

Town Board Meeting

Monday, May 11, 2009

Attendance

Name

Joe Hays

Mark (Gunn), PC

Cody Behrendt

Ray Sweden

Sharon Buckley

Jim La

John Ackerman

Ken BROSSETT

John Mabe

John Mabe

Vincent MAKO

Ken Olstad

Mark Hayes

Gloria Belzer

Sean Quady DCSD #168

George Mote

Eureka Township

Dakota County

State of Minnesota

Eureka Town Board Meeting
May 11, 2009

Call to Order

Chair Jeff Otto called the meeting to order at 7:01 p.m. Members present were Supervisors Nancy Sauber, Brian Budenski, Jeff Otto and Dan Rogers. Supervisor Carrie Jennings arrived at 7:03 p.m. Clerk/Treasurer Nanett Sandstrom was present to record the minutes. See attached attendance sheet for additional persons in attendance.

The meeting opened with the Pledge of Allegiance.

Approval of Agenda

The following changes were made to the agenda: "Planning Commission, Land Use Permits and Related Items" was moved before "Minutes"; "Old Business Item A. 1. Friedges/ Country Stone" was moved to after "Contractor Time". The following additions were made to the agenda: "Other Business E. Other Updates"; and "Old Business A. Item 6. Other Misc. Updates".

A motion by Supervisor Dan Rogers: To approve the agenda as modified. Motion seconded by Supervisor Nancy Sauber. Motion carried by unanimous vote.

Presentation of Appreciation

Recognition of appreciation plaques were presented to Cory Behrendt, past Planning Commission member and also past Board member, and to Sharon Buckley and Nancy Sauber, past Planning Commission members.

Public Comment Period

There were no public comments.

Planning Commission, Land Use Permits and Related Items

A. Permit Requests

1. Mark and Sue Hayes-8600 235th St. W. (Property ID #13-00800-040-75)

Mark and Sue Hayes requested a permit to add a 576 square foot residential attached garage.

The foundation square footage and total square footage of 576 was added to the application and initialed and dated by Sue Hayes. The Hayeses have not selected the contractor for the project.

This information will be added to the application once the contractor is selected. The Hayeses may be remodeling the existing garage; if they choose to do so, a building permit will need to be obtained for the project.

A motion by Supervisor Brian Budenski: To approve the application as amended. Motion seconded by Supervisor Nancy Sauber. Motion carried by unanimous vote.

B. Land Use Permits & Related Items

1. & 2. Leland Dilley- not present

3. **John Ackerman**, 26455 Galaxie Ave., Farmington, purchased the adjacent property at 26535 Galaxie Ave., Farmington (Property ID#13-02700-010-37). John's desire is to adjust the property boundaries on his property (add 3 acres), creating a wider lot on his property adjacent to his home. As the split is proposed, the remaining piece of property, 26535 Galaxie Ave does not meet Ordinance requirements because the width of the lot at the location of the dwelling must be 250 feet wide. John presented an alternate proposal, a 37-foot wide bump-out where the home is currently placed.

Supervisor Nancy Sauber was concerned about the altering of a lot of record and any consequences that may arise from that alteration. The two lots in question are lots of record, and each have a house. There was a situation in the past which involved a similar situation, except for the fact that those two lots of record did not each have a house; only one did. The Attorney for the Township at the time advised that were the owners to split off that portion of one of the lots that contained their pole shed and combine it with the other lot of record where their house was, the remainder of the first lot would no longer be a lot of record. It would no longer be of the same dimensions as what was recorded at the County on or before April 12, 1982. That would result in its not being buildable. An application like John's has not come up, at least not recently. It would probably be best for all concerned, Nancy stated, if there were attorney clarification. There would then be something to go by if there were any future such applications. It may well be doable or desirable, but it would be important to make sure that there are no unintended consequences to the landowner. There is also the question of what happens if a house were to be torn down on an altered lot of record. It is just that the year's requirement to rebuild would apply? If not rebuilt in a year, would the buildability of the altered lot be gone? Supervisor Jeff Otto will check with the Township Attorney.

