

Eureka Township
Dakota County
State of Minnesota

Eureka Town Board Meeting
February 12, 2007

Call to Order

Chair Cory Behrendt called the regular monthly meeting of Eureka Township to order at 7:00 PM. Members present were Supervisors Cory Behrendt, Gloria Belzer, Dan Rogers, Cheryl Monson, Gary Smith and Clerk/Treasurer Nanett Champlain, to record the minutes.

The meeting opened with the Pledge of Allegiance.

Approval of Agenda

Added:

New Business: I. Ordinance updates

J. Policies

K. Annual Meeting presentation

Old Business: H. Ripley

I. Sauber Mine- report from Supervisor Gary Smith and Supervisor Cory Behrendt

J. Cross Nursery sign

A motion by Supervisor Gloria Belzer: To approve the agenda as amended. Motion seconded by Supervisor Gary Smith. Motion carried by unanimous vote.

Audience Comment Period

Andre' Stouvenel 6565 255th St W. asked about using the Eureka Town Hall to hold meetings. Meetings would be held once a month. The group would give citizens the opportunity to gather at a non partisan meeting to hear citizens concerns and what they would like to see in Eureka Township. The group is known as "Citizens for Truth" The format of the meetings consists of: discussion of previous concerns of the citizens and activities of the Township, things affecting the county and the Township such as pipeline and utilities coming through. There is no set agenda. The meetings are moderated.

Supervisor Cory Behrendt commented that when this item was first presented to the Town Board in January it was presented as "get to know your candidates" the Town Board did not want to violate election laws by perceive sponsoring of a meeting where all candidates were not fairly represented. He also had concerns of the contentious of the meetings. All persons need to be invited, the meeting needs to moderated, kept under control and that valuable input will come back to the Town Board. We do not need any more controversy or hard feelings in the Township. Cory is not opposed to the meetings, but he would like to see a policy guideline on how the meetings are going to be run, who is going to run it and a meeting agenda.

Mr. Stouvenel stated that all citizens will be invited. Post cards will be mailed to citizens informing them of the meetings.

Supervisor Cheryl Monson commented that the Town Board does not provide open dialog at Town Board meetings we need to allow the people to get together to air their concerns and talk about what is going on. Cheryl stated that she remembers at one Board meeting that the Town Board had decided that the Town hall could be used for education by persons who lived in the Township,

anything that dealt with public knowledge, anything going on in the Township, Girl Scouts, and Boy Scouts. She thinks this falls in that category.

A motion by Supervisor Cheryl Monson: To allow the “Citizens for Truth” to hold informational meetings in our Town hall. Motion seconded by Supervisor Dan Rogers.

A friendly amendment was offered by Supervisor Dan Rogers: That they provide the Town Board with an agenda and moderator prior to the meeting. The friendly amendment was accepted by Cheryl Monson.

Discussion continued. Butch Hansen asked if the Town Board ever decided if a deposit was required. He also commented on requesting an agenda, he felt that this infringes on freedom of the people for the right of assembly. The entire Township owns the Town hall. There was a motion at the annual meeting to open the Town hall for the citizens of the Township.

In the past the Town Board had discussed the use of the Town Hall at several meetings they were not able to come to a conclusion on its use. At the 2006 Annual Town Meeting it was again discussed. A conclusion could not be made, so it was put back onto the Town Board. Once again the Town Board was unable to agree on the use of the Town hall, so it will be put back to the public at the 2007 Annual Town Meeting.

Mike Greco commented that he feels it is a good idea to allow citizens to use the Town hall, but you cannot regulate who gets to use it based on the content of the meeting.

Supervisor Gloria Belzer commented that the Town Board needs to set a policy on who can use the Town hall, policy, contract and how it will be used. (Weddings, social parties, garage sales, etc.) Citizens should be allowed to use the building.

Vote was taken on the amendment and the amendment passed with a 3 to 2 vote. Vote was taken on the motion and the motion failed with 2 Supervisors in favor and 3 opposed.

