

**Greenvale Town Board  
Regular Meeting Minutes  
May 16, 2017**

Board Attendance: Supervisor David Roehl, Treasurer Wayne Peterson, Chair Gregory Langer, Clerk Linus Langer, Supervisor Darcy White

Guest Attendance: Sean Stevens, Jennifer Welbaum, Bernard Budin, Road Superintendent Jerry Bolton, Phil White, Ken Malecha, Eric Christianson, Jane Dilley, Char Klemenhagen, Victor Volkert, Charles Anderson, Bev Wirtzfeld, Tom Wirtzfeld, Mike & Becky McNamara, Dean Odette, John Kuyper, Dick Moore, Gary & Jeannie Norgaard, Maynard Bolton, Tony Rowan, Jonathan Reppe

At 7 p.m. meeting opened with pledge of allegiance (silent phones, 2 phones ring)

Chair Langer announced we have a regular spot in mid agenda for citizen comments.

Review Minutes — Roehl asked for adjustments on one item. Langer moved to approve with changes. Roehl made second and motion was approved.

Draft Agenda — Langer asked to add 5 items to draft agenda. Roehl moved to accept revised agenda. White made second and motion passed.

Treasurer's Report — Peterson presented on overhead from April 30th Cash Control Statement. Bernard Budin asked about CD's (\$81,000). Langer moved to approve Treasurer's report. Roehl made the second and the motion passed.

Clerk's report — requested people please sign attendance sheet that is circulating. Also, there are a few permit items to review later in meeting.

Road Work — Bolton shared we had ordered a substantial amount of work but not all got done. We were going to start on getting some of edging filled in and get at pot holes...

Annual Road Tour — On April 28th Town Board & Road Improvement Committee & Contractor toured the roads. Looked at work done in past years. Budin asked about estimated costs on what we plan to do... we have over \$300,000 and we are not spending it? Langer shared the money we have levied for road work was spent on road work, that our levy and spending are very close. White inquired if delineators were put in at bridge site? Bolton: Not yet, on order.

Langer read a modified motion that the Greenvale Town Board approve the funding for the following road improvement work for the 2017 construction season as recommended by the Road Improvement Committee: Improve and resurface 307<sup>th</sup> Street from Foliage Avenue to Eveleth Avenue; Crack seal the paved surface on South Dresden Avenue; Shape and clean ditches on Isle Avenue, north of 295<sup>th</sup> Street, Continue brushing and tree trimming along road ways as needed; Improve Holyoke Avenue South from 320<sup>th</sup> Street to Highway 19 by adding aggregate and shaping as needed; Add surface aggregate to 300<sup>th</sup> Street from Foliage Avenue to Eveleth

Avenue; Finish improvement work on Jamaica Avenue and add aggregate as needed, from 305<sup>th</sup> Street to the south end.

Roehl asked about Dresden gravel? Roehl gave second to motion and all voted in favor.

7:20 Waterford Cost Share — Langer visited with Waterford Township on shared cost of Dresden Avenue. Waterford proposes they resurface aggregate on North Dresden. They have contractor and they have cost of \$9.50/ton. 15 loads or about 375 tons at cost of about \$3500, and if split 50/50 our cost would be about \$1750. White asked in big picture how long until it would be needed again? Bolton said it would be lower grade material so it won't last as long.

Langer moved to approve proposal from Waterford. Roehl gave second and motion passed.

7:25 Dust Control – there is a report of what we did last year. Superintendent Bolton presented information on dust control product and options. LY we cut back at little too much.... presented three options on a spreadsheet... Supervisors looked over documents.

Langer thinks strategy has gone a long way to preserving our aggregate... other townships manage differently... if you don't pay, you don't get dust control. Wheatland will reimburse ½... Bolton said they are changing, where owners could get coverage with split billing... Don Malecha's road used to wash out, but now it is better with our approach, including sampling product for meeting specs.

Roehl inquired about working with Jerry on the Road Improvement Committee. Langer offered his credentials... Victor asked how many are on the committee? Are they appointed? Langer shared restrictions and requirements... if there are two supervisors there would need to be open meeting rules applied... there would be 3 ways to change 1, 2, 3...

Roehl moved to be appointed to the road committee. There was no second.

Citizen Business:

Gary Norgaard – has drainage issue where water is flooding pasture... said he would dig a trench if allowed/advised... last 5 years it's turned into a swamp... ditch work stopped half way up a few years ago. White's notes say "culvert too high on inside slope." Will check elevations and look at solutions.

Deputy Matt Lohman – any issues or concerns? Lila said something is eating the humming bird food. Illegal burning has become an issue. Can only burn tree wood. Burn barrels are not legal as lots of toxins result from burn barrels. Lohman said there could be a fine...

