

**TOWN OF BLACK BROOK
BOARD OF SUPERVISORS
DECEMBER 17, 2020
MEETING MINUTES**

The meeting was called to order at 7:10 p.m. by Chairman Charlie Barney, Supervisor I George Fowler, Supervisor II Erik Henningsgard, Clerk Sally Pickard, and Treasurer Cindy Nelson were also present.

The reading of the meeting notice, pursuant to Wisconsin Stats. 19.83 was made.

Agenda: Supervisor Henningsgard asked to move the agenda around so that Tim Strohbusch didn't have to wait for the entire meeting. **A motion by Supervisor Fowler, seconded by Supervisor Henningsgard, to approve the agenda with the agenda with the amendment. Motion passed unanimously—3 yes.**

Minutes: **A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve the November 19, 2020 minutes. Motion passed unanimously – 3 yes**

Vouchers: **A motion by Supervisor Fowler, seconded by Supervisor Henningsgard to approve the vouchers and pay the bills. Motion passed unanimously –3 yes.**

CLERK'S REPORT:

We received the final payment from the Routes to Recovery Grant for election related costs related to COVID..

Letter from Ben Elfelt, Parks and Trail Coordinator, asking us for information about recreational assets or amenities in our town. We have the public landing on King Lake, Black Brook Park down by dam on the Apple River and below the dam is designated as a trout stream, Parker's Creek is also a trout stream and the snowmobile trails and ATV trails on all of the roads.

TREASURER'S REPORT:

Beginning bank balance was \$89,689.13 with deposits of \$187,650.78 with \$10.51 in interest. Checks written were \$92,245.94 as well as \$2,076.84 electronically transferred for State and Federal withholding and \$25 for stop payment on the payroll check, leaving a balance as of November 30, 2020 of \$183,017.13; Savings earned .01 interest for a balance of \$30.84. Money Market earned interest of \$68.62 and \$100,000 was transferred to general checking which leaves a balance of \$41,378.96; 6 mo. CD #30 earned \$3.14 interest with a balance of \$12,358.96; 6 mo. CD #32 was cashed in and transferred to checking for public works with a balance \$41,120.71 Total of all accounts on November 30, 2020 is \$284,483.47.

The bank has .54 more money than what treasure has. Will wait a month or else will need to sit down with someone at credit union to see where the discrepancy is.

Received her first tax payment.
4 outstanding checks - \$1,442.70.

SUPERVISOR'S REPORT:

George Fowler: Road report got sent in.

Erik Henningsgard: Thanked the clerk for getting the Routes to Recovery grant money as it was a substantial amount of money that helped out greatly with our election expenses. Has been contacted by Josh Riendeau about getting a road maintenance agreement with the Town so as to make sure things are done correctly with regard to road bans, etc. This would be like what we did with Town of Alden. Chairman will talk to him about this as to what roads to travel.

PLANNING COMMISSION: Will be addressed in the agenda items.

CHAIRMAN'S REPORT: Getting some complaints about trucks on roads after hours they are allowed to operate based on the conditional use permit, they were given.

PUBLIC COMMENTS: None

OLD BUSINESS:

Update Comprehensive Plan. Talked a little bit after the CSM review. Finally putting pen to paper. We've been talking about changes, and now we actually have Word documents, so Jan is going to start red-lining on the Word documents and go from there. Clerk also provided information she received from Alan Harvey on Extraterritorial Plat Review Authority and changes to the State Land Division Laws – Security Standards that should be incorporated in our updated Plan.

Discussion/decision regarding enforcement of existing Town Ordinances and adoption of Amery Municipal Court Ordinance.: Tim Strobusch, Clear Lake Police Chief came and presented the Law Enforcement Service Agreement for the Town of Black Brook to contract with the Village of Clear Lake to assist the Town with Ordinance Enforcement for such things as animal control, junk cars, etc. that are addressed in the Town Ordinances. This will allow us to become part of the municipal court with the City of Amery, the Village of Clear Lake, and the Village of Clayton. This agreement has been reviewed by both municipal attorneys. This is a 24 mo. contract with the rate being \$40.00/hr. when the services are requested. There is an opt out provision by giving a three-month notice. There is an online reporting system that we will be able to use to request their services. This was approved by the Village Board in November, but there was one change so needs to be approved again. This will go into effect in January, 2021. While they will not be actively looking for violations, this agreement gives the village officers the authority to cite for traffic violations and other instances where a law is broken.

