

Township of Breitung Agenda-Regular Board Meeting

Township of Breitung Regular Board Meeting 10/17/2024

Breitung Community Center 6:00 PM

- Call the meeting to order/Roll Call
- Acceptance of Agenda
- Approval of Minutes
 - 09/19/24 Regular Board Meeting
- Approval of August 2024 Treasurer's Report
 - Checks Written 49152 - 49226
 - Total Disbursements - \$162,637.05
 - Fund Balance - \$529,486.13
 - Voided Checks - None
- Correspondence
 - None
- Public Input

Reports:

- Police-Attached
- Fire-Attached
- Road and Bridge-Attached
- Wastewater Board
- Ambulance Commission
- Housing-Attached

Old Business

- 2025 Infrastructure
 - Resolution 2024-24
- Current Infrastructure Projects
- Loop Trail Connection
- Thompson Farm Road
 - MN DNR Cooperative Agreement
 - Resolution 2024-19
 - Order Altering & Vacating portions of the Thompson Farm Road
- Flood/FEMA process
- Police Contract with City of Tower

New Business

- Pay Bills as presented
- November Board Meeting
- St. Louis County Board Meeting – 01/04/2025

Next Board Meeting

Regular Board Meeting: November 21, 2024 at 6:00 PM at the Breitung Community Center

Adjourn

Township of Breitung Regular Board Meeting 09-19-24 at 6:00 PM. In Person Meeting at the Breitung Community Center

Present In Person:

Board Members: Chairman Tim Tomsich, Supervisor Matt Tuchel, Supervisor Erin Peitso, Clerk Amber Zak, Treasurer Jorgine Gornick

Public: John Jamnick (JPJ), Andrea Piirainen (JPJ), Terry Carlson (The Tower News), Jodi Summit (The Timberjay)

Call to Order at 6:00 PM by Chairman Tim Tomsich

Acceptance of Agenda

Motion by Supervisor Tuchel to accept the agenda as presented

2nd by Supervisor Peitso

Motion Passed 3-0

Approval of Minutes and Treasurer's Report

Motion by Supervisor Tuchel to approve the minutes of the 08/15/24 Regular Board Meeting as presented and the August 2024 Treasurer's Report as presented

2nd by Supervisor Peitso

Motion passed 3-0

Correspondence

- None

Public Input

- None

Reports

- Police – Attached
- Fire – Attached
- Road and Bridge – Attached
- Recreation – Supervisor Peitso commented on the improvements made to the baseball field facilities including painting, trim work, and roofing; noted that chain link dug outs were being considered for improved spectator viewing.
- Wastewater Board – Supervisor Tuchel discussed updates on the rapid filtration bed noting that the boring samples looked good for the project, would be working with JPJ in the coming weeks to determine exact site position; further noted that the water plant was making good progress and was expecting the exterior building to be completed by December.
- Ambulance Commission – Supervisor Tuchel stated the commission had met on the 8/26/24 and approved the contract. He had also attended the Ely City Council meeting on 8/27/24 where the potential region-wide ambulance service had been discussed; the council motioned and approved an ad-hoc committee on the proposed service. Noted that the new ambulance had been delivered and was in-service; the ambulance commission would be looking at ordering another ambulance in the next year.
- Housing – Attached

Reports so noted.

Old Business:

2025 Infrastructure – IRRR

The application to IRRR is to be submitted the week of 9/22/24 to include the Thompson Farm Road, Center Street, and Echo Point projects; it was noted that Thompson Farm Road portion of the project was potentially fully funded as follows: \$544k from the State of MN, \$20k from the MN-DNR, a proposed \$69k from the Prospector's Trail Club. Additionally, the application will not include work incurred due to the 6/18/24 flood that may or may not be covered by FEMA.

2025 Culture & Tourism - IRRR

It was noted that the pre-application for the grant was to be submitted by 9/26 and must include two written or verbal quotes on desired project (dugouts). Supervisor Peitso noted these would likely not be received in time and the application should be postponed until the spring of 2025 when the next application cycle opens.

