

Eureka Township
Dakota County
State of Minnesota

Eureka Town board Meeting
December 13, 2004

Call to Order

Chair Don Pflaum called the regular monthly meeting of Eureka Township to order at 7:04 PM. Present were Supervisors Don Pflaum, Connie Anderson, Kenny Miller, Dan Rogers and Clerk/Treasurer Nanett Leine.

The meeting opened with the Pledge of Allegiance.

Approval of Agenda

Additions: 9. New Business C. Office Equipment

A motion by Supervisor Connie Anderson: To approve the agenda as amended. Motion seconded by Supervisor Dan Rogers. Motion carried.

Minutes:

A motion by Supervisor Kenny Miller: To approve the Regular Town Board Meeting Minutes of November 8, 2004 as presented. Motion seconded by Supervisor Connie Anderson. Motion carried.

A motion by Supervisor Connie Anderson: To approve the Special Meeting Minutes of November 15, 2004 as presented. Motion seconded by Supervisor Dan Rogers. Motion Carried.

A motion by Supervisor Kenny Miller: To approve the Special Meeting Minutes of November 17, 2004 as presented. Motion seconded by Supervisor Connie Anderson. Motion Carried.

A motion by Supervisor Kenny Miller: To approve the Special Meeting Minutes of November 22, 2004 as presented. Motion seconded by Supervisor Dan Rogers. Motion Carried.

A motion by Supervisor Connie Anderson: To approve the Open Meeting Minutes of December 6, 2004 as presented. Motion seconded by Supervisor Kenny Miller. Motion Carried.

A motion by Supervisor Connie Anderson: To approve the Closed Meeting Minutes of December 6, 2004 as presented. Motion seconded by Supervisor Kenny Miller. Motion Carried.

A motion by Supervisor Connie Anderson: To approve the Special Meeting Minutes of December 8, 2004 with the following correction on page 2 change "awarding" to "awarded". Motion seconded by Supervisor Kenny Miller. Motion Carried.

Treasurer's Report

Treasurer Nanett Leine reported that there is \$441.17 in checking, \$97,403.60 in the savings account and \$121,741.59 in savings (Former CD). The federal tax liability account is \$447.90. MN Tax liability \$8.00, County Sewer inspection permit liability \$120.00 and State surcharge liability \$47.50. \$318,725.12 has been borrowed against the New Town Hall Loan.

(Upon reading the printed materials, an error was made in the totals, verbal amounts were presented. Printed copies will be distributed to the town board members at the January town board meeting)

Motion by Supervisor Kenny Miller: To approve the treasurer report as verbally presented.
 Motion seconded by Supervisor Dan Rogers.

Bills and Receipts

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

BeSure Inspection Services	Inspection services	\$1,078.13
Mark Henry Excavating	Grade Roads	\$6,745.00
Dakota Electric	Electric Bill	\$10.63
Dakota Electric	Electric Bill- New Town hall	\$116.49
Frontier Communications	Telephone- new town hall	\$229.96
Frontier Communications	Telephone- office	\$1.46
Nanett Leine	Payroll 11/1/04 to 11/30/04	\$1,702.55
Nanett Leine	expenses	\$530.69
PERA	Payroll 11/1/2004 to 11/30/04	\$211.93
Murnane, Conlin, Brandt & White	legal fees	\$1,944.00
RiverTown Newspaper Group	legal correction	\$13.90
ECM Publishers, Inc.	legal correction	\$16.25
Cannon Valley Coop	Propane 380.5 gallons @ \$1.16	\$575.75
Minnesota State Treasurer	4th Qtr Sur charge 2004	\$22.30
MATIT	Insurance package New Town Hall	\$775.00
MAT	training Connie & Nanett	\$170.00
Dakota County Treasurer	4th Qtr Septic fees	\$120.00
IRS	941 4th Qtr	\$1,947.23
State of Minnesota	state tax 4th Qtr 2004	\$25.00
Connie Anderson	supervisor payroll 6/1/04 to 12/13/2004	\$1,191.31
Connie Anderson	supervisor mileage 6/1/04 to 12/13/2004	\$61.50
Mark Malecha	supervisor payroll 6/1/04 to 12/13/2004	\$858.85
Kenny Miller	supervisor payroll 6/1/04 to 12/13/2004	\$937.35
Kenny Miller	supervisor expense 6/1/04 to 12/13/2004	\$19.52
Don Pflaum	supervisor payroll 6/1/04 to 12/13/2004	\$937.35
Dan Rogers	supervisor payroll 6/1/04 to 12/13/2004	\$683.39
Cory Behrendt	planning commission payroll 2004	\$646.45
Francie Madden	planning commission payroll 2004	\$775.74
Cheryl Monson	planning commission payroll 6/1 to 12/6/04	\$540.25
Richard Stevens	planning commission payroll 2004	\$517.16
TOTAL BILLS PRESENTED		\$23,405.14

