

TOWN OF SCOTT, BROWN COUNTY, WISCONSIN
MINUTES OF APRIL TOWN BOARD MEETING(07010
April 16, 2007

1. Call To Order

The April Town Board Meeting was called to order at 7:17 P.M. at the completion of the public hearings which began at 6:00 p.m. by Chairman Mike Van Lanen in the Town Hall. Present were Chairman Van Lanen, Supervisors Cyril Van Laanen, Kenneth Jacobs, Colleen Harris, Tom DePas Clerk Don Gibson, Treasurer Richard DeBauche, Planner Dave Cerny and Constable Terry Valitchka.

2. Review/Approve of Agenda

Motion by Jacobs, second by DePas to move Agenda Item J. Bertrand Lane Cul de sac to Item A. Vote Aye-5, No-0. Carried.

Motion by Jacobs, second by C. Van Laanen to move Treasurer/Clerk Reports to follow public comment. Vote: Aye-5. No-0. Carried.

3. Affidavit of Posting

The Affidavit of Posting was presented by the Clerk. Motion by C. Van Laanen, second by Jacobs to approve and file the affidavit of posting. Vote: Aye-5, No-0. Carried.

4. Take Action on NEA Request for Nonmetallic Mining Site Expansion

Motion by C. Van Laanen to table action until May 2007 meeting. No second. Motion failed.

Motion by DePas, second by Jacobs to take action on NEA request at this meeting. Vote: Aye 4, No-1. Carried

Motion by DePas, second by C. Van Laanen to table Juza Request for Planned Unit Development. Vote: Aye-2, No 3. DePas request for Roll Call Vote: DePas-Aye, Harris-No, Jacobs-No,C. Van Laanen-Aye, M. Van Lanen-Aye. Carried.

Motion by M. Van Lanen, Second by Harris to take action on request of Juza Acquisitions for Planned Unit Development. Vote: Aye-3, No-2. Carried.

5. Take Action of NEA Request for Nonmetallic Mining Site Expansion.

Bill Roskam stated that the Plan Commission struggled with the interpretation of the wording of the NonMetallic Mining Ordinance allowing for a 0 setback where two operations are contiguous. He now agrees that the 0 setback should only apply where two operations are contiguous.

Attorney Duffy stated that the Nonmetallic Mining Ordinance allows a 0 setback only where two permitted operations are contiguous. He defined the area as westerly from the stream in the Environmentally Sensitive Area westerly to the setback from Van Egeren Lane.

Motion by DePas, second by Harris to approve a 0 setback for NEA westerly from the ESA setback line to the Van Egeren setback line. Vote: Aye-4, No-0. Abstain-1 (Jacobs) Carried.

6. Take Action on Request of Juza Acquisitions for Planned Unit Development

Bill Roskams and Dave Cerny reviewed Plan Commission minutes. Plan commission did not give final approval of the preliminary plot. Plan Commission has approved Planned Unit Development overlay for the design of the Preliminary Plot layout.

Motion by Harris, second by DePas to approve a Preliminary Planned Development District for Juza Acquisitions with the 6 conditions as identified in the Plan Commission minutes. Layout of sidewalks and alignment of lots must be evaluated. Vote: Aye-5, No-0. Carried.

7. Approval of Minutes of Previous Meetings

Minutes of March 2007 Meeting were distributed to Town Board members. Jacobs asked that minutes concerning yard waste disposal site be amended to include one no vote. Motion by DePas, second by Jacobs to approve the minutes as amended.

Plan Commission met to upgrade zoning ordinance. No minutes provided.

8. Public Comment

Motion by M. Van Lanen, second by Jacobs to suspend rules and open meeting for public input.. Vote: Aye-5, No-0. Carried.

Sandy Boucher asked when are agendas posted at Volk's Landing. Agendas must be posted at least 24 hours before meeting. Normally minutes are posted on Friday when agenda is finalized. Saturday morning posting would be latest time.

Motion by C. Van Laanen, second by Jacobs to return to agenda. Vote: Aye-5, No-0. Carried.

9. Communications from Clerk, Engineer and Planner.

Clerk. Recycling grant of \$5900 has been received. Annual Financial Report(FormC) has been submitted to Dept. of Revenue and the Recycling Cost/Performance Report is completed.

Engineer–Planning Grant Application has been submitted. Application for grant for Regional Storm

Water Pond is being prepared. Scotland Meadows Plot has been reviewed and approval is recommended. Hackberry Court reconstruction will occur after school is out in June. Culvert crossing Wequiock Road should be repaired.. Henjun property has been evaluated for storm water ditching. Plan needs to be developed.

Planner–No Report.

10. Treasurer Report.

Treasurer Richard DeBauche presented financial institution statements and balance sheets that indicated the balance on hand on April 11, 2007 to be \$611,369.67. Clerk Don Gibson verified that all balances are reported accurately and represent current financial status. Motion by Jacobs, second by Harris to approve the audit of the financial reports. Vote: Aye-5, No-0. Carried.

Break: Motion by Harris to take a break at 8:16 P.M. Vote: Aye-5, No-0. Carried.

Motion by M. Van Lanen, second by DePas to return to session at 8:21 P.M. Vote: Aye-5, No-0.

11. Specific Matters for Action/Discussion

A. Bertrand Lane Cul de Sac Land Use Issues

Dave Cerny presented an update on issues concerning need for and location of a cul de sac at the west end of Bertrand Lane to provide access to Yardwaste Disposal Site, Adam Bertrand Property and Bertrand homestead. Scott Brosteau Engineer provided summary of issues and alternatives concerning construction of road in this area.

