

Eureka Township
Dakota County
State of Minnesota

Eureka Townboard Meeting
November 10, 2003

Call to Order:

Chair Don Pflaum called the regular monthly meeting of Eureka Township to order at 7:03 PM. Present were Supervisors Don Pflaum, Dan Rogers, Kenny Miller, Connie Anderson, Mark Malecha and Clerk/Treasurer Nanett Leine.

The meeting opened with the Pledge of Allegiance.

Approval of Agenda:

A motion by Supervisor Kenny Miller: To approve the agenda as presented. Motion seconded by Supervisor Connie Anderson. Motion carried.

Minutes:

A motion by Supervisor Connie Anderson: To approve the Regular Townboard Minutes of October 14, 2003 as presented. Motion seconded by Supervisor Kenny Miller. Motion carried.

A motion by Supervisor Mark Malecha: To approve the Special Meeting Minutes of October 20, 2003 as presented. Motion seconded by Supervisor Dan Rogers. Motion carried.

Treasurer's Report

Treasurer Nanett Leine reported that there is \$2,783.85 in checking, \$184,063.27 in the savings account and \$119,033.20 in savings (Former CD). Federal Tax liabilities are \$323.76.

Building Inspection State Surcharge liabilities are \$1,127.95 and County Sewer Inspection liabilities are \$400.00.

Motion by Supervisor Kenny Miller: to approve the Treasurer's report. Motion seconded by Supervisor Connie Anderson. Motion carried.

Clerk/Treasurer Nanett Leine presented the following bills for payment:

BeSure Inspection Service	Building & Septic permits	\$17,871.84
Braun Turf Farms	Road Maintenance	\$9,882.50
Solberg Aggregate	Highview, Jamaica, 245th St.	\$12,966.08
Mark Henry Excavating	Culvert replace Denmark & Cnty 86	\$1,745.00
Dakota Electric	Electric Bill	\$8.19
Frontier Communications	Telephone- town hall & Internet	\$77.81

Frontier Communications	Telephone- office	\$39.16
Murnane, Conlin, White...	Attorney Fees	\$3,528.75
Dakota County Assessing	Mailing labels	\$30.00
Lakeville Printing	Newsletter	\$84.00
Nanett Leine	Payroll 10-1-03 to 10-31-03	\$1,332.32
Nanett Leine	Expenses 10-1-03 to 11-3-03	\$311.92
PERA	Payroll 10/1/2003 to 10/31/03	\$161.85
Bolton and Menke Inc.	Survey- Town Hall Site	\$4,000.00
Cheryl Ackerman	Refund application fee (charged 2x)	\$25.00
MN State Treasurer	3rd Qtr withholding	\$6.00
Dakota County Treasurer	Rural Address Sign Program	\$116.40
Donavan Palmquist	refund overcharge State Surcharge 03-001	\$123.00
Dan Fritz	refund overcharge State Surcharge 03-002	\$124.50
Mary Malecha	refund overcharge State Surcharge 03-010	\$108.50
Debra McNab	refund overcharge State Surcharge 03-012	\$123.50
Claudette Cole	refund overcharge State Surcharge 03-010	\$48.50
Alan Bachman	refund overcharge State Surcharge 03-012	\$25.00
Dan Ryan	refund overcharge State Surcharge 03-026	\$15.00
Erik Leine	mow and trim town hall	\$30.00
Minnesota State Treasurer	State Sur Charge 3rd Qtr	<u>\$462.00</u>
Total October Bills	presented for payment	\$53,246.82

The following additional Bills were presented for payment in October, the billing amounts did not coincide with the delivery ticket. These bills will be held until next month:

Solberg Invoices:	Invoice No. 040204	Fairgreen Ave.	\$21,109.39
	Invoice No. 040200	225th St W	\$9,349.37
	Invoice No. 040206	Ipava Ave	<u>\$4,753.17</u>

Bill from September carried over till November meeting:

Braun Turf Farms	Invoice No. 3684	\$11,918.75
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A motion by Supervisor Kenny Miller: To table the paying of the bills until some issues are resolved in Contractor Time. Motion seconded by Supervisor Mark Malecha. Motion carried.