Minutes

The following additions were made to the November 2, 2006 Special Town Board Meeting minutes: Attorney Jim Sheldon stated that he was asked to give his opinion and responses are his opinion only. Page 2: c.- last sentence of first paragraph add:” the registrations are vague and the” change: “All the Township has is that you are legal nonconforming, whatever that is.” To: “All the Township businesses are legal nonconforming.” Under Cory Behrendt- add: “The registration after the cut off should not have been accepted, Ordinance states a date.” e.- add: “for businesses in the Township.” Bottom of page 1: add: “Supervisor Cheryl Monson stated that we the Township Supervisors received a letter from the former township attorney, Peter Tiede dated October 11, 2005, stating the intent of the Board as in relationship to the non conforming use and businesses who registered under Ordinance 32.” 8. Open Meeting law- last paragraph- add: “The attorney suggested a folder or book be available to citizens in the meeting room.”

A motion by Supervisor Cheryl Monson: To approve the November 2, 2006 Special Town Board meeting minutes with corrections as stated. Motion seconded by Supervisor Cory Behrendt. Motion carried.

The following corrections were made to the January 8, 2007 Town Board Meeting minutes:

Supervisor Cheryl Monson felt that the following statements were omitted from the minutes and asked that they be entered into the record: Page 5: (Above 1st paragraph-starting: Ms Kingsbury)

Supervisor Cheryl Monson stated that we can not restrict Ag use or ask for ventilation in a barn or ask for specific stall size or certain materials for windows, it is a barn. An elaborate barn, but it is a barn.

(Below 2nd Paragraph- starting: Ms Kingsbury) Supervisor Cheryl Monson stated that we cannot make our ruling on the assumption that she may change the use at a later date. It has to based on the facts in front of us.

A motion by Supervisor Gloria Belzer: To approve the January 8, 2007 Town Board Meeting minutes with the corrections after reflecting back on the tape. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Treasurer's Report

Treasurer Nanett Champlain reported that there is \$3,461.14 in checking, \$185,002.26 in the savings account and \$148,411.75 in CD investments. Overall total of accounts are \$336,875.15.

Motion by Supervisor Gloria Belzer: To approve the February 2007 Treasurer Report as presented. Motion seconded by Supervisor Cory Behrendt. The motion carried by unanimous vote.

Bills and Receipts

Clerk/Treasurer Nanett Champlain presented the following bills for payment:

Besure Inspections	Inspection Services thru 1/31/07	\$426.06
Otte Excavating	Road Maintenance- December 2006	\$4,007.00
Dakota Electric	Electric Town Hall	\$82.85
Frontier Communications	Phone Service	\$113.09
Culligan	Water softener rent	\$23.38
Dick's Sanitation	December	\$35.00
Severson, Sheldon	Legal Services thru 12/31/06	\$789.65
Lakeville Printing	Newsletter	\$161.10
Faribo Plumbing & Heating	Plumbing repair	\$135.00
City of Lakeville	2006 Fire Contract	\$29,210.00
Georgie Molitor	Stamps for newsletter	\$235.79
Mike Greco	Printing post cards	\$76.48
Kennedy & Graven	Terri Petter matter	\$1,842.31
Dakota County Treasurer	Mag sand	\$220.00
Blue Earth Internet	2007 annual hosting of website	\$348.00
M&R Sign	RASP Signs	\$465.56
Weinberger Well Service	Seal wells at old Town hall	\$635.00
ALF Ambulance	Service July 1 to December 31, 2006	\$900.00
City of Farmington	Fire contract 2006	\$19,171.00
4 Paws Animal Control	Deer disposal	\$79.00
Dakota County Assoc. of Townships	Dues	\$809.80
Kraemer Mining and Materials	Lime Chips	\$532.54
Dakota County Assoc. Of Townships	Dakota County pump Maint.	\$1,443.42
MFRA	Consultant Services thru 12/31/06	\$4,637.02
PERA	Payroll period 1/1/07 to 1/31/07	\$309.73
IRS	941 Deposit February	\$663.80
Nanett Champlain	Expenses thru 2/9/07	\$317.27
Nanett Champlain	Payroll 1/01/07 to 1/31/07	1,867.11
Pat Fossum	Cleaning Town Hall January 2007	\$64.64
Total Bills presented		\$69,601.60

The following receipts were deposited in December:

