

T H E T O W N O F
MERRIMAC

S6911 State Highway 113 - P.O. Box 115
Merrimac, WI 53561
MINUTES OF THE TOWN BOARD MEETING
Wednesday, September 4, 2013

Present were Steve Peetz, Chair, Supervisor Terry Frosch, Interim-Supervisor Tim Healy, and Tim McCumber, Town Administrator & Clerk – Treasurer.

Chairman Peetz called the **TOWN BOARD MEETING** to order. McCumber confirmed the meeting had been properly noticed. The board considered approval of minutes of the town board meeting of August 1, 2013. Motion to approve was made by Frosch to approve, second by Healy. Motion passed. The board reviewed the financial reports and approval of bills. Motion by Peetz to approve, second by Frosch. Motion passed. Under **PUBLIC COMMENT**, Sauk County Sheriff Chip Meister appeared to provide a report on the sheriff's departments activities. He anticipates they will be under budget in 2013. The county is experiencing a serious heroin problem. Meister outlined a number of programs his department has started and participates in to assist in law enforcement and awareness. The inmates use to get 3 hot meals a day, now they get a cold breakfast which saves \$50,000 a year. Pat Sereg, resident, talked about the tabling of the resolution regarding the withdrawal from the IBOMC last month and does not think the town should withdraw and recommends Mary Carol Solum to replace Richard Grant. She said the town board does a good job of representing the town. Ed Krumenauer from the Town of Sumpter said that the Town of Sumpter tabled their motion to withdraw from the IBOMC and doesn't think we should withdraw unless it is a monetary issue. Richard Anderson, of Madison, and property owner on Weigand's Bay and serves on the Badger Restoration Advisory Board. He also supports the town remaining on the IBOMC. He also supports that the town support the Alternative 4 that members of the IBOMC are circulating. Laura Olah, resident and IBOMC stakeholder, encouraged the board to support alternative 4 and acknowledged the town's resolution last month is very similar. She supports the alternative because it acknowledges a broader vision of the former Badger property and the support of the highest level of cleanup that is listed in the Badger Reuse Plan. The Badger Land Use Planning Committee supported the perimeter use of snowmobiles and the Town of Sumpter supported Alternative 4. She believes the ATV track will be located next to Keller Road and it will be too close to residential properties. She also said that Dick Grant agreed at the last meeting the town's support of Alternative 4. She also advocated for having a representative on the IBOMC and advocates for an elected official to represent that town at these meetings rather than Mr. Grant. The Commission is advisory, but the benefit to the town is having a local representative at the table because zoning ordinances do not apply. Rose Mary Revers, a resident, supports Alternative 4 and wants a representative on the BOMC adding that if the town doesn't have a representative, the town won't have a say when something goes wrong. Frank Olah, resident and IBOMC Planning & Land Use Committee, the DNR will be finalizing the master plan in the next year and the USDA is an owner in the town. The USDA could change their use in the future and the town would lose control of that information. He also advocates sending an elected town representative to the BOMC meetings instead of Mr. Grant. Under **CORRESPONDENCE**, the town received a petition from CSWAB opposing Motorized Vehicles and a Shooting Range at Badger; notice from Sauk County regarding the Local Road Improvement Program (LRIP); Wisconsin Department of Administration Population estimate of 952 for 2013; an email from CSWAB clarifying their stakeholder interest for IBOMC Alternative 4; and a notice from the Village of Prairie du Sac regarding a joint municipal meeting to make changes to their development plan. Under **REPORTS AND ANNOUNCEMENTS OF OFFICERS AND COMMITTEES**, Richard Grant, the town's representative to the IBOMC, reported he was late to the last IBOMC meeting and apologized as he had another commitment. He presented a copy of the town's resolution supporting DNR Alternative 3. He said a member of the group asked if the town would reconsider Alternative 4 so he is reporting that request tonight. The chair of the commission reported they would vote that night and Dick informed the group he would vote in favor of Alternative 3, but left to attend personal business prior to the actual vote. Judy Ashford, the town's alternate IBOMC representative and representative to the county board, stated that she has several issues with the IBOMC in the manner in which it operates. She reported the commission has violated several of their own by-laws relative to posting of agendas, election of officers, the requirement to conduct votes, and stated that the authority of the commission has been negated due to the consensus votes they have rather than voting as directed in the by-laws. She reported that Sauk County Land Use did not receive Alternative 4 for consideration. She supports Alternative 4, but the county's

