

## **MARCH 5, 2018**

Meeting called to order at 6:30 p.m. Peterik, Sortwell, Nehring and Herman present. Pledge of Allegiance recited.

Attendance: Greg J. Pitel, Richard Wegner, Alan Born, Jeff Sheffer, Jim Falkowski, Jim Braun, Shawn Wendt, Russell Rezba, Bruce & Courtney Geibel, Thomas & Brigit Kelly, Pat Kasten, Dalton Schmidt, Dan Dufek, Daniel & Angie Ratajczak, Jim Theyryl, Debbie Hockstellier, Don Robinson, Brittney Parma, Tyler Gruber, Christopher Zigmunt, John Rendl, Scott Ratajczak, Attorney Steven Frassetto, Josh Dhuey, Rebecca Ratajczak, Morgan Schoenebeck, John Kropp, Ralph Sczygelski, George Gobel, Peter Kolaszewski, Paul Diefenthaler, Jerry Dugan, Jesse Kratz, Andy Ratajczak, and Chris Tuschel.

Minutes of February 2018 meetings approved on motion by Sortwell, second by Nehring. All voting aye, motion carried.

Treasurer's report read/approved on motion by Sortwell, second by Nehring. All voting aye, motion carried.

Next meeting: April 9, 2018 at 7:00 p.m. on motion by Nehring, second by Sortwell. All voting aye, motion carried.

Motion by Sortwell, second by Nehring, to adopt agenda in any order. All voting aye, motion carried.

**PUBLIC INPUT** – Jim Theyerl and George Gobel spoke regarding 141 Speedway and request an approval recommendation to the Board of Adjustment regarding the conditional use permit of KRR Enterprises LLC. Ralph Sczygelski introduced himself as candidate for Manitowoc County Circuit Court Judge in the upcoming April election.

### **BUILDING, ZONING & CULVERTS**

**Motion by Sortwell, second by Nehring, to grant Donald Robinson a building permit for a pole building on property located at 2202 Hwy. 147, Mishicot. All voting aye, motion carried.**

**Motion by Sortwell, second by Nehring, to grant Thomas & Bergit Kelly a building permit for a 24' x 45' garage on property located on 18421 Harpts Lake Road, Denmark. All voting aye, motion carried.**

**Motion by Sortwell, second by Nehring, to approve rezoning request of Patricia Kasten of 6.4 acres of property on Rainbow Road from General Agriculture to Large Estate. All voting aye, motion carried.**

Clerk distributed copies of Town of Franklin (Kewaunee County) notice of application for conditional use permit on Jean M. Zahorik property – meeting date: March 19, 2018.

Clerk informed board Christopher Wavrunek received permit for machine shed from county. He has not appeared before town board – clerk will send letter requesting his appearance.

**Andrew Warpinski** – rezone matter. No appearance by Mr. Warpinski.

**Dennis Frenz** – Contact was made with Peterik and no rezone of property was necessary. County recommended variance. No action necessary by town.

**KRR Enterprises, LLC – Conditional Use Permit Changes** – Copy of Conditional Use Permit Application dated January 25, 2018 attached for reference purposes. Attorney Steven Frassetto appeared on behalf of KRR Enterprises, LLC. and stated unused tires are being used for barriers only (Item #5) and fireworks permits are required from town and notification must be made to fire department (Item #14). Proposed requested changes to current conditional use permit were discussed.

**Motion by Sortwell, second by Nehring, to approve conditional use permit request to change existing conditions with the recommendations made to owners and representative by the town board. All voting aye, motion carried.** The recommendations made were as follows:

- #7. **50 employee limit** - Town Board is in agreement with removal of this condition.
- #9. **Days of operation** – Town Board is in agreement with removal of last sentence and requests language addition: “However, if extraordinary circumstances exist, the three (3) day special race events may be extended to a fourth (4<sup>th</sup>) day to allow make up of hours lost due to extraordinary circumstances”. Balance of request language is fine with addition that Board requests notification to not only Manitowoc County, but also to town board any time day/hours are extended due to extraordinary circumstances.
- #11. **Hours of operation** – Board is in agreement with extension of time until 11:30 p.m. if extraordinary circumstances exist. Board requests notification to not only Manitowoc County, but also to town board any time hours are extended due to extraordinary circumstances.
- #13. **Number of concerts** – limit of one per calendar year currently. Board is agreeable to amending to 3 concerts per calendar year.
- #23. **Tree line** – this condition of tree planting is complete per Attorney Frassetto.

SDA Ahnapee, LLC Conditional Use Application scheduled for May, 2018. Several items on current conditional use permit were presented by Attorney Frassetto including updates on required completed fencing, traffic, signage, lighting issues and insurance along with request for extended hours of operation for parking until close. Wisconsin Public Service states only dusk to dawn lighting available which is in conflict with #10 of current permit (lighting off w/in ½ hour of event’s end), thus request for modification in permit language on this item. Documentation regarding requested changes will be forwarded to clerk. Matter will be placed on April 2018 town board agenda for discussion/action.

### **TOWN BOARD REPORTS**

Herman reported lack of driver insurance coverage in 1/17/18 accident at Zander/Jambo Creek intersection; receipt of Charter Cable Partner, LLC franchise authorization renewal and groundwater monitoring report (no exceedances); meeting on March 20, 2018 for grant funds for Phragmites grass in Manitowoc County.

