

TOWN OF RIB MOUNTAIN
Regular Town Board Meeting
March 4 2014

Supervisor Jim Legner called the meeting of the Rib Mountain Town Board to order at 6:33 p.m. at the Rib Mountain Municipal Center, 3700 North Mountain Road. Present were Supervisors Pete Kachel and John Sybeldon, a quorum. Chairman Opall and Supervisor Schaefer were excused. Also present were Town Attorney Kevin Terry, Town Administrator Gaylene Rhoden, Assistant Building Inspector/Zoning Administrator Jeff Kussow, Inspector/Zoning Administrator Dan Dziadosz, Streets/Parks Superintendent Scott Turner, SAFER Fire Chief Paul Wirth, Clerk/Treasurer Connie Beyersdorff and Deputy Clerk Michelle Peter.

On February 28, 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 2/18/14 regular Town Board Meeting - **Motion by Kachel/Legner to approve the minutes of the 2/18/14 regular Town Board meeting. Questioned and carried 3:0.**

Plan Commission 2/26/14 Minutes - No action taken.

Town of Rib Mountain requesting a Zoning Text Amendment approval relating to no-site pylon & monument signage exceeding ten (10) feet in height along the I-39/USH-51 highway corridor; specially modifying Rib Mountain Municipal Code (RMMC) Section 17.213; Dkt# 2014-02 - Assistance Zoning Administrator Jeff Kussow stated the Plan Commission had approve a zoning text amendment that would allow taller signage along the I-39 & USH 51 highway corridor, for a maximum height of 35 feet. **Motion by Kachel/Legner to approve the Zoning Text Amendment approval relating to on-site pylon & monument signage exceeding 10 feet in height along I-39/USH-51; RMMC Section 17.213. Questioned and carried 3:0.**

Kocourek Properties LLC requesting planning commission recommendation to approve a conditional use approval modification of the approved "Private Air Strip". Specially modifying condition #7 stating "maximum of five (5) round trip flights per week"; on adjacent parcels to the south of 6300 Red Bud Road, 6703 South Mountain Road, 6709 South Mountain Road and 7001 South Mountain Road; Dkt# 2013-07 -

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Regular Town Board Meeting
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Zoning Administrator Dan Dziadosz informed the board that Mr. Kocourek is seeking a modification to item #7 to allow for unspecified additional flights per week.

Mr. Kocourek appeared and spoke to the fact he has purchased additional acreage adjacent to his property, which will allow him to change the flight pattern to avoid flying over any homes. He also posed the question of "who would police the number of flights and on which days." His concerns reflect the accuracy of reporting.

Mr. Kocourek's attorney Shane VanderWaal reiterated this request does not require a new public hearing. Town Attorney Kevin Terry concurred. **Motion by Kachel/Legner to approve the Plan Commission's recommendation to approve the conditional use modification to item #7 to eliminate the "maximum of five (5) round trip flights per week."** Questioned and carried 3:0.

Town of Rib Mountain requesting planning commission recommendation to approve an ordinance modification in regards to regulation and permitting of direct sellers within the Town; specially modifying Rib Mountain Municipal Code Section 12.04 - Regulating Direct Sellers; Dkt# 2013-22 - Jeff Kussow stated staff is seeking approval for ordinance modification pertaining to regulation and permitting of direct sellers within the Township. Specific changes include type of product that is permitted, prohibiting ready to eat type foods, limiting the number of days a vender may sell, regulate setups, locations and signage. There would be exemptions for charitable events. **Motion by Legner/Kachel to approve the plan commission recommendation for an ordinance modification in regards to regulation and permitting of direct sellers within the Town; RMMC Section 12.04.** Questioned and carried 3:0.

Approval for Request of Tourism Funds for TMC Adventures (Polka Fest) - Neal Zunker of TMC Adventures appeared requesting \$1500 funding for the 2014 Rib Mountain Rendezvous (polka fest). **Motion by Kachel/Legner to approve the \$1500 request from tourism funds for TMC Adventures' 2014 Rib Mountain Rendezvous.** Questioned and carried 3:0.