C. Other Business

Appoint Darrel Gilmer

MNSpect, the current Building Inspector, does not want to continue doing septic inspections. They recommended that the Town Board appoint Darrel Gilmer, who is currently performing the second soils verification for the Township. The clerk spoke with Darrel, and he agreed to use the same fee schedule as MNSpect. Supervisor Brian Budenski will contact MNSpect and Darrel Gilmer for a contract agreement and necessary documents.

Other Business

A. Open Gravel Bids 7:30 p.m.

Two gravel bids were received. Eureka Sand and Gravel and Malecha Trucking.

Eureka Sand and Gravel bid: Modified Class 5 Gravel \$6.05/ ton.

Gravel tax of \$.15 per ton is included.

Malecha Trucking bid: Limestone \$8.99/ ton (*From Castle Rock Materials*)

Modified Class 5 Gravel \$5.72/ ton (*From Eureka Sand & Gravel*)

A motion by Supervisor Jeff Otto: To award the contract for both the Modified Class 5 material and Limestone to Malecha Trucking. Motion seconded by Supervisor Brian Budenski. Motion carried by unanimous vote.

The materials will be billed from the gravel source to the Township. This way the Township does not need to pay gravel tax on the road gravel materials.

Approval of Minutes

At the April 13, 2009, Town Board Meeting, no motion was made to approve the Claims List, although vote was taken on the motion.

A motion by Supervisor Carrie Jennings: To approve the Claims List as presented. Motion seconded by Supervisor Dan Rogers. Roll call vote was taken on the Claims List. Supervisor Carrie Jennings-aye, Supervisor Brian Budenski-aye, Supervisor Jeff Otto-aye, Supervisor Nancy Sauber- aye and Supervisor Dan Rogers-aye. The claims list was approved by unanimous vote.

There was no motion at the last meeting to accept the Net Pay Account Distribution (Payroll).

A motion by Supervisor Dan Rogers: To approve the Payroll for May 11, 2009, (Net Pay Account Distribution) as presented. Motion seconded by Supervisor Jeff Otto. Roll call vote was taken on the motion. Supervisor Carrie Jennings-aye, Supervisor Brian Budenski-aye, Supervisor Jeff Otto-aye, Supervisor Nancy Sauber- aye and Supervisor Dan Rogers-aye. Motion approved by unanimous vote.

There was no motion approving the March 9, 2009, Town Board Meeting Minutes.

A motion by Brian Budenski: To approve the Town Board Meeting Minutes of March 9, 2009, as amended. Motion seconded by Dan Rogers. Motion carried by unanimous vote. Supervisor Nancy Sauber abstained from voting; she was not a Town Board Member at the time of the meeting.

Deputy Sheriff Sean Qualy stopped in to inform the Township of happenings in the area. He commented that there has been mailbox vandalism and the Sheriff has received a couple of noise complaints for Vermillion Kennels. A log of the noise complaints is being kept. When called most recently, they have not heard any barking dogs. On one of the recent occasions, the Deputy had to leave the scene for a more urgent call. Nancy Sauber asked that procedures for handling noise complaints be discussed. With the warmer weather, more people are out and such complaints might increase and could arise anywhere in the Township. There has also been some uncertainty about enforcement in the past.

The Deputy said he would typically park somewhere near, but out of sight of, the address against which a complaint has been made. He would normally talk only with the person complained against. However, a copy of his report as well as a copy of any citation issued can be obtained from the Sheriff's Department by the complainant. Nancy Sauber stated that the Township does have a nuisance noise ordinance which addresses noise that may not reach a level that violates any MPCA standards, but which can still definitely affect the quiet enjoyment of property and quality of life. Nancy commented that, included in the Ordinance updates, there is a more detailed nuisance noise ordinance which has been reviewed by the attorneys and is awaiting the public hearing. The Deputy said that it was his understanding that all that the Sheriff can do anything about is noise that would violate the MPCA standards. Nancy commented that the League of Minnesota Cities has model ordinance language that addresses both kinds of noise, and that many communities have such ordinances in place. Supervisor Sauber will draft a memo to be sent by Supervisor Jeff Otto to the Township Attorney inquiring about the Ordinance and enforcement.

The Deputy asked that the Township take the portions of the Ordinances that the Sheriff would enforce together for quick reference. Supervisor Nancy Sauber and Supervisor Carrie Jennings will look into this item.

