

**TOWN OF BROCKWAY
COUNTY OF STEARNS
STATE OF MINNESOTA**

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Joseph Lyon, Chairman
Daniel Stang, Supervisor
Dave Friedrich, Supervisor
Debra Determan, Town Clerk
Patricia Weber, Town Deputy Clerk
Mary Wallenstein, Treasurer

MEETING MINUTES

On this 3rd day of November, 2010 the Regular Monthly Meeting was called to order at 7:30 p.m. Supervisor Dave Friedrich was absent. Also present was Zoning Administrator Bridget Chard.

A motion to approve the agenda as amended was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

A motion to approve the October 5, 2010 regular monthly meeting minutes was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

A motion to approve Claims Nos. 2899-2935 was made by Supervisor Stang and it was seconded by Chairman Lyon; all in favor, motion carried.

Old Business was next on the agenda. Margaret and Richard Stang appeared before the town board with a plat to be signed. They also presented the board with a copy of the maintenance agreement for this plat. A motion to approve the plat and the maintenance agreement was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

Zoning Administrator Chard reported that the CAPX 2020 resolution was sent out and they received it on October 14, 2010. We also sent a copy of the resolution to Stearns County for their records.

Mulberry Meadows was discussed next. When our attorney looked over the original contracts, he noticed that the Developer's Agreement expires on December 14, 2010. The county was requesting a formal response from the town board. A couple of residents appeared at the meeting with another issue about having an easement that was tarred without prior approval from either one of them. Zoning Administrator Chard will work with them to get all the information and will be going down to the county tomorrow and will discuss it with them. A motion to approve the letter to the county was made by

Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried. A motion to allow Zoning Administrator Chard hold a meeting at the town hall for all of the residents was approved by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

Zoning Administrator Chard reported that the Planning Commission was unable to meet because there was no electricity. They will be meeting tomorrow instead. Zoning Administrator Chard reported on the Transfer of Development Rights that was changed by county. Since we already have it in place not to allow transfer of development rights from one township to ours, this is not a problem. Chairman Lyon asked Zoning Administrator Chard to bring it up at the meeting tomorrow night to see if we should stay the way we are or just do away with them totally. Zoning Administrator Chard passed out the Memorandum of Understanding that she will be presenting to the Planning Commission tomorrow night. Then she passed out copies of the Official Zoning Map for Brockway Township from the county along with a copy of draft of the Brockway Township Combined Official Zoning Map for the supervisors to review. She let the town board know that they will be reviewing these maps at the meeting tomorrow night in more detail. She also discussed the fee schedule. She stated that she would like to keep it the same for now.

Roads were next on the agenda. Road Boss Smoley reported on how the brush cutting is going. It should be completed tomorrow. So far the contractor has 59.5 hours in and he figured 65 hours in his proposal. He then discussed other road issues throughout the township. A motion to approve the purchase of gravel for the road we share with St. Wendel with the costs to be shared by both townships was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried. Chairman Lyon asked Road Boss Smoley to work it out with St. Wendel to get it done.

75th Avenue project was discussed next. This project has been completed. The last payment was made tonight and all the IC134 forms have been received.

The contract for Jon Perry to take care of the cemetery was discussed. Zoning Administrator Chard has been working with him on this. She reported that they just need to make some modifications to it and she will present it to the town board in December for approval.

Chairman Lyon reported that at the Stearns County Township Association meeting in Freeport, it was recommended that all townships hire an engineer to review all of their road signs and eliminate any road signs that are not needed. Chairman Lyon asked Brad Wilkening from Duffy Engineering to put together some costs to do this. He asked him to present his proposal to us after the first of the year. Chairman Lyon also let everyone know that it came up at the National Township meeting that the federal government may delay some of the deadlines for the replacement of the road signs because there is no money available to do this.

New Business was next on the agenda. Victor Legatt appeared before the town board with a petition for a cartway. Chairman Lyon read the petition out loud. A motion to receive the petition was made by Supervisor Stang and it was seconded by Chairman Lyon; all in favor, motion carried. It was explained to Victor Legatt that all the expenses we incur to look into this will need to be paid out of his \$20,000 bond. A motion to adopt the Resolution Requiring a Bond or Other Security on a Cartway Petition was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

All the Opole easements have been received now with the exception of one that because it was dual one, it needs to be signed by the town board too. A motion to approve the Permanent Utility Easement was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

We have a request for a town hall rental on December 18, 2010. A motion to approve this rental request was made by Chairman Lyon and it was seconded by Supervisor Stang; all in favor, motion carried.

Public Input was next on the agenda. There was none.

The road permit for Zwack Addition was discussed next. Zoning Administrator Chard reported that she will be sending out a letter to the land owner who lives in out of state to have her fill in the permit and contact Road Boss Smoley.

The mail was then reviewed.

There being nothing further to discuss, a motion to adjourn was made by Supervisor Stang and it was seconded by Chairman Lyon; all in favor, motion carried.

Debra Determan, Clerk

Approved at December 7, 2010 regular monthly meeting
Joseph Lyon, Chairman