

Property Board Report – Bob Burgess reported the Property Board met on November 17th, 2016. They toured the Scambler Cemetery grounds, then returned to the Town Hall to begin the process to revise and clarify the Scambler Town Hall Rental Policy and application. A copy of the revisions proposed was given to the Supervisors to review. In the future, the Property Board intends to work on options to soften noise and echo in the Hall, as well as, reviewing and updating the Cemetery by-laws. Bob also talked to the Board members to seriously consider Mike Johnson’s suggestion to contract out a person to take over the duties at the cemetery when Bob is no longer doing it. Bob would need time to work with the person, showing that person the resources we have here at the Hall regarding past burials, contact, etc. Also, the complexities of locating graves in the cemetery. Discussion followed.

Other – Township Election Update – Lou Ann Zurn reported Vickie Arntson was appointed as Scambler Township Deputy Clerk and has filled out the necessary paperwork which is filed in the Township office. The Township election will be March 14th, 2017, and the notice for Filing of Affidavits has been sent to the Press. Positions open are one Supervisor (3yr), Treasurer (2yr) and Clerk (2yr). Filing begins January 3rd thru the 17th.

Old Business:

Amendment for proposed clarification for Ordinance 4020.020.3 - Jim Lucking provided each Board member with his proposed clarifications of said Ordinance.

Mike Johnson motioned to accept Jim’s clarifications for Ordinance #4020.020.3, and was 2nd by Jim Lucking. All in favor, approved.

New Business:

Charles Krekelberg, Attorney at Law, regarding Sand Lake lots. Mr. Krekelberg was not present at the meeting, and Jim Lucking felt his discussions he has had with Mr. Krekelberg were sufficient in answering his questions.

Agreement for the Division of Maintenance Responsibilities for a Town Line Road (460th Street from US Hwy 59 East to 220th Ave/Possibly Beach Rd) – There was brief discussion on this proposed agreement, but, to allow for any further input from other parties, this item was tabled and will appear on the January 12th, 2017, Board Meeting agenda for action. The deadline for approval of this agreement is January 18th, 2017.

Inter-Fund Transfers – David Pederson requested transferring the monies from Aggregate, Aggregate Pit Restoration, and Aggregate Admin. Funds, totaling 34,233.86, into the Ordinary (General) Fund. Then transferring from the General Fund, \$550 into the Fire Fund. After discussion, Dennis Carlblom motioned to move \$5000.00 from the Aggregate Fund, \$22,844.87 from the Aggregate Pit Restoration Fund, and \$6388.99 from the Aggregate Admin. Fund to the General Fund. Jim Lucking 2nd the motion. On Roll Call vote: Dennis Carlblom-Yes, Jim Lucking-Yes, Bob Burgess-Yes, and Mike Johnson-Yes. Dennis then motioned to move \$550 from the General Fund to the Fire Fund and was 2nd by Jim Lucking. All in favor, approved.

To be added to the January 12th, 2015, Scambler Township Board Meeting:
-Agreement for Town Line Road Maintenance between Pelican Rapids, Dunn, and Scambler townships
-Scambler Township Hall Rental Policy and Application proposed revisions.
Checks will be signed and the meeting will be adjourned.

Submitted by:
Lou Ann Zurn, Clerk
Scambler Township

**SCAMBLER TOWNSHIP BOARD MEETING
THURSDAY, NOVEMBER 10TH, 2016, 7:00PM**

Attending: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, and Lou Ann Zurn

The meeting was called to order at 7:00pm, and started with the Pledge of Allegiance.

Approval of Agenda – Jim Lucking asked to have #2 added under New Business as Sand Lake Project. Jim Lucking motioned to approve the agenda as amended, and was 2nd by Bob Burgess. All in favor, approved.

Clerk's Report – Minutes October 13th, 2016 – After review, Mike Johnson motioned to approve the minutes as presented, and was 2nd by Dave Ritchie. All in favor, approved.

Treasurer's Report – The Treasurer's report was reviewed and discussed. David Pederson requested to add as check number 4088, under Bills for Approval, Egge Construction invoice in the amount of \$835.32, which was received shortly before this meeting. Jim Lucking motioned to approve the Treasurer's Report as amended, and was 2nd by Bob Burgess. All in favor, approved.

Communications – The communications received were reviewed and discussed.

Zoning Report – Jim Lucking reported Eric Nordgren was issued a site permit for an addition on the farmhouse. The Jacobson project on Duck Lake lane is underway. Jim Lucking was also issued a permit for a field access on his property.

Road Report – A brief November Road Report was included in the agenda, stating the South Pelican Drive project, done by Mark's Sand and Gravel, is complete, and the Scambler Township roads are ready for winter. Mike Johnson stated there are a couple small, minor brushing projects yet to be done. There will be a final Road Tour for this year, and a date should be set later this week. Randy Arntson reported on questions/concerns he has gotten on the South Pelican Drive project, regarding a slight

bump in the tar on the road. An option would be to grind the bump down. Mike Johnson said he would contact Justin of Mark's Sand and Gravel to see what his recommendations would be to take care of this before it gets too cold.

Hospital Board Report – The Pelican Valley Hospital Board Minutes and Financial Report for September 26th, 2016, are available in the Township Office per request.

Property Board Report – There was nothing to report.

Other – No other business listed at this time.

Old Business – Proposed Amendment for clarification of Ordinance 4020.020.3. In the action, the word “amendment” was removed to read: Proposed Clarification of Ordinance 4020.020.3. There was further discussion of the wording of the proposal. This business was tabled until the December meeting to allow the Board time to further review the wording.

New Business:

1. Susan Como's Resignation Letter – Susan Como's letter, dated October 17th, 2016, of resignation as Town Clerk was read. Dennis Carlblom motioned to accept Susan Como's letter of resignation as Town Clerk, and was 2nd by Jim Lucking. All in favor, approved. Dennis Carlblom motioned to appoint Deputy Clerk, Lou Ann Zurn, as Clerk to fill in until the next Township election in March of 2017. The motion was 2nd by Bob Burgess. All in favor, approved.

2. Sand Lake Project – Jim Lucking was contacted by the attorney representing Scott Dirk regarding the difficulty issuing site permits for building on some of the lots on Sand Lake, using Scambler Township's current Ordinance that was adopted in 2004. Mr. Dirk first came to the Board regarding these lots in 2003, and his project was approved by both the Planning Commission and the Town Board. The minutes from 2003 confirm that. What was approved then, by State Law, should be grandfathered in. Jim Lucking and Lou Ann Zurn will search the Township's archives for the Ordinance that was in place during 2003 for guidance to proceed in this matter.

At this time, Mike Johnson and Dennis Carlblom reminded the Board of the West Otter Tail County Township Association Meeting, scheduled for Tuesday, November 22, 2016, at 6:30pm. The meeting will be held in Fergus Falls, at the Otter Tail Power Community Rooms.

Let it be noted that there may be a quorum of Scambler Town Board Supervisors attending this meeting.

The next Scambler Township Board meeting will be scheduled at the Town Hall Thursday, December 8th, 2016, at 7:00pm.

Checks will be signed, and the Board Meeting will be adjourned.

Submitted by Lou Ann Zurn, Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES

THURSDAY, OCTOBER 13TH, 2016, 8:00 P.M.

Present: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlbom, Mike Johnson, David Pederson, and Susan Como

Meeting started with Pledge of Allegiance.

Preliminary Business/Reports:

Approval of Agenda: Dennis Carlbom motioned to approve the agenda and 2nd by Mike Johnson. All in favor, approved.

Clerks Report Minutes: The Clerk's minutes for the September 8th, 2016 Township Board Meeting were reviewed and discussed. Jim Lucking motioned to approve the minutes as amended and was 2nd by Bob Burgess. All in favor, approved.

Treasurer's Report: Attached. The Treasurer's Report was reviewed and discussed. Voided out checks (numbers 4030 through 4041) were due to a printing error by the Township Clerk. Mike Johnson motioned to approve Treasurer's Report and was 2nd by Dave Ritchie. All in favor, approved.

Communications Received: The communications that were received by the Chairman and the Clerk were read and discussed: Notice of Hearing for Variance from Otter Tail County Auditor-Treasurer's Office for Susan F. Poolman; Notice of Hearing for Variance from Otter Tail County Auditor-Treasurer's Office for Norwood Sisson; Otter Tail County Historical Society Newsletter; West Otter Tail Township Association 2016 Fall Annual Meeting scheduled for Tuesday, November 22, 2016; and pipeline safety and land use planning information and questionnaire from NuStar.

Zoning Report: Jim Lucking referenced a shed brought up last meeting going up on Andrew Beck's property (according to Otter Tail County Map). Mr. Beck has a landline but Jim has been unsuccessful in trying to communicate with him. Jim wrote a letter to him explaining who he was and explained the ordinance and sent a site permit for him to complete. Jim also gave him his telephone numbers and his personal email address to contact him and has not received a response. Jim stated that he will advise the Otter Tail Tax Department on what Mr. Beck is doing and they can pay him a visit. Jim also indicated that he, along with Dennis Carlbom, attended training that included the 60 day rule. Jim also wanted to let the Board know that the For Sale sign is still up at Rolling Hills Golf Course.

Road Report: See attached.

Hospital Board Report: Board meeting minutes and Financial Report of August 22nd, 2016 are available for review in the Township Office.

Property Board Report: Bob Burgess informed the Board that there were two burials this month. Mike Johnson motioned to approve \$80.00 per meeting for each member of the Scambler Township Property Board (Bob Burgess, Judy Hoadley, Karen Hart and Lou Ann Zurn) and was 2nd by Dennis Carlblom. All in favor, approved.

Old Business: Wording in Ordinance No. 4020.010 was reviewed and discussed last meeting. No further discussion was needed.

New Business: Winter Maintenance Resolution was signed by Dennis Carlblom and sent to Otter Tail County Highway Department. Mike Johnson motioned that the Scambler Township Board Meeting Time for November through April be 7:00 p.m and was 2nd by Dave Ritchie. All in favor, approved. A notice will be published in the paper and posted. Mike Johnson motioned to appoint Steve Bakken as an Election Judge and was 2nd by Bob Burgess. All in favor, approved.

Meeting was called back into order to sign checks.

Next meeting: November 10, 2016, at 7:00 p.m.

Meeting adjourned.

Submitted by Susan Como, Clerk,

Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
THURSDAY, SEPTEMBER 8TH, 2016, 8:00 P.M.

Present: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, and Susan Como

Meeting started with Pledge of Allegiance.

Preliminary Business/Reports:

Approval of Agenda: Dennis Carlblom wanted to move the Number 1 of Old Business Rolling Hills RV Park to the very end of the agenda because the Township Board will be closing the meeting to discuss Lawyer/Client privileged information issues regarding this litigation matter. Mike Johnson wanted to know if the Township Board would like to move up Chad Werner, an experienced trapper, who will be hired by Scambler Township to aid with the trapping of game that are responsible for the plugged culverts and flooding of roads. Randy Arntson contacted Mike Johnson, Road Supervisor, to inform him that he would like to invite Mr. Werner to the meeting and Mike agreed. Mr. Werner introduced himself and his son, Conner, to the Township Board and explained how he will proceed

with the problem. Randy Arntson indicated that we should contact the game warden and let him know that we have a problem and Mr. Werner has been hired as a trapper to work on that issue. Mr. Werner charges for \$75 for each animal he traps. Mr. Werner will contact Randy Arntson and he will contact a member of the Township Board if Mr. Werner has any questions. Mr. Werner then left the meeting. Jim Lucking motioned to approve the agenda as amended and 2nd by Mike Johnson. All in favor, approved.