Wirtzfeld asked about break-ins and people driving thru garage doors? Buddy just got pickup back... recovered snowmobiles in St. Paul... White said 320th could use speed enforcement as there's a lot of speeding!

Review request for Building Permits – Sean Stevens had a plan and map of lean-to and said he has coyotes... Langer moved to approve providing satisfactory to ordinance... Roehl made second and motion passed.

Northern Natural Gas has requested permit for small utility building. Clerk will follow up.

Clerk spoke about MPCA requirements and need to follow up on non-pump report.

Langer mentioned "open permits." Would we want to review a list which has a pretty good number? Tabled for future discussion.

Old Business – Letter town board received from attorney Jonathan Reppe. We were advised on the letter, dated April 10<sup>th</sup>, 2017 mailed to Town Supervisors and the Clerk. Langer read letter.

Langer explained attorneys have read through it. Eric Hedke from MAT looked at it. Langer provided him copies of agenda and the attendance list... Reppe was not able to identify anyone who had voted improperly...

Ken Malecha asked if we had tally of voters... shared a MAT printout, and expressed there's a whole group here...

Reppe said he believes it's a misstatement between Adam Dowd and himself... the issue I brought forward was the recording of the voting process... the term I used was improper voting and recording...

Langer went further... Hedke advised we do not have any obligation to reconvene the meeting. Langer asked for input from White and Roehl. White: both MAT and town attorney have advised us and we should go with them. Roehl: let's leave it open if they plan to come back.

White moved to accept advice from Ophaug and close the matter, Langer gave a second and the motion carried.

Clerk gave apology to Ken Malecha on inappropriate comments and Malecha said "thanks."

8:15 Comprehensive Plan – Consultants Bolton & Menk have been hired by Dakota County Township Officer's Association collaborative group. After some plan preliminary preparations, there will be full public hearings in the spring... looked at September 21 meeting at 6:30 pm.

Bob Winter asked about comprehensive plan & planning commission invite letter in mail... Chair Langer explained last October a letter was drafted that the board rejected and it was rejected again in February; then in March, White said let's send letter - short and sweet - and have citizens let Clerk know if interested in serving...

Langer explained we have two items: new comprehensive plan and planning commission. Victor sent an email with a letter from Lakeville... they gave a power-point to Edina Realty... they are going to gather information... thought some of that stuff might be a good idea as an outreach to citizens.

Creation of Planning Commission – looked at discussion brochure (green) and said you could be overwhelmed with information. Neighboring townships do not have applications... MAT says there are 1870+ townships in Minnesota and each is unique. Minnesota League of Cities has a nice form... City of Northfield has a one page form...

Langer asked board support to Greenvale-ize applications and bring back to June meeting. Spoke about pay options, term limits, qualifications, and meeting options... many people belong to a church but still join bible study groups to learn and contribute... Eureka has 3 year terms with 5 members. Between now and June let's keep notes... White said we could cut down application to one page... liked idea of asking about conflict of interest, and said better off by having specific things... Clerk added need in future for job description and mission statement.

Intergovernmental Meeting – hosted by Waterford. White said it was good to meet all those people... when I asked asst. city admin about annexation property on highway 19, they said nothing in the works. Decker/Garret Avenue upgrade was not high on Northfield's priority.

New Business – Solar letter from Christine Eid... it is quite long and is addressed to town board. Langer explains letter, and it goes on in great detail... request is to reconsider. Langer met with our attorney and with MATIT attorney. In going with their advice reconsideration is not necessary. We followed 1, 2, and 3... so with their advice we can discuss (again recapped procedure we followed) and my position is we have listened to the people of the township.

Winter asked Darcy by reading the letter what did you think... Darcy said her position was against the change. Roehl said there are 500 plus people; that we did not hear from all. White said nobody is saying people can't reapply... at our election in March there were 199... how would we get 199?

Langer asked if we need to make a motion... MAT said we don't have any obligation to reconsider... Winter said the only thing is you were biased and you should not have been running the hearing. Langer: according to the law that is incorrect... White: "let's move on."

8:45 Next – Bruce Heikes has a request for written clarification on building rights. Property was divided and farm land was sold. A better document is needed, though there's no new decision that wasn't already made. Langer asked for approval to consolidate to a single letter. Volkert recommended it should include legal descriptions. Langer moved the Board approve drafting of letter for Heikes. Roehl gave second and asked for copy. Motion passed.

8:55 Dakota County has invited us to be involved in developing Solid Waste Plan. At meeting Langer said he asked about site owners. Invites towns and townships to discuss master plan...

Langer had a visit with Ophaug on Main Street Project Closing. There was a parcel that could be land locked and Ophaug advised not to sign due to errors... parties will be closing now that criteria have been met.

9:00 Reviewed bills for payment – 9:30 adjourned meeting.

Respectfully submitted,

Attest,

Linus Langer | Clerk