



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWNSHIP HALL
MAY 21, 2012

Supervisors Present: Doebler Hass, Hewitt, Manthei and Sherper.

Staff Present: Clerk/Treasurer Spencer and Deputy Clerk/Treasurer Olson

Jon Bogart, Town Engineer

Chairman Sherper called the Meeting to order at 7:00 p.m.

The assembly recited the Pledge of Allegiance.

1.2 Approve Regular Meeting Agenda: Hewitt/Manthei unanimous to approve Regular Meeting Agenda as amended with removal of Item 5.4 final approval of IUP was approved at a prior meeting..

1.3 Approve Consent Agenda: Hass/Manthei unanimous to approve the Consent agenda with amendment to Item A) April 23, 2012 Regular Board Minutes with addition of Item 2.5 which was omitted in error and Item; B) Use of the Town Hall facility by Zimmerman Boys Youth Basketball

1.4 Sheriff's Report: Sgt Beal reported there were 142 calls for service in April; 31 of those calls were traffic related. Thefts are up in the Township; he reminded everyone to lock their cars, houses and garages. Supervisor Hass asked for additional patrol on the north Lake Fremont Road.

1.5 Fire Report: Chief Maloney provided April calls for service as follows: 4 medical assists, 3 motor vehicle personal injury accident with extrication, 1 cancelled en route, 3 fire alarms, 2 good intent/hydrant turned on), 2 grass fire, 1 HazMat spill 1 vehicle fire and 3 outside rubbish fires. He reported the OSHA assessment went well as did the Mock car crash exercise. Warning sirens are tested the 1st Wednesday of the month at 1:00 p.m.; if public notices they are not working, the Sheriff's Department should be contacted.

1.6 Bond Sale: Jessica Cook with Ehlers, Inc was present for refunding (refinancing) of the current 2010 bond to take advantage of lower interest rates. The Township was able to get a better interest rate by obtaining a bond rating of A+ from Standard & Poor (S&P) and going into the bond market. Ms. Cook awarded the Township with a General Obligation Refunding Certificate of Indebtedness from S&P with a credit rating of A+ which helped to sell the bond. S&P recognized the Township's finances as very strong; strong income of residents, strong market value per capita and strong financial position with low debt burden. In addition and of significance, S&P based their rating on external factors beyond the Township's control such as income, proximity to rail lines and the economic hub of the Twin Cities. They also looked at things the Township can control such as current financial condition, systems that are in place, the financial planning and budgeting in place and regular monthly review of the financial reports by the Supervisors. S&P found it favorable that the Township has a Capital Improvement Plan with a financial plan that is used to guide the Township with major projects. S&P has three rating categories – standard, good and strong. Livonia Township was rated good. Ms Cook stated that is an excellent rating for the size of our community. In comparison the City of Plymouth is rated good, an accomplishment the Township should be very proud of. Ms. Cook provided copy of the Bond Sale Report; 3 bids were received, opened and reviewed by Ehlers prior to the meeting with the following offering – United Bankers Bank 1.4818%, Northland Securities, Inc 1.6641% and Bremer Bank National Association 2.0577%. By refinancing the Certificate will be paid off in 2019 vs. 2020.

1.7 Resolution awarding the sale of General Obligation Refunding Certificates of Indebtedness: Moved by Hewitt, seconded by Doebler to approve Resolution No. 12-12 Awarding the Sale of General Obligation Refunding Certificates of Indebtedness, Series 2012A based on the winning bid from United Bankers Bank, in the Aggregate Principal Amount of \$540,000; Fixing Their Form and Specifications; Directing Their Execution and Delivery; and Providing for Their Payment. Roll call – Doebler, Hass, Hewitt, Manthei, Sherper, Yes; None Opposed.

1.8 Approve Post-Issuance Debt Compliance Policy: Moved by Hewitt, seconded by Manthei to approve the Post-Issuance Debt Compliance Policy. Roll call - Doebler, Hass, Hewitt, Manthei, Sherper, Yes; None Opposed.

2.1 Request to place swimming pool in drainage easement/Resolution setting public hearing: The Glenn's submitted petition to the Town Board for vacation of drainage/utility easements on their property located in the plat of Whispering Ridge Lot 1 Block 9 for the purpose of installing an in-ground swimming pool.



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The Board had no objection to installation of the pool. Moved by Hass seconded by Doebler to approve Resolution No. 12-13 setting a public hearing for vacation of drainage and utility easements on Lot 1 Block 9 in the Plat of Whispering Ridge. Public hearing will be held Monday, July 2, 2012 at 7:00 p.m. at the Livonia Town Hall. Roll call: Doebler, Hass, Hewitt, Manthei, Sherper, Yes; None Opposed

2.2 Request for approval of existing second driveway: John Charles property owner was present for request for approval of an existing driveway. Two years ago the Township approved the pond; was also approved by Sherburne County with proper wetland permits. Charles explained the erosion issue; he has and used wood chips mixed with grass seed to hold the soils. All of this made it appear there is a second driveway which was not his intention. At this time he would like to retain the driveway with Town Board approval. Hass expressed concern with the proximity of the second driveway to the stop sign at 247th & 116 and suggested trees be planted from the middle of the driveway to prevent turning into the driveway from the west; access to be from the east only. Manthei also did an on-site inspection. He reported the job Charles did was excellent and has done a lot of work to stop erosion. Hass/Manthei unanimous to approve request to allow the existing driveway with the condition that it be narrowed down by planting trees. Mr. Charles agreed to plant trees to accomplish narrowing of the driveway.

