

Town of Burns
August 23, 2011
Town Board Meeting Minutes

1. The meeting was called to order by Chairman Hoth @ 7:30 PM. Roll call: Chairman (Chr.) Hoth, Supervisor (Sup.) Nuttleman, Treasurer (Tr.) Paul and Clerk (Clk.) Esser present. Chr. Hoth noted the meeting was properly posted.
2. Tr. Paul presented the treasurer's report and account balances for July 31, 2011. Chr. Hoth noted for the record that the July 2011 treasurer's report was read.
3. Motion by Sup. Nuttleman to approve the minutes from July 19, 2011, July 26, 2011 and August 2, 2011. Second by Chr. Hoth. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
4. L. Saley noted the stop sign on Craig Road is not properly placed. P. Abraham informed the board about citizen concerns regarding the animal units in the proposed La Crosse County zoning ordinance.
5. Attorney Kathryn Schmidt from Osborne, Tripp & Schmidt, S.C. was present to discuss the application procedure for rezoning the S. Kneifl property. Motion by Sup. Nuttleman for Chr. Hoth to approve the Public Hearing Requirement and sign the agreement for Susie Kneifl. Second by Chr. Hoth. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried. The board will act on the rezone when it gets the rezoning paperwork from La Crosse County.
6. Mr. Wolf was present to discuss his La Crosse County Conditional Use Permit #840; to expand a non-metallic mining operation to extract sand and borrow material originally approved by the La Crosse County Board of Supervisors on September 22, 2005, to include a new 7.37 acre parcel zoned Exclusive Agriculture District in the Town of Bangor and in the Town of Burns. Motion by Chr. Hoth to approve Resolution #08-23-2011 #2, Where as David Wolf has presented a proposal for La Crosse County Conditional Use Permit # 840 to expand a non-metallic mining operation to extract sand and borrow material, (originally approved by La Crosse County on September 22, 2005), which originates and is primarily located in the Town of Bangor as described in the Coulee Region Land Surveyors survey map titled "David Wolf Sand Pit Extension Nonmetallic Mining Site", dated 7/7/11, project no. s-3076G to the town board And Where as no Town of Burns adjoining land owners have objected to the extension of the sand pit And Where as Mr. David Wolf has agreed that after mining operations are complete the land will be restored to suitable grasses for grazing And Where as the Planning Commission will consider La Crosse County Conditional Use Permit # 840 at their August 25, 2011 meeting and any recommendation or requirements then proposed will be adopted and attached to this resolution And Where as the Town of Burns will show this parcel as exclusive agriculture district in the Town's Comprehensive Plan There by be it resolved that the Town of Burns town board does here by approve the David Wolf Conditional Use Permit # 840 for a Non-metallic Mining Site as presented and with the above terms. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
7. Motion by Sup. Nuttleman to approve the Friends of Burns Firefly Fest Liquor License provided all the officers sign the form. Second by Chr. Hoth. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
8. Motion by Chr. Hoth to amend Ordinance #05-09-2006 #1, Section 1 to read "Incineration or open burning of any nature in the Town of Burns shall be regulated as follows: Such burning is hereby prohibited throughout the Town of Burns. A special permit to burn in the Town of Burns may be secured from the Bangor-Burns-Rockland Fire Chief, or one of the Town of Burns 3 Supervisors. No burning may take place without a special permit. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
9. Motion by Chr. Hoth to approve Ordinance #08-23-2011 #1 the Ordinance for the Destruction of Obsolete Records. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
10. Motion by Chr. Hoth to approve the third party viewing for Quick Books. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
11. Motion by Sup. Nuttleman to approve the Agreement between the Town of Burns and the Service Employees International Union, [Local 150, CTW, CLC January 01, 2011 – December 31, 2012] when we get the official copy back and to have it signed [by the town chairman]. Second by Chr. Hoth. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
12. Motion by Chr. Hoth to approve the Town of Burns Grievance Policy as written. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.

13. Motion by Chr. Hoth to approve Resolution #08-23-2011 #3, **RESOLUTION OPPOSING AN UNFUNDED MANDATE REQUIRING MUNICIPALITIES TO CONVERT PROPERTY ASSESSMENT DATA TO ELECTRONIC FORMAT BY JANUARY 2014**; WHERE AS, unfunded mandates on local governments have increased significantly in recent years; and WHERE AS, unfunded mandates require villages, towns and cities to perform duties without consideration of local circumstances, costs, or capacity; and WHERE AS, unfunded mandates require compliance regardless of other pressing local needs and priorities affecting the health, welfare and safety of municipal citizens; and WHERE AS, unfunded mandates too often impose unrealistic time frames and specify procedures where less costly alternatives might be just as effective; and WHERE AS, unfunded mandates impose harsh pressures on local budgets; and WHERE AS, the State has significantly reduced State Aid and imposed strict limitations on levy increases; and WHERE AS, the Town of Burns, La Crosse County currently does not maintain assessment data in electronic format; and WHERE AS, the Wisconsin Department of Revenue has changed the Wisconsin Property Assessment Manual to require all municipalities to convert assessment data to electronic format for the 2013 assessment year. THEREFORE, BE IT RESOLVED that the Town of Burns, Town board strongly opposes the current attempt to substantially transform the property assessment process by regulatory dictate. This opposition includes, but is not limited to, the IPAS/PAD program, the USPAP requirements, and the unfunded mandate that all records be converted to electronic format by January 2014. BE IT FURTHER RESOLVED that alterations this broad and expensive should be implemented only by the legislature, the duly elected representatives of the citizens, with the full involvement of the public. BE IT FURTHER RESOLVED that upon adoption of this resolution, copies shall be forwarded to Governor Scott Walker, State Senator Jennifer Shilling and State Representative Steve Doyle. I hereby certify that this is a true copy of the resolution passed by the Town Board of the Town of Burns, La Crosse County Wisconsin on this 23rd day of August, 2011. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
14. Clk. Esser will look into forming a Recycling Flier written agreement with La Crosse County to qualify for the DNR Recycling Consolidation Grant Agreement.
15. Motion by Chr. Hoth to transfer the \$4000 budgeted for the lawnmower to legal fees. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
16. a.) No road report. b.) Town mail was reviewed. c.) Howard Kneifl is available as a backup for the recycling help, this should be on the September agenda. Chr. Hoth will talk to patrolmen and possibly Scott Construction on condition of Culpitt Road wedging.
17. Motion by Chr. Hoth to approve checks #7517 from 8/4/2011 and checks #7518 – 7549 from 8/16/2011 to 8/29/2011. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
18. Motion by Chr. Hoth to postpone item #18, #19 and #20. Second by Sup. Nuttleman. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried.
19. Motion by Sup. Nuttleman to adjourn. Second by Chr. Hoth. Voice vote, Chr. Hoth and Sup. Nuttleman ayes, motion carried. Meeting adjourned at 09:03 PM.

Jane Esser – Clerk
 Approved: September 20, 2011