

**MINUTES OF THE MEETING OF THE
TOWN OF SHEBOYGAN TOWN BOARD
TUESDAY OCTOBER 19TH, 2021 AT 5:15 PM**

A Town of Sheboygan Town Board meeting was held on Tuesday, October 19th, 2021, at 5:15 pm in open session at the New Town Hall, 4020 Technology Parkway, Sheboygan, Wisconsin 53083, Sheboygan County, Wisconsin.

The meeting was called to order by Town Chairman Dan Hein. The following were also present at the meeting: Supervisors Jim Schwinn, Char Gumm, Brad Lambrecht, Plan Commission Member Pat Schmidt, Attorney Michael Bauer, DPW/Engineer Tom Holtan, Deputy DPW Tod Holfeltz, Deputy Utilities Damian Nevers, Fire Chief Ed Biederwolf, Ordinance Enforcement Officer Mark Heronymus and Clerk Peggy Fischer.

Notice of the meeting was given to the public at least 24 hours prior to the meeting by posting in three (3) different places.

Upon motions duly made and seconded, the Town of Sheboygan Town Board unanimously adopted the attached resolutions unless noted otherwise and made a part of these minutes by reference.

There being no further business the meeting was adjourned.

TOWN OF SHEBOYGAN TOWN BOARD

DANIEL W. HEIN, CHAIRMAN

JAMES R. SCHWINN, SUPERVISOR

CHAR GUMM, SUPERVISOR

BRAD LAMBRECHT, SUPERVISOR

PAT SCHMIDT, SUPERVISOR

Chairman Dan Hein called the meeting to order at 5:15 pm.

Pledge of Allegiance was said.

Public Hearing - 2022 Budget. A copy of the budget was given to all present for review. Chairperson Hein asked if there were any questions or comments from the residents. There were none. **Motion Gumm, second Schwinn to close the public hearing. Motion carried.**

Adoption of 2022 Budget. **Motion Schwinn, second Lambrecht to approve the 2022 Town of Sheboygan budget. Motion carried.**

Approval to Levy Tax of \$ 1,922,709.00. **Motion Gumm, second Schwinn to approve to Levy Tax of \$1,922,709.00. Motion carried.**

Approval of the Agenda. **Motion Gumm, second Schwinn to approve the Town Board agenda for October 19th, 2021. Motion carried.**

Approval of minutes from September 21st, 2021, Town Board Meeting. **Motion Schwinn, second Lambrecht to approve the minutes from September 21st, 2021. Motion carried.**

Eileen Robarge, Owner and Operator, Wisconsin Lakefront Property Management LLC. was present to share her concept regarding a development on Playbird Road. Robarge's proposal consists of three buildings with 20 apartment homes in a wooded area located between Windward Cove apartments and Playbird Road. The Town Board liked the concept and asked her to present to the Plan Commission. No action.

4020 Technology Parkway - New Town Hall. Director of DPW/Engineer Tom Holtan discussed the following quotes for the new Town Hall:

Approval of change order regarding south canopy. The change order is for a canopy at the entrance to the Town hall. This proposal is for \$89,465.00. There was a rendering provided. **Motion Schwinn, second Gumm to approve bidding south canopy next year. Motion carried.**

Approval of (16) Flip/Nest Tables for Community Hall/Board Room \$7,488.00. **Motion Lambrecht, second Schwinn, to approve the order of nest tables for the community hall from Jairus. Motion carried.**

Approval of electronic monument sign. The Town Board reviewed the picture and the price and will use ARPA funds for this sign to provide communication to the community. **Motion Lambrecht, second Schwinn to approve the Town Hall and Community Hall Sign with digital display for \$40,000. Motion carried.**

Approval of appliance quote for community hall. Holtan presented a quote from Bitter Neumann regarding the appliances that were in the original plans from the community hall. After a discussion with the Board and residents present, there was a **Motion by Lambrecht, second by Schwinn to approve the appliances on the quote for \$4,529.70. Motion carried.**

Approval of (50) chairs for the use with the nesting tables. Cost will be approx. \$4,100.00 and the chairs can be delivered within the next few weeks. **Motion Lambrecht, second Schmidt to approve the purchase of (50) chairs to be used with the nesting tables for meetings. Motion carried.**

Approval of (13) conference chairs at \$338.90 a piece from EBI. This price will include delivery. ETA is end of December. **Motion Schwinn, second Lambrecht to approve the purchase of (13) chairs for the conference room. These chairs will replace the current chairs in the conference room, which will be moved the council chambers when finished. Motion carried.**

Deborah Weber, 1342 N. 40th Street, regarding sump pump/drainage. Deborah Weber was present at the meeting and was still concerned about her drainage issue. Holtan has reviewed her concerns and spoke with her about his opinion on how to fix the problem that she has, which is not related to the work being done on 40th street and Kruschke Avenue. Atty. Bauer spoke about the 6 feet discharge of sump pump water from the property line and personal property disputes. No action taken.

