

REGULAR TOWN BOARD MEETING, October 18, 2017

The regular meeting of the Town Board of the Town of St. Croix Falls was called to order by Chairman Frank Behning at 6:02 p.m. on Wednesday, October 18, 2017, at the Town Hall. Proper notice was given as the agenda was posted at the town hall and on the town's website on October 13, 2017. Present by roll call were Chairman Frank Behning, supervisors Katie Appel, 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 Steve Jacobs and legal counsel Jason Brasch. Others in attendance were Jim Shannon, Kandace Wallar and Jeremy Fleischhacker. Appel/Koecher **moved** to approve the agenda; **motion carried**. Dorsey/Appel **moved** to approve the meeting minutes as printed for the September 20, 2017, town board meeting; **motion carried**.

Public Comment: Jim Shannon, 2185 140<sup>th</sup> Avenue, expressed his concern over the amount of traffic on 140<sup>th</sup> Avenue; the speed of the traffic; feels his driveway is a blind spot; and is concerned about the safety of his special needs children. Mr. Shannon would like the town to consider bus stop signage and a reduction in the speed limit.

Committee, Commission and Employee Reports: Ms. Spiess presented the treasurer's report. Receipts for the period ending September 30, 2017, amounted to \$27,587.96; cash balance on September 30, 2017, was \$385,407.21. Koecher/Appel **moved** to receive the treasurer's report; **motion carried**. Mr. Jacobs gave the highway report. Mr. Jacobs stated the mower dish assembly was cracked and being replaced and a hole in the tractor's radiator is being repaired. Mr. Jacobs stated ditch work should be done on River Road near 1708 fire number to remove silt that has washed down the embankment. Mr. Jacobs was directed to add a couple loads of gravel to the turn-around on Anderson Avenue and begin getting ready for winter road maintenance. Ms. Krueger presented the clerk's report. Kelly/Koecher **moved** to adopt Resolution 17-42 amending the 2017 Budget; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 17-42

A RESOLUTION TO AMEND THE 2017 BUDGET  
FOR THE TOWN OF ST. CROIX FALLS

WHEREAS the Town Board of the Town of St. Croix Falls approved being the employment agent for the Deer Lake Clean Boats, Clean Waters grant on April 19, 2017; and

WHEREAS the Payroll for the Deer Lake Clean Boats, Clean Waters grant will exceed the amount budgeted for 2017 in the Culture, Recreational and Education – Parks.

THEREFORE BE IT RESOLVED by the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, that the sum of \$1,700.00 is hereby transferred from the Operations Fund to the Culture, Recreational and Education - Parks account for Deer Lake payroll and portable toilet.

Dorsey/Kelly **moved** to approve payment of vouchers 17-258 through 17-281 amounting to \$39,594.70; **motion carried** on a unanimous roll-call vote, 5-0. The 2017 year-to-date budget summaries were reviewed. Mr. Alt presented the zoning administrator's report. Mr. Alt informed the Board that a hearing will be held at the November plan commission meeting to consider revoking the special exception for Anderson Recycling; a violation letter was sent regarding illegal signage; and the town building inspector Jim Price has requested a representative of the town be involved when he meets with the State building inspector Joe Merchak to discuss the transition of commercial inspections to Mr. Price. There were no supervisor reports. Chairman Behning reminded the Board of the upcoming WTA Polk County Unit Meeting on October 26, 2017, and stated the toilet at the Deer Lake boat landing will be removed the beginning of November.

New Business: Mr. Alt presented a Special Exception for a retail shop in a legal non-conforming building in the commercial district. Dorsey/Kelly **moved** to adopt Resolution 17-43 approving a special exception to Kanfly Sales, LLC, to operate a discount retail business in the commercial

district; **motion carried** on a unanimous roll-call vote, 5-0.

