

TOWN OF SCOTT, BROWN COUNTY, WISCONSIN
MINUTES OF June 16, 2009 TOWN BOARD MEETING

1. Call To Order: The June 16, 2009 Town Board Meeting was called to order at 3:50 P.M. on Tuesday, June 16, 2009 in the Town Hall by Chairman Mike Van Lanen. Present were Chairman Mike Van Lanen, Supervisor Cyril Van Laanen, Supervisor Kenneth Jacobs, Supervisor Tom DePas, Supervisor Jeffrey Zlatohlavek, Clerk/Treasurer John Roth, Constable Leland Baenen, Jean Romback-Bartels (DNR).

2. Affidavit of Posting: The Affidavit of Posting indicating that the public notice of the Town Board Meeting was posted on June 10, 2009 was presented by the Clerk.

MOTION KEN JACOBS/TOM DEPAS to accept and file the Affidavit of Posting. Vote: Aye-5. No-0. Carried.

3. Public Comment:

MOTION MIKE VAN LANEN/JEFF ZLATOHLAVEK to suspend the rules and open the meeting to public input. Vote: Aye-5, No-0. Carried.

Steve Wirtz, Nicolet Drive: asked what is the cost (the project to relocate the Jean Nicolet Statue)? Wirtz stated that he knows a man who would move the statue for \$400. This man has been in business for 100 years. Tom DePas stated that he should have contacted the Town a long time ago if he was interested in submitting a bid, it is too late now. The Town Board explained that the moving process is very complex (regulations and requirements by the Wisconsin State Historical Society, WIS DOT and WIS DNR), and that is why it is costly. Wirtz stated that the \$400 was only for the moving of the statue.

MOTION KEN JACOBS/CY VAN LAANEN to return to the agenda. Vote: Aye-5, No-0. Carried.

4. Specific matters for discussion and possible action by Town Board:

A. Relocation of the Jean Nicolet statue (present was DNR Representative Jean Romback Bartels; Brown County Parks Representative Doug Hartman was absent): The Town Board and Bartels continued the discussion of the relocation of the Jean Nicolet Statue. Chairman Mike Van Lanen went over the bids and the revised bids. Timberline's revised bid is \$38,500. Tillmann Landscape's revised bid is \$41,991.00. Hein's bid is still at \$45,000. Chairman Mike Van Lanen stated that he knows the owners of both Tillmann and Timberline companies, they are "grandchildren" of the people that originally installed the statue.

MOTION TOM DEPAS/KEN JACOBS to award the bid for the entire project (the relocation of the Jean Nicolet Statue) to Timberline Landscapes LLC for \$38,500 (see proposal). Roll call vote: Mike Van Lanen:yes. Cy Van Laanen:yes. Ken Jacobs:yes. Tom DePas:yes. Jeff Zlatohlavek:yes. Carried.

DNR representative Bartels stated that this entire process has been done properly. The DNR will work up the contract. The DNR will do the accounting and reimbursing to the contractor. The DNR is coordinating the project. The DNR and the DOT are each contributing \$20,000 to pay for this project. Bartels also stated that she has been in contact with the company that recently installed a statue to find out how a statue is mounted. Chairman Mike Van Lanen asked about who we can contact about the sign? Bartels will assist in taking care of the sign issue (dealing with the State Historical Society). The sign will be removed from its current location.

The Town thanks Jean Romback Bartels for organizing and securing the funding for the removal of the statue. With the Town of Scott preparing for its 150 year celebration, the timing of the relocation of the statue is perfect. The 150 year celebration should be held at Wequiock Falls Park.

B. Approval of the minutes of the 6-9-09 Town Board meeting:

MOTION KEN JACOBS/TOM DEPAS to approve the minutes from the Town Board Meeting dated June 9, 2009. Vote: Aye-5, No-0. Carried.

C. Codification project update: Clerk/Treasurer Roth had mailed a copy of the recent correspondence from General Code Company to the Town Board members, Economic Development Coordinator Dave Cerny and former Clerk/Treasurer Don Gibson. The correspondence mostly involves Organizational Analysis (chapter of contents). The purpose of this is to make sure that General Code has all of the Town's ordinances by chapter. General Code has now re-organized the ordinances into their chapter format. Former Clerk/Treasurer Gibson sent a letter stating that to his knowledge, there are no additional ordinances and that the organizational analysis appears to be very thorough.