• **Building Permits**

Controlled Air- HVAC permit	\$90.00	Window Concepts-Siding Permit	\$384.75
Drain Pro- plumbing permit	\$60.00	City of Lakeville-Build Permit AirLake	\$6,703.57

• **Other Receipts**

Peter Johnson- Affidavit of Candidacy	\$2.00	Brian Budenski- Affidavit of Candidacy	\$2.00
Karen Ostlie- Affidavit of Candidacy	\$2.00	Gary Smith- Affidavit of Candidacy	\$2.00
Phil Cleminson- Affidavit of Candidacy	\$2.00	Jeff Otto- Affidavit of Candidacy	\$2.00
RASP Signs – 17 signs	\$244.60	Butch Hansen- Affidavit of Candidacy	\$2.00
Rick SiriOuthay- CUP Review	\$15.00	Northern Natural Gas- Utility Appl.	\$250.00
John Storlie- History project	\$20.00	Dakota County- Current Tax	\$10,193.90
Janet Novak- History project	\$20.00	Castle Rock Bank- Interest CD	\$332.46
Georgie Molitor - History project	\$110.00	Castle Rock Bank- Interest CD	\$349.14
		Castle Rock Bank- Interest CD	\$560.21

TOTAL RECEIPTS DEPOSITED IN January 2007 **\$19,347.63**

It was noted that receipt #413125 is a voided receipt.

A motion by Supervisor Gloria Belzer: To approve bills and receipts as presented of February 2007. Motion seconded by Supervisor Gary Smith. Motion carried by unanimous vote.

Road Contractor Time

Chub Lake Road grant- The Township has until the end of 2007 to use the grant money offered by Cannon River WMO. The project will be scheduled for this summer.

Additional Public Comment

Georgie Molitor asked to be put on record, in regards to the newsletter. The news letter was ready to be picked up on Wednesday last week. Her schedule did not allow her to pick it up at that time. The newsletter was mailed on Monday. Bulk mailing was not used. The printers did not print the mailing label on the newsletter.

Planning Commission

Possible Consent Agenda Items

Supervisor Cheryl Monson commented that in emergency cases, such as a residence burning, that the building permit process should be expedited. Planning Commission Chair Mike Greco commented that the foot print of the home was being changed and that in such cases the permit should be processed through the Planning Commission. The home was damaged in October, Mr. Knutson did not apply for a building permit until January.

Lonnie Malwitz- Sign Permit

Lonnie Malwitz, 9840 250th St W. Lakeville requested to place a 4’x3’ advertising sign on his property for his tree farm.

Sign permit # 07-02-010 was issued for \$64.28

Bob Knutson- building permit request

Bob Knutson, 25929 Ipava Ave requested a permit to rebuild a home located at 25681 Ipava Ave., Lakeville (Property ID # 13-01900-010-78) that was damaged by a fire in October 2006. The foundation is being expanded. The setbacks to the road and side lots are not changing.

Building permit # 07-02-004 was issued for \$6,140.69

Jeff Tonsager- building Permit new home and pole building

Jeff Tonsager, requested a permit to build a new home and a 60’x100’ pole building, to be located at 6005 245th St W., Farmington (Property ID#13-01400-020-30)

Building permit # 07-02-005 was issued for \$3,459.59

Building permit # 07-02-006 was issued for \$1,474.59

A motion by Supervisor Dan Rogers: To approve the consent agenda items as presented. Motion seconded by Supervisor Cheryl Monson. Motion carried by unanimous vote.

Jerry Swedin- Lot Split

Jerry and Elaine Swedin- 8800 235th St W. Lakeville asked to split Parcel B consisting of 3 acres from Parcel A consisting of 80 acres in E1/2 of the SW1/4 of section 32. (Property ID# 13-03200-010-50)

A motion by Supervisor Cory Behrendt: To approve the lot split as presented by Jerry Swedin. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote.

Mine Review CUP’s

Sauber Mine/ Eureka Sand and Gravel

Larry Harris was present representing the Sauber Trust. The trust is asking that the Township enforce the terms of the permit for reclamation. The grade is at least 3 feet low. Water is ponding. Mr. Miller needs to come up with a solution to remove the water. The berm separating the Barton Pit from the Storlie Property was removed and needs to be restored. 20% grade limitation has not been met. Top soil needs to be installed and seeding of the property needs to be completed.

