

Public Hearing on Proposed Budget Minutes  
Special Meeting of Electors Minutes  
Rushford Town Board Minutes  
Wednesday, December 4, 2013

Chairman Tom Egan called the Public Hearing for the Proposed 2014 Budget at 6:00 pm. Peggy Hendricks gave a presentation of the proposed budget and explained the levy for 2013 to be paid in 2014. Meeting was adjourned. Immediately following the Public Hearing, Chairman Thomas Egan called to order the Special Meeting of Electors for the adoption of the 2013 tax levy of \$263,511 to be paid in 2014, pursuant to Section 60.10(1)(a) of the Wisconsin Statutes. ***Motion by Fred Kasten, 2<sup>nd</sup> by Jerry Schoonover to approve the tax levy of \$263,511. Motion carried.*** Meeting adjourned at 6:30.

The Town of Rushford December Board meeting was called to order at 7:00 pm by Chairman Thomas Egan followed by the Pledge of Allegiance. Roll call was taken with Thomas Egan, Gerald Schoonover, Patrick Kafer, Kathryn Lewis and Peggy Hendricks present. Also present for all or part of the meeting: 5 additional persons per attendance record on file, though others were present who did not sign in.

**Statement of Public Notice:** Notice of this meeting, the budget meeting, the summary of the 2014 budget, the agenda for the public hearing and the meeting of electors was posted at the Town Hall, the Waukau post office, the Towns web site and the corner of K & E in Eureka. In addition, Notice of the Public hearing for the 2014 budget and the Special meeting of Electors was published in the Oshkosh Northwestern. Notices were mailed to Town Board members and the Zoning Administrator.

**Clerks Report & Minutes:** ***Motion by Kafer, 2<sup>nd</sup> by Schoonover to approve the minutes as presented for the November 6th, 2013 Town board meeting. Motion carried.***

**Treasurers Report** was given by Kathryn Lewis. The balance at the end of November in the general account is \$161,231.74. The balance at the end of November in the tax account was \$323.59. ***Motion by Schoonover, 2<sup>nd</sup> by Kafer to accept the treasurer's report. Motion carried.***

**Payment of invoices:** Peggy Hendricks approved and submitted to the board the bills for December in the amount of \$25,932.38 for approval of payment. ***Motion by Kafer, 2<sup>nd</sup> by Schoonover to pay Decembers bills as submitted. Motion carried.***

**Public Input:** Chuck Mier, 8588 Banner Hill, had concerns about the brush in the ditch way from the cutting of the trees, and who was going to clean it up. Mr. Egan stated that others on Banner Hill Road thought a good job was done. He didn't think anyone was going to clean up the brush.

Pat Schoonover, 2575 State Rd. 116, inquired where we were at with the re-write of the Town's ordinances. Tom Egan will contact Dean Kaderabek for more details and to schedule a Public Hearing.

**Discussion of Town hall maintenance/needs:** Kathryn Lewis asked for postage money. Mr Egan stated that something that is needed and in the budget should just be purchased.

**Old Business:** Mr Egan discussed the property owned by Mr. & Mrs. Kasuboski on State Rd 116. He read the letter that the clerk sent to him on November 20, 2013 explaining that his conditional use permit had expired and he has been in non compliance with the permit. He was instructed to remove all non-agricultural equipment and contact Chairman Egan or Zoning Administrator - Fred Kasten. Mr Egan said if we do not hear from him by December 20<sup>th</sup>, the matter would be turned over to the attorney. The Town has been dealing with this for years. Mr Egan also read the letters sent to Mr. Clayton Wellman and Mr Harvey Henning concerning clean up of property and moving vehicles that are in the road right aways. Mr Egan stated that many of Mr Hennings vehicles are not licensed and have dealer plates on. It was suggested that Mr Henning be invited to the next zoning meeting or have him contact Mr. Kasten.

Mr. Mier thought that the constable should be delivering the letters. Mr Egan explained that registered letters are sent and if they are not answered, then a regular letter is sent through the mail. If the letter is not returned, it is known that the letter was delivered. Mr Egan stated that concerning the dog incident, all owners have complied and purchased dog licenses.

Kurt Schoeni, 3369 State Road 116 expressed his concern with the Kasuboski property. This problem goes back and forth between the Town of Rushford and across the road to the Town of Omro. He has equipment tight to Mr. Schoeni's property line. Mr Schoeni bought in pictures. The sheriff's department has been called asking Kasuboski to shut down his equipment in the evening. 2 dump trucks, a fork lift, sky-tracs and 3 trucks are in the shed that faces his property which lights up his property along with the noise from the vibrator, the dump trucks, back up beepers, etc Nothing has been removed except for the sky tracs, for they are rented out. Mr Schoeni feels this is depreciating the value of his property and his quality of life. It is more like a construction area than an A-2 zoned property. The trucks are ran hours on end, there are testing of J-brakes and truck back ends are used for storage.

Mr Schoeni was at the meeting 3 years ago and realized that the Town gave Mr Kasuboski a permit, for his plans were to build a home and the property would be used as A-2 property. A house has not been built and it is being used as a trucking business hauling in gravel/and or sand. This is nothing like a farming area as it is zoned as.

