

***Eureka Township***  
*Dakota County*  
*State of Minnesota*

Eureka Townboard Meeting  
July 8, 2002

**Call to Order:**

Chair person Bev Topp called the regular monthly meeting of Eureka Township to order at 7:30 PM. Present were Supervisors Don Pflaum, Clark Smith, Connie Anderson, Kenny Miller, Clerk Oliver Leine and Treasurer Nanett Leine. Meeting opened with the Pledge of Allegiance.

**Approval of Agenda:**

A motion by Supervisor Clark Smith: To approve the agenda with the following addition:

6. Roads

D. Clean Ditch on 247<sup>th</sup> Street

Motion seconded by Supervisor Connie Anderson. Motion carried.

**Minutes:**

A motion by Supervisor Don Pflaum: To accept the Townboard Minutes of June 10, 2002 with the following changes: Page 4, 4<sup>th</sup> paragraph- change truck to grader. Page 6, 2<sup>nd</sup> paragraph- funds are available to commit to the project. Motion seconded by Supervisor Kenny Miller. Motion carried.

A motion by Supervisor Connie Anderson: To accept the June 11, 2002 (Continued Townboard Meeting Minutes from June 10, 2002) with the following corrections: Page 1 - (Motion- Mike Giles request) add: Is a driving range included under a golf course in our ordinance? Page 2, 2<sup>nd</sup> paragraph Malecha Trucking's selected permit for gravel purchases. Roads: change conflict to affidavit. Change Classified to class 5. Page 3 (Environmental health issue) remove sentence "The Townboard is requesting a letter from the complainant before action can be taken." Page 4 (Legal Newspaper) Change to read: Due to the concerns of future costs the Township considered changing legal papers. The Township can change the legal newspaper at anytime. The paper must qualify by State Statue. The Board decided not to change papers, because it is important that the information is getting out to the residen ts. Motion seconded by Supervisor Clark Smith. Motion carried.

A motion by Supervisor Connie Anderson: To accept the legal description for Karen William s property as entered into April 29, 2002 Minutes. Motion seconded by Supervisor Kenny Miller. Motion carried.

A motion by Supervisor Clark Smith: To accept the minutes for the Castle Rock Township Board of Supervisors Joint Meeting with Eureka Township. Motion seconded by Supervisor Kenny Miller. Motion carried.

**Treasurer Report:**

Treasurer Nanett Leine reported that there is \$329.53 in checking, \$97,829.35 in the MMDA Account and \$113,131.42 in a CD. Federal Tax liabilities are \$353.14. \$3.00 credit State. A motion by Supervisor Connie Anderson: To approve the Treasurer report. Motion seconded by Supervisor Clark Smith. Motion carried.

A motion by Supervisor Don Pflaum: To move to put the money into the MMDA account. Money be brought up at the Annual Meeting for discussion on what to do with it. There was no second to motion. Motion Died.

A motion by Supervisor Don Pflaum: To move money to regular savings if interest rate is better. Motion seconded by Supervisor Clark Smith. This move would be to generate interest gain, not to make money into a more available form. Vote taken: 4 yeas, 1 nay. Motion carried.

**Bills:**

Clerk Oliver Leine presented the following bills to the board for approval:

Dakota Electric	Town Hall	\$	8.99
Frontier Communications	Office	\$	40.13
Township phone system and Internet	Main+ Int.	\$	81.40
Henry's Excavating	Grading and Plowing	\$	1,500.00
	265th St Bridge closure	\$	500.00
Rud Construction	Grading and Plowing	\$	5,073.50
M-R Sign Company	Welcome signs plus hdwr	\$	1,037.02
	Road signs and cones	\$	333.08
Jamar Technologies	Traffic Counter	\$	495.00
Dakota County Office of Planning	RASP Signs	\$	111.02
Dakota County Assessing Services	Newsletter Labels	\$	14.64
Eureka Sand and Gravel	Postage for Newsletter	\$	204.34
Nanett Leine	payroll 6/1/02 to 6/30/02	\$	835.32
Mileage 50@ \$.345		\$	17.25
Expenses		\$	2.29
PERA		\$	101.32
2nd Quarter Federal Tax		\$	353.14
Rivertown Newspapers	Farmington Ind. Legal Ads	\$	81.20
ECM Publishing	Lakeville This Week Legal Ads	\$	28.13
MN Assn of Townships Agency	Public Officials Errors and Omissions	\$	439.00
LeVander, Gillen & Miller, P. A.	Legal work Mining and other	\$	1,547.06
Dale Kuchinka	Ditch Mowing 38 miles @ \$25 per mile	\$	950.00
Lakeville Printing	Newsletter 600 copies	\$	85.20
Inspectron Inc.	June Building Permits	\$	561.09
Mark Malecha	Planning Commission Jan to June	\$	390.00
<b>TOTAL</b>		\$	14,790.12

