

**TOWN OF RHINE
BOARD OF SUPERVISORS
MONTHLY MEETING MINUTES
Tuesday, November 7, 2017 – 6:30 P.M.**

GENERAL MEETING CALL TO ORDER:

The meeting of the Town of Rhine Board of Supervisors was called to order by Chairman Ron Platz at 6:31 p.m. on Tuesday, November 7, 2017 in the Town of Rhine Hall, W5250 CTH FF, Elkhart Lake, WI.

PRESENT:

Chairman: Ron Platz 1st Supervisor: Allen Feld
3rd Supervisor: Todd Purkey
4th Supervisor: Frank Zimmermann Clerk/Treasurer: Lexann Hoogstra

PROCEEDINGS:

1. **Compliance with Open Meeting Law:** Posted November 1, 2017.
2. **Pledge Of Allegiance:**
3. **Approve minutes of Tuesday, October 3, 2017:** Motion to approve as presented by Zimmermann. 2nd by Feld. No discussion. No nay votes.
4. **Treasurer's/Finance Committee Report: Read into record**
5. **Building Permits for October: Read into record**
6. **Public Comments:**

Paul Booher: Booher mentioned the planning commission had wanted to limit the hours of operation on Saturday for the proposed CUP, and he did not feel it was necessary to limit Crystal Lake's operation hours on Saturday.

He also mentioned the Trakside Townhome program that is under consideration. They have asked the Town of Plymouth to rezone to R3. Later in the request from Plymouth they also asked for 11 stand alone duplex condos. He feels this should be a joint decision between the planning commissions of both Rhine and Plymouth. Some of the buildings are half way in each town. The Town of Rhine currently has no zoning for condominium units. He feels it would be beneficial for the towns to work jointly. Also, in order to hook into sewers, the applicant would need to go to LEL Rehab District. Also, the applicant has not yet applied with Sheboygan County Planner for their approval. Mr. Booher has several questions for the developer. He would like to see the project done in an orderly manner.

Platz explained that the applicant came to the Town Board a few months ago and asked for permission to present their case. Either Town Board could approve or turn down the application. He has asked for a planning commission meeting. Platz told him to apply with the Town of Plymouth first as the majority of the land is in the Town of Plymouth. He will take Booher's comments under advisement.

There were no other public comments.

7. Discuss and possibly act on:

Address CUP application from Crystal Lake Crushed Stone, Tom Werner, General Manager: Vinton Construction had a temporary batch operation with them at an earlier date. This operation is a bit different from Vinton's. This plant will deliver material in the cement truck and mixed on the way to the job sites. This operation has a smaller footprint. It is for ongoing customer demand, not just one project.

Feld mentioned that this is very similar to the CUP issued 2 years ago. Zimmermann commented about operating hours on Saturday. He asked if Crystal Lake had a problem with the suggested 2:00 pm closing time by the Planning Commission. Dave Urban of MCC, general manager, replied that closing at 2:00 p.m. on Saturday is not an issue. They like to work ½ day Saturdays when possible so their drivers can have family time. The plant would be located at the center of the pit, which reduces noise. If they need to work later, they can call the town supervisors for permission.

Platz mentioned that he has never heard a complaint about Crystal Lake Crushed Stone. Zimmermann commented that in the past Tom Werner has been very good to work with.

Purkey does not feel there would be any problems with this application.

Roll call vote: Zimmerman - yes. Purkey - yes. Feld - yes. Chairman Platz - yes. No nays.
NOTE: Jon Rost not present.

ACTION on hiring new deputy clerk, Catherine Loeffler: Platz explained that two highly qualified applicants were interviewed, and Catherine was hired. Her background check came back fine.

Zimmermann made a motion to hire Catherine Loeffler as the Deputy Clerk. 2nd by Feld. All in favor, no nay votes.

Vote to approve the tax levy increase by the allowable amount from Section C, line 8 of the Municipal Tax Levy Worksheet in the amount of \$4,670.00: Motion to raise the tax levy by the allowable amount was made by Zimmermann. 2nd by Feld. No discussion. All in favor. Passed with majority vote.

Discuss and possibly act on large stone sign that is in the right of way (Louis Prange). There was no building permit acquired. Some of the board members met with Prange earlier today. (Al and Frank) Feld reported what happened at that meeting: They met at 12:08 and held a discussion regarding the centerline and setbacks requirements according to town ordinances. The right of way is a state statute. Setback requirements refer to town

ordinances. They discussed the areas which are not in compliance. A building permit was not obtained, and the sign does not meet or right of way requirements. There was a discussion on possibilities of how to solve the situation. The sign is a large stone slab. It could be moved further back from the road. Feld said it can't remain in the right of way. Mr. Prange asked for suggestions on how to solve this.

