

## **FEBRUARY 26, 2018 WHEATLAND TOWN BOARD MEETING**

Meeting was called to order by Chairman William Glembocki at 5:30 p.m. on Monday, February 26, 2018 at the Town Hall in New Munster and opened with the *Pledge of Allegiance*. Town Board members present: Supervisor Andrew Lois and Kelly Wilson. Others present: Clerk Sheila Siegler, Constable Robert Santelli, Fire Chief Lou Denko, Ass't Chief Brian Kerkman, Plan Commission member Clayton Wagner, Traci Denko, Bob Haas, Randi Wille, Fred Koehnke, Deanna Delimat, Tim Delimat, Jack Bobula, Alan Kaddatz, Brian Boeckenstedt, Ray Weis, Nick Polce, Jeff Koenen, Mark Robers, Mike Herda, Glenn Applebee, Connie Johnson and *Kenosha News* reporter Jill Tatge Rozell.

Notices were posted in two public areas (Town Hall and Transfer Station) and the Town website. The *Kenosha News* and *Westosha Report* were notified. Individuals who have requested meeting notices by e-mail were also sent agendas as required by state law.

Minutes of the February 12, 2018 Town Board Meeting were motioned for approval by William Glembocki and second by Andrew Lois. Motion carried.

**Fire Dept. Report** - Chief Denko said the fire department is holding an appreciation dinner at Bella Vita on March 3 and a Corned Beef and Cabbage fundraiser at St. Alphonsus School on March 12, 4 - 8 p.m.

**Public Safety Report** – none

**Public Comments** - none

**Lafarge Aggregates (Meyer Material), 1300 S. Illinois Rt. 31, South Elgin, IL 60177**

Dyer Lake Sand & Gravel/Ozinga Ready-Mix, 4111 392nd Ave. Burlington, WI

- (a) Two-year renewal Conditional Use Permit (Kenosha County issued) - Gravel Mining & Concrete Batching Operation
- (b) Two-year renewal Gravel Mining Owner's Permit - (Town of Wheatland issued)
- (c) Two-year renewal Gravel Mining Operator's Permit - (Town of Wheatland issued)

Randi Wille presented the renewal application for the conditional use permit for the gravel mining and concrete batching operation at 4111 392nd Ave. He said the plan has been updated by Baxter & Woodman Consulting Engineers and summarized in a 2017 Operations Report dated 12/19/2017. Cell 5 has sand and gravel material below the water table and mining operations will begin in 2018 and extend into 2019. A lake area will be created in Cell 5 when mining reclamation is complete. Mining began on this site in 1996. All areas will be reclaimed once the mining operation is complete. Market conditions drive the timeline.

A \$75,000 bond is in effect for 392nd Ave. guaranteeing maintenance, etc. Chairman said shoulder work is needed again on 392nd Ave.

Plan Commissioner Clayton Wagner asked how deep they would be mining. Randi Wille said it would be 10 - 20 ft. depending on materials. Responding to questions from Wagner, Wille said the company pays HNTB to monitor 5 or 6 test wells on the property and would stand behind repair if any wells were damaged.

Andrew Lois moved approval of a favorable recommendation to the Kenosha County Planning, Development & Extension Education Committee (PDEEC) for a two-year renewal of the Conditional Use Permit for Lafarge Aggregates for the Dyer Lake Sand & Gravel/Ozinga Ready-Mix operation at 4111 392nd Ave. Tax Parcels #95-4-219-291-0100, #95-4-219-291-0300, #95-4-219-291-0400, #95-4-219-292-0300, #95-4-219-292-0200, #95-4-219-293-0100, #95-4-219-293-0200, #95-4-219-293-0300, #95-4-219-293-0400, and #95-4-219-294-0100 per application and 2017 Operations Summary Report and maps presented. Kelly Wilson seconded. Motion carried.

William Glembocki moved approval of a two-year renewal of a Town of Wheatland Gravel Mining Owner's Permit for the Lafarge Aggregates application for the Dyer Lake Sand & Gravel/Ozinga Ready-Mix operation at 4111 392nd Ave. for the parcels listed above and per application and 2017 Operations Summary Report and maps. Kelly Wilson seconded. Motion carried.

Andrew Lois moved approval of a two-year renewal of a Town of Wheatland Gravel Mining Operator's Permit for the Lafarge Aggregates application for the Dyer Lake Sand & Gravel/Ozinga Ready-Mix operation at 4111 392nd Ave. for the parcels listed above and per application and 2017 Operations Summary Report and maps. Kelly Wilson seconded. Motion carried.

**Continue discussion - ATV travel on town roads**

Chairman said the board doesn't have a problem with ATV travel on town roads. He said the town does not have funds for signs and installation so we would need to find a way to fund those.

