

TOWN OF SILVER CREEK  
REGULAR MEETING  
AUGUST 21, 2018

The regular meeting of the Town Board of the Town of Silver Creek was held on Tuesday, August 21, 2018 in the Board Meeting Room. Present were Supervisors: Mike Hoops, and Denny Moen; Clerk Alison Oftedahl, Treasurer Jamie Pellman, and Town Operations and Facilities Manager Conrad Swanson.

Absent: Chairman Greg Hull.

Vice-Chairman Moen called the meeting to order at 7:00 p.m.

**CONSTITUENTS CONCERNS:** None

**ROAD & SAFETY:**

- Road Report – Swanson reported that the Cedar Road ditching project has been completed. Repairs were made to the fencing up at the sewer treatment ponds and gravel is being added to Clark Road. After that, gravel will be added to both Alger Grade and the Loop Road.
- State Disaster and Town Road Bridge – The bridge repair estimate was not yet available. Lake County is having their vendor examine and provide a bid on our bridge at the same time as three others in the county. The Clerk was asked to check on the status.
- Swanson Resignation – Swanson informed the Board that his last day would be Thursday, September 6. The Board approved publishing the position Friday 8/24 through end of day Tuesday 9/4. The position will be advertised in the Northshore Journal and online at Indeed.com as well as on the Town's website. Moen expressed the disappointment on behalf of the Board regarding Swanson's departure. Reasons for his resignation were not provided at the meeting.
- Sign for Alger Grade – Swanson reported that he agreed with constituent Bruce Tower regarding the dangerous nature of his blind driveway entrance. Swanson estimated the sign cost at approximately \$50. The sign purchase was approved by the Board with motion by Hoops, second Moen.

The meeting was recessed at 7:10 p.m. to reconvene the Annual Meeting upon motion by Hoops, second Moen.

Regular meeting was reconvened at 7:12 pm.

**SEWER OPERATIONS:**

- Wastewater Operator's Report – Operator Hoops reported that irrigation was going very well with the dry weather, but that there were several failures in the past month including a pump at Gooseberry Falls State Park, and two homes in which wiring was damaged by construction and required weekend repair calls. Castle Haven's system was damaged by a vehicle. The sewer customers who had customer-caused damage will be billed for repair costs.
- Stewart River Strategy Moving Forward – Discussed the financial agreement with Lake County, identified by Auditors, in which the Town of Silver Creek was loaned \$50,000 for this project. As the project is not yet completed but still being pursued, it was suggested that the Chairman approach Lake County with a formal request to extend the terms of payback.

**LAND USE:**

- CDSSD Ordinance – Hoops reported that he has a meeting scheduled next week with Christine McCarthy to map our zoning areas into those of Lake County.
- Bachman Land Use Application – The Board reviewed a letter sent by the Clerk to the Bachmans requesting that they cease and desist on their project until the Wetlands situation could be reviewed by Lake County. Their Land Use Application was submitted after their new garage building was erected.

**REVIEW MINUTES:**

Motion by Hoops, second Moen to accept as amended the minutes from the 7/17 Regular Meeting with additions noted. Motion by Moen, second Hoops to accept as amended the 8/7 Committee of the Whole minutes with one correction noted.

**TREASURER'S REPORT:**

TOSC checking: \$85,904.51 and TOSC savings: \$478,011.10 for a total of \$563,915.61. Outstanding Checks totaled \$31,313.63 for a CTAS balance: \$532,601.98. Motion by Moen, second Hoops to accept the July Treasurer's Report as presented. Motion by Moen, second Hoops to authorize a requested transfer of

\$86,000, noting that approximately \$28,000.00 of this transfer is for the September 1st payment of the Capital Projects Loan.

#### **READING OF THE BILLS:**

The current month's bills were read: Claims 5733-5768 totaling \$64,052.71; and payrolls through 8/24/2018. Hoops abstained on disbursement 0803201809. Motion by Hoops, second Moen, to authorize payment of the bills as presented. Motion carried unanimously.

#### **CORRESPONDENCE:**

- Request to Name Road – The Sherriff's Office sent a request to name Forest Road 1108 "Coleman Road" after Darrel Coleman. Hoops noted that for many years Silver Creek has chosen not to use family names in order to avoid preferential treatment to some families over others. For the purpose of 911 services, the Board agreed to name the road. Motion by Hoops, second Moen to name Forest Highway 1108 "Spruce Road" with the understanding that this is not a Township Road and it will not be maintained by the Township now or in the future.

