

REGULAR TOWN BOARD MEETING, June 17, 2020

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, June 17, 2020, at the Town Hall. Proper notice was given as the agenda was posted at the town hall and on the town's website June 12, 2020. The Pledge of Allegiance was said. Present by roll call were Chairman Frank Behning, supervisors Will Bergmann, Katie Appel, Mike Dorsey and Sharon Kelly. Also present were town treasurer Maxine Spiess, town deputy clerk Hayley Helms, public works employee Steve Jacobs, and legal counsel Adam Jarchow. Others in attendance were Steve Kotilinek, and Mark Adams. Kelly/Appel **moved** to approve the agenda; **motion carried**. Bergmann/Kelly **moved** to approve the minutes as printed for the May 20, 2020, town board meeting; **motion carried**.

No public comment was had.

Committee, Commission and Employee Reports: Ms. Spiess gave the treasurer's report. Receipts for the period ending May 31, 2020, amounted to \$3,482.41, cash balance on May 31, 2020, was \$477,671.01. Kelly/Bergmann **moved** to receive the treasurer's report; **motion carried**. Mr. Jacobs gave the highway report. Mr. Jacobs discussed getting plexiglass to be used for the fall elections; and presented estimates for hydraulic cylinders and estimates for asphalt patching for culverts. Kelly/Appel **moved** to approve getting the wing plow cylinders repaired at Hydraulics Plus for \$1,250.00; **motion carried** on a unanimous roll call vote, 5-0. Consideration of asphalt patching of culverts will be on next month's agenda. The clerks report was reviewed. Bergmann/Appel **moved** to approve payment of vouchers 20-133 through 20-159 amounting to \$179,304.71; **motion carried** on a unanimous roll-call vote, 5-0. The 2020 year to date budget summaries were reviewed. The building permit/building inspection log was reviewed. Jim Alt gave an update on zoning issues and the zoning administration report was reviewed.

New Business: Mr. Alt presented a commercial design site plan for 1315 220th Street. Dorsey/Bergmann **moved** to adopt Resolution 20-07 approving the site plan for compliance with the Town's Commercial Design Guidelines for 1315 220th street; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 20-07

A RESOLUTION APPROVING COMMERCIAL DESIGN SITE PLAN FOR
1315 220th STREET, TAX PARCEL #044-00818-0000, SEC. 29

WHEREAS Steve Kotilinek, Cheven Commercial Properties LLC, submitted a commercial design site plan for his property located at 1315 220th Street, located in the SE ¼ of SE ¼ of Section 29, T34N, R18W, and identified as Tax Parcel No. 044-00818-0000, and

WHEREAS Chapter III, Section C, 3. Commercial District, a. All new commercial development and commercial development involving a structural alteration, addition, or repair to a structure that exceeds fifty (50%) percent of the equalized assessed value of the structure over the lifetime of the structure and those that include a significant change of use except when the change of use is in an existing structure, shall be subject to the Town Commercial Design Guidelines including site plan review and shall not be allowed unless approved by the Plan Commission and by the Town Board; and

WHEREAS the Plan Commission did conduct a public hearing on the matter and did recommend approval of the site plan as sketched and proposed on June 10, 2020.

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 and approves the commercial design site plan as sketched and proposed for the property located at 1315 220th Street, located in the SE ¼ of SE ¼ of Section 29, T34N, R18W, and identified as Tax Parcel No. 044-00818-0000.

Dorsey/Appel **moved** to revoke the special exception for storage sheds at 193x US Highway 8; **motion carried**. Appel/Dorsey **moved** to adopt Resolutions 20-08 approving alcohol licenses,

Resolution 20-09 approving cigarette/tobacco licenses, and Resolution 20-10 approving operator licenses for the year ending June 30, 2021; **motion carried** on a unanimous roll call vote, 5-0.

Resolution 20-08

A RESOLUTION APPROVING ALCOHOL BEVERAGE LICENSES FOR THE YEAR ENDING JUNE 30, 2021

WHEREAS the individuals, partnerships and corporations listed below have made application to the Town Clerk requesting alcohol beverage licenses pursuant to Chapter 125 of the Wisconsin Statutes for the year ending June 30, 2021; and

WHEREAS the applications appear to be complete and the required fee has been paid; and

WHEREAS publication of notice appeared in the Inter-County Leader on June 10, 2020, and was posted in the three designated locations in the Town on June 8, 2020, per Wisconsin State Statutes 125.04(3)(g).

