

**TOWN OF MILTON**

**MEETING MINUTES**

**2008**

**TOWN OF MILTON**  
**TOWN BOARD MEETING**

**January 16, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:32 p.m. with all board members present. Also present were twelve community members.

**Public Input Requests:** Christie/Dan Foley, Jim Miller, Dick Gordon, David Herzberg, Brian Killian, Jackie Killian, Rich Bagniewski requested to speak for public input.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Eugene Bagniewski, Jr. and seconded by Supervisor Rodney Bagniewski, Jr. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the December 19, 2007 monthly meeting prior to the meeting. Supervisor Rodney Bagniewski moved to approve the minutes with a second from Supervisor Eugene Bagniewski, Jr. (motion passed).

**Roadwork:** We have to close Lover's Lane for the winter if we do not plow the road due to the bridge. Supervisor Rodney Bagniewski moved to close Lover's Lane for the winter and Supervisor Eugene Bagniewski, Jr. seconded the motion.

**Public Input:**

- **Dan Foley:** Mr. Foley had an issue with his assessment. He states that the assessor left one note and they did not connect again. The assessor did not go through their house and their house is overvalued. Chairperson Haeuser stated that it is now too late to change the assessment for this year but the assessor said that there was a way to go through the state which would be a lot of paperwork. Otherwise, the assessor could lower the taxes for next year and they'd pay taxes to make up the difference for what they overpaid this year. Then, the following year, it would be increased to what it should be. The assessor is going to contact Chairperson Haeuser and the Foleys to do a reassessment at the end of January.
- **Jim Miller:** Mr. Miller feels that his property was overvalued, too. His taxes went from \$2,090 to \$2,830 this year. He feels his situation is the same as Dan Foley's. Chairperson Haeuser stated that there are two factors at work (1) a reassessment of the township and (2) the township share of the taxes is minimal. Mr. Miller says that he takes care of his place and he could not sell his house today for what he paid for it. Chairperson Haeuser asked how long he thought his house would be on the market at \$180,000.00 and Mr. Miller stated that was not a fair question. Chairperson Haeuser stated that he has to come to the Board of Review to contest his taxes and talk to the assessor. Mr. Miller feels that there needs to be a way to cut spending. Clerk Engel stated that the Town tax levy is among the lowest in the state. Chairperson Haeuser invited Mr. Miller to run for office.
- **David Herzberg:** He says he has a family farm and feels that the amount of his taxes won't allow him to pass it to the next generation. Mr. Herzberg asks when taxes are going to end and feels that he is wasting his time at this meeting because we can't do anything. The Board responded by stating that our portion of the taxes is small and that, as a Town Board, there is nothing we can do to affect that portion of the taxes out of his control. Chairperson Haeuser stated that, insofar as farms are concerned, it is the new houses that is getting hit. He invited Mr. Herzberg to run for office too.
- **Dick Gordon:** Mr. Gordon wanted to know if the township could get involved with Fountain City railroad to eliminate the train whistle. Chairperson Haeuser appointed Mr. Gordon as the head of the Train Whistle Committee and directed him to take two other people with him to meetings on the issue

in Fountain City. Mr. Gordon accepted the appointment and agreed to come back to the meeting to report his findings.

- **Snowplowing/Road Maintenance:** Mr. Gordon also has a concern about his plowing in that he wants his road plowed an additional foot. Paul Duellman stated that he could certainly do that. Jackie Killian expressed concern that people have noticed the plowers stopping and talking with neighbors, etc. for extended periods of time when they are supposed to be plowing. She did not realize that it was billed by the hour. Paul Duellman stated that he is open to come and ride along with them on the plowing. He also states that he is not billing for the time that he is not working. David Herzberg expressed concerns about cornstalks on his roadway and other road maintenance issues. Paul Duellman invited him to ride along with him on his route, but Mr. Herzberg stated that he could not do so because of his cows and felt that it was the Board's responsibility to take over milking for him so he could ride along. Rodney Bagniewski stated that if there is a complaint with the roads, they should call the Duellmans. Rich Bagniewski felt it was not a good idea to cut weeds in November and was not a good use of funds. Chairperson Haeuser states that he takes full responsibility for that issue because he did not tell the Duellmans to take care of the weeds.

**Adjournment:** Motion to adjourn by Supervisor Rodney Bagniewski; second by Supervisor Eugene Bagniewski, Jr.. (motion passed).

Meeting adjourned 8:39 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**

**February 20, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were thirteen community members.

**Public Input Requests:** Gerald Gore requested to speak for public input. He remains concerned about the mess in the park and feels that not enough is being done about the situation by the County. He has gone to the Public Health Dept and they are not able to help, but believes the State may be able to help. The DNR may also be investigating. Chairperson Haeuser indicated that he spoke to the involved residents about the situation and the cars were removed and the boat will be gone in the Spring. He expressed concern about passing an ordinance regarding this because it would have far-reaching effects. He indicated that this matter will be placed on the agenda for the March meeting, at which times options will be presented.

