

**TOWN OF MILTON**

**MEETING MINUTES**

**2010**

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**January 20, 2010**

Supervisor Bagniewski called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present except Chairperson Platteter. Also present were 3 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 December 26, 2009 monthly meeting prior to the meeting. Supervisor Bagniewski moved to approve the minutes with the addition that Scott Bagniewski recommended that "a part of" the fees paid to Snapper be applied toward the dumpster. Supervisor Dienger seconded the motion to approve the minutes as revised (motion passed).

**Other Business:**

- **Review of Ordinance #11:** The Board declined to take any action to repeal or revise Ordinance #1.
- **Review of Resolution #12:** The Board elected to table the review of Ordinance #12 until those individuals listed in the Ordinance and others could be contacted to determine whether they still had an interest in serving as an Alternative Board of Review member. For next meeting, the Board will consider numbers 12, 15, 17 and 18.
- **Fern Circle:** Fern Circle has been officially accepted as a town road.

**Announcements:** The NEV Ordinance will be before the Board at the February meeting.

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

Meeting adjourned 7:55 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**February 17, 2010**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present except Treasurer Baures. Also present were 3 community members.

**Informal Public Comment:** None.

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

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the January 20, 2010 meeting. Supervisor Dienger moved to approved the minutes; Supervisor Bagniewski seconded the motion (motion passed).

**Other Business:**

- **Post-Prom Party Donation Request:** Supervisor Bagniewski moved to donate \$50 to the Post-Prom Party at C-FC; Supervisor Dienger seconded the motion (motion passed). The Board cautioned that donation requests will be handled on a case by case basis and noted that the Town benefitted from the work of the C-FC students during the 2009 Spring FFA Clean-up.
- **Neighborhood Electric Vehicle Ordinance:** Discussion was had on the request of Merrick Park to pass a NEV Ordinance for roadways in Merrick Park. Again noted was the Board's concern that it had no jurisdiction/responsibility for the roadways in the park. Upon a motion by Chairperson Platteter and second by Supervisor Bagniewski, a NEV Ordinance was passed which specifically noted that the Town assumed no responsibility for the maintenance or patrol of the park roadways. (motion passed).
- **Review of Ordinance #12 – Alternate Board of Review Members:** On a motion by Supervisor Bagniewski and a second by Chairperson Platteter, the Ordinance was amended to list the following individuals as alternate Board of Review members: Warren Bechly, Kenneth Haeuser, Rodney Bagniewski, Jane Baures and Jo Ressie. (motion passed)
- **Review of Resolutions 15, 17 and 18:** The Resolutions were reviewed and the Board declined to take any action. Resolution #11 regarding the weight limit of Herzberg Road will be reviewed at the next meeting; otherwise the Board has completed its review of the Ordinances and Resolutions. Clerk Engel will renumber the Ordinances, inserting the Resolutions in the Official Minutes.
- **Voter Accessibility Issues:** Clerk Engel noted that voter accessibility issues (door threshold, doorbell, motion light) needed to be installed before the April election. Chairperson Platteter will handle.
- **Roadwork update:** None.

**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**  
**March 17, 2010**

Supervisor Dienger called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present except Chairperson Platteter. Also present were 3 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 February 17, 2010 meeting. Supervisor Bagniewski requested that the minutes be changed to reflect the fact that Chairperson Platteter called the meeting to order. He moved to approve the minutes with that change. Supervisor Dienger seconded the motion. (motion passed).

**Other Business:**

- **Roadwork:** The Town Board and Paul Duellman will make arrangements to view the town bridges to assess the work that needs to be done. Paul Duellman will sweep the roads within the next several weeks (after threats of snowy weather have passed). Next month we will need to discuss letting out bids for the Waumandee Creek Road project.
- **Prairie Moon:** The locks need to be replaced on the Prairie Moon Museum. There is money in the Friends of Prairie Moon account for this purpose, but, because Margie Kammueler is going to be gone, they need someone to purchase and install the locks. Supervisor Dienger volunteered to do this.
- **Mississippi Thunder:** Bob Timm will be invited to speak at the next meeting about his plans for the racetrack this year.
- **Annual Meeting:** The Annual Meeting will be on April 21<sup>st</sup>.

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

Meeting adjourned 7:52 p.m.

Submitted by Kalene Engel, Town Clerk

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

**April 21, 2010**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:00 p.m. with 13 residents and one guest present. Two people arrived midway through the meeting.

**Meeting Format:** Bob Platteter described the meeting format.

**Elector's Input on Agenda Items:** None.

**Approval of Minutes:** Clerk Engel read the minutes of the April 15, 2009 Annual Town Meeting. John Losinski moved to approve the minutes; Kenneth Haeuser seconded the motion. By a show of hands, the motion carried unanimously (13-0).

**Financial Report:** The 2009 Financial Report was distributed prior to the meeting. Kenneth Haeuser made a motion to add the year-end balance for each account onto the annual report; Rich Bagniewski seconded the motion. By a show of hands, the motion carried unanimously (15-0). Clerk Engel will also post a monthly listing of bills on the website along with the existing Financial Report. We received a large bill from Jul's Johns last year because they failed to bill us for quite some time. This was discussed at a board meeting and they were sent a letter warning them that bills needed to be submitted within 30 days or they would not be paid.

