



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWNSHIP HALL
September 28, 2015

Supervisors present: Doebler, Hass, Hewitt, Manthei and Pool.

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

Others Present: Jon Bogart, PE Town Engineer with Bogart Pederson & Associates, Inc.

Chairman Hewitt 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/Manthei unanimous to approve the meeting agenda.

1.3 Approve Consent Agenda: Hass/Doebler unanimous to approve Consent Agenda as follows: Item A) August 24, 2015 Regular Board Minutes.

1.4 Sheriff Report: Sergeant Wilson reported there were 195 calls for service in August; 33 of the calls were for traffic stops, the remainder of the calls were for various reasons. There are no other issues or concerns for Livonia Township.

1.5 Fire Report: Chief Maloney provided August calls for service: 4 medical assist, 1 gas leak, 4 motor vehicle personal injury accident, 1 motor vehicle accident W/O injury, 4 fire alarm, 1 carbon monoxide, 1 lightning strike, 1 Haz-Mat spill, and 2 mutual aid (mulch fire ER, house fire ER). Maloney also reported: the annual dance and open house was a success; the ISO letter is in progress, to be released November 1st; a 50/50 matching grant was received from the DNR which was used to purchase pagers; a donation was given to Livonia Township to fund the purchase of Dictionaries for all 3rd grade students at Westwood Elementary School. Hass/Doebler unanimous to accept the donation to purchase dictionaries from the Dictionary Project to distribute to all 3rd graders attending Westwood Elementary School.

1.6 Engineering Updates - Bogart: 273rd Ave) update on the cosmetic issue - the contractor will fog seal the bituminous if it is still visible in the spring; **112th St)** 9 roll tests revealed 13 bad areas in the original road bed that had to be dug out and replaced before the bituminous was applied. One area received a patch to correct a water seepage issue, the damage from the shouldering machine was also repaired. **2016 projects)** the resident meeting for phase 2 of 112th St will be held at Livonia Town Hall October 19th at 7:00. Notice to be sent to affected residents.

1.7 Road Report: Maintenance Coordinator Berghuis – activities in the past month have included: shirts with the Livonia Township logo for maintenance team were purchased with scrap aluminum funds from spring road cleanup; a stop sign was struck by a car on 245th Ave early Sunday morning, Berghuis placed a temporary sign in the location. The cement culvert under the road was also damaged; a used mower with a bagger was purchased at a considerably lower price than what a bagger alone would cost; Bogart and Berghuis inspected a road with drainage issues in the West Hunter Lake area; the chip seal project looks good; the maintenance team has extensively patched the northern portion of the frontage road and intersection on Lake Fremont to stabilize the pavement.

1.8 Planning Commission Report - Spencer: The PAC met September 17, 2015 and recommended the following items for approval by the County Board of Commissioners: Request for a CUP for a Wireless Communication Tower, Clear Lake Township; Request for an IUP for a Home Business in an Accessory Building (Auto Repair Business), Baldwin Township; Request for a two-year extension of the Residential Preliminary Standard Plat of "Rum River Bluffs", Baldwin Township; Request for Final Residential Standard Plat approval of "Heritage Trails Third", Orrock Township; Request for a two-year extension of the Residential Preliminary Standard Plat of "Baldwin Estates", Baldwin Township. The PAC recommended the following item for denial by the County Board of Commissioners: Amendment to the Sherburne County Zoning Ordinance.

2.1 Request for CUP JFT Resources – Toth: Eric Toth present to request a CUP to Stockpile Earth Materials; Black Dirt; Peat; Clay; Rocks; Used Concrete; Asphalt Millings; and Processed Compost. Toth explained his request for the storage of materials to be processed and moved off of the property: the property is currently mined for gravel; much of the material would be used to process the mined gravel; the rationale for a CUP rather than an IUP, a better fit for the proposal. The Board inquired about the use of the proposed material, if the material would be sold as a retail product, pollution prevention plans, and Highway 169 access if the west portion of the property would be sold in the future. Toth explained that the material would be used by Knife River Corp for their construction projects, there would be no retail



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES

HELD AT THE LIVONIA TOWNSHIP HALL

September 28, 2015

sales and no asphalt plant. Trucks would continue to enter and exit directly onto Highway 169. The hours of operation would be the same as the mining CUP. Manthei/Pool unanimous to approve CUP to Stockpile Earth Materials; Black Dirt; Peat; Clay; Rocks; Used Concrete; Asphalt Millings; and Processed Compost. Board Comments include: The Board is requesting the conditions of CUP include: requirement to construct a black dirt barrier around all stockpiles of asphalt millings to prevent runoff and potential wetland pollution; a site plan be developed with the location of products defined with particular attention to asphalt millings; a limit to the amount of time asphalt millings are stored before being used or moved off-site to avoid ground water contamination; no heavy tonnage vehicles are to be allowed to travel on 112th St. All access must be to Highway 169 directly from the property.

