

CASTLE ROCK TOWNSHIP **Approved**
BOARD OF SUPERVISORS REGULAR MEETING
APRIL 14TH, 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, April 14th, 2009 at 7:00 p.m. Present were Pete Schaffer Chair, Michael Kiefer Vice-Chair, Mark Molitor, Drea Doffing and Russell Zellmer Supervisors, Colette Mumm Treasurer, Jane Bistodeau Clerk. Also present were Greg and Helen Cook, Eric Ruud, Sandy Weber, Lisa Dubbels, Carol Cooper, Arlyn Lamb, Norb Kuhn, Paul Irrthum, David Sodergren, Glenn Switzer, Gary Piphon, Mark Wagenknecht, Randy Becker and Mark Henry.

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

APPROVE AGENDA

Mike Kiefer - add "Public participation language" under review/approve.

Pete Schaffer – add phone calls with Peter Herlofsky under new business.

Arlyn Lamb – would like to discuss Spring Cleanup at Dakota County Fairgrounds under new business.

Sandy Weber – requested reading open letter to the Board of Supervisors.

Eric Ruud – would like to discuss road postings under new business.

Joe Harris – would like to be added to agenda and address the Board.

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

REVIEW/APPROVE

Board of Supervisors Regular meeting minutes March 18th, 2009

Pete Schaffer made a motion and Arlyn Lamb seconded to approve minutes as written. Motion carried 5 ayes.

Board of Supervisors Re-Organizational meeting minutes March 18th, 2009

On page 2 under meeting dates the motion should read Drea Doffing seconded, not Arlyn Lamb. **Mike Kiefer made a motion and Russ Zellmer seconded to approve minutes as amended. Motion carried 5 ayes.**

Dubbels Lawn Service 2009 quote

Dubbels will provide the same service as last year at the same price of \$4000.00. **Russ Zellmer made a motion and Drea Doffing seconded to keep Dubbels Lawn Service for 2009 for \$4000.00. Motion carried 5 ayes.**

Dale Kuchinka-Ditch Mowing 2009 quote.

Dale Kuchinka sent in a quote for 26 miles @ \$31/mile both sides-7 foot swath for \$806.00. **Mike Kiefer made a motion and Mark Molitor seconded to keep Dale Kuchinka for 2009 for \$806.00. Motion carried 5 ayes.**

Collaborative Watershed Ordinance

Pete Schaffer explained that the Township can adopt the ordinance and retain permitting rights or leave it with the JPO. Joe Harris, Dakota County Commissioner discussed the Water Resource Management Ordinance. Pete Schaffer asked if the Township could adopt the ordinance at a later date if the Township wanted to. Carol Cooper, Attorney said she has read the Ordinance and she feels that it could be adopted later and doesn't need to be adopted by deadline. **Russ Zellmer made a motion Mark Molitor seconded to adopt the Vermillion**

Watershed Ordinance and to keep local permitting control. Motion carried 5 ayes.

Parcel Split – Switzer property

Discussion was held about parcels A,B,C. Parcels B & C are currently for sale. **Mike Kiefer made a motion and Mark Molitor seconded to approve the parcel split. Motion carried 4 ayes, 1 abstain-Russ Zellmer.**

Public Participation Rule

Discussion was held about 5 and 15 minute rule for meetings. Pete Schaffer read a Public Participation Rule out loud. Russ Zellmer would like it worded that the Board of Supervisors cannot personally attack the audience present or not. **Russ Zellmer made a motion and Mike Kiefer to approve the Public Participation Rule as amended with above wording. Motion carried 5 ayes.**

Joe Harris-Dakota County Commissioner

Joe Harris offered to send over the County Board rules to use for reference for meeting participation. Joe thanked the Board of Supervisors for adopting the Watershed Ordinance. Joe discussed road and bridge projects: County roads 79 & 80 getting gravel uplift, roughly \$12,000 in Road & Bridge fund with County, 79 & 47 on 5 year CIP. Discussed Akron Bridge replacement.

PERMITS

Niel Peterson, 22915 Annette Avenue, Farmington, MN. Removing 25 feet from shop building and rebuilding. **Russ Zellmer made a motion and Mark Molitor seconded to approve. Motion carried 5 ayes.**

NEW BUSINESS

Craig Braun-no call, no show.

