

May 10 1976
Humboldt

RESOLUTION FOR CREATION OF A
HOSPITAL DISTRICT

WHEREAS, Section 447.31 to 447.37 of Minnesota statutes authorizes the creation of a hospital district comprising the territory of four or more designated Cities or Townships for the purposes of the acquisition, betterment, operation, maintenance and administration of a hospital; and

WHEREAS, the City of Pelican Rapids is hereby in favor of joining and forming a hospital district and is presently contiguous at one or more points to the property of one or more of the Cities or Townships included in said proposed district;

NOW, THEREFORE BE IT RESOLVED, that the City of Pelican Rapids, shall be included in the creation of a hospital district, which district shall include four or more designated Cities or Townships presently contiguous at one or more points to the territory of one or more of the Cities or Townships included in said district.

In accordance with the provisions of Minnesota Statute 447.31, subdivision 3, said resolution shall become effective forty (40) days after the publication of this notice in the official newspaper of this City unless within said 40 days, a petition shall be filed with the City Council of Pelican Rapids, which petition must be signed by qualified electors of the City equal in number to five percent (5%) of the number of such electors voting at the last preceding election of officers thereof, requesting a referendum on this resolution.

This resolution was adopted by the approving vote of not less than two-thirds (2/3) of the members of the governing body.

Dated this 10th day of May, 1976.

Robert E. Hoffmann
Acting Mayor

Annabelle M. Straight
Clerk

RESOLUTION #2012-02
Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 1 of 2

WHEREAS, Minnesota Statute §365.07 authorizes a town to pay town officers as well as other contingent expenses for the benefit of the town;

WHEREAS, Minnesota Statute §366.01 authorizes a town board to draw orders on the town treasurer to pay town expenses.

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota; does hereby establish the fee schedule as follows:

Compensation of Eighty Dollars (\$80) per meeting shall be paid to town officers for each official meeting where attendance is required. Any meeting that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

Compensation of Eighty Dollars (\$80) per meeting shall be paid to Planning and Zoning Agency members for each official meeting where attendance is required. Any meeting that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

An hourly fee of Fifteen Dollars (\$15) per hour shall be paid to anyone doing work authorized by the town board on behalf of the town.

A quarterly salary of Eleven Hundred Dollars (\$1,100) over and above the individual meeting fee shall be paid to the township clerk.

A quarterly salary of Five Hundred Dollars (\$500) over and above the individual meeting fee shall be paid to the township treasurer.

A quarterly salary of Fifty Dollars (\$50.00) over and above the individual meeting fee shall be paid to the township road supervisor.

A quarterly salary of Two Hundred Dollars (\$200) shall be paid to the town web master.

A mileage rate equal to the IRS allowable rate per mile shall be paid for the use of private vehicles to conduct business on behalf of the town.

RESOLUTION #2012-02
Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 2 of 2

Any direct expenses incurred by an individual on behalf of the town shall be reimbursed at face value with documentation of the expense.

BE IT FINALLY RESOLVED, that this resolution shall automatically **renew annually unless amended or repealed by the town board by resolution.**

Supervisor

Supervisor

Supervisor

Adopted this _____ day of _____, 20_____.

Attest: _____
Town Clerk

Note: Signed by all five supervisors: Dennis Carlblom, Les Rotz, Michael Johnson, Bob Burgess
And Sue Seifert...

Resolution 2011-6
Attachment - Petition

STATE OF MINNESOTA

COUNTY OF OTTERTAIL

Scambler Township,

Petitioner

v.

Pelican Valley Hospital District

Respondent

**PETITION TO DETACH FROM PELICAN VALLEY HOSPITAL
DISTRICT**

1. This petition is pursuant to Minnesota Statute § 447.38.
2. Petitioner hereby seeks detachment of Scambler Township from the Pelican Valley Hospital District.
3. The grounds for this petition are as follows:
 - A. There has been a substantial change in circumstances since the time the District was formed, and the conditions for Petitioner's membership in the District no longer exist.
 - i. The majority of the population of Scambler Township is better served by other medical facilities.

ii. The Hospital District has not maintained or constructed any hospital facilities for the last thirty (30) years that serve the majority of Scambler Township residents.

iii.

The Hospital District has utilized money levied from taxpayers to expand the existing nursing home facilities rather than construct medical facilities available to all residents, and plans to continue such expansion.

B. Clinics and hospitals have opened which are more substantially used by the citizens of Scambler Township.

C. Property owners of Scambler Township pay a disproportionate cost of the District relative to other District governmental units.

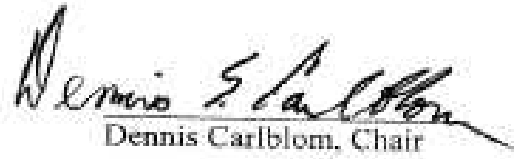
D. Residents of Scambler Township receive much less benefit from the Hospital District than do residents of other included governmental units.

THEREFORE, Petitioner Scambler Township hereby requests of the Pelican Valley Hospital District:

1. That petitioner be allowed to detach from the District pursuant to Minn. Stat. § 447.38.
2. That the District modify its adopted procedures to be followed by the District in considering this petition to expedite hearing of this Petition.
3. That the District timely notify Petitioner regarding amendments to the criteria to be used by the District in determining whether to grant this petition.
4. That the District make available to the Township all documents, records and data necessary for the Township to present its case.
5. That the District make an equitable determination of the amount of debt Petitioner is responsible for upon detachment from the District.
6. That all remaining funds of the Hospital District be distributed equitably among the remaining District members.
7. That the District not incur any further debt or expansion of services until resolution of the issues brought forward in this petition.

Dated: August 11th, 2011

SCAMBLER TOWNSHIP


Dennis Carlblom, Chair


Aldie Kelsven, Town Clerk

Scambler Township Road Sign Inventory, Retro-Reflectivity Compliance Evaluation, and Replacement Policy

It is the stated objective of Scambler Township, Otter Tail County, MN to maintain its town roads in a safe but cost effective manner. As part of its maintenance efforts, Scambler Township recognizes that regulatory, warning, and directional road signs (commonly referred to collectively as safety signs), including but not limited to stop signs, yield signs and other similar traffic control devices, need to be properly inventoried, assessed for compliance with applicable retro-reflectivity standards, maintained, and replaced from time to time. Scambler Township further recognizes that when signs are installed within town road rights-of-way they must comply with state and federal regulations as primarily outlined in the Manual on Uniform Traffic Control Devices. As part of its efforts to comply with applicable regulations, the Town Board of Scambler Township shall be guided by the following plan adopted in accordance with Section 2A.08 of the Manual on Uniform Traffic Control Devices:

- 1. Inventory.** In recognition of the importance of knowing the number, type, and location of road signs situated in township road rights-of-way, it is the intent of the Town Board to have any inventory of all town road signs completed by Spring 2012. The completed inventory shall be maintained using paper and digital records and shall be updated each time a sign is installed, replaced, or removed but not less than on an annual basis. The inventory shall indicate the type of sign, the number of each type of sign, the location of each sign including the direction the sign faces, the date of installation (when known for pre-existing signs), type of material used on sign face (when known), a general statement on the condition of the sign, a record of any maintenance performed on the sign, and the date of sign removal if applicable.
- 2. Removal of Excess Signs.** In recognition of the fact that excess road signs have been shown to reduce the effectiveness of signage, as well as impose an unnecessary financial burden on the road authority, it shall be the policy of Scambler Township to remove signs determined to be unnecessary for safety purposes and which are not otherwise required to comply with an applicable state or federal statute or regulation. The removal of signs shall be based on an engineering study and the Manual on Uniform Traffic Control Devices. Particular attention shall be paid to recommendations on signage for roads considered to be "low-volume" under the Manual on Uniform Traffic Control Devices as adopted by the State.
- 3. Retro-reflectivity Evaluation.** In recognition of the new retro-reflectivity standards adopted into the Manual on Uniform Traffic Control Devices by the Federal Highway Administration, the town board shall arrange to have all town road signs not removed under section 2 above evaluated for compliance with the applicable retro-reflectivity standards. It shall be the intent


of the township to conduct this evaluation using the following method as authorized by the Manual on Uniform Traffic Control Devices rules:

- a. Visual Nighttime Inspection Method
 - i. Utilizing Calibration Sign Procedure
 - ii. Utilizing Comparison Panel Procedure
- b. Measured Sign Retro-Reflectivity Method

It shall be the intent of the town board to have this evaluation completed by March, 2014. The board reserves the right to change which evaluation method will be utilized as expressly found necessary by the board due to budgetary constraints or other practical difficulties in completing this process.

