

# **Credit River Township Meeting Minutes August 1, 2005**

## **Call to Order**

Chairman Dan Casey called the meeting to order at 7:05 pm

## **Members Present:**

Chairman Dan Casey, Supervisor Bruce Nilsen, Supervisor Leroy Schommer

## **Others Present:**

Clerk Jerry Maas, Treasurer Holly Batton, Township Attorney Bob Ruppe, Township Engineer Jeff Elliott

## **Minutes of the previous meeting:**

Chairman Dan Casey called for Clerk Maas to highlight the minutes that had been distributed previously to members of the board and staff. Clerk Mass reviewed the minutes.

Supervisor Leroy Schommer asked that a statement be added to Agenda Item 4 indicating that the Board felt it was misleading to state with reference to Cress View Estates that "all agreements with adjoining property owners had been completed". Clerk Maas was directed to correct the minutes to reflect this.

Supervisor Leroy Schommer offered a motion to accept the minutes with corrections. Supervisor Bruce Nilsen offered a second, all in favor, motion carried 3 – 0.

## **Treasurers Report:**

Treasurer Holly Batton presented the Treasurer's report.

Supervisor Bruce Nilsen made a motion to accept the treasurers report as presented. Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 – 0.

## **Agenda Items**

### **Sheriff's Report**

Sheriff Dave Mendan presented the report for the month. There were a total of 121 calls for the month and the distribution of type of call was quite normal.

A question was asked about various types of vehicles, (ATV's, motor bikes, etc.) driving on Township roads Sheriff Mendan will send out some information regarding this practice.

### **Resident's Group Report**

Tim Bendel, co-chair of CAG appeared to present the report.

He mentioned that they are in the process of reviewing several Township ordinances for current applicability with a view to providing some input to the Board as to updating them. He also noted that they are looking at the parks program and proposing to develop an overall park plan.

Clerk Maas asked if the CAG had a chance to discuss the Solicitation Ordinance that will be considered by the Town Board this evening. Resident Greg Brown, a member of the group noted that it was his impression that most residents in the Township are in favor of such an ordinance.

The next meeting of the CAG is scheduled for 8/16/05.

## Open Forum

- 1) Greg Brown, a resident of Hills of Credit River had issues he wished to discuss:
  - a). He asked about the status of the traffic signs directing traffic in one direction on Ridgewood Trail in the Monterey Height development. Engineer Jeff Elliott stated that he would address it immediately.
  - b) He further asked who he might contact at Scott County to discuss placement of the new street signs. He noted that he and some neighbors wondered about the rationale for choosing the new locations. It was suggested that Greg call Brian Sorenson at Scott County
  - c) And finally Mr. Brown inquired about what the Township was doing with regard to Dutch Elm disease that is now causing considerable concern in a number of communities. Clerk Jerry Maas noted that he had received an inquiry recently from another resident asking the same question which prompted a call to Prior Lake's city forester to discuss potential assistance that they might provide. These discussions are still taking place,

- 2) Ted Reiter, a resident of Judicial Road asked about the procedure to turn a driveway into a cartway. He noted that they would like to propose purchasing some land from a neighbor with this in mind in order to access the rear portion of their property with a view to adding another lot.

Attorney Bob Ruppe noted that certain statutory requirements (164.08) needed to be met in order to create a cartway. This parcel does not meet those requirements. Chairman Casey noted that with a 66 foot right of way, a possibility exists to create a road that would provide access to the entire parcel for future sub-division. Mr. Reiter indicated that he and his neighbor, Resident Dave Boecker would be contemplating each adding a lot.

It was suggested that Mr. Reiter contact the Community Development Department at Scott County and review his plans with them. Once he has secured their approval, Credit River would like to review them at that time

- 3) Resident Tim Conrad presented some information on the general condition of the park in Casey's addition. He asked what might be done to improve this park. It was noted that there has been quite a bit of discussion regarding the condition of some of the parks and that the board is in the process of reviewing the situation. Input from residents would be welcome.

At this time, Chairman Dan Casey closed the regular portion of the meeting and opened the Public Hearing portion to consider an ordinance for establishment of a Subordinate Services District for the Territory development

### **Public Hearing To Consider An Ordinance Establishing a Subordinate Service District for The Territory**

Chairman Dan Casey called for public comment. Noting that there was none; Chairman Casey closed the Public Hearing and called for a motion approving the ordinance.

Supervisor Bruce Nilsen offered a motion to adopt the ordinance as written. Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 – 0. The ordinance was adopted.

## **Agenda Item # 1 – Rate Hearing – Territory Wastewater Collection System**

Attorney Bob Ruppe noted that he had conversations with the developer and they have agreed to pay all of the expenses associated with the operation of the Community Sewer System according to the Developer's Agreement thus negating the need to establish rates at this time.