### Resolution 17-43

#### A RESOLUTION GRANTING A SPECIAL EXCEPTION

TO KANFLY SALES, LLC TO OPERATE A DISCOUNT RETAIL BUSINESS IN THE COMMERCIAL DISTRICT

WHEREAS Kanfly Sales, LLC filed an application with the Town of St. Croix Falls Zoning Office to operate a discount retail business at 1964 US Highway 8, located in the NE ¼ of NW ¼ of Section 35, T34N, R18W, and identified as Tax Parcel No. 044-00977-0000, and

WHEREAS Chapter III, Section C, 3. Commercial District, c. (3) changes of use in a non-conforming structure or property requires a Special Exception; and

WHEREAS the Plan Commission did conduct a public hearing on the matter and did recommend approval on October 11, 2017, for the special exception with conditions to operate a discount retail business in the NE ¼ of NW ¼ of Section 35.

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 a special exception to Kanfly Sales, LLC to operate a discount retail business at 1964 US Highway 8, located in the NE ¼ of NW ¼ of Section 35 and identified as tax parcel #044-00977-0000 subject to the following conditions:

1. The business will obey all laws and obtain and maintain all proper licenses and permits;
2. This special exception shall terminate upon the sale or transfer of ownership of either the parcel of land or the business itself; and
3. Any formal complaint lodged against the use in the first year of operation will lead to an automatic review of the special exception permit by the Plan Commission and/or Town Board at the next possible meeting.

BE IT FURTHER RESOLVED that this special exception is conditioned on the applicants obtaining the necessary and required permits, if any, from Polk County and various agencies of the State of Wisconsin, and

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.

Chairman Behning stated Scott Construction representative Terry Matson called him and requested the Town to consider helping pay for his error of chip sealing Peer Avenue. The Board requested that Mr. Matson attend the November town board meeting. A resolution setting the date and time for the 2018 budget hearing and calling a special town meeting of the electors was presented. Appel/Kelly **moved** to adopt Resolution 17-44 setting the date, time and location of the public hearing on the proposed 2018 budget and calling a special town meeting of the town electors; **motion carried** on a unanimous roll-call vote, 5-0.

### Resolution 17-44

#### A RESOLUTION TO SET DATE, TIME, AND LOCATION OF PUBLIC HEARING ON THE PROPOSED 2018 BUDGET FOR THE TOWN OF ST. CROIX FALLS AND TO CALL A SPECIAL MEETING OF THE ELECTORS OF THE TOWN OF ST. CROIX FALLS

WHEREAS, Wisconsin Statute 65.90 requires a public hearing on the annual budget for a Town; and WHEREAS, Wisconsin Statutes requires the calling of a special Town meeting to approve and adopt the tax levy;

THEREFORE BE IT RESOLVED, that the Town Board of the Town of St. Croix Falls, Polk County, pursuant to Wisconsin Statute 65.90 calls a public hearing on the proposed 2018 budget for the Town of St. Croix Falls in Polk County to be held on 15<sup>th</sup> day of November, 2017, commencing at 7:00 p.m. at the Town Hall;

BE IT FURTHER RESOLVED, that the Town Board of the Town of St. Croix Falls Calls pursuant to Wisconsin Statutes 60.12(1)(c) a special town meeting of the electors on 15<sup>th</sup> day of November, 2017, to begin immediately following completion of the public hearing on the proposed 2018 Budget, for the following purposes;

1. To approve the 2017 town tax levy to be collected in 2018 pursuant to 60.10(1) (a) of Wisconsin Statutes.

Quotes were reviewed for tree trimming along town roads. Dorsey/Kelly **moved** to approve Reiten's quote for tree trimming not to exceed five thousand dollars (\$5,000) total; **motion carried** on a unanimous roll-call vote, 5-0. Discussion was had regarding reimbursement for use of personal phone for work. Dorsey/Kelly **moved** to approve (\$50) fifty dollar per month reimbursement for use of personal phone; **motion carried** on a unanimous roll-call vote, 5-0.

No closing public comment was had.

Future Agenda Items: Discussion of signage on 140<sup>th</sup> Avenue.

The next scheduled town board meeting is November 15, 2017. There being no further business, Dorsey/Koecher **moved** to adjourn; **motion carried** and the meeting adjourned at 7:15 p.m.

Minutes prepared by Janet Krueger, Town Clerk