

Eureka Township

Dakota County

State of Minnesota

Special Meeting
September 20, 2004

Chair Don Pflaum called the Special Meeting of the Eureka Town Board to order at 7:03 p.m.

Town board members present were Don Pflaum, Kenny Miller, Connie Anderson, Dan Rogers and Mark Malecha. Clerk/ Treasurer Nanett Leine to record minutes.

Planning Commission Members present were Cory Behrendt, Cheryl Monson and Butch Hansen.

The meeting opened with the Pledge of Allegiance.

Agenda: Appointment of election judges, pay M-R Sign bill, approve newsletter and Ordinance work.

Appointment of election judges

The following persons will be election judges for the November 2, 2004 general election: Carol Smith, Clark Smith, Cheryl Schindeldecker, Mike Greco, Shelly Clubb, Mary Ann Sly, Carolyn Papke, Ray Kadlec, Connie Anderson, Mary Lou Ruh, Marlys Shirley, Pat Fossum and Sarah Puelston. *(There are 13 judges, because 3 people are sharing one position)*

A motion by Supervisor Mark Malecha: To appoint the above listed persons as election judges for the November 2, 2004 general election. Motion seconded by Supervisor Dan Rogers. Motion Carried. Supervisor Connie Anderson abstained, due to a conflict of interest, she is an election judge.

M-R Sign Bill

When bills were paid at the September 13, 2004 Town Board Meeting there were two invoices from M-R Sign Company, they were stuck together and the second one missed. The invoice was for \$125.66, it was for dead end signs. A motion by Supervisor Connie Anderson: To pay the invoice from M-R Sign for \$125.66. Motion seconded by Supervisor Dan Rogers. Motion Carried.

Newsletter

The draft of the newsletter was not received. Approval of the newsletter will be moved to the October 12, 2004 Town Board Meeting.

Ordinance Work

Areas that still need to be addressed under the zoning ordinance: Water issues, feedlot, commercial use, Louise's footnotes.

The town board started to review the draft of Zoning Ordinance No. 20.

Section 1: Agriculture District

F. Item 2. (page 22) should be 33 feet road frontage and lot width at the house minimum dimension of 250'.

The town board decided to table discussion on Zoning Ordinance 20 until they receive an updated draft.

Nuisance Ordinance will be part of the Livability Ordinance also included in this ordinance will be parks and cultural type things.

Public safety ordinance as drafted includes weapons, shooting and carrying fire arm and roads. A question was addressed- are there other things that need to be included?

- Add a Chapter 4 to Public Safety for Trespassing Policy- can it be posted township wide? Then it would not need to be posted at each person's property? How do you make it enforceable?
- Direct: Peter Tiede to draft language for a trespassing ordinance.

Chapter 1 Emergency Services.

Chapter 2 Roads- public right of way, transportation polices (truck routes), assessments- paving roads, bidding policies, maintenance policy, grading policy, type of materials on roads, snow removal policy, brush removal policy, paved roads policy, capital projects, signage in the public right of way, adopt traffic codes, parking policy, public utilities in the road right of way, use of public right of ways (snowmobiles, ATV's)

Chapter 3 Public Safety

Supervisor Don Pflaum read the letter attached to the draft ordinances from Attorney, Peter Tiede. The town board reviewed the draft Ordinance titled "Public Safety and Road"

Article 1 Regulation of Weapons, Shooting and Carrying Firearms.

Section 1 Definitions

The town board reviewed the definitions; these should be moved to definition section. No changes to definitions were made.

Section 2 Prohibition

2.1 Shooting and Uncased Firearms Prohibited

- A. Add- "livestock" change to read- "within 500 feet of any building, livestock or occupied residence on adjoining property..."
- B. OK
- C. Delete

All other shooting of firearms in the Township of Eureka is prohibited:

- There is a firing range on MAC Property in the township used by law enforcement officers; does this mean that this is not allowed use? This issue will be added to the October 13, 2004 Town board Meeting agenda. Should they have a CUP?
- Eureka township wishes to prohibit firearms in town hall- does this need to be put into the ordinance or is it just a policy?

2.2 Persons Prohibited

- A. Minnesota Department of Conservation should be changed to "DNR"
- B. OK
- C. Delete

Add: to comply with State Laws and Federal Laws.

2.3 Possession and Transporting of Assault Weapons

No changes

2.4 Hand Gun

- A. OK
- B. Remove

Add: The transportation of hand guns must adhere to State and Federal Laws.

Section 3 Exceptions

3.1 OK

3.2 OK

- Is paint ball gun considered a weapon?
- Fireworks- explosive devices. Are they illegal?

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

Meeting adjourned at 9:07 pm.