

**TOWN OF MOSEL
TOWN BOARD MONTHLY MEETING**

JUNE 8, 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 Supervisor Wayne Warnecke, Supervisor Dave Scharinger, Clerk-Treasurer Rachel Rehbein and Constable Mike Langland. Also present were Graham Packer (T-Mobile agent), Brian Wunsch, Lyle Schmidt, Town Accountant Paul Corson, Bill Radloff, Jim Hodgell and Town Attorney Paul Dirkse. Clerk-Treasurer Rehbein confirmed proper notice of the meeting.
- II. Public Input: Discussion only – any topic.** Lyle Schmidt of W1545 County Road MM discussed with the Board why he had to remove his temporary sign on his property.
- III. Approve/Accept Minutes from May 11, 2010 Monthly Board Meeting.** Motion Scharinger/Warnecke to accept minutes with corrections from May 11, 2010; carried 3-0.
- IV. Open and Take Action to Bids for TRIP Project.** A bid from Sheboygan County Highway Department was opened by Chair Zylman and reviewed by the Board. No other bids were received. Motion Warnecke/Scharinger to accept Sheboygan County Highway Department’s bid of \$35,950.23 for the TRIP Project; carried 3-0. Chair Zylman will contact the County.
- V. Public Hearing on T-Mobile’s Special Land Use Permit Application for a Temporary Cell Tower.**
- A. Presentation of Application.** Graham Packer, agent for T-Mobile requested permission to erect a temporary cellular phone tower up to 70 ft. from June 25, 2010-August 25, 2010 for the 2010 PGA Championship on property located at W980 County Road FF, parcels #59014-182440 and #59014-182460. The parcel is currently zoned B-1 Business District.
- B. Open Floor for Public Testimony/Clerk-Treasurer’s Contacts.** No one offered comments at the hearing and no comments were received by the Clerk-Treasurer prior to the hearing.
- C. Close Floor; Take Action or Set Date To Do So.** Chair Zylman closed the floor. Motion Warnecke/Scharinger to grant T-Mobile a Special Land Use Permit with the following change to the Special Land Use Permit: Page 2, Item Number 7-add “the noise level of any generator shall not exceed sixty (60) dBA when measured from a distance of 250’ or more”; carried 3-0.
- VI. Licensing:**
- A. 2010-2011 Alcohol & Cigarette Licensing**
- 1. Retail Class B Beer & Liquor and Cigarette Licenses – Whistling Straits.** Following review of the application, motion Scharinger/Warnecke to grant a 2010-2011 retail class B beer and liquor license and cigarette license to Kohler Co., Scott Anderson, agent, for the property at N8501 County Road LS; carried 3-0.
- 2. Retail Class B Beer & Class C Wine Licenses – Whispering Orchards Inc.** Following review of the application, motion Scharinger/Warnecke to grant a 2010-2011 retail class B beer and retail class C wine license to Whispering Orchards, Inc., Susan Holzgart, agent, for the property at W1650 County Road MM; carried 3-0.

3. **Retail Class B Beer & Liquor Licenses – Haven Bar & Grill.** Following review of the application, motion Scharinger/Warnecke to grant a 2010-2011 retail class B beer and liquor license to Haven Bar & Grill, Paul Gavin, agent, for the property at W1008 County Road FF; carried 3-0.
4. **Operator's (Bartender's) Licenses (44).** Upon review of the applications, motion Warnecke/Scharinger grant operator's licenses to Lois S. Demmin, George C. Holzwart, Tracy L. Aplin, Angela M. Arambula, Claudette M. Brandell, Cory A. Bruckschen, Hillary A. Duff, Jussara F. Dykes, Eliot Elzinga, Gina T. Foresta, Linnea C. Grunewald, Vivian V. Hahn, Rose M. Hartlaub, Erikka Hass, Mary A. Hert, Kathryn D. Hocevar, Dawn D. Holden, Amber M. Kennedy, Diane M. Klatkiewicz, Ashley M. Konrad, Hannah D. Laack, Peter B. Moeller, Travix, S. Plocar, Shelly M. Rautmann, Deborah L. Reichardt, Rosalie A. Sachse, Ruth E. Sarafin, Ashley D. Schoneman, Lisa K. Severance, Rebecca A. Stauber, Brittany A. Strauss, Anna C. Suscha, Megan K. Taylor-Suscha, Sara M. Tenpas, Kelly J. Teunissen, Kristin A. TeWinkle, Traci L. Theisen, Jamie L. Tonella, Leila M. Unrein, Cecilia G. Weis, Nancy L. Wick, Hayley Norris, Holly E. Raleigh, and Kaitlyn M. Keila; carried 3-0.

