

## BALDWIN TOWNSHIP REGULAR MEETING

August 15, 2016

**Present** – Supervisors Brad Schumacher, Jay Swanson and Larry Handshoe. Supervisor Jeff Holm arrived at 7:07 p.m. Supervisor Tom Rush absent.

**Call to Order** – The August 15, 2016 regular meeting of Baldwin Township was called to order by Chairman Brad Schumacher at 7:01 p.m.

**Pledge of Allegiance** – All present recited the Pledge of Allegiance.

### **Additions/Corrections to Agenda**

- Add "Approve Termination of Seasonal Workers Effective August 12, 2016" to New Business.
- Add "Approve/Disapprove Request for Chain Link Fence Along County Road 38" to New Business.
- Add "Approve/Disapprove Trail Cam Purchase" to New Business.
- Add "Approve/Disapprove Batting Cages to Ballfield" to New Business.
- Add "Offer on Water Truck" to Road Report.
- Add "Approve/Disapprove Mark Otis and Phil Fadden Attending Expo" to Road Report.
- Add "Discussion/Approve/Disapprove Regarding Lights on Baseball Field" to Park Report.
- Add "Approve/Disapprove Clutch on Ford Tractor" to Road Report.

### **Approval of Regular Meeting Agenda With/Without Additions/Corrections**

Handshoe/Swanson unanimous to approve the regular meeting agenda as amended.

### **Treasurer's Report**

**August 2016 Preliminary Treasurer's Report** – The clerk reported receipts of \$15,974.21 and disbursements of \$163,130.60, check numbers 20386 through 20464 and 6 EFT payments leaving an unaudited balance of \$830,054.38.

### **Road Report:**

**Offer on Water Truck** – Swanson/Handshoe unanimous to approve the offer of \$10,000 from the Ogilvie Race Track for the sale of the water truck.

**Approve/Disapprove Mark Otis and Phil Fadden Attending Expo** – Handshoe/Swanson unanimous to send Mark Otis and Phil Fadden to the Minnesota Fall Maintenance Expo of October 5 and 6.

**Approve/Disapprove Clutch on Ford Tractor** – Two bids received: \$4,200 from Anderson Equipment and \$1,500-\$1,800 from Timmer Implement to repair the clutch on the New Holland tractor. Handshoe/Swanson unanimous, with a friendly amendment made by Swanson to accept up to \$2,000, to accept the bid from Timmer Implement.

Terry reported that one-fourth of the trail in Young Park is covered with Class 2. Jeff Olson will be checking on the boardwalk repair. Swanson/Handshoe unanimous to approve spending up to \$800 for plywood for the repairs plus the 2x10's we already have.

Swanson asked for a report from Jon Bogart on chip sealing gravel roads. Bogart reported that it turns out better than expected. He tracked it down to Clearwater Township in Wright County. He looked at the road and, for a 4 year old road, it looks good. He did not see a lot of breaking up or potholes. Discussion on the technique needed for maintenance.

**Approval of Consent Agenda** – Swanson/Handshoe unanimous to table the Town Board meeting minutes of August 1, 2016 to September 12, 2016 due to a question/clarification in regards to the section entitled “Discuss/Approve/Disapprove Employee Wage Increases” and instructed the clerk to listen to the audio of the meeting; and to approve ordering the Fall batch of EMS Signs

**CONDITIONAL & INTERIM USE PERMITS:** None.

**PLATS:** None.

**VARIANCES:** None.

**OLD BUSINESS:**

**Relief Association Report** – Jim Oliver reported there is a \$476,207.69 balance. The department has 29 firefighters and 3 deferred members. They have quit and are eligible for retirement when 50 years old. Audit is done and it went well. The Fireman’s Dance is August 27 at Ridgewood Bay Resort.

**County Planning & Zoning Report** – No report.

**Park Committee Report** – There was no meeting in the month of July. Some vandalism was noted including the thief of the flag.

**Discuss/Approve/Disapprove of Selling Leftover Boardwalks** – Swanson stated that we have somebody who is interested in buying, according to Supervisor Rush. Schumacher/Handshoe unanimous to table until Supervisor Rush can be here, September 12<sup>th</sup>. Holm stated that the board needs to decide if they will be used for other sites before selling.

Swanson asked Bogart how many lumens would be needed for the ballfield. Bogart will find out and call Swanson. Swanson stated that there are 5 poles each 40 to 50 feet tall.

