

**TOWN OF BLACK BROOK
BOARD OF SUPERVISORS MEETING
OCTOBER 20, 2022
7:00 P.M.**

The meeting was called to order at 7:05 p.m. by Chairman Erik Henningsgard, Supervisor II, Dale Wood, Clerk, Sally Pickard and Treasurer, Carrie Blanchard, were also present. Supervisor I seat is vacant. There were 15 people in attendance.

The meeting began by reciting the Pledge of Allegiance.

Reading of the meeting notice, pursuant to Wisconsin Stats. 19.83 was made by the Chairman.

Agenda: A motion by Supervisor Wood, seconded by Chairman Henningsgard, to approve the agenda. Motion passed unanimously—2 yes.

Minutes: A motion Supervisor Wood, by seconded by Chairman Henningsgard to approve the September 15, 2022, minutes. Motion passed unanimously. - 2 yes.

A motion by Chairman Henningsgard, seconded by Supervisor Wood to approve the vouchers and pay the bills. Motion passed unanimously – 2 yes.

CLERK'S REPORT: Election absentee voting by mail is underway. October 25th in person voting will commence. County Clerk has resigned, and election deputy is having a baby so lots going on. Comment made to the public that the voting machines here Black Brook are not connected in any way to the internet.

Working on finalizing budget information.

TREASURER'S REPORT: Beginning bank balance was \$352,850.52, with deposits of \$360.69 including \$28.20 in interest. Checks written were \$17,611.99 and \$1,930.27 was electronically transferred for St & Fed Withholding leaving a balance as of September 30, 2022, of \$333,668.95. Savings earned .01 interest for a balance of \$32.72. Achieve Money Market #13 earned interest of \$35.58 for a balance of \$61,885.35; Money Market #03 for ARPA funds earned interest of \$80.14 for a balance of \$139,372.93. Total of all accounts on September 30, 2022, is \$534,959.95.

9 outstanding checks totaling \$3,236.51

Presented new calendar for garbage and recycling and dog licensing information. We now have a PO Box 44, Amery so this is where the tax payments will be sent. It will be updated on the website and on the tax forms when they are sent out.

ROAD REPORT Taking the trucks in to get serviced for winter.

Met with a couple of dealers regarding the backhoe. Ordered filters and oil. Dealer said it should have a 2000 hour maintenance for the grader. It only has 1100 hours and it is 10 yrs old with nothing done on it. Will look at the list of things that need to be done and see if he can't just do it. Dale and Erik both commented about the great job Aaron is doing.

CHIEF'S REPORT: Will address some of the issues later on the agenda. Still working on housing issues on 3rd Ave. 25th Ave. and Hwy 46. Supervisor Wood indicated that he'd stopped, and owner's claim stuff is being sent to South Africa.

SUPERVISOR'S REPORT:

Dale Wood: Aaron was going to replace the culvert by Friendshuh's but they had the manure hose through it, so didn't want it replaced. There is talk about re-routing water, but will need to talk with DNR, however, nothing will get done until spring. Dale will talk with the county about it.

Attended the Amery/Luck Ambulance meeting. They were supposed to have a budget meeting but still so many unknown costs so didn't approve it. Clear Lake Ambulance cost is going to increase a little bit as well. Everyone in the area is looking to hire EMT's.

Tree guy is still hoping to come and demo tree cutting but waiting for more towns to get fall work done. A flyer also came in the mail for this.

PLANNING COMMISSION: Met tonight and will address the item in new business.

CHAIRMAN'S REPORT:

Talked with county zoning and they are working with us regarding the property on 3rd Ave and 25th Ave., which are currently not approved for occupancy.

Talked with the engineer and wetland delineation with the DNR on 60th Ave is done. Hope to start seeking bids in February.

Town's Association meeting next Thursday.

PUBLIC COMMENTS:

Dennis Carson complimented us on our roads and asked if we were going to be putting money away for equipment. Yes, this is something we do.

OLD BUSINESS:

- 1. Review Chapter 14 Subdivision & Planning Ordinance #2021** No additional information. **A motion by Chairman Henningsgard seconded by Supervisor Wood, to table. Motion passed unanimously. 2 Yes.**
- 2. Discussion/decision regarding work needed on 2005 loader.** Cost to repair ours is about \$18,000.00, which they think will fix it. Could be more if they find something else. Cost for a new one is about \$145,000. Trade value of our is \$17,000 as is or \$35,000 fixed, which is what the repairs are. A used 2018 one was \$89,500 with our trade. There is about 1500 hrs on ours, which is like new in machine life. Both felt it is best to fix the machine we have. Also comment on the grader to make sure screens are washed to make sure they are good to go. **A motion by Supervisor Wood, seconded by Chairman Henningsgard to get the 2005 loader repaired. Roll call Wood – aye; Henningsgard - aye. Motion passes 2 yes.**

3. **Update Discussion/decision on shed.** Didn't get a bid from anyone as to insulating the wall. There is a difference of opinion from the insurance standpoint as to whether or not we need to cover the insulation. May need to have an electrician to move some wires. Will check with Aaron Schad.
4. **Discussion/decision regarding solicitation of an engineering study to determine a potential speed reduction on 20th Ave.** Because of the fact that it is a 55 mph, speed wasn't awful, but because of construction of the road, narrow/hilly, seems to be much faster. With more development taking place in this area, the Chief's recommendation is to reduce the speed from 55 to 45 MPH from Hwy 46 to Town line. Chairman indicated that from what he read, we should do an engineering study to support lowering it. Engineer did say it could be done without study but makes us susceptible to a challenge and we could be liable. Question raised to what happens if numbers don't support reduction or require it lower than 45. Guessing if you are liable without the study, you would be liable if you don't follow the study. **A motion by Chairman Henningsgard, to engage the services of our engineer to do an engineering study at the cost of \$1500 to \$2000. For lack of a second motion dies. Will put it on agenda to discuss reduction of speed on 20th Ave.**

