

New Haven Township

9024 County Road 3 NW

Oronoco MN 55963

Phone 507-356-8330

nhtownship@pitel.net

Chairman Denny Beyer called the January 11th 2011 meeting to order. The minutes to the December 14th and 28th meetings were reviewed. Dave O'Brien moved to approve as written. Brian Hervey seconded the motion and it passed 3-0.

Unfinished Business:

The RMSM sign people sent us a proposal for the road sign evaluation at \$2400. The Board chose not to accept the proposal and wait for the date of compliance to get a little closer.

Bob Braaten approached the Board about the 2011 road rock. Bob stated his offer of \$8.90 was his low quote. Discussion ensued until Hervey moved to accept 5000 yards @ \$8.90 and pay half down (\$15,000). O'Brien seconded the motion. The motion carried 3-0.

New Business:

Dave Klann from Center Grove Cemetery gave an annual report to the Board (see attached). He also requested \$2,500 from the patrons of New Haven Township for 2011.

The Clerk said an Absentee Ballot Board needed to be formed for the Township Elections. The Board would inspect absentee ballots and accept or decline. It was decided the board would include 5 Election Judges. O'Brien so moved and Hervey seconded. The motion carried 3-0.

Denny Beyer stated he would like to see an annual burning permit available

to patrons at \$10 per year. O'Brien would like it to come before the patrons at the Annual Meeting on March 8th.

The annual Board of Audit will be February 8th @ 6 pm.

Brian Hervey will be attending the P.I. Fire Department Annual Meeting on January 13th.

Mike Wood had no new news on the roads other than plowing snow.

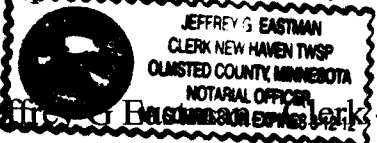
Ann Fahy briefed the Board on Planning and Zoning. She had one permit in December (fire place). She stated that Matt Cushing would like an opening to access his land on 69th Ave. The Board will review in the spring. Ann is also working on flood reimbursement.

Robert Owens gave his end of 2010 financial reports for the P & Z, MMDA, and General Fund/Road and Bridge accounts. O'Brien moved to approve and Hervey seconded. The motion carried 3-0.

The Clerk presented bills to be paid. O'Brien motioned to pay all bills and Hervey seconded. The motion carried 3-0.

Beyer motioned for adjournment.

Respectfully Submitted,

 Jeffrey G. Eastman - New Haven

New Haven Township

9024 County Road 3 NW

Oronoco, MN. 55960

(507-356-8330)

Minutes January 29, 2011

1. Special Meeting called to order at 9am by Chair Denny Beyer.
2. The Board requested that Ann explain the affidavit she has been asked to sign and the reasons behind it. Ann explained that apparently the Hinton's and the Herman's are in disagreement about whether a 7 acre parcel can be split from the 30 acre parcel. There is some indication that Peter Herman approached someone at the Township and received an indication that a split would be possible. Ann researched all files and minutes from 2006 when this was supposed to have occurred. There was no written documentation. Dave asked to review the location of the parcel and other dwellings in the $\frac{1}{4}$ $\frac{1}{4}$ section. There is one other non-farm in the $\frac{1}{4}$ $\frac{1}{4}$ section. Ann explained that the A2 zoning does not allow for a split under 40 acres and a variance would be required. A variance would have a low likelihood of being granted because of the density and that financial gain would occur. The Board was glad to have the discussion and saw no issues with the affidavit.
3. The Board adjourned at 9:30am

Respectfully submitted



Ann Fahy-Gust

Deputy Clerk.

New Haven Township

Minutes February 8, 2011

1. Called to order at 7:10 by Chair Denny Beyer.
2. Beyer explained that the meeting started late due to the Board of Audit which was held at 6pm.
3. No one was present to address the Board other than those on the agenda.
4. New Business:

March meeting will be moved to March 1, 2011 due to the Annual meeting being on March 8. Ann to post at Town Hall

Minutes from January 11, 2011 were approved, O'Brien moved approval, Hervey seconded all were in favor

Minutes from special meeting January 29th were approved, Beyer moved approval, O'Brien seconded, all were in favor

Beyer moved to change the agenda order to allow some of the speakers to leave if they so chose, O'Brien seconded, all were in favor.

Doug Boese approached the Board to ask whether Peter Herman or a representative of his had been to a Board meeting to discuss splitting his property and creating 2 building sites. This would have occurred sometime in 2006. There has been no application for split or variance found in the records and meeting minutes do not reflect that he approached the Board. Boese was wondering if there had been other conversations that might have lead to Herman's belief that he could split his property. Specifically he questioned if anyone had met with Peter Herman and if anyone had suggested that he might be able to build if he were to split the property. The Board all answered no to both questions.

Frank Bement from New Haven Township Wood Turners requested to use the Town hall on the last Thursday of the month in the evening 6:30-8:30pm. There is no meeting in December. They are willing to make a donation for heat/electricity and the like. They have a mini lathe and a rolling bookcase that they would like to set up perhaps on a more permanent basis. There is a conflict in February on the 24th, however Fahy-Gust felt that the variance that

is scheduled could be held in her office. Fahy-Gust will e-mail the form and Beyer will be the contact for keys. Hervey verified that Bement understood that Township business would need to come first so if there were a need for the main hall, the Woodturner's would need to re-schedule. O'Brien moved to approve, Hervey seconded, motion carried. The Hall use to be reviewed 2/2011.

Joel Wagar from ROCOG was present to discuss a new bike trail called the Stagecoach Trail that is being developed with the intent to connect to Owatonna. The trail will go past Oxbow. It will be similar in nature to Douglas Trail, however, without the snowmobile component as there are sufficient trails for them already in the area being discussed. They are at the point where they will start talking to land owners about acquiring land. There is an open meeting every 3rd Thursday at Byron. Those interested can contact John 507-206-2848 or _____ to be added to mailing list. We will bring this up at the annual meeting as an information item.

Al Bruce and Rick Keane were present for Othello and St Michaels cemeteries and presented information. Fahy-Gust will convene the Planning Advisory Commission on Thursday Feb 17 to discuss proposals for the grants to the cemeteries from the township which will be presented at the Annual Meeting. Rick and Al will be available for questions that night.

5. Fire Department Report – will be given next meeting

6. Road Report – no issues to report will start on tree cutting if the weather holds and the lift can be used.

7. Planning & Zoning report –

Miller has approached Fahy-Gust for a CUP for the ARC which we will need to progress in April due to the annual meeting in March. He will be seeking a sand and gravel permit.

Board of Equalization would like to move their meeting to a daytime meeting. We are OK with that provided the County notifies residents of the change. The meeting will be at 4pm. April 24th. Fahy-Gust spoke after the meeting with Ryan Kraft and the notices will be sent and we will mention the change at the annual meeting as well as the request form the assessor's office that people call them before any meeting so that if possible issues can be resolved on the phone.

There were no building permits issued in January. The Szajner split is complicated by an incorrect survey description, but Fahy-Gust is working with the county to resolve. The upcoming variance is for a 10 acre 30 acre split with the 10 acres being non-buildable. This is straight-forward.

FEMA will pay the flood bills. The paperwork was submitted and received. We are just in a waiting period now.

8. Treasurer's report – Owens gave a preliminary view of the annual meeting treasurer report. Beyer asked that the road/bridge fund show the split for that money that is set aside annually for road improvement. The January report was accepted, O'Brien moved to approve, Hervey seconded, all were in agreement.

9. Bills - O' Brien moved to pay all bills, Beyer seconded all bills paid.

10. Adjourn - meeting adjourned at 9:10. O'Brien moved to adjourn, Beyer seconded, motion carried.

Respectfully submitted

A handwritten signature in cursive script, appearing to read "Ann Fahy-Gust".

Ann Fahy-Gust

Deputy Clerk.

New Haven Township

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Chairman Denny Beyer called the March 1st 2001 meeting to order. Beyer moved to accept the agenda with the addition of Annual Meeting recommendations and agenda. Seconded by Hervey and the motion carried 3-0. O'Brien moved to accept the February 1st minutes as written, seconded by Hervey and the motion carried 3-0.

Kevin Torgeson, Captain of Homeland Security and Disaster Management for Olmsted County spoke to the board on emergency policies that resulted from the miscommunications during last falls flooding. Kevin explained we have to update contact info annually. He also went over procedures for reporting and handling situations in the event of a disaster.

Old Business

The Board of Appeals has been changed to 10 am on April 21st. Jeff and Mike spoke on the FEMA update and reported that we will be getting about \$11,000 back.

New Business

The Cemetery Allocation for 2011, made by the advisory board, was \$2,000 for each cemetery. Next year there will be a financial form sent to each cemetery board.

Brian Hervey reported on the 2011 fire contract. It will be \$2,000 higher for 2011 or \$32,173.

Mike Wood gave his road report and stated he has been plowing snow and cutting trees. He also has made a spring road rock man that will be

discussed at spring road inspection who's date will be decided at the March 29th meeting.

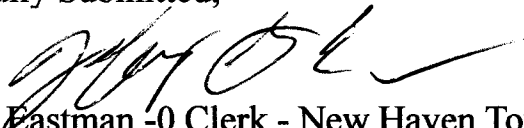
Ann Fahy presented the P & Z report. She said there had been 2 building permits in February. There will be a Conditional Use Permit for the Miller Family on March 29th at 7 pm. There was some discussion about the access to the pit from the County Road that probable will require the installation of turning lanes by the County or possibly accessing the sand pit via the old township road. Fahy than brought up her proposal for the Annual Burning permit. They will be free at the annual meeting, \$2 for the normal permit and \$5 for the annual permit. Beyer moved to accept and Hervey seconded the proposal. The motion carried 3-0.

