

Eureka Township

Dakota County

State of Minnesota

Eureka Town Board Meeting
November 13, 2007

Call to Order

Chair Dan Rogers called the regular monthly meeting of Eureka Township to order at 7:20 PM. Members present were Supervisors Dan Rogers, Jeff Otto, Cory Behrendt, Gloria Belzer, Brian Budenski and Clerk/Treasurer Nanett Champlain, to record the minutes.

The meeting opened with the Pledge of Allegiance

Approval of Agenda

The following item was added to the agenda:

Old Business: E. Eureka Township Hosting CAPX2020 Special Meeting
F. Misc. Updates

New Business: A. Vermillion River Watershed Joint Powers Letter
B. Association of Township Officers Meeting October 25th
C. Township Office Policies
D. Snow and Ice Removal Policy

A motion by Supervisor Cory Behrendt: To approve the agenda as revised. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote.

Audience Comment Period

Chair Dan Rogers called three times for public comment, hearing none, the public comment portion of the meeting was closed.

Minutes

The following correction was made to the October 9, 2007 Town Board Meeting Minutes: Page 7: Pederson- second sentence should read: Discussion with the Township attorney on this item will take place at a Special Planning Commission meeting on Ordinance updates to be scheduled at a later date.

A motion by Supervisor Cory Behrendt: To approve the Eureka Town Board Meeting minutes of October 9, 2007 as amended. Motion seconded by Supervisor Brian Budenski. Supervisor Dan Rogers abstained from voting, he was not present at this meeting. Motion carried by unanimous vote.

A motion by Supervisor Cory Behrendt: To approve the Special Town Board Meeting Minutes of October 9, 2007. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote. Supervisor Dan Rogers abstained from voting, he was not present at this meeting. Motion carried by unanimous vote.

A motion by Supervisor Cory Behrendt: To approve the Closed Meeting Minutes of the Eureka Town Board of October 9, 2007. Motion seconded by Supervisor Jeff Otto. Supervisor Dan

Rogers abstained from voting, he was not present at this meeting. Motion carried by unanimous vote.

A motion by Supervisor Cory Behrendt: To approve the Special Meeting Minutes of the Eureka Town Board and Planning Commission and Citizen Advisory Committee of October 30, 2007. Motion seconded by Supervisor Jeff Otto. Motion carried by unanimous vote.

Treasurer Report

Checking Account Balance \$1,925.71. Savings Account Balance \$94,324.43.
CD Account Balances \$154,113.78. Total Account Balance \$250,363.92.

A motion by Supervisor Cory Behrendt: To approve the Treasurers Report of November 13th as presented. Motion seconded by Supervisor Brian Budenski. Motion carried by unanimous vote.

Bills and Receipts

The clerk presented the following bills for payment:

BeSure Inspection Services	Inspection thru 10/31/07	\$2,215.22
Otte Excavating	Services thru 10/31/07	\$9,609.00
Dakota Electric Association	Electric Town Hall	\$85.95
Frontier Communications	Phone service Town Hall	\$123.04
Dick's Sanitation	Garbage Service November	\$35.91
Culligan	Water softener rental	\$23.38
ECM Publishers	Legal Ads	\$112.00
Nielsen Farms	Mow Town Hall/ fertilize/ spray weeds	\$470.00
MFRA	Strategic Envisioning	\$2,200.00
Kelly & Fawcett	Legal Fees thru 10/31/07	\$2,169.45
Lakeville Printing	Newsletter	\$203.35
Nanett Champlain	Expenses 10/1/07 to 10/31/07	\$168.70
Dale Kuchinka	Mow ditches October	\$1,140.00
Earl F. Anderson	Signs	\$451.72
Farmers Mill & Elevator	Chub Lake-grass seed, fert. Town Hall	\$240.91
Otte Excavating	Chub Lake Project	\$8,230.00
Nielsen Farm	Parking lot Town Hall	\$310.00
PERA	Pay Period 10-1-07 to 10-31-07	\$228.33
IRS	Deposit 941- November 2007	\$453.38
MAT Agency	Workers Comp Insurance	\$337.00
Jeff Otto	Reimburse paint parking lot	\$90.68
Georgie Molitor	Newsletter supplies & postage	\$152.07
Dakota County Recorders Office	Recording of 18 CUPs	\$828.00
Nanett Champlain	Payroll 10-1-07 to 10-31-07	\$1,412.81
Total Bills presented		\$31,290.90

