

TOWN OF TROY
654 GLOVER ROAD

REGULAR TOWN BOARD MEETING – September 14th, 2017

D. Pearson convened the regular Town Board meeting on Thursday, September 14th, 2017 at 7:02 p.m. Supervisors S. Van Mele, R. Knapp, J. Kjos and J. Cuccia were present.

Staff present: Wendy Sander, Ron Siler, Ron Schock and Jill Berke. Gwen Kuchevar and Rory O’Sullivan arrived later in the meeting.

The following people signed the attendance sheet: Daniel Koepke, Dave Roeker, Ann Sime, Patti Muenich, Dick Muenich, Rick Hagar, Tom Jones, Johan Nielsen. Others were present that did not sign the attendance sheet.

APPROVE MINUTES – The June 19th, 2017 Special Town Board meeting and August 10th, 2017 Regular Town Board meeting minutes were distributed to the board.

R. Knapp moved to approve the Special Meeting notes from June 19th, 2017. Seconded by J. Kjos. Motion carried.

J. Cuccia moved to approve the Town Board meeting minutes from August 10th, 2017. Seconded by J. Kjos. Motion carried.

CITIZEN INPUT – Ben Fochs, 680 Cty Rd MM, expressed his concerns and disappointment in not being able to determine an address with the jurisdictional road exchange in process. Mr. Fochs also stated he would like to see Troy follow the same time table for reviewing zoning permits as St. Croix County.

David Roeker, 554 Old Hwy 35, spoke in support of the amendment to the Conditional Use Permit for Cracked Barrel Winery. He felt that the winery is a nice transition to commercial zoning along the corridor. He also stated that noise is not a concern.

Tom Jones, 248 S. Ilwaco shared his concerns over a recently installed driveway for a home located in Clifton Township but comes out on the Town of Troy portion of Ilwaco Road. He feels that the location of the driveway is a safety concern as it comes out on the peak of a hill and that there are now three driveways within 40’ of each other.

Johan Nielsen, 346 Soo Line Rd, spoke in support of the amendment to the Conditional Use Permit for Cracked Barrel Winery.

Richard Muenich, 336 S Cove Rd, spoke on two items. First, he is in support of the lawsuit with the City of River Falls. Second, was expressing his support for the amendment to the Conditional Use Permit for Cracked Barrel Winery. Mr. Muenich feels the Town has the tools necessary to set and control the standards.

Rick Hagar, 491 Old Hwy 35 S spoke in opposition to the amendment to the Conditional Use Permit for Cracked Barrel Winery. Mr. Hagar provided the board with a petition with 15 names against the amendment. Mr. Hagar stated he feels the Town Board is charged with managing the intent and use of the land. He doesn’t want the Town to turn into a Woodbury.

Dan Koepke, 570 Coulee Trail, provided the board with 2 letters in support of the amendment to the Conditional Use Permit for Cracked Barrel Winery.

PARK BOARD REPORT – Jill Berke provided the August Park Board report.

PLAN COMMISSION REPORT – J. Cuccia reviewed the minutes from the September 7th, 2017 Plan Commission meeting.

PARK RANGER, HUMANE OFFICER & SHERIFF REPORTS – Copies of the Park Ranger, Humane Officer and Sheriff reports were distributed and reviewed by the board. Park Ranger Ron Schock reviewed the Park Ranger activity.

ZONING ADMINISTRATOR REPORT – Zoning Administrator Wendy Sander provided a written and verbal report of recent activity.

CONDITIONAL USE PERMIT – CRACKED BARREL WINERY, DAN AND KRISTEN KOEPKE, 570 COULEE TRAIL – The applicants requested an amendment to their Conditional Use Permit to include allowing outdoor music and food vendors.

J. Cuccia moved to amend the Conditional Use Permit for Cracked Barrel Winery at 570 Coulee Trail to allow food vendors permitted/licensed by the State of Wisconsin provided that there is not more than one food vendor at a given time and that they are parked in the designated area located outside of the facility. Seconded by J. Kjos. Discussion followed. S. Van Mele amended the motion to allow live and amplified music any three days a week provided the music is not heard beyond the applicant's property lines. Seconded by D. Pearson. Discussion followed. Motion to approve the amendment carried. J. Cuccia moved to amend the motion as amended to add that all parking is to be on winery property and not on Coulee Trail. Seconded by S. Van Mele. Motion to approve the amendment to the amended motion carried. Amended motion carried.

