

Attending,

- ❖ Board members: Chair Brian Kolbinger, Vice Chair Brad Wilkening, Luke Babler, Robin Boros, Joe Danielson, Treasurer Tanya Danielson, Clerk Lucinda Messman
- ❖ Others: Deputy Clerk, Fran Seeley, Sgt. Frank – Sherburne County Sheriff’s Department, Wes Davis – Twp. Engineer (via Zoom), Tony Wruck – Twp. Contractor, Mary Roe – City of Becker Planner, Ben Wikstrom – Twp. Planner, Kelli Bourgeois – Twp. Attorney, Mark Kolbinger – *The Patriot*, Joseph & Denise Brenteson, Bruce Messelt – Sherburne County Administrator, Phil Knutson – City of Becker, Jaden Easley
- ❖ Zoom platform was available for anyone (other than board members) who wished to call in virtually.

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

Pledge of Allegiance

CONSENT AGENDA ITEMS APPROVED

- Minutes
 - August 16th Town Board Meeting Minutes
 - September 13th Special Town Board Meeting Minutes
- Upcoming electronic fund transfers/automatic payments approval
 - City of Becker – water/sewer
 - Xcel Energy – gas/electric
 - Ace Disposal – Twp maintenance
 - Advanced Disposal –container at Town Hall
 - Midco Business – phone and internet
 - Upcoming EFTS related to payroll: Federal taxes, State taxes and PERA - mandated rates
 - State of MN for building permit surcharge fees
- Correspondence/Information
 - Midco 10 digit dialing FCC requirement letter
 - City of Becker Public Hearing for Variance notice
 - City of Becker Newsletter
 - LTAP Newsletter
 - Becker Public Works notice – snow, watering
- Approvals/Signatures
 - Agreement the Levy Certification matches the Levy passed at the Annual Meeting

Motion to approve consent agenda by Boros. Second by Babler. Motion carried all voting in favor.

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

Sheriff’s Report – Sgt. Frank

- 202 Calls for service
- 87 traffic stops
- School is back in session – already have had to issue stop arm violations.

Bruce Messelt, Sherburne County Administrator was in attendance to present a State of the County report to the Becker Town Board Supervisors. A copy of the 25 page presentation has been retained digitally [file: Sherburne County Activity Update September 2021]. A few highlights follow:

- Gearing up for 2022 Elections. In 2020, ½ the ballots cast were Absentee
- Levy has increased approximately 5%.
- Census numbers have Sherburne County population at approximately 97,000.
- Home values are increasing.
- Redistricting is coming.
- Planning updates on County once per year.

Residential Open Forum

- Joe Brenteson
 - Applied for building permit
 - Survey required – showed encroachment on the north side of property
 - Planners noted that the septic was installed in a drainage and utility easement by previous owners
 - Asked how this happens. Staff: certificate of survey is not required for the septic installation. Prior owners stated/signed paperwork stating no easement in the area and it was not verified by either Township or County when issuing land use permit. All staff went off information provided and issued the permit.
 - Huge for Brenteson's that it wasn't discovered prior to their building permit application as it is slowing them down. Feel if township approved it should not be an issue and that the septic in a drainage and utility easement will be detrimental to them if/when they go to sell. Also worry that if the township would need to dig up the area for utilities, they would be on the hook for replacing a septic system in the area.
 - Board: The large southern drainage and utility easement is more for the protection of the wetlands. Primary purpose is for government to maintain the area and protect the wetlands.
 - Attorney Bourgeois: The best we can do at this point is handle after the fact of the septic being installed. If you are ok with the encroachment agreement presented, it would move things to the building inspector.
 - **Motion by Wilkening to allow the Encroachment agreements; one for the north side of the property encroaching into the Township Drainage and Utility easement and one for the south side of the property where the septic encroaches into the Township Drainage and Utility easement. Second by Babler. Motion carried, all voting in favor.**

Further discussion regarding this item

- Board: why don't we require certificate of survey for septic system placements?
- Attorney: it is up to the board. How much do you require owners to do? Surveys are very important documents.
- Mrs. Brenteson asked why the plat was not checked prior to the septic approval (both County and Township levels). Prior to closing they mentioned to the realtor who said not a problem since it was approved.
- The Township will need to review if a change in procedure is required.

PLANNING COMMISSION/JOINT PLANNING BOARD UPDATES – Wikstrom

- G & M Outdoor – moving into Old Midwest Bus location. CUP recommended for approval and Rezone to commercial recommended for approval. Next month a site plan review and platting.

