

# Albany Township-Monthly Meeting-July 25, 2016

The regular monthly township meeting was called to order by Chair Tim Nierenhausen, on July 25, 2016, 7:30 P.M. At the Albany City Council Chambers. Supervisors Tim Nierenhausen, Loren Pelzer, and Mary Rosen, were present; also present, Diane Noll, Clerk.

**THE PLEDGE** of allegiance was recited.

**AGENDA APPROVAL** A motion to accept the agenda was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried, unanimously.

**MINUTES**-The minutes from the June 27, 2016-monthly meeting were reviewed. A motion to approve the minutes was made by Supervisor Rosen, seconded by Supervisor Pelzer, motion carried unanimously.

**TREASURER'S REPORT** – The Treasurer's report for July was reviewed: Investments-\$309,127.59; Checkbook Balance-\$298,862.87; Receipts-\$65,067.94; Claims \$48,838.90 Payroll-\$1,550.52. A motion to approve the treasurer's report was made by Supervisor Pelzer seconded by Supervisor Rosen, motion carried, unanimously.

## APPROVE CLAIMS

Payroll 8770-8776 Total \$1,550.52

|        |                   |            |        |                   |             |
|--------|-------------------|------------|--------|-------------------|-------------|
| 8777   | Albany Phone      | \$32.52    | 8778   | Couri & Ruppe     | \$135.00    |
| 8779   | Forster, Jerry    | \$17.97    | 8780   | Kotzer Excavating | \$40,823.60 |
| 8781   | Kotzer Excavating | \$219.60   | 8782   | MCSI              | \$75.45     |
| 8783   | M&R Sign          | \$135.87   | 8784   | Noll, Diane       | \$213.29    |
| 8785   | Pelzer, Loren     | \$17.82    | 8786   | Rosen, Mary       | \$167.52    |
| 8787   | Sunnybrook        | \$5,275.00 | 201609 | PERA              | \$200.94    |
| 201610 | IRS               | \$1,524.32 |        |                   |             |

Claims 8777-8787 and 201609 & 201610 total \$48,838.90 Total Claims and Payroll, \$50,389.42

A motion to approve above claims was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried unanimously.

## APPROVAL OF CORRESPONDENCE

Monthly correspondence was presented to the board.

A motion that members were advised of the mail we received and to dispose of the junk mail was made by Supervisor Rosen, seconded by Supervisor Pelzer, motion carried unanimously.

## GUESTS

a. Brian Schneider/Matt Abraham Administrative Split

Mathew Abraham, 21578 North Ridge Circle, Albany MN

PIN: 01.00325.0502 2.9 acres

Section: 34, Township: 125, Range 031  
Brian Schneider, 21502 322 Street, Albany MN  
PIN: 01.00367.0012 1.85 Acres  
Section 34, Township: 125, Range 031  
Transfer of approx. .18 acre

2.72 acres remaining with Abraham  
2.03 acres total for Schneider

Brian Schneider and Matt Abraham are neighbors. The property line between the parcels is at an angle, and they are requesting to straighten the property line. This would be a transfer of .18 acres from Abraham to Schneider.

A motion to approve the administrative split was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

### **OPEN FORUM**

CJK administrative split is still in limbo. The county needs information from the mortgage company on the ownership of the road that is the entrance to their property.

### **ROAD REPORT**

#### a. Road Report-Supervisor Nierenhausen

350 Street-Ease of 25128 350 Street has one large soft spot and east of there has numerous soft spots.

A motion to remove the new gravel placed on the road and have the road re-built and fabric put down, tile, pit run and gravel up to \$20,000 was made by Supervisor Rosen, seconded by Supervisor Pelzer, motion carried, unanimously.

Supervisor Nierenhausen will meet Kotzer at the sight to decide what to do.

Appox \$34 per foot if under \$20,000 go forward and repair the road.

Oak townline road-Marvin Lemke, 35504 255 Avenue, Approach culvert is too small and causing erosion on the road. Supervisor Nierenhausen will make contact with Mr. Lemke to decide what to do with the approach.

35793 230 Avenue, Albany, the water is pooling east of his house and would like to have the township help with this problem. Kotzer excavating will check to see where the water runs.

A motion to have Kotzer Excavating research the water pooling was made by Supervisor Pelzer, second by Supervisor Rosen, motion carried.

Scott Hamann, 23701 320 Street, received the letter from the township on the gravel taken from the road. The milk truck got stuck on the road, he pulled it out and then he leveled the area to keep the ruts out of the township road.

360 Street- culvert repair not completed

Rushmeyer Lake road/Quaker-tree went down, needs to be removed from the right of way.

380 street-stump in right-of-way needs to be cut off

325 Avenue-request to have the ditch cleaned.

Northridge Circle has washout spots from the rain. Request to go out and blade.

b. Meadowview Drive

Joann Hendrickson, 34215 Meadowview Drive, Albany MN, was in attendance to discuss the issues of the approaches on Meadowview Drive. Supervisor Nierenhausen contacted Hardrives to get back our \$3,500. He spoke to the sight manager, Mike Ohman, and to the GM of Harddrives. At this time, no response from the contractor on what they are planning to do with the approaches. Joann is requesting hard copy of all paperwork, they will be forwarded to her.

c. 325 Street-Road Work

No bids have gone out; We are waiting for the engineering plan for the Tiling piece of the project

d. 375 Street-culvert,360 Street-culvert, 230 Ave/360 St-hole in pavement

Work has not been completed on these roads.

e. Crack Sealing Contract

Waiting for ATA to return the contract. Supervisor Nierenhausen will be meeting with them to review roads that need to be worked on.