Falkowski reported on passing of snowmobile trail program by Manitowoc Planning & Park (maps available on county website) and his attendance at the Bay-Lakes Economic Development group meeting.

Wegner reported on donations received by Jim Dose family for trees, ambulance fish boil is March 23, 2018 and all is well at recycling center.

Sortwell reported on issuance of burning permits during month and attendance at Maribel Fire Department annual meeting. Mishicot Sportsmens Club will have brat fry on April 14, 2018.

Nehring reported concern of Dean Anhalt, Town of Mishicot Supervisor, regarding ATV signage on Fisherville & Princel Roads; ice on Old Y hill; and necessity of creating list of potholes needing attention.

Peterik reported on meeting with highway department, car accident and damage to post on Melnik Road bridge (SW side) which will need repair, Rainbow Road and other signs stolen, county will provide estimate of installation of proper signage on Zander Road, no insurance coverage on stolen signs or guardrail attached to bridge, Class B roads should be posted,

### **UNFINISHED BUSINESS**

**Road Projects & Updates** – Peterik stated North Lake and Harpt’s Lake at Zander culverts are taken care of; waiting on visits from contractors and estimates. Peterik working on Horse Road – discovered there are existing easements (Lambert has). Lake Road – Sortwell reported Larrabee Sportsmans Club has approved funding, county and Manitowoc Fish & Game are also looking into funding. Quotes are being obtained.

**Grass Cutting Contracts** – Motion by Sortwell, second by Nehring, to publish and post request for sealed quotes for 1) grass cutting of town cemeteries and town hall property and 2) town road right of way grass cutting and all brush cutting involved with right of way grass #1 and #2 cutting for 2018. All voting aye, motion carried.

**Twin Bridge Road (Twin) Culverts** – John Kropp and Peter Kolaszewski (Ayres Associates) presented information on culverts and the need for replacement with possibly one aluminum box culvert. Potential federal funding was explained; wait list time could be ten years. County bridge aid (50% of town cost) available, including any engineering funds. Potential cost depends on many unknown factors at this time, but very approximate cost would be \$150,000.00. Discussion. **Motion by Sortwell, second by Nehring, to accept Ayres Associates Structure Analysis Services contract and have discussion at Annual Town Meeting with public on this matter. All voting aye, motion carried.** Future bidding process would be additional estimated cost of \$3,000.00.

**Dose Bridge** – Kropp presented information on proposed project. Estimate is \$42,350.00, not including blacktop work and endwalls; would qualify for county bridge aid funding (50% of town cost). **Motion by Nehring, second by Sortwell, to accept Manitowoc County Highway Department proposal to replace culvert on Twin Bridge Road Jambo Creek over flow. All voting aye, motion carried.**

**Cooperstown Constable** – Peterik reported no contact with Cooperstown constable and he spoke with sheriff who stated our needs could be handled by department with exception of dog calls and the like. Sortwell would like this brought up at annual meeting.

### **NEW BUSINESS**

**Schenck, SC**– Greg J. Pitel of Schenck, SC presented the audit documents for the calendar year 2017.

**Grumpy’s Enterprises, LLC** – Sortwell opened and read Grumpy’s Enterprises, LLC proposal dated February 5, 2018 for grass cutting and trimming of cemeteries/town hall property. Proposal filed.

**Town Hall Maintenance Issues** – Septic system froze in February; new riser needed for septic tank and Peterik had outdoor outlet installed and has heater in tank now. Jeff Sheffer installed new door handles and weather stripping on doors. Bathroom faucet fixtures need replacement and men’s urinal needs flushing handle. **Motion by Nehring, second by Sortwell, to repair bathroom plumbing issues. All voting aye, motion carried.**

**Liquor & Operator Licenses** – Carol Stadler has surrendered her Class B Liquor and Cigarette Licenses.

**Hermits Hideaway, LLC** - **Motion by Sortwell, second by Nehring, to grant Operator’s Permit to Lynn Zigmunt. All voting aye, motion carried. Motion by Peterik, second by Nehring, to grant Operator’s Permit to Johanna Chaloupka, with condition that background check shows no criminal convictions. All voting aye, motion carried. Motion by Sortwell, second by Nehring, to approve the Schedule for Appointment of Christopher G. Zigmunt as Agent of Hermits Hideaway, LLC. All voting aye, motion carried. Motion by Sortwell, second by Nehring, to approve and grant Alcohol Beverage Retail License to Hermits Hideaway, LLC. All voting aye, motion carried.**

**Motion by Sortwell, second by Nehring, to grant Operator’s Permits to James Braun and Cynthia Braun. All voting aye, motion carried.**

Clerk informed board that Tony Loeh would not be renewing his license for operation of T & A Beach Bar in 2018. Carrie Jaeger was approved by and has contract with Larrabee Sportsman’s Club to run the bar.

**Items for April Agenda:** snowplowing, road projects, Lake Road, grass cutting contracts, Tisch Mills Fire Contract.

**Motion by Sortwell, second by Nehring, to pay presented bills, including social security by EFT. All voting aye, motion carried.** Checks were then written from 15819 to 15842.

**Motion by Nehring, second by Sortwell, to adjourn. All voting aye, motion carried.** Meeting adjourned at 9:21 p.m.

Linda S. Herman, Town Clerk