

Eureka Township

Dakota County

State of Minnesota

Eureka Town Board Meeting
July 13, 2009

Call to Order

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

The meeting opened with the Pledge of Allegiance.

Approval of Agenda

Land Use Permits and Related Items: D. Gravel Text Amendment withdrawal

Contractor Time: Add: Sign List

Old Business: 2. Wintron Racing- strike

A. Misc. Updates: 10. Minnesota Energy Bond- never cashed.

New Business C. was moved up to Other Business B.

Citizen Business: C. Complaint Windmill Pit

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

Public Comments Period

There were no public comments.

Approval of Minutes

The following corrections were made to the June 8, 2009, Town Board Meeting Minutes: Page 6- Last two sentences of Ackerman's Property Split request should read: "A 60-day extension was placed on this request. Mr. Ackerman will be advised of the extension." Page 9 first paragraph, third sentence- remove "with" should read: "supports this advice". Under Nuisance and Noise, second sentence add: "with an ok by Attorney contact Jeff Otto." Under Fire at Adelman- second to last sentence add: "incident" should read: "see if this incident will affect"

A motion by Supervisor Nancy Sauber: To approve the June 8, 2009, Town Board Meeting Minutes as amended. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Special Town Board Meeting of June 18, 2009: Supervisor Nancy Sauber explained that she had listened to the recording of the meeting to verify that Chair Otto's statement at the meeting was correctly captured in the minutes, as had been mentioned at an intervening meeting. Upon doing so, she felt that perhaps additional detail should be added to the minutes generally. This would create a good record of what was specifically asked for, what was specifically promised, and what issues were discussed. Since this is a complicated matter, it may be helpful to have more detail for this topic, Nancy suggested. The Board would have to decide how much detail it wanted. Nancy's additions to the minutes were presented to the Town Board highlighted in underlined blue type.

Chair Jeff Otto agreed that this is a special circumstance, given the history and complexity, and he appreciated the extra detail. Having this for reference is very helpful.

A motion by Supervisor Jeff Otto: To approve the June 18, 2009, Special Town Board Meeting minutes as worked on by Supervisor Nancy Sauber and Clerk Nanett Sandstrom. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Typographical errors and punctuation were made to the June 30, 2009, Special Town Board Meeting minutes and the following corrections: Page 2, end of first sentence add: "and the National Pollutant Discharge Elimination System (NPDES)." Second paragraph, sentence that starts with "Ron commented..." add: "in the current location of the stockpiles." Third paragraph, first sentence, after "shows," add: "predominantly." Paragraph 8, starts with "Ron commented," last sentence, after "pile," add: "Ron stated." Next paragraph, second to last sentence, change "burned" to "used". Page 3, first sentence after "basing"- add: "its position." Fourth sentence- change "substant" to "substantially increased." Paragraph five, last sentence, add: "drains" after "pile". Next paragraph, first sentence, after "discussed," add: "Ron said that". Paragraph 8, last sentence, after "Dodd Blvd.," add: "to alert drivers". Paragraph 10, last sentence, after "unloading inside," add: "the building is the reduction of the..." Last paragraph, first sentence, change "received" to "researched" After last sentence add: "Jeff qualified that this did not include any shoulder widening or any necessary sub-grade work which potentially could increase that cost." Third sentence should read: "A minimum of \$50,000 and we understand installing a controlled rail intersection (arms/ flashing lights) is now a State requirement and is estimated to be an additional \$50,000 or more." Fourth paragraph, third sentence should read: "The north access road to Highview Ave. is on the neighbor's property to the north side." Last sentence, add: "west side" before the word "berm".

A motion by Supervisor Jeff Otto: To approve the Special Town Board Meeting minutes of June 30, 2009, as amended. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Treasurer's Report

Checking Account Balance: \$828.46. Savings Account Balance: \$13,175.99. CD Account Balances: \$166,798.75. Total Account Balance: \$180,803.20.

