

## EUREKA TOWNSHIP

### DAKOTA COUNTY STATE OF MINNESOTA

#### TOWN BOARD MEETING OF JULY 27, 2020

Due to the Peacetime Emergency and social distancing guidelines, the Town Board Chair has determined it is not practical or prudent to conduct an in-person meeting. Accordingly, under Minnesota Statute section 13D.021, the following meetings shall be conducted entirely through teleconferencing or other electronic means.

#### **Call to Order**

The Eureka Township Town Board meeting was called to order, via Zoom Meetings, at 7:00 p.m. by Chair Donovan Palmquist and the Pledge of Allegiance was given.

Supervisors Present: Donovan Palmquist, Tim Murphy, Lu Barfknecht, Ralph Fredlund and Mark Ceminsky.

Others Present: Ranee Solis (Town Clerk), Chad Lemmons (Town Attorney), Nancy Sauber, Bill Clancy, Randy Wood, Julie Larson, Bryce Otte, Mark Henry, Gloria Belzer, Brian Ahern, Jody Arman-Jones, Bill Funk and Georgie Molitor.

#### **Approval of the Agenda**

The following changes were made to the agenda:

1. Add item D. Four Wheeling on Township roads under New Business

*Motion:* Chair Palmquist moved to approve the agenda as amended, seconded by Vice Chair Murphy. A roll call vote was taken: Donovan Palmquist – Aye; Tim Murphy – Aye; Lu Barfknecht – Aye; Ralph Fredlund – Aye; Mark Ceminsky – Aye. *Motion carried 5-0.*

#### **Treasurer's Report**

##### Net Pay and Claims

*Motion:* Vice Chair Murphy moved to approve the net pay and claims as presented, seconded by Chair Palmquist. A roll call vote was taken: Donovan Palmquist – Aye; Tim Murphy – Aye; Lu Barfknecht – Aye; Ralph Fredlund – Aye; Mark Ceminsky – Aye. *Motion carried 5-0.*

#### **New Business**

##### Resolution 2020-08 Appointing Election Judges for August Primary

*Motion:* Chair Palmquist moved to appoint Julie Larson, Cheryl Schindeldecker, Jody Arman-Jones, Cindy Murphy, Susan Rogers, Mary Dawson, Richard Fott, Mary Ann Michels and William Pekarna as election judges for the August Primary, seconded by Supervisor Fredlund. A roll call vote was taken: Donovan Palmquist – Aye; Tim Murphy – Aye; Lu Barfknecht – Aye; Ralph Fredlund – Aye; Mark Ceminsky – Nay. *Motion carried 4-1.*

##### Road Superintendent (Mark Henry)

Mark Henry toured the Township roads and provided a report to the Board. He noted that we are behind on gravel and need to trim trees along the roads.

### Schedule Clerk annual review

The Board agreed to schedule the Clerk's annual review for 6:30 pm on Monday, August 10, 2020 in a closed session.

### Four wheeling on Township roads

Chair Palmquist reported that he received a call about a resident driving a four-wheeler on 265<sup>th</sup> St. W. The Sheriff's Department is requesting Ordinance information to cite the resident. Attorney Lemmons volunteered to send the information to the Sheriff.

### **Old Business**

#### Complaint Follow Up

1. 10132 235<sup>th</sup> St. W. – Outdoor assemblies without a permit

Attorney Lemmons reported that the Sheriff went to the property and found that Ms. Petter was exhibiting animals and holding a swap meet. Ms. Petter is in contempt of the court order and in violation of the Township Ordinances.

*Motion:* Supervisor Barfknecht moved for Attorney Lemmons to cite Ms. Petter under the ordinance and to notify the court that she is in contempt of the court order, seconded by Chair Palmquist. A roll call vote was taken: Donovan Palmquist – Aye; Tim Murphy – Aye; Lu Barfknecht – Aye; Ralph Fredlund – Aye; Mark Ceminsky - Nay. *Motion carried 4-1.*

2. 7226 235<sup>th</sup> St. W. – Building without a permit

Clerk Solis reported that Mr. Ceminsky submitted payment to renew his permit.

3. 24404 Iceland Path – Running a business without a CUP

Vice Chair Murphy reported that there is no sign of violation, the resident has removed the dumpster, sand mound, and there have been no employee vehicles parked in the cul-de-sac. Commission Chair Sauber pointed out that a home business cannot involve an accessory building and urged the Board to look into it further. Chair Palmquist and Vice Chair Murphy volunteered to speak with the resident and verify that there is no ordinance violation.

4. 24230 Holyoke Path – No fencing around pool

Vice Chair Murphy verified that there is no fence around the pool, and the resident has not responded to the building inspector's letter. Attorney Lemmons will draft a letter to the resident.

#### Building Code and fee changes

Vice Chair Murphy reported that Inspectron is completing an update of all fees for the August Town Board meeting.

#### Planning Commission update on General Code Legal Analysis review

The Clerk was directed to add a Round Table item to the August 24<sup>th</sup> Town Board meeting, and to inform the Planning Commissioners that their attendance is requested.

Town Board Policies and Procedures, Code of Conduct

Clerk Solis reported that she has been unable to locate the documents. Supervisors Ceminsky and Barfknecht offered to locate an old copy and provide them to the Clerk.

TKDA – Eureka Estates project update

Clerk Solis provided the Board with a copy of the letter and survey sent to the residents, and was asked to request TKDA attend the August 10<sup>th</sup> meeting.

**Adjournment**

*Motion:* Supervisor Ceminsky moved to adjourn the meeting, seconded by Chair Palmquist. A roll call vote was taken: Lu Barfknecht – Aye; Donovan Palmquist – Aye; Tim Murphy – Aye; Ralph Fredlund – Aye; Mark Ceminsky – Aye. *Motion carried 5-0.*

Meeting adjourned at 7:46 p.m.

Respectfully submitted,

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Ranee Solis, Town Clerk

Minutes Officially Approved By: \_\_\_\_\_ on: \_\_\_\_\_  
Town Chair Date