

Credit River Township Meeting Minutes October 4, 2004

Call to Order

Chairman Dan Casey called the meeting to order at 7:02 pm

Members Present:

Dan Casey, Leroy Schommer, Bruce Nilsen

Others Present:

Clerk Jerry Maas, Treasurer Holly Batton, Tim Gillette representing Township Engineer Greg Halling, Township Attorney Bob Ruppe.

Minutes of the previous meeting:

Minutes of the September 7th meeting were read. Bruce Nilsen made a motion to accept the minutes as read, Leroy Schommer offered a second. All in favor, motion carried 3 – 0.

Treasurers Report:

The Treasurer's report was read. Leroy Schommer moved to accept the Treasurer's report as read, Bruce Nilsen offered a second, All in favor, motion carried 3-0.

Agenda Items

Sheriff's Report

Sheriff Dave Menden presented the September 2004 report.

A question was asked about door to door selling. Sheriff Menden noted that if residents have signs posted, solicitors must adhere. He noted that the Township has the option of being more restrictive in enacting an ordinance.

A question was asked about alarms and how they are responded too. Sheriff Menden noted that since most of the alarms are false, the deputies have been instructed not to respond with sirens and alarms in the interests of public safety.

Resident's Group Report

Al Aspengren, representing the Citizens Advisory Group, noted that the residents are in the final phases of completing the resident survey. They will be putting out their own survey, although Scott County has now indicated they wish to participate.

He also noted that 2 new co-chairs have been appointed for 2005. They are Jim Kohout and Tim Bendel.

Open Forum

- 1) Dr Kathy Ott from Hermann Vet Clinic appeared to express a concern regarding safety for horse riders on Natchez Ave. She noted that this road is posted at 45 mph. It was her opinion that since the road has been paved, traffic travels much faster.

In addition, signs have now been posted directing horse traffic to the West side. She feels the crossing at the North end is unsafe and that the ditches on the West side are too steep and narrow.

A resident noted that since there is a park entrance at the North end of the road, a number of people use the road for walking, cross country skiing, etc.

Penny Eckert, owner of Valley Oaks Stables, noted that the stable has about 60

horses boarded. She mentioned that she was opposed to the paving in the first place since the traffic would be traveling faster. It was her impression that when the paving was done, there was supposed to be a path provided on the West.

Dan Casey noted that the original proposal when the road was paved was to have a 5 foot trail next to the road on the west side.

The conclusion reached is that horse riders have the legal right to ride with the traffic on the road or to use the west ditch in it's current state should they feel unsafe riding on the road. The Town Board will look at the ditch and see what is required to establish a riding path on the west side of the road.

- 2) Dallas Larsen noted that there is excessive number of vehicles passing on the right as he makes a left hand turn on Judicial. He wanted the sheriff to be aware of this problem. Sheriff Menden noted that the westbound lane does not have a "No Passing" sign and that the lane in question is in Dakota County.

Tony Nielsen noted that the same problem now exists on Highways 68 and 91 that has now been widened. He'd like to see a sign posted.

Agenda Item # 1 – Mike Moes – Resident of Grey Fox Estates – Discuss Broadview Drive Road Termination

Mike Moes, resident of Grey Fox Estates, appeared to express his concern that the road in front of his home does not extend to the end of the development. This means there is no turn-around provided and vehicles get stuck.

In addition, there is an erosion issue caused by the curb ending to the East and water flows onto his property from the paved road. Additionally, there is no place to put snow in the wintertime.

Tim Gillette noted that the design plans called for a T-turnaround to be constructed at the end of the roadway along the property line Mr. Moes agreed to grant an easement to allow for a turnaround.

Mr. Ruppe noted that the next step would be to contact the Township Engineer to develop a design. He would then draw up the necessary legal documents to complete the project.

Dan Casey noted that the Town Board is interested in finding a solution and will be looking to the developer (William Feldman) to contribute financially.

Agenda Item # 2 – Discuss Participation in Lakeville School District 194 “Facility Planning Taskforce”

It was suggested that the CAG be approached to see if someone would like to participate on this taskforce.

Agenda Item # 3 - Dawn Tracy – Scott County Natural Resources Director – Discuss Expenditure of Park Dedication Fees

Dawn Tracy was sick and had to re-schedule.

Agenda Item # 4 – Dave Hetchler – On-Site Services of Minnesota – Report on the Community Sewer Installations

Dave Hetchler, representing On-Site Services of MN, appeared to give a status report on the CSTS system for the township.

He noted that the Territory sewer installation is in process and will be ready for pressure testing on 10/5/04.

He noted that we had our first reportable spill within the past period. A resident inadvertently left a valve open and flooded the system. Dave reported that the spill was contained within the property.

Mr. Hetchler noted that several properties are now inhabited with the tanks not meeting design standards. He wondered what approach should be taken with these homes. The board suggested that Mr. Hetchler work toward resolving the problem.

