

**TOWN BOARD
MONTHLY BOARD MEETING
JANUARY 13, 2014
7:30 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Tim Simon and Mike Wirtz. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor Bill Huck and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:30 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by Tim Simon, second by John Abler, to approve the minutes of the 12/7/13, 12/9/13, 12/30/13 meetings. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: Nothing to report.

Road Maintenance Supervisor Report:

Chairman Guelig reported that the Department used a large amount of road salt during the recent ice event.

Review the financial reports:

The 2013 year-end report will be emailed by the Treasurer to the Board members.

Approval of Town bills:

Motion by Tim Simon, second by Mike Wirtz, to approve the bills as presented (order nos. 1-62). Motion carried (5-0).

Presentation:

Mike Immel, Rural Mutual Insurance, annual review of insurance coverage.

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer.

- a. Hawk's Landing. Financial surety requested, by written notice in October, 2012, was \$103,750. A Letter of Credit in the amount of \$94,500 has been received. It was noted that the LOC fails to meet the minimum requested by the Town. Also, the Town's legal counsel supports the Town's opinion that the developer is responsible for repairs to the asphalt base and shoulders until such time as the construction is complete and accepted by the Town. The Board directed Staff to obtain a current estimate for the project, including the repairs needed and to provide written notice to the Developer, and their bank, if an increase to the amount of the bond is necessary to cover all related expenses and to re-iterate the developer's responsibility to maintain the existing surface and shoulders until such time as the construction is complete. The Board is awaiting said estimate.

New Business:

#1 Consideration and possible action regarding proposed revisions to Raven View Subdivision, which include:

- a. Removal of the drainage easement on Lot 6 and Outlot 1. The drainage easement is noted on the Final Plat recorded in the Fond du Lac County Register of Deeds Office. Lynn Mathias, County Conservationist, per letter dated December 2, 2013, is of the opinion that the drainage easement is no longer necessary, and therefore recommends the easement be vacated. Mr. Mathias' letter also addressed an agreed upon drainage swale would be provided between Lot 5 and Lot 6 that will convey drainage to the cul-de-sac and then to the storm water detention pond. Motion by Mike Wirtz, second by Clarence Kraus, to approve the request to eliminate the drainage easement on Lot 6 and Outlot 1. Motion carried (5-0).

- b. Removal of the 'no building' restriction from Lot 1. The "No Future Building Area" is noted on the Final Plat recorded in the Fond du Lac County Register of Deeds Office. Lynn Mathias, County Conservationist, per letter dated December 9, 2013, is of the opinion that the large area restricted from building was established to protect the drainage ravine. Mr. Mathias further opines that protection can be safely accomplished by creating a "Drainage Easement" 15-feet wide on each side to the centerline of the existing drainage ravine. Motion by Jerry Guelig, second by John Abler, to remove the "No Future Building Area" designation from Lot 1 and impose the recommended drainage easement. Motion carried (5-0).
- c. Removal of all walking trail easements. A document titled 'Cancellation of Trail Easement' was drafted by Attorney Ron Hammer, at the request of Robert Norris. The document was executed by Mr. Norris and recorded in the Fond du Lac County Register Deeds Office on November 1, 2013. The Town's Attorney did not advise as to the procedural accuracy of the document. Motion by Tim Simon, second by Clarence Kraus, to approve the removal of the walking trail easements, conditional upon the Town Attorney's opinion as to the validity and effect of the cancellation document. Motion carried (5-0).
- d. Authorization to convey ownership of Outlot 1 and Outlot 2 with the sale of Lot 6. Motion by Mike Wirtz, second by Jerry Guelig, to authorize the conveyance of Outlot 1 and Outlot 2 with the sale of Lot 6. Motion carried (5-0).
- e. Authorization to grant exclusive use of Outlot 1 and Outlot 2 to the owner(s) of Lot 6. This item was removed from consideration at the request of the buyers of Lot 6.
- f. Authorization of temporary driveway access to Lot 6 thru Outlot 1. Per the opinion of the Town's Attorney, this request requires an amendment to the Developer's Agreement. It was noted that amendments to the Agreement require a recommendation from the Plan Commission. The Town Board scheduled a public hearing for February 6th. Chair Guelig authorized use of Outlot 1 for temporary access in the interim.

Motion by Mike Wirtz, second by John Abler, to approve the Memorandum that formalizes Items "a" & "b" noted above, drafted by Attorney Hammer and reviewed by the Town's Attorney. Motion carried (5-0).

- #2 Review and possible adjustment to the compensation paid to sanitary district commissioners. The Board reviewed the compensation history of the three district. Motion by Tim Simon, second by Clarence Kraus, to sustain the commissioner's compensation at the current levels. Motion carried (5-0).
- #3 Consideration and possible acceptance of a donation for a basketball court at Hermanns Park. A donation of \$20,000 has been received from Hermanns Family Foundation, Inc., earmarked for a basketball court at Hermanns Park. Motion by Mike Wirtz, second by John Abler, to accept the donation. Motion carried (5-0).
- #4 Certified Survey Maps. A Certified Survey Map was received on behalf of Alphonse A Schneider & Shirley A Schneider and Schneider Investment Group, altering the size of Lot 1 to 1.849 acres and altering the size of Lot 2 to .655 acres. The CSM also cleans-up the legal description of Lot 1. The lots are located in the SE ¼ of the SE ¼ of Section 16. Motion by Jerry Guelig, second by Tim Simon, to approve the CSM as presented. Motion carried (5-0).
- #5 Schedule public hearing for Farmland Preservation Plan and the Subdivision Ordinance. The public hearing was scheduled for February 6.
- #6 Schedule a meeting with Waste Management. The Board will meet with Waste Management on February 13, 20 or 27. The date is dependent upon Waste Management's preference.
- #7 Schedule an ordinance review workshop meeting. The Board did not feel a need to schedule a workshop meeting at this time.

Public Comments and Questions Pertaining to Town Business:

The Board received praise to the road team for their snowplowing/salting efforts the past weekend. It was noted that the debris has yet to be removed from the CTH WH property.

Adjournment:

Motion by Jerry Guelig, second by Mike Wirtz, to adjourn the meeting at 8:33 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**CALUMET SANITARY DISTRICT
FOND DU LAC SANITARY DISTRICT NO. 2
JOHNSBURG SANITARY DISTRICT
TAYCHEEDAH SANITARY DISTRICT NO. 1
TAYCHEEDAH SANITARY DISTRICT NO. 3
TAYCHEEDAH TOWN BOARD
JOINT MEETING
JANUARY 23th, 2014
5:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were:

Calumet Sanitary District (CSD): Commissioners Dave Burg and Alice Lemke. Absent: President Dick Wehner.
Fond du Lac Sanitary District No. 2 (FdL#2): Absent: President Brian Balson and Commissioners Bob Giese (excused) and Tom Beltz.

Johnsburg Sanitary District (JSD): President Franz Schmitz and Commissioners Dennis Lefebber and Ken Schneider.

Taycheedah Town Board: Absent: Chairman Jerry Guelig and Supervisors Tim Simon, Clarence Kraus, John Abler and Mike Wirtz.

Taycheedah Sanitary District No. 1 (TSD#1): President Mike Nett. Absent: Commissioners Jim Voight and Dan Weber.

Taycheedah Sanitary District No. 3: President Bill Gius. Absent: Commissioners John Rickert (excused) and Mike Sabel.

Also present: Kathy Diederich, Schenck Business Solutions and Town of Taycheedah Treasurer; and Brenda Schneider, Town of Taycheedah Clerk and Recording Secretary for Johnsburg Sanitary District and Taycheedah Sanitary District No. 3.

The meeting was called to order at 5:13 p.m.

APPROVAL OF MINUTES OF THE LAST MEETING:

Motion by Bill Gius, second by Dennis Lefebber, to approve the minutes of the October 25th, 2013, meeting. Motion carried unanimously by voice vote.

FOND DU LAC 2030 SEWER SERVICE AREA PLAN UPDATE:

There was no additional contact from Joe Hoffman, East Central Wisconsin Regional Planning, during the past quarter. The Towns are in the process of re-negotiating the Boundary Agreement with the City of Fond du Lac. East Central plans to wait for the completion of the Boundary Agreement, as it is expected to impact some of the Parties' sewer service areas.

SHARED SEWER REPAIR ISSUES:

Remediation of hydrogen sulfate gas.

JSD has modified their controlled discharge station; which has significantly decreased odor issues in the Hwy 151 area.

Manhole Rehab.

No reports were given.

Other repairs.

TSD#3 reported on the recent installation of a Missions wireless alarm/monitoring system.

TSD#1 reported they were alerted to Alliant's installation of a 4" high-pressure gas line crossing over the sewer on Peebles Lane. The gas line is approximately 7' below grade. The sewer will be extended to two 10-unit apartment buildings. Alliant will send a representative to oversee the digging as it occurs. The building owner will be liable for any issues. Alliant knows they need to re-locate their gas line. TSD#1 expects Alliant will address the problem after winter.

OPERATIONS & MAINTENANCE AGREEMENTS:

Discuss Agreements:

TSD#1 reported that the draft revised Agreements are complete. President Nett will see to their immediate release to all Parties.

Review Quarterly billings:

Kathy Diederich reviewed TSD#1 O&M bills.

2013-4th qt. O&M bills to be included in the cost-share:

- Maintenance and inspection time logs as revised for cost-share purposes.
- Olsen Safety Equip float probe location-n/a \$90.24

Kathy noted there is more information that will be distributed to the Parties.

CLEARWATER INSPECTIONS:

JSD had nothing to report at this time.

TSD#1 has recently completed a few lateral repairs. One of the leaks was estimated to be 5-gallons per minute.

CSD plans to do televising in the spring to monitor laterals. They also plan to raise a few manholes on Gulig Road. The surface water will be re-routed away from the manholes.

TSD#3 had nothing to report at this time.

Kathy Diederich was excused at this time.

OSG EXECUTIVE COMMITTEE REPORT:

All the Parties have approved the amendment to the Fond du Lac Area Wastewater Agreement, with the exception of CSD. The amendment applies to the costs of major repairs. Currently, all Parties cost-share these expenses regardless of the location of the repair. Once the amendment is finalized, only the affected Parties will cost-share the repair expenses. CSD is in the process of checking with their insurance company.

PUBLIC COMMENT:

None presented.

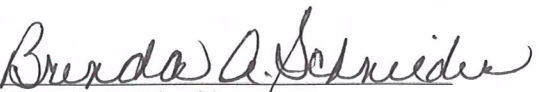
SCHEDULE THE NEXT MEETINGS:

Thursday, April 24th, 2014
Thursday, July 24th, 2014
Thursday, Oct. 23rd, 2014
Thursday, Jan. 22nd, 2015

TSD#1 will provide refreshments
CSD will provide refreshments
JSD will provide refreshments
TSD#3 will provide refreshments

ADJOURNMENT:

Motion by Mike Nett, second by Bill Gius, to adjourn at 5:49 p.m. Motion carried unanimously by voice vote.

Attest: 
Brenda A. Schneider
Town of Taycheedah Clerk

**TOWN BOARD
SPECIAL BUSINESS MEETING
RAVEN VIEW SUBDIVISION
AMEND DEVELOPER'S AGREEMENT
FEBRUARY 6th, 2014
IMMEDIATELY FOLLOWING THE PLAN COMMISSION PUBLIC HEARING
TAYCHEEDAH TOWN HALL**

The Town Board of the Town of Taycheedah met on Thursday, February 6th, 2014, immediately following the Plan Commission Public Hearing, at the Taycheedah Town Hall. Members present were: Chairman Jerry Guelig, and Supervisors John Abler, Clarence Kraus, Tim Simon and Mike Wirtz. Also present were Clerk Brenda Schneider; Jasen & Heidi Anhalt; and Tom Schaefer, representing Adashun Jones/Signature Homes.

Chairman Guelig called the meeting to order at 6:12 pm.

The Plan Commission conducted a public hearing on February 6th, 2014. The Plan Commission formally resolved to recommend the Town Board approve the amendment to the Developer's Agreement to allow Jasen & Heidi Anhalt to construct a temporary private driveway on Outlot 1.

Motion by Clarence Kraus, second by Mike Wirtz, to approve the amendment to the Developer's Agreement, under the conditions delineated in the written Amendment draft by the Town's attorney, with the exception of deleting Item #2, Construction Manner and Methods; and removing 'by the earlier of ----[date]' from Item #3, Removal of Driveway. Motion carried (5-0).

Motion by Clarence Kraus, second by Jerry Guelig, to adjourn the Special Business Meeting at 6:17 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider
Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
FEBRUARY 10, 2014
7:30 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Tim Simon and Mike Wirtz. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:30 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Mike Wirtz, to approve the minutes of the 1/13/14 meeting. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: Nothing to report.

Road Maintenance Supervisor Report:

Chairman Guelig reported that the Department has a safe amount of salt on-hand.

Review the financial reports:

The December 2013 and January 2014 financial reports were reviewed. Ms. Diederich reported that the Reassessment CD was renewed at a rate of 0.4%, and that the short-term loan for road improvements will be paid-off on March 3rd.

Approval of Town bills:

Motion by Jerry Guelig, second by John Abler, to approve the bills as presented (order nos. 63-113). Motion carried (5-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer.

- a. Hawk's Landing. Financial surety requested, by written notice in October, 2012, was \$103,750. A Letter of Credit in the amount of \$94,500 has been received. It was noted that the LOC fails to meet the minimum requested by the Town. Also, the Town's legal counsel supports the Town's opinion that the developer is responsible for repairs to the asphalt base and shoulders until such time as the construction is complete and accepted by the Town. The Board directed Staff to obtain a current estimate for the project, including the repairs needed and to provide written notice to the Developer, and their bank, if an increase to the amount of the bond is necessary to cover all related expenses and to re-iterate the developer's responsibility to maintain the existing surface and shoulders until such time as the construction is complete. The Board is awaiting said estimate.

#2 Status and possible action regarding the complaint pertaining to an obstructed watercourse filed by Anthony Kohlman, Jeff Bord and Bill Engel. Chairman Guelig announced that the Town's attorney and the Birschbach's are communicating to identify solutions that would address the problems being experienced by the upstream property owners without pulling the Town into expensive litigation. The Town has fulfilled the extensive open records request submitted by Birschbach's attorney.

New Business:

#1 Consideration and possible approval of a Blasting Permit for quarry operation, requested by Evenson Construction Company, Inc. It was noted that the Town needs to be added as an additional insured on Evenson's Certificate of Insurance. Motion by Jerry Guelig, second by Clarence Kraus, to approve the permit as requested. Motion carried (5-0).

- #2 Consideration and possible approval of 2014 Edge the Ledge Adventure Race, requested by DuTriRun. Jamie Schnurer, DuTriRun, submitted a written request for approval of the 2014 event. DuTriRun indicated they would limit participation to 800, provide a cash deposit of \$5,000, provide a \$5,000 donation to the Town for park improvements, prohibit parking on the grass, reduce the number of obstacles, only use four-wheelers in the Park, and would not provide alcohol. Motion by John Abler, second by Mike Wirtz, to deny any Edge of the Ledge event during 2014. Motion carried (5-0).
- #3 Consideration and possible acceptance of the American Red Cross Shelter Agreement. It was noted that use of the facility by Red Cross as a shelter can be denied if the Town needs the facility as an Emergency Operations Center. Motion by Mike Wirtz, second by John Abler, to approve the Agreement. Motion carried (5-0).
- #4 Discuss the status of the Fisherman's Cover, N9176 Hwy. 151. The Deferred Agreement for demolition of the building expires March 12, 2014. The Letter of Credit expires May 4, 2014. No action was taken. The matter will be considered during the March meeting.
- #5 Certified Survey Maps. A Certified Survey Map was received on behalf of Bruce Hanson & Carol Pollnac, altering four parcels into two lots. Lot 1, consists of 5.58, and Lot 2 consists of 7.67 acres. The lots are located in the SW ¼ of the NW ¼ and the NW ¼ of the SW ¼ of Section 16. Motion by Jerry Guelig, second by Tim Simon, to approve the CSM as presented. Motion carried (5-0).
- #6 Schedule a meeting with Fisherman's Road Fishing Club. The Board will meet with the Fishing Club to discuss establishing a launch fee on March 3rd, at 6:00 p.m.
- #7 Schedule a meeting regarding the construction of Schuster Lane. The Board will meet with John Wehner, at his request, on March 24th at 7:00 p.m., to discuss the construction of Schuster Lane.

Public Comments and Questions Pertaining to Town Business:

The Board heard comments regarding obstructed watercourse and it was noted that the debris has yet to be removed from the CTH WH property.

Adjournment:

Motion by Jerry Guelig, second by Mike Wirtz, to adjourn the meeting at 8:10 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**TOWN BOARD
SPECIAL BOARD MEETING
FEBRUARY 20, 2014
5:00 P.M.
TAYCHEEDAH TOWN HALL**

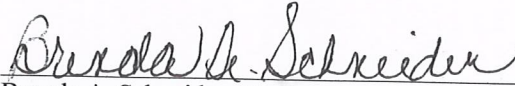
Members present were Chairman Jerry Guelig, Supervisors John Abler and Clarence Kraus. Excused were Supervisors Tim Simon and Mike Wirtz. Also present was Clerk Brenda Schneider.

1. Call to order. Chairman Guelig called the meeting to order at 5:06 p.m.
2. The Town Board will meet with representative of Waste Management to review the Town's Agreement for Municipal Waste Collection and Disposal. Representatives present were: Heather Hadel, Route Manager; Tony Knoeck-Municipal Sales Representative; and Jason Burns-Hall, District Manager.

The Board expressed concerns regarding numerous service complaints received from residents during 2013, particularly mid-summer and beyond.

The Waste Management Team's responses were as follows:

 - Taycheedah had the same driver for more than 10 years. He no longer drives truck.
 - WM struggled significantly with staffing truck drivers. By last July, WM was short three drivers for the Taycheedah Thursday route. Drivers were brought in from other WM locations to fill-in.
 - January 2014, some route schedules were changed to create consistency with the number of drivers available for each day.
 - The Taycheedah routes take 10-11 hours each day.
 - Drivers are prohibited from taking vacation during Taycheedah bulky week.
 - WM plans to update the trucks with auto side-load trucks in the hopes of alleviating driver turn-over and improve efficiency.
 - During 2013, various managers left the Fond du Lac Office. The office, typically staffed with four managers, was operating with one manager. A new District Manager arrived in July.
 - All trucks are dispatched out of the Germantown office. The Fond du Lac office reports any service issues or delays to the Germantown office; which then posts a notice on their website. If residents call the 1-800 number, they would be advised of the delay if they identify themselves as Town of Taycheedah residents. The Town will consider some type of public awareness campaign.
 - WM is taking steps to improve service to the Town of Taycheedah.
3. Adjournment. Motion by Jerry Guelig, second by John Abler, to adjourn the Special Business Meeting at 5:56 pm. Motion carried (3-0).