## **Agenda Item # 2 – Robert Vogel – Scott County Commissioner – Discussion with Town Board on Cooperative Governance**

Commissioner Bob Vogel presented some information advocating establishing an approach to improve dialog among the Townships and the County on certain topics such as Land Use, Form of Government, etc.

One of his observations related to Land Use suggested that these issues might be more appropriately considered at the local or township level.

Commissioner Vogel noted that he has contacted the Urban Studies Department at Mankato State University and they have expressed a desire to facilitate and assist with management of the group.

After considerable discussion, the members of the Board were of the opinion that such discussions would certainly be helpful especially due to the growth that is taking place in our township and the resulting changes in both our land use and the form of government that might be most appropriate for our situation.

Therefore Supervisor Leroy Schommer made a motion to support Commissioner Vogel's proposal as well as the accompanying funding. Supervisor Bruce Nilsen offered a second, all in favor, motion carried 3 – 0.

## **Agenda Item # 3 – Engineers Report**

### 1) Water Study

Engineer Jeff Elliott presented a report on the status of the water study. He indicated a goal of going out for the first proposal for construction by 9/12/05.

### 2) Status of Road Inventory Project

The board has asked Engineer Jeff Elliott to compile an inventory of all township roads with a view to establishing a maintenance schedule for each. Mr. Elliott reported that they were just about done with their data collection phase and ready to summarize in a report to the board.

### 3) Laurent Development – Request reduction in Letter of Credit

Engineer Jeff Elliott presented a letter from Laurent Development requesting a reduction in their LOC from its current value of \$861,000 to \$165,000. His analysis is that this amount represents 125 % of the work left to be completed and recommended that the board approve this reduction.

Chairman Dan Casey asked that the construction entrance be removed. Jacob Fick, Laurent Development, indicated that they are in the process of dismantling it.

Supervisor Leroy Schommer asked about Phase 2. Mr. Fick indicated that they plan to open it by 10/1/05

Supervisor Bruce Nilsen made motion to approve the request for reduction in the LOC for Laurent Development, Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 – 0.

4) Traffic Calming Device

Jacob Fick of Laurent Development presented some information about “traffic calming” in general and specifically about applying a device in one area of the Territory. Mr. Fick noted that signage and identification would be provided to insure ease of snow plowing. The board indicated that they would be in favor of using this device as proposed.

5) Pearson Gravel EAW Report

Engineer Jeff Elliott presented a summary of the EAW review. He noted that all of our comments have been addressed and an EIS is not required.

6) Engineers Manual

Engineer Jeff Elliott presented a revised copy of the Credit River Engineering Manual. Supervisor Leroy Schommer asked for a “driveway detail” to be added to be used when building permits are issued...

### **Agenda Item # 4 – Other Business**

1) Solicitation Ordinance

Attorney Bob Ruppe presented a copy of the proposed solicitation ordinance and proceeded to review with the board in detail.

Supervisor Leroy Schommer made a motion to adopt this ordinance with changes discussed and summary provided given its length for publication. Supervisor Bruce Nilsen offered a second, all in favor, motion carried 3 – 0.

2) Placement of Stop Signs in Township

The town board had asked Attorney Bob Ruppe to investigate the procedure for installing stop signs on township roads and whether “warrants” are needed to justify their installation. Attorney Ruppe reported that “warrants” are not necessary and that stop signs can be placed anywhere they are deemed necessary.

Furthermore there are NO requirements covering removal. In cases where the Township decides to remove a sign, Attorney Ruppe recommends a resolution with “findings of fact” be prepared to fully document the reasons for the change in traffic control.

3) Over – Night Parking Restrictions

Attorney Bob Ruppe presented a draft ordinance to replace an existing ordinance adopted in 11/86 regulating parking and snow removal. It was noted that the township currently has a policy (Resolution 2002-08) covering snow / ice removal that was adopted in 2002.

Following further discussion, Supervisor Bruce Nilsen made a motion to direct Attorney Bob Ruppe to incorporate the specifics of the existing policy into this new ordinance in order to have a single document covering the issue. Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 – 0.

4) Status of Rental Agreement – Hakanson Anderson

Clerk Jerry Maas reported that the Board had signed this agreement on July xx, 2005.

5) Holly Batton – Discuss Budget for 2006

It was noted that the Annual Meeting will be re-convened at the September 6<sup>th</sup> meeting at which time new levy figures for next year will be required. In preparation for this, Treasurer Holly Batton presented an interim financial report covering receipts and collections for the year to date.

6) Remodeling

Treasurer Holly Batton suggested that the remodeling plan include 2 offices rather than the 3 recently suggested. The board agreed.

