

EUREKA TOWNSHIP

Dakota County State of Minnesota

Eureka Town Board Meeting
February 12, 2001

The meeting was called to order by Chairperson Schindlecker at 6:45 PM. Present were Supervisors Kadlec, Pflaum, Smith and Topp, Clerk Leine and Treasure Schulz.

A discussion between the board and Rick Gilmer, road contractor, resulted in a motion by Supervisor Pflaum to retain Gilmer for east side plowing and grading for the whole township until June 30. The motion also stated Rud Construction would do west side plowing. Supervisor Pflaum also stipulated the board would determine after thirty days whether more satisfactory work was being performed by Gilmer. This motion was seconded by Supervisor Topp and carried.

Joe Harris, First District Dakota County Commissioner, greeted the residents of Eureka Township. The major topic of discussion was the septic waste pumping program for personal septic systems and the closure of the Empire Waste Water Treatment Center to independent haulers.

Brian Watson, Dakota County SWCD, presented the township with a new map showing all wetlands in the township. This map will help the supervisors determine if SWCD needs to be involved when someone want to build or restructure land in or near wetlands.

Harvey Bouvette, Enron, is asking for a permit to lay 2 new gas lines through sections 1,2,13 and 14. The two new lines would tie into existing lines in section 14. The new lines will go through wetlands, and there will be only short term disturbance during construction. The wetlands will revert to original within 18 to 24 months after the new pipe has been laid. This plan has been approved by Dakota Country Soil & Water. Supervisor Pflaum moved to grant permit, seconded by Supervisor Smith and carried. (See attached)

Enron is asking permission to lay pipe under 225th St and 220th St. The ground would be line bored and the pipe welded and inserted as a single piece under the road. The line would be at 4 feet below the lowest point in ditch on either side of road. Supervisor Pflaum moved to grant permit, seconded by Supervisor Topp and carried.

Supervisor Topp moved to accept the minutes of the January 8, 2001 board meeting, seconded by Supervisor Smith and carried.

Special meeting of January 30, 2001, Mike Dougherty informed the board that for

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businesses now in township that did not comply with current ordinance there were two approaches that could be taken.

Allow all the present businesses to be legal not conforming. This would allow the businesses to operate but would not allow any of these businesses to grow or expand.

Legally permit all the present businesses that are in the township. At a time in the future that any current business would like to grow or expand a Condition Use Permit would be required. This would allow the township to control growth and expansion and make this growth conform to the laws at that time.

Supervisor Pflaum moved to accept the verbal minutes of January 30, 2001, seconded by Supervisor Smith and carried.

The special meeting of February 6, 2001 was held to discuss the finding of the January 30 meeting. The planning commission and supervisors have accepted the seconded proposed commercial suggestion to growth in the township. The township would make all current business legally permitted, and anytime in the future that an existing business expands or grows it will have to apply for a Conditions Use Permit. Supervisor Pflaum moved to accept the verbal minutes of February 6, 2001, seconded by Supervisor Smith and carried. The next meeting to work on this and other ordinance topics will be February 13, 2001.

The special meeting on February 7, 2001 covered the finding of the mining task force. Chairperson Gary Smith presented the force's finding and draft ordinance for the town board to study. The board expressed its thanks for a job well done. Supervisor Pflaum moved to accept the verbal minutes of the February 7, 2001 meeting, seconded by Supervisor Smith and carried.

The township treasurer reported that the township has \$1,959.20 in checking, \$263,662.46 in the MMDA account, and \$130,616.34 in the special fund certificate of deposit. It was reported that the money ear marked and approved by the board to pay the state surcharge has been returned to checking. The state has not given the township needed information to pay the surcharge. Clerk Leine told the board that the state has not answered any of his requests for information. The treasurer also reported that Inspectron Inc. has not cashed their check for building permit inspections done in 2000. Supervisor Smith moved to accept the treasurer's report as presented, seconded by Supervisor Pflaum and carried.

Clerk Leine presented the following bills totaling \$35,725.56 to the board for approval.

