

**Credit River Township**  
**Meeting Minutes**  
**November 1, 2006**

**Call to Order**

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

**Members Present**

Chairman Dan Casey, Supervisor Leroy Schommer, Supervisor Bruce Nilsen

**Others Present:**

Township Clerk Jerry Maas, Township Attorney Bob Ruppe, Township Engineer Jeff Elliott,  
Township Treasurer Holly Batton

**Minutes of the previous meeting:**

Chairman Dan Casey called for Clerk Jerry Maas to review the draft minutes of the October 3, 2006 meeting.

Supervisor Bruce Nilsen offered a motion to accept the minutes as read. Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 - 0.

**Treasurers Report**

Treasurer Holly Batton presented the treasurers report for September 2006.

Supervisor Leroy Schommer made a motion to approve the treasurer's report as presented, Supervisor Bruce Nilsen offered a second, all in favor, motion carried 3 – 0.

**Sheriff's Report**

No Report tonight.

**Resident's Group Report**

No Report tonight

**Open Forum**

No Items tonight

**Agenda Items**

**1. Consider Resolution 2006-05 approving the granting of a Liquor License to Legends Club LLC.**

Clerk Jerry Maas noted that he had received an application from The Legends Club LLC requesting the granting of a combination Liquor License / Sunday Liquor License. Clerk Maas presented the following Resolution 2006-05 for consideration by the Town Board:

**Credit River Township**  
**Scott County**  
**State of Minnesota**  
**Township Board Resolution**  
**# 2006-05**

Whereas, the Town Board of Supervisors of Credit River Township in the County of Scott, Minnesota have considered the matter of an application to Scott County by Legends Club Grill, LLC for a combination Liquor License/Sunday Liquor License.

NOW THEREFORE BE IT RESOLVED by the Credit River Town Board of Supervisors that pursuant to MSA 340.11, the Board supports the granting of a Combination Liquor License / Sunday Liquor License by Scott County to Legends Club Grill, LLC.

BE IT FURTHER RESOLVED, that copy of this resolution is transmitted to the applicant and the Scott County Customer Service office.

Chairman Dan Casey called for a motion to approve this resolution. Supervisor Leroy Schommer offered a motion to approve, Supervisor Bruce Nilsen offered a second.

Clerk Maas called for a vote on this Resolution with the results as follows:

Chairman Casey, Aye; Supervisor Schommer, Aye; Supervisor Nilsen, Aye.

Motion carried 3 – 0.

## **2. Consider Resolution 2006-06 approving the granting of a Liquor License to Heritage Links Golf Club**

Clerk Jerry Maas noted that he had also received an application from Heritage Links Golf Club for a Combination Liquor License / Sunday Liquor License and he presented the following Resolution 2006-06 for the Board's consideration:

**Credit River Township  
Scott County  
State of Minnesota  
Township Board Resolution  
# 2006-06**

Whereas, the Town Board of Supervisors of Credit River Township in the County of Scott, Minnesota have considered the matter of an application to Scott County by Heritage Links Golf Club Grill, LLC for a combination Liquor License/Sunday Liquor License.

NOW THEREFORE BE IT RESOLVED by the Credit River Town Board of Supervisors that pursuant to MSA 340.11, the Board supports the granting of a Combination Liquor License / Sunday Liquor License by Scott County to Heritage Links Golf Club.

BE IT FURTHER RESOLVED, that copy of this resolution is transmitted to the applicant and the Scott County Customer Service office.

Chairman Dan Casey called for a motion to approve this resolution. Supervisor Bruce Nilsen offered a motion to approve, Supervisor Leroy Schommer offered a second.

Clerk Maas called for a vote on this Resolution with the results as follows:

Chairman Casey, Aye; Supervisor Schommer, Aye; Supervisor Nilsen, Aye.

Motion carried 3 – 0.

## **3. Discuss Policy on Construction of New Roads**

Engineer Jeff Elliott noted that the current Township engineering manual specifies that no bituminous shall be applied after October 31<sup>st</sup> of each year. Supervisor Bruce Nilsen observed that he would be in favor of moving the deadline to October 1<sup>st</sup>, in view of the weather conditions being encountered at the end of October.

Engineer Elliott noted that this restricts only the road portion of the construction and that there are still allowances for other aspects of the construction to take place after October 1<sup>st</sup>.