4. **Sign Replacement.** After completion of the inventory, removal of unnecessary signs, and proper retro-reflectivity evaluation, the town board hereby establishes the following priority order in which road signs will be replaced:
 - a. First priority shall be given to replacing all signs determined not to meet applicable retro-reflectivity standards. Top priority shall also be given to replacing missing or damaged signs determined to be of a priority for safety purposes.
 - b. Second priority shall be given to signs determined to be marginal in their retro-reflectivity evaluation.
 - c. Third priority shall be given to all remaining signs as they come to the end of their anticipated service life, become damaged, etc.
In addition, within each category above, further priority shall be given to warning and regulatory signs on roads with higher vehicle usage.
5. **On-going Maintenance.** The town shall include a general inspection of road signs in township rights-of-way as part of its annual road inspections. The town shall update its sign inventory as provided in section 1. After the initial replacement of signs as provided for in Section 4, the town shall, for the purpose of complying with the requirements of the Manual on Uniform Traffic Control Devices to maintain minimum retro-reflectivity standards, shall, as budgetary factors allow, replace signs as they reach the end of the latter of their (a) warranty period; (b) expected life expectancy for the facing material used on the sign; or (c) expected life as determined by an authorized engineering study. Damaged, stolen, or missing signs may be replaced as needed.

Adopted by Scambler Township, January 12, 2012


Chairperson
2/12/12


Clerk

**SCAMBLER TOWNSHIP
COUNTY OF OTTERTAL
STATE OF MINNESOTA**

RESOLUTION NO. 2011-6

**RESOLUTION APPROVING PETITION REQUESTING THAT
SCAMBLER TOWNSHIP BE DETACHED FROM THE PELICAN VALLEY
HOSPITAL DISTRICT**

WHEREAS, the voters of Scambler Township have indicated at annual meetings that they favor detachment of Scambler Township from the Pelican Valley Hospital District; and

WHEREAS, it is the position of the Scambler Township Town Board of Supervisors that since the Pelican Valley Hospital District no longer operates a hospital, the services it provides are not needed nor should they be supported by levies on the taxpayers of Scambler Township; and

WHEREAS, the Township is opposed to current plans to expand the existing nursing home facilities and incur additional debt which could be an obligation of Township taxpayers; and

WHEREAS, the Township believes that Township residents, through the District tax levy, are currently paying a disproportionate portion of the costs of the existing facilities and operation and will pay an increased amount if the currently planned nursing home expansion goes forward.

NOW, THEREFORE BE IT RESOLVED by the Scambler Township Town Board of Supervisors this 11th day of August, 2011 as follows:

1. That the Town Board hereby approves the attached Scambler Township Petition to Detach from the Pelican Valley Hospital District.

2. The Chair and Town Clerk are hereby directed to execute the Petition on behalf of the Township and to deliver it to the Pelican Valley Hospital District twenty (20) days after adoption of this resolution, unless otherwise directed by the Town Board.


ADOPTED this 11th day of August, 2011 by the Scambler Township Town Board of Supervisors.

IN FAVOR:

OPPOSED:

SCAMBLER TOWNSHIP


Dennis Carlblom, Chair


Aldie Kelsven, Town Clerk

Resolution #2011 – 05
Scambler Township, Otter Tail County, Minnesota

**A Resolution to adopt the Otter Tail County
Wind Energy Conversion System Ordinance**

WHEREAS, It is the duty of the Scambler Township Board to review recommendations from the Scambler Planning and Zoning Committee.

WHEREAS, The Planning and Zoning Committee passed a motion to present to the Scambler Township Board the recommendation that Scambler adopts the Otter Tail County Wind Energy Conversion System Ordinance with all of its provisions.

WHEREAS, The Planning and Zoning Committee also requests that any additional restrictions for a Wind Energy Conversion System by Scambler Township could be set forth in a conditional use permit.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Scambler Township, Otter Tail County, Minnesota; does hereby adopt the Wind Energy Conversion System Ordinance set forth by the Otter Tail County Board of Commissioners.

Ordinance # _____ Wind Energy Conversion System

Adopted by the Scambler Township Board this 14th day of April 2011.

Dennis Carlbom, Chairman

Attest: Aldie Kelsven, Clerk

Attached to Original Resolution: Otter Tail County Wind Energy Conversion System Ordinance

JOINT PROPOSAL FROM DUNN TOWNSHIP AND SCAMBLER TOWNSHIP TO THE PELICAN VALLEY HEALTH CENTER HOSPITAL DISTRICT BOARD FOR DETACHMENT FROM THE HOSPITAL DISTRICT

The Town Board of Dunn Township and the Town Board of Scambler Township jointly request that the Pelican Valley Health Center Hospital District Board consider the following proposal for detachment of both Townships from the Hospital District. The electors of both Townships have indicated that they wish to be detached from the District and have authorized the expenditure of up to \$100,000.00 to achieve detachment. The Town Board of Supervisors of both Townships agree with their electors and desire that both Townships be detached.

Both Townships understand that they have certain obligations for debt already incurred, but they both strongly disagree with the Hospital District's present plans for expansion and do not want to have their citizens incur responsibility for additional debt going forward as well as yearly levies. The Townships both believe that if the District issues revenue bonds for the proposed improvements the revenue will at some point not cover the debt service and ultimately the levy will be used to make up that difference.

Further, both Townships believe that there has been a substantial change in circumstances and the original reasons for establishing the Hospital District no longer exist.

Prior to any expenditure of funds by all parties for petition, hearings, possible appeal and other potential legal expenditures, the Townships would like you to seriously consider the following proposal.

1. Dunn and Scambler Township would duly petition the Hospital District for immediate Detachment of both Townships from the District. Pursuant to those petitions the parties would reach a written stipulation detaching the Townships with an order specifying that detachment was conditioned upon compliance with the written agreement.
2. Dunn and Scambler Township would both remain statutorily obligated for their proportionate share of the current indebtedness of the District amounting to approximately 1.25 million dollars. It is both Townships' understanding that the current debt is in the form of revenue bonds, not general obligation bonds. The Townships further understand that levy funds are only used for shortfalls in debt service below revenue received by the District. It has been represented to the Townships that \$90,000.00 per year

is the maximum amount that would be needed to supplement revenues for the current indebtedness. Based upon the above, the Townships would agree to pay their ongoing proportionate share of any levy for the current indebtedness, to a maximum total hospital district levy of \$90,000.00 per year through the maturity date of the existing indebtedness, 2027. The detachment would preclude any Township obligation for the proposed new debt.

3. Dunn and Scambler Township would consent to having the proposed levy of \$90,000.00 (and only up to \$90,000.00) per year levied only against property within Dunn and Scambler Township for the next three years, after which the District would no longer levy on the two detached Townships. Alternatively, the Townships would take action to use their own levy authority to provide for payment to the District of the levy up to \$90,000.00 per year for the three year period. This would provide the other entities in the District with a three year period where they would be responsible for no levy. It would also provide the Hospital District with the amount of money they have represented that they need to make the proposed improvements.

