

The Town Board of the Town of Taycheedah met on Tuesday, January 14th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the January monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon and Ann Simon, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the December monthly meeting were read. Jerry Guelig motioned to approve the minutes as presented, seconded by Tim Simon. Motion carried (2-0). Ann Simon did not vote.

Chairman Guelig read from a letter he received from the International Institute of Municipal Clerks announcing that Brenda Schneider has been awarded the designation of Certified Municipal Clerk.

Committee Reports:

None given.

Special Orders:

None stated.

Unfinished Business:

- #1 Consideration and possible adoption of a Resolution Recommending the Designation of the Fond du Lac Urbanized Area metropolitan Planning Organization (MPO) and an Organizational structure for the Metropolitan Planning Organization (MPO). The item was tabled at the Nov. 12, 2002 meeting. A Technical Standards Committee has been formed consisting of the Chairpersons of the Towns of Fond du Lac, Empire, Taycheedah and Friendship. One member will represent the four towns on the MPO. Jerry Guelig motioned to adopt the MPO resolution, seconded by Ann Simon. Motion carried (3-0).

New Business:

- #1 Consideration and possible renewal of Eckert/Ahlgrimm 2003 Blasting Permit application. Jill Steffes, W3465 Hwy. Q, presented a written objection to the renewal of the permit and a complaint regarding the lack of dust control at the quarry. The Board of Appeals will handle the lack of dust control complaint. Jill Steffes stated that she did not receive a copy of the pre-blast survey done on her property. The Clerk has the surveys of the Victor Freund, Dan Steffes and Mike Zimmerman properties.

Dan Freund asked the Board if they were aware of the violation of hours of operation that occurred last summer. Dan feels the Board of Appeals did not address the violation at the hearing. Dan also commented that on Nov. 12, 2002, he was given only 1.5 hours notice. Jon Ahlgrimm responded that he tries to give a 24-hour notice to the Freund's prior to every blast. He is required by state law to give 24-hour notice prior to each blasting period. The operator determines the blasting period.

Jill questioned the property damage to her house. Jon Ahlgrimm stated that he will take a look at it. He also stated that the seismograph readings indicate safe vibrations. He is responsible for safe vibrations per the state code. State codes are based upon studies performed by the state. Jill wants an independent firm to make a determination. She has made contact with an employee of Ahlgrimm's. She was told someone would notify her. The company has yet to contact her. Jerry Guelig commented that heat and humidity causes walls to crack. Dan Steffes stated that the house was built in 1974 and had no cracks until recently. Jill estimated the crack in the archway to be one-foot long and about one-inch wide and nail heads are starting to show on some of the ceilings and walls. Dan Freund commented that the residents have to trust the blaster to properly set the seismographs. Jon responded that it is not his position to deceive.

Ann Simon motioned to renew the permit for a period of two months, until Feb. 28th, Ahlgrimm is to address the Steffes' complaint, the Board will review and re-address the permit at the February meeting.

Greg Schwantes, W3455 Hwy. Q, also opposes the renewal of the permit until dust control is implemented. He and his family had to remain indoors last summer and fall. He has two ponds on his property. The dust has killed all the vegetation in the ponds. They were unable to swim in them. The ponds stink and the water is cloudy. They have to sweep the dust off the pond before they can ice skate.

Jerry Guelig seconded Ann Simon's motion. Motion carried (3-0).

Dan Freund asked John Ahlgrimm if he could alter the methods of blasting in order to reduce the vibration. John agreed to research the idea.

Jerry Guelig requested the names of all the blasters that work in the Bertram quarry.

Dan Freund requested a seismograph be placed by the tower for every blast. John Ahlgrimm stated that if there is an extra seismograph, it will be set up at the Steffes' house.

- #2 Consideration and possible adoption of a Resolution Authorizing the Submission of a Grant Application to the Wisconsin Waterways Commission for Fisherman's Road Boat Launch Dredging Project. Tim Simon has submitted an application to the DNR for the permit. Cost estimates are being compiled. Jerry Guelig motioned to approve the resolution as presented, seconded by Tim Simon. Motion carried (3-0).
- #3 Consideration and possible approval of a Class A Liquor License application submitted by Mark Van Pelt. Jerry Guelig motioned to approve the license application, seconded by Ann Simon. Motion carried (3-0).
- #4 Consideration and appointment of a Commissioner of Johnsburg Sanitary District currently held by Franz Schmitz. Ann Simon motioned to re-appoint Franz Schmitz to the Johnsburg Sanitary District Commission, seconded by Jerry Guelig. Motion carried (3-0).
- #5 Consideration and possible increase to the salaries paid to Town Sanitary District Commissioners. Jerry Guelig motioned to table the item for further research, seconded by Ann Simon. Motion carried (3-0).
- #6 Certified Survey Maps. None were submitted.
- #7 Approval of town bills. Ann Simon motioned to approve the bills as submitted (order nos. 1-59), seconded by Tim Simon. Motion carried (3-0).
- Public Comment:

- Ann Simon requested that all records be moved to the Town Hall.
- Fond du Lac County Sheriff's Dept. urges all citizens to contact the Sheriff's office or their local fire chief before starting a controlled burn.
- Jerry Guelig reminded everyone of the Caucus on Jan. 28th.
- Marlys Welsh questioned if Jerry Guelig contacted Attorney John St. Peter regarding the Board's authority to set the clerk's hours. Jerry stated he called the Town's Association. He was referred to Wis. Stat. 60.3(2)(b), which allows the combination of the clerk position with the treasurer and Wis. Stat. 60.3(5)(b), which states, 'If any elected town officer, other than a town board supervisor, refuses to perform any official duty, the town board may appoint a suitable person to perform those duties which the officer refuses to perform.' The Town Board has the authority to designate what should be done. He will announce, prior to the Caucus, what will be expected of the Clerk.

Jerry Guelig motioned to adjourn, seconded by Ann Simon. Motion carried (3-0).

Attest



Brenda A. Schneider
Town Clerk

W2579 Q
Malone, WI 53049-1519
January 8, 2003

Mr. Jerome Guelig
Chairman, Town of Taycheedah
Town Hall, Town of Taycheedah

Re: Appointment of a Chairman for Johnsborg Sanitary District

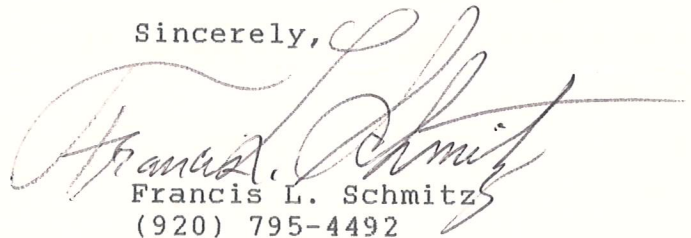
During the final days of December, 1996, the Johnsborg Sanitary District was officially formed by the Taycheedah Town Board. Early in January, 1997, the first three commissioners for the district were appointed. At that time I was appointed chairman with a term of six years. Consequently my term in office will be completed in January, 2003.

As you know, the work of the commissioners is at long last beginning to pay dividends. We now see real progress toward successful completion of the project. I am anxious to see the project through to completion, and to that end I am seeking reappointment for another six year term.

I believe my qualifications for the chairmanship are well known, and I shall be happy to answer any questions you may have concerning them. I presume the matter of appointment will occur at your regularly scheduled January meeting. and I plan to attend that meeting. In the meantime, if there is anything you might wish to discuss about this appointment, please do not hesitate to contact me.

Thank you for your attention to and interest in this matter.

Sincerely,


Francis L. Schmitz
(920) 795-4492

Dan & Jill Steffes

W3465 Hwy Q
Fond du Lac, WI 54935
920-795-4793

January 14, 2003

Taycheedah Town Board

Dear Sirs or Madam:

This Letter is my intent to file a verified complaint against Bertram Quarry, J&E Construction Co., Inc. and Ahlgrimm Explosives.

- 1- As a resident of Town of Taycheedah and property owner at W3465 Hwy Q, I oppose the re-issuance of the annual Explosives and Blasting Permit due to property damage that has occurred in the year 2002. In November 2002, I showed the person taking blasting readings the large crack in our wall and requested to review the pre-blast video. He stated his supervisor would be notified and the company would contact me. I have not been contacted as of January 13, 2003. It is my request that the Town Board evaluate the current damage to our property and conduct, with an independent expert, an analysis of the blasting activities to determine our risk of future damage. I have read Chapter 5- Use of Explosives; Blasting Activities and believe the permittee to be in violation of Sec. 7-5-5(c) - (providing copy of written survey report to residents.) The criteria set forth by the Town in Sec. 7-5-7 (g) and (i)- (compliance with pre-blasting notification requirements to residents and the consideration of atmospheric, unknown conditions including geophysical conditions and other matters beyond the control of the permittee) justify my request.
- 2- Since June 2001, Jim , David and Dan Bertram have been aware of my concerns in regard to the lack of dust control at the quarry. I requested they use water while crushing and spray down driveway and trucks. In July 2002, I spoke to Dan Bertram again and a quarry operator about the same concerns. I informed both parties that my youngest son, ironically, developed asthma with his first attack being revealed in August 2001 after a summer of uncontrolled dust .My request to control dust using water was now a health issue for my family. They sprayed the driveway occasionally for approximately one month. I submitted a bill for duct cleaning and an estimate to have my house professionally cleaned to remove the dust damage to Mr. Eckert on September 11, 2002 at the Board of Appeal meeting. We had installed central air at our expense to help our son's asthma. As of January 13, 2003, I have not been contacted by Mr. Eckert or J&E Construction's insurance company. I have read the Special Use Permit issued to Elmer J. Bertram and J&E Construction Co. Inc. It states that all water necessary for dust control shall be brought onsite by tanker truck under #3-special conditions. I believe this method of control is not being utilized. I am requesting that the Town Board review what obligations the quarry has to provide quality air control and determine if any noncompliance has occurred.

Sincerely,

Jill Steffes



Cc; Bertram Quarry, J&E Construction Co. Inc., and Ahlgrimm Explosives

The Town Caucus of the Town of Taycheedah was conducted on Tuesday, January 28th, 2003, at 8:00 p.m., at the Town Hall.

Town Chairman Jerry Guelig called the Caucus to order and informed the electors present that only residents of the Town of Taycheedah may nominate, second or vote.

CAUCUS CHAIRPERSON

BILL CASPER, nominated by Dennis Osterholt, seconded by Jim Huck. Dan Bertram moved to close nominations, seconded by Jim Rosenthal. Motion carried. Bill Casper served as Caucus Chairman.

CHAIRMAN

JERRY GUELIG, nominated by Marlys Welsch, seconded by Ann Simon.

JIM ROSENTHAL, nominated by Jim Huck, seconded by Joel Schneider.

Dan Freund moved to close nominations for Chairman, seconded by Adolph Schneider. Motion carried.

TOWN SUPERVISORS

NEAL NETT, nominated by Gerry Hodkiewicz, seconded by Leo Schneider.

MIKE WIRTZ, nominated by Mike Nett, seconded by Mike Zimmerman.

ANN SIMON, nominated by Clarence Kraus, seconded by Dr. John Welsch.

JIM KARLS, nominated by Ray Donahue, seconded by Mike Freund.

TIM SIMON, nominated by Jim Huck, seconded by Dan Mand.

JOHN ABLER, nominated by Roger Braun, seconded by Larry Maas.

JIM HUCK, nominated by Lance McClellan, seconded by Larry Maas.

JOHN RICKERT, nominated by Mike Freund, seconded by Joel Nett.

JIM BERTRAM, nominated by Fritzie Bertram, seconded by Martin Birschbach.

BILL GIUS, nominated by Tim Simon, seconded by Ray Donahue.

JOHN JANSSEN, nominated by Ann Simon, seconded by Dr. John Lent. John Janssen declined nomination.

Dr. John Welsch moved to close nominations for Supervisors, seconded by Dan Bertram. Motion carried.

Caucus Chairman Casper appointed Lee Gilgenbach, Jim Rosenthal and Mary Krumbein as Ballot Clerks. Paper ballots were distributed to the 109 registered Town residents in attendance. The voters were able to vote for no more than four of the nominated individuals. 108 ballots were returned to the Ballot Clerks. The eight highest voted nominees could be placed on the April 1st ballot. The vote tally was as follows:

NEAL NETT	39
MIKE WIRTZ	47
ANN SIMON	47
JIM KARLS	28
TIM SIMON	81
JOHN ABLER	46
JIM HUCK	48
JIM BERTRAM	38
JOHN RICKERT	20
BILL GIUS	24

CLERK

BRENDA SCHNEIDER, nominated by Mike Zimmerman, seconded by Lance McClellan.

JIM KRUMBEIN, nominated by Ann Simon, seconded by Mary Krumbein.

Jim Huck moved to close nominations for Clerk, seconded by Bob Zimmerman. Motion carried.

TREASURER

ROGER SCHNEIDER, nominated by Dave Braun, seconded by Angie Prull.

Jim Costello moved to close nominations for Treasurer, seconded by Leo Schneider. Motion carried.

ASSESSOR

BILL HUCK, nominated by Adolph Schneider, seconded by Bob Holzman.

Dan Freund moved to close nominations for Assessor, seconded by Jim Rosenthal. Motion carried.

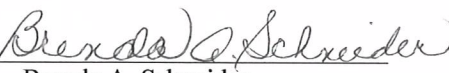
CONSTABLE

BILL GIUS, nominated by Tim Simon, seconded by Ray Donahue.

VICTOR SCHNEIDER, nominated by Jerry Guelig, seconded by Jim Huck.

Jim Bertram moved to close nominations for Constable, seconded by Lyle Thome. Motion carried.

John Buechel motioned to adjourn the 2003 Caucus, seconded by Marlys Welsch. Motion carried.

Attest. 
Brenda A. Schneider
Town Clerk

The Executive Committee of the Outlying Sewer Group, called a meeting on Monday, February 3rd, 2003, at 4:30 p.m., at the Town of Fond du Lac Town Hall. Taycheedah Town Board members present were Tim Simon and Jerry Guelig. Members of St. Peter Sanitary District present were Jim Hovland and Adolph Schneider. Members of the Johnsburg Sanitary District present were Franz Schmitz, Ken Schneider and Dennis Lefebvre. Also present were representatives from Calumet Sanitary District #1, Taycheedah Sanitary District #1, Fond du Lac Sanitary District #2, the Empire Town Board and Empire Sanitary District #3. Also present were Attorney Kathryn Bullon and Ron Cunzenheim.

All of the entities in attendance are connected or will be connected to the sanitary sewer system that uses a lift station on Luco Road.

Attorney Bullon called the meeting to order.

Project Report by Bullon and Cunzenheim:

- The Luco Road lift station is operating at capacity and in dire need of replacement.
- The City will engineer and design the lift station.
- St. Peter and Johnsburg will be added in the next 12-16 months.
- All users will share proportionately in the cost of replacement.
- The lift station will become a regional facility and will no longer be owned by the City.
- The force main is too small for the current flow.
- It was not built well structurally and is not salvageable.
- If it is not rebuilt and capacity increases, the DNR will be forced to limit future connections.

Gary Sharpe, Calumet Sanitary District, questioned 7.1.3, page 26, of the contract, which states the entity driving the need pays for the costs. Mr. Sharpe, and several other members present, questioned why all entities using the lift station must cost share. Attorney Bullon responded that the City is probably the first cause. The City is using far more capacity than what was original designed for them. The prison was transferred through a different interceptor sewer. The high school was added to the system. The high school has also increased development to the east of the City. Also, a number of the Districts have clear water infiltration problems. The City is initiating the project, as required by the contract. All entities tributary to the lift station must cost share. The cost share is based upon population.

Ron Cunzenheim estimates the replacement costs at \$750,000. Attorney Bullon has no knowledge of any grants or assistance for the project. Johnsburg may qualify for some type of assistance on an individual basis. The interest rates are currently 4 to 5%. The City will do the initial financing. The City can loan to the entities and bill quarterly.

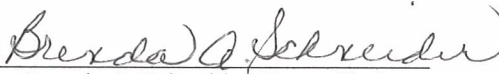
The OSG Technical Standards Committee will have input in the location, design and construction of the lift station. Mr. Cunzenheim stated that the lift station must be re-built in order to handle St. Peter Sanitary District, Johnsburg Sanitary District, the high school and grade school, the City and Empire. The DNR will have approval authority.

The members discussed the unauthorized connection made by the City in 2000.

Attorney Bullon draft a resolution agrees to the concept that the lift station needs to be redesigned and rebuilt and recognize a cost share in the lift station replacement.

- Calumet Sanitary District #1-tabled the resolution.
- Johnsburg Sanitary District-Motion Schmitz, second Lefebvre to accept the resolution.
- Taycheedah Town Board-Motion Guelig, second T. Simon to accept the resolution.
- Taycheedah Sanitary District #1-Motion and second to accept.
- Taycheedah Sanitary District #3 (St. Peter)-Motion Hovland, second Schneider to accept the resolution.
- Fond du Lac Sanitary District #2-Motion and second to accept the resolution.
- Empire Sanitary District #3-Motion and second to accept the resolution.
- Empire Town Board-tabled the resolution.

The meeting was adjourned at approximately 5:30 p.m.

Attest: 
Brenda A. Schneider, Town Clerk
Johnsburg SD Recording Secretary
St. Peter SD Recording Secretary

**MINUTES OF THE JOINT MEETING OF THE
OUTLYING SEWER GROUP EXECUTIVE COMMITTEE,
CALUMET SANITARY DISTRICT #1,
JOHNSBURG SANITARY DISTRICT, TAYCHEEDAH TOWN BOARD,
TAYCHEEDAH SANITARY DISTRICTS #1 AND #3,
FOND DU LAC SANITARY DISTRICT #2, EMPIRE TOWN BOARD,
AND EMPIRE SANITARY DISTRICT #3**

**Held on February 3, 2003 at the Town of Fond du Lac Town Hall,
Pioneer Road, Fond du Lac, Wisconsin**

I. ROLL CALL

The meeting was called to order by Attorney Kathryn Bullon. Present were Allen Sattler, Chuck McCourt and Harold Manske from the OSG Executive Committee; Gary Sharpe and Alice Lemke from Calumet SD#1; Franz Schmitz, Ken Schneider and Dennis Lefebber from Johnsborg SD; Jerry Guelig, Tim Simon and Brenda Schneider from the Town of Taycheedah; Dan Deuster, George Cassady and Gene Karls from Taycheedah SD#1; Jim Hovland and Adolph Schneider from Taycheedah SD#3; Brian Balson, Tom Beltz and Stacy Behnke from Fond du Lac SD#2; Mary Toriello, John Meyst, Jim Pierquet and Mike Morgan from the Town of Empir; and Gary Gilbertson, Bob Ellingen and Kirk Wittkopp from Empire SD#3; Engineer Ron Cunzenheim and Attorney Bullon. Open meeting notice to the Reporter was confirmed.

