

## **Regular Monthly Meeting of the Windemere Township Board - April 14, 2022**

The meeting was called to order at 6:31 PM by Chair, Heidi Kroening. Others present were Supervisors Mark Dunaski & Tony Bakhtiari, Clerk Cindy Woltjer, Treasurer Ron Mossberg & on Zoom was Zoning Administrator Dennis Genereau.

Also, in attendance were 15 Windemere residents and up to 25 participants via Zoom.

Chair Kroening requested a change to the agenda moving the Sand Lake Resort issue to be the first agenda item discussed after Public Input. There was no objection.

### **CLERK'S REPORT:**

Clerk Woltjer read meeting minutes from the March 10, 2022 Regular Meeting. A motion was made by Kroening, second by Bakhtiari to approve said minutes. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

### **TREASURER'S REPORT:**

Treasurer Mossberg gave the report for the first quarter through March 31, 2022 stating that the first quarter State Auditor's Report had been submitted. He also reported the Gas Tax refund of \$56,000 had been received along with the other deposits for the month. Motion made by Kroening, second by Bakhtiari to accept the Treasurer's report. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

### **PUBLIC INPUT:**

The first resident to speak commented about the new road maintenance model being considered stating the current road crew would be more efficient and less expensive at maintaining the roads than any new contractor doing the work.

The second resident had concerns about the blight issue continuing on Harmony Lane. He was informed that it would be discussed later as an agenda item.

A third resident on Zoom inquired about board members present at the current meeting and was given the information and told the information is also on the Windemere Township website.

The fourth resident on Zoom stated he feels the system the township has is broken and is happy with the direction that the board is taking to make changes. He also commented on the amount of money that would have to be spent on replacing equipment.

Another resident said it was time to go with something new.

Questions were read by Chair Kroening from another resident who had sent them but was unable to attend the meeting. 1) How factual, how current and where did the figures come from that are on the sheet titled *Tony's Facts* that is posted on the website? 2) Can a cost analysis be done on the township grader to obtain a current and accurate hourly rate? It was stated that the equipment rental rates on the contractor model need to be looked at closely saying they look low.

**OLD BUSINESS:**

**Sand Lake Resort – DNR Request to Appeal Issuance of Zoning Permit :**

Attorney Scott Anderson stated he had been retained by the township to update its current ordinance and also to look at the township ordinance to see if the permit issued for the Sand Lake Resort was in compliance. His advice to the board was, according to the current ordinance, the permit to Sand Lake Resort was properly granted and also according to the current ordinance, the DNR appeal was not timely and should be denied without being heard by the Board of Adjustment.

Motion # 1 was made by Dunaski, second by Kroening to determine that the DNR appeal is untimely under Article VIII, Sec. 4C – as not having been made within 45 days of notice from the zoning administrator of the issuance of the permit for Sand Lake Resort on June 14, 2021. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Abstain. Motion Passed 2/0.

Motion # 2 was made by Dunaski, second by Kroening to direct the zoning administrator to notify the interested parties, those who have appeared through counsel, to advise them of the Board’s decision. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Abstain. Motion Passed 2/0.

Motion # 3 was made by Kroening, second by Bahktiari for an appropriate committee, zoning administrator, as well as the Board to prepare all necessary documents and do all necessary notices to allow the Board to adopt an interim ordinance, pursuant to Minnesota Statute #462.355, subd. 4, imposing a moratorium of up to one year on commercial developments within the shorelands of Windemere Township. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

**ARPA Update :**

Supervisor Dunaski stated that he and the Treasurer will prepare and submit the quarterly report by the April 30<sup>th</sup> deadline.

**Road Maintenance Agreement :**

Supervisor Dunaski explained there were a few changes to be made to the bid documents so they could be posted for quotes. The board approved the changes.

**NEW BUSINESS :**

**Road Maintenance Policy :**

Tabled for a later date.

**Website Posting Policy :**

Tabled for a later date.

**Private Well Testing :**

Chair Kroening stated after contacting the MAT attorney it was discovered the township is not responsible for well contamination. A hold has been made on the township testing of private wells.

**Pine County/Windemere Township Enforcement Contract :**

A motion was made by Dunaski, second by Bahktiari to move forward with the Windemere Township Agreement for Law Enforcement services. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

**Possible Interim Ordinance – Moratorium on Commercial Developments :**

Discussed earlier with Sand Lake Resort issue.

**Culvert Permitting :**

Tabled for a later date.

**Township Inventory :**

Treasurer Mossberg asked for permission to conduct a physical inventory of the township assets to be assisted by Clerk Woltjer and Supervisor Bahktiari.

**Annual Road Review :**

The annual road review was set for Saturday, May 21, 2022 starting at 9 AM.

**Board of Supervisors Other :**

A motion was made by Kroening, second by Dunaski to give Clerk Woltjer a monthly stipend of \$ 30 to cover use of personal copier/printer and misc. supplies. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

A letter was read from Paul Horgen expressing his interest in being appointed to the vacancy on the Windemere Township Board of Adjustments. A motion was made by Bahktiari, second by Dunaski to appoint Paul Horgen to the open seat on the Board of Adjustments. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

A motion was made by Kroening, second by Dunaski to adopt a Resolution establishing precincts and polling places. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

**ROAD UPDATE :**

Nothing to report.

**ZONING UPDATE :**

Zoning Administrator Dennis Genereau stated he would give his report at the next meeting.

**PLANNING COMMISSION UPDATE :**

Commissioner Cindy Carlson reported the Planning Commission is working on the final touches for the Short Term Vacation Rental Ordinance to be able to present it for approval at the May Board Meeting. They would then be able to move forward with two public input meetings.

**FIRE DISTRICT UPDATE :**

Supervisor Bakhtiari reported 6 medical calls and 1 call for a rubbish pile fire. There will be a Golf Scramble on September 16, 2022 at the Moose Lake Golf Course with a raffle and prizes. He stated that fire truck #444 needs to be replaced.

**CLAIMS :**

March 2022 claims were reviewed. Motion made by Kroening, seconded by Bakhtiari to approve the March 2022 claims as provided. Approval of EFT #s 22-11 through 22-16, Payroll #PAY 22-0324 & 22-04, Check #s 13081 through 13099, & Direct Deposit #s DD1470 through DD1480 for a total of \$37,974.64. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0.

**TOWNSHIP MAIL :**

Township mail was opened and reviewed.

**ADJOURN :**

Motion made by Kroening, seconded by Dunaski to adjourn the meeting at 9:05 PM. Vote Taken: Kroening - Aye, Dunaski – Aye, Bakhtiari - Aye. Motion Passed 3/0. .

RESPECTFULLY SUBMITTED :

APPROVED :

Clerk, Cindy Woltjer

Chair, Heidi Kroening