

Eureka Township
Dakota County
State of Minnesota

Eureka Townboard Meeting
April 12, 2004

Call to Order:

Chair Don Pflaum called the regular monthly meeting of Eureka Township to order at 7:01 PM. Present were Supervisors Don Pflaum, Connie Anderson, Mark Malecha and Clerk/Treasurer Nanett Leine.

The meeting opened with the Pledge of Allegiance.

Approval of Agenda:

Add:

New Business- E. Citizen Complaint

Old Business- D. COMP Plan Update

Roads- Cedar Ave.

Correct meeting date: Planning Commission 5-3-04

Add road meeting: 4-21-04

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

Minutes:

A motion by Supervisor Mark Malecha: To approve the Regular Townboard Minutes of March 8, 2004 with the following addition on page 4- "Dakota County" Soil and Water. Motion seconded by Supervisor Connie Anderson. Motion carried.

A motion by Supervisor Mark Malecha: To approve the Special Meeting Minutes of March 10, 2004 with the following addition: Connie Anderson abstained from the board of Canvas. Motion seconded by Supervisor Connie Anderson. Motion carried.

A Motion by Supervisor Connie Anderson: To approve the Special Meeting Minutes of March 11, 2004 with the following correction- Supervisor Dan Rogers, not Supervisor Kenny Miller. The motion was seconded by Supervisor Mark Malecha. Motion Carried.

A Motion by Supervisor Mark Malecha: To approve the Special Meeting Minutes of March 15, 2004 as presented. The motion was seconded by Supervisor Connie Anderson. Motion Carried.

A Motion by Supervisor Mark Malecha: To approve the March 22, 2004 Reorganizational Meeting Minutes as presented. The motion was seconded by Chair Don Pflaum. Motion Carried.

Treasurer's Report

Treasurer Nanett Leine reported that there is \$782.58 in checking, \$178,086.60 in the savings account and \$120,379.78 in savings (Former CD). Federal Tax liabilities are \$910.00, Minnesota Tax liabilities are \$36.00, County Sewer Inspection liabilities are \$40.00 and State surcharge liabilities \$300.00.

Motion by Supervisor Connie Anderson: To approve the Treasurer's report. Motion seconded by Supervisor Mark Malecha. Motion carried.

Bills

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

BeSure Inspection Services	Building & Septic permits	\$16,099.17
Braun Turf Farms	Road Maintenance	\$2,000.00
Dakota Electric	Electric Bill	\$10.49
Frontier Communications	Telephone- town hall & Internet	\$79.16
Murnane, Conlin, White & Brandt	Attorney Fees	\$6,850.39
Nanett Leine	Payroll 3/1/04 to 3/31/04	\$1,528.32
Nanett Leine	office rent	\$398.32
PERA	Payroll 3/1/2004 to 3/31/04	\$186.69
ECM Publishers, Inc.	Legal Ads	\$52.00
RiverTown Newspaper Group	Legal Ads	\$33.75
Castle Rock Agency	Ins. Package New Policy/ cancelled	\$58.20
Dakota County Treasurer	5% Sand & salt mix 177 tons @ \$8.63/ton	\$1,527.51
ABDO EICK & MEYERS	Audit	\$6,105.00
Carolyn Papke	election judge 5 hrs @ \$5.25	\$26.25
Mary Ann Sly	election judge 6 hrs x \$5.25	\$31.50
Mary Lou Ruh	election Judge 5.5 hrs x \$5.25	\$28.88
Cheryl Schindeldecker	election Judge 4 hrs x \$5.25	\$21.00
Clark Smith	Election Judge 4 hrs x \$5.25	\$21.00
Carol Smith	Election Judge 7.5 hrs x \$5.25	\$39.38
IRS	941 1st Qtr TAXES	\$910.00
State of Minnesota	1st Qtr Taxes	\$36.00
Connie Anderson	Spring Short Course	\$38.00
Charles J. Radloff	Architectural Drawings, Structural Drawings	\$3,750.00
Minnesota State Treasurer	1st Qtr Building Permit Surcharge Report	\$268.59
Mark Henry Excavating	Pickup junk and check roads 8 hrs x \$40/ hr	\$2,802.00
TOTAL BILLS PRESENTED		\$42,901.60

The Abdo, Eick and Meyers audit bill was discussed. Supervisor Kenny Miller was checking on the comment the audit would be capped at \$5,000. Supervisor Kenny Miller was not present.

A motion by Supervisor Mark Malecha: to pay the estimated amount of \$4,500 for the audit, tabling the remaining \$1,605 until next Mondays night meeting. Motion seconded by Supervisor Connie Anderson. Motion carried.

ABDO EICK & MEYERS	Hold till contact Firm on addition cost Approved 4/12/2004	<u>-\$1,605.00</u> \$41,296.60
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A motion by Supervisor Mark Malecha: to approve payment of the March bills totaling \$41,296.60. Motion seconded by Supervisor Connie Anderson. Motion carried.

