

REGULAR TOWN BOARD MEETING, November 15, 2017

The regular meeting of the Town Board of the Town of St. Croix Falls was called to order by Chairman Frank Behning at 6:00 p.m. on Wednesday, November 15, 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 November 10, 2017. The Pledge of Allegiance was said. 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 Gary Bakke. Others in attendance were Terry Mattson, Scott Construction, Robert Anderson, David McCullough and Jim McCullough. Koecher/Appel **moved** to approve the agenda; **motion carried**. Koecher/Dorsey **moved** to approve the minutes as printed for the October 18, 2017, regular town board meeting and October 24, 2017, special town board meeting; **motion carried**.

Public Comment: Mr. Anderson stated his attorney was unable to attend tonight's meeting suggested that he be present and stated he has been having health issues.

Committee, Commission and Employee Reports: Ms. Spiess presented the treasurer's report. Receipts for the period ending October 31, 2017, amounted to \$23,378.80; cash balance on October 31, 2017, was \$371,853.83. Appel/Koecher **moved** to receive the treasurer's report; **motion carried**. Mr. Jacobs gave the highway report. Mr. Jacobs stated he will be mowing the last pass of the road right-of-way once the ground firms up; Reiten Tree Removal Service plans to trim trees along town roads in the next couple of weeks; and J&S completed the repair of the washout on 140th Avenue. Ms. Krueger presented the clerk's report. Kelly/Koecher **moved** to approve payment of vouchers 17-282 through 17-311 amounting to \$20,788.85; **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 the signs in violation on US Highway 8 were removed. Mr. Alt will continue working on language changes to the zoning ordinance. There was no building inspection report; supervisor reports or chairman report.

New Business: Mr. Alt presented a request to amend the town's zoning map for a portion of parcel 044-00352-0000 from agricultural to transitional. Koecher/Dorsey **moved** to adopt Resolution 17-45 approving a change in the town's zoning map; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 17-45

A RESOLUTION APPROVING A CHANGE IN THE
TOWN OF ST. CROIX FALLS ZONING MAP

WHEREAS, Gary Quist, owner of real property in the Town of St. Croix Falls, has requested a change in the Town's zoning map for a portion of his property identified as 044-00352-0000 located in the NW ¼, NW ¼, Section 15 in the Town of St. Croix Falls, and

WHEREAS, the Plan Commission of the Town of St. Croix Falls after reviewing the change request and holding a public hearing at a plan commission meeting on November 8, 2017, recommends to the Town Board to approve the rezone and petition the Polk County Board of Supervisors to approve the requested change.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, requests the Polk County Board of Supervisors to change the Town's zoning map as follows: From AGRICULTURAL to TRANSITIONAL a portion of parcel #044-00352-0000 located in the NW ¼ of NW ¼, Section 15, T34N, R18W, commencing at the Northwest corner of said Section 15; thence S.89°40'12"E. along the north line of said Section 15, 1428.83 feet to the northeast corner said NW-NW, corner of said NW-NW; thence N.87°52'40"W., along the south line of said NW-NW, 1408.94 feet to the southwest corner of said NW-NW; thence N.00°48'08"W., along the west line of said NW-NW, 1339.49 feet to the point of the beginning.

Mr. Alt presented a request to subdivide parcel 044-000352-0000 into two parcels, Lot 1 consisting of 3.01 acres and the remaining piece consisting of 40.48 acres. Kelly/Koecher **moved** to adopt Resolution 17-46 approving the minor subdivision of parcel 044-00352-0000;

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

Resolution 17-46

A RESOLUTION APPROVING A MINOR SUBDIVISION IN THE TOWN OF ST. CROIX FALLS – QUIST PARCEL

WHEREAS Gary Quist, owner of real property in the NW ¼ of NW ¼ of Section 15, T34N, R18W, identified as Tax Parcel No. 044-00352-0000, and

WHEREAS the owner has proposed dividing the current 43.49 acres, more or less, into two parcels, Lot 1 consisting of 3.01 acres and the remaining piece consisting of 40.48 acres, and