Clerks Report Minutes: The Clerk's minutes for the August 11th, 2016 Township Board Meeting were reviewed and discussed. Jim Lucking motioned to approve the minutes as amended and was 2nd by Dave Ritchie. All in favor, approved.

Treasurer's Report: Attached. The Treasurer's Report was reviewed and discussed. Dave Pederson pointed out that on the last page of the Treasurer's Report you have a list of the bills payable and they total \$22,610.80. Dave also pointed out that the Visa Bill was repairs and that the billing from Team Lab was for crack sealer. Dave indicated the bill from the City of Pelican Rapids was for their fire contract in the expected amount of \$10,982.31. Dave also indicated that Otter Tail County will be implementing direct deposit for all checks to Scambler Township. Dave forwarded Otter Tail County the Township's checking account routing number and account number. Bob Burgess motioned to approve the Treasurer's Report and Bills Payable for August, and was 2nd by Jim Lucking. All in favor, approved.

Communications Received: The communications that were received by the Chairman and the Clerk were read and discussed. The brochure from Minnesota LTAP regarding Traffic Sign Maintenance/Management and Sign Retroreflectivity Training would be in the Township's Office for anyone to review; MNLTP Technology Exchange magazine/newsletter would be in the Township's Office for anyone to review; and a Notice of Public Hearing on September 14, 2016, from Otter Tail County Planning Commission for a Conditional Use Permit regarding reconstruction of County Highway 9 was reviewed and discussed and Mike Johnson will try to attend. Dennis Carlblom stated that the Township Board has received communications from Attorney Peter Tiede and this matter will be discussed during the closed portion of the agenda.

Zoning Report:

Jim Lucking indicated that the Kukoski and Mountplaiser projects are moving ahead as planned. Mr. Mountplaiser contacted Jim Lucking and inquired if he could move the building site back another 50 feet. Mr. Lucking stated that the Township had a problem with Vicki McCauley. Ms. McCauley's sons decided that they were going to put in an access road in the vacant lot next to her without a permit from the Township or the County. Ms. McCauley contacted the County and made the recommended changes. Mr. Lucking received a call from Attorney Zenas Baer who indicated that he is still very interested in being the attorney for Scambler Township, but he can't right now because he is representing Cyril Flem, one of the parties in our litigation matter. Mr. Lucking has not pursued any other attorneys as of yet.

Jim Lucking also received correspondence from Cathy Villas-Horns, P.G., Supervisor, Incident Response Unit, Pesticide & Fertilizer Management Division, Minnesota

Department of Agriculture and the Township will take this matter up during the closed portion of the agenda.

Mike Johnson received a phone call from Barb of Coldwell Banker regarding the two lots that were sold on Sand Lake and they asked who clipped the weeds and Mike stated that he did she asked if we had found out if there are any issues. Mike indicated as far as he knew there were not any. She indicated that she read the Township's ordinance online and she just wanted to make sure. Mike then indicated to her that he did believe that hers was platted early enough. Jim Lucking then stated that the two different lots that they were buying they could put any size shed on the property. That was on Mountplaiser's property and the property across 59 on 460th down about approximately ¼ of a mile. What happened there used to be a Little Sand Lake there and it used to be under lakeshore management and Mr. Lucking thinks this is what Coldwell Banker is going by when they sold the property and the property totals about 13 acres. When he went to the county to get the permit to put up the shed, the county indicated that property is no longer under lakeshore management and he would have to contact Scambler Township. So he called Mr. Lucking and asked if he could put a shed up and Mr. Lucking indicated no because he did not have the required 19 acres. Mountplaiser's lot was permitted. Stuart Restad permitted that lot. It was permitted as a residence and not as a shed. His home is a small dwelling with a large garage. Mike indicated when Barb from Coldwell Banker called, he gave her Jim Lucking's telephone number Jim stated that Barb has never contacted him.

Road Report: See attached. Mike Johnson indicated that things have changed since the Road Report was submitted due to heavy rain. Mike Johnson is looking at a culvert by Lewis' on Ranch Road, south of the silage pile. The water is just about ready to cross the road. Dennis Carlblom said they was pooling on the east side and Randy Arntson indicated that will move the water through the culvert from the west side of the road to the east side and have ditching from there. The Lewis' gave permission for the Township to complete that. Mr. Arntson stated that we have to get rid of the water before it ruins the road. 510th at the Y with Ranch Road and 510th is washed. Mr. Arntson has clay and he asked Mike if this was something we would want to blade with Class 5 put the clay down and this on top to see if we could get some base to set in there. We have dust guarded it, but when you get rains like this, it just washes it away. The Township Board agreed that spring would probably be a better time to do this project. Regarding weeds, Mike Johnson suggested that if anyone would like to come along, he would like to conduct a fall road tour because these weeds and situations are getting out of hand and how much do we want to spend, how much we want to do, what do we want to do, Mike would like some input on that. Mike would like to schedule that within the next week. It will take about 3 to 3 ½ hours to go around and tour the area and give some suggestions. It is too late to do anything this year, but we could get on top of this problem next year. We have also 2 or 3 snow issues and if we get a tough winter which we haven't had, we need some more brushing and that I would like for all of us or some of us to view and approve. If we have a tough winter, he would like to be on top of that. Randy and Mike have talked and the real big issue is weeds and leaky spurge and thistle issues. Do we spot spray, which is going to cost the Township (which could be substantial), and he just would like some input regarding these issues. Mike indicated that he farms all over the country and he thinks we are a lot better than a lot of Townships and that is no reason to let the situation slack. That is Mike's suggestion

because in a week to 10 days he will too busy. Mike Johnson also met with Mike Lloyd today regarding the Theraldson property coming into South Pelican Drive. They want to finish that 13 feet of concrete to our tar and they called Mike and they are very workable. They came to the agreement of they will take out 8 feet of existing concrete and start the slope from there to the existing edge of our tar and give the 2% grade back to our tar for our snowplow and wing and slope it more gradually than the sharp bend that it would be if they left it. He said it was very saleable to Theraldson. The concrete guy was there today and did not think it was a problem on the south side if you go up there today there is a foot revenue that is washed out and they want to concrete that and slope it gradually, grate it off so when the wing comes it will not catch the sharp edge of the concrete and I said that I think there is enough give on the wings that will get up over the top so they were very agreeable and understood the whole process and they are willing to work with us. They will try to get the 2% that was requested and Mike then indicated to them to let him know if the Theraldsons will go with cutting the concrete back and tearing it out of there and re-slope the whole thing. He indicated that he was pretty sure that they would be agreeable because they don't want any ice on the bottom of that and slide through the intersection then we do. They were very cooperative. Dennis Carlblom indicated that if we have a project that needs to be done and the Township has the money to do it, it should get done. Dennis Carlblom indicated that on the 5 year road plan the Township just east of the wetland down towards west of the road and the Highway 9 intersection, just short of that 8/10ths of a mile. Randy, Mike and Dennis met with Justin from Mark Sand and Gravel, he is an estimator for them, we showed him what the project was and he indicated for an inch and one-half leveling course on that approximate 8/10ths to 9/10ths of a mile, he was looking at a rough figure of 1000 ton at \$64.00 a ton. The \$64.00 includes the tacky, oil surface, prep, sweeping and cleaning up the chipped blue stuff and the leveling course. It would put a 1 foot extra on the inside of the curb coming down the hill that turns towards 205. That is a washy area and it would put extra at each approach another foot and one-half. Mike asked on both sides of the sharp curve to get it wider, he would lay it out that extra foot. Dennis indicated that the Township was looking at because of the unknowns in the leveling, and we have the extra edges and he was going strong with a high end of 1000 ton quote. They will charge and bill by the ton used. This is just an estimate. The \$64.00 a ton is set and it would whatever ton we used and they would verify that. Randy has indicated that he has worked with the paving crews before, he has the tools to check for depth, he has the tools to check for temp and he will do that part for us and we do not need an engineer checking in on it, and he says he charges \$20.00 an hour for this type of work, which is a lot cheaper than the engineers charge. Justin said that they could get it done this fall. Dennis's assumption to that was if the Township Board acted tonight. Randy has been in touch with Central Specialties and Mike Johnson thinks that this is high, the \$64.00 a ton. If we wait to get a quote from Central Specialties we got a month and that puts us into October and when we are in October Dennis feels for paving you have about 2 if you are lucky 3 weeks. November you can just about write off because it is too cold, too wet. This should only take a day or two at the very most to get it done. Mark Sand and Gravel will be working on 460th and have been working on Fish Lake and have other projects that are very close which means their equipment could come in here within a day and have it done within two days. Mike Johnson indicated that Mark Sand and Gravel has told Dunn Township that they will be doing 460th in the next two weeks and this will be completed,

if we act tonight. Jim Lucking asked about the article in the paper on Wednesday about 460th and three Townships and Mike's brother. Dennis indicated that that meeting is over the payment of the project. Dunn Township is going to pay the entire bill and then bill the Township and we have agreed to that so we are not involved. Our share of that is \$17,000 added to the \$64,000 tonight, but Pelican is fighting and the legal action and description Mike has the paperwork and it is available if anyone wants to review it. They went to the County Commissioner and got the County Attorney involved and they have not set that meeting and Dunn Township has said they will get this done and he is not worried about Scambler Township, but Pelican Township is fighting and there might even be a legal action. Dennis indicated that if we don't act on the proposal from Mark Sand and Gravel tonight and we wait until October to get the Central Specialties numbers and then decide which one if any we are going to accept I think we are looking at a project for next spring and he does not think that Mark Sand and Gravel will hold to their proposal from this year to next year. He would doubt it because the price of petroleum fluctuates and he thinks that he would be rebidding next spring. Mike Johnson indicated that the other side of County 9 is set up to be 2017 as of right now and we have heard that for the last 3 years. Dennis stated they don't know what the price per ton for their material will be and that is yet to be determined. Dave Ritchie asked Dennis if that was an estimate and he indicated that it was a strong estimate and will not go over \$64,000. Mike indicated that the critical issue is price per ton and the amount of tons they use and that can vary because of the unknown. Dave also asked Mike if he thought the bid was high and Mike indicated that he knew what Dunn Township (he called his brother to reiterate it) when they did 2 ½ miles on Fish Lake Road and that is just an inch and one-half leveling course, they paid \$54.00 or \$55.00 a ton but that was scheduled last winter for spring and we are fighting the end of the year now, the price of crude oil has not changed a lot. The other thing Dennis was looking at was that project was 2 ½ miles, this is 8/10ths or 9/10ths, a smaller job. Dave motioned that the Township Board accept the \$64,000 bid from Mark Sand and Gravel not to exceed 1000 ton and was 2nd by Jim Lucking. Motion approved. Dennis also indicated that with the upcoming election in November, it is inevitable that things are going to change. Egge Construction and Arnstson Construction will do the shouldering. Dennis will call Justin of Mark Sand and Gravel to let him know.

