

**CASTLE ROCK TOWNSHIP** **Approved**  
**BOARD OF SUPERVISORS REGULAR MEETING**  
**May 12<sup>TH</sup>, 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, May 12<sup>th</sup>, 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, Norb Kuhn, Paul Irrthum, David Sodergren, Jon Juenke, Gary Piphon, Bruce Peterson, Sean Qually, Kenny Miller 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**

Pete Schaffer – would like to move Planning Commission update above permits, below Road Report.

Pete Schaffer – would like to move Comp Plan update to Planning Commission update.

Pete Schaffer – add preliminary agenda to Castle Rock website.

Mike Kiefer – add sewage complaint under New Business.

Mike Kiefer – add Planning Commission responsibilities under New Business.

Pete Schaffer – add Fairgrounds update under Unfinished Business.

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

**DAKOTA COUNTY SHERIFF DEPUTY**

Sean Qually, Dakota County Sheriff Deputy, afternoon car, requested a list of ordinances that he and Amber Hentges, midnight deputy could enforce for the township. The Clerk was directed to check with Dakota County to make sure there is an agreement with the county so the ordinances are enforceable by the sheriff's department.

**REVIEW/APPROVE**

April 14<sup>th</sup>, 2009, Board of Supervisors Regular meeting minutes.

On page 2 under New Business, David Sodergren, add "denied" to the second bullet point.

**Russell Zellmer made a motion and Mark Molitor seconded to approve minutes as amended. Motion carried 5 ayes.**

**•Gravel Quotes:**

Limerock: Solberg – all projects                      \$7.79 (prices good through March 2010)

Castle Rock Materials                      \$8.35 and \$8.85

**Mike Kiefer made a motion and Russ Zellmer seconded to accept the Solberg quote. Motion carried 5 ayes.**

Class 5: Eureka – all projects                      \$6.45 (prices good through spring)

Solberg – all projects                      \$7.24 (prices good through spring)

**Mike Kiefer made a motion and Mark Molitor seconded to accept the Eureka quote. Motion carried 5 ayes.**

●*Right of Way Ordinance:*

Mike Kiefer, Russ Zellmer and Mark Henry worked together with Troy Gilchrist to come up with the current version. **Mike Kiefer made a motion and Drea Doffing seconded to approve the Right of Way Ordinance as written and to adopt the summary for publication. Motion carried 5 ayes.**

●*FMX Turf Control quote:*

Discussion was held about different spraying options for weeds. **Mike Kiefer made a motion and Russ Zellmer seconded to use post emergent broadleaf weed control Trimec 992. Motion carried 5 ayes.**

●*Planning Commission recommendation:*

The Planning Commission made their recommendation at the regular April 27, 2009 meeting that Gary Piphob be appointed as the new member of the Planning Commission. Discussion was held about the Planning Commission recommendation. **Mike Kiefer made a motion to appoint Dave Nicolai, motion died due to lack of second. Russ Zellmer made a motion and Drea Doffing seconded to appoint Gary Piphob to the Planning Commission. Motion carried 4 ayes, 1 nay Mike Kiefer.**

**Mike Kiefer made a motion and Russ Zellmer seconded to keep Dave Nicolai as a backup. Motion carried 5 ayes.**

**ROAD REPORT**

May 2, 2009 Road Inspection meeting minutes-Discussion was held about line items on the minutes. **Mike Kiefer made a motion and Drea Doffing seconded to approve the minutes as written. Motion carried 5 ayes.** Mike Kiefer would like all ditch encroachment staked immediately. A priority list was made.

1. Stake ditches-Mark Henry and two supervisors.
2. Driveway – 3591 250<sup>th</sup> Street
3. Contact Dakota Electric about trees hanging over utility box, corner of 278th and Denmark Ave.
4. Order “Hidden Driveway Sign” for Dave & Michelle Nicolai.
5. Castle Rock Park – repair driveway and parking lot ruts.

**Drea Doffing made a motion and Mike Kiefer seconded to approve priority list. Motion carried 5 ayes.**

Dustproof – Residential and/or Commercial

Residents receive 300’ of dustproofing in front of their homes at no charge. Additional dustproof can be purchased for \$45.00 for each additional 100’. Discussion was held about dustproof for commercial properties. **Mike Kiefer made a motion and Russ Zellmer seconded that only residential properties will be done and commercial properties can purchase dustproofing through the township. Motion carried 5 ayes.**

Mark Henry suggested that township policies should be written down and added to a 3 ring binder for future use so all there is consistency.

