

Eureka Township

Dakota County

State of Minnesota

Eureka Townboard Meeting January 13, 2003
Continued January 22, 2003

Call to Order:

Chair person Bev Topp reopened the regular monthly meeting of Eureka Township at 7:00 PM. Present were Supervisors Don Pflaum, Clark Smith, Kenny Miller, Connie Anderson, Clerk Oliver Leine and Treasurer Nanett Leine.

Non Conforming Commercial Use Permits

LaFavre Race Teams

Township attorney, Bob Bauer, as directed by the Town board, wrote up suggested conditions for the LaFavre's Race Team Non Conforming Use permit. These were handed out to the Town board members.

Mr. LaFavre was unable to attend tonight's meeting. His lawyer was present. She presented the Town board with a letter asking the Town board to table the consideration of the conditions to the permit and to extend the time allowed the board to make a decision by an additional 30 days beyond the already extended 60 day rule requirements.

The Town board discussed this request. The Town board felt it was important for LaFavre's to be present, to be active in response to conditions set. There were concerns about delaying the decision there has been more noise complaints since the last meeting. The neighbors would need to put up with the noise for a longer period of time. After much discussion the board took a head count and decided to wait in action.

A motion by Supervisor Kenny Miller: To set a special meeting to continue action on LaFavre's Non Conforming Use Permit till Thursday February 6, 2003 at 7:30pm. Motion seconded by Supervisor Clark Smith. Motion carried.

Roads Update

County reply to Roads #27 and #80

Clark met with Bob Eagan and Mark Henry about road ditch concerns on #27. The county will clean out the plugged culverts in the spring. The County will dig out 2 ditches that are almost full but will not be responsible for grass establishment. Gravel will probably not be added to the roads, if the shoulders are pulled up, additional gravel may not need to be applied. The County will maintain these roads for 2 years after the turn back is signed. Clark will write a letter to Bob Eagan of Dakota County stating the agreements.

On #80 there are trees that should be removed from the ditches. The county will not remove living trees so it will become the Townships responsibility.
#80 will be accepted as is.

Burm on 235th St. at Storlie Pit

The burms were measured the edge of the pile are 28' to 29' from the centerline of the road. It is 4' to 5' in the right of way. Frost chunks have fallen off the pile and onto the road and have caused problems. Supervisor Clark Smith will contact Mr. Storlie about moving the burm out of the right of way.

Old Business

Permits for Ag and Pole buildings refund report

Nanett Leine reported that there are 32 structures that are located in AG Preserve or Green acres that permits were issued at \$50.00 or more. Clerk Oliver Leine will check on ruling if the building needs to be specified as Ag use or just being in Ag Preserve or Green acres to qualify for Ag zoning compliance.
Action will be tabled till February board meeting.

Envisioning

Mike Greco updated the board on the Envisioning taskforce progress. He hopes to have an outline of the report for February Town board meeting. The report will be presented to the town board before it is made public. He hopes to have an executive copy of the report at the annual meeting. It was suggested that there should be a charge for the cost of producing the report. Mike said it could also be put on a CD rom at minimal cost.

Town hall Committee

John Strunk has resigned from the Town hall committee.
Highview Church may be adding on to the church there may be space the Township could lease. Supervisor Kenny Miller feels that the Township needs its own facility. Chair Bev Topp will ask the attorney to draw up the papers for the land donation agreement from Ruth Larson for the February Town board meeting.
At the organizational meeting after elections, the board will appoint a liaison to the Town Hall Committee.

Newsletter

The Town board reviewed the newsletter and made corrections as needed. Clark presented the editor a revision to the article on him. A motion by Supervisor Clark Smith: To accept the newsletter with the minor changes as noted, correcting typo errors and Clark's changes. Motion seconded by Supervisor Kenny Miller. Motion carried.

Planning Commission Ordinance No. 14

The Town board reviewed the Planning Commission recommendations of changes made to the draft Ordinance. The town board would like to add on page 2: shall be published through the normal legal process 30 days prior to the appointment meeting. Page 5: not more than 60 days nor less than 30 days.