Finance Report given by Finance Chair, Jim Schwinn. There will no longer be Finance Committee meetings. Schwinn will give a financial report at the Town Board meeting. Schwinn reported the Money Market balance as \$1,667,711.12 and Debt Service Account as \$2,313,882.63. Schwinn reported that the Town is in good financial standing.

DPW Report given by Director of DPW and Engineer, Tom Holtan:

Approval of 2022 Plow Truck Equipment- Roll Rite TM 300 Electric Tarp System and Triton TWS-4A Strobe Lights Mounted in the front grill for \$3,000, 5-year, 100,000-mile extended warranty for \$2,600. Holtan explained that the equipment is needed, and the extended warranty would be \$800 a year. Lambrecht added that the first year with a new plow will need servicing. **Motion Schwinn, second Lambrecht to approve the 2022 Plow Truck equipment for \$3000 and approval of the extended warranty for \$2,600. Motion carried.**

Approval of New Kubota Mini Excavator-Model KX040-4R3T for \$54,950.00 to be split three ways with Sanitary #2 and Sanitary #3 Districts. Holtan explained that there is a new Kubota Mini Excavator that they could purchase now to replace that one that they had. The timeframe for ordering and receiving would be eighteen months to two years. **Motion Gumm, second Schmidt to purchase the in-stock Kubota Mini Excavator for \$54,950.00. Motion carried.**

Authorize Resolution regarding the construction of bicycle and pedestrian facilities as part of the Najacht Road reconstruction project from Enterprise Drive to Lakeshore Rd. Holtan would like the Town of Sheboygan to participate in funding available for bicycle and pedestrian facilities on Najacht Road and has written a resolution that is needs approval from the Town Board to continue with the process. **Motion Schwinn, second Gumm to approve of the Resolution regarding the construction of bicycle and pedestrian facilities as part of the Najacht Road reconstruction project. Motion carried.**

Parks Report was given by Parks Committee Chair, Char Gumm:

Gumm spoke about the upcoming event on October 30th at 8:00 am, when the Boy Scouts, Lions and anyone who wants to volunteer for the planting on the new trees at the Fire House Park. Gumm asked that the media release that Tony Fessler of ROOTs, be placed on our website and on Town related social media.

Recognition of Linda Weber. Gumm wanted to Recognize Linda Weber for all her hard work in the Butterfly Garden and at the Fire Hours Park. Gumm will send a thank you letter as well.

Gumm also noted that the Lions Club has approved the purchase of a sun spray attachment for the splashpad with a cost of \$8,000 that they will be donating to the Parks Department. Gumm will send a thank you note.

Fire Department Report was given by Fire Chief Ed Biederwolf:

Biederwolf spoke about recent fire calls and the issue with a Fire Truck being out for repair. Biederwolf made the Town aware that the truck will need to be replaced soon. Per standards, these trucks should be replaced every 20 years. The current truck has been in service for 25 years.

Ordinance Enforcement Officer Report was given by Mark Heronymus:

Approval to purchase Two (2) Glock 9mm Semi-Automatics to stay on parity to Sheboygan County Sherriff's Department. Cost is \$1,003.00. Sale of two existing firearms to be handled via firearm transfer with a sale of \$300. Total approval amount is \$703.00. Heronymus explained the change and the desire to stay in line with Sheboygan County Sherriff's department regarding equipment. Heronymus will be trained on the use of the new equipment at no cost to the Town. Heronymus corrected the information regarding the sale amount. It should be \$600 for the two firearms that will be sold and offset the cost of the new firearms. This would leave the total cost to be \$403.00. **Motion Lambrecht, second Schwinn to approve the purchase of two new Glock 9mm from Sheboygan County Sheriff's department and the sale of the two existing firearms owned by the Town of Sheboygan. Motion carried.**

An ordinance to amend section 5.10 of the Town code to move the firearm discharge prohibition line from the north bank of the Pigeon River to the south right-of-way line of Ridge Road as extended east to Lake Michigan. Atty. Bauer reviewed the ordinance and the issue with City of Sheboygan owned land across from the Pigeon River where the gun discharge is coming from. Residents in attendance were told to call the Sheboygan Police Department if the discharge of firearms is coming from the area of city owned property. There will not be any changes to the ordinance.

