

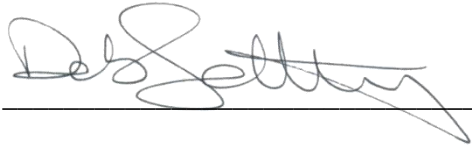
**South Bend Township
Public Hearing Meeting
January 6, 2015**

The public hearing of the South Bend Township Board of Supervisors was called to order at 6:51 pm on January 6, 2015. Board members that were present were Doug Schaller, Roger Veldhuisen and Gerald Eken. Also present was Deb Schwichtenberg.

The vacation of the public right of way of Gooseberry Lane was discussed. George Leary from Blue Earth County was present and stated that an easement would be written for the new right of way as soon as the old one was vacated. No additional input was presented.

Jerry made a motion to close the public hearing. Roger seconded the motion. All voted in favor and the public hearing was closed at 6:58 pm.

Respectfully Submitted by:

A handwritten signature in blue ink, appearing to read "Deb Schwichtenberg", is written over a horizontal line.

Deb Schwichtenberg, Clerk

**South Bend Township
Regular Meeting
January 6, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:02 pm on January 6, 2015. Board members that were present were Doug Schaller, Roger Veldhuisen, Dennis Nusser and Gerald Eken. Also present were Deb Schwichtenberg.

Roger made a motion to accept the agenda as presented. Jerry seconded the motion. All voted in favor and the motion carried.

The emailed minutes were reviewed from the December 2, 2014 regular meeting. Roger made a motion to approve the minutes as amended. Jerry seconded the motion. All voted in favor and the motion carried.

The Treasurer's report was read for information and approval. The Chairman accepted the treasurer's report as read.

The Public Hearing for vacating the public right of way on Gooseberry Lane was discussed. Contingent on vacating the old right of way, an easement will be written for the new public right of way. A Draft Resolution was provided stating:

“RESOLUTION VACATING THAT PORTION OF TOWNSHIP ROAD RIGHT-OF-WAY AS HIGHLIGHTED ON THE ATTACHMENT LABELED ATTACHMENT A – LOCATION MAP. THE PROPERTY IS LOCATED IN THE AGRICULTURAL ZONED DISTRICT. IT IS ALSO LOCATED WITHIN THE URBAN FRINGE OVERLAY DISTRICT OF THE CITY OF MANKATO AND IS IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER AND THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29 AND THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28 ALL LOCATED IN SOUTH BEND TOWNSHIP (T-108-N; R-27-W).

WHEREAS, Blue Earth County, owners of the following real estate in the County of Blue Earth, Minnesota, to wit:

That part of the northeast quarter of the southeast quarter of Section 29 South Bend Township, and that part of the southeast quarter of the southeast quarter of Section 29 South Bend Township, and that part of the southwest quarter of the southwest quarter of Section 28 South Bend Township (108 North, Range 27 West) Blue Earth County, Minnesota, as highlighted on Attachment A – Location Map.

WHEREAS, The South Bend Township Board has completed a review of the request; and,

WHEREAS, On the 6th Day of January, 2015 the South Bend Township Board, following proper notice, held a public hearing regarding the request. Following due consideration of presented testimony and information, the Township Board voted unanimously to approve the request to vacate that portion of township road right-of-way as highlighted on the attached map.

WHEREAS, The South Bend Township Board finds:

1. There is a demonstrated need for the proposed right-of-way vacation.
2. The road has been reconstructed in another location and meets the requirements of the Township.
3. The vacation of the abandoned section of township right-of-way will not impede the normal and orderly development and improvement of surrounding vacant property or the access of existing uses in the area.

NOW THEREFORE BE IT RESOLVED, by the South Bend Township Board of Blue Earth County, that the request to vacate a portion of township road right-of-way located in part of the northeast quarter of the southeast quarter of Section 29, part of the southeast quarter of the southeast quarter of Section 29, and part of the southwest quarter of the southwest quarter of Section 28 all located in South Bend Township (108 North, Range 27 West) Blue Earth County, Minnesota, and as highlighted on Attachment A – Location Map, is hereby **granted”**

Roll call of the motion is as follows: Roger = yes, Jerry = yes, Doug = yes. Resolution carries.

Tim Matteson was present to discuss the easement for his property. All the easements have been drafted and signed by the landowners. Jerry made a motion to accept the easement. Roger seconded the motion. All voted in favor and the motion carried.

Jerry has met with Dennis Turtle and he will sign the agreement after he consults his attorney. We should have this by the next meeting.

The Sanitary sewer connection agreement has not been signed yet. Doug has not yet heard any more on this.

Water and Sewer rates were discussed. Jerry suggested that we charge the same sewer rate that the City of Mankato does and that we need to revise the water rate to include the costs of the upgrades that were done. Jerry would like to also update the water ordinance. He suggests having Bolten & Menk re-write the ordinance. Doug would like to hold a workshop to discuss these topics before setting a public hearing.

Karla Van Eman submitted a vacation of a right of way via email to the board. The property is located on 215 Reno Street and is on a platted road of Beaver Avenue. They are requesting the vacation of the west end of Beaver Avenue. Since neither the homeowner nor the realtor attended the meeting, this topic is tabled.

The county emailed the clerk with a notice that a previous board member who was trained in the Board of Appeal and Equalization will expire this year. The board discussed if we would like to have a current board member obtain the training. The board has decided to have the county continue to do this on the townships behalf.

Abdo, Eick & Myer sent their agreements via email for the township to approve for the Relief and the township audits. Jerry made a motion to accept the agreement with Abdo. Roger seconded. All voted in favor and the motion carried.

Karen from Blue Earth County emailed the clerk that South Bend may be the only one left conducting elections in March and would be responsible for the full cost of the automark equipment. The board will think on this and decide later.

Rob Stone was present to discuss last month's fire department activities. Elections for Chief and assistant Chief were held. The new Assistant Chief will be the assistant chief for one year term. The compensation checks were shorted by \$1905.21 and it was requested that checks be re-issued for the difference. The firefighter that was suspended last year has stated that if the discrimination of his not being able to attend meetings and calls and therefore be paid for them, court fees and problems would be worse. Roger made a motion to have the joint committee of the fire department and the board meet to discuss the future discipline actions on January 20, 2015 at 7:00 PM. Jerry seconded the motion. Doug will contact the township attorney to have him attend as well. If the attorney is unable to attend the 20th, January 27, 2015 will be an alternate date. All voted in favor and the motion carried.

Larry met with Doug this week and the pumps will be back soon. The dump truck box needs to be redone at some point. Larry will get some costs on this.

Deb was present to discuss last month's activities. Most of the new water meters have been installed. There are 9 still not yet installed due to McGowans not being able to get into contact with the homeowner. Larry was asked to assist in getting in contact with them. There were errors made on the fund spreadsheet for the fire compensation checks and the relief check. The errors have been corrected and the new checks were printed, approved and signed.

Dennis would like to thank the town board for the flowers for his mother's funeral. They were very nice.

Dennis made a motion to pay all bills as presented. Roger seconded the motion. All voted in favor and the motion carried.

Roger made a motion to adjourn. Jerry seconded the motion. All voted in favor and the motion carried. Meeting adjourned at 9:41 pm.

Respectfully Submitted by:
Deb Schwichtenberg

Deb Schwichtenberg, Clerk

**South Bend Township
Regular Meeting
February 3, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on February 3, 2015. Board members that were present were Doug Schaller, Roger Veldhuisen, Dennis Nusser and Gerald Eken.

The Chairman reviewed the resignation notice of Clerk/Treasurer, Deb Schwichtenberg, effective February 6, 2015. Deb Schwichtenberg is absent due to illness so the Chair is acting as Secretary.

Roger made a motion to accept the agenda as presented. Dennis seconded the motion. All voted in favor and the motion carried.

The emailed minutes of the were reviewed from the January 6, 2015 public hearing and regular meeting. Jerry made a motion to approve the minutes. Roger seconded the motion. All voted in favor and the motion carried.

The Treasurer's report was read for information and approval. The Chairman accepted the treasurer's report as presented.

Lyle Femrite, Bolten & Menk was present to review the sewer extension project to the Dennis Turtle property. MPCA sewer extension permit application was presented for the chairman's signature. Jerry made a motion to authorize the chair to execute said application. Dennis seconded the motion. All voted in favor. Motion carried.

