

Record of Proceedings

March 5, 2020 – Regular Monthly Board Meeting

The Louisville Township Board met this date to conduct the regular monthly board meeting. The meeting was held at the Scott County Government Center, 200 Fourth Avenue West, Shakopee, Minnesota in SCGC Board Room. Chair John Weckman, Supervisors Bob Pieper and Kevin Theis, Clerk Cheryl Doucette and Deputy Treasurer Beth Walden were present. Treasurer Dave Hagen was absent.

Call to Order

Chair Weckman called the Regular Board Meeting to order at 7:00PM

BOARD ADMINISTRIVIA

Incident Review Analysis

The Incident Review Analysis Report for the month of February 2020 was received from the Scott County Sheriff's Office prior to the meeting. A hard copy was available for public review at the meeting and a Deputy was available for questions.

Minutes Review/Approval

Motion moved by Supervisor Theis and seconded by Supervisor Weckman approve the minutes for February 2020 as typed. All Ayes. No Nays. Motion carried.

Public Comment

Resident Paul Doucette ask about maybe getting additional speed limit signs along the new frontage road, Louisville Road. He indicated that current traffic is traveling faster than the posted 40 mph.

Agenda Review/Approval

Motion moved by Supervisor Pieper and Seconded by Supervisor Theis to approve the Agenda as typed, with Malkerson Sales, Inc. Summons added under New Business. All Ayes, No Nays. Motion carried.

FINANCIAL UPDATE

Treasurer Reconciliation Report for Month Ending January 31, 2020

<i>Month Ending January 31, 2020</i>		<i>as of</i>
Beginning balance	\$8,368,717.43	01/01/2020
Adjustment to Beginning Balance		
Receipts	\$9,343.58	01/01/2020 – 01/31/2020
Disbursements	\$ (24,182.53)	01/01/2020 – 01/31/2020
Investment Interest/Dividends	\$36,882.67	01/01/2020 – 01/31/2020
Adjustments for Paychex	\$154.38	Adj for EE PERA Contributions
Ending Balance	\$8,390,915.53	01/31/2020

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to accept the Treasurer's Financial Report ending January 31, 2020. All Ayes, No Nays. Motion carried.

Record of Proceedings

Investment Update

Deputy Treasurer Walden updated the Board on the investments.

Claims Review and Approval

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to approve claim #10841 thru #10859 and claim #12867 thru #12871 in the amount of \$21,801.19 to pay with Township checks #10826 thru #10840. All Ayes, No Nays. Motion carried.

CONSENT AGENDA

Resolution 2020-02 - Support JCI Shakopee – 3.2 On-Sale Beer License

Motion move by Supervisor Theis and seconded by Supervisor Pieper to approve Resolution 2020-02 supporting the granting of 3.2 On-Sale Beer License by Scott County to JCI Shakopee (Jaycees). Supervisors Weckman, Pieper and Theis voted Aye. No nays. Motion carried.

OLD BUSINES

Comprehensive Revision to Scott County Zoning Ordinances – Board Comments

Scott County Planning Department is looking for comments on the proposed Changes to the Zoning Ordinance. Township Planner, Cindy Nash, had a draft letter prepared for the Board to review on the proposed zoning ordinance and map changes that were presented at the joint meeting on January 15, 2020. The following comments for consideration: 1. The uses permitted in the Heavy Industrial Zoning District should include all uses permitted in the Rural Industrial District. 2. No properties on the east side of TH 169 should be zoned for Heavy Industrial use. Existing heavy industrial uses can be continued (grandfathered) subject to meeting the terms of any permits they have, but at such time as a new use is proposed they should comply with the Rural Industrial uses and performance standards. 3. The following PIDs should be changed to Heavy Industrial: PID079330050, PID079330060, PID 079330051. The Board had discussion with Cindy and Resident Bruce Malkerson who was present at the meeting and had indicated that the Malkerson Properties should also be included in heavy industrial zoning. The Board discussed and directed Cindy to revise the draft letter to include the Malkerson properties as heavy industrial use before sending Comment Letter to the County. Cindy will make revisions and send new draft for Supervisor Weckman to sign prior to sending to the County.

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to accept the draft Comment Letter with revisions discussed, Milkerson properties added as heavy industrial use, at the meeting tonight. Supervisor Weckman will sign the revised Comment Letter prior to sending to the County. All Ayes. No Nays. Motion carried.

