

Rushford Town Board Minutes  
Wednesday, September 5, 2018

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

**Statement of Public Notice:** Notice of this meeting and the zoning committee meeting was posted on the Town hall door, the corner of K & E in Eureka, the Waukau post office and the Towns website. In addition, notice of Acceptance of bids & a public zoning hearing was posted in the Oshkosh Northwestern.

**Clerks Report & Minutes:** *Motion by Schoonover 2<sup>nd</sup> by Kafer, to approve the minutes from the August 8, 2018 board meeting. Motion carried.*

**Treasurers Report** was given by Kathryn Lewis. The balance at the end of August was \$375,764.63. The balance in the tax account was \$1,642.18. *Motion by Schoonover, 2<sup>nd</sup> by Kafer to approve the treasurer's report. Motion carried.*

**Payment of invoices:** Hendricks approved and submitted to the board the bills for September in the amount of \$176,569.27. *Motion by Schoonover, 2<sup>nd</sup> by Kafer to pay the invoices for the month of September. Motion carried.* Tom Egan explained Northeast Asphalt billing for this month, for previously when a grant was received for road work, the County would pay the grant money and the Town would pay the remainder. Now the Town pays the bill and then the County will reimburse the Township with the grant among. The LRIP grant received for this year's work was \$48,336.

Peggy Hendricks explained the handout that was available – 2018 actual costs vs budget ending 9/5/18. It shows the budget amount for each item, what is spent so far and how much money is left in the budget.

**Approval of Proposed CSM:** Tom Egan moved to item 12 in the agenda – Approval of proposed CSM for Ronald Borchardt. Two parcels are for sale next to his parcel. They would like to purchase 65' from these two parcels and combine it with his. This will give him a conforming building, for now his shed is right on the lot line. *Motion by Kafer, 2<sup>nd</sup> by Schoonover to approve the CSM for Ronald Borchardt, 8493 Edgewater Ridge, Omro. Parcels 022 028601, 022 028604 & 022 0286.* Discussion: Schoonover asked if the zoning had to be changed. Lot one on the CSM is zoned Small Estate Residential. The 65' that will be attached to Lot 1 is zoned Rural Residential and Large Estate Residential. Tom Jackson said that Mr. Borchardt would not need to re-zone for adding the 65' x 332.2' will not change his zoning of Small Estate Residential. *Motion carried.*

Tom Egan pulled the zoning change that was on the agenda for this parcel, for it is not needed.

#### **Communication & Correspondence:**

Tom Egan read a letter from the Department of Natural Resources pertaining to a request for navigability re-determination for a waterway for Jesse Domke, 3508 Bell Line Rd which was approved.

An email was read by Deniece & Larry Spencer pertaining to the letter they received about cleaning up their property. They wanted to inform the Town that they are working on it but it is a slow process because of time restraints.

An email was received by Patricia Lonzo, Senior Associate, Creditors Rights. This was pertaining to the letter that they received about the clean up at 3150 Liberty St, Eureka. This parcel is in foreclosure, but the mortgage holder has made a request to a property preservation team to clean up the yard. This email was received August 14<sup>th</sup> and as of this time, the property is still not cleaned up,

Tom Egan stated he talked to the property owner of the Eureka Ball Diamond. They also received a letter from the Town requesting cleanup of the property. She said that she will hire someone to cut it down and if she is not able to, the Town will clean it up with the cost being billed to the property owner or put on the tax bill.

Hendricks read correspondence from the Horton Group informing the Town that the workers compensation audit resulted in a return premium of \$236.

Hendricks received an email stating that the Eureka Locks is closed until Spring of 2019 because of the flooding and she also read an email from Advance Disposal stating that they were not able to pick up all the garbage in the Township today because of mechanical break down, but it will be completed first thing in the morning.

The 4-H inquired if a trophy case could be put in the Town hall. The Board said they needed more information such as size, what model, etc

**Town Zoning Report – Tom Jackson:** A zoning meeting was held 1 hour before this meeting and the agenda was the CSM for Borchardt. This has already been acted on tonight. There was discussion about a trailer like structure on a commercial lot on County Rd E. He stopped and looked at it. It is about a 12x40 work trailer. The trailer is empty, there is no defined rooms or bathroom and is considered to be a storage unit or a job trailer. Our ordinances state that you can only have a mobile home structure on Agriculture property. This is a Dacco unit and is not considered to be a mobile home. It is considered a storage unit. This unit is on railroad ties without axles. Tom talked to the owners and they are not using it at this time. It is thought the previous owner used it as a break room for his employees. The zoning committee recommended that they could not use it for storage but it should be alright on the property. Tom Egan asked for clarification for he understood that the owners would not be able to use it for anything. Tom Jackson said it could not be used for living quarters, but it was pointed out he said it could not be used for storage if it is classified as a mobile home. But since it is a Dacco product, it is not classified a mobile home, rather a storage unit. Pat Kafer questioned why a storage unit could not be used on commercial property. Our Town ordinances state you can have storage units on commercial property and this is thought to be a storage unit and not a mobile home. Pat Kafer said he would think that is what Mr. Jackson would indicate to the owner. Tom Jackson said he told the property owners that this would be bought up to the committee members and to the Board and he would stop back out with the decision. Tom Egan said Tom Jackson could contact the Town attorney for clarification.

