

BOARD OF CLITHERALL TOWNSHIP
MINUTES OF September 18, 2008 REGULAR MONTHLY MEETING
7:00 P.M.
EAGLE LAKE CHURCH

The Clitherall Township Board held its regular monthly meeting at 7:00 P.M. Thursday, September 18, 2008 at Eagle Lake Church. Chairman Donald Davenport opened the meeting at 7:08 P.M. with the Pledge of Allegiance.

Board members present were Don Davenport, Dallas Grewe, Lyman Trutna, Polly Berg, and Jan Eitzen. Also in attendance was Jeff Stabnow.

Treasurers Report:

Month end balance is \$87,728.01
General Fund: \$ 7706.48
Road/Bridge: 79409.34
Fire Fund: 612.19

The next half payment will come in early November. Motion by Trutna to accept Treasurer's Report. 2nd Grewe. MC/U

Approval of Minutes

Motion by Trutna to approve minutes from August meeting. 2nd Grewe.
MC/U

Committee Reports

Motor Patrol Report

Fire Dept Report

Road Inspection Report

Wire on Road & Gravel Test Report

Board discussed holding back 10% of payment on total bill for gravel to ensure that the magnet continues to run over the roads.

Motion by Grewe to withhold 10% of the payment of the total bill from G & U Trucking until reports of wire in the road cease. 2nd

Trutna. MC/U

The board discussed an invoice received from a resident for a new tire. The board wants the invoice sent to George and a copy to Lyman.

Antler Lane Status

Stabnow spoke that they had looked at Antler Trail and suggests a spot for a culvert. The homeowner agrees to the culvert. Stabnow will talk with Terry Leitcher to discuss further plans. Davenport explained to some residents that the project will include moving the road over to where the wetlands are now. A ditch is planned and the road will be tilted away from the lake. Additionally, the utilities will need to be moved. Discussions ensued about the road width and ditch mowing. Some work is planned to start in the next two weeks.

Engineer's Report – J. Stabnow

Road Improvement Hearings

Westwood Hearing

Dave Trites asked the board to consider paving the road. He submitted another petition. He believes there are 5 parcel owners who are opposed. Eleven have signed the petition and he believes another one or two may be in agreement. Stabnow had verified that the bid submitted for the project by Mark Sand and Gravel would be honored. Motion by Grewe to change the interest rate from 10% to 7% on the special assessment policy. 2nd Trutna. MC/U

Motion by Trutna to blacktop Westwood drive in Hillside Estates and assess according to special assessment schedule. 2nd Grewe. MC/U

The board signed the Westwood Paving Project agreement with Mark Sand and Gravel.

Klar Jo Hearing

402nd Hearing

A bids has been received for the road bed upgrade from Otter Tail Aggregate, but it isn't clear where the borrow is coming from. Board continues to discuss with Rich Jibben regarding the borrow. They are also still exploring options on how to assess the Jibben property. Christiansen suggested that maybe the township could

borrow from a jointly owned parcel that is next to the road.

Christiansen will check into that.

Christiansen asked if the township would sponsor a grade and fill permit for a right-of-way road. Six participants are involved and all have agreed to the project.

Motion by Grewe to Clitherall Township would sponsor a grade and fill permit for part of Statesboro Lane and Statesboro Trail. The township will have no financial obligation or promises of future involvement/support for that road. 2nd Trutna. MC/U

South Clitherall Lake Road

The involved resident, Ditier, was having his property surveyed and was in the process of getting a building permit. He has not gotten back to the board with the survey so they cannot proceed any further. Discussion ensued about plans for the road moved.

Crane Lake Drive

Board will have a hearing for a road right-of-way. The development was not recorded at the court house. Board will discuss further in recessed meeting.

Deutche Addition and Camp Ground Road

After board has legal descriptions for new road and legal descriptions for vacated portion of road, board will schedule a hearing.

Davenport discussed with Pete Boyum 368th and 200th intersection has a sign that may have to be moved because a fence is blocking an approach.

