

CORINNA TOWNSHIP BOARD MEETING

Official Minutes

Tuesday, March 20, 2012, 7 p.m.

Corinna Township Hall

9801 Ireland Avenue NW, Annandale, MN

Present: Chairman Richard Naaktgeboren; Vice-Chairman Chuck Carlson; Supervisor John Dearing; Clerk/Treasurer Mary Barkley Brown.

Others in Attendance: Corinna Planning Commission Chair Charlotte Quiggle; Corinna Planning and Zoning Administrator Ben Oleson; Tim Young; Assessor Ken Yager; Wright County Engineer Wayne Fingalson; Wright County Assistant Engineer Virgil Hawkins; Wright County Highway Maintenance Superintendent Steve Meyer; Wright County Commissioner Rose Thelen; Linda Hawkins.

Meeting Call to Order and Pledge of Allegiance was at 7:00 p.m.

Certification of 03/13/ 2012 Election: A motion was made by Carlson, seconded by Naaktgeboren, to certify the election results: of 56 votes cast - John Dearing received 56 votes. Motion carried unanimously.

Oath of Office for Elected Official: John Dearing took the Oath of Office and was sworn in by Clerk Mary Barkley Brown.

Approve or Amend Agenda, Town Board Meeting, March 20, 2012:

A motion was made by Carlson, seconded by Dearing, to approve the Agenda with the following additions: Ken Yager; Whispering Pines Liquor License Renewal; Election of Officers; Local 49 Memorandum of Agreement; Dangerous Dog Report; Wright County Township Officers' Meeting; Large Group Assembly; League of MN Cities Course; Legislation Regarding Townships; MN Road Maintenance Training; 2012 Land Use Planning Workshops; Wilke Sewer; Carruthers Inquiry. Motion carried unanimously.

Election of Town Board Officers: A motion was made by Dearing, seconded by Carlson, to elect Richard Naaktgeboren as Chairman of the Corinna Town Board for the Year of 2012 (March 20, 2012 – March 12, 2013.) There were no other nominations. Motion carried unanimously.

A motion was made by Naaktgeboren, seconded by Dearing, to elect Chuck Carlson as Vice-Chairman of the Corinna Town Board for the year 2012 (March 20, 2012 – March 12, 2013.) There were no other nominations. Motion carried unanimously.

Approve or Amend Minutes, Town Board Meeting, March 6, 2012:

A motion was made by Carlson, seconded by Dearing, to approve the Minutes of the Town Board Meeting of March 6, 2012. Motion carried unanimously.

Resolution # 2012-06 a Resolution Adopting Assessment: Attorney Tim Young addressed the Town Board. Young commended Robert Balogh for his cooperation in this process. Balogh, by stipulation on 11/11/11, acknowledged that consenting to the abatement by Corinna without Corinna having to litigate the matter in Court, incur court costs, incur sheriff's service fees, and additional attorney's fees, etc., would thereby result in reduction of the total cost of the abatement, which was of substantial and material benefit to Balogh. A motion was made by Carlson, seconded by Dearing, to approve Resolution # 2012-06, specially assessing the costs to demolish the hazardous buildings on the property PID numbers 206-090-002050 and 206-058-000180, and the attorney fees, in the amount of \$12,291. The special assessment shall bear interest at the rate of 6.0 percent per annum from April 1, 2012. Motion carried unanimously.

Maintenance Men: Work order log; work orders # 48, 51, 61, 86 were reviewed.

Maintenance Outlook Report: Reviewed.

Roads to Gravel/Hauling: Open bids next meeting.

Requests to be on the Agenda:

1. Amy Lazere, Lake Community Bank, addressed the Town Board regarding Whispering Pines Liquor License renewal. After discussion, a motion was made by Carlson, seconded by Dearing, to approve the application for Liquor License Renewal. Motion carried unanimously. (The Wright County Sheriff, Wright County Attorney, Wright County Board, and State of MN agencies must also approve. Corinna Township's approval is part of the application process.)

