

Approved at the February 20th, 2013 Regular Town Board Meeting.

**TOWN OF ALGOMA
WINNEBAGO COUNTY, WISCONSIN
AGENDA FOR
REGULAR TOWN BOARD MEETING
Wednesday, January 16th, 2013 at 5:45 PM
Algoma Town Hall
15 N. Oakwood Road, Oshkosh, WI 54904**

1. Call to Order.

The meeting was called to order by Chairman Blake at 5:53PM.

A. Roll Call

Chairperson Blake	Supervisor Haman
Supervisor Timm	Supervisor Drexler
Supervisor Kierszh	Atty. K. Marone
Treasurer Edson	Clerk Nelson
Road/Drainage Coordinator Tollard	Fire Chief Scott Groth
Deputy Clerk Kuehnl - Absent	

B. Pledge of Allegiance.

The Pledge of Allegiance was recited by everyone in attendance.

2. Public Forum.

Joel Rasmussen, 3297 Creek Side Drive – Mr. Rasmussen spoke on agenda item F. Mr. Rasmussen agrees with the four way stop, however, he is not in favor of reducing the speed limit to 25 mph. Omro Road is a collector road, and compared with the City of Oshkosh, all their collector roads are 35 mph. Even those collector roads by schools, the speed limit is 35 mph. To drop the speed limit to 25 mph is too much for 24 hours a day. The four-way stop sign will slow the traffic down where it needs to be slowed down. Mr. Rasmussen tried to drive Omro Road at 25 mph and 30 mph, it was impossible to drive at 25. The DOT sets the speed limit according to what people would logically drive on that particular road. It would be impossible to enforce the 25 mph. There has been speed problems because no one has been enforcing the speed limit. Mr. Rasmussen would like to know the accident rate at that intersection. Mr. Rasmussen also feels that Oakwood Road to the north is more dangerous place to walk than Omro Road, as well as Leonard Point Road. Mr. Rasmussen encourages the board not to lower the speed limit to 25 mph, but does agree with the four-way stop sign. Once the speed limit is lowered to 25 mph, it can never be increased.

Mark Thompson, 3375 Sheppard Drive – Mr. Thompson spoke on agenda item F, numbers 1 and 3. Mr. Thompson is not in favor of lowering the speed limit on Omro Road to 25 mph. There was a study by Winnebago County Sheriff's Department in the last three years and the consensus back then was not to lower it. Everyone wants to protect the kids, but if parents don't want their kids in harms way, then the parents shouldn't let their kids go on Omro Road. Mr. Thompson agrees with Mr. Rasmussen, that Oakwood Road to the north of the school is more dangerous place to walk than Omro Road and feels the speed limit should be lowered there instead of Omro Road. Mr. Thompson does agree with 15 mph when children are present signs. If children are present, the speed limit should be lowered to 15 mph.

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Mr. Thompson believes this should correct most of the problem. Mr. Thompson does not agree with the four-way stop sign at the intersection. This was also part of the Winnebago County Sheriff's Department study. Again, it was not determined that a four-way stop sign was needed at this intersection. Mr. Thompson doesn't think this intersection justifies a four-way stop when it's only congested for a short time at the beginning and end of the school day. As far as the Safe Routes to School Program, the safest way to get the kids to school in the town is the school bus. If parents send their kids to school in the school bus, it's very safe. The town needs to know the long-term plan of the school before the town puts any money into the info structure for the Safe Routes to School Program. Mr. Thompson would like to hear from the school district on their concerns with the Safe Routes to School Program. Again, the safest route to school for kids in the town is a school bus.

Dewey Nelson, 2946 Oakwood Lane – Mr. Nelson spoke on agenda item F. Mr. Nelson is in favor of the four-way stop sign at Omro Road and Oakwood Road. Mr. Nelson stated the study by the Winnebago County Sheriff's Department last summer was that vehicles are not traveling 35 mph on Omro Road, they're traveling 40-45 mph on Omro Road. The school is right in the middle of Omro Road and vehicles are going fast. A four-way stop at this intersection will more than help the situation at this intersection.

Katie Veldman, 1431 Russet Lane – Ms. Veldman wanted to ask the board some questions regarding some land behind her house. This land is for sale by Anchorage Homes, who is offering it to adjacent properties first. Ms. Veldman spoke with Mr. Williams who informed her that his original plan was to have the town put the road through their lot, lot 99, and create several large lots. Should Ms. Veldman be interested in purchasing the parcel, she would like to keep in its natural state. It was determined that Ms. Veldman's questions would need some research done and that she should speak directly with Clerk Nelson regarding her questions.