Helen & Greg Cook, 23065 Chippendale Avenue, Farmington, MN. Greg wanted to ask if the Board of Supervisors would allow commercial to be looked at around their property. The Board of Supervisors advised Greg & Helen to contact Brian Watson at Dakota County Soil & Water to have the property checked out before proceeding. Then to attend the public hearing on April 20, 2009 and present their findings to the commission.

David Sodergren-Nike Base

David wanted to address the Board regarding alleged comments made about him.

- Voting at election-misunderstood and knows he must live in township to be able to vote.
- Bribing township representatives.-denied by Mr. Sodergren.
- Explained community involvements-window estimate for Nike Base with local contractor, eats at various restaurants in community, purchases from local retailers, etc.
- Suing Township – no plans.
- Presented several letters of support.
- Willing to give tours of facility.
- Air soft ammo only – no live ammo.
- Confirmed felony record and proud of it. Worked undercover and would be willing to meet with the chairman to discuss past history.
- Gave the Board of Supervisors his business card and requested the Board to call with any questions.
- Requested to meet with the Board of Supervisors, Planning Commission, Dean Johnson, and David's Attorney to write up Interim Use Permit language for Nike Base.

Severson Sheldon Molenda letter from Bob Bauer, Township Attorney re: Building permits at Nike Base. Pete Schaffer read the letter out loud and told David Sodergren that all work should cease and no future work will be allowed. David Sodergren requested a copy of the letter from Bob Bauer. David asked if he could board up the windows to keep out the elements and birds. The Board directed David to contact Ron Wasmund and check on what is allowed and what is not without a building permit. Mike Kiefer wants the clerk to send a copy of the Bob Bauer letter to Ron Wasmund to keep on file.

Complaint letter regarding tree removal on 232nd street. The Board acknowledged the letter and the brush and remaining trees will be cleaned up.

Peter Herlofsky contacted Pete Schaffer twice.

1. He would like a few representatives from the township to start up the discussion group again. The Board asked for anyone interested; Norbert Kuhn, Sandy Weber, Russ Zellmer, Pete Schaffer and Arlyn Lamb (resident), and Drea Doffing as alternate. Pete to contact the City of Farmington to start setting up meeting dates.
2. Mr. Herlofsky also interested in who is responsible for garbage pickup at Fairgrounds. The Dew Days event will be held at the Fairgrounds this year and can they use their own garbage haulers? Pete Schaffer to call Mr. Herlofsky and tell him to contact the Fairgrounds to discuss.

Spring Cleanup at Dakota County Fairgrounds-April 24th, 2009 1:00-6:00 p.m. Arlyn Lamb explained information about the cleanup day. Painting, gardening, and cleanup volunteers needed. Evening meal provided for volunteers as well as a Polka Band at 8:00 p.m. \$10.00 fee for anyone wanting to come for the meal and entertainment that did not volunteer.

Eric Ruud-question on road posting no longer needed.

ROAD REPORT

Mark Henry went over the outline for the gravel quotes. Dakota County will do the gravel testing. Letters were written to suppliers regarding quote meeting.

Past address sign installation protocol was discussed. Mark Henry to continue to order signs, posts and install according to standards.

Discussion of road inspection meeting. **Russ Zellmer made a motion and Mike Kiefer seconded to have the Road Inspection meeting on Saturday, May 2, 2009 at 8:00 a.m. Motion carried 5 ayes.**

PLANNING COMMISSION UPDATE

Norbert Kuhn asked the Board why they didn't consider the recommendation of the Planning Commission in respect to the Watershed Ordinance? Pete Schaffer explained his reasoning for his decision.

The Planning Commission recommends adopting the 15 day deadline resolution assuring Brian Watson is responsible for deadlines being met in regards to wetlands. **Russ Zellmer made a motion and Mark Molitor seconded to accept 15 day Resolution. Motion carried 5 ayes.**

The Planning Commission would like to have a workshop on April 16, 2009 to discuss issues before the Public Hearing on April 20, 2009. Issues to be addressed are driveway setbacks, clustering, C.U.P, etc. Gary Piphon explained they would like to write up "sample ordinance" for residents to look over at hearing. **Russ Zellmer**

made a motion and Mark Molitor seconded to approve workshop on 4/16/09 to prepare for public hearing on 4/20/09. Motion carried 5 ayes.

