

**STREETS AND SANITATION COMMITTEE  
MEETING MINUTES**

May 10, 2010  
6:30 p.m.

**MEMBERS PRESENT**

Dave Soeldner  
Jason Sladky  
Matt Kadow  
Jim Brey  
Allan Schema

**STAFF PRESENT**

Valerie Mellon  
Greg Minikel  
Sonja Birr  
Randy Junk  
Chief Tony Dick

**OTHERS**

Michael Check, 9140 Hilltop  
Paul Steinbrecher  
Dean Schultz  
Ald. Alex Olson  
Dale Christel

**MEMBERS ABSENT**

None

**Approval of the Minutes from 4/26/10**

J. Sladky made a motion to approve the minutes from the April 26, 2010 meeting. J. Brey seconded the motion. Motion carried unanimously, no further discussion.

**Dumping of Yard Waste on Unnamed Street between Remiker & Elmer Lane**

G. Minikel reported that Mr. Dean Schultz called the Engineering Dept to inform us of the dumping of yard waste that was taking place in the unimproved right-of-way, along with parking and placement of a pathway and planting area. The encroachments aren't doing any harm, however, if Mr. Schultz starts parking his equipment in the same area, it will open up a whole new can of worms.

V. Mellon explained that when the street does go in, these property owners will have to remove what they have put in the City ROW. She would like to send a letter to the property owners to put them on notice that they will not be reimbursed for any damage that takes place to any of these improvements in the ROW when the street is constructed.

D. Soeldner said it would encourage them not to spend a lot of money putting up things that would have to be taken out when the street gets improved.

Mr. Dean Schultz asked if there is an Ordinance that states if this is acceptable, because if it's going to be fair for one, it must be fair for everyone.

It was discussed that our code section 7.12 deals with privileges in the street ROW.

J. Brey requested checking with the City Attorney regarding the legal aspect of encroachments on unimproved ROW and to discuss at the next meeting.

M. Kadow made a motion to table until the next meeting. J. Sladky seconded the motion. Motion carried unanimously.

J. Brey made a motion to place "No Dumping" signs in the unimproved right of way at the end of Remiker Lane. A. Schema seconded the motion. Motion carried unanimously, no further discussion.

The cost to install signs is approximately \$25-\$50 per sign according to Randy Junk.

### **Pond Maintenance Costs**

D. Soeldner explained the previous discussions that have taken place to the new Committee members.

V. Mellon previously distributed a letter that we received from Paul Steinbrecher requesting for the City to take over maintenance of the private subdivision ponds.

The Streets Committee previously requested for Engineering to put together cost estimates for the City to take over and maintain these ponds.

V. Mellon reviewed the City owned ponds and the private ponds and their size. The estimated pond maintenance cost was also distributed to each member.

Val continued to discuss the 4 basic alternatives that exist for future stormwater pond maintenance which included:

- Stormwater Maintenance Agreement between City and owner/developer (current standard)
- Require the development of a Homeowners Association
- City takes over ownership of ponds that meet numerous requirements with an upfront payment from the owner/developer to offset future maintenance cost
- City takes over ownership of pond meeting numerous requirements with a stormwater utility (or other revenue generator) covering future maintenance costs.

V. Mellon discussed the requirements for City assumption of ponds to include the following aspects: regional ponds that include drainage from the City ROW, accessibility from City ROW for maintenance, construction to DNR standards, operating in accordance with DNR standards (dredging when necessary), vegetation established and properly maintained, and that all costs of ownership transfer to the City be covered by the developer.

D. Soeldner questioned if the LLC dissolved or went under who would maintain the ponds in 20+ years from now.

Mr. Mike Check spoke with a developer in Sheboygan, which does not have a Stormwater Utility, and is in the process of acceptance of these ponds. He explained that the City doesn't ask the developer to maintain the streets and storm sewers after they put in the infrastructure and views the ponds as being an extension of the storm sewer. Since the developments bring income to the City, M. Check does not understand how the developer can be charged for maintaining these ponds. The people in the new subdivisions are penalized because they are paying for their pond within the subdivision and also through the tax levy they end up paying for the city owned ponds.

M. Check said he will meet with the developer from Sheboygan before the next meeting to discuss further details.

J. Sladky said it makes sense for the City to own and take over the ponds. He also wanted to know who would be responsible if there were a contamination spill within a subdivision. G. Minikel said he believed they would go after the responsible party and then the land owner.

