



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWN HALL
JULY 26, 2021

Supervisors present: Hass, Hiller, Maloney, Kuker and Pool.

Staff present: Clerk/Treasurer Hammre, Deputy Clerk/Treasurer Fiedler, Maintenance Coordinator Berghuis

Others Present: Township Engineer Wes Davis

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: Hiller/Maloney unanimous to approve the Regular Meeting Agenda as presented.

1.3 Approve Consent Agenda: Kuker/Hiller unanimous to approve Consent Agenda as follows: **Item A)** June 28, 2021 Regular Meeting Minutes; **Item B)** July 12, 2021 Attorney/Client Meeting Minutes.

1.4 Fire Report: Chief Maloney provided June calls for service: 7 medical assist, 2 gas leak, 8 motor vehicle accident, 2 fire alarm, 2 person in distress – 1 lift assist, 1 down power line, 2 grass fire, 1 residential house fire – Livonia Township. Maloney also reminded everyone the dance is on September 11. Maloney then reported on the house fire and the great job the fire fighters did to contain the fire. The house had some significant damage, but a large portion was saved.

1.5 Sheriff's Report: Sgt. Wilson provided the Sheriff's report: there were 203 calls for service in June in Livonia Township including 52 traffic stops. Sgt. Wilson also discussed the complaints they have received about harassment on the Lake Fremont minimum maintenance road by an adjoining homeowner. He advised anyone who is being harassed to call the Sheriff's Department so they can take action.

1.6 Engineering Update: Engineer Davis reported that Fremont Drive has been completed; the HWY 169 Frontage Road is on hold while the contractor is waiting for the centerline culvert. The gas line was moved; the 239th Ave Overlay and shouldering was completed last week; SealTech will start crack seal soon; quotes to overlay 120th Street are being sought from Astech, Rum River Contracting and Knife River. Astech already submitted a quote for \$61,073.00. Hass/Kuker unanimous to approve the lowest quote received up to \$61,073.00. Hiller commented that the language in the Developer's Agreements is too ambiguous. Discussion followed about the language, what is required legally, and what the Township wants to be stated and recorded. Also discussed was the Board responsibility to make sure all of the requirements are properly documented and recorded. Davis stated that a trail easement should be a separate recorded document, on a plat only drainage and utility easements are recorded. Wes clarified that he, or the person serving as the Township Engineer, reviews plats for drainage and the Township should have the Town Attorney review the final plat. Hammre to add these items to the plat checklist for the office and Board so that items are not forgotten. Davis also reported that the Drainage and Utility Easement filling in Highland Meadows Development did not appear to impede drainage. He stated that it is hard to quantify the amount that was brought in. The Board can choose to require the landowner to restore the Drainage and Utility Easement. No action taken.

1.7 Sherburne County Zoning Ordinance Update: Hammre introduced the item with a brief history. Hiller and Maloney attended the meeting and explained the reason and purpose of the change. The Ordinance will be changed to be less restrictive for the residents who are not the ones with excessive vehicles while giving Sherburne County Zoning the ability to solve the problems of the residents who are parking excessive vehicles on their properties in developments. Hass suggested that Livonia Township send a letter to Marc Schneider to tell him the Board does not support the amendment in its current form. They would like it to include defined parking areas, the allowed parking square footage is too small, and it needs stronger guidelines that everyone



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWN HALL
JULY 26, 2021

can live with. It also did not include a fencing or screening option and allowed parking square footage on small properties. He would like Schneider and Fobbe to attend our next meeting if possible.

1.8 Planning Commission Report: no report

1.9 Park Committee: Kuker explained that previously discussion was held about an appraisal being done on the property adjoining North Point Park, but no action has taken place yet.

2.1 WH Cates Pondsides Estates LOC request: WH Cates Pondsides Estates developer Fred Stelter sent an email request to eliminate the remaining LOC funds for the development. Discussion followed about erosion around one of the stormwater ponds, the shared driveway width, and the unpaid snowplowing bill. Engineer Davis will look at the erosion around the stormwater pond. The request will be tabled for one month for developer to remedy the outstanding issues and be in good standing, at which time the issue can be revisited. It was noted that the damage on the road caused by construction vehicles was patched.

2.2 D&U Excavation Complaint: Hass/Kuker unanimous to table until the April 23rd Meeting.

2.3. Regenschied Driveway: the driveway was altered and is now wider than the accepted driveway width. No action taken.

2.4 Unpermitted Second Driveway Under Construction: complaint received about the second driveway being constructed at 27062 112th Street. The lot was sold with a driveway already installed per agreement with the developer. The 4 driveways in the development that access 112th Street were planned by the Township Engineer and the Livonia Town Board with particular attention to the sight lines on 112th Street to maximize safety for the homeowners entering and exiting their property and the vehicles traveling on 112th Street. The second driveway which is in the process of being installed does not have good sight lines for traffic, has no culvert, has considerable erosion, and is not permitted. The builder, SW Wold Construction, was notified of the issue but did not appear at the meeting. Maintenance instructed to place a sign on the second driveway notifying the builder that it cannot be finished, and the office was directed to send a "Cease and Desist" letter, and to reach out to the builder and the homeowner.

3.0 Open Forum: Davis, Pool and Hass discussed the discharge from a business on the Highway 169 Frontage Road that is going from the bait shop into the drainage ditch. No action taken.

4.1 Clerk/Treasurer Report: Items of interest during the past month include: we have been busy with cemetery burials and markers; notice that Nancy Riddle is retiring was received; one payroll check was reissued to replace the original that was lost by the recipient.

4.2 Approve payment of claims: Kuker/Pool unanimous to approve payment of claims and payroll totaling \$109,826.60 as submitted from Bremer Bank, to cover check number 20400 through 20434, and Electronic Fund Transfers (EFT) #50-54 (July) Federal, State, PERA and SUTA withholding tax and debit card payments.

4.3 Supervisor Reports: Pool – no report; Kuker – no report; Hiller – reported that on July 2nd the Department of Health denied that permit for the Event Center because the dump sink was not plumbed correctly. The proper changes and repairs were made in time for a wedding to take place. Discussion followed about the need for a more detailed rental agreement. Maloney – no report; Hass – no report.

4.4 Road Report: Berghuis reported that they have been working on routine maintenance, as well as installing 911 signs, spraying ditches, and the "Future Trail" signs were installed. Berghuis also reported that the Livonia Township blade by the flagpole is looking weathered and he would like to repaint and get new stickers for it. The Board agreed that Berghuis should paint and order new stickers. Hiller also reported that there is a grader coming up for auction.

5.1 District 7 Meeting: reminder, the MAT District 7 Meeting is Thursday, August 12.



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWN HALL
JULY 26, 2021

5.2 Adopt a Storm Drain Project: Hass/Hiller unanimous to support the Adopt a Storm Drain Project.

5.3 1W1P Watershed Program: Hass/Pool unanimous to join the 1W1P Watershed Plan with Kuker as the representative and Hass as the alternate.

5.4 Road Agreement Update: no update at this time.

Hiller/Pool unanimous to adjourn the meeting at 8:37 pm.

Approved this 23rd day of August 2021.

Chairman or Vice Chairman

Clerk/Treasurer or Deputy Clerk/Treasurer