Current Infrastructure Projects

- 22-126

Partial Payment Estimate No. 1 for project 22-126/2023 Infrastructure Improvements was reviewed. John Jamnick recommended payment.

Motion made by Motion by Supervisor Tuchel to pay \$240,636.28 to Mesabi Bituminous, Inc.

2nd by Supervisor Peitso

Motion Passed 3-0

- 22-003

Concerning project 22-003/2022 Infrastructure, it was noted that either a final pay request or final punch list should be received soon as the project should be finished or very close to it.

- 21-923

Change Order No. 1 & 2 for project 21/923 Stuntz Bay Road Improvements; The change orders were due to site conditions and to obtain more removal & replacements of bituminous, curb, and gutter. Supervisor Tuchel noted there should be funding available through the State Park Road Account and these changes should be fully funded; he was optimistic for the road and better drainage.

Motion by Supervisor Peitso to approve the change orders

2nd by Supervisor Tuchel

Motion Passed 3-0

Loop Trail

With plans drafted for the loop trail, the City of Tower had expressed concern regarding the path of the trail and overflow parking. Eric Fallstrom, engineer for St. Louis County Public Works, would prefer more buffer between the trail and the shoulder of the road, also concerned with wetlands. \$20k had been received from the Blandin Foundation and \$22k from the IRRRB; Chairman Tomsich discussed submitting an application to the DNR in March of 2025. Additionally, an environmental review was requested from JPJ to be completed prior to the DNR application, is possible.

Thompson Farm Road – LRIP Update

Chairman Tomsich noted the LRIP was in the county's hands for review.

Ordinance Number 90-03A – Water & Sewer

Chairman Tomsich noted that the status of the ordinance was currently on hold until the future status of the water commission is determined, it was noted that a significant change in the way the water and sewer department is managed may be necessary.

Flood/FEMA Process

Clerk Zak updated the board on current FEMA processes including a meeting that occurred on 09/06/2024. As of meeting time, Clerk Zak was tasked with totaling the damages, improvements, and status of individual damage sites, working closely with Public Works Supervisor Gorsma. Chairman Tomsich noted that disaster management is reimbursable by FEMA, up to 5% of the total cost of damages. Due to the nature of the work being outside the duties of the clerk, Tomsich recommended payment for total hours spent on the flood reimbursement project. Discussion was had on rates between the supervisors.

Motion by Supervisor Tuchel to pay Clerk Zak \$21.00/hour for flood management work

2nd by Supervisor Peitso

Motion Passed 3-0

Police Clerical Support Request

No update as of meeting time.

New Business:

Pay Bills as Presented

Motion by Supervisor Peitso to Pay Bills as Presented

2nd by Supervisor Tuchel

Motion Passed 3-0

Resolution 2024-21 – Property Tax Levy Certification

Motion by Supervisor Tuchel to pass Resolution No 2024-21 Resolution to Certify Final 2025 Breitung Township Property Tax Levy to Saint Louis County.

2nd by Supervisor Peitso

Motion Passed 3-0

Resolution 2024-22 – Accepting Funds IRRR Infrastructure 2025

Motion by Supervisor Peitso to pass Resolution No 2024-22 Resolution Authorizing the Township of Breitung to make application to and accept funds from IRRR FY25 Community Infrastructure Program

2nd by Supervisor Tuchel

Motion Passed 3-0

Resolution 2024-23 – Election Judge Certification

Motion by Supervisor Tuchel to pass Resolution No 2024-23 Resolution Appointing Election Judges

2nd by Supervisor Peitso

Motion Passed 3-0

MN DNR Cooperative Agreement – Thompson Farm Road

Motion by Supervisor Tuchel to approve and sign the Cooperative Agreement between the State of Minnesota and The Township of Breitung with modifications

2nd by Supervisor Peitso

Motion Passed 3-0

Police Contract with City of Tower

Chairman Tomsich noted that with the year coming to a close, it would be time to start meetings with the City of Tower to make any adjustments to the Police Contract including consideration of coverage and costs. These meetings should begin happening soon.

