



**VILLAGE BOARD MEETING
MONDAY, JANUARY 16, 2023 AT 7:00 P.M.**

Lake Hallie Municipal Building
13136 30th Avenue
Lake Hallie, WI 54729

MINUTES

1. Meeting called to order according to Chapter 19.84 and 19.85 (1) (c) and (g) of the Wisconsin State Statutes by President Spilde at 7:00 p.m.

2. Roll Call: Mr. Greenwood, Mr. Johnson, Mr. Spilde, Mr. Berg, and Mr. Lehmann all present. Attorney David Raihle also in attendance.

3. Pledge of Allegiance.

4. Approval of the January 16, 2023 Agenda as presented

Mr. Berg made a motion to approve the January 16, 2023 Village Board Meeting Agenda as presented, seconded by Mr. Johnson. Motion carried on unanimous voice vote by members present.

5. Public Comments: Public comments are limited to two (2) minutes and will be limited to issues that have an impact on the Village of Lake Hallie. An exception to the two (2) minute limit may be made at the discretion of the Village President.

No comments from the public in attendance.

6. Committee/Department Reports:

A. Board Member Reports

Mr. Spilde informed the board that Clearwater Cabinetry sold year-end 2022 and the Village was able to collect all past due guaranteed tax payments owed.

B. Police Chief/Police Commission Update

Mr. Spilde stated that Chief Orgon was unable to attend the meeting although provided the following monthly activity report for December 2022:

Squad Mileage	Current	Last Month	Patrolled
2014 Marked Charger (14)	137,839	137,134	705 Canine Squad
2015 Detective Journey (16)	98,446	97,936	510 Det. Bowman
2016 Chief Explorer	74,816	74,669	147 Chief
2017 Marked AWD Utility (17)	141,769	140,641	1128 Sgt. Rathke
2018 Marked Charger (18)	91,320	90,065	1255 Overnight Patrol
2018 Marked Charger (19)	67,234	65,427	1807 Afternoon Patrol
2020 Marked Charger (20)	29,780	27,847	1933 Evening Patrol
2021 Marked AWD Utility (21)	24,0004	21,253	2751 Night Patrol
Miles Patrolled Total – 10,236			

Complaints and Activities 28 Vehicle Crashes 18 Alarms and 911 Calls/Misdials 10 Animal Complaints 66 Assist Citizen/Motorist 17 Assist other Agencies 6 Battery/Disorderly/Harassment 3 Property Located 10 Burglary/Theft/Robbery 6 Child Custody/Domestic Disturbances 0 Missing Persons/Property 5 Crisis Interventions/Suicide Attempts 7 Civil Disputes & Building Checks 0 Damage to Property/Vandalism 6 Drug Related Complaints 16 Traffic Hazards 21 EMS/Fire Calls/Death 8 Fraud/Identity Theft/Fraudulent Activities 9 Juvenile Related Complaints 2 Noise/Music Complaints 7 Probation/Court Order/ Complaint 1 Sexual Assaults/Abuse of Vulnerable 37 Suspicious Circumstances 20 Traffic Complaints 11 Crimes – Other 3 Recreational Related/Trespassing 11 Municipal Code & Parking Total – 328 Total

Arrests/Citations 8 Driver License (Susp/Revoke/None) Viol. 3 Operate while Intoxicated 4 Vehicle Registration 0 Child/Seatbelt Violations 7 Insurance Related Violations 8 Speeding 0 Hit and Run/ Failure to Notify 2 Too Fast/Inattentive/Too Close 2 Miscellaneous Traffic Citations 3 Failure to Obey Sign/Signal 1 Underage Drinking/Tavern Related Offenses 17 Warrant/Probation/Parole Arrest 0 Damage to Property 3 Other Ordinance Violations 7 Battery/Disorderly Cond/Resisting/Obstruct 2 Theft of Property/Vehicle 0 Burglary/Robbery/Trespass to Dwelling 0 Financial Crimes 15 Drug Related Arrests 1 Sexual Assault/Child Crimes 2 Reckless/Disorderly Driving 2 Other Criminal/Weapons Total – 87
Total Traffic Stops: 79 Written Traffic Warnings: 9 Issued Parking Citations: 37 Amount of Property Damaged/Stolen: \$15,611 Property Recovered: \$1,423

C. Public Works Department Update

Public Works Supervisor Derek Schad provided the following report to the Village Board: • We have been on the roads plowing and treating more than the last 7 years at this point of the year • Have used more than 700 ton of salt/sand this year • The guys are keeping up with signs and mailboxes being knocked down • Getting potholes filled when the weather allows • No major breakdowns on the equipment this year. Endloader is a huge improvement and time saver • We have installed 2 meters • Had the sanitary survey with the DNR on Thursday • Well #5 is progressing • The Cluster is running good.

