

**8/15/23 Town of Peshtigo Monthly Board Meeting
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MEETING MINUTES
Town of Peshtigo Monthly Board Meeting
Tuesday July 18, 2023 at 7 p.m.

- 1) Call to order: **7:00pm**
- 2) Pledge of allegiance
- 3) Roll call: **All Present: Chairperson Friday, Supervisor Coble, Supervisor Wortner, Supervisor Furton, Supervisor Kowalski**
- 4) Approve Agenda: **Wortner motion to approve the agenda/Second by Coble. Motion carried with 5 yes votes.**
- 5) Announcements:
 - a. **UW Green Bay, Marinette Campus is hosting Recycling event and flyers can be picked up in the Town Hall office.**
 - b. **A Community Flood Preparedness Meeting is happening soon in our area.**
 - c. **Town iPad update: 1 has been sold. 1 iPad still available, as well as 2 iPhones.**
 - d. **Karen Sylvester sent an email thanking the board for allocating ARPA funds toward the new fire engine at the last meeting.**
 - e. **Chairperson Friday updated that the 3M Settlement reached \$10.3 billion. She emailed G&E asking what that looks like for the Town's PFAS issue. They stated "The proposed 3M settlement is complex and I'd like to have a chance to more fully review the relevant documents before responding", but has not yet received further response.**
- 6) Minute Approval: **6/20/23 Special & Regular Board Meeting: Wortner motion to approve minutes/Second by Kowalski. Furton opposed. Motion carried with 4 yes votes.**
- 7) Public Comment (*State your name & address, limited to 3 minutes, limited to in-person attendees only*)
 - a. **Carol Orwig stated that the PFAS signage is to notify people of known health issues, but are missing. She also stated that per the DNR, JCI/Tyco is responsible for advisory signs in affected areas. She asked- where are the signs and/or who took them?**
 - i. **Judith Johnson: Leaf Road sign is still there, but there is foliage growing around it.**
 - ii. **Cindy Baur stated John Kowalski has a document, from her when she was on the board, with sign locations. There should be one in her previous email as well.**
 - iii. **Supervisor Kowalski knows where he helped install them, but does not believe he has a document stating the physical sign locations.**
 - iv. **Supervisor Furton stated the prior Water Committee knows of the locations.**
 - b. **Wendel Johnson encouraged the board to tighten up the public nuisance ordinance to include light pollution, as it greatly affects the health of humans and wildlife.**
 - c. **Cindy Baur told the board that the PFAS sign locations may be in her old emails. She said if the removal of signs was authorized, please post it. If the removal was not, that is theft. Baur also notified that someone was on the Kowalski Walking Trail doing work and saying they were 'hired by the Town'. She is concerned with why the Town Hall bid remodel was only noticed for 1 week. Baur questioned if a permit was obtained for rip rap placed at the Shore Drive Boat Launch property.**

The TOWN OF PESHTIGO *Welcomes You*

- i. Wendel Johnson is unaware of work being done at Kowalski Walking Trail, but does believe DNR will be doing work there next Spring. He also gave credit to Keith for doing a great job with the upkeep on the Trail.
 - d. Mimi Schahczenski stated 'Team Boyle' lost in the election, showing that residents don't want a water district. She also mentioned that Supervisor Furton says the board should 'work together' at the last meeting, but she feels as though Furton is undermining the other board members. Mimi believes Furton should use her own advice.
 - e. Cindy Topel stated the 'closed for safety' sign is not up yet, but the other is lying on the ground. She believes it should remain open and restored to usable for all to use. She also mentioned a petition from the 1980s with 250 signatures asking to keep it active. Her husband has helped with upkeep and it's commonly used by snowmobiles, fishermen, etc.
 - f. Peter Hass is the president of River Road Rider Snowmobile Club who use the launch in the winter to gain access to the Bay. He stated that he believes it was made unusable without notice and no permits to do so. He encouraged the board to return it to its condition and reopen it.
 - g. Candy Buchenauer read an email from Trygve Rhude stating the boat launch has been around a long time and that the importance of public access for all residents cannot be understated. He knows of 1 commercial fisherman that uses that launch and hopes that it will remain and be maintained within the Town.
 - h. Sherry Winter has a beautiful view of the park and launch and states it is often busy with a lot of winter use. She doesn't believe parking is an issue and it is a pleasure to use.
 - i. Judith Johnson stated that the launch is a safety issue closed as well, as it's a great emergency access for those on out on the Bay. She would like to see it maintained.
- 8) Department Head Reports
- a. Fire Department: Chief Folgert gave Fire Department report.
 - b. Constable: Chairperson Friday gave Constable report.
- 9) Treasurer Report/Investment Report/Budget YTD vs Actual/Budget Amendments: **Coble motion to accept Treasurer Report/Second by Wortner. Motion carried with 5 yes.**
- 10) Approve Vouchers & Payment of Bills: **Motion to approve by Wortner/Second by Kowalski. Motion carried with 5 yes.**
- 11) Approve alternate quote for Fire Department Accident & Sickness: **Coble motion to approve the VFIS alternate quote, as long as the quote listed is still effective, with effective date as soon as possible (07/20/2023)/Second by Wortner. Motion carried with 5 yes votes.**
- 12) Board of Appeals/Plan Commission Membership
- a. Accept Mike Hoard resignation from Board of Appeals
 - b. Appoint Tom Lawson to Board of Appeals, fulfill term through 1/31/2025: **Wortner motion to appoint Tom Lawson/Second by Coble. Motion carried with 5 yes.**
 - c. Vacancies: 1 Board of Appeals Alternate, 2 Plan Commission Alternates
- 13) Approve Adopt-a-Highway Application for Schaut Family to adopt Brosig Road: **Wortner motion to approve/Second by Kowalski. Motion carried with 5 yes.**
- 14) Approve Waiver of Potential Conflict of Interest re: Attorney Spangenberg representing the Town of Peshtigo and City of Peshtigo: **Wortner motion to approve Spangenberg's Waiver of Potential Conflict of Interest/Second by Coble. Furton opposed. Motion carried with 4 yes votes.**



15) Purchase Algorithm as presented at 6/20/23 Board meeting, Chairperson Friday: **Coble motion to approve Purchase Algorithm with presented edits at 07/18/2023 meeting/Second by Wortner. Furton opposed. Motion carried with 4 yes.**

- a. Conflicting WTA Attorney opinions as presented at 6/20/23 Board meeting
- b. Definition of services

16) Approve Letter to Legislators re: Governor Evers' Veto of General Transportation Aid, Chairperson Friday: **Coble motion to approve letters/Second by Wortner. Motion carried with 5 yes.**

17) UW grant-writing team proposal, Supervisor Furton: **Furton motion to approve UW grant-writing team to apply for cost share waiver of the Baldwin earmarked \$1.667 million and/or state fund matching on behalf of the Town of Peshtigo/Second by Friday. Wortner and Coble opposed. Motion carried with 3 yes votes.**

18) Ad hoc Committee Updates: **Former Chair Boyle has resigned from both Ad hoc committees.**

