



TOWN OF BROCKWAY
COUNTY OF STEARNS
STATE OF MINNESOTA
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George Fiedler, Chairman
Duane Douvier, Supervisor
Terry Pogatchnik, Supervisor
Margaret Stang, Clerk
Susan Goodew, Treasurer

REGULAR MEETING MINUTES

1. **Call to Order:**

- On this 22nd day of February 2022, the Regular Monthly Meeting was called to order at 7:30 PM.
- The Pledge of Allegiance was recited
- All board members were present as well as PC Fred Sandal. Treasurer Goodew was absent. Sign in sheet is attached.
- A motion was made by Fiedler to approve the agenda, seconded by Douvier, all in favor approved.

2. **Land Use Requests:**

- A. Motion made by Fielder to approve the Administrative Subdivision split for Geisse – Eichers, seconded Douvier, approved.

3. **Clerk's Report:**

- A. Motion made by Fiedler to approve the January 18, 2022, Regular Mtg Minutes, seconded Douvier, approved

4. **Treasurer's Report:**

- A. Treasurers January report on accounts, Motion made by Fiedler to approve, seconded Douvier, approved
B. Approval of Claims No: 22554-22565 & 22759-22764 & EFT 38-39, Motion made by Fiedler, seconded Douvier, approved.

5. **Public Input:**

None

6. **Old Business:**

- A. **Roads:** Pogatchnik wanted some clarification on the snow plowing. If Burski hits a mailbox whose responsibility, is it for it to get fixed? Fiedler advised it is not the township, we want the resident to call Burski and work it out with them. Pogatchnik asked if it is put to standard Burski would then fix it. Fiedler stated yes. Fiedler stated he got a call from a resident on Ulster Road who was not happy with how the road got cleared off. Fiedler explained to him about the road right of way.
- B. **Signs:** Pogatchnik stated there are two by the culvert fix at 95th south of CR 17. The two new signs he believes got clipped by the snowplow as they are not up anymore. He feels they should be temporarily put back up. John Smoley should be able to put these back up.
- Fiedler brought up who we were going to go with on the ID Solutions or Pederson & Bogart. Pogatchnik calculated ID signs would be \$3120 and Pederson is \$5000. Fiedler stated he felt more comfortable going with Pederson as he would like an electronic inventory of it. Pogatchnik stated LeSauk has worked with ID Solutions, and he also does the electronic inventory. Douvier asked if he does culverts, Pogatchnik didn't think he did those. Discussion was made on cost, who could put up the signs in the correct location and to the correct height. Pogatchnik is going to go back to ID Solutions and get a detailed quote on install as well. Pogatchnik feels we should do a 1/3 of the township at a time. Give a dollar amount of what we want to

spend each year on signs. Replace the sign and check on the post as well. More discussion was addressed on the pigmentation on the signs, high, medium, or lower. Pogatchnik will also check with M-R signs.

- C. **MS4:** Fiedler stated he has been in contact with Nick from MN Pollution control about training. Fiedler asked if he could come out and train and he said no Covid is going on, but he had virtual training we could do. Fiedler would really like him to come out and in person tell us what the basic requirements are that we need to abide by.
- D. **99-year lease:** PC Sandal asked if they had seen Ben's report. Mr. Privatsky is ready to move forward. Ben is talking with Bob Ruppe about how to move forward with it. Mr. Privatsky is
- E. okay with the original verbiage. Pogatchnik said if he was willing to sign the 99-year lease starting now but is okay if we stay with the original lease date. Supervisors agreed with that. PC Sandal asked if they wanted to see the language before it was taken to Mr. Privatsky? Pogatchnik feels Ben should email to all supervisors.
- F. **File Plan:** Clerk Stang asked if everyone got the link to look at the files that have been scanned. It will be resent for everyone.
- G. **Cartways:** Fiedler stated last meeting talk was about adding some verbiage to Ordinance #8 to clarify the details of driveways off cartways. Currently Ordinance #8 has no reference to cartways at all. Fiedler suggested new paragraph would read: The criteria outlined in this ordinance does not apply to cartways unless the township has formally accepted the cartway as a township road per MN statute 160.05, 164.08 and 164.10 and performs maintenance on the cartway. Fiedler asked if they were okay with the verbiage, Douvier stated yes, but not a good time to add it. Pogatchnik stated Dennis & Victor have ongoing litigation regarding a cartways. Victor stated we had language we regulate the ROW and how many approaches come off it. Victor was not sure which ordinance it was. Fiedler stated we would have to look at it not sure which ordinance it is in. Victor believes it was 2012 where the language was changed. Tabled until we look at the ordinance where it is listed. Pogatchnik stated he does not want to do anything more with cartways until the ongoing litigation is done.
- H. **Land Use & Zoning Ordinance #3 amended 2019-04.09:** Clerk Stang stated this has been done and on file at the county.
- I. **Newsletter:** Clerk Stang informed the board of two errors in the Newsletter.
- J. **Fire Contract / Holdingford:** Fiedler went to the fire meeting and then the city of Holdingford council about the contract. AT the working meeting most of the suggestions were accepted. Holdingford will redo and send out again. They would like a contract for 10 years, we said 3 and then they said 5. Pogatchnik asked how come we are having all these meetings with Holdingford but with St. Stephen it seems to run so smoothly. Fiedler stated its because we haven't pressed St. Stephen to do what we want them to do.

