

Town of Lawrence
Proceedings of Town Board/Utility District Meeting
Town Hall-2595 French Road, De Pere, WI 54115
Monday, October 23, 2006 – 7:00PM
Closed Session – 6:30PM

Call to Order

The meeting was called to order by Chairman Perock at 6:30 P.M.

Roll Call

Present: Tom Perock, Town Chairman
Randy Tremml, Town Supervisor
Dale Warpinski, Town Supervisor
Kenneth VanDeHei, Town Supervisor (arrived at 6:55 p.m.)
Kenneth VanDeHei, Town Supervisor
Judy Benz, Town Clerk-Treasurer
Excused: Carrie Murphy-Auguston, Assistant Clerk
(See attached Roll-call Sign-In Sheet)

Discussion and Action on the following:

1. **Announce Closed Session**
Chairman Perock announced the closed session.
2. **Consider and enter into closed session pursuant to WI statutes 19.85 (1) (e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons require a closed session**
Motion was made by Supervisor Warpinski to enter into closed session. Motion seconded by Supervisor Vandenaek. Supervisors Tremml, Vandenaek, Warpinski and Chairman Perock voted aye. Motion carried unanimously.

Discussions were held on conservancies in the Town of Lawrence and the City of De Pere.
3. **Return to Open Session**
A motion was made by Supervisor Tremml to return to regular session. Motion seconded by Supervisor Warpinski. Motion carried unanimously.
4. **Roll Call for Regular Session- Pledge of Allegiance**
Roll call taken for regular session. The Pledge of Allegiance was recited by those in attendance. (See attached roll call sign-in sheet)
5. **Approve minutes from Town Board Meeting held on October 9, 2006**
A motion was made by Supervisor Tremml to approve the minutes from Town Board Meeting held on October 9, 2006. Motion seconded by Supervisor Warpinski. Motion carried unanimously.
6. **Action on Closed Session if necessary**
It is the recommendation of the Board to proceed with discussions with the City of De Pere.
7. **Open Public Hearing on a request to rezone a portion of parcel L-24 located on Hickory Road from Agricultural to L1 Limited Industrial to accommodate a sanitation rental facility**
A motion was made by Supervisor to open the public hearing on a request to rezone a portion of parcel L-24 located on Hickory Road from Agricultural to L1 Limited Industrial to accommodate a sanitation rental facility. Motion seconded by Supervisor Tremml. Motion carried unanimously.

Frank Kowalkowski was present to request the rezoning of a portion of parcel L-24 for AAA Sanitation to be located. The proposed business meets with the future zoning outlined in the Town's Comprehensive Plan. Chairman Perock asked for comments or questions. Mr. Kowalkowski stated he is in favor of the rezoning.

8. Close above mentioned Public Hearing

Chairman Perock asked on two occasions for any further comments or questions. With no further comments or questions a motion was made by Supervisor Trembl to close the above mentioned public hearing. Motion seconded by Supervisor Vandenack. Motion carried unanimously.

9. Rezone portion of parcel L-24 from Agricultural to L1 Limited Industrial to accommodate a sanitation rental facility

A motion was made by Supervisor Vandenack to approve the rezoning of a portion of parcel L-24 from Agricultural to L1 Limited Industrial to accommodate a sanitation rental facility. Motion seconded by Supervisor VanDeHei. Motion carried unanimously.

10. Adopt Initial Resolution relating to Industrial Development Revenue Bond Financing on Behalf of TPJ Futures and/or Robinson Metal, Inc. – Information concerning the job impact of the project described in the Initial Resolution will be available at the time of consideration of the Initial Resolution

Todd Robinson, owner of Robinson Metal Inc. was present to request a 70,000 sq. ft addition to the existing building. A motion was made by Supervisor Trembl to adopt the initial resolution relating to Industrial Development Revenue Bond Financing on Behalf of TPJ Futures and/or Robinson Metal, Inc. Motion seconded by Supervisor Warpinski. Motion carried unanimously. (See attached Resolution No. 1023 Series of 2006)

11. Adopt Resolution relating to Waiver of Section 33.1103(11)(b) in Connection with an Industrial Development Revenue Bond Financing on Behalf of TPJ Futures, LLC and/or Robinson Metal Inc.

A motion was made by Supervisor Trembl to adopt a resolution relating to Waiver of Section 33.1103(11)(b) in Connection with an Industrial Development Revenue Bond Financing on Behalf of TPJ Futures, LLC and/or Robinson Metal Inc. Motion seconded by Supervisor Vandenack. Motion carried unanimously. (See attached Resolution No. 1023-1 Series of 2006)

12. Conceptual Plan for Retail Complex to be located on the corner of Sand Acres Dr/Quarry Park Dr

Bill Schmook presented a conceptual plan for a Retail Complex to be located on the corner of Sand Acres Dr/Quarry Park Dr. The 18,000 sq. ft. building would include retail space and salon/spa. It is a retail business that fits in the area, Schmook added. A motion was made by Supervisor VanDeHei to approve the conceptual plan for the purpose of moving forward with the rezoning request of the property. Motion seconded by Supervisor Warpinski. Motion carried unanimously.