It was noted that the construction contract has not been formally awarded as of yet so Jerry made a motion to award the Turtle Sewer Extention Project contract to Holtmeier Construction as low bidder in the amount of \$53,367.30. Roger seconded the motion. All voted in favor. Motion carried.

Mr. Femrite updated the board on the sewer & water ordinance. Doug stated that ordinance had been approved and executed.

EPA application for federal assistance was presented to the board for signature. Jerry made a motion to authorize the chair to execute said document. Dennis seconded the motion. All voted I favor and the motion carried.

The new Sewage Treatment agreement with the City of Mankato was reviewed. Jerry made a motion to authorize the signing of the agreement. Roger seconded the motion. All voted in favor and the motion carried.

Karla Van Eman was present to review the vacation of Beaver St adjacent to 215 Reno St. Discussion was held concerning how much to vacate. Roger made a motion to hold public hearing on March 3, 2015 at 6:45pm to hear public input on the vacation of Beaver Ave from Reno St to Clarion Street. Dennis seconded the motion. All voted in favor. The motion carried.

Del Gobel was present and expressed concern over the area vacated near his property. There is a difference as to what was passed by the board and what went to the county for recording. Clarification will be given to Blue Earth County.

Mike Clark, Kato Cycle Club, was present to seek 3.2 malt liquor license renewal for 2015. Jerry made a motion to approve said liquor license. Dennis seconded the motion. All voted in favor and the motion carried.

Jerry made a motion to appoint Steve Flo as acting head clerk/treasurer. Roger seconded the motion. All voted in favor. The motion carried.

Dennis made a motion to appoint Kathy Bailey as deputy Clerk/Treasurer. Roger seconded the motion. All voted in favor and the motion carried.

The Annual Meeting was discussed. The question about moving the annual election to November was discussed. It will be discussed at the annual meeting.

Jerry stated he has been in contact with a paper shredding company to get costs for having a shredding service available. Jerry made a motion to authorize the chair to enter into a contract with a paper shredding company. Dennis seconded the motion. All voted in favor and the motion carried.

Doug stated we need to identify ourselves and a government entity that discharges storm water into the Minnesota and Blue Earth rivers.

The Assistant Chief reported on Fire Department activities for the past month. New equipment purchased with grant money is arriving.

Larry reported on utility, dike and road operations. Flood pumps should be reinstalled before the end of February.

Discussion was held concerning adding a vacation fee to the Fee Schedule.

Doug reviewed upcoming meetings.

Jerry made a motion to pay bills as present. Dennis seconded the motion. All voted in favor and the motion carried.

Jerry made a motion to continue the February meeting to February 17, 2015 at 6:30pm. Dennis seconded the motion. All voted in favor and the motion carried.

The recessed February meeting was called to order at 7:15pm by Dennis Nusser. Those present were Dennis Nusser, Chad Ruch, Roger Veldhuisen and Jerry Eken. Doug joined the meeting at 7:45.

2014 expenses by fund were reviewed and upcoming changes expenses per fund. Additional information is needed as the draft audit numbers and the township books differ in certain areas. A budget recommendation will be made at the March 3rd meeting.

Jerry Eken made a motion to set hourly wage for the Clerk/Treasurer and Deputy Clerk Treasurer of \$15.00 per hour. And to pay mileage as per the federal statutory rate. Roger seconded the motion. All voted in favor and the motion carried.

Discussion was held concerning the Turtle Sewer Extension project as far as how to recover the project costs. It was suggested that a 9% engineering fee and a 6% interest fee be initiated. No action was taken.

Larry's wage was discussed but no action was taken.

Roger made a motion to adjourn the meeting. Dennis seconded the motion. All voted in favor and the motion carried. Meeting adjourned at 8:50.

Respectfully Submitted by:

Steven B Flo

Steven B Flo, Clerk/Treasurer

**South Bend Township
Public Hearing Meeting
March 3, 2015**

The public hearing of the South Bend Township Board of Supervisors was called to order at 6:45 pm on March 3, 2015. Board members that were present were Roger Veldhuisen, Dennis Nusser, Chad Ruch and Gerald Eken. Also present was Steve Flo and Kathy Bailey.

The vacation of the public right of way of Beaver Ave from Reno Street to Clarion St was discussed. Public input was also heard on said vacation.

Roger made a motion to close the public hearing. Chad seconded the motion. All voted in favor and the public hearing was closed at 6:59 pm.

Respectfully Submitted

Steven B Flo

Steven B. Flo
Clerk/Treasurer

**South Bend Township
Regular Meeting
March 3, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on March 3, 2015. Board members that were present were Roger Veldhuisen, Dennis Nusser, Chad Ruch and Gerald Eken.

Dennis made a motion to have Jerry act as Chair until the April, 2015 regular meeting. Roger seconded the motion. All voted in favor and the motion carried.

Roger made a motion to approve the minutes as written with a request for clarification in reference to “shared services agreement”. Dennis seconded the motion. All voted in favor and the motion carried.

The financial report was presented by the Clerk/Treasurer. After questions, the Acting Chair declared the financial report accepted as presented.

Discussion wash held concerning the vacation of Beaver Ave from Reno Street to Clarion Street. After discussion, Roger made a motion and Chad seconded to approve the following resolution:

RESOLUTION DECLARING A STREET VACATED

WHEREAS the Board of Supervisors for the Township of South Bend, County of Blue Earth, State of Minnesota, having received a request from Nancy E Reich, the owner of the property (R50.08.22.206.001) located at 215 Reno St, South Bend Township, Mankato, Blue Earth County, Minnesota, to vacate Beaver Ave, in its entirety, between the eastern right-of-way line of Reno Street to the western right-of-way line of Township Road T434 also known as Clarion Street as traveled, South Bend Township, Blue Earth County, Minnesota, and

WHEREAS, the Board made a motion and approved the scheduling of a public hearing to receive public input regarding that request, and

WHEREAS, public comment was received at the public hearing on March 3, 2015, and

NOW THEREFORE, be it resolved that all of Beaver Avenue from the eastern right-of-way line of Reno Street to the western right-of-way line of Township Road T-434, also known as Clarion Street as traveled, South Bend Township, Blue Earth County, Minnesota, and be it further

RESOLVED that any surveying costs associated with this vacation shall not be borne by South Bend Township, and be it further

RESOLVED that this Resolution shall be recorded in the office of the Registrar of Titles, Blue Earth County, Minnesota, to indicate the vacation of said street for public road purposes.

All voted in favor and the motion carried.

Jerry asked the clerk to contact document shredding services to obtain costs.

A hookup charge of \$6,500 under the new sewer agreement was discussed. The City of Mankato will be contacted for clarification.

An error with the Del Goebel right of way vacation, approved in July, 2014, has been corrected.

CenterPoint Energy has asked for a permit to bury anodes on township right of way. They have agreed to put the anodes in alleyways rather than along streets.

Paul Schwamberger was present to inform the board that he is requesting a variance to allow a setback of 5.7 feet between the garage and machine shed as opposed to the usual 10 feet. He is further requesting a setback of 158 feet between the east side of the house and the livestock be allowed rather than the usual 1000 feet. All this is necessary to purchase only the house and garage on this property. The property is located at 20531 US Hwy 169, Lake Crystal, MN. After discussion, Chad made a motion and Dennis seconded to recommend approval by Blue Earth County of this requested variance. All voted in favor and the motion carried.

A discussion was held concerning the establishment of a flat fee for those requesting right of way vacations requiring public hearings, publishing of notices and mailings to affected property owners. It was decided to put this question on the April agenda with the possibility of adding such a fee to the Fee Schedule.

Ryan Schmitz was present to review a variance request he has made to Blue Earth County to build a 50'x100'x16' building on property in Block 14 of South Bend Townsite. After discussion, Dennis made a motion to recommend approval of the variance. Chad seconded the motion. All voted in favor and the motion carried.

Discussion was held concerning moving the township's annual election from March to even years in November coincident with major political elections. This will be brought to the annual meeting on March 10, 2015 for discussion with the possibility of putting the question on the March, 2016 ballot as a referendum.

Phil Miller was present to review a conditional use permit he is requesting from Blue Earth County to install a berm on his property that will be approximately 6 feet high with a 4-1 slope. Chad made a motion to recommend approval of the conditional use permit as presented by Phil Miller since the conditional use will have no adverse effect on the township. Dennis seconded the motion. All voted in favor and the motion carried.

Rob Stone, Fire Chief, gave report of fire department activities.

The cost of the new truck box for the township will be a little higher than expected due to modifications.

