

**TOWN OF MILTON**

**MEETING MINUTES**

**2009**

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**January 21, 2009**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present, except Supervisor Robert Plattetter. Also present were 21 community members.

**Public Comment:** Dick Gordon asked to be heard about snowplowing.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski; seconded by Chairperson Haeuser. (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website the minutes from the December 17, 2008 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes and Chairperson Haeuser seconded the motion (motion passed).

**Roadwork/Snowplowing:** The bridge report was received from the County and given to Paul Duellman to review.

**Public Comment:** Dick Gordon returned to give an update on his snowplowing issue, reported at the December meeting. He did as recommended and put up stakes and complimented Paul and Louis Duellman on the wonderful job they have been doing on that stretch of road since that time. Louis Duellman thanked him for the compliment.

**Review of Ordinances:** Supervisor Bagniewski moved to table any discussion of Ordinance #2 until next meeting. Chairperson Haeuser seconded the motion (motion passed).

**Solid Waste Ordinance:** Chairperson Haeuser described the problem that we have been having with the garbage dumpsters at Snappers since lifting the requirement that all garbage be placed in Waste Management bags. People have been abusing the dumpster privileges. Non-residents have been dumping garbage; recyclables and other non-garbage materials have been left; and not all garbage is bagged. The Town is not obligated to provide a garbage service, so if the abuse continues, the dumpster may be removed completely. Since the Town of Cross shares in the cost of our dumpster, a meeting was held with the Town of Cross regarding possible solutions. The Town of Cross approved a solution that would call for the dumpsters to be moved to Snapper's shop; to be bagged and all recyclables to be recycled and to impose a fine for non-residents attempting to dump. Regardless of the solution, there will still be curbside pickup where it is already offered, but that garbage needs to be in the marked bags. Other suggestions included leaving the dumpsters at the Town Hall. Francis Burt suggested sending out a recyclable flyer with tax bills. Clerk Engel had obtained recyclable brochures and distributed them to those present at the meeting. Brochures would also be available at Snappers. Supervisor Bagniewski moved to endorse the proposed solution from the Town of Cross and Chairperson Haeuser seconded the motion (motion passed). A notice will be placed in the C-FC Recorder.

**Announcements/Discussion Items:**

- **Malotke/Bechly Land:** Jim Bechly, son of Ralph Bechly, wrote a letter to the Township indicating his belief that the Town needed to take action on the fence of Bruce Malotke, which he feels is infringing on the road right-of-way. The history of the issue is that Mr. Bechly sold a parcel of land to Fred Krueger and feels that the fence interferes with Mr. Krueger's access to his property. The road in question is a dedicated town road. Chairperson Haeuser moved to have the Clerk draft a letter to Mr. Bechly, indicating that the Board does not feel this is a town issue. Supervisor Bagniewski seconded the motion.

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

Meeting adjourned 7:43 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**February 18, 2009**

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 6 community members.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Platteter; seconded by Eugene Bagniewski (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website the minutes from the January 21, 2009 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes and Supervisor Platteter seconded the motion (motion passed).

**Roadwork/Snowplowing:**

- **Lover's Lane:** Chairperson Haeuser got a call for DOT indicating that Lover's Lane had not been plowed the last two years and it needs to be plowed in order to receive transportation funding for that mileage. The new board will have to make a decision to close Lover's Lane or continue to plow it.
- **Engfer Property Across from Prairie Moon:** Supervisor Bagniewski, Jr. also got a call from Ralph Blum who was upset about snowplowing and some posts that were missing. Supervisor Bagniewski indicated that he viewed the roadway and it was plowed approximately one car length off the roadway, which appeared appropriate. Ralph Blum does not own the property and the owner apparently has no complaints about the plowing.
- **Road to Fred Krueger's Property (Hickory Lane?):** The road location has been determined. Since the town owns the roadway, it will have to put crushed rock on the roadway (which is acceptable to Fred Krueger). The issue of the Bruce Malotke's fence and whether it has to be moved is an issue left to the adjoining landowners.

**Ordinance #2 Discussion:** Discussion was had on Ordinance #2. Clerk Engel had contacted the Wisconsin Towns Association and they indicated that the Town can require all roads to be blacktopped before being accepted by the Township. Motion by Supervisor Platteter, second by Supervisor Bagniewski, Jr. to repeal existing Subdivision 4.B and replace it with the following language "The Roadway bed must be blacktopped." (motion passed).

**Ordinance #7 Discussion:** Discussion was had on Ordinance #7. The Ordinance was deemed to be obsolete. Supervisor Bagniewski moved to repeal the ordinance and Supervisor Platteter seconded the motion (motion passed).

**Update on Garbage Issue:** Chairperson Haeuser indicated that the garbage dumpster is working out well and Snapper is doing a good job of verifying the residency of those wishing to use it. Supervisor Bagniewski modified the signage at the old location. Because of the success of the new system, the Town will be able to cut back on the size of the dumpster, thereby reducing costs to the Town.

**Treasurer/Clerk Bonding:** The bonding company that presently carries the bond for the treasurer and clerk is exiting the business of bonds. Clerk Engel will make application to two different companies for bond quotes and preset the quotes at a future meeting.

**CFC FFA Spring Community Service Project:** Clerk Engel has been in contact with Chris Jumbeck, supervisor of the C-FC FFA Program. The FFA is interested in cleaning up the inside/outside of the Town Hall as a Community Service Project and would donate the labor but would want the Town to provide supplies, which was acceptable to the Board. Clerk Engel will coordinate with Chris Jumbeck, should the FFA choose to pursue this project, and will verify that the Town's liability policy and/or the FFA insurance would afford coverage for a loss.

**Publication of Notices:** Clerk Engel reported on a recent issue with respect to errors in publication of notices, as well as on the increasing costs of publication. She noted that the Town posted notices on the website as well as 4 public locations in the Township (including the Town Hall) and that publication in the newspaper was not statutorily required for most notices. Future notices will be published in the paper only if statutorily required.

**Liquor License:** Mississippi Thunder made application for a beer license, but it was not received in time for consideration by the Town Board at the February meeting. It will be addressed at the March meeting. Clerk Engel encouraged Bob Timm to be present at the meeting.

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

Meeting adjourned 7:55 p.m.

Submitted by Kalene Engel, Town Clerk

(507) 453-3646

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**March 18, 2009**

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 12 community members and Robert Timm (Winona) on behalf of Mississippi Thundery Speedway.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Platteter; seconded by Eugene Bagniewski (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website the minutes from the February 18, 2009 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes and Supervisor Platteter seconded the motion (motion passed).

**Mississippi Thunder Racetrack:** Bob Timm gave update on Mississippi Thunder Speedway. Races are scheduled to start on April 17, 2009 and his plan is to allow some practice time a few weeks before the first race, but not throughout the season and definitely not whenever the racers feel like practicing. The races will stay on Friday nights and the start time will be moved up ½ hour, in the hopes that they will end by 10:30 p.m. Other modifications are being made (radios in cars, new lineup board, yellow flag limitations) to speed up the races. Many modifications are being made to the track and Mr. Timm asks that the neighbors be patient while these projects are being completed. To alleviate some of the dust concerns, he purchased a terrigator (water applier). He would like people to call him with any concerns and left business cards with several phone numbers for him as well as his e-mail address. Right now, he plans to have special races on Memorial Day (starting at about 6:00 p.m.); July 2<sup>nd</sup>/3<sup>rd</sup>; and the Pumpkin Race in October. He is sensitive to the problems that people had with the former owner and plans to run things differently.

