

## 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 7:00 pm on Thursday, October 6, 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 7:00 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 and Clerk Jenny Pappas. Treasurer Karen Shelton was absent. Also present were: Marian Copus, Louis Weston, Doug Jones, Eric Peterson, Fred Iausly, Dennis Polivka, Benny Stenner, Ellery Schaffer and Walter Joost, Jr.
4. **Adopt Agenda:** Radel moved and Bindl seconded to adopt the agenda as presented. Motion carried.
5. **Approve Minutes:** Bindl moved and Lins seconded to approve the minutes of the September 1, 2016 Regular Board Meeting as presented. Motion carried.
6. **Treasurer's Report:** Pappas reported beginning balance of \$282,110.10 with receipts of \$37,163.85 and disbursements of \$23,761.84 leaving a balance of \$295,512.11. Radel moved and Bindl seconded to approve the Treasurer's Report as presented. Motion carried.
7. **Monthly Bills/Invoices:** Radel moved and Bindl seconded to approve the monthly bills/invoices for payment as presented. Motion carried.
8. **Chairperson & Supervisors Reports:**

Chairperson's report/Kevin Lins:

- Early September: received a notice from the Sauk County Highway Department asking how much sand we wanted to stockpile for the coming winter. I gave the notice to Brad and he and I talked about cutting back a little bit more.
- September 2<sup>nd</sup>: received a copy of the Vacation Order filed by the Court on August 19<sup>th</sup> and recorded at the Sauk County Registrar's Office on August 22 for part of the unimproved streets in the Allen's Addition to Lone Rock.
- September 6<sup>th</sup>: met Bob Berry at the Town Hall and opened the building so he could locate and mark the underground wires for the well and septic pump. These are private wires not covered by Diggers Hotline and needed to be marked for the installation of the lateral natural gas line being installed from the ROW along Kennedy Road to our building.
- September 22<sup>nd</sup>: had a gentleman call and ask if he could hunt on the Town's 40A between County Line and Porter Roads which we acquired as a FEMA buyout property. I told him I would have to find out if we have allowed this in the past. It is an agenda item.
- September 29<sup>th</sup>: received a letter from the DNR about a proposed state purchase of 92.9 acres of land for the Lower Wisconsin State Riverway in the Town of Spring Green. (show DNR pdf file)
- October 4<sup>th</sup>: received a telephone call from Jesse Dimond, Construction Manager for BugTussel Wireless, about our driveway ordinance and their project to put up a communication tower in the Town of Franklin which will be accessed by a driveway on Paulus Road. This part of Paulus Road is the dividing line between the two Townships (Franklin & Spring Green) so the road is segmented into parts for each Township. I had Brad confirm that the driveway address, S11339 Paulus Road, is in the Town of Spring Green segment of Paulus Road. I then returned the call to Mr. Diamond informing him he would have to follow our driveway ordinance by putting down a deposit and submitting construction drawings and obtaining a driveway permit. He has since started the process.

Supervisor Report/Dave Radel:

- Received thank you letter from Trish Dickenson
- Contacted by Kevin Thier (Boy Scouts) asking for sand at the Township's 40 acre parcel they use to fill in where the basement used to be. Asked Brad to deliver the sand. The Boy Scouts filled in the area
- Attended Transportation Meeting 9/29 at Sauk County; all 72 counties in the state met at the same time in various locations to discuss ideas how to get funding to repair deteriorating roads. Some ideas presented included: gas tax, increase in county tax, increase in state sales tax. The discussion turned political. Peterson noted the second half of the meeting was geared toward placemaking.

Supervisor Report/Mike Bindl:

- 9/13 Plan Commission Meeting – discussed Jeff Maier re-zone and comprehensive plan
- 9/26 Cemetery Committee Meeting – final draft of Town Ordinance Chapter 17
- Both Maier re-zone and Ordinance Chapter 17 are on the agenda for discussion tonight

9. **Comment from the Public:** Eric Peterson, Sauk County Supervisor – District 26 presented the Town Board with an American Flag and thanked the Board and Town Patrolman for all of their hard work. Stenner thanked the Board for repairing Soeldner Road.

