

**TOWN OF MOSEL
TOWN BOARD MONTHLY MEETING
NOVEMBER 9, 2010**

MINUTES

- I. Call To Order and Verification of Meeting Duly Noticed.** Town Chair Dirk Zylman called the meeting to order at 6:30 p.m. at the Mosel Town Hall, W982 County Road FF, Sheboygan. Other Town officials present were Supervisors Wayne Warnecke, Dave Scharinger, Clerk-Treasurer Rachel Rehbein and Constable Mike Langland. Also present were Ann Hahn, Karen Salm, Tara Vandoske, Peter Sanville, Mike Scharl, Bob McAloon, Chuck & Sue Holzwart, and Jim Hodgell. Clerk-Treasurer Rehbein confirmed the meeting was properly noticed on November 4, 2010 at the Town Hall at 10:31 a.m., the Transfer Station at 10:38 a.m., Joe's Hometown Auto at 10:46 a.m. and the website at 11:07 a.m.
- II. Public Input: Discussion only – any topic.** No one present offered public input.
- III. Approve/Accept Minutes from October 12, 2010 Monthly Board Meeting and November 3, 2010 Special Board Meeting.** Motion Scharinger/Warnecke to accept minutes from October 12, 2010 and from November 3, 2010; carried 3-0.
- IV. Licensing:**
- A. Operator's (Bartender's) Licenses.** After reviewing the application, motion Warnecke/Scharinger to approve an operator's license to Rachel A. Leist; carried 3-0.
- V. Public Works, Public Safety and Enforcement.**
- A. Public Hearing on Conditional Use Permit Reviews Deferred from October:**
- 1. Sheboygan Yamaha – Sales and service, new & used motorcycles, ATV's, snowmobiles, lawn equipment, watercraft & used automobiles & mini-warehouse storage.** There is a mini remote control car track on the property. It is not large enough for dirt bikes. It is not a permitted use. If complaints are received, the conditional use permit will be reviewed and revised. Motion Warnecke/Scharinger to renew the Conditional Use Permit and review it again in 1 year (November 2011); carried 3-0.
 - 2. Jim Theodorff – Professional warehouse.** Outside trailers were removed. Motion Scharinger/ Warnecke to renew the Conditional Use Permit and review it again in 1 year (November 2011); carried 3-0.
 - 3. Chuck Holzwart – Restaurant and gift shop, bakery, cannery, and cider mill.** Chuck Holzwart requested the number of employees not be limited on the Restaurant and Gift Shop Conditional Use Permits. Motion Scharinger/Warnecke to renew the Conditional Use Permit as is and review it again in 1 year (November 2011); carried 3-0. Chuck Holzwart requested condition #2 of the Bakery, Cannery and Cider Mill Conditional Use Permit be removed. Motion Warnecke/Scharinger to change condition #2 to increase the additional full-time employees to 8 and renew the Conditional Use Permit and review it again in 2 years (November 2012); carried 3-0.
- B. Public Hearing on Conditional Use Permit Review:**
- 1. Thomas Konz – Automotive garage.** There are still a number of vehicles for sale on the property. They are all licensed but he is not a licensed used car dealer. Mr. Konz did not attend the meeting. Ann Hahn and Karen Salm complained about the vehicles in the front of the property which is impeding the sale of their home. Motion Scharinger/Warnecke to revoke the Conditional Use Permit; carried 3-0. Mr. Konz will be sent a letter asking him to remove the vehicles. If he does not respond, the Town Attorney will send him a letter.

