

TOWN OF ARCADIA

Trempealeau County



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Ronald Tuschner, Chairman (608) 323-3035

Ivan Pronschinske, Supervisor No. 2 (608) 323-7675

Michael Wineski, Supervisor No. 1 (608) 323-2333

Nancy Rohn, Town Treasurer (608) 323-7063

Town of Arcadia Minutes of Regular Board Meeting Thursday, April 12, 2012

The April 12, 2012, board meeting was called to order by Chairman Ronald Tuschner at 7:09 p.m. Open meeting certifications were met. Roll call was taken. All Board members were present: Chairman Ronald Tuschner and Supervisors Michael Wineski and Ivan Pronschinske, and also present were the attached list of residents.

A motion was made by I. Pronschinske and seconded by M. Wineski to adopt the agenda as prepared. R. Tuschner stated that Item 8.b. North Creek Sand LLC- State Truck Hwy 96 (STH95) Project – Kyle Slaby and Item 8.c. Hoesley non-metallic sand mine by Operator, Tim Barth will not be presented. R. Tuschner asked if this change was accepted by the two Board Supervisors. R. Tuschner asked if the change was acceptable by those making the motion. The change to the agenda was accepted by a “yes” vote. The motion to accept the agenda with changes was carried with a voice vote.

A motion was made by M. Wineski and seconded by I. Pronschinske to approve the minutes of March 14, 2012 meeting. The motion was carried with a voice vote.

A motion was made by M. Wineski and seconded by I. Pronschinske to approve the minutes of March 20, 2012 Closed Session Board meeting. The motion was carried with a voice vote.

A motion made by I. Pronschinske and seconded by M. Wineski to approve disbursements of April 12, 2012 voucher #16854 through voucher #16894. The motion was carried with a voice vote.

At 7:08 p.m. R. Tuschner opened the floor to public comments for other topics that were not listed on the April 12, 2012 agenda.

Kathy Lockington wanted to thank the board for passing a resolution to oppose the high transmission lines through the Town of Arcadia. She also stated that if the high transmission line passes through the Town of Arcadia and if the town receives any money for the project, she proposed that the people who have the lines on their property divide that revenue. This would help offset the devaluation of their property. A copy of Kathy's statement was submitted.

Paul Winey addressed the Town of Arcadia and Arcadia constituents with his expressed his concern regarding the anticipated alterations of Paul Sonsalla Lane for use of mining activity. He stated, “ No alterations to this Lane should be made until a confirmed Wisconsin D.O.T. plan is in place. On an April 11 email response from Brent Bricard of the Wisconsin D.O.T. is not aware of any formal proposals for changes the Paul Sonsalla-Highway 95 intersection. I wonder has the Town received any formal plan? Last December requests were made for boring samples for the road bed to see

if it would be suitable. Have these been completed? Has the DNR been consulted about the Lane and the impact alterations could have on shore lane protection ordinance? None of these have happened and proceeding with any preliminary work on the lane would not be wise. Attempting to partially complete changes to the Lane with out an approved Wisconsin D.O.T. plan for the Highway intersection puts the Town at a huge financial liability. What is to say that North Creek Sand Liability Corporation gets half way through tearing the road up and finds out that they cannot clear the highway intersection? Who will be responsible to finish the work? The Town has no contractual agreement with mine company nor the construction company. The mine liability corporation could dissolve and the Town would be left with responsibility to fix the road at the Town's expense. The road alterations could include major road disturbance, use of geo material and substantial road rip replacement and not to mention an increase in road route changes. This could easily represent \$300,000 to \$500,000 project before any black top. Is the Town ready to risk that kind of money? I certainly hope not. Gentlemen, I ask that you use wisdom in reviewing this process. No one wants the Town put in this kind of financial liability by acting prematurely. Please wait until all plans are made and approved before allowing further operations to occur.

Thank you."

R. Tuschner made a second call for requests for comments. R. Tuschner made a third call for requests for comments. No further public comments were made. At 7:13 p.m. R. Tuschner closed the floor to public comments.

North Creek Sand LLC – Paul Sonsalla lane (PSL) Project – Kyle Slaby

K. Slaby stated that he applied for a permit for the further acreage and installment of a wash plant. He also requested to set the Conditions for the 10 acre mine site.

R. Tuschner asked that on the Conditions under the Slaby non-metallic sand mine an asterisk be put on the following conditions: 2, 5, 6, 7, 8, 9, 13, 15, 18, 23, 24, 28. R. Tuschner explained that the last meeting with LCD that the Town of Arcadia is duplicating conditions. The County now has these on their Conditional Use Plan. The County does not want these duplicated. Those items will be eliminated with the exception that some of the conditions are given back to the Town's responsibility. The Town is to be the enforcer of the conditions but the County still wants to regulate the Town. I. Pronschinske made the suggestion to leave these Conditions in when they go to the County and if the condition is a duplicate to let the County remove them. He expressed that if we (the Town) take them out and then the County takes them off their conditions, then there are no conditions. A resident who attend the LCD meeting, stated that it is the responsibility of the County to take care of the duplications, and remove the conditions they do not like.

Paul Winey had a question on a point of order for the agenda. In the past when there have been conditional use that it has been a listed item on the agenda. Paul Winey wanted to enter a protest to go on record that was it was not listed that way on the agenda and no further proceedings on visiting the conditions until it is posted so the public can way in on this. Not all property owners abutting next to Paul Sonsalla Lane were contacted. R. Tuschner asked if in the past Conditions were posted as a separated item agenda. He stated he would have to further check on it. He also stated that according to law, the Town of Arcadia does not have to contact abutting property owners and that is done strictly a courtesy. This is done the same way in the County.