**2009 Year in Review:**

- **Garbage update:** The Town moved to a per bag price for garbage. The arrangement seems to be working well. The Town of Cross is no longer using and sharing in the costs of the Town of Milton dumpster as they have elected to take their garbage to Fountain City
- **Road Report and Trip Grant:** Crackfilling was done on several roads last year and those roads were designated by the Board. Dale Schmidtknecht asks that Willow Lane be crackfilled next time. The Town was awarded approximately \$19,000 in TRIP grant funds for Waumandee Creek Road. Depending upon the availability of funds, we either do part or all of the roadwork this year. Lover's Lane has been closed for good and is now owned by Bob Cisewski. He will be purchasing gates for the roadway and the Town will be installing them.
- **Election Update:** Clerk Engel reported that we had only one election this year and that the election went well. We are now in compliance with voter accessibility requirements.
- **Prairie Moon:** Locks were changed on the Prairie Moon.
- **Review of Town Ordinances:** The Board has finished reviewing, repealing and amending the town ordinances, which are posted on the website.
- **Racetrack Update:** Bob Timm reported on his plans for the racetrack. He knows that there were concerns about extra practices last year. While he needs to allow some practices, they create extra work for him and extra expense for the drivers so he would like to keep practices to a minimum. Sometimes he has very little notice of practices, but his wife knows Penny Schmidtknecht so, when he has enough notice, he asks his wife to

notify Penny. He can and will also contact the Board. Becky Holzer asks that he end his practices by nine on weeknights during the school year so that the schoolchildren can get to bed. He notes that practices are supposed to run from 6 p.m. to 9 p.m. Right now, the racetrack is busy working on fixing some of the building code violations that they inherited. They have a permit to build a new kitchen/restaurant area with a bar and deck with handicap accessibility. This will need to be built within the next 18 months per the permit. This would be open only during races. As far as events go, he plans on having a Thursday/Friday event over the July 4<sup>th</sup> holiday, a huge three-day event (Thursday, Friday, Saturday) on the weekend after Labor Day and a final event in October. If anyone has concerns, they should call him. His cell phone number is posted on his internet website at [www.MississippiThunder.com](http://www.MississippiThunder.com).

- **Town Hall Maintenance:** During the past year, the old furnace has been removed and replaced by a ceiling mounted unit. We also have a new threshold ramp, doorbell, handicap sign and motion light—all of which helped us comply with voter accessibility requirements.

**Discussion of License Fees:** The Town is already charging the maximum allowed fees for liquor licenses. At the April Town Meeting, the Board will discuss criminal background check fees. No advisory motions were made or passed.

**Discussion of Election Worker Compensation:** The Town pays election officials \$9/hour plus \$5/mileage. The Chief Inspector gets an extra \$10 per shift work. Kenneth Haeuser felt that the Town should hold the line on these salaries because of the economy and as long as we have workers willing to work for that amount. No advisory motions were made or passed.

**Next Annual Meeting Date:** Eugene Bagniewski, Jr. moved that the next annual meeting date be set for the third Wednesday of April at 7:00 p.m., prior to the regular Board meeting. Paul Duellman seconded the motion. The motion passed unanimously (15-0).

**Other:** Kenneth Haueser wanted a report on the amount of money spent by other townships on road maintenance costs, as there are people that complain about the amount spent and he felt it was important for people to know what a good deal the Town is getting. Bob Platteter reported that he had checked out the actual costs for various townships from January of 2009 through September of 2009. The results were as follows: Town of Milton (\$25-26,000); Town of Buffalo (just under \$50,000); Waumandee (over \$100,000); and Town of Cross (\$40,000-\$50,000). Paul Duellman notes that his bills include the cost of sand and salt. He also notes that the amount of miles for each of these townships is comparable.

**Adjournment:** A motion to adjourn was made by Kenny Haeuser and seconded by Dale Schmidknecht. The motion passed unanimously (15-0).

Meeting adjourned 7:50 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**April 21, 2010**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 8:05 p.m. with all board members present. Also present were 15 community members and one non-resident.

**Informal Public Comment:**

- Eugene Bagniewski, Sr. observed that David Herzberg is complaining about the new bridges that were installed by his home as well as the roadwork. Mr. Bagniewski feels that Mr. Herzberg has no reason to complain because the bridges are the “best thing we did” and the roadwork is also good. He thought that past Board members may want to speak to Mr. Herzberg about this issue, but stated it was up to them as it was not affecting him.
- John Losinski made a pitch for the Fountain City First Responders Unit, noting that other townships provide contributions to the First Responders and also that new equipment is needed. Supervisor Dienger noted that the First Responders were in dire need of new equipment, but also had some funds in an account for that purpose. He would be fine with purchasing equipment, but does not want to donate money only to have it put into a bank account. Chairperson Platteter asked Mr. Losinski to report back at the next meeting regarding what other municipalities contribute, what kind of funds the First Responders currently have and what kind/cost of equipment is needed.

**Bills:** Bills were presented. Motion to pay 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 March 17, 2010 meeting. Supervisor Dienger requested that the minutes be changed to reflect the fact that it was Supervisor Bagniewski who seconded the motion to pay bills. He moved to approve the minutes with that change. Supervisor Bagniewski seconded the motion. (motion passed).

**Other Business:**

- **Roadwork:** We were required to submit Prevailing Wage Paperwork to the State prior to soliciting bids for the Waumandee Creek Road Project. We will hopefully receive that information in time to discuss bids at the next meeting. A guardrail by J.P. Plachecki's home was repaired and one near the Prairie Moon Museum needs additional maintenance. A corner on Waumandee Creek Road needs to be fixed and crackfilling should be done on Lower Eagle Valley Road this year. Becky Holzer inquired about the width of town roads, as there is a tree at the corner of Badger and Willow which cause obstructions to one's view of Badger Road. Kenneth Haeuser noted that the road is 3 rods in that area. The Town Board will view the property/tree in question and report back next meeting.
- **Mandatory Criminal Background Checks for Operator's and Liquor/Beer License Applicants:** Clerk Engel recently attended a training at which the Department of Revenue and Wisconsin Towns Association recommended that formal criminal background checks be performed on all applicants. Some checks can be done for free using internet resources, but the recommended checks are through the Department of Justice and cost \$5. This cost is normally passed onto the applicant. Supervisor Dienger moved that the required checks be done through the Department of Justice and that the cost be borne by the applicant. Supervisor Bagniewski seconded the motion. (motion passed)
- **Provisional Operator's License Ordinance:** Another recommendation from the training was that the Town pass a Provisional Operator's License Ordinance which would allow the Clerk to grant a provisional license to operator's license applicants until the Board could formally act on those license applications. This would allow those individuals who want to start bartending immediately to do so, but also allow the Board to review all applications. The Board is authorized by state law to charge a fee for the provisional license of up to \$15.00. Supervisor Bagniewski moved to adopt the ordinance and to charge a \$5 fee for any provisional licenses issued. Supervisor Dienger seconded the motion. (motion passed).
- **Business Continuation Ordinance:** A third recommendation from the training was the passage of a Business Continuation Ordinance that would require individuals or entities applying for or holding a liquor license to actually operate that business—instead of simply hoarding the license. To allow time for those affected to come before the board, this item was tabled and will be placed on next month's agenda. Clerk Engel will distribute this proposed ordinance to existing license holders/immediate past applicants.