7. **New Business:**

Town Line Road 75th Av / 30th Ave: Fiedler stated he got a call from Joe Perske; Sen Howe would be interested in putting an earmark if he knew that the three townships and the city of Sartell were interested in having participation in this project. Joe Perske and the county want to know on a Joint Powers Agreement signed saying we were interested. The townships would have to contribute some monies. At this time, it does not list the amount we would be responsible for. Pogatchnik stated how can we sign something when we don't know our max out of pocket. Fiedler stated he was not comfortable as well. Fiedler stated he would go back to the County and state we could not agree to it until there is some type of cost.

Life Insurance: Fiedler got information about life insurance for Township Employees. Clerk Stang was not aware of any insurance, but in later speaking with Treasurer Goodew she stated we did have it through MAT.

Drainage & Utility Easement Vacate / Gilleland: PC Sandal stated he was not familiar with it. Fiedler said there must be an easement running through Williams Acres Lot 1 & 3. Fiedler stated we didn't have an easement. PC Sandal said there is a record of an easement along the boundaries and he's suggesting they be vacated. Fielder

stated we have never vacated an easement and Ben doesn't know how to, so we have no choice but to have Bob Ruppe investigate it. Pogatchnik asked if the landowner was requesting this, and they are. So, then they would bear the cost of getting this vacated. Pogatchnik and Douvier agree the cost of this process would be on the landowners. Fiedler asked that Fred & Ben go back and do some research on this why we would be concerned about it. PC Sandal said they would check with Bob Ruppe to see who is responsible for costs. Pogatchnik stated the landowner who is requesting this should come to us with the proper paperwork from their attorney.

Contract with Hometown Planning: Fiedler addressed the new contract with Ben. PC Sandal stated he was going to work on an hourly contract. Fiedler would like Ben to send his contract from last year as then we can compare. Fiedler will talk with Ben and send out an email about last years and this years.

Land Use Ordinance #5: Fiedler thought we had brought it up last time and thought the supervisors had agreed on it. Pogatchnik thought it was on the community septic. Tabled til next time.

Stearns County Board of Directors meeting: Tomorrow night 2-23-22 @ 7:00 PM Freeport Community Center. Jodi Teich will be there talking on roads. Robert Dunning on weeds. Michael Williams about Broadband 16 million from the county.

8. **Mail / Miscellaneous:**

St. Stephen Fire anticipated contract: Fiedler was shown the contract that was sent. Clerk Stang will send this out for each of the Supervisors to review.

Striping: Fiedler asked after paving Walleye Road and Pine Point, do we want to stripe them? Pogatchnik didn't think they needed it.

Ordinances: Fiedler has asked the PCs to look at all our ordinances to review them and get them numbered correctly so once on the website people will be able to find them. Pogatchnik thought that was something each of them should be reviewing.

Back door: Clerk Stang stated it is here just waiting for a warmer day to install.

Big Screen: Clerk Stang informed them we have our electrical done, just waiting for Marco to get all their pieces together.

9. **Public Input:**

Victor Legatt asked now that Fred is back are we going back to the 2nd Tuesday of the month. The schedule for 2022 has already been set. PC Sandal said it wouldn't be a conflict for him, but Fiedler stated it would for him as he is on other committees that meet on some of those dates.

Another resident asked about the ordinances we were talking about would we change any of the verbiage on them. Fiedler stated only if we discovered something that is pertinent that we would have to change because of a state statute. A resident asked if anything was changed would it be talked about here, Fiedler stated yes you need to have a Public Hearing.

Fiedler moved to adjourn, seconded Douvier, approved.

Move to Adjourn/Recess: 8:54 time. Next Regular Meeting Date: Monday, March 21, 2022

Clerk

Chair

Amendments:

Approved: 3-21-22