



TOWN OF BROCKWAY  
COUNTY OF STEARNS  
STATE OF MINNESOTA  
[WWW.BROCKWAYTOWNSHIP.GOV/OFFICE.COM](http://WWW.BROCKWAYTOWNSHIP.GOV/OFFICE.COM)

MEETING MINUTES

December 19, 2022

Approved

1. **Call to Order:**

- On the 19<sup>th</sup> of December 2022, the Regular Meeting was called to order at 7:30 p.m. with all board members present. The Pledge of Allegiance was recited.
- Motion made by Fiedler to approve the agenda, seconded Douvier, approved.

2. **Land Use Requests:**

Motion made Fiedler to approve Johannes three way split from 133.6-acre parcel, seconded Douvier, approved.  
Motion made by Fiedler to approve Blattner 20 acres split off 135.7 acres, Seconded Douvier, approved.

3. **Clerk's Report:**

- A. Motion made by Fiedler to approve November 21, 2022, Regular Meeting Minutes, seconded Douvier, approved.

4. **Treasurer's Report:**

- A. Motion made to approve November report on accounts, seconded Douvier, approved.
- B. Motion made by Fiedler to approve Claims No: 22736-22752, seconded Douvier, approved.

5. **Public Input:**

**Old Business:**

- A. **Roads:** Pogatchnik stated he did receive a call on the ditches with the brush cutting. He advised them to come to the annual meeting to add more funds so it could be done properly next year. We have tried spraying and the method this year and it wasn't very successful. Pogatchnik also called a contractor on the Forestry mulcher, and it would be \$3,000 to \$3,500 a day. Douvier just had snow and ice issues, Burski has been contacted.
- B. **411 Street:** Brandon Theisen was not present, but Mike Nielsen the Engineer was. Mike wanted to know what the Board was interested in doing, curb & gutter or take out approaches and bring ditch back to township specs. Mike wanted to know if the township was paying for it or the homeowner. Since the house if for sale the realtor should be notified for a future buyer that there might be an assessment added to the property. Part or all the cost could be assessed, but would require a feasibility report, public hearing, and an assessment hearing as well. Fiedler stated he didn't feel we would make the resident pay for it as it is a township road. Mike asked were the driveways permitted or did he just do it on his own without a permit. Pogatchnik stated Victor Legatt called him and after reading the minutes asked what we were doing. Fiedler stated there was no way we as a township could assess anyone for improvements on the road. Pogatchnik stated to keep the property functioning the way the property owner has it now how much will that add on to the

Township cost when the road gets redone? Pogatchnik thought if two approaches were put in and fixed the ditch then it would function the way it should, and curb and gutter would be the best. Nielsen feels it is a protection of the ROW and you can't just let everyone do what they want without notifying the township. Board is trying to decide what to do with the property, some feel the homeowner should help pay. Hire a contractor to see what the cost would be to do either option. Fiedler stated that if he's in the process of selling he needs to disclose potential buyers. Mike believes the Board would have to do a feasibility study and have the public hearing to get the official motion going to make it legal. Douvier stated we were told water was coming up through the road so if we need to rip the whole road apart then the cost is minimal. Pogatchnik asked if we would be raising that road, Mike said possibly drain tile in which would be cheaper than raising it up. Fiedler wondered if we could make any decisions in the winter not being able to go out there. Douvier stated they should be able to do the drilling now. Mike feels to meet the minimum requirements, the feasibility study would need to be ordered and that sets the process in motion. Cost to the Township on the study would be possibly \$2,000. Mike stated the most cost-effective thing to do is take out the driveway if the road is going to get repaired. Pogatchnik asked if the feasibility would help with any other work done to the road. Mike stated yes it would also let you know what work best, drain tile, curb, or gutter. Fiedler asked if Mike's company could do what Pogatchnik is asking and Mike stated yes. Curbing would allow the driveways to stay in place and stop the erosion problem. Pogatchnik asked Mike what his professional opinion would be; and Mike said take the driveways out and restore the ditches back to township standards unless the homeowner wanted to participate in the cost. Board agreed with this, and Mike's company would start the study and get a notice out that improvements will be made and there may be a pending assessment. Douvier asked about the borings, Mike said now is a good time to drill. Fiedler made a motion to do a feasibility study on 411<sup>th</sup>, seconded Douvier, approved. Mike stated he would get two estimates for borings and wondering if the Board can authorize up to \$3500 for soil borings to save time. Motion made by Fiedler to approve up to \$3500 for soil borings on 411<sup>th</sup>, seconded Douvier, approved. Mike stated he will get two quotes and take the lower one and that will save us a month.

- c. **Signs:** Clerk Stang presented the contract and costs to the Board regarding replacement of signs in the township. We have already received the detailed areas of where signs need to be replaced and an electronic version. Cost of \$52,110.68 for 318 signs that failed the reflectivity. Pogatchnik asked if we wanted to do them all in one year or spread it out, Board felt the funds were there so let's get it done, as they need replacing. Motion made by Pogatchnik to speak \$52,110.68 for ID Signs to replace signs in the township as provided in the contract, seconded Fiedler, approved.
- d. **99-year lease :** PC Sandal stated we were held up for recording the lease because the survey was not correct. Sam Deleo redid it, and we now have the proper survey, Clerk Stang will once again try to record it.
- e. **Gilleland Vacation Easement:** Motion made by Fiedler to approve the Gilleland Easement vacation, seconded Douvier, approved. Clerk Stang will notify the landowners and get the forms recorded.
- f. **Ordinance #8:** From the previous meeting PC Sandal made the change, the new ordinance has been prepared and Clerk Stang will record at the County.

- G. **Discrimination & Harassment Policy:** Board members reviewed from the previous meeting, Pogatchnik asked if we have this because we are an employer, and it is for employees of the Township. Motion made by Fiedler to approve the Discrimination & Harassment policy, seconded Douvier, approved.
- H. **Investment :** Sentry Bank would do a 15 month at 3.5%. Board was asked how much they want to set aside to earn interest? Board discussed how much to invest \$300,000, \$200,000 or do \$100,000 increments and then space out so they are due at different times. It could always be pulled out early if we needed with a penalty of two months interest. Motion made by Fiedler to invest \$300,000 at Sentry Bank, seconded Pogatchnik, approved.

6. **New Business:**

- A. **Regular Meeting schedule 2023** was given for approval, approved.
- B. **2023 Newsletter;** add ARPA & FEMA funds, broadband.
- C. **Polling Place Resolution** was approved for the Town Hall for 2023.
- D. **MAT-U** new training tool for Township staff from MAT.

7. **Mail / Miscellaneous:**

Christmas cards & other mail

8. **Public Input:**

**Move to Adjourn/Recess: 8:36 time.      Next Regular Meeting Date: Tuesday January 17, 2023**

**Fiedler moved to adjourn the meeting at 8:36 p.m., seconded Douvier, approved.**

---

Margaret Stang, Clerk

---

George Fiedler, Chairman

Date Approved    1-17-2023

Amendments    0