

**CASTLE ROCK TOWNSHIP**  
**BOARD OF SUPERVISORS REGULAR MEETING**  
**July 8, 2019**

**Approved**

The regular monthly meeting of the Board of Supervisors of Castle Rock Township was convened at the Castle Rock Town Hall on Monday, July 8, 2019 at 7:00 p.m. Present were Kelly Elvestad, Chair; Sandy Weber, Vice-Chair; Jon Juenke and Jeff Partington, Supervisors; Barbara Lang, Clerk and Rhonda Rademacher, Treasurer. Supervisor Dave Nicolai was not in attendance; Also present were Becky & Al Gildner and Mark Henry.

Chair Kelly Elvestad called the meeting to order and the Pledge of Allegiance was recited.

**APPROVE AGENDA**

**Jon Juenke made a motion and Sandy Weber seconded to approve the agenda. 4 ayes. Motion carried.**

**DAKOTA COUNTY SHERIFF UPDATE** – Not Present

**CONSENT AGENDA REVIEW/APPROVE**

1. June 10, 2019 Board of Supervisors Regular Meeting Minutes
2. Cooperation Agreement and Supplements for Dakota County Community Development Block Grant Program

**Jeff Partington made a motion and Sandy Weber seconded to approve the above items. 4 ayes. Motion carried.**

**PUBLIC COMMENT** - None

**PLANNING COMMISSION UPDATE**

Planning Commission Chairman Jeff Partington reported that the monthly Planning Commission meeting was held on June 24, 2019. The following item was reviewed:

- Ag-zoning Permit Application for Keith Jaeckels, 24930 Chippendale Ave Setbacks and GIS map showing wetlands on the property were reviewed. The Planning Commission recommends approving this ag-zoned building permit contingent on Mr. Jaeckels staking the location for the new building and contacting Brain Watson at Dakota County Soil & Water Conservation District to do a field inspection to verify that the buildings on the property are not in the wetland portions.

**REVIEW / APPROVE**

- Ag-zoned Building Addition, Donald Jacobson, 3384 240<sup>th</sup> St W (tabled from June meeting) Clerk Barbara Lang gave an update that Mr. Jacobson will be buying a strip of land from the Niensens subsequent to the County verifying the correct location for the property line.

**Sandy Weber made a motion and Jon Juenke seconded to approve the ag-zoned building addition contingent that the work will not start until the property deeds are updated. 4 ayes. Motion carried.**

- Ag-zoning Permit Application for Keith Jaeckels, 24930 Chippendale Ave Township has not received the report from Dakota County Soil & Water, so this permit application is being tabled until the August meeting.

**COMMITTEE REPORTS**

- Supervisor Weber gave reports on Dakota County Groundwater, One Watershed One Plan Meetings and MAT Short Course. She noted that six counties are participating in the One Watershed, One Plan meetings.

**UNFINISHED BUSINESS**

- LKQ Updates

Supervisor Partington indicated that there has been forward activity with the two new holding ponds, but the township still has had no further updates from MPCA to date. Rocky Hills resident Al Gildner was present and said they continue to experience flooding almost every time it rains. He noted that in addition to water, they observed metal, Styrofoam and wood floating in the running water through the drainage ditch.

Supervisor Juenke voiced his concern that the time has come that the township has to take more severe action to mitigate the flooding issues that have been created by adding the expansion area. He made a motion to revoke the Ordinance for Non-conforming Use. Motion died for lack of a second.

Supervisor Partington went on to state that some of the water runoff is coming from the farm field to the east of LKQ. He brought up that there has been discussion previously about installing an additional 24" culvert pipe to help drain the existing north holding pond from LKQ, which has not happened yet. Mark Henry indicated that the culvert pipe has been ordered and is expected to be delivered on Wednesday, and he hopes to install within the next week.

Supervisor Partington will be going to the site tomorrow to investigate the status of the liners in the new holding ponds.

