

**Clearwater Township  
Regular Board Meeting (Approved)  
October 19, 2015**

The regular meeting & Public hearing for the Town of Clearwater was called to order by Chairman Dan Mol at 7:30 p.m. on Monday October 19, 2015 at the Clearwater Town Hall.

Board Members present: Chairman Dan Mol, Vice Chair David Nelson, Supervisor Scott Miller, Treasurer Kristin Helwig and Clerk Jean Just.

Visitors as signed in: Jim & Sharon Lee, Shelly & Bill Langenbacher, Diane Harms Dan Kotzenmacher, Ron Schabel, John Notsch, Lee Fick

After reciting the Pledge of Allegiance, Miller made a motion to approve the agenda and the reg. meeting minutes of September 14, 2015 as presented. Mol seconded the motion. Motion carried unanimously.

Treasurer Kristin Helwig read the Treasurer's report. Nelson moved to accept the report as presented. Miller seconded the motion. Motion carried unanimously.

**Guest/Public Comment:** Question regarding posting of agenda on web site; Clerk Just will check into why they are not posting.

**Diane Harms/Dan Kotzenmacher – 12196 Hart Ave NW; Variance for garage addition continued from September meeting.**

Mol & Miller indicated that they have been out to review where the plan to add onto the garage and the concern is that they are only 10 feet from the road right-of-way. Harms indicated that others in area have fence & pillars that close the road right-of-way and have not been hit. Mol stated the concern would be vehicles parked in the driveway would be in the road right-of-way. The current plan would be to add 25ft onto the existing garage towards the road; they cannot go out the other direction since that will be closer to the lake. After further discussion the board felt they could make a favorable recommendation to the County if they would be 15 feet from the road right-of-way.

**Bill & Shelly Langenbacher-14425 Jenkins Ave; Request to obtain township PID#204100213105**

Langenbachers approached the board regarding a strip of line that is owned by the township. The 66' strip land is currently owned by the township was originally deeded to the township so that a property at the end would not be landlocked. Since then the DNR has purchased all of the land to the North and East of said property. Langenbacher and Mol have met with the DNR and they are in favor of this parcel becoming privately owned except for the first 100' to allow access to the DNR parking area. Langenbacher had a survey completed and presented it to the board noting the legal description of the proposed property to be transferred. Clerk Just indicted that the Township Attorney felt that it could be done by quick claim deed and using the assessed value determined by the Wright County Assessor would be fine. Mol indicated that there is a safety and liability to the township if we were to keep the land. Miller indicated that he did go down and look at the property and feels that this property is not in the best interest of the Township to keep the property. Mol made a motion to accept Resolution #2015-0002 (copy attached) for transfer of property ownership to William C Langenbacher and Shelley K Larsen-Langenbacher for the sum of \$100.00. Miller seconded the motion. Motion passed unanimously.

**Update on Quarterly Meeting on October 1<sup>st</sup>, 2015**

Kristin was the only one that attended. Kristen stated that they talked about transportation, solar farms, and the need for judge & court facilities in the future, the possibility of using outside tax assessors.

**Amendments to the Wright County Ordinance; review/comments**

Wright County Planning Commission is having a hearing on Thursday November 12, 2015 to consider several ordinance changes in regards to signs, building permits, screening/fencing/wind energy and Suburban Residential. Mol indicated that many of the changes are due to a legal case and cleaning up of working with in the ordinance. Miller indicated he would like to review and give feedback at the November meeting.

**Correspondence if Any:**

- CenterPoint Energy is requesting a rate increase with the MPUC; nothing for board to respond on just information
- Notice of Claim. The township received a notice of Claim from Frontier Communication for a phone pedestal that was destroyed when brush cutting ditches. The information was turned over to the Township insurance company and they have responded that they do not feel the Township was at fault.

**Resolution #2015-003 Declaring a Vacancy in the town office and appointing a replacement.**

Mol stated that Dave Nelson has submitted a letter of resignation due to the fact that he is moving out of the Township limits. Mol Thanked Dave for his many years of service as both the Township Clerk & 13 years as a Board Supervisor. The board discussed replacement with Mol indicating he would recommend Bill Langenbacher. Clerk Just stated that after talking with the Township Attorney he indicated that it was best to accept resignation and appoint at the same time, his recommendation would be to appoint someone with experience as a Township Supervisor or someone that has showed interest in by running for supervisor at a Township Election. Miller indicated that Langenbacher has had previous experience as a supervisor on the Silver Creek Township Board before resigning to move into Clearwater Township. Mol made a motion to accept Resolution #2015-003 (copy attached) declaring a vacancy in a Town Office and Appointing a Replacement. Miller seconded the motion. Motion passed unanimously.