Supervisor Gary Smith and Supervisor Cory Behrendt inspected the property. The Town Board had been presented with their findings. *See attached document*

The Town Board asked that the Sauber Trust and Kenny Miller, operator of the Sauber mine work together to complete the reclamation process. If an amiable agreement and a realistic timeline cannot be reached, the Town Board should be notified.

Storlie Pit

The Storlie Gravel Pit, 23449 Dodd Blvd, Lakeville presented its Annual Review of Pre-Existing Mineral Extraction Facility to the Town Board.

Chair Cory Behrendt opened the floor to public comment. Supervisor Gary Smith asked if there is enough room for the truck traffic to safely enter the road. (Steep grade leaving the gravel pit) Mr. Storlie stated that there is at least 60 feet of level ground before the trucks enter Dodd Road.

Hearing no more public comments the public portion of the meeting was closed.

Mr. Storlie asked about the dewatering issue that is before the Board. The attorneys have talked and Mr. Storlie’s attorney will write verbiage to start the process. This will be submitted directly to the Planning Commission for consideration.

The total amount of material removed in 2006 was 42,256 cubic yards. The Review Fee of \$253.54 for Pre- Existing Non Conforming Use Mineral Extraction Facility was received. The review for the Storlie Pit was complete.

Tiller Crop/ Barton Sand and Gravel

Barton Sand and Gravel, 10005 235th St W. Lakeville presented its Annual review of Pre-Existing Mineral Extraction Facility.

Chair Cory Behrendt opened the floor for public comment, hearing none the floor was closed to public comments.

The total amount of material removed in 2006 was 147,188 tons. The permit review will be held open; The Review Fee for Pre- Existing Non Conforming Use Mineral Extraction Facility was not received.

Eureka Sand and Gravel

Eureka Sand and Gravel, 10500 235th St W., Lakeville presented its Annual review of Pre-Existing Mineral Extraction Facility. Eureka Sand and Gravel operates the Madden Mine and the Sauber Mine.

Chair Cory Behrendt opened the floor for public comment, hearing none the floor was closed to public comments.

Kenny Miller, Owner of Eureka Sand and Gravel informed the Town Board that he had a brief discussion with the attorney representing the Sauber Trust. They have agreed to meet and resolve the issue.

The total amount of material removed in 2006 was 150,711.17 cubic yards. The Review Fee of \$904.26 for Pre- Existing Non Conforming Use Mineral Extraction Facility was received. The review for Eureka Sand and Gravel was completed.

Northern Natural Gas

Crossing permits and approaches

James McCulloch and Kitty Maidenson represented Northern Natural Gas. They are expecting federal permit approval in the next couple of weeks. The Town Board reviewed proposed road crossings and requested approaches.

The Town Board expressed concerns about possible damage to Township roads, due to the amount of heavy equipment use on the Township roads.

The Town Board agreed that any land owner desiring to keep a temporary approach would need to submit a request to the Planning Commission and Town Board.

A motion by Supervisor Cory Behrendt: to approve the utility permit projects for the Faribault-Farmington E-line and the E-Line- Willmar Tie-over BL pending the issuance of a \$4,500 bond with a term of 1 year from the termination of the last project. With written confirmation of the issued permit and that any accesses that remain must come through the application thru the Planning Commission. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Lot split question

Northern Natural Gas is currently leasing property on Highview Ave. where their regulators are located. They need to purchase the property, to expand the facilities. The current leased area does not allow for the proper setbacks of the building located on the property. They will be creating a new lot;

this proposed lot would not meet the setback requirements in the ordinance, thus create a nonconforming lot.

A motion by Supervisor Cory Behrendt: To table this item pending attorney feedback. Motion seconded by Supervisor Gary Smith. Motion carried by unanimous vote.

Permanent approach application

Northern Natural Gas is requesting a permanent approach on Donnelly Farms property. The site address is west of 24479 245th St W. Farmington. (Property ID # 037-1301400-011-01)

A motion by Supervisor Dan Rogers: To approve the permanent approach permit as presented. Motion seconded by Supervisor Gary Smith. Motion carried by unanimous vote.