Engineer Elliott also noted that increasing road maintenance costs are putting more pressure to insure that the roads are built correctly in the first place.

Supervisor Casey noted that in cases where better weather conditions are the case, the option remains to allow deviating from this deadline.

The board directed Engineer Elliott to incorporate this change as a part of his first revision to be approved at a later date in the near future.

Supervisor Bruce Nilsen also asked that Engineer Elliott incorporate a provision specifying that in the future any modification or variance to this engineering policy be documented in writing.

#### **4. Engineers Report**

##### **a). Proposal to develop Plan for Public Utilities and Transportation for North Credit River**

The City of Savage is in the process of developing plans for full build out of the South Savage area. This process is dictating where they would like to propose that sewer extensions and roads are to be located. If Credit River wishes to have input on these plans it will be necessary to develop a plan for North Credit River.

Engineer Jeff Elliott presented a proposal to develop such a plan for providing for Public Utilities (sewer and water) and Transportation for North Credit River. Total cost for developing this plan is projected not to exceed \$ 25,360.00

Supervisor Bruce Nilsen made a motion to direct Engineer Jeff Elliott to proceed with this plan. Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 - 0

##### **b). Update on Tim Krieger Property**

Engineer Jeff Elliott presented a copy of a letter he sent to Mr. Krieger requesting that he correct the defects in his project. Engineer Elliott is of the opinion that Mr. Krieger will get the work done shortly.

The board directed Engineer Elliott to contact Mr. Krieger in writing requesting \$4000 escrow (certified funds) and to complete this project by 11/10/06. In the event of default, the township will move forward immediately and assess costs to the property taxes.

##### **c) Request to have the Letter of Credit (LOC) reduced – Thoroughbred Acres**

Engineer Elliott presented some information on the current status of this project.

Based on the 5 major components of the project, he is recommending that the LOC be reduced to \$ 182,041.00 at this time. This represents 125% of the remaining work to be completed. He is also recommending that the LOC be maintained at no less than \$ 42,225.00 for the balance of the warranty period.

Supervisor Casey asked Mr. Koestering, the developer, what requirements are necessary for the utilities to be installed. Mr. Koestering stated that the utility companies require the first lift of the road to be installed before any utility work can be started.

In that the developer wishes to get the first lift of the road within the next 10 days, Supervisor Casey asked that if the board is agreeable to allowing this, that a formal agreement accepting responsibility for any defects caused by construction in cold weather be agreed to in advance.

Supervisor Leroy Schommer made a motion to reduce the LOC to \$ 200,000. Supervisor Bruce Nilsen offered a second, all in favor, motion carried 3 – 0.

Supervisor Bruce Nilsen made a motion to authorize Engineer Jeff Elliott draft a written agreement subject to Attorney Bob Ruppe's review, covering the understanding between the parties in order for the project to proceed with laying asphalt in the next 10 days. Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 – 0.

**d) Harvest Hills Project**

Engineer Elliott presented a signed letter from On-Site Marketing, the project developer, accepting responsibility for correcting the road defects in Harvest Hills.

**e) Cress View Estates**

The Board directed Engineer Elliott to contact the developer in writing requesting that the trees currently in the road right-of-way be removed. They have been deemed a safety hazard. Attorney Ruppe will review the statutes for proper authority.

## **5. Other Business**

**a). Continue discussion on Animal Control Ordinance**

In response to inquiries from several residents on the subject of dogs running loose in the township, the board undertook a review of the current ordinance on animal control and also entertained a revised ordinance that potentially could be passed to address this issue. After a brief discussion last month, the board tabled it until this evening.

Attorney Ruppe will check with Scott County to see what current law is and bring to the board for next months discussion.

**b). Status of the Driveway/Access Ordinance**

Attorney Ruppe had previously drafted an ordinance changing the current ordinance calling for 2 inspections during the construction period rather than the a final inspection only as is the current practice. A question arose last month as to whether this extra inspection was necessary. Attorney Ruppe reported that in deed dual inspections must be performed to insure proper installation and relieve the Township of any liability for improper installation.

It was also suggested that the escrow deposit be raised to \$900 plus \$100 for 2 inspections.

The board authorized publishing this ordinance as previously approved. Attorney Ruppe will prepare a new application form to accompany the permit.

**c). Consider proposal from Dennis Karow to plow Hall parking lot**

Clerk Jerry Maas received a proposal from Mr. Dennis Karow to plow the parking lot at the town hall this winter. The board directed Supervisor Leroy Schommer to contact 2 other vendors and select one to perform this task.

