

**OFFICIAL MINUTES  
 SPRING LAKE TOWNSHIP  
 MONTHLY BOARD MEETING**

**This meeting was held remotely via Zoom due to the Covid-19 Pandemic.**

April 9, 2020

SPRING LAKE TOWNSHIP TOWN HALL  
 20381 FAIRLAWN AVENUE, PRIOR LAKE, MN

Present:

Doug Berens - Supervisor	Glenn Kelley – Supervisor	Ted Kowalski - Supervisor
Melissa Hanson – Clerk	Dave Johnson - Treasurer	Sara Domer – Deputy Clerk

Also Present:

Matt Stordahl - Stantec

- 1) a) Roll call was taken for Board and Staff and the meeting was called to order by Chairman Kowalski at 7:00 p.m. The Pledge of Allegiance was said.
- b) Changes to the agenda. Kowalski asked to add 3.c) to discuss Broadband opportunity in Spring Lake Township. Kowalski made a motion to approve the agenda as amended. Kelley seconded. All in favor.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

- c) Approval of the March 12, 2020 meeting minutes. Berens and Kelley asked for typo correction and Berens made a motion to approve as amended. Kelley seconded.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

- d) Approval of April 1, 2020 special meeting minutes. Berens made a motion to approve the minutes. Kowalski seconded.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

**2) Public Commentary**

- a) Tom Wolf, Scott County Commissioner- Update
  - i) Daily reports on COVID19 are being shared.

- ii) Government building construction is proceeding ahead of schedule.
  - iii) Road construction (21/13) is progressing on schedule.
  - iv) Taxes – discussions are taking place about postponing due date- currently May 15.
  - v) Traffic- Although there is just ¼ of the amount of traffic with the Stay at Home Order, there are twice as many accidents occurring, many caused by high speeds and texting while driving.
- b) Tom Quinn- 1796 Spring Lake Circle – area near launch was torn up by snowmobiles and would like someone to look at the damage.

**3) Agenda Items**

- a) Review and Consider Resolution 20-002 Approving the Change of Control of Jaguar Communications, Inc.- MetroNet Holdings, LLC acquired 100% equity interests of Jaguar’s parent company, Provincial Real Estate Holdings, LLC resulting in a change of control of Jaguar which requires Township consent. Staff contacted the City of Rochester who is working with MetroNet for installation of fiber. They are very pleased with the company and said they are efficient with their deployment and responsive to issues. Team is staying in place Kelley made a motion to approve Resolution 20-002 Change of Control of Jaguar Communications. Kowalski seconded.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

- b) Consider Cancellation of Harvest Bluffs Letter of Credit in the amount of \$75,000 for infrastructure. New Market Bank inquired about cancelling the Harvest Bluffs LOC in the amount of \$75,000 for infrastructure. Stordahl verified LOC is ok to be cancelled. There is a remaining Harvest Bluffs LOC in the amount of \$30,700 for the ditch and infiltration areas which have been fixed but need to be reviewed after a rain. Berens made a motion to approve the cancellation of the LOC in the amount of \$75,000. Kelley seconded.

Vote	Kowalski	Berens	Kelley
Yes	<input type="checkbox"/>	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	x	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

- c) Discuss Broadband Opportunity in Township in Response to COVID. Staff explained that Scott County and NetWave Broadband have worked on a private-public partnership to allow rapid deployment of internet access in the Township as a result of the COVID pandemic. The cost of equipment (\$105,000) for a tower on Vergus Avenue would be shared between the County, municipalities and Access Networks. The tower would provide fixed wireless access to Spring Lake Township, the eastern portion of Sand Creek and southern portion of Prior Lake. Kowalski asked if the Township’s portion would be a quid pro quo for the amount of service the Township

