

# Albany Township-Monthly Meeting-August 22, 2016

The regular monthly township meeting was called to order by Chair Tim Nierenhausen, on August 22, 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 Rosen, seconded by Supervisor Pelzer, motion carried, unanimously.

**MINUTES**-The minutes from the July 25, 2016, monthly meeting and August 16, Public hearing 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 August was reviewed: Investments-\$309,247.10 Checkbook Balance-\$256,133.90; Receipts-\$7,252.92; Claims \$50,141.90 Payroll-\$1,787.06 A motion to approve the treasurer's report was made by Supervisor Pelzer seconded by Supervisor Rosen, motion carried, unanimously.

## **APPROVE CLAIMS**

Payroll 8788-8795 Total \$1,787.06

8796	Albany Phone	\$32.97	8797	ATA All things Asphalt	\$16,380.00
8798	Kotzer Exc	\$4,586.65	8799	MCSI	\$82.78
8800	Cen. MN Dust Cont	\$24.478.25	8801	Schmitz, Jeff	\$90.00
8802	Star Publication	\$64.00	8803	Sunny Brook	\$4,215.00
8804	Rosen, Mary	\$18.90	201611	PERA	\$193.35

Claims 8796-8804 and 201611 total \$50,141.90 Total Claims and Payroll, \$51,928.96

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

## **GUESTS**

### Chris Kotzer-approval of Mylar

The initial plat was approved on April 25, 2016. This is the final signature on the plat. CJK has an easement to get past the two lots to have access to the gravel pit.

Mike /Diane Noll-approval of mylar

The initial plat was approved on June 27, 2016 , this is the final signature on the plat.

Tim and Mary Sauerer-Purchase of Township property

Mary Sauerer, 34835 County Road 10, Albany, MN 56307-9702

The Sauerer's own parcel No. 01.00933.0000; the Township owns parcel No. 01.00195.050. When Sauerer's purchased their parcel, 30 years ago, they were advised by the board that they could have this small parcel. Paperwork was never completed, and Albany Township still owns this parcel. A Quitclaim deed has been done to transfer ownership of this parcel to the Sauerer's. Sauerer's will be charged \$833.70 for the expenses incurred while researching this parcel.

**OPEN FORUM-None**

**ROAD REPORT**

a. Road Report-Supervisor Nierenhausen

*375 Street* CJK completed the culvert

*239 Avenue*, Rick Reber,32332 239 Ave is requesting work be done on the side ditches. The board will tour the road

*365 Street*-work still needs to be done on the culvert-Environmental Services will be contacted prior to work beginning.

*Orchard Road*-Kotzer excavating has lowered the culvert.

*350 Street* will need work, Kotzer Excavating and Supervisor Nierenhausen will meet on sight to determine what needs to be done.

*360 Street*-by the solar panels, the road is getting damaged, this will need to be watched.

*219 Avenue*- dump trucks from the construction at the High School have been hauling on 219 Avenue and causing damage-pavement is breaking up and shoulder is pushed out. Supervisor Nierenhausen spoke with Kramer Trucking (Cold Spring) and advised them of the damage.

*255 Avenue*, Marvin Lemke, 35504 255 Avenue. The culvert under his approach is blocked and will need to be cleaned. The ditches surrounding the culvert will need to be seeded to prevent this from occurring again.

A motion to have the ditch and culvert cleaned and seed the ditch was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

*13 Street/230 Avenue*-this area is having drainage issues Kotzer Excavating has tested the area. This road is split between the City of Albany and Albany Township. Clerk Tom Schneider was contacted and the city of Albany has agreed to repair any necessary damages, if needed.

*Borings of roads*-ITT – Pat Johnson has been contacted and has been asked to start boring the roads on the Northwest side of the township. Kotzer Excavating will forward information that he has collected.

b. Meadowview Drive

Supervisor Nierenhausen contacted Dan Callahan,GM at Hard Drives, he has requested a meeting at the sight with his workers to decide what they are going to do. Contact will be made with Hendricksons when it will be occurring.

c. 325 Street-Road Work-work is still pending

d. 375 St-360 St Culverts/230 Ave/360 St hole in pavement

375 Street-Kotzer Excavating has completed the project

360 Street-Culvert repairs were done by Dave Gerads.. The existing culvert was left in place because of the fiber optics running through it. The new culvert was placed about 6 feet away.