VII. Audit Review with Town Accountant Paul Corson. Paul Corson gave an overview of the audit and answered questions from the Board.

VIII. Public Works, Public Safety and Enforcement.

A. Public Hearing on Conditional Use Permit Reviews:

1. **Larry's Sewer & Water – Water & Sewer Business located on State Highway 42.** Larry Gordon has sold the business to Bill Radloff on April 16, 2010 but still owns the building. The name will stay the same. Motion Warnecke/Scharinger to renew the Conditional Use Permit and review it again in 1 year (June 2011); carried 3-0.
2. **Ardell Motorsports – Motorsports Sales and Services.** Motion Scharinger/Warnecke to renew the Conditional Use Permit and review it again in 1 year (June 2011); carried 3-0. The Board asked Constable Langland to speak to Mr. Ardell about the landscaping.

B. SSA-TAC/MPO (Sheboygan Service Area-Technical Advisory Committee/Metropolitan Planning Organization) Report. Chair Zylman attending the meeting in Supervisor Warnecke's absence. Chair Zylman had nothing to report. Next meeting is June 24, 2010.

C. PGA Update. Clerk-Treasurer Rehbein reported she has received all Exhibits required in the Special Land Use Permit. A letter was sent out to town residences informing them of the PGA Information Session June 22, 2010. Clerk-Treasurer Rehbein has the vehicle tags. She will keep track of who requests them and how many are giving out by having the recipient fill out a form.

D. Discuss and Approve Rural Numbering Standards. After discussion, motion Warnecke/Scharinger to have a blue 18x6 sign, 1" street name below 3 1/2" number and begin work in 2011; carried 3-0.

E. Discuss Comprehensive Plan Implementation Meeting. Supervisor Warnecke attending the meeting May 20, 2010. Changes can be made to the Comprehensive Plan. There will be more discussion at the July Board Meeting.

F. Discuss and Approve New Posting Location. Supervisor Warnecke stated Joe Trester of Joe's Hometown Auto has agreed to let the Town put up a bulletin board for Town notices. Motion Warnecke/Scharinger to have Joe's Hometown Auto as a posting location in place of Grace Church; carried 3-0. Supervisor Warnecke has agreed to work with Joe Trester to put up the bulletin board.

G. Discuss When Building Inspections Are Required. After a brief discussion, it was decided to discuss it further at the July Board Meeting.

