

Becker Town Board Meeting
Regular Meeting 7:00 p.m.
Monday, February 27, 2023
12165 Hancock Street



Attendance

Board members: Chair Brian Kolbinger, Vice Chair Brad Wilkening, Luke Babler, Joe Danielson, Robin Boros, Clerk Lucinda Messman, Treasurer Tanya Danielson, Deputy Clerk Fran Seeley, Deputy Treasurer Marilyn Danielson

Absent: none

Others: Sherburne County Sheriff's Department – Sgt. Frank, Wes Davis – Township Engineer (online), Ben Wikstrom – Township Planner, Jacob Sanders – City of Becker, Mark Kolbinger – The Patriot Newspaper, Tony Wruck – Wruck Excavating, Damien Toven – Township Attorney, Ron and Mary Kay Hirsch, Justin Hoffman

Zoom platform was available for any member of the public who wished to attend virtually.

Meeting called to order at 7 pm. Quorum verified by Chair Kolbinger.

Pledge of Allegiance

CONSENT AGENDA ITEMS APPROVED

Approval of Minutes as listed

- a. Regular Town Board meeting minutes for
 - a. January 2023
 - b. December 19, 2022
- b. Special Town Board meeting minutes December 23, 2022

Upcoming Electronic Fund Transfers/Automatic Payment Approvals

- c. City of Becker – water/sewer
- d. Xcel Energy – gas/electric
- e. Midco Business – phone/internet
- f. Payments Related to payroll:
 - a. Federal payroll taxes
 - b. State payroll taxes
 - c. PERA, etc.
- g. State of MN for building permit surcharge fees

Correspondence/Information

- a. Snake River Cemetery Contribution Request
- b. All Night Grad Party Contribution Request
- c. MATIT Insurance Letter regarding cyber theft of \$834,197
- d. MN Asphalt letter
- e. Midco Affirmative Action Notice
- f. Record Destruction Report – 2/13/2023
- g. Net Tax Capacity from Sherburne County
- h. City of Becker Parks & Rec Contribution Request

Approval/Acceptance - none

Motion to approve consent agenda as listed above by Babler. Second by Danielson. Motion carried all voting in favor.

Motion to approve a regular agenda a by Wilkening. Second by Boros. Motion carried, all voting in favor.

SHERIFF'S REPORT – Sgt. Frank

Typical month, nothing out of the ordinary

- 175 calls for service
- 55 traffic stops
- 9 vehicles off road (due to ice)
- Last snowfall, no vehicles off road – people are slowing down. This is good.

OPEN FORUM

Ron & Mary Kay Hirsch and Justin Hoffman were present to make a request regarding County Road 93.

- 62 Residents along the stretch
- CR 93 Coalition
- March 2019, petition to the County Board requesting to keep road at 66' right of way rather than increasing the right of way
- County suggested turnback to the Township as an option. That is why they are here tonight.
- Would the Town Board consider County Road 93 as a turnback from the County?
- They understand unless it can 'swap' a road with county, there is no benefit to the Township.
- Town Board thanked for listening
- Questions
 - Wilkening – in general, is the 66' issue due to trees? Yes. The County wants 100' and then additional 15'. It would decrease privacy for residents and wipe out front yards. It would move the road right of way much closer to several of the houses. People bought houses where they are for privacy and to be out.
 - Map viewed that this road doesn't go through like CR 11 that continues north beyond the county line. Snip of some of the addresses that would lose all their frontage trees - approximately 100' indicated is to the right.
 - Danielson – is this the section from CR 16 to CR 4? Yes
 - Kolbinger – what was county reasoning for widening beyond the 100'? They want county wide standards for all roads. Extend by 33' on each side plus another 20' on each side, clearing the first 33.
 - Kolbinger – what is traffic flow/count? A two subdivisions, we didn't bring numbers with us.



- Wilkening – there are a lot of various parameters for road design
 - Clear zone, Slopes, Etc.
 - Depending on funding, sometimes that impacts right of way/standards.
- Residents stated that south of CR 4 looks nice – that is township road.
- Wilkening: Typically, the county would reconstruct the road to township standards before a road is taken, correct? Typically, yes.
- Clerk presented information from 2014 when the County last wanted to turn some roads back to townships. Bringing to Township Standard was requested at that time. That turnback did not happen.
- Kolbinger – the County let you know they want to do this? Yes, they want the additional right of way.
- Mr. Hirsch – at our last meeting with County, they do not know when they would repair this road that is falling apart. Using as a detour for CR 11 really put a lot of damage onto the road.
- Wilkening – have they done the redesign for the reconstruct? Yes. We didn't find out until we saw stakes going into our area.
- So, the county presented option of talking to the Town Board, correct. Homeowners understand there is nothing for the township in this.
- Kolbinger - Were any houses impacted? You mentioned eminent domain. No houses, just land and trees.
- Kolbinger – we need to do some looking into this. We are not going to immediately take this over. We need to explore exactly what this means.