Hospital Board Report: Board meeting minutes and Financial Report of July 25th, 2016 are available for review in the Township Office.

Property Board Report: Bob Burgess indicated that he has been working with Coopers in Fergus Falls regarding the sound system. Coopers have given Bob was given a name for someone in Battle Lake and talked to them on the phone and gave Bob all the details they wanted to do and they will come to the Township Hall and take pictures and after they gave Bob the price of \$5,000 to \$15,000, he said he would get back to them. Bob also indicated that just a speaker is not going to work. Bob indicated that Coopers were going to help him by working on the acoustics in the room.

Old Business: N/A

New Business:

Ordinance No. 4020.020.3:

Jim Lucking indicated he would like the ordinance changed to the following: within 10 working days of receipt of the application by the Township Clerk or the Planning and Zoning Administrator of the permit in the office received by . Right now with no clarification of the ten days, it could be ten continuous days and I just received one by Mountplaiser's whereby they downloaded the permit application and dated for the date that they printed it, and Jim did not receive it 20 days later. That is why the wording needs to be changed. Editorial change on 4020.020 Jim moves that we modify 4020.020.03 to reflect verbiage changed to within 10 working days of receipt of the application by the Township Clerk or the Planning and Zoning Administrator and Bob Burgess 2nd the motion. Motion approved.

Jim also indicated 4020.010, Applicability, when this was written someone left out a very key thing and the first time I even heard of it is when Mr. Tiede was here a couple of months ago and he was talking about a 60 day rule and each of you have a copy in front of you. MN Statue 15.99 Deadline for Agency Actions, Subd.2, (a) states that

“Except as otherwise provided in this section, law to the contrary, an agency must approve or deny with 60 days a written request relating to zoning, septic systems, watershed district review, soil and water conservation district review, or expansion of the metropolitan urban service area for a permit, license, or other government approval of an action. Failure of an agency to deny a request within 60 days is approval of the request.”

That is where the 10 days is part of the 60 days. He gives me 10 days to submit a request but when that request is received by the Township Clerk or the Planning and Zoning Administrator, we have 60 days to act on it up or down, period. If we don't, it is approved. The only extension of that is back further is if something at the county or state level rejects itself (i.e. EAW), something beyond Township control, then the 60 days does not start until the EAW or EIS is done and finalized. Then from that point, we have 60 days to act.

There is also a 60 rule comprehensive plan which states 60 day rules strict time lines to review. There is copies of this comprehensive plan in the office for review.

Jim Lucking stated he does not know how the above information regarding the 60 day rule was omitted from Ordinance 4020.010, Applicability, but it is state law and what it means is that we are going to have to act faster that needs a conditional use permit. We have to expedite since we have only 60 days, unless there is something beyond our control such as an EAW or EIS. Jim Lucking wants to add to Ordinance 4020.010 at the very end that all applications must be completed within 60 days of receipt in accordance with MN Stat.15.99 with exceptions as noted therein. He wants our ordinance to reflect what state law is. Mike Johnson stated that he would like to see the time by the state statue as to when an application is received what Jim is saying is when an application is received at the Township, the state has somewhere written that we have to have a public hearing within that 60 days, because we can't act without a public hearing so Mike would like to see the State say somewhere that it is not only failure for the Township Board to approve and is an automatic thing, but there is also another process as to we have to notify the public we have to whatever, you are saying that this all has to be done within the 60 days. Mike would like to see that documentation at the state level because he did not think that was realistic. Yes, after we have a public hearing and after we go through the process we have 60 days to react

and our ordinance says that and Jim indicated that he understands that. Dennis suggested that we table this issue and let everyone do the reading and we will put it on the agenda for next month. Dave Pederson suggested that we bring up this matter to Attorney Peter Tiede regarding the other timelines when he is at the closed meeting to be held on September 14, 2016. Jim Lucking indicated that this is something that does not have to tonight.

Proposed changes to Application for Site Permit:

Jim Lucking also brought up proposed changes to the Application for Site Permit. As it reads right now it is a site permit and does not constitute a building permit. According to our ordinance a site permit is a building permit as set for in Chapter 16 of MN State Statutes. It also states that I also understand that this permit is valid for a period of one (1) year. The site permit should state 6 months from the start of construction and completed substantially within one (1) year, in order to keep the site permit valid. After further discussion regarding signature lines and date changes of the application, Dennis Carlblom motioned that the Township Board accept the changes on the application as requested, and it was 2nd by Dave Ritchie. Motion approved.

Letter from Otter Tail County Auditor-Treasurer's Office – Certification of the Payable 2017 Property Tax Levy:

Dave Pederson addressed the letter from Otter Tail County regarding the property tax levy for collection in 2017. Dave indicated that we have the option to change the property tax levy if the Township Board opts to. It required no action by the Township Board and the form will be signed and sent to Wayne Stein, County Auditor, Otter Tail County.

Arnie Cox – Letter from Aggregate Industries dated August 16th, 2016 regarding land for sale:

Arnie Cox addressed the Township Board concerning a letter he received from Aggregate Industries regarding land for sale. Dennis Carlblom assumed that they were selling the land where the restored pit was located. Dennis stated that we have copies of the letter, map, and property tax statement for 2016 on the property that is for sale. Arnie does not want the Township to be a party of that sale and that the Township should be aware of the sale. Dennis assured him that the Township was not a party and that we are now aware of the proposed sale of property.

Township Litigation – Pelican Lake Property Owners Association

The Town Board meeting was then closed to the public to discuss the status of the litigation matter with Pelican Lake Property Owners Association.

Meeting was called back into order to sign checks.

Next meeting October 13th, 2016, at 8:00 p.m.

Meeting adjourned.

Submitted by Susan Como, Clerk,
Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES - APPROVED
THURSDAY, AUGUST 11TH, 2016, 8:00 P.M.

Present: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, and Susan Como
Meeting started with Pledge of Allegiance.

Preliminary Business/Reports:

Approval of Agenda: Under New Business, Dennis would like to add Number 2, Land Use Workshop and Number 3 which would be to close the meeting to discuss correspondence the Township received from the Office of the Clerk of Appellate Court, Minnesota Judicial Center, St. Paul, Minnesota regarding the Township's litigation matter against the Pelican Lake Property Owners Association. Jim Lucking motioned to approve Scambler Township Board Meeting Agenda as amended and was 2nd by Dave Ritchie. All in favor, approved.

Clerks Report Minutes:

The Clerk's minutes for the July 14th, 2016 Township Board Meeting were reviewed and discussed. Bob Burgess motioned to approve the minutes as amended and was 2nd by Mike Johnson. All in favor, approved.

Treasurer's Report:

The Treasurer's Report was reviewed and discussed. Dave Pederson indicated the total of all funds and CD's is \$581,420.81. The Township forwarded the check numbered 3988 to MATIT for insurance deductible on legal fees paid out thus far regarding Pelican Lake Property Owners Association legal matter. Mike Johnson inquired as to what the Township was paying Jim Wick for mowing. Dave indicated \$15.00 an hour. Due to the heavy rain the area received in July, Mr. Wick's bill was more than in June. Dave Ritchie motioned to approve the Treasurer's Report and Bills Payable for August, and was 2nd by Jim Lucking. All in favor, approved.

Communications Received:

The communications that were received by the Chairman and the Clerk were read and discussed. The PERA phrase, a newsletter from the Minnesota Public Employees Retirement Association would be in the Township's Office for anyone to review; a Safety Message from Greater Minnesota Gas, Inc. would be in the Township's Office for anyone to review; the 2016 Minnesota Fall Maintenance Expo – Education Sessions/Curriculum was discussed and Mike Johnson felt it did not pertain to the Township; letter from Otter Tail County Board of Commissioners regarding Resolution No. 2016 Authorizing Formation of Economic Development Recommendation Committee was discussed and would be in the Township Office for review; letter from Otter Tail County Highway Department, Richard West, regarding Reconstruction of CSAH 9, Project S.A.P. 056-609-005 was discussed and noted that it was not going to be completed in 2016 and is rescheduled for the spring of 2017; and District 9 Meeting & Election Notice from MAT scheduled for Monday, August 15th, 2016 at 7:30 p.m. at the Glyndon High School, 513 Parke Ave. S., Glyndon, MN was discussed. No one from the Township was scheduled to

attend at this time. Jim Lucking also received correspondence from the Minnesota Department of Agriculture regarding the Rolling Hills Golf Course indicating that certain fungicides and herbicides near tee boxes, chemical storage areas and mixing/loading areas can cause elevated levels of mercury and arsenic that may have an environmental risk. They recommend additional soil samples which Cy Flem from Rolling Hills Golf Course has already done. The Minnesota Department of Agriculture also wanted to know of any chemical incidents that may have happened at the Rolling Hills Golf Course. Cy Flem was going to forward the most recent testing results to Cathy Villas-Horns, P.G., Supervisor, Incident Response Unit, Pesticide & Fertilizer Management Division, Minnesota Department of Agriculture.

Zoning Report:

Jim Lucking indicated that Ross Seifert submitted a site permit for a garage on his property. Mr. Lucking also stated that Cy Flem submitted test results for his additional testing of the Rolling Hills Golf Course and all were within limits, some were at the max, but within the limits.

Mr. Lucking commenced an attorney search and spoke with Chad Miller from the law firm in Pelican Rapids, MN, Kreckelberg Law Firm. He is also the attorney for the Pelican Valley Health Center. We would have to sign a waiver and the Pelican Valley Health Center would have to sign a waiver because Mr. Miller is their primary legal representative. Mr. Lucking also contacted Attorney Zenas Baer regarding representation for the Township. Mr. Baer has been contacted by one of the parties of the Township's lawsuit against Pelican Lake Property Owners Association, Cyril Flem, and until he meets with Cyril Flem regarding representation, he can't say one way or another if he will represent the Township. Mr. Baer expressed a very strong desire to be the Township's attorney of choice. Mr. Lucking also indicated that there was another attorney he wanted to talk to in Battle Lake, Robert Blatti. Mr. Lucking also pointed out that MAT does not provide referrals for legal representation. At one time they did, but now they don't feel comfortable doing that. They do provide a list of attorneys that provide outside functions.

Les Rotz addressed the Township Board and wanted to know why the necessity of hiring an attorney. Dennis Carlblom indicated that when the Township is involved in legal matters, we would have someone we can turn to. The attorney the Township Board has now is assigned by MAT, contracted by MAT, and would only cover the Township Board in errors and omissions insurance. The Township Board felt that they would need someone who could work with them when questions transpire that need legal input. Les Rotz then suggested the Pemberton Law Firm who the Township Board has worked with in the past. Jim indicated that the regarding the Theraldson property, everything is up to code and that permits were completed last December.

Jim also wanted to discuss the site permit itself. What is happening now is that people are downloading the permit, but are not reading the ordinance. When a site permit comes in it is supposed to be accompanied by a scale drawing of whatever is going to be built and a \$100 fee payment. People are forgetting about the scale drawing because it is not on the site permit. If they read the ordinance they will know, so we are going to have to change the wording on the website site permit or take the site permit off the website altogether and they would have to come to the Township Hall and receive one. The website site permit may be changed to include the ordinance information. This was discussed and the Clerk will work on this.