**New Business:** Tom Egan read the Town Assessor agreement for 2019 from Larry Timm. ***Motion by Kafer, 2<sup>nd</sup> by Schoonover to sign the 2019 assessment agreement from Larry Timm. Motion carried.*** It was asked if the Town has a copy of the assessors records that is on his computer. Hendricks stated that the Town has Market Drive on their computer and the same records are on the Towns computer.

**Discussion on Town hall maintenance:** A publication was in the paper requesting bids for cleanup and maintenance on the gardens around the hall. Tom Egan went over the two bids were received – Maintaining Excellence LLC and Polly Kafer. Both estimates had comments on what would be done and hourly rate. Pat Kafer asked if the Town is required to have someone bonded if they are doing garden work around the hall. Tom Egan said we do if they are cutting down trees, mowing or brushing, but he did not see why you would for garden work. They are considered self-employed. Kafer asked who initially bought this to the Town, which was Maintaining Excellence LLC. Hendricks stated that she also had a couple of other interested parties, but a bid was not submitted. Tom Egan said his thought that for the rest of this year, he would like to try Polly Kafer. The hourly rate was more then half the rate of the other bid. The Town can then see how she does for this year before a yearly contract is offered. ***Tom Egan said this was his motion. 2<sup>nd</sup> by Schoonover.*** Discussion: For the rest of the year, it should just be weeding, pruning, etc but not doing any planting. It was also asked if someone would be supervising the work done so too much would not be done. There was concern if she knew exactly what has to be done. Tom Egan said it would be a good idea if a professional did do a walk around to make sure things were done correctly. ***Motion carried with Pat Kafer abstaining from voting.***

**Discussion on Town Maintenance:** Tom Egan said that the Town is doing all the chip & seal that was recommended by the County. Culverts are being replaced. The stop signs were installed on Liberty School Road. Pat Kafer asked if Friends could be called to inform them there is a curve sign down on Eureka Lock

Road and there is a tree down by the Old Blue Belle. Pat Kafer asked if a bill was received from Ripon Truck for the mowing, which she has not received. Hendricks said she had an inquiry about Lost Lane. Brushing is being done but they were wondering if ditching would be. Tom Egan said it would be awhile because of the flooding.

**County Zoning Report - Dan Stokes:** Dan did not have anything on the County zoning, but he attended a Twilight meeting down by Markesan. There were several state representatives present along with the Secretary of Agriculture. There were about 125 people in attendance.

**County Report - Tom Egan:** The County Board had a meeting last night. There was more discussion on the airport and they are in the midst of Budget meetings. A new building will be going up behind the Coughlin Center. The hwy department is working on CTY Rd K and they will be going on A to GG. At one time there was a trail out there and no one wants to pay for it. They took that out and there was a lot of people who wanted the trail. Eminent domain was taken out of the state budget for trails, but it is still there for roads. The Town of Rushford has the most houses going up in this area according to the County Planning and Zoning. Town of Vinland had to close one of their roads because of the flooding.

**Building permits - Tom Egan**

Phil Rew, 3074 Cty Rd E, Omro, WI 54963  
Removing siding footings by Dean Powless from Reynold & Foundation Repair  
\$7000 8-8-2018

John Buttke, 90260 Liberty School Road, Omro  
16' x 24' steel building with concrete base  
Built by self  
\$9000 8-14-2018

Travis Schmuhl, 9191 Ivy Lane, Berlin, WI  
16' x 20' hunting shed with overhang porch  
Treated wood floor with steel tin roof.  
Built by Self  
\$2173 8-1-2018

Jay Kallas, 3290 Quarry Dr, Omro, WI 920-369-8351  
32 x 32 pole building with 10' walls built by self  
\$12,000 8-29-18

Flying Mane , 3133 St Rd 116, Waukau  
Built by Allan Ledger, 115 S. Johnson St, Berlin, WI  
50' x 6' lean to, wood frame and metal roof  
\$5000 9-1-18

Matt Meyer, 3268 Cty Rd E, Omro, WI  
5' x 36' Equipment room, concrete, treated lumber, steel materials  
Built by Self and Tanner Equipment  
\$3000 9-2-18

Donald & Marietta Malson, 2820 CTY RD E  
Re-roof /install metal over cement & shingles - 4000 sq ft metal roof  
Done by Security Luehke Roofing, 3921 Endeavor Dr, Appleton  
\$40,599 8-22-18

**Reports of Attended Meetings:**

Partisan Office Election on August 14<sup>th</sup> – there were 202 voters. The Clerk thought the turn out was lower because of the road work on CTY RD K.

**Upcoming Meetings:**

The Omro-Rushford-Omro will have their joint fire department meeting on September 12<sup>th</sup> at 7:00.

A special meeting of the board should be called for approval of liquor license for Lindsey Blaauw for the Starlight Bar. The attorney would like to close on this as soon as possible. Because of legal posting, the earliest the Board can vote on this is September 21<sup>st</sup>. The Board will meet on Friday, September 21<sup>st</sup> at 9:30.

There is a WTA workshop in Ripon on September 18<sup>th</sup>. No one will be attending.  
The WTA Convention is October 14-16 with registration due on September 25<sup>th</sup>.

Books were audited.

***Motion by Kafer, 2<sup>nd</sup> by Schoonover to adjourn at 8:30. Motion carried.***

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Respectfully submitted by Peggy Hendricks, Clerk