Right next door is the Blue Belle sub-division. Mr. Schoeni has been approached a number of times by potential buyers. The buyers are concerned about the lots looking over a "junk yard". These lots are going for a price and could bring tax dollars to the town, but people will not purchase when they have a view of the Kasuboski property. Vibrations can also be felt by the neighbors from the equipment that is being used.

Mr Mier stated that the hazmat on the back of one of the trucks is a violation of federal law.

Mr Schoeni knows that the Town Board took Mr. Kasuboski at his word on what he was going to do with the property. But it has turned into a trucking company. The driveway on the property is a residential driveway and it is being used for commercial vehicles. It is a safety issue on State Road 116 with all the trucks coming in & out of the property. Mr Kasten explained that the Town has started the process to have this corrected. The process is slow though. We will have to wait to see what the response is from the letter that was sent. All the information will be sent to the attorney. Mr. Kasuboski should be invited to the January planning meeting.

Tom Egan said that he was contacted by a resident at the end of Ferry Lane that was told by Freunds that they would not plow that any more since it was not a Town Road. Tom said that we have always plowed into Ferry Lane and Delhi for safety reasons. Jerry Schoonover had the address of 8076 Ferry Lane. Dennis Freund requested that we send them a letter, for there are logs so close to the road that they can hardly get through. Pat Kafer suggested that maybe we should not be plowing them. Tom said it was always done for safety reasons. It was brought up why other long driveways were not done then. Pat Kafer said that we should continue for this year, but it should be discussed for next year. If the Town is going to have private roads done, it should be a special assessment on the tax bill.

**New Business:** Peggy Hendricks went through the budget presentation for the people who did not attend the budget hearing. **Motion by Schoonover, 2<sup>nd</sup> by Kafer to approve the budget. Motion carried.**

**Motion by Kafer, 2<sup>nd</sup> by Schoonover to appoint Sandra Lewis, Dorothy Kafer, Joan Wolff, Ina Wettstein, Alexandria Craig, Bonnie Viertel, Mary Allen, Ellen Mueller, Russ Lee, Polly Thomsen and Sean Edinger as election officers for the period January 1, 2014 to December 31, 2015 per 7.30(4) Wi State Statutes. Motion carried.**

**Motion by Schoonover, 2<sup>nd</sup> by Kafer to allocate \$1572 per capital funding to the City of Omro. Motion carried.**

**Animal Report:** Mr. Mier took 2 cats and 1 dog into Traxlers. Mr Egan thanked Mr Mier for going out to talk to Mr. Augsburger saving the Town from a court hearing. Mr Mier asked if we have found a Town vet. Mr. Egan stated that the Town has not decided on one yet. Traxlers will not take injured animals. Tom Egan will check with the new vet in Neenah, for Traxlers did recommend them. The Board does not feel they have to take injured cats to the vet. The Town is one of the few that picks up stray cats. Hendricks will email the WTA to see if the Town is responsible for injured cats. Mr. Mier will check to see if he can legally dispose of injured cats.

**Building Report, Tom Egan:**

Jesse & Kelly Domke, 3036 Quarry Rd, Omro 920-229-2934

Instillation of outdoor wood burning stove by Lapine Service, Found du Lac, WI  
\$6900 11/11/2013

Eric Huth, 8861 Banner Hill Road, 920-279-9737  
New roof, soffits, siding by Paul Shoenicke  
\$15,500 11-15-2013

Ray Ellis, 7462 Fox St, Waukau, 920-685-5742  
Parcel # 022-0835  
New Home by Envision Building, 5374 White Cap Ct, Omro  
1,735 sq ft, garage 489 sq ft, sanitary permit # 539258  
\$180,000 12-3-2013

Joe Bartelt, 3044 Hwy K, Omro, 312-1471  
Siding, windows and door by AHT Windows, Clintonville  
\$25,000 12-2-2013

Larry Seelow, 2654 Hwy 116, Waukau, 707-4217  
Moving 2 sheds from 2554 Hwy 116 to 2645 Hwy 116  
\$5000 11/29/2013

**County Report – Tom Egan:** The County budget went down. There is nothing that will affect the Town of Rushford in road work. The County will be coming in to finish the work done from the Eureka Bridge. The County will do the abandonment of the streets, so the Town will not have that expense. They are talking about tearing down the old terminal at the airport and putting in a new one for it is costing them a lot of money for the boiler, the roof leaks and there is no insulation.

## Reports of Attended Meetings:

1. TRIPP meeting on November 13<sup>th</sup> – Tom Egan and Jerry Schoonover attended this meeting. There was \$103,000 to be divided up for the applicants. The Town of Rushford was granted \$28,000. The Town has 2 projects that this money can be put towards. Liberty St – CTH E to cul de sac (\$110,000) or Bell School Road – CTH K to Zillges Pit (\$190,000).

#### **Upcoming Workshops and Meetings:**

1. The Board will be meeting at the end of the month to go though the year end bills.

*Motion by Kafer, 2<sup>nd</sup> by Schoonover to adjourn at 8:15. Motion carried.*

Respectfully submitted by Peggy Hendricks, Clerk