

Town Board Meeting
May 10, 2012

Pledge of Allegiance

Present: Mary Ann Sironen (Skipper), Dave Mount, Barb Crow, Mary Anne Daniel

Absent: Dave Miller

1. Approve Minutes

- Town Board Meeting April 12, 2012
 - Barb Crow made a motion to approve the minutes, Mary Anne Daniel seconded. Motion passed
- Program of Work April 19, 2012
 - Skipper made a motion to approve the minutes with one amendment, Barb Crow seconded. Motion passed
 - Amendment: Add Mary Ann Sironens full name to Program of Work minutes.

2. Meeting Schedule

- Posted:
 - May 24, 2012 – Planning/Stormwater meeting
 - June 14, 2012 – Board Meeting
 - Additions: Memorial Day Service May 28th 11 a.m.

3. Concerns from the Audience

4. Approve Agenda

- Skipper made a motion to approve the agenda, Mary Anne Daniel seconded. Motion passed

5. Treasurers Report

Beginning Balance	\$742,291.94
Deposits	\$ 26,202.56
Expenses	\$ 40,399.62
Ending Balance	\$728,084.88

- Review Claims List for Approval: No concerns, pay bills
- Pay Bills

6. Tabled agenda items from previous month

- Proposed Ordinance Changes: Because what we are doing is rescinding the entire ordinance we will agree on the following comments at this meeting. Planning and Zoning Secretary Beth Mullan will produce the final document on which we will vote.
- Dave Miller was unable to attend the meeting this evening and provided the following ordinance comments by E-mail.
 - I'm OK with the changes proposed by Sue
 - My understanding is that we have already made the decision that we are prohibiting Short Term Rental (STR) in the Township, it's just how to display that decision in the Ordinance. I am in favor of defining STR and prohibiting it in the Land Use Table. This would make it clear what we mean by STR and that it is clearly prohibited in the Township.
 - If I am mistaken about the above, then I am strongly in favor of prohibiting them. Based on our experience, enforcement of any conditions are going to be a potential problem that we will have a difficult time dealing with. More importantly, STR is not in harmony with our maintaining rural character. STR is a business and mixing that with residential, is not consistent with rural character in my view. A compromise could be to allow it in commercial zones and/or mixed use (SMU 6 and 6A) along the Shore. STR is more compatible due to the history of STR along the Shore. But I still firmly believe that the potential problems of administration far outweigh the benefits of allowing the use anywhere in the Township.
- Comments taken in order from the Synopsis of Public Hearing Comments April 11, 2012.
 - Homestay. This use was removed, Bed and Breakfast remains.

- Definitions Practical Difficulty. Redundant, this was also listed in variance language.
- Definitions Dwelling. Clerical error, duplication of Triplex and Quad.
- Clarification. redundant/remove
- Reporting Requirements. Remove the 35 day time limit, the commission would reference the 60 day rule
- Board of Adjustment. Revert to original.
- Interim Use. Define "time certain".
- Nonconformities. For Attorney Tim Strom to review. Question: Do the rules change for Lakeshore Management (shoreline management) or does the North Shore Management Board supersede? *Dave Mount will follow up.*
- Dealing with Ordinance Violations. Attorney Tim Strom's suggestion: This language should be modified in the interim use section and in any other place where the language appears.
- Time period for interim uses. Article 9, Section 6, add an "I" labeled "time period for interim uses". Sue Lawson suggested putting in a date or a particular time in parenthesis.
- STR (Short term Rental). During a lengthy discussion the following suggestions and recommendations were made:
 - Sue Lawson: I would suggest Short Term Rental as an interim use.
 - Giving property owners a trial period to see if it works out
 - Interim use could go on and on if it works.
 - Add it to page 57 (General), it would then go to the Commission for review. Put it in the Matrix with an "I" for interim use. Add it to page 62 for termination and expiration.
 - Dave Mount would like STR clarified.
 - Interim is a special kind of conditional use.
 - Whether it is prohibited or allowed it shouldn't be where it is now.
 - Put it in the matrix
 - Barb Crow: Standards could be included for Conditional Uses. Density should be included under standards.
 - Mary Anne Daniel: Would putting it in interim use put it under the Homeowners responsibility?
 - Question: What kind of support are we going to get from a court?
 - The general feeling is "we can't just leave it out".
 - Question for Attorney Tim Strom: Is it any easier to not renew an interim use or revoke a conditional use?
 - Follow up needed: Additional information is needed from our Attorney.