13. Request to rezone Parcel L-265 from AG to B1 located on the corner of Sand Acres/Quarry Park Dr. to accommodate a retail complex

A motion was made by Supervisor Warpinski to move the request to rezone Parcel L-265 from AG to B1 located on the corner of Sand Acres/Quarry Park Dr. to a public hearing to accommodate a proposed retail complex. Motion seconded by Supervisor Vandenack. Motion carried unanimously.

14. Proposal for Impact Fee Study by McMahon Associates

A motion was made by Supervisor Trembl to approve the proposal for an impact fee study to be performed by McMahon Associates. Motion seconded by Supervisor Warpinski. Motion carried unanimously.

15. Authorize a reduction in letter of credit for Patriot Place 2nd Addition

A motion was made by Supervisor VanDeHei to reduce the letter of credit for Patriot Place 2nd Addition to \$117,300. Motion seconded by Supervisor Vandenack. Discussions: It was mentioned that the gutters in the development need to be cleaned. Motion carried unanimously.

- 16. Memorandum of Agreement with Oneida Tribe of Indians in reference to Short Rd**
On recommendation from the Town Attorney, Chuck Koehler, a land description and title search is needed to determine how to proceed with the agreement with the Oneida Tribe of Indians in reference to Short Rd. A motion was made by Supervisor Vandenack to move forward with the recommendation from Mr. Koehler. Motion seconded by Supervisor VanDeHei. Motion carried unanimously.
- 17. Water/Sewer Utility Update/Greg Little**
Utility Manager Greg Little stated they pumped the wet well twice and are finding rags in the sewer. They are continuing the efforts to determine who is creating the problem.
- 18. Central Brown County Water Authority Update/Randy Trembl**
Supervisor Trembl indicated 374' of the 800' have been trenched under the Fox River. They are only working with one crew. The blasting at the Manitowoc River Crossing is going fine.
- 19. Fire Department Update/Fire Chief Kurt Minten**
Chief Minten stated the department has received their new air packs, positive pressure fan, and thermal imaging camera which were purchased with 2005 grant money.
- 20. Park Update/Adam Gildernick**
Maintenance Operator, Adam Gildernick stated the park shelter/concession stand will be finished in the next couple of weeks. They continue to plant trees at the park. There is some touch up painting to do on the shelter, weather permitting.
- 21. Authorize Change Order #2 on Golden Glow Rd**
Town Engineer, Matt Greely explained there was a change order for the Golden Glow project. The work was done in July-August of 2005. The work consisted of undercutting below the sub-grade in the amount of \$27,449.10. McMahon was present on the project to verify the need of the change order. Timing was an issue, typically the contractor includes the change order with the next payment request however this change was included in a later request for payment. This appears to have been an over-site on the contractor's administrative staff. A motion was made by Supervisor VanDeHei to approve change order #2 for Golden Glow Road project. Motion seconded by Supervisor Vandenack. Motion carried unanimously.
- 22. Authorize Payment Certificate #4 for Golden Glow Rd. in the amount of \$77,162.51**
A motion was made by Supervisor Warpinski to authorize payment certificate #4 for the Golden Glow Road Project in the amount of \$77,162.51. Motion seconded by Supervisor VanDeHei. Motion carried unanimously.
- 23. Authorize Change Order #1 in reference to 2006 Scheuring Rd/Williams Grant/Clem Lane Project**
A motion was made by Supervisor VanDeHei to authorize change order #1 in reference to 2006 Scheuring Rd/Williams Grant/Clem Lane Project. Motion seconded by Supervisor Vandenack. Motion carried unanimously.
- 24. Payment of due invoices and wages**
A motion was made by Supervisor Trembl to approve payment of due invoices and wages. Motion seconded by Supervisor Vandenack. Motion carried unanimously.
- 25. Future Agenda Items**
None
- 26. Public Comments**
A motion was made by Supervisor Trembl to suspend the rules and open the floor for public comments. Motion seconded by Supervisor Vandenack. Motion carried unanimously.

Ralph Staeven, 2418 Williams Grant Drive – stated there is still a problem with the smoke from the wood burner on site at Sharper Edge. He asked what could be done.

Supervisor Warpinski said he was told by the owner of Sharper Edge, the chimney would be extended above the roof line of their building.

Chairman Perock stated he would have someone check in to Mr. Staeven's concerns. A motion was made by Supervisor Warpinski to return to regular session. Motion seconded by Supervisor Treml. Motion carried unanimously.

27. Adjourn

A motion was made by Supervisor VanDeHei to adjourn the meeting. Motion seconded by Supervisor Vandenack. Motion carried unanimously.

Respectfully Submitted,

Judy Benz, Town Clerk

JB/CMA