The Spring Short Course was discussed. Board members should consider attending.

Steve Flo reported that the State Auditor has granted an extension to May 15, 2015 for the state required financial reports.

Water and sewer bills were sent out at the end of February with water & sewer usage for both January and February since January usage was not billed in January.

The 2014 revenues, expenditures and year end fund balances were reviewed in order to make recommendations to the annual meeting for the 2016 levy.

Roger made a motion to recommend levies for the General Fund of \$45,000, Road & Bridge Fund of \$140,000 and Fire Fund of \$23,500. Chad seconded the motion. All voted in favor and the motion carried.

Jerry made a motion to recommend that the Relief Association audit not be paid for by the township levy but that it be paid for by the Relief Association. Dennis seconded the motion. Dennis and Jerry voted in favor with Chad and Roger recusing themselves and the motion carried.

Denny made a motion to recommend a levy of \$40,000 for the Dike Fund. Jerry seconded the motion. All voted in favor and the motion carried.

Roger made a motion to recommend a levy of \$35,000 (\$20,000 designated for future Road & Bridge equipment and \$15,000 designated for a future fire truck) for the Capital Reserve Fund. Chad seconded the motion. All voted in favor and the motion carried.

Jerry made a motion to recommend \$22,000 levy for the Fire Relief Association. Dennis seconded the motion. Jerry and Dennis voted in favor with Chad and Roger recusing themselves and the motion carried.

Roger made a motion to pay all bills as presented. Dennis seconded the motion. All voted in favor and the motion carried.

Roger made a motion to adjourn the meeting. Jerry seconded the motion. All voted in favor and the meeting adjourned at 9:40pm.

Respectfully Submitted:

Steven B Flo

Steven B. Flo, Clerk/Treasurer

**South Bend Township
Regular Meeting
April 7, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on April 7, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, and Gerald Eken. Chad Ruch absent.

Dennis made a motion to approve the minutes as written with a change to recognize that the minutes were for the March meeting. Jerry seconded the motion. All voted in favor and the motion carried.

The financial report was presented by the Clerk/Treasurer. After questions, the Acting Chair declared the financial report accepted as presented.

April reorganization was tabled until the May meeting in order to have all of the Board present. All agreed.

Lyle Femright and Bill Douglass, from Bolton & Menk were present to report on several issues. Lyle stated that the firm was almost done with the rough draft of the new water and sewer ordinances. He requested a work session date be set for the Board to review and discuss. The date of April 20th at 7:00 p.m. was set. Following that review, the ordinance should be referred to the Township Attorney for review.

The sewer extension project on the Turtle property is moving along ahead of schedule. The first contractor payment was included in the bills to be paid for this meeting. The project may come in under budget and be complete by the next meeting.

Lyle did not have an update on the grant application.

Bill informed the Board on the background and direction of the MS4 requirements. Several townships are now falling under the requirements of compliance with the MS4 due to the population or location to impaired waterways. South Bend Township is one of the second group. Mankato Township and all of the townships in Nicollet County are also being required to meet the standards of the MS4 requirements. Bill suggested that Bolton and Menk could assist with the mapping and written plan requirements, but that working with the City of Mankato to share the employee costs might be a plan to look into for South Bend. Bill suggested having Rick Baird from the City of Mankato attend an upcoming meeting. Dennis knows Rick and will contact him.

Luanne Waltermann was not present to discuss her utility bill issues. Kathy Bailey explained that she had met with Luanne and had explained to her that she was responsible for the unpaid bills of her renters under the Township Ordinance. Luanne did receive some relief on the amount that was certified to the County Tax Roles by recalculating the late charges on the bill. The Board took no action on the Waltermann request.

Steve Toosignant and Ken Sevcik were present to discuss an additional building for storage to be placed on their property at the corner of Spartan Street and South Bend Ave. The pole building will be 50 x 70 ft. and similar in looks to the other two buildings already on the property. The new building

would be located in the southeast corner of the property and be facing north. The building meets all of the zoning requirements. No utilities would be required from the Township.

Motion by Roger and second by Dennis to approve the plans and give notice to Blue Earth County.
Motion approved.

Steve Flo explained the need for an Escrow Account at the Blue Earth County Court House to pay for recording and copy costs on documents from the Township. The account request was in the bills to be paid for this meeting.

A representative William Brunz was present from Brunz construction for the placement of a building on Bluff Street. The last time they appeared before the Board the final location of the building had not been determined. The final building will be 70 x 70 and placed behind the storage units. There will be no utilities needed from the township as it will be for equipment storage only. Motion by Roger and second by Dennis to approve and send notice of the decision to Blue Earth County. Motion passed.

Kyle Bohks was present to introduce one of the new owners of Minneopa Golf Club to the board. Brandon Smith, representing the new owners of Minneopa Golf Club, was present to meet the Board and to request a 3.2 Beer permit from the Board. Motion by Roger and second by Dennis to approve the liquor permit. Motion passed. Brandon also discussed the clubhouse reconstruction.

Steve gave the 2014 Township Audit to each of the Board members. No review was taken at this time.

Fee Schedule: the fee schedule was in each member's packet. One of the main fees to be discussed was the water and sewer connection rates and charges. With discussion continuing on the costs of the MS4 requirements and the new agreement with the City of Mankato to have an effect on the rates the discussion was tabled and added to the work session on April 20th.

Quentin Beadell was not present to talk about his variance. Item was dropped from the agenda.

The Fire Chief was unable to attend the meeting. Leonard Woelfel was present to update the Board on recent calls and an upcoming training on car extraction that would be taking place at the local auto recycling yard.

Jerry made the Board aware of his discussion with Scott Kelly and his conversation with the Township Attorney concerning disciplinary actions taken by the fire department. Dennis motioned to rescind the disciplinary action and reinstate the three members of the Fire Department. Motion was seconded by Jerry. Discussion took place concerning the Relief Association benefits. It was determined that those actions were not under the authority of this Board and would need to be brought to the Relief Association's Board. Motion was approved with Roger abstaining due to conflict of interest. A set of by-laws and a proper disciplinary committee will need to be established. The Township Attorney should review before approval.

Larry was not present to update the Board on the Public Works Department. Jerry updated the Board on the Bargaen crack sealing project having been completed. Several attendants requested the Board walk the completed project as they didn't feel all of the cracks had been sealed on Birch Street and Royal Road.

Dennis motioned to pay the bills as presented and holding the check for Andra Eastling for review with the Fire Chief as to the Board paying for First Responder training not required by the township with a second by Roger. Motion approved.

Motion to adjourn by Jerry and Second by Dennis at 9:10 p.m.

Respectfully Submitted:

Steven B. Flo

Steven B. Flo, Clerk/Treasurer

**South Bend Township
Regular Meeting
May 5, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on May 5, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present were Steve Flo, Clerk/Treasurer and Kathy Bailey, Deputy Clerk/Treasurer.

Dennis made a motion to approve the minutes as written. Roger seconded the motion. All voted in favor and the motion carried.

The financial report was presented by the Clerk/Treasurer. After questions, the Acting Chair declared the financial report accepted as presented.

Old Business:

Bolton & Menk Project updates: Jerry distributed the edited proposed utility ordinances 10 and 11. This will give the Board a chance to read the ordinance before a June hearing.

The Turtle expansion is complete and the final payment request was given to be paid at the meeting. The cost of the project was about \$9,000 under the estimate. Chad motioned to pay the contractor and seconded by Dennis. Motion carried. Discussion took place on the cost to Dennis Turtle for the project. Dennis motioned and Chad seconded that the cost to be assessed is the cost of construction plus 15% to cover engineering and interest. Motion carried.

Roger made motion to set the public hearing to hear public input on the changes to Ordinance 10 and Ordinance 11 for 7:00pm on June 2, 2015 prior to the June regular meeting. Second by Chad. Motion carried.

The Clerk position was not discussed other than to remind the Board to read the job description.

The MS4 update was not discussed at this time as there was no one present from Bolton and Menk.

Payment to Andra Eastling for First Responder Training was discussed as the Fire Chief was present. This payment had been tabled at the last meeting for discussion. The Township has paid the First Responder Training, but not EMT Training. Chad made motion to pay the training request. Second by Roger. Motion carried.

