

**TOWN OF FAYAL**  
**4375 SHADY LANE, EVELETH, MN 55734**

*Heidi M. Coldagelli, Clerk/Treasurer*

*Anthony Tammaro, Chairman*

*Supervisors: Lee Branville, Mark Chad, Richard Sather, Patrick Ziegler*

*PHONE (218)744-2878*

*FAX (218)744-5986*

**REGULAR MEETING OF THE FAYAL TOWN BOARD**

**FEBRUARY 7, 2023**

The Regular Meeting of the Fayal Town Board of Supervisors was called to order at 7:00 PM by Vice-Chair Branville. Present were: Vice-Chair Branville, Supervisor Chad, Supervisor Sather, Supervisor Ziegler and Clerk/Treasurer Coldagelli. Chairman Tammaro was absent. Vice-Chair Branville led with the Pledge of Allegiance.

Audience member in attendance was Amy Kvaternik.

***Motion to approve the minutes of the Regular Town Board Meeting of January 17<sup>th</sup>, 2023, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.***

**SCHEDULED GUESTS-** No scheduled guests at this time.

**AUDIENCE CONCERNS-** Amy Kvaternik was present to request permission to utilize the volleyball court for a sand league. The league would be open to 9<sup>th</sup>- 12<sup>th</sup> grade girls for a total of seven weeks on Monday nights starting on June 12th. Mrs. Kvaternik is Rock Ridge's head volleyball coach.

***Motion to allow usage of the court on Mondays, made by Supervisor Sather, support from Supervisor Chad.*** Could post a sign that the court is reserved. Will also add any necessary sand and replace the net if needed.  
***Motion carried unanimously.***

**REPORTS-**

**Clerk/Treasurer's Report-**

Bank statements for the month of January were received yesterday, but not all accounts have been reconciled. Revenues were \$104,585.94 and expenditures were \$217,286.32. Tentative ending balances for the month of January are:

Miners Checking- \$841,333.85  
Assessment Savings- \$437,464.98  
CD Savings- \$16,543.56  
4M Fund- \$796,350.47

For the month of February to date, revenues are \$14,363.75 and expenditures are \$72,833.83.

***Motion to approve the Clerk/Treasurer's Report, made by Supervisor Sather, support from Supervisor Chad.***  
***Motion carried unanimously.***

**Other Reports-**

***Motion to accept the Fayal Fire Department Business Meeting Minutes from December 14<sup>th</sup>, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.***

***Motion to accept the Planning Committee Meeting Minutes from November 16<sup>th</sup>, made by Supervisor Chad, support from Supervisor Sather. Motion carried unanimously.***

***Motion to accept the January Road & Bridge Report, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.***

**CORRESPONDENCE-**

January 10<sup>th</sup>- Letter from Minnesota Energy with notice of and order for hearing. Effective January 1, 2023, an interim rate increase of 9.08% will take effect. Placed on file.

January 13<sup>th</sup>- Email from Susan Vitulli from St. Louis County Department of Public Health and Services with notice of public health implication brought about by MN Statue, section 151.72 which legalized the sale of certain THC edible products in Minnesota as of July 1, 2022. Email included key considerations and offer

guidance that local jurisdictions can use to navigate a path to best support the health of the constituents. Placed on file.

January 18<sup>th</sup>- Letter from Stacy Caldwell Melcher from St. Louis County with notice of parcel 340-0056-00050 forfeited to the State of Minnesota for nonpayment of real estate taxes on December 7, 2022. The County is seeking input regarding local government acquisition, repurchase, classification and any other comments or concerns. Placed on file.

January 20<sup>th</sup>- Letter from Matthew Johnson with St. Louis County Planning Commission regarding a public hearing on March 9<sup>th</sup> in regards to proposed amendments to St. Louis County Subsurface Sewage Treatment System Ordinance 61. Forwarded to the Public Utilities Commission and the Planning Commission.

January 25<sup>th</sup>- Email from Cathy Rouleau with St. Louis County Association of Townships meeting minutes from December 7<sup>th</sup>. Placed on file.