Things discussed by the board:

1. Determine which roads would be allowed for ATV travel.
2. Number of signs required.
3. Cost of signs and installation.
4. Would DNR allow yellow strobe and vehicle lights to be required on ATV?
5. Would DNR allow town to require a separate permit, perhaps \$10, to help recover some of the cost?
6. Is there any funding from the DNR?
7. Age requirement to use ATV on town road.
8. ATV speed limit and/or only allow on roads of a certain speed limit.
9. Would the county allow ATV travel on county roads?
10. Town would prohibit any ATV travel at night on a town road.

Bob Haas, 7218 368th Ave., said he's checked with other ordinances and you'd only need one sign at Slades Corners and one at New Munster and you should post the speed limit on the sign. He would recommend 25 mph.

Chairman said he will get answers and bring back to the board.

**Delimat Enterprises Inc., DeAnna Delimat, 34231 High Drive, East Troy 3120**

**Trade Name: Black Bull Fireworks**

- (a) Request to sell aerial fireworks to Wisconsin residents
- (b) Temporary Use Permit (Kenosha County issued) to sell novelty fireworks at the Wheatland Convenience Center, 33703 59th St. in the parking lot area using a 30' x 60' tent and 8' x 40' steel storage container with two 4' x 20' banners and two 5' x 3' banners from June 13 until July 5, 2018. Hours: June 13 - 30 open 10 a.m. - 9 p.m.; July 1 - 5 open 8 a.m. - 9 p.m.
- (c) Fireworks Permit - (Wheatland issued) for June 13 - July 5, 2018 with the same operation as listed in (b) and per town ordinance

DeAnna Delimat addressed the board requesting Black Bull be allowed to sell aerial fireworks to Wisconsin residents. She wants Wheatland to change the ordinance to make it legal to sell aerial fireworks to Wisconsin residents if processing/transport permits for which a \$4-\$5 fee would be charged by the vendor and forwarded to the town. She said Wheatland far surpasses all other tent operations and the town would receive a good sum of money with no liability, permission or responsibility would be given (incurred) by the town or any members of it, by issuing this permit. She suggested the town also raise insurance requirements for all fireworks vendors to \$3 million to keep out any undesirable vendors.

Chairman said he will meet with the fire chief and town attorney concerning liability issues. Comments have been brought to his attention about the noise disturbance fireworks are causing already. We will consider this at the second meeting in March, the 26th. Board agreed.

Temporary Use Permit - William Glembocki moved a favorable recommendation to the Kenosha County Board of Adjustments for the TUP for Black Bull Fireworks per application with hours, tent, containers and signs as listed above from June 13 - July 5, 2018. Kelly Wilson seconded. Motion carried.

Fireworks Permit - William Glembocki moved approval of a Town of Wheatland Fireworks Permit to Black Bull Fireworks, per application with hours, tent, containers and signs as listed above from June 13 - July 5, 2018 and per the town ordinance in effect. Andrew Lois seconded. Motion carried.

**Alcoholic beverage operator license (bartender):** Austin M. Warnock, Johnsburg IL - *Wheatland Convenience Center*; Pamela A. Rider, Burlington - *Local Folks*

Andrew Lois moved approval of alcoholic beverage operator licenses to Austin M. Warnock and Pamela S. Rider per records check. Alcohol server requirements have been met. Kelly Wilson seconded. Motion carried.

**Fire Dept. March 12 Corned Beef and Cabbage fundraiser** - Temporary Class B license

Kelly Wilson moved approval of the application from the Wheatland Volunteer Fire Dept. for a Temporary Class B Retail Alcoholic Beverage License for the March 12th Corned Beef and Cabbage fundraiser at St. Alphonsus School, 6211 344th Ave. William Glembocki seconded. Motion carried.

**Temporary Alcoholic Beverage Operator (Bartender) Licenses for:**

- (a) March 2, 2018 St. Alphonsus Church "Fish Boil" events
- (b) March 12, 2018 Wheatland Fire Dept. "Corned Beef & Cabbage" event

William Glembocki moved approval of March 2, 2018 St. Alphonsus Church "Fish Boil" temporary alcoholic beverage licenses for Mary Miles, Makana Miles, and Scott Miles. Kelly Wilson seconded. Motion carried.

William Glembocki moved approval of a March 12, 2018 Wheatland Fire Dept. "Corned Beef & Cabbage" temporary alcoholic beverage license for Traci Denko. Kelly Wilson seconded. Motion carried.

William Glembocki moved to March 12, 2018 Town Board Meeting time was changed from 6 p.m. to 5:30 p.m.

**Resolution No. 2018--001 Support of the Fox River Water Trails System**

Kelly Wilson moved approval of Resolution No. 2018--001. Andrew Lois seconded. Motion carried.

