

**TOWN OF GREEN BAY, BROWN COUNTY, WI
MINUTES OF REGULAR TOWN BOARD MEETING
TUESDAY, JULY 10, 2018**

Time: 7:00 pm – 9:35 pm

Location: Town Hall

Next Regular Meeting: Monday August 20, 2018

Attendance: Chairman Lee Dechamps, Supervisor Cary Dequaine, Supervisor Ryan DeBroux, Clerk Debbie Mercier, Treasurer Lori Geniesse, Constable Matt Bosman, Zoning Administrator Gary Jonet

14 Present

1. Call to Order

Chairman Dechamps called the meeting to order at 7:00 pm with the Pledge of Allegiance recited. It is noted, the meeting was properly posted.

2. Review and Take Action on June meeting minutes

Motion made by Sup DeBroux to accept the minutes of June 18, 2018 as presented. Second by Sup Dequaine. Voice vote 3-0 Motion Carried.

3. Review Planning Commission minutes

Motion made by Sup DeBroux to accept the Planning Commission minutes of June 19, 2018 as presented. Second by Sup Dequaine. Voice vote 3-0 Motion Carried.

4. Review Board of Appeals minutes - there was no meeting held

5. Review Zoning Administrator Report and Building Inspector Report

Motion made by Sup DeBroux to accept the Zoning Administrator report dated 6/18/2018 through 7/10/2018 and the Building Inspector Report for the month of June, 2018. Second by Sup Dequaine. Voice vote 3-0 Motion Carried.

6. Snowplowing of Town Roads/Snow and Ice Removal Bids

Only one bid was received. The Bid is from Tielens Farm LLC, See Exhibit A

The bid is for the Fall of 2018, Spring of 2019. Sup DeBroux explained there is a rental agreement between DeBroux Custom Work LLC and Tielens Farm LLC. The bid was read by Supervisor Dequaine. Bid by Rate per hour & Salt price per ton. Sup DeBroux stated the bid request was properly published and posted. Clerk stated the Brown County contract goes through October; she further stated the bid request was published in the Green Bay Press Gazette and posted in the 3 legal places within the Town. Sup DeBroux stated Brown County never billed us for things that weren't served, but we did not have the dedicated service as stated in the contract. This was one of the challenges we have had. He stated being local, the truck will be in the town, he will have a dry storage for the salt, he does have a promise for salt available all year, he did a lot of homework to make sure he wouldn't get in trouble, Tielens Farms would not get in trouble, and the town would not get in trouble. He said the County is not going to give us trouble as thought in the past, they stated they are here to serve. He further commented there are 44 miles of road and not everyone's road can be first. Motion to open the floor made by Sup Dequaine. Second by Chairman Dechamps. 3-0 Voice vote Motion Carried.

Chris Kollross, questioned if he would be able to alternate starting points so that the same people are not always plowed first. Ryan stated he will have the Chairman or Supervisors make the call as to who requests the service. Chairman Dechamps stated the Sheriff's department will make that call if the roads are slippery. Ryan also said the routes would be determined by an efficiency stand point. Chris questioned if he has one truck. Ryan said, he

owns one truck, fully capable of doing everything and will entertain the idea of purchasing a second truck. Brad Dechamps questioned what will happen for renewal the next season? And if there is remaining salt, what happens to the salt if he does not get awarded the contract the following season. Chairman Dechamps said the salt will be the ownership of the town and that salt would be utilized first. Matt Bosman questioned if he was going to have 2 or 3 of his guys designated to do the driving. And if the salt does have to be moved. Will there be a trucking fee. Matt Bosman questioned if he researched if he can make money doing this. Ryan stated he keeps 13 people all year and the winter is his slow time and then noticing that there is a need. Matt Bosman questioned if that why it states Option 2 for the Brown County Public Works contract was selected at the last meeting. Ryan explained Option 2 is the grass cutting and signs and culverts. Richard Ducat questioned if 2 trucks are enough. Richard Charles questioned if we plow any private roads. Chairman explained the town does not plow private roads. Chairman explained it cannot be done through the town, but can be contracted on their own. Jason Miller questioned if the town could entertain a longer term contract than one year to secure what Ryan has put into it. The Board stated it will go up for bids again after the following season. Brad Dechamps questioned what type of liabilities are involved, as an example mailbox damage? Chairman Dechamps stated currently the County does send someone out to check with whether it was the fault of the plow. Brad asked about the grading. Ryan stated it is probable the next truck will have a belly blade, but he does not feel as if he will utilize it. He is utilizing a truck from the Town of Suamico and he did have to chase hard to get it. Ryan stated he will have full insurance and the federal insurance. Motion made to close the floor made by Sup Dequaine. Second by Chairman Dechamps. Voice vote 3-0 Motion Carried. The Bid from Tielens Farm LLC was the only bid received. Motion made by Sup Dequaine to accept the Bid from Tielens Farm LLC for the Fall of 2018 through Spring of 2019. Second by Chairman Dechamps. Voice vote 2-0 Motion Carried. Supervisor DeBroux abstained from voting.

