

FRANKLIN TOWNSHIP

REGULAR MEETING MINUTES

May 2, 2022

At 7:00 p.m. Chairman Scott Neumann called this May 2, 2022 Regular Monthly Meeting to order and asked all to stand for the Pledge of Allegiance. Board Members present were; John Czanstkowski Sr., Jim Hawkrigde, Stephanie Russek and Renee Olson.

Motion to approve the April 4, 2022 Regular Meeting Minutes Czanstkowski/Neumann M/S/C Unanimous.

Motion to approve the April 27, 2022 Board of Appeal and Equalization Minutes Neumann/Czanstkowski M/S/C Unanimous.

NEW BUSINESS

Russek updates the board that she has received the Subordinate Services Agreement back from Attorney Couri. He has made some small changes in wording that the board reviews and approves. The board discusses that this will be the way we move ahead with new developments that are proposed to the Township. More discussion about incorporating this development into the current Developers Agreement and Road Standards Agreement. Russek will manage the task of merging the documents and will also prepare the process and timeline for any future developments to follow. Motion to lift the moratorium on development and incorporate The Subordinate Services Agreement for developments moving forward Neumann/Czanstkowski M/S/C Unanimous.

Neumann updates the board that he has spoken with resident Scott Streachek regarding the ROW he mows that was altered with the Franklin Woods development. Last fall the contractor used topsoil to fill the slope spots. There were tree roots in the topsoil and it is now not able to be mowed. Township Engineer Andrew visited the site today and does not see a big issue. Maintenance employee Butterfass took pictures, the area is still very lumpy and hard to work. Neumann recommends we send our crew out to fix the area and bill the Franklin Woods escrow. Russek will contact Dale Dingman and Linda Spletstoeszer and see if they are going to take care of it, or if we should do the work and bill them. The board would like to see this completed within two weeks.

Neumann comments on the Cedar Lake Estates development. There is a forklift that has forks facing out on the corner of the development. The board would like to see that moved immediately. Russek will contact the developers.

Russek updates the board on the response from the City of Delano regarding the Simple Annexation along Ebersole Avenue. They agreed to alter the wording that this is a stand alone agreement and also the wording that if the developer does not meet the requirements, this agreement is null and void and the residents will stay in the Township. They did not agree to the amount of money we asked for. The board discusses the letter sent to the City by Richard Rizzardi and welcomes John Bergh and Ingrid Pearson, residents also in attendance, to discuss this annexation. John Bergh states that he has a flooding concern if they continue with 65th and also concern about Farmington Avenue, this side of Ehler. Bergh continues, by stating when the road is built up, the properties will flood out in the back due to the way the water moves through there. He states that this is a concern that has not been addressed by anyone. He feels the township should have communicated to the residents next to the properties being annexed. He feels what Capstone, the developer, says and what they are doing are 2 different things. He asks if we have a choice and Czanstkowski says we really do not have a choice. This annexed area is in the agreed upon transition area. Bergh says he would like to buy these properties, instead of having them annexed. He believes everyone in Franklin Township should know that an annexation is beginning. Russek explains that the Township finds out about an annexation after the horse has left the stable. We got the papers of annexation at the same time neighbors of the annexed area got their papers. The City has an obligation to notify a certain affected area, but the Township is not aware of the annexation before and that we get the same papers. Resident Marilyn Running is present and owns one of the properties in the annexation. After her house came off the market and she decided she wanted to stay in her home, but sell the land. She sent emails to developers and explained her situation, she then waited for responses and finally got one. Running said her for sale sign was up on her property for 1.5 years and