Dan Casey noted that it was his feeling that we have the ability to order the work being done. Mr. Ruppe noted that Mr. Hetchler needs to put the homeowners on notice that they need to correct the deficiencies.

Dan Casey asked Mr. Hetchler's about his license status as well as the license requirements for the system. Mr. Hetchler noted that we have just received notice that the system is a class D system but that a Class C operators license is required for the operator.

Mr. Hetchler noted that there is a class C operator employed by his firm. He was asked to re-submit a copy of this license.

Agenda Item # 5 – Discuss Amendment to Ordinance allowing Garbage Disposals in CSTS configurations.

Leroy Schommer made a motion to set a public hearing date for November 1, 2004 at 6:00 pm, Bruce Nilsen offered a second. All in favor, motion carried 3 – 0.

Bob Ruppe will discuss the changes with Bridget Chard and get a final draft out within the next two weeks.

Agenda Item # 6 – Discuss Resolution Calling for Speed Study on 170th Street

MnDot requires a formal motion in order to proceed with a speed study. Bruce Nilsen made a motion to adopt Resolution 2004-09 authorizing this study. Leroy Schommer offered a second. All in favor, motion carried 3 - 0

Agenda Item # 7 – Todd Bodem – Tollefson Development – Discuss Development Proposal for Property adjacent to Country Court Addition

Todd Bodem, representing Toffefson Development presented a concept sketch of a proposed development for property located in the Northwest section of the Township adjacent to the Country Court Addition. He noted that he realized that this property had been proposed in the past and he was interested in getting the feelings of the board relative to annexing these parcels into Prior Lake.

Leroy Schommer noted that this parcel has been denied due to severe drainage issues that needed to be addressed. He also noted that there are traffic problems associated with the access to Township roads as well as County Road 44 (160th Street).

Mr. Bodem indicated that they would be working with their engineers in an effort to address some of the concerns of the township.

Other Business

1) Finalize Street Sweeping/Cleaning Policy

Bruce Niilsen made a motion to adopt the policy as presented (copy attached), Leroy Schommer offered a second. All in favor, motion carried 3 – 0.

2) Discuss policy on soliciting (Door to Door Sales) in Township.

The township will publish a recommended procedure in the website. Bob Ruppe will also submit a policy from the city of Albertville.

- 3)** Discuss proposal from Northwest Associated Consulting for Zoning/Planning assistance.

The Township sought assistance on Planning and Zoning issues. Northwest Consulting Services presented a proposal to provide these services. Leroy Schommer made a motion to authorize Bob Ruppe to set a meeting date with NAC to review this proposal. Bruce Nilsen offered a second. All in favor, motion carried 3 - 0.

- 4)** Review concept design for Meadow Cress

Ted Kowalski representing On-Site Marketing and his engineer Al Rehder appeared to discuss the proposed development adjacent to the Town Hall.

Dan Casey noted that the existing drainage tiling on the property needed to be addressed.

It was noted that the connection at Highway 68 will be the biggest issue as far as roads are concerned. Mr. Rehder emphasized that it will be very important for the township and the county to come to an agreement on the road design.

- 5)** Stonebridge Developers Agreement

Bruce Nilsen made a motion to authorize Dan Casey and Jerry Maas to sign the Developers Agreement per recommendations of legal counsel, Bob Ruppe. Leroy Schommer offered a second. All in favor, motion carried 3 – 0.

- 6)** Contract with Dave Hetchler (On-Site Services)

Bruce Nilsen made a motion to instruct Bob Ruppe to send a termination letter to On Site Services notifying them of the fact that we will be making other arrangements for Operations and Maintenance (O and M) on current and future OSD Developments.

- 7)** Ecocheck Proposal

As an interim solution to existing O & M requirements, Bob Ruppe presented a proposal from Ecocheck. Leroy Schommer made a motion to authorize Bob Ruppe to set up a meeting with Ecocheck to review the proposal. Bruce Nilsen offered a second. All in favor, motion carried 3 – 0.

- 8)** Retaining Walls.

Bruce Nilsen noted that several heavy rock retaining walls are being built too close to the septic tanks. It was decided to investigate what can be done about this problem.

- 9)** Assessment Hearing – France Blvd. / France Court

Leroy Schommer made a motion to set the Assessment Hearing for November 1, 2004 at 7:00 pm. Bruce Nilsen seconded, all in favor, motion carried 3 – 0.

Clerk Jerry Maas was asked to gather the necessary information and prepare the assessment rolls and work with Greg Halling to assemble final project costs. Publication will be submitted on 10/12 for publication on 10/16/04.

Clerk Maas noted that the Township needs to arrange for financing for this project via a loan similar to that which we obtained for the West Side Drive / Pebble Brook Court project last year. Because of time commitments, we have not addressed this as yet and need to move forward.

