

Monthly Town Board Meeting – April 18, 2011 – 6:00 p.m.

Mukwa Town Hall, E8514 Weyauwega Rd., Northport 10 in attendance; 2 non-residents including Bryan Lockman, WI DNR Conservation Warden

Chairman Curns called the meeting to order at 6:00 p.m. Notification of this meeting was given to the Press on April 11, 2011 and the final agenda was posted in the three designated places on April 15, 2011.

The Pledge of Allegiance was recited.

Roll call of Officers: Jim Curns, Chairman – Present; Lee Shaw, Supervisor 1 – Present;

Neil Freeman, Supervisor 2 – Excused; 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 Supervisor Shaw to approve the March 21, 2011 Monthly Town Board Minutes as printed. A second to the motion was made by Chairman Curns. Motion carried.

Treasurer: Approve Monthly Treasurer's Report: Motion was made by Sup. Shaw, seconded by Chairman Curns to approve the March 31, 2011 Treasurer's Report as presented & read. Motion carried.

Budget/Vouchers: Approval & Payment of Vouchers: Motion was made by Sup. Shaw/Chairman Curns to approve payment of Vouchers 23435 through 23494, dated March 22, 2011 through April 18, 2011, and Direct Withdrawal of Social Security, Medicare & Federal Taxes of \$1,222.38, and Wisconsin (Quarterly) Withholding of \$583.37, for a total of \$29,942.56. Motion carried.

Public Forum - Town of Mukwa Residents: Clerk Zielinski: Reminder that the first landfill date will be Saturday, April 30th from 9:00-3:00. Wayne Poppy-Flying Acres Ct: Mr. Poppy commented on the use of private individuals to plow Town roads during the last snowstorm. Ron Lund-Deer Haven Dr & Rick Seater-Guth Rd: Follow-up to last month meeting regarding ambulance & fire department concerns. Mr. Lund questioned how ambulance is paid – the Town pays an annual subsidy (\$27,189 to New London & \$1,803 to the Weyauwega Area Ambulance) and each person also pays. Clerk Zielinski advised that the correction to the street name (Deer Haven Road *correct name is Deer Haven Drive*) was made with the Department of Transportation and then Waupaca County Emergency Management was contacted to advise that the correction had been made. Chairman Curns will contact WAFD representative Alvin Thiel to set up a meeting time.

County Supervisor: County Supervisor, Bob Fleese was present, but had nothing new to report at this time.

Plan Commission: (a)Update/Monthly Report: Plan Commission Chair reported that at the March 21st Special Plan Commission Meeting approvals were made for the Corey Prinsen & Doug Casey properties and also to the Waupaca County Zoning & Map Revisions Ordinance in preparation of the March 21st Monthly Town Board Meeting. At the April 6th Meeting, Brett Romberg-Larry Road attended to discuss some possibilities to sell some of his property in the future- advised to keep a 66-foot right-of-way as a private road. Public Forum: Jane Mulroy-Hwy 45 asked if any permits or variances were required to use her home as an agricultural-type educational facility. Felt nothing additional was needed. Dan McFaul-Cty Trunk W would like to sell his home and some splits, right-of-ways for driveways are in place. Bean City would like Bean City Bar & Grill zoned as a Commercial Lot – Plan Commission Chair took a vote by email and phone for approvals before the final version was sent to the County. All Plan Commission Members were in agreement. (b)Approval & Adoption of Amendment One to Ordinance 01-07: Land Division & Subdivision Regulations: Motion was made by Sup. Shaw with a second by Chairman Curns to Approve & Adopt Amendment One to Ordinance 01-07: Land Division & Subdivision Regulations. Motion carried.

Amendment One to the Town of Mukwa Code of Ordinances Ordinance 01-07 Land Division & Subdivision Regulations

The Town of Mukwa Board of Supervisors does hereby ordain and enact the following amendments to Town of Mukwa Ordinance 01-07: Land Division & Subdivision Regulations for compliance with Wisconsin Act 376 (§236 of Wisconsin Statutes):

Section 0107.10(10) Coverage and Compliance: Revise the first sentence to read: All land division, plats, or Certified Survey Maps, upon receipt of final approval by the Town Board or its designees, shall be recorded in the Office of the Register of Deeds by the land divider at the cost of the land divider within twelve (12) months after the last approval and thirty-six (36) months from the first approval.

Section 0107.10(17) Coverage and Compliance: Add the following sentence at the end of the paragraph: If the plat is to be developed in phases, the amount of the surety bond shall be limited to the phase currently being constructed.

Section 0107.50 Recording: Revise the paragraph to read: Upon approval of all corrections addressed in the preliminary and final plat reviews the Subdivider shall submit a final Plat within twelve (12) months after the last approval and thirty-six (36) months from the first approval for recording with the Waupaca County Register of Deeds in accordance with Section 236.25, Wisconsin Statutes.

EFFECTIVE DATE

Amendments to Ordinance 01-07 were adopted by the Town Board after a Public Hearing was held on **March 2, 2011** and subsequent formal recommendation on **March 21, 2011** from the Town Plan Commission.

This ordinance shall take effect immediately upon its passage and publication or posting as provided by law. The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

The above and foregoing amendment to ordinance 01-07 Land Division & Subdivision Regulations was adopted by the Town Board of the Town of Mukwa, Waupaca County, Wisconsin, at a meeting held on **April 18, 2011**.

Aye 2

/s/Jim Curns, Town Chairman

No 0

/s/Lee Shaw, Supervisor #1

Neil Freeman, Supervisor #2 - Absent

Filed this 18th, Day of April, 2011
in the office of the Town Clerk.