wondered why, if Bergh was interested in buying, he didn't approach her at that time. Running lets the board know that her agreement with the developer was made in 2021. The township got notice of the annexation in March 2022, along with all the other residents. Bergh asks about roads and traffic flow. He believes 100% of that traffic is going to go 65th St to Ehler and then to Farmington. Bergh wants to know at this time what he can do. Czanstkowski recommends contacting the League of Cities, so there perhaps could be some fairness between the townships and cities. Bergh wonders if this development is going to stagnate once the economy tanks. Czanstkowski states that the City has not annexed anyone against their will. Russek asks Bergh if anyone has spoken with Rutherford's, the property that is not yet annexed and cannot annex until the first two do. Another resident in attendance asks the board what our relationship is with Wright County. Czanstkowski states that our relationship is good, but if someone approaches the City and asks for annexation, the agreement is with the resident and the City. The County oversees that the rules are followed. After further board discussion, Motion to accept the Simple Annexation agreement at 2.5 times for parcel one and parcel two, but not parcel 3. Since we are not accepting the 3rd parcel with the agreement, Russek will check with the City of Delano before sending it to attorney Couri for final approval. Not accepting the 3rd parcel may just kill the agreement altogether Neumann/Czanstkowski M/S/C Unanimous.

Russek informs the board that the Beaudry diesel contract is \$4.06 per gallon, today. Motion to accept the diesel contract and the board would like to set the term to 6 months and lock in the price. If 6 month terms are not available, the board instructs Russek to lock in for the year Hawkridge/Neumann M/S/C Unanimous.

We have received a letter from the State of MN that Emerald Ash Borer has been identified at Mt Olive west cemetery. The letter shares a list of websites for area residents and a homeowners guide on how to handle and what to do. Olson will send the information to Mt Olive Church and let Jonathon at MDA know who we sent it to.

The board has received a request to asphalt the road at Braddock Avenue/77th Street to Fountain Lake Peninsula. No one is present to discuss. No action taken.

Motion to approve the definition of compensated payroll status as -
Compensated payroll status is considered to be:

1. Actively working
2. Holiday pay
3. Vacation pay
4. Sick / PTO pay

An unpaid leave of absence is not considered a compensated payroll status Neumann/Hawkridge M/S/C Unanimous.

ROW permit 2021-13 is requesting an extension of the completion date. They are just starting the project and think they should be done by the 31st of May but they would like to extend it to July 31, 2022 in case any problems arise. Motion to extend ROW permit 2021-13 to July 31, 2022 Neumann/Hawkridge M/S/C Unanimous.

Olson updates the board that we need to amend our ARPA resolution to change the dollar amount to be used as revenue replacement. At the time we passed the original resolution, we did not know that we were going to get more supplemental funding and that all the funds could be used as lost revenue replacement. Since we used the money as lost revenue replacement, we need to amend our previous resolution Motion to amend ARPA resolution as follows;

Resolution to Amend Resolution No: 2022-01 to Spend ARPA Funds on Lost Revenue Replacement Category
Resolution No: 2022-03

WHEREAS, Resolution No: 2022-01 stated that the Town will use \$245,899.68 as allotted to them by the standard allowance, and

WHEREAS, the amount of \$245,899.68 was not correctly stated as the total allotted amount due to supplemental funding not being included in the total, and

WHEREAS, the amount of \$245,899.68 was not correctly stated as the total allotted amount due to expenditures of funds being excluded from the total,

WHEREAS, the Town seeks to amend the dollar amount as allotted to them to \$319,322.70 to pay for government services with funds out of lost revenue replacement,

NOW THEREFORE BE IT RESOLVED, the dollar amount allotted to them is \$319,322.70 and that The Town will use ARPA funds to pay for the provision of government services in 2022 as part of lost revenue replacement..

Neumann/Czanstkowski M/S/C Unanimous.

The board reviews our seal coat and crack fill schedules and identifies areas to be addressed this year. Motion to solicit for crack fill at the following areas; ½ way bridge, Boulder Woods, Wheelers Ridge, 95th Street and Indian Hills/Fenning Neumann/Czanstkowski M/S/C Unanimous.

Motion to solicit for Seal Coat at the following areas; 95th, Rivendale, Indian Hills, Boulder Woods and Wheelers Ridge Neumann/Czanstkowski M/S/C Unanimous.