2. Ken Yager, Assessor for Corinna Township, addressed the Town Board. Yager handed out his Corinna 2011 Sales Report and reviewed it with the Town Board.

Yager: There were only 15 sales in 2011. They were spread pretty evenly over the different lakes. Yager state that his estimated values on these sales averaged 9.6% over the actual sale price.

Naaktgeboren: How many properties in Corinna are in foreclosure?

Yager: Approximately six in Corinna Township.

#### Other Business:

1. Planning Commission: Charlotte Quiggle, Chairman had no report.

Ben Oleson summarized that at the 3/13/12 Planning Commission Meeting there was one variance hearing for Pellegrine at 11557 – 89<sup>th</sup> Street NW, Annandale. The Pellegrines withdrew several of their requests and only the west side yard setback variance was approved. There was also a training session in regard to developing motions and findings of fact.

Ben Oleson stated that he and Community Growth Institute partner Charles Marohn plan to split up their business. Oleson proposed that Corinna Township's contract with CGI end on 3/31/2012. Beginning 4/1/2012 Corinna would contract with Ben Oleson's new company, with the same terms and same services as the current CGI contract provides. The CGI contract states that either party may terminate the contract upon 30 days notice. Marohn will provide written release of the Corinna contract, so there will be no need to give 30 day notice, according to Oleson. Oleson will provide a new contract, release letter from Marohn and a certificate of liability insurance. Tim Young provided an example of what the contract should include. Oleson stated that he will not have any other employees at this time. Oleson will not charge mileage, as CGI did not. Oleson's new office will be in Alexandria.

Naaktgeboren: Will you be here one, two, three years from now?

Oleson: We can do a multi-year or one year contract, or a longer notification period in the case of either party wishing a release from the contract. I will be committed to working for Corinna Township and two other communities at this time. I will be open to working with other communities.

Dearing: Ben Oleson is a stand-up guy who would give us adequate notice if he were going to quit working with Corinna Township.

Naaktgeboren: You are the face of CGI for us – so I am fine going with you alone.

A motion was made by Dearing, seconded by Carlson, to terminate the CGI contract effective 3/31/2012 and authorizing the Corinna Clerk and Chairman to sign a new contract effective 4/1/2012, with the stipulation that we have the written release from Chuck Marohn and we have Oleson's proof of insurance. Motion carried unanimously.

Wilke Sewer PID # 206-000-181416: Oleson stated that Wright County is creating an easement for the Wilke's existing sewer that is currently on Wright County park land. When Oleson asked Barry Rhineberger at Wright County last summer, they stated that they had no permit records for the property, so there was never a trigger to upgrade or inspect the sewer. They are apparently just going to do their best to estimate where the existing sewer is and grant the Wilkes a temporary easement for their sewer to be on Wright County park land until it fails and needs to be replaced.

Chuck Carlson stated that Wilke's sewer is actually a cesspool.

Naaktgeboren: The sewer is now under our jurisdiction and we need to be as strict as or stricter than Wright County on this matter.

The Town Board directed Oleson to speak to Wright County Planning and Zoning Administrator Sean Riley about this matter and report back to the Town Board.

Carruthers Inquiry: Carlson stated that Andrew Carruthers had asked him about fixing his shoreline after the high water damaged it last year. Oleson stated that there are various fees and rules depending on the amount of soil being moved. Carlson will have Carruthers call Oleson.

Resolution of Joint Powers Agreement with Wright County for 2012: No action taken.

Next Corinna Planning Commission Meeting: Tuesday, 04/10/12, 7 p.m., Town Hall.

**Lawsuit pending in Wright County District Court entitled David and Susan Levi, Orv and Kathy Jonsrud, and Dave and Cheryl Wagner, Plaintiffs, v. Corinna Township and Cedar Acres Association, Inc., Defendants**: No action taken.

