

Township of Helena Board of Supervisors  
Regular Monthly Meeting  
New Prague Ambulance Conference Room  
7:00 PM • September 1, 2016

---

**Call to Order** The Regular Monthly Meeting of the Helena Township Board of Supervisors was called to order at 7:00 PM by Chair Nytes at the New Prague Firemen's Conference Room. The Pledge of Allegiance was said.

**Officers Present** Chair Ed Nytes, Supervisors John Wermerskirchen and Duane Deutsch, Treasurer Pat Lambrecht, Road Overseer Darryl Perkins and Clerk DeAnn Croatt.

**Also Present** Wendy Klehr, Rob Yost, Bob Vogel, Jim Westall, Tim Appon, Jesse Westall, and Jolene Westall

**Minutes** On a motion by Wermerskirchen/Deutsch the Minutes were approved as presented; carried unanimously.

**Representative Bob Vogel** Representative Vogel was present to review the past session and provide an overview of the expectations for the upcoming session. Vogel also answered several questions by township officers. Vogel discussed supplemental funding, the tax bill and the bonding bill, and expressed concerns of the highly subsidized light rail system.

**Tower Estates** Jesse Westall was present to explain he has a truck parked on the township road in an attempt to slow traffic for safety reasons. Supervisors encouraged residents along Mark and Lucy to call the Scott County Sheriff's Department, noting it would be beneficial to record license plate numbers so the officer can identify and contact the driver(s). Supervisors noted one of their neighbors expressed the same concern this past April, after which the speed limit was lowered to 25 MPH on Mark and Lucy. Neighbors have approached a resident who has been seen speeding in Tower Estates, without resolution.

Supervisors stated, other than short term parking by guests or for deliveries, parking a vehicle on a township road is not allowed by state statute as that is considered an obstruction. Instead the supervisors said the solution is to enforce the posted speed limit.

**Road Maintenance** Wendy Klehr indicated Jeff will follow up with Perkins on projects.

- Road Overseer Report**
1. A tree on Pexa Drive was reported by Paul Ambroz; Perkins will remove.
  2. Hunter's Ridge waterway needs cleaning out, noting there is a recorded utility and waterway easement along lots in the development.
  3. 250<sup>th</sup> by CR 15 needs to be shaped and crowned by Klehr
  4. Perkins provided notice to residents related to seal coating work scheduled for the week of Sept. 6<sup>th</sup>.

## Old Business

**RSP2 Ravine** Nytes provided an update that Kuphal surveyed and tested the fill to be used to ensure it met specifications and volume was adequate.

- SMBE**
- PM Maas updated the board with electronic communication via the Clerk, who noted:
1. Patricia Freeman reported the county is continuing work on the Purchase Agreement
  2. Scott County will cover costs incurred when decommissioning the tanks, closing costs and pay the \$505 in MPCA permit fees
  3. Randy Trnka was notified of an October completion date

**Seal Coating Update**

Nytes reported the contract with Allied Blacktop was signed and work authorized by township engineer. The certificate of insurance was filed with the Clerk, and the Surety Performance Bond is in order and filed with the township.

Nelson will provide an estimate for Michelle/Stevens.

**Unpaid Dustcoating**

Clerk reported the \$300 contributions from Ray Neidermayer and Chris Minar have not been received; Clerk will follow up.

**Unpaid Fire Calls**

- 1. Mary Blumhoefer \$500 for a car fire

On a motion by Wermerskirchen/Deutsch the township will suspend collection efforts for Spencer McWilliams' invoice of \$250 for a car accident, and Justin Prondzinski's invoice of \$250 for an accident call; carried unanimously.

**Annual Meeting Reconvened**

The March 8, 2016 Annual Meeting was reconvened to certify levy amounts for collection in 2017.

After a thorough review of expenditures over the past five year period, and after consideration of upcoming road maintenance and reconstruction projects, the following levy was approved to be certified on a motion by Perkins/Lambrecht; carried unanimously.

General	\$ 85,000
Road and Bridge	\$180,000
Road Reconstruction	\$ 50,000
New Prague Fire	\$ 68,000
Jordan Fire	\$ 20,000
Total 2017 Levy	\$403,000

On a motion by Wermerskirchen/Deutsch Resolution 090116 was adopted to certify the levy; carried unanimously.

On a motion by Deutsch/Wermerskirchen the Annual Meeting was adjourned and the Regular Monthly Meeting will reconvene; carried unanimously.

**New Business**

**240<sup>th</sup> Street**

Deutsch asked Clerk to research if there is a recorded roadway easement beyond Gary Schoenbauer's property along 240<sup>th</sup>.