One of the CD's is maturing on July 27, 2009. 1 yr CD interest is at 2.12, 2 yr at 2.27, 3 yr at 3.14, 4 yr at 3.24 and 5 years at 3.34 percent. Currently the Savings Account is at 2.87% interest. CD Interest rates and reinvesting the CD was discussed. The Town Board decided not to reinvest the CD balance at this time. The balance amount of the CD will be transferred into the savings account and kept track of separately. The Clerk was asked to check interest rates on a monthly basis for the Town Board Meeting.

A motion by Supervisor Brian Budenski: To approve the Treasurer Report of July 13, 2009, as presented. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

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

It was noted that check numbers 5665, 5666, 5667 and 5668 are voided checks.

A motion by Supervisor Jeff Otto: To approve the financial status reports. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

Bills and Receipts

The clerk presented the following bills for payment:

Otte Excavating	Road maintenance thru 6/30/09	\$9,628.00
MNSPECT Inc.	Inspection Services June 2009	\$1,872.39
Dakota Electric Association	Town Hall	\$91.42
Frontier Communications	Phone Service Town Hall	\$124.57
Culligan	Water Softener Town Hall	\$23.43
Dick's Sanitation	Garbage Service	\$40.38
TKDA	Brosseth 4-26-09 thru 5-30-09	\$130.66
TKDA	Sauber 4-26-09 thru 5-30-09	\$839.33
Kelly & Lemmons	Legal Services thru June 30, 2009	\$6,303.58
IRS	Deposit 941 July 2009	\$454.92
PERA	Payroll Period 6/1/09 to 6/30/09	\$250.47
Nanett Sandstrom	Expenses 6-8-09 to 6-30-09	\$182.60
USPS	Post office	\$56.00
City of Lakeville	2009 Fire contract	\$30,730.00
MN Assn of Townships	Training	\$80.00
Malecha Trucking	Trucking road gravel	\$17,441.48
Dubbles Lawn Service	Mowing Town Hall	\$200.00
Jim Larson	Refund permit 09-21	\$100.50
Nanett Sandstrom	Clerk Payroll 6/1/2009 to 6/30/09	\$1,513.50
Connie Anderson	Deputy Clerk payroll 6/1/09 to 6/30/09	\$219.33
USPS	Newsletter mailing	\$175.00
Dept of Labor	State Surcharge 2 nd Qtr	<u>235.47</u>
Total Bills Presented		\$70,693.03

The following receipts were received May of 2009:

• Local Permits

Bev Topp- ReRoof Permit 09-17	\$100.50	Kirsten Pederson- Application Fee	\$1,009.06
Jim Benson- Reroof Permit 09-17	\$100.50	Don Hill- Garage Permit	\$590.29
Michael Howe- Application fee	\$25.00	Dave Larson-Permit 09-22	\$20.32
Lee Topp- Residing permit 09-19	\$100.50	James Anderson- Permit 09-24	\$253.09
Kent Grange- Application Fee	\$100.50	Les Jones Roofing-Application fee	\$25.00
Lakewood Remodeling- Re-roof 09-20	\$100.50	Lori Gossler- Reroof 09-27	100.50
LeMaster Restoration- Reroof	\$100.50	Prof Contractors- Permit 09-02	\$2,936.29
Michael Howe- Deck Permit	\$201.72	Window Concept- Permit 09-20	\$100.50
Property Claims Solution- Re-roof	\$100.50	Honey do boys- Permit 09-28	\$123.28

• Other Receipts

Castle Rock Bank- Interest on CD	\$403.03	Castle Rock Bank-Interest Savings	\$714.90
Castle Rock Bank- Interest on CD	\$366.69		

TOTAL RECEIPTS DEPOSITED AS OF JUNE 30, 2009 **\$7,578.17**

A motion by Supervisor Jeff Otto: To approve the Claims List. Motion seconded by Supervisor Brian Budenski. Supervisor Jeff Otto amended the motion to include the Net Pay Distribution. Supervisor Brian Budenski accepted the amendment. Roll call vote was taken on the motion. Supervisor Brian

Budenski-aye, Supervisor Jeff Otto-aye, Supervisor Nancy Sauber- aye and Supervisor Dan Rogers- aye. The Bills were approved by unanimous vote of Supervisors.