Lee and Beverly Topp- Ag Preserve Renewal

Lee and Beverly Topp presented a request to renew Ag Preserve status on their farm. Ag Preserve Renewal forms were presented to the Town Board.

A motion by Supervisor Gloria Belzer: To approve the Ag Preserve Renewal for Mr. and Mrs. Topp. Motion seconded by Supervisor Gary Smith. Motion carried by unanimous vote.

Chair Cory Behrendt signed the Ag Preserve Forms and the Clerk notarized the documents. The clerk will file the forms with Dakota County.

Old Business

Hansen Airstrip CUP Review

Butch Hansen and Mark Hansen hold a CUP to operate a private airstrip at 26120 and 26190 Highview Ave., Farmington.

Chair Cory Behrendt opened the floor to public comment.

Ken Olstad, 8000 257th St W. asked if there is any substantial progress on the airstrip.

Hearing no public comments, the public portion of the review was closed.

Butch Hansen stated that they have cleared about 2 1/2 acres of scrub brush and fence line that is inline with the north/ south runway and removed popular stand of 100 x 200 feet. They have obtained a burning permit to burn the pile of brush. The wetland replacement is pretty much done. Brian Watson, Dakota County Soil and Water will look at it in the spring. It is an on going project.

Hansen's Airstrip review was completed. The \$15.00 review fee was paid to the clerk.

South Cedar Greenhouse

South Cedar submitted a check for the amount owed for their sign permit and a check for the recording fee. The CUP will be recorded with the county, by the clerk. The Township incurred attorney expenses to resolve this issue. Chair Cory Behrendt will contact the Township attorney to see if these expenses can be deducted from the escrow.

Charles "Butch" Hansen vs. Eureka Township

Attorney- Client privileged item. The anticipated trial date is September 12, 2007. Butch Hansen commented that he is willing to sit down at a round table discussion with Board members at any time they are willing to do that. Chair Cory Behrendt said that that has been discussed.

MinnCan Update

Planning Commission Chair Mike Greco updated the Town Board on the MinnCan Project. A public hearing is scheduled for February 13, 2007 for the need and the route. The public hearing is the last chance for public comment on the MinnCan Project.

Chair Cory Behrendt will attend the meeting, if his schedule permits to represent the Township.

Terri Petter- building permit

The Town Board has received communication from both the Township attorney and Ms. Petter's attorney on the building permit. The building inspector has submitted a letter to Ms. Petter outlining requirements of the building permit.

Supervisor Cheryl Monson asked how can the Board expect Terri Petter to resubmit two clean sets of building plans, and at whose expense? Bob Hegner stated, he is asking for the two sets of plans, not the Town Board. He is reclassifying the building and needs to re evaluate the plans. There will be no new review fee.

Ms. Kingsbury stated that Ms. Petter would not object to submitting two sets of the building plans.

A motion by Supervisor Cory Behrendt: To reconsider the approval of the permit for the Petter property. Motion seconded by Supervisor Gloria Belzer. Vote was taken on the motion with 4 supervisors in favor and one dissenting vote. Supervisor Cheryl Monson felt she did not have sufficient time for discussion.

Chair Cory Behrendt opened the floor up for discussion. Supervisor Cheryl Monson stated she has a real problem with it; this is what she had originally said. We can't put on these restrictions. This is what we have a building inspector for. Supervisor Cory Behrendt stated that we were not putting on restrictions, we were asking for clarification. Cheryl also was concerned with the amount of money that is being spent. Supervisor Cory Behrendt felt that by approving the permit will not relieve Ms. Petter from the lawful requirements of the building official, the building codes and of the Township zoning ordinance.

Ms. Kingsbury stated that there position is that the three items requested to be on the face of the building permit, not be on the face building permit. They cannot accept a building permit with the three notations on there. The three notations were part of the administrative record at the last Town Board meeting.

A motion by Supervisor Cory Behrendt: To approve the issuance of the building permit for Terri Petter, 10132 235th St W as presented at the prior meeting. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

The building permit is recommending CO₂ and smoke detectors to be installed in the building.

