

TOWN OF NEWTON  
BOARD MEETING MINUTES  
May 11, 2011

Chairman, Kevin Behnke called our May meeting to order at 7:00 p.m. on Wednesday, May 11, 2011. Roll call was taken: Kevin Behnke, Chairman; Roger Busse, Supervisor; Mark Knorr, Supervisor; Paulette Vogt, Treasurer; Ed Downing, Road Supervisor; ValJean Marcoe, Law Enforcement Officer; Barbara Pankratz, Clerk; Kim and Cheryl Hoffman; Clem Schoenborn, Charlie Bauer, John Delmore of Scott Construction; Tom Lalko; Steven and Michelle Hoffman; Gary Truettner and Jeff Reesman of Northeast Asphalt were present. Joe Janowski, Zoning Administrator was excused. 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 April meeting were accepted after motion made by Roger Busse and seconded by Mark Knorr. Motion carried.

Kevin Behnke, Chairman opened the public in-put. Gary Truettner had requested placement on the agenda and he spoke at this time. He suggested that when a large group is present that the meeting be moved into the town hall area so there would be more room. We remained in the meeting room. He also indicated that his attendance and presentation was not for personal bashing but to address information and move on from here. He presented substantiating printed information about many of his comments to the Chairman and the two Supervisors. Items he addressed included: The fact that the clerk did not write down everything he stated at a meeting; referenced Roberts Rules of Order pamphlet; inquired about our Financial Planner questioning some of his tactics; electronic transfers; failure to receive records requested timely; FDIC regulations governing Town money; requested a listing of those who received the Annual Report by mail; talked about the Chizek trucks taking County roads mainly County Road C; wants the new supervisors to address new topics that could be improved; razing of buildings in the town (people should be made aware when they can do this and when it affects their taxes); building permits issuance was another matter. He stated that a building

should be completed in one year. If it is not completed in one year there should be a penalty for not doing so.

Other public in-put was a question from Cheryl Hoffman inquiring as to how a person got on the mailing list for the mailed reports. She was informed that she has to submit her name and address to a member of the Board and she will be put on the list.

Charlie Bauer wanted to know about culverts on Highway 42 and he will call Ed Downing, Road Supervisor about the engineering of the same.

Tom Lalko referenced the fact that the minutes posted on the web site are not up to date right after the meeting. He was informed by Chairman Kevin Behnke that no draft minutes are posted and the same are posted after the next meeting at which they are approved by the Board. It is noted that the previous month's meeting minutes are posted the next day after the next month's meeting.

Clem Schoenborn wanted to know what the town is going to do about the damage done to Norheim Lane which needs gravel. Ed Downing, Road Supervisor indicated that he will take care of the road work. Clem also asked about what can be done with County Road LS which goes past his house. He stated that a lot of money had been spent on County Road CR putting in a guard rail with cement being poured. Chairman Behnke indicated that bridge inspections are done every other year and he will talk to Gary Kennedy of the Highway Department. Clem also inquired about the speed limit on Norheim Lane and was told that we could lower the speed limit by ten miles and make it 45 MPH instead of 55 MPH. This item will be placed on the June agenda as it cannot be addressed since it was not on the agenda.

The matter of the placement of a garage by Scott Ruthmansdorfer was addressed. Ed Downing will measure this placement since it has to be at least sixty feet from the center of the road.

Steven Hoffman of 8426 Borgwardt Lane, Manitowoc appeared before the Board requesting a zone change from A-3 Farmland Preservation District to A-1 Agricultural/Rural Residential District on 2.0 acres of land located in the Northeast One-quarter (NE1/4) of the Southwest One-quarter (SW1/4) of Section 8, Township 18 North, Range 23 East in the Town of Newton, Manitowoc County, State of Wisconsin.

The Plan Commission of the Town of Newton recommended this zone change request since the Hoffmans do not have any other access to this property. Upon this recommendation Kevin Behnke, Chairman made a motion that the Town Board grant this zone change request from A-3 to A-1 as per the Plan Commission's recommendation. Roger Busse, Supervisor seconded the motion which carried. It is noted that the Hoffmans did get a variance from the Board of Appeals on the road frontage.

The next item of business was road work to be done in 2011. The Town looked at asphaltting Clover Road but that would take at least three-fourths of our road budget with minimal other work to be done. Other scenario: do more slurry and chip sealing versus asphaltting. Kevin Behnke indicated that the project on Clover Road was significant because of the prevailing wage law and that the prevailing wage law will be in effect for this contract season.

In reference to Brunner Road from Carstens Lake Road to Wehausen and Wehausen to English Lake Road – Kevin suggested one section of road get a double chip from Scott Construction at a cost of \$26,400 and the other section get a slurry seal from Fahrner at a cost of \$17,372.