II. REPORT ON LUCO ROAD LIFT STATION

Cunzenheim presented a summary of his written report regarding the Luco Road lift station. The lift station is currently owned by Fond du Lac SD#2, and it used by TSD#2, Taycheedah SD#1, Calumet SD#1 and the City of Fond du Lac. Then Johnsborg SD and Taycheedah SD#3 complete their sewer extension projects, their flows will also go through the lift station, as will portion of Town of Empire development and Empire SD#3 flows once the Northeast Interceptor is built. The lift station is aging, and was never designed to take the magnitude of flows slated to be processed through it.

Cunzenheim and Bullon reported that the City is willing to undertake responsibility for design and construction of a new, larger lift station that would be treated as a Regional Facility. Cunzenheim has roughly estimated the cost at \$750,000, which would be shared among the using parties in proportion to their capacity shares in the lift station. The City would bear the largest cost share. Before proceeding with the design and construction, the City has asked that OSG members who will be tributary to the station confirm their approval of the project and acknowledge their responsibility for a portion of the cost of the new station. Bullon previously distributed draft, proposed Resolutions for the consideration of the various Sanitary District and Town Boards in the form attached hereto.

III. GENERAL DISCUSSION

General discussion followed regarding the need for the new lift station facility, the advantages of having the new lift station designated as a Regional Facility, various cost shares allocated to the parties, and the timing of possible construction.

IV. CALUMET SANITARY DISTRICT

The Calumet Sanitary District lacked a quorum of the Commission. Attorney Sharpe had some questions about cost shares in the project. The matter was tabled for future action by the Commission.

V. JOHNSBURG SANITARY DISTRICT

The Commission reviewed the proposed Resolution and briefly discussed the need for the project. After discussion, motion Schmitz, second Lefeber and unanimous approval of the Resolution.

VI. TOWN OF TAYCHEEDAH

The Town Board noted that it will retain a small amount of capacity in the name of the Town after the Johnsburg and Taycheedah SD#3 Districts purchase capacity from the Town. Motion Guelig, second Simon to approve the Resolution.

VII. TAYCHEEDAH SD#1

The Commission reviewed the proposed Resolution and briefly discussed the need for the project. After discussion, motion Deuster, second Cassady to approve the Resolution.

VIII. TAYCHEEDAH SD#3

The Commission noted that its flows would be tributary to the Luco Road lift station once it connects to the system. After discussion, motion Hovland, second Schneider to approve the Resolution.

IX. FOND DU LAC SD#2

The Commission noted that it has been maintaining the lift station for several years in anticipation of it being rebuilt. The additional flows coming into the station make its rebuilding more urgent. Motion Balson, second Beltz to approve the Resolution.

X. EMPIRE SD#3


The Commission noted that when the Northeast Interceptor reaches the intersection of 4th Street Road and CTH "K", the District's flows will be diverted to the new Interceptor and thus through the Luco Road lift station. The need for a new, larger station is apparent. Motion Gilbertson, second Ellingen and unanimous vote to approve the Resolution.

XI. TOWN OF EMPIRE

The Town Board discussed the fact that it is in the process of reassessing its capacity needs. In light of this, the Board decided to table the Luco Road matter at this time.

XII. ADJOURNMENT

There being no further business to come before the bodies, the joint meeting was adjourned upon motion Manske, second Gilbertson and unanimous vote.



Kathryn M. Bullon, Acting Secretary

Prepared by:
Ronald Cunzenheim, PE
Excel Engineering, Inc.
January 13, 2003
Gathered from information
provided by Mr. Larry Kent

Report on Existing Town of Fond du Lac SD#2 Lift Station

History:

The pump station was constructed in 1978. At that time the system design called for two 6" pumps having a capacity of 535 GPM each. The system discharges through a 10" diameter force main having a velocity of 2.19 fps at the design point. The pumps have gone through various upgrades over the years. Upgrades range from larger motors, higher rpm's, different impellers and the addition of a third pump.

Existing Conditions:

The last date pumps were calibrated was on June 28, 2002. Calibration was completed by Larry Kent. Three pumps are present in the station.

PUMP NUMBER	FLOW RATE (gpm)	FM VELOCITY (fps)
Pump #1	834.4	3.41
Pump #2	791.9	3.24
Pump #3	1,212.3	4.95
Pumps #1 & #2	1,231.3	5.03
Pumps #2 & #3	1,448.8	5.92
Pumps #1 & #3	1,470.7	6.01
Pumps #1, #2 & #3	1,470.7	6.25

The accepted capacity of the lift station is approximately 800 gpm. The apparent maximum capacity of the lift station is 1,470 gpm.

Existing Flows:

Records for 2001 indicate that the lift station experienced average daily flows of 335,372 gpd. The peaked condition for this average flow is 1,120,142 gpd or 7.78 gpm. This is marginally below the theoretical value of 396,400 gpd but well within a reasonable degree of accuracy. The peak theoretical flow is 1,323,976 gpd or 919 gpm. This exceeds the existing capacity of the station.

While no measurements exist to verify the fact that the station has, from time to time, caused the Winnebago Drive interceptor to back up, some basement flooding in Town of Fond du Lac SD#2 has been reported.

It is apparent that the existing dry weather flows are nearing pump station capacity and in the case of wet weather flow the capacity of the station has, on a number of occasions, been exceeded.

Projected Flows:

The existing & projected flows calculated as part of the new City – OSG contract are as follows:

YEAR	POPULATION	PEAKING FACTOR	FLOW (mgd)	FLOW (gpm)
2000	3,964	3.34	1.324	919
2020	9,356	2.98	2.788	1,936
2050	10,230	2.94	3.008	2,089

There have been some changes to these projected figures since adoption of the contract. They are:

Removal of flow from the prison. (795 immediate, 1,400 by 2020)
 Addition of flow from the new high school. (Calculated at 400 population)
 Addition of some 12,005 population by the City of Fond du Lac.

The City places the total 50 year population tributary the new regional interceptor at 17,124.

The connection of Taycheedah SD#3 and Johnsburg have also solidified since the adoption of the contract.

Projected flows for these two entities are:

	PRESENT CONDITION	2020	2050
Sanitary Dist #3	412	728	1,092
Johnsburg	350	360	398

The flow contribution from both districts should be considered as being imminent. The start up flows from both SD#3 and Johnsburg were included in the 20 year forecast

Adjust flow tables to get a more current flow projection for 2003.

YEAR	POPULATION	PEAKING FACTOR	FLOW (mgd)	FLOW (gpm)
2000	3,964	3.34	1.324	919
2003	5,051*	3.24	1.637	1,137
2020	9,356	2.98	2.788	1,936
2050	10,230	2.94	3.008	2,089

* Includes a reduction of 795 for prison population, additions of 400 for school population, 412 for SD #3, 350 for Johnsbury and 720 for City growth. The 720 population growth for the City is merely a prorating of the approximately 12,000 population growth expected for 50 years. A population of 720 is equivalent to about 277 homes.

It should also be pointed out that the Town of Taycheedah SD#1 has been approached regarding the development of several large subdivisions. The district views the addition of homes as a positive and plans to pursue the development.

Placing these flows into the present system will cause an immediate overload on the lift station. The required flow of 1,137 gallons per minute is 42% above the estimated capacity of the station.

In any event the lift station will require the following 50 year capacity. This capacity is taken from the March 22, 2002 report from Rich Blauvelt of HNTB to Rick Goding, City of Fond du Lac.

YEAR	POPULATION	PEAKING FACTOR	FLOW (mgd)	FLOW (gpm)
2050	26,496	2.53	6.705	4,656

Conclusion:

NR 110.14 Sewage Lift Station Design Criteria (1)(b)3 states, "Where possible, the pumping rate shall be designed to approximate the influent flow rate to the lift station. It is also a requirement that pumps flows be calculated in the same manner as the mains. That being the case each pumping unit should be capable of passing the peaked flow.

In our case the 2003 peaked flow is 1,137 gpm. Each pump, and a minimum of two, should have that capacity. Our existing station has a capacity of 800 gpm. The need to expand the lift station is now.

While it is true that in theory the pump station can pass 1,470 gpm all pumps are required to do so. This does not meet the intent of DNR codes and leaves no excess capacity for periods of wet weather flow.

It is my recommendation that all parties agree to the financial commitment to replace this lift station prior to the flows from SD#3 of Taycheedah and Johnsbury as well as the flows from the new City growth area come on line. To assist contributing entities with their decision I offer the following estimated shares each will have in the cost of construction of the lift station.

ENTITY	POPULATION	PERCENTAGE
Calumet	1,691	6.382%
Johnsbury	398	1.502%
Taycheedah SD#3	2,730	10.303%
Taycheedah SD#1	2,212	8.348%
Fond du Lac SD#2	1,250	4.718
City of Fond du Lac	13,126	49.540%
Empire SD#3	478	1.804%
Town of Empire	3,965	14.965%
Town of Taycheedah	646	2.438%
Total	26,496	100%

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The Town Board of the Town of Taycheedah met on Tuesday, February 11th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the February monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon and Ann Simon, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the January monthly meeting were read. Tim Simon motioned to approve the minutes as presented, seconded by Ann Simon. Motion carried (3-0).

Committee Reports:

Drainage Committee Chairman Charlie Mathison commented on New Business Item #2.

Special Orders:

None stated.

Unfinished Business:

#1 Zoning changes that occurred without owner's knowledge. Ann Simon compiled a questionnaire for affected property owners to complete and return. The following property owners returned the questionnaire:

Pontus Ostman	A-T to R	requests to be changed to A-T
Roger Behr	B to R-1	requests to be changed to B
James Emerich	A to A-T	requests not to be changed
Emerich Mfg.	I to B-2	requests to be changed to I
Dan Calvey	A-T to R-2	requests to be changed to A-T
Jason/Walter Meyer	A-T to R-2	requests not to be changed
Rosie Petrie	A-1 to A-T	requests to be changed to A-1
Clarence Beltz	B to R-2	requests to be changed to B
Mr. & Mrs. Mohr	R-2 to A-1	requests to be changed to R-2
Naomi's Bakery	B to R-2	requests to be changed to B
Lent, Janssen, Welsch	R-2 to A-T	requests to be changed to R-2
Dan Rosenthal	B to R	requests to be changed to B
Pat Mand	R-2 to A-1	requests to be changed to R-2
	B to A-1	requests to be changed to B
Richard Daleiden	A-t to R-2	requests to be changed to A-T
Steve Hamilton	B-2 to R-2	requests to be changed to B-2
Joe Sabel	A-1 to R-2	requests to be changed to A-1
Nett Development	A-1 to A-T	requests not to be changed
Jerry & Shelly Schneider	A-T to R-2	requests to be changed to A-T
Bud Sabel	A-1 to R-2	requests to be changed to A-1
Guy Preisler	A-1 to R-2	requests to be changed to A-1
Laura & Jerry Thomas	A-T to R-2	requests to be changed to A-T
Rick Mand	A-1 to A-T	requests not to be changed
Sandy Davis	B to A-T	requests part of it changed to B, the rest left in R-8
Mr. & Mrs. Prull	A-1 to R-2	requests to be changed to A-1
Dan Vixmer	B to R-1	requests to be changed to B, vacated street

Ann Simon motioned to change the zoning to what the owners requested, based upon no knowledge. Motion died for lack of second.

Tim Simon had asked Brenda Schneider to take a look at the maps. Brenda compiled a list of 51 properties, in four sections, that were changed. Only a few of the above listed property owners are on the list. Tim is concerned about those properties owners that have not been notified.

Tim further stated that Ann and Jerry have claimed in the past that the '99 rezonings were done illegally, yet the action they are about to take, has not been noticed, not posted and the neighbors have not been informed. Two wrongs do not make a right. Jerry Guelig commented that a notice was in the paper. Tim responded that not everyone gets the paper. Tim requested the Board rezone the properties legally. Ann commented that we are putting everyone where they belong. Jerry added that the property owners were given a choice. He further stated that it doesn't have to go to the Plan Commission. Ann stated that an error was done to these people.

A resident commented on the zoning of his neighbors properties. He stated that he may not care for a specific zoning located next to him. Pat Mand commented that the zoning was originally taken away. Ann Simon stated that neighbors were originally denied to right to object. She has been thinking that maybe all the zonings should go back to what they were before '99. Sandy Davis commented that she paid for a formal rezoning procedure. Sandy said she wouldn't want hers changed back. Ann Simon stated that those who paid for a rezoning would keep their current zoning. Neal Nett commented that they came before the Plan Commission for a rezone. They now have a recorded, platted subdivision. Neal assumed their zoning would remain as it is. Ann Simon answered no. Neal Nett added that they went through all the legal steps to have the zoning changed. He is protesting any change to their current zoning. Ann Simon disagreed. She stated that the land was Exclusive Ag and during the Comprehensive Plan, the land was changed to A-T. She added that the area was not able to protest the

change from A-1 to A-T. Some of the property owners are not happy. Neal Nett responded that the neighboring property owners were given ample opportunity to object. He further stated that the issue is getting complicated. If Ann feels something illegal was done, she needs to provide sufficient evidence. Ann lacks evidence. Ann Simon stated that the neighbors were denied the right to protest. Neal suggested the Board look at the issue on a case-by-case basis. Ann Simon repeated that rights have been violated.

Jerry Guelig stated that the others on Brenda's list need to be contacted. He further stated that he would still like to know why this was done. A resident asked for an explanation. One was not given.

Jerry Guelig also stated that those property owners that paid for rezonings and are happy with their current zoning shouldn't be a problem. Ann responded not the Nett's. Tim Simon stated that the Nett's paid for their zoning change. Ann Simon responded not for A-1 to A-T. Jerry added that the attorney in Ripon told him that those entitled, can be changed. Tim Simon does not object to rezoning property for those who want it changed back. He asks that it be done legally. Ann Simon stated that at the November meeting, it was stated that this would be finalized at the January meeting. These people should get their zoning. Ann Simon motioned to approve the zonings to what the above listed people have selected, seconded by Jerry Guelig. Motion carried (2-1). Tim Simon voted no.

New Business:

- #1 Consideration and possible renewal of Eckert/Ahlgrimm 2003 Blasting Permit application. Ann Simon requested that Tim Simon not be allowed to participate due to a conflict of interest. Jerry Guelig requested that Tim abstain.

John Ahlgrimm provided a list of all the blasters working in the Bertram quarry. Mr. Ahlgrimm also visited Jill Steffes. Mrs. Steffes faxed a statement to the Clerk. Mrs. Steffes no longer objects to the renewal of the Blasting Permit. A Board of Appeals hearing was held on Feb. 5th. Mr. Eckert is taking care of the duct cleaning and house cleaning and Mr. Ahlgrimm is taking care of the crack repair. Jim Rosenthal, Chairman of the Board of Appeals informed the Board that fugitive dust is the remaining issue. The Board of Appeals will further address the issue at an upcoming meeting. Ann Simon motioned to approve the Blasting Permit application for the full year, expiring on 12-31-03, seconded by Jerry Guelig. Motion carried (2-0-1). Tim Simon abstained for the discussion and the vote.

John Ahlgrimm questioned a typographical error in the Blasting Ordinance. Mr. Ahlgrimm believes that 123 peak for a 2 Hz or lower seismograph should be switched with the 129 peak for a 6 Hz. or lower seismograph. He informed the Board that the state code is 133 peak. The Clerk gave a brief history on the adoption of the ordinance. The Clerk was instructed to place the issue on the March meeting agenda.

- #2 Consideration and possible ratification of the Maintenance of Natural and Man-Made Drainage Ways Ordinance and incorporation into the Town of Taycheedah Code of Ordinances. The ordinance was adopted at the November, 2002 meeting. The ordinance was published on 12/2/03. The publication did not include a heading or closing. Further action is needed in order to meet the 30-day publication requirement. Committee Chairman Charlie Mathison and Committee Member Barb Bertram gave a brief presentation of the development and purpose of the ordinance. Jerry Guelig motioned to ratify the Maintenance of Natural and Man-Made Drainage Ways Ordinance and incorporate it into the Code of Ordinances, seconded by Ann Simon. Motion carried (2-1). Tim Simon voted no.

- #3 Consideration and possible approval of revisions to the Zoning Ordinance as requested by the Wis. Dept. of Ag, Trade and Consumer Protection. The Dept. of Ag has requested the insertion of the words *agriculturally-related* residences in Sec. 13-1-52(e)(1)(a). Paul Benjamin spoke to Ann Simon. Ann stated that she disagrees with Paul. She asked Paul for documentation stating the change is required. Ann stated that there is none. Paul told her it would be good to make the change. Ann told Paul that she wants documentation. Paul told Ann that he will go to the Commission and they will make the Town change the ordinance.

Ann Simon disagrees with making it a must for five acre ag lots to have an agriculturally- related use.

The Plan Commission met on Monday, Feb. 10th. The Plan Commission tabled the revision.

Ann Simon spoke to Lynn Mathias at the Fond du Lac County Land and Water Conservation Dept. Lynn believes Paul is totally wrong.

Tim Simon commented that if the ordinance is not re-certified, the ag-land owners will lose Farmland Preservation Tax Credits. Jerry Guelig disagreed. He stated that only individuals will lose it. He also claimed that more towns will be reducing to five acres; people are taking 35 acres out of ag for one house.

Brian Costello informed the Board that Paul Benjamin is a Farmland Preservation Specialist. Jerry Guelig stated that he is not the head of it and that the state won't take it away.

Jerry Guelig motioned to table the revision until the Plan Commission makes a recommendation, seconded by Ann Simon. Motion carried (3-0).

The Dept. of Ag is also requesting the insertion of the word *nonmetallic* mineral extraction in Sec. 13-1-73. The Plan Commission met on Feb. 10th. The Plan Commission recommends approval of the insertion of the word *nonmetallic*. Jerry Guelig motioned to accept the Plan Commission's recommendation and approve the amendment, seconded by Tim Simon. Motion carried (3-0).

The Board also considered a clarification to 13-1-73(d)(4) regarding modification of reclamation plans. The County has jurisdiction over plans approved after 8-1-01. The Plan Commission recommends revising the sentence to say *The Board*

of Appeals has jurisdiction over reclamation plans only if it was approved by the Board of Appeals prior to August 1, 2001. They also recommend deleting the last sentence and striking references to modification of reclamation plans. After Board discussion of the wording, Jerry Guelig motioned to accept the sentence as revised by the Plan Commission and to not delete the references to modification of reclamation plans and to not delete the last sentence, seconded by Ann Simon. Motion carried (2-0-1). Tim Simon abstained from the vote.

