

**MINUTES OF THE MEETING OF THE  
TOWN OF SHEBOYGAN TOWN BOARD  
TUESDAY, JUNE 18<sup>th</sup>, 2019 @ 5:15 pm**

A Town of Sheboygan Town Board meeting was held on Tuesday, June 18<sup>th</sup>, 2019 in open session at the Town of Sheboygan Town Hall, 1512 No. 40<sup>th</sup> Street, Sheboygan, Wisconsin 53081, 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, John Wagner, Alexandra Nugent, Director of DPW Bill Blashka, Clerk Peggy Fischer and Deputy Clerk Chris Steeb.

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**

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DANIEL W. HEIN, CHAIRMAN

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JAMES R. SCHWINN, VICE-CHAIRMAN

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CHAR GUMM, SUPERVISOR

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JOHN WAGNER, SUPERVISOR

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ALEXANDRA NUGENT, SUPERVISOR

**MOTIONS DULY MADE AND SECONDED, THE FOLLOWING RESOLUTIONS WERE ADOPTED UNANIMOUSLY BY THE TOWN OF SHEBOYGAN TOWN BOARD IN OPEN SESSION**

1. Chairman Hein called the meeting to order. Introductions of Board Members and Staff were made.
2. Pledge of Allegiance-The Chairman led those present in the Pledge of Allegiance.
3. Approval of Agenda. **Motion Wagner, second Nugent to approve the Agenda for June 18<sup>th</sup>, 2019. Motion carried.**
4. Approval of Minutes of May 21, 2019. **Motion Nugent, second Wagner to approve the Minutes of May 21<sup>st</sup>, 2019. Motion carried.**

Atty. Bauer opened the discussions.

5. Discussion/Action - Acuity, A Mutual Insurance Company, 2800 S. Taylor Dr. for Rezoning Application and Conditional Use Permit to rezone from R-2 to B-4A and to open the space for landscape bins, storage and greenhouse building on parcels 5902435440, 59024353390 and 59024353410. Atty. Bauer reported that the Plan Commission has recommended approval regarding the Rezoning Application and the Conditional Use Permit. **Motion Schwinn, second Wagner to approve Rezoning Application and Conditional Use Permit for parcels 5902435440, 59024353390 and 59024353410. Motion carried.**
6. Discussion/Action – Franzen Graphics Inc., 5300 Hwy. 42 Conditional Use Permit for construction of a 230' x 52' storage building for parcel 59024341980. Included is a Driveway Permit for the same location. Atty. Bauer reported that the Plan Commission has recommend approval regarding a Conditional Use Permit and Driveway Permit for Franzen Graphics, Inc. (F-Troop) to construct a 230' x 52' storage building with the condition that there will not be any outside storage. **Motion Wagner, second Schwinn to approve a Conditional Use Permit for Franzen Graphics Inc. (F-Troop) to construct a 230' x 52' storage building for parcel 59024341980 at 5300 Hwy. 42 with a driveway on Playbird Road. A copy of the Driveway Permit will be mailed to Town of Mosel for informational purposes. Motion carried.**
7. Discussion/Action – David Halle, 3326 County Rd. Y Conditional Use Permit regarding construction of 40'x 60' storage shed on parcel 59024343398. Atty. Bauer reported that the Plan Commission recommends approval of a Conditional Use Permit for construction of a 40' x 60' storage shed. **Motion Schwinn, second Wagner to approve the Conditional Use Permit for the construction of 40' x 60' storage shed on parcel 59024343398 with the condition that the shed will have no other business use other than for the storage of the Christmas trees. Motion carried.**
8. Discussion – Kendra Kelling of Lakeshore Natural Resource Partnership re: Invasive Phragmite. Makayla Borkovec a Restoration Technician at Stantec and Kendra Kelling of Lakeshore Natural Resource Partnership gave a presentation regarding Phragmites and Emerald Ash Bore. LNRP has partnered with Sheboygan Rotary Club to reduce EAB's impact and protect the woodlands and tree-lined streets. Borkovec and Kelling have asked the Town for assistance in getting residents permission. They would like to send out a letter on Town Letter head. **Motion Nugent, second Schwinn for the Town to work with LNRP to send an informational letter to the residents. Motion carried.**
9. Discussion/Action - Driveway issue, 3702 N. 35<sup>th</sup> Street. Moved to next Town Board Agenda.
10. Discussion/Action - Discussion/Action - 2020 Census New Construction Program (New Construction Program). **Motion Schwinn, second Nugent to authorize the Town Clerks office to proceed with update. Motion carried.**
11. Discussion/Action - Ordinance Enforcement Officer Report-Officer Heronymus was present to speak about our issues regarding the burning ordinance and the Towns ordinance regarding property conditions. Chief Biederwolf will look at other Fire Department ordinances regarding burning furniture. Hein to review the ordinances from other municipalities. This will be on the next Town Board agenda.
12. Discussion/Action - Status of Splash pad for Firehouse Park-Sue Garske of The Lions Club asked about a possible donation and recognition. An email was reviewed regarding Artie Klein and the Lions Club regarding future planning and a memorial. This will be on the next Town Board Agenda.