J. Kjos moved that the Town Board will review the Conditional Use Permit for Cracked Barrel Winery regarding their food vendors and music portion in one year. Seconded by S. Van Mele. Motion carried.

DISCUSS AND CONSIDER POLICY FOR STAFF REVIEW OF NEW CONDITIONAL USE PERMITS – J. Cuccia moved that the Town Board establish a policy of staff review of new Conditional Use Permits every 2 years to ensure compliance and if issues arise to report it to the Town and further that they continue to go through the Conditional Use Permits that were inherited from the County and to review them for compliance. Seconded by S. Van Mele. Motion carried.

DISCUSS AND CONSIDER ORDINANCE CHAPTER 74, INTOXICATING LIQUOR AND FERMENTED MALT BEVERAGES – R. Knapp moved to adopt Ordinance 2017-1 (Chapter 74) amending Chapter 74, concerning Intoxicating Liquor and Fermented Malt Beverages. Seconded by J. Cuccia. Roll call vote taken – R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia – Yes. Motion carried.

DISCUSS AND CONSIDER ORDINANCE CHAPTER 102, OFFICERS AND EMPLOYEES – S. Van Mele moved to approve the change of Ordinance 2017-2 (Chapter 102) which repeals Chapter 102 in its entirety. Seconded by J. Cuccia. Roll call vote taken – R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia – Yes. Motion carried.

DISCUSS AND CONSIDER ORDINANCE CHAPTER 92, MOBILE HOMES AND MOBILE HOME PARKS – S. Van Mele moved to approve Ordinance 2017-3 (Chapter 92) with one change, that the letter of credit in 92(4)(B) to be changed to “Irrevocable Letter of Credit”. Roll call vote taken – R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia – Yes. Motion carried.

DISCUSS AND CONSIDER RECYCLING CENTER SPECIALIST OPEN POSITION(S) – S. Van Mele moved that Dan and/or Jason interview and review any applicants for the two positions that are open for the recycling center specialist and report back the result and authorize them to hire two specialists. Seconded by J. Cuccia. Motion carried.

BUILDING PERMITS –

<u>PERMIT #</u>	<u>APPLICANT</u>	<u>ADDRESS</u>	<u>PROJECT</u>
17-183	Harold Coffey	587 Gilbert Road	Alteration
17-192	John Harrigan	323 St. Anne's Parkway	Porch
17-200	Dwight Nelson	548 County Road M	Storage Shed
17-201	Mike Mayen	784 Coulee Trail	HVAC
17-202	David Solberg	517 Orchard Drive	New Home
17-205	Scott Kaminski	659 Tradition Trail	Deck
17-206	Sarah Canaday	261 Walnut Hill Way	New Home
17-207	Bill George	245 Cove Road	Alteration
17-208	Josh Kluge	457 Windy Hill Road	Alteration
17-209	Mark Sylla	247 Townsvalley Road	Storage Shed
17-210	Tom Solberg	579 German Court	New Home
17-211	Jim Henry	616 Oakley Circle	Porch
17-212	James Phipps	661 Tradition Trail	Storage Shed
17-213	David Grundhauser	386 Mitchell Road	Storage Shed
17-214	Dennis Anderson	21 Dry Run Road	Storage Shed
17-215	Pat Teal	277 St. Anne's Parkway	HVAC
17-216	Alison Thomford	400 Mitchell Road	New Home
17-217	Paul Polinske	368 Indigo Trail	New Home
17-219	Corey Benedict	216 Plainview Drive	Storage Shed
17-220	Oevering Homes	211 Walnut Hill Way	New Home
17-221	Randall Deiss	139 Highway 35	Sign
17-222	Creative Homes	468 Dylan Court	New Home

DRIVEWAY PERMITS –

<u>PERMIT #</u>	<u>APPLICANT</u>	<u>ADDRESS</u>
17-116	David Solberg	517 Orchard Drive
17-117	Sarah Canaday	261 Walnut Hill Way
17-118	Tom Solberg	579 German Court
17-119	Alison Thomford	400 Mitchell Road
17-120	Paul Polinske	368 Indigo Trail
17-121	Oevering Homes	211 Walnut Hill Way
17-122	Creative Homes	468 Dylan Court
17-125	Gerry Benusa	South Ilwaco Road

UTILITY PERMITS – The Town board reviewed the utility permits that were issued as reported by Cedar Corp.

