Village of Balsam Lake Village Board of Trustees

Regular Meeting of Trustees Monday, May 6th, 2024 6:00 p.m. – 9:05 p.m.

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Meeting called to order by President Jim Duncan.

Village Trustees sworn into office: Gary Johnson, Corby Stark, and Jamey Flaherty.

Members present on roll call: Jim Duncan, Jamey Flaherty, Kellie Flaherty, Gary Johnson, Jena Paquette, Len Manning, Corby Stark.

Others present: Paul Mahler, Mark Anderson, Jennifer Delgado, Jeff Nusbaum, Linda Heimstead, Eric Jorgensen, Chris Nelson, Denny Aubin, Duane Hajek, Mathew & Catherine Chenoweth, Josh Yunker, Adam Jarchow, Wayne Hendrickson, Dorine Hendrickson, Wes Hendrickson, Morgan & Karen Nelson.

Public Comments:

To consider and possibly act to approve the May 6th, 2024 Regular Board Meeting Agenda. **Motion by Corby Stark to amend the May 6th**, 2024 Regular Board Meeting Agenda by moving agenda items #21-23 to agenda items 7.1-7.4. Second by Len Manning. All in Favor. Carried. Motion by Corby Stark to approve the amended May 6th, 2024 Regular Board Meeting Agenda. Second by Len Manning. All in Favor. Carried.

To consider and possibly act to approve the April 1st, 2024 Regular Board Meeting minutes, April 15th, 2024 Special Board Meeting minutes. It was noted there was an error in the Protection Committee Meeting Minutes published in March 2024. Motion by Len Manning to approve the April 1st, 2024 Regular Board Meeting minutes. Second by Gary Johnson. All in Favor. Carried.

Motion by Kellie Flaherty to go into closed session pursuant to Wisconsin Stature 19.85 exemptions (1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session <u>Discussion on Old County Highway Property.</u> Second by Jamey Flaherty. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

To consider and possible act to go into open session. Motion by Len Manning to go into open session pursuant to Wisconsin Stature 19.85 exemptions (1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session <u>Discussion on Old County Highway Property.</u>
Second by Corby Stark. All in Favor. Carried.

To consider and possibly act on closed session discussion items. Motion by Len Manning to have Developer pay 50% of Village assumed and 50% of all future development expenses for the sale and development of the old county highway property. Second by Kellie Flaherty. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

Library Director Report- No report submitted.

Fire Chief Report given by Fire Chief Mark Anderson. This past month there were 15 Resue Runs and 2 Fire Calls. Chief reports one person will be attending EMR training at the end of the month. Chief also reports he is working with Milltown and Centuria regarding merging fire departments.

Discussion and possible action regarding Fire Protection and Emergency Services Agreement with Balsam Lake Township. Motion by Len Manning to approve the Fire Protection and Emergency Services Agreement with Balsam Lake Township. Second by Gary Johnson. All in Favor. Carried.

To consider and possibly act to approve CUP Application #86, Mabry Living Trust, 510 150th Street, Josh Yunker. Motion by Corby Stark to approve CUP Application #86, Mabry Living Trust, 510 150th Street. Second by Kellie Flaherty. All in Favor. Carried.

Discussion and possible action regarding rezoning a portion of parcel 106-00550-0000 Duane A Hendrickson Revocable Trust. Motion by Jamey Flaherty to approve rezoning 400 feet from road right of way of parcel 106-00550-0000 to Highway Commercial. Second by Len Manning. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

Discussion and possible action regarding request from Matthew Chenoweth regarding Village owned lake access on Mill Pond. The Chenoweth family would like the village to consider putting in a dock on the Village owned Mill Pond access. Item was referred to the Parks Committee.

Chamber of Commerce Report- No Report submitted.

To consider and possibly act to approve Street Closure Permit #24-01 *modification*, KJ's New North. **Motion** by Len Manning to approve modification to Street Closure Permit #24-01. Second by Corby Stark. All in Favor. Carried.

To consider and possibly act to approve Amplified Device Permit Application #3072, KJ's New North. **Motion** by Jamey Flaherty to approve Amplified Device Permit #3072, KJ's New North. Second by Kellie Flaherty. All in Favor. Carried.

To consider and possibly act to approve Vendor Permit Application #24-27, KJ's New North. **Motion by Corby Stark to approve Vendor Permit Application #24-27**, KJ's New North. **Second by Kellie Flaherty**. **All in Favor. Carried**.

Discussion and possible action on trash & porta potty services for Corn on the Curb event, KJ's New North. Motion by Len Manning to approve Corn on the Curb event coordinators can dump their event trash in the Village dumpsters and approves the Village donating \$100.00 to the event to help fund a porta potty. Second by Jena Paquette. All in Favor. Carried.