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls does approve and grant alcohol beverage licenses for the year ending June 30, 2021, to the named individuals, partnerships and corporations as follows:

KMM ENTERPRISES, INC., a corporation dba Kassel Tap, Mary T. Cassellius, agent, for a Combination "Class B" beer and liquor license, SE ¼ Section 26, 1953 US Hwy 8, St. Croix Falls, WI 54024. BLB 2021-01

BIG ROCK CREEK, LLC, a limited liability company dba Big Rock Creek, Joshua A. Hansen, agent, for a combination "Class B" beer and liquor license, SE ¼ Section 6, 1674 State Highway 87, St. Croix Falls, WI 54024. BLB 2021-02

DANCING DRAGONFLY, LLC, a limited liability company, dba Dancing Dragonfly Winery, Jonathan Paul Mast, agent, for a Combination "Class B" beer and wine only license, SE ¼ Section 34, 2013 120th Avenue, St. Croix Falls, WI 54024. BLB 2021-03

CROSS COUNTRY ASSOCIATES, INC., a corporation dba Poco Loco Mexican Grill, Jordan A. Cross, agent, for a Class "B" beer license, SE ¼ Section 28, 2190 US Hwy 8, St. Croix Falls, WI 54024. BB 2021-01

CR CONVENIENCE, INC., a corporation dba CR Convenience Inc., Arlen R. Rud, agent, for a Combination "Class A" beer and liquor license, SE ¼ Section 26, 1961 US Hwy 8, St. Croix Falls, WI 54024. ALB 2021-01

SKOGLUND OIL CO. INC., a corporation dba Skoglund's Speedway, Stephen L. Skoglund, agent, for a Combination "Class A" beer and liquor license, NW ¼ Section 35, 1960 US Hwy 8, St. Croix Falls, WI 54024. ALB 2021-02

BE IT FURTHER RESOLVED that the Town Clerk be authorized to issue the licenses as the case may be.

Resolution 20-09

A RESOLUTION APPROVING CIGARETTE AND TOBACCO LICENSES FOR THE YEAR ENDING JUNE 30, 2021

WHEREAS the individuals, partnerships, and corporations listed below have made application to the Town Clerk requesting cigarette and tobacco licenses pursuant to Section 134.65 of the Wisconsin Statutes for the year ending June 30, 2021; and

WHEREAS the applications appear to be complete and the required fee has been paid;

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls does approve and grant cigarette and tobacco licenses to the named individuals, partnerships, and corporations as follows:

CR CONVENIENCE, INC., **DBA CR CONVENIENCT, INC.**, ARLEN R RUD, AGENT, 1961 US HWY 8, ST. CROIX FALLS WI 54024, 715-483-1816 ,456-0000028006-03, 39-2026833, 2021-01, Bar NO

KMM ENTERPRISES INC., **DBA KASSEL TAP**, MARY T CASSELLIUS, AGENT, 1953 US HWY 8, ST. CROIX FALLS WI 54024, 715-483-9390, 456-0000538182-03, 39-1476390, 2021-02, Bar YES

SKOGLUND OIL CO. INC., **DBA SKOGLUND'S SPEEDWAY**, STEPHEN L SKOGLUND, AGENT, 1960 US HWY 8, ST. CROIX FALLS WI 54024, 715-483-9080, 456-0000135055-03, 39-1251011, 2021-03, Bar NO

RIVARDS OF TAYLORS FALLS DBA ST. CROIX OUTDOORS, TODD ANGEL, AGENT, 1298 198th STREET, ST. CROIX FALLS WI 54024, 715-483-9515, 456-0000200113-03, 41-1553106, 2021-04, Bar NO

BE IT FURTHER RESOLVED that the Town Clerk be authorized to issue the licenses as the case may be.