3. Fire Department Report.

A. Annual Election Results.

Chief Groth announced the winners of the Fire Department Annual Elections. The results sheet is attached to the record copy of the meeting minutes.

B. Adopt-a-Family.

The Fire Department adopted two families this year who are down on their luck. They do this annually. The Fire Department takes great pride in being able to give back to the community and helping those families. On December 22nd the gifts were delivered. It was a fun event for everyone involved and they look forward to doing it next year.

C. Extrication Equipment.

The Fire Department has been saving fundraising money for extra extrication equipment to help the department do their job better. The department got together as a whole and voted on purchasing a combination tool and a power unit. The combination tool is basically the jaws of life, which is the department's second set of jaws. This set has been on placed on Squad 9, the new vehicle; the other set is on Squad 21 which is the back up vehicle that responds to all auto accidents. This will help with a large incident and its all ready installed, ready to use. The department also upgraded the hoses that operate all the extraction equipment to a single core line, which is a quick connect instead of a two piece connect. All the extrication equipment was also upgraded to a single core line. The

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Fire Department is going to post the old hoses for sale on the internet to see if another department would like to purchase them.

4. New Business.

A. Approval and swearing in of newly elected Fire Chief, Scott Groth.

Motion by Hamann/Kierszh to approve Scott Groth as Fire Chief. No further discussion. Motion carried in a voice vote, 5-0. Clerk Nelson immediately swore Mr. Groth in as Fire Chief. Chief Groth then addressed the board by stating the he is very humbled to have been elected by his peers to serve as Fire Chief. He thanks them for the trust they've given him in running the department, the support of the Town Board and people of the Town have given to the department. Chief Groth is very proud of the department and the men and women who serve on the department.

B. Formulate additional questions to pose to the Volunteer Fire Department at a later meeting in response to their request to hire three full-time staff members.

Blake explained that the town board had a meeting to formulate questions for the Fire Department to respond to last week. Blake asked that the public not participate during this discussion as there will be ample time for public input at a later date. Timm was ill when the meeting took place and she didn't see or hear the list of questions. Clerk Nelson apologized indicating that there was a glitch with the laptop and the list that was transcribed during the meeting was lost. Currently she is trying to recover them, and will go back to the tape and re-transcribe them.

Hamann asked some additional questions:

- Would all three employees be certified as First Responders?
- Did the department advertise for additional volunteers, i.e. through churches, the Northwestern, at the picnic or pancake breakfast?
- Hypothetical question: The proposal is for three full-time people at the fire station, what happens when one person is on vacation, who's going to fill in, at what rate of pay, and is there benefits included in that. What happens if that person was on vacation and another full-time employee gets hurt or is on workers comp or ANS? Now the department is down two people, what would happen then? What would the pay and/or benefits be for the person who fills in?
- What steps has the department taken to recruit new members for daytime response?
- There is only one person responding to the day now, what reason is there for more than the chief to respond if the chief would be a full time employee and available to the citizens?

No further discussion.

C. Set parameters for meeting with the Volunteer Fire Department Board of Directors regarding the hiring of three full-time employees.

Drexler explained that she had occasion to speak with Mr. Rolhoff, Oshkosh City Manager, at a meeting. Mr. Rohloff informed her that the City of Oshkosh would be interested in discussing the fire department concerns with the town, municipality to municipality. Drexler read her letter in it's entirety which is attached to the record copy of the meeting minutes. Drexler explained that she was at a meeting with Mr. Rolhoff and they happened to sit next to each other. In introducing themselves to one another, Mr. Rolhoff indicated that the city's fire department heard from the town's fire