#4 Consideration and possible increase to the salaries paid to Town Sanitary District Commissioners. Tim Simon motioned to leave the salaries of the Commissioners as is, seconded by Ann Simon. Motion carried (3-0).

#5 Discussion and possible action on a citizen's complaint regarding horses kept on residentially zoned lands. Jerry Gilgenbach filed the complaint against Ann Lindburg and Lisa Adams. When the Lindburg's purchased the property in 1974, the land was zoned A-T. In 1983, the land was rezoned to residential by the Town Board. The family has had horses on the property since 1974. Section 12-33, In the R-Residence District, of the 1983 Zoning Ordinance states *A total in aggregate of not more than 3 cows, horses or goats shall be permitted on lots of one acre or more provided that adequate provisions are made for the fencing, housing and feeding of the animals and all manure shall be promptly removed and not be stored on the premises. That such animals shall be for the use of the property owner only and no business use shall be made of the raising and keeping of such animals.* Lindburg and Adams own three parcels and have six horses. The manure is put through a spreader that shreds and sprinkles it on their property. Ann Simon commented that R-2 in the ordinance states a limitation of two dogs and two cats but doesn't say you can't have horses. Mrs. Adams did speak to Sam Tobias several years ago. She was told that the horses were grandfathered. Ann Simon motioned that no violation has been found, seconded by Tim Simon. Motion carried (3-0).

#6 Discussion and possible action regarding improvements to the Town Hall. The septic system may be having problems due to the cold weather. Roger Braun will be asked to check it out in the spring.

#7 Certified Survey Maps. A certified survey map was submitted by Mike Wirtz creating Lot 1 consisting of 1.964 acres and Lot 2 consisting of 5.286 acres in the NW 1/4 of the SW 1/4 of Section 23. Ann Simon motion to approve the certified survey map as submitted, seconded by Jerry Guelig. Motion carried (3-0).


#8 Budget amendment transferring \$47.83 from the General Fund to Fire Protection. Jerry Guelig motioned to approve the budget transfer, seconded by Tim Simon. Motion carried (3-0).

#9 Approval of town bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 60-117), seconded by Ann Simon. Motion carried (3-0).

Public Comment:

- Mark Van Pelt, a tenant in the new Peebles Plaza, was planning on mounting a sign on the canopy of the building to identify his business. He has been informed that the Town's ordinance prohibits roof signs. Mr. Van Pelt asked the Board about the possibility of having the ordinance changed to allow roof signs. Ann Simon thinks the Town has a good signs ordinance. Jerry Guelig commented that if the ordinance were changed, others will want roof signs. He suggested hanging a sign from the canopy. Mr. Van Pelt responded that the canopy is not high enough to hang a sign that will meet the restrictions of the ordinance. Mr. Van Pelt was advised to petition for a variance.
- Dan Vixmer informed the Board that his classification of business activity was changed from a permitted use to a conditional use in the B-2, Business with public sewer district. He doesn't know when or why it was changed. He expanded his business in the 1995. Now he needs to expand it again. He was told he would need a conditional use permit to expand. He doesn't want to have to get a conditional use permit. Mr. Vixmer asked the Board to consider changing the use back to a permitted use. The Clerk was instructed to schedule the request for the Plan Commission and Town Board March meetings.
- Ann Simon publicly thanked Tim Thurk, Roger Schneider's son-in-law, for finding and returning her purse.

Jerry Guelig motioned to adjourn, seconded by Ann Simon. Motion carried (3-0).

Attest 
Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Tuesday, March 11th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the March monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon and Ann Simon, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the February monthly meeting were read, skipping certain statements made by Neal Nett. Jerry Guelig motioned to table the approval of the minutes to the April meeting, seconded by Ann Simon. Motion carried (3-0).

Committee Reports:

None given.

Special Orders:

None stated.

New Business:

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- #1 Consideration and possible approval of the Preliminary Plat of Norris subdivision. The Plan Commission conducted a public hearing on March 10th. The Plan Commission resolved to table the Preliminary Plat until March 27th, due to the pending variance petition before the County for a cul de sac longer than 1000 feet, the pending 3-mile jurisdictional review by the City of Fond du Lac and the unknown authority of the Plan Commission to approve a cul de sac longer than 1000 feet. Jerry Guelig motioned to table the Preliminary Plat review to the April meeting and get a recommendation from the Plan Commission, seconded by Tim Simon. Motion carried (3-0).
- #2 Consideration and possible approval of a revision to the Zoning Ordinance changing blacksmith shops, machine shops, welding shops and sheet metal shops from a conditional use to a permitted use (B-1). The Plan Commission conducted a public hearing on March 10th. The Plan Commission resolved to recommend the Town Board approve the change. Jerry Guelig motioned to take the Plan Commission's recommendation and approve the revision, seconded by Tim Simon. Motion carried (3-0). The Board will make the same consideration for the B-2 District at April's meeting.
- #3 Consideration and possible approval of a revision to the Blasting Ordinance, Sec. 7-5-5(e)(1), Airblast Limits. Chairman Guelig spoke to Bob Turnbull, a seismograph manufacturer. Mr. Turnbull told Guelig that the peaks are alright as printed. Ahlgrimm will be using a 6 hz. seismograph at the tower location and a 2 hz seismograph at the Steffes' house. Dan Freund, the Chairman of the former Blasting Committee, spoke about the reasons for reducing the airblast limit by 10 points. Dan Freund and Jerry Guelig agreed the ordinance is accurate as printed. Ann Simon motioned to not revise the ordinance, seconded by Jerry Guelig. Motion carried (3-0).
- #4 Consideration and possible action on a citizen's complaint regarding drainage at the Peebles Plaza. Joe Schmitz submitted a letter of concern regarding drainage. Tim Simon explained Roger Braun's drainage plan to Mr. Schmitz. Mr. Schmitz seemed satisfied with the exception of a request to have the blacktop swaled. DNR approval has been given for the project. Fond du Lac County issued an erosion control permit.

Allen Wall, owner of the Plaza, pointed out that Mr. Schmitz did not follow the Board's established drainage complaint procedure. Mr. Schmitz was given the ordinance and the complaint form. Instead of returning the completed form, he submitted a hand-written letter. Mr. Wall commented on selective enforcement and that the ordinances should be evenly enforced. Ann Simon stated Mr. Schmitz called her prior to the adoption of the ordinance.

Ann Simon wanted to see the drainage plan. Mr. Wall refused to show it to her.

Roger Braun commented that Tim Simon spoke to Mr. Schmitz and he's OK with the plan. Mr. Braun feels the drainage is no longer an issue and that if Mr. Schmitz would have talked to them when they were working on the project, they would have worked with him. Ann Simon said Mr. Schmitz told her he tried to speak with Mr. Wall a couple of times but Mr. Wall refused to speak to him. Mr. Wall stated that he never approached him and that he doesn't even know what he looks like. Ann again requested to see the plan. She said Mr. Schmitz called her and she owes him a response, so therefore, she needs to see the plan. Mr. Wall again refused.

Mr. Wall responded that he has followed all the rules; he has state approved plans, the DNR did not require the project have a permit and Fond du Lac County issued an erosion control permit. The County did not require a stormwater management permit.

Brenda Schneider informed the Board that drainage plans are submitted to Rich Bernath, the Building Inspector, for all new residential construction and the County takes care of erosion control and

stormwater management of all other projects.


Jerry Guelig motioned to table any action until Mr. Schmitz is satisfied, seconded by Ann Simon. Motion carried (3-0).

- #5 Discussion and possible action on Larry Schneider's complaint regarding drainage onto his property located at N7617 Hwy. 149 Mr. Schneider commented that for over the past 2.5 to 3 years, water has been diverted into his backyard due to an obstructed swale coming from Hidden Prairie. One third of his backyard is under water. The plat of Hidden Prairie indicates a buffer zone around the subdivision meant for drainage control. Roger Braun stated that no retention pond was included in the original plan. Jerry Guelig looked at the property. Larry needs 4-6 inches of fill. Tim Simon feels a deeper swale is needed along the back of the lot. The dirt from the swale could be used for fill. There may be a phone line in the swale. Larry submitted a quote to the Town a couple of years ago. He asked for any help from the Town. Jerry Guelig will take a look at it again.
- #6 Discussion and possible action regarding alleged land use violation on the Jonathon Birschbach property located at N7959 Tower Road. Ann Simon stated the issue was brought to her attention when she was contacting property owners about zoning. Ann was told that Birschbach is operating a business similar to Emerich Manufacturing out of his shed. Mr. Birschbach was present and stated that he tinkers in his shop as a hobby. No action was taken.
- #7 Consideration and possible recommendation to the Fond du Lac County Code Enforcement Dept. regarding the installation of a temporary holding tank for new construction. Spike Clarenbach, Fond du Lac County Sanitarian, requests the Board make a recommendation on a time limitation in which a temporary holding tank could be in place to service a manufactured home to be located on the Mark Diederichs farm for use by an individual planning on renting the farm. The Board consensus was that they need more information. Ann Simon motioned to contact Mark Diederichs and ask him to state in writing what his plan is and to ask him to attend the next meeting, seconded by Jerry Guelig. Motion carried (3-0).
- #8 Ratify the quote for the Fisherman's Road dredging project. Notice requesting quotes was published in the newspaper. The only quote received was submitted by Pat Mand. The project has been completed. Pat has not submitted a bill as of yet. The Town has been awarded a \$6400 grant. Any expense over \$8000 will be shared 50/50 with the Fishing Club. Jerry Guelig motioned to ratify Pat Mand's quote of \$9400 as the only bidder for the dredging project with the balance to be split with the Club, seconded by Tim Simon. Motion carried (3-0).
- #9 Change the date of the April monthly meeting. Jerry Guelig motioned to schedule the April meeting for Monday, April 7th and the Annual Meeting for April 8th, seconded by Tim Simon. Motion carried (3-0).
- #10 Certified Survey Maps. A certified survey map was submitted by Jason & Ron Meyer creating Lot 1 consisting of 24.878 acres, Lot 2 consisting of 2.002 acres, Lot 3 consisting of 2.071 acres and Lot 4 consisting of 2.683 acres in the NE ¼ of Section 9. Tim Simon motioned to approve the certified survey map as submitted, seconded by Jerry Guelig. Motion carried (3-0).
- Jim Rosenthal submitted another certified survey map for the development of Rosenthal Court. Sam Tobias' notation states the previous certified survey for these lots was recorded in error. Jerry Guelig motioned to table the certified survey in order to obtain more information, seconded by Ann Simon. Motion carried (3-0).
- #11 Approval of town bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 118-168), seconded by Tim Simon. Motion carried (3-0).

Public Comment:

- Angie Prull commented that people submitting a complaint should be present at the meeting.
- Joan Simon questioned when the sewer would be constructed along Hwy. 149. Construction will begin in late March or early April.
- Dave Huck asked when Hwy. 149 will be reconstructed. The project was moved to 2004.

Jerry Guelig motioned to adjourn, seconded by Ann Simon. Motion carried (3-0).

Attest 
Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, April 7th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the April monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon and Ann Simon, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the March monthly meeting were read. Jerry Guelig motioned to approve the minutes as read, seconded by Ann Simon. Motion carried (3-0).

Committee Reports:

None given.

Special Orders:

None stated.

New Business:

- #1 Consideration and possible extension of a Temporary Blasting Permit issued to Barbarossa Blasting Co. for sewer construction. Dick Krings, representing Barbarossa, requested a six-month extension of the temporary blasting permit. The construction has begun. The company is following the Town's ordinance and state codes. The engineers are doing inspections. Seismograph logs are done on all blasts. He has received one complaint regarding a small pond. The owner said it was nothing to worry about. One hundred fifty home studies have been completed in the blasting areas. Informational letters were distributed to all homes within 500 feet of the blasting areas. Jerry Guelig motioned to extend the blasting permit to Sept. 15, 2003, seconded by Tim Simon. Motion carried (3-0).
- #2 Consideration and possible approval of the Preliminary Plat of Norris subdivision. The Plan Commission conducted a public hearing on March 27th. The Plan Commission resolved (4-1) to recommend the Town Board approve the Preliminary Plat.
- Bob Norris submitted a letter written by Matt Stephan, Excel Engineering, regarding the approvals already given by other agencies.
- Bob Norris requested Tim Simon abstain from the discussion and vote because of Tim's involvement with a competitor. Mr. Norris presented a copy of ordinances and statutes regarding conflict of interest. Mr. Norris alleges Tim Simon should not have voted on the Nett subdivision because he does excavation work for the Netts. Tim Simon asked if Jerry Guelig has to abstain because he sells siding. Mr. Norris answered no. Tim Simon asked if homes will be built in his subdivision. Mr. Norris responded he didn't know. Mr. Norris feels that Tim's involvement with the Netts would not allow him to look objectively at the Norris Plat. Norris suggested Tim remove himself. Ann Simon motioned to have Tim Simon abstain from the issue. Tim Simon suggested the Board contact the Town Attorney. Ann Simon asked Tim if he talked to Matt Stephan. Tim answered yes. Ann Simon asked Tim if he told Matt that Mike Nett wanted him to call. Tim answered he didn't think so. Tim said he talked to Matt about the letter from Sam Tobias regarding the outlot and the cul de sac and that he didn't say anything about Mike Nett. Mr. Norris read Code of Ordinances, Section 2-6-7(a) Financial and Personal Interest Prohibited and Wis. Stats. 19-45(2) regarding the use of public office for financial gain and Sec. 2-6-9, Sanctions. Mr. Norris believes Tim's financial involvement with the Netts could not make him impartial. Angie Prull stated that Tim and Jerry should both remove themselves because both of them could benefit. Mr. Norris pointed out that the statute would require Tim to abstain. Angie further commented that Jerry should too. Charlie Mathison added that if the Board thinks this may be an issue; the Board should contact the Town Attorney. Jerry Guelig stated that over the last 20-30 years, the Netts have purchased approximately \$5000 worth of materials. Jerry further commented on the hanky-panky going on. Carl Ziebert asked what that means. Jerry stated that he knows Carl was the one who contacted East Central. Carl asked what is the point. Jerry added that he asked who contacted them and no one said anything. Carl stated that Jerry accused the Plan Commission. Jerry told Ann that he wanted her to withdraw her motion. Ann Simon withdrew her motion. Jerry Guelig stated that the Plan Commission approved the plat on a 4-1 vote. Jerry Guelig motioned to approve the Plat, seconded by Ann Simon. Motion carried (2-0-1 Tim Simon abstained).
- #3 Consideration and possible approval of a rezone request submitted by Stan Freund for approximately 5 acres from Industrial to Business with public sewer (B-1). The Plan Commission conducted a public hearing on March 27th. The Plan Commission resolved to recommend the Town Board approve the rezone request. Ann Simon motioned to approve the rezone request, seconded by Tim Simon. Motion carried (3-0).


- #4 Consideration and possible approval of a revision to the Zoning Ordinance changing blacksmith shops, machine shops, welding shops and sheet metal shops from a conditional use to a permitted use in the B-2 District. The Plan Commission conducted a public hearing on March 27th. The Plan Commission resolved to recommend the Town Board approve the change. Ann Simon motioned to approve the revision, seconded by Jerry Guelig. Motion carried (3-0).
- #5 Consideration and possible approval of a revision to the Zoning Ordinance inserting "agriculturally-related" residences in Sec. 13-1-52(e)(1)(a). The Plan Commission conducted a public hearing on March 27th. The Plan Commission resolved to recommend the Town Board approve the revision. Jerry Guelig motioned to approve the revision, seconded by Tim Simon. Motion carried (2-1 Ann Simon voted no).
- #6 Consideration and possible action on a citizen's complaint regarding nuisance violations at the property formerly known as the St. Peter Lanes. Jim Rosenthal II submitted a complaint against the St. Peter Lanes and the Vesper property. There now are four semi trailers parked on the property. As well as a suburban without an engine, a bus and a damaged car. Jerry Guelig tried to get in contact with Bryan Perl, the new owner. Jerry will tell him the junked vehicles will have to go. Mr. Perl plans to open the bar by July 1st. The Fire Inspector also wants to be notified if Mr. Perl applies for a building permit. Jerry feels we need to give Mr. Perl time to get settled. Jerry added that the junk will have to be cleaned up before he can be issued an occupancy permit. As far as the Vesper property, previous attempts to get the property cleaned up have been unsuccessful. Jim Rosenthal thanked the Board for addressing the issue.
- #7 Recommendations and appointments to the Park & Rec. Advisory Council. Recommendations to be made by the Council Chairperson. Kim Bertram, Chairperson made the following recommendations:
- | | | | |
|--------------|------------|--------------|-------------|
| Gary Morgen | Bob Roehig | Linda Calvey | John Abler |
| John Rickert | Lyle Nett | Ed Schneider | Angie Prull |
| Earl Jewett | Tim Simon | Kim Bertram | |
- Jerry Guelig motioned to appoint the members as recommended, seconded by Ann Simon. Motion carried (3-0). The first project for the Council will be to burn off the prairie.
- #8 Consideration and possible approval of the Class B Beer License applications submitted by St. Peter Athletic Club and Johnsburg Athletic Club. Jerry Guelig motioned to approve the Class B Beer License applications, seconded by Tim Simon. Motion carried (3-0).
- #9 Consideration and possible approval of a Letter of Approval as an Affected Party to the Nett's Hawk's Landing Sewer Extension. Tim Simon asked Jerry Guelig if he wants him to abstain. Jerry Guelig answered no and Ann Simon answered yes.
- The Town is an affected party because the Town currently owns the plant capacity needed for the extension. The extension is part of the St. Peter Sanitary District sewer project. All downstream districts will have to approve the extension.
- Ann Simon questioned why the subdivision couldn't be serviced through the Roger Braun property. She stated that it isn't right to assess a farm field. Dan Duester responded that he hasn't reviewed the elevations.
- Mike Freund, St. Peter Sanitary District Commissioner, informed the Board of the agreement the Commission has with Nett Land & Development regarding the construction of the sewer extension.
- Jerry Guelig motioned to approve the sewer extension to Hawk's Landing upon the approval of TSD No. 1. at their April 28th meeting, seconded by Tim Simon. Motion carried (2-1 Ann Simon voted no).
- #10 Certified Survey Maps. A certified survey map was submitted by Ken Sippel creating Lot 1 consisting of 5 acres in the NE ¼ of the SE ¼ of Section 1. Jerry Guelig motioned to approve the certified survey map as submitted, seconded by Ann Simon. Motion carried (3-0).
- Jim Rosenthal submitted a corrected certified survey map for the development of Rosenthal Court. The wrong certified survey was recorded. Jerry Guelig motioned to approve the corrected certified survey, seconded by Ann Simon. Motion carried (3-0).
- #11 Approval of town bills. Ann Simon again reviewed the office supplies bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 170-250), seconded by Tim Simon. Motion carried (3-0).
- Public Comment:

- Tim Simon commented that Bob Norris should have contacted him a couple of days before the meeting in order to allow time to seek legal advice. Ann Simon feels the Town Board should do an investigation of Tim Simon's involvement with the Nett's. Ann commented that Tim stated during the Nov. 12th, 2002 Board meeting that he did laser surveying of the Nett's subdivision. Ann stated Tim should not have voted

on it due to personal issues. Ann Simon further stated that Tim Simon is not here for the public, he is here for the Nett's.

