



MINUTES OF MONTHLY MEETING OF THE OMRO TOWN BOARD OF SUPERVISORS

DATE: April 18, 2022 **TIME:** 6:00 p.m. **LOCATION:** Omro Town Hall, 4205 Rivermoor Rd.

Call to Order

The meeting was called to order at 6:00 p.m. by Chairman Brian Noe.
The Pledge of Allegiance was said in unison.

Attendance

Chairman Brian Noe, Supervisors Mark Krings and Steve Disterhaft, Clerk Dana Woods, Treasurer Beth Jackson and Attorney Karen Marone were present.

Statement of Public Notice

Notice of this meeting was posted at the following locations: Omro Town Hall, 4205 Rivermoor Road; Garbage & Recycling Drop-Off Center, Wendt Road & County Road FF; and near the Corner of Liberty School Rd & County Road F. Notice was also posted on the Town of Omro website and emailed to the Omro Herald and the Oshkosh Northwestern.

Public Comment

- **Resident Tim Wolf** commented with regard to the resident request to get rid of the town dump site. Hopes it continues as-is; thinks it works well, especially with the road leading into it being recently improved.
- **Resident Marlina Ross** asked that when we get to the agenda item, wondering how much it would cost for curbside pickup with regard to pick-up and the bins. Would like to know options. Supervisor Disterhaft indicated that when he looked into contracting directly, it was about \$50 to \$60 per month for private pickup. Treasurer Jackson added that when the municipality does it for residents, it's usually less expensive.

Community Policing Discussion

None present at this time

KerberRose Presentation of Audit Report

David Minch from Kerber Rose presented the audit report and the 2020 and 2021 financial statements. The complete audit report will be placed on file at the clerk's office, made available upon request and retained in accordance with the Wisconsin Municipal Records Schedule.

Resident Request for Flashing Stop Signs

On agenda per resident request at last month's meeting. That resident was not present at this meeting. Chairman Noe understood the request to be at Rivermoor and Springbrook intersection. If we do it there, where do we start and stop. Some intersections might be more worthy than that one.

Supervisor Krings commented the cost can be anywhere from \$1,600 to \$2,000 per sign. Just not sure it would help.

Supervisor Disterhaft asked for clarification on where the request was at.

Discussion took place about how people tend to blow through stop signs, but not because they don't notice them.

No action taken at this time.

Resident Request for the Town to Contract for Curbside Pickup on Residents' Behalf and Discontinue Dump Site Operations

On agenda per resident request at last month's meeting. That resident was not present at this meeting. Chairman Noe indicated the town looked at this in 2013. Multiple opinions at that time. Couldn't do both financially and a lot of people liked the dump site.

Supervisor Krings remarked that the town has just invested a lot of money in the dump site to make it nicer; hate to walk away from that.

Chairman Noe asked other town board members if anybody would have an issue if we do add some extra hours on a weekday to the dump site on a trial basis during summer hours for those who find Saturdays inconvenient. Consensus was it would be OK. Chairman Noe will follow up with Jeff Meyers and bring back to agenda in May.

Resolution 2022-4-1 to Amend Organization and By-Laws for East Central Wisconsin Regional Planning Commission - Gubernatorial Appointments

This was presented at WTA unit meeting which helped provide some added comfort level with regard to representation of rural communities. Waiting for appointments has caused some delays.

MOTION by Supervisor Krings, second by Supervisor Disterhaft to adopt Resolution 2022-4-1 to Amend Organization and By-Laws for East Central Wisconsin Regional Planning Commission - Gubernatorial Appointments.

Motion carried on a 3-0 voice vote.

Resolution 2022-4-3 to Support NACo's Position on Defining the Waters of the United States and Regulations with Agricultural Considerations

Chairman Noe shared this also came up at the WTA unit meeting. Federal government is looking to redefine the waters of the state which would change things drastically. This would impact a lot in terms of permits; it would become a federal permitting process. There was encouragement to get communities to voice opposition.

MOTION by Supervisor Krings, second by Supervisor Disterhaft to adopt Resolution 2022-4-3 to Support NACo's Position on Defining the Waters of the United States and Regulations with Agricultural Considerations.

Motion carried on a 3-0 voice vote.

