

MINUTES OF THE HAVEN TOWN BOARD MEETING
June 15, 2015

The Haven Town Board met at the Haven Town Hall on Monday, June 15, 2015. The meeting was called to order at 7:00 p.m. by Chairman Jeff Schlingmann. Members present: Chairman Jeff Schlingmann, Supervisor Mark Knowles, Supervisor Kathi Sims-Kosloski, Supervisor Randy Linn, Clerk Mike Zniewski, Legal Council David Meyers and Deputy Clerk Tammy Schefers.

APPROVAL OF AGENDA

Supervisor Kathi Sims-Kosloski made a motion to accept and to approve the agenda with adding a total of \$3,413.97 for Kathi Sims-Kosloski and a total of \$1,635.55 for Jeff Schlingmann to the claims. Supervisor Randy Linn seconded the motion. The motion carried.

SHERBURNE COUNTY SHERIFF REPORT

The Sherburne County Sheriff reported 68 incidents for the month of May. A question was brought up in regards to bullets received in a home in Benton County. Del-Tone Gun Range is in question. The Sheriff made the statement that there was a call for this and he was involved in the case and that they are still working on the investigation.

READING OF THE MINUTES

Supervisor Mark Knowles made a motion to approve the minutes. Supervisor Kathi Sims-Kosloski seconded the motion. The motion carried.

BUILDING PERMITS

There were two building permits.

BILLS OUTSTANDING

Jeff Schlingmann	\$ 1,405.00
Jeff Schlingmann	\$ 230.55
Kathi Sims-Kosloski	\$ 2,815.00
Kathi Sims-Kosloski	\$ 598.97
Tony Preusser	\$ 38.00
Linda Kozak	\$ 194.00
Rinke Noonan Attorneys at Law	\$ 408.00
Rinke Noonan Attorneys at Law	\$ 609.00
Xcel Energy	\$ 59.12
B & G Excavating, Inc.	\$ 600.00
B & G Excavating, Inc.	\$ 617.50
B & G Excavating, Inc.	\$ 95.00
Sherburne County Becker Citizen	\$ 41.64
Central Appliance Recyclers	\$ 1,921.92
Advanced Disposal Services	\$ 2,284.89
Sherburne State Bank	\$ 0.00
PERA (Deposit)	\$ 422.00

Total: \$ 11,496.59

Supervisor Mark Knowles made a motion to approve and accept the claims. Supervisor Kathi Sims-Kosloski seconded the motion. The motion carried with: 4 – Aye / 1-Absent / 0-Opposed

PUBLIC HEARING/COMMENT

MS4 Annual Report Public Comment – Chairman Jeff Schlingmann opened up the Public Hearing/Comment at 7:06 p.m. Jon Bogart from Bogart, Pederson, & Associates gave the Board Members a packet to review of the Annual Report of the MS4 for 2014. He reviewed, summarized and went over it with the Board and residents. The Township will be working with Sherburne County on this also. Driveway culverts are excluded from the MS4 but a culvert that crosses over a Township or County Road must be included in the report. Then Chairman Jeff Schlingmann opened up the Public Hearing/Comment to the residents. Hearing no questions or comments from the residents Supervisor Randy Linn made a motion to close the Public Hearing/Comment at 7:25 p.m. Supervisor Kathi Sims-Kosloski seconded the motion. The motion carried. Supervisor Mark Knowles then made a motion to accept and approve the 2014 MS4 Annual Report as stated. Supervisor Kathi Sims-Kosloski seconded the motion. The motion carried. Jon Bogart then went over the task list of the next steps of what will be happening. He will continue working with Sherburne County to complete this process.

OLD BUSINESS

Sherburne County Planning Draft Solar Ordinance – A Community Solar Energy System is a facility which produces electricity for subscribers (tends to be 10 acres or smaller). A Solar Farm is a facility which produces electricity for wholesale sales (tends to be larger than 10 acres, or part of a multi-site project). Sherburne County is now asking the Board Members to take into consideration and examine where in the township the Energy System or Solar Farms should go if permitted and if they would fit into each township’s future plan. The County would like each township to comment on the draft proposed map that was presented. Haven Township does promote Agricultural area. After discussion on this Supervisor Mark Knowles made a motion to give a positive comment on the area that Sherburne County has mapped out for the Community Solar Energy Systems & Solar Farms. Supervisor Kathi Sims-Kosloski seconded the motion. The motion carried.

