

**CASTLE ROCK TOWNSHIP**                      Approved  
**BOARD OF SUPERVISORS REGULAR MEETING**  
**July 13<sup>th</sup>, 2010 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, July 13<sup>th</sup>, 2010 at 7:00 p.m. Present were Pete Schaffer Chair, Russ Zellmer Vice-Chair, Mark Molitor, Dave Nicolai, Drea Doffing Supervisors, Colette Mumm Treasurer, Jane Bistodeau Clerk. Also present Randy Becker, Ken Betzold, Sandy Weber, Ariel Kiefer, Eric Ruud, Norb Kuhn, Mike Thomas, Steve Sowieja, Kim Friedrich, Dan Saddoris, John Day, Brenda Zierden, Craig Zierden, Jon Juenke, Joe May, Jim May, Dick Ozment, Jenny Braun, Elysia Maras, Jason Maras, Cole Empey, Mark Doffing, Mike Kiefer, Robert Gardner, David Sodergren and Mark Henry.

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

Pete Schaffer announced that he will step down as Chairman but remain on as a Board Supervisor. Russ Zellmer will take over running the meeting.

**Dave Nicolai made a motion and Drea Doffing seconded to nominate Russ Zellmer as Chairman of the Board of Supervisors. Motion carried 5 ayes.**

**Mark Molitor made a motion and Dave Nicolai seconded to nominate Drea Doffing as Vice-Chair of the Board of Supervisors. Motion carried 5 ayes.**

**APPROVE AGENDA**

Pete Schaffer-requests to move “New Business” up after “Unfinished Business” in case the township attorney is needed for review.

David Sodergren requests more time under “New Business” or “Unfinished Business”. David will be heard under “Unfinished Business”

**Drea Doffing made a motion and Pete Schaffer seconded to approve as amended. Motion carried 5 ayes.**

**REVIEW/APPROVE**

*June 8, 2010 Board of Supervisors Regular meeting minutes*

On page 3, under Public Comment-Mike Kiefer, it should read RR, not RR.II.

On page 1, under Review/Approve-Mike Thomas, change “lack of building permits” to “lack of reviewed plans”.

**Drea Doffing made a motion and Mark Molitor seconded to approve as amended. Motion carried 5 ayes.**

*Dakota County Deputy*

Stopped by the see if there were any questions or comments-nothing noted.

**REVIEW/APPROVE cont.**

Steven & Diane Sowieja, 3100 225<sup>th</sup> Street West, Farmington, MN 55024

**Dave Nicolai made a motion and Drea Doffing seconded to approve. Motion carried 5 ayes.**

La Buena 6<sup>th</sup> Anniversary-Large Assy permit

**Pete Schaffer made a motion and Mark Molitor seconded to approve. Motion carried 5 ayes.**

La Buena 6<sup>th</sup> Anniversary-3.2% Malt Liquor permit

**Drea Doffing made a motion and Mark Molitor seconded to approve. Motion carried 5 ayes.**

Jon Juenke-Variance. Blaine Avenue, Hampton, MN.

**Pete Schaffer made a motion and Mark Molitor seconded to approve the 106' setback variance for the holding bin. Motion carried 5 ayes.**

### **PLANNING COMMISSION UPDATE**

Pete Schaffer asked if clustering was reviewed, Sandy stated the Public Hearing is to be set for a date in August, the Planning Commission has requested information from the Road Committee. The Planning Commission will set a date at the July 27, 2010 regular meeting. Dave Nicolai requests the Public Hearing for clustering be set for August 23, 2010.

### **UNFINISHED BUSINESS**

*David Sodergren*-GRE Tower never applied for Conditional Use Permit before taking property by imminent domain. Bob Bauer replied it is a non-issue because public utilities are allowed to take land by imminent domain.

*David Sodergren*-refund request. The Clerk and Treasurer reviewed the refund request and no refund is due. **Mark Molitor made a motion and Drea Doffing seconded to deny the refund based on the Clerk and Treasurer's findings. Motion carried 5 ayes.**

*David Sodergren* requests a way to address the Board of Supervisors about inappropriate Board behavior. Bob Bauer, Township Attorney, explained criminal behavior should be directed to the Sheriff and that the Township does not have a compliance official so what is reviewed is up to the discretion of the Board.

*Mike Kiefer*-Silverado Landscaping employees. Mike states that employees are coming and going from property and commercial equipment is stored outside. Dave Nicolai spoke with neighbors and there are no complaints. Jason Maras said there are no employees and they are friends and family at house.

