

RESOLUTION 2024-1

Appointment for the position of Supervisor A

WHEREAS, the township board of Miltona Township, Douglas County, Minnesota has accepted the resignation of Jarrod Oberg as Supervisor "A", effective at the conclusion of our last meeting, and

WHEREAS, the Board of Supervisors has been the responsibility to act in a timely manner to appoint a replacement to fill the position of Supervisor A, and

WHEREAS, a motion was made by Matt and seconded by Jarrod at that meeting to appoint Gary "Andy" Anderson as Supervisor "A", and

WHEREAS, that motion carried, and

NOW THEREFORE BE IT RESOLVED: The Miltona Township Board of Supervisors, of Douglas County, Minnesota, hereby appoints Gary "Andy" Anderson to fill the position of Supervisor A on the Miltona Township Board until such time as the next election is held,

Adopted by the Miltona Town Board of Supervisors, 8 January 2024.

Supervisors

YES

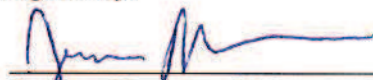
NO

Matt Kugler

Jerome Haggenmiller


X
X

Signed by:



Jerome Haggenmiller, Township Chair

Attested by:



Thomas Blank, Clerk



**RESOLUTION # 2024-2
ACCEPTING A PLATTED ROAD FOR
MAINTENANCE BY MILTONA TOWNSHIP**

WHEREAS, the township board of Miltona Township, Douglas County, Minnesota received a formal request to undertake maintenance of the following described extended platted road and a stormwater infrastructure associated with 1st addition located in the township *easterly extension of Hertwig Hills Lane NW*.

WHEREAS, the township board requires that a platted road and stormwater infrastructure be built to the specifications established by Douglas County Public Works Department, and passed judgment by the County Engineer, before it will accept and maintain the road as a township road; and

WHEREAS, the townships responsibility will consist of snow removal, blading, road ditch maintenance and additional gravel as necessary to maintain the road surface; and

WHEREAS, landowners abutting the extension of *Hertwig Hills Lane NW* within Miltona Township will be solely responsible for the cost of asphaltting the road surface if, and when, at any one time, the majority of the abutting landowners petition the town board for such service; and

WHEREAS, the attached exhibit A identifies the extension of *Hertwig Hills Lane NW* and all parcels abutting said road and will be sharing in the cost of asphaltting; and

WHEREAS, no costs with any respect to asphaltting the extension of *Hertwig Hills Lane NW* will become the responsibility of the township; and

WHEREAS, the developer, Shircliff Construction Inc, will provide a one-year warranty from date of resolution on the construction and drainage of the road and stormwater infrastructure associated with 1st addition including seeding and erosion control according to the engineers plans and specs;

WHEREAS, the township board determines that the nature and character of the roads is such that expending township funds to maintain it is in the public interest;

NOW THEREFORE BE IT RESOLVED: The Miltona Township Board of Supervisors, of Douglas County, Minnesota, hereby accepts the extension of *Hertwig Hills Lane NW* as township roads and will begin maintaining it as such.

Adopted by the Miltona Town Board of Supervisors, 8 January 2024.

**RESOLUTION # 2024-2
ACCEPTING A PLATTED ROAD FOR
MAINTENANCE BY MILTONA TOWNSHIP**

Supervisors

YES

NO

Jerome Haggenmiller

X

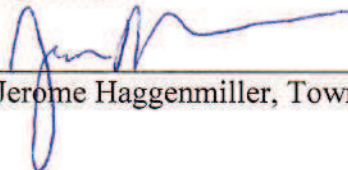
Matt Kugler

X


Andy Anderson

X

Signed by:


Jerome Haggenmiller, Township Chair

Attested by:


Thomas Blank, Clerk



Resolution 2024-2
extension of
Hertwig Hills LN NW



Resolution Number 2024-3

**Resolution of the Miltona Township Board Consent to
On Sale and Sunday Liquor License for Chet's Lakeside Inn Inc**

WHEREAS, Chet's Lakeside Inn located in the township of Miltona, and


WHEREAS, an annual renewal of the On Sale and Sunday Liquor License requires township consent, and

WHEREAS, Miltona Township Board finds no reason to deny such request.

