

The Ledgeview Town Board held a meeting on **Monday, August 4, 2014, at 6:00 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 6:00 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, Andy Schlag, Renee Van Rossum, and Ken Geurts.

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

D. AGENDA APPROVAL

MOTION by Van Rossum/Geurt to approve the agenda. No further discussion.

Motion carried in a voice vote, 5-0.

CONSENT AGENDA

1. Regular Board meeting minutes:
 - a. July 22, 2014 Town Board Minutes.
2. Routine Reports:
3. Committee/Commission Reports:
4. Operator's Licenses:
 - a. July 18, 2014 - July 31, 2014
5. Public Amusements & Shows Application
 - a. September 5 & 6, 2014 for LiveRC.com, Brandon Rohde owner, 3545 Bower Creek Road, De Pere, WI for a radio controlled car exhibition race from 10:00 am to midnight each night.

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 Schlag/Huxford to approve the consent agenda. There was discussion on Item 5(a) Public Amusements & Shows Application for the Radio Control Car Exhibition Race on September 5 and 6. Mr. Rhode was in attendance to answer any questions of the board. Mr. Rohde assured the board that he has room for 240 vehicles on his property, that "No Parking" signs have been purchased and will be installed on both sides of the road for the event days, and that there will be people there to direct spectators where to park. Mr. Rhode was told to watch the noise levels because if complaints are received, it will impact any future events he would like to host. This is a family event, no alcohol will be involved. No further discussion. Motion carried in a voice vote, 5-0.

PUBLIC COMMENT:

Tom Kraft, 4346 Scray Hill Road - Mr. Kraft requested that the board table the approval of Ordinance 2014-016 - An Ordinance to Establish Special Weight Limits on Town Roads until such time that Scray Hill Road is included. Mr. Kraft represents a group of sixty or more residents who would like all users of Scray Hill Road to be considered in safety matters, not just the trucks. Mr. Kraft referred to the town's Mission Statement to remind the board that they are to be making policy to protect the citizenry.

Matthew Umentum, 1660 Hawthorne Heights - Mr. Umentum echoed Mr. Kraft's request to hold off approving Ordinance 2014-016 - An Ordinance to Establish Special Weight Limits on Town Roads until such time that Scray

Approved at the August 19, 2014 Town Board Meeting.

Hill Road is included. The reason being is that additional families have moved into the area making it more residential than agricultural as it once was. Mr. Umentum thinks Scray Hill Road is an excellent road to consider for weight limit and mentioned the “buy out” option maybe appropriate considering the makeup of the neighborhood.

James Stock, 1620 Hawtrone Heights - Mr. Stock questioned if Scray Hill Road was a county road, a town road, or a Town of Morrison Road. Mr. Stock was advised that the Scray Hill Road is a town road, and the portion of that road located in the Town of Ledgeview falls under the town’s jurisdiction. The same with the Town of Morrison. Mr. Stock is concerned with the dirt left on the road, and thought there was a clause in the quarry contract for daily washing of the roadway. Mr. Stock was advised this was a DNR issue.

PUBLIC HEARINGS/ACTION:

The public hearings were open for comment at 6:17 p.m.

- 1. On the proposed special assessments for installation of street and drainage improvements including engineering and administration along Tordeur Lane beginning 450 feet north of Pheasant Run Trail and ending at the corporate limits with Bellevue, in the Town of Ledgeview, Brown County, Wisconsin.**

Engineer Scott Brosteau explained that this is a Bellevue project of which one parcel of the project is located in Ledgeview. The bid and estimates were obtained through Bellevue, and Bellevue gave Ledgeview the cost savings. The special assessment term would be 10 years at 2.49 percent interest which is one half percent higher than the town’s interest rate. There is no penalty for early payment and the special assessment becomes due upon sale or development of the property.

