

**TOWN OF SAUKVILLE PUBLIC HEARING/TOWN BOARD MEETING
JUNE 20, 1995**

PUBLIC HEARING MINUTES:

The Town of Saukville held a **Public Hearing** on Tuesday, June 20, 1995, at 7:30 p.m. at the Saukville Town Hall, 3762 Lakeland Road, Saukville, Wisconsin to consider the petition of Ken and Janet Futh to rezone 4 acres of land of Mabel Juszazcek at 4078 Hwy. I, Tax Key #08-015-06-000.00 from A-2 to A-1 for the purpose of adding to their present 1 acre lot at 4040 Hwy. I, Tax Code 08-015-06-001.00 to conform to the Town of Saukville 5 acre minimum.

Present: Dan Gute, Jack Fellenz, Jeff Opitz

Also present: Walter Clarke, Clerk, Phyllis Linden, Treasurer, Ken and Janet Futh.

Chairman Gute called the Public Hearing to order and read the notice of the public hearing.

Roger Boll, 3240 Hwy. W, spoke in favor of the Town's 5 acre minimum residential zoning in support of the Futh petition. No other citizens commented.

Opitz moved to recommend acceptance of the petition to the Town Board. Fellenz seconded. Motion carried unanimously.

Fellenz moved to close the public hearing. Opitz seconded. Motion carried.

TOWN BOARD MINUTES:

1. Call to Order

Chairman Gute called the meeting to order at 8:00 p.m.

2. Pledge of Allegiance

Chairman Gute led the attendees in the Pledge of Allegiance.

3. Roll Call

Present: Dan Gute, Jack Fellenz, Jeff Opitz

Also present: Walt Clarke, Clerk, Phyllis Linden, Treasurer

4. Approval of Minutes of May 16, 1995 Board Meeting.

Fellenz moved to approve the May 16, 1995 Board Meeting minutes; Opitz seconded; motion carried

5. Public Comment on Agenda Items (15 min.)

There were no comments presented.

6. Holding Tank Agreements:

Paul Schumacher - Holding Tank Agreement prior to construction on two lots
Tax Keys 08-050-0013.000 and 08-050-0014.000 (lots 13 and 14, Riverview Trail).

Mr. Schumacher submitted his payment of \$100.00 to the Treasurer and the Clerk signed the agreement.

Jeffrey P. Bell - Holding Tank Agreement prior to construction on 40.25 acres

Tax Key 08-034-14-002.00

Mr. Bell submitted his agreement and subsequently his \$100.00 check to the Treasurer. The Clerk later signed his agreement.

Jack Fellenz asked to go on record to protest the action of the County Board and Steve Narveson in allowing a holding tank in a flood plain in the Schumacher matter and asked that the Clerk prepare a letter of protest for the Board's signature.

7. Discussion/action to consider the petition of Ken and Janet Futh to rezone 4 acres of land of Mabel Juszazcek at 4078 Hwy. I, Tax Key 08-015-06-000.00 from A-2 to A-1 for the purpose of adding to their present 1 acre lot at 4040 hwy. I, Tax Code 08-015-06-001.00 to conform to the Town of Saukville 5 acre minimum.

Opitz moved to accept the Plan Commissions recommendation to approve the rezoning; Fellenz seconded; motion carried unanimously.

8. Discussion/action on Plan Commission's recommendation to accept the proposed conditional use permit modification of Robert Roden, 3422 Hwy. O. and Matthew Albright to operate a wholesale landscape business at this address. Tax key 08-024-10-001.00.

Chairman Gute acknowledged receipt of a modified conditional use permit per the Plan Commission's recommendation which was reviewed by the Town Attorney. Fellenz moved to approve the permit; Opitz seconded; motion carried unanimously.

9. Liquor Licenses:

The following persons made an application with the Town Clerk of the Town of Saukville for a "Class B" Combination Beer and Liquor License for the period of July 1, 1995 to June 30, 1996:

Fionnbarra P. Mac Carthaigh, Mac Carthy's
3315 Hwy. I
Saukville, WI 53080

Vernon Schinker, The Saukville Rifle & Pistol Club, Inc.
4190 Blue Goose Rd.
Saukville, WI 53080

K. Terrence Wakefield, The Bog
3121 CTH I
Saukville, WI 53080

Arthur E. Wille, Riverview Inn
3172 Riverside Dr.
Saukville, WI 53080

Fellenz moved to approve the above licenses; Opitz seconded; motion carried unanimously.

The following person made an application for a "Class B" Beer and "Class C" Wine License for the period July 1, 1995 to June 30, 1996:

Pat Landrum, Hawthorne Hills Golf Course
4720 Hwy. I
Saukville, WI 53080

Fellenz moved to approve the above licenses; Opitz seconded; motion carried unanimously.