Dakota Electric	Utilities	\$	8.46
MSI Insurance	Liability		768.00
Minnesota Assoc of Twp	Township Manual		74.55
Local Government Alliance	Twp lobby		780.00

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City of Farmington	2000 fire bill	20,667.00	
ALF Ambulance	2nd 1/2 2000 bill	1,500.00	
LeVander, Gillen & Miller	Legal	189.00	
Cheryl Schindlecker	Copies		83.05
Larson Accounting & Tax	Payroll	100.00	
Gary Smith	Expenses	172.00	
Gary Smith	Wages	337.50	
Gilmer Landscape	Road Maintenance	11,045.50	

Supervisor Smith moved to pay bills, seconded by Supervisor Kadlec and carried.

Rosemary Zumbach, 25400 Cedar Ave., is requesting the renewal of 2 pole frame building permits. Supervisor Pflaum moved to renew these permits at 1/2 the original fee, seconded by Supervisor Smith and carried. The renewal fee is \$25.00 for each building.

The planning commission has received a request from R. Glenn Nord and Associates to set aside a building permit for David Ratzlaff at the East 250.00 feet of the North 600.00 feet of Government Lot 1, Section 7, Township 113, Range 20, Dakota County, Minnesota, subject to road easement. (see attached) The planning commission forwarded this request to the board of supervisors. The persons involved have not presented the planning commission with plans for a house/garage, septic system or any other information that would lead to building on this property. In June 1999, the board notarised a signed statement from the former owner of this property splitting it off with a building permit. Because this was done, the townships attorney has suggested that if anyone other than the owner of the 250 foot x 600 foot property(formerly described) approaches the board to build on this 1/4, 1/4, the board should inform then of the signed document and ask the requester to get a sign off for building from the owner of the 250 foot x 600 foot property.

Chris Streifel, Quest Communications, 13952 Denver West Parkway, Denver, is requesting permission to ad the forth and final switching building to the current project. Project blue prints and lot plan were presented. Supervisor Smith moved to grant permit, seconded by Supervisor Kadlec and carried. Permit fee is \$124.75, with surcharge of \$3.25.

The City of Farmington has notified Eureka Township that William and Audrey Adelman have petitioned to be annexed by the City of Farmington. (See attached) Supervisor Topp moved to have 2 town board members enter into talks with the Mayor of Farmington to see what will become of this annexation, seconded by Supervisor Smith and carried.

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Clerk Leine notified the board that the polls will be open from 10 AM to 8 PM Tuesday March 13, 2001 for township elections. The annual meeting will follow after the poles close. Clerk Leine asked for board approval for elections judges. Supervisor Smith moved to accept Cheryl Schindledecker, May Ann Sly, and Ray Kadlec as election judges, seconded by Supervisor Topp and carried.

Gary Smith and Gilmer Landscape reported to the board about snow removal and road maintenance. The amount of snow in the ditch and side of road was the main discussion. It has been brought to the attention on the board that Gilmer Landscape does not have big enough equipment to roll the snow off the road and to the back side of the ditches. The township did hire Rud Construction to move snow back off the road on the west side of the township. Supervisor Smith recommended that Gary Smith should contact Rudd Construction to plow wing and roll back the snow one time on the east side of the township, seconded by Supervisor Kadlec and carried. The board has decided that Rue will plow snow on the west side of the township and Gilmer Landscape will plow snow on the east side of the township. Gilmer Landscape will continue to sand/salt the township and do normal road maintenance.

The following persons have filed for Supervisor for the up coming township elections. Kenneth Miller, Bernadette Wood, Connie Anderson, and Mart T Malecha. A fee of \$2.00 was collected from each person.

John Strunk asked the township if they were going to apply dust coating more that once this year. Mr Strunk asked that this be brought up at the annual meeting.

Supervisor Pflaum moved to accept the planning commission road project report as presented, seconded by Supervisor Smith, motion denied.

The planning commission presented to the board of supervisors a prioritized road project report. (See attached)

Due to the late hour, Supervisor Pflaum moved to table the meeting for tonight and reconvene tomorrow evening at 6:30 PM, seconded by Supervisor Smith and carried.

gls / 2-12-01