- a. Capital Improvement Plan – Supervisor Furton: **meeting will be scheduled soon**
- b. CDBG-CV – Chairperson Friday, Treasurer Maney- **Treasurer Maney transferred unused funds from the Peshtigo Food Pantry to our Town Hall remodel.**
 - i. Town Hall Remodel update – Supervisor Coble, Clerk Okins: **remodel moving forward, secured an extension to project remodels**

19) Standing Committee Updates:

- a. Buildings & Grounds: Chairperson Coble, Vice Chairperson Wortner
 - i. Town of Peshtigo Shore Drive Boat Launch property, Supervisor Wortner: **Chairperson Friday and Supervisor Wortner to follow-up with Niccole at DNR**
- b. Recycling Center: Chairperson Coble, Vice Chairperson Furton
 - i. Hiring of per diem worker: **Coble motion to hire both Wayne Kamka and Dennis Czapewski as per diem workers at Recycling Center at rate of \$14/hour/Second by Wortner. Motion carried with 5 yes.**
- c. Roads & Ditches: Chairperson Wortner, Vice Chairperson Kowalski
 - i. Approve Affordable Tree Service for work NTE \$25K: **Motion to approve by Wortner/Second by Coble. Motion carried with 5 yes.**

20) Upcoming Meetings:

- a. Special Board Meeting Thursday, July 27, 2023 at 1 p.m.: **Regarding CDBG-CV Town Hall remodel bid opening**
- b. Regular Monthly Board Meeting Tuesday, August 15, 2023 at 7 p.m.

21) Motion to Adjourn: **Wortner motion to adjourn at 8:26pm/Second by Kowalski. Motion carried with 5 yes votes.**

Kayla Okins, Clerk 7/20/2023



MEETING MINUTES
Town of Peshtigo Special Board Meeting
Thursday July 27, 2023 at 1 p.m.

- 1) Call to order: **1:00pm**
- 2) Pledge of allegiance
- 3) Roll call: **Present: Chairperson Friday, Supervisor Wortner, Supervisor Kowalski**
Absent: Supervisor Coble, Supervisor Furton
- 4) Verification of Proper Notice
- 5) Approve Agenda: **Wortner motion to approve agenda/Second by Kowalski. Carried with 3 yes.**
- 6) CDBG-CV Town Hall Improvements Bid Opening with Potential Awarding of Project(s): **Bids were not opened, but rather new recommendations made in coordination with MSA and Integrity Engineering. Wortner motion to recommend making the HVAC Prime/General Contractor, along with the Town hosting a mandatory pre-bid meeting walkthrough to review plans on Thursday August 24, 2023 at 10:00am with bid opening to happen September 12, 2023 at 1:00pm/Second by Kowalski. Motion carried with 3 yes votes. MSA will take care of Public Notices 08/02/2023 and 08/09/2023.**
- 7) Upcoming Meeting:
 - a. Regular Monthly Board Meeting Tuesday, August 15, 2023 at 7 p.m.
- 8) Motion to Adjourn: **Wortner motion to adjourn at 1:30pm/Second by Kowalski. Carried with 3 yes votes.**

Kayla Okins, Clerk 08/01/2023

**Town of Peshtigo Fire Department Report to the Town Board
August 15, 2023**

6 Calls since the July 18th, 2023 Monthly Town Board meeting:

July 24th	W2885 State Hwy 64, Vehicle crash
July 27 th	N1953 Kutz Rd, Downed Powerlines
Aug. 1 st	N1831 County BB, Tree on Lines
Aug. 2 nd	N3407 Rehms Rd., EMS Assist
Aug. 9 th	W1992 Old Peshtigo Rd., Natural Gas Line Leak
Aug., 11 th	N3407 Rehms Rd., EMS Assist

Apparatus and Equipment Status:

- Annual preventative maintenance and required DOT inspections were completed for all apparatus.
- Annual NFPA required pump tests were completed for both engines. Both passed
- Tender 234 (2002 Freightliner tanker) needs anew muffler strap. Waiting on the part for repair.
- Brush 2 (F-350) has a faulty tire pressure sensor. Repairs being scheduled.

Training:

- Four of our officers attended Grain Bin Rescue training sponsored by Grover-Porterfield Fire Department using new rescue devices they recently received.
- August training consists of combined evolutions taking place this week at an acquired structure in Marinette. Multiple departments are participating.
- Gabe Aschbacher completed Fire Officer level 1 training through NWTC.
- James Matthews completed Fire Officer level 2 training through NWTC.

Fire Prevention and Education:

- We are continuing to provide free installation of smoke alarms to at-risk households within the Town of Peshtigo. Five smoke alarms have already been installed with several additional requests pending.
- We participated in national Night Out in Marinette on August 1st where we demonstrated rural water supply operations.

Other:

- We will be grilling and serving food for donations this Saturday, Aug., 19th at the Forgotten Fire Winery during their summer concert series. We will also have several raffle items on hand.

Personnel:

- Our current roster stands at 22 volunteer firefighters.
- We are currently accepting applications for new firefighters.

Mike Folgert
Fire Chief



JULY TOWN CONSTABLE REPORT

7/1/2023 Dog Complaint-Richter Road
7/4/2023 Animal Shelter to get door codes
7/5/2023 Fence Complaint- Shore Dr.
7/8/2023 Dog chasing cars – Keller Road - Told them to keep dog in their yard
7/10/2023 Clean-up of garbage – Riverside Dr.
7/11/2023 Back at Riverside Dr – Rats – Took picture of rat!
7/12/2023 Dog at large – Keller Road – Citation was sent to property owner
7/20/2023 Lighting violation – Shore Road – Sent warning to take care of
7/31/2023 Back at Riverside Dr. – Looked the same. Not much cleaned up.

6

TREASURER'S REPORT

7/31/2023

MONTHLY ACTIVITY	6/30/2023	7/31/2023
BMO Checking Account *7013	\$ 25,138.04	\$ 21,646.12
BMO Platinum MM *6811	25,714.64	98,344.31
PNB Checking - CDBG	6.71	4.71
BMO Payroll Checking *7734	3,385.80	4,322.51
Change Fund	215.00	215.00
Receipts		201,063.78
Voided, Reuter, Whitish & Evans, S.C.		
Disbursements		(130,991.32)
Transfers		
Undeposited Funds-Deposit in Transit	-	-
TOTALS	\$ 54,460.19	\$ 124,532.65

LOCAL INVESTMENTS

	Due	6/30/2023	7/31/2023
Stephenson National (FD)	11/22/2023	\$ -	\$ -
Stephenson National (RD)	11/22/2023	158,644.36	158,644.36
Stephenson National (CO)	11/22/2023	105,762.89	105,762.89
			\$ 264,407.25

LOCAL GOVERNMENT INVESTMENT POOL (LGIP)

	6/30/2023	7/31/2023
Fire Dept. Equip.	\$ 250.04	\$ 252.19
Roads	92,362.98	93,155.03
Capital Outlay-Mach. & Equip.	119,180.57	69,955.80
Recycling	11,498.38	11,596.98
ARPA	270,915.37	145,193.46
CD - BMO	-	150,000.00
TOTAL		\$ 470,153.46

TOTAL INVESTMENTS

734,560.71

TOTAL CASH & INVESTMENTS

\$ 859,093.36

(7)

ARTICLE VII. OUTDOOR BURNING

DIVISION 1. GENERALLY

Sec. 24-182. Purpose and intent.