**PLANNING COMMISSION UPDATE**

Pete Schaffer asked the Planning Commission to give their intent for clustering. Norbert Kuhn explained that if a property owner had three houses on 160 acres, all three houses count and there would be only one more building site. If a back 40 acres was shared by a couple owners, the building right must be agreed upon before

coming to the township for registration. The Clerk will register all transfers with Dakota County. The building right transfer fee would have a \$2500.00 escrow. If the back 40 acres is not buildable now-because of wetlands, etc., you would not gain one. A private road must be no longer than 1200' and must meet township standards.

Eric Ruud stated that all surrounding townships allow clustering. A road would be necessary to maintain RR2 with 1:10 acres. Eric explained his own personal situation and his reasoning for wanting clustering.

The Planning Commission stated that their goal is to save farmland. Jon Juenke explained that in Empire Township they allowed Ferris Estates with their own private road and it has worked fine with no problems.

Drea Doffing would like clarity on RR-II. Discussion was held about the Dilley property and the property splits done in 2005. More discussion on building projections and whether clustering is needed in the township. **Mike Kiefer made a motion and Russ Zellmer seconded to send clustering recommendations from the Planning Commission and the following questions to Bob Bauer**

1. Define building right transfer fee
2. RR-II clarify
3. Grandfathering
4. Private road
5. Review clustering options.

**Motion carried 5 ayes.**

**Mike Kiefer made a motion and Mark Molitor seconded to have two Board members, Pete Schaffer and Drea Doffing and two Planning Commission members, Norb Kuhn and Paul Irrthum meet with Bob Bauer to discuss clustering and ordinance changes. Motion carried 5 ayes.**

***Comprehensive Plan recommendations from Planning Commission:***

▶ Discussion was held about changing Section 4 to RR-II. **Mike Kiefer made a motion and Drea Doffing seconded to table this Comp Plan change until questions are answered by Bob Bauer.**

▶ Commercial-the Planning Commission recommended not to rezone the agricultural area south of the Fairgrounds on Highway 3 to commercial. **Mike Kiefer made a motion and Russ Zellmer seconded to accept the Planning Commission recommendation to not change the Comp Plan and add no additional commercial area. Motion carried 4 ayes, 1nay-Pete Schaffer.**

***Ordinance change recommendations from Planning Commission:***

▶ Driveway setbacks-under C, remove – “2) collectors and arterials: 300 feet”  
under D, 1) change “300” to “115”  
under D, 2) add “to property line” after driveway

▶ Lot sizes-change from 1 acre to 2.5 acres

▶ Added “Interim Use Permit” under Prohibited Uses and Structures

▶ Home Occupation-clarified wording, added under A “activities on the premises”  
added under B “on the premises, or conducted offsite.”

**Russ Zellmer made a motion and Mike Kiefer seconded to accept the above changes to the ordinance book. Motion carried 5 ayes.**

Norb Kuhn brought up about a secretary for the Planning Commission meetings to take minutes, type and distribute for \$25.00 per meeting. **Russ Zellmer made a motion and Mark Molitor seconded to approve a secretary for the Planning Commission at \$25.00/meeting. Motion carried 5 ayes.**

**Russ Zellmer made a motion and Drea Doffing seconded to appoint Deanna Gehloff as the Planning**

**Commission secretary if available. Motion carried 5 ayes.**

Norb Kuhn stated that the Planning Commission feels the Board of Supervisors should oversee all Watershed Permits. **Mike Kiefer made a motion and Mark Molitor seconded that the Planning Commission will handle the Watershed permits. Motion carried 5 ayes.**

Russ Zellmer left the meeting at 10:07 p.m.

