

Eureka Township

Dakota County

State of Minnesota

Special Meeting
January 24, 2005

Chair Don Pflaum called the Special Meeting of the Eureka Town Board to order at 7:04 p.m.

Town board members present were Don Pflaum, , Kenny Miller and Dan Rogers and Connie Anderson. Clerk/ Treasurer Nanett Leine to record minutes. Township Attorney, Peter Tiede.

The meeting opened with the Pledge of Allegiance.

Agenda: Confirm/ Initial December Bills 2003 for January 2004 and December 2003
Receipts for January 2004 (for audit)
Appoint Election Judges
Ordinance Work

Confirm/ Initial December Bills 2003 for January 2004 and December 2003 Receipts for January 2004 (for audit)

When preparing for the audit of 2004 books, the clerk discovered that the December receipts and bills did not have the supervisor's signature of approval.

Supervisor Connie Anderson brought her copy of the December 2003 Bills and Receipts. They were compared to the copy presented to the town board for signature of approval.

A motion by Supervisor Connie Anderson: To accept the presented receipts and bills as official record as attachment to January Minutes. Motion seconded by Supervisor Kenny Miller. Motion Carried. The bills and receipts were initialed by the supervisors.

Appoint Election Judges

The following persons were presented to the town board to be appointed as election judges for the March 8, 2005 township election: Cheryl Schindeldecker, Mike Greco, Clark Smith, Carol Smith, Marlene Swantek, Marlys Shirley, Mary Lou Ruh and Mary Ann Sly.

A motion by Supervisor Kenny Miller: To appoint the above listed persons as election judges for the March 8, 2005 township election. Motion seconded by Supervisor Dan Rogers. Motion Carried. Connie Anderson abstained from voting, due to a possible conflict of interest, she serves as an election judge.

Ordinance Work

Mark Malecha was unable to attend the meeting tonight; he sent comments on the draft ordinance. These comments were presented to Supervisor Don Pflaum.

Following changes were made to the draft ordinance:

Page 24- First sentence add: Town board”reorganizational” meeting.

Page 26- Chapter 3: Planning Commission- delete entirely, should be Ordinance No. 34

- There was discussion on changing wording in Ordinance No. 34, relating to term limits for planning commission members.

A motion by Supervisor Don Pflaum: To alter language- to remove “no person shall serve as chairperson of the planning commission for more than two successive years” and allow planning commission members to reapply when their term is up. Supervisor Dan Rogers seconded the motion for discussion purposes. After discussion a vote was taken and the motion failed.

Page 29- Chapter 8: Referendum Policy

- This item had not been discussed previously by the town board.
- As discussed by the town board, the attorney felt that the wording “Referendum” is not the correct word to use.
- Chapter 8 was removed from the Ordinance.

Page 26- Chapter 4: Special Committees and Task Force

- Add: Each special committee or task force shall have a defined mission and timeline for expiration of the mission.

Page 41- Section 3: Performance Standards for the Keeping of Animals

- This section is in the ordinance two times- remove it from this location. It will stay in Chapter 7: Domestic and Non-Domestic Animals, Section 4.
- Section 4: Performance Standard for Commercial Operations
Add: B. Other Standards
All commercial operations shall comply with the requirements... (Attorney will draft language)

Page 35- Chapter 3: Buildable Lots, Section 3: Set back and Lot Dimensions

- Add: C. The “new” driveway...

Section on “Subdivision” needs to inserted

Page 44- Section 9: Garages- delete

- (In Chapter 4: Performance Standards, Building Regulations, Building Permits, Section B: Structure and Accessory uses.)

Page 45- Section 10: Swimming Pools

- Remove permit fees

Need to add language dealing with power lines (as part of Right- of –ways) Attorney will draft language

Page 64- Chapter 6 Airstrip Policy

- Policy decision of town board- for footage- 1000 ft
- Not a “conditional use”- “interim Use”
- Add: All applicable State and Federal Standards shall be adhered to.

Page 70- Section 12: Non Conforming Signs

- Change “5” years to “3” years.

Page 78- Section 7: Capital Projects Program

- This item had not been discussed previously by the town board.
- Add: “Eureka Township will have a capital projects program to address capital needs. The planning Commission shall annually create a proposed plan for the town board’s review, modification or approval.” (*attorney will draft exact language*)

Page 79- Chapter 5: Resolving Conflicts with Neighbors

- This item had not been discussed previously by the town board.
- Remove item from ordinance

Page 80- Chapter 1: Parks and Libraries- Change to “Parks and Open Space”

- Add as: Chapter 2- Schools, Libraries, Other Public Buildings
Schools, libraries and other public buildings are governed by Zoning Ordinance No. 3. (*attorney will draft exact language*)

Add libraries to Chapter 2: Zoning Districts, Section 1. B. 1. Add “libraries” (to Conditional Uses)

Page 77- Section 3: Snowmobiling and ATV Use

- Add: ATV Use prohibited- “no person shall operate an all terrain vehicle (ATV) with in any township road right of way.”

Next Ordinance Meeting Set for Tuesday, February 22, 2005 at 7:00 pm.

A motion by Supervisor Kenny Miller: To adjourn. Motion seconded by Supervisor Connie Anderson.

Meeting adjourned at 9:18 pm.