Resolution 20-10
A RESOLUTION APPROVING OPERATOR'S LICENSES
FOR THE YEAR ENDING JUNE 30, 2021

WHEREAS the individuals listed below have made application to the Town Clerk requesting an operator's licenses pursuant to Sections 125.32(2) and 125.68(2) of the Wisconsin Statutes for the year ending June 30, 2021, and

WHEREAS the applications appear to be complete and the required fee has been paid;

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls does approve and grant operator's licenses to:

Bethell, Stephanie Lynn	870 State Road 46	Amery WI 54001	2021-	1
Bluhm, Christine M	10858 E Wildcat Hill Rd	Scottsdale AZ 85262	2021-	2
Bluhm, William F	10858 E Wildcat Hill Rd	Scottsdale AZ 85262	2021-	3
Bradshaw, Rachel Rose	1320 US Hwy 8	Amery WI 54001	2021-	4
Bruner, Brandy Jo	213 Bank St	Milltown WI 54858	2021-	5
Buffington, Carrie Ann	810 Oregon St	St. Croix Falls WI 54024	2021-	6
Cain, Darla J	718 100th St	Amery WI 54001	2021-	7
Carlson, Jacqueline N	22650 Lang Rd	Grantsburg WI 54840	2021-	8
Carlson, Mary Jean	29420 Glader Blvd	Lindstrom MN 55045	2021-	9
Carroll, Laura Jean	697 180th St	Osceola WI 54020	2021-	10
Cassellius, Mary T	1953 US Hwy 8	St. Croix Falls WI 54024	2021-	11
Christensen, Jordan Lee	220 1st Ave E Apt 5	Milltown WI 54858	2021-	12
Collier, Judy Marie	629 105th St	Amery WI 54001	2021-	13
Costello, Chyleen Blu	1558 230th Ave	Milltown WI 54858	2021-	14
Cross, Jordan A	463 Lookout Ln	St. Croix Falls WI 54024	2021-	15
Dellwo, Diane Irene	2523 7th Ave E	North St Paul MN 55109	2021-	16
DeSpiegelaere, Samantha	924 Bunyan Ave	Balsam Lake WI 54810	2021-	17
Eldridge, Corinne Georgette	234 Harriman St	Somerset WI 54025	2021-	18
Fox, Laura Jean	2188 100th Ave	Dresser WI 54009	2021-	19
Gillitzer, Cheryl Marie	2673 120th St	Luck WI 54853	2021-	20
Hansen, Joshua A	349 Rice Lak Rd	Somerset WI 54025	2021-	21
Jensen, Patricia J	403 Pine Court	St. Croix Falls WI 54024	2021-	22
Johnson, Cassandra Anne	106 E Ave N	Dresser WI 54009	2021-	23
Larkin, Shari Lee	5174 207th St N	Forest Lake MN 55025	2021-	24
Leach, Ryan Scott	104A East Dresser St	Dresser WI 54009	2021-	25
Lessard, Joanna Lynn	2241 211th St	Luck WI 54853	2021-	26
Locken, Robin Ann	1627 160th St	Centuria WI 54824	2021-	27
Mast, Jonathan Paul	1271 146th Ave	New Richmond WI 54017	2021-	28
McKinley, Lisa Marie	124 W St. George Ave 1	Grantsburg WI 54840	2021-	29

Merrill, Jacob Henry	1628 160th St	Centuria WI 54824	2021-	30
Michel, Sandra Diane	1804 US Hwy 8 Apt 2	St. Croix Falls WI 54024	2021-	31
Mosay, Nicole Marie	1622 State Rd 46	Balsam Lake WI 54810	2021-	32
Newsom, Amanda Sue	17420 Banyan Rd	Shafer MN 55074	2021-	33
Nye, Jordan Sara	357 Broadway St E	Amery WI 54001	2021-	34
Post, Shelby Lyn	6444 Birch St Apt 206	North Branch MN 55056	2021-	35
Redmond, Jessica Sun	1326 208th St Apt 1	St. Croix Falls WI 54024	2021-	36
Rose, Tiffany Amber	300 West Main St	Balsam Lake WI 54810	2021-	37
Shilson, David M	608 River St	Osceola WI 54020	2021-	38
Stencil, Gail Lynne	2524 170th St	Luck WI 54853	2021-	39
Walter, Ronald Wayne	686 250th St	Osceola WI 54020	2021-	40
Warner, Joseph Dean	1251 211th St	St. Croix Falls WI 54024	2021-	41
Wilson, Heidi Marie Angelika	309 Pearl St	Balsam Lake WI 54810	2021-	42
Wojchik, Kimberly Ann	871 110th St	Amery WI 54001	2021-	43
Zganjar, Laurie Ann	855 River St	Taylors Falls MN 55084	2021-	44

BE IT FURTHER RESOLVED that the Town Clerk be authorized to issue the licenses as the case may be.