Road Report:

Mike Johnson indicated that Scambler Township was really, really dry and then the rain came. There have been some washouts and potholes and that the Township is handling those matters the best they can. One of the biggest issues is the culvert on Charossa Beach which is a dead end situation and we flushed it 2 or 3 years ago. The Township hired Super Septic to come in with 3 loads of pressurized water and tried to wash it out. It was Mike's personal opinion that after talking with Randy Arntson, the problem is there and it exists. Mike stated that this is our Township Road and we are going to try and save it as soon as possible. Otherwise, the Township is in pretty good shape.

Mike pointed out the Township received a couple of calls on Duck Lake Lane on the slope coming down the Duck Lake Road. It is wash boarding and rough and this happens when the Township gets too much rain. Randy Arntson was going to blade the road to improve the conditions.

Mike also indicated that the Township has a problem with thistles and leaky spurge and he wanted some input on how the Township should go after these problems. Mike stated that we could clip it, but it was too late to spray it. He also pointed out that it is not a critical problem yet, but it is a developing issue if you go year to year without addressing the issue. The Township has not received any complaints yet, but Mike and Randy Arntson are going to have to decide how to proceed with the problem. Mike does not want to make the decision himself; he thinks the Township Board should make the decision on how to proceed. Dennis recommended Formula 1 and Mike has talked to Randy and Jordan Arntson about setting up their 4-wheeler to spray. Dennis also pointed out that the same patch is the same one the Township Board talked about last year. Mike stated that people have called him twice regarding South Pelican Drive – County right-of-way and Mike indicated that this is not our road. Dennis pointed out that it is in our Township. Mike then stated that 66 feet is the County's and then the rest would be ours and that the thistles are borderline then. Mike talked to Dale Ringsdorf last year and this year and Dale indicated that this is a County issue. Dennis also indicated that this is the County's responsibility. Jim Lucking indicated that the thistles in that area were not bad until after the County completed the road. Mike will notify weed control and inform them of this issue.

Hospital Board Report:

Board meeting minutes and Financial Report of June 27th, 2016 are available for review in the Township Office.

Property Board Report:

Bob Burgess indicated that Dewey's Septic will be pumping out the holding tank as of now.

Bob also indicated that the Property Board will be meeting within the next couple of months to review all of the original setup. The Property Board will review the rental of the Town Hall; bylaws, etc. to make the necessary changes.

Bob also indicated that he has been working with Coopers in Fergus Falls regarding the sound system. Coopers is working very diligently with Bob to find a sound system. Coopers are going to check to see if 4 microphones will be enough, 3 for the table and 1 for the audience. If not, 2 units with 8 microphones. Bob indicated that right now it is still up in the air and that any input from the Township Board would help. Dennis Carlblom

inquired as to the cost. Bob indicated that 1 microphone is approximately \$1,000. The unit of 4 microphones is \$2,000 to \$2,200. Bob has also talked to Dunn Township and they have put the issue on hold. Bob will continue researching this matter.

Mike Johnson asked Bob when he is meeting with the Property Board to ask them to look at the liability of insuring our lawnmower and hiring our own person to mow the lawn versus contracting our mowing out. Bob said he would discuss the matter with the Property Board.

Old Business:

Rolling Hills RV Park: Jim Lucking indicated that Cy Flem has met the requirement of No. 9 in the recommendations regarding the soil samples of Rolling Hills Golf Course and that this should be indicated in the minutes. There is a copy of the results in the office in the file for anyone to review. Les Rotz inquired about the results of the tests. Jim Lucking indicated to Les Rotz that all of the greens were tested, all of the tee boxes were tested, and the area that they thought for sure where they stored the chemicals was tested. All samples taken were 4 feet deep. Central Ag out of Ulen, Minnesota took the soil samples and Agvise out of Northwood, North Dakota did the sample testing. Jim Lucking pointed out to Les Rotz that the samples were within the limits set forth by the Minnesota Department of Agriculture in conjunction with Minnesota Pollution Control. Minnesota Department of Agriculture's limit is .5 milligrams per kilogram. All of the tests came back within normal limits. Les Rotz then asked if this was the original test. Dennis Carlblom said that no, it was at the recommendation of the original test by Central Ag to obtain additional soil samples. Les Rotz wanted to know the test result of the original test and Dennis Carlblom indicated a .8 for 11 inches. Jim Lucking indicated to Les Rotz that when the original test came back bad, the need for additional soil testing was required. Jim also pointed out that he was at Cy Flem's to witness the additional testing. Les Rotz indicated that when the soil testing was originally set up in the conditions, it was for one sample. When the sample came back at .8, Les Rotz thought that meant he did not meet the condition for the CUP. Mike Johnson then asked Les Rotz what is the depth the tests are supposed to be taken. Les Rotz reiterated that he thought only 1 test was needed. Mike Johnson then stated that we needed to designate a depth because the Township did not know what the correct depth was for the soil testing. Dennis then interrupted and stated that soil samples were taken as the Minnesota Department of Agriculture requires for this kind of use and that the original sample was a sample taken by a firm that does agricultural sampling for fertilization and their sample was incorrect on how he took it. That came from the Minnesota Department of Agriculture, not from the Township Board, and not from the sampling people. Dennis then addressed Philip Rotz' account that he had a friend that stated if you go 4 feet deep, you test every 6 inch increments. Dennis indicated to Philip Rotz that the Township Board has to go with the recommendation of the Minnesota Department of Agriculture. Jim Lucking indicated that when they were taking the sample it was a single plug down. There were 4 or 5 samples for each green tested and there was a mixture of soils were in the same bag to get tested. Philip indicated that the mercury stays on top and does not go down 4 feet. Dennis indicated that if they have mercury on top, they still have problems there. Dennis reiterated that the Minnesota Department of Agriculture dictates to the tester what kinds of tests are required. Dennis also indicated that he was not one to question the state agency and that we have to go by what we are told by the state agencies.

New Business:

Town Hall Rental: The Town Hall Rental Application of Kim Schmidt for September 3, 2016, was reviewed and discussed and then signed by Dennis Carlblom, Chairman and Susan Como, Clerk.

MAT Seminar: MAT is running a land use training session in Little Falls, MN on Thursday, September 22, 2016, Planning and Zoning Tools dealing with development issues. The complexities of variances are a major focus. Presenters cover the what, when, and why (complete with “how-tos” and “how-not-tos”) with numerous examples and case studies. Legal issues more in depth. Dennis then requested to the Township Board the cost of \$150.00 for him and \$150.00 for Jim Lucking to attend the seminar. Mike Johnson motioned to approve the cost of the seminar and Bob Burgess 2nd the motion. Les Rotz addressed the Board requesting that the Chairman of Scambler Township Planning and Zoning, Philip Rotz, attend the seminar. Philip Rotz indicated that he could not attend the seminar because of a medical appointment scheduled for September 22, 2016. After discussion, all in favor, approved.

The Town Board meeting was then closed to the public to discuss the status of the litigation matter with Pelican Lake Property Owners.

Meeting was called back into order to sign checks.

Next meeting will be held on September 8th, 2016, at 8:00 p.m.

Meeting adjourned.

Submitted by Susan Como, Clerk,
Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
THURSDAY, JULY 14TH, 2016, 8:00 P.M.

Present: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, and Susan Como

Meeting started with Pledge of Allegiance.

Preliminary Business/Reports:

Approval of Agenda: Jim Lucking motioned to approve Scambler Township Board Meeting Agenda as amended and was 2nd by Dave Ritchie. All in favor, approved.

Clerks Report Minutes: Clerk minutes for June 9, 2016, Town Board Meeting were reviewed and after an amendment to the Zoning Report whereby soil samples were sent to Agvise Laboratories, 604 Highway 15 West, Northwood, North Dakota and not NDSU as indicated in the report, Jim Lucking motioned to approve the minutes as amended and was 2nd by Bob Burgess. All in favor, approved.

Treasurer's Report: The Treasurer's Report was reviewed and discussed. Dave Pederson had indicated there was an error in total of all funds and CD's of the Treasurer's Report. The correct amount should have been \$587,499.23 and not \$501,539.41 which was on the

report. There was an overdraft in the Fire Fund and overdraft in the Ambulance Fund and when the Township received the first half of the property taxes, these amounts were in the positive balance. Also Mr. Pederson put \$100,000 of the first half of the property taxes in a Money Market account which can easily be transferred to the checking account if the need arises. The Money Market account receives more interest than the checking account. Mr. Pederson does not anticipate any more significant funds until November. He also indicated that the amount of funds the Township has in their accounts is at an all-time high since he has been Treasurer. Mike Johnson had questioned if the billing statement from Chemical Corporation had come in for the “hot mix” to patch holes with and Mr. Pederson indicated that it had not. Mr. Johnson indicated that they should be forwarding an email with that information. Mr. Johnson has an invoice without any amount indicated and Mr. Pederson indicated he would be watching for that bill to come in. Jim Lucking motioned to approve the Treasurer’s Report and Bills Payable, and was 2nd by Dave Ritchie. All in favor, approved.

Communications Received: The communications were received by the Chairman and the Clerk were read and discussed. A Notice of Variance from Otter Tail County Board of Adjustment regarding Kevin Biffert who is requesting a variance to replace existing dwelling, deck, shed, and gravel, with a new structure. Requesting variance to have lot declared buildable for residential purposes. The property is located at 20694 Summer Haven Road, Pelican Rapids, MN. A renewal of membership from Land Stewardship Project was reviewed and discussed. The Township Board indicated that they did not want to renew their membership. Dennis also received another email from David Kruse and he is still interested in buying the property in back of the Township Hall. Dennis also indicated that the buyer would have to obtain all costs including survey, legal advertising, appraisal, as well as the purchase price. The sale would be through bids and have to be publically advertised. Bob indicated the property was basically a swamp that could not be built on. David indicated that is the dilemma we are having now because people are buying hunting land. Mike asked if it was beneficial to us to keep that property and if we do have a buyer, should we actually pursue it and get it off our back as long as it does not cost the Township anything. Dennis indicated there are no costs to keep this property. Mike also asked if there was a hunter who was trespassing on Township Land and gets hurt, could we be sued. Dennis will contact MAT to discuss the sale of this property and the procedures the Township will have to comply with. He then will contact the buyer and indicate that this is where we are at and are you willing to absorb all of the costs to purchase this property.

Zoning Report: Jim Lucking indicated that two property owners on Sand Lake were told by the realtor, Coldwell Banker, that they could build sheds on their property. The property owners did not qualify as they have ownership of less than the required 19 acres. Mr. Lucking thinks that what happened on the east side is that at one point that property was called Little Sand Lake and it was under lake shore management and, since the County no long recognizes that property as a lake, lakeshore management does not comply anymore. When the property owner went to the County for a permit, they said no, go see the Township. The property owner’s sole objective is to put up a hobby shed and lives on Crystal Lake. Nevertheless, he is less than pleased, but is taking the matter up with Coldwell Banker.