- Guy Preissler requested the replacement of the handicapped parking sign.
- Charlie Schneider asked why the Norris subdivision is not planned for sewer. Jerry Guelig stated that sewer isn't feasible because the lots are 1.5 acres. It would not be cost-effective. Dan Duester, Chairman of Sanitary District No. 1, asked if the Board is aware of East Central's position to not approve his sewer service area amendment due to the actions of the Town Board. Angie Prull commented that the reason for all the trouble with East Central, and others, boils down to the fact that the Board has not been following the Comprehensive Plan over the last 2 years. Jerry Guelig responded that plans do not become law until 2010. Carl Ziebert questioned Norris' hardship when the sewer is 175 feet away. Mr. Ziebert further commented that the Board approved the development without sewer based upon misinformation. Mike Wirtz stated that at his first Plan Commission hearing, he did ask about the close location of the sewer and was told that Norris could not go that way. Mike also commented on the resolution approved on 10/08/02, requiring new subdivisions be sewered if cost-effective and feasible as determined by the sanitary district. Dan Duester stated that he was never contacted for a determination. Charlie Schneider commented that one of the reasons for sewer is to protect the groundwater. Charlie further stated that his well is polluted. Stan Freund stated that at a meeting several years ago, four geologists agreed that if you live on the Ledge, you are at risk of contaminated wells due to the rock and that the only solution would be a 500 foot deep well.
- Angie informed the Board that the Ledge issue is not dead. The Town will have to face it again in a few years.
- Angie Prull questioned the legality of the rezonings approved by the Board in February. Jerry Guelig answered that the rezonings must go to the Plan Commission before the Town Board. Then it would go to the County to make it all legal.
- Angie Prull commented on the East Central letter by stating that the sewer is intended to solve existing problems not to encourage development. Jerry Guelig answered that the Town doesn't even have to belong to East Central.
- Ann Simon stated that if the Board followed the Comprehensive Plan, there would be no new developments; only infill and we would have an administrator by now. Angie Prull asked why we need more development.
- Kim Bertram told the Board to not waste her tax dollars by investigating Tim Simon's integrity and Brenda's use of office supplies. She further stated that Tim is one of the most honest people she knows and questioned why anyone is even worried about this. Ann Simon instructed Neal Nett to wipe the smile off of his face. Neal Nett responded that the right to smile falls under his constitutionally protected right of freedom of expression.
- Neal Nett reminded the Board that the February minutes have not yet been approved. Neal objected to the Clerk being instructed to read the minutes without reading the statements that Ann Simon objected to. Neal further stated that the Board can't rewrite the minutes before they are presented. Neal feels it was a violation of basic meeting protocol. Neal agreed that the minutes didn't make it obvious who made the statements. Neal stated that he did make the statements and he is willing to repeat them. The Clerk was asked to listen to the audio tape. The Clerk was unable to hear all three statements clearly due to the fact that Ann Simon and Jerry Guelig were talking over Mr. Nett. Neal Nett stated that when someone has the floor, they deserve to speak without being spoken over. It is a common courtesy. Ann Simon wanted the statements clarified. Quotation marks were added at the beginning and end of the statements and *Neal Nett said*, was also inserted. The revised minutes were presented to the Board. Ann Simon motioned to approve the minutes of the February meeting, seconded by Jerry Guelig. Motion carried (3-0).
- Jim Rosenthal informed the Board that Huber law people will work at no charge. One employee is required to supervise and to contact the jail for more information. Earl Jewett suggested the people assist with the prairie burn.

Ann Simon motioned to adjourn, seconded by Jerry Guelig. Motion carried (3-0).

Attest 
Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Tuesday, May 13th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the May monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. Chairman Guelig welcomed the new Board members and thanked everyone for their support during the recent election. The minutes of the April monthly meeting were read. Jim Bertram motioned to approve the minutes as read, seconded by Ann Simon. Motion carried (5-0).

Committee Reports:

Park & Rec. Committee report by Lyle Nett. Park clean-up day was held on May 3rd. The Committee is looking into some projects. One project will be to build a bridge over a ravine in the northeast corner of the park. Kim Bertram is working with WCC for assistance. The cost of the bridge is yet to be determined.

Drainage Committee Chairman Charlie Mathison distributed literature to the Board members regarding retention ponds.

Special Orders:

None stated.

New Business:

- #1 Consideration and possible approval of a 2003 Blasting Permit application submitted by Northeast Asphalt. Jerry Guelig motioned to approve the Blasting Permit application, seconded by Ann Simon. Motion carried (4-0-1). Tim Simon abstained.
- #2 Consideration and possible approval of a 2003 Blasting Permit application submitted by Kevin Vincent of Applied Energies. Mr. Vincent withdrew his application.
- #3 Consideration and possible action regarding a complaint letter submitted by Mike Nett. Mr. Nett submitted a letter of complaint stating that supervisor Ann Simon has been making false statements at board meetings concerning actions taken by the past board and about Mike Nett. Her statements have been in connection to an action the board took in 1998 and 1999 to comprehensively rezone numerous properties in the town. Ann Simon has stated numerous times that the actions were illegal. Mr. Nett requests the board obtain a written legal opinion from Attorney John St. Peter regarding the legality of the past Board's actions.
 Jerry Guelig commented that the Board will switch the zoning for those who want to go back to what they were.
 Mike Wirtz asked if the Board has obtained a written legal determination.
 Ann Simon stated that the Board already voted on it, they just need to properly notice it.
 Jim Bertram motioned to rezone, if that is what the property owners want. Mike Wirtz asked if the issue went to the Plan Commission. Ann Simon responded that the legal steps were not followed in February and that now the Board has to follow the proper legal steps. No action was taken regarding Mike Nett's complaint.
- #4 Discussion regarding the public notices to rezone properties that were rezoned in 1999 without owners' knowledge. Ann Simon stated that she has a few more properties to add.
 Mike Nett stated that he was a member of the Town Board at the time the comprehensive rezone was completed. He pointed out that the rezonings in 1999 were done legally. When he took the Oath of Office, he swore to support state law. His complaint letter includes the applicable state statutes. It was done properly when it was done. Mr. Nett thanked the Board for the opportunity to clarify the issue.
 Jerry Guelig stated that he wasted his time going to Ripon to talk to the attorney. People didn't believe what he was told.
 Jerry Guelig motioned to follow the proper legal steps; turn it over to the Plan Commission and then to the Town Board, seconded by Jim Bertram. Motion carried (5-0).
 Joe Thome stated that he was on the Plan Commission at the time of the 1999 rezonings. He said the decisions were made without the whole committee and that he was not aware of all of the changes.
 Ann Simon stated that Joe's comments verify what Gary Peterson told her. He told her that the Town wasted \$40,000, because they wouldn't listen to him.
- #5 Discussion of Hawk's Landing drainage. Ann Simon asked that Tim Simon abstain from the discussion due to his involvement with the Nett's.
 Angie Prull stated that she was at the meeting where discussion took place regarding the drainage of the subdivision. It is her honest impression that Tim did the survey for free in order to protect the Town; he offered to do it in order to settle issues not as a favor to the Nett's.

Bud Sabel asked Mike Nett if he were about to lose his crops and not be able to make his payments; would he object.

Mike Nett commented that he would if the Town continued to allow people to plug a culvert. Mr. Nett added that the subdivision is an approved work in progress and that he has a right to complete the project as it was engineered and designed. He added that he stands by what he said at a meeting last year.

Ann Simon stated that the ASCS office assisted with installing the green area by the culvert.

Ann also commented that Mike Nett instructed Tim Preston to clean out the culvert but Jerry Guelig stopped him. Then Mike Nett drained the pond.

Ann further commented that she called Bud Sabel at 5:00 a.m. Sunday and told him to check his crops. The water was so high; you couldn't see the crops. It will only get worse when there are homes in it.

Jim Feyen stated that there used to be four pockets of water. The Nett's have filled in the pockets.

Ann Simon stated that without a culvert; the water may back up into Rose Petrie's property. Ann had the area laser shot last weekend.

Joe Thome stated that the Plan Commission was promise retention ponds and that the water would be released slowly. A 21" culvert is not slow release.

Matt Stephan, of Excel Engineering, stated that the ponds are designed to release at existing pre-development rate. Sunday it looked like the pond was working. The development was designed based upon the Town's ordinance.

Ron Cunzenheim, formerly of Excel Engineering, stated that the run-off rate would be no greater than it was at pre-development. The ponds will replace the depressions once they are built. The retention ponds were increased to accommodate the water from the east.

Bud Sabel stated that the 10 x 80 grassy area on the Feyen farm worked well for years. Ron responded that there will be a smaller culvert, a retention basin and a grass filter strip.

Jerry Guelig commented that at the Plan Commission meeting he said to make the retention pond four feet deep. Jerry added that the water should slowly seep and evaporate; a 21" culvert in the bottom of a pond is not slow release. Ron responded that the plan meets the ordinance and was reviewed by the County. The bottom of the pond slopes so they can drain out. The Plan Commission and the Town Board was asked if the Town wanted a wet basin. He was instructed not to create wet basins. Jerry Guelig stated that the pond is not retaining water. The culvert in the road needs to be raised. The water needs to be released slowly. Jerry added that the Town will remove and replace the culvert. Tim Simon stated that if the culvert is raised; the water will back-up in the ditch. Ann Simon added that the culvert replacement should not be a Town expense. Jerry Guelig responded that the Town can easily raise the culvert. Bud Sabel suggested that the Nett's pay for approximately 1600 feet of 8-10" tile with a catch basin. Ron responded that an 8" pipe will not remove the water fast enough and that he doesn't think the Nett's are interested in laying 1600-feet of pipe. Ron also added that the water back-up will go over the berm and then over the road.

Ann Simon motioned that the development be put on hold until the drainage problem is solved.

Mike Wirtz stated that he received a call from Sam Tobias. Sam also sent an email to Brenda stating that he believes the development is not far enough along to have any impact on stormwater runoff. Sam also noted that the culvert is $\frac{3}{4}$ full of rock making it very ineffective and causing upstream backup of water into the Nett property. Sam further commented that he saw no damage to downstream agricultural land from Saturday's big rain. Ann Simon responded that that is Sam's opinion. It is not backed-up by calculations.

Ron Cunzenheim stated that if anything is done; it will be done on the Nett's property. Ron asked about adding a T-riser to the culvert and installing a smaller pipe for slow release. Jerry Guelig stated that the retention pond has to hold water. Matt Stephan responded that the retention pond is not designed to permanently hold water. Jerry Guelig stated the pond should hold back water and allow it to seep and evaporate. Ron commented that the ponds can not be finished with standing water on the site. Bud added that the ASCS office set up the grassy patch and the stone dam at the end of the culvert. Joe Thome suggested letting the ASCE office design the retention ponds. Mike Nett commented that the ASCS office reviewed the drainage plan. Mike added that he would like to stay with an 8" release due to all the acres that drain through it. If it doesn't work; he will work with the Board to correct it. Mike further commented that it his legal right to build it as designed with an 8" release. He added that the ponds are probably bigger than the four original pockets.

Jerry Guelig stated that the Town will work with the ASCS office and Ron Cunzenhiem and Matt Stephan of Excel. Jerry added that he would like to see an 8" release with a 2.5 ft. T. Joe Thome asked for a

6" release so that their tiling can handle the water. Jerry responded that if it doesn't work; Mike Nett stated that he will work with the Town Board to correct it.

Jerry Guelig asked Ann Simon to withdraw her motion. Ann Simon stated no. Motion died for lack of a second. Point of order by Mike Nett; agenda item lists only discussion, not to take any action. Any action would be a violation of the open meetings law.

Jerry Guelig motion that Mike Nett does what he has suggested. Ann Simon asked if they will contact the ASCS office for help.

Mike Nett asked Jerry Guelig when the Town intends to replace the road culvert. Jerry Guelig responded that it would be done after the annual road inspection meeting. Mike Nett added that he needs to build a sediment basin per his DNR and County permits. He can't build it with water in it. The current culvert in the road is in violation of Town ordinance. If the culvert was cleaned out; the area would be dry. The pond must be pumped. Mike Nett added that he wants to pump the pond with a 2" hose; there was no loss of crops from last weekend's rain. Ann Simon stated that statutes say you cannot shed water on other's property. The water is muddy; which is against DNR regulations. Jerry Guelig added that Mike Nett will have to work with Bud Sabel. Mike Nett stated that he will pump the pond for one hour on then one hour off. Jerry Guelig stated that as long as it doesn't erode. Jerry Guelig added that the Town Board will do the road review and will probably make the culvert a priority.

Jerry Guelig stated that the Nett's will install a 2.5 foot T from the top of the culvert with a 6" hole at the bottom.

Mike Wirtz stated that the agenda does not include any action. Jerry Guelig responded that we need to solve the problem. Jerry Guelig's motion died for lack of a second.

Ann Simon told Mike Nett that she would appreciate it if from now on he would not trespass on Bud Sabel's property.

#6 Consideration and possible approval of a Class A Beer/Liquor License application submitted by The Corner Pump Plus. Jerry Guelig motioned to approve the application as submitted, seconded by Ann Simon. Motion carried (5-0).

#7 Consideration and possible approval of a Class B Beer/Liquor License application submitted by Bryan Perl. Rich Bernath submitted an inspection report of the building. Several repairs and improvements need to be made before the building can meet Code. Jim Bertram motioned to approve the application conditional upon meeting the Building Code requirements, seconded by Jerry Guelig. Motion carried (5-0).

#8 Consideration and approval of lawn cutting bids. Ann Simon motioned to approve the proposal submitted by Wayne's Clean Cut for \$135.00 per cutting, seconded by Jim Bertram. Motion carried (5-0).

#9 Plan Commission appointments. Dennis Osterholt respectfully declined re-appointment. Mike Wirtz currently holds a citizen position on the Plan Commission. Mike requested an appointment as the Board representative. Angie Prull requested appointment to the position she formally held. Angie feels more women should be involved. Jerry Guelig motioned make the following appointments:

Joan Simon	1 yr. citizen member
Bud Sabel	1 yr. citizen member
Joe Thome	1 yr. citizen member
Leon Schneider	3 yr. citizen member
Mike Wirtz	1 yr. Board representative

Jim Bertram seconded the motion. Motion carried (5-0). Dennis Osterholt was thanked for his four years of service.

#10 Discuss changes requested to the Silica Hardware sign at the intersection of Hwy. 151 and Silica Road. Silica Appliance owns the sign and has moved to Fond du Lac. They would like to change the south side of the sign to advertise Silica Power Center and change the north side of the sign to advertise the location of Silica Appliance. Ann Simon stated that the sign is grandfathered and that they should be able to maintain the sign. Mike Wirtz commented on the 50% rule. Ann Simon motioned that they can do what they want with the sign because it is grandfathered, seconded by Jerry Guelig. Motion carried (5-0).

#11 Schedule monthly Board meetings. Jerry Guelig motioned to conduct the monthly Board meetings on the second Monday of each month, seconded by Jim Bertram. Motion carried (5-0).

#12 Schedule the annual road inspection meeting. Two Board members will meet with Tim Preston to inspect the roads. Jerry Guelig informed the Board that the DOT is requiring some additional work in the area by Tim's Alignment. The area needs to be stabilized. The Town is responsible but we could bill Gilgenbach and Tim's Alignment for the work.

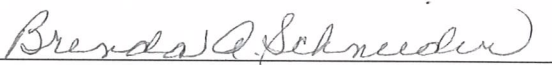
- #13 Schedule Board of Review. Board of Review will meet and adjourn on Monday, June 9th, at 7:15 p.m., at the Town Hall.
- #14 Certified Survey Maps. A certified survey map was submitted by Richard Meinert creating Lot 1, consisting of 5.668 acres in the NE1/4 of the SW1/4 of Section 12.
William Engel submitted a certified survey map creating Lot 6, consisting of 5.0 acres, Lot 7, consisting of 36.454 acres, Lot 8, consisting of 36.454 acres and Lot 9, consisting of 19.909 acres. All of the lots are located in the SW1/4, the NW1/4 and the NE1/4 of the SE1/4 of Section 2
Tom Diederichs submitted a certified survey map creating Lot 1, consisting of 5.481 acres in the NE1/4 of the NW1/4 of Section 24.
Tim Simon motioned to approve the certified survey maps as submitted, seconded by Mike Wirtz. Motion carried (5-0).
- #15 Approval of Town bills. Ann Simon motioned to approve the bills as submitted (order no. 251-302), seconded by Mike Wirtz. Motion carried (5-0).
- #16 Discuss viewing a video regarding groundwater protection and development. If Angie Prull wants to provide a TV and VCR, interested parties will be able to watch the video at 6:45, Monday, June 9th.

Public comment and questions pertaining to town business.

- Jerry Guelig announced that Tim Preston will be leaving his position as Road Maintenance Supervisor. Tim will help train his replacement.
- Jerry Guelig asked Bud Sabel is he is satisfied with the resolution regarding Hawk's Landing. Bud responded that all he wanted was for the Nett's to sign a document stating that they will reimburse his if any crops are damaged.
- Tim Simon asked Joe Sabel if a culvert were blocked along a County road; would the County hesitate to clean out the culvert. Joe responded probably not. He would like to see some rip rap at the outlet. Silt fencing should also be installed at the inlet.
- Mike Nett stated that he plans to build Hawk's Landing according to the specs. The engineer will design what Jerry Guelig wants. Then Lynn Mathias will be asked to review it. There may be some issues.
- Jim Feyen commented on drainage problems behind his house. The swales are filled with grass clippings and yard waste. It is being used as a compost pile. The blocked swale is not helping Larry Schneider's water problem. Ann Simon stated that she will check into it.
- Jim Feyen also commented that his dogs have been re-located to the new kennel in Johnsburg.
- Brenda Schneider asked for some directive regarding Item #4, Discussion regarding the public notices to rezone properties that were rezoned in 1999 without owner's knowledge. Ann Simon instructed Brenda to notice the property owners' names and addresses in the legal notice and to not send letters to the neighbors within 300 feet. Ann Simon will provide Brenda with the information regarding the additional properties.

