

Rushford Town Board Minutes
Wednesday, June 5, 2013

NOTE: Prior to the meeting, the Board met at 6:50 to review bids submitted for the Towns Refuse and Recycling Collection Program. One bid was submitted by Advanced Disposal Services Solid Waste Midwest, LLC. Dave Tellock presented the proposal and answered questions.

The Town of Rushford June Board meeting was called to order at 7:05 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: 8 additional persons per attendance record on file.

Statement of Public Notice: Notice of this meeting & the May zoning meeting was posted on the Town Hall door, the Waukau post office and the corner of K & E in Eureka and the Towns website. In addition, Board of Review, the May zoning hearing, application of Liquor licensing and the bid posting for Garbage and recycling was posted in the Oshkosh Northwestern. Notices were mailed to Town Board members and the Zoning Administrator.

Clerks Report & Minutes: *Motion by Schoonover, 2nd by Kafer to approve the minutes as presented for the May 1, 2013 Town board meeting. Motion carried.*

Treasurers Report was given by Kathryn Lewis. The balance at the end of May in the general account is \$263,272.31. The balance at the end of May in the tax account was \$323.59. *Motion by Kafer, 2nd by Schoonover to accept the treasurer's report. Motion carried.*

Payment of invoices: Peggy Hendricks approved and submitted to the board the bills for June in the amount of \$29,526.71 for approval of payment. *Motion by Kafer, 2nd by Schoonover to pay Junes bills as submitted. Motion carried.*

Public Input:

- Dave Tellock, Town of Omro stated that in May there was a fire at Advanced Disposal where the Omro-Rushford fire department was called. The response was fantastic. They presented a donation of \$1000.00 to the fire department.
- Pat Schoonover stated that he called into the Town about a spill on the road. Chairman Egan stated he was made aware of this. He checked into it, called the DNR and the Hwy Department. Supervisor Schoonover stated that the spillage was 28% Nitrogen fertilizer.
 - There is a street sign down in the ditch by Trails Inn in Waukau. It is the Commercial street sign.
 - Mr Schoonover asked if a person received a Conditional Use permit, would that follow to a new owner. Fred Kasten stated that if a property transfers owners, the Conditional permit is null and void and the new owner would have to apply.
 - Mr Schoonover is concerned about a home in Waukau that has the front yard and porch full of trash. He is afraid it might be a health and fire hazard. Mr. Egan mentioned that trash to some people can be a treasure to others. The County should be notified for there are children in the home. Letters have been sent to this property owner before. Hendricks will send another letter. Supervisor Kafer asked Dean Kaderabek if there will be something in our new ordinances to address this problem and he said there will be.
- Patsy Pomplun stated that she was down by the dump and the gate was off the hinge and hanging by a chain. Mr. Pomplun fixed and re-hung the gate and locked it. The next week when they went down, the gate was down again. There is also 3 sofas and a mattress down there. They called Advanced Disposal to see if they could get rid of it, but the cost would be \$175. She has talked to several people who said they would close and open the gate, but does not feel it is being followed up on. She feels the gate should be left open. It was mentioned that Larry Hildebrand might be willing to do this. Dave Tellock said that he will go down there and haul out the furniture free of charge for the Town.

Communication & Correspondence:

Tom Egan read a letter from the Winnebago County Highway Commission regarding the Culvert Aid Program for 2014 projects.

Update by Dean Kaderabek on the Town Ordinance Rewrite: Dean stated that the planning & zoning committee are at a point where they would like input from the town's people. They made the recommendation for Dean to come talk to the board to see what their thoughts were on setting up dates and times to hold an informational and discussion meeting. Once we are at the point to adopt the Code of ordinances. Dean recommended that we follow the steps in "Exhibit C - Adopting a Code of Ordinances" which follows the Wis. Stat. s 66.0103. Mr Egan said that it was thought that it would be a good idea to have two separate meetings because of the bridge closure. ***Motion by Kafer, 2nd by Schoonover for Dean Kaderabek and Peggy Hendricks to set dates for an informational meeting in Eureka and Waukau on the rewrite of the Towns Ordinances rewrite and post accordingly. Motion carried.***

Mr Kafer inquired about the map he received that showed the encouragement and transition areas around the villages. He was wondering if it has changed. He was also concerned about the properties in the Town of Rushford that are zoned Commercial and are not used for Commercial purposes. Mr Kaderabek said this would be the time to address this. People would have to be notified. Hendricks will receive a list of all Commercial properties in the Town of Rushford. Hendricks will then notify the property owners to suggest rezoning of the properties if needed.

