

Eureka Township
Dakota County
State of Minnesota

Eureka Townboard Meeting
June 9, 2003

Call to Order:

Chair Don Pflaum called the regular monthly meeting of Eureka Township to order at 7:00 PM. Present were Supervisors Don Pflaum, Dan Rogers, Kenny Miller, Connie Anderson, Mark Malecha and Clerk/Treasurer Nanett Leine.

The meeting opened with the Pledge of Allegiance.

Approval of Agenda:

The following items were added to the agenda:

Deputy Sheriff

New Business: C. Lakeville Schools.

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

Deputy Sheriff:

A deputy sheriff stopped in and asked if there were any concerns or comments that needed to be addressed by the sheriff's department.

Minutes:

A motion by Supervisor Connie Anderson: To approve the Townboard Minutes of May 12, 2003 with the following addition: Page 6- Sixth paragraph, to read: Parcel #3 has *more than...* Motion seconded by Supervisor Dan Rogers. Motion carried.

A motion by Supervisor Kenny Miller: To approve the May 12th, 2003 Continued Meeting on May 20, 2003 Minutes. With the following addition: Page 2- 2nd paragraph- *Motion seconded by Supervisor Kenny Miller. Motion carried.* Motion seconded by Supervisor Mark Malecha. Motion carried.

A motion by Supervisor Kenny Miller: To approve the Eureka Township Special Townboard Meeting Minutes of June 2, 2003 with the following addition: Page 2- after a copy of the lot... add- *The Planning Commission does not forward anything to the Building Inspector.* Motion seconded by Supervisor Connie Anderson. Motion carried.

A motion by Supervisor Connie Anderson: To amend the March 10, 2003 Townboard minutes and the April 15, 2003 Townboard minutes. The receipts were incorrect. Motion seconded by Supervisor Dan Rogers. Motion carried.

Treasurer's Report

Treasurer Nanett Leine reported that there is \$331.19 in checking, \$114,837.37 in the savings account and \$117,587.47 in savings (Former CD). Federal Tax liabilities are \$998.02. State tax-liabilities are \$58.00. State surcharge liabilities and County Sewer Inspection liabilities are currently paid.

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

Treasurer Nanett Leine presented the following bills for payment:

Henry's Excavating	Grading and Plowing	\$7,176.00
Inspectron Inc.	May 2003	\$1,341.82
ECM Publishers	legal ads	\$100.00
River Town Newspaper	legal ads	\$23.06
Dakota Electric	Town Hall	\$8.67
Frontier Communications	Main+ Int.	\$79.20
	Office	\$41.49
MN Assoc. of Township Agency	Errors and Omissions	\$460.00
Hoffbeck Trucking	sweeping blacktop	\$892.50
Dakota County Transportation Dept.	4 tons 10% sand & Salt	\$37.60
Mike Greco	e-mail addresses	\$19.95
Connie Anderson Pay Dec 2002 to May 2003	Township officer payroll	\$1,075.88
	Expenses & mileage	\$114.48
Mark Malecha Pay Dec 2002 to May 2003	Officer & PC payroll	\$531.01
Kenny Miller Pay Dec 2002 to May 2003	Township officer payroll	\$849.62
	mileage	\$8.89
Nanett Leine	Wages	\$1,624.82
	Expenses	\$127.45
PERA	Auto Transfer	\$202.91
Erik Leine	Mowing Townhall	\$120.00
Dust Coating	31697 Gallons @ .58	\$18,384.26
TOTAL BILLS FOR JUNE TOWNBOARD MEETING		\$33,219.61

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

Approval of May receipts

The following receipts were presented to the Township in May

• Septic permits 2000 to 2003

Don Bungert	\$200.00	Jack Deimerly	\$235.00
David Ingamanson	\$200.00	Dave Hechtler	\$235.00
Mike Mueller	\$200.00	Dennis Maher	\$235.00
Pete Adelman	\$200.00	Reed Koiser	\$235.00
Alex Schuwreck	\$200.00	Judy Brunette	\$235.00
Marty Schuwreck	\$200.00	Loren Petrash	\$235.00
Nick Adelman	\$200.00	Vince Kelly	\$235.00
Richard Martin	\$200.00	John Ulness	\$235.00
Muarice Karmasch	\$200.00	Jeff Otto	\$235.00
Mark Vesta	\$200.00	Ed Korba	\$40.00
Dwayne Fossum	\$235.00	Chris Nielson	\$40.00
John Sauber	\$235.00	Andre Stouvenel	\$40.00
Rick Gephart	\$235.00	Reef Johnson	\$40.00
Reform Church	\$235.00	Kurt Osteriech	\$40.00
Bob Johnson	\$235.00		

