

## BALDWIN TOWNSHIP REGULAR MEETING

November 4, 2019

**Present** – Supervisors Jay Swanson, Tom Rush, Bryan Lawrence, Larry Handshoe and Patrick Hudson.

**Call to Order** –The November 4, 2019 regular meeting of Baldwin Township 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 'Approve/Disapprove New Snowplow Driver' to Road Report
- Add 'Update on Salt/Sand Shed' to Road Report
- Add 'Approve/Disapprove Lowering Call Percentages from 33-1/3 Percent to 33 Percent' to Fire Department Report
- Add 'Approve/Disapprove PYSBA Check for Fields' to Park Report
- Add 'Nordwall Driveway' to Road Report
- Add 'Update/Discussion 125<sup>th</sup> Street Reconstruction' to Road Report
- Move 'Variances' to under Fire Department Report

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

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

**October 2019 Final Treasurer's Report** – Receipts of \$12,837.80 and disbursements of \$48,941.10, check numbers 23300 through 23350 and 10 EFT payments leaving an unaudited balance of \$1,652,131.42.

**November 2019 Preliminary Treasurer's Report** - The Clerk/Treasurer reported receipts of \$0.00 and disbursements of \$99,744.65 check numbers 23351 through 23380 and 0 EFT payments leaving an unaudited balance of \$1,554,642.11.

**Sheriff's Report** – Officer Wilson reported there were 134 calls for service in the month of October. There has been no further information on the ballfield damage. Officers are trying to be more present with speeding concerns on County Road 9; and the results of the speed study on County Road 38 will be available at the next meeting. There doesn't seem to be a place to station and monitor the speed on 136<sup>th</sup> Street. The clerk will contact and let the officers know if the officers could station at the Mertz' place to monitor the road.

**Fire Department Report** – Chief Case reported there were eight medical calls, six hazardous condition calls, one motor vehicle collision call and one grass fire call for the month of October. According to the 2018 State Fire Marshall Report there were 28 fires for a loss of \$271,202.

Discussion regarding call percentages. Case stated that the Relief Association changed their percentage to 30 from 33-1/3. He would like the handbook and fire department coincide with the Relief Association. It helps keep the numbers up and people involved in the department. Lawrence questioned if there would be any significant financial repercussions. Case replied that it would save the township a few hundred dollars and there would be no obligation on the township. Lawrence asked if the Town Board approved the Relief's and stated there has been no official action on the Relief's department call percentage. Rush stated that they are revising the handbook. Chief Case sent it out to the firefighters for their review and formed a committee. He is not sure on the Relief. Lawrence stated that the bigger question is if it necessary for the board to take official action. Case stated that he would defer the question to a relief board member. The clerk will check when and if changes were made.

Chief Case stated that he has a concern that there may be people sleeping in businesses. The department had a CO call in a business and a gentleman had to be transported.

#### **VARIANCES:**

**Approve/Disapprove Request for a 5' Variance in Setback from the Side Property Line for an Attached Garage and Sunroom on Existing Deck. Required Setback is 10'** – Handshoe/Hudson unanimous to approve applicant Brad Feero's request for a 5' variance in setback from the side property line for an attached garage and sunroom on an existing deck substantiated by the Findings of Fact from the Baldwin Township Planning Commission.

**Approve/Disapprove Request for a 6' Variance in Setback from the Side Property Line for an Attached Garage and Sunroom on Existing Deck. Required Setback is 10'** – Lawrence/Hudson unanimous to approve applicant Brad Feero's request for a 6' variance in setback from the side property line for an attached garage and sunroom on an existing deck substantiated by the Findings of Fact from the Baldwin Township Planning Commission.

Since the Baldwin Township Town Board have received the Findings of Fact regarding the Feero variances and they strongly recommend approval of the above variances, Lawrence/Hudson unanimous to add the Findings of Fact comments from the Baldwin Township Planning Commission to the paperwork when the variances are submitted to the county.