There are a couple of other agreements that need to be signed to accomplish the establishment of the Municipal Court as well as an Ordinance creating a Joint Municipal Court with the City of Amery, the Village of Clear Lake, and the Village of Clayton. The other municipalities have this same ordinance, the only change is adding the Town of Black Brook

There is an agreement for the Operation of the Municipal Court for the City of Amery, Village of Clear Lake, Village of Clayton, and The Town of Black Brook, as well as an Agreement for the Operation of the Municipal Court for the City of Amery, the Village of Clear Lake, and the Village of Clayton, and the Town of Black Brook. The final agreement is with Attorney Kate M Murtaugh to serve as the Municipal Attorney, should one be necessary.

A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve the Law Enforcement Services Agreement between the Village of Clear Lake and the Town of Black Brook, Polk County, Wisconsin; Roll Call – Henningsgard – Aye; Fowler – Aye; Barney – Aye. Motion passed unanimously. 3 yes.

A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve the Representative and Fee Agreement with Gionis and Murtaugh Law Offices LLC Roll Call – Henningsgard – Aye; Fowler – Aye; Barney – Aye. Motion passed unanimously. 3 yes.

A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve Ordinance 2020-01 Addressing Court Costs and Fees to be applied in the Town Enforcement Actions brought to the Joint Municipal Court with the City of Amery and the Village of Clear Lake, Polk County, Wisconsin. Roll Call – Henningsgard – Aye; Fowler – Aye; Barney – Aye. Motion passed unanimously. 3 yes.

A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve Ordinance 2020-02 – Ordinance Creating a Joint Municipal Court with the City of Amery, Village of Clear Lake and the Village of Clayton; Roll Call – Henningsgard – Aye; Fowler – Aye; Barney – Aye. Motion passed unanimously. 3 yes.

A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve Agreement for the Operation of the Municipal Court for the City of Amery, Village of Clear Lake, Village of Clayton and the Town of Black Brook in Polk County, Wisconsin (sec 66.0301. Wis. Stats) ; Roll Call – Henningsgard-Aye; Fowler-Aye; Barney-Aye. Motion passed unanimously. 3 yes.

Continue discussion and review of Codification of Ordinances, including approval of Title 15, Chapter 1 of the Code of Ordinances relating to Building Codes. After review and discussion to make sure everything is correct and included in this new Ordinance, A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to approve Ordinance 2020-03, An Ordinance Regarding Adoption of New Town Building Code; Roll Call – Henningsgard – Aye; Fowler – Aye; Barney – Aye. Motion passed unanimously. 3 yes.

Discussion/update/decision regarding increasing Town Liability Insurance. Clerk checked with Rural Mutual and the additional cost to increase the General Liability (GL) Insurance to 5,000,000. would be an increase of \$368/yr and to increase Public Official Insurance (PO) to \$5,000,000 is \$253/yr. for a total of \$621.00/yr or \$50/mo. A motion by Supervisor Fowler seconded by Supervisor Henningsgard, Motion to increase our GL Insurance and PO Insurance to \$5,000,000 for an increased cost of \$621/ year. Roll Call – Henningsgard – Aye; Fowler – Aye; Barney – Aye. Motion passed unanimously. 3 yes.

NEW BUSINESS:

Review and approve CSM presented by Michael Markee for Greg Friendshuh - 827 50th Ave
The CSM was brought before the Plan Commission with the intention of separating the house and buildings from the field. Surveyor just found out today that where they run their sewer lines, they will need an easement, so the matter was tabled to next month.

Set date for caucus: All of the town offices are up for election on April 6, 2021 so we need to set the date for the caucus to nominate people for all positions. This can take place anytime between January 2, 2021 and January 21, 2021, with them encouraging the January 21, 2021 date. Not sure how many people will show up, but This just happens to be our regular meeting night. We will need to make sure the room is set for more people to attend the meeting. **A Motion by Supervisor Fowler seconded by Supervisor Henningsgard to hold the caucus on January 21, 2021 at 7:00 p.m. Motion passed unanimously. Regular meeting to follow.**

Discuss, decide to move/pay excess budgeted monies & monies transferred for new truck to next year. We transferred \$141,120.00, and just got the 2nd Cares Grant money so have about \$13,000 extra in General Government and Public Services, but because of the two trucks, we are in the hole about \$97,000 in Public Works. So, if we pay the balance owed to Scott Construction of \$42,500. **A motion by Supervisor Henningsgard, seconded by Supervisor Fowler to move the excess monies from General Government and Public Services to Public Works and pay Scott Construction, the gopher tails and phone bill and move excess funds to equipment fund for new truck. Motion passed unanimously 3 yes.**

A Motion by Supervisor Fowler, seconded by Supervisor Henningsgard, to adjourn to January 21, 2021 which will begin following the Caucus which is scheduled to being at 7:00 p.m.

Meeting adjourned 8:50 p.m.

Respectfully submitted,

Charlie Barney
Chairman

Sally Pickard, Clerk