Deputy Sean Qualy stated that he understood that the Township has to have an agreement with the County Board that allows the Sheriff's Department to enforce Township Ordinances. No one was aware of any such agreement. This question will be added to the memo for the Attorneys.

Other Business

B. Open Road Maintenance Bids- 8:00 p.m.

Two road maintenance bids were received from Henry Excavating and Otte Excavating. After opening and announcing the bids, the clerk was asked to make photocopies of the bids and present them to the Town Board for their review. Supervisor Jeff Otto created a spreadsheet summary that included a weighting formula based on most-used equipment for road maintenance activity for the years 2006-2008.

Summer Road Bids

Henry Excavating- Road Grader: \$88, General Trucking: \$45, Tandem Axle Dump Truck: \$82

Back hoe \$85,

Otte Excavating- Road Grader: \$80, General Trucking: \$40, Tandem Axle Dump Truck: \$70

Backhoe \$65,

Winter Road Bids

Henry Excavating- Road Grader: \$92, Truck/ sander: \$85

Otte Excavating- Road Grader: \$83, Truck/ sander: \$75

Jeff Otto will put the 2009 bid amounts into his spreadsheet and include it as an attachment to the minutes. See attached spreadsheet titled: "*Eureka Road Bids 2009*"

A motion by Supervisor Carrie Jennings: To award the Road Maintenance Bid to Otte Excavating for both summer and winter work based on the prices submitted. Motion seconded by Supervisor Jeff Otto. Motion carried by unanimous vote.

Approval of Minutes continued

The following additional corrections were made to the April 13, 2009, Town Board Meeting Minutes: Bottom of Page 2- add this sentence- "*This was so the Township would have the ability to first transfer Wetland authority to the County.*" Page 3- Other Business, A. North Cannon-change "considerate" to "considerable" and under Planning Commission appointment change "Kuhn" to "Kuhns", Top of Page 4 should read as follows: "Friedges is *reported to be* continuing to grade the Township roads. This was brought up by the Road Contractors at the road review. Friedges is not authorized to grade Township roads. They have been informed that they are not authorized to grade the roads, but *reportedly* continue to do so. The ditch along Highview Ave. was incorrectly *reconstructed* by Northern Natural Gas last year. *The Road Contractors reported the following:*" Page 7- under I. Citizen Complaint- second sentence should read as follows: "*The citizen complaining felt...*"

The following changes were made to the continued portion of the Meeting on April 16, 2009: Page 2- 4th paragraph from bottom, second line should read "property owner *from blocking* the flow". Page 3, second paragraph- should read- "easement *be* necessary". Page 4- The reason Supervisor Carrie Jennings voted nay was added: "*Supervisor Carrie Jennings explained why she voted nay. She doesn't think that giving the authority to the JPO satisfies those requests of the citizens. It will make it harder for them.*" A motion by Supervisor Jeff Otto: To approve the Minutes of the Eureka Town Board Meeting of April 13, 2009, continued on April 16, 2009, as amended. Motion seconded by Supervisor Carrie Jennings. Motion carried by unanimous vote.

The following corrections were made to the Board of Appeals and Equalization Minutes of April 21, 2009: Page 1- second to last paragraph- the word "Market." should be removed. Last paragraph- *southwestern* is one word. Third sentence should read as follows: "When *farmland is selling* in these..." A motion by Supervisor Jeff Otto: To approve the April 21st minutes of the Board of Appeals and Equalization as amended. Motion seconded by Supervisor Brian Budenski. Supervisors Carrie Jennings and Brian Budenski abstained from voting; they were not present at the meeting. Motion carried by unanimous vote of Supervisors voting.

The following corrections were made to the Special Town Board Meeting of April 28, 2009: Page 2- First paragraph, 3rd sentence should read: "*The Resolution* acknowledges..." A motion by Supervisor Nancy Sauber: To approve the Special Town Board Meeting minutes of April 28, 2009, as amended. Motion seconded by Supervisor Jeff Otto. Motion carried by unanimous vote.

Treasurer Report

Checking Account Balance \$1,543.94. Savings Account Balance \$139,409.38. CD Account Balances \$166,029.03. Total Account Balance \$306,982.35.

