

**APPROVED**  
**Minutes of April 27, 2021**  
**BEAVER DAM SPECIAL TOWN BOARD SPECIAL MEETING**  
**Beaver Dam Town Hall, W8540 Cty Hwy W, Beaver Dam, WI**

Meeting called to order 7:07PM.

Present: Chairman Jeff Schmitt, Elizabeth Kern, Joe Kern, Dave Raue, Dean Hughes, Deputy Clerk Abby Klodowski, Treasurer Mercia Christian.

Notice of meeting posted April 22, 2021. Amended notice posted April 26, 2021. Published April 26, 2021.

Motion (Raue/J.Kern) to approve agenda and the ability go out of order. Motion carried.

**UNFINISHED BUSINESS**

1. Town Roads – Looking at scheduling date of road inspections. Dale Schmidt states that he would like to have gravel compacted more by contractors as Shaw Hill residents had a lot of gravel in their yards this year. Table to May.
2. Fire and Rescue Contract – Matt Christian states that the city offered the town a one year extension of the same calculation of the contract on the last five years. Rural president said the rural group asked for two year extension, city agreed to one year. No action at this time. Dale Schmidt states there are “a lot of people” concerned. Schmidt states that Lifestar is not an ideal option for the Town. States that there is a lot of consolidation in this industry because we can’t find people. Would like to come up with better plan and have subject matter experts. Chad Enright states as a town resident that he very much appreciates knowing that we have BDFD to rely on as well as their paramedic service. Feels expertise and training of BDFD paramedics are unmatched. Alan Mannel states that we should consider residents in our township who are experienced fire personnel. John Jatczak states that he moved into the town knowing that he would still be getting the service of BDFD. Bob Neuman states that he feels very much the same as the other residents. He states in his experience as a police officer paramedics are very different than EMTs and paramedics are the preferable service. Schmitt states that he hears what the residents are saying and also needs to consider all sides in his position. Jeff Schmitt feels the county needs to be involved. Table to May.
3. Code violations – Prunuske states nothing new to report. Paul Uttech states that we will need to review and potentially file court order on Beier Hill. Table to May.
4. 2021 Road Work – Table to May.

**NEW BUSINESS**

1. Garbage and Recycling Contract – Adam Lindert appears and speaks on behalf of GFL and their commitment to service. Schmitt discusses getting Trenton and their residents on board so we don’t have as many trucks going in and out of subdivisions. Motion (J.Kern/Raue) to notice Waste Management to end our contract and get quotes for other garbage services. Motion carried. Jeff Schmitt abstains.

2. Solar ordinance adoption process – Concerns were raised that the ordinance that was adopted may not have followed the correct protocol. Developer of the Burnett project is concerned that we do this correctly so it can not be contested. Schmitt recommends we go back to square one and draft, publish, conduct public hearing, vote, and process according to statutes. We do have an ordinance that states we do need to have a public hearing before we are changing zoning. Need to amend comp plan, rezone, go to county board, obtain a CUP which also requires public hearing. Prunuske feels we do need to follow our own ordinances, or we will end up being challenged. Prunuske agrees we should start at square one. Section 62-332 states “ A petition for amendment may be made by any property owner in the area to be affected by the amendment, by the town board, or by the town plan commission”. Town resident John Kuzniewicz states that NEW ordinance can be created by Town Board and does not need to go through other processes. Table to May meeting.
3. American Roads to Recovery applications – Mercia and Abby will look at this and attempt to get it filled out.
4. Financial Audit – We need a financial audit due to personnel change. Schmitt suggests we reach out to previous accounting firm. Clerk will do that. Table to May.
5. Police chief vacancy and police commission recommendation – Schmitt expresses concerns over our eligibility for a police commission. Schmitt had a conversation with Chief Drumm regarding things being lost in translation. There is concern is that we do not have a process or protocol if there were to ever be an officer involved incident. If we rebuild police commission, we can assign that to them. Town Attorney Paul Uttech states that the board should actually have a police commission or board of police commissioners INSTEAD OF committee. Uttech states that this information is in line with Wisconsin State Statutes 62.13. Instead of 3 man committee, we would have a 5 man commission. Eligibility requirements: From the electorate, does not specify law enforcement. Can Art Kitchen remain? Is he a paid employee because of election work or plan commission per diem? Schmitt would like to produce new commission by resolution. Town Resident Dale Schmidt asks does it matter that Kitchen WAS on the police commission while he was a paid employee? Was the meeting by the commission noticed and are there minutes? Deputy Clerk Abby Klodowski answers yes the meeting was noticed/posted and there are minutes. Joe Kern states that we currently fall under Wisconsin State Statue 60.56. If you have full calendar year without being town employee, can we still follow the committee recommendation for the chief and change the committee/commission moving forward? Paul Uttech states if he WAS NOT a paid employee, his service on that committee is appropriate. Schmitt feels we need to sort out the history of this committee. Joe Kern asks if we are able to follow current police commission recommendation, because we are on time constraint? Town resident Bob Neuman asks would the commission be independent of the town board and do all of the hiring/firing, etc? Jeff Schmitt states we would like to know any and all interest in ANY COMMISSION. Table to May.
6. Creation and structure of committees – Jeff Schmitt would like to form committees internally. i.e. roads, IT. Table to May meeting.
7. Review/draft UTV/ATV ordinance – Shared packet of information distributed with town board members. Chad Enright states that we are able to reach out to recreation deputy to review our ordinance and have him evaluate our roads and he is able to let us know what is safe, etc. Dale Schmidt suggests that when we draft, we make it similar to the county’s because it is much easier to enforce for both town police and county police, in Schmidt’s opinion. Table to May.
8. Access Drive and Jackson Road vacate status report – Clearing up with attorney. Table to May.

