

The April 19, 2021, Sugar Creek Town Board Meeting was called to order at 6:30 p.m., at the town hall, by Chairman, Dale Wuttke.

There were 6 visitors present.

All open meeting laws have been complied with for this meeting.

All of the Town Board Members were present: Chairman-Wuttke, Supervisor - Robers and Clarbour, Clerk-Boyd and Treasurer-Loveless. Also present was Attorney, Steve Koch.

The minutes from the March 15, 2021 Town Board Meeting were approved as printed. Motion made by David Robers and seconded by Clarbour; motion carried unanimously.

The Treasurer's Report was reviewed with \$1,407,828.33 in cash assets as of 04-19-21. There are still 2 outstanding personal property taxes.

Fire Chief's Report. The Fire Chief was present. Sixteen new hires have been hired and 5 more are testing of the anticipated 24 new hires. The 24hr coverage started last Sunday. The advisory board will meet on Thursday.

The road report was given by Greg Walbrandt. They have been working brush, pot holes and cleaning up of ditches. The trucks are washed and ready to be taken apart. He will be starting to mow soon.

Open and letting of road bids for 2021. Only one bid was received. Dale Wuttke opened the bid, the bid was complete and was read. David Clarbour made a motion to approve bids for Wandawega Drive, Poplar Lane, Evergreen Lane, Delavan Drive, Elkhorn Drive, Geneva Drive, Jefferson Drive, Walworth Drive, Sycamore Lane, Lake View Ave, Tippecanoe Trail, Tippecanoe Trail west, Daisy Road, Cottonwood Road, Barley Road and Lake Shore Drive, Gilbert Street, Juniper Road, Avataia Trail not to exceed \$429,423.00; Roberts seconded; motion carried unanimously.

Certified survey map review request from CG Acres LLC. The CSM is creating 1 single family lot, approx. 8.16 acres. Tax parcel # GSC 2600002, property located along County Road H. No recommendation from the Plan Commission. Property owner was not present at the Plan Commission Meeting. David Robers made a motion to send this item back to the Plan Commission; Clarbour seconded; motion carried unanimously.

Variance request from Derald Pontel. The variance request is for: 1.) A shed built with a side setbacks of 18.9' and 19.1' when the required setback from a side yard is 20' and; 2) A 24' X 22' addition added to the shed, without permits. Tax parcel # GA 44200001, property located at N6130 County Road H. The Plan Commission recommended approval. David Robers made a motion to approve because the Plan Commission granted the variance conditional on Derald Pontel getting a building permit from Vince Buidiac, based on the fact that there was a sufficient hardship not created by Mr. Pontel, that there is no harm to the public because it is not visible by neighbors and that there were no objections to the variance; Clarbour seconded; motion carried unanimously.

Conditional use permit request from Catherine Duesterbeck, owner, Benjamin S. Johnson, applicant. The request is to add an additional building, approximately 1,700 sq. ft. to expand the retail space, to check-in customers and create additional bathrooms. Tax parcel # GSC 2900004, property located at N5543 County Road O. The Plan Commission recommended

approval. David Robers made a motion the approve an additional building, approximately 1,700 sq. ft. to expand the retail space, to check-in customers and create additional bathrooms. Tax parcel # GSC 2900004, property located at N5543 County Road O; Clarbour seconded; motion carried unanimously.

New tractor bids to purchase and financing. Greg informed the Town Board that there is a lack of available tractors. Only two are available. Proven Power, Inc., John Deere for \$57,336.31 and Hennessey Implement, Inc., New Holland for \$52,000. David Clarbour made a motion to purchase the New Holland not to exceed \$52,000.00 from Hennessey contingent on getting a loan for 5 years; Robers seconded; motion carried unanimously.

Culver at N6823 Tippecanoe Trail. Greg Walbrandt and the property owner have come to a workable plan. The estimate for the project would be approx. \$1,500.00. Vince Simek, property owners is willing to split the cost. The drainage goes along the road right-of-way. Ryan Cardinal recommended that we obtain a drainage agreement. David Robers made a motion to approve the installation of a culvert not to exceed \$2,000, with the property owner paying 50% of the cost and sign a drainage easement agreement; Clarbour seconded; motion carried unanimously.

Bids for damage to roads by White Construction. This item will be placed on next months agenda.

Unightly debris complaints at N6585 Forest Road. Daniel Nichols, Sheriff's Dept. Liaison meet with Mr. Nawalaniec. He is having Lockhart's remove one of the vehicles and the other one will be moved by Friday. No action taken.

Computers for the Town. The current estimate is \$2,372.00 from Kalt Computer Consulting, Inc.. David Clarbour made a motion to rescind the previous motion and \$2,000 bid from last month; Robers seconded; motion carried unanimously. David Clarbour made a motion to approve the computer bid not to exceed \$2,500.00; Robers seconded; motion carried unanimously.

Operator's license. None.

Public comment. Greg Walbrandt informed the Town Board of the State's plans to the 12/67 intersections. Janet Pappa informed the Town Board of the fact that as many as 20 cars are backed up when Tibbets School lets out at the County Road A and 12/67 intersection.

Clerk's report. Talked about the Memorial Day Program.

Closed session the Town Board will meet in closed session pursuant to section 19.85 (1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. David Clarbour made a motion to go into closed session; Robers seconded. Roll Call vote: Dale Wuttke-yes, David Robers-yes and David Clarbour -yes.

\* \* \* Closed Session \* \* \*

The Town Board received legal advice from the Town Attorney. David Robers made a motion to go into open session; Clarbour seconded. Roll call vote: Dale Wuttke-yes, David Robers-yes and David Clarbour-yes.

\* \* \* Open Session\* \* \*

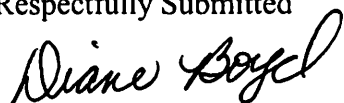
David Robers made a motion to deny the claim from Ms. Babcock if she wants to proceed she

can take us to court; Wuttke seconded; motion carried unanimously.

Bills. David Clarbour made a motion to pay the bills as listed by the Clerk; Robers seconded; motion carried unanimously.

David Robers made a motion to adjourn; Clarbour seconded.

Motion Adjourned  
Respectfully Submitted

A handwritten signature in black ink that reads "Diane Boyd". The signature is written in a cursive style with a large, looping initial "D".

Diane Boyd, Town Clerk