

TOWN OF RIB MOUNTAIN

Regular Town Board Meeting

September 16, 2008

Chairman Allen Opall called the meeting of the Rib Mountain Town Board to order at 7:00 p.m. in the large meeting room at the Rib Mountain Municipal Center, 3700 North Mountain Road. Present were Chairman Allen Opall and Supervisors James Legner, Frederick Schaefer and John Sybeldon. Excused: LeRoy Jonas IV.

Also present were Town Attorney Philip Freeburg, Town Administrator Gaylene Rhoden, Fire Chief Paul Wirth, Building Inspector Daniel Dziadosz, Streets/Parks Superintendent Scott Schatschneider and Clerk/Treasurer Patricia Jahns.

On September 12, 2008 copies of the meeting notice were made available to the media, Town Board, Town Attorney and posted at the Rib Mountain Municipal Center.

Minutes: **Motion by Legner/Sybeldon to approve the minutes of the 9/2/08 regular and 8/19/08 special Town Board meetings. Questioned and carried 4:0.**

Plan Commission Report & Recommendations – Docket 08-36: Lokre Select, LLP & North Mountain LLP and tenant El Tequila Salsa restaurant requesting a General Development Plan and Precise Implementation Plan modification to add LED lighting to the south and east side of the El Tequila tenant space at 2000 North Mountain Road. The Plan commission recommended approval for a GDP and PIP modification to add LED lighting to the south and east side of the El Tequila tenant space at 2000 North Mountain Road. It was noted that El Tequila Salsa has outstanding building occupancy issues and has not paid all the required fees. **Motion by Schaefer/Legner to approve the modification subject to compliance with outstanding building occupancy issues and payment of all fees. Questioned and carried 4:0.**

Docket 08-37: Candace Craig & Robert Peck requesting a conditional use approval for placement of a six-foot tall fence within the side street yard of Rose Avenue at 1104 South Mountain Road. The Plan Commission recommended approval of the conditional use request for the placement of a six-foot tall fence within the side street yard of Rose Avenue. It was noted that a petition supporting approval of the conditional use to allow the fence as constructed was signed by adjacent neighbors. **Motion by Schaefer/Legner to approve the**

conditional use to allow the six-foot wood privacy fence in its current location. Questioned and carried 4:0.

Request for Reconsideration of 9/2/08 Town Board Denial of Restor-U Sign Request – Chairman Opall reported that Scott Radies, owner of the property at 5103 Lilac Avenue, requested reconsideration of his request for a 30' high pylon sign with a 100 square foot sign. Scott Radies stated he needs that height for the I-39 southbound lane to see a sign due to limited visibility. The sign opens up possibilities for rental as it would attract potential tenants. Supervisor Schaefer responded it seemed like pure advertising as the current tenant is not a destination to purchase services and the proposed sign has no eye appeal.

Mr. Radies stated that Restor-U is a current tenant but he bought the property so potentially two tenants could share the property. He thinks he will attract other kinds of tenants along the "I" system, i.e. beauty shop, etc. He plans to pave the parking lot and clean up the property. He didn't think the sign would detract from the neighborhood and that the sign would enable him to better market his location.

Chairman Opall noted that attracting future tenants there may be limited because of the visibility of signage. Supervisor Schaefer stated that if the Town Board makes an exception it always considers if a sign attracts business, not just signs being used as billboards. **Motion by Schaefer/Sybeldon to rescind prior Town Board action and direct Staff to come up with a new design subject to Town Board approval. Questioned and carried 4:0.**

Quality Based Selection for Engineering Design Services for the Safe Routes to School Project – The Town Board reviewed the QBS draft and noted federal requirements that the Town must solicit proposals for the Robin Lane project. **Motion by Legner/Schaefer to approve the quality based selection form. Questioned and carried 4:0.**

Approve Quote for Patrol Truck –The Town received four quotes for a truck to replace the 1992 patrol truck. Streets/Parks Superintendent Scott Schatschneider identified \$100,000 for the purchase of the replacement vehicle and reported he had an offer of \$9,000 for the old truck. **Motion by Legner/Sybeldon to approve the purchase of a patrol truck from International for \$109,000 and to sell the old vehicle. Questioned and carried 4:0.**

Revised Agreement with MedEvac – The revised agreement is due to a change in providers for ambulance and air transport services based at Aspirus Wausau Hospital. Attorney Freeburg reported he reviewed the agreement and noted several minor items. **Motion by Schaefer/Sybeldon to approve the agreement between Aspirus Wausau Hospital, Inc. and Town of Rib Mountain for EMT-Paramedic Joint Services and Billing. Questioned and carried 4:0.**