January 25<sup>th</sup>- Email from Public Facilities Authority with notice and instructions for the 2024 project priority lists and intended use plans are being accepted for state fiscal year 2024. Forwarded to the Public Utilities Commission.

January 26<sup>th</sup>- Email from U.S. DOT with webinar information on preparing for upcoming discretionary grant opportunities scheduled for February 8<sup>th</sup>. Placed on file.

January 30<sup>th</sup>- Letter from Arrowhead Library System with notice of the Bookmobile schedule and a request to distribute the schedule and flyers for the Mail-A-Book program. Will post appropriately.

January 31<sup>st</sup>- Email from St. Louis County Association of Townships with various notices from the January 25<sup>th</sup> meeting. Placed on file.

February 6<sup>th</sup>- Email from Range Association of Municipalities & Schools with meeting minutes from October 27<sup>th</sup> and November 17<sup>th</sup>. Placed on file.

### **OLD BUSINESS**

#### **Supervisor Sather-**

**2024 Levy-** Discussion regarding the Fire Department portion of the Levy. Supervisor Ziegler questioned adding an additional \$5,000 or \$10,000 to the Road & Bridge portion and to see where those percentages come in.

**Sewer Connection-** Clerk Coldagelli sent via certified mail a violation letter to both the contractor and the homeowner. The homeowner is aware that they will be responsible for the cost of inspection and any possible repair. Per the Ordinance, the homeowners have 45 days to dispute the violation. Clerk Coldagelli also brought forward concerns in regards to reviewing the Ordinance for addition of a penalty for violating the Ordinance. Discussion regarding establishing a fine for individuals operating in the right-of-way. Supervisor Ziegler recommended a fine directed at the contractors and not the homeowner. Clerk Coldagelli will review the Ordinances and come back with a recommendation.

**Assessment Savings-** Miners Bank does not require a minimum balance. Clerk Coldagelli will transfer \$225,000.00 from the Assessment Savings to the 4M Fund and leave \$808.08 remaining. The Assessment Savings will still receive funds as there are a few individuals still paying off the assessments on their properties.

Clerk Coldagelli brought forward that the IRRRB provided an amendment to the Horseshoe Lake Sewer Extension grant until October 1<sup>st</sup>, 2023. One of the property owners is in the process of building a home and believes construction will begin before that final date.

***Motion to approve Amendment #2 with the IRRRB, made by Supervisor Ziegler, support from Supervisor Chad. Motion carried unanimously.***

### **NEW BUSINESS**

**Prosecution Services- Colosimo, Patchin & Kearney-** Contract expired and Mike Kearney processes all of the criminal prosecutions in Fayal.

***Motion to retain Colosimo, Patchin & Kearney, made by Supervisor Ziegler, support from Vice-Chair Branville. Motion carried unanimously.***

**Reappointment to Fayal Planning Commission-** Chris Erickson's term expired.

***Motion to appoint Chris Erickson to the Fayal Planning Commission, made by Vice-Chair Branville, support from Supervisor Chad. Motion carried unanimously.***

Supervisor Sather brought forward that the Fire Department would like to hire a grant writer at a cost of \$900.00 to apply for a FEMA grant to acquire fire equipment. Discussion that they would like to do this for the next three years.

**Motion for the Fire Department to use \$900.00 for a grant writer for this year, made by Supervisor Sather, support from Supervisor Chad.** Will need to approach the Town Board annually to request. **Motion carried unanimously.**

**Motion to pay the claims in the amount of \$93,379.99, made by Supervisor Ziegler, support from Supervisor Chad. Motion carried unanimously.**

**Motion to adjourn, made by Supervisor Ziegler.**

Vice-Chair Branville adjourned the Regular Meeting at 7:34 PM.

Respectfully submitted,

*Heidi M. Coldagelli*

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Clerk/Treasurer Town of Fayal

Approved:

*[Signature]*

Chair

Date:

2-21-23

Attest:

*Heidi M. Coldagelli*

Clerk