NOW THEREFORE BE IT RESOLVED: That the Miltona Township approves this renewal for the current period of the 2024 application.

Adopted this 5th day of February 2024 by the following vote:

	YES	NO
Matt Kugler	<u>X</u>	_____
Andy Anderson	<u>X</u>	_____
Jerome Haggemiller	<u>X</u>	_____
Absent or not voting	_____	_____



Chair, Miltona Township

ATTEST



Clerk, Miltona Township



**Miltona Township
Resolution 2024-7**

**Resolution for the Paving and Improvement of Smokey Timbers Road from house
numbers 14815-15262**

WHEREAS, The Miltona Township Board received a petition to pave Smokey Timbers Road from house numbers 14815-15262, and,

WHEREAS, the Clerk has verified and validated the petition and a feasibility study has been prepared by ,Jeff Stabnow, PE and

WHEREAS, the report provides information regarding whether the proposed improvement is necessary, cost-effective, and feasible; the estimated cost of the improvement as recommended; and a description of the methodology used to calculate individual assessments for affected parcels, and

WHEREAS, the Clerk had mailed and published notice of a public hearing for the improvement as required by law, and

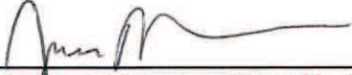
WHEREAS, a public hearing was held on such proposed improvement on the 3rd day of June, 2024, in the Miltona Community Center at 6:30 p.m.

NOW THEREFORE, BE IT RESOLVED BY THE MILTONA TOWNSHIP BOARD OF DOUGLAS COUNTY, MINNESOTA:

1. The Miltona Township Board will order the project in accordance with the report and the assessment of benefitting property owners in accordance with the Miltona Township policy at an estimated total cost of the improvement of \$ 142,942.91.

Adopted by the Miltona Township Board this 3rd day of June, 2024

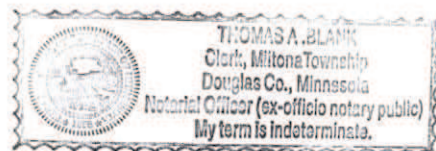
	YES	NO
Jerome Haggenmiller	<u>X</u>	<u> </u>
Gary Anderson	<u>X</u>	<u> </u>
Matt Kugler	<u>X</u>	<u> </u>


Jerome Haggenmiller, Chairperson


Thomas Blank, Clerk



Resolution for the Paving and Improvement of Miltona Bay Road NE



RESOLUTION NO. 2024-9

**A RESOLUTION VACATING A PORTION OF SMOKEY TIMBERS ROAD
NORTHWEST UPON PETITION OF LANDOWNERS.**

WHEREAS, a petition signed by not less than eight voters of the town who own real estate within three miles of the road proposed to be vacated was received by the Town Clerk; and

WHEREAS, the petition requested that the Board of Supervisors pursuant to Minnesota Statute § 164.07 vacate a portion of Smokey Timbers Road Northwest legally described as:

See attached EXHIBIT A.

WHEREAS, the Town Clerk reviewed and examined the signatures on said petition and determined that such signatures constituted not less than eight voters of the town who own real estate within three miles of the road proposed to be vacated; and

WHEREAS, a public hearing to consider the vacation of such street was held on the 5th day of August, 2024, before the Board of Supervisors in the Miltona Community Center, located at 5590 County Road 14 NW, Miltona, Minnesota, at 7:00 P.M. after posted notice had been given, as well as personal mailed notice to all affected property owners by the petitioners, and all interested and affected persons were given an opportunity to voice their concerns and be heard; and

WHEREAS, any person, corporation or public body owning or controlling easements contained upon the property vacated, reserves the right to continue maintaining the same or to enter upon such way or portion thereof vacated to maintain, repair, replace or otherwise attend thereto; and

WHEREAS, the Board of Supervisors in its discretion has determined that the vacation will benefit the public interest because the portion of the road proposed to be vacated is not served by the Town of Miltona, nor would such vacation interfere with remaining Town Road right-of-way or prevent any landowner from accessing said landowner's real property.

