

**TOWN OF OSCEOLA
BOARD OF SUPERVISORS MEETING
Monday May 10, 2010**

MINUTES

The Board of Supervisors of the Town of Osceola met for a regular monthly meeting Monday May 10, 2010 at 6:00 p.m. at the Osceola Town Hall, Dresser, Wisconsin.

CHAIRMAN STROSHANE CALLED THE MEETING TO ORDER AT 6:00 P.M.

Chairman Stroshane verified that the meeting notice and agenda had been posted Friday April 30, 2010, at the Town Hall, the Dresser Post Office, Rural American Bank and the Town of Osceola Website.

Chairman Stroshane led the PLEDGE OF ALLEGIANCE.

ROLL CALL:

PRESENT: Steve Stroshane, Gene Lindholm & Bob Wright

ABSENT:

ALSO PRESENT: Lorraine Rugroden - Clerk/Treasurer, Mike Wallis, John Adam, Dan & Susan Burch, Kay Burch, Scott Geddes, Dodd & Nancy Knutsen and John & Judie Lebeis.

PRESENTATION OF BILLS: The Board audited the bills and approved for payment check numbers 12335 through 12362 with total disbursements of \$22,302.51.

AGENDA:

MOVED, SECONDED BY LINDHOLM/WRIGHT TO APPROVE THE AGENDA FOR MAY 10, 2010 MEETING. MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENT:

John & Judie Lebeis spoke of the lack of police presence in their neighborhood on the south side of Sand Lake. They went on to describe excessive cars, noise and antics from Friday – Sunday nights taking place at a home next door to theirs. The Lebeis have previously contacted the Polk County Sheriff's Department but the situation continues. Chairman Stroshane said that because the Town no longer has a Joint Court, the Town no longer has a contract with the Osceola Police force and thought the situation was rather a police issue.

MOVED, SECONDED BY LINDHOLM/STROSHANE TO APPROVE THE APRIL 13, 2010 REGULAR TOWN BOARD MEETING MINUTES AS PRESENTED BY THE CLERK/TREASURER. MOTION CARRIED UNANIMOUSLY.

BUSINESS:

Riteway Gravel Chapter 14 NMM Permit

Jim London who owns Riteway Gravel located off of Cty Road F, near View Lane, was on hand to answer questions the Board had for him about his operation and the application that was submitted for a conditional permit. Each existing nonmetallic mine operation in the Town is required to fill out an application for a conditional permit. Once the application is approved, it remains in effect for five years before the existing operation is required to make application for a renewal permit in order to continue operation and shall be treated the same as a new application as referenced in Chapter 14 Nonmetallic Mineral Extraction Permit and Regulation Ordinance.

MOVED, SECONDED BY WRIGHT/LINDHOLM TO ACCEPT RITEWAY GRAVEL'S CONDITIONAL USE PERMIT APPLICATION FOR A NONMETALLIC MINE AND ISSUE A CONDITIONAL USE PERMIT. MOTION CARRIED UNANIMOUSLY.

Resolution 10-03 to Amend Chapter 12.03 Liquor Licenses

The Board discussed proposed changes to Chapter 12 Licenses and Permits. The ordinance will be amended to include:

- Background checks
- Provisional License for operators
- Class C Wine License

Changes will be incorporated into chapter 12 License and Permits ordinance and will be up for adoption at the June 14, 2010 Town Board meeting.

Joint Municipal Court

The Board reviewed agreements that were used by the Village of Osceola and the Village of Dresser to re-create a municipal court. Chairman Stroshane asked the Board if they wanted to pursue an agreement with the Village of Osceola and become a member of the new municipal court. Supervisor Lindholm offered to contact the City of St Croix Falls to explore the possibility of joining their municipal court and use their officers to patrol the Town. He will report back at the June 14, 2010 Town Board meeting.

The old Joint Municipal Court officially disbanded April 30, 2010. A Distribution of Funds meeting will be scheduled with the four municipalities once necessary information is received.

Discuss 2010 Road Work

Chairman Stroshane provided a summary of proposed road work for 2010. The Board discussed the following road work projects:

1. 248th Street (RR Tracks to County M)
2. Clark Road: Joint project with Village of Dresser
3. 250th Street (Buck Ridge): Advanced from 2014
4. Big Lake Drive: Deferred until 2014
5. Oak Drive: Actual reconstruction to be from Waste Management (Fire # 3312 to Plante driveway (Fire# 2276)
6. Seal coat 2.8 miles of roads

7. Crack Filling: Some roads will need to be crack filled before seal coated

The Town will need to purchase gravel from the Haas pit for shouldering work. The Board decided to wait until the 248th Street TRIP project can be bid in July before bidding all other projects.

A letter will be sent to Scott Construction informing them that the Town is not satisfied with road work completed on 113th Avenue in 2009.

