**Town of Clayton**

**Monthly Meeting Minutes**

**April 12, 2018**

Chairman Bill Vanda called the posted meeting to order at 7:00 pm. Also present were Supervisor Arling “Ole” Olson, Supervisor Jake Balog, Supervisor Roger Olson, Supervisor Scott Gilbertson, Treasurer Debbie Elmer, Clerk Tracy LaBlanc, and Roadman Jamie Wood. Also present were 20 residents and 18 non-residents.

The Clerk presented a signed affidavit as to where and when the meeting was posted.

**Minutes** – Roger moved, with a second by Ole to accept the March 8, 2018, regular meeting minutes. Motion carried.

**Treasurer’s Report**- shows a balance of $2461.32 in the checking and $362,604.98 in the Money Market account for a total of $365,066.30. Jake moved, with a second by Scott to accept the Treasure’s report as presented. Motion carried. Deb also explained to the board that she had gotten an email/text from someone posing as Bill Vanda using Bill’s email and they asked her to transfer a large sum of money to specific place and she double checked with Bill and the bank and emailed the sender back and stated that the bank said all is fine, she didn’t get caught by this scam she just wanted to let the board know about it in case they wanted to pursue it further.

**Bill Payment** – Scott moved, with a second by Ole to approve payment of voucher #13107 to #13145, and pay the State & Federal Withholdings & WRS for a total of $38,269.13. Motion carried.

**BUSINESS:**

**\*MIKE & REBECCA MUMM- DISCUSS LIQUOR LICNESE & TEMPORARY USE PERMIT FOR MUMM BARN-** Rebecca handed out a packet to the board members, in this packet was a timeline of different correspondences relating to the project to date for the Mumm Barn along with copies of the assembly bills relating to barn venues still waiting to be passed by the state/senate, a copy of the Use and Occupancy of Repurposed Agriculture Buildings letter from DSPS, different statutes relating to temporary use permits, copies of zoning changes approved by the town board and zoning, a copy of a temp use permit issued by Fire Chief Grant Pickard back in 2016, a fire inspection report from 2017, and a letter from Fire Chief Don Kittelson regarding the temp use permit that was issued in 2016. Rebecca explained they are here to petition the town board for a temporary use permit to operate in 2018, she spoke about the bills that are waiting to be passed by the state/senate, she stated they are a private event only venue, they operate 6 months/yr., the max number of events they can have in a season is 26-30, their proposed hours of operation will be 396 hrs. which is 4.5% of the year and they have 13 events scheduled this year. Bill then turned it over to Jim Price the town building inspector to address the assembly bills and the issuance of a temp use permit. Jim stated he has no information to go on at this time, and he is taking notes as he wasn’t involved in this project prior to now as he didn’t have the authority with the town as a commercial inspector to be involved when the project started. Jim stated he can’t just issue a temp use permit- he won’t do it, - he needs documentation, design plans, applications, etc. for this project before he can/will do anything. Mike Mumm asked what has changed with this project and who is changing it, is Don Kittelson and why, it feels like a personal vendetta to us? Bill mentioned that they couldn’t produce the necessary documents that is why Don took the approach he did. Lengthy confrontational discussion was had between the town board, the Mumm’s, town/village residents and the building inspector on this issue. Jim stated the bottom line is he has to work with what the laws are today pertaining to this type venue, he can’t go off what might be passed down the road and he will not put his license on the line nor the town in jeopardy over this without the proper documentation. After further discussion Mike Mumm stated it’s obvious that this group isn’t willing to work with us on our project. Rebecca stated she has clients booked and they need some way to operate this year that is why they are here. Jim & Bill informed the Mumm’s of the information they need and the paperwork that is required to move this forward. Question was asked by public if a temp use permit could be issued for the Mumm’s to operate until they can provide the board/building inspector with the proper documentation that is required to operate? Bill stated there is a possibility that can take place, if you provide the documentation required. Jim stated to the board that if they want to issue a temp use permit then they should get a legal opinion on this, so the town/building inspector aren’t held liable in anyway until the proper paperwork/permits can be filed. After further discussion, Jim requested that the Mumm’s get him as much documentation as soon as they can so he/they can work towards getting them issued a possible temp use permit, to work towards the final permitting they need to operate legally and avoid the need for temp use permits in the future. Ole stated if they start the application process with Jim now then he will personally make a motion to issue the temp use permit, and he will also talk to legal counsel tomorrow.

\***APPROVE WTA DUES**- Scott moved with a second by Roger to approve payment of the 2018 WTA dues. Motion carried.

\***APPROVE CEMETERY/HALL/BEACH MOWING PRICE**- After some discussion on this Jake moved, with a second by Roger to approve the mowing price at $150/time to mow the cemetery/hall/beach and collect beach garbage and bring it to the hall when needed. Scott abstained from voting, remaining board carried the motion.

**DEPARTMENT REPORTS:**

**ROADMAN’S Report**- Jamie is still plowing snow, he had a few nice days and patched some potholes. He has also done some ditch mowing. Jamie has been getting equipment ready. Jamie mentioned there was a water main that broke on Magnor Lake Lane, he assisted the village with this. Jamie & Roger attended another seminar for Monarch and Digger’s hotline. Jamie brought up that 2 new tires are needed on the grader, he looked into prices with 3 different places, Pomps, Nobles, Farm Service and found Pomp’s was the cheapest place to get them, after some discussion on this, Scott moved with a second by Ole to purchase the 2 new tires for the grader and repair the tractor tire as well. Motion carried. Jamie will order them tomorrow. Jamie mentioned trash day is coming up on May 12th.

**ROADWORK PLANS FOR 2018-** The town board will take their annual road tour on April 28th at 8am to decide the roadwork plans for 2018.

**CLERK’S Report**- Clerk Tracy administered the oath of office to Jake & Scott, and they signed the necessary paperwork for this. Tracy also asked the board if they would like the clean-up day ad published in any other papers, right now it will be in the Hometown paper and has been posted outside of hall and on the website since end of February and the ad notices were available for residents to take at the April election also, the board didn’t see a need to publish notice in any other papers. Tracy stated there were no zoning permits, but there was 1 animal control issued last month.

**CHAIRMAN’S Report-** Due to the road restrictions Bill put together an agreement for a cement truck to deliver materials to a resident on 85th. Dennis Gille contacted Bill about the pit he just opened north of Deer Park on 46 and the gravel price is $7.75/ton and there is a loader in the pit and will have trucks available to haul if needed. Bill said, the ambulance meeting is coming up. The town planning commission meeting went well, they talked about ag driveways.

**PUBLIC COMMENT (max 3 min )-** Gordon Weber stated from his view point that when we report on the roads in the minutes is sounds 98% crude when you talk about dirt roads, you should call them gravel roads. Maybe legally you have to call them dirt roads, but it does sound pretty tacky. Gordon also stated that the full board needs to have input in the meetings like what finally happened here tonight, as it makes the board look good to hear every ones input not just Bill’s.

**Date & Time of Next Meeting:** Regular Board Meeting & other Meeting Dates-

* May 10th, 2018 at 7:00pm.- Regular Board Meeting –with voucher approval at 6:45pm
* April 16, 2018- Open Book from 9-11 am
* April 24,2018 at 7:00 pm –TOWN’S ANNUAL MEETING
* May 8, 2018 – Board of Review from 2-4pm.
* May 12, 2017- from 8am – 1pm - Town Clean-up day

Ole moved, with a second by Jake to adjourn. Motion carried. Meeting adjourned at 9:10pm.

Tracy LaBlanc, Clerk