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

Meeting adjourned 8:40 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**May 19, 2010**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:32 p.m. with all board members present except Supervisor Dienger. Also present were 4 community members.

**Informal Public Comment:** None.

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

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the April 21, 2010 meeting. Motion to approve the minutes by Supervisor Bagniewski; seconded by Chairperson Platteter. (motion passed).

**Other Business:**

- **First Responders Request for Donations:** John Losinski reported on his research of the equipment needs for the First Responders. The Fountain City First Responders Unit has roughly 20 members. They have the following equipment needs:
  - **Pagers:** need 12 pagers; cost per pager is around \$425 each
  - **Two-way radios:** need 4 radios; cost per radio is between \$1,200 and \$1,700 each. They have held off on purchasing these radios because they may not be compatible with the Buffalo County system, once that is upgraded. This is why there is \$14,000 in their savings account—because they've held off purchasing radios until they see what is or is not compatible with the Buffalo County system
  - **Complete Individual 1<sup>st</sup> Aid Packs:** need 14 packs; cost is \$100 to \$150 each
  - **Pulse Oximeter:** need 4; cost is \$150 each
  - **Automatic Emergency Defibrillator (AED):** they currently only have 1 that works and need two more; cost is \$1,650 new or \$1,200 re-conditioned. The pads alone cost around \$170 and those are one-time use only. This is very important because this is a life-saving device and was recently used to save a life
  - **Replacement Equipment:** In addition to the above needs, there is an ongoing need to replace consumable supplied that are used in rescues.

John reviewed records for a few months and saw that the Town of Cross and City of Fountain City both donated \$500 to the First Responders during that time period; however, this does not reflect the entire years' donations. Further, they know that they do not qualify for grant funding for this equipment. All present agreed that the First Responders provide a very valuable service. Because Supervisor Dienger was not present, Supervisor Bagniewski moved to table the matter until the entire Board could be present to consider it. Chairperson Platteter seconded the motion (motion passed).

- **Roadwork:**
  - **Lover's Lane Update:** The gate location has been marked off and we found out what signage needs to be posted (an 18 x 18" red sign with 9 red reflectors. We are simply waiting for Bob Cisewski to purchase the gates, after which Paul Duellman will install them.
  - **Waumandee Creek Road Project:** We received the Prevailing Wage Rate information. Clerk Engel will draft a bid solicitation proposal for review and approval by Chairperson Platteter.
  - **Badger & Willow Road:** The full Board did not have a chance to view the tree that is potentially obstructing the view of people existing Willow and turning onto Badger. The Board with view and measure the area before the next meeting and, if there are problems of infringement on road right-of-way, speak with the property owner.
  - **Other:** There is a dead tree on Waumandee Creek Road near Genos Drive that needs to be attended to. Paul Duellman will handle.
- **Alcohol/Operator's Licenses:**
  - **Business Continuation Ordinance:** All current liquor license holders were sent letters on April 22, 2010 enclosing a sample Business Continuation Ordinance and notifying them that this Ordinance would be discussed at the May 19, 2010 meeting. None of those persons were present at the meeting. Extensive discussion was had on the terms of the Ordinance. Upon a motion by Chairperson Platteter and second by Eugene Bagniewski, the Board voted to enact the Business Continuation Ordinance with the following terms: require that the business be open a portion of 14 days during the regular licensing period (July 1<sup>st</sup> through June 30<sup>th</sup>) and licensee must hold a valid Seller's Permit. This Ordinance will go into effect immediately and will govern the issuance of licenses for the 2010-2011 licensing period and thereafter.
  - **Fees for Alcohol and Beer Licenses:** For many years the Town has only been charging \$500 for the combined on-sale alcohol/beer license. Legally, the Town could be charging \$500 for the alcohol license and another \$100 for the beer license. This would result in \$300 in potential additional revenue. Because of the economy and increased fees for Operator's License background checks, the Board was reluctant to impose additional fees for the upcoming



license period. Upon a motion by Supervisor Bagniewski and second by Chairperson Platteter, the Board voted to charge the allowed fees of \$500 for the alcohol license and another \$100 for the beer license starting with the 2011-2012 licensing period.

- **Operator's License Applications:** The Board was presented with applications and background checks for three Operator's License applicants: Rachel Moen, William Borchert and Toni Mueller. Chairperson Platteter moved to grant the licenses to these individuals and Supervisor Bagniewski seconded the motion (motion passed).

- **Appointment of Assessor:** Our current assessor, Eric Kleven, provided us with a proposed contract after the Board of Review. His fees are the same as last year. Supervisor Bagniewski moved to appoint Eric Kleven as the assessor and approve the proposed contract. Chairperson Platteter seconded the motion (motion passed).

- **Other Issues:**


- **Election Worker Correction:** Supervisors Dienger and Bagniewski reviewed the minutes from last year and verified that the Board moved to increase election worker pay to \$9.00. Clerk Engel was instructed to implement this increase at the next election.
- **Prairie Moon Property Insurance:** Clerk Engel received a renewal request for the Prairie Moon Museum. The renewal requires us to list all statutes/outdoor objects separately with a value. New statutes have been added recently and need to be listed. Clerk Engel asked for direction as to how to obtain that value. Suggestions included contacting Marge Kammuehler, the Kohler Foundation and the insurer. Clerk Engel will follow-up on those suggestions.

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

Meeting adjourned 8:30 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**June 16, 2010**

 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 3 community members and two guests, Fred Kruckow from Dunn Blacktop and Jeff Brenden from Allied Blacktop.

**Informal Public Comment:** None.

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


**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the May 19, 2010 meeting. There was a correction needed to change the date to May 19, 2010. With that change, Supervisor Dienger made a motion to approve the minutes; seconded by Supervisor Bagniewski. (motion passed).

