Mr. Timmers.

Ron Naber – PERA Form & Property Line Adjustment – Mr. Naber is a former township supervisor and came before the town board to request a signature on a PERA form stating his years of service on the Town Board. Treasurer Dullinger found the correct dates and signed the form. Mr. Naber owns two lots on 321st Street. He would like to add 5 feet from Lot 3 and attach it to Lot 4.. Mr. Naber was informed of the moratorium that is in place on all township property for one year. Supv Heim will contact Attorney Gilchrist to see if this could be done under the moratorium. This will be placed under old business on the next meeting's agenda.

MINUTES:

SUPV OMANN MOTIONED TO ACCEPT AS AMENDED THE MINUTES OF THE APRIL 23, 2019 REGULAR MEETING, SECOND BY SUPV HEIM, MOTION CARRIED 3-0.

SUPV HEIM MOTIONED TO ACCEPT AS AMENDED THE MINUTES OF MAY 7, 2019 ANNUAL ROAD INSPECTION MEETING, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

ATTORNEY REPORT:

Shoreland & Wetland Letter – Attorney Jason Hill is drafting a letter to Stearns County regarding who handles shoreland & wetland matters in the township due to the termination of the Memorandum of Understanding with Stearns County.

BUILDING INSPECTOR REPORT:

Shady Oaks Duplex – Building Inspector David Barsody discussed the duplex in Shady Oaks with Supv Heim, stating there are code & safety concerns in the duplex. As of now, it is non-compliant and he will be drafting a letter to the owners of the mobile home park regarding the issues.

Brookwood Lane Building Permit Application - Building Inspector Barsody received a building permit request from a resident of Brookwood Lane. They were informed it is in the City of Sartell.

Bob Schefers Building Permit – After investigation by Building Inspector Barsody & Supv Heim, Mr. Schefers qualifies as an agricultural building, with no charge, for the 60 X 120 square foot building he plans to construct on his property which is located on 19th Ave.

Peter Ferber Property Issues – Building Inspector Barsody was a part of the home inspection of the Ferber property and stated a new furnace had been installed in the house without a permit or final inspection. There are other electrical issues etc. He questioned whether he should also put the non-compliant mobile home on Mr. Ferber's property as part of his letter. It was the consensus of the Town Board to have him include the mobile home since Mr. Ferber had not picked up his certified letter that was sent to him by the township. Also discussed was the email from Deputy Hemmesch regarding the many police calls to the property in the last couple of weeks.

TREASURERS REPORT:

March Treasurers Report – SUPV HEIM MOTIONED TO ACCEPT AS PRESENTED THE MARCH TREASURERS REPORT, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

April Treasurers Report – This will be placed on the next meeting's agenda due to some changes on the report.

Invoices/Vouchers – SUPV HEIM MOTIONED TO PAY ALL VOUCHERS IN THE AMOUNT OF \$10163.79 (CHECK #13120 THRU 13124 and CHECK #13130 THRU 13140 PLUS ETF'S 123 & 124), SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0.

SUPERVISORS REPORTS

Jeff Westerlund –

District 5 – Stearns County Township Meeting – Supv Westerlund attended the Stearns County Township meeting in Freeport along with Treasurer Dullinger. Treasurer Dullinger reported on several

topics that were discussed at the meeting; Presidential Primary which will be held on March 3, 2020, Stearns County Sheriff, Steve Soyka, provided a list of Deputy Sheriff's that will be assigned to townships within the county. They will be scheduling a visit at a future township meeting to introduce themselves.

Rich Winter/Pleasantdale Addition – Supv Westerlund received a call from Rich Winter, a resident in Pleasantdale Addition. Mr. Winter had questions regarding garbage pick-up in the township. Supv Westerlund informed him that garbage pick-up and recycling choices are made by individual property owners in the township and is not handled by the township.

Dennis Borud – Shrub Removal – Supv Westerlund viewed the shrubs at the Borud property located in Pleasantdale Addition. Supv Westerlund spoke with Doug Borud who informed him he should have them removed in a couple of weeks. Supv Westerlund will report at the next meeting.

Grading of 17th Street – East & West Portions – Supv Westerlund spoke with Lance & Doug Welk of ASTECH regarding the grading of the two sections of 17th St. After discussion, it was the consensus of the Town Board to grade only the west portion (Udermann) of 17th Street as soon as possible. Supv Westerlund will contact ASTECH regarding the grading.