**Train Whistle Committee:** Dick Gordon reported on the progress of the train whistle committee. He has formed a three member committee and has discussed the matter with Fountain City Mayor, Carl Brommerich. Mayor Brommerich told him that he has a lot of documentation on this that he would be willing to provide to the Township, upon the Township's request. Mr. Gordon also learned that the railroad would conduct a feasibility study at the Township's request. He has found out that other City's have been able to get some restrictions on the hours during which the horns can be blown and believes this might be a reasonable alternate. Chairperson Haeuser indicated that he would contact Mayor Brommerich and request the information.

**Other – snowplowing:** Dick Gordon remains concerned about the snowplowing done near his home and requests that Paul Duellman come and view the situation

**Bills:** Bills were presented. Motion to pay bills by Supervisor Rodney Bagniewski and seconded by Supervisor Eugene Bagniewski, Jr. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the January 16, 2008 monthly meeting prior to the meeting. Supervisor Eugene Bagniewski, Jr. moved to approve the minutes with a second from Supervisor Rodney Bagniewski. (motion passed).

**Roadwork:** We received the road rating report and the bridge report. Chairperson Haeuser informed Paul Duellman of what needed to be done with the bridges

**Computer:** The treasurer's computer is malfunctioning and the County recommended that it be replaced before the next tax season. Supervisor Eugene Bagniewski, Jr. moved to spend up to \$500 for a replacement computer and Supervisor Rodney Bagniewski seconded the motion.

**Adjournment:** Motion to adjourn by Supervisor Rodney Bagniewski; second by Supervisor Eugene Bagniewski, Jr.. (motion passed).

Meeting adjourned 8:00 p.m.

Submitted by Kalene Engel, Town Clerk

TOWN OF MILTONTOWN BOARD MEETINGMarch 19, 2008

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:34 p.m. with all board members present, except Supervisor Rodney Bagniewski. Also present were five community members.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Eugene Bagniewski, Jr. with a second by Chairperson Haeuser (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the February 20, 2008 monthly meeting prior to the meeting. Supervisor Eugene Bagniewski, Jr. moved to approve the minutes with the correction of a typographical error in which he was identified as making and seconding a motion. Chairperson Haeuser seconded the motion. (motion passed).

**Unkempt Properties in Township:** Following the last meeting, we consulted with Rick Stadelman of the Wisconsin Towns Association regarding our options for dealing with the property. Mr. Stadelman spoke to and wrote a letter to Chairperson Haeuser regarding those options. Clerk Engel read the letter (which is attached to these minutes). Several problems regarding the passage of a public nuisance ordinance were identified, including enforcement issues and unintended effects on many residents of the township. Chairperson Haeuser stated that Mr. Stadelman, during the phone conversation, suggested that an attempt at talking to the property owners in question. Chairperson Haeuser stated that he was going to talk to the State and put the issue on the Annual Meeting agenda. Mr. Goran indicated that he could talk to the State Health Department.

**Annual Meeting:** Our Annual Meeting is supposed to be held on April 8, 2008; however, the C-FC School Board is holding a meeting that night and inviting area Town Boards. Therefore, Chairperson Haeuser moved to hold our Annual Meeting on April 16, 2008, immediately after our regular Town Meeting at 7:30 p.m. Supervisor Eugene Bagniewski, Jr. seconded the motion (motion passed). A brief discussion ensued regarding the School Board meeting.

**Roadwork:** Chairperson Haeuser has received notification of two problems with our roadways, as follows:

1. **Ernst Road:** We made a motion to accept the road by the Ernst subdivision as a town road; however, the State is not accepting this. When Rich Ernst applied it was a driveway for one house (according to the state) and now it's a subdivision and there must be addition work done to the road including making it a passing lane. Chairperson Haeuser indicated that Rich Ernst will be talking to the State and, in the meantime, Paul Duellman is not to do any work on the road until the issue with the State is resolved.
2. **Lutheran Home Road:** The State will not approve the Lutheran Home driveway coming out on Warren Bechly's driveway. The State wants the Town to plat the whole area to determine where the roads are going to do. The State's recommendation was to take the road past Alfred Drive and come out on Bechly Road. The Board will need to meet with the State to determine what is to be done.

**Computer:** The treasurer's computer is malfunctioning and the County recommended that it be replaced before the next tax season. Supervisor Eugene Bagniewski, Jr. moved to spend up to \$500 for a replacement computer and Supervisor Rodney Bagniewski seconded the motion.

**Adjournment:** Motion to adjourn by Supervisor Eugene Bagniewski, Jr. and seconded by Chairperson Haeuser (motion passed).

Meeting adjourned 8:05 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**

**April 16, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were twelve community members.

**Public Input:** None.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Rodney Bagniewski with a second by Supervisor Eugene Bag Jr. Haeuser (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the February 20, 2008 monthly meeting prior to the meeting. Supervisor Eugene Bagniewski, Jr. moved to approve the minutes and Supervisor Rodney Bagniewski seconded the motion (motion passed).

**Discussion of Roadwork:** Crack sealing on Herzberg drive is the only recommended road work; Baertsch Valley Road also needs to be crack sealed as well as the road into Guenther Met with Bechly about the road by the Lutheran home and he would trade ground.