**Baldwin Volunteer Corps Update** – Swanson reported that the Volunteer Corps is still trying to organize a run. There still are insurance questions concerning having mule rides.

**OSHA Update** – Schumacher reported that the township attorney is on vacation so there is no update.

**Water Tender Update** – Swanson reported that Gene Ludwig was to bring the truck to him. Apparently we have a deck gun over there. Can we mount the deck gun on the front bumper of this truck? Painting left to do and then he will bring it to Swantec this week.

**TABLED ITEMS:**

**136<sup>th</sup> Street Quote** – Swanson/Handshoe unanimous to approve Bogart, Pederson & Associates quote of \$30,480.00 for surveying 136<sup>th</sup> Street from County Road 9 to County Road 42.

**Status of Railroad Ties** – Terry Carlile reported that they have all been removed. The remaining ones are over 40 feet.

**Motion to Recess** – Handshoe/Swanson unanimous to motion to recess at 7:30 p.m.

**Motion to Review Bids** – Swanson/Handshoe unanimous to review bids.

**Open/Review/Award Chip Sealing Quote** – One quote was received from Allied Blacktop Company with a bid bond attached. Bogart stated that he had send out three requests for quotes. Allied's quote was \$145,973.00. Bogart stated that the budget was \$93,420.00. Bogart stated that he recommends rejecting it and do it again in the Spring as this seems to be a high bid. Holm/Handshoe unanimous to disapprove and reject all bids.

**Motion to Reopen Meeting-** Handshoe/Swanson unanimous to reopen the meeting at 7:35 p.m.

**Motion to Recess** – Holm/Handshoe unanimous to recess at 7:35 p.m.

**Open/Review/Award Young Park Electric Quote** – Quotes have not been solicited at this time.

**Motion to Reopen Meeting** – Handshoe/Swanson unanimous to reopen the meeting at 7:36 p.m.

**TABLED ITEMS (CONTINUED):**

**Schedule Quarterly Meetings with Chief/Assistant Chief** – Swanson/Handshoe unanimous to schedule a quarterly meeting with the Fire Chief and Assistant Fire Chief on Wednesday, September 7 at 7:00 p.m.

**Approve/Disapprove Revised Swimming Pool Waiver and Release** – Holm/Handshoe unanimous to table the revised Swimming Pool and Release until the regular township meeting of September 12 since it's still being reviewed.

**NEW BUSINESS:**

**Discuss Septic Check's IBP Permit, Section 6** – Schumacher read from his email which had a few questions: duration this will go on for in the area; potential affects that this could create next to our new Frontier Trails septic system; and, the actual amounts of water the contract is scheduled to dispose of in Baldwin Township. Swanson had email questions also. Schumacher stated that we had signed a permit with the MPCA to move 2 wells in Frontier Trails and there are 43 wells in a high density area. Zimmerman is rejecting it as it is killing off their algae system. How is it going to affect us? Is there anywhere else you can place it. Bogart clarified that there are 41 wells. Brian Koski, Septic Check, questioned if the real question you are asking is if it will contaminate those wells? There is a permitting process through the MPCA and Sherburne County. This permit has more oversight than what he is using. There is alcohol in it, about 2%. There is also some nitrogen in the wastewater. Schumacher stated that alcohol is terrible for growth. The city to the north is rejecting it and Zimmerman took it and now they have stopped. Mr. Koski stated that the area is at least 100 acres away from Frontier Trails.

Swanson stated that his questions are with the county and feels there is a blatant discrepancy with the permit. It is pretty amazing Princeton spent \$17 million and now we are asking to dump distillery on Baldwin ground. Who are the "responsible parties" for keeping records for 5 years? Is it Septic Check, the county or the town? We are getting clamped down for an MS4 permit. That means road ditches. We are worried about runoff. Koski replied that it is over 200 feet. Holm stated that it is a county drainage ditch that runs along our right-of-way and runs into Battle Brook. The permit says there needs to be a buffer. The county and MPCA will be doing inspections. Handshoe questioned if it needed to be covered up. Koski replied that it is surfaced applied. Handshoe asked how thick the application is. Koski replied it is 50,000 per week and 10,000 per acre in the winter. Schumacher asked what is done after one week with Koski replying they have other properties they would be utilizing.