**d). Consider proposal for Town Hall Security System**

In view of recent incidents of vandalism at the Town Hall, the board asked for a proposal to install a security system. While we have one proposal, the Board asked Treasurer Holly Batton to obtain additional bids for the next meeting.

**e) Status of Damage to Judicial Road during 185<sup>th</sup> St. Re-Construction**

A number of residents had asked about the deteriorated condition of Judicial Road allegedly caused by construction traffic using the road during the construction of 185<sup>th</sup> St.

The board directed Engineer Jeff Elliott to get more information.

**f) Set Date to meet with Three Rivers Park District**

Del Miller of Three Rivers Park District called and asked for a meeting with Township officials to review growth plans and how they might effect long range planning for the park system. The Board asked that we try to arrange a meeting on November 14<sup>th</sup> at 3:00 pm at the Town Hall.

**g) Recommendations for Deputy Clerk**

Clerk Jerry Maas recommended that resident Tim Bendel be appointed Deputy Clerk to be available to sign checks in the absence of the Clerk. Mr. Maas has been in contact with Mr. Bendel and he is open to accepting the assignment.

The board approved of this choice and asked Clerk Maas to confirm the assignment with Mr. Bendel. The board approved an hourly rate of pay equivalent to that currently being paid the Town Treasurer.

**h) Review LOC's**

All Letters of Credit for developments in the township are due to expire on December 31<sup>st</sup>. Clerk Jerry Maas presented a list of the current status of these letters and noted that he will be sending letters to all developers alerting them to the fact that if they are interested in applying for reductions in the amounts they need to request an appearance before the board at the regularly scheduled December meeting. Otherwise, they will be expected to renew each LOC at the current amount and have them in to the Township by 12/31/06.

**Review and Pay Bills**

The Town Board approved the following claims for payment:

10/5/2006	3387	Stonebridge Homes	Refund - Overpay 2nd Tank Inspection	\$	391.00
11/1/2006	3388	Ecocheck	September CSTS Sewer Charges	\$	4,180.69
11/1/2006	3389	Private underground	September Locate Services	\$	244.00
11/1/2006	3390	City of Savage	Hampshire Ave Maint Agree	\$	700.00
11/1/2006	3391	SW Suburban Publishing	Legal Advertising-Prior Lake	\$	46.04
10/16/2006	3392	Integra Telecom	Phone Service	\$	351.60
11/1/2006	3393	NW Associated Consult	Planning/Zoning Consulting	\$	2,495.34
11/1/2006	3394	ECM Publishing	Legal Advertising-Lakeville	\$	72.00
11/1/2006	3395	All Steel Products	Culvert for France Blvd.	\$	967.55
11/1/2006	3396	Xcel Energy	St. Francis Street Light	\$	12.30
11/1/2006	3397	Grassland Central	Grass Seed	\$	52.50
11/1/2006	3398	One Call Concepts	General Locate Services	\$	30.45
11/1/2006	3399	Swedlund Septic Service	Pump Ton Hall Tank	\$	185.00
11/1/2006	3400	Safety Signs	Signs	\$	995.00
11/1/2006	3401	Braun Intertec Corp	Soil Testing-Harvest Hills	\$	553.75
11/1/2006	3402	Ken Worm Construction	Cancelled Permit-Refund NPDES	\$	1,000.00
11/1/2006	3403	NW Bituminous	Pave BB Court Country Court	\$	13,900.00
11/1/2006	3404	Couri Macarthur & Ruppe	Legal Fees-Sept/Oct	\$	6,416.25
11/1/2006	3405	Art Johnson Trucking	October Road Maint	\$	1,577.00
11/1/2006	3406	Dennis Karow	Park Lawn Care	\$	1,150.20
11/1/2006	3407	Swedlund Septic Service	Pump Tank-MH/SP	\$	115.00
11/1/2006	3408	MVEC	SP Lift Station	\$	37.67
11/1/2006	3409	MVEC	Town Hall Electricity	\$	1,128.74
11/1/2006	3410	MVEC	MH Lift Station	\$	43.67
11/1/2006	3411	Tom / Jill Stang	Driveway Access Refund	\$	600.00