CP Rail has agreed to pay \$470 towards the road closure on 265<sup>th</sup> St. since they own the bridge. A bill will be sent in care of Jim Kruger for the total amount charged to the Township. (\$500.00)

A motion by Supervisor Don Pflaum: To approve bills as presented. Motion seconded by Supervisor Clark Smith. Motion carried.

### **Planning Commission:**

Reed Kosir- Requested a permission to build a house with attached garage at 27503 Denmark Ave, Farmington. A motion by Supervisor Don Pflaum: To approve building on site, contingent that trailer house is removed prior to new construction. Motion seconded by Supervisor Clark Smith. Motion carried.

Richard Stevens- 4975 W. 255<sup>th</sup> St. Farmington requested a permit to build a 40' x 80' pole shed with 16' sidewalls. This building is for noncommercial use, for storage of farm equipment. Mark Malecha will inspect stakes. A motion by Supervisor Don Pflaum: To approve pole shed as presented. Motion seconded by Supervisor Kenny Miller. Motion carried.

**Permit Issued**

**\$160.00**

Mike Woehrle- 24215 Idalia Ave., Lakeville requested a permit to place a 33' diameter pool/ 52" sidewalls on his property. A motion by Supervisor Connie Anderson: To accept pool permit. A combination of integral and deck fencing will meet fencing standards for the ordinance. Motion seconded by Supervisor Kenny Miller. Motion carried.

**Permit Fee of \$75.00**

Mike Woehrle- 24215 Idalia Ave., Lakeville requested permission for a deck addition to accommodate the pool. A motion by Supervisor Connie Anderson: To grant deck addition, to be handled thru building inspector. Motion seconded by Supervisor Clark Smith. Motion carried.

Merlin Schonning -26114 Galaxie Ave., Farmington requested a permit to build a 96' x 144' free stall livestock shed, with 12' sidewalls. Paul Boyum will inspect stakes. A motion by Supervisor Kenny Miller: To approve pole shed as presented. Motion seconded by Supervisor Don Pflaum. Motion carried.

**Permit**

**Issued \$691.20**

### **Non Conforming Commercial Ordinance**

A motion by Supervisor Connie Anderson: To set the date for the public hearing, for Non-Commercial Ordinance for August 5, 2002 at 8:00 pm. Motion seconded by Supervisor Clark Smith. Motion carried.

An insert on non-conforming Commercial will be placed in the next Newsletter.

A motion by Supervisor Clark Smith: to adopt the Non-Conforming Commercial Ordinance as prepares by the Township Attorney. Motion seconded by Supervisor Kenny Miller. Motion carried.

### **Road Project Bids:**

At 8:48 pm Chair Bev Topp called to open road bids.

Project 1: Denmark Ave. W. from 280<sup>th</sup> St. W. North to 225<sup>th</sup> St. W.

Project 2: 245<sup>th</sup> St. W. from Essex Ave. W. to Fordham Ave. W. & Fordham Ave. W. from 245<sup>th</sup> St. W. to 247<sup>th</sup> St. W.

1. Malecha Trucking of Montgomery placed a bid on project 1 and 2

Project 1: Class 5 100% crushed Limestone, approximate quantity 8,330 Tons at \$9.59 per ton.

Project 2: Class 5 road gravel, approximate quantity 3,668 Tons at \$6.40 per ton.