Big Truck Night – September 26, 2024

Motion by Supervisor Peitso to set the date of 09/26/2024 for Big Truck Night and waive any shelter-use fees for the event

2nd by Supervisor Tuchel

Motion Passed 3-0

Next Regular Board Meeting

Thursday, October 17th, 2024 at 6:00 PM at the Breitung Community Center

Adjourn

Motion by Supervisor Tuchel to adjourn the meeting at 6:54 PM

2nd by Supervisor Peitso

Motion passed 3-0

Respectfully Submitted
Amber Zak
Clerk, Breitung Township

TOWNSHIP OF BREITUNG

Sep-24

GENERAL	228,036.69
ROAD & BRIDGE	40,739.03
FIRE	45,054.22
PARK	43,092.77
RECREATION	11,458.64
POLICE	68,588.32
PROJECTS	25,775.81
WATER DEPT	66,740.65
ARPA	0.00
TOTALS	529,486.13

September 2024 report

90 icrs (calls for service)

2 arrests

1 adult male arrested for DWI, False Name to a Police Officer, and Test Refusal

1 juvenile male arrested for Probation Violation, additional charges are pending

2 Citations

1 adult male cited for Open Container of Alcohol in a vehicle.

1 adult male cited for Driving After Revocation (DAR)

A very short September report. It was very busy. October will be a much larger report.

Breitung Fire & Rescue
Box 337
33 1st Ave.
Soudan, Mn. 55782

September 2024 Fire Dept Report

Our regular monthly fire department meeting was held on 10/09/2024.

This month's training for September was conducted by our in-house training officer and it covered SCBA (Self Contained Breathing Apparatus) quarterly training on our apparatus.

We received one call for service for a medical transport from Ely Island to the awaiting ambulance at McKinley Park. We also participated in the yearly Big Truck Night at the Soudan Park. We were unsuccessful for the 2023-2024 AFG Grant.

Road and Bridge report October

Usual mowing and trimming

Prepared for and hosted BIG TRUCK NIGHT

Flushed hydrants and winterize

Tree and brush removal

Grading roads

Closed McKinley park for season, lifted docks, blew water lines, put up snow fence

Continued maintenance on equipment and buildings

Continued maintenance at hockey rink

Flood repair

Ditched storm sewer outlets

Replace 5 culverts on Echo Pt.Rd.

Repair and restoration of ditches on Echo Pt. Rd.

Add additional 32" culvert on Junction Rd.

Ditch areas on Junction road that weren't draining

Repaired and replaced flood damaged dock sections at McKinley Park

Added rock to eroded shoulder area on the Stuntz Bay road

Housing Committee Report

October 2024

Dianna Sunsdahl

- The last MHP Housing Workshop was October 2nd and 3rd in Grand Rapids and our group met with funders from around the area. Both lenders and organizations with grant monies available.
- Tower Area Collaborative met October 9th @ Tower City Hall and via ZOOM. Discussed IRRR grant available for site readiness work and Strengthening Rural Communities Grant offered through MHP. Quotes being gathered for title search, survey, soil testing and environmental testing.
- The TAC Team will discuss in further detail the planning of a Community Meeting after results of testings-maybe an open house type of meeting
- Emerging Developers Initiative Class 2024 for the Iron Range-Last meeting and presentation is next Tuesday, October 22nd, 2024, in Proctor.