#### **Road Report:**

**Approve/Disapprove Snow Removal Service for Misty Hollow and Determine Rate** Lawrence stated that historically speaking the township has never been paid to plow a road. Swanson stated that in our Developer's Agreement, Schedule A, there is a line for estimated costs refundable to developer. In Misty Hollow's Developer's Agreement, we charged him \$0 for snowplowing. We did not expect to generate any costs. On the

bottom of page 8 of the agreement it does state "Until the Town Board has accepted the roadways, the Developer agrees to be responsible for all maintenance of the roadway, including snowplowing". He has asked Mike Couri, township attorney, to look at this. The current agreement came from our engineer. With Misty Hollow we did some negotiating. We can, if we want, plow the roads but it would be under a separate agreement. Lawrence/Handshoe unanimous to disapprove offering snow removal service for Misty Hollow at this time until we accept the road.

The Town Board will review a Developer's Agreement submitted by Mike Couri at their January 2020 meeting.

**Approve/Disapprove Payment to Boyer Trucks in the Amount of \$92,545 and Subsequent Paperwork Required** – The truck should arrive the first part of December. Handshoe/Lawrence unanimous to approve the payment of \$92,545 to Boyer Trucks.

**Approve/Disapprove V Plows Auctioned with Fanberg Auction** – Lawrence/Handshoe unanimous to approve using Fanberg Auction to auction off the V Plows.

**Approve/Disapprove 2019 Township Road Certification** – Handshoe/Rush unanimous to approve the 2019 Township Road Certification with no changes.

**Approve/Disapprove Zac Good Vacation, Friday, February 28 – Monday, March 2, 2020** – Handshoe/Hudson unanimous to approve vacation days of February 28 through March 2, 2020 for Zac Good.

**Approve/Disapprove Hiring Plow Driver** – Lawrence/Hudson unanimous to approve hiring Doreen Holmberg as a snowplow driver.

**Update on Sand/Salt Shed** – The repairs on the sand/salt shed have been completed at a cost of labor and materials to be approximately \$1,533.

**Nordwall Driveway Trouble** – Swanson reported that a builder decided to go through the road right-of-way and put in a 2<sup>nd</sup> access. He believes a 2<sup>nd</sup> access applies, and a permit needs to be applied and paid for. The builder wanted it to be temporary. Do we want the builder to apply for a 2<sup>nd</sup> access of an after the fact permit? We will have time in with our engineer on this. The builder put in the temporary access without any notification to the township. A neighbor complained. There is no vegetation growing yet. Rush/Lawrence unanimous to make them apply for a 2<sup>nd</sup> driveway permit. A friendly amendment was made and accepted by both Rush and Lawrence to ensure that the 2<sup>nd</sup> driveway permit is paid for. Discussion regarding temporary driveway permit being the same as a 2<sup>nd</sup> driveway permit. Discussion on if a temporary driveway would be something for the Planning Commission to work on.

**Update/Discussion 125<sup>th</sup> Street Reconstruction** – Nick Anderson, township engineer, will have a proposal to Baldwin Township for the 125<sup>th</sup> Street Reconstruction by December 2019 with a bid date by May 2020.

**APPROVAL OF CONSENT AGENDA:**

**Approve Town Board Regular Meeting Minutes of October 21, 2019** – Rush/ Handshoe unanimous to approve the Town Board regular meeting minutes of October 21, 2019.

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

**PLATS:** None.

**OLD BUSINESS:**

**Park Committee Report** – Rush reported that, thanks to the maintenance crew, Young Park has been winterized, the gate has been installed and the boardwalks have been stained. The committee is still looking to have boardwalks on the west side of the park but needs go contact the county in order to go through the application process. The southwest field has been disked, dragged and seeded.

Rush reported that at the November 21 meeting, the Park Committee will be talking about their comprehensive plan.

Hudson asked if the Park Committee had any plans to put a skating pond at Young Park. There is a lot of maintenance involved, but perhaps the committee could work with the Hockey Association.

