

TOWN OF NEWTON
BOARD MEETING MINUTES
August 10, 2011

Chairman, Kevin Behnke called our town board meeting to order on Wednesday, August 10, 2011, at 7:00 p.m. . Roll call was taken: Kevin Behnke, Chairman; Roger Busse, Supervisor; Mark Knorr, Supervisor; Joe Janowski, Zoning Administrator; Paulette, Vogt, Treasurer; Ed Downing, Road Supervisor; ValJean Marcoe, Law Enforcement Officer; Barbara Pankratz, Clerk, Scott Konik, Mike and Kathy Knorr, and Sheldon Krueger were present. Everyone joined in reciting the Pledge of Allegiance.

The clerk verified the posting of the agenda in the three designated public places and affidavit of posting for this meeting after which motion was made by Mark Knorr, Supervisor to approve the agenda. Motion was seconded by Roger Busse, Supervisor and passed.

The minutes of the July 13, 2011 meeting were accepted by motion made by Mark Knorr and seconded by Kevin Behnke. Motion carried.

The treasurer had submitted her report which was approved by motion made by Mark Knorr and seconded by Kevin Behnke. Motion carried.

Kevin Behnke, Chairman opened the public in-put. Mike and Kathy Knorr appeared before the Board in reference to the Lyle and Darlene Schuricht property located adjacent to Hi-Way 42 Garage. They indicated that rodents in the area are now a huge problem. They have talked to the Health Department, the DNR as well as Park and Planning and have gotten no satisfaction about the horrific condition of the property as well as the septic system and the rodent problem. Kevin Behnke apologized to them about the delay in any action and thanked them for their patience above and beyond what would be expected in this situation considering the amount of time that this has been ongoing. Kevin indicated that he will talk to Reed Gaedke about this matter again. Kevin also indicated that the County is charging residents \$30. a year to maintain septic systems and this is not being done on this property. He stated he will have a very aggressive approach and will do what he can on the County level. The Board will also talk to the Plan Commission about reviewing ordinances and encompass habitable and uninhabitable structures in said ordinances. ValJean Marcoe, Law Enforcement Officer was instructed to issue daily citations and do whatever is necessary in order to get this matter resolved.

The next matter in public in-put was the zone change request of Scott Konik, 3512 Meadow Lane, Manitowoc, WI for property he owns at 5601 County Road CR, Manitowoc, WI from B-1 Business to R-2 Residential. The Plan Commission of the Town of Newton recommended this zone change request since Mr. Konik will be building a residence on the property. Mark Knorr, Supervisor made a motion that the Town Board grant this zone change request from B-1 Business to R-2 Residential per the Plan Commission's recommendation. Roger Busse seconded the motion which carried. Kevin Behnke abstained from voting.

Joe Janowski, Zoning Administrator submitted his report for July which included new structures, remodeling, siding on barn and house.

Ed Downing, Road Supervisor indicated that grass cutting would be done next week and will submit a driveway notice to Chairman Behnke for insertion in the Fall Newsletter.

Roger Busse's submission of proposed new recycling rates will be addressed after the closed session.

Paulette Vogt, Treasurer stated that only one snow plow contract has not been paid. She also stated that the new procedure of bill paying is going well. Herself and the clerk met and went over all of the information necessary to effect on-line banking with bill paying and direct deposit of payroll checks. The Board and road workers will submit to the clerk their necessary bank information and bill paying will be done wherever possible. Stubs can be given to whoever wants them. The cost of this service is \$4.95 per month whether the checks are bill paid or a check is sent out. Chairman Behnke indicated we should watch this charge and if it increases considerably we can always revert back to check writing ourselves.

ValJean gave his report about incident calls and also spoke about a drainage pipe at 5629 County Road U which runs into the back yard. He called several times but no one returned his calls. Chairman Behnke indicated that this pipe sounds like it is in violation and ValJean should report the same to the County. ValJean also spoke to the person who owns farm property on County Road LS that has a large amount of tires as well as a huge amount of burdocks growing on the property. The barns do not have doors and there are holes in the floors which would be hazardous to anyone entering the buildings. The owner stated that she would work on cleaning up the place. Val Jean told the property owner she had two weeks to clean up the burdocks. He will check on this matter at that time. The dog walker on South Union Road who was walking his dog without a leash was told that even though he had an electronic collar on the dog that according to our ordinance the dog must be leashed. The owner indicated he would comply.

ValJean Marcoe, Law Enforcement Officer was given a cell phone for Town use. Since he is also employed by Meeme and Centerville as a law enforcement officer it was decided that the statement would be divided three ways and Meeme and Centerville would be billed for their share in December.

Chairman Behnke next addressed the Union Road Bridge. He had spoke to John Kropp about the condition of the bridge which is not good. Kevin also talked with Dave Patzlaff from Ayers and was told that they would do a weight analysis on the bridge to figure out what weights we should post on the bridge. We are on the schedule for bridge replacement but the design will be in 2012 and the bridge in 2013. Until then the problems of structure on the bridge (now that we know about it) is our responsibility to act and if that means weight limits so be it. We have a proposal from Ayers to do the bridge study. They would analysis the bridge without structure rating for \$1500. and would charge \$1900. with structure rating. We would have to go with the structure rating. If we don't do anything and something happens we would be in a lot of trouble. Roger Busse discussed that he felt that we do not need such a heavy bridge for that road at a large

cost. Ed Downing, Road Supervisor indicated that the bridge did receive a lot of traffic. Kevin stated that the engineering involved as well as the DNR telling us what we can and cannot do reflects on the costs. He also told Mr. Busse that he should call Gary Kennedy, Commissioner of the Manitowoc County Highway Department about why this bridge work has to be done and the cost is as high as it is because Mr. Kennedy could give Roger a better answer than Kevin could. Chairman Behnke made a motion that we approve the proposal from Ayers and Associates for \$1900. for super structure rating. Mark Knorr seconded the motion which carried. Kevin signed the proposal and Ed will return it to Ayers.

