

# Town of Harmony

## Board Meeting Minutes

Monday April 3, 2017

Harmony Town Hall, 440 N Hwy 14, Janesville WI

Chairman Bergman called the meeting to order at 7:00 p.m. In attendance Chairman Bergman, Supervisors J. Klenz, B. Barlass, D. Quarterman, E. Reilly, Clerk Tollefson and Attorney Moore.

A motion to approve the agenda was made by Supervisor B. Barlass; Second by Supervisor D. Quarterman and carried by a voice vote

Pledge of Allegiance

Minutes from the March 6, 2017 Town Board Meeting were approved as submitted.

### **Public Comment.**

Supervisor E. Reilly mentioned that someone dropped off a deer carcass on Rotamer Road by Rock Prairie Montessori School. Not sure if it was hit there or dropped off.

Supervisor E. Reilly mentioned that there were a number of TVs dropped off by an old barn foundation on Wilcox Road. Clerk Tollefson said he would contact the owners of the property and work to have them removed.

Supervisor J. Klenz mentioned that a resident at 4606 N Galaxy had a concern on the grading of the land next to the drain culvert for the City of Janesville. It poses a safety concern for mowing. Attorney Moore stated that while it may be our right of way, if we do something with that area we may have some liability so it would be preferable to have the City of Janesville take care of this area. Clerk Tollefson stated he would try to find out who to contact with the City of Janesville to see what can be done.

Supervisor B. Barlass mentioned that we have had discussion in the past concerning trespassers picking asparagus in the ditches. He mentioned that a deputy said the Sheriff's Department needs the Town to pass an ordinance to cover this. He also mentioned that Supervisor D. Quarterman stated that he had seen a letter that states that there is precedent to call for trespassing charges. Chairman Bergman mentioned that it is one thing when someone just sees some asparagus along the road and picks a little but there are organized groups that are picking everything and possibly selling at the farmers market. He also mention that he had talked with Captain Moore with the Sheriff's Department and it is these repeat offenders that you can get evidence on, such as descriptions and license plate numbers and they can do something about it. Attorney Moore stated that if we passed an ordinance we could have Milton Township enforce it and it would be prosecuted in the Municipal Court at the Town's expense.

Attorney Moore mentioned that he feels that the Town Board holds a closed door session to discuss the David Jackson case and that we need to hold it soon for the Board to make a decision on the case. Chairman Bergman stated that we need to have at least 24 hours' notice

for this meeting and it was decided that we would hold this meeting at 10:30 on Wednesday April 5, 2017

### **Possible contract with Advanced Disposal for Refuse and Recycling.**

Chairman Bergman mentioned the fact that Advanced Disposal proposed a contract and our Attorney reviewed and revised some parts of that contract which met with the approval of Advanced Disposal. Chairman Bergman also stated that we are still having some concerns with regard to service which is mainly bulk pick up which is once per month.

Jason Johnson and Jim Leszcynski from Advanced Disposal were in attendance to answer question or concerns. Supervisor B. Barlass asked if changing out the drivers is the reason for fewer problems. The response was yes and Advanced is continuing to work with training.

Supervisor J. Klenz asked about the pickup date calendar that was to be mailed out to the residents of Harmony. Jason stated that as soon as the contract is signed they will do the mailings. Supervisor Klenz also mentioned the concerns we have with bulk pick up and items being missed. Jim stated that he has now given cameras to the bulk pickup drivers and they are required to take pictures of the bulk pickups before and after pickup. Jim stated that he is committed to ensuring that errors are corrected quickly.

Supervisor E. Reilly brought up other concerns of residents of the Township such as blocked calls and having a hard time getting through the recordings. Jim stated it would be impossible to block a call and there are times when the operators have heavy calls and there may be some wait time. Supervisor Reilly suggested he would like to see a probationary period through the end of the year instead of signing a 7 year contract.

Both Supervisors Klenz and Quarterman stated they would be in favor of signing the contract and maybe just a 5 year contract.

Chairman Bergman stated from what he is hearing we should sign the contract, be it 5 year or 7 year. Jason stated that the 7 year contract was to help save the Township money.

A motion was made by Supervisor J. Klenz to approve and sign the 7 year contract. The motion was seconded by Supervisor B. Barlass and carried by a voice vote with one no vote by Supervisor E. Reilly.

