

Minutes
EAGLES NEST TOWNSHIP
BOARD OF SUPERVISORS MEETING
December 20, 2022

Chair Floyd called the meeting to order at 5:00 p.m.
The Pledge of Allegiance was recited.

Sup Richard Floyd, Sup DeAnn Schatz, Sup Kurt Soderberg, Sup Frank Sherman, Sup David Chiabotti, Clerk Keely Drange, Treasurer Mary Beth Monte Deputy Treasurer/Clerk Gwen Potter and Fire Chief Larry McCray were in attendance.

Unless otherwise stated, all motions carried unanimously.

Agenda

Sup Soderberg moved and seconded by Sup Schatz to approve the agenda for December 20, 2022, as amended.

Amendments: Sup Sherman wanted to add scheduling of budget workshops to either supervisor concerns or new business. The subject was added to new business.

Sup Floyd stated that the meeting minutes from the Supervisors special meeting from the December 14th, 2022, were not ready at this time. Agenda item removed.

Board of Canvass meeting from the November 15, 2022, and resumed on November 17th 2022, Minutes were not on the agenda and will be added to the agenda for approval.

Motion carried.

Minutes

Sup Schatz moved and seconded by Sup Soderberg to approve the minutes from the November 15, 2022, Board of Supervisors meeting. Motion carried.

Sup Soderberg moved and seconded by Sup Sherman to approve the Board of Canvass Meeting Minutes from November 15 & 17, 2022. Motion carried.

Communications List Approval

Sup Floyd moved and seconded by Sup Chiabotti to approve the communications list. Motion carried.

Citizens' concerns

none

Reports

Clerk:

Clerk Drange discussed options for the process to switch supervisors and staff over to a paid email service as Frontier emails may shut down.

Supervisors who use personal email are obligated to keep emails for 6 years and they are considered public records.

Clerk Drange asked the Supervisors and Supervisor elect if they would be willing to take the Oath of Office after the meeting.

Chief Larry McCray stated that he would not be accepting the Supervisor E position.

The board will need to appoint another Supervisor for a special 2-year term.

Sup Floyd moved, and seconded Sup Sherman to approve the resolution #12-22-12 Reestablishing Precincts and Polling Places. Motion carried.

Treasurers Report:

Treasurer Monte reported claims in the amount of \$13,676.04, claim numbers EFT-4504, EFT-4505; 4532-4551 and check numbers 10721-10747.

Payroll in the amount of \$13,366.63 and check numbers 10748-10766.

Voided Checks 10767 and 10719 (EFT).

Sup Soderberg moved, seconded by Sup Schatz to approve the payroll and claims. Motion carried.

Sup Soderberg moved, seconded by Sup Chiabotti to approve the Treasurer's report. Motion carried.

Sup Floyd moved, seconded by Sup Soderberg to approve up to \$300 to retain all official emails. Motion carried.

Building and Grounds;

Most of the audio-visual equipment has been set up by Jim from Voltz. We are waiting for a cable that connects and powers the camera.

Sup Chiabotti repaired the shelf that holds dishes in the kitchen cupboard.

Fire:

Report on file.

Sup Soderberg volunteered to help Sup Sherman with negotiations with Morse-Fall Lake Joint Powers Board.

Sup Floyd moved and Seconded by Sup Schatz to offer the Eagles Nest Fire Chief Position to Ted Krueger at the same salary as the current Chief. Motion withdrawn.

Sup Sherman moved and seconded by Sup Soderberg that the board approve the hiring of Ted Krueger as the interim fire chief effective upon Chief Larry McCray's resignation at Chief McCray's current rate. That Larry McCray will be delegated to go the Morse-Fall Lake Township meeting to inform them that Eagles Nest has made that offer to their Chief and that if they approve his accepting that offer, and he does accept that offer, that it will then be effective upon Chief McCray's resignation. Motion carried.

Roads:

Jeff Schulze has plowed a few times and had widened the road and pushed back the banks.

Pat Yeager said that there has been snow piled up in front of their driveway at the end of Dorem Road. Sup Floyd contacted the County and they reported that the plows could not easily turn around to remove snow.

Sup Floyd said that he discussed “Flesvig’s corner” on Walsh Road with Vic Lund from St. Louis County. Mr. Lund suggested putting chevrons on the corner. The county will have to wait until the summer to put in the chevron signs.

Carla Lundstrom reported that Low Impact employee plowed up their driveway and had left a large bank of snow.

Judge Peterson was handling the Kromer Lawsuit and he ruled in favor of the township. The Kromers then asked for reconsideration. Reconsideration is rare and usually not in favor of the plaintiff. Reconsideration was denied on December 16th at the hearing. There was a motion to amend their discovery response where they had answered that they don’t own the out lot to now claim that they do own it and the judge took that under advisement. Judge Peterson will issue a decision sometime in the future.

The Kromers have filed a separate proceeding with the Court of Appeals challenging the entire Park Land designation. The township does not know if the current attorney will continue to represent the town in this matter or a new attorney.

Land, website and broadband:

Sup Soderberg explained that the application for Treehouse Broadband was denied by the DEED as all of the approved applications were for fiber optic projects. Treehouse stated that they do not have the capacity for fiber optic projects.

Noxious Weed report will be signed by board chair and will be submitted by Sup Soderberg.

Short-Term Rental Committee first meeting on December 9th. See meeting notes on file. Next Meeting on January 10th at 4pm on Zoom.

The staff person with St. Louis County says they would not honor our moratorium on short term rentals and would continue to process permits. An appeal of this decision will be made to the Director and if that is unsuccessful, we may need to contact our local Commissioner.

Emergency Preparedness and water:

No water report.

Emergency preparedness will remain under Director, Michael Ostlund. ENCEP will remain active with transition to interim fire chief.

Old Business:

Dorem Drive update: Sup Floyd spoke with Thad Wavrin from Low Impact Excavators and he stated that their work was complete. Sup Floyd inspected, with some snow on the ground, it appeared to him that the work was not completed in its entirety. Sup Floyd was supposed to be involved with a final inspection with the contractor and engineer but it was unable to be completed due to snow. Sup Floyd was unable to determine if the seeding/erosion material was installed and surface material did not appear to be class five.

The engineer told Sup Floyd that work was completed. Sup Floyd explained to the engineer that there are some unacceptable bumps. Then engineer stated that was to be expected as the fill had just been installed and would be covered by the warranty. There has been no bill received from either Low Impact or the engineer. Sup Floyd does not know if the bill should be paid and he is not certain that the job is actually complete.

Sup Floyd would like to ask the engineer to provide a letter stating that the job was completed. The work

is warrantied for one year so if there are issues with the work, it would be covered by the warranty.

Tower Ambulance Service: The Tower Ambulance Commission has approved the purchase of a new ambulance. The Ambulance Service Committee was supposed to meet on December 14th but due to the snowstorm the meeting has been postponed until December 21st. Greenwood has decided to send a representative to the committee meetings. The thought from the committee is that an Ambulance Joint Powers Board should be created that represents all governmental entities from the Tower Ambulance Service area.

Fire Department merger discussion completed during Fire report.

Short-term rental discussion completed under Lands report.

New Business:

Budget Workshop scheduled January 10, 2023 10am at townhall.

Supervisor Concerns:

Letter of appreciation was read by Sup Floyd to Sup DeAnn Schatz for all her years of service to the township.

Adjournment:

Sup Soderberg moved, seconded by Sup Chiabotti to adjourn. Motion carried.
The meeting adjourned at 7:36 PM.

Respectfully submitted,

Keely Drange, Clerk