Quote for delivery and spreading.

2. G & T Trucking of Elko placed a bid on projects 1 and 2

Project 1: 4" Class 5 modified crushed limestone. \$9.50 per Ton.

Project 2: 4" Class 5 gravel. \$6.95 per Ton.

Prices include providing material, hauling material and spreading material with their blade.

A motion by Supervisor Don Pflaum: To accept G & T Trucking bid for project 1 and Malecha Trucking bid for project 2. Motion seconded by Supervisor Connie Anderson. Motion carried.

### **Planning Commission continued:**

Wally Berg, realtor for Gilbertson property. Questioned the use of shared driveways. The current ordinance requires 250 ft road frontage and separate driveways. A property split must be completed to access Scott County parcel.

Dave Rucki representing Wayne Doyle property was not present.

Craig Sindelar, representing the Eugene Malecha Trust. Inquired about buildable lots on the Malecha property in Section 31. The board determined that there is one buildable site + 2 buildable sites on first come first serve basis. One buildable site is land locked and would require 250 ft road frontage.

## **Roads:**

### *Contractor Time*

Mark Henry drove the roads on the west half of the Township. 240<sup>th</sup> St and 235<sup>th</sup> St. has a lot of potholes where dust control has been applied. He will begin fixing these areas as soon as we have some rain. He was instructed to fix roads as necessary. Mark requested a grading schedule for the West half of the Township. Spot graveling need to be done on the East side of 235<sup>th</sup> St. approx. 6 loads.

Kenny Miller will contact Dakota County about fixing the intersection 235<sup>th</sup> (west side) and Cedar Ave. which was damaged during Cedar Ave. Construction. Last fall they stated they would repair this intersection.

In slopes will be pulled up on Denmark, before graveling. In slopes will also be pulled up on 240<sup>th</sup> West of Cedar Ave. and 225<sup>th</sup> West of Cedar Ave.

Mark Henry was instructed to pick up garbage as needed in township ditches.

### *265<sup>th</sup> Street Railroad Bridge*

The Township needs to own the bridge to receive County SIT Funds. It may be too late to get funds for 2003. The Township needs an agreement with the railroad to take ownership of the bridge.

A motion by Supervisor Don Pflaum: To start negotiations with the railroad to purchase the bridge. Motion seconded by Supervisor Connie Anderson. Motion carried.

Bev Topp will set up a meeting with the County. Bev Topp and Don Pflaum will attend the meeting.

Bev and Don will then set up a meeting with the railroad. The Township attorney will be asked to come to the meeting with the railroad.

The Townboard would like to know what is the railroads commitment to the bridge? If we take the bridge are they willing to help us with our ends of the cost, if we can get Federal and State funding.

## **Citizen Question**

A citizen questioned what he could do about a neighbor's driveway, for a new house under construction across from his home. The headlights shine into his living room. The Township has no jurisdiction over driveways other than they need to be 100 ft apart. The board suggested that he talks to the owner of the property and try to work out the problem.

A motion by Supervisor Kenny Miller: To amend the agenda, to add Building Inspection permit process review.

### **Building Inspection Permit Process**

Ron Wasmund was present the board discussed the current permit process with Ron. It has really only been active for the last 2 months.

The process has 3 steps for building permits (excluding pole sheds)

1. Planning Commission: review land use, (upon reviewal people are sent to Townboard.)
2. Townboard: Final land use approval, sent to Building inspector.
3. Building Inspector: Reviews plans and issues permit.

After each Townboard meeting the Township will send a list of approved applications to Inspectron. Inspectron will only issue permits to people on the list. If an applicant is not on the list Inspectron needs to send them to the next Planning Commission Meeting to start the process.

When permits are issued, checks are written to Eureka Township. Each month Inspectron will present checks, copies of permits and bill the Township for permits issued.

A running list of all permits pending will be made up to keep track of permits granted and issued, including dates.

A motion by Supervisor Connie Anderson: To continue Townboard meeting July 9, 2002 at 7:00 pm. Motion seconded by Supervisor Clark Smith. Motion carried. Meeting convened at 11:36 pm.