**Road Maintenance and Snowplowing:** Chairperson Haeuser gave an update on the gas tax credit from the State. We did not get full credit for the Fern Circle road because it is not completed. The head of the Department of Transportation drove through Lover's Lane and he said it wasn't plowed and if it is not plowed we will not get gas tax credit for it. Chairperson Haeuser stated that the new board will have address the situation with respect to Lover's Lane, since the bad condition of the bridge will cause problems in keeping the roadway open and plowed.

**Fire Protection Ordinance:** Robert Platteter will talk to the Fire Department about revising Ordinance #3 insofar as what the Fire Department would like to see (or needs to have) in the Ordinance. The issue of acting on Ordinance #3 was tabled until next meeting.

**Mississippi Thunder Beer License:** Clerk Engel reported that all the proper documentation was submitted by Mississippi Thunder for its beer license. Supervisor Bagniewski made a motion to grant the license and Supervisor Platteter seconded the motion. (motion passed)

**Update on C-FC FFA Town Hall Renovation Project:** Clerk Engel reported that C-FC FFA has agreed to do the Town Hall renovation project as their spring community service project. Clerk Engel will coordinate the scheduling of the project.

**Announcements and Discussions:**

- **Garbage Update:** The garbage dumpster is working well from the Town's perspective; however, Snapper (Duane Hund) has an issue with the tipping fee. For one month, Snapper received \$42.00 in tipping fees, which is a lot of effort in opening/closing the dumpster for little remuneration. Snapper feels that approximately \$200 per month would be an appropriate amount. Some options for resolution include restricted hours (Saturday mornings); charging per bag; increasing the per tip fee; eliminating the service and possibly others. This issue will be put on next month's agenda.
- **Annual Meeting:** The Annual Meeting will be held on Wednesday, April 15, 2009 at 7:00 p.m., immediately before the April Town Board Meeting.
- **Update on Dog and Livestock Ordinance:** The Buffalo County Board is considering a new ordinance which provides restrictions on, among other things, unconfined and loud animals. The ordinance is not restricted to just dogs, but includes such things as sheep, fowl, rabbits and others. Fines for violations of the ordinance are \$250 for the first violation and \$500 for the second violation. The Sheriff's Department will be enforcing the ordinance. The Town of Milton does have a dog ordinance which is not as comprehensive as the one proposed by Buffalo County.

**Public Comment:** Scott Bagniewski expressed concern about the number of junked vehicles located at some town resident's homes. He would like to know whether there is an ordinance on junked vehicles in the township. There is not. Chairperson Haeuser cautioned that enacting an ordinance would have unintended consequences and that it could not necessarily be applied differently to different people (i.e. a farmer with a piece of farm equipment in his field versus a person with a disabled vehicle in his driveway).

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

Meeting adjourned 8:10 p.m.  
Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**ANNUAL MEETING**

**April 15, 2009**

Chairperson Haeuser called the meeting to order at the Milton Town Hall at 7:00 p.m. with 22 residents and five guests present. One additional resident arrived prior to the end of the meeting.

**Meeting Format:** At the request of Chairperson Haeuser, Clerk Engel described the Annual Meeting format, as follows: The Town Chairperson chairs the meeting while the Town Clerk acts as clerk. Anything can be discussed at a town meeting, but the town itself has limited direct powers—such as the power to levy taxes. The town can also authorize, but not require, that the Town Board act a certain way.

**Elector's Input on Agenda Items:** Warren Bechly inquired about setting salaries of town officers and when salaries were changed. Clerk Engel informed him that the salaries were set at a properly noticed Town Meeting in November, at the same time that the budget was set. She stated that the salaries were in effect for the newly elected officials for the 2009-2011 term and that the Wisconsin Town's Association had been consulted, and affirmed, the fact that the salaries for these officials were set for that term. Chairperson Haeuser noted that the reason this was being brought up is because of the increase in the clerk's salary. Mr. Bechly was unaware of this change and noted that more people might have run for the position if they were aware of the salary. Several town residents provided input on the level of work required by the position, the quality of work performed by the current clerk, the fact that one should not run for office based solely upon the amount of salary and the fact that if one wants to keep informed of the happenings in the township, one should attend the meetings and/or read the minutes.

**Approval of Minutes:** Clerk Engel read the minutes of the April 16, 2008 Annual Town Meeting. Chairperson Haeuser noted that the township was not able to complete the pothole and crackfilling that was referenced in the minutes. Bev Engel moved to approve the minutes; Jane Baures seconded the motion. By a show of hands, the motion carried unanimously (22-0).

**Financial Report:** The 2008 Financial Report was distributed prior to the meeting. Chairperson Haeuser noted that we are one of the only townships in the County that is not broke. He also noted that our township has the 145<sup>th</sup> lowest tax levy of the townships in Wisconsin. Eugene Bagniewski, Sr. moved to approve the Financial Report. Kevin Dienger seconded the motion. By a show of hands, the motion carried unanimously (22-0).

**2008 Year in Review:**

- **Website:** The Town of Milton's website is located at [www.townofmiltonwi.com](http://www.townofmiltonwi.com). Many things, including agendas, minutes and financial reports are located on the website.
- **Garbage Update:** There will be a change in the handling of garbage in the township, but that change will come from the new board.
- **Road Report:** Last year the Town finished the replacement of the bridge by Byron Hoch. In Chairperson Haeuser's time in office, the Township has replaced all of the bridges in the Township.

- **Racetrack Update:** The new owner of the racetrack was at the last meeting and seemed willing to work with the residents on racetrack issues.
- **Election Update:** Clerk Engel reported on the many elections that had occurred during the last year, stating that she was thankful for the good election workers.
- **Prairie Moon Update:** Chairperson Haeuser noted that, while the Town owned the Prairie Moon, the Friends of the Prairie Moon Museum took care of the maintenance. He suggests that the Town have a representative of the Prairie Moon Board and offered to serve as that representative.
- **Review of Town Ordinances:** Every meeting the Town is reviewing an ordinance to determine whether it needs to be revised or replaced.
- **Town Hall Clean-Up Project:** The C-FC FFA spent several hours on April 13, 2009 cleaning the inside and outside of the Town Hall. They did a great job and we are thankful for their help in sprucing up the Hall and grounds.

**Discussion of License Fees:** Discussion was had on the current liquor, operator's and cigarette license fees. The general feeling was that the current fees are appropriate. No advisory motions were made or passed.

**Discussion of Election Worker Compensation:** Discussion was had on the current election worker wage rate. No advisory motions were made or passed.

**Thank You to Kenny Haeuser:** Clerk Engel presented Chairperson Haeuser with a thank you card signed by many town residents and small gift from the outgoing Board. He was thanked by those present for his many years of dedicated service to the Town of Milton.

**Next Annual Meeting Date:** Kevin Dienger moved to set the next annual meeting date for the third Wednesday of April, prior to the regular Board meeting. Bob Platteter seconded the motion. The motion passed unanimously (23-0).

**Adjournment:** A motion to adjourn was made by Eugene Bagniewski, Sr. and seconded by Jane Baures. The motion passed unanimously (23-0).

Meeting adjourned 7:30 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**April 15, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:45 p.m. with all board members present. Also present were 17 community members.

**Taking of Oaths of Office:** Clerk Engel administered an oral oath of office to all newly elected officers: Robert Platteter (Chairperson); Kevin Dienger and Eugene Bagniewski, Jr. (Supervisors); Jane Baures (Treasurer) and Kalene Engel (Clerk). All officers also completed a written oath.

