



**MINUTES OF THE REGULAR TOWN BOARD MEETING
MARCH 14, 2013**

- I. Call Meeting to Order and Pledge of Allegiance** – The meeting was called to order at 6:30 PM by Chairman Heidtke. The Pledge of Allegiance was recited.
- A. Official Meeting Notification** - The official meeting notice was read into the record by Clerk Oliver.
- B. Roll Call** - Chairman Ray Heidtke, Supervisors Paul Huettl, Robert Hartwig and Everett Russell were present. Also present was Town Engineer Matthew Clementi, Stantec Associate Rick Schmidt, Town Attorney Dan Sargeant, Attorney Bennett Brantmeier and Clerk Julia Oliver. Supervisor Dan Kufahl was excused.
- C. Approval of the Agenda** - Motion by Huettl, seconded by Hartwig to approve the agenda. Motion carried without a negative vote.
- D. Approval of the Minutes** – Motion by Hartwig, seconded by Russell to approve the minutes of the February 14, 2013 Regular Town Board meeting and the minutes of the March 6, 2013 Special Town Board meeting. Motion carried without a negative vote.
- II. Closed Session – The Town Board may go into Closed Session Pursuant to Wisconsin Statutes Sec. 19.85(1)(g) to confer with legal counsel about strategy regarding current or likely litigation, specifically L-B Holding Company, LLC; and Pursuant to Wisconsin Statutes Sec. 19.85 (1)(h) consideration of request for confidential written advice, specifically related to 19.59 (5) Wis. Stats. Ethics code.** Motion by Huettl, seconded by Hartwig to go into closed session. Roll call vote: Huettl – aye, Heidtke – aye, Hartwig – aye, Russell – aye. Motion carried without a negative vote.
- III. Reconvene in Open Session. Discussion and Possible Action – L-B Holding Company, LLC’s Claim** – Motion by Huettl, seconded by Hartwig to reconvene in open session. Roll call vote: Huettl – aye, Heidtke – aye, Hartwig – aye, Russell – aye. Motion carried without a negative vote. Motion by Huettl, seconded by Hartwig to disallow claim of excessive assessment made by L-B Holding Company, LLC. Motion carried without a negative vote.
- At this time due to the unanticipated number of public attending, the meeting was moved to the upstairs dining room. Notice was posted on the door to the board room and the main entrance.
- IV. Reports**
- A. Joint Parks and Recreation – Kelly Valentino, Director** – Valentino was excused; the March 13, 2013 Director’s Report was distributed.
- B. Treasurer’s Report – Treasurer Eilbes** – Eilbes was excused. The Treasurer’s written report stated the February 28, 2013 account balances as follows: General Fund \$224,123.25; General Fund Money Market \$621,149.15; Encumbered Funds Money Market \$263,889.77; Property Tax (\$70.44); Property Tax Money Market \$0; Park and Planning \$2,068.13; Park and Planning Money Market \$7,503.88; Cemetery \$15,001.14. Motion by Russell, seconded by Huettl to approve the Treasurer’s report as presented. Motion carried without a negative vote.

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V. Business

A. Any Town Citizen Comment on an Agenda Item Other Than Business Item B – There were no comments.

B. Discussion and Possible Action - Long Term Drinking Water Solution

1. Town Engineer Update: Long-Term Water Supply Alternatives – Matthew Clementi, Town Engineer and Rick Schmidt, Stantec - Clementi briefly summarized his rough calculations on the expected cost of water per quarter for each residential unit for each of the three alternatives. Clementi reviewed the information that he sent to the Town Board in his letter dated March 8, 2013. The letter analyzed the pros and cons of each of the replacement water system options.

2. Any Citizen Comment – Comments were heard from K. Dittmar, F. Wanty, M. Heckendorf, G. Holcomb, T. Dano, M. Koenke, J. Carr, R. Bishop, N. Kons, G. Petrick, C. Pella, and P. Sierra. Additionally, comments were heard from Eric Nitschke, Southeast Regional Director for the Wisconsin DNR. Nitschke stated that the DNR will require all private wells of the residents who are connected to the replacement system to be capped and sealed. Also the DNR is finalizing the details for the implementation of a special casing area related to the fuel release.