This section is intended to promote the public health, safety and welfare and to safeguard the health, comfort, living conditions, safety and welfare of the citizens of the town due to the air pollution and fire hazards of open burning, outdoor burning and refuse burning.

(Code 2006, § 5-2-8(a))

Sec. 24-183. Applicability; exceptions.

This section applies to all outdoor burning and refuse burning within the town except:

- (1) *Grills.* This section does not apply to grilling or cooking using charcoal, wood, propane or natural gas in cooking or grilling appliances.
- (2) *Interior furnaces.* This section does not apply to burning in a stove, furnace, fireplace or other heating device within a building used for human or animal habitation unless the material being burned includes refuse as defined in section 24-211.
- (3) *Construction/maintenance activities.* This section does not apply to the use of propane, acetylene, natural gas, gasoline or kerosene in a device intended for heating, construction or maintenance activities.

(Code 2006, § 5-2-8(b))

Sec. 24-184. Enforcement and penalties.

Generally, the department of natural resources (DNR) enforces this section, except the fire department will respond to, extinguish illegal fires and may charge the owner/occupant a forfeiture. The penalty for violation of any portion of this article shall be as prescribed in section 1-17, plus the cost of prosecution. Penalties shall be doubled for second and subsequent offenses. In addition to any forfeiture stemming from the issuance of a citation, violators shall pay applicable fire suppression costs as determined by the fire chief.

(Code 2006, § 5-2-8(n))

Sec. 24-185. Right of entry and inspection.

The fire chief or any authorized officer, agent, employee or representative of the town fire department or the town who presents proper credentials may enter any property for the purpose of ascertaining compliance with the provisions of this article. If the owner or occupant of the premises denies access to the property for this purpose, a special inspection warrant may be obtained in accordance with Wis. Stats. § 66.0119.

(Code 2006, § 5-2-8(l))

Secs. 24-186—24-208. Reserved.

DIVISION 2. REGULATIONS

Sec. 24-209. General restrictions on outdoor burning.

- (a) Open burning, outdoor burning and refuse burning are prohibited in the town unless the burning is specifically permitted by this section.
- (b) ~~No burning is permitted on Sundays or legal holidays at any time during the year; exceptions may be granted by the fire chief or designee.~~
- (c) Burning is permitted only when such open burning will not interfere with, or cause discomfort to, another individual.
- (d) Fires will be attended at all times, by an adult or a family member of the property owner who is 16 years of age or older, until extinguished.
- (e) All state department of natural resources (DNR) burning restrictions shall be applicable. Copies of DNR burning restrictions are available at the state DNR office in the City of Peshtigo.
- (f) Restrictions on open burning do not apply to ~~warming~~ (warming) and cooking fires; such ~~warming~~ (warming) and cooking fires shall be no larger than six feet in diameter and shall be attended by an adult at all times until extinguished.

(Code 2006, § 5-2-8(d), (m))

Sec. 24-210. Liability for suppression costs and damages.

A person utilizing or maintaining an outdoor fire shall be responsible for all fire suppression costs and any other liability resulting from damage caused to structures by the fire. Costs shall be determined on a case-by-case basis.

(Code 2006, § 5-2-8(k))

Sec. 24-211. Burning of certain materials prohibited.

Unless a specific written approval has been obtained from the state department of natural resources, the following materials may not be burned in an open fire, incinerator, burn barrel, furnace, stove or any other indoor or outdoor incineration or heating device. The town will not issue a permit for burning any of the following materials without air pollution control devices and a written copy of an approval by the state department of natural resources:

- (1) *Rubbish/garbage.* Rubbish or garbage including, but not limited to, food wastes, food wraps, packaging, animal carcasses, paint or painted materials, furniture, composite shingles, construction or demolition debris or other household or business wastes.
- (2) *Waste oil.* Waste oil or other oily wastes, except used oil burned in a heating device for energy recovery subject to the restrictions in Wis. Admin. Code ch. NR 590.
- (3) *Asphalt.* Asphalt and products containing asphalt.

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- (4) *Treated/painted wood.* Treated or painted wood including, but not limited to, plywood, composite wood products or other wood products that are painted, varnished or treated with preservatives.
 - (5) *Plastics.* Any plastic material including, but not limited to, nylon, PVC, ABS, polystyrene or urethane foam, and synthetic fabrics, films and containers.
 - (6) *Rubber.* Rubber including tires and synthetic rubber-like products.
 - (7) *Paper.* Newspaper, corrugated cardboard, container board, office paper and other materials that must be recycled in accordance with the recycling ordinances of the town, except as provided in section 24-215; such material may be used in small quantities as a starting agent.

(Code 2006, § 5-2-8(e))

Sec. 24-212. Yard debris and other vegetative waste.

Open burning of leaves, weeds, brush, stumps, clean wood, and other vegetative debris is allowed only in accordance with the following provisions:

- (1) *Permit situations.* Open burning under this section shall be conducted only following issuance of and in accordance with a permit issued under this article.
- (2) *Nuisance-free conduct.* All allowed open burning shall be conducted in a safe nuisance-free manner, when wind and weather conditions are such as to minimize adverse effects and not create a health hazard or a visibility hazard on roadways, railroads or airfields. Open burning shall be conducted in conformance with all local and state fire protection regulations.
- (3) *Burning ban periods.* Except for barbecue, gas and charcoal grills, no open burning shall be undertaken during periods when either the fire chief or the state department of natural resources has issued a burning ban applicable to the area.
- (4) *Property restriction.* Open burning shall be conducted only on the property on which the materials were generated or at a facility approved by and in accordance with provisions established by the state department of natural resources and the fire chief.
- (5) *Commercial properties.* Unless explicitly allowed elsewhere in this section, a commercial enterprise other than an agricultural or silvicultural operation may open burn only at a facility approved by and in accordance with provisions established by the state department of natural resources.
- (6) *Burning of weeds and brush on agricultural lands.* Open burning of weeds and brush on agricultural lands is allowed with the approval of the state department of natural resources.
- (7) *Forest/wildlife management fires.* Fires set for forest or wildlife habitat management are allowed with the approval of the state department of natural resources.
- (8) *Campfires.* Outdoor campfires and small bonfires for cooking, ceremonies or recreation are allowed, provided that the fire is confined by a control device or structure such as a barrel, fire ring, or fire pit. Bonfires are allowed only if approved by and in accordance with provisions established by the fire chief.
- (9) *Burning of trees/stumps.* Burning of trees, limbs, stumps, brush or weeds for cleaning or maintenance of rights-of-way is allowed if approved by a DNR fire warden, except in snow-covered months, and in accordance with other provisions of this section.
- (10) *Natural disaster emergencies.* Burning in emergency situations such as natural disasters is allowed if approved by the state department of natural resources.