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department about two months ago. In conversation with Mr. Rolhoff, he indicated that he was interested in talking with the town about the fire department concerns. It was determined that Chief Groth asked Chief Franz, City of Oshkosh, about the study he did in 2008-2009 numbers. Chief Franz felt the numbers would true today. There's a lot of conversations going on that others aren't aware of. Drexler clarified that Mr. Rolhoff brought the topic up during their conversation and she asked him if the town sent a letter would it be something the city is interested in pursuing. There was discussion regarding some of the board members frustrations regarding other board members representing the town in their official capacity without notifying the office or the board. There was also discussion on who should send the letter, should it be the Town Board or the Fire Department. Drexler was adamant that the town do their own cost/benefit analysis and research, not just rely on the information the Fire Department is submitting. Blake thought that the board should at least give the Fire Department the opportunity to respond to the questions the Town Board gave them. Drexler thought this could happen in tandem. Blake thought the board should get answers to the questions first before sending the letter to the city. Hamann would like to get the answers to the questions before contacting the city. Timm is not in disagreement with Drexler, it's a step in the process, but the board should allow the Fire Department time to answer the questions. Kierszh agrees, that the board should give the Fire Department time to answer the questions. The board doesn't even know at this time if they're going to consent to hire three full-time people. Without that being determined, why waste the city's time. There has to be more discussion and decision made. First the Town Board has to decide whether or not the Fire Department has merit as to why they want to hire three full-time employees, and then decide whether or not to do a cost/benefit analysis. We need the remainder of the Fire Department's proposal. Discussion ensued regarding the meaning of the Fire Department's proposal to the Town Board. Drexler believes that the board needs to expedite the process because of the safety concern. ***Motion by Kierszh/Hamann to sit down with the Volunteer Fire Department Board of Directors and discuss this before approaching the City of Oshkosh.*** Drexler continued to ask how soon this could done. She thinks the Town Board has been presented with notice and feels it should be done six months. Chief Groth confirmed that the Board of Directors are working on some of the questions, but they did not receive the official copy from the clerk. Clerk Nelson recognized that she has not submitted the official questions to the Board of Directors yet, but that she was told by Chief Groth after the meeting that it was no big deal if she didn't get him the questions right away. One of the members of the Board of Directors is on vacation and he wouldn't hold a meeting until he had a full board. Chief Groth confirmed this to be true. ***No further discussion. Motion carried in a voice vote, 5-0.***

D. Conditional Use Permit for Verizon Wireless to locate a cell tower and supporting equipment in a P-1 zoning district (institutional & Recreational Park District) on Wyldewood Baptist Church, 3030 Witzel Avenue, in the Town of Algoma, tax parcel number 002-022-01.

Drexler read the Planning Commission's conditions for the Conditional Use Permit which were:

- 1) No horizontal light dispersion from the lights on the flag.
- 2) The generator should not run on any scheduled run time between the hours of 7:00 PM to 7:00 AM.
- 3) The Conditional Use Permit is for three users, if any additional users wish to be added Verizon will have to come back through the town's Site Plan Review process or Conditional Use Permit process.

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Eric Lennington explained the proposal from Verizon for this location, keeping aesthetics in mind, was a flagpole. In order to fly a flag at night, proper etiquette is have the flag lit. Therefore the proposal has three lights within the fenced in compound to shine up onto the flag. One of the conditions of the Conditional Use Permit is no horizontal light dispersion for these lights; they will shine up onto flag that's all. There is no light on the building. There is a exterior light on the shelter that is controlled with a switch.

The generator decibels rating averages 65 decibels, which isn't very loud. The generator is strictly for backup; the site is not run off the generator. There is an internal battery that runs for 12 hours prior to the generator kicking in. The generator is for long term outages only. The generator is made specifically for Verizon by Generac and come with the latest technology and sound barrier possible. Verizon puts these generators in at all their sites, including the residential sites, where sounds is always a concern. Verizon agreed not to run the generator at night.

The flagpole is designed, and Verizon is required by Winnebago County ordinance to provide space for themselves and two additional users. Federal law says cellular towers have to be shared. So the infrastructure is built to accommodate three users. So the restriction is that if there are more than three users, Verizon will have to come back to the town's Site Plan Review and Conditional User Permit process. The reason for this is so that there isn't any external antennas or some external eye sore equipment added.

There are no other flagpole sites in the area. Madison and Reihlander has one. Flagpoles were very popular in the early 2000s, but have died down. The county didn't require a flagpole, but in working with the church and aesthetics was a concern for them, a flagpole seemed to be the way to go. The tower used to be on the silo on Witzel Avenue; that lease is being terminated because the owner wants to develop the land. Verizon could move to the west, and the church was wanting to put up a flagpole, so it seemed like a good marriage.

Motion by Blake/Kierszh to approve the Conditional Use Permit with the three conditions recommended by the Planning Commission. No further discussion. Motion carried in a voice vote, 5-0.