Motion by M. Van Lanen, second by Harris to suspend rules and open meeting to public input. Vote: Aye-5, No-0. Carried.

Dave Chrouser stated that all three parties need the cul de sac and costs should be shared.

Jamie Swinton asked if Bertand Lane is a Town Road. M. Van Lanen stated yes.

Mary Ullmer asked if there would be remote cameras from Bertrand house monitoring activities in the yard waste disposal Site. Non planned now.

Motion by C. Van Laanen, second by Mike Van Lanen to return to agenda. Vote: Aye-5, No-0. Carried.

Discussion by Town Bord Members:

–Jacobs–it is not right for Adam Bertrand to pay all costs.

-Cerny reviewed minutes as approved by Plan Commission and Town Board requiring a road.

–Jacobs–Access to Yardwaste Disposal Site is difficult now.

–Discussion on options for alternative plans or for contribution to costs.

Motion by DePas, second by Harris to not have the Town of Scott get financially involved in the completion of the cul de sac on Bertrand Lane. Vote: DePas-Aye, Harris-Aye, Jacobs, No, M. Van Lanen-Aye, C. Van Laanen-No. Vote Aye-3, No-2. Carried.

Motion by Harris, second by Jacobs to have Mead and Hunt Engineer evaluate alternate construction options for review by Plan Commission. Vote: Aye-5, No-0. Carried. Access to legal frontage on all properties must be maintained.

B. Weights and Measures Proposal by City of Green Bay.

City of Green Bay has offered to monitor weights and measures at service stations at fee of \$330.00 per year. This procedure would verify accuracy of measurement by fuel dispensing equipment. Motion by M. Van Lanen, second by Harris to approve the proposal for weights and measurement by City of Green Bay. Vote: Aye-5, No-0. Carried.

C. Fire Department Loan Application

Supervisor Harris presented Resolution 2007-04-01 for the record authorizing borrowing of \$123,000 from the Trust Funds of the State of Wisconsin for the purchase of a fire truck payable in 5 years at an interest rate of 5%. Motion to approve Resolution 2007-04-01 by Supervisor DePas, second by Supervisor Jacobs. Vote: DePas-Aye, Harris-Aye, Jacobs-Aye, C. Van Laanen-Aye, M. Van Lanen-Aye. Carried.

D. Dept. of Transportation STP Urban Program

A request has been received for solicitation of projects for the 2009-2011 STP Urban Program. Harris explained the process for determining who gets grants. There is a small chance that the Town of Scott could be eligible for a portion of Bay Settlement Road. Motion by DePas, second by Harris to authorize Mead and Hunt to prepare an application to the STP Urban Grant Program. Vote: Aye-5, No-0. Carried.

E. Sexual Offenders Residency Ordinance.

A draft of a proposed ordinance defining limitations on residency for convicted sexual offenders has been received from Attorney Dennis Duffy. Motion by DePas, second by Jacobs to refer the draft for review by the Plan Commission. Vote: Aye-5, No-0. Carried. Motion by M. Van Lanen, second by DePas to designate one member of the Town Board to be responsible for followup. Carried.

F. Scott Sanitary District #1 Commissioner.

Motion by M. Van Lanen, second by C. Van Laanen to appoint Mel DePrey to a 6 year term as Commissioner for Scott Sanitary District #1 to expire March 31, 2013. Vote: Aye-5, No-0.

G. Appointment of Town of Scott Highway Commissioner

Motion by M. Van Lanen, second by Harris to appoint Ken Jacobs as Town of Scott Highway Commissioner. Vote: Aye-5, No-0. Carried.

H. Appointment of Weed Commissioner

Motion by M. Van Lanen, second by DePas to appoint C. Van Laanen as Weed Commissioner. Vote: aye-5, No-0. Carried.

I. Appoint Yard Waste Disposal Site Overseer

Motion by M. Van Lanen, second by Harris to appoint Ken Jacobs as the Yard Waste Disposal Site Overseer. Vote: Aye-5, No-0. Carried

M. St. Killian Road Signs

There are three different methods of spelling St Killan Road on street signs. and St. Kilian as spelled by the parish. Motion by M. Van Lanen, second by Harris to change all signs to St. Kilian "Road. The signs will have 6 inch letters as are now required by DOT. Vote: Aye-5, No-0. Caried.

N. Road Construction Plans

Discussion followed on need to review roads and drainage for storm water issues. Town Board will meet of April 30, 2007 to inspect roads and ditches.

O. Yard Waste Disposal Site Survey Map

Mead and Hunt will update the map. Motion by Jacobs, second by C. Van Laanen to table the issue. Vote: Aye-5, No-0. Carried.

12. Reports from Town Officers/Committees.

A. Building Permit Fees A review of fees and pay for inspectors will begin this month.

B. Bay Settlement Road. Katy Holmes of Robert E. Lee has moved to another job. A new engineer has been assigned. Plans to let project for bids in May. Ron Tillmann has requested wider driveways on his tree farm property.

C. Traffic Complaint. A Bay Settlement Road resident has registered a complaint about speeding on Bay Settlement Road. It has been referred to Brown County Sheriff Dept.

D. Van Lanen Road Bridge. Brown County inspection report indicates that the bridge is 19.5 feet wide.

13. Financial Approvals.

A summary of receipts(\$151,853.18) and disbursements(\$162,276.54) was approved by the Town Board Members.

14. Next Meeting/Adjournment

Next Town Board Meeting will be at 6:00 P.M. on May 8, 2007. Motion to adjourn by M. Van Lanen, second by Jacobs. Vote: Aye-5, No-0. Carried.

Donald L. Gibson

Clerk/Treasurer