Obviously, the exact mechanisms and form of the Agreement would be worked out. The Townships would be willing to incur the expenditure of drafting the required documents in order to facilitate the agreement.

The Supervisors of both Dunn and Scambler Township have approved this proposal by resolution. Both Boards believe they have an obligation to proceed with their electors clear intention to withdraw from the District. This proposal would provide both the Hospital Board and the Townships a fair and equitable way to resolve their disagreements without substantial legal and other expenditures by both sides.

We would respectfully request that the Board members seriously review this offer and consider accepting it as a fair way to resolve the current dispute.

SCAMBLER TOWNSHIP
OTTER TAIL COUNTY
STATE OF MINNESOTA

RESOLUTION NO. 2011-04

RESOLUTION APPROVING JOINT PROPOSAL OF DUNN AND SCAMBLER
TOWNSHIP SEEKING DETACHMENT FROM THE PELICAN VALLEY
HEALTH CENTER HOSPITAL DISTRICT

WHEREAS, the electors of Scambler Township have authorized funds for the Township to seek detachment from the Pelican Valley Health Center; and

WHEREAS, the Scambler Town Board Supervisors have determined that it is in the best interest of the Township and its taxpayers to be detached from the Hospital District; and

WHEREAS, the Supervisors have arrived at a proposal that they believe would allow the Township to detach while maintaining their statutory obligation for debt already incurred and providing additional relief to other taxpayers within the District for the next three years; and

WHEREAS, the proposal has been reviewed and approved by the Dunn Town Board of Supervisors with the purpose of jointly presenting it to the Hospital District at their posted special meeting on March 28, 2011.

NOW THEREFORE BE IT RESOLVED by the Scambler Township Board of Supervisors that the attached Joint Proposal of Dunn and Scambler Township is hereby approved as written for presentation to the Pelican Valley Health Center Hospital Board.

ADOPTED this 28th day of March, 2011 by the Scambler Township Board of Supervisors.

IN FAVOR:

OPPOSED:

SCAMBLER TOWNSHIP


Chair


Town Clerk 3-28-2011



RESOLUTION #2011-03

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 1 of 2

WHEREAS, Minnesota Statute §365.07 authorizes a town to pay town officers as well as other contingent expenses for the benefit of the town;

WHEREAS, Minnesota Statute §366.01 authorizes a town board to draw orders on the town treasurer to pay town expenses.

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota; does hereby establish the fee schedule as follows:

Compensation of Eighty Dollars (\$80) per meeting shall be paid to town officers for each official meeting where attendance is required. Any meeting that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

Compensation of Eighty Dollars (\$80) per meeting shall be paid to Planning and Zoning Agency members for each official meeting where attendance is required. Any meeting that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

An hourly fee of Fifteen Dollars (\$15) per hour shall be paid to anyone doing work authorized by the town board on behalf of the town.

A quarterly salary of Eleven Hundred Dollars (\$1,100) over and above the individual meeting fee shall be paid to the township clerk.

A quarterly salary of Five Hundred Dollars (\$500) over and above the individual meeting fee shall be paid to the township treasurer.

A quarterly salary of Two Hundred Dollars (\$200) shall be paid to the town web master.

A mileage rate equal to the IRS allowable rate per mile shall be paid for the use of private vehicles to conduct business on behalf of the town.

RESOLUTION #2011-03

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 2 of 2

Any direct expenses incurred by an individual on behalf of the town shall be reimbursed at face value with documentation of the expense.

BE IT FINALLY RESOLVED, that this resolution shall automatically renew annually unless amended or repealed by the town board by resolution.

Supervisor Supervisor Supervisor

Adopted this _____ day of _____, 20____.

Attest: _____
Town Clerk

February 8, 2011

SCAMBLER TOWNSHIP
OTTER TAIL COUNTY
STATE OF MINNESOTA

RESOLUTION NO. 1011-2

**A RESOLUTION OPPOSING THE USE OF HOSPITAL DISTRICT
FUNDS FOR PURPOSES NOT RELATED TO THE REASONS FOR
ORIGINALLY ESTABLISHING THE DISTRICT**

WHEREAS, the Town Board of Scambler Township is charged with protecting the health, safety, and welfare of the citizens of the Township; and

WHEREAS, the community no longer has a hospital; and

WHEREAS, the citizens of the political entity of Scambler Township are included in the Pelican Valley Hospital District and subject to taxation by that District; and

WHEREAS, each political entity within the District has an elected representative charged with the responsibilities of that Board as well as representing and regularly communicating with the individual political entities; and

WHEREAS, the Scambler Town Board of Supervisors, as the elected representatives of the Township, have resolved that any money levied from the tax payers of Scambler Township should only be used to retire already accumulated Hospital District debt and should not be used to fund or insure funding of additional debt for upgrades or improvements to current health facility properties; and

WHEREAS, the Scambler Town Board of Supervisors also objects to any bonding for additions or improvements which ultimately obligates the taxpayers of the District, whether General Obligation Bonds or Revenue-General Obligations Bonds.

NOW THEREFORE, BE IT RESOLVED by the Town Board of Supervisors of Scambler Township, as follows:


1. Scambler Township opposes any use of money levied from the taxpayers of Scambler Township for any purpose other than retiring Hospital District debt already incurred.
2. Scambler Township opposes the issuance of any bonds for upgrades or improvements to the current District facilities which obligates the taxpayers of the District for re-payment of the bonds, whether General Obligation bonds or Revenue- General Obligation Bonds.

ADOPTED this 10th day of February, 2011 by the Scambler Township Board of Supervisors.

IN FAVOR:

OPPOSED:

SCAMBLER TOWNSHIP


Dennis Carlblom, Town Board Chair


Aldie Kelsven, Town Clerk

RESOLUTION #2011-01

Scambler Township, Otter Tail County, Minnesota

A Resolution Appointing the 2011 Absentee Ballot Board

Whereas, Minnesota Statutes Section 203B.121, subd.1 requires the town board, as the governing body of the town, to appoint a ballot board to process all absentee ballots returned to the town clerk for the town election scheduled to be held on Tuesday, March 8, 2011; and

Whereas, the ballot board must consist of election judges trained in the handling of absentee ballots, or staff trained as election judges; and

Whereas, even though only two members are required to meet whenever an absentee ballot needs to be processed, the ballot board must consist of at least the same number of members as the minimum number of required election judges for the town election, which pursuant to Minnesota Statutes Section 204B.22 has been determined to be 3 for the March 2011 election for the Town of Scambler, and

Whereas, the Town Board for the Town of Scambler has appointed its election judges for the March 2011 election as required by Minnesota Statutes Section 204B.21;

Now, There Let It Be Resolved: That the Town Board for the Town of Scambler hereby appoints the following election judges to serve as the ballot board required to perform all duties required in the processing of absentee ballots required under Minnesota Statutes Section 203B.121 and all other applicable statutes and rules:

Aldie Kelsven
Karen Hart
Chris Selvig

Bob Burgess
Philip Rotz

Be It Further Resolved: That the Town Board of the Town of Scambler hereby authorizes any member of the ballot board to be compensated as required by Minnesota Statutes Section 203B.121, when said member performs any required duty of the ballot board.

Adopted by the Scambler Town Board, January 13th, 2011

Signed by:

Attested to by:

Dennis Carlblom, Chairperson

Aldie Kelsven, Clerk

Resolution #2010-02P

**Scambler Planning and Zoning Committee, Otter Tail County,
Minnesota**

**A RESOLUTION TO Recommend to the Scambler Township Board changes
To the Scambler Zoning Ordinance by the Planning Board**

WHEREAS, It is the duty of the Planning Committee to review and give recommendations.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Committee of Scambler Township, Otter Tail County, Minnesota does hereby recommend changes to the Scambler Township Zoning Ordinance.

