

# Eureka Township

## Dakota County

### State of Minnesota

Special Town Board Meeting of September 23, 2009

Town Board members present were Jeff Otto, Dan Rogers, Brian Budenski and Carrie Jennings. Clerk/ Treasurer Nanett Sandstrom was present to record the minutes. Township Attorney Trevor Oliver was also present.

Chair Jeff Otto called the Special Meeting of the Eureka Town Board on September 23, 2009, to order at 7:03 p.m.

The meeting opened with the Pledge of Allegiance.

#### **Agenda:**

1. Consider Adelman Building Permit application.
2. Recorder position for Planning Commission.
3. To go into a closed session for the purpose of discussing the litigation situation with the Township Attorney.

#### **Adelman Building Permit**

At the September 14<sup>th</sup> Town Board Meeting Dan Adelman requested to build an Ag. Building on his property. He had applied for a Dakota County Shoreland permit but had not received it prior to the meeting. The Town Board has received the Dakota County Shoreland Permit letter for Dan Adelman's Ag. Building. Receipt of this document completed the application.

A motion by Supervisor Dan Rogers: To approve the Ag. Building Exemption Application for Dan Adelman. Motion seconded by Supervisor Carrie Jennings. Supervisor Jeff Otto amended the motion to add: on Property ID 13-00900-012-050. Both Supervisor Dan Rogers and Supervisor Carrie Jennings accepted the amendment. Vote was taken on the amendment, the amendment carried. Vote was taken on the main motion. Motion carried by unanimous vote.

#### **Recorder position for Planning Commission**

The Planning Commission recommended hiring Carol Kelly to be recorder for the Planning Commission.

A motion by Supervisor Jeff Otto: To hire Carol Kelly as recorder for the Planning Commission. Motion seconded by Supervisor Carrie Jennings. Supervisor Jeff Otto amended the motion: The Planning Commission will hold a 3 month review of progress. The Town Board estimates minute preparation would be approximately 2:1 ratio. (Two hours of creating the minutes per 1 hour of meeting) and prepare a report for the Town Board at the January Town Board Meeting. The amendment was agreed upon by all members of the Board. Vote was taken on the motion. Motion carried by unanimous vote.

The pay for the recorder position will be \$10 per hour for meeting attendance and time worked.

**Move into a closed session.**

A motion by Supervisor Jeff Otto: To move into closed session. Motion seconded by Supervisor Brian Budenski. Motion carried by unanimous vote.

At 7:21 p.m. the Town Board moved into closed session.

At 9:11 p.m. the Town Board moved back into open session.

**Summary of Closed Meeting:**

The Board further discussed the litigation of Country Stone and the zoning enforcement action that they are doing with them. The question was whether they could reach consensus to go through a permit process or go back to court to finish the trial. The Town Board was unable to reach a consensus in support of doing a permit process. By default we will end up going back to trial.

A motion by Supervisor Carrie Jennings: To adjourn. Motion seconded by Supervisor Brian Budenski.

Meeting adjourned at 9:13 p.m.