

DENMARK TOWN BOARD MEETING MINUTES  
February 3, 2020

**SUPERVISORS PRESENT:** Kathy Higgins, Ron Simon, Bob Rucker, Shawn Racine, John Strohfus (7:02PM)

**ABSENT:** None

**STAFF PRESENT:** Attorney Gilchrist (Kennedy-Graven), Engineer Geheren (Focus)

**CALL TO ORDER:** Meeting called to order @ 7:00 PM by Chair Higgins

**AGENDA APPROVAL:** Motion S Racine/2<sup>nd</sup> R Simon approval of Agenda as drafted. Voting Yes- S Racine, R Simon, B Rucker, K Higgins. Voting No- None. Abstaining- None. Motion Carried 4-0-0.

**CONSENT AGENDA APPROVAL:**

Motion B Rucker/2<sup>nd</sup> R Simon approval of Consent Agenda items which include Board Minutes 01/06/2020, Claims #11472-11490, EFT payments- PERA 543177, MN Tax 1521535520, Federal Tax 85184894 , payroll ending 02/01/2020, Financial Reports. Voting Yes- B Rucker, R Simon, S Racine, J Strohfus, K Higgins. Voting No- None. Abstaining- None. Motion Carried 5-0-0.

**HEARING DECISIONS/ZONING ACTIONS:** Holiday Stationstores Minor Subdivision & Conditional Use Permit Location Hwy 61/Hwy 10

Holiday is proposing to redevelop the Commercial/Industrial zoned property to construct a new Holiday service station center.

Minor Subdivision- The six existing lots will be combined into four lots. The project would be located entirely on the proposed Lot 3 (6.91 acres). The intent would be to sell the other 3 lots and development of the lots would require additional processes for their uses. The proposed lots meet the minimum lot requirements for lot size, buildable area and minimum public road frontage. The proposed lots meet the zoning requirements for lot size, width and depth.

Conditional Use Permit- Planned Unit Development consisting of uses for the operations of a service station with fuel pumps, a convenience store, liquor store and car wash. The Denmark Township Planning Commission held a public hearing on January 23, 2020 and forwarded the request to the Town Board with a recommendation for conditional approval.

Holiday representative provided a power point presentation to the Board, staff and public on the proposed razing and rebuilding of the Holiday property.

[Excerpt from 01/23/20 Planning Commission Meeting]

[The development plan shows the proposed new building on Lot 3 (6.9 acres) and conforms to all setback, lot coverage and height requirements. Future development of Lots 1, 2, and 4 would be required to adhere to setback, lot coverage, height requirements and would also be subject to additional processes if developed. No park dedication fees would be required as the number of existing lots are being reduced. The existing buildings, canopies, fuel pumps and residential buildings will be removed.

New building will be located further from Hwy 61 frontage. Fuel pumps will be located to the southeast of the building. Attached carwash on the north side of the building with access from the south.

Proposed convenience center 4600 sq ft, liquor store 2600 sq ft, car wash 1500 sq ft.

Stormwater management facility location between the diesel pumps and 127<sup>th</sup> St S. Parking mostly around the perimeter of the building.

MnDOT has conditionally approved the access design. Site access from Hwy 61 will be by two right in-right out only driveways. The southern most of these driveways will be further south of the existing drive with a deceleration lane. Driveway onto Hwy 10 will line up with the driveway on the north side and across Hwy 10. The outlet to 127<sup>th</sup> St S will remain.

Landscaping in the form of trees, shrubs and ornamental grasses is provided to the west of the circulation and parking area, around the base of the pylon sign and within additional tree clusters around the perimeter of the circulation and parking areas. Evergreen species will be planted south of the diesel fuel islands and canopy to screen the 127<sup>th</sup> St S residential property. Plantings of evergreen species and serviceberry trees are proposed in a sodded island area located between the diesel fuel pump island and the conventional fuel pump area. Signage includes 5 holiday business signs with logo, 2 attached to the building and 3 attached to the fuel pump canopy. Also, 3 Point Liquors business signs attached to the building. Two 25 ft pylon style ground signs located between Hwy 61 frontage and the fuel canopies, and near the shared entrance along Hwy 10.