Change 3090.000 LAND APPLICATIONS OF MUNICIPAL SLUDGE, INCINERATOR ASH
SLUDGE, INCINERATOR ASH, AND CONTAMINATED SOILS

- 1) No municipal sludge, incinerator ash sludge, incinerator ash, or contaminated soils shall be spread within 600 feet of a well, wetland, lake, pond, or stream.
- 6) Deleted

Adopted by the Scambler Township Planning Committee this _____ day of July 2010.

Susanne Seifert, Chairman

Chris Selvig, Vice Chairman

Attest: _____
Aldie Kelsven, Clerk

RESOLUTION #2010-02

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 1 of 2

WHEREAS, Minnesota Statute §365.07 authorizes a town to pay town officers as well as other contingent expenses for the benefit of the town;

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NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota; does hereby establish the fee schedule as follows:

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A quarterly salary of Two Hundred Dollars (\$200) shall be paid to the town webmaster.

A mileage rate equal to the IRS allowable rate currently (\$_0.55_) per mile shall be paid for the use of private vehicles to conduct business on behalf of the town.

RESOLUTION #2010-02

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 2 of 2

Any direct expenses incurred by an individual on behalf of the town shall be reimbursed at face value with documentation of the expense.

BE IT FINALLY RESOLVED, that this resolution shall automatically renew annually unless amended or repealed by the town board by resolution.

Supervisor Supervisor Supervisor

Adopted this _____ day of _____, 20____.

Attest: _____
Town Clerk

Resolution #2010-01P

**Scambler Planning and Zoning Committee, Otter Tail County,
Minnesota**

A RESOLUTION TO **Resommend the changes to the Scambler Planning Agency
By-Laws as presented by the Planning Committee**

WHEREAS, It is the duty of the Planning Committee to review and give recommendations.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Committee of Scambler Township, Otter Tail County, Minnesota does hereby recommend changes to the Scambler Township Planning Agency By-Laws.

Change ARTICLE III to read as follows:

Membership shall consist of five persons. Three of which shall be appointed by the Township Board and two shall be elected members of the Township Board. In the first instance Chairman shall be appointed for three years, Vice-Chairman for two years, and Treasurer for one year. Each year at the Township Board October meeting, they shall appoint a person or persons to fill the vacancies created by a member whose term has expired. An appointment to fill a vacancy shall be only for the unexpired portion of the term. Each member shall be intitled to one vote.

Adopted by the Scambler Township Planning Committee this _____ day of June 2010.

Susanne Seifert, Chairman

Chris Selvig, Vice Chairman

Attest: _____
Aldie Kelsven, Clerk

Scambler Board Resolution: 2010 –01

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Recommend the changes to the township zoning ordinance As presented by the town board

WHEREAS,

It is the duty of the Scambler Township Board to review recommendations from the Planning Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Scambler Township Board, Otter Tail County, Minnesota: does hereby recommend changes to the Scambler Township Ordinance with the addition of

2060.000 AIRPORT DISTRICT

WE FURTHER RESOLVE that the Scambler Township Board approved and recommends the attached Airport District Ordinance is approved as presented at the February 16 2010 Public Hearing.

Adopted by the Scambler Township Board this _____ day of February 16, 2010.

Dennis Carlblom – Chairman

Les Rotz – Supervisor

Erling Opskar

2060.0 AIRPORT DISTRICT

2060.010 - Purpose

To provide for the establishment of an Airport District Zone. It shall apply to the entire land and water area, which has presently established boundaries.

Parcel #5500340239000

E1/2 NW1/4 & NW1/4 and NE1/4 SW1/4

Section 34 TWP 137N Range 43W

Parcel #55000340236001

PT SW1/4 NW1/4: BEG NE CR W270', SELY TO PT 700' S FR BEG N 700' TO BEG
Section 34 TWP 137N Range 43W

Parcel #55000270191001
S1/2 SW1/4
Section 34 TWP 137N Range 43W

Map attached.

2060.020 - Scope and Jurisdiction

This section sets forth the rules and regulations to control the development within the Airport District. The airport is owned and operated by the City of Pelican Rapids. Under the ordinances of City of Pelican Rapids Municipal Airport Zoning Ordinance (adopted 5-26-1978) and the Scambler Township Zoning Ordinance. Any conflict of regulations or limitations in the ordinances, the more stringent shall govern.

2060.030 - Permitted uses within the district

- 1.) All uses are controlled by Scambler Township, City of Pelican Rapids, Minnesota Department of Transportation (Mn/DOT) Aeronautics statues, Federal Aviation Administration (FAA) and must be submitted to the proper agencies for approval.
- 2.) Single or multi aircraft hangars.
- 3.) Lease agreements – with the city (lessor) and owner (lessee) and or their designate. Terms, Fees, Building requirements etc: To be administered by the City of Pelican Rapids.
- 4.) Each leased hangar shall have an aircraft that is currently registered with the FAA.
- 5.) City operated aircraft fuel sales.
- 6.) Commercial agriculture

2060.040 - Prohibited uses within the Airport District

- 1.) Any use, which may create hazards, or add known environmental hazards to the surface or subsurface soils or water, ground water, surface coverage or air in the township.
- 2.) No outdoor storage of any kind. Exception being tied down functional aircraft which must be stored 700 feet from an existing dwelling.
- 3.) Noise: See Minnesota Rules Chapter 3600.015 Subp.3 and Minnesota Rules Chapter 8800.2400 Subp.7.
- 4.) No dwelling shall be constructed in the airport district.
- 5.) Any commercial or industrial business with the exception of hangar rentals.

2060.050 - Conditional Uses within Airport District

- 1.) Any aviation related use not listed under allowed or prohibited uses.

2060.060 - Set Backs

- 1.) Structural set back shall be a minimum of 60 feet from any airport established boundary and 700 feet from an existing dwelling.

2060.070 - Transfer of Ownership (all or in part)

In the event of transfer of ownership from the City of Pelican Rapids either all or in part for any reason, the Pelican Rapids Municipal Airport Zoning Ordinance and the Scambler Township Zoning Ordinance shall continue to apply in its entirety.

Aldie Kelsven - Clerk

Attached: 2060.000 Airport District Zoning Ordinance
Maps of Airport District

Planning Board Resolution: 2009 –P05

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Recommend to the Scambler Township Board that a fine be levied against Aggregate Industries for failure to provide the water test results due no later than October 30, 2009.

WHEREAS, we further recommend that the fine commence October 31, 2009 and continue until the test results are received by the office of the Scambler Clerk.

WHEREAS, #3 of the Conditional use permit states: Residential and sample wells shall be tested semi-annually May 1st and October 1st, with the results sent to the residents and the town board within 30 days. If not complied with a fine of 100 dollars a day up to 50 days will be assessed and after that the conditional use permit will be revoked.

WE FURTHER RESOLVE that the Scambler Planning and Zoning Board approved this action to be forwarded to the Scambler Township Board for their approval.

Adopted by the Scambler Township Planning & Zoning Board this _____ day of November, 2009.

Michael Ostbye – Chairman

Gary Hart - Vice Chair

Aldie Kelsven - Clerk

Attached: copy of the current condition use permit

Planning Board Resolution: 2009 –P04

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Recommend to the Scambler Township Board, to form a board of adjustments as defined in Section 4110.010 #1 thru #4.

To hear the appeal requested by the City of Pelican Rapids to establish an Airport District. Resolution to include a copy of the letter from the City of Pelican Rapids.

WE FURTHER RESOLVE that the Scambler Planning and Zoning Board approved this action to be forwarded to the Scambler Township Board for their approval.

Adopted by the Scambler Township Planning & Zoning Board this _____ day of November, 2009.

Michael Ostbye – Chairman

Gary Hart - Vice Chair

Aldie Kelsven - Clerk

Attached: letter from City of Pelican Rapids, Don Solga

Planning Board Resolution: 2009 –P03

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Accept the enclosed letter and recommend sending this letter to Aggregate Industries.

