

OFFICIAL MINUTES
SPRING LAKE TOWNSHIP MONTHLY MEETING
August 13, 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:

Mike Hirsch, Bonestroo

- 1)
 - a) The August monthly meeting was called to order by Chairman Berens at 6:01 p.m.
 - b) The Pledge of Allegiance was said.
 - c) Changes to the agenda. Nielsen requested the addition of an item to approve a pay request for the Vergus Avenue Culvert Replacement Project. Kelley made a motion to approve the agenda with the requested amendment. Borka seconded. All in favor.
 - d) Approval of July 9, 2009 meeting minutes. Kelley requested the removal of a sentence. Borka made a motion to accept the minutes as revised. Kelley seconded. The minutes were approved 3-0.
- 2) **Public Commentary.** No residents came forward for public comment.
- 3) **Agenda Items**
 - a) Kevin Haferman, Doherty's Tavern – Request for support of renewal of 2:00 a.m. liquor license. The Board reviewed the Sheriff's call activity report for the tavern. Seeing no significant problems with the later closing time, Berens made a motion to support renewal of the 2:00 a.m. liquor license for Doherty's Tavern. Borka seconded. All in favor.
 - b) Consideration of a policy defining Expansion of Use for Non-Conforming Businesses. Kelley requested that the word "businesses" in the draft policy be replaced by "taverns". Borka made a motion to adopt Resolution #09-010 establishing a policy to allow non-conforming taverns to hold one outdoor event on one calendar day per calendar year without such an event being considered an expansion of their non-conforming use. Any additional outdoor activity, event, or other gathering at which alcohol is sold or consumed will be deemed to be an expansion of the non-conforming use. Kelley seconded. All in favor. Kevin Haferman asked the Board if he could host outdoor volleyball events with participants bringing their own alcohol. Sheriff's Deputy Bob Mulheville stated that such an event would be difficult to police. The Board informed Haferman that outdoor volleyball would be considered an event irrespective of who provided the beverages. The Board stressed that Doherty's Tavern is limited to one single outdoor event per year, irrespective of the size and irrespective of who provides the alcohol.
 - c) Consideration of a pay request for the Vergus Avenue Culvert Replacement Project. Hirsch presented Pay Request #1, noting that the actual project costs were less than the bid amount of \$18,115. Berens made a motion to approve Pay Request #1 in the amount of \$15,430.85. Borka seconded. All in favor
- 4) **Engineer's Report.**

Hirsch presented the August Engineer's Report.

 - a) Town Hall. Work has begun to repair failures in the concrete work. Re-seeding will need to be done in disturbed areas once the concrete work is completed. A drainage ditch needs to be created on the south side of the sidewalk outside the office door. Downspout design is resulting in leakage and staining on the exterior. Greystone is looking into a solution.

- b) Vergus Avenue Culvert Replacement Project. Project is nearly completed with some finish grading remaining.
- c) Detailed Area Planning. Next DAP management team meeting is scheduled for September 2nd to discuss stormwater management and the County's finding on assessing public facilities and service impacts.
- d) Road Project Assessment Policy. Bonestroo is working on creating sketches to be incorporated into the draft Road Project Assessment Policy. Sketches should be completed and to the Board by the end of the month.

Kelley made a motion to recess the September Board meeting in order hold the continuation of the Annual Meeting. Borka seconded. All in favor. The meeting was recessed at 6:53.

Berens continued the August monthly meeting at 7:20 p.m.

5) Road Report

- a) Culverts on Xeon. Culvert replacement on Xeon will begin soon.
- b) Doonbury Knolls. Street signs need to be straightened.
- c) Doonbury Knolls sediment pond. Complaint was received stating the pond needs to be cleaned out. Pond was visually inspected and appeared to be in good order. Pond will be inspected again in 2010.

6) Parks Report

- a) Re-roofing of Fish Lake Park Pavilion. The Fish Lake Sportsmen's Club completed re-roofing the Fish Lake Park pavilion on July 26th. The Board expressed appreciation for the project.
- b) Signage at Fish Lake Park. Kelley led a discussion regarding dog control and littering signage to be installed at Fish Lake Park. The decision was made to allow dogs only in the area north of the town hall.

7) Water Resources Report

- a) Standard for Digital Stormwater System Data Exchange. Nielsen attended a meeting on July 15th to discuss a proposal for creating and maintaining statewide stormwater system mapping information in a standard digital format. Although such a standard would be voluntary at this time, the standard could be required under the updated NPDES permits in 2011. Information to be included in the standard would be the direction of flow through the stormwater system. This data was not gathered in the original mapping completed by Borka in 2007.
- b) PLSLWD Water Resources Management Plan. A new 135-page water resources management plan was released this week by the PLSLWD. The comment period for this plan ends on October 9th. Bonestroo will review and provide comments.

8) Treasurer's Report

- a) Siegle presented the July, 2009 Treasurer's Report. Borka made a motion to approve the July, 2009 Treasurer's Report. Kelley seconded. All in favor.

9) New Business/Old Business

- a) Revised Fire Contract. Credit River Township made revisions to its fire contract with the City of Prior Lake after Spring Lake Township adopted its contract. The City of Prior Lake requested Spring Lake Township to approve a contract with the same language as the Credit River Contract. The Board is not satisfied with one provision of the Credit River contract which would restrict the timeframe in which the town could terminate the contract. Berens will discuss the changes with Frank Boyles and bring a recommendation back to the Board.
- b) 2010 Fire Contract Costs. The fire contract costs for 2010 will increase to \$142,042 for 2010. This represents a 17 percent (17%) increase over the 2009 cost of \$121,853. Berens urged continued discussions regarding the establishment of a township fire department as a way to achieve greater control over the cost of these services.

- c) Surveillance Cameras. Nielsen was directed to research the cost of replacing one surveillance camera with a higher resolution model.
- d) Special Meeting Minutes. Kelley made a motion to approve the minutes of the July 23rd special meeting regarding Doherty's Tavern large assembly permit. Borka seconded. All in favor. Kelley made a motion to approve the July 9th special meeting minutes regarding Dennis Thom litigation. Borka seconded. The motion passed 2/0 with Berens abstaining.
- e) Fees for Approval of Liquor Licenses. The Board discussed its statutory authority to charge a fee of up to 20% of the County fee for approval of liquor licenses. No action was taken
- f) Thom/Rosen mailbox dispute. The post office sent a letter to Thom dated July 21, 2009 informing him that he needed to change the location of the mailbox he installed for the vacant property, 20816 Addison Drive. Thom has failed to comply with the letter.

10) Approval of disbursements. The Board reviewed the August, 2009 disbursement ledgers and approved the checks numbered, 8712 to 8748, 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:

- Ben's Bay second quarter 2009 operating report
- Copy of a septic compliance letter dated July 20, 2009 mailed to Greg Jasper
- E-mails from defense counsel regarding Thom litigation
- Complaint letter from Dennis Thom dated July 29, 2009
- Update of Cease and Desist Orders and Restorations Orders from the Scott SWCD
- SCALE statement of mission, values & strategies and 5-year Strategic Plan
- List of upcoming meetings

There being no further business before the Board, Borka made a motion to adjourn. Kelley seconded. All in favor. The meeting was adjourned at 9:15 p.m.

Kathy Nielsen, Clerk
Spring Lake Township

Minutes approved _____

Berens, Chairman

Kathy Nielsen, Clerk