



MINUTES OF MONTHLY MEETING OMRO TOWN BOARD OF SUPERVISORS

January 20, 2020

1. Call to Order:

The meeting was called to order at 6:00 P.M. by Chairman, Brian Noe. The Pledge of Allegiance to the flag was given.

2. Roll Call:

Chairman Brian Noe, Supervisors, Mark Krings and David Friess, Clerk Paula Beulen, Treasurer Beth Jackson, and Attorney Karen Marone were present.

3. Statement of Public Notice:

Notice of this meeting was posted at the Omro Town Hall and the Town website. The Omro Herald and Oshkosh Northwestern were notified via email.

4. Public Input:

- Brian Seaman – would like to know what is happening with the DOT property on Hwy 21. The Town continues to negotiate with the DOT regarding this property.
- Karleen Murphy – has a concern for the property at LaCrosse and Hwy 21. Would like to know how the drainage will be handled with the ditches and run-off. Concerned with how dangerous the intersection is at Sand Pit and Hwy 21 and how the storage units would negatively affect that.
- Dean Van Dyke – 5150 Lacrosse Dr – concerned with proposed storage units. Why would the Town not try to develop property with infrastructure in it? The storage units could be placed on other land
- Chris Musha – 5142 Lacrosse Dr –the barrier proposed between the storage sheds and the neighborhood is inadequate. There should be more concealment
- Peggy Rupnow – 3974 Georgetown Ct – concerns with storage unit, wanted to make sure the PC received the email she sent
- Beth Lux – 6071 Springbrook Rd – concern with flooding at Springbrook intersection. Chairman Noe stated with could only be mitigated once the farmfield around there is developed. She would also like to know what she should do about her lawn sinking.
- Karen Packman – 5168 Sand Pit Lane – wanted to know why you wouldn't look for lower property if you have to remove dirt
- Chairman Noe stated he wanted to clear some things up since he was not at the last Planning Commission meeting.
 - Cannot do a conditional use if zoned B-2
 - County cannot change zoning without town approval

5. Community Policing Discussion:

- Deputy Plaske stated no unusual crime in the area. The Deputy has not had to enforce any ATV ordinances as of yet.

6. Approval of Minutes:

- **Special Meeting December 11, 2019**
- **December 16, 2019**
- **Motion:** Supervisor, David Friess approved the minutes from December 11 and December 19,

2019. Supervisor, Mark Krings seconded the motion.

Ayes – 3, Nays – 0, Motion carried

7. Consider Zoning change: for Harve Ross, parcel #016-037105 at the corner of LaCrosse and Sand Pit Road from B-2 to A-2.

- Eric Wagner stated that he looked extensively at other properties in the Town of Omro and Town of Algoma and could not find land with access to Hwy 21
- The potential Sand Pit and Hwy 21 corridor will allow people to have access to the property
- Eric Wagner stated that he spent a great deal of money on this project. Worked with everyone he could, talked to neighbors, tried to work with every concern given. Have been very transparent with this whole process.
- Eric Wagner stated that according to all his research storage sheds are the least impactful to a property. In his father's and his experience there will only be 12 -15 cars per day.
- Resident Dean Van Dyke would like to know what the elevation is for this property. Driveway elevation is 850 and the driveway is 842 the berm elevation is 3 feet. The height of the building will still be visible. The south end of the property is significantly higher than the driveway itself.
- Resident Tom Tuschl – 5178 Ciscel Dr – does this apply to the whole parcel of 016-037105. Yes, until the CSM is filed there is only one parcel number.
- **Motion:** Supervisor, David Friess moved to deny the request for the zoning change for parcel 016-037105 from B-2 to A-2 due to light pollution, the size of the unit, and the outdoor storage. Chairman, Brian Noe seconded the motion because of the height of the land, infrastructure not utilized and the people who built in the area would like it to stay the same.

Ayes – 3, Nays – 0, Motion carried

8. Consider CSM: for Eric Wagner, parcel #016-037105

- Tabled for now

9. Consider Conditional Use Permit for: Eric Wagner, for proposed storage facility on the 10-acre parcel number 2 to be created by the CSM for parcel #016-037105.

- Tabled for now

10. Consider site plan review for proposed storage facility applying for conditional use on 10-acre parcel number 2 to be created by the CSM for parcel #06-037105.

- Supervisor Friess has a concern with outdoor storage
- Supervisor Friess asked if the Barony has any covenants. Eric Wagner stated that he has a copy of the covenants for the Barony but they do not apply to his property.
- Eric Wagner stated he moved the outdoor storage behind the building so it will not be seen by the road.
- Supervisor Friess is also concerned with the outdoor lighting, 935,000 lumens shown on the site plan. A car dealership for example has 350,000 lumens. Eric Wagner is willing to compromise with the lighting as long as there is enough lighting for security.
- Tabled for now

11. Discussion on ATV/UTV ordinance creation and direction to plan commission on actions to be taken and how the Town board wishes to proceed.

