

DENMARK TOWN BOARD MEETING MINUTES
August 7, 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 @ 7:00 PM by Chair Kummer.

AGENDA APPROVAL: Keller added St Croix Ridge and Outstanding Items. Kummer added Featherstone. Attorney added Davison Cartway.

Motion Keller/2nd Moore to approve Agenda as amended. All in Favor. Motion Carried.

CONSENT AGENDA APPROVAL: Higgins pulled WMO claim, to be discussed during business items.

Motion Keller/2nd Moore to approve balance of Consent Agenda. All in Favor. Motion Carried.

HEARING DECISION/ZONING ACTIONS:

Fran Schneider Minor Subdivision/Brockman Trucking Conditional Use Permit

PUBLIC COMMENT:

Candidate for Sheriff introduced himself.

Tony Sieben- Mr. Sieben asked if any action was taken on weed/mowing policy. Kummer authorized an additional mowing pass of all Township roads and stated that the policy will be reviewed in the off season.

BUSINESS ITEMS:

Collins Lot Line Adjustment: Board received Draft Development Agreement from attorney as discussed @ July Board meeting. Mr. Collins advised Board that lender would not accept the Development Agreement. Attorney stated that Collins attorney would like DA approved in anticipation of finding another lender. Board consensus that if sale can be arranged, applicant can return to Board for approval of DA.

Motion Keller/2nd Higgins to retain Draft Development Agreement should the need for its use arrive. All in Favor. Motion Carried.

Fieldcrest 2nd Addition: Engineer reviewed Fieldcrest 2nd Addition and found no outstanding engineering issues, recommended remaining security be released. Higgins requested written report of satisfaction from Engineer. **Motion Keller/2nd Dixon to release the escrow balance/remaining security to Fieldcrest 2nd Addition upon receipt of written report from Engineer.**

All in Favor. Motion Carried.

Rumpca: Attorney summarized Court Findings on gravel pit access issue. District court has determined that the evidence did not establish that Oakgreen Avenue from Grote property to 80th was a public road. Access from the pit on Oakgreen to 90th would not be a viable route. Attorney had spoken with Jack Clinton and told him he would discuss with the Board the possibility of the Township condemning Oakgreen. Residents in audience opposed. Attorney directed to write Mr. Clinton advising him that Board consensus is that it is up to the applicant to propose an alternative route. Attorney to copy Board on correspondence.

Featherstone: Kummer summarized Featherstone driveway issue. Guardrail has been moved by County and additional fill installed, widening access. Engineer stated that surveyor has verified property line measurements/setbacks and they are correct. **Motion Keller/2nd Dixon to approve Featherstone Driveway access contingent on Fire Dept review/approval of driveway access, that 5 foot setback from property line is met, and that applicant makes application for building permit.**

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All in Favor. Motion Carried.

Featherstone's requested escrow balance refund. No outstanding bills coming from Attorney or Engineer.

Motion Keller/2nd Moore to refund Featherstone escrow balance of \$819.63 on this month's (August) claims. All in Favor. Motion Carried.

St Croix Ridge: Attorney will send letter to Jeff Riegel noticing him to supply Township Engineer, within 10 days, with as built plans, or Township Engineer will determine if elevation as built is per proposed plan, and will charge Riegel accordingly. If as built plans not received within 10 day period, building permits and certificates of occupancy will be held.

Town Hall Grounds: Discussion re: opening up Town Hall Access from 90th St. Board consensus that access from 90th Street will remain closed. Children attending PITS program use Town Hall parking lot for play/games/basketball, etc. during program. Town Hall grounds and O'Connor's Nature Preserve will be included in Park Plan Component of Comprehensive Plan Update required to be done in 2008. Park layout, parking lot, and creation of Town Hall bathroom to be included in Plan. Keller will contact builder who submitted plans for bathroom project and Township will compensate him for his work. Flag to be installed now.

Motion Higgins/2nd Dixon to postpone Town Hall bathroom project until Park Plan Component of the Comp Plan Update is done in 2008. All in Favor. Motion Carried.

Infiltration Basins: Engineer not in support of infiltration basins. The Township currently uses NURP ponds for stormwater management. Infiltration basins require a higher intensity and frequency of maintenance than currently used stormwater ponds. Board discussion re: Ponding basin maintenance and inspections. Engineer will provide Board with information on required maintenance for stormwater ponds/infiltration basins. Board will evaluate and set up system for regular inspection/enforcement. Will also set up system for ongoing annual inspections of Open Space in developments.

WMO: Discussion re: billing for Denmark's portion of WMO, which was pulled from claims. Bill received was for \$56895.50. Denmark's percentage of total bill not the same as per WMO/Denmark Board adopted Plan B for cost allocation between WMO members. Per that plan, Denmark portion was to have been 52%. Township would like to see how Denmark's portion of the WMO bill was determined. Attorney to get data from assessor's office and provide detail to Township on how bill was calculated. Township will deal with payment of balance of bill pending receipt of financial information from attorney. Attorney also to provide township with copy of signed Joint Powers Agreement.

Motion Higgins/2nd Keller to approve \$40,000 payment to WMO. All in Favor. Motion Carried.

General discussion re: WMO. Consensus that board does not support WMO requiring infiltration basins at this point in time. Board does not support the WMO establishing a review/permit program. Denmark development applications are currently reviewed by the Township Engineer, Washington County, and the Washington County Conservation District, creating a duplicative review situation. Board is in support of LSCWMO draft rules being sent back to the original steering committee prior to finalization, as steering Committee has not yet seen draft rules.

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Trash Haulers Licenses: Moved to September Agenda

Davison Cartway: Attorney reported Davison Cartway issue is resolved, no need for further Board action. Sale of necessary land has been negotiated. Township should be receiving letter from Davison's attorney to that effect. Township attorney to copy Board on correspondence.

Board reviewed Outstanding Items List.

Discussed issuing RFP's for legal & Planning Services. Kummer to contact MAT for assistance. To review draft RFP's @ September meeting. **Motion Keller/2nd Moore to put out RFP's for Legal & Planning services and ask for response back within 1 month and complete process in about 3 months.**
All in Favor. Motion Carried.

Motion Dixon/2nd Moore to Adjourn. All in Favor. Motion Carried.
Meeting adjourned @ 10:17 PM.

Becky Herman
Clerk/Treasurer