Budget

The Town Board reviewed and discussed the budget.

Deputy Sheriff

A Deputy Sheriff stopped in and gave a brief update on happenings in the Township. He took questions and comments from the Town Board and citizens.

Contractor Time

Chair Jeff Otto informed the Road Contractors that the amount they owe the Township for bills relating to the Workman's Comp Claim has been calculated. The Clerk will invoice them for the amount owed.

265th St. Bridge guardrails

The Township Attorney commented that the Town Board should check with the County Engineers for a recommendation. The Town Board should base their decision on this recommendation.

225th Street Road project

Jacobson Engineering will site the level line for the road project to assure the level is where it should be.

The east end of 225th Street east of the bridge (1/4/mile) needs to be graveled. The road contractors were given the go-ahead to gravel this stretch of road.

The dust issue- Cross Nursery

The dust control complaint by Cross Nursery is not an issue. Supervisor Brian Budenski spoke with Mr. Cross. He was not aware that an employee had called and made a complaint. The dust control is not a problem; the road is dry.

Mount Olivet will be charged for 600 gallons of dust coating applied to their driveway. A second coating of dust control to Township roads will be applied to high traffic areas as soon as conditions (after a good rain) allow for grading of the roads and the application. Two thirds of the dust control budget for this year has been used.

Supervisor Nancy Sauber presented a list of signs that need to be replaced or trimmed around in the Township. The Road Contractors were directed to purchase signs and trim brush as needed. One sign is on a County road and will be reported to the County for trimming around it.

Planning Commission, Land Use Permits and Related Items

A. Permit Requests

1. Kent Grange-24530 Iceland Path., Lakeville (Property ID #13-24660-010-10)

Kent Grange was present to represent his request for a permit to construct a 25'x 24' addition to his existing unattached garage. The addition will be for personal storage use, Mr. Grange stated.

A motion by Supervisor Brian Budenski: To approve the permit for Kent Grange at 24530 Iceland Path for a 24'X 25' addition to his existing garage. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

3. Donovan Palmquist- 27607 Grenada Ave., Farmington (Property ID #13-03300-010-77)

Donovan Palmquist was present to represent his request for a permit to build an accessory building. Mr. Palmquist stated that this building will be used for personal storage. The letter was received from Dakota County stating that a shoreland permit is not required.

A motion by Supervisor Dan Rogers: To approve Mr. Palmquist's request for a 1,200 square foot accessory building, a personal-use steel shed, at 27607 Grenada Ave. Motion seconded by Supervisor Nancy Sauber. Motion carried by unanimous vote.

B. Land Use Permits & Related Items

1. John Ackerman- 26455 Galaxie Ave., Farmington Mr. Ackerman was not present to represent the application. Jeff Otto said that he was able to do so. John Ackerman is requesting to split 3.2 acres from Parcel B shown on his Survey dated 6/15/09 (Property ID #13-02700-010-37) and consisting of 13.23 acres. The survey was adjusted, since presented last month, to preserve the lot as buildable. The parcel created meets or exceeds current ordinance requirements for a buildable lot. The width of the property at the house was verified as at least 250 feet and noted on the survey. The original application dated 4/23/09 was updated to show the correct acreage of lot C as on the Survey. It was changed from 3.23 acres to 3.2 acres.

A motion by Supervisor Jeff Otto: To approve the lot split request of John Ackerman, 26455 Galaxie Ave. Motion seconded by Supervisor Dan Rogers. Motion carried by unanimous vote.

C. Other Business

1. Darrel Gilmer-Contract for Septic Inspector

Supervisor Brian Budenski received the signed contract from Darrel Gilmer.