E. Review and approve the site plan for the Verizon Wireless proposed new cell tower to be located on the property owned by Wyldewood Baptist Church, 3030 Witzel Avenue, Oshkosh, WI 54904.

Blake informed the board that this site plan was unanimously approved by the Site Plan Committee. *Motion by Timm/Kierszh to approve. No further discussion. Motion carried in a voice vote, 5-0.*

F. Safe Routes to School Program

1. Installation of a four-way at the intersection of Oakwood Road and Omro Road.

Blake put this item on the agenda. *Motion by Blake to approve the installation of a four-way stop at the intersection of Oakwood Road and Omro Road.* Drexler would like to delay this so she can look at it a little more, especially given the comments at public forum. *Blake called for a second three time. Motion died for lack of a second.*

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Motion by Hamann/Kierszh to not install a four-way stop at the intersection of Oakwood Road and Omro Road. Kierszh referenced the study by Winnebago County Sheriff's Department which indicates that speed is not an issue at this intersection. There are 7,400 vehicles that pass through that intersection and it's only a problem for about not even an hour in the morning and not even an hour in the afternoon, and it's going to affect 7,400 vehicles. There is more a chance for a collisions from vehicles running the stop sign, more traffic backups; Kierszh doesn't think it's necessary for under two hours a day. The average speed, according to the report from the Sheriff's Department is 36 mph, one mile over the speed limit. Hamann stated that there are two flashing signs on Omro Road, we just order two more flashing signs for Oakwood. The 15 mph signs should installed on all four poles of the flashing lights, instead of further down the road where they are now.

Mrs. Chapman hopes the flashing lights work, because her daily observation is that vehicles goes much faster than 36 mph.

Clerk Nelson clarified that the motion is a negative motion; meaning a yes vote means not to install a four-way stop sign at the intersection of Oakwood Road and Omro Road.

Roll call vote: Drexler - yes, Timm - yes, Blake - no, Kierszh - yes, Hamann - yes. Motion carries in a roll call vote, 4-1.

2. Installation of 15 mph when children are present signs on both Omro Road and Oakwood Road.

See Item F1 for discussion on this item. No action taken.

3. Reduce the speed limit on Omro Road from 35 mph to 25 mph.

Motion by Hamann/Kierszh to leave the speed limit at 35 mph. Drexler would like to table this item so she has more time to look into it a little bit more. There is a motion on the floor. ***No further discussion.***

Roll call vote: Hamann - yes, Kierszh - yes, Blake - no, Timm - no, Drexler - abstain because she doesn't have enough information. Motion fails in a tie vote 2-2 with one abstention. No action taken.

G. Discuss accepting the donation of land known as tax parcel number 002-3126, located at the intersection of Bison Point and Yorkton Place, Lot 6 of Algoma Crossing, from property owner Thomas Rusch.

Atty. Marone explained that Treasurer Edson was approached with a proposal for the town take Mr. Rusch's property as a donation. A GIS report from the county was also provided for 002-3126 located on the corner of Bison Point and Yorkton Place. The acreage is .36 acre, for a land value of \$33,800. Atty. Marone explained a donation is different than a purchase, so this issue doesn't have to go before the electors. Typically, a donor submits a proposal to the municipality indicating why the donor is seeking to donate the property to the municipality, to get it off the tax roll, and terms of the donation. The information furnished by Treasurer Edson is that the taxes for both 2011 and 2012 have not been paid on this property. The board will need to analyze what benefit there would be to take this piece of land, what advantage there is to the town, why remove from the tax roll, there

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would have to some assurance of no contaminations of soil, otherwise why would the town take the parcel. Atty. Marone perspective: she would be looking for a title report; one prior to accepting the donation, and one at closing. Some questions be to be answered, and Atty. Marone would ask for a written proposal from the donor answering some of the questions stated above.

Treasurer Edson gave a history of this parcel. The town forced Mr. Rusch to put in a cul-de-sac which he had to pay about \$25,000 to install. Mr. Rusch came and spoke to Treasurer, as he does every year, when the taxes are do. So Mr. Rusch asked Treasurer Edson to clean this matter up. Mr. Rusch is now a resident of South Dakota, so he's not back very often. One of the advantages of taking the donation, is the town could work with the neighbors to see if they would like to purchase the land.

If the town takes the donation, is the town liable for the water payment. Treasurer Edson will call the Sanitary District to find out.