Jerry Guelig motioned to adjourn, seconded by Ann Simon. Motion carried (5-0).

Attest



Brenda A. Schneider
Town Clerk

Mr. Michael J. Nett
W4015 McCabe Road
Malone, WI 53049

Jerry Guelig-Chairman
Town of Taycheedah
N8071 AnnRandall Drive
Fond du Lac, WI 54935

May 2, 2003

Dear Jerry,

As a citizen, I wish to submit this as a signed formal complaint. I do this to comply with the formal complaint procedure your board adopted at its June 12, 2001 board meeting. I appeal to the board to comply with its formal complaint procedure by placing my complaint on the agenda for the May monthly board meeting.

The complaint: It has come to my attention that, over the past several months, supervisor Ann Simon has been making false statements at board meetings concerning actions taken by the past board and about me. Specifically, her statements have been in connection with an action the past board took in 1998 and 1999 to comprehensively rezone numerous properties in the township. She has stated numerous times that the actions were illegal.

Because Ms. Simon, when making these statements, has continually failed to offer any evidence to support her claims, and because I am personally aware of the mistruth of her claims, I feel it my civic responsibility to remind all board members and citizens that her statements in this regard have been and continue to be nothing more than unfounded and baseless allegations.

Although what Ms. Simon thinks of the past board or of me is of little consequence, I do believe the people of the Town of Taycheedah have been misled by her remarks and deserve to know the truth in regard the above mentioned rezones.

To that end, I believe a brief explanation will suffice:

First, it might be helpful here to note that the rezone action that Ms. Simon questions was conducted with the benefit of legal counsel and oversight from town attorney, John St. Peter. Mr. St. Peter and his office are well known and respected as one of Wisconsin's top firms on municipal law.

Furthermore, the action in question was done in conformance with and pursuant to Wis. Stats. 60.61 (4)(d)1 & 2, which I have enclosed.

Also, the Class 2 noticing of the said action was in the proper places at the proper times as per Wis. Stats. 985.02(1). I have enclosed copies of notices. All of this is a matter of public record for anyone wishing to research and verify.

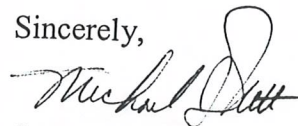
Since the actions Ms. Simon so consistently challenges were also in fact done at the recommendation of the Gary Peterson---the chief representative of the Town's planning firm---the actions were likewise conducted with sound planning principles in mind.

For these reasons, and because of her remarks in the past, and in the event that Supervisor Ann Simon feels compelled in the future to continue making such unfounded allegations, I wish to challenge her here to include, for the benefit of the towns' citizens and for the rest of the board, any evidence she might be able to offer that would substantiate her claims.

Furthermore, I wish to strongly urge the board to have this matter clarified, in writing, for itself and for all the citizens of the town. For this reason, I am requesting that the board contact the town's official legal counsel John St. Peter, who, as earlier stated, was responsible for and had been authorized as the town's legal council to oversee those actions that Supervisor Ann Simon seems to question. I will construe inaction on this matter or attempts to procure a legal opinion from counsel other than John St. Peter, as a show of the board's support of Ms. Simon's false, unsubstantiated statements.

Finally, when the above legal determination is received from John St. Peter that supports the basis of my claim, I believe that I and the previous Town Board deserve a formal apology from supervisor Ann Simon for her false statements against us, and I believe, since her false accusations were recorded in the minutes of previous meetings, I am also asking that her apology be recorded in the minutes of duly held, properly noticed Town Board meeting.

Sincerely,



former Taycheedah Supervisor

cc: Brenda Schneider, Clerk

RE: Zoning Ordinance procedure for zoning changes and applicable statutes

Sec. 13-1-181(a) Initiation. A change or amendment may be initiated by the Town Board of by petition of on (1) or more of the owners or lessees of property within the area proposed to be changed.

Sec. 13-1-181(c) Action. The Town Board shall hold a public hearing as provided for in Sec. 62.23(7)(d), Wis. Stats., and review all proposed changes and amendments. Prior to making a determination on the application, the Town Board shall refer the application to the Plan Commission for the Commission's review and advisory recommendation; the Town Board may delegate to the Plan Commission the responsibility to hold the public hearing on the application. Notice of such hearing shall be mailed not less than 7 days prior to the hearing to the fee owners of record of all lands within 200 feet of any part of the subject area proposed to be rezoned. The Town Board shall determine whether the petition be granted as requested, modified or denied.

Wis. Stats. 60.61(c)(1) After the town board has adopted a town zoning ordinance, the board may alter, supplement or change the boundaries or regulations established in the ordinance if a public hearing is held on the revisions. The board shall give notice of any proposed revisions in the zoning ordinance and of the time and place of the public hearing on them by a class 2 notice under ch. 985. The board shall allow any interested person to testify at the hearing. If any proposed revision under this subdivision would make any change in an airport affected area, as defined in s. 62.23(6)(am)1.b., the board shall mail a copy of such notice to the owner or operator of the airport affected area.

Wis. Stats. 60.61(d)1. In this paragraph, "comprehensively revise" means to incorporate numerous and substantial changes in the zoning ordinance.

Wis. Stats. 60.61(d)2. The town board may, by a single ordinance, comprehensively revise an existing town zoning ordinance.

Wis. Stats. 985.02(1) Method of notification. Except as otherwise provided by law, a legal notice shall be published in a newspaper likely to give notice in the area or to the person affected. Whenever the law requires publication in a newspaper published in a designated municipality or area and no newspaper is published therein publication shall be made in a newspaper likely to give notice.

Wis. Stats. 985.07(2). Class 2 Notices. All notices designated as class 2 notices require 2 insertions.

TOWN OF TAYCHEEDAH
FOND DU LAC COUNTY,
WISCONSIN, PUBLIC NOTICE
PLEASE TAKE NOTICE that the Town
Board of the Town of Taycheedah will
meet on Tuesday, January 12, 1999,
at 7:30 p.m., at the Taycheedah Town
Hall for the purpose of considering the
recommendations of the Plan
Commission in regards to amending
the Town of Taycheedah Zoning Map
in order to implement the new classifi-
cations of land created in the revised
Zoning Ordinance and the
Comprehensive Land Use Plan and to
act on the zoning map amendments.
Dated this 27th day in December,
1998. Brenda A. Schneider
Taycheedah Town Clerk
Published Jan 5 & 11, 1999: (763)

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

PAMELA J. NEHRING

----- being duly
sworn, says that she 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: -----

January 5, January 11, A.D. 19 99
Pamela J. Nehring

Subscribed and sworn to before me this 11 day of

Jan., A.D. 19 99.

Jana Mertens

Notary Public, Fond du Lac, Wisconsin

NOTARY PUBLIC STATE OF WISCONSIN

MY COMMISSION EXPIRES JUNE 2, 2002

Printer's Fees, \$ 31.59

TOWN OF TAYCHEEDAH
FOND DU LAC COUNTY, WISCONSIN
NOTICE OF ADOPTION OF
REVISED ZONING MAP
PLEASE TAKE NOTICE that on January 12, 1999, the Town Board of the Town of Taycheedah, adopted various amendments to the Town of Taycheedah Zoning Map.
The revised zoning map is available for inspection by contacting the Town Clerk.
The revisions included amendments to all of the designated zoning districts.
Dated this 1st day of February, 1999.
Brenda A. Schneider,
Town Clerk
W2695 Loeher Street,
Malone, WI 53049-920-795-4625
Published Feb. 4, 11, 1999 (849)

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

PAMELA J. NEHRING

----- being duly
sworn, says that she 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: -----

Feb. 4, Feb. 11, A.D. 19 99

Pamela J. Nehring

Subscribed and sworn to before me this 11 day of

Feb. A.D. 19 99

Jana Mertens

Notary Public, Fond du Lac, Wisconsin

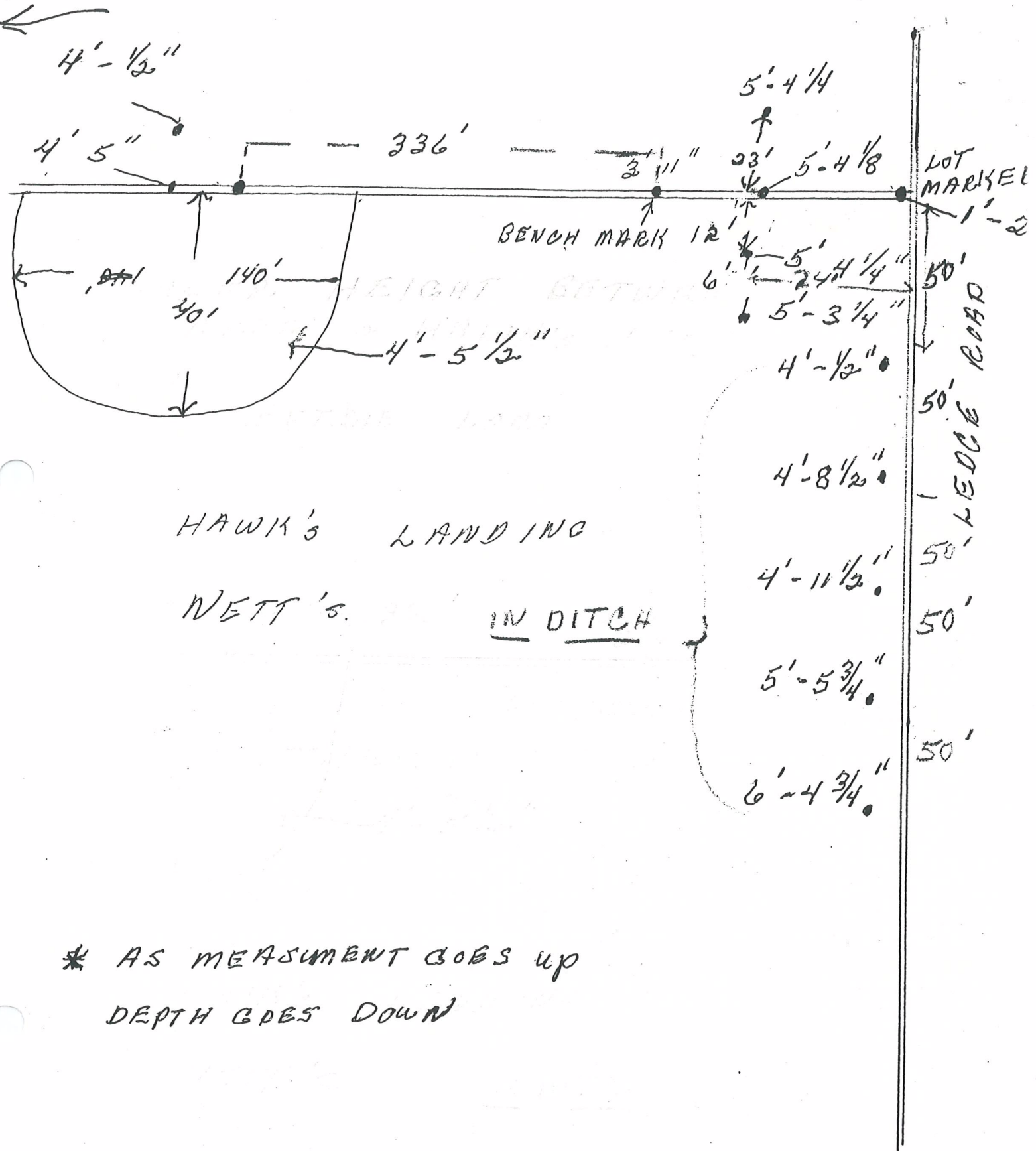
Printer's Fees, \$ 33.12

NOTARY PUBLIC STATE OF WISCONSIN
MY COMMISSION EXPIRES JUNE 2, 2002

WATER HEIGHT BETWEEN PETRIE AREA & HAWK'S LANDING

PETRIE LAND

N



Brenda Schneider

From: "Tobias, Sam" <sam.tobias@co.fond-du-lac.wi.us>
To: <tnayclk@powerweb.com>
Sent: Tuesday, May 13, 2003 3:29 PM
Subject: Hawk's Landing, Taycheedah

Brenda-

Please share this note with your Board if you think it will be of use. I drove past the Nett's new development on Fineview@ Ledge Road last night and then stopped by again this morning. In my opinion, the development has not moved far enough along to have any impact on stormwater runoff. I did not that the drainage culvert under Ledge Road, a town road, was about 3/4 full of rock on the downstream end of the culvert on the Simon Farm. This blockage over a very long period of time has caused silt to build up in the culvert, making it very ineffective and causing upstream backup of water into the Nett property. It seems that the Town has the responsibility for keeping this public road culvert cleaned out to assure drainage as it's been intended for many decades.

I saw no damage to the agricultural land from Saturday's big rain on the downstream property, the Simon property. I hope that the Nett's have the opportunity to complete their subdivision and drainage improvements so that they can demonstrate how well their stormwater control measures approved by the Town Board will work. Again, please share these comments with the Board.

Sam Tobias
Planning & Parks Director
Fond du Lac County
160 South Macy Street
Fond du Lac, WI 54935
sam.tobias@co.fond-du-lac.wi.us
www.co.fond-du-lac.wi.us
(920) 929-3135 voice (920) 929-7655 fax

5/13/2003

The Town Board of the Town of Taycheedah met on Monday, June 9th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the June monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon (tardy) and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the May monthly meeting were read. Jim Bertram motioned to approve the minutes as read, seconded by Jerry Guelig. Jerry Guelig questioned Mike Nett as to why the engineer did not re-design the drainage plan as he had suggested. Mr. Nett explained that the 2.5 foot pipe would have been higher than the berm. Jennifer Huffman, WDNR, reviewed the re-design and required the three holes in the pipe. Mike Nett further stated that any other action on their part would have been in violation of the law. He also stated he gave a copy of a letter from the DNR to Jerry Guelig a couple of weeks ago. Ann Simon obtained a letter from Jennifer Hoffman to Mike Nett regarding erosion control violations. Ann Simon asked Mike Nett if he has complied with the DNR. Mike Nett stated that he does not have to respond to her; she is not the DNR. Ann Simon objected to a reference in the minutes to an email from Sam Tobias, County Planner, which was dispersed to the Board at the meeting, because the email was not read aloud. Ann Simon motioned to not approve the minutes. A motion to approve had been made previously. The motion to approve carried (4-1). Ann Simon voted no.

Committee Reports:

Park & Rec. Committee report by John Abler. The Committee attempted to work in the park with some high school students. The day was cancelled due to rain. John is in the process of procuring a pipe to assist with erosion control problems along a path. Angie Prull plans to contact WCC for assistance with park projects. Jim Bertram may be able to assist with obtaining poles for the bridge.

Special Orders:

None stated.

New Business:

- #1 Consideration and possible approval of Class A and Class B Beer/Liquor License applications. Jerry Guelig motioned to approve the following Beer/Liquor License applications:

Scott Huck, Sunset Shores Supper Club	Class B Liquor/ Beer
Ken Schmitz, Ken's Retreat	Class B Liquor/Beer
Allen Sabel, Steffes Tavern	Class B Liquor/Beer
Janice Zimmerman, Jan & Zimmie's II	Class B Liquor/Beer
East Shore Conservation Club	Class B Beer
Ron Stageman, Thornbrook Golf Course	Class B Beer
The Corner Pump Plus, LLC	Class A Liquor/Beer
Karen Miller, The Golden Goose	Class A Liquor/Beer
DebMark, The Corkscrew	Class A Liquor/Beer

The motion was seconded by Tim Simon. Motion carried (5-0).

- #2 Consideration and possible approval of a Street Use Permit application submitted by Mark Wirtz. Jerry Guelig motioned to approve the Street Use Permit application, seconded by Jim Bertram. Motion carried (4-0-1). Mike Wirtz abstained.

- #3 Board of Appeals appointments. Jerry Guelig recommended reappointing John Buechel to another three year term, and to reappoint Gale Burg as the first alternate and Angie Prull as the second alternate for another one year term. Jim Bertram motioned to re-appoint John Buechel, Gale Burg and Angie Prull as recommended by the Chairman, seconded by Mike Wirtz. Motion carried (5-0).

- #4 Consideration and possible appointment of a Commissioner to the St. Peter Area Sanitary District to complete Jim Hovland's unexpired term. Jim Hovland has moved out of the District. The Commission has yet to make a recommendation as stated in Jim Hovland's letter of resignation. Jerry Guelig was asked by a couple of people to consider leaving Jim Hovland on the Commission until the construction is complete. The Board discussed the residency requirement. Jerry Guelig motioned to not replace Jim Hovland until the construction is complete. Mike Wirtz amended the motion to classify Jim Hovland an advisory member without voting power. Ann Simon motioned to make Jim Hovland an advisory member. Mike Wirtz withdrew his amendment. Jerry Guelig withdrew his motion. Ann Simon's motion died for lack of a second. The Board discussed advertising the opening and conducting interviews. Ann Simon would like to nominate John Rickert to the position. Jerry Guelig motioned to advertise the opening on the Town's notice boards and the Town's website looking for interested candidates, interviews will be conducted on Monday, July 14th, at 6:30 p.m. and an appointment will be made at the 7:30 Town Board meeting, seconded by Jim Bertram. Motion carried (5-0).

Revised

- #5 Consideration and possible adoption of hall rental rules. The Park & Rec. Committee was asked to develop rules. The Board discussed a request to allow a contained bon fire during a private graduation party to be held at the Town Hall. The Board has concerns about liability, property damage and setting precedence. Jim Bertram motioned to not allow bon fires on the Town Hall premise, seconded by Ann Simon. Motion carried (5-0).
- #6 Certified Survey Maps. None were submitted.
- #7 Approval of Town bills. The office supplies and attorney bills were reviewed. Jerry Guelig motioned to approve the bills as submitted (order no. 303-348), seconded by Ann Simon. Motion carried (5-0).

Public comment and questions pertaining to town business.

- Jerry Guelig commented on his intent to complete his current term, his qualifications for the Chair position and the need to work together for the good of the Town.
- Ann Simon asked to have the Hawk's Landing non-compliance letter from Jennifer Huffman attached to the minutes.
- Angie Prull asked about the meeting night change, the recognition of CSMs by the County, the '99 rezoning issue and the lack of notification regarding the County's refusal to recognize the Board's rezoning action taken at the February meeting.
- Dan Mand informed the Board of needed work on the harbor at the Fisherman's Road Boat Launch. The Board suggested Mr. Mand contact the DNR about the need for a permit.
- Jim Rosenthal questioned the status of the three semis at the former St. Peter Lanes property.
- Several interested individuals have contacted some of the Board members about the Road Maintenance Supervisor position. Tim Preston will not be leaving until next year. The Board will discuss the position further over the next six months or so.
- Jim Bertram and Mike Wirtz attended a Fond du Lac County Unit Meeting recently. They shared information with the remainder of the Board concerning a proposed reduction in shared revenue and a County program that offers assistance to the elderly.