Project would likely take 5-6 months. Not determined on whether to build the store and diesel islands prior to demolishing the old. May consider this, working around the existing slows down the process.]

Septic area will be screened by fencing prevent vehicle access and additional curbing will be added to the access road to prevent water runoff into the septic area. Applicant noted that they are working with the county and that whatever the county requires regarding the existing septic removal will be adhered to. Existing well may be efficient but will replace if need be.

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127<sup>th</sup> St S- Board expressed concerns regarding the safety of trucks exiting the site on 127<sup>th</sup> St and entering onto Hwy 10. Applicant noted that they do want 127<sup>th</sup> St S open to the site, for the convenience of customers to come to the site. Attorney mentioned that no truck traffic signage could be placed on 127<sup>th</sup> St S. Applicant indicated they could deal with no truck traffic signage. Applicant also spoke with nearest resident on 127<sup>th</sup> St S, who indicated that they would like to see the entrance from the site to 127<sup>th</sup> St S remain open.

Discussion regarding any future sale of the 2.5 acre Lot 4, which would be zoned commercial, having a business there that had trucks, which would also need to exit the parcel on 127<sup>th</sup> St S to enter onto Hwy 10. Applicant agreed to grant an access easement from Highway 61 to Lot 4.

Applicant noted that there will be no overnight parking on the property.

Timeline- start May/June and finish by year end. Applicant would like flexibility regarding when in construction process the existing buildings would need to be removed.

Planner provided 01/15/20 Staff Report with Findings of Fact and recommends conditional approval of the requested Preliminary and Final plat for the Minor Subdivision, and the Conditional Use Permit for the Planned Unit Development. Engineer provided 01/14/20 engineering review and recommends approval subject to requirements.

Attorney provided 01/30/20 draft resolution for Board and Applicant review.

**Noted Condition Revisions in draft resolution:**

Demolition- Revise language to allow construction of the new store, prior to demolishing the new building.

Access Easements- Add access easement to provide access from Hwy 61, through Lot 3 to Lot 4.

No Trucks Signage- Add "no truck signs" on 127<sup>th</sup> St S.

**Motion J Strohfus/2<sup>nd</sup> S Racine to adopt Resolution 2020-01 Granting A Conditional Use Permit For A Planned Unit Development And Preliminary And Final Plat Approval For The Property Located At 12370 Point Douglas Drive S- Holiday Superstations, LLC., with the noted condition changes.**

**Voting Yes- J Strohfus, S Racine, B Rucker, R Simon, K Higgins. Voting No- None. Abstaining- None. Motion Carried 5-0-0.**

**PUBLIC COMMENT:** Eagles Watch Residents- inquired if/when road replacement in the development would be done.

**BUSINESS ITEMS:**

**Eagles Watch Development Road Work:** Residents of the development are going to replace the mailboxes in the development, either single post or locked multi mail centers, and want to ensure, if the road is going to be done, the new mailboxes will not be damaged.

Engineer noted that depending on the scope of the improvements, the boxes may need to be relocated temporarily. Added that Eagle's Watch roads project scope will be large due to unique circumstances within the development.

Attorney noted that the Town Code requires that certain mailbox standards which may not include multi mail centers. Engineer noted that most new developments are installing the locked multi mail centers and are preferred by the Post Office. Attorney will follow up on what may/may not be allowed.

J Strohfus noted that there have been other roads identified that may need to be addressed before Eagle's Watch roads. In addition, the Board is looking at funding options (special assessment/bonding) regarding road improvements and believes in the next couple months the Board should have more informed decision for which roads and funding options the Town should deal with.

**Town Hall Landscaping Presentation:** Nate Olsen, designer for Elegant Landscapes provided the Board with estimates for various landscaping projects for the Town Hall Park.

