

Silver Creek Township
Monthly Board Meeting Minutes
May 04, 2021

Silver Creek Township

Silver Creek Board of Supervisors met on Tuesday, May 04, 2021 at the Silver Creek Town Hall located at 3827 134th Street NW, Monticello, Minnesota 55362, Wright County, and State of Minnesota. The meeting was tape recorded for transcribing purposes only.

Chair Forsman called the Supervisor meeting to order at 7:00 p.m. All present stood and recited the pledge of allegiance to the Flag of the United States of America

Motion by Supervisor Ludenia to continue meeting until after the P&Z Meeting, second by Supervisor Ness. Motion carried. There were 6 people in the audience at the start of the meeting. Motion by Supervisor Klein to re-open the meeting at 8:50pm, second by Supervisor Heikkinen. Carried.

Board Members Present

Barry Heikkinen, Supervisor	Chris Klein, Supervisor
Dan Ness, Supervisor	Mike Ludenia, Supervisor
Sandy Forsman	Nancy Betzler, Clerk

Board Members Absent: None

OPEN FORUM: Chris Crandall said he was not in support of a moratorium on gravel pits. Johann Massmann reported that the Ditch 24 culvert discuss last meeting will be extending into Locke lake an additional 8 ft. Jeff Johnson would like a committee of board members, residents and mine operators to discuss and make suggestions instead of a gravel moratorium.

APPROVAL OF THE AGENDA: Motion to approve by Supervisor Ludenia, second by Supervisor Ness. Amended to add bids for overlay. Motion carried.

Approval of the Consent Agenda Item:

Minutes 04/20/2021: Motion by Supervisor Ludenia to approve as presented second by Supervisor Heikkinen. Motion carried 5-0.

List of Claims to include check # 16886 in the amount of \$4620.58. Motion to approve by Supervisor Ness, second by Supervisor Ludenia, carried 5-0.

Affidavit of Official Interest in Claims: Motion to approve by Supervisor Ludenia, second by Supervisor Ness. Motion carried 4-0-1 abstained, Chris Klein interested party.

Old Business:

Resolution Requesting Moratorium on Gravel Pits: Discussed the reasons why to have a moratorium or not to have one. After discussion Supervisor Heikkinen made a motion to accept resolution 2021-05-04

RESOLUTION ADOPTING AN INTERIM ORDINANCE ENACTING A MORATORIUM ON THE EXPANSION OF EXISTING AND CREATION OF NEW MINING OPERATIONS WITHIN SILVER CREEK TOWNSHIP PENDING THE STUDY OF POSSIBLE LEGISLATIVE ACTION

WHEREAS, the Silver Creek Township Board of Supervisors is empowered by Minn. Stat. § 462.355, Subd. 4 to pass an interim ordinance, applicable to all or a portion of
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its jurisdiction, for the purpose of protecting the planning process and the health, safety, and welfare of its citizens; and

WHEREAS, the Town Board has determined that it needs adequate time to study the possible impacts that mining operations and processing plants related to mining may have on the health, safety, and welfare of the residents of Silver Creek Township and neighboring communities, including air quality and water quality concerns; potential impact to the infrastructure of the Township and neighboring communities, property values, and the local economy; to allow the Township the opportunity to consider enacting zoning or other regulatory ordinances and to review and consider amending or adopting other police powers, licensing ordinances or zoning ordinances so as to effectively regulate mining operations and related processing plants; and

WHEREAS, the Town Board desires that the Township's Planning Commission research the issues associated with mining operations and to make recommendations to the Silver Creek Town Board regarding regulatory and police powers necessary to responsibly manage new, existing or proposed mining operations. Issues under consideration by the Planning Commission shall include, but are not limited to, possible regulatory structures including zoning, licensing, and blasting ordinances, and developer's agreements; health concerns; environmental impacts; impacts on Township infrastructure; impacts on the local economy and financial considerations for the Township; and

WHEREAS, the Town Board need a period of time within which to conduct these studies and to implement any needed changes.

NOW THEREFORE BE IT RESOLVED BY SILVER CREEK TOWNSHIP BOARD OF SUPERVISORS:

1. The attached "Ordinance to Impose a Moratorium on the Expansion of Existing and Creation of New Mining Operations Within Silver Creek Township, Wright County, Pending the Study of Possible Legislative Action" is hereby adopted.

2. During the moratorium imposed by this Ordinance the Township Planning Commission shall study and analyze the impact of mining and shall make its final recommendations to the Silver Creek Town Board by March 1, 2022. The Planning Commission shall be charged with research the issues associated with mining operations and making recommendations to the Silver Creek Town Board regarding regulatory and police powers necessary to responsibly manage new, existing or proposed mining operations. Issues under consideration by the Planning Commission shall include but are not limited to possible regulatory structures including zoning, licensing, and blasting ordinances, health concerns; environmental impacts; impacts on Township infrastructure; impacts on the local economy and financial considerations for the Township.

PASSED by the Town Board of Silver Creek Township this 20th day of April 2021.

Second by Supervisor Ness. Motion carried by a roll call vote 3 yes Supervisors Heikkinen, Ness and Forsman. 2 no votes Supervisors Ludenia & Klein.

Supervisor Klein would like in the minutes his question of whether or not we can mine our gravel because we will be expanding the size of the pit.

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Supervisor Heikkinen made a motion that we adopt Ordinance # 2021-05-04 as written. Supervisor Ness said that it has already been adopted based on number 1 in the resolution.

Clean-up Day: Postcard will be coming out to residents about clean-up day. Do we need to put something on our information that it is for township residents

Handbook changes: Continued to next meeting.

Maple Lake Fire Contract: We need to sign the contract and return to the City of Maple Lake. We need to make some changes to the Monticello Fire Contract when that is renewed. Maple Lakes contract says we are charged for insurable parcels and the Monticello contract does not say that.

New Business:

Bid overlay: We received the bids for the project. Knife River was the low bidder for the base bid for the overlay was \$191,793.80. The alternate for Meridian Ave was \$98,108. If we go with both of them it is \$289,901.80. The engineer estimate for the base bid was \$245,720. Motion by Supervisor Ness that we accept Knife River Corporation base and as well as the alternate bid for Meridian Ave for a total of \$289,901.80, second by Supervisor Heikkinen. Motion carried 5-0.

MISC: We did the shoulder on the west side of Crofoot, we need to talk to the property owner because we need to take out some trees and fence. Supervisor Ludenia would like someone to go with him to talk to the property owner. Supervisor Heikkinen will go along. We will need a back slope agreement. There is a list of other areas that need inslope work, Fillmore Ave, here at the town hall on CR 8, Crofoot, Corner of 140th and Ferman, 140th apron off CR 8, 137th east up to CR 111. Motion by Supervisor Ludenia, to do these areas, second by Supervisor Heikkinen. Motion carried 5-0.

Adjournment: Motion to adjourn by Supervisor Ludenia, second by Supervisor Heikkinen. Motion carried. Adjourned at 9:40pm.

Respectfully Submitted

Silver Creek Township Clerk
Nancy Betzler
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Approved by Board of Supervisors
May 18, 2021

Approved