A motion by Supervisor Dan Rogers: to approve payment of the November bills totaling \$23,405.14. Motion seconded by Supervisor Dan Rogers. Motion Carried.

Approval of November receipts

The following receipts were deposited in November:

• <u>Building Permits</u>			
Randy Wood – <i>zoning application</i>	\$25.00	Mark Trevis – <i>building permit</i>	\$492.86
Randy Wood – <i>building permit</i>	\$1088.01	Eldevik- <i>HVAC Permit</i>	\$60.00
Mark Trevis- <i>zoning application</i>	\$25.00	Ray Kadlec- <i>Ag Permit</i>	\$50.00
• <u>Non Conforming Use Registrations</u>			
Mark Mathowetz	\$50.00	Doc’s Trucking	\$50.00
Dale Leine	\$50.00		
• <u>CUP Review</u>			
MCI (<i>Three years</i>)	\$45.00		
• <u>Other Receipts</u>			
Mount Olivet- <i>in Lieu of taxes</i>	\$1,300.00	19 RASP Signs	\$206.71
Pat Steege- <i>envisioning report</i>	\$17.00	Tim Kuntz- <i>COMP Plan</i>	\$20.00
			<hr/>
			Total Receipts in November \$3479.58

A motion by Supervisor Connie Anderson: To approve November receipts as presented. Motion seconded by Supervisor Kenny Miller. Motion Carried.

Contractor Time

Road Maintenance Contract

Road Contractor, Chris Nielsen presented the town board with a letter reflecting his views on the contract decision made at the special meeting December 8, 2004. The LLP Partnership will remain under the current tax ID#. The business name and one partnership name will change. Supervisor Connie Anderson will contact legal council. The town board asked Chris Nielsen to provide legal documents of ownership of the business. The LLP has not been resolved. The road maintenance contract will stay with the road contractor at this time. The contract was signed by Chris Nielsen the morning of December 13, 2004.

Planning Commission Land use permits and Related Items:

Bob Carlson –Septic Permit

Bob Hegner will follow up on this permit.

Planning Commission Meeting

Ray Kadlec- Split Approval

Phillip Kadlec on behalf of Ray and Ann Kadlec, 6945 247th St W, Farmington asked the town board for a split approval of the 20 acre parcel (13-01500-030-75).W 20 acres of W1/2 of SE1/4 Section 15. They are requesting to split 2.03 acres from this parcel. A survey was presented.

A motion by Supervisor Kenny Miller: To approve the split as presented. Motion seconded by Supervisor Dan Rogers. Motion Carried.

Tom Pryor- Split Approval

Tom Pryor 27283 Denmark Ave, Farmington asked the town board for a split approval of the 78 acre parcel (13-03600-010-02) S1/2 of the NE1/4 of Section 36. They are requesting to split 1.5 acres from this parcel.

A motion by Supervisor Kenny Miller: To approve the split as presented. Motion seconded by Supervisor Dan Rogers. Motion Carried.