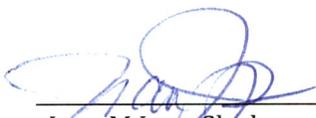
**ROAD MAINTENANCE REPORT- MIKE LUDENIA**

- \*Illsley Road Project – Ludenia indicated that the project is ready to move forward, the DNR has Ok'd the project with no credits being needed. Will be ready to bid early 2016.
- \* 157<sup>th</sup> Street – hauled in six loads of gravel and will have Taylor survey the turnaround area.
- \*Tree down on 140<sup>th</sup> & Huber due to heavy winds will be cleaning them up this week.
- \*Got the salt and mixed with the sand.
- \*Will be cutting bush on 148<sup>th</sup> & 160th. Wondering about having Bear Tree come in to grind stumps, Mol indicated we should wait and see how it goes.

Clerk Just presented Langenbacher with the Certificate of Appointment to fill Town Supervisor Vacancy. Bill Langenbacher took the official Oath of Office at 8:35pm

**Review of Bills:** A motion was made by Miller and seconded by Mol to pay claims covered by checks #9474-9492 and eft 101915, eft 101915f, eft 101915p, eft 101915s Motion carried by a unanimous vote.

With no further business to come before the board, Langenbacher moved to adjourn Miller seconded the motion. Motion carried by a unanimous vote, the meeting was adjourned at 8:55 pm.

  
\_\_\_\_\_  
Jean M Just, Clerk

  
\_\_\_\_\_  
Dan Mol, Chairman

Date 11/9/15

**CLEARWATER TOWNSHIP  
WRIGHT COUNTY  
STATE OF MINNESOTA**

**RESOLUTION NO. 2015-0002**

**RESOLUTION FOR TRANSFER OF PROPERTY OWNERSHIP**

**WHEREAS**, The township of Clearwater, MN does own a property with a PID no. of 204100213105

**And WHEREAS**, The Township does not, nor has it ever, maintained or used the property for any purpose.

**And WHEREAS**, The adjacent property owners directly to the east of said property requests transfer of a portion of said property to them

**And WHEREAS**, The Township supervisors have authority to expedite such a transfer

**And WHEREAS**, Such transfer would eliminate Township liability and responsibility for said property.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Clearwater Township hereby approves the preparation and filing of a Quick Claim Deed transferring ownership of the property described as:

A 66.00 foot wide tract of land over the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter, Section 21, Township 122, Range 27, Wright County, Minnesota, the centerline of said tract is described as follows: Beginning at a point on the south line of said Northwest Quarter of the Southeast Quarter distant 33.00 feet east of the southwest corner of said Northwest Quarter of the Southeast Quarter; thence north to the northwest corner of said Northwest Quarter of the southeast Quarter and terminating thereat, excepting the south 100.00 feet thereof.

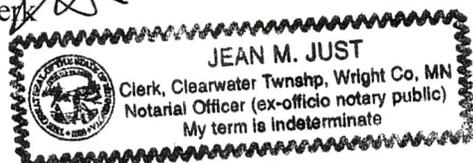
From Clearwater Township to William C Langenbacher and Shelley K Larsen-Langenbacher in the sum of \$100.00.

This resolution is hereby adopted on this 19 day of October, 2015.

  
\_\_\_\_\_  
Dan Mol, Chair

ATTEST:

  
\_\_\_\_\_  
Jean Just, Town Clerk



CLEARWATER TOWNSHIP  
WRIGHT COUNTY  
STATE OF MINNESOTA

RESOLUTION NO. 2015-003

RESOLUTION DECLARING A VACANCY IN A TOWN OFFICE AND  
APPOINTING A REPLACEMENT

WHEREAS, Minn. Stat. § 367.03, Subd. 6 allows a town board to declare a vacancy in a town office when an officer resigns and to appoint a successor to serve until the next Township election; and

WHEREAS, Town Supervisor David Nelson has tendered his resignation of office of Town Supervisor, which has been accepted by the Clearwater Township Board; and

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Clearwater Township, that:

1. That Town Board member David Nelson's resignation is hereby accepted.
2. A vacancy in the office of Town Board Supervisor hereby exists.
3. The Town Board hereby appoints Bill Langenbacher to fill the vacancy for the remainder of the unexpired term of David Nelson.

Approved by the Town Board (including the Town Clerk voting pursuant to Minn. Stat. § 367.03, Subd. 6(c)) of Clearwater Township this 19<sup>th</sup> day of October, 2015.



Dan Mol, Chair

ATTEST:

  
Jean Just, Town Clerk