- Winnebago County has no ATV trails
- DNR will not write citations for ATV's on roads.
- Sheriff's Dept will only enforce County ordinances
- DNR keeps records of fatalities, low pressure – high volume tires cause accidents
- Village of Winneconne and City of Omro has an ATV ordinance in place

- Town of Winneconne only has one road that ATV's are allowed on
- Municipality is required to pay for signs
- There is no law enforcement for the Town if the Town passes this
- Resident Beth Lux – 6071 Springbrook Rd – people blow through stop sign in cars and no one is policing, just want the option to use the ATV on the roads. Can use the ATV year round, wants Omro to be leader.
- Resident Phil Lux – Springbrook Rd – asked the Deputy if any ATV problems in other towns – none per Deputy attending meeting. Deputy has not had to enforce any ordinances on ATV's
- Paul Swederske – resident of City of Omro – recreational activity that involves family. Would like to get access to public boat landings and hunting land
- Jeff Kasten – resident of City of Omro – started an ATV club to raise money for signs
- Resident Carla Schrieber – 4372 Swallow Banks Lane – ATV routes are safer than trails
- **Motion:** Supervisor, Mark Krings moved to allow the Plan Commission to come up with an ATV plan. Supervisor, David Friess seconded the motion.

Ayes – 3, Nays – 0, Motion carried

12. Treasurer's Report:

- Tax refunds of \$12,290.41 through 12/31/2019.
- **MOTION:** Supervisor, Mark Krings moved to approve the Treasurer's report and the refunds of \$12,290.41. Supervisor, David Friess seconded the motion.

Ayes – 3, Nays – 0, Motion carried

13. Payment of Invoices:

- **Motion:** Supervisor, David Friess moved to approve the payment of invoices in the amount of \$23,252.06. Supervisor, Mark Krings seconded the motion.

Ayes – 3, Nays – 0, Motion carried

14. Upcoming Workshops and Meetings – authorization to attend.

- Chairman Noe and Clerk Beulen will attend the WTA district meeting on Saturday, February 8th, 2020.
- Supervisor's Friess and Krings will attend the WTA district meetings on Friday, March 6th, 2020.

15. Reports:

Road Supervisor:

- The county has been doing tree trimming and filling pot holes. Would pre-treating the road help? Consider trying it on Sand Pit.

Clerk:

- Election grant requires the Town hire a managed services to monitor our computer equipment. The current IT company will charge \$1,620.00 a year for this service.
- **Motion:** Supervisor, David Friess moved to approve hiring Computer Fixer Guys as the Town of Omro's managed services for \$1,620.00 a year. Supervisor, Mark Krings seconded the motion.

Ayes – 3, Nays – 0, Motion carried

Plan Commission:

- PC report stands as stated.
- Chairman Noe stated that someone is thinking of acquiring Ormand Beach II, starting like a new subdivision, will need stormwater requirements.
- Chairman Noe thanked prior PC Chair Tuschl for his help with this.

Town Attorney:

- Conditional use permits granted specifically to a specific business. The Conditional use permit

does not follow the property.

Town Supervisor:

- None

Town Chairman:

- Chairman Noe stated Dan Feyen approached him, would like to have a meeting
- Chairman Noe stated Strand will be here February/March for Storm water study
- Chairman Noe stated the Town applied for three MLS grants. Two grants on our own and one with Winneconne. Have not heard anything yet.
- Chairman Noe stated that he received a contact from their attorney. The Town provided enough details for the client.
- Chairman Noe will reply to County regarding IDB funds and fill out the form.
- Chairman Noe spoke to the County to make sure the Town of Omro is not at the bottom of the list. The County asked for our list early
- The Town will send an email to the County requesting they look into the zoning violations with the Town junk properties
- Improve lighting at the town hall.
- **Motion:** Supervisor, David Friess moved to approve the lighting project. Supervisor, Mark Krings seconded the motion.

Ayes – 3, Nays – 0, Motion carried

16. Items to be placed on next meeting agenda.

- Audit committee.
- Post PC draft items on the website.

17-18. Motion:

Supervisor, David Friess moved to convene into closed session pursuant to WIS STATS Sections 19.85 (1)(g) to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, for the purpose of deliberating or negotiating the purchase of public property, and for the purpose of considering employment, promotion, compensation or performance evaluation of an employee. Supervisor, Mark Krings seconded the motion.

Ayes – 3, Nays – 0, Motion carried

- Closed Session at 8:31 p.m.
- Roll Call:
Chairman Brian Noe, Supervisors, Mark Krings and David Friess, Clerk Paula Beulen, Attorney Karen Marone and Treasurer Beth Jackson.

19. Motion:

Supervisor David Friess moved to convene into open session. Supervisor Mark Krings seconded the motion.

Ayes – 3, Nays – 0, Motion carried

- Open Session at 8:38 p.m.
- Roll Call:
Chairman Brian Noe, Supervisors, Mark Krings and David Friess, Clerk Paula Beulen, Attorney Karen Marone and Treasurer Beth Jackson.

20. Adjourn:

- **MOTION:** Supervisor, David Friess moved to adjourn at 8:43 p.m. Supervisor, Mark Krings

seconded the motion.

Ayes – 3, Nays – 0, Motion carried

Approved: February 17, 2020.

Paula Beulen, Clerk
Town of Omro