

TOWN OF IXONIA MONTHLY TOWN BOARD MINUTES

October 14, 2013

TIME & PLACE: The regular Town Board Meeting of the Town of Ixonia was called to order by Chairman Perry Goetsch at 7:00 P.M. at the Town Hall located at W1195 Marietta Avenue pursuant to notice requirements of Wisconsin State Statute 19.84 Public Notice.

ATTENDANCE: Present with Chairman Perry Goetsch was Supervisors Carl Jaeger, Brian Derge, Jeff Taylor, Kitty Krueger, Clerk Donna Hann and Atty. Stan Riffle. Also, in attendance were about 11 citizens.

ITEM #3: PLEDGE OF ALLEGIANCE

ITEM #4: APPROVAL OF MINUTES – Carl Jaeger made a motion to approve the minutes as presented, seconded by Brian Derge. Motion carried.

ITEM #5: REVIEW AND POSSIBLE APPROVAL OF TREASURER REPORTS FOR:

- A) Town of Ixonia
- B) Utility District #1
- C) Utility District #2

Brian Derge made a motion to approve the treasurer's reports, seconded by Carl Jaeger. Motion carried and placed on file subject to audit.

ITEM #6: COUNTY SHERIFF'S REPORT AND/OR COUNTY SUPERVISOR'S REPORT - No County Sheriff or County Supervisor were present

ITEM #7: PLANNING COMMISSION

- A) Roger and Denise Rothschadl, Parcel #012-0816-1823-002. Petitioner Seeks A Conditional Use For a Kennel For Up To 5 Dogs. The Property is located at N8708 Overland Drive, Ixonia and is 12.041 acres. It is Currently Zoned A-1 Exclusive Agricultural. Denise Rothschadl currently has 5 dogs and was informed that the Town of Ixonia only allows residents to own 4 dogs. She is applying for the kennel license so she can keep the 5th dog. The dogs are solely for personal use, she is not a breeder, puppy mill or plan on boarding other dogs. There are currently 5 residents on Hustisford Road that are apposed to the kennel license. The Planning Commission at its last regular meeting denied approval of the kennel license. Bark collars have been purchased and are placed on the dogs while the owners are away. Neighbors were told to contact Denise with any complaints of which she has not received any thus far. The Town Board members were all previously invited out to the Rothschadl's to observe the dogs. Lou Warpinski of N8641 Hustisford Road acted as the spokesperson for the group apposed to the kennel license. She presented the Board with a petition signed by residents on Hustisford Road and Majesta Court. There are 5 residents on Hustisford Road and 3 in Majesta Court that are affected by the barking. These residents feel that granting a kennel license will not help the continuous barking issue and that residents do not need to have more than 4 dogs. Arthur Ritschke of N8732 Overland Drive spoke in favor of granting the kennel license. He is Denise Rothschadl's closest neighbor and does not have an issue with her dogs barking. Gretchen Grosenick of N8819 Overland Drive who is at home all day stated she has no complaints about the dogs barking. Candy Koffman of N8725 Hustisford Road runs a business from an upstairs office in her home and feels that the barking has not been as bad this year as in the past but feels that is because of the bark collars. When the dogs are barking it echoes towards her residence. She feels that if the kennel license is granted the bark collars will no longer be used and the barking will become worse again. She also feels that no one should be allowed to go beyond the 4 dog limit. The sounding of the barking is worse in the fall when the leaves are off the trees and Denise's dogs barking cause other dogs to bark. Robert Thrams of N8725 Hustisford Road has an engineering degree and feels that there is a mega phone affect involved with the barking because of the lay of the land. If the kennel license is granted the Rothschadl's would not be allowed to have more than 5 dogs and would have to go through the process of applying for a conditional use permit to have more than 5 dogs. Supervisor, Kitty Krueger stated that she drove by the residence several times and never heard the dogs barking. Carl Jaeger also visited the residence several times and never heard the dogs barking. He also talked to a resident walking on the road who stated he had never heard the dogs barking. Jeff Taylor stated that he visited the residence and the dogs in the house barked when he knocked on the door. Brian Derge also went to the residence. He walked up the driveway and heard no barking until the dogs in the house spotted him. Denise agreed to continue using the bark collars and if she receives complaints the dogs can be locked inside a building connected to the kennel. Attorney Stan Riffle advised the Board that this is a request for a conditional use permit and can have reasonable conditions placed on it that can be recommended to Jefferson County. Carl Jaeger stated that he couldn't see how having 5 dogs versus 4 would make much difference as far as the barking and if the conditions of the permit are not met the permit can be pulled. Carl Jaeger stated that if the permit is not granted the Town has no control over the matter. If the permit is issued conditions can be placed on the owner and enforced by the Board. Brian Derge also stated that granting the permit would be in the favor of the neighbors because the bark collars would need to be on when no one is home and she could have no more than 5 dogs. Carl Jaeger made a motion to approve the permit for 5 dogs with the condition that bark collars are on when no one is home and if complaints are received the Board can rescind the permit. Seconded by Kitty Krueger. The motion passed 3-2.

ITEM #8: UTILILTY DISTRICT #1 AND UTILITY DISTRICT #2

- A) Review and Possible Action on Approval, Including Award Of the Industrial Drive Force Main Relocation Project Bids. At the Board Meeting last month a bid of \$102,400 was received from Forest Landscaping and Construction

out of Lake Mills. At that time the Board took no action based on finding the exact location of the force main. The location of the force main has now been determined and green flags have been placed to mark it. October 1, 2013 a site meeting was held between G&V, R.A. Smith and Utility #1 to establish the placement of 4 support piers for G&V's addition. At this point the bid received from Forest Landscaping can be accepted or rejected and bid again in the spring with hopes of a lower bid. Brian Derge feels that by accepting the bid the Town and G&V are rushing things. There is a risk of not being able to complete the project before the weather gets too cold. Perry Goetsch made a motion to reject the bids for the force main relocation project and appoint Brian Derge to work with G&V, R.A. Smith and Stan Riffle to bring back an agreement to the Board. Seconded by Carl Jaeger. Motion carried.

