

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

TOWN OF ALGOMA
WINNEBAGO COUNTY, WISCONSIN
MINUTES FOR
REGULAR TOWN BOARD MEETING
Wednesday, February 20th, 2013 at 6:00 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 6:00 PM.

A. Roll Call.

Chairperson Blake	Supervisor Hamann
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.

Barry Busbsy, 2919 Hidden Hollow – Mr. Busby brought the Safe Routes To School issue to the board some time ago. There are a couple of recommendations that are inexpensive and could be done in a timely manner. One in particular is the installation of a four-way stop sign at Omro and Oakwood Road. The four-way stop would allow vehicles and pedestrians to cross safely. Note Mr. Busby is also the Winnebago County Coroner.

Mark Kainz, 1320 Snowdon Drive – Mr. Kainz is also on the Parks Committee, but is addressing the board as an individual this evening. Mr. Kainz encourages the Town Board to adopt the Safe Routes To School recommendations; four way stop signs, reducing the speed on Omro Road, and fixing improperly working flashing school zone signs. Mr. Kainz brought to attention the differences of Witzel Avenue speed limit of 30 mph with sidewalks vs. Omro Road speed limit being 35 mph with no sidewalks. The four way stop sign would help with traffic congestion at the beginning and the end of the school day by allowing vehicles to turn left and getting out of the way. All of these suggestions are fairly inexpensive without breaking the town's budget. This four-way stop is not only for the students, but for every member of the community, safety is of utmost importance, that it warrants action. The process during the last Town Board Meeting of not seconding a motion due to lack of information is puzzling. Earlier this week at the Oakwood PTO meeting Mr. Kainz was told the board needed more information to be able to go along with the second. Lack of information is not a good reason to stop discussing an issue.

Doreen McCoy, 3620 Acorn Court – Ms. McCoy is in favor of slowing the speed down and the four-way stop at Oakwood and Omro Rd. Ms. McCoy offered volunteering to take the radar on the roads in order to prove speeding is occurring. Ms. McCoy and others are willing to attain more information and

accurate research on what works and what doesn't work including stop signs. Another option would be speed bumps on the roads which slow down the traffic. Ms. McCoy also brought up the differences between Witzel vs. Omro Road, mainly the speed differences of 30 mph and 35 mph. Once Highway 21 redone, access to 21 will be cut off which is more dangerous with the speed limit. There is talk around the town that many residents whose kids are grown and no longer attend Oakwood School. However, this affects every pedestrian who use the Omro road.

Diane Bittman, 1780 Scarlet Oak Trail – Ms. Bittman is directly involved with pick up and drop off congestion. Ms. Bittman is going to research the number of accidents in this area. The Sheldon Nature area is also a difficult resource to use safely. There is not even a negotiation to try to use Omro Road as access. Ms. Bittman is also in agreement with others comments.

Darla White, 1240 Welsh Haven Drive – Ms. White agrees with the others comments as well. The bike path is there, but hard to negotiate at times. Omro Road is an east – west road which is affected by the sunlight both in the morning and in the afternoon. The sun is a huge safety factor in the ability to see. Ms. White also brought up that there are many kids who walk or bike down to the gas station to get candy and such.

Ann Grahl, 2868 Westmoor Court – Ms. Grahl said kids don't have an option right now to get to school safely even being dropped off in cars because there is no good traffic flow and speeding. There are vehicles going around those who want to turn with no rhyme or reason. This area is in need of more school signs so drivers can see that it is a school zone and being able to see the signs from far away. People know there is a school but there is no visual sign telling the drivers that they are entering a school zone on the other side of Hy. 21. There is no other way to get to the school except over highway 21. There is nothing safe in about get to the corner of Oakwood and Omro Road. An action plan is needed to keep the discussion open and there needs to be a plan that works for everyone in and outside of school.

