

February 12, 1990

Minutes of the monthly meeting of the Town Board, Town of Taycheedah, held the 12th day of February, 1990, at 8:00 p.m., at the Town Hall.

Members present - Bertram, Chairman - Schmitz & Thome, Supervisors.

Minutes of the January 8th meeting were read and approved on motion by Schmitz, 2nd by Thome. carried.

Representation from 3 Waste Haulers were present to discuss options of Waste Disposal for the Town after the Town Landfill has closed. A Public informational meeting would be held later.

A request by Richard Bertram, of Silica Stone for a 10 year extension for a Mineral Extraction Permit was approved on motion by Bertram, 2nd by Schmitz. carried. (Permit to expire on December 20, 1999)

A Certified Survey Map submitted by Andrew Pauly - located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9, Mengel Hill Road, was approved on motion by Thome, 2nd by Bertram. carried.

An Application for a Class B Beer Permit, for the St. Peter Lions Club for the Annual Pool Tournament was approved on motion by Schmitz. 2nd by Thome. carried.

An Application for a Class A Beer Permit by Marion Krumbein, for Alberts Fresh Pizza in Taycheedah, was approved on motion by Schmitz. 2nd by Thome. carried.

A motion by Schmitz to approve a Junk Yard License to Kenneth Ogie, Trans American Recovery, for a 1 year period. 2nd by Thome. carried.

Motion by Thome to approve the bills, 2nd by Bertram. carried.
(order nos. 31 thru 76)

Motion by Schmitz to adjourn, 2nd by Bertram. carried.

Dated: February 12, 1990

Attest:



Adolph G. Schneider

Town Clerk

March 12, 1990

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 12th day of March, 1990, at 8:00 P.M.

Minutes of the February 12th meeting were read and approved as read, on motion by Schmitz, 2nd by Thome. carried.

An application for a Class B Beer Permit, filed by the St. Peter Athletic Club was approved on motion by Thome, 2nd by Schmitz. carried.

Motion by Schmitz to approve the bills. 2nd by Bertram. carried.
(order nos. 77 thru 101)

At the Special informational meeting at 7:30 P.M., to discuss options of Waste Disposal, an advisory vote was conducted. The vote was 82 to 36 in favor for curbside pickup, without recycling. The Town Board will study all proposals submitted by 4 Waste Haulers, and enter into a contract with a Waste Collection Company on a regular basis most suitable for the Town.

James Hovland, director for the East Shore Water Shed Project - accompanied by Lynn Mathias, and others, presented a program, explaining said project.

Motion by Thome to adjourn, 2nd by Schmitz. carried.

Dated: March 12, 1990

Attest:


Adolph G. Schneider

Town Clerk

April 5, 1990

Minutes of the Annual Meeting - Town of Taycheedah, April 5, 1990.

Meeting was called to order at 8:00 P.M. by Chairman, James Bertram.

Minutes of the April 6, 1989 meeting were read. Motion by Harold Sabel to approve minutes. 2nd by James Costello. carried.

Questions on the progress of the Mc Cabe Road - Hwy 149 intersection, the Chairman stated that hopefully these roads would be worked on this summer or fall.

The Town Assessor, Wm Huck, compared Equalized Percentages with surrounding Towns, also - 6 farms units in the Town of Taycheedah were valued, based on soil maps, as recommended by the 1989 Annual Meeting, for informational purposes.

The Town Landfill and Garbage Pickup was discussed. The Town Board has decided that the Landfill would be opened on the 2nd Saturday of each month from 8:00 A.M. to 12:00 P.M., to accept clean wood and brush only. Shingles generated in the Town may also be accepted at the Landfill and covered. Contact one of the Town Officers on where to haul them.

The Town Chairman, explained the status of the Town Trucks, and explained the need for a new vehicle at a cost of about \$ 52,000.00, a motion by James Costello, authorizing the Town Board to purchase a Truck at a cost not to exceed \$ 52, 000.00. 2nd by Leo Schneider. carried.

A motion by Ed Braun, recommending a change in notification of any property to be rezoned, or variance change - that all residents, 3 homes in either direction be notified by mail, and that a notice of change be put on area involved. 2nd by Bob Holzman. carried.

Motion by Mike Costello to adjourn. 2nd by Bernie Gau. carried.

Dated: April 5, 1990

Attest: 

Adolph G. Schneider

Town Clerk

April 9, 1990

A Public Hearing for the purpose of considering a development plan for a new apartment complex - developer and owner Michael Nett and others. Lots 1 thru 11, blk 23 and Lots 7 thru 11, blk 24, Village of Taycheedah.

The plan having been filed and examined by the Board, and having met the criteria properly as far as can be ascertained by the documents submitted. Request by residents in the area to move the driveway to the West of the proposed driveway, was exceptable to the developer, if it would not interfere with the approval of the development plan.

Motion by Bertram, to approve the deveolpment plan, but recommended the change of the location of the driveway to the west boundry. 2nd by Schmitz. carried.

The regular monthly meeting was called to order by the Town Chairman.

Minutes of the March 9, meeting were read. Motion by Schmitz to approve minutes. 2nd by Thome. carried.

An Ordinance regulating Solid Waste Collection and Disposal was adopted on motion by Bertram. 2nd by Thome. carried. (copy attached)

Motion by Thome to approve a Contract with Waste Managment for collection of Solid Waste. 2nd by Schmitz. carried.

Motion by Bertram, to approve the Certified Survey Maps for Lots no. 14-15-16-17-18-19-20, on Fairfield Drive, presented by Val & Betty Eppli, Owners. 2nd by Schmitz. carried.

An application for a Special Class B Beer Permit, for a 6 month period filed by the Johnsburg Athletic Club, James Morgan, Agent, was approved on motion by Schmitz, 2nd by Thome. carried.

An application for a Class B Beer Permit, filed by Wm. P. Casper, owner Thornbrook Golf Course Course, was approved on motion by Schmitz, 2nd by Bertram. carried.

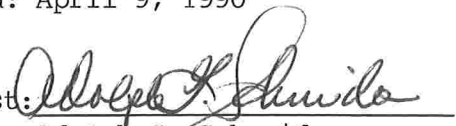
Motion by Thome , to approve the bills. 2nd by Schmitz. carried.
(order no. 109 thru 144)

A request by residents in the Village of Taycheedah to study the feasability of the Town of Fond du Lac, or the City of Fond du Lac Fire Departments , to service the Taycheedah, Sandy Beach area, will be considered by the Town Board.

Motion by Schmitz, to adjourn. 2nd by Bertram. carried.

Dated: April 9, 1990

Attest:



Adolph G. Schneider
Town Clerk

May 14, 1990

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 14th day of May ,1990, at 8:00 P.M.

Minutes of the April 9, 1990 meeting were approved on motion by Schmitz, 2nd by Thome. carried.

Motion by Bertram, to approve the bills. 2nd by Schmitz. carried.
(order no. 145 thru 173)

A letter from the Department of Industry , Labor & Human RElations, explaining that the 2% Fire Dues distributation, shall distribute this amount to the Departments providing Fire Protection Service. This fund must be used for Fire Protection purposes only.

Motion by Thome, to adjourn. 2nd by Schmitz. carried

Dated: May 14,1990

Attest Adolph G. Schneider
Adolph G. Schneider
Town Clerk

June 11, 1990

The regular monthly meeting of the Town Board of the Town of Taycheedah, held at the town hall the 11th day of June, 1990 at 8:00 P.M. Members present: Bertram- Chairman. Schmitz and Thome - Supervisors.

Minutes of the May 14th meeting were read and approved on motion by Schmitz, 2nd by Thome. Carried.

Motion by Thome to approve a certified survey filed by Jeff Mand, located in the NW $\frac{1}{4}$ - NW $\frac{1}{4}$ of Section 28. 2nd by Schmitz. Carried.

Motion by Schmitz to approve a certified survey filed by Orlando Schneider, located in the NW $\frac{1}{4}$ - NE $\frac{1}{4}$ of Section 25. 2nd by Thome. Carried.

Motion by Schmitz to issue a permit to construct , maintain and repair utilities within the right-of-way on Spring St. and Gulf Course Dr. to Wisconsin Bell. 2nd by Bertram. Carried.

Motion by Schmitz to approve the bills. 2nd by Thome. Carried.

(Order nos. 174 through 196)

The following applications for a class "B" fermented malt beverage and class "B" liquor license were approved.

- #1 - Allen Sabel Steffes Tavern , St. Peter
- #2 - Trepaniers Sunset Inc. Mark Trepanier, agent - Sunset Supper Club Inc.
- #3 - Arliegh Murray - Us Guys' Bar and Grill, Silica
- #4 - Irma Stubbe - Stubbes' Stop, Taycheedah
- #5 - Icon Inc. Walt Sinici, agent - Ledgewood Gulf and Supper Club.
- #6 - Duley - Nett, Tom Nett , agent - Du - Netts , Pebbles.
- #7 - Country Inn, Larry Bornemann, agent - Country Inn , St. Peter

The following applications for a class "B" fermented malt beverage were approved.

- #4 - East Shore Conservation Club, Dave Schumacher, agent.
- #5 - Wm. P. Casper - Thornbrook Gulf Course.

The following applications for a class "A" fermented malt beverage and intoxicating liquor license were approved:

- #1 - Ambrose Stephanie - Stephanies' Grocery, St. Peter.
- #2 - Robert La Mense - Pump and Pantry, Taycheedah

The following application for a class "A" fermented malt beverage license was approved.

- #1 - Marion C. Krumbein - Alberts Pizza, Taycheedah

July 9, 1990

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall., the 9th day of July, 1990, at 8:00 P.M.

Members present - Bertram, Chairman, Schmitz & Thome - Supervisors.

Minutes of the June 11th meeting were read and approved on motion by Schmitz, 2nd by Thome. carried.

A petition by the Minawa Beach Association, George Walker, Secretary - to have a Street Light installed at the Minawa Beach - Hwy 151 intersection. Motion by Thome, that the Town contact Wisconsin Power & Light to contract with the Town, the installation of the Light and the cost of installation, and operation would be absorbed by the Minawa Beach Association. 2nd by Schmitz. carried.

Following Proposes for Blacktopping were examined.

Scott Construction - cold mix \$ 18.00 per ton

Northeast Asphalt Inc. hot mix \$ 19.76 per ton

Biehl Construction Inc. hot mix \$ 19.20 per ton

Motion by Bertram, to accept the bid from Scott Construction, for the cold mix of \$ 18.00 per ton, and the bid from Biehl Construction, for hot mix of \$ 19.20 per ton. 2nd by Thome. carried.

Motion by Bertram, to approve the bills. 2nd by Schmitz. carried. (order nos. 197 thru 226)

Motion by Schmitz, to adjourn. 2nd by Thome. carried.

Dated: July 9, 1990

Attest:



Adolph G. Schneider

Town Clerk

August 13, 1990

Minutes of the regular monthly meeting of the town board, Town of Taycheedah held at the town hall the 13th day of August, 1990 at 8:00 P.M.

Minutes of the July 13th meeting were read and approved on motion by Schmitz. 2nd by Thome. Carried.

A preliminary plat of Kiekhaefer South , presented by Martenson @ Eisele Inc. consulting engineers was tentatively approved on condition that "Niagra Court" continue to the South boundary and appropriate arrangements made for temporary turnaround outside the right of way to revert to the abutting property owners upon extention of the street, So moved by Schmitz. 2nd by Bertram. Carried.

Chuck Knueppel of the Conservation Alliance and Sam Tobias of the county planners office, with the approval of the Town Board of Taycheedah wish to aquire funds or Aid to purchase property adjacent to fishermans road for more parking area, close to the boat landing. Motion by Bertram to support the project. 2nd by Schmitz. Carried.

James Schaefer, representing the Mt. Calvary Ambulance Service expressed the need for more EMT s' and drivers for the ambulance service. The volunteers are .75¢ per hour while on standby duty. They wish to increase this amount to \$ 1.50 per hour in hopes of recruiting more people. The board did support the increase.

Motion by Thome to adopt the ordinance relating to dogs " Running at Large " 2nd by Schmitz. Carried. (Ordinance and proof of Posting attached) *on file*

Motion by Bertram to approve an application for a special Class "B" beer permit to St. Johns Parish for the annual Fall Festival. 2nd Schmitz. Carried.