7. Department Reports

- Police Report
 - Cape Superior Bottle Shop Liquor license: Approved.
- Fire Report
 - Mary Anne Daniel had a discussion with a member of another fire department regarding taking their fire department from privately owned to township owned. The other department is dealing with similar issues through their by-laws. Mary Anne has the opportunity to meet with a representative from North Star Township to discuss the issue.
- Planning Report
 - Two new Planning Commission members sat on the board at the last meeting and picked up pieces of the Comp Plan to review.
 - Prioritized work for the year. Reviewing the comp plan is on the top of the agenda as well as reviewing zoning along the shore (Lot size, accessory structures).
 - May Meeting
 - Election of officers
 - Stormwater presentation.
 - Mr. Levine will discuss his gun building/testing plan for Bomark properties.
- Legal
 - No report

- Roads
 - Stormwater
 - Val Brady and Jo Thompson began GPSing township culverts and ditches.
 - Road Report
 - Dave Miller by E-Mail: All the roads are in good shape after winter. Bob Rodda will start grading in mid – May. Right now he is spreading gravel on the road surface of the Alseth Road above the Expressway. Once Alseth is completed he will go down to Greenwood to surface ¼ mile of the West portion starting at highway 61 and replace the culvert probably in June.
- Community Center
 - Facility Report
 - Addendum from the lease agreement to sign is the same as last year with the exception of the date. We have requested office space of 90 square feet of the room multiplied by 11.66 x the hours of use, Skipper will follow up and clarify this issue.
 - The patio outside the library will be replaced. If the Township would like the blocks they are removing they may have them otherwise the blocks will be sold.
 - They are close to their budget.
 - The community school is renovating the offices.
 - Dave checked out the cabinet from the old Clover Valley School currently in what used to be the nurses office at the Community Center. The cabinet is 12 feet long and is a beautiful piece of furniture however there is no way of making it into smaller pieces without going into cabinet work. Could it be fit it into the new remodeling? Barb Crow would like to keep it with the township. Skipper will talk to Aaron to see if it can be removed and moved to the town hall.
 - Community Education
 - Advocates of the Knife River Watershed: Would it be possible to allow the Advocates of the Knife River Watershed to have their meetings at the Town Hall without cost? It would be nice if they could schedule direct, Jo Thompson is a member and will provide the key. The group provides us information on ongoing issues in the Knife River Watershed.
 - Open Position: Tera Freese is interested in the open Community Education position it has been 10 days since the newsletter ad came out. Barb Crow made a motion that Skipper go forward with the application as long as no one else applies within the next 4 days, Mary Anne Daniel seconded. Motion passed.
 - Recreation
 - Warming House area is cleaned up with the exception of the collapsed boards; a plan is needed to keep the boards from collapsing again.
 - The fencing around the soccer field will come off next month, the fence actually worked well even in its current condition
 - Sprinkler system. The fire department felt using their current equipment would damage the field. Kevin will seek information on and eventually purchase a sprinkler system.
 - 3 on 3 basketball event. June 9th will be a 3 on 3 basketball event between the Two Harbors Hoops program and the Duluth Township Rec program, proceeds will be split.
 - Kevin is working with the Two Harbors High School trying to put together a flag football tournament for sometime in August. It would be nice to incorporate “Viking Legends restaurant” into this as a possible sponsor. Tim Strom recommended the Township check our insurance to make sure we are covered. Barb Crow asked Kevin to check with the Two Harbors High School representative about their insurance. None of the events would happen at the restaurant, the Viking Legends business would be the sponsor, any dinners would be held at the curling club. Duluth Township Rec programs involvement is helping plan, we have the equipment. Question: Does event insurance cover one event or everything during the course of the year? Barb Crow will check into the cost of insurance and once she hears back from Kevin will contact to MAT.
- Town Hall
 - Checked on the phone, it appears the line was never reconnected between the town hall and the fire hall.
 - Would it be possible to paint the inside of the West door?
 - Barb Crow set up a mouse trap line.

- Materials Management
 - Recycling
 - Carolyn is talking to Barb Jackson about the aluminum can problem our best solution is to have the aluminum can recycling move to another location.
 - WLSSD is adding electronic recycling to some sheds. Don McTavish said UDAC already provides that service.
- Cemetery
 - Mary Anne Daniel met with Sexton Molly Tillotson at the Cemetery Molly is doing an amazing job. Molly mentioned Helen Hendrickson will do a tour of the Cemetery for interested community members. When Molly is out of town Mary Anne now has all the information to fill in until Molly returns.
- Communication - Skipper
 - Newsletter has been mailed.
 - Web site is running well.
 - Communication has been received from the St. Louis County Attorney's office.
 - Skipper went to the Duluth Area Townships meeting. Most of the townships had the same type of annual meeting we did, fairly uneventful.
 - Will find out about the kitchen "church lady" stuff.
 - Don McTavish noticed the web site it gets out of date a little bit, our Web master might want some help in reviewing the information to keep it fresh. Mary Anne Daniel will watch the fire department web page.
- Personnel
 - Compensation Policy. Dave Mount made some amendments. Tabled until June.

8. Correspondence

- MAT summer short course: People may attend if they wish.
- St. Louis County: Tax Forfeit Lands: Passed to Sue Lawson.
- MasTec – Buried Telephone wire: signed with a copy going into the Stormwater file due to a comment about burrowing under the stream. They were notified they would need a permit from the DNR before work on the protected stream could begin.

9. Old Business

No Old Business at this meeting.

10. New Business

No New Business at this meeting.

11. Motion to adjourn: Barb Crow made a motion to adjourn, Mary Anne Daniel seconded. Motion passed