Approval of Contract for Impoundment Services for Non-Dog Strays - Town Attorney Kevin Terry informed the board he has not received the Humane Society's contract yet. He did note the Humane Society is willing to work the town. Their main requirement is have a contact person for non-stray dogs.

TOWN OF RIB MOUNTAIN
Regular Town Board Meeting
March 4 2014

Administrator Rhoden and Attorney Terry have recommended Code Enforcement Officer Paul Hursh to be point of contact. This also gives the Town another means to track the number stray cats. **Motion by Legner/Kachel to approve the contract for Impoundment Services for Non-Dog Strays subject to the attorney provisions as addressed and point of contact Paul Hursh. Questioned and carried 3:0.**

Approval of Contract for Associated Employee Assistance Service (MarathonCounty EAP) – Administrator Rhoden stated this request is for newel purposes only. Supervisor Kachel noted this is a reasonable cost for employee counseling services. **Motion by Kachel/Sybeldon to approve the contract for Associated Employee Assistance Service. Questioned and carried 3:0.**

Approval of Release in Full for Schillinger – Administrator Rhoden informed the board Mr. Schillinger’s requested was denied by the town’s insurance carrier. **Motion by Kachel/Legner to approve the attached release in full for Mr. Schillinger with a payment of \$1542.72. Questioned and carried 3:0.**

Approval of License - Operator License Applications – **Motion by Kachel/Legner to approve the operator license for Fredrick Juan. Questioned and carried 3:0.**

Approval of Preliminary Resolution #14-02 to Levy Special Assessments (Cloverland, Foxglove, Wintergreen Red Bud 2014 Road Projects) – Streets Superintendent Scott Turner stated the crew will be installing 20 – 30 culverts within the Cloverland, Foxglove, Wintergreen and Red Bud area this summer. He would like to conduct a public informational meeting with affected residents and proceed to public hearing. **Motion by Kachel/Sybeldon to approve Preliminary Resolution #14-02 to Levy Special Assessments (Cloverland, Foxglove, Wintergreen and Red Bud 2014 Road Projects) subject to attorney and staff reviews. Questioned and carried 3:0.**

Approval of Non-Point Pollution Storm Water Grant Award – In 2013 the town applied for a Non-Point Pollution Storm Water Grant. The cost of the project is \$79,600; the town was awarded \$55,720 grant and the town’s portion is \$23,880. The town’s portion was a budgeted item. **Motion by Legner/Sybeldon to approve the Non-Point Pollution Storm Water Grant Award. Questioned and carried 3:0.**

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Reports

Paul Wirth noted the Rib Mountain Metropolitan Sewage Board would be meeting March 11th at 11:30 a.m. He stated the SAFER District has had 66 fire related calls and 418 ambulance runs to date.

Administrator Rhoden provided a written report. She introduced Nathan Pezewski the new preventative for the Horton Group. Ehlers would be willing to conduct a meeting for the board on TIF districts. The annual meeting will be held April 15th prior to the regular Town Board meeting. Board of Revenue will be held May 20th at 4:30 prior to the Town Board meeting.

Building Inspector/Zoning Administrator Dan Dziadosz provided a written report and noted the public nuisance complaint of the bio-mas plant.

Streets/Parks Superintendent Scott Turner reported on town roads and crew activities and it's been a long winter.

Clerk/Treasurer Connie Beyersdorff stated she had completed her clerks's core training and the auditors will be here this week.

Park Commission - Will meet next week.

Public Safety - Met tonight to discuss a cell phone ban. They determined it was difficult to enforce at present time and tabled item; new signage at Azalea and Foxglove; the Town will go out for RFPs for the Trillium Lane trail project.

General Comments - None

Adjourn - Motion by Kachel/Legner to adjourn at 7:19 p.m. Questioned and carried 3:0.

Michelle Peter WMC
Deputy Clerk