

The Ledgeview Town Board held a meeting on **Tuesday, July 22, 2014, at 4:30 p.m.** at the Municipal Building located at 3700 Dickinson Road, De Pere, WI 54115.

A. CALL TO ORDER

The meeting was called to order by Chairman Danen at 4:30 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited by all in attendance.

C. ROLL CALL

Members present were Chairman Philip J. Danen, and Supervisors Richard Huxford, and Ken Guerts. Excused were Supervisors Andy Schlag and Renee Van Rossum.

Staff present were Clerk/Administrator Sarah Burdette, Treasurer Luann Pansier, and Deputy Clerk Charlotte Nelson. Excused staff were Engineer Scott Brosteau.

D. AGENDA APPROVAL

MOTION by Guerts/Huxford to approve the agenda. No further discussion. Motion carried in a voice vote, 3-0.

CONSENT AGENDA

1. Regular Board meeting minutes:
 - a. July 7, 2014 Town Board Minutes.
2. Routine Reports:
3. Committee/Commission Reports:
4. Operator's Licenses:
 - a. July 3, 2014 - July 17, 2014
5. Other Committee minutes. Accept and place on file.
 - a. Zoning & Planning Commission Minutes.
6. Change Order #1, Alliance Construction & Design, Town Hall Storage Addition \$4,890.00 for Meeting Room removal and new installation.
7. Public Amusements & Shows Application for Graystone Ale House, 3711 Monroe Road, De Pere, for Ears & Beers Event on Saturday, August 2, 2014 from 4:00 p.m. to 11:00 p.m.

All items listed under "Consent Agenda" are considered to be routine and non-controversial by the Town Board and will be approved by one motion. There will be no separate discussion. If discussion is desired by members, that item will be removed from the consent agenda and discussed separately immediately after consent agenda is approved.

MOTION by Huxford/Danen to approve the consent agenda. No further discussion. Motion carried in a voice vote, 3-0.

PUBLIC COMMENT:

John Lombardi, 1707 Limestone Trail - Mr. Lombardi spoke about the speed limit on Scray Hill Road (ordinance 2014-018). Mr. Lombardi lives in the area and sees Scray Hill Road as a safety hazard with the speed, the wide of the road, and the fact that it is a truck route for the quarries. Safety data was provided to the board from the National Truck Administration. There was discussion regarding the construction of Scray Hill Road, the agreement between the town and Daanen and Janssen, and the town's ability to terminate the agreement. Mr. Lombardi supports removing the truck route designation from Scray Hill Road because, even though there hasn't been an accident yet, there have been many close calls. Having the dump trucks take the alternate route via CTH X to CTH GV adds three minutes of time. Mr. Lombardi would like the board to support adding Scray Hill Road to the weight limits in order to remove the truck route designation, lowering the speed limit to 30 m.p.h., and to do what's right for the Town of Ledgeview residents, not the quarries.

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Kate Lombardi, 1707 Limestone Trail - Mrs. Lombardi spoke in favor of the same proposal as Mr. Lombardi, establishing weight limits on Scray Hill Road, lowering the speed limit, and terminating the agreement with Daanen Janssen Quarry. The character of the neighborhood changed when the town changed the zoning to residential. Using Scray Hill Road as a truck route defies logic and is a safety concern with the steep hill. There are children in the neighborhood that could get seriously hurt by a passing dump truck and the town is not have absolute immunity from a lawsuit. If the town has trouble terminating the agreement with Daanen Janssen, the neighborhood is willing to raise the money. Mrs. Lombardi also encouraged the board to do what's right by the Town of Ledgeview residents.

Stacy Blahnik, 2989 Carsty Circle - Additionally, Ms. Blahnik is in favor of removing the truck route designation from Scray Hill Road and lowering the speed limit. Scray Hill Road is a narrow road and when the trucks come through, there is nowhere to go. Ms. Blahnik is concerned for the safety of her children when they are outside in the yard. Ms. Blahnik would not have purchased the property had she known the safety issues of Scray Hill Road.

Dan Robinson, Assembly Candidate 88th District - Mr. Robinson introduced himself to the constituents and give a brief overview of his political campaign.

