



NININGER TOWNSHIP
DAKOTA COUNTY, MINNESOTA
BOARD OF SUPERVISORS
MINUTES
JULY 18, 2023

12390 Ivanhoe Way
Hastings, MN 55033

Minutes

Members present—Dave Bauer, Supervisor, Karen Bremer, Vice Chair, Janet Bremer, Treasurer, Margaret Flower, Clerk, Robert (Bob)Rotty, Chair

Residents present—Cyndy Birch, Ann Mershon, Bea Westerberg, Jessica Perez, Dakota County Deputy Sheriff

1. **Meeting called to order by** Bob Rotty at 7 pm
2. **Pledge of Allegiance was** said by all.
3. **Approve Agenda**—Bob requested to move #6 to the end due to a lengthy discussion. Karen made a motion to accept the agenda with above change. Seconded by Dave. All ayes.
4. **Approve Minutes of Board of Supervisors** —June 20, 2023 meeting —Bob stated the Wes Frandrup driveway will be constructed on the south side not the north side as stated. Dave moved to accept the minutes as corrected. Seconded by Karen. All ayes.
5. **Treasurer’s Report**----Janet Bremer
 - Beginning Balance**--\$334,181.24
 - Total Receipts**-----\$179,809.02
 - Total Disbursed**-----\$18,713.92
 - Ending Balance**-----\$495,276.34

Karen moved to accept the treasurer’s report as presented and file for audit. Seconded by Dave. All ayes.

6. **Building Permits**---Bob Rotty
 - a. Wes Frandrup-Driveway—Dave and Bob went to look at the proposed driveway and many problems exist with the present plans. It is a cartway and would be difficult to change it to a road. A better site would be to use the north side of property. It would be safer to and less complicated to complete. Mike Hamilton will review the information and determine what is necessary to complete the project. Mr. Frandrup’s money will be returned to him if Mike determines that it will not be needed. A motion was made by Karen to authorize Janet to issue a refund a check of \$11,000 if the money is not necessary by Mike Hamilton. Seconded by Dave. All ayes.
7. **Public Comment:** Visitors may share their concerns with the Town Board on any issue.
 - a. **Cyndy Burk** would like the agenda posted on the website. Margaret will see that is done. It would be approximately 2 weeks prior to meeting and would just be a draft as the final agenda is not completed to a few days prior to the meeting.
 - b. **Dakota County Deputy sheriff—Jessica Perez**-- She does not have a lot of information as she just started at 4pm today so does not have much info. There do not seem to be any problems in township at this time. She was given a copy of the new Vagrancy and Trespass Ordinance that is passed this evening.

8. **Planning Commission Report**-Bob Rotty

- a. **Vagrancy and Trespass Ordinance**-Public Hearing—Dave made a motion to approve the Ordinance 9.8 Vagrancy and Trespassing ordinance as recommended by the Planning Commission. Motion seconded by Karen. All ayes. Bob and Dave will speak with Mike in the morning regarding the publication etc. of the ordinance.
- b. **Beatrice Westerberg Public Hearing Appeal** --Bea stated that there is no definition of art, so she is unable to get a certified art appraiser to state that her car with flowers is art. She presented the statement from Kevin Chamberlain May meeting in defense of her being allowed to keep her display. She would like to offer a counteroffer or appeal. She will remove the tires and take them to a recycling center. She will repaint the car and plant flowers in the toolboxes. The “flying barn cupola” will remain at the back of the field.

It was noted that after vandalism is items are usually no longer art. She is a victim of a crime and this has changed her display dramatically. Considerable discussion ensued. A motion was made by Dave that he will assist in relocating the car frame, tires, and toolboxes to an appropriate area. He will also mow the grass and assist in cleanup of the area. He will be doing this as a private citizen not as a town board supervisor. She will be allowed to keep the “flying barn cupola” and add another piece of appropriate art if she desires. Motion seconded by Karen. All ayes. This is acceptable by Ms. Westerberg.

9. **Road & Bridges Report**---Bob Rotty –Vandalism occurred on the road at 140th and Jacob on Saturday evening. The sheriff notified the township. The sheriff knows the involved parties. They are requesting the bill be sent to the county for the grading of the road in that area. - Luhman’s will grade the road and bill separately. Margaret will send the bill to the county for reimbursement.

10. **Fire Report**----David Bauer 1 burning permit issued. No Fire association news.

11. **Town Hall Maintenance/Correspondence**--Karen Bremer --Jeff has not responded to the location of the furnace filter. They will try to get ahold of him for this information.

12. **Old Business**

- a. **Discussion on 911 Cost Share**---Karen described the 911 increase in fees briefly for the residents. In the audience.
- b. **Resolution for 911 Cost Share**— Dave made a motion to approve the Resolution for a “Policy to Establish the Joint Powers Agreement between Nininger Township and Dakota County Sheriff to pay a share of the 911 Costs. Resolution number 2023/8” as written Motion seconded by Karen. All ayes. Margaret will forward signed resolution to county.
- c. **Dakota County Project/Roadway Council Update**—No report
- d. **Nininger Township Compensation Schedule**-Final schedule given to board for there information.

12. **New Business**

- a. **Dakota County Road 46 and County Road 85** Roundabout timeline—Copies give to board members and Ann Mershon. Ann Mershon feels that a stoplight would be better than round about. It was suggested that she attend public informational meetings.
- b. **New MET Council Representative**-Emma Dvorak--Planit News Blast-Information only. We will be receiving regular correspondence from Emma.
- c. **MAT District 4 meeting**-Wednesday August 9 6:00 PM- No one plans on attending currently.

e. **Meeting with City of Hastings**—Bob Rotty and John Bremer met with Mayor Mary Fasbender and John Dan Wietecha. The city has been approached by some individuals for annexation, but no formal proposal has been received. The city would like to place a “City of Hastings” sign by the substation on Hwy 55. No request has been made at this time.

f. **Balloting by Mail???** Table till next month—Margaret will get more information regarding when this needs to be decided and cost. Ann Mershon and Cyndy Burk are not in favor of mail in voting.

g. **Model Mining Ordinance** Margaret will print ordinance from website for review at next meeting.

h. **Julie Cardin**-Mike reviewed the information. Mike says she might be able to do a minor lot split. He will review further.

13. Pay Bills	Vender	Check Number	Amount
	CenterPoint Energy	9293	\$20.89
	Dakota Electricity	9294	\$58.57
	Hiawatha Broadband	9295	\$95.24
	Inspectron	9296	\$6,095.85
	Luhman’s Construction	9297	\$24,328.53
	Tanner & Hamilton	9298	\$1,323.75
	Xcel	9299	\$13.67
	Solberg Aggregate	9300	\$8,267.76
	MN Dept of Labor	9301	\$295.61

Karen moved to pay bills as presented. Motion seconded by Dave. All ayes.

13. Next meeting: Tuesday, August 15, 2023, 7 pm

14. Adjourn 9:05 pm

Respectfully Submitted,

**Margaret Flower
Clerk, Nininger Township**