Brenda A. Schneider, Clerk

**TOWN BOARD
SPECIAL BOARD MEETING
MARCH 3, 2014
6:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present: Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Tim Simon and Mike Wirtz.
Also present: Clerk Brenda Schneider and several officers and members of the Fisherman's Road Fishing Club.

1. Call to order. Chairman Guelig called the meeting to order at 6:00 p.m.
2. Consideration and possible establishment of a Fisherman's Road Boat Launch fee.

Ken Steffes, President of Club, entered the following comments:

- The Club realizes the annual \$800 donation does not cover the costs of maintaining the bathroom facility.
- Club members work as a team.
- Boaters use the launch nearest the area where the fish are biting, regardless of the cost to launch.
- Some entities have established a boat parking fee.
- The Club membership is \$10 annually. In 2013, the Club had 1,440 members.
- The Club removed zebra mussels early this past winter, at their expense. It was noted that the Town was not aware of this activity; therefore, a DNR permit was not obtained by the Town.
- The bathroom facility needs major repairs or complete replacement.

Chairman Guelig consulted with the Town Attorney regarding entering into a lease with the Club. Per the attorney:

- The Town can enter into a lease without elector approval.
- The Town would retain ownership.
- The Town would not be required to solicit bids for a leasee.
- The lease would describe Club responsibilities, and set a duration and conditions of termination.
- The Club would be required to provide the Town a certification of insurance and name the Town as an additional insured.
- It was noted that the Club would not have the authority to stop anyone from using the launch if he/she is not a member.

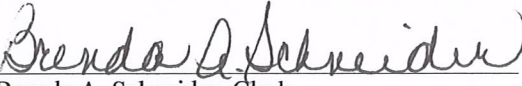
Mike Wirtz departed at this time. He noted that he would like to see a solution that benefits both the Town and the Club.

Club officers and members added the following comments and questions:

- The Club has begun researching the cost of a dumpster on site. They plan to secure it from public use.
- The Club is non-profit. They don't expect to raise their membership fee for this year due to the fact that their membership renewal letters have been sent. The letter states membership fee of \$10. Their current fee is just enough to cover their expenses.
- The Club acknowledged that there is an assumption amongst boaters that they need to be a member of the Club in order to launch on the Town's site.
- The Club enforces membership amongst the users by placing membership envelopes on vehicles that don't display the Club's yearly membership sticker.
- The Club could solicit donations and labor for the construction of a new bathroom.

Motion by Jerry Guelig, second by Tim Simon, to negotiate a lease of the Fisherman's Road Boat Launch to the Fisherman's Road Fishing Club, for a term of 10 years at \$1 per year. The Chairman did not call the motion. The Chairman announced that two Board members and two members of the Club will meet with the Town's Attorney to negotiate the details of the lease.

3. Adjournment. Motion by Jerry Guelig, second by Tim Simon, to adjourn the Special Business Meeting at 6:56 pm. Motion carried (5-0).


Brenda A. Schneider, Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
MARCH 10, 2014
7:30 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Tim Simon and Mike Wirtz. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:30 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by Mike Wirtz, second by John Abler, to approve the minutes of the 2/6/14 and 2/10/14 meetings. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: Nothing to report. It was noted that the bridle trails should be closed until soil conditions are dry.

Road Maintenance Supervisor Report:

It was reported that the men's bathroom was painted and a false ceiling installed by the Department since the last meeting.

Review the financial reports:

The February 2014 financial report was reviewed. Ms. Diederich reported that tax collection and settlements have been completed and that the short-term loan for road improvements has been paid.

Approval of Town bills:

Motion by Clarence Kraus, second by John Abler, to approve the bills as presented (order nos. 114-170), with the exception of #154 (duplicate). Motion carried (5-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer.

- a. Hawk's Landing. Financial surety requested, by written notice in October, 2012, was \$103,750. A Letter of Credit in the amount of \$94,500 has been received. It was noted that the LOC fails to meet the minimum requested by the Town. Also, the Town's legal counsel supports the Town's opinion that the developer is responsible for repairs to the asphalt base and shoulders until such time as the construction is complete and accepted by the Town. The Board directed Staff to obtain a current estimate for the project, including the repairs needed and to provide written notice to the Developer, and their bank, if an increase to the amount of the bond is necessary to cover all related expenses and to re-iterate the developer's responsibility to maintain the existing surface and shoulders until such time as the construction is complete. The Board is awaiting said estimate.

#2 Status and possible action regarding the complaint pertaining to an obstructed watercourse filed by Anthony Kohlman, Jeff Bord and Bill Engel. Chairman Guelig reported that the DNR has opined that the watercourse is not natural from the Birschbach pond and upstream. The DNR has also informed the Town that there may be an obstruction at the east end of the pond. The DNR will investigate the alleged obstruction. Under the circumstances, the Town Board will delay further action until the DNR completed its' investigation.

New Business:

#1 Consideration and possible approval of a request to temporarily block certain town road intersections along Winnebago Drive and Hwy 151 on May 25th, 2012, for "Salute the Troops" annual half-marathon. Motion by John Abler, second by Clarence Kraus, to approve the request. Motion carried (5-0).

- #2 Consideration and possible acceptance of a lease for the Fisherman's Road Boat Launch to the Fisherman's Road Fishing Club. Motion by Jerry Guelig, second by Tim Simon, to authorize staff to compile a lease for the Fisherman's Road Boat Launch to the Fisherman's Road Fishing Club, for a term of 10 years at \$1 per year, contingent upon acceptance by the Club's membership, and contingent upon the detailed conditions yet to be established. Motion carried (5-0).
- #3 Discuss the status of the Fisherman's Cover, N9176 Hwy. 151. The Deferred Agreement for demolition of the building expires March 12, 2014. The building was demolished the weekend of February 14th. The materials that remained at the site were burned in the basement. The basement has not yet been filled. The Demolish Order states demolish is to be done to the satisfaction of the Board. Chairman Guelig will contact the owner. It was noted that the Letter of Credit expires May 4, 2014. No action was taken. The matter will be further discussed during the April meeting.
- #4 Review and possible approval of 2013 MS4 Stormwater Annual Report. Motion by Mike Wirtz, second by John Abler, to accept the Report and file it with the DNR. Motion carried (5-0).
- #5 Certified Survey Maps. None were presented.
- #6 Schedule annual road inspection meeting. The Board will meet for the annual road inspection meeting on Thursday, April 10, at 7:00 a.m.

Public Comments and Questions Pertaining to Town Business:

The Board heard comments and questions regarding the application of the Town's Maintenance of Natural and Man-Made Surface Drainage Ways to the watercourse complaint (Unfinished Business-Item #2).

Supervisor Wirtz reported that the Mt. Calvary Ambulance Service is planning a public awareness, education and recruitment event, to be conducted in May, at the Town Hall.

Adjournment:

Motion by Jerry Guelig, second by John Abler, to adjourn the meeting at 8:22 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**TOWN BOARD
SPECIAL BOARD MEETING
MARCH 24, 2014
6:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present: Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Tim Simon and Mike Wirtz.
Also present: Clerk Brenda Schneider, Road Maintenance Supervisor Mike Sabel and Constable Bill Gius.

1. Call to order. Chairman Guelig called the meeting to order at 6:00 p.m.
2. The Town Board will meet with John Wehner to discuss the construction of Schuster Lane. John Wehner was in attendance.

Mr. Wehner is building two single-family homes on Schuster Lane to the east of Billene Drive. The road construction was never completed by the original developer.

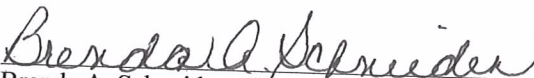
Mr. Wehner's comments were as follows:

- He has an estimate of \$31,045 from Fond du Lac County for the completion of the road construction (approximately 650 feet).
- He proposes to pay half of the cost for asphalt and shouldering from Billene Drive to the sanitary sewer lift station. He also proposes that the Town pay for the cost to replace the gravel base that was removed during sewer construction.
- Schuster Lane was established as a town road.
- He feels he is no longer the developer.
- The north side of the gravel bed was removed during sanitary sewer construction.
- The gravel base was installed in the 70s.
- The base is contaminated by weed growth.
- Two culverts have been placed along the north side of the gravel bed and permits have been issued for two garages.
- He gave up three easements for nothing but public benefit. He noted that everyone uses the road.
- Power and tv have been extended to the end of Schuster Lane.
- He asked that his project be included under the Town's contract.

Board members' comments were as follows:

- The sanitary district was responsible to return all roads to pre-construction condition.
- The sanitary district's understanding was that Schuster Lane was returned to a gravel road.
- The Town doesn't pay for initial blacktopping.
- The road can stay a gravel road.
- The Town have been plowing a portion of the road due to needed access to the sewer lift station.
- Homes were not previously built on Schuster Lane east due to a complaint about a drainage issue. As a result, the Town Board at the time denied building permits. The drainage issue has long since been resolved by the construction of a couple of ponds in the area.
- A cul de sac will need to be built at the end of the road.
- John Niemeier was the original developer. He abandoned plans to complete the development. Wehner inherited the problem upon purchase of the property. It is believed Niemeier never provided a bond or a letter of credit for the construction of the road.
- The difference between a dedicated right-of-way and an accepted road were explained.
- The Board believes the sanitary district may be responsible for the replacement of the gravel bed.
- The Town Board will perform a site visit during their upcoming annual road inspection meeting.
- Mike Sabel added that the sanitary district engineering firm's inspector did not do their job; the contractor did not do his job; the sanitary commission was not aware of the issue; and the property owner did not bring a claim regarding the missing gravel base.
- The Town will perform some borings to determine the depth of the gravel.

3. Adjournment. Motion by Jerry Guelig, second by Mike Wirtz, to adjourn the Special Business Meeting at 6:48 pm. Motion carried (5-0).


Brenda A. Schneider, Clerk

**TOWN BOARD
SPECIAL BOARD MEETING
APRIL 10, 2014
7:00 A.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus and Tim Simon; and Road Supervisor Mike Sabel. Excused was Supervisor Mike Wirtz.

The Town Board of the Town of Taycheedah met for a special meeting for the purpose of conducting the annual road/ditch inspection to determine road repair and ditch projects for the year. The Clerk Brenda Schneider was not in attendance. Mike Sabel took notes.

The group toured the Town to inspect numerous roads and ditches. Supervisor Tim Simon departed at 8:00 a.m.

The following is the 2014 project list for roadwork that will be bid:

Pulverize & Pave 2.0" Binder with 1.5" finish coat

- | | | |
|----------------------|----------------------------------|-----------------------------------|
| 1. Golf Course Drive | Hwy 151 to Cty. UU | <i>Approximately 6,600' x 20'</i> |
| 2. Bittersweet Court | Bittersweet Lane thru cul de sac | <i>Approximately 420' x 20'</i> |

Add 4" gravel, Pulverize & Pave 2.0" Binder with 1.5" finish coat

- | | | |
|-----------------------|--------------------|-----------------------------------|
| 1. Welling Beach Road | Hwy 151 to termini | <i>Approximately 2,400' x 20'</i> |
|-----------------------|--------------------|-----------------------------------|

1.5" Overlay

- | | | |
|---------------------|-----------------------------------|-----------------------------------|
| 1. Ledge Road | W2699 east to 7 Hills Road | <i>Approximately 2,600' x 20'</i> |
| 2. Cody Road | Tower Road west to recent overlay | <i>Approximately 2,000' x 20'</i> |
| 3. Cody Road | W3611 east to recent overlay | <i>Approximately 1,050' x 20'</i> |
| 4. Sandy Beach Road | N7705 thence north | <i>Approximately 180' x 20'</i> |

Pave 2" Binder with 1.5" finish coat

- | | | |
|------------------|---------------------------|---------------------------------|
| 1. Schuster Lane | Billene Drive thence east | <i>Approximately 410' x 20'</i> |
|------------------|---------------------------|---------------------------------|

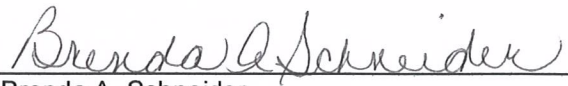
Wedges

- | | |
|-------------------------|--|
| 1. Peebles Lane (North) | Area 1-mill two butt joints-1.5' overlay- <i>approximately 30' x 20'</i> |
| | Area 2-mill two butt joints-1.5" overlay- <i>approximately 30' x 20'</i> |

Slurry Seal

- | | |
|--------------|-------------------|
| 1. Town Hall | upper parking lot |
|--------------|-------------------|

Chairman Guelig declared the meeting adjourned at 9:47 am.


Brenda A. Schneider
Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
APRIL 14, 2014
7:30 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus and Tim Simon. Excused- Supervisor Mike Wirtz. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Constable Bill Gius, Assessor Bill Huck and Road Maintenance Supervisor Mike Sabel.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:30 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Clarence Kraus, to approve the minutes of the 3/10/14 meeting. Motion carried (4-0).

Committee Reports:

Park & Rec Committee: A Friends of Kiekhaefer Park meeting was held last week by Chairman Jewett.

Road Maintenance Supervisor Report:

Mike Nett reported that the air release valve in a manhole on Brookhaven Beach is malfunctioning. The entire bell-section was shifted about 3 inches. It appears the snowplow hit it.

Review the financial reports:

The March 2014 financial report was reviewed.

Approval of Town bills:

Motion by Jerry Guelig, second by John Abler, to approve the bills as presented (order nos. 171-238). Motion carried (4-0).

Unfinished Business:

- #1 Discuss road construction projects yet to be completed by the developer.
- a. Hawk's Landing. Financial surety requested, by written notice in October, 2012, was \$103,750. A Letter of Credit in the amount of \$94,500 was received on or about August 15, 2013. It was noted that the LOC fails to meet the minimum requested by the Town. Also, the Town's legal counsel supports the Town's opinion that the developer is responsible for repairs to the asphalt base and shoulders until such time as the construction is complete and accepted by the Town. The Board directed Staff to obtain a current estimate for the project, including the repairs needed and to provide written notice to the Developer, and their bank, if an increase to the amount of the bond is necessary to cover all related expenses and to re-iterate the developer's responsibility to maintain the existing surface and shoulders until such time as the construction is complete. An estimate was received from Northeast Asphalt. The repair work is \$20,000 and the finish coat and shouldering is \$84,660, for a total of \$104,660. The Board took no action.
- #2 Status and possible action regarding the complaint pertaining to an obstructed watercourse filed by Anthony Kohlman, Jeff Bord and Bill Engel. Chairman Guelig reported the Board's ability to enforce the Town's ordinance is questionable. Guelig also noted that the Board has postponed any further involvement until the DNR investigates an alleged obstruction.
- #3 Discuss the status of the razing of the Fisherman's Cove, N9176 Hwy. 151. The Deferred Agreement for demolition of the building expired March 12, 2014. The building was demolished the weekend of February 14th. The materials that remained at the site were burned in the basement. The basement has not yet been filled. The Demolish Order states demolish is to be done to the satisfaction of the Board. Chairman Guelig has not yet made contact with the owner. It was noted that the Letter of Credit expires May 4, 2014. The Town Board will meet for a special meeting on Monday, April 28th.

New Business:

- #1 Consideration and possible approval of a 6-month Class B Beer License application submitted by St. Peter Athletic Club, Inc. Motion by Clarence Kraus, second by John Abler, to approve the license as request. Motion carried (4-0).
- #2 Consideration and possible approval of a 6-month Class B Beer License application submitted by Johnsbury Athletic Club, Inc. Motion by John Abler, second by Tim Simon, to approve the license as request. Motion carried (4-0).
- #3 Review road projects not completed by the developer. The following road projects are not yet complete:
- | | | |
|------------------------|--------------------------------------|---|
| *Hawk's Landing | base repair, final coat, shouldering | 2014 est. \$104,660
Letter of Credit expires 8/15/14 |
| *Raven View Estates | both layers of asphalt, shouldering | 2012 est. \$75,000
Letter of Credit expires 11/1/14 |
| *Sand Hill Ridge | base repair, final coat, shouldering | 2012 est. \$70,000
Letter of Credit expires 9/11/14 |
| *Sandy Beach Bus. Park | final coat, shouldering | 2012 est. \$150,000
Letter of Credit expires 11/1/14 |
| *Windward Estates | base repair, final coat, shouldering | 2012 est. 130,000
Letter of Credit expires 12/1/14 |
- A letter will be sent to the developers regarding the completion of the above noted projects during the 2014 season.
- #4 Consideration and possible acceptance of a proposal to replace the storage shed roof. Mike Sabel had a verbal quote from Leon of \$3,765, and a written quote from Wirtz Bros. Construction of \$3,152. Motion by John Abler, second by Tim Simon, to accept the Wirtz Bros. Construction proposal. Motion carried (4-0).
- #5 Consideration and possible acceptance of a proposal to replace 8 windows and retrofit panic bar on the main door of the Town Hall. A proposal from Wirtz Bros Construction for the replacement of windows was received. Action was postponed on the window project pending additional quotes. Jackson Glass submitted a proposal for the retrofitting of the panic bars on the main door of the Town Hall. Motion by Jerry Guelig, second by Clarence Kraus, to accept Jackson Glass' proposal of \$1,478.00 for the panic bars. Motion carried (4-0).
- #6 Consideration and possible authorization to purchase a riding lawn mower. Mike Sabel obtained quotes from Ballweg, Riesterer & Schnell and Fred's Fastrak for a mower on a 5-year lease. Sabel was instructed to obtain a quote from Schrage Bros.
- #7 Appointment of Plan Commission members. Chairman Guelig was not able to contact all the current members. The appointments will be made during the May meeting.
- #8 Appointment of Park & Rec Committee members. Chairman Guelig was not able to contact all the current members. The appointments will be made during the May meeting.
- #9 Certified Survey Maps. A Certified Survey Map was received on behalf of R.A.M. Investments, LLC, altering Lot 11 in Sandy Beach Business Park into three lots. Lot 1, consists of 0.571 acres, Lot 2 consists of 0.737 acres, and Lot 3 consists of 0.692 acres. The lots are located in the fractional NE ¼ of Section 31. Motion by Tim Simon, second by Clarence Kraus, to approve the CSM as presented. Motion carried (4-0).

Public Comments and Questions Pertaining to Town Business:

The Board heard comments and questions regarding the use of a trust account in lieu of requiring the renewal of letters of credit, the removal of trash at a CTH WH location, the maintenance of the drainage ditch on Deadwood Point Road, the status of the county-wide high speed internet project, private asphalt driveway damage in a subdivision yet to have the finish cost laid on the public road, the posting of a dip sign on Church Road and Mercury's 75th Anniversary.