Jim Lucking also indicated that a Planning and Zoning Committee meeting was held on June 20th, 2016 with Dave Kerr and Les Rotz attending. Mr. Kerr and Mr. Rotz did not want the Pelican Toy Boxes, LLC built with concerns that the condominium storage sheds would turn into living quarters. The Planning and Zoning Committee resolved that.

Jim Lucking also indicated that a Planning and Zoning Committee meeting was held on July 11, 2016 regarding the Findings of Fact for the Conditional Use Permit the proposed Pelican Toy Boxes, LLC (Storage Units) as submitted by Bruce Quammen. The Planning and Zoning Committee recommendations are on the agenda and will be up for further discussion later in this meeting.

An email Jim Lucking received from Cathy Villas-Horns, P.B. Supervisor, Incident Response Unit, Pesticide & Fertilizer Management Division, State of Minnesota regarding the Soil Characterization Report from Agvise Laboratories for the soil sample from Rolling Hills Golf Course is on the agenda and will be discussed later in this meeting.

Jim Lucking also indicated that a Planning and Zoning Committee meeting was held on July 11, 2016 regarding the Findings of Fact for the Conditional Use Permit the proposed Pelican Toy Boxes, LLC (Storage Units) as submitted by Bruce Quammen. The Planning and Zoning Committee recommends to the Township Board of Supervisors that the application of Pelican Toy Boxes, LLC for a Conditional Use Permit be approved (This will be discussed by the Township Board later in this meeting).

Road Report: Mike indicated that the Road Report was printed but obviously, due to the 6 to 8 inches of rain we received, things have changed. We have some minor issues. We put 5 yards of crushed asphalt on Pike's Beach to fix an erosion issue. There is a cable from Arvig in the way, but we will get on it and see if we can create a ditch to stop it we seem to handle this every year in one form or another but Randy and I came up with a plan and we think it will work. We did this on the other side of the hill and we are going to do it on the County Road 9 side. We built a trench so the lake does not flow to the other side of the road. But there is an Arvig cable lying on the ground and we have to find out if it is "hot or not hot" before we can start the project. Randy Arnston indicated he contacted Arvig and they will be moving the cable. We had a couple of minor repairs and we called in some Class 5 to fill in some trenches but basically, we handled the rainfall quite well. Mike got a phone call today and our portion of the re-tarring 460th, which is shared with Dunn and Pelican Township, which is 59 to the east, is 17% of that. Mark Sand and Gravel got the bid and according to Dunn Township, who is going to finance the project, our share will be approximately \$15,000. There are getting me the name of the guy in charge of the project, they definitely left the bid to Mark Sand and Gravel and I am going to make him aware of our South Pelican Drive issue and I want him to come and we will discuss and see what his opinion and what his estimate is. If they start this project before August, we will have to have a special meeting for approval. It doesn't sound like the project will start until August.

Dennis indicated that the project for South Pelican Drive should be approximately \$86,000 for the total project when compared with the re-tarring of 460th. The re-tarring project is 9/10ths of a mile at \$52.00 a ton. No tentative start date for the South Pelican Drive project. Mike met with Rick West for about 15 minutes and he indicated that the County 9 project to Zorbaz will not happen this year. They have the bids and they are expected to be opened in August and it looks like the soonest they could possibly start, if there is somebody that

free and open, would be September and for what the project involves for his opinion, I don't think we want to start at that time of the year because if it freezes up we are caught somewhere in between so he did believe that the Commissioners would decide to wait and start it in the spring of 2017. Does that affect the bidding, does that affect the negotiations, and Mr. West could not answer that. At this meeting, I talked to a guy that was at the Fergus meeting and that is exactly what Mr. West said there. The game plan what I was told by Rick was they are going to do it the same as they did the first half, they would like to leave it gravel for an entire year, so everything can settle and they don't have to mess with the swamp area.

Mike also had a conversation with Rick Evenson and he will take care of the brushing by Lone Acres Road. Mr. Evenson indicated that we should spray the brushing. He said the brush was getting to be 3½ to 4 feet tall and if you're going to eliminate it now with the foliage, we should spray. Mr. Evenson said we did a good job last year, but that would be wasted if we allowed the brush to grow back. Mike told him he would get up to look at it and report to the Township Board tonight. Dennis agreed that those areas need to be sprayed and with the foliage, it would be an excellent time.

Mike Johnson reported that all dust guard is complete. Roads were bladed on July 5th after moisture. Mowing will start for the second time, thistles heading out. Asphalt placed on Duck Lake Road seems to be holding well. Gravel placed on Hogs Back. A culvert will be placed on 460th soon. Brushing was done on South Pelican Drive due to complaints of vision problems.

Hospital Board Report: Board meeting minutes and Financial Report of May 23rd, 2016 are available for review in the Township Office.

Property Board Report: Bob Burgess indicated he was working on the sound system with Cooper's Office Supply in Fergus Falls, Minnesota along with Mike Johnson whom Bob has scheduled a meeting with to go to Cooper's Office Supply next week to look at different sound systems. You can buy them pretty cheap which is a microphone in a box or you can get sophisticated systems where everyone has a microphone or disc and you can hear through a main speaker. They are having a problem in Dunn Township whereby someone seating at one end of a table has trouble hearing someone seating at the other end. They have talked about sharing the cost of one, as you can move them around. One meeting a year, every other year, we would not have one. They will be doing more research on that. Dennis inquired as to the price of these sound systems and Bob indicated they could cost anywhere from \$1,500 to 6,000 depending upon the sophistication of the product.

Old Business: Pelican Toy Boxes, LLC – Findings and Attachment “A” - Jim Lucking indicated that a Planning and Zoning Committee meeting was held on July 11, 2016 regarding the Findings of Fact for the Conditional Use Permit the proposed Pelican Toy Boxes, LLC (Storage Units) as submitted by Bruce Quammen. The Planning and Zoning Committee recommends to the Township Board of Supervisors that the application of Pelican Toy Boxes, LLC for a Conditional Use Permit with the Findings of Fact and Recommendations and Attachment “A” be approved. (See attached copy of Findings of Fact and Recommendations and Attachment “A”.)

Jim Lucking motioned that the Township Board approves the Conditional Use Permit with the Findings of Fact and Recommendations and Attachment "A" and was 2nd by Dave Ritchie. Dennis inquired as to any discussion whereby Mike Johnson wanted to know why there was a 5 year moratorium. Jim indicated it was an idea he came up with simply because by ordinance it is not an approved use but it is not a disallowed use either. He also indicated that Bruce was the boss, in charge of the bylaws, but as soon as all of the condos are sold, it becomes an association and we want to see how that works as well. Mike argued that it was a corporation and Dennis indicated, no, it goes to a board. Jim indicated the owners of the units will fill out the board. Mike indicated this was a corporate board. Jim then indicated he was not sure if you could call it a corporate board. Mike indicated that they were governing the board that you developed, and then they are a corporate board, which makes it a business. Mr. Quammen then indicated it was a non-profit LLC. Dennis indicated there are no customers and there is no profit. Mike argued this is a business in a commercial zone. Dennis indicated that our ordinance allows business it does not discuss corporation with corporate existence with private ownership and that is a condominium. Mike indicated this is a commercially zoned business area we designated as a township he didn't understand the legal disassociation. It is a corporation and Mr. Quammen has stated it is a corporation and it is going to be run by a corporate board and Mr. Johnson did not understand the difference. It is a business in a commercial zone. Other people can interpret it differently, but that is the way he interprets it. Mr. Johnson indicated he was for the project but does not see the need for a 5 year moratorium because it is an agreed commercial zoned area with a business in it. Dennis indicated it was corporate ownership, not a business. It has no customers and it has not profit. Mike indicated that it does have customers and Dennis disagreed and indicated it has owners. The corporation in essence is a corporate ownership of property for private use. It is not for public use. Philip Rotz asked if there should be a motion brought regarding the 5 year moratorium and Mike indicated that the Township Board is still having discussions at this time. Dennis indicates that we have ordinances addressing storage units; we have ordinances specifically addressing mini storage units within the commercial area where units are rented by customers and that is addressed in our zoning ordinance. This kind of corporate condominium type ownership is different from what we have and we have some very specific requirements for private owners of storage sheds in this Township. Mike indicated we have nothing on record for private ownership of storage units in a commercial zone it is only in an agriculture or residential zone. You say it here on part "C". The proposed use is not specifically addressed in the Township ordinance, a Conditional Use Permit is required and Mike could understand that, but there were no such rules in a commercial zone that Dennis just described. How big, how many, however these storage sheds need to be not in a commercial zone. In the statement that they just made here, Dennis was exactly right. So it comes down to this Board to make the decision. Dennis indicated that what Mike was talking about, that we want a moratorium based on our experience here, we may want to make it very specific as to the restrictions in the commercial zone. That comes down to the decision of these individual board members, elected by the public. Dennis indicated there was a motion on the floor to approve Pelican Toy Boxes, LLC with conditions and Attachment "A". Dennis called for a roll call vote, Dave, yes; Bob, yes; Jim, yes; Mike, yes; and Dennis, yes. Motion passes.

An email Jim Lucking received from Cathy Villas-Horns, P.B. Supervisor, Incident Response Unit, Pesticide & Fertilizer Management Division, State of Minnesota regarding the Soil Characterization Report from Agvise Laboratories for the soil sample from Rolling Hills Golf Course was discussed. Acceptable level of mercury in the soil is .5. The sample taken from Rolling Hills Golf Course was .8. Cy Flem indicated he is going to have Rick Trudel from Central (218-584-5107 or 701-37-4202) obtain 20 more samples taken at 4 feet down. Mr. Flem will notify Jim Lucking to witness these samples and this should be done before the next Township Board Meeting. Dennis indicated that this area where Cy samples were taken is a storage area. Cy indicated that he was sure it was part of the shop. The email indicated that if there were specific storage areas on Cy's property, there should be samples from there as well. Mr. Flem also indicated that they haven't used the fertilizer in 42 years. Dennis indicated to Cy to forward a report of these soil samples to the Township Board for their review and to see how the Township Board should proceed.