2.2 Request for Second Driveway Access – Fuchs: Jeff and Jenifer Fuchs present to request second driveway access on 272nd Ave. The Fuchs explained and illustrated that the topography of the land and the septic field prevents the use of the existing driveway to access the accessory building they are planning to build. Hass/Manthei unanimous to approve the request for the second driveway access.

2.3 D&U Vacation – Halde: Kim Halde present to request a Public Hearing for Vacation of D&U Easement between Lot 4 and Lot 5, Block 3, in the recorded plat of Acorn Ridge, Livonia Township, Sherburne County, Minnesota. Hass/Doebler unanimous to approve request for Public Hearing for Vacation of D&U Easement between Lot 4 and Lot 5, Block 3, in the recorded plat Acorn Ridge, Livonia Township, Sherburne County, Minnesota. Public Hearing to be held October 26, 2015 at 6:50 pm at the Livonia Town Hall.

2.4 Discuss Gate/Barrier on 256th Ave – Moore: Tom and Jane Moore present to discuss the proposed barrier and gate in the road right of way on 256th Ave in the Hunter Lake area. Discussion about the type of gate and barrier planned and safety and liability issues.

2.5 Request for Weight Restriction Waiver 239th Ave – Doebler: Gary Doebler present to request a weight waiver from 5 ton axle weight limit to 7 ton axle weight limit on 239th Ave to allow the delivery of fill material to repair his driveway. The material would be delivered from the west, avoiding the first lift of bituminous that was recently applied at the Tibbetts Brook area. Hass/Pool unanimous to approve weight waiver as requested, Doebler abstained.

2.6 Request for Raffle for Pheasants Forever – Noard: Laura Noard present to request a LG220 Exempt Permit for nonprofit organization Raffle to be held at the Minnesota Sportsman's Club, 26889 104th Ave, Zimmerman, MN. Hass/Pool unanimous to approve the LG220 Exempt Permit for nonprofit organization Raffle.

2.7 Approve Temporary Weight Restriction Resolutions: Rescind on 112th St North, Impose on Plat of Woods @ Lake Fremont 2nd and 112th St South: Resolution 15-9 to Rescind Temporary Weight Restriction on 112th St Located in Livonia Township on Resolution 13-13 approved by unanimous roll call; Resolution 15-10 to Impose Temporary Weight Restriction on 112th Street Located in Livonia Township approved by unanimous roll call, Resolution 15-11 to Impose Temporary Weight Restriction on the roads within the Plat of Woods @ Lake Fremont 2nd Located in Livonia Township approved by unanimous roll call.

3.0 OPEN FORUM: No one was present for Open Forum

4.1 Clerk Treasurers Report: Hammre reported items of interest during the past month include: The Israelson land purchase has been completed; Standard and Poors has upgraded our S&P rating from "A+" to "AA-".

4.2 Approve payment of claims and transfer funds: Hewitt/Doebler unanimous to approve payment of claims, including payroll, as submitted and to transfer \$373,000.00 from savings to checking to cover claim numbers 7349 – 7388, check numbers 16918-16964 and Electronic Fund Transfers (EFT) #133-135 (September) Fed & State withholding tax & PERA.

4.3 Supervisor Reports: Hass –Youth Day update, the event went well, some food was left over, donated to the community. Manthei –Attended the District 7 Meeting where Broadband was discussed and the slow implementation of Broadband availability in out-state areas due to high cost and changing technology, also discussed was proposed future road funding and light rail cut backs. Pool – the Football Board extended a thank you to Livonia Township and the City of



LIVONIA TOWNSHIP REGULAR BOARD MEETING MINUTES
HELD AT THE LIVONIA TOWNSHIP HALL
September 28, 2015

Zimmerman for the Youth Appreciation Event; **Doebler** –Park Board update, discussed the next steps for the park addition. **Hewitt** –no report

5.1 Approval to Upgrade Voting Machines – Sherburne County Auditor Treasurer: Discussion concerning the proposal to upgrade aging voting machines.

5.2 Traffic Control Signs Compliance – The Woodlands – Discussion concerning MnDOT sign compliance laws and the non-compliant signs in The Woodlands development.

5.3 SCAT Meeting Attendance: Upcoming SCAT meeting October 21, 2015 at Becker Township.

5.4 Sherburne County Parks and Trails Meeting Representation: Sherburne County Public Works will be holding 2 meetings concerning Parks, Trails and Healthy Living. Hammre to attend first meetings.

Hass/Doebler unanimous to adjourn meeting at 9:29 pm.

Approved this 26th day of October 2015.

Chairman or Vice Chairman

Clerk/Treasurer or Deputy Clerk/Treasurer