Adjournment:

Motion by Jerry Guelig, second by Tim Simon, to adjourn the meeting at 8:50 p.m. Motion carried (4-0).

Attest.


Brenda A. Schneider, Clerk

**CALUMET SANITARY DISTRICT
FOND DU LAC SANITARY DISTRICT NO. 2
JOHNSBURG SANITARY DISTRICT
TAYCHEEDAH SANITARY DISTRICT NO. 1
TAYCHEEDAH SANITARY DISTRICT NO. 3
TAYCHEEDAH TOWN BOARD
JOINT MEETING
APRIL 24th, 2014
5:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were:

Calumet Sanitary District (CSD): Commissioners Dave Burg and Alice Lemke. Absent: President Dick Wehner.
Fond du Lac Sanitary District No. 2 (FdL#2): Commissioner Bob Giese. Absent: President Brian Balson and Commissioner and Tom Beltz.
Johnsburg Sanitary District (JSD): President Franz Schmitz and Commissioners Dennis Lefebber and Ken Schneider.
Taycheedah Town Board: Absent: Chairman Jerry Guelig and Supervisors Tim Simon, Clarence Kraus, John Abler and Jim Rosenthal.
Taycheedah Sanitary District No. 1 (TSD#1): President Mike Nett and Commissioner Jim Voight. Absent: Commissioner Dan Weber.
Taycheedah Sanitary District No. 3: President Bill Gius and Commissioner John Rickert. Absent: Commissioner Mike Sabel.

Also present: Kathy Diederich, Schenck Business Solutions and Town of Taycheedah Treasurer; Brenda Schneider, Town of Taycheedah Clerk and Recording Secretary for Johnsburg Sanitary District and Taycheedah Sanitary District No. 3; and, Ron Cunzenheim, REC Engineering and Staff Engineer for the OSG.

The meeting was called to order at 5:06 p.m.

APPROVAL OF MINUTES OF THE LAST MEETING:

Motion by Franz Schmitz, second by John Rickert, to approve the minutes of the January 23rd, 2014, meeting. Motion carried unanimously by voice vote.

FOND DU LAC 2030 SEWER SERVICE AREA PLAN UPDATE:

There was no additional contact from Joe Hoffman, East Central Wisconsin Regional Planning, during the past quarter. The Towns are in the process of re-negotiating the Boundary Agreement with the City of Fond du Lac. East Central plans to wait for the completion of the Boundary Agreement, as it is expected to impact some of the Parties' sewer service areas.

OSG EXECUTIVE COMMITTEE REPORT:

Ron Cunzenheim reported on the CMOM requirements that will affect all parties using the City of Fond du Lac Treatment Plant. A copy of the City's DNR permit was distributed to all districts.

Capacity Management Operation Maintenance (CMOM) requires each district to adopt an official map, compile capacity assurance documents, compile a CMOM Manual and develop emergency response plans. The current deadline for this work is mid-2016.

Cunzenheim has compiled the capacity assurance documents for the most of the OSG members. He has also developed a template for a manual.

Ron departed at this time.

SHARED SEWER REPAIR ISSUES:

Emergency Bypass Dumping.

JSD requested CSD bypass dump directly into TSD#1. JSD noted that dumping into their system artificially inflates their flows. TSD#1 agreed to this change in the spirit of cooperation in the event of an emergency.

JSD reported there was an unauthorized dump of approximately 5,000 gallons on April 1, 2014, at 3:10 a.m. The County Sheriff's Dept and the County Code Enforcement Dept have been notified.

Other repairs.

TSD#1 reported that a week ago, during heavy rains, the air-release valve on the high-end of the force main located south of the Gladstone lift station malfunctioned. The valve was recently replaced.

Bob Giese departed at this time.

OPERATIONS & MAINTENANCE AGREEMENTS:

Discuss Agreements:

TSD#1 reported that the draft revised Agreements are complete. President Nett reported that amendments were made with the goal of creating a common agreement to replace three very different agreements. The Parties are awaiting the requested redline/strikeout versions.

Review Quarterly billings:

Kathy Diederich reviewed TSD#1 O&M bills.

2013-4th qt. O&M bills to be included in the cost-share (items omitted from a previous meeting):

- | | | |
|--------------------------|----------------------------------|------------|
| • Dept of Transportation | hwy. project manhole adjustments | \$7,003.38 |
| • Energences | 2014 Service Agreement | \$3,995.00 |

2014-1st qt. O&M bills to be included in the cost-share:

- | | | |
|---|-----------------------------------|------------|
| • Reviewed payroll for maintenance and inspection employees | | |
| • Energences | supplies | \$183.20 |
| • Total Energy | Winnebago Dr-replace block heater | \$751.00 |
| • Total Energy | Gladstone-oil problems | \$5,588.61 |

CLEARWATER INSPECTIONS:

TSD#3 will continue their current policy of inspected 20% of the homes per year.

JSD also plans to continue their current policy of inspected 20% of the homes per year.

TSD#1 plans to start home inspections this year.

CSD has started televising their system. Great Lakes is doing the work. They want to start doing home inspections in the near future.

PUBLIC COMMENT:

None presented.

SCHEDULE THE NEXT MEETINGS:

Thursday, July 24th, 2014

Thursday, Oct. 23rd, 2014

Thursday, Jan. 22nd, 2015

CSD will provide refreshments

JSD will provide refreshments

TSD#3 will provide refreshments

ADJOURNMENT:

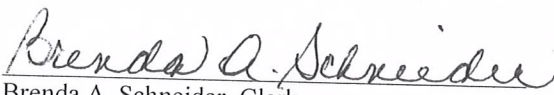
Motion by Bill Gius, second by John Rickert, to adjourn at 6:32 p.m. Motion carried unanimously by voice vote.

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

**TOWN BOARD
SPECIAL BOARD MEETING
APRIL 28, 2014
6:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present: Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon.
Also present: Clerk Brenda Schneider and Constable Bill Gius.

1. Call to order. Chairman Guelig called the meeting to order at 6:01 p.m.
2. Consideration and possible approval of a Lease for the operation of the Fisherman's Road Boat Landing with the Fisherman's Road Fishing Club. The draft Lease was received today. There was brief discussion regarding increasing the payment to the Town from \$1 annually to \$100 monthly. The leased area needs to be corrected and the ordinance stipulation regarding hours of operation and the storing of fish shanties will be added. The Board will further consider the Lease during their May 12th, 2014, Board meeting.
3. Consideration and possible extension of the Resolution Authorizing Repair of Fisherman's Cove Building or consideration and possible authorization to pursue invoking the Letter of Credit to complete restoration of the site. Bryan Perl was in attendance. The Deferred Agreement for the demolition of the building expired 3/12/14 and the Letter of Credit held by the Town will expire 5/4/14. The building was demolished on or about February 14, 2014. The materials that remained at the site were burned in the basement. The basement has yet to be filled. Bryan Perl informed the Board that he is negotiating with a potential buyer. The party interested in the property plans to build a gas station, bait shop and diner. The most recent counter-offer states buyer would take care of filling the basement.
Mr. Perl was directed to remove the cement block with a level at least 2 feet below grade, cap the sewer lateral and fill the basement. Perl will use the building's concrete material for fill.
Motion by John Abler, second by Jim Rosenthal, to direct Bryan Perl to complete the remediation of the site, as discussed, or renew the Letter of Credit, by 8:00 a.m., Thursday, May 1st. If Perl fails the follow-thru on the directive, the Town will invoke the entire Letter of Credit, in the amount of \$28,000, and draw on the funds by the end of business on May 2nd. The funds will be used to complete the remediation to the satisfaction of the Board, reimburse the Town for all related past legal expenses, with the balance remaining to be refunded to Bryan Perl upon completion of the remediation. Motion carried (5-0).
4. Consideration and possible action to enter into Closed Session, pursuant to Wis. Stats. 19.85(1)(g), Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Subject: Open records request for legal correspondence. Motion by Jerry Guelig, second by Jim Rosenthal, to enter into closed session, pursuant to Wis. Stats. 19.85(1)(g), at 6:49 p.m. Motion carried (4-1). Nay-Tim Simon.
5. Adjournment. Motion by Jim Rosenthal, second by Clarence Kraus, to adjourn the Special Business Meeting at 7:04 pm. Motion carried (5-0).


Brenda A. Schneider, Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
MAY 12, 2014
7:30 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Assessor William Huck, and Road Maintenance Supervisor Mike Sabel. Excused-Treasurer Kathy Diederich.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:30 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Tim Simon, to approve the minutes of the 3/3/14, 3/24/14, 4/10/14, 4/14/14 and 4/28/14 meetings, with a correction to the minutes of the 4/28/14 meeting to note the suggestion that the Town lease the boat launch to the Fisherman's Road Fishing Club for \$100 per month. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: A Friends of Kiekhaefer Park meeting was held in April. The Committee intends to organize volunteer work and capture/document the history of the Kiekhaefer Park.

A Committee meeting was held last week. The Committee acknowledged the \$20,000 donation to Hermanns Park for a basketball court. They decided to authorize the construction of an elementary size court. The donor would like to see the court used for ice skating in the winter.

The Committee also plans to retain heavy equipment to make modifications to areas of bad erosion. Rip rap will be placed for soil stabilization.

Road Maintenance Supervisor Report:

Mike Sabel reported that bids for this season's road repair projects are due Thursday.

Review the financial reports:

The April 2014 financial report was reviewed.

Review legal bill for April, 2014:

The Town was billed for unauthorized attorney to attorney communications. Chairman Guelig will contact Attorney John St. Peter to remind him of the Board's policy regarding such billings.

Approval of Town bills:

Motion by John Abler, second by Clarence Kraus, to approve the bills (order nos. 239-276), with the exception of #246, the attorney bill, pending further review. Motion carried (5-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer.

- a. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2012 estimate to complete the project is \$130,000. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14. Nick Mueller, representing Gibraltar Development, LLC, submitted a written response to the Town regarding completion of the project during the upcoming season. Mr. Mueller stated that Gibraltar will "perform the work ourselves".
- b. Hawk's Landing. Hawk's Landing needs base coarse repair in spots, final coat and shouldering. The Town's 2014 estimate is \$20,000 for the repairs and \$84,660 for the final coat and shouldering. The Letter of Credit, in the amount of \$94,500, will expire 8/15/14.

Nett disputes their responsibility for the needed repair. Attorney DeVries, per Mike Nett's directive, contacted Attorney John St. Peter for the purpose of scheduling a meeting between Chairman Guelig and himself, accompanied by both party's attorneys. Nett's goal is to arrive at a decision acceptable to the Town to bring back to the Town Board.

- c. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base coarse was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

Kevin Twohig, one of the development partners, was in attendance. Mr. Twohig contested finishing the roads this year. They did the base and the shouldering last year. They would like to wait on the final coat. Chairman Guelig announced that it is the Board's position to complete all road projects this year because of a concern that road bases deteriorate before the road is finished.

- #2 Status and possible action regarding the complaint pertaining to an obstructed watercourse filed by Anthony Kohlman, Jeff Bord and Bill Engel. Chairman Guelig reported the Town's Attorney continues to recommend no action by the Town Board until after the DNR completes their investigation.

- #3 Discuss the status of the razing of the Fisherman's Cove, N9176 Hwy. 151. The Deferred Agreement for demolition of the building expired March 12, 2014. The building was demolished the weekend of February 14th. The materials that remained at the site were burned in the basement. The basement has not yet been filled. The Demolish Order states demolish is to be done to the satisfaction of the Board. The Letter of Credit expires May 4, 2014. Bryan Perl, owner, completed the restoration of the site by April 30, 2014, as directed by the Town Board. The Sanitary District verified the sewer was capped prior to filling the basement.

- #4 Consideration and possible action to lease the Fisherman's Road Boar Launch to the Fisherman's Road Fishing Club, Inc. The draft Lease was reviewed.

Motion by Clarence Kraus, second by Tim Simon, to remove Item 5g, *The Club may not conduct fundraising sales or events on the Property*, and Item 5h, *The Club may not construct or install any permanent or temporary structures (including tents) on the Property other than those authorized elsewhere in this Agreement, without Town approval.* Motion carried (4-0). Abstention-Jim Rosenthal.

Motion by Tim Simon, second by Clarence Kraus, to remove Item 16, *DNR Review*, and Item 18, *Club Form 990.* Motion carried (4-0). Abstention-Jim Rosenthal.

Motion by Tim Simon, second by Clarence Kraus, to approve the Lease as amended. Motion carried (4-0). Abstention-Jim Rosenthal.

- #5 Consideration and possible authorization to purchase a riding lawn mower. Mike Sabel, Road Maintenance Supervisor, presented quotes for the purchase of a 4-wheel drive riding lawn tractor, under 5-year lease-to-own arrangements. Chairman Guelig and Clarence Kraus will research a zero-turn mover.

- #6 Appointment of Plan Commission members. Chairman Guelig appointed the following residents to the Plan Commission:

William Spieker	3-year citizen member	term expires 2017
Joan Simon	1-year citizen member	term expires 2015
Bud Sabel	1-year citizen member	term expires 2015
Joe Thome	1-year citizen member	term expires 2015
Tim Simon	1-year Board member	term expires 2015

- #7 Appointment of Park & Rec Committee members. Chairman Guelig appointed the following residents to the Park & Rec Committee for a term of one year:

John Abler	Jim Bertram	Ed Braun	Dale Driscoll
Earl Jewett	Tom Klamrowski	Gary Morgen	John Rickert
Bob Roehrig	Ed Schneider	Dave Sehloff	Mike Wirtz

New Business:

- #1 Consideration and possible approval of a Class B Liquor/Beer License application submitted by Troy Pagel, Peebles Grille, expiring June 30, 2014. Motion by Tim Simon, second by Clarence Kraus, to approve the License under the condition the License issued for the premise for the current term be surrendered. Motion carried (5-0).

- #2 Discuss possible amendment to the Code of Ordinances, Title 12, Regulation of Parks and Navigable Waters, to include Gladstone Park. Neighbors to Gladstone Park are concerned about late night use of the Park. Title 12 includes rules pertaining to Kiekhaefer Park and the Fisherman's Road Boat Launch but not Gladstone Park or Hermanns Park. The Sheriff's Office will be asked to patrol the area. The Town Board will formally amend Title 12 during the next meeting.
- #3 Discuss possible amendment to Code of Ordinance, Title 6, Driveways and culverts, to clarify residential driveway width. The maximum driveway width was formally increased to 32 feet several years ago; however, the maximum width at the right-of-way line was not increased. The Town Board will formally amend the ordinance during their next meeting.
- #4 Appointment of Board of Appeals members. Chairman Guelig appointed the following residents to the Board of Appeals:
- | | |
|--|-------------------|
| Jerome Bord | term expires 2017 |
| Jason Meyer | term expires 2017 |
| Erv Karls (1 st alternate) | term expires 2015 |
| Mike Holzman (2 nd alternate) | term expires 2015 |
- #5 R.A.M. Investments, LLC, Certified Survey Map, approved April 14, 2014. The Town's Attorney opined that the Town Board's recent approval of the CSM was invalid due to the fact that the newly created lots fail to meet the one-acre minimum lot size as established in the Zoning Code, as amended in February, 2014. R.A.M. has been informed of their options to re-draw the CSM with one-acre lots or apply for a variance.
- #6 Certified Survey Maps. None presented.
- #7 Schedule the 2014 Board of Review. Board of Review will meet and adjourn on June 9th, at 7:15 p.m. Open Book will be conducted on June 16, from 9-11 a.m., and Board of Review will reconvene on July 7, from 5:30-7:30 p.m.
- #8 Schedule a special meeting. Topic: Stormwater Permit requirements. The Town Board will meet with Friendship and the Town of Fond du Lac on Monday, Tuesday or Thursday, after 5 p.m., during the first week in June.

Ordinance Enforcement:

- #1 Chickens in a residential district. Chickens have re-appeared on a property in St. Peter. The Chairman will contact the owner.

Public Comments and Questions Pertaining to Town Business:

The Board heard comments and questions regarding a property owner filling-in a swale entering into a retention pond near Abler Road. The re-direction of surface water has caused shoulder deterioration and the culvert to collapse. Mike Sabel will investigate.

Adjournment:

Motion by Jerry Guelig, second by Jim Rosenthal, to adjourn the meeting at 9:20 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**TOWN OF TAYCHEEDAH
TOWN OF FOND DU LAC
TOWN OF FRIENDSHIP
JOINT SPECIAL BUSINESS MEETING
JUNE 2ND, 2014
5:00 P.M.
TOWN OF FOND DU LAC TOWN HALL
W5990 PIONEER ROAD, FOND DU LAC**

The Town Boards of the above noted towns will meet to discuss matters relating to the new requirements of the towns' Municipal Separate Storm Sewer System General Permits, as administered and enforced by the Wisconsin Department of Natural Resources.

Members present were:

Taycheedah Town Board: Chairman Jerry Guelig, Supervisor Jim Rosenthal and Clerk Brenda Schneider. Absent: Supervisors Tim Simon, Clarence Kraus and John Abler.

Fond du Lac Town Board: Chairman Bob Giese, Supervisors LeRoy Schmitz and Phyllis Giese, Clerk Patti Supple, Treasurer Jody Roffers and Permit Issuer James Supple.

Friendship Town Board: Chairman Chuck McCourt and Supervisors Howard Miller and Dina O'Brien.

Also present: Attorney Matt Parmentier, representing all three towns.

The meeting was called to order at 5:00 p.m.

The Environmental Protection Agency administers the Clean Water Act. EPA requires the DNR to administer and enforce municipal separate storm sewer systems to prevent the discharge of polluted stormwater into bodies of water.

The Act requires the designation of Urbanized Areas. The results of the 2000 Census determined the above noted towns, the City of Fond du Lac and the Village of North Fond du Lac to be an Urbanized Area. With the results of the 2010 Census, the Town of Empire has been added to the Urbanized Area. Empire may be brought into the working group once they complete all the requirements currently met by the original three towns.

Due to the Urbanized Area designation, the Towns, City and Village are required to obtain a Municipal Separate Storm Sewer System Permit (MS4). The DNR issued the original permit in 2006, with an expiration of 2010. The original permit was extended by the DNR annually while the new permit was in development. The new permit was issued 5/1/2014, with an expiration of 4/30/2019.