**Informal Public Comment::** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website and distributed to the Board in advance the minutes from the March 18, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Town Official's Workshops:** Clerk Engel distributed flyers on various Town Official's Workshops being offered in the state. She requested that someone attend a Board of Review Training prior to the Board of Review. Chairperson Platteter will attend the training. The Town pays for the registration fee and mileage for the seminars.
- **Board of Review Date:** Available dates for the Board of Review are 5/12, 5/13 or 5/14. On a motion by Supervisor Bagniewski and second by Kevin Dienger, the date and time for the Board of Review were set for Wednesday, May 13, 2009 from 7:00 p.m. until 9:00 p.m. The Open Book period will take place immediately before the Board of Review—from 5:00 p.m. until 7:00 p.m.
- **License Fees:** Clerk Engel recited that current fees for alcohol, beer, operator's and cigarette licenses. Supervisor Dienger made a motion to leave the license fees at the current level. Supervisor Bagniewski seconded the motion (motion passed).
- **Election Worker Compensation:** Clerk Engel recited the current wages for election workers (\$8/hour plus \$5 mileage plus \$10 extra per day/shift for the Chief Inspector). She noted that the rates had been set at that level for several years. Supervisor Bagniewski moved to raise the election worker's compensation to \$9.00 per hour plus mileage plus \$10 extra for the Chief Inspector. Supervisor Dienger seconded the motion (motion passed).
- **Town Hall Cleanup:** Clerk Engel highlighted the work that was performed by the C-FC FFA during the Town Hall Clean-Up Day on April 13, 2009. This work included scrubbing down and pressure washing the siding; trimming/cutting the grass and removing all clippings; scraping and painting the entryway and water pump; painting the sign post; sweeping in the parking lot and thoroughly cleaning the inside of the Town Hall. She noted that the FFA did not expect compensation for its work, nor reimbursement for the supplies used because the work was done as a Community Service Project. Discussion was had on the issue and it was noted that, although the FFA did not expect compensation, given the value received by them and money spent by them on supplies, it was appropriate to give them something. Supervisor Bagniewski moved to donate \$250 to the C-FC FFA and Supervisor Dienger seconded the motion. (motion passed).
- **Public Posting Location:** Because Sandy Isakson has retired, there is a need for a fourth public posting location for the Town (in addition to the Town Hall, Snapper's, and Clerk Engel's home). Bob Platteter will install a post near his home for this purpose.
- **Ordinance #3:** Chairperson Platteter received input from the Fountain City Fire Department regarding potential revisions to Ordinance #3. Because the rates have increased (and continue to change), the Department suggested modifying the Ordinance to refer to current rates. Chairperson Platteter will formulate some proposed language for the Ordinance and this will be addressed at the May meeting.
- **Hazard Mitigation Plan:** Clerk Engel explained that the County was seeking a resolution from the Town for the purpose of adopting the Hazard Mitigation Plan. The Town had participated in this plan by attending classes and completing a survey. On a motion by Supervisor Bagniewski and seconded by Supervisor Dienger, the Board voted to approve the resolution (motion passed).
- **Census Bureau Complete Count:** Clerk Engel had received correspondence from the Census Bureau, asking for the cooperation of the Town Board in ensuring that residents completed the census. On a motion by Supervisor Bagniewski and a second by Chairperson Platteter, Supervisor Dienger was directed to review the materials and determine what the Town was expected to do.
- **Garbage Dumpster:** The current garbage dumpster situation is unacceptable to Snapper because the effort involved in opening the dumpster and ensuring the residency of those wishing to dump is more than the tipping fees he has collected. He would like to have the hours limited to Saturday mornings from 8:00 a.m. to noon and the fee increased to \$1.00/bag. Kenny Haeuser noted that Fountain City charges \$3.00 per bag. Supervisor Bagniewski noted that the Town is not in the dumpster

business and provides the dumpster as a convenience. He also noted that it would not be any more trouble to open the dumpster for several bags as opposed to just one. He was in favor of an increased fee per dump, not per bag. Chairperson Platteter inquired as to whether the Town of Cross needed to be consulted and Kenny Haeuser noted that they are fine with whatever we decide. It was noted that a per bag charge might cause more people to thinka bout what they are throwing away and to recycle more. The bag size would be up to the individual, but they would have to be able to lift it into the dumpster. Kevin Dienger moved to change the garbage dumpster policy to provide for hours on Saturday mornings from 8:00 a.m. to noon and a \$1.00 per bag fee. Bob Platteter seconded the motion. (motion based).

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

Meeting adjourned 8:23 p.m.

Submitted by Kalene Engel, Town Clerk



RESOLUTION # 2009-01

RESOLUTION ADOPTING THE BUFFALO COUNTY

MULTI-HAZARDS MITIGATION PLAN 2009-2013

WHEREAS, The Town of Milton recognizes the threat that natural hazards pose to people and property; and

WHEREAS, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars; and

WHEREAS, an adopted multi-hazards mitigation plan is required as a condition of future grant funding for mitigation projects; and

WHEREAS, The Town of Milton participated jointly in the planning process with the other local units of government within the County to prepare the Multi-Hazards Mitigation Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Milton Board, hereby adopts the Buffalo County Multi-Hazards Mitigation Plan 2009-2013 as an official plan.

Dated this 15 day of April, 2009

Respectfully Submitted By:

Ed J. Platt  
Eugene L. Bryan Jr.  
Ken J. Dwyer

I, Kalene Engel, as Town Clerk do hereby certify that the foregoing is a true and correct copy of the resolution adopted by the Town of Milton, Buffalo County at the meeting held April 15, 2009.

Kalene M Engel  
Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**May 20, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were 4 community members.

**Informal Public Comment::** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the in advance the minutes from the April 15, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Voter Accessibility Issues:** Rusty Gibbons looked at the Town Hall and said he would tear out the existing concrete and lay new concrete (approximately \$106/yd) with a concrete pillar for the posts. He would charge \$25/hour to figure out what needs to be done with the floor/chimney. The chimney is settling and causing the floor to go with it. Supervisor Platteter attempted to contact Virgil Schaffner to have the furnace issue investigated.
- **Assessor Contract:** Supervisor Eugene Bagniewski, Jr. moved to approve the assessor contract for Eric Kleven. Supervisor Dienger seconded the motion (motion passed).
- **Fire Protection Ordinance:** The Ordinance is still being reviewed.; this matter was tabled.
- **Road Maintenance Repair/Construction:** Supervisor Dienger, Chairperson Platteter and Paul Duellman drove Town roads to review the road situation. The areas that need crack filling are Ginos Drive and Herzberg Road plus the first streets in Pinecrest: Maple, Elm, Conrad and Badger (these roads were supposed to be done in 2008). For 2009, Park and Bay Street need to be added for crack filling. Waumandee Creek Road also needs to be to be torn up and repaved but we may need to hold off a year or so and do a bigger section, particularly in light of the unknown costs of repairing the furnace/chimney in the Town Hall. Clerk Engel will pull the Allied bid from last year and get it to Supervisor Platteter, who will contact Allied. Paul Duellman will patch up Waumandee Creek Road and discussion of further repairs will be tabled at this time. . Lover's Lane will be put on the agenda for June to discuss various options: putting bridges in, converting to a walking path or giving it back to the owner. Chairperson Platteter will talk to Bob Cisewski about whether he'd be willing to take the road back. Supervisor Dienger will talk to Kenny Haeuser about the other options that are present with respect to the road. Paul Duellman will also put some gravel on the road going to Fred Krueger's house.
- **Garbage Dumpster Fees/Policies:** Snapper says the dumpster seems to be going well. His dog agrees.

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

Meeting adjourned 8:00 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**June 17, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were 4 community members.