New Business:

The township Reorganization Meeting was conducted by Clerk/Treasurer Steve Flo. On a call for nominations for the position of Chair, Dennis nominated Jerry. There were no further nominations for the position of Chair. Roger made a motion to cast a unanimous ballot for Jerry. June seconded the motion. All voted in favor and the motion carried. On a call for nominations for Vice-Chair, Dennis and Roger were nominated. A secret paper ballot was requested. Roger received 2 votes and Dennis

received 3 votes. Dennis will serve a Vice Chair. Steve turned the meeting over to Jerry to conduct the regular meeting.

No one was present for the Johnson/Montgomery re-plat agenda item.

No one was present for BENCO Electric Solar project agenda item.

The fee schedule was reviewed. Prior work session notes should reflect that the Board discussed raising the Board member's compensation rates.

Wage rate discussion left Clerk and Deputy Clerk salaries until a later date.

Election Judges will remain at \$12.00.

The Public Works Manager salary discussion took place. Work session discussion had been at a 2% raise. Jerry felt after reviewing the length since the last raise a 4% increase would be more in line. Motion was made by Chad to raise the salary to 4%. Seconded by Roger. All voted in favor and the motion carried. After more discussion Chad made a motion to rescind his motion for the 4% increase. The motion to rescind was seconded by Roger. Chad made a new motion to set the salary at \$25.00 per hour. The motion was seconded by Dennis. All voted in favor and the motion carried.

Discussion was held to limit comp. time to a carry-over 100 hours at the end of each calendar year. Policy should be adjusted to reflect this. Discussion continued on mileage vs. the use of the 1 ton truck. A frame for the sander should be made to remove it from the 1-ton and it should be driven rather than use personal vehicle mileage for township business.

Motion was made by Dennis and seconded by June to raise the Board Supervisor fees from \$50.00 to \$75.00 per meeting and the Full Day rate from \$80.00 to \$100.00 beginning June 1, 2016. On a split vote the motion carried.

Motion by Dennis and seconded by Chad to increase fire call fees from \$500.00 to \$750.00 per structure fire and from \$300.00 to \$500.00 for other calls. All voted in favor and the motion carried.

Motion was made by Roger and Second by Dennis to move to one depository (Community Bank). Motion carried.

Equipment charges will remain as listed.

Backup utility reading charges for meter reading were discussed. Backup Utility Maintenance Hourly Labor should read Backup Municipal Maintenance Hourly Charge to account for hours worked by any Board member performing labor for the Township.

Utility charges remain the same until new Mankato agreement is reviewed.

The Minneopa Golf Club clubhouse rebuild was reviewed as there seemed to be a misunderstanding at Blue Earth County on the building permit. Motion was made by Dennis and Second by Roger to

confirm that the Board was in support of the rebuild as presented to the Board at our April meeting. Motion carried. Steve was instructed to confirm such to the County.

Jerry introduced a discussion of the Transfer Station at Ponderosa. The building plans as discussed with the Board had been for a \$300,000 building. The building plans of the County are now at \$2.2 million. Jerry raised question with Blue Earth County about increased building use and traffic levels on the township road. Dennis made a motion and Roger seconded to turn the township road over to the County. Motion carried. Jerry will speak with George Leary about this.

The Fire Chief was present to update the Board on an active month. There were 2 medical calls, 1 gas leak, 1 burn barrel fire, a brush fire in the park and a CRP burn. Rob requested that the Board approve renewal of a trial cell phone app. plan. For the cost of \$11.00 per fireman, the cell phones will display fire pages for each member. Dennis made the motion to continue the program and Roger seconded the motion. All voted in favor and the motion carried.

Larry updated the Board on street sweeping that would be taking place. This will be scheduled to not take place on garbage days.

Steve passed out a sheet of utility account over-charges and credits. The Board should review these. It was suggested that the Township Attorney should review how this issue should be handled. Jerry will set a time for the meeting to take place.

Dennis Nusser informed the Board that he is replacing his pergola on his property in the same location and will be the same size. He has talked to George Leary and was told he needed a variance. The Board expressed no objections to the replacement.

Roger made a motion to pay the bills as presented and the motion was seconded by Chad. All voted in favor and the motion carried.

There was a motion by Roger at 9:10 to adjourn, seconded by Chad. Motion carried.

Respectfully Submitted:

Steven B. Flo

**South Bend Township
Public Hearing
June 2, 2015**

The Hearing on Ordinances 10, Sewer and Water Service Charge System & 11, Sewer and Water Use Regulations, was opened at 7:00pm. All Board Members were present as well as Kathy Bailey and Steve Flo. Lyle Femrite from Bolton & Menk started the hearing by listing several wording and ordinance changes from the present ordinances. Tom Engelen expressed the opinion that the township would be charging him twice for the pipe to his residence, that he had paid for it with his taxes when it was installed, the township can't charge him a second time to replace it when it goes bad.

Board members tried to explain that this portion of the ordinance change was a wording clarification to be in compliance with modern regulations. The Board members went on to recount the events that took place and how the system was paid for when it was installed in its different phases. Copies of the past ordinances were given to several members of the audience for their review.

Following several other questions the hearing was closed at 7:52pm. The Chair stated that comments would be accepted until the next regular meeting.

Respectfully Submitted,

Steve Flo
Clerk/Treasurer

**South Bend Township
Regular Meeting
June 2, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:54 pm on June 2, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present were Steve Flo, Clerk/Treasurer and Kathy Bailey, Deputy Clerk/Treasurer.

Roger made a motion to approve the minutes as written. Dennis seconded the motion. All voted in favor and the motion carried.

The financial report was presented by the Clerk/Treasurer. After questions, the Chair declared the financial report accepted as presented.

Old Business:

Lyle Femrite gave a short update that the Turtle project was complete.

The Clerk position discussion was moved to later in the agenda.

Jerry gave a brief overview of what the MS4 was about for the citizens present. Dennis updated the Board on recent meetings of the regional MS4 group. The direction of those discussions were that MS4 is too costly for a small entity to affordably tackle. Consequently, a pooling of all of the governmental bodies affected is needed to spread not only the cost but the knowledge needed to meet the MS4 requirements. Dennis will continue attending the meetings and reporting back to the Township Board.

CenterPoint was not present to present revised plans. These revised plans have been reviewed by Larry and the Chair.

Steve updated the Board on a meeting with the Township Attorney concerning the ability to defend late charges that took place. A response had not been received from the attorney by this meeting so the item was tabled.

New Business:

Ordinance 10 & 11 was not further discussed following the hearing.

Dave Kronlokken was present to discuss a new driveway for Ponderosa Landfill. A question had been raised about the increased traffic to the new Ponderosa building to be constructed. Mr. Kronlokken said that the amount of traffic flow would not change from present rates but there may be a truck or two more at times of heavy use. Roger questioned how this new usage would affect the agreement the Township has with SMC to maintain the gravel road? Dennis made a motion to accept the driveway as presented. Following no second. Roger motioned that the driveway be approved contingent on SMC not objecting. Dennis seconded the motion. Motion was approved. Roger will speak with SMC and let Steve respond with the approval to the County on the motion if SMC agrees.

The Fire Department reported 2 calls; 1 car crash and on medical at the cycle club. The fireman requested the approval to epoxy finish the fire hall garage floor. Jerry requested a price quote for discussion in July.

The Public Works report was that the street sweeping had taken place.

Discussion returned to filling the Clerk position. Steve and Kathy both reminded the Board that they would no longer be able to act as township clerks in July. The Board requested an ad be placed and appointed June and Chad along with Steve Flo to review applicants and interview. The two Board members should make a recommendation at the next meeting.

Motion to pay bills as presented.

The meeting was adjourned by motion from Roger and second by Dennis at 9:29 p.m.

Respectfully Submitted

Steve Flo
Clerk/Treasurer

**South Bend Township
Special Meeting
June 26, 2015**

Jerry called the special meeting of the South Bend Township Board of Supervisors at 3:35pm. The purpose of the meeting is to consider the filling of the vacancy of the Clerk/Treasurer position. Those present were Jerry Eken, June Lonnquist, Roger Veldhuisen and Dennis Nusser. Chad Ruch was absent. Steve Flo was also present.

June, Chad and Steve interviewed candidates and recommended the hiring of two of the candidates to share the Clerk/Treasurer position. The pay rate would be a salary shared between the two individuals. There would be a requirement of 6 scheduled office hours per week. It is estimated that the job would involve 25 total hours per week average.

Roger made a motion to offer the shared position to Carol Stevenson and Jamie Malvin with the understanding that the job in total would average about 25 hours per week and there would be six scheduled office hours for access by the public per week. Dennis seconded the motion. All voted in favor and the motion carried.

Jerry declared the meeting adjourned at 4:15pm.