DISCUSS AND CONSIDER PROCESS FOR REVIEWING THE TOWN’S DEPOSITORIES – J. Cuccia moved that we cash out the Park CD at its maturity and to roll it into the Park Money Market and have the clerk report back to the board with potential reinvestment in the near future. Seconded by S. Van Mele. Roll call vote taken – R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia – Yes. Motion carried.

DISCUSS 2018 BUDGETING PROCESS AND DEVELOP SCHEDULE – D. Pearson and J. Clark will discuss a date for the working budget meeting and confirm with the board via email. The Special Town meeting approving the budget and levy will be held on November 16th at 7:00pm.

CLERK/TREASURER REPORT – Copies of the bank account reconciliations, impact fee summary, legal and engineering, and 2017 budget to actual summary reports were distributed and reviewed by the board. J. Clark also reported that the Town will be transitioning to Verizon for all phone services in the near future.

J. Kjos moved to authorize Jennifer Clark to utilize the phone services to best provide cost savings to the Town. Seconded by S. Van Mele. Motion carried.

APPROVE BILLS – S. Van Mele moved to approve check #28105 through check #28165 including the Elan bill for a grand total of \$214,748.37. Seconded by J. Kjos. Roll call vote taken: R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia - Yes. Motion carried.

CORRESPONDENCE – Correspondence was reviewed by the board.

COMMITTEE REPORTS – R. Knapp reported that the Hudson and River Falls Fire boards and St. Croix EMS commission will meet the week of September 18th.

J. Kjos reported that the Recycle Center will be a hosting site for the Tire and Appliance round-up on September 16th.

D. Pearson reported that the Adhoc Farmland Preservation will be meeting to review the application that was provided by the State of Wisconsin.

MOVE INTO CLOSED SESSION PURSUANT TO WISCONSIN STATE STATUTES §19.85(1)(g) TO CONFER WITH THE TOWN’S LEGAL COUNSEL WHO WILL RENDER ORAL OR WRITTEN ADVICE CONCERNING STRATEGIES TO BE ADOPTED BY THE TOWN BOARD WITH RESPECT TO THE TOWN’S LEGAL ACTION AGAINST THE CITY OF RIVER FALLS CONTESTING THE CITY’S ANNEXATION OF NONCONTIGUOUS LAND IN MANN VALLEY AND THE CITY’S REZONING OF A PORTION OF THE ANNEXED AREA FROM EXCLUSIVE AG TO AN INDUSTRIAL ZONE – S. Van Mele moved to go into closed session pursuant to Wisconsin State Statutes §19.85(1)(g) to confer with the Town’s legal counsel who will render oral or written advice concerning strategies to be adopted by the Town Board with respect to the Town’s legal action against the City of River Falls contesting the City’s annexation of noncontiguous land in Mann Valley and the City’s rezoning of a portion of the annexed area from Exclusive Ag to an Industrial Zone. Seconded by J. Cuccia. Roll call vote taken: R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia - Yes. Motion carried.

RECONVENE INTO OPEN SESSION TO TAKE ACTION ON CLOSED SESSION ITEMS, AS NECESSARY – J. Kjos moved to end closed session. Seconded by S. VanMele. Roll call vote taken – R. Knapp – Yes; S. Van Mele – Yes; J. Kjos – Yes; D. Pearson – Yes and J. Cuccia – Yes. Motion carried.

No action taken.

ADJOURN - J. Cuccia moved to adjourn. Seconded by J. Kjos. Motion carried.

The meeting adjourned at 10:54 p.m.

These minutes were taken at a meeting of the Troy Town Board on the 14th day of September 2017.

Jennifer Clark, Clerk/Treasurer

Dan Pearson, Town Chairman