

## TOWN BOARD MONTHLY MEETING

TUESDAY, NOVEMBER 11, 2008

### 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 Dave Scharinger and Wayne Warnecke, Clerk-Treasurer Rachel Rehbein and Constable Mike Langland. Also present were Lynn Pagel, Sue Holzwart, Randy Rautmann, Mary Schupp, Larry Gordon, Tom Quirt, Bill Presutti, Paula Duveneck, Dan Bruesewitz, Jim Hodgell, Attorney Paul Dirkse, Steve Westphal, Ken Steltenpohl, Jay Hoekstra, and Scott Anderson. Clerk-Treasurer Rehbein confirmed proper notice of the meeting.
- II. **Public Input: Discussion only – any topic.** No one present offered public input.
- III. **Approve/Accept Minutes from October 14, 2008 Board Meeting and October 20, 2008 Special Town Meeting.** Motion Warnecke/Scharinger to accept minutes from October 14, 2008 as corrected and October 20, 2008; carried 3-0.
- IV. **Public Works, Public Safety and Enforcement.**
  - A. **Conditional Use Permit Reviews Deferred from October Meeting.**
    1. **Richco Structures – Roof & floor truss manufacturing & business office.** Craig Korff had contacted Clerk-Treasurer Rehbein indicating he was still waiting for Alliant Energy to install lighting. Deferred to December meeting.
    2. **Larry's Sewer & Water – Water and Sewer Business.** Larry Gordon explained that he has moved his business to Hwy 42 and the Playbird property is only used to store raw materials, his own property, and some of Stevie B's equipment. He may sell the property in the future. He is aware he needs a Conditional Use Permit for the Hwy 42 business and will get that to us soon. Motion Scharinger/Warnecke to remove conditions #4 and #5 and review the Playbird property Conditional Use Permit again in 1 year (November 2009); carried 3-0.
    3. **Qwest Communications – Regeneration facility.** A letter was sent to the owner of the property, Scott Morrelle. He left a phone message with Clerk-Treasurer Rehbein stating he did not have any contact information. The Board decided to send him a letter stating it is his responsibility to have a contact. Deferred to December meeting.
  - B. **George & Susan Holzwart – Amend Conditional Use Permit.** The Holzwart's would like to amend the Conditional Use Permit for the Restaurant to have 10 or 12 full time equivalent employees and change the closing hours of operation from 8:00 p.m. to 1:00 a.m. for occasional private parties. Motion Warnecke/Scharinger to amend the Restaurant and Gift Shop Permit to extend employees to 12 full time equivalent employees and amend both Conditional Use Permits to hours of operation ending at 11:00 p.m.; carried 3-0.
  - C. **Conditional Use Permit Reviews**
    1. **Ken Moehring/Cingular – Telecommunications tower.** The Board decided to send him a letter asked him to give us the name of the new leasee. Deferred to December meeting.
    2. **Heinz Mueller – Antique toy repair Special Land Use** Motion Scharinger/Warnecke to review the Special Land Use Permit again in 3 years (November 2011); carried 3-0.
    3. **Yvonne Sanville – Boarding Kennel.** Motion Scharinger/Warnecke to review the Conditional Use Permit again in 2 years (November 2010); carried 3-0.

