

TOWN OF SCOTT, BROWN COUNTY, WISCONSIN
MINUTES OF October 19, 2010 TOWN BOARD MEETING

1. **Call To Order:** The October 19, 2010 Town Board Meeting was called to order at 4:00 P.M. on Tuesday, October 19, 2010 in the Town Hall by Chairman Mike Van Lanen. Present were Chairman Mike Van Lanen, Supervisor Cyril Van Laanen, Supervisor Ken Jacobs, Supervisor Colleen Harris, Supervisor Jeffrey Zlatohlavek, Clerk/Treasurer John Roth, Town Engineer Scott Brosteau, Town Attorney Dennis Duffy.
2. **Affidavit of Posting:** The Affidavit of Posting indicating that the public notice of the Town Board Meeting was posted on October 15, 2010 and the Affidavit of Posting indicating that the public notice of the Public Hearing was posted on October 8, 2010 was presented by the Clerk. The Green Bay Press Gazette provided an Affidavit of Publishing dated October 9, 2010. The Town sent via Certified Letter a copy of the Public Hearing notice and Engineer's Report on October 8, 2010. The Certified Letter was received and signed for on October 12, 2010.

MOTION KEN JACOBS/CY VAN LAANEN to accept/file the Affidavit of Posting. Vote: Aye-5. No-0. Carried.

3. Public Hearing on the Special Assessments to levy special assessments for final coat of hot mix asphalt paving on Shore Crest Trail, Scotchman Drive and Shore Crest Court all in the Wequiock Creek Estates Subdivision for the properties owned by the Wequiock Creek Development:

The hearing is being held in regard to levying special assessments for final coat of hot mix asphalt paving on Shore Crest Trail, Scotchman Drive and Shore Crest Court all in the Wequiock Creek Estates Subdivision. When the Developer installed the streets, the second coat of asphalt was not completed. The proposed special assessments are being imposed on the vacant lots presently owned by the Developer only. The following is the list of parcels to be assessed:

SC-2130	SC-2155
SC-2131	SC-2157
SC-2132	SC-2158
SC-2136	SC-2159
SC-2137	SC-2160
SC-2140	SC-2161
SC-2145	SC-2164
SC-2153	SC-2165
SC-2154	SC-2170

Town Engineer Scott Brosteau and Town Attorney Dennis Duffy explained that there were two reasons why we had to hold another public hearing:

- #1 The cost of the project was higher than what was estimated. There was no crown in the road, so there was a change order for additional asphalt to correct the problem.
- #2 One of the lots sold, so the cost per parcel is also greater than the original estimate. There are now only 18 lots instead of 19.

The total cost of the project is now at \$65,470.24. The new special assessment amount per parcel is \$3,637.24.

John Bunker, 825 Huron Road, Green Bay, was present to represent the Developer. He stated that they are in court/arbitration to get the other partners out of the development. John Bunker had attended the November 2009 meeting where the Town Board stated that if the Developer did not install the final coat of asphalt, the Town would do the work and assess the properties. Bunker was OK with that, but the other partners were not cooperating.

Bunker asked when/how the special assessment can be paid off. Attorney Duffy explained stated that there would be no interest charged if paid by Nov. 1, 2010.

4. Close Public Hearing:

MOTION JEFF ZLATOHLAVEK/KEN JACOBS to close the Public Hearing on the Special Assessments to levy special assessments for final coat of hot mix asphalt paving on Shore Crest Trail, Scotchman Drive and Shore Crest Court all in the Wequiock Creek Estates Subdivision for the properties owned by the Wequiock Creek Development. Vote: Aye-5, No-0. Carried.

5. Public Input: None given

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

- A. **Approval of Final Resolution Authorizing Levying Of Special Assessments Against Benefited Property For Final Coat of Hot Mix Asphalt Paving On Shore Crest Trail, Scotchman Drive and Shore Crest Court All In The Wequiock Creek Estates Subdivision In The Town Of Scott, Brown County, Wisconsin:** Chairman Mike Van Lanen read the amended final resolution 2010-10-2.

MOTION MIKE VAN LANEN/CY VAN LAANEN to approve and sign the amended Final Resolution No. 2010-10-02 Authorizing Levying Of Special Assessments Against Benefited Property For Final Coat of Hot Mix Asphalt Paving On Shore Crest Trail, Scotchman Drive and Shore Crest Court All In The Wequiock Creek Estates Subdivision In The Town Of Scott, Brown County, Wisconsin: total assessment is \$65,470.24, each lot assessed at \$3637.24 based on the September 30, 2010 Engineer's Report. Vote: Aye-5, No-0. Carried.

B. **Approval of the Ordinance Repealing and Recreating Chapter 24, Storm Water Utility:**

Town Engineer Scott Brosteau and Town Attorney Dennis Duffy explained the need for this Ordinance Repealing and Recreating Chapter 24, Storm Water Utility of the Town of Scott. There are two major changes:

- #1 How the fees/credits are calculated for non-metallic mining properties (quarries).
- #2 The Credit application process where in some cases the property owners will not need to file an official engineer's report.

MOTION MIKE VAN LANEN/CY VAN LAANEN to approve and sign Ordinance number 2010-10-1 (the Ordinance Repealing and Recreating Chapter 24, Storm Water Utility of the Town of Scott). Vote: Aye-5, No-0. Carried.

7. Reports from Town Officers/Committees/Commissions:

- Brosteau: paving for Champeau and Jody Dr is done.
- Zlatohlavek: Why weren't the cul de sacs in Bay Heights cut? Chairman Van Lanen will call the County to have them come out again.
- Ken Jacobs: "Gersek's road (Quarry Lane) is not a Town Road, property owner is removing the stop sign at the highway. Discussion as to who owns the road? The Town does not want to accept the road. Harris is to look into this situation.
- Jacobs and Zlatohlavek did a great job installing the street signs. Discussion of regulatory signs and the need to replace them. There should be an inventory of the signs.
- Chairman Van Lanen: Discussion of weeds issue on Bay Settlement Rd. Van Lanen and Roth to look at this.
- Chairman Van Lanen: the lot division situation on Floret needs to be looked at.
- Chairman Van Lanen: complaints in regard to speeding on Hermans Road.

8. Discussion and action on specific Town Board Agenda for next meeting:

- November 2 all day: Election
- Nov. 9 – 6:00 pm: Regular Town Board meeting
- Nov. 16 – 6:00 pm: Budget Public Hearing, Special meeting to adopt the levy, meeting to adopt the budget
- Nov. 15 – 5pm: Storm Water Advisory Committee meeting

10. Meetings/Adjournment:

MOTION KEN JACOBS/CY VAN LAANEN to adjourn Vote: Aye-5, No-0. Carried. Meeting Adjourned at 4:40 pm

John Roth, Clerk/Treasurer