

September 9, 2014

Chair Borgstrom called the regular monthly meeting to order at 7:00 p.m. with the Pledge of Allegiance. Supervisor Newkirk was absent but all other board members attended the meeting.

The following variance and conditional use request were approved by motion:

- Cindy Brey, Sweetwater Resort-Fish Trap Lake variance; motion by Supervisor Akkerman, second by Supervisor Rosvold, the remainder of the board concurred.
- Eric Sloane-Fish Trap Lake variance; motion by Supervisor Rosvold, second by Supervisor Card, the remainder of the board concurred.
- Larry & Linda Gareis-Fish Trap Lake variance; motion by Supervisor Card, second by Supervisor Akkerman, the remainder of the board concurred.
- Kevin Kleinschmidt for Robert & Cindy Koubsky-Lake Shamineau variance; motion by Supervisor Card, second by Supervisor Rosvold, the remainder of the board concurred.

Reading of the minutes was waived by motion of Supervisor Card, seconded by Supervisor Akkerman. The remainder of the board concurred.

Treasurer Report: Treasurer Meier reported a total working cash balance of \$74,550.33. The report was approved and filed for audit at a later date.

Supervisor Card, seconded by Supervisor Akkerman, made a motion to approve the resolution authorizing a \$300,000.00 certificate of indebtedness at 3.25% for township road improvements for a five year term as well as authorizing Treasurer Meier to act on behalf of the town with the bank. The remainder of the board concurred.

Supervisor Akkerman, seconded by Supervisor Card, made a motion to accept the \$2,300.00 received for the DNR 50/50 grant. The remainder of the board concurred.

Road Report: Dave Reese (WSN engineer) discussed the changes to the Birchcrest/Pineview/West Shamineau intersection that were requested by the board. Supervisor Akkerman, seconded by Supervisor Rosvold, made a motion to approve the proposed change order. The remainder of the board concurred.

Steve Lastovich after thanking the board and staff for the good work discussed the heavy washouts to the north of his driveway. They discussed keeping the road as is, talking to Eric Nelson about closing the road, closing it for the winter, or reinforcing the slopes to try to limit the washouts. It was decided to leave everything as is, talk to Eric Nelson about closing the road, and bring the issue up at the annual meeting about investing money in repairing the road versus permanently closing the road.

Mike Lahr reported the roads are in fair condition. Normal routine maintenance has been ongoing including hauling recyclables. The new tractor has been delivered. Staff has been mowing ditches, patching holes, and cleaning up trees from storm damage. The salt shed is complete. They plan to begin the culverts on 20th Avenue September 11, weather permitting. Due to the high water, the project will require pumping while they are working on it. It will also require additional fabric and an additional culvert beyond what was originally quoted. That will involve additional cost of \$500.00. Supervisor Card, seconded by Supervisor Akkerman, made a motion to approve the additional cost. The remainder of the board concurred.

Mike Lahr explained the need for patching on Dogwood Lane and Ogema Point Drive as well as asphalt in front of the salt shed. He presented quotes from Anderson Brothers and Ideal Construction. After review and discussion, Supervisor Rosvold, seconded by Supervisor Akkerman, made a motion to Anderson Brothers do the projects. The remainder of the board concurred.

Mike Lahr talked to the board about the fuel tanks at the shop. After discussion, Supervisor Rosvold, seconded by Supervisor Akkerman, made a motion to purchase a single 560-gallon double wall fuel tank from Zarn's for \$2,600.00. The remainder of the board concurred.

After discussion and review, Supervisor Card, seconded by Supervisor Akkerman, made a motion to purchase a Dodge Ram 5500 diesel from Brandl Motors in Little Falls trading the in the Ford F550. The remainder of

the board concurred. Supervisor Akkerman, seconded by Supervisor Card, made a motion to purchase a 10' Hiniker plow and tail gate sander for the Ram 5500. The remainder of the board concurred.

Supervisor Rosvold asked Mike Lahr to follow up with Ideal Construction about the holes in the pavement on 60th Avenue. Supervisor Akkerman reported resident calls about water on West Shamineau Drive.

Fire Report: Chief Zahler reported two fire calls – a boat rescue on Lake Alexander and a grease fire alarm. A 50/50 DNR grant for \$2,300.00 towards the \$4,600/00 boat purchase has been received. The grant must be signed by two township officials and returned by September 14, 2014. The fire department has been approved for a \$2,134.00 MBTFE training reimbursement for 2015.