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Estimate 1045- South side of Town Hall Building- Design includes Barberry, Black Eyed Susan, Weigela, Feather Reed Grass plantings. River Rock 2.5" and vinyl edging, also removal/disposal of existing crabapple tree, shrubs, weeds and grass as needed for design. Estimate \$2478.98

Estimate 1046- Level out all mulch in playground area. Estimate \$180.00

Estimate 1047- Install 5' tree rings around the 6 existing trees. Estimate \$1664.41

Estimate 1048- Install vinyl edging and 2.5" river rock along 90<sup>th</sup> St fence line. Removal/disposal of existing 6 evergreens and stumps along the south fence line. Install vinyl edging 1' away in both sides of the fence line. Remove shrubs, weeds and mulch along the south and east fence line. Estimate \$6315.15

Estimate 1049- Clean out and install hydrangea, hosta and astilbe plants in bed around existing trees east of Town Hall building. Estimate \$615.33

Estimate 1050- Southeast rock corner. Rock/brush disposal, vinyl edging, 2.5" river rock, Feather Reed Grass. Estimate \$2286.67

S Racine asked for additional pricing for 3" rock, steel edging, and #5 size shrubs.

R Simon will check on fence pricing. Funding for Town Hall Park landscaping would be taken from the restricted Park/Rec savings.

K Higgins would like to look at the plans to see what trees may be removed. Also requested that the trees on the north side of the Town Hall property should be looked at to see if anything can be done to stop the weed/vine growth growing from underneath the trees.

B Rucker would like to see the Town Hall parking lot be redone and is in belief that the park/rec funds could be appropriately used for this, for playground and building access to be ADA compliant.

Motion J Strohfus to authorize R Simon to expend up to \$15,000 of the Park/Rec budget towards the Town Hall landscaping project. Simon noted that he would prefer to table until he gets the additional requested prices and bring back to the Board. J Strohfus withdrew the motion.

**Special Assessment Policy:** Attorney provided draft of special assessment policy as part of the town's road improvement plan. Board discussed a number of scenarios regarding the options/impacts of assessments charged to parcel owners.

Discussion: regarding cap on lot assessment to keep the impact on individual properties modest yet would still bring in some revenue to defray the cost of the improvements and assessment process.

Does the cap apply consistently regardless if it is a Board or petition related improvement?

Policy consists of different options for assessments, such as per lot, road frontage, etc.

Cara- Once a policy is set and the Board authorizes a feasibility project for a specific project, the Engineer looks at the neighborhood project, to see which option makes most sense for the specific project and provides that information to the Board. The Town Board would then decide which option will be used.

Attorney- would not necessarily set a cap high at this point, because you get to a point where it is not worth having a cap. Look at setting a cap within a reasonable range. The policy contains language that notes that this is the first assessment policy being set in the Town, and adjustment may be made in the near future. A higher cap could be set and a lower amount actually used, but that would have to be applied consistently to similar properties. Simon noted that the draft policy language indicated that the Board reserves the right to vary on the assessment cap, where in the sole discretion of the Town, it's appropriate under the facts of the particular situation.

Engineer noted that sometimes it is useful to get special benefit analysis done by a third party, to see if assessment particulars are defensible. Establishing a cap is valuable to those who are being assessed.

Road standards- geotechnical survey which is recommended on some roads isn't normally done on all Town roads. Can there be different standard for different roads. Engineer noted that soil borings are always recommended. J Strohfus noted that having an Improvement assessment process requires more intense requirements and will add additional costs. Engineer concurred and noted that there is a difference between working in a development (next to front yards, matching into driveways, working with specific grades) and working on a rural road.

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Attorney- Per law, if a project is not assessed for at least 20% of the project cost, the bond question would need to go through the election process. You may be able to go through a general bond, but a general may not be desirable.

J Strohfus -Regarding assessment on per parcel. Would like language to reflect per parcel/lot, not to exceed number of density units allowed/buildable for a parcel. Attorney noted that language could be added to address. Rucker noted that addressing the issue could be case by case.

Engineer noted that they could go through a mock assessment calculation based off the draft policy, to get a better idea of more specific numbers for the cap question.

