

SALEM TOWN BOARD MEETING

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September 2, 2020

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

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

Drew Moessner asked if anyone had any changes to the printed agenda. Brian Connelly suggested that the board move the town hall repairs to the agenda after the treasurer's report so the board members can review the issues while it is still light outside. A motion was made by Brian Connelly and seconded by Rick Lutzi to approve the agenda as amended. The motion passed unanimously.

The claims presented for payment tonight are as follows:

Claim No. 10534 to 10545

Payroll Checks 10546 to 10565

The total for claims presented tonight is **\$15,548.01**

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

The mail was reviewed by board members.

SECRETARY'S REPORT

Drew Moessner asked the board members if anyone had any additions or corrections to the printed minutes for August. No changes were made. A motion was made by Brian Connelly and seconded by Rick Lutzi to approve the written minutes as presented. The motion passed unanimously.

TREASURER'S REPORT

Gail Fritts reported the following:

Beginning Balance	\$201,105.07
Total Receipts	\$ 28,351.74
Total Disbursed	\$ 51,415.72
Ending Balance	\$178,041.09

August interest on the checking account in the amount of \$7.24 has not been recorded and is not included in this report.

A motion was made by Brian Connelly and seconded by Rick Lutzi to approve the treasurer's report as given. The motion passed unanimously.

Town Hall Repairs

The board members went outside to view some needed repairs to the building and the ramp that have been identified. The board updated the residents on the issues that will need attention about our building. There are some stucco repairs that need to be addressed. There is a hole in the soffit that needs repair. The ramp hand rails need replacement. The board is also looking at making decisions on whether the current conditions whether the ramp should get more repairs or be replaced.

The board will be getting estimates on the stucco repair and estimates on the ramp. An item for the next annual meeting should be the town hall and what the residents want to do about repairs or replacement.

OLD BUSINESS TCPA MEETING

Rick Lutzi is scheduled to attend the TCPA meeting next week. There was a meeting of the building committee. John Johnson has received 2 estimates. Schoeppner estimate was \$179,000.00 and KBS estimate was \$98,000.00. John Johnson felt that KVS estimate may need to be reviewed to make sure all items were included.

SIGNS

We have completed the directional signs that needed to be replaced. We have not done any street sign replacements. Drew will be contacting the vendor to see about getting an estimate. It was suggested that we could try to get a price that will hold until spring. Drew will be following up on this.

We have paid for the signs that were replaced but have not received a billing for the installation labor of the signs.

STORM DAMAGE REPORT

The final billings for the work on storm damage have been submitted.

WILLOW RUN ROAD STATUS

Rick Lutzi will call Kyle Finney about what they want done as far as maintenance, etc. on their road. The contractor has called and was willing to work on this if they want something done yet this year.

SALT PURCHASE FOR WINTER

Rick Lutzi will contact Rochester Township about purchasing salt from them again this year.

NEW BUSINESS**BYRON FIRE HALL**

The board is working on setting up a meeting with the City about the buy out on the fire hall. The City of Byron is having the fire department parking lot paved at a cost of \$83,000.00. The cost of the re-paving if no buyout occurs one-third of this cost will be assessed against us in the next three years.

SOLAR FARMS

Planning and Zoning has received the information and will be working on this at their October meeting.

NOVEMBER GENERAL ELECTION—APPROVE ELECTION JUDGES

Sharon Petersen gave the board members a list of election judges for the November 3 election. After reviewing a motion was made by Drew Moessner and second by Brian Connelly to approve the list of election judges for the November 3 election. The motion passed unanimously.

OLMSTED COUNTY TOWNSHIP ASSOCIATION MEETING

At this time Rick Lutzi and Sharon Petersen will be attending the meeting. They have requested that one supervisor and one clerk or treasurer are requested to attend this meeting. Brian Connelly will be available to substitute if someone is unable to attend.

NEW SAND PITS APPROVED AND NOT OPEN**Eric DeCook**

Eric DeCook has contacted TCPA and has submitted his grading plan and is waiting for approval. Rick Lutzi will contact TCPA to check on the status of this application.

Mark Leitzen

TCPA has informed the board that the grading plan has been submitted for the pit on County Road 25, but they are working on the grading permit as there are some issues with drainage from the Strain property.

Mark Leitzen has also asked for an extension on the Conditional Use Permit for the pit located on County Road 15. Drew Moessner will contact him and request that he come to our October meeting to discuss this extension and the pit on County Road 25.

SAND PIT INSPECTION SCHEDULE

Drew Moessner has made a list for the pit inspections that need to be completed:

1. Bryce DeCook
Builders Sand and Gravel
2. Rochester Asphalt
3. Fire Lake Pit
4. Daniel DeCook Pits (3)
5. Paulson Sand Pit
6. Olmsted Aggregate
7. Grabau Pit

The board discussed scheduling dates. They will try to set up an inspection for Bryce DeCook and Builders Pit on September 23 at about 3 or 4 o'clock.

The second inspection is tentatively scheduled for October 5th or 6th for the Rochester Asphalt and Fire Lake Pit.

RIGHT OF WAY ISSUE

No action on this subject. Our attorney has not yet been contacted about this.

E MAILS AND PHONE NUMBERS FOR RESIDENTS

No action on this subject.

CARES FUNDING

The clerk presented the board with a proposal for election booths for the general election. Replacements booths will replace our present booths which are not usable because of social distancing and sanitizing issues.

The board will have the town hall professionally cleaned and sanitized before and after the election. We have gotten an estimate for this work.