A motion by Supervisor Carrie Jennings: To approve the Treasurer's Report of May 11, 2009, as presented. Motion seconded by Supervisor Dan Rogers. Roll call vote was taken on the motion. Supervisor Carrie Jennings- Aye, Supervisor Brian Budenski- Aye, Supervisor Jeff Otto- Aye, Supervisor Nancy Sauber- Aye, and Supervisor Dan Rogers- Aye. Motion carried by unanimous vote of Supervisors.

Bills and Receipts

The clerk presented the following bills for payment:

Otte Excavating	Road maintenance thru 4/30/09	\$14,854.00
MNSPECT Inc.	Inspection Services April 2009	\$6,138.25
Dakota Electric Association	Town Hall	\$106.22
Frontier Communications	Phone Service Town Hall	\$126.61
Culligan	Water Softener Town Hall	\$23.43
Dick's Sanitation	Garbage Service	\$39.67
TKDA	Brosseth 3-1-09 thru 3-28-09	\$274.46
ECM Publishers	Legal Ads	\$322.00
Kelly & Lemmons	Legal Services thru April 30, 2009	\$5,392.49
IRS	Deposit 941 May 2009	\$622.22
PERA	Payroll Period 4/1/09 to 4/30/09	\$336.22
Nanett Sandstrom	Expenses 4-1-09 to 5-7-09	\$144.11
Lakeville Printing	Newsletter	\$230.70
MN Assn of Townships	Training Jeff Otto	\$45.00
Nanett Sandstrom	Clerk/ Treasurer Payroll Period 4/1/09 to 4/30/09	\$1,972.71
Teresa Koentopf	Office Payroll Period 4/1/09 to 4/30/09	\$80.80
Earl F. Anderson	Road Signs	\$1024.08
Metro Sales	Office Supplies	\$90.74
Georgie Molitor	Newsletter supplies	\$23.02
<u>Additional Bill approved at Meeting:</u>		
Central Valley	Prepay LP 2009-10 Heating Season	<u>\$1,044.00</u>

Total Bills Presented **\$32,890.73**

The following receipts were received April of 2009:

• Local Permits

Fredrickson Lmbr-Reroof Permit 09-03	\$100.50	Met Council- Application Fees	\$50.00
Robyn Stephan- Reroof Permit 09-04	\$100.50	Jeff Sauber- Reroof permit 09-06	\$100.50
Keith Pumper- Prairie Creek Permit 09-05	\$570.37	Sue Hayes- Application Fee	\$25.00
Mark Nelson-Airstrip review	\$15.00	Cheryl Ackerman- Application Fee	\$25.00
Terri Petter- CUP review, Kennel Lic.	\$130.00	Lee Dilley- Application Fees	\$50.00

• Other Receipts

Dakota County- Delinquent tax	\$3,019.17	Castle Rock Bank- Interest CD	\$384.60
Castle Rock Bank- Interest CD	\$192.45	Castle Rock Bank- Interest CD	\$617.11

TOTAL RECEIPTS DEPOSITED AS OF APRIL 1, 2009 **\$5,380.20**

Current Investments, Disbursements Register, Receipts Register, Statement of Receipts and Balances, and the Cash Control Statement were reviewed by the Town Board.

Supervisor Jeff Otto had reviewed the April Attorney Bill, \$5,392.49. Of the General Counsel bill, a total of \$3,378.74, \$2,750 related to the Water Ordinance. This amount included the initial request by Jeff Otto on research of jurisdiction issues, attorney attendance at two April meetings, etc. Supervisor Jeff Otto came up with \$1,000 that he felt should not have been billed to the Township as it was for work on an ordinance that could have been adopted by the Township, but which was not requested by the Township. The Board decided not to adopt that ordinance language, so Jeff reviewed this amount with Attorney Patrick Kelly. Patrick agreed that this is a fair and agreeable reduction. The \$1,000 credit will be applied to next month's billing.

A motion by Supervisor Carrie Jennings: To approve the Claims List as presented. Motion seconded by Supervisor Jeff Otto. The motion was tabled until the rest of the finances were reviewed.

The Net Pay Account Distribution included the last payment to Teresa Koentopf for office help.

The Receipts Register shows that Terri Petter's CUP review fee collected was \$15.00 per CUP. The Clerk checked the CUP's, and the \$15.00 fee is listed as a condition of the CUP. The April Minutes state a \$25.00 fee was paid; this amount is incorrect.

