

CASTLE ROCK TOWNSHIP **Approved**
BOARD OF SUPERVISORS REGULAR MEETING
October 13TH, 2009 7:00 P.M.

The regular monthly meeting of the Board of Supervisors of Castle Rock Township was convened at the Castle Rock Town Hall on Tuesday, October 13th, 2009 at 7:00 p.m. Present were Pete Schaffer Chair, Michael Kiefer Vice-Chair, Mark Molitor, Russ Zellmer, Drea Doffing Supervisors, Colette Mumm Treasurer, Jane Bistodeau Clerk. Also present were Al Venz, Eric Greenslade, Sandy Weber, Eric Ruud, Mark Wagenknecht, David Sodergren, Ken Betzold, Mark Henry, Deputy Mike Vikesland, Ryan Port, Mike Port, and Paul Snyder.

Pete Schaffer called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

APPROVE AGENDA

Mike Kiefer would like to discuss the foreclosed house on Albatross Circle after Clerk's Report.

Mark Wagenknecht would like to be added to Public Comment.

Mark Henry would like to be added to Public Comment.

Russ Zellmer made a motion and Drea Doffing seconded to approve agenda as amended. Motion carried 5 ayes.

REVIEW/APPROVE

September 8th, 2009 Board of Supervisors Regular meeting minutes.

Drea Doffing made a motion and Mark Molitor seconded to approve as written. Motion carried 4 ayes. 1 abstain, Russ Zellmer.

Resolution 2009-6 – Fee Resolution and Utility Fee Schedule

Drea Doffing made a motion and Russ Zellmer seconded to approve Fee Resolution and Utility Fee Schedule. Motion carried 5 ayes.

Castle Rock Township and City of Farmington 9/15/09 meeting summary

Reviewed meeting minutes. Clerk directed to follow-up with email to City of Farmington regarding 225th maintenance agreement. Mark Henry asked whether he should contact the City of Farmington to cost share gravel expense for 225th street when figuring road budget for 2010.

Castle Rock Township Board of Supervisors Meeting Rules

Russ Zellmer changed "recognized by a board member" to "Chair" under #4. Change "Chairman" to "Chair" under #8. Pete Schaffer read the Board of Supervisors meeting rules out loud. **Mike Kiefer made a motion and Drea Doffing seconded to accept meeting rules with changes. Motion carried 5 ayes.**

Collaborative Comprehensive Plan Resolution and Summary

Mike Kiefer made a motion and Drea Doffing seconded to table the Comprehensive Plan Resolution for further review. Motion carried 5 ayes.

UNFINISHED BUSINESS

1. Fee schedule changes – Planning Commission recommended no change to MNSPECT fee. Ag permits \$100.00 flat fee only, house removal fee \$10,000.00 bond or letter of credit. Increase PC secretary to \$40.00 per meeting so meeting charges would need to be increased to \$250.00. **Russ Zellmer made a motion and Mike Kiefer seconded to deny changes because of additional changes to permit schedule in near future. Make changes all at once and publish. Motion carried 5 ayes.**
2. Mark Beltz crosswalk – finished and complete.

PERMITS

Al Venz, 22340 Albatross Circle, Farmington, MN – accessory building

Discussion was held about 2nd driveway. **Mark Molitor made a motion and Mike Kiefer seconded to approve the building permit with no second driveway but right of way must be brought back to original condition. Motion carried 5 ayes.** Al Venz in audience and agrees with recommendation.

PLANNING COMMISSION UPDATE

Sandy Weber reviewed the 9-28-09 Public Hearing minutes for the wind turbine. The Planning Commission recommended approval of the Interim Use Permit.

Planning Commission discussed increasing meeting wage for the PC Secretary to \$40.00 from \$25.00. The meeting fee would need to be increased to cover the expense. The conditional use permit list is under review by Planning Commission.

NEW BUSINESS

Interim Use Permit-Windjet Wind Turbine

Mike Kiefer read out loud the letter from Dean Johnson, Planner with questions and answers regarding the wind turbine. Drea Doffing reviewed the email from Jeff Schoenecker, Dakota Electric and the missing components for their application. Discussion was held about options on proceeding with the IUP application or withdrawing application because the wind turbine is not allowed in the ordinance book. Paul Snyder, Eric Greenslade & Ryan Port requested the PC to better inform applicants of process of obtaining IUP or CUP. Ryan Port and group requested to withdraw IUP application and request refund of escrow balance.

ROAD REPORT

Certificate of 2009 Township Road Mileage

Mike Kiefer made a motion and Drea Doffing seconded to accept township road mileage of 33.75. Motion carried 5 ayes.

