

Unofficial Until Approved
Monthly Board Meeting
Town of Calamus
August 10, 2004

Monthly Board Meeting: was called to order at 7:02pm by Chairman John Kirchberg

Present: Chairman John Kirchberg, Supervisor John Kraus, Jr., Supervisor Lucille Miller, Treasurer Marian Haas, Clerk Marjorie Beilke

Posting Verified on August 6, 2004 at the Town Hall, Schultz's Cheese Haus, and United Cooperative, published in the Daily Citizen on August 6, 2004

Minutes from the July 13, 2004 Board Meeting were approved as presented with a motion from John Kraus, Jr., seconded by Lucille Miller.

Treasurers Report: The Treasurers Report for \$206,302.51 was approved as presented with a motion from John Kraus, Jr., seconded by Lucille Miller. A full report is on file.

Floor was opened for questions or comments: Brian Ferstl asked the board the status of the 13 acre parcel owned by Jim Bahl on Highway 151. Chairman Kirchberg stated that he knew the sanitary permit has been approved but that the land use permit is on hold pending the approval of a driveway permit.

Agenda:

Letter of Intent submitted by Joan Daniels and Robert Cigelske to create an approximate 10-acre residential parcel with the existing home and buildings at N6001 Wren Road and divide the remaining 110 acres into two agricultural parcels, in section 22: Supervisor Kraus abstained from discussion. Planning Committee Chairman Scott Steers stated that the committee viewed the site on Tuesday, August 3, 2004 and found that, to meet Dodge County Standards the parcel with the buildings, herein referred to as parcel "A", would require 125' of road frontage, and the remaining land is to stay agriculture. The Committee recommends approval with a "Right to Farm" statement recorded on deed and a five-year moratorium on the remaining agricultural land.

After discussion, a motion was made by John Kirchberg, seconded by Lucille Miller to approve the creation of parcel "A" with a 125' road frontage, 100' side yard for the pole shed and 20' from the westerly property line, with a "Right to Farm" statement recorded on deed, and a recorded access to the remaining agricultural land by the driveway on parcel "A" Call of votes: John Kirchberg aye, Lucille Miller aye, John Kraus, Jr. abstained, motion carried.

Committee Chairman Scott Steers stated that the remaining agricultural land should not be divided to prevent the existing fields from being divided.

Robert Cigelske stated that by dividing the land the wasteland could be sold for hunting and the agricultural land could be sold to a farmer. Discussion revealed that, because parcel "A" would require 125' of road frontage, there was no way to provide 125' of frontage for the southern most agricultural land, if it were split from the northern most agricultural land.

A motion was made by John Kirchberg, seconded by Lucille Miller, to deny the request to create two parcels from the agricultural land based on the committees findings and Dodge County requirements. Call of votes: John Kirchberg aye, Lucille Miller aye, John Kraus, Jr. abstained, motion carried.

Discussion/Decision on Maintenance Agreement for Burns Road with the Beaver Dam Conservationists:

A motion was made by John Kraus, Jr., seconded by Lucille Miller to accept a maintenance agreement that the Beaver Dam Conservationists will be responsible to maintain the area of Burns Road which is fenced in part of the Northeast ¼ of the Northwest ¼ of section 17 T.11N., R.13E., by specifications requested of the Calamus Town Board and the Calamus Town Board will have access to said fenced area for Town purposes. Call of voice votes: all aye, motion carried.

Appointment of two members to the Calamus Planning Committee: A motion was made by John Kraus, Jr., seconded by John Kirchberg to layover decision until a closed hearing for interviews can be properly noticed.

[Discussion on Notice to Lost Lake Preservation Association, Inc. regarding voluntary collection box located on Town Property:](#) Chairman Kirchberg stated that it is the opinion of the town attorney, Lan Waddell, that a collection box should not be placed on town owned property. He continued that the closing statement for the land stated that the town acknowledges that LLPA may maintain a collection box on non-town owned property.

Herb Braker stated that there was a 20-year lease made between he and the Lost Lake Preservation Association, Inc.

Donald Westphal, President of LLPA stated that all the other surrounding lakes have collection boxes and asked what is the difference.

John Kraus, Jr. made a motion seconded by Lucille Miller to layover decision pending further legal council.