Rita Stam, 1349 Partidge Court – Ms. Stam is a concerned parent of two students attending Oakwood School. Both children take the bus to and from school. She travels Omro Road at 8:30 AM every morning. There is a family who walks Omro Road every day both west to school and east back home again. Ms. Stam is afraid for their safety. They should not have to cross Omro Road because it's dangerous with the speeding. Ms. Stram would like to see the speed limit lowered. Ms. Stam agrees with all the points residents has raise. Speed needs to be lowered to 25 and there needs to be a four-way stop because of it's a residential road and a school zone.

Jim Johnson, 1018 Ran Lie Road – Mr. Johnson thinks this is an opportunity to do something the state hasn't been able to figured out without putting in a roundabout. Mr. Johnson is in favor of the four-way stop.

Sara Hopkins, 1324 Lake Breeze – Ms. Hopkins is an Oakwood School parent who is revisiting the SRTS recommendations. Most parents want the safest environment but also recognize the fiscal responsibility the Board has. There are recommendations that are inexpensive. Ms. Hopkins requests the board to do something, anything. Two options would be a four-way stop and painting lines on the road.

Getting people to stop or slow down would be safer. Ms. Hopkins would like the speed limit lowered to 30 mph.

Cary Flyte, Flyte Family Farms – Ms. Flyte is asking for consideration in request for a transient merchant permit to sell fruits and vegetables out of the town owned parking lot on the southwest corner of Oakwood Road and Witzel Avenue as they've done in the past. Ms. Flyte is also asking for permission to put up the tent the same location as last year.

Julia Salomon at 1320 Snowdon Drive is an Oakwood parent and resident of this community finds it disheartening to label ourselves as Oakwood parents. Safety is for everyone one whether they are parents of someone at Oakwood Elementary School or not. However they are all residents. She also would like to request this board to seriously consider the recommendations put forth that by the Safe Routes to School committee. Not talking about making this a big project or reconstruction, but there are some things that can be done right away. As a rural progressive community something should be done but is not seeing the progressiveness from the Town Board. Hopes they take this very seriously and that this is not just for the benefits of Oakwood parents, it for the safety of everyone. Recognizes there is more process that has to be gone through to decide this.

Kirby Schultz, 428 Forestview Road – Mr. Schultz is the principal of Oakwood Elementary School. As a principle, Mr. Schultz wears many hats and has to promote many things from education to safety. Safety is very high on his list, not only on the property of the school but also the general area because they encourage people to visit the school. Reducing the speed to 25 is one suggestion since the vast majority of drivers go 5 mph over the speed limit. The Winnebago County Sheriff's Department shows the average speed of 37 mph but 20% of the time it was 41. A four-way stop would assure vehicles would stay within the speed limit and would make a safer situation for everyone. Oakwood School is an asset to the town, city, region, and to the state. It is a leader in charter schools and there are a lot of things that people come there to see. Getting the message out that safety is important to everyone and gives a change of mind. Mr. Schultz heard that there is some debate over this change because not everyone has children at Oakwood Elementary School. Mr. Schultz is a 13 year old resident of the town and can't fathom that the good citizens of the Town of Algoma would resist this change. Children are a most valuable resource, they are our future.

Mark Thompson, 3375 Sheppard Drive – Mr. Thompson believes it shouldn't matter that he is a parent of Oakwood School or a resident to do something special because we live here. Comparing the speed limits on Omro Road to Witzel, which are both urbanized streets, brings no validity. Omro Road has ditches and most people can sense the speed limit on the road. The road was designed for 55 mph because it used as highway 21. Traffic engineers with degrees and professionals gave their recommendations, how many of these previous people have the traffic background. Last month's decision was the right one. The Safe Routes to School is the school bus. Parents have the responsibility to have their kids ride the bus, ride their bikes, or take their kids themselves. The school system should be looking at ways to make it safe at the school. When the parking lot was added, was that for student safety? No it was for the new addition. Of all the kids, 90% don't have their bike helmets on when they do ride their bikes. Mr. Thompson encourages the board to do the same as they did last month. Kids are important to Mr. Thompson and as a community that road is mainly used by community members. Most of that traffic is low. Peer pressure of neighbors does a lot.