230 Avenue/360 Street-holes have been filled with tar

e. Crack Sealing

253 Avenue, the west side of the road was completed, East side will need to be finished in 2017. All other roads have been crack sealed. ATA contacted Supervisor Nierenhausen for an additional \$2,380 to complete the jobs started.

Sand Lake Road-the dip on the south end still needs to be repaired.

ATA would be available to put together a portfolio on what needs to be done to our roads.

## **WEED REPORT**

Weed Report-Supervisor Pelzer

Brenda Greeley, 32514 Fifth Lake Road,-called concerning the weeds in the right-of-ways are becoming hazardous and need to be cut.

Spraying was to start next week , but because of rain and wind it has been delayed. The contract, license, and insurance proof will need to be provided prior to starting. Supervisor Pelzer will get the needed information before starting the work.

The Fall cutting will occur about a week after the spraying. Hopefully around September 1.

## **PLANNING COMMISSION**

Monthly Report-Supervisor Rosen

The public hearing for the Zoning Ordinance was held on August 9. There was no additional meeting in August.

Building permits

Korey/Jennifer Budde 23950 330 Street-Accessory Building

Jerome/Susan Mergen, 33613 253 Avenue-Accessory Building

Approval of changes to Zoning Ordinance

The Planning Commission had the Public Hearing for the proposed changes to the Land Use and Zoning Ordinance Number 6 on August 16. The changes being made will be recorded as Ordinance Number 7, and will be added to Ordinance Number 6.

The board reviewed the proposed changes to the ordinance and agreed to the changes.

A motion to accept the changes to Zoning Ordinance 7 was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

A motion to have a summary published in the Albany Enterprise was made by Supervisor Pelzer, Seconded by Supervisor Rosen, motion carried.

## **OLD BUSINESS**

Kotzer Excavating Haul Road

Contract with Kotzer was approved last month, it has been updated and signed.

### Review of Right of way ordinance

Proposed changes were reviewed, will need to go before a public hearing. Will have the public hearing at the same time as the road standards.

### Review of Town Road Standards

Suggestions are to change which roads are primary /secondary :Change the amount of the cost to the landowners

Discussion on raising the levy, rather than having the residents pay for the road.

Supervisor Rosen - all township residents pay taxes, which are used for road repairs. By assessing the residents on the secondary roads, they would have to pay more taxes and it would not be fair. By raising the levy all residents would be paying for the road repair.

Supervisor Nierenhausen-if we have a five year plan, do we look at the primary roads first, or the secondary roads. How we decide this?

Chris Kotzer-safety first-if there are any problems,

Supervisor Pelzer-the heavier used roads get attention.

Jerry Forster-board needs to decide which roads need to be fixed first-

Jerry Fleischhacker-who decided what are primary or secondary roads. 219 had an in an out why is that a secondary. Where I am at there are 22 homes, there is a lot of traffic. How do you justify a primary or secondary road?

Supervisor Nierenhausen, We do not know what direction to go. The meeting helped us make decisions. The cost to have roads resurfaced, is expensive.

219 ave -driveways are up to the tar. Engineer will need to be involved. This will cost the township a lot of money.

Jerry Fleishhacker- how expensive is the crack sealing? How is that decided?

Supervisor Nierenhausen-we try to put down 5 ton per year, route and pour, the spider-ed cracks are not routed and poured. The cost is about \$15,000 per year

Jerry Forster-is there a limit on what size cracks they do? Do they seal the small cracks?

Supervisor Nierenhausen- we try to get the most coverage for the product. Hairline cracks are not being done.

Jerry Forster-it seems like there is a lot of material that is wasted.

Take out primary and secondary roads/remove cost sharing

Jerry Fleischacker-Prioritize the roads-

Supervisor Pelzer-work on a five year plan, go to a levey for more money.

After much discussion, it was decided to leave the ordinance as is.