Swanson stated that the biggest concern is not Septic Check doing this but that we never were notified. David Katzner, Sherburne County, stated that the permitting process was gone through. Our ordinance requires Septic Check to notify the Township. The Township was notified in March. Holm questioned if there will be some testing on the drainage ditch and a map of the area where they can land apply. Swanson stated that the whole point is when he sells the land and that it would need to be clean and in a nuisance free condition. Baldwin would be part of that decision. The

MPCA will come down on Baldwin with MS4 and we are responsible for what is in that ditch. The aerial photo does not show that it is 100 feet from a drainage ditch. Every road that has a ditch we are responsible for. Schumacher gave examples of what the MPCA is considering as pollution. Katzner stated that he is not experienced with MS4. Swanson stated that we have a memorandum of understanding with the county for zoning and the permitting process and we should be asked our opinion. Katzner stated that there less notification rules with solid waste rules. Swanson stated that there are discrepancies in the permit. He would like to see Baldwin get sent dumping records. Katzner stated that he and Koski will work on getting the information to the Township.

Swanson read a portion of his email: "From the attached photo, I don't see a continuous, clear and concise 100' buffer from our drainage ditches...". Swanson stated that we can help businesses that the city can't. "No treatment, no conditioning and no assurance to Baldwin that things are being monitored in real time. When the MPCA clamps down on Baldwin saying "your MS4 program would have made it mandatory that you had control", then what? The costs incurred by Baldwin for documentation, implementation and whatever comes next, should be covered by Septic Check, not the Township". The county has turned their back on us before and there are legitimate reasons why we need to be involved. Katzner stated that he will supply a list of Baldwin properties that are having septage placed on the land. If the board knows of something not on the list please let him know.

Holm stated that we are looking at the long view here and want it done right. We are not for or against the activity, we just want to be in the know. Swanson stated that we have been told that MS4, which the county is already supposed to be doing, will cost the Township about \$25,000.

Brian Koski asked if there was anything needed for Frontier Trails. Bogart replied that the tanks need to get pumped. Bogart still needs to send out the stuff for bids for construction and there has not been an okay from the MPCA yet. He talked to Bridget about financing.

Holm asked Koski what the size was of the apparatus he uses for effluent. Koski replied that it is a regular truck with 4 axles and drives coming off of County Road 3, not 136<sup>th</sup> Street.

**Approve/Disapprove Attending Minnesota Fall Maintenance Expo, Wednesday, October 5<sup>th</sup> & Thursday, October 6<sup>th</sup>, St. Cloud – See above.**

**Approve/Disapprove Maintenance Worker Termination for August 12<sup>th</sup> – Swanson/Handshoe unanimous to approve.**

**Approve/Disapprove Chain Link Fence on County Road 38 – Holm/Handshoe unanimous to approve.**

**Approve/Disapprove Trail Cam Purchase for Young Park** – After discussion on the possible need for multiple cameras, a motion was made by Handshoe, seconded by Holm to disapprove. Upon voice vote, the motion carried.

**Approve/Disapprove Batting Cage** – Discussion on liability insurance. Holm/Handshoe unanimous to table until September 12<sup>th</sup> meeting.

**Announcements:**

- District 7 Meeting, Wednesday, August 31<sup>st</sup>, Anoka Ramsey Community College, Cambridge
- Town Offices Closed Monday, September 5<sup>th</sup>, Labor Day

**Any Other Business:**

Swanson brought up a discussion on the sander that was purchased from Livonia Township that was going to be used for graveling road edges. It needs to be mounted on a truck. His estimate is \$1,500-\$2,000. Does the board want to bid it with Brand and Swantec? Handshoe motioned to spend up to \$2,000 to fabricate the sander we got from Livonia at Swantec. Holm seconded the motion with appropriate affidavits and Supervisor Swanson abstaining. Upon voice vote, the motion carried with Swanson abstaining.

**Motion to Approve Bills for Payment** – Swanson/Handshoe unanimous to approve for payment check numbers 20411 through 20463 and 4 EFT payments totaling \$41,897.63 and check number 20465 in the amount of \$369.40.

**Adjournment** – Holm/Swanson unanimous to adjourn at 8:43 p.m.



Submitted By: (s/) Cathy Stevens  
Clerk/Treasurer  
Baldwin Township



Approved By: (s/) Brad Schumacher  
Chairman, Board of Supervisors  
Baldwin Township

9-12-16

Date

Attendees: Lester Kriesel, Jim Oliver, David Katzner, Brian Koski