Dewey Nelson, 2946 Oakwood Lane – Mr. Nelson said the speed limit was taken up last month, with no change of the speed limit and no four-way stop.

3. Fire Department Report.

A. Fire Department Picnic.

Saturday, June 1st, is the Annual Firemen's Picnic. The department decided to still have the parade on Omro Road, however, as in the past, they are going to ask for help from other town committees and commission to assist with traffic control to make the parade happen. This traffic control would be at intersections. It would for about a half hour or so the morning of the picnic. The fire department members are very busy the morning of the picnic getting everything ready so there are very few bodies to spare for the parade. However, it was felt by the department that the parade is important to bring everyone together and helps set the stage for the picnic immediately following the parade. The raffle license has been applied for, and the annual resolution needs to be approved by the Town Board.

B. Concrete request at Town Hall for a 6' x 6' slab underneath the pole.

This is for the High Striker Game, or ring the bell with the mallet game, as part of the Firemen's Annual Picnic. Due to the fact that it's difficult to ring the bell because the ground absorbs the shock of the mallet, it was talked about at the last fire department meeting to have a 6' x 6' concrete slab poured at the base of the pole in order to mount the base of the game properly. This expense would be borne by the Fire Department either through a contractor or Fire Department personnel themselves. *Motion by Hamann/Kierszh for the Fire Department to pour a 6' x 6' concrete slab at the base of the pole. No further discussion. Motion carried in a voice vote, 5-0.*

C. Training update.

Last Monday the Fire Department had helicopter safety training by ThedaStar personnel. We are fortunate enough to have two hospitals in the near vicinity, but they're not always accepting patients because they've reached capacity. If air transport was needed, the Fire Department would use either ThedaStar or Flight for Life out of Fond Du Lac. Due to weather conditions, the helicopter was unable to attend this training session.

The First Responders have started their state re-certification through Fox Valley Tech. This is done after the monthly business meetings are finished. These medical licenses are good for two years; therefore they keep current with the licenses by doing continual training.

Training was also done with Wisconsin Public Service to help identify electrical hazards. Especially interesting was the information on vehicles getting caught up in electrical wires. Most people don't realize that when a cable or phone line is down, there may be an electrical line leaning up against it, and this cable/phone line is electrically charged. Therefore, we had some training on electrical hazards.

D. Membership update.

Chief Groth has recently accepted the resignation of a long time Fire Department Capitan who had to step down as Capitan. This person is going to continue to be a member of the Fire Department as a

firefighter and first responder. Chief Groth announced the resignation at the January meeting and notified the members of the opening. Appointments for the Fire Department is done solely by the chief, therefore Chief Groth was notified by five members who expressed interest in the position. Out of the five interested members, three requested an interview. Groth interviewed the three candidates and subsequently based on the criteria and discussions with the two Assistant Chiefs, Groth appointed Mark Thompson as Capitan.

4. New Business.

A. Review and approve the proposed recommendations for the Safe Routes to School Program.

Blake advised the board that he was invited to attend the Oakwood School PTO Meeting by Ms. Hopkins. Blake did not attend this meeting of his own volition, nor did he attend as a form of campaigning. Blake gave the history of the board starting this journey back to October of 2012 when Mr. Kress of North East Regional Planning Commission came to the board regarding Safe Routes To School (SRTS). At this same meeting, a resolution of support for the STRS, written by Blake, was unanimously passed by this board. In December, Mr. Kress came back before the board with a list of recommendations that was discussed at this meeting. There was a motion made, which died for a lack of a second. With no other recourse, Blake decided to put on the agenda two recommendations from this list; reduce the speed limit on Omro Road, and a four-way stop at the intersection of Omro Road and Oakwood Road. Both of these recommendations failed. Blake mis-spoke at the PTO meeting by stating that the speed limit reduction recommendation failed in a 4-1 vote; the fact is the speed limit reduction recommendation failed in a 2-2 tie vote with Drexler abstaining for the lack of information. With that, Blake implores the board to make and second approval of the recommendations by Mr. Kress for the SRTS program so that the board can have further fruitful discussions of how to best serve the town by providing a safe community for its residents. The resolution of support in favor of the STRS Program was unanimously passed, it's now time to take the next step.