7. Dyckesville Sanitary District/Representative

Dick Charles, President of the Dyckesville Sanitary District was present to state Jim Marach one of the commissioners had a stroke and has not been able to continue on the commission. Dick stated his term was up the end of June, 2018 and the commission has appointed Brad Tank as the replacement. Dick stated it is a 6 year term. Motion made by Sup Dequaine to approve the appointment of Brad Tank as the new representative for the Dyckesville Sanitary District Representative. Second by Sup DeBroux. Voice vote 3-0 Motion Carried.

8. Old Business

A. CTH P/DeGardin Rd Property Owner Concerns

Tim Jorgenson was present; the adjacent neighbor, Mr. Mertens could not make it to the meeting tonight due to a prior commitment. Zoning Administrator, Gary Jonet stated he had visited Mr. Abts property and stated nothing appeared to have changed. Chairman Dechamps asked for clarification of what the concerns are. Tim stated the items outside the building are out of line, the traffic, the trucks, and the noise are the concerns. He played a video of the sound of fireworks, he said he is not sure that they were done by Greg, but the echo off his building is what he is having issues with. Discussion held. Mr Jorgensen stated he would like a barrier, higher than 8'. He would like the items in the front and back to be cleaned, the noise issue to be handled, a sound barrier, and the drainage of the water onto Mr. Mertens property to be taken care of. He further stated he would like his survey stakes put back in. Greg Abts arrived. During the discussion he heard the items identified as junk and he stated it is equipment. He further stated the drainage issue he believed to have been fixed last week as he brought gravel in and he assumed the excavation had fixed the drainage problem. Mr. Jorgensen stated it is the pipe on the roof of the building which is the concern, Greg stated he believed it was disconnected, but he will re-check. Greg said when he built, the town board told him the house had to be 100' from the shop; he said he had purchased the property from Bob Cornish in approximately 1980 prior to the development of the adjacent subdivision and the subdivision across the road. Chairman Dechamps questioned why the town has to be involved and why the neighbors can't work this out; as it appears to be more of a civil issue. Greg stated he had assumed the fence line was the property line. Chairman Dechamps stated something has to be done and the parties have to reach an agreement. Greg offered to put a fence up, as long as he will be allowed to put it on the fence line that is there; he would have to get a variance. Mr. Jorgensen stated 10' would cause him to be on top of his mound system. Further discussion held regarding the truck lights, fencing, and noise. Mr. Abts asked

what is the most pressing thing that's bothering them right now. Mr. Jorgensen stated the truck traffic, the lights, and the noise which comes off of the building. Tim further stated he wants the survey stakes put back in. Further discussion held. Greg again stated the bulk tanks have to be stored outside and should not be referred to as junk as it is equipment that he sells. He said he will look into the downspout. Board asked Clerk to again research the zoning for Mr. Abts property to determine whether it is a Business or Industrial zone. Mr. Abts stated he would not have purchased the property if they would not have allowed him to be zoned Industrial; he believes it to be zoned Industrial and to his knowledge was never changed. Motion made by Sup DeBroux to table until the next meeting in order to allow the Clerk time to find a record of the zoning of the Abts property. Second by Sup Dequaine. Voice vote 3-0 Motion Carried.

B. Concerns of blocked ditch on corner of Cindy Ct

Sup Dequaine stated he and Constable, Matt Bosman went there and they came to the conclusion that Mr. Kollross is going to have to open up the ditch and it will drain to the culvert. He can do it in the fall as it is only a problem in the spring. They also questioned the culvert on Mary's Rd. Chairman stated the County is aware of it and will be replacing the culvert.