received. Steve Herman (NetWave Broadband) explained that access for Town Hall and residents would be received. Berens asked if the issue of authority to enter into such a public/private agreement had been reviewed by the Township’s attorney. Staff explained that it has and the agreement will be reviewed as it is negotiated and drafted. Kowalski asked if the Township agreement doesn’t go through, will the project go forward. Herman responded no, the project would not move forward. Perry Mulcrone (Scott County) stated that this is a unique proposal in response to the pandemic as people are working and schooling from home but the solution is permanent. Mulcrone noted that calls are coming in to Scott County about people losing jobs if they don’t have internet access. Louisville and Jackson Townships and the City of Shakopee will collaborate on a cost share agreement for a tower. Sand Creek’s Chair is to reach out to Spring Lake Township Chair. Staff read a letter from a resident about her concern about internet access. Mulcrone stated that this resident called several providers and cannot get service to her area. Kowalski explained his concern is about spending taxpayer money for a pandemic that may be over before the service is in place. Berens stated he felt there is a need out there and the project is a benefit to the township, it will provide a long-term benefit to our residents and it is our responsibility to explore the option. Kelley agreed with Berens concerns and would like us to explore the cost share with Prior Lake and Sand Creek. Berens noted that this is out of the norm for how we do business but recognizes that the issue is of importance to residents. Berens made a motion allow Board Chair to negotiate with Access Network for internet access in Spring Lake Township and that any agreement shall be approved by the Board. Kelley seconded.

Vote	Kowalski	Berens	Kelley
Yes	<input type="checkbox"/>	x	x
No	x	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

#### 4) Engineer’s Report

Stordahl presented the April Engineer’s Report.

- a) 185<sup>th</sup> Street East – BKJ has been directed to add more topsoil to the roadway embankments. The topsoil work along the banks to be done this spring. Punchlist will be established by May board meeting.
- b) CH 21/CH 87/170<sup>th</sup> Street Intersection Improvements – No changes from previous month
- c) Mushtown Road – Braun Intertec has completed the soil borings and has submitted their report. Most of the borings showed a consistent 4” of bituminous and there was varying amounts of gravel base, ranging from 2” to 10” with an average of 5.5”. The soils were not excessively wet, but we did find some organic soils not suitable for roadway construction on the north end of the road. The pavement at the south end is breaking apart and may need some patching in the interim unless more extensive work is determined to be necessary by the Board. Berens asked Stordahl to talk with BKJ about what was done on this road when it was paved in the past. Berens would like to explore doing something this year since the road is in such poor condition and bituminous rates are favorable. Kowalski asked how much plans and specs would be for the project, Stordahl stated that it would be about \$58,000 to get to position of awarding the contract. Berens asked for comparison for Xeon plans and specs as it