## Review and Pay Bills

The Town Board approved the following claims for payment:

7/14/2005	2596	Integra Telecom	June Phone Service	\$	284.48
7/21/2005	2597	Rod Shearer	NPDES Refund	\$	2,085.00
7/21/2005	2598	Dale Kuchinka	Ditch Mowing	\$	1,000.00
8/1/2005	2599	Scott Soil & Water	NPDES Inspections	\$	5,572.50
8/1/2005	2600	One Call Concepts	June Utility Locates	\$	31.05
8/1/2005	2601	Private Underground	June Locates	\$	406.00
8/1/2005	2602	Hakanson Anderson	Engineering	\$	17,752.31
8/1/2005	2603	Edw Kraemer & Sons	Limestone	\$	408.32
8/1/2005	2604	Dennis Karow	Lawn Care	\$	1,128.90
8/1/2005	2605	Dustcoating Inc	Dust Treat-Gravel Roads	\$	6,722.20
8/1/2005	2606	Gallaghers	Dump Fees	\$	50.00
8/1/2005	2607	Couri Macarthur & Ruppe	Legal Fees	\$	4,968.75
8/1/2005	2608	CenterPoint Energy	Town Hall Gas	\$	7.48
8/1/2005	2609	Xcel Energy	St Francis Street Light	\$	11.48
8/1/2005	2610	City of Lakeville	Judicial Road Maint	\$	4,196.48
8/1/2005	2611	All Steel Products	Culvert for Creekside Cir.	\$	1,206.27
8/1/2005	2612	Klingberg Trucking	Rock Hauling	\$	2,644.17
8/1/2005	2613	EcoCheck	Sewer Services	\$	3,947.00
8/1/2005	2614	Void		\$	-
8/1/2005	2615	Southwest Suburban Publishing	Legal Adv - Prior Lake	\$	34.73
8/1/2005	2616	Northwest Assoc.Consultants	Planning Fees	\$	2,595.46
8/1/2005	2617	McWilliams & Associates	Culvert Refunds	\$	1,200.00
8/1/2005	2618	Koestering Schumacher	Culvert Refund	\$	600.00
8/1/2005	2619	DB services	Clean Culverts - Fern Drive	\$	315.00
8/1/2005	2620	Brad Johnson	NPDES Refund	\$	2,065.00
8/1/2005	2621	A Maas Construction	NPDES Refund	\$	3,300.50
8/1/2005	2622	Chas Cudd Co	NPDES Refund	\$	1,598.75
8/1/2005	2623	J B Woodfitter	NPDES Refund	\$	1,651.25
8/1/2005	2624	Koestering Schumacher Homes	NPDES Refunds	\$	3,454.00
8/1/2005	2625	Laurent Builders	NPDES Refund	\$	1,794.25
8/1/2005	2626	Lundgren Builders	NPDES Refund	\$	1,830.00
8/1/2005	2627	Metro Prairie Homes	NPDES Refunds	\$	2,931.75
8/1/2005	2628	Rock Creek Builders	NPDES Refunds	\$	1,726.75
8/1/2005	2629	Wooddale Builders	NPDES Refund	\$	1,810.00
8/1/2005	2630	Holly Batton	Expense Reimbursements	\$	93.79
8/1/2005	2631	Jerry Maas	Expense Reimbursements	\$	225.00
8/1/2005	2632	Private Underground	Utility Locates	\$	362.50
8/1/2005	2633	Void	Void	\$	-
8/1/2005	2634	Hanish Homes	Culvert Refund	\$	600.00
8/1/2005	2635	Leroy Schommer	Expense Reimbursement	\$	107.32
8/1/2005	2636	Bruce Nilsen	Expense Reimbursement	\$	50.00
8/1/2005	2637	Dan Casey	Expense Reimbursement	\$	84.85
8/1/2005	2638	Holly Batton	Services as Treasurer	\$	973.45
8/1/2005	2639	Dan Casey	Services as Supervisor	\$	729.56
8/1/2005	2640	Jerald R Maas	Services as Clerk	\$	2,955.20
8/1/2005	2641	Bruce Nilsen	Services as Supervisor	\$	618.74

8/1/2005	2642	Leroy Schommer	Services as Supervisor	\$	743.42
8/1/2005	2643	Chas Cudd Co	NPDES Refund	\$	1,840.25

## Adjourn

There being no further business before the Town Board, Supervisor Bruce Nilsen made a motion to adjourn, Supervisor Leroy Schommer offered a second, all in favor, and motion carried 3-0. The meeting adjourned at 11:22 pm

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Submitted By: (s/) Jerald R. Maas

Township Clerk  
Credit River Township

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Approved By : (s/) Dan Casey

Chairman – Board of Supervisors  
Credit River Township