

Town of Herman
Town Board Meeting
Minutes

September 4, 2019

The Town Board meeting was called to order at 7:00 PM by Chairman Sixel.

MEMBERS PRESENT: Chairman Jeff Sixel and Supervisors Jim Raquet and Carl Maeuser

ALSO PRESENT: Clerk Kathy Koeser, Treasurer/Deputy Clerk George Marthenze, Constable Dennis Grunewald, and guests Burt Vanderhoof, Edgar Karsteadt, Kendra Kelling, Connie Dirks, Brendan Bieber, Thomas Siegert

The meeting was posted in compliance with the Open Meetings Law, September 3, 2019 at 9:00 AM

The minutes of the August 7, 2019 meeting were approved as submitted.

Treasurer's Report: Given by Treasurer Marthenze and was approved with the following balances:

Money Market	\$144,383.93
Checking	\$250.00
Petty Cash	<u>\$100.00</u>
Total Funds in All Accounts	\$144,733.93

Clerk's Report - Correspondence received: Miscellaneous correspondence reviewed by the Board. Correspondence to be filed and no further action required.

Public Input: A statement was read by Brendan Bieber regarding covenants restricting development of the Bitter property off Bittersweet Road currently owned by Chris Schramm. Per Mr. Bieber the covenants restrict development of the parcel for a 30-year period to expire 2026. Bittersweet Road residents have an issue with division of Bitter parcel. Mr. Bieber stated that Mr. Schramm was aware of the covenants originally drafted by the Bitters. Mr. Bieber also stated he was disappointed by the town supervisors' action to allow the split by approving the Schramm Certified Survey Map.

The Town Board was unaware of the restrictive covenants and responded by stating it is not the responsibility of the Town Board to consider covenants and restrictions running with the land, recorded or not, when approving a split by CSM. It is up to the landowner(s) to be mindful of and abide by any covenants and restrictions running with their land.

Discussion / Action Items

- **Marvin W. & Lavern F. Siegert Revocable Trust CSM.** Motion Raquet/Maeuser and carried to approve Certified Survey Map for a parcel owned by the Marvin W. and Lavern F. Siegert Trust at N W2846/W2860 County Road A.
- **Sheboygan County Collaborative Phragmites Control Project.** Motion Raquet/Maeuser and carried to partner with Lakeshore Natural Resource Partnership (LNRP) to provide information to Town Residents on how to control Phragmites on their property. Kendra Kelling, Director of Projects and Programming for LNRP, and Melissa Curran, Environmental Scientist for Stantec Consulting Services, stated LNRP received EPA funding to control this invasive species. The Town has been asked to send an informational letter and a permission form to Town Residents who currently have Phragmites on their property. The permission form would allow free treatment of the Phragmites. The Program will be funded over a three (3) year period with an expected 95% kill in year one and two (2) years of follow-up to totally eradicate. LNRP is working with private landowners and the DOT to include comprehensive coverage. The LNRP is also building a long-term program privately funded to continue its fight against this invasive species.
- **HGFD First Responder Contract.** The Howards Grove Fire Department Inc. First Responder Contract with the Town of Herman was reviewed. Action on the contract was tabled to discussed at the budget meeting in October. It was noted that HG fire services and first responder services should show as two separate line items on the preliminary budget.

- **Application for Operator's License.** Motion Sixel/Maeuser and carried to approve the Operator's Licenses for Dawn Grohskopf, Anne Heim, Ann Herzog, Darcy Mueller, Tamara Mueller, Sarah M. Pennings and Cindy L. Vogel to be issued after fully completed applications are received.
- **Driveway Ordinance.** Motion Sixel/Raquet and carried to approve Ordinance No. 2019-03 amending the Town of Herman Code of Ordinances regarding driveway/shared driveways.
- **Recycling Center Lawn Mower.** The necessity to replace the Recycling Center lawn mowing equipment was discussed. Chairman Sixel priced a John Deere zero-turn mower at Weiss Implement Inc. to replace the current rider. The zero-turn Z540 M with a 54" deck would cut mowing time by 1/3. List price of \$4,799 would be less with a municipal government discounted of 10%, a minimum trade credit of \$500 and would be tax exempt. It was noted that the County will smooth the unevenness of the hill caused by the bridge replacement. Motion Raquet/Maeuser an carried to approve purchase of a John Deere Z540 M Zero Turn mower and 54' mower deck from Weiss Implement, Inc.
- **County Line Bridge Bill.** Action on bill received from the Town of Meeme for the additional County Line Bridge costs table to allow review of the agreement between TOH and TOM.

Chairman's Report: Resurfacing of Garton Road billed at \$120,174, nearly \$32,000 less than the estimate of \$151,966. Surfacing the Recycling Center lot billed at \$14,857, came in nearly \$2,500 less than the estimate of \$17,346, but the cost of the culvert brings the cost close to the estimated amount.

■ *No Outlet* sign for Country Lane will be ordered by the Town but will be paid for and put up by the Country Lane residents. Clerk to watch for charge on County Highway Services statement. ■ There is a large pothole on Playbird and Bridgewood. Fill is needed. Another patch on Playbird is needed like the 100' patch previously done. It is planned to complete resurfacing of Garton Road in 2020, and then resurface Bridgewood Road in 2021, unless tax levy increase is approved, then Bridgewood Road could be resurfaced in 2020. Franklin and Orchard roads would follow Bridgewood. ■ There appears to be a hole in the road above the culvert on Belgium Road near the Gannigan farm. The culvert is 8 to 10 feet deep. Per County Highway inspection, the bottom of culvert is rotted out. Directly under the culvert is a 10-inch tile, 3 feet under the culvert. The hole could be a tile issue affecting the culvert. May need to replace culvert and possibly repair the tile with PVC pipe. Gannigan would pay for tile repair and the Town would be responsible for replacement of the culvert. If it can be done this year it will be done. ■ County has started cutting ditches for the fall. ■ Chairman Sixel will be gone for the October 2nd Town Board Meeting.

Supervisors' Report: A call was received from Realtor Joe Coady regarding an issue with the old meat market property in Ada. Butcher shop was illegally converted to a residence. Setbacks are OK. Town is not involved with the sale. Per Mr. Coady, the property description will include wording that the building is not a legal residence and can be used for storage or as a workshop. All structures are purportedly within the surveyed parcel. Sewer is illegal in that the property sewer was hooked up to the main sewer system when the road was open without approval or permit. \$165,000 estimated asking price. The Town has no jurisdiction on the sale.

Constables Report: Nothing new. Tree covering Franklin Road stop sign was removed by County.

Building and Zoning Administrator's Report: 3 permits: Ardell for structure; Fintelman, electrical; Joyal, cabinets. Letter regarding citation for improvements to me mailed to Allen Dirks for property/farmhouse on County Road A.

Recycling Center Report: All is going well. New requirement to go bagless for all recycled items will be enforced beginning January 1, 2020. Residents seem to be receptive to this change. Pat will request Advanced Disposal provide a short side 30-yard dumpster for ease of emptying bins. ■ Two new teen employees are to are being hired to replace two teens leaving for school.

Motion Raquet/Maeuser and carried to adjourn. The meeting was adjourned at 8:44 PM.

Kathleen Koeser, Clerk