

TOWN OF RIB MOUNTAIN
Regular Town Board Meeting
January 21, 2014

Chairman Al Opall called the meeting of the Rib Mountain Town Board to order at 6:30 p.m. at the Rib Mountain Municipal Center, 3700 North Mountain Road. Present were Supervisors Pete Kachel, Jim Legner and Fred Schaefer, a quorum. Excused: Supervisor John Sybeldon.

Also present were Town Attorney Kevin Terry, Town Administrator Gaylene Rhoden, Building Inspector/Zoning Administrator Dan Dziadosz, Streets/Parks Superintendent Scott Turner and Clerk-Treasurer Patricia Jahns.

On January 17, 2014 copies of the meeting notice were made available to the media, Town Board, Town Attorney and posted at the Rib Mountain Municipal Center.

Supervisor Kachel led the Pledge of Allegiance.

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

Approve Minutes of 1/7/14 regular Town Board Meeting - **Motion by Schaefer/Legner to approve the minutes of the 1/7/14 regular Town Board meeting. Questioned and carried 4:0.**

Plan Commission Report & Recommendations – The Town Board reviewed the January 8, 2014 minutes of the Plan Commission.

Docket #2012-20 and #2013-27: Town of Rib Mountain requesting a Zoning Text Amendment relating to “Communication Towers” and “Mobile Service Towers” in accordance with Wisconsin §66.0404 – Mobile Tower Siting Regulations; specifically modifying Rib Mountain Municipal Code Section 17.056(7)(c) - Communication Tower.

The Plan Commission recommended approval of the zoning text amendment relating to “Communication Towers” and “Mobile Service Towers” in accordance with Wisconsin §66.0404 – Mobile Tower Siting Regulations; specifically modifying Rib Mountain Municipal Code (RMMC) Section 17.056(7)(c) – Communication Tower. **Motion by Schaefer/Kachel to approve Ordinance No. 14-01 relating to Section 17.056(7) (c) – Communication Tower. Questioned and carried 4:0.**

Docket #2013-35: Town of Rib Mountain requesting a Zoning Text Amendment relating to “Detached Energy Systems” including their relation to “Mobile Service Towers in accordance with Wisconsin §66.0404 – Mobile Tower Siting Regulations; specifically modifying Rib Mountain Municipal Code Section 17.056(8)(x) – Detached Energy Systems.

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The Plan Commission recommended approval of the zoning text amendment relating to “Detached Energy Systems”, including their relation to “Mobile Service Towers” in accordance with Wisconsin §66.0404 – Mobile Tower Siting Regulations specifically modifying Rib Mountain Municipal Code (RMMC) Section 17.056(8)(x) – Detached Energy Systems. **Motion by Schaefer/Legner to approve Ordinance No. 14-02 relating to Section 17.056(7) (c) – Detached Energy Systems. Questioned and carried 4:0.**

Approval of Lease of Public Safety Building to SAFER District – SAFER Fire Chief reported Weston has not yet approved its public safety building lease with SAFER. Supervisor Schaefer noted this is a circular agreement and the Town will not charge rent for the first two years. Town Attorney Kevin Terry will review the lease agreement prior to approval at the February 4, 2014 regular Town Board meeting.

Approval of Contract with Humane Society of Marathon County for Impoundment Services of Non-Dog Strays – The Town’s temporary agreement for non-dog strays with the Humane Society of Marathon County expires January 31, 2014. The Town Board has the option of approving the original agreement for impoundment services for non-dog strays and apply for County funding assistance of \$1,947 for 2014.

It was noted the Village of Weston has a temporary holding facility for non-dog strays prior to weekly dispatch of these animals. There was concern that if only Rib Mountain signs an agreement with the Humane Society, it will be a “catch all” for all non-dog strays in the immediate Wausau area. There was discussion on the tier payments, what is considered a stray, the number of cats picked up by Rib Mountain last year, the County defunding cats, lack of proof provided by the humane society and asserting a take it or leave it agreement at the year end. The Town considers this a county problem and is disappointed it is being dumped local units of government. **Motion by Kachel/Opall to not approve a contract with the Humane Society of Marathon County and to work with other municipalities that have not approved a humane society contract. Motion failed 2:2 with Kachel and Opall voting aye and Legner and Schaefer voting no. Motion failed for lack of a majority vote.**

Motion by Legner/Schaefer to approve a contract with the Humane Society of Marathon County, apply for 2014 county funding making Rib Mountain’s cost \$1,947, and to require detailed records from the Humane Society that non-stray dogs being surrendered are actually coming from Rib Mountain. Questioned and carried 4:0. Town Attorney Kevin Terry will assist with the contract language.

