

MINUTES OF TOWN OF PACIFIC BOARD MEETING

Tuesday, July 21, 2020 6:00 PM Held at the Pacific Town Hall

Call to Order: The regular meeting was called to order by Chairman Devine at 6:00 p.m.

Roll Call: Chairman William Devine and Supervisors Irma Brockley, Craig Cawley and Steve Paulk were present.

Others Present: Treasurer Mark Zimmerman, Clerk Marlo Gustafson, Town Attorney John Miller, Town Engineer Robert Roth, newly appointed County Board Supervisor Brad Cook, Julie Kayartz, and Colin Greig were also present.

Verification of Public Notice: Clerk verified public notice was given on July 16, 2020.

Town Agenda: Motion by Cawley/Brockley to approve the agenda as posted. All in favor by call of roll.

Prior Month's Town Board Minutes: Motion by Cawley/Paulk to approve the minutes of June 16, 2020 and June 29, 2020 as presented. All in favor by call of roll.

Moment of Silence: A moment of silence was observed for Town Board Supervisor and Plan Commission member George F. Beasley who passed away on July 3, 2020.

Amend Order of Agenda: Motion by Cawley/Brockley to amend the order of the agenda. All in favor by call of roll.

Introduction of County Board Supervisor Brad Cook: Chairman Devine recognized the newly appointed County Board Supervisor for District 13, Wards 1-3 for the Town of Pacific. Brad Cook introduced himself with a brief background of his personal life and explained that he was appointed to fulfill Dan Drew's term due to Dan's resignation from the position.

Northern Natural Gas – Work in Town Right-of-Way and Erosion Control Permits: Town Engineer Robert Roth briefly explained the project and ensured that his office will observe that all higher-level permitting is completed. Motion by Brockley/Cawley to approve permits. All in favor by call of roll.

Lakeside Park Survey Quotes: Late last year survey proposals were collected from three qualified firms for specified scope of work within the Lakeside Park area. The scope of work provided to each firm is listed in Town Engineer Robert Roth's Report dated December 12, 2019. It was discussed that a plat of survey or a right-of-way plat map would be the same thing with the same certification. Motion by Cawley/Paulk to accept the quote from Paulson & Associates and give Chairman authorization to sign the contract. All in favor by call of roll.

Building Permits Report: Reviewed.

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Road Report: Seal coating and crack filling will be done near the end of this month.

Cemetery Report: Douglas Herrick purchased Lot 1 on Grave 173. The trimmer died and needs to be replaced.

Recycling Center Report: No complaints. Roger quit after 13 years and the staff is filling in for him until a replacement is found. Minutes were provided from June Solid Waste Committee meeting.

Sheriff's Report: There were 153 calls in June.

Building & Grounds Report: Nothing new to report.

Correspondence: The Town recently received notification from the Columbia County Humane Society that they are having the dog kennel floors repaired and sealed and will not be able to offer services for stray dog housing or dog intakes of any kind from July 15th through July 28th. Normal services are expected to resume on July 29th. Supervisor Cawley volunteered to be the contact person if any calls come in regarding a need for housing for a stray dog.

Town Attorney John Miller contacted the Wisconsin Towns Association regarding the ongoing question on whether a Town Board Supervisor could legally hold two Town Board Supervisor seats simultaneously. WTA Legal Counsel provided information that explains that, although Wisconsin law allows for one person to appear on the ballot for more than one local nonpartisan office at the same election, under Wis. Stat. § 8.03(2m), the common law doctrine of incompatibility of offices prohibits one person from holding both offices at the same time. If elected to more than one office, a candidate would have to select only one office to accept. This creates a vacancy after the election in any office that was declined. Any vacancies would be filled using the process under Wis. Stat. § 17.25.

Report from Town Plan Commission: Draft minutes were provided from the July 7, 2020 Plan Commission meeting.

Public Comments: Resident Colin Greig again mentioned that he still does not understand why the law allows for one person to run for two offices on the same ballot, especially when they cannot accept both positions. Chairman Devine told him that it is a state law and he could address it with the state legislature.

Treasurer's Report: Motion by Cawley/Brockley to accept the Treasurer's Report. All in favor by call of roll.

Payment of Current Bills: Motion by Brockley/Paulk to approve payment of current bills with checks numbered 15504 through 15529 and electronic draws 20-40 through 20-45 in the amount of \$31,302.20. All in favor by call of roll.

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Investment Report: Supervisor Brockley reported that the recently matured investment of \$250,000.00 was reinvested at F & M Bank for 24 months at .90%. The next investments are coming due in October and November.

Town Ordinance 81-5 Compensation; expenses: The Town Plan Commission discussed and recommended to the Town Board to look at paying the Plan Commission members when a meeting is cancelled. Motion by Cawley/Paulk to change the ordinance and approve a salary for Plan Commission members. Brockley and Cawley voted no, Paulk voted yes, and Chair Devine abstained due to being a Plan Commission member. Motion failed.

Alcohol Beverage License Application and Agent Appointment: An application for a "Class B" fermented malt beverage/intoxicating liquor license was filed by Rendezvous at Saddle Ridge, LLC, Margaret Druce as Agent. Motion by Cawley/Paulk to grant and issue the license and approve the agent. All in favor by call of roll. Clerk explained that the license will not be formally issued until the Fire Department and Building Inspector reports are filed in the Town Clerk's office.

Operator License Applications: Applications were received from the following: Tiffany Dorn, Taesha Sau, Julia Schmitz, Rebecca Sersch, Alexis Lentz, Margareta McKinnon, Shan Moran, Winnifred Schumann, and Jeremy Thoren. Motion by Cawley/Paulk to approve as presented. All in favor by call of roll.

Resolution 2020-R1 Honoring Plan Commission Member Joseph Duesler: Motion by Cawley/Paulk to approve as presented. All in favor by call of roll.

Resolution 2020-R2 Honoring Town Board Supervisor George F. Beasley: Motion by Cawley/Paulk to approve as presented. All in favor by call of roll.

Purchase of Trimmer: Motion by Brockley/Paulk to approve Supervisor Cawley's purchase of a trimmer. All in favor by call of roll.

Other Reports: Supervisor Brockley brought up an issue at the end of Blank Road. Many cars are parking along the road and many people are swimming during hours when the "beach" is closed. No decisions were made.

Adjourn: Motion by Cawley/Paulk to adjourn at 6:51 p.m. All in favor by call of roll.

Marlo Gustafson, WCMC
Town Clerk