Gopher Sealcoat Quotes

\$5810.00 to sealcoat Albatross Circle, included in 2009 road budget. The project will be done in the next month.

Road Committee Budget Meeting

Mark Henry asked if the Road Committee could set the meeting date and have the Clerk post the meeting. Pete Schaffer suggested that a full dustproof should be done well traveled roads. The Board directed the Clerk to send Denmark complaint email to Eureka Township and to check with MN Assn of Townships about headwalls.

PUBLIC COMMENT

Deputy Sheriff-asked for questions from Board or audience. Explained the fairboard is monitoring decibel levels for noise at the fairground events. Past events stayed under decibel level.

David Sodergren-appreciates meeting rules and hopes they are reciprocated by the Board towards the audience.

David requests the meetings be taped or recorded for future reference. Explained he attempted to apply for a window building permit and was denied by Clerk because of direction of the Board.

Mark Henry expressed frustration with the attack on the Road Registration at the past Board meeting. He said the process included public hearings with township attorney present, hours of research done and is offended by remarks. Mark stated he was on the Task Force and feels it was a waste of two years because simple clustering should have passed.

Mark Wagenknecht seconds everything Mark Henry said. Concerned about bad intersection 255th Street and Denmark Avenue, yield sign should be stop sign. Also feels there is a safety issue at Biscayne Avenue and County Road 80. Mark feels #7 on the Board of Supervisors meeting rules should read “reserves the right to not answer

questions". The Board said they would revisit question #7 at the November meeting.

TREASURER'S REPORT

Habeck Web Development-Gloria is increasing hourly rate from \$40.00 to \$50.00 effective November 2009. **Mike Kiefer made a motion and Drea Doffing seconded to approve rate increase. Motion carried 5 ayes.**

Receipts \$26,948.41

Investments \$370,695.45

Bank Statement \$4,055.20

Budget comparison through October 1, 2009 \$372,469.82.

Mike Kiefer made a motion and Drea Doffing seconded to approve Treasurer's Report. Motion carried 5 ayes.

PAYROLL AND CLAIMS

Payroll \$ 5,058.30

Claims \$13,395.46

Total \$18,453.76

Mike Kiefer made a motion and Drea Doffing seconded to approve payroll and claims. Motion carried 5 ayes.

CLERKS REPORT

- Dale and Renee Johnson-\$26.91 owed from plan review. Board said to write off balance owed.
- Larry Walsh-the Board directed the Clerk to write a letter that his complaint letter was received and will be addressed at the next Castle Rock Township and City of Farmington meeting November 19, 2009 and invite him to attend. **Drea Doffing made a motion and Mike Kiefer seconded to direct the Clerk to write the letter to Mr. Walsh. Motion carried 5 ayes.**
- Dakota County letter regarding C.I.P. Program. **Russ Zellmer made a motion and Drea Doffing seconded to direct the Clerk to send resolution letter of support to Dakota County C.I.P. Programs. Motion carried 5 ayes.**
- 22499 Chippendale Avenue complaints-**Russ Zellmer made a motion and Mike Kiefer seconded directing the Clerk to send Theresa Hoang a letter and cc: Rachel Stephens, MNSPECT, Township Attorney with dates of inspections stating the township looked into the complaint and found the septic compliant and no further action will be taken. Motion carried 5 ayes.**
- Mike Kiefer said the foreclosed house on Albatross Circle had repairs done with no permits. The Board said no action should be taken.

Mike Kiefer stated that Norb Kuhn has made catastrophic mistakes at recent meetings in regards to the wind turbine, clustering with poor or no findings of fact and feels he should be removed from the Planning Commission. Drea Doffing feels more research should have been done on the wind turbine IUP before recommendations were made. Sandy Weber requested more direction from the Board in regards to processing IUPS and CUPS. **Mike Kiefer made a motion and Russ Zellmer seconded to remove Norb Kuhn from the Planning Commission by paper ballot. 5 ayes for paper ballot vote. Paper ballot taken-4 ayes for removal, 1 nay. Motion carried.**

Pete Schaffer volunteered to call Norb.

Mike Kiefer made a motion and Drea Doffing seconded to appoint Mark Wagenknecht to fill open Planning Commission position. Motion carried 5 ayes.

Acting Chair, Sandy Weber directed the Clerk to post notice of a 6:00 p.m. Reorganizational Meeting on October 26, 2009.

ADJOURN

Mike Kiefer made a motion and Drea Doffing seconded to adjourn. Motion carried 5 ayes.

Adjourn 10:10 p.m.

Respectfully Submitted
Jane Bistodeau, Clerk

Attest:
Pete Schaffer, Chairman of Board of Supervisors