

Eureka Township
Dakota County
State of Minnesota

Eureka Town board Meeting
March 14, 2005

Call to Order

Chair Don Pflaum called the regular monthly meeting of Eureka Township to order at 7:00 PM. Present were Supervisors Don Pflaum, Connie Anderson, Kenny Miller and Mark Malecha. Clerk/Treasurer Nanett Leine, to record the minutes. The meeting opened with the Pledge of Allegiance.

Approval of Agenda

Correction to agenda:

- 10. New Business: A. Ordinances
- 12. Meetings: F. Public hearing Ordinances- 7:00 pm

A motion by Supervisor Connie Anderson: To approve the agenda as amended. Motion seconded by Supervisor Kenny Miller. Motion carried.

Minutes:

A motion by Supervisor Kenny Miller: To approve the Regular Town Board Meeting Minutes of February 14, 2005 as presented. Motion seconded by Supervisor Mark Malecha. Motion Carried.

A motion by Supervisor Connie Anderson: To approve the Special Meeting Minutes of February 17, 2005 as presented. Motion seconded by Supervisor Kenny Miller. Motion Carried.

A motion by Supervisor Don Pflaum: To approve the Special Meeting Minutes of March 7, 2005 with the following correction to the motion for setting the public hearing: change "Ordinance" to "Ordinances". Motion seconded by Supervisor Connie Anderson. Motion Carried.

A motion by Supervisor Kenny Miller: To approve the Board of Canvass Minutes of March 10, 2005. Motion seconded by Supervisor Connie Anderson. Motion Carried.

Treasurer's Report

Treasurer Nanett Leine reported that there is \$-380.88 in checking, \$173,147.23 in the savings account and \$122,424.51 in savings (Former CD). Federal tax liabilities are \$786.44, MN tax liabilities are \$75.15, and State Surcharge liability \$11.50. The first payment has been made to the town hall liability account the balance is \$383,453.41. (An uncleared check was not taken into consideration when transferring funds, thus creating a negative balance once cleared. An automatic transfer in March was applied to the negative balance, at no cost.)

Motion by Supervisor Kenny Miller: To approve the treasurer report as presented. Motion seconded by Supervisor Mark Malecha.

Bills and Receipts

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

Farm Road Services	road contractor	\$9,106.00
ECM Publishers, Inc.	legal ads- election/ annual meeting	\$133.09
RiverTown Newspaper Group	legal ads- election/ annual meeting	\$111.20
Dakota Electric	electric both town halls	\$133.43
Frontier Communications	952-898-9650	\$87.23
Frontier Communications	952-469-3736	\$108.64
A.L.F. Ambulance	service thru December 31, 2004	\$3,900.00
Dakota County Treasurer- Auditor	salt and sand mix	\$338.00
Murnane, Conlin, White And Brandt	attorney fees	\$5,788.54
North Cannon WMO	Dues 2005	\$1,107.71
Lakeville Printing	Newsletter	\$99.70
Earl F Anderson	signs	\$247.21
Swisher	restroom sanitation	\$60.60
Irene Bright	CTAS Training	\$90.18
Emmons And Olivier	Elko/ New market WWTP Gravel Road Maintenance	\$2,199.25
University Of Minnesota	Training	\$60.00
Butch Hansen	waste baskets/ plastic bags	\$214.92
Trophy House	plaque- land donation	\$93.72
Eureka Sand and Gravel	2 lamps projector, waste baskets	\$127.16
Marlene Swantek	election judge	\$56.86
Carolyn Papke	election judge	\$38.06
Marlys Shirley	election judge	\$45.94
Clark Smith	election judge	\$42.00
Cheryl Schindeldecker	election judge	\$47.25
Marry Lou Ruh	election judge	\$35.44
Mike Greco	election judge	\$56.44
Barb Bachman	election judge	\$24.94
Commercial Partners	abstract Fee- land	\$510.00
ABDO Eick and Meyers	Audit	\$5,500.00
Nanett Leine	Expenses 2/1/2005 to 2/28/2005	\$131.96
Nanett Leine	Payroll 2/1/2005 to 2/28/2005	\$1,247.10
PERA	Payroll 2/1/2005 to 2/28/2005	\$157.12
City of Lakeville	COMP Plan	\$40.00
Total Bills Presented		\$31,939.69

A motion by Supervisor Mark Malecha: To approve the bills as presented. Motion seconded by Supervisor Don Pflaum. Motion Carried.

The following receipts were deposited in February:

- **Other Receipts**

Dakota County- *Town Road Allotment* \$13,849.87

Total Receipts in February \$13,849.87

A motion by Supervisor Mark Malecha: To approve February's receipts. Motion seconded by Supervisor Kenny Miller. Motion Carried.

Review of the budget

The Tree/ Brush cutting expense is over budget for the year. Since there has been little snow this year the road contractor was directed to clean brush from the ditches. Last years ditch mowing \$6,067.00 was presented for payment in 2005. This contributed to the over expenditure of that account.

Contractor Time

Roads

A map was presented on brush removal. Areas that still need to be addressed were noted on this map. No more brush will be removed at this time, due to the budget. There are rocks and stumps in the ditches that should be removed. The road contractor also presented a sign repair list.