The following receipts were deposited in October:

- **Local Permits**

Lisa Hawkins- Application Fee	\$25.00	Tom Grey Homes-Permit #07-10-040	\$2,667.59
Carol Schultz- Permit #07-10-045	\$126.00	Encompass Insp- #07-10-046	\$126.00

- **Other Receipts**

Sheree Seaver –RASP Sign	\$14.35	Castle Rock Bank-Interest CD	\$363.16
Kathy Ruddle Rollman- Ordinance book	\$25.00	Castle Rock Bank-Interest CD	\$582.71
CDA-Well sealing grant	\$317.50	Castle Rock Bank-Interest CD	\$345.18
Mary Malecha-RASP Sign	\$14.35	MN Dept of Fin- Market Value Credit	\$8,293.53

TOTAL RECEIPTS DEPOSITED IN OCTOBER 2007 **\$12,900.37**

A motion by Supervisor Cory Behrendt: to approve the bills and receipts as presented. Motion seconded by Supervisor Gloria Belzer. Roll call vote was taken on the motion:

Supervisor Gloria Belzer- Aye	Supervisor Jeff Otto- Aye
Supervisor Brian Budenski- Aye	Supervisor Cory Behrendt- Aye
Supervisor Dan Rogers- Aye	

Motion carried by unanimous vote of Supervisors.

Budget

The Town Board reviewed the budget. The Northern Natural Gas payment of \$13, 710 was distributed to the July, August Road Maintenance and Gravel in October.

Road Contractor Time

Chub Lake Ditch & Project

The Chub Lake project is completed. The estimated cost for the Chub Lake Project in 2005 was \$13,000. A \$5,000 grant for materials only was granted by North Cannon River Watershed. The total cost of the project came to \$8,361.94. Reimbursement for the grant has been submitted to the Watershed Board.

Planning Commission

William Nordvik- 24282 Essex Ave., Farmington (Property ID# 13-24660-080-07) requested a permit for an accessory pole building 36’ x 36’ x 12’.

A motion by Supervisor Cory Behrendt: To approve the building permit for an accessory use building as presented by Mr. Nordvik. Motion seconded by Supervisor Jeff Otto. Motion carried by unanimous vote.

Kenny Miller- 5100 235th St W, Lakeville requested to move the existing field office from Eureka Sand and Gravel (Madden Pit) to the new gravel mine located at 9405 267th St. W., Farmington (Property ID# 13-01200-011-50) The Property is owned by Windmill LLC (Kenny Miller). This application includes a septic permit.

A motion by Supervisor Cory Behrendt: To approve the building move permit by Windmill LLC as presented. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote.

Citizen Business

A. Eureka Sand & Gravel Reclamation- Sauber Property

Supervisor Cory Behrendt forwarded the paperwork to attorney Patrick Kelly. He has reviewed the paperwork and is working with Kenny Miller's attorney for compliance of the proposed site reclamation plan.

Kenny Miller presented two letters to the Town Board from his attorney. Reclamation is 98% complete, final grading of the topsoil and the height of the berm needs to be completed. A meeting between his attorney and Sauber's attorney has been setup.

Other Business

Planning Commission Update- Chair Mike Greco

1. The Planning Commission completed the road review in late October. The Planning Commission is currently working on a recommendation for road projects and capital improvement recommendations.
2. Citizen Advisory Committee thank you will be sent. Mike will work with Dan and the clerk to send these thank yous.
3. Comp Plan update- The Planning Commission sent a request for qualifications about 3 weeks ago. The proposals are due this Friday. The Planning Commission has scheduled meetings for interviews. Their recommendation should be ready for the December Town Board Meeting. A page on Comp Plan update process will be added to the website. Mike will get this up and running.
4. Ordinance update Round II- The Planning Commission asked the Town Board to participate in the Special Planning Commission Meeting with the attorney on Ordinance updates. Tentative dates are November 26th or 27th.
5. The Planning Commission presented a proposed procedure for rebuilds in case of fire. *See attachment.*

A motion by Supervisor Cory Behrendt: To approve the proposed policy for rebuilds in case of fire as presented by the Planning Commission to be implemented along with their other administrative permits. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote.

6. Building Inspector RFP- has been distributed. Response is due at the end of the month. Planning Commission will review the applicants and recommend top candidates to the Town Board.

Town Hall Rental Agreement

There was a mix up on the final draft of the Town Hall Rental Agreement. The final draft will be presented to the Town Board at the December Town Board Meeting.

