

Second Monthly Board Meeting
Minutes
June 22, 2011

TOWN of BIG LAKE
"Sherburne County's First 5-Member Township Board"
P.O. Box 75, Big Lake, Minnesota 55309

On Wednesday, June 22, 2011, the Big Lake Board of Supervisors met at the Big Lake Town Hall located in the Big Lake Lions Park at 21960 County Road #5, Big Lake Township, Sherburne County, State of Minnesota. The meeting was tape recorded for transcribing purposes only.

Chairman Hofer called the meeting to order at 7:00 p.m. There were 8 people in the audience at the start of the meeting. Roll call was taken by the chairperson.

Board Members Present:

- Bob Hofer, Chairman
- Larry Alford, Supervisor
- Jim Stahlmann, Supervisor – arrived at 7:11 p.m.
- Norm Leslie, Supervisor
- Mike Hayes, Supervisor
- Ken Warneke, Treasurer
- Laura Hayes, Clerk
- Kristie Woolard, Deputy Clerk
- Todd McLouth, Township Engineer

All present stood and recited the pledge of allegiance to the flag of the United States of America.

Supervisor Leslie motioned to approve the Second Monthly Meeting agenda. Supervisor Alford seconded. All were in favor. The motion carried. The meeting proceeded in accordance with the agenda.

PUBLIC HEARING TO CONSIDER VACATION OF 12.5 FEET OF 191ST STREET, ADJACENT TO LOTS 18 & 19/BLOCK 15 IN THE REVISED PLAT OF EAGLE LAKE PARK, BIG LAKE TOWNSHIP, SHERBURNE COUNTY, MINNESOTA.

Chairman Hofer opened the Public Hearing at 7:03 p.m. Clerk Hayes advised the Schwalbe's originally approached the Township approximately two-years ago regarding the location of 191st Street and as a result have been working with an attorney and the Township to have 12.5 feet of 191st Street Vacated. The Township has in turn requested and received a 15' foot Permanent Road Easement along lots 17 and 18, Block 16 from the Schwalbe's. The Township has also requested an agreement regarding damages and a waiver of irregularities and appeal from the Schwalbe's, which has not been received as of tonight's meeting. Therefore, Clerk Hayes recommended that the public hearing continue and comments from property owner's in the audience be taken for the record; but, that the Board table action or vacate the property contingent upon receipt of the signed waiver from the Schwalbe's. Chairman Hofer called for comments under the public hearing for the consideration to vacate the East 12.5 feet of the platted road right-of-way as dedicated on the recorded plat of A REVISED PLAT OF EAGLE LAKE PARK, Sherburne County, Minnesota, lying southerly of a line extended at a right angle to the center line of said 191st

Street NW from the northwest corner of Lot 18, Block 15, said A REVISED PLAT OF EAGLE LAKE PARK and lying northerly of line extended at a right angle to the center line of said 191st Street NW from the southwest corner of Lot 19, Block 15, said A REVISED PLAT OF EAGLE LAKE PARK, Section 6, Township 33, Range 27, Big Lake Township, Sherburne County, Minnesota. Janene Callies 22722 191st Street, owner of adjacent lot 16, Block 16 advised she and her husband purchased their property in December 2010 and were interested in why the road was being considered for vacation. Treasurer Warneke advised the road was not physically located in the right-of-way that was platted in the 1920's. He further advised the Schwalbe's were seeking to establish the lot lines and to Torrens the property. It was noted that the vacation and easement would not affect the Callies property or any other neighbors. Victor Lish, Jr., owner of adjacent lots 19 and 20, Block 16 appeared before the Board because he has an interest in the vacation and was concerned that the vacation would negatively affect access to his property by leaving the road-right-of way too narrow. It was advised the permanent road easement would correct the road position and establish an accessible right-of-way. Hearing no other comments from the audience or Board, Supervisor Hayes motioned to close the public hearing. Supervisor Leslie seconded. All were in favor. The public hearing was closed at 7:12 p.m. Supervisor Hayes motioned to approve the 12.5' foot road vacation as presented contingent upon receiving the signed agreement regarding damages and a waiver of irregularities and appeal from the Schwalbe's. Supervisor Alfords seconded. All were in favor. The motion carried.

Supervisor Leslie motioned to approve consent agenda items: a) Appointment of Dan Irish, Ryan Hanson and Bob Christenson to the Big Lake Fire Department. b) Accept a \$2,500. Donation from Sherburne County 4-H for the Purchase of a Defibrillator. c) Approve List of Claims (Disbursement List will be Received at Meeting). Supervisor Hayes seconded. Supervisor Hayes abstained from approval of Clerk Hayes payroll claim. All present were in favor. The motion carried.