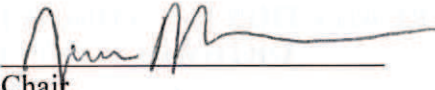
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE TOWN OF MILTONA, MINNESOTA AS FOLLOWS:

That such petition for partial vacation is hereby granted and the portion of the road described as follows is hereby vacated and conveyed to Chad R. Tjepkes and Jennifer K. Tjepkes, as joint tenants, the owners of the land immediately adjacent to said vacated portion of the road:

See attached EXHIBIT A.

BE IT FURTHER RESOLVED, that the Chair and Town Clerk are hereby authorized to sign all documents necessary to effectuate the intent of this resolution and file notice of the vacation as required by law.

Passed by the Board of Supervisors of the Town of Miliona, Minnesota this 5th day of August, 2024.


Chair

Attested:


Town Clerk

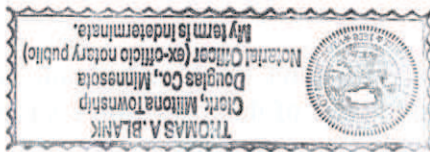


EXHIBIT A

Legal Description and Certificate of Survey of Vacated Portion of Town Road

That part of the dedicated road, as dedicated in HERTWIG POINT, according to the recorded plat thereof, described as follows:

Commencing at the west quarter corner of said Section 19;

thence South 00 degrees 06 minutes 48 seconds West, assumed bearing along the west line of said Section 19, a distance of 1385.04 feet to the monumented northeasterly most line of that parcel described and recorded in Book 91, Page 65 of Deeds;

thence South 45 degrees 08 minutes 00 seconds East, along said monumented northeasterly line, 357.84 feet;

thence South 45 degrees 01 minutes 00 seconds East, along said monumented northeasterly line, 215.45 feet to the northeasterly most line of that parcel described and recorded as Document No. 85065;

thence North 45 degrees 01 minutes 00 seconds West, a distance of 13 feet to the point of beginning of the land to be described;

thence South 45 degrees 01 minutes 00 seconds East, a distance of 97.78 feet to the northwesterly line of Lot 1, Block One, HERTWIG POINT SECOND ADDITION, according to the recorded plat thereof;