Dorsey/Bergmann moved to adopt Resolution 20-11 appointing plan commission members; **motion carried** on a unanimous roll call vote, 5-0.

Resolution 20-11

A RESOLUTION APPOINTING RICK KATZMARK AND JEREMY HALL AS REGULAR PLAN COMMISSION MEMBERS AND APPOINTING GUS KOECHER AS AN ALTERNATE PLAN COMMISSION MEMBER FOR THE TOWN OF ST. CROIX FALLS

WHEREAS the terms of office for Rick Katzmark and Norval Valleen “regular members” of the Plan Commission for the Town of St. Croix Falls expires June 30, 2020; and

WHEREAS Norval Valleen wishes not to renew his term; and

WHEREAS the Town Chairperson has nominated Rick Katzmark and alternate member Jeremy Hall as “regular members” for a three year term expiring June 30, 2023; and

WHEREAS the Town Chairperson has nominated Gus Koecher as an “alternate member” to the plan commission with a term expiring June 30, 2022; and

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, appoints to the Town of St. Croix Falls Plan Commission

Rick Katzmark as a regular member with a term ending June 30, 2023;
 Jeremy Hall as a regular member with a term ending June 30, 2023; and
 Gus Koecher as an alternate member with a term ending June 30, 2022.

BE IT FURTHER RESOLVED that these terms begin July 1, 2020.

Bergmann/Dorsey moved to adopt Resolution 20-12 appointing board of adjustment members; **motion carried** on a unanimous roll call vote, 5-0.

Resolution 20-12

A RESOLUTION APPOINTING JOEL YUNKER AND JAMES BEISTLE TO THE BOARD OF ADJUSTMENT FOR THE TOWN OF ST. CROIX FALLS

WHEREAS, the terms of office for Joel Yunker and Joey Nelson “regular members” expires June 30, 2020, for the Board of Adjustment for the Town of St. Croix Falls; and

WHEREAS, the Town Chairperson has nominated Joel Yunker and James Beistle as “regular members” to the Board of Adjustment for a three year term expiring June 30, 2023.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, confirms the nominations and appoints to the Town of St. Croix Falls Board of Adjustment

Joel Yunker as a regular member with a term ending June 30, 2023; and

James Beistle as a regular member with a term ending June 30, 2023.

BE IT FURTHER RESOLVED that these terms begin July 1, 2020.

Kelly/Appel moved to adopt Resolution 20-13 approving the 2020 Deer Lake Reimbursement Agreement; motion carried on a unanimous roll call vote, 5-0.

Resolution 20-13

A RESOLUTION APPROVING THE 2020 REIMBURSEMENT AGREEMENT WITH THE DEER LAKE IMPROVEMENT ASSOCIATION FOR THE DEER LAKE INTERN POSITION(S)

WHEREAS, the Deer Lake Improvement Association has received an Invasive Species Education and Protection grant under the Clean Boats, Clean Waters program to conduct certain educational and prevention programs at Deer Lake; and

WHEREAS, the Deer Lake Improvement Association desires to avoid the expense and inconvenience of directly hiring the interns and managing payroll and other activities associated with paying the interns who will conduct the grant activities; and

WHEREAS, the Town of St. Croix Falls has the capability to hire the interns and provide payroll services.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, will provide payroll services for the Deer Lake Clean Boats, Clean Waters program in accordance with the 2020 Reimbursement Agreement Between the Deer Lake Improvement Association and the Town; and

BE IT FURTHER RESOLVED that the 2020 Reimbursement Agreement between the Deer Lake Improvement Association and the Town be effective upon signing and become part of this enacting resolution.

