

DENMARK TOWN BOARD MEETING MINUTES  
DECEMBER 5, 2005

**SUPERVISORS PRESENT:** Kathy Higgins, John Kummer, Jim Keller and Gary Dixon

**ABSENT:** Jim Fitzpatrick

**OTHERS PRESENT:** Attorney Shoeberg, Engineer Geheren

**CALL TO ORDER:** Board Meeting called to order at 7:03PM by Vice-Chair Kummer.

**AGENDA APPROVAL:** Higgins added WMO and Ordinances. Kummer added Homestead Estates Road. Shoeberg added Davison Cartway. Motion Higgins/2<sup>nd</sup> Keller to approve Agenda as amended. Motion Carried.

**CONSENT AGENDA APPROVAL:** Clerk pulled claims. Motion Keller/2nd Higgins to approve remainder of consent Agenda. Motion Carried.

Clerk informed Board that the Washington County payment on the claims list was modified to include a credit received from County, and a payment to Post Office in the amount of \$150 for Denmark Township bulk mailing permit was added to the claims list. Motion Keller/2nd Dixon to approve claims as amended. Motion Carried.

**HEARING DECISIONS/ZONING ACTIONS:** None

**PUBLIC COMMENT:** None

**BUSINESS ITEMS:**

**Marshall Open Space Subdivision-** Marshall's are requesting authorization to sell lot #4 under the Metes and Bounds description. This would not change density of final plat. Motion Higgins/2nd Keller to authorize split of Lot #4 under the Metes and Bounds description, subject to signing of development agreement, with buyer being required to join in on final plat. Motion Carried.

**Todd Sieben-** Sieben explained to Board that he and his wife thought they purchased a 2.5 acre parcel in Homestead Estates. Their parcel was actually 2.17 acres. Parcel was to be increased to 2.51 so lot size would be in compliance with accessory structure ordinance. The land adjustment was taken out of Lyla Davies' 5 acre lot and Sieben concerned that now with her 3 accessory structures, she would not be in compliance. Sieben spoke to Lyla and stated that her understanding was that she would still have 5 acres. Femling stated that Lyla was going to remove a building and she was fine with the land adjustment coming off her parcel. Due to apparent conflicting understanding between the parties, Higgins suggested all the affected parties should meet and agree before anything is finalized.

**LSCWMO-** Representing LSCWMO were Pat Conrad, Jennifer Olson, Tim Power and Peg Powers. Pat Conrad presented overview of LSCWMO plan and description of Rule Development Process. Requesting Board and engineering representation to participate with LSCWMO Board in Rule Development. Consensus that Engineer & John Kummer represent Township. Questions from audience re: how money is being spent. Shoeberg requested Township approval of 2006 Budget proposal. Total 2006 LSCWMO budget \$100,700, Denmark share would be \$56,895 (56.5%) Aside from Road & Bridge, LSCWMO is second largest line item in Denmark Budget. Concerns raised about Development Review line item of \$5000. Practice in Denmark is to bill back all development related costs to the developer so that taxpayers are not charged for private developments. Almost \$2500 of 2005 LSCWMO expenditures were for review of private developments. Shoeberg assured Board that all LSCWMO review charges will be billed to

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specific projects & that next receipt statements from LSCWMO will reflect that. Noted that Denmark is only member who has paid their share for 2005. Shoeberg stated that bills will be going out this month. Discussion re: duplication of review/cost (review by both LSCWMO and Washington County Soil & Water). Consensus that Denmark development projects will not be referred to LSCWMO for review until rule making process is completed and LSCWMO has authority. Request to allow LSCWMO to have a link on the Denmark web page to the LSCWMO. Atty. will make sure Township receives copies of WMO minutes.

Motion Keller/2nd Dixon to approve LSCWMO proposed 2006 Budget and to authorize LSCWMO to use the Denmark Township website. Motion Carried.

**TH 95 Report-** moved to January Agenda

**Emergency Preparedness-** moved to January Agenda. Keller to contact Myra Peterson.

**Davison Cartway-** Shoeberg received request from Grotting's to postpone hearing as they have not had time to prepare. Shoeberg also received additional information that may possibly resolve issue without a hearing. Board concern- Davison's be aware of the situation. Suggested that the time already scheduled for 12/12 be used to try to resolve situation. Hearing will remain scheduled unless Board finds that all parties involved are in agreement that the hearing be postponed or that the issue is resolved.

**Homestead Estates-** Discussion of material to be used underneath the road. Re: 100% limestone vs. class 5 gravel. Township Engineer shared information with Homestead Estates Engineers. Homestead Estates Design Engineer will control the decision of material used.

**Development Review Schedule-** The 2006 Development Review schedule was presented to Board for approval. Board agreed that meeting dates which fell on a holiday would be scheduled for the next day (Tuesday). Motion Keller/2nd Higgins to approve 2006 Development Review Schedule as presented. Motion Carried.

**117th Street Plat-** Road was not recorded when built resulting in inappropriate taxation. Board directed Shoeberg to clear up all e issues still pertaining to 117th and Osprey, and to run it through formal plat process.

**Final Levy Certification-** The approved recommended 2006 Budget and certified Levy were reduced, due to a \$10104 reduction in WMO charges to the Township. Proposed levy represents overall reduction of \$86664 (18.4%). Motion Higgins/2nd Keller to approve Final 2006 Budget and to approve Final Levy Certification as presented. Motion Carried

2006	ANNUAL BUDGET	GOV'T AIDS	OTHER REVENUE	CERTIFIED LEVY
GENERAL	128,056	12,000	104,900	11,156 WMO --- 56,896
SALARIES	55,510			55,510
ROAD & BRIDGE	251,700		15,000	236,700
POLICE	44,000		44,000	0 ---44,000---FUND FROM SAVINGS
FIRE	63,350			63,350
DITCH & TRASH	17,100			17,100 --- Includes 6,000 Tree Trimming, 2,000 Weed Control
PARK & REC	4,820		4,820	0 PARK & REC ---4,820 --- FUND FROM SAVINGS
<b>2006 TOTALS</b>	<b>564,536</b>	<b>12,000</b>	<b>168,720</b>	<b>383,816</b>

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**Comp Plan Update-** Discussion-Re: Comp Plan revision in near future.

**Status of Outstanding Items-** Outstanding Items list discussed & current status reported.

Resolution-Non-support MnDOT requirements

Motion Higgins/2nd Dixon to pass Resolution opposing MnDOT requirement for realignment of Maycrest Avenue including attachment of Engineer's letter on the same. Motion Carried.

**Ordinances-** Tentative timeline- final draft to Board/staff for review. Board to meet on January 4, 2006 to discuss draft. Public Hearing moved to January 18, 2006.

**LEGAL REPORTS:**

**Rumpca-** Court granted Rumpca motion to participate in litigation. Many resident questions re: road and pending gravel operation. Attorney to send copy of court order to township.

9.35 PM Motion Keller/2<sup>nd</sup> Higgins to recess for closed session. Motion Carried.

9:56 PM reconvene

Motion Keller/2nd Dixon to adjust Clerk/Treasurer's salary to \$1850 per month, retroactive to 10/01/2005.  
Motion Carried

Motion Higgins/2nd Dixon to adjourn. Motion Carried.

Becky Herman  
Clerk/Treasurer