

**MINUTES OF THE MEETING OF THE
TOWN OF SHEBOYGAN TOWN BOARD
TUESDAY, July 19, 2016 @ 5:15 pm**

A Town of Sheboygan Town Board meeting was held on Tuesday, July 19, 2016 in open session at the Town of Sheboygan Town Hall, 1512 No. 40th Street, Sheboygan, Wisconsin 53081, Sheboygan County, Wisconsin.

The meeting was called to order by Town Chairman Daniel W. Hein. The following were also present at the meeting: Supervisors Char Gumm, James Schwinn, John Wagner, Attorney Michael Bauer, Public Works Director William Blashka and Clerk Cathy Conrad.

Notice of the meeting was given to the public at least 24 hours prior to the meeting by forwarding the complete agenda to the official Town newspaper, *The Sheboygan Press*, and to all news media who have requested the same, as well as 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

CHAR GUMM, SUPERVISOR

JAMES SCHWINN, SUPERVISOR

JOHN WAGNER, SUPERVISOR

UPON 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 and introductions of Board and Staff were made.
- 2) Pledge of Allegiance-The Chairman led those present in the Pledge of Allegiance.
- 3) Agenda-**Motion Wagner, second Gumm to approve the agenda for July 19, 2016 as presented. Motion carried.**
- 4) Approval of Minutes of June 21, 2016-**Motion Schwinn, second Wagner to approve the minutes of June 21, 2016 as presented. Motion carried.**
- 5) No. 15th Street Improvement Project-Blashka stated the City is re-doing No. 15th Street. Hein stated that he has had a meeting with the City and the road is being moved to the west and being widened with curb, gutter and sidewalks. The City is going to meet with all the residents and there will be no cost to the Town or the residents with a 2017 work completion date.
- 6) Ordinance Enforcement Officer Reports & Ordinance Update regarding authority & citations-Atty. Bauer stated that he is redrafting Chapter 2 and it addresses what is enforceable by the Ordinance Enforcement Officer as approved by the Town Board. Discussion of broadening the authority was briefly discussed and the budgetary impact. Bauer suggested the Town could possibly contact the Village of Kohler or the Village of Elkhart Lake and find out what types of budgets they have and then decide what the Town Board wants to include in the Enforcement Authority. The Clerk was directed to obtain the information from the Villages and forward information to the Chairman when available. It was felt a special meeting will be scheduled to discuss this further.
Cram stated that he has been informed that there is a sex offender that now lives in his subdivision and he moved from another subdivision in the Town. He asked if this move also constitutes a violation of our ordinance. Cram was asked to get specific information to Atty. Bauer for review.
Thiel asked about the starting time for Premier builders as they have been starting at 5:30 am & 6:30 am. The Clerk will inform the builders of the public nuisance ordinance.
- 7) Property violations at 4110 Hwy 42 North-The Clerk stated that Kohler Credit Union informed her they will be applying for a Conditional Use permit for this property to address the current use of the property.
- 8) North Lane drainage & paving of Rangeline Road, Playbird Road, Woodland Road & Enterprise Drive-Blashka stated that the Town is on schedule for paving Enterprise Drive sometime this year yet and the remaining roads will be looked at for next year. The Enterprise Drive cost is approximately \$56,000. There is not much the Town can do with North Lane as the location of the tile is not known unless it is dug up. It was not known if a smoke test would work or who would do this. A resident suggested milling up the road and putting a layer of asphalt on top of the milled section and this would raise the road 4". Blashka and Hein stated that the water needs to be removed to solve the problem and just raising the asphalt 4" will not solve the problem. Tom Holtan of AECOM also stated that ditching must be done to an outflow pipe that would go to Dennwood Drive to alleviate the water issues.
- 9) Entrance signs & Town logo-A special meeting is scheduled for Monday, August 1, 2016 at 5:15 pm at the Town Hall to discuss this further with Katie Pauls Schauer.
- 10) Update on Retail Coach development plan-Retail Coach Representatives and Sheboygan County Economic Development Corporation will be here July 28, 2016. More than a billion retail dollars are leaving our community and being spent elsewhere. Studies show this information entices retail developers to consider these sites. A rollout meeting is scheduled for July 28, 2016 from 3 pm to 7 pm at Pine Hills. Bauer suggested the Town start thinking about the preliminary concept drawing and ask AECOM for preliminary cost proposals for water, sewer, roads, etc. This will allow for a TIF District to increase the tax revenue to

pay for the infrastructure. **Motion Gumm, second Wagner to have AECOM put together quotes for the costs for sewer, water and roads and all infrastructure on the Hwy 42 corridor. Motion carried.**

This will be put on the next agenda.

11) Ditch project at 1521 Golf View Dr. E-Tom Holtan of AECOM met with the property owners and this is a deep ditch with proposed 15" culverts and cleanouts. Atty. Bauer stated that he prepared a private storm sewer licensing agreement in the Town right-of-way and all costs for this project, maintain homeowners insurance, etc. are at the homeowners expense. Atty. Bauer recommended a motion to approve the license agreement and recording. Mrs. Paulsen at 1523 Golf View Drive W asked what impact this would have on the properties downhill. They have not had significant problems in the area and they are concerned that they will have stormwater standing from the sump pumps in the area and are concerned of the impact to others. Holtan stated that where the discharge was dug out there were no sumps connected. He did not feel it was impact to the flow and they are just burying a 15" pipe and there will still be a shallow ditch. Paulsen asked "What if they discover an issue after the fact, what do they do then". Hein stated they would call AECOM; however he feels that this is the reason that a design engineer is designing this, so there are no further issues down the road. The issues weren't the drainage but the depth of the ditches. Paulsen stated that for every action there is a reaction and she wanted to be sure this was looked at.