### **Update on a possible agreement with the City of Janesville for Private On-site Water Treatment Systems and possible action to help the Town of Rock to pay for legal fees for help with that agreement.**

Chairman Bergman updated the board on a meeting he had with the City of Janesville, Rock County and several other Towns that connect to the City of Janesville with regard to POWTS. The city of Janesville agreed to reduce the property size required for the City to add a parcel to the public sewers from 3 acres to 2 acres or less and they agreed to remove the phrase from paragraph 2a "regardless of parcel size". This goes to the County for review and possible approval on April 13, 2017 at a meeting scheduled for 8am.

Town of Rock asked the other Towns in attendance if they would help cover some of the legal fees for Attorney Tim Lindau with Nowlan and Mouat Law Firm. The cost would be \$144 just to help cover costs of the meetings that were attended. Attorney Moore who is with Nowlan and

Mouat Law Firm stated Nowlan and Mouat could take the \$144 out of the retainer the Town pays Nowlan and Mouat.

Chairman Bergman made the motion to contribute the \$144 to help pay the legal fees, from our retainer with Nowlan and Mouat. Motion was seconded by Supervisor E. Reilly and carried by a voice vote.

**Possible action on a resolution to carry unspent Public Works Money from calendar year 2016 budget to calendar year 2017 budget for work completed by Rock County Public Works in 2016 and not billed until 2017 for a total of \$112,000.**

Clerk Tollefson explained to the board that all money spent so far this year with Rock County Public Works was for projects that were completed in 2016 for a total of \$126,000. In calendar year we had \$112,000 that was not spent for public works (roads) projects. We would like to move that money from last year's budget to this year's budget. If we do not, we have already spent 1/3 of our funds for 2017 and it will limit the amount of work we can complete in 2017.

Supervisor E. Reilly made a motion that we adopt the amended budget for Town of Harmony, Rock County Wisconsin for 2017 to move the \$112,000 for 2016. Motion was seconded by Supervisor D. Quarterman and carried by a voice vote.

**Possible action on the condition the fiber optic installers, left the right of way and culvert along Henke Road and Rotamer Road.**

Chairman Bergman updated everyone on the work that was done last fall by Holtger Brothers, a sub-contractor for CenturyTel. The sub-contractor left large holes where they were placing cable on Henke Road and Rotamer Road. They also damaged a culvert on Henke. Clerk Tollefson stated he has made attempts to contact Holtger Brothers with no results. Clerk Tollefson stated he would put together a letter along with photos of the area and send a certified letter to the sub-contractor and follow up with them.

**Discussion and possible action on road work and brush cutting for 2017**

Chairman Bergman asked if we had ridden the roads yet this spring and we had not. We will set up a time for the second week of April. Clerk Tollefson provided the board with estimates for payment work to complete Grandview and Starview Heights subdivisions and a double chip seal on Wilcox road.

**Zoning officers report**

As read by Zoning Officer Jim Check, no permits were issued in March. Officer Check stated that he will be documenting all complaints and provide those to the board each month. Officer Check stated that he had a complaint in Starview Heights about the number of cars that are parked at a residents address. The owner and his Son pick up cars and deliver them. Jim discussed with the owner concerning the cars and a crack sealing tank that are on his property. The owner stated he will move the sealing tank to his business address and would move the cars.

Officer check also stated there are two businesses that want to move into Harmony in existing buildings.

### **Building Inspectors Report**

Read by Chairman Bergman. 2 permits were issued in March.

### **Approval of April 2017 Bills**

After the bills were read by Clerk Tollefson a motion was made to approve the bills by Supervisor E. Reilly; Seconded by Supervisor J. Klenz and carried by a voice vote.

### **Treasurer's Report**

Report approved as read by Chairman Bergman

### **Miscellaneous**

Spring Election on April 4, 2017

Amy Loudenbeck will use the Town Hall on April 11<sup>th</sup> for a listening Session starting at 6pm.

Open book will be held on April 25, 2017 from 10am to 6pm at the Town Hall.

The Town's Annual Meeting is on April 26, 2017 at 7pm.

Each Board member received a list of traffic violations for the Month of March

Chairman Bergman mentioned that at the next meeting we will have some appointment for positions in the Township. He then read a letter from Milton Wendler stating he would like to retire from the Board of Adjustment. Chairman Bergman stated that may know someone for that position, Matt Mc Nall who had served as Planning and Zoning in the past. This will be open for suggestions for next month's meeting.

### **Adjourn Meeting**

A motion to adjourn was made by Supervisor J. Klenz; seconded by Supervisor D. Quarterman and carried by a voice vote. Meeting was adjourned at 9pm.