The hand rails on the ramp may be eligible for this money. One of the recommendations is that we have a traffic pattern that will allow people to enter one way and exit by a separate door. If we improve the hand rails it would be possible to use the ramp as the entrance and the main door for exiting the building.

A motion was made by Brian Connelly and seconded by Drew Moessner to approve spending cares funding for Election Booths (8 standard and 2 Disability Booths), professional cleaning of the whole building before and after the election, and hand rail replacement. The motion passed unanimously.

FULLER PIT INSPECTION

The report on the Fuller Pit Inspection was discussed. The violations listed in the report is extensive. The violations with the State and County regulations. We do not have a ruling from the trial. There are enough violations for consideration of revocation of the Conditional Use Permit. The grading plan has not been followed and many of the conditions in the Conditional Use Permit are not being followed.

Any action by the board would require a public hearing. The violation report needs to be gone through item by item and decide if they can have additional time to correct violations or are the violations serious enough to decide to revoke the Conditional Permit now. We have provided with opportunities to correct the situation. The board feels we need to be consistent.

This pit has more violations that the Rochester Asphalt pit did. We have all the documents from the DNR. The grading plan was required to be followed before sand was to have been removed. In the future, inspections should be done before any sand is removed.

All violations should be fixed this fall. That is the time frame that the work should be completed.

A motion was made by Brian Connelly and seconded by Drew Moessner work with Roger to set a time frame to get all violations corrected and inspected. The motion passed unanimously.

PLANNING AND ZONING VIOLATIONS

Ross Property Violations

The board thought they had given authorization for a letter to be sent on this property. Brian felt that Roger needs to gather evidence and decide if a letter is warranted based on the evidence collected. There was discussion about whether the property owner or the business occupying the property is in violation.

A motion was made by Brian Connelly and seconded by Drew Moessner to have Roger gather evidence and decide if there is enough evidence of a violation to send a letter on this property. The motion passed unanimously.

105th AVENUE

There is no further communication on these issues from the DNR.

BUILDERS SAND/BRYCE DECOOK PIT VIOLATION LETTER

The issue of the pit violation was clarified. The person that has vehicles parked there does not appear to be running a business, but the issue if the person is living in a RV on the site which is not an allowed activity in a sand pit. This person is cleaning up the site and will be leaving by the 9th of September. Brenda DeCook stated that this will not happen again.

Drew Moessner stated that problems could have been averted if TCPA had been contacted.

It is not allowed to have a person living in a sand pit. This is a reminder to all pit owners that this is not allowed. Also, the notice sent out to all pit owners that no public swimming is allowed in any sand pits.

Brenda asked the board for the letter that states that they did not have a violation of having a business in the sand pit. Rick Lutzi asked about what the service truck that is parked on the property. That service truck is connected to the person living on the property which was a violation. Rick Lutzi stated that if she wanted a letter about that issue, would she also like to have a letter about the violation of allowing a person to live in a recreational vehicle on the permit without proper sewer and water.

The board wants to improve the line of communication. TCPA and the board are only a phone call away. If you have questions, call. Ask before you do something that might result in a disputed issue.

Brenda DeCook asked that the board to do some formal action on having Builders Sand and Gravel removed from the Conditional Use Permit. She would also request that Braaten Sand and Gravel be removed from the other permit. They will be responsible for the bond/letter of credit.

Rick Lutzi will contact Roger about the proper procedure to have those names removed from the Conditional Use Permit.

63rd AVENUE

Brian Connelly contacted Dave Carr by telephone. Brian Connelly told him that we have received a draft of the petition and checklist action plan for this request. Those will be forwarded to you by the clerk.

Questions were asked about this request at a public hearing. That is part of the check list procedure. Question were asked about what the responsibilities for each part about maintenance on the road. The procedure for the annual maintenance fund for a proposed SSD was reviewed again.

The clerk was directed to send the draft petition and the draft checklist for his review.

The board will be reviewing the petition, resolution, and checklist before they are considered final and ready for signatures.

The culverts will be inspected this month and the board will contact the county about the culvert at the intersection of 34 to have that inspected also.

The resolution will be reviewed before the next meeting and approve it at our next meeting.

Sharon Petersen will contact Troy Gilchrist about the one name listed on the property records that has died.

ITEMS BROUGHT UP BY BOARD MEMBERS

Sharon Petersen stated that Planning and Zoning has requested a new recorder as the old one is not working correctly. A motion was made by Rick Lutzi and seconded by Brian Connelly to approve the clerk purchasing a new recorder. The motion passed unanimously.

Brian Connelly asked for a sheet that shows when bonds are expiring each month. Sharon Petersen gave Brian the copy of the report that she makes up before each meeting. Brian requested that this report posted at town hall.

Ray Younger culvert has not yet been completed. It will be worked on soon. Ray may do the work himself or we will have our contractor complete the work.

CITIZEN COMMENT

Tom Ferris asked for further clarification about the violations at the Fuller Pit and stated that Roger at TCPA is the board employee. He felt that the board should be laying down specific parameters to resolve these violations.

The board opened the discussion about the violations at the Fuller Pit again. After discussion, the board decided that they would amend their previous motion.

A motion was made by Rick Lutzi and seconded by Drew Moessner to have all Conditional Use Permit Violations must be corrected by November 15 with a follow up inspection on November 16. The motion passed unanimously.

The notice should be sent by certified mail or hand delivered.

Rick Lutzi will be contacting TCPA to follow up on this revised plan of action.

The meeting was adjourned at 9:45 p.m.

Respectfully submitted,

**Drew Moessner
Chairman**

**Sharon Petersen
Clerk**

APPROVED