M. Wineski asked K. Slaby the changes he made on the conditions. The name of Slaby non-metallic sand mine will now be changed to North Creek Sand, LLC.

R. Tuschner read each condition and changes and/or deletions were made accordingly.

K. Slaby wanted it noted in the minutes that he objected to leaving the posted speed limit of 25 mph on the condition. He requested to have it removed from the conditions. The Town of Arcadia Board did not remove it.

K. Slaby objected to black up to Christy Lane. He would like to keep it as an aggregate base. It is currently a gravel road. At the Board discretion, Christy Lane may remain recycled black top or compressed black top after 1 year (12 months).

A request was made by I. Pronschinske that the Town of Arcadia Board receive a letter from the Department of Transportation regarding the volume of trucks leaving and entering the non-metallic sand mine.

Further discussions continued on each of the remainder conditions.

A motion was made by M. Wineski and seconded by I. Pronschinske to approve the Conditions for the Slaby non-metallic sand mine as stated. The motion was carried with a voice vote.

R. Tuschner called at five minute recess at 9:06 pm. R. Tuschner called the meeting to order at 9:12 pm.

Operator's License to Tammy Berg

A motion was made by M. Wineski and seconded by I. Pronschinske to approve the Operator's License for Tammy Berg. The motion was carried with a voice vote.

Petition for Linden Road for CoAide status.

R. Tuschner advised the Board that he thought that Linden Road was on CoAide. R. Tuschner requested that letter be written by the Clerk to also include Roland Thompson, Town Chairman of the Town of Gale.

Permit application from Century Link for construction and operation of telephone lines on highways.

A motion was made by I. Pronschinske and seconded by M. Wineski to approve the permit application from Century Link for construction and operation of telephone lines on Gladowski Road. The motion was carried with a voice vote.

Permit application from Tri-County Communications Cooperative for placement of buried telecommunications cable across roads in the Township of Arcadia.

A motion was made by M. Wineski and seconded by I. Pronschinske to approve the permit application from Tri-County Communications Cooperative for placement of buried telecommunications cable across roads in the Township of Arcadia. The motion was carried with a voice vote.

Badger Truck Refrigeration proposal for air conditioning for the grader.

M. Wineski advised the Board that the estimate for the air conditioning is \$3,165.00. A discussion occurred over the estimate amount. A motion was made by R. Tuschner and seconded by M. Wineski to approve the installation of air conditioning to the grader by Badger Truck Refrigeration of Eau Claire, Wisconsin. The motion was carried with a voice vote.

Duane's Cleaning Service proposal for the Town Hall floor and carpet.

The Board was advised by E. Helwig in 2006 the cost to have the floor was refinished and the carpet was cleaned was in the year 2006 was \$568.00. The new estimate is \$568.00. A motion was made by I. Pronschinske and seconded by M. Wineski to approved the estimate by Duane's Cleaning Service. The motion was carried with a voice vote.

Set date for Town of Arcadia Comprehensive plan

Discussion occurred on what date to meet with the public. A motion was made by M. Wineski and seconded by I. Pronschinske to set date for the Comprehensive Plan on Monday, April 23 at 7 p.m.

Proposal for new printer/fax/copier and provide and update on the current computer.

E. Helwig advised the Board that she went to Best Buy. There is a HP 8600 Plus on sale at a price of \$299.99. There is a protection policy that can be purchased. There is a 2 year plan at \$39.99 and a 4 year plan for \$79.99. It was recommended by the sales representative to take the printer to Best Buy on a yearly basis for service. If Best Buy cannot repair the printer, it will be replaced. The printer must be taken to Best buy to be serviced. The HP 8600 plus can print, fax, scan and copy.

The computer being used by the Town of Arcadia is the model XP. Microsoft will only be providing updates to this version until 2014. The Best Buy representative advised that no further upgrades will be made to XP. The new Microsoft version is version 7. The newer computers are now being designed that that the hard drive is no longer a tower but are built into the back of computer screen monitor. The estimate on an HP computer is around \$640.00.

The computer will need to be replaced at a later date. E. Helwig also advised that the lap top being used by the Town Treasurer has a blemish on the screen and it may also need to be replaced.

A motion was by R. Tuschner and seconded by M. Wineski to purchase the HP 8600 Plus printer at a price of \$299.99 with the 4 year protection policy. The motion was carried with a voice vote.

Correspondence received was discussed with the Board.

E. Helwig advised the Board that C.J. Becker called to request to set the dates for the Open Book and Board of Review. He requested to have Open Book on May 9 from 6 pm. to 8 pm. and Board of Review on May 30th from 6 pm to 8 pm. Board was advised that E. Helwig would not be able to attend the May 30th Board of Review but that Nancy Rohn would be her replacement.

E. Helwig advised that Board that she has asked Nancy Rohn to be Town of Arcadia Deputy Clerk. R. Tuschner requested that a formal letter to be written and be kept on file.

The Board asked E. Helwig to contact C.J. Becker to check his calendar for two dates which are May 29 or June 4. The Board preferred to have the Board of Review to be held on May 29.

Alternate for Board of Review was put on the agenda for the next meeting.

Agenda items were discussed

A motion was made by I. Pronschinske and seconded by M. Wineski to set the next regular Town of Arcadia meeting to Monday, April 30, 2012 at 7 p.m. The motion carried by a voice vote.

A motion was made by M. Wineski and seconded by I. Pronschinske to adjourn the meeting. The meeting adjourned at 10:50 p.m.

Respectfully submitted by,

Elva V. Helwig
Town of Arcadia Clerk