

Rushford Town Board Minutes
Wednesday, June 4, 2014

The Town of Rushford June 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, Kathryn Lewis and Peggy Hendricks present. Also present for all or part of the meeting: 11 additional persons per attendance record on file, though others were present who did not sign in. Patrick Kafer was present minutes after the start of the meeting.

Statement of Public Notice: Notice of the June Board meeting 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 Application of liquor license and Board of Review was published in the Oshkosh Northwestern. Notices were mailed to Town Board members and the Zoning Administrator.

Sheriff's Department representative: Officer McMillin was present to hear residents concerns. Cory Craig inquired if the Town had any ordinance about shooting guns at an appropriate times. Officer McMillin stated that this is not something they enforce.

Clerks Report & Minutes: *Motion by Kafer, 2nd by Schoonover to approve the minutes as presented for the May 7, 2014 Town board meeting. Motion carried.*

Treasurers Report was given by Kathryn Lewis. The balance at the end of May was \$190,511.00 in the general account. The balance at the end of May in the tax account was \$100.00. *Motion by Schoonover, 2nd by Kafer 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 \$37,316.40 from the general account for approval of payment. *Motion by Kafer, 2nd by Schoonover to pay June, 2014 bills as submitted. Motion carried.*

Public Input: Cory Craig, 8954 Eureka Lock Road, had concerns on 2 campers that are parked year round at 9105 Eureka Lock Road. He has heard numerous complaints of gun shots being heard after midnight. The police have been called by at least 2 residents. Tom Egan said that the Town does have an ordinance and this should be referred to our Town Constable. Fred Kasten stated that the campers would need a special permit from the County to stay on the property. He is not sure of the requirements, but in like areas, the permit allows a camper onsite from May until Labor Day. It will then have to be removed. Cory stated that the campers have been there for 2 years. Tom Egan said that he will have the clerk send a letter to the County so they can check on the property. Tom recommended that Cory contacts Sean Edinger and explain about the shooting. The Town does have a noise ordinance.

Richard Domke, 3176 Quarry Road had concerns about the legality of dumping truck loads of unknown material on residential property. He states that many truck loads of material is dumped and buried on the land owned by Blue Sky nursery which is zoned residential. They are afraid it is a health hazard and it has a strong smell of ammonia. Fred Kasten stated that he thought it was all wood chips. It is unknown for sure if the land is zoned commercial or residential. This is along Quarry Drive. There is a pond and wells close by.

Tom Egan stated that this item was put on the agenda late, so he stopped at Pompluns to let them know they were going to be on the agenda. They had plans for this evening, but their two sons – Justin and Noah are present. Tom would like to have Mr. & Mrs. Pomplun present to hear both sides.

Mr. Domke said that 6-7 trucks from Oshkosh comes at a time. Justin Pomplun stated that the material is wood chips, grass and leaves for compost.

Patsy Pomplun stated that they take their yard waste to Oshkosh where it is ground up and then shipped out. She stated that it does smell but it is all yard waste that is grinded up.

Fred Kasten stated that those parcels were under County Jurisdiction, but he is unsure how it was rezoned – if it was. If the property is residential and the compost is there for resale, it should be zoned commercial or apply for a Conditional Use permit.

Communications & Correspondence:

- Peggy Hendricks stated that a representative from CBG – Construction Business Group, had stopped and left a folder with information for construction projects that a Township might do and to inform about the laws governing the public construction process though prevailing wage laws, bidding and compliance.
- A letter from Winnebago County Industrial Development board stating that in partnership with the Town of Rushford and other Townships in Winnebago County, has granted the amount of \$10,032 to the City of Omro for its economic Development activities. This came from the Per Capita Funding where the Town of Rushford had turned their portion over to the City of Omro.
- An email from a resident in the Village of Eureka questioning the policy/regulations for burning garbage and/or leaves. They are concerned for someone has been burning at night and they have had to shut their windows and they have found half burned newspaper in their yard.
 - Tom Egan stated they the resident should have a burning permit if they are doing any kind of burning and the Town has a recycling program. The paper should be recycled and not burned.
- An email from the Master Gardeners to let us know they can not commit to regular maintenance on the town hall plantings. They focus more towards educational activities and if this is something someone from the Township would be interested in, it would be a good opportunity to partner with MG for educational learning. Kathryn Lewis stated that Audrey Ruedinger had stopped at the hall and she stated that if we have a few people, they would come and show us what we can do, what are weeds and what are not, etc
 - Patsy Pomplun came earlier in the spring and cut the plants down. She did not take anything out, for they are to be replanted in the rain garden.

Discussion of Town hall maintenance/needs:

- Peggy Hendricks went through a letter from GAB regarding the polling place onsite accessibility compliance audit which was done on February 18th election by a GAB representative. They stated the following findings:
 - The accessible entrance was not clearly marked at the door.
 - The interior routes were not clearly marked by large print signs
 - The water fountain is an obstacle that protrudes more than it should. A voter with a visual impairment would not be able to detect this.

The clerk will have to complete and submit an Action plan on how we intend to address these findings. Pat Kafer suggested getting the appropriate signage.

