

**OFFICIAL MINUTES  
 SPRING LAKE TOWNSHIP  
 MONTHLY BOARD MEETING**

**This meeting was held remotely via zoom due to the Covid-19 pandemic  
 June 11, 2020**

SPRING LAKE TOWNSHIP TOWN HALL  
 20381 FAIRLAWN AVENUE, PRIOR LAKE, MN

Present:

Doug Berens - Supervisor	Glenn Kelley – Supervisor	Ted Kowalski - Supervisor
Melissa Hanson – Clerk	Dave Johnson - Treasurer	Sara Domer – Deputy Clerk

Also Present:

Matt Stordahl - Stantec

- 1) The meeting was called to order by Chairman Kowalski at 7:00 p.m. The Pledge of Allegiance was said.
- 2) Changes to the agenda. Staff requested to add item 3.d) Consider request for variance for second driveway at 2981 179<sup>th</sup> St., item 3.e) Consider request to merge two parcels into one at 20001 Jasper Ave., item 3.f) Consideration of Resolution 20-006 approving plans and specifications and calling for advertisement for bids for improvement of Mushtown Road north of 68 and item 3.g) Review financing options for Mushtown Road and Accept Notification Letter from Ehlers dated 6/11/2020. Kowalski made a motion to approve the agenda as amended. Kelley seconded. All in favor.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

- b) Approval of the May 14, 2020 meeting minutes. Berens made a motion to approve the minutes. Kelley seconded. The minutes were approved 3-0.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

**1) Public Commentary**

- a) Sheriff Hennen – Updates

- i) Gun Permits/Conceal and Carry Permits completed online or by appointment.
- ii) Patrol deputies working 12 hour shifts to keep them safe during pandemic; more deputies on patrol as courts are shut down.
- iii) Speed trailer is available if needed in the township
  - (1) Kowalski inquired about plans for responding to violent incidents if they were to come to Scott County. Sheriff explained that the population in Scott County

is not as dense and a regional/state wide response would be requested. Sheriff noted that building community relationships is critical and inter-department relationships are good and that they working together on training. Mutual aid with other counties would also be utilized. Plan to ask for help early and often if problems happen.

- b) Tom Wolf, Scott County Commissioner- Updates
  - i) County services reopening slowly as allowed.
  - ii) Road projects going well.
  - iii) MnDOT will likely add a 3<sup>rd</sup> lane on 35 from Lakeville to Burnsville
  - iv) Wolf noted:
    - (1) He met with residents on Xeon regarding motocross and feels things are a bit better as the motorcyclists are not spending as much time on Xeon track.
    - (2) He is running again for commissioner.
- c) Nathan Carlson and Gerald Wypyszynski, Highmark Builder and Owner would like to tear down home at 2246 Raymond Ave and rebuild. As suggested by Scott County, they requested Board’s initial thoughts on a side yard setback of 10 feet on a public road for the home. After discussion, the Board did not have concerns over the setback but noted that this is in the Orderly Annexation Area (OAA) and would need to be reviewed by the OAA Board.

**3) Agenda Items**

- a. Consider Request for Support of Doherty’s Tavern-Renewal of 2:00 a.m. Liquor License. Jason Simmering, on behalf of Doherty’s, requested to renew the 2:00 a.m. liquor license. The Board reviewed a Sheriff’s incident report for the tavern for the past twelve months. Noting no significant issues with the operation of the tavern, Kowalski made a motion to approve Resolution #20-004 supporting renewal of a 2:00 a.m. liquor license for S.S.K. Group, L.L.C. d/b/a Doherty’s Tavern. Berens seconded.

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Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

- b. Consider Request for Speed Study at Langford Way.- Request from Langford Way resident to lower the speed limit from Hwy 13 through to 10. After discussion of how speed studies work, the Board asked to review steps for posting at 35mph for the next meeting.
- c. Consider Scott County Draft Zoning Subdivision Ordinance Revisions and Provide Comment. After review, Board had no comments.
- d. Consider Request for Variance for Second Driveway at 2981 179<sup>th</sup> St E-Andrew and Anna Hulstein requested a second driveway for access to a shed off of 180th. Three of the five criteria for a second driveway are met. The variance is for the two unmet criteria having only 190ft of the required 200ft frontage and the access coming onto a collector road. Berens said it is a difficult lot as it is surrounded on three sides by roads. Kowalski made a motion to approve the

requested variance for 2<sup>nd</sup> driveway off of 180<sup>th</sup> for their shed. Berens seconded.