• HVAC Permits 2000 to 2003

	\$75		\$75
Ray Bendt	.50	Terry Petter	.50
	\$75.5		\$75
Jamie Felps	0	Terry Petter	.50
	\$75		\$75
Sherry Rasmussen	.50	Dan Roiger	.50

• New Home Construction

Mike Wohlers	\$2,817.71	Lee Slavicek	\$4,488.96
--------------	------------	--------------	------------

• Pole sheds and pole shed addition

Tree Master- Charlie Liane	\$64.00		0
Ralph Fredlund	\$128.0		

• Driveway permit

Steve Heinz	\$50.00		
-------------	---------	--	--

• CUP Airstrip

Mark Nielson	\$15.00		
--------------	---------	--	--

• Dakota County Delinquent Tax 2002

Road and Bridge	\$514.67		
General Revenue	\$177.73		

• Mount Olivet Retreat Center

In Lieu of Taxes	\$1,300.00		
------------------	------------	--	--

• Ordinance Book

Alice Storlie	\$25.00		
---------------	---------	--	--

Total Receipts \$15,524.07

A motion by Supervisor Dan Rogers: To accept the receipts as presented. Motion seconded by Supervisor Kenny Miller. Motion carried.

Terri Petter building permit

The Townboard reviewed Terri Petter's building permit from 5/10/2001. The Townboard determined through confirmation with Ron Wasmund, Inspectron Inc. that \$614.91 is still owed to the Township for the building permit and \$40 for the county septic fee. A total of \$654.91. A letter will be sent to Terri asking her to attend the July 14th Town board meeting to discuss this matter.

Roads

Open Road Bids 8:00 pm

A motion by Supervisor Mark Malecha: To close the acceptance of bids for road maintenance. Motion seconded by Supervisor Dan Rogers. Motion carried.

The following business submitted bids:

Maintenance of Township roads: Braun Turf Farms- Hampton, MN,
Mark Henry Excavating LLP- Farmington, MN
Rud Construction- Webster, MN.

Snow Removal: Turf Farms, Mark Henry Excavating LLP and Rud Construction.

Delivery and Spreading Aggregate: Malecha Trucking- Montgomery, MN

Ditch Mowing and brush cutting: Clear Kuts- Lakeville, MN
Dale Kuchinka- Faribault, MN.

After reviewal of the bids, the Townboard decided not to award the bids at this Townboard meeting. The Townboard felt they needed more information from the applicants before a decision could be made.

A motion by Supervisor Mark Malecha: To have a continuation of the June 9th Townboard meeting until July 17th, 2003 at 7:00 pm. To direct Nanett: to contact the bidders or road maintenance, mowing, snow removal and brush cutting to be present. Motion seconded by Supervisor Dan Rogers. A Friendly amendment by Chair Don Pflaum: To accept bids as presented, the extended meeting is to clarify the bids. Friendly amendment accepted. Motion carried.

Malecha Trucking's bid for delivery and spreading of aggregate was discussed. Supervisor Kenny Miller abstained from discussion of this bid- due to a possible conflict of interest. The Townboard questioned the purchasing of the gravel. If the Township purchases the gravel direct from the gravel pit, they do not need to pay the tax. Malecha Trucking submitted a bid for trucking only and a bid for gravel and trucking. The Townboard decided to do more research into the purchasing of the gravel before awarding the bid.

State Building Codes

The Townboard discussed the State Building Codes with Ron Wasmund, Inspector. The Townboard reviewed the letter prepared by the township attorney, Louise Toscana Seeba. (See attached) The Townboard understands that State Building Codes need to be followed for all new construction.

The Townboard decided to contact adjacent cities and townships in the area to find out how they implement the State Building Codes and to find out how they handle agriculture buildings.

The Townboard asked the Building Inspector, Ron Wasmund to check on a citizen's complaint of an Ordinance violation at 9493 267th St. Lakeville. The horse pen does not meet the required setbacks.

Contractor Time

Roads

During the road survey the Townboard recognized that the 3 dead end roads in Eureka Estates are not properly barricaded.

A motion by Supervisor Kenny Miller: instruct the road maintenance contractor to purchase and install the appropriate dead end signs in Eureka Estates. Approximate cost \$200 each. Motion seconded by Supervisor Dan Rogers.