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- (11) *Location.* Except for campfires, open burning under this section shall only be conducted at a location at least 250 feet from the nearest building that is not on the same property.
 - (12) *Adult attendant.* Open burning shall be constantly attended and supervised by a competent person of at least 18 years of age until the fire is extinguished and is cold. (An individual who is 16 years of age may supervise an open fire if the individual is a family member of the property owner.) The person shall have readily available for use such fire extinguishing equipment as may be necessary for the total control of the fire.
 - (13) *Prohibited burning areas.* No materials may be burned upon any street, road, highway, curb, gutter or sidewalk or on the ice of a lake.
 - (14) *Burning setback.* Except for barbecue, gas and charcoal grills, no burning shall be undertaken within 25 feet from any combustible material, combustible wall or partition, exterior window opening, exit access or exit unless authorized by the fire chief.

(Code 2006, § 5-2-8(f))

Sec. 24-213. Burn barrels.

A burn barrel may be used in the town only in accordance with the following provisions, except that burn barrels shall not be permitted under any circumstances on any parcel zoned R-1 or R-2 residential:

- (1) *Allowable burning materials.* A burn barrel shall not be used to burn any of the prohibited materials listed in this article.
- (2) *Location.* The burn barrel shall be located at least 250 feet from the nearest building that is not on the same property as the burn barrel.
- (3) *Barrel design.* The burn barrel shall have vent holes above the ash line for combustion air and shall be covered with a heavy wire screen.
- (4) *Use limited to residences.* A burn barrel shall not serve a business.
- (5) *Use conditioned on permit issuance.* The owner of a burn barrel shall obtain an annual permit from a DNR fire warden in accordance with this article.

(Code 2006, § 5-2-8(g))

Sec. 24-214. Fire department practice burns.

Notwithstanding any provision of this article to the contrary, the town fire department may burn a standing building if necessary for firefighting practice and if the practice burn complies with the requirements of the state department of natural resources.

(Code 2006, § 5-2-8(h))

Sec. 24-215. Exemption for burning certain papers; commercial enterprise papers.

- (a) *Use as fire starter.* Notwithstanding any provision of this article to the contrary, paper and cardboard products may be used as a starter fuel for a fire that is allowed under this article.
- (b) *Confidential papers exception.* Small quantities of confidential papers from a residence may be burned if necessary to prevent the theft of financial records, identification or other confidential information. A fire set

for burning a small quantity of confidential papers shall be subject to and comply with all remaining provisions of this article.

- (c) *Business confidential papers disposal.* Confidential papers from a commercial enterprise shall be shredded or destroyed in a manner other than burning.

(Code 2006, § 5-2-8(i))

Secs. 24-216—24-238. Reserved.

DIVISION 3. PERMITS

Sec. 24-239. Required; campfires exempt.

No person shall start or maintain any open burning without a burning permit issued by a DNR fire warden; provided, however that an outdoor campfire does not require a permit, provided that the fire complies with all applicable provisions of this article. A burning permit issued under this section shall require compliance with all applicable provisions of this article and any additional special restrictions deemed necessary to protect public health and safety.

(Code 2006, § 5-2-8(j)(1), (2), (6))

Sec. 24-240. Annual burning permits/burn barrels.

The owner or occupant of the property shall obtain an annual burning permit from the department of natural resources for each burn barrel before using the burn barrel. There shall be no fee for an annual burning permit. Annual permits expire at the end of each calendar year. Burn barrels shall not be permitted on a parcel zoned R-1 or R-2 residential.

(Code 2006, § 5-2-8(j)(4))

Sec. 24-241. Burning moratoriums.

When weather conditions warrant, the fire chief or the state department of natural resources may declare a burning moratorium on all open burning and temporarily suspend previously issued burning permits for open burning.

(Code 2006, § 5-2-8(j)(5))

Secs. 24-242—24-260. Reserved.

Re: 05-30-23 - Jennifer F - Selling town phones - Lara

Lara Carlson <lara.carlson@wisctowns.com>

Tue 5/30/2023 4:17 PM

To: Town of Peshtigo Chair <topchair@townofpeshtigo.org>

Hi Jennifer,

Selling a town item to a town official or other town employee is prohibited by Wis. Stat. s. 175.10 (copied below), *unless*:

- 1) The town is selling a surplus or discarded item that is no longer needed, IF the item is available for sale to the public using a publicly available method (newspaper, website, Craigslist, etc.),
OR
- 2) The item for sale is one that the town regularly makes available for sale to the public at the same cost (such as garbage bags, recycling bins, etc.).

So if this sale qualifies under the first exception listed above, the town would have to publicly advertise the sale for a reasonable amount of time before they could sell it to a town official or employee. And ultimately the sale would have to be approved by a majority board vote, so if one of the board members is interested they would need to recuse themselves from all discussion and voting regarding the sale.

175.10 Sale to employees prohibited.

- (1) Except as provided in sub. (1m), no department or agency of the state or any political subdivision thereof, or member or officer of any village, town, or county board or common council of any city, or any purchasing agent or purchasing agency of the state or any political subdivision thereof, shall sell or procure for sale or have in its possession or under its control for sale to any employees of the state or any political subdivision thereof any article, material, product, or merchandise of whatsoever nature, excepting meals, public services, and such specialized appliances and paraphernalia as may be required for the safety or health of the employees.
- (1m)
 - (a) The prohibition under sub. (1) does not apply to a sale if any of the following applies:
 1. The sale is of a surplus or discarded item that is no longer needed if the item is available for sale to the public using a publicly available method.
 2. The sale is of an item that is regularly available from the governmental entity for sale to the public at the same cost.
 - (b) On its Internet site, the department of administration shall post a list of auction or sale Internet sites for compliance with par. (a) 1. The department may limit the types of items that may be sold on any particular Internet site.
 - (c) A political subdivision may enact an ordinance that prohibits a sale that is otherwise permitted under par. (a).
- (2) Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$100 nor more than \$500 or by imprisonment in the county jail not less than 30 days nor more than 90 days, or both.
- (3) The provisions of this section shall not apply to this state, nor to any political subdivision thereof, nor to any department, agency, officer or employee of any of them while engaged in any recreational, health, welfare, relief, safety, or educational activities furnished by this state or any political subdivision thereof.

Sincerely,
Lara

Lara Carlson
WTA Legal Counsel
www.wisctowns.com

The information contained in this email is provided solely for a general informational purpose, should not be interpreted as legal advice, and does not constitute an attorney-client relationship, because the Wisconsin Towns Association (WTA) does not provide legal representation to individual municipalities or officials. WTA always encourages its member officials to consult their municipal attorneys on questions of law.

WTA is a statewide, voluntary, non-profit, and non-partisan association of member town and village governments. WTA's purposes are to support local control of government and to protect the interests of towns. In furtherance of these goals WTA provides legislative lobbying efforts, educational programming, and legal information.