Area Redevelopment Authority & LADA Contract

JobZ

Dan Malmstrom and Jim Eitzen got some information on JobZ from an economic director in Fergus Falls. The board would like to schedule a meeting with this director to get information. LADA can assist with administering a JobZ program. Board will try to schedule this meeting for October 8, 2008.

Public assistance for township residents

Board will try to get this guy to come speak to the board at the October monthly meeting.

Township website

Planning and zoning

Davenport distributed some zoning information to Pete Boyum.

Meeting with County Attorney & Bill Kalar

Meeting is at 9 a.m. tomorrow at Government Services Building.

Board has concerns about Otter Tail County subdivision ordinance.

Agenda is to discuss a joint powers agreement.

Davenport discussed storm water management agreement with Battle Lake and suggests that it is written wrong. He will discuss with Burt Olson in Battle Lake.

Trutna and Eitzen will look for Storm Water Management agreement signed several years ago between Clitherall Township and Battle Lake.

Contract with Township Engineer J. Stabnow

Stabnow is checking on insurance.

Review Compensation Resolution

The board discussed the reimbursement policy as it relates to travel time for meetings.

Motion by Trutna to adopt the following clarifications to the reimbursement policy:

1) Pay \$100 meeting rate up to four hours. After that, the regular hourly rate will apply for additional hours and will include travel time for meetings outside of the local area, including the following:

MAT training

Otter Tail County Meetings

District 9 Meeting over four hours (less than four hours, hourly rate)

In addition, the board is recommending paying travel time for the above meetings over four hours.

2) All Road Inspections and following up on road complaints are to include travel time.

2nd by Grewe. MC/U

District 9 Meeting – Cormorant Town Hall 7:00 pm

Davenport gave an update from the meeting.

- They stressed that our zoning not include any reference to “state building code.” If this is referenced, the township has to take over administration of the code.

Payment of current bills

Trutna made a motion to pay G&U Trucking sum of \$1776.60 in payment of latest invoice after withholding 10% (\$3221.40) of total gravel purchased from George Heifort. 2nd Grewe. MC/U

Grewe made motion by to pay bills starting with check number 3951 and ending in check number 3973. 2nd by Trutna. MC/U

Other Business

Board moved October monthly meeting to October 23 instead of the 16th.

Motion by Grewe to recess to Otter Tail County meeting 9/20/2008. 2nd by Trutna. MC/U. Meeting recessed at 11:05.

BOARD OF CLITHERALL TOWNSHIP
MINUTES OF September 20, 2008 RECESSED MEETING
8:00 A.M.
Girard Town Hall

Davenport, Trutna and Eitzen attended Girard Township meeting regarding upgrade to Statesboro. Davenport spoke with Girard board regarding the borrow and stated that Jibben has not consented to give the borrow. Davenport asked Girard to establish a percentage amount that can be used to establish the limiting factor for assessing the project. Girard intends to have an appraiser see if they can determine that percentage. Girard also discussed paying 20% and assessing the remainder.

Trutna made motion to recess to Monday, September 29, 2008. 2nd Daveport.
Meeting recessed at 10:00 a.m.

Board of Clitherall Township
Minutes of September 29, 2008 Recessed Monthly Meeting
7:00 P.M.
Eagle Lake Lutheran Church

Meeting was called to order by Don Davenport at 7:14 p.m. Board members present were Don Davenport, Dallas Grewe, Lyman Trutna, and Jan Eitzen. Also in attendance was Jeff Stabnow.

Statesboro

Davenport has not heard from Jibben on the status of the borrow. The board discussed with John Christianson other options for the borrow. There is some jointly owned land that may be an option. Davenport would like to get an answer to Otter Tail Aggregate. As they don't know what will happen with the borrow, he suggests that the board reject the Otter Tail Aggregate quote until they know more.

Motion by Grewe to reject the Otter Tail Aggregate bid. 2nd by Trutna.
MC/U

Board plans to explore two options for the borrow. One with Jibben and the other is the jointly owned parcel.