11/1/2006	3412	Scott Sorenson	Driveway Access Refund	\$	600.00
11/1/2006	3413	Stonebridge Homes	Driveway Access Refund	\$	1,200.00
11/1/2006	3414	Lundgren Brothers	Driveway Access Refund	\$	600.00
11/1/2006	3415	Wooddale Builders	Driveway Access Refund	\$	600.00
11/1/2006	3416	American Prairie Homes	Driveway Access Refund	\$	600.00
11/1/2006	3417	A Maas Construction	Driveway Access Refund	\$	600.00
11/1/2006	3418	Metro Prairie Homes	Driveway Access Refund	\$	600.00
11/1/2006	3419	Koestering Schumacher Homes	Driveway Access Refund	\$	1,200.00
11/1/2006	3420	Cuddigan Builders	Driveway Access Refund	\$	600.00
11/1/2006	3421	Rongitsch Homes	Driveway Access Refund	\$	600.00
11/1/2006	3422	Kraemar & Sons Builders	Driveway Access Refund	\$	600.00
11/1/2006	3423	Tim Haataja	NPDES Refund	\$	490.00
11/1/2006	3424	American Prairie Homes	NPDES Refund	\$	1,580.00
11/1/2006	3425	James Maust	NPDES Refund	\$	1,980.00
11/1/2006	3426	Fox Construction	NPDES Refund	\$	1,440.00
11/1/2006	3427	Cuddigan Construction	NPDES Refund	\$	1,740.00
11/1/2006	3428	Les / Cynthia Martisko	NPDES Refund	\$	480.00
11/1/2006	3429	Kraemar & Sons Builders	NPDES Refund	\$	1,640.00
11/1/2006	3430	Koestering Schumacher Homes	NPDES Refund	\$	1,280.00
11/1/2006	3431	Koestering Schumacher Homes	NPDES Refund	\$	1,730.00
11/1/2006	3432	Brian / Angelique Carlisle	NPDES Refund	\$	370.00
11/1/2006	3433	Koestering Schumacher Homes	NPDES Refund	\$	1,720.00
11/1/2006	3434	Stonebridge Homes	NPDES Refund	\$	1,500.00
11/1/2006	3435	Stonebridge Homes	NPDES Refund	\$	1,570.00
11/1/2006	3436	Scott Sorenson	NPDES Refund	\$	1,390.00
11/1/2006	3437	Lundgren Brothers	NPDES Refund	\$	1,880.00
11/1/2006	3438	Lundgren Brothers	NPDES Refund	\$	1,660.00
11/1/2006	3439	John / Heather McCaustlin	NPDES Refund	\$	470.00
11/1/2006	3440	Holly Batton	Expense Reimbursement	\$	384.25
11/1/2006	3441	MN Association of Townships	Insurance- 2007 Workers Comp	\$	540.00
11/1/2006	3442	Dale Kuchinka	Mowing Ditches	\$	1,200.00
11/1/2006	3443	Center Point Energy	Utilities - Town Hall Gas	\$	36.04
11/1/2006	3444	Hakanson Anderson	Engineering	\$	20,500.89
11/1/2006	3445	Jerry Maas	Expenses	\$	257.34
11/1/2006	3446	Void	Void	\$	-
11/1/2006	3447	Void	Void	\$	-
11/1/2006	3448	Steve Schmidt	Escrow Refund	\$	220.50
11/1/2006	3449	Dan Casey	Expenses	\$	67.36
11/1/2006	3450	Bruce Nilsen	Expenses	\$	76.26
11/1/2006	3451	Leroy Schommer	Expenses	\$	50.00
11/1/2006	3452	Holly Batton	Services as Treasurer	\$	1,371.68
11/1/2006	3453	Dan Casey	Services as Supervisor	\$	563.33
11/1/2006	3454	Jerald Maas	Services as Clerk	\$	2,955.20
11/1/2006	3455	Bruce Nilsen	Services as Supervisor	\$	729.56
11/1/2006	3456	Leroy Schommer	Services as Supervisor	\$	923.50

## Adjourn

There being no further business before the Town Board, Supervisor Bruce Nilsen made a motion to adjourn, Supervisor Leroy Schommer offered a second, all in favor, motion carried 3 - 0. The meeting adjourned at 11:15 pm.

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Submitted By: (s/) Jerald R. Maas  
Township Clerk  
Credit River Township

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Approved By:(s/) Dan Casey  
Chairman Board of Supervisors  
Credit River Township