- Gary Frederickson had submitted Comprehensive Plan Land Use Map amendment which guided his land for Ag. Board approved change to guide for General Rural. He also had a rezone application submitted that was approved to rezone his parcel to General Rural so he could build a home.
- Ordinance Amendment adding the definition of Outlot to code was approved

ENGINEER'S REPORT - Davis

- 142nd Street update – from CR 11 to Town Line past Buck Lake
 - Street still needs striping, not on contract. Will ask for quotes to obtain fog lines and double center line. Estimated cost \$3,000.
 - Directive from the board to complete this task.
 - Partial payment request: **Motion to make partial payment of \$ 55,576.38 to TS Dirtworks for 142nd Street work by Boros. Second by Danielson. Motion carried, all voting in favor.**
- 97th Street – looking at survey performed
 - Adding information required at curves
 - Right of way exhibit for curves presented with amounts to acquire and amounts to abandon in various areas
 - Met with Clear Lake Township and Bogart Pederson will assist with their plans and borings.
 - Will talk with the City of Becker as well to get everyone on same page
- 127th/153rd
 - Plan set is underway
 - Working on getting soil borings – waiting to hear back on possible lower cost option
 - More detailed cost estimate next month
- Garden Grove road is complete
 - Allied was going to drive out and present options
 - Issue is at the grading level
 - It is rough, dust control is achieved
 - Is plow damage a risk?
 - Board – base was not put in correctly. Driveway approaches not feathered.
 - No checks to go out yet

Supervisor Reports

Fire Board – Supervisor Babler

- Standard meeting

CMRP – Supervisor Kolbinger and Planner Sanders

- Met Facilitator

Roads – Supervisor Boros and Supervisor Danielson

- Road Tour date – September 24, 7:30 am
- Wes to see if Contractors can meet on site for Garden Grove
- 157th Ave (off CR 50)
 - Traffic generation with new business – concern
 - Plowing concerns
 - Focus as base for business vehicles, not much for retail
 - Site plan reviewed
 - Look at the road during road tour

- 67th Street
 - Cul-De-Sac portion
 - Santiago Township wants to take over and lead the project for the cul-de-sac area
 - Becker agrees, if we have a written agreement prepared and signed. Our attorney will draft and Santiago Township to sign and return for signatures prior to beginning any work.
 - Davis: we have completed the wetland delineation and wetland credits requirements. If culverts are lengthened at all then there will be wetland impacts and wetland credits are required.
 - 1 mile stretch between cul-de-sac and CR 11
 - Minimum maintenance – keep it as such. There is a sign on the CR 11 side – is there on the other?
 - Drive during road tour and evaluate.
 - Directive to Engineer to do what is needed to declare as minimum maintenance road and review what we need to do to keep it as such.
 - Craig Schwartzkopf question
 - Schibers brought in sand from cul-de-sac to ditch and also trucks.
 - Would like to see gravel to culvert as trucks are breaking it down.
 - Hired Wipper to put in dirt/fabric/sand/crushed concrete
 - Needs grading to ditch for semi’s coming in and out
 - Board: drive on Friday’s road tour and see what things look like
- 97th Street – in closed session

Town Hall

- New flag is up

Treasurer’s Report

- **Motion to approve Treasurer’s Report as presented by Wilkening. Second by Babler. Motion carried, all voting in favor.**
- **Motion to approve payment of Warrants 15202-15235 and PO’s 1396-1398, checks 8429 and 8428, in the amount of \$118,151.21 by Babler. Second by Boros. Motion carried, 4-0-1. Supervisor Danielson abstained as his company had presented a claim for payment.**

Other

- Sherburne County Prosecution Agreement
 - Attorney: Looks good. Document allows management of parking fines, loose dogs, etc.
Motion to approve/accept the Sherburne County Prosecution Agreement as presented by Danielson. Second by Babler. Motion carried, all voting in favor.
- CUP Application for Horse Farm events – located in Big Lake Township. Complaints have been made by our township residents across road. Parking concerns over large scale events. Yes, have staff review and prepare comments.

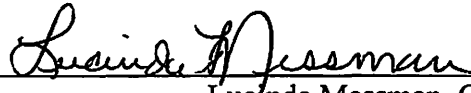
1:26:48 Motion by Boros, second by Danielson to recess the Becker Town Board meeting at this time to allow for distribution of checks and documents then the board will resume as permitted by Minnesota Statute Section 13D.05 to discuss offers for purchase real property and damages 97th Street SE.

Meeting resumed open session at 8:55 p.m.

Meeting Adjourned 8:56 pm.



Brian Kolbinger, Chair



Lucinda Messman, Clerk