The Board decided to keep the levy recommendations the same as 2010 and the only change to the agenda was to put the General and road and Bridge levies at the end of the agenda.

The bill presented all bills to be paid. O'Brien moved to pay all bills and Hervey seconded. The motion carried 3-0.

Beyer moved to adjourn and O'Brien seconded. The motion carried 3-0.

Respectfully Submitted,



Jeffrey G Eastman -0 Clerk - New Haven Township

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The Clerk, Jeff Eastman, opened the March 29th, 2011 reorganization meeting.

Former Treasure, Robert Owens, transferred his records to the new Treasurer Robert Figy.

Denny Beyer motioned to appoint Dave O'Brien as Chairman. Brian Hervey seconded and the motion passed 3-0.

Beyer motioned to continue to have the regular Board meetings on the 2nd Tuesday of the month at 7 pm. Hervey seconded and the motion passed 3-0.

Hervey moved to keep the News Record and the Post Bulletin as official newspapers. O'Brien seconded and the motion carried 3-0.

Beyer moved to keep the compensation for Town Officers the same as recommended as the patrons at the Annual Meeting, \$65 meeting, \$20 per hour wage, \$1000 per year for Supervisors, \$2000 for Treasurer, \$3000 for the Clerk. O'Brien seconded and the motion passed 3-0.

Beyer moved to keep the Town posting places as the Town hall window and the website. Hervey seconded and the motion passed 3-0.

Hervey moved to keep Pine Island Bank as the official Township bank. O'Brien seconded and the motion passed 3-0.

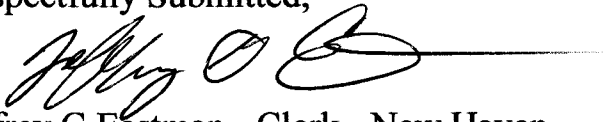
Snow plow/mowing - O'Brien moved to table until more bids were received. Hervey seconded and the motion passed 3-0.

Chairman O'Brien recognized patrons gathered for the cancelled Public

Hearing. The Miller's had withdrawn their CUP request. Discussion ensued from Bruce Miller, Vince Fagman, and Matt Rowe and the Board. Discussion was ended because it was not the reason posted for the meeting.

O'Brien moved to adjourn and Beyer seconded. The motion passed 3-0.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Jeffrey G Eastman", followed by a horizontal line extending to the right.

Jeffrey G Eastman - Clerk - New Haven

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Chairman Dave O'Brien called the April 12, 2011 Board meeting to order. The minutes to the March 27th reorganization meeting were reviewed. Denny Beyer motion to approve and Brian Hervey seconded. The motion carried 3-0.

O'Brien reported that there will be no questions relating to the Miller CUP answered verbally at this meeting because there are attorney's involved. All questions must be submitted in writing and will be reviewed by our attorney.

Matt Rowe, 11435 Co Rd 13, had a question about the ¼ ¼ setback. There was no answer and Rowe expressed his frustration about the lack of communication. He than submitted his written question to the Clerk.

Mary Andrist, 11233 Co Rd 3, approached the Board as the Chairman of the Advisory Committee for reorganization. She would like to reappoint Roy Hawley, Tom Olson and Craig Kolb. Beyer motioned to reappoint for 1 year and Hervey seconded. The motion carried 3-0.

Mike Wood reported on the status of the roads. He is going to start blading and tree cutting as weather permits. 60th St has a soft spot and Riverside Quarry has been running trucks in violation of the road restrictions and possibly there CUP. Fahey will research and put them on notice. Road inspection will be April 23rd @ 8:30 am. The Clerk will post a notice.

Ann Fahy presented the P & Z report for February. There were 3 building permits and one variance for a split. She reported there were some new zoning amendments from the County that will prompt us to change some of ours. The County also has a new land use plan. Ridability has updated their CUP. She would like to review our fee schedule.

Bob Figy gave the month ending February's bank accounts Treasurer report for the MMDA, P & Z, and General Fund/Road and Bridge accounts. Hervey moved to accept and Beyer seconded. The motion carried.

The Clerk presented all bills to be paid. Hervey moved to pay all bills and Beyer seconded the motion.


The Clerk presented the back up road maintenance quote from the County. Beyer motioned to accept and O'Brien seconded. The motion carried 3-0.

Figy and Beyer attended the last OCAT meeting. Beyer stated we need a written road maintenance policy for liability purposes.

The mowing contract was retabled do to lack of quotes.

O'Brien moved for adjournment and Beyer seconded. Motion carried 3-0.

Respectfully Submitted,


Jeffrey G Eastman - Clerk - New Haven

Meeting was called to order on
April 20th at 8:00 AM for
real estate tax ~~issues~~ Complaints
Present were Denny, Brian, David

Lamorne Bruce talked about his land
next to Zumbo river and wanted his
taxes lowered on parcel # 85-22-43-062441
was set at \$2426.⁰⁰ per acre for 2012 and Board
Changed it to \$2043.⁰⁰ for 2012.

Parcel # 85-22-44-055413 was valued at
\$1816.⁰⁰ per acre for 2012 no change was
made

Parcel # 85-27-12-038882 was ~~valued~~
valued at \$2331.⁰⁰ per acre for 2012
no change was made

Parcel # 85-27-14-038881 was valued
at \$2635.⁰⁰ per acre for 2012 no change was
made

Parcel # 85-26-23-057301 was valued
at \$4057.⁰⁰ per acre the Board changed
it to \$3500.⁰⁰ per acre

Meeting was adjourned at 11:00 AM

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ROAD INSPECTION SPRING 2011

Saturday April 23rd 2011

85th St, 60th Ave, 69TH Ave. - Spot Rock

60th Ave - Get Kelly's Orchard permission to cut cotton woods

River Hts. - Rock

New Haven Road - Watch the frost boils. Maybe breaker rock.

115 St - Rock and cut Randall's trees.

125th St - Spot rock.

Hidden Valley's CUP was reviewed. There hasn't been any complaints.

Hervey motion to approve and Beyer seconded. Motion carried 3-0.

New Haven Rd - Cut brush south of Friese's.

Wasioja Rd - Spot Rock.

West Center St. - Rock

75th Ave - Rock, breaker in low spot, and cut trees in easement. North

Woods Orchard's CUP was reviewed and has no problems. O'Brien moved to accept and Hervey seconded. Motion carried 3-0.

Mechanics St - Recycled rock, send a letter to cut the trees at stop sign.

W 85th St - Rock and cut brush.

105th St - Rock, Rideability's CUP was reviewed and approved with a motion by Beyer and second O'Brien. Motion carried 3-0.

85th St - Clean out culvert pipe and ditches.

Come up with an ordinance for plowing snow.

Respectfully Submitted,



Jeffrey G Eastman - Clerk - New Haven

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Chairman Dave O'Brien called the May 10th 2001 board meeting to order. The minutes to the April 12th and April 23 meetings were reviewed. Denny Beyer motioned to accept the April 12th minutes as written. Brian Hervey seconded and the motion carried 3-0. Hervey motioned to accept the April 23rd minutes as written. O'Brien seconded the motion and it carried 3-0.

Duff Bement, approached the Board on behalf of the Zumbro Valley Wood Turners, said the organization would donate \$350 to the Township for the use of the Town Hall for there meetings. The Board agreed to this.

Ann Fahy submitted her proposal for the Burning Permits (see attached). Hervey moved to make the yearly permits \$5 or free at the Annual Meeting and before monthly Board Meetings. The permits would expire every year on the day of the Annual Meeting. Beyer seconded and the motion passed 3-0.

The ordinance book update was discussed and O'Brien suggested the Advisory Board Begin work. Beyer moved for the P & Z Advisory Board begin the process and Hervey seconded. The motion carried 3-0.

Elmer Stock suggested new tree line setbacks and would like to see a new ordinance dealing with planting trees to close to property lines and roads. O'Brien said this should be sent to the Advisory Board.

Beyer recommended the Planning Commission review the AO designation. This could help with real estate taxes.

Hervey suggested the our attorney look at the annexation agreement between the City of Pine Island and New Haven.

Leon Planz, 7615 60th Ave Oronoco MN, approached the Board on behalf of the Byron Snow Bears Festival, in September, for a malt liquor license and gambling permit. Hervey moved to approve and Beyer seconded. The motion carried 3-0.

Chloride will again be a 50/50 split between patrons and Township. Hervey moved 300 feet for \$125. O'Brien seconded the motion and it carried 3-0. Fahy will send the post card. Mike Wood will call the county and let them know we are ready. Fahy and Beyer will work out a time for stake pick up.

Wood gave his road report and said he will start rocking next Wednesday May 18th.

Fahy gave the P & Z report, there were 3 permits in April, one split in the works and a pending building permit. She said there would be a Town Hall cleanup day on May 14th.

Robert Figy gave his month ending April Treasurer's report for MMDA, P & Z, and General Fund/Road and Bridge accounts (see attached). Hervey motioned to accept and O'Brien seconded. The motion carried 3-0.

Hervey motioned to apply Ruby Miller's \$525 spent on a CUP, be applied to the new permit application. Beyer seconded. And the motion passed 2-0.

The Clerk presented bills to be paid. Beyer moved to pay all bills. Hervey seconded and the motion passed 3-0.

