

## BALDWIN TOWNSHIP REGULAR MEETING

May 6, 2013

**Present** - Supervisors Jay Swanson, Tom Rush, Kimberly Good, Larry Handshoe and Randy Atwood.

**Call to Order** – The May 6, 2013 Baldwin Township regular meeting was called to order by Chairman Jay Swanson at 7:00 p.m.

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

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

- Add to Fire Department report “Approve/Disapprove Resignation of Captain 6” and “Approve/Disapprove Newly Elected Captain 6”.
- Under New Business add “Approve/Disapprove Hiring Temp Help for Maintenance Department” and “Discuss/Approve/Disapprove Sending Letter to Tower Company”.
- Under Announcements add “Park Committee Workshop Scheduled for May 16 for Boardwalk Discussion”.

**Approval of Regular Meeting Agenda With/Without Additions/Corrections** – Good/Handshoe unanimous to approve the regular meeting agenda as amended.

### **Treasurer’s Report:**

**April 2013 Final Treasurer’s Report** – The clerk reported receipts of \$4,331.90 and disbursements of \$59,428.71, check numbers 17329 through 17415 and 9 EFT payments leaving an unaudited balance of \$321,647.13.

**May 2013 Preliminary Treasurer’s Report** – The clerk reported receipts of \$44,140.64 and disbursements of \$13,657.39, check numbers 17416 through 17453 and 2 EFT payments leaving an unaudited balance of \$352,412.80.

**Sheriff’s Report** - Officer Wilson reported there were 205 calls for service for the month of April.

**Fire Department Report** – Chief Rademacher reported there were 17 calls for service for the month of April.

**Approve/Disapprove Payroll Payment from September 2012** – Good/Rush unanimous to approve a payroll payment from September 2012 pending signature.

**Approve/Disapprove Resignation of Scott Anderson** – Handshoe/Good unanimous to approve the resignation of Scott Anderson.

**Approve/Disapprove Resignation of Larry Boeke as Captain 6** – Good/Handshoe unanimous to approve the resignation of Larry Boeke as Captain 6.

**Approve/Disapprove Advancement of Joe Kiel from Captain 6 to Captain 4** – Atwood/Handshoe unanimous to approve the advancement of Joe Kiel from Captain 6 to Captain 4.

**Approve/Disapprove Advancement of Travis Carlson from Captain 6** – Atwood/Handshoe unanimous to approve the advancement of Travis Carlson to Captain 6.

Rademacher also reported that the Relief Association Dance will be August 24, 2013 at Ridgewood Bay as well as the garage sale will be May 16 through May 18. He said a representative from ISO reviewed the department, but the results will not be back for 6 to 8 months. The earliest notification would be October or November.

Jay Swanson read a thank you letter to the fire department from Duane and Cheryl Ford.

**Approval of Consent Agenda** – Rush/Atwood unanimous to approve Town Board meeting minutes of April 16, 2013.

**Open Forum for Citizens** – Ken Sandberg, 127<sup>th</sup> Street, was present regarding a second driveway. It is 123 feet to the next driveway. He was given a permit and has taken trees down. Handshoe stated he checked it out and it does not need a culvert. The second driveway will front 313<sup>th</sup> Avenue which is a collector road. Jon Bogart stated that there is 315 feet between the private road and the driveway on the other side on the east. Right in the middle is the power pole. Bogart would recommend the board to shift one side or other of the pole. Bogart has always interpreted that 150 feet is from centerline to centerline. Rush questioned how close the driveway would be to the property line with Mr. Sandberg replying about 30 feet. Good stated that if not for the power pole then it would be 150 feet. The clerk stated that she has looked back in the meeting minutes and a second driveway has been approved the road and bridge supervisor. Bogart stated that two driveways, in this case, would be allowed as it is on two roadways. Good/Atwood unanimous to approve with the understanding that the power pole is in the way.

Jerry Davis, 313<sup>th</sup> Avenue, voiced concern regarding the Baldwin Fire Departments high ISO rating and how he feels it affects his insurance rate.

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

**PLATS:** None.

**VARIANCES:**

**1.1' Variance from the Side Property Line to Expand Existing Deck** – Tim Rybak has requested a 1.1' variance from the side property line to expand existing deck. Required setback from the side line is 10'. Deck will be 8.0' from the side property line. Swanson/Atwood unanimous to approve with the condition the footing is moved 18" from the corner into the allowable area. The deck surface is okay. Good was concerned with setting a precedent regarding this request.