**Other Business:**


- **Waumandee Creek Bid Opening:** Chairperson Platteter opened the Waumandee Creek Road bids. Dunn Blacktop's bid was \$157,833.75 and Allied Blacktop's bid was \$153,711. The Board compared the bids and determined that both bids included the same items and both bids provided for the Township to pay directly for the material costs to the supplier, as the Township would not be charged sales tax. In order to secure the TRIP funding, the Town would need to spend at least \$38,000; therefore, the Town could do one section this year and one section next year, if it chose to do that. According to the bidders, one section of the roadway is 3406'/3404' while the other section is 2444'/2460'. The first section starts at Highway 35 and ends shortly past Lover's Lane. The second section starts past the Losinski home and ends at the bridge before the Hoch residence. Both Allied and Dunn would be able to accept ½ of the payment on completion of the project and ½ by January 31, 2011. Fred Kruckow (Dunn); Jeff Brenden (Allied). Supervisor Bagniewski moved to offer the contact for the entire project to Allied Blacktop for the bid amount; Supervisor Dienger seconded the motion (motion passed).
- **First Responders Request for Donations:** Supervisor Dienger moved to reimburse the First Responders in an amount of up to \$500 for purchased equipment (First Responders would purchase the equipment and present the receipt to the Township for reimbursement). Supervisor Bagniewski seconded the motion. (motion passed).
- **Valuation of Prairie Moon Museum Sculptures:** The Town needs to assign values to the new sculptures at the Prairie Moon Museum. The values provided by Kohler Corporation are what the donors valued the items at; however, the insurance would only pay for the actual value. Supervisor Bagniewski made motion to insure the sculptures at 40% of the value assigned by the Kohler Corporation; Supervisor Dienger seconded the motion (motion passed).
- **License Applications:** The Board considered the license applications of Mississippi Thunder Speedway (beer); Drift Inn, LLC (beer/alcohol) and Bay's End (beer/alcohol). The background check on all applicants came back clear, except that Jo Borchert's check had not yet been received. Supervisor Bagniewski moved to grant all three licenses, provided that Ms. Borchert's check came back clean. Supervisor Dienger seconded the motion (motion passed). Supervisor Bagniewski moved to issue cigarette licenses to Drift Inn and Bay's End. Supervisor Dienger seconded the motion. Supervisor Dienger moved to grant operator's licenses to Heather Wiersgalla, Toni Mueller, Judy Nygren, Karen Hink, Taylor Molitor, Scott Ball, Scott Rogers, Robert Timm, Debra Hund, Tina Lockner and Thomas Lockner. Supervisor Bagniewski seconded the motion.
- **Uniform Dwelling Code:** The County has requested that all municipalities adopt a proposed Uniform Dwelling Code Ordinance. This will be placed on next month's agenda.
- **Other:** The weeds need to be cut—Paul Duellman will handle this. The Board also viewed the tree at the corner of Badger and Willow Lane. There is a yield sign present and motorist who are driving appropriately should be able to see adequately. Visibility could be improved if the tree was trimmed back.

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

Meeting adjourned 8:45 p.m.

 Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**July 21, 2010**

 Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:34 p.m. with all board members present. Also present were 3 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Motion to pay 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 June 16, 2010 meeting. Supervisor Bagniewski made a motion to approve the minutes; seconded by Supervisor Dienger. (motion passed).


**Other Business:**

- **Resolution to Adopt Uniform Dwelling Code Ordinance:** Supervisor Dienger moved to adopt this resolution, Supervisor Bagniewski seconded the motion (motion passed).
- **Liquor License Application of Lance Wilson:** Lance Wilson's application and background check were reviewed by the Board. Mr. Wilson wasn't present for the meeting but advised Supervisor Bagniewski, prior to the meeting, that he was aware of the Business Continuation Ordinance and planned to do something with his business this year. Supervisor Bagniewski voted to approve the application and grant a conditional liquor license to Lance Wilson, conditioned upon (1) him obtaining a valid seller's permit and (2) complying with the Business Continuation Ordinance. Supervisor Dienger seconded the motion (motion passed).
- **Roadwork Update:** Allied hasn't started working on Waumandee Creek Road yet, but apparently has been working on the project in Waumandee. Chairperson Platteter will contact Allied. Paul Duellman will check out the shoulder along Herzberg Road. Treasurer Baures was directed to transfer the CD proceeds into the Town money market account in August. Two EMS workers talked to Chairperson Platteter about the need to have people keep their fire signs clear so that their houses can be located. Clerk Engel will post a notice on the website immediately. Treasurer Baures will include a notice with this year's taxes. Chairperson Platteter will talk with Sheriff Schmidtknecht about possibly submitting a letter to the editor about this issue.

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

Meeting adjourned 7:52 p.m.

Submitted by Kalene Engel, Town Clerk



CITY/VILLAGE/TOWN OF

MILTON

RESOLUTION # \_\_\_\_\_

**A RESOLUTION TO ADOPT CHAPTER 759-THE BUFFALO COUNTY UNIFORM  
DWELLING CODE ORDINANCE AND ACCOMPANYING RESOLUTIONS**

WHEREAS, The Home Safety Act was signed into law on December 18, 2003 requiring inspections on every new dwelling constructed in the State of Wisconsin, and;

WHEREAS, Buffalo County has adopted an ordinance which would administer the UDC Code through a designated agent chosen by the county, and;

WHEREAS, Section 759.07 of the Buffalo County Uniform Dwelling Code Ordinance requires the Buffalo County Board to designate an inspection agency to administer the ordinance, therefore the County Board has designated Weber Inspections as the designated agency for the county, and;

WHEREAS, Section 759.10 of the Buffalo County Uniform Dwelling Code Ordinance requires the county to adopt a fee schedule through resolution, therefore the County Board has adopted a fee schedule to accompany the ordinance, and;

WHEREAS, Section 759.04 states that the ordinance shall not be enforced in any city, village, or town within Buffalo County unless the city, village or town has adopted the ordinance through resolution and;

NOW, THEREFORE BE IT RESOLVED, that the City/Village/Town of MILTON hereby adopts Chapter 759-The Buffalo County Uniform Dwelling Code Ordinance and all accompanying resolutions:

Adopted at a duly called and noticed meeting of the town board on the

21<sup>st</sup> day of July, 2010.