Discussion on Town Maintenance:

Blue Sky Nursery Complaints: Tom Egan stated we heard the concerns during Public Input. Jerry Schoonover suggested that the compost be kept on the other side of County Trunk E, which is zoned commercial.

Tom Egan would like to assign this to the Zoning Committee and to the Zoning Administrator. They can check this out, for there is a pond involved. The zoning should be checked and to find out for sure whose jurisdiction this is. ***Motion by Kafer, 2nd by Schoonover to assign this to the Zoning Committee and Zoning Administrator. They will then follow us with a report to the board. Motion carried.***

It was questioned if the DNR should be contacted. Tom Egan said that all that will be checked out. Because of the pond, the first item to check is whose jurisdiction this property is under.

Ripon Truck Ditch Mowing Contract: Tom Egan went through the contract which was sent. ***Motion by Kafer, 2nd by Schoonover to accept the contract with the following changes:***

- 1. To have the first mowing done by July 3rd***
- 2. Would like to see free demonstration of the 36" and 48" mulching head.***

Motion carried.

County Culvert Aid: Peggy Hendricks inquired what culverts should be sent in for the County Culvert Aid so she can submit the paperwork by June 15th. Request for funding for Culvert Replacement will be submitted for the culvert 3500' east of Wall Street.

Assessors report: Larry Timm: There was one person at the Board of Review. Two personal property accounts were left off the roll, but have been included. The clerk has reviewed the roll and approved the roll to be sent to the Department of Revenue.

Old Business: Tom Egan asked Fred Kasten what the times are for trucks to be entering the pit. It has been reported that they have been going in at 5-6 am. He thought the starting time was 7 am. Fred stated that it is 6 am to 6 pm Monday – Friday and 6 am to noon on Saturday.

Tom Egan had the results of the Road Tour. The Board is granted the control to do what roads they feel should be done. The Board is looking to do Liberty St – down along Bill & Stels and Starlight. The reasoning is because the County will be coming down to do work in the park and this is right there.

Pat Kafer suggested we get together shortly, go through the lists from last year and this year's recommendations and plan which roads we are going to do.

New Business: ***Motion by Schoonover, 2nd by Kafer to approve Class B Beer & Class B Liquor License for the Landings, Starlight Bar, Bill & Stels, Farmers Daughters Country Kitchen and Trail Inn with the understanding that Starlight Bar pays the Personal Property Tax due before license is issued. Motion carried.***

Motion by Kafer, 2nd by Schoonover to appoint Daniel Stokes for Winnebago County's 10 year Comprehensive future land use map update. Motion carried. Peggy Hendricks will send Dan's contact information to the committee.

Peggy Hendricks presented a resolution that initiates the discontinuance process for Liberty Street. The purpose of the Resolution is to set a Public hearing date. Once the Board introduces the Resolution and sets a date, a Class 3 public notice needs to be published and all abutting property owners must receive notice. Peggy Hendricks will serve the papers to the land owners. The public hearing will be on July 10, 2014.

Tom Egan read the resolution and a roll call vote was taken.

Roll Call Vote: Tom Egan – Aye
Patrick Kafer – Aye
Jerry Schoonover - Aye

Building Permit Report – Tom Egan:

Douglas Current, 8036 Ferry Lane, Omro, WI 54963, 325-280-6017
New roof & Floor by Quella Remodeling and self
\$30,000 May 11, 2014

Waukau Methodist Church, 2644 St Rd 116, PO Box 166, Waukau, WI 54980
New Roof by Mark Tritt, Omro
\$2,980.00 May 20, 2014

Knigge Farms, 4572 Poygan Ave, Omro, WI 920-379-3934
60 x 62 Pole Building by L & K Construction, Oshkosh, WI
\$70,000 May 21, 2014

Nathan Hess, 9010 River Road, Omro, WI, 920-290-0850

24 x 36 Garage/Shed by Zietlow Construction, Berlin
\$19,000 May 21, 2014

Bruk Thompson, 5032 Fairy Chain Rd, West Bend, WI 53095 262-305-4868
New Home done at 8072 Channel Lane, Omro, WI 54963
\$80,000 May 23, 2014

Dan Carpenter, 8717 Liberty School Road, Omro, 379-3713
Quonset shed 25 x 38 by self
\$10,000 May 28, 2014

Kurt Hinz, 2951 Delhi Road, Omro, WI 379-7891
22 x 24 garage built by Dutchman Construction, Oshkosh
\$9000 May 12, 2014

County Report: Tom Egan reported that the Skating ring will be rented for \$1.00/yr for 15 years and then they will take over ownership. They will fix all the repairs needed and the parking lot. The County is still talking about the airport terminal.

Tom Egan went though the project of WIS 116, from WIS 91 to the eastern intersection of CTH K. A representative will be available to attend a Town Board meeting this fall on this project.

Reports of Attended Meetings:

- A special meeting was held on May 29th concerning Blue Belle Subdivision. Tom Egan stated at this time, 12 lots have been sold. There are concerns about who is going to enforce the covenants. Tom feels that the Board will start enforcement, but an association should be planned. Tom stated that the covenants they had were a lot more then what the Town has.

Motion by Kafer, 2nd by Schoonover to adjourn at 8:33. Motion carried.

Respectfully submitted by Peggy Hendricks, Clerk