O.B.: The statute regarding minimum maintenance roads was reiterated. Minimum maintenance roads can only be closed for four months without losing the gas tax for the road.

Supervisor Akkerman asked about the possibility of using Dollar Drive for a snowmobile trail since the Potlatch trail can no longer be used due to new, private ownership.

N.B.: The MAT annual conference will be in Duluth on November 20-22, 2014.

Supervisor Rosvold, seconded by Supervisor Akkerman, made a motion to approve a Grant of Encroachment License for the portion of Atlas Road going through the Mehr property. (See attached license) The remainder of the board concurred.

Steve Woessner purchased the Schenian property on Lowry Circle. The garage encroaches on the township right-of-way. Larson Abstract will complete a Grant of Encroachment License for the property if the board will approve the license. Supervisor Card, seconded by Supervisor Rosvold, made a motion to approve the license. The remainder of the board concurred.

Clerk Headley reported two calls about Cottage Lane and a change in the road easement. (Steve Beck is the property owner.) The board confirmed that Cottage Lane is a private road and does not fall under their jurisdiction.

Supervisor Card, seconded by Supervisor Akkerman, made a motion approving the selection of election judges by the clerk for the general election. The remainder of the board concurred.

Supervisor Akkerman reported a call asking what needs to happen to have a township take over a road.

Claims 14243 - 14270 totaling \$78,215.61 were read and approved for payment. Motion made by Supervisor Rosvold and seconded by Supervisor Card. The remainder of the board concurred.

Correspondence was read and dealt with.

With no further business to discuss, the meeting adjourned at 8:58 p.m. in a motion by Supervisor Card, seconded by Supervisor Rosvold. The remainder of the board concurred.

Dale Borgstrom - Chair

Kathie Headley – Clerk

GRANT OF ENCROACHMENT LICENSE

THIS AGREEMENT, Made and entered into this 4th day of September, 2014, by and between Township of Scandia Valley of Morrison County, a public corporation and political subdivision under the laws of the State of Minnesota, hereinafter referred to as "Township" and J. Douglas Mehr aka John D. Mehr and Judith A. Mehr, husband and wife, as joint tenants, hereinafter referred to as "Licensee",

WITNESSETH

WHEREAS said Township is the owner of a tract of land in the County of Morrison, State of Minnesota, described as follows:

The 50 foot wide road known as Atlas Road located within the plat of the Piney Ridge, Morrison County, Minnesota

WHEREAS the Licensee is the owner of a tract of land in the County of Morrison, State of Minnesota, described as follows:

Parcel A: Lot 2, Block 5, Piney Ridge, according to the plat thereof on file and of record in the office of the County Recorder in and for Morrison County.

Parcel B: That part of Government Lot 2, Section 29, Township 132, Range 31, Morrison County, Minnesota, being a portion of vacated Block 4, Piney Ridge and a portion of the vacated roads adjoining thereof all described as follows: Commencing at the north quarter corner of said Section 29; thence on an assumed bearing of East along the north line of said Section 29 a distance of 1956.50 feet to the center line of a public road; thence South 04 degrees 51 minutes 04 seconds West 109.53 feet along said center line; thence Southerly 297.16 feet along said center line being a tangential curve, concave to the West, having a radius of 882.40 feet and a central angle of 19 degrees 17 minutes 42 seconds; thence South 24 degrees 08 minutes 46 seconds West along said center line, tangent to last described curve 100.46 feet; thence Southerly 148.66 feet along said center line, being a tangential curve, concave to the East, having a radius of 454.95 feet and a central angle of 18 degrees 43 minutes 21 seconds; thence South 05 degrees 25 minutes 25 seconds West along said center line, tangent to last described curve, 145.49 feet; thence Southerly, 48.49 feet along said center line being a tangential curve, concave to the West, having a radius of 7123.46 feet and a central angle of 0 degrees 23 minutes 24 seconds to the point of beginning of the tract of land to be described; thence continuing Southerly 183.94 feet along said center line being a curve, concave to the West, having a radius of 7123.46 feet, a central angle of 1 degree 28 minutes 48 seconds and a chord bearing of South 06 degrees 33 minutes 12 seconds West to the northerly line of a public park as platted and dedicated in the recorded plat of Piney Ridge; thence South 69 degrees 57 minutes 00 seconds West along said northerly line of the public park 126.11 feet to the easterly right of way line of a public road as dedicated in the recorded plat of Piney Ridge; thence North 17 degrees 44 minutes 40 seconds West 88.52 feet along said easterly right of way line; thence Northwesterly 76.74 feet along said easterly right of way line being a tangential curve, concave to the Southwest, having a radius of 990.84 feet and a central angle of 04 degrees 26 minutes 14 seconds; thence North 70 degrees 08 minutes 45 seconds East 204.80 feet to the point of beginning.

