BALDWIN TOWNSHIP REGULAR MEETING

May 2, 2016

Present – Supervisors Brad Schumacher, Jay Swanson, Tom Rush and Larry Handshoe. Supervisor Jeff Holm absent.

Call to Order – The May 2, 2016 regular meeting of Baldwin Township was called to order by Chairman Brad Schumacher at 7:03 p.m.

Pledge of Allegiance – All present recited the Pledge of Allegiance.

Additions/Corrections to Agenda

- Add "Approve/Disapprove Quote for 122nd Street" to Road Report. On the agenda it was incorrectly listed as 281st.
- Removed from the Consent Agenda is the confidential set of the April 11, 2016 meeting minutes.
- Add "Approve/Disapprove Fire Department Spending up to $8,646.00 for FEMA Grant" to Fire Department Report.
- Add "Approve/Disapprove OSHA Compliance Attendance" to New Business.
- Add "Approve/Disapprove up to $500.00 for Graphics on Water Tender" to Fire Department Report.
- Add "Approve/Disapprove up to $400.00 for Reflective Tape for Graphics" to Fire Department Report.
- Add "Approve/Disapprove up to $800.00 for Strobes" to Fire Department Report.
- Add "Discuss Sending Letter to 14315 – 285th for Railroad Ties in Road Right of Way" to Road Report.

Approval of Regular Meeting Agenda With/Without Additions/Corrections – Rush/ Handshoe unanimous to approve the regular meeting agenda as amended.

Treasurer's Report:
April 2016 Final Treasurer's Report – Receipts of $4,147.26 and disbursements of $57,095.19, check numbers 20102 through 20163 and 7 EFT payments leaving an unaudited balance of $633,376.57.

May 2016 Preliminary Treasurer's Report – The clerk reported receipts of $4,118.24 and disbursements of $19,634.78 (not including payroll), check numbers 20164 through 20193 leaving an unaudited balance of $617,860.03.

Sheriff's Report – Officer Wilson report there were 195 calls for service in the month of April 2016.

Fire Department Report – Chief Rademacher reported there were 16 calls for service in the month of April 2016.

Update on Water Tender – After putting in strobes, graphics and reflective tape the water tender should be good to go. The other water tender will be stripped down depending on tonight's vote. Both of the pumper trucks need to be weighed. Swanson/ Handshoe unanimous to spend up to $40.00 to weight both pumper trucks at the CAT scale.

Baldwin Fire received a FEMA grant which allowed for the purchase of more personal protective equipment. The department will cover the 5% match for the grant.

Relief Association Report – Jim Oliver reported there is $464,506.94 in the fund. The audit should be done next week. With money generated from fund raisers a $500.00 scholarship will be given out to a Baldwin high school resident.

Approve/Disapprove One Tender be Auctioned at Pike Auction – Swanson/ Handshoe unanimous to approve Tender #1 to be auctioned at Pike Auction on June 10th. Ultimately it's the plan to put a new one in service. The chief said because of mutual service, it's standard for all departments to have two water tenders.

Approve/Disapprove Chairman Represent Baldwin at Auction Buyback Process Swanson/Handshoe unanimous to approve the Chairman to represent Baldwin Township at the auction buyback process.

OSHA Meeting Update – Schumacher reported that the OSHA representative came back to the fire station and met with him and the clerk for approximately ½ hour to 45 minutes. We were not fined for the garage door sensors. He would like to see higher pressure for the eye wash. That is a new item on the training list to turn it on and off every month. He did say we will be receiving a fine of $1,400.00 but will have some credits. Schumacher did talk to the township attorney to determine if we can dispute and he is going through it to determine if we actually violated a rule or did we violate an interpretation of a rule. We are on the clock for 21 days. We have 2 options: lower the volume of water in the truck or take the truck out of service. Swanson stated that with a 2,000 gallon tank we can take about 200 gallons out and put a mark on the level gauge on the back or fill it full and bring it down to Rogers and weight it and then take out water. They are not baffled tanks. Schumacher stated that Larry from OSHA said it was the capability of the driver (in regards to sloshing of the liquids). Swanson stated that the fine was $7,000.00 as it was considered a severe violation. Credits brought it down to $1,400.00. This opens up a huge Pandora's Box and he would like to contest this. We exempt with emergency vehicles and snowplows. We have a neighboring fire department that has the same truck with 8,000 pounds of water on it. Rademacher stated that the intent is that some departments don't have the funds to get it up to compliance. Schumacher stated that we do believe that there has to be more questions and the board will see what the attorney says. The item will be placed on the next meeting agenda. Swanson suggested that the chief send a letter to other are fire departments to inform them that we are getting tagged by OSHA. He had talked to both Sheriff Brott and Joe Shannon and they said we were okay. Rademacher stated that