9. Speed reduction measures on Woodland Drive and Farwell Road – Town Board did pass measure to purchase portable speed ramps. Jeff Fuhrman is going to follow up with Lester Oestrich to get these ordered. Originally discussed one lane bumps but upon further discussion, entire road width ramps seems like a better and safer option. Two residents bring up Woodland speed reduction to 10MPH from 25MPH. Resident discusses that the pedestrian traffic is concerning and would like to see sidewalks on city side.
10. City proposed grading/drainage improvements in Forrest Park Road Right of Way – Metalcraft of Mayville is proposing to expand its parking on the southern portion of the property. As part of this a pond is being proposed. The outlet will discharge to the Forest Park Road right-of-way. There are issues with the ditch holding water. Metalcraft of Mayville is proposing to regrade the ditch in order to provide positive drainage to CTH B. The side slope of the ditch adjacent to the road will be at most a 3:1 slope. Metalcraft will need to work with the adjacent property owner in order to grade within the wooded area north of the end of Forest Park Road. Motion (Schmitt/J.Kern) to allow city to do drainage improvements and draining and require that they send out prior notice to all neighboring properties describing the nature and timeframe of the work. Motion carried.
11. Zimmerman Drive – Schmitt states there is a poor drainage history in this subdivision and the water sits in the ditch. Property owners have contacted Schmitt with complaint regarding drainage. Table to May.
12. 2% Fire Dues Audit – Matt Christian states the state did an audit of the fire department, which the BDFD passed. This makes them eligible for 2% fire dues. This is a 2-3 year audit. 2% of homeowners insurance goes back to state of WI. State pushes the 2% back to the local fire departments. This is somewhere between 68k-72k typically.
13. Upcoming clerk position vacancy – Schmitt would like the job description updated. Advertise position. Liz Kern will help with clerk position advertising. Run the description past Paul Uttech and consult statutes. Call some other clerks. Look into where to advertise. Meeting BEFORE job is posted.
14. Brush and yard waste – Should we be hiring someone to use a larger truck to transport? Joe Kern states that we do need more blocks. Schmitt states that he has some we can use. Joe Kern wants to keep in mind that the GFL people offered to get rid of our waste. Schmitt would like to have Adam Griswold transfer our brush as we do not have big enough trucks to do that efficiently.
15. Police Commission appointments – Table to May.
16. Plan commission appointments – Table to May.
17. Board of appeals appointments – Table to May.

Motion (E.Kern/Hughes) to adjourn. 9:09PM.

Respectfully submitted,

Abby Klodowski, Deputy Clerk