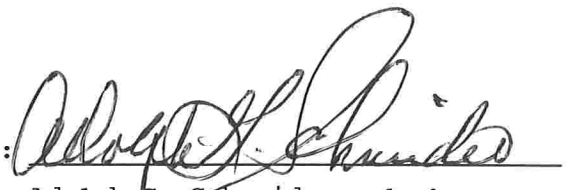
Motion by Bertram to approve the bills. 2nd Thome Carried.

(order nos 227 through 263.)

Motion by Thome to adjourn. 2nd Schmitz. Carried.

Dated: August 13, 1990

Attest:


Adolph G. Schneider, clerk
Town of Taycheedah

ORDINANCE RELATING TO DOGS RUNNING AT LARGE

Be it ordained by the Town Board of the Town of Taycheedah, as follows:

Section 1. It shall be unlawful for any person who is the owner, or in possession of, or charged with having the care of any dog, to permit the same to run at large beyond the confines of the owners premises, or premises properly occupied by said person, or to run onto the premises of another in the Town of Taycheedah; unless the dog is accompanied by and under the control of such person, and unless express permission therefor shall have been given by such other property owner or occupant.

Section 2. It shall be unlawful for any person to keep or harbor within the limits of the township any dog which frequently or habitually barks, yelps, or howls.

Section 3. Any person violating any provision of this ordinance shall be subject to a forfeiture of not less than Fifty dollars (50.00) nor more than One Hundred dollars (100.00), together with the costs of prosecution. Each day that the provisions of this ordinance or any part thereof are violated shall be and constitute a separate offense hereunder.

Section 4. This ordinance shall take effect on passage and publication.

Passed and adopted at a regular meeting of the Town Board held in the Town Hall on the 13th day of August, 1990

Chairman, Town of Taycheedah

ATTEST:

Town Clerk

September 10, 1990

Minutes of the regular monthly meeting of the town board, Town of Taycheedah held at the town hall the 10th day of September, 1990 at 8:00 P.M.

Minutes of the August 13th meeting were read and approved on motion by Schmitz and 2nd by Thome, Carried.

Motion by Bertram to approve the preliminary plat, Niagara Estates, with Niagara Court ending in a 100 ft. radius cul-de-sac as dictated by the county planner, with the south boundary of the cul-de-sac continue to the abutting property for possible extension of the street. 2nd Schmitz. Carried.

Motion by Schmitz to approve an application for a class "B" beer and a class "B" Liquor license to Whispering Springs, Terry Flesh, agent, W 4430 Golf Course Dr. 2nd by Bertram. Carried

Motion by Schmitz to approve a permit to construct or repair utilities with in the highway right-of-way to Wisconsin Bell Inc on Golf Course Dr. 2nd by Bertram. Carried.

Motion by Bertram to approve a special class "B" beer license to the Holyland Snowflyers for the annual snowmobile races on the Wm. Nett property. 2nd by Schmitz. Carried.

Motion by Thome to ⁴designate the National Exchange Bank and Trust of 516 Fond du Lac St. Mt. Calvary the public depository for the Town of Taycheedah, Fond du lac County, and authorize the town Treasurer to borrow \$ 100,000.00 from the National Exchange Bank and Trust of Mt. Calvary for a 3 month period, to be deposited in the town of Taycheedah account. 2nd by Schmitz. Carried.

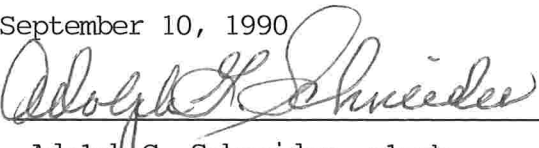
Motion by Bertram to approve the bills. 2nd by Thome. Carried.

(order nos. 264 through 286)

Motion by Thome to adjourn. 2nd by Bertram. Carried.

Dated: September 10, 1990

Attest:


Adolph G. Schneider, clerk

Town of Taycheedah

October 15, 1990

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, the 15th day of October, 1990., at 8:00 P.M.

Members present: Bertram - Chairman, Schmitz & Thome - Supervisors.

Minutes of the September 10th meeting were read , and approved on motion by Schmitz, 2nd by Thome. carried.

The Town Plan Committee , having held a Public Hearing , at 7:30 P.M. , to consider the petition of Gerald Braun for Amendment No. 10 to the Zoning Ordinance , and did recommend to the Town Board of the Town of Taycheedah , that Amendment No. 10 be adopted , it was moved by Schmitz , 2nd by Thome , that the Classification of the Lands be changed from A-1 Exclusive Agriculture to R - Residential District. Motion carried. (Discription Attached)

Motion by Schmitz , to approve a Certified Survey in SW $\frac{1}{4}$ - NW $\frac{1}{4}$ of Sec 28 , a 5 acre parcel located on McCabe Road. 2nd by Bertram. carried.

Several complaints on ditching on Welling Beach - Bergens Beach property and East Ditch on Sandy Beach were reported , and will be considered by the Board.

Motion by Bertram , to approve an application for a Class B Beer and Class B Liquor License to John Stepp , agent for "Stepp Inn ". 2nd by Thome. carried. Tavern located in Silica.

Motin by Bertram , to approve a Special Class B Beer Permit , for the Holyland 1 , Snowflyers for the Snowmobile Races , to be held on the Wm. Nett property. 2nd by Schmitz. carried.

Motion by Thome , to change the Road name , Nursery Drive to Fairfield Drive , (from Hwy 149 to Mc Cabe Road - the East - West portion to remain Nursery Drive) 2nd by Schmitz. carried.

Motion by Schmitz , to approve bills. 2nd by Thome. carried. (order no. 286 to 319)

Motion by Thome , to adjourn. 2nd by Bertram. carried.

Dated: October 15, 1990

Attest.


Adolph G. Schneider

Town Clerk

PROOF OF POSTING

State of Wisconsin)
) ss.
Fond du Lac County)

Adolph Schneider, being first duly sworn on oath, deposes and says that he is the Clerk of the Town of Taycheedah, Fond du Lac County, Wisconsin, and an adult person; that he did on the 20th day of October, 1990, post a copy of the attached AMENDMENT ORDINANCE NO. 10 TO THE ZONING ORDINANCE OF THE TOWN OF TAYCHEEDAH, in the following named places within said Town, to-wit:

Taycheedah Town Hall

Julica Hardware

Frank Nettles, Dubles

Pump & Pantry, Taycheedah

Adolph Schneider

Adolph Schneider, Clerk

Subscribed and sworn to before me this 20 day of October, 1990.

Virginia Schneider

Notary Public,
Fond du Lac County, Wisconsin
My commission expires 5-30-93

AMENDMENT ORDINANCE NO. 10 TO THE ZONING ORDINANCE OF THE TOWN OF
TAYCHEEDAH, Fond du Lac County, Wisconsin.

BE IT ORDAINED by the Town Board of the Town of Taycheedah,
Fond du Lac County, Wisconsin, that the Zoning Ordinance of said
Town, passed and adopted on October 23, 1983, be and the same is
hereby amended in the manner following, to-wit:

Section 1. That the classification of lands described as:

(Description attached)

be changed from A-1 Exclusive Agricultural to R-Residential
District.

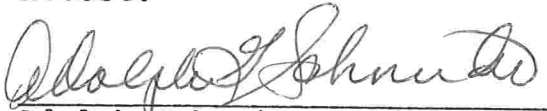
Section 2. That the zoning maps be amended to show such
change.

Section 3. This ordinance shall be effective upon passage
and publication.

Passed and adopted: October 15, 1990.


James Bertram, Chairman

Attest:


Adolph Schneider, Clerk

Published: Oct. 19

Posted: Oct. 20

AMENDMENT ORDINANCE NO. 10 TO THE ZONING ORDINANCE OF THE TOWN OF
TAYCHEEDAH, Fond du Lac County, Wisconsin.

BE IT ORDAINED by the Town Board of the Town of Taycheedah,
Fond du Lac County, Wisconsin, that the Zoning Ordinance of said
Town, passed and adopted on October 23, 1983, be and the same is
hereby amended in the manner following, to-wit:

Section 1. That the classification of lands described as:

(Description attached)

be changed from A-1 Exclusive Agricultural to R-Residential
District.

Section 2. That the zoning maps be amended to show such
change.

Section 3. This ordinance shall be effective upon passage
and publication.

Passed and adopted: October 15, 1990.


James Bertram, Chairman

Attest:


Adolph Schneider, Clerk

Published: Oct. 19

Posted: Oct. 20

November 12, 1990

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held at the TownHall, the 12th day of November, 1990 - at 8:00 P.M.

Members present - Bertram, Chairman, Schmitz & Thome, Supervisors.

Minutes of the October 15 meeting were read and approved on motion by Thome, 2nd by Schmitz. carried.

Motion by Bertram, to approve a Certified Survey filed by Francis Abler. Land located on Edgewood Drive in the NW $\frac{1}{4}$ -SE $\frac{1}{4}$ of Sec, 21 in the Town of Taycheedah. 2nd by Schmitz. carried.

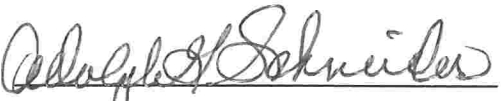
Motion by Shcmitz, to allow a 4 car parking area at the 8 unit residence being constructed on Spring St. in Taycheedah. 2nd by Bertram. carried.

Motion by Thome, that the Budget Hearing for the 1990 budget be held on the 26th day of November, 1990, at 8:00 P.M. 2nd by Schmitz. carried.

Motion by Bertram, to approve the bills. 2nd by Schmitz. carried.
(order no. 318 thru 355)

Motion by Thome to adjourn. 2nd by Schmitz. carried.

Dated: November 12, 1990

Attest: 
Adolph G. Schneider
Town Clerk

November 26, 1990

A hearing to discuss the 1991 Budget and Review the Wages of Town Officials, held at the Town Hall, Town of Taycheedah, the 26th day of November, 1990, at 8:00 P.M.

Present - Bertram - Chairman, Schmitz & Thome - Supervisors.

The Budget was explained by the board. Motion by Walter Sasing, to adopt the budget. 2nd by Wm. Huck. unanimously carried.

The review of the wages for the Town Officials was discussed. Motion by Marvin Schneider, 2nd by Allen Buechel, to approve the following formula for Town Officers wages.

Base Pay as recommended by the Wisc. Towns Association	\$ 857.00
.25 per million dollar of valuation (105,062,900.00)	2,626.57
.25 for each resident (3434)	858.50
\$ 5.00 for each mile of Town Road (54 miles)	270.00
Total	4,612.00
This amount would be the Chairperson wage	4,612.00
Supervisors - $\frac{1}{2}$ of this amount (4,612.00)	2,306.00
Clerk - double the amount (4,612.00)	9,224.00
Treasurer - 75% of Clerks wages (9,224.00)	6,918.00
Assessor - 90% of Clerks wages (9,224.00)	8,301.00

Motion by Ginny Schneider to adjourn, 2nd by Lyle Thome. carried.

Dated November 26, 1990

Attest



Adolph G. Schneider

Town Clerk

December 10, 1990

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 10th day of December, 1990, at 8:00 P.M.

Members present - Bertram, Chairman - Schmitz & Thome, Supervisors.

Minutes of the November 10 meeting were read and approved as read, on motion by Schmitz. 2nd by Thome. carried.

Motion by Schmitz, to approve the following for appointments to the Election Board for 1991 - 1992 term. 2nd by Bertram. carried.

Republican Party	Democratic Party
Virginia Schneider	Patricia Schneider
Athleen Simon	Helen Schmitz
Mary Ann Bertram	Betty Costello
Marjorie Bleck	Judy Simon
Jean Wilcox	Esther Freund
Sandra Wright	Barbara Thome
Marcie Gundert	
Barbara Polloi	

Motion by Thome, 2nd by Schmitz that the following wage and Fee schedule be established: carried.

Fee for mowing grass w/tractor	\$ 15.00 per hr.
Fee per rental of Town Hall,for rental supervision	5.00 per rental
Town Labor rates	
Supervisory Position	\$ 9.50 per hr.
Plow Driver	7.50 per hr.
Wing Man	6.50 per hr.
General Labor	5.50 per hr.

Motion by Schmitz, 2nd by Bertram, carried, that the Town pay for the License Fee for the Certified Drivers License, necessary for Driving Snow plows and certain Municipal vehicles.

Motion by Schmitz, authorizing the purchase of a radio for the new Town Truck. 2nd by Thome. carried.

