

TOWN OF LODI
TOWN BOARD MEETING MINUTES
JULY 26, 2016

1. Call to order & roll call: Meeting called to order at 6 p.m. by Chairman Marx. Board members present: Tom Marx, James Brooks, James Bechen, Jon Plumer. Absent: Robert Benson. Also present: Mike Keller, Steve Attoe, Larry Fry, George Ferriter, Chris McNeill.

2. Pledge of Allegiance: lead by Chairman Marx

3. Citizen Input:

George Ferriter, Candidate for State Assembly District 42: I am a military veteran with 8 years' service. I'm also a Mechanical Engineer. I've served 2 terms as a village president and remain a village trustee in Doylestown. I know that one main concerns of state residents is the conditions of roads. I believe we can look at the state's revenue streams and find funds for more roadwork. Another concern is local control of schools and groundwater. Why am I running (this is my 2nd run) – with my experience at the local level of government I feel I have something to bring to the state level. In a representative democracy you need candidates on the ballot, uncontested races do not provide that.

Mike Keller, N2844 Summerville Park Road: I want to bring up a problem to the Board. July 5th my neighbor was shooting fireworks AT my house and my vehicles. I called the 9-1-1 and Columbia County Sheriff sent an officer out, spent 3-5 minutes in my area (not at my house, as I requested they not stop at my house). As soon as that officer drove off and parked just down the road the fireworks started again. So I called a 2nd time, the dispatcher could hear the fireworks going off while they put me on hold (at 10:30 at night). After 3 minutes on hold I was put in contact with the officer sitting down the road, we talked for 5 minutes, he questioned my knowledge of what fireworks are. The officer said he'd come back – he never did. Next I hear that officer call into dispatch and say that everything was fine, matter resolved. I went in the next day to talk to Sgt. Freitag at the Lodi PD, who told me that the Town of Lodi doesn't have any nuisance ordinance. They told me there was no report of the incidents. I asked to have the Lodi PD Chief to call me, to-date he has not called me. That day I also came and talked to Clerk Goeske and received a copy of the town's nuisance ordinances, and left a message for Chairman Marx to call me. We talked twice. If you're paying the Lodi PD, you're not getting your money's worth. I saw one of the billings from the Lodi PD to the Town of Lodi and the lack of details is appalling. Since July 5th my red truck's door has been kicked in, but I can't do anything about it. I ask that you look into this entire issue and what services you are or are not receiving from the Lodi PD. I will be receiving damage reports for the damage done to my roof by these fireworks, and to my vehicles. I am now resistant to calling for police help again. Guess I'll have to do like so many others around me do and just live with it.

LAFD Fire Chief Bobby Annen: report available for Annen

4. Certified Survey Map (CSM) creating a 0.25-acre outlot, a 0.08 acre outlot, and a 0.11 acre outlot from current .44-acre Parcel 11022-293.OL1 located on CTH V (Okee), owned by Larry & Mary Kay Fry: Marx – this is just a situation where there's a very narrow parcel of land between CTH V and the water, usable only as access to the water (not buildable in any way). The Covenants and Restrictions state that these 3 parcels MUST be sold to and attached to the 3 parcels (11022-261.01, 11022-261.03, and 11022-1370) on the opposite of CTH V from them. Note: The Plan Commission recommended approval this CSM on 07/21/16.

Bechen/Plumer motion to approve Certified Survey Map as presented plus the Declaration of Covenants, Conditions and Restrictions to be filed with the CSM; MC 4-0.

5. Rodney Drive: Marx – Rodney Drive is one of the roads in the worst condition in the Town. We put out for 2 bids; 1 for the entire road including the cul-de-sac, 1 for the road without the cul-de-sac. The reason for