Motion by Drexler/Kierszh to charge the Planning Commission and Parks Committee to review and research all recommendations involving the SRTS Program.

Timm believes that there are certain items on the list that affect at least the Parks Committee with the trails and she would like to have some more research in addition to the speed study that was already done. Timm voted no because she didn't understand fully what it was all about and not having enough background information to support the recommendations. Therefore, she would like to have this delegated out to the various committees to do the research on the recommendations and bring it back to the board as a complete package.

Hamann believes there are both positives and negatives to these recommendations. One negative is that the school system is left out and we need to partner with them; it's part of the problem. When Mr. Walsh spoke, he indicated that it was unknown how long Oakwood School would be there. Therefore, it's unknown what the future of the school is and why we need school board involvement.

Blake doesn't understand how sending these recommendations to the Planning Commission and the Parks Committee can foster more understanding when a sheriff's deputy just stated that he thought there should be a four way stop at Omro Road and Oakwood Road; it's kicking the can down the

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

road hoping to delay it long enough so that people will forget about it. Drexler disagreed, indicating that the board is trying to make the best decision possible. In Blake's opinion, passing it two months ago would have been the best decision possible. The audience clapped! Blake is asking that the board further discuss the list of recommendations.

Drexler stated that she wants the discussion to take place in the Planning Commission and the Parks Committee and bring it back to the board with a recommendation so that she knows everyone is on board with it. This gives a chance for more people to give more information. The board has already asked to get quotes for re-stripping Omro Road and ordered the other signs; it's not like she's saying she doesn't want anything to do with it. It's the two issues on the agenda that don't have total consensus on. Drexler believes the board needs to take a little bit more time to review it and get more opinions and more research. Drexler also attended the PTO meeting where there were suggestions of Oakwood parents slowing their vehicles down to 15 mph, a parent pledge program, parents and teacher not having a lot of spare time on their hands. Drexler handed out a parent pledge form she voluntarily created for the Oakwood School and Oakwood School parents. A copy of this pledge is attached to the record copy of the minutes.

Winnebago County Coroner, Barry Busby, reiterated that both the reduction of speed and the four-way stop is for the safety of everyone using both Omro and Oakwood Roads, not just Oakwood students, staff, and parents; everyone using Omro Road and Oakwood Roads. There are some recommendations that are going to take a long period of time to accomplish; it's understood that these recommendations are meant for the future. No one is pushing for these recommendations right now. A few months ago we were looking at a couple of simple things that could be done quickly. A simple four way stop sign would clear up some congestion at this intersection.

Kierszh questioned why the students aren't dropped off in the back of the school. The answer was that's where the buses drop off, and vehicles aren't allowed back there. Kierszh thinks that this possibly where the school board could help out by allowing parents to drop off their students in the back where there's more room.

Again Mr. Busby reiterated that yes this is a huge safety issue for the school, but it also benefits everyone who uses Omro Road and Oakwood Road. It's more of a citizens benefit than just a school benefit. This is the reason to look at slowing the traffic down.

Mr. Schulz, principal of Oakwood School, clarified that it's a huge safety concern to combine where the buses pick up and drop off and where the parents pick up and drop off. Otherwise it's like playing with lit sticks of dynamite. Students can very easily be run over by buses. Mr. Schulz did speak to the school district about the issues they are having with where the parents pick up and drop off. However, the area is land locked there, and there aren't a whole lot of options. Hamann commented that there were two houses for sale, not too long ago, adjacent to the parent pick up and drop off area. Mr. Schulz reminded everyone that the school district has to eliminate 2 1/2 to 4 million dollars of their budget for the next four years. Hence, buying homes isn't in the budget, but he appreciates the comment.

