STILLWATER TOWN BOARD MEETING

May 8, 2008 Town Hall 7:00 P.M.

PRESENT: Chairperson David Johnson, Supervisors Jim Doriott, Linda Countryman, Sheila-Marie Untiedt, Jim Hiniker and Clerk Pat Bantli. Also, Treasurer Carol Collins, Attorney Soren Mattick, Planner Sherri Buss, Engineer Paul Pearson, Chief Of Police Steve Nelson and Park Manager Rick Jacobson.

1. AGENDA - M/S/P Hiniker/Doriott moved to adopt the agenda as amended. (5 ayes)

2. MINUTES - M/S/P Hiniker/Countryman moved to approve the 4/24/08 Stillwater town board meeting minutes as written. (5 ayes)

3. TREASURER -
   a. Report was given.
   b. Claims were reviewed and checks #18668 through #18684 were approved for payment.

4. ATTORNEY -
   a. Attorney Mattick reported that Axdahl's attorney contacted him regarding the status of the development contract. Attorney Mattick is waiting to receive the signed development contract so that it may be recorded against the property.
   b. Attorney Mattick reported that all properties along Arcola Trail that were designated as Green Acres were not required to pay the special assessment levied against their property at this time. However, per Washington County, interest was accruing on the special assessment. The special assessment would become due when the property was no longer designated as Green Acres.
   c. Attorney Mattick will prepare a letter regarding past due consulting fees to be sent to Mr. Gohlike.
   d. Jim Hiniker will investigate the best way to pay for web page services currently being provided to the Township.
   e. Attorney Mattick and Planner Buss have not received any new information regarding the County's progress towards requiring a plat for all new minor subdivisions.
   f. Attorney Mattick reported that he had reviewed the proposed recycling contract from Washington County. The new contract required that the Township require all waste haulers within the Township to indemnify and hold the County harmless. The current waste hauling ordinance does not impose this requirement on the waste haulers. In addition, Karen Richtman submitted her resignation as the Recycling Coordinator effective

May 1, 2008. Attorney Mattick was directed to review the contract between the Township and Karen. Attorney Mattick will make a report regarding the contract with the County and Karen at the next meeting.

5. PLANNER -
   a. The Board discussed the Crosswinds Church application for a CUP, and the recommendations of the Planning Commission. The Board made the following changes to the conditions:

      11. The final construction Plans and design information shall be submitted to the Township for review and approval. The Plans should show easements over drainage facilities. The Applicant should provide the Township with easement documentation. Typical sections for parking area and driveway shall be provided with the construction plans.

      16. The use of outdoor lighting is restricted according to the following: Outdoor lighting on the Church site must be turned off one (1) hour after any event with security lighting permitted as approved in the lighting plan.

      24. The CUP shall expire and be considered null and void three (3) years after it has been issued if no construction has begun or if use has not been established. The Applicant shall present final plans to the Town Board for review and approval before building permits will be issued to assure that the plans are consistent with the concept plans presented at the May 1, 2008 Planning Commission meeting and approved for this conditional use permit on May 8, 2008.

      25. The CUP is approved for the activities proposed by the Applicant in the document titled "Crosswinds Community Church Weekly Programming in the Proposed New Facility (4/17/2008)." Expansion of the types of activities at the site will require approval of an amendment to the CUP.

      26. The CUP shall be subject to annual review by the Township after the facility is constructed for compliance with the conditions set forth in this CUP.

      27. No amplified sound is permitted outside the building.

      28. No alcoholic beverages may be served on the site with the exception of communion wine.

      29. All fees and escrow must be paid.

The Board approved the CUP for Crosswinds Church, with 4 votes to approve and 1 opposed.

b. Building Inspector Jack Kramer requested that the Planner request a clarification from the Board regarding Accessory Buildings. The Township Ordinance indicates that Accessory Buildings may not have a kitchen or full bathroom. The term "full bathroom" is not defined in the ordinance. Jack asked if a "three-quarters bath" (sink, toilet, shower) is prohibited in the Board's view. The Board indicated that it is not. The main item of concern is a kitchen. The Planner will provide this information to the Building Inspector.

6. ENGINEER -
   a. Plugged Culvert (Mayfield Avenue) - John Raleigh was notified by a resident in the area that the culvert under the road was plugged. John observed the condition of the metal culvert and found that the bottom of the culvert was rusted away and is in need of replacement. The Engineer will meet with the Watershed and DNR to determine if a permit is required and will also coordinate the replacement with Raleigh.
   b. OTTA SEAL - The Engineer reviewed and discussed photographs of a county construction project completed in Goodhue County in 2007. The Engineer will be researching the estimated construction costs for OTTA Seal and comparing this information to the cost of gravel road maintenance. If OTTA Seal is determined to be feasible, the Engineer will continue research of this construction method including how the surface is affected by snowplow equipment.

7. PEOPLE PORTION -
   a. Town Board Monthly Police Report -
      1. Steve Nelson praised Rick Jacobson for the good job he's doing keeping him advised of Otto Berg Park reservations.
      2. Four burning permits - running fires with variances from the DNR.
      3. Two buckthorn permits issued.
      4. Burning ban still in effect. No end date known as yet.
      5. Bears are getting aggressive. Several porches were damaged.
      6. Road restrictions are off effective May 9th.
      7. The Outing Lodge personnel have requested a permit for fireworks with the fire departments approval and time limits to be in effect. The town board members have all said "no" to the issue of fireworks.
   b. Maroneys - Mike Maroney was present to talk about his recycling and solid waste business. He says he has a two sort method with a high recovery rate. The supervisors asked him to do a Heavy Metal collection day on June 7 from 8 a.m. - 12:00 p.m. A six month or quarterly refuse report was asked for.
   c. Sue Langer will get an itemized price list from Haines Tree Service for the removal of two dead trees in the right-of-way near their home, and forward them to the township for the boards consideration.

d. Watson Kennel Permit - The Watsons have paid for their kennel permit. The attorney will draw up a conditional use permit with a stamp on it for them.

e Fire Contract - The attorney will take the fire contract to the City of Stillwater for discussion.

8. APPOINTED TOWNSHIP CLERK POSITION - The appointed township clerk position will be on the November ballot. Filing will take place at the end of August.

9. TOWN BOARD POLICY ON RECOMMENDATIONS - Sheila-Marie Untiedt asked what the town board policy should be regarding a recommendation. A board member can make a personal recommendation as an individual but a board action would still be required to fill a position.

10. VACATION OF PROPERTY - Rick Jacobson was told to get a legal description and easement for vacation of some property on Norell Avenue North and return to the board members at a regular town board meeting to discuss the matter.

11. ADJOURNMENT - Meeting adjourned at 10:30 p.m.

Clerk_____

Chairperson_____

Approved_____