that is that it was found the Town needed several easements relating to the cul-de-sac. There are drainage issues on the cul-de-sac. One of those easements was for a swale for drainage between Don Easley (Parcel 820 @ W11091 Rodney Drive) and Eugene Vatch (Parcel 819 @ W11097 Rodney Dr.) properties. Vatch approved an easement, but Easley didn't – he wants the town to instead install an underground pipe. I and the Town Engineer have met with Easley to discuss this, Easley stated he wanted the underground pipe. The cost received from Tri-County for that pipe is \$19,950, plus additional costs for tree removal. Not doing the cul-de-sac would save the town \$48,794.90 + the \$19,950 additional cost of installing the underground drainage pipe, for a total of \$68,744.90. Plumer – in my opinion we should just do Rodney without the cul-de-sac. I have a problem spending additional money on underground drainage that may or may not work. Bechen – per our Town Engineer putting in the underground pipe will have the pipe coming out lower than the level of the water at that end. He also states the pipe will be a continuous expensive maintenance issue. So I feel the Easley has tied the Town's hands by denying the drainage swale easement. So I am of the same opinion as Plumer, do Rodney without the cul-de-sac. Brooks – I agree. Marx – in an email received from Benson today "I would vote not to do the cul-de-sac portion of the project..." (this not being included in the final motion tally). Marx – I'm of the same opinion. The Easley's have been very pleasant to work with; but they state that others in the area have violated setback rules in additional buildings that have been built which has limited other drainage options for the town.

Bechen/Brooks motion to change the previously-approved Rodney Drive project approval to only include Rodney Drive down to the cul-de-sac, but not including the cul-de-sac, as bid at \$93,825.85; MC 4-0

Bechen – if the Town Engineer had come with a more favorable report I might have voted to do the pipe.

6. Lang Drive: Marx – the Winnequah Gun Club is one of only three long-range gun clubs in the United States. They are having an international competition in September 2016. Lange Drive is an access to some of their shooting ranges. I had J.R. Brimmer, President of the gun club submit a letter regarding the gun club history, etc. Lang Road is another road in poor condition, part blacktop and part gravel. Since the decision has been made not to do the cul-de-sac of Rodney, I'm asking the board members if they'd want to spend the \$49,829.32 estimated by Columbia County Highway to do Lang Drive. Brooks – I just want to bring it to the attention that both the LAFD and EMS will be coming this year asking for large increases. Plumer – as a member of the EMS Commission I know that the increase they're asking for will be covered by rate increases. Denise Patterson – I used to work at the motel off the interstate, and I can attest that when the gun club has competitions the rooms are all reserved. Bechen – Lang Drive only barely touches the back side of the gun club, the club is mainly accessed from their main driveway and parking lot off of Larson Drive, so paving Lang Drive will not benefit the gun club all that much. So it doesn't make sense for us to spend that much money on paving the road. I also think we should look at getting estimates for some other bad roads in the Town, such as Park Street which is extremely rough. Marx – we also need to consider that there may be some expenses for removing trees at parks.

7. Bicycle Loop 11 (which loops through Town of Lodi, City of Lodi, Town of West Point, Town of Arlington, Village of Poynette, Town or Dekorra): Steve Attoe, Columbia County Supervisor 25 for much of Okee and Harmony Grove. Bicycle Route 30 will run from Portland, Maine to Yellowstone Park. Now they're talking about calling it an Interstate bicycle route, including the Merrimac Ferry, STH 113, Ryan Road, CTH V along the railroad tracks, and on to Lodi, Riddle Road. Marx – we have to think of what is good for the community, and bike routes can be good. Goeske – just 2 years ago when the county was purchasing road right-of-way all along CTH V for the roadwork was done they didn't want to include a bike path, that would require purchasing even more land at quite an expense, so the Town Board had to approve a resolution allowing the work to be done without the requirement of a bike path. Bechen – I think it behooves us to get as many bicycle loops as possible. Bike riders won't just stay on that interstate route, they will also travel off of them and visit local businesses. Marx – my primary concern is funding for the school district. Anything we do to enhance our community brings people in and helps the school district. Brooks – I will try to get someone to come in and talk

to us about this. Plumer – bicyclists are not riding inexpensive bicycles, they have money to spend and bringing them here will bring revenue into the town.