Approval of Design Contract for the Cloverland, Foxglove, Wintergreen, and Redbud Road Projects – There are several major road projects for 2014 including Cloverland

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Lane, Foxglove Road, Wintergreen Road and Redbud Road. Surveying and planning for these projects were completed by Becher Hoppe at a cost of \$16,835. The survey data will help determine areas for ditch and profile improvements. Design of these areas is needed along with bidding documents. Becher Hoppe proposed \$29,840 for the design and bidding.

It is the recommendation of the Public Works Committee to approve a contract with Becher Hoppe Associates. **Motion by Legner/Schaefer to approve a contract with Becher Hoppe for an amount not to exceed \$29,840 for the design and bidding of Cloverland Lane, Foxglove Road, Wintergreen Road and Redbud Road. Questioned and carried 4:0.**

Approval of Payment for Bellflower Sewer Backup Claim – The Public Works Committee considered a claim for \$1,543.72 for a 2012 sewer backup at 2907 Bellflower Lane and recommended the claim be submitted to the Town’s insurance carrier. **Motion by Legner/Kachel that the claim for property damages of \$1,543.72 by David Schillinger for a 2012 sewer backup on Bellflower Street be submitted to the Towns insurance carrier and if the claim is denied, direct Staff to resolve the property damage claim. Questioned and carried 4:0.**

Approval of Survey Questions for 5-Year Park and Recreation Plan – The Park Commission worked with North Central WI Regional Planning Commission (NCWRPC) to update the 2008 Outdoor Recreation Plan. NCWRPC prepared a list of questions for the survey to be distributed with the next Town Beat. **Motion by Schaefer/Legner to approve the survey questions as presented. Questioned and carried 4:0.**

Approval of Operator License Applications – Attorney Kevin Terry commented on the background checks of the operator license applicants and recommended approval of licenses for Lindsey J. Essert, Stephanie R. Juan and Jordan J. Schult. **Motion by Schaefer/Kachel to approve operator licenses for these applicants. Questioned and carried 4:0.**

Approval of Payment of Bills and Journal Entries - **Motion by Legner/Schaefer to approve payment of General Checks 42417-42592 and Journal Entries 13-147-13-150. Questioned and carried 4:0.**

Reports – Chairman Opall received a complaint about an abandoned car on Partridge Avenue. Paul Hursh reported he is handling it.

Administrator Rhoden provided a written report. She noted the Interview Panel conducted interviews for the Clerk-Treasurer position. A UW-SP intern is available for the second semester. Senator Jerry Petrowski requested the Town provide a representative to testify at the hearing for Town TIF legislation on

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January 23 in Madison. Chairman Opall directed Administrator Rhoden to attend the hearing to provide testimony.

SAFER District Fire Chief Paul Wirth provided a written report. He reported on 69 EMS calls and 19 fire responses by the Rib Mountain Fire Department in December. He noted SAFER, since January 1, responded to 90 EMS calls and 27 fire calls.

Building Inspector Dan Dziadosz reviewed the written report on monthly permit activity. He noted Marathon County will hold a public hearing on February 4 to revise the floodway. He reviewed problems with the Mountainview Plat development and its expired letter of credit. Attorney Kevin Terry will take an initial look at the development agreement and make recommendations to the Public Works Committee.

Streets/Parks Superintendent Scott Turner reported on town roads and crew activities. He noted labor and material expenses for winter plowing are up this year.

Clerk -Treasurer Patricia Jahns provided a written report. She noted first installment tax collections are due January 31 and then tax collections are turned over to the County Treasurer.

The Finance & Personnel Committee will schedule a meeting next week.

Public Safety Committee - Paul Hursh reported on a January 16 meeting to consider banning the use of all handheld electronic devices while driving, primarily cellphones and GPS navigational aids.

The Public Works Committee met prior to the Town Board meeting and recommendations were forwarded to the Town Board.

The Walkable Community Committee met on January 16 to discuss the Five Year Outdoor Recreation Plan and shelters on CTH "N", "R" and on the 51/29 trail near Kocourek's.

Adjourn - Motion by Kachel/Schaefer to adjourn at 7:28 p.m. Questioned and carried 4:0.

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