

**TOWN of MAY
WASHINGTON COUNTY, MINNESOTA
OFFICIAL TOWN BOARD MINUTES
September 1, 2022**

The Board of Supervisors of the Town of May convened their regular monthly meeting on September 1st, 2022, via virtual telephone/video conference. Those present included: Board members John Adams, John Pazlar, and Steve Magner; Clerk/Treasurer Bobbi Hummel; Deputy Clerk/Treasurer Marsha Olson; Town Planner Nate Sparks; Engineer Katie Koscielak; Attorney, Dave Snyder and those with business before the Town. Chair Adams called the meeting to order at 7:00 p.m.

MINUTES

Adams moved, seconded by Magner to approve the minutes for the August 4th, 2022 Board Meeting. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

CHECKS AND TREASURER'S REPORT

Olson presented the Treasurer's report, showing total cash investments of \$1,779,983.71 of which \$724,151.10 is in investments. Committed amount is \$1,332,699.25, uncommitted portion is \$442,284.46.

Check approval of #21318 - #21353 and EFT payments 0922B, 0922F and 0922S. Adams moved, seconded by Pazlar to approve the above checks for payment. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

PLANNING COMMISSION

Nothing to report

201 SEWER SYSTEM

Adams had hoped to present quotes on new pumps and rail system at the dosing station of the 201 sewer system. However, the quotes arrived too late to allow time to review and present it at this meeting. Chair Adams will request a special meeting in the near future to review the quotes.

A new street address has been assigned to the 201 sewer system. 15040-133rd St. North

ROADS AND ENGINEERING

Katie Koscielak requests two board actions to complete work on Ridgewood Acres Spillways. First, approve the 2020 quote from Fuhr Trenching for \$4,080.00. Second, transfer funds from the equipment repair fund to cover the cost of these improvements. Miller Excavating also submitted a quote to complete the work for \$9,000.00.

Adams moved, seconded by Magner to approve the quote from Fuhr Trenching to approve the quote of \$4080.00. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

Adams moved, seconded by Magner to approve the transfer of funds from the equipment repair fund to cover this cost. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

The work will be completed in the fall of 2022.

VIOLATIONS/COMPLAINTS

Nothing to report

OLD BUSINESS

Cartway Proceedings

Attorney Dave Snyder requests all board members be visible on the call at this time. Information/correspondence is presented in the board packets. Mr. Snyder advises the board that it is necessary to schedule an inspection of the property and a follow up special town board meeting to set a preliminary estimate of damages. This would reflect potential damages to the respondent and also include the township costs that would be incurred in establishing/building the cartway.

The petitioner has signed an unqualified 15.99 waiver.

Mr. Sienko, attorney for Andrea Youngman and Jim Hoy, is in attendance. Mr. Sienko requests that respondent Jim Hoy provide some background on the property. Through a series of questions Mr. Hoy relayed the following information: Jim Hoy is a co-owner of the property; he currently lives at 1480 Monterey Ct. in Stillwater. Previously, he lived at 12405 Riverview Trail in May Township. He moved to the Stillwater area 2 weeks ago. The property has been in his family since the 1890's. It has been passed down from generation to generation. Jim and his sister, Andrea Youngman currently own the property together. Jim estimates the driveway was put in around 1920. Jim and Andrea became owners of the property in 1997. They use the property to fish, hunt and spend time on the river. In 2011, Charles Hugh's (petitioners' father and grandfather) and Jody Holstad (petitioner) approached Mr. Hoy about possibly using his property to gain access to his property, at that time, the Hoy's refused and they had not heard any other requests for access until again in late June, 2022 through an email to Andrea Hoy. Attorney Holstad (petitioner's attorney) and Jim Hoy spoke on the phone. Jim reports that Mr. Holstad asked him to work out a negation for a cartway on his property and if not, the township will be forced to grant the cartway. Jim believes this phone conversation took place after Mr. Holstad had already submitted the petition to the township.

At this time, Dave Snyder encourages a special town board meeting for anyone to view/inspect the property. Also, he suggests another special town board meeting for the initial hearing on damages.

A special town board meeting has been tentatively set on Sept. 6th, 2022 at 3:00p.m. for an on-site inspection of the property. A second meeting is requested on Sept. 13th, 2022 at 2:00p.m to establish initial damages. This meeting will be held at the town hall.

Supervisor Adams moved both meeting dates be approved by the board, Magner seconded. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

Chickens per lot size

Supervisor Pazlar states that they are researching what other surrounding areas have as their guidelines for chicken allowances. Planner Sparks is trying to find what the right fit is for May Township.

Resident Amanda Tapia and Alyssa (neighbor) is in attendance and would like to have chickens at their home. They currently live in the Croixside neighborhood. She would like to understand the 2 acre rule in May Township. As former residents of Minneapolis, they report that Minneapolis requires an application with permission from any immediate neighbors for having more than 6 chickens/hens or/and a rooster. Further research from Planner Nate Sparks to follow in the coming months.

2023-25 Fire Contract – Update

Supervisor Pazlar reported that the fire contract was reviewed by our accounting department and there were no concerns.

Supervisor Magner moves to approve the 2023-2025 Stillwater fire contract, Pazlar seconds to approve the 3-year contract at the cost of \$563,357.00. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

NEW BUSINESS

Arcola Fees

Arcola has requested that the township waive any fees with regards to their most recent request for use of their facility. Supervisor Pazlar states that any dismissal of fees requires a board action. Supervisor Adams comments that the township needs to charge any planning fees back to Arcola. Supervisor Pazlar agrees, there is no basis to waive fees for this type of request. Supervisor Magner notes that we operate on a user fee system. There is no relational at this time to put this charge on the taxpayers of the township.

Supervisor Pazlar motions that we politely decline Arcola Mills request to waive any past or future fees. Seconded by Adams. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

Smith Registration/Stipulation

Dave Snyder presents a Stipulation from Mr. Smith. Mr. Smith had some title irregularities. Mr. Smith is requesting to register is property and finalize his property boundary registration without compromising the township road.

A motion by Chair Adams is made to approve the stipulation for Roger P. Smith dated August 13, 2009 as presented. Seconded by Magner. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Motion Passed.

Resolution 2022-15. Richard Dana Lot Line Adjustment.


Chair Adams motion to approve resolution 2022-15. 13711 St. Croix Trail. Seconded by Magner. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Approved.

Resolution 2022-16. Glenn Johnson Lot Line Adjustment.


Chair Adams motions to approved resolution 2022-16. 15220 Ostlund Trail and 15055 Paul Ave. Seconded by Pazlar. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Approved.

Planner Nate Sparks requests a closed session/discussion related to a property transaction. This is in reference to an authorized appraisal by the board. A special meeting is requested for 2:00p.m. on Tuesday, September 6th, 2022. Notice for this meeting will be posted at the town hall and on-line on Friday, September 2nd, 2022.

Adams motions to continue this meeting to Tuesday, September 6th, 2022 at 2:00p.m. Seconded by Pazlar. By Roll Call Vote: Adams: YES, Magner: YES, Pazlar: YES. Meeting continued.



Bobbi Hummel
Clerk/Treasurer



John Adams
Board Chair