



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES NOVEMBER 22, 2010

On November 22, 2010 the Livonia Board of Supervisors met in Regular Meeting at the Livonia Town Hall located at 11162 265th Avenue, Livonia Township, Sherburne County, Minnesota. Chairman Sherper called the meeting to order at 7:00 p.m. Supervisors Doebler, Hass, Hewitt, Manthei, Sherper Clerk/Treasurer Spencer, and Deputy Clerk/Treasurer Olson were present. Unless otherwise stated, the meeting was recorded for transcription purposes only.

1.1 Pledge of Allegiance: The assembly recited the Pledge of Allegiance.

Sherper announced the Regular Board Meeting would be recessed at 7:30 p.m. for the public hearing and be reconvened after the close of the public hearing.

1.2 Approve Regular Meeting Agenda: Addition to agenda: Item 6.6 Sherburne County Comprehensive Plan and Item 6.7 Set date/time for Cemetery Committee Meetings. Hewitt/Doebler unanimous to approve Regular Meeting Agenda as amended.

1.3 Approve Consent Agenda: Hewitt/Doebler unanimous to approve Consent Agenda as submitted: A) October 25, 2010 Regular Board Minutes; B) Release Letter of Credit grading agreement Outlots A and B Woods at Lake Fremont Second Addition as recommended by Town Engineer; work under the agreement has been completed.

1.4 Mike Brubaker, Director Sherburne County History Center: Mr. Brubaker was not in attendance.

1.5 Sheriff's report: Sgt Novotny noted there were 141 total incidences in Livonia Township during the month of October; numbers remain consistent. He asked if the Township wants to be contacted before the Sheriff's Department calls animal control to deal with things such as an injured or violent dog. Hass/Hewitt unanimous to authorize Sheriff's Department to use their discretion on calling animal control in situations of injured or violent dogs.

1.6 Fire Report: Chief Maloney provided October calls as follows: 1 motor vehicle personal injury with extrication, 1 fire alarm, 4 down power lines, 1 cancelled inroute, 3 grass fires, 2 hazmat spills, 1 car fire, 1 outside rubbish fire and 1 sprinkler system activation. Attended Minnesota Fire Chiefs Annual 3 day training conference, the department finished First Responder refresher training. He reported MnDot has placed the cable barrier between the medians on Highway 169 south of Zimmerman. Hass added the Fire Board authorized Maloney to have bollards made and placed around the hydrant in the substation; Township will cover cost as part of the project. Maloney responded to Sherper's information regarding statewide funding for training by saying the Fire Department has applied for and received that funding the last two years, about \$6,000 for Fire fighter 1 and 2, and other training. Maloney informed the Board they can receive natural disaster training on line through FEMA.

1.7 Road Maintenance Report: No report this month.

2.1 Clerk/Treasurer request for approval of payment of claims and transfer of funds: Hewitt/Doebler unanimous to approve payment of claims including payroll, payment of utility and interest bearing bills received after claim deadline, if any, and to transfer \$102,000.00 from Savings to Checking to cover claim numbers 5062-5127 and check numbers 14034-14109. The transfer of funds for the truck purchase was done on November 10th in the amount of \$11,447.25, the exact amount of the purchase after trade-in allowance.

2.2 Landfill CD: Board took no action at this time to move the landfill CD from Woodlands National Bank to Bank of Elk River.

3.1 Supervisor reports: Hewitt had no report. Doebler reported Jody Hammre, Town representative on the Rum River Recreation & Resources Board, informed the Park Board that Livonia Township is a step ahead of all the other cities and townships that they represent. The RRRB questioned why Livonia Township does not collect commercial park fees; it may not be allowed by statute. Sandra Brummer, Town representative to the City of Zimmerman Park Board, stated during their last meeting there was discussion about development of football fields at Westwood and the adjoining City land. They are wondering if the Township would contribute to the costs, more information is needed. Doebler presented proposals for several trail locations for the connection between the Great River Trail to the Sugarbush Park. There was discussion regarding collection of commercial park fees; may not be consistent with State Statutes. Hass said he would not be able to attend the MnDot public hearing for the Highway 169 project. He asked if there was Township and City representation during the planning stages; both City and Township were represented and offered input into the proposed MnDot plan for Highway 169 in Livonia Township and City of Zimmerman. Manthei stated he would present information regarding equipment during Item 6.1 Sherper attended the 2010 Educational Conference & Annual Meeting in Duluth. Seven resolutions were passed by the delegates at the conference and became policy positions of MAT. 1) Snow plow trucks should be exempt from weight restrictions 48 hours before a forecasted snow event and last until 48 hours after completion. 2) Clarify fuel tax statutes to ensure all township maintenance equipment may use dyed fuel. 3) Repeal 2 for 1 wetland exchange and favor a 1 for 1 exchange policy. 4) Oppose budget balancing strategy or unallotment that would take funds from the fire safety account. 5) Require DNR, BWSR or third party acquiring land or conservation easements to identify fiscal impact on local property taxes. 6) Revise the payment in lieu of taxes (PILT) law so at least 20% of the



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payment goes to townships based on natural resource land in each township. 7) Where mandates or regulations are imposed, that MAT seeks the necessary funding to comply.