Bruce Nilsen made a motion to authorize the Clerk and Treasurer to do develop a proposal for the board to consider in the amount of \$100,000.00. Leroy Schommer offered a second, motion carried 3 – 0.

Review and Pay Bills

The Town Board approved the following claims for payment:

| | | | | | |
|-----------|------|----------------------------|--------------------------------------|----|-----------|
| 9/23/2004 | 2180 | Integra Telecom | Phone Services | \$ | 288.88 |
| 9/23/2004 | 2181 | CenterPoint Energy | Town Hall Gas Bill | \$ | 9.59 |
| 9/23/2004 | 2182 | Scott Soil & Water | Erosion & Sediment Inspections | \$ | 168.75 |
| 9/23/2004 | 2183 | Bridget Chard | Consulting Fees - Sewer Projects | \$ | 824.50 |
| 10/4/2004 | 2184 | Art Johnson Trucking | Blading/Grading Roads | \$ | 2,281.90 |
| 10/4/2004 | 2185 | Wm Mueller & Sons | Construction - France Blvd/France Ct | \$ | 7,522.91 |
| 10/4/2004 | 2186 | On Site Services of MN Inc | 3rd Qtr O & M on Sewer | \$ | 1,125.00 |
| 10/4/2004 | 2187 | Halling Engineering | Engineering Work | \$ | 23,426.91 |
| 10/4/2004 | 2188 | MVEC | Town Hall Electricity | \$ | 38.00 |
| 10/4/2004 | 2189 | Jerry Maas | September Expenses | \$ | 198.00 |
| 10/4/2004 | 2190 | Dale Kuchinka | Ditch Mowing | \$ | 875.00 |
| 10/4/2004 | 2191 | Dennis Karow | Park Lawn Mowing | \$ | 654.98 |
| 10/4/2004 | 2192 | Best Buy | New Computer/Software | \$ | 2,684.91 |
| 10/4/2004 | 2193 | Mn Assn of Townships | Workers Comp Insurance Policy | \$ | 513.00 |
| 10/4/2004 | 2194 | Greg/Karen Vaughn | Driveway Access Refund | \$ | 600.00 |
| 10/4/2004 | 2195 | Bonita Kane | Election Judge Fee | \$ | 102.00 |
| 10/4/2004 | 2196 | Robbie Masters | Election Judge Fee | \$ | 108.00 |
| 10/4/2004 | 2197 | Daralene Lein | Election Judge Fee | \$ | 192.00 |
| 10/4/2004 | 2198 | Robert Dahl | Election Judge Fee | \$ | 108.00 |
| 10/4/2004 | 2199 | Jerald Mortenson | Election Judge Fee | \$ | 108.00 |
| 10/4/2004 | 2200 | Val Zweber | Election Judge Fee | \$ | 78.00 |
| 10/4/2004 | 2201 | Jenny Dahl | Election Judge Fee | \$ | 108.00 |
| 10/4/2004 | 2202 | Al Aspengren | Election Judge Fee | \$ | 108.00 |
| 10/4/2004 | 2203 | Hallmark Homes | NPDES Refund | \$ | 1,635.50 |
| 10/4/2004 | 2204 | Chas Cudd Homes | NPDES Refund | \$ | 1,858.25 |
| 10/4/2004 | 2205 | Void | | \$ | - |
| 10/4/2004 | 2206 | Bakken Homes | NPDES Refund | \$ | 1,534.25 |
| 10/4/2004 | 2207 | A Maas Construction | NPDES Refund | \$ | 1,608.50 |
| 10/4/2004 | 2208 | Holly Batton | Postage/Copy Supplies | \$ | 68.94 |
| 10/4/2004 | 2209 | Anchor Bank | September Withholding Taxes | \$ | 901.20 |
| 10/4/2004 | 2210 | Xcel Energy | Town Hall Gas Bill | \$ | 11.34 |
| 10/4/2004 | 2211 | McWilliams & Associates | NPDES Refund | \$ | 1,694.00 |
| 10/4/2004 | 2212 | Holly Batton | Service as Treasurer/Election Jud | \$ | 1,084.19 |
| 10/4/2004 | 2213 | Dan Casey | Services as Supervisor | \$ | 826.53 |
| 10/4/2004 | 2214 | Jerry Maas | Services as Clerk/Election Judge | \$ | 2,722.47 |
| 10/4/2004 | 2215 | Bruce Nilsen | Services As Supervisor | \$ | 563.33 |
| 10/4/2004 | 2216 | Leroy Schommer | Services as Supervisor | \$ | 397.10 |

Adjourn

There being no further business before the Town Board, Bruce Nilsen made a motion to adjourn. Leroy Schommer offered a second, all in favor, motion carried 3-0. The meeting adjourned at 12:06 am.

Submitted By: (s/) Jerald R. Maas

Approved By : (s/) Dan Casey

Township Clerk
Credit River Township

Chairman – Board of Supervisors
Credit River Township