representative did not have the authority to represent Sauk County as supporting Alternative 4. She also reported that the IBOMC has required several outside groups to receive permits to perform activities at Badger and stated the commission does not have any jurisdiction to issue permits. She says the bylaws are being ignored and that this group has been ignoring their own rules for years. She is asking the board to allow her to resign as the alternate member as she cannot continue to serve in good conscience when the commission continues to violate their own bylaws. Peetz reluctantly accepted her resignation and thanked her for the report. Peetz then reminded members of the audience that cell phones should be turned off when the board is in session. McCumber reported that he attended the Sauk County UWEX private well testing program and has provided the results of the private well test summary to the board. He noted only 1 well was considered unsafe for consumption, but was surprised at the number of wells that had atrazine (33%) and coli form bacteria (26%) without any cross contamination (a total of 52 out of 74 wells; 70%). He received a call from the US Army regarding the proposed water utility and they are still working with the USDA to get their signature on the petition but they were not very hopeful that they would be delivering a petition any time soon. McCumber presented a 2014 preliminary budget noting the town may need to have a small levy limit increase, especially in consideration of the need to reshingle the town hall. The assessor believes he can have the assessment complete in time for the Board of Review to meet on November 9th. McCumber also reported the US Army is willing to pay for a survey to property owners about the proposed water district and he will locate a vendor to help the town in writing the survey. There was no **OLD BUSINESS**. Under **NEW BUSINESS**, the board considered Sauk County Town Acknowledgement form for a filling & grading permit in the Lakeshore Protection District for property located E12726 Lookout Court (Lakeview Estates), application by Dale & Carlyn Hensen, 161 River St., Merrimac, WI 53561. McCumber reported this is a procedural matter as a result of NR 115 (Lakeshore Protection Statute), but because the property owner is planning to build a home and a boathouse, the comments should state that the tow requires building permits. Motion by Peetz to acknowledge the form with the proposed comments, second by Frosch. Motion passed. The board then discussed a pre-buy contract from Hohl's Propane for \$1.499 per gallon. McCumber reported the town used 787 gallons last year and recommended maintaining a fill level of 2,000 gallons until we have more history with the new heating system. Motion Peetz to purchase 787 gallons of fuel at \$1.499 per gallon, second Healy. Motion passed.

Motion to adjourn by Frosch, second by Healy. Motion passed.

Town Officers: Steve Peetz, Chair, (608) 225-3110; Terry Frosch, Supervisor, 493-2891; Tim Healy, 356-2301; Interim Supervisor, 493-2687; Tim McCumber, Town Administrator and Clerk-Treasurer, 493-2588 (**please, no calls at residence except for emergencies**). Assessor: Steve Mahlik, Equity Appraisal, LLC, 608/826-0009. Email address: townmerr@merr.com. Building permits are required in the Town of Merrimac. Contact Tim McCumber for permits and zoning regulations (tnadmin@merr.com). Town website: <http://www.tn.Merrimac.wi.gov>. Special Garbage Collection requests to Peterson Sanitation: 608/524-6603.

T H E T O W N O F
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MINUTES OF THE SPECIAL TOWN BOARD MEETING

Wednesday, September 20, 2013

Present were Steve Peetz, Chair, Supervisor Terry Frosch, Interim-Supervisor Tim Healy, and Tim McCumber, Town Administrator & Clerk – Treasurer.

Chairman Peetz called the **TOWN BOARD MEETING** to order. McCumber confirmed the meeting had been properly noticed.

Motion by Peetz, second by Frosch to amend the agenda to hear a committee report from Richard Grant regarding last night's IBOMC meeting. The matter will be discussed, but no action will be taken. He reported that at last night's meeting of the IBOMC, he asked to have the minutes corrected to reflect that he arrive late and left early, prior to the commission acting on Alternative 4; along with other corrections and they did not make the change. He also reported at the previous meeting the commission chair had asked Grant for his stance on Alternative 4 as the commission was going to vote on the matter and he stated he would vote in favor of the town's position supporting Alternative 3. The chair stated he did not recall that conversation and stated the minutes would stand because no one spoke supporting Grant's position. At last night's meeting the IBOMC received a memo that Diane Brusoe was no longer going to be working on the Badger project as she is seeking to work elsewhere in the department. Grant stated the stakeholders have not treated her well. He said the same thing basically happened to Craig Carr. Peetz asked if anyone objected to these comments and Grant said no. Grant reported several news articles and letters to the editor. Grant reported that Frank Olah called his residence and spoke with Mrs. Grant stating that he has lost all respect for Grant and questioned her support of CSWAB membership. He said Mary Carol Solum also called him and asked him "are your sick?" after he refused to present his personal opinion at an IBOMC meeting over the town's. He reported last night's meeting lasted 3 ½ hours and they accomplished nothing. Sauk County budgets \$14,000 to assist the IBOMC. That money comes from Ho-Chunk as part of an agreement from the gaming compacts. He reported that Don Hammes discussed that the IBOMC should work on environmental issues at Badger because the RAB (Restoration Advisory Board) hasn't been meeting. The representative from the Bluffview Sanitary District (stakeholder) reported he will not be attending any future meetings. Sumpter representative Pete Mullen reported the town has not been successful in finding a representative on that board willing to serve on and no one has step forward yet. Grant also reported that Gail Lamberty was seated as stakeholder in absence of the from the Sauk Prairie Alliance. Grant also reported that at the meeting where he reportedly help to write Alternative 4, he clarified that he commented on Alternative 4 as it was presented and that he spoke about gun ranges he has been at and how effective they are; but Laura Olah's email to the town and other sources reports that he gave input on the alternative based on those remarks and that it is an inaccurate representation. When asked by Peetz, Grant reported there is nothing left for the town to do relative to the BOMC going forward.

The board then considered an action to amend the 2013 annual budget to allow for the replacement of the town hall roof and discussion regarding input for the 2014 annual budget. Peetz made a motion to move \$15,000 from the road budget to the building budget. McCumber will begin soliciting proposals. McCumber reported that the shared revenue was higher than projected and the new budget for 2014 reflects that change along with a proposed increase to the town's tax levy. If there are no other changes, this budget will be presented at the next meeting to vote on moving the levy to the special town meeting to vote on in November.

Motion to adjourn by Frosch, second by Healy. Motion passed.

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