- B) Review and Possible Action Relating to Force Main on the G&V Properties – Attorney Stan Riffle advised the Board to put in writing the original verbal agreement between G&V and the Town of Ixonia stating that the Town would pay \$20,000 toward moving the force main and G&V would be responsible for the balance. A letter of credit should be obtained from G&V. Chris Griswold of G&V feels that because the bid is now around \$100,000 instead of \$40,000 the Town should be responsible for more than \$20,000. Based on the engineering costs and how plans have changed Chris feels that G&V should only be responsible for \$20,000 and the Town should be responsible for the balance. Attorney Riffle stated that he would like to have a meeting with Brian Derge, G&V and R.A. Smith to discuss options to be brought back in front of the Board. Brian Derge stated that the force main should have never been put where it was and because of the higher cost of the project \$20,000 from the Town doesn't seem like enough. The Board wants to work with G&V to come up with an agreement.
- C) Review and Possible Action Replacing Impeller & Pumps At Division Street Lift Station – A quote was received from Xylem for the purchase of 2 impellers and pumps at the Division Street Lift Station. Brian Genz informed the Board that in the past 2 new impellers and pumps are purchased every 20 years. Brandon Foss of R.A. Smith is recommending that one new impeller and pump be purchased every 10 years with the old one being used as back up to cut down the risk of both impellers and pumps going bad at the same time. Brian Genz agreed with this recommendation and asked the Board for approval. Brian Derge made a motion to approve the purchase of one impeller and one pump. Seconded by Carl Jaeger. Motion carried.
- D) Review and Possible Action on Accessing Late Fees for Non Payment – Attorney Stan Riffle recommended including this in the new utility ordinance currently being worked on. Donna would like to see this done in time to begin charging late fees in January 2014.
- E) Utility Report – Perry Goetsch asked about the results of sand replacement. Brian Genz stated that the organic material seems to be breaking down but the nonorganic matter is clogging the sand. He is going to be cultivating deeper and will know more in spring. Limits at the plant are good. Two months ago the plant had an ammonia violation. In the past test stripping of ammonia was not done, samples were sent to the lab with results sent back in a week. Test stripping gives more immediate results so limits can be better controlled. The new valve and piping are ordered and installation will take place the end of October beginning of November. Generator contracts have been received and given to Stan for review.

ITEM #9: HIGHWAY DEPARTMENT

- A) Review and Possible Action on Final Payment to Wolf Paving for Contracted Road Work – Dennis Lillge is recommending the Board approve the final payment of \$8014.08 to Wolf Paving for completed road work. Carl Jaeger made a motion to approve the final payment to Wolf Paving. Seconded by Brian Derge. Motion carried.
- B) Review and Possible Action on Purchase of Skid Loader – Dennis Lillge received a quote from Bobcat Plus for a T750 Bobcat Compact Track Loader for \$49,132 less a trade in of \$16,000 for a final cost of \$33,132. Bobcat offers the largest municipal discount. Dennis is recommending the Board approve the purchase of this Bobcat. Carl Jaeger made a motion to approve the purchase of the new skid loader. Brian Derge seconded the motion. Motion carried.
- C) Review and Possible Action on Borrowing Money for Skid Loader Purchase – Both Ixonia Bank and First Bank of Oconomowoc will borrow the Town whatever is needed at 3% interest. Brian Derge made a motion to borrow the money for the new skid loader from Ixonia Bank in the amount of \$33,132 for a one year period. Jeff Taylor abstained from voting. Carl Jaeger seconded the motion. Motion carried.
- D) Hwy Report - Dennis Lillge stated that it would be 4-5 weeks for delivery of the new skid loader.

ITEM #10: DISCUSSION ON TAX BILL INSERT – Donna Hann has changed the format of the tax insert and is asking for any input from the Board.

ITEM #11: REVIEW AND POSSIBLE ACTION TO APPROVE IXONIA CONCORD EXPLORERS SNOWMOBILE CLUB TO STAKE TRAIL ALONG DITCH LINE IN FIREMANS PARK – Donna Hann is recommending approval pending proof of liability insurance. Carl Jaeger made a motion to approve the request pending proof of liability insurance. Seconded by Brian Derge. Motion carried.

ITEM #12: SET DATES – October 16, 2013 Budget Meeting at 7:00 P.M.; October 22, 2013 Park & Rec Meeting @ 7:00 P.M.; November 11, 2013 Town Board Meeting @ 7:00 P.M.

ITEM #13: REVIEW DEPARTMENT BUDGETS

- A) Ixonia Volunteer Fire Department – Dave Schilling presented the 2014 Budget for the Ixonia Fire/EMS
- B) Transfer Site – Vic Karaliunas presented the 2014 Budget for the Ixonia Transfer Site.

ITEM #14: ADJOURN – Brian Derge made a motion to adjourn. Seconded by Kitty Krueger. Motion carried.

Chairman, Perry Goetsch

Supervisor, Jeff Taylor

Supervisor, Kitty Krueger

Supervisor, Brian Derge

Supervisor, Carl Jaeger

Clerk, Donna Hann