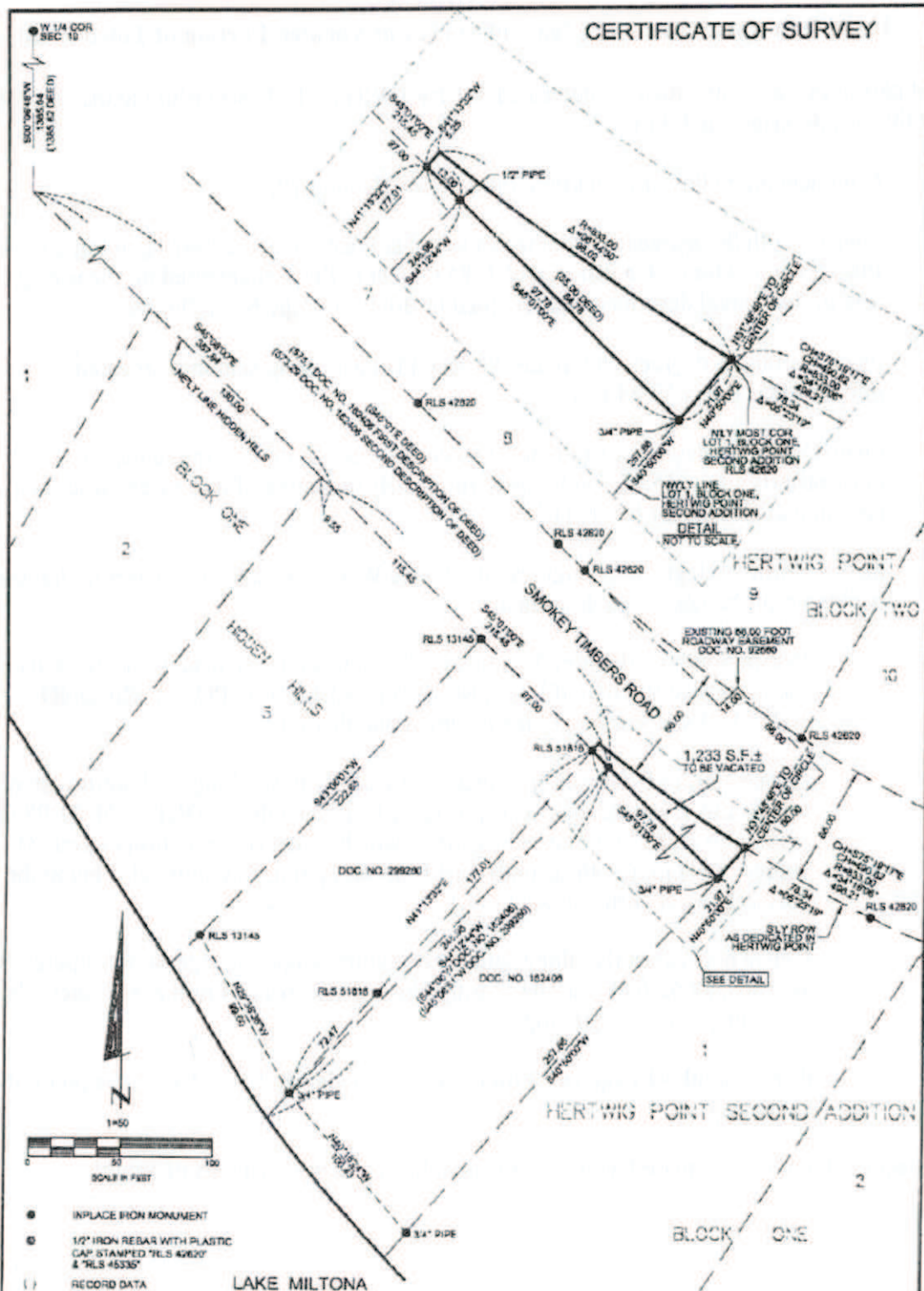
thence North 40 degrees 50 minutes 00 seconds East, along said northwesterly line of Lot 1, Block One, HERTWIG POINT SECOND ADDITION, 21.97 feet to a point on an 833.00 foot radius curve, which center of circle bears North 31 degrees 48 minutes 46 seconds East from said point, said point also being the northerly most corner of said Lot 1;

thence northwesterly, along said curve, central angle 06 degrees 44 minutes 30 seconds, 98.02 feet to a line bearing North 41 degrees 13 minutes 32 seconds East from the point of beginning;

thence South 41 degrees 13 minutes 32 seconds West 5.25 feet to the point of beginning.

The tract contains 1,233 square feet more or less, subject to any easements of record.

CERTIFICATE OF SURVEY



- INPLACE IRON MONUMENT
- 1/2" IRON REBAR WITH PLASTIC CAP, STAMPED "RLS 42620" & "RLS 45335"
- () RECORD DATA

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

Brad M. Nyberg
 Brad M. Nyberg

Date October 2nd, 2023 License No. 42820

SEC. 19 T 130 N R 37 W

DATE: 10/2/2023 • DRAWN BY: JSM • CHECKED: BMN • JOB NO. 11802

REQUESTED BY: **CHAD TJEPKE**



509 22ND AVE. EAST, SUITE 101
 ALEXANDRIA, MINNESOTA 56308
 PH. (320) 762-4111
 www.nybergsurveying.com

RESOLUTION 2024-10

Miltona Bay Estates Conditional Assessment Paving

WHEREAS, the township board of Miltona Township, Douglas County, Minnesota has received a petition from residents along Miltona Bay Road NE for the paving of such road, and

WHEREAS, the residents of MILTONA BAY ESTATES INC are assessed as an abutting land owner and benefit from the road being paved, and

WHEREAS, the residents of MILTONA BAY ESTATES INC have a secondary, controlled access to and from there property via Fairview Beach Road NE, and

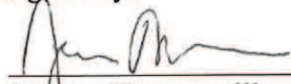
WHEREAS, the residents of MILTONA BAY ESTATES INC will not be assessed for any paving costs associated with Fairview Beach Road NE if it ever comes to the paving of such road, and

NOW THEREFORE BE IT RESOLVED: The Miltona Township Board of Supervisors, of Douglas County, Minnesota, hereby adopts this resolution into the records of the township,

Adopted by the Miltona Town Board of Supervisors, 9 September 2024.


