

EUREKA TOWNSHIP MINUTES FOR JUNE 11, 1990

The monthly Town Board meeting was called to order by Chairperson Schindeldecker at 7:30 p.m. Attending this meeting were Supervisors Curry, Johnson, and Topp, and Clerk Leine.

The minutes of the May 14, 1990 meeting were read by Clerk Leine. Board members corrected the minutes as follows:

Strike the sentence that reads, "Property owners along this stretch of proposed road stated that when they originally applied for a permit for building that Highview between 267th and 280th was a Twp road.", and replace it with the following language: "Mr. Swedin and Mr. Sly stated that when they purchased their property, they were told that the Twp. owned the right-of-way."

Replace the word, "supplied" with the words, "drawn up".

Curry moved to accept the minutes as corrected; seconded by Topp and carried.

Chairperson Schindeldecker asked that the Board members' permission to discuss the Road Petition and Clustering at this time. The Board agreed to re-order the Agenda to allow this.

Clerk Leine presented the Board with a Road Petition and Addendum No. 1 to Road Petition which was read by Chairperson Schindeldecker. A letter from the Board's legal counsel was read also. Supervisor Johnson stated that the Board could defer action until the July 9th Board meeting. Curry presented the Board with research he had done at the Dakota County Recorder's office Johnson moved that the Board defer any action on the Petition and consider setting a date for a public hearing at the July Town Board meeting. Second by Curry and carried.

Discussion with the presenters of the Petition established that the Addendum No. 1 was not part of the Petition, but was for informational purposes only.

The Clustering amendment, allowing for 2 houses on an 80 acre contiguous parcel to be built side by side on separate lots, each having 250 feet of road frontage, was discussed. Chairperson Schindeldecker read the minutes of the Public Hearing held June 6, 1990. Curry suggested any questions be entertained from the floor. Johnson requested that the Clustering Ordinance be read as published. (It was read as published in the Farmington Independent and Lakeville Times). Johnson said the language of the ordinance was unclear, i.e. it assumes there is a separate deed for each forty acres and sometimes this is not the case.

Curry asked for clarification. Johnson stated that recording is on an abstract, not on a deed.

Curry moved to amend Ordinance 20 to include Clustering as written and submit it to legal counsel for review to be certain that it is adequate. Second by Topp and carried. George Sauber asked approximately how many houses per intersection would be involved. The Board felt perhaps 16 would be involved.

The Township received 1 bid for road maintenance for the year July 1, 1990 through June 30, 1991. This bid was from Miller Construction. Bid is the same as last year. Johnson moved to award the bid to Miller Construction with a

second by Topp and carried.

Topp moved to accept the Treasurer's Report for May as read, second by Johnson and carried.

Clerk Leine stated that the Township had received bills totaling \$6,328.07. Johnson moved to pay all bills. Second by Topp and carried.

Don Sjoquist, 8760 _235th St. requested a building permit for adding a 24' x 32' attached garage to his home. Topp moved to grant the permit. Second by Johnson and carried.

Mike Zurek, 9230 upper 240th Street requested a permit to build two ground level patio decks, 16' x 18' each, with two sections offset. Motion by Topp to grant permit was second by Johnson and carried.

A Franchise Agreement between Dakota Electric Co. and the Twp. Of Eureka granting to Dakota Electric Association permission to construct, operate, repair, and maintain an electric distribution system and transmission lines, including necessary poles, lines, fixtures, and appurtenances, for the furnishing of electric energy to the township, its inhabitants, and others, and to use the public ways and public grounds of the township for such purposes was discussed. Attorney Macklin's opinion stated there was no reason not to enter into the agreement. Motion by Topp to sign the agreement was second by Johnson and carried.

Road rebuilding and construction:

Tim Rud estimated a cost of about \$25,000/mile to construct a new road with a top of 22' (including engineering costs).

The repair of Highview Avenue (north of 240th) was discussed. It was decided to core the road 10' on each side of the centerline using a twin engine scraper, 10' width bulldozer blade with a 14' moll board, using material cored and ditch excavation for slopes and in the road where practical, being careful to stay 100 yards away from the Vermillion bridge, and putting a 24' top on the road. It was decided to start at 240th and go north. Curry to find a barren pit/storage area so that work could commence as soon as possible. Kadlec to be informed when work started. Johnson moved that Rud be authorized to start work immediately. Second by Schindeldecker and carried.

Topp moved that the Board have printed 5 additional copies of all the ordinances except Ordinance 20, which is contained in a separate "duck" book. Second by Johnson and carried.

Topp moved to adjourn the meeting at 10:15 p.m. Second by Johnson and carried.