10. **Reports:**

- a. **Patrolman:** Haas reported working on the following during the month of September: last round of roadside mowing, patching, tree cutting/trimming (storms), maintenance at the park and Town Hall, completed the Wisconsin DOT mileage certification paperwork.
- b. **Building Inspector:** Pappas reported building permits were issued for the following in September: One (1) Airplane Hanger and One (1) Addition/remodel
- c. **Emergency Planning:** Meeting was held on 9/22 and was disrupted due to impending flooding events. Jelinek stressed the importance of documentation when flooding events occur and to utilize FEMA Form ICS1400 to report road damage. Also received an update on the issues with the Lake Redstone dam.
- d. **Plan Commission:** Reviewed the Jeff Maier re-zone request; recommend the Board approve the re-zone as presented. Working on updates to the Comprehensive Plan.
- e. **Extraterritorial Zoning Committee:** No meeting in September. Iausly recognized the recent loss of Robert Tennant and stated he was a good person to work with both professionally and personally.
- f. **Fire District:** Held budget meeting. Have new recruit Ken Kennardi. Looking to purchase a new boat that has better medical equipment and that works better in the dark. There have been 250 ambulance calls year-to-date as opposed to 240 ambulance calls for all of 2015. Discussed the budget – increases are due to many items that did not come within budget.

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

- a. **Discussion/possible action regarding an application submitted by Jeff Maier to re-zone 67.8 acres south of Kennedy Road and west of Ivy Lane from Resource Conservancy to Single Family Residential:** Iausly displayed a map of the property and stated this parcel is in the future plan for residential. None of the property is located in the floodplain. Maier stated he has an accepted offer contingent upon the re-zone; the property has nice topography which he believes will make for attractive home sites. Maier stated he would do the project in phases; he would not go in and just blow the whole thing down. Iausly stated the Township has only designated three areas for future residential and this property is one of them. Iausly noted as part of the subdivision/land division ordinance, water containment sites would be required as the DNR requires subdivisions to have a plan for water runoff. Lots would be set aside and deeded to the Township so the Township can maintain these retention areas. Iausly stated the property meets all of the County requirements for the re-zoning. Joost stated he experienced no flooding on his property in 2008, and in 2013 it was flooded. Joost stated the property in question flooded as well, and all of the flooding is because of the ditch. Joost asked for updated maps. Iausly stated the maps presented

are the most current FEMA maps with the most current data available. Joost stated the old Town Board said I would not get flooded. Lins informed Joost he was getting off topic. Joost stated if you re-zone this property, there will be a lawsuit. Lins stated per the Township Attorney, there is no liability to the Township if a re-zone occurs. Bindl moved and Radel seconded to approve the request submitted by Jeff Maier to re-zone 67.8 acres south of Kennedy Road and west of Ivy Lane from Resource Conservancy to Single Family Residential as presented. Motion carried.

b. **Discussion/possible action regarding Rainbow Road appraisal approval for the Luther Family**

**Farms land:** Lins highlighted the following items of the appraisal report

- 1.61 Acres for new right-of-way, .9 Acres existing right-of-way, Net Land .71 Acres
- Total compensation \$16,350
- The new right-of-way would be an irregular shaped parcel; will be difficult to farm/field triangulation
- Allocation of Compensation Table

Ellery Schaffer noted that Cheri Knerr and Lori Lins were with Aari Roberts during the appraisal and pointed out the owner concerns portion of the appraisal report. Schaffer stated one of the concerns was slough access and noted the Township could install a gate to prevent access to the slough. Lins stated if the report is approved tonight, Jewell will meet with the Luther family and they would have 60 days to get their own appraisal. Shaffer presented a list of State negotiators