NEW BUSINESS:

5. Discussion/decision regarding CSM – Mark Hansen - Ed Flanum Northland Surveying. This was a 4 lot CSM along 85th and 20th which was brought before the Plan Commission for review last month. Due to interest in one of the lots, Hansen proposed to change it reducing one lot at the 2-acre minimum requirement and making the other lot larger. This was voted for approval by the Plan Commission. **A motion by Supervisor Wood seconded by Chairman Henningsgard, to approve the CSM as presented by Mark Hansen. Motion passed unanimously. 2 yes.**
6. **Discussion/decision regarding CSM for Jacob and Kristin Quist** - They need to get an easement and driveway maintenance agreement before the Plan Commission will review it. **A motion by Chairman Henningsgard, seconded by Supervisor Wood to table until the necessary documents are obtained.**
7. **Discussion/decision regarding possible sale of liquor license.** This license was established back in 1997 based on population giving the Town of Black Brook one (1) reserve liquor license. The fee for this license is a minimum of \$10,000.00. Having no real interest for 25 years, we now have two (2) parties interested in the license. Anthony & Melissa Pechacek purchased Sawmill Pizza & Brew Shed from Dustin and Emily today. Have been working with them for years and became an employee this year and started the process a year ago to purchase this venue and signed papers today. They would like to continue what they are currently doing and amplify the events, especially the wedding venue and serve hard liquor in addition to the beer they make.

Ron Anderson is the other person interested. Talked about the old Belle Cheese property on the river that he bought and has sat vacant for 25 years. Would like to build a nice lounge/bar/restaurant, "The River Deck", on this site, but he needs a liquor license to do that. The City of Amery currently does not have any liquor license available so that is why they are bringing this to us. Also complimented us on our meeting attendance.

Discussion as to what to do with the license. We are allowed to sell our license to an establishment within 2 miles. Currently, we are 51 people short for a 2nd license based on the estimate. Question is it first come first served, hold it in the town, cost is the same for whomever, like the idea of a bar on the river, however, comes down to in town/out of town. Question as to whether or not Town of Lincoln would have a reserve license. **A motion by Supervisor Wood, seconded by Chairman**

Henningsgard to keep the license in the Town of Black Brook for the Sawmill Pizza and Brew Shed. Motion passed unanimously. 2 yes.

8. **Discussion/appointment of new board member.** Supervisor I, George Fowler has resigned and rather than wait until April, feel the need to appoint someone to fill the position during the interim. Three people had expressed an interest in being on the board. Jake Macholl, Janel Belle Isle and Dirk Prindle. Also, Joe Lynch expressed interest to Dale. Jake and Janelle are here. Chairman talked with the first three and asked about availability. Wasn't aware of Joe's interest. Felt any of the three he spoke with would do a good job. This appointment will be until the caucus in January, and they will need to choose to be on the ballot for the election in April. Hard decision to make and will be looking for a new Plan Commission member if Jake is appointed. **A motion by Chairman Henningsgard, seconded by Supervisor Wood to appoint Jake Macholl to Supervisor I, position effective immediately following this meeting. Motion passed 2 yes.**

9. **Review/discussion/decision of Animal Control Ordinance.** Question raised about fees being charged to residents for animal control. How do you determine when the animal control officer should be called. Residents commented that not impressed with our current animal control officer. Wondering why we are paying someone to do this. May need to revisit language in the ordinance. Supervisor Wood willing to take on the duty to check on the complaint before calling Animal Control Officer. Chairman will reach out to Darel and tell him not to respond unless contacted by one of the board members and remove the phone number from the website. **A motion by Supervisor Wood, seconded by Chairman Henningsgard, to temporarily suspend the Animal Control Ordinance. Motion passed unanimously 2 yes.**

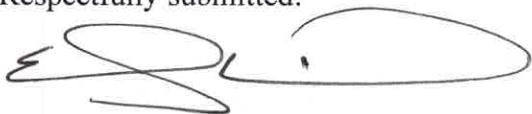
10. **Discussion/decision regarding purchase of new fuel tank** Supervisor Wood checked on the price of a 2nd fuel tank for. Cost with a meter for a 285 gal is \$2,134; 500 gal is \$2,553 and 1000 gal. tank is \$3,137.00. Is there a price break on volume. **A motion by Supervisor Wood, seconded by Chairman Henningsgard to purchase 1000-gallon tank using AARPA funds. Roll call Wood - aye, Henningsgard - aye. Motion passed 2 yes.** Supervisor Wood will set up tank delivery.

11. **Review and approve contract with Clear Lake Police Dept.** Chief presented an updated contract for their services. Nothing has changed. **A motion by Chairman Henningsgard, seconded by Supervisor Wood to approve the contract with the Clear Lake Police Dept. Motion passed unanimously 2 yes.**

12. **Set date and time for budget hearing and special meeting of electors to review and approve budget. A motion by Chairman Henningsgard, Seconded by Supervisor Wood to have the budget hearing followed by the Special Meeting of Electors, followed by the board meeting on November 17th beginning at 7:00p.m. Motion passes 2 yes.**

Meeting adjourned 8:45 p.m.

Respectfully submitted:



Erik Henningsgard, Chairman



Sally Pickard, Clerk