WHEREAS the Plan Commission of the Town of St. Croix Falls held a public hearing on November 8, 2017, and after reviewing the request recommends to the Town Board approval conditional upon Polk County approving the rezone of the smaller parcel.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does approve the creation of a minor subdivision from Tax Parcel No. 044-00352-0000 into two parcels, Lot 1 consisting of 3.01 acres and the remaining parcel consisting of 40.48 acres; conditioned upon Polk County Board of Supervisors approving the rezone request for the newly created lot; and

BE IT FURTHER RESOLVED that the Town Board authorizes the Town Chair to sign the "Polk County Subdivision Ordinance Town Board Check List" once the conditions have been met, and

BE IT FURTHER RESOLVED that the Town Board requests the Polk County Land Information Office to review and approve the creation of this minor subdivision, and

BE IT FURTHER RESOLVED that the subdivider provide the Town with a copy of the Certified Survey Map after same has been recorded in the Polk County Register of Deeds Office.

Mr. Alt presented information for the revocation of the Special Exception at 1930 US Highway 8 (Anderson Recycling). The property has been in violation of their special exception. The property owner's submitted to the town in writing a plan to clean up the property by October 11, 2017. The plan commission at their October 11, 2017, meeting voted to proceed with the revocation process of the special exception as the property was still not in compliance. The plan commission held a public hearing on November 8, 2017, for the revocation of the special exception at 1930 US Highway 8 (Anderson Recycling) and recommended revocation of the special exception. Kelly/Koecher **moved** to adopt Resolution 17-47 revoking the special exception to Rhonda Anderson for the operation of a recycling business in the commercial district; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 17-47

A RESOLUTION REVOKING THE SPECIAL EXCEPTION TO RHONDA ANDERSON FOR THE OPERATION OF A RECYCLING BUSINESS IN THE COMMERCIAL DISTRICT

WHEREAS on January 8, 1996, the Plan Commission for the Town of St. Croix Falls, Polk County, Wisconsin, approved a Special Exception to allow Rhonda Anderson, Anderson Recycling to operate a recycling business at 1930 US Highway 8 located in the NW ¼ of the NE ¼ of Section 35, T34N, R18W and identified as Tax Parcel No. 044-00964-0100, and

WHEREAS the Special Exception was granted with the following conditions:

1. There will be no outside storage;
2. Driveway must be dust free and paved within five years;
3. Truck garage be completed within twelve months;
4. Trailer garage door normally be closed; and
5. Sufficient fire extinguishers to be determined reasonably necessary by zoning administrator.

WHEREAS Zoning Ordinance No. 1, Chapter I, Section M, 6(a) states where such conditions are not complied with, the Plan Commission shall follow procedures similar to those followed in considering the granting of the special exception and findings of noncompliance with the conditions originally imposed shall be grounds for revocation, and

WHEREAS the Plan Commission did conduct a public hearing on November 8, 2017, and recommended revocation of the special exception; and

WHEREAS the Town Board of the Town of St. Croix Falls has determined from complaints received and information obtained at the public hearing that Rhonda Anderson has not complied with the original conditions of the special exception, specifically:

- There will be no outside storage

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin deems it necessary to revoke the special exception to Rhonda Anderson, Anderson Recycling for the operation of a recycling business at 1930 US Highway 8 located in the NW ¼ of NE ¼ of Section 35, T34N, R18W and identified as Tax Parcel No. 044-00964-0100.

BE IT FURTHER RESOLVED that the revocation of the special exception to Rhonda Anderson, Anderson Recycling for the operation of a recycling business takes effect immediately.

Discussion was had on reimbursing Scott Construction for the unapproved chip sealing of Peer Avenue. Mr. Mattson was present to explain the difference in quotes he would like the town to

consider paying. Koecher/Kelly **moved** to approve paying Scott Construction for the chip seal on Peer Avenue in the amount of five thousand dollars (\$5,000.00): **motion carried** on a roll-call vote, 4-1 (Yeas: Appel, Dorsey, Kelly & Koecher; Nays: Behning). Discussion was had regarding additional signage on 140th Avenue east of 220th Street. A “Bus Stop” sign was suggested east of fire #2185 along with notifying the property owner of the visibility issue caused by the planted shrubs existing in the road right-of-way.

Closing Public Comment: Mr. McCullough shared his concerns regarding water contamination caused by potential practices used by Anderson Recycling and inquired if Anderson Recycling held DNR permits to recycle the chemical waste they accept.

