

TOWN OF SILVER CREEK
REGULAR MEETING
JANUARY 17, 2023

The Regular Meeting of the Town Board of the Town of Silver Creek was held on Tuesday, January 17, 2023, in the Board Meeting Room at 1924 Town Road for the purpose of discussing all issues before the Board.

Present were Supervisors: Chuck Voss, Greg Hull, and Chris Jaeger; Clerk Alison Oftedah!; Treasurer Jamie Pellman; Wastewater Operator Mike Hoops, and (by phone) Deputy Clerk Katie Anderson.

Absent: Town Operations Manager Jody Reineccius.

Visitors Present: A vole ran through the meeting room just prior to 6:30 and was removed by Chairman Voss.

Chairman Voss called the meeting to order at 6:37 p.m. and led the Pledge of Allegiance.

CONSTITUENTS CONCERNS:

No new concerns.

ROAD & SAFETY:

Road Report – None.

Part Time On Call Employee – Hull reported that he and Reineccius interviewed Jeff Anderson for the position and went through the MOU. Motion Hull, second Voss to hire Anderson pending drug and background check at an hourly wage of \$22.50 and all other terms included in the MOU, and to authorize 40 hours of paid training. Carried unanimously.

Gravel Pit Next Steps – Hull reported he spoke to Commissioner Sve and to County Attorney Russ Conrow who both thought we could get a waiver from the performance bond. County Board approval will be needed. After discussion of the stormwater permit application, motion Voss, second Hull to authorize payment for it with two edits in the application noted. Carried unanimously.

SEWER OPERATIONS:

Sewer Report – Operator Hoops presented his report and discussed recent repairs. He is talking to Eric Appelwick for future repairs because Robert of Wiikwaiban Iniini is having health issues.

Motion Voss, second Jaeger to accept the Wastewater Operator’s Report (included below) as presented. Carried unanimously.

Wastewater Operator’s Report – January 17, 2023

Influent	2021	2022
January	0.4689 million gallons	0.4204 million gallons
February	0.4855 million gallons	0.4570 million gallons
March	0.7586 million gallons	0.6321 million gallons
April	0.6806 million gallons	0.8675 million gallons
May	0.6131 million gallons	0.8232 million gallons
June	0.8192 million gallons	0.8657 million gallons
July	1.1059 million gallons	0.9316 million gallons
August	0.9969 million gallons	0.8870 million gallons
September	0.8284 million gallons	0.9317 million gallons
October	0.7134 million gallons	0.6251 million gallons
November	0.5272 million gallons	0.6000 million gallons
December	0.4614 million gallons	est. 0.5000Million gallons
<u>Total</u>	8.1410 million gallons	

In addition, there were 0.0225 million gallons of trucked in wastewater during December.

Effluent	2021	2022
May – Discharged 2.859 million gallons of water		3.018 million gallons irrigated
June – Discharged 3.19 million gallons of water		2.986 million gallons irrigated
July – Discharged 3.246 million gallons of water		4.563 million gallons irrigated
August - Discharged 2.743 million gallons of water		2.218 million gallons irrigated

September - Discharged 0.923 million gallons of water	2.984 million gallons irrigated
October - Discharged 0	<u>1.147 million gallons irrigated</u>
Total for year- 12.961 million gallons	16.916 million gallons irrigated

Current Operations

Pretty much shutdown for winter months. We have considerable capacity in the ponds for effluent at this time.

Lift Station #1 -Pump #2 has been installed back into the lift station and is running. Correct wiring of the pump still remains to be done. The patch on the pipe is holding, but this is short term fix only. It is still in an alarm mode and we can't get an explanation as to why. I am actively searching for someone to take over the repair of lift stations.

Grinder pump repairs have been done on an as needed basis. An intermittent problem with a panel was solved by a phone call to the manufacturer's rep. A simple adjustment was made to the overload.

Sampling has been done as required and all reports submitted to MPCA.

Pending Maintenance Items

Cut out between pump chambers on duplex stations.

Respectfully submitted,
Mike Hoops, Wastewater Operator

PFAS Cost Recovery Program – The Board discussed the PFAS cost recovery class action lawsuit. Voss and Operator Hoops felt it would provide financial resources in the event that a statute is passed requiring PFAS micropollutants to be cleaned up from our wastewater system. A motion by Voss to register for the program failed for lack of a second. Hull stated that he believed the risk is hypothetical and the class action lawsuit is not yet litigated so the funds may never be available. Jaeger agreed.

GFSP Payment Status – The Clerks reported that Gooseberry Falls State Park sewer account is past due.