Respectfully Submitted
Steve Flo
Clerk/Treasurer

**South Bend Township
Regular Meeting
July 7, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on July 7, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present were Steve Flo, Clerk/Treasurer and Jamie Malvin, Clerk/Treasurer.

Roger made a motion to amend the minutes to include paying of bills as presented. Dennis seconded the motion. All voted in favor and motion carried.

The financial report was presented by the Clerk/Treasurer. The Chair declared the financial report accepted as presented.

OLD BUSINESS

MS4 Update: Mankato is taking the lead in this area and the Township is included in their application. No final plans to date.

Clerk Position: Chad and June will continue to review applications and hold interviews.

NEW BUSINESS

Trisha Rosenfeld was present to discuss a conditional use permit application for Xcel Energy to expand the Wilmarth Ash Disposal Facility by four acres. The expansion should cover capacity through 2034. Number of trucks hauling and amount of burning will stay the same. Roger motioned to approve the permit. Dennis seconded the motion. All voted in favor and the motion carried.

Ordinances 10 & 11 were reviewed with several residents asking questions. Jerry motioned to approve ordinances. No second, motion died. June motioned to split ordinances for voting purposes. Motion seconded by Roger.

Jerry made a motion to adopt Ordinance 10, Sewer and Water Charge System. Dennis seconded the motion. All voted in favor and the motion carried.

Jerry made a motion to adopt Ordinance 11, Sewer and Water Use Regulations. Chad seconded the motion. Chad, Jerry, and Dennis voted yes. Roger and June voted no. Motion was carried.

Lyle Femrite, from Bolton & Menk, will work with Mike Kennedy to write an Executive Summary of the Adoption of Ordinances 10 & 11 for Official Publication. Roger motioned to approve. Dennis seconded motion. All voted in favor and motion carried.

The Beaver Avenue vacation was discussed. Motion was made by Roger, seconded by Dennis and passed on July 7, 2015 to approve the following resolution:

AMENDED RESOLUTION DECLARING A STREET VACATED

WHEREAS, the Board of Supervisors for the Township of South Bend, County of Blue Earth, State of Minnesota, previously passed a resolution declaring a street vacated with said document being recorded as Document No. 540CR514 on April 13, 2015; and

WHEREAS, said resolution came about on a request from Nancy E. Reich, the owner of the property (R50.08.22.206.001) located at 215 Reno Street, South Bend Township, Mankato, Blue Earth County, Minnesota, to vacate Beaver Avenue, in its entirety, between the eastern right-of-way line of Reno Street to the western right-of-way line of Township Road T-434 also known as Clarion Street as traveled, South Bend Township, Blue Earth County, Minnesota; and

WHEREAS, the earlier recorded Resolution failed to have the correct language to successfully vacate the street in question.

NOW, THEREFORE, be it resolved that all of Beaver Avenue from the eastern right-of-way line of Reno Street to the western right-of-way line of Township Road T-434, also known as Clarion Street as traveled, South Bend Township, Blue Earth County, Minnesota, is hereby vacated and be it further

RESOLVED that any surveying costs associated with this vacation should not be borne by South Bend Township, and be it further

RESOLVED that this Resolution supercedes that Resolution Declaring a Street Vacated recorded as Document No. 540CR514 on April 13, 2015.

All voted in favor and the motion carried.

Resolution to Assess Dennis Turtle for sewer project was discussed. Roger made motion to adopt the resolution. Dennis seconded.

RESOLUTION APPROVING CONSENT ASSESSMENT AGREEMENT

WHEREAS, South Bend Township at the property owners request, expended funds to provide for the extension of sanitary sewer to property owned by Dennis Turtle described as follows:

PIN No. R500823127009

Cost: \$ 69,784.80

WHEREAS, the property owner desires that the cost of the improvement be made as a special assessment against the property; and

WHEREAS, the property owner has executed a Petition for local improvements asking that the cost associated with the project be assessed against property owned by Mr. Turtle;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF SOUTH BEND TOWNSHIP, BLUE EARTH COUNTY, MINNESOTA, as follows:

That the attached request that the costs of the project be assessed against property owned by Dennis Turtle be approved and that the Town Clerk is directed to forward a certified copy of this Resolution certifying that the amount of assessments agreed to by the property owner is \$69,784.80 together with interest at four (4%) percent per annum to be paid in 15 equal annual installments together with all accrued interest. Said Resolution shall be forwarded to the Blue Earth County Auditor.

All voted in favor and motion carried.

Jan and Scott Engelen were present to discuss a variance request to build a shed on gravel to replace existing buildings on property. Dennis motioned to approve the variance. Roger seconded the motion. All voted in favor and motion carried.

Thro Properties have requested a public hearing to vacate Mount Curve Boulevard. Roger motioned to set Public Meeting for 6:45 p.m. on August 4, 2015. Chad seconded the motion. All voted in favor and the motion carried.

Epoxy for the Fire Department floor was discussed. Price quote was \$4.20 per square foot for 2750 square feet with a total price of \$11,536. Discussion will continue in future.

Fire Chief was present to discuss last month's activities. He reported three calls; one gas leak and two car accidents.

Jerry discussed agility testing for the fire department with the recommendation from township attorney to have an outside company perform the tests. Dennis and Rob are to contact Wenger Physical Therapy to get a quote for per person testing. Fire Chief is also to consider how often agility retesting should occur.

Jerry received a phone call from LaDawn Henderson on Hawkeye Lane because she is losing backyard due to heavy rains. Solution is not Township's responsibility.

Public Works reported that graveling is mostly complete and ditches have been sprayed.

Clerk/Treasurer reported that overages from late fees in water billing have been resolved.

Firefighters who purchased leather boots are to pay Township instead of Alex Air due to double charge.

Roger motioned to pay bills as presented. Chad seconded motion. All voted in favor and motion carried.

The meeting was adjourned by motion from June and second by Chad at 8:50 p.m.

Respectfully Submitted by:

A handwritten signature in dark ink, reading "Jamie Malvin". The signature is written in a cursive style with a large initial "J" and a small dot over the "i".

Jamie Malvin, Clerk/Treasurer

**South Bend Township
Public Hearing
August 4, 2015**

The public hearing of the South Bend Township Board of Supervisors was called to order at 6:55 pm on August 4, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present was Jamie Malvin, Clerk/Treasurer.

No township members were present to discuss the Mount Curve Avenue vacation.

Dennis made a motion to adjourn. Chad seconded the motion. All voted in favor and the motion carried. Meeting adjourned at 6:57 pm.

Respectfully Submitted by:



Jamie Malvin, Clerk/Treasurer

**South Bend Township
Regular Meeting
August 4, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on August 4, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present was Jamie Malvin, Clerk/Treasurer.

Jerry made a motion to amend the minutes to clarify motion to vacate Mount Curve Boulevard and to include total price quote for epoxy flooring in Fire Department. Roger seconded the motion. All voted in favor and motion carried.

The financial report was presented by the Clerk/Treasurer. The Chair declared the financial report accepted as presented.

OLD BUSINESS

MS4 Update: No new updates. As of last meeting, Mankato filed for federal funding. South Bend was included in the application.

Mount Curve Vacation: Roger motioned to approve road vacation. June seconded the motion. All voted in favor and the motion carried.

Clerk Position: Chad gave update about second round of interviews and recommended the board hire Melissa Matthies as Deputy Clerk. Dennis motioned to hire Melissa Matthies as Deputy Clerk. Chad seconded the motion. All voted in favor and the motion carried.

NEW BUSINESS

Variance Requests

Karen Ballman was not present to discuss street vacation and building variance for 604 Beaver Avenue. Jamie will follow up with her before the September meeting.

Tim Hinton from Big Gain was present to discuss widening the alley between Big Gain and AFI to add a warehouse building on their property. No additional traffic is expected as the trucks will be using the alley only to access the lot and property owners will still be able to access their properties from the alley. Current plans also include blacktopping the alley. If water/sewer need to be moved, it will be at 100% Big Gain's cost as there is a fire hydrant currently at the alley opening. Roger motioned to approve the variance request. Chad seconded the motion. All voted in favor and the motion carried.

Fire Department Issues

Agility Testing: Dennis contacted Wenger Physical Therapy to get a per person quote for agility testing using testing metrics from Rob. Cost was \$90/person.

By-Laws: Township Board received a draft of updated Fire Department By-Laws from Kennedy & Kennedy. Agility testing has been included with a proposal to discuss frequency of retesting.