Motion by Kierszh/Timm to table this until there is more investigation on this item so the town knows what it's getting into. Remember the cul-de-sac encroaches heavily on this parcel so that the parcel is unbuildable or unusable. Atty. Marone clarified that Treasurer Edson should contact Mr. Rusch and get a written proposal. Also, the Town Board can decide whether or not to take the donation, but once the donation is taken, in order to sell the parcel to the neighbors, as suggested, the whole process of the Meeting of the Electors has to be followed. Therefore, it's not a simple transaction. Atty. Marone would like Mr. Rusch to include in his proposal why he wouldn't work with the neighbors to get rid of the parcel, why does want the town to get involved in the situation. ***No further discussion. Motion carried in a voice vote, 5-0.***

H. Approve the recommended procedures for collecting trash and recycling bins for those properties being annexed into the City of Oshkosh in March of 2013.

Treasurer Edson explained the letter that was sent to the residents. A copy of the letter is attached to the record copy of the minutes. Edson will be looking for a place to steam wash the bins once they are picked up by Dewey Nelson and his son. Drexler isn't sure about the situation of storing the bins in the back storage room. ***Motion by Timm/Kierszh to go ahead with all three of Treasurer Edson's recommendations. No further discussion. Motion carried in a voice vote, 5-0.***

I. Approve policy on the proper procedures Town Board Supervisors are expected to use when faced with a complaint or contact with a citizen or others.

Timm's not sure that there needs to be a policy on procedures of the Town Board Supervisors because it's part of their job to communicate with the public and is out of line. Hamann disagrees, and thinks that if there is a complaint given to a supervisor they should at least contact the Town Hall. Supervisors should let the town hall know what they are doing. Timm believes that being asked to sign a document of policy is very restrictive of elected officials. Drexler doesn't think that the board has the authority to restrict conversation with the taxpayer. There was a question regarding the handling of a recent e-mail. Drexler stated that she will always respond with a copy to the clerk. Kierszh believes that the main reason for contacting the town office is to make sure the person who is responsible for that matter is taking care of it, and find out if the responsible party is responding to the complaint. The responsible party may have responded to the complaint, and the resident doesn't like the response they received, and they're going to find someone who gives them

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the answer that they like. Timm agreed with what both Kierszh and Hamann were saying, but having a document signed is restrictive. When anyone complains to Kierszh he contacts the town office and finds out if anyone is working on it first. If they are, he assures that the responsible party responds to the complaint; if not, he informed the responsible party of the complaint so they can respond to it. Timm doesn't want to be in the position where she has to check with the town office before she can respond to citizens when engaged in a conversation. Discussion ensued. Timm believes that it's all common sense, but doesn't have to be tied to a document. Kierszh is saying the supervisor should at least have the courtesy to contact the town staff and let them know what's going on. Blake thinks it's about letting the office staff do their jobs. Drexler didn't agree. If she has any questions she will ask, otherwise, she will do what she wants to do, but she's not handling things on her own. ***Motion by Kierszh/Timm to table this.*** Clerk Nelson stated that this procedure has been talked about several times and obviously it's not being followed. This is the fourth or fifth time this procedure is being talked about and there are still offenders. Clerk Nelson doesn't always know about the complaints, and only finds out about the complaint after one of the supervisor have already responded, even if the response was incorrect or not as correct as it should have been. ***No further discussion. Motion carried in a voice vote, 4-1 with Blake voting no.***

5. Supervisors Statements.

A. Review only of Financial Administration Handouts from the 2012 UW-Extension Workshop. (Drexler)

Drexler explained that this came to mind when the board received the handouts from Atty. Bensky last month. She received these sheets from UW-Extension Workshop her and Treasurer Edson attended in September. Drexler thought it would be good for the board to see what responsibility lie within each office. In going through information she developed item C of her packet. Kierszh questioned that if she went to this seminar in September, why wasn't this brought up before. Now the day they're supposed to start the audit, this packet appears. ***Motion by Kierszh to table this and bring it up at a later date so it can be discussed for the 2013 audit.*** Drexler debated that there is only one portion the packet that pertains to the audit. Treasurer Edson commented that the document to which Drexler refers to makes no reference to the technology that is available for handling the books. Drexler pointed out that under the board's responsibility the board arranges for annual audit from a CPA. This is something Drexler feels is an obligation to discuss and determine, especially in light of the fact that there have been changes in staff in 2012, and the board doesn't have any oversight over who was hired. ***Kierszh called the question of the motion. Hamann seconded the motion. No further discussion. Motion carried in a voice vote, 3-2 with Timm and Drexler voting no.***

Drexler questioned her right to speak to the auditor. Drexler then asked the boards permission to meet with the auditor. Clerk Nelson informed the board that Drexler had already contacted the auditor and has an appointment scheduled for Friday morning.