Roldand Tordeur, 2923 Tordeur Lane - Mr. Tordeur wanted to hear what the terms of the assessment were. He also informed Brosteau that there wasn’t any base under the Ledgeview portion of the roadway.

- 2. On the proposed special assessments for installation of curb, gutter, sidewalk, and storm sewer, including engineering and administration along CTH PP beginning at the intersection of Viking Lane and CTH PP and ending at the intersection with O’Keefe Road and CTH PP, in the town of Ledgeview, Brown County, Wisconsin.**

Engineer Scott Brosteau explained that this project is a county project with the costs split between three ways; 50 percent Brown County, 29 percent City of De Pere, 21 percent Town of Ledgeview. The special assessments will be for curb, gutter, sidewalk, and storm sewer for those properties long CTH PP beginning at Viking Lane and ending at O’Keefe. The terms will be full payment up front, or 10 years to pay at a rate of 2.49 percent (one half percent above the town’s interest rate). There is no penalty for early payment and special assessment come due upon sale or development of the property.

Scott Tureff, Owner of Copperworks, 1922 Old Valley Court - Mr. Tureff doesn’t want the sidewalks, indicating that they won’t be used. He doesn’t want to be responsible for maintaining the sidewalks, especially during the winter, when they’re not going to be used. Mr. Tureff would like to see the legitimacy of the sidewalks.

Jeff Metzler, 322 Longview Avenue, Alleouz Owner of Ag Land along CTH PP - Mr. Metzler echoed Mr. Tureff’s concern about the sidewalk. He doesn’t see the need for the sidewalk along his farmland. Mr. Metzler didn’t feel that there was adequate public discussion or notification of the project. Mr. Metzler was advised this was a county project, and that today’s public hearing was not the final hearing. The final hearing would come in the future once the project was complete and final costs were known. Mr. Metzler would like the town to reconsider.

After three calls for any further comments on either public hearing item, the public hearings were closed was 6:37 p.m.

COMMUNICATIONS:**1. Brown County Circuit Court letter dated July 10, 2014 regarding State of Wisconsin vs. Roy O'Neal.**

It was explained that this letter was for informational purposes only at this point. It is uncertain where Mr. O'Neal will be placed, however, it will be somewhere in Brown County. Typically there is a public service announcement when placement is known.

ZONING AND PLANNING COMMISSION ITEMS: None.**NEW BUSINESS:****1. Request from Ledgeview Sanitary District No. 2 for consideration of the expense of sewer and water infrastructure adjustments and relocations, necessary only to the reconstruction of CTH PP and CTH GV-10, as part of the over cost of the projects.**

Ledgeview Sanitary District is requesting the Town Board to consider the cost of the sewer and water infrastructure, necessary only to the reconstruction of CTH PP and CTH GV-10, to be included in the overall cost of the project. Otherwise the costs would affect the sewer and water customers of the District who are still in the process of paying for the original installations in these areas. The board concurred that was done with the GV-9 project as well. MOTION by Huxford/Van Rossum to approve the request. No further discussion. Motion carried in a voice vote, 4-0-1 with Geurts abstaining.

TOWN ORDINANCES**1. THIRD & FINAL READING:****a. 2014-016 Ordinance to Establish Special Weight Limits on Town Roads.**

There are numerous roads in the Town of Ledgeview that were not built to withstand the weight of heavier vehicles. Public works has placed some weight limit signs and is in the process of placing more as they come in. As we do not currently have an ordinance prohibiting some types of vehicles from operating on the roads, the sheriff's department or state police cannot enforce the weight limits except for county roads, therefore an ordinance was established to fulfill this need. There was discussion regarding Scray Hill Road. The board felt that, if determined necessary, Scray Hill Road could be added to the ordinance at a later date. MOTION by Danen/Huxford to approve ordinance 2014-016 Establishing Special Weight Limits on Town Roads. No further discussion. Motion carried in a voice vote, 5-0.

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

The code enforcement office is responsible for notifying residents of overgrown grass and weeds by mailing a letter to them and giving them a specified time to cut the grass/weeds. The letter also informs them that if the grass is not cut the Town will cut it and bill the cost to the property owner. Currently we either hire out or cut the grass ourselves at a rate of \$60.00 an hour (minimum one hour), with a \$40.00 administration fee. There have been several properties that refuse to cut the grass on a constant basis and we end up taking care of the violation. The problem that arises with this is that the property owner's would rather us charge them \$60.00 an hour (with a maximum \$40.00 admin fee) and take care of the property than do it themselves or go to the trouble of hiring out. The Town of Ledgeview does not have a set way of handling grass mowing. Depending on the situation we will either cut the grass ourselves or hire out. Either way we should set a fee that gets property owner's attention so they may take care of it themselves. MOTION by Van Rossum/Schlag to approve 2014-017 Ordinance to Establish Rate Fees for Grass Cutting. No further discussion. Motion carried in a voice vote, 5-0.

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

This ordinance is a result of a citizen concern regarding the speed of traffic, particularly dump truck traffic. There are safety concerns as well noise concerns. This ordinance addresses some of those concerns. Discussion ensued regarding Scray Hill Road. The neighborhood is requesting the speed limit of 30 mp.h. Some of the board members thought 30 m.p.h. is

awfully slow for all vehicles both ascending and descending from the hill. Once the new speed limit signs are in place, the town is going to ask the Sheriff's Department for added patrol to enforce the new speed limit. The board wanted the residents of Scray Hill Road to understand that they have been listening to their concerns, and are taking appropriate steps to implement reasonable solutions. MOTION by Danen/Van Rossum to adopt Ordinance 2014-018 Amending the Official Traffic Map Speed limit on Scray Hill Road to 30 m.p.h. No further discussion. Motion carried in a voice vote, 3-2 with Huxford and Schlag voting nay.

REPORTS:

Deputy Clerk:

- The storage addition is complete with perhaps the exception of a few minor punch list items.
- Partisan Primary is Tuesday, August 12, 2014. The entire town votes at the Municipal Building. Polls are open 7:00 am to 8:00 pm.
- Tax Incremental Financing Primer Meeting will be held on Wednesday, August 13th at 5:00 p.m. A reminder e-mail will be sent.

Engineer:

- Construction is started in Belle Isle Meadows. The delay was DNR permitting.

Treasurer:

- RFP for banking was due last week. Will have summary on a future agenda.
- Resolution for Public Depositaries will be on a future agenda.

Board Comments:

Huxford:

- The portion of the PP project that's complete looks good.

APPROVAL OF THE VOUCHERS:

Vouchers will be on the Sanitary District Agenda next week.

CLOSED SESSION:

1. **The Town Board may convene into closed session to discuss the status of a pending claim and/or a Resolution Agreement related to said claim pursuant to 19.85(1)(g) for the purpose of 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. The Board may then reconvene into open session.**

MOTION by Danen/Schlag for the Board to convene into closed session. No further discussion. MOTION carried in roll call vote: Geurts - Aye, Van Rossum - Aye, Danen - Aye, Huxford - Aye, Schlag - Aye.

At 7:06 p.m., the Town Board convened into closed session.

MOTION by Danen/Schlag for the Board to reconvene into open session. MOTION carried in a roll call vote: Schlag - Aye, Huxford - Aye, Danen - Aye, Van Rossum - Aye, Geurts - AYE.

At 7:23 p.m., the Town Board reconvened into open session.

MOTION by Geurts/Schlag to authorize Chairman Danen to sign the Resolution Agreement contingent upon confirmation that the town can meet the August 30th compliance date. No further discussion. Motion carried in a voice vote, 5-0.

ADJOURNMENT:

MOTION by Danen/Schlag to adjourn. No further discussion. Motion carried in a voice vote, 5-0. Meeting adjourned at 7:24 p.m.

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