Platz expressed that the right of way is clear and there is no leeway. Prange could go to the BOA for a variance for the town's ordinance. He could work with the building inspector to be in compliance as well.

He said the Board could make any decision it wanted to. Platz expressed again that the sign, as is, does not meet several town ordinances. Prange then asked for clarification on what the town expects him to do. He recognizes that the Town Board is just doing its job. He had comments about the center line versus center of road. If it has to be rectified by moving the sign, he will take care of it. He can only pull the stonework back about 4 ft. 6 inches, which does not make it in compliance. The culvert was put in correctly, but he was not aware of everything he needed to do to put up the sign correctly.

Platz indicated that the original complaint was received from a county highway supervisor. Prange suggests that the ordinance be changed. He also mentioned that there are at least 6 other signs on Garton Rd. that violate that ordinance. He feels the county itself is in violation on one sign. He feels there needs to be more consistency in how the signs are regulated.

The sign is set in concrete, 4 feet in depth. He will need an excavator to move it. Zimmermann commented that winter would be here soon; the ground will probably be frozen within 60 days. Mr. Prange will look into obtaining an excavator to move it. The Town will work with him on it and leave it at that. The Board requests that he keep them informed on the status of this.

8. **Chairman's information report:** Platz mentioned the town is getting a lot of calls about baiting deer and shooting within the town. He explained that the county and/or DNR regulates this. The town does not have any restrictions on this.

Tom Werner: asked about the effective date of the CUP. Could the starting date be amended to Jan 1, 2018. Motion by Zimmermann to amend the terms of the CUP to allow them a starting date of Jan 1, 2018. 2nd by Feld. All in favor. No nay votes.

9. **Subcommittees:**

Roads: Frank had a phone call from someone about the road work on Snake Road. Grass cutting is done. Signs will be put up. If they don't meet state specifications regarding reflectivity, etc. they will be replaced. A sign at the end of LEL Rd and KeyStone was stolen. There have been several signs stolen over the years. Cost to replace a sign is approximately \$200.00.

Collection site: Feld stated the drop off site is running well. Residents are trying to knock down their larger items, which is helping with costs. There is a tentative plan to burn the brush pile after deer hunting.

10. **Vouchers:** A motion to approve the vouchers as presented was made by Zimmermann. 2nd by Feld. All in favor.

11. **CLOSED SESSION:** A motion to move into closed session to discuss salaries was made at 7:17 by Zimmermann. 2nd by Feld. All in favor. Recorder was turned off.

12. **Board came out of closed session at 7:31.** Recorder was turned back on. There was a brief discussion and voting on raising salaries.

Collection site employees:

A motion to raise the pay for all collection site employees by \$1.0 per hour was made by Zimmermann. 2nd by Feld. Roll call vote resulted with all supervisors voting in favor of this. No nays.

Custodian yard keeper, Don Ruh: A motion to raise Don Ruh's pay by \$1.00 per hour was made by Feld. 2nd by Zimmermann. Roll call vote: All in favor; no nays.

A motion to raise the pay of **Gerald Kulow** (cemeteries) by \$1,00 per hour was made by Feld. 2nd by Zimmermann. Roll call vote: All in favor; no nays.

Kay Pauly: A motion to compensate Kay Pauly at the level of \$25.00 per hour while training the new Deputy Clerk, with the understanding that this is for hours in office only, was made by Feld. 2nd by Zimmermann. Roll call vote: All in favor; no nays..

All of these changes will begin on January 1, 2018.

Deputy Clerk of Town of Rhine: There was a proposal to increase the pay ranges from \$14 to \$19 per hour as a starting range for this position. A motion to approve this was made by Feld. 2nd by Zimmermann. Roll call vote: All in favor; no nays.

Catherine Loeffler: A motion was made by Platz to increase Catherine Loeffler's pay to \$14.00 per hour at the beginning of the new year, and to make it retroactive, make hers retroactive at the first of the year.. 2nd by Zimmermann. Roll call vote: All in favor; no nays.

Pay range for Clerk / Treasurer: A motion to change the starting pay range for the position of Clerk/Treasurer to \$25,000 to \$32,000 per year was made by Feld. 2nd by Zimmermann. Roll call vote: All in favor; no nays.

13. **Next meeting:** November 15 at 7 pm for the town's annual meeting.

14. **Motion to adjourn:** Feld made a motion to adjourn at 7:39 p.m. 2nd by Zimmermann. All in favor. No nays.

APPROVED