Building Inspector

The Town Board had a brief discussion with the Building Inspector about the building permit list that the Planning Commission has requested. Mr. Hegner assured the Town Board that he will submit the requested documents.

Country Joe Racing- update

The Township attorney is asking for more documentation.

Friedges

The request has been submitted to the attorney. The Town Board has received documentation that a different owner has requested an address for the property. Friedges has offered an onsite review of the operations by Town Board members. Butch Hansen stated that the property has not been sold, that John Friedges has taken on a partner.

Ripley

The Town Board has received documents from the Township attorney on the process for the Ripley property and ordinance language. *See attached attorney letter from Jim Sheldon, dated February 6, 2007.* A public hearing needs to be held to update the comprehensive plan and map, allowing for a special single family residential area in that specific qtr section that would encompass the Ripley property. The Met Council needs to approve the Comp plan amendment.

The Planning Commission was directed to set a public hearing date.

Sauber Mine

The Town Board acknowledged and accepted the letter submitted by Supervisor Gary Smith for the onsite review of the reclamation of the Sauber mine by Eureka Sand and Gravel. *Letter attached.*

Cross Nursery Sign

The clerk was uncertain if Mr. Cross had been contacted in regards to him keeping the advertising sign located on Highview Ave and 225th St. The clerk will send Mr. Cross a letter, requesting him to submit an application to the Planning Commission.

Planning Commission Update- Chair Mike Greco

Ordinance update

A list was presented to the Town Board of Ordinance items that the Planning Commission has not addressed, that they feel should be updated.

Supervisor Cory Behrendt asked that the public water access language be inserted as part of the ordinance update.

A motion by Supervisor Cory Behrendt: To move the Planning Commission changes along with boat launching change to the attorney for review for legal issues to be returned to the Board for review for a public hearing. Motion seconded by Supervisor Gloria Belzer. Vote was taken. Four supervisors voted in favor, one was opposed. The motion carried.

Outstanding permits

The Planning Commission has asked the building inspector for an outstanding permit report over a year ago. They feel that if the building inspector does not submit a report, on the majority of the permits that we should look into enforcement of his contract. The Planning Commission is asking for: Date of first inspection, if an extension has been issued for permits over 180 days old and date the permit was closed.

Permitting policy change

Currently mechanical, repairs or remodels, that do not change the occupancy of a building, re-roof, doors and siding permits are submitted directly to the building inspector. The Planning Commission is asking that all permits are submitted to the clerk before being sent to the building inspector. There is also a question whether all permits that are being issued are required under the building code.

The Town Board is in agreement that the building permit information needs to be submitted to the Township. The Planning Commission should establish a policy for permit submittal.

Resignation of Kevin Flaherty

Planning Commission member Kevin Flaherty has submitted a letter of resignation. He is resigning his position effective April 30th, 2007. An appointment will fill out his term. Two positions will be open on May 1st, 2007. The positions currently held by Rich Stevens and Kevin Flaherty.

The Town Board asked that the vacant position is posted as a one year term along with the open position.

Annual Meeting Presentation

The Planning Commission would like to make a short presentation at the annual meeting.

The Town Board is in agreement with the Planning Commission making a presentation at the Annual Meeting. An outline will be presented to the Town Board at the March Town Board Meeting.

Training Request

Nancy Sauber is requesting to attend training on April 25, 2007: Beyond the Basics of Planning and Zoning. The cost is \$125.

A motion by Supervisor Cory Behrendt: To approve the training for Nancy Sauber for the Planning course, cost \$125.00. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote.

Follow up on last months items:

1. Planner agreement for consulting services on an "as needed" basis.
2. Policy for attorney/ planner consultation on permit requests.
3. Forms update: Split and cluster agreements- attorney review

Form updates are on Supervisor Cory Behrendt list to submit to the attorney.

Supervisor Cory Behrendt has written a Planner agreement and a policy for attorney/ planner consultant. The Town Board needs to review for possible approval at the March Town Board Meeting.

New Business

Bridge Maintenance Work Request from Dakota County

Dakota County performed its annual inspection of Township bridges. They are asking the Township to remove debris and brush at the inlet of a bridge located .5 miles south of 225th St. (Section 4) Upon completion of this work the work request will be signed and sent to the county.

