

Credit River Township Meeting Minutes March 10, 2003

Call to Order

Chairman John Kane called the meeting to order at 5:06

Members Present:

John Kane, Leroy Schommer, Dan Casey, Clerk Jerry Maas, Township Engineer Greg Halling, Peter Tiede, attorney representing the Township in the absence of John Roach

Minutes of the previous meeting:

Minutes of the February 3, 2003 meeting were read. Leroy Schommer made a motion to accept as read, Dan Casey seconded, all in favor, motion carried 3-0.

John Kane asked that we place the 3-Rivers Park on the April 7th Agenda.

Treasurers Report:

The Treasurers report was read. Dan Casey moved to accept the Treasurers report as read. Leroy Schommer offered a second, all in favor, motion carried 3-0.

Agenda Items

Open Forum

Dave Menden, County Sheriff presented a report for the months of January and February and indicated that it is his intention to try to have a deputy present at each Township monthly meeting. Jerry Maas to send Dave the agenda.

John Kane reiterated the need for traffic controls on Highways 21 and 91 and Judicial Road. He asked Sheriff Menden to take that message back to the county.

Sheriff Menden was asked his feelings on increased growth and it's affect on his department. His response was that it was an ever-growing problem and all he would be able to do is make do with the resources at hand.

In another item, Bob Masters, resident of Dakota Ave. presented a petition from residents requesting the Town Board adopt the options A organizational structure in State Statute calling for a 5 member Board of Supervisors. After some discussion, the Board indicated they would ask legal counsel to determine if the issue could be placed on the April agenda if allowed by statute.

Township Supervisor Candidates Presentations

Greg Brown, Al Aspengren and Leroy Schommer, candidates for Town Board Supervisor each made a presentation before the group in attendance.

Agenda Item # 1 - Val Zweber – Request for Variance on parcel in Section 6

John Kane suggested that Mr. Zweber request Scott County to set up a Development Review Team (DRT) meeting to review Mr. Zweber's request after which he could once again come before the Town Board for a recommendation on this request.

Agenda Item # 2 - Discuss Levy Recommendations for Annual Meeting

In view of pending adjustments in state aid to local governments and also in view of the fact that the Levy amounts are not due to the county until September, Clerk Jerry Maas suggested that we look to table the recommendation at the annual meeting and re-consider the topic at the August meeting.

Agenda Item # 3 - Bryan Reichel – Request Town Board consider a 12 month moratorium on further development

Bryan Reichel, resident of Towering Oaks Drive, presented some information regarding the concerns some residents have regarding the zoning actions that have recently come to the attention of a number of residents in the south part of the Township. He further presented a petition requesting a formal 12-month moratorium on development.

Mr. Peter Tiede, representing the Township presented some information regarding his experiences with Townships adopting moratoriums. He cautioned against trying to stop a specific project. He also mentioned that should the Board take this action, they would be in effect making a decision to completely break from the Scott County planning authority in that they were currently in charge of the Counties land use regulations. He also observed that enacting an ordinance such as this would typically be in response to some questionable planning in the past which may or may not be the case.

John Kane recounted the county's efforts in 1995 to work with the Met Council and that it proved to be a difficult task. It was necessary at that time to rework the plan extensively in order to get it accepted. And again in 1999, Scott County made an effort once again to improve the County planning efforts in response to projected increased growth and again Mr. Kane felt that a workable compromise had been achieved in view of the Met Council's thoughts regarding development in the seven county metropolitan area.

Jay Saterbak, resident of White Drive, expressed a concern that a moratorium might push developers toward seeking annexation by adjoining cities in order to keep development moving forward.

Audrey Tebo, resident of 210th Street, expressed a concern that residents haven't been notified of developments in the Township. It was her feeling that we need to "slow down:" the pace of development.

John Kane suggested he would like to investigate the possibility of having some residents attend a Scott County DRT meeting to allow an opportunity to see how the development process works and see the efforts being put forth to insure good development takes place.

In response to a question from the residents, Terry Forbord, President of Laurent Development, indicated a 6-9 year time frame for full build out of the new "Territory" project.

Mr. Bruce Malkerson, attorney for Laurent Development offered some comments regarding the financial commitment made by the Laurent people. Bob Masters, resident of Dakota Ave, felt Mr. Malkerson was threatening a lawsuit and he further indicated he felt misled by Laurent Development as to acreage on the project.

Mr. Forbord responded that there has been a 3-year public process on this project and that there has been no attempt to keep it a secret from the public.

Ben Seppmann, resident of 210th St., asked how this project got from 176 to 276 homes.

Mr. Forbord explained that while he was not sure how anyone assumed the project ever called for 176 homes, that perhaps the misunderstanding came about as the developers were required to lay out a plan with conventional 2 and ½ acres layouts in order to arrive at a “Yield Plan” for the OSD design.

Jason Allen, a resident close to the planned project indicated that he had not received what he felt to be proper notification of this project.