8. Harmony Grove Association Brat & Beer Fest:

Bechen/Brooks motion to rescind any and all fees related to these temporary licenses and park reservation fees; MC 4-0

(a) Application for Temporary Class B Fermented Malt Beverages License: *Bechen/Brooks motion to approve; MC 4-0.*

(b) Application for Special Events License Where Outdoor Entertainment is Presented: Chris McNeill – everything will be set up as it always has been. And I’m proud to announce that 5 new people will be taking over running of the HGA. Brooks – I live in Harmony Grove and I drive frequently past Byrns Park and notice more and more citizens/residents using that park. *Bechen/Plumer motion to approve; MC 4-0*

(c) Temporary Operator licenses: Christopher McNeill, Kimberly O’Mara, Susan Benson, Nancy Collins, Scott Pierquet, Kristine Anderson-Morgan, Teisha Damit: *Brooks/Plumer motion to approve; MC 4-0.*

(d) Temporary closing of Cross Street between Rodney Drive & Lake Point Drive: *Brooks/Bechen motion to approve; MC 4-0.*

Marx re: following #9 & #10 – currently all our bonds/fees are tied up in our ordinances, and changing those fees requires changing ordinances and the related legal fees. By repealing Ordinance Section 1.11(c) and adopting a bond schedule we’re able to change fees with just a resolution.

9. Repealing of Ordinance Section 1.11(c); Ordinance 2016-08 “An Ordinance to Repeal the Deposit Schedule for Forfeitures from Lodi Municipal Code”: – *Plumer/Brooks motion to approve; MC 4-0.*

10. Resolution adopting bond schedule: Resolution 2016-09 – Marx: this resolution adopts the same bond schedule that the City of Lodi has for ease when officers write citations. Bechen – can we change (increase or lower) fees such as the one for dogs running at large to \$100/\$200 instead of \$50/\$75, and animal waste from \$50 to \$100/\$200. Fences should 11.31 should be \$100. Plumer – I have a problem with the initial fee being \$100 for a dog running loose. If my or anyone’s dog happens to get loose that’s a hefty fee when this is not a habitual offense by any particular owner/dog. Bechen – maybe we should make it \$50/\$200. Plumer – I agree. Brooks – I’m not concerned with the possession and use of marijuana, and the fee of \$100; but I think the Possession of Drug Paraphernalia should be \$500. There’s been 3 heroin overdoses in Harmony Grove recently. Bechen – I’d like to see 8.07 Theft increased from \$150 to \$250. Marx and Plumer – we agree.

Plumer/Bechen motion to approve Resolution 2016-09 with changes as follows: MC 4-0.

	<u>Ordinance</u>	<u>Section</u>	<u>Deposit Change from</u>	<u>To</u>
1.	6.21(f)(1)	Dogs running at large	50/75	50/200
	6.22	Animal Waste	50/100/200	100/200
	11.31	Fences and hedges	11/200	100/200
2.	8.06	Theft	150	250

11. 2016-2017 Operator licenses - Jeremy Nelson, Cayla Cornwell: *Bechen/Plumer motion to approve; MC 4-0.*

12. Chairman Reports: Having issues with runoff along Cactus Acres Road, repairs being done are not holding up. I'm working with Bill Statz on better solution. Guard rail on Lindsay Road has been repaired. I've also requested (per request from Harmony Grove BP) to put a sign that points to Harmony Grove at the intersection of STH 60/Lindsay Road, which will require a state permit. There's a tree that has split in the park area on Bay Drive; I'll be having that taken down. The work to solve the drainage issue between the Tomczak/Baerwolf property is working. No parking signs at the intersection of Bay Drive are up and helping. At our next meeting I will be introducing a traffic map of all town roads, to show speed limits on all roads, possibly all top signs, possibly streetlight locations, drainage pipes the town is responsible to keep cleaned. August 15-19 Goeske will be taking vacation; Adele Van Ness will be helping in the office, but does not feel she can work 8 hours/day for a week. I'd like to send out notice to the public that the office will be open only from 8:30 AM – 1:00 PM M-F that week. There's a sink hole in front of Rich Murphy's house, that is now affecting his driveway. The County came and looked at it and is supposed to give me an estimate. The Town Engineer has looked at the issue.

13. Clerk-Treasurer Reports

(a) Town Board meeting minutes of June 28, 2016: *Bechen/Brooks motion to table approval of the meeting because I and Brooks were not at that meeting, so there isn't a quorum present tonight that was present at that meeting, so minutes can't be approved; MC 4-0.*

(b) Revenues vs. Expenditures as of July 22, 2016: NOTE: Change to Profit & Loss Budget vs. Actual. Insert explanation of increase in PP tax collection. Bechen – we should have 2 categories for Developer fees – legal; Developer – engineer. Need to put up a sign about closing windows at the Okee Schoolhouse so that the utilities don't go over budget.