Reimbursement Agreement
Between Deer Lake Improvement Association and
the Town of St. Croix Falls
For the Deer Lake Intern Position

This REIMBURSEMENT AGREEMENT (“Agreement”) is made and entered into effective as of this 17th day of June, 2020 (“Effective Date”) by and between the Town of St. Croix Falls, Wisconsin (“Town”) and the Deer Lake Improvement Association (“Association”).

WHEREAS, the Association has received an Invasive Species Education and Protection grant (“Grant”) under the Clean Boats Clean Waters program in order to conduct certain educational and prevention programs at Deer Lake (“Grant Activities”);

WHEREAS, the Association will use the Grant funds to, among other things, reimburse the Town, which will hire interns to conduct the Grant Activities;

WHEREAS, the Association desires to avoid the expense and inconvenience of directly hiring the interns and managing payroll and other activities associated with paying the interns who will conduct the Grant Activities (“Services”);

WHEREAS, the Town has the capability to hire the interns and provide the Services;

WHEREAS, the Association desires the Town to hire the interns and provide the Services and the Town is willing to hire the interns and provide the Services upon the terms and conditions set forth in this Agreement;

NOW, THEREFORE, in consideration of the matters set forth above, the promises made by the parties herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties, the parties agree as follows:

1. Employment of Interns. The Town agrees that unless such employment is earlier terminated by the Town (at its discretion), during the Term (as hereinafter defined), the Town will employ the interns to conduct the Grant Activities; provided, however, it is acknowledged and agreed that this Agreement is not, and does not constitute, an employment agreement between the Town and any such intern.

2. Provision of Services. During the Term of this Agreement, the Town agrees to provide the Services to the Association upon the terms and conditions set forth in this Agreement.

3. Term and Termination. The term ("Term") of this Agreement shall commence on the Effective Date and shall end upon the earlier of (a) the date on which the Association is no longer conducting the Grant Activities during the summer of 2020; or (b) September 30, 2020. Either party may terminate this Agreement upon ten (10) days prior written notice to the other party. The Association's payment obligations under Section 4 below, the acknowledgement and agreement of the Association set forth in Section 4 below and the Indemnification set forth in Section 5 below shall all survive the termination or expiration of this Agreement.

4. Payment for the Services. The Association shall pay the Town for providing the Services in an amount equal to \$27.00 per hour of time spent by Town personnel providing the Services. In addition, the Association shall provide to the Town no later than thirty (30) days from invoice date for the amounts sufficient to pay all interns their wage for that pay period and all taxes and other expenses related to such payment. The Association shall reimburse the Town for all reasonable costs and expenses incurred by the Town in connection with providing the Services, including any increase in the Town's insurance expense related to the this Agreement.

5. Indemnification. The Association agrees to indemnify, defend and hold the Town and its officers, board members, employees, agents, representatives and contractors ("Indemnified Parties") harmless from and against any loss, cost, expense, fee, liability, proceeding, litigation (including attorneys fees and costs) incurred or suffered by any of the Indemnified Parties arising from, or relating to, this Agreement, the Town's employment of the interns, the Services provided under this Agreement, and/or the conduct by the Association of the Grant Activities.

6. Governing Law. This Agreement shall be governed by, and construed in accordance with, the internal laws of the State of Wisconsin applicable to contracts executed and fully performed within the State of Wisconsin, without regard to the conflicts of laws provisions thereof.

7. Counterparts. This Agreement may be executed in counterparts, all of which shall be considered one and the same agreement and shall become effective when such counterparts have been signed by each of the parties and delivered to the other parties, it being understood that all parties need not sign the same counterpart.

IN WITNESS WHEREOF, the undersigned parties have signed this Agreement as of the date first written above.

Dorsey/Appel **moved** to approve the estimate from Comfort Systems in the amount of four thousand, three hundred, sixty-two dollars (\$4,362.00) to replace the air conditioner in the town hall; **motion carried** with a roll call vote, 4-0, with Chairman Behning abstaining.

No closing public comment was had.

The next town board meeting is scheduled for July 15, 2020, at 6:00 p.m. Future agenda items include asphalt patching for culverts and consider a farmer's market at the town hall.

There being no further business, Bergmann/Dorsey **moved** to adjourn the meeting; **motion carried** and the meeting was adjourned at 7:13 p.m.

Minutes prepared by Hayley Helms, deputy town clerk.