Board requests that Fire Department meets to discuss agility testing and by-laws draft by next meeting. Chad made a motion to table the discussion so that the Fire Department can review information. June seconded the motion. All voted in favor and the motion carried.

Authorized Purchasers

Request made by Chair to clean up the list of authorized purchasers at C&S Supply and CarQuest. Larry, Roger and two or three fire department members should be authorized. Fire Department will discuss and give names by next meeting. Chad motioned to have Jamie get lists from locations. Roger seconded motion. All voted in favor and motion carried.

Other Issues

Jerry received a phone call from Julie Larson from Red River Valley Bike Ride requesting to use Hardwood Road again for upcoming event. Jerry denied the request as the road is closed.

Dennis received a phone call from Dorothy Denzel about a late charge on her water bill. Jamie had already talked to her and explained that the payment was received on July 27, 2015 and late fees are assessed on the 16th of the month.

Jerry checked with Mike Kennedy to see if the township needed to get insurance for Erv Albrecht to mow vacant town lots and was told that it wasn't needed.

FIRE UPDATE

Three calls were reported; one car accident, one downed cable, and one furnace fire. Kyle also reported that they are in the process of going through their equipment to get rid of old items. Lisa Matzke from South Central College was at the township hall teaching a class and requested items to be donated to for EMS training.

PUBLIC WORKS UPDATE

Larry received a phone call about wild flowers growing in the ditch on Royal Road. Residents are unable to see coming out of their driveway. Flowers also are blocking culvert drainage. Jerry will talk to homeowner.

CLERK/TREASURER UPDATE

Clerk/Treasurer gave update on upcoming meetings. June, Jamie, and Melissa will attend MAT District 2 meeting on August 12, 2015. Discussed issues with filing Turtle Assessment and advised to talk to Mike Kennedy. Also discussed email from Dawn Zimmerman from MAT about property evaluation of township buildings. Jerry will follow up on this. Jamie requested upgrading current accounting software to QuickBooks Pro. Chad motioned to approve purchase. Dennis seconded the motion. All voted in favor and motion carried.

Dennis motioned to pay bills as presented. Roger seconded the motion. All voted in favor and motion carried.

The meeting was adjourned by motion from Roger and second by Jerry at 8:18 p.m.

Respectfully Submitted by:

A handwritten signature in dark ink, reading "Jamie Malvin". The signature is written in a cursive style with a large initial "J" and a trailing flourish.

Jamie Malvin, Clerk/Treasurer

**South Bend Township
Regular Meeting
September 8, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on September 8, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present were Jamie Malvin, Clerk/Treasurer, and Melissa Matthies, Deputy Clerk/Treasurer.

Roger made a motion to amend the minutes to clarify that Lisa Matzke was teaching a class for the Firemen and didn't call. Dennis seconded the motion. All voted in favor and motion carried.

The financial report was presented by the Clerk/Treasurer. The Chair declared the financial report accepted as presented.

OLD BUSINESS

Turtle Assessment

Still waiting on Warren Smith from Survey Services to create legal description of the property. Deadline to certify on 2016 taxes is October 1, 2015.

Dennis Turtle was present to discuss separating four buildings from the rest of property for future sale. He was told that the property will need to be replatted per Blue Earth County. The Board believes that the separation would be beneficial to the township and explained that they would need a written survey of what exactly Dennis wants to do before the township can proceed. Jamie will email George Leary to let the county know that Turtle has contacted the township to begin the process.

Ordinance 10 & 11 Executive Summary

Have not received the summary yet, waiting on Lyle Femrite and Mike Kennedy. Jerry will follow up with Lyle and Mike.

MS4 Update

Quarterly meeting is in October, no other updates.

South Bend Township Property Valuation

Many of the buildings seem to be undervalued so we will need to have an adjuster come out to look at the buildings and equipment to get updated values. Roger is in charge of getting updated values.

Fire Department By-Laws and Agility Testing

By-Laws: The proposed by-laws are similar to the current ones but the Fire Department has a few questions and want to meet with Mike Kennedy to clarify their questions. Rob will set meeting with Fire Department officers and Mike Kennedy.

Agility Testing: Fire Department wants a written proposal from Wenger with the specifics for agility testing. Dennis was under the assumption that they went straight off of the current physical requirements but added blood pressure and heart rate testing to the beginning of the test per their own requirements for testing. Dennis will contact Wenger about moving the test down to the township as all the necessary equipment is there and would not have to be moved for the test.

Authorized Purchasers

No progress has been made as Jamie is waiting on authorized purchasers from the Fire Department. Rob will get names to Jamie.

NEW BUSINESS

Charter Ordinance

Nothing needs to be done as the ordinance will be passed either way.

Jerry was not aware of the franchise and was wondering why there is not a franchise agreement between the township and CenterPoint Energy, Xcel Energy, and others. He will follow up with Mike Kennedy to see about possible franchise agreements with the other companies.

Jamie needs to contact Charter and update the contact information.

Roger motioned to approve the ordinance. Dennis seconded the motion. All voted in favor and motion passed.

Royal Road Flower Issues

Jerry received an email from Karen Karsnick about water issues due to flowers in the drainage ditch. Larry also had received phone calls from residents unable to see coming out of their driveway. After the August meeting, Jerry and Dennis talked to the homeowners with the flowers growing in the ditch and they agreed to remove weeds.

Jerry has requested that the issue be put on the agenda for the October meeting as the township must keep the drainage clear. A letter will be sent out to all the residents of Royal Road to notify them of the drainage discussion to be held at the October meeting.

FIRE UPDATE

Four calls were reported:

- A call was received about a downed power line, turned out to be a downed cable line.
- Assisted with fatal accident on 68/169.
- Assisted with roll over on 33/90.
- Neubert Lane housefire, was given to Fire Marshall due to many red flags at the scene.

Fire Department received their grant for equipment purchases.

Waiting for quotes to change the decals on all of the old trucks to match the new truck.

Mike McGowan retired after 20 years of service.

Fire Department received quotes for backup cameras. Nuss Trucking quoted \$573.36 per camera and Crysteel quoted \$570. Chad made a motion to approve purchasing of backup cameras. Dennis seconded the motion. All voted in favor and the motion carried.

Kyle has finished inventorying the old fire equipment. He has it categorized into bad, will not put any firefighters in it, and good, can be used as a backup. He will contact South Central College and give them the bad equipment for their trainings as long as it will not be used in an actual fire. He will see if they can use the donation towards the cost of future trainings.

PUBLIC WORKS UPDATE

Larry was not present with updates.

CLERK/TREASURER UPDATE

Clerk/Treasurer gave update on progress of software transfer. Also received an email from Blue Earth County Association of Township quarterly meeting. There are still three properties that need to have the new water meters installed.

Roger motioned to pay bills as presented. Dennis seconded the motion. All voted in favor and motion carried.

The meeting was adjourned by motion from Dennis and second by Chad at 8:14 p.m.

Respectfully Submitted by:

A handwritten signature in dark ink, reading "Jamie Malvin". The signature is written in a cursive, flowing style. The first name "Jamie" is written with a large, looped 'J' and the last name "Malvin" follows in a similar cursive script.

Jamie Malvin, Clerk/Treasurer

**South Bend Township
Regular Meeting
October 6, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on October 6, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present was Melissa Matthies, Deputy Clerk/Treasurer.

Jerry accepted the agenda as presented.

The minutes were reviewed from the September 8, 2015 regular meeting. Dennis made a motion to approve the minutes as presented. Chad seconded the motion. All voted in favor and the motion carried.

The Treasurer's report was read for information and approval. Dennis made a motion to approve the report as read. Chad seconded the motion. All voted in favor and the motion carried.

OLD BUSINESS

Turtle Assessment

Jerry informed the Board that the assessment had been filed on October 1, the deadline, and that the Turtle property has sewer service. There will be equal payments made on the principal for 15 years with 4% interest.

Ordinances 10 & 11 Executive Summaries

The ordinances have been updated. Michael Kennedy was present to explain the updates and has worked with Jerry to ensure accuracy.

South Bend Township Property Valuation

Roger is still in the process of getting all of the buildings and equipment evaluated. He hopes to have the survey results within a week and will discuss at next meeting.

Fire Department By-Laws and Agility Testing

Michael Kennedy has been working with the Fire Department and Board members to update the By-Laws. They are working on addressing senior firefighters, based on experience, years with the force, and what they can or cannot do. Wenger Physical Therapy will conduct the agility testing. Final By-Laws and Agility Testing should be presented by November Board Meeting.