Jerry Guelig motioned to adjourn, seconded by Tim Simon. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk



May 29, 2003

Nett Construction
C/o Mike Nett
W3880 McCabe Road
Malone, WI 53049

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary
Ronald W. Kazmierczak, Regional Director

Appleton Field Station
3369 W. Brewster Street
Appleton, Wisconsin 54914-1602
Telephone 920-832-1803
FAX 920-832-1800

Post-It® Fax Note	7671	Date	5-29-03	# of Pages	2
To	Ann Simon		From	Jennifer Huffman	
Co./Dept.			Co.	DNR	
Phone #			Phone #		
Fax #	920921-6226		Fax #		

Per Your Request

Subject: Notice of Noncompliance for Storm Water Discharges Associated with Land Disturbing Construction, Hawk's Landing Subdivision, Parts of Sections 28 and 33, T16N, R18E, Town of Taycheedah, Fond du Lac County, FIN 25136

Dear Mr. Nett:

- This notice is to advise you that the Department of Natural Resources (Department) believes that storm water discharges from construction activities at the Apple Creek Estates construction site are not in compliance with the requirements of the WPDES permit issued for the site and NR 216, Wis. Adm. Code. According to Department records, Nett Construction is the permit holder and the landowner of the property identified above for which 5 acres or greater is currently under construction (the Site).

On May 14, 2003, I received information alleging erosion control measures were not in place at the Site. On May 16, 2003, Cindy Lancaster and I visited the Site and visually observed that erosion control Best Management Practices (BMPs) were either not installed or were installed incorrectly in several locations as required by the WPDES Permit, the Erosion Control Plan, or the Wisconsin Construction Site Best Management Practices Handbook.

The areas of noncompliance include:


1. **WPDES Permit No. WI-S067831-2, Part III.A.(1). and NR 216.46, Wis. Adm. Code. – Failure to Implement an appropriate site-specific erosion control plan.** Silt fence BMP was found not completely entrenched in all areas. The outlet for the sediment basin did not meet the plan requirements for a wet pond during construction. A small section of silt fence was placed in front of the upstream end of the embankment culvert but was being bypassed around the edges. BMPs were not found on all the downslope sides of the sediment embankment to protect the ditchline. A site entrance to the sediment basin was found, however, no tracking pad was present at this location. The main site entrance from Ledge Road did not have a tracking pad in place. Minor tracking of sediment on Ledge Road from site was observed. BMPs were not present adjacent to the north ditchline of Ledge Road from disturbed areas adjacent to tracking pad.
2. **WPDES Permit No. WI-S067831-2, Part II.B. Failure to retain a copy of the WPDES Permit at the Site.** A copy of the WPDES Storm Water Discharge Permit was not on-site to be available to all contractors or agency personnel.

In order to bring the Site into compliance you should immediately:

1. Correctly and completely install or reinstall the BMPs required by the Erosion Control Plan, the *Wisconsin Construction Site BMP Handbook*, and the WPDES General Permit issued for the Site. All BMPs must be installed following the requirements of the *Wisconsin Construction Site Best Management Handbook*. They also must be inspected and properly maintained following the Erosion Control Plan, the *Wisconsin Construction Site BMP Handbook*, the WPDES General Permit, and NR 216, Wis. Adm. Code. **If the existing Erosion Control Plan and BMPs are found to be inadequate or disturbed conditions warrant additional BMPs, you are required to amend the Erosion Control Plan.** You should not wait for the Department to inspect the site and request that additional BMPs be installed.
2. Keep copies of the WPDES Permit, Erosion Control Plan, and Storm Water Management Plan on the Site at all times for Department and contractor review. Please share this information with all contractors and consultants responsible for erosion control compliance. This requirement allows the contractors the opportunity review and ensure compliance with permit requirements.
3. All BMPs must be inspected at least weekly and within 24 hours after a precipitation event of 0.5 inches or greater. The BMPs must be maintained to prevent damage and ensure they are functioning properly at all times. All inspections must be recorded weekly and maintained. Copies of the inspection records must be submitted to the Department of Natural Resources if requested. Please refer to the permit for the details of the inspection and written report requirements.
4. Carefully read the WPDES Permit, the Erosion Control Plan, and the Storm Water Management Plan and be sure you understand their contents. Any questions on the Erosion Control Plan, Storm Water Management Plan, installation and maintenance of your BMPs, or the inspections should be directed to your environmental consultant who is expected to be familiar with these requirements.
5. By Wednesday, June 4, 2003, please submit documentation, including written and photographs, showing that the areas of noncompliance have been resolved. You can submit digital photographs, in lieu of print photographs, if this is easier for you. You will need to act quickly to meet this date.

Your cooperation with the actions outlined in this Notice of Noncompliance is extremely important. Please be advised that all violations of the WPDES permit and ch. NR 216, Wis. Adm. Code, are enforceable under ch. 283, Stats., and can result in the issuance of citations. If you have any questions regarding the Construction Site Storm Water Discharge General Permit, please contact me at 920-832-1803.

Sincerely,



Jennifer Huffman, P.G.
Storm Water Specialist

cc: Rob McLennan – Oshkosh
Warden McCann – Fond du Lac
Matt Stephan, P.E. – Excel Engineering, 100 Camelot Drive, Fond du Lac, WI 54935

mike nett

From: Huffman, Jennifer B [Jennifer.Huffman@dnr.state.wi.us]
Sent: Wednesday, June 04, 2003 12:52 PM
To: 'mike@nettconstruction.com'
Subject: Hawk's Landing Photodocumentation

Hi Mike,

I received the photos and your letter documenting repair and installation of your BMPs at the site. Thank you for doing a very good job documenting your followup.

In your letter, you expressed concern for having to implement BMPs on your construction site whereas right next to your site, agricultural activities may not be using BMPs. You were concerned that DNR does not seem to be requiring BMPs to control erosion from ag properties.

While ag activities obviously are a major source of sediment, along with construction sites, the EPA and the Wisconsin legislature did not authorize DNR to regulate agriculture. Acre for acre, construction sites have been found to be the largest source of sediment to our waterways but ag activities are also a large source. From a technical standpoint, erosion should be controlled everywhere, however, legislatively DNR does not have authority over agriculture.

Once again, thank you for your quick followup and correcting your BMPs on your site. Your response shows that you are trying very hard to keep in compliance with your permit. Thank you! Please call me if you have any questions.

Jennifer

Jennifer Huffman, P.G.
Storm Water Management Specialist
Wisconsin Department of Natural Resources
3369 W. Brewster Street
Appleton, WI 54914-1602
Telephone (*): (920) 832-1803
Fax (*): (920) 997-3284
Email Address (*): jennifer.huffman@dnr.state.wi.us
Visit our web site at: <http://www.dnr.state.wi.us/org/water/wm/nps/stormwater.htm>

June 18th, 2003

Johnsburg Sanitary District
St. Peter Area Sanitary District
Taycheedah Sanitary District No. 1

1.

The Commissions of the Johnsburg Sanitary District, St. Peter Sanitary District and the Taycheedah Sanitary District No. 1 (TSD No. 1) met on Wednesday, June 18th, 2003, at 10:00 a.m., at the Taycheedah Town Hall. Johnsburg Sanitary District Commission members present were Chairman Franz Schmitz, Dennis Lefebber and Ken Schneider. St. Peter Sanitary District Commission member present was Adolph Schneider. Members absent were Chairman Jim Hovland and Mike Freund. TSD No. 1 Commission members present were Chairman Dan Deuster and George Cassady. Member absent was Richard Niehueser. Also present were Ron Cunzenheim, representing the Technical Standards Committee, Thad Majkowski representing Johnsburg Sanitary District, Attorney Kathryn Bullon and Attorney Paul Rosenfeldt representing all three District's and Brenda Schneider, Recording Secretary for Johnsburg Sanitary District and St. Peter Sanitary District.

The meeting was called to order at 10:10 a.m. Attorney Kathryn Bullon moderated the meeting. The purpose of the meeting was to come to a mutual agreement on how to handle isolated connections made to a pipe constructed by one district but the connections are located within another District.

St. Peter has one potential connection located in TSD No. 1 and Johnsburg Sanitary District has three potential connections also located in TSD No. 1.

The 2000 Wasterwater Agreement does address this type of situation. However, the intent was to apply to a substantial number of connections. The Agreement states that TSD No. 1 must purchase capacity in the line from the constructing district. A couple of connections would be a minute portion of the pipe. It would literally be pennies. The Districts need to determine how to handle these connections in a common sense and fair approach.

The group discussed turning the pipe over to TSD No. 1 upon completion of construction and inspections. Johnsburg's and St. Peter's metering stations are located at the district boundary of TSD No. 1. TSD No. 1 would be required to purchase capacity in the pipe from the constructing districts, based upon potential connections both now and in the future. The pipe would then become inventory of TSD No. 1.

Attorney Bullon recommended using the Agreement maps, which are based upon 50 year growth projections, to determine the number of potential users. East Central Regional Planning made population projections. Johnsburg and St. Peter will evaluate growth potential and work with TSD No. 1. The construction costs would be estimated until each District's final project costs are available.

TSD No. 1 will charge and bill the connections/assessments/user charges based upon their normal charges.

TSD No. 1 does have agreements with a couple of other District's for reimbursement of operation and maintenance based upon percentage. TSD No. 1 does intend to develop agreements with Johnsburg and St. Peter. Capital repair costs would also be shared based upon percentage.

St. Peter has charged and received a \$2200.00 additional lateral fee from Leo Schneider. Future lateral stubs into the pipe will be the expense of TSD No. 1. The \$2200.00 fee was based upon St. Peter's actual costs attributable to a lateral stub and riser.

Johnsburg has established a charge of \$5000.00 for an additional lateral. Attorney Bullon recommended Johnsburg establish a lateral and riser charge based upon actual costs for the three isolated connections only. Attorney Bullon also recommended billing the charge to TSD No. 1 and let TSD No. 1 bill it back to the homeowners.

Laudolff and Meyer, on the east side of Hwy. 151 and south of the Fisherman's Road intersection, have both voiced interest to Johnsburg Sanitary District for service. Attorney Bullon advised that service to those homes will be the decision of TSD No. 1.

Attorney Bullon will compile a memorandum of understanding based upon the agreements reached by the three districts.

Ron Cunzenheim will compile the calculations of potential users.

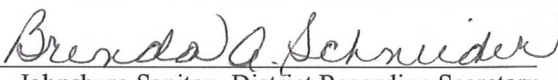
Ron Cunzenheim will inform the City of the agreements reached by the districts at the next Technical Standards Committee meeting.

Dan Deuster moved to adjourn at 10:50 a.m., seconded by George Cassady. Motion carried (2-0-1).

Dennis Lefebber moved to adjourn at 10:50 a.m., seconded by Ken Schneider. Motion carried (3-0).

St. Peter Sanitary District did not have a quorum in attendance.

Attest


Johnsburg Sanitary District Recording Secretary
St. Peter Sanitary District Recording Secretary

The Town Board met on Monday, July 14th, 2003, at 6:30 p.m., at the Town Hall, for the purpose of interviewing candidates for the St. Peter Sanitary District Commission position. Member present were Chairman Jerry Guelig and Supervisor Tim Simon. Supervisors Mike Wirtz, Ann Simon and Jim Bertram were absent. Also present was Brenda Schneider, Town Clerk.

The Town Board interviewed the following candidates:

John Ricker, W3972 Nursery Drive

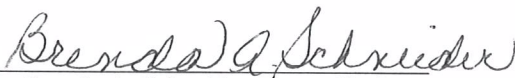
- John has lived in the St. Peter area since 1995.
- He works for the City of Fond du Lac, Dept. of Public Works.
- He's a heavy equipment operator.
- He runs sewer televising equipment and monitors sewage flows. Every spring, the City's sewer system is inspected looking for manhole defects and defects in new sewer construction.
- Any over charge should be held until the job is complete. After it is complete, it should be refunded.
- Phase II should not happen for at least five years and should be extended when needed.

Bill Holzbach, N8232 Edgewood Lane

- Bill has lived in the St. Peter area since 2000.
- Bill runs a family business called Brauch Water Conditioning. They do residential and commercial water treatment.
- The project needs to be complete, inspected and accept by the District before any refunds are paid. Any refund would probably have to be paid to Phase I property owners. It could also be banked for future extension; which will be expensive. Reducing the mil rate would delay the point of having enough borrowing capacity for Phase II. However, the project was based upon estimates; there may not be much left.
- Future subdivisions will probably put pressure on the timing of Phase II.

The meeting was adjourned at approximately 7:10 p.m.

Attest:


Brenda A. Schneider, Town Clerk

The Town Board of the Town of Taycheedah met on Monday, July 14th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the July monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the June monthly meeting were read. Ann Simon motioned to not accept the minutes until the tape can be verified, seconded by Tim Simon. Motion carried (5-0).

Committee Reports:

Park & Rec. Committee report by John Abler. The trail has been stabilized.

Special Orders:

None stated.

Old Business:

#1 Consideration and possible rezoning of several parcels that were rezoned in 1999 without the owner's knowledge The parcels are as follows:

Pontus Ostman	W4038 Maplewood Lane	T20-16-18-21-07-001-00	R-2 to A-T
Roger Behr	W4784 Fulton Street	T20-16-18-99-VT-688-00	R-1 to B-1
James Emerich	N8427 Lakeview Road	T20-16-18-21-05-001-00	B-2 to Ind.
Dan Calvey	N8410 Abler Road	T20-16-18-20-02-006-00	R-2 to A-T
		T20-16-18-20-02-007-00	R-2 to A-T
Rosie Petric	W3977 Ledge Road	T20-16-18-33-05-001-00	A-T to A-1
		T20-16-18-33-08-002-00	A-T to A-1
Clarence Beltz	N7823 Hwy. 151	T20-16-18-29-09-007-00	A-T to B-2
Naomi Grisa	N7180 Cty. UU	T20-15-18-05-08-002-00	R-2 to B-2
Dan Rosenthal	W3667 Hwy. 149	T20-16-18-22-11-015-00	R-2 to B-2
Pat Mand	N7995 Church Road	T20-16-18-27-06-001-00	A-1 to R-2
		T20-16-18-27-06-001-01	A-1 to R-2
		T20-16-18-27-06-001-02	A-1 to R-2
		except a 242.66' x 297' portion	A-1 to B-2
		T20-16-18-27-07-001-00	A-1 to R-2
		T20-16-18-27-07-001-01	A-1 to R-2
Richard Daleiden	W4202 Silica Road	T20-16-18-20-02-003-00	R-2 to A-T
Joe Sabel	W4040 Ledge Road	T20-16-18-33-07-003-00	R-2 to A-1
Jerry & Shelly Schneider	N8488 Abler Road	T20-16-18-20-02-004-00	R-2 to A-T
Bud Sabel	W4120 Ledge Road	T20-16-18-32-04-002-00	R-2 to A-1
Guy Preisler	N9218 Hwy. 151	T20-16-18-09-02-004-00	R-2 to A-T
Laura & Jerry Thomas	W4202 Ledge Road	T20-16-18-32-03-004-00	R-2 to A-T
Sandy Davis	N7827 Hwy. 151	T20-16-18-29-09-001-00	R-8 to B-2
		(at least 5 acres to stay R-8)	
Ken & Angie Prull	N9254 Hwy. 151	T20-16-18-09-02-002-00	R-2 to A-1
Dan Vixmer	W4770 Fulton Street	T20-16-18-99-VT-678-00	R-1 to B-1
Steve Freund	W3964 Hwy. 149	T20-16-18-28-05-003-00	R-2 to A-T
Mrs. Clarence Freund	W3980 Hwy. 149	T20-16-18-28-05-002-00	R-2 to A-T

The Plan Commission conducted a public hearing on Wednesday, July 9th, 2003. The Plan Commission resolved to recommend the Town Board approve the rezonings with the exception of Jim Emerich's five acres and Sandy Davis' 16 acres. The Plan Commission also resolved to change the address for the Bud Sabel property to W4138 Ledge Road and the Dan Vixmer property is zoned B-1 on the August 2002 zoning map. Jerry Guelig motioned to accept the recommendation of the Plan Commission and change the zonings to what the people want, seconded by Ann Simon. Motion carried (5-0).

#2 Consideration and possible appointment of a Commissioner to the St. Peter Area Sanitary District to complete Jim Hovland's unexpired term. John Rickert and Bill Holzbach were interviewed before the meeting. Jerry Guelig motioned to appoint John Rickert to complete Jim Hovland's unexpired term, seconded by Ann Simon. Motion carried (5-0).

New Business:

#1 Solve the Town's problems. Jerry Guelig stated that everyone will have a key to the office. Barb Bertram read a statement. Her statement is attached to the official minutes and is incorporated by reference.

- Attorney Dawn Sabel commented in support of Mr. Guelig. Several other citizens commented in support of and in opposition to the Chairman's statement. Supervisors Mike Wirtz, Tim Simon and Jim Bertram stated that they do not want a key. No official action was taken.
- #2 Consideration and possible approval of the detachment of the Mengel Hill Road area from the Johnsborg Sanitary District. Ann Simon motioned to accept the original petition due to non-receipt of documentation requesting to withdraw. Motion died for lack of a second. Tim Simon motioned to table the petition for one week for verification of the original petition and to allow time to speak to the three property owners who wish to withdraw from the petition, seconded by Jerry Guelig. Motion carried (5-0). A special meeting will be held on Monday, July 21st, at 6:00 p.m.
- #3 Consideration and possible approval of a Use of Streets and Alleys Resolution requested by Johnsborg Sanitary District. Jerry Guelig motioned to approve the resolution, seconded by Jim Bertram. Motion carried (5-0).
- #4 Consideration and possible approval of Class B Beer/Liquor License applications. Ann Simon motioned to approve the Class B Liquor/Beer license application submitted by Bryan Perl for the St. Peter Lanes contingent upon compliance with the State Building Code and the Class B Liquor/Beer license application submitted by John Rixen for Fisherman's Cove, seconded by Jim Bertram. Motion carried (5-0).
- #5 Consideration and possible appointment of a Board of Appeals member to complete Charlie Mathison's unexpired term. Jerry Guelig motioned to appoint Barb Bertram to complete Charlie Mathison's term, seconded by Jim Bertram. Motion carried (5-0).
- #6 Certified Survey Maps. Jerry Guelig motioned to approve the Certified Survey Map submitted by Kevin Schmitz creating Lot 1-consisting of 25.5 acres in the NE ¼ of the NE ¼ and the SE ¼ of the NE ¼ of Section 24 and a Certified Survey Map submitted by Dennis & Betty Boehrig creating Lot 1 & Outlot 1-consisting of 1.51 acres and Lot 2-consisting of .713 acres in Section 17, seconded by Ann Simon. Motion carried (5-0).
- #7 Approval of Town bills. Ann Simon motioned to not approve #355. Motion died for lack of a second. Jim Bertram motioned to approve the bills as submitted (order nos. 349-396), second by Mike Wirtz. Motion carried (4-1). Ann Simon voted no.