The group discussed the following permit requirements:

- a) ORW-ERW Determination. Determine whether any part of the Town's MS4 discharges to an "outstanding resource water" or an "exceptional resource water" as defined in the Wisconsin Administrative Code. Deadline: July 30, 2014.
- b) Impaired Water Body Determination. Determine whether any part of the Town's MS4 discharges to an impaired body of water listed under the Clean Water Act. Deadline: July 30, 2014. If the MS4 does discharge to an impaired water body, the Town must include a written section in its stormwater management program that discusses control measures to reduce or eliminate pollution from that impaired water body. Written section to be added to the Annual Report.
- c) Compliance with Laws. Towns must ensure that its stormwater discharges comply with applicable wetland quality standards, endangered and threatened resource protection requirements, and historic property standards. Towns must also prevent stormwater from including oil, grease, toxic substances, nutrients conducive to excessive growth of aquatic plants, and other substances that may impair receiving water.
- d) Public Education and Outreach. Towns should continue existing public education and outreach efforts.

- e) Illicit Discharge Prevention. Maintain Illicit Discharge and Connection Ordinances that were previously adopted. Adopt procedures for responding to known or suspected illicit discharges. The Town are required to review and amend existing ordinances. Deadline: Within 24 months.
- f) Outfall Screenings. Continue conducting annual outfall screening reports.
- g) Construction Site Pollution Control. Continue construction site pollutant control ordinance and construction site erosion control inspection procedure. The Towns have allowed the County to perform construction site pollutant control activities. Towns should work with County to ensure County complies with permit requirements. Deadline: County must update its ordinance within 24 months.
- h) Post-Construction Storm Water Management. Continue post construction stormwater management program. The Towns have allowed the County to perform construction site pollutant control activities. Towns should work with County to ensure County complies with permit requirements. Deadline: County must update its ordinance within 24 months.
- i) Pollution Prevention. The Towns should continue pollution prevention program and prepare an updated plan. The Towns have existing programs, but new permit requires them to be expanded. Deadline: March 31, 2016.
- j) TSS Reduction. The Towns should continue methods used to achieve 20% Total Suspended Solids reduction.
- k) Storm Sewer System Maps. Storm Sewer System Map needs to be updated.
- l) Annual Reports. Towns must continue submitting Annual Reports.

Recommendations:

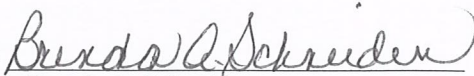
- Items a) & b) require engineering expertise. In the past, the Towns worked with AECOM. Unanimous consensus of the Towns was to authorize Attorney Parmentier to contact AECOM on their behalf.
- Items g) & h) require communication with Fond du Lac County. Unanimous consensus of the Towns was to authorize Attorney Parmentier to contact Lynn Mathias on their behalf.

Attorney Parmentier will coordinate a meeting with AECOM, if needed.

Tentative future meetings dates:

- June 24th, at 4:00, at the Town of Fond du Lac Town Hall
- June 30th, at 5:00, at the Town of Fond du Lac Town Hall

The meeting concluded at 5:45 p.m.

Attest: 
Brenda A. Schneider
Town of Taycheedah Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
JUNE 9, 2014
7:30 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor William Huck, and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:30 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Jim Rosenthal, to approve the minutes of the 5/12/14 and 6/2/14 meetings as distributed. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: Excavating has begun for the basketball court at Hermanns Park.

Road Maintenance Supervisor Report:

Chairman Guelig reported that road repair bids and the purchase of a lawn mower will be addressed later in the meeting.

Review the financial reports:

The May 2014 financial report was reviewed.

Review legal bill for April and May, 2014:

The Town was billed for unauthorized attorney to attorney communications. Chairman Guelig contacted Attorney John St. Peter regarding said billings. Attorney St. Peter felt it was in the best interest of the Town to respond to the parties' attorneys. Following past practice, the Board directed the Treasurer to bill Anthony Kohlman and Nett Construction for reimbursement. The Treasurer was also directed to bill the Fisherman's Road Fishing Club for half of the legal expenses related to the development of the Lease for Fisherman's Road Boat Launch.

Approval of Town bills:

Motion by Jerry Guelig, second by John Abler, to approve the bills (order nos. 277-312). Motion carried (5-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The developers were directed to submit a written response within 30 days as to their plans to complete their projects. The following is a status of each project:

- a. Hawk's Landing. Hawk's Landing needs base coarse repair in spots, final coat and shouldering. The Town's 2014 estimate is \$20,000 for the repairs and \$84,660 for the final coat and shouldering. The Letter of Credit, in the amount of \$94,500, will expire 8/15/14.

Nett disputes their responsibility for the needed repairs to the asphalt base. The Netts, accompanied by Attorney DeVries, will meet with Chairman Guelig and Attorney John St Peter on Wednesday, June 11th. Nett's goal is to arrive at a decision acceptable to the Town to bring back to the Town Board.

- b. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base coarse was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000, including the completed base coarse. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

Brent Schumacher, representing R.A.M. was in attendance. R.A.M. has not received word regarding their requested reduction in the letter of credit. The request was submitted via direct contact with the Town's Attorney, John St. Peter. It was noted that the Board, during their November 11th, 2013 Board meeting, approved R.A.M.'s request to reduce the letter of credit to \$100,000 under the stipulation the final coat is completed during the 2014 season. The current letter of credit had been issued prior to the Town's receipt of the request to reduce it.

R.A.M. stated they have a quote for \$60,000; per the ordinance the minimum amount of bonding would be \$75,000. No formal action was taken by the Board to reduce the letter of credit from \$100,000 to \$75,000.

- c. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14. Nick Mueller, representing Gibraltar Development, LLC, submitted a written response to the Town regarding completion of the project during the upcoming season. Mr. Mueller stated that Gibraltar will "perform the work ourselves". No precise timeline was provided.
- d. Raven View Estates. Raven View needs both layers of asphalt and shouldering. The Town's 2012 estimate to complete the project is \$75,000. The Letter of Credit, in the amount of \$93,750, will expire 11/1/2014. Robert Norris submitted a copy of his accepted and executed quote from Northeast Asphalt. It is expected that the work will be completed within the next several weeks.
- e. Sand Hill Ridge. Sand Hill Ridge needs base repair of damaged areas, final coat and shouldering. The Town's 2014 estimate to complete the project is \$54,445. The Letter of Credit, in the amount of \$72,700, will expire 9/11/2014. Signature Homes did not respond to the letter.

#2 Status regarding the complaint pertaining to an obstructed watercourse filed by Anthony Kohlman, Jeff Bord and Bill Engel. Chairman Guelig reported that the DNR has completed their investigation of (1) whether the ditch is a "natural watercourse", and (2) whether any obstructions in the ditch were caused by the negligence of downstream property owners. The DNR has concluded that the ditch upstream from the Birschbach pond is not a natural watercourse. The DNR also concluded that there are no man-made obstructions hindering the water flow with the natural watercourse located downstream from the Birschbach pond.

We have been advised by our Town attorney that if the DNR opinions are accepted by the Town Board, the complaints filed by Engel, Bord and Kohlman must be dismissed for lack of jurisdiction. Also, if the Board accepts the DNR's opinion then the Board should withdraw its prior finding that the ditch is a natural watercourse.

However, if the Board disagrees with the DNR's opinion, then the Board needs to authorize the hiring of a private engineer. An estimate, provided in 2013 by JE Arthur & Associates, was \$12,000-15,000.

Motion by John Abler, second by Jim Rosenthal, to accept the opinions of the DNR and to withdraw the Board's December 9th, 2013 determinations of (1) that the ditch is a "natural watercourse"; (2) that the "natural watercourse" is obstructed; (3) that the obstruction was due to negligence of either or both Mr. Birschbach or Mr. Koenigs; (4) that the complainants have been damaged in some; and (5) that the Town Board has the power to order the appropriate remedy. Motion carried (4-0). Nay-Clarence Kraus.

#3 Consideration and possible authorization to purchase a riding lawn mower. Mike Sabel, Road Maintenance Supervisor, presented quotes for the purchase of a 4-wheel drive riding lawn tractor, under 5-year lease-to-own arrangements. Chairman Guelig and Clarence Kraus planned research a zero-turn mower but did not have time to do it since the last meeting. Clarence Kraus went to Fred's Fastrak. Fred's has a 2-wheel drive zero turn unit for \$1,850 per year on a five-year lease-to-own option. Chairman Guelig postponed a decision on the lawn mower pending his visit to Fred's.

New Business:

#1 Consideration and possible approval of a request by Calumet Fire Dept for the installation of a hydrant in the Sandy Beach Business Park. Keith Lefeber, Calumet Fire Dept Chief, was in attendance. Chief Lefeber contacted Brent Schumacher. Brent was also in attendance and verified R.A.M.'s support of the installation of the hydrant into the retention pond behind the gas station. Motion by Jerry Guelig, second by John Abler, to approve the request to install the hydrant as presented, noting that the Fire Department intends to pay the related expenses. Motion carried (5-0). Chief Lefeber added that they will install a wider shoulder in the area of the hydrant.

- #2 Consideration and possible approval of a funding request submitted by UW-Extension to conduct a well water survey. Noreen O'Brien, UW-Extension, and Wendy Giese, Fond du Lac County Code Enforcement Dept, explained that the Extension and the Code Enforcement Dept are planning to perform a random study of approximately one-third of the private well water owners in the County for the purpose of evaluating their well water program. The County will pay at least half of the cost of the survey. They are requesting a one-time \$200 contribution from each town and village. They plan to use students to assist with the mailing work and to use UW-River Falls to assist with the survey itself. They noted that if they do not receive the expected contributions, they will need to reduce the number of households surveyed. Tim Simon requested a copy of the survey. Formal action on the request was postponed to the next meeting.

- #3 Consideration and possible award of road resurface/reconstruction bids. The following bids were received:

Pulverize & Pave 2.0" Binder with 1.5" finish coat		NEA	Struck	FDL Cty	Scott
1.	Golf Course Drive Hwy 151 to Cty. UU <i>Approximately 6,600' x 20'</i>	\$170,056		\$175,488	\$174,599
2.	Bittersweet Court Bittersweet Lane thru cul de sac <i>Approximately 420' x 20'</i>	\$12,160		\$15,160	
Add 4" gravel, Pulverize & Pave 2.0" Binder with 1.5" finish coat					
3.	Wellington Beach Road <i>Approximately 2,400' x 20'</i>	\$73,396.50		\$79,630	\$68,030
1.5" Overlay					
4.	Ledge Road W2699 east to 7 Hills Road <i>Approximately 2,600' x 20'</i>	\$36,888		\$28,500	\$27,215
5.	Cody Road Tower Road west to recent overlay <i>Approximately 2,000' x 20'</i>	\$29,000		\$21,375	\$21,030
6.	Cody Road W3611 east to recent overlay <i>Approximately 1,050' x 20'</i>	\$14,326		\$11,400	\$11,246
7.	Sandy Beach Road N7705 thence north <i>Approximately 180' x 20'</i>	\$5,060		\$2,500	\$4,400
Pave 2" Binder with 1.5" finish coat					
8.	Schuster Lane Billene Drive thence east <i>Approximately 410' x 20'</i>	\$11,584		\$11,400	
Wedges					
9.	Peebles Lane (North) Area 1 & 2-1.5' overlay-both approx. 30' x 20'	\$2,700		\$1,350	
Slurry Seal					
10.	Town Hall upper parking lot		\$9,179		

Motion by Jerry Guelig, second by John Abler, to re-bid Project #3, Wellings Beach Road, with a different scope of work and to award Project #1 and #2 to Northeast Asphalt (\$182,216), and to award Project #4, #5, #6, #7, #8, and #9 to Fond du Lac County (\$76,525). Motion carried (5-0).

- #4 Consideration and possible approval of Liquor & Beer License applications, effective July 1, 1014 to June 30, 2015.

- Sunset on the Water Grill & Bar, GAVA, LLC, Maria Katris, Agent. Premises located at N7364 Winnebago Drive (Class B Liquor & Beer).
- Three Sheets, JM Eiring, LLC, Jason Eiring, Agent. Premises located at W4809 Golf Course Drive (Class B Liquor & Beer).
- Steffes' Tavern & Restaurant, Allen W. Sabel, Applicant and Agent. Premises located at W3727 Cty WH (Class B Liquor & Beer).
- The Welsch Restaurant & Ale House, The Welsch Restaurant & Ale House, LLC, Stacy Ann Carlson, Agent. Premises located at W3675 Cty. WH (Class B Liquor & Beer).
- Silica Pub, Bruce Alan Connaher, Applicant and Agent. Premises located at N8545 Cty. QQ (Class B Liquor & Beer).
- Peebles Grille, Troy William Pagel, Applicant and Agent. Premises located at N7640 Cty. WH (Class B Liquor & Beer).
- East Shore Conservation Club, Chad Olig, Agent. Premises located at N7954 Tower Road (Class B Beer).
- Lakeview Express, CnD Specialties, Inc., Christopher C Hermann, Agent. Premises located at N7593 Taycheedah Way (Class A Liquor & Beer).

- i. Eden Grill, CnD Specialties, Inc., Christopher C Hermann, Agent. Premises located at N7591 Taycheedah Way (Class B Beer & Wine).
Motion by Clarence Kraus, second by John Abler, to approve all the licenses as noted above. Motion carried (5-0).
- #5 Discuss the maintenance of the Deadwood Point drainage way. Tim Simon visited the site this morning. Tim reported that water was flowing thru the drainage way to the Lake.
John Abler researched historic aerial maps. John reported his belief that the drainage way was originally dug by Fett on the Fett property; however, over time the drainage way became clogged causing the water to erode around the clog onto the Town property.
Consensus of the Board was that the Town is not responsible.
- #6 Consideration and possible amendments to Code of Ordinance, Title 12, Regulation of Parks and Navigable Waters, pertaining to the use of all parks and to include Gladstone Park and Hermanns Park. Proposed substantive amendments contained in the draft presented to the Board included the following:
Sec. 12-1-1(a), Purpose and Definition. Add Hermanns Park and Gladstone Park.
Sec. 12-1-1(b)(5), General Regulations. Add Camping/overnite use of the parks is prohibited without specific approval of the Town Board.
Sec. 12-1-1(c)(4) and (e)(4), Motor Vehicles, All-Terrain Vehicles and Snowmobiles. Clarify that the Town Board and the local snowmobile clubs will determine marked snowmobile trails and open areas.
Sec. 12-1-1(f), Hermanns Park and (g) Gladstone Park. Create these sections to replicate (c), Kiekhaefer Park, and (e), Scenic Overlook, as they refer to Hours, Firearms, Fireworks, and Parking. Note: The use of Motor Vehicles, All-Terrain Vehicles and Snowmobiles is prohibited in Hermanns Park and Gladstone Park and that Gladstone Park does not have a parking lot at this time.
The Board members debated establishing more restrictive hours for Gladstone Park. Motion by John Abler, second by Clarence Kraus, to establish the hours of Gladstone Park to be 7:00 a.m. to sunset. Motion failed (2-3). Nay-Jerry Guelig, Jim Rosenthal and Tim Simon.
Motion by Jim Rosenthal, second by Jerry Guelig, to accept the amended Title 12, Regulation of Parks and Navigable Waters, as presented. Motion carried (3-2). Nay-John Abler and Clarence Kraus.
- #7 Consideration and possible amendment to Code of Ordinance, Title 6, Driveways and Culverts, to increase driveway width at the right-of-way line. The proposed amendment will increase the width of driveways at the right-of-way line from 24 feet to 32 feet. Motion by Jerry Guelig, second by Jim Rosenthal, to approve the amendment to Title 6, Chapter 4, as presented. Motion carried (5-0).
- #8 Discuss amending Code of Ordinance, Title 13, Zoning Code, to reduce the minimum lot size in the Business District. Motion by Jerry Guelig, second by Clarence Kraus, to direct the Plan Commission to conduct a public hearing for the purpose of making a recommendation to the Town Board in reference to reducing the minimum lot size for Business with Public Sewer (B-1) from one acre to one-half acre. Motion carried (5-0).
- #9 Discuss reducing the hall rent. A group renting the Town Hall for approximately one hour on Sundays for Bible study request a reduction in the \$100 Hall Rental Fee. Motion by Jerry Guelig, second by Clarence Kraus, to retain the current rate. Motion carried (5-0).
- #10 Certified Survey Maps. A Certified Survey Map was submitted on behalf of R.A.M. Investments, LLC, splitting Lot 11 into three parcels. Lot 1 consists of 0.571 acres; Lot 2 consists of 0.737 acres; and Lot 3 consists of 0.692 acres. The Board of Appeals conducted a Public Hearing on June 4, 2014, for the purpose of considering a variance to the one acre minimum lot size. The Board of Appeals granted the variance and authorized the Town Board to approve the Certified Survey Map as submitted. Motion by Jerry Guelig, second by John Abler, to approve the CSM as presented. Motion carried (5-0).
A Certified Survey Map was submitted on behalf of R.A.M. Investments, LLC, splitting Lot 3 into two parcels. Lot 1 consists of 1.00 acre; and Lot 2 consists of 1.00 acre. Motion by Jerry Guelig, second by Jim Rosenthal, to approve the CSM as presented. Motion carried (5-0).
- #11 Schedule a special meeting. Topic: Liquor License Application. A Special Board Meeting was scheduled for Thursday, June 26th, at 12:00 p.m.

Ordinance Enforcement:

- #1 Chickens in a residential district. Chickens have re-appeared on a property in St. Peter. It was reported that there are approximately one dozen chickens and at least one of them is a rooster. Chairman Guelig will contact the property owner.

- #2 Nuisance debris accumulated on a Cty. WH property. It was reported that the piles of debris are getting bigger. The piles appear to contain brush, household garbage and building materials. It was also reported that skunks have been spotted in the area. Chairman Guelig will schedule a clean-up visit with Road Maintenance Supervisor Mike Sabel.

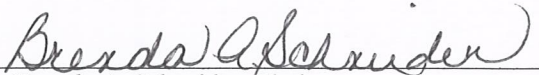
Public Comments and Questions Pertaining to Town Business:

The Board heard a comment regarding a tree down in the ditch along Silica Road near the Kiekhaefer Park parking lot.

Adjournment:

Motion by Jerry Guelig, second by Jim Rosenthal, to adjourn the meeting at 9:15 p.m. Motion carried (5-0).

Attest.


Brenda A. Schneider, Clerk

**TOWN BOARD
SPECIAL BOARD MEETING
JUNE 26, 2014
12:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present: Chairman Jerry Guelig, Supervisors Clarence Kraus and Jim Rosenthal. Absent: Supervisors John Abler and Tim Simon. Also present: Clerk Brenda Schneider.

