

Town of Lawrence
Proceedings of Town Board/Utility District Meeting
Town Hall-2595 French Road, De Pere, WI 54115
Monday, November 10, 2008 - 7:00PM

Call to Order

The meeting was called to order by Chairman Tom Perock at 7:00pm.

Roll Call

Present: Tom Perock, Town Chairman John Klasen, Town Supervisor
 Randy Tremml, Town Supervisor Randy Vandenack, Town Supervisor
 Judy Benz, Town Clerk-Treasurer Kenneth VanDeHei, Town Supervisor
Excused: Carrie Murphy-Auguston, Deputy Clerk

Pledge of Allegiance – By all in attendance

1. **Approve minutes from the Town Board Meeting held on October 27, 2008**
Motion was made by Supervisor Tremml to approve the minutes from the town board meeting held on October 27, 2008. Seconded by Supervisor Klasen. Motion carried.

2. **Consideration and Adoption of a Resolution Authorizing Industrial Development Revenue Bonds on behalf of Jones Sign Co., Inc.**
On behalf of Jones Sign Co., Attorney Mike Willis and David Fischer were present to answer questions in regards to the proposed resolution. Supervisor Klasen asked why two different numbers were mentioned in the resolution for the borrowing amount. Mr. Willis explained the initial resolution stated the borrowing would be for not more than \$7,000,000 and the final resolution is in the amount of \$5,250,000. Motion was made by Supervisor VanDeHei to adopt a resolution authorizing Industrial Development Revenue Bond on behalf of Jones Sign Co., Inc in the amount of \$5,250,000. Seconded by Supervisor Klasen. Motion carried unanimously. (See resolution attached.)

3. **Request from Steve Johnson for return of Contractor Deposit**
Steve Johnson was present to request a refund of his \$1000.00 contractor deposit. The deposit was being held per Chairman Perock because Mr. Johnson did not follow the town board exterior requirements for three homes built on Andraya Lane in the Planned Development District. Mr. Johnson stated that he built the homes with exterior materials the same as another site built by the developer and he was never told of the requirements. Mr. Johnson said he realizes the other site has since been changed but the cost for him changing out each site is in excess of one thousand dollars per house. Johnson also stated the documents he received from the building inspector indicate the contractor deposit may be withheld for road damages or damages to other town property but it does not list any withholding of deposit based on covenants. Mr. Johnson said he received an occupancy permit from the building inspector upon completion of the project. Chairman Perock stated he has seen the homes and must admit they do look nice but it is not what the board approved at the time the Planned Development District was approved. Motion was made by Supervisor Tremml to approve the return of the \$1000.00 contractor deposit. Seconded by Supervisor Klasen. Discussion included the covenant violation will be handled at a future meeting. Motion carried.

4. **Authorize Participation in Collaboration of Fire and Emergency Services through the Ritter Forum on Public Policy Organization**
Fire chief, Kurt Minten, explained the Ritter Forum is a form of the Chamber of Commerce and consists of a group of fire Chiefs and municipal officials that are researching a variety of concepts to benefit the various communities on efficiency, effectiveness and savings. The participation in the public policy program indicates the town is willing to participate in the exploring and planning of functional collaboration of fire and emergency services such as buying equipment and supplies under a group program. The authorization does not provide a formal commitment at this time. Motion was made by Supervisor Tremml to authorize participation. Seconded by Supervisor Vandenack. Motion carried unanimously.

5. **Proposal for 2009 from McMahon Associates on Managing Wetlands and Prairies at Business Park and Carpenter Crossing Storm Water Detention Ponds**
Motion was made by Supervisor VanDeHei to table this issue until further information is made available. Seconded by Supervisor Klasen. Motion carried.
6. **Central Brown County Water Authority**
Supervisor Treml informed the Board the Central Brown County Water Authority is planning a law suit against CTE for the design of the pipeline from Manitowoc to Brown County. Mr. Treml assured the Board the pipeline is safe but there are some concerns on the inspections. In the event any one has any questions on the lawsuit, they should be referred to Dave Vaclavik at Central Brown County Water Authority.
7. **YTD Revenue and Expense Report to Budget**
Informational only. No discussion.
8. **YTD Building Permit Report**
Informational only. The report indicated only two occupancy reports have been turned in to the town office out of 29 single family homes permitted this year to date. Chairman Perock stated he would contact the building inspector for an explanation.
9. **YTD Water and Sewer Usage Report**
Informational only. Greg Little commented that the lift station on Grant Street has been abandoned and all flowage is now gravity fed to the Green Bay Metropolitan Sewerage District.
10. **Review of Draft Proposed 2009 Town Budget**
Supervisor Treml and Clerk Judy Benz discussed the proposed 2009 budget. Mr. Treml explained the police budget and the reasons for the increase. The clerk asked the Board for any additions, deletions or changes to be forwarded as soon as possible because the budget hearing is scheduled for the next meeting. No action.
11. **Water/Sewer Utility Update/Greg Little**
Mr. Little stated the Tower is behind schedule due to some on going communications with the FAA and the Brown County Airport in reference to the location of the Water Tower. Chairman Perock explained the Town received a letter from the Airport Director, Tom Miller, several months ago stating that the location of the tower would be fine if a letter of No Hazard was obtained by the FAA. The placement and height restrictions for the tower did not meet the criteria for a review from the FAA but McMahon sent it in anyway as a courtesy. The Town has recently received a letter from the FAA indicating the tower height and location was a "Hazard" for instrumental landing. After asking Congressman Steve Kagan and State Representative Tom Nelson for some assistance on this matter, the FAA has since rescinded its "Hazard" recommendation and has provided a Letter of No Hazard. Mr. Miller has stated that he still recognizes a Hazard and is positioned to object to the tower location. Chairman Perock stated the Town is required to obtain a height permit from the County before moving forward. Supervisor Treml asked if the soil still needed to be excavated and compacted. Mr. Little said that still is required but has not been done.

Mr. Little stated the abandonment of the lift station and the additional costs to the Green Bay Metropolitan Sewerage District for the Ashwaubenon Interceptor will require a review of the sewer rates. Mr. Little said he will have a better idea after going over the year end costs and assisting with the 2009 budget.
12. **Fire Department Update/Fire Chief Kurt Minten**
Fire Chief, Kurt Minten, stated the department responded to a grass fire on Lost Dauphin last week and it was only several feet from the house. The owner had a fire in a pit below the hill and thought it was no longer burning but the wind kicked it up and it spread quite fast. Burned a wood pile and thanks to a passer-by ,who happen to be a Fireman, we were called out.
13. **Park Update**
None

14. **Payment of due invoices and wages**

Motion was made by Supervisor Treml to pay due invoices and wages. Seconded by Supervisor VanDeHei. Motion carried.

15. **Future Agenda Items**

Homes on Andraya Lane/Contractor Steve Johnson
Out side storage on Schoessel Steel Property on French Road
Canopy Lights at Freedom Road BP

16. **Public Comments**

Motion was made by Supervisor Treml to suspend the rules and open the floor for public comments. Seconded by Supervisor Klasen. Motion carried.

Larry Boldt asked about Bill Hopf's building on French Road not having the appropriate exterior. Chairman Perock stated that the building is now in compliance because the board added the product to the site review ordinance.

With no further comments, a motion was made by Supervisor Treml to return to regular session. Seconded by Supervisor Klasen. Motion carried.

17. **Adjourn**

Motion was made by Supervisor VanDeHei to adjourn the meeting. Seconded by Supervisor Vandenack. Motion carried. The meeting adjourned at 8:20PM.

Respectfully Submitted

Judy Benz , Town Clerk