

**APPROVED**  
TOWN BOARD MEETING  
WEDNESDAY, OCTOBER 28, 2009  
6:30 P.M.  
TOWN HALL  
W2004 COUNTY S

**CALL TO ORDER**

Meeting called to order at 7:00 p.m. by Chairman Tim Maass.

**ROLL CALL**

Board members present: Maass, Supervisors Steve Lowney, Don Gonnering and Gabrielle Radford. Also present: Clerk/Treasurer Barb Seegers, Admin. Asst. Colleen Laha, Atty Steve Frassetto and Engineer Steve Brueggeman.

**MOTION by Radford/Lowney TO MOVE TO CLOSED SESSION PER WI STATS 19.85(1)(g)(e) to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved concerning Geenen Lane; and to deliberate or negotiate the purchasing/sale of industrial park lots, the investing of public funds, or conducting other specified public business concerning the bidding for a salt shed, whenever competitive or bargaining reasons require a closed session.**

Voting Aye – Maass, Lowney, Radford and Gonnering.

Voting Nay – None Motion carried

**RETURN TO OPEN SESSION**

Motion by Radford/Gonnering to return to Open Session at 7:20 p.m. 4 Yes 0 No Motion carried

**ANY ACTION AS A RESULT OF CLOSED SESSION**

Motion by Radford/Gonnering to refund a \$1,000 overpayment to Vosters/Beyer LLC. 4 Yes 0 No MC

**VERIFICATION OF POSTING AND REVIEW/APPROVE AGENDA**

I hereby certify that the agenda for the Wednesday, October 28, 2009 meeting of the Town Board was posted at the Town Hall on October 27, 2009 at 12:30 P.M. Also posted at Dairyland Depot, Freedom Mini Mart, Freedom Foods and Marathon Gas Station.

Motion by Radford/Lowney to approve agenda as posted. 4 Yes 0 no Motion carried

**PLEDGE – recited**

**CONSIDERATION OF MINUTES OF 10/14, 10/20 and 10/21 MEETING**

Motion by Radford/Gonnering to approve the minutes of the October 14<sup>th</sup> and October 21<sup>st</sup> meetings with corrections: On the 14<sup>th</sup> should be "4 not 5" and on the 21<sup>st</sup> vote should be "4 Yes 0 No". 4 Yes 0 No Motion carried

**OPEN FLOOR SESSION**

Len Abrahamson related to the Board that the rezoning project on 26 parcels initiated by the Town has been approved by the County.

Don Gonnering suggested that the Town add a piece onto the VFW building for a senior center. This will be discussed during budget negotiations.

Steve Lowney reported to the Board on information he had obtained on weight limits for roads. He also noted that the large farm equipment does have to abide by weight limits. He told the Board that weight limits should go by pounds rather than class.

Tim Maass informed the Board that the town did not get any TRIP funding for road projects for 2010.

#### PLAN COMMISSION REFERRALS

- a. Consideration of CSM App #09-10-09-04 – Gonnering – Cty “C”  
Motion by Lowney/Radford to approve Gonnering CSM App #09/10/09/04. 3 Yes 0 No 1 Abstain (Gonnering) Motion carried
- b. Consideration of CSM App #10-10-09-11 – Sees – Cty “E”  
Motion by Lowney/Gonnering to approve Sees CSM App. #10-10-09-11 4 Yes 0 No Motion carried
- c. Consideration of CSM App #11-10-09-13-Van Vreede-VandenBosch Rd  
CSM enlarging an existing lot was reviewed. Does not require Town Board approval.
- d. Consideration of Site Plan for Long Vans  
Motion by Lowney/Radford to approve Long Van’s submitted site plan pending additions as required in staff reports with the requirement that the final site plan is reviewed and approved by Planner Jon Bartz and Engineer Steve Brueggeman who will review approved plan with Plan Commission at next month’s meeting. 4 Yes 0 No Motion Carried.
- e. Consideration of Rezoning App – Wayne Van Handel – Cty “E”  
Motion by Lowney/Maass to recommend approval of the Wayne Van Handel request for rezoning of parcel #090-0610-07 from AG/Commercial to Local Commercial with the following conditions as set by the Plan Commission: Comp Plan should be amended to show entire parcel as Local Commercial and Public Hearing on Comp Plan will be scheduled. 4 Yes 0 No Motion carried.
- f. Consideration of Rezoning App – Wm Gonnering, Jr – Cty “E”  
Motion by Lowney/Maass to recommend approval of the William Gonnering request for rezoning of Parcel #090-0610-06 from AG to Local Commercial with the following conditions> Comp Plan should be amended to show entire parcel as Local Commercial and a Public Hearing on amending the Comp Plan will be scheduled. 2 Yes 1 No (Radford) 1 Abstain (Gonnering). Motion carried.

Several residents spoke in opposition to the rezoning: Van Heuklon, Beaumia, and Kmecheck. Radford stated her concern about the increased traffic in a school zone area and questioned whether this would be considered spot zoning. Lowney noted that the Town does not have anything on the future land use map that is available for commercial businesses. He also stated that you cannot penalize Gonnering for keeping a well kept property. Len Abrahamson informed the Board on the types of businesses that could go in once the property is zoned commercial. Bob Schuh told the board that when the town first started working on the comprehensive plan the corridor of development was identified as being on County E.

#### CONSIDERATION OF OPERATOR’S LICENSES

Motion by Radford/Lowney to approve Operator’s License for Kristyna Marie Kruckeberg. 4 Yes 0 No Motion carried

#### FIRST RESPONDERS MUTUAL AID AGREEMENT

Motion by Radford/Gonnering to approve the mutual aid agreement document for the first responders. 4 Yes 0 no Motion carried

Town Board Meeting  
October 28, 2009  
Page 3 of 3

CONSIDERATION OF PLAN TO REPLACE FENCING ON DIAMOND #1 – tabled

CONSIDERATION OF PLANS FOR SALT SHED

Discussion held on location for salt shed. Lowney asked Board members to go out and look at ones that have already been built.

CONSIDERATION OF PLANS FOR PLAYGROUND EQUIPMENT

Lowney requested that this item be tabled until more information is obtained from the insurance company.

APPROVAL OF RESOLUTION TO BID FOR VFW PARK PAVILION

Bids will opened 11/13 at Noon.

ENGINEER'S REPORT

Engineer reported on various projects. See attached written report.

ATTORNEY'S REPORT

Atty is working on Developer's agreement with the Sanitary District. He is also reviewing employee manual.

DEPARTMENT REPORTS - reviewed

REVIEW/APPROVE VOUCHERS

Motion by Gonnering/Radford to approve vouchers #22722 to 22748 and direct deposits 2881 to 2917. 4 Yes 0 No Motion carried

ADJOURN

Motion by Radford/Lowney to adjourn at 9:20 p.m. 4 Yes 0 No Motion carried

Barbara M. Seegers, Clerk