

**TOWN OF ALGOMA
WINNEBAGO COUNTY, WISCONSIN
MINUTES FOR SPECIAL MEETING
OF THE TOWN BOARD**

Tuesday, August 21st, 2012 at 5:30 PM
Algoma Town Hall
15 N. Oakwood Road, Oshkosh, WI 54904

1. Call to order.

The meeting was called to order by Chairperson Blake at 6:00 PM.

2. Roll call.

Chairperson Blake	Supervisor Haman
Supervisor Timm	Supervisor Drexler
Supervisor Kierszh	Atty. K. Marone
Clerk Nelson	Treasurer Edson
Road Drainage Coordinator Tollard	

3. Assessable Road Paving for calendar year 2012.

Drexler's notes from the Annual Road Tour which took place June 29th, 2012 were gone over by the Town Board. Hamann questioned Stonegate Drive. Hamann understands that this road is assessable and there are only seven houses built with nine vacant lots. If the town paves Stonegate, are the property owners going to be responsible for the road should the road be damaged when the remaining houses are built? The condition of the road is bad, board members were questioning who is responsible for the road when building is being done. This scenario hasn't happened before so there is no precedent set. It's less than fifty percent occupancy which doesn't comply with the ordinance. Drexler would like to partially pave Stonegate, instead of completely paving Stonegate. Tollard mentioned Duchess Lane because north of Duchess is almost completely developed, but south of Duchess isn't. Therefore, Tollard recommends that if Duchess is going to be paved, there be some signage instructing construction vehicles to use Pierce Lane. Tollard advised that if the town plans on paving the roads at three inches, construction vehicles will ruin the road. Drexler discussed the three inch vs. four inch paving which was addressed in June of 2011. Drexler believes it may be in the best interest of the town to pay for the extra inch of paving out of the reserve money for the roads that haven't been paved. Drexler's reasoning is because once they are off the assessment, the roads are the town's responsibility. Blake's point of view is that out of the roads that are being discussed, Westview, Timberline, Stonegate, Havenwood, Nelson, and Lakebreeze -- Lakebreeze is the only road that's considered a collector road. Local roads defined in the ordinance are 24 feet wide at 3" paving. In Hamann's view, the town paying for the extra inch would set a precedent. Discussion ensued regarding the 3 inches vs. 4 inches. Tollard handed out some information from the Wisconsin Asphalt Pavement Association regarding Subdivision Street Design. This information is attached to the record copy of the meeting minutes. Tollard then went through the information with the Town Board. Tollard advised the board that the lowest asphalt paving on roads that he has ever worked with has been four inches. There is maintenance that is required on three inch paved roads; they hold up so long and then they need to be sealed because they get fractures and cracks. Tollard did speak with Mr. Groth, if the board decides to go to four inches, the cost will be approximately 34 percent. If all the roads were done at four inches it would be

Approved at the September 19th, 2012 Town Board Meeting.

\$118,000.00 more or if the board decided only to do certain roads at four inches it would be an additional 34 percent more. Edson referenced the schedule that the town's on, paving can begin mid-September. Tollard indicated this was contingent upon the Sanitary District getting the risers on the manholes. They have some in stock, but not enough. Typically, there is a three month lead time in order to get risers. There was discussion on Hayden Drive. There are ten parcels on the north end, and two houses on the south end. Edson spoke with Tollard about coming in Duchess Lane and doing both north and south end of Hayden. Edson reminded the board that letters still need to go out to the residents about the cost of the assessable paving and if the board keeps changing their mind from 3" vs. 4" the letters won't go out and no paving will be done this year. Kierszh thought that this was all worked out, that the town was going back to 3". To the best of Blake's knowledge, there has yet to be a road paved in the town at four inches. Further discussion ensued. Blake reminded the board that there are \$250,000 in the budget for road paving. Drexler would like to spend money from the reserves in order to do more road paving this year. Blake reminded the board of their priority list which established stormwater management was their number one priority. There's only enough money for one or the other, but not for both stormwater management and road paving that isn't budgeted for. Drexler doesn't want all the money in the reserves to go to stormwater, claiming that no roads were paved last year. Kierszh thinks that if the road is going to be paved at 4 inch then it should be assessed at 4 inches. If all other roads in the town are 3 inch, and there's no problem with the roads, why are we going to 4 inches? Don't pave at 4 inches just to pave at 4 inches and maybe save money 5-10 years from now. Hamann questioned: if there's going to be a lot of construction vehicles on these roads, why are we paving them? Drexler stated because the taxpayers on the roads are no longer willing to wait for the paving. Hamann responded it can be both ways. Blake gave the example of Eastway Drive behind Mueller Family Auto. In preparation of the Hy. 41 Project, there have been all kinds of heavy road construction equipment on that road. That was paved at 3 inches, and there isn't a problem with that road. Tollard isn't here to agree or disagree with anyone, he just stated his experience and is willing to pave at either 3 or 4 inches. Anything that the board wants to pave, Mr. Groth said could be done this year. *Motion by Blake to pave the following roads at the 3 inch asphalt thickness: Westview, Timberline, Stonegate, North Haven, Hayden Drive north end, Hayden Drive south end.* There was discussion on not doing Westview because of the house on the corner of Westview and Timberline that is currently under construction and one other empty lot. *Blake amended the motion to exclude Westview, and to pave the following roads at the 3 inch asphalt thickness: ~~Westview~~, Timberline, Stonegate, North Haven, Hayden Drive north end, Hayden Drive south end.* *Motion was seconded by Hamann.* Drexler questioned why some of the roads were excluded. Blake responded because these roads are assessable, and there isn't a guarantee as to when the assessments are going to be paid off. Drexler would like to get a promissory note to cover the assessable roads. Drexler doesn't want to not pave roads because we're using reserve money to cover the cost. Drexler would like to be on a paving schedule where the town paves at least two miles of road each year. Given the lateness of the year, no paving is going to get done if the board can't make a decision on what to pave. Nelson Road was talked about. Further discussion ensued regarding Lakebreeze, Stonegate, Nelson, and Westview. The dollar amount is from Winnebago County. There was a member of the audience questioning why Winnebago County does the town's work and the work isn't put out to bid. Edson replied that there are extra costs for bid documents, design documents, etc. Blake chimed in stating that if the county does the work, then there isn't the added cost of prevailing wages or bid documents. *No further discussion. Roll call vote, Hamann – yes, Kierszh - yes, Blake - yes, Drexler - no, Timm - no. Motion carried in roll call vote, 3-2 with Drexler and Timm voting no because of the inches.*

4. Closed Session.

- A. The Town Board may then convene into 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.**
- B. 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.**

Motion by Blake/Hamann for the Town Board to convene into 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 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. No further discussion. Roll call vote, Timm – yes, Drexler - yes, Blake - yes, Kierszh - yes, Hamann – yes. Motion carried in a voice vote, 5-0.

At 6:53PM the Town Board took a five minute recess.

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

At 8:00 PM, motion by Hamann /Kierszh to go back into open session. No further discussion. Roll call vote; Hamann – yes, Kierszh – yes, Blake – yes, Drexler – yes, Timm – yes. Motion carried in a roll call vote, 5-0. At 8:01 PM, the Town Board reconvened into open session.

5. Adjourn.

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

Respectfully submitted,

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