2. Building Inspector

Scott Qualle, President of MNSpect, the Township Building Inspection Firm, was present at the request of the Board.

The Board and Mr. Qualle discussed possible zoning implications that may exist with building permit applications. It discussed why some permits, such as decks and pools, can be handled administratively, while others, such as additions to existing structures need to be reviewed by the Planning Commission and the Town Board.

The Town Board reviewed the building permits issued list compiled by the Clerk. Outstanding permits were discussed. MNSpect will send cards to open permits that have not had activity in the last 6 months.

Scott will check on the open Hegner Files (Previous building inspector) and send notices.

Scott sent a letter to Hawkins, 8674 240 St. W., Lakeville, (Property ID #13-24660-080-07) on 4-10-09. He requested a response by May 15th. He did not receive a response. The file will be turned over to the Township Attorney for follow-up.

Prairie Creek Permits were discussed. One permit remains in the clerk's office unpaid. The permit is for heating and mechanical. Inspections have been made on the permit, although it has not been paid for or issued. Scott commented that under the contract, it is not the building inspector's responsibility to collect payment for permits. Generally inspections are not made on permits that have not been paid for or issued.

Kelly Aggregate sign permit: The sign is currently weighed down by sandbags placed on the supports. Scott commented that temporary signs are hazardous. The sign needs to be attached permanently to the ground. The Building Inspector had contacted Kelly Brosseth about the sign after a question from the Board. Kelly has not permanently installed the sign because the right-of-way is going to be changing at the entrance to the mining facility when turn lanes are installed. The Building Inspector will follow up to get the sign permanently installed. Per the Ordinances, it will need to be placed fifteen feet back from the edge of the right-of-way, which most probably will be 55 feet from the centerline. The County will likely map its right-of-way when it improves the road, as it has done in other instances, such as on the north part of Dodd Blvd., near 225th St. W.

Hansen Restrictive Covenant: Attorney Trevor Oliver reported that the Restrictive Covenant should be in the process of being filed. Supervisor Nancy Sauber commented that the building permit fee still needs to be paid. The permit was not picked up, nor is there any record of any inspections completed. Mr. Hegner was paid some time ago for the plan review for the basement. Brian Budenski reported that Butch Hansen says that he has inspection files on the permit from Bob Hegner. Mr. Hansen was asked to get the inspection files to the Town Clerk. This should be accomplished by the end of the month.

Wat Lao Fence: Scott has attempted several times to communicate with Wat Lao representatives about the fence that they have installed. Per the State Building Code, a permit needs to be obtained for a fence 6 feet tall or more. Setbacks may be an issue. A footing inspection is needed. Mr. Qualle said he would send a letter.

Private Stable fees were discussed. Fees are based on valuation tables. Scott explained how building fees are calculated. The cost of a recent permit was discussed. Scott commented that he would check to see that fee was determined correctly.

MN State Building Code requires a permit when work is being done on the plumbing, when the plumbing work is stand alone and not part of a building permit. There is a separate plumbing application form.

Buffington Trial: Mr. Buffington is raising a Constitutional challenge on the Township's ability to require him to get a building permit. The Buffington trial is in the motion stage. They are waiting for the Judge's decision so they can move onto trial. Mr. Buffington believes it is a jurisdictional issue and is planning on taking it to the Court of Appeals. Mr. Buffington does not believe the building code applies to people who build their own building on their own property. Trevor believes the issue will be solved without going to trial. Mr. Buffington has communicated with Scott on questions of the permit cost.

At 8:52 p.m. the Town Board took a short recess.

D. Gravel Text Amendment Withdrawal

Kelly Brosseth sent an email to the Planning Commission withdrawing his application for the Gravel Text Amendment Request. The Clerk was asked to send Kelly Brosseth a letter acknowledging the withdrawal of the application. The withdrawal has occurred before the second 60-day period has expired.