**Informal Public Comment::** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the in advance the minutes from the May 20, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Liquor License Applications:** Clerk Engel reported that all current alcohol licenses holders submitted sufficient applications and passed background checks. Eugene Bagniewski, Jr. made a motion to grant licenses to Jo Borchert (Drift Inn); Steve Altobell (Bay's End) and Mississippi Thunder Speedway (Robert Timm). Supervisor Dienger seconded the motion (motion passed). Eugene Bagniewski, Jr. also made a motion to grant a conditional license to Lance Wilson on the condition that he must obtain a valid seller's permit before being issued an unconditional license. Supervisor Dienger seconded the motion (motion passed).
- **Town Hall Furnace/Floor:** Bids from Schaffners for the replacement or move of the old furnace were reviewed; the bid for a new garage type furnace was \$50 more than the bid to move the old furnace; however, that bid included the removal of the old furnace. Duane Hund offered to purchase the old furnace and tank with fuel and to remove it from the premises. Supervisor Dienger moved to sell the old furnace and tank with fuel to Duane Hund for \$50, provided he removed them from the Town Hall. Eugene Bagniewski, Jr. seconded the motion. On a motion by Supervisor Dienger and a second by Eugene Bagniewski, Sr., the Board elected to purchase a new furnace from Schaffner's with the understanding that there would be some discount due to the fact that Schaffners would not have to remove the furnace and tank.
- **Crackfill:** The Board reviewed and discussed bids by Scott and Allied for the crackfilling job in the Township. Eugene Bagniewski, Jr. moved to award the bid to Allied Blacktop for the bid price of \$15,583.00; Supervisor Dienger seconded the motion (motion passed).
- **Lovers Lane:** Supervisor Platteter was not able to contact Robert Cisewski about his desire to assume responsibility/ownership of Lover's Lane, but will see him this weekend. Kenny Haeuser stated that the road is a disaster, noting that if you close the road and leave it as is, it would cost \$20,000 to remove the bridges. On the other hand, if the road was made into a walking trail, it would create liability problems for personal injuries. He feels that if Mr. Cisewski would be willing to take the road back, the decision is obvious. He further notes that, in the past, notice had to be given to adjoining landowners of an intent to close the road; however, he feels that might have changed. Supervisor Dienger feels that the most prudent course of action would be to engage legal counsel to research what steps need to be taken to close the road. Supervisor Dienger moved to contact Attorney Michael Chambers to explore the legal aspects of closing Lover's Lane Road—either giving it back or closing it as a town; Supervisor Bagniewski seconded the motion (motion passed).
- **Ordinance #3:** Chairperson Platteter read his proposed changes to Ordinance #3, which eliminated the actual rates for fire service, instead referencing the Fire Association rates. He also felt that a provision should be added to allow the Town to bill residents of the Township who intentionally start a fire and then require the fire department to respond (such as if the fire was lit during a time when it should not have been lit and gets out of control). Clerk Engel suggested that the proposed ordinance be presented to the Wisconsin Towns Association for review and the Board agreed.

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

Meeting adjourned 8:20 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**July 15, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were 5 community members.

**Informal Public Comment::** Gerald Goran wants to know what is going on with the Steve Singer property in the Park Annex. Chairperson Platteter and Gerald Goran will go over and talk to Mr. Singer. They also want to know what is going on with the Park Street Crossing because the railroad tore the crossing out and has gravel there. Paul Duellman will check with the road manager of the railroad, Mike Vietz and find out the status. Paul Duellman reported that they are going to be replacing the steel in August/September so the road will probably remain torn up.

**Bills:** Bills were presented. Clerk Engel and Treasurer Baures explained the Waste Management bill. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the June 17, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Town Hall Furnace/Floor:** The furnace is gone. Rusty Gibbons was going to tear the chimney out and repair the roof. Supervisor Dienger asked if Eric Hofer if he would be interested in giving a bid on that; he had no problem with getting Rusty Gibbons in to get rid of the chimney, fix the floor and the roof at \$25/hour. No new bid for the furnace has been received from Schaffner's.
- **Fire Protection Ordinance:** Clerk Engel distributed a list of the last 5 years of expenses for fire protection. The Town of Milton currently pays ¼ of the cost for the Volunteer Fire Dept. The Town is also billed for any fire run in the township and that is charged by the man hour. Milton would not pay for mutual aid. The ¼ cost plus fire runs totals between \$9,500 and \$11,500 or so per year. There are also payments received from the state, called 2% dues, which are passed directly through to the Fire Department and which are around \$1,300/year. Therefore, the amount that we would be talking about in trying to collect in fire service payment is \$1,000 to \$2,000 per year. Three other Townships funding the Fountain City Fire Department: Cross, Buffalo and City of Fountain City. Town of Buffalo is working on getting a Fire Protection Ordinance; Town of Cross does not have one. Town of Fountain City has one but they also have a burn permit. The Wisconsin Towns Association lawyer stated that a Fire Protection Ordinance could allow us to bill for intentional fires and not bill for accidental fires, but we would probably be opening ourselves up to litigation if we did so. Clerk Engel noted that the Town had not billed anyone for fire runs for the last several years. Chairperson Platteter stated that the Fire Department did bill for some fires, but wasn't sure how that was determined. Clerk Engel will talk to Paul Schaffner of the Fire Department about what billings are being used/pursued on fire calls. The issue will be tabled for now.
- **Lovers Lane:** Chairperson Platteter talked to Robert Cisewski and he's more than willing to take the road back but does not want to end up with liability. Supervisor Platteter stated that it would be his responsibility to block the roadway to prevent access. For Mike Chambers to get started we would need a legal description of the roadway; and he would draft the paperwork. Clerk Engel will review her records to see if we have a description; otherwise Chairperson Platteter will obtain one from the Courthouse. Eugene Bagniewski, Jr. moved to have Chambers draw up the paperwork and start the process to get the town road dedicated.
- **Other Roads:** Supervisor Dienger and Chairperson Platteter went and talked to Fred Krueger and Bruce Malotke. Mr. Malotke agreed to move his fence (which was on Township right-of-way).. Chairperson Platteter told Fred Krueger that the road was in the correct position and would not be blacktopped. Paul Duellman reported that there are some road issues on Waumandee Creek Road and Canada Ridge Road and Schlavin's Dugway. Board members will go out and take a look at the roadways and let Paul Duellman know what they think. Crackfilling will occur in early August.

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

Meeting adjourned 8:09 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**August 18, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were 5 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the July 15, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Neighborhood Electric Vehicles:** Jim Thompson from the Wisconsin State Park System requested that the township pass an ordinance which would allow neighborhood electric vehicles to operate on roadways in Merrick Park. These vehicles are electric powered, with a maximum speed of 25 miles per hour and cannot be operated on roads with a speed limit greater than 35 miles per hour, nor across state highways. The Board questioned whether it had jurisdiction over roadways in the park and whether it was necessary for the township to pass an ordinance if there was no jurisdiction. Lack of jurisdiction would also raise a question about enforcement of the ordinance. Mr. Thompson will look into this issue and report back to Clerk Engel.
- **Town Hall Floor:** Rusty Gibbons has been doing military training and has not yet started on the chimney. He will do so shortly. He will be removing the chimney at a rate of \$25/hour and will provide us with a bid for fixing the floor and doing the cement.
- **Fire Protection Ordinance:** Clerk Engel reported on the billing procedures of the Fountain City Fire Department. At present, the Department is billing private individuals/entities only for limited items, such as railroad calls. They do keep track of man hours and other statistics on the incident report, but do not request information about insurance. The four municipalities (Fountain City, Cross, Buffalo and Milton) are billed on a yearly basis. Discussion was had on the cost effectiveness of passing an ordinance and billing from the Township versus requesting the Fire Department to bill, possibly paying an additional fee for the service but then benefitting from any fire fees which are collected from insurance. Chairperson Platteter will make inquiry of the Fire Department officers. This Ordinance will remain on the agenda for next meeting. The next ordinance will also be reviewed at that time.
- **Road Maintenance:** Paul Duellman will spend no more than a day cleaning the culverts/repairing ditches on Schlawin Road. He will also check on what can be done for the holes in Waumandee Creek Road. Crackfilling has not yet begun so Chairperson Platteter will contact Allied Blacktop tomorrow to ask about the repair schedule. Supervisor Dienger reported on the TRIP Program that he attended recently. The Town will be getting TRIP application shortly and stands a good chance of receiving funding since it has been several years since we have done so. The project that would be used for a TRIP application is Waumandee Creek Road, from Lover's Lane to Highway 35. The application is due this year, but the work does not need to be completed until 2010-2011.
- **Lovers Lane:** Chairperson Platteter obtained a legal description and will take that to Attorney Chambers along with the certified mileage (which Clerk Engel will provide to him).
- **Polling Place Accessibility:** The State Elections Board has made grant funding available for polling place accessibility issues. The Town will be applying for handicap accessible signage, a wireless doorbell and a door threshold.
- **Badger Road:** The County has requested that the area of Badger Road near Bruce Malotke be changed. This will be included on next month's agenda.