Norb Kuhn wanted to check procedure of appointing new P.C. member. Planning Commission will check over applications and make recommendation for Board of Supervisors May meeting.

Sandy Weber read an open letter to the Board of Supervisors. Clerk will distribute copies of letter written by Sandy on behalf of Planning Commission so it can be discussed at the BOS May 12, 2009 regular meeting.

Ron Wasmund to hold a workshop at no charge one hour before April 27, 2009 regular P.C. meeting.

UNFINISHED BUSINESS

The selection of township engineer, Grant Jacobsen or SEH was not addressed at Re-Organizational meeting. **Mike Kiefer made a motion and Russ Zellmer seconded to accept Grant Jacobsen as township engineer. The Clerk was directed by the Board of Supervisors to write a letter to Grant informing him of the Board's decision. Motion carried 5 ayes.**

R.O.W. Draft by Troy Gilchrist. **Mike Kiefer made a motion and Drea Doffing seconded to table until the May 12, 2009 regular BOS meeting so the Board has a chance to look over. Motion carried 5 ayes.**

Craig Braun-planting in ditch R.O.W. **Mike Kiefer made a motion and Russ Zellmer seconded that Mark Henry, Mike Kiefer and one other Board member stake the ditch at Craig Braun's property so no illegal planting could be done. Motion carried 5 ayes.**

TREASURER'S REPORT

\$10,000 CD due at Castle Rock Bank. Colette checked rates at all three banks and Castle Rock Bank agreed to a 24 month CD @ 2.75% interest rate. **Russ Zellmer made a motion and Mark Molitor seconded to keep the money at Castle Rock Bank and put back into a 24 month CD @ 2.75%. Motion carried 5 ayes.**

Prepay propane-\$1.21/gallon. **Russ Zellmer made a motion and Drea Doffing seconded to see if we can rollover credit balance towards 2009-10 purchase. Motion carried 5 ayes.**

Subscription-Farmington Independent and Cannon Falls Beacon. **Mike Kiefer made a motion and Drea Doffing seconded to not renew the subscriptions. Motion carried 5 ayes.**

Receipts \$1,613.96, Investments \$436,144.52, Bank Statement Balance \$4,633.57.

Russ Zellmer made a motion and Mark Molitor seconded to approve the Treasurers Report. Motion carried 5 ayes.

PAYROLL AND CLAIMS

Payroll \$6,895.82 + Claims \$11,468.46 = Total: \$18,364.28

Clerk directed to check with Bob Bauer about A/R collections with C Garvey and Haven. **Russ Zellmer made a motion and Drea Doffing seconded to approve payroll and claims. Motion carried 5 ayes.**

CLERK'S REPORT

3.2% malt beverage license-

Dew Days, June 25-28, 2009

Rotary Rocktober Fest, October 3, 2009

Spring Clean-up, April 25, 2009

Motocross, July 24, 2009

Dakota County Fair, August 10-16, 2009

Mike Kiefer made a motion and Russ Zellmer seconded to approve. Motion carried 5 ayes.

Large Assembly permits-

Minnesota Storm Soccer, May 23-24, 2009

Midwest Mopars, May 30-31, 2009

Rotary Rocktober Fest, October 3, 2009

Dew Days, June 25-28, 2009

Mike Kiefer made a motion and Mark Molitor seconded to approve. Motion carried 5 ayes.

The Board of Supervisors filled out the MN Association of Townships Officer List.

The Clerk was directed to follow up with Gloria Pinke regarding the tax impact with CapX2020 power lines going through the township.

Pat Parrot Update: Pete Schaffer will contact Arlyn Lamb to set up a meeting with Pat Parrot to take over as supervisor overseeing cleanup on property.

Mike Kiefer updated Board members about Bob Bauer's recommendations.

ADJOURN

Russ Zellmer made a motion and Mike Kiefer seconded to adjourn meeting. Motion carried 5 ayes.

Adjourned 11.02 p.m.

Respectfully submitted,
Jane Bistodeau, Clerk

Attest,
Pete Schaffer, Chair