An audience member asked if lack of approval of the four-way stop sign is a cost issue. The board reassured this audience member that it wasn't.

Hamann doesn't agree with having a four-way stop at the intersection 24/7 when it affects Oakwood School only for an hour in the morning and an hour in the afternoon. Mr. Busby gave an example of a vehicle traveling west from the east, turns its blinker on, and goes right through the intersection. It's occurred on many different occasions. Kierszh stated that it's no different than any other intersection on Omro Road without a four way stop. He understands it's a little bit more congested because of the school. Mr. Busby believes if the traffic was slowed down, it would be a safer scenario for all the homes on Omro Road to back into traffic and all the cross roads for vehicles to enter into traffic; not perfect, but safer.

Blake asked if Drexler would reconsider her no vote on the reduction of the speed limit, to which she responded no, that she wanted both the reduction of speed and the four-way stop to go to the Planning Commission and Parks Committee for their recommendations. Clerk Nelson offered a compromise to the board of having the last two recommendations go to the Parks Committee and Planning Commission, and have the Town Board keep the four-way stop and speed reduction. There really isn't a reason why the recommendations have to remain as a "all or none" list; the list of recommendations could be separated out. Drexler again advocated for more opinions on these two issues.

Road/Drainage Coordinator Tollard wanted to give his input on the two issues. First Tollard has no children that attend Oakwood School, he does not live in the town, and he has 30 plus years in traffic advisory jobs. Tollard has dealt with a number of complaints of the icy intersection; getting across Omro Road under even normal conditions is a problem. Sunlight is an issue looking to the east in the morning and the west in the afternoon. It's not only the issue of Oakwood School safety, but there are numerous kids riding their bikes and walking on Omro Road which is a two lane road with a 35 mph speed limit. Even without the school, there are a lot of people who use Omro Road. Tollard compared Omro Road layout to that of Witzel. On Witzel if a vehicle would lose control, it would hit the curb and gutter and bounce off going 35 mph. On Omro Road, a vehicle traveling 35 mph loses control, it's going down into a 3-4 foot ditch. Therefore, speed does play a factor in what occurs should a vehicle lose control. All the roads surrounding Omro Road have 30 mph speed limits, most have business and are less residential areas. The speed limit isn't going to detour people going to the businesses. Tollard's opinion is that the speed on Omro Road should be 25 mph and should have the four-way stop sign at the intersection of Oakwood Road and Omro Road. The cost of putting up two stop signs is minimal. Tollard does agree with Drexler in that looking into the last two bullet points further is a good idea.

The motion was re-stated: ***Motion by Drexler/Kierszh to charge the Planning Commission and Parks Committee to review and research on all recommendations involving the SRTS Program.*** A yes vote would be to send the recommendations to the Planning Commission and Parks Committee, a no vote would be to not send the recommendations to the Planning Commission and Parks Committee. There was further discussion on the motion regarding separating the list out or to leave it as a packaged deal. ***Amended motion by Drexler/Kierszh that the Planning Commission take up***

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

the speed limit reduction on Omro Road and the four-way stop at Omro Road/Oakwood Road in March and bring a recommendation back to the Town Board at their March meeting.

Jim Savinski, Chair of the Planning Commission, addressed the board. Savinski believes he may be responsible for diverting all of this, but since he saw this item on the agenda, which looked like the entire set of recommendations were going to be approved, he feels there are a lot of items on the list of recommendations that should be reviewed by the Planning Commission and Parks Committee because of the trails and walkways involved. Savinski is not so sure the speed limit and stop sign is part of the scope of the Planning Commission, however, they would be glad to review it. Savinski would be happy to pull the speed limit reduction and four-way stop from the list of recommendations and have the Town Board vote on those items alone. Savinski re-iterated that the Planning Commission and Parks Committee should review the last two recommendations on the list because it would affect both those committees.