Public comments and questions pertaining to town business were heard.

Jerry Guelig motioned to adjourn, seconded by Jim Bertram. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk

1. Personal differences, dislikes or disagreements have no place in the public forum. Each of you were elected by the residents of this township to represent the best interests of this township.

The continued fighting and personal attacks among Board members does NOT serve the town's interest.

These personal vendettas only serve to make our township the laughing stock of neighbouring communities.

The snickering and back handed laughing and comments done by Board members needs to stop. You are adults elected to a public office to do a job under public scrutiny. If you don't want to do this job you shouldn't have run for public office to begin with. But if you are here & don't want the job, have the decency to resign and save our town's name. In my opinion, all of the bickering and back stabbing being done here in the name of politics are keeping honest people from seeking a place on our Town Board.

2. In an effort to sort out the mess^{and questions} that surround actions made by Board members, I think it behooves our Town Chairman to form an investigative committee to determine if there is any basis to allegations that have surfaced concerning inappropriate behavior by Board members.

The Town Board met on Monday, July 21st, 2003, at 6:00 p.m., at the Town Hall, for the purpose of considering a detachment petition from the Johnsbury Sanitary District submitted by property owners along Mengel Hill Road. Member present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram. Attorney Paul Rosenfeldt, Franz Schmitz and Dennis Lefebvre representing Johnsbury Sanitary District were also in attendance. Town Clerk Brenda Schneider was absent. The meeting was tape recorded.

1. Call to order. The Chairman called the meeting to order.
2. Consideration and possible approval of the detachment of the Mengel Hill Road area from the Johnsbury Sanitary District. Five properties were represented by signature on the detachment petition dated October 3rd, 2002. The District's attorney, Kathryn Bullon, advised holding the petition until the grant situation is complete. The petition was not acted upon by the Town Board within 30 days as stated in the statutes. The District's current attorney, Paul Rosenfeldt and Rural Development have recently advised presenting the petition to the Town Board for consideration. Written documentation has recently been received from owners representing three of the five properties requesting that their signatures be removed from the October 3rd, 2002 petition. The original petition to attach the area six years ago was signed by owners representing two of the five properties. The area has been included in East Central Regional Planning's sewer service area. The area is also included in the project plans for grant purposes. The Sanitary District recommends not approving the petition. Ann Simon motioned that the petition from October be granted. Motion died for lack of a second. Jerry Guelig motioned to amend the petition removing the three signatures from the petition. There was further discussion regarding the lapse of time between the submittal to the Commission and consideration by the Town Board. Attorney Rosenfeldt's opinion was that any one of the petitioners could have demanded earlier action and that due to the fact that none of them did; they waived their right to timely action. Jerry Guelig restated his motion amending the petition, seconded by Tim Simon. Motion carried (4-1). Ann Simon voted no. Jerry Guelig motioned to deny the amended petition, seconded by Tim Simon. Motion carried (4-1). Ann Simon voted no.
3. Jerry Guelig motioned to adjourn, seconded by Jim Bertram. Motion carried. (5-0).

Attest: Brenda A. Schneider
Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, August 11th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the August monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the July monthly meeting were read. Jim Bertram motioned to approve the minutes, seconded by Mike Wirtz. Motion carried (5-0).

Committee Reports:

None.

Special Orders:

None stated.

Unfinished Business:

Ann Simon reported her research regarding the special assessment on Dan Rosenthal's vacant lot. There appears to be three options: the Town Board abolishes the sanitary district, Mr. Rosenthal files a complaint against the sewer within 90 days or he appeals it to Circuit Court.

New Business:

#1 Presentation by Chief Lee Gilgenbach, Calumet Fire Dept., regarding the need for volunteers to serve as fire fighters and Emergency Medical Technicians. The Fire Service and President of the First Responders are looking for new members in the St. Peter and Village of Taycheedah area. The estimated cost of training new members is \$3000-3500.00. The Department has applied for a grant for this training. However, they may need some funding assistance from the Town. Also, a fire engine and support vehicle will be sent automatically with the ambulance to all accident scenes.

#2 Consideration and possible award of bids for street improvement and crackfilling. The Board reviewed the road repair bids received. Golf Course Drive, Dogwood Lane and Deerpath Road will be patched. The Town is responsible to replace the Feldner's driveway on Silica Road. Jerry Guelig motioned to award the following projects to Northeast Asphalt:

Calumet Street	1.5" overlay	\$7,018.00
Tower Road bridge	1.5" overlay	\$4,325.00
Silica Road hill & Feldner's driveway	2" overlay	\$8,714.50
Deadwood Point Road	pulverize+2" overlay	\$22,158.50
Ashberry Avenue	pulverize+2" overlay	\$7,435.00
Sunset Drive	wedging	\$3,186.00
Decorah Lane	wedging	\$18,563.00

TOTAL \$71,400.00

St. Peter Area Sanitary District will contribute \$3,509.00 for a portion of Silica Road and \$6,089.60 for a portion of Deadwood Point Road. The District will also make an unknown contribution for Decorah Lane. Tim Simon seconded the motion. Motion carried (5-0).

#3 Consideration and possible approval of a proposal to Waste Management for contract renewal for refuse and recycling pick-up. The contract with Waste Management will expire at the end of the year. A clause in the contract allows the Town Board the opportunity to present Waste Management with a proposal for renewal. Jerry Guelig motioned to submit the following proposal:

2004	no increase of 2003 rate
2005	increase not to exceed 5% or CPI, whichever is less
2006	increase not to exceed 5% or CPI, whichever is less

Jim Bertram seconded the motion. Motion carried (5-0).

#4 Consideration and possible action to change the Town Attorney. A few verbal complaints have been received concerning Attorney John St. Peter having a conflict of interest because he represents several other towns and his hourly fee. After discussion of the issue, Jerry Guelig motioned to retain John St. Peter as the Town Attorney, seconded by Jim Bertram. Motion carried (5-0).

#5 Consideration and possible appointment of an investigative committee. Jerry Guelig would like to change it to an Ethics Committee. After extensive discussion regarding the Clerk's activities in the Town Hall office, key access to the office, hiring a mediator, creating back-up copies of records, the Chairman's duties, the posting of notices, the Clerk's use of office equipment and office supplies, the Clerk being compensated for work done for the sanitary districts and the mailing of information to the Board members, Jerry Guelig motioned to form an Ethics Committee, seconded by Ann Simon. Motion failed (2-3). Tim Simon, Mike Wirtz and Jim Bertram voted no. Ann Simon motioned that Jerry Guelig have keys to the office and all file

cabinets with the exception to confidential records of employees which are not a public record, seconded by Jerry Guelig. Jim Bertram amended the motion that Brenda and Jerry document who request records. The Clerk commented that state law forbids the asking of an individual's name or the reason for the documents requested. Motion carried (3-1-1). Mike Wirtz voted no and Tim Simon did not vote.

- #6 Certified Survey Maps. Jerry Guelig motioned to approve the Certified Survey Map submitted by Tim Preston creating Lot 1-consisting of 5.0 acres and Lot 2-consisting of 34.231 acres in the NE ¼ of the SE ¼ of Section 26, located on Konen Road, seconded by Jim Bertram. Motion carried (5-0).

Ann Simon motioned to approve the Certified Survey Map submitted by Richard Bertram creating Lot 1-consisting of 2.0 acres in the NE1/4 of the SW1/4 of Section 16, located on Lakeview Road, seconded by Jerry Guelig. Motion carried (5-0).

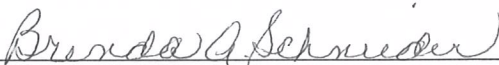
- #7 Approval of Town bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 397-456), second by Jim Bertram. Motion carried (5-0).

Public comments and questions pertaining to town business were heard.

Ann Simon motioned to schedule a Special Meeting of the Electors to form an Ethics Committee. Motion died for lack of a second.

Jerry Guelig motioned to adjourn at 10:07 p.m., seconded by Ann Simon. Motion carried (5-0).

Attest


Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, September 8th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the September monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the August monthly meeting were read. Jim Bertram motioned to approve the minutes, seconded by Jerry Guelig. Motion carried (5-0).

Committee Reports:

None.

Special Orders:

None stated.

Unfinished Business:

- #1 Duplication of Records. Chairman Guelig stated that the Clerk's old computer and new computer will be networked together, if compatible, so the public can view the records.

In response to a question from the audience, the Chairman indicated a used generator for the Town Hall will be purchased by next month.

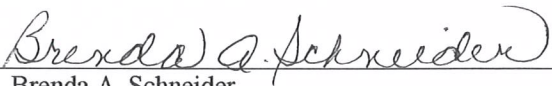
New Business:

- #1 Consideration and possible action to rezone property owned by Wayne Schneider from R-2 to B-1. The property is located at N8508 Hwy. 151. The Plan Commission conducted a public hearing on September 3rd. The Plan Commission resolved to recommend the Town Board approve Mr. Schneider's rezone request. Ann Simon motioned to approve the zoning change, seconded by Mike Wirtz. Motion carried (5-0).
- #2 Consideration and possible action to vacate the west end of Main Street in the Village of Taycheedah. Jerry Guelig motioned to vacate the west end of Main Street from the intersection of Cty. Tr. K to the townline, seconded by Jim Bertram. Motion carried (5-0).
- #3 Road work (shouldering) that needs to be completed. Some verbal complaints have been received regarding shoulder work. The Board and the public discussed re-shaping some of the shoulders and ditches, using recycled blacktop on the top of some of the hills and the Town's shouldering equipment.
- #4 Certified Survey Maps. A Certified Survey Map was submitted by Jonathon and Michelle Birschbach creating Lot 1-consisting of 28.40 acres and Lot 2-consisting of .5 acres in the SW 1/4 of the NW 1/4 of Section 26, located on Tower Road.
A Certified Survey Map submitted by Keith and Judy Atkinson creating Lot 1-consisting of 4.76 acres and Lot 2-consisting of 4.83 acres in the SE1/4 of the NE 1/4 of Section 13, located on Silica Road.
Ann Simon motioned to approve the Certified Survey Maps, seconded by Jim Bertram. Motion carried (5-0).
- #5 Approval of Town bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 457-498), second by Jim Bertram. Motion carried (5-0).

Public comments and questions pertaining to town business were heard.

Jerry Guelig motioned to adjourn at 8:50 p.m., seconded by Ann Simon. Motion carried (5-0).

Attest



Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, October 13th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the October monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the September monthly meeting were read. Jim Bertram motioned to approve the minutes, seconded by Ann Simon. Motion carried (5-0).

Committee Reports:

None.

Special Orders:

None stated.

Unfinished Business:

The Clerk, per her attorney's advice, has not to given the Chairman the old computer due to lack of action by the Town Board. The Chairman wants to connect the old computer to the new computer so the public can see the records contained in the computer. The Chairman is determined to have the State Attorney General's office investigate the Clerk. At a previous meeting, the Board motioned to give the Chairman keys to the office and the files. The Clerk did not respond, per her attorney's and the Towns Association attorney's advice. A letter from Attorney John St. Peter, dated 10/13/03, was read by the Chairman. Attorney St. Peter suggested a meeting between him, the Chairman, the Clerk and her attorney, and one other member of the Town Board, appointed by the Board.

The Chairman is planning to purchase a 55kw generator with a cart from Lighting Repairs for \$4,761.00. The generator will fit on the tractor and can be used to pump the lift stations. Sanitary District Commissioner John Rickert commented that the Commission may consider splitting the cost of the generator if it can be used on the lift stations. Jerry Guelig motioned to buy the generator and have the Town Hall set-up for its use, seconded by Ann Simon. Motion carried (5-0).

New Business:

- #1 Consideration and possible approval of a contract renewal proposal with Waste Management for refuse and recycling service. The rate will not be increased for 2004. The rate for 2005 and 2006 will increase by CPI or 5%, whichever is less. Jim Bertram motioned to accept the contract, seconded by Jerry Guelig. Motion carried (5-0).
- #2 Certified Survey Maps. A Certified Survey Map was submitted by Brett and Ann Hunt creating Lot 2-consisting of 2.0 acres and Lot 3-consisting of 1.82 acres in the NE 1/4 of the SE 1/4 of Section 29, located on Fineview Road and McCabe Road.
- Ann Simon motioned to approve the Certified Survey Map, seconded by Mike Wirtz. Motion carried (5-0).
- #5 Approval of Town bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 499-546), second by Tim Simon. Motion carried (5-0).

Public comments and questions pertaining to town business were heard.

The Fisherman's Road Fishing Club donated \$264.00 to the Town for maintenance of the bathrooms. The money was collect in their donation container.

The Fishing Club had the well at the boat launch fixed on October 3rd. A 1.25" pipe fitting was connected to a 1" pipe. The fitting cracked causing the leak. The leak was first noticed last spring. The repairs were estimated to cost approximately \$2,000.00 with the blacktop replacement. The Clerk is in the process of making contact to determine the warranty period.

The Chairman asked for consideration of a Board member appointment to participate in the meeting with the Chairman, the Clerk and the attorneys. Mike Wirtz motioned to appoint Jim Bertram, seconded by Tim Simon. Motion carried (4-1). Ann Simon voted no.

Jerry Guelig motioned to adjourn, seconded by Jim Bertram. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, November 10th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the November monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the October monthly meeting were read. Ann Simon motioned to approve the minutes, seconded by Jim Bertram. Motion carried (5-0).

Committee Reports:

None.

Special Orders:

None stated.

Unfinished Business:

- #1 Consideration and possible action regarding the cost of the generator and its possible use by the sanitary districts. A generator has been purchased. Training sessions will be conducted with the Board members and road maintenance staff. The St. Peter Sanitary District lift stations were not planned for generator operation. The Commission is in the process of considering the changes required to allow for generator operation. Jerry Guelig motioned that the Town would absorb the cost of the generator and work with the Sanitary District Commission to establish an hourly rate for generator use, tractor use and manpower. Motion died for lack of a second. Ann Simon motioned to table for further information from the Sanitary District, seconded by Jerry Guelig. Motion carried (5-0).

New Business:

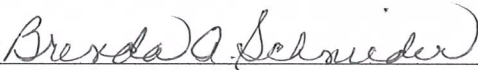
- #1 Consideration and possible approval of Cyril Simon's rezone request of 6 acres on Cty. QQ and Silica Road. The Plan Commission conducted a public hearing on November 5th, 2003. The Plan Commission resolved to recommend the Town Board approve the rezone request from A-1 (Exclusive Agriculture) to R-1 (Residential with public sewer). Jerry Guelig motioned to approve the request for a rezone from A-1 to R-1, seconded by Jim Bertram. Motion carried (4-0-1 abstention). Tim Simon abstained from the discussion and the vote.
- #2 Consideration and possible renewal of Jim Feyen's Kennel License. The Board has not received any complaints about the kennel. Ann Simon motioned to renew Jim Feyen's Kennel License, seconded by Mike Wirtz. Motion carried (5-0).
- #3 Consideration and possible approval of a Memorandum of Understanding Between the Town Board and the Clerk. An MOU was drafted by Attorney John St. Peter. Attorney Gary Sharpe's response was faxed to Jerry Guelig today. Ann Simon has been in contact with the Attorney General's Office; they are in the process of conducting an investigation. Jerry Guelig motioned to table the MOU until he speaks to Attorney John St. Peter, seconded by Tim Simon. Motion carried (5-0).
- #4 Certified Survey Maps. None were submitted.
- #5 Approval of Town bills. Jerry Guelig motioned to approve the bills as submitted (order nos. 547-584), second by Mike Wirtz. Motion carried (5-0).
- #6 Schedule Budget Hearing. The 2004 Budget Hearing will be conducted on December 3rd, at 7:30 p.m. A Budget Workshop Meeting will be held on November 20th, at 8:00 a.m.

Public comments and questions pertaining to town business were heard.

Discussion took place regarding the generator use, Silica Road and Rosenthal Court restoration issues, the condition of the public notice boards and a recent incident of mud and waste spilled on Tower Road.

Jerry Guelig motioned to adjourn, seconded by Mike Wirtz. Motion carried (5-0).

Attest


Brenda A. Schneider
Town Clerk

Corrected.

November 20th, 2003

Special Town Board

1.

The Town Board met on Thursday, November 20th, 2003, at 8:00 a.m., at the Town Hall, for a Special Meeting. Members present were Chairman Jerry Guelig and Supervisors Tim Simon, Mike Wirtz and Jim Bertram. Also present was Brenda Schneider, Town Clerk. Supervisor Ann Simon was absent.

1. Call to order. Chairman Guelig called the Special Meeting to order.
2. Consideration and possible approval to trade-in the tractor. Serwe Implement would trade-in the tractor for a new model for \$8,400.00. The Town's tractor has approximately 500 hours on it and will need new tires soon. The new tractor would have the new transmission style. The plow equipment would be interchangeable with minor modifications. Jerry Guelig motioned to trade-in the tractor and budget \$8500.00 for the trade-in, seconded by Tim Simon. Motion carried (4-0-1 absent)
3. Adjournment of the Special Meeting. Tim Simon motioned to close the Special Meeting, seconded by Mike Wirtz. Motion carried (4-0-1 absent).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk

November 20th, 2003

Budget Workshop Meeting

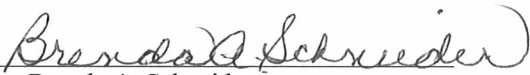
1.

The Town Board met on Thursday, November 20th, 2003, at 8:15 a.m., at the Town Hall, for a Budget Workshop Meeting.. Members present were Chairman Jerry Guelig and Supervisors Tim Simon, Mike Wirtz, Jim Bertram and Ann Simon (tardy). Also present was Brenda Schneider, Town Clerk and Roger Schneider, Town Treasurer.

1. Call to order. Chairman Guelig called the Workshop Meeting to order.
2. The Board will review and compile the 2004 Proposed Budget. Revision to the Proposed Budget were as follows:
 - Add \$8500 to Hwy. & Rds. for tractor trade-in.
 - Increase Gravel/Dirt/Screenings by an additional \$10,000.00
 - Decrease interest revenue by \$1,000.00
 - Add \$800.00 for the generator connection to the Town Hall account.
 - Add \$800.00 for the generator connection to Hwy. & Rds./Repair & Maintenance.
 - Decrease Kiekhaefer Park by \$2,000.00.