To consider and possibly act to approve Fence Permit Application #24-18, 105 Perry Mound Road, Mary Jo Nissen. Board was ok with the height of the fence however concerns were heard regarding how close to the property line the fence would be to the neighbors as it could limit the neighboring property owners' access to make repairs to their buildings. ***Item is under further review pending Zoning Administrator & Attorney Review**** Shall be tabled until further review.

To consider and possibly act to go into closed session pursuant to Wisconsin Statute 19.85 exemptions (1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting others specified public business, whenever competitive or bargaining reasons require a closed session. Discussion and possible action regarding utility easements for water treatment plant. Motion by Kellie Flaherty to go into closed session pursuant to Wisconsin Statute 19.85 exemptions (1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting others specified

public business, whenever competitive or bargaining reasons require a closed session. <u>Discussion and possible action regarding utility easements for water treatment plant.</u> Second by Corby Stark. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

To consider and possibly act to go into opens session. Motion by Len Manning to go into open session. Second by Corby Stark. All in Favor. Carried.

No statement made coming out of closed session.

To consider and possibly act to approve utility easements for water treatment plant project. Motion by Len Manning to approve utility easements for water treatment plant for the Duane A. Hendrickson Revocable Trust and Morhub of Wisconsin LLC. Second by Corby Stark. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

Discussion and possible action on bid award for Water Treatment Plant project, Jeff Nussbaum. **Motion by** Len Manning to award WTP project to Staab Construction Corporation for a total base bid of \$3,863,000.32. Second by Jena Paquette. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

To consider and possible act to approve construction engineering and startup services contract with SEH, Jeff Nussbaum. Motion by Corby Stark to approve the Supplemental Letter Agreement for SEH for construction engineering and startup service costing \$550,000.00. Second by Jamey Flaherty. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, yes; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

Police Chief Report- No report submitted.

Discussion and possible action regarding proposed Animal Control/Animal Humane Officer Agreement, Darel Hall. Item tabled.

Public Works report was given by DPW David Patterson.

Sewer/Water/M&E Committee Report was given by Len Manning.

To consider and possibly act to approve paint color for water tower project. **Motion by Len Manning to approve painting the Village water tower Safety Red. Second by Corby Stark. All in Favor. Carried.**

Discussion and possible action regarding sewer line rehabilitation project, David Patterson. The Village hired Visu-Sewer to repair sewer lines on West Mani Street. Through inspecting the sewer line, it was noted there has been more damage to the line that may or may not be fixable. Visu-Sewer notes, they just wanted the village to be informed before starting the repairs. No action was taken.

To consider and possibly act to approve the 2023 Consumer Confidence Report, Tim Moore. David Patterson presented the 2023 Consumer Confidence Report. Motion by Kellie Flaherty to approve the 2023 Consumer Confidence Report. Second by Jena Paquette. All in Favor. Carried.

Parks Committee Report was given by Kellie Flaherty.

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Discussion and possible action on tree carving in Pine Park. Motion by Corby Stark to send item back to committee. Second by Gary Johnson. All in Favor. Carried.

Discussion and possible action regarding marketing Village owned property near the industrial park. **Motion** by Len Manning to approve LoopNet subscription for marketing parcels located near the industrial park. Second by Gary Johnson. All in Favor. Carried.

Discussion and possible action on request from Luana Kuehn. Motion by Corby Stark to approve letter of resignation from Luana Kuehn. Second by Kellie Flaherty. On Roll Call: Jim Duncan, yes; Corby Stark, yes; Gary Johnson, yes; Jena Paquette, yes; Len Manning, no; Jamey Flaherty, yes; Kellie Flaherty, yes. Carried.

Finance Committee Report was given by Jim Duncan.

To consider and possibly act to approve April 30th, 2024 Treasurers Report. Motion by Corby Stark to approve the April 30th, 2024 Treasurers Report. Second by Jena Paquette. All in Favor. Carried.

Building Permit Log Report was reviewed.

May Meetings: Monday 20th, Streets & Buildings Committee @ 5:00 p.m., Labor Committee @ 6:00 p.m., Public Protection Committee @ 6:30 p.m.

Board of Review, Thursday May 30th, 2024 from 4:00 p.m.-6:00 p.m. Board Members assisting are: Gary Johnson, Jena Paquette, Jamey Flaherty.

No announcements.

Motion by Kellie Flaherty to adjourn. Seconded Jena Paquette. Carried. 9:05 p.m.

unapproved minutes

Amy VanDeBrake, Clerk Treasurer