

DENMARK TOWN BOARD MEETING MINUTES  
September 5, 2006

**SUPERVISORS PRESENT:** John Kummer, Kathy Higgins, Gary Dixon, Jim Keller and Joe Moore.  
Also Present: Attorney Shoeberg and Engineer Geheren

**CALL TO ORDER:** Meeting called to order @ 7:05 PM by Chair Kummer.

**AGENDA APPROVAL:** Moore added WMO. Kummer added Road update.  
**Motion Keller/2nd Moore to approve Agenda as amended. All in Favor. Motion Carried.**

**CONSENT AGENDA APPROVAL:** Keller pulled August 7, 2006 Board Meeting Minutes. Minutes were changed to reflect RFP response to be 1 month and to complete the process in about 3 months.  
**Motion Higgins/2nd Moore to approve Consent Agenda with amended minutes. All in Favor. Motion Carried.**

**Received Washington County Sheriff's Report**

**HEARING DECISION/ZONING ACTIONS:**

**Fran Schneider Minor Subdivision/Brockman Trucking Conditional Use Permit**

Schneider request is to split off a 3.7 acre parcel from a 14.63 acre parcel, and a Conditional Use Permit for Brockman Trucking to store up to 128 empty semi-trailers on the site. Mr. Brockman stated that the area would be completely fenced in and landscaping would include about 9 trees to the west and 14 trees to the East. Planner requested that trees on West side of property be reduced for security reasons. MnDOT had requested that a turn lane be put in for trucks coming from the South. Applicant doesn't believe turn lane is necessary as majority of semi-traffic would be accessing site from the north, not the south. Applicants engineers have been working with MnDot to resolve issue. Both applicant and engineer have received verbal comment from MnDot that turn lane may not be necessary if the size of the culvert is increased as well as the size of the pavement. Engineer stated that she has not received written verification on MnDot's requirements. Hours of operation would be Monday through Friday, 7 AM to 4:30 PM.

**Motion Higgins/2nd Keller to approve Schneider Minor Subdivision and Brockman Trucking Conditional Use Permit subject to the following conditions:**

- (1) **Receipt of written approval from MnDOT re: access.**
- (2) **The conditional use permit is for outside storage of trailers as per the application and supporting information. Any buildings, fuel facilities, change in use, etc. requires amendment of the CUP.**
- (3) **Landscaping be as approved by the Township Planner. Atty to include language in DA re: plant survival.**
- (4) **Designated septic sites be protected with fencing during construction.**
- (5) **Applicant obtain any required Washington County approvals.**

Discussion re: hrs of operation.

**Motion Higgins/2nd Keller to amend motion to include hours of Operation to be from 7 AM-4:30 PM Monday-Friday. All in favor. Motion Carried**

**Motion Higgins/2nd Keller to approve amended motion All in favor. Motion Carried**

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**PUBLIC COMMENT:**

Township residents expressed concerns about busses and other traffic speeding on Oakgreen Avenue between 70th and 60th Streets. Board directed letter to be sent to Denmark's School Districts and Bus Companies, directed Attorney to make a formal request to the Washington County Sheriff's Dept. for more frequent patrolling, and will install reduced speed limit signs in the area.

**BUSINESS ITEMS:**

**Neal Avenue Turnback:** Wayne Sandberg, Deputy Director from Washington County Highway explained possibility of Neal Ave turnback from 70th to 60th St. Sandberg stated that because this road is maintained/operated through County Levy, the County does not need local approval to turn back. However, the County Board has said that they are not interested in doing that, so the turnback will only work if Local Government agrees to the terms of the turnback. State law requires that there not be an immediate maintenance issue on roads turned back to local municipalities. Therefore, the County would have to repair culverts, shoulder, signs reviewed and replaced and the road surface fixed. After that, County would be required to maintain the road for 2 years, including crack sealing, snow plowing, signing and striping. County recommendation would be to also reclaim the surface of Neal. Another option would be that a cash equivalent could be paid to the local municipality to take care of the road. Issue will be revisited in a couple months.