**Towns Association Quarterly Meeting:** Eugene Bagniewski attended the meeting and brought back paperwork for Clerk Engel to complete for Steve Schiffli and they also agreed to have each municipality contribute \$10 for her hotel stay because she's been footing the bill for that expense to date. The dogs will be \$5 and \$12 now and there were many complaints about the fee. Del Twidt is working on an ordinance regarding dogs that is expected to be implemented by the County.

**Adjournment:** Motion to adjourn by Supervisor Eugene Bagniewski, Jr. and seconded by Supervisor Rodney Bagniewski (motion passed).

Meeting adjourned 7:36 p.m.

Submitted by Kalene Engel, Town Clerk

## **TOWN OF MILTON**

### **ANNUAL MEETING**

**April 16, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:37 p.m. with twelve community members present.

**Minutes:** Clerk Engel read the minutes of the April 10, 2007 annual meeting. Motion to approve the minutes by Bob Platteter; seconded by Eugene Bagniewski, Sr. Motion carried unanimously (12-0).

**Financial Report:** The 2007 Financial Report was distributed in advance of the meeting. Chairperson Haeuser asked if there were any questions regarding the report. Motion to approve the financial report by Rodney Bagniewski and seconded by Bob Platteter. Motion carried unanimously (12-0).

**Re-Assessment Results and Feedback:** Kenneth Haeuser asked for input on the re-assessment. Clerk Engel and Chairperson Haeuser recommended that individual questions be directed to the assessor, Eric Kleven.

**Compensation of Elected Officers:** Motion by Rich Bagniewski to leave current salaries where they are with a second by Gerald Goran. Motion carried unanimously (12-0).

**Ordinance for Unkempt Properties in the Township:** Gerald Goran gave a report on the issue that gave rise to the situation (which is having refrigerators and junk in the yard). Chairperson Haeuser explained how we had contacted the Wisconsin Towns Association and Clerk Engel read the letter we received from the Wisconsin Towns Association. Discussion was had on the issue of whether we need to have a public nuisance ordinance. By a show of hands, two voted in favor of an ordinance and ten voted against having an ordinance.

**Roadwork:** No major roadwork will be done this year except for crack filling and pothole filling. Warren Bechly has donated land for a Lutheran Home but there have been issues regarding the location of the roadway and options are being explored. Another issue exists with respect to the road that was built into the Ernst property. The state will not grant us transportation aids because the roadway is not built correctly. The issue is that, when Rich Ernst applied for the roadway he indicated that it was for one house for him and not a subdivision. Paul Duellman agreed to take care of sweeping the roads.

**Board of Review:** Clerk Engel will call the Assessor to set up the time for Board of Review and shoot for the third week of May.

**Adjournment:** Motion to adjourn by Kalene Engel and seconded by Paul Isakson. Motion passed unanimously (12-0).

Meeting adjourned 8:10 pm.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**

**May 21, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were five community members.

**Public Input:** Rodney Bagniewski announced his intention to resign. Clerk Engel reviewed the Town Officers' Handbook and stated that he needed to submit a written resignation and then the remaining supervisor, chair and clerk would vote on a replacement. This will be noted as an agenda item at the next monthly meeting.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Rodney Bagniewski with a second by Supervisor Eugene Bagniewski, Jr. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the April 16, 2008 monthly meeting prior to the meeting. Supervisor Eugene Bagniewski, Jr. moved to approve the minutes and Supervisor Rodney Bagniewski seconded the motion (motion passed).

**Board of Review Recap:** Clerk Engel reported that the Board of Review was uneventful with no objections presented at the Board of Review.

**Discussion of Roadwork:** Chairperson Haeuser reported on roadwork and stated that, in addition to cracksealing Herzberg Road, we will also be having roads in the Pinecrest Addition cracksealed. Insofar as the Lutheran Home Highway 35 access is concerned, the Lutheran Home intends to handle that by itself with the Dept. of Transportation. Due to inadequate access issues, the Dept. of Transportation will not allow the Town to take over the Ernst subdivision road. Rich Ernst intends to get the Dept. of Transportation to come down to the subdivision site to meet with him and town representatives. Upon a motion by Rodney Bagniewski and seconded by Eugene Bagniewski, Jr., the issue of taking over the Ernst subdivision road will be put on hold until the Dept. of Transportation issues its approval and allows the Town to do so. (motion passed). After discussion on the issue of weed-cutting, Paul Duellman was asked to begin the first round of weed cutting as soon as possible. Clerk Engel will look into whether we need to publish a noxious weed notice.

**Assessor:** Rodney Bagniewski moved to again hire Eric Kleven as Town Assessor (independent contractor) for next year. The motion was seconded by Supervisor Eugene Bagniewski, Jr. (motion passed).

**Other Business:** Chairperson Haeuser discussed a notice that the Clerk had received regarding denials of variances to Jeff Duellman regarding some construction activity at Tri-Oval. It is unclear whether the notices relate to the existing construction or the start of a new mobile home park. However, Chairperson Haeuser has learned that Mr. Duellman did not secure permits before beginning construction on his mobile home park and must now cease all operations and remove the gravel that he has already spread.

**Adjournment:** Motion to adjourn by Supervisor Rodney Bagniewski and seconded by Supervisor Eugene Bagniewski, Jr. (motion passed).

RB moved to adjourn; EB seconded it.

Meeting adjourned 7:43 p.m.