Approval of March receipts

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

• <u>Building Permits</u>			
Calvin Pflaum- Ag build application fee	\$25.00	Brian Ahern - building permit deck	\$233.26
Calvin Pflaum- Ag build permit	\$25.00	Susan Emerson- HVAC	\$75.00
Brian Ahern- application fee- deck	\$25.00		
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• <u>Other Receipts</u>			
Jody Armen Jones-RASP Sign	\$11.64	Earned Interest	\$678.85
Earned Interest	\$1,082.46	Dakota County- aggregate tax 2003	\$6,215.94
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Total Receipts in March			\$8,372.15

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

Contractor time

Roads

Sentenced to Serve will work April 20, 21, 22 along Eureka Township roads, cleaning road ditches. The road contractor will provide a chipper for brush, and a dumpster on a trailer. Targeted areas are the ravine on Granada Ave, Fairgreen Ave. (dead trees in ditch) and 225th near Ray Halls.

Cedar Ave/ Galaxie Ave.

Cedar Ave. / Galaxie Ave. from the Eureka/ Lakeville border to County 86 will be resurfaced this summer, with paved shoulders. The town board would like to see turn lanes added to Cedar Ave./ Galaxie Ave. Chair Don Pflaum will contact Dakota County with their request.

Planning Commission Land use permits and Related Items:

Planning Commission Meeting

1. Mark Parranto- 22702 Hamburg Ave. Lakeville requested a zoning permit for 2 pole sheds for agricultural use. 40'x 52' and 44'x100'. Property ID# 13-00400-011-75. Shoreland building permit EK095 had been issued. A Motion by Supervisor Connie Anderson: To approve. The motion was seconded by Supervisor Mark Malecha. Motion Carried.

Permit # 000980 issued for \$50.00 and Permit #000981 for \$50.00

2. Ray Kadlec- 6945 247th St W Farmington requested a permit for a manufactured home and a detached garage. (This permit was granted as a conditional use on September 8, 2003) A Motion by Supervisor Mark Malecha: To approve the house and detached garage (pole type structure) subject to inspection. The motion was seconded by Chair Don Pflaum. Motion Carried. **Permit #04-006 issued for \$1,490.53**
The driveway permit was issued and Road Contractor, Chris Nielsen has inspected the driveway.
3. Laverne Marschall- 7429 280th St W. Farmington requested a permit for a garage 24'x30'. Property ID# 13-03400-012-53. The garage was started without a building permit. A motion by Supervisor Mark Malecha: To approve the permit upon doubling the building permit fee. Motion seconded by Supervisor Connie Anderson. Motion carried. **Permit # 04-007 issued for \$660.71**
4. Jeff Allgren-26446 Ipava Ave. Lakeville MN 55044 requested a building permit for a 30'x50' pole building. Property Id# 13-02900-014-32.
A motion by Supervisor Mark Malecha: To approve the permit. Motion seconded by Supervisor Connie Anderson. Motion carried. **Permit # 04-008 issued for \$565.06**

CUP's

1. Centurytel Fiber Optic Regeneration Station 240th St & Hamburg Ave.
The planning commission held the public hearing for the review of the Conditional Use permit for the Centurytel Fiber Optic station. The planning commissions recommend that the town board seek legal council to have the structure removed from the sight, because it is in total violation of all conditions set. The planning commission is not recommending renewal of the CUP. The town board will follow-up with the attorney on this issue. It will be left on the agenda for the May meeting.
2. Terri Petter- Spirit Ranch 1 and Spirit Ranch 2, Dog Kennel.
Terri explained that there had been no changes to the operation. The bushes that were planted in front of the kennel, need replacement. There is not enough room for trucks to pass through the area. She will be replacing the bushes with vines on the fence.
Chair Don Pflaum opened the floor for public comment. Hearing none, he closed the review. A motion by Supervisor Mark Malecha: To accept the review of Spirit Ranch 1 and Spirit Ranch 2 and the Dog Kennel. Motion seconded by Supervisor Connie Anderson. Motion carried. A review fee of \$15 was charged for Spirit Ranch 1 and Spirit Ranch 2. The dog kennel review was \$100.00. A total of \$130.00.
3. Mark Nelson was not present at this time; his CUP will be addressed upon arrival.

Other Business

Air Lake Airport

Tim from the Aircraft Resource Center at Air Lake Airport presented the town board with the future plans of the airport. They are proposing building hangers on the property in Eureka Township. MAC has agreed to waive the sewer and water restrictions. The hanger area would be a dry area. MAC may build and own the hangers, then lease them out. Town board concerns included additional air traffic in the area. The town board would like to meet with MAC on the airport issues.

Building Inspector

Building Inspector, Bob Hegner reported that he is reviewing the Ordinances and he should be ready to adopt the State Building Codes at next months meeting.

Citizens concern about building being constructed on Granada Ave.

The clerk received a phone call from a concerned citizen about the construction of a building at 27607 Granada Ave. He was concerned that the building was going to be used for a commercial operation. The building inspector is currently inspecting the building as part of the permit process. The buildings permitted use is a private studio.