Citizen Business

A. Sauber Pit Mediation

Three representatives were present from the Sauber family, Rita Poppitz, Geneva Swartout, and John Sauber. Rita Poppitz addressed the Town Board. She updated the Town Board on the mediation. An onsite soil inspection was scheduled for April 28th. However, soil testing was not done on this date. Supervisor Carrie Jennings was not able to attend the April inspection as hoped due to work. Brian Watson of the Dakota County Soil and Water Conservation District was present to look at the soils. It had been the Sauber family's understanding that Mr. Watson was there to perform the soil testing, but he informed those present that he was not qualified to do a soils test. He would have brought someone else from his office to do that. Kenny Miller was the one who had talked to Brian Watson, Rita stated. Brian had suggested picking rocks and adding manure to the soil. The weeds also needed to be controlled. Rita said that there needs to be something to add the manure to. She also stated that this is now the third growing season that they have not been able to use the land for agriculture as it was to have been returned to.

Township Attorney Trevor Oliver commented that, after the mediation session, the only issue that remained was the quality of the soil. An independent engineer needs to be hired to do a soil test. It is not necessarily the Township's responsibility to do this. The Township was involved because of reclamation issues connected to its permit. It is between the land owner and the mine operator as to the quality of the soil left, whether it is a grazing field or a crop field. Groundwater and stormwater issues are the primary interest of the Township.

The Township has paid out over \$9,000 of bills in an attempt to solve issues between the Saubers and Eureka Sand and Gravel. In answer to a Board question, Attorney Trevor Oliver stated that the Letter of Credit is not used to pay the bills, but it is the permit holders' obligation to pay the Town's expenses. The Letter of Credit is used to pay a contractor to do the restoration.

Trevor Oliver commented that at mediation there were three things agreed upon: The soil and water collection pond, the elevation and grade of the soil and water collection pond, and the weeds. The question remaining is the 3" of soil, its organic content, and how to achieve it. New black soil trucked in or manure disked in could accomplish this. Soil information may be helpful but not necessary. There will be an additional cost to obtain soil tests.

Brian Watson will be asked to write up a summary of his onsite inspection and evaluation. Supervisor Jeff Otto will follow-up with Brian Watson, and Supervisor Carrie Jennings will be asked to coordinate a team of soil experts to evaluate the soil on the Sauber property. This item will be reevaluated at the August Town Board meeting.

B. Vermillion Kennels Complaint

Andrea and Jeffrey Krapu were present to represent Vermillion Kennels. They presented the Town Board with a written response to the complaint. Supervisor Jeff Otto had communicated with the Krapus on this issue.

The trees have been moved back to meet the road right-of-way setbacks for trees, shrubs, and hedges. It was stated that two sets of Planning Commission minutes, two sets of Town Board minutes, and a letter to the Krapus from the Board had informed them two years ago that the trees had to be twenty feet back from the right-of-way. The current trees are now so located.

The website service was contacted and the ad was changed, so grooming was not listed. Supervisor Nancy Sauber asked whether, rather than just removing those items, the website should state that grooming is done off site, as the Town Board Meeting minutes of 2-9-09 reflect that this is what was agreed to by Andi Krapu. Township Attorney Trevor Oliver commented that the CUP does not allow

retail grooming services. The larger issue is what constitutes grooming. The dog needs to be boarded at the facility to get any of these services. The services that are being done at the facility are part of the standard package, Trevor said. Grooming, haircuts are not done at the facility, Trevor stated.

The yellow page internet type advertising was discussed at length. The Krapus have changed their own website, removing all reference to grooming. The yellow page type ads are placed on an annual basis and will take time to change. The change in regard to grooming should be made when the ad is renewed.