Discussion of Town hall maintenance/needs:

Refuse & Recycling Collection Bids: Mr Egan stated that bids were opened at 6:50. One bid was submitted by Advanced Disposal Services. The proposal has everything stays the same though 2014 unless if landfill prices would go up. This is option 1 of the proposal that states that Advanced Disposal will provide curbside trash and recycling, trash service 1 time per week and recycling 1 time per month for the current rate of \$12.26 per household per month. The proposal had an Option 2 which states that Advanced Disposal will provide curbside trash and recycling, trash service 1 time per week and recycling 1 time per week for a rate of \$12.56 per household per month. ***Motion by Kafer, 2nd by Schoonover to accept Option 2 of the proposal from Advanced Disposal to have trash and recycling service 1 time per week at \$12.56/household per month.***

Discussion: Russell Lee asked why we would want recycling every week. Between himself and his wife, they have hardly any recycling items. Mr Kafer said that recycling is the wave of the future. For .30/wk more, he feels that much more would be recycled. Hendricks said that the Town has tried very hard to encourage everyone to recycle. The Town web site has numerous pages on recycling and stresses recycling in the newsletters. Recycling is mandatory by the State. Mr Schoonover said he knows many people do not recycle and everything is going into the trash. He was wondering if there was anything the Town could do about this. Mr Egan has the same circumstance as Mr Lee, but he does encourage people to recycle more. The Town requires burning permits and when a farmer receives one for burning, Mr Egan asks if these are possible items that could be recycled. The only thing the Town can try do to make people recycle more is to keep awareness up. Mr Schoonover asked if it has to be picked up every week. Mr Tellock said that the cost would be .30/wk for either every week or every other week. He also stated that Townships who went to weekly pickups of recyclables increased their tonnage dramatically. Mr Egan asked if this proposal was only good for the rest of this year and 2014. Mr Tellock explained that it would be this rate for 2014. A 3 yr renewable contract will be drawn up. We can have our attorney's draw this up, or they will draw it up and submit it to the Town attorney for approval. The contract will have the cost raise or lower by the consumer price index with a 3% ceiling. The landfill rates will be the cost that the County charges instead of what Advanced Disposal charges for landfill costs. We do not have to go with the bins that are required in other towns, villages and cities. A motion was made at the Annual meeting 2 years ago that the Town would not go with the garbage/recycling bids until required to do so. If someone wants this changed, it would have to be bought up at the Annual Meeting. Patsy Pomplun stated that she was the one that made this motion. She now lives in Oshkosh and they have the bins. The cost of the bins was on their tax bill. Dean Kaderabek stated that he agrees with the motion to go with trash and recycling pickup each week, even though he in a household of two and does not have much recyclable items. The new service contract will start on January 1, 2014. Calendars with dates will be available for the Town to inform the residents. ***Motion carried unanimously.***

Lighting Bids: The Town received 2 proposals for the lighting bids to replace the lighting for the flag, for the "Town of Rushford" lettering on the building, motion sensors in the bathrooms and outside receptacle on the south side of the building. These were from D.Kal Electric, LLC and A-Masters Electric LLC. Hendricks contacted a number of electricians. Zimmers did come out, but a bid submittal was not received. ***Motion by Kafer, 2nd by Schoonover to accept the proposal by D.Kal Electric. The bids were comparable except***

D.Kal Electric included removal of concrete with parking lot patching by owner, whereas A-Masters bid had existing concrete light post removed by others. Motion carried.

Bike racks for Hall Grounds: Hendricks stated that this was on the agenda for it was requested by several residents. Many children come to use the playground and basketball area. The summer school bus picks up and drops off children at the hall. Mr Egan stated he has never seen a bike up here and Kathryn Lewis said it seems like most parents drop off and pick up their children. Kafer said that we will have to figure out where to put one and how to anchor it down. Mr. Lee stated that he thought a rack for 10 bikes would be sufficient, for anything smaller, would be too small. ***Motion by Kafer, 2nd by Schoonover to check into bike racks for \$200. Motion carried with 2 ayes, 1 nay.***

Basketball hoop for hall grounds: Hendricks stated that the hoop rim is severely bent and the net is damaged. She purchased a new net, but cannot remove the old one. Wendy Laverenz said that she had one to donate. Patsy Pomplun said her husband would put the new rim on.