Motion by Davenport: If board can arrange for borrow from either Jibben or jointly owned parcel, the board authorizes Stabnow to coordinate either a direct hire or getting quotes from Christiansen and Otter Tail Aggregate. 2nd by Trutna. MC/U

South Clitherall Lake Road

Homeowner (Didier) was going to have the lot lines surveyed.

Antler Trail

The board discussed the placement of the road with Stabnow.

Crane Lake

Davenport presented an idea for how to assess the road improvement on Crane Lake. The four lots that would benefit from the change in the road could be assessed for part according to the square footage involved. The board will check with an appraiser to determine the value increase.

Campground Road/Deutsch Addition

Board discussed the steps required for vacating the road.

Board received a tire repair bill from Gary Wallace. Clerk is to forward the bill to George Heifort.

Motion by Trutna to recess meeting until 6:00, October 8, 2008. 2nd Davenport. MC/U. Meeting recessed 8:21 p.m.

Board of Clitherall Township
Minutes of October 8, 2008 Recessed Monthly Meeting
6:00 P.M.
Eagle Lake Lutheran Church

Meeting was called to order by Don Davenport at 6:05 p.m. Board members present were Don Davenport, Dallas Grewe, Lyman Trutna, and Jan Eitzen. Also in attendance was Jeff Stabnow.

Deutsch Addition

Board reviewed plat of Duetsch Addition with Stabnow. Board needs legal description for public road/thoroughfare and the description of the road being vacated. The board will then have Nate Seeger review the descriptions. After that, the board will initiate a petition for the new and vacated road.

Antler Lane

Board discussed with Stabnow the reshaping of the road and identified the need for a culvert. East of Antler Trail on Antler Lane, they will remove trees and reshape the road to remove the crown and slope it away from the lake. West of Antler Trail on Antler Lane, they will deepen the ditch to the North side and install a culvert draining to the property line on the west side of 38160 Antler Lane. Farther west on Antler Lane 500 feet, at the top of the hill, they will move the road, remove the crown and slope it away from the lake. They will also remove trees in this area. An excavator may cost a little more than originally planned. The board also discussed where additional fill may be needed and options for getting the borrow. DNR permits are needed for some of the fill by 37944. Stabnow will follow up on the permit.

Motion by Grewe to remove trees and reshape the roads as described above, excluding the area requiring a DNR permit. Includes culverts as determined by the engineer. 2nd by Davenport. MP/U

Westwood

Waiting for shouldering to be done at the project. Stabnow will have the final contractor costs from Mark's Sand and Gravel by the October regular meeting. The board will schedule an assessment hearing at that meeting. Davenport will check with Wayne Stein for the deadline for assessments for this year.

JobZ

The board will reschedule the JobZ meeting to the next regular board meeting, October 23, 2008. Davenport will invite the LADA executive director, Sean Krusche and the Fergus Falls Economic Development Director to that meeting.

South Clitherall Lake Road

This road move is pending Ditier completing the survey. Trutna will following up with him on status.

Crane Lake

The board needs to have a hearing to record the right-of-way for the road and then have it moved. They plan to do this in the spring.

Statesboro/402nd

Jibben is unwilling to allow the township to use his land for the borrow. The board will continue to explore options and will rebid the project in the spring.

The board discussed the upcoming date for oral arguments for the court case of Terry C. Colton, et al. d/b/a Scenic Point Resort vs. Clitherall Township.

Ordinances

Davenport summarized the meeting with Otter Tail County regarding ordinances. Nate Seeger presented to Otter Tail County a statute that identifies the authority of counties in shore line ordinances. According to the statute, roads are not under the authority of counties. Clitherall township wants to specify that all new developments will meet township road specifications and will be blacktopped.

Another point of discussion was how to handle discrepancies between county and township ordinances for subdevelopments. This discussion will

continue at the next meeting, tentatively scheduled for October 24, 2008,
9:00.

Motion by Trutna to adjourn meeting. 2nd Grewe. MP/U. Meeting adjourned 7:53
p.m.

/S/

Jan Eitzen, Clerk