1. Call to order. Chairman Guelig called the meeting to order at 12:02 p.m.
2. Consideration and possible approval of Liquor & Beer License applications, effective July 1, 2014 to June 30, 2015:
 - a. Gift n' Gab, Michelle Ziegler, Applicant and Agent, Class B Beer/Liquor License. Premises located at N7425 Peebles Lane, Suite 3. Motion by Jerry Guelig, second by Jim Rosenthal, to approve the License with release of the License conditional upon receipt of her 2012 personal property taxes in the amount of \$313.30, receipt of her 2013 personal property taxes in the amount of \$291.68, and receipt of the \$200.00 special meeting fee. Motion carried (3-0).
 - b. E&J Convenience, LLC, Evelyn DeFatte-Singh, Agent, Class A Beer/Liquor License. Premises located at N7425 Winnebago Drive. Motion by Jerry Guelig, second by Jim Rosenthal, to approve the License with release conditional upon receipt of the \$200.00 special meeting fee. Motion carried (3-0).
3. Consideration and possible acceptance of road repair bids for the repair-resurfacing of Wellings Beach Road.

The following bids were received for the project:

Scott Construction	\$34,656.00	Northeast Asphalt	\$34,800.00.
--------------------	-------------	-------------------	--------------

Citing a preference to hot mix asphalt for this project, motion by Jerry Guelig, second by Jim Rosenthal, to accept the bid submitted by Northeast Asphalt. Motion carried (3-0).
4. Adjournment. Motion by Jerry Guelig, second by Jim Rosenthal, to adjourn the Special Business Meeting at 12:10 pm. Motion carried (3-0).


Brenda A. Schneider, Clerk

**TOWN OF TAYCHEEDAH
TOWN OF FOND DU LAC
TOWN OF FRIENDSHIP
JOINT SPECIAL BUSINESS MEETING
JUNE 30th, 2014
5:00 P.M.
TOWN OF FOND DU LAC TOWN HALL
W5990 PIONEER ROAD, FOND DU LAC**

The Town Boards of the above noted towns met to discuss matters relating to the new requirements of the towns' Municipal Separate Storm Sewer System General Permits, as administered and enforced by the Wisconsin Department of Natural Resources.

Members present were:

Taycheedah Town Board: Clerk Brenda Schneider. Absent: Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon.

Fond du Lac Town Board: Chairman Bob Giese, Supervisors LeRoy Schmitz and Phyllis Giese, Clerk Patti Supple, Treasurer Jody Roffers and Permit Issuer James Supple.

Friendship Town Board: Chairman Chuck McCourt and Supervisors Howard Miller and Dina O'Brien.

Also present: Charles Boehm and Carla Fischer, AECOM and Attorney Matt Parmentier, representing all three towns.

Charles Boehm and Carla Fischer, AECOM, presented an overview of the MS4 permit requirements. The highlights of their presentation were as follows:

- The towns will not be impacted by Total Maximum Daily Load (TMDL) limits at this time. However, the limit is expected to affect the towns in a few years. TMDL relates to analyzing particles contained in stormwater collected at pre-identified locations.
- By late July, the towns need to determine if their stormwater drains into impaired waters.
- Section 2.3 of the Permit requires field screening of 'selected' outfalls on an annual basis and field screening of 'major' outfalls at least once during the permit cycle (5 years). The current list of outfalls needs to be confirmed as major outfalls and all other outfalls within the towns need to be identified. If stormwater is found at any of the outfalls, testing needs to be done. Matt Parmentier will contact the City of Fond du Lac to see if they're capable and willing to provide this service to the towns.
- Section 2.4 and 2.5 requires an update of construction site and erosion control ordinances. All three towns have taken the necessary steps to designate the County for administration and enforcement of these matters. Matt Parmentier will compile a Memorandum of Understanding to define this arrangement. Matt Parmentier reported that Lynn Mathias, County Conservationist, is aware of the need to update the ordinance.
- Section 2.5 requires the updating of the Town's inventory of facilities, reporting of de-icing activities with tracking to begin 1/1/2015, and updating of the Town's Stormwater Pollution Prevention Planning (SWPPP) for municipal garages and storage areas.

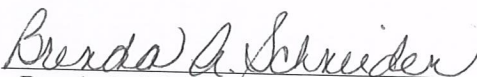
Permit requirements with 2014 completion deadlines:

- Impaired waters determination,
- Identify and classify all outfalls,
- Review and update Facilities Inventory, and
- Review and update Stormwater Pollution Prevention Planning (SWPPP).

AECOM is capable of providing the services needed to complete the above noted requirements. AECOM will submit proposals to all the Towns for consideration at their July meetings.

The meeting concluded at approximately 6:40 p.m.

Attest:



Brenda A. Schneider
Taycheedah Town Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
JULY 14, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor William Huck, and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by Tim Simon, second by John Abler, to approve the minutes of the 6/9/14, 6/26/14 and 6/30/14 meetings as distributed. Motion carried (4-0).

Committee Reports:

Park & Rec Committee: No report.

Road Maintenance Supervisor Report:

Chairman Guelig reported the Road Maintenance Supervisor is on vacation.

Review the financial reports:

The June 2014 financial report was reviewed.

Approval of Town bills:

Tim Simon requested that Item #324, Evenson Construction, and 15 hours of Mike Sabel's time, at \$60 per hour for man and truck, be allocated to #515.30 for the basketball court at Hermanns Park. Motion by Jerry Guelig, second by John Abler, to approve the bills (order nos. 313-358). Motion carried (4-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The developers were directed to submit a written response within 30 days as to their plans to complete their projects. The following is a status of each project:

- a. Hawk's Landing. Hawk's Landing needs base coarse repair in spots, final coat and shouldering. The Town's 2014 estimate is \$17,212.50 for the repairs and \$84,660 for the final coat and shouldering. The Letter of Credit, in the amount of \$94,500, will expire 8/15/14.

Nett disputes their responsibility for the needed repairs to the asphalt base. The Netts, accompanied by Attorney DeVries, met with Chairman Guelig and Attorney John St Peter on Wednesday, June 11th. The parties agreed to seek another estimate from Northeast Asphalt for the base course repair.

Chairman Guelig and Supervisor Abler met with the Netts and Northeast Asphalt, at the site, to evaluate the condition of the existing asphalt. The original NEA estimate was \$20,000. The new estimate, compiled as a result of the recent site visit, is \$17,212.50. NEA recommended that the cul de sacs be pulverized. It was noted that the asphalt base coarse is approximately 10 years old.

The Netts have reluctantly agreed to pay half of the base coarse repair work. Attorney St. Peter advised the Town and the Netts that the Town has the authority to complete the work and special assess all lot owners for the associated costs.

Motion by Clarence Kraus, second by Jerry Guelig, to require the developer pay all costs to repair the base coarse before the final coat is laid. Motion carried (3-1). Nay-Tim Simon.

- b. Raven View Estates. Raven View needs both layers of asphalt and shouldering. The Town's 2012 estimate to complete the project is \$75,000. The Letter of Credit, in the amount of \$93,750, will expire 11/1/2014. Robert Norris submitted a copy of his accepted and executed quote from Northeast Asphalt. It is expected that the work will be completed within the next few weeks.
- c. Sand Hill Ridge. Sand Hill Ridge needs base coarse repair of damaged areas, final coat and shouldering. The Town's 2014 estimate to complete the project is \$54,445. The Letter of Credit, in the amount of \$72,700, will expire 9/11/2014. Signature Homes did not respond to the letter from the Town.
- d. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base course was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000, including the completed base coarse. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

It was noted that the Board, during their November 11th, 2013 Board meeting, approved R.A.M.'s request to reduce the letter of credit to \$100,000 under the stipulation the final coat is completed during the 2014 season. The current letter of credit had been re-issued prior to the Town's receipt of the request to reduce it.

R.A.M. reports to have a quote for \$60,000; per the ordinance the minimum amount of bonding would be \$75,000. The quote was not reviewed by the Board nor was a copy submitted to the Board. No formal action was taken further reduce the letter of credit.

Supervisor Simon is of the opinion that formal action was taken during the June monthly meeting to further reduce the letter of credit to \$75,000; however, the Clerk did not have record of such action.

R.A.M., via letter dated June 6, 2014, requested an extension to August 31, 2015, for the completion of the final coat and shouldering. Motion by Jerry Guelig, second by Clarence Kraus, to deny R.A.M.'s request for an extension and to require completion this year. Motion carried (4-0).

Supervisor Rosenthal arrived at this time.

- e. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14. Nick Mueller, representing Gibraltar Development, LLC, submitted a written response to the Town regarding completion of the project during the upcoming season. Mr. Mueller stated that Gibraltar will "perform the work ourselves". No precise timeline was provided.

Per the recommendation of legal counsel, Chairman Guelig directed the attorney to send final letters to all the developers, with the exception of Raven View Estates.

- #2 Consideration and possible authorization to purchase a riding lawn mower. Mike Sabel, Road Maintenance Supervisor, presented quotes for the purchase of a 4-wheel drive riding lawn tractor, under 5-year lease-to-purchase arrangements. Having researched a couple different brands, Chairman Guelig is of the opinion the John Deere is a better built mower. Motion by John Abler, second by Jim Rosenthal, to purchase the diesel John Deere mower with a 62" deck from Ballweg, for \$2,189.00 per year under a 5-year lease-to-purchase agreement. Motion carried (5-0).

- #3 Consideration and possible approval of a funding request submitted by UW Extension to conduct a well water survey. Per the Board's request, the draft survey was received for informational purposes. Motion by Clarence Kraus, second by John Abler, to deny the request for a one-time donation of \$200. Motion carried (5-0).

New Business:

- #1 Consideration and possible approval of Northeast Asphalt Inc.'s application for a Blasting Permit for quarry operation. Motion by Jerry Guelig, second by Clarence Kraus, to approve the permit as requested. Motion carried (5-0).

- #2 Consideration and possible approval of Liquor & Beer Licenses applications effective July 1, 2014 to June 30, 2015:

- a. Thornbrook Golf Course, Thornbrook Golf Course Acquisition, LLC, Steve Riley, Agent. Premises located at N8821 Blue Gill Drive. Motion by Jerry Guelig, second by John Abler, to approve the license with an amendment to the license's premises to include the clubhouse and the golf course grounds. Motion carried (5-0).

- #3 Consideration and possible acceptance of Change Order #3, submitted by AECOM, for consulting assistance pertaining to new requirements of the Storm Water Discharge Permit issued by the DNR. The total estimated cost is \$4,500. Motion by Jerry Guelig, second by Jim Rosenthal, to accept Change Order #3 as presented. Motion carried (5-0).
- #4 Consideration and possible amendment of the 2014 Budget to transfer \$4,500 from the General Contingency Account to the Stormwater Management Account (requires two-thirds vote). Motion by John Abler, second by Jerry Guelig, to approve the amendment to the Budget. Motion carried (5-0).
- #5 Consideration and possible approval of a proposal for the installation of a zone damper in the Road Maintenance Supervisor's Office. Groeschel Company submitted a proposal of \$1,942.00 for a zone damper in Mike Sabel's office. No formal action was taken. The Board will check into a base board heater.
- #6 Discuss Deadwood Point Road ditch maintenance. Carol & Dave Schneider were in attendance. They reported that a ditch was filled in at the north end of Deadwood Point where it meets Minawa Beach. Surface water is being contained east and north of Deadwood Point Road. They further added that Fett's Pond is not draining, which is causing the Schneider's land to act as a reservoir for the water. Water continues to back-flush in and out of Carol & Leo's basement. Water in the basement has been a problem for the past four years. Schneider noted that the Town removed trees in the recent past but did not clean the ditches. It was unknown if Fond du Lac County Code Enforcement has been informed about the reported ditch filling.
- #7 Discuss Gladstone Beach drainage. Armin Blaufuss continues to experience surface water issues. The water flows down his driveway and into his garage. Mr. Blaufuss contacted the Town in 2005. At that time, the Town Board advised him to create swales to the Lake. Since then, he has installed a cistern and pump station to capture and move the water. The station is not keeping up with the water. He and an adjoining neighbor created a small swale. His garage continues to get flooded. Mr. Blaufuss showed the Board a photo of the road, taken in 2002. The road at that time appeared level. He believes the road along his property sunk 6-8"; which causes surface water to funnel down his driveway. His neighbors built their homes at a higher elevation. Some property owners in the area have created swales along their property lines. The County will not act on his complaint. Mr. Blaufuss questions the Town's legal obligation to remove this surface water problem.
Chairman Guelig will check the road.
- #8 Consideration and possible approval of a mailbox damage claim submitted by Nate Slinde. Mr. Slinde submitted a claim of \$150.64 for mailbox replacement citing the damage was done by a snowplow. Ordinance allows for the maximum reimbursement of \$25.00. Mike Sabel, Road Maintenance Supervisor, has denied the claim. Photos were submitted with the claim. Motion by John Abler, second by Tim Simon, to deny the claim citing no evidence of contact with a snowplow. Motion carried (5-0).
- #9 Certified Survey Maps. A Certified Survey Map was submitted on behalf of John Welsch, creating Lot 1, consisting of 6.253 acres. Road frontage on Niagara Court is 33 feet. Motion by Jerry Guelig, second by Clarence Kraus, to approve the CSM contingent upon increasing the road frontage on Niagara Court to 50 feet. Motion carried (5-0).

Ordinance Enforcement:

- #1 Chickens in a residential district (Cty. QQ and Decorah Lane). Chairman Guelig reported that the chickens at the Cty. QQ residence are gone.
Fond du Lac County Code Enforcement Dept received an anonymous complaint that a resident on Decorah Lane is raising chickens. The complaint was forwarded to the Town. Chairman Guelig will investigate the claim.
- #2 Nuisance debris (Cty. WH and Glen Street). Chairman Guelig will contact the owner regarding contracting for yard clean-up and routine lawn care.
The clean-up at the Cty. WH property will require large equipment. Mike Sabel is checking into hiring someone to do the work.
- #3 Noxious weeds (Sand Hill Lane and Cty. WH). The Sand Hill Lane property appears to have been abandoned. Chairman Guelig will look into it.
- #4 Noise complaint (Cty. WH). A neighbor to the Welsch Restaurant & Ale House continues to struggle with the noise emitted by the kitchen exhaust fan. It was reported that the fan was installed in May of 2011. She has documented the start and stop times. She noted that during the summer, the fan runs 24 hours a day. She again requested some type of noise barrier, preferably a concrete wall.

A couple of years ago, the Board amended the decibel level in the Town's noise ordinance. The Board will check into the current ordinance levels.

Public Comments and Questions Pertaining to Town Business:

The Board heard a question regarding the timeline of ditch work in the Abler Road area.

Adjournment:

Motion by Jerry Guelig, second by John Abler, to adjourn the meeting at 8:54 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
AUGUST 11, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor William Huck, and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by Jerry Guelig, second by Clarence Kraus, to approve the minutes of the 7/14/14 meeting with a correct to the vote totals of Unfinished Item #1a to (3-1). Motion carried (5-0).

Committee Reports:

Park & Rec Committee: The basketball court at Hermanns Park has been poured.

Road Maintenance Supervisor Report:

Chairman Guelig reported Railroad ties and a culvert have been removed from Golf Course Drive in preparation for asphalt replacement. Northeast Asphalt has postponed the Town's road work to mid-September.

Review the financial reports:

The July 2014 financial report was reviewed.

Approval of Town bills:

Motion by Jerry Guelig, second by Jim Rosenthal, to approve the bills (order nos. 358-411). Motion carried (5-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The developers were directed to submit a written response within 30 days as to their plans to complete their projects. The following is a status of each project:

- a. Hawk's Landing. Hawk's Landing needs base coarse repair in spots, final coat and shouldering. The Town's 2014 estimate is \$17,212.50 for the repairs and \$84,660 for the final coat and shouldering. The Letter of Credit, in the amount of \$94,500, will expire 8/15/14.

Nett disputes their responsibility for the needed repairs to the asphalt base; however, they have reluctantly agreed to present the Town with a check for \$17,212.50 under the condition the Town agrees hold the check for 30 days and execute their written "Reservation of Rights".

The Netts have also presented a check for \$84,660, made payable to the Town of Taycheedah and Northeast Asphalt, Inc. The Netts prefer to not renew the Letter of Credit.

Motion by Jerry Guelig, second by John Abler, to accept the check from Nett Land & Development for the repairs to the base, in the amount of \$17,212.50, and the check, in the amount of \$84,660.00, and to approve and execute the Reservation of Rights. Motion carried (5-0).

- b. Raven View Estates. Raven View needs both layers of asphalt and shouldering. The Town's 2012 estimate to complete the project is \$75,000. The Letter of Credit, in the amount of \$93,750, will expire 11/1/2014. Robert Norris submitted a copy of his accepted and executed quote from Northeast Asphalt. It is now expected that the work will be completed in mid-September.

- c. Sand Hill Ridge. Sand Hill Ridge needs base coarse repair of damaged areas, final coat and shouldering. The Town's 2014 estimate to complete the project is \$54,445. The Letter of Credit, in the amount of \$72,700, will expire 9/11/2014. Signature Homes did not respond in writing to the letter from the Town.

Kevin Jones, representing Adashun Jones, was in attendance. The Town provided him a copy of the estimate.

- d. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base course was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000, including the completed base coarse. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

It was noted that the Board, during their November 11th, 2013 Board meeting, approved R.A.M.'s request to reduce the letter of credit to \$100,000 under the stipulation the final coat is completed during the 2014 season. The current letter of credit had been re-issued prior to the Town's receipt of the request to reduce it.

R.A.M. reports to have a quote for \$60,000; per the ordinance the minimum amount of bonding would be \$75,000. The quote was not reviewed by the Board nor was a copy submitted to the Board. No formal action was taken to further reduce the letter of credit.

R.A.M., via letter dated June 6, 2014, requested an extension to August 31, 2015, for the completion of the final coat and shouldering. The request was denied on July 14th.

- e. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14. Nick Mueller, representing Gibraltar Development, LLC, submitted a written response to the Town regarding completion of the project during the upcoming season. Mr. Mueller stated that Gibraltar will "perform the work ourselves". No precise timeline was provided.

Per the recommendation of legal counsel, Chairman Guelig directed the attorney, during the July meeting, to send final letters to all the developers, with the exception of Raven View Estates. As of August 12th, the letters have yet to be sent.

- #2 Consideration and possible approval of a proposal for the installation of a zone damper in the Road Maintenance Supervisor's Office. Groeschel Company submitted a proposal of \$1,942.00 for a zone damper in Mike Sabel's office. No formal action was taken. Mike Sabel is researching an electric baseboard heat alternative.

- #3 Discuss Deadwood Point Road ditch maintenance and dredging of the drainage-way located on the Fett and Town property. The Carol & Dave Schneider reported that a ditch, at the north end of Deadwood Point where it meets Minawa Beach, was filled-in. Surface water is being contained east and north of Deadwood Point Road. They added that Fett's Pond is not draining, which is causing the Schneider's land to act as a reservoir for the water. Water continues to back-flush in and out of Carol & Leo's basement. Water in the basement has been a problem for the past four years. Schneider noted that the Town removed trees in the recent past but did not clean the ditches. It was unknown if Fond du Lac County Code Enforcement has been informed about the reported ditch filling.

