

CASTLE ROCK TOWNSHIP
BOARD OF SUPERVISORS SPECIAL MEETING
Monday, January 27, 2020 @ 5:30 p.m.

Approved

A special meeting of the Board of Supervisors of Castle Rock Township was convened at the Castle Rock Town Hall on Monday, January 13, 2020 at 5:30 p.m. The purposes of this meeting are to interview potential candidates for the position of Town Clerk, and to discuss next steps regarding LKQ with the township attorney and township engineer present for guidance.

Present were Kelly Elvestad, Chair; Sandy Weber, Vice-Chair, Jon Juenke, David Nicolai and Jeff Partington, Supervisors; and Clerk, Barbara Lang. Also present were Mark Henry, Michelle St. Mary, Jo Odell, Cindy Taintor, Colleen Mitchell, and late arrivals Jason Hill and Lani Leichthy.

Chair Kelly Elvestad led those present in the Pledge of Allegiance.

APPROVE AGENDA

Sandy Weber made a motion and Jon Juenke seconded to approve the agenda. 5 ayes. Motion carried.

INTERVIEW POTENTIAL CANDIDATES FOR TOWN CLERK

Supervisor Dave Nicolai introduced himself as he was not present at the previous special meeting.

The applicants present introduced themselves. It was noted that Colleen Mitchell is not applying for the position of Clerk at this time, but was present to learn more about the job.

A series of questions and answers were led by Chair Elvestad and other supervisors, and the applicants were given an opportunity to respond.

LKQ DISCUSSION

A draft Notice of Violation letter was presented by Jason Hill, town attorney, and he was asked to summarize his thoughts. The written response to the township to the previous notice sent to LKQ was received from an environmental compliance person within the LKQ organization and did not address the legal implications of violating the non-conforming use and expansion Ordinances in place for this business. Mr. Hill indicated that the next recommended action will be to send a formal Notice of Violation and set a Public Hearing date, to be overseen by the Board of Supervisors.

Lani Leichthy, town engineer, noted that in the previous response from LKQ, they are not using updated calculations from the actual site in addition to the fact that there are major differences in holding pond capacity due to the liner requirements imposed by MPCA. He believes the state updated the requirements for liners in holding pond/overflow areas in about 2015, which was prior to the beginning of this project and should have been included in the original plans presented to the township by LKQ's engineer. Mr. Leichthy also has reviewed the original elevation drawings, which showed some updates outside of the expansion area, and is going to double-check some of the run-off calculations.

Attorney Hill believes that the response from LKQ does not challenge the town's position, and at some point the larger LKQ corporation is going to need to get involved before this matter is taken more seriously.

There was some discussion about the original site and the surface conditions prior to any of the construction going on. Mark Henry indicated that Brian Watson at the Soil and Water office has some historic aerial photos that could be referenced if they are needed. The discussion also included the fact that there was no communication about modification of the surface in the original site using geo-textile when the expansion area was being developed, so that is a clear violation.

Jon Juenke made a motion and Sandy Weber seconded for approve the Notice of Violation and to add the Public Hearing date March 12, 2020 beginning at 7 pm to the Notice of Violation. 5 ayes. Motion carried.

Discussion then went back to choosing the person to begin training as an Office Assistant, and who will be sworn in as Town Clerk when the current Clerk retires at the end of March 2020. The Supervisors were polled about their choices. Starting wage was discussed of \$17 per hour for the first 90 days, and then the new Clerk will have a performance evaluation. There were a few questions and answers that followed. All candidates were invited to stay for the monthly Board of Supervisors meeting if they wanted to.

Dave Nicolai made a motion and Jon Juenke seconded to make an offer of employment to Michelle St. Mary, with the designation that Chair Kelly Elvestad and Vice-Chair Sandy Weber will work together on presenting the offer. 5 ayes. Motion carried.

Dave Nicolai made a motion and Jon Juenke seconded to adjourn.

Special Meeting adjourned at 6:50 p.m.

Respectfully submitted,

Barbara Lang (original signature on file)

Barbara M. Lang, Clerk

Attest:

Kelly Elvestad (original signature on file)

Kelly Elvestad, Chair, Board of Supervisors