OSHA is looking at safety. Swanson replied that he gets that but if this happens across the state it would be hard pill to swallow for fire departments.

Approve/Disapprove Fire Department Spending up to $8,646.00 for FEMA Grant
Rush/Handshoe unanimous to approve the fire department spending up to $8,646.00 for the FEMA Grant.

Approve/Disapprove up to $500.00 for Graphics on Water Tender – Swanson/ Handshoe unanimous to approve up to $500.00 for the graphics on the water tender.

Approve/Disapprove up to $400.00 for Reflective Tape for Graphics – Swanson/ Handshoe unanimous to approve up to $400.00 for reflective tape for the graphics.

Approve/Disapprove up to $800.00 for Strobes – Swanson/Handshoe unanimous to approve up to $800.00 for strobe lights.

Road Report:
Road Report for April 2016

- 350' of 297th Avenue is peeling up in three areas. See attached photos. Photos given to Jay. Jon Bogart has also inspected.
- Sent out packets for quotes on calcium chloride to 4 companies: Envirotech, Central MN. Dust Control, Quality Propane (mag Chloride) and J&J Dust Control.
- Gary will be off for at least a week account of nose operation so I will be working alone till he returns.
- I will be starting blacktop patching on 5/3/16 as plant is opening on Tuesday 5/3/16.
- Compass Mineral will be delivering the last of our 2015 – 2016 order for salt on Wednesday over at Livonia for storage. Do not have a final on extra delivery charge yet. Compass Mineral says it will be minimal.
- Three quotes for outside LED lighting for front of fire hall. Need new fixtures.

Terry C. Carlile
Baldwin Maintenance Department
5/2/16

Swanson/Handshoe unanimous to have Jon Bogart follow up on the thin layer patch for 297th Avenue.

Quotes were obtained for the strongest LED lighting for the fire hall. Carlile stated that all quotes had different wattages even though he had asked for the brightest available.

- Reliance Electric quoted $859.00 for an 87 watt.
- Code Master quoted $800.00 for a 57 watt.
- Accurate Electric quoted $850.00 for a 55 watt.

Swanson/Rush unanimous to approve accepting the bid from Reliance Electric for $859.00.

Review/Approve/Disapprove Quote for 122nd Street Culvert in the Highlands – See below.

Swanson/Handshoe unanimous to recess at 7:35 p.m. to open bids for The Highlands Improvement Project.

Three bids were submitted:

- ML Schendzielos & Sons with bid bond attached for $21,650.00.
- West Branch Construction Co. with Certificate of Liability Insurance for $14,764.00.
- Helmin Construction Inc. for $23,990.00.

The estimate from Oliver & Associates was $23,550. Swanson asked how much Mr. Boemer wanted to put towards this as cost share was discussed at the last meeting. Mr. Boemer replied 'no comment'. Swanson stated that the board talked about getting real numbers and that is why we motioned to go forward. Schumacher stated that he did ask Mr. Boemer if he would participate. Mr. Boemer stated that he has already spent $10,000.00 on this and he is not going to put any more into it. Schumacher stated that it was money well spent with getting the TEP panel to lower. Mr. Boemer stated that he did not think that the TEP panel had all the facts that was presented to them by Oliver & Associates. He was forced to hire an engineer. That is all he is going to spend. It is township property, not his.

Swanson/Rush unanimous to reconvene the regular meeting at 7:43 p.m.

Bogart said he would like the opportunity to go through the bids. Rush makes a motion to table the Highlands project until the next meeting. Rather than table Swanson suggests approving with Jon Bogart's review. Rush rescinds his motion. Swanson/ Rush unanimous to approve West Branch Construction's bid at a cost of $14,764.00 with Bogart's approval.

