

TOWN OF SHELBY

County of La Crosse

State of Wisconsin



2800 Ward Ave

La Crosse, WI 54601

Phone: (608)788-1032

Email: info@townofshelby.com

APPROVED

Town Board Meeting Minutes

Date: Tuesday, August 24, 2021

Time: 5:00 p.m.

Location: 2800 Ward Ave, La Crosse, WI 54601

Town Officials Present: Chairman Tim Candahl, Supervisors Renee Knutson, Tim Padesky, Marlene Heal, and Tim Ehler, Clerk Fortune Weaver, Treasurer Sara Jarr, and Public Works Director Terry Wright, Fire Chief Tony Holinka, Assistant Chief Travis Proksch, Lieutenant Aaron Sill, Health and Safety Officer Sarah Soloman, Officer Sean Horton.

Town Officials Excused: N/A

Attendance List: Robert Lynn (N1963 Crestview Place), David Nelson (N1839 Hagen Road), Allan Beatty (3504 Ebner Coulee Road), John Opitz (2610 Shelby Road).

1. Board Meeting called to order by Candahl at 5:00 p.m.
2. Approve Minutes from 8/10/2021. Motion by Knutson to approve minutes, second by Padesky. Motion carried unanimously.
3. Bills Payable. Motion by Heal, to approve open invoices: \$27,349.06 and paid invoices: \$570.99, second by Padesky. Motions carried unanimously.
4. Fire Department Appoint Lieutenant and Health and Safety Officer. Holinka recommended Aaron Sill for Lieutenant and Sarah Solomon for Health and Safety Officer. Motion by Padesky to appoint Aaron Sill as Lieutenant and Sarah Solomon as Health and Safety Officer, second by Knutson. Motion carried unanimously.
5. Fire Department Report:
 - a. Chief Holinka met with the Captain of The La Crosse Fire Department (LCFD) and other area fire department chiefs to discuss incident operations. The focus of the meeting was to learn how to use the same terminology to allow for ease in communication between departments when working jointly.
 - b. Members of the Shelby Fire Department (SFD) under the direction of Assistant Chief Proksch and Stoddard Fire Department Chief Pfaff recently trained with other Fire Departments in the County for water shuttle training and testing to best see how to move water quickly and efficiently.
 - c. Assistant Chief Proksch will be coordinating a multi department live burn training with Stoddard Chief Pfaff in September. The SFD will train in shifts to allow for staffing of the station.
 - d. The SFD plans to join weekly workouts along with other local departments to promote better fitness and readiness for calls. A local trainer is donating their time and charging a very small fee.
 - e. Fore Alarm Scramble is September 12th, 2021, at Fox Hollow Golf Course and benefits the West Salem and Shelby Fire Departments.

- f. The Shelby Department Social Club voted on 08/02/2021 to cancel the Fire Department Waffle Breakfast and Open House due to the rising Covid cases in this area and to limit exposure of department and community members.
- g. August call activity report includes several flooding calls on 8/7/2021 and medical calls.
6. Assign Planning Commission. Chair Motion by Ehler to appoint Elliott Bujan, second by Heal. Motion carried unanimously.
7. Announcement - September 9th at 2:00 p.m. the La Crosse Storm Water Group 2020 Soak it Up! Award celebration at Kurt and Renee Knutson property. Candahl directed Clerk to order congratulatory plaque.
8. Resolution 2021-7 to adopt the La Crosse County Multi-Hazards Mitigation Plan. Motion by Ehler to sign Resolution 2021-7, second by Padesky. Motion carried unanimously.
9. Rezone Parcel No. 11-298-5. Motion by Knutson to recommend rezone to residential parcel 11-298-5 to La Crosse County, second by Heal. Motion carried unanimously.
10. Citizen's Concerns:
 - a. David Nelson N1839 Hagen Road. Nelson expressed his concern about water coming down Hagen Road during heavy rain events. He explained that ditches do not exist near his property, at the end of Coulee Springs Lane or on Hagen Road. During the heavy rainfall on 8/7/2021, the water was between 18 inches to 2 feet deep in his yard as there is nowhere for the water to go except for towards his home and the three houses to the west. He further remarked that it is an issue to some degree every time it rains, not just during the 8/7/2021 event. Candahl noted that Public Works has looked at the situation and that it has been addressed. Candahl also mentioned the problem is going to be investigated further. Nelson requested to be present when Public Works comes out to inspect to provide further explanation and input.
 - b. John Opitz - 2610 Shelby Rd. Opitz explained that since the City of La Crosse replaced Shelby Road, his driveway now has a 9 and $\frac{3}{4}$ inch drop. He bottoms out his vehicles every time he enters his driveway. He noted that it took Public Works 3 months to respond and investigate. He has not received help from the City of La Crosse or Town of Shelby with his driveway. Candahl explained that the recent flooding will delay a fix, but the Town will arrange for the necessary repair as soon as possible. Opitz requested an exact time frame. Wright noted the work must be subcontracted out and if they can get a contractor out there, it could be done by fall, but that cannot be guaranteed. Candahl commented that the Town can only guarantee a 12-month time frame for resolving this issue.
 - c. Robert Lynn - N1963 Crestview Place. Lynn reported problems with the water shed from the hillside behind Hickory Lane. Rainfall is tearing up the pavement on Crestview Place. When the hillside was only mowed once a month, grasses slowed the velocity of the water. Now that the hillside is mowed weekly, the rain is not decelerated. When Crestview Place first constructed, there was a ditch along Crestview on the Hickory Lane side, now that ditch has settled and filled over time. Lynn requests that the ditch to be reconstructed to hold some of the water and relocate it so that it won't tear up the street as much or as quickly. He noted Public Works did a nice job planting ivy at the one end of the hill but does not believe it's going to solve the problem. Wright noted the Town is planning to change the pitch of Hickory Lane.