Vote	Kowalski	Berens	Kelley
Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

- e. Consider Request to Merge Two Parcels at 20001 Jasper Ave –Owner Devlin would like to merge PIDs 111210010 (4.1 acres) and 111210020 (2.83 acres) to create one parcel so they can build a shed without having limitations with setback requirements and limits tax complications. Kelley made a motion to support the combining of the PIDs at 20001 Jasper Ave. Berens seconded.

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Yes	x	x	x
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Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

- f. Consider Resolution 20-006 Approving Plans and Specifications and Calling for Advertisement for Bids for Improvement of Mushtown Road north of 68. Stordahl stated that the road will remain mostly the same with verticle curves softened. Two bids will be requested from 190<sup>th</sup> to 180<sup>th</sup> and 180<sup>th</sup> north as an alternative. Curve north of 180<sup>th</sup> will be elevated and flow from east to west to keep cars on the road – adding extra wide shoulder in the area as well. On south end by 190<sup>th</sup> there is a 24-inch culvert outside of the roadway that is about 140 feet and it is failing and should be fixed with the road project. Berens asked to verify the boundary line between City and Township and is hopeful that we can do the road to the City border. Kowalski made a motion to Consider Resolution 20-006 Approving Plans and Specifications and Calling for Advertisement for Bids for Improvement of Mushtown Road north of 68. Kelley seconded. Board asked to send notice to the residents in the next month. Stordahl anticipates if all goes without issue the project will be approximately two months. Kowalski asked about adding component to limit thermal cracking as part of the bid.

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Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

- g. Review Financing Options and Accept Notification Letter from Ehlers dated 6/11/2020. Kowalski made a motion to accept the notification letter dated today. Kelley seconded.

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Yes	x	x	x
No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

#### 4) **Engineer's Report**

Stordahl presented the June Engineer's Report.

- a. 185<sup>th</sup> Street East – BKJ has completed the topsoil work and has had the area seeded. The work is now substantially complete. The project will be inspected for any outstanding work left to be completed and it is likely that a final payment will be able to be made in the near future. Final public hearing will be scheduled after final payment complete.
- b. CH 21/CH 87/170<sup>th</sup> Street Intersection Improvements – Meeting to be scheduled.
- c. Mushtown Road – Braun Intertec has completed the soil borings and has submitted their report. Most of the borings showed a consistent 4" of bituminous and there were varying amounts of gravel base, ranging from 2" to 10" with an average of 5.5". The soils were not excessively wet, but we did find some organic soils not suitable for roadway construction on the north end of the road. Project plans and specifications have been prepared and are being presented for Board acceptance. With the approval of the Board, the project will be advertised for bids with a bid opening date of Wednesday July 8<sup>th</sup>.
- d. Spring Road Tour – Astech, the JPA contractor performing the crack sealing and sealcoating work for 2020, has completed their work in the Township.
- e. Miscellaneous
  - TH 13/Vergus Avenue Turn Lanes – The ultrathin layer and striping work has been completed. For the dust coating reimbursement, MnDOT had previously confirmed that they have the appropriate documentation but then asked for maintenance records for another year. This information has been forwarded to MnDOT.
  - Butterfly Lane Drainage – Blakeborough has started the ditch grading work. All of the muck has been removed and the Westman culvert has been reinstalled at the new elevation. The recent rainfalls have left the ditch too wet to final grade, but once drier weather returns, they'll be back to finish the project.
  - Resident Field/Ditch drainage issues (Jerry Roach property) – Consider drainage repairs in Spring, starting with cleaning/jetting under road and adding cleanout on west side of Fairlawn Ave. Conversations have been had with BKJ and an on-site meeting will be scheduled ASAP to determine what work needs to be done.
  - 165<sup>th</sup> St Pond – A resident informed us that there are two pipe issues on the pond on the west end of 165<sup>th</sup> Street. On both the inlet and outlet pipes, there are pipe joints that have come apart and will need to be repaired. BKJ is preparing to do this work and will complete it as soon as they become available.