In reviewing the Receipts Register, it was noted that the Escrow Fee of \$500 was not collected for the Mining Ordinance Text change application by Kelly Brosseth. Kelly Brosseth will be asked to submit the required Escrow Fee for the application.

The Town Board discussed charging Northern Natural Gas for the Special Town Board Meeting on April 28, 2009. The Planning Commission had recommended waiving the fees, due to the change in the public hearing date. When submitting the application, the applicant requested a Special Meeting be held to expedite the permitting process. The public hearing was originally scheduled for April 20th but was postponed until April 27th due to publishing notice. Postponing the public hearing did not affect the scheduling of a Special Meeting to finish the permitting process.

A motion by Supervisor Nancy Sauber: To bill Northern Natural Gas for the Special Meeting to consider their Conditional Use Permit. Motion seconded by Supervisor Brian Budenski. Vote was taken on the motion- 4 Supervisors voted aye, one opposed. Supervisor Jeff Otto voted no on the

basis that the Planning Commission thought it was a reasonable thing to do and he respected their recommendation on it.

Supervisor Carrie Jennings withdrew her earlier motion concerning Claims List approval.

A motion by Supervisor Jeff Otto: To approve the balance of the accounting reports which include the Claims List, Net Pay Account Distribution, Disbursements Register, Receipts Register and Current Investments Statement. Motion seconded by Supervisor Brian Budenski. Roll call vote was taken on the motion. Supervisor Carrie Jennings-aye, Supervisor Brian Budenski-aye, Supervisor Jeff Otto-aye, Supervisor Nancy Sauber- aye and Supervisor Dan Rogers-aye. The Claims List was approved by unanimous vote.

Budget

The Town Board reviewed the budget.

At 9:00 p.m. the Town Board called a short recess. At 9:10 p.m. the meeting was called back into session.

Contractor Time

The Town Board received a letter from Otte Excavating's attorney that they will hold harmless and indemnify Eureka Township with respect to the Worker's Comp Claim against Otte Excavating.

The shoulder work in Eureka Estates and Rice Lake Heights needs to be completed in the next few weeks. Notice was published in the Township Newsletter that this project is going to take place. No further notification will be sent.

It was noted that the double arrow sign on 225th St. and Hamburg Ave. needs to be replaced because it has no reflectivity due to having been painted over. On 225th heading east from Dodd, there is a School Bus Stop Ahead sign that is no longer needed. It could be removed and used someplace else. It will be relocated to Highview Ave between 225th and 250th St. as there are four bus stops in that area.

Supervisor Nancy Sauber excused herself from discussion of 225th St. W. truck traffic. Trucks continue using 225th St between Dodd and Highview. The road carries a 5-ton load limit, not 5 tons per axle. The Road Contractor was asked to purchase and install larger signs. (Purchase 5 signs)

Two Children At Play signs will be installed in Eureka Estates, one at each inlet. (Purchase 5 signs)

There was a large frost boil on the west end of 245th St. Frost boils that appeared this spring have been dug and filled with limestone as a temporary fix. The road will be repaired and upgraded this spring as part of the New Market Interceptor project.

The ditches on 240th and Dodd have disappeared. Northern Natural Gas has been contacted about the ditch at Highview Ave and 225th St. They will make repairs once the project is completed.

Dust Control quotes will be obtained. The Township will attempt to apply the dust control before Memorial Day. Graveling of the roads may start as soon as Monday, May 18th.

The Road Contractor was asked to submit an estimate for labor and materials for the 225th St. rebuild.

The Road Contractor is checking on the guard rails for the bridge on 265th St. They will have prices for the June Town Board Meeting.

Old Business

A. 1. Friedges/ Country Stone

By the end of this week, documents will be filed representing the Eureka Township complaint against the Country Stone operation on the Friedges property. The Town Board has not received any recent communication from Country Stone. Their 30-day response period expired the week of April 20th. Supervisor Jeff Otto sent a follow up e-mail on April 24th which included the point about the grading of the Township road and stated that they were not authorized to do so. They were asked to cease and desist. The Township will not attempt anymore negotiations. The Town Board will check with the Attorney and set up a Special Closed Meeting to discuss litigation matters. A tentative meeting date was set for Friday, May 15th.