- d. Allan Beatty - 3504 Ebner Coulee Road. Beatty presented pictorial evidence of extreme water runoff issues off Ebner Coulee Road. He outlined his main concern of an exposed sewer line. Halfway up Ebner Coulee Road there is an adjunct line that serves 5 houses. That adjunct goes down Ebner Creek, which is usually dry unless there is more than an inch and a half of rain. When it heavily rained several years ago, it caused a large hole near the sewer line. The Town filled the hole with dirt only. Because of the weather event on 8/7/2021, an even larger hole appeared. Beatty requested that the hole be covered immediately. Rather than just fill the hole with dirt, he feels that the project should be guided by a Civil Engineer or someone with proper credentials as a more permanent solution should be enacted. Candahl pointed out that similar damage is Town wide, and engineers cannot be hired for every project. Wright proposed the Town better fill the hole and speak to residents about allowing grass to grow higher to avoid weak root systems. Candahl noted the DNR sometimes needs to be involved with projects involving water and drainage. Wright noted that Lincoln Gundersen's bridge was engineered and ripped, and it still washed out. Beatty also explained that inadequate drainage on Ebner Coulee Road also caused a large trough to open behind his house, eating away at earth in his backyard. (See photos and map attached).

11. Public Works Report

- a. Wright discussed the damage report from 8/7/2021. He has received numerous calls and emails regarding damage and has worked with Weaver to compile a list with what's been reported at Town Hall to prioritize work. Initially, the goal has been to clean debris, open all drains and culverts and patch roads. It will likely take one full week of hauling debris and patching blacktop. Over 44 ton of patching blacktop has already been used.
- b. Other areas to note –
 - R. Herold Road only has one lane open.
Riprap and treated cement have been placed on Old Town Hall Road by the Ski hill, unsure if that will solve the problem fully, but it should help for the time being.
- c. Subcontractors are being hired to assist with workload. Manske & Sons is removing debris and working on road repair. Dirt monkey is going to handle Coulee Springs Lane, including dirt work, seeding, mulching, pipe, etc. Mark Dummer will also be assigned projects that the Road Crew does not have time to complete.
- d. Southdale Bridge footers are completely exposed and will need restoration. In 2018, Southdale bridge was completely rebuilt, ripped, concreted, etc.
- e. Per Kevin Rindy, La Crosse County Emergency Management, FEMA may not reimburse us for 8/7/2021 event. The Town may receive some State Grant Funds for the \$790,000.00 that is estimated in damages. Mitigation assistance from the State may also be available.
- f. State Road Elementary School recently completed riprap and cement work like the Town in the area to assist with correct drainage issues.
- g. The Road Crew is going to complete repairs to Skyline Boulevard while Wright is on vacation through 9/11/2021. Peterson is investigating where the pipes can be laid on Skyline Boulevard.
- h. Planned chip sealing of roads this year is now delayed due to the damage caused by flooding.

12. BNSF Railway proposed bridge replacement over Mormon Creek - DNR request for comments.

Candahl reviewed the information received from BNSF. Meetings with DOT and Burlington Northern will hopefully be confirmed soon. Wright noted that the railroad is asking for a permit to do work on the new bridge, but the old bridge in Vernon County is still plugged. He suggests that the Town requests that the old bridge is addressed and fixed so that it causes less back up and water issues for residents in the Highway 35 area before work is allowed on the new one. Wright also suggested questioning if the Town could have a larger ditch added along County Hwy K to

accommodate a bigger pipe to better control water and mud issues. An 18-inch pipe currently exists. Candahl agreed to pose the question when the meeting take place.

13. Chairperson/Supervisor Reports.

- a. Candahl reviewed his Report (See attached).
- b. Candahl reviewed Administrator Report. (See attached).
- c. Padesky discussed that the advertisements (Windscreens at Shelby Youth Ball fields) are to be taken down per La Crosse County's request as stated in our lease agreement. Knutson added, if that gets enforced, she'd like to get photos of them before they come down.

14. Police Department – Policies

Officer Horton presented the police policies he has updated. The Shelby Police Department polices are being modeled after the City of La Crosse police policies. Horton detailed how State mandates are written into each policy. He also explained that The Use of Force Policy is the most prominent policy to be updated this year and that it has been certified by the State. If a policy is certified as written by the State, the Town cannot make changes without voiding the policy. Horton has been signing policies, but in the future, the Board can decide someone else has that authority. He recommended reviewing each policy one or two at a time to allow for appropriate evaluation.

Candahl reiterated the current recommendation for an action that needs to be investigated:

1. The Administrator will be notified,
2. The Administrator will notify the Chairperson
3. The Chairperson will select 3 Board members to review the action
4. The 3 Board Members will determine if the policy was violated by the officer

Polices 1.1 and 1.2 were covered (see attached). No suggested changes. Policies 1.3 and 1.4 will be reviewed at next meeting. All polices will be approved by the Town Board as a full document once all polices have been fully reviewed.

15. Adjournment. Motion by Knutson, second by Heal to adjourn 7:22 p.m. Motion carried unanimously.

Next meeting will take place Tuesday, September 7, 2021 @ 5:00 p.m.

Respectfully Submitted, Fortune M. Weaver, Clerk