#### **TAX FORFEIT GOOSEBERRY VILLAGE PROPERTY:**

- Hoops reported that a meeting is scheduled with Nate Eide, Matt Huddleston, Attorney Conrow, Ron Hammes and himself regarding Hammes potential purchase of this property. The previous attempt to make a deal fell through due to his investor group, however Hammes has funding on hand this time and will not have to seek agreement of a group. Hoops indicated that a legal procedure allowing sale of the property to Silver Creek at less than market value has been identified by Conrow. Silver Creek will then sell it at market value with all proceeds going to pay off the PFA loan.

#### **OLD BUSINESS:**

- Employee Wage Garnishment – Motion by Moen, second Hoops to not pursue the garnishment at this time due to legal difficulties and expenses, but to leave the issue open in case it is decided to pursue it at a later time.

#### **NEW BUSINESS:**

- Election Judges – Motion by Moen, second Hoops to approve the following list of Election Judges: Sue Hilliard, Val Johnson, Jennifer Havlick, Jon Norine, John Carr, John Bathke and Joan Rheineck as Emergency Backup
- Land behind Fire Pond – No status change on this project.
- Town Hall – The Board reviewed requests by Dale Moe on behalf of the Ukulele Group to install internet at the Town Hall and to fix some maintenance issues. The Board felt that it would be unwise to install internet based upon an inability to ensure proper and legal usage of public WIFI. They suggested perhaps public access television could be used to televise the concert so that international musicians can play along per Moe's request. The Board also discussed the large number of repairs needed by the Town Hall including new roof, new floor, repaired chimney, and new furnace.
- Signs for Town Buildings – Lake County estimated approximately \$200 for two road signs along Highway 3 directing the public to the correct Silver Creek building. The cost will vary dependent upon the number of words, but this was estimated on a size of roughly 2 foot by 3 foot. The Board asked the Clerk to come up with some designs for the next meeting.
- Mowing Contract – Hoops is working up a detailed description of the desired work that can then be published to solicit bids this fall for next year's mowing.
- Fund Transfers – Motion by Moen, second Hoops to authorize two fund transfers recommended by the Auditors: first to transfer \$19,804.60 out of 301 Debt Service and into 401 Capital Projects to pay back the fund and correct an error; second to transfer \$19,804.60 out of 401 Capital Projects and into 100 General Fund to zero out the project fund because the project is over.
- Cemetery – The Clerk is seeking an estimate for the moving of a bench monument that is in violation of cemetery rules.
- Software Upgrade for Clerk and Deputy Clerk Laptops – The upgrade of Microsoft Office on both laptops is in progress. A few problems discovered today will be addressed by Jaws Computer Services tomorrow.

**PENDING ISSUES:**

- Cemetery Kiosk – A donation of one gallon of stain and \$127.49 cash was received from the Silver Creek Country Club. Tom Anderson brought these items in and requested that the cemetery kiosk be cared for and the sign be completed. To accept this donation, Resolution 2018-6 as detailed below, was adopted upon a roll call vote:  
Hoops: Yea                      Moen: Yea                      Hull: (absent).

**RESOLUTION # 2018-6  
TOWN OF SILVER CREEK  
LAKE COUNTY MINNESOTA  
RESOLUTION ACCEPTING DONATIONS**

**WHEREAS**, the Town of Silver Creek is authorized to accept and maintain donation of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens; and

**WHEREAS**, the following persons and entities have offered to contribute the donations set forth below to the township:

<u>Name of Donor</u>	<u>Donations</u>
Tom Anderson/ Silver Creek Country Club	1 can of stain @ \$37.85 Cash - \$127.49

**WHEREAS**, the terms or conditions of the donations, if any, are as follows:

- The funds are for use on the Silver Creek Cemetery Kiosk

**WHEREAS**, all such donations have been contributed to the township for the benefit of its citizens, as allowed by law; and

**WHEREAS**, the Town Board finds that it is appropriate to accept the donation offered.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF SILVER CREEK, LAKE COUNTY, MINNESOTA, AS FOLLOWS:**

1. The donations described above are accepted and shall be used in accordance with the noted terms or conditions either alone or in cooperation with others, as allowed by law.
2. The Town Clerk is hereby directed to acknowledge to each donor the Town's acceptance of the donor's donation.

Adopted on \_\_\_\_\_8/21/2018\_\_\_\_\_ by the Town Board of the Town of Silver Creek on

\_\_\_\_\_

Greg Hull
Denny Moen
Mike Hoops

ATTEST: \_\_\_\_\_

Alison Oftedahl, Clerk

There being no further business, a motion was made by Hoops, second Moen, to adjourn the meeting at 9:05 p.m. Motion carried unanimously. The next regular meeting of the Board will be held on Tuesday September 18, 2018 at 7:00 p.m. in the Board Meeting Room.

Respectfully submitted,  
Alison Oftedahl, Clerk