

REGULAR TOWN BOARD MEETING, February 17, 2016

The regular meeting of the Town Board of the Town of St. Croix Falls was called to order by Chairman James Beistle at 6:00 p.m. on Wednesday, February 17, 2016, at the Town Hall. Proper notice was given as the agenda was posted at the Town Hall and on the Town's website on February 12, 2016. The Pledge of Allegiance was said. Present by roll call were Chairman James Beistle, supervisors Frank Behning, Mike Dorsey, Sharon Kelly and Gary Koecher. Also present were town treasurer Maxine Spiess, town clerk Janet Krueger, zoning administrator James Alt, public works employee Joe Hein and legal counsel Gary Bakke. Others present were Todd and Shannon Fulton. Kelly/Behning **moved** to adopt the agenda; **motion carried**. Koecher/Dorsey **moved** to approve the meeting minutes as printed for the January 13, 2016, joint town board/plan commission meeting and town board meeting; **motion carried**.

No public comment was had.

Ms. Spiess presented the treasurer's report. Kelly/Koecher **moved** to receive the treasurer's report; **motion carried**. Mr. Hein presented the highway report. Discussion was had on purchasing a gantry crane for the highway shop. Dorsey/Koecher **moved** to approve the purchase of the gantry crane in an amount of three thousand dollars (\$3,000.00); **motion carried** on a unanimous roll-call vote, 5-0. Ms. Krueger presented the clerk's report. Behning/Kelly **moved** to approve payment of vouchers 16-017 through 16-051 amounting to \$1,394,210.67; **motion carried** on a unanimous roll-call vote, 5-0. The 2016 year-to-date budget summaries were reviewed. Mr. Alt presented the zoning administrator report and informed the Board the amended rezone request is scheduled for the March plan commission meeting and approval will be on the March Town Board agenda. No supervisor reports were given. Mr. Beistle presented the chair's report. Animal control was discussed at the January Polk County WTA Unit meeting; an update from Representative Jarchow was reviewed; an update regarding alteration to the US Highway 8/208th Street round-a-bout was reviewed; and notice from the Deer Lake Improvement Association regarding their application for an Aquatic Plant Management Permit was reviewed.

New Business: Todd Fulton, owner of a marine supply retail business in the commercial district located at 2091 US Highway 8 is requesting an amendment to his special exception to include firearms and other sporting goods sales plus other assorted retail items. Behning/Dorsey **moved** to adopt Resolution 16-02 amending a special exception to Todd Fulton to include firearms and other sporting goods sales plus other assorted retail items. Behning/Dorsey **moved** to amend Resolution 16-02 with a fourth condition stating "a copy of FFL permit must be on file at the Town Hall prior to any firearms sales"; **motion carried**. . The **motion** for amended Resolution 16-02 **carried** on a unanimous roll-call vote, 5-0.

Resolution 16-02

A RESOLUTION AMENDING A SPECIAL EXCEPTION
TO TODD FULTON TO INCLUDE FIREARMS AND OTHER SPORTING GOODS SALES PLUS OTHER
ASSORTED RETAIL ITEMS IN THE COMMERCIAL DISTRICT

WHEREAS Todd Fulton, owner, requests an amendment to his current special exception for a marine supply retail store to also include the sale of firearms and other sporting goods, plus other assorted retail items, at 2091 US Highway 8, located in the SW ¼ of Section 27, T34N, R18W, and identified as Tax Parcel No. 044-00744-0000; and

WHEREAS Chapter III, Section C, 3. Commercial District, c. (2) & (3) requires a special exception for any use not listed as a permitted use and changes of use in a non-conforming structure or property; and

WHEREAS Chapter I, Section 4 requires the Town Plan Commission hold a public hearing and make recommendation to the Town Board, and

WHEREAS the Plan Commission did conduct a public hearing on the matter and did recommend approval on February 15, 2016, of the amendment to the special exception originally approved on September 17, 2014, with conditions to operate in addition to retail marine and supply, sales of firearms and other sporting goods plus other assorted retail items in the SW ¼ of Section 27;

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does hereby concur with the Town Plan Commission to grant an amendment to the special exception to Todd Fulton to operate a retail marine and supply, firearms and sporting goods, plus other items of retail at his business in Section 27 subject to the following conditions:

1. The business will follow all laws and obtain and maintain all proper permits;
2. There will be a one year probationary period during which any complaint will trigger a review of the permit and/or conditions by the Plan Commission and/or Town Board;

3. The special exception shall terminate upon the sale or transfer of ownership of either the parcel of land or the business itself; and
4. A copy of the FFL permit must be on file at the Town Hall prior to any firearm sales.
 BE IT FURTHER RESOLVED that this amended special exception is conditioned on the applicants obtaining the necessary and required permits, if any, from Polk County; various agencies of the State of Wisconsin; and various agencies of the Federal Government.
 BE IT FURTHER RESOLVED that this special exception must be exercised by application for the necessary permits within twelve (12) months of the date of this Resolution.