**Reports - Correspondence - Announcements**

A. Road report – Clerk will create maps changing the road areas to be periodically checked by town board members for next meeting.

B. Chairman's report - Chairman spoke to the fence company and they will look at the transfer station fence this week. Chairman said he told them to fix it.

C. Treasurer Report - December & January - Andrew Lois moved to approve the detailed December treasurer report with net worth of \$3,577,039.23 and January net worth of \$2,834,078.48. Kelly Wilson seconded. Both report totals include undistributed property taxes. Motion carried.

D. Clerk's report

<b>Clerk's Report to Town Board - February 26, 2018 Meeting</b>	
basketball fence	Jeff Niederer reported BB fence pushed in by snow pushed up against it. Corner post also pushed and gate only swings in now.
upper roof, east side of town hall	Tim Popanda pointed out the icicles hanging off eave trough on east side. Downspout plugged? Electric connection to building close to this location.
eave trough detached	Ice and snow came down in one "loud explosion of noise," eave trough pulled off building. Cable wire detached. Had eave trough reattached on upper and lower level. Getting price for installing snow "cleats" on east side and on front overhang. West side has "cleats" and they held snow for orderly melt process. Called Spectrum to reattach cable wire.
31st St	Low spot - ice and drainage. Had "high water" warnings put up. Grader scraped ice off road on 2/19/2018. Road still covered with water 2/22/2018.
L.L. Newsletter	February 2018 Lilly Lake Newsletter has been distributed.
396th/60th	Stop sign knocked down again on 2/19/18 - just had replaced again beginning of Feb.
Spring Primary Election	272 voted (255 at the polls, 17 absentee) and 13 registered to vote or updated registration. 1842 registered voters at beginning of day - 15% voter turnout.
Prairie View Outlots	K.C. Register of Deeds - transfer to the T. Wheatland completed for tax-deeded outlots (4)
TDS green pedestal	contacted TDS to repair pedestal damaged by snowplowing 2/15/2018, 11:30 a.m.; repaired by 3 p.m.
March 26	Recreation board will meet following town board meeting

E. Correspondence - none

F. Announcements

- Kenosha Human Development Services (KHDS) will be holding hours at the town hall, lower south entrance on the second and fourth Wednesday of the month beginning Jan. 10, 10 am - 2 pm

**Financial matters:**

A. Purchase approval – none

B. Clerk's Report of December 2017 & January 2018 Disbursements and Budget Report - William Glembocki moved approval of the December report check #27150 thru #27234, total \$98,738.12

and January report checks #27235 thru #27291, total \$148,978.10. Andrew Lois seconded. Motion carried.

C. Other financial matters - none

**Discuss fire light truck purchase options and cost and proposals for local dealers.**

Ass't Chief Brian Kerkman said he was not ready and will be trying to stay in the \$55,000 range. They would like to leave some in the truck fund. Next month they should have more definite information and specifications.

Kerkman reported the Town of Lyons backed out of the Tri-County Fire and Rescue Association. They will stay with the other four municipalities: C. Burlington, T. Burlington, Rochester Volunteer Fire and Rescue and T. Wheatland. Should have revised agreement ready for the next town meeting.

**Meet with fire dept. to discuss department needs and a budget amount for proposed new firehouse**

Fire Chief Lou Denko reiterated the reasons the department needs a new firehouse. He said they need some direction and a budget. Would like to make the area around the firehouse more of a community center with the town offices also in the building.

There was a lot of discussion on the needs, cost of varying loan amounts and repayments, trying to improve ISO rating, checking out other fire stations in the area, etc.

Chairman Glembocki said we need a rough sketch to start and need to hire someone to come up with a rough plan. Chief Denko said Keller has offered to provide sketches, basic floor plans and an estimated cost for \$1,500 - \$2,000. Clayton Wagner said architects drawing up a kitchen charge more than that. He also said the starting budget would have to be \$1.5 million as a minimum.

Jeff Koenen asked what the town board needs for space in the new building. Chairman said the town could stay in the current town hall for offices.

Clayton Wagner asked if a referendum is required to build a firehouse? Chairman said it depends on how much money is needed.

Jeff Koenen said it will be the cheapest to build all at once. We need a community center and should incorporate the town hall and recreation facilities around the building. Chairman said he wants to keep the current firehouse for a highway department building.

Chief Denko suggested we look at other firehouses. He could contact firms and get a list of new fire stations.

Board advised Chief Denko to contact Keller and affirm the price. Denko said we need a specialized firm. Chairman said this could be approved at the next meeting.

**Meeting adjourned** at 7:20 p.m. on a motion from Andrew Lois and second by Kelly Wilson.

Respectfully submitted,

Sheila M. Siegler, Clerk