Submitted by Kalene Engel, Town Clerk

## TOWN OF MILTON

### TOWN BOARD MEETING

June 18, 2008

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were eight community members.

**Resignation/Appointment of Supervisor:** Rodney Bagniewski had submitted his resignation and supervisor. Ken Haeuser nominated Robert (Bob) Platteter to fill the vacant supervisor seat. No one else expressed an interest in serving as supervisor. Platteter was appointed to the supervisor spot by unanimous agreement of the voting members (Chairperson Haeuser, Clerk Engel and Supervisor Eugene Bagniewski, Jr.). Platteter signed the oath of office and will serve out the remainder of the term (April of 2009).

**Bills:** Bills were presented. Motion to pay bills by Supervisor Platteter with a second by Supervisor Eugene Bagniewski, Jr. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the May 15, 2008 monthly meeting prior to the meeting. Supervisor Platteter reviewed them on Clerk Engel's computer. Supervisor Bagniewski moved to approve the minutes and Supervisor Platteter seconded the motion (motion passed).

**Alcohol Licenses:** Clerk Engel reported that she received timely and complete applications (including valid seller's permits) for alcohol license from Drift Inn (Jo Borchert) and Bay's End (Steve Altobell). Supervisor Bagniewski moved to issue alcohol licenses to both and Supervisor Platteter seconded the motion (motion passed).

Clerk Engel also reported that she had received late applications from Lance Wilson (who is applying for a conditional license as he has in years' past) and Jeff Duellman. Lance Wilson's application will be acted upon at the July meeting, as he is not currently selling alcohol/beer. However, Jeff Duellman is currently operating Tri-Oval and, unless the board is a special meeting upon proper notice during the month of June, Mr. Duellman's license will expire and he will be operating without a license until the July meeting. Clerk Engel detailed the efforts she had made this year, as well as in years past, to secure Jeff Duellman's compliance with the alcohol licensing regulations. She also reported that the Wisconsin Towns Association had advised the Board that it need not hold a special meeting to address the liquor license issue, but that it could do so. If so, it would be appropriate to assess the additional costs of such a meeting to Mr. Duellman. Chairperson Haeuser initially made a motion to not hold a special meeting. However, after discussion, he withdrew his motion. Supervisor Bagniewski then made a motion to offer a special meeting to Mr. Duellman upon the following conditions (1) he must request it in writing; (2) the request must be given to Sandy Isakson at the Waumandee State Bank no later than June 23, 2008 at 9:00 a.m. (so it can be published); (3) he must pay the additional costs of publication and (4) there will be no future extensions on any applications by him for licenses. Supervisor Platteter seconded the motion (motion passed). Clerk Engel will write a letter to Mr. Duellman outlining the condition. Louis Duellman also indicated that he would be speaking with Jeff Duellman regarding the issue.

#### **Roadwork/Zoning:**

- Chairperson Haeuser reported that the County is changing the names of the sideroads in the county, which only affects three roads in our township. Those people on the affected roads will be getting different addresses.
- Clerk Engel read the letter that she had received from Buffalo County Zoning regarding Jeff Duellman's request to have the zoning ordinance changed to allow for a mobile home park as a conditional use of an ag district. A meeting on the matter is scheduled for July 3, 2008 at Alma.
- Chairperson Haeuser reported that the issue with Rich Ernst's subdivision has been resolved and Mr. Ernst will have to make a pass out lane to comply with the state's requirements. The town will not be able to accept the road until approved by the State.
- Chairperson Haeuser reported that he has heard nothing on the Lutheran Home issue. He did note that Warren Bechly stated that if the road was located in another area, he would not go along with that and the matter could still fall to our jurisdiction to condemn the land.
- An issue was raised as to whether the Town should install guardrails on Hoch's Road Bridge. Discussion was had on the issue and Paul Duellman agreed to see what could be done with respect to guardrails and report back to Chairperson Haeuser.

**Garbage Issue:** Chairperson Haeuser had Clerk Engel read a letter the Town recently received from Waste Management. Waste Management decided that it would no longer sell bags in the township and that it would be more than doubling the cost of the dumpster—but would not require the items placed in that container to be in a Waste Management bag. Apparently, the cause of this was that people were disposing of garbage in the dumpster without placing them in the Waste Management bags (as was required). Chairperson Haeuser reported that the Cyrus garbage operation could offer us a dumpster for significantly less, but that he was unsure as to whether Cyrus could provide curbside pickup (as is presently being done in some areas of the Town) or whether Waste Management would continue curbside pickup if we did not continue to use its dumpster. Much discussion was had on the issue and the issue was table until next meeting to allow Chairperson Haeuser to do some further checking. Notice on this issue will be included in next month's agenda.

**Adjournment:** Motion to adjourn by Supervisor Platteter and seconded by Supervisor Eugene Bagniewski, Jr. (motion passed).

Meeting adjourned 8:15 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**July 16, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:25 p.m. with all board members present except Supervisor Bob Platteter. Also present were eight community members.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Bagniewski a second by Chairperson Haeuser. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the June 18, 2008 monthly meeting and June 30, 2008 special meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes and Chairperson Haeuser seconded the motion (motion passed).