Motion by Schmitz, to designate the National Exchange Bank & Trust of 516 Fond du Lac Street, Mt. Calvary, the public Depository for the Town of Taycheedah, Fond du Lac County. Also authorize the Town Treasurer, to borrow \$ 45,000.00 from the National Exchange Bank and Trust, of Mt. Calvary, for a 12 month period, to be deposited in the Town of Taycheedah account. 2nd by Thome. carried.

Motion by Thome, to pay the bills. 2nd by Schmitz. carried. (no. 355 thru 393)

January 11, 1991

The Town Caucus was called to order at 8:00 P.M. - January 11, 1991 - by Chairman, James Bertram.

The Town Chairman asked for nominations for a Caucus Chairperson. Allen Buechel was nominated by Lloyl McLeod, 2nd by Wm. Huck. Motion to close nominations by Orville Schmitz, 2nd by Roger Schneider. carried.

Nominations were open for Town Chairman - James Bertram, nominated by Roger Thome, 2nd by John Abler.

James Huck, nominated by Wm. Huck, 2nd by Wm. Stubbe. Motion to close nominations by Wally Malson. 2nd by Leo Schneider. carried.

Nominations were open for 2 Supervisors.

Wm. Stubbe, nominated by James Huck, 2nd by Roger Thome.

Allen Sabel, nominated by Clarence Kraus, 2nd by Clarence Schmitz.

Lyle Thome, nominated by Ralph Gundert, 2nd by Leo Schneider

Orville Schmitz, nominated by John Abler, 2nd by Allen Simon.

Motion to close nominations by Wally Malson, 2nd by James Huck. carried.

Nominations were open for Town Clerk.

Adolph Schneider, nominated by Wm. Huck, 2nd by Wally Malson. Motion to close nominations by James Bertram, 2nd by Wm. Huck. carried,

Nominations were open for Town Treasurer.

Roger Schneider, nominated by Wally Malson, 2nd by Orville Schmitz. Motion to close nominations by Roger Birschbach, 2nd by Wm. Huck. carried.


Nominations were open for Town Assessor.

Wm. Huck Sr. , nominated by Orville Schmitz, 2nd by James Huck. Motion to close nominations by Allen Simon, 2nd by James Huck. carried.

Nominations were open for Town Constable.

Roger Birschbach, nominated by Lyle Thome, 2nd by Ray Ditter. Motion to close nominations by James Costello, 2nd by Roger Schneider. carried.

Dated: January 11, 1991

Attest. 
Adolph G. Schneider
Town Clerk

January 15, 1991

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, the 15th day of January, 1991 - at 8:00 P.M..

Members present, Bertram - Chairman, Schmitz & Thome - Supervisors.

Minutes of the December 10, 1990 meeting were read and approved on a motion by Schmitz, 2nd by Thome. carried.

Motion by Thome, to reimburse Richard Landis for garbage pickup for the Erna Krueger (deceased) property which has been abandoned for 1 year. 2nd by Schmitz. carried.

Motion by Schmitz, to pay the bills (order no. 1 thru 48) 2nd by Bertram. carried.

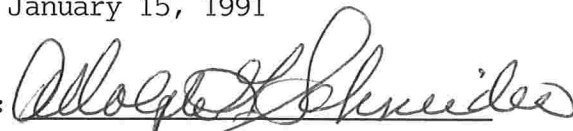
Motion by Bertram, to approve the Certified Survey maps for Orville Schmitz, located in a part of Government Lot 3 of Sec. 17-T15N R18E, Town of Taycheedah, and part of Government Lots 2 & 3 of Sec. 17 T16N- R18E Town of Taycheedah . Lands located on Linden Beach. 2nd by Thome. carried.

Motion by Bertram, to accept the Contracts for the Mt. Calvary & Calumet Fire Departments. 2nd by Thome. carried.

Motion by Schmitz , to adjourn. 2nd by Bertram. carried.

Dated: January 15, 1991

Attest:



Adolph G. Schneider

Town Clerk

February 11, 1991

Minutes of the regular meeting of the Town Board - Town of Taycheedah, held at the Town Hall, the 11th day of February, 1991 , at 8:00 P.M.

Members present - Bertram, Chairman - Schmitz & Thome, Supervisors.

Minutes of the January 15, 1991 meeting were read, and approved on motion by Thome, 2nd by Schmitz. carried.

Henry Emmanuel, of Taycheedah, requested the Board to allow his waste to continue to be picked up by Murray Disposal, because of the lighter trucks they use for pickup, also being a small Business he hopes to use the carrier of his choice. This to be considered after discussion with the Town Attorney.

Motion by Bertram to approve the Junk Yard License to Trans America; Kenneth Ogie owner, for 1 year. 2nd by Thome. carried.

Motion by Schmitz, to approve the purchase of a guide for Developing Town Ordinance books from the Wisconsin Towns Association. 2nd by Thome. carried.

Motion by Bertram, to approve the bills, 2nd by Schmitz. carried.
(order nos. 51 thru 101)

Motion by Bertram, to adjourn, 2nd by Thome. carried.

Dated: February 11, 1991

Attest:


Adolph G. Schneider

Town Clerk

March 11, 1991

Minutes of the regular monthly meeting of the Town Board of Taycheedah held at the Town Hall the 11th day of March 1991, at 8:00 P.M. Members present - Bertram, Chairman- Schmitz & Thome, Supervisors.

Minutes of the February 11, 1991 meeting were read and approved on motion by Schmitz. 2nd by Thome. carried.

The Town Chairman having contacted the Town Attorney on the Henry Emmanuel issue, in regard to Garbage Pickup, the Board agreed that the Town Ordinance must be followed. The primary hauler, Waste Management, must be paid, and if a private hauler is contracted by them, that is their option.

Motion by Bertram that since the Town would actively appose the forced annexation of property in the Town of Taycheedah, into the City of Fond du Lac, the Town would retain the services of Attorney John St. Peter, with the Towns of Fond du Lac and Empire, for any legal services in apposing the Annexation. 2nd by Thome. carried.

A Certified Survey Map for David Vogds was approved on motion by Schmitz, 2nd by Thome. carried. Property located NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 22 on Silica Road.

Motion by Bertram to approve the bills. 2nd by Schmitz. carried.
(order nos. 102 thru 133)

Motion by Bertram to approve an application for a Special Picnic License for the St. Peter Lions Club, for the Annual Pool Tournament. 2nd by Schmitz. carried.

Motion by Thome that the Town spend \$ 7,500.00 for a crack filler from " Crack Filler Services Corporation " of Cross Plains, WI. 2nd by Schmitz. carried.

Motion by Schmitz to adjourn. 2nd by Thome. carried.

Dated: March 11, 1991

Attest:



Adolph G. Schneider

Town Clerk

April 4, 1991

Minutes of the 1991 Annual Meeting, held at the Taycheedah Town Hall the 4th day of April, 1991 at 8:00 P.M.

Meeting called to order by James Bertram, Town Chairman.

Minutes of the April 5th , 1990 meeting were read and approved on motion by James Kraus, 2nd by Wm. Stubbe, carried,

Road projects for 1991 were discussed, specifying the S .H. 149 - Mc Cabe road project. The Town Board will inquire if state funds are available. The widening of and resurfacing of Ledge Road is on the agenda. Spring frost and damaged roads would first be assessed.

With mandatory re-cycling being required by 1995, the Chairman explained various methods available. Some waste haulers will have a truck with bins available to be parked at a designated location at a cost of \$ 40.00 to \$ 50.00 per hour including the attendant. The hauler would receive the revenue from the recycled material. Motion by Ed Braun, that the Town Board pursue the bidding process from various haulers and proceed from that point. 2nd by Ray Ditter. carried. Recommended hours at specified locations would be from 10:00 A.M. to 2:00 P.M., one Saturday per month.

Bud Sabel representing the St. Peter Lions Club, asked if there is any interest for a tornado warning siren in the St. Peter area. The cost of the Unit is about \$ 8,000.00, and could only be controlled by the County Emergency Director. An advisory vote with a show of hands, 30 for the siren - 8 against. Motion by Wm. Huck, that the Town invest \$ 4,000.00 in the warning system, with the balance to be donated by the St. Peter Lions. 2nd by Wm. Stubbe. carried.

Wm. Huck, Town Assessor explained the difference between the equalized value and the assessed value, and recommended a reassessment to be held within the next two years. Motion by Wm. Stubbe, recommending a reassessment to be held within 2 years. 2nd by George Walker. carried.

The Annexation of Town Property into the City of Fond du lac was discussed, and the procedure the Town will pursue to actively oppose the annexation was explained by the Chairman.

The Annual Meeting recognized, and Thanked Orville Schmitz for his duties as Town Supervisor for 20 years.

Motion by Wm. Stubbe to adjourn, 2nd by Wm. Casper. carried,

Dated: April 4, 1991

Attest:


Adolph G. Schneider

Town Clerk

April 8, 1991

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah - held at the Town Hall, Town of Taycheedah, this 8th day of April, 1991, at 8:00 P.M.

Members present - Bertram, Chairman, Schmitz and Thome, Supervisors.

Minutes of the March 11th meeting were read and approved on motion by Thome, 2nd by Schmitz. carried.

The Board discussed the recycling program, and agreed to contract Waste Management, who would supply a truck with bins and an attendant for \$ 40.00 per hour. The truck would be parked at a designated location from 10:00 A.M. to 2:00 P.M. the 2nd Saturday of the month. Moved by Bertram, 2nd by Schmitz to enter into a contract with Waste Management. carried.

Motion by Thome to approve a Certified Survey filed by David Wollersheim SW $\frac{1}{4}$ - SW $\frac{1}{4}$ of Section 9. 2nd by Schmitz. carried.

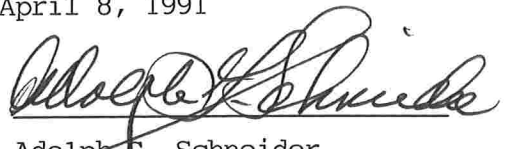
Motion by Schmitz to approve an application for a Class B Beer License for St. Peter Athletic Club for a 6 month period. 2nd by Bertram. carried.

Motion by Schmitz to approve the bills. 2nd by Thome. carried. (nos.134 thru 181)

Motion by Thome to adjourn. 2nd by Schmitz. carried.

Dated: April 8, 1991

Attest:



Adolph G. Schneider
Town Clerk

May 13, 1991

The Public Hearing was called to order by the Town Chairman at 7.00 P.M. The Public Hearing pertaining to renewal of Star Cablevision Cable TV franchise which will expire November 15, 1993, is to provide the public within the franchise area an opportunity to participate in the public hearing.

Notice of the hearing was read. Bob Guell, Manager of Star Cablevision was present to explain there position. Roy Thiel Jr. , Town Attorney, explained the purpose of the hearing.

No complaints or objections were directed against Star Cablevision, so the hearing was closed.

The Town Chairman called the regular monthly meeting to order.

Regular monthly meeting of the Town of Taycheedah, Town Board, held at the Town Hall the 13th day of May, 1991, at 8:00 P.M.

Members present: Bertram , Chairman- Thome and Sabel, Supervisors.

Minutes of the April 8, 1991 meeting were read and approved as read on motion by Thome, 2nd by Sabel. carried.

A Certified Survey filed by Lillian Wagner, owner, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 15 was tabled until it was corrected to comply with the Town Zoning Ordinance,

The final Plat of Niagra Estates was presented to the Board. Motion by Bertram that the final plat for Niagra Estates be approved and executed by the Chairman & Clerk upon the filing of the financial security agreement and approval of the agreement by the Town Attorney. 2nd by Thome. carried.

Mr. Fett, for the Fett Sub-division at Deadwood Point Beach Road, questioned what type of Bond & amount of Bond for Blacktopping of road, in the Fett Subdivision. A motion by Thome that a \$ 50,000.00 escrow agreement and/or \$ 50,000.00 Bond be filed with the Town, and upon approval by the Town Attorney, authorize the Town Chairman and Clerk to sign the final agreement. 2nd by Sabel. carried.

Motion by Sabel to approve the application for a Class B Beer License for Johnsburg Athletic Club. 2nd by Thome. carried.

Motion by Bertram to approve the bills. 2nd by Thome, carried.

Moved by Thome to adjourn. 2nd by Sabel. carried.

