

MINUTES OF TOWN OF PACIFIC BOARD MEETING

Tuesday, July 18, 2023 6:00 PM Held at the Pacific Town Hall

Call to Order: The regular Town Board meeting was called to order at 6:00 p.m. by Town Chair Pate. Chair Pate recited the Pledge of Allegiance.

Roll Call: Town Chair Pate and Supervisors Cawley, Kayartz, Kershaw, and Kirk were present.

Others Present: Clerk Gustafson, Treasurer Zimmerman, Town Attorney Miller, Nick Vodicka, J.R. Wright, Pat Schnering, Rich McCutchin, Ed Kallas, Rick and Cindy Allen, Mark Bond, Cindy (Rebholz) Schally, Karen Rebholz, Gordy Wolfgram, Dan Kastenholz, Brad Boettcher, Samantha Boman, Mike Biddick, Nancy Beasley, Rob and Susan Nelson, Paul Ammann, Jim Jakubiak, Paul Nadolski, Terry and Carol Witzig, Jim Watson, Troy Haase, Tom and Sharon Weisenberger, Irma Brockley, and Ellen Pulver were also present.

Verification of Public Notice: Clerk verified the meeting notice was given on July 13th.

Town Agenda: Motion by Cawley/Kirk to approve the agenda as posted. All in favor by call of roll.

Prior Month's Town Board Minutes: Motion by Kershaw/Kirk to approve the minutes of the Town Board meeting on June 20, 2023 as presented. All in favor by call of roll; Kayartz abstained. Motion by Kayartz/Cawley to approve the minutes of the Special Town Board meeting on July 11, 2023 as presented. All in favor by call of roll.

Building Permits Report: Provided for review.

Road Report: Supervisor Cawley reported that Jonathan Drive will be re-paved soon.

Cemetery Report: Sexton Cawley reported that there were no lot sales or funerals. Dennis mowed yesterday.

Solid Waste & Recycling Center Report: Supervisor Cawley attended the July 5th meeting. No complaints.

Building & Grounds Report: Dennis mowed today.

Sheriff's Report: There were 182 calls for the month of June. There is still a discrepancy between the number of EMS calls listed on the report and the number of calls reported by Fire Chief Haase.

Correspondence: None.

Outside Meeting Attendance Report: Chair Pate attended the WTA Columbia County Unit Meeting in June.

Report from Town Plan Commission: No meeting was held in July.

Public Comments: Paul Nadolski complained about loud music, fireworks, campfire smoke and a new camper in an area of the Pride of America campground that may or may not be approved for campers. Supervisor Cawley commented on the complaints. Paul Ammann asked why tree branches have not been trimmed yet and recommended that the Town hire someone other than the County to do the trimming. Bill O'Connor made comments regarding the proposed plans for discharging storm water run off down the public walkway to the promenade in Lakeside Park subdivision when there is legal uncertainty of ownership rights of the promenade. He mentioned the substantial drop in elevation from First Street to the promenade and asked if there would be

MINUTES OF TOWN OF PACIFIC BOARD MEETING

infrastructure to slow the water down. Chair Pate reported that he asked General Engineering Company (GEC) to put together a simple plan to get First Street fixed and drivable. It was reported that unless the Town Engineer approves turning over his plans and his calculations to GEC, work that has already been done may need to be done again by GEC which would increase the amount of the proposal. Bill O'Connor stated that he is simply asking for a guarantee that the infrastructure will function properly, and that the Town will develop a plan to maintain the infrastructure.

Treasurer's Report: Motion by Cawley/Kayartz to accept the Treasurer's Report. All in favor by call of roll.

Payment of Current Bills: Motion by Cawley/Kirk to approve payment of bills with checks numbered 16598 through 16621 and electronic draws 23-26 through 23-29 in the amount of \$230,412.50. All in favor by call of roll.

Investment Report: Supervisor Kayartz reported that \$250,000.00 and \$650,000.00 were reinvested in CDARS at F&M Bank for one year at 5.0%, and \$5,683.06 was reinvested in a CD at Bank of Wisconsin Dells for 10 months at 4.3%. Two more investments come due in October.

