

Town Board meeting
July 9, 2009

Roll Call: Present: Mary Ann Sironen, Dan Tanner, Dave Mount, Stephen Dahl
Absent: Wendy Meierhoff

Pledge of Allegiance

1. Approve Minutes

- a. Closed Meeting Bieraugel vs Town of Duluth April 15, 2009
 - Tabled until August
- b. Community Center Meeting May 26, 2009
 - Mary Ann Sironen made a motion to approve the May 26, 2009 minutes, Stephen Dahl seconded. Motion passed.
- c. Ordinance Public Hearing June 3, 2009
 - Dan Tanner made a motion to approve the June 3, 2009 minutes, Stephen Dahl seconded. Motion passed.
- d. Community Center Meeting June 10, 2009
 - Mary Ann Sironen made a motion to approve the June 10, 2009 minutes, Stephen Dahl seconded. Motion passed.
- e. Town Board Meeting June 11, 2009
 - Stephen Dahl made a motion to approve the June 11, 2009 minutes, Mary Ann Sironen seconded. Motion passed.
- f. Community Center bid opening June 29, 2009
 - Excavation bid belonged to the Township, remainder of the bids were opened and discussed. Decisions on remaining bids were left to the Community School.
 - Tabled until August.

2. Meeting Schedule – *read with no additions.*

3. Concerns from the Audience

- George Sundstrom
 - Star Tribune editorial regarding funding pre schools.
 - August is the third month we have had the labor agreement, George wishes the Town adopt a prevailing wage agreement with the labor council.

4. Approve Agenda

- Additions to the agenda:
 - Planning and Zoning: review zoning changes moving them into their legal.
- Dan Tanner made a motion to approve the agenda, Stephen Dahl seconded.

5. Treasurers report

- Beginning Balance \$872,168.79
- Receipts \$197,031.37
- Expenditures \$230,315.75
- Ending Balance \$838,884.41
 - Review claims list for approval
 - Claim #9726 was reviewed.
 - Pay bills

6. Tabled Agenda items from previous month

No tabled items

7. Department Reports

- a. Police: No report at this meeting
- b. Fire: No report at this meeting
- c. Planning and zoning
 - Commission meeting
 - Agricultural products: (Lynn Sternberg – June 2009) Performance Standards without a permit including lights and signs, and will likely be the way the issue will be managed.
 - The Planning Commission agrees the Town Board should be the Board of Adjustment.
 - Stormwater: Locate ordinance language preventing and discussing stormwater run-off on properties under construction and attach to Land Use permits.
 - Infrastructure
 - Lawsuits: we have not heard from Huck Andresen regarding our current lawsuits.
 - Stoney Point
 - Wordens
 - Wind Generator: A team will be looking into the ordinance issue.
 - There is an error on the Ordinance map at the Bomark site. Correction of this error will be added to the BoA Public hearing.
 - Short Term Rental: There is a concern about absolute “yes” or “no”, there doesn’t seem to be a middle of the road solution. The commission recommended no short term rental in the Township. Dave Mount brought forth the possibility of Conditional Use Permits, if we do nothing, short term rentals resume once the moratorium concludes in September. We could adopt the language suggested or we could move ahead to craft a way out of short term rentals. We have already had a public hearing it is not required to have an additional public hearing.
 - We have a short term rental Conditional Use Permit expiring in January, which if we took out short term rentals there would no longer any wording to guide the one rental under a grandfather argument. It would be prudent to include some form of wording in the ordinance but not include wording which would allow any new short term rentals.
 - Changes to the ordinance: Before the August meeting Dave Mount will create a document to vote on at the August meeting and a summary of the changes for publishing. Stephen Dahl is a little uncomfortable with an outright Short Term rental ban.
- d. Legal
 - Meyer Cartway meeting July 22nd. The meeting will be informational.
 - Community Center tax aspects: Tim has looked at some of the law and some of the cases. We have until April 30, 2010 to challenge if we so choose. Tim recommends getting in touch with our representatives and see if we can find other charter schools in the same position. Stephen Dahl will contact representatives David Dill and Tom Bakk. Dave Mount will contact Paul James, Mary and Michelle. George Sundstrom suggested contacting the Commissioner of Education. Tim will follow up with the Dept. of Revenue attorneys to find out exactly what law they are using and why. The vast majority of charter schools will be in the same situation.
- e. Road and Bridge
 - The County is currently spreading Cal. Chloride, Township roads will be next.
 - One road grading costs approximately \$4,900.00.
 - The Olson Road needs approximately 1000 yards of class 5 along with some pit run.
 - Road priorities are: #1 Public Safety, #2 Stormwater and #3 can we fix a road so it stays fixed.
 - Stormwater

- Val Brady has completed the 2008 MS4 annual report. Dan Tanner took the time to discuss the MS4 and what it means for the Township. The Township wishes to Thank Val for all her hard work and volunteer time in completing the MS4.
 - Dan Tanner viewed stormwater projects in Two Harbors. Skunk Creek stabilization was one of the sites views. Silver Creek was also visited.
- f. Community Center
- Every room is torn apart, lots is happening
 - Peak construction has had a large generator stolen from their work site. Do we need to purchase security cameras?
 - Some landscaping has begun.
 - Drain tile has been done at the SE corner of the building.
 - Do not lawn mow, some of the natural meadow should be allowed to grow back naturally.
 - August 1st, 8:00 – 8:00 p.m. Supervisors will help to put the playground together.
 - The Charter School has been mowing the lawn. All of the funds set aside for mowing have not been used; Stephen Dahl suggested putting the remainder of the funds into escrow. Clerk and Treasurer both stated we have no way of tracking escrowed funds.
- g. Town Hall
- Dan Tanner has scheduled a furnace cleaning
 - A project to be completed: we have some 2"x4" lumber purchased to build a shelf in the chair/table closet.
 - Replace the broom closet lock with a non locking knob.
- h. Recycling
- Busy
 - Junk needs to be removed from the bottom of the parking lot. Carolyn will contact North Shore Sanitary.
- i. Cemetery
- Mowings have stopped due to lack of rain.
- j. Communication
- Error in the newsletter: The Public Safety Expo is August 22nd.
 - Don, Linda and Mary Ann met and would like to meet, have a work meeting to smooth out processes.
 - Posters are needed in posting places to encourage people to sign up on the Web site.
 - Working to keep the web page updated in a timely manner.
 - It would be nice to update the Calendar on the web.
8. Correspondence
- a. MAT: Increase in coverage limit to \$1,500,000.00 - *Noted*
 - b. MAT: Summer short course – *Noted*
 - c. MPCA – A township resident was cited - *Noted*
9. Old Business
- a. 2009 Board of Equalization training: Dave Mount, Mary Ann Sironen, Dan Tanner and Wendy Meierhoff require training this year.
10. New Business
11. Motion to adjourn. Stephen Dahl made a motion to adjourn the meeting, Dave Mount seconded. Motion passed 9:27