**Approve/Disapprove Security Cameras or Deer Cameras at Young Park -**

There was discussion on the cost of cameras as well as the possible benefits of a having a router, server, infrared and motion sensitive features. Swanson/Rush unanimous to approve two (2) cameras and a server at a cost of up to \$700 with the option of in the future possibly adding internet access.

**Approve/Disapprove PYSBA Check for Fields** – Rush/Lawrence unanimous to approve the PYSBA check for \$420 for the use of the baseball fields at Young Park.

**TCI Baldwin Volunteer Corps Update** – The next scheduled meeting is January 27, 2020.

**Planning Commission Report** – See above under ‘Variances’.

**City of Princeton Council Report** – The City of Princeton is negotiating with Mille Lacs County the snowplowing of Rum River Drive. The City of Princeton have hired more firefighters.

**Airport Advisory Board Report** – Since Prairie Restoration is in the fly zone, MNDot is questioning the potential installation of solar panels.

**Facebook Update** – Hudson reported that the township would need an additional email account which would be associated with Facebook. RB's Computer set it up and they are the ones who established the email accounts. We cannot request another address as it has to be through the 'contact partner' which is RB's Computer. It can be corrected. The clerk will determine what an additional email account would cost.

**TABLED ITEMS:**

**Approve/Disapprove Revised Insurance Recommendation from MATIT -**  
Hudson/Handshoe unanimous to approve changing the MATIT insurance deductible from \$250 to \$10,000. The township will add the boardwalks at Young Park, \$60,000 value, and get a new dollar amount to approve. Lawrence/Hudson unanimous to table until November 18<sup>th</sup>.

**Approve/Disapprove Check #23246, Payable to Sherburne County Auditor/Treasurer in the Amount of \$538.32 for Ditch 25 Assessment –** Hudson/Rush unanimous to approve check number 23246 payable to Sherburne County Auditor/Treasurer in the amount of \$538.32 for the Ditch 25 assessment. Hudson said he's read quite a bit of documentation regarding the assessment; and that all the landowners who are benefiting from the road along the ditch are the ones being assessed.

**Approve/Disapprove Sherburne County 38 Right-of-Way Claim & Reconstruction**  
Sherburne County has not yet responded regarding the water issues caused by the reconstruction along County Road 38. Swanson/Rush unanimous to approve resending the letter to both Andrew Witter and David Roedel.

Handshoe/Lawrence unanimous to table the approval of the right of way claim and reconstruction for Sherburne County Road 38 until the regular township meeting of December 2, 2019.

**NEW BUSINESS:**

**Review Monthly Building Permits –** The Town Board reviewed the October 2019 building permits.

**Announcements:**

- Office Closed, Monday, November 11, Veteran's Day
- Commercial Realty Solutions, Lupulin Brewing Company, Thursday, November 21, 3:00 p.m. to 5:00 p.m.

**Any Other Business:**

Handshoe reported that an overweight vehicle was hauling lime on 136<sup>th</sup> Street. Good stated he talked with sheriff's department later in the day. They suggested contacting Sherburne County Commercial Vehicle Enforcement. That is about our only option. It

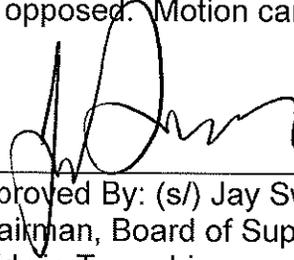
is posted at 5 ton. How do we enforce roads that are posted? Swanson instructed Good to call the company and them to haul under 5 ton or find a different access.

**Motion to Approve Bills for Payment** – Hudson/Handshoe unanimous to approve for payment check numbers 23351 through 23380 totaling \$105,210.24.

**Adjourn** – Handshoe/Rush motion to adjourn at 8:51 p.m. With a voice vote Hudson, Swanson, Rush and Handshoe in favor; Lawrence opposed. Motion carries.



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



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

11-18-2019

Date

Attendees: Lester Kriesel, Zac Good, Tim Hennagir, Brad Feero, Mike Sandin