A complaint was received from a citizen along 245th St. He feels the culvert elevation is incorrect, flooding his property. The road supervisors and road contractor will check into this complaint.

Bridge Safety Inspection

The road contractor is aware of the inspection report and will correct the problem when weather permits. Item will be left on the agenda.

Planning Commission Land use permits and Related Items:

PC Meeting Consent Agenda Items

1. Charles Liane- 9020 235th St W Farmington (Property ID # 13-00800-03-50) requested a permit for a gazebo 40' x 30', with slab on grade. (**Permit #05-03-006 for \$855.50** Mr. Liane chose not to pay for his permit at this time. He will receive the permit from the clerk upon paying the appropriate fees.)

2. Prairie Creek Community School- 27695 Denmark Ave. Northfield (Property ID # 13-03600-012-76) will be replacing approximately 84 windows at the school.

Permit #05-03-003 for \$1,608.94 was Issued.

3. Ed O'Brien 24525 Dodd Blvd, Lakeville (Property ID # 13-01800-012-78) requested a permit for a private restroom and holding tank. **Permit #05-03-004 for \$543.86 was Issued.**

A motion by Supervisor Kenny Miller: To approve the consent items as presented. Motion seconded by Supervisor Mark Malecha. Motion Carried.

Mark Malecha removed himself from the town board for discussion on the next item, due to a conflict of interest.

Mark Malecha is requesting to move a garage into the township. Two town board members and the building inspector need to inspect the building before a permit can be granted.

A motion by Supervisor Kenny Miller: To approve the request pending the inspection and approval by two board members and the building inspector. Motion seconded by Supervisor Connie Anderson. Motion Carried.

Other related business

Bob Carlson- septic permit

Stays on agenda, Inspector needs to follow up weather permitting.

Planning Commission Appointment

Applications will be accepted until the board meeting on April 11, 2005. Letters of interest need to be submitted to the clerk. All applicants need to be present at the board meeting for an interview. The openings will be published in the legal paper.

Complaint- Conroy Farm

The town board is waiting for a response from Castle Rock Township on the exact nature of the complaint. The building inspector presented the town board with 2000 International Building Code Rules that might apply in the case. This item will be kept on the agenda.

Old Business

A. Country Joe Racing

Supervisor Connie Anderson and Supervisor Kenny Miller reported on the use of the building in question (22260 Dodd Blvd) The 3rd Pole shed, permit #000978 issued October 14, 2003. The shed is being used to store antique farm tractors and equipment, motor homes, race car frames and parts. There is no active work on race cars in this building, only storage.

The building permit issued was for agricultural use only, not personal storage. Agricultural use of buildings is defined by building codes, this information was previously presented to the town board, by the building inspector.

There was discussion on changing permitted uses: If the use of a building has changed from the permitted use, then it needs to be re permitted under the new use. A new permit would be issued with applicable fees.

Attorney Peter Tiede will be contacted for legal opinion.

B. Centurytel Fiber II

No new information presented.

C. AT & T Facility Cedar and 250th St.

No new information presented.

D. Town Hall

Dakota City has been contacted about the old town hall.

A Supervisor needs to be appointed as Facility Supervisor for the town hall at the reorganization Meeting.

Chris Nielsen has agreed to move the posting board from the old town hall to the new town hall under direction of the town board. (Reorganization meeting)

Supervisor Kenny Miller suggested that a dedication plaque be made to be hung at the new town hall. A sample was presented to the town board. It was suggested that the information be put on two separate plaques. Clerk Nanett Leine will obtain price quotes and report back at the April Town Board Meeting.

Cleaning of the Town Hall was discussed. The town board felt that cleaning should be performed once a month.

A motion by Supervisor Kenny Miller: To commission Clerk Nanett Leine to take quotes for cleaning the building from those residents that has applied. Hire a cleaning person, maximum 2 hours per month. Motion seconded by Supervisor Mark Malecha. Motion Carried.

New Business

A. Ordinances

The proposed ordinances were discussed. Zoning application fee is not on the list of fees. The zoning application procedure was discussed. When an area is to be rezoned all property owners within one mile of the proposed rezoning need to be notified of the public hearing.

B. Reorganization meeting

Tuesday March 29, 2005 at 7:00 pm

C. Training

A motion by Supervisor Mark Malecha: To approve the request by Rich Stevens for the road maintenance be offered by the University of Minnesota. Motion seconded by Supervisor Connie Anderson. Motion Carried.

A motion by Supervisor Mark Malecha: To approve Spring Short Course Training. Motion seconded by Supervisor Connie Anderson. Motion Carried.

Other Business

Clerk/ Treasurer Presentation

Invitation to: 3rd Annual Rice and Dakota County Leadership Dinner. March 31, 2005- American Legion, Northfield. 6:00 pm cost \$17.00 RSVP

Transportation Advisory Board- public meeting Wednesday, March 16, 2005 at 3:15 pm in Met Council's Council Chambers to review the draft 2005 Solicitation Package, answer questions and to receive comments.

Minnesota Department of Transportation- Grade Crossing Safety Program

A motion by Supervisor Kenny Miller: To adjourn. Motion seconded by Supervisor Mark Malecha.

Meeting adjourned at 9:38 pm.