O'Brien moved for adjournment.

Respectfully Submitted,



Jeffrey G Eastman - Clerk - New Haven

~~Be~~

Minutes June 14, 2011

1. Called to order at 7:00 by Chair Dave O'Brien.

Denny Beyer moved to approve the May minutes, Brian Hervey seconded, motion passed

2. Public Comment Time:

DNR presented a certificate of appreciation for the assistance the Board provided in the CWD managed kill & assessment.

Pete Pyfferon approached the Board about a thistle problem on Munson's property that abuts his. He requested that the Board do something to prevent the spread of a noxious weed. Beyer to discuss with Munson.

3. Unfinished Business:

Chloride will be spread on or about 20th June depending on rain.

Ordinance recommendations from PAC were to approve by amendment all the amendments from Olmsted County with the exception of the Solar Energy Farm ordinance. The PAC felt that the amended ordinances from the County were fine and that there was no need to go stricter than the county. The township must follow the amended ordinances unless they choose to be stricter. The PAC felt that the solar energy farm ordinance could be dealt with when and if someone were to request a solar energy farm and New Haven would default to the County Ordinance. After discussion Hervey moved to hold a public hearing on the ordinance changes on July 12 2011. Beyer seconded motion passed. Fahy-Gust will co-ordinate with the County to send notices to all residents.

On the topic of creating an ordinance for tree setback for agricultural lands, the PAC recommended that no ordinance be created. This should be a matter for neighbors to work out.

On the topic of the setback from a gravel pit operation, the PAC recommended that the ¼ mile setback remain unchanged. The rationale for the setback was safety for residents and property and given that there is a complaint from the New Haven pit for rock on private property, the PAC thought that this was sufficient to keep a setback in place. However, the PAC

also recognized that ¼ mile might be too far and they debated the likelihood of rock traveling that far. The PAC would support the Board in amending the ordinance to some less strict setback, but do not recommend removing it completely. The Board decided that this will also be part of the public hearing on the 12th with an amendment to the original motion creating a public hearing.

Annexation agreement – Fahy-Gust received a copy tonight. Beyer and Hervey requested that all annexation agreements we have with Pine Island be reviewed by Thiede before we sign anything else. Fahy-Gust and O'Brien will collect and review and send.

Sign Inventory – will appear on July agenda. Need to determine who will do the inventory. The Board received recommendation that they should not be responsible for recommending removal of signs and that it should be done by a licensed engineer trained for this.

4. New Business

Miller CUP – A letter was received from the attorney for the Miller's indicating that the CUP should still be in effect. The Board decided not to make a decision this evening and requested packets of all items pertaining to the CUP be sent to Gilchrest to review and give an opinion. Bruce Miller requested the same packet be sent to his attorney.

There has been a complaint of rock from blasting in the New Haven pit flying onto private property. O'Brien said that the rock landed in the ditch but the resident is concerned that it will impede mowing and snowmobiling. Braaten has been notified and the rock removed.

5. Fire Department Report – nothing to report. Fahy-Gust requested that Hervey find out who is taking the calls for burning permits in PI as Jason Andrist informed a resident that he is no longer doing that. Hervey will have for July meeting. In the meantime residents will be calling only Olmsted County. The question was raised how to notify all residents with permits and since each has a number, they can be called and informed.

6. Road Report –

Rock has been placed on all roads and blading is about complete. Wood questioned if the board was ready to look at rock purchase for 2012. Clerk will send a note to Braaten requesting a quote for 10,000 yards.

Lindahl field drive is silted in and there are options to fix, but a complication is Lindahl's request for a new drive when he sells the property. Hervey requested that he be notified that driveways are being considered so he can go look at them and form an opinion before the Board meeting.

Pipe by Holmes – 18” is silted in and bottom is rotten – Wood to fix

Pipe E 110th - 24” has holes in the bottom and it is being undermined – Wood to fix

Wood discussed a new process being tried by the state on soft spots in gravel roads. A hole 7'-8' deep is drilled in the soft spot and filled with rock. He is skeptical that this will work and would prefer to work with tile as we have seen benefits to this before. The area where soft spots exist is Dunkel's Hill. O'Brien asked if Wood needed an answer this month or if it could be done next month. Mike responded he had plenty to do.

Recycled black top is available for \$15.86/yd. Wood wondered if we should do the project in Genoa and Douglas that has been considered for the past few road audits. Wood was asked to look at the product and make a recommendation.

Mowing will be starting and so will weed spraying.

Wood will be on vacation July 9-16 and Jim Wharton is on call.

7. Planning & Zoning report –

Three permits for basement refinishing have been issued.

Fahy-Gust attended the Elk Run Interchange project and has the maps and project detail for those that are interested. She stated that the bulk of the 2011 work will be done on the east side of 52 and 2012 will have the west side 52. Wood asked about the truck traffic and it was suggested that we take pictures of 120th so that if there is damage we will have before and after evidence. O'Brien thought that the bulk of the trucks would remain east of 52 because there is an on site pit there for gravel.

Fahy-Gust reported that the PAC re-organized keeping the same officers, but losing Butch Owens. They recommend replacing him with Al Bruce who has shown interest. Fahy-Gust and Al Prestegard to approach Bruce.

8. Treasurer's report – Bob Figy gave the May treasurers report. There was nothing unusual and the reports are attached. O'Brien moved to approve, Beyer seconded, motion passed

9. Bills - O' Brien moved to pay all bills, Beyer seconded all bills paid.

11. FYI

OCAT update – Beyer reported on the recent OCAT meeting NATA is Sept 6-8 ion DC. OCAT will provide some money towards officers that want to go up to \$700. Beyer would like to go as Minnesota is hosting. He wondered what the township would pay. The Board will decide

next month. The Aug meeting is the 4th in Dodge Center. There will be a legal seminar sometime in September/October that OCAT requested to use the town hall for free. The Board agreed. There is a seminar June 16 in Albertville.

Flags have been ordered – Fahy-Gust thinks there is a USA flag in the cabinet. When the Minnesota state flag arrives both will be replaced.

The clerk will submit the paperwork for Beyer to mow as he said he will ^{meet} beat lowest bids submitted. Mowing to be done for \$~~40~~⁴⁵. Hervey moved to approve, O'Brien seconded motion carried.

10. Adjourn Hervey moved to adjourn, Beyer seconded, motion carried.

Respectfully submitted



Ann Fahy-Gust

Deputy Clerk.

New Haven Township

9024 County Road
Oronoco MN 55960
Phone (507) 358-9836
Nhtownship@pitel.net

July 12 2011

Chairman David O'Brien called the July 12 2011 Township Board meeting to order. Denny Beyer motioned to approve last months minutes with the modification that he would meet the lowest bid which was \$45. Dave O'Brien seconded the motion and it carried 3-0.

The agenda was amended to include discussion of the cost of printing packets for residents for public hearing. The Board decided that this particular hearing packet would be delivered at no cost. Motion by Hervey and second by Beyer, carried 3-0.

Opened public hearing. O'Brien gave parameters for the hearings. The Olmsted County ordinances were covered first then the amendment of the ¼ mile set back for ARC gravel pits. Fahy-Gust explained the changes to chicken farming for residential areas. RSD areas are limited to 10 chickens which are contained in a cement floor coop. RA areas must contain chickens and are limited to chickens. Both require zoning certificates.

O'Brien asked 3 times if there were those speaking in favor – there were none.

Those speaking against:

Don Hiller from 60th Ave stated his concern that he will not be able in the future to have chickens and animals in A2 because the city will grow around him.

Vanessa Bugman from CR 31 is in RA and wants chickens to run free rather than be cooped since they will be healthier. TJ Debert agreed. Denny Beyer from Douglas (RASD) stated he would have chickens in RSD and not get a certificate. He wondered how long the certificate was in force. Fahy-Gust stated that there was no time limit. Bugman returned to the podium and asked if a certificate was needed in RA and Fahy-Gust stated no in RSD only. She was concerned about policing this ordinance and O'Brien responded it would be policed by neighbors. No others wanted to speak. Motion to close hearing by Beyer second by Hervey motion carried 3-0. Board discussion on chickens resulted in deciding that the ordinance would not be officially adopted, but rather enforced if there were issues using Olmsted County rules, motion by O'Brien second by Beyer, motion carried 3-0. Opened public hearing regarding definition of farmstead and lot calculation. The new ordinance allows inclusion of the right of way of a road abutting a 5 acre farmstead for the purposes of calculating a split. A 2 acre farmstead still does not allow inclusion of the right of way. O'Brien asked for those in favor three times with no takers. Then those opposed three times with no takers. He then asked if anyone would like to speak. Vince Fangman from CR 113 asked to repeat the definition of the acres that were benefitting from the change to be sure it matched Olmsted County. Fahy-Gust repeated the definitions and Fangman agreed that these were the same. Motion to close hearing by Beyer second by Hervey motion carried 3-0. Board discussion felt that the modification was more clear than in the past and O'Brien moved to adopt, Hervey seconded motion carried 3-0. Opened public hearing regarding Home Business definition. This being the most complicated and widest changes, Fahy-Gust read the entire amendment. The amendment increases