At 7:30 p.m. Sherper recessed the Board meeting. The minutes for the public hearing have been transcribed and recorded separate from the Town Board minutes. At 7:50 p.m. Sherper reconvened the Board meeting

4.1 Interim Use Permit (IUP) for a home business in an accessory building; John Amies, 13915 250th Avenue was present to request Town Board recommendation to his request for an interim use permit for a home business in an accessory building; automotive repair and service-no auto body repair. A copy of Amies business plan was included in the Board's agenda packets for review prior to the meeting. On the GIS mapping it appeared there was an approach from 249th Ave into his property. Amies clarified it is not an active driveway but used only once when a second garage was moved onto his property a couple of years ago. Amies is agreeable to fencing in an area for storage of excess parts, tires if needed. Doebler/Hewitt unanimous to recommend favorable comment to request for IUP.

4.2 Request for extension of preliminary plat of Settlers Ridge: Clint Corrow, developer, submitted request in writing for extension of preliminary plat of Settlers Ridge, explaining the current economy and market demand are low. Hass/Hewitt unanimous to recommend approval of request for extension.

4.3 Engineers recommendation Whispering Ridge Moss property: As directed by the Board, Jon Bogart investigated the drainage in Whispering Ridge development Lot 9 Block 2; two options were offered. Hewitt/Doebler unanimous to pursue option A, construct the original swale along the line between lots 8 and 9 with costs charged back to the development.

4.4 Engineers recommendation on Manthei Driveway: As directed by the Board, Jon Bogart investigated and observed the truck entrances into the Manthei property. He did not observe damage to the road where trucks are currently crossing the existing pavement at the pit area or at the yard area. He is recommending the situation be monitored and observed during the annual road tour. Manthei will instruct the truck drivers on how to enter and exit the areas to minimize damage.

5 Open Forum: There were no requests for open forum.

6.1 Maintenance equipment: Manthei reported a 1995 1 ton dump truck with a v plow was purchased for \$14,900; an allowance of \$3,500 was given for trade in on the 1990 Ford 1 ton; total cost \$11,400. He and Spencer also looked at Bobcats; no action was taken to purchase. After further discussion, Hewitt/Hass unanimous to authorize Maintenance Coordinator to hire or rent a bobcat is needed. Sherper commended the plow drivers for their good job of snowplowing.

6.2 Review/discuss/approve Fire lease: As directed at the October meeting, amendments were made to the Fire Lease. Insurance from the Fire Department will be required at time of occupancy. Hewitt/Doebler unanimous to approve of the Fire Lease and authorize the Fire Board representatives to approve and sign the lease.

6.3 Maintenance building: The Board was informed the building did not pass an electrical inspection; discussion followed. The Board stated their frustration with the inability to take occupancy of the facility. Hass/Hewitt unanimous to authorize Town Attorney to send letter to the architect and general contractor giving deadline of December 15, 2010 for occupancy date.

6.4 Budget workshop date/time: A 2012 preliminary budget will be prepared and brought back to December meeting.


6.5 Updates and other items: a) assessment policy: Discussed options; no action was taken at this time. b) Boardroom furniture: Discussed configurations and needs for meeting and presenter tables. Hass/Hewitt unanimous to authorize up to \$4,000 for the furniture.

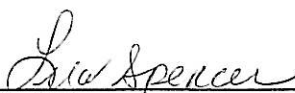
6.6 Sherburne County Comprehensive Plan: Jon Sevald, County Planner forwarded the County's draft of Livonia's comp plan and the map for Board consideration. Will bring back to December meeting for discussion as the information was only received earlier in the day.

6.7 Set date/time for Cemetery Committee Meeting: Will contact committee members with proposed dates of December 13 or 14 at 7 pm at the Town Hall to see what works best.

Hewitt/Doebler unanimous to adjourn meeting at 10:40 pm.

Dated this 20th day of December 2010


Chairman or Vice Chairman


Clerk/Treasurer or Deputy Clerk/Treasurer