

EUREKA TOWNSHIP

**DAKOTA COUNTY
STATE OF MINNESOTA**

TOWN BOARD MEETING OF DECEMBER 9, 2019

Call to Order

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

Members Present: Donovan Palmquist (Chair)
Tim Murphy (Vice Chair)
Lu Barfknecht (Supervisor)
Butch Hansen (Supervisor)
Mark Ceminsky (Supervisor)

Members Absent: None

Others Present: Martin Norder (Kelly & Lemmons)
Bill Funk (Planning Commission Liaison)
Ralph Fredlund (Planning Commission Chair)
Marcia Wilson (Treasurer)
Ranee Solis (Town Clerk)

See attached list for all others in attendance.

Approval of the Agenda

The following changes were made to the agenda:

1. Move the Sheriff's Department update before Public Comment.
2. Remove New Business item A. Scotts Resolution in accordance with the recent attorney correspondence.
Motion: Vice Chair Murphy moved to remove item A. Scotts Resolution from the agenda, seconded by Chair Palmquist. *Motion carried 3-0*, with Supervisors Hansen and Ceminsky abstaining.
3. Remove Old Business item A. Driveways as it was addressed last month.
Supervisor Ceminsky requested that the item remain on the agenda due to new information to present. The Board agreed to allow the item to remain.

Motion: Supervisor Barfknecht moved to approve the agenda as amended, seconded by Vice Chair Murphy. *Motion carried 3-2*, with Supervisors Hansen and Ceminsky opposed.

Sheriff's Department

The Sheriff's Deputy reported that the roads were icy due to the snow storm. Georgie Molitor requested to have a deputy patrol 225th St. between 8:30-9:30 am due to speeding vehicles during school bus pick up.

Public Comment

A. Those signed in
(None)

B. All others
(None)

Chair Palmquist asked three times if there were any attendees who wished to speak. Hearing none, the public comment period was closed.

Citizen Business

(None)

Mn Paving & Materials monthly report

Mike Callahan presented the MPM monthly progress report. He announced that the gravel pit and ready-mix plant were closed for the year. He requested a moratorium to extend into 2020. Supervisor Hansen directed him to submit his request in writing for next month's meeting. Chair Palmquist and Vice Chair Murphy volunteered to follow up with Mr. Callahan.

Road Contractor Update (Otte Excavating)

(None)

Planning Commission Update

Commissioner Bill Funk provided an update for the December 3, 2019 Planning Commission meeting as follows:

- Oren Larson lot split was not considered due to issues with the application. A special meeting was requested by the applicant to review the new applications for consideration at the December Town Board meeting.
- Approved the Findings of Fact for the Phillippe radio broadcast tower.
- The Public Hearing for the building rights text amendment was re-scheduled for January 7, 2019 at 7:30 pm.
- Received direction from the Board to research changes to the solar energy ordinance to match power company and County regulations and remove the CUP requirement for residential uses.
- Approved the November 6, 2019 Planning Commission meeting minutes.

Supervisor Hansen stated that the building rights text amendment language needs to be presented to the Board for approval prior to scheduling the public hearing.

Permit Requests

(None)

Land Use Requests

Oren Larson Estate, 10111 267th St. W., PID 13-03000-51-010/13-03000-32-010 – Lot Split

Motion: Supervisor Hansen moved to approve the four lot split applications as recommended by the Planning Commission, seconded by Chair Palmquist, with a friendly amendment by Supervisor Barfknecht to include the following:

Application #1 containing Parcel A with PIN 13-03000-51-010, consisting of 78.224 acres, Parcel C consisting of 20.024 acres to be split with Parcel A, and Parcel E consisting of 58.200 acres to be split from Parcel A;

Application #2 containing Parcel B with PIN 13-03000-32-010, consisting of 39.220 acres, Parcel D consisting of 1.982 acres, to be split from Parcel B, and Parcel F consisting of 37.238 acres to be split from Parcel B;

Application #3 containing Parcel C consisting of 20.024 acres, Parcel D consisting of 1.982 acres and Parcel G containing 22.006 acres, merger of Parcels C and D;

Application #4 containing Parcel E consisting of 58.200 acres, Parcel F consisting of 37.238 acres and Parcel H containing 95.438 acres, merger of Parcels E and F.

Motion carried 5-0.

Treasurer's Report

Treasurer Wilson presented a partial Treasurer's Report for December 9, 2019:

Checking account balance: \$2,061.76; Outstanding checks: \$478.05; Savings account balance: \$286,817.01; CD accounts balances: \$67,125.31; Petty cash balance \$100; Total account balances: \$355,626.03.

Motion: Vice Chair Murphy moved to approve the Treasurer's Report as submitted, seconded by Chair Palmquist. *Motion carried 3-0*, with Supervisors Ceminsky and Hansen abstaining.

Motion: Supervisor Hansen moved to table the balance of the Treasurer's Report until it has been completed, seconded by Supervisor Ceminsky. *Motion carried 5-0.*

The Board directed the Clerk to post a Special Town Board meeting for December 16, 2019 at 7:00 pm.