9. Constable Report

Constable Bosman had many reports of dogs running around on the 4th of July. He reminded people to lock the dogs up on the 4th of July as the fireworks cause the animals to run.

10. Correspondence Received

A. question regarding ATV trails within the town

Chairman stated the town has too much traffic to allow for ATV trails, but the rules could be modified if the Town of Red River allows trails into Dyckesville. He further stated the signage would be the responsibility of the ATV group or club who utilizes it. The Board stated the idea of ATV trails would have to be presented or proposed to the town board. Clerk spoke regarding a phone call received from Michael O'Malley with Cellcom. He stated the town did not get grant funding for an upgrade to the internet service as requested. He further stated he will be re-submitting the grant application for the Town of Green Bay under NSight, a subsidiary of Cellcom and will inform the town as to whether or not the grant is later approved. Clerk also spoke in regard to correspondence received from Brown County Planning Commission which was a reminder that the Brown County Planning Commission can provide planning assistance and advice to local municipalities on a variety of planning-related subjects. Clerk was informed by Advanced Disposal of an issue in Dyckesville with what appears to be a business putting out garbage on an adjacent residential property owner's property. Clerk also informed the residents that Advanced Disposal will not pick up bulk items. A dumpster can be requested by the property owner and Advanced Disposal will supply the dumpster and pick it up at a direct fee to the property owner. Or any resident seeking service to pick up bulk items could contract with a private service.

11. Any Other Business Authorized by Law

A. Open Floor for Public Comment

Motion made by Sup DeBroux with a second by Sup Dequaine to open the floor for public comment. Voice vote 3-0. Motion Carried. DJ Fameree stated when you come off of Valhalla on the south side/CTH P there is a power pole and the grass and trees (approx. 15' tall) are not cut and it has become a hazard. Chairman Dechamps stated he will take a look at it. Charlotte Gilson questioned where the signage is for access on the 16' strip of land to the bay in Dyckesville? She read a portion of minutes from December, 2016 which stated the sign would be put back up. Chairman Dechamps stated he will have another sign put up. Dawn Goodman took the floor and informed the Board and residents that there had been two issues involving traffic and people almost getting killed on Hwy K and Hwy T. Dawn read a letter she had written addressed to the Town of Green Bay Board, the Brown County Public Works, and Brown County Planning. The letter addressed the recent accidents and growing concern over the intersection and included items of consideration and possible changes to consider to reduce the number of accidents in the area. She also presented a letter from the family of James

Neuser and Kathy Bader Neuser and Family which addressed similar concerns and considerations of the area. See Exhibits B-1 and B-2

The Board stated they are in support of sending the letters to Brown County Public Safety. They further stated they would like to see the speed limits and laws that we currently have enforced. Zoning Administrator, Gary Jonet asked for clarification of the process of the Conditional Use and the possibility of increasing the fees. Fees for Conditional Use will be put on the August Agenda. Discussion held in regard to the Conditional Use process, it was determined the Planning Commission secretary will submit the required paperwork for the Conditional Uses. Supervisor Dequaine stated in regard to the benches at the Shrine being in the roadway as brought up at the prior meeting, it was looked at and they are not on the roadway. Sup DeBroux made a motion to close the floor. Second by Sup Dequaine. Voice vote 3-0 Motion Carried.

12. Clerk and Treasurer Reports

Treasurer read report. Total monies on hand as of May, 2018 is \$523,625.88. Income for the month of May totaled \$11,051.86 and Expenses totals \$45,235.79. Clerk report agrees with Treasurer income and expense totals for the month of May. Motion made by Sup Dequaine to accept the Clerk and Treasurer reports with a second by Sup DeBroux. Voice vote 3-0 Motion carried.

13. Review Vouchers and Pay Bills

Motion to review the vouchers and pay the bills made by Sup Dequaine. Second by Sup DeBroux. Voice vote 3-0. Motion Carried. (Check numbers paid 14763-14786)

14. Next Meeting Date/Adjourn

There will be a Primary Election on Tuesday, August 14th. The next meeting will be held Monday, August 20, 2018 at 7:00 pm. Motion made by Supervisor DeBroux to adjourn the meeting with a second by Supervisor Dequaine. Voice vote 3-0. Motion Carried. Meeting adjourned at 9:35 pm.

Respectfully Submitted by: Debbie Mercier, Clerk