If anyone has any questions, feel free to contact Dianna Sunsdahl @ deputyclerk@breitungtownship.org

Dianna Sunsdahl

DRAFT

TOWNSHIP OF BREITUNG
RESOLUTION NO. 2024-24

STATE OF MINNESOTA
COUNTY OF ST. LOUIS
TOWNSHIP OF BREITUNG

RESOLUTION AUTHORIZING THE TOWNSHIP OF BREITUNG TO
MAKE APPLICATION TO AND ACCEPT FUNDS FROM CDBG
COMMUNITY INFRASTRUCTURE FUND PROGRAM

WHEREAS THE authorizing authority approves of the application FOR
THE Township of Breitung Infrastructure Improvements project FY 2025;
and

WHEREAS THE authorizing authority agrees to accept funding for the
underlying project if approved by the CDBG.

NOW BE IT RESOLVED that the authorizing authority of the Township of
Breitung does adopt this resolution. Chairman Tomsich, Supervisor Peitso,
Supervisor Tuchel

Upon vote taken, the following voted:

For:

Against:

Whereupon said Resolution NO. 2024-24 was declared duly passed and
adopted this 17th day of October 2024.

Timothy Tomsich – Chairman

Amber Zak – Clerk

DRAFT

Resolution 2024 #19

RESOLUTION ALTERING AND VACATING PORTIONS OF THE THOMPSON FARM ROAD

Breitung Township
St Louis County, Minnesota

WHEREAS, the Town Board of Breitung Township, St. Louis County, Minnesota received elector authorization at its annual town meeting of the electors on March 12th, 2024 to alter and vacate portions of the Thompson Farm Road as depicted on the engineered drawing presented at the Annual Meeting which was created by JPJ Engineering pursuant to Minn. Stat § 164.06 subd. 1;

WHEREAS, the road passes over and shall pass over the following described tracts of land in St. Louis County, Minnesota, owned by the following named owners:

<u>Owners</u>	<u>Description of Land</u>
Town of Breitung	270-0020-03360, see attached Exhibit A
Town of Breitung	270-0020-02776, see attached Exhibit B

WHEREAS, the town board conducted a public hearing on the Road Alteration and Vacation of the Thompson Farm Road on the 18th day of June, 2024, after posted and published notice was provided by the town board;

WHEREAS, the town board examined the road, heard the interested parties, and considered the matter;

WHEREAS, the town board determined the authorization for action is consistent with the public interest;

WHEREAS, the town board has examined the ditches lateral to the road and determined said ditches are not essential for the surface drainage of adjacent lands or highways in support of the general health and welfare of the public;

WHEREAS, there are no other interested parties or owners who may make claim for damages;

NOW, THEREFORE, BE IT RESOLVED, the town board of Breitung Township, St. Louis County, Minnesota hereby alter and vacate portions of a town road legally described as follows:

Vacated Portion, see Exhibit A
Altered Portion, see Exhibit B

BE IT FURTHER RESOLVED, the board chair and town clerk are hereby authorized and directed to execute and record a town road order altering and vacating portions of said town road and to record the same with the county recorder of St. Louis County;

Adopted this 17th day of October, 2024.