Trevor Oliver commented that he has been onsite. The Krapus have a small room with a tub and dryer where they can bathe dogs. He would not interpret it as grooming as you would interpret it in a retail grooming service. The Town Board asked that the Krapus provide documentation that grooming is being done off-site. This will be placed in their file. (Receipts or affidavit from groomer)

Security light: The light was installed by Dakota Electric at the Krapus' request. The Ordinance, both in the lighting section and the nuisance section, speaks about shielding lights from the road and adjacent properties. There was light falling on the roadway and on adjacent property. Dakota Electric has since placed black paint on the globe to help prevent the light from going onto the street and the adjacent property. However, though the situation is better than before, even with the paint, light is still falling on the roadway. Dakota Electric is willing to install a metal shield to eliminate the light-shed on the roadway. The metal shield was thought to be a more effective and more durable solution. The Krapus will work with Dakota Electric to solve the problem. Supervisor Nancy Sauber will draft a letter to Dakota Electric, to include the two sections of the Ordinance addressing lighting issues. The issue should be resolved in 30 days.

The application for the rock sign in the file still showed the rock to be 12 feet from the road right of way. Andi Krapu stated that the rock was moved to be 15 feet from the road right-of-way, which meets sign setback requirements. This was not reflected in the May 14, 2007, Town Board Meeting minutes approving the sign, so this was being verified.

There is a yellow "open" sign in the ground, near the rock. It is not an exempted sign. To add a feature of an open or closed sign, a permit would need to be issued. The sign will be removed.

C. Citizen complaint against Eureka Sand & Gravel

The Clerk and Brian Budenski both received a phone message from a citizen complaining that Eureka Sand & Gravel was running the crusher at 6:15 am. He also had complaints on the east berm. Kenny Miller was present and came forward to discuss the complaint. Kenny Miller commented that they spend an hour in the morning prepping, cleaning and servicing the equipment. He was in the pit that day; the crusher was not running. They were welding. There were backup beepers on the front-end loader. Kenny commented that he has a log of when the crusher is running that he could bring in.

In reference to the berm, Kenny commented that it has been dry. It has been hard to get the seeding started. The berm has been seeded, is green and is growing. He has sprayed for thistles and button weed. In response to a comment that the berm appears to be very weedy, Kenny said that there are grasses there as well.

Other Business

A. Planning Commission Update

Planning Commission Chair Vince Mako was not able to stay at the meeting, for it was running late. Supervisor Jeff Otto will ask him for a written report to be distributed to the Town Board.

B. Road Haul Ordinance

The Planning Commission had two questions for the Township Attorney: the inclusion or not of commercial/industrial sections/references as shown in the Castle Rock Ordinance and about the registering of Township roads. Nancy Sauber stated that the previous Planning Commission had already agreed on two separate occasions to not include the commercial/industrial sections as Eureka does not have this use. She stated that the exception (a non-conforming commercial use) should not be establishing the rule. If the Township does not have the use, that should not be included in the Ordinance. Now the matter has come up again. Supervisor Jeff Otto will draft wording to be sent to the attorney and stated that he would send it to Nancy for her comment first.

A. Industrial/ Commercial Taskforce

The size of the taskforce was discussed. Five applications have been received. Both deadlines have passed. It was originally proposed that there would be approximately seven citizen positions on the task force. It was asked whether all applicants would be accepted without an interview or if interviews would be done. The Town Board agreed that emphasis should be placed on the balance of the task force more so than its size. A smaller, balanced task force would be preferable to a larger one that did not have balance. Interviews could be a way to determine balance. One or two Planning Commissioners and one or two Supervisors, depending on interest, would be involved with the taskforce. The role of the taskforce needs to be clear to all from the beginning.

B. Brosseth Escrow

The Clerk sent Ames Construction/ Kelly Brosseth the bill as adjusted at the last meeting. Payment has not yet been received. An email was received from Kelly asking the Clerk to call him when she was in the office. The Clerk's office will be open on Tuesday, and she will return the phone call at that time. The Clerk was asked to contact Kelly and let him know that the escrow payment is overdue. The deposit should be made. The Ordinance calls for payment thirty days after final action by the Board. The Town Board will cooperate with them in resolving any remaining questions about the bill from TKDA.