On or about July 18th, Chairman Jerry Guelig; Jared Seidl, DNR; and Spike Clarenbach, Fond du Lac County Code Enforcement Dept. performed a site visit of the Deadwood Point area. Spike noted that the area at the north end of Deadwood would have been filled-in more than 30 years ago when the sanitary sewer collection system was constructed, as evident by the manhole located in the area. Jared planned to check for stream history.

As for the drainage ditch from Fett's Pond to Lake Winnebago, Jared was of the opinion that the Town and Fett are responsible for the dredging of their share of the ditch if they chose to do so. And the north/south ditch from Fett's Pond to Deadwood Beach Road is Fett's responsibility. It was noted that the Town may need to involve their attorney.

Chairman Guelig will follow-up with the DNR.

- #4 Discuss Gladstone Beach drainage complaint. Armin Blaufuss appeared at the July 14th meeting. He continues to experience surface water issues. The water flows down his driveway and into his garage. Mr. Blaufuss contacted the Town in 2005. At that time, he was advised to create swales to the Lake. Since then, he has installed a cistern and pump station to capture and move the water. The station is not keeping up with the water. He and an adjoining neighbor created a small swale. His garage continues to get flooded. Mr. Blaufuss showed the Board a photo of the road, taken in 2002. The road at that time appeared level. He believes the road along his property sunk 6-8" due to sanitary sewer settling; which causes surface water to funnel down his driveway.

His neighbors built their homes at a higher elevation. Some property owners in the area have created swales along their property lines. He reported that the County will not act on his complaint. Mr. Blaufuss questions the Town's legal obligation to remove this surface water problem.

Chairman Guelig and Road Supervisor Mike Sabel performed a site visit. They disagree that the road elevation is causing Mr. Blaufuss' problems. However, they did note that there are elevation issues and vegetation in the existing swale to the Lake along the property line of the Blaufuss property.

Attorney St. Peter opined that the Town is not responsible for the alleged problem. He further advised that Mr. Blaufuss assert his claim against the Sanitary District.

New Business:

- #1 Consideration and possible deferral to the Plan Commission for a recommendation to amend the Comprehensive Plan for the expansion of multi-family residential off of Spring Street. Kevin Jones, representing Adashun Jones, was in attendance. The owner of the apartment buildings on Spring Street is interested in purchasing the adjoining property and expanding the apartment complex. Motion by Tim Simon, second by John Abler, to defer to the Plan Commission for a recommendation to amend the Comprehensive Plan to allow for Multi-Family zoning of the adjacent property, currently owned by Chuck and Julie Schneider. Motion carried (5-0).
- #2 Consideration and possible renewal of a Kennel License issued to Robert Schulman, W4224 Kiekhaefer Parkway. Motion by John Abler, second by Jerry Guelig, to approve the license for 2015 as requested. Motion carried (5-0).
- #3 Consideration and possible acceptance of a Planning Service Agreement, submitted by Community Planning & Consulting, LLC, for an on-call staff consultant. The Clerk requested the Agreement for the purpose of assisting in administering the Zoning Code as it relates to the new Farmland Preservation. The Agreement states a rate of \$82.00 per hour. The Board questioned the ability to have the consultant bill the particular property owner for responses to their specific questions. Action was postponed to the September Board meeting.
- #4 Discuss drainage complaint submitted by Jake Schneider, W3675 Taynette Circle. Jake Schneider continues to experience water problems on his lot. Jake indicated that he has spent thousands of dollars in mitigation to his property. He commented that due to modifications made to the swale on private property off of Rosenthal Court, fifty acres of surface water flows thru his backyard 4-5 times a year.

Jake presented his complaint to the Board in August, 2010. The Board advised Jake to install a drainage tile to the road ditch.

Jake also appeared before the Board in May, 2011. Town representatives performed a site visit. It was determined that Jake needed to create swales along his property lines. Jake also agreed to lower his driveway culvert if the Town reduced the ditch level from Eugene Freund's driveway to Billene Drive. The Town did clean the ditch but Jake failed to lower his driveway culvert. Jake believes that lowering his culvert will not do any good until the Town re-directs the water.

Motion by Clarence Kraus, second by Jerry Guelig, to recommend Jake Schneider contact his abutting neighbors to negotiate a resolution to the problem, noting that the Town will not participate in any work beyond the right-of-way of Taynette Circle. Motion carried (4-0). Abstention-Jim Rosenthal.
- #5 Appointment to the Taycheedah Sanitary District No. 3 Commission, for a term of 6 years. Bill Gius' term expired. Bill expressed interested in re-appointment. Chairman Guelig stated that he has been contacted by people that want to know why two of the commissioners do not live in the serviced area. Jerry postponed the appointment to the September meeting to allow time for interested individuals to come forward.
- #6 Consideration and possible action to participated in an educational workshop regarding 2013 Act 377-Implements of Husbandry. The Town's attorney office is offering a workshop for their clients. The cost would be split amongst the number of clients participating. Motion by John Abler, second by Jim Rosenthal, to participate in the workshop. Motion carried (4-1). Nay-Clarence Kraus.
- #7 Certified Survey Maps. A Certified Survey Map was submitted on behalf of Timothy Korytko, creating Lot 1, consisting of 3.000 acres; and, Lot 2, consisting of 2.911 acres. Approval of the CSM will create two lots with two different zonings. The lands must be rezoned prior to Town Board approval. Motion by John Abler, second by Clarence Kraus, to postpone consideration of the CSM until lands are zoned consistently. Motion carried (5-0).

Ordinance Enforcement:

- #1 Chickens in a residential district (Decorah Lane). Fond du Lac County Code Enforcement Dept and the Town have received anonymous complaints regarding the raising of chickens at a Decorah Lane residence. Chairman Guelig investigated the claim. The homeowners have to Banty chickens that are the children's pets. Guelig will speak to the owners.
- #2 Nuisance debris (Cty. WH and Glen Street). Chairman Guelig reported that the owner of the Glen Street home is working on cleaning up the property.
Chairman Guelig also reported that a 20-year dumpster has been delivered to the Cty. WH property. Guelig further reported that the debris is all cleaned-up.
- #3 Noxious weeds (Sand Hill Lane and Cty. WH). The lawn has been cut at the Sand Hill Lane property.
There was an attempt to cut the lawn at the Cty. WH property.
- #4 Noise complaint (Cty. WH). A neighbor to the Welsch Restaurant & Ale House continues to struggle with the noise emitted by the kitchen exhaust fan. It was reported that the fan was installed in May of 2011. She has documented the start and stop times. She noted that during the summer, the fan runs 24 hours a day. She again requested some type of noise barrier, preferably a concrete wall.
It was reported that The Welsch recently replaced the exhaust fan motors. The new motors run at a slower speed.

Public Comments and Questions Pertaining to Town Business:

The Board were informed that the Sunset Drive street signs need to be updated.

Closed Session:

Closed session pursuant to Wis. Stats. 19.85(1)(g), Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Subject: Dedication of a public road. Motion by Jerry Guelig, second by Jim Rosenthal, to enter into closed session at 9:08 p.m., pursuant to Wis. Stats. 19.85(1)(g), regarding the dedication of a public road. Motion carried by roll call vote (5-0).

Adjournment:

Motion by Jim Rosenthal, second by Jerry Guelig, to adjourn the meeting at 9:16 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
SEPTEMBER 8, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus and Jim Rosenthal. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Constable Bill Gius and Road Maintenance Supervisor Mike Sabel. Excused: Supervisor Tim Simon.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by Clarence Kraus, second by John Abler, to approve the minutes of the 8/11/14 meeting. Motion carried (4-0).

Committee Reports:

Park & Rec Committee: No report was presented.

Road Maintenance Supervisor Report:

Mike Sabel reported that Northeast Asphalt will begin the pulverizing of planned projects in the Town by the end of the week. Sabel noted that he will do the fall ditch mowing in October.

Review the financial reports:

The August 2014 financial report was reviewed. Motion by Jim Rosenthal, second by John Abler, to accept the report and place it on file. Motion carried (4-0).

Approval of Town bills:

Motion by Jerry Guelig, second by John Abler, to approve the bills (order nos. 412-468). Motion carried (4-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The developers were directed to submit a written response within 30 days as to their plans to complete their projects. The following is a status of each project:

- a. Hawk's Landing. Hawk's Landing needs base coarse repair in spots, final coat and shouldering. The Town's 2014 estimate is \$17,212.50 for the repairs and \$84,660 for the final coat and shouldering. The Letter of Credit, in the amount of \$94,500, will expire 8/15/14.

Nett disputes their responsibility for the needed repairs to the asphalt base; however, they have reluctantly agreed to present the Town with a check for \$17,212.50 under the condition the Town agrees to hold the check for 30 days and execute their written "Reservation of Rights".

The Netts have also presented a check for \$84,660, made payable to the Town of Taycheedah and Northeast Asphalt, Inc. The Netts prefer to not renew the Letter of Credit.

During the August Town Board Meeting, the Board formally accepted the check from Nett Land & Development for the repairs to the base, in the amount of \$17,212.50; and the check, in the amount of \$84,660.00, and approved and executed the Reservation of Rights.

Northeast Asphalt has requested that the Town execute the contract for the repairs to the base. Per Attorney Matt Parmentier, the Town is required to follow statutory bidding requirements prior to executing the contract. NEA is expected to perform the work within days. Parmentier advised that the most expeditious way to handle the situation is to request Nett execute the contract. Motion by Jerry Guelig, second by John Abler, to request Nett execute the contract and to re-issue the check payable Northeast Asphalt. Motion carried (4-0). Chairman Guelig will contact Nett.

- b. Raven View Estates. Raven View needs both layers of asphalt and shouldering. The Town's 2012 estimate to complete the project is \$75,000. The Letter of Credit, in the amount of \$93,750, will expire 11/1/2014. Robert Norris submitted a copy of his accepted and executed quote from Northeast Asphalt. The binder course is down and the final coat is expected to be done when Northeast returns to the area to perform the work contracted by the Town.
- c. Sand Hill Ridge. Sand Hill Ridge needs base coarse repair of damaged areas, final coat and shouldering. The Town's 2014 estimate to complete the project is \$54,445. The Letter of Credit, in the amount of \$72,700, will expire 9/11/2014.

Glenn Elmer, representing Adashun Jones, was in attendance.

Motion by Jerry Guelig, second by John Abler, to draw \$72,700, the entire Letter of Credit and to contract for the completion of all needed work by the end of the current season. Motion carried (4-0). The Clerk will personally serve National Exchange Bank & Trust with the necessary document prior to the 9/11/14 expiration.

- d. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base course was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000, including the completed base coarse. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

It was noted that the Board, during their November 11th, 2013 Board meeting, approved R.A.M.'s request to reduce the letter of credit to \$100,000 under the stipulation the final coat is completed during the 2014 season. The current letter of credit had been re-issued prior to the Town's receipt of the request to reduce it.

R.A.M. reports to have a quote for \$60,000; per the ordinance the minimum amount of bonding would be \$75,000. The quote was not reviewed by the Board nor was a copy submitted to the Board. No formal action was taken to further reduce the letter of credit.

R.A.M., via letter dated June 6, 2014, requested an extension to August 31, 2015, for the completion of the final coat and shouldering. The request was denied on July 14th.

Motion by Jerry Guelig, second by Jim Rosenthal, to draw \$100,000 of the Letter of Credit and to contract for the completion of all needed work by the end of the current season. Motion carried (4-0). The Clerk will personally serve National Exchange Bank & Trust with the necessary document prior to the 11/1/14 expiration.

- e. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14. Nick Mueller, representing Gibraltar Development, LLC, submitted a written response to the Town regarding completion of the project during the upcoming season. Mr. Mueller stated that Gibraltar will "perform the work ourselves". No precise timeline was provided.

Motion by Jerry Guelig, second by John Abler, to draw \$112,533 from the Letter of Credit, and to bill the owner for the difference in the cost of the project, and to contract for the completion of all needed work by the end of the current season. Motion carried (4-0).

- #2 Consideration and possible approval of a proposal for the installation of a zone damper in the Road Maintenance Supervisor's Office. Groeschel Company submitted a proposal of \$1,942.00 for a zone damper in Mike Sabel's office. No formal action was taken. Mike Sabel is researching an electric baseboard heat alternative.

- #3 Discuss Deadwood Point Road ditch maintenance and dredging of the drainage-way located on the Fett and Town property. The Carol & Dave Schneider reported that a ditch, at the north end of Deadwood Point where it meets Minawa Beach, was filled-in. Surface water is being contained east and north of Deadwood Point Road. They added that Fett's Pond is not draining, which is causing the Schneider's land to act as a reservoir for the water. Water continues to back-flush in and out of Carol & Leo's basement. Water in the basement has been a problem for the past four years. Schneider noted that the Town removed trees in the recent past but did not clean the ditches.

On or about July 18th, Chairman Jerry Guelig; Jared Seidl, DNR; and Spike Clarenbach, Fond du Lac County Code Enforcement Dept. performed a site visit of the Deadwood Point area. Spike noted that the area at the north end of Deadwood would have been filled-in more than 30 years ago when the sanitary sewer collection system was constructed, as evident by the manhole located in the area. Seidl identified the ditch as an 'intermittent stream'. He noted that the owner can dredge the ditch if he/she wishes; however, a chapter 30 permit from the DNR would be required. Seidl further noted that the DNR will not take enforcement action against the owner of the ditch. Dave Schneider believes additional fill was recently placed in the garage area.

Schneider will attempt to contact the owner and attempt some type of resolution. Schneider was advised to contact the DNR should he have any questions.

As for the drainage ditch from Fett's Pond to Lake Winnebago, Seidl was of the opinion that the Town and Fett are responsible for the dredging of their share of the ditch, if they chose to do so. Dave Schneider believes this ditch needs to be dredged. There was no action by the Town Board.

And the north/south ditch from Deadwood Beach Road to Fett's Pond is Fett's responsibility. Schneider is of the opinion that this ditch needs to be mowed annually in order to control the vegetation. It was noted that the Town may need to involve their attorney.

- #4 Consideration and possible acceptance of a Planning Service Agreement, submitted by Community Planning & Consulting, LLC, for an on-call staff consultant. The Clerk requested the Agreement for the purpose of assisting in administering the Zoning Code as it relates to the updated Farmland Preservation requirements. The Agreement states a rate of \$82.00 per hour. The Board questioned the ability to have the consultant bill the particular property owner for responses to their specific questions.

Per Jeff Sanders, he cannot bill an individual for his services if he does not have a contract with that individual. It was noted that the Town is responsible for the administration of its Zoning Code. Eric Freiberg, ET Surveying, concurred with the Clerk that the new Farmland Preservation requirements are very complicated.

Motion by John Abler, second by Jerry Guelig, to accept the Agreement submitted by Community Planning & Consulting, LLC, for on-call consultation. Motion carried (4-0).

- #5 Appointment to the Taycheedah Sanitary District No. 3 Commission, for a term of 6 years. A notice regarding the position appointment was posted on the Town's meeting notice boards. Interested residents were instructed to submit a letter of interest to the Clerk no later than September 8th. No such letters were received.

A petition, signed by 174 District residents, supporting the re-appointment of Bill Gius was presented to the Board.

Motion by John Abler, second by Jerry Guelig, to appoint Bill Gius as Commissioner to the Taycheedah Sanitary District #3, for a term of six years. Motion carried (4-0).

New Business:

- #1 Consideration and possible approval of a rezone from Single-Family Residential without Public Sewer (R-2) to Single-Family Residential with Public Sewer (R-1), requested by Tim Korytko for lands located at W3907 Silica Road. The Plan Commission conducted a public hearing on September 4, 2014. The Plan Commission passed a resolution recommending the Town Board approve the request as presented. Noting the rezone is consistent with the Town's Comprehensive Plan, motion by Jerry Guelig, second by John Abler, to rezone lands located at W3907 Silica Road, from Single-Family Residential without Public Sewer (R-2) to Single-Family Residential with Public Sewer (R-1). Motion carried (4-0).
- #2 Consideration and possible approval of a rezone from Exclusive Agriculture/Farmland Preservation (A-1) to General Agriculture (A-2), requested by Lynn & Peggy Birschbach for lands located west of W2961 Cody Road. The Plan Commission conducted a public hearing on September 4, 2014. The Plan Commission passed a resolution recommending the Town Board approve the request as presented, conditional upon attachment to the adjacent property owned by Jason Guelig. Noting the rezone is consistent with the Town's Comprehensive Plan, motion by Jerry Guelig, second by Clarence Kraus, to rezone lands located adjacent to W2961 Cody Road, from Exclusive Agriculture/Farmland Preservation (A-1) to General Agriculture (A-2), conditional upon attachment to the adjacent parcel owned by Jason Guelig. Motion carried (4-0).
- #3 Consideration and possible amendment to the Zoning code, Section 13-1-54, Business District with Public Sewer (B-1), to decrease the minimum lot size from 'one-acre'; amend Section 13-1-71, Bed & Breakfast Establishments, in increase the number of rooms provided for lodging from 'four or fewer' to 'eight or fewer'; and, amend Section 13-1-76, Exclusive Agriculture/Farmland Preservation District, by adopting a Mobile Tower Siting Permit Ordinance. The Plan Commission conducted a public hearing on September 4, 2014. The Plan Commission passed a resolution recommending the Town Board sustain the one-acre minimum lot size in the Business with Public Sewer District (B-1) as noted in Section 13-1-54; to approve the amendment to Section 13-1-71, Bed & Breakfast Establishments, to increase the number of rooms provided for lodging to eight or fewer; and to postpone adoption of a Mobile Tower Siting Permit Ordinance until such time as a draft version is presented.

Motion by John Abler, second by Jim Rosenthal, to sustain the one-acre minimum lot size in the B-1 District, as recommended by the Plan Commission. Motion carried (3-0). Abstention-Jerry Guelig.

Noting consistency with Section 13-1-8(b)(1) and with the DHS Administrative Code, motion by Jim Rosenthal, second by John Abler, to amend Section 13-1-71, Bed & Breakfast Establishments, to increase the number of rooms provided for lodging to eight or fewer. Motion carried (3-0). Abstention-Jerry Guelig.

Motion John Abler, second by Jim Rosenthal, to postponed adoption of a Tower Ordinance to a yet to be determined date, to allow time for the State to reach a resolution regarding the issue. Motion carried (4-0).

- #4 Consideration and possible repeal of Title 6, Chapter 5, Maintenance of Natural and Man-Made Surface Drainage Ways "Ditch and Waterways". Motion by John Abler, second by Jim Rosenthal, to accept the recommendation of the Town's Attorney and to repeal the Title 6, Chapter 5, Maintenance of Natural and Man-Made Surface Drainage Ways "Ditch and Waterways" Ordinance. Motion carried (3-1). Nay- Clarence Kraus.