the permitted uses and includes more conditional uses and better defines what constitutes firm roadway. PAC thought this was a good amendment as it expanded land uses. O'Brien asked 3 times for those in favor with no takers then 3 times for those opposed with no takers. Then he asked if anyone would like to speak. Matt Rohl from 85th St asked if there would still be a need for conditional uses. Fahy-Gust used examples as photo studio would not require a conditional use, but the gun smith would require a conditional use. Motion by Beyer to close hearing, seconded by Hervey, passed 3-0. Discussion on the amendment found that this would be beneficial to the township. O'Brien moved approval, Hervey seconded, motion passed 3-0. Opened public hearing regarding the 1/4 mile setback for ARC gravel pits. Fahy-Gust gave background for the 1/4 mile setback from the PAC meetings and from the ordinance hearings in 2009. She stated that the concern was for public safety, dust control and noise. The 1/4 mile was the same as the other setbacks for ARC zoning. O'Brien asked for those in favor, Al Prestegard spoke on behalf of the PAC and gave rationale for keeping a safe space between people and pits. Jim Tewalt spoke in favor and agreed that if 1/4 mile was not the right distance, some distance should be agreed for safety. Bruce Eckloff spoke in favor since he lives next to the New Haven pit and has had rock thrown on his property by blasting. Mary Andrist from CR3 spoke in favor noting that the PAC would have considered all options and would have acted to protect the public. O'Brien asked 2 more times for those in favor. He asked for those against. Matt Rohl from 75th St spoke against stating that the county ordinance should be good enough. He also read a note from Gary and Mary Anderson CR 113 that also indicated that the county ordinance should be good enough. Vince Fangman CR113 spoke against because of concern for neighboring property values decreasing if there was a setback. O'Brien asked

again for those against. He asked for those wishing to speak. Denise Bielick CR113 spoke for a safety and operating concern for pits in general. Motion to close the hearing by Hervey, second by Beyer passed 3-0. Discussion by board indicated that the county ordinance should be acceptable and that there was no concern for public safety necessary in an ordinance, this could be done with conditional use permit as needed. O'Brien stated that there should be some setback to protect people as we already have a complaint about rocks from blasting. Beyer moved to repeal the ¼ mile setback Hervey seconded motion carried 2-1 with O'Brien voting against.

Old Business

Information on annexation is tabled until August meeting.
Braaten pit discussion is tabled until August meeting.
Mud on New Haven road is tabled until August meeting.
Sign inventory will be moved to August meeting.

New Business

Jeff Eastman has resigned as clerk. Fahy-Gust agreed to serve as deputy until replacement can be found. Moved by Beyer seconded by O'Brien motion carried 3-0.

Fire Department

The number for Pine Island fire is the same as previously noted and there was an incorrect report that it had changed.

Road Report

Mike was not present, however Beyer reported that the Lindahl drive needs to be permitted soon. Hervey reported that the soft spots on 85th need to be addressed. This will happen after the culverts etc are cleared by Holmes.

P & Z report.

There are 3 permits for June – 2 basement refinishes and 1 garage. Residents that were overcharged for their burning permits have been sent repayment. Fahy-Gust presented the PI bill for taxes incorrectly received. Beyer will check at county, more to come in August meeting.

Treasurer's report is attached. No unusual items to report. O'Brien moved approval, seconded by Beyer motion carried 3-0

Other items before the board

Fahy-Gust presented the attorney's opinion that the CUP for the Millers is still active. The rationale is that the CUP was issued to both parties and CUP use has been carried forward by the Board with no attempt to cancel CUP when pit not in use. Therefore there was no transition of ownership and the condition #16 is not enforceable. Motion to strike condition #16 and consider CUP still in force made by Beyer seconded by Hervey. O'Brien questioned if they were sure that striking the condition was best rather than just declaring the CUP in effect. Determined that there was no difference in application. Motion carried 3-0.

Ruby Miller requested getting money refunded. There has been significant expense on this project and a refund is not the norm. When CUP requests are withdrawn by the applicant after legal announcement has been made, the applicant is not entitled to a refund of the fee for the public hearing. Hervey motioned that Miller's receive refund for CUP public hearing. Beyer seconded, motion carried 2-0 with O'Brien abstaining.

Hervey motioned to pay all bills and Beyer seconded it. The motion carried 3-0.

Chairman O'Brien adjourned the meeting.

Respectfully Submitted,

Ann Fahy-Gust Deputy Clerk

New Haven Township

9024 County Road 3 NW
Oronoco, MN. 55960
(507-356-8330)

Minutes August 9, 2011

1. Called to order with the Pledge at 7pm by chair Dave O'Brien.

2. New Business:

Bob Braaten gave a verbal quote for crushing 10,000 yards of road rock at \$5/yd. If we were to drill/blast/scrape to get to the 10,000yds needed that would increase price to around \$10/yd. Delivery would be between \$3- \$3.50. O'Brien asked if there was much to use before stripping and Braaten thought that stripping and blasting would be required – there might be 4-5000 yds before that happens. They could consider getting some done before winter if we wanted. Braaten will return next month with a written quote for consideration. Beyer requested that as able the berms be smoothed so weed control can be done.

Troy Karow from Clear Horizons presented on the sign inventory and maintenance program that they do. He indicated that the mandate takes effect Jan 2012. His program will use GPS to locate all signs, create a map of them, assign an ID number, locate as to setback from road, age and post type. He will report on sign condition, but will not recommend if signs could be removed, however, if there is something glaring he will report it. At the oment there is not a requirement to change the post that the sign is on, however, MN is looking at requiring break-away signs in 2013 or 2015, this might want to be considered now. Troy will give a bid for replacement once the inventory is complete. The inventory cost will run about \$1250. His plan would be to order the signs needed this winter and receive them in the spring to take advantage of lower 2011 prices as well as filling a low work time. Board will consider and get back to Troy.

Cathy and Terry Glidden were present to state their concerns that Plum Creek is clogged and floods their driveway and into their yard. LaMoyne Bruce presented photos to that effect. They stated that the 1982 contract with Army Corps of Engineers is still in effect and the township should be clearing the river on their personal property. They have talked to Olmsted County offices and they indicated that Olmsted County is concerned about Soil Erosion. Lamoyne stated that he has placed a pipe in Plum Creek in 1979 to act as a culvert to guide the creek. Since that time there have been modifications to land use, field drives and cultivation. The DNR has prohibited tree felling in the past which contributed to the problem. O'Brien explained that the Township has not received any letters for years from the Army Corps

indicating that the Township needs to do something. The contract states that they will send notes every 6 months. Fahy-Gust stated that in her conversation with the Army Corps, the program was discontinued because of lack of funding. Lamoyne Bruce agreed that the first 5-6 years notes were there and then it fell off. O'Brien stated that we don't have the revenue to clean private land. The taxes would need to be increased on all residents to clean this creek. Hervey stated that he receives no assistance from Olmsted Co on CR 3 when that culvert plugs and floods his land and barn. His feeling is that there is some responsibility on the landowner to act as well. Beyer asked if there was a specific area that was an issue – the answer was the entire creek. The Glidden's asked if the Army Corps would be invited down and O'Brien indicated that at this time the Township has no issue with the Army Corps and so do not see that there is a requirement to do so. The Glidden's understood that the Corps was told not to come to this meeting and O'Brien corrected this information to state that the Corps did not want to come unless the Township had an issue with them. The Board will take no action tonight. A review of contract will be done by the lawyer. It will be considered to put this to the annual meeting to increase taxes to deal with the creek on private land.

Unfinished Business:

Annexation information from the lawyer indicated that we should request that the specifics of what is to be annexed into Pine Island be done first so that we would know what areas we are discussing. He pointed out that they appear to agree to not annex by ordinance for 20 years and this is a plus, however, Beyer and Hervey noted that the original discussions stated no annexation by ordinance until 75-80% infill in land already annexed had occurred. Ann will draft a note to Pine Island for review by the Board. Once specifics are known, Thiede will be consulted for legal advice.

Fahy-Gust found the public hearing documents and minutes from 2004 that re-zoned the 70+ acres for the Keller pit and communication tower. The action by the Board was never recorded and thus is not reflected in the land use maps. She read the resolution Beyer moved approval, Hervey seconded and Chair O'Brien signed it after a 3-0 vote to approve. She will get this recorded.

Beyer reported that the request for payment from Pine Island on the Hanson property has been resolved. The recorder and assessor for Olmsted County have sent a note to Pine Island indicating that their payment was already received through the regular tax process and New Haven owes nothing.

The minutes for July 12 2011 were approved 3-0.

New Business:

CTAS program training done by Sharon from Salem TWP with Fahy-Gust & Figy was good. Proposal is to take all information and put it onto CTAS. This will take approximately 8-10 hours for Fahy-Gust and Figy. Step #2 will be payroll items to be done. CTAS will make the year end report easier and payroll will be cheaper. We need to agree a pay schedule. Fahy-Gust to get information from Hemann regarding payroll done so far.

Fire Report:

Hervey discussed the new tanker truck capable of taking water from ponds etc which will speed response to a fire in the outlying areas.

Road Report:

Wood reported that he has cleaned the pipes on 85th and in fact they are rusted out and were replaced. He recently has been cleaning ditches and blading the south half of the township. With rain coming he will do more blading afterward. Spraying was not done.

Lindahl drive will wait until fall.

Wood will check a possible tile line across 85th that Mike Brogan believes is there. Once beans are out, Wood will clear ditches. Denny's hill has trees that need cutting and a willow that is potentially in the right of way needs to be removed for bus traffic. The goal would be to reclaim the full 66' right-of-way. On 75th there are some valuable wood trees that we could cut and be paid for. The residents could have the other wood if they wanted. Suggested we create a form similar to the tree cutting one we have but that states we will be taking the valuable wood from the right-of-way.

120th has spots that puddle badly and need spot rock.