**2007 Budget:** Discussion re: approving the 2007 levy in the amount of \$430,663.

**St Croix Ridge:** In August, Attorney was directed to send Riegel a letter noticing him to supply the Township Engineer, within 10 days, with as built plans, or the Township Engineer would survey and charge Riegel escrow accordingly. Building Permits and Certificates of Occupancy were to be held if plans were not received. Mr. Riegel responded by saying that he was in legal pursuit of the plans and was to have a meeting with his Engineer on September 12th in an attempt to get them. Board was asked if they wanted to wait for the outcome of the meeting, or to proceed, having Township Engineer survey. Township Engineer stated that her crew could survey for certain data and would cost about \$1000. Discussion re: problems township has incurred in resolving issues on this development, collecting monies due, fact that 10 day deadline has come & gone, problems with having pond issues addressed, etc. Board directed Attorney to contact Riegel noticing him to supply the Township with as built plans by 9/22. **Motion Keller/2nd Moore to not allow any building permits or Certificates of Occupancy in the Development . As built plans be submitted to the Township by 9/22/06 or Township will proceed with having TKDA survey. If problems are found with the as builts, Township will proceed with remediation. Voting Aye-Higgins, Moore, Dixon and Keller. Voting Nay-Kummer. Motion Carried.**

Township Attorney will write letter to Riegel and copy Building Inspector and the Board. Copy of renewed letter of credit to be provided to Township. Township Engineer will get back to the Board by the October Meeting with review of the matter.

**Temporary Structure Permit Fees:** Denmark Township does not currently have a permit fee for temporary structures. Inspectron is recommending a flat fee ranging from \$300-\$500. Concerns raised about what type of structure would be included in this.

**Motion Higgins/2nd Keller to establish an inspection fee of \$300 for inspecting the temporary structure at Afton Apple. All in Favor. Motion Carried.**

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Higgins will contact Inspectron for a clear definition on what structures would or would not be included in this.

**Trash Haulers Licenses:** Discussion re: limiting the number of trash haulers in Denmark.  
**Motion Dixon/2nd Higgins to limit the number of trash haulers to a maximum of 4 for residential pick up. Board will adopt Ordinance to that effect. Voting Aye-Higgins, Moore, Dixon and Kummer. Voting Nay-none Abstaining-Keller. Motion Carried.** Attorney to draft Ordinance.  
Board will review revised Trash Hauling Policy, Application/License Fee and Annual Fee.

**Election Judge Approval:** The following list of potential judges was presented to the Board for approval:

Marilyn Suchy	Lyla Davies	Tammy Johnson
Jeannine Wagner	Anna Quinn	Karen Herman
Bill Krueger	Bob Woodford	Jean Boyd

**Motion Keller/2nd Moore to approve Election Judge List as submitted.**

**All in Favor. Motion Carried.**

**Election Judge Compensation:** Clerk requested Board approval for food purchases for Elections.

**Motion Keller/2nd Higgins to approve Election Judge pay at \$8.50 an hour, mileage at current rates and food purchases for Election Judges not to exceed \$100 per Election.**

**All in Favor. Motion Carried.**

**Rumpca:** Attorney reported that Rumpca would have 60 days to appeal 7/30/06 court decision that Oakgreen Ave from 90th Street to the pit is not a viable route. It is unknown whether Rumpca will appeal the decision or propose an alternate route. Shoeberg requesting Board authorization for Rumpca to proceed to scheduling a hearing in front of an arbitrator if they decide to **not** appeal. Board consensus that next step needs to be from Rumpca: either a decision to appeal or to propose an alternate route. Board took no action on request.

**WMO:** Moore requested that the WMO be placed on the Agenda each month.

**Motion Moore/2nd Keller to discuss WMO during Business Items at monthly Board Meetings.**

**All in Favor. Motion Carried.**

Keller requested WMO minutes be placed in Board packets. Engineer requested copy of the same.

**Road Project Update:** Kummer gave update on Road Projects. 122nd has been reclaimed and overlaid. Consensus is to patch 87th from the pit to St. Croix Trail and then overlay. From the pit entrance to the East, reclaim existing surface. On 131st, still under discussion as to what to do.

**RFP's:** Board received RFP's for review. Board made some changes to documents. Board decision to send out RFP's, request response by 9/25, interview candidates as a collective Board on 10/4 and 10/5.

**Motion Dixon/2nd Keller to Adjourn.** All in Favor. Motion Carried.

Meeting adjourned @ 9:40 PM.

Becky Herman  
Clerk/Treasurer