Municipal Separate Storm Sewer System Amendment – The Board Members were handed a packet for review about the required Ordinance Amendment for Sherburne County Municipal Separate Storm Sewer System (MS4) General Permit under the Federal Clean Water Act and the MN Pollution Control Agency. The Board Members will discuss this at the next Meeting.

Joint Powers Agreement - Sherburne County is asking the Township Board to review the Sherburne County Township Officers’ Association Joint Powers Agreement. After review and discussion on this issue Supervisor Mark Knowles made a motion to approve

the Sherburne County Township Officers' Association Joint Powers Agreement. Supervisor Randy Linn seconded the motion. The motion carried.

Sherburne County Shoreland Ordinance Amendment – The Board reviewed the Zoning Ordinance Amendment that would allow for a higher density of development which is allowed under the State Shoreland Rules. Another Township had a request to look into allowing for the smaller lot sizes that are allowed under the State Rules. The Board Members discussed this and then Supervisor Mark Knowles made a motion to send a negative comment back to Sherburne County on this Shoreland Ordinance Amendment. Supervisor Kathi Sims-Kosloski seconded the motion. The motion carried.

NEW BUSINESS

None

BUSINESS FROM THE SUPERVISORS

Chairman Jeff Schlingmann –Had a call that there was a vehicle, trailer & boat that were launched down the minimum maintenance road, public right-a-way boat access in Sherwood Shores on Long Lake. Jeff is asking the Board Members to decide what they would like to do with that area. Should the board leave it for just walking traffic, canoes and small portable boats? The DNR might also have to be involved with the decision. This will be put on the agenda for the next meeting to be discussed.

Supervisor Randy Linn – Had some trash in the ditches that he saw. He will pick it up and put it in the proper spot or at the Town Hall for next Clean-Up Day.

Supervisor Mike Pesch –Absent

Supervisor Mark Knowles –The gravel roads have been graded and the 1st cut mowing will be started within the next few weeks. Jeff Rhodes will get to the pot holes soon.

Supervisor Kathi Sims-Kosloski – Talked about the Airport and that they will be restructuring the ditches by them. This will affect the Township's ditches and it will run into the Elk River. They were unaware of the MS4 process. Jon Bogart will contact the Airport and get the engineer for this and work with them. She also asked about a new building going up. Do they need silt fencing/screening for the project if it is next to the Elk River? She will contact Marc Schneider at the County.

BUSINESS FROM THE FLOOR

Jane Korte lives in River Haven Addition and is concerned about the Shoreland Ordinance. She is disturbed about this Shoreland Ordinance that the County would even think about downgrading the Shoreland Rules. She is asking the Board to not support this amendment. She is concerned about setbacks, Lake Frontage, DNR rules, septic tanks, drainfields, wells etc... Also the Shoreland Rules state that there needs to be a building to store boats, canoes, pontoons, etc.... on the property. She will e-mail her written concerns to Nancy Riddle from Sherburne County and Chairman Jeff

Schlingmann so he can take her concerns to the Planning and Zoning Public Hearing on Thursday, June 18, 2015.

Lewis Stark has concerns about the Del-Tone Gun Range and the CUP (Conditional Use Permit) they are under. Bullets have gone through a home in Benton County. He was wondering why the Board would not use the County CUP for this. What is the status of the investigation? What does the Board intend to do?

Chairman Jeff Schlingmann made the comment that the Board is waiting for the formal Sheriff's Report. Secondly the Township is not bound by the County CUP. The Gun Range is in compliance with the NRA Source Book (State Statue 87A). It has been inspected every year. Chairman Jeff Schlingmann goes to Del-Tone Gun Club and measures the berms every year to make sure they are in compliance. The berms are 20 feet to 22 feet tall and in compliance. There is other shooting going on in the area as well. The Board has to wait for the official Sheriff's Report.

