

REGULAR EUREKA TOWN BOARD MEETING, April 9, 2015

The regular meeting of the Town Board of the Town of Eureka was called to order by Chairman Gene Krull at 7:00 pm on Thursday, April 9, 2015, at the Town Hall.

Proper notice was given as the agenda was posted in the four designated locations of the old Town Hall, new Town Hall, EdgeTown Tavern, and River Roads Wolf Creek Bar on March 30, 2015. A notice was posted in the Tri-County North Advertiser.

Present by roll call were Chairman Gene Krull, Supervisors James Johnson and Gary Gudmunsen. Also present Clerk Melody Jacobs/Appointed Clerk Deb Dibble and Treasurer David Anderson, legal counsel Terry Dunst and public works employees Michael Woltz and James Hallgren. Others present were Randall Clark, Ron Edlund, Richard Nelson, Jason Odegaard, Paul Schneider, Marvin Caspersen, Deputy Nate Hoftender, Karyn Findlay, Jonathon Findlay, Carleen Matosky, Phil Staley, Steve Jacobs, Tim Knigge.

Gudmunsen /Johnson **moved** to revise Agenda Item 10d.b. to read 10d. Discussion/Approval of Crew Wages and Benefits.

Gudmunsen /Johnson **moved** to adopt the agenda; **motion carried.**

Gudmunsen/Johnson **moved** to approve the meeting minutes for March 12, 2015 (Regular Town Board Meeting); **motion carried.**

Johnson/Gudmunsen **moved** to approve payment of vouchers 15-106 through 15-146 amounting to \$31,727.22; **motion carried** on a unanimous roll call vote, 3-0.

The treasurer's report was reviewed. Receipts for the period ending March 31, 2015 amounted to \$229.66; cash balance on March 31, 2015 was \$227,136.30. Building Account balance as of March 31, 2015 was \$17,908.06 and New Equipment Account as of March 31, 2015 was \$22021.53.

Highway report: Chairman Krull asked the Public Works Employees for a report. Mike Woltz responded that there is more garbage than usual in the ditches and he had to spend extra time cleaning them up. Chairman Krull stated that the County Highway Department follows the state's rules for road restrictions. The state has not said when the road restrictions will be removed. Meyer's Truck has been working with the engine that misses on the truck that Mike drives, they have been so far been unsuccessful in resolving this issue.

Chairman Krull reported that the road edging shouldering on 255th, 260th and Otterslide which were paved last year has not been done. They are cold mix roads and until the road restrictions go off we do not want to drive on those roads and further damage the edges. He stated that he should be notified if road damage is observed in the Town. Paul Schneider stated he has saw some cracking and buckling in the area of 1946 200th Street between 190th and 200th Avenue. Mike Woltz replied he thought the damage was from the Cemstone trucks hauling concrete because the damage did not show until after they were viewed wrongfully driving on it. Chairman Krull stated that Cemstone was supposed to drive 210th to the private driveway; however, once they unloaded they were viewed driving on 200th to County Road I on at least two out of ten trips. The Chairman will contact Cemstone to discuss repair of the road. Mike and Jim have been patching potholes and they will also patch that area.

Chairman Krull reported that he will order the signs for Horseshoe Lake Road.

Chairman Krull gave the Chairman's report:

Chairman Krull reported on the 190th Street Tire Issue. He received a letter from Bakke Norman with a Notice of Motion and Motion for Judgment and Injunctive relief in the Polk County vs Lysdahl et al matter. The hearing is scheduled before the Honorable Molly E. GaleWyrick on Thursday, April 30, 2015 at 1:00 pm. The motion moves the Court for judgment of forfeitures and injunctive order in favor of Polk County and against the defendants. This involves the Zoning Department.

Chairman Krull stated that we have moved into the New Town Hall and a few minor items need to be completed. The air conditioning will be installed after the final inspection. A section of asphalt, from the east side of the addition to the garage apron, needs to be removed and lowered to direct the water away from the building. Once this is completed, the sidewalk and steps will be poured. The inspector said the exit door latches need to be replaced with panic bars. The building plan had been approved with the current door latches. The Chairman has asked the contractor to contact the state to find out what is acceptable.

Chairman Krull reported that he has a check for the earnest money on the purchase of the old Town Hall. The Offer to Purchase has been signed and Kevin Austad's attorney is reviewing it. Once that is complete, the closing date will be set.

Citizen Comment Time:

A citizen thanked the Public Works Employees for cleaning out the culverts.

Business:

Chairman Krull announced that the Annual Town Meeting will be Tuesday, April 21, 2015 at 7:00 pm at the Town Hall.

Chairman Krull announced that the Open Book will be Thursday, May 7, 2015 from 4:00 pm to 6:00 pm at the Town Hall.

Chairman Krull announced that the Board of Review will be Wednesday, May 27, 2015 from 4:00 pm to 6:00 pm at the Town Hall.

Chairman Krull stated that a motion needed to be made to move Agenda Item 10.d.b in a closed meeting to Discussion/Approval in the regular business section. Supervisor Johnson/Gudmunsen **moved** to give the crew a 10% raise, with 5% starting now and the other 5% starting on the first paycheck in January 2016 based on their hourly wage today; **motion carried**. Supervisor Johnson stated that he would like to give the crew a raise to help offset their new pension. He stated that their yearly wage is down about 18%. He stated that this year's budget would cover the immediate 5% increase.

Chairman Krull asked for discussion, there was no comment. He stated that the comment he wanted to make was the 5% now, could and should be acceptable. However the fact that they are a "lame duck" board, he felt that the second 5% should be left up to the new board to decide if they want to give them a raise effective January 1, 2016. Due to the fact that it will be a new budget and a new board and they are the people who should be making that decision. Supervisor Johnson stated they are still a board and they can make the decisions. He said there are a lot of things that have been left for the new board to deal with such as street maintenance and such and he feels it is fair and it is only 10% compared to 18-20%. Just to be fair to the crew. **Motion carried on a roll call vote, Supervisor Johnson –Yes, Chairman Krull – No, Supervisor Gudmunsen – Yes.** Chairman Krull announced, **motion carried**, one with the next paycheck and the second 5% starting with the first paycheck in January 2016 based on their current hourly wage.

Randy Clark asked to have Attorney Dunst explain why there was not a Conflict of Interest for the above motion. Attorney Dunst replied that Wisconsin state law states that except for the spouse, it does not include relatives whom you do not support or who do not support you. Since the motion applied to all employees, it is probably a safe assumption to make that it is a legal motion.

Agenda Items for the Next Board Meeting – May 14, 2015

Discussion/Approval – Supervisor Johnson requested to ask in an open session to go into a closed session to discuss the relationship between the Chairman and highway crew members.

There being no further business, Gudmunsen/Johnson **moved** to adjourn the meeting; **motion carried** and the meeting adjourned at 7:41 pm

Minutes prepared by Deb Dibble, Town Clerk.