There was further discussion that another conference call needs to take place with the township attorney to get more information about his recommendations to mitigate the ongoing problems. Chair Elvestad identified the following items to be discussed during the conference call:

1. Does the township have the right to shut down the business until all drainage issues have been corrected?
2. The north holding pond needs to be restored to the specs established four years ago
3. Determine when the new ponds will be lined and collecting water
4. The township engineers need to be contacted to come to the project site to verify that the project is up to the specs that were provided
5. Can the township require escrow money to pay for the engineering cost to verify that the expansion area has been engineered correctly to handle the runoff water and the impact of runoff on the adjacent Rocky Hills Addition? Or can the township hire the engineers and just bill LKQ for those services?

Clerk will attempt to schedule a conference call for Thursday, July 11 in the afternoon. Those who will participate will be Supervisors Sandy Weber and Jeff Partington and Clerk Barbara Lang, Depending on recommendations from the township attorney, it will be determined if the township attorney and the LKQ site manager should be present at the August meeting.

- Solar Farm update

Clerk Barbara Lang provided copies of the approved Wetland Notice of Decision for the project. She also indicated that the only remaining item on the IUP checklist is getting the approved MnDOT permit for the new driveway, which is expected at any time. The building permit has been issued by Inspectron, and the project manager for the project is expected to pay for the permit within the next week.

- Status of updated Right-of-Way Permit Form and tiling project

A copy of the final form developed by the township attorney and approved by Chair Kelly Elvestad was provided to all Supervisors. Clerk Lang gave an update that the contractor had completed the new form, but the property owner had been contacted to get copies of the signed agreement between the two affected property owners to tie the tiling systems together before the actual permit could be issued and was told that they are not proceeding with joining the two systems together, so will not be going under the township road after all.

## **NEW BUSINESS**

- Notice of Public Comment Period for proposed Amendments to the Vermillion River Watershed Joint Powers Organization Standards

Information was provided to the Supervisors so they are aware that the Standards are being amended again. The intent is to make the standards more reasonable for land disturbance soil erosion requirements in rural areas.

- Update from Bolton & Menk on Dakota County Rural Collaborative Comprehensive Plan, which is in the final phases of review.
- Discussion of MN Statute 365.10 Subd. 12. regarding Town Meeting Powers for funding commemorative events. Clerk Lang shared that the township attorney suggested that the township might want to consider adding a line item for this category to future township budget. Treasurer Rhonda Rademacher expressed concerns that some guidelines would need to be established if we designate township funds to be used for future times when situations such as flowers for funerals might be purchased.

## **ROAD REPORT**

- Summary of gravel application and dustproofing was given by Mark Henry. All major areas are complete. There are still a couple frost boils to clean up. Dustproofing will be finished within the next week, weather permitting.

- Dead tree removal on Cambodia Ave

Mr. Henry indicated that there are four dead elm trees at the edge of the right-of-way that need to be removed. Mr. Henry was asked to get two quotes, if possible, for the tree removal to be reviewed at the August Board of Supervisors meeting.

## **TREASURER'S REPORT**

Receipts \$ 2,435.92

Current Investments \$ 747,540.84

**Jon Juenke made a motion and Jeff Partington seconded to approve the Treasurer Report. 4 ayes.**

**Motion carried.**

## **REVIEW PAYROLL AND CLAIMS**

Payroll: \$ 3,785.85 Claim # 9565 - 9574

Claims: \$ 73,578.84 Claim # 9575 - 9595

**Total: \$ 77,364.69**

**Jeff Partington made a motion and Jon Juenke seconded to approve the Payroll and Claims. 4 ayes.**

**Motion carried.**

## **CLERKS REPORT**

- Clerk Barbara Lang reminded everyone that the township is hosting a Red Cross Blood Drive on July 11 from noon to 6 pm. Sign-ups have been low – please encourage residents to participate! Notices were included in the annual township newsletter in February, and have been posted on the township website, as well as flyers have been posted around Farmington and Castle Rock.

- She also reminded everyone that the Dakota County Fair will be held from August 5-11.

- Please let Clerk know if you have any further updates that should be posted on the website.

## **ADJOURN**

**Jeff Partington made a motion and Jon Juenke seconded to adjourn. 4 ayes. Motion carried.**

Meeting adjourned at 8:12 p.m.

Respectfully submitted,

Barbara Lang (original signature on file)

Barbara Lang, Clerk

Attest:

Kelly Elvestad (original signature on file)

Kelly Elvestad, Chair, Board of Supervisors