

Minutes of the Meeting of the Avon Township Planning Board

April 29, 2009

Avon City Hall

Call to Order: The regular meeting of the Planning Board was called to order by Chairman Mergen at 8:00 P.M.

Pledge: Everyone stood for the Pledge of Allegiance.

Roll Call: Present – Ken Mergen, Roger Nelson, Gerry Kremers, Lowell Rushmeyer, Stephen Saupe. Supervisor's Gondringer, Merdan and Bresnahan were also present.

Approval of Agenda: Mergen added a request by Scott Ellingson to put deck on his home. Saupe removed the appearance by St. John's. Mergen moved to approve the agenda with the indicated changes. Rushmeyer second. Approved unanimously.

Minutes: Some primarily typographical corrections to the minutes were made. Mergen moved to approve. Nelson second. Approved unanimously.

Business:

1. MOU Update – Don Kluempke from Stearns County attended the meeting to provide feedback and discuss our MOU. Kluempke provided an updated version of the MOU. The following comments were made:
 - Add 'the' in the second paragraph from the bottom of the first page.
 - Replace A3 in Attachment 1 with the original language (The Township does not allow communication towers to be artificially illuminated).
 - There was a long discussion whether the original ordinance for township road setbacks was recorded. The consensus was 'probably not.'
 - Add "or successor ordinances" in appropriate places
 - Change the Land Use Ordinance from version 2 to version 3
 - There was a long discussion to sort out Township vs. County responsibilities especially concerning the situation in which Mr. Scott Ellingson wants to build a deck within the setback of the back property line. Since the township only deals with variances from township roads and not the property line, this is a County issue.
 - Most permits are now issued by the County. However, the township wants to have a voice in these permits, especially Conditional Use Permits, in part to provide an opportunity for residents to have input without having to attend late-night County meetings. One suggestion was to handle this similar to the situation that currently exists for zoning changes in which the township signs off on the process. Overall, there shouldn't be a hearing at the County until the Supervisors and Township have addressed the issue.
 - Kluempke will make revisions and provide them to us for review.

2. 165th Ave Project – Bids for the 165th Ave project were opened at 8:30 pm. Dale Swanson from Bonestroo supervised the bid opening. The following bids were recorded:

| Contractor | Bond | Addendum | Bid (dollars) |
|-----------------------------|---------------|-----------------|----------------------|
| Hickman Excavating | x | X | 99,546.80 |
| Honer Excavating | | | Non-responsive |
| Lange Trenching | (money order) | X | 90,308.17 |
| Craig Bardson Excavating | x | x | 81,652.19 |
| Kraemer Trucking/Excavating | x | x | 102,116.69 |
| Randy Kramer Excavating | x | x | 87,714.75 |
| Landwehr Construction | x | x | 102,849.96 |
| Central Specialties Inc | x | x | 126,908.65 |
| Geise Tiling & Excavating | x | | 89,100.47 |
| Larson Excavating | x | x | 92,104.09 |

Mr. Swanson will take the bids, check the math and provide a recommendation to the Supervisors.

Supervisor Gondringer reported that he had a conversation with Attorney Ripple who said that because we are taking land for a *cul de sac* we need to have a special public meeting to vote for approval. The Supervisors will need to set a time for this meeting. The project is contingent on the neighbors giving easements and the approval of bids.

Reports/Announcements: Rushmeyer reported that the Joint Powers Board recently met. They voted to redefine neighborhoods; this is important because it allows these individuals to petition into the City. Originally, neighborhoods were only considered to include platted lots. The group identified six neighborhoods: (1) Kopyy addition; (2) Shorewood, Highland Terrace and Neighborhood O; (3) Brix Addition and Neighbor D; (4) Liz Fisher Estates and Neighborhood M; (5) Neighborhood G & H and Alcott Estates; and (6) Neighborhood N and the Posch addition. The Board Chair was designated as the person who calls the meeting. Bob Pogatschnick is now the Chair. June 15 will be the annual public meeting. There was no mention of plans for the Zwilling property. Saupe reported that the Facilities Task Force met at Collegeville Town Hall. Mr. Bob Simon provided a tour and answered questions about their facility. Gondringer reported that there has been no feedback from landowners who were contacted about potentially selling their property.

Adjournment: Rushmeyer moved to adjourn the meeting at 10:20 PM. Saupe second. Approved unanimously.

Next Meeting: The next meeting is 27 May, 2009.

Respectfully submitted,

Stephen Saupe, Deputy Clerk
 Minutes amended & approved: 27 May, 2009