Subject to an easement for public road purposes over the Easterly 33.00 feet of the above described property. The above described parcel must be combined with Lot 2, Block 5, Piney Ridge and cannot be further subdivided as a single parcel for sale or development as specified in the Morrison County Shoreland Subdivision Ordinance.

WHEREAS title evidence was prepared, said title evidence discloses that the Licensee's garages and concrete driveway encroaches onto Atlas Road Right of Way.

NOW THEREFORE, the Township and Licensee agree as follows:

The Township grants to Licensee, their heirs and assigns, a Perpetual Encroachment License for the garages and concrete driveway onto said land owned by the Township. Should the garages need repair or reconstruction costing more than 50% of the reasonable market value of the garages, this license shall immediately terminate and the building shall be removed, at the sole cost of the Licensee, their heirs and assigns.

Township Board of Scandia Valley

By: Dale Borgstrom
Its: Chairman

By: Kathie Headley
Its: Clerk

STATE OF MINNESOTA
COUNTY OF MORRISON

The foregoing instrument was acknowledged before me this _____ day of **September, 2014**, by **Dale Borgstrom** and **Kathie Headley**, the **Chairman** and **Clerk** of **Scandia Valley Township**, a public corporation and political subdivision under the laws of the State of Minnesota, on behalf of the Township.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

THIS INSTRUMENT WAS DRAFTED BY (NAME AND ADDRESS): Larson Abstract Company, Inc. P.O. Box 387 Little Falls, MN 56345	Tax Statements for the real property described in this instrument should be sent to: No Change
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GRANT OF ENCROACHMENT LICENSE

THIS AGREEMENT, Made and entered into this ____ day of September, 2014, by and between Township of Scandia Valley of Morrison County, a public corporation and political subdivision under the laws of the State of Minnesota, hereinafter referred to as "Township" and Roxanne Schenian, Single, hereinafter referred to as "Licensee",

WITNESSETH

WHEREAS said Township is the owner of a tract of land in the County of Morrison, State of Minnesota. described as follows:

The 66 foot wide road known as Lowry Circle located within the plat of L Wood Acres, Morrison County, Minnesota

WHEREAS the Licensee is the owner of a tract of land in the County of Morrison, State of Minnesota. described as follows:

Lot 33, L Wood Acres, according to the plat thereof on file and of record in the office of the County Recorder in and for Morrison County, Minnesota.

WHEREAS title evidence was prepared, said title evidence discloses that the Licensee's garage and concrete driveway encroaches onto Lowry Circle Right of Way.

NOW THEREFORE, the Township and Licensee agree as follows:

The Township grants to Licensee, their heirs and assigns, a Perpetual Encroachment License for the garages and concrete driveway onto said land owned by the Township. Should the garages need repair or reconstruction costing more than 50% of the reasonable market value of the garages, this license shall immediately terminate and the building shall be removed, at the sole cost of the Licensee, their heirs and assigns.

Township Board of Scandia Valley

By: Dale Borgstrom

Its: Chairman

By: Kathie Headley

Its: Clerk

STATE OF MINNESOTA
COUNTY OF MORRISON

The foregoing instrument was acknowledged before me this _____ day of **September, 2014**, by
Dale Borgstrom the **Chairman of Scandia Valley Township**, a public corporation and political subdivision
under the laws of the State of Minnesota, on behalf of the Township.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

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STATE OF MINNESOTA
COUNTY OF MORRISON

The foregoing instrument was acknowledged before me this _____ day of **September, 2014**, by
Kathie Headley, the **Clerk of Scandia Valley Township**, a public corporation and political subdivision under
the laws of the State of Minnesota, on behalf of the Township.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

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