From: Website <wtowns@wisctowns.com>
Sent: Monday, May 29, 2023 4:16 PM
To: Karisa Schulze <wtowns@wisctowns.com>
Subject: New Submission: Contact Form

New Contact Form Submission

You may view all the details at the following link: <https://www.wisctowns.com/admin/widgets/contact?mode=view&entryID=10268>

Date Submitted	5/29/2023 4:16pm
First Name	Jennifer
Last Name	Friday
Town/village you work in	Town of Peshtigo
County in which town/village is located	Marinette
Current position held in town/village	Chairperson
Phone	(715) 316-1698
E-mail Address	topchair@townofpeshtigo.org

Comments

The Town Board voted to end contracts & sell 2 iPads & 2 iPhones. In discussing with Cellcom we would likely do better to try to find someone to take over the contracts rather than sell outright as we likely wouldn't break even however this would mean that anyone who opts to take over the device would need to be a Cellcom customer. Is this something we can start with internally by offering to board members, employees, fire department & their families? If not, would we need to put an ad in the paper to be certain everyone has the same opportunity?

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Re: TOP Park & Boat Landing

Town of Peshtigo Chair <topchair@townofpeshtigo.org>

Tue 7/25/2023 3:34 PM

To: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>; Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>

Cc: Town of Peshtigo Sup1 <topsup1@townofpeshtigo.org>; Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>

Thank you so much Erin for taking a look at the boat launch. I will be working with Supervisor Wortner to rectify the situation with the rock that has been placed.

I appreciate your connection with Mr. Romback who was very helpful as well.

I will await a response from Niccole to determine next steps re: abandonment, etc.

With true appreciation,
Jennifer

From: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>

Sent: Tuesday, July 25, 2023 2:46 PM

To: Town of Peshtigo Chair <topchair@townofpeshtigo.org>; Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>

Cc: Town of Peshtigo Sup1 <topsup1@townofpeshtigo.org>; Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>

Subject: RE: TOP Park & Boat Landing

Hello Ms. Friday,

I stopped by the boat launch today to get an idea of the ordinary high watermark (OHWM) location and to better understand the placement of the rock. The OHWM is defined as the point on the bank or shore up to which the presence and action of the water is so continuous as to leave a distinct mark either by erosion, destruction of terrestrial vegetation, or other easily recognized characteristic. Along the shores of the Great Lakes this point is typically most noted by the presence of long standing vegetation such as well established trees. When I looked at the shoreline both north and south of the boat launch the OHWM was easily recognized by the tree line, established vegetation, and the presence of riprap revetment structures, which are typically placed starting at the OHWM. The rock that was placed at the boat launch is below, or waterward, of the OHWM. Because we cannot permit the rock as it is placed, it will need to be removed. The rock is small in size, contains fines, and sitting on top of concrete instead of properly toed into place. These factors leave the rock at high risk for movement. The Town's next course of action regarding the rock is to remove it or push it up above the OHWM. The point at which the neighbor's riprap starts is a good spot to ensure the rock is landward of the OHWM.

Niccole will have to answer the last 3 questions you have below regarding abandonment or transfer of ownership. The only comment I have from a water regulation standpoint is that the launch should be properly abandoned – meaning the concrete ramp is removed and the shoreline is restored either to a natural state or riprap is placed.

I also saw your email asking about snowmobile access. I forwarded it to our warden, Dale Romback, for his input.

Kind Regards,

We are committed to service excellence.

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

15

Erin Carviou
Phone: 920-360-2715
Erin.Carviou@wisconsin.gov

From: Town of Peshtigo Chair <topchair@townofpeshtigo.org>
Sent: Thursday, July 20, 2023 6:13 PM
To: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>; Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>
Cc: Town of Peshtigo Sup1 <topsup1@townofpeshtigo.org>; Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>
Subject: Re: TOP Park & Boat Landing

CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Erin & Niccole,

Thank you both for information shared. Erin, I appreciate our phone conversation as well as your email follow-up. The email was shared with all board members. Niccole, thank you as well for your email communication with Supervisor Furton which was subsequently shared with all board members.

At our Tuesday's board meeting it was discussed that Supervisor Jimmer Wortner and I would be working with both of you to determine our options in regards to the Boat Launch. We are not necessarily set on one specific solution but rather wish to bring information back to the full board for discussion. Our next board meeting is Tuesday August 15th so if we gather enough information by that point that would be great, however if not then it will be discussed at a board meeting sometime in the future.

To this email I have attached the Quitclaim deed from 1941. My understanding is this boat launch has been in disrepair for years. I have had Town residents tell me that they have done work with the concrete and removing rebar and one of the neighbors has been moving the lawn over the years which I find highly concerning for liability reasons. It appears the area is utilized mainly during the winter for access to the Bay for ice fishing. I have also found many long-time residents who were not even aware of its existence.

A Town resident brought the state of ill-repair to our attention last month. Riprap was subsequently placed to block off the boat launch area for safety reasons. I have attached pictures of the riprap placed which appears to be above the ordinary high watermark but I will leave that to you to determine/confirm.

Questions I have at this point include the following:

- Is the riprap that's currently present deemed to be above the ordinary high watermark indicating that a permit is/was not required? If not, where do we go from here?
- What would be the DNR's stance on abandonment noting there to be no facilities, no parking, with the launch being a shared driveway with the next-door property owner and a DNR boat ramp approximately 0.75 mile to the north?
- Would the Town be able to transfer ownership of the boat launch to the DNR?
- Are there grant funds available to perform necessary improvements at the boat launch to ensure public safety as the Town does not have the funds to do so?

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If this discussion would best be suited in person so that the boat launch can be personally seen or via telephone conversation please let me know date(s)/time(s) that would work best. My calendar is fairly open next week with the exception of 7/24 & 7/26 8-9 a.m., 7/27 1-3 p.m.

With appreciation,
Jennifer Friday
Town of Peshtigo Chairperson
715-316-1698

From: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>
Sent: Tuesday, July 18, 2023 11:59 AM
To: Town of Peshtigo Chair <topchair@townofpeshtigo.org>
Cc: Hartwick, Duane M - DNR <Duane.Hartwick@wisconsin.gov>; Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>; Kramasz, Kathleen M - DNR <Kathleen.Kramasz@wisconsin.gov>; Lutze, Kay E - DNR <Kay.Lutze@wisconsin.gov>
Subject: TOP Park & Boat Landing

Hello Ms. Friday,

There has been various discussions and emails between Town Supervisors and DNR staff inquiring if the Town can close the TOP boat landing located on Shore Drive and fill in the boat launch with riprap. It seems there has been some miscommunication and confusion on DNR advice and direction.

Closing of the boat launch:

I misspoke in my 7/17 email to Kayla Furton regarding closing of the boat launch when I said the town could close the launch. My advice was misleading and I apologize greatly for the confusion I caused. Duane Hartwick, Department Park Manager, also attempted to provide some guidance on how he would handle the technical abandonment of the unsafe structure, which was misinterpreted as permission to close the launch. Duane did not provide the town with permission to close the launch. The Town needs to work with Niccole Smith, DNR Real Estate Specialist, on the closing of the launch and meeting the needs of public access. Niccole will direct the town on what needs to be done and communicate directly with you. Any communication regarding the closing of the launch in regards to public access will be directed to Niccole.

