

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

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David Friedrich, Chairman
Daniel Stang, Supervisor
Duane Douvier, Supervisor
Debra Determan, Town Clerk
Patricia Weber, Town Deputy Clerk
Mary Wallenstein, Treasurer

MINUTES

On this 3rd day of May, 2011 the regular monthly meeting was called to order at 7:30 p.m. All members were present along with Zoning Administrator Bridget Chard and Attorney Bob Ruppe.

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

A motion to approve the April 5, 2011 Reorganization Meeting Minutes was made by Supervisor Douvier and it was seconded by Chairman Friedrich; all in favor, motion carried.

A motion to approve the April 5, 2011 Opole Information Meeting Minutes was made by Supervisor Stang and it was seconded by Supervisor Douvier; all in favor, motion carried.

A motion to approve the April 5, 2011 regular monthly meeting minutes was made by Supervisor Stang and it was seconded by Chairman Friedrich; all in favor, motion carried.

A motion to approve claims Nos. 3127-3163 was made by Supervisor Stang and it was seconded by Supervisor Douvier; all in favor, motion carried.

Tom Koop presented copies of the annual audit to the board to review. He let everyone know how the audit was done. He then went through the documentation he had presented. He stated that no problems were found and that we had a very clean audit. He answered everyone's question. A motion to accept the audit results was made by Supervisor Douvier and it was seconded by Supervisor Stang; all in favor, motion carried.

Zoning Administrator Chard presented the town board with information on the unpaid service charges. She read the notice out loud to everyone present. Victor Leggatt then appeared before the town board regarding these charges. He stated that he did not

approve of the billing from the attorney and that he would not pay it unless he got more details on what was discussed. A motion to certify the unpaid service charges was made by Chairman Friedrich and it was seconded by Supervisor Stang; all in favor, motion carried. After this motion passed, Victor Legatt agreed to pay for service charges and proceeded to write out a check for it. A motion to adjourn the unpaid service charges hearing was made by Chairman Friedrich and it was seconded by Supervisor Stang; all in favor, motion carried.

The EcoCheck billing we received last month was discussed next. Zoning Administrator Chard spoke to them and asked them to put a hold on it since we did not know where we stand on Mulberry Meadows. They agreed to hold this bill.

A motion to approve the amended contract with EcoCheck upon attorney review was made by Supervisor Douvier and it was seconded by Supervisor Stang; all in favor, motion carried.

The Opole permit was discussed next. Since Opole system is one of the very few wetland systems that have been so stable, it will only need to be checked once a year now instead of twice. We will wait until next month.

Next on the agenda was Mulberry Meadows. Attorney Ruppe brought the town board up to date on what has been done. He submitted the final proposal to Scott Reinert that required a reply by a certain date and time. Attorney Ruppe received an email reply from him a few minutes before the deadline. Attorney Ruppe has informed both Stearns County and MPCA that we have not been able to work anything out with him. He basically told everyone that currently we are on hold.

Our recycle day is scheduled for this coming Saturday, May 7 from 8-11. We have volunteer service agreements that will need to be signed by all the volunteers. A question was raised by a resident on why we continue to do this when there are places that will take this stuff, often at no cost. He was told that it was brought up at the annual meeting and the residents voted on keeping it this year. It will be brought up again at next year's annual meeting.

Planning and Zoning was discussed next. Zoning Administrator Chard let the supervisors about the changes to the county ordinance. She also presented the map of the mining locations to the residents. She also brought a copy of the information on the aggregate charges she received at the Stearns County township meeting. She then let the supervisors know that the county would like us to merge our ordinance with theirs. The memorandum of understanding is completed and once the mining is done, they will go back to the county for their approval and once we get it, a hearing will be held.

The next item on the agenda was roads. Chairman Friedrich reported that the supervisors conducted road inspections today. There are a couple of roads that are really broken up. We will be looking at putting the work out for bids soon. The culvert on River Street was discussed too. Zoning Administrator Chard reported on the feedback

that was received on our website on 110th and Wildlife Court. Zoning Administrator Chard wanted to know if checked out that road and what we wanted her to report back to him.

Our Five Year Road Plan/Transportation Plan was discussed next. Zoning Administrator Chard provided copies of the draft to all of the supervisors.

Tom Huls reported that he has completed the crack filling for this year. He provided a listing of all the roads that were completed this year along with the total costs.

The sign proposal was discussed next. Brad Wilkening from Duffy Engineering will be at our June meeting.

Chuck Ertl appeared before the town board with the quote for mowing ditches. His labor went up \$1.00 an hour. A motion to accept the bid from Chuck Ertl for mowing the ditches was made by Supervisor Douvier and it was seconded by Chairman Friedrich; all in favor, motion carried. Chuck Ertl reported on a resident that has tilled right up to the road. Attorney Ruppe suggested that we send the landowner a letter and advise them that this is in the road right of way.

Deputy Clerk Weber reported that the MPCA requires us to have an ordinance in place to take care of the non storm water in order to submit our annual report. We will address this at our June meeting.

Public Input was next on the agenda.

A resident wanted to know if the supervisors checked out the Beaver Dam on Tallow Road during our road inspections today. He would like to have the township take care of it by maybe putting a pipe in underneath it to keep the water flowing. Chairman Friedrich reported that he had.

The mail was then reviewed.

There being not further business to discuss, a motion to adjourn was made by Chairman Friedrich and it was seconded by Supervisor Douvier; all in favor, motion carried.

Debra Determan, Clerk

Approved at the June 7, 2011 regular monthly meeting
David Friedrich, Chairman