The installation of locks on the drawer for Town Board and Planning Commission meeting files was quoted at \$65.00 plus \$2 per key.

A motion by Supervisor Cory Behrendt: To approve the expenditure of installing a lock and obtaining keys for the Board and Planning Commission. Motion seconded by Supervisor Jeff Otto. Motion carried by unanimous vote. Supervisor Gloria Belzer will contact Tom's lock.

LGA

The LGA, Local Government Alliance is an annexation Lobbyist group that represented Townships. The LGA is legally dissolving the organization. They are asking response from the Township on how they should proceed.

A motion by Supervisor Cory Behrendt: To advise the LGA Board that Eureka Township would prefer that they dissolve and that we receive our share of the dues money. Motion seconded by Supervisor Dan Rogers.

AirLake South Development

Supervisor Jeff Otto presented major issues related to the expansion of the south airport. There are taxes collected on the hangars and various structures that are paid to the county, which does provide some benefit back to the Township. The possibility of installing a small private septic and water system that would be shared- central facility- serving the south development.

Old Business

A. Mailbox Installation

Honey-Doers attempted to install the mailbox, there are electrical wiring in the area. Supervisor Dan Rogers will contact Honey-Doers and attempt to relocate the box in a different location.

B. Windmill Financial Guaranty

Kenny Miller was present he planned on presenting the Financial Guaranty at the annual review. The Town Board asked that it be presented to the Town Board by the December Town Board Meeting.

C. Chub Lake Boat Landing

Boat Landing: Supervisor Cory Behrendt and Supervisor Jeff Otto met with Tim Bremicker, Regional Wildlife Mgr and Diana Regenscheid, Area Wildlife Supervisor- South Metro. They discussed Township concerns over the launching of boats, including blocking the road and erosion of the road right of way. The DNR understands the townships concerned about our response, but is concerned about limiting hunter's access. The DNR did not feel that the Township could regulate the launching of boats through the road right of way. The DNR contacted the attorney general and removed our signage and contacted the Sheriff Department to discuss enforcement of township ordinances. The township has not received any written response regarding there policy and enforcement as requested. The DNR is willing to talk to the Township on a long term position. The DNR will be asked to work with the road supervisors and the road contractor to restore the roadside damage. Diana Regenscheid will be asked to come to a Town Board meeting to discuss a long term solution.

D. 225th St 5 Ton Load Limit

The Town Board discussed enforcement of the load limit signs. Supervisor Jeff Otto will contact the Sheriffs Department and send a copy of Resolution #58 to the Sheriff Department.

Exemptions to the 5 ton load limit, on a case by case basis, are obtained through a Road Supervisor or thru the Road Contractor.

E. Eureka Township Hosting CAPX2020 Special Meeting

The Dakota County Association of Township is going to sponsor the CAPX2020 Educational Meeting. Eureka Township will host the meeting on November 28, 2007 at 7:00 pm. The meeting has been posted on the website.

F. Misc. Updates

The clerk has not received a letter from Brian Watson on the placement of the trailer on property owned by Lisa & Pat Hawkins- 8874 240th St W., Lakeville. The clerk will check with Brian on the status of approval.

Dakota County CIP recommendations were sent to the County.

New Business

A. Vermillion River Watershed Joint Powers Letter

The Town Board received a letter from the Watershed Board dated 10/31/07. A resolution was passed by the Water Board to bridge the time period until the local government units have an opportunity to adapt the local water plans. They have asked the townships to provide regular updates every 60 days on their progress, beginning December 1st.

B. Association of Township Officers Meeting October 25th

A report was distributed to the Town Board. Supervisor Gloria Belzer reported on highlights of the meeting.

C. Township Office Policies

Supervisor Gloria Belzer reported on Township office policies. Discussion on office polices will be placed on the agenda at the reorganizational meeting. The review meeting of employee is a closed meeting. At the next regular scheduled meeting a brief summary of the closed meeting should take place, including job performance, hours and pay. Office needs will be assessed prior to the budget meeting.

D. Snow and Ice Removal Policy

Supervisor Gloria Belzer asked if the Township has a snow and ice policy. In 2003 the Township adopted a snow and ice policy, see Resolution No. 31.

Clerk/ Treasurer Presentation

A motion by Supervisor Cory Behrendt: to adjourn. Motion seconded by Supervisor Jeff Otto.

Meeting adjourned at 9:57 pm.