

STILLWATER TOWN BOARD MEETING

August 13, 2009

Town Hall

7:00 P.M.

PRESENT: Chairperson Matt Beane, Supervisors Jim Hiniker, Linda Countryman and David Johnson, Stillwater Township Clerk Pat Bantli, Deputy Clerk Kathy Schmoeckel, Attorney Soren Mattick, Engineer Paul Pearson, Planner Sherri Buss, Treasurer Carol Collins and Chief of Police Steve Nelson.

1. AGENDA - M/S/P Johnson/Hiniker moved to adopt the agenda as amended. (4 ayes)
2. MINUTES - M/S/P Countryman/Hiniker moved to approve the 7/9/09 Stillwater Town Board Meeting minutes as written. (4 ayes)
3. TREASURER -
  - a) Report given. We received the Metropolitan Council grant in July.
  - b) Revenue has been cut by State unallotment by \$9,117.64. The projected reduction for 2010 is \$8,930.
  - c) Carol Collins is working on escrows. None are severely behind.
  - d) Carol Collins will be working at the Township picnic with recycling games and boards on both Maroney's and Waste Management.
  - e) The following claims and checks were approved for payment.

19194	Billie P Bantli	1,139.07
19195	Matthew Beane	148.50
19196	Carol Collins	227.29
19197	Linda Countryman	696.75
19198	Richard Jacobson	254.73
19199	David Johnson	296.99
19200	Kathleen Nelson	464.21
19201	Stephen Nelson	1,089.73
19202	Robert P Ranalla, Sr.	470.98
19203	Kathryn Schmoeckel	260.09
19204	Sheila-Marie Untiedt	537.20
19205	Allied Blacktop Company	15,167.50
19206	Allied Blacktop Company	13,450.01
19208	Carol L. Collins	56.00
19209	Campbell Knutson	1,582.14
19210	Dustcoating, Inc.	2,112.00
19211	Richard Jacobson	191.76
19212	Just Jump!, Inc.	320.25
19213	Jack Kramer	9,272.52

19214	Maroney's Sanitation	150.90
19215	MJ Raleigh Trucking	4,358.75
19216	MFRA	6,512.30
19217	Minnesota State Treasurer	370.84
19218	Kathleen Nelson	32.40
19219	Stephen Nelson	785.00
19220	On Site Sanitation	318.48
19221	MJ Raleigh Trucking	21,359.75
19222	Qwest	108.44
19223	Robert P. Ranalla, Sr.	22.93
19224	Kathryn Schmoeckel	69.38
19225	Stillwater Gazette	45.82
19226	TKDA	5,635.57
19227	Valley Green Lawn	1,950.20
19228	Washington Co. Public Safety	33.34
19229	Mary Buelow - Face Painting	150.00
19230	Washington Co. Public Safety	33.34
90016	Xcel Energy	110.51
90017	IRS	1,002.42
90018	PERA	509.56
90019	Mn Dept of Revenue	39.57

4. CLERK -

- a) Post Office - We are slowly getting the address correct.
- b) MN Board of Firefighting Training - Pat Bantli will check with the Fire Chief for the City of Stillwater to see if we are able to apply for these funds to supply additional funds for them. They will need to supply the details for the application.
- c) Anderson Elementary School in Bayport - They are looking for \$1,000 to upgrade their playground equipment. The consensus was that we respectfully decline since this is outside our community's area.

5. ATTORNEY -

- a) McKenzie Trail Easement - The McKenzies have a desire to grant a trail easement to the Township, but request that we pay for a survey. Paul Pearson will check with his Survey Department for an estimate of the cost. We should also consider putting in some form of permanent markers and also consider looking at a survey of the trail portion of the Laabs' property.

6. PLANNER -

- a) Brownlee CUP and Variance - Planner Sherri Buss reviewed the issues with the setback for the wind system. The Planning Commission had recommended a denial of the variance. There was discussion of the technical issues relating to location and surrounding buildings and trees. The County ordinance requires

only a 50 foot setback at the original location. The hardship is the limitation of potential location for the WECS based on the character of the site. The applicant has indicated that this is the best location for the WECS on the site because his analysis indicated that it would allow for higher efficiency of operation than other locations and without removal of some existing trees. Matt Beane felt that this is an opportunity to negotiate with the applicant for a better location to come up with an alternate plan. The Planning Commission will be asked to look at the ordinance again with respect to the setback. A field trip for the Planning Commission may also be considered.