Supervisors	YES	NO
Gary "Andy" Anderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Matt Kugler	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jerome Haggemiller	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Signed by:

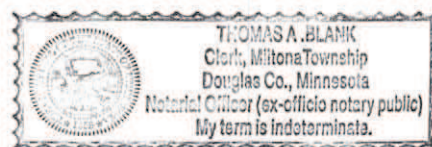


Jerome Haggemiller, Township Chair

Attested by:



Thomas Blank, Clerk



**TOWNSHIP OF MILTONA
COUNTY OF DOUGLAS
STATE OF MINNESOTA
(RESOLUTION 24-11)**

**RESOLUTION DESIGNATING CARTWAY AS PRIVATE DRIVE
AND INTENT TO VACATE CARTWAY
UNDER MINNESOTA STATUTES, SECTION 164.07 AND 164.08**

WHEREAS, Sherman Olson, the owner properties identified by Parcel Identification Numbers 42-0538-000 and 42-0532-000, wishes to make personal use of an obsolete portion of an adjacent public cartway for purposes of building a private sewer system upon said cartway; and

WHEREAS, Minnesota Statutes, Chapter 164.08 authorizes towns to designate a cartway as a private driveway with written consent from the affected landowner; and

WHEREAS, Minnesota Statutes, Chapter 164.07 provides the process for towns to vacate cartways, or portions thereof; and

WHEREAS, the board of supervisors finds that the portion of the cartway bordering Mr. Olson's properties is unused and not maintained by the township for any public benefit, that it should be vacated, and that it is reasonable to designate this portion of the cartway as a private driveway to allow Mr. Olson to begin constructing a private sewer system until such time as this portion of the cartway can be vacated.

NOW, THEREFORE, BE IT RESOLVED BY THE MILTONA TOWNSHIP BOARD OF SUPERVISORS:

The Township of Miltona, Douglas County, Minnesota hereby designates the portion of the cartway bordering property of Sherman Olson located at Parcel Identification Numbers 42-0538-000 and 42-0532-000 as a private driveway, and intends to vacate said portion of the cartway upon receipt of an appropriate application.

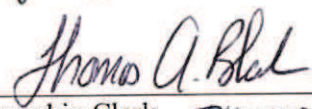
Adopted by the board of supervisors this 7th day of October, 2024.

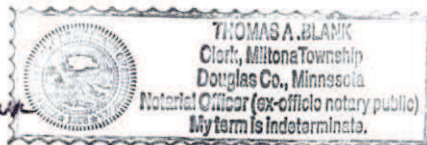
Approved:


Jerome Haggemiller, Chair Supervisor

- Yes

Attested by:


Township Clerk, THOMAS A. BLANK



Motion by: Andy Anderson
Second by: Matt Kugler
Stephanie Stueve
Matt Kugler - Yes
Gary (Andy) Anderson - Yes

Miltona Township
RESOLUTION 2024-12
TO REIMBURSE CERTAIN EXPENDITURES FROM
THE PROCEED OF THE BONDS TO BE ISSUED BY THE TOWN

WHEREAS, the Internal Revenue Service has promulgated Treasury Regulations, Section 1.150-2, providing that proceeds of tax-exempt bonds used to reimburse prior expenditures will not be deemed spent unless certain requirements are met; and

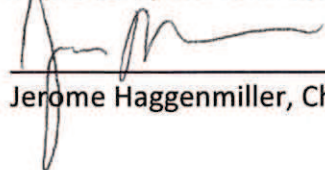
WHEREAS, Miltona Township expects to incur certain expenditures which may be financed temporarily from sources other than bonds, and reimbursed from the proceeds of the issuance of tax-exempt bonds;

NOW, THEREFORE, BE IT RESOLVED, by the town board of Miltona Township, reasonably intends to make expenditures for the projects described in Exhibit A (the "Projects"), and reasonably intends to reimburse itself for such expenditures from the proceeds of debt to be issued by the Town in the maximum principal amount described in Exhibit A.