APO Grant Application – Supv Westerlund reported that Brian Gibson, Area Planning Organization Director, will be applying for a possible grant to receive road improvement money that is available for jurisdictions that have a population of less than 250,000. The grant money, if received, would be for improvement of 30th Avenue in the township. This grant would require the township to pay for 20% of the road improvements.

Dan Heim –

Joe Perske – 30th Avenue Improvement – Supv Heim contacted Joe Perske, Stearns County Commissioner regarding the progress on receiving funding for 30th Avenue.

Josh Doege – Mr. Doege contacted Supv Heim for the regulations regarding the placement of a fence.

Mary Beth Lucius – Well Pump Placement – Supv Heim contacted Ms. Lucius informing her there is no utility easement located on her property, so she can place a well pump a foot from her property line with the understanding, that if damage is done, the replacement of it is at their expense.

Ray Schindler – Tree Removal on 30th Ave – Mr. Schindler contacted Supv Heim questioning whether trees in the road right of way near his alfalfa field can be removed. It was the consensus of the Town board that it wouldn't be a problem but will have Supv Omann view the trees during his road inspection and report at the next meeting. Supv Omann will do the May road inspection, switching with Supv Heim who was scheduled to do the report.

Waters Church – Concert & Grill Out Event – Jennifer of the Waters Church, contacted Supv Heim questioning whether the concert they are planning on May 18th from 5-8 p.m. will be within the noise ordinance hours. Supv Heim emailed her the noise ordinance hours which are from 7 a.m. – 10 p.m.

Richard Bitzan Building Permit – Todd of Heartland Landscaping contacted Supv Heim regarding a minor Shoreland alteration permit at the Richard Bitzan home located at 3054 Riviera Road. This parcel is located in Shoreland and Stearns County stated they would handle the shoreland permit.

Dani & Quidella Westra Properties – Supv Heim was contacted by Steve Traeger who is working with the Westra's to possibly update the septic systems and possibly combining the lots. These lots are located in Shoreland. The septic systems would need to be certified by Stearns County and if they could not be certified, annexing to the city of Sartell may be an option – several lots in the area are already annexed.

Brian Donnay – Conditional Use Permit & Driveway Questions – Mr. Donnay emailed Supv Heim regarding the conditions of his permit for his roof & siding business. His concern was whether the 180 day time frame that is in our regulations mean his new building would need to be constructed & completed within the 180 days or can he start the process and it can go over the 180 days. Supv Heim will clarify with our township attorneys and contact Mr. Donnay. Mr. Donnay also questioned who he needs to contact for the placement of his driveway.

Shawn Omann –

Doug Welk – Supv Omann will contact Doug Welk of ASTECH Inc. to view the township roads during his monthly road inspection. It was the consensus of the Town Board during the annual road inspection meeting, that Doug Welk of ASTECH, would view the township roads and give suggestions for a course of action on township roads that are in need of repair, what would be the best options for particular township roads to keep them in good driving conditions for as long as possible.

Brian Johnston – Shed Construction – Mr. Johnston, who lives at 2643 7th Ave. No., contacted Supv Omann regarding the regulations for bringing in a 16 X 18 square foot shed. Since the shed is larger than the allowed size for a utility shed (200 square feet), he will need a building permit from our building inspector, David Barsody.

Street Sign at Rodeo Road & 22nd Street – Supv Omann replaced the missing sign at Rodeo Road & 22nd Street – the post the sign was placed on is in OK condition.

End of Road Signs at River Oaks Lane – During the annual road inspection meeting, Supv Omann picked up the two “End of Road” signs and poles that were damaged during the winter. He reported he was able to salvage one of the signs, but recycled the other. It was the consensus of the Town Board to have Supv Omann contact John Peterson of Sign Solutions for repair and replacement costs of the two End of Road signs.

Compost Site Questions – Supv Omann has received calls regarding the compost site and how and where to purchase a sticker. He has given the necessary information to residents about purchasing a compost site permit through the city of Sartell.

OLD BUSINESS:

Stearns County Memorandum of Understanding – Discussed during the Attorney Report.

Fine Reimbursement – Treasurer Dullinger reported she would check in another week where this stands at the BCA office and report at the next meeting where this is in the process.

