

OFFICIAL MINUTES
SPRING LAKE TOWNSHIP MONTHLY MEETING
October 8, 2009

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

Present:

Michael Borka - Supervisor
Kathy Nielsen – Clerk

Glenn Kelley - Supervisor
Stacy Siegle - Treasurer

Also Present:

Mark Statz, Bonestroo

Bob Bauer, Severson Sheldon et al

- 1)
 - a) The October monthly meeting was called to order by Chairman Borka at 6:00 p.m.
 - b) The Pledge of Allegiance was said.
 - c) Changes to the agenda. Nielsen requested the adoption of a proclamation honoring Eugene Berens, and the addition of consideration of resolutions certifying unpaid utility bills and delegating WCA decision making authority. Kelley made a motion to approve the agenda with the requested changes. Borka seconded. All in favor.
 - d) Approval of September 10, 2009 meeting minutes. Kelley made a motion to accept the minutes as presented. Borka seconded. The minutes were approved 2-0.
- 2) **Public Commentary.** No residents came forward for public comment.
- 3) **Agenda Items**
 - a) A proclamation honoring Gene Berens. Siegle read a proclamation honoring Gene Berens. The proclamation was signed by Chairman Borka and will be presented to the Berens family.
 - b) Kevin Haferman, Doherty's Tavern – Request for support of renewal of an on-sale and Sunday liquor license, and an off-sale 3.2 liquor license. Haferman informed the Board that there was a compliance violation with respect to his liquor license. A new bartender inadvertently allowed the bar to be open past its legal operating time. Bartender was not aware that the 2:00 a.m. liquor license had expired. After reviewing the sheriff's incident report for the past twelve months, Kelley made a motion to adopt resolution #09-012 supporting the renewal of an on-sale and Sunday liquor license for SSK Group, L.L.C. d/b/a Doherty's Tavern. Borka seconded. All in favor. Kelley made a motion to adopt resolution #09-013 supporting the renewal of an off-sale 3.2 liquor license for SSK Group, L.L.C. d/b/a Doherty's Tavern. Borka seconded. All in favor.
 - c) Consideration of bids for road maintenance. Art Johnson Trucking, Inc. was the only bid received for grading and miscellaneous road maintenance for the period November 16, 2009 through November 15, 2012. Kelley made a motion to accept the bid from Art Johnson Trucking, Inc. and directing Nielsen to enter into a contract for the one year period from November 16, 2009 through November 15, 2010. Borka seconded. All in favor
 - d) Consideration of bids for snow and ice removal. Art Johnson Trucking, Inc. was the only bid received for snow and ice removal for the period November 16, 2009 through November 15, 2012. Kelley made a motion to accept the bid from Art Johnson Trucking, Inc. and directing Nielsen to enter into a contract for the one year period from November 16, 2009 through November 15, 2010. Kelley seconded. All in favor

- e) Consideration of assessment policy for road improvement projects. Kelley made a motion to approve Resolution #09-014 establishing a special assessment policy for road improvement projects. Borka seconded. All in favor.
- f) Consideration of a proposal for members of the Scott County Joint Storm Water Education Program to fund the hiring by the SWCD of a storm water educator. The Board reviewed the proposal from the SWCD. Borka made a motion to approve the Agreement between Scott Soil and Water Conservation District and Members of the 2010-2012 Scott County Joint Storm Water Education Program with a contribution of \$1,000 towards the funding of a storm water educator. Kelley seconded. All in favor.
- g) Discussion of candidates for vacant supervisor position. The Board reviewed a letter of interest from Chris Olson regarding the vacant supervisor position. Kyle Higdem expressed interest in serving on the Town Board. Higdem was encouraged to send a letter of interest for consideration by the Board. The Board will hold a special meeting on at 4:00 p.m. October 20, 2009 to appoint a supervisor to fill the seat vacated by the untimely death of Gene Berens.
- h) Discussion of a memorial for Eugene Berens. Don Sterna and members of the Meadowlark Lane neighborhood expressed their desire to participate in establishing a memorial for Gene Berens at Fish Lake Park. Suggestions included installation of a flagpole and plaque in honor of Gene and naming the ball fields at Fish Lake Park the Gene Berens Memorial Fields. Nielsen will discuss these ideas with Rhoda Berens. Sterna will review the cost of a flagpole and plaque. Discussions will continue at the November Board meeting.
- i) Consideration of a resolution certifying unpaid utility bills. Borka made a motion to approve Resolution #09-015 certifying unpaid utility bills. Kelley seconded. All in favor.
- j) Consideration of a resolution delegating WCA decision making authority to staff. Nielsen presented a memo outlining the Township's responsibilities under the Wetland Conservation Act, and describing the Town's ability to delegate some or all of its decision making authority to qualified internal or external staff. Kelley made a motion to adopt Resolution #09-016 delegating decision making authority for WCA exemption, no loss and wetland boundary and type decisions to the natural resources specialist employed by the Township's engineering firm. Borka seconded. All in favor.