Attest: /s/Jeannette Zielinski, Mukwa Municipal Clerk

Code of Ordinance Published: April 7, 2011

Posted at:

Northport Convenience Center: April 19, 2011

Bean City Bar & Grill: April 19, 2011

Mukwa Town Hall: April 19, 2011

Adoption of Ordinance Published: April 21, 2011

Next Plan Commission meeting scheduled for Wednesday, May 4th at 7:00 p.m. to be held at the Mukwa Town Hall.

Rafts/Raft Ordinance & Waupaca County Emergency Management-Flood Stage Determination -Bryan Lockman, DNR Conservation Warden: Bryan Lockman, WIDNR Conservation Warden and Mike Klatt, Wolf River Preservation Association were present to discuss concerns about rafts. With the high water this year, a couple of rafts sunk. Most rafts had been in compliance by moving them to/past the OHWM (Ordinary High Water Mark), it seems like this is no longer working. Discussion on possible options, changes for the future. Felt that a set elevation number was needed since it is so hard to truly know where OHWM is. Mr. Klatt explained that Wolf River Preservation sometimes spends two-hours in just one area cleaning up. Concerns were voiced that the area along the Sturgeon Trail is very visible, and we have many visitors during the sturgeon spawning time and that these issues need to be addressed. Felt that it may be time to amend the raft ordinance. Brief discussion on slow-no-wake - felt someone from the Town Board should contact the private landing owners to ensure that the signs are being put out and that spares are on hand at all times (we have 2). County Supervisor Fleese did advise that the County Sheriff's Department is out patrolling. Discussion-Felt it is time to have a joint meeting with all affected municipalities and Waupaca County Emergency Management.

Shaw Road Property Survey Received-Question on 20-Foot Private Drive-Possible Variance Needed: Ron Peeters presented a Certified Survey Map for a property on Shaw Road, which showed a confusing 20-Foot Private Drive. The property owner needs the 20-feet to build. This issue has been forwarded to Town Attorney Sorenson. Additional information from the surveyor is needed.

Building Inspector Report for March-April: Michael Kiddy-Prahl Rd; Repair Fire Damage. Monthly Total: \$90,000 Year to Date Total: \$180,000. Motion to accept the March Building Inspector's Report was made by Sup. Shaw & seconded by Chairman Curns. Motion carried.

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

Roads: (a)Monthly Report: Culvert on Bean City Road has been replaced by the County Highway Department, repaving will be done during the summer to allow time for it to settle. Culvert on Ebert Road-cannot do anything right now until water goes down, DNR permits/other permits may be required. County Highway Department will repair. (b)Road Equipment-Report/Repairs/ Purchases Needed: Salt needs to be removed from snowplow truck (c)Board Set Annual Road Viewing Date/s: Dates set as follows: Tuesday & Wednesday, April 26th & 27th starting at 9:00 a.m. each day, until completed. (d)Power Broom/Truck Broom-Discussion/Possible Action: Chairman Curns received phone call regarding thick gravel in yards on Ostrander Road. Chairman Curns stopped & picked up literature on a Stihl Power Broom. Two different sizes of the base unit (\$320) & various different attachments are available besides the power broom (\$280). (We already have a Stihl expandable pruner). Motion was made by Sup. Shaw to check & see if our current pruner unit has the capabilities of being used with the KM100R Stihl at \$340 and the KWKM Power Sweep Head at \$320. This motion was seconded by Chairman Curns. Motion carried. Discussion. Motion to rescind previous motion to buy a power broom was made by Sup. Shaw/Chairman Curns. Motion carried. Motion was made by Sup. Shaw/Chairman Curns to check with C&B Rental or whoever else rents power brooms, to rectify situation on Ostrander Road. Motion carried. (e)Possible Ordinance/Resolution to Authorize Chair/Supervisors to Hire Contractors in an Emergency-Discussion: Advised by Attorney Sorenson & Wisconsin Towns Association to write up in Resolution Form. Advised to think about dollar limits so that only certain expenses can be legally incurred without Board approval. Attorney Sorenson will draft this once the Board decides what should be included. Discussion - snowplow, culverts, trees – something that affects public safety. Dollar limits, or time limit. Need to be in compliance with State Statute. Chairman Curns will contact Attorney Sorenson to draft a Resolution.

Waupaca County Zoning/Other Meetings: **Attended:** (1)Plan Commission Chair Lee Shaw & Plan Commission Member Lyle Cherney attended the March 25th – Small Wind Alternate Energy for Your Community-Oshkosh. *Mainly regarding small private wind turbines for individuals.*

Upcoming: (1)April 21st – Asphalt Maintenance Seminar – Bowler; (2)April 28th – Waupaca County Traffic Safety Meeting – New London; (3)May 5th – Waupaca County Highway Department – New London Shop; (4)May 19th – Trails for Tomorrow Workshop – Neenah. *Will share this information with Plan Commission Members.*

Election Equipment: Additional Edge (Touch Screen Unit) needed for Wards 2, 3 & 5 Polling Place (NLHS location) – Reconditioned Unit Available: Motion was made by Sup. Shaw with a second by Chairman Curns to purchase a reconditioned Edge, including VVPAT, Two Results Cartridges, Delivery & One Year Warranty for a total of \$2,250.00. Motion carried.

Correspondence Received: Wis. Act 10 – All local governments must have an employee grievance procedure by July 1, 2011.

Motion to adjourn was made by Chairman Curns. Second by Supervisor Shaw. Motion carried.

Respectfully Submitted,

Jeannette Zielinski, Municipal Clerk