**WEED REPORT**

Weed Update-Supervisor Pelzer

Ron Tamm,( 33052 County Road 41) did make an attempt to cut the thistles east of his property, but not the ones on 330 street.

Supervisor Pelzer did make contact with Tamm to have him cut this area.

All others residents are working to have them removed.

Cutting of Right-of-way

All supervisors received a call on the correspondence sent to Math Schmitz regarding the quality of the work done on cutting our ditches. Our township has gravel piled in the ditches, which causes problems with his equipment, because of this he would prefer to not cut for us anymore.

The Township will need to have Herdering disk the ditches in the spring to bring the gravel out of the ditches. Herdering should be contacted now so we are on their schedule for the spring.

Spraying of Right-of-way

Supervisor Pelzer presented the estimate from Holmgren Roadside Spraying. Estimated amount for this fall would be \$4,732.00.

A motion to contract Holmgren to do our fall spraying was made by Supervisor Nierenhausen, seconded by Supervisor Rosen, motion carried.

A contract will be sent to Holmgren.

## PLANNING COMMISSION

### a. Monthly report-Supervisor Rosen

The Planning Commission has set August 16 for the Public Hearing on the changes to our Zoning Ordinance. The Planning Commission is recommending we adopt the County's Cluster Development Ordinance with some revisions.

### b. Building Permits-

John Lehnen, 33221 County Road 10 Albany MN-Storage shed for hay/equipment  
County Permit  
Jason Spychala 21417 Pioneer View Road feed lot permit

### c. Administrative Split-see above

## OLD BUSINESS

### a. CJK Haul Road contract

The following language will be added to the contract:

*1. All road repairs are the responsibility of the company. Including all repairs to the tar and any rebuilding that would need to be done. The Township will do yearly inspections, if they decide the road needs to be reclaimed, that will be the responsibility of the company. Prior to any inspections or engineering inspections company will be notified.*

*The road shall be in good repair when this contract is completed. The Township engineer will do a final inspection on the road prior to the contract being completed.*

*B. Unless otherwise agreed by the Township Engineer, the Company shall be responsible for the cost of any road repair work needed on that portion of 207 Avenue used as a haul road by the Company. The Township engineer shall determine what repair work, if any, needs to be performed on 207 Avenue from time to time. The Township shall notify the Company before undertaking any such repairs that Company will be responsible for, and give the Company one week to respond to the Township's determination to repair the road at Company's expense, provided, however, that the Township may immediately repair any damage to the road that constitutes a safety hazard to the public. The Company agrees that upon being billed by the Township, the Company will pay within thirty (30) days.*

### **5. Company to Pay Township's Costs and Expenses.**

*Company shall pay the Township's costs and expenses relating to the Mining Project including, but not limited to all administrative, legal, planning, engineering, inspection and other costs incurred in the creation, administration, execution and of this Agreement. All fees and other bills not paid within 30 days of receipt of the billing by the Township shall accrue interest at the rate of 12% per year.*

All changes were presented to the board, contract will be completed and signed at the August meeting . A copy of the video from KLD will be requested to add to the file.

b. Review TOWN ROAD RIGHT OF WAYS ORDINANCE NUMBER 2009-02

**ADD Notification to resident.** Residents will be notified of any repairs that need to be completed to approaches/culverts/right-of-ways, etc. Residents will have 30 days to complete the needed repairs. If repairs are not completed, the Township will do the repairs at the cost to the owner of the property. If payment is not received, it will be assessed to the owners tax bill.

Will approve at August meeting when language is completed.

- c. Town road construction standards 2009-01 The board discussed the amount that would be assessed to residents on secondary roads for paving and repair to already paved roads. The decision to assess 100% was approved. Motion by Supervisor Pelzer, seconded by Supervisor Rosen to approve the assessment to residents. Motion carried.

A public hearing will be held on August 16, 7:30 P.M.

**NEW BUSINESS-None**

**OFFICER REPORTS-None**

**UPCOMING EVENTS**

August 9-Primary Election

August 16-Public Hearing

August 18-District Meeting-Willmar

A motion to pay for members to attend the meeting in Willmar was made by Supervisor Nierenhausen, seconded by Supervisor Rosen, motion carried.

August 22-Regular Meeting

August 29-Fifth Monday Meeting-Albany Area Schools

A motion to pay for members to attend the meeting for the fifth Monday meeting was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

**ADJOURNMENT**

There being no further business to come before this meeting, a motion to recess to August 16 for the public hearing of the ordinances was made by Supervisor Nierenhausen, seconded by Supervisor Rosen, motion carried.

Meeting adjourned, 10:00 P.M.

Respectfully submitted,

*Diane E Noll*

Diane E Noll

Clerk/Treasurer

Approved Minutes signed:                     *Tim Nierenhausen*                     Date: August 22, 2016

*Township Board Chair*