2. **Bob & Tara Vandoske – Dog Boarding Kennel.** Motion Warnecke/Scharinger to renew the Conditional Use Permit and review it again in 1 year (November 2011); carried 3-0.
 3. **Yvonne Sanville – Dog Boarding Kennel.** Motion Scharinger/Warnecke to renew the Conditional Use Permit and review it again in 2 years (November 2012); carried 3-0.
 - C. **Christopher Farms Building Request.** Town Attorney Paul Dirkse and Mr. Christopher's Attorney have agreed that Mr. Christopher will need to obtain a Conditional Use Permit. Mr. Christopher's representatives, Mike Scharl and Bob McAloon, indicated that Mr. Christopher is reconsidering his earlier plan to access the building site from County Road LS. Chair Zylman indicated that the building permit request was not on the agenda as an action item because Attorney Dirkse was not contacted by a Christopher representative in time for an agreement to be reached and proper notice of a public hearing to be posted within the statutory time limit.
 - D. **Discuss establishing weight limits on all town roads.** Chair Zylman presented an article regarding weight limits the Town of Hull in Portage County has put on all its roads. Chair Zylman will attempt to obtain a copy of their ordinance. The Board feels this is an important issue and may call a special meeting to discuss it.
 - E. **SSA-TAC/MPO (Sheboygan Service Area-Technical Advisory Committee/Metropolitan Planning Organization) Report.** Nothing to report. Next meeting is November 11.
 - F. **Review Job Descriptions.** Deferred to December meeting. A Transfer Station Attendant job description needs to be developed.
 - G. **Discuss and Possible Take Action When Building Inspections Required.** Chair Zylman will present information to the Board in December.
 - H. **Discuss and Possible Action on Joint Powers Agreement County 911 Emergency System.** Motion Warnecke/Scharinger to authorized Chair Zylman to sign the Joint Powers Agreement; carried 3-0.
 - I. **Ordinance and Permit Violations.** Constable Langland was informed of an incident between a Town resident and Veolia. The Town resident was charged with disorderly conduct. In the future the Board will discuss giving Constable Langland citation authority. The road signs on Rangeline Road and Orchard Road, and Luelloff Road and Dairyland Drive are gone. Chair Zylman will contact the Sheboygan County Highway Department.
 - J. **Constable's Report and Log Review.** Constable's log was reviewed and signed.
- VI. Correspondence/Communications/Contacts.**
- A. **Others.** None
- VII. Financials:**
- A. **Discuss and Take Action on Cleveland State Bank CD which matures November 24, 2010.** Motion Warnecke/Scharinger to open a 1 year CD at Cleveland State Bank for the amount of \$240,000.00 at a rate of 1.20%; carried 3-0.
 - B. **Discuss Replacing Leased Copier.** Clerk-Treasurer Rehbein reported the C&H Sales & Service has offered to provide us with a new copier for the cost of \$0.02 per copy which is what we currently pay. With the new copier, documents could be printed to the copier and save money on copies on the colored printer. Typically toner cartridges on the color printer cost over \$100.00 each.
 - C. **Update and Possible Action on Uncollectable Personal Property Taxes.** Creditor Collection Service has notified us that payment has not been made and they need Town Board approval to take legal action. The Town Board needs to decide if the Town should hire our attorney (we pay the additional cost) or use the attorney assigned by the collection agency (cost would be 45% of money collected). Motion Warnecke/Scharinger to authorize Creditor Collection Service, Inc. to retain an attorney for the Town at a rate of 45% of money collected; carried 3-0.

- D. Review and Possible Action on Proposed 2011 Budget.** 2011 revenues and expenditures were reviewed. Motion Warnecke/Scharinger to present a \$177,462.00 levy limit to voters at the public hearing November 11, 2010 at 7:00 p.m.; carried 3-0.
- E. Review Financial Reports.** The financial reports were reviewed and filed in the Clerk-Treasurer's office.
- F. Review and Approve Voucher List.** Motion Scharinger/Warnecke to approve payment of all items on the voucher list, a total of \$18,498.76; carried 3-0.
- G. Building Permit, Conditional Use, Rezoning, and Variance Applications Report.** The value of the building permits issued October 1-31, 2010 was \$69,145.00. Total fees collected were \$242.00. The year-to-date total value is \$890,124.98. There were no Driveway Permits issued, no new rezoning applications requested, no new Conditional Use/Special Land Use applications distributed and no new Variance Applications distributed.

VIII. Review Upcoming Calendar of Events.

- A. November 11, Budget Meeting.** Meeting begins at 7:00 p.m.
- B. December 1, First Day to Circulate Nomination Papers.**
- C. December 14, Board Meeting.**
- D. December 24, Last day to file Notice of Non-Candidacy.**
- E. January 1, 2011 Last day to file Nomination Papers.**
- F. Others.** Supervisor Warnecke will be attending MPO meeting on November 11, 2010 and Chair Zylman will be attending Heads of Government meeting December 1, 2010.

IX. Future Agenda Items: Discussion Only.

- X. Adjourn.** Motion Warnecke/Scharinger to adjourn; carried 3-0. Meeting adjourned at 8:08 p.m.

ATTEST:

Dirk Zylman, Chair

Rachel Rehbein, Clerk-Treasurer

Approved on 12/14/10