4) **Engineer's Report.**

Statz presented the October Engineer's Report.

- a) Town Hall. Concrete repair has been completed. Greystone is working on a solution to issues with the downspouts which spill over their channels.
- b) DAP Transportation Plan. A DAP management team meeting is scheduled for October 13th to discuss transportation issues including a funding mechanism for future turn/bypass lanes.
- c) Kevin Johns property. Statz requested clarification from the Board as to whether or not the Town will require the extension of 189th Street to the end of the development. No extension of the cul de sac will be required. 189th Street must be widened to 24 feet. 185th Street needs to be paved with the completion of the through-road in Phase 2 of the development.
- d) PLSLWD Water Resources Management Plan. Bonestroo has completed its review of the PLSLWD Water Resources Management Plan. Statz presented his comments and a draft letter providing official comments to the watershed district. The Board discussed Bonestroo's findings, made revisions and authorized Statz to forward written comments to the PLSLWD.

5) **Road Report**

- a) Xeon Culvert Replacement. Culvert replacement is complete. Some slope works remains to be done.
- b) Shouldering. The Township has entered into an informal agreement with Scott County whereby the County will provide staff and equipment to complete shouldering on Township roads. In exchange, the Township will supply the County with a quantity of red rock and hauling equal to the value of the shouldering services. The work should begin next week.

6) Parks Report

- a) Pet Littering Signs. Signs have been received and will be installed over the weekend.
- b) Irrigation blow-out. The irrigation system at Fish Lake Park will be winterized next week. An as-built of the system will be provided at that time.
- c) Winterizing outdoor fountain & spigots. Borka will take care of completing winterization before a hard freeze.
- d) DAP findings. At a meeting on September 29th, Brad Davis, Scott County Planning Manager, presented findings that the build out of the DAP area will create a burden on neighboring cities to provide recreational and athletic facilities for residents in the DAP area. Therefore, the township is being asked to meet with the City of Prior Lake to begin discussions to plan for these impacts. It was noted in the September 29th meeting that Spring Lake Township already provides athletic fields for P.L.A.Y. The cities and towns serving P.L.A.Y. should develop a unified plan for addressing the needs of this organization going forward.

7) Water Resources Report

- a) Lindsay wetland delineation. The wetland delineation provided to date is incomplete.
- b) Wangerin WCA violation. Ben Meyer is discussing this situation with Pete Beckius to determine if, in fact, a violation of WCA has occurred.

8) Treasurer's Report

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

9) New Business/Old Business

- a) Approval of Special Meeting Minutes. Kelley made a motion to approve the minutes of the September 28, 2009 special meeting to reorganize town duties. Borka seconded. All in favor.
- b) Security camera. Kelley made a motion to approve the replacement of one security camera with a higher resolution model and the relocation of another camera. Borka seconded. All in favor.
- c) Portable defibrillator. The City of Prior Lake has offered to donate to the Town a used portable defibrillator. The annual cost to maintain the equipment will be approximately \$135. Borka made a motion to accept the donation of a portable defibrillator to be housed at the Town Hall. Kelley seconded. All in favor.
- d) Thom lawsuit. Hearing for Summary Judgment has been rescheduled for December 8th.

10) Approval of disbursements. The Board reviewed the attached October, 2009 disbursement ledgers and approved the checks numbered, 8780 to 8809, 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:

- September sheriff's incident report
- List of upcoming meetings

There being no further business before the Board, Kelley made a motion to adjourn. Borka seconded. All in favor. The meeting was adjourned at 10:30 p.m.

Kathy Nielsen, Clerk
Spring Lake Township

Minutes approved _____

Michael Borka, Chairman

Kathy Nielsen, Clerk