7. New Business:

A. Public Hearing – Discussion/approval

Variance Petition #2022-0012 Petitioner: Francis & Debra Gwiazdon

To allow unpermitted accessory structure(s) not meeting the required rear and side yard property line setbacks

Mr. Spilde opened the public hearing at 7:16 p.m. for Variance Petition #2022-0012, Petitioners Francis and Debra Gwiazdon. This variance was to allow unpermitted accessory structures not meeting the required rear and side yard property line setbacks. Mr. Lehmann stated that according to the staff report as provided by Chippewa County Planning and Zoning, during an on-site inspection for a sanitary replacement it was observed that a yard shed had been constructed over an old drain field area and that no permit had been issued for the larger shed on the property. In addition to the larger shed being placed without a permit, an additional small shed near the road and a pergola type structure over the patio were not permitted. Violation letters were mail to the Gwiazdon household with corrective action items that needed be completed for the violations. Mr. Tony Roder, Chippewa County Planning & Zoning, met with the Gwiazdon household to determine whether adequate setbacks could be met for the structures to remain on the property. It was determined that if the large shed was moved south and east it was possible to meet the 10-foot setback for the rear and side lines. The small shed by the road however would not be able to remain on the property as setbacks could not be met. Instead of moving/removing the structures, the Gwiazdon's chose to come before the Village board for a variance to allow the structures to remain as is on the property. Mrs. Gwiazdon spoke to the board on the septic system replacement, increasing size from 2 lines to 4, now occupying most of the green space of their yard and that when the sheds were placed on the property, did not realize that a permit was required as they are not permanent structures. Mr. Spilde closed the public hearing at 7:23 p.m. Mr. Lehmann made a motion to deny Variance Petition #2022-0012; Petitioners Francis & Debra Gwiazdon based on Chippewa County Planning & Zoning staff recommendations of a hardship does not exist, it is not unnecessarily burdensome for the property owner to comply with the regulations and in this case, was a self-created hardship, seconded by Mr. Berg. Motion carried on unanimous voice vote by members present. With the denying of this variance, the property owner will still be required to obtain the necessary permit for the structures on the property and shall bring the fence on the property into compliance with the fencing requirements by either modifying the height or placing the panels at least 30' from the road right-of-way.

B. Discuss/approve final pay request to Haas Sons, Inc. as approved by Ayres Associates in the amount of \$19,236.02 for the completion of the 40th Avenue Project

Ms. Lisa Fleming and Mr. Brian Lambert, Ayres Associates appeared before the board with the final pay application to Haas Sons, Inc. on the 40th Avenue turn lane project. Ms. Fleming has stated in the past, when the 40th Avenue turn lane project was complete, it would be time for her retirement. Ms. Fleming then introduced Mr. Lambert as her replacement as Senior Project Manager for Ayres Associates due to keeping her word and announcing her upcoming retirement from Ayres Associates on March 31, 2023. Ms. Fleming proudly stated all signs are installed; the office of the Commission of Railroads has signed off on the project and the pay requested presented was the closeout of this project.

Mr. Berg made a motion to approve the final pay request to Haas Sons, Inc. as approved by Ayres Associates in the amount of \$19,236.02 for the completion of the 40th Avenue Project, seconded by Mr. Johnson. Motion carried on unanimous voice vote by members present. The Village board members congratulated Ms. Fleming on her

upcoming retirement, wished her well and thanked her for the great working relationship between the Village and her (Ayres Associates).

C. Discuss/approve offer to purchase of Western Snowplow in the amount of \$500.00 from Chad Halterman, Stanley

Mr. Berg made a motion to approve the offer to purchase of Western Snowplow in the amount of \$500.00 from Chad Halterman, Stanley, seconded by Mr. Greenwood. Motion carried on unanimous voice vote by members present. Mr. Berg wanted to go on record stating that he felt the Village should contract with a company to remove the wiring/controls from the pickup and the expense to be incurred by Mr. Halterman as he expressed concerns that we wanted to be sure that all lights etc., were in working condition after the removal. Public Works Supervisor stated that he knows Mr. Halterman personally, did this type of work as a living and was not concerned with the removal.