Van Horn/Town Development update was given by Tom Holtan:

Approve Proposal from Fehr-Graham for Phase 1 Environmental Site Assessment, 4305 North 40th Street. Holtan reviewed the proposal with the Board. **Motion Schwinn, second Lambrecht to approve the proposal from Fehr-Graham that will include inventory and disposal. Motion carried.**

Approve Engineering Design Agreement with AECOM. Holtan explained that the Design agreement from AECOM will include infrastructure, roadways, sanitary and stormwater. The Board would like Van Horn to present their concept plan with the Plan Commission and Town Board first.

2021 County & Municipal Redistricting Plan Approval. Clerk Fischer explained the 2021 County & Municipal Redistricting Plan. The wards were loaded into the WISE Local Redistricting Website by the County and changed to match the new Sheboygan County Supervisory Districts. With all the Town of Sheboygan's growth, there needed to be balance in numbers for each ward with a total of 10 wards. **Motion Gumm, second Schmidt to approve Plan 2 for the Town of Sheboygan Municipal Redistricting. Motion carried.**

Approval of Amending Section 1.00 of the Town of Sheboygan Municipal Code Regulating Elections. Clerk Fischer explained that with the changes of the wards for elections and our change in the polling location to the new Town Hall, the Town of Sheboygan Municipal Code Regulating Elections needed to be updated. **Motion Gumm, second Schmidt to approve the Amended Section 1.00 of the Town of Sheboygan Municipal Code Regulating Elections. Motion carried.**

Sheboygan County Sheriff's Joint Powers Agreement. **Motion Gumm, second Schwinn to approve the Sheboygan County Sheriff's Joint Powers Agreement. Motion carried.**

Operator's License application for Joy A. Rablin, 1006 A Mead Avenue, Sheboygan, WI 53081 for Shuffs. **Motion Schwinn, second Lambrecht to approve an Operator's License for Joy A. Rablin. Motion carried.**

Resolution To Authorize Expenditure of American Rescue Plan Act (ARPA) Funds. Atty. Bauer would like to wait for the Accountant's Revenue Loss Calculation before composing a resolution. Fire Department equipment will qualify for the ARPA funds. Chief Biederwolf requested approval of the additional equipment with a total of \$16,895.00 for the 2022 Ford F250 response unit. **Motion Schwinn, second Lambrecht to approve the additional equipment and to use ARPA funds. Motion carried.**

Accept Town Supervisor Alexandra Nugent Timofeeva's resignation. Alexandra Nugent Timofeeva is resigning due to expecting a baby and needing to focus more on her family. Timofeeva's resignation is effective October 1st, 2021. **Motion Schwinn, second Gumm to accept and approve Supervisor Nugent Timofeeva's resignation. Motion carried.**

Appoint a Town Supervisor to the vacant Supervisor position of Alexandra Nugent Timofeeva. Chairperson Hein has asked the Town Board to approve the Appointment of Pat Schmidt to fill the vacant Town Supervisor position. **Motion Gumm, second Lambrecht to approve and appoint Pat Schmidt to Supervisor for the Town of Sheboygan effective immediately with a term ending April 2022. Motion carried.**

Purchase of 4728 N. 40th Street (October 22, 2021, Closing). No action. Update only.

Correspondence and communication received after posting this agenda. Received after the posting was a Notice of Public Meetings for the Sheboygan Metropolitan Planning and Town of Mosel. Not action.

Reports a. Financial Reports b. Approval of Bills c. Plan Commission d. Parks Committee. **Motion Gumm, second Schwinn to approve the reports and bills. Motion carried.**

This Review of Advance Disposal n/k/a was listed to be in closed session. Chairperson Hein decided to hold the discussion in open session:

Review Advance Disposal n/k/a Waste Management of Wisconsin contract. Hein spoke about the ongoing issue with Waste Management. Hein is monitoring the issues and looking at getting other quotes. Atty. Bauer and Hein spoke about the issues that the Town has been facing regarding the pickup of garbage and the lack of customer service to resolve the issue. No action at this time.

Motion Gumm, second Schwinn to adjourn the meeting on October 19th, 2021, at 8:27 pm. Motion carried.

Peggy Fischer, Clerk