

**Becker Township Board
Town Board Meeting
February 25, 2019**

Board Members Present: Supervisors: Brian Kolbinger, Brad Wilkening, Gary Gilbert, Joe Danielson, Luke Babler, Clerk: Lucinda Messman, Treasurer: Tanya Danielson

Board Members Absent: none

Staff members present: Damien Toven – Township Attorney, Ben Wikstrom – Township Planning Consultant, Wes Davis – Township Engineer

Others Present: Tony Wruck – Wruck Excavating, Dan Frank – Sherburne County Sheriff, Craig Wensmann – Bogart Pederson, Dan Achilles, Mark Opatz, Mark Branson

Meeting called to order and quorum verified by Chair Kolbinger.

Pledge of Allegiance

Consent Agenda approved as follows:

1. Minutes Approved
 - a. Regular Town Board Meeting January 2019
 - b. Fall Road Tour 2018
2. Upcoming electronic fund transfers/automatic payments approved
 - a. City of Becker – water/sewer
 - b. Xcel Energy – gas/electric
 - c. Ace Disposal – twp maintenance
 - d. Advanced Disposal –container at Town Hall (quarterly bill)
 - e. Midco Business – phone and internet
 - f. Upcoming EFTS related to payroll: Federal taxes, State taxes and PERA - mandated rates.
 - g. State of MN for building permit surcharge fees
3. Correspondence viewed
 - a. Notification of Minimum Maintenance Roads revisions sent
 - b. Danish Cemetery Request
 - c. City of Becker Parks/Rec Request
 - d. Bergan KDV Summary of Engagement
 - e. Township Benefit Program – MBA
 - f. Livonia Twp Newsletter
4. Approval given for Chair or clerk to sign documents below as presented
 - a. Final version of Arcasearch agreement
 - b. Final version of Tri-County agreement
 - c. Gopher Feet Report
 - d. Resolution 2019-02: Setting the Gopher Bounty Amount and Requirements

Regular Agenda Approval

- **Motion to approve agenda after adding items 7B: Fee Schedule and 7C: Temporary/Mobile Use Permits by Babler. Second by Gilbert. Motion carried, all voting in favor.**

Sherburne County Sheriff's Report – Sgt. Dan Frank

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139 Calls for Service

55 Traffic issues

Nothing outstanding

Snowmobile issues on Snake River trail brought up – they will handle.

Discussion regarding winter parking ordinance. Clerk to email a copy of the winter parking ordinance. Misunderstanding with Dispatch. There is no need to call snow emergency as the ordinance is in place.

Residential Open Forum –

- Mark Branson, 16990 River View Circle - Bridgeview was present with Mark Opatz, 16970 River View Circle neighbor to discuss drainage issue.
 - Corner of River View and 170th has water buildup.
 - Drainage swale between their two houses should take the water out, but there is soil that has washed into the ditch that blocks up the water now.
 - Not a lot can be done this time of year, want to make sure it gets addressed in spring
 - 1 large tree in there as well – both homeowners are fine with the tree coming out
 - They have spoken with Supervisor Gilbert
 - Gilbert: a lot of drainage easements have items growing in them. Engineer Davis and Supervisor Gilbert met with homeowner on this and will determine fix/maintenance this spring.
 - Gilbert: many homeowners are mowing/caring for these drainage easements – homeowners indicated they are willing to do so if the township will get it fixed up so they can maintain.
 - Wilkening: similar issues in other ponds located in drainage easements in the township
 - Board consensus: handle this spring. Leave name/number/email with clerk.

Town Planning Commission/Joint Planning Board Updates – Ben Wikstrom – Township Planning Consultant

- Ordinance revisions are going to Joint Planning tomorrow
 - Farm Related Business CUP Benchmarks
 - Occasional Special Events CUP Benchmarks
 - 3 new definitions being added to ordinance
 - Direct Use Agriculture Business
 - Farm Related Business
 - Production Agriculture
 - Wilkening: These are not for single events like a wedding, more for a Craft Fair using ag related products happening a couple times per year. Ordinance defines number. If it exceeds, then it is defined as a regular business and needs to move to a commercial location.
- Fee Schedule updates
 - Clerk checked with City of Becker staff. It is not hard for them to add the percentage the township is charged for credit card transactions to all credit card

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transactions. **Motion to update fee schedule to reflect that all credit card transactions are subject to the 2.5% surcharge the Township receives for use of credit card by Danielson. Second by Babler. Motion carried, all voting in favor.**

- Temporary Use Permit/Mobile Use Permit Application – form needs approval prior to use.
 - Babler: This does not impact kids lemonade type stands – right? Correct.
 - **Motion to use the Temporary/Mobile use permit application by Wilkening. Second by Babler. Motion carried, all voting in favor.**

Engineer's Report – Wes Davis

- 185th Ave North
 - Plans presented to Town Board
 - Preliminary Estimate presented, includes base layer only.
 - Plan set was given to the board
 - Specs
 - 1.5 miles reconstruction
 - 26' mat
 - 1' paved shoulder
 - 2' gravel shoulder
 - 90 degree curve on south end kept
 - Cut hills & fill dips to improve sight distance and design speed
 - Boring Reports are back
 - 5' down there is peat (area with a lot of potholes now)
 - ITT Recommends subcut 4' down then geogrid and backfill with good material
 - Plan for this section is 2" bituminous and 7" of class 5
 - Culverts
 - 33 driveways. 3 currently have culverts. Standard is to have culverts for all. Upon review – all may not be necessary. Decision will be based on engineering judgement.
 - Once completed this project will have improved design and site distances
 - Completion date – giving 40 working days or August 31st as major component completion date in case of weather constraints.
 - Next steps:
 - Open bids at March 18 Regular Town Board meeting
 - Working on an addendum with misc stuff now
 - Giving definitive end date of August 31 for substantial completion
 - Supervisors Gilbert and Danielson rode with Engineer Davis to look at the road and suggested elimination of any unnecessary culverts.
 - Board approval required to put in fewer culverts
 - Not including the tree work in the bid – want Jim Free to handle the tree trimming and any tree removal to be handled by Wruck.