Motion to keep the ordinance as is was and not to make any changes, was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

## **NEW BUSINESS**

### a. Road closure permit for Pioneer Club

Pioneer Days will be September 15-18. They will need to have 219 Avenue closed for the pedestrian traffic that is in the area. Last year cement barricades were placed on the road that was closed. This could cause a problem if there is an emergency in the area. The road can be closed, but the cement barriers can not be placed in the roadway. A motion to approve the resolution for the Pioneer Club Road Closure permit with the addition of no cement barriers was made by Supervisor Rosen, seconded by Supervisor Pelzer, motion carried.

Supervisor Nierenhausen will do the road check.

### b. No Permits required letter for Stearns County

Stearns County is requesting a letter from Albany Township stating we do not require permits for large gatherings. A motion to approve a letter be sent to the County stating Albany Township has no requirement for permits for large gatherings was made by Supervisor Rosen, seconded by Supervisor Pelzer, motion carried.

### c. Liquor License for Lions Club of Albany

Clerk Noll received the Liquor License from the Lions Club of Albany to allow them to sell Liquor at the Albany Pioneer Grounds from September 15-18, 2016. Because we do not give the license, it needed a Township signature. It has been signed and returned.

### d .Purchase of Fire Proof Cabinet

Supervisor Nierenhausen located a used Fire Proof file cabinet for \$300. A motion to approve the purchase of the file cabinet was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

## **OFFICER REPORTS**

### Clerk Noll-election report/District 5 Meeting

Primary Election-Albany Township had 18 voters.

District 5 Meeting -

Buffer Strip-it is important that all Townships review the buffer strip map, to assure that it is correct. There have been about 3,000 errors found. Any errors that are found need to be reported to Stearns Land Services. 1. Check Maps 2. Exact measurement of buffer 3. Compensation-taking land away w/o compensation.

Legislative Wrap-up-tried very hard to get more dollars for transportation, but the House and Senate could not agree and there will be no special session to pass any more bills.

Manure pipe lines in ditches-Townships may permit the pipe lines in the Right-of-ways for residents spreading manure. We can not be sued for any damages done with the pipes in our right-of-way. We can NOT charge for this permitting. We should have this question on our March ballot to allow us to permit the manure pipes.

Election Law-in April 2020, there will be a primary election for President in all Minnesota precincts. The cost for this will be paid by the political parties.

Mail in ballots for elections-MAT is advising to not go to mail in ballots, it takes away the privacy of individuals. State government may take this ability away from Townships, which would be the start of us losing our control over local government.

Noxious weeds-funding not approved

Broad Band-\$35K for project grants to have all of Minnesota covered with high speed internet, not only for download, but also for upload.

Tractor Roll Bar Program-\$300,000 in grants that farmers can apply for

Surplus equipment-items can be donated to a non profit, beware of conflict with supervisor. No supervisor may purchase any equipment from the township.

Temporary Health Care Dwelling-allowing residents to have a second dwelling on the property for the care of a family member. This can be on the land for 6 months with a 6 month extension. The county has passed the opt out resolution and we also need to adopt one. The county's will not cover the township. If this passes, the permit would cost \$100 and the township would need to inspect for water/sewer/etc.

Supervisor Pelzer-City of Albany Fire Board Meeting: There will be a 5.4% increase in budget to compensate for the fireman's wage increase from \$10 to \$11 per hour. There is also increase to the benefit plan from \$2,100 to \$2,000 per fireman. They have purchased a 2016 2,000 gallon tanker. They are attempting to sell the 1996 Ford Tanker.

#### **UPCOMING EVENTS**

August 29-fifth Monday meeting-Albany Area Schools

September 13, Planning Commission

September 26-Monthly Meeting

#### **ADJOURNMENT**

There being no further business to come before this meeting, a motion to adjourn was made by Supervisor Pelzer, seconded by Supervisor Rosen, motion carried.

Meeting adjourned at 9:17 P.M.

Respectfully submitted,

*Diane E Noll*

Diane E Noll

Clerk/Treasurer

Approved Minutes signed:                     *Tim Nierenhausen*                     Date: September 26, 2016

*Township Board Chair*