Kalene M. Engel  
City/Village/Town Clerk

ATTEST:

Scott J. Platt  
Chairperson

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**August 18, 2010**

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 3 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Motion to pay 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 July 21, 2010 meeting. Supervisor Bagniewski made a motion to approve the minutes; seconded by Supervisor Dienger. (motion passed).

**Other Business:**

- **CapX 2020:** Concerns had been raised by residents regarding the CapX 2020 transmission lines being installed near their properties. Chairperson Platteter contacted the emergency management and zoning officials at Buffalo County and they were unaware of the lines passing through this area. Supervisor Dienger heard from a source that the lines WOULD go through this area. Interested residents are urged to follow this issue. A website with additional information is available at [www.capx2020.com](http://www.capx2020.com).
- **Donation Request by 4-H After School Program:** After discussion, the Board declined to act on this request.
- **Operator's License Request of Ashley Becker:** After consideration of the application and criminal history, Supervisor Bagniewski moved to grant the license request. Supervisor Dienger seconded the motion (motion passed).
- **Roadwork Update/Disaster Declaration:**
  - **Disaster Declaration:** The recent heavy rains and flooding caused significant damage to a portion of Waumandee Creek Road. Damage was estimated at between \$25,000 and \$30,000. Chairperson Platteter submitted a Municipal Disaster Declaration and other associated paperwork to Buffalo County to comply with deadline imposed by the Emergency Management Director. On a motion by Supervisor Dienger and a second by Supervisor Bagniewski, the Board ratified by resolution the Disaster Declaration previously filed by Chairperson Platteter. If the county-wide damage is significant enough, FEMA would provide 100% of the costs of fixing the damage. If not, there is funding available from the State of Wisconsin which would provide approximately 75% of the cost of repairs. Paul Duellman is currently working on getting the road filled in so it can be re-opened.
  - **Waumandee Creek Road Project:** Reglin plans to haul crushed rock next week. Blacktopping will not occur until after Labor Day.
  - **Weed Cutting:** Paul Duellman will cut weeds again sometime in September. Chairperson Platteter suggested that he cut weeds on Waumandee Creek Road prior to the blacktopping.

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

Meeting adjourned 7:53 p.m.

Submitted by Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**September 15, 2010**

Chairperson Platteter called the meeting to order at the Milton Town Hall at 7:30 p.m. with all board members present. Also present was 1 community member.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Supervisor Dienger made a motion to pay all bills except those associated with the Waumandee Creek Road resurface project (Kraemer and Reglin and Hesch). On those two bills, the motion was to pay the amounts due, but only after verifying Allied Construction as to whether the bills should be paid directly by the Town to the creditors or should be paid to Allied for distribution to the creditors. Motion seconded by Supervisor Bagniewski. (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the August 18, 2010 meeting. Supervisor Bagniewski made a motion to approve the minutes; seconded by Supervisor Dienger. (motion passed).

**Other Business:**

- **Flooding Damage:** Chairperson Platteter met with the FEMA officials last week. They were looking for approximate numbers to determine whether the region qualified for FEMA Aid. Apparently the damage must exceed 7.7 million for the counties and 1.3 million must be from Buffalo County. If FEMA declares a disaster, FEMA would pay 75% of the damages and the state would pay another 12.5%, leaving the town's share at 12.5%. If they do not, the state would provide 75% of the cost, provided that the Town adopts the Flood Damage Aids Petition. Upon a motion by Supervisor Bagniewski and a second by Supervisor Dienger, the Town Board adopted the Flood Damages Aids Petition dated September 15, 2010. Clerk Engel will send a copy of the Petition to David Brevick at Buffalo County.
- **Election Update:** Forty-two voters cast ballots at yesterday's primary election.
- **Roads Update:** Chairperson Platteter will contact Allied to find out when blacktopping will be completed. Paul Duellman will install the guardrail in the area of the flood damaged road and will also mow weeds in the next week or so. Supervisor Dienger asked that other board members keep an eye on Lower Eagle Valley Road, where a new home is going in, to make sure that the roads are not getting damaged from construction vehicles
- **CapX 2020:** Supervisor Platteter contacted Grant Stevenson, Senior Project Manager for Xcel Energy, regarding the CapX 2020 project. Mr. Stevenson stated that the reason the #1 designated route travels through the subdivisions near the racetrack is because Xcel always uses existing routes as a #1 route. However, Xcel does not intend to use that route, but rather use a route that runs along the railroad tracks until just south of the Pinecrest subdivision, which will then cut across the Haney property to connect up with the existing route. Additionally, once the new route is established, all existing lines will be merged with the new CapX 2020 route. This is not likely to occur for several years, as Xcel is still in the permit stage.
- **Other:** Clerk Engel distributed information on an upcoming Wisconsin Towns Association Convention in LaCrosse.

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

Meeting adjourned 7:53 p.m.

Submitted by Kalene Engel, Town Clerk

Special Meeting, 9/30/2010

Meeting was opened at 7:30 pm by Chairman Platteter

Chairperson Platteter and Supervisor Dienger and Bagniewski were present. Also, 8 town residents were present.

The chairman explained that the purpose of the meeting was only to determine the path forward on the Waumandee Creek Road washout. He also explained what had all transpired from the first storm in August to date. He went on to explain that we have had a couple other contractors come in and look over the site, and offer their point of view and suggestions. One was another local excavating company, which suggested that we back fill it in as is, but use rock instead of sand--then mortar the rip rap to tie everything together, and to cap the area with concrete to make a spillway. He did not feel that additional flow capacity was required. The other contractor was from Neillsville, WI, who builds bridges. He recognized that the waterways have changed in the area just north of the washout, and recommended that we increase the capacity of flow by adding two additional culverts. Then he also recommended building a spillway over the culverts in the same manner the other company suggested.

We then heard questions from some of the residents, like have we heard from FEMA, are there any other ways to get financial help, how about the state? The chairman explained that the first storm damage was not covered by FEMA, but we have a claim into the DOT for flood damage. Chairperson Platteter has messages in to Dave Brevick of the county highway department and to Steve Schiffli, who is heading up the FEMA claim for the second storm. He has heard back from Mr. Schiffli that they are still putting together the numbers for FEMA, and do not know if we'll qualify this time. He has not heard back from Mr. Brevick.