8. Old Business:

A. Continual discussions/update on Village of Lake Hallie Spring Election Referendum questions
A letter from Robert Teuteberg was received on January 4, 2023 expressing concerns on the Village referendum; information on an in-depth look at municipal funding was provided; a 5-year capital roads improvement plan was updated by Public Works Supervisor Schad. Continual discussions on the referendum will take place at each board meeting to educate the public on the Village's needs. Mr. Berg asked that the Village facebook page get back into working status as a means of providing information to the residents of the Village.

9. Approval of Minutes: Minutes are unapproved & changes could be made when it is addressed during the meeting.

A. January 3, 2023 Village Board Meeting Minutes

Mr. Lehmann made a motion to approve the January 3, 2023 Village Board Meeting Minutes as presented, seconded by Mr. Greenwood. Motion carried on unanimous voice vote by members present.

10. Finance:

A. **Treasurer's Report: (Usually 2nd Meeting of each Month)**

1. December, 2022 Treasurer's Report
2. December, 2022 Profit & Loss Statement
3. December, 2022 Investment Summary

Mr. Berg made a motion to approve the December 2022 Treasurers Report as presented, seconded by Mr. Lehmann. Motion carried on unanimous voice vote by members present.

B. **Claims & Disbursements.**

1. Rescind motion on approval of January 3, 2023 Claims & Disbursements
2. Approval of the January 3, 2023 Check Register in the amount of \$227,227.06 (General Fund Checks #39062-39100 Tax Collection Refund checks #3670-3687)
3. January 16, 2023 Check Register in the amount of \$2,603,706.79 (check range #39101-39154 Tax Collection check #3688-3703)

Mr. Lehmann made a motion to rescind the motion on the approval of the January 3, 2023 Claims & Disbursements, seconded by Mr. Johnson. Motion carried on unanimous voice vote by members present.

Mr. Lehmann made a motion to approve the corrected January 3, 2023 check register in the amount of \$227,227.06 (General Fund Checks #39062-39100 Tax Collection Refund checks #3670-3687), seconded by Mr. Berg. On roll call vote, Mr. Lehmann, Mr. Berg, Mr. Greenwood, Mr. Johnson and Mr. Spilde voting aye. Motion carried.

Mr. Lehmann made a motion to approve the January 16, 2023 Check Register in the amount of \$2,603,706.79 (check range #39101-39154 Tax Collection check #3688-3703), seconded by Mr. Berg. On roll call vote Mr. Lehmann, Mr. Berg, Mr. Greenwood, Mr. Johnson and Mr. Spilde voting aye. Motion carried.

11. Licensing:

A. **Operator(s):**

1. See Attached

B. Social Use Permit/Temporary Class “B” Retailer’s License (Village Hall Rental/Park Rental):

1. Katlyn Miller @ 11879 North 16th Avenue, Lake Hallie – Baby Shower on February 4, 2023
2. Crystal Hartman @ 13259 37th Avenue, Lake Hallie, WI 54729 Wedding Reception on September 23, 2023

Mr. Berg on single vote, made a motion to approve and Operators License to Soren Johnson and Social Use Permits to Katlyn Miller @ 11879 North 16th Avenue, Lake Hallie – Baby Shower on February 4, 2023 and Crystal Hartman @ 13259 37th Avenue, Lake Hallie, WI 54729 Wedding Reception on September 23, 2023, seconded by Mr. Greenwood. Motion carried on unanimous voice vote by members present.

12. **Convene** to closed session under 19.85 (1) (c) considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility **and (g)** conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Former Detective Meyers Duty Disability Application).

Mr. Greenwood made a motion at 7:39 p.m. to convene to closed session under 19.85 (1) (c) considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility **and (g)** conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Former Detective Meyers Duty Disability Application), seconded by Mr. Berg. Motion carried on unanimous voice vote by members present.

13. **Re-convene** to open session. Announce any action taken in closed session.

Mr. Lehmann made a motion at 8:08 p.m. to reconvene to open session, seconded by Mr. Berg. Motion carried on unanimous voice vote by members present.

Action of closed session: Mr. Lehmann made a motion to **deny** the Duty Disability Application submitted by Former Detective Adam Meyers, seconded by Mr. Johnson. Motion carried on unanimous voice vote by members present.

14. **Adjournment.**

Mr. Berg made a motion at 8:10 p.m. to adjourn, seconded by Mr. Johnson. Motion carried on unanimous voice vote by members present.

Respectfully submitted;

Kris Fitzsimmons
Clerk-Treasurer