(c) Payment of Bills: ACH #23 + Checks #21160 through #21196 totaling \$61,957.97: *Bechen/Plumer motion to approve; MC 4-0.*

(d) Building Permits: Bechen – there's someone building a shed next to Michael Park right on the lot line (the only house adjacent to the park), have Building Inspector check to see if a permit has been issued.

DATE	#	OWNER(S)	ADDRESS	EST COST	PROJECT
07/01/16	46	MIKE PLUMER	W11557 Island View Ct.	4,500	remodel
07/07/16	47	JOHN & TANYA SEBERT	W10918 Lakeview Dr.	310,000	NEW HOME
07/01/16	48	JACK & VICKI HILL	W10939 Arbor Valley Rd.	480,000	NEW HOME
07/01/16	49	RANDY SMITH	W11434 Bay Dr.	500,000	NEW HOME
07/07/16	50	JULIE JAGER	N2849 Summerville Park	3,820	addition to garage
07/07/16	51	TODD WARCZAK	W11058 Lake Point Drive	6,643	shed
07/07/16	52	AARON HILL	W10931 Arbor Valley Rd.	5,000	access/driveway
07/13/16	53	TIM MALZHAN	W10491 CTH K	3,800	front porch/reroof
07/13/16	54	AARON & ELISABETH HILL	W10939 Arbor Valley Rd.	327,000	NEW HOME
07/13/16	55	STEVE JACOBSON	Rapp Road		access/driveway
			JULY	1,640,763	

(e) Animal Control Officer Log: nothing to report

(f) Communications: none

14. Commissions/Committees/Districts/Departments:

(a) **Plan Commission (Marx/Bechen)** – met on July 21st for Fry CSM, Anderson CSM, and Pleasant Valley Final Plat. Anderson and Pleasant Valley will be returning to next meeting.

(b) **Park Commission (Bechen)** – June 23rd minutes presented. Denise Patterson – basketball hoops will be installed soon at Michael Park, paid for by the Harmony Grove Association. New wood chips have been placed at several parks, which were spread by volunteers. Okee Beach – everything is okay there. Kalscheur Park – several trees were trimmed as a safety concern. A new piece of equipment, a springy T-Rex for smaller children. Some playground equipment needs repainting. Also discussion of additional lighting and security cameras at Michael Park, which is getting much more used. The dog waste station for Arbor Valley Park will be installed soon. If it works out well there then we may purchase more. Wildenberg Park – Dyan Kopitzke is going to apply with Profession Deb Griffing of the UW to design a walking path as part of their Master’s Degree. A separate will be done for the park on Bay Drive thru Professor Eric Shocart. Both of these are through their CAPS Program. The town’s costs will just be their transportation, plants, etc.... They will do all the labor, with volunteers from the town helping out also. A new slide will be going in Webster Park, plus there are several trees that need attention. Linda Circle also has some tree issues.

Marx – I want to thank the Park Commission members and James Bechen for all they are doing. Denise – I look forward to working with the UW Students.

(c) **Any other commission/committee/district/department reports** – Bechen: most recent minutes of Harmony Grove Sanitary District given to Goeske this evening. Also a Harmony Grove Lake Protection District report. They may need to do a 2nd application of spray on the channels, DNR will be checking first and let them know if it is needed and give them permission to do so. 5 years ago all the channels (except the one along Eagle Drive) were dredged down to 3’, and last measurement they were still at 3’. Their Annual Meeting will be August 27th, which I won’t be able to make. Marx – I will be there.

15. Upcoming meeting date(s): Park Commission on August 17th; Plan Commission on August 18th; Town Board on August 30th.

16. Future agenda item(s): Need no parking signs at the end of Park Street because vehicles w/trailers park along the east side of the road near the ramp blocking access to the boat launch. Marx – do we have a fine for no parking? Bechen – who will enforce this? Marx – Lodi PD.

17. Adjourn: *Bechen/Plumer motion to adjourn at 8:30 p.m.; MC 4-0*

April D. Goeske
Clerk-Treasurer