Pat Prom made the comment that she is addressing the other board members, not Mr. Meyer or Mr. Schlingmann. She is strictly concerned about the transparency of this board. This has to do with people's lives, not land. Since 2009 or 2010 there have been bullets in roofs, soffits, windows and peoples heads. Do you Care? Does the Board care about their neighbors? Let's talk about what is ethically right. Common sense tells that the bullets are coming from the range. Use your heads.

Supervisor Mark Knowles made the comment that if the bullet came from the range, it was mishandled by the gun handler. The baffles that are used would stop it from getting out of control. The NRA Source Book is widely used. The Board is concerned about what has been happening. We have responsibilities too. We have to be careful of acquisitions that are made that we can't substantiate. We are waiting for the Sheriff's Report to come through.

Lewis Stark still wants to know why this board did not have a public hearing for not choosing to use the County CUP. Is this an improvement for the citizens of Haven Township?

Dave Neeser asked where the safety officer at the range is. He would also like to see the written reports of the inspections that Chairman Jeff Schlingmann does every year to make sure they are in compliance.

Sue Mohr- Shared with the board that her husband Jim and her moved from Morris, MN one year ago and bought the Mark & Louise Neeser property in Benton County. Louise was shot in the face by a bullet. Sue's husband Jim is an Ex-Special Forces Green Beret Weapons Specialists and a pilot. They are also NRA lifetime members and have permits to carry a gun. They did research and checked out the Gun Range before they purchased the property. They felt confident that if the 26 safety points, that were in place, would be used at all times on the range, it then would be a safe place. It is very upsetting to her what has happened also. The Sheriff went to the Gun Range the day the bullets were

found and the boxes were not up. The next day they were. She does not want to shut down the rifle range but she is very concerned about following rules and regulations and having it run properly. Her children will not let the grandchildren come to visit them until they know what has happened and it is safe.

Dave Neeser was standing in for his brother. It was mentioned that after the incident, the magic shooting boxes came back. They were gone, and then they were back. We have photographs and you have all read the papers. (Dave Neeser Referring to Chairman Jeff Schlingmann) Your creditability stinks. You are your own boss and you tell this board what you want them to hear. (Chairman Jeff Schlingmann stated that he can make a statement to the whole board, but he will not let him attack anyone of the board members directly including him). Dave Neeser said "I am done with my words to you; you have a conflict of interest". Chairman Jeff Schlingmann said, that's it we are done.... No more comments on this issue from the residents.

Supervisor Mark Knowles stated that he realizes that people don't feel safe in their homes and in response tend to attack and take it out on other people. He understands the frustration but the anger has been misplaced. It should not be taken out on the Haven Township Board Members. We are doing what we can as a Board to help.

Supervisor Kathi Sims-Kosloski made the comment that she had minutes from the previous meeting of when Louise Neeser was shot with a bullet. David Meyers was not involved in this, he left the building and another attorney, Stewart Anderson was in his place. The comments that the residents had made at that time were that the range was very well run. They have had no issues with them. The residents were also satisfied that if the Board went with the NRA Source Book Standards (which is a higher standard) they would be happy. So the board moved forward with the resident's best interest at heart. Yes, the board is concerned and will do what is needed when we get the complete sheriff's report.

Chairman Jeff Schlingmann made the statement that the Board will continue when they receive the full Sheriff's Report.

Laura Light addressed the board about the Sherwood Shores Public Access. It does not meet parking requirements for residents. It is a minimum maintenance road. Emergency vehicles can not get through if there are cars parked on the road. Who should we contact if we see parking there? Chairman Jeff Schlingmann stated to call the Sheriff's Department. They will enforce no parking there. She also had concerns about the Shoreland Ordinance. She is not in favor of the amendment. Why should the County back track when it is set already?

Jack Prom made the comment that the business he is involved in has cameras everywhere. Does the gun range have cameras everywhere? If so they should be able to tell from the cameras what has been happening.

COMMUNICATIONS

Sherburne County Planning and Zoning Public Hearing Notice

Haven Township Formation Date

E-Waste Collector & Recycler Meeting Invitation

Sherburne County Community Partner Meeting Agenda

ADJOURN

It was moved by Supervisor Mark Knowles seconded by Supervisor Randy Linn to adjourn the meeting. The motion carried, and the meeting was adjourned at 8:47 p.m.

Chairman

Date

Clerk / Treasurer

Date