

**EUREKA TOWNSHIP
DAKTOA COUNTY, MINNESOTA**

EUREKA TOWN BOARD MEETING

MAY 9, 2016

CALL TO ORDER

Chair Brian Budenski called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was given. Town Board Supervisors present were Brian Budenski, Dan Rogers, Carrie Jennings, Cory Behrendt and Lu Barfknecht. Planning Commission Chair Nancy Sauber, Township Attorney Chad Lemmons, Clerk Mira Broyles and Treasurer Marcia Wilson were also present. See attached list for others in attendance.

APPROVAL OF THE AGENDA

Additions to the agenda were made as follows:

Quote for Town Hall grounds maintenance moved from New Business to after Public Comment

Motion was made by Chair Budenski, seconded by Supervisor Jennings to approve the agenda as amended.
Motion carried 5-0.

TREASURER'S REPORT

The Treasurer's Report was given by Treasurer Marcia Wilson (*see attached report*).

Motion was made by Chair Budenski, seconded by Supervisor Jennings, to accept the Treasurer's Report dated May 9, 2016. Motion carried 5-0.

The claims and receipt lists and outstanding invoices were reviewed.

Motion was made by Chair Budenski, seconded by Supervisor Jennings, to accept the bills and receipt list. A roll call vote was taken. Ayes: Unanimous.

Motion was made by Chair Budenski, seconded by Supervisor Jennings, to approve the balance of the financials.
Ayes: Unanimous.

Outstanding invoices were reviewed.

Current CD rates were discussed in regard to a CD expiring in June.

The Treasurer was directed to check on CD rates again prior to the June Town Board meeting.

Dakota County Deputy Matt Lohman reported there were construction trailers that had been broken into.

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Public Comment

Georgie Moliter, 8875 225th Street West, discussed debris that had been dumped along 225th Street.

Chair Budenski addressed the lack of current lawn mowing service for the Town Hall grounds.

Motion was made by Chair Budenski, seconded by Supervisor Jennings to authorize Supervisor Behrendt, Town Hall liaison, to contact Clark's lawn service to authorize two mowings prior to the next contract being accepted, and request a bid for next year. Ayes: Unanimous.

Contractor Time

Bryce and Jason Otte, Otte Excavating, discussed the ongoing frost boil repair on Township roads.

Motion made by Chair Budenski, seconded by Supervisor Jennings to notify by mail all residents on 235th Street between Highview Avenue and Dodd Boulevard that within the next 60 days there will be temporary rerouted truck traffic due to road construction.

Building Inspector Update

Building Inspector Darrell Gilmer provided an update on on-going inspections. He noted that Ryan Shutte has requested an extension to a building permit. He also discussed Jerome Phillippe's building permit which has expired. It was agreed that Mr. Phillippe could pay half of the permit fee to renew the permit. Mr. Phillippe discussed his plans for a lot split and noted that building will begin right away.

Consent Agenda

Minutes of the April 11, 2016 Town Board Meeting.

Motion was made by Chair Budenski, seconded by Supervisor Jennings, to approve the minutes of the April 11, 2016 Town Board meeting as presented. Motion carried unanimously.

Planning Commission Update

Planning Commission Chair Nancy Sauber provided a summary of the May 2, 2016 Planning Commission meeting, noting recommendations for land use permits before the Board.

Land Use Permits

Grant Jacobson, 10391 250th St. W. – Building Permit Application for New Home Construction. It was noted that the Planning Commission recommended approval of the building permit.

Motion was made by Supervisor Behrendt, seconded by Supervisor Barfknecht, to approve a building permit for Grant Jacobson, 10391 250th Street West for new home construction. Motion carried unanimously.

Kenneth Schumann, 6298 255th Street West – Agricultural Building Exemption Permit Application. It was noted that the Planning Commission recommended approval of the agricultural building permit.

Motion was made by Supervisor Barfknecht, seconded by Supervisor Rogers, to approve an Agricultural Building Exemption Permit for Kenneth Schumann, 6298 255th Street. West. Motion carried unanimously.

Duane Breid, 24820 Dodd Boulevard – Building Permit for Pole Shed. It was noted that the Planning Commission recommended approval of the building permit.

Motion was made by Supervisor Jennings, seconded by Supervisor Barfknecht, to approve a Building Permit for a Pole Shed for Duane Breid, 24820 Dodd Boulevard. Motion carried unanimously.

Andy and Stacey Simonett, 22555 Dodd Boulevard – Building Permit for New Home Construction. It was noted that the Planning Commission recommended approval of the building permit. Discussion was held in regard to the Simonetts living in the current house on the property while the new house is under construction. It was agreed that a \$5000 escrow be paid and a restrictive covenant be signed.