- #5 Consideration and approval of the installation of a Little Free Library on the Town-owned parcel located at the Hidden Prairie entrance. Barbara Kuhls, N7585 Deer Path Road, requested approval for the installation of a Little Free Library on the sliver of land owned by the Town that is parallel to the entrance to Hidden Prairie. Peter Kuen, County Surveyor, Fond du Lac County Highway Department, indicated via email that the Department has no objection with placement as indicate by Ms. Kuhls.

Ms. Kuhls was in attendance. She indicated they will install and maintain the Library. Motion by Jim Rosenthal, second by John Abler, to approve the request to install a Little Free Library on the Town-owned lot at the entrance to Hidden Prairie so long as it is installed in an area south of the Hidden Prairie sign, and so long as the petitioner, or her designee(s), maintain the Library. Motion carried (3-1). Nay- Clarence Kraus.

- #6 Consideration and possible acceptance of a Cleaning Services Proposal, submitted by Guardian. A proposal was submitted by Guardian for \$240.00 per month for weekly cleaning. Under a separate arrangement, Guardian is also capable of stripping/waxing the flooring and interior painting, at additional costs. The proposal is for a period of 12-months. Motion by Jerry Guelig, second by Jim Rosenthal, to accept the Cleaning Services Proposal submitted by Guardian. Motion carried (4-0).

- #7 Board of Appeals appointment to fill a vacancy. Gale Burg has resigned as a member of the Board of Appeals. Burg's term expires in 2016. Chairman Guelig made the following appointments:

Erv Karls to complete Burg's unexpired term
Joe Sabel 1st alternate

- #8 Certified Survey Maps. A Certified Survey Map was submitted on behalf of Timothy Korytko, creating Lot 1, consisting of 3.000 acres; and, Lot 2, consisting of 2.911 acres, in the SE ¼ of the SW ¼ of Section 16. Motion by Jerry Guelig, second by Clarence Kraus, to approve the CSM, noting the zoning of the lands has been made consistent. Motion carried (4-0).

- #9 Authorization to change/update the account signers on the Town credit card and consider increasing the credit limit. The credit card account does not have the current Treasurer listed as a signer and remains at the original \$2,000 limit. Motion by Jerry Guelig, second by John Abler, to update the signers on the account to Jerome Guelig, Brenda Schneider and Katherine Diederich; and to increase the limit to \$3,500.00. Motion carried (4-0).

- #10 Discuss possible technical assistance project requests to be submitted to East Central Wisconsin Regional Planning Commission for 2015. It is expected that Fond du Lac County will become a member of ECWRP beginning in 2015. With the County as a paying member, all municipalities can benefit from ECWRP services at no charge to the municipality. ECWRP has distributed request forms. Motion by Jerry Guelig, second by Clarence Kraus, to request ECWRP's assistance with an environmental study of drainage within the Town's road rights-of-way, and assistance to compile the Town's road sign inventory, with a priority placed on the environmental study. Motion carried (4-0).

- #11 Discuss property/liability insurance renewal. The Town Board is very satisfied with the service provided by Rural Mutual Insurance. The Board was not interested in bidding the Town's insurance.

- #12 Implements of Husbandry Workshop-September 24th, 7:00 p.m., Lamartine Town Hall, N5269 Schaefer Drive, Oakfield. Supervisors Abler and Kraus anticipate attending on behalf of the Town Board.

Ordinance Enforcement:


- #1 Chickens in a residential district-N8628 Decorah Lane. Fond du Lac County Code Enforcement Dept and the Town have received anonymous complaints regarding the raising of chickens at a Decorah Lane residence. Chairman Guelig investigated the claim. The homeowners have two Banty chickens that are the children's pets. The chickens are kept in a cage. Motion by Jerry Guelig, second by Clarence Kraus, to repeal the ordinance prohibiting chickens in a residential district. The Board was informed that the prohibition is contained in the Zoning Code; therefore, a Plan Commission public hearing is required in order to repeal the ordinance language. The Chairman did not call a vote on the motion. No further action was taken in regards to the violation.
- #2 Nuisance debris-W4014 Cty. WH and N8114 Glen Street. Chairman Guelig reported that the owner of the Glen Street property is not ad versed to help and is willing to pay for assistance. Chairman Guelig will check into some type of service.
- Chairman Guelig also reported that a 20-yard dumpster was delivered to the Cty. WH property. Guelig mistakenly reported that the debris has been cleaned-up. Apparently the debris he witness in the dumpster was not from the piles just off the end of Nursery Drive. Chairman Guelig will re-check the property.
- #3 Noxious weeds-W3651 Cty. WH. The owners moved out of the Town. The Board will research having the Building Inspector perform an inspection of the home to determine inhabitability.

Public Comments and Questions Pertaining to Town Business:

The Board heard comments regarding the lack of a stop sign at the intersection of Taycheedah Way and Lake Park Drive, several vehicles witnessed at the Town Shop and a non-Town-owned vehicle in the shop.

Adjournment:

Motion by Jim Rosenthal, second by Clarence Kraus, to adjourn the meeting at 9:18 p.m. Motion carried (4-0).

Attest. 
Brenda A. Schneider, Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
OCTOBER 13, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor Bill Huck and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Clarence Kraus, to approve the minutes of the 9/8/14 meeting. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: An Eagle Scout Project of installing benches in Kiekhaefer Park is nearing completion. This fall, the Committee intends to address some erosion spots in Kiekhaefer Park.

Road Maintenance Supervisor Report:

Mike Sabel reported that last week Northeast Asphalt completed blacktop work. Sabel added that he has 3-4 days of ditch mowing work, which will be followed by shouldering work.

Review the financial reports:

The September 2014 financial report was reviewed.

Approval of Town bills:

Motion by Jerry Guelig, second by Jim Rosenthal, to approve the bills (order nos. 469-514). Motion carried (5-0).

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The following is a status report of each project:

- a. Hawk's Landing. Hawk's Landing needed base coarse repair in spots, final coat and shouldering. The work has recently been completed by the developer.
- b. Raven View Estates. Raven View needed both layers of asphalt and shouldering. The work has recently been completed by the developer.
- c. Sand Hill Ridge. Sand Hill Ridge needs base coarse repair of damaged areas, final coat and shouldering. The Town's 2014 estimate to complete the project is \$54,445. The Letter of Credit, in the amount of \$72,700, will expire 9/11/2014.

During the September 8, 2014, Town Board Meeting, the Town Board took formal action to draw \$72,700 (the entire Letter of Credit) and to contract for the completion of all needed work by the end of the current season. The Clerk was to personally serve National Exchange Bank & Trust with the necessary document prior to the 9/11/14 expiration.

On September 9th, the probable contractors informed Mike Sabel, Road Maintenance Supervisor, that they would not bid on the project due to their inability to complete the work by the end of the current season. After consultation with the Town's Attorney and the Town Chairman, the developer was given the option to renew the letter of credit prior to 9/11/14, in lieu of the Town drawing the funds prior to the expiration of the current Letter of Credit. Adashun & Jones chose to renew the Letter of Credit. It has been received.

Motion by Jerry Guelig, second by John Abler, to direct the developer complete the project prior to July 1, 2015, noting that if the developer fails to complete the project by July 1, 2015, the Town will draw on the Letter of Credit and contract for the completion of the work. Motion carried (5-0).

- d. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base course was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000, including the completed base coarse. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

On September 9th, the probable contractors informed Mike Sabel, Road Maintenance Supervisor, that they would not bid on the project due to their inability to complete the work by the end of the current season. The Clerk was directed to offer the developer the option to renew the letter of credit prior to 11/1/14, in lieu of the Town drawing the funds prior to the expiration of the current Letter of Credit, as previously directed.

The Town recently requested proposals for the remaining work. The estimate is \$59,762.30. Per the Town's ordinance, the minimum amount of financial surety is \$74,657.88.

Motion by Jerry Guelig, second by John Abler, to direct the developer complete the project prior to July 1, 2015, noting that if the developer fails to complete the project by July 1, 2015, the Town will draw on the Letter of Credit (assuming it will be renewed) and contract for the completion of the work. Motion carried (5-0).

- e. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14.

On September 9th, the probable contractors informed Mike Sabel, Road Maintenance Supervisor, that they would not bid on the project due to their inability to complete the work by the end of the current season. The Clerk was directed to offer the developer the option to renew the letter of credit prior to 12/1/14, in lieu of the Town drawing the funds prior to the expiration of the current Letter of Credit, as previously directed.

The Town recently requested proposals for the remaining work. The estimate is \$105,948.40. Per the Town's ordinance, the minimum amount of financial surety is \$132,435.50.

Motion by Jerry Guelig, second by John Abler, to direct the developer complete the project prior to July 1, 2015, noting that if the developer fails to complete the project by July 1, 2015, the Town will draw on the Letter of Credit (assuming it will be renewed) and contract for the completion of the work. Motion carried (5-0).

- #2 Consideration and possible approval of a proposal for the installation of a zone damper in the Road Maintenance Supervisor's Office. No formal action was taken. Postponed pending further research.

New Business:

- #1 Review the snowmobile trails planned for the 2014-2015 season. Dale Driscoll, representing Holyland Snowflyers, was present. Driscoll reported that there were no planned changes in the route from last year. Portions of the following roads will again be utilized: Silica Road, Lakeview Road, Church Road, Mengel Hill Road, Johnsbury Road and Fishman's Road. Motion by Clarence Kraus, second by John Abler, to approve the 2014-2015 snowmobile trail system as presented. Motion carried (5-0).
- #2 Consideration and possible reduction of the speed limit on Gladstone Beach Road (citizen request). Lisa Bosio, W4216 Gladstone Beach Road, submitted the request and was in attendance. Bosio is concerned about the rate of speed residents and visitors travel through the area and perceived blind spots. The Board noted that the current speed limit is 35 mph. Mike Sabel commented that the average driveway separation does not meeting the 150' limitation for the 35 mph. He further noted that the speed limit cannot be further reduce without a traffic study. The Board will research the traffic study process.
- #3 Consideration and possible action to support the development of a speed study of Golf Course Drive from Red Fox Run to US Hwy. 151 (citizen request). Jurisdiction of this section of Golf Course Drive is shared by the Town and the City of Fond du Lac. The City received a request to reduce the speed limit. The City has asked if the Town would support having a traffic study done. Based upon statutory authority, the current speed limit is 45 mph. Mike Sabel reported that the County Highway Department would do a study for no more than \$500.00. The City indicated they would pay half of the cost. Motion by John Abler, second by Clarence Kraus, to communicate with the City to indicate the Town's willingness to participate with the City for the cost of a traffic study, at a cost not to exceed \$500.00. Motion carried (5-0).

- #4 Consideration and possible approval of the installation of a stop sign on Golf Course Drive at Cty. UU. Mike Sabel, Road Maintenance Supervisor, requested the Board make a decision as to whether or not a stop sign should be installed at the Golf Course Drive and Cty. UU intersection. The Board did not take formal action, citing a desire to leave the intersection as is.
- #5 Consideration and approval of a Class B Liquor/Beer License application submitted by Heidi Masini. Premise: N7645 CTH WH, Suite 3. Michelle Ziegler, owner of the Gif 'n Gab, surrendered her license for the premise on 9/22/14. Ms. Masini submitted an application of 9/22/14.
Heidi Masini called the Clerk's Office on 10/9/14 for the purpose of requesting that her license application be withdrawn, noting that she has changed her mind.
Motion by Jerry Guelig, second by Jim Rosenthal, to honor the request of the applicant and withdraw the application. Motion carried (5-0).
- #6 Consideration and possible approval of an amendment to the Town's Code of Ordinances, Title 7, Licensing and Regulation, to modify the Class A Closing Hours for the sale of intoxicating liquor to 9 p.m. to 8 a.m. On January 14, 2013, the Town Board approved an amendment to the Code allowing for the sale of fermented malt beverages and liquor to 6 a.m. to 10 p.m. The amendment is in conflict with State Statutes, which prohibits the sale of intoxicating liquor between the hours of 9:00 p.m. and 8:00 a.m. Motion by Jim Rosenthal, second by John Abler, to amend Title 7, Section 2, Licensing and Regulation, Closing Hours, to prohibit the sale of intoxicating liquor between the hours of 9:00 p.m. to 8:00 a.m. Motion carried (5-0).
- #7 Consideration and possible acceptance of a proposal to replace the windows in the Town Hall. Wayne Freund, Freund Siding & Windows, submitted a proposal of \$4,560 for casement windows and \$4,360 for double-hung windows. Motion by Clarence Kraus, second by John Abler, to accept the bid of \$4,360 for double-hung replacement windows. Motion carried (5-0).
- #8 Establish refuse and recycling rates for services to be provided in 2015. Motion by Tim Simon, second by Clarence Kraus, to establish the refuse rate at \$110 and the recycling rate at \$30, noting the rates will remain the same as the current year. Motion carried (5-0).
- #9 Certified Survey Maps. A Certified Survey Map was submitted on behalf of Valentine Eppli, creating Lot 1, consisting of 5.000 acres; and, Lot 2, consisting of 15.784 acres, located in the SE ¼ of the SW ¼ of Section 29 and the NE ¼ of the NW ¼ of Section 32. Motion by Tim Simon, second by Clarence Kraus, to approve the CSM. Motion carried (5-0).
A Certified Survey Map was submitted on behalf of John D., Linda A., Joseph J., Luann M., William R., and Julie A. Diederichs and Luke L. Kohlmann, creating Lot 1, consisting of 5.69 acres, located in the NW ¼ of the SW ¼ of Section 13. Motion by Clarence Kraus, second by Jerry Guelig, to approve the CSM. Motion carried (5-0).
A Certified Survey Map was submitted on behalf of Donald Wolf, creating Lot 1, consisting of 21.098 acres, located in the SW ¼ of the SE ¼ of Section 4. Motion by Jerry Guelig, second by Clarence Kraus, to approve the CSM. Motion carried (5-0).
A Certified Survey Map was submitted on behalf of Lynn L. Birschbach, creating Lot 1, consisting of 6.217 acres, located in the NE ¼ of the SE ¼ of Section 35. The CSM combines land owned by Birschbach and land owned by Jason Guelig. Motion by Clarence Kraus, second by John Abler, to approve the CSM. Motion carried (5-0).
- #10 Schedule the Budget Hearing and Workshop meeting dates. The Budget Hearing was scheduled for December 2, at 7:00 p.m. and a Budget Workshop Meeting was scheduled for October 30, at 6:00 p.m.

Ordinance Enforcement:

- #1 Noise-W3675 Cty. WH. A neighbor to the Welsch Restaurant & Ale House continues to struggle with the noise emitted by the kitchen exhaust fans. It was reported that the fan system was installed in May of 2011. The neighbor has documented the start and stop times. She noted that during the summer, the fan runs 24 hours a day. She added that she was unaware of the replacement of the exhaust fan motors and has not noticed a difference in the noise.
On September 10, 2012, the Town Board amended the Code of Ordinances, Section 13-1-121, Noise, to reduce the decibel level during the day from 75 dBa to 55 dBa, and during the night from 70 dBa to 50 dBa for residential district. And the commercial district was identified as 60 dBa during the day and 55 dBa at night. Day is defined as 7 a.m. to 10 p.m.
The Board needs to obtain access to a decibel meter and take a reading.

- #2 Chickens in a residential district-N8628 Decorah Lane. Fond du Lac County Code Enforcement Dept and the Town have received anonymous complaints regarding the raising of chickens at a Decorah Lane residence. Chairman Guelig investigated the claim. The homeowners have two Banty chickens that are the children's pets. The chickens are kept in a cage. The Chairman stated that he believes only one neighbor has an issue with the chickens. He added that he will not take away the children's pets. No action was taken.
- #3 Nuisance debris-W4014 Cty. WH and N8114 Glen Street. Chairman Guelig reported that the CTH WH property has been sold and that the seller must be out by Thursday, Oct. 16. Based upon public input, the debris was still on the site the evening prior to the meeting. Chairman Guelig will contact the realtor.
- Chairman Guelig reported that the owner of the Glen Street property is not ad versed to help and is willing to pay for assistance. Chairman Guelig will check into some type of service.
- #3 Noxious weeds-W3651 Cty. WH. The owners moved out of the Town. Only the lawn/weeds in the front yard have been cut. The Building Inspector advised that a DILHR inspection would be required prior to renting the home. The Chairman will attempt contact with the owner.

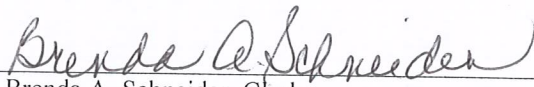
Public Comments and Questions Pertaining to Town Business:

Mike Nett offered assistance to the Chairman pertaining to title work on the CTH WH property. The Board heard a compliment regarding the Town's bulky pick-up program and comments regarding the use of firearms within three rods of the Park, installing a no parking sign along Aspen Court and hunting on private property.

Adjournment:

Motion by Tim Simon, second by Jim Rosenthal, to adjourn the meeting at 8:49 p.m. Motion carried (5-0).

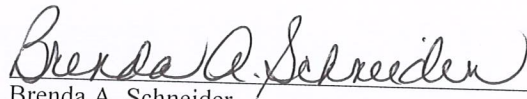
Attest.


Brenda A. Schneider, Clerk

**TOWN BOARD
BUDGET WORKSHOP MEETING
OCTOBER 30, 2014
6:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor Bill Huck and Road Maintenance Supervisor Mike Sabel.

1. Call to order. Chairman Guelig called the meeting to order at 6:04 pm.
2. Review and discuss the draft 2015 Budget. The Town Board reviewed and made modifications to the draft 2015 Budget in preparation for the Annual Budget Hearing, to be conducted on December 2, 2014, at 7:00 p.m.
3. Adjournment. Chairman Guelig declared the workshop meeting adjourned at 7:37 p.m.


Brenda A. Schneider
Town Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
NOVEMBER 10, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor Bill Huck and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Jim Rosenthal, to approve the minutes of the 10/13/14 and 10/30/14 meetings. Motion carried (5-0).

Committee Reports:

Park & Rec Committee: Bill Gius and Earl Jewett recently cleared some trees that were obstructing trails. Jim Feyen also assisted Bill Gius with removing another tree.

Road Maintenance Supervisor Report:

Chairman Guelig reported that the plows are ready and that the Dept plans to complete a ditching project this fall.

Review the financial reports:

The October 2014 financial report was reviewed.

Approval of Town bills:

Motion by Jerry Guelig, second by Clarence Kraus, to approve the bills (order nos. 515-582). Motion carried (5-0).