13. Discussion/Action - 2019/2020 Operators License's-**Motion Gumm, second Wagner to approve the 2019/2020 Operators License's. Motion carried.**
14. Discussion/Action - 2019/2020 Cigarette License's-**Motion Gumm, second Schwinn to approve the 2019/2020 Operators License's. Motion carried.**
15. Discussion/Action - 2019/2020 Alcohol Beverage License's-**Motion Wagner, second Gumm to approve the 2019/2020 Operators License's. Motion carried.**
16. Discussion/Action - 75<sup>th</sup> Anniversary Celebration of the Fire Department-Josh Lenz spoke about phone calls and trips made to the city to speak with businesses about possibly being part of the parade and donating. Fourteen businesses and the EMS will be participating in the parade so far. There will be many activities for the kids; two bands, food trucks and possibly a helicopter fly over for the parade. The history of the Fire Department will be on display in the Fire House and video streaming the entire day. This will be on the next Town Board agenda.
17. Discussion/Action – Ordinance Amending the Zoning Code Chapter 7 Section 8.2(g) Regarding Sidewalks, Driveway and Retaining Walls. **Motion Nugent, second Schwinn to refer back to Plan Commission for review. Motion carried.**
18. Discussion/Action – Approval for the purchase of a Backhoe. Finance Committee recommends the purchase of the Case Backhoe. A backhoe was budgeted for and Sanitary District will contribute 10% of the cost since it will be used to adjust manhole covers. The old backhoe will be listed on Wisconsin Surplus and 10% of the sale amount will be given back to the Sanitary District. **Motion Nugent, second Schwinn to approve the purchase of the Case backhoe for \$108,700. Motion carried.**
19. Discussion/Action – Approval for the replacement of dump body on the plow truck. The last dump truck box was replaced with a stainless steel box and since the last replacement; the cost has increased with the cost of steel. Finance Committee has recommended approval. **Motion Schwinn, second Wagner to approve the replacement of the dump body of the plow truck at the cost of \$30,268. Motion carried.**
20. Discussion/Action - 1811 Playbird Road drainage issue-Blashka said that the DPW will be able to do the work themselves. Mary Hert, 1804 Cardinal Parkway and Kim Markgrath, 1711 Cardinal Parkway were present to speak about the issues in the area. **Motion Wagner, second Nugent to authorize DPW to work on Playbird Road drainage issue. Motion carried.**
21. Discussion/Action - 3532 Windridge Lane-Hillcrest Development and Drainage-Oyvind Solvang owner of Hillcrest Builders and Realty was present to speak. He said that they will have the work done by the third week in July of 2019, weather permitting. No action taken. This item will be on the next Town Board Agenda.
22. Discussion/Action - Fairway Estates drainage issue related to the berm-There was a rebuttal that was submitted to Atty. Bauer from the Cunningham's attorney. Blashka and Tom Holtan discussed briefly. No action taken. This item will be on the next Town Board Agenda.
23. Discussion/Action -Town Hall HVAC Upgrades. No action taken. This item will be on the next Town Board Agenda.
24. Discussion/Action - Wal-Mart Settlement Agreement payment/tax refund-This has been approved at a prior meeting. The final paperwork has been submitted for payment in July.
25. Discussion/Action - Approval for disposal of old first responder gear (clothes)-Chief Ed Biederwolf was present to speak about the accumulated old Responders gear that the Town had paid for. **Motion Wagner, second Schwinn to donate the gear. Motion carried.**
26. Discussion/Action - Fire Department Vehicle Use-The Town Board said that they would all like to be notified that a vehicle is being taken out of Sheboygan County for an event. **Motion Wagner, second Schwinn that upon the Chairman's approval and proper notification of the Town Board Members, a Fire Fighting Apparatus, may be taken out of Sheboygan County. Motion carried.**
27. Discussion/Action – Tim Rath, 5316 Mueller Road regarding drainage concern and the splash pad-Tim Rath was present to speak about his concerns with the drainage regarding the splash pad. Rath has a concern where the water is going to go and if clear water can go into the sewer. Blashka explained that the water will go to the drainage ditch and through the park to the wetlands and not in the sewer. Rath said there was a meeting between himself, his wife, Char Gumm, Bill Blashka and one of the builders regarding his concern with the water and where it is going to go. Rath wanted it noted that Gumm said that the Board would take care of the problems. A cautionary note was added by the Board that there is no scientific or engineering data that they know of that will cause problems. Rath said his electric bill for six sump pumps that are running right now and the farmer who got stuck is a sign of a problem already.

Hein said that everyone is having a problem right now. Rath said that with natural drainage, not forced water. Hein wanted this noted in the minutes per Raths request.

28. Discussion/Action - Park issues-Char Gumm spoke about a long range plan and that the Lions Club would like to start a tree donation program with Arborist involvement. Gumm also spoke about the issues with the ball diamonds and refunding the people/leagues who paid and made reservations to use for the summer. **Motion Wagner, second Gumm to refund the people who made ball diamond reservations. Motion carried.**
29. Reports- **Motion Schwinn, second Wagner to approve the reports for the June 18<sup>th</sup>, 2019 Agenda. Motion carried.**
30. Correspondence - Email from Angie Shaw regarding Angel Walk  
Sheboygan County Amended Shoreland Ordinance  
Letter from John & Patricia Green re: Superior Lawn and Garden-Hein spoke with Superior Lawn and Garden and the Greens. Issues are resolved.
31. Adjourn-Motion **Wagner, second Gumm to adjourn the June 18<sup>th</sup>, 2019 meeting at 6:52 pm. Motion carried.**

Peggy Fischer, Clerk