Engineer will do calculations for 120<sup>th</sup>/Morgan and Eagle's Watch roads.

Attorney will adjust policy language within the assessment policy per Board discussion.

Higgins would like to see Board workshop set up for discussions.

**Animal Humane Society Agreement:** Animal Impound Housing Services Agreement is being updated to reflect an increase in various fees. Attorney provided Board with draft Agreement.

**Motion B Rucker/2<sup>nd</sup> S Racine approval of the updated 2020 Animal Impound Housing Services Agreement.** Voting Yes- B Rucker, S Racine, J Strohfus, R Simon, K Higgins. Voting No- None. Abstaining- None. Motion Carried 5-0-0.

**Election Judge Approval:** The Town Board is required to appoint election judges 25 days prior to an election. 2020 Election Judge Appointments for the March 3, 2020 Presidential Nominating Primary Election are Marilyn Suchy, Jeannine Wagner, Tammy Johnson, Alberta Brown, Nancy Keene and Susan Kubiak. State Statute authorizes the Town Board to adopt a resolution authorizing the appointment of additional election judges within 25 days before an election if it determines additional election judges will be required. Attorney provided the Board with draft resolution giving authority to the Town Chairperson to appoint additional judges and substitutions if needed, to ensure a sufficient number of election judges and comply with applicable laws.

**Motion R Simon/2<sup>nd</sup> B Rucker to adopt Resolution 2020-02 Authorizing Substitutions And The Appointment Of Additional Election Judges, and the appointment of the submitted election judges for the 03/03/2020 PNP Election.** Voting Yes- R Simon, B Rucker, J Strohfus, S Racine, K Higgins. Voting No- None. Abstaining- None. Motion Carried 5-0-0.

**LEGAL UPDATES:** Attorney noted that a closed meeting between the Board and Legal Counsel could be scheduled for the civil and criminal proceedings that are occurring.

**BOARD OF AUDIT 2020:**

Chair Higgins opened Board of Audit.

Year ending 12/31/2019.

Supervisors Present- K Higgins, J Strohfus, R Simon, S Racine, B Rucker. Absent- None.

**2019 Statement Of Finances**

Year-end account balances submitted as follows: checking account-\$228,365.90, general savings account-\$181,521.04, Cable Restricted account-\$10,678.48, and Park/Recreation Restricted account-\$204,562.20.

Total cash balance \$625,127.62.

2019 Revenues received by Denmark Township total \$672,357.81. 2019 Expenditures made by Denmark Township total \$740,451.22. Receipt and Disbursement Registers, Statement of Receipts, Disbursements and Balances (Schedule 1) for all Township accounts and account balances for the year ending 12/31/2019 were entered into the record.

Check range for all checks disbursed 01/01/2019 through 12/31/2019, #12317 through #12546.

Board selected, reviewed and approved the following claims pulled at random for audit/review:

Check #12500	Payroll	\$ 1651.72	Approved 10/07/19	Claimant- Kathleen Higgins
Check #12327	Claim 11276	\$ 2449.24	Approved 01/07/19	Claimant- Kennedy-Graven
Check #12440	Claim 11371	\$ 76.71	Approved 07/01/19	Claimant- Becky Herman
Check #12460	Claim 11389	\$15573.50	Approved 08/05/19	Claimant- Tri-County Services
Check #12325	Claim 11274	\$ 1748.75	Approved 01/07/19	Claimant- Focus Engineering
Check #12432	Claim 11363	\$ 110.40	Approved 07/01/19	Claimant- Forum Communications

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Check #12416 Claim 11353 \$ 319.25 Approved 06/03/19 Claimant- WSB & Associates  
Check #12531 Claim 11447 \$ 25.58 Approved 12/02/19 Claimant- Tennis Sanitation  
Check #12318 Claim 11267 \$ 216.33 Approved 01/07/19 Claimant- XCEL Energy  
Check #12450 Claim 11379 \$ 25.58 Approved 08/05/19 Claimant- Tennis Sanitation

Clerk's statement of finances and all financial records will be submitted for the annual meeting.

