

Eureka Township
Dakota County
State of Minnesota

Eureka Townboard Meeting
April 14, 2003

Call to Order:

Chair Don Pflaum called the regular monthly meeting of Eureka Township to order at 7:30 PM. Present were Supervisors Don Pflaum, Dan Rogers, Kenny Miller, Connie Anderson, Mark Malecha and Treasurer Nanett Leine. Meeting opened with the Pledge of Allegiance.

Approval of Agenda:

The following items were added to the agenda:
Scott Peters – presentation on East West Corridor Study.
Other Business: E. Appointment of Clerk/ Treasurer Position

East West Corridor Study

Scott Peters from Dakota County Office of Planning He is project manager for the East-West Corridor Study. They are studying right of ways for potential roadways in the Lakeville/ Farmington area to provide improved east west travel between I-35 and Hwy 3 in the future. He explained the details of the handouts and answered citizen's questions about the project. The County would like a resolution of support or a letter of acceptance from the Township by May 20th. This will be added to the May agenda.

Minutes:

A motion by Supervisor Connie Anderson: To approve the Townboard Minutes of March 10, 2003 as presented. Motion seconded by Supervisor Kenny Miller. Motion carried.

A motion by Supervisor Mark Malecha: To approve the April 8, 2003- Board of Review minutes contingent on adding the dates of the open book meetings. Motion seconded by Supervisor Connie Anderson. Motion carried.

Treasurer's Report: Treasurer Nanett Leine reported that there is \$918.47 in checking, \$127,980.21 in the savings account and \$117,587.47 in savings (Former CD). Federal Tax liabilities are \$774.10. State Tax-liabilities are \$37.00. State surcharge liabilities for building permits are \$495.31. County Sewer Inspection liabilities are \$360.00. Motion by Supervisor Kenny Miller: To approve the Treasurer's report. Motion seconded by Supervisor Mark Malecha. Motion carried.

Treasurer Nanett Leine presented the following bills for payment:

| | | |
|---|---------------------------|-------------------|
| Dakota Electric | Town Hall | \$9.07 |
| Frontier Communications | Main+ Int. | \$78.00 |
| | Office | \$38.77 |
| Henry's Excavating | Grading and Plowing | \$5,205.50 |
| ECM Publishers | legal ads | \$678.15 |
| River Town Newspaper | legal ads | \$221.40 |
| Severson Sheldon, Dougherty, Molinda | | \$1,141.50 |
| Inspectron Inc. | 4th Qtr 2002 \$1,387.31 | |
| | 1st Qtr 2003 \$3,265.88 | \$4,653.19 |
| Internal Revenue Service | Federal tax 2002 | \$775.71 |
| United States Postal Service | newsletter 625 stamps | \$231.25 |
| Lakeville Trophy | | \$54.78 |
| Bev Topp | recognition cakes | \$85.96 |
| Oliver Leine | expenses \$15.90 | |
| | Mileage \$10.80 | \$26.70 |
| Oliver Leine | clerk payroll | \$452.51 |
| Don Pflaum | Dakota County Officers | \$13.00 |
| Paul Boyum | pc payroll | \$258.58 |
| Nanett Leine | payroll 3/1 to 3/31/03 | |
| | 66.5 Hours @ \$12.50 | \$834.38 |
| | 87 hours @ \$15.00 | \$1,305.00 |
| | Annual meeting | \$50.00 |
| | Townboard meeting | \$50.00 |
| | 2 special meetings @ \$35 | \$70.00 |
| | Deductions | -388.44 |
| Mileage 139 @ \$.36 | \$177.66 | |
| Expenses | 291.97 | \$469.63 |
| Oliver Leine | election judge | \$47.25 |
| Oliver Leine | mileage- election | \$14.40 |
| Carolyn Papke | election judge | \$55.13 |
| Mary Ann Sly | election judge | \$42.00 |
| Mary Lou Ruh | election judge | \$57.75 |
| Cheryl Schindeldecker | election judge | \$36.75 |