Approval of October receipts

The following receipts were presented to the Town Board in October:

• <u>Septic Permits</u>			
Martin Diffley	\$280.00	Beth Eilers	\$280.00
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• <u>Building Permits</u>			
Claudette Cole	\$6,210.69	Lee Slavicek	\$186.06
Alan Bachman	\$9,470.69	Dan and Lisa Ryan	\$7,019.44
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• <u>Pole Sheds</u>			
Lynn Koch	\$864.87	South Cedar Greenhouse	\$1,352.82
Bob and Elaine Carlson	\$1,111.29	Joe Miller (Ag use)	\$25.00
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• <u>Other Permits</u>			
Dan Christianson- pool/deck	\$249.35	22260 Dodd Blvd (HVAC)	\$60.00
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• <u>Application Fees</u>			
Lynn Koch	\$25.00	South Cedar Greenhouse	\$25.00
Claudette Cole	\$50.00	Lee Slavicek	\$25.00
Dan and Lisa Ryan	\$50.00		
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• <u>Other Receipts</u>			
Nanett Leine/ long distance reimburse	\$13.03		
State of Minnesota MV Credit Real Estate	\$8,360.03		
Total Receipts in October			\$35,658.27

A motion by Supervisor Mark Malecha: To approve the receipts as presented. Motion seconded by Supervisor Connie Anderson. Motion carried.

Contractor time

The Townboard reviewed the September bill presented by Braun Turf Farms that was held for payment until this meeting. Several questions were addressed. Supervisor Mark Malecha was in contact with the road contractor during the road projects. Braun is following the grading schedule.

A motion by Supervisor Kenny Miller: To approve the payment of Invoice No. 3684 for \$11,918.75, this was withheld from the October Town board meeting. Motion seconded by Supervisor Dan Rogers. Motion carried.

Supervisor Mark Malecha informed the Town Board that Denmark Ave. has gouges in the road, making it unsafe. A supervisor will meet with the road grader operator tomorrow, November 11, 2003 to assess the road and correct the problem.

Supervisor Dan Rogers met with Mr. Braun about the snowplowing, and sanding of township roads. Directional maps were given to Mr. Braun.

Driveway permit- Bill Schweich

Supervisor Kenny Miller will approve the driveway permit.

Resolution establishing a snow and Ice policy

A motion by Supervisor Connie Anderson: To approve the "Resolution Establishing a Snow and Ice Control Policy, with: the 2 road supervisors and Clerk/Treasurer Nanett Leine establishing the detailed policies that need to be added to the draft to make it conform to our township. Detail the policies as exhibits attached to the resolution. Motion seconded by Supervisor Dan Rogers. Motion carried.

Bills Continued

The limestone applied to 225th St. from the Solberg pit did not meet the specifications outlined in the contract. There is a procedure for applying a deduction to the price that you pay for the material. A road supervisor needs to contact Solberg Aggregate to work out the details. This bill is already being held on a separate issue.

A motion by Supervisor Mark Malecha: To approve the October bills totaling \$53,246.82. Motion seconded by Supervisor Dan Rogers. Motion carried.

Planning Commission Land use permits and Related Items:

Planning Commission Meeting

1. Brian and Sarah McGregor- 26345 Galaxie Ave. Requested a permit to build a 38' x 8' addition, 23' x 12' 4 season porch, both with finished basements and a 23' x 16' addition to the garage. A letter has been received from Dakota County/ shoreland file: EK079

Permit #03-028 Fee \$2,778.82

A motion by Supervisor Mark Malecha: To approve the request. Motion seconded by Supervisor Connie Anderson. Motion carried.

2. Mark Geier- not present.

3. Bill Schweich- 24090 Holyoke Path requested a permit to add a 7'x42' porch, 12'x12' 3-season porch, 4' x 8' foyer and remodel the roofline on 4 corners over closet space to full ceiling height. Also a 16'x30' swimming pool. **Permit # 03-028 Fee \$1,669.09**

A motion by Supervisor Kenny Miller: To approve the permit. Motion seconded by Supervisor Dan Rogers. Motion carried.

Lot Splits

The owner, Robert Pool of the Pool Family Limited Partnership requested a lot split in Section 10 Township 113 Range 20. Parcel B: (6 acres) E 330.10 ft of NW 1/4 of the SE 1/4 EX N 527.84 ft thereof to be split from Parcel A: (Parcel ID #13-01000-010-77) W 1/2 of SE 1/4 EX E 330.10 FT OF NW 1/4 of SE 1/4.

A motion by Supervisor Kenny Miller: to approve the lot split. Motion seconded by Supervisor Dan Rogers. Motion carried.

Other Business- planning commission

Public Hearing COMP Plan

A motion by Supervisor Mark Malecha: As recommended by the Planning Commission, to set a public hearing for the COMP Plan for December 1, 2003 at 7:30 pm at the Eureka Town hall. Motion seconded by Supervisor Dan Rogers. Motion carried.

A motion by Supervisor Mark Malecha: to table Items 6.C. 2&3 until the building inspector is present. Motion seconded by Supervisor Kenny Miller. Motion carried.

Roads

Update on Culvert on Denmark Ave.

The culvert has been installed and the completion certificate signed.

Update Denmark Ave. near school

The no parking signs are here and waiting to be installed.

265th St bridge update

The funding for the bridge has gone through; it is scheduled for construction in the spring. The Township needs to negotiate with the adjacent land owners, for the right of ways and construction access to the bridge project.