In Gibson's letter he made additional comments concerning Town ordinances that are obsolete, ordinances that should be combined/merged, and ordinances that need to be added. Does the Board want to examine these now?

Gibson also stated that I should look through the minutes to see if Ordinance 04-24-02A was approved. I could not find anything. The Board's consensus is that this was never adopted.

Roth will contact Clifford about an afternoon meeting with the Town Board.

D. Borrowing for road projects (Hickory Nut Road Construction). Roth discussed this with the Town Board. He handed out the following summary concerning the Hickory Nut Road project borrowing and a recent unexpected bill from the DOT (for over \$18,000). **Before Supervisor Jeff Zlatohlavek reported with updated information from the WIS DOT, the following is the summary for Hickory Nut Road project borrowing:**

The Town has been in contact with the WIS DOT in regard to the additional \$18-23,000 that the Town owes for the Bay Settlement Road project (from 2007). It appears that the Town will owe this amount. Roth contacted BayLake Bank to see if it is possible to add this \$18-23,000 to the loan. The bank stated that they can't do this unless we refinance the loan, and the current interest rate is higher than the existing rate.

According to Engineer Scott Brosteau, the 2009 costs for Hickory Nut are \$132,000, 5% contingency would bring this total for 2009/2010 to \$138,600. \$17,000 has already been paid by the Town, so the remaining estimated cost of the Hickory Nut Road project is \$121,600. The Town budgeted \$45,000 for its share of the Hickory Nut project, but the Town's responsibility for the Hickory Nut project was increased to \$67,710. The Town was going to use the \$45,000 budgeted for Hickory Nut plus \$22,710 of Major Road Const.#5. The remaining \$27,290 of Major Road Const.#5 is designated for road Maint. (Scott Const contract is \$30,310).

The Town (over the 20 year special assessments for Hickory Nut) will be receiving \$144,393.60 (principal) for the resident's responsibility of Hickory Nut. Each year this will be \$7219.68.

If the Town owes the money to the DOT, and it is very likely that the Town does, there are some options for paying for this additional amount:

- Borrow \$93,600 for Hickory Nut (\$138,600-\$45,000) and use the \$22,710 of Major Road Construction #5 (that was going to be used for Hickory Nut) for the additional cost of Bay Settlement Road.
- Borrow \$70,890 for Hickory Nut (\$138,600-\$45,000-\$22,710) and use some of Contingency/Undesignated funds to cover the additional amount owed to the WIS DOT (approx. \$23,000).
- Borrow \$70,890 for Hickory Nut and ask the DOT if we could pay the approx. \$23,000 with 2010 budgeted funds.

Supervisor Jeff Zlatohlavek gave an update in regard to the DOT bill for over \$18,000. Zlatohlavek stated that the DOT billed it to the wrong project. The Town may end up owing only approximately \$1000.

The Town will wait until the July meeting to decide how much to borrow for Hickory Nut.

5. Communications by Clerk/ Engineer and Economic Development Coordinator

6. Reports from Town Officers/Committees/Commissions:

- A. Jeff Zlatohlavek: (update in regard to the WIS DOT bill); asked if/when the Town is going to cut the ditches; Town Board should receive updates/minutes from the Storm Water Utility.
- B. Cy Van Laanen: complaint about junk on a County road. Chairman Mike Van Lanen stated that we need a written complaint. Tom DePas stated that recommendations and/or complaints must be in writing and signed or they will not be brought to the Town Board, or the person must attend the Town Board meeting and give the input at Public Comment to get action.
- C. Ken Jacobs: Road work (chip seal, etc) is done; Stumps on Point Lane have been removed.
- D. Mike Van Lanen: Paving letter to Wequiock Creek Estates. Jacobs stated that Bob Nooyen will do the paving for St. Kilians.
- E. Tom DePas: Library Book Mobile starts tomorrow; Parking regulations ordinance should state that parking should not be allowed in right-of-ways, not just the road.

7. Meetings/Adjourn: July 7 Public Hearing Cond. Use Mausoleum/Regular Town Board meeting. **MOTION CY VAN LAANEN/KEN JACOBS** to adjourn Vote: Aye-5, No-0. Carried. Meeting Adjourned at 5:30 P.M.

John Roth, Clerk/Treasurer