Supervisor Kenny Miller amended the motion to read: To instruct the road maintenance contractor report back at the June 17th, 2003 Townboard meeting with a price estimate for brush removal, signs and installation. Motion seconded by: Supervisor Dan Rogers. Motion carried.

A motion by Supervisor Kenny Miller: To approve the purchase of additional road maintenance signs as needed. Motion seconded by Supervisor Dan Rogers. Motion carried.

A motion by Supervisor Mark Malecha: To move Roads 7A. Mass gravel / project bids to June 17, 2003. Motion seconded by Supervisor Connie Anderson. Supervisor Kenny Miller abstained. Motion carried.

Planning Commission Land use permits and Related Items:

Zoning Compliance Permits

1. Alan Bachman- Asked for a Driveway Permit for a home he plans to build next year on 245th St. (*section 14, NW 1/4*) there are no wetland concerns, a culvert is not needed. A motion by Supervisor Kenny Miller: To approve the driveway permit as presented by Mr. Bachman as approved by the road contractor. Motion seconded by Supervisor Mark Malecha. Motion carried. **Driveway Permit Issued \$50**

2. Butch Hanson 26120 Highview Ave., Farmington requested a permit for an addition to his pole shed. A motion by Supervisor Mark Malecha: To approve the permit as presented for personal use. Motion seconded by Supervisor Kenny Miller. Motion carried.

Permit Issued No.974 for \$64

3. Butch Hanson 26120 Highview Ave., Farmington requested a permit for the 2 car garage that has been moved onto his property. Two Townboard supervisors have inspected the building and approved it. It is uncertain if Ron Wasmund has inspected the building.

A motion by Supervisor Kenny Miller: To approve Mr. Hanson's application of the placement of the moved in garage, as detailed in his plot plan. Motion seconded by Supervisor Mark Malecha. A friendly amendment by Supervisor Connie Anderson: that the letter of approval to place the building on the property owned by Charles Hanson Sr. to be attached to the minutes. Friendly amendment accepted. Motion carried. The permit will be issued by the building inspector.

4. Bachman's Nursery is requesting a permit for a 24' x 30' addition to a pole building. The Townboard stated that all permit requests need to be presented to the planning commission. In the past agriculture buildings did not need planning commission approval. The Townboards policy from this time forward will be that all permits, including agriculture buildings need to be presented to the planning commission before being presented to the Townboard.

5. Gary Smith – Asked if he needed a building permit for a temporary structure to shelter his elk. According to Ordinance No. 8, Section 1.1: No permit shall be necessary for the construction, reconstruction, reconstruction or alteration of a building not used for commercial or industrial purposes, where the cost of such work does not exceed \$500.

Buildable Lot Questions

Sharon Simon- asked if the land they own in section 30, part of the SE1/4 of SE1/4 is a buildable site.(13 03000 010 78 and 13 03000 010-79) Mrs. Simon needs to present the Townboard with documentation of when the land was split. If it was prior to April 12, 1982 then it would be buildable.

A motion by Supervisor Mark Malecha: To hold the meeting open until the presentation form Bonestroo and Associates is completed. Motion seconded by Supervisor Kenny Miller. Motion carried.

New Business

Natural Resources and Open Space Planning

Liza Gould and Paul Buckets are plant ecologists, from Bonestroo and Associates in St. Paul, an Architectural Engineering Firm. They do a lot of natural resource work; they work with communities that are facing growth to help them balance the pressures of growth with natural resource conservation, to preserve the character of the community as growth happens. They perform studies such as Natural Resource Inventory. There are grants available to fund these types of studies.

A motion by Supervisor Kenny Miller: To ask Bonestroo and Associates to research to see what funding is available to the Township, as long as there is no cost to the Township. Motion seconded by Supervisor Dan Rogers. Motion carried.

Old Business

Wat Lao permit for large gathering.

The Townboard requested that a letter be sent to Wat Lao restating what the conditions of the permit.

A motion by Supervisor Kenny Miller: to draft a letter to Congressman Kline, and Boon Voualaphah of Wat Lao addressing the Townboards concerns to lack of response to the required application for the large Outdoor assembly permit. Motion seconded by Supervisor Dan Rogers. Motion carried.

A motion by Supervisor Connie Anderson: to hold the Townboard meeting open until June 17, 2003 at 7:00pm, to resume the board meeting at that time. Motion seconded by Supervisor Mark Malecha. Motion carried. Meeting recessed at 11:04 pm.