- H. **Discuss Possible Building Permit Violations.** Constable Langland and Supervisor Warnecke inspected the storage shed owned by Jeff Dhein on Garton Road and found it to be in compliance. Ron Roskopf will be sent a letter informing him of the late fee for putting in the culvert before he had approval.
 - I. **I-43 Interchange/Rowe Road Truck Traffic Discussion and Possible Action.** Chair Zylman attended a preconstruction conference in Green Bay June 7, 2010 and reported Peterson & Sons, Inc. has been awarded the I-43 event only ramp project. Large trucks will not be going on Rowe Road and they will not be working 24 hours a day, 7 days a week.
 - J. **Ordinance and Permit Violations.** In addition to Item H. above, Constable Langland spoke to Tom Konz regarding all the vehicles on his property do to a complaint from the neighbor. Tom Konz had a concern with water backing up in the ditch. Chair Zylman will contact Ron Spatz of the Sheboygan Highway Department to look at the ditch to see if the stone put in it are affecting the water flow. Constable Langland also reported that the grass along the roads is getting long. Chair Zylman indicated the County should be cutting soon and will keep the same schedule as they have before.
 - K. **Constable's Report and Log Review.** The Constable's log was reviewed and signed.
- IX. Correspondence/Communications/Contacts.**
- A. **Letter from Hinze-Wade LLC.** Hinze-Wade is an engineering/surveying firm asking to attend a future meeting to discuss their capabilities. The letter will be on file at the Clerk-Treasurer's office.
 - B. **I-43 Interchange Preconference Meeting.** Chair Zylman attended this meeting on June 7, 2010. See item VIII. I. above.
 - C. **Others.** None
- X. Financials:**
- A. **2010/2011 Tax Collection Update.** Sheboygan County will collect taxes this year at a cost of \$1.62 per parcel but will not collect in 2011/2012. Cleveland State Bank has been collecting 2nd installment tax payments at their Cleveland office for Manitowoc County. They are open to discussions to collect taxes at their Howards Grove office.
 - B. **Possible Action on Uncollectable Personal Property Taxes.** Attorney Dirkse has sent Mr. Klunck a letter asking for payment. We have not received any payment. The Board will take up the issue at the July Board Meeting.
 - C. **Review Financial Reports.** The financial reports were reviewed and filed in the Clerk-Treasurer's office.
 - D. **Review and Approve Voucher List.** Motion Warnecke/Scharinger to approve payment of all items on the voucher list, a total of \$9,724.10 as presented; carried 3-0.
 - E. **Building Permit, Conditional Use, Rezoning, and Variance Applications Report.** The value of the building permits issued May 1-31, 2010 was \$24,800.00. Total fees collected were \$151.00. The year-to-date total value is \$463,476.00. There was one Driveway Permit issued, no new rezoning applications requested, no new Conditional Use/Special Land Use applications distributed and no new Variance Applications distributed.
- XI. Closed Session:** The Board may enter into closed session pursuant to Wis. Stat. §19.85(1)(c) and (f) to consider the performance evaluation data of an employee and to preliminarily consider specific personnel problems or investigation of charges against specific persons that, if discussed in public, would likely have a substantial adverse affect on the reputation of those involved. Motion Warnecke/Scharinger to go to closed session. Upon a roll call vote Scharinger-aye, Warnecke-aye, Zylman-aye the Board went into closed session for the purpose indicated.

- XII. Open Session:** The Board will reconvene in open session to discuss and possibly act on any matters which arise in closed session. Motion Warnecke/Scharinger to reconvene into open session; Scharinger-aye, Warnecke-aye, Zylman-aye. The Board took no action on the closed session item.
- XIII. Closed Session:** The Board may enter into closed session pursuant to Wis. Stat. §19.85(1)(g) for the purpose of conferring with legal counsel for the Board who is rendering oral or written advice concerning strategy to be adopted by the Board with respect to litigation in which it is likely to become involved concerning the property tax assessment of the Whistling Straits golf course. Motion Scharinger/Warnecke to go to closed session. Upon a role call vote Scharinger-aye, Warnecke-aye, Zylman-aye the Board went into closed session for the purpose indicated.
- XIV. Open Session:** The Board will reconvene in open session to discuss and possibly act on any matters which arise in closed session. Motion Scharinger/Warnecke to reconvene into open session; Scharinger-aye, Warnecke-aye, Zylman-aye. Motion Warnecke/Scharinger to appoint Chair Zylman along with Attorney Paul Dirkse to discuss with Kohler Co. their 2010 property tax assessment of Whistling Straits; carried 3-0.
- XV. Review Upcoming Calendar of Events.**
- A. **June 22, 2010 PGA Information Session 7 p.m.**
 - B. **July 13, 2010 Board Meeting 6:30 p.m.**
 - C. **July 16, 2010 Wisconsin Towns Association Quarterly Meeting 7:30 p.m.** Meeting will be at the Town of Sherman.
 - D. **August 3, 2010 Board Meeting 6:30 p.m.**
 - E. **August 9-15, 2010 PGA Championship**
 - F. **Others.** June 24, 2010 MPO meeting. July 29, 2010 Board of Review.
- XVI. Future Agenda Items: Discussion Only.** Appoint Board of Appeals second alternate, comprehensive plan discussion, and building inspections.
- XVII. Adjourn.** Motion Warnecke/Scharinger to adjourn; carried 3-0. Meeting adjourned at 10:15 p.m.

Dirk Zylman, Chair

ATTEST:

Rachel Rehbein, Clerk-Treasurer

Approved on July 13, 2010