### **Street Sweeping**

Chief Tony Dick informed the committee that the tickets are down by half and hopefully the trend will continue throughout the week.

J. Brey had a complaint about the ticketing process and feels we should use better discretion when issuing tickets. A constituent had 4 cars to move and had vehicles running with lights on and still received a ticket.

V. Mellon explained that beginning next week the street sweepers will be writing down this information themselves and asked where we draw the line. She wants the sweeper drivers to simply record each car they go around. This takes all politics/special favors out of the driver's hands.

M. Kadow questioned educating the public. The Committee explained that we did educate the public (utility bills, website, radio, newspaper). Val said that she would email a summary of these efforts to committee members.

J. Sladky explained that discretion should be used as people going to Church are getting ticketed. R. Junk explained that the sweepers are trying to get through these areas earlier.

Chief Tony Dick explained there is an Ordinance in place. The time could be changed; however R. Junk said all signage would also need to be changed. Chief Tony Dick also said that the Judge is the only one to determine how all the tickets will be handled. Discretion will

leave a grey area and people will use it against the City. The Judge will look at any inconsistencies.

No further action was taken on this matter.

**Exception for Street Sweeping Parking Ban on S. Lakeview Dr (Carferry)**

V. Mellon sent out a request for an exception located by the Carferry on Quay Street. She would like the exception to be put into place right away so that overnight visitors for the carferry do not get a ticket. This would be in accordance with prior commitments between the Mayor's office and carferry administration.

D. Soeldner said that it was left up to the City Engineer and a motion would not be necessary.

**2138 S. 15<sup>th</sup> Street - Request to Delay Driveway Placement**

G. Minikel explained that there was a complaint about the gravel driveway that is required by Ordinance to be concrete. The property owner sent a letter requesting a one-year delay due to financial hardship.

J. Brey made a motion to grant a one-year delay in putting in concrete driveway approach. M. Kadow seconded the motion.

**Proposed Public Works Projects for 2011 and Proposed New Sidewalk Program for 2011**

D. Soeldner would like for the Committee and Engineering staff to prioritize the projects for 2011. This will allow for discussion at the next meeting.

**Recycling Issues - Education for Businesses**

G. Minikel said that we would like to work with the County on the recycling programs to keep in compliance with multi-family and non-residential properties. The County has someone hired to handle public education.

M. Kadow recommended investigating and incorporating this component with the Fire Department inspections in the future. J. Brey liked this idea.

The cost will be approximately \$2,000 and the County will supply all the labor and education and materials.

J. Brey made a motion to partner with the County. J. Sladky seconded the motion. Motion carried unanimously, no further discussion.

**Request (10-152) from Bartow Builders to delay the improvements to Woodridge Subdivision #8 past 2011 due to economic hardship**

Brandon Bartow requested a delay in paving Woodridge Sub'd #8. They are currently not selling lots and there is no revenue coming in.

J. Sladky made a motion to grant the request. M. Kadow seconded the motion. Motion carried unanimously, no further discussion.

### **Street Sweeping Material Disposal**

G. Minikel explained that the County discussed with him a potential sampling and testing process for this material and possibly re-use for future sewer trench use instead of bringing to landfill. Jeff Beyer will investigate and provide a detailed proposal for a future meeting.

Informational only.

### **Residential Driveway Standards**

V. Mellon explained a local contractor poured an additional pad at a residential property along with a concrete pad at the approach. Engineering told the contractor they wouldn't allow this and he needs to follow the standards with trapezoidal driveways. The Contractor already had forms in place and poured anyway.

D. Soeldner thought other than looking different, he didn't see a problem with it and didn't think a lot of people would be requesting them. He is not happy that the contractor did not abide by the Engineers' request.

Discussion ensued regarding the driveway standard and possible "what-ifs". J. Sladky asked where it ends if we don't follow the design that is currently in place. M. Kadow agreed.

V. Mellon recommended having the contractor remove this work and follow the Engineering Standard for driveways and the sidewalk in discussion.

M. Kadow made a motion to enforce the Engineering Standards and design manual. J. Sladky seconded the motion. Motion carried unanimously, no further discussion.

### **Other Discussions**

J. Brey discussed Bay Lakes Regional Planning financial concerns. Brown County is dropping out. Discussion will be held at Planning & Parks Meeting on May 24<sup>th</sup> at 4:00 p.m. J. Brey requested that Val Mellon be present.

*Motion to adjourn meeting at 8:04 p.m.*



Valerie Mellon, P.E.  
Director of Public Works  
and City Engineer