Another issue was brought up that relates to the Country Stone operation. Truckers are using the ditch as a bathroom stop. This is indecent exposure and unsanitary. An outhouse of some type should be provided. Trucks park along the roadway, while waiting to load.

Other Business

C. Ditch mowing quotes

The Town Board received a ditch mowing quote from Dale Kuchinka. Dale bid \$31/mile for a 7-foot swath. Mowing entire ditch right-of-way \$300/ mile and brush cutting at \$100/ hr.

Otte Excavating submitted a ditch mowing quote as part of their Road Maintenance Bid. The Otte bid was \$40/mile for 7-foot swath, Mowing entire ditch right-of-way \$90 and brush cutting at \$90/ hr.

A motion by Supervisor Brian Budenski: To accept Otte Excavating quote for ditch mowing. Brian withdrew his motion.

A motion by Supervisor Dan Rogers: To accept the Dale Kuchinka 7-foot swath ditch mowing at \$31/mile. Motion seconded by Supervisor Nancy Sauber. Clarification will be obtained on the entire ditch mowing quote and brush cutting before awarding that bid. Motion carried by unanimous vote.

D. Planning Commission Update

Text Amendment Mining Ordinance- The Planning Commission put together a subcommittee of Planning Commission members Kenny Miller and Pete Storlie to look at wording. Supervisor Nancy Sauber recommended that Ron Quanbeck, engineer at TKDA, be involved in the process. Kenny Miller stepped down as a possible member, due to his business being in the mining industry. The Town Board created a study work group. It will include Sharon Buckley, Nancy Sauber, Jeff Otto, Pete Storlie and Ron Quanbeck. The group would welcome another Planning Commission member to the group.

Commercial/ Industrial Task Force- The Planning Commission received six submittals. They selected three firms to interview: NAC, MFRA and Yaggy Colby Associates. They will be interviewed on May 19th.

Supervisor Nancy Sauber expressed concerns with interviewing only three Planners. She felt that all five Planning Firms should be interviewed and that a lot can be learned from interviewing the applicants in person. She asked that the Planning Commission review the relevant section in the Comp Plan and the 2003 Commercial Task Force Study Report and read them carefully before interviewing Planners and task force applicants. The questions from the Commercial Task Force are

the starting point of the study. It is written that way in the Comp Plan and in the RFQ. Nancy mentioned other issues that need to be addressed in the study. Supervisor Jeff Otto commented that he agreed 100% with Nancy's comments. The Planning Commission was asked to interview all five of the Planners that had submitted proposals.

The Town Board asked that the appointment of taskforce members be postponed until July so that work on the Ordinances might be completed before embarking on the C/I study.

E. Appoint a Professional Liaison/ (Town Board Member)

Supervisor Carrie Jennings was appointed as the Professional Liaison for the Town Board. This would involve professionals such as engineers, not attorneys. (There are separate Attorney Contacts.)

Old Business

A. Misc. Updates

2. Vermillion River Watershed Joint Powers Organization (VRWJPO)

The Town Board received correspondence from the VRWJPO that in adopting the Resolution Declining to adopt their Ordinance, the Township did not transfer the permitting authority to the JPO. Township Attorney, Trevor Oliver, had advised that the Town Board not give the authority to the JPO, but to let them take it from the Township. This would put the Township in a better position if the Township chooses to take it back sometime in the future. A resolution was presented to the Town Board for consideration to confirm the Town Board's position.

A motion by Supervisor Brian Budenski: To approve Resolution No. 2009-07 A Resolution Affirming Vermillion River Watershed Water Resources Management. Motion seconded by Supervisor Nancy Sauber. Motion carried by unanimous vote.

3. North Cannon Buffer Ordinance

Supervisor Carrie Jennings updated the Town Board on the North Cannon Buffer Ordinance. The North Cannon Plan does not require buffers for streams. They are obligated only to have a wetland rule. The goal is to have the wetlands in place by the July Meeting of the NCRWMO.

4. CapX2020

Supervisor Carrie Jennings reported on the Citizen's Task Force meeting. The Public Utilities Commission will write and distribute a report by May 15th. The report will be forwarded to the Town Board. There will be a chance for input on the Environmental Impact Statement.

5. False Alarms

Supervisor Dan Rogers reported that Lakeville doesn't charge for false alarms. He hasn't made contact with Farmington. He has not yet been able to find out what the nature of the false alarms is.