Harry Swantek- NCUP question

Mr. Swantek applied for an NCUP on December 3, 2003. He paid a fee of \$100.00 for a public hearing that was held on January 6, 2003. Mr. Swantek withdrew his application on March 6, 2003. He has now completed a Non Conforming Use Registration Form under 5.5 Registration of Non Conforming Use, Ordinance No. 20. He is requesting a refund of the \$50 difference in the two fees.

After much discussion Supervisor Kenny Miller made a motion to refund \$50 to Mr. Swantek. Motion seconded by Supervisor Connie Anderson. Motion Carried.

Other Related Business

Building Inspector Bob Hegner asked for a key to the town hall, to gain access to and drop off paperwork as part of his building inspector duties. If he turns in his key to the old town hall a new key will be issued.

Mary Ann Sly, not present.

Old Business

A. Centurytel Fiber II

The most recent letter (August 2, 2004) from the township attorney was read. Item tabled until January 10, 2005 Town Board Meeting, for further discussion.

B. AT & T facility Cedar and 250th St.

Supervisor Mark Malecha was not present. Move to January 10, 2005 Town Board Meeting.

C. Country Joe Racing

The town board received a letter from the Law Office of Siegel, Brill, Greupner, Duffy & Foster, P.A. representing Country Joe Racing. The letter was in response to the Town Boards actions at the November 17, 2004 special meeting. This letter will be forwarded to the townships Attorney, Peter Tiede. The requested information will be sent to the law firm.

D. Elko / New Market Septic Treatment Facility & Interceptor line

Supervisor Don Pflaum updated the town board on issues relating to the Elko/ New Market Septic Treatment Plant. Packets from the MPCA were circulated through the audience.

E. 265th St Bridge update

The date for the grand opening of the bridge was set for Thursday February 17, 2005 at 4:00 pm. Invitations will be sent to legislatures and governor inviting them to the ceremony.

F. Audit

Abdo, Eick, and Meyers, L.L.P. has e-mailed an engagement letter for the 2004 audit. The estimated cost for the 2004 audit is \$5,500.

A motion by Supervisor Connie Anderson: To continue using the services of Abdo, Eick and Meyers for the 2004 audit based on the estimate presented. Motion seconded by Supervisor Dan Rogers. Motion carried with one dissenting vote.

G. CDA Block Grant

Supervisor Kenny Miller presented information on the CDA Grant, grant money would be available for costs incurred in 2006 it cannot be back tracked to expenses occurred prior. The town board decided not to pursue the CDA Block grant at this time.

New Business

A. Road Quotes

Tabled at this time. (Does not need to be addressed if the road contract is intact.)

B. Election/Ballots

The Clerk, Nanett Leine proposed using the optic scan voting machine for the March township elections. The county will program the machine free of charge. The ballots are approximately .25 each.

A motion by Supervisor Kenny Miller: To use the accuvote ballots. Motion seconded by Supervisor Connie Anderson. Motion Carried.

C. Office equipment

The Clerk, Nanett Leine presented a list of office equipment needed for the new town hall.

A motion by Supervisor Dan Rogers: To authorize expenditures up to \$3,500 for office equipment for the new town hall. Motion seconded by Supervisor Kenny Miller. Motion Carried.

A motion by Supervisor Don Pflaum: to add Sheriff Issues to the agenda. Motion seconded by Supervisor Dan Rogers. Motion Carried.

D. Sheriff Issues

Supervisor Don Pflaum addressed concerns with response time of sheriffs to scenes. There are not enough deputies to serve the township. Supervisor Don Pflaum will invite Commission Joe Harris to address concerns over sheriff issues.

A motion by Supervisor Don Pflaum: to add Vermillion Joint Powers Draft. Motion seconded by Supervisor Dan Rogers. Motion Carried.

E. Vermillion Joint Powers Draft

Comments need to be put together in January.

Other Business

Clerk/ Treasurer Presentation

A motion by Supervisor Connie Anderson: To adjourn. Motion seconded by Supervisor Dan Rogers.

Meeting adjourned at 10:00 pm.