M/S/P Hiniker/Johnson moved to approve the Conditional Use Permit and Variance as originally requested. (3 ayes, Beane nay).

- b) Vikingstad Trail - The Vikingstads have built the trail. Attorney Soren Mattick reported that they will be requesting that a trail easement be vacated at our September meeting.
  - c) Bergmann CUP - The public hearing will be held at the Joint Board on August 26. The decision will not be made at that time. The permit will be issued by the Town Board.
  - d) Green Infrastructure - An invitation from Angie Hong, Waste Resource Education Specialist, East Metro Resource Education Program, was discussed. Their meeting conflicts with a Town Board meeting. The Planning Commission will be asked if someone would like to go.
7. CHIEF OF POLICE -
- a) Monthly report given. There were 11 burning permits, 2 for buckthorn. No dogs were impounded.
  - b) The old radios have been sold on ebay for a net of \$218.00.
  - c) A local DNR forester had asked Steve Nelson if Stillwater Township would want to have the City of Grant issue burning permits for half of our Township. The consensus was to leave our burning permitting as it is.
  - d) The County Canine Unit will not be able to be at our picnic.
  - e) Carnelian Park Buckthorn Removal - Sentence to Serve is ready to go. The dates will be posted on the website and signs will be posted at the park.
  - f) All Hazard Mitigation - Chair Matt Beane signed the form showing our participation.
8. ENGINEER -
- a) Allied Blacktop Warranty Letter - Engineer Paul Pearson and Attorney Soren Mattick believe their letter meets the intent of the warranty.
  - b) Allied Blacktop Pay Request - Otta Seal Project - Payment of \$13,450.01 has been made.
  - c) Allied Blacktop Pay Request - Seal Coating - Payment of \$15,167.50 has been made.

- d) Overlay Project - The work at 105th and Norwood and the Oakgreen cul-de-sac has been completed. Tower asphalt has asked for an extension to September 18 for completion of the rest of the work.

M/S/P Johnson/Hiniker moved to authorize the chair to sign the change order to Tower Asphalt for an extension from August 26 to September 18. (4 ayes)

- e) Bob Estelle Letter - Mr. Estelle has written regarding the yield sign at Newgate and 94th Street. The Engineer and Attorney agree that the sign has been installed properly. Previously the intersection was uncontrolled. Paul Pearson will write to Mr. Estelle to inform him that the Board's position remains the same.
- f) Stimulus Funding - Paul Pearson has looked into this previously and found that the Township does not qualify for stimulus funding and therefore will not receive funding.

9. FRANK LANGER HORSES - Mr. Langer has 4.9+ acres and would like to have a horse. This would require 5 acres. The lot had been marketed as a 5 acre lot and when this lot was subdivided, the intent was that this should be a 5 acre lot which was the zoning at that time. Sherri Buss will prepare wording for a policy change. The Planning Commission will consider a change in the ordinance at their October meeting.

10. PLANNING COMMISSION -

- a) September Meeting - There will be no meeting in September as there are no agenda items.
- b) October Meeting - There will be a speaker on the mining issue.
- c) Planning Grant - Mike Greco, University of Minnesota, who spoke at the last Planning Commission meeting, advised that the Township has the opportunity to apply for a grant to have graduate students work on a special planning study.

11. PARK COMMITTEE - Plans are in place for the picnic. David Johnson will not be present and someone will need to pick up his grill. A larger note should appear on the website about the picnic and the banner should be up shortly.

12. COMMUNICATION COMMITTEE -

- a) Signage - At their next meeting the committee should discuss the placement of permanent stakes at the entrance points to the Township.
- b) The Town Board suggested that the web should have a link to the MPCA's Analysis of Waste Collection Service Arrangements. The communication committee will discuss this at their next meeting.

13. AXDAHL - There was discussion of consideration of reducing their letter of credit after Paul Pearson has looked at their road and consideration of postponing their park dedication until after they have sold lots. More discussion at the next meeting.

14. PROJECTOR - M/S/P Countryman/Johnson moved to approve an amount not to exceed \$500 for a new bulb and to thank Bob Ranalla for taking care of this. (4 ayes)

15. ADJOURNMENT - The meeting was adjourned at 10:00 p.m.

Clerk\_\_\_\_\_

Chairperson\_\_\_\_\_

Approved\_\_\_\_\_