The town board recessed at 6:51 p.m. for the Budget Hearing on the proposed 2018 budget and special Town Meeting to approve the 2017 tax levy.

The town board meeting reconvened at 7:09 p.m. Kelly/Koecher **moved** to adopt Resolution 17-48 approving the 2017 tax levy in the amount of \$386,243.00: **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 17-48

A RESOLUTION CERTIFYING THE 2017 TAX LEVY TO BE COLLECTED IN 2018 IN THE TOWN OF ST. CROIX FALLS

WHEREAS, on November 15, 2017, pursuant to Wis.Stats. 60.10(1)(a) the electors of the Town of St. Croix Falls at a special Town meeting did approve a tax levy for the Town in the amount of \$386,243.00 to be collected in 2018;

THEREFORE BE IT RESOLVED, that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does hereby certify the Town of St. Croix Falls 2017 tax levy to be collected in 2018 in the amount of \$386,243.00.

Kelly/Koecher **moved** to approve Resolution 17-49 adopting the 2018 budget for the town of St. Croix Falls; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 17-49

A RESOLUTION ADOPTING THE 2018 BUDGET FOR THE TOWN OF ST. CROIX FALLS

WHEREAS, the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, did propose a budget for the Calendar Year 2018, and

WHEREAS, on November 15, 2017, there was a public hearing on the proposed budget as required by Wis.Stats. 65.90.

THEREFORE BE IT RESOLVED, that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does hereby adopt the 2018 budget for the Town of St. Croix Falls in the amount of \$655,043.00 for revenues and \$655,043.00 for expenditures and reserves.

BE IT FURTHER RESOLVED that hereby follows the 2018 Budget Summary for the Town:

	2017 Budget	2018 Budget	Percent Change
Balance January 1			
Reserved for Highway Equipment	125,920.00	126,700.00	
Park Land Dedication	3,150.00	3,850.00	
Operations	174,000.00	212,500.00	22.13
Revenues:			
Taxes:			
General Property Taxes			
Operational	384,300.00	386,240.00	0.50
Other Taxes	820.00	820.00	
Special Assessments	0.00	0.00	
Intergovernmental Revenues	136,020.00	118,243.00	
Licenses and Permits	5,710.00	5,470.00	
Fines, Penalties & Forfeitures	60.00	0.00	
Public Charges for Services	130.00	220.00	
Intergovernmental Charges for Services	700.00	700.00	

Miscellaneous Revenue	5,850.00	6,350.00	
Subtotal	533,590.00	518,043.00	
Fund Balance Reserve			
Operations	41,810.00	137,000.00	
TOTAL REVENUES	575,400.00	655,043.00	13.84
Expenditures:			
General Government	127,710.00	130,050.00	
Public Safety	70,320.00	69,530.00	
Public Works (Highway)	316,120.00	394,963.00	
Health and Human Services	5,200.00	3,800.00	
Culture, Recreation, Education	3,500.00	4,700.00	
Conservation, Development	35,050.00	34,500.00	
Capital Outlay	5,000.00	5,000.00	
Other Financing Uses, Refunds	2,500.00	2,500.00	
TOTAL EXPENDITURES	565,400.00	645,043.00	14.09
Reserve for Contingencies	10,000.00	10,000.00	
Reserve for Capital Purchases	0.00	0.00	
Reserve for Hwy Equipment	0.00	0.00	
TOTAL EXPENDITURES, RESERVES	575,400.00	655,043.00	13.84
Balance December 31			
Reserved for Highway Equipment	126,700.00	127,000.00	
Park Land Dedication	3,850.00	3,850.00	
Operations	132,190.00	75,500.00	-42.89

The chairman read the call for executive session per Wisconsin Statute 19.85(1) (c) for employee performance review and the meeting was recessed at 7:15 p.m.

The Town Board reconvened in open session at 8:33 p.m. with the board members, and legal counsel being present.

The Chair announced that a salary adjustment was approved for a town employee.

Future Agenda Items: Discussion of broadband and purchase of tablets.

The next scheduled town board meeting is December 20, 2017. There being no further business, Koecher/Appel **moved** to adjourn; **motion carried** and the meeting adjourned at 8:40 p.m.

Minutes prepared by Janet Krueger, Town Clerk