Treasurer Edson weighed in on the topic of communication. There has been no mention of communication with parents, with students, with kids, with the school, and perhaps in the town's newsletter.

Mr. Busby recapped the fact that the board heard from the Road/Drainage Coordinator, the Sheriff's Department, by concerned parents, the Coroner's Office, the school, the PTO, and it's easy to think of what's best for the Town of Algoma and what's best for the safety of the citizens. A lower speed limit and a four-way stop for safety; it's an easy decision for everyone.

Blake called for the vote. Clerk Nelson asked Drexler which motion she wanted voted on, the original motion or the amended. Drexler clarified that she wanted the amended motion voted on.

The amended motion was restated by Clerk Nelson: ***Amended motion by Drexler/Kierszh that the Planning Commission take up the speed limit reduction on Omro Road and the four-way stop at Omro Road/Oakwood Road in March and bring a recommendation back to the Town Board at their March meeting. No further discussion. Roll call vote: Drexler - yes, Timm - yes, Blake - no because this needs action, the Town Board needs to take responsibility, and they're not doing it. The board needs to own this no different than stormwater management. Kierszh - yes, Hamann - yes. Motion carried in a roll call vote, 4-1.***

- B. Review and approve the proposed site plan for a new office building for ADM Wisconsin (Algoma Ethanol LLC Grain Processing Plant) 2550 Clairville Road, Oshkosh, WI 54904.**
Motion by Hamann/Kierszh to accept. No further discussion. Motion carried in a voice vote, 5-0.
- C. Approve Transient Merchant Permit for Flyte Family Farms for a vegetable stand to be located in the town owned parking lot on the southwest corner of Witzel Avenue and Oakwood Road.**
Motion by Timm/Kierszh to approve the Transient Merchant Permit for Flyte Family Farms.
Chief Groth wanted the board know that the Flyte Family Farms is a huge supporter of the Fire Department by making an annual donation and the Fire Department which is very much appreciated. As stated in Public Forum, Ms. Flyte is asking for the tent to be put up in the same location, and Ms.

Flyte understands the timeframe of the Transient Merchant Permit coincides with the school schedule. Attorney Marone is satisfied because there have been no issues with the Flyte Family Farm. The only request is an insurance certificate be approved by the town's risk manager. *No further discussion. No further discussion. Motion carried in a voice vote, 5-0.*

D. Approve Transient Merchant Permit for Thomas Manske for a Hot Dog stand to be located in the town owned parking lot on the southwest corner of Witzel Avenue and Oakwood Road.

This is the same hotdog vendor as last year, Hot Dog Expressions. Mr. Manske could not attend the meeting this evening. The hotdog stand was very well received last year, and according to Flyte Family Farms, there were no issues. Mr. Manske will have the same timeframe as last year and will be located on the west side of the parking lot. *Motion by Timm/Drexler to approve the Transient Merchant Permit for Thomas Manske. No further discussion. Motion carried in a voice vote, 5-0.*

E. Request by Kim Bahr for the Town Board to consider changing the Town Hall Rental Ordinance to allow for reserving a year in advance or to allow renters who host annual events to get first choice for the following year.

Clerk Nelson explained the current ordinance requirements meaning it's a first come-first served basis, rentals can only be up to six months in advance, and we don't book the date until the full deposit is received. Most verbal requests for a year in advance are for graduation parties and craft shows. Ms. Bahr hosts a craft show every year on opening deer hunting weekend. Clerk Nelson rendered her opinion that it really wouldn't make a huge difference; Ms. Bahr would like to make the craft show an annual event and she can't until she knows she has the hall. *Motion by Timm/Hamann to approve the changing of the ordinance to allow for reserving the Town Hall a year in advance from the date they want to rent the hall.* Clarification, if someone wants to rent the hall on November 26th, 2014 they can book the hall on November 26th, 2013. *No further discussion. Motion carried in a voice vote, 5-0.*

F. Approve Jones Park Development Alternatives Report, Phase II: Alternative Analysis Report from Martenson & Eisele on behalf of the Parks Committee. This report identifies the Parks Committee's recommendations for features within Jones Park and a cost analysis.

