

## Minutes of the Regular Monthly Board Meeting of the Township of Spring Green

Proceedings of the Town of Spring Green Regular Board Meeting, held at 7:04 pm on Thursday, April 7, 2016 at the Town Hall located at E4411 Kennedy Road, Spring Green, and Wisconsin:

1. **Call to Order:** Kevin Lins, Town Chairperson called the meeting to order at 7:04 pm.
2. **Legal Posting:** Jenny Pappas, Clerk certified compliance with the open meeting law.
3. **Roll Call:** Members present were Chairperson Kevin Lins, Supervisor Dave Radel, Supervisor Mike Bindl, Clerk Jenny Pappas and Treasurer Karen Shelton. Also present were: Cheri Knerr, Bill Mertens, Marian Copus, Kolby Hirth, Doug Jones, Ed McCaskey, Fred Iausly, Gary Bindl, Terry Shifflet, Jim Sprecher, Caryl Sprecher, Ellery Schaffer, Fred Gruber and Mike Birr.
4. **Adopt Agenda:** Bindl moved and Radel seconded to adopt the agenda as presented. Motion carried.
5. **Approve Minutes:** Bindl moved and Radel seconded to approve the minutes of the March 3, 2016 Regular Board Meeting and March 14, 2016 Special Board Meeting as presented. Motion carried.
6. **Treasurer's Report:** Shelton reported beginning balance of \$377,572.74 with receipts of \$11,535.24 and disbursements of \$125,453.03 leaving a balance of \$263,654.95. Radel moved and Bindl seconded to approve the Treasurer's Report as presented. Motion carried.
7. **Monthly Bills/Invoices:** Bindl moved and Radel seconded to approve the monthly bills/invoices for payment as presented. Motion carried.
8. **Chairperson & Supervisors Reports:**  
Chairperson's report/Kevin Lins:
  - March 4 – traveled to Madison to Attorney Lori Lubinsky's office to participate in mediation in an effort to come up with a solution to settle the Big Hollow Ditch lawsuit without going to trial. Mediation lasted from 9:30 am – 6:00 pm; the end result was the mediation failed. Haven't heard any new information since that date. Still waiting on a ruling from the judge on Lori's motions for summary judgement on two issues.
  - Second week in March – met with Brad about some forms from the Sauk County District Attorney's Office regarding "Hit and Run – Property Adjacent to Highway" incident on 12/17/15 in the Township where some signs were damaged. Brad was going to come up with a damage estimate and send back to the DA's Office. The person being charged is a 25 year old male living near Dane, WI. Next court activity scheduled for April 12<sup>th</sup>.
  - March 17 – Attended a WAPA (Wisconsin Asphalt Pavement Association) meeting hosted by DL Gasser and Iverson Construction Division of Mathy Construction in Dodgeville. There were multiple speakers talking about asphalt bid/mix specification updates along with road funding discussions.
  - End of March – Brad notified me after Countyline Road was done that John Delmore from Scott Construction indicated he thought that the dividing line between the Town of Spring Green and Town of Buena Vista was wrong and that we should check into it further. Sent letter to Randy Schmidt at the Town of Buena Vista.
  - April 4 – Received forms in the mail for our TRIP funding request and guidelines.
  - April 4 – Met with Fred Gruber and Ellery Schaffer at Jewell's office to review Rainbow Road alternatives, which is on the agenda for later tonight.
  - April 6 – Met with Stacy Meyer and Jeremy Pappas from Alliant Energy about a cost estimate for natural gas hookup for the Town Hall. This is also on the agenda for later tonight.

Supervisor Report/Dave Radel:

- Spoke with Steve Muchow regarding Rainbow Road.

Supervisor Report/Michael Bindl:

- March 10 – Attended an Implements of Husbandry class.
- March 21 – Cemetery Committee meeting: discussed green burials, thanked Kolby Hirth for all of her work getting records computerized.

9. **Comment from the Public:** There was no comment from the public.

10. **Reports:**

- a. **Patrolman:** Worked on plowing/sanding, patched potholes, spent a fair amount of time on trimming trees and cutting brush, worked on landscape and around the Town Hall, cleaned the Town Hall, truck maintenance.
- b. **Building Inspector:** Pappas reported building permits were issued for the following in March: Pole Shed, Swimming Pool, New Single Family Residence, Bath Remodel and a Shed.
- c. **Emergency Planning:** No meeting.
- d. **Plan Commission:** No meeting.
- e. **Extraterritorial Zoning Committee:** No meeting.
- f. **Fire District:** No meeting.

11. Agenda Items for discussion and/or action by the Town Board:

- a. **Ed McCaskey, discussion/possible action regarding wall in setback area:** McCaskey stated the wall at his property was built approximately 10 years ago and he thought everything was ok. McCaskey stated he just wants this to be done. Steve Sorenson of Sauk County Planning and Zoning described the following three options available to McCaskey:

- Tear the wall down.
- Apply for a variance which would need to go through the Sauk County Board of Review.
- Place fill along the face of the wall and cover so no more than 6" is exposed.