A motion by Supervisor Kenny Miller: to have the road supervisors work with the county and the adjacent property owners. Motion seconded by Supervisor Connie Anderson. Motion carried.

Cooperative Agreement/Railroad

Chair Don Pflaum will send the County agreement and the railroad agreement to the attorney for reviewal.

Road Committee

Supervisor Mark Malecha suggested that a road committee be created. This item was discussed. It was suggested that the planning commission get involved in helping with road issues.

Old Business

A. Jonathon Hoes

Supervisor Connie Anderson shared a letter she received from the township attorney, Mr. Hoes was requested to attend the November 17th Special Town board meeting. This item will be placed on the agenda for that meeting.

B. Mining Renewal- Storlie Mine

The Minnesota Pollution Control Agency has issued the NPDES permit to the Storlie property.

C. Town Hall

The abstract is at the title company. Soil borings have been completed.

D. ALF Ambulance agreement

A motion by Supervisor Kenny Miller: To accept the ALF Ambulance Service Agreement, effective from January 1, 2004 and shall continue through December 31, 2006. Motion seconded by Supervisor Connie Anderson. Motion carried.

E. Air Lake Airport Annexation Agreement

The town board received a letter from the township attorney stating that the agreement is legally proper and generally follows the statute.

A motion by Supervisor Kenny Miller: to accept the annexation agreement as proposed. Motion seconded by Supervisor Dan Rogers. The vote was taken. Chair Don Pflaum called for a roll call vote. Supervisor Mark Malecha- yes, Supervisor Kenny Miller-yes, Chair Don Pflaum- yes, Supervisor Dan Rogers- yes, Supervisor Connie Anderson- nay. Motion carried.

F. Weed Management Plan

Supervisor Mark Malecha presented the Townboard with a weed management plan. Supervisor Connie Anderson informed the town board that it is State Statute that the township adopts a formal weed management plan. There is a model policy that should be adopted by the township. Clerk/Treasurer Nanett Leine will be picking up more information at the conference in Duluth. Move this item to December meeting.

New Business

A. Cooperative agreement for participating in Dakota County's CDBG Entitlement Program

This is an agreement that the Township needs to sign for the County to receive HUD funds. The township is referred to as a "Cooperating Community" The agreement runs October 1, 2001 ending September 30, 2004.

A motion by Supervisor Mark Malecha: to sign the agreement. Motion seconded by Supervisor Connie Anderson Motion carried.

B. Clerk/Treasurer Deputy Position

There are 2 applicants for the position. The Town board discussed training and compensation for the position. They agreed that the person would need to become familiar with the job.

A motion by Supervisor Mark Malecha: To appoint a deputy, to approve the March training session for the deputy and to compensate them for the training attendance. Additional training and or compensation will be discussed at the time of need. Motion seconded by Supervisor Dan Rogers. Motion carried.

C. Frontier- request for installation of utilities 245th St.

A motion by Supervisor Kenny Miller: to approve the request from Frontier to install utility lines along 245th St. Motion seconded by Supervisor Connie Anderson. Motion carried.

Building Inspector

Building Inspector Contract

The building inspector contract was discussed. The Town board is very satisfied with the building inspector services.

A motion by Supervisor Connie Anderson: To accept the building Service Agreement Contract for a 2 year period starting January 1, 2004. Motion seconded by Supervisor Kenny Miller. Motion carried.

Adopt the New MN State Building Codes

The building inspector would like to finish this year with the existing building codes. He suggests adopting it January 1, 2004. This item will be moved to the December meeting. Bob Hegner, Building Inspector will draft a resolution consistent with neighboring townships.

Other business- building Inspector

Bob Hegner addressed the citizen complaint (5-20-03) of non compliance to Ordinance 20, with the keeping of animals. Mr. Hegner will write a memo to the town board on finding. This will be addressed at the December town board meeting.

Pole Building Permits

Mark Geier permit for a pole shed was discussed. It will be used for animals and storage. It was the town board's consensus and building inspector that it should be issued under a pole building permit. It would need to be in green acres or Ag. Preserve to qualify as an AG. Building.

Other Business

Clerk/Treasurer Presentation

See attachment for information sent to the Township.

Township Association PAL Program

The Township insurance is due in January 2004. The Township needs to enroll in the Township Association PAL Program. Crime insurance is offered as part of the premium. A motion by Supervisor Connie Anderson: To purchase the crime coverage. Motion seconded by Supervisor Dan Rogers. Motion carried.

Market Credit Reduction Action alert notice

The town board can call a special town meeting to ask the citizens to raise the levy, due to Market credit reduction.

The Town board decided to call a Special Town Meeting at 8:00pm, following the public hearing on December 1, 2003, at Eureka Town Hall. Purpose: To discuss revising the levy.

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

Meeting Adjourned at 9:44 pm.