Contract for Engineering on 248th Street

Scott Geddes, NorthStar Engineering was asked to provide a design proposal for design engineering services of 248th Street (RR Tracks to County M). Due to a higher than anticipated traffic count, the roadway shoulders require widening from 2 feet to 4 feet. The project includes:

- Pulverize and repave existing surface
- Expand the base to allow for 4' shoulders
- Resurface and regravels shoulders

MOVED, SECONDED BY WRIGHT/LINDHOLM TO APPROVE THE DESIGN WORK PROPOSAL SUBMITTED BY NORTHSTAR ENGINEERS FOR 248TH STREET, CONTINGENT UPON APPROVAL BY THE STATE OF WISCONSIN. MOTION CARRIED UNANIMOUSLY.

MOVED, SECONDED BY WRIGHT/LINDHOLM TO RECESS THE TOWN BOARD MEETING IN ORDER TO BEGIN THE PUBLIC HEARING. MOTION CARRIED UNANIMOUSLY.

MOVED, SECONDED BY WRIGHT/LINDHOLM TO RECONVENE THE TOWN BOARD MEETING AT 7:27 PM. MOTION CARRIED UNANIMOUSLY.

Ordinance# 10-01-01 to amend Nonmetallic Mineral Extraction Permit & Regulation Ordinance discussion and possible action

The Board discussed the effects the Nonmetallic Mineral Extraction Permit & Regulation ordinance would have on existing operations when after five years it becomes time to obtain a renewal permit and what studies would be required. It was noted that the ordinance states that the Town Board retains the right to wave some or all of the engineering studies.

MOVED, SECONDED BY WRIGHT/LINDHOLM TO ADOPT VERSION 10-01-01 OF CHAPTER 14 NON-METALLIC MINERAL EXTRACTION PERMIT & REGULATION ORDINANCE. STROSHANE VOTED NO. MOTION CARRIED 2-1.

Ordinance is attached.

A copy of the ordinance will be sent to Dresser Trap Rock, Haas and Sons and Riteway Gravel.

PLAN COMMISSION REPORT:

1. Planning Commission
 - a. Rick Remington provided a review of land trusts and conservation development.
 - b. Chairman Stroshane will participate on the citizens committee for the zoning rewrite.
 - c. Ten other citizen members were present at the first Citizens Committee meeting.
 - d. The next Plan Commission meeting is unknown as an outside speaker is trying to be arranged.
 - e. The county citizen's committee on the comprehensive zoning re-write is reviewing the definitions for all of the ordinances that are going to be consolidated into the one ordinance.
 - f. The Towns of Garfield, Alden, and St. Croix Falls were sent an inquiry to determine level of interest in a joint speaker from the Town of Troy on Transfer of Development Rights (TDR) as a means of preserving farm land. The Towns of Alden and St. Croix Falls have indicated interest.

PATROLMAN'S REPORT:

None

CHAIRMAN'S REPORT:

2. Contracted Police Report - April:
 - a. Tickets Issued: 0
 - b. Warnings Issued: 0
 - c. Hours Patrolled: 0
3. A salary and benefits survey remains on-going with responses required from 4 towns.
4. A request was made for Scott Construction to review the quality of construction on 113th Avenue.
5. A letter was sent to the Wisconsin Department of Revenue to waive a requirement on emergency service funding.
6. A letter to the WI DNR was sent regarding the odor at F&A Dairy.
7. The Riteway Gravel Chapter 14 conditional permit materials were reviewed.
8. Some initial discussion regarding joining the new Osceola Municipal Court has occurred.
9. Pricing on a dock for the public access area at Horse Lake will be obtained.

SUPERVISOR'S REPORT:

Supervisor Wright reported that

- Computer software upgrade to Windows 2007 is scheduled for June.
- The Town now has a license to do website editing.
- Jeremy Williamson, Water Quality Specialist will give a presentation on Lotus Lake/Horse Lake water quality at the next Town Board meeting.

Supervisor Eugene Lindholm reported

None

CLERK/TREASURER'S REPORT:

Clerk/Treasurer Lorraine Rugroden reported that as of April 30, 2010 bank account balances were \$7,413.55 in the Town's checking account and \$293,825.53 in the Regular

Money Market Account and C/D's and \$277,228.81 in the tax deposit account, amounting to combined total Cash-on-hand of \$578,467.89.

SUBSEQUENT MONTH'S AGENDA DISCUSSION:

REGULAR TOWN BOARD MEETING;
Monday, June 14, 2010 7:00 p.m.

Agenda:

- Lotus Lake & Horse Lake Presentation

ADJOURNMENT:

MOVED, SECONDED BY WRIGHT/LINDHOLM TO ADJOURN THE MAY 10, 2010 TOWN BOARD MEETING. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Board, the Meeting was adjourned at 8:19 p.m.

APPROVED: 6/14/2010

Lorraine Rugroden, Clerk/Treasurer