

BOARD OF SUPERVISORS MONTHLY MEETING May 12, 2015

The May Monthly Meeting of the Fairview Township Board of Supervisors was called to order at 6:30 PM in the Fairview Town Hall on Tuesday, May 12, 2015 by Chairman Jim Weizenegger with the Pledge of Allegiance. Other Board members in attendance were Supervisors Walt Richmond and Tom Dechmann, Clerk Marla Yoho and Deputy Clerk-Treasurer Sharon Owen.

Richmond/ Dechmann/ Unanimous: Motion to accept the **Minutes of the April Monthly Meeting** as presented.

Treasurer's Report: Sharon reported the following month-end balances in the Township accounts: \$102,242.12 in Checking and \$177,446.35 in Money Market funds. Road & Bridge CDs total \$79,212.55 and the Community Projects CD is \$43,101.65. **Revenues for April totaled \$306.62** (\$5.27 interest, \$301.35 Electricity & Gas Reimbursement); **Expenditures totaled \$9,160.39** (\$4,332.50 Road & Bridge, \$125.00 Fire; and \$4,702.89 General Gov't expenses).
Dechmann/ Richmond/ Unanimous: Motion to approve the Treasurer's Report as presented.

Road Report:

Road restrictions were lifted at midnight on May 8th; Tom took down the signs in the late afternoon on May 7th.

Crack Sealing Quotes: The letters requesting quotes for crack sealing were sent to Anderson Bros. and Rardin Excavating on April 28th. Marla received an email from "All Things Asphalt" in Sauk Centre on May 3rd asking if we had any asphalt projects coming up. She emailed them the list to save time. On May 6th they emailed back and questioned the road lengths quoted in the letter. "ATA" thought those were the lengths of the cracks that needed filling. This afternoon "ATA" pointed out the letter states quotes are due today, May 12th, but Marla's original email said that quotes are due on the 15th. She acknowledged she made an error in the email accompanying the letter. They haven't been up to look at the roads yet and will not be able to provide a quote this evening.

Anderson Bros. quote: \$15,970.53

Rardin Excavating quote: \$9,641.85

Both quotes appeared to cover the same materials criteria and roads as listed in the letter.

Fondie Lane Repair Quotes: Fondie Lane may need more work than originally anticipated. There are 4 areas that may require reworking as well as crack sealing. The quote request letter asked for Fondie Ln to be quoted separately.

Jerry Beckman, a Project Mgr. from Anderson Bros., attended the meeting to discuss PolyPatch & Mastic One (Polymastic), a new product they are recommending for Fondie Ln. The product is designed for areas that are distressed or depressed. It is heated to about 400', poured into a "box" type unit that is just a little wider than the depression, and then slowly dragged to smooth it to the height of the highest points. Beckman explained it is cost effective, remains pliable and requires no extra joints or cuts. The finished product looks like black rubber with granite flakes, and has a life expectancy of the cracks or the road surface it is applied to.

The quote submitted by Anderson Bros. has one cost for the repair of the 4 depressed areas and the cracks, as requested. There is also a separate quote for a road edge issue Beckman identified at the bottom of the road where it appears a large treaded vehicle must have created ridges in the asphalt road edge when the road was quite new and soft.

Anderson Bros. quote for Poly-patching:
\$3,840.12 for crack sealing and 4 depressions
\$2,329.75 for 800 Foot road edge repair
\$6,169.87

Rardin Excavating quote to saw cut and remove tar from 4 areas, full width of road, and patch; clean and seal cracks in road. \$2,895.00

The Board had some concerns about who would be paying for Fondie Lane since the residents had originally been told they would just be paying for crack sealing.

Dechmann/ Richmond/ Unanimous: Motion to accept the \$9,641.85 quote from Rardin Excavating for the crack sealing

and accept the \$3,840.12 quote from Anderson Bros. for the work on Fondie Lane as listed in the original letter. This will give the township an opportunity to test out the new product and decide if it could have a use on future projects.

Tom has given Rardins a list of 12 road issues identified during the Road Review.

2015 Road Construction Projects: The Board discussed the condition of the township roads and feel they are pretty good overall. The minimum maintenance portion of Rardin Road is passable at this time, but it is being used by the Pillager school bus and other commercial vehicles. It will need to be improved when homes are built along that portion next year. In the meantime, it was agreed that Tom should work towards building up the gravel at the low spot in the road to create a firmer base.

Gregory Drive has several problem areas, especially near the culvert that keeps freezing up. Tom will meet with Bryan Drown of Bolton & Menk to identify what kind of work is needed overall and to discuss if it can be broken into segments to make the cost more manageable. We may need to approach Sylvan Township to discuss their portion of the road.

Fire Report:

Walt reported that the house burn training exercise in Homebrook went very well. The big rescue boat is being launched at Madden's this week.

During the bridge reconstruction in Pillager they will park a 1st Responder vehicle on the south side of the bridge. A walking path will remain open while the bridge work is carried out.