6. Sauber Pit Mediation

Supervisor Dan Rogers attended the mediation sessions. Brian Watson made recommendations. A conclusion has not been made.

7. Building Official

Supervisor Brian Budenski will call the Building Inspector about attendance at the July and October Town Board Meetings.

8. Hegner Files

The Township attorney was not able to obtain any more of the missing building permit files from Mr. Hegner.

9. Posting Town Board Meeting as a quorum

Supervisor Nancy Sauber commented that she thought that all meetings should be posted as a possible Special Meeting of the Town Board, Planning Commission, etc., if members of either body wished to speak at the meeting of the other body. She offered that saying “a possible quorum” being present may not be sufficient. There are Open Meeting Law issues to be addressed concerning these postings.

10. Urban Short Course

Supervisor Jeff Otto reported on the Urban Short Course.

New Business

A. Central Valley- contract propane

A motion by Supervisor Carrie Jennings: To authorize the prepayment of 900 gallons of LP at \$1.34/ gallon. Motion seconded by Supervisor Dan Rogers. Roll call vote was taken on the motion. Supervisor Carrie Jennings-aye, Supervisor Brian Budenski-aye, Supervisor Jeff Otto-aye, Supervisor Nancy Sauber- aye and Supervisor Dan Rogers-aye. Motion carried by unanimous vote.

Clerk/ Treasurer Presentation

A. Use of Town Hall Picture

C.J. Becker, a Northfield student asked to use a picture of the Town Hall in a wikipedia article of Eureka Township. The Town Board approved the use of the picture. The clerk will send a response to the student.

B. Bounty on Pocket Gophers

The Clerk received an e-mail asking if the Township had a bounty on pocket gophers. The Township does not have bounties on pocket gophers or any of the other animals listed in the e-mail. The clerk will send a response to the questioner.

A motion by Supervisor Brian Budenski: To adjourn. Motion seconded by Supervisor Nancy Sauber.

Meeting was adjourned at 11:32 p.m.

Eureka Road Bids 2009

			Henry Excavating		Otte Excavating		Contractor C	
Basic (Summer)	Rate:	Weight Factor	Bid	Weight Factor	Bid	Weight Factor	Bid	Weight Factor
Haul and spread gravel	(opt) Hour				70			
Class 5 Gravel	(opt) Ton				9			
Class 5 Limerock	(opt) Ton				10			
Road Grader	Hour	70.8%	88	62.29	80	56.63		-
General Trucking	Hour	13.8%	45	6.22	40	5.53		-
Dump Truck	Hour	0.5%	82	0.41	70	0.35		-
Labor	Hour		35		30			
Inspection	Hour		45		20			
RoW Maintenance								
Mow 7ft of ditch Jun-Jul	(opt) Mile				40			
Mow 7ft of ditch Oct	(opt) Mile				40			
Mow total ditch Jul-Aug	(opt) Mile				90			
Rock pick ditch - backhoe	Hour		166		65			
Brush cut and remove	(opt) Hour		115		90			
Tree removal	(opt) Hour				120			
Auxiliary Equipment								
Front End Loader - 5 yd.	(opt) Hour				65			
Skid Steer Loader	Hour		65		65			
Dozer D3 or equiv.	(opt) Hour		95		65			
Dozer D8 or equiv.+mobilize	(opt) Hour				85			
Back Hoe - min. 15ft boom	Hour	0.5%	85	0.45	65	0.34		-
Basic (Winter)								
Road Grader	Hour	12.1%	92	11.10	83	10.02		-
General Trucking	Hour		45		40			
Dump Truck	Hour		82		70			
Labor	Hour		35		25			
Inspection	Hour		45		20			
Truck w/plow,wing,sander	Hour	2.3%	85	1.95	75	1.72		-
Auxiliary Equipment								
Front End Loader - 5 yd.	(opt) Hour		100		65			
Skid Steer Loader	Hour		65		65			
Dozer D3 or equiv.	(opt) Hour		95		65			
Dozer D8 or equiv.+mobilize	(opt) Hour				85			
Back Hoe - min. 15ft boom	Hour		85		65			
		100.0%	\$ 82.42		\$ 74.59		\$ -	