B. Review only the 2012 Municipal Levy Limit Worksheet. (Drexler)

Drexler explained that this was just information. Stems from the seminar she went to and knows that it's not completed until December. So she just wanted to see what it was.

C. Discuss amendment to contract with Baker Tilly for 2012 audit. (Drexler)

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Drexler feels that board needs to amend the scope of the audit. Blake asked why. Drexler stated because there have been new employees in 2012 and she has concerns. Blake asked if Drexler felt as though there was some type of fraud happening. Drexler stated she feels the board has responsibility to be concerned if they have questions. Kierszh asked if Drexler was around for the last two audits. Drexler responded that she was. Kierszh asked if she had concerns over those audits. Drexler stated that there were concerns from the previous audit and she never got a response back. It was supposed to be part of the review process and she never got to those steps. Blake reminded Drexler that the auditor was here last year and available for Drexler to ask her questions. Drexler agreed, but stated that she never got information back from management. Drexler is looking at it from a different angle; an audit is never a bad thing, it's just that sometimes it may be looked at from a different scope. It's always hoped to find nothing, but maybe a broader scope is needed to be looked at some times. Kierszh wants to know why this is brought up the week of the audit and not before, he doesn't understand. Drexler stated it won't affect what they're doing now, but it can always be expanded at a later time. The auditor may have recommendations for expanding it after they've been here for a day and a half. Clerk Nelson doesn't understand why Drexler can't be forthright can come out and say what she wants the "scope" to include. Drexler stated that she wants to talk to the auditor to see what she feels would be appropriate after the auditor looks at the records for a day and half. Clerk Nelson doesn't understand; the auditor looks at the records and then Drexler comes in and wants them to look at something else, and then the auditors go back through the records again? Blake's question is that the auditor was here last March and stated that this is the best the town has been financially in quite some time. The auditor is the one who has the education and the CPA license along with the gentleman that was here, and somehow Drexler doesn't believe that. Drexler stated that wasn't it at all. Kierszh asked Drexler what she wants to do with this. Drexler stated that she is going to meet with the auditor and find out if she has any recommendations and bring it back to the board. Blake stated that last year she gave recommendations and asked why Drexler wouldn't wait for the audit to be completed, have their findings put together, so that Town Board can receive the information at the same time. Timm indicated the reason why is because she wants to change the scope, but the timing is off. Kierszh asked Drexler who is going to be at this meeting. Drexler stated just her and the auditor. Kierszh thought someone else should be in attendance as well. Drexler stated the board is responsible for this. Kierszh reminded Drexler that she is only one board member. Drexler asked Atty. Marone if a single board member could go to the attorney, could a single board member go to the auditor? The auditor had no problem with it; that people do it all the time. Atty. Marone stated that she could only speak to her contract that any board member can go to her at any time. Drexler assumed the auditor has the same contract because she had no problem with it. Atty. Marone also advised that if the board does decide they want to expand the scope of the contract, that she would want to look at that contract as well as the board look at that contract so they know what they are approving. Atty. Marone asked Drexler that right now it's a standard audit, is there a subject area you would like them to look into that is not in the current contract? Drexler responded, "possibly". Drexler would like to discuss that with the auditor first and then get back to the board.

Cathy Chapman was allowed to speak. Mrs. Chapman stated to Drexler that her last statement steps beyond her role as one supervisor or one Town Board member. It sounds very secretive to her. If indeed this meeting is to take place, she agrees with Kierszh that another supervisor should be in attendance. It doesn't comply with her sense of what Drexler's role is. If there's an issue to be addressed by the board at this eleventh hour possibly the consensus may be that Drexler continue to

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voice her concerns after this audit is complete so that everyone can address it. Mrs. Chapman feels there's something going on here, but she doesn't know all the players or the score card. Blake agreed that Mrs. Chapman wasn't that far off. Mrs. Chapman feels it's a shame that this has happened tonight, because last night she watched the meeting, and it was to her, a validation of good government. There were very cogent comments; she didn't agree with all of them, very civil discourse, motions that were quickly dispensed one way or the other, and a recognition of moving forward. This, unfortunately, creates this disconnect that she's observed so many times before. A splendid job last night.