PLANNING COMMISSION/JOINT PLANNING BOARD UPDATES – Wikstrom

- Activity
 - Visitor at Open forum wondering about ordinance change to allow mini-storage.
 - Other upcoming changes
 - Solar update
 - Subdivision ordinance cleanup
 - A few enforcement letters this month
 - Application for variance for March
 - No Joint Planning Board in February

ENGINEER'S REPORT – Davis

- 97th Street
 - Planset at State Aid
 - Consensus regarding timeline
 - Sherburne County Plan is under review – confident it can be bid yet this spring
 - Update meeting this Friday at 9 am. Will review everything and project actual bid timeline.
 - January bids are 69-75 for bituminous. Other bids opened for different entity today were similar range
 - Engineering estimate was at 75/ton so hoping no big surprises.
 - Waiting on comments from State Aid

- Inspections –
 - Wes for the Township and he will have some colleagues assisting due to the intensive requirements for inspections.
 - Clear Lake – their own
 - SHE – handle for city
 - There is a lot of documentation required. Each party does their own

SOLAR OVERLAY GROUP - Sanders

- Nothing new right now

SUPERVISOR REPORTS

Fire Board – Supervisor Babler

- Routine meeting
- Still reviewing JPA with City

CMRP – Sanders/Kolbinger

- Met to review election items
- Counties proceeding with Pell Study (Sherburne and Wright)

Roads – Supervisor Boros and Supervisor Danielson

- Snowplowing/weather discussed.
- Good job on last storm
- GPS works with system well
- Fire Sign Additional Invoice
 - Attorney Toven
 - Documentation reviewed. Is the township legally required to pay this? No, it is a matter of simple contract law.
 - Contract calls for lump sum payment
 - Total replacements = 1879. This is within contract parameters.
 - He understands the arguments, but they are addressed in the contract
 - Supervisor discussion
 - There were a lot of non-conforming posts that the Road Supervisors went ahead and replaced some ahead of the contractor since the contract said no post replacement. They did not cause more work.
 - Invoice received for \$1,035 for ‘additional’ signs and \$66.08 for additional bolts
 - **Motion to approve payment of the \$66.08 for bolts and deny the \$1,035 by Danielson. Second by Boros. Motion carried, all voting in favor.**
- Mailbox supports – clerk to order 20 more.
- Turnquist Farms
 - Prairie Restoration estimate of \$1,125 to take care of this year. **Motion to approve their care of the two cul-de-sacs by Babler. Second by Danielson. Motion carried, all voting in favor.**

Town Hall

- Filing cabinets to be painted, estimate received. **Motion to approve John Fuller's estimate of \$1,000 to paint all file cabinets by Danielson. Second by Wilkening. Motion carried, all voting in favor.**

Other

- Midco Contract. **Motion to approve contingent upon final review by Town Attorney by Wilkening. Second by Boros. Motion carried, all voting in favor.**
- **Motion to approve Revised Fee Schedule by Wilkening. Second by Boros. Motion carried, all voting in favor.**

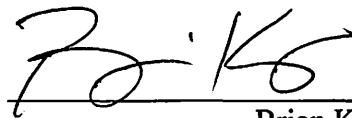
Treasurer's Report

- **Motion to approve Treasurer's Report as presented by Boros. Second by Wilkening. Motion carried, all voting in favor.**
- **Motion to approve payment of**
 - Warrants 15889-15924
 - PO's 1514-1524
 - Void 15872
 - **in the amount of \$125,643.64 by Wilkening. Second by Boros. Motion carried 4-0-1. Danielson abstained as his company had submitted an invoice**

Other

- Jacob Sanders announced they have updated a well experienced building official with full designations required. A lot of fire experience as well. City Council officially hired and City plans to work with the Township on working forward through this process.
 - Q: what does this person do? A: they will work with the city. If the Town Board designates him as building official, they would be the building official for the township as well. There are still things to be worked through at this time. The official is getting acclimated to the city at this time.
 - Q: so you will be terminating your contract with Metro West? A: yes, it will take place on the building official's first day. There is a 30 day notice in our contract.
 - Q: so you are saying the option is there for us to use the new official if the Town Board so chooses? A: Yes, though we figured it would be a much longer time frame as it is difficult to find people to do this job.
- Reminder of Board of Audit on March 6, 2023, Election and Annual Meeting, and other dates.
- Reminder that Local Board of Appeal and Equalization is Tuesday, April 6, 2023.

Meeting Adjourned 8:03 pm.



Brian Kolbinger, Chair



Lucinda Messman, Clerk