Kenneth Haeuser recommended that we look into grant money available to put a new bridge in. The total cost would be 10% of the cost of the bridge, which may end up being cheaper than the total cost of adding the extra concrete, etc. to the existing site. Everyone agreed that this would be the best solution.

Therefore, motion was made by Kevin Dienger, with a second by Eugene Bagniewski, we will backfill the existing structure with rock and sand as soon as possible to get the road open for now, then continue to look into grants to replace the bridge.

Other discussions were heard that were not on the agenda, no action taken.

Eugene made a motion to adjourn, with a second by Kevin at 8:10 pm.

Minutes by Eugene Bagniewski, Jr. and Bob Platteter

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**October 20, 2010**

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 2 community members.

**Informal Public Comment:** None.

**Bills:** Bills were presented. Supervisor Bagniewski made a motion to pay all bills. Supervisor Dienger seconded the motion. (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the September 15, 2010 meeting as well as the September 30, 2010 special meeting regarding Waumandee Creek Road. Supervisor Dienger made a motion to approve the minutes; seconded by Supervisor Bagniewski. (motion passed).

**Other Business:**

- **Flooding Damage:** Upon a motion by Supervisor Bagniewski and a second by Supervisor Dienger, the Town Board adopted the Flood Damages Aids Petition dated October 20, 2010, subject to modifications to the extent of damage following consultation with David Brevick. Chairperson Platteter will send a copy of the Petition to David Brevick at Buffalo County.
- **Operator's License Application:** Supervisor Dienger moved to grant an operator's license to Lori Broxson. Supervisor Bagniewski seconded the motion. (motion passed).
- **Remonumentation of Township:** The Board received an offer from Buffalo County to conduct a remonumentation of the corner markers at a minimum cost to the Township of \$5,000, with matching funds provided by the County. The Board declined to act on this issue.
- **Bridge Replacement Funds Request:** Supervisor Platteter received a request from Buffalo County for a \$5,000 contribution towards a bridge replacement. Because it was unclear what was being requested, Supervisor Dienger will follow-up with the Buffalo County Highway Department before the Board acts on this request.
- **Other Road Updates:** Although the pavement has been laid on Waumandee Creek Road, the shoulders are not completed. Chairperson Platteter will contact Allied and advise them of some issues with the roadway, such as excess gravel and a large drop-off near Zeicherts and a large dip where the old pavement meets the new pavement.

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

Meeting adjourned 7:53 p.m.

Submitted by Kalene Engel, Town Clerk





## TOWN OF MILTON


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

November 17, 2010

**Budget Hearing:** A budget hearing was held pursuant to notice at the Milton Town Hall starting at 7:15 p.m. Clerk Engel gave a brief overview of the budget. 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:** Kalene Engel made a motion to pass a resolution to adopt a town tax levy of \$54,200 for 2010, payable in 2011, which represents a 13.01 percent increase from the 2009 levy and which exceeds the state levy limit by \$2,440. Kevin Dienger seconded the motion. It was noted that the Town of Cross proposed levy for 2010 was \$209,051. Of the eleven electors authorized to vote, eleven voted in favor of the resolution, zero voted against the motion and there 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 the completion of the Waumandee Creek Road Project. Of the eleven electors authorized to vote, eleven voted in favor of the resolution, zero voted against the motion and there were no abstentions. The resolution passed and will be properly posted by the Clerk within 30 days of its adoption.

**Budget:** Kevin Dienger made a motion to recommend that the Town Board adopt the proposed budget. Bob Platteter seconded the motion. Of the eleven electors authorized to vote, eleven voted in favor of the resolution, zero voted against the motion and there were no abstentions.

**Adjournment:** Upon a motion by Kalene Engel and a second by Kevin Dienger and supported by all present, the meeting was adjourned.

Meeting adjourned 7:25 p.m.

Submitted by Kalene Engel, Town Clerk



**Resolution of Town Board to Propose Exceeding Levy Limits**

**(Only for Towns Under 2,000 in population)**

Whereas, the State of Wisconsin has adopted levy limits on town, village, city and county levies for 2009 and 2010 under s. 66.0602 of Wis. Statutes;

Whereas, s. 66.0602 of Wis. Statutes limits the local levy for 2010 to a percentage increase to no more than the greater of (a) 3% of the maximum allowable limit for the immediate preceding year or (b) a percentage equal to the percentage change in equalized value due to new construction less improvements removed; which for the Town of Milton is 1.031 percentage;

Whereas, the Town Board of the Town of Milton, Buffalo County believes that for the 2010 tax levy (collected in 2011) it is in the town's interest to exceed the state levy limit as described above by a greater percentage than 3%. {Note here insert the option that applies to your town (a) 3% or (b) percentage of new construction less improvements removed, if greater than 3%}

Whereas, the Town of Milton levy was \$ 47,962 for 2009 (collected in 2010); And further whereas the state law would limit the increase to \$ 37,98 for a total allowable town tax levy of \$ 51,760 for 2010, collected in 2011.

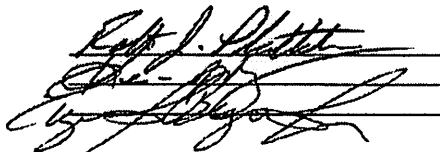
Now Therefore the Town Board of the Town of Milton, Buffalo County does hereby resolve and order as follows:

1. The town board supports an increase in the town tax levy for 2010 (to be collected in 2011) that will exceed the state levy limit.

2. The town board directs that the question of increasing the town tax levy for 2010 (to be collected in 2011) by 13.01 percentage (insert the percentage increase of the proposed levy over the actual levy in 2009), which would increase the town levy by \$ 6,238 (insert dollar amount of proposed increase) over the past year's levy, for a total town tax levy of \$ 54,200 (insert total dollar amount of proposed levy for 2010 tax levy), shall be placed on the agenda for the special town meeting to be held on \_\_\_\_\_, 2010.

Adopted this 17<sup>th</sup> day of November, 2010.

