

Becker Town Board Meeting
Regular Meeting 7:00 p.m.
Monday, May 15, 2023
12165 Hancock Street



Attendance

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

Absent:none

Others: Sherburne County Sheriff's Department – Deputy Strum, Wes Davis – Township Engineer, Ben Wikstrom – Township Planner (online), Jacob Sanders – City of Becker, Mark Kolbinger – The Patriot Newspaper (online), Tony Wruck – Wruck Excavating, Kelli Bourgeois – Township Attorney (online), Miranda Wagner and David Wick – Sherburne Soil and Water Conservation District

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

1. Approval of minutes as listed below.
 - a. Regular Town Board meeting March 20, 2023
 - b. Regular Town Board meeting April 17, 2023
2. Approval of upcoming electronic fund transfers/automatic payments.
 - a. City of Becker – water/sewer for Town Hall
 - b. Xcel Energy – gas/electric for Town Hall
 - c. Midco Business – phone and internet
 - d. Upcoming EFTS related to payroll
 - i. Federal and State Taxes
 - ii. PERA
 - e. State of MN for building permit surcharge fees
 - f. Monthly credit card reader fee
3. Correspondence/Information
 - a. Northland Reliability Group notification
 - b. Xcel Energy Project Field Representative notification

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

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

SHERIFF'S REPORT

Typical month, nothing out of the ordinary

- 162 calls for service
- 52 traffic stops
- 17 security checks
- Nothing serious stands out this month

Sherburne Soil and Water Conservation District

- Miranda Wagner (agriculture) and David Wick (forestry) presented information to the board members:
 - Reminders of various services they offer.
 - One Watershed, One Plan reviewed.
 - Groundwater/nitrogen in fall is limited and regulated by MDA.
 - County ditches and rivers are covered by Buffer Law.

PUBLIC HEARING – duMonceaux Easement Vacation Opened 7:06 p.m.

- Wikstrom reviewed details with Town Board
 - Preliminary plat of Sandy Forest Second Addition requires vacation of existing interior drainage and utility easements and dedication of new drainage and utility easements once it is two lots.
 - Standard request for this type of action.
 - Resolution for the request reviewed with the Board
 - No further comments
 - **Motion to close the public hearing by Babler at 7:09 p.m. Second by Danielson. Motion carried, all voting in favor.**
- **Motion to approve Resolution 2023-14 [full text on file]: Resolution Vacating a Drainage and Utility Easement within the Boundaries of Lot 1, Block 1, Sandy Forest Plat by Wilkening. Second by Boros. Motion carried, all voting in favor.**

OPEN FORUM

- Zachary Lauer, Aspen Ridge, 17350 124th Street SE – Request for driveway wider than 24'
 - Purchased home recently. 2 driveways were present.
 - Staff noticed driveway too close to stop sign. Research shows unpermitted.
 - Zach did not install the second driveway. He has been very cooperative to remedy the situation.
 - Engineer recommends moving driveway to 123rd Street SE and needs to be sure placement avoids the centerline culvert.
 - No issue with greater than 24' driveway width. Standards allow for up to 20'. That is why Zach is in this evening.
 - Camper turning radius to get into garage on the parcel.
 - Board discussion, no issue.
 - **Motion to approve a secondary access permit for Zach Lauer at a width greater than 24' to access 123rd Street Southeast as recommended by the**

Town Engineer by Danielson. Second by Babler. Motion carried, all voting in favor.

- Carefree Country Club submitted paperwork for their spring Bingo Event. Chair needs to approve the form and it moves to the county. **Motion to approve the Chair signing paperwork as required in order for Carefree Country Club to hold their Bingo games by Danielson. Second by Boros. Motion carried, all voting in favor.**
- Dave Anderson representing the Sons of the American Legion appeared requesting a signature from the Township on the noise permit for their annual dance. **Motion to approve chair signing the noise permit as needed by Wilkening. Second by Boros. Motion carried, all voting in favor.**

PLANNING COMMISSION/JOINT PLANNING BOARD UPDATES – Wikstrom

- Activity
 - Last month's Joint Planning Board
 - Lot width variance denied for the Jureks. They have reapplied to plat the property.
 - IUP For Erik Brandt's small engine repair shop was approved.
 - This month's Planning Commission meeting
 - Subdivision standards were reviewed, still working through some parts of language
 - IUP for the School District and Tony Wruck for bus maintenance was recommended for approval. Expiration 8/31/2023.
 - IUP for Joe Danielson site on Mallard Drive recommended for approval. Question was asked if the site would be a non-conforming/grandfathered location. A review of Sherburne County Ordinance revealed it was not and fits current ordinance requirements.
 - Sandy Forest Preliminary and Final plats were recommended for approval.