Timm advised that the plan really identifies the surveys that were taken and the Parks Committee plans. The Parks Committee realizes the money it will take to complete the park, and have plans to do some fundraising. There are aspects of the park that can be done through volunteers and donations can be made by area companies. The Town Board has to approve the plan so that the Parks Committee can spend the money and continue with fundraising to build the park. There are dates associated with the expenditures, but the Parks Committee realizes they can only move forward if they have the money. The plan is broken down into phases and is a flexible plan which is based on the premises of the park moving forward as long as the funding is available. The Parks Committee wanted to have an organized plan in place, something tangible, because members of the Parks Committee will change. Therefore, this document has to go into perpetuity so the park can become a reality. Surveys were done at the Firemen's Picnic and Oakwood School. The comprehensive plan was initiated in 2002. Kierszh questioned the usage of the park because there's never any kids at the two parks the town has and there are no restrooms. Timm responded that the park is built for all ages with the play equipment, walking trails, and sled hill. The park is also classified as a neighborhood park not a community park. Restrooms would also create other issues

such as cleaning it, locking it, stocking it, etc. ***Motion by Timm/Blake to approve Jones Park Development Alternatives Report, Phase II: Alternative Analysis Report.*** Drexler had two questions: 1 – On page 5, under asphalt pavement where they're talking about sanitary district sewers, should the report state at whose cost? Timm replied, the road isn't going to be built until when or if a subdivision goes in, and half of the road is going to be paid for by the town, the other half by the developer. Drexler second question is how much money is available for the park? Discussion ensued. The funds may look low because the grant hasn't been received as of this meeting. ***No further discussion. Motion carried in a voice vote, 5-0.***

G. Approve Resolution 2013-01, Resolution of Adoption of Winnebago County Zoning Ordinance, Chapter 23 per Planning Commission Recommendation.

Motion by Hamann/Kierszh to accept. No further discussion. Motion carried in a voice vote, 5-0.

H. Review and approve policy on Procedures for Town Board Members when Faced with a Complaint or a Concern from a Citizen or Others.

Blake advised this is a revamped version of the one presented last month. There were questions brought up about Blake's appearance at Monday's PTO meeting. Blake did notify the Town Office of his appearance. Blake feels there needs to be a system process of the way the board operates, so that in an instance such as the PTO meeting, if one other board member there would have been a quorum and a clear violation of open meetings laws. Therefore this policy would protect the town against open meetings violations. There was discussion on how the information from the Oakwood School PTO Meeting came up and the PTO agenda. ***Motion by Blake/Hamann to approve the policy on Procedures for Town Board Members when Faced with a Complaint or a Concern from Citizen or Others.*** Drexler thinks it out of bounds, it's restrictive, it's a slap in the face to residents, it's a type of control, and she's strongly against this. Hamann thinks it's a good idea; it's what was in place before only it's in written form. Timm doesn't agree with it, but it restricts her ability to talk to citizens. Kierszh thinks the proper people town officials should be notified because some residents will continue to answer questions until they get the answer they're looking for, and the correct answer should come from the office. It's not saying board members can't talk to residents. Drexler debated that the office can always be advised but not in the progression the policy dictates; it's too limiting to a person who is representing town residents. We don't need a policy for common sense stuff. Kierszh reiterated that the town clerk should be advised so that they know what people are talking about in the community.

Attorney Marone advised that this policy doesn't preclude a board member from talking to the citizenry; it simply says that when a citizen asks for something to be done, that the town office is notified. This is so the town officials can coordinate the work and the record. The document is saying when an action is requested, they should be advised and they should be allowed to take care of it. The document does not restrict any board member from talking to any citizen, just when an action needs to be taken. Attorney Marone did take the liberty of speaking with a colleague at Stafford Rosenbaum, who didn't see a problem with the document at all; a governing body can regulate themselves. If a function needs to be done the office should know about and should be allowed to do it, and may provide a better service to the resident because it provides a history of what's been done. This provides some continuity of what action has taken place.