**Alcohol Licenses:** Clerk Engel reported that she received an application for a conditional liquor license from Lance Wilson, who does not possess a valid seller's permit. Chairperson Haeuser moved to approve a conditional liquor license for Lance Wilson, conditioned on him receiving a valid seller's permit. Chairperson Bagniewski seconded the motion (motion passed).

**Garbage Hauling:** As a follow-up to the June meeting discussion about garbage hauling and to avoid an interruption in service or drastically increased cost of service, Chairperson Haeuser contracted with the Cyrus garbage hauling company for a dumpster at Snapper's. The bid for this was \$171.00 per month and Cyrus agreed to empty the container as needed (an 8 yard container). No special bags need to be used to place garbage in the container for disposal. The cost of this container will be shared with the Town of Cross, just as the waste management container was. Waste Management will continue to provide curbside pickup as it has in the past but township residents will need to purchase garbage bags at Fountain City. Jeff Duellman asked if he could place his racetrack garbage in the dumpster and Chairperson Haeuser told him that he could not, because his was a commercial business, not residential. Chairperson Haeuser moved to ratify this contract with Cyrus and Supervisor Bagniewski seconded the motion (motion passed). Clerk Engel will ensure that news of this change will be published.

**Roadwork:**

- **Cracksealing:** We received a bid for the cracksealing work on various town roads from Allied. The total bid was \$8,567, but that included Herzberg Road which does not need cracksealing due to recent damage caused by the county. Supervisor Bagniewski moved to accept the bid with the modification that Herzberg Road would not be cracksealed. Chairperson Haeuser seconded the motion (motion passed).
- **Herzberg Road:** When the county hauled gravel to the Town of Waumandee, they used single axle trucks and damages Herzberg Road in several locations. Chairperson Haeuser has had several discussions with county officials and is attempting to get the County to gravel and blacktop the spots that need fixing, after the township (Paul Duellman) has dug up the spots. He will continue his discussions.
- **Mowing:** David Herzberg questions why only one swathe is being done while mowing. Last year there were complaints expressed about the double mowing—with a side and back mower—because a strip was left. Paul Duellman explained that he is doing one swathe because of the issues last year and because of the mowers that he owns. Chairperson Haeuser noted that the town needs to watch expenses and that it is impossible to make everyone happy.
- **Plowing:** Although we have had an agreement in the past with the Town of Cross regarding shared duties on Engel and Baertsch Roads, from now on our township will only plow those portions of the roadways which are within the Town of Milton.

**Public Comment:** Jeff Duellman expressed concern about toys (like basketball hoops) being left on town roadways which made it difficult for him to turn his truck/trailer around. He wanted to know who would be responsible if he ran over the toys (which he had to move). Chairperson Haeuser noted that it was the responsibility of the people on the road and that he would talk to those people. Jeff Duellman also noted that the campground zoning change passed and there was another meeting scheduled to discuss conditions.

**Adjournment:** Motion to adjourn by Supervisor Bagniewski and seconded by Chairperson Haeuser. (motion passed).

Meeting adjourned 8:02 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**August 19, 2008**

Airperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were three community members.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Bagniewski a second by Supervisor Platteter. (motion passed). Treasurer Isakson will be transferring \$27,000 of our CD money into a one-year CD paying 3.2%, which is more than the interest rate for Money Market funds.

**Approval of Minutes:** Clerk Engel had distributed the minutes from the July 16, 2008 monthly meeting prior to the meeting. Supervisor Platteter moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Roadwork:**

- Herzberg Road: The County ended up doing all the blacktopping on the road which will cost them over \$10,000; however the Town of Milton spent approximately \$10,000 finishing up the road and laying gravel, but the road should last for several more years.
- Ernst: Paul Duellman reported that the Ernst road was in the final stages of approval.
- Lutheran Home: The State is not going to let the road come out where they originally wanted to (right next to Warren Bechly's lot) and are still trying to get them to come out by Fort's Road. One other possibility is moving the site to Bechly Road.
- Bruce Malotke: Bruce Malotke's fence is on town property. Bruce Malotke stated that David Duellman allegedly purchased a corner of land from Ralph Bechly which would mean that David Duellman owns a portion of the town road—and would make it difficult to sell land. Fred Krueger bought some land from the Bechlys on the end of the town road and will want to have access to his property. If Duellman owns the town road, the Krueger land would be land-locked. The problem that may arise is that if Bruce Malotke is forced to move his fence (because it is on town property), there will be other issues that arise with people who are using town property.
- Cutting Weeds: Paul Duellman was directed to cut weeds after the Labor Day holiday.
- Road Maintenance: Paul Duellman was instructed to get cold mix and fix the spots on the roads that need fixing.

**Other Issues:**

- Scott Bagniewski has a problem dog on Badger Road. John Campbell has been complaining about the dogs.
- Supervisor Platteter reported on the town officer's meeting that he attended.

**Adjournment:** Motion to adjourn by Supervisor Platteter and seconded by Supervisor Bagniewski. (motion passed).

Meeting adjourned 8:03 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**September 17, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were seven community members.

**Bills:** Bills were presented. Motion to pay bills by Supervisor Platteter and a second by Supervisor Bagniewski, with the exception of the duplicate Waste Management bill that needs to be corrected.