10:34 PM **Motion R Simon/2<sup>nd</sup> B Rucker to adjourn February 2020 Board Meeting.**  
**Voting Yes- B Rucker, R Simon, S Racine, J Strohfus, K Higgins. Voting No- None. Abstaining- None.**  
**Motion Carried 5-0-0.**

Becky Herman

Denmark Township Clerk/Treasurer

Denmark Township Chair

Addendums Resolutions 2020-01 Holiday Stationstores  
2020-02 Election Judge Appointment

**DENMARK TOWNSHIP  
WASHINGTON COUNTY, MINNESOTA  
Resolution 2020-01**

**RESOLUTION GRANTING A CONDITIONAL USE PERMIT FOR A PLANNED  
UNIT DEVELOPMENT AND PRELIMINARY AND FINAL PLAT APPROVAL  
FOR THE PROPERTY LOCATED AT 12370 POINT DOUGLAS DRIVE SOUTH**

**WHEREAS**, Holiday Stationstores, LLC ("Owner") owns property (identified as PID numbers 06.026.20.31.0014, 06.026.20.31.0015, 06.026.20.31.0020, 06.026.20.31.0002, 06.026.20.31.0005, & 06.026.20.31.0007) located at 12370 Point Douglas Drive S, and which is legally described in the attached Exhibit A (collectively, the "Property");

**WHEREAS**, Jim Goepfner, on behalf of the Owner, submitted multiple land use applications to facilitate the redevelopment of the Property to construct a new Holiday station store with a convenience store (motor vehicle service station), car wash, and a liquor store on the Property ("Project");

**WHEREAS**, the Applicant is also seeking approval of a minor subdivision to combine six existing parcels into four proposed parcels pursuant to the Denmark Township Development Code ("Development Code");

**WHEREAS**, the Property is proposed to be platted as Holiday Station Store Denmark Township, Washington County, Minnesota, as shown on the attached Exhibit B ("Plat");

**WHEREAS**, the Project would be located entirely on the proposed Lot 3, Block 1 of the Plat ("Lot"), with the remaining lots being available for sale or development pursuant to a separate application;

**WHEREAS**, the proposed Lot 3 is approximately 6.91 acres and is located in the Commercial Industrial – Rural (CI) zoning district;

**WHEREAS**, the Project, because it involves different commercial uses on the same property, will be processed as a Planned Unit Development ("PUD"), which must be approved by a conditional use permit ("CUP");

**WHEREAS**, the Denmark Township Planning Commission held a public hearing regarding the requested CUP on January 23, 2020 and took action to forward the request to the Denmark Township Board of Supervisors ("Town Board") with a recommendation that it grant the requested CUP with certain conditions; and

**WHEREAS**, the Town Board hereby finds and determines the following:

1. The Planner's Report ("Report") dated January 15, 2020 regarding this matter, including the findings contained therein, is incorporated herein by reference, except that the conditions proposed in the Report are superseded by the conditions contained in this Resolution;

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2. If the Town Board approves the issuance of a PUD, it is allowed, as part of the approval, to grant certain flexibilities from the strict requirements of the Development Code in order to accommodate the mixed use nature of the site;
3. The Project complies with Chapter 2, Section 5 of the Development Code, which outlines the criteria for granting PUD approval within the Town;
4. The Project complies with Chapter 1, Section 10 of the Development Code, which outlines the criteria for granting CUPs within the Town; and
5. While the proposed Plat will result in four lots, the Town determined it was appropriate to process the proposed subdivision as a minor subdivision as it actually results in a reduction of the number of lots from six to four, and does not result in the creation of any public streets.

