

TOWN of FOX LAKE Monthly Board Meeting Minutes

Monday, November 14 — Town Hall at 7:00pm

Chairman Schley called the meeting to order at 7:10PM with five members of the Board and 20 other members of the public present.

A motion was made by Supervisor Eisenga, seconded by Supervisor Kok to proceed with agenda as posted, amended by Supervisor Eisenga to add Public Input to the end of meeting for tonight's meeting; a vote was called with 3 in favor, 2 opposed motion carried.

Upcoming meetings: the Fox Lake Fire Association meeting is Tuesday, December 13, 2016 at 4:00PM. The Randolph Fire Association meeting is Wednesday, January 11, 2017 at 7:00PM. There is no presently scheduled Plan Commission meeting. The Next Monthly Board meeting will be Monday, December 12, 2016 at 7:00PM at Town Hall.

Under "Reading of Minutes": the Clerk/Treasurer presented the minutes of the October 10, 2016 meeting, October 19, 2016 meeting, October 26, 2016 meeting and the November 2, 2016 meetings of the Board. A motion was made by Supervisor Brieman, seconded by Supervisor Eisenga to approve the above minutes, all in favor motion carried.

Treasurer's Report: Clerk/Treasurer Zantow provided the following summary to the Board members and public present with the October Report including the following: the General Checking Account had a beginning balance in the amount of \$329,305.38, with receipts in the amount of \$23,888.74 and disbursements in the amount of \$63,829.63 for an end balance of \$289,364.49. The Local Government Investment Pool Account had receipts in the amount of \$71.88 for an end balance of \$196,684.07. The Tax Savings Account balance remained unchanged at \$252.49. The Municipal Court Savings Account had receipts in the amount of \$2,356.00 for an end balance of \$20,713.09, and the Boat Launch Savings Account remained unchanged at \$10,802.22 for a total all accounts of \$517,816.36.

Under "Communications": Chairman Schley announced that the Dodge County Farm Bureau is having its fruit sale. Clerk/Treasurer reported that two letters had been received from Dodge County Land Resources and Parks Department that the addresses N10536 Howard Avenue (PIN: 018-1313-2144-017) and W11429 County Road AW (PIN: 018-1313-0512-013) have been discontinued. Chairman Schley requested that copies be provided to him and he would take care of the matter of address sign removal. Supervisor Flemming reported that Roberta Heckes thanking the Town Board for inviting her and Sheriff Greg Herrick to present to the Town Board at the IoH meeting on November 2, 2016. Clerk/Treasurer Zantow shared the results of the water testing performed per Wisconsin State Environmental Health Division at Town of Fox Lake Boat Landing at W10953 Blackhawk Trail on October 6, 2016 at 14:46 with the analysis results of "none detected; results are less than the level of detection" for nitrates.

Clerk/Treasurer Zantow also read aloud to the Board a letter received from Joseph Giebel of Dodge County Land Resources and Parks Department which stated that on October 18, 2016 the Dodge County Board of Supervisors took up an amendment to the Dodge County Land Use Code to create a zoning map for the Town of Fox Lake, and that the Dodge County Board voted to approve the zoning map as proposed. Chairman Schley expressed his condolences to Mr. Roland Gallenberg for the recent loss of his wife.

Under Committee Reports:

Under "Police Report": No information was presented as Chief Officer Gebhardt was not present at the meeting.

Under "Governmental Relations": Supervisor Flemming reported per her recent correspondence with WI DNR Travis Schroeder that for general burning of leaves and wood no WI DNR permits were required, her conclusion was that therefore no special permits would be required to transfer burning of brush and leaves at the Town Hall site if adopted in the future. She reported that the fire dues per Randolph Fire Association had increased from 2016 to 2017 in the amount of \$8972.05 to \$9073.03, respectively. She also reported that a special assessment charge of \$121.32 will be added to the property tax roll for properties within the FILIPARD district which will pay for the aquatic weed harvester to perform three aquatic weed harvesting events over the course of the 2017 summer. FLILPARD is looking at a small lakes grant to upgrade its website. The plan committee is working with FLILPARD the lakes groups between Beaver Dam Lake, Fox Lake and Lake Sinissippi. Alliant Energy is going to be doing a project on Chief Kuno Trail and that they will be able to bury electric current transmission to the house previously transferred via aerial poles; property owners will be responsible for providing the necessary hookup of said service and costs associated; the deadline is the end of November (work to begin March 2017). Interested parties can contact: Jeremy Rentmeister, Alliant Energy: (920)904-1753. Finally, Supervisor Flemming provided the update to the Board that Judge Cypert's appointment will remain until April 4, 2017 election (per Wis. Stats., Town of Fox Lake Code of Ordinances, etc.), after which the elected Municipal Judge will be elected to finish out the position vacated by former Judge Martin DeVries whose term will expire April 2019. The newly-elected Municipal Judge following April 4, 2017 election's term will therefore be only two (2) years, from 2017-2019, after which the four (4)-year term of the Town of Fox Lake Municipal Court Judge term will be reinstated. Appointed Town of Fox Lake Municipal Judge Jerry Cypert is aware of this. Chairman Schley reported that Laura Stremmich called with a concern regarding the Fox Lake level. Per Chairman Schley reported that it is anticipated that Fox Lake will return to its normal winter lake level by the end of November, which has been delayed due to work on the Beaver Dam of Beaver Dam Lake. Concerns have been raised regarding aquatic weed die-off as a result of abundant growth during the current year and the potential for fish kill due to oxygen depletion. Chairman Schley said that Bill O'Reilly of FLILPARD reported that a large fish kill should be expected, and that it was also recommended to begin aeration activities early. Donald