Treasurer Edson explained to Drexler that Clerk Nelson and he talked about separation of duties last year to the auditor. They pointed out several changes that they had made, and she indicated that she would clean them up in next year's audit.

Clerk Nelson asked for some direction, is the audit supposed to start. Drexler stated that she never meant to delay the audit. Clerk Nelson told the board that since the auditor didn't know what changes Drexler was talking about, they weren't willing to come and start the audit either. ***Motion by Blake that the audit proceeds.*** Kierszh still has a question about Drexler meeting with the auditor alone. If she has something, some secret agenda, there should be someone else involved. Drexler didn't want to get into that right now. Timm debated that there is nothing on the agenda to this affect, and the clerk should proceed with the audit, that it should have never been stopped. ***Blake withdrew his motion.***

Drexler informed the board that she will not meet with the auditor, that she will wait until the audit is presented. Drexler requests the auditor to present to the board like she did last year.

6. Receive Road/Drainage Coordinator Report January, 2013.

Tollard addressed Drexler's issue with having a financial report on the road budget. Since there were no invoices received for the month of January, there are no charges against the road budget thus far. Tollard will have a report next month.

A copy of Tollard's report is attached to the record copy of the minutes. Tollard address 2701 Oakwood Circle to take out the island in front the driveway. The estimate to take this island out is \$8,500 for removal and blacktop to replace the island. Tollard also checked on taking out half the island, which is half the cost of the estimate.

Tollard explained the situation on North Haven Drive with the driveways.

Tollard also talked about asking Winnebago County to provide a third piece of equipment to plow the town. ***Motion by Drexler/Timm for Tollard and Blake to write a letter to Winnebago County asking for another piece of equipment from Winnebago County to get costs only and to also do a cost/benefit analysis on private contractors as well. No further discussion. Motion carried in a voice vote, 4-0-1 Blake abstaining because he is part of the motion.***

7. Approve Minutes of Previous Meetings.

A. Public Hearing and Special Town Board Meeting of December 5th, 2012.

Motion by Drexler/Timm to table. No further discussion. Motion carried in a voice vote, 5-0.

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B. Special Town Board Meeting of January 8th, 2013.

Do not have those because of a computer glitch. Clerk Nelson will listen to tape and transcribe.

8. Approve monthly disbursements for January, 2013.

Motion by Drexler to table. Motion died for a lack of a second. Motion by Timm/Hamann to accept. No further discussion. Motion carried in a voice vote, 5-0.

9. Receive Treasurer's Report January, 2013.

Treasurer's report was received.

10. Closed session.

A. The town board may convene into closed session pursuant to WIS STATS Sec. 19.85(1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

B. The town board may remain convened in closed session pursuant to WIS STATS § 19.85(1)(c) to consider employment, promotion, compensation, or performance evaluation data for employees over which the town board has jurisdiction or exercises responsibility.

C. The town board may then reconvene into open session to discuss and act upon matters discussed in closed session.

Motion by Blake/Kierszh for the Town Board to convene into closed session pursuant to WIS STATS Sec. 19.85(1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, the town board may remain convened in closed session pursuant to WIS STATS § 19.85(1)(c) to consider employment, promotion, compensation, or performance evaluation data for employees over which the town board has jurisdiction or exercises responsibility, and the town board may then reconvene into open session to discuss and act upon matters discussed in closed session. No further discussion.

Roll call vote: Hamann - yes, Kierszh - yes, Blake - yes, Timm - yes, Drexler - yes. Motion carried in a roll call vote, 5-0.

The Town Board took a five minute recess at 7:55 PM.

The Town Board convened into closed session at 8:06 PM.

Clerk Nelson called a point of order into the closed session via telephone intercom. Motion by Hamann/Kierszh to extend the meeting by 15 minutes. No further discussion. Motion carried in a voice vote, 5-0.

11. Adjourn.

Motion to adjourn by Hamann/Drexler. No further discussion. Motion carried in a voice vote, 5-0. Meeting adjourned at 9:11 PM.

Respectfully submitted,

Approved at the February 20th, 2013 Regular Town Board Meeting.

**Charlotte K. Nelson, WCMC
Algoma Town Clerk
Town of Algoma, Winnebago County, Wisconsin.**