PUBLIC HEARINGS/ACTION: None.

COMMUNICATIONS: None.

ZONING AND PLANNING COMMISSION ITEMS:

1. Request by Steve Bieda of Mau & Associates, agent for Gerald Bigelow, owner, for a site plan for a 12-unit apartment building located on parcel D-674, East River Drive.

The parcel was rezoned to R-3, Multi-Family at the Town Board level. The Site Plan was reviewed by staff and forwarded to the Zoning & Planning Commission. Zoning & Planning recommends approval of the submitted site plan for a 12-unit apartment building with the following conditions:

1. The building shall be moved 10 feet closer to the east lot line.
2. Mr. Bigelow shall add six additional Black Hill Spruce trees on the west side of the building facing East River Dr.

Mr. Bigelow should work with the Town to ensure drainage requirements are met adjacent to the East River and floodplain.

MOTION by Danen/Geurts to approve with the noted conditions from Zoning & Planning. No further discussion. Motion carried in a voice vote, 3-0.

2. Request by Gale Greatens of Wall Street Warehouse, Inc., for a sign located at 3180 Wall Street, parcel D-122-6.

This is a request to move the existing sign from the north side of the building (Bellevue) to the south side of the building (Ledgeview). The sign meets the requirements set forth in the ordinance. Zoning & Planning recommend approval. **MOTION** by Geurts/Huxford to approve the sign. No further discussion. Motion carried in a voice vote, 3-0.

3. Conceptual review of site plan requested by John Davel of Davel Engineering & Environmental, agent for Konrad Jossart, Walter Excavating, LLC, owner, for mini storage facilities located on parcel D-56-3, Swan Road.

The Commission reviewed a conceptual site plan requested by Konrad Jossart for mini storage facilities located on parcel D-56-3, Swan Rd. The storage would be located in the rear of Mr. Jossart's current

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commercial property, well- screened by existing buildings and a stormwater pond. Mr. Jossart is in the process of developing a road spur off of Swan Rd. and staff would like to see access to the mini storage provided off the spur. Staff prefers the storage building orientation provided by the applicant. Mr. Jossart is aware he must submit access, site drainage, landscaping, signage, lighting, greenspace and fencing plans with the official application. Staff also requests that the application and drawings include data for the entire parcel including current outdoor storage and the eastern area along Swan Rd. Site statistics must be included for the entire parcel. The Commission recommends approval of the conceptual site plan. (NOTE: This is not an official approval of the site plan) The board concurs with Zoning & Planning findings. No action taken.

OLD BUSINESS:

1. Recommendation to approve snow removal contract annual hourly equipment rates and related fuel surcharges.

The present contract was entered into on September 4, 2012. There have been no increases to the hourly rate established in 2012. The contractor has added 3 pieces of equipment (a 10 yard plow truck, skidsteer and pre-wetting/anti-icing equipment). With that in mind the contractor is requesting an increase which averages out to 3.66%. A check of the CPI found from Dec. 2012 to July 2013 all items up 2% and services up 2.7%. Much to the same, a check of July 2013 to May 2014 which showed all items up 2.1% and services up 2.7%. The fuel surcharge was requested to make it more equitable for the contractor by using ½% increments due to the unstable fuel market. The skidsteer is used for the clean-up process and the prewetting notation in the contract is in case this process is necessary. **MOTION** by Huxford/Geurts to approve. No further discussion. Motion carried in a voice vote, 3-0.

TOWN ORDINANCES

1. SECOND READING:

a. 2014-016 Ordinance to Establish Special Weight Limits on Town Roads.

When Public Works did their annual road drive around, discovered that there are violators to the 8,000 pound weight limit. This ordinance will establish truck traffic routes and will provide an enforcement mechanism to cite violators. There was discussion, however, the bottom line is that if the town doesn't post and enforcement weight limits and truck routes, any truck can drive down any road they want without any enforcement. By establishing a truck route and weight limits, the town is telling truckers where they can drive and where they can't which protects the residential areas. No changes recommended, continues to the third and final reading. No action taken.

b. 2014-017 Ordinance to Establish Rate Fees for Grass Cutting.