10. Operators (Bartenders) Licenses

The Clerk read the names of the applicants. Fellenz moved to approve the list; Opitz seconded; motion carried.

A citizen questioned the process of background checks done on the applicants. Clarke responded that he had discussed this with Sheriff Milas and they would be willing to do such a check, but Clarke said he was reticent to perform personal background checks without written consent. State law requires only the disclosure form and none of the applicants indicated having been convicted of a felony. The citizen indicated knowledge that one of the applicants had been in prison and was likely a convicted felon. (A subsequent check of his renewal application indicated that the applicant indicated only one conviction for O.W.I. in Ozaukee County, which is not a felony.). *Section 125.04 paragraph 5(c) prohibits issuance of permits and licenses related to alcohol beverages to "any person who has habitually been a law offender or has been convicted of a felony unless the person has been duly pardoned."*

11. Cigarette & Soda Licenses

The Clerk indicated the following Cigarette and Soda licenses application:

The Saukville Gun Club
 The Bog
 Hawthorne Hills Golf Course
 MacCarthy's
 The Riverview Tap has applied for a Soda license only.

Opitz moved to accept the above Cigarette and Soda licenses; Fellenz seconded; motion carried.

12. Building Inspectors Report- John Derler

Derler reported permits issued for five new residences and seven other agricultural, commercial, and residential additions so far in 1995. Growth is slow due to higher interest rates but about the same as last year.

Fellenz questioned a construction site on Hwy. I. Derler responded that the owner was constructing a used building at a very slow pace. He also indicated that it appeared to be a business in an agricultural zone. At the Board's request, Derler will send a letter to the owner requesting that he appear before the Board for an update.

13 Introduction of Ordinance 95-1 "Ordinance Adopting a Fee Schedule for Building Permits, Electrical Permits and Plumbing Permits".

Chairman Gute introduced the above for consideration at the next Board meeting. John Derler suggested striking electrical and plumbing from the building inspector's section and adding the sale of State seals. The Clerk will make the modifications prior to the next meeting.

14. Discussion/action on Holding Tank Ordinance on new construction.

Chairman Gute indicated that the above item was in error but was on the agenda to stimulate discussion. Fellenz indicated that there is a need for holding tanks in certain situations but these should be limited. Gute stated that the process of creating an ordinance would take some time and would involve several meetings with public input.

15 Recycling Report- Jeff Opitz

Opitz reported that the new recycling operator is doing well and collecting additional fees nearly covering his cost. He cited the need for a sign to prohibit dumping outside operating hours. Gute discussed the installation of a fence to prohibit access to the center when closed. Gute also mentioned the recent mailing on recycling, town officials, and general governmental information. Gute reported that although Opitz expressed satisfaction with Arrow Disposal, he thought the ideas and proposals from competitors were appropriate. Brown & Ferris Industries (BFI) expressed interest in handling our recycling center and so he met Mr. Chuck Ott, BFI's District Developer on Saturday morning, June 17, 1995. After seeing our Saturday operation he said BFI would submit an alternative plan and proposal for the Town Board to review.

16. Road Report- Jeff Opitz

Opitz reported a problem on Singing Hill Road wherein the paving contract with Payne and Dolan did not include connecting four asphalt driveways to the road. He stated that he would like to reopen the contract to complete this work. Fellenz moved to allow reopening; Opitz seconded; motion carried.

A citizen who resides at the corner of Knollwood and Birchwood complained that heavy trucking is present on these roads. He suspects that this route has become a shortcut from Hwy. 33 to Hwy. Y.

Chairman Gute indicated that we have no ordinances dealing with road restrictions and therefore all of our signs are unenforceable. He stated that development of a road ordinance is a future priority.

17. Discussion of safety of Hwy. I & Cedar Sauk intersection--Ruth Engeldinger

Ruth Engeldinger expressed her concern at the dangerous intersection of Hwy. I and Cedar Sauk. She requested that a speed limit or "lollipop" stop sign be installed. Opitz indicated he has talked with the County highway safety commission and they've made a number of changes. There doesn't seem to be a pattern to the accidents.

Eileen Hoffmann expressed concern that the locals are ignoring the stop sign at Blue Goose and Knollwood road.

Citizens questioned heavy trucking on Town roads. Again Opitz stated that we need a road ordinance for enforcement.

Gute mentioned that he had talked with Sheriff Michael Milas on the Hwy. I & Cedar Sauk situation and received suggestions including rumble strips and flashing red stop lights. Opitz indicated that the entire road will be redone with two years. Opitz will work with the County to resolve this issue.