**Approval of Minutes:** Clerk Engel had distributed the minutes from the August 20, 2008 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes and Supervisor Platteter seconded the motion (motion passed).

**Roadwork:**

- **Signs:** Paul Duellman will swap out the sign at Pine Road, to replace the faded one with a more visible sign. Supervisor Platteter stated that people in his neighborhood were asking about "Children at Play" signs. Paul Duellman believes that he has some of those signs left over and will get a sign if he needs to order one.
- **Herzberg Road:** Paul Duellman will fix the shoulders by Herzberg Road.

**Town Website:** Clerk Engel presented information that she had received from Town Web Design which she felt would save time and expense in responding to inquiries requests for voter forms, dog licenses, minutes, etc. that could be posted. Town Web Design is willing to waive its set-up fee of \$1,000.00 if we sign up by December 1<sup>st</sup>, and the only cost would be an approximately \$25 per month hosting fee. To get that price, we would have to lock in for 3 years. Supervisor Platteter made a motion to sign up for a town website with Town Web design and Supervisor Bagniewski seconded the motion (motion passed).

**Other Issues:**

- **Public Comment:** Dave Herzberg – how many inches of gravel were put on Herzberg Road. Chairperson Haeuser stated the Town put 4-6" of gravel on the roadway because the County indicated the road initially broke up because there was not enough gravel down in the first place. The Township paid \$9,000 and the County paid \$10,000 for the roadway. Mr. Herzberg feels that there are still some problems with the roadway and Chairperson Haeuser stated that Paul Duellman was going to fix the shoulders and that there was a limit to what we could get the County to do. Mr. Herzberg is also concerned about the brush cutting and that it was cut too high, and should be cut to the roots. Chairperson Haeuser stated that there's a limit to what a person could do and different people complain about different issues. Mr. Herzberg also had issues with the grass cutting in that it was not wide enough. Chairperson Haeuser stated that all the Town was obligated to do was to cut 4 feet. Chairperson Haeuser indicated that Paul Duellman had a different mower and that things weren't always going to be cut perfectly, especially when there was an incline.

**Adjournment:** Motion to adjourn by Supervisor Bagniewski and seconded by Supervisor Platteter.. (motion passed).

Meeting adjourned 7:53 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**October 15, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were six community members.

**Bills:** Bills were presented. We received a bill from Buffalo County for all the work except the blacktop (which they donated)—in other words, despite what that had earlier agreed to do, they charged labor and truck hours. Chairperson Haeuser contacted the Highway Department and Dave Ernst, and apparently Del Twidt was also brought into it—the end result of this was that Buffalo County is no longer seeking payment for this bill. Motion to pay remaining bills by Supervisor Bagniewski and a second by Supervisor Platteter. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the September 17, 2008 monthly meeting prior to the meeting. Supervisor Platteter moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Roadwork:**

- **Expansion of Ernst Subdivision:** Rich Ernst explained that he was required to apply for a subdivision due to selling more than 4 lots under 1.5 acres during a five year period. He thought that the five years ran from when he bought the property, but it actually ran from the date the deed was last recorded. Therefore, he had to apply for a subdivision license. The state approved a preliminary plot and the County approved the state's approval so he needs to get the Town to approve, then the County. Supervisor Bagniewski moved to approve the subdivision and Platteter seconded the motion (motion passed).
- **Budget Meeting:** The budget meeting and town levy will be held November 19, 2007, just prior to the Town Board Meeting.
- **Town Website Update:** The town website is up and running and is being used by town residents.
- **Road Update:** Cracksealing will begin on Genos Drive; Engel Road, Baertsch Valley Rd, Guenther Road and two streets in Pinecrest Subdivision. The weight limit of Herzberg Road was discussed. This will be discussed at the next meeting, but the ties can be hauled out in the meantime using that roadway.

**Announcements and Discussions:**

- **Announcements/Discussion Items:** Supervisor Bagniewski was concerned about the fact that people would only be allowed five minutes to talk at meetings and would have to give two weeks advance notice. Clerk Engel stated that the five minute limit applied to those people who simply showed up at a meeting and wanted to give public input, without giving advance notice by way of an agenda item request. Those people who requested to be put on the agenda would not be limited to the five minute period. Clerk Engel also noted that she needed to have the notice in the paper on the Monday of the week prior to the meeting because the paper came out on Thursday (the day after the meeting). The Board was in agreement with the policy as it is stated on the website.
- **Ordinances:** Supervisor Bagniewski brought up the issue of outdated ordinances and would like to change them. This will be put on the Agenda for the next meeting.

**Adjournment:** Motion to adjourn by Supervisor Platteter and seconded by Supervisor Bagniewski. (motion passed).

Meeting adjourned 7:57 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**

**SPECIAL TOWN MEETING REGARDING TAX LEVY**

**November 19, 2008**

**Budget Hearing:** A budget hearing was held pursuant to notice at the Milton Town Hall starting at 7:15 p.m.

**Town Meeting:** Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:15 p.m. with seven electors present for the initial portion of the meeting. Five additional electors were present for the second portion of the meeting.