Zilewicz, a property owner in the City of Fox Lake and a member of the audience was allowed to report that a WI DNR permit had been received for dredging of the channel between Fox Lake and the Mill Creek Dam, with work to be performed during the winter weather.

Under “Roads”: Roads Committee reported that all roads work had been completed.

Under “Waste Disposal & Recycling”: The issue of a recently missed garbage collection service on County Highway AW and surrounding areas was addressed with speculation that a new driver had perhaps not performed the route correctly; several calls had been received from concerned residents. Per Supervisor Eisenga the matter was resolved as a new truck was issued to collect from the area. Also a solution will need to be found for a replacement of the Waste Monitor position recently created.

Under “Parks & Lakes”: Supervisor Brieman reported the need to replace Richard Streich for Parks Maintenance who had been experiencing serious health concerns, also that tires had been dumped at the Lake Emily dumpster from an unknown source. Clarence Feucht from the Lake Emily Fishing Association requested if the Lake Emily donation facilities may be loaned to the Association for the duration of the ice fishing season and the Chairman gave authorization for this. Per report of Chairman Schley the new materials for the Lake Emily Dam and the carp barrier have not yet been completed but it is hoped they will be completed shortly.

Clerk/Treasurer Zantow reported that positive feedback had been received from fisherman using the Beaver Dam launch regarding the posting of signage of when the pier removal will occur. Repairs will evidently be required for the Beaver Dam Lake pier per report of Supervisor Kok and Supervisor Brieman. Clarence Feucht reported that he ran the aerators on Lake Emily and the oil was changed on the blowers. Chairman Schley reported that per Tim Nehls all of the helixers of the Fox Lake aeration system are working except the same one that was not functional last year.

Under “Public Safety & Service”: Clerk/Treasurer Zantow reported to the board that the November 8, 2016 Presidential Election had a very high turnout and thanked Chief Election Inspector Joy Pufahl, backup Chief Inspector Ed Benter and all of the Elections Inspectors for their service and excellent job done to ensure that voting proceeded smoothly and efficiently within the Town of Fox Lake with 712 votes cast including 83 absentee ballots.

“Old Business”:

“Revision of Ordinance for Buoy Placement on Beaver Dam Lake”: Bill Foley from the Beaver Dam Lake Association to present to the Board information related to this matter. A motion was made by Supervisor Flemming, seconded by Supervisor Brieman to amend page 199 of the Town of Fox Lake Code of Ordinances to include the following clause:

Area L: “Puckagee Springs”

The area west of the tributary at WDNR Beaver Dam Lake Extension, commonly known as "Puckagee Springs". The area South of the line that begins at 43 deg 31' 41.26 and -88 deg 53' 57.80" and continues to a point 43 deg 31' 37.09" and -88 deg 53- 55.05"

All in favor, motion carried.

"Oaks Road Deed Change": No action was taken by the Board as this matter requires further clarification with Dodge County with likely correction required.

"Incomplete Land Use Permit and Payment and Building Permit – Dale Paul": Clerk/Treasurer Zantow reported that he had begun work in completion of the previous motion of the Board to issue a billing invoice to Mr. Paul in regards to this matter but that certain minimum information had not been received from the former Zoning Administrator regarding the supposed infraction, therefore billing invoice could not yet be sent. The email correspondence detailing this matter was made available to the Board. A motion was made by Supervisor Eisenga to allow Mr. Jeff Rataczak to pay fees of \$725.00 owed for said Land Use Permit billing invoice for site address W11130 County Road F, seconded by Supervisor Kok in order to settle this matter. A vote was called with 3 in favor, 2 opposed, motion carried.

"Sale of Old Dodge County Highway Shop": No action was taken by the Board regarding this matter, the Chairman reported to the Board regarding the progress that had been made in the recent sale of the building.

"Ordinance About 'No Parking on Certain Roads':

A motion was made by Supervisor Brieman, seconded by Supervisor Kok to amend page 193 of the Town of Fox Lake Code of Ordinances to include the following clause:

*Blackhawk Trail South side
Chief Kuno Trail North side
Chief Kuno Trail Causeway both sides
Lake Drive both sides from address W11404 to County Highway A
Lake Drive North side from address W11514 to W11434
South Parish Road all the way to Lake Emily
Fire lane at end of Brath Road
Boat Launch at end of Spring Road
Marx Road both sides of road*

All in favor, motion carried.