By the Town Board:



Attested by Town Clerk:



{Note this resolution should be posted within 30 days of adoption by the town board, pursuant to s. 60.80 of Wis. Statutes.}

**Resolution for Electors to Exceed the Levy Limits at Special Town Meeting of the Electors**

**(For Towns Under 2,000 Seeking Levy Limit Increase)**

Whereas, the State of Wisconsin has imposed levy limits under s. 66.0602 of the Wis. Statutes for the tax levies in 2009 and 2010;

Whereas, s. 66.0602 (5) of Wis. Statutes allows the town electors in towns under 2,000 in population to exceed the maximum allowable levy limit by adoption of a resolution at a town meeting of the electors;

Whereas, the town board has adopted a resolution supporting an increase in the town tax levy which would exceed the maximum allowable state levy limit for the Town of Milton;

Whereas, this Special Town Meeting of the electors has been called and noticed to consider the adoption of a resolution to endorse the town board's resolution to exceed the state levy limits; specifically by increasing the town tax levy for 2010 (collected in 2011) by 13.01 percentage increase over the last year's levy;

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 17 day of November 2010 duly assembled and voting resolves and orders as follows:

BE IT RESOLVED, the town electors of the Town of Milton, Buffalo County, Wisconsin endorse the town board resolution to increase the town tax levy for 2010 (collected in 2011) by 13.01 percentage over the past year's levy, which is an increase of \$ 638 over the 2009 town tax levy for a total town tax levy of \$ 54,200 for 2010.

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

Adopted this 17<sup>th</sup> day of November 2010, 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 Ed J. Phelt

Signature of Town Clerk Kalene M. Enger

**Resolution for Electors to Adopt the Town Tax Levy at Special Town Meeting of the Electors**

Whereas, s. 60.10 (1)(a) of Wis. Statutes 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 17 day of November, 2010;

*{Optional paragraph, to be used only if the electors have approved exceeding the state allowable levy limits either by town meeting vote or by a referendum vote: Whereas, the electors after proper notice have at a special town meeting [or referendum] vote authorized the Town of Milton to exceed the maximum allowable state levy limit;}*

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 17 day of November, 2010 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 2010 to be collected in 2011 at \$ 54200 (insert the total town tax levy as approved by the electors.)

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

Adopted this 17 day of November, 2010 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

Robert J. Plattner

Signature of Town Clerk

Kalene M. Engel

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**November 17, 2010**

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 six community members.

**Informal Public Comment:** John Losinski requested to speak on the Waumandee Creek Road Project. (see below)

**Bills:** Bills were presented. Discussion was had on the Waumandee Creek Road Project (see below). Supervisor Bagniewski made a motion to approve payment of all bills except those owed to Allied. Supervisor Dienger seconded the motion. (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the October 20, 2010 meeting. Supervisor Dienger noted that it was Chairperson Platteter that was supposed to check on the bridge funds. With that change, Supervisor Dienger made a motion to approve the minutes; seconded by Supervisor Bagniewski. (motion passed).

**Other Business:**

- **Waumandee Creek Road Project:** There are several problems with the new road constructed by Allied. John Losinski noted that the road was raised so high that there is no longer access to several field roads on his property. At some point there is a one foot or better drop-off. He will provide photographs of this. The Board concluded that the shouldering and field road access was Allied's responsibility. Furthermore, there are noticeable waves in the roadway, which are quite evident when it rains because the water pools. Despite an attempted repair, there is also a large bump where the old pavement meets the new pavement. Bob Platteter talked to Jeff Brenden of Allied about these issues and Brenden stated that they could be fixed, but that it would have to wait until the water was warmer so the pavement could be heated up and re-rolled. This was troublesome to the board because assuming the problems can be fixed by this method, if the project would have been done when we were told it was going to be done, these problems could have been fixed in the summer. The contract with Allied provides for ½ of the payment at completion of the project and the second half by no later than January 31, 2011. Right now, the project is not complete. Furthermore, as a TRIP Project, this roadway likely has to have an engineer certification and, with the current problems, it is questionable as to whether we could get it certified. We may not be able to get our TRIP money until the project is completely done. The Board elected to hold off on paying any of Allied's bills until representatives from Allied could be present to explain their proposed resolution. Chairperson Platteter will invite Allied representatives to the December meeting. Chairperson Platteter will also follow up with Dave Brevik regarding whether we can get the TRIP money if the project is not complete.
- **2011 Budget:** Upon a motion by Supervisor Dienger and a second by Supervisor Bagniewski, the Board approved the 2011 budget as proposed.
- **Road Mileage Certification Update:** Chairperson Platteter submitted the road mileage certification to the State. The town has just under 30 miles of roadway.
- **Flood Damage:** The Town has until November 23, 2010 to submit a Petition for the September flood damage. Kevin Dienger made a motion to adopt the previously completed Flood Damage Aids Petition. Eugene Bagniewski seconded the motion. Chairperson Platteter will submit the Petition.
- **Other Road Updates:** Paul Duellman will fix the edges of the new culvert by the bridge that was replaced as a result of flooding.
- **First Responders:** John Losinski thanked the Town for the \$500 donation towards the AED devices. On behalf of the Town, Chairperson Platteter thanked the 1<sup>st</sup> Responders for the good service that they provide for Town residents.

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

Meeting adjourned 7:52 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 17, 2010, 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 2011 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 2011 Budget:

	2009	2010	2011	% change
Category	Actual	Estimated	Proposed	
<b>REVENUES:</b>				
General Property Taxes	51,409	47,962	54,200	13.01%
Special Assessments	0	0	0	
Intergovernmental Revenues	97,186	95,790	95,000	-0.82%
Licenses and permits	1,950	1,809	1,900	5.03%
Fines, forfeitures and penalties	0	0	0	
Public charges for services	0	0	0	
Intergovernmental charges	936	83	0	-100.00%
Miscellaneous revenue	3,888	2,235	750	-66.44%
Other financing sources (TRIP Grant)	0	0	19,059	
Disaster aid (FEMA/State)	0	0	14,199	
Waumandee Creek Road Project Reserve	0	43,154	0	-100.00%
<b>TOTAL REVENUES:</b>	<b>155,369</b>	<b>192,418</b>	<b>185,108</b>	<b>-3.80%</b>
<b>EXPENDITURES:</b>				
General Government	36,532	36,500	38,000	4.11%
Public Safety	13,567	14,559	14,000	-3.84%
Public Works	90,963	141,199	132,958	-5.84%
Health & Human Services	0	0	0	
Culture, Recreation, Education	135	160	150	-6.25%
Conservation & Development	0	0	0	
Capital Outlay	0	0	0	
Debt Service	0	0	0	
*Waumandee Creek Road Project Reserve	14,173			
<b>TOTAL EXPENDITURES:</b>	<b>155,369</b>	<b>192,418</b>	<b>185,108</b>	<b>-3.80%</b>