Ordinance 08-14: Frequency of Fire Inspections – This ordinance amendment allows the Fire Department to inspect each commercial business once a year. **Motion by Schaefer/Sybeldon to approve Ordinance No. 08-14: Fire Inspection Frequency. Questioned and carried 4:0.**

Ordinance 08-15: Laurel Road Speed Limit – This ordinance amendment reduces the speed limit on Laurel Road from approximately 600 feet north of Blueberry Lane to the termination of Laurel Road 3,200 feet to the south from 35 mph to 25 mph. **Motion by Schaefer/Legner to approve Ordinance No. 08-15: Laurel Road Speed Limit. Questioned and carried 4:0.**

Proceed to File Claim to Revoke El Tapatio Alcohol License – Attorney Freeburg suggested that a complaint be filed to revoke the alcohol license of El Tapatio as it has not met the eligibility requirement of payment of personal property taxes. **Motion by Schaefer/Sybeldon for Attorney Freeburg to proceed to file a complaint to revoke El Tapatio’s alcohol license. Questioned and carried 4:0.**

Chairman’s Appointment of Bill Bursaw to Park Commission – Chairman Opall asked the Board to approve Bill Bursaw, local WisDNR Ranger/ Assistant Property Manager, as a member of the Rib Mountain Park Commission with a term expiring 6/30/2011. **Motion by Schaefer/Legner to approve Bill Bursaw as a member of the Rib Mountain Park Commission. Questioned and carried 4:0.**

Reschedule November 4, 2008 Regular Town Board Meeting – It was the consensus of the Town Board members to cancel the November 4th regular meeting due to the election and hold a meeting on Tuesday, October 28th, if needed.

Request for \$100 by Joseph Kelbley to Purchase Brick Honoring Local Veterans – Local vet Joe Kelbley requested the Town to donate \$100 for a stone to honor Rib Mountain veterans. No action was taken.

License Applications – **Motion by Schaefer/Legner to approve an amusement device license for El Tequila Salsa at 2000 North Mountain Road. Questioned and carried 4:0.**

Motion by Schaefer/Legner to approve an operator license for Matthew J. Ferrin. Questioned and carried 4:0.

Forthcoming Events:

- Doepke Recreation Area Fund Raising Committee: George Snyder reported the Community Foundation received the final \$10,000 from Greenheck for the soccer field and approximately \$700 in memorials from

the Doepke family. Donations totaled \$108,869 with a current balance of \$21,468 in the Community Foundation. The fund raising committee plans to use the balance on more landscaping, development of the north portion of the walkway and future playground expansion.

- Walkable Community Committee: The regional plan is close to completion and the committee will meet next week.
- Park Commission Report: President George Snyder welcomed Bill Bursaw as a member of the Park Comm. He reported that newly planted trees are a nice addition to the landscaping at the park. The Park Commission will be developing policies for use of the soccer field. He reported he is working with Wausau Youth Baseball to update the little league agreement and working with the Rib Mountain Business Association to sponsor needy children for the recreation program.
- Public Safety Committee Report: None
- Public Works Committee Report: None
- Finance & Personnel Committee Report: A meeting will be scheduled the week of September 29th.
- Town Chairman Report: Chairman Opall introduced Paul Hursh, the Town's Code Enforcement Officer. He announced a vacancy on the Plan Commission due to Barb Bradley's resignation. He inquired if any Board members planned to attend the Visitor Bureau's dinner.
- Town Supervisor Reports: None
- Town Administrator Report: Gaylene Rhoden filed a written report for the Board's review. She noted an invitation to the trail/track ribbon cutting ceremony at South Mountain School. The Chamber is working on an Economic Development Group for marketing the area and seeks financial participation by communities.
- Attorney Freeburg: None
- Fire Chief Report: Paul Wirth filed a written report for the Board's review. He noted the Town's grant application for a new utility/brush truck was rejected. The Department ordered defibrillators today thanks to an Aspirus grant. He told the Board of the meeting for the second floor project and that the Department participated in the recent United Way parade.

- Building Inspector Report: Daniel Dziadosz reviewed his written report. He apprised the Board of the status of projects and fence issues.
- Streets/Parks Superintendent Scott Schatschneider submitted a written report for the Board's review. He apprised the Board of crew activities and the state inspection of the Town's new yard waste site.
- Clerk/Treasurer Report: Patricia Jahns submitted a written report for the Board's review. She reported the Town's experience modification factor of 1.05 will be applied to the 2009 work comp premium and of the state inspection of the polling place. She provided an update on August bank balances and long term debt. **Motion by Legner/Sybeldon to approve the payment of Checks 33750-33849. Questioned and carried 4:0.**

Public Comment Period – None

Adjourn - Motion by Legner/Sybeldon to adjourn at 8:07 p.m. Questioned and carried 4:0.

Patricia J. Jahns, MMC/WCPC/CMTW
Clerk/Treasurer