2006 Audit

The clerk received a letter from State Auditors Office, that they will not be performing the 2006 audit, due to staffing levels.

Supervisor Gloria Belzer checked with several audit companies. Abdo, Eick and Meyers was \$8,500+

Lewis, Kisch & Associates proposal is between \$4,000 and \$5,000. Field work would be performed in May with completion by June 30, 2007.

A motion by Supervisor Cheryl Monson: To accept Lewis, Kisch & Associates to perform the 2006 annual Township audit. Motion seconded by Supervisor Gloria Belzer. Motion carried by unanimous vote. Chair Cory Behrendt will review and sign the engagement letter.

Lakeville Fire Service Agreement

A motion by Supervisor Cheryl Monson: To accept the Lakeville Fire Service Agreement. Motion seconded by Supervisor Cory Behrendt. Motion carried by unanimous vote.

Rambling River Center- Donation request

Rambling Rivers Center asked the Town Board for a donation of \$250.00 to offset the costs related to non-resident fees. The Town Board did not wish to make a donation.

Plumbing permit in question- Don Thompson

Don Thompson, 25715 Highview Ave. contacted the clerk about a plumbing permit for the installation of a electric hot water heater. The company installing the heater stated that they had pulled a permit and was charging Mr. Thompson for the permit. Mr. Thompson had stated that the building inspector had not performed an inspection. The clerk contacted the building inspector, he stated that a permit had not been pulled on the installation and no permit fee was due. Later that month the building inspector presented a bill for the plumbing permit. When questioned by the clerk, the inspector said the permit request had come through and that Mr. Thompson owed the permit fee and should call for an inspection. Mr. Thompson does not feel he should pay for the permit.

The Town Board asked that the building inspector provide the building code language that requires a permit for the installation of an electric water heater.

Appoint Election Judges

The clerk asked that the Town Board appoint the following persons as election judges for the March 13, 2007 Township Election: Jody Arman Jones, Carolyn Papke, Earl Schindeldecker, Cheryl Schindeldecker and Marlene Swantek.

A motion by Supervisor Cheryl Monson: To approve the list of election judges as presented by the clerk. Motion seconded by Supervisor Cory Behrendt. Motion carried by unanimous vote.

Attorney Engagement Policy

Supervisor Cory Behrendt presented the Town Board with a draft of a policy for engaging an attorney. The Town Board will review the policy for discussion at the March 12, 2007 Town Board Meeting.

Data Practices Policy

Supervisor Cory Behrendt presented the Town Board with a draft of a policy for Data Practices. The Town Board will review the policy for discussion at the March 12, 2007 Town Board Meeting. The policy is based on State Statutes, data requests, etc.

Citizen Input Policy

Supervisor Cory Behrendt presented the Town Board with a draft of a policy for Citizen Input. The Town Board will review the policy for discussion at the March 12, 2007 Town Board Meeting.

Annual Meeting Presentation

Chair Cory Behrendt will present an outline of the annual meeting presentation to the Town Board at the March Town Board Meeting.

Farmington Amendment to Comprehensive plan

The Town Board agreed that the proposed Comprehensive plan change submitted by Colin Garvey-Fountain Valley Golf Course would not impact the Township. No comments on the application will be sent to Farmington. Chair Cory Behrendt signed off on the request.

Lakeville Amendment to Comprehensive plan

The Town Board agreed that the proposed Comprehensive plan change submitted by Dakota County CDA would not impact the Township. No comments on the application will be sent to Lakeville. Chair Cory Behrendt signed off on the request.

Clerk/ Treasurer Presentation

Vermillion River Water Shed announced its Local Water Management Workshops. Representatives from the Township need to attend one of these workshops to qualify for grants in implementing the plan.

Supervisor Dan Rogers is the Vermillion Rivers Contact for the Township. He will attend the workshop. Supervisor Gloria Belzer will also attend.

Dakota County Association of Officers meeting will be held on March 17, 2007. Notice will be sent to candidates of the meeting, of pending meeting.

A motion by Supervisor Cheryl Monson: To adjourn. Motion seconded by Supervisor Cory Behrendt.

Meeting adjourned at 10:46 pm.