**9' Variance from the Side Property Line to Expand Existing Deck** – Tim Rybak has requested a 9' variance from the side property line to expand existing deck. Required setback from the side line is 10'. Deck will be 1' from the side property line. Swanson/Atwood made a motion to approve the 9' variance to expand the existing deck. With role call taken Atwood, Rush and Swanson voiced aye; Handshoe and Good voiced nay. Motion carries.

**43' Variance from the Ordinary High Water Level of Little Elk Lake to Expand Existing Deck** – Tim Rybak has requested a 43' variance from the ordinary high water level of Little Elk Lake to expand existing deck. Required setback on a general development lake is 75'. Deck will be 32' from the OHWL. Good/Handshoe made a motion to disapprove the 43' variance to expand the existing deck. Swanson said the setback is actually 75 feet from the OHW line. Right now it is 38 feet from the OHW line. At some time there has been this criteria set. Motion fails with Good in favor still voicing favor of the disapproval. Swanson/Atwood motion to approve the 43' variance from the ordinary high water level of Little Elk Lake to expand an existing deck. With role call taken Atwood, Rush and Swanson voiced aye; Handshoe and Good voiced nay. Motion carries.

**38.3' Variance From the to the Right-of-Way of 143<sup>rd</sup> Street NW to Expand Existing Deck** – Tim Rybak requested a 38.3' variance to the right of way of 143<sup>rd</sup> Street NW to expand existing deck. Required setback from the right of way is 67'. Deck addition will not be any closer to the road than the existing residence but is considered an expansion. Swanson/Atwood unanimous to approve a 38.3' variance from the right of way of 143<sup>rd</sup> Street NW to expand an existing deck.

**Variance to the Shoreland Ordinance Section 14, Subd. 5:5B1 that States "Impervious Surface Coverage of Lots Must Not Exceed 25% of the Lot"** – Tim Rybak requested a variance to the Shoreland Ordinance. Section 14, Subdivision 5:51B1 that states "Impervious surface coverage of lots must not exceed 25 percent of the lot (for example: driveways, structures, sidewalks and patios) area". Atwood/Rush unanimous to approve the variance.

#### **OLD BUSINESS:**

**Discuss/Approve/Disapprove Utilizing Grant Money for 142<sup>nd</sup> Street** – There is unspent grant money, and according to Bill Bronder it would qualify for creating a catch basin for 142<sup>nd</sup> Street. Jon Bogart would like to get permission to pursue this concept

with Brian Baumgarner. Handshoe/Atwood unanimous to table until the May 21 meeting.

**Park Committee Report** – The April park meeting was cancelled due to a snow storm. Extra effort to get the word out to the volunteers that discussion of the boardwalks will resume at the Park Board meeting of May 16. There have been calls regarding dogs running off leash. The Park Committee will discuss a sign having a sign made laying out the park rules.

**TCI Baldwin Volunteer Corps Update** – The committee is working on the May 15<sup>th</sup> Business Luncheon. The Volunteer Corps hosted the Planning Commission's Open House, and even though there wasn't a large turnout, the materials set out from the commissioners were exceptional. The June 22<sup>nd</sup> Spring Fling events are being coordinated and coming along nicely. Discussion has already started preparing for the FunFest.

**Joint Committee with City of Princeton Status** – No report.

**Review Draft Agreement with City of Princeton** – Clarification is requested particularly for the dollar amount per acre with more review of the draft agreement at the May 21 meeting.

**Approve/Disapprove Applying Calcium or Magnesium Chloride to Gravel Roads** – Rush/Handshoe unanimous to table until the May 21 meeting.

**Reschedule Road Tour** – The road tour is rescheduled for May 30<sup>th</sup> at 3:30 p.m. Township engineer, Jon Bogart, will also attend.

#### **TABLED ITEMS:**

**Approve/Disapprove Termination of Seasonal Snowplow Drivers** – The drivers are: Phillip Fadden, Lee Goodin, Mark Otis, Jason Aurandt, Bill Folsom, Jeff Backlund, Joe Zabilla and Larry Handshoe. Rush/Handshoe unanimous to approve the termination of the seasonal snowplow drivers.