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- Chair Kolbinger: for budget meeting, make sure to include the costs of tree work with the projected costs of the job
 - There are a lot of concrete driveways. Waiting to see if they can be tied in with the rest of the work
 - Wetlands are all done, just waiting on the corps permit.
 - There will be a turn lane onto County Road 4
 - Horizontal curves will not be over 55 mph or others over 30 mph. All will be signed appropriately.
 - Vertical curves will be improved as much as they can be due to budget constraints. 40-45 mph is speed for those.
 - All are still improvements from the current.
 - 'Open house' planned for after bid opening. Clerk will send letters to those living on the road.
 - Some temporary slope easements will be required
- 77th/112th work. Easements ready to go. These will be sent out after title work has been completed.

Supervisor Reports

- Fire Board – Supervisor Babler
 - Typical month. Eddy Foundation donated \$4,000
- Sherburne County Parks/Recs/Active Living – Supervisor Danielson. No meeting
- Highway 25 Coalition – Supervisor Kolbinger – no meeting due to weather
- Road Report – Supervisor Gilbert
 - Complimented Wruck Excavating on snowplowing – a few compliments came in after the past few snows. Still get complaints as well, but wanted to share some good.
 - Shoulders have been tough – push the snow out – it is very good and appreciated.
 - Mailboxes – photos shown to board groups in Woodberry Farms (see development file for photo) and on 170th Ave SE (see road files for photos). Swing away not really possible unless the spread them apart. Board consensus – swing away is the standard. No exceptions. Recommend they spread them apart and put in swing away style.
 - Most of the time people are good with understanding the reasoning, though disappointed their mailbox won't be replaced if not swing away type.
 - Snow plowing across road is getting worse. Need to update ordinance so it can be handled appropriately.
 - 107th Trash cans on road and most are not removed between trash days. Trash cans are in the way of snowplow. Do we send a letter?
 - Attorney Toven: use common sense, send a letter as they are in violation of ROW – that is in state statute. Let them know it is ok to put out for trash day, but they need to be removed.
 - Woodberry Farms – 2 cds with trees inside, boulders too
 - Photo in Woodberry Farms development file. Trim or remove?
 - This was put in by developer with no mechanism for upkeep.

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- Board consensus – view this summer, do not trim, possible removal
- Aspen Ridge trimming of oaks is going on now (Before photo in Aspen Ridge development file) – 1-2 days work by Jim Free
- Cedar Crest is waiting due to the recent snows
- Speed limit information by Minnesota Association of Townships distributed to board. Can it go on website? It explains things well.
- Shared Road Agreement with City of Becker has been completed and is official.
- Bridgeview – should we haul snow again at end of season like last year? Board consensus: Yes, it did help those residents
- Board of Audit meeting tabled until Special Town Board meeting Monday, March 4, 2019 at 6:00 p.m.. Hold with budget meeting.
- Development Agreement – nothing at this time.

Treasurer's Report

- Proposed budget sent to Supervisors for review. Needed Budget meeting – now set.
- Scenic Hills and Scenic Hills 2 – want to get these funds to Bankruptcy Attorney. Need approval of the Town Board and assistance of Attorney to do so. **Motion to send the funds to the Bankruptcy attorney as recommended. Township Attorney to assist in getting this completed ASAP by Babler. Second by Wilkening. Motion carried, all voting in favor.**
 - Attorney Toven – Treasurer to do up a letter with the information and get to he and Attorney Bourgeois. They will review and one of them will take the responsibility to find the right person to receive the funds.
- **Motion to accept Treasurer's Report by Babler. Second by Wilkening. Motion carried, all voting in favor.**
- **Motion to pay warrants 14149-14177 and pay PO 1098-1105 (void PO 1097). Total of all items \$110,722.77 by Wilkening. Second by Babler. Motion carried, 4-0-1. Supervisor Danielson abstained as they had submitted bills for services to the Township.**
- **Motion to move yearly budget meeting from beginning of year to fall. Budget meeting for 2020 to happen approximately October 2019 by Danielson. Second by Gilbert. Motion carried, all voting in favor.**

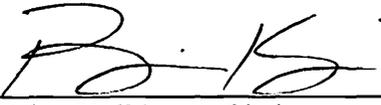
Other:

- **Motion to approve use of electronic payment to Iron Mountain for records destruction by Wilkening. Second by Babler. Motion carried, all voting in favor.**
- Clerk sent Moving to November elections material as requested. Costs of equipment for March Township election runs about \$220. Costs of everything else about \$800. No decisions
- Snowplow Contract expires in June. Supervisors Gilbert and Babler volunteered to review.
 - Supervisor Danielson asked if it was legal to do a bid request formatting so those experienced with plowing our township could do a three year vs. 1 year for those who have never plowed the township. Attorney Toven: No.

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- Is an auto renew at board discretion legal? Attorney Toven: It depends. It requires some sort of notice – 30-60-90 days or whatever and do as a one year contract.
- Attorney Toven stated that he would like to see what the board wants in writing and it can be reviewed.
- Goal is to have things ready to send out for bids or quotes in July and open and award in August.
- No other business

Meeting Adjourned 8:17 p.m..



Brian Kolbinger, Chair



Lucinda Messman, Clerk