Trees & Shrubs in Road Right of Way – The Broda shrub/hedge has been trimmed. No action on whether to draft regulations on the handling of trees or shrubs in the road right of way, but this will remain on the agenda until a decision is made.

Peter Ferber Mobile Home – Attorney Hill is in the process of drafting a letter to Mr. Ferber regarding the removal of the mobile home. Building Inspector David Barsody will include the removal of the mobile home in his letter regarding the code violations in the house.

Clerk & Treasurers Positions from Elected to Appointed – Special Election, May 14, 2019 – will report after the election.

Bonhomie Valley Survey of Perimeter – Supv Heim received a quote of \$1200 to survey the outer boundaries of BonHomie Valley and questioned whether a letter needs to be sent to BonHomie Valley residents informing the residents of the surveyor being in the area. SUPV OMANN MOTIONED TO HAVE S.E.H. ENGINEERING SURVEY THE OUTER BOUNDARIES OF BONHOMIE VALLEY AT THE PROPOSED PRICE OF \$1200, SECOND BY SUPV WESTERLUND, MOTION CARRIED 3-0. It was the consensus of the Town Board that a letter at this time isn't necessary – when a decision is made as to the next step after the survey is completed, then a letter will be sent to the residents of BonHomie. Supv Heim will email David Blommel informing him to schedule the survey.

Shady Oaks Mobile Home Park Septic System & Upcoming Public Hearings – Supv Heim will be meeting with John Tracy & Mark Laterell of Stearns County Environmental Department & Charley Bradley, owner of the mobile home park, on May 15th at 10 a.m. to view the community building that was converted to a duplex and whether the on-site septic system can handle two more units. After discussion, it was the consensus of the Town board to delay the public hearing for the conditional use permit for the

duplex on the Shady Oaks Mobile Home Site and Variance request for shorter side & rear yard setbacks until the 4th Tuesday in June due to the many unanswered questions regarding these items. Clerk Plante will contact Brenda Magney, manager of the mobile home park and Anita Archambault, city of Sartell Planner of the change in date. The date of the public hearing in June will be before the 60-day allowed time frame.

Lodermeier Shouse & Roundabout Construction at County Road 4 & 120 – Mr. Lodermeier is in the process of updating his shed into a living space. The certificate of compliance was completed and sent to Stearns County Highway Department so the process of the removal of the old Lodermeier house can begin, which in turn the construction of the roundabout can begin the first part of June.

2020 Levy – SUPV HEIM MOTIONED TO SET THE 2020 LEVY AT \$60,000 GENERAL FUND, \$250,000 ROAD & BRIDGE AND \$40,000 IN THE FIRE FUND, SECOND BY SUPV OMANN, MOTION CARRIED 3-0.

Wayne Rosenow – Abandoned Property – A letter has been sent to Mr. Rosenow regarding is abandoned property located on his parcel. He was given until the end of May to clean up the area. It will be viewed periodically by the Town Board.

NEW BUSINESS:

Shawn Omann Site Plans for a Deck – Mr. Omann provided copies of his site plan for the construction of a 14 X 14 deck on his parcel located on Riviera Road. The deck is 3 feet off the ground, the impervious coverage on his parcel is 20% and the side & rear yard setbacks have been met. SUPV HEIM MOTIONED TO APPROVE THE SITE PLAN FOR A 14 x 14 DECK FOR SHAWN OMANN, NOTING ALL TOWNSHIP REGULATIONS HAVE BEEN MET, SECOND BY SUPV WESTERLUND, MOTION CARRIED 2-0. Supv Omann recused himself from the voting.

Clarence Weyer Abandoned Vehicles – SUPV WESTERLUND MOTIONED TO HAVE CLERK PLANTE SEND CLARENCE WEYER A LETTER REGARDING THE MANY VEHICLES THAT ARE LOCATED ON HIS PROPERTY, SECOND BY SUPV HEIM, MOTION CARRIED 3-0.

CLERK & CORRESPONDENCE REPORT:

Stearns County Sheriff's Monthly Report – Clerk Plante received the monthly report from the Sheriff's Department. This is a new monthly report implemented by the Sheriff, Steve Soyka. She also informed the Town Board that Deputy Sheriff, Ann Klein, who has been assigned to LeSauk Township, will be coming to the 2nd meeting in June, to introduce herself and visit with the Town Board.

ADJOURNMENT:

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

Respectfully submitted,



Marlyce L. Plante
LeSauk Township Clerk