Motion Schwinn, second Wagner to approve the license agreement with the property owners at 1521 Golf View Drive E and have it recorded. Motion carried.

12) Complaints regarding Fale parcel at W1975 West Main Avenue-Atty. Bauer stated that he received an e-mail from Mr. Fale yesterday that stated he would be finished today. Atty. Bauer asked that this be on the agenda next month and have Tom of AECOM and William Blashka take a look at this.

A neighboring property owner was present and stated the whole impact of building this house is now affecting her property. Fale is building retaining walls on the property line, there are weeds on the property line, and he is building a parking spot with a retaining wall which is deferring water to her property. The downspouts are also coming down into the property. Holtan and Blashka will meet at the property tomorrow morning. They will call Atty. Bauer after their review.

13) Request by Benjamin Heyman for Residency Exception to the Sex Offender Ordinance-Heyman stated he is looking to move out of the City from Pershing Avenue and he has to move due to the sale of the property. He stated he found a new place to go on Hwy 42. His offense/occurrence was in 2006 and was a boyfriend/girlfriend issue. Has been married for 5 years and has a child. He will be living there with Sarah, a good friend of his. WI CCAP was reviewed. The landlord spoke that he knew this man growing up for years and he is not expecting any problems and never has had any problems with him. Heyman is working at Topper's Pizza. **Motion Schwinn, second Wagner to allow Mr. Heyman to live at 3804 N. Hwy 42, Apartment 6 and grant a waiver to the 2,000 ft. restricted zone. Motion carried.**

14) Sheboygan County Parking Regulations on CTH O-Parking on CTH O for Blind Horse events has been an issue for emergency vehicles. Wagner stated that it is very unsafe with the parked cars there and any traffic going through. Cram stated that Blind Horse should be more cooperative with the issues that are being caused by their events. Cram will speak to the Highway Commissioner regarding parking issues.

15) Springtime Ridge update-Rescind motion from previous meeting due to earlier motion made in April 2016. **Motion Gumm, second Schwinn to rescind the motion dated 6-21-2016 that stated that no permits be issued until all conditions were met. Motion carried.**

16) Hiring of additional staff-Blashka stated they have a couple people that they would like to interview with Town Board members. Hein stated that he is gone next week and booked this week. Blashka will forward the applications he is interested in to Hein. This will be put on the August 1, 2016 agenda. The office applications will be reviewed and forwarded to the Chairman. Hein also noted that Mr. Williams was let go on Tuesday, July 12th at noon.

17) Mutual Aid and Assistance Agreement-This document was now forwarded to all the municipalities. **Motion Schwinn, second Gumm to approve the Mutual Aid and Assistance Agreement as**

presented. Motion carried.

- 18) Chapter 2 of General Ordinances Update-This will be placed on next agenda.
- 19) Sanitary District Commissioner/alternate position-This item will be placed on the next agenda.
- 20) Appraisal for Buechel property-No action needed on this item.
- 21) Purchase of Bucket Truck for Highway Department-Blashka stated that this was talked about many times and they could use for lots of work with parking lot lights and tree trimming and he is requesting approval to get a used bucket truck in good condition and high mileage for a cost of approximately \$65,000. The safety aspect is of main concern. Blashka doesn't want to keep looking if it is not going to be approved. A new one is \$170,000. The truck would be used to trim trees as currently they use a dump truck. Blashka stated that with the sales of old Town equipment he has \$30,000 and money from road projects that was left over. Tim Winkel stated that he didn't feel this was a good use of money as it is not used on a daily basis. Insurance costs should also to be considered and he felt it may be better to lease one from Penske like the Village of Kohler does to put up Christmas lights. Blashka stated that they cannot always get one when they want it. Winkel stated that there are several companies, sign and electrical companies, that rent out their buckets with an operator on an hourly basis. Winkel stated he was sure that the County has a bucket truck that the Town can rent/lease. Hein asked that numbers be presented at the next meeting for purchase costs vs. leasing or renting by the hour.
- 22) Operators Licenses for 2015/2016-**Motion Gumm, second Wagner to approve the operator's licenses for 2015/2016, as attached. Motion carried.**
- 23) Employee Matters-This was addressed earlier on the agenda under #16.
- 24) Reports -**Motion Gumm, second Wagner to approve the reports as presented. Motion carried.**
- 25) Correspondence-A letter and pictures were received from John Green regarding Superior Lawn & Garden Center. This will be put on the agenda for next meeting. Char also read a Thank You from Aurora for the use of the Park. Information via e-mail from Kathy Schnur was received by the Town Board. **Motion Gumm, second Wagner to authorize a letter from Atty. Bauer that there is no movement from the Town Board regarding the Schnur's. Motion carried.**
- 26) Adjourn- **Motion Wagner, second Gumm to adjourn the meeting at 6:35 pm. Motion carried.**

Cathy Conrad, Town Clerk