STEWART RIVER SEWER:

Voss said he has heard nothing from Bollig.

REVIEW MINUTES:

Motion Voss, second Hull to accept as presented the December 20th Regular Meeting minutes. Motion Hull, second Jaeger to accept as presented the January 10th Committee of the Whole Meeting minutes. All motions carried unanimously.

TREASURER'S REPORT:

The Treasurer's Report was presented by Pellman as follows: TOSC checking: \$44,432.70 and TOSC savings: \$720,267.03 for a total of \$774,699.73. Outstanding checks totaled \$466.67 for a CTAS balance: \$774,233.06. Motion Hull, second Voss to accept the December Treasurer's Report as presented. Motion Voss, second Jaeger to authorize the requested transfer of \$50,000 from savings to checking. Both motions carried unanimously.

US Bank Signatories – Currently only Pellman is authorized to sign. Pellman was asked to call and find out what kind of documentation would be needed to get Voss added.

READING OF THE BILLS:

The current month's bills were read: claims 9624-9648, totaling \$36,132, and payrolls through January 20th. Motion Voss, second Hull, to authorize payment of the bills as presented. Carried unanimously.

CORRESPONDENCE:

The Board considered the following:

- Email from Lake County Auditor stating that \$23,129.51 in levy fund collections will be paid January 25th.
- Consumer Price Index News Release from Bureau of Labor Statistics.
- 3 Affidavits of Candidacy for Township Election.
- CTAS printout showing the fund transfer for the sewer truck authorized last month was keyed.

- Statement of Indebtedness report sent to the County Auditor.
- 1 Hearing Notice and 6 approved Land Use Applications from Lake County.

OLD BUSINESS:

None.

NEW BUSINESS:

COLA Increases – The Board viewed the 2022 annual inflation rate released by the US Bureau of Labor Statistics. Motion Hull, second Voss to authorize a 6.5% cost of living raise effective with the first full pay period of January to employees Jody Reineccius, Paul Thompson, Katie Anderson and Mike Hoops. Carried unanimously.

New Mileage Rate – After viewing the new rate released by the Federal Government, motion Jaeger, second Hull to increase Silver Creek’s mileage reimbursement rate to \$0.65 per mile. Carried unanimously.

2023 Fees – The following rates were set for the upcoming year.

Cemetery Rates – Motion Hull, second Voss to adopt Resolution 2023-1 Silver Creek Cemetery Rates (included below) containing the same rates as last year. Carried unanimously.

RESOLUTION 2023 – 1
2023 Silver Creek Cemetery Rates

Purchase of Cemetery Lots
\$250.00 per lot

Interment Rates

Weekday Interment (Monday – Thursday):
Grave Opening and closing for Casket: \$750.00
Grave Opening and closing for Creains: \$350.00

Weekend or Holiday Interment (Friday – Sunday):
Grave Opening for Casket: \$800.00
Grave Opening for Creains: \$500.00

These rates effective for the year 2023.

Motion by Supervisor _____.

Adopted on Jan 17, 2023

Charles Voss Gregory Hull Christopher Jaeger

ATTEST: _____
Alison Oftedahl, Clerk

The Resolution above was adopted upon roll-call vote as follows:

Ayes: Chuck Voss, Chris Jaeger, Greg Hull
Nays: None
Abstain: None
Absent: None

Driveway Access Rates – Motion Voss, second Jaeger to adopt Resolution 2023-2 Driveway Access Annual Rates (included below) holding rates to the same level as last year. Carried unanimously.

RESOLUTION 2023-2
TOWN OF SILVER CREEK
LAKE COUNTY MINNESOTA

NEW DRIVEWAY ACCESS

2023 FEE RATES

WHEREAS Silver Creek's Policy for New Driveway Access to Township Roads set forth in Resolution 2020-7 requires applicants to pay an application fee and a refundable deposit,

THEREFORE BE IT RESOLVED that the Board of Supervisors of Town of Silver Creek does hereby establish the following rates for the fee and deposit effective today and remaining in effect until a new set of rates is established next year.

2023 Rates

New Driveway Access **Application Fee:** \$125

New Driveway Access **Refundable Deposit Fee;** \$500

New Driveway Access **After the Fact Fee:** \$500 + actual costs of bringing driveway access up to standards

To purchase Culvert (optional): Cost + 10% handling

Motion by Supervisor _____.