Planning & Zoning:

Fahy-Gust reported there was 1 building permit for a detached garage.

Olmsted Property Records has contacted us regarding a sheriff's sale for Tower/Stock property. Some of which has been annexed by Pine Island. The parcel titles are not all clear because when Tower approached us for this in 2008 it was felt that since all property would be in Tower's name the split would not be necessary. Fahy-Gust will work with Olmsted Co Atty to resolve any issues that exist. It is expected that this could take some time to work out.

Ordinance book is updated and on the website.

Treasurer's Report:

Planning & Zoning	\$4268.90
General	\$1337.66
MMDA	\$412,404.38

Motion to approve the report O'Brien, second Beyer motion carried 3-0.

Bills:

Motion to pay all bills Beyer, second Hervey motion carried 3-0.

Clerk

Dale Thomforde accepted an appointment as New Haven Township Clerk. Fahy-Gust to work with him to get him up to speed. Motion by Beyer second by Hervey motion carried 3-0.

Information items:

The OCAT meeting at the Emergency Services Center was a success..

There will be a Township Legal Seminar put on by Cori & Ruppe on Sept 17th from 9-4. It is free.

Township received a thank you from Center Grove for the funds to maintain the cemetery and for the sponsorship of the 4H Club to assist with the clean-up.

Adjourn

Meeting adjourned at 9:30pm

New Haven Township

9024 County Road 3 NW
Oronoco, MN. 55960
(507-356-8330)

Regular-Monthly Meeting Minutes September 13, 2011

1. Call to Order: A regular-monthly meeting of the New Haven Town Board was called to order with the Pledge of Allegiance at about 7:03 PM by Chair Dave O'Brien. Quorum requirements were met with Supervisor Dennis Beyer and Supervisor Brian Hervey also present. Also in attendance were Treasurer Bob Figy, Planning and Zoning Administrator Ann Fahy-Gust, Road Maintenance Contractor Michael Wood, and the recently appointed Clerk Dale Thomforde.

2. Approval of Minutes: August 9, 2011, regular-monthly meeting minutes were reviewed. Beyer moved for approval and Hervey seconded. Motion carried 3-0.

3. Public Comment: There was no public comment because no one from the public wanted to present a comment.

4. Unfinished Business:

Ann Fahy-Gust updated the Board on the Tower-Stock split. Fahy-Gust received a memo from the Pine Island City attorney indicating that from their perspective they have no desire to annex the remaining land, that the money was paid in 2008 for the annexation of the 26 acres (they provided copies of the checks), that the annexation was reviewed by the Annexation Board and approved (this was part of an agreement with Tower/Oronoco/PI and New Haven Township) and that they don't think they can help because the land is not in their jurisdiction. Fahy-Gust will stay in contact with Olmsted County.

Bob Braaten didn't submit a written proposal 10,000 yards of material and he was not present so Board will wait to make any decision until the Board is contacted by him.

CTAS (City and Township Accounting System) training is going well with retroactive entries submitted up to about June 2011. Sharon Petersen from Salem Township has been helpful and the Treasurer Bob Figy, Clerk Dale Thomforde, and Deputy Clerk Ann Fahy-Gust feel that about 2 hours more work will complete the retroactive entries for 2011. There may be a requirement need for Sharon to do more training when we get to the year end reporting. Adding payroll to CTAS will be deferred until the beginning of 2012.

No new information on removal of the debris in Plum Creek. No contact with Army Corps even though they indicated that they would do a survey and report at this meeting. Fahy-Gust sent the Corps information to New Haven Attorney Peter Thiede, however, was late getting it to him for review by this meeting. Hervey raised a question of whether the culvert was

originally legally installed in Plum Creek. Beyer raised a question whether the creek has to be cleaned with New Haven Township public money or is there an option to access the affected landowner's expense, similar to sewer and sidewalks in a city, or the fire department in the case of the Township. Culverts across our roads being the exception where public money is warranted to keep the creek clean. Fahy-Gust will follow up for the next meeting.

4. New Business:

Deputy Clerk Ann Fahy-Gust reported on the survey she completed for MN Township Clerks which asked about consolidation. She answered the question that it would not be a preferred option.

Conditional-Use-Permit (CUP) Annual Review was conducted. Permits that are no longer required under the new ordinance will be placed in a separate category to simplify annual review. Should the county ordinance change again we know the standing of these permits. Miller pit was discussed and agreed that it is active. A refund of the CUP hearing is being sent to the Millers. Fahy-Gust will write a letter to Hidden Meadows regarding their request for 10 new spaces and the need for a CUP to make this change. Beyer moved approval of all Conditional-Use Permits at this time, seconded by O'Brien. Motion carried 3-0.

Beyer reported that the water heater is not working. After discussion it was decided to get a small electric 110V unit and have Beyer install it. Motion by Hervey, seconded by O'Brien. Motion carried 3-0. In addition the portable shed is looking the worse for wear. Beyer will get pricing on siding and a door for the next meeting.

5. Fire Department Report:

Hervey had no new information to report.

6. Road Report:

Michael Wood reported that it has been too dry to blade. 125th Street has received 2 loads of rock. Trees have been trimmed along there and Devil's Kitchen. Beyer mentioned that there may be one of more trees that may be a problem for school busses that need trimming.

Wood reported that Hodgeman believes there is a tile line in the ditch along 85th Street where he needs to clean the ditch. The concern is that he might damage it. Brogan has been driving across the area and so damage may have occurred already. Wood will clean this ditch once the beans are out. He has pulled the fence in the right of way and will mow roads soon.

The Fall Road inspection will be October 8th at about 8:30am. Fahy-Gust to notice post on door and website. Inspection will include review of Stock pit on CR31.

7. Planning & Zoning:

There have been 3 agricultural building permits and one small shed in August.

8. Treasurer's report:

Planning and Zoning	\$ 3,766.87
General Road and Bridge Account	\$ 1,039.96
Money Market Deposit Account (MMDA)	\$ 406,057.77

Woodturners have their check in and Figy was able to make a transfer from MMDA in the absence of an official Clerk. O'Brien moved to accept the Treasurer's report, Hervey seconded. Motion carried 3-0.

9. Bills: Bills were presented to the Board. Beyer moved to approve all bills, seconded by Hervey. Motion carried 3-0.

10. Adjournment: Beyer moved to adjourn, seconded by O'Brien. Motion carried 3-0.

Respectfully submitted,

Dale J. Thomforde - Clerk
Ann Fahy-Gust - Deputy Clerk
New Haven Township

New Haven Township

9024 County Road 3 NW
Oronoco, MN. 55960
(507-356-8330)

Fall Road Inspection October 8, 2011

Call to Order: A special meeting of the New Haven Town Board was called to order at the Town Hall at about 8:40 AM by Chair Dave O'Brien. Quorum requirements were met with Supervisor Dennis Beyer and Supervisor Brian Hervey also present. Also in attendance were Treasurer Bob Figy, Planning and Zoning Administrator Ann Fahy-Gust, Road Maintenance Contractor Michael Wood, and Clerk Dale Thomforde. Dennis Beyer was appointed driver.

Items of Note: The following items were noted for further discussion at the next regular-monthly meeting of the New Haven Town Board on October 11, 2011:

1. 91ST/ 69TH Ave clean ditches and culverts by the pole
2. Letter to Kevin Munson regarding lack of signs at the pit per CUP (conditional use permit). Note that the required gates are up and locked
3. Bridge 55J47 at 60th/ 100th checks OK
4. Zemke CUP checked – OK
5. River Heights Road trim trees back for busses and ice concerns
6. Letter to Christian Krueger to remove semi trailer before winter comes or we can't plow
7. Culvert R0028 tree noted by county report has been removed
8. December schedule a drive through of campground – no obvious signs of new pads being created
9. Extend culvert on 117th at west end of D Gathje land
10. Check culvert size on W 117th by W Jackson. People in stone house Burmeister? Should receive a note for cutting trees in culvert area back to right of way.
11. Clean shoulders on hill of New Haven Road and use material for fill up higher on road.
12. New Haven Road needs rock next spring
13. The house that Janice Randall lived in needs letter to trim trees – Ann to find out who is there now.
14. New Haven Road – cut trees in right of way on east side at State trail

15. Bridge R0108 – County concern on Rip Rap to review in the spring inspection
16. Send another letter to Haakensons regarding Township pool fence violation
17. Plum Creek turn around needs more material on hillside to dirt washed out during 2010 rains. Material can be collected from ditch cleanout near Presnall's.
18. Hoerle ditch drive needs cleaning on 105th along with remaining ditch area when corn comes out. Note to Mrs. Hoerle re doing this and pushing dirt into field
19. Mike Wood to check costs to replace pipe at Devil's Kitchen bridge area – straight pipe vs. current bent pipe. Reflectors are missing on the guard rails there.
20. L6307 culvert needs tree removed and clean debris from inlet
21. Move the “TWP road ends” sign on 110th to other side of road, perhaps by the mail boxes or the phone pole.
22. Notes to be sent to residents in Genoa and Douglas re parking in road on snowy days
23. Trim trees on 85th by Anthony Brock's
24. Remove weeping willow from right of way – remember to get a branch to Ann
25. Along 85th near Bielow's the corn is in the right of way and the ditch needs to be cleaned out, cleaning ditch to the 66' will correct the corn issue. Do we need marker at culvert? Creates a snowplow obstruction for Mike.
26. L6315 culvert looks fine – not sure what the county's concern is – perhaps suggest that TWP rep go along on their inspections so we understand what to fix.
27. Old lumber company commercial property in Douglas is being torn down
28. Note to Braaten re tires and other debris in the Keller pit in the infill on the north east end.

