



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWNSHIP HALL
OCTOBER 23, 2017

Supervisors present: Hass, Doebler, Hiller, Maloney & Pool.

Staff present: Clerk/Treasurer Hammre, Maintenance Coordinator Berghuis

Others Present: Jon Bogart, PE Bogart, Pederson & Associates, Inc, Nick Anderson, PE Bogart, Pederson & Associates, Inc.

Chairman Hass called the meeting to order at 7:00 pm.

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

1.2 Approve Regular Meeting Agenda: Doebler/Hiller unanimous to approve the Regular Meeting Agenda with the following addition requested by Chairman Hass: add item 2.3 Setback question from Sherburne County Zoning.

1.3 Approve Consent Agenda: Hass/Maloney unanimous to approve Consent Agenda as follows: **Item A)** September 25, 2017 Regular Board Meeting Minutes.

1.4 Sheriff's Report: Sgt. Wilson reported there were 241 calls for service in September; the calls included 60 traffic stops, and 3 burglaries. The remainder of the calls were for various reasons. There was an increase in security checks due to a new security check tracking system. There were no other issues or concerns for Livonia Township. Hass asked Wilson for increased monitoring of 112th Street for speeding.

1.5 Fire Report: Fire Chief Maloney provided September calls for service: 8 medical assist, 2 gas leak, 3 motor vehicle personal injury accident, 1 carbon monoxide, 3 fire alarm, 1 grass fire. Chief Maloney also reported that they educated over 1400 kids about Fire Prevention for Fire Prevention Week; Maloney asked about a date for the Dictionary Project distribution – Hammre stated that we have received the Dictionaries, we will label them and then coordinate a presentation date with Westwood Elementary and the Fire Department; the Walk-a-thon was a big success with the students from both elementary schools getting pledges for the walk which is from the school to the Fire Department and back. The child who raises the most money gets a ride back to the school in a fire truck. The event was very successful with over \$30,000 raised for the school. In previous years the kids sold magazines, and a large proportion of the funds raised went to the company running the magazine fund raiser. The funds raised by the walk-a-thon all goes to the schools. Hass asked about interest on a truck that the Fire Department has for sale, Maloney stated that there has been a lot of interest.

1.6 Engineering Update: 112th Street – Anderson reported that the project is almost completed, the last payment request will come in next month with just the retainage amount remaining to be paid after the warranty period is over.

239th Ave Resident Meeting – Bogart reported that the meeting went well overall, however the trail connection to the Great Northern Trail will need to be relocated. Bogart asked for consideration in extending the trail all the way to the Great Northern Trail where it crosses 239th Ave. Discussion followed about potential trail connections. The Board asked that the Park Board consider alternatives. There was also some discussion about the location of the road and the section lines.

1.7 Road Report – Maintenance Coordinator Berghuis reported: Ditch mowing is almost complete, 96th Street ditches have been mowed to the back slope and the ditches on 257th Ave (AKA Memorial Road) were mowed back. All trucks had DOT inspections and passed, the only thing that needed attention was 2 light bulbs that were burned out. Some discussion about the ROW obstacle removal issue and possibility of renting, borrowing or buying forks for the skid loader. Pool/Maloney unanimous to allow Berghuis to purchase a set of skid loader forks for up to \$600.00 as long as the budget allows. Hass asked if there are enough snow plow drivers, Berghuis said we are ok for now, but if the Board knows of anyone who is interested to have the potential driver apply.

1.8 Planning Commission Report – Spencer provided the report: The PAC met October 19, 2017 and recommended the following items for approval by the County Board of Commissioners at their next scheduled meeting: request for residential preliminary and final simple re-plat of O'Leary Addition – Big Lake Township. Request for a 2-year preliminary plat extension for Baldwin Estates – Baldwin Township. Request for an IUP for gravel mining operation by amending the



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mining boundary – Haven Township. Amendment of Section 18 Administration to the Sherburne County Zoning Ordinance.