Town Supervisor	Yes/No
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<u>Timothy Tomsich</u>	_____
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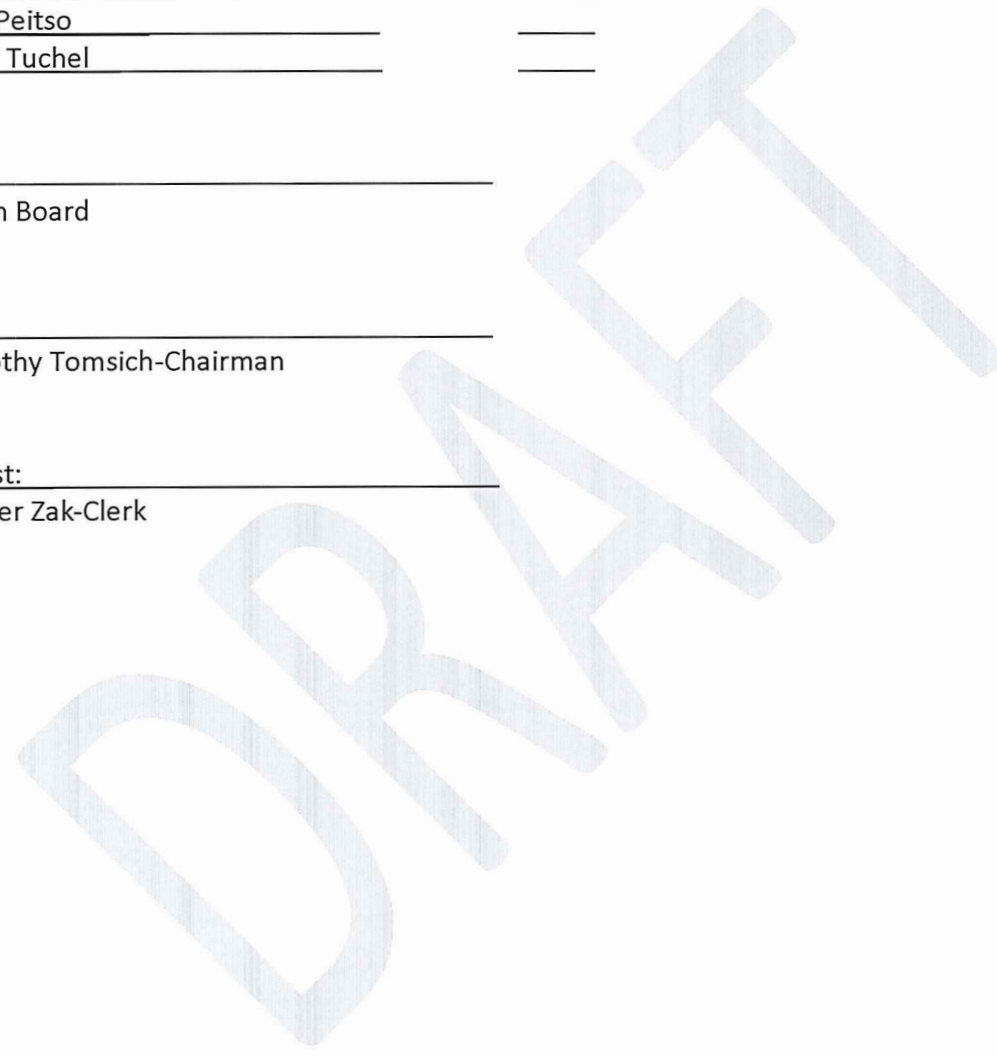
<u>Erin Peitso</u>	_____
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<u>Matt Tichel</u>	_____
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Town Board

Timothy Tomsich-Chairman

Attest:
Amber Zak-Clerk



State of Minnesota)
) ss.
County of St. Louis)

DRAFT

I, Amber Zak, clerk of Breitung Township, St. Louis County, Minnesota, hereby certify I have compared for the foregoing copy of the resolution of the Town Board of said Township with the original record thereof on file with the town clerk, as stated in the minutes of the proceedings of said Board at a public hearing held on the 18th day of June, 2024, and the same is a true and correct copy of said original record and of the whole thereof, and said resolution was duly passed by said board at said hearing.

Witness my hand and seal this 17th day of October, 2024

Signature

Printed Name

_____Township Clerk

Exhibit A

DRAFT

A 50.00 foot wide vacation of an easement for public right-of-way purposes over, under and across that part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 62 North, Range 15 West, St. Louis County, Minnesota, the centerline of said vacation easement is described as follows:

Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 01 degree 28 minutes 04 seconds East, assumed bearing along the east line of said Northeast Quarter of the Northeast Quarter, a distance of 542.78 feet; thence North 68 degrees 18 minutes 34 seconds West 71.78 feet to the west line of the east 66.00 feet of said Northeast Quarter of the Northeast Quarter, the point of beginning of the centerline to be described; thence continuing North 68 degrees 18 minutes 34 seconds West 807.90 feet to the southerly right of way line of State Trunk Highway No. 169 and said centerline there terminating.