Appoint planning commission member

The town board received one letter of interest for the open seat on the planning commission. A motion by Supervisor Mark Malecha: To appoint Richard Stevens to the planning commission. Motion seconded by Chair Don Pflaum. Motion carried.

Planning Commission training opportunities

There are training opportunities available thru the University of Minnesota for planning commission members. Any planning commission members interested in taking training should make the request at the May 3, 2004 meeting for town board approval. Registration deadline is May 7, 2004.

Planning Commission / Town board Round table

May 3, 2004- Round table Eureka Town Board and Planning Commission to review policies and procedures. (Following regular planning commission business.)

Dakota County Treasurer Office/ Building permits 2000

Dakota County received a phone call from a citizen who received a building permit in 2000 under the Building Inspector Mr. Wilbur. The house was never recorded on the tax statement. The County would like a list of all permits issued during that time to see if there are any other missing permits.

The town board would like to talk to Gloria Pinkie at the board of Review before reporting back to the county on this issue.

CUPs Continued

Mark Nelson asked that his Conditional Use Permit be renewed for his airstrip located at 5255 265th St W. Farmington. Chair Don Pflaum opened the floor of comments, hearing none. Supervisor Mark Malecha: To accept the review of the CUP for the airstrip. Motion seconded by Supervisor Connie Anderson. Motion carried. A \$15.00 review fee was charged. (CUP issued May 11, 1993)

Old Business

A. Town Hall Update

The town hall committee is moving forward with the town hall plans. Bids will be let prior to the continued annual meeting so that three complete building packages can be put together.

Continued Annual Meeting: June 1, 2004 (Tuesday), Alternate Date: June 8, 2004. The clerk will check on the location of the meeting.

B. 265th St bridge update/ Cooperative agreement

Near construction. Progressive rail will be operating the track.

C. Imposing a Service Charge for Multiple False Alarms

Table until the May Meeting.

D. COMP Plan Update

The COMP Plan is currently under review with the MET Council. There were no comments, approval is expected.

New Business

A. Newsletter, Meet Candy Karlson

Candy Karlson has volunteered to take over as editor of the newsletter. Supervisor Connie Anderson outlined the procedure that is followed in the process of the newsletter. Supervisor Mark Malecha will be Supervisor contact for the newsletter. The newsletter file was turned over to Mark.

A motion by Supervisor Mark Malecha: To accept Candy Karlson as the new editor of the Eureka Newsletter. Motion seconded by Supervisor Connie Anderson. Motion carried.

B. Castle Rock Township- letter

The town board received a letter from Castle Rock, asking for their input on the 2:00 am closing of the Castle Rock Café, located in Castle Rock Township. The clerk will send a letter that the Eureka Town board maintains a neutral position on the issue.

C. Urban Township Short Course

Supervisor Connie Anderson Clerk/ Treasurer Nanett Leine will be attending the short course. Any other town board members interested in attending should contact the clerk by April 22.

D. Memorial Day Picnic

The township will hold the memorial picnic May 31 at 12:00 pm. It will be pot luck, with beverages provided.

E. Citizen Complaint

The town board received a letter from a citizen on a noise complaint. Chair Don Pflaum will contact the building inspector to see if he will handle the complaint. If not Chair Don Pflaum and Supervisor Connie Anderson will follow-up on the complaint.

F. Dust Control

The road contractors need to obtain two quotes for dust control for the May 10th meeting.

G. County Environment & Natural Resource Plan Meetings

Supervisor Connie Anderson received notice of up coming meetings; she felt that the town board members should attend these meetings. Supervisor Connie Anderson will attend the Meeting on Friday April 16th. Town board members should contact the clerk in regards to which meetings they will attend.

G. CIP

The town board needs to follow up in writing on the CIP. Response is due June 18, 2004.

A motion by Supervisor Connie Anderson: To forward the Capital Improvement plan to the planning commission for their comments for review at June 14, 2004 town board meeting.

Motion seconded by Supervisor Mark Malecha. Motion carried.

The draft plan is available online.

Other Business

Elko/ New Market Treatment Plant

Ben Lao e-mailed a letter to Chair Don Pflaum asking for documentation of damage done to the township, due to increased water flow from the treatment plant. The information they are seeking is in response to the EAW request. This will be brought forward at the public comment.

The town board's position is not so much the flooding issue but the public safety and welfare of the citizens. The flooding creates a public hazard.

The Eureka newsletter will inform the citizens of upcoming meetings relating to this issue.

Clerk/Treasurer Presentation

See attached sheet for information.

Elections questionnaire- asked if the township will be purchasing any election booths.

Eureka Township will need to purchase a handicap voting booth before November elections, to meet HAVA requirements.

A motion by Supervisor Connie Anderson: To purchase a handicap booth for the November elections. Motion seconded by Supervisor Mark Malecha. Motion carried.

A Motion by Supervisor Mark Malecha: To adjourn. The motion was seconded by Supervisor Connie Anderson. Motion Carried.

Meeting Adjourned at 10:13 pm.