NOW, THEREFORE, BE IT FURTHER RESOLVED, the Town Board Chair is authorized to designate appropriate additions to Exhibit A in circumstances where time is of the essence, and any such designation shall be reported to the Town Board at the earliest practicable date and shall be filed with the official books and records of the Town as provided in Section 3.

NOW, THEREFORE, BE IT FURTHER RESOLVED, this resolution is intended to constitute a declaration of official intent for purposes of Treasury Regulations, Section 1.150-2, and any successor law, regulation, or ruling.

Approved by the Town Board of Miltona Township, Douglas County, Minnesota this 12 November, 2024.


Jerome Haggmiller, Chair


Thomas A Blank, Clerk



EXHIBIT A
TO OFFICIAL INTENT RESOLUTION
ADOPTED 12 November 2024.

Date of Declaration 12 November 2024	Description of Project	Maximum Principal Amount of Debt Limited for Projects \$ 350,000.00
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The projects consist of the paving of Miltona Bay Road, a portion of Smokey Timbers Road, and the resurfacing of Hidden Valley Road.

Resolution Number 2024-13


Resolution Accepting Assessment Roll to be Assessed for Miltona Bay Road

WHEREAS, pursuant to proper notice duly given as required by law, the Miltona Township Board of Supervisors has met and heard and passed all objections to the proposed assessment for the improvement of the Miltona Bay Road

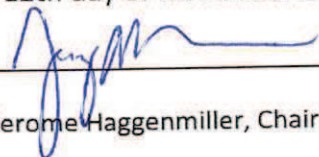
NOW THEREFORE BE IT RESOLVED BY THE MILTONA TOWNSHIP BOARD OF SUPERVISORS, DOUGLAS COUNTY, MINNESOTA;

1. Such proposed assessment, a copy of which is attached as exhibit A, and made a part of hereof, is hereby accepted and shall constitute the special assessment against the parcels named therein, and each tract of therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessments shall be payable on one of two ways: paid in full to the clerk on or before 2 December 2024; or by installments extending over a period of 5 years, the first of the installments to be payable on the resident's property taxes beginning 15 May, 2025 and shall bear interest of 6.55 percent per annum. To each subsequent installment when due interest will be added for one year on all unpaid installments.
3. You may at any time during the 5-year time span, pay to the Township Clerk the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 or interest will be charged through December 31 of the succeeding year.
4. The clerk shall forthwith transmit a certified duplicate of this assessment to the county auditor to be extended on the property tax list of the county. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

Adopted by the Miltona Township Board of Supervisors this 12th day of November 2024.



Thomas A Blank, Clerk


Jerome Haggenmiller, Chairperson



Resolution Number 2024-13

**Resolution Accepting Assessment Roll to be Assessed for Miltona Bay Road
Exhibit A**

The Miltona Bay Road, the proposed assessment would include the list of parcels and assessment as follows:

42-0788-000 - \$ 2,081.85
42-0798-000 - \$ 2,081.85
42-0800-000 - \$ 2,081.85
42-0800-050 - \$ 2,081.85
42-0800-080 - \$ 2,081.85
42-0800-090 - \$ 2,081.85
42-0800-150 - \$ 2,081.85
42-0800-200 - \$ 68,701.18
42-0800-800 - \$ 2,081.85

Total Assessment Roll \$ 85,355.98

Resolution Number 2024-13

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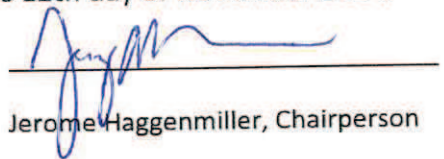
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1. Such proposed assessment, a copy of which is attached as exhibit A, and made a part of hereof, is hereby accepted and shall constitute the special assessment against the parcels named therein, and each tract of therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessments shall be payable on one of two ways: paid in full to the clerk on or before 2 December 2024; or by installments extending over a period of 5 years, the first of the installments to be payable on the resident's property taxes beginning 15 May, 2025 and shall bear interest of 6.55 percent per annum. To each subsequent installment when due interest will be added for one year on all unpaid installments.
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Thomas A Blank, Clerk



Jerome Haggenmiller, Chairperson



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