

TOWN OF RIB MOUNTAIN
Regular Town Board Meeting
May 6, 2014

Chairman Al Opall called the meeting of the Rib Mountain Town Board to order at 6:38p.m. at the Rib Mountain Municipal Center, 3700 North Mountain Road. Present were Supervisors Jim Legner, Fred Schaefer, Pete Kachel and Gerard Klein, a quorum.

Also present were Town Attorney Kevin Terry, Town Administrator Gaylene Rhoden, Streets/ Parks Superintendent Scott Turner, Zoning Administrator/Building Inspector Dan Dziadosz, Assistant Zoning Administrator/Building Inspector Jeff Kussow, Assistant Fire Chief Steve Meilahn and Deputy Clerk Michelle Peter.

On May 2, 2014 copies of the meeting notice were made available to the media, Town Board, Town Attorney and posted at the Rib Mountain Municipal Center.

Public Comment on Town Board Agenda Items – There was no public comment.

Approve Minutes of 4/15/14 regular and special Town Board Meetings – **Motion by Schaefer/ Kachel to approve the minutes of the 4/15/14 regular and special Town Board meetings subject to the noted corrections under Plan Commission Reports and Recommendations to read; A request was made that a public hearing be held in regards to the text amendment of the recreational ordinance per Town Board; and the under Town Board reports; it should read Park Road. Questioned and carried 5:0.**

Plan Commission Report & Recommendations – The Town Board reviewed the April 23, 2014 Draft minutes of the Plan Commission.

Recommendation for a Zoning Text Amendment to RMMC Sec. 17.056(3)(a) Passive Outdoor Public Recreational and Sec. 17.056(3)(b) – Active Outdoor Public Recreational - Assistant Building Inspector Jeff Kussow noted at the April 1, 2014 Town Board meeting the Board recommended that the Active Outdoor Public Recreation ordinance be modified at the Plan Commission level. At the April 23, 2014 Plan Commission meeting members voted not to make any amendments.

Jeff explained the definition of Active Outdoor Public Recreational versus Passive Outdoor Public Recreational. This item is being addressed because a request has been presented a by group who would like to develop a pump track at Liberty Park. Jeff discussed the different options that could available for an ordinance amendment.

Motion by Legner/ Kachel to approve Option #2 to permit playcourts consisting of 3 or less cumulative full playcourts on one parcel and

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playgrounds consisting of less than 5,000 square feet as a permitted "Passive Outdoor Public Recreational Use"; the other modification would allow "Active Outdoor Public Recreational" land uses in all agricultural and residential zoning districts through conditional use approval. Questioned and carried 5:0.

Approval of Operator License Applications - Attorney Kevin Terry commented on the background checks of the operator license applications noting that nothing in their background checks precludes issuance of operator license.

Motion by Kachel/ Klein to approve an operator licenses for Julian Basuki, Angela Benson, Cindy Davis, Scott Emmerich, Tia, Engebrecht, Scott Fritsche, Jill Graveen, Sarah, Graveen, Erik Hanson, Debra Heinzen, Scott Holmes, Ashley Jablonski, Teresa Judd, Gordon Kaufman, James, Kreger, Mitchell Kontz, Carrie Kordus-Gibbons, Scott Lang, Wesley Lazar, Laurie Londerville, Tiffney Lucas, Rita Miller, Alyssa Martens, Angela Moore, Theresa Neumann, James Nielsen, Kirk Ninnemann, Cassandra Nueske, Michael Oliva, Pamela Pasholk, Trevor Paulsrud, Sara Peterson, Mitchell Pope, Lindsey, Pryor, Denice Richards, Catherine Schaefer, Elizabeth Schultz, Josh Schultz, Michael Spencer, Aharon Storry, Kim Tessmer and- Keith, Vilter, . Questioned and carried 4:0 with Supervisor Schaefer opposed.

Approval of New Hire and Rehire for Public Works Summer Employment - Streets Superintendent Scoot Turner noted the renewal of Sam Falasky. He reviewed six applications and recommends Keegan Coyle. **Motion by Schaefer/Legner to approve the new hire of Keegan Coyle for seasonal summer employment at a rate of \$10.67 and the rehire of Sam Falasky at a rate of \$11.01. Questioned and carried 5:0.**

Approval of Contract Amendment with Becher Hoppe for Foxglove Rd, Wintergreen Rd and Cloverland Ln construction projects- Scott Turner noted the amendment is needed for construction administration support for the road construction of Foxglove Road, Wintergreen Road and Cloverland Lane. **Motion by Kachel/ Schaefer to approve the contract amendment with Becher Hoppe for additional design services and construction administration support and surveying the amount not to exceed \$17,050. Questioned and carried 5:0.**

Approval of Preliminary Resolution 14-03 to Levy Special Assessments for Mountain Berry Court Road Projects - This item was discussed at the Public Works meeting this evening. Supervisor Schaefer wants to proceed to public hearing to address the need for the completion of the road. The road improvements will be special assessed back to the adjoining property owners. There is also another option where the property owners could purchase lot 2 and combine the lots and abandon the road. **Motion by Kachel/Legner to approve a**

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public hearing for the preliminary Resolution 14-03 to Levy Special Assessments for Mountain Berry Court Road. Questioned and carried 5:0.