Royal Road

There has been complaints about the flowers in the ditch being too tall and blocking visibility and possibly drainage. Residents were invited to the meeting to discuss concerns and possible action.

Linda Engstrom gave a strong presentation on the long root system of flowers and "weeds" with visual aids. She does not think that the Township should spray/remove the plants.

Paul Bohnert also gave a presentation including a multi-pictorial representation solidifying his position. The neighbors above them are going to plant oats then prairie flowers and alternating crops to avoid further flooding problems. He also explained that some of the problems are caused by frozen and/or plugged culverts—which they initially said they planned to keep free of debris.

The Board explained that the culverts are made for drainage, not an extended garden area for planting. They should plant flowers within the perimeter or edge of property, above the ditches. Michael Kennedy recommended that if the Township wants no liability that they should spray the ditches.

The opposing ladies explained the agony of being flooded yet again in their homes after spring hard rains and that they have spent inordinate amounts of money cleaning up the mess of flooding. They also said that the 30 year flood rains are coming more frequently, like every one to two years and that the new buildings up above Royal Road are not helping either. One lady was equally concerned for her daughter that was beginning to drive as she can't see out of the driveway safely due to tall flowers in the ditches.

The Township can reroute the water per Lyle Femrite from Bolton & Menk at a cost of \$500,000-\$700,000. This does not seem to be a feasible option. The Township cannot regulate planting—the county would have to do that. The Township regulates the right of way of the ditches.

Extraordinary measures require extraordinary care as the 50 year flood has been coming once every 5 years. Residents want to be able to take care of their own sections and will keep the grass at 8-10 inches. The Town Board said the Township will not spray as long as culverts are kept clean. No experts or consultants will be hired at this time.

Roger motioned to table the issue until June and Roger can go out and see the residences in reference and that the Township will notify residents before taking any further action.

Authorized Purchasers

Rob gave all the names to Jamie that should be on the accounts and Jamie has updated them with the businesses.

Quality Tree Service/Barry Rosenau

Larry said they didn't do all the work they say they did so we should only pay half the bill. Larry will try to contact Barry. Jerry has tabled the issue until they can come to a meeting and explain the bill or work something out with Larry.

NEW BUSINESS

Bluff Street Vacation

Jerry has been working with Jason Nichols and Mildred Kvam's estate. The Township passed vacation in 2012 but the whole street was not vacated as it would cause the Kvam property to be landlocked. Kvam's daughter believes she has the warranty deed from Dennis Turtle and Chuck, the executor of the will, will look for it.

Public Safety

Township residents are concerned about burned houses that haven't been taken care of. Stillwell property needs to go into foreclosure before Township can step in and currently the taxes are current. Nuebert house is still undergoing an investigation by the State Fire Marshall. Rob will contact the Fire Marshall to get a progress report. The issue is tabled.

Sweat Lodge

Bob Dickert was present to discuss building a personal use sweat lodge on his property. He has a burn permit. Board sees no issues as long as everything is above ground and permits secured through county.

Kato Cycle Club

Mike from the Cycle Club was present to figure out who owns the bridge/road on 539th Avenue. He thought the Township vacated it. He wants to rebuild the bridge with brick and concrete, approximately 4ft by 8ft, with a grant from the state. The Board will research and get back to him at the next meeting.

FIRE UPDATE

The Fire Department responded to one car accident by Minneopa.

Rob and Roger went over the By-Laws and senior members not expected to do everything. Jerry insists that we need to get this figured out by November meeting.

Kyle wants to put up a white board in the hall, 4x6 feet. Jerry ok'd to put it up when needed and take it down when not in use.

CLERK/TREASURER UPDATE

MS4: Marry will get back to us on the cost from water resource engineers, should be approximately \$11,000. Jerry said we will pay time and effort.

Bills must be submitted by the Friday before the meeting to be paid at the end of the meeting.

The meeting was adjourned by motion from Roger and second by Dennis at 9:14 p.m.

Respectfully Submitted by:



Melissa Matthies, Clerk/Treasurer

**South Bend Township
Regular Meeting
November 10, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on November 10, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present was Jamie Malvin, Clerk/Treasurer.

Roger made a motion to approve the minutes as presented. Dennis seconded the motion. All voted in favor and motion carried.

The financial report was unavailable due to bank issues and will be corrected by next meeting

OLD BUSINESS

Kato Cycle Club

Mike from the cycle club was present to follow up on status of road/bridge. The township road goes past gate and up to building. We will work with the Cycle Club to apply for a grant from MnDOT to replace bridge. If bridge is under a 25-foot span, it is eligible for 100% reimbursement as long as operating budget is under a certain amount. Mike will get more information on the grant, including maintenance requirements, and possibility of a culvert instead of bridge and give the information to Larry or Jerry.

Bluff Street Vacation

Quit claim deed signed by Jason Nichols and his wife and was sent to Chuck Peterson (Kvam's attorney). Still waiting on signatures from the Millers. Jerry will get the Miller's address to Kennedy so that we can get the deed signed

Fire Department By-Laws and Agility Testing

Fire Department has cleaned up some language issues in the By-Laws and forwarded the documents to Mike Kennedy to look at. Nothing has been finalized by entire department at this time as they are still working on the issue of agility testing. Jerry wants everything done by December meeting. The Fire Department will hold an officers meeting when Rob gets back into town.

South Bend Township Property Valuation

Roger requests to move to later in the meeting.

Quality Tree Service

Larry is working on the dispute of actual work performed by Quality Tree Service. Larry has made multiple calls to Barry and has not received a response.

Ordinances 10 & 11 Executive Summaries

Jamie presented the Executive Summary that will be published in the Free Press.

MS4 Update

Dennis gave an update. If entered into contract with Mankato, payment due from township would be approximately \$1375 made to the City of Mankato within 15 days of projection completion. Need to update contact information from Steve to Jamie and Dennis. Roger motioned to enter into the contract

with Mankato. Chad seconded the motion. All voted in favor and motion passed. Jamie will get the updated signature page to Mary Fralish

Royal Road

Final vote of whether to remove flowers and weeds from the ditch will be held at the December 8 meeting. Notice will be sent out to residents again with time for final comments.

NEW BUSINESS

Humbertson and Beaver Avenue Vacation Requests

Dennis Kleinow was present to discuss vacation process for Humbertson Street and Beaver Street near his property. He wants to put up a gate on Humbertson Street at the edge of his property. He stated that he would then be in charge of maintaining the road but would give the Township a key to the gate in case of emergency. Chad motioned to allow Kleinow to put a gate up on Humbertson Street as long as he maintained the road and gave the Township a key to the gate. Dennis seconded the motion. All voted in favor and the motion passed.

Kleinow also wants to vacate part of Beaver Street. Explained that other property owners affected would need to be notified and that he would need to fill out paperwork with specific points to vacate. Will follow up with at the December 8 meeting.

FIRE UPDATE

The Fire Department responded to four calls last month: three car accidents and one pole fire.

PUBLIC WORKS UPDATE

New tires and LED lights were put on the road grader. McGowan's Road was cleaned up.

CLERK/TREASURER UPDATE

Jamie received an email from Mankato notifying the Township Board that the Draft of the Long Range Transportation Plan was available for comment and review.

Community Bank signature list still needs to be updated to add Jamie and Chad and remove Melissa and Steve. Clerk/Treasurer position will be a single person with June overseeing the Clerk's Office.

There was an error with the water billing system and zero usage bills were sent out. This was corrected by a second billing being sent out with a letter notifying residents which bill was correct and that late fees would be assessed after November 20. Board members requested that no late fees assessed as long as a payment was received during the month of November.

Delinquent water bill notice to assess to property taxes will be mailed within a week giving residents until November 30 to bring bill current before being assessed as a special assessment to property taxes. Jamie gave the Board a tentative 2016 Meeting Calendar. Only change requested was to move February meeting from February 9 to February 2.

Dennis made a motion to approve the Calendar. Chad seconded the motion. All voted in favor and the motion passed.

OTHER UPDATES

Jerry talked to Sandy Hooker to get on the agenda for the December meeting of the Blue Earth County Townships to discuss how much of the sales tax revenue will go to the townships for road maintenance.

Dennis was approached about the meeting minutes not being up-to-date on the website. Jamie advised that she is in the process of updating them and they will be added to the site as soon as possible. She has been sending PDF copies to residents with questions about them.