New Business:

1. Dave Pederson indicated that the Minnesota National Bank has sent new forms for our signatures regarding all of Scambler Township Accounts.
2. Attorney: Jim Lucking requested that based on what has transpired in the last 6 months, the Township Board should very seriously consider retaining an attorney to have legal advice immediately to answer questions regarding Township Board matters. Jim also indicated that it would be very wise to at least consider at this point. Dennis indicated that he wanted someone who specializes in township law and township issues. Planning and Zoning is the most important one but there are other issues. Dennis also indicated that we are getting excellent legal counsel in the litigation matter. Dennis indicated how can we proceed with this matter and how can we be more proactive in our decision making and the procedures we go through to make these decisions. Because, even though we thought we were following the procedures that were set up by our ordinances, we are open for litigation and we might be able to minimize that if we hire somebody to answer questions for us ahead of time. He does not know what the cost would be. That would be part of the research on this matter. Part of the problem might be finding someone local to keep costs at a minimum because to hire an attorney out of the cities or close to the cities, with travel expenses and time would be expensive. Mike indicated that we were advised by the current attorney that we have now, Peter Tiede, that we cannot pass these costs on to the complaint, correct. Dennis indicated that Mr. Tiede's opinion on that was that Mike was correct because the people or the organization that initiated the litigation had every legal right to do what they are doing, so there is very little chance of a countersuit to redeem our costs. Mike also indicated that if it costs us \$50,000 in this legal battle there is only one group that is going to pay that bill and that is the taxpayers of Scambler Township because our levy is going to have to go up to make sure we have enough funds to handle our roads and our other issues we have in the Township. Dennis said that with the figure that Mike has just thrown out is way, way higher than what our insurance indicates. We have 90/10 coverage on the first \$100,000 of legal expense. According to our insurance policy the coverage of error and omission insurance we pay the first \$1,000 out of the first \$10,000 then we pay \$1,000 for every \$10,000 billed up to \$100,000. That is what our insurance costs are. Mike indicated that he understood that his grasp of the situation was that if we

win and this project gets shut down and the owner of that piece of property comes back and countersues us because of our naiveness and it costs him the sale of his property because we are inept. There will be another lawsuit coming so after the lawsuit is commenced the insurance goes up because we just settled one insurance claim and you know what happens when you get claims back to back. Dennis indicated that could be possible. Mike also indicated that this could have very long ramifications and Dennis agreed. Mike indicates that hiring an attorney would be a very good idea because this could be the start of a snowball rolling down the hill. Dennis said he would agree if the plaintiff in this case is successful in their lawsuit they certainly would not be discouraged from not questioning other decisions that the Township Board makes in a similar way. Mike indicated that he has read the ordinance and reread the ordinance and there is nothing from day one or nothing in here that says anything about an EAW study in a commercial zone. Dennis indicated that state law does. Mike then indicated that he understood what the state law has, but it is not stated in our ordinance. Dennis then indicated that our ordinance does not change state law and the state law does say that a RV park exceeds 49 units you must do an EIS. Mike then wanted to know who governs that rule, the state, not Scambler Township. Dennis then told Mike to read the law. It was not us that demanded the study it was state law. Mike then indicated that it was us that were getting sued over it. Dennis indicated that this discussion was getting away from the discussion of hiring an attorney. Bob then asked what the insurance covers and Dennis indicated the insurance covers only the litigation which we file as a claim under the insurance, such as someone would have to sue us or some other similar type of litigation in which case the insurance kicks in. Mike indicated that Ricki Noonan would be an attorney to check up on since they had sent us a brochure. Dave Pederson recommended Zenas Baer who does city and township work. Philip Rotz then indicated that Sam Rufer was the attorney when the ordinance was put into place. Arnie Cox indicated that Sam Rufer was not the attorney the Township Board wanted. Dennis also indicated that a good friend has Zenas Baer and they have good things to say about him. Zenas has numerous experiences with similar groups such as Pelican Lake Association. Mike motioned that Dennis the Township Board acquire further research in hiring an attorney, Jim Lucking 2nd. Mike indicated that we retain an attorney to provide their professional opinion on Township Board issues. David then indicated that MAT has a request for proposals regarding attorneys for the Township Board. Mike also indicated that things could get very costly and drawn out. Mike was told that a full blown EIS could be a lot of money and if costs somebody the sale of their property, he would be suing somebody. Bob asked when these ordinances were written ten years ago; did they have legal counsel then? Dennis indicated yes, Sam Rufer. Arnie Cox indicated that at that time, about 10 years ago, Scambler Township Planning and Zoning were not interested in listening to anybody and you could not get a reasonable statement out of them. Mike Johnson motioned that Dennis Carlblom and Jim Lucking conduct further research on this matter and report at the next Township Board Meeting. This was 2nd by Bob Burgess. All in favor, approved.

Dennis Carlblom motioned that the Election Judges be appointed as follows: David Pederson, Lou Ann Zurn, Jim Lucking, Judy Hoadley, Karen Hart, Vicki McGauley and Susan Como for the upcoming primary election and general election and Mike Johnson 2nd and all in favor, approved.

Next meeting August 11th, 2016, at 8:00 p.m.

Meeting adjourned.
Submitted by Susan Como, Clerk,
Scambler Township

Scambler Township Board Meeting Minutes
Thursday, June 9th, 2016, 8:00pm

Attending: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, Lou Ann Zurn

The Meeting started with the Pledge of Allegiance.

Approval of Agenda –Dennis Carlblom requested adding as #4 under New Business, Pending Litigation and Summons. Jim Lucking motioned to approve the agenda as amended, and was 2nd by Mike Johnson. All in favor, approved.

Approval of Clerk’s Minutes of May 12th, 2016, Board Meeting – After review, Jim Lucking motioned to approve the Minutes as presented, and was 2nd by Dave Ritchie. All in favor, approved.

The Treasurer’s Report was reviewed and discussed. Dave Ritchie motioned to approve the Treasurer’s Report and pay bills, and was 2nd by Jim Lucking. All in favor, approved.

Mike Johnson requested at this time to note the extra wages for Susan Como and Lou Ann Zurn, due to extra time devoted to lawsuit and litigation requirements.

The Communications Received were read and discussed. Of Note: The 2016 Primary Election will be held the Scambler Town Hall Tuesday, August 9th, 2016.

Zoning Report – Jim Lucking reported the Scambler Planning Commission met on June 1st, 2016, to discuss the conditional use permit for Toy Boxes, LLC. A Public Hearing regarding the request for a conditional use permit for Toy Boxes, LLC. was scheduled at the Town Hall for June 20th, 2016, at 7:00pm. The required notices have been sent out. The next scheduled meeting for the Scambler Planning Commission is July 11th, 2016, 8:00pm, to prepare the Findings of Fact, and final recommendation to the Scambler Town Board Supervisors. Jim Lucking also witnessed the Tessman Company taking the soil sample at the Rolling Hills Golf Course for the proposed Rolling Hills RV Park. The sample(s) have been sent to Agvise Laboratories for analysis. No word has been received yet.

The June Road Report was in the agenda, and Mike Johnson led the discussion following. Pelican Valley Hospital Board Meeting Minutes were provided to the Board. The minutes and financial reports are available in the Township Office per request.

Property Board Report – Bob Burgess reported the mowing and upkeep work at the cemetery is being done in a timely fashion, as were the preparations for Memorial Day.

New Business –

Pelican Toy Boxes, LLC was discussed in the Zoning Report.

Arnie Cox – Fire Department Concerns – The Pelican Press article was not discussed at this time, although, Arnie brought up other possible fire department concerns that were discussed.

Arnie Cox – Township Communications – Arnie suggested that before a matter that affects the Township comes before the Board for approval, the information should be sent to the Board beforehand to allow time for research. Discussion followed.

Pending Litigation and Summons – At 8:55pm, the meeting was closed to the public, and an Executive Session was called to address legal litigation.

The next Scambler Township Board Meeting will be Thursday, July 14th, at 8:00 pm.

Submitted by Lou Ann Zurn, Deputy Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
THURSDAY, MAY 12, 2016, 8:00 P.M.

Present: Dave Ritchie, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, and Susan Como

Meeting started with Pledge of Allegiance.

Preliminary Business/Reports:

Approval of Agenda: Mike Johnson motioned to approve Scambler Township Board Meeting Agenda as amended and was 2nd by Jim Lucking. All in favor, approved.

Clerks Report Minutes: Clerk minutes for April 1, 2016, Board of Equalization and Appeal were reviewed and after discussion Jim Lucking motioned to approve the minutes as amended and was 2nd by Dave Ritchie. All in favor, approved.

Clerk minutes from the April 14, 2016 Re-Organization Meeting and Town Board Meeting were reviewed and after no discussion Mike Johnson motioned to approve the minutes and was 2nd by Jim Lucking. All in favor, approved.

Treasurer's Report: The Treasurer's Report was reviewed and discussed. Jim Lucking motioned to approve the Treasurer's Report and Bills Payable, ad was 2nd by Mike Johnson. All in favor, approved.

Communications Received: The communications were received by the Chairman and the Clerk were read and discussed. The Otter Tail County Variance Request for May 12, 2016; Minnesota National Bank News and Happenings; Lake Region Official Notice and Member Action Ballot; and a letter dated May 5, 2016 from Robert T. Ruppe, Couri & Ruppe, P.L.L.P. regarding a proposal for legal services advertisement and brochure.

Zoning Report: Jim Lucking indicated that Mr. Redington is in the progress of cleaning out his lot to build a shed at 490th and 205th. He did change his mind on where he is going to build it and it is going to be out in the woods.

A Planning and Zoning meeting was held on May 4, 2016. It was the conclusion of the Board that a Conditional Use Permit was required because it is not an authorized use in a commercial zone by our ordinance and it is not disallowed by our ordinance. A Planning and Zoning Board meeting is scheduled on June 1, 2016 at 8:00 p.m. to discuss the Conditional Use Permit for the proposed Pelican Toy Boxes, LLC (Storage Units) as submitted by Bruce Quammen. A recommendation will be coming to the Township Board following the meeting. If it is approved we will need a public hearing scheduled before the Township Board.

Road Report: Mike Johnson indicated that graveling is complete and as of May 12, 2016, dust guard is complete. A question on the bill for Arnstons in March and April and there was no snow removal at all and the contract said, if possible, put in the use brushing and that is why the bill was somewhat substantial. That is what the contract said which was in addition to salting and sanding that was done. Mike Johnson talked to Rick West and to Dunn Township and the project of overlay on South Pelican Drive and we are waiting for them to take the bids to find out who is going to be in the area. Dunn Township and Rick West will let us know when they get their bids and who will get the contracts. To go out and seek a bid was not time effective. In the County situation Rick West felt that was not a problem. Dennis Carlblom asked where the process was for 460th paving in the corner adjacent to Dunn and Mike Johnson indicated they have not received the bids yet. Mike Johnson had received an email from Dunn Township whereby they had researched the rules. If Dunn Township gets a good price, Dennis felt we should ask the same company for a quote to do South Pelican Drive and Mike Johnson agreed. Mike had talked to the Engineer and that the bids that were accepted in Perham, were less than half a year ago. Jim Lucking was brought to the attention of the intersection of Ranch and 510th and the dangerous curve. If you are coming from the north it is impossible to make a left hand turn onto Ranch or vice versa and it is a real problem for Mr. Arnston to remove snow. Mr. Arnston would like to fix the road and would only take 10 to 12 yards of gravel to fix that problem. Mike Johnson said that he would look at that and go talk to the Mike Lewis about

fixing the problem. PVHC Board Meeting Minutes and Financial reports for March 28, 2016 are available in the Township Office per request.

Property Board Report: Bob Burgess was not at the meeting as his wife is still ill. Mike Johnson addressed lawn mowing and if Mr. Wick was still going to mow the grass. Dennis Carlblom indicated yes. Dave Ritchie will make sure the flag is up for Memorial Day and cemetery is clean.

Old Business: None.

New Business:

Copier: Jim Lucking requested a new copier for the office or the very least, get the old one fixed. Jim Lucking amended his motion that Susan Como investigate and acquire a new copying machine with the one-time authorization to exceed the \$500.00 limit and was 2nd by Dave Ritchie. All in favor, approved.