Dated: May 13, 1991

Attest:


Adolph G. Schneider

Town Clerk

June 3, 1991

The Board of Review for the town of Taycheedah was called to order at 10:00 A.M., the 3rd day of June, 1991, at the Taycheedah Town Hall.

Members of the Board of Review - Bertram - Chairman. Thome and Sabel - Supervisors. WM. Huck Sr. - Assessor. Adolph Schneider - Clerk.

The Board examined the Roll, and several corrections were made.
No Formal Objection was filed.

The Board adjourned at 4:00 P.M..

Dated: June 3, 1991

Attest:



Adolph G. Schneider

Town Clerk

June 10, 1991

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held the 10th day of June, 1991, at 8:00 P.M., at the Town Hall.

Members present, Bertram- Chairman, Thome & Sabel- Supervisors.

Minutes of the May 13, 1991 meeting were read and approved on motion by Thome, 2nd by Sabel. carried.

The County Sanitarian requested a letter from the Town Board, stating that the Town had no objection to a house being constructed on the Marvin Schneider property, by Mr. Schneider. Moved by Bertram that since it conforms with the Town Zoning Ordinance, the Board had no objection to the house being constructed. 2nd by Thome. carried. The Board instructed the Clerk to send a letter of approval to the County Sanitarian.

Chuck Knueppel, President of the County Conservation Alliance stated that the water was undermining the piers at Fishermans Habor, and recommended that more stones be hauled into the pier. The Town Board agreed to haul stones to the Piers and the Alliance agreed to help. The Town will contact the DNR to see if a permit is needed.

Moved by Bertram, to approve the bills. 2nd by Sabel. carried. (order nos, 212 thru 231)

Motion by Sabel, to approve the Certified Surveys' presented by Francis & Mary Abler, located in Sec.21 on Edgewood Drive. Lot no. 47 & 50. 2nd by Thome. carried.

Moved by Thome, to approve the proposal of seal coating & re-surfacing submitted by Scott Construction, 2nd by Sabel. carried.

The following applications for a Class B Fermented Malt & Class B Liquor Licenses were approved.

- | | |
|---------------------------------------|--|
| 1 - Allen Sabel, Steffes Tavern | 2 - Trepanners Sunset Inc. Mark Trepanner, Agent |
| 3 - Stepp Inn Inc. James Stepp, Agent | 4 - Stubbes' Stop, Irma Stubbe |
| 5 - Du Netts INC. Tom Nett, Agent | |

The application for BDR Country Inn, Larry Bornemann, Agent , would be approved subject to payment of P.P. Tax

The following application for Class B Fermented Malt Beverage License were approved. 4 - East Shore Conservation Club, Dave Schumacher, Agent. 5 - Thornbrook Golf Course, Wm P. Casper .

The following applications for a Class A Fermented Malt & Class A Liquor Licenses were approved.

- 1 - Stephanie Grocery, Ambrose Stephanie
- 2 - Pump & Pantry , Robert Le Mense, Agent.

The following application for a Class A Fermented Malt License was approved. 1 - Alberts Pizza, Marion Krumbein

July 8, 1991

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, the 8th day of July, 1991 at 8:00 P.M.

Minutes of the June 19, 1991 meeting were read and approved on motion by Thome, 2nd by Sabel. carried.

The following bids for Blacktopping submitted by Northeast Asphalt and Biehl Construction were opened. The bid from Biehl Construction being \$ 20.00 per ton and Northeast Asphalt being \$ 19.50 per ton. Moved by Thome to accept the low bid of \$ 19.50 per ton submitted by Northeast Asphalt. 2nd by Sabel. carried.

Motion by Thome , to authorize the Town Treasurer to purchase a new adding machine. 2nd by Sabel. carried.

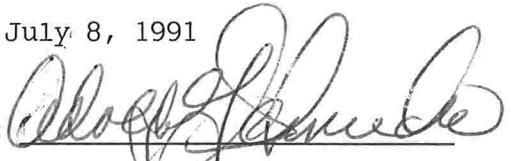
Motion by Thome, to approve the bills. 2nd by Bertram. carried.
(order nos. 235 thru 255)

Moved by Bertram to authorize the purchase of Fuel Pumps & Tanks , also Building, not to exceed \$ 3,000.00. 2nd by Thome. carried.

Motion by Sabel, to adjourn. 2nd by Thome. carried.

Dated: July 8, 1991

Attest:



Adolph G. Schneider

Town Clerk

August 12, 1991

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 12th day of August, 1991, at 8:00 P.M.

Members present - Bertram, Chairman - Thome & Sabel, Supervisors.

Minutes of the July 8, 1991 meeting were read, and approved on motion by Thome, 2nd by Sabel. carried.

Ken Vandermolen and others from Willow Lane Beach were present at the meeting. They complained about the drainage in the beach area, believed to have been created when Kestell Farms dug ponds and ditches for irrigation a number of years ago. These ditches are filled with weeds and dirt, and will not accept the water at heavy rains. The concerns were with flooding and pesticides from fields in the area. The Chairman stated that he would contact the ASCS office to see if the natural waterway had been rerouted.

Ann Lindberg and property owners of Ledgeview Springs, registered a complaint about burning of and dumping of alleged items on lands owned by Bud Bender. The Board will contact the DNR and Town Attorney to see what action should be taken.

Motion by Bertram to approve the resolution of Creation of 4 Wards in the Town of Taycheedah. 2nd by Sabel. carried. (resolution and Map attached)

Motion by Thome that the Town be allowed ^{to} Combine Wards for reporting Election results. 2nd by Bertram . carried.

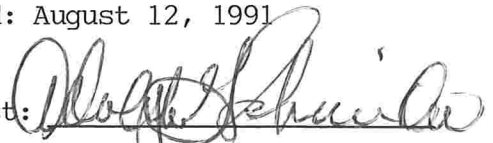
Motion by Bertram to approve the bills. 2nd by Thome. carried (order nos. 256 thru 299)

A resolution requesting Financial Assistance under Chapter NR 542 Wis. Adm . code for the purpose of Planning and Constructing, or operating a Recycling Program was adopted on motion by Sabel, 2nd by Thome. carried. (Resolution & Program Plan attached.

Motion by Sabel to adjourn. 2nd by Bertram. carried.

Dated: August 12, 1991

Attest:



Adolph G. Schneider

Town Clerk

September 9, 1991

Minutes of the regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, this 9th day of September, 1991. at 8:00 P.M.

Members present - Bertram, Chairman - Thome & Sabel, Supervisors.

Minutes of the August 12, 1991 meeting were read and approved as read, on motion by Thome. 2nd by Sabel. carried.

Motion by Sabel , 2nd by Thome, to approve an application for a Special Class B Beer Permit to the Holyland Snowflyers for the annual Snowmobile Drag Races held at the Wm. Nett property the 15th day of September. carried.


Representing the Minawa Beach Association, George Walker, questioned why the Beach had not recieved a bill for Street Lighting. The Town had contacted Wisconsin Power & Light, and had not recieved a reply, but will contact the Power Co. again.

Motion by Bertram, to approve the bills. 2nd by Thome. carried.
(order nos. 299 thru 329)

Motion by Sabel, to adjourn. 2nd by Thome. carried.

Dated: September 9, 1991

Attest:


Adolph G. Schneider

Town Clerk

October 14, 1991

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 14th day of October, 1991, at 8:00 P.M.

Present - Town Chairman , Bertram , Supervisors , Thome & Sabel.

Minutes of the September 9, 1991 meeting were read and approved on motion by Thome, 2nd by Sabel. carried.

A request for a possible bicycle or walking trail, only on dedicated as right of way areas from St. Peter Heights and Evergreen Terrace was discussed. More information will be required.

The possibility of the Recycling Program hours to be 8:00 A.M. to 12:00 P.M., on every 2nd and 4th Saturday of the month, starting January 11, 1991 was discussed. No decision was made at this time.

The Town Board will accept bids for the collection and disposal of domestic waste from all residents of the Town of Taycheedah, terminating the 31st day of December, 1992. Bids to be accepted until December 5, 1991. Bids will be opened December 9, 1991, at the Taycheedah Town Hall.

Motion by Bertram to approve a Certified Survey Map for Freund Real Estate Inc. - located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16. Aspen Drive. 2nd by Thome. carried.

Moved by Bertram to approve the bills. 2nd by Sabel. carried. (nos. 331 thru 368)

Motion by Sabel to adjourn. 2nd by Thome. carried.

Dated: October 14, 1991

Attest: Adolph G. Schneider
Adolph G. Schneider
Town Clerk

ORDINANCE NO. _____

AN ORDINANCE AWARDING TO STAR CABLEVISION GROUP OF FOND DU LAC A FIFTEEN (15) YEAR NON-EXCLUSIVE FRANCHISE TO CONSTRUCT, OWN, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM WITHIN THE TOWN OF TAYCHEEDAH; SETTING FORTH CONDITIONS ACCOMPANYING THE GRANTING OF SAID FRANCHISE; PROVIDING FOR REGULATION AND USE OF THE CABLE TELEVISION SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATION OF THE ORDINANCE.

SECTION 1. Short Title. This Ordinance shall be known as the "Town of Taycheedah Cable Communications Ordinance."

SECTION 2. Purposes. The purposes of this Ordinance are to:

- A. Protect the public health, safety and welfare;
- B. Provide for the granting of a Franchise to permit the use of Town streets and other public way for a cable communications systems;
- C. Provide for the regulation by the Town of the erection, construction, reconstruction, installation, operation, maintenance, dismantling, testing, repair and use of such systems in, upon, along, across, above, over and under or in any manner connected with the streets or other public ways within the Town, as it now or in the future may exist;
- D. Provide for the payment of fees and other valuable considerations to the Town for the use of Town streets and other public ways by such systems as well as to compensate the Town for costs associated with such use;
- E. Provide for the development of a cable communication

system as a means to improve communications between and among, and to otherwise serve, the present and future needs of the citizens, government and private and public institutions, organizations and enterprises of the Town and surrounding communities; and

F. Provide remedies and prescribe penalties for violations of this Ordinance and the franchise granted pursuant to this Ordinance.

SECTION 3. Conflicting Provisions.

A. This Ordinance is adopted pursuant to the authority of the Town under the Constitutions and Statutes of the State of Wisconsin and the United States of America, including but not limited to the Cable Communications Policy Act of 1984 (47 U.S.C 521 ff.) and 66.082 of the Wisconsin Statutes. Where any provision of this Ordinance conflicts with any provision of state or federal law, this Ordinance shall control to the full extent permitted by law.

B. In the case of an express conflict or any ambiguity between a provision in this Ordinance and either a provision in a Franchise Agreement executed pursuant to this Ordinance or a provision in a Franchise Proposal that is incorporated by reference into such Franchise Agreement, this Ordinance shall control.

SECTION 4. Definitions.

A. When not inconsistent with the context, words used in the present tense include the future tense, words used in the plural number include the singular number, and words used in the singular number include the plural number.

B. For the purposes of this Ordinance, the following terms, phrases and words and their derivations have the meanings given herein, unless it is clearly stated that another meaning is intended:

1. TOWN. The Town of Taycheedah, county of Fond du Lac, state of Wisconsin, in its present incorporated form or in any later recognized, consolidated, enlarged or reincorporated form.

2. CABLE SYSTEM or SYSTEM. Coaxial cables, wave guides or other conductors and equipment for transmitting video, audio and data services by cable or through its facilities as herein contemplated, and including closed-circuit special event programs and educational television.

3. BOARD. The present Town Board of the Town or any future body constituting the legislative body of the Town.

4. FRANCHISE. An authorization issued by the Town to construct and operate a Cable System.

5. GRANTEE. Star Cablevision Group, its agents, employees, lawful successors, transferees or assignees.

6. GROSS REVENUES. Those revenues derived from the supplying of regular subscriber service within the Town; that is, the installation fees, disconnect and reconnect fees, and fees for regular cable benefits, including the transmission of broadcast signals and access and origination channels, and revenues derived from per-program or per-channel charges, if any. It does not include revenues derived from leased channel revenues, advertising revenues or any other income derived from the System.

7. PERSON. Any individual, firm, partnership, association, corporation, company or organization of any kind.

8. STREET or PUBLIC WAY. The surface of and space

above and below any public street, road, highway, freeway, lane, alley, court, sidewalk, parkway or drive, now or hereafter existing as such within the Town. A Franchise granted under this Ordinance shall be deemed to confer only such rights to use property in the Town as the Town may have the right and power to grant in such agreements.