2.1 112th Street Project Phase 3 Project – Neutgens: no action as Neutgens did not attend meeting. Discussion about the presence of an established and recorded drainage easement in the location that Neutgens was disputing. The drainage easement and long-time history of water ponding in the area establishes that this temporary ponding of water was not caused by the 2017 112th Street road reconstruction project, but rather that this is an established location for water runoff in the area.

2.2 Mailbox Damage – Anderson: Mark Anderson did not attend the meeting, however he submitted a letter to the Board asking for reimbursement of \$42.72 to replace his mailbox and post that was damaged by the ditch mower. The Board discussed the issue and came to the conclusion that prices for mailboxes have increased since the \$25 reimbursement cost was initially adopted. Hass/Pool unanimous to reimburse mailbox damage from Township road maintenance up to \$50 with a receipt. The Board also discussed the accusations that Anderson made about Livonia Township Maintenance and his aggressive behavior toward Livonia Township Maintenance team members. The Board stressed that they stand behind the Maintenance Team and the increase in the reimbursement limit is due to the rising cost of mailbox replacement and not for the demands of this individual claim and accusation. Additional discussion and comments included that no accidental mailbox damage incident should escalate to the level where law enforcement needs to be called out twice to protect our Maintenance team members.

2.3 Setback Question from Sherburne County Zoning: the Board discussed the question Sherburne County Zoning had regarding a property in East Hunter Lake Development. The property has an “alley way” running along the rear of the property that was platted as road ROW/alley, but has never been used for the purpose of an alley or road. The owner of the property is seeking a building permit, Sherburne County needs to know how to consider setbacks for the building permit as setback from road ROW is different from setback from rear of property. Hass restated the comments of the Board that the Township would consider the strip of land behind the row of houses a “buffer” and to direct Sherburne County to use normal rear of property setbacks when considering the building permit rather than ROW setbacks.

3. Open Forum: No one present for Open Forum

4.1 Clerk Treasurers Report: Hammre reported items of interest during the past month include: Fiedler and Hammre attended Electronic Roster Training on October 5th at the Sherburne County Government Center.

4.2 Approve payment of claims and transfer funds: Maloney/Pool unanimous to approve payment of claims, including payroll, as submitted, and to transfer \$114,000.00 from savings to checking to cover claim numbers 8220–8251, check numbers 18008-18035 and 18059 – 18070 and Electronic Fund Transfers (EFT) #214-217 (October) Federal, State, & PERA withholding tax and SUTA quarterly withholding tax.

4.3 Supervisor Reports: Pool – no report. Doebler – residence near Sugarbush Preserve appears to have multiple business vehicles parked on the property, though there is no IUP for a Contractor Yard for the property. Hammre directed to contact Sherburne County Zoning. Hiller – no report. Maloney – no report. Hass –Twin Pines Earthworks will construct the driveway/parking lot into Sugarbush Preserve North as they provided the lowest quote; Hass will call Perl Sod Farm to remind of the deadline to remove ROW obstructions.

5.1 Updates on D&U Easement Obstructions, Headwalls and Zoning Issues:

- 🍷 **Tales and Trails** – Tara Carson, MNDoT called for more information. She also explained some of the complexities of overlapping jurisdictions and the confusion over who has authority over areas. Carson will work on the issue and find out if there is impact to HWY 169 and follow up with MPCA.
- 🍷 **Headwalls and dangerous landscaping** –Hass/Hiller unanimous to allow Hammre to contact the Township Attorney about the next steps in enforcement.



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5.2 Tax Forfeited Land Resolution: the Livonia Town Board signed the Tax Forfeited Land Resolution from Sherburne County Zoning.

5.3 County Commissioner Items to Discuss: Hammre to invite Commissioner Fobbe to an upcoming Town Board Meeting to discuss several items.

Doebler/Pool unanimous to adjourn the meeting at 8:04 pm

Approved this 27rd day of November 2017.

Chairman or Vice Chairman

Clerk/Treasurer or Deputy Clerk/Treasurer