Amplifier System: Dennis Carlblom Bob Burgess was going to do the research on this and he is absent this evening so this will have to be tabled. Arnie Cox addressed the Town Board regarding the amplified system.

Renewal of Cyril Flem's Beer License: Jim Lucking moved to approve the beer license for rolling hills golf course and was 2nd by Dennis Carlblom. All in favor, approved.

Email from Tami L. Norgard regarding copy of the Scambler Township approval of Cyril Flem's CUP for an RV Park, which was approved at the April 14, 2016 hearing. We also received a 2nd request from Charlotte Rouche requesting the same information. Send copy of Minutes.

David Kruse: David owns property to the north of Town Hall and there is an acre in back and he would like to purchase the property. David would like to purchase the property to gate off the road because he is doing some things back there and he would like to close the access. Dennis did not know and indicated that he would have to investigate. Dennis was not sure if he could sell the property without first putting it on bids. Dennis was also not sure if the Township could sell the property without the approval of the electorate at the annual meeting. David Ritchie will be getting research from MAT regarding this matter. Mike Johnson thought we should contact the Otter Tail County and that may give us some information regarding how much land the Township owns.

Dennis Carlblom also asked about what was going on at Joe Zurby's place. Dennis thought there was something quite major going on there. No site permits have been issued. Mike Johnson indicated that someone should check with County for any permits issued. Mike Johnson indicated that they were hauling gravel in there by the truck loads. Was not sure who was doing the work. No one is sure who owns the property now. Randy Arntson indicated that his son was told they were making deer plots.

Next meeting June 9, 2016, at 8:00 p.m.

Meeting adjourned.

Submitted by Susan Como, Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
THURSDAY, APRIL 14TH, 2016, 7:00 P.M.

Call to Order

Present: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, Susan Como

Input: questions from the public concerning agenda:

Sherry Trept, Pelican Lake Association, approached the Board with a letter to be added to the agenda from Attorney Tami L. Norgard, regarding their opposition to the Rolling Hills RV Park.

Phillip Rotz, Twin Oakes Dairy, LLC, approached the Board with a map for consideration outlining no spray ditches for Twin Oakes Dairy, LLC.

Arnie Cox: requested an amplification system for the Town Hall for consideration by the Board.

Michael Johnson motioned to approve the agenda as amended and was 2nd by Jim Lucking. All in favor, approved.

Arnie Cox addressed the Board regarding fire protection in May. After discussion, Dennis Carlblom indicated that this is the Pelican Rapids Fire Department responsibility and if Arnie Cox had any further questions, he could contact them.

Clerk minutes for March 10, 2016 were reviewed. Jim Lucking motioned to approve the minutes as presented, and was 2nd by Bob Burgess. All in favor, approved.

Clerk minutes for April 4, 2016 Board of Equalization and Appeal Meeting were reviewed and after discussion the minutes are to be amended to include decreased property evaluation. Mike Johnson motioned to approve minutes as amended and was 2nd by Jim Lucking.

The Treasurer's Report was reviewed and discussed. Jim Lucking motioned to approve the Treasurer's Report and Bills Payable, and was 2nd by Mike Johnson. All in favor, approved.

The Communications that were received by the Chairman and the Clerk were read and discussed. The upcoming Rinke Noonan Public Road Seminar was noted along with an Otter Tail Board of Adjustment Variance Request scheduled for April 14, 2016.

Zoning Report – Jim Lucking requested that a hearing be scheduled within the first two weeks in May to discuss the proposed Pelican Toy Boxes, LLC (Storage Units) as submitted by Bruce Quammen and a storage shed as submitted by Bruce Redington.

The Road Report was attached to the agenda and indicated the roads are in generally good condition for spring. Mike Johnson indicated the road tour had been completed. There are very few soft spots and there is good moisture to blade. He also indicated that the bids are in and the culverts are currently marked.

PVHC Board Meeting Minutes and Financial reports for February 22, 2016 are available in the Township Office per request.

Other: Mike Johnson attended the West Otter Tail Soil & Water – Noxious Weed Meeting including Government owned property. They will file a report on this meeting at a later date.

Property Board – Dave Ritchie reported a burial last week and the purchase of a new flag that was already damaged from the recent high winds.

Old Business:

Ringdahl Ambulance Service of Fergus Falls Subsidy and Contract for 2016 was reviewed and signed by the Township Chairman and Clerk. Mike Johnson motioned the Board enter into agreement with Ringdahl Ambulance and was 2nd by Jim Lucking. All in favor, approved.

The Contract for Library Services – Pelican Rapids Library was discussed and signed by the Township Chairman and Clerk. Jim Lucking motioned the Board enter into agreement with Pelican Rapids Library and was 2nd by Bob Burgess. All in favor, approved.

Proposals for Class 5 and Modified were opened by the Town Chairperson, Dennis Carlblom and Road Supervisor, Mike Johnson. After review of the bids from Egge Construction and Kraus Brothers Construction, the Board decided to accept the Egge Construction Bid of \$6.10 per ton Class 5 and the \$7.86 per ton Class 5 modified delivered to Scambler Township. Kraus Brothers bid of \$14.55 per Class 5 delivered was not accepted. Mike Johnson motioned the Board enter into agreement with Egge Construction and was 2nd by Jim Lucking. All in favor, approved. (Copies of letters attached.)

The lone proposal from Stenger's Dust Control for applying magnesium chloride to Scambler Township roads at the rate of \$0.90 per gallon was accepted by the board. Mike Johnson motioned the Board enter into agreement with Stenger's Dust Control and was 2nd by Jim Lucking. All in favor, approved. (Copy of letter attached.)

Conditional Use Permit for Rolling Hills RV Park - Dennis Carlblom reviewed the letter from Tami L. Norgard, attorney for Pelican Lake Owner's Association, outlining their objection to the Rolling Hills RV Park. Les Rotz also addressed the Board with his concerns as to the levels of mercury in the soil located on the Rolling Hills RV Park. Phillip Rotz also addressed the levels of mercury in the soil as well. After further discussion it was agreed by the Board that Cyril Flem would have an independent contractor sample the soil and report the findings to EAW and Minnesota Pollution Control. Jim Lucking motioned that the Findings of Fact agreed upon by Scambler Township Planning and Zoning on April 6, 2016 be accepted by the Board and was 2nd by Dennis Carlblom. Roll call vote: Jim Lucking, yes; Bob Burgess, no; Dave Ritchie, yes; Mike Johnson: yes; and Dennis Carlblom, yes, approved. (Copy of Findings of Fact attached?)

New Business:

Pelican Lake Toy Box proposal: Jim Lucking requested that a hearing be scheduled within the first two weeks in May to discuss the proposed Pelican Toy Boxes, LLC (Storage Units) as submitted by Bruce Quammen.

Phillip Rotz, Twin Oakes Dairy, LLC, approached the Board with a map for consideration outlining no spray ditches for Twin Oakes Dairy, LLC. The Board will take this matter under for further discussion to see if there is any other paperwork or documentation needed to complete this matter. (Acknowledgement of Receipt is attached.)

Arnie Cox requested an amplified system for the Township Hall because of the bad acoustics. Bob Burgess, Property Supervisor, will do further research on this matter.

Township Credit Card: Former Township Clerk, Lou Ann Zurn would like her name be removed from the Visa Credit Card account as soon as possible. Dennis Carlblom motioned Lou Ann Zurn be removed from authorization regarding the Township's Visa Credit Card and was 2nd by Michael Johnson. All in favor, approved.

The Scambler Township Board Meeting is scheduled for May 12th, 2016, at 8:00 p.m. An amplified system and fire protection will be discussed.

Meeting adjourned.

Submitted by Susan Como, Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
RE-ORGANIZATION MEETING
THURSDAY, APRIL 14TH, 2016, 7:00 P.M.

Present: Dave Ritchie Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, and Susan Como

Meeting started with Pledge of Allegiance.

Dennis Carlblom motioned to approve Re-Organization Meeting Agenda as presented and was 2nd by Dave Ritchie. All in favor, approved.

Input/Questions from the public concerning the agenda:

Arnie Cox addressed Dennis Carlblom and requested an amplified system for the Town Hall. Dennis Carlblom indicated he would put the request on the agenda and have a discussion.

New Business:

Swearing in of newly elected officers:

Bob Burgess was sworn in by former Scambler Township Clerk, Lou Ann Zurn; Dennis Carlblom, Chairperson and Susan Como, Scambler Township Clerk, were sworn in on March 28th, 2016, at the Spring Short Course in Alexandria, Minnesota.

Transfer of town records:

Town records have been transferred to the new Scambler Township Clerk and she now has access.

Select Town Chair and Vice Chair (via motion):

Bob Burgess nominated Dennis Carlblom as Town Chair and was 2nd by Dave Ritchie. Jim Lucking motioned to close and Mike Johnson 2nd. All in favor, motion carries.

Jim Lucking nominated Mike Johnson as Vice Chair and was 2nd by Bob Burgess. Jim Lucking motioned to close and Dave Ritchie 2nd. All in favor, motion carries.

Adopt a schedule of the Board's regular meetings:

Meetings are held on the 2nd Thursday of every month at 7:00 p.m. October through April and 8:00 p.m. May through September. Jim Lucking motioned to change the meeting time to 8:00 p.m. year round and was 2nd by Mike Johnson. No discussion. All in favor, motion carries.

Designate an official newspaper:

Mike Johnson motioned that the Pelican Press be the official newspaper of Scambler Township and was 2nd by Bob Burgess. No discussion. All in favor, motion carries.

Set compensation for town officers and employees (Resolution copy attached).

Mike Johnson motioned to amend the town clerk's compensation as stated in the Resolution as follows: \$4,400 per year above and beyond Town Board Meeting fees. 4 hours per week at the Township Clerk's discretion. This was 2nd by Dave Ritchie. All in favor, motion carries. Dennis Carlblom motioned to approve Resolution 2016-02 to set compensation for town officers and employees and was 2nd by Mike Johnson. All in favor, motion carries.

Designate a supervisor to be Road Supervisor:

Jim Lucking motioned to appoint Mike Johnson as Road Supervisor and was 2nd by Dave Ritchie. All in favor, motion carries.

Designate a Property Supervisor:

Mike Johnson motioned to appoint Bob Burgess as Property Supervisor and was 2nd by Jim Lucking. All in favor, motion carries.

Designate a Zoning Supervisor:

Bob Burgess motioned to appoint Jim Lucking as Zoning Supervisor and was 2nd by Mike Johnson. All in favor, motion carries.

Designate posting place:

Dennis Carlblom motioned the sign in front of Scambler Township Hall as the posting place for Scambler Township announcements and was 2nd by Mike Johnson. All in favor, motion carries. There was discussion brought by Mike Johnson regarding the Scambler Township web site as an official posting place. Dennis Carlblom that the Scambler Township web site was the "unofficial) posting place.

Designate a bank as the town depository:

Mike Johnson motioned that Minnesota National Bank in Pelican Rapids, Minnesota be designated the town depository and was 2nd by Jim Lucking. All in favor, motion carries.

Resolution for banking signature card (if necessary) (copy attached):

Resolution for banking signature card was reviewed by the Board. Mike Johnson motioned for approval of Resolution 2016-03 and was 2nd by Bob Burgess. All in favor, motion carries.