After considerable additional discussion as to conflict of interest by Board members, publication of notices, legal publication status, which paper needed to be subscribed to, and actually receiving newspaper delivery, John Kane, upon advice from Mr. Tiede, made a motion to deny this request. Dan Casey offered a second.

Chairman Kane called for a roll call vote

Roll Call

Kane	Aye
Casey	Aye
Schommer	Aye

Request denied

Other Business

NPDES Permit

We have submitted a request for a 60 day extension to allow time for the Board to review the permit application

Quarterly Township Officers Meeting

Clerk Maas reminded the Board members of the upcoming March 22nd meeting.

Annual Weed Conference

Clerk Maas reminded the Board of the annual meeting scheduled for Wednesday April 2 from 1:00 to 3:30 at Highway Garage

Cedarwood Estates

Clerk Maas indicated that we have received Mr. Klotz signature on the document needed to record the easement we have been seeking and that this will be forwarded to attorney John Roach tomorrow evening

Agricultural Re Classification Policy

Clerk Maas noted that the Township had received a letter from the Scott County Assessor reminding residents of the classification policy for agricultural property.

Letter on Violation of a Conditional Use Permit

Dan Eckholm has sent a letter to the property owners at 7575 Casey Parkway requesting that they cease operating an excavating business at that address.

Suspend Meeting

Because the Board needed to be at Scott County for a meeting at 7:30, Leroy Schommer made a motion to suspend the meeting until later in the evening in order to attend. Dan Casey seconded, all in favor, motion carried 3-0. The meeting was suspended at 7:05 pm

Re-Convene Meeting

Chairman Kane made a motion to re-convene the meeting at 11:25 pm. Dan Casey seconded, all in favor, motion carried 3-0

Review and Pay Bills

The Board paid the following claims:

2/18/2003	8861	Scott County Treasurer	Stop Signs	\$	63.46
2/18/2003	8862	Busse Construction	Wagon Wheel Turn Lanes	\$	6,010.60
2/18/2003	8863	ECM Publishers	Legal Advertising	\$	108.00
2/18/2003	8864	Art Johnson Trucking	Snow Plowing	\$	4,035.35
2/18/2003	8865	SW Sub Publishing	Legal Advertising	\$	231.95
2/18/2003	8866	Bryan Rock Products	½ inch Screen clean	\$	219.06
2/18/2003	8867	McKinley Jacques Drain Service	Hall Sewer Line Maint	\$	60.00
2/19/2003	8867A	Prior Lake State Bank	Supplies/Checks	\$	46.56
2/25/2003	8868	Stonebridge Homes	Refund-Cancel Permit	\$	1,175.00
2/25/2003	8869	Center Point Energy	Gas Bill	\$	121.76
2/25/2003	8870	Xcel Energy	Light Bill	\$	11.03
2/25/2003	8871	Minn Assn of Townships	Urban Short Course	\$	135.00
2/25/2003	8872	Bryan Rock	½ inch screen clean	\$	698.13
2/25/2003	8873	Scott County Treasurer	Sand/Salt/Street Signs	\$	1,853.54
2/25/2003	8874	Better Roads Magazine	Subscription	\$	24.00
2/25/2003	8875	McKinley Jacques Drain Service	Thaw Frozen Line	\$	200.00
3/10/2003	8876	S John Roach & Associates	Attorney Fees	\$	1,472.50
3/10/2003	8877	MVEC	Electric Bill	\$	15.76
3/10/2003	8878	Genevieve Dahl	Services as Treasurer	\$	628.72
3/10/2003	8879	PERA	Employee Benefits	\$	72.00
3/10/2003	8880	Integra Telecom	Phone Bill	\$	51.11
3/10/2003	8881	U S Banks	Repay Judicial Bonds	\$	108,217.50
3/10/2003	8882	Southwest Suburban Pub	Legal Advertising	\$	58.47
3/10/2003	8883	Jerry Maas	Service as Clerk	\$	2,392.47
3/10/2003	8884	Northstar Marketing	Election Supplies	\$	87.90
3/10/2003	8885	Johnson Trucking	Snow Removal	\$	5,747.51
3/10/2003	8886	MVEC	Light Bill	\$	49.00
3/10/2003	8887	Integra Telephone	Phone Bill	\$	51.11
3/10/2003	8888	ECM Publishing	Legal Ad - Lakeville	\$	42.00
3/10/2003	8889	Leroy Schommer	Service as Supervisor	\$	540.71
3/10/2003	8890	John T Kane	Services as Supervisor	\$	1,163.61
3/10/2003	8891	Dan Casey	Service as Supervisor	\$	1,022.07
3/10/2003	8892	Halling Engineering	Engineering	\$	19,528.07
3/10/2003	8893	Hans Frederick Inc	Culvert Refund	\$	600.00

Submitted By: _____
(s/) Jerald R. Maas
Township Clerk
Credit River Township

Approved By _____
(s/) John T. Kane
Chair – Board of Supervisors
Credit River Township