

West Lakeland Township

September 9, 2019

7:00 p.m.

Oak-Land Middle School

Present: Chairman Dan Kylo, Supervisor Steven Ebner, Supervisor Dave Schultz; Carrie Seifert, Clerk; Jennifer Samec, Deputy Clerk; Ms. Marsha Olson, Treasurer; Mr. Scott McDonald, Township Attorney

Call to Order

Chairman Kylo called to order the regular meeting of the West Lakeland Town Board at 7:05 PM, September 9, 2019.

Approval of the Minutes

Supervisor Ebner moved to approve the minutes of the August 2019 regular meeting. Seconded by Supervisor Schultz, the motion carried.

Treasurer's Report

Ms. Olson presented the report for August, reflecting \$29,412 in receipts and \$494,338 in expenses. Supervisor Ebner moved to approve the report and pay the invoices presented. Seconded by Supervisor Schultz, the motion carried.

Director, Washington County Community Services – Group Home Discussion

Mr. Christopher Sorensen and Commissioner Gary Kriesel appeared before the board to review concerns over the foster group home situated in the township. Concerns were raised by citizens at the August meeting. The home operates under the provisions of Minnesota Regulations 245.B and is one of a number of sites in Washington County. An investigation was initiated by Washington County and the State of Minnesota. As a result, this location is on a conditional license, so to maintain operations, the management of the home must comply with the corrective actions directed by Washington County. Failure to comply with the corrective actions at this location can impact the licenses of the 50 locations operated by this management across the state.

Mr. Sorensen responded to questions regarding the nature of the residents and the home, the conditions for supervision and protocol when the residents are outside the facility. He noted that the job of the Community Services Agency is to assist the residents and the community members and appreciates any and all feedback on the operation of the facility. If concerns are noted, it is appropriate to contact the Washington County Sheriff, but a call or email to his office is also appreciated.

Lot Line Adjustment, St Boniface Oaks East

Mr. Phillip Moosbrugger, 1273 Oakgreen Ave N, requested a lot line adjustment between Lots 1 and 2 of St Boniface Oaks East. The request to change the size of both lots to be more equal, with Lot 1 at 20.52 acres and Lot 2 at 22.86 acres. The request was referred to the planning commission for review.

Lot Line Adjustment, Lots 5 and 6, Block 1, Wynstone

Mr. Milo Horak, representing Mr. David Kloebar Jr, requested clarification of the requirements to separate these parcels, currently combined to a single parcel for tax purposes. They are plotted as two parcels on the original plat. When reviewed by the planning commission, it was determined that a new plat would need to be filed to separate the parcels to the original lot lines. Mr. Horak asked for clarification if filing a new plat was necessary. Ms. Winchell will verify if Washington County will file the deeds without replatting. Mr. Horak will continue with filing the plat to avoid any delay.

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Retention Agreement, Gregerson, Rosow, Johnson and Nilan, LTD

Last month it was recommended that the Township secure legal representation with additional expertise in the areas of Eminent Domain and Condemnation, specifically related to the MAC/30th Street realignment. Chairman Kylo spoke with a representative from the recommended firm and presented the retainer agreement to the board. Supervisor Ebner would prefer the agreement provide a pre-approval of set limits, as the proposed agreement appears more open. Ms. Winchell noted that could be addressed with the form as part of the next meeting and include a discussion of estimate of time and effort. Mr. Gregerson requested that questions be prepared and presented in advance, so that he can be prepared for the discussion. The board members agreed to forward their concerns to Ms. Seifert, who would provide a consolidated list. Supervisor Schultz moved to sign the retention agreement. Seconded by Supervisor Ebner, the motion carried.

Road Update

Supervisor Schultz presented a summary of the proposed work for 2020. He noted asphalt prices are up, and this would delay additional crack sealing in 2019. Expenditures for 2019 are high, as a result of the large expenditure on snow removal and patching. The repair program will be revisited in the spring.

Last month it was noted that Baytown would not be patching 30th Street. Supervisor Schultz received a quote for repair of the West Lakeland Township roadway for \$13,300. The worst of the road is being patched. Supervisor Schultz moved to approve the bid. Seconded by Supervisor Ebner, the motion carried. Chairman Kylo signed the agreement on behalf of the Township.

Animal Control Officer

Ms. Kathi Pelnar, currently contracted for animal control services by the Township, is retiring. She has recommended a replacement service, Companion Animal Control. The rates are somewhat higher than with Ms. Pelnar. It was suggested that Ms. Harmon of Companion Animal Control, come to attend a meeting.

Burr Oaks Development Agreement Addendum

Ms. Winchell provided an addendum to the Burr Oaks Development Agreement requested by Valley Branch Watershed District. The addendum records the minimum floor levels. The agreement was reviewed by Valley Branch and the Township Engineer. Chairman Kylo moved to approve the addendum. Seconded by Supervisor Schultz, the motion carried.

Planning Commission Report

Mr. Del Miske reported on the work done by the Planning Commission. The request for a lot split by Ms. JoAnn Eckwall was reviewed. The commission recommended this not be approved, as it would create two nonconforming lots from one conforming lot.

The commission reviewed the proposal for a solar garden, and recommended this not be approved, noting the large surface above what was allowed by the ordinances.

Ongoing work is being done on the review for burning permits, short term rental housing, and application process for conditional use permits.

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Public Comment

Mr. Vince Anderson distributed documentation of the Minnesota Open Meeting Law, Information Brief, dated July 2017. He also noted there are pot holes on Nolan Ave.

Adjourn

Having no further business, Chairman Kylo moved to adjourn the meeting. Seconded by Supervisor Ebner, the motion carried. The meeting was adjourned at 8:43 PM.

Respectfully Submitted,



Elizabeth A. Vance

Secretary