18. Discussion/Action regarding Century Cable TV franchise

Gute indicated that Century Cable would need a letter from the Town allowing access to property in the Town to investigate the feasibility of cable TV. Fellenz moved to approve such a letter; Opitz seconded; motion carried; motion carried.

19. Treasures Report-Phyllis Linden

Treasurer reported on the Town's funds balances. She also reported on the status of the computerized tax collection system. She viewed a software demo and she and the Clerk are going to select the hardware. She also described a myriad of other uses for the computer. She noted that the Clerk has already computerized the budget and Town finances on his home computer and this could be used to supply the annual report figures to the State.

20. Clerks Monthly Financial Report - Walt Clarke

Clarke reported that the year to date budget was in compliance with the minor exception of the Town's cemetery maintenance budget.

Clarke also presented the following claims for approval with the future addition of the Town's payroll that would be complete by month's end:

Date	Num	Description	Memo	Amount
6/20/95	578	Arrow Disposal Service	March-April '95	-1,374.00
6/20/95	579	Port Publications	Legal Notices	-99.47
6/20/95	580	Mc Manus & O'Byrne	April-May '95	-1,319.00
6/20/95	581	O'Meara, Eckert, Poulos & Gonr	May '95	-550.00
6/20/95	582	**VOID**		0.00
6/20/95	583	Isselman Insurance Agency	Bond: Lemke to Clarke	-20.00
6/20/95	584	Wisconsin Towns Association	Manual:Opitz	-20.00
6/20/95	585	Walter H. Clarke	Postage,Mileage,etc.	-338.12
6/20/95	586	Daniel B. Gute, M.D.	WEX Workshops	-75.00
6/20/95	587	Jeanne Roesler	Board of Appeals misc.	-9.40
6/20/95	588	Terry Hoffman	Plan Comm. misc.	-33.81
6/20/95	589	Lakeview 4-H Club	4/15	-37.88
6/20/95	590	Job's Daughters	3/11/95	-31.04
6/20/95	591	Girl Scouts #500	4/22 &4/29/95	-63.45
6/20/95	592	Port Publications	Legal Notices	-11.55
6/20/95	593	Kenneth Ramthun	Paper recycling	-400.00
6/30/95	594	Walter H. Clarke	Payroll	-920.62
6/30/95	595	Phyllis V. Linden	Payroll	-1,440.45
6/30/95	596	Daniel B. Gute, M.D.	Payroll	-790.35
6/30/95	597	Jack R. Fellenz	Payroll	-861.99
6/30/95	598	Jeff C. Opitz	Payroll	-549.37
6/30/95	599	Mark R. Dickmann	Payroll	-138.52
6/30/95	600	Jeanne H. Ciriacks	Payroll	-120.05
6/30/95	601	Roger R. Boll	Payroll	-135.76
6/30/95	602	Thomas J. Malone	Payroll	-29.56
6/30/95	603	Paul W. Lemke	Payroll	-170.85
6/30/95	604	**VOID**	Payroll	0.00
6/30/95	605	Larry T. Beverung	Payroll	-29.56
6/30/95	606	Terry Hoffman	Payroll	-44.32
6/30/95	607	James C. La Velle	Payroll	-44.32
6/30/95	608	Leroy Wollner	Payroll	-44.32
6/30/95	609	William Niehaus	Payroll	-14.78
6/30/95	610	Jeanne G. Roesler	Payroll	-24.01
6/30/95	611	David P. Brunnquell	Payroll	-14.78
6/30/95	612	George F. Kohlwey	Payroll	-14.78
6/30/95	613	Terie K. Leicht	Payroll	-14.78
6/30/95	614	Ozaukee County Highway Dept.	April-May '95	-3,008.54
	Total			-12,793.80

21. Correspondence/Floor

John Derler questioned the status of reflective house numbers. Chairman Gute stated that it was his understanding that the Town would no longer pay for these but would sell them to citizens. He asked Mr. Derler to check on the current prices.

Chairman Gute stated that he'd received a letter from Donald Tesker requesting that his rezoning proposal be put to public hearing before the next Town Board meeting July 18, 1995 and be voted upon by the Town Board that date.

He also related that a representative of Wellspring had talked with him last Saturday during office hours and requested exemption as a tax exempt entity. Wellspring would have to provide a letter from the Wisconsin Department of Revenue confirming tax exempt status for any action to be taken.

Jeff Opitz expressed his extreme displeasure with the recommendation of the Plan Commission to deny the Tesker rezoning proposal. He cited job creation and past good experience with the Teskers as reason to discuss this further.

22. Adjournment

Opitz moved to adjourn; Fellenz seconded; meeting adjourned.

Walter H. Clarke, Clerk
Town of Saukville