Community Policing Discussion - Agenda item taken up at this time when representative Chase Wilis was present.

- Officer Wilis indicated they use to do rotations for a year. Same deputy on the same rotation in each area. Now rotations are by month. That's new.
- One resident mentioned motorists blowing stop signs and advised the officer of which ones to keep an eye on.

Resolution 2022-4-2 Opposing Flood Storage Mapping for the Sawyer Creek within the Town

Chairman Noe added this. The County has considered this off and on since 2017. After the last meeting hosted we thought it would be a dead issue, but it appears they are considering it still.

MOTION by Supervisor Krings, second by Supervisor Disterhaft to adopt Resolution 2022-4-2 opposing Flood Storage Mapping for the Sawyer Creek within the Town.

Motion carried on a 3-0 voice vote.

Creation of a Property Maintenance Ordinance

Chairman Noe indicated the Planning Commission discussed this some. Clerk Woods said she's willing to reach out to get sample ordinances from other municipalities.

ARPA Funds Discussion

No change to ideas for use than expressed in previous meetings. At this time will mainly use for improving road infrastructure in the town. Clerk Woods will indicate as much when completing the ARPA Project and Expenditures report due at the end of this month.

Consider Taking Action to Address Dumping of Refuse in Yard that is Creating a Public Nuisance

Supervisor Krings said he's been to the property with no answer; can give it another shot. Will notify Clerk if there is any update on it.

Review and Update on MS4 Stormwater Permitting Requirements

Chairman Noe provided an update. Required to annually update the community on it as part of continuing education and outreach. His understanding is the DNR hasn't commented back on the most recent report filed. If we continue to follow the last standard set by Strand we should be good. That said there seems to be additional requirements related to it. Will get into that in the next agenda item.

Membership in the Local Government Stormwater Group

League of Wisconsin Municipalities has invited towns to join the Local Government Stormwater Group, perhaps a larger membership will have more influence. Cost would be \$200.

Chairman Noe commented we could try for a year and see if it's worth it.

Supervisor Krings acknowledged it might not seem ideal to keep joining groups, but at the same time most board members don't have time to fight the battles these groups can on the town's behalf.

MOTION by Supervisor Krings, second by Supervisor Disterhaft to join the Local Government Stormwater Group with a membership fee of \$200.

Motion carried by 3-0 voice vote.

Board of Review Member Alternates

Had alternates appointed in the past; rarely needed. Should have in case someone objects to a member hearing their challenge. Chairman Noe indicated a willingness to reach out to a couple potential volunteers. Will bring back names to the agenda next month.

Planning Commission Appointments 2022 to 2025

On agenda because terms expire at the end of April.

MOTION by Supervisor Disterhaft, second by Supervisor Krings to appoint Phil Ertmer and Bruce Roskom (amended to reflect Roskom appointment as PC chair) for the term of 2022 to 2025.

Motion carried on a 3-0 voice vote.

Town Hall Maintenance Discussion

Discussion took place about having the building pressure washed and sprayed for spiders. Chairman Noe might know a town resident with a pressure washing business. Supervisor Krings might know a spider guy.

Annual Road Inspection Discussion

- Done on April 8. Don't have the estimates from county yet. Lots of potholes and culverts we can give the greenlight on now.

- Chairman Noe indicated are we in agreement on the bridge repairs.
- Briefly talked about cross culvert on Heise. Continues to be a flooding issue.
- Not much issues with signs; did find a number of privately owned culverts that need to be replaced that we will have to address with property owners.
- Should we get estimates from the county for full replacement job and give the owners the option? They can still choose to supply the materials if they wish. County might get a better buy.

REPORTS:

Road Supervisor's Report

Covered everything during the road inspection agenda item.

Clerk's Report

Communications:

- Nick Marks from Bowmar Appraisal has scheduled the town's Open Book for Monday, May 23 and it will be conducted by phone or email. Board of Review has been scheduled for Thursday, June 2 from 6 to 8 p.m. Notice of both of these will be posted and published as usual. Clerk also filed the BOR-C form with the Department of Revenue for this.
- Winnebago County Planning and Zoning copied us on one Notice of Violation this month. It was for "Operation of a prohibited contractor yard within a B-3 zoning district" and was issued to the property owner of 1531 Waukau Road.
- Attorney Heath Mynsberge, who represents Brian and Sherry Seaman, mailed clerk a letter dated March 31 indicating they feel the response to their open records request dated March 14 was incomplete. Clerk Woods had not yet received any list or explanation of the "various deficiencies" they want us to address.