Record of Proceedings

Merriam Junction Sand – Draft Environmental Impact Study – Board Comments

Township Planner, Cindy Nash, had a draft letter of comments for the Board to review and discuss prior to sending final comments to the Scott County Environmental Services Department on the DEIS for Merriam Junction Sands project. Summary of comments to include: The traffic impact study does not reflect current conditions (road projects under construction) near the site and should be fully updated. In addition, it does not appear to include the traffic generated by the proposed industrial subdivision on the northern portion of the Malkerson site (Parcels 1 through 8 shown on Figure 3.18.1 of the DEIS) that is owned by Malkerson, within the boundary of this DEIS, and currently under discussion for development and likely to be developed prior to the proposed expanded mining operation. The Traffic Impact Study should address all potential development in the area with current (under construction) traffic volume information and road geometry so that one TIS can be available that provide information related to 1) a potential road intersection with TH41 in the vicinity of the existing driveway on the Malkerson portion of the site that is a possible location for hauling out material and 2) should also evaluate whether and where internal through road connections may be required for development of the area. It is in the Town's opinion that the proposed industrial subdivision (of which the ORF would occupy one lot) is subject to environmental review under Minnesota Rules 4410.4300, Subpart 14 related to industrial development. The proposed subdivision is an action subject to environmental review, and the development of the lots in the subdivision could easily be in excess of the minimum threshold. The industrial subdivision is a part of the Malkerson's property within the current DEIS, which is a phased action and will also meet the 3-year look back rule. Louisville Township is agreeable to having separate environmental reviews being completed for the silica sand mine and the industrial subdivision/ORF, but is concerned that traffic may not be adequately reviewed for the proposed new road serving the industrial subdivision under the current proposed DEIS (with a traffic study that didn't contemplate this development) and one that may be completed solely for the ORF as a part of an MPCA review (which may include a traffic study for only what the ORF and possibly the other two additional lots contributes but not on the mining operations.) The Township would like to see a current traffic analysis for the entire area completed in order to determine the appropriate level of improvements that may be necessary, along with the impacts to TH41.

The Board discussed with Bruce Malkerson and Kirstin Pauly, Sunde Engineering and Cindy some of the language in the draft letter. Cindy will revise the comment letter and send a copy for Supervisor Weckman to sign prior to sending to County.

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to approve the revising of the Comment Letter and having Supervisor Weckman sign before sending copy to the Scott County Environmental Services Department. All Ayes. No Nays. Motion carried.

Record of Proceedings

Malkerson/SMSC Organic Recycling Facility – Board Discussion

Township Attorney, Bob Ruppe, sent a copy of a draft letter that is being prepared to be sent to the Scott County Planning Division. (copy attached). The draft letter is in regards to Louisville Township and the Malkerson Addition Plat. Bruce Malkerson and Steve Albrecht from SMSC were also present at the meeting. This plat proposes to dedicate to the public the roads in the plat known as Out lots A and B. The Township has no objection to this dedication. However, for reasons outlined in this letter, the Town Board wants to make the County aware that Louisville Township will be unable to accept either Out lots A or B as town roads at the present time. The Board had discussion with Bruce and Steve regarding the language in the draft letter. The Board will not be taking any action on the draft letter tonight.

NEW BUSINESS

Road Sign Ordinance – (No Parking/No Blocking Driveway) – Dem Con Drive

Supervisor Weckman informed the Board that he had spoken with the Township Engineer, Andrew; Bolton and Menk, Inc., regarding the need for No Parking Signs along Dem Con Drive. Andrew had a sample copy of an Ordinance Relating to the Regulation of Traffic and Parking within Louisville Township and a sample Resolution Approving Parking Restrictions on Dem Con Drive for the Board to review. In order for the Police to enforce the Township would need to pass an Ordinance for the No Parking on Roadways/Streets within the Township. A Resolution would be needed to indicate the Roads that would be affected. Supervisor Weckman indicated that he also spoke with Township Attorney, Bob Ruppe, about the language in the sample ordinance and Bob indicated that he would like to see some different and/or additional language in the ordinance. The Board had discussion and directed Supervisor Weckman to have Bob Ruppe draft an Ordinance Relating to the Regulation of Traffic and Parking within Louisville Township.

Malkerson Sales, Inc. Summons

Supervisor Weckman informed the Board of the Summons he has received in regards to the matter of Malkerson Sales, Inc property. The Board asked Township Planner, Cindy Nash, about the matter and Cindy indicated that this is a normal part of clearing land title prior to sale of properties. The Board authorized Supervisor Weckman to work with Cindy and the Township Attorney on this Summons. Motion moved by Supervisor Pieper and second by Supervisor Theis to authorize Supervisor Weckman to review and resolve the Summons received. All Ayes. No Nays. Motion carried.

ROUNDTABLE

Code Enforcement

None at this time

Record of Proceedings

Other Business Updates

Engelhaven Notice - Drain Tile on Tyrol Drive

Clerk Doucette had a copy of the letter received by the Township Attorney's office. The Association had received the invoice for the tile repair on Tyrol Drive and would like to see the documentation Bolton and Menk, Inc. has on the repair. They also indicated that Sam Wolfe, President of Association, is out of Town until the first part of April 2020. They would like to have Sam present for a meeting with the Township.

Annual Town Hall Meeting – agenda items

Clerk Doucette ask the Board if there were any additional agenda items that they would like on the Agenda for the Annual Town Hall Meeting on March 10, 2020.

Schedule Annual Road Tour

The Board discussed and will schedule the Road Tour at the April meeting

CALENDAR

March 10, 2020 Annual Town Hall Meeting, Marystown Parish Hall, 7:00PM

March 11, 2020 Severs Corn Maze/Scott County, Township, SCGC, Rm 112, 9:30AM

March 18, 2020 Scott County Township Association, Spring Meeting, Prior Lake Town Hall-

POSTPONED UNTIL FURTHER NOTICE DUE TO COVID-19

March 25, 2020 MAT Spring Short Course, Hutchinson Event Center, 7:00AM –

POSTPONED UNTIL FURTHER NOTICE DUE TO COVID-19

April 2, 2020 Regular Monthly Meeting, SCGC, GC Room 112, 7:00PM

Adjourn

Motion moved to adjourn meeting by Supervisor Theis and seconded by Supervisor Pieper. All Ayes, No Nays. Motion carried.

Cheryl Doucette, Township Clerk

John Weckman, Township Chair

Date

Date