Approval of Lease Agreement Renewal with Mathy Construction for the Yard Waste Site – Supervisor Schaefer noted the \$1,000 renewal lease is a great deal. **Motion by Schaefer/ Legner to approve the renewal of the Yard Waste Site Lease Agreement Amendment with Mathy Construction. Questioned and carried 5:0.**

Approval of Resolution 14-04 Stormwater Management Cooperative Agreement **Motion by Legner /Kachel to approve Resolution 14-04 Stormwater Management Cooperative Agreement. Questioned and carried 5:0.**

Approval of Resolution 14-05 Modifications to the Rib Mountain Cafeteria Plan – Town Administrator Rhoden noted this is the Town’s Section 125 Plan. **Motion by Kachel /Klein to approve Resolution 14-05 Modification to the Rib Mountain Cafeteria Plan. Questioned and carried 5:0.**

Approval of Construction for Foxglove Rd, Wintergreen Rd and Cloverland Ln Construction Projects – Supervisor Schaefer informed the board this item was discussed prior to Town Board. Merrill Gravel was awarded the contract for the construction projects on Foxglove Rd, Wintergreen Rd, Cloverland Ln and Bluegill Ave.

The road projects are over budgeted by \$70,375. It was the consensus of the Public Works committee was to cover the overages by funding a portion of the Redbud Road budgeted road project from the 2013 borrowing note and to overlay Blazing Star, Bleeding Heart and Camellia St versus pulverization. **Motion by Kachel/Schaefer to approve contract 1 for the Foxglove Rd and Wintergreen Rd road project to Merrill Gravel in the amount of \$397,486.50 and Contract 2 for Cloverland Ln and Bluegill Ave to Merrill Gravel in the amount of \$259,163.85. Questioned and carried 5:0.**

Chairman’s Appointment: Committees – Chairman Opall stated he is currently working on the Plan Commission reappointments. Chairman Opall appointed Supervisor Klein as Chairman of Finance, member of the Public Works Committee and a liaison to the Rib Mountain Sanitary District. **Motion by Kachel/Legner to approve the appointment of Supervisor Klein to the Standing Committees. Questioned and carried 5:0.**

Annual Appointment – **Motion by Kachel/Legner to approve the following one year appointments; Assessor Greg Schmidt: Attorney Kevin Terry: Building**

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**Inspector Daniel Dziadosz and Clerk/Treasurer Connie Beyersdorff.
Questioned and carried 5:0.**

Reports

Town Board – Supervisor Legner stated he has completed the required Board of Review training. Board of Review will be held May 20th prior to the Town Board meeting.

SAFER District Assistant Fire Chief Steve Meilahn provided a written report. He also reported Fire Chief Wirth was on vacation; the district provided fire service for fire in the Town of Maine and received positive reports; SAFER board meeting scheduled for May 13, 2014; currently in the hiring process for entry level Fire Fighters.

Town Attorney- blogging and logging new material on local government: website blueinklaw.com.

Administrator Rhoden provided a written report. Pictures of board members and staff arrived today for review; attended a round table meeting Lieutenant Government Kleefisch and will be attending a retail recruitment training session tomorrow.

Zoning Administrator/Building Inspector Dan Dziadosz provided written report and the March and April permits.

Streets/Parks Superintendent Scott Turner provided a detailed written report. Scott noted the Town had been awarded a Town Road Improvement Discretionary grant in the amount of \$405,073 for Rib Mountain Drive phase 1.5.

Clerk -Treasurer Connie Beyersdorff provided a written report.

Code Enforcement Officer – Paul Hursh informed the Board the Humane Society has taken in one cat to date. He asked the Board about a road permit for the SAFER District Fun Run. Board members decided to waive the fee. He also provided a written report.

Public Works Committee – A lengthy meeting was held prior to Town Board. Discussion was on paving and 2014 road projects.

Walkable Community Committee – The Annual Bike Rodeo will be held May 17 at Rib Mountain Elementary.

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General Comments - None

Adjourn - Motion by Kachel/ Legner to adjourn at 7:40p.m. Questioned and carried 5:0.

Michelle Peter
Deputy Clerk