

MINUTES  
CARLOS TOWN BOARD  
February 4, 2010

A public information hearing was held by the Carlos Town Board at the Carlos Elementary School with Chairman Dwayne Waldorf, Ted Steidl, Rod Meyers, Dean Yohnke and Rebecca Anderson. Township Engineer Jeff Stabnow was also in attendance along with Michelle Clark, township attorney and many residents of the Sandhill Lane area. Those names are on file with the clerk. Chairman Waldorf called the meeting to order at 7:30 PM with all reciting the Pledge of Allegiance.

Michelle Clark verbally presented an agenda and rules of order. The meeting was tape recorded.

Jeff Stabnow discussed the plans to map Sandhill Lane from East Lake Carlos Drive to South Park Drive. The entire length of the road was not mapped and recorded with 66 feet of Right of Way. The reason for the public hearing is to map this area. This has nothing to do with the tar petition.

Michelle Clark read the one letter received in opposition from Robert Russell, attorney for Jeff Nelson. In his letter it was stated he did not feel Mr. Nelson concerns were being addressed as he had not heard back from the township after sending a letter on December 18<sup>th</sup>. Ms. Clark had spoken to Mr. Russell earlier in the day and was going to speak to Jeff Stabnow to get a better understanding of their issue.

Chairman Waldorf asked the audience to address all comments to the board or to Ms. Clark.

Rick Berg asked for more clarification on the issue. The road is not looking to be widened past the 33' on either side of the road. There is one area by the hill that is not dedicated to the public and that is the area the board is working with Jeff and Curt Nelson.

Michelle McCullen would like to see a map of the area in question. Jeff <sup>Stabnow</sup> Nelson spread out the maps and many residents came up to see if their property would be involved in this mapping.

Ted Steidl stated this hearing came about due to the petition received for tarring the road. The township is not interested in paving a road that is not up to township standards. In order to bring the road up to standards, it was discovered that certain parts of the road did not have dedicated ROW. The cutting down of the hill is also a safety issue.

Bob Jesperson, resident, recapped the reason for the public hearing is to simply record the 66 feet of ROW, not tar the road. This needs to be completed before we can move to the next phase of tarring the road.

Chairman Waldorf stated that some parts of the road had dedicated ROW due to the subdivision that was put in. When that area was platted, that area was then recorded. There has not been any development in the area toward the east end.

Michelle McCullen asked if there had been any accidents on this road and Ted Steidl, stated to his knowledge no. Rebecca Anderson stated this comment had come up at previous meetings. It was stated many residents had met cars coming over the hill over the center of the road.

Chairman Waldorf stated the road has the steepest hill in the township and also has severe frost boils that will be repaired once the road is reconstructed.

Gary Martinson agreed this road is a safety issue, as the road washes out each spring and once it is fixed this will no longer happen.

Rick Berg asked about the Release of Damages form he received. Michelle Clark stated the form was sent out to all residents along the road, however, she only need to receive those back from those in which the ROW was not dedicated. This form is asking those property owners to give up that land to the township at no cost.

Joe Capistrant asked what was the next step. There is the issue regarding Jeff Nelson's claim to damages to his area outside of the 33 feet of ROW, along with possibly requesting damages for the area inside the 33 feet. The board may or may not act on the mapping resolution on February 11<sup>th</sup>. If they do, the town board adopts the map and this is then sent to the county recorder.

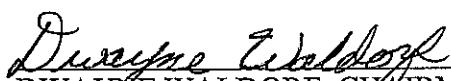
Gary Martinson asked if once this is completed, how long before the road would be reconstructed. It's hard to say with the issues at hand still pending. Jeff Stabnow stated once all issues are resolved, the road is reconstructed one year, then paved the following year.

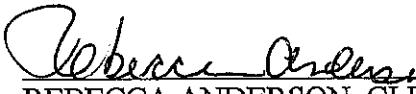
Ted wanted a show of hands for mapping the road. Michelle asked if there were any opposition to the road other then Mr. Nelson- which is due to the unique nature of his property.

Chairman Waldorf asked for a show of hands of those property owners abutting the road – there were 9. Those residents in attendance in which their property was non abutting – 5.

Michelle Clark read a list of names in which she received release of damages: Pankow, Brink, ClearTop Properties, Meyers, Bartlow, Beaman, Neilson, Lenz, and Harris.

There being no further comments, the public hearing was closed.

  
DWAYNE WALDORF, CHAIRMAN

  
REBECCA ANDERSON, CLERK