

**SALEM TOWNSHIP
TOWN BOARD MEETING
www.salemmn.org
July 11, 2018**

Members Present: **Rick Lutzi
Gail Fritts
Brian Connelly
Sharon Petersen
Drew Moessner**

The meeting was called to order at 7:05 p.m. by Brian Connelly with the pledge of allegiance.

Brian Connelly asked if the board members had any changes to the printed agenda. A motion was made by Drew Moessner and seconded by Rick Lutzi to approve the agenda. The motion passed unanimously.

The board reviewed and signed claims for payment as presented. The claims and payroll are as follows:

The claims presented for payment tonight are as follows:

Claim No. 9907 to 9928

Town Board Payroll Access Comm Checks from 9929 to 9937

The total of claims and payroll presented tonight for payment total \$117,605.83

A motion was made by Rick Lutzi and seconded by Drew Moessner to approve the claims for payment as presented. The motion passed unanimously.

The mail was reviewed by board members.

Secretary's Report

After review, a motion was made by Drew Moessner and seconded by Rick Lutzi to approve the written secretary's report for the town board meeting. The motion passed unanimously.

Treasurer's Report

Gail Fritts gave the Treasurer's Report as follows:

Beginning Balance	\$ 67,167.75
Total Receipts	\$ 2.59
Total Disbursed	\$ 18826.99
Ending Balance	\$ 48,343.35

We have the following Certificates of Deposit:

58237-1	1.35%	4/8/2019	\$38,184.97
58851	1.25%	3/8/2019	\$42,066.79
70062	1.1%	10/8/2018	\$28,411.49
70271	1.25%	1/8/2019	\$ 8,028.04

Total **\$116,691.29**

The total funds available as of June 30, 2018 is \$165,034.64

Gail Fritts reported that in July we received \$140,211.23 from property taxes. We also have \$49.63 in accrued interest on certificate of deposit 70271.

After review, a motion was made by Brian Connelly and seconded by Drew Moessner to approve the treasurer's report as given. The motion passed unanimously.

OLMSTED COUNTY SHERIFF DEPUTY (Not present)

TCPA

Daniel DeCook

Re-zone STR-18-01

Portion of Section 14 and Section 23

Roger Ihrke gave a background report on this application for a zone change. Roger Ihrke reported that the Planning and Zoning has forwarded a recommendation to approve the zone change for 66 acres as described above. The town board at their last meeting approved the negative declaration for the EAW that was prepared for this request. The planning and zoning board has given a unanimous recommendation after holding a public hearing on June 20. Comments were taken at the public hearing. There were concerns raised about the driveway at that time. The original application had the driveway on the western edge of the property, but due to environmental concerns in this area, the driveway has been moved to the eastern edge of the property. The applicant is working with Olmsted County on whether they must do a traffic study. They are working thru that process. All issues will be dealt with on the Conditional Use Permit process after the county gives the recommendations for driveway and turn lanes.

The board asked questions about driveway issue and the new proposed haul road placement. The board was given information on the planned mining of the site. The site will have a pond. The mining is expected to be sixty feet in depth.

Sonya Mansfield, chairman of the Planning and Zoning, gave information on the hearing and the public comment on that was given on June 20.

Comments were given to the board from Dallas Oudekirk regarding the haul road location. A letter is attached to the original minutes of this meeting citing his concerns. Other comments were made by Eric Farnberg with questions about the road and the Decorah Edge on the property.

Geoff Griffin explained the issues related to wetland and wetland replacement, and the county ordinance that prohibits the crossing of Decorah Edge with a road.

Drew Moessner asked additional questions about the driveway placement. The county engineer will be the ultimate authority on the driveway placement.

The board took comments from several residents who expressed concerns about this application. Residents that made comments include the following:

Will Mahler
Sarah Mahler
Lisa Munis
Lisa Farnberg
John Donovan

Comments were made related to potential Conditional Use Permit stipulations and possible mitigation issues that will be dealt with on a Conditional Use Permit application should the zone change be approved.

Brian Connelly explained the process that has gone on prior to this request. All zone changes/CUP's go thru a systematic process. In this case an EAW report was prepared, proper permits were applied for and issued, postcards were sent out, newspaper ads were published, and a public hearing was held. The Planning and Zoning has forwarded to this board a unanimous recommendation for the zone change. This is a multi-layered process.

Geoff Griffin explained that several agencies delineate a Decorah Edge by a court representative, state representative and the U.S. Corp of Engineers. These comprise a Technical Evaluation Panel. This information has been confirmed by the agencies.

After hearing all comments, a motion was made by Brian Connelly and seconded by Drew Moessner to approve the zone change to Ag/Resource mining based on staff report findings and the Planning and Zoning recommendations. The motion passed unanimously.

Minnesota Energy Project Temporary Use Permit

Roger Ihrke is working on a temporary use permit for staging purposes for the Minnesota Energy natural gas pipeline project. One of the conditions that Roger is thinking about adding is tracking on the roads must be cleaned up.