ENGINEER'S REPORT – Davis

- 97th Street is our for bid
 - Scheduled opening June 6, 2023 with construction start date of July 5th planned.
 - There will be a Joint Powers Agreement required for this project – approval is needed. There is an additional 2% fee to Sherburne County for their services.
 - **Motion to approve the chair signing the Joint Powers Agreement as necessary by Wilkening. Second by Danielson. Motion carried, all voting in favor.**
 - Temporary easements are getting setup. Planning 10' temporary grade easements.
 - Connexus is moving the small poles now.
 - Upcoming items
 - Encumbrance letter from the state
 - Grant Agreement

- Grant agreement is in Becker Township name only due to an error at the state level. They no longer wish to have three project numbers on this project.
- Plan to hold special town board meeting on 6/12/2023 to approve bids and update the resolution and approve it once things are ready
- Verification that the board understands that part of the grant says that any improvements with bond money is state bonded finance property for 37.5 years. The board is aware of this information and the Town Attorney has explained to the board previously what this means, - the road property/right-of-way is not to be vacated or sold for 37.5 years after completion.

SOLAR OVERLAY GROUP - Sanders

Met on the 5th of May. City analysis was completed to see what type of acreage needs they have for the next 50 years of planned growth and a 3.7% growth rate. The used to estimate residential needs. Estimates are 2,050 acres over the next 50 years. The JPA covers the entire township and the do not think it needs to. They want the town board to consider possible revisions. The city will send maps out to the group and town board with the data.

SUPERVISOR REPORTS

Fire Board – Supervisor Babler

- Three quotes were received for accounting services. Fireboard will handle on their own and awarded the contract to Red Path.
- Legal agreements were distributed for ambulance parking and services from the clinic and hospital that are utilized. The attorney will be reviewing prior to any signatures.

CMRP – Sanders/Kolbinger

- Presentation from an attorney was made. Currently this is a Joint Powers organization, they are looking at moving to a non-profit and the impacts of this move.

Roads – Supervisor Boros and Supervisor Danielson

- Road Tour – various concerns provided by the clerk were viewed.
- Dust control is needed for some locations
- Picked up some garbage and tires
- Contracts for Snow/Ice and General Maintenance will be reviewed next month
- Supervisor Babler
 - Need to watch contractors adding fiber in developments more closely. Some are making a mess.
 - Poor actions in restoration that washout. They need to be held accountable.
 - Timeline needs to be viewed and more teeth.
 - There are issues in the ROW restorations. Photos are available for viewing.

Treasurer’s Report

- General fund has a deficit at this time. Would like approval to transfer 50,000 from the ARPA funds to the General Fund. **Motion to ordering 50,000 transfer from the ARPA Fund to the General Fund by Wilkening. Second by Boros. Motion carried, all voting in favor.**
- Supervisor Boros noted that we are also over on snowplowing so may need to re-allocate parts of other budgetary items to cover. October is the budget meeting so it can wait until that time.
- **Motion to approve Treasurer’s Report as presented by Babler. Second by Boros. Motion carried, all voting in favor.**
- **Motion to approve payment of**
 - Warrants 16003-16038
 - Void 15937
 - PO’s 1541, 1548, 1527, 1538, and void 1544
 - in the amount of \$ 145,236.15 by Wilkening. **Second by Babler. Motion carried 4-0-1.** Danielson abstained as his company had submitted an invoice

Reminder: June 6 at 6 pm is a special board meeting to review bids for 97th street.

Meeting Adjourned 7:50 pm.



 Brian Kolbinger, Chair



 Lucinda Messman, Clerk