Ordinance 16-01 amending the Stop Sign Placement Ordinance was reviewed and the second reading was had. Behning/Dorsey **moved** to approve Resolution 16-03 adopting Ordinance 16-01 amending the Stop Sign Placement Ordinance; **motion carried** on a unanimous roll-call vote, 4-0, with Supervisor Kelly abstaining.

Resolution 16-03

A RESOLUTION ADOPTING ORDINANCE 16-01

AMENDING THE STOP SIGN PLACEMENT ORDINANCE No. 11-04

WHEREAS the Town Board for the Town of St. Croix Falls has village powers under Section 60.10(2)(c), Stats., that grants police powers as set forth in Section 61.34(1), Stats., to act for the good order of the Town, for its commercial benefit and for the health, safety, and welfare of the public; and

WHEREAS the Town of St. Croix Falls adopted the Stop Sign Placement Ordinance No. 11-04 on March 16, 2011, and amended the ordinance on May 18, 2011 and June 20, 2012; and

WHEREAS the Town Board of the Town of St. Croix Falls deems it advisable and necessary to amend Ordinance 11-04 entitled "Stop Sign Placement Ordinance" Section III Adoption of Ordinance; and

WHEREAS the Town Board of the Town of St. Croix Falls held the first reading of the proposed amendments on January 13, 2016, and a second reading was held on February 17, 2016.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin does approve Ordinance 16-01 amending Ordinance No. 11-04 entitled "Stop Sign Placement Ordinance", Sections III; and

BE IT FURTHER RESOLVED that Ordinance 16-01 becomes effective upon passage and publication of this enabling resolution.

Ordinance 16-01

AMENDING STOP SIGN PLACEMENT ORDINANCE ORDINANCE 16-01

Section 1: Purpose

The purpose of this ordinance is to amend the Stop Sign Placement Ordinance Section III - Adoption of Ordinance to read as:

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, provides for the installation of stop signs on town highways at the intersection of through highways in the town. ~~as follows:~~

And amend the Stop Sign Placement Ordinance Section III – Adoption of Ordinance with the addition of the following:

Stop signs shall also be placed at the intersection of private roads as follows:

123rd Avenue	at the entrance to	198h Street (County Road Y)
211th Street	at the entrance to	125th Avenue
Bayview Drive	at the entrance to	140th Avenue
Northpoint Road	at the entrance to	140th Avenue
Hungerford Point	at the entrance to	140th Avenue
Sunset View Drive	at the entrance to	US Highway 8
Deer Lake Park	at the entrance to	US Highway 8

And amend the last paragraph of the Stop Sign Placement Ordinance Section III - Adoption of Ordinance to read as:

The town chairperson, or his or her designee, shall erect and maintain stop signs as provided in this ordinance on or before the effective date of this ordinance.

Section 2: Effective Date

This ordinance shall take effect from and after its passage and legal publication.

A proposal for building inspection services was reviewed. Discussion ensued. Chairman James Beistle, zoning administrator Jim Alt and legal counsel Gary Bakke will meet with Mr. Price regarding his building inspection proposal, contract, and fee schedule. A contract and fee schedule will be presented at

next month's meeting. A resolution setting the date for the 2016 open book and board of review was presented. Behning/Dorsey **moved** to adopt Resolution 16-04 setting the dates for the 2016 Board of Review and Open Book; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 16-04

A RESOLUTION TO SET DATE, TIME, AND LOCATION OF OPEN BOOK AND BOARD OF REVIEW FOR THE TOWN OF ST. CROIX FALLS

WHEREAS Wisconsin Statute 70.45 requires the Town to have the assessment roll open for examination by the public; and that the assessor shall be present for at least two (2) hours while the assessment roll is open for inspection; and

WHEREAS Wisconsin Statute 70.47 requires that the Board of Review meet annually at any time during the 30 day period beginning on the 2nd Monday of May (May 9, 2016).

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, pursuant to Wisconsin Statute 70.45 hold the Open Book in the Town of St. Croix Falls, Polk County to be held on the 5th day of May, 2016, commencing at 7:00 p.m. at the Town Hall; and

BE IT FURTHER RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, pursuant to Wisconsin Statute 70.47 sets the date of the Board of Review for the Town of St. Croix Falls, Polk County, to be held on the 25th day of May, 2016, commencing at 7:00 p.m. at the Town Hall; and

BE IT FURTHER RESOLVED that the clerk will provide notice to the public as required by Wisconsin Statutes 70.45(2).

Ms. Krueger presented the 2015 Financial Statement. Behning/Dorsey **moved** to approve the 2015 Financial Statement; **motion carried** on a unanimous roll-call vote, 5-0. A draft of the Town's Emergency Operations Plan was reviewed.

No closing public comment was had.

The next Town Board meeting will be held on March 16, 2016. Kelly/Koecher **moved** to have discussion and approval of a part-time back-up for the highway employee on the March meeting agenda; **motion carried**. Kelly/Behning **moved** to have discussion on potential TRIP projects on the March meeting agenda; **motion carried**.

There being no further business, Kelly/Behning **moved** to adjourn; **motion carried** and the meeting adjourned at 7:54 p.m.

Minutes prepared by Janet Krueger, Town Clerk