The first issue of discussion was the tax levy. The proposed levy was \$47,962.00, which is the amount allowed by the state and a 2.45% increase from last year. There was no discussion. Bob Plattetter moved. Janie Baures seconded the motion. Twelve yes votes, zero no votes, two abstentions. Motion passed.

The second issue of discussion was town officer compensation. The current salaries are as follows: clerk \$6,000/year; treasurer \$3,350/year; chair \$3,000/year and supervisors \$1,650.00. Discussion was had on the workload of the positions and hours required versus the pay received. Janie Baures made a motion to increase the clerk salary to \$10,000.00 commencing after the April, 2009 election. Tricia Justin seconded the motion. Twelve yes votes, zero no votes, no abstentions. Motion passed.

Eugene Bagniewski, Jr. moved to raise the salary of the town treasurer to \$4,000.00 commencing after the April, 2009 election. Kalene Engel seconded the motion. Twelve yes votes, zero no votes, no abstentions. Motion passed.

Eugene Bagniewski, Sr. moved to raise the salary of the town supervisor to \$1,800.00. There were no seconds. The motion failed for lack of a second.

Bob Platteter moved to adjourn. Eugene Bagniewski, Jr. seconded the motion.

Meeting adjourned at 7:33 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**November 19, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present except Sandra Isakson. Also present were nine community members.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski and a second by Supervisor Platteter. (motion passed).

**Approval of Minutes:** Clerk Engel had distributed the minutes from the October 15, 2008 monthly meeting prior to the meeting. Supervisor Platteter moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Approval of Budget:** Supervisor Bagniewski moved to approve the 2009 budget. Supervisor Platteter seconded the motion (motion passed).

**Town Hall Repairs:** The floor underneath the heating unit at the Town Hall is sinking and the chimney appears to be settling. The consensus was that we needed to get someone to look at the issue and determine what repairs needed to be done. Chairperson Haeuser will contact Rusty Gibbons to look at the problem. If any electors knows of someone else who would be qualified to examine the problem, he/she should contact Chairperson Haeuser immediately.

**Tri-Oval Speedway Noise:** Chairperson Haeuser attended the racetrack meeting with the new "owner" (Bob Timm) last night in Winona. Only three racetrack neighbors were present and none of them asked any questions. Bob Timm seemed very genuine in his concern for keeping the neighbor's interests in mind. Timm plans to have three Saturday practice sessions during the seasons and will provide notice to the neighbors of those dates. Regular races will start at 6:00 p.m. with Hornets and end by 10:30 p.m. Timm is in the process of making changes to the racetrack itself, including added a buffer strip for noise, and is doing his own excavating work. Apparently he was out working at 6:00 a.m. one recent Sunday morning, which did not sit well with neighbors. He plans to meet with the neighbors next spring prior to the start of the race track. The consensus at the meeting was that everyone hopes that he will be true to his word and work with the neighbors.

**Road Maintenance:** Tricia Justin wondered when the cracks would be sealed on the roads near her. Chairperson Haeuser stated that the Allied Blacktop representative promised him that work would begin on Monday, but it did not. Chairperson Haeuser further noted that the person who he normally dealt with was no longer at Allied, so that was suspicious. However, Supervisor Bagniewski did spot an Allied truck in Alma so he feels they will be coming shortly.

**Snowplowing:** Tricia Justin was wondering how the plow was hired, what are the expectations and how is the work evaluated? Chairperson Haeuser stated that we have a 10 year contract with Louis at a locked-in rate. Ms. Justin is concerned about the sod being cut up. Discussion was had on how best to avoid this and the consensus was that she should by some reflective pencil thin sticks/posts to mark the end of her lawn. Bob Platteter and Janie Baures have done this on their lawns and have had good results. Supervisor Platteter noted that snowplowing and grass cutting is not an exact science. Paul Duellman was complimented on how he swept up the sand following the winter season last year.

**Cedar Road:** A dispute has arisen with respect to Cedar Road between David Duellman and Fred Krueger. Apparently, Cedar Road (a town road) goes straight back to property that used to be owned by Bechly (past Bruce Malotke's property). The road apparently ends at the edge of the Bechly property, which has since been split into two parcels—one purchased by David Duellman and one purchased by Fred Krueger. The issue is whether the town road provides access to both parcels or just one, with the other being land-locked. David Duellman also wants to sell lots on his parcel and was told by Supervisor Bagniewski that if he did so, he would have to provide a blacktopped road for access to those lots. The consensus was that this issue was one between Duellman, Krueger, Bechly and Malotke. The other issue was that Bruce Malotke's fence was too close to the road, which is not an improved road. Kenny stated that if we made people move fence off the road right of way, people would be re-fencing all over.

**Review of Ordinances:** Clerk Engel reported that the repeal/revision of existing ordinances would require examining the statute (if any) under which the ordinances were enacted to determine whether the enacting statute required any special way to repeal/revise the statute and would require specific notice in the Agenda. She suggested that something like this should be handled in parts or by committee, rather than tackling all of them at a board meeting. Supervisor Platteter suggested that the Board look at one ordinance each meeting to see whether that ordinance should be revised/repealed and that was an acceptable to the Board.

**Adjournment:** Motion to adjourn by Supervisor Platteter and seconded by Chairperson Haeuser. (motion passed).

Meeting adjourned 8:15 p.m.