Adopted on Jan 17, 2023

Gregory Hull

Charles Voss

Christopher Jaeger

ATTEST: _____
Alison Oftedahl, Clerk

The Resolution above was adopted upon roll-call vote as follows:

Ayes: Chuck Voss, Chris Jaeger, Greg Hull

Nays: None

Abstain: None

Absent: None

Hall Rental – Motion Jaeger, second Hull to adopt the 2023 Hall Rental Agreement (included below), maintaining the same rates as last year. Carried unanimously.

Approved 1/17/2023

**TOWN HALL, PAVILION, OR BOARD MEETING ROOM
USE AGREEMENT**

In consideration for the use of
 Historic Town Hall Historic Town Hall & Pavilion Board Meeting Room

For the purpose of: Event _____ or Recurring Class _____

on the following date(s): _____ Start Time: _____ Expected Duration: _____

Exclusions & Notes: Board Meeting Room unavailable Tuesdays. Pavilion available May-Sept only and must be rented with Historic Hall. Recurring events (classes) limited to Mondays-Thursdays. Reservations will not be taken more than 180 days ahead of an event.

2023 Rates

- _____ \$250 Refundable \$250 Damage Deposit – required for all events.
- _____ Refundable additional \$250 Damage Deposit if alcohol will be served at event (rules below)
- _____ \$100 Additional Winter Fee for Historic Hall from November 1 to April 1

Silver Creek Residents – *To receive the lower Resident rate, the resident must sign the contract and pay the fee.*

- _____ One Day Event: \$75 for Historic Hall; or \$150 for Hall & Pavilion (seasonal only); or \$75 for Board Meeting Room
- _____ Weekend Event: \$150 for Historic Hall; or \$225 for Hall & Pavilion (seasonal only)
- _____ Recurring (Classes): 4 sessions in same month \$100; Hall & Pavilion (seasonal only)

Non-Residents

- _____ One Day Event: \$100 for Historic Hall; or \$250 for Hall & Pavilion; or \$100 for Board Meeting Room
- _____ Weekend Event: \$200 for Historic Hall; or \$375 for Hall & Pavilion
- _____ Recurring (Classes): 4 sessions in same month \$125

The undersigned agrees as follows:

1. To deposit with the Town Clerk, on the date of this agreement, the sum of \$250 as and for the reimbursement to the Town of Silver Creek for any expense or damage incurred or suffered by the Town of Silver Creek. If all terms and conditions are fully complied with, and the Town Hall/Pavilion found to be in a good state and condition, the security deposit shall be returned.
2. To clean the Town Hall/Pavilion, kitchen area, bathrooms and adjacent premises after use and leave in good condition and repair.
3. Return any and all keys to the Town Clerk.
4. To pay for the replacement or repair of damage to the Town Hall/Pavilion or any of its contents caused during the use of the Town Hall/Pavilion.
5. To conform to and obey all governmental rules and regulations, as may be established by the Silver Creek Town Board respecting the use of the Town Hall and Pavilion.
6. No smoking or drugs in any buildings.
7. Alcohol use associated with a rental will be permitted in the Pavilion with the following conditions:
 - Additional damage deposit of \$250 will be required
 - An off-duty police officer must be present for the entire time alcohol is served – please attach copy of Post License
 - Quiet hours begin at 10:00 p.m.
 - Renter to provide liability insurance (event insurance) in the amount of \$1.5 million– please attach proof of coverage
 - Sale of alcohol is not allowed
- 8. Damage deposits will be forfeited upon violation of these rules**
9. No overnight use permitted within the facilities.
10. No amplified music allowed outdoors.
11. Cancellations occurring less than 30 days prior to event date will result in forfeiture of rental fees.

I, _____, representing _____

Agree to defend, indemnify, and hold harmless the Town, its officers and employees against any and all liability, loss, costs, damages, and expenses, which the Town, its officers and employees may hereafter sustain, incur, or be required to pay arising out of this contract. I understand that my group and I will abide by all the rules set forth above and agree we are monetarily responsible for any damage to the premises over and above normal wear and tear for our use of the premises on the date stated above.

Print Name: _____ Signature: _____ Date: _____

Full Mailing Address: _____ Phone #: _____ Email: _____

PENDING BUSINESS:

Filing – The Clerk reported that the Filing Period for the Township Election ended today at 5 p.m. and that two candidates are running for Supervisor this year: Scott Krech and Colleen Wallin. One filing for Treasurer was received by Jamie Pellman.

There being no further business, motion Voss, second Hull to adjourn the meeting at 8:12 p.m. Motion carried unanimously. The next regular meeting of the Board will be held on Tuesday February 14 at 6:30 p.m. in the Board Meeting Room.

Respectfully submitted,
Alison Oftedahl, Clerk