Residents are taking advantage of grass cutting services and the town needs to establish fees that encourages residents to take responsibility to cut their property on their own. Discussion ensued. Recommended changes for the second reading are to charge \$25.00/15 minutes after the first hour. No changes recommended, continues to the third and final reading. No action taken.

c. 2014-018 Ordinance to Amend Official Traffic Map Speed Limit on Scray Hill Road.

Recommended speed limit was changed to 30 m.p.h. as requested at the first reading. **MOTION** by Danen to invoke the board authority to suspend the three readings process and approve the ordinance immediately. There was discussion in regard to a full board voting on this ordinance due to: 1) Highly sensitive issue with the safety concerns of the neighborhood, 2) Board members who had concerns at the first reading should be given to opportunity to voice their opinion. Therefore, Danen withdrew his motion, and the ordinance continues on to the third reading with no recommended changes. No action taken.

THIRD & FINAL READING:

Approved at the August 4, 2014 Town Board Meeting.

a. 2014-014 Ordinance to amend Chapter 79, Section 3 Definitions, and Section 8 Signs Not Requiring Permit.

No recommended changes were noted from the second reading. **MOTION** by Danen/Geurts to approve as revised in the second reading. No further discussion. Motion carried in a voice vote, 3-0.

REPORTS:

Clerk/Administrator:

- Knaus vs. Town of Ledgeview case, Knaus did not file an appeal during the allotted timeframe, so this case is closed. The abatement issue is still ongoing.
- Central Brown County Water Authority is going to market with their refunding bonds later this week. Safe Drinking Water loan to close in September.
- Staff is working on annual insurance requirements.
- Mediation is scheduled in the Kuehne matter for August 29th.
- Storage addition is on target for the August 1st completion date. Shelving and speaker system quotes are being obtained.
- Fire Department is hosting the 8th Annual Cookout at BMO Harris Bank on Friday, August 1st.
- Partisan Primary is August 12th. Polls open from 7:00 am to 8:00 pm.
- Burdette attending annual training next week.

Fire Department:

- New Tender chassis has been ordered. Custom Fab & Body will begin building the truck when the chassis is received.
- Hosting the 8th Annual Cookout at BMO Harris Bank on Friday, August 1st.
- Bellevue Fire Department is researching building a training facility. Guns would like Ledgeview to partner with our neighbors to the north at least financially because mutual aid is here to stay. Bellevue does plan on applying for a FEMA grant next year as well.
- Continue to get the air compressor functional in order to fill the air tanks.

Treasurer:

- Cash Flow Report was included in the packets
- Banking services RFP is due Thursday, July 31st by 3:00 p.m.
- There will be a formal request for the board to consider GV-10 and CTH PP sewer and water infrastructure be part of the overall construction costs. Otherwise this will affect the sewer and water customers in the process of paying for the original installations.
- Public hearing notices were sent out for CTH PP and Tordeur Lane. The public hearing will be on the August 4th agenda.

Board Comments:

Huxford:

- Didn't appreciate the letter regarding Scray Hill Road that was delivered to each of the board members homes anonymously.

Danen:

- Received an update from Senator Cowles on the happenings of the last senate session.
- Brown County will not invoice for unforeseen bridge inspection expenses until next year.
- Forwarded the town's resolution to increase the speed limit on GV to 40 mph to Brown County Executive and County Board Supervisor John Van Dyke for a future agenda. There has been no correspondence received back from Brown County Public Works Director Paul Van Noie since he acknowledged the receipt of the resolution. Follow up will continue.

Geurts:

- Continued discussions regarding Scray Hill Road. The board is listening to the neighborhood and is taking steps in rectifying the situation. This is a process where research must be completed, options must to be looked at, and facts need to be considered before decisions can be made. The board will continue its efforts.

APPROVAL OF THE VOUCHERS:

MOTION by Huxford/Geurts to approve the vouchers. No further discussion. Motion carried in a voice vote, 3-0.

ADJOURNMENT:

MOTION by Danen/Geurts to adjourn. No further discussion. Motion carried in a voice vote, 3-0. Meeting adjourned at 5:23 p.m.

Charlotte Nelson

Charlotte K. Nelson, Deputy Clerk
Town of Ledgeview, Brown County, WI