

OFFICIAL MINUTES
SPRING LAKE TOWNSHIP MONTHLY MEETING
June 11, 2009

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

Present:

Michael Borka - Supervisor
Kathy Nielsen – Clerk

Eugene Berens – Supervisor
Stacy Siegle - Treasurer

Glenn Kelley - Supervisor

Also Present:

Mark Statz, Bonestroo

Bob Bauer, Severson Sheldon et al

- 1) a) The June monthly meeting was called to order by Chairman Berens at 6:00 p.m.
b) The Pledge of Allegiance was said.
c) Changes to the agenda. The Board deferred items b), d) and e) of the draft agenda to the July meeting and added a new item - consideration of a contract with Scott County for assessment services. Kelley made a motion to approve the agenda as amended. Borka seconded. All in favor.
d) Approval of May 14, 2009 meeting minutes. Berens made a motion to accept the minutes as presented. Kelley seconded. The minutes were approved 3-0.
- 2) **Public Commentary.**
 - a) At 7:30 p.m. Sharon Thompson, 20466 Fairlawn Avenue, came before the Board to ask if the Board would be willing to sell or lease to her a 30 foot strip of Fish Lake Park land to provide lake access to her family. This request will be placed on the Board's July agenda.
 - b) At 8:00 p.m. Pat Muelken, 20700 Parkfield Avenue, came before the Board to ask if he could purchase from the town the old chain link fence which has been removed from Fish Lake Park. This request will be placed on the Board's July agenda.
- 3) **Agenda Items**
 - a) Carolyn Stage, Country Prime Time – Request for support for a large assembly permit for a street dance to be held on Langford Way on July 18, 2009. Berens made a motion to support the issuance of a large assembly permit for Country Prime Time to hold a street dance on Langford Way on July 18, 2009 from 4:00 p.m. to 11:00 p.m. Borka seconded. All in favor.
 - b) Dennis Thom, 20816 Addison Drive – concerns regarding ordinance enforcement with respect to township roads. Thom expressed ongoing concerns regarding the ditch restoration work conducted by his neighbor, Josh Rosen at 20835 Addison Drive. Thom stated that he did not think the ditch would drain properly to the stand pipe Thom installed as part of the development of Rosen's lot. Thom demanded that the Board restrain Rosen from driving his 4-wheeler on Thom's property. Berens advised Thom that this issue was a civil matter and is not the business of the Town Board. Thom informed that Board that he is no longer going to be grading Addison Drive. Therefore, he expects the Town to out there, everyday, taking care of the road. Thom asked the Board when he would receive payment for the Town's use of his land for 210th Street. Thom was told that since this issue is the subject of ongoing litigation, the Board was unable to comment on this subject. Thom requested the Board to retract its letter dated April 27, 2009 directing Thom to cease all grading activity on township roads. The Board denied Thom's request. Following Thom's presentation, Sheriff's Officer Phil Nawrocki met with Thom outside the Board room. Following his discussion with Thom, Nawrocki reported to the Board that he advised Thom that his conduct was not

acceptable. Nawrocki further advised Thom that if his angry interactions with the Town Board continue, either at Board meetings or in the office, the Board has the option to obtain a restraining order against him. Nawrocki also informed that Board that Thom stated that he was not truly concerned about the condition of the town roads and was not really bothered by this. His was truly upset about his neighbor.

- c) Consideration of quotes for installation of chain link fencing at the southern border of Fish Lake Park The Board considered the following quotes for installation of fencing at the southern border of Fish Lake Park:

• Arrow Fence Co.	\$13,577.00
• Dakota Fence of MN	\$17,473.00
• Midwest Fence & Mfg	\$13,553.00
• Town & Country Fence	\$15,765.00

Berens made a motion to award the work to Midwest Fence & Manufacturing Company at a cost of \$13,553.00. Borka seconded. All in favor. Statz will have the south property line staked next week.

- d) Consideration of a Barter Agreement with Fish Lake Sportsmen's Club. Kelley made a motion to approved the barter agreement with Fish Lake Sportsmen's Club whereby the Club will re-roof the main pavilion at Fish Lake Park in exchange for free town hall rental for monthly club meetings from September, 2009 through May, 2011. Borka seconded. All in favor. The Club anticipates beginning work on the re-roofing on July 17th. Borka will purchase materials and haul away the debris.
- e) Discussion of fire services options. Nielsen presented the most recent Fire contract drafted by the City of Prior Lake. The City did not accept the Townships request for a change in the cost allocation formula. Berens made a motion to approve the Fire and Rescue Contract with the City of Prior Lake for the years 2009-2013. Kelley seconded. All in favor. Berens expressed ongoing interest in pursuing the establishment of a Township fire department. He will contact surrounding Townships to gauge their interest.
- f) Joint Powers Agreement for Assessment Services. Kelley made a motion to approve a Joint Powers Agreement with Scott County for Assessment of the Township of Spring Lake. Borka seconded. All in favor.