9. SUBSCRIBER. Any person or entity lawfully receiving for any purpose the Cable System services of a Grantee herein.

C. Any word, phrase or term defined in Section 522 of the Cable Communications Policy Act of 1984 but not defined in this section shall have the meaning set forth in Section 522 of the Cable Communications Policy Act of 1984.

SECTION 5. Franchise Territory. A Franchise granted under this Ordinance is for the present territorial limits of the Town, unless otherwise granted by the Board. For any areas within the Franchise territory not served under the Franchise, service under the Franchise must be offered when household density reaches the equivalent of forty (40) homes per cable mile including interconnecting trunk. Grantee shall be given a reasonable period of time to extend its Cable System to any areas achieving such density. Nothing herein is intended to preclude Grantee from extending its System to other portions of the Town or outside the Town for the purpose of serving other areas, provided Grantee is legally authorized to service the other areas.

SECTION 6. Grant of Franchise.

A. The Town hereby grants to Grantee a non-exclusive Franchise for a period of fifteen (15) years from the date of acceptance by Grantee, unless renewed revoked or terminated sooner as herein provided. No portion of a Franchise or any right granted thereunder may be separated or transferred, except as provided in Section 9. The

prior Town of Taycheedah Ordinance granted a fifteen (15) non-exclusive franchise to said Grantee, which ordinance was passed and adopted November 15, 1978 and the franchise granted therein accepted by the Grantee on November 24, 1978 shall be terminated by the acceptance of the Grantee of franchise granted by this Ordinance and all rights under said prior agreement of both the Town and of the Grantee shall be terminated and shall be as provided in this Ordinance and franchise.

B. The rights are granted herein after due consideration and approval by the Town of the legal qualifications, technical ability, financial condition, and character of Grantee, and the adequacy and feasibility of its construction and operation of the System, as part of a full public hearing affording due process, which included specific notice and a reasonable opportunity to be heard.

C. The Board will use its discretion and judgment to determine if the granting of one or more Franchises under this Ordinance will serve the public's needs and protect the public's health, safety and welfare.

D. A Franchise granted under this Ordinance shall not take the place of any other license or permit legally required of Grantee.

E. On or about the fifth and tenth anniversaries of the effective date of a Franchise granted under this Ordinance, the Town may schedule public meeting or meetings with Grantee to review the Franchise performance, plans and prospects. The Town may require Grantee to make available specified information to determine if Grantee is supplying a level and variety of services reasonably equivalent to those being offered in comparable markets.

SECTION 7. Description of a System.

A. The minimum capacity for a Cable System in the Town

shall be thirty-five (35) channels. Within three (3) years of its acceptance of the Franchise, pursuant to Section 8 herein, Grantee shall upgrade the System to a capability of fifty (50) channels.

B. Grantee shall, as part of its acceptance of a Franchise, provide the Town with a written description of the Cable System within the Town, including technical characteristics, channel capacity, channel carriage and a strand map. Grantee shall provide the Town with an updated description as substantial changes in the System are made.

SECTION 8. Franchise Acceptance. To accept a Franchise granted under this Ordinance, Grantee must file any required bonds, funds and proof of insurance, as well as written notice of acceptance with the Town Clerk within 45 days of the offer of the Franchise being made by the Town Board.

SECTION 9. Transfer of Franchise.

A. Any transfer or assignment of Grantee's rights and obligations granted pursuant to this Ordinance to a subsidiary or to any partnership of which the Grantee is the controlling managing partner shall be made only by an instrument in writing, a duly executed copy of which shall be filed with the Town within thirty (30) days after any such transfer or assignment. Any other transfer or assignment of Grantee's rights or obligations shall be made only upon written approval of the Town, which approval shall not be unreasonably withheld.

B. When the Town accepts a transfer or assignment under this Section, the new Grantee shall indicate acceptance of the Franchise as specified in Section 8, including the filing of all necessary fees, proofs of insurance and certifications.

C. Notwithstanding any of the above, as long as Grantee

continues to own and operate the Cable System in the City of Fond du Lac, any sale or transfer of the Franchise by Grantee which would otherwise require Town approval, as provided herein, shall be deemed automatically approved by the Town provided Grantee has obtained the consent of the franchising authority in the City of Fond du Lac to the sale or transfer of the Fond du Lac Franchise in accordance with the existing applicable laws.

SECTION 10. Franchise Term and Renewal.

A. Upon final passage and publication hereof as provided by law, and upon acceptance by Grantee, this Ordinance shall take effect and shall then continue in full force and effect for a period of fifteen (15) years upon the terms and conditions set forth herein.

B. Any renewal of this Franchise shall be done in accordance with applicable federal, state and local laws and regulations.

SECTION 11. Revocation and Expiration.

A. The Town shall have the right to revoke the Franchise in the event that Grantee:

1. Violates any material provision of this Ordinance;
2. Attempts to evade or violate any material provision of this Ordinance;
3. Practices any deceit or fraud upon the Town or any Subscriber;
4. Performs any act or fails to cure any event that requires the approval or consent of the Town without securing such approval or consent; or
5. Triggers any provision in this Ordinance that

provides for revocation as a remedy.

B. If the Board chooses to revoke the Franchise, the Board shall provide Grantee with written notice of its intent and describing the reasons constituting cause for revocation. Grantee shall have at least sixty (60) days, or longer if the Board agrees, to remedy the cause. If Grantee fails to remedy the cause to the satisfaction of the Board during this period, the Board may, after public hearing at which Grantee is provided an opportunity to be heard, revoke the Franchise.

C. Should the Franchise be revoked or expire and there is no judicial or administrative review of the revocation or expiration taking place, Grantee shall begin to remove, within ninety (90) days of revocation or expiration, all property owned by Grantee and placed on public right-of-way unless permitted by the Town to abandon said property to a purchaser.

SECTION 12. Town Rights.

A. The Town may amend this Ordinance to incorporate amendments to federal law which are applicable to Grantee's Cable System. Any provision herein in conflict with or preempted by federal law shall be superseded.

B. The Town and Grantee may agree to further amend this Ordinance, or adopt additional Ordinances, if they find that such amendments or additional Ordinances would benefit the public health, safety and welfare.

C. In the event the Federal government cedes any power vested in the Federal government at the time a Franchise is granted under this Ordinance, the Town reserves the right to exercise that power.

D. During the term of this Franchise and within the Town limits, the Town may, where aerial construction exists,

maintain free-of-charge upon any poles owned by Grantee wire and pole fixtures necessary for a police and fire alarm system. Such wires and fixtures shall be constructed and maintained to the satisfaction of Grantee in accordance with standards set out in this Ordinance.

E The Town may inspect all construction or installation work during such construction or installation, or at any time after completion thereof, in order to insure compliance with the provisions of this Ordinance and all other governing Ordinances.

F. Grantee shall provide free basic service consisting of one outlet to any and all existing public buildings, fire stations and schools, whether private, public or parochial, within the Franchise territory, provided that such public buildings are required to be served under the provisions of Section 5, density requirements. Additional outlets shall be provided at Grantee's cost for time and materials.

SECTION 13. Grantee Rules. Grantee may promulgate such rules, regulations, terms and conditions governing the conduct of its business as shall be reasonably necessary to enable Grantee to exercise its rights and perform its obligations under the Franchise and to assure uninterrupted service to all its subscribers. However, such rules, regulations, terms and conditions shall not be in conflict with the provisions of this Ordinance, other Town Ordinances or the laws of the State.

SECTION 14. Technical Performance.

A. The Cable System shall be operated to comply with or exceed all guidelines and standards set by the FCC for signal quality and leakage. The Town reserves the right to test the System and independently measure the signal quality. The System shall at all times comply with or exceed standards set by the National Electrical Code of the National Fire Protection Association.

B. Grantee shall at all times keep its cables and other appurtenances used for transmitting signals shielded in such a manner that there will be no interference with electronic equipment not connected to Grantee's service.

C. The Town reserves the right to adopt and enforce technical standards to the extent allowed by Federal law. If such Town authority is expanded during the duration of a Franchise granted under this Ordinance, the Town may choose to exercise its authority after discussions with Grantee and taking into account any economic burden imposed on Grantee to meet such standards.

SECTION 15. Conditions on Street Occupancy.

A. All transmission and distribution structures, lines and equipment erected by Grantee within the Town shall be so located as not to cause interference with the proper use of streets, alleys and other public ways and places, and not to cause interference with the rights or reasonable convenience of property owners who adjoin any of the streets, alleys or other public ways and places.

B. Grantee shall obtain permission from the appropriate Town authority before stringing cable or commencing disturbance of pavement, sidewalk, driveway or other surfacing, and shall, at its own cost and expense and in a manner approved by the appropriate Town authority, replace and restore all pavement, sidewalk, driveway or other surface of any street or alley disturbed in as good condition as before such work commenced. Grantee shall comply with all Town ordinances relating to street openings and utility facility placement and operation. In all installations of underground cable, such cable shall be buried in accordance with applicable local and state regulations.

C. If, at any time during this Franchise, the Town shall

elect to alter or change the location or grade of any street, alley or other public way, Grantee shall, upon reasonable notice by the Town, remove, relay and relocate its poles, wires, cables, underground conduits, manholes and other fixtures at its own expense. If any construction by Grantee is in violation of the provisions of subsection A, Grantee shall likewise, upon reasonable notice by the Town, remove, relay and relocate its property in such a manner as to remedy such violation at its own expense.

D. Grantee shall not place poles or other fixtures where the same shall interfere with any gas, electric, telephone or other fixture, water hydrant or main. All such poles or other fixtures placed in any street shall be placed between the outer edge of sidewalk and the curb line, and those placed in alleys shall be placed close to the line of the lot abutting on such alley in such a manner as not to interfere with the usual travel on the streets, alleys and public ways. Nothing in this Ordinance shall prohibit the use by Grantee of existing public utility poles where practical, providing mutually satisfactory rental agreements can be entered into.

E. Grantee shall, on the request of any person holding a building moving permit issued by the Town, temporarily raise or lower its wires to permit the moving of buildings. The expenses of such temporary raising or lowering of the wires shall be paid by the person requesting the same, and Grantee may require such payment in advance. The Grantee shall be given at least seventy-two (72) hours advance notice to arrange for such temporary wire changes.

F. Grantee may, after obtaining permission from the Town in each instance, trim trees that overhang streets, alleys, sidewalks and public places of the Town so as to prevent the branches of such trees from coming in contact with the wires and cables of Grantee.

SECTION 16. Work Performed by Others.

A. Grantee shall give prior notice to the Town specifying the names and addresses of any entity, other than Grantee, that performs construction services in excess of Ten Thousand Dollars (\$10,000.00) pursuant to this Franchise, provided, however, that all provisions of this Franchise remain the responsibility of Grantee.

B. All provisions of this Franchise shall apply to any subcontractor or other performing any work or services pursuant to the provisions of this Franchise.

C. Nothing in this section shall be construed as allowing the transfer of any rights or responsibilities of Grantee without Town approval.

SECTION 17. Indemnity.

A. Grantee shall defend and save the Town and its agents and employees harmless from all claims, damages, losses and expenses, including consultant and attorney fees, sustained by the Town on account of any suit, judgment, execution, claim or demand whatsoever arising out of:

1. The enactment of this Ordinance.

2. The installation, operation or maintenance of the Cable System except for acts of the Town, its agents or employees, unless said acts are at the request of and under the direction or supervision of Grantee.

B. The Town shall notify Grantee within ten (10) days after the presentation of any claim or demand, either by suit or otherwise, made against the Town on the part of Grantee.

C. Grantee shall furnish to the Town, before this

Franchise becomes effective, satisfactory evidence in writing that Grantee has in force and will maintain in force during the term of the Franchise public liability insurance.

D. Grantee shall maintain throughout the term of the Franchise a general comprehensive liability insurance policy naming as additional insured the Town, its officers, boards, commissions, agents and employees. The policy shall protect the Town and its agencies and employees against liability for loss or damage for personal injury, death or property damage occasioned by the operations of Grantee under any Franchise granted hereunder, in the amounts of (a) \$1,000,000.00 for bodily injury or death to any one person with the limit however of \$10,000,000.00 for bodily injury of death resulting from any one accident, and (b) \$1,000,000.00 for property damage resulting from any one accident. The Town reserves the right to revise the levels of insurance required under this section to reflect conditions on or about the fifth and tenth anniversaries of the effective date of a Franchise granted under this Ordinance. The Town shall be named as an additional insured under such insurance and proof of such coverage shall be filed with the Town Clerk.