Clearwater/Pleasant Regional Park: Tim Young letter of 9/8/11 to Assistant Wright County Attorney Greg Kryzer, along with 8/29/11 Draft Road Agreement sent to Kryzer with items 6 and 7 to ask for no cost sharing by the County, with all costs of road maintenance (Kramer and Lathrop) to be borne by Corinna Township; Kryzer letter of 10/6/11 to Corinna Township Attorney. No action taken.

2.

11001 108<sup>th</sup> Street NW: 6/13/11 e-mail from Sean Riley to Corinna regarding sewer. No action taken.  
Gordon - 6400 – 102<sup>nd</sup> Street NW: Complaint received regarding new “dump” on or near Hanford Gordon property; 10/28/11 E-mail and photos to Wright County Sheriff and Wright County Attorney Greg Kryzer regarding Hanford Gordon junk violation and Wright County response; Corinna Email of 11/28/11 to Kryzer regarding status of violation; Kryzer letter of 11/28/11 to Corinna; Gordon was scheduled for court on 12/20/11. Naaktgeboren reported that a large pile of refuse had been burned. There is still additional refuse and furniture on the premises. Hearing is scheduled for 1/24/12 at 2:30 p.m.; Wright County Attorney Greg Kryzer E-mail of 01/12/12 to Corinna Township; Letter of 01/12/12 to Wright County Attorney Greg Kryzer from Wright County Sheriff’s Department; Kristi Chrissis Email of 2/17/2012 regarding Gordon court date. Court date has not yet been scheduled.

3.

Wright County Department of Highways Regarding County Road #123: Wright County Committee of the Whole (COW) Meeting 3/26/2012, 9:30 AM, Wright County Public Works Building; Wright County Commissioner’s Meeting 3/27/2012. Dearing and Carlson plan to attend the COW Meeting on March 26. Clerk Brown will post notice of the special meeting.

Wright County Commissioner Rose Thelen, Wright County Engineer Wayne Fingalson, Wright County Assistant Engineer Virgil Hawkins, and Wright County Highway Maintenance Superintendent Steve Meyer addressed the Town Board.

Fingalson: There will be a Wright County Committee of the Whole (COW) Meeting 3/26/2012, 9:30 AM, at the Wright County Public Works Building during which time the revocation of County Road #123 back to Corinna Township will be discussed. The Wright County Commissioner’s Meeting is on 3/27/2012, at which time the will award contracts on the County Road #123 project. You are welcome to attend both meetings.

Naaktgeboren: Do you really think that by having 2”milled off the road and overlaying it, that the road will last 20 years?

Fingalson: It was resurfaced 17 years ago.

Dearing: Will you guarantee it for 10 years? Will Wright County pay to re-do the road if it fails before 10 years?

Naaktgeboren: Within a couple years of the previous resurfacing, it was bad.

Fingalson: We know there is differential movement. You would have to re-grade under the road to eliminate the movement.

Naaktgeboren: Why wouldn't we want the road to be in good shape?

Carlson: Do you have records of what you have spent on #123 since the last time it was paved?

Fingalson: I have the last 3 years. We've spent overall for 2011, on a cost-per-mile basis \$4,700 per mile. In 2010 it was \$4,100 per mile. In 2009 it was \$4,009 per mile. This includes surface repair, drainage, snow and ice removal and signage.

Thelen: The state gives \$1,500 – 1,600 per mile to Corinna.

Carlson and Dearing: You said before it was \$600 per mile.

Fingalson: If it is a township road you get the benefit of state aid money. In 1976 we put on a 3" asphalt overlay; In 1981 we seal coated; In 1995 we put on 2" asphalt overlay; In 1999 we crack filled; In 2000 we seal coated. We are now proposing milling 2" off the top and applying a 3.5" overlay, for a total of 6-8' asphalt on average.

Fingalson: It will be a 9 ton road when we are finished.

Dearing: The road does not have the shoulders needed to support a 9 ton road.

Fingalson: You don't have a lot of traffic on the road.

Naaktgeboren: Yes we do. There are five major farmers custom hauling.