Submitted by Kalene Engel, Town Clerk

# NOTICE OF PUBLIC BUDGET HEARING FOR TOWN OF MILTON, BUFFALO COUNTY

Notice is hereby given that on Wednesday, November 19, 2008, at 7:15 P.M. at the Town Hall of Milton, W984 Lower Eagle Valley Road, Fountain City, WI a PUBLIC HEARING on the PROPOSED 2009 BUDGET of the Town of Milton in Buffalo County will be held. The proposed budget in detail is available for inspection upon request from the Town Clerk by calling 608-687-4800. The following is a summary of the proposed 2009 Budget:

	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>% change</u>
<u>Category</u>	<u>Actual</u>	<u>Estimated</u>	<u>Proposed</u>	
<b>REVENUES:</b>				
General Property Taxes	45,898.00	46,816.00	47,962.00	2.45%
Special Assessments	0.00	0.00	0.00	
Intergovernmental Revenues	95,053.23	95,900.00	96,000.00	0.10%
Licenses and permits	1,905.00	1,815.66	1,900.00	4.65%
Fines, forfeitures and penalties	0.00	0.00	0.00	
Public charges for services	1,290.00	1,290.00	0.00	-100.00%
Intergovernmental charges	996.00	1,006.00	1,000.00	
Miscellaneous revenue	3,229.18	3,000.00	1,500.00	-50.00%
Other financing sources	0.00	0.00	0.00	
<b>TOTAL REVENUES:</b>	<b>148,371.41</b>	<b>149,827.66</b>	<b>148,362.00</b>	<b>-0.98%</b>
<b>EXPENDITURES:</b>				
General Government	48,493.38	32,000.00	37,000.00	15.63%
Public Safety	12,966.92	12,006.14	14,000.00	16.61%
Public Works	124,308.64	60,000.00	96,800.00	61.33%
Health & Human Services	0.00	0.00	0.00	
Culture, Recreation, Education	80.00	100.00	500.00	400.00%
Conservation & Development	0.00	0.00	0.00	
Capital Outlay	0.00	0.00	0.00	
Debt Service	0.00	0.00	0.00	
Other Financing Uses	0.00	0.00	0.00	
<b>TOTAL EXPENDITURES:</b>	<b>185,848.94</b>	<b>104,106.14</b>	<b>148,300.00</b>	<b>42.45%</b>
*General Govt 07 expenses includes \$27,000 for re-assessment				
General Checking Balance 1/1:	90,659.31	157,369.65		
General Checking Balance 12/31:	157,369.65			
Savings Balance 1/1:	104,137.69	46,013.01		
Savings Balance 12/31:	46,013.01			
CD Balance 1/1:	51,853.05	54,106.00		
CD Balance 12/31:	54,106.00			

By Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**December 17, 2008**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were four community members.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Platteter and a second by Supervisor Bagniewski. (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website the minutes from the November 19, 2008 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes and Supervisor Platteter seconded the motion (motion passed).

**Town Hall Repairs:** Chairperson Haeuser indicated that, because the repairs to the Town Hall would likely involve the removal of the chimney, he decided to defer on doing anything about this until Spring.

**Snowplowing:** Dick Gordon inquired as to whether the snowplow could go to the edge of the road, rather than leaving 2-3' of snow on the road. He notes that the row of mailboxes are at least 3' off the edge of the road. Louis Duellman indicated that he could try to go to the edge of the road, noting that he had to be concerned about being pulled into the mailboxes as he got closer into the edge of the road. Eugene Bagniewski suggested that Mr. Gordon put up some of the thin posts to mark the edge of the road/lawn, as was discussed at last month's meeting.

**Review of Ordinances:** Ordinance Number 1 was read by Clerk Engel. Everything contained in the ordinance is already covered in a later ordinance (960911A). There is also a state law which discusses dogs running at large. Supervisor Bagniewski moved to repeal the ordinance. Bob Platteter seconded the motion. (motion passed).

**Announcements/Discussion Items:**

- **Moyer Property:** Discussion was had on whether anything could be done about the Shirley Moyer property. The taxes have been paid and, as long as taxes are paid, there's not much the Township can do.
- **Garbage Dumpster:** We have had to increase to a 4 and 6 yard dumpster on a trial basis due to the volume of garbage (and other things) being deposited into the dumpsters. Town of Cross will be reimbursing us ½ of the increased monthly amount. Concerns were raised about (1) non-residents using the dumpsters and (2) people dumping non-garbage items (appliances, mattresses) in the dumpster. Paul Duellman will be putting up a Cuddyback camera to monitor the dumpster site. Clerk Engel will arrange for this issue to be put on the agenda for Town of Cross to seek input from them and will also notice a garbage ordinance in next month's agenda.
- **Setting Caucus Date:** Supervisor Bagniewski moved to hold the caucus on January 21<sup>st</sup>, 2009 immediately after the conclusion of the regular board meeting. Chairperson Haeuser second the motion (motion passed).

**Adjournment:** Motion to adjourn by Supervisor Platteter and seconded by Chairperson Haeuser . (motion passed).

Meeting adjourned 7:53 p.m.

Submitted by Kalene Engel, Town Clerk