### **BUILDING PERMITS**

Gumaro Bonilla-horse barn, 24900 Akron Avenue, Farmington. **Drea Doffing made a motion and Mark Molitor seconded to approve the building permit. Motion carried 4 ayes.**

Leroy Jacobson-house addition, 3000 245<sup>th</sup> St. E, Hampton. **Mike Kiefer made a motion and Mark Molitor seconded to approve the building permit. Motion carried 4 ayes.**

Adam Kraft-ag building, 25035 Blaine Avenue, Farmington. **Mark Molitor made a motion and Mike Kiefer seconded to approve the building permit. Motion carried 4 ayes.**

James Perry-room addition, 1662 245<sup>th</sup> St E, Farmington. **Mike Kiefer made a motion and Drea Doffing seconded to approve the building permit. Motion carried 4 ayes.**

Mark Wood-pool house, 2902 245<sup>th</sup> St E, Hampton. **Mark Molitor made a motion and Drea Doffing seconded to approve the building permit. Motion carried 4 ayes.**

### **NEW BUSINESS**

1. David Sodergren expressed that he would like to invite all Board of Supervisors and Planning Commission members individually to tour the Nike Base and he passed out a letter of invitation. David requested that the Board of Supervisors reverse their decision and allow him to continue property upgrades. Mike Kiefer suggested that Mr. Sodergren bring in an application.
2. Inspectron contract up for renewal on May 13, 2009. Discussion about getting other bids for inspection services. **Mike Kiefer made a motion and Mark Molitor seconded to not approve Inspectron's contract for another year. Motion carried 4 ayes.**
  - a. **Mike Kiefer made a motion and Mark Molitor seconded to keep Inspectron on month to month until a decision of inspector is made. Motion carried 4 ayes.**
  - b. **Mike Kiefer made a motion and Drea Doffing seconded to have the Clerk publish a classified ad for inspector services including qualifications, fees, hourly rate, permit split, plan review split. Motion carried 4 ayes.**
  - c. **Mike Kiefer made a motion and Mark Molitor seconded to set up a Public Hearing for 6:00 p.m. on June 9<sup>th</sup>, 2009 to discuss inspectors. Motion carried 4 ayes.**
  - d. Clerk directed to send MNSpect a letter requesting them to attend Public Hearing on June 9, 2009.

### **COMPLAINTS**

1. Bruce Peterson-explained about excessive noise, wood chips and dust by wood chipping-recycling business. The Board of Supervisors directed Bruce to attend the Public Hearing on Tuesday, May 26, 2009 at 7:00 p.m. for a conditional use permit for wood recycling business.
2. Dogs at large-clerk directed to send letter and instruct resident of ordinance laws and direct them to call the Dakota County Sheriff department.
3. Septic Complaint-24100 Chelsey Trail, Hampton. Clerk directed to forward email to Inspectron and have Ron Wasmund follow up on problem.
4. Pete Schaffer would like a preliminary agenda posted to the website before the meetings so residents can see what is on the agenda for the month. **Mike Kiefer made a motion and Drea Doffing seconded to have the preliminary agenda posted on the website. Motion carried 4 ayes.**

**UNFINISHED BUSINESS**

Dakota County Fairgrounds need to hire an engineer to check the plumbing before the MN Department of Labor and Industry will approve the campground permit.

**TREASURER’S REPORT**

MN Association of Townships Insurance Review. The town hall is insured for less than full value.

Insurance Value	\$439,911.00	New Premium	\$1276.00
Currently insured for	\$150,000.00	Old Premium	\$435.00

The Board of Supervisors can evaluate the property, building, equipment and come up with new amount to be valued. Discussion was held and replacement value of \$200,000.00 was agreed upon. **Mike Kiefer made a motion and Mark Molitor seconded to change the insurance coverage on the town hall to \$200,000.00.**

**Motion carried 4 ayes.**

Receipts \$31,358.53, Investments \$421,255.56, Bank Statement \$4,568.94.

**Mike Kiefer made a motion and Drea Doffing seconded to approve the Treasurer’s Report.**

**Motion carried 4 ayes.**

**PAYROLL AND CLAIMS**

Payroll \$945.34 + Claims \$15,698.79 = Total \$16,644.13

**Drea Doffing made a motion and Mark Molitor seconded to approve payroll and claims.**

**Motion carried 4 ayes.**

**CLERK’S REPORT**

**Mike Kiefer made a motion and Drea Doffing seconded to approve the large assembly for the Lions Club of Farmington to conduct bingo on August 10-16, 2009 at the Dakota County Fairgrounds.**

**Motion carried 4 ayes.**

**ADJOURN**

**Mike Kiefer made a motion and Mark Molitor seconded to adjourn the meeting. Motion carried 4 ayes.**

Meeting adjourned at 11:36 p.m.

Respectfully submitted,  
Jane Bistodeau, Clerk

Attest,  
Pete Schaffer, Chair