Adjournment: Chair O'Brien adjourned the special meeting at about 1:40 PM.

Respectfully submitted,

Dale J. Thomforde - Clerk
Ann Fahy-Gust - Deputy Clerk
New Haven Township

New Haven Township

9024 County Road 3 NW
Oronoco, MN. 55960
(507-356-8330)

Regular-Monthly Meeting Minutes October 11, 2011

1. Call to Order: A regular-monthly meeting of the New Haven Town Board was called to order with the Pledge of Allegiance at about 7:02 PM by Chair Dave O'Brien. Quorum requirements were met with Supervisor Brian Hervey also present. Supervisor Denny Beyer was absent. Also in attendance were Treasurer Bob Figy, Planning and Zoning Administrator Ann Fahy-Gust, Road Maintenance Contractor Michael Wood, and Clerk Dale Thomforde.

2. Comments from the Chair: Chair Dave O'Brien commented that our first New Haven Township Zoning Administrator, Harold Searles, passed away yesterday (October 10, 2011). O'Brien made a motion that the Township send \$100 directed to the Pine Haven Care Center in the memory of Harold Searles from the people of New Haven Township in appreciation of his service, seconded by Hervey. Motion carried 2-0.

3. Public Comment: Devon Barnes from Grid Logic (Faribault, MN) spoke to the Town Board about Sign Logic Inventory software his company sells. Mr. Barnes claimed the program has ease of use, GPS location, activity reports, audit trails for each sign, and attached images. The program is stand alone, and not web based. The software program cost \$1499, plus an additional \$225 license fee for Microsoft MapPoint software. The price does not include a laptop computer. He will include 1-year of software updates with his program. Additional modules (culverts, water valves, and street coatings) are planned and can be purchased for an additional fee. O'Brien thanked Mr. Barnes for his presentation and said Supervisor Beyer would also have to be involved in any decision of a Township sign management plan. Any decision will be tabled until some future meeting.

4. Approval of Minutes: The September 13, 2011, regular-monthly meeting minutes were reviewed. Hervey moved for approval and O'Brien seconded. Motion carried 2-0.

5. Unfinished Business:

Ann Fahy-Gust reported that she had phone conversation with Peter Tiede at Murnane Brandt about the Army Corps of Engineers contract regarding Plum Creek. The net of the conversation was: 1) the township is right to say we cannot go on private property and there is nothing in the contract that mandates us to do that, 2) a private citizen cannot make the township do anything because the contract is with the Army Corps of Engineers and not with the citizens - even if the township has the power to do something, 3) the Army Corps of Engineers would have to be the ones to force the township to do something, 4) the fact the Army Corps of Engineers were going to submit a report for the last meeting and have not yet done so is an indication this is not an issue to them, 5) if the township decided they wanted to clear the creek, we could assess the landowner for the cost since the township would be doing it for a private land owner and not

the township. Fahy-Gust confirmed to the attorney that the township is keeping the creek clear on public lands and roads. This opinion was addressed by the Town Board within 90 days of the issue being raised by the landowners, and is recorded in the Township meeting minutes, which are now published on the Township website. This issue is considered closed for now.

Dale Thomforde checked into booking a price for LP gas for this heating season. Farm Country Coop will lock in a price of \$1.84 per gallon, with a prepayment of \$0.20 per gallon (forfeit any amount not used), which is good until April 30, 2012. The Supervisors decided the township should book an additional 400 gallons for the year (\$80 payment up front due now). We will also apply for a sales tax exemption which the state now allows.

Mary Andrist reported on the legal seminar presented by Couri Ruppe PLLP from St. Michael, MN, held in our Town Hall on Saturday September 17th from 9:00 AM to 4:30 PM. The seminar covered CUPs (conditional use permits) and IUPs (interim use permits). They recommended using IUPs whenever possible since IUPs expire and do not go with the property as is the case with CUPs. They advised that anytime something comes into the township that requires use of the roads (e.g., large power poles and wind farms) that the townships set up strict contracts agreeing on things like time of use, and getting a letter of credit in a local bank to cover any damages (must appear in person to collect on a letter of credit). Variances are no longer required to be given for undue hardship according to the State Supreme Court in 2010. If there is no other reasonable use of the land, without altering the essential character of the neighborhood, is valid a reason for granting a variance. There was also discussion at the seminar of the open meeting law requirements. A lot of information was presented at the seminar on many different topics. (The Clerk has a copy of the materials presented at the seminar available for public review at the Town Hall.) The seminar presenters and participants were very impressed with the New Haven Town Hall and facilities.

6. New Business:

Ann Fahy-Gust reported we are awaiting an approval letter from the MPCA that certifies Mark Lomis to apply biosolids from septic systems onto Mike Frost's land in Section 32. The Township don't have to do anything until we get the letter from the MPCA. Our ordinances then require a payment for a permit for land application. No public hearing is required.

Fahy-Gust brought informed the Board that she is interested in renting out her barn as a seasonal wedding venue. She checked with Olmsted County and the best direction to go is the home occupation business. It would fall into other public use. It would require a hearing and eventually a Conditional-Use-Permit. It will be under 150 people at a time and would use portable toilettes. She is just beginning to look into this and wanted to inform the Town Board of what she is looking into and wants to keep everything on the up-and-up.

Fahy-Gust reported we received a request from the Pine Island Student Council for a waiver of the fee to rent to Town Hall to 17 Pine Island Student Council members on

November 8, 2011, from 8:00 AM to 3:00 PM. O'Brien moved to waive the rental fees for this meeting and Hervey seconded. Motion carried 2-0.

Thomforde reported we received a bill for an annual associate membership of \$39 in the National Association of State Agencies for Surplus Property. This group is separate from Minnesota State surplus equipment. The Supervisors determined we should not continue this membership since it has provided the Township no value for previous years memberships.

Thomforde reported we received a letter requesting copies of all contracts for cell-phone communication towers from Bench Strength Partners, Inc. in Floral Park, NY. We will send a letter to them stating that we have no cell phone towers on Township property and no such contracts.

7. Fire Department Report: Hervey reported that there is a quarterly meeting next week. He will report back at the next Town Board meeting.

8. Road Report:

Michael Wood reported that he has done mowing, hauled rock for salting, and done a little blading, but need a lot more. Need to rain. There is no point in blading as dry as it currently is. The plan is to clean out Reber's ditch. Then doing some work on 105th Street by Hoerle's driveway pushing material back out in the field.

Wood reported that a township resident asked him if there was an ordinance against trucking in snow and dumping it on their land using county roads. New Haven Township has no such ordinance or notification requirements. Discussion was raised if the landowner is aware of how much debris normally come with snow dumping.

Fahy-Gust will write tree-trimming notice letters to Mark Dykes (115th St.) from Mazeppa and Louis Bermeister (117th St.). O'Brien suggested calling them first to let them know we would be sending a letter with a release for tree trimming.

9. Planning & Zoning:

Fahy-Gust reported there was 1 permit application last month and 2 more so far in October.

Fahy-Gust will be meeting with the Olmsted County Attorney on October 24, 2011, at the County Recorder's Office regarding Stock and Tower properties.

Olmsted County passed a new ordinance on closed landfills redistricting. New Haven Township doesn't have any closed landfills, but if we ever did, we would come under this ordinance.

Denny Beyer gave Ann the OCAT meeting status. Denny reported that Janet Hoffman from Marion was reelected as secretary. Karla Nelson was at the meeting and brought up information on the bonding bill. About \$70 million is going to the DNR, \$33 million to

MNDOT for roads and bridges, and about \$10 million for local road. After September 30, 2011, townships get a sales tax exemption for all goods and services. We need to apply for an exemption letter from the state that can be used for all purchases. Also, the sign replacement deadlines are gone.

Fahy-Gust reported one of our Township computers is dead and probably not worth fixing. Having a laptop would be convenient in some situations. We will look into prices for a laptop computer for the Township for the next meeting.

10. November Monthly Meeting: It was decided the next Town Board meeting would be held on November 15th due to the School Board election on November 8th. Notice will be posted on the door, website, and public notices published in the newspapers of record.

11. Treasurer's report: (Month Ending September 2011)

Planning and Zoning	\$ 1,955.09
General Road and Bridge Account	\$ 2,047.47
Money Market Deposit Account (MMDA)	\$ 400,155.12

A request was made to have the Treasurer and Clerk check into the due date for the CD and audit the contents of the safety deposit box at the bank and report back at the next monthly meeting.

Hervey moved to approve the Treasurer's report, O'Brien seconded. Motion carried 2-0.

The Security State Bank of Pine Island has sent us a letter pledging securities to the Township to cover the balance on deposit over the FDIC limits.

12. Bills: Bills were presented to the Board. O'Brien moved to approve all bills, seconded by Hervey. Motion carried 2-0.

13. Adjournment: O'Brien moved to adjourn, seconded by Hervey. Motion carried 2-0.

Respectfully submitted,

Dale J. Thomforde - Clerk
New Haven Township

New Haven Township

9024 County Road 3 NW
Oronoco, MN. 55960
(507-356-8330)

Monthly Meeting Minutes November 15, 2011

1. Call to Order: A regular-monthly meeting of the New Haven Town Board was called to order with the Pledge of Allegiance at about 7:03 PM by Chair Dave O'Brien. Quorum requirements were met with Supervisor Brian Hervey and Supervisor Denny Beyer also present. Also in attendance were Treasurer Bob Figy, Planning and Zoning Administrator/Deputy Clerk Ann Fahy-Gust, Road Maintenance Contractor Mike Wood, and Clerk Dale Thomforde.