In addition to the three options, Sorenson stated the Town Board can tell Sorenson that there is no issue/violation and nothing further would need to be done, unless Sorenson were to receive another complaint; then this process would start all over again. McCaskey discussed his water issues. Polivka stated previously he met with McCaskey, Sorenson and the Town Attorney to discuss whether the wall posed any liability to the Township. The board at that time decided since there was no liability the wall could stay and no further action was needed from McCaskey. Sorenson stated he was just responding to a complaint and has put three options out on the table. Sorenson stated if the option of placing fill at the wall is chosen, the Town Board will need to approve the material used for the fill. Lins stated the best option would be to place fill along the wall and requested Sorenson provide written documentation with the three options. Bindl moved and Radel seconded to agree with Ed McCaskey to place fill along the wall in violation so that less than 6" is exposed. Motion carried.

- b. **Rainbow Road discussion on alternative ideas:** Jewell representatives were not present at the time of this agenda item.
- c. **Discussion/possible action on a request submitted by Terry Shifflet for a Fireworks Permit at Wisconsin Riverside Resort on Sunday, September 4, 2016:** Radel moved and Bindl seconded to approve the request submitted by Terry Shifflet for a Fireworks Permit as presented. Motion carried.
- d. **Resolution R-1602, Consideration of an Amendment to the Code of Ordinances – Board of Review:** Radel moved and Bindl seconded to approve Resolution R-1602, Consideration of an Amendment to the Code of Ordinances – Board of Review as presented. Motion carried.
- e. **Discussion/possible action regarding lawn mowing of the Spring Green Cemetery:** Bindl stated a proposal for mowing the Cemetery was received by J&J Total Lawn care, which was discussed at the Cemetery Committee meeting. The Committee acquired additional bids and made a motion to recommend the Town Board accept the lowest bid. Bindl moved and Radel seconded to accept the bid proposal from S&J Landscaping for the mowing of the Spring Green Cemetery as presented. Motion carried.
- **Rainbow Road discussion on alternative ideas:** Ellery Schaffer and Fred Gruber of Jewell Associates presented the following alternative ideas for Rainbow Road:
  - 25 mph curve: this could be included with the re-surfacing of Rainbow Road, it would be pulverized, a base would be laid down and new material laid over that. Schaffer discussed the signage proposal that would accompany this option.

Schaffer showed the area that would need to comply with the line of sight for low growing crops and explained a “restricted development easement” would be needed whereby the land would still be owned by Luther Farms, but it would be dedicated to make sure the sight line is maintained. This option would not fall under WIDOT design standard. Cost for this option \$31K.

- 35 mph curve: more flexibility with these standards; would still need the “restricted development easement”. This option would not fall under WIDOT design standard. Cost for this option \$59K.
- 45 mph curve: no “restricted development easement” required, would fall under DOT design standard. This option would fall under WIDOT design standard. Cost for this option \$100K.
- 50 mph curve: no “restricted development easement” required, would fall under DOT design standard. This option would fall under WIDOT design standard. Cost for this option \$123K.

Schaffer noted all options above would be for 2” asphalt. Hirth stated most people in the audience concur that the lowest cost is the best option; when you look to the future, I do not concur that the lowest cost is the best option. Lins discussed the traffic count and noted typically there is a 2% increase per year, which could mean over 800 cars per day traveling Rainbow Road within 30 years. Lins asked everyone to think over all of the options presented. Gary Bindl stated there are no speed limits posted, so people speed; they speed like crazy because they know it is a short cut. Brian Schultz asked what the benefit is to constructing a road to a design standard. Schaffer stated if the road is not constructed to a design standard, the Town is liable for any accidents that occur. Paul Marit stated the road needs fixin’, but not a 50 mph curve. Lins asked Schaffer to provide a summary sheet to those that request it.

- f. **Discussion/possible action regarding Alliant Energy Conversion to Natural Gas:** Lins stated for Alliant to proceed, they need one commercial and seven residential accounts to convert. Lins went over the cost estimate to convert to natural gas and noted the savings per year would be approximately \$500, however there are other costs involved such as converting the furnace and tube heaters at the Town Hall along with locating the well, septic and sprinkler system lines. Lins stated a decision needs to be made by July/August. Radel moved and Bindl seconded to table the item until the May 5, 2016 meeting. No action taken.
  - g. **Set date for Spring Road Tour and Big Hollow Ditch Inspection:** The consensus of the Board was to conduct the Spring Road Tour and Big Hollow Ditch Inspection on Saturday, April 16, 2016 at 9:00 am. No action taken.
  - h. **Annual Meeting:** The Annual Meeting will be held at the Town Hall on Tuesday, April 19, 2016 at 7:00 pm. No action taken.
12. **Adjourn:** Bindl moved and Radel seconded to adjourn at 9:24 pm. Motion carried.