

TOWN OF TROY BOARD MEETING

February 12, 2019

The regular board meeting was called to order by chairman, Roger Mack, on Tuesday, February 12, 2019, at 7:30 p.m., at the Town of Troy town hall.

Roll call was taken with the following responding: Roger Mack, Jeff Lohr, Lloyd E. Ballweg, and Mary Zins. Absent: Don Meise.

It was confirmed that the agenda was properly posted in three locations in the township and mailed to board members in compliance with the open meetings law.

Mack made a motion, seconded by Lohr, to adopt the agenda as posted. Motion carried 2-0.

Minutes:

Lohr made a motion, seconded by Mack, approving the January 8, 2019, minutes as presented. Motion carried 2-0.

Treasurer's Report:

Mack made a motion, seconded by Lohr, approving accounts payable checks #8008-#8033 and ACH payments totaling \$445,648.91. Motion carried 2-0.

Citizen's Comments:

Mack contacted town attorney, Natalie Bussan, regarding selling sand/salt to the public or permitting them to obtain a bucket for personal use. Her response was that there is a constitutional rule called the public purpose doctrine which prohibits such activity. She also pointed out that a government entity is tax exempt when purchasing product, but when selling sand/salt to the public, sales tax would have to be imposed.

Patrolman's Report:

In absence of patrolman, Kyle Elliot, Lohr gave the following:

- Both he and Elliott have been busy plowing and sanding the town roads.
- Elliott attended the MSHA quarry training on February 7.
- Dawn Kabot, River Valley school bus driver, complimented the township on the excellent winter care of the town roads.

Business Items:

Jacob Brickl presented documentation to the Plan Commission indicating the proposed location of a 30' X 40' storage shed on Parcel #036 0988 3000 (CSM #6364) located in Sec. 24, T6N, R5E in the Town of Troy.

Mr. Brickl wasn't present at the February board meeting, but the Plan Commission recommended approval of the construction of the outbuilding to the board. Their decision was based on a paper submitted showing the structure would be sixty-five (65) feet from Seitz Road.

With the recommended approval of the Plan Commission, Lohr made a motion, seconded by Mack approving the construction of the proposed storage shed and the location. Motion carried 2-0.

In the absence of Steven Dischler Todd Rummier, surveyor for Mr. Dischler, approached the board requesting approval for a Planned Rural Development (PRD) and Certified Survey Map (CSM) located in part of the NE ¼ of the NW ¼ of Sec. 10, T9N, R5E, Town of Troy, Sauk County, WI.

The original parcel contains 45.22 acres with the proposed CSM introduced to the board showing 5.11 acres and the remaining 40.09 acreage in the PRD preservation area.

With the recommended approval of the Plan Commission, Mack made a motion, seconded by Lohr, approving the Conditional Use Permit for the PRD and the submitted CSM. Motion carried 2-0.

Mr. Dischler has a scheduled hearing with Sauk County Conservation, Planning & Zoning on Thursday, February 14, 2019, at 9:00 a.m. He requested in advance the town clerk e-mail the board's decision to Cassandra Fowler, land use/sanitation technician for Planning & Zoning.

Jeff and Diane Gorsuch presented a Certified Survey Map (CSM) which consolidates two lots into one. The proposed CSM is in the SE ¼ of the SE ¼ of Sec. 8, the SW ¼ of Sec.9 and the NW ¼ of the NW ¼, Sec. 16, T9N, R5E, Town of Troy.

Mack questioned the need for the another CSM if a previous one existed. He felt if the board approved the presented CSM and there is an existing survey, the Gorsuch's could lose their lot of record. Mack made a motion, seconded by Lohr, to table the request until the March board meeting. Motion carried 2-0.

Dale Sprecher approached the town board, requesting approval for a Certified Survey Map (CSM) which recorded the consolidation of part of Lot 1 (CSM 2995) and all of Lot 1 (CSM 2993) located in the NE ¼ of the SW ¼, Sec. 3, T9N, R5E, Town of Troy.

Mr. Sprecher explained that in order to have the property in question rezoned to general agriculture, he was informed he needed to record a different CSM.

With the recommended approval of the Plan Commission, Mack made a motion, seconded by Lohr, approving the presented CSM. Motion carried 2-0.

There was discussion between the board and members of the ATV/UTV club regarding opening the town roads for their traffic and the correct procedure to adopt an ordinance. Lohr and Meise attended a meeting Sauk County Highway Commission organized. There is concern of large equipment sharing the town roads with the ATV/UTV's. Only segments of the county roads will be open for travel. The county will erect the signs provided by the club and bill them for the labor. There was discussion regarding hours of operation, year-round usage, and speed limit. The club members suggested the board submit the drafted ordinance to the town's attorney for review. Legal fees would be compensated by the club. Dennis Frey will finalize an ordinance draft and submit it to Mack.

Mack was contacted by the Town of Spring Green inquiring if Troy would consider selling the bumper from the 2007 Peterbilt truck. Mack made a motion, seconded by Lohr to sell, if acceptable to the Town of Spring Green, the bumper for \$500. Motion carried 2-0.

Lohr made a motion, seconded by Mack, to sign the document from The Kraemer Company which acknowledges that the board is in receipt of their aggregate prices which become effective March 1, 2019. Motion carried 2-0.

WTA sent a Town Advocacy Council membership invoice totaling \$201 to the board. Troy has never entered the council in the past. Mack made a motion, seconded by Lohr, to abstain from the membership. Motion carried 2-0.

Mack contacted the town's attorney regarding the progress of the Troy Village Road easement agreement. The residents are concerned what the assessment of the easement will be and the recording fee. Joe Weisensel stated that Jeffrey Jahns has presented a draft to the tenants which splits the ownership and maintenance. It is his understanding they will be tenants-in-common.

Board Comments:

Lohr and Mack will attend the WTA Sauk County Unit meeting on Thursday, February 21, 2019, at 7:00 p.m. at the White Mound County Park. The Town of Troy is responsible for the refreshments.

The board is planning to attend the WTA district meeting at Barneveld on March 8, 2019.

Ballweg felt the furnace vent should be relocated so it's more accessible than on top on the town's office roof.

Mack received correspondence stating Planning & Zoning scheduled a hearing with the Kraemer's on Monday, February 11, 2019.

There was discussion regarding who is responsible for the winter maintenance at the town hall. Elliott and Lohr are assuming the duties for now.

Lohr reported on a recent Sauk fire district meeting he attended.

Lohr made a motion, seconded by Mack, to adjourn. Motion carried 2-0.

Meeting adjourned at 8:55 p.m.

Respectively submitted,

Mary Zins

Mary Zins, Clerk