2. Approval of Minutes: The October 11, 2011, regular-monthly meeting minutes were reviewed. Dale Thomforde submitted a few corrections he found in the unapproved minutes. Brian Hervey moved for approval of the amended minutes and Dave O'Brien seconded. Motion carried 3-0.

3. Public Comment/Hearing Time:

Leon Plantz (60th Ave. NW) raised an issue of brush in the road right-of-way near his property. Mr. Plantz had called Oronoco Township Supervisor Neil Stolp. O'Brien had also talked to Neil Stolp and Oronoco seems to have some question of which township is responsible. Denny Beyer commented there is a working agreement for maintenance of 60th Ave. It is believed that New Haven Township is responsible for maintenance of the north half while Oronoco Township is responsible for maintenance of the south half. Chloride application is an exception and each township is responsible for its own residents. We will try to find a copy of the agreement and readdress at the December meeting. Mr. Plantz also gave the Board an FYI that the Byron Snow Bears have picked the date of September 23, 2012, for the next grass drags. Formal paper work will come later. O'Brien commented that there have been no complaints received about the previous grass drags, only good comments.

Alvin Bruce (County Road 105 NW) raised an issue of grass and sediment in the ditch on the west side 88th Ave, Section 22. Mike Wood commented he ran into water near the road while mowing the ditches this year and there is still water running in the ditch now. Concern was expressed that high water will soften up the road next spring, run over the road, or run out through Mr. Bruce's field. Beyer made a motion that we have Mike Wood clean the ditch on the west side of 88th Avenue. Hervey seconded the motion. Motion carried 3-0.

4. Unfinished Business:

Ann Fahy-Gust reported that we received an approval letter from the MPCA that certifies Mark Loomis to apply biosolids from septic systems onto Mike Frost's land in Section 32. Fay-Gust will issue a permit and collect the permit fee.

Thomforde did a small road-sign survey to determine how much work would be involved to do our own survey. He presented a sample road-sign survey he conducted of the signs on 88th Avenue and Plum Creek Road. He presented a sample binder with pictures and a data sheet on each sign. No special hardware or software would be required for the Township to do the survey by this method. Thomforde estimated, acting as the Township Clerk, that it would take him about 15 minutes per sign or an estimated 40 hours (roughly 150 signs) to do a survey of all the signs maintained by the Township. This includes putting together the book with pictures of the front and back of each road sign along with measurements and GPS location data. A copy of all the data and pictures can also be put on a computer flash drive that can be taken out in the field on a laptop computer. O'Brien made a motion that the Clerk start the sign management survey project and let them know if he needs any help. Beyer seconded the motion. Motion carried 3-0.

Fahy-Gust sent out tree-trimming notice letters to Mark Dykes (115th St., Section 16) of Mazeppa and Louis Bermester (117th St., Section 11). Fahy-Gust talked to Mark Dykes and asked him to send back the signed notice and to contact Mike Wood about which trees need to be removed. Fahy-Gust will send another letter stating we will only remove trees in the right-of-way and that he will have to take over any liability responsibility if we are not allowed to remove the trees in the right-of-way. We haven't heard back yet from the Bermesters.

We got notice that we are receiving payment from FEMA and the state for flood damage (\$11,670.06) for the 2010 flooding. Payment is finally coming through for all the work put into getting reimbursed for some of our expenses.

6. New Business:

Bob Figy and Thomforde reported on the inspection of the contents of the Township safety-deposit box at the bank (written report submitted). Figy will keep track of the CD that comes due July 26, 2012. No additional materials were identified that should be added to the safety-deposit box.

Fahy-Gust and Thomforde filled out a U.S. Government Census survey about the Township history, provided services, and financials. Thomforde filed the survey electronically on the due date of November 11th.

We received a bill of \$2,520 from MATIT for the insurance premium for coverage from November 1, 2011 through November 1, 2012. The insurance includes \$350,000 coverage on the town hall, \$250 deductible. Hervey noted the records and equipment coverage is only \$2,000. The contractors coverage is \$20,000 on equipment which seems like more than needed. A request was made to have Thomforde check out the coverage on papers and contractor's equipment and report back to the Board.

7. Fire Department Report: Nothing new to report except one house fire and one burned John Deere combine.

8. Road Report:

Mike Wood reported that he has been blading roads and pushed out the ditches on 105th St. and 85th St.

O'Brien requested Wood provide a written procedure including the order on how the roads will be plowed this winter. We need to have it in the Township file.

Wood observed a pipe along 117th St. and we are not aware of what is planned there. The trailer has been moved out. Wood had a request from a land owner on 69th Ave. not to push snow in his driveway when plowing. O'Brien suggested Wood do his regular plowing and if the land owner has a problem that he should come to the Town Board.

9. Planning & Zoning:

Fahy-Gust reported that there were 4 permits during October; 1 remodeling and 3 storage or garage buildings.

One metes and bounds application is in the works.

Fahy-Gust did a comparison of fees we charge against those charge by Olmsted County and other TCPA townships. She recommended we lower some fees and raise some fees to be more inline with the County and other townships. Some of our flat fees aren't covering the cost of inspection. Beyer made a motion that we accept the recommended fee schedule for planning and zoning. Hervey seconded the motion. Motion carried 3-0. Beyer made a motion the new fees be effective January 1, 2012. O'Brien seconded. Motion carried 3-0.

Fahy-Gust did some checking the Olmsted County on doing interim-use permits and a road ordinance for heavy equipment. Olmsted County doesn't have interim-use permits, but we can do them since it will be more restrictive. O'Brien recommended the Planning Commission look into these. Beyer recommended we contact attorneys at Couri and Ruppe for some recommendations.

Mary Andrist, Chair of the Board of Adjustment, noted that the variance criteria had changed in the 2011 Legislature and our criteria is no longer correct. Hardship is no longer a criteria for a variance in the state of Minnesota. They now look at practical difficulties in complying with the ordinances. Practical difficulties are defined as the property owners purpose to use the property in a reasonable manner not permitted by the zoning ordinance. We need to have a simpler criteria. Written notice of granting or denying variance requests needs to be sent out for protection in litigation. O'Brien recommended we contact attorneys at Couri and Ruppe for recommendations. Ann Fahy-Gust and Mary Andrist will work together to set something up.

Fahy-Gust asked if she should send letters to everyone in Douglas and Genoa about not parking on township roads obstructing plowing during the winter months. Beyer said he will talk to the owners where there have been problems warning them that they may be towed. He will report back at the next township meeting.

Fahy-Gust met with Olmsted County Attorney, the Recorder's Office, Elmer Stock and his attorney. There are four parcels on the books under the names of Stock and Tower that do not conform to our zoning ordinances. New Haven Township does not plan to take a stand on this issue until someone else makes a move.

The Township is down to one working computer after one of the office computers died. Best Buy has a Toshiba laptop for about \$270. After some discussion, Beyer made a motion that Fahy-Gust and Thomforde purchase the Toshiba laptop for the Township. O'Brien seconded the motion. Motion carried 3-0.

Beyer is checking into starting a Pine Island Area Tractor Club, and would like to use the town hall. They would probably meet a couple times a year. O'Brien said they are welcome to use the town hall.

11. Treasurer's report: (Month Ending October 2011)

Planning and Zoning	\$ 1,334.24
General Road and Bridge Account	\$ 17,895.57
Money Market Deposit Account (MMDA)	\$ 385,369.01

Beyer made the motion to approve the Treasurer's report, O'Brien seconded. Motion carried 3-0.

Beyer asked if we are caught up with the backlog on CTAS data entry. Figy has 2 months of data to enter for Planning and Zoning and then we are caught up for the year. Fahy-Gust reported we are having some difficulty getting some disbursement checks cleared. Things are generally coming along pretty well with CTAS.

12. Bills: Bills were presented to the Board. Beyer moved to pay all bills, seconded by Hervey. Motion carried 3-0.

13. Adjournment: Beyer moved to adjourn, seconded by O'Brien. Motion carried 3-0. The meeting was adjourned about 9:01 PM.

Respectfully submitted,

Dale J. Thomforde - Clerk
New Haven Township

New Haven Township

9024 County Road 3 NW
Oronoco, MN. 55960
(507-356-8330)

Regular Monthly Meeting Minutes December 13, 2011 and Reconvened December 27, 2011

- 1. Call to Order:** A regular-monthly meeting of the New Haven Town Board was called to order with the Pledge of Allegiance at about 7:03 PM by Chair Dave O'Brien. Quorum requirements were met with Supervisor Brian Hervey and Supervisor Denny Beyer also present. Also in attendance were Treasurer Bob Figy, Planning and Zoning Administrator Ann Fahy-Gust, Road Maintenance Contractor Mike Wood, and Clerk Dale Thomforde.
- 2. Approval of Minutes:** The November 15, 2011, regular-monthly meeting minutes were reviewed. Denny Beyer moved for approval of the minutes and Brian Hervey seconded. Motion carried 3-0.
- 3. Public Comment/Hearing Time:** Construction Management (building inspectors) sent the township a Christmas card with best wishes.
- 4. Unfinished Business:**

Oronoco/ NHT road agreement – Ann Fahy-Gust couldn't find a copy of the maintenance agreement with Oronoco Township for 60th Avenue. The understanding is that the maintenance for the south half of 60th Avenue is the responsibility of Oronoco Township, except for chloride, where each township is responsible for its own residents. According to the December Oronoco Township meeting minutes, they will take care of trimming back the trees in the right-of-way by Leon Plantz.