4) **Engineer's Report.**

Statz presented the June, 2009 Engineer's Report.

- a) Vergus Avenue Culvert Replacement. Statz presented plans and specs for this project. Berens expressed his preference to have the culvert bedded in compacted clay. Statz expressed concerns with this approach and favored the standard practice of bedding the culvert in sand with a concrete seepage collar. Berens was concerned with the additional cost and long-term performance of this approach. Berens made a motion to accept the plans and specs and authorize the solicitation of quotes for this project, bedding the culvert in clay and having an alternate quote of bedding the culvert in sand with a seepage collar. Borka seconded. All in favor. Berens will ensure the necessary easements are obtained.
- b) Xeon Avenue. Berens will work directly with Art Johnson Trucking to complete the culvert installation and shouldering work needed to prepare Xeon for possible paving in 2009.
- c) DAP Transportation Plan. Statz recommended the Board request an update from Scott County on the status of their internal discussions regarding transportation impact fees.

5) **Road Report**

- a) Crack Filling. Work is scheduled to begin on June 23rd. Mike Hirsch will schedule a pre-con meeting on the first day of the project.

6) Parks Report

- a) Volleyball nets. Nets have been installed.
- b) Grading of ball fields. Ball fields are being graded three times per week while the fields are being used by the Spring Lake Area Learning Center. After school ends fields will be graded twice per week.

7) Water Resources Report

- a) Scott WMO Technical Advisory Committee meeting. The Board authorized Stat's attendance at the Scott WMO TAC meeting scheduled for June 30th from 9:00 a.m. to noon.
- b) Total Maximum Daily Load (TMDL) Studies. The Minnesota Pollution Control Agency sent a letter informing Spring Lake Township that it is being impacted by the Upper Prior & Spring Lakes TMDL currently underway. The letter also indicated that that township may be impacted by future TMDL's for Fish Lake and Clearly Lake. Nielsen noted that the town is also included in the Lake Pepin TMDL. Each of these studies will place limits on the nutrients transported through the towns stormwater management system.

8) Treasurer's Report

- a) May, 2009 Treasurer's Report. Siegle presented the May, 2009 Treasurer Report. Kelley made a motion to approve the May, 2009 Treasurer's Report. Borka seconded. All in favor.
- b) Cash flow analysis. Siegle presented a cash flow analysis designed to determine how much cash could be invested at this time. Berens made a motion authorizing Siegle to invest \$175,000 in a one-year C.D. Kelley seconded. All in favor.

9) New Business/Old Business

- a) Minutes – Local Board of Appeal and Equalization. Kelley made a motion to approve the minutes of the May 12 and May 28, 2009 Local Board of Appeal and Equalization. Borka seconded. All in favor.
- b) Minutes – Workshop on a Road Project Assessment Policy. Kelley made a motion to approve the minutes of the June 8, 2009 workshop on a Road Project Assessment Policy. Borka seconded. All in favor.
- c) Minutes – NPDES Public Hearing. Borka made a motion to approve the minutes of the June 9, 2009 public hearing regarding the NPDES permit. Berens seconded. The motion passed 2/0, with Kelley abstaining.
- d) Missing table. Nielsen informed that Board that a 4' banquet table is missing from the town's inventory.

10) **Approval of disbursements**. The Board reviewed the attached June, 2009 disbursement ledgers and approved the checks numbered, #8645 to #8677, to be issued. The checks were signed and given to Nielsen for mailing.

11) The following items were included in the Board's information packets for informational purposes:

- List of upcoming meetings
- Letter from the DNR dated May 21, 2009 regarding removal of sediment from the Breckner pond
- E-mail from Pete Beckius, Scott SWCD dated May 15, 2009 with a list of open restoration orders.
- E-mail from Jason Swenson, Scott WMO regarding a WCA violation at 19755 Mushtown Road
- Letter from Dennis Thom dated June 2, 2009 regarding activities at 20385 Addison Drive
- Updated contact list of Board members and service providers

There being no further business before the Board, Borka made a motion to adjourn. Kelley seconded. All in favor. The meeting was adjourned at 9:45 p.m.

Kathy Nielsen, Clerk
Spring Lake Township

Minutes approved _____

Berens, Chairman

Kathy Nielsen, Clerk