Timm didn't like the fact that she was being requested to sign the document because she feels like she would be signing an agreement. Board members don't sign all the policies the board passes, so she's uncomfortable signing this one. The policy already exists, it's been talked about many times, and all the board members should be following it. Kierszh and Hamann stated we should be we don't.

Discussion ensued with an audience member who was against the policy. Both Timm and Drexler advised the board that they can do what they want with it, but they will not sign it. Drexler advised that the policy won't apply to her if passed.

No further discussion. Roll call vote: Hamann – yes, Kierszh – no, Blake – yes, Timm – no, Drexler – no. Motion dies in a 2-3 vote of no.

5. Receive Road/Drainage Coordinator Report February, 2013.

Road Drainage Coordinator Tollard went through his February report which is attached to the record copy of the minutes.

Tollard advised the board that the snowplowing for this year is going to go over budget. The budget for this year is \$50,000, right now the total snow removal thus far this year is about 58%. We don't have to transfer money until the category is over budget.

There was discussion regarding getting another piece of equipment from Winnebago County for snow removal. Tollard did send letter to Mr. Winters requesting another piece of equipment; however, Tollard has not received a response as of this meeting.

A. Authorize Road/Drainage Coordinator Tollard to engage in discussion with Algoma Sanitary District #1 regarding grades of the town's cross culverts.

Tollard explained this is referring to the Sanitary District having GIS work done to determine the elevations of all the manholes and hydrants in the town for benchmarks. Tollard would like to see if they would be willing to map all cross culverts, culverts that cross town roads, in order to get a picture to see if the drainage is working. This is the best way to get the elevations. Since the work is going to be done, it would be worth at least getting an estimate. *Motion by Blake/Drexler to authorize Road/Drainage Coordinator Tollard to engage in discussion with Algoma Sanitary District #1 regarding grades of the town's cross culverts.* An engineering company is doing this on behalf of the Sanitary District. Tollard has to find out the name of the company in order to get the estimate. *No further discussion. Motion carried in a voice vote, 5-0.*

B. Designate Omro Road as a no truck route.

Tollard explained that Vulcan Quarry closed; therefore the truck traffic to Michel's Quarry on Leonard Point Road is going to increase. Tollard just wants to make sure that heavy trucks don't use Omro Road to get to Hy. 21. Omro Road can be posted "No Truck Traffic Except to Local Businesses". There was discussion on charging Michel's Quarry per load. Tollard will get some more information on this for the board for the March meeting. Timm doesn't see any evidence that traffic is increasing at this point and it isn't enforceable. Enforcement would be to have Tollard

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

Speak with the contractor who is in violation. . This is just something to take into consideration. No action taken.

6. Approve Minutes of Previous Meetings.

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

Motion by Timm/Kierszh to approve with one amendment. No further discussion. Motion carried in a voice vote, 5-0.

B. Regular Town Board Meeting of December 19th, 2012.

Motion to approve by Timm/Kierszh with one amendment. No further discussion. Motion carried in a voice vote, 6-0.

C. Special Town Board Meeting, Stormwater Management, of January 15th, 2013.

Clerk Nelson asked that this be tabled.

D. Regular Town Board Meeting of January 16th, 2013.

Motion by Timm/Kierszh to approve draft of 2. No further discussion. Motion carried in a voice vote, 5-0.

7. Approve monthly disbursements for February, 2013.

Kierszh/Hamann to approve. No further discussion. Motion carried in a voice vote, 5-0.

8. Receive Treasurer's Report February, 2013.

The Treasurer's Report was received.

9. Adjourn.

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

Meeting adjourned at 8:14 PM.

Respectfully submitted,

Charlotte Nelson

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