[Discussion/Decision on Temporary Class "B" fermented malt beverage License Application submitted by the Lost Lake Preservation Association, Inc., for a pig roast on September 12, 2004 at the North Lost Lake Park:](#) Herb Braker stated that he saw from John Braker the original contract made between John and Marcella Braker and the Town of Calamus with a condition of the land sale that stated there would be no licensing for the sale of alcoholic beverages on the property at any time. Clerk researched the minutes and found no reference to this.

A motion was made by John Kirchberg, seconded by John Kraus, Jr. to layover decision on license application until a copy of this contract can be obtained and legal counsel sought. Due to the urgency of the matter, a tentative meeting night of August 17th was scheduled. Clerk will post and inform the LLPA President of the time and day.

[Report From Driveway Inspector:](#)

Discussion on the application for a new driveway submitted by Tom Kroeze, land purchased from Jim Bahl, on U.S. Hwy 151 resulted in a motion from John Kirchberg, seconded by John Kraus, Jr., to require an engineering plan, including the amount of fill needed and size of culvert required, with a finished grade not greater than 10%, with the removal of the old culvert after the new driveway is completed.

Due to the urgency for the permit John Kraus, Jr. made a motion seconded by Lucille Miller to allow John Kirchberg or Carole Garczynski the authority to approve the permit application after reviewing the engineering plan.

[Other Business:](#)

There will be a Beaver Dam Fire meeting on Thursday August 12, 2004 at 8:00pm at the Beaver Dam Fire Station. Clerk is to post.

Chairman Kirchberg reported that it is almost certain that FEMA will be awarding grant monies for the repair work on our shouldering and culverts this year.

[Correspondence received by Chairman and Clerk:](#)

Copies of the Closing Statement, Warranty Deed and Affidavit Affecting Lands for the purchase of land from Herbert and Marcella Braker

Dodge County Planning and Development:

New Building Number Assignment for John B. Landry for W11318 Schultz Drive

New Building Number Assignment for Donna Hatzinger for N6200 Paul Road

Minor Land Division Letter of Intent for Russell Schultz

Minor Land Division Letter of Intent Form for Kenneth Field W11605 County Hwy D

Land Use Permit Application Approved activity 040923 submitted by Gabryshak Dev Corp for Ronald and Sherisse Wilkie to build a new home in lot 32 Millers Woods

Land Use Permit Application approved activity #040974 submitted by Marvin Schafer to construct a barn at N6510 Schafer Road

Land Use Permit Application approved activity #040862 submitted by Greg and Phylis Trator to construct a new home at W9726 County Hwy G

Land Use Permit Application approved activity # 040946 submitted by RA Pinno Construction for Stan and Terri Steinhorst to construct a shed at N7316 County road FW

Resolution adopted August 4, 2004 for activity #2004-0977 on the approved, with conditions, the minor land division for Russell Schultz

Notice of public hearing on Monday, August 16, 2004 on the petition of Kenneth Field to rezone land from A-1 to A-2 for the purpose of creating a non-farm residential lot at W11642 CTH "D"

Letter dated July 14, 2004 from Fred Lueck regarding the land purchase for park expansion in section 5

Dodge County Office of the Corporation Council dated July 27, 2004 regarding the Graper Farm Cemetery located in Section 35

Dodge County Office of the Treasurer dated June 23, 2004 re parcel #008-1113-3542-001 listed as "Unknown Owner" and delinquent taxes for \$5.45.

UW Extension 2004 Clean Seep Program to be held on September 18 at the Dodge County Highway Garage at 1600 N. Spring Street for 8:00am to noon

State of Wisconsin Department of Natural Resources 2005 Recycling Grant Application to be completed by October 1, 2004

Wisconsin Department of Revenue Notice of July 26, 2004 State Aid Payment of \$6,418.86 and School Levy Tax Credit of \$85,302.60

Wisconsin Department of Workforce Development Labor Law Clinic on September 14, 2004 at the Holiday Inn, Fond du Lac

Wisconsin Towns Association August report

Bills: bills for a total of \$98,674.09 were approved with a motion from John Kraus Jr., seconded by Lucille Miller

Next Meeting: Due to the September Primary Election on Tuesday September 14, 2004, the next monthly board meeting will be on Monday, September 13, 2004 at 7:00pm

Adjourned: meeting adjourned at 9:15pm with a motion from John Kraus, Jr., seconded by Lucille Miller

August 20, 2004

Marjorie Beilke, Clerk