BUSINESS FROM THE CLERK

a) Steve Smith/Review of Preliminary and Final Plat of Smith Acres – Steve Smith appeared before the Board to present the preliminary and final plat of Smith Acres. Clerk Hayes advised this is a 2.79-acre lot being split from a 50.44-acre parcel. There is a house and accessory buildings currently on the site. The purposed lot is south of the Big Lake Fire Department property along County Road 43. Steve Smith advised the purpose of the plat is to separate this portion of the property for possible sale. Supervisor Stahlmann inquired if creating this lot would landlock any of the other property. Steve Smith advised the remaining property is held in the trust and owned by the family members; and, that there is access to the remaining acres. Supervisor Stahlmann motioned to recommend approval of the preliminary and final plat of Smith Acres. Supervisor Hayes seconded. All were in favor. The motion carried.

b) State Representative, Mary Kiffmeyer/Legislative Update – Representative Kiffmeyer advised there were no updates regarding the states budget agreement or possible government shut down effective July 1, 2011. She advised the legislature has proposed a 6% increase in spending over the next 2-years, agreed to Governor Dayton's requested budget dollar amounts for K-12 funding; and, gave up proposed tax cuts in an effort to reach

a budget agreement with the Governor. She advised the stadium continues to be a topic of discussion at the legislature and that in the event of a government shut down, the US Hwy 25 and TH Hwy 10 project in the City of Big Lake should still be able to be finished.

BUSINESS FROM THE SUPERVISORS/COMMITTEE REPORTS

TOWN ROADS

1) Review 2011 Road Improvements and Bituminous Overlay Plans - Township Engineer, Todd McLouth advised Diversified Paving Inc. and Hardrives Inc. will be doing the 2011 Road Improvements and Bituminous Overlays. He advised the 223rd Avenue Culvert replacement will begin this Friday or early next week depending upon the weather. He further advised the 211th Avenue is beginning. The road-closed signs are up and there are barricades across the road. They can still be driven between. As of today tree cutting has not started due to weather delays. It is anticipated that grading can begin next week depending upon the weather. Supervisor Alfords briefly reviewed the 226th Avenue Eagle Lake Park bituminous curb plans with audience member and 226th Avenue resident, Carol Nierman.

2) Mid-Season Mowing; and, 3-Passes in Swanson's Woods Wetland Bank Area – Supervisor Alfords advised the mowing usually begins the first week of July. He advised he would contact the mowing company to begin this first week as previous years.

3) Other-Meetings-Updates – Supervisor Stahlmann advised the culvert under 182nd Avenue in Ridgewood Heights appears to be plugged. Supervisor Alfords advised the culvert may need to be dug out and cleaned completely.

-Treasurer Warneke advised he has been taking traffic counts on 209th Avenue. He advised the traffic counter has registered approximately 1380 double-axel vehicles per day on the road.

CHAIRMAN'S REPORT

1) Other-Updates-Meetings – Chairman Hofer advised he had attended the Summer Short Course on Monday, June 20 at the St. Cloud Holiday Inn. He advised he attended the road weight restriction session and learned there is essentially no difference in construction between a 9-ton and a 10-ton road. Furthermore, if the Township wants to enforce weight limits on these roads, they must post it. Chairman Hofer further noted the mock meeting and general session review of the mock meeting were very interesting.

SUPERVISOR'S REPORT

1) Other-Meetings-Updates – Supervisor Stahlmann and Supervisor Leslie attended the EDA meeting. Supervisor Stahlmann advised there was no new information regarding the joint Industrial Park projects. He advised the City is moving forward with the hybrid assisted living project and noted this will be nice asset for the community. It will be located west of County

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Road 43, south of the rail tracks. This is a TIF project and is identical to a project in Richmond. He further advised there is no new activity regarding the rail park.

-Supervisor Leslie advised the fence has been replaced around the outdoor garbage area. The first coat of paint has been applied to the merry-go-round. The new ballfield has been used more.

BUSINESS FROM THE TREASURER

a) Other-Updates-Meetings – Treasurer Warneke advised the 1st half (70%) of the May/June Property Tax has been received. At this time the total cash balance is \$2,253,706.46. The remaining 30% of the 1st half Property Tax settlement will be sent to the Township on the 2nd July. Treasurer Warneke advised he had no issues or concerns with the budget. He reviewed the 101, 102, 103 and 402 accounts. It was planned that fund balances would be allowed to drop to avoid raising the tax levy. At this time total fund balances are down \$10,000. from the 2011 beginning balance. Construction payments will come due in the next couple of months, which will further draw down the 102 fund. Supervisor Alfords motioned to approve the Treasurer's Report. Supervisor Stahlmann seconded. All present were in favor. The motion carried.

ADJOURNMENT

A motion was made by Supervisor Hayes to adjourn the meeting. Supervisor Leslie seconded. All present were in favor. The motion carried. The meeting adjourned at 7:56 p.m.

Respectfully Submitted,

Laura Hayes, Clerk

Robert L. Hofer, Chairman