| | | |
|-------------------------|---------------------------|--------------------|
| Ray Kadlec | election judge | \$31.50 |
| Carol Smith | election judge | \$65.63 |
| Clark Smith | election judge | \$10.50 |
| Tom Ostlie | reimburse building permit | \$139.00 |
| Schonning farms | reimburse building permit | \$641.20 |
| Ray Kadlec | reimburse building permit | \$14.00 |
| Pat Tutewohl | reimburse building permit | \$200.00 |
| Mike Groves | reimburse building permit | \$250.00 |
| Mike Giles | reimburse building permit | \$350.00 |
| Mike Corrigan | reimburse building permit | \$120.10 |
| Merlin Schonning | reimburse building permit | \$150.00 |
| Merlin Leine | reimburse building permit | \$70.00 |
| Martin Diffley | reimburse building permit | \$255.60 |
| John Storlie | reimburse building permit | \$190.00 |
| John Sauber | reimburse building permit | \$145.00 |
| John Friedges | reimburse building permit | \$430.00 |
| Jim Harmer | reimburse building permit | \$40.00 |
| James Schultz | reimburse building permit | \$58.00 |
| Jack Eckdahl | reimburse building permit | \$110.00 |
| Dennis Hogan | reimburse building permit | \$419.00 |
| Delano Tonsager | reimburse building permit | \$10.00 |
| Dave Peterson | reimburse building permit | \$63.40 |
| Dan Peterson | reimburse building permit | \$110.00 |
| Dan Adelman | reimburse building permit | \$274.00 |
| Dale Leine | reimburse building permit | \$338.00 |
| Calvin Pflaum | reimburse building permit | \$326.00 |
| Bachman's | reimburse building permit | \$430.00 |
| Allan Storlie | reimburse building permit | \$30.00 |
| Federal Tax | 1st Qtr | \$774.10 |
| State Tax | 1st Qtr | \$40.00 |
| PERA | 3/1/03 to 3/31/03 | \$245.49 |
| TOTAL | | \$22,898.44 |

A motion by Supervisor Kenny Miller: To approve bills as presented. Motion seconded by Supervisor Dan Rogers. Motion carried.

Contractor Time

A culvert on Grenada Ave had not been installed. The Home Owner did not want to put in the culvert until some construction had been completed, so the culvert would not be crushed.

Roads (Special Items)

Steve Barry- ditch along Iberia Ave. The natural flow of the water goes across Steve Barry's yard. The yard is slowing down the water flow, reshaping the ditch will not solve the problem. Mark Malecha will continue working with the property owner to address the issue. Mark will report back next month.

Ditch on Chub Lake Road- the 2 new homes on the hill have diverted the water along their driveways, sending all the water to the road edge. There is no ditch along the road, so the water is running across Sidel's yard and eroding their lawn and bending over their trees. It is also eroding the ditch into Chub Lake area.

The road supervisors will meet with the land owner and Brian Watson from the Soil and Water Conservation District to try and resolve the problem before the next board meeting, if it is not resolved, then it will be added to the May board meeting.

245th Street- Several people expressed concerns about the condition of 245th Street between Scott County boarder and Dodd Blvd. The road is in poor driving condition, there is a lot of frost boils, a lot of washboards. The road is heavily used by people in Scott County. There are no Township residents living on the road. It would take massive overhaul to repair the road. This road is often closed in the spring. It was suggested that signs be put up warning drivers of rough roads. The Supervisors will pay special attention to the road on their road inspection at the end of April. Don Pflaum will check to see if the Township could get help from Dakota County and Scott County on road repairs.

Dakota County CIP Meeting

The Township received a letter from Dakota County. Dakota County wants to meet with each township to receive their input on the transit station inner model trail. Don Pflaum will set up a meeting with the County either Mark Malecha or Dan Rogers will also attend the meeting.

Planning Commission Land use permits and Related Items:

Zoning Compliance Permits

Janet Geif- 24205 Iberia Ave. Lakeville requested a zoning compliance permit to construct a 12' x 16' deck.

A motion by Supervisor Kenny Miller to approve the deck as presented. Motion seconded by Supervisor Dan Rogers. Motion carried. The deck permit will be issued by the building inspector, Inspectron Inc.

Steve Wentworth- requested a hanger at Airlake Airport. The Township needs a letter from Air Lake airport with their approval.

A motion by Supervisor Mark Malecha: to approve the permit contingent on receiving a letter of approval from MAC. Motion seconded by Supervisor Connie Anderson. Motion carried.

Lee Slavicek-6808 W 235th St. Farmington requested a zoning permit to build a 1930 sq ft home with an attached garage 24' x28', a porch 12' x 12' and two decks 12'2" & 20' x 12'.
A motion by Supervisor Kenny Miller: To approve the zoning permit for the home as presented.
Motion seconded by Supervisor Mark Malecha. Motion carried. The building permit will be issued by the building inspector, Inspectron Inc.

Buildable Lot Questions

Carrie Jennings- 8919 280th St. Northfield is proposing to split land in section 33 SW Qtr. to build a home. She has a buildable Qtr/Qtr. or could cluster. Carrie needs to check with Tom Barry/ Shoreland Zoning Administrator to see if a shoreland permit is needed and Del Goddard from the transportation dept. on the driveway.