Kevin spoke to Roger Sieben who attended the meeting at Twin Fountains about American Transmission proposals and Kevin indicated to Roger that the Town would like to use the existing lines instead of new lines. Roger is putting together a report about staying with the existing line.

Norheim Lane blacktopping was the next item. There is no drainage culvert under the road that goes into the subdivision and as a result the shoulder is washed out. The road supervisor checked with Northeast and they will fill in blacktop on the shoulder so it does not wash out all of the time.

Kevin Behnke is looking into well testing of the old landfill site which is very difficult to go from semi-annually to annually and rare to go to not at all. Kevin will contact people at the WTA about how often other towns are testing. Kevin will investigate how this could happen and will find out how much is involved.

Burning permit – when warnings about burning illegally are issued to people of the town they do not take it seriously. Kevin has notified the Fire Department and they are working on what could be put into an ordinance. The matter of how we educate people who get a burning permit should probably be revised also. Some of the requirements could be incorporated into the burning permit that is signed by the resident. Kevin suggested that the board look at the Wisconsin Town Association web site to check other burning ordinance to see if we can use that information when we are ready to review our own burning ordinance.

Kevin will be working on the 2012 budget and asked for input on the same. He will start the same and the Board and Clerk will review the same at a future meeting.

South 26th Street jurisdiction discretion was the next item to be addressed. The Town of Manitowoc has jurisdiction over the section of South 26th Street from Silver Creek Road to Viebahn Street. The property on the Newton side is zoned Industrial and the property on Manitowoc's side has a lot of residential. A person has contacted Kevin about purchasing the Heresite property, which is zoned Industrial but only has access off Orchard Lane. The turn from South 26th Street into Orchard Lane is too narrow for truck traffic and Orchard Lane was not built for truck traffic. Kevin is concerned about increased truck traffic and what if the Town of Manitowoc would put up weight limits on their section of South 26th Street.

Kevin asked the Board to think about this issue and look at the area. The Board will bring their ideas back to the September meeting so that Kevin can contact the individual that inquired about the Heresite property..

A letter was received by the Clerk from Alpha Terra Testing asking to give the Town of Newton a quote on landfill monitoring and reporting. Kevin stated that Cardinal Environmental costs has risen considerably and it would not hurt to request a quote from this company. He instructed Ed Downing to make an appointment to have someone from Alpha come and tell us what they would do and how much it would cost. The clerk gave Ed the most recent report from Cardinal so that he would know what was tested and what the results were. Ed will report back to our meeting in September.

A letter was sent to Dale Markwardt from Town of Manitowoc indicating that the Town of Newton would no longer do snow removal for them in 2011-2012.

A document was received by the clerk dissolving the Silver Creek Sanitary District which is on file.

The vouchers were reviewed by the Board and accepted by motion made by Roger Busse and seconded by Mark Knorr. Motion passed.

Kevin Behnke made a motion to go into closed session pursuant to Section 19.85 (1)(c) of the Wisconsin Statutes to discuss personnel matters. Motion was seconded by Mark Knorr. Motion carried.

After deliberations in closed session motion was made by Mark Knorr to go back into open session. Said motion was seconded by Roger Busse and carried.

Roger Busse's proposed revised recycling rates were reviewed and there being no changes were accepted by motion made by Roger Busse and seconded by Mark Knorr. There were two ayes (both supervisors) and one nay (chairman) for this motion. Kevin complimented Roger on the fine job he did putting the recycling rates together. It was decided that the new rates would go into effect as of September 1, 2011 per amended motion. The clerk was instructed to send a copy of the same to the Town of Centerville and change the rates under "Recycling" on the web site. The new rates will be posted at the Recycling Center. Jacob Holschbach does vinyl lettering and he will be contacted to make a board to be posted at the Recycling Center.

Roger mentioned to Kevin that a thank you should go into the newsletter about residents who cut their ditches.

On Roger's proposal for dumpster concepts it seemed that Larry's Hauling was the best with six yard dumpsters since our residents are use to our method of recycling which is separate containers. We will continue recycling as we have separating glass and cans. Weights will have to be provided for the Recycling Contract. Compactor is emptied every two weeks. The clerk will contact the clerks of Manitowoc Rapids and Liberty to find out how they get their weights and who does their hauling of their recyclables. Cardboard and newspaper were deposited in one dumpster. Kevin felt that a six yard dumpster would fill up quickly. Roger will check with Larrys to find out if he has a larger dumpster for this. It would have to have a cover. We will start with a six yard dumpster for cardboard and paper and if it is full then it will be deposited in the building. Larry's would have to check the shed to see if there is anything in there. They do have a key for the shed. Attendants should make sure that the cardboard is flattened in order to alleviate the dumpster filling up quickly. Roger will inform the attendants of the new procedures. This will save on wages because the town workers will not have to be loading paper, etc. which will cut down on hours worked at the Recycling Center. Roger Busse made a motion that we have dumpsters from Larry's and seconded by Mark Knorr. Motion carried.

The shop has to be painted and Kevin asked Ed to coordinate with Mark and plan on painting and what has to be done be it washing the walls or pressure washing and the same should be completed by the end of the year.

The cleaning of the hall will be looked into by Kevin. The Board will decide the wage scale, hours needed, etc. and the same will be put out for bid.

There being no further business to come before the meeting we adjourned by motion made by Roger Busse and seconded by Kevin Behnke. Motion carried.

Barbara Pankratz, Town Clerk