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board, that it hereby approves and issues, based on the record of this matter, the Report, and the findings contained herein, the requested CUP approving a PUD for the Project, and grants preliminary and final approval of the Plat, upon compliance with all of the following:

1. Scope. The PUD granted herein is for Lot 3, Block 1 of the Plat and allows the establishment and operation of a motor vehicle service station (gas station), with an associated convenience store and car wash on the Lot. The PUD also allows the establishment and operation of a liquor store on the same Lot. The PUD does not extend to, and this Resolution does not approve any uses for, any of the other lots within the Plat.
2. Demolition. The Owner shall demolish the existing Holiday Service station, including removal of the fuel pumps, tanks, canopies, and the other structures on the Property. The destruction of the structures on the Property shall be completed before any of the uses being constructed may be opened for business. The Owner shall be responsible for properly disposing of the materials off of the Property.
3. Construction. The Owner shall construct the motor vehicle service station, car wash, and liquor store in a manner consistent with the plans and drawings it presented to the Town.
4. Motor Vehicle Service Station Use. The motor vehicle service station shall be operated in accordance with all of the following:
  - (a) The Owner shall install a drainage system to collect any hazardous material runoff associated with this use;
  - (b) The drainage system shall be subject to approval by the Zoning Administrator or Town Engineer.
  - (c) No motor vehicles or recreational vehicles shall be parked on the premises other than those utilized by customers or employees. Overnight parking by customers of semi-trailer trucks is prohibited;
  - (d) Storage of salvage vehicles or the outdoor storage of vehicle parts is prohibited;
  - (e) Exterior storage shall be limited to vehicles, service equipment and items offered for sale on pump islands;
  - (f) All areas used for the storage and disposal of trash, debris, discarded parts, and similar items shall be fully screened; and
  - (g) All structures and grounds shall be maintained in an orderly, clean, and safe manner.
5. Car Wash. The Applicant shall obtain approval of the proposed water treatment system for the car wash from Washington County.
6. Liquor Store. The Owner shall operate the liquor store in accordance with all of the following:
  - (a) The Owner shall notify the Town prior to any change in operator or ownership of the liquor store;
  - (b) The Owner shall at all time maintain good standing with all applicable state and County licensure requirements; and
  - (c) The Owner shall obtain the Town's consent for the issuance of a County liquor license.
7. PUD Flexibility. The flexibility from the strict application of the Development Code granted for this PUD includes the following:
  - (a) To Chapter Two, Part 3, Section 1.11 of the Development Code regarding the number and dimensions of signs. The signs must comply with a sign plan approved by the Zoning Administrator.
8. Septic System.
  - (a) The Applicant shall obtain approval from the Washington County Department of Public Health and Environmental for the proposed septic system.