4. **Lyle Schmidt/AAT Communications Corp – Telecommunications tower.** The Board decided to send him a letter asked him to give us the name of the new leasee. Deferred to December meeting.
  5. **Lyle Schmidt/Wireless Facilities, Inc. – Telecommunications tower.** The Board decided to send him a letter asked him to give us the name of the new leasee. Deferred to December meeting.
  6. **Lyle Schmidt/Whalen & Co. – Telecommunications tower.** The Board decided to send him a letter asked him to give us the name of the new leasee. Deferred to December meeting.
  7. **Mary Ellen Schnelle/Cellcom - Telecommunications tower.** The Board decided to send her a letter asked her to give us the name of the new leasee. Deferred to December meeting.
  8. **Mary Ellen Schnelle/Cellular One - Telecommunications tower.** The Board decided to send her a letter asked her to give us the name of the new leasee. Deferred to December meeting.
- D. Coordinated Fire Protection.** No feedback has been received from the Haven Fire Department. Deferred to December meeting.
- E. Werthman Lane Request.** The Board was presented with information provided by Fritz Grunewald of County Materials. Supervisor Scharinger will speak to Mr. Grunewald telling him he needs to talk to Travis Ardell who now owns the road and businesses have an easement. All involved need to agree to want the town to take over the road and that the Town will require the road to be up to certain standards at the owner's expense before they would consider taking it over.
- F. Orchard Beach Road Damage.** Chair Zylman had received several complaints from residents of Orchard Beach Road in regards to noise and road damage. He will talk to Jay Christopher as to when the project will be complete. In the future, on large construction projects, the Town may require a bond.
- G. SSA-TAC/MPO Report.** Passed final approval of traffic plan.
- H. Ordinance and Permit Violations.** None to report.
- I. Constable's Report and Log Review.** The Constable's log was reviewed and signed.
- V. Consideration and possible action on Kohler Co.'s Petition to rezone and application for Conditional Use Permit for a Bird Hunting Preserve.** As the Board's authorized contact person, Chair Zylman gave his report. Audience members were allowed to speak as well as representatives of Kohler Co. Following discussion and questions, Motion Warnecke/Scharinger to amend the term end to November 30, 2009; carried 2-1. Motion Warnecke/Scharinger to approve Kohler Co.'s Conditional Use Permit for a Bird Hunting Preserve as presented; carried 3-0. Motion Warnecke/Scharinger to approve Ordinance No. 2008-05 "AN ORDINANCE AMENDING SECTIONS 7.02.B AND 7.06.J.(2) OF THE MUNICIPAL CODE OF THE TOWN OF MOSEL TO ADD BIRD HUNTING PRESERVES AS A CONDITIONAL USE IN THE A-1 PRIME AGRICULTURAL ZONING DISTRICT"; carried 3-0.
- VI. Ordinances, Polices and Licensing:**
- A. **Wind Turbine Discussion and Possible Action.** Deferred to December meeting.
  - B. **Home Occupation Ordinance Discussion.** Deferred to December meeting.
- VII. Correspondence/Communications/Contacts.**
- A. **Sheboygan County Planning & Resources Department Re: Cottages at Whistling Straits.** Shebygan County Planning & Resources Department is unable to issue the Shoreland/Floodplain Zoning Permit and returned the application fee to Kohler Co.
  - B. **WDOT Letter and Maps.** Copy filed in the Clerk-Treasurer's office.
  - C. **Hopp, Neumann & Humke.** O'Neil, Cannon, Hollman, Dejong S.C. has changed there name effective October 31, 2008.

**VIII. Financials:**

- A. Insurance Deductible Approval.** Motion Warnecke/Scharinger to increase deductible from \$500 to \$1,000; carried 3-0.
- B. Insurance Agent Approval.** Next year the Board will look at other insurance companies like Rural Mutual who have a relationship with the Wisconsin Towns Association. Motion Warnecke/Scharinger to deal with Ridgeview Insurance Agency directly and discontinue our agent of record with Burkhart-Heisdorf Insurance Agency; carried 3-0.
- C. 2008 Budget Review & 2009 Budget Planning.**
  - 1. Establish 2009 Levy Recommendation for Annual Budget Meeting.** Motion Warnecke/Scharinger to approve the levy based on 2.221% for the 2009 tax year; carried 3-0.
- D. Review Financial Reports.** The Financial reports were reviewed and filed in the Clerk-Treasurer's office.
- E. Review and Approve Voucher List.** Motion Scharinger/Warnecke to approve payment of all items on the voucher list, a total of \$11,558.78, as presented; carried 3-0.
- F. Building Permit, Conditional Use, Rezoning, and Variance Applications Report.** The value of the building permits issued October 1-31, 2008 were \$573,850.00. This brings the year-to-date total value to \$2,937,075.00. Total fees collected were \$1,433.00 with a \$25.00 late fee. There was one Driveway Permit issued, one rezoning application requested, two Conditional Use applications distributed. No Variance Applications were distributed.

**IX. Review Upcoming Calendar of Events.**

- A.** Budget Public Hearing - November 13, 7:30 p.m.; Heads of Government – December 10; MPO December 4

- X. Future Agenda Items: Discussion Only.** Possible Ordinance to prevent spring traps and poisoning to large animals - Supervisor Warnecke will contact DNR. Supervisor Warnecke asked that the March meeting date be changed. Board will look at this at the January meeting.

- XI. Adjourn.** Motion Warnecke/Scharinger to adjourn; carried 3-0. Meeting adjourned at 8:49 p.m.

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Dirk Zylman, Chairman

ATTEST:

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Rachel Rehbein, Clerk-Treasurer

Approved on December 9, 2008