SECTION 18. Franchise Fee and Annual Report.

A. As compensation for permission to use the streets and public ways of the Town for the construction, operation, maintenance, modification, and reconstruction of a Cable System, and for the Town's costs in establishing a regulatory program for Grantee, Grantee shall pay to the Town an annual amount equal to 5% of the Grantee's annual Gross Revenues.

B. The Franchise fee shall be paid on an annual basis, within ninety (90) days after the end of Grantee's fiscal year.

C. With each Franchise fee payment, Grantee shall present to the Town a report showing the Gross Revenues received by Grantee from Subscribers for the previous year.

D. No acceptance of any payment by Grantee to the Town shall be construed as a release or as an accord and satisfaction of any claim the Town may have for further or additional sums payable as a Franchise fee or for the performance of any other obligation of Grantee.

SECTION 19. Rates Charged by Grantee.

A. Rates charged by Grantee for service under this Franchise shall be fair and reasonable and shall not exceed the rates charged to the residents of the City of Fond du Lac for like services.

B. Grantee shall maintain a current schedule of rates and service charges with the Town Clerk.

C. Grantee shall provide at least twenty-one (21) days notification to both the Town and Subscribers prior to any increase or material change in rates or service charges.

D. To the extent allowed by state and federal law, nothing in this section shall prevent Grantee from applying a surcharge or late payment penalty to Subscriber bill to reflect delinquent balances due Grantee.

SECTION 20. Open Books and Records.

A. Grantee shall manage all of its operations in accordance with the policy of totally open books and records in respect to the Town. The authorized officers and agents of the Town shall have the right to inspect, upon at least twenty-four (24) hours notice, during normal business hours, all books, records, maps, plans, financial statements, service complaint logs, performance test results, records of request for service and other like

materials of Grantee that relate to the operation of this Franchise.

B. Grantee shall prepare and furnish to the Town, at the times and in the form prescribed by the Town, such reasonable reports with respect to its operation as the Town deems necessary.

C. The Town may order an audit of Grantee's records, at the Town's expense, which may be conducted by a Town employee or by an independent entity.

SECTION 21. Subscriber Rights.

A. No monitoring of any terminal connected to the System shall take place without, on each occasion, specific written authorization by the user of the terminal in question and written notice to the Town. Written permission shall not be required for the conducting of Systemwide or individually addressed electronic sweeps for the purpose of verifying System integrity or monitoring for the purpose of billing, nor shall it prevent the introduction of additional services agreed upon, such as two-way communications and security systems.

B. Grantee shall not, except as required by governmental action, provide any data concerning specific Subscribers or users or their use of Subscriber services except in compliance with the Cable Communications Policy Act of 1984.

C. Subscribers and users shall retain the right to deactivate their terminals, but shall continue to be responsible for charges until Grantee is notified to terminate service. The Subscriber shall not be charged any fee for the cancellation or downgrading of cable service.

D. Grantee shall provide Subscribers with a local or

toll-free telephone line, either staffed or with answering capabilities, which shall be available to Subscribers 24 hours a day. Under normal conditions, telephones must be answered within thirty (30) seconds; Subscribers should reach a customer service representative within two minutes in all cases. Under normal circumstances, less than three percent (3%) of callers to Grantee shall receive a busy signal.

E. Grantee shall answer Subscriber's service requests within 24 hours, including weekends and holidays. Problems should be rectified within forty-eight (48) hours or, in case of a dispute, in fewer than ten (10) days. Customers shall be able to schedule with Grantee that a service visit occur during a four-hour block in either the morning or the afternoon.

F. Upon interruption of Subscriber's cable service, except for acts of God or with express prior permission of the Town, Grantee shall provide a credit of one-thirtieth of one month's subscriber fees for affected services for each twenty-four (24) hour period after the first twenty-four (24) hour period for all affected Subscribers.

G. For interruptions of seven days or more in one month, the Grantee shall provide a full month's credit for affected services for all affected Subscribers.

H. Once a Cable System is in place, all normal service installations must be made within seven (7) business days. Upon initial installation each Subscriber shall receive written notice of all services available, rates for such services and all Grantee policies affecting customer services.

SECTION 22. Community Channel. Grantee shall make available at least one channel for use by the Town and Subscribers for community announcements and messages.

SECTION 23. Emergency Alert Override System. Grantee shall incorporate into its Cable System the capability for a temporary emergency override whereby, in times of emergency, a message may be relayed on all channels in the System simultaneously. Grantee shall provide and maintain all equipment necessary for the use of this capability.

SECTION 24. Unauthorized Connections and Modifications.

A. It shall be unlawful for any firm, person, group, company, corporation or governmental body or agency, without the expressed consent of the Grantee, to make or possess, or to assist in making or possessing, any connection, extension, or division, whether physically, acoustically, inductively, electronically or otherwise, with or to any segment of the System.

B. It shall be unlawful for any firm, person, group, company, corporation or governmental body or agency to willfully interfere, tamper, remove, obstruct or damage, or assist thereof, any part or segment of the System for any purpose whatsoever.

C. Any firm, person, group, company, corporation or governmental body or agency found guilty of violating this section may be fined not less than Fifty Dollars (\$50.00) and the costs of the action or more than Five Hundred Dollars (\$500.00) and the costs of the action for each and every subsequent offense. Each continuing day of the violation shall be considered a separate offense.

SECTION 25. Severability. Should any word, phrase, clause, sentence, paragraph or portion of this Ordinance be declared to be invalid by a Court of competent jurisdiction, such adjudication shall not affect the validity of this Ordinance as a whole, but shall only affect the portion thereof declared to be invalid; and the Town Board hereby expressly states and declares that it would nonetheless have passed this Ordinance had it known that any such word, phrase, clause,

sentence, paragraph or portion of said Ordinance were invalid.

SECTION 26. Foreclosure; Condemnation; Receivership.

Upon the occurrence of any event that may lead to the foreclosure, condemnation or receivership of any part of the Fond du Lac Cable System, Grantee shall immediately provide written notification to the Town. Such notification shall be notice of cause for revocation of this Franchise, and the Town may revoke this Franchise under procedures set forth herein.

SECTION 27. Nonenforcement by the Town. The Grantee shall not be relieved of any obligation by reason of any failure of the Town to enforce prompt compliance with any provision of this Ordinance, a Franchise or a Franchise Agreement.

SECTION 28. Waiver or Exemption. The Town reserves the right to waive provisions of this Ordinance, or exempt Grantee from meeting provisions of this Ordinance, if the Town determines such waiver or exemption is in the public interest.

SECTION 29. That upon acceptance of a Franchise by the Grantee herein provided, this Ordinance shall revoke and amend the prior Ordinance passed and adopted November 15, 1978 and the Franchise granted therein.

Passed and adopted this 11 day of November, 1991.

ATTEST:

By: *Adolph G. Schuette*
Its: clerk

TOWN OF TAYCHEEDAH

By: *Jamox Bertram*
Its: chairman

ACCEPTED: This Franchise is accepted and we agree to be bound by its terms and conditions.

STAR CABLEVISION GROUP

Date: Nov-11/1991

By: 

Its: Steven J. Peterson
Senior Vice President

ATTEST:

By: 

Its: V/P - Franchise Administration

November 11, 1991

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, the 11th day of November, 1991, at 8:00 P.M.

Members present - Bertram, Chairman. Thome & Sabel, Supervisors.

Minutes of the October 14th meeting were read and approved on motion by Thome. 2nd by Sabel. carried.

An Ordinance granting Star Cablevision Group of Fond du Lac, a Fifteen year Non Exclusive Francise to Construct, Own, Operate and Maintain a Cable Television System within the Town of Taycheedah was approved, on motion by Thome. 2nd by Bertram. carried. (ordinance on file with Clerk) There was no objection to the ordinance at the Public Hearing preceding the regular meeting.

A discussion of a bike and walking trail thru the St. Peter Heights and Evergreen Terrace sub-division, there was no objection by the Town Board. The possibility of the Town purchasing a 66 ft. right of way from Val Eppli was discussed, and will be investigated.

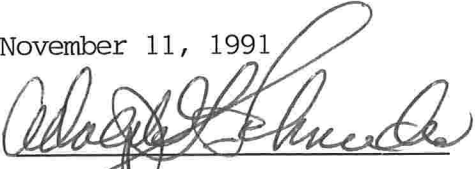
Motion by Bertram, to approve the bills. 2nd by Thome. carried.
(order nos. 369 thru 395)

Motion by Sabel to have the Budget Hearing on the 26th of November, at 8:00 P.M. at the Taycheedah Town Hall. 2nd by Thome. carried.

Motion by Thome to adjourn. 2nd by Bertram. carried.

Dated: November 11, 1991

Attest:


Adolph G. Schneider

Town Clerk

December 9, 1991

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town hall, the 9th day of December, 1991 at 8:00 P.M.

Members present. Bertram- Chairman. Thome and Sabel. Supervisors.

Minutes of the Nov. 11 meeting were read and approved on motion by Sabel, 2nd by Thome. Carried.

The following bids for solid waste hauling for the Town of Taycheedah for one year were opened.

Waste Management - \$ 5.58 per month per unit.

Murray Disposal - \$ 6.10 per month per unit.

Refuse Service - \$ 7.28 per month per unit.

Moved by Thome to accept the lower bid of \$.5.58 per unit submitted by Waste Management. 2nd Bertram. Carried.

A petition by Michael J. Nett to rezone property on Macabe road, from exclusive agriculture to business was presented. The Town Planning Board having held a public hearing prior to the town board meeting, recommend the rezoning of the property, Motion by Bertram to adopt amendment No. 11. 2nd by Thome. Carried.

A petition filed by Val and Betty Eppli to rezone property on Mc Cabe road from exclusive agriculture to residential was presented, The town Planning Board having held a public hearing prior to the town board meeting recommended the rezoning of the property. Several people spoke in favor of the rezoning. A motion by Bertram to adopt amendment No. 12. There was no 2nd to adoption. Mr. Eppli requested a letter stating on what basis the request was rejected.

Motion by Bertram, that the site for Burning Brush and Clean Wood be open the 2nd Saturday of January, from 8:00 A.M. to 12:00 P.M. and be closed February & March, and reopen again in April. 2nd by Thome. carried.

Motion by Thome, that the re-cycling hours - starting the 2nd Saturday of January be 8:00 A.M. to 12:00 P.M., every 2nd & 4th Saturday of the month. 2nd by Sabel. carried.

Motion by Bertram, to approve an application filed by Scott Huck, for a Class B Fermented Malt Beverage & Class B Liquor License for Sunset Supper Club, 2nd by Sabel. carried.

Motion by Thome, to approve the bills. 2nd by Sabel. carried. (order nos. 396 to 432)

The Board agreed to consider the starting of an advisory Park Board for future planning.

Motion by Sabel, to adjourn. 2nd by Thome. carried.

Dated: December 9, 1991

Attest: 
Adolph Schneider, Town Clerk

January 13, 1992

Minutes of the regular monthly meeting, of the Town Board, Town of Taycheedah, held at the Town Hall, the 13th day of January , 1992 at 8:00 P.M.

Members present - Bertram, Chairman. Thome & Sabel, Supervisors.

Minutes of the December 9, 1992 meeting were read, and approved on motion by Thome. 2nd by Sabel. carried.

Mike Immel, representing the Rural Insurance Group, explained the insurance plan for the Town of Taycheedah.

Don Dunn, of St. Peter Heights , complained about the All - Terrain Vehicles Crossing from Evergreen Terrace into St. Peter Heights and driving over his property, requesting that the Town mark the right of way in Hillside Estates, and the 66 ' lot in Hillside Estates, which would keep the vehicles off the private property. These conditions to be considered.

Moved by Bertram, to pay the bills, 2nd by Sabel. carried. (order nos. 1 thru 46)

Motion by Bertram , to adjourn. 2nd by Thome. carried.

Dated: January 13, 1992

Attest



Adolph G. Schneider

Town Clerk

February 10, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, the 10th day of February , 1992 at 8:00 P.M.

Members present - Bertram , Chairman, Thome & Sabel , Supervisors.

Minutes of the January 13th , 1992 meeting were read, and approved on motion by Sabel, 2nd by Thome. carried.