Review/Approve/Disapprove Letter to Businesses on 125-1/2, 314th & 316th Swanson/Handshoe unanimous to table the letter to businesses on 125 ½, 314th and 316th until the May 16, 2016 regular meeting of Baldwin Township.

Approve/Disapprove Copy Machine for Shop – Rush/Swanson unanimous to approve the county copy machine for the maintenance department.

Discuss Sending Letter to 14315 – 285th for Railroad Ties in Road Right of Way Swanson/Schumacher unanimous to have Swanson write a letter to have reviewed at the May 16, 2016 regular meeting to give the resident until June 18 to remove the railroad ties from the road right-of-way.

Approval of Consent Agenda – Swanson/Rush unanimous to approve the Town Board Meeting Minutes of April 11 (public copy), April 12 & April 18, 2016 and approve the Postal Permit Renewal Fee for $215.00.

Approve/Disapprove Elk Lake Run – Swanson/Handshoe unanimous to approve the Elk Lake "Loop the Lake" run for July 2, 2016.

CONDITIONAL & INTERIM USE PERMITS: None.

PLATS: None.

VARIANCES:

Approve/Disapprove 80' Variance in Lot Width for a New Residence – Rodney and Jolynne Larson are requesting an 80' variance in lot width for a new residence. The required lot width within a general development lakeshore district is 150'. The lot is 70' wide. The Baldwin Planning Commission recommended approval with no conditions. Swanson/Handshoe unanimous to approve Rodney and Jolynne Larson's request for an 80' variance in lot width for a new residence based on Baldwin Planning Commission recommendation.

Approve/Disapprove 9' Variance in Setback from the South Property Line for a Septic System Upgrade – Rodney and Jolynne Larson are requesting a 9' variance in setback from the south property line for a septic system upgrade. The required setback from the side property line is 10 feet. The septic system will be 1' from the side property line. The Baldwin Planning Commission recommended approval but suggesting a 3-year pumping and management program. Swanson/Handshoe unanimous to approve Rodney and Jolynne Larson's request for a 9' variance in setback from the south property line for a septic system upgrade less comments about new septic needing monitoring the system by permit based on Baldwin Planning Commission recommendation.

OLD BUSINESS:

Frontier Trails Update – Bridget Chard said they are working on the easements and that the attorney is drafting a letter to all property owners that have not signed. If not, Chard said she will go out to the properties directly. As soon as the easements are done, all three documents will be recorded. The next step will be to do a Certificate of Indebtedness.

Chard informed the Baldwin Township supervisors that she is suspending her involvement in the Baldwin Planning Commission this month. She was asked her thoughts on a timeline for moving forward. She said the first step would be to sit down with representative from the county on how Baldwin would make the transition. Chard said she has worked with some townships that have chosen not to take all the zoning over from the county. Swanson said he would like to see planning and zoning happen for Baldwin in 2018. Because there needs to be a year notice to the county, there is 7 months before the first of the year before notice needs to be given.

Approve/Disapprove Amendment to MPCA Permit for Frontier Trails – Bogart stated that he is behind in the project. He met with the MPCA 2 weeks ago. He met with Brian Koski and went through the plan. He has talked with the Minnesota Department of Health regarding the 2 wells that are within 300 feet of the septic system and, where the septic system is staked, we may not need to have put in new wells. He wants to go out for bid ASAP. Would like the bids back here and accepted in June. Swanson/Rush unanimous to have Jon Bogart finish the plan and go out to bid. Bogart stated that there is confusion on MPCA's part if this is a new permit or an amendment.

Swanson/Handshoe unanimous to table the amendment to the MPCA permit for Frontier Trails until May 16, 2016.

Approve/Disapprove Going Out for Bid on Frontier Trail Septic Construction - See above.

Park Committee Report – Rush reported that the Twins grant check has arrived, and the plans for the ballfield have been drafted. Rush said he would like to schedule a workshop meeting with Russ Mann along with the Park Committee, and any interested resident, on either Monday, May 9 at 7:00 p.m. or Thursday, May 12.

The county never did a survey at Goose Lake. Bogart suggested reviewing plats around the area first prior to a survey being done.

Discuss/Approve/Disapprove Scheduling Workshop for Twins Grant - See above.