WHEREAS,

Planning and Zoning reviewed the time table concerning the due dates for the water tests taken and we recommend taking action as stated in the enclosed letter. These conditions must be met as stated in the Conditional Use Permit on file.

WE FURTHER RESOLVE that the Scambler Planning and Zoning Board approved and recommends the attached letter.

Adopted by the Scambler Township Planning & Zoning Board this _____ day of October, 2009.

Michael Ostbye – Chairman

Gary Hart - Vice Chair

Aldie Kelsven - Clerk

Attached: letter to Aggregate Industries

~~PROPOSED FOR DISCUSSION ONLY~~
RESOLUTION #2009-03

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH PROPER AUTHORITY FOR FINANCIAL ACCOUNTS

WHEREAS, it is the responsibility of the town board to oversee the financial resources of Scambler township.

WHEREAS, the majority of those resources are controlled through the townships checking, savings, and Certificate of Deposit accounts.

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota; does hereby declare that the only persons who shall have the authority to sign checks, transfer monies, withdraw monies and/or deposit moneys concerning those accounts shall be:

Judith Hoedlery Scambler Township Treasure

Aldie Kelsuen Scambler Township Clerk

Alman E. Carlson Scambler Township Chairperson

Jack C. [unclear] Scambler Township ViceChair

BE IT FURTHER RESOLVED, that the Scambler Township Board request that all other persons who are listed on the respective signature cards for the aforementioned accounts shall be removed from said signature cards.

BE IT FINALLY RESOLVED, that this resolution shall supersede any previously dated resolution concerning the financial accounts of Scambler Township.

Jack C. [unclear]
Supervisor

Alman E. Carlson
Supervisor

Erving P. [unclear]
Supervisor

Adopted this 8th day of October, 2009.

Attest: Aldie Kelsuen
Town Clerk

RESOLUTION #2009-02
Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 1 of 2

WHEREAS, Minnesota Statute §365.07 authorizes a town to pay town officers as well as other contingent expenses for the benefit of the town;

WHEREAS, Minnesota Statute §366.01 authorizes a town board to draw orders on the town treasurer to pay town expenses.

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota, does hereby establish the fee schedule as follows:

Compensation of Eighty Dollars (\$80) per meeting shall be paid to town officers for each official meeting where attendance is required. Any meeting that that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

Compensation of Eighty Dollars (\$80) per meeting shall be paid to Planning and Zoning Agency members for each official meeting where attendance is required. Any meeting that that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

An hourly fee of Fifteen Dollars (\$15) per hour shall be paid to anyone doing work authorized by the town board on behalf of the town.

A quarterly salary of Eleven Hundred Dollars (\$1,100) over and above the individual meeting fee shall be paid to the township clerk.

A quarterly salary of Five Hundred Dollars (\$500) over and above the individual meeting fee shall be paid to the township treasurer.

A quarterly salary of Fifty Dollars (\$50.00) over and above the individual meeting fee shall be paid to the township road supervisor.

A quarterly salary of Two Hundred Dollars (\$200) shall be paid to the town webmaster.

A mileage rate equal to the IRS allowable rate currently (\$ 0.55 __) per mile shall be paid for the use of private vehicles to conduct business on behalf of the town.

RESOLUTION #2009-02
Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 2 of 2

Any direct expenses incurred by an individual on behalf of the town shall be reimbursed at face value with documentation of the expense.

BE IT FINALLY RESOLVED, that this resolution shall automatically renew annually unless amended or repealed by the town board by resolution.



Supervisor Supervisor Supervisor

Adopted this 30th day of March, 2009

Attest: Aldie Kelsven
Town Clerk

Planning Board Resolution: 2009 –P01

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Recommend the changes to the township zoning ordinance As presented by the planning board

WHEREAS,

It is the duty of the Scambler Township Planning Agency to review and give recommendations.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Agency of Scambler Township, Otter Tail County, Minnesota: does hereby recommend changes to

2040.000 RESIDENTIAL DISTRICT (R1)

1. Delete the last part of 2040.030 #1 to now read: Site locations shall be limited to parcels or lots which are wooded with healthy and mature trees and not currently used for agricultural purposes.
2. Change 2040.040 #6 to now read: There shall be a maximum of 8 plotted lots in the residentially zoned (R1) districts in any given section in Scambler Township.
3. Delete 2040.040 #7 in its entirety.

Adopted by the Scambler Township Planning & Zoning Board this _____ day of April, 2009.

Michael Ostbye – Chairman

Stuart Restad - Zoning Administrator

Aldie Kelsven - Clerk

Scambler Township
Otter Tail County, Minnesota
RESOLUTION 2009-01
RESOLUTION AUTHORIZING TRANSFER OF
CEMETERY FROM SCAMBLER CEMETERY ASSOCIATION
UNDER Minn. Stat. § 306.025

WHEREAS, The Scambler Cemetery Association is the owner of a parcel of land used for the purpose of a cemetery and legally described as:

Commencing at the North East corner of the South East quarter of the North West quarter (SE 1/4 of NW 1/4), Section 27, Township 137 North, Range 43 West, thence South 340 feet on the center line of said Section, thence West 533 feet, thence North 340 feet to the North line of said South East quarter of the North West quarter, thence East 533 feet to the point of beginning. Said tract of land containing 4.76 acres, more or less

(hereinafter the "Property");

WHEREAS, Scambler Township desires to accept the transfer of the Property from the Scambler Cemetery Association;

WHEREAS, Scambler Township desires to accept the transfer of funds of the Scambler Cemetery Association;

WHEREAS, Scambler Township desires to continue to operate, maintain, manage and conduct the Property, and to sell lots and provide for burial in the Property, and to administer the funds of the Scambler Cemetery Association for the same purposes and upon the same trusts for which the funds were originally established;

And;

WHEREAS, The Scambler Cemetery Association, through its chair or president, has executed instruments to evidence the transfer of the Property;

NOW BE IT RESOLVED BY SCAMBLER TOWNSHIP, OTTER TAIL COUNTY, MINNESOTA:

1. Having heard and agreed to the foregoing, in accordance with Minn. Stat. § 306.025, subd. 3, Scambler Township hereby agrees to accept the transfer of the Property and funds of the Scambler Cemetery Association.

Passed by the Township Board on March 12, 2009.

Wayne Jensen
(Supervisor)

John LaBelle
(Supervisor)

(Supervisor)

Aldis Kelsner
(Clerk)

Scambler Township
Otter Tail County, Minnesota
RESOLUTION 2008-08
RESOLUTION AUTHORIZING IMPOSITION OF
AGGREGATE EXTRACTION TAX
UNDER Minn. Stat. § 298.75, subd. 11

WHEREAS, Scambler Township has large deposits of aggregate within the township;

WHEREAS, Otter Tail County has declined to enact a county wide aggregate extraction tax;

WHEREAS, Otter Tail County has authorized Scambler Township's enactment of an aggregate extraction tax under Otter Tail County Resolution No. 2006-65;

And;

WHEREAS, Scambler Township, Otter Tail County, Minnesota, desires to impose an aggregate extraction tax;

NOW BE IT RESOLVED BY SCAMBLER TOWNSHIP, OTTER TAIL COUNTY, MINNESOTA:

1. In accordance with Minn. Stat. § 298.75, subd. 11, a majority the Town Board of Scambler Township hereby authorizes the imposition of and does hereby impose an aggregate extraction tax of 21.5 cents per cubic yard or 15 cents per ton or the maximum allowable rate (whichever is greater) under Minn. Stat. § 298.75

2. The provisions of this resolution are intended to comply with and mirror the provisions of Minn. Stat § 298.75.

Dec. 11, 2008

Wayne Murray

(Supervisor)

Walter S. Parloton

(Supervisor)

Lee A. Lockman

(Supervisor)

Aldie Kelsven

(Clerk)

SCAMBLER TOWNSHIP

RESOLUTION NO. 2008- 07

Township Supervisor Dennis Carlblom introduced the following resolution and moved its adoption:

RESOLUTION AUTHORIZING ISSUANCE OF CERTIFICATE OF INDEBTEDNESS IN THE AMOUNT OF \$92,551.61, FIXING THE FORM AND SPECIFICATIONS THEREOF, PROVIDING FOR ITS EXECUTION AND DELIVERY, AND PROVIDING FUNDS FOR ITS PAYMENT.