**Approve/Disapprove Haul Road Agreement for 120<sup>th</sup> Street** – Good/Swanson unanimous to approve the Haul Road Agreement with DRT Biosolids, for 120<sup>th</sup> Street.

**Approve/Disapprove Resolution 13-05; Resolution Accepting Donation from Brad Schumacher** – Good/Handshoe unanimous to approve Resolution 13-05, a Resolution Accepting Donation from Brad Schumacher.

#### **NEW BUSINESS:**

**Presentation of Petition for a Subordinate Service District** – Tim Wolff was not present.

**Approve/Disapprove Request for Donation to Support Shoreland Workshop for Elected Officials, Sherburne Water Plan Committee – Rick Dahlman, Sherburne Water Advisory Committee Member – Rush/Atwood** unanimous to disapprove request for donation.

**Approve/Disapprove Revised Employee Handbook – Good/Handshoe** motion to disapprove the revised Employee Handbook to include floating holidays. With voice vote taken Handshoe, Good and Rush in favor of disapproval; Atwood and Swanson opposed. Motion carries. Good/Rush motion to approve revised Employee Handbook as modified. With voice vote taken Good, Handshoe, Rush and Atwood in favor; Swanson opposed. Motion carried.

**Schedule Employee Reviews – Employee reviews for the fire chief, clerk, deputy clerk and maintenance to be scheduled at ½ hour intervals on Tuesday, June 11 from 7:00 p.m. to 9:00 p.m.**

**Approve/Disapprove Resolution 13-09, Resolution Authorizing Contract with Interested Officer – Good/Rush** motion to approve Resolution 13-09, a Resolution Authorizing Contract with Interested Officer. With voice vote taken Handshoe, Good, Atwood and Rush voice aye; Swanson abstains. Motion carries.

**Approve/Disapprove Amendment to the Sherburne County Zoning Ordinance 202** Good/Handshoe unanimous to approve the amendment to the Sherburne County Zoning Ordinance 202.

**Approve/Disapprove USPS Permit at a Cost of \$200.00 – Handshoe/Atwood** unanimous to approve USPS permit at a cost of \$200.00.

**Approve/Disapprove Agreement to Support Recreational Programs – Good/Handshoe** unanimous to approve agreement to support recreational programs with a maximum payment of \$600.00.

**Approve/Disapprove Resolution 13-10; Resolution to Support Princeton Youth Hockey Association's Recreational Programs – Good/Handshoe** unanimous to approve Resolution 13-10, an Resolution to Support Princeton Youth Hockey Association's Recreational Programs.

**Approve/Disapprove Resolution 13-11; Resolution Amending Town Compensation and Payroll Policy – Good/Rush** unanimous to table until the June 3, 2013 meeting.

**Approve/Disapprove Hiring Temporary Help – Good/Handshoe** unanimous to appoint a temporary summer helper, Jon Smith, at \$8.50 per hour pending background check with no more than 25 hours per week.

**Letter to Tower Company from Attorney** – Good/Swanson unanimous to send an email to Bob Vose to Contact SBA 2012 regarding their May payment.

**Announcements:**

- Joint Meeting with Park Committee, Thursday, May 16, 7:00 p.m.
- Park Committee Meeting, May 16, 7:00 p.m., Boardwalks
- Legal Seminar, June 13

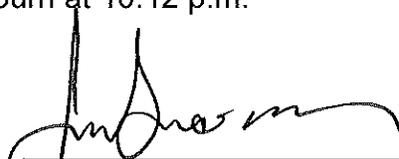
**Any Other Business:** None.

**Motion to Approve Bills for Payment** – Handshoe/Good unanimous to approve check numbers 17416 through 17453 and 2 EFT payments totaling \$13,657.39.

**Adjourn** – Handshoe/Rush unanimous to adjourn at 10:12 p.m.



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



Approved By: (s/) Jay Swanson  
Chairman, Board of Supervisors  
Baldwin Township

5-21-2013

Date

Attendees: Tim Rybak, Lester Kriesel, Audrey Misiura, Elaine Philippi, Brian Bumgarner, Jon Bogart, Chuck Nagle, Ken Sandberg, Jerry Davis