### 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 17th day of November, 2010, immediately following the completion of the Public Hearing on the proposed 2011 town budget. The purposes of the Special Meeting are (1) to approve the total highway expenditures for 2011 pursuant to Wis. Stat. Sec. 82.03 (3); (2) to consider the adoption of a resolution by the town meeting endorsing a town board resolution which proposes that the town levy will exceed the state allowable levy limit under Wis. Stat. Sec. 66.0602, specifically a proposed tax levy which would exceed the town tax levy for the past year by 13% which would be a dollar increase of \$6,238 over the town tax levy for 2009 of \$47,962 and (3) to approve the 2010 town tax levy to be paid in 2011 pursuant to Wis. Stat. Sec. 60.10(1)(a).

By Kalene Engel, Town Clerk

**TOWN OF MILTON**  
**TOWN BOARD MEETING**  
**December 15, 2010**

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 four community members and Bob Ayers from Allied Blacktop.

**Informal Public Comment:** None.

**Bills:** All bills except the Allied bills for Waumandee Creek Road were presented. Supervisor Bagniewski made a motion to approve payment of all bills presented. Supervisor Dienger seconded the motion. (motion passed).

**Approval of Minutes:** Clerk Engel had posted on the website in advance the minutes from the November 17, 2010 meeting. Supervisor Dienger made a motion to approve the minutes; seconded by Supervisor Bagniewski. (motion passed).

**Other Business:**

- **Waumandee Creek Road Project Bill:** Bob Ayers was present to address the Town's concerns about the quality of the newly paved sections of Waumandee Creek Road. Concerns about the road include eight spots where the road is very bumpy and pools water. A particularly bad spot is a seam near Highway 35 where the old blacktop meets the new blacktop. That seam was already re-done and is now worse than before. There was also a citizen complaint about the shouldering of the roads and, in particular, large drop-offs from shoulder to field roads. Because of the cost of the project and the receipt of LRIP funds, a registered professional engineer would have to certify the roadway. Concerns were also raised about the length of time that it took Allied to start and complete the job when the Town Board was given the impression that the work would be completed in early summer, right after the Waumandee town road project was completed. Mr. Ayers responded to the concerns on behalf of Allied. He stated that he had not had a chance to drive the road to see the problems for himself, but noted that Jeff Brenden (an Allied employee) stated that there were problems. He stated that the Town was the customer and that Allied wanted to make things right, but that nothing could be done this year. He offered to provide a letter acknowledging that Allied would come down first thing next year to remedy the problems at no cost to the County. He felt that some of the bumps in the road might resolve with time and also noted that the bumps could be cross-rolled on a hot day to smooth out some of the bumps. Another possible option would be to put another inch of overlay on the road—they have done several roads this year where they have put down 1.5" this year and will come back and put another inch on it next year. The cost of the project was reviewed and the total cost was under budget. A community member noted that if the road could not be brought up to specifications and the LRIP money was forfeited, that share should come off the amount owed to Allied. On a motion made by Supervisor Bagniewski and seconded by Chairperson Platteter, and with the agreement of Mr. Ayers, the Board voted to resolve the issue as follows: (1) Allied will provide a revised contract which indicates that the road will be completed to the town's satisfaction and to LRIP standards by no later than August 1, 2011 and at no additional cost to the Town; (2) upon receipt of the proposed contract by the chairperson, ½ of the amount of the material costs will be paid to Allied; (3) the second ½ of the material costs will be paid to Allied by January 31, 2011; (4) the cost of labor for the blacktopping (\$40,180.36) will be withheld by the Town and paid to Allied upon completion of the project to the Town's satisfaction and to LRIP standards and (5) if the road cannot be brought up to LRIP standards such that the Town loses the \$19,059.21 in LRIP funds, that amount (\$19,059.21) will be deducted from the cost of labor for the blacktopping \$40,180.36 and retained by the Town.

- **Caucus Date:** Upon a motion by Supervisor Bagniewski and second by Supervisor Dienger, the date and time of the January caucus was set for January 19, 2011 at 7:30 p.m. The regular monthly board meeting will be held immediately after the caucus is done.
- **FEMA Update:** Chairperson Platteter signed papers today for FEMA reimbursement for the September flooding. We should be receiving 75% of the amount spent on repairs from FEMA and an additional 12.5% from the state. Insofar as the August flooding is concerned, the State Department of Transportation has asked for a resubmission of the Petitions to separate out the 2010 expenses from the 2011 expenses. Chairperson Platteter will submit the Petitions.
- **Buffalo County Bridge Update:** Chairperson Platteter talked to an employee in the County Transportation Department and was given cards on three bridges in the Town of Milton. The employee and cards indicated that the town had overpaid on one of the bridges but owed \$5,800 and \$13,000 on two other bridges. The employee indicated that the County was asking for a \$5,000 payment. Kenny Haeuser indicated that he talked to Dave Brevick and was told a different story. He was told that the bridges are already paid for and that the County is asking the Town to budget \$5,000 for overruns on the Hoch bridge (which was completed in approximately 2005). Because of the confusion over the issue, Chairperson Platteter and Kenny Haeuser will together talk to Dave Brevick about the matter.
- **Recycling Contract:** Buffalo County has asked the Town to sign a revised recycling contract with some minor changes from the original contract. Supervisor Dienger moved to sign the contract and Supervisor Bagniewski seconded the motion. (motion passed).
- **Roadwork:** Supervisor Dienger commented that some of the roadways and intersections needed to have the snow pushed back, both to keep the road wide and to ensure visibility

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

Meeting adjourned 8:33 p.m.

Submitted by Kalene Engel, Town Clerk