Motion by Bertram, to approve the bills, 2nd by Thome. carried.
(order no. 47 thru 89)

Some changes on the Ordinance on Road Specifications were considered. A Public Hearing will be held on the changes after contacting the Town Attorney.

Motion by Sabel to adjourn. 2nd by Thome. carried.

Dated: February 10, 1992

Attest:



Adolph G. Schneider

Town Clerk

March 9, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 9th day of March, 1992, at 8:00 P.M.

Members present - Bertram - Chairman, Thome & Sabel - Supervisors.

Minutes of the February 10, 1992 meeting were read and approved on motion by Thome. 2nd by Sabel. carried.

Motion by Bertram to approve a Certified Survey filed by Paul Rottscholl, located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 32, Town of Taycheedah, on Fineview Road. 2nd by Thome. carried.

Motion by Bertram to approve a Certified Survey filed by Randall Pieper, located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, Town of Taycheedah, on Silica Road. 2nd by Sabel. carried.

A petition filed by Val & Betty Eppli requesting the rezoning of lands consisting of approximately six acres on Mc Cabe Road, from Agriculture to Business was read. (Parcel 2) Moved by Thome to approve the rezoning as recommended by the Plan Committee. 2nd by Bertram. carried.

A petition filed by Val & Betty Eppli requesting the rezoning of lands consisting of approximately 61 acres on Mc Cabe Road, from Agriculture to Residential was read. (Parcel 2 exception) Moved by Thome to deny the rezoning as recommended by the Town Plan Committee. 2nd by Sabel. carried.

Motion by Bertram to grant a Junk Yard License to Trans American Recovery Service Inc. for 1 year. 2nd by Thome. carried.

Motion by Thome to approve an Application for a Special Class B Beer License to the St. Peter Lions Club for the Annual Pool Tournament. 2nd by Bertram. carried.

Motion by Bertram to approve the bills. 2nd by Sabel. carried.
(order nos. 90 thru 119)

Motion by Thome that the Town accept a Contract submitted by Bowmar Appraisal Inc. of Appleton, WI , for a Complete Revaluation of all Real Property, in the Town of Taycheedah. 2nd by Sabel. carried. (contract on file)

Motion by Bertram to adjourn. 2nd by Sabel. carried.

Dated: March 9, 1992

Attest:


Adolph G. Schneider

Town Clerk

STATE OF WISCONSIN, }
Fond du Lac County, } ss.

John L. Reiland being duly

NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that the Town Plan Committee of the Town of Taycheedah, Fond du Lac County, Wisconsin will hold a public hearing on the 13th day of April, 1992 at 7:30 o'clock P.M. at the Town Hall in said Town to review a proposed amendment to the Town ordinance entitled "An Ordinance Setting Standards for the Approval and Acceptance of Plats, Certified Surveys and Roads" and will make a recommendation to the Town Board.

At 8 o'clock P.M. on the 13th day of April, 1992, at the Town Hall, the Town Board, at its regular meeting, will hold a public hearing on the proposed ordinance amendment and will, after the conclusion of the public hearing, consider the adoption of the amendment.

A copy of the proposed amendment may be obtained from Adolph Schneider, Town Clerk, N8295 County QQ, Malone, WI 53049, Phone No. 414-921-4772.

All interested persons may appear and will be heard.

Dated March 2, 1992.

Published March 27; April 3, 1992 (4685)

sworn, says that he is the foreman of the publisher of the Fond du Lac Reporter, a daily newspaper published in the City of Fond du Lac, in said county, and that a notice, of which the annexed is a printed copy, taken from said paper, has been published in said newspaper, as follows:

March 27, April 3, A.D. 1992

John L. Reiland

Subscribed and sworn to before me this 3 day of

April, A.D. 1992

Susan E. Buchholz

Notary Public, Fond du Lac, Wisconsin

MY COMMISSION EXPIRES NOVEMBER 8, 1992

3853

Printer's Fees, \$

April 9, 1992

Minutes of the Annual Meeting of the Town of Taycheedah, held at the Town Hall the 9th day of April, 1992 - at 8.00 P.M.

Chairman James Bertram called the meeting to order. Minutes of the April 4, 1991 Annual Meeting were read. Motion by Orville Schmitz to approve the minutes as read. 2nd by John Abler. carried.

The Chairman explained the Annexation proceedings, stating the Town is still actively opposing the Annexation. A trail in this matter has been scheduled for June 23 thru June 26, 1992.

Recycling was discussed. The Chairman inquired if there would be any interest in the purchasing of recycling boxes for each household. The Town could purchase the boxes at a cost of \$ 6.45 each, and the homeowners would purchase one for half the cost. Monies from the recycling grants would be used to purchase the containers. Motion by Wm. Huck authorizing the purchase of some boxes. 2nd by Ray Ditter. carried.

The Chairman explained that the Re Assessment of all Town Real Property by Bo Mar appraisal Inc. of Appleton will begin this fall. All property owners will be notified when the appraisers would be in the area. Cost of the Reassessment will be \$ 60,000.00.

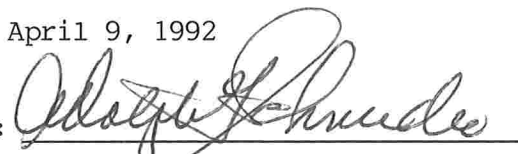
Road projects for the year would be decided after frost damage to the roads was assessed. More work on Ledge Road was on the agenda and work on State Highway 149 and Mc Cabe Road is still being pursued.

Motion by Wm. Huck authorizing the Town Board to negotiate a 2yr. or more contract for Waste Hauling if a longer contract would benefit the Town. 2nd by Orville Schmitz. carried.

Motion by Mrs. Damrow to adjourn. 2nd by Clarence Haensgen. carried.

Dated: April 9, 1992

Attest:



Adolph G. Schneider

Town Clerk

April 13, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 13th day of April, 1992 , at 8:00 P.M.

Minutes of the March 9, 1992 meeting were read and approved as read on motion by Thome. 2nd by Sabel. carried.

The Bike - Walking Trail, from Evergreen Terrace to Sunset Drive was discussed. Property owned by Val Eppli, a 66 ft. wide parcel could possibly be purchased from Mr. Eppli for \$ 800.00. Moved by Thome, 2nd by Sabel to contact Mr. Eppli, and if the property is available for \$ 800.00, that the Town purchase the Land. carried.

The Town Plan Committee having held a Public Hearing on an Ordinance setting standards on Approval of Plats - Roads and Certified Surveys, and not having reached a recommendation for passage, a motion by Bertram, 2nd by Thome, that no action be taken until other changes can be studied. carried.

Motion by Bertram to approve a Certified Survey submitted by Wm. Nett, located in Section 27 in Eastridge Sub-division. (Lot 1 - 1.03 acres) 2nd by Thome. carried.

Motion by Bertram to approve a Certified Survey submitted by Wm. Nett , located in Section 27. (Lot 1 - 2.26 acres. 2nd by Sabel. carried.

Motion by Bertram to approve a Certified Survey submitted by James Rosenthal 11, located in Sec. 22 - on Hwy QQ. 2nd by Thome. carried.

Motion by Sabel to approve a proposal by Albany Materials for Crack Filling. 2nd by Bertram . carried.

Motion by Bertram to approve the bills. 2nd by Sabel. carried.
(order no. 119 thru 157)

Motion by Bertram to approve an Application for a Special Class B Beer License to the St. Peter Athletic Club, for a 6 month period, 2nd by Sabel. carried.

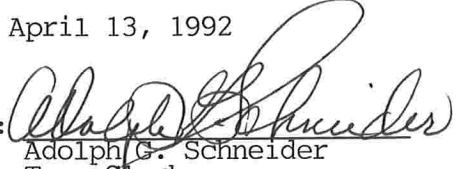
Motion by Bertram to approve an Application for a Special Class B Beer License to the Johnsburg Athletic Club, for a period of 6 months. 2nd by Sabel. carried.

Motion by Bertram to approve an application for a Class B Beer and a Class B Liquor License to Joseph Rumbuc , for a Tavern in Silica. 2nd by Thome. carried.

Motion by Bertram to adjourn. 2nd by Sabel. carried.

Dated: April 13, 1992

Attest:


Adolph G. Schneider
Town Clerk

May 28, 1992

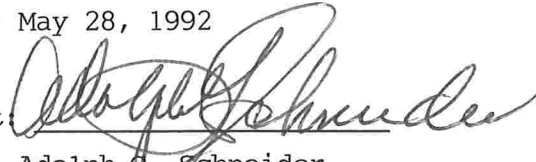
The Town Board of Review for 1992 met at 5:00 P.M. , at the Town Hall the 28th day of May, 1992.

Present - James Bertram, Town Chairman, Lyle Thome and Allen Sabel, Supervisors. Adolph Schneider, Town Clerk. Wm Huck Sr. , Town Assessor.

No objection having been filed by 9:00 P.M., and no one appeared before the Board, a motion by Thome to adjourn the meeting. 2nd by Sabel. carried.

Dated: May 28, 1992

Attest:


Adolph G. Schneider
Town Clerk

May 11, 1992

The regular monthly meeting of the Town Board , Town of Taycheedah, held at the Town Hall, the 11th day of May , 1992, at 8:00 P.M.

Members present - Bertram, Chairman , Thome, Supervisor.

Minutes of the April 13th, 1992 meeting were read and approved as read, on motion by Thome. 2nd by Bertram. carried.

A voluntary committee interested in developing of and preserving Kiekhaefer Park was present. The committee had toured the park and noticed areas of erosion that should be investigated, especially areas bordering the gravel pits. Installing signs around the park area displaying regulations was also recommended. The group plans to meet with the Town board in the park to discuss these projects at a later date.

Motion by Thome that the Town donate \$ 500.00 to the Clean Sweep Project, initiated by the County Emergency Government. 2nd by Bertram. carried. The project to be held at the County Fair Grounds this summer.

Motion by Bertram to approve a petition filed by Brunswick Corporation to join the Taycheedah Sanitary District service ares. 2nd by Thome. carried. (description of ares filed with petition)

Motion by Thome to approve a Certified Survey filed by Elizabeth Eppli located in the N.E. $\frac{1}{4}$ of the N.W. $\frac{1}{4}$ of Sec. 32 on Peebles Lane. 2nd by Bertram. carried.

Motion by Thome to approve a Certified Survey filed by Elmer Bertram, located in the S.E. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ of Sec. 10, on Cty Q. 2nd by Bertram. carried.

Motion by Bertram to approve the bills. 2nd by Thome. carried. (order nos. 158 thru 203)

Motion by Bertram to adjourn. 2nd by Thome, carried.

Dated: May 11, 1992

Attest:


Adolph G. Schneider
Town Clerk

June 8, 1992

The regular monthly meeting of the Town Board of the Town of Taycheedah held at the Town Hall, the 8th day of June, 1992 at 8:00 P.M.

Members present, Bertram, Chairman - Thome & Sabel, Supervisors.

Minutes of the May 11th meeting were read and approved on motion by Thome, 2nd by Sabel. carried.

Dennis Schneider, representing the Gladstone Beach Association, inquired about having speed limit signs, or advising speed limit signs installed on Blue Gill Drive, on Gladstone Beach. A traffic check by the County Sheriff Dept. was recommended by the Board, and their recommendation will be considered at a future meeting.

Motion by Sabel to approve the bills. 2nd by Thome. carried. (order nos. 204 thru 240)

Motion by Bertram to approve the Contract with Scott Construction for Blacktopping of designated roads as specified in the proposal. carried.
(proposal on file with the Town Clerk)

Motion by Bertram to approve the following Combination Class B Fermented Malt & Class B Liquor License. 2nd by Thome. carried.

- | | |
|--------------------------------------|--|
| 1. Allen Sabel, Steffes Tavern | 2. Sunset Supper Club, Scott Huck Agent |
| 3. Joseph Rumbuc, In the Sticks | 4. Kenneth Schmitz, Ken's Retreat |
| 5. Du Netts Inc. Tom Nett Agent | 6. Wm. P. Casper, Thornbrook Golf Course |
| 7. B.D.R. Inc. Larry Bornemann Agent | |

Motion by Bertram to approve the following Class B Fermented Malt License. 2nd by Thome. carried.