"Aerator Repairs": No action was taken by the Board regarding this matter.

"Suggestions for a New Town Auditor": The Board discussed that a possible new auditor had been identified, more information to come. No action was taken by the Board regarding this matter.

“Identifying of Committee for Approval or Disapproval of Private Garbage Contracts”:
Clerk/Treasurer Zantow volunteered to be the third member of the committee including existing Waste Disposal & Recycling Committee members. No further action was taken by the Board regarding this matter.

“Salt Shed Roof”:
A motion was made by Supervisor Kok, seconded by Supervisor Eisenga to approve work to be done on the Salt Shed roof with asphalt shingles and stainless steel nails in the amount of \$3,800.00 for shingles and \$400.00 for stainless steel nails for said repairs of Salt Shed roof, 4 in favor 1 opposed, motion carried.

New Business:

“CenturyTel Work in Town Right-of-Way on Lake Emily Road”:
Tim Kroeze from CenturyLink presented information to the Town Board regarding proposed work within the Town right-of-way on Lake Emily Road (off Hwy A) to Parish Road, which will all be underground (aerial only where may have aerial line already with approximately 95% anticipated to be buried), and also on Blackhawk Trail which will be aerial work. Roads Permit information will be emailed to Mr. Kroeze from the Clerk/Treasurer with the hopes of creating a blanket permit in the future to help make this work more efficient. This was verbally approved by Chairman Schley and the Board members present.

“First Saturday of the Month Garbage & Recycling Collection at Town Hall”:
No action was taken by the Board regarding this matter.

“Motion to Take Town Zoning Off Town of Fox Lake Website”:
A motion was made by Supervisor Eisenga, seconded by Chairman Schley to remove Town Zoning materials from the Town website, all in favor motion carried.

“Procedure for Placing Items on Town Board Meeting Agenda”:
The Board discussed the current state for adding items to the agenda. No action was taken by the Board regarding this matter.

“Bids for Electrical Work at Salt Shed”:
A motion was made by Supervisor Kok, seconded by Chairman Schley to accept bid from Mazzolari Electric and Alliant Energy to add electrical connection to the Salt Shed in the amount of \$2,081.00, plus additional costs per Mazzolari Electric, with a deadline of December 1, 2016 for the private contractor work to be completed in order for work to proceed as planned. All in favor, motion carried. An application needs to be completed which will be done by the Clerk/Treasurer.

“2017 Budget Adoption”:
A motion was made by Supervisor Kok, seconded by Supervisor Brieman to adopt the 2017 Budget as prepared. All in favor, motion carried.

“Resolution to cancel LGIPF Insurance”:
A motion was made by Supervisor Brieman, seconded by Supervisor Eisenga to pass Resolution 2016.3 to cancel the LGIPF policy (Town was required

to have property insurance covered per Horton Group policy in order to enact replacement coverage for previous Rural Mutual policy which was non-renewed), all in favor motion carried.

“Town Hall Cleaning and Bug Removal”: The recent issue of insect problem at the Town Hall was discussed and the possibility of finding a new vendor for cleaning of the Town Hall. No further action was taken by the Board regarding this matter.

“Fox Lake Water Level...Keep High to Prevent Fish Kill”: No action was taken by the Board regarding this matter.

“Karavan Trailers to Store Karavan Materials on Town Property at Salt Shed”: No motion was made by the Board regarding this matter.

Public Input was moved to the end of the meeting per previous motion: first was Armond Alsteen who, referring to recent actions of the Town Board regarding issuance of zoning to Dodge County for administration, implored the Board to please do what the citizens wish, and that even if they do wrong then the Board is not to blame. He also stated that Public Input should not be at the end of the meeting. Next was Louis Leizinger who stated that he felt that the electors’ voice was not taken seriously, and that the recent events regarding Town Zoning were very similar to an issue on Chief Kuno Trail years ago where parking areas were authorized despite opposition by the residents of Chief Kuno Trail. Next was Sharon Zak who stated that there was work being done without proper permitting and that her property was negatively affected by this. She was also in favor of Town Zoning. Next was Jean O’Keefe who echoed the comments of Ms. Zak and feels that there is no recourse to the local property owner to defend their rights, citing the negative effect caused by the creation of a retaining wall with a significant drop. She stated that she had spoken with Dodge County and the Town Building Inspector. Last was Joan Schmidt who reported that letter notification went out to Town of Trenton residents regarding Lakeview Dairy which is petitioning to increase from 1,800 to 2,500 head of cattle.

A motion was made by Chairman Schley, seconded by Supervisor Kok to pay bills, all in favor motion carried.

A motion was made by Supervisor Kok, seconded by Chairman Schley to adjourn, all in favor motion carried.

Respectfully submitted,

Mason Zantow, Town of Fox Lake Clerk/Treasurer