2.3 Request for second driveway: Adam Rock, property owner, was present for request for second driveway to access an accessory building. Hass/Manthei unanimous to approve request for second driveway due to location of the drain field and topography of the lot.

2.4 Discussion air injection/patching/chip sealing: For consideration the Board discussed options for 253rd Avenue between County Roads 45 and 46. The low area just east of 134th Avenue has a soft spot and would require a patch. Air injection patching is an option for the remainder of the road. Chip seal could be applied next year. Hewitt/Doebler unanimous to authorize Bogart to measure and assess the low area to move forward with a plan for the June meeting. Hewitt/Doebler unanimous to authorize obtaining quotes for air injection on the remaining area of 253rd Avenue. It is noted the western part of 253rd Avenue underwent reclamation/overlay several years ago and is not part of this project.

2.5 Engineering – 277th/138th project progress; 2013 road projects; Lake Fremont Restoration: Bogart reported the 277th/138th project is scheduled to start the first week in June. He met with Bill Bronder, SWCD, regarding the Lake Fremont restoration project; may be able to move forward at the end of June. There was discussion regarding 2013 projects. The concept plan for 112th Street is ready; other areas of consideration are 112th Street south of County Road 4, portions of 239th Avenue or 120th Street. Hewitt/Doebler unanimous to authorize Bogart to move forward with the 112th Street project north of 269th Avenue to just south of the Livonia/Baldwin line for the July meeting.

2.6 Approve amendments to Developers Agreement: Board reviewed suggested/recommended amendments to the Agreement. Hewitt/Doebler unanimous to approve the Developers Agreement as amended.

2.7 MNOSHA workplace inspection: A consultant with MNOSHA Workplace was on site May 15th for walk through of the Town facilities. The consultation went well with suggestions for change.

3. Open Forum: There was no one present for open forum

4.1 Payment of claims and transfer of funds: Hewitt/Doebler unanimous to approve payment of claims, including payroll as submitted, for payment of utility and interest bearing bills received after claim deadline and to transfer \$50,000.00 from savings to checking to cover claim numbers 5767-5800 check numbers 14929-14974 and Electronic Fund Transfer # 000017 for May 941 withholding tax.

4.2 Supervisor Reports: There were no Supervisor reports.

5.1 Application by a Governmental Subdivision for conveyance of Tax Forfeited lands for an authorized use: Hass/Hewitt unanimous to authorize Clerk/Treasurer to move forward with the purchase of Lot 6 Block 6 West Hunter Lake Addition, including title search and title insurance.



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5.2 Mills Appraisal: The Board received appraisal for the Mills property; felt it was too high considering the current access into the property cannot be used as a park access. Hass will talk with the Mills. Board took no action.

5.3 Final approval IUP: Hewitt/Manthei unanimous to approve final application for Interim Use Permit for a home business in an accessory building for diesel pickup performance and repair. On May 1, 2012 the IUP was approved by the Sherburne County Board of Commissioners. No discussion will be allowed as the amendment was approved by the Sherburne County Board of Commissioners. Copy of the approval and conditions of approval are on file in the Sherburne County Zoning Office.

5.4 Removed from the agenda

5.5 Approve Sherburne County Comprehensive Land Use Plan ORD 187: Hewitt/Doebler unanimous to approve amendment to the Sherburne County Comprehensive Land Use Plan ORD 187 On September 13, 2011 the amendment was approved by the Sherburne County Board of Commissioners. Copy of the approval is on file in the Sherburne County Zoning Office

5.6 Approve amendment to Sherburne County Zoning Ordinance ORD 193: Hewitt/Doebler unanimous to approve amendment to the Sherburne County Ordinance ORD 193 On May 1, 2012 the amendment was approved by the Sherburne County Board of Commissioners. Copy of the approval is on file in the Sherburne County Zoning Office

5.7 Approve amendment to Sherburne County Zoning Ordinance ORD 194: Hewitt/Manthei unanimous to approve amendment to the Sherburne County Ordinance ORD 194 On May 1, 2012 the amendment was approved by the Sherburne County Board of Commissioners. Copy of the approval is on file in the Sherburne County Zoning Office

Hass/Doebler unanimous to adjourn meeting at 9:30 p.m.

Approved this 25th day of June 2012

Chairman or Vice Chairman

Clerk/Treasurer or Deputy Clerk/Treasurer