The side lines of said vacation shall be prolonged or shortened to terminate on the south right of way line of State Trunk Highway No. 169 and on the west line of the east 66.00 feet of said Northeast Quarter of the Northeast Quarter.

DRAFT

Exhibit B

A 66.00 foot wide easement for public right-of-way purposes over, under and across that part of the Northeast Quarter of the Northeast Quarter of Section 34 and that part of the Southeast Quarter of the Southeast Quarter of Section 27, both in Township 62 North, Range 15 West, St. Louis County, Minnesota, the centerline of said easement is described as follows:

Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 01 degree 28 minutes 04 seconds East, assumed bearing along the east line of said Northeast Quarter of the Northeast Quarter, a distance of 560.86 feet; thence South 88 degrees 31 minutes 56 seconds West 33.00 feet to the point of beginning of the centerline to be described; thence North 01 degree 28 minutes 04 seconds West 628.10 feet to the southerly right of way line of State Trunk Highway No. 169 and said centerline there terminating.

The side lines of said easement shall be prolonged or shortened to terminate on the south right of way line of State Trunk Highway No. 169.

ORDER ALTERING AND VACATING PORTIONS OF THE THOMPSON FARM ROAD

Breitung Township
St Louis County, Minnesota

WHEREAS, The Town Board received elector authorization for the alteration and vacation of a town road under Minn. Stat. §164.06

WHEREAS, the Town Board held a hearing on said authorization on the 18th day June, 2024, notice and publication thereof having been given;

WHEREAS, the Town Board passed a resolution on the 17th day of October, 2024 altering and vacating the road;

NOW, THEREFORE, IT IS HEREBY ORDERED the following described road is hereby altered and partially vacated:

The Thompson Farm Road, legal description as follows:

Vacated Portion: See Exhibit A

Altered Portion: See Exhibit B

Dated this 17th day of October, 2024.

BY THE TOWN BOARD

Attest: _____
Amber Zak, Town Clerk

Timothy Tomsich, Town Board
Chair

DRAFT

Exhibit A

DRAFT

A 50.00 foot wide vacation of an easement for public right-of-way purposes over, under and across that part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 62 North, Range 15 West, St. Louis County, Minnesota, the centerline of said vacation easement is described as follows:

Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 01 degree 28 minutes 04 seconds East, assumed bearing along the east line of said Northeast Quarter of the Northeast Quarter, a distance of 542.78 feet; thence North 68 degrees 18 minutes 34 seconds West 71.78 feet to the west line of the east 66.00 feet of said Northeast Quarter of the Northeast Quarter, the point of beginning of the centerline to be described; thence continuing North 68 degrees 18 minutes 34 seconds West 807.90 feet to the southerly right of way line of State Trunk Highway No. 169 and said centerline there terminating.

The side lines of said vacation shall be prolonged or shortened to terminate on the south right of way line of State Trunk Highway No. 169 and on the west line of the east 66.00 feet of said Northeast Quarter of the Northeast Quarter.

DRAFT

Exhibit B

A 66.00 foot wide easement for public right-of-way purposes over, under and across that part of the Northeast Quarter of the Northeast Quarter of Section 34 and that part of the Southeast Quarter of the Southeast Quarter of Section 27, both in Township 62 North, Range 15 West, St. Louis County, Minnesota, the centerline of said easement is described as follows:

Commencing at the northeast corner of said Northeast Quarter of the Northeast Quarter; thence South 01 degree 28 minutes 04 seconds East, assumed bearing along the east line of said Northeast Quarter of the Northeast Quarter, a distance of 560.86 feet; thence South 88 degrees 31 minutes 56 seconds West 33.00 feet to the point of beginning of the centerline to be described; thence North 01 degree 28 minutes 04 seconds West 628.10 feet to the southerly right of way line of State Trunk Highway No. 169 and said centerline there terminating.

The side lines of said easement shall be prolonged or shortened to terminate on the south right of way line of State Trunk Highway No. 169.