3. East Shore Conservation Club

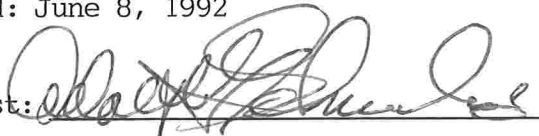
Motion by Bertram to approve the following Combination Class A Fermented Malt & Class A Liquor License. 2nd by Thome. carried.

1. Ambrose Stephanie, Stephanie Grocery 2. Pump & Pantry, Robert Lemense Agent

Motion by Sabel to adjourn, 2nd by Thome. carried.

Dated: June 8, 1992

Attest:



Adolph G. Schneider

Town Clerk

July 13, 1992

A Public Hearing to consider a Petition by Brunswick Corporation to add additional Property to Sanitary District No. 1 of the Town of Taycheedah, Fond du lac County, Wisconsin.

The petition and description of the lands to be added was read by the Clerk. No objections were offered at the Hearing, the Chairman closed the Public Hearing.

The regular monthly meeting was called to order by the Chairman. Members present - Bertram, Chairman - Thome and Sabel, Supervisors.

Minutes of the June 8, 1992 meeting were read and approved on motion by Sabel. 2nd by Thome. carried.

The Petition by the Brunswick Corporation to be annexed to the Taycheedah Sanitary District No. 1 sewer service area was considered. A motion by Bertram recommending the adding of the area to the Sanitary District, since no objections had been filed. 2nd by Thome. carried.

Motion by Thome to approve a Certified Survey filed by Bruce McMurray, W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 21, located on Maplewood Lane. 2nd by Bertram. carried.


Motion by Sabel to approve the bills. (order nos 243 thru 275) 2nd by Bertram. carried.

Motion by Thome to authorize the Town Treasurer to borrow money for the Town from Mt. Calvary State Bank , if needed. 2nd by Sabel. carried.

Motion by Sabel to adjourn. 2nd by Thome. carried.

Dated: July 13, 1992

Attest:


Adolph G. Schneider
Town Clerk

August 10, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall, the 10th day of August, 1992 at 8:00 P.M.

Members present - Bertram , Chairman, Thome & Sabel , Supervisors.

Minutes of the July 13th , 1992 meeting were read and approved on motion by Thome. 2nd by Sabel. carried.

The cost of Street Lights on the Highway of several Beaches was discussed. Motion by Thome to bill each Beach \$ 70.00 each 6 months for the lights. 2nd by Sabel. carried.

Motion by Bertram to approve a Certified Survey , presented by Paul Rottscholl - located in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 32 on Fine View Road, 2nd by Thome. carried.

Motion by Sabel to approve the bills. 2nd by Thome. carried. (no. 277 thru 321)

Motion by Bertram recommending a charge of \$ 15.00 for filing forms with the Abstract and Loan Companies. 2nd by Sabel. carried.

Motion by Sabel to adjourn. 2nd by Thome. carried.

Dated: August 10, 1992

Attest: Adolph G. Schneider
Adolph G. Schneider
Town Clerk

September 14, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall on the 14th day of September, 1992 at 8:00 P.M.

Members present - Chairman, James Bertram - Supervisors, Thome & Sabel.

Minutes of the August 10, 1992 meeting were read and approved on motion by Thome, 2nd by Sabel. carried.

A petition to join Sanitary District No. 1 for Sanitary Sewer Service was filed by a number of property owners from Fishermens Road. The Attorney explained the legal procedure to follow to be attached to the District. The Town Board authorized the Town Attorney to assist them by drawing up a Legal Petition, and the Legal Description of the area to be attached, so definite boundry lines are established.

Moved by Bertram to approve the bills. 2nd by Sabel. carried. (order nos. 322 - 340)

Motion by Thome to adjourn. 2nd by Sabel. carried.

Dated: September 14, 1992

Attest:

A handwritten signature in dark ink, appearing to read 'Adolph G. Schneider', written over a horizontal line.

Adolph G. Schneider

Town Clerk

October 12, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 12th day of October, 1992, at 8:00 P.M.

Members present - Bertram, Chairman - Thome & Sabel, Supervisors.

Minutes of the September 14th meeting were read and approved as read, on motion by Sabel, 2nd by Thome.

A discussion on the Street Lighting for the Beaches was discussed again. Motion by Thome that each Beach pay \$ 55.00 for a 6 month period, as long as the cost stays the same from Wisconsin Power & Light Co. 2nd by Sabel. carried.

Motion by Bertram to approve a Certified Survey Map filed by William Waldschmidt. Section 3, Golf Course Drive. 2nd by Thome. carried.

Motion by Bertram to instruct Attorney John St. Peter not to pursue an appeal to annexation of certain areas annexed in the Town. 2nd by Sabel. carried.

Motion by Sabel to approve the bills. 2nd by Bertram. carried. (order nos. 342 thru 369)

Motion by Sabel to authorize the Town Treasurer to borrow \$ 30,000.00 from the National Exchange Bank, Mt. Calvary Branch for the reassessment now in progress in the Town. 2nd by Thome. carried.

Because of the Towns Association Convention on the 9th of November, the next monthly meeting would be held Thursday the 12th of November, and the Public Hearing for the Town Budget and opening of the Bids for Waste Hauling would be held on Monday the 16th of November, at 8:00 P.M.

Motion by Bertram to adjourn. 2nd by Sabel. carried.

Dated: October 12, 1992

Attest:



Adolph G. Schneider

Town Clerk

November 12, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, was held at the Town Hall the 12th day of November, 1992 at 8:00 P.M.

Members present - Bertram, Chairman - Thome & Sabel, Supervisors.

Minutes of the October 12, 1992 meeting were read and approved on motion by Thome, 2nd by Sabel. carried.

Motion by Bertram to approve a resolution, conditionally approving the Certified Survey Map filed by Betty Eppli. 2nd by Thome. carried. (area involved located in Section 21)

Motion by Bertram to approve a Certified Survey Map filed by Dan La Fleur. 2nd by Sabel. carried. (area involved -Lot 1 on Golf Course Dr. & Spring St.)

Motion by Bertram to approve the bills . 2nd by Sabel. carried. (order nos. 370 thru 400)

Motion by Thome that the Town Board file a letter with the Fond du Lac County Highway Department, and the County Highway Commissioner, stating that the Town of Taycheedah Board, recommends that the County accepts the proposal by the State Highway Commission to improve State Highway 149, and then ~~in~~ return it to the County Highway System. 2nd by Bertram. carried.

Motion by Sabel to adjourn. 2nd by Thome. carried.

Dated: November 12, 1992

Attest:



Adolph G. Schneider

Town Clerk

November 16, 1992

The Town Board, Town of Taycheedah, met at the Taycheedah Town Hall, this 16th day of November, 1992 at 8:00 P.M.

Bids for a new contract for Waste Hauling for a 3 year period or 5 year period will be opened at 8:30 P.M. A public hearing on the proposed Budget to follow.

At 8:30 P.M. the Chairman opened all bids filed with the Town Clerk. The following haulers had filed bids.

Waste Management of Wisconsin Tri County

Murray's Disposal Inc. of Fond du Lac

RSI Refuse Service Inc. of Neenah

Professional Waste Systems Inc. Sheboygan

After some consideration, a motion by Bertram to accept the low bid by Professional Waste Systems, subject to recommendation by the Town Attorney. 2nd by Sabel. carried.

Motion by Sabel to accept Professional Waste Systems 5 year contract. 2nd by Thome. carried.

The Budget meeting was called to order at 8:45 P.M.

The proposed Budget for 1993 was explained by the Town Chairman,

Mark Kirschling a member of the Advisory Kiekhaefer Park Committee asked if the Town could budget about a \$ 500.00 expense fund for signs to be posted around the Park , and other minor expense.. The Town Board had no problem with this request.

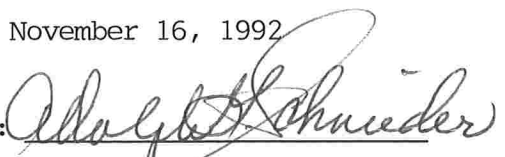
Blacktopping of roads & road improvements was discussed.

Motion by Dan La Fleur to approve the Budget as presented. 2nd by Mark Kirschling. carried.

Motion by Ray Ditter to adjourn. 2nd by Wm. Huck. carried.

Dated: November 16, 1992

Attest:


Adolph G. Schneider
Town Clerk

December 14, 1992

The regular monthly meeting of the Town Board, Town of Taycheedah, held at the Town Hall the 14th day of December, 1992, at 8:00 P.M.

Members present, Bertram - Chairman, Sabel - Supervisor.

Minutes of the November 12, 1992 meeting were read and approved as read on motion by Sabel, 2nd by Bertram. carried.

Roger Birschbach, Town Constable, requested that the Town purchase a Dog Kennel for Stray Dogs that are picked up by him, this was recommended by the Fond du Lac County Sheriff Department. Moved by Bertram that Mr. Birschbach be authorized to purchase a Dog Kennel and Fence necessary for His application. 2nd by Sabel. carried.

Motion by Bertram to approve the bills. 2nd by Sabel. carried.
(order nos. 426 thru 459)

Motion by Sabel to appoint the following Poll Workers for the Town of Taycheedah for a two year term, 1993 & 1994. 2nd by Bertram. carried.

Republican

Virginia Schneider

Athleen Simon

Patricia Birschbach

Mary Ann Bertram

Marjorie Bleck

Marcie Gundert

Barbara Pollei

Connie Julka

Sandra Wright

Karen Miller

Democrate

Kathy Casper

Patricia Schneider

Helen Schmitz

Betty Costello

Judith Simon

Esther Freund

Barbara Thome

Marilyn Schneider

Jean Sabel

Lois Koenigs

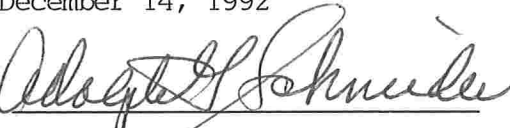
Motion by Bertram that the Town Caucus be held the 7th day of January, 1993 at 8:00 P.M. , at the Taycheedah Town Hall. 2nd by Sabel. carried.

Having no objections to a Certified Survey filed by Patricia C. Birschbach in the SW $\frac{1}{2}$ of Section 36, in the Town of Taycheedah, a motion by Sabel to approve said Survey. 2nd by Bertram. carried.

Motion by Sabel to adjourn. 2nd by Bertram. carried.

Dated: December 14, 1992

Attest:


Adolph G. Schneider

Town Clerk

D E C I S I O N

The application of Patricia Birschbach for a variance or a special exception and an appeal for the creation of a zoning lot of less than 35 acres in area as required under the Exclusive Agricultural Zoning. That said lot is described as follows:

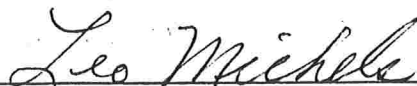
A part of the Southwest Quarter (SW $\frac{1}{4}$) of Section 36 Township 16 North of Range 18 East, containing 299,095 square feet of land and being described as follows: Commencing at the South quarter corner of said Section 36; thence North 00°25'23" West, a distance of 673.98 feet along the East line of the SW $\frac{1}{4}$ to the point of beginning; thence continuing North 00°25'23" West, a distance of 785.33 feet along the East line to the centerline of Cody Road; thence South 76°46'22" West a distance of 438.56 feet along the centerline; thence South 00°09'28" East a distance of 580.52 feet; thence South 83°30'37" East a distance of 178.04 feet; thence South 02°11'53" East a distance of 87.84 feet; thence North 89°12'40" East a distance of 250.88 feet to the East line of the SW $\frac{1}{4}$ and the point of beginning.

coming on to be heard before the Board of Appeals of the Town of Taycheedah, pursuant to Notice, on the 17th day of February, 1993 at 7:30 P.M., at the Town Hall in said Town, and the Board having held a public hearing and considered the said application; and it appearing that it would not be contrary to the spirit of the Zoning Ordinance of the Town of Taycheedah to grant such special exception:

NOW THEREFORE, IT IS THE DECISION of the Board of Appeals that a special exception to the Zoning Ordinance of the Town of Taycheedah be granted to allow the creation of a zoning lot of less than 35 acres under the following conditions:

1. That the lot cannot be used for a building of any kind without first having obtained a zoning change from the Town Board.
2. That the use of the property is not to be changed from its current use of farming and/or hunting.
3. No campers, vehicles or trailer homes be allowed to remain on this property.

Dated February 17, 1993.



Leo Michels, Secretary