Permitting needs for abandonment:

As we discussed on the phone, this area of shoreline is designated as an Area of Special Natural Resource Interest (ASNRI) and abandonment of the structure and its replacement or restoration will require permits from the Department for any work done below the ordinary high watermark. The Department prefers that the rebar embedded concrete is removed and the shoreline is restored to its natural state. However, other options for abandonment such as removal of the concrete and placement of riprap would be an option. Any questions, concerns, or discussion with the Department regarding the design and permitting needs for abandonment and restoration should be directed to me. Below are some resources on various permitting options.

Public Boat Ramp General Permit Checklist: <https://apps.dnr.wi.gov/doclink/forms/3500-172.pdf>

Lakeshore Biological Erosion Control Checklist:

<https://dnr.wisconsin.gov/sites/default/files/topic/Waterways/checklist/GP/GP-BiologicalShoreErosionControl.pdf>

Great Lakes Erosion Control Checklist:

[https://dnr.wisconsin.gov/sites/default/files/topic/Waterways/checklist/IP/IP-](https://dnr.wisconsin.gov/sites/default/files/topic/Waterways/checklist/IP/IP-GreatLakesErosionControlChecklist.pdf)

[GreatLakesErosionControlChecklist.pdf](https://dnr.wisconsin.gov/sites/default/files/topic/Waterways/checklist/IP/IP-GreatLakesErosionControlChecklist.pdf)

General Waterways Permitting Information: <https://dnr.wisconsin.gov/topic/Waterways>

Thank you for taking the time to discuss the issue with me today. If you have any other questions or concerns feel free to reach out.

Kind Regards,

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Erin Carviou

Water Management Specialist – Waterways Team

Division of External Services

Wisconsin Department of Natural Resources

2984 Shawano Ave

Green Bay, WI 54313-6727

Cell: 920-360-2715

Email: erin.carviou@wisconsin.gov



Re: TOP Park & Boat Landing

Town of Peshtigo Chair <topchair@townofpeshtigo.org>

Tue 7/25/2023 3:27 PM

To: Rombach, Dale J - DNR <Dale.Rombach@wisconsin.gov>; Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>

Cc: Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>; Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>; Town of Peshtigo Sup2 <topsup2@townofpeshtigo.org>

Thank you so very much Dale, this is very helpful!

Jennifer

From: Rombach, Dale J - DNR <Dale.Rombach@wisconsin.gov>

Sent: Tuesday, July 25, 2023 2:55 PM

To: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>

Cc: Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>; Town of Peshtigo Chair <topchair@townofpeshtigo.org>; Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>; Town of Peshtigo Sup2 <topsup2@townofpeshtigo.org>

Subject: RE: TOP Park & Boat Landing

I am not sure what access point we are talking about off the top of my head. The bay of Green Bay is covered by the Marine Warden out of Peshtigo but that position is currently vacant. So I will do my best to answer this with general snowmobile regulation information.

Snowmobiles are allowed to ride on the frozen waters of the bay, any road routes that the town establishes through ordinance (sounds like there are none of those in affect that would impact this area), as well as in the right of way (ditch) along town roads or county roads. For town roads they need to operate off of the regularly traveled portion of the roadway and for county roads they need to be at least 10feet off of the normally traveled portion of the road (may be trespassing at that point depending on how wide the right of way is). So there is potential that they could legally access the area by other means than being trailered there, whether it is riding ditches (if that can be done legally, or simply riding the ice to get there).

If the snowmobiles are trailered there, then it would be up to the town to determine whether they want snowmobiles there. I am not sure if an ordinance would be needed to restrict them but I think some signage would certainly be a reasonable starting point if that is the desire of the town board.

Hopefully that answers the questions, otherwise let me know and I will find this launch so I can give a more specific determination of how snowmobiles may legally be able to get to this specific location.

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Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Dale J. Rombach

Conservation Warden

Division of Public Safety and Resource Protection

Wisconsin Department of Natural Resources

Phone: (715) 927-1421

Email: dale.rombach@wisconsin.gov

 dnr.wi.gov



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From: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>
Sent: Tuesday, July 25, 2023 2:13 PM
To: Rombach, Dale J - DNR <Dale.Rombach@wisconsin.gov>
Cc: Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>
Subject: FW: TOP Park & Boat Landing

Hi Dale,

The Town of Peshtigo has some questions below about snowmobiles. Is this something that you can help them out with?

We are committed to service excellence.

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Erin Carviou
Phone: 920-360-2715
Erin.Carviou@wisconsin.gov

From: Town of Peshtigo Chair <topchair@townofpeshtigo.org>
Sent: Monday, July 24, 2023 10:39 AM
To: Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>; Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>
Cc: Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>; Town of Peshtigo Sup2 <topsup2@townofpeshtigo.org>
Subject: Re: TOP Park & Boat Landing

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Niccole and Erin,

Some additional information needed ... during our recent Board Meeting the President of River Road Riders Snowmobile Club spoke during public comment stating that snowmobilers utilize the boat launch for Bay access. Upon review of the 2022-2023 Trail Map the snowmobile trails don't seem to go anywhere near the launch. Our Town Ordinances have designated only Brosig Road and Flame Road as snowmobile routes, neither of which are anywhere near the launch. Is there someone that I can contact within the DNR to confirm that utilization of the launch would be unlawful unless of course the snowmobile was trailered to the location?

<https://marineecosnowtrails.com/trail-map/>

Thank you for your time,
Jennifer



RE: TOP Park & Boat Landing

Smith, Niccole L - DNR <NiccoleL.Smith@wisconsin.gov>

Fri 8/11/2023 5:35 PM

To: Town of Peshtigo Chair <topchair@townofpeshtigo.org>; Carviou, Erin E - DNR <Erin.Carviou@wisconsin.gov>

Cc: Town of Peshtigo Clerk <topclerk@townofpeshtigo.org>; Town of Peshtigo Sup2 <topsup2@townofpeshtigo.org>

Hello everyone,

Thank you for your patience in awaiting my response. I also want to start by saying thank you to the Town of Peshtigo for being willing to work with DNR on all the moving parts of this boat launch and trying to do what is right for the Town and the public. I truly appreciate that!

I have reviewed all the emails that have come in and will try to provide answers where I can.

1. Would the Town be able to transfer ownership of the boat launch to the DNR? Unlikely. We are pretty limited as to what we can acquire; typically starting with property that is located inside one of our established project boundaries, which this is not. Also, our funding has been reduced significantly over the past several years.
2. Are there grant funds available to perform necessary improvements at the boat launch to ensure public safety as the Town does not have the funds to do so? I would have to refer you to our grants staff, but I do believe there are grants for improvements to municipality owned public access sites. I would suggest contacting Bobbi Winebar (Roberta.winebar@wisconsin.gov or 920-461-2595)
3. What would be the DNR's stance on abandonment noting there to be no facilities, no parking, with the launch being a shared driveway with the next-door property owner and a DNR boat ramp approximately 0.75 mile to the north? *This would potentially lead to the sale of the property to adjacent property owners.* The lack of no facilities, lack of parking, having a shared driveway with the neighbor do not weigh heavily into decision making. The boat launch is not the only way for the public to enjoy access to the water. A carry-in access for kayaks, or a bench to sit and view the water, access to frozen waters for ice fishing, etc, has just as much value to the public as being able to launch a motorized boat.