BE IT RESOLVED by the Township of Scambler, Otter Tail County, Minnesota, as follows:

SECTION 1. AUTHORIZATION

The Township Board is in need of funds to complete the reconstruction of Broadwater Drive in said Township and desire to issue a Certificate of Indebtedness to satisfy said reconstruction costs in accordance with Minnesota Statute 366.095.

The Township Board of Scambler Township does hereby authorize the issuance and execution of the Certificate of Indebtedness, a copy of which is attached hereto and incorporated by reference.

SECTION 2. TERMS AND FORM OF CERTIFICATE OF INDEBTEDNESS

The Township Board authorizes the execution of the attached Certificate of Indebtedness to Minnesota National Bank.

The Certificate of Indebtedness shall be executed by the respective signatures of the Township Chair and Township Clerk as set forth in the form of the Certificate of Indebtedness attached hereto.

The motion for the adoption of the foregoing resolution was duly seconded by Town Supervisor Dennis Carlblom and upon vote being taken thereof the following voted in favor thereof:

Dennis Carlblom, Wayne Johnson, Ler Soehren

and the following voted against the same:

None.

whereupon the Resolution was duly passed and adopted.

Adopted by the Township Supervisors this 11 day of September, 2008.

Aldie Kelsven

Aldie Kelsven - Township Clerk

ATTEST:

Wayne Hanson

Wayne Hanson - Township Chairperson

STATE OF MINNESOTA)
) ss
COUNTY OF OTTER TAIL)

I, the undersigned, being the duly qualified and elected Clerk of the Township of Scambler, hereby certify that I have carefully compared the attached foregoing resolution with the original thereof on file and of record, and the same is a full, true and complete transcription thereof insofar as the same relates to the execution of the Certificate of Indebtedness to the Minnesota National Bank in the amount of \$92,551.61.

Witness my hand officially this 11 day of September, 2008.

Aldie Kelsven

Aldie Kelsven - Township Clerk

Scambler Township
Otter Tail County, Minnesota
RESOLUTION 2008-06
RESOLUTION AUTHORIZING IMPOSITION OF
AGGREGATE EXTRACTION TAX
UNDER Minn. Stat. § 298.75, subd. 11

WHEREAS, Scambler Township has large deposits of aggregate within the township;

WHEREAS, Otter Tail County has declined to enact a county wide aggregate extraction tax;

WHEREAS, Otter Tail County has authorized Scambler Township's enactment of an aggregate extraction tax under Otter Tail County Resolution No. 2006-65;

And;

WHEREAS, Scambler Township, Otter Tail County, Minnesota, desires to impose an aggregate extraction tax;

NOW BE IT RESOLVED BY SCAMBLER TOWNSHIP, OTTER TAIL COUNTY, MINNESOTA:

1. In accordance with Minn. Stat. § 298.75, subd. 11, a majority the Town Board of Scambler Township hereby authorizes the imposition of and does hereby impose an aggregate extraction tax under Minn. Stat. § 298.75.

2. Scambler Township shall impose upon every importer and operator a production tax up to ten cents per cubic yard or seven cents per ton of aggregate material removed except that the Town Board may decide not to impose this tax if it determines that in the previous year operators removed less than 20,000 tons or 14,000 cubic yards of aggregate material from Scambler Township.

3. By the 14th day following the last day of each calendar quarter, every operator or importer shall make and file with the Scambler Town Clerk a correct report under oath, in such form and containing such information as the Clerk shall require relative to the quantity of aggregate material removed or imported during the preceding calendar quarter. The report shall be accompanied by a remittance of the amount of tax due.

4. If the Clerk has not received the report by the 15th day after the last day of each calendar quarter from the operator or importer as required above, or has received an erroneous report, the Clerk shall estimate the amount of tax due and notify the operator or importer by registered mail of the amount of tax so estimated within the next 14 days. An operator or importer may, within 30 days from the date of mailing the notice, and upon payment of the amount of tax to be due, file with the Clerk a written statement of objections to the amount of taxes determined to be due.

5. All money collected as taxes under this section shall be retained by Scambler Township.

6. The provisions of this resolution are intended to comply with and mirror the provisions of Minn. Stat § 298.75, and any requirements and regulations regarding failure to file and pay, penalties, removal of aggregate if previous tax not paid, false reports, proceeds of taxes, examination of records, maintenance of records and other areas shall be imposed as prescribed under Minn. Stat. § 298.75.

7. The Clerk is hereby directed to file the Certificate of Approval of Special Law by Governing Body along with a copy of this resolution with the Secretary of State.

Passed by the Township Board on April 17, 2008.

Wayne Perry
(Supervisor)

W. Louis Carlton
(Supervisor)

Lee Socher
(Supervisor)

Aldie Kielgren
(Clerk)

Scambler Township
Otter Tail County, Minnesota
RESOLUTION 2008-05
ORDER ADOPTING ASSESSMENT ROLL

WHEREAS, On September 14, 2006, Douglas Oksendahl filed a petition with the Scambler Town Board requesting that the Scambler Town road Broadwater Drive be improved by providing an asphalt-blacktop surface, and

WHEREAS, Pursuant to notice duly given to all parties concerned as required by law, the Scambler Town Board met on April 17, 2008 at 7:30 o'clock p.m. and heard and reviewed all objections and comments to the proposed assessment for the improvement of said road.

NOW, THEREFORE, BE IT RESOLVED, By the Scambler Town Board as follows:

1. That the proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and adopted and shall constitute a special assessment against the lands named therein and each tract of land therein included is hereby found to be benefitted by the proposed assessment in the amount of the assessment levied against it.
2. That such assessment may be paid without interest if paid on or before the date of this Order, or within 30 days thereafter; that after said date, the assessment shall bear interest at the rate of five and three quarters percent (5.75%) per annum accruing from and after 30 days after the date of this Order and shall be paid in full on or before December 31, 2013.
3. That there are no deferment options available in connection with such assessment.
3. That the Clerk of Scambler township shall transmit a certified duplicate of this assessment to the Otter Tail County Auditor to be extended on the proper tax list of the county and such assessments shall be collected and paid over in the same manner as other taxes.

Dated: _____

SCAMBLER TOWN BOARD

By, _____, Clerk

Assessment Notice:

Notice is hereby given that the town board of the town of Scambler will meet at the town hall at 7:00 p.m. on April 17, 2008 to consider the adoption of a proposed assessment for the widening and paving of Broadwater Drive in Scambler Township, pursuant to Minnesota Statutes, Chapter 429. The board may adopt the assessment at this meeting.

The following is the area proposed to be assessed:

All of the parcels of land adjacent to Broadwater Drive in Scambler Township

The total amount of the proposed assessment is \$ 132,500.00. The proposed assessment roll is on file for public inspection at the town clerk's office.

Written or oral objections will be considered at the meeting. No appeal may be taken as to the amount of an assessment unless a written objection signed by the affected property owner is filed with the town clerk prior to the assessment hearing or presented to the presiding officer at the hearing. The board may consider such an objection at an adjourned meeting upon such further notice to the affected property owners as it deems advisable.