Open Records Requests:

- New request dated April 1 from Attorney Heath Mynsberge, on behalf of his clients Brian and Sherry Seaman, asking to provide *"a complete, copy of all electronic or paper records of correspondence and other documentation between the Town of Omro, Karen Marone, and any agent including, but not limited to (myself), Brian Noe and any other Supervisor or officer and the Seamans's or their attorney, John Blazel, or any other individuals on their behalf from January 1, 2021 to present."* It went on to state, *"In addition, if there are any other communications or documents regarding the Maintenance Agreement and/or Site Plan that predate January 1, 2021, please provide those as well."* There was a part of the request Clerk Woods needed clarification on, so she emailed Attorney Mynsberge a Receipt of Records Request that included a request for clarification on April 4; have yet to hear back. Until clarification comes, can't determine the full scope of the request or provide an estimate of fees, so this request is on hold until we hear from them.

Elections Report:

Town hosted 402 voters for April 5 election, 53 of which were absentee. Next election will be the Partisan Primary on August 9th. Those with a valid absentee ballot request on file by June 23 will have their ballots mailed out by that day.

Planning Commission:

- Chairman Noe relayed there was more discussion about what the town could do about parks maintenance; continues to be a difference of opinion among the Planning Commission members as to what level the town should maintain the parks. Supervisor Krings indicated he might know someone who's interested in getting more involved. Will get information to Planning Commission.
- Brief update on highway corridor study - Mailed approximately 200 hard copies of survey to those within the corridor; other town residents invited to participate online.
- Some discussion took place on the property maintenance ordinance. Dana will get samples of ordinances and send to Planning Commission.

Attorney's Report:

- Correspondence was sent to two property owners—one on Hwy F and one on Hwy FF—with multiple non-working unregistered vehicles on property. This details that they need to be removed by May 9; Mr. Krings is the contact along with Attorney Marone's phone number. In a recent case she worked for

another town, they did get the court to grant the ability to remove the vehicles and cost for all that and court fees/costs can be special assessed to property owners. Additionally, sheriff's department indicated a willingness to check for any items with an existing lien before they are hauled away.

Supervisors' Report:

Supervisor Krings shared some information from the WTA unit meeting; sheriff was there and conveyed they will do speed studies in communities where people think speeding is happening.

Chairman's Report:

Chairman Noe indicated he's finishing up recycling grant now; should be fine with our eligibility. He also shared some county collection statistics.

Meeting Minutes

MOTION by Supervisor Krings, second by Supervisor Disterhaft to approve meeting minutes from regular board meeting on March 28, 2022.

Motion carried on a 3-0 voice vote.

Treasurers Report

Treasurer Jackson submitted her monthly report for review. Noted tax collection reconciliation shows journal entries made per auditor recommendation. Also discussed with auditor the timing of tax revenue when it comes in at the end of the year. Needs to be entered in as a "Deposit in Transit".

MOTION by Supervisor Disterhaft, second by Supervisor Krings to approve Treasurer's Report as presented.

Motion carried on a 3-0 voice vote.

Accounts Payable

MOTION by Supervisor Krings, second by Supervisor Disterhaft to approve accounts payable in the amount of \$28,158.11.

Motion carried on a 3-0 voice vote.

Upcoming Meetings or Workshops

None at this time.

Agenda Items for Next Meeting

None mentioned.

Closed Session

MOTION by Supervisor Krings, second by Disterhaft to enter into closed session at 7:23 p.m. pursuant to Wisconsin State Statute 19.85 1(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.

Motion carried on a 3-0 roll call vote.

Adjourn

MOTION by Supervisor Disterhaft, second by Supervisor Krings to adjourn the meeting at 8:50 p.m.

Motion carried on a 3-0 voice vote.

Submitted by Dana Woods, Town Clerk
Approved by Town Board May 16, 2022