Heidtke commented that he would like the residents to feel free to contact any of the Supervisors with comments. Motion by Huettl, seconded by Hartwig that the Town Board hold a Special Town Board meeting on April 4, 2013 at 7:00 PM at the Town Hall to make the decision on their preference for a long term drinking water solution. Motion carried without a negative vote.

C. Discussion and Possible Action – Sound System for Town Board Meeting Room – The Town Board reviewed project proposals from Pros 4 Technology and Sound Designs. No action; additional information will be gathered.

D. Discussion and Update - Ordinance for Noxious Weeds – Motion by Russell, seconded by Huettl to adopt Ordinance J-13-001 “An Ordinance to Provide for Noxious Weed Control in the Town of Jackson”. Motion carried without a negative vote.

E. Discussion and Possible Action – 2013 Road Projects

1. Bid Road Projects Related to Trust Fund Loan – El Camino Subdivision, Bridge Road, Spring Valley Road – Motion by Huettl, seconded by Hartwig to bid out the 2013 road projects that are related to the State Trust Fund Loan. Motion carried without a negative vote.

2. Annual Road Review – Heidtke asked if the Supervisors wanted to complete the annual road review as has been done in the past, or if they would prefer for the Highway Supervisor and Chairman to review the roads and make a recommendation to the Town Board. Huettl and Hartwig responded they want to continue the annual road review as it has been done in the past. Russell wants to continue the annual road review as it has been done in the past but asked that the review be modified to reduce travel time and the number of roads reviewed; view one road per “type” of repair needed.

VI. Supervisors and Clerk Reports

A. Buildings and Building Committee – Supervisor Kufahl – No report.

B. Joint Parks and Recreation Budget Oversight Ad-hoc Committee – Supervisor Russell – Russell reported the committee was reviewing the two agreements (the Director’s contract and the Community Center Operations Agreement) and each committee member is developing recommended verbiage on a formula for cost sharing. All members agree the Boys and Girls Club is not contributing enough based on their use.

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The next meeting is tentatively scheduled for April 4, 2013.

- C. Highway Department – Chairman Heidtke** - Heidtke summarized the Highway Department report.
- D. Weed Commissioner – Supervisor Huettl** – Nothing additional to report.
- E. Grounds - Supervisor Hartwig** – Hartwig commented that Arborscapes is willing to deliver mulch at no charge in the spring, and pass along the cost of the mulch without a markup.
- F. Transfer Station – Supervisor Russell** – Russell reported that all the aluminum has been moved out of the building and also that he and Steve Spaeth attended Hazardous Material Awareness training.
- G. Chairman’s Report and Correspondence – Chairman Heidtke** – Nothing additional to report.
- H. Clerk’s Report and Correspondence – Clerk Oliver** – Oliver reported that she was copied on a letter from the Wisconsin Department of Revenue that the Town may not permit or license Eric Seatz (ELS Landscaping) because he no longer holds a valid sellers permit. Notice was received from Attorney Anderson regarding an update in the Sigmund lawsuit. A West Bend Daily News article was referenced with regard to the Village’s position on Joint Parks and Recreation agreements. Dan Beyer has relayed the structural engineer’s qualifications to Oliver; the barn review will be scheduled for next week. The road opening permit for Antea Group is currently being reviewed.

VII. Future Agenda Items – Nothing additional mentioned.

VIII. Announcements - Heidtke noted upcoming meetings.

IX. Approval of Vouchers – Motion by Huettl, seconded by Russell to approve the vouchers as presented. Motion carried without a negative vote.

X. Adjournment – Motion by Hartwig, seconded by Huettl to adjourn. Motion carried without a negative vote.

Respectfully submitted,

Julia Oliver, Town Clerk

Minutes approved: _____