The provisions of Minn. Stat. Chapters 435.193, 435.194, and 435.195 are set forth as follows:

435.193 HARDSHIP ASSESSMENT DEFERRAL FOR SENIORS OR DISABLED.
Notwithstanding the provisions of any law to the contrary, any county, statutory or home rule charter city, or town, making a special assessment may, at its discretion, defer the payment of that assessment for any homestead property owned by a person 65 years of age or older or retired by virtue of a permanent and total disability for whom it would be a hardship to make the payments.

Any county, statutory or home rule charter city, or town electing to defer special assessments shall adopt an ordinance or resolution establishing standards and guidelines for determining the existence of a hardship and for determining the existence of a disability, but nothing herein shall be construed to prohibit the determination of hardship on the basis of exceptional and unusual circumstances not covered by the standards and guidelines where the determination is made in a nondiscriminatory manner and does not give the applicant an unreasonable preference or advantage over other applicants.

435.194 PROCEDURE TO OBTAIN DEFERRED ASSESSMENT.

The homeowner shall make application for deferred payment of special assessments on forms prescribed by the county auditor of the county in which the homestead is located. Where the deferred assessment is granted, the auditor shall record a notice thereof with the county recorder of said county which shall set forth the amount of the assessment.

The taxing authority may determine by ordinance or resolution the amount of interest, if any, on the deferred assessment and this rate shall be recorded by the auditor along with and in the same manner as the amount of the assessment.

435.195 TERMINATION OF RIGHT TO DEFERRED PAYMENT.

The option to defer the payment of special assessments shall terminate and all amounts accumulated plus applicable interest, shall become due upon the occurrence of any of the following events: (a) the death of the owner, provided that the spouse is otherwise not eligible for the benefits hereunder; (b) the sale, transfer or subdivision of the property or any part thereof; (c) if the property should for any reason lose its homestead status; or (d) if for any reason the taxing authority deferring the payments shall determine that there would be no hardship to require immediate or partial payment.

Please take notice that the Township Board of Scambler Township has determined not to defer any assessments pursuant To the statutes listed above.

An owner may appeal an assessment to district court pursuant to Minnesota Statutes, Section 429.081 by serving notice of the appeal upon the board chair or town clerk within 30 days after the adoption of the assessment and filing appropriate notice with the district court within ten days after service upon the chair or clerk.

Those persons who desire to comment on the proposed improvement will be heard at this meeting.

Aldie Kelsven
Town Clerk

Scambler Township
Otter Tail County, Minnesota

RESOLUTION 2008-04

**ESTABLISHING A
GOPHER BOUNTY IN THE TOWNSHIP**

WHEREAS, Minn. Stat. §§ 348.12 & 348.13 authorize towns to offer a bounty for the destruction of gophers or ground squirrels;

WHEREAS, the town board determines pocket gophers constitute a nuisance to property, particularly property being used for agricultural purposes;

WHEREAS, the town board determines that it is in the best interests of the public to establish a bounty to encourage the destruction of pocket gophers in the township;

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township does hereby establish a pocket gopher bounty in the township to be conducted as follows:

1. The bounty shall only apply to pocket gophers that were, to the satisfaction of the town board chair, actually captured and killed within the boundaries of the township.
2. To be eligible for collection of the bounty on an animal both front feet of pocket gophers must be presented to the town board chair.
3. The person claiming a bounty must provide the town his or her name, address, and the location of where the animals were killed.
5. The amount of the bounty shall be \$2.00 per pocket gopher.

BE IT FINALLY RESOLVED, that this resolution shall automatically renew annually unless amended or repealed by the town board by resolution.

Adopted this 10 day of April, 2008



Town Chair

Attest: 

Town Clerk

RESOLUTION #2008-03

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH PROPER AUTHORITY FOR FINANCIAL ACCOUNTS

WHEREAS, it is the responsibility of the town board to oversee the financial resources of Scambler township.

WHEREAS, the majority of those resources are controlled through the townships checking, savings, and Certificate of Deposit accounts.

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota, does hereby declare that the only persons who shall have the authority to sign checks, transfer monies, withdraw monies and/or deposit moneys concerning those accounts shall be:

 Judith Hoadley Scambler Township Treasure

 Aldie Kelsven Scambler Township Clerk

 Wayne Johnson Scambler Township Chairperson

BE IT FURTHER RESOLVED, that the Scambler Township Board request that all other persons who are listed on the respective signature cards for the aforementioned accounts shall be removed from said signature cards.

BE IT FINALLY RESOLVED, that this resolution shall supersede any previously dated resolution concerning the financial accounts of Scambler Township.

Adopted March 20, 2008

RESOLUTION #2008-02

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 1 of 2

WHEREAS, Minnesota Statute §365.07 authorizes a town to pay town officers as well as other contingent expenses for the benefit of the town;

WHEREAS, Minnesota Statute §366.01 authorizes a town board to draw orders on the town treasurer to pay town expenses.

NOW, THEREFORE, BE IT RESOLVED, that the town board of Scambler Township, Otter Tail County, Minnesota; does hereby establish the fee schedule as follows:

Compensation of Eighty Dollars (\$80) per meeting shall be paid to town officers for each official meeting where attendance is required. Any meeting that that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

Compensation of Eighty Dollars (\$80) per meeting shall be paid to Planning and Zoning Agency members for each official meeting where attendance is required. Any meeting that that is recessed to a later time is deemed to be the same meeting and will be paid as a single meeting.

An hourly fee of Fifteen Dollars (\$15) per hour shall be paid to anyone doing work authorized by the town board on behalf of the town.

A quarterly salary of Eleven Hundred Dollars (\$1,100) over and above the individual meeting fee shall be paid to the township clerk.

A quarterly salary of Five Hundred Dollars (\$500) over and above the individual meeting fee shall be paid to the township treasurer.

A quarterly salary of Fifty Dollars (\$50.00) over and above the individual meeting fee shall be paid to the township road supervisor.

A mileage rate equal to the IRS allowable rate currently (\$_0.505___) per mile shall be paid for the use of private vehicles to conduct business on behalf of the town.

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO ESTABLISH COMPENSATION FOR TOWNSHIP OFFICIALS

Page 2 of 2

Any direct expenses incurred by an individual on behalf of the town shall be reimbursed at face value with documentation of the expense.

BE IT FINALLY RESOLVED, that this resolution shall automatically renew annually unless amended or repealed by the town board by resolution.

Supervisor

Supervisor

Supervisor

Adopted this _____ day of _____, 20____.

Town Chair

Attest: _____
Town Clerk

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Recommend (~~approval/denial~~) of changing the Scambler Township Planning Agency By-Laws.

WHEREAS,

It is the duty of the Scambler Township Planning Agency to review and give recommendations to change the Scambler Township Planning Agency By-Laws

WHEREAS,

The Planning Board recommends the following changes..

NOW, THEREFORE, BE IT RESOLVED, that the Planning Agency of Scambler Township, Otter Tail County, Minnesota; does hereby recommend (~~approval~~/denial) of the changes to the Scambler Township Planning Agency By-Laws.

1. Article 6 section 2 shall read A quorum shall consist of three member. If any person requests voting shall be by a roll call vote.
2. Article 9 section 2 shall read Notice of the time and place of such hearing shall be published in the official newspaper and must be held not less than 7 days and not more than 14 days from the date of publication.
3. Article 10 to add The Scambler Planning and Zoning Commission will review all of the Scambler Township Ordinances every 2 years with the first review to be in May of 2008 and following a schedule of the first meeting after May 1 of 2010 and so on every 2 years unless directed otherwise by the town board.

BE IT FURTHER RESOLVED, that the Planning Agency only recommends approval for the changes to the Scambler Township Planning Agency By-Laws.