- 190<sup>th</sup> Street Culvert – A culvert crossing 190<sup>th</sup> just west of Fox Ridge Road appears to have failed on the north side of the road. A plan is being prepared for the purposes of collecting bids.
- 206<sup>th</sup> Street Drainage – Because of the rainy fall weather of 2019, the regrading of the ditch area on the north side of 207<sup>th</sup> Street was delayed. A meeting will be organized with the residents to discuss the scope of the work and answer any questions.
- MS4 Inspections – Pond and outfall inspections have been completed. New ponds still need to be added to the inventory list and the report finalized.
- 20855 Mushtown Drainage Issue – The resident at this property contacted the Township regarding a possible plugged drain tile. They stated that before the road was turned back to the Township that the County would perform maintenance to assure it was functioning appropriately. I contacted the County and they stated that they've done culvert and ditch maintenance in this area, but that the County does not repair or otherwise maintain drain tile. The Board is being asked to decide what they'd like to do on this matter. The attached illustrates what the issue is. Need to work with farmer and how he utilizes this area
- 3750 Hickory Trail – The resident at the property contacted the Township regarding a culvert that needs maintenance. The attached illustrates what the issue is. Drainage from Pin Oak is exiting into this property and drains through her ditch with significant energy and there is not sufficient water dissipation and causing erosion. Stordahl suggested doing some grading/reshaping of ditch and add rip rap at culvert to slow down the water. Berens said it is our duty to maintain this ditch. Berens made a motion to move forward to get quotes. Kelley seconded. All in favor.
- Debbie Carlson Drainage Complaint - The Debbie Carlson drainage issue has been reviewed and a site visit conducted with no obvious issue found. A meeting was held with the property owners and Troy Kuphal of the Watershed District and it was discussed that a possible reason the water elevation is rising is from nothing more than the natural decomposition of wetland vegetation.
- Culvert of 195<sup>th</sup> – Stordahl reviewed and all appears to be working as expected.

f) Development

- Orderly Annexation Agreement – Currently no activity due to recent legal decisions on City growth and transportation system funding mechanisms.
- Developments –
  - Harvest Bluffs – Punchlist repairs were completed in March 2020, including repairing the infiltration basin. It appears that the infiltration basin is functioning appropriately, but we need to verify this.

**5) Road Report**

- a. Grading and graveling complete.
- b. Ditch mowing is complete.
- c. No road issues.
- d. Pitlick picked up refrigerator and 2 tires with rims on 190<sup>th</sup> and Vergus.
- e. New post installed for stop sign on 190<sup>th</sup> and Vergus.

**6) Town Hall and Parks Report**

- a. Request to add lines for 1/2 of a lacrosse field- Board is ok with this provided it does not interfere with baseball fields and the organization pays for the striping.
- b. Church- we have a new Church using the facility on Wednesdays and Sundays.
- c. Benches need to be replaced – Kowalski will look at them.

**7) Water Resources Report**

- a. Alum treatment completed with good reviews and have moved to Upper Prior Lake at a cost of about \$1 million
- b. Kelley open board position - Steve Pany for 3 year team for Charlie Howley; Frank Boyles for 1.5 year for Fred Corrigan. Kelley makes a motion to support Boyles, Berens seconded. All in Favor.

**8) Treasurer’s Report**

- a. Johnson presented the May, 2020 Treasurer’s Report. In May total receipts were \$31,664.97, total disbursements were \$102,026.64, and the ending cash balance was \$1,991,715.07. Kelley made a motion to approve the May, 2020 Treasurer’s Report. Berens seconded. All in favor.

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Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion Passes

**9) SCALE**

- a. Meeting tomorrow at 7:30 virtual (Zoom) agenda:
  - i. Legislative update
  - ii. Year in review
  - iii. Next year the dues will 1/2 of what they have been for 2020

**10) New Business/Old Business**

- a. NetWave Broadband- Vergus Tower is up and running with 9 current subscribers and 32 waiting installation. Berens made note of the article in the SCENE about the Broadband.
- b. Discuss adding additional no parking sign on Spring Lake Circle- A request was received to add an additional no parking/trailer sign between 1900 and 1826 Spring Lake Circle. Scott County Sheriff’s department noted that there is a gap between signs and if there are issues, an additional sign could be added. At this time, the Board does not see a need to add more signs.
- c. Discuss additional signage on 180<sup>th</sup> – Due to a recent accident, Sheriff dept. suggested adding additional signage at 180<sup>th</sup> East of Mushtown. Stordahl to look at area.
- d. Discuss Cole Cuts bid for tree work on Vergus- Berens requested a bid from Cole Cuts for tree removal and clearing on Vergus (including dead elms and scrub trees). Quote received for \$1950. Berens made a motion to accept the quote. Kelley seconded. All in favor.
- e. Fire Contract Meeting is Tuesday 6/23/2020.

- f. Subrogation Claim – Township received notice of subrogation claim.
- g. Board Meeting - to be held in-person in July unless additional concerns arise.

11) **Approval of Disbursements** The Board reviewed the June, 2020 disbursement ledgers and approved checks numbered, 13136 to 13169, to be issued. The checks were signed and given to Hanson for mailing.

12) The following items were included in the Board’s information packets for informational purposes:

- List of upcoming meetings

There being no further business before the Board, Kowalski made a motion to adjourn. Kelley seconded. All in favor. The meeting was adjourned at 8:44 p.m.

Melissa Hanson, Clerk  
Spring Lake Township

Minutes approved \_\_\_\_\_

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Thaddeus Kowalski, Chairman

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Melissa Hanson, Clerk