Township Building and Equipment Insurance Evaluation

Roger explained that the buildings and equipment were priced low due to there not being a big chance of them being damaged and that it has been a long time since everything was evaluated. MATIT had Overland Surveys come out to give an updated value of replacement costs.

	Current Value	Updated Value	Notes
Buildings	\$80,000	\$700,000+	
Water Tower	\$158,000	\$800,000	
Well House	\$70,000	\$49,000	Above ground only
West Pump Station	\$100,000	\$57,000	Above ground only
		\$22,800	per pump to replace individual pumps
East Lift Station	\$100,000	\$58,500	Above ground only
		\$33,000	per pump to replace individual pumps
Sewage Pump	\$45,000	\$28,200	

Total premium is currently \$8,159 but do not know how much it would increase if we increased values on buildings and equipment. As coverage goes from November to November, Jamie will contact Dawn Zimmerman at MATIT to see if we would be able to pay for partial coverage until values are updated. By the December 8 meeting, Jerry, Roger, and Larry will look at what should be increased/decreased. After December meeting, Jamie will contact MATIT with updated values.

Roger motioned to pay bills as presented. Dennis seconded the motion. All voted in favor and motion carried.

The meeting was adjourned by motion from Jerry and second by Dennis at 8:20 p.m.

Respectfully Submitted by:



Jamie Malvin, Clerk/Treasurer

**South Bend Township
Regular Meeting
December 8, 2015**

The regular meeting of the South Bend Township Board of Supervisors was called to order at 7:00 pm on December 8, 2015. Board members that were present were Roger Veldhuisen, June Lonnquist, Dennis Nusser, Chad Ruch and Gerald Eken. Also present were Jamie Malvin, Clerk/Treasurer.

Jerry accepted the agenda as presented.

The emailed minutes were reviewed from the November 10, 2015 regular meeting. Roger made a motion to approve the minutes as presented. Chad seconded the motion. All voted in favor and the motion carried.

The Treasurer's report was read for information and approval. The Chairman accepted the treasurer's report as read.

OLD BUSINESS

Royal Road

Resident Concerns:

Paul Bohnert brought in an article from the October 7, 2015, Mankato Free Press to show importance of their landscaping. He discussed that the area received 16 inches of rain in the previous two months and his sump pump never ran and the ditch never had standing water and the water runs from the west and south towards the north around their house and into their yard. Brought up that one of his neighbors built up around their house and was going to do that also. Jerry told him that that was regulated by Blue Earth County and he should have it approved before he does it. Paul also requested that Chad withdraw from the vote as he and his in-laws live on the street. Chad explained that he is voting for what is best for the township, not what is best for himself and will not withdraw from the vote.

Linda Engstrom was also present to let the Board know that she had removed all of her tall things. She also wanted to see building permits to check for water abatements. Jerry told her again that George Leary of Blue Earth County would be able to help her with that information as building permits are controlled by the county, not the township. She felt that the water issues in the area need more research and that the township cannot keep shifting blame to the county. She wanted to let the Board know that when she moved in, she was in the country and now it is classified as a subdivision.

Another couple that lives across the street from Linda was present to say that the main issues with the water flow are coming from the farmland, not the flowers in the ditch. They added that the soil build up in the ditch due to heavy water flow should be removed.

Board Response:

Jerry explained that once an obstruction to water flow is brought to the township's notice, the township must follow the ordinance to spray/remove the blockage because the township can be held liable for any damages per Mike Kennedy.

Roger explained that during his visit, he noticed that the middle of the ditch in front of Bohnert's house is the same height as the top edges of culvert. He said that the full length of the ditch needs to be cleaned out in order for the water to flow correctly. He also stated that things other than grass cannot be burned in the ditch as that adds to the buildup. He recommends that residents get rid of everything that is over 6 inches in the ditches.

Chad motioned that the ditch be treated and maintained the same as every other ditch in the township. Dennis seconded the motion. All voted in favor and the motion carried.

Residents were told that next spring the township will clear out the ditch and will notify them two weeks in advance. They were told that the township right-of-way is 33 feet from the center of the road. Residents voiced concern about who would need to pay if parts of driveways need replacing within the township right-of-way. Residents were once again advised to contact the county before putting things in on their property.

Humbertson Street License Agreement and Beaver Street Vacation

After speaking with the township lawyer, Jerry said that Dennis Kleinow cannot legally put a gate on the township road, even with spoken permission, and a license agreement needed to be accepted.

LICENSE AGREEMENT

Now comes forth South Bend Township, hereinafter referred to as Licensor, and Dennis and Kandy Kleinow, hereinafter referred to as Licensee, who make the following agreement:

Whereas, a portion of South Bend Avenue is used exclusively by Licensee and its employees and customers; and

Whereas, Licensee wishes to erect a gate across a portion of South Bend Avenue; and

Whereas, Licensor agrees to grant a license enabling Licensee to have exclusive use of a portion of Beaver Avenue in South Bend Township, described as follows:

350 ft. south from the south right-of-way line of South Bend Avenue.

The terms of the license shall be as follows:

1. The license shall be for a period of ten years, but may be revoked by Licensor at any time for any reason with sixty day written notice given by Licensor to Licensee.
2. Licensee shall pay \$1.00 per year to Licensor for the described license.
3. Licensee shall have exclusive use of that portion of Beaver Avenue in South Bend Township described as:
350 feet south from the south right-of-way line of South Bend Avenue.
4. Licensee shall have the right to erect a gate controlling access on the described property. Should at any time Licensor revoke the license, the gate will be removed at the cost of the Licensee within 60 days of such request by Licensor.
5. The described property shall be maintained exclusively by Licensee. Licensor shall have no obligation to provide any maintenance to the described property.

Dennis motioned to accept the license agreement. June seconded the motion. All voted in favor and the motion passed. Dennis Kleinow will contact Jamie to sign the agreement.

Dennis Kleinow will continue to work with the township on a partial vacation of Beaver Avenue. A public hearing is set for 6:30 p.m. on January 5, 2016 on the vacation.

South Bend Township Property Valuation

Roger, Jerry, and Larry looked at the survey from Overland Surveys and discussed increasing the following:

Building	Current Value	New Value
Township Hall	\$82,500	\$250,000
East Well House	\$100,000	\$150,000
Personal Property	\$21,000	\$50,000

Jamie will contact MATIT to get costs for these increases and to make sure that the 1970 International is removed.

Fire Department By-Laws and Agility Testing

The Fire Department sent requested corrections to Mike Kennedy but have not gotten a response. Rob also stated that the Fire Department voted down a required agility test and stated that if the Board overrides the decision, everyone would resign. Jerry tabled the matter.

NEW BUSINESS

EPA Grant

Jerry discussed redoing the EPA Grant that the Township had previously submitted. Bolton & Menk extended the deadline to December 9, 2015, to resubmit the application. The application is a one million dollar grant with the Township's share being approximately \$400,000. Jerry recommends proceeding with the grant.

Roger motioned to proceed with the resubmission. June seconded the motion. All voted in favor and the motion carried.

Election Move

A motion was passed at the 2015 Annual Meeting to add the question of moving the annual township election to November to coincide with the federal and state elections. Current terms would need to be lengthened and new terms would be four years instead of three. There is also the option of adopting six year terms so that majority of the Board would not be up for re-election every four years.

Need to pass a resolution outlining position extensions and that the question will be put on the March 2016 ballot. Board members should look over information and will discuss at budget work session.

Union Hall Purchase

The intended purchaser was told that he could set up an antique shop in the building when he signed the original purchase agreement. He was told by Blue Earth County that he could not operate a business in the building as it is not zoned for it and they will not do a spot rezone for it. When purchaser approached Township, he was told that he could go to the County Board to attempt to have zoning changed and it was out of the township's hands.

FIRE UPDATE

The Fire Department responded to four car accident calls.

The reason behind refusing to do the agility testing is that they couldn't find another volunteer fire department that requires agility testing.

PUBLIC WORKS UPDATE

The gas lines were redone and the contractor patched the roads but didn't fix the grass.

CLERK/TREASURER UPDATE

Past due water accounts were presented to the Board for certification to property taxes.

Roger motioned to certify to the county. Dennis seconded the motion. All voted in favor and the motion carried.

Roger motioned to pay bills as presented. Dennis seconded the motion. All voted in favor and motion carried.

The meeting was adjourned by motion from Roger and second by Dennis at 8:30 p.m.

Respectfully Submitted by:



Jamie Malvin, Clerk/Treasurer