A motion by Supervisor Clark Smith: To accept changes from the Planning Commission recommendations and changes as stated above. Motion seconded by Supervisor Kenny Miller. Motion carried. The Ordinance will be sent to the lawyer to be rewritten as stated.

Trash court date

The person charged for disposing of trash in the Township did not show up to court/ a warrant is now out for his arrest. The new court date is set for January 29, 2003. Bev left a letter with the court explaining what happened and the cost to the Township for trash pickup. She asked he be prosecuted to the fullest practical extent.

Supervisor Don Pflaum suggested that a blanket letter should be written to all District Judges signed from all 13 Townships addressing the trash problems and prosecuting of these cases. Don will follow through on this suggestion.

LGA- Local Government Alliance

The LGA provides lobbying services to the Township. They have been working on annexation- related bills. Supervisor Don Pflaum would like to request the LGA to lobby not to cut Local Aid Funds- to expand their scope of work. Don will follow up on this suggestion.

A motion by Supervisor Kenny Miller: To approve the \$745 payment to LGA with the intension of bringing up at the LGA Annual meeting to extend lobbying to Local Aid funds. Motion seconded by Supervisor Don Pflaum. Motion carried.

Simon Rodeo

Bev read the letter received from Joe Simon on the intent of holding a rodeo in 2003. *See attached.*

According to Mr. Kuntz, Township attorney- Mr. Simon has no grounds. The original CUP did not include rodeo activities. Rodeo activities have started in the last 10 years. Non conforming use cannot be expanded. Mr. Kuntz will be directed to write a letter to Mr. Simon stating the Townships legal position on this issue.

A motion by Supervisor Connie Anderson: To direct our attorney to write a letter in response to Joe Simons letter. Motion seconded by Supervisor Clark Smith. Motion carried.

Clerk and Treasurer Presentation

Voting for Township election on Tuesday March 11, 2003 will take place at the Town hall 10:00am to 8:00pm. Annual meeting will be held March 11, 2003 at the Castle Rock Prairie Creek School at 8:00pm.

Clerk Oliver Leine has received the Farmington Fire Department Annual report. There were 8 false alarm calls to Brady Gunhus 25733 Denmark Ave. Castle Rock school 6 false alarms. Clerk Oliver Leine will check on what legal steps that we need to take to handle false alarms. There are 2 calls that are not in Eureka Township. Clerk Oliver Leine will call and have these charges removed.

A motion by Supervisor Kenny Miller: To charge a \$50.00 zoning compliance fee for all ag pole type buildings located in Ag Preserve and Green Acres. Motion seconded by Supervisor Clark Smith. Motion carried.

Treasurer Nanett Leine reported that we are out of Mining Ordinance books and Zoning Ordinance books. She reported on costs for binding machines to make booklets. The Town board asked her to check on cost of having books done at a printer.

Treasurer Nanett Leine reported that checks need to be ordered. She asked about ordering computer checks. The Town board would like to order regular business checks.

Training

Legal Training Seminar – MAT on January 22 & 23, 2003 in St Paul

A motion by Supervisor Connie Anderson: To have Treasurer Nanett Leine attend training on Thursday. And Chair Bev Topp attend on Friday. Motion seconded by Supervisor Kenny Miller. Motion carried.

Urban Short Course on February 10, 2003 in Brooklyn Park.

A motion by Supervisor Connie Anderson: To have Treasurer Nanett Leine attend the Urban short course. Motion seconded by Supervisor Clark Smith. Motion carried.

Meetings

Board of Audit/ Budget/ Road meeting was set for January 28th at 7:00pm

Website/ e-mail

There is a \$35 annual cost to own the name. Website fee is \$29/ month. We can get 10 e-mail addresses for \$19.99/ year.

A motion by Supervisor Clark Smith: To authorize \$19.99/ year for e-mail accounts for Township officials.

Motion seconded by Supervisor Don Pflaum. Motion carried.

Comp Plan/ Ordinance meeting

The Comp Plan is almost finished. No date set for a new meeting.

A motion by Supervisor Don Pflaum: to adjourn. Motion seconded by Supervisor Kenny Miller. Motion carried. Meeting adjourned at 9:59 pm.