The thought process on abandonment is that if something is being taken away from the public, how do we make the public whole? WI Admin Code NR 1.92 provides that the town would need to replace the access site that is being abandoned. Given the water body is Green Bay, I understand that would be extremely difficult.

If the town were to retain the access site, but remove the launch pads, we would consider that a reduction in access not an abandonment. In that instance we could entertain an enhancement in lieu of replacement. By that I mean rather than the Town providing a replacement access site, the Town could enhance an existing access site. For example, there are two other town owned public access sites (Edwards Ave and Heath Ln) that the town could place signs on to alert the public that they are access sites to the water, or create a walking path to the water, any number of things really.

Based on the emails I've read, it seems as if the biggest concern is that the launch pads are creating a hazard/safety issue and the Town would prefer to remove them. Has the Town

discussed just replacing the launch pads? As mentioned above there may be grant moneys available for such things.

This topic could go so many different directions, I think it is best for the Town to decide what it wants to happen with this access site. If you would like to just dispose of the entire property, just remove the launch pads and add rip rap, replace the launch pads? Then I can provide more details is what would be required from DNR.

If you feel a phone call would be more productive, please let me know. I am available most of next week (8/14-8/18).

Have a great weekend,

Nicole L. Smith

Real Estate Specialist Adv – Bureau of Facilities and Lands

Wisconsin Department of Natural Resources

107 Sutliff Ave, Rhinelander, WI 54501

Office Phone: 715-365-8901

Cell Phone: 715-499-3450

NicoleL.Smith@wisconsin.gov

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MEETING AGENDA
Town of Peshtigo Town Board
June 15, 2021 7:00 p.m.

STATE OF WISCONSIN

Town of Peshtigo

Marinette County

Peshtigo Town Hall, W2435 Old Peshtigo Road, Marinette, Wisconsin.

This meeting will be open to the public; and will be available via zoom as an added courtesy when possible through the following link:

Zoom link: <https://zoom.us/j/9085572288?pwd=L082R1lqRmtCZEUyYjBnTHNPWFZBZz09>

Meeting ID: 908 557 2288

Passcode: 571842

Phone Call-in: 312-626-6799

- 1) Call to Order
- 2) Pledge of Allegiance
- 3) Roll Call
- 4) Verification that notice was properly given

Consider for approval or other action:

- 5) Minute Approval / Corrections of May 18th, 2021 Board meeting
- 6) Agenda Approval
- 7) Announcements
- 8) Public Comment (*zoom chat feature is available during this agenda item, name & address required*)
- 9) Presentation and discussion of Treasurers Report / Investment Report / Budget YTD vs Actual / Budget Amendments
- 10) Approve Vouchers & Payments of bills
- 11) Presentation and Discussion of Department Head Reports:
 - a) Fire Department
 - b) Constable

- 12) Approve agent (Adam Scott Drys) for Drys Little River LLC. (Drys Little River Country Club)
- 13) Approve Class B Beer and Class B Liquor License for Drys Little River Country Club (new license)
- 14) Approve renewals of remaining Class A and Class B License. (list provided to Board members)
- 15) Town Attorney virtual presence at all regularly scheduled monthly board meetings.
- 16) Assign point person as contact with Town Attorney
- 17) Town Attorney opinion on ad-hoc committee logistics and procedures
- 18) Landfill compliance update: acknowledgement letter to DNR
- 19) Review and Discuss Committee Reports / Recommendations: Discussion & Action
 - a) Buildings & Grounds
 - b) Roads & Ditches
 - i) Shore Drive/Leaf Road Boat Ramp Improvements Project: proposed expense of \$1,000
 - ii) Hale Road Improvements Project: proposed expense of \$40,000.
 - c) Recycling Center
 - i) RC Emergency staffing payment for single day: proposed expense \$200
 - ii) Final approval of hiring Paul McClain
 - iii) Warming shelter update
 - iv) Cashless Option: discussion of options (Square and Scales Sales) as well as public concerns.
 - d) Finance
 - i) Public request to increase compensation for Board of Appeals / Planning Commission / Fire Commission members
 - ii) Local Fiscal Recovery Funds Grant application update and designation of Authorized Representative to sign application.
 - e) Water
 - i) Formal board approval on Water Summit.
 - ii) Water Summit board attendance options.
 - f) Public Projects
 - i) Purchase 8 safety vests for volunteers doing ditch clean up.

g) Personnel/HR

i) Supervisor Baur resignation as committee chair

ii) Clerk working remotely for 2-4 days during knee surgery recovery

h) Policy

i) Technology

i) Newsletter approval

20) Next Regular Meeting: July 20, 2021 7:00 pm

21) Motion to Adjourn

Clarence E Coble, Clerk 6-10-2021

Proper notice/posting has been given. Items may not be considered in order listed. All agenda items are possible action items. Any person who has a qualifying disability as defined by the Americans with Disabilities Act that requires the meeting or materials at the meeting to be in an accessible location or format must contact the Town of Peshtigo office at 715-582-4332, W2435 Old Peshtigo Road, Marinette, Wisconsin 54143 by 2:00 p.m. the Thursday prior to the meeting so any necessary arrangements can be made to accommodate each request.

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MEETING MINUTES
Town of Peshtigo Town Board
June 15, 2021 7:00 p.m.

STATE OF WISCONSIN, Town of Peshtigo, Marinette County
Peshtigo Town Hall, W2435 Old Peshtigo Road, Marinette, Wisconsin.

This meeting will be open to the public; and will be available via zoom as an added courtesy when possible through the following link:

Zoom link: <https://zoom.us/j/9085572288?pwd=L082R1lqRmtCZEUyYjBnTHNPWFZBZz09>

Meeting ID: 908 557 2288. **Passcode:** 571842

Phone Call-in: 312-626-6799

- 1) Call to Order: Chairperson, Cindy Boyle
- 2) Pledge of Allegiance
- 3) Roll Call: Baur, Drees, Furton, Edgar, Boyle all present
- 4) Verification that notice was properly given: Yes, posted and submitted to newspaper
- 5) Minutes Approved from May 18th Board Meeting: Moved: Drees / Second: Furton (5 yes)
- 6) Agenda Approval: Moved: Edgar / Second: Baur (5 yes)
 - a. Edgar motioned that key policy be added to July board meeting.
 - b. Edgar motioned that printer/copying access be added to July meeting.
 - c. Edgar motioned that the 4/20- and 4/22-minute amendments be added to July meeting.
 - d. All seconded by: Baur
- 7) Announcements: Expanded site water testing reminder to contact the DNR for testing.
- 8) Public Comment:
 - a. Residents spoke to the need to repair the Shore Drive boat landing with new concrete.
 - b. A resident asked inquired as to reacquiring the mobile speed zone monitor
 - c. A resident inquired as to when the website would be updated
 - d. A resident inquired as to the safety of the County B and Rader Road intersection and the prospect of getting a four way stop in place.
 - e. Residents voiced concern regarding payment options and operations at the Recycling Center and encouraged the board not to view it as a Taj Mahal and keep it simple.
 - f. Resident voiced disapproval of previous board's decision to increase per bag fee at Recycling Center.
 - g. Resident voiced concern over the performance of the Building Inspector and if he is doing an adequate job.
- 9) Treasurers Report/Investment Report Approved. Moved: Drees / Second: Furton (5 yes)
Budget Amendments were Approved: Moved: Furton/ Second: Drees (5 yes)
- 10) Approval of Vouchers and Payment of bills: Moved: Drees / Second: Furton (5 yes)
- 11) Presentations & Discussion of Department Head Reports:
 - a. Fire Department: Fire Chief was gone to training, so copies of Fire Chief's report were distributed and an overview provided.
 - b. Constable: no report given
- 12) Approval of Agent (Adam Scott Drys) Drys Little River LLC (Drys Little River Country Club) was given. Moved: Edgar / Second: Drees (5 yes)
- 13) Approval of a new Class B Beer and Class B Liquor License for Drys Little River Country Club was given. Moved: Edgar / Second: Drees (5 yes)

- 14) Approval was given for renewal of remaining Class A and Class B Licenses (list provided to board members and attached to minutes). Moved: Edgar / Second: Drees (5 yes)
- 15) It was discussed that Town Attorney Reuter is not available the first and third Tuesdays of the month due to a standing commitment although if necessary, he can make an associate available should the Board and/or Chair request an Attorney be present.
- 16) It was discussed that the Town Chairperson and/or Clerk will be the point of contact with Town Attorney on behalf of the Board. If there is a request for a legal opinion or legal participation by a Board member and the Chair disagrees with that request the request will be presented to the full board at the next board meeting for final determination. All responses from the Town Attorney shall be shared with the full board. Moved: Edgar / Second: Baur (5 yes)
- 17) Town Attorney opinion on ad-hoc committee logistics and procedures: it was discussed and the Town Attorney provided the opinion that ad-hoc committee meetings are permitted but that the outcomes from those committees are purely recommendations for the Board to act on at their discretion. Where there are committee meetings that include a quorum of the Board the decisions resulting from those meetings are also recommendations and need to be formalized at the Board level at a monthly board meeting. This is necessary so that the public does not misconstrue recommendations at the Committee level as formal board action. Committee meetings should be noticed to the public but can be run in a less formal manner if preferred.
- 18) Landfill Compliance Update: Supervisor Furton acknowledged that the WDNR was sent the required acknowledgement letter prior to the deadline.

19) COMMITTEE REPORTS

- a. **Buildings and Grounds:** Jon Drees asked for permission to acquire quotes to repaint the board room within the Town Hall for future consideration. Moved: Drees / Second: Furton (5 yes)
- b. **Roads & Ditches:**
 - Update: Jon Drees said that he will be getting bids to have Strony Road chip sealed and that there is a culvert on Keller Road collapsing which he will get pricing to replace.
 - i. Shore Drive/Leaf Road Boat Ramp Improvements needed. Proposed limited quote of \$1,000 was discussed. Drees will revise bid specs and present updated quote for replacement of concrete in order to do the project correctly. Motion: Drees Second: Baur (5 yes)
 - ii. Hale Road improvement project was discussed for wedging, patching and chip sealing. Drees presented a quote from the County (which bypassed the requirement for public bid notice State Statute Sec. 2-701) for \$40,205 and asked for approval. Moved: Drees / Second: Edgar (5 yes)
- c. **Recycling Center**
 - i. Request for approval of emergency labor to cover staff shortage was approved for two fill in workers. Total expense \$200. Moved: Baur / Second: Drees (5 yes)
 - ii. Official approval of the hiring of Paul McClain as the Recycling Center Foreman was given. Motioned: Baur / Second: Boyle (5 yes)
 - iii. Warming shelter is scheduled for delivery July 8th. TV's will be removed next week followed by tire removal.

Discussion was had for the need to keep TV's off the ground and more effectively stored. Baur requested permission to spend no more than \$400 on some metal and plastic storage units she found on Marketplace

for this purpose. Moved: Baur / Second: Boyle (5 yes)

- iv. The Cashless option was discussed along with a brief presentation by Supervisor Edgar on a \$2,000 Scale Sales option. The public concerns regarding the cashless option were discussed, that and the Scale Sales option were referred back to committee for further consideration.

d. Finance:

- i. The public request to increase the meeting compensation for Board of Appeals members from \$25/meeting to \$50/meeting was tabled for further consideration by Finance. They will do research on what other communities compensation rates are and come back with a recommendation.
- ii. The Fiscal Recovery Fund Grant application was successfully submitted and the Town Clerk was designated as the Authorized Representative to sign the application. Moved: Furton / Second: Edgar (5 yes)

e. Water:

- i. The water committee recommended formal board approval to proceed with efforts toward a Water Summit. It was moved that a reimbursement agreement and/or commitment to direct payment for cost related to the Summit be covered by Tyco/Johnson Controls to ensure there is no expense to the town. Moved: Edgar / Second: Boyle (5 yes)
- ii. The need for historic context was discussed and the following motion was approved: The clerk shall provide new board with any minutes and supporting documents from previously closed sessions related to PFAS. Moved: Furton / Second: Edgar (5 yes)
- iii. Motion: Board review the previous board's action regarding the response and/or decisions to the letter from the City of Marinette from 2019 to see how they align with the new boards vision and amend the response as needed. Motion: Edgar/ Second: Boyle (5 yes)
- iv. Having the Summit held in open session with all board members present vs non-quorum board representatives was discussed and the value of each option. It was agreed that if possible pubic open meetings are always preferred and there by a motion was made to hold the Water Summit in open session unless stakeholders object in which case the board will re-evaluate and modify if necessary. Moved: Edgar / Second: Boyle (5 yes)

f. Public Projects:

- i. The purchase of eight safety vests was approved. Moved: Edgar / Second: Furton (5 yes)

g. Personnel/HR:

- i. It was acknowledged that Supervisor Baur resigned from Personnel/HR chair
- ii. Discussion was had regarding the Clerk working remotely during medical recovery. Questions were raised regarding the Personnel Policy and who is required to sign it, it was acknowledged that it, along with any employment contracts would be forwarded to Town Attorney Reuter for his awareness and understanding. It was discussed that the Clerk has been working remotely with use of the Town laptop throughout and has been readily available to phone calls and was instrumental in the preparation, understanding and submission of the Fiscal Recovery Fund

Grant application prior to its deadline.

h. Policy:

- i. No report

i. Technology:

- i. The newsletter was approved Moved: Boyle / Second: Drees (5 yes)
- ii. The website is being reviewed by the committee next week with an anticipated live roll out in July.

20) Next Regular Meeting: July 20th, 2021 7:00pm

21) Motion to Adjourn Drees / Second: Baur (5 yes)

Linda Larsen: Deputy Clerk (serving as Clerk Pro-Tem)