**Receipts**

7/30/2016	\$	49.51	State Bank	Optima Interest
7/30/2016	\$	0.77	State Bank	Interest
8/5/2016	\$	300.00	Garrison	Driveway
8/5/2016	\$	1,070.00	MATIT	Dividend
8/11/2016	\$	787.01	Scott County DNR	State Aid
8/30/2016	\$	46.54	State Bank	Optima Interest
8/30/2016	\$	2.71	State Bank	Interest

**Dustcoating**

The supervisors were reminded of the need to work on dustcoating standards at the workshop and finalize them at the October meeting.

**Payment of Bills** On a motion by Deutsch/Wermerskirchen bills #5527-5542 were paid; carried unanimously.

<b>Treasurer's Report</b>	5527	\$	391.50	TJ Deutsch	Ditch mowing
	5528	\$	3,890.52	Envirotech	Dustcoating 270th Street West
	5529	\$	2,971.75	Hakanson Anderson	Seal Coat Project and General
	5530	\$	87.52	SW News Media	Legal publications
	5531	\$	245.00	Steve Rynda Construction/Landscape	RSP2 Park Mowing
	5532	\$	242.28	Karrie Deutsch	Deputy Treasurer and EJ
	5533-8	\$	8,897.38	Officers/Employee Quarterly Payroll	Mtg., wage, reimbursements/labor
	5539	\$	4,508.00	Klehr Grading & Excavating, Inc.	Road grading
	5540	\$	1,025.00	PERA	DCP
	5541	\$	523.50	MN Dept. of Revenue	State Withholding and Match
	5542	\$	2,807.70	US Treasury	Federal Withholding and Match

Treasurer Lambrecht distributed the Treasurer's Report. On a motion by Deutsch/Wermerskirchen the report was accepted as presented; carried unanimously.

**Meeting Continued** On a motion by Wermerskirchen/Deutsch the meeting was continued to 7:00 PM September 15, 2016 for a workshop to discuss dustcoating standards, road seal coating projects, the RSP2 ravine project, SMSB SSD conversion project, the county's purchase of SMBE land for inclusion in the county park system, and any other businesses that comes before the board; carried unanimously.

**September Workshop** Present: Nytes, Wermerskirchen, Deutsch, Perkins, Croatt

**Sept. 15, 2016** Also present: Terry Maas, Nate Sirek

**7 PM NP Fire Hall**

The meeting was reconvened by Nytes; pledge was said.

**Sirek** Nate Sirek requested that an easement running through his property be relocated to the property line. After review and on a motion by Deutsch/Wermerskirchen, the Board of Supervisors gave a favorable recommendation to vacate the existing drainage and utility easement within the former Lot 6 Block 3 Tower Estates (see Exhibit 1 A, B and C) contingent upon the establishment of a 10 foot easement along the North property line of Lot 1 Block 1 Joseph Pexa Estates; carried unanimously.

**SSD** Maas reported the purchase agreement is in Patty Freeman's charge, and Randy Trnka intends to finish the installations by the end of September.

**Alton** The beaver dam issue was addressed individually by Perkins, Wermerskirchen and Nytes between the dates of September 9<sup>th</sup> and 10<sup>th</sup>. Landowner was provided information on how to proceed.

**Ravine** Nytes reported the fill was analyzed by SWCD and is of good quality and adequate quantity. Nytes will attend the Pre-Construction Meeting.

Reseeding will be a done at an estimate of \$1k, likely with no cost sharing.

**Trees** Township is going to determine a standard for tree clearing, i.e., cost sharing, placement of trees and debris, etc. during the November MAT Conference.

- Mark/Lucy** Chiprock was spread beyond Mark and Lucy. Perkins will view to determine the extent of application and township will ensure the cost is not borne by township funds.
- Westal** Following a discussion with the MAT attorney's office, Clerk is instructed to send a letter to the Westals to ensure the road surface does not have obstructions [Statute 160.2715].
- 280<sup>th</sup> Street Dustcoating** Perkins will contact Ray Niedermayer and Chris Minar for cost sharing for second application.
- Continued** On a motion by Deutsch/Wermerskirchen the meeting was continued to Wednesday September 21, 2016 at 7:00 PM at the Spring Lake Town Hall for the Scott County Township Association's Fall Meeting; carried unanimously.
- Adjourn** Following the SCTA Fall Meeting, the meeting is adjourned.

---

Respectfully Submitted by Clerk DeAnn Croatt

---

Chairman Ed Nytes