TCI Baldwin Volunteer Corps Update – Rush reported that the Volunteer Corps is trying to sponsor with businesses for the 4K run. There was discussion regarding having a car show. After confirming a date with the Twins Foundation, the Twins front office will come out with a player or two. Other options are being explored for a food vendor. Volunteers are needed.

Baldwin Planning Commission Update – Handshoe reported that Peggy Patten tendered her resignation. There was quite a bit of discussion concerning the Larson variances. Ruff Start Rescue is thinking about purchasing property in Baldwin Township.

Approve Resignation of Commissioner Peggy Patten – Rush/Handshoe accept the resignation of Commissioner Peggy Patten with regrets.

Swanson stated that Dave Orton, SRW Products, would like to build another building and would need to move an easement. Swanson has talked to Bogart about it and would like to send this to the Planning Commission with information Jon will have. He needs to vacate the easement and establish another. Swanson/Handshoe unanimous to send the issue to the Baldwin Planning Commission.

TABLED ITEMS:

Approve/Disapprove Town Hall Parking Lot Repair – Rush/Handshoe unanimous to table until the May 16, 2016 regular meeting of Baldwin Township.

NEW BUSINESS:

Approve/Disapprove Elk Lake Run – See above.

Approve/Disapprove Comments for Notice of Intent to Prepare an Environmental Assessment for the Planned Northern Lights 2017 Expansion Project – Rush/ Handshoe unanimous to approve the Notice of Intent to Prepare an Environmental Assessment for the Planned Northern Lights 2017 Expansion Project with no comments.

Approve/Disapprove Portable Toilet Quote for Young Park – Rush/Handshoe unanimous to table until the May 16 regular meeting.

Schedule Employee Reviews – Employee reviews for the Assistant Fire Chief, Joe Kiel, Terry Carlile, Gary Kubiszewski, and Cathy Stevens are scheduled for June 7 starting at 7:00 p.m. with ½ hour intervals.

Approve/Disapprove OSHA Compliance Attendance – Rush/Handshoe unanimous to send up to six people to include the Fire Chief, Assistant Chief and Terry Carlile to an OSHA compliance workshop. Mileage will be paid.

Announcements:

- Election Equipment Testing, Tuesday, May 3rd, 9 am-4 pm, Becker History Center
- Georgetown Pre-Construction Conference, Wednesday, May 11th, 11:00 a.m., Baldwin Town Hall
- Household Hazardous Waste Event, Monday, May 16th, 11 am-1 pm
- Clean-Up Day, Saturday, May 21, 8:00 a.m.-Noon
- Fire Department Garage Sale, May 19 - 21

Any Other Business:

Approve/Disapprove Lake Diann Project Construction Agreement – Swanson/ Handshoe unanimous to approve the Lake Diann Project Construction Agreement.

Rush reported that Supervisor Holm has said he cannot make any May meetings but will be here in June and July. Apparently he would like to continue to finish out his term. Swanson said he would like to see Supervisor Holm's intentions in writing. Introduced was Bryan Galligher who is interested in filling in for the Supervisor position for May and June. As soon as Supervisor Holm comes back, he would redeem his position. The Baldwin Bylaws say that Baldwin is a 5-member board, and if Holm cannot fulfill his obligation, Swanson said he would like to see his resignation.

Motion to Approve Bills for Payment – Swanson/Rush unanimous to approve check numbers 20164 through 20193 totaling $21,254.31.

Adjournment – Handshoe/Rush unanimous to adjourn at 8:44 p.m.

Cathy Stevens

Submitted By: (s/) Cathy Stevens
Clerk/Treasurer
Baldwin Township

Approved By: (s/) Brad Schumacher
Chairman, Board of Supervisors
Baldwin Township

5-16-16
Date

Attendees: Lester Kriesel, Bryan Galligher, Marie Pelzer, Olivia Goskey, Olivia Hunn, Tyler McAlpine, Amber Kennedy, Hannah Johnson, Andie Bumgarner, Emma Elgin, Megan Carlberg, Srika Vavier, Emma Carlberg, Becky Case, Braden Winkelman, Jim Oliver, Terry Carlile, Jon Bogart, John Boemer, Mike Rademacher