Pat Kafer asked Patsy Pomplun if she needs black dirt. She stated that she does, but it has been too wet to do any work on the grounds.

Phone service Switch: Hendricks explained that AT&T has a service for municipalities to lower the cost of their phone bill. This service would be through the State of Wisconsin Centrex. It would lower our bill from the present cost of \$93.57 to \$30.21 (approximate costs – based on April's bill). ***Motion by Kafer, 2nd by Schoonover to switch phone service over to the Centrex service through AT&T. Motion carried.***

Discussion of Town Maintenance: The Board members has received the estimates from the County on the road work that should be done in the Township. A meeting will have to be set up to go through the numbers as soon as possible. Freund Excavating has done the road patching. With all the rain, some of it is coming back out. On Quarry Road, a tree has to come out for it is very close to the road. Alliant should be contacted or Freund Excavating.

Regarding the culvert aid, this is due on June 15th. Tom wants to look at the culverts by Bill & Stels and by Starlight Inn. These will not qualify for the culvert aid, but should be looked at. Tom Egan said that he met with the County and they walked the roads by the bridge repair work. Pictures were taken and anything damaged will be paid for. Dan Stokes mentioned that east of his house; there is a large culvert that needs repair. The board will meet on June 11th at 9:00 am to tour the culverts in the township to make the deadline of the application of culvert aid on June 15th.

Hendricks stated that on March 3, 2013, there was an accident on the SW corner of Liberty School and Eureka Road. A stop sign post was damaged. A police report was sent to the town along with the accident damage repair bill, which was billed to the vehicle operator.

Thomas Egan said we will be abandoning the part of Liberty Street in Eureka that is behind Tom Olkiewicz and Tom Markofski. This will go to where the hammerhead will start. ***Motion by Schoonover, 2nd by Kafer to abandon part of Liberty Street in Eureka as needed. Motion carried.***

Tom Egan said that a person came in for a building permit that has a shared driveway. The driveway was moved by the bank. There is a number that goes to the house and it is showed that way in GIS. He was wondering about a number for the buildings. It was decided that the owners of the buildings should contact the County for an address number and the Town will pay for the emergency number. They will have one month to have a number assigned. If it is later than that, the property owner will pay for the emergency number.

New Business:

Motion by Kafer, 2nd by Schoonover to approve the liquor license as follows for July 1, 2013 to June 30, 2014:

“Class B” Beer & “Class B” Liquor

Bill & Stels - Jerome Olkiewicz, 3083 Cty Rd E, Omro, WI 54963

Starlight Bar - Phillip Rew, 3092 Cty Rd E, Omro, WI 54963

O'Malley's - Connie and Patrick Schoonover, 7431 Hwy 91, Waukau, WI 54980

Trail Inn - Ron Fink, 2664 State Road 116, Waukau, WI 54980

Eureka Landings LLC – Robert G Hessenius, 3114 Liberty St, Eureka, WI 54963

Motion carried.

Motion by Schoonover, 2nd by Kafer to approve picnic beer license for Waukau Youth Center, Waukau Flying Mane Horse Club, Omro Police Department, Eureka Snowmobile Club and Past Tymes.

Discussion: It was wondered if the Police Department, Snowmobile Club and Past Tymes would be applying since the ball diamond is up for sale. Hendricks stated she wanted approval for the ones that applied last year just in case there were events at the ball diamond.

Motion carried.

Hendricks stated that there are Tri County Recycling Guide booklets available in the entry way.

Hendricks received notice of commencement of proceeding in rem to foreclose tax liens by Winnebago Co on tax parcel 022 0312 03. This is the parcel belonging to James Erdmann. Fred Kasten suggested contacting the lein holder – Farmers and Merchants Bank to inform them that whoever may purchase this, they should be aware that the home is in non compliance with the Township. Hendricks will contact the bank.

Old Business: Hendricks let the Town Board know that she contacted Poygan Pest Control and they will come to spray the hall. This was approved last fall.