Set township fee schedule for township permitting, and proposals, etc. (copy attached):

The Scambler Township Fee Schedule was reviewed by the Board. Dennis Carlblom motioned to keep the fees as printed and was 2nd by Jim Lucking.

Jim Lucking motioned for meeting to be adjourned and was 2nd by Dave Ritchie.
Meeting adjourned.

Submitted by Susan Como, Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
THURSDAY, MARCH 10TH, 2016, 7:00pm

Present: Dave Ritchie, Bob Burgess, Jim Lucking, Dennis Carlblom, Mike Johnson, David Pederson, Lou Ann Zurn

Meeting started with the Pledge of Allegiance.

Dennis Carlblom requested Zorba's on Pelican Lake request for liquor license renewal be moved from New Business to #1A under Approval of Agenda. Jim Lucking motioned to approve the agenda as amended, and was 2nd by Bob Burgess. All in favor, approved.

Bryan Nelson, from Zorba's on Pelican Lake, approached the Board providing a written request to renew Zorba's liquor license for 2016. Mike Johnson motioned to approve the renewal of liquor license for Zorba's of Pelican Lake in Scambler Township, and was 2nd by Jim Lucking. All in favor, approved. Chairman, Dennis Carlblom, and Clerk, Lou Ann Zurn, signed and dated the paperwork.

Clerk's Minutes for February 11, 2016, were reviewed. Jim Lucking motioned to approve the minutes as presented, and was 2nd by Dave Ritchie. All in favor, approved.

The Treasurer's Report was reviewed and discussed. Jim Lucking motioned to approve the Treasurer's Report and Bills Payable, and was 2nd by Bob Burgess. All in favor, approved.

The Communications that were received by both the Chairman and the Clerk were read and discussed. The upcoming MAT Spring Short Courses in Mahnomen, MN, March 28th, and in Alexandria, MN, March 25th, 2016, were noted. It was also noted that there

may be a quorum of Supervisors at either the Alexandria or Mahanomen Spring Short Courses.

Zoning Report – Bob Burgess reported that the Public Hearing for the Conditional Use Permit for the Proposed Rolling Hills RV Park was held at the Scambler Town Hall February 25th, 2016, at 7:00pm. This topic will be an ongoing discussion.

Mike Johnson gave a verbal Road Report, and discussion followed.

PVHC Board Mtg. Minutes and Financial Reports for January 25, 2016 are available in the Township Office per request.

There was no new business to report from the Property Board.

Old Business – Conditional Use Permit for Rolling Hills – Dennis Carlblom received a packet of material related to the proposed Rolling Hills RV Park from Cyril Flem. Stating the Board has not had a chance to review the material, Dennis Carlblom motioned to table discussion of the Rolling Hills RV Park until the April 14th Board Meeting, and forward the material to the Scambler Planning Commission for review. Jim Lucking 2nd the motion. On Roll Call Vote:

Carlblom, yes; Lucking, yes; Burgess, yes; Richie, no; Johnson, no. Motion carries.

The call for Class 5 Gravel, as well as Dust Guard proposals for Scambler Township will be posted in the Pelican Press March 23rd and March 30th. The proposals received will be opened at the April 14th Board Meeting.

Ringdahl Ambulance Service of Fergus Falls Subsidy and Contract for 2016 – The 2016 Contract Agreement for Ambulance Service calls for \$5950 based on \$12.50 per capita. After discussion, Jim Lucking motioned to accept the 2016 Contract Agreement for ambulance Service with Ringdahl Ambulance Service for an annual payment of \$5950, based on \$12.50 per capita, and was 2nd by Mike Johnson. All in favor, approved.

The Scambler Township Organization Meeting will be scheduled April 14th, 2016, at 7:00pm, with the regular April Board meeting to follow at 7:30pm, or when the Organization Meeting ends.

Meeting adjourned.

Submitted by Lou Ann Zurn, Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES
THURSDAY, FEBRUARY 11TH, 2016, 7:00PM

Attending: Dave Ritchie, Bob Burgess, Dennis Carlblom, Mike Johnson, Jim Lucking, David Pederson, Lou Ann Zurn

The meeting was called to order, and started with the Pledge of Allegiance.

Approval of Agenda- The scheduling of the date for the March Board meeting was added as number two (2) under New Business. Jim Lucking motioned to approve the Agenda as amended, and was 2nd by Bob Burgess. All in favor, approved.

Clerk's Minutes for Thursday, January 14th, 2016 – With one typing error correction, Mike Johnson motioned to approve the minutes as amended, and was 2nd by Jim Lucking. All in favor, approved.

The Treasurer's Report was reviewed and discussed. David Pederson asked for approval to add two additional checks: check #3831 will go to Pelican Press in the amount of \$221.10, for township notices; check #3832 will go to Dave Ritchie in the amount of \$18.99, for the purchase of a new American flag for the Town Hall. Mike Johnson motioned to approve the Treasurer's Report and bills payable as amended, and was 2nd by Dave Ritchie. All in favor, approved.

The Communications were read and discussed. There will be a Coordinated Response Exercise liaison meeting hosted by local pipeline and gas distribution companies March 17th, 2016, at the Bigwood Event Ctr. in Fergus Falls. It was noted there may be a quorum of Supervisors at this informational meeting. Also, the West Otter Tail Township Association 2016 Spring Mtg. will be at Dunn Township Hall March 17, 2016, at 12:30pm.

Zoning Report – The notices to landowners within one mile of the Rolling Hills Golf Course site for the public hearing scheduled for February 25, at 7:00pm, were sent out in a timely fashion. After discussion, Mike Johnson motioned that the Township be responsible this time for the cost of printing the hearing notices, certificate of mailing, postage, and notices in the Pelican Press up to the date of the public hearing. The motion was 2nd by Jim Lucking. On Roll Call Vote: Dennis Carlblom, yes; Mike Johnson, yes; Jim Lucking, yes; Bob Burgess, yes; and Dave Ritchie, yes. The motion carried unanimously.

The Road Report was attached to the Agenda. Ice is the main issue for the winter. The roads are in good condition for this time of the season. With more snow in the forecast, additional salt/sand mixture has been ordered.

Hospital Board Meeting minutes were attached with the agenda. The minutes and financial reports are available in the Township Office per request.

Property Report – Dave Ritchie purchased a new American Flag, and the rope needs to be replaced, as well, due to damage from the recent high winds. The septic tank was pumped out this week, after the alarm went off.

Other Business – At this time, there was discussion about the upcoming Annual Meeting agenda. The 2015 agenda was reviewed, and updates noted for the 2016 agenda, including the date for the 2016 Organizational meeting and the next date for the

Township Election and Annual meeting in 2017. Lou Ann will verify the election date with the Otter Tail County Government Service Center in Fergus Falls. Mike Johnson motioned to approve the proposed 2016 agenda for the Annual Meeting on March 8th, 2016, and was 2nd by Bob Burgess. All in favor, approved. It was decided at this time to keep the March Board Meeting the second Thursday of March (March 10, 2016). Lou Ann will verify Bryan Nelson, Zorba's of Pelican per request, and place them on the March agenda.

Scambler Township 2015 Financial Reports Audit – The Board reviewed the financial reports that were presented by the Treasurer and Clerk. There were some numerical corrections made and initialed, and the reports were approved and signed as amended. David and Lou Ann will make the necessary correction.

*Reminder: The 2016 Board of Appeal & Equalization for Scambler Township is scheduled for 9:30-10:30AM, Monday, April 4th, 2016, at the Scambler Town Hall.

Submitted by Lou Ann Zurn, Clerk, Scambler Township

SCAMBLER TOWNSHIP BOARD MEETING MINUTES THURSDAY, JANUARY 14TH, 2016, 7:00PM

Attending: Dave Richie, Bob Burgess, Dennis Carlblom, Mike Johnson, Jim Lucking, David Pederson, Lou Ann Zurn.

The meeting started with the Pledge of Allegiance.

Approval of Agenda – Jim Lucking motioned to approve agenda as presented, and was 2nd by Bob Burgess. All in favor, approved. At this time, Mike Johnson suggested Cyril Flem, listed under New Business, be moved to 1a under Agenda to avoid a long wait. Cyril Flem came forward and addressed the Board, providing an updated survey map, done by Anderson Land Survey, outlining the proposed Rolling Hills RV Park at the Rolling Hills Golf Course location. The map was review by the Board and discussion followed. Mike Johnson motioned to set a date at the earliest possible date for the conditional use public hearing for the Rolling Hills RV Park. Dave Ritchie 2nd the motion. All in favor, approved. Mike Johnson motioned the public hearing be scheduled at an evening time of 7:00pm at the Town Hall and was 2nd by Jim Lucking. All in favor, approved.

Clerk's Minutes, Thursday, December 10th, 2015 – After review, Dave Ritchie motioned to accept the minutes as presented, and was 2nd by Jim Lucking. All in favor, approved.

The Treasurer's Report was reviewed and discussed. Mike Johnson motioned to approve the Treasurer's Report and pay bills and was 2nd by Bob Burgess. All in favor, approved.

The Communications were reviewed and discussed. Of note, the Board of Appeal and Equalization is scheduled to be held at Scambler Town Hall Monday, April 4th, from 9:30Am to 10:30AM.

Zoning Report – There was nothing to report at this time.

Road Report – attached to the agenda. The road report stated the roads are currently maintained to the best of conditions. Also, the blading and sanding are done to this date.

Hospital Board Meeting Minutes were provided to the Board. The minutes and financial reports are available in the Township Office per request.

Property Report – There was nothing to report at this time.

Resolution for Absentee Ballot Board for 2016 was reviewed by the Board. With corrections on dates within (change 2015 to 2016), Dennis Carlblom motioned to approve the Resolution for Absentee Ballot Board as 2016-01, as amended. The motion was 2nd by Mike Johnson. All in favor, approved.

Under Other Business, there was discussion regarding some damage to Scambler Township #205th Avenue due to some heavy machinery coming to a landowner's property.

Old Business: Mike Johnson reported input he received from some of Scambler Township's vendors regarding possible 2-year Class 5 and Dust Control proposals. After discussion, it was decided to keep the proposals for the above at a 1-year term. The notices for Class 5 and Dust Control will be posted in March, to be opened at the April Town Hall Board meeting.

New Business: The 2016 Proposed Budget was reviewed and discussed. Mike Johnson motioned to maintain the 2016 Budget for the proposed 2017 Budget, the total staying at \$252,000.00. Dennis Carlblom 2nd the motion. All in favor, approved. Dennis Carlblom motioned to transfer \$1073.70 out of the Ordinary Fund, and deposit into the Fire Fund to reflect a zero balance in the Fire Fund. Mike Johnson 2nd the motion. All in favor, approved.

The Proposed 5-year Road Plan was reviewed and discussed. With some changes to the descriptive wording to clarify location of proposed work, Dave Ritchie motioned to accept the Proposed 5-year Road Plan as amended. Bob Burgess 2nd the motion. All in favor, approved.

The next Scambler Township Board meeting will be February 11th, 2016, at 7:00pm. On the agenda will be the annual financial audit.

Submitted by Lou Ann Zurn, Clerk, Scambler Township