There is money owed to the Township from Terri Petter for the building permit of her home. The Township sent 2 letters requesting the balance due. The Townboard asked Terri why the outstanding bill had not been paid. She felt that the amount owed was incorrect and that an explanation of additional amount owed had not been given. Clerk/ treasurer Nanett Leine will check with Inspectron, together they will determine the conflict in the building permit amount. This issue will be addressed at the May board meeting.

Dog Kennel License

Terri Petter- 10132 235th St W has asked for a dog kennel license on Spirit Ranch 1 at 24005 Dodd Blvd. There was no public comment against the dog kennel license at the public hearing held on April 7, 2003. The dog kennel license will be renewed annually on April 1. The licensee is responsible for renewal each year there is no notice sent from the Townboard.
A motion by Supervisor Mark Malecha: to approve the dog kennel license for Spirit Ranch 1 located 24005 Dodd Blvd. Lakeville, MN. Motion seconded by Supervisor Kenny Miller.
Motion carried.

Conditional Use Permits

Spirit Ranch 1 and Spirit Ranch 2

Terri Petter asked for a CUP for Spirit Ranch 1 located at 24005 Dodd Blvd. The dog kennel and horse boarding is located at this ranch. She also requested a CUP for Spirit Ranch 2 for boarding, breeding and sales of cattle. (The cattle graze on Spirit Ranch 1 also.) There was no public comment against Spirit Ranch 1 or Spirit Ranch 2 at the public hearing on April 7, 2003. The Planning Commission recommended approval.

A motion by Supervisor Mark Malecha: To grant the Conditional Use Permit for Spirit Ranch 1 located at 24005 Dodd Blvd, Lakeville, MN. As presented. Motion seconded by Supervisor Kenny Miller. Motion carried. The renewal fee is \$15 on a yearly basis, April 1.

A motion by Supervisor Mark Malecha: To grant the Conditional Use Permit for Spirit Ranch 2 located at 10132 235th St. W., Lakeville, MN. As presented. Motion seconded by Supervisor Dan Rogers. Motion carried. The renewal fee is \$15 on a yearly basis, April 1.

Town and Country Tree Care

Butch Hansen asked for a Conditional Use Permit for Town and Country tree care located at 16120 Highview Ave. Farmington, MN. Don Pflaum read from the Public hearing minutes, which explains the type of business. There were no public comments against the business. Butch Hansen said the business also fits into forestry under Ordinance 20. The Townboard could not determine how this business fits into the Ordinance. The Townboard needs to check

with their attorney to find out what constitutes forestry and what percentage constitutes a majority for agriculture service before they can proceed with the CUP.

A motion by Supervisor Mark Malecha: To table this application for the CUP till the May meeting to find the definition of forestry and agriculture service and how it may apply to our Ordinance. Motion seconded by Supervisor Dan Rogers.

A friendly amendment by Supervisor Kenny Miller: that the attorney use MN State Statue for legal descriptions for consideration of the CUP. Mark rescinded the original motion.

A motion by Supervisor Mark Malecha: We will table a decision on this CUP till the May meeting until we obtain a definition of forestry and horticulture services from legal council. Motion seconded by Supervisor Dan Rogers. Motion carried unanimously.

Due to the time the following items of business were covered at the April 14th board meeting. Other agenda items will be covered at the continued meeting on April 15, 2003.

Mining Renewals Due

Information due to the Township by The Storlie mine has not been received. He is waiting for the certificate of insurance, the bond is ready. He is waiting fro the State to return the forms. He has till April 30th to present this information to the Township. Mr. Storlie needs to present the Certificate of Insurance, the Bond and the Annual Report from Minnesota Pollution Control Agency. This item will be carried over to the May meeting to insure that it has been done.

Newsletter

The draft of the newsletter was handed out for boards reviewal. It will be discussed at the extended board meeting.

Clerk Resignation

A motion by Supervisor Kenny Miller: to accept Oliver Leine's resignation of Township Clerk. Motion seconded by Supervisor Connie Anderson. Motion carried.

Appointment of Clerk/Treasurer Position

A motion by Supervisor Kenny Miller: To appoint Nanett Leine to the combined Clerk/Treasurer position as authorized at the annual election. Motion seconded by Supervisor Dan Rogers. Motion carried.

Supervisor Kenny Miller drafted an outline of the clerk/ treasurer duties, for further review by the Supervisors. No action was taken to adopt these duties at this meeting.

A motion by Supervisor Connie Anderson: to hold the Townboard meeting open until April 15, 2003 at 7:30pm to resume the board meeting at that time. Motion seconded by Supervisor Kenny Miller. Motion carried. Meeting recessed at 10:10 pm.