*Mike Thomas*-Interim Use Permit

Mike requested attorney correspondence regarding his permit and check refund for escrow.

**David Sodergren's Attorney served lawsuit papers to Pete Schaffer, remaining Board of Supervisors and a copy to Township Attorney.**

### **NEW BUSINESS**

*Fee Schedule*-Board discussed changes and will reevaluate at the reconvened meeting on August 3, 2010.

*Mike Kiefer*-explained his understanding of the vote taken last year on clustering when he was on the Board.

*Mike Kiefer*-requests all legal billing and legal correspondence with the township and its officials.

### **BUILDING PERMITS**

Charles Radman, 1948 270th St. E., Randolph-grain bin setback-zoning application.

**Mark Molitor made a motion and Drea Doffing seconded to approve setback. Motion carried 5 ayes.**

Glen & Kim Friedrich, 2465 277th St. W., Randolph-rebuild 40 by 60 storage building

**Pete Schaffer made a motion and Drea Doffing seconded to approve the building permit. Motion carried 5 ayes.**

Jon Juenke- Blaine Avenue, Hampton -holding bin setback approved under Review/Approve

Jon requested refund of escrow.

## ROAD REPORT

- Russ Zellmer explained the email from Kent Sulem regarding turning Akron Avenue to minimum maintenance road. No action will be taken at this time.
- Gradation test results were review-all tests “ok”, binder a little low.
- Dustproof-300’ of dustproof supplied for both residential and commercial properties
- Resident driveways-can residents get the township cost for gravel but pay distributor directly-bring up at reconvened Annual meeting. Clerk to check with Solberg Aggregate if that would be acceptable.

## PUBLIC COMMENT

Don Webb-not present

Mark Doffing-gave update on wood burner stove.

## ROAD REPORT CONT.

2010 Gravel Placement reviewed and the Denmark Avenue cost review between Eureka Township and Castle Rock Township reviewed.

## TREASURER’S REPORT

Fire Contract-

Colette explained the different options. Colette and Jane to write a letter to Peter Herlofsky requesting a new amount with the 5 sections removed that will be covered by Randolph Hampton Fire Department. **Dave Nicolai made a motion and Drea Doffing seconded to direct the Clerk and Treasurer to send letter. Motion carried 5 ayes.**

Budget Information-

Discussed legal services, fire charges and the budget to date. Russ Zellmer requested a side by side comparison of expense and income year to date for the August 3, 2010 reconvened Board meeting.

Receipts \$142,838.62

Investments \$325,678.05

Bank Statement \$4740.99

**Mark Molitor made a motion and Drea Doffing seconded to approve the Treasurer’s Report. Motion carried 5 ayes.**

## PAYROLL AND CLAIMS

Payroll \$ 4,896.39      Check/Claim #6735-6746

Claims \$68,938.88      Check/Claim #6747-6767

Claims \$ 1,677.25      Check/Claim #6768-6769

Total \$75,512.52

**Drea Doffing made a motion and Mark Molitor seconded to approve payroll and claims. Motion carried 5 ayes.**

A resident noted there is a problem with noxious weeds at the Nike Base. Russ Zellmer and Drea Doffing will inspect.

## CLERKS REPORT

- Albatross Speed Study will be done in the next couple months by MNDot.
- MN Energy Ordinance-Chair directed Clerk to send to Township attorney for review.
- Septic System Ordinance Update-Clerk to send to Scott Qualle for review.
- 2010 Tire Collection in fall at Eureka Township. Details to follow.

- Dakota County Sheriff requested a list of Ordinances to be enforced. Clerk to check with Eureka Township and how the ordinance is working.
- Clerk directed to forward the lawsuit to Eric Hedke, MATIT Agency.

**ADJOURN**

**Drea Doffing made a motion and Pete Schaffer seconded to adjourn the meeting. Motion carried 5 ayes.**

**Drea Doffing made a motion and Pete Schaffer seconded to rescind motion to adjourn. Motion carried 5 ayes.**

**RECESS**

**Drea Doffing made a motion and Pete Schaffer seconded to recess meeting. Motion carried 5 ayes.**

Meeting recessed at 9:20 p.m.

Respectfully Submitted  
Jane Bistodeau, Clerk

Attest:  
Russell Zellmer, Chairman of Board of Supervisors