

TOWN BOARD MEETING MINUTES
FROM August 2, 2021, 7:00 PM
HELD AT THE TOWN OF SHEBOYGAN FALLS TOWN HALL

1. Public Hearing – Ordinance #2 2021/2022 Amendment to Chapter 7 “Zoning Ordinance” adding Regulating Solar Energy Systems: The public hearing was opened at 7:00pm. The public hearing was taped. Wayne Sargent asked whether this was for Residential or Commercial. Chairman Theobald replied it is more for bigger commercial farms the Town wanted to have something on their books. Randy Peichl shared Alliant Energy has approached him about a solar farm on 50-60 acres of this land. Michael Koepke asked what if it changed hands and is there any FAA regulations? No other comments or questions. The public hearing was closed at 7:09pm. The tape was stopped.

Chairman Theobald called the Town Board meeting to order at 7:09 PM.

Board members present were Chairman Lyman Theobald, Supervisors: Gerald Meyer, Barbara Poch, Jim Hanke and Adam Luebke. Also, in attendance were Clerk / Treasurer Jeanette Meyer and audience members.

COMPLIANCE WITH THE OPEN MEETINGS LAW – Notices were posted 9:15 pm Friday, July 30, 2021, at the Johnsonville Fire Station, the Town of Sheboygan Falls Fire Station, and at the Town of Sheboygan Falls Town Hall.

APPROVAL OF MEETING MINUTES FROM July 5, 2021, Town Board Meeting - A motion to approve the minutes from the July 5, 2021, Town Board meeting was made by Poch, seconded by Meyer. Motion carried 4-0.

TREASURERS REPORT- The Treasurer’s Report was read. A motion to approve the Treasurer’s report as read was made by Hanke, seconded by Poch. Motion carried 4-0.

CORRESPONDENCE – The Clerk had nothing to report.

DISCUSSION AND POSSIBLE ACTION ON THESE ITEMS:

Adoption of Ordinance #2 2021 / 2022 Amendment to Chapter 7 “Zoning Ordinance” adding Regulating Solar Energy Systems – A motion to adopt Ordinance #2 2021/2022 Amendment to Chapter 7 “Zoning Ordinance” adding Regulating Solar Energy Systems was made by Meyer, seconded by Hanke. Motion carried 4-0.

- a. Consideration of ATV Routes within Town – The Board was copied on information relating to County and other town regulations. Chairman Theobald asked to the Board to drive and look at the Town of Herman’s signage. Item will be added to the September agenda.
- b. Consideration of Contracting a Road Engineer – Craig Rusch from Wagner Engineering was in attendance to explain what Wagner could offer to the Town. A motion to pursue a contract with Wagner Engineering was made by Poch, seconded by Meyer. Motion carried 4-0.
- c. Appointment of Board of Appeals – The Clerk received confirmation from Milton Rowe. A motion to appoint Milton Rowe to the Board of Appeals was made by Meyer, seconded by Hanke. Motion carried 4-0.
- d. Consideration of Moving September Board Meeting due to Labor Day- A motion to move the September board meeting to September 13 was made by Hanke, seconded by Luebke. Motion carried 4-0.

- e. Updating Fire Services Agreement w/ Town of Lima – The Clerk was instructed to schedule a special meeting with Town of Lima to discuss the Fire Services Agreement, which expires 12/31/21.
- f. Consideration of Attendance at WTA Convention- A motion to cover the hotel, registration, and meals for Jenny & Barb to attend this year's WTA Convention October 10-12 was made by Poch, seconded by Luebke. Motion carried 4-0.
- g. Road Maintenance
1. Otter Creek Bridge, Willow Rd –Chairman Theobald reported the Town will have to acquire some Right of Way from Hanke Farms in order for the Town of Plymouth to replace the Willow Rd bridge. It was noted that money should be added to the 2022 budget for this.
 2. Culvert repairs on Meadowlark Rd south of Sheboygan River Bridge-A motion to table the item was made by Meyer, seconded by Poch. Motion carried 4-0.
 3. Culvert on Willow Rd, south of CTH C – The town received a call about the pavement coming up over a culvert on Willow Rd, south of CTH C. Chairman Theobald looked at & will have some cold patching put into the spots he noted.
 4. Rio Rd Repairs – Chairman Theobald presented a quote to resurface over 2 culverts on Rio Rd. A motion to approve the quote for \$5400 was made by Poch, seconded by Hanke. Motion carried 4-0.
 5. 645 Pinehurst Ct. – New supervisor Adam Luebke provided pictures of Pinehurst Ct. the Board will add to their road discussion list. The Clerk will notify the resident.
- h. Consideration of Woodland Rd Bridge (Between Alpine & Bridgewood Rd) Replacement Options – The Clerk reported that she did work with Emily Stewart from the County Highway Department to complete the DOT Bridge Replacement Application for Woodland Rd Bridge (Between Alpine & Bridgewood Rd). However, during that process, it was discovered that the bridge will need to be widened, per DOT regulations, to 26 feet. The bridge is currently on 17.4 ft. The grant will only cover 100 ft of approach. The Town will have to pay 100% for any work over that 100 ft. A motion to rescind the July 5th motion and NOT pursue the DOT Bridge Application for Woodland Rd was made by Meyer, seconded by Poch. Motion carried 4-0. The Town will look into other options.

CONSTABLES REPORT- Constable Koepke was in attendance. He had nothing to report.

SUPERVISORS REPORT –Supervisor Hanke reported the stop ahead sign for the northbound lane on Willow Rd (between HWY 23 & CTH C was recently knocked over. Supervisor Luebke offered to give a fire department report for the Town of Sheb Falls Fire Department at future meeting. The Clerk was instructed to let JFD know so they can also report if they have anything.

Discussion and Approval of this month bills – A motion to approve the bills to be paid in August was made by Meyer, seconded by Hanke. Motion carried 4-0.

The Town Board intends to convene into closed session pursuant to Wis. Stat. 19.85(1)(g) for the purpose of conferring with legal counsel for the Town who is rendering oral or written advice concerning strategy to be adopted by the Town with respect to litigation in which the Town is or is likely to become involved and pursuant to Wis. Stat. 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. During the closed session, the Town Board will discuss negotiations regarding road repairs on Rio Rd & Woodland Rd. A motion to go into closed session was made by Poch, seconded by Meyer.

A motion to have accept NPL's offer of \$21415.69 to settle the road damage issue (75% of our repair costs) was made by Meyer, seconded by Hanke. Motion carried 4-0.

ADJORNMENT – Motion to adjourn was made by Poch, seconded by Meyer. Meeting adjourned at 8:45 pm.

Respectfully submitted,

Jeanette M. Meyer, Clerk/Treasurer
Town of Sheboygan Falls

APPROVED