

Minutes from the Town of Trenton Town Board Meeting

Date and Time: November 18, 2008 – 7:30 P.M.

Place: Town of Trenton Town Hall, 1071 Highway 33 East, West Bend, WI 53095

Present: Chairman Joe Gonnering, Supervisor Ed Doerr, Supervisor John Norman, Town Clerk Barbara Davies, Treasurer Monica Diaz, Deputy Clerk /Treasurer Cindy Komro, Building Inspector/Zoning Administrator Frank Mayer, Town Attorney Deb Hoffmann.

Prior to the Meeting, notice was properly posted on the Town Bulletin Boards and mailed to the West Bend Daily News and WBKV AM/FM.

Chairman Gonnering called the Meeting to order at 7:30 P.M.

Approval of Minutes – Town Board Meeting of November 3, 2008:

It was moved by John Norman and seconded by Ed Doerr to approve the Minutes of the November 3, 2008 Town Board Meeting. Carried unanimously.

Comments and Questions:

None.

Accept/Review Agenda:

It was moved by John Norman and seconded by Ed Doerr to accept the Agenda as presented. Carried unanimously.

Darryl & Kelly Zellmer, Lawn Systems Inc.: Plan Commission Recommendation, Application for Conditional Use Permit:

John Norman recused himself from the Town Board and took a seat in audience. Frank Mayer told the Board that the Plan Commission has recommended denial of the permit. Supervisor Ed Doerr moved to table consideration of the Permit to the first meeting in December (12/2/08) to allow for receipt of the transcript of the minutes from the court reporter present at the Plan Commission Meeting. Attorney Deb Hoffmann told Doerr that the motion from the Plan Commission was 6-1 to deny the permit; the Town's ordinances allow offsite workers, and the permit asked for onsite workers. Deb Hoffman stated that the transcript minutes should be available by 12/2/08. There was no further discussion. Chairman Gonnering seconded Doerr's motion to table consideration of the permit application to the 12/2/08 meeting. Carried unanimously.

John Norman rejoined the Board.

Request for Acceptance as a Town Road - DeerView Court:

Attorney Ed Ritger has not arrived yet – Fechtters requested that this matter be moved to the end of the agenda.

Reconsideration of Operator's License - Kyle J. Mueller:

It was moved by Ed Doerr and seconded by John Norman to table the reconsideration to the 12/16/08 Town Board Meeting. Carried unanimously.

Reconsideration of Approval, Operators' Licenses, Brenda Grotelueschen, Stacey Zahares:

Both applicants have successfully passed police department record checks. It was moved by John Norman and seconded by Ed Doerr to approve issuance of operator's licenses to Grotelueschen and Zahares. Carried unanimously.

Approve Issuance of Operator's License, Daniel Roesler:

Roesler has successfully passed police department record check. It was moved by Ed Doerr and seconded by John Norman to approve issuance of an operator's license to Roesler. Carried unanimously.

Mid-Moraine Municipal Court Resolution 11-08-02:

Cindy Komro explained to the Board that the Judge is not willing to honor the \$25 fees for processing; will not issue warrants or default judgments if citations are mailed; and will not bill back out of pocket costs, such as blood draws, to defendants. The resolution seeks a declaratory judgment, compelling the judge to take these actions. Discussion followed. Supervisor John Norman moved to approve the resolution. Supervisor Ed Doerr stated that he wished to discuss it further, but was against the resolution because he had gotten another complaint about lawsuits. Discussion followed. Doerr seconded the motion to compel a vote. Voting aye: Norman. Voting nay: Doerr, Gonnering. Approval of the resolution does not pass. Cindy Komro will try to get some further information from the court re: revenue losses on default judgements, etc.

Approval of Resolution 11-1-08, State Bank of Newburg as a Collection Site for Town of Trenton Real Estate Taxes:

It was moved by Ed Doerr and seconded by John Norman to approve Resolution 11-1-08, approving the State Bank of Newburg as a collection site for Town property taxes. Carried unanimously.

Approve Final 2009 Budget:

It was moved by John Norman and seconded by Ed Doerr to approve the final 2009 budget. Carried unanimously.

Approval of Attendance at Green Energy Seminar:

It was moved by John Norman and seconded by Ed Doerr to approve the attendance of Joe Gonnering at the Wisconsin Towns Association Green Energy Seminar Wednesday 11/19/08 in Stevens Point. Carried unanimously.

Plan Commission Recommendations:

None.

Review of Annexation Petitions:

One petition has been received: a parcel north of Creek Drive, on Daisy Drive. Discussion followed.

Reports:

Frank Mayer reported 9 new home permits issued to date, probably the final total for 2008. Mayer reported meeting with SEWRPAC, reviewing chapters 1-10 of the comprehensive plan, and making corrections to chapters 8, 9, and 10.

Cindy Komro reported that she had survived the presidential election, and was working on reconciling the total votes in SVRS.

Monica Diaz reported receipt of the state shared revenue. She reported that is already working on pre-stuffing tax bill envelopes.

Barb Davies reported on the 11/4/08 election.

Attorney Deb Hoffmann reported that there might be an appeal on Deer Print.

Chairman Gonnering had nothing further to report.

Supervisor Doerr reported no noxious weed complaints.

Supervisor Norman reported several quiet weeks following the election.

Payment of Bills:

It was moved by Ed Doerr and seconded by John Norman to pay bills totaling \$20,915.50 and payroll of \$13,471.31. Carried unanimously.

Other Business:

Ed Doerr asked if the Town could try to restrict the size of trucks that come into the Town, as some bigger vehicles are coming into areas that are not really designed for that. Discussion followed.

Return to Agenda Item 5, Acceptance of Deerview Court as a Town Road:

Attorney Ed Ritger presented a lien waiver from Poblocki Paving. Poblocki has previously provided a letter agreeing to a 2-year warranty for the road. The Board asked that the mediation settlement agreement be placed on the 12/2/08 Town Board Agenda. Joe Gonnering read a letter from engineer Burt Naumann. Naumann recommends acceptance of the contingent on receipt of a 2-year warranty from Poblocki; and the growth of sod (placed 10/08) at the Sandoval residence in Spring 2009. Joe Gonnering asked if the road could be accepted if the mediation agreement has not been signed. Deb Hoffmann said the road could be accepted. The mediation agreement settles the lawsuit. It was moved by Ed Doerr and seconded by John Norman to accept the Deerview Court contingent on receipt of the letter from Poblocki Paving containing the 2-year guarantee. Carried unanimously.

Consideration of any Preliminary Plat or any Final Plat which may be submitted pursuant to Chapter 236, Wisconsin Statutes:

None.

Action on Authorization Allowing Town Officials to Attend Seminars:

None.

Action on any Ordinance, Resolution, Report or Recommendation already Pending Before the Town Board:

None.

Adjournment:

It was moved by John Norman and seconded by Ed Doerr to adjourn the Meeting at 8:30 PM. Carried unanimously.

Respectfully submitted,

Barbara J. Davies
Town Clerk

Affidavit of Posting:

These Minutes were posted on the Town of Trenton Town Hall Bulletin Board at 1071 STH 33 East, West Bend, WI on November 26, 2008. Barbara J. Davies, Town Clerk