Operator License Applications (licensing year ending June 30, 2024): Motion by Kirk/Cawley to approve issuing licenses to the applicants presented. All in favor by call of roll.

Campground License Renewal: An inspection letter was received from Kenneth Fennwald of General Engineering Company stating his opinion that the campground is eligible for renewal of its license with the Town. Recent complaints were discussed. Chair Pate plans to visit and discuss complaints with Mike Hagen. Motion by Kershaw/Pate to approve renewal of license. All in favor by call of roll.

Consider Amendments to Draft Ordinance 2023-5 Amending Chapter 392 Creating Article IV – ATVs and UTVs: There was discussion that the town has not budgeted for the required signage. Enforcement was discussed. There was discussion on the appropriate roads to close to ATV/UTV use. Several roads could be considered dead end roads due to certain County Highways and State Highways not being open. Ellen Pulver of the Columbia County ATV/UTV Enthusiasts Club stated that it is less of a cost for signage if the Town opens all roads for ATV/UTV usage. She stated that if the Town opens all roads to ATVs and UTVs, the club will pay for the full cost of the signage and for the labor to install the signage. DNR Conservation Warden Paul Nadolski addressed the Town Board and stated that if the Town adopts the ordinance, it takes on the liability. He also stated that he has written 200% – 300% more citations to ATV/UTV operators since the opening of roads in other municipalities. He also stated that Columbia County as well as all Towns still do not have the proper legal signage. He stated that the Village of Pardeeville, Village Cambria, and the Village Poynette do have legal signage. Liability was discussed. Supervisor Kershaw asked Paul Nadolski if he would check out our signs once they are installed, and Paul replied, "nope not my responsibility, it's your responsibility if you pass this ordinance." Motion by Pate/Kershaw to approve the ordinance and include designating West Bush Road and Wardle Road as not open to ATV/UTV use. Motion carried; Kirk opposed.

Formal Designation/Commitment of ARPA Funds – New Asphalt on Jonathan Drive: The Town Clerk reported on the Jonathan Drive proposal amount, the road construction account balance, and the ARPA fund account balance. Motion by Kershaw/Cawley to formally commit \$70,000.00 of the Town's ARPA funds to pay for a portion of the new asphalt project on Jonathan Drive. All in favor by call of roll.

General Engineering Company Proposal – Lakeside Park Subdivision Improvements: Brad Boettcher of General Engineering Company (GEC) reported on the drive/walk through high-level review that he did with Chair Pate to produce the presented proposal. At this point, no calculations have been done on flowage and/or the velocity of discharged storm water. He stated that he is aware the promenade issues would have to be worked out. Permitting

MINUTES OF TOWN OF PACIFIC BOARD MEETING

was discussed. Brad reviewed the components of the GEC proposal. He stated that all he needs is the existing conditions data with the AutoCAD files from the topographic mapping survey that was done in 2021. He stated that the existing conditions survey is not a stamped engineering plan and could be produced by the Surveyor. The Town Attorney stated that obtaining property rights for certain aspects of this project could only be through eminent domain as required under state law. Supervisor Kayartz asked if the GEC proposal would produce a plan that fully addresses the safety issues regarding emergency service access to the area. Motion by Kayartz/Cawley to table until Town Engineer Robert Roth of RPS has an opportunity to attend a Town Board meeting to answer questions that still exist. All in favor by call of roll.

Contract for EMS – City of Portage & Towns: Discussed the proposed draft agreement. Chief Haase addressed the Board. Supervisor Pate stated that he does not believe that there is any incentive for the Town of Pacific to choose to agree to purchase an ambulance with the other three Towns. Town Attorney Miller mentioned certain language needs to be straightened out, so the agreement is not set up to be perpetual. Motion Kershaw/Cawley to approve entering into a contract with the City of Portage for EMS in principle. All in favor by call of roll.

Adjourn: Motion by Cawley/Kayartz to adjourn at 7:50 p.m. All in favor by call of roll.

Marlo Gustafson, WCMC, Town Clerk