The Town Board asked the Clerk to contact Mr. Brosseth and let him know that he is responsible for costs incurred as part of the text amendment application. (\$102.92 from TKDA) Escrow on the application was never submitted.

Nuisance and noise Ordinance enforcement report from the County

Supervisor Nancy Sauber checked with County Board staff, which, in turn, checked with the Dakota County Attorney's office. There is no agreement between Eureka or any other township in Dakota County and the County Board for the Sheriff to enforce the local Ordinances. There is no "boilerplate" or standard language for such an agreement. A request for such an agreement must be made formally and copied to the County Administrator. Nancy has asked further questions and is waiting for a reply. The information will be sent to the Township Attorney.

Old Business

A. Misc. Updates

3. North Cannon Buffer Ordinance- comments due

Supervisor Carrie Jennings needs feedback by Thursday night. A major part is the Wetland Conservation Act portions that the Township has already off loaded to the County. It is an overwhelmingly complex set of regulations.

4. VRWJPO (Vermillion River Watershed Joint Powers Organization)

Supervisor Jeff Otto sent Mark Zabel of the VRWJPO an acknowledgment that the Town Board had received his email. Travis Thiel, also of the VRWJPO, had called and asked if the Town Board wanted a VRWJPO representative at this meeting. Jeff thought that a special meeting of two Board members should be scheduled before the next Town Board meeting to discuss option 4 of Mark's email concerning what the JPO will work out for what they are going to take over. (*See the attached letter from Vermillion River Watershed dated July 1, 2009.*) Supervisors Jeff Otto and Carrie Jennings will meet with the VRWJPO representatives. The Town Board will look at option 4. It does not intend to change its position. The Board is willing to continue to work with the VRWJPO and to cooperate with them. It is up to the JPO to determine how much of the permitting process they feel they need to take over.

Training- Carrie

A motion by Supervisor Jeff Otto: To approve the reimbursement for the training class for Supervisor Carrie Jennings to attend the WCA Rule training on July 20th. Motion seconded by Supervisor Nancy Sauber. Motion carried by unanimous vote.

5. False Alarms

Supervisor Dan Rogers contacted Farmington Fire Department. They do not receive that many false alarms. There is no charge for the false alarms.

8. Phillipe Property

No update

9. Rural Collaborative Plan Update

This agenda item is not a plan update. It is for the development of a new set of model ordinances to go along with the plan that was accepted by the Met Council. Chair Jeff Otto offered that the Township's experience in the past, working with collaborative plans has not been favorable. The Town Board is not interested in participating.

Newsletter

The newsletter was briefly discussed.

New Business

A. Guidance for PC on interviewing candidates & Roundtable meeting

Jeff Otto reported that the Planning Commission has asked for a round table meeting with the Town Board for guidance on interviewing candidates and the purpose of the Commercial/Industrial Task Force. Planning Commission members also have concerns with general communication between the Town Board and the Planning Commission and how it may be improved.

The Town Board briefly discussed the Commercial/ Industrial Taskforce committee. The Town Board would rather have balance and quality rather than a certain number of members. This guidance has been given. There was also earlier clarification of the purpose of the study.

A roundtable meeting was not set at this time. Supervisor Jeff Otto will speak with Planning Commission Chair Vince Mako and explain that the Town Board is not clear what still needs to be covered that can't be covered more directly without the expense of a Special Meeting.

D. Add in newsletter re: PC minutes recorder/ transcriber

At the Board's request, Supervisor Nancy Sauber will write an ad to be placed in the newsletter looking for a person to write Planning Commission minutes. The pay will be \$10.00 per hour.

Deputy Clerk Connie Anderson will take the minutes in the interim.

Industrial/ Commercial Planner

Tabled until August Meeting.

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

Meeting was adjourned at 12:47 a.m.