- sounded high. Discussion of collector and connector road assessment policy had which allows Board discretion on how to divide costs. Berens noted that the majority of property along the west side of Mushtown do not access their homes from Mushtown. Kowalski asked if anything from the Mushtown might have added to Debbie Carlson's drainage issue. Kowalski asked if he could join Stordahl when he goes to look at the drainage issue
- d) Spring Road Tour- Modified road tour. Berens has completed road tour and Stordahl has completed about ½ of the tour. Berens prefers to have multiple eyes on the roads and issues so that they can decide as a Board what issues to address in 2020. Kelley and Kowalski stated that they would drive the roads and provide their comments to Stordahl.
- e) Miscellaneous
- i) TH 13/Vergus Avenue Turn Lanes – According to Alison with MnDOT on December 2<sup>nd</sup>: 'In the spring, there will be some patch work completed to fix the pavement issues that have surfaced and then install the 'ultra-thin' layer and final striping. With the information prepared detailing previous road maintenance, the dust coating invoice has been resubmitted to MnDOT it is under review. No response has been made but a follow-up message has been sent. Request to have signs removed from ROW has been made.
  - ii) Butterfly Lane Drainage – Blakeborough to complete work in spring.
  - iii) Resident Field/Ditch (Roach) drainage issues – Consider drainage repairs in Spring, starting with cleaning/jetting under road and adding cleanout on west side of Fairlawn Ave. Conversations have been had with BKJ and an on-site meeting will be scheduled ASAP to determine what work needs to be done.
  - iv) Parkview Culvert Replacement – Jaguar Communications damaged the culvert when they trenched in their communications line. The costs for this repair (\$3347) have been forwarded to Jaguar with the expectation that the Township will be reimbursed. We've been assured that we'll receive the reimbursement payment by the 4/19/2020
  - v) 165<sup>th</sup> St Pond – A resident informed us that there are two pipe issues on the pond on the west end of 165<sup>th</sup> Street. On both the inlet and outlet pipes, there are pipe joints that have come apart and will need to be repaired. BKJ is preparing to do this work and will complete it as soon as they become available.
  - vi) 190<sup>th</sup> Street Culvert – A culvert crossing 190<sup>th</sup> just west of Fox Ridge Road appears to have failed on the north side of the road. BKJ is preparing to complete the repairs. Consider initial culvert repair and complete if we repair the road later.
  - vii) 207<sup>th</sup> Street Drainage – Because of the rainy fall weather of 2019, the regrading of the ditch area on the north side of 207<sup>th</sup> Street was delayed. A meeting will be organized with the residents to discuss the scope of the work and answer any questions. This work will not be able to be completed until late spring/early summer to allow the area to dry.
  - viii) MS4- Reviewed all ponds and outfalls so we can monitor.
  - ix) Revere and 185<sup>th</sup> St Intersection – No additional information has been made available. Kowalski noted that there is a question about someone on Revere and 180<sup>th</sup> and if that is holding up development/annexation.
- f) Development
- i) Orderly Annexation Agreement – no change from previous month.
  - ii) Developments –

- (1) Legacy Addition (Cleary Acres) – one driveway permit issued.
- (2) Harvest Bluffs – Punchlist repairs were completed in March 2020, including repairing the infiltration basin.

**5) Road Report**

- a) No Road Issues
- b) Weight limit signs are installed- Monday April 13 road restrictions will end.
- c) BKJ has been doing some grading.
- d) Garbage pick-up- Windows on Vergus, water heater on Mushtown

**6) Town Hall and Parks Report**

- a) Rentals- All rentals have been cancelled/postponed through April. 3 total, 1 paid. Church has suspended their services for up to 8 weeks.
- b) Review 2040 Prior Lake Park Plan- City is asking that the draft plan is shared with primary organization contacts for review and comment. They would like one document with all summarized comments related to the park system plan submitted to Candace Amberg, at WSB at [camberg@wsbeng.com](mailto:camberg@wsbeng.com) by June 1, 2020. To access the draft copy of the Prior Lake Park System Plan: Prior Lake Park System Plan: <https://wsbeng.sharefile.com/d-sffe9c84d2ae4effa>

**7) Water Resources Report**

- a) Kelley attended meeting for Water Resources Plan. No major impacts to the Township.

**8) Treasurer’s Report**

- a) Johnson presented the March, 2020 Treasurer’s Report. In March total receipts were \$24,718.05 total disbursements were \$33,192.30, and the ending cash balance was \$2,084,524.64. Kelley made a motion to approve the March, 2020 Treasurer’s Report. Berens seconded.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

**9) SCALE**

- a) All SCALE meetings cancelled until May.

**10) New Business/Old Business**

- 11) Approval of Disbursements** Johnson explained that the check register and copies of the invoices for all checks have been delivered to the Board. The Board reviewed the April, 2020 disbursement ledgers and approved checks numbered, 13079 to 13103, to be issued. Berens made a motion to allow Clerk and Treasurer to sign checks 13079 to 13103. Kowalski seconded.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

The checks were signed and given to Hanson for mailing.

There being no further business before the Board, Kowalski made a motion to adjourn. Berens seconded. All in favor. The meeting was adjourned at 8:25 p.m.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion passed

Melissa Hanson, Clerk  
Spring Lake Township

Minutes approved \_\_\_\_\_

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Thaddeus Kowalski, Chairman

\_\_\_\_\_  
Melissa Hanson, Clerk