The board asked about hours of operation. Roger Ihrke stated that the hours of operation must match Daniel's pit hours. The temporary permit is issued for 90 days with the possibility of three renewals. They must contact him if they need to renew the permit. At

the time of renewal, additional conditions can be added. Roger Ihrke asked the board to consider this and call or e mail him with any conditions they would like on this temporary permit before he issues it on Monday. The Minnesota Energy has indicated to Roger and Daniel that they plan to be finished in 60 days.

Daniel stated that he will be locking the gate and he has blockaded the space between the gate and the building. Brian Connelly thanked him for taking care of that issue.

Additional Issues

Roger Ihrke stated he had no problem with whatever time you decide to schedule an inspection. He has been contacted by them to come and tell them what has yet to be completed. He will be doing his inspection on August 6.

Roger Ihrke has brought up that they have not yet gotten a building permit for the tanks that they are using for personal use. They have been asked several times for a building permit and they have contacted CMS about this issue and were told they need to get a building permit.

After discussion the board decided to change the meeting date for August 6 instead of August 1. After discussion a motion was made to hold the inspection at 4:00 p.m. on August 6 and the town board meeting will convene at 7:00 p.m. on August 6. The motion passed unanimously. The clerk will notify them of the time and that the meeting will be the same night and they will be on the agenda for that meeting.

OLD BUSINESS TCPA MEETING

Rick Lutzi reported on the June meeting. Finances remain strong. They are still looking for a secretary for the board. The board reviewed the information received at the meeting.

Drew Moessner reported on the July meeting which he attended today. Overall the finances of the board remain strong. They need to purchase a new scanner for the office to replace the one that is no longer functioning correctly.

ROADS

The clerks report was reviewed by board members.

Brian Connelly reviewed with the board the e-mail that we received from Royal Johnson. No violations were found in the activities of Daniel DeCook or Chris DeCook.

Willow Run

Rick has received an estimate from Pavement Solutions for the repair work for Willow Run repair services. Rick Lutzi will follow up on time frame for the work to be completed. Once that information is received, the clerk will e mail or send the information via mail to residents of Willow Run and ask them to attend the August 6 meeting.

Signs

No report until next month.

Bucknell Report

Todd Bucknell reported on the work that has been completed on washouts on the road. Todd went over the work that has been completed and not billed yet. The work has been completed on 70th Avenue. Work on 55th Street has been completed. Work on 80th and 55th Street has been completed. He hauled 2600 cubic yards of dirt out of that ditch. Work was also completed on 90th Avenue filling holes in the ditch.

Web Site for Township

The board reviewed the report on the web site activity.

NEW BUSINESS

Elections

Sharon Petersen presented a list of election judges that will be training for the next two years. After review, a motion was made by Brian Connelly and seconded by Drew Moessner to approve the list of election judges that will be trained and be available to serve on August 14. The motion passed unanimously.

A motion was made by Rick Lutzi and seconded by Drew Moessner to approve providing lunch for election workers on August 14. The motion passed unanimously.

Town Hall Hail Damage

The board reviewed the proposal for the hail damage on our town hall. MATS will not cover the entire roof as only two sides are damaged. We will have two years to get the roof repaired. We do have time because the roof is not leaking currently.

The board decided to get a bid for the repairs and then we will decide how to proceed. Rick and Drew will be following up on getting different options for the roof.

Pipeline Updates

We have no information received this month.

Access Committee Report

The board members will be reviewing the draft ordinance that were submitted. This discussion was deferred to the next meeting.

Summer Training Course

Brian Connelly felt that the road training course was excellent. He will be putting together notes from the training and he will have it forwarded to other board members for their review.

Items brought up by Board Members

Drew Moessner has contacted Bob Braaten and he is still planning to be out of the Ross Building by fall. Brian Connelly would like the board to close that agreement on this property as provided in the agreement between Chris DeCook and the Planning and Zoning Board.

Brian Connelly contacted Peter Tiede about the possibility of charging for our attorney fees as part of the compliance agreement. He does not feel we can charge our attorney fees to Rochester Asphalt. Brian will forward the e-mail for the other board members to review.

Drew Moessner will be on roads this month.

Citizen Comment

Jennifer Jestus was present to ask questions about a communication she received from Dodge County Wind. She was given an e-mail that had some contact information and told that they are to be attending our August meeting. She left her email if we have any additional information that can be forwarded to her. (jestusjennifer@yahoo.com)

There is construction on Frontier Road and County Road 5 that is installing gas lines.

Lisa Munis made comments about how the decision on the re-zone request was handled tonight. She had suggestions for additional information that could be available to residents. Sonya Mansfield made comments that Olmsted County Land Use Plan specifies that once a resource is identified it can't be covered with other uses. The staff does research that gives us all the information on all the pits permitted. They provide the board with good information and we make use of that information to approve or decline the application.

Drew Moessner felt we can work to improve communication.

A motion was made by Rick Lutzi and seconded by Drew Moessner to adjourn the meeting at 10:10 p.m. The motion passed unanimously.

Respectfully submitted,

**Brian Connelly
Chairman**

**Sharon Petersen
Clerk**

APPROVED