BE IT FINALLY RESOLVED, that the Planning Agency recommends that this conditional use permit shall be in effect for no longer than (insert clause example: 20 years)

Adopted this 19 day of FEBRUARY, 2008


Planning Agency Chair

Attest: 
Town Clerk

Scambler Township Resolution 2008-01
Ordering Improvement and Preparation of Plans

WHEREAS, by resolution of the town board of the Town of Scambler adopted August 7, 2007, a date was set for a hearing on the proposed improvement consisting of a widening and paving of Broadwater Drive; and

WHEREAS, ten days' mailed notice and two weeks' published notice of the hearing was given, and the hearing was conducted on August 28, 2007, and all persons wishing to do so were given an opportunity to be heard.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF THE TOWN OF SCAMBLER, OTTER TAIL COUNTY, MINNESOTA:

1. The improvement as detailed in the feasibility report is necessary, cost-effective, and feasible.
2. The improvement is hereby ordered.
3. G.A. Miller Engineering is hereby designated engineer for this improvement and is directed to appropriate prepare plans and specifications.

Adopted by the board this March 6, 2008.

Attest: Wicky Anderson clerk
Town Clerk

**AGREEMENT FOR THE DIVISION OF MAINTENANCE
RESPONSIBILITIES FOR DUNN/SCAMBLER TOWN LINE ROAD**

This agreement is hereby entered into this 1st day of October, 2007, by and between the Town Board of Supervisors of Dunn Township, Otter Tail County, Minnesota and the Town Board of Supervisors of Scambler Township, Ottertail County, Minnesota.

WHEREAS, Dunn Township and Scambler Township share the following described town line road:

The township road that is on the east edge of sections 12, 13, 24, and 25 in Scambler township, commonly referred to as 215th Avenue from US Highway 59 north approximately 3 miles to Broadwater Drive at Pelican Lake.

WHEREAS, Minn. Stat. § 164.12 directs town boards to divide town line roads and enter into an agreement for the maintenance of those roads;

WHEREAS, Minn. Stat. § 164.13 requires towns with town line roads to bear jointly and in equal shares the expense of constructing and maintaining any bridge on the road(s) as made necessary by the construction of a drainage ditch or by reason of the changing, widening or alteration of any drainage ditch, or by reason of altering or changing of any watercourse;

WHEREAS, we agree to the above statutes providing each township is in mutual agreements between the townships;

NOW, THEREFORE, in consideration of the mutual promises and benefits that each party shall derive herefrom, Dunn Township and Scambler Township hereby enter into this agreement for the division of maintenance responsibilities for the above described town line roads.

Division of the Road(s): The town line road right-of-way shall be divided for maintenance purposes as follows:

Dunn Township shall maintain the following described portion of the line road:

All of the road from the SE corner of the SW ¼ of section 24 in Scambler Township to the SE corner of the NE ¼ of section 13 in Scambler township, commonly described as 215th Ave from State Highway 34 north for three fourths of a mile.

Scambler Township shall maintain the following described portion of the line road:

The road on the east edge of section 25 in Scambler Township commonly referred to as 215th ave from US Highway 59 north to State Highway 34. Also Scambler township shall maintain the town line road from the SE corner of the NE quarter of section 13 in Scambler Township north to the roads termination point at Pelican Lake, commonly referred to 215th Ave from ¼ mile south of South Pelican Drive, north to Broadwater Drive.

General Division of Maintenance Responsibility: Each Township will be responsible for conducting routine inspections and maintenance of their respective portions of the line road(s). Routine maintenance shall include, at a minimum, the following:

Grading, snow plowing, brushing, mowing, inspection, signing, weed removal, shouldering, seal coating, crack sealing, road surface, subgrade and shoulder repairs of any kind.

Specific Division of Maintenance Responsibilities and Activities: In addition to the general division of maintenance responsibilities, the Townships agree to the following specific provision related to the division of specific maintenance responsibilities and required activities.

Cost for Drainage Structures: In addition to the requirements of Minn. Stat. § 164.13 regarding bridges, the Townships agree that the cost to repair or replace culverts on any portion of the town line road will be paid by the Township responsible for the maintenance of the portion of road in which the culvert is located.

Tree Removal: Removing trees (as defined in Minn. Stat. § 160.22, subd. 7a) from the town line road right-of-way as needed to avoid interference with travel, maintenance, or safety will be the responsibility of the Township responsible for the maintenance of the portion of the town line road in which the trees are located. If the trees are outside of the jurisdictional boundaries of the Township, it may request the assistance of the Township with jurisdiction to provide assistance to achieve the removal. Any costs incurred by the responding Township to assist in the removal of the trees shall be paid by the requesting Township.

DIVISION OF COSTS

A Township interested in initiating an activity that requires the sharing of costs between the Townships, or with the expectation of sharing costs, shall notify and obtain approval from the other Township before undertaking the activity. If the parties do not agree to the need, scope, or other aspects of the proposed activity, the advice of an engineer will be obtained. Any cost associated with obtaining the advice will be solely the responsibility of the Township initiating the activity unless otherwise agreed upon by both Townships.

DISPUTES

If a disagreement arises regarding the fairness of the division of maintenance responsibilities provided in this agreement and the parties are not able to resolve the disagreement, the issue will be submitted to the county board for a determination of the proper division of responsibility as provided in Minn. Stat. § 164.12, subd. 6.

AMENDMENTS

Any alterations, amendments, deletions and waivers of the provisions of this agreement shall be valid only when reduced to writing and duly signed by each Township.

ENTIRE AGREEMENT

It is understood and agreed that the entire agreement of the parties is contained herein and that this agreement supersedes all oral agreements and negotiations between the parties relating to the subject matter hereof as well as any previous line road agreements presently in effect between the parties concerning the above described road(s).

IN WITNESS WHEREOF, the parties have caused this agreement to be executed as of this
10 day of December, 2007.

Scambler Township

Dunn Township

By the Town Board of Supervisors:

By the Town Board of Supervisors:


Town Board Chair


Town Board Chair

Attest: 
Town Clerk

Attest: 
Town Clerk

Planning Board Resolution: 2007-05 _____

Scambler Township, Otter Tail County, Minnesota

A RESOLUTION TO Recommend approval

WHEREAS,

It is the duty of the Scambler Township Planning Agency to review and give recommendations on variance applications to the Scambler Town Board

WHEREAS,

Jeff and Derek Cossette has applied for a variance to build a garage house.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Agency of Scambler Township, Otter Tail County, Minnesota; does hereby recommend (approval) of the variance application for _____ for the following reasons.

1. see the findings of fact attached)
2. after holding a planning board meeting and reviewing the ordinance and establishing a findings of fact and holding a public hearing on 9/11/07 we recommend to the town board that they approve the issuance of a variance of 50 feet from the 100foot setback from a wetland to allow the construction of a single family dwelling on parcel 55-000-35-0241 in the north half of the northwest quarter of the northwest quarter of section 35 to Jeff and Derek Cossette.

3. _____
4. _____
5. _____
6. _____

BE IT FURTHER RESOLVED, that the Planning Agency only recommends approval of this ~~condition~~ application as long as the following conditions are attached to the application.

1. no variance or site permit will be issued until a proper scale drawing of the site is provided to the zoning administrator.

- 2. _____
- 3. _____
- 4. _____
- 5. _____

Adopted this 11th day of September, 2007.

Michael O'Leary
Planning Agency Chair

Attest: Vicky Anstson Clerk
Town Clerk

**SCAMBLER TOWNSHIP
RESOLUTION 2007-04**

County & Township Sand/Salt Purchase Agreement

BE IT RESOLVED, that the following request is approved by Scambler Township and Otter Tail County is hereby authorized to provide the materials and or services as requested below.

Be it resolved that the work will be included in our regular maintenance or after our regular maintenance work is completed

Scambler Township requests approximately 100 yards of sand/salt materials at approximately \$23.00 per Cubic Yard

BE IT FURTHER RESOLVED, that Scambler Township will be responsible for all cost of materials and services provided.

Adopted this 13th day of December, 2007

Attest: Vicky Clinton
Town Clerk

Wingfield
Town Chair