Motion was made by Supervisor Behrendt, seconded by Chair Budenski, to approve a Building Permit for new home construction for Andy and Stacey Simonett, 22555 Dodd Boulevard, subject to a restrictive covenant restricting the property to one dwelling and applicants providing a \$5000 escrow. Motion carried unanimously.

Jerome Phillipe (Butch Hansen), 27798 Jamaica Avenue – Lot Split Application. It was noted that the Planning Commission recommended approval of the lot split application. Mr. Phillipe discussed potential plans for the site. Discussion was held regarding the process to move a current building permit to another property.

Motion was made by Supervisor Behrendt, seconded by Supervisor Barfknecht, to adopt a resolution to approve a lot split for Jerome and Jeffrey Phillipe, 27798 Jamaica Avenue – Parcel Identification Number 130310077011 was received from Parcel Identification Number 130310017010, now being assigned the five acre parcel per the lot split application. The original parcel building right is restricted to the five acre parcel. Motion carried unanimously.

Moved forward from New Business:

Mark Nelson, Conditional Use Permit Review – 5255 265th St. W.

The annual review of Mark Nelson’s Conditional Use Permit was held. It was noted there had been no complaints or concerns.

Motion was made by Supervisor Behrendt, seconded by Supervisor Jennings to renew the Conditional Use Permit for Mark Nelson, 5255 265th Street West. Motion carried unanimously.

OLD BUSINESS

Airlake Airport – Metropolitan Council Response - Discussion was held regarding a letter from the Metropolitan Council, dated May 3, 2016, regarding the Township serving Airlake Airport with regional sanitary sewer service as an expansion of the Metropolitan Urban Service Area. Supervisor Behrendt suggested Sherri Buss, TKDA, be asked to discuss the process that would be involved in this project with the Town Board.

Motion was made by Supervisor Behrendt, seconded by Supervisor Barfknecht to request Sherri Buss, TKDA, to review the letter from Patrick Boylan, dated May 3, 2016, and provide a general guideline for a statement of work and possibly

address the letter from the Metropolitan Council at the May 10th Planning Commission meeting and/or attend the June Town Board meeting. Motion carried 4-0. Chair Budenski opposed.

Previous Complaints Follow-Up

24315 Dodd Boulevard - Supervisor Jennings noted that review of this complaint deemed it valid. The Clerk was directed to send a letter to the property owner.

22447 Highview Avenue - Chair Budenski addressed the complaint against the property. Attorney Lemmons was asked to review the settlement agreement for this property, after which a letter is to be sent from the Clerk. No parking signs for the area were discussed.

Motion was made by Supervisor Behrendt, seconded by Supervisor Barfknecht, to authorize the purchase of no parking (at property owner's expense) signs for the area around 22447 Highview Avenue. Motion carried unanimously.

NEW BUSINESS

New Complaint

Supervisor Barfknecht and Chair Budenski Lu were directed to investigate this complaint and report back to the Town Board at the June meeting.

Proposed Sewer Easement for Adelman Property

Kevin Schorzman, City Engineer for the City of Farmington, discussed a proposal to extend the existing sewer line south across 220th Street into an easement on the Adelman property, then on east under Denmark Avenue to service the site of a new assisted living facility south of St. Michael's Church in Farmington. Town Board Supervisors expressed concerns related to the sewer line crossing the northeast portion of the Township and how that could change the current relationship between the Township and the Metropolitan Council in regard to land use planning and zoning. The Board also suggested the alignment of the sewer go diagonal across the intersection at 220th Street rather than south and then east. Township Attorney Lemmons noted that a utility permit would need to be obtained. Mr. Schorzman indicated he and the developer would address these concerns and be in correspondence with the Township.

Request for Quotes / Bids.

The Clerk was directed to publish notices for the following:

- Road Maintenance Bids (after review by Attorney Lemmons)
- Street Sweeping Quotes
- Dust Control Quotes

Supervisor Behrendt was authorized to negotiate a new grounds maintenance contract.

Other Business

Chair Budenski noted that the door and jam on the storage building needs painting. He stated he would arrange for a painter. He also noted that the area around the storage building needs to be backfilled. He stated he would get a quote from Otte's Excavating.

Clerk Update

The Clerk reviewed assignments given to the Township Attorney and the Clerk.

Motion was made by Chair Budenski, seconded by Supervisor Jennings to adjourn the meeting at 10:00 p.m. Motion carried unanimously.

Respectfully submitted:

Mira Broyles, Clerk