Unfinished Business:

- #1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The following is a status report of each project:

- a. Sandy Beach Business Park. Sandy Beach needs final coat and shouldering. The base course was laid late in the 2013 season. The Town's 2012 estimate for the project is \$150,000, including the completed base coarse. The Letter of Credit, in the amount of \$187,500, will expire 11/1/14.

On September 9th, the probable contractors informed Mike Sabel, Road Maintenance Supervisor, that they would not bid on the project due to their inability to complete the work by the end of the current season. The Clerk was directed to offer the developer the option to renew the letter of credit prior to 11/1/14, in lieu of the Town drawing the funds prior to the expiration of the current Letter of Credit, as previously directed.

The Town recently requested proposals for the remaining work. The estimate is \$59,762.30. Per the Town's ordinance, the minimum amount of financial surety is \$74,657.88.

The renewed letter of credit has been received, in the amount of \$75,000, with an expiration of 11/1/2015. The developer has been informed of the Board's decision to extend to the option for the developer to complete the project prior to July 1, 2015, noting that if the developer fails to complete the project by July 1, 2015, the Town will draw on the Letter of Credit.

- b. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14.

On September 9th, the probable contractors informed Mike Sabel, Road Maintenance Supervisor, that they would not bid on the project due to their inability to complete the work by the end of the current season. The Clerk was directed to offer the developer the option to renew the letter of credit prior to 12/1/14, in lieu of the Town drawing the funds prior to the expiration of the current Letter of Credit, as previously directed.

The Town recently requested proposals for the remaining work. The estimate is \$105,948.40. Per the Town's ordinance, the minimum amount of financial surety is \$132,435.50.

The renewed letter of credit is yet to be received. The developer has been informed of the Board's decision to extend to the option for the developer to complete the project prior to July 1, 2015, noting that if the developer fails to complete the project by July 1, 2015, the Town will draw on the Letter of Credit. The developer has also been informed that if he fails to renew the letter of credit by 12/1/2014, the Town will draw all funds.

- #2 Consideration and possible approval of a proposal for the installation of a zone damper in the Road Maintenance Supervisor's Office. Mike Sabel is in the process of obtaining a second quote. Formal action was postponed pending further research.

New Business:

- #1 Consideration and possible adoption of a Shoreland Zoning Agreement with Fond du Lac County. A recent Wisconsin Court of Appeals Opinion, Hegwood v. Town of Eagle Zoning Board of Appeals, 2013 WI 118, had an effect of voiding town zoning in county shoreland zoning buffer areas. Therefore, landowners in shoreland areas in Fond du Lac County are ineligible for Farmland Preservation Tax Credit due to the Hegwood decision. Fond du Lac County has compiled an Agreement that incorporates, by reference, the terms of the Town's Zoning Code so that the terms of the Town's Zoning Code become applicable again within shoreland areas located in the Town. Motion by John Abler, second by Jim Rosenthal, to adopt the Shoreland Zoning Agreement with Fond du Lac County. Motion carried (5-0).
- #2 Consideration and possible establishment of a road bond for the construction of a cul de sac at the end of Beverly Parkway. Chairman Guelig reported that Val Eppli is no longer interested in selling the newly created lot; therefore, the road bond is no longer necessary.
- #3 Consideration and possible approval of an amendment to the Town's Code of Ordinances, Title 7, Licensing and Regulation, to modify the Class A Closing Hours for the sale of intoxicating liquor to 9 p.m. to 6 a.m. On October 13, 2014, the Town Board approved an amendment to the Code allowing for the sale of intoxicating liquor from 8 a.m. to 9 p.m. Upon further research, it was discovered that the law was changed a couple of years ago to allow for the sale of intoxicating liquor from 6 a.m. to 9 p.m. Motion by Clarence Kraus, second by John Abler, to further amend Title 7, Section 2, Licensing and Regulation, Closing Hours, to prohibit the sale of intoxicating liquor between the hours of 9:00 p.m. to 6:00 a.m. Motion carried (5-0). Note that the sale hours of fermented malt beverages remains 6:00 a.m. to 10:00 p.m.
- #4 Report on Golf Course Drive speed study. The current posted speed limit is 45 mph. The County Highway Department completed their study. The Dept is unable recommend a reduction based upon the study. The average traveled speed was 48.6 mph.
- #5 Certified Survey Maps. A Certified Survey Map was submitted on behalf of Kraus Trust (James & Linda), creating Lot 1, consisting of 6.179 acres, located in the SW ¼ of the SW ¼ of Section 25. Motion by Clarence Kraus, second by Tim Simon, to approve the CSM. Motion carried (5-0).
A Certified Survey Map was submitted on behalf of Mike & Jane Steinke, creating Lot 1, consisting of 2.392 acres, located in the NE ¼ of the NE ¼ of Section 9, Town of Empire; and the SE ¼ of the SE ¼ of Section 4, Town of Taycheedah. Chairman Guelig is pursuing a legal opinion regarding the creation of a lot encompassing lands in two towns. No action was taken.
- #6 Report on Implements of Husbandry. Supervisors Clarence Kraus and John Abler attended an education session in September presented by the Town's attorney. The County Highway Commissioner and representatives of several other Fond du Lac County towns were in attendance. At that time, the County planned to consider adopting Option E Impose Non-Uniform Higher Weight Limits. However, the County Highway Commissioner reportedly is now pursuing, due to action by the County UW-Extension Education, Agriculture and Recreation Committee, Option F Re-Impose Per-Axle Limits on Category B Implements. The towns represented at the session were of the opinion to be consistent with the County. Chairman Guelig will contact the attorney regarding the matter.

Ordinance Enforcement:

- #1 Noise-W3675 Cty. WH. A neighbor to the Welsch Restaurant & Ale House continues to struggle with the noise emitted by the kitchen exhaust fans. It was reported that the fan system was installed in May of 2011. The neighbor has documented the start and stop times. She noted that during the summer, the fan runs 24 hours a day. She added that she was unaware of the replacement of the exhaust fan motors and has not noticed a difference in the noise.

On September 10, 2012, the Town Board amended the Code of Ordinances, Section 13-1-121, Noise, to reduce the decibel level during the day from 75 dBa to 55 dBa, and during the night from 70 dBa to 50 dBa for residential district. And the commercial district was identified as 60 dBa during the day and 55 dBa at night. Day is defined as 7 a.m. to 10 p.m.

Chairman Guelig reported that he intends to get two opinions. He has lined-up two individuals to take readings.

- #2 Nuisance debris-N8114 Glen Street. Chairman Guelig reported that the owner of the Glen Street property is not ad versed to help and is willing to pay for assistance. Chairman Guelig will check into some type of service.

- #3 Noxious weeds-W3651 Cty. WH. The owners moved out of the Town. Only the lawn/weeds in the front yard have been cut. The Chairman attempted contact with the owner. His call has yet to be returned.

Public Comments and Questions Pertaining to Town Business:

None presented.

Adjournment:

Motion by Jerry Guelig, second by Tim Simon, to adjourn the meeting at 7:53 p.m. Motion carried (5-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk

**TOWN OF TAYCHEEDAH
2015 PROPOSED BUDGET
DECEMBER 2, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

PUBLIC HEARING

The Town of Taycheedah conducted a public hearing on Tuesday, December 2, 2014, at 7:00 p.m., at the Town Hall, for the purpose of presenting the 2015 Proposed Budget. Town Board members in attendance were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus, Jim Rosenthal and Tim Simon, Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor Bill Huck and Constable Bill Gius. Also present were ten additional residents.

The Town Board, Clerk and Treasurer met for a budget workshop meeting on October 30th, 2014. The draft 2015 Budget was reviewed and revised by the Board in preparation for the Budget Hearing.

Town Chairman Jerry Guelig called the public hearing to order at 7:00 p.m. The Pledge of Allegiance was recited.

The proposed 2015 Budget was presented.

Motion by Jim Rosenthal, second by Jerry Guelig, to close the public hearing at 7:07 pm. Motion carried (5-0).

SPECIAL MEETING OF THE ELECTORS

Chairman Guelig called to order the Special Meeting of the Electors, pursuant to Section 60.12(1)(c) of Wis. Stats., at 7:07 p.m., for the purpose of approving the salaries of elected officials, approving the 2015 Highway Expenditures, adopting the 2014 tax levy and establish the date of the 2015 Annual Meeting.

- 1) **To approve the total 2015 highway expenditures pursuant to Sec. 82.03 of Wis. Stat., if said highway expenditures exceed \$5,000 per town highway mile (66.88 mi.@\$5,000=\$334,400).** The 2015 Proposed Budget projects highway expenditures to be \$492,049.13.

- Motion by Jack Braatz, second by Bill Huck, to approve the 2015 Highway Expenditures of \$492,049.13. Motion carried unanimously by voice vote.

- 2) **To establish salaries of elected officials for the terms of office to begin in April, 2015, pursuant to Sec. 60.32 of Wis. Stats.** The 2015 Proposed Budget establishes the salaries of the elected officials for the term of office to begin in April, 2015. The following are the proposed salaries:

Chairperson	\$7,815.00 annually	4% increase
Supervisors	\$3,907.50 annually	4% increase
Clerk	\$32,123.15 annually	2% increase
Treasurer	\$10,500.00 annually	0% change
Assessor	\$14,327.00 annually	4% increase
Constable	\$520.00 annually	4% increase

- Motion by Bill Gius, second by Ken Groeschel, to sustain the current level of compensation for the Chairperson, Supervisors, Treasurer and Constable; and in increase the Clerk compensation by 2% and to increase the Assessor compensation by 4%. Motion carried unanimously by voice.

- 3) **To adopt the 2014 tax levy to be paid in 2015, pursuant to Sec. 60.10(1)(a) of Wis. Stats.** The 2015 Budget proposes a tax levy of \$426,369.92 for operations, the maximum allowed by the State of Wisconsin imposed levy limits, and \$296,904.91 for debt, for a total tax levy of \$723,274.83.

- Motion by Bill Gius, second by Bill Huck, to adopt an operational tax levy of \$426,369.92 and a debt tax levy of \$296,904.91. Motion carried unanimously by a voice vote.

- 4) **To establish the date of the 2015 Annual Meeting of the Electors.** Due to a change in State law, the Annual Meeting must be held on the third Tuesday in April or within 10 days after.
- Motion by Bill Huck, second by Bill Gius, to conduct the 2015 Annual Meeting of the Electors on Monday, April 27th, at 7:00 p.m. Motion carried unanimously by voice vote.

Motion by Bill Huck, second by Bill Gius, to adjourn the Special Meeting of the Electors at 7:23 pm. Motion carried unanimously by voice vote.

SPECIAL TOWN BOARD MEETING

Chairman Jerry Guelig called the Special Meeting of the Town Board to order at 7:23 pm. The purpose of the meeting was for the Board to discuss and adopt the 2015 Budget.

Motion by Jerry Guelig, second by John Abler, to make the following transfers:

- \$301.00 plus applicable payroll taxes from Chairperson Wages to General Contingency;
- \$301.00 plus applicable payroll taxes from Supervisors' Wages to General Contingency; and
- \$20.00 plus applicable payroll taxes from Constable Wages to General Contingency.

Motion carried (5-0).

Motion by Jim Rosenthal, second by John Abler, to adopt the 2015 Proposed Budget, as amended by the Electors pursuant to the authority granted to them under Wis. Stats. 60.12(1)(c). Motion carried (4-1). Nay-Clarence Kraus.

Supervisor Kraus alleged that "it's as illegal as hell" for the Town to pay the wages of an Assistant Clerk. The Wisconsin Towns Association recently published an article stating, in part, that *The appointing officer is responsible to compensate the deputy*. The Board did not appear to concur with Kraus' claim; however, Chairman Guelig will obtain a legal opinion and report to the Board during their December monthly meeting.

Motion by Jerry Guelig, second by Jim Rosenthal, to adjourn the Special Town Board meeting at 7:30 pm. Motion carried (5-0).

Attest Brenda A. Schneider
Brenda A. Schneider
Clerk

**TOWN BOARD
MONTHLY BOARD MEETING
DECEMBER 8, 2014
7:00 P.M.
TAYCHEEDAH TOWN HALL**

Members present were Chairman Jerry Guelig, Supervisors John Abler, Clarence Kraus and Tim Simon. Excused: Supervisor Jim Rosenthal. Also present were Clerk Brenda Schneider, Treasurer Kathy Diederich, Assessor Bill Huck and Constable Bill Gius.

Call to order and Pledge of Allegiance:

Chairman Guelig called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

Approval of Meeting Minutes:

Motion by John Abler, second by Jerry Guelig, to approve the minutes of the 11/10/14 meeting. Motion carried (4-0).

Committee Reports:

Park & Rec Committee: Soil stabilization measures have been completed in a couple of areas of the Park.

Road Maintenance Supervisor Report:

Chairman Guelig reported that the plows are ready and that the Dept plans to complete a ditching project this fall. Also, the Department has been working on tree trimming with a rented brush mower.

Review the financial reports:

The November 2014 financial report was reviewed.

Approval of Town bills:

Motion by John Abler, second by Tim Simon, to approve the bills (order nos. 583-650). Motion carried (4-0).

Presentation:

Annual insurance review by Mike Immel, Rural Mutual Insurance, Co.

Unfinished Business:

#1 Discuss road construction projects yet to be completed by the developer. Letters informing the developers of the Board's position to complete these projects during the 2014 season were sent on or about April 30th. The following is a status report of each project:

a. Windward Estates. Windward Estates needs the final coat and shouldering. The Town's 2014 estimate to complete the project is \$122,800. The Letter of Credit, in the amount of \$112,553, will expire on 12/1/14.

The renewed letter of credit was received, in an amount of \$132,435.50, with an expiration of 12/1/15. The developer has been informed of the Board's decision to extend the option for the developer to complete the project prior to July 1, 2015, noting that if the developer fails to complete the project by July 1, 2015, the Town will draw on the Letter of Credit.

#2 Consideration and possible approval of a proposal for the installation of a zone damper in the Road Maintenance Supervisor's Office. The following bids were submitted: Groeschel Co-\$1,942.00; and Advanced Custom Geothermal-\$775.00. No formal action was taken. The Board wants to research the effectiveness of an electric space heater.

New Business:

#1 Consideration and possible renewal of a Kennel License, requested by Jim Feyen. Motion by Clarence Kraus, second by John Abler, to approve the renewal of Mr. Feyen's Kennel License. Motion carried (4-0).

- #2 Report on Gladstone Beach Road speed reduction request. The Board intends to post advisory 25 mph signs beginning at Gladstone Beach Road and Blue Gill Drive.
- #3 Consideration and possible acceptance of a quote to strip and wax the Town Hall floor. Guardian One Source Maintenance submitted a quote of \$640 to strip, clean and wax the floor. Motion by Jerry Guelig, second by John Abler, to accept Guardian's quote for said work. Motion carried (4-0).
- #4 Certified Survey Maps. A Certified Survey Map was submitted on behalf of Mike & Jane Steinke, creating Lot 1, consisting of 2.085 acres, located in the NE ¼ of the NE ¼ of Section 9, Town of Empire; and Outlot 1, consisting of 0.78 acres in the SE ¼ of the SE ¼ of Section 4, Town of Taycheedah. Legal counsel has reviewed the CSM. Motion by Clarence Kraus, second by Tim Simon, to approve the CSM as presented. Motion carried (4-0).

A Certified Survey Map was submitted on behalf of Andrew J Kraus, creating Lot 1, consisting of 5.074 acres, located in the SW ¼ of the SW 14/ of Section 26. Motion by Tim Simon, second by Clarence Kraus, to approve the CSM as presented. Motion carried (4-0).

- #5 Report on Implements of Husbandry. The County has selected Option A-Do Nothing, at this time. Motion by Clarence Kraus, second by John Abler, to be consistent with the County. Motion carried (4-0). It is believed that the Town would still need to issue permits. Further information is needed.
- #6 Schedule a Workshop Meeting to discuss amendments to the Zoning Code. A Workshop Meeting was scheduled for Monday, January 12, 2015, at 5:30 p.m.
- #7 Discuss the 2015 Budget allocation for Wages-Assistant Clerk. In the fall of 2012, Clerk Brenda Schneider deputized her assistant for the primary purpose of being authorized to initial absentee ballots for the upcoming Presidential Election. The Wisconsin Towns Association recently published an article stating, in part, that *The appointing officer is responsible to compensate the deputy.* The article further states, *Although a town board cannot be forced to provide compensation to a deputy officer, the town board could in its discretion elect to do that.*

Attorney Matt Parmentier submitted the following opinion: *We reviewed the statutes regarding whether a Town Clerk is responsible to pay the salary of a deputy clerk. We agree with the Towns Association that a clerk is responsible to pay the deputy clerk's salary unless the Town Board adopts a resolution declaring that it will be responsible to pay the deputy clerk's salary. The statutory basis for the Towns Association's interpretation (and ours) is Wis. Stats. Sec. 60.331 that says a clerk may appoint a deputy "for whom the Town Clerk is responsible." The Towns Association interprets "responsibility" to include payment unless the Town Board approves otherwise.*

There remained different interpretations of the above noted opinions amongst the Board members and the Treasurer as to whether or not the Town can allocate funds to compensate a deputy clerk. Chairman Guelig will ask the attorney for further clarification.

Ordinance Enforcement:

- #1 Noise-W3675 Cty. WH. A neighbor to the Welsch Restaurant & Ale House continues to struggle with the noise emitted by the kitchen exhaust fans. It was reported that the fan system was installed in May of 2011. The neighbor has documented the start and stop times. She noted that during the summer, the fan runs 24 hours a day. She added that she was unaware of the replacement of the exhaust fan motors and has not noticed a difference in the noise.
- On September 10, 2012, the Town Board amended the Code of Ordinances, Section 13-1-121, Noise, to reduce the decibel level during the day from 75 dBa to 55 dBa, and during the night from 70 dBa to 50 dBa for residential district. And the commercial district was identified as 60 dBa during the day and 55 dBa at night. Day is defined as 7 a.m. to 10 p.m.
- Chairman Guelig reported that he has made contact with an individual who has access to a decibel meter.
- #2 Nuisance debris-N8114 Glen Street. Chairman Guelig reported that the owner of the Glen Street property is not adverse to help and is willing to pay for assistance. Chairman Guelig is working on obtaining quotes for lawn care service.

Public Comments and Questions Pertaining to Town Business:

Bill Gius publicly thanked Jim Feyen for clearing fallen trees from the trails in Kiekhaefer Park.

The Board heard comments that for every \$1 of natural gas used for heating, you will spend \$3 on electricity; and a suggestion the photos on the Town's website be updated with agriculturally-related scenes from the area.

Adjournment:

Motion by Jerry Guelig, second by John Abler, to adjourn the meeting at 8:08 p.m. Motion carried (4-0).

Attest. Brenda A. Schneider
Brenda A. Schneider, Clerk