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- (b) The Owner shall erect a barrier in the form of a fence or other physical barrier, sufficient to deter vehicles, including recreational vehicles and snowmobiles, from driving over any portion of the septic tank or drain field.
9. Staff Reports. The Owner shall comply with all requirements listed in the staff reports and memos of Zoning Administer and Town Engineer.
  10. Access Easement. The Owner shall prepare, execute, and record an access easement for a driveway running north from the Lot to Highway 10. The easement is intended to provide access from Highway 10 to Lots 1 thorough 4, Block 1 within the Plat. The Owner shall also prepare, execute and record an access easement to provide access from Highway 61 to Lot 4, Block 1. The easement must be in a form acceptable to the Town Attorney. The Owner shall provide a recorded copy of the easement, and any maintenance agreements relating to driveway access, to the Town.
  11. No Trucks Signs. The Owner shall post and maintain one or more "No Trucks" signs (or equivalent) informing semi-truck drivers that they are prohibited from existing the Lot onto 127<sup>th</sup> Street South.
  12. Representations. All representations, written and oral, made by the Applicant and the Applicant's agents and representatives to the Town contained in and concerning the application must have been true, complete, and accurate at the time they were made.
  13. Compliance. The Applicant shall comply, and remain in compliance at all times, with all applicable federal, state, and local laws, rules, regulations, and ordinances concerning the construction of the Project and operation of the approved uses. The Applicant shall also be required to obtain and comply with all other permits and permission that may be required.
  14. Costs. The Applicant shall pay all planning, engineering and legal fees and costs incurred by the Towns for processing its application. In the event any fees are outstanding they will be paid by the Applicant within fourteen (14) days of receiving a bill from the Town. In the event the fees are not paid, this approval shall terminate automatically upon recording of a Notice of Nonpayment by the Town.
  15. Inspections. The Town, its officers, and consultants may enter the Property, after providing reasonable notice to the Applicant or Owners, at all reasonable times to conduct inspections for the purpose of ensuring compliance with this approval. Prior notice to inspect the Property is not required in the event of an emergency.
  16. Revocation. The violation of any terms or conditions of this permit including, but not limited to, any applicable federal, state, or local laws, rules, regulations, and ordinances, may result in revocation of this permit. The Applicant shall be given written notice of any violation and reasonable time to cure the violation before a revocation of the permit may occur. Adherence to the terms of this permit shall be monitored on a complaint basis.
  17. Binding. This permit and its conditions are binding on the Applicant, its successors and assigns, and shall run with the Property, and shall not in any way be affected by the subsequent sale, lease, or other change from current ownership, until the permit is revoked as provided herein. The obligations of the Applicant under this permit shall also be the obligations of the current and any subsequent owners of the Property. Development of the other lots within the Plat shall be required to obtain such permits as may be required and shall be subject to the conditions placed on those permits.
  19. Only Permit. This permit supersedes and replaces any other permits previously issued by the Town for the Property, and all such previous permits shall be deemed repealed.
  20. Acceptance of Conditions. Utilization of the Property for any of the uses allowed by this permit shall automatically be deemed acceptance by the Applicant of, and agreement to, the terms and conditions of this permit without qualification, reservation, or exception.
  21. Amendments. Any alteration or expansion of uses authorized by this permit, or the alteration of any plans submitted related to those uses, shall not be allowed unless an amended conditional use permit is obtained from the Town.

Adopted on the 3<sup>rd</sup> day of February 2020. **BY THE TOWN BOARD**

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**DENMARK TOWNSHIP  
WASHINGTON COUNTY, MINNESOTA  
Resolution No. 2020- 02**

**RESOLUTION AUTHORIZING SUBSTITUTIONS AND  
THE APPOINTMENT OF ADDITIONAL ELECTION JUDGES**

**WHEREAS**, the Town Board is required to appoint election judges as provided in Minnesota Statutes, section 204B.21 and other applicable law;

**WHEREAS**, finding a sufficient number of trained election judges for an election can be challenging, and in some cases substitutions must be made and additional judges appointed within 25 days before an election;

**WHEREAS**, Minnesota Statutes, section 204B.21, subdivision 2 authorizes the Town Board to adopt a resolution authorizing the appointment of additional election judges within 25 days before an election if it determines additional election judges will be required;

**WHEREAS**, the Town Board meets monthly, but the need for additional or substitute election judges may occur between a meeting and an election such that it is not practical to call and hold a special meeting for the purpose of authorizing additional appointments to ensure the Town is providing a sufficient number of election judges for an election; and

**WHEREAS**, the Town Board desires to grant the Town Chairperson the authority to appoint additional election judges and to allow substitutions as may be needed to satisfy the Town's obligations under law.

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board that the Town Chairperson, in consultation with the Town Clerk-Treasurer, is authorized, with respect to any election being held within the Town and in accordance with law, as follows:

1. To appoint additional election judges within 25 days before an election if additional election judges are needed for the election; and
2. To make substitutions in the election judges as may be needed to ensure a sufficient number of election judges and to comply with the applicable laws.

Adopted this 3<sup>rd</sup> day of February 2020. **BY THE TOWN BOARD**

2020 Election Judge Appointments for the March 3, 2020 Presidential Nominating Primary Election.

Possible Election Judges:  
Head Judge- Marilyn Suchy  
Head Judge- Jeannine Wagner  
Head Judge- Tammy Johnson  
Election Judge- Alberta Brown  
Election Judge- Nancy Keene  
Election Judge- Susan Kubiak

Current pay is \$11.00/hr. Also included is payment of mileage related to election travel @ Federal IRS rate. 2020 rate is \$0.575/mile.