Motion: Supervisor Hansen moved to change the conference room into the Treasurer's office, seconded by Supervisor Ceminsky. *Motion failed 0-3*, with Supervisors Hansen and Ceminsky abstaining. Supervisor Barfknecht recommended that this be discussed at the Special Town Board meeting on December 16th.

New Business

Inspectron billing/permit numbers/inspection reports

Supervisor Ceminsky requested that the Clerk schedule a meeting with two Inspectron representatives, the Clerk, the Treasurer and himself.

Fire address signs

This item was dismissed.

RFP for gravel and for dust coating

Motion: Supervisor Ceminsky moved to send out RFP's for gravel and dust coating to be reviewed at the February Town Board meeting, seconded by Chair Palmquist. *Motion carried 5-0.*

The Clerk was directed to post notice for bids on the Township website and the designated newspapers.

Interactive Television

Supervisor Ceminsky expressed his concern that the Town Hall was not adequately equipped to allow for remote attendance of meetings.

Motion: Vice Chair Murphy moved to direct the Planning Commission to research the costs of implementing interactive television and video taping of meetings, seconded by Chair Palmquist. *Motion carried 3-0*, with Supervisors Hansen and Ceminsky abstaining.

Bids for septic pumping at Town Hall

Motion: Supervisor Barfknecht moved to accept the quote from Otte Excavating in the amount of \$350 to pump the septic at Town Hall, seconded by Chair Palmquist. *Motion carried 5-0.*

Resolution 2019-10 designating annual polling location

Motion: Vice Chair Murphy moved to adopt Resolution 2019-10 designating Town Hall as the official polling location, seconded by Supervisor Hansen. *Motion carried 5-0.*

Old Business

Driveways

Supervisor Ceminsky stated that the 42-page MNDOT Access Management Manual, which he only had one page of with him, states that driveways are supposed to be placed 50 feet from each other. He asked whether or not the Board wants him to follow the MNDOT Manual. Supervisor Hansen stated that the County will not allow driveways to be aligned with one another. Vice Chair Murphy stated that this statement directly contradicts the information we received from Butch McConnel at the County last month. Supervisor Barfknecht requested that Supervisor Ceminsky provide the MNDOT Manual, in its entirety, to the Clerk to be forwarded to the Town Board and the Planning Commission for review. Commissioners Funk and Fredlund stated that they provided information from their research to the Clerk last month. The Clerk acknowledged that the information was in the Town Board's meeting packet last month.

North Cannon Extension Amendment

Motion: Vice Chair Murphy moved to accept the amendment to the joint powers agreement to protect and manage the Northern Cannon River Watershed, agreement #2000 and to authorize the Chair and Clerk to sign on behalf of the Township, seconded by Chair Palmquist. *Motion carried 3-0*, with Supervisors Ceminsky and Hansen abstaining.

Other Business

Road Right-of-Way letter to NPL

Motion: Supervisor Hansen moved to direct the Clerk to send a certified letter to NPL indicating that there will be no permits issued for work in our right-of-way until the requested right-of-way permit for work done on 235th has been satisfied, giving them 15 days to do so, seconded by Supervisor Ceminsky with a friendly amendment to cc: Mn Energy as well. *Motion carried 5-0.*

Letter to resident regarding leaves in the ditches

Supervisor Ceminsky requested that a second letter be sent to the resident requesting that they clear the leaves from the ditches.

Complaint on 280th follow up

Supervisor Palmquist provided that there does appear to be an unauthorized landscaping business at the property in question and the property is not owner-occupied.

Motion: Chair Palmquist moved to send an ordinance violation letter to the owner of the property, as well as the tenant, informing them to appear before the Board at the January meeting to address the violation, seconded by Supervisor Hansen. *Motion carried 5-0.*

Approval of Meeting Minutes

Approve the November 12, 2019, Town Board Meeting Minutes

Supervisor Barfknecht requested that the Clerk add the entire discussion regarding Skyping into the minutes, and to note that Vice Chair Murphy asked three times if there were any attendees who would like to speak during the public comment period.

Motion: Chair Palmquist moved to table approval of the November 12, 2019, Town Board meeting minutes until January, seconded by Vice Chair Murphy. *Motion carried 3-0,* with Supervisors Ceminsky and Hansen abstaining.

Adjournment

Motion: Supervisor Barfknecht moved to adjourn the meeting, seconded by Vice Chair Murphy. *Motion carried 5-0.*

Meeting adjourned at 8:27 p.m.

Respectfully submitted,

Ranee Solis

Ranee Solis, Town Clerk

Minutes Officially Approved By:  on: 2-10-2020
Town Chair Date

EUREKA TOWNSHIP

Dakota County, Minnesota



Town Board Meeting

Attendance

Monday, December 9, 2019

7:00 PM

Printed Name

Address

[Handwritten signature]

FINDA PIPKORH

Nancy Paulsen

Carol Sojka

Brian Ahern

Mike Callahan & Andrew Gieseke

Georgie Wolitor

[Handwritten signature]

138 Main St. West, New Prague (Estimated)
3450 35th AVE. SOUTH MAPS, MN 55406

9445 225th St. W. Lakeville

26437 Galaxy Farmington

5415 235th St W Farmington

MPM - Mankato, MN

8875-225th St W.

Printed Name

Jody Arman-Jones

Address

6905 255th St. W.