Kevin indicated that Scheffler Road has substantial cracking on the East end and if not sealed there will be problems. He recommended double chipping on the whole distance at a cost of \$48,845. from Scott Construction.

Union Road from County Road C to County Road F – single slag seal two miles - \$24,996.

On Valley View Court – Scott Construction will finish the cul de sac – No Charge.

In addition, Fahrner will slag seal Blackhawk Court and Thunder Ridge Road for \$5,666.87; Carstens Lake Road from Range Line East .271 miles for \$3,849.98; and Brunner Road from Newton Road to State Highway 42 for \$10,035.50.

Shim coat will be applied on Harley Road by Northeast Asphalt at a cost of \$6,740.

Also, \$7,500.00 was budgeted for Herrling Crack Filling to crack fill Scheffler, Union and Brunner Road.

Norheim Lane East from Norheim Lane to the beginning of Blue Heron Road will receive one and a half inches of asphalt at a cost of \$5,700. There is an agreement with the Community Bank Credit in Sheboygan, WI for credit up to \$42,000. to finish Blue Heron Road.

Our road budget also includes other things that have to be done such as center striping, culvert repair and patching.

Roger Busse, Supervisor made a motion to accept the road work as presented. Mark Knorr, Supervisor seconded the motion which carried. Contracts were signed and given to John Delmore of Scott Construction and Jeff Reesman of Northeast Asphalt.

Mark Knorr looked at the West door in the Town Hall and indicated that the whole door did not have to be replaced but just the glass should be replaced.

Roger Busse put a stake in the cemetery where a name sign should be located in the cemetery behind the Town Hall. He will look into repair and leveling of the stones at a later date.

The Recycling Center was the next item to be addressed. It was indicated that Stocks will give us some free shelving on which computers and other items can be placed eliminating clutter. There are items that come in that are useable which could generate revenue. Our current policy is that recyclables come in and no recyclables go out. Kevin told Roger that if he wanted to generate revenue by having the attendants sell certain non-recyclables that he should make sure that the attendants have the time to do this. The clerk requested Roger Busse to have the recycling attendant's review the information about recycling that is on the web to make sure that the information they are handing out is the same. The clerk informed the Board that we will be getting \$12,419.92 Recycling Grant amount by June 1, 2011 which is \$6,805.44 less than last year. It is also noted that the recycling hours will remain the same through September with the Recycling Center being open from 8:00 a.m. to 4:00 p.m. on Saturdays and open on Wednesdays from 3:00 to 6:00 p.m.

Paulette Vogt, Treasurer had previously submitted her report to the Board and Clerk which report was accepted by motion made by Roger Busse and seconded by Mark Knorr. She indicated that there are 438 dogs licensed in the town and that there are six that are not presently licensed.

Val Jean Marcoe, Law Enforcement Officer indicated that he was working with Darlene Schuricht in reference to the property on Bonde Lane.

Adoption of the new amended zoning ordinance was next. The Plan Commission approved the amended Town Zoning Ordinance. There was format changes but not a lot of policy changes. The Plan Commission unanimously voted to pass on to the Town Board the zoning amendment draft. Kevin Behnke, Chairman made a motion that we approve the new and amended zoning ordinance as approved by the Plan Commission. Mark Knorr seconded the motion which carried.

The policy on driveway permits was the next item discussed. The Board will get the Fire Department involved. When Joe Janowski, Zoning Administrator issues building permits it is a requirement that he needs a sanitary permit from the County, set-backs but nothing that addresses driveways. Kevin stated that they should have a driveway permit and there should be a process of a driveway inspection so that it is correct. If the Board agrees Kevin will look into the driveway permit and have Joe incorporate the requirements in the building permits. He asked the Board if they agreed with the policy change in reference to driveways. The same will be on the agenda for the June meeting.

It is noted that our Board of Review will be held on Monday, May 16, 2011 from 5:00 to 7:00 p.m. Also on Thursday, May 19, 2011 the Town of Newton will host the Wisconsin Towns Association (Manitowoc County Unit) meeting.

Barbara Backhaus, Clerk of the Town of Centerville has inquired about whether or not brush disposal is included in the Centerville//Newton Recycling Agreement Contract.. The clerk has checked our original contract with Centerville and found that it is not included and the Newton Clerk will inform Centerville's clerk..

The Board had been sent a listing of the statements which will be sent out upon approval. There were no questions about the same and they were approved by motion made by Mark Knorr and seconded by Roger Busse. Motion carried.

Motion was made by Roger Busse to adjourn. Said motion was seconded by Kevin Behnke.

Barbara Pankratz, Town Clerk