Yvette Dullinger, the fire representative from Sylvan, has tried to get the property values from Morrison County for reworking the assessment formula, but they haven't wanted to share that information until they were made public this week.

There were 18 runs last month, with 3 in Fairview, bringing the total runs for the year to 86 (5 less than 2014). There were 3 calls in East Gull Lake last month.

Pillager Park Report:

Walt reported there are no park hosts again this summer.

The Porta-potties are in place for the season.

The mowing will be done by the same person who handled it last year.

Lee Shade, who is no longer on the Sylvan Board of Supervisors, has agreed to perform light maintenance at the Park.

There was some vandalism over the winter, especially on the playground equipment, where they also stole on of the swings.

Anderson bros. will be paving part of the parking area at a cost of \$13,000.

The Park Board will be applying for some grants from the Crow Wing Power Round-Up program and the Firemen's Relief Assn. to defer costs.

Old Business:

Anderson Minimum Maintenance Rd: The Board agreed Anderson Minimum Maintenance Road should be graded, but Jon Rardin explained the trees along the golf course have become so big they can't get their equipment in there without injuring either the workers or the machines. It was agreed to wait to approach the new owners of the golf course about trimming the trees until there is some decision on how the property will be developed.

Birch Bay RV Resort: The Cass County Planning & Zoning Commission took a tour of the Two Rivers Campground in Royalton, which is also owned by the new owners of the proposed Birch Bay RV Resort. They were impressed with the overall operation. Ken LaPorte suggested the Fairview Planning Commission also take a trip to see the existing operation. Tom Dechmann suggested that we get an opinion from the attorney, Ken Bayliss, to see if this would have any bearing on the lawsuit. Mr. Bayliss explained that that one had no bearing on the other, but he did ask what we thought would be gained by going there as a group. If we did decide to go, he strongly urged that we make sure the trip is legally posted and published to avoid any sign of violating the Open Meeting Law. It was decided to leave the decision on whether to go or not to the Board of Supervisors. They did not see any immediate purpose for the trip or the expense.

Mr. Bayliss advised there will be a Motion for Summary Judgement before Judge Jana Austad in the 9th District Judicial

Court on June 25, 2015 at 1:00 PM. There does not appear to be a reason for the Board to be in attendance since this is not when the case will actually be heard.

There have been numerous letters sent to Paul Fairbanks in response to the EAW issued on April 13th. All responses are due to Paul Fairbanks by 4:30 PM on May 13th. The Board discussed the questions they have concerning the overall density, construction phase timing, sight and sound buffers, environmental and lake damage, personal watercraft and ski boat limitations, etc. A response sent to the EAW should only reference environmental issues since there has not been an actual application for a Conditional Use Permit submitted yet. Any rebuttal issued by the township must be based on "fact and foundation", not public sentiment. The subject of constructing a turnaround at the end of South Agate Shore Dr will not be included since the road vacation is still part of the existing lawsuit and vacation is still up in the air. Marla will compose a letter encompassing the Board's concerns, to be submitted before the end of the day tomorrow. The Board also asked Marla to do a little more investigating to see if there is any substance for the residents' concerns about how the proposed campground may ultimately affect their property values.

Clerk's Report:

Donations: Marla distributed a list of all of the local and county-wide organizations who have requested donations. The Board reviewed the list and agreed they would prefer to donate more funds to Ski Gull, which not only provides a direct benefit to the township and surrounding residents, but provides jobs to many local residents. This may mean that they no longer support the Cass County Economic Development Corp. This subject will be discussed again at the June meeting.

Dechmann / Weizenegger / Unanimous: Due to a scheduling conflict, the June Board of Supervisors meeting will be moved from Tuesday, June 9th to Wednesday, June 3rd.

Dechmann/ Richmond/Unanimous: Motion to approve payment of all Claims as submitted. (Aye: Weizenegger/ Richmond, Dechmann).

10515	CenturyLink	Telephone	73.32
20515	CTC	Internet Access	44.95
30515	Crow Wing Power	Electricity 3/15-4/15	138.00
40515	Xcel Energy	Natural Gas 4/9-5/8	35.58
50515	PERA	Retirement	355.00
3870	Brainerd Dispatch	Notices in Echo Journal	80.44
3871	VOID		
3872	Tom Dechmann	Administration 4/15-5/12	422.14
3873	Sharon Owen	Administration 4/15-5/12	115.06
3874	Marla Yoho	Administration 4/15-5/12	1,298.30
3875	Walt Richmond	Administration 4/15-5/12	424.48
3876	Jim Weizenegger	Administration 4/15-5/12	307.55
3877	Rardin Excavating	Sweeping, Grading 4/14/-5/8	2,797.50
3878	Minnesota Assn of Townships	Summer Short Course	150.00

TOTAL \$6,242.32

Richmond/ Dechmann/ Unanimous: Motion to close the meeting at 9:10 PM.

Respectfully submitted,
Marla Yoho, Clerk

Chairman, Jim Weizenegger