



TOWN OF BROCKWAY
COUNTY OF STEARNS
STATE OF MINNESOTA
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MEETING MINUTES
September 19, 2022

1. **Call to Order:**

- On this 19th day of September 2022, the Regular Monthly Meeting was called to order at 7:30 p.m. with all Board members present. The Pledge of Allegiance was recited.
- Motion was made by Fiedler to approve the agenda, seconded Douvier, approved.

2. **Land Use Requests:**

Motion made by Fiedler to approve the Dean Tieglund land split, seconded Douvier, approved.

Motion made by Fiedler to approve the TelCom Right of Way, seconded Douvier, approved.

Motion made by Fiedler to approve the Pilarski boring pending the bond being received, seconded Pogatchnik, approved.

3. **Clerk's Report:**

- A. Motion made by Fiedler to approve the August 15, 2022, Regular Meeting Minutes with two corrections, seconded Pogatchnik, approved.
- B. Motion made by Fiedler to approve the August 29, 2022, Special Meeting Minutes, seconded Pogatchnik approved.

4. **Treasurer's Report:**

- A. Motion made by Fiedler to approve August report on accounts, seconded Douvier, approved.
- B. Motion made by Fiedler to approve Claims No: 22676-22694, seconded Douvier, approved.

5. **Public Input:**

Deputy Laura from Stearns County was present and informed there were 78 contacts in June, 87 contacts in July and 162 contacts in August.

6. **Old Business:**

- A. **Roads/FEMA:** Clerk Stang brought up the culvert on 105th Street, wants to take that off the FEMA project and using the ARPA monies to cover that cost. Pogatchnik stated V. Legatt called him and was wondering about the 100,000 some approved, he was wondering if we can with ditch clean out at 380th Street by him washed in, sediment in the ditch. Legatt stated it happened during May 8-13th. Legatt would like it cleaned out after the crop was harvested because it could then just be put back into the field. Douvier asked the location which was 380th sediment washed in right by his irrigation well. Douvier also had 105th Street & River Avenue the culverts need to be vacuumed and the ditch needs to be cleaned on that intersection. On 120th Avenue we had the culverts vacuumed, but we never made it over to clean the ditch. Those will be three other sites to add to

the FEMA Disaster. **Pogatchnik** asked about the ditch mowing, Fiedler said we got the mower at about 12:30 and Pat Smoley started.

- B. **Smart's Ferry – landscaping & Garbage:** Fiedler is still coordinating with the county on the landscaping. We hired an Engineer, but then the county said we need a "No Rise Certification". They need to certify that the rise and the fill placement on the wall will not impact the floodway more than 0.00'. Fiedler spoke with the county Angie Berg, he forwarded this to the Engineer who helped us, and he thought he would be able to put something together. Fiedler asked about the garbage container, but Clerk Stang could not find anything on this so will recontact about this. **Treasurer Goodew** brought up about Ehlen's garbage being out at Smart's Ferry and the garbage truck coming in. Fiedler stated it is a township road, other people use the roads for their garbage. Fiedler received a text from Ehlen about our "No Parking" signs that we needed to move them, as they are on his property. Technically they are in the Road Right of Way. It was brought up about his using the access in from Smart's Ferry, when the County said no, he should be using the one from the North. It was agreed that the signs will stay, will the rock wall become an issue with snow removal? Douvier doesn't believe he should have his driveway at Smart's Ferry, there has been interaction with him and other residents at the landing and now he is complaining about the signs. Douvier made a motion to not allow him to use that as his driveway. Supervisors had many concerns about the things that have been going on with Ehlen and Smart's Ferry. Pogatchnik is concerned whether we have a valid reason to disallow it on Smart's Ferry. **Motion** on the floor to take away an access and to have his primary off 57th Avenue, seconded Fiedler, approved. Fiedler will send another certified letter to the Ehlen's informing them that they will need to change their residence address to 57th Avenue within one month.
- C. **411th Street:** Tabled for next time so we can contact Brandon.
- D. **Landscaping at Town hall:** Tabled
- E. **Signs:** Clerk Stang stated she had received the road sign proof sent and okayed. No estimate at this time, will contact John and have it for the next meeting.
- F. **District 5 meeting:** Clerk Stang attended and stated that there really wasn't anything new to share that the Supervisors weren't already aware of.
- G. **99-year lease – legal description:** PC Sandal stated when the lease was put in to record the legal description was not matching with what the county has. Fiedler suggested that Sandal connect with Sam Deleo who did a survey of the property.
- H. **Developer Agreement – Engineering:** PC Sandal spoke with Haakonson Anderson, and they will be willing to help the township with this Engineering. The County still has not seen the plat for Phase II.
- I. **Gilleland Vacation Easement:** PC Sandal stated Fiedler talked with Bob Ruppe and Bob knows this attorney that Sam is working with and Bob states he is correct on this issue so will call the other attorney. So, it was agreed that they would have to go through the vacation process and have a public hearing and petition on this issue. PC Sandal had contact with Sam and told him the process and has not heard from him since.

7. **New Business:**

- A. **Snow Bids:** One bid was presented to the board, after review, a motion was made by Pogatchnik to approve the bid from Burski Excavating, seconded Douvier, approved. Next year one will be sent to Ferche.
- B. **County Ditch 27:** Clerk Stang stated Chad from Stearns County asked to use the Town Hall for their meeting with residents along County ditch 27 on September 22, 2022.
- C. **Wireless HDMI / Marco:** Clerk Stang brought up the possibility of going wireless. An estimate had been given from Marco, but it was suggested checking with Benton Communications as well.

8. **Mail / Miscellaneous:**

Pogatchnik went back to FEMA and V. Legatt wondered how we could be putting in bigger rip rap than what our ordinance says. Legatt claims the rock that is put around the culverts is bigger than 4" rocks. Pogatchnik feels the Township is except from that ordinance where it is deemed larger rocks are needed. All Supervisors will review the ordinance.

DNR accepting applications for parks and roadway area. Pogatchnik wondered if the landscaping would be affected. Fiedler will investigate.

9. **Public Input:**

Fiedler moved to adjourn the meeting, seconded Douvier, approved.

Move to Adjourn/Recess: 8:31 time.

Next Regular Meeting Date: Monday October 17, 2022

Margaret Stang

Margaret Stang, Clerk

George Fiedler, Chairman

Date Approved

Amendments