Town Zoning Report – Dan Stokes: Dan Stokes reported that they had a zoning hearing for Jerry Schoonover, agent for Mike Bloede, parcel 022 0758 and 022 0761. The planning & zoning committee recommends the board to accept the zoning change for both parcels from A-1 to A-2. Kafer inquired why the lots were not squared off on the CSM for parcel 022 0761. It was stated that the topic never came up. **Motion by Egan, 2nd by Kafer to approve the CSM for parcel 022 0761. Jerry Schoonover abstained. Fred Kasten explained the zoning change has to be voted on first. Egan withdrew the motion.**

Motion by Egan, 2nd by Kafer to approve the zoning change from A-1 to A-2 on parcels 022 0758 and 022 0761 for Agent Jerry Schoonover, owner – Mike Bloede, 2715 Morrow Rd, Omro, WI 54963. Motion carried with 2 ayes, 1 abstained. 2-0-1

Motion by Egan, 2nd by Kafer to approve the CSM for Jerry Schoonover on Lot 1 & Lot 2, 2924 Delhi Road, Omro, WI, on parcel #022 0761, 2715 Morrow Road, Omro, WI 54963 – owner Mike Bloede. Motion carried 2-0-1. Jerry Schoonover abstained.

Motion by Kafer, 2nd by Egan to approve CSM for Jim Schoonover, 7510 Archery Drive, Omro, WI 54963 for parcels #022 0848, 022 0933, 022 0934, 022 0935, 022 0929, 022 0930, 022 0931. Discussion: Fred Kasten explained that this was done to combine the lots since the alley has been vacated. He is changing descriptions for 2 tax parcels. **Motion carried 2-0-1. Jerry Schoonover abstained.**

Nicole Bahns term is up on the Planning & Zoning Committee. Mr Egan recommends that Nicole Bahn be put on the committee for an additional 3 years. **Motion by Schoonover, 2nd by Kafer to appoint Nicole Bahn to the Planning and Zoning Committee for 3 years, expiring in June 2016. Motion carried.**

Town Assessors Report: Mr Timm could not make the meeting tonight. There was one personal property application at the Board of Review, which was settled by the Board of Review members. Mr. Timm submitted his expense bill. Market Drive will be put on the Towns computer as soon as possible.

Animal Report: Chuck Mier had 1 dog and mileage.

Building Permit Report by Thomas Egan:

Eric Huth, 8861 Banner Hill Road, Omro, 279-9737
Replacement windows by Window World of Milwaukee, LLC
W188N10707 Maple Road, Germantown, WI 53022
\$3490 5-2-2013

Debra Reschlein, 8112 W Imperial Dr, Franklin, WI for 4195 Rushford Ave, Omro
Concrete, roof, siding done by Jeff Dobberke/ Stafford, Oshkosh, WI
\$30,000 5-14-2013

Jason Dodd, 3942 Cty Trk K, Omro , 420-2499
Windows by Window World, Fond du lac, WI
\$4883.00 5-5-2013

Joseph Poeschl, 9660 Liberty School Road, Omro, WI 685-0869
36x48 Pole Building built by Horst Builders, LLC, W68702 Cypress Rd, Neshkoro, WI 54960
\$25,000 5-30-2013

Tom Egan stated that when he went to Jason Dodds property for the windows he will be installing, the back looks out on Erdmanns property which is in non compliance with the Town, and the front looks out at a parcel that has a lot of cars sitting on the property. He does not know if the vehicles are all registered. He would like a letter to be sent. Mr Kafer stated that on the River Road, there is another parcel that has a lot of vehicles on. Even though they look like nice vehicles, the Town ordinance states that all vehicles must have licenses.

County Update by Thomas Egan: There is a meeting scheduled for the County pertaining to Farmland preservation that will be held at the Rushford Town Hall in September. The County Board is very divided at this time over the ice arena. If anyone ever has a question, feel free to call Mr. Egan.

Reports of Attended Meetings:

1. Board of Review was held on May 17th.

Upcoming Workshops & Meetings:

- Ambulance Service Agreement meeting at the Omro-Rushford Firehouse on June 11th at 7 pm concerning discussion on contract renewal with the City of Oshkosh. Jerry and Pat will try to attend this meeting.
- Special Meeting of the Winnebago County Unit of Wisconsin Towns Association on June 11th at 7:00 at the Town of Vinland Hall concerning "Working Lands", formerly farmland preservation. Mr Egan and Fred Kasten will try to attend this meeting.
- Omro -Rushford Fire Department 50th anniversary Street Dance on June 14th

Motion by Schoonover, 2nd by Kafer to adjourn at 9:10. Motion carried.

Respectfully submitted by Peggy Hendricks, Clerk