Fingalson: It is a 5 ton road now.

Rose Thelen: Trucks pay more tax money for large trucks.

Fingalson: The tax money goes straight to the state, not to Wright County.

Rose Thelen: As a former township supervisor, I might fight taking the road back.

Naaktgeboren: Give us the \$380,000 you budgeted for the repair of County Road #123, plus \$300,000 toward the cost of fixing the road properly. I do not wish to take over a road that is in such poor condition: Snow traps, ditches that are not draining, improper soil grading underneath.

Fingalson: We do not have the money to improve all the roads. We have several roads like this.

Naaktgeboren: County Road #123 would be the worst road in our system.

Fingalson: You would not accept a road that is not completely re-graded underneath?

Carlson: You are pushing the ball down the road – eventually it gets worn out.

There is no good middle ground. We said we are willing to spend \$500,000 to \$600,000, but you won't spend \$680,000.

Fingalson: You would take it over for \$680,000?

Dearing and Naaktgeboren: Yes.

Thelen: You want \$680,000.

Fingalson: I would be very surprised if that happens.

Naaktgeboren: We would extend the offer of a loan on the \$300,000 portion for 10 years, interest free, with payments of \$30,000 per year.

Naaktgeboren: How many miles of roads have you turned back to other townships in the last ten years?

Fingalson: None in the last ten years.

Fingalson showed the plan to turn back other township roads in the future.

There was also a heated discussion regarding the county's job of plowing snow on County Road #123 in a timely manner.

4. Redistricting: Clerk Brown will have redistricting resolution prepared for the next Town Board Meeting.
5. Township Officers Spring Short Course 03/26/2012: Reviewed. No one plans to attend this meeting.
6. 2012 Local Board of Appeal and Equalization Date: Thursday, 04/19/2012 at the Corinna Township Hall.
7. Wright County Broadband Symposium: Was held 3/13/2012; 10:30 AM; Wright County Courthouse. Naaktgeboren attended. There will be a committee formed and additional meetings.
9. Urban Short Course 4/19/2012: Reviewed. No one plans to attend.
10. Local 49 Memorandum of Agreement: After discussion, a motion was made by Carlson, seconded by Dearing, to approve a Local 49 Memorandum of Understanding. Motion carried unanimously.
11. Dangerous Dog Report from Wright County: Reviewed Micro Chipping Order and Notice of Dangerous Dog or Potentially Dangerous Dog regarding "Buddy", a dog owned by Lori Lynn Thompson, 8833 – 79<sup>th</sup> Street NW.
12. Wright County Township Officers Association Meeting Notice: Next meeting will be Thursday, 4/12/12; 7:30 p.m. at the Middleville Township Hall.

13. Large Group Assembly: Reviewed Wright County Large Group Assembly Permit Application. No action taken.
14. League of Minnesota Cities: Reviewed. No one plans to attend training in Duluth at this time.
15. Legislation Regarding Townships: After discussion, Clerk Brown was directed to write a letter to our State Governor and Legislators regarding House File 389 and Senate File 270, bills that undermine township rights and make enacting an effective moratorium practically impossible for townships.
16. MN Road Maintenance Training: Reviewed. No one plans to attend.
17. 2012 Land use Planning Workshops: Reviewed. No one plans to attend.

Any Other Business That May Come Before the Board: None.

Payment of Claims: Motion by Carlson, seconded by Naaktgeboren, to approve Direct Deposit Payroll Checks # 335 through 339; EFT 2012-16 through EFT 2012-18, Check #17725 and Checks #17727 through Check #17750; (Check # 17726 – VOID) in the amount of \$14,009.51. Motion carried unanimously.

With no further business to come before the board, a motion was made by Carlson, seconded by Dearing, to adjourn the meeting. Motion carried unanimously. The meeting adjourned at 10:15 p.m.

Respectfully submitted,

April 3, 2012

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Mary Barkley Brown, Clerk/Treasurer

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Richard Naaktgeboren, Chairman