Motion verifying vacation and PTO for Maintenance employees 1st Quarter Neumann/Hawkridge M/S/C Unanimous.

Motion to use ARPA funds on Project ID 2022-01A for purchasing the Doosan, insurance for the Doosan, and for at-home Covid tests for employees. Neumann/Czanstkowski M/S/C Unanimous.

Motion for fund balance transfer dated March 31, 2022 of \$134.00 to be taken out of the Franklin Woods escrow fund and put into the General Fund to reimburse for payroll expenses paid in the 1st Quarter of the year 2022 Neumann/Hawkridge M/S/C Unanimous.

Russek reports that there are no updates from the City of Delano.

OLD BUSINESS

DELEGATED BOARD RESPONSIBILITIES:NEUMANN gives the board an update on grader training. The cost is \$4500 for up to 10 people. Joining in with other townships could really bring the cost down. Neumann feels there are too many people in this group for our 2 new guys. He thinks we would benefit much more from having them have the training alone and working on new skills, vs refresher. Neumann's suggestion is to go with the contract in place for \$4500 for our two new employees. Neumann suggests doing the training later in the fall after both guys have some more seat time in our grader. Motion to sign the grader training contract Hawkridge/Neumann M/S/C Unanimous //Neumann updates that he is talking with the two new guys, Gage & Josh every Thursday and things are going well. The board thinks they are doing a super job. Neumann discusses the idea of a feedback sheet. **HAWKRIDGE** did some research for a good workhorse laptop for the shop and perhaps the board. The shop needs a laptop for locates, calling in locates, parts look up, pico counter, state bid etc. Motion to order one computer, a Lenovo for the shop Czanstkowski/Hawkridge MSC Unanimous //RUSSEK reviews the final OAA received from Attorney Couri. A couple questions are discussed. Russek will finalize the agreement and get copies to the board. Motion to accept the final OAA and send to the City of Delano Neumann/Hawkridge MSC Unanimous.//**OLSON** Copies of the employee Handbook and policies and procedures manual have been presented to the board. Motion to accept and adopt both manuals Neumann/Hawkridge MSC Unanimous.

OPPORTUNITY FOR PUBLIC COMMENT

Olson updates the board on employee Tim Eslers post surgery progress. He has started therapy and plans to be back to work at the end of May. He feels much better, not perfect, but better.

Annexation paperwork has been received for Genevieve Farniok property on County Road 16 PID 208-200-141408.

The Spring Road Tour has been set for Tuesday, May 24 with an alternate date of Thursday, May 26 at 9:00 a.m.

We have been following Wright County for road postings. Wright County is lifting them May 13. In the last year, the County shifted into the Metro timeframe. Metro goes off tonight at midnight, however the County is staying with the central zone postings this year. Neumann talked with maintenance employee Butterfass today and said he would have no problems if they were lifted tonight, which is following the metro. Hawkridge feels people may look online, he thinks we should stay with Wright County date. The board discusses and decides to stay with Wright County's date of May 13.

Olson states that Jim Foede called regarding the signs on 60th. The board instructs Russek to send a letter that the signs need to be on his property, not the ROW.

Resident Terry Cook is present and asks about the new employees and having snow plowing experience for the winter. Neumann says we have Brian until December 6 and Tim until the end of July. With our long training timeline, we are doing our best to make sure we are in good shape.

Motion to approve claims #16563 through #16567 total amount claimed \$2,146.89 dated 4-01-2022, to approve claims #16568 through #16589 total amount claimed \$18,559.62 dated 4-13-2022 and to approve claims #16590 through #16609 total amount claimed \$19,159.74 dated 4-27-2022 , including Delano Municipal Utilities and Frontier Communications EFTs Neumann/Czanstkowski M/S/C Unanimous.

At 10:05 p.m. **Motion** to adjourn this May 2,2022 Regular Meeting Neumann/Czanstkowski M/S/C Unanimous.

Respectfully Submitted,

Stephanie Russek, Clerk/Treasurer

Scott Neumann, Chairman