The Proposed 2004 mil rate will be \$1.2691 per \$1000.00 of assessed value.

Attest


Brenda A. Schneider
Town Clerk

The Town Board met on Friday, November 28th, 2003, at 4:00 p.m., at the Town Hall, for a Special Meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon and Mike Wirtz. Also present was Brenda Schneider, Town Clerk. Supervisors Jim Bertram and Ann Simon were absent.

1. Call to order. Chairman Guelig called the Special Meeting to order.
2. The Board will meet to consider the request for a moving permit submitted by Roger Koehler. Mr. Koehler proposes to move a house from the St. Agnes Hospital area to the corner of Calumet Street and Golf Course Drive. The front yard will abut Calumet Street. A detach garage will also be moved to the site. The home exceeds the minimum square footage requirement. Mr. Koehler intends to travel the wrong way onto the Bypass then to Golf Course Drive. The move will be escorted by City and County officers. The \$5,000.00 bond has been paid and the Certificate of Insurance has been submitted.

Bill Micheels, owner of the lot adjacent to Mr. Koehler's, plans to build a new home. Mr. Micheels does not want the old house next door.

A letter of concern has been submitted by Robert J. Burgess, Jr. Mr. Burgess strongly urges the Town to withhold or deny permits that would enable houses to be moved into the Town.

Jerry Guelig motioned to approve the moving permit; Mr. Koehler will need to apply for a building permit, submit a site plan and drainage plan before breaking ground. The motion was seconded by Tim Simon. Motion carried (3-0-2 absent).

Mr. Koehler plans to begin digging as soon as possible; weather permitting. Jerry Guelig told Mr. Koehler that he would like to see it completed within six months.
3. Adjournment of the Special Meeting. Mike Wirtz motioned to adjourn the Special Meeting, seconded by Jerry Guelig. Motion carried (3-0-2 absent).

Attest



Brenda A. Schneider
Town Clerk

The Town of Taycheedah conducted a public hearing for the purpose of presenting the proposed 2004 budget on Monday, December 3rd, 2003, at 7:30 p.m., at the Town Hall. Town Board members in attendance were Chairman Jerry Guelig, Supervisors Tim Simon, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider. Supervisor Mike Wirtz was absent. Approximately six residents were in attendance.

The Town Board met on November 20th, 2003, for a budget workshop meeting. The draft budget was reviewed and revised by the Board.

The Town Chairman, Jerry Guelig, called the public hearing to order. The 2004 proposed budget was presented and reviewed. The residents questioned several line items contained in the budget. An error was made regarding Fire Protection. The levy needs to be increased \$23,500.00 due to the error.

Jerry Guelig motioned to close the Budget Hearing, seconded by Tim Simon. Motion carried (3-0).

The Chairman called to order the Special Meeting of the Electors pursuant to Section 60.12(1)(c) of Wis. Stats., at 8:40 p.m., for the purpose to approving the 2004 total highway expenditures, establish salaries of elected officials and adopt the 2004 tax levy.

Clarence Kraus motioned to adopt the anticipated 2004 highway expenditures of \$293,265.00, seconded by Marlys Welsch. Motion carried by voice vote with one nay.

The Electors discussed the wages for the Supervisor positions to be elected in April 2004. Mike Freund moved that the salaries for the two Supervisor positions remain \$1,878.50, seconded by Roger Schneider. Motion carried by a voice vote.

The Electors made the following adjustments:

- Increase Fire Protection \$23,500.00 due to error,
- Decrease Kiekhaefer Park \$2,000.00,
- Decrease Contingency Fund-Reassessment \$10,000.00,
- Decrease Contingency Fund-Smart Growth \$5,000.00.

Mike Freund motioned to establish the mile rate of \$1.25. Motion died for lack of a second. Roger Schneider motioned to establish the mil rate at \$1.295, seconded by Marlys Welsch. Motion carried by voice vote.

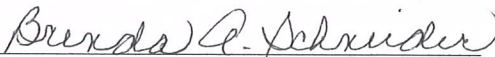
Mike Freund moved to close the Special Meeting of the Electors, seconded by Clarence Kraus. Motion carried by a voice vote.

Chairman Jerry Guelig called the meeting of the Town Board to order at 9:05 p.m.. The purpose of the meeting was for the Board to discuss and adopt the 2004 Budget.

Ann Simon motioned to adopt the 2004 Budget, seconded by Jim Bertram. Motion carried (4-0-1 absent).

Jerry Guelig motioned to adjourn, seconded by Tim Simon. Motion carried (4-0-1 absent).

Attest


Brenda A. Schneider
Town Clerk

deep.
copy.

December 8th, 2003

Special Town Board

1.

The Town Board met on Monday, December 8th, 2003, at 7:00 p.m., at the Town Hall, for a Special Meeting. Members present were Supervisors Tim Simon, Mike Wirtz and Jim Bertram. Also present was Brenda Schneider, Town Clerk. Chairman Jerry Guelig and Supervisor Ann Simon were tardy.

1. Call to order. Supervisor Tim Simon called the Special Meeting to order.
2. The Board will meet with Mike Immel, Rural Insurance, for the annual review of the Town's insurance coverage. A status report of the Town's insurance coverage was given by Mike Immel. The Town has been with Rural Insurance since 1986.
3. Adjournment of the Special Meeting. Tim Simon motioned to close the Special Meeting at 7:18 p.m., seconded by Jim Bertram. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, December 8th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the December monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the November monthly meeting were read. Jim Bertram motioned to approve the minutes, seconded by Mike Wirtz. Motion carried (5-0).

Committee Reports:

None given.

Special Orders:

None stated.

Unfinished Business:

- #1 Consideration and possible action regarding the cost of the generator and its possible use by the sanitary districts. The Districts have not made any decisions regarding the use of the Town's generator. They are considering purchasing one. Bud Sabel will take care of the electrical work needed in the Town Hall. Ann Simon motioned to table the issue to the January meeting, seconded by Tim Simon. Motion carried (5-0).
- #2 Consideration and possible approval of a Memorandum of Understanding Between the Town Board and the Clerk. Attorney John St. Peter asked that the Board table the MOU until further notice.

New Business:

- #1 Consideration and possible approval of the attachment of lands owned by Bill Schneider, Wayne Schneider and Jeff Bertram to the St. Peter Area Sanitary District. The Sanitary District Commission recommends approval of the attachments. Jerry Guelig motioned to approve the attachments, seconded by Mike Wirtz. Motion carried (5-0).
- #2 Consideration and possible action to name the cul de sac created near the intersection of Hwy. 151 and Hwy. 149. Jerry Guelig motioned to name the cul de sac "Peebles" by Jim Bertram. Motion carried (5-0).
- #3 Discussion of the Hwy. 151 and Hwy. 149 intersection. The construction was completed during construction but the DOT has not decided when the lights will be installed. The Board regarding a petition process whereby the Town Board can request the DOT to request the DOT do a study of the Hwy. 151/Hwy. 149 intersection. The speed limit be reduced, seconded by Jerry Guelig. Motion carried (5-0).
- #4 Consideration and possible action to abandon a portion of the Court. The City of Fond du Lac required a revision to the original Certified Survey Map. The City recorded the original CSM instead of the revised one. Therefore, a portion of the cul de sac was vacated and the formal action recorded with the Register of Deeds by the end of the year. Jim Bertram has submitted a petition requesting the needed vacation. Jerry Guelig motioned to schedule a meeting for Dec. 22nd, at 6:00 p.m. to consider the vacation, seconded by Jim Bertram. Motion carried (5-0).
- #5 Discuss correspondences received from the Wisconsin Dept. of Agriculture, Trade & Consumer Protection regarding Farmland Preservation. The Dept. of Ag will certify the Town's exclusive agricultural zoning ordinance text and map for 2003 only, subject to the following conditions: 1) the Town may not issue zoning certificates for any parcels identified as illegally zoned parcels in an exclusive agricultural district, and 2) the submittal of a letter from an attorney certifying that the Town has properly adopted and approved the ordinance text amendments regarding non-metallic mineral extraction and safeguard on a small minimum lot size. Representatives from the Dept. of Ag have offered to attend the January Board meeting to discuss the issues that will need to be addressed for 2004 certification. Ann Simon motioned that property rezoned to Agriculture on July 14th, 2003, will not be eligible for Farmland Preservation tax credits unless the owner was receiving the tax credits prior to July 2003, seconded by Jerry Guelig. Motion carried (5-0).
- #6 Status of sanitary district road repair. Some of the roads have been deemed substantially complete.
- #7 Review of fees for open records requests. The current fees were established by the Town Board in Jan. 2001. Ann Simon motioned to delete the \$14.00 per hour retrieval fee and charge a paper fee for anything prior to 1998. Tim Simon amended the motion to not charge the retrieval fee for the first hour then \$14.00 per hour thereafter. Tim Simon withdrew his amendment. The original motion died for lack of a second. Jerry Guelig motioned to charge \$.25 per page and \$10.00 an hour for retrieval time with the first hour at no charge, seconded by Tim Simon. Motion carried (5-0).
- #8 Status of the Vesper property. Ann Simon has visited twice. No one would answer the door.

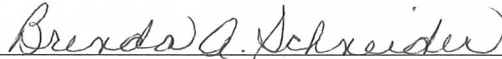
- #9 Moving Permits. Roger Koehler is moving a house from the St. Agnes area to the Village of Taycheedah. He was the first required to comply with the ordinance requirements. Bonds need to be posted.
- #10 Complaints from residents. Ann Simon rebutted statements contained within the verified complaints filed against her by Jim Rosenthal and Mike Nett. Jerry Guelig also rebutted statements contained within the verified complaint filed against him by Mike Nett. The complaints have all been filed with the Fond du Lac County District Attorney. The State Attorney General's Office will do a full investigation.
- #11 Certified Survey Maps. None were submitted.
- #12 Approval of Town bills. Jerry Guelig motioned to pay Frank Riechling \$27@hr. for lawn mowing and \$8@hr. for trimming at the Taycheedah Cemetery, seconded by Mike Wirtz. Motion carried (5-0). Jerry Guelig motioned to approve the bills as submitted (order nos. 585-658), second by Jim Bertram. Motion carried (5-0).

Public comments and questions pertaining to town business were heard.

Discussion took place regarding the status of the Fisherman's Road Boat Launch well issue, the posting of notices on the website, the legal fees incurred by the Board due to the dispute with the Clerk, and the need to repair the bulletin boards.

Jerry Guelig motioned to adjourn, seconded by Jim Bertram. Motion carried (5-0).

Attest



Brenda A. Schneider
Town Clerk

The Town Board of the Town of Taycheedah met on Monday, December 8th, 2003, at 7:30 p.m., at the Town Hall, for the purpose of conducting the December monthly meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Ann Simon and Jim Bertram, Clerk Brenda Schneider and Treasurer Roger Schneider.

The Chairman called the meeting to order. The Pledge of Allegiance was said. The minutes of the November monthly meeting were read. Jim Bertram motioned to approve the minutes, seconded by Mike Wirtz. Motion carried (5-0).

Committee Reports:

None given.

Special Orders:

None stated.

Unfinished Business:

- #1 Consideration and possible action regarding the cost of the generator and its possible use by the sanitary districts. The Districts have not made any decisions regarding the use to the Town's generator. They are considering purchasing one. Bud Sabel will take care of the electrical work needed in the Town Hall. Ann Simon motioned to table the issue to the January meeting, seconded by Tim Simon. Motion carried (5-0).
- #2 Consideration and possible approval of a Memorandum of Understanding Between the Town Board and the Clerk. Attorney John St. Peter asked that the Board table the MOU until further notice.
- New Business:**
- #1 Consideration and possible approval of the attachment of lands owned by Bill Schneider, Wayne Schneider and Jeff Bertram to the St. Peter Area Sanitary District. The Sanitary District Commission recommends approval of the attachments. Jerry Guelig motioned to approve the attachments, seconded by Mike Wirtz. Motion carried (5-0).
- #2 Consideration and possible action to name the cul de sac created near the former intersection of Hwy. 151 and Hwy. 149. Jerry Guelig motioned to name the cul de sac "Peebles Court", seconded by Jim Bertram. Motion carried (5-0).
- #3 Discussion of the Hwy. 151 and Hwy. 149 intersection. The conduit for traffic lights was laid during construction but the DOT has not decided when the lights will be installed. Bill Gius addressed the Board regarding a petition process whereby the Town Board can request the DOT do a study. Ann Simon motioned to request the DOT do a study of the Hwy. 151/Hwy. 149 intersection with a recommendation the speed limit be reduced, seconded by Jerry Guelig. Motion carried (5-0).
- #4 Consideration and possible action to abandon a portion of the cul de sac on Rosenthal Court. The City of Fond du Lac required a revision to the original Certified Survey Map. The surveyor recorded the original CSM instead of the revised one. Therefore, a portion of the cul de sac needs to be vacated and the formal action recorded with the Register of Deeds by the end of the year. Jim Rosenthal II has submitted a petition requesting the needed vacation. Jerry Guelig motioned to schedule a meeting for Dec. 22nd, at 6:00 p.m. to consider the vacation, seconded by Jim Bertram. Motion carried (5-0).
- #5 Discuss correspondences received from the Wisconsin Dept. of Agriculture, Trade & Consumer Protection regarding Farmland Preservation. The Dept. of Ag will certify the Town's exclusive agricultural zoning ordinance text and map for 2003 only, subject to the following conditions: 1) the Town may not issue zoning certificates for any parcels identified as inconsistently zoned parcels in an exclusive agricultural district, and 2) the submittal of a letter from an attorney certifying that the Town has properly adopted and approved the ordinance text amendments regarding non-metallic mineral extraction and safeguard on a small minimum lot size. It is believed that a previous Town Board illegally rezoned the parcels out of agricultural zoning. Representatives from the Dept. of Ag have offered to attend the January Board meeting to discuss the issues that will need to be addressed for 2004 certification. Ann Simon motioned that property rezoned to Agriculture on July 14th, 2003, will not be eligible for Farmland Preservation tax credits unless the owner was receiving the tax credits prior to July 2003, seconded by Jerry Guelig. Motion carried (5-0).
- #6 Status of sanitary district road repair. Some of the roads have been deemed substantially complete.
- #7 Review of fees for open records requests. The current fees were established by the Town Board in Jan. 2001. Ann Simon motioned to delete the \$14.00 per hour retrieval fee and charge a paper fee for anything prior to 1998. Tim Simon amended the motion to not charge the retrieval fee for the first hour then \$14.00 per hour thereafter. Tim Simon withdrew his amendment. The original motion died for lack of a second. Jerry Guelig motioned to charge \$.25 per page and \$10.00 an hour for retrieval time with the first hour at no charge, seconded by Tim Simon. Motion carried (5-0).
- #8 Status of the Vesper property. Ann Simon has visited twice. No one would answer the door.

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- #9 Moving Permits. Roger Koehler is moving a house from the St. Agnes area to the Village of Taycheedah. He was the first required to comply with the ordinance requirements. Bonds need to be posted.
- #10 Complaints from residents. Ann Simon rebutted statements contained within the verified complaints filed against her by Jim Rosenthal and Mike Nett. Jerry Guelig also rebutted statements contained within the verified complaint filed against him by Mike Nett. The complaints have all been filed with the Fond du Lac County District Attorney.
- #11 Certified Survey Maps. None were submitted.
- #12 Approval of Town bills. Jerry Guelig motioned to pay Frank Riechling \$27@hr. for lawn mowing and \$8@hr. for trimming at the Taycheedah Cemetery, seconded by Mike Wirtz. Motion carried (5-0). Jerry Guelig motioned to approve the bills as submitted (order nos. 585-658), second by Jim Bertram. Motion carried (5-0).

Deleted: The State Attorney General's Office will do a full investigation.

Public comments and questions pertaining to town business were heard.

Discussion took place regarding the status of the Fisherman's Road Boat Launch well issue, the posting of notices on the website, the legal fees incurred by the Board due to the dispute with the Clerk, the State Attorney General's Office will do a full investigation and the need to repair the bulletin boards.

Jerry Guelig motioned to adjourn, seconded by Jim Bertram. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk

The Town Board met on Monday, December 22nd, 2003, at 6:00 p.m., at the Town Hall, for a Special Meeting. Members present were Chairman Jerry Guelig, Supervisors Tim Simon, Mike Wirtz, Jim Bertram and Ann Simon. Also present was Brenda Schneider, Town Clerk.

1. Call to order. The Chairman called the Special Meeting to order.
2. Consideration and possible action to abandon a portion of the cul de sac on Rosenthal Court. The City of Fond du Lac required a revision to the original Certified Survey Map. The surveyor recorded the original CSM instead of the revised one. Therefore, a portion of the cul de sac needs to be vacated and the formal action recorded with the Register of Deeds by the end of the year. Jerry Guelig motioned to abandon a portion of Rosenthal Court as stated in the Resolution presented, seconded by Mike Wirtz. Motion carried (5-0).
3. Consideration and possible action regarding a drainage complaint submitted by Mark & Vicki Schaten, W4078 Park View Court. Lot owner, Mike Colla, has recently retained an excavator to create a swale along the lot line to the road ditch. Mr. Schaten is happy with what has been done. It is unknown how effective the swale will be until spring. Ann Simon motioned to review the complaint at the May monthly meeting, seconded by Mike Wirtz. Motion carried (5-0).
4. Consideration and possible adoption of a resolution certifying that the Town will not issue zoning certificated under s. 71.59, Stats., that would authorize owners of parcels referred to in the Dept. of Agriculture, Trade & Consumer Protection's Docket No. 03-71-20-040-O, Order (1)a, to receive farmland preservation tax credits under ch. 71, Stats., unless the county clearly designates those parcels as agricultural preservation areas under the county plan revision certified by the Land & Water Conservation Board. The Resolution has been reviewed by the Dept. of Ag. After considerable discussion, Jerry Guelig motioned to adopt the Resolution as presented, seconded by Mike Wirtz. Motion carried (4-1). Ann Simon voted no.
5. Discuss allowing a temporary hot blacktop mix operation. A contractor is interested in bidding on the Hwy. 149 reconstruction project. The contractor has enquired about the possibility of erecting a temporary batching plant either in one of the pits or along Hwy. 149. The Chairman will contact the contractor to inform him that he needs to locate a site and go before the Board of Appeals.
6. Adjournment of the Special Meeting. Ann Simon motioned to adjourn at 7:00 p.m., seconded by Jerry Guelig. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Town Clerk