

DENMARK TOWN BOARD MEETING MINUTES
March 7, 2011

SUPERVISORS PRESENT: Kathy Higgins, Steve Kramer, Gary Dixon

ABSENT: Joe Moore, Jim Keller

STAFF PRESENT: Attorney Gilchrist

CALL TO ORDER: Meeting called to order @ 7:02 PM by Chair Higgins

AGENDA APPROVAL: Motion Kramer/2nd Dixon approval of agenda as drafted. All In Favor. Motion Carried 3-0.

CONSENT AGENDA APPROVAL: Higgins pulled claims for approval. Received additional claim from Prairie Restorations for work completed through 02/28/11 at O'Connor's Nature Preserve. Invoice in the amount of \$9480.00 plus \$651.75 tax, total billing \$10,131.75. Because the work done involves government improvement of a public site, unsure if work would be taxable. Staff will review to see if work is taxable.

Motion Kramer/2nd Dixon approval of consent agenda items which include 02/07/2011 Board Meeting Minutes, Claims #9596-9609, additional claim #9610 Prairie Restorations in the amount of \$9480.00 or \$10,131.75 if tax is applicable, EFT payments- PERA 167080, MN Revenue Tax 99111969898, Fed Tax 60132172, payroll ending 03/01/2011 and financial reports. All In Favor. Motion Carried 3-0.

HEARING DECISIONS/ZONING ACTIONS: None

PUBLIC COMMENT: None

Sheriff Report: Report of robbery at Denmark Township Business.

Planning Commission Appointments: Applications received from Charlie Grote and Steve Radke for the Planning Commission vacancies. **Motion Kramer/2nd Dixon to re-appoint Charlie Grote and Steve Radke to the Planning Commission for the term April 1, 2011 through March 31, 2014.**
All In Favor. Motion Carried 3-0.

LEGAL REPORTS:

Universal Services- Agreement regarding Universal's landscape plan has been amended to address drainage issues and is currently being reviewed by Universal. Engineer will follow up with Universal and Letter of Credit will be provided to the Town.

G Herman Lot Line Adjustment- Development agreement has been signed, quit claim to transfer 10 acres to Johnson has been acknowledged. Town will record DA and applicants will provide Town with recorded documents identifying the newly combined parcels.

Denmark/Cottage Grove Sealcoat Agreement- Sealcoat agreement between Denmark and Cottage Grove has been drafted and reviewed by both entities.

Winter Roads Maintenance- All Weather has been given notice of termination of services effective 04-10-11. Town requested further detail of location of service on future claims. All Weather has not complied with request.

Notes Regarding Residency- Questions have been raised regarding residency of Supervisor Dixon and his ability to continue to serve in office. Attorney provided Board with Statutes (351.02, 200.031) addressing the issue. Dixon stated that his home in Denmark is his legal address and that he receives his mail there. Also, that while he may temporarily be living elsewhere, he is looking for another residence in the Township and has not established a residence outside the Town and has no plans or intentions of doing so.

The other supervisors present were in agreement that Dixon's situation is temporary, that he has not established residence elsewhere, found that his legal residence remains to be in Denmark Township and found no reason to pursue the issue further.

7:37 PM **Motion Dixon/2nd Kramer to adjourn. All In Favor. Motion Carried 3-0.**

Becky Herman
Denmark Township Clerk/Treasurer