Laptop purchase – Dale Thomforde reported that Ann and he did purchase a laptop computer at Best Buy, as instructed by the Board, to replace the mini-tower computer that had died. The cost was \$289.90, including sales tax of \$19.91 which we should be able to get refunded. Ann will print off some of the forms that we can take along when we purchase items and avoid paying sales tax.

Sign management survey status – Dale is continuing with the survey. 115th Street and most of New Haven Road have been completed. The sign book from MNDoT has been useful in learning additional items that need to be checked. Dale will continue working on the sign survey until it is complete. Mike Wood has purchased stainless steel bolts that should be used in the signs. He will be reimbursed if he submits the bill. Mike was asked to make a sign repair kit for us and keep in tool shed.

MATIT insurance – The MATIT insurance person is on vacation and we will defer the cost of increasing/decreasing coverage until our next monthly meeting. The main issue is that

records and equipment coverage is only \$2,000. A secondary issue is contractors coverage is \$20,000 on equipment, which seems to be more than is needed in our case. Dale will follow up.

Snowplowing around vehicles in Douglas and Genoa – Denny tried contacting the problem residences several times but no one was home. The last snow day Mike had to pass on plowing with wing because a car nose was in the road. Brian suggested that we make up some notes to leave on cars. Also a person has moved their mail box into the road. Denny will keep trying to contact them. Mike will report if there are any more issues.

Snow removal policy – Mike provided a draft snow removal policy modeled after what Dodge county and other townships are following. Mike was looking for further input from board. The recommendation is to find the quickest route and keep it for the winter. Leave out weekends and holidays get reduced service – not the case necessarily. Mike added an abandoned vehicle statement because of concern for what happens if he has to move a vehicle and it is damaged or if people leave car in drive and a rock comes off the wing and hits the windshield. Denny suggested listing what items were not going to be responsible for, e.g., damages to vehicles. Policy will be posted on the website after the changes are made. Mike is working on the summer policy as well. Denny moved to adopt snow removal policy with discussed changes. Dave seconded, and the motion carried unanimously.

5. New Business:

Bob Braaten was present to discuss his proposal for providing road rock. It will require stripping to uncover more rock this year. Dave asked if we were close to the end of the rock in the pit – Bob said several years remain depending on what the Board wanted to do regarding moving north. Denny asked how many yards of crushed rock are left in the pile? Bob was not sure. Denny cautioned against taking a quote – rather need to propose what the cost would be for the various elements of getting the rock to the roads. We can pay for custom crushing and spreading of our own rock. Dave estimated roughly 4,000 yards are left in the pile and Mike agreed. Longer term considerations haven't been discussed and perhaps should be considered. Board will consider the proposal. There will be a town meeting to write checks at end of year should we decide to purchase what is left. The contract review in March 2012 will need to be discussed as well.

Payroll move to CTAS – If we move our payroll to CTAS we become responsible for tax filing, PERA, etc., which our accountant currently does now. Additionally the program does not have any security for any personal data, including social security numbers. Ann and Dale proposed that we use CTAS another year and then see how it goes before changing payroll. Denny moved to review the payroll part of CTAS next November, and Brian seconded. The motion passed unanimously. We will be enlisting the help of Sharon from Salem Township to help with the year-end CTAS reports.

March 2012 election calendar – Dale reviewed the Sec. of State calendar of events leading to the March election, which was 45 pages and he consolidated to one summary page of

major items. The MAT paper had a good two-page summary calendar as well. We need to designate a location for absentee balloting. This needs to be done by December 14. The Board determined that the location will be the office at the Town Hall – Dave moved, Brian seconded – the motion unanimously passed. The next step will be establishing an absentee ballot board by February 13. Dale shared a draft notice for the candidates to file for election. This candidacy filing notice will be published in the papers and posted on the Town Hall office door and website. Election judges will also need to be selected by February 17.

Chicken ordinance – A complaint was received from a resident in an RA district. Their neighbor has chickens running loose and a rooster that is disturbing the peace. Olmsted County does not allow a rooster in this zoning area. Ann will let her know that New Haven Township didn't adopt a chicken ordinance and she can contact Olmsted County if there still is a problem.

A year end recognition party (pot-luck) for past and present Township leaders will be January 28. Ann to send out invitations.

A Deputy Treasurer and Deputy Clerk can sign checks in absence of Treasurer and Clerk. The MN Association of Townships paper recommendation is for townships to have deputies in both areas to cover in the absence of the Treasurer or Clerk. Dale wants to appoint Ann as Deputy Clerk and Bob Figy wants to appoint Butch Owens for Deputy Treasurer. A motion was made by Dave to give the Deputy Treasurer and Deputy Clerk signing privileges when the Treasurer and Clerk are unavailable – second by Denny. The motion passed unanimously.

6. Fire Department Report: Nothing new to report.

7. Road Report:

Mike Wood reported clearing the ditch on the west side of 88th Avenue, and will smooth out in the spring. Trees are being cut on 85th Street and the turn around where semi was removed, and in Genoa.

West Center Street has REA highline poles in middle of right-of-way. They should be toward the back of right of way for safety, mowing, and plowing. This further demonstrates need for road ordinance. Concern is that they will be hit with wing and mowing will be a problem. We will send a letter to the REA stating we aren't responsible for where the poles are located. Letter with concerns to be done by the Clerk and Deputy Clerk regarding corner of West Center Street and 65th Avenue NW.

8. Planning & Zoning:

Ann reported PAC meeting set for January 12, 2012 (interim-use permit and road ordinance) and BOA meeting for January 19, 2012 (variance criteria). This allows time to have a recommendation for the February 14th Town Board meeting and make and needed changes before the Annual Meeting in March.

No new building permits this month. Working on 2 land splits.

9. Treasurer’s report: (Balance Month Ending November 2011)

Planning and Zoning	\$ 832.15
General Road and Bridge Account	\$ 7,626.25
Money Market Deposit Account (MMDA)	\$ 386,252.00

Bob and Dale are tracking down FEMA funds we received for flood damage. We also received the second half real estate tax in November, about \$100,003, to be added to the MMDA account.

Denny made the motion to accept the Treasurer’s report, Dave seconded. Motion carried 3-0.

10. OCAT Meeting Update:

A draft resolution for a plan on sign reflectivity was presented and will cover us until our own plan is in place. Board to review this at next meeting.

Couri & Ruppe will have another meeting here in February.

OCAT celebration of 50 years – Will be held January 15th. All past OCAT members/ board members are invited.

Lenny Laures is the new OCAT president.

11. Bills: Bills were presented to the Board. Denny moved to pay all bills, seconded by Brian. Motion carried 3-0.

12. Recess: Denny made motion to recess the meeting until Tuesday, December 27, 2011, at 7:00 PM, for the purpose of receiving and paying last minute bills. Motion was seconded by Brian. Motion carried 3-0. The meeting was recessed at about 8:35 PM to be reconvened December 27, 2011, at 7:00 PM.

13. Meeting Reconvened: The meeting was reconvened and called to order by Chair Dave O’Brien at about 7:10 PM, December 27th, 2011. Supervisor Brian Hervey and Supervisor Denny Beyer, Treasurer Bob Figy, Planning and Zoning Administrator Ann Fahy-Gust, Road Maintenance Contractor Mike Wood, and Clerk Dale Thomforde were again present.

14. Bills: Additional bills received during December were presented to the Board by the Clerk. The Chair asked if there were any more bills to come before the Board. Hearing none, Brian moved to pay all bills, seconded by Dave. Motion carried 3-0. (8:00)

15. Road and Bridge: Denny reported the township must levy for 0.04835% of township assessed market value otherwise we will lose state aid. The \$135,000 road and bridge levy made

at the Annual Town Meeting exceeds this minimum requirement by more than 30%. With the purchase of 5,000 yards of crushed road, expenditures for the year will almost equal the \$135,000 road and bridge levy.

16. March Elections: Appointment of Elections Judges will be done during the January meeting, along with appointment of the Absentee Ballot Judges. Dave will talk to Bob Lindahl about possibly being head judge. Notices for the candidacy filing period have been submitted for publication in the Record (12/21 and 12/28) and the Post Bulletin (12/20 and 12/27) in accordance with requirements. Notices were also posted on the Town Hall Office door and on the website.

17. Road Report Update:

Mike Wood reported he has been cutting trees in right-of-way along 85th Street and will continue. Ann will send a note to people with orchard and cottonwoods on 60th Ave. – Arle Benike owns the property. Bob Figy will try to contact daughter Mary Benike who might be able to give approval. Mike has a tree-cutting release form.

Ann to send certified letter to Mark Dykes (115th St., Section 16) of Mazeppa for right-of-way tree trimming/removal and Mike to stop into Bermester's (117th St., Section 11) to discuss cutting trees on their property line.

If it stay warm and dry, Mike will try to push out dirt on Al Bruce's property along 88th.

18. Other Business

Meeting have been set up for PAC and BOA to discuss recommendations from Courie & Ruppe seminar.

There will be another Courie & Ruppe free seminar at our Town Hall in September 2012. Everyone that can should attend these educational seminars.

19. Adjournment: Denny made a motion to adjourn, seconded by Dave. Motion carried 3-0. The meeting was adjourned about 7:30 PM.

Respectfully submitted,

Dale J. Thomforde - Clerk
New Haven Township