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

Meeting adjourned 8:10 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**September 16, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were 6 community members.

**Informal Public Comment:**

- **Mississippi Thunder Speedway:** Scott Bagniewski and Ned Crowley commented on recent activity at the racetrack. For the past several weeks there have been cars practicing at the racetrack on Wednesday and Thursday nights and Saturday mornings, many times without the owner present. Clerk Engel read the minutes of the March 2009 meeting at which Mr. Timm stated that such practices would not be occurring. Mr. Crowley pointed out that he was not concerned about the Friday night racing, even though the races have been running later than Mr. Timm stated they would. Chairperson Platteter will contact Mr. Timm to remind him of the promises he made at the March 2009 meeting.
- **Badger Road:** Ned Crowley noted that there was some breakup occurring on Badger Road near the end of his driveway. Paul Duellman will investigate and patch if necessary.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the August 19, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes and Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Neighborhood Electric Vehicles:** Clerk Engel requested from Jim Thompson the statutory authority for the NEV ordinance requested by the State Park System. She had not heard back from him at the time of the meeting so the issue was tabled and will be placed back on the agenda at the request of Mr. Thompson.
- **Town Hall Floor Issues:** Rusty Gibbons is going to start tearing the chimney out tomorrow, after which he will give an estimate on the floor and cement slab.
- **Fire Protection Ordinance:** Chairperson Platteter reported that the Fountain City Fire department is not going to do any billing to individuals for fire calls. The City of Fountain City and Town of Buffalo plan to do their own billings. Chairperson Platteter proposes that we amend the ordinance to modify the rates as follows: to have a per call rate consistent with the established Buffalo County Fire Association rate and to have a per man hour rate consistent with the established Fountain City Fire Association rate. Supervisor Dienger made a motion to amend the ordinance accordingly. Supervisor Dienger Bagniewski seconded the motion (motion passed). Clerk Engel will start a rate schedule so that ordinances don't need to be amended every time a rate changes. Kenneth Haeuser noted that the Fountain City Fire Association bylaws may need to be changed to allow for direct billing by the municipalities.
- **Repeal/Amendment of Ordinance #4 – Regulate and Control Public Function:** Supervisor Dienger made a motion to repeal the ordinance as it was obsolete. Supervisor Bagniewski seconded the motion (motion passed). Next month the Board will review Ordinances 5, 6 and 8.
- **Roads:**
  - **Crack Filling:** Allied did the crack filling but missed a section on Park Road—they will be coming back to complete the repairs.
  - **Lovers Lane Closure:** Chairperson Platteter met with Attorney Chambers and received a copy of the statutory language that must be followed in transferring the road (Wis. Stat. Sec. 82.10). Chairperson Platteter has already spoken to some of the parties that need to be notified (DNR, Land Conservation, Department of Transportation, Robert Cisewski). Chairperson Platteter will meet with Attorney Chambers next week to follow-up. This matter needs to be on next month's agenda and properly noticed.
  - **Badger Road:** The zoning office has requested that the township come up with a name for the section of Badger Road on which Bruce Malotke currently lives. According to the state, this road is Cedar Road. Supervisor Dienger made a motion to name it Hickory Street and Supervisor Bagniewski seconded the motion (motion passed).

- **TRIP Application:** The TRIP application has not yet been received. Next year a section of Waumandee Creek Road will need to be re-done at an estimated cost of approximately \$100,000.
- **Schlawn Dugway:** Paul Duellman asked for and received permission to obtain blacktop from Whitehall because it is \$20/ton cheaper.
- **Weeds:** Paul Duellman was instructed to cut weeds along the roads.

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

Meeting adjourned 8:20 p.m.

Submitted by Kalene Engel, Town Clerk



**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**October 21, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present were 6 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the September 16, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes with the correction that Supervisor Bagniewski seconded the Fire Protection Ordinance motion (not Supervisor Dienger). Supervisor Bagniewski seconded the motion to approve the minutes as amended (motion passed).

**Other Business:**

- **Mississippi Thunder Follow-Up:** Eugene Bagniewski, Jr. spoke to Robert Timm about the racetrack complaints and Mr. Timm stated that he was aware of issues and was taking remedial actions. Mr. Timm will be invited to come to a Board Meeting in the Spring to discuss the 2010 race season.
- **Town Hall/Furnace Issues:** Rusty Gibbons removed the chimney and reinforced the floor. Some of the joints under the chimney were pretty rotten, but the remainder of the floor seems fairly solid. The furnace is installed but not yet hooked up to the fuel. There are other issues that need to be addressed including repair of the fascia, Chairperson Platteter will take care of. Rusty Gibbons did not feel that more concrete needed to be poured at the entrance and suggested we install the threshold ramp (received from the State as a grant item) to see if that solves the problem.
- **Review of Ordinances 5, 6 & 8:** The Board saw no reason to change any of these Ordinances. At the next meeting, Ordinance #9 will be reviewed.
- **Local Road Miles Certification:** Chairperson Platteter felt that we may not be getting paid for some of the mileage on Waumandee Creek Road. After discussion, the Board determined that we were probably getting paid for the mileage but that the reports needed to be updated.
- **Complete Census Court Update:** Supervisor Dienger and Chairperson Platteter went to the County Unit Meeting on Monday night and the message on the census was to encourage residents to complete the census because that is what is used to determine governmental aid and legislative representation. Anyone interested in applying for a job with the Census should contact [www.2010censusjobs.gov](http://www.2010censusjobs.gov) or call 1-866-861-2010; salary range is between \$10-14.
- **Uniform Dwelling Code Inspection Provider Update:** The Uniform Dwelling Code was discussed on Monday at the County Unit Meeting. The selection of Cedar Corp as the building inspector was not opposed by any townships. This enables the County to move forward with a resolution, after which the Town has to adopt a resolution. If we do not adopt the resolution, we will get a state appointed representative from Prairie Du Chien.
- **Roads:**
  - **Lover's Lane:** Chairperson Platteter brought a copy of the resolution to pass regarding Lover's Lane. Once this is passed, we have to select a date more than 30 days from today for a public hearing. At the hearing, anyone is allowed to come and speak. Attorney Chambers will take care of the publication and other notice requirements. Supervisor Bagniewski moved to adopt the Resolution for the Discontinuance of the Town Highway Known as "Lovers Lane" and Supervisor Dienger seconded the motion (resolution passed). A public hearing on the matter will be held prior to the December board meeting.
  - **TRIP Application:** The application for the TRIP funds is due by November 2, 2009. Allied and Mathy will be asked for bids for the Waumandee Creek Road Project. Chairperson Platteter and Clerk Engel will work on the application.
  - **Road Projects for 2010:** None other than Waumandee Creek Road and usual maintenance.
  - **Change of Name of a Portion of Badger Road:** The County does not want the road named Hickory because that is duplicative of another road in the County. Supervisor Dienger made a motion to name the road "Red Cedar Lane", Supervisor Bagniewski seconded the motion.

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

Meeting adjourned 8:25 p.m.

Submitted by Kalene Engel, Town Clerk



**RESOLUTION FOR THE DISCONTINUANCE  
OF THE TOWN HIGHWAY KNOWN AS "LOVERS LANE"**

WHEREAS it has become impractical and economically burdensome to undertake the maintenance, repair, and improvements necessary to Lovers Lane Town Highway, including, but not limited to necessary bridge reconstructions costs; and

WHEREAS the town highway has only one owner abutting the entire length of the same, that being Robert J. Cisewski, Jr.

UPON MOTION MADE AND DULY SECONDED, IT IS HEREBY RESOLVED that the town board, upon following the proper notice procedures set forth in Wisconsin Statute 82.10(3), meet to consider issuing a highway order to discontinue the town highway known as Lovers Lane.

Lovers Lane consists of a town highway approximately .44 mile in length lying in the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter, Section 6, Township 19 North, Range 11 West, Buffalo County, Wisconsin, running between the east right of way of STH 35 in a northeasterly direction to the north line of Section 6, Township 19 North, Range 11 West.

A scale aerial map of the land is attached hereto.

Dated this 20<sup>th</sup> day of October, 2009.

  
\_\_\_\_\_  
Kalene Engel, Clerk

ATTEST:

  
\_\_\_\_\_  
Robert Platteter, Chairman

## AFFIDAVIT

RE: Lovers Lane consisting of a town highway approximately .44 mile in length lying in the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter, Section 6, Township 19 North, Range 11 West, Buffalo County, Wisconsin, running between the east right of way of STH 35 in a northeasterly direction to the north line of Section 6, Township 19 North, Range 11 West.

STATE OF WISCONSIN     )  
                                      ) SS  
COUNTY OF BUFFALO     )

C. Michael Chambers, being first duly sworn on oath deposes and says as follows, to-wit:

1. That he is the attorney for the Town of Milton, Buffalo County, Wisconsin.
2. That he caused a Class 3 Notice to be published for three consecutive weeks in the Cochrane-Fountain City Recorder.
3. That he gave written notice, at least 30 days before the December 16, 2009, hearing in the above matter, by certified mail to the following parties:

Mr. Robert J. Cisewski, Jr.  
34496 Luena Lane  
Winona, MN 55987

Wisconsin Department of Natural Resources  
101 South Webster Street, P.O. Box 7921  
Madison, WI 53707-7921

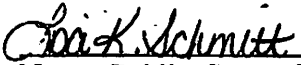
Buffalo County Land Conservation Dept.  
Ms. Julie Fernholz, County Conservationist  
407 South Second St., P.O. Box 88  
Alma, WI 54610

Wisconsin Department of Transportation  
Hill Farms State Transportation Building  
4802 Sheboygan Ave., P.O. Box 7999  
Madison, WI 53707-7999

Dated this 16th day of December, 2009.

  
C. Michael Chambers

Subscribed and sworn to before me  
this 16th day of December, 2009.

  
Notary Public, State of Wisconsin  
My Commission Expires May 23, 2010

**TOWN OF MILTON**

**BUDGET MEETING AND SPECIAL TOWN MEETING REGARDING TAX LEVY**

**November 18, 2009**

**Budget Hearing:** A budget hearing was held pursuant to notice at the Milton Town Hall starting at 7:15 p.m. There was no discussion.

**Special Town Meeting:** Robert Platteter called the meeting to order at the Milton Town Hall at 7:15 p.m. with 9 electors present.

**Tax Levy:** Eugene Bagniewski, Jr. made a motion to pass a resolution to adopt a town tax levy of \$47,962.00 for 2009, payable in 2010, which represents a zero percent increase from the 2008 tax levy. Kevin Dienger seconded the motion. There was no discussion. Of the nine electors authorized to vote, nine voted in favor of the resolution, zero voted against the motion and they were no abstentions. The resolution passed and will be properly posted by the Clerk within 30 days of its adoption.

**Highway Expenditures:** Kalene Engel made a motion to pass a resolution authorizing the Town Board of the Town of Milton to spend up to \$50,000 over the \$150,000 which is the annual limit of the product of \$5,000 multiplied by the miles of highway under the jurisdiction of the Town measured by the most recent highway mileage for the Town, for construction, maintenance, and repair of its highway and bridges. This motion was made pursuant to Wis. Stat. Sec. 82.03(2)(a) and is necessary because of a major construction project which will need to be completed on Waumandee Creek Road. Of the nine electors authorized to vote, nine voted in favor of the resolution, zero voted against the motion and they were no abstentions. The resolution passed and will be properly posted by the Clerk within 30 days of its adoption.

Upon a motion by Jane Baures and a second by Eugene Bagniewski and supported by all present, the meeting was adjourned.

Meeting adjourned 7:20 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN TAX LEVY RESOLUTION  
AT THE NOVEMBER 18, 2009 TOWN MEETING OF ELECTORS**

**Town of Milton, Buffalo County, Wisconsin**

Whereas, Wisconsin Statute section 60.10(a)(a) authorizes the town electors of a town to adopt the town tax levy at a town meeting of the electors;

Whereas, a special town meeting of the electors has been called for this 18<sup>th</sup> day of November, 2009;

Now, therefore, the special town meeting of the Town of Milton, Buffalo County, Wisconsin, by a majority vote of the eligible electors voting on this 18<sup>th</sup> day of November, 2009, duly assembled and voting, resolves and orders as follows:

BE IT RESOLVED, the town electors of the Town of Milton, Buffalo County, Wisconsin, hereby adopt the town tax levy for 2009 to be collected in 2010 at \$47,962.00

The town clerk shall properly post or publish this resolution as required by law under Sec. 60.80 of Wis. Statutes within 30 days of the below noted adoption date.

Adopted this 18 day of November, 2009 at a Special Town Meeting.

Number of town electors voting aye 9

Number of town electors voting nay 0

Number abstaining or not voting (if determined) 0

Signature of Town Meeting Chairperson



Signature of Town Clerk



**TOWN HIGHWAY EXPENDITURE RESOLUTION  
AT THE NOVEMBER 18, 2009 TOWN MEETING OF ELECTORS**

**Town of Milton, Buffalo County, Wisconsin**

Whereas, Wisconsin Statute section 82.03(2)(a), authorizes the town electors of a town to set the total highway expenditure limit at a town meeting if the Town is going to spend more than \$5,000 times the number of miles that the town has jurisdiction over.

Whereas, a special town meeting of the electors has been called for this 18<sup>th</sup> day of November, 2009;

The town meeting of the Town of Milton, Buffalo County, Wisconsin, by a majority vote of the eligible electors voting a special town meeting with notice, duly assembled and voting resolves and orders as follows:

Pursuant to s. 82.03(2)(a), Wis. stats., the town board of the Town of Milton, is authorized to spend up to \$50,000 over \$150,000, which is the annual limit of the product of \$5,000 multiplied by the miles of highway under the jurisdiction of the town measured by the most recent highway mileage for the town, for construction, maintenance, and repair of its highways and bridges.

The town clerk shall properly post or publish this resolution as required by law under Sec. 60.80 of Wis. Statutes within 30 days of the below noted adoption date.

Adopted this 18 day of November, 2009 at a Special Town Meeting.

Number of town electors voting aye 9

Number of town electors voting nay 0

Number abstaining or not voting (if determined) 0

Signature of Town Meeting Chairperson

*Scott Platt*

Signature of Town Clerk

*Kalene M. Engel*

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**November 18, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:24 p.m. with all board members present. Also present were 6 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Bagniewski, Jr.; seconded by Supervisor Dienger (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the October 21, 2009 monthly meeting prior to the meeting. Supervisor Dienger moved to approve the minutes. Supervisor Bagniewski seconded the motion to approve the minutes (motion passed).

**Approval of Budget:** Supervisor Dienger made motion to approve the proposed budget as presented and published; Supervisor Bagniewski seconded the motion. (motion passed).

**Other Business:**

- **Amendment of Ordinance #9:** Discussion was had on the fact that Buffalo County has enacted a dog ordinance which supersedes many of the provisions of the Town's ordinance. Supervisor Bagniewski, Jr. made a motion to repeal the ordinance; Supervisor Dienger seconded the motion.
- **Local Road Mile Certification Status:** Chairperson Platteter proposed some changes to the State on the certified mileage list because the State had some wrong road names listed.
- **Census insert for Tax Bills:** Treasurer Baures will be attending a Treasurer's meeting and will discuss with others at the meeting what kind of insert they will be doing to remind people of the census. She will also include dog license application in the tax bills.
- **Lover's Lane Status:** The Notice of Meeting for the Discontinuance of the Roadway will appear in the paper this week. The meeting will be held on Wednesday, December 16, 2009 at 7:15 p.m. to consider the discontinuance.
- **TRIP Application:** We received notification that we were granted \$19,059.21 in TRIP funds for the Waumandee Creek Road project, which is 26% of the total funds awarded to Buffalo County townships.
- **Working Lands Initiative:** Chairperson Platteter gave notification of a Working Lands Initiative meeting that will be held on Wednesday, December 2, 2009 at 10:30 a.m. in the County Board Room of the Buffalo County Courthouse
- **Recycling Center/Garbage:** The City of Fountain City wants to charge the Town of Milton more money for the recycling fees that the City incurs. They want to charge not only for a portion of the attendant fees, but also for the bobcat time for pushing brush together. The total amount would then jump from approximately \$250 per year to \$610 per year (an additional \$360.00). The concern on the part of the Board is that the Town of Milton residents are not contributing brush and/or other items that would require bobcat time. Chairperson Platteter will have further discussions with Fountain City mayor regarding this issue.
- **Garbage:** The Town of Cross is also considering changing their garbage policy, possibly by having a dumpster in the City of Fountain City.

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

Meeting adjourned 7:50 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 18, 2009, 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 2010 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 2010 Budget:

	2008	2009	2010	%
Category	Actual	Estimated	Proposed	change
<b>REVENUES:</b>				
General Property Taxes	46,816.00	47,962.00	47,962.00	0.00%
Special Assessments	0.00	0.00	0.00	
Intergovernmental Revenues	96,077.69	97,175.24	95,000.00	-2.24%
Licenses and permits	1,825.66	1,940.00	1,900.00	-2.06%
Fines, forfeitures and penalties	0.00	0.00	0.00	
Public charges for services	1,935.00	0.00	0.00	
Intergovernmental charges	1,012.56	1,018.00	1,000.00	
Miscellaneous revenue	4,736.95	3,500.00	1,700.00	-51.43%
Other financing sources*	0.00	0.00	0.00	
*from savings		0.00	89,938.00	
<b>TOTAL REVENUES:</b>	<b>152,403.86</b>	<b>151,595.24</b>	<b>237,500.00</b>	<b>56.67%</b>
<b>EXPENDITURES:</b>				
General Government	32,041.89	40,000.00	43,000.00	7.50%
Public Safety	12,006.14	13,566.84	14,000.00	3.19%
Public Works**	51,317.19	85,000.00	180,000.00	111.76%
Health & Human Services	0.00	0.00	0.00	
Culture, Recreation, Education	135.00	0.00	500.00	
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*	56,903.64	13,028.40	0.00	
*to savings for future road work				
<b>TOTAL EXPENDITURES:</b>	<b>152,403.86</b>	<b>151,595.24</b>	<b>237,500.00</b>	<b>56.67%</b>
**includes \$140,000 budgeted for Waumandee Creek Road Project				

### SPECIAL TOWN MEETING OF ELECTORS

Notice is hereby given that a special town meeting of the Town of Milton, Buffalo County, Wisconsin, will be held in the town at W984 Lower Eagle Valley Road, Fountain City, WI on the 18th day of November, 2009, immediately following the completion of the Public Hearing on the proposed 2010 town budget which begins at 7:15 P.M. to approve the total highway expenditures for 2010 pursuant to Wis. Stat. Sec. 82.03 (3) and to approve the 2009 town tax levy to be paid in 2010 pursuant to Section 60.10(1)(a) of Wis. Statutes.

By Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**PUBLIC HEARING ON ROAD DISCONTINUANCE (Lover's Lane)**  
**December 16, 2009**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:17 p.m. with all board members present. Also present were 5 community members. Chairperson Platteter noted that C. Michael Chambers, attorney for the Town of Milton, had caused notice to be published in the newspaper for three consecutive weeks and provided written notice to adjacent property owners, the DNR, the DOT and the land conservation department at least 30 days prior to the hearing. Each Board member also personally viewed the roadway on December 16, 2009: Kevin Dienger at 6:42 p.m., Eugene Bagniewski at 6:58 p.m. and Robert Platteter at 7:02 p.m.

Bob Cisewski wondered if he would have to do anything with the bridges, like remove them. Chairperson Platteter told him the roadway could stay pretty much as is since it will be a private roadway. There were no other comments.

Supervisor Dienger moved to discontinue Lover's Lane as a town road and Supervisor Platteter seconded the motion (motion passed).

Discussion was had on how to close off the roadway. Bob Cisewski would prefer to have gates. Chairperson Platteter stated that the Township would place post for the gates if he would provide the gates. This was acceptable to Mr. Cisewski. In the meantime, Paul Duellman will build a snow berm and signs or other appropriate blocking and notification of the road closure.

Motion to adjourn the public hearing by Supervisor Bagniewski and seconded by Supervisor Dienger (motion passed).

Meeting adjourned at 7:24 p.m.

Submitted by Kalene Engel, Town Clerk



**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**December 16, 2009**

 Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:25 p.m. with all board members present. Also present were 8 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Motion to pay remaining bills by Supervisor Dienger; seconded by Supervisor Bagniewski (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the November 18, 2009 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes. Supervisor Dienger seconded the motion to approve the minutes (motion passed).

**Appointment of Election Officials:** Supervisor Bagniewski moved to appoint the same election officials as last term (Inez Pelley, Maryann Senn, Norma Isakson, Jackie Killian, Penny Schmidtkecht, Karen Bagniewski, Bev Engel, Lois Haeuser, and Lucille Bagniewski), plus Jane Baures. Supervisor Dienger seconded the motion (motion passed).


**Other Business:**

- **Amendment of Ordinance #10:** Discussion was had on the fact that Buffalo County has enacted a dog ordinance which supersedes many of the provisions of the Town's ordinance and that Ordinance #10 only related to dog-related citations (which would now be the responsibility of the County). Supervisor Bagniewski, Jr. made a motion to repeal the ordinance; Supervisor Dienger seconded the motion. For next meeting, the Board will consider numbers 11 & 12.
- **Local Road Mile Certification Status:** Chairperson Platteter received verification that the state received the certified mileage list. There are two roads that are also in the Township, Blum Road (approx. .09) and Patzner Road (.09), that need to be submitted for certified mileage.
- **Snowplowing:** There was a complaint by Mike Thompson regarding plowing near an intersection by Haney, but that was a misunderstanding and was due to someone other than Louis Earthmoving. Eugene Bagniewski complimented Louis Earthmoving on the good job that they did snowplowing. He's traveled many roadways in the County and the Town of Milton's are the best.
- **Consideration of Acceptance of Dedication of Fern Circle as a Town Road by Rich Ernst:** Supervisor Bagniewski moved that the Town Board cause a Resolution to be signed to accept Fern Circle as a town road contingent upon the receipt of the proper paperwork from Rich Ernst to do so, and that once the proper paperwork was received, the Town Supervisor and Town Clerk be authorized to sign the resolution without waiting for the January meeting. Once the resolution is signed, the Town will take over the roadway including snowplowing but, until that time, maintenance remains the responsibility of the owner. Supervisor Dienger seconded the motion.
- **Dumpster:** Town of Cross is going discontinue dumpster use as of January 1, 2010 so Snapper should monitor to make sure that Town of Cross residents are not dumping in the dumpster. Scott Bagniewski suggested that amounts paid to Snapper be applied toward the dumpster cost and also offered to have the dumpster placed in his yard.
- **Fire Association Board of Directors Meeting:** The semi-annual meeting on January 14<sup>th</sup> at 7:00 p.m. at the Fountain City Fire Station.

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

Meeting adjourned 8:15 p.m.

Submitted by Kalene Engel, Town Clerk



**RESOLUTION TO ACCEPT FERN CIRCLE AS A TOWN ROAD**  
**Town of Milton, Buffalo County, Wisconsin**

Be it resolved that Fern Circle, as platted and recorded on the attached survey map, (previously approved by the Board), shall be taken over as Town Road right-of-way as such time as the requirements set forth in Town Ordinance #2 (adopted October 18, 1977) have been satisfied.

Dated: December 16, 2009

By the Town of Milton

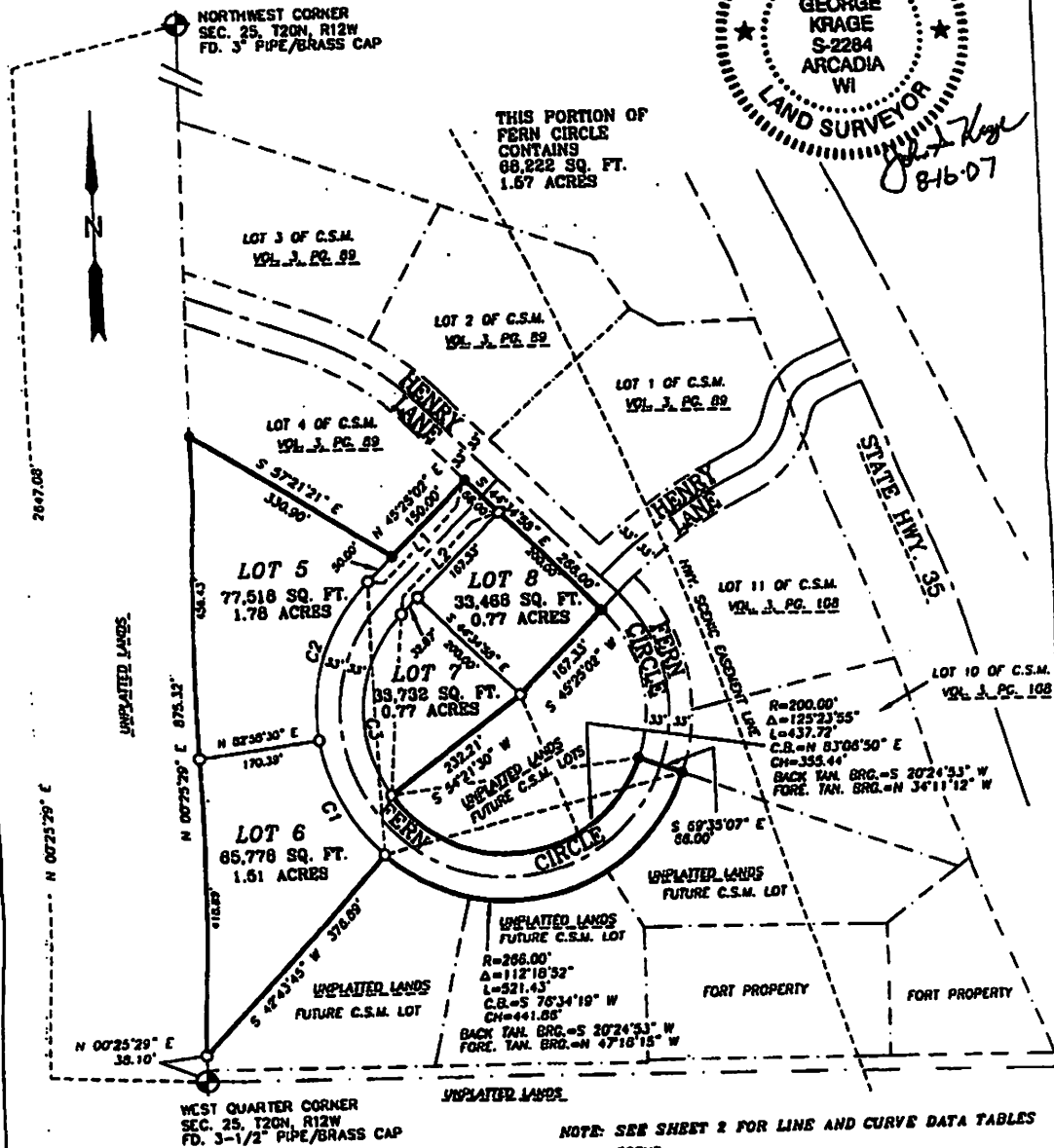
  
\_\_\_\_\_  
Robert Platteter, Town Chairperson

  
\_\_\_\_\_  
Kalene Engel, Town Clerk

2 o'clock 11 M., and recorded in  
Vol. CSM of CSM, Page 143  
Wanda J. Quette  
Register

Rick Ernst  
15<sup>00</sup> Pd.

## A circular professional seal for a Wisconsin Land Surveyor. The outer ring contains the text "WISCONSIN" at the top and "LAND SURVEYOR" at the bottom, separated by two five-pointed stars. The center of the seal contains the text "JOHN GEORGE KRAGE", "S-2284", and "ARCADIA WI". The seal is stamped in black ink on a light-colored, slightly textured paper.



**NOTE: SEE SHEET 2 FOR LINE AND CURVE DATA TABLES**  
**LEGEND**

○ = SET 1" X 24" IRON PIPE  
WEIGHING 1.13 LBS./L.F.  
● = FOUND 1" PIPE

DRAWN BY JCK  
DATE DRAWN 8/16/2007  
DATE SURVEYED AUGUST 2007  
PLOTTER SCALE 1 = 200

FILE NAME: D:/20-12/ERNST07.DWG

SHEET 1 OF 3

A horizontal graphic scale bar with tick marks at 0, 200, 400, and 600 feet. The text '0', '200'', '400'', and '600'' is placed above the corresponding tick marks.

SCALE: 1" = 200'

**BURT SURVEYING LLC.**  
53343 County Road M  
Fountain City, WI 54629  
Phone/fax (608) 687-4100