

Monthly Town Board Meeting – December 21, 2009 – 6:00 p.m.

Mukwa Town Hall, E8514 Weyauwega Rd., Northport 15 in attendance – 3 non-residents, including Town Attorney Robert Sorenson.

Chairman Curns called the meeting to order at 6:00 p.m. Notification of this meeting was given to the Press on December 14, 2009 and the final agenda was posted in the three designated places on December 17, 2009.

The Pledge of Allegiance was recited.

Roll call of Officers: Jim Curns, Chairman – Present; Michael Wundrock, Supervisor 1 – Present; Neil Freeman, Supervisor 2 – Present; Brenda Grove, Treasurer – Present; Jeannette Zielinski, Clerk – Present.

All Meetings/Hearings will Adhere to Robert's Rules of Order Pursuant to Town of Mukwa Ordinance 10-05.

Approve Monthly Town Board Meeting Minutes: Motion was made by Chairman Curns to accept the November 16, 2009 Monthly Town Board Minutes as printed. A second to the motion was made by Sup. Freeman. Motion carried.

Approve December 8th-Meeting with Town of Lebanon to discuss Tank Road/LRIP Meeting Minutes: Motion was made by Chairman Curns to accept the Minutes from the December 8th Tank Road/LRIP Meeting with the Town of Lebanon. A second to the motion was made by Sup. Freeman. Motion carried.

Treasurer: (a)Approve Monthly Treasurer's Report: Motion was made by Sup. Wundrock/Sup. Freeman to approve the November 30th Treasurer's Report as read. Motion carried. (b)Approve Resolution Designating Public Depository (during tax collection): Motion was made by Sup. Freeman/Sup. Wundrock to Adopt the Resolution Designating Wolf River Community Bank as the Public Depository for Miscellaneous Public Accounts, with Sup. Wundrock signing vouchers in the absence of the Town Chairman. Motion carried.

Budget/Vouchers: (a)Move Funds to General Accounts: Motion was made by Sup. Wundrock/Sup. Freeman to approve moving \$1,500.00 from the Contingency Fund to the General Accounts Fund. Motion carried.

Approval & Payment of Vouchers: Correction to the Agenda was requested by Clerk Zielinski – Social Security, Medicare & Federal Taxes of \$970.22, not \$970.00. Motion was made by Sup. Wundrock/Sup. Freeman to approve payment of Vouchers 22483 through 22547, with Exception of Voucher 22531, dated November 17, 2009 through December 21, 2009, and Direct Withdrawal of Social Security, Medicare, and Federal Taxes of \$970.22, for a total of \$40,731.40. Motion carried.

Public Forum - Town of Mukwa Residents: None

County Supervisor: County Supervisor, Bob Flease was not present, but had contacted Supervisor Wundrock prior to the meeting to advise that nothing was currently happening and probably wouldn't be for a couple of months.

Plan Commission: (a)Update/Monthly Report: Plan Commission Chairman, Lee Shaw reported that at the December 2nd Meeting, held at New London Family Medical Center, Plan Commission Members reviewed and worked on updating maps to get sent back to Waupaca County. Under new business, Katherine Hoffman, Lyle Cherney & Lee Shaw were appointed to a three-year term. Election of officers as follows: Lee Shaw Chairman, Lyle Cherney as Vice-Chairman & Catherine Stern as recording secretary. (b)Approvals of Applications for Minor Parcel Splits-Tom McClone Agent: Robert Schaefer & Corey Prinsen: Mr. McClone requested this to be added to the December 21st Monthly Town Board Meeting, but was not present. Mr. McClone will be asked to attend the January 18th Monthly Town Board Meeting for final approval by the Town Board.

Sandy Flease-Clarification of Ebert Road Ownership: Mrs. Flease had been present at the November Monthly Town Board Meeting to question how far back the West-End of Ebert Road goes. Jeremy Thyssen purchased hunting land and now concerns of access have arisen. Mrs. Flease presented tax gas maps from early 1960's, which shows that in 1962, Ebert Road was shortened. At one time Ebert Road went all the way back to the bridge. The discrepancy seems to arise over whom actually has legal easement. This issue was addressed by a previous property owner in the past and at that time there was no affirmative proof that the road was ever laid out. At no time in the past had the Mukwa Town Board approved Ebert Road to be laid out any further than it currently is now. Town Attorney Robert Sorenson was present to help answer questions and advise Mrs. Flease on alternatives to handle this situation, so that all property owners have access to their properties.

Mike Popke-Possible Vacation of Undeveloped Roads in Section 10 – Lagoon Road & Roosevelt Court: Mr. Popke owns several lots and has had difficulties with people trespassing and violating laws. The Board questioned whether vacating would affect any other property owners. Mr. Popke is just asking for tighter controls, maybe better signage advising that this is a dead end, or local traffic only, foot traffic only, etc. The main problem is that there is only room for basically one vehicle to get in and able to turn around. Attorney Sorenson explained that as the undeveloped roads were part of an approved plat, and referenced WI State Statute 236 (Platting Land), as this was an approved and recorded plat, in 1957, that approval constitutes acceptance for the purpose designated on the plat of all lands shown on the plat as dedicated to the public including street dedications. The only way to vacate is for the owner of the subdivision or of any lot in the subdivision to apply to the circuit court for the county in which the subdivision is located. Mr. Popke has spoken to the DNR in the past to get feedback on other options. Mr. Popke stated he would try to contact the DNR again. Sup. Wundrock would like to have Mr. Popke invite the DNR to discuss options with the Town Board.

Building Inspector Report for December: Corey Prinsen-Gorges Rd: Pole Building. Monthly Total: \$50,000.00. Yearly Total: \$1,272,028.77. Motion was made by Chairman Curns and seconded by Supervisor Wundrock to approve the December Building Inspector's Report. Motion carried.

Animal Control Officer: (a)Animal Report Forms/Veterinary Invoice/s: None. (b)Citation Letter/s: None issued.

Roads: (a)Monthly Report: The sander needs to get installed on the Chevrolet truck. Wash equipment-weather permitting. (b)Road Equipment-Report/Repairs/ Purchases Needed: (1)Acetylene Torch: Snowplow drivers tried out the torch/tank offered by Mr. Deeg, however, they had some concerns, especially regarding transfer of ownership of the tanks. Request for a price of just the torches. Chairman Curns recommended that the Town purchase the tanks and then pick out the torches. Motion was made by Chairman Curns/Sup. Freeman to establish an account with Airgas and purchase the acetylene and oxygen tanks through Neumetal. Motion carried. (2)Sterling Truck: Sander & Wing

Extension for Plow: Some concerns that the sander isn't working properly-seems OK, sometimes need to unplug if sand is wet or it gets initially overloaded. Chairman Curns asked about wing extensions while at Casper's, and was quoted a price of approximately \$600.00 for a set. Chairman Curns feels that it would push the snow further out into the ditch. Chairman Curns made a motion to purchase wing extensions for the Sterling truck. Seconded by Sup. Freeman. Motion carried. (3)Pressure Washer: Will be added to a future agenda. (4)Grader Wing: Grader operator explained that he prefers to not have a float system for the wing, it is not standard equipment, and does better just by watching the cable. Cable system has been problematic for years, need a more flexible cable. Motion was made by Sup. Wundrock/Sup. Freeman to purchase a roll of cable to have on hand for the grader. Motion carried. Chairman Curns mentioned that the headliner & insulation in the grader needed to be repaired/replaced. Motion was made by Chairman Curns/Sup. Freeman to purchase original/factory headliner material/ insulation. Motion carried. Chairman Curns has an order form & will order for the Town. (c)Forward Contract Road Salt: MCC did not send an official contract. Pricing is not what was quoted to Chairman Curns earlier in the season, nor was the 150 ton of salt ordered as requested. Chairman Curns spoke with the City of New London regarding working with them, will add to a future agenda. (d)Tree Trimming-Weyauwega Road: Motion was made by Sup. Wundrock to contact Mid-State Tree Service to get a quote for Weyauwega Road. Chairman Curns felt that it would be better to set an annual budget for tree trimming and work from there. Motion was made by Chairman Curns/Sup. Freeman to spend up to \$7,500.00 (in 2010) for brush-cutting. Motion carried. (e)Tank Road: (1)2010-2011 Town Road Improvement Application Status: Sup. Wundrock hoped to work cooperatively with the Town of Lebanon, but the quote and paperwork were not completed according to LRIP procedure. Our share would have been \$26,500.00, but we also could have tried for approximately \$100,000.00 under the TRIPD program-these numbers are based upon a complete reconstruction, at a substantially higher initial cost. This will be added to January's Agenda. (2)Prepare & Publish Bid for Tank Road Project: Specifications for ad need to be written. Will be added to January's Agenda. (f)Snowplow Agreements with Surrounding Municipalities: Question whether agreement with Caledonia, regarding Cut-Off Road could be changed. As Caledonia uses the County for snow removal, felt that no changes would be allowed. (g)Snowplow Driver Remuneration: Discussion/Working Conditions: Guidelines need to be drafted, such as years of service to the Town. Increases cannot be addressed until a pay scale and guidelines are in place. (h)Approve Jamie Walbruck as a Snowplow Driver: Motion was made by Sup. Wundrock/Sup. Freeman to approve hiring Jamie Walbruck as a snowplow operator pending approved paperwork and testing. Motion carried.

Waupaca County Zoning/Other Meetings: **Attended:** None. **Upcoming:** (1)Wisconsin Towns Association Seminars/Training—Will be added to January Agenda.

Approve: Final Highway Order to Discontinue that Portion of Ferry Street Located South of the Wolf River: Sup. Wundrock read the complete Order. Motion was made by Chairman Curns/Sup. Wundrock to Accept & Approve the Final Highway Order to Discontinue that Portion of Ferry Street Located South of the Wolf River as read. Motion Carried. Attorney Sorenson was present to sign & officially file all pertinent paperwork with the County.

Adopt Ordinance 5-09 Ordinance to Designate "South" Larry Road as a Restrictive Fifteen-Ton Highway: Ordinance was read by Sup. Wundrock. Motion was made by Sup. Wundrock/Sup. Freeman to adopt Ordinance 5-09, Designating "South" Larry Road as a Restrictive Fifteen-Ton Highway. Aye: Sup. Wundrock & Sup. Freeman Abstain: Chairman Curns. Motion carried.

Rescind Amended Ordinance 4-08 Ordinance Designating "South" Larry Road as a Restrictive Six-Ton Highway: Motion was made by Sup. Wundrock/Sup. Freeman to Rescind Amended Ordinance 4-08 Designating "South" Larry Road as a Restrictive Six-Ton Highway. Motion carried.

Trail Survey (sent with Newsletter) Follow-Up: Will be added to January Agenda.

Appoint Election Inspectors for 2010/2011: Motion was made by Sup. Wundrock/Sup. Freeman to appoint: Marlene Scheid, Kathleen Bodoh, Catherine Stern, Ron Heise, Evelyn Stern, Maria Scherer, Donna Coyle, Judy McDaniel, Judy Gillis, Sarah Hall, Joan Fleese and Nina Kester as Election Inspectors for 2010/2011. Motion carried.

Correspondence Received: WI Department of Revenue-Proposal for County-Wide Assessments. Meeting to be held in Green Bay on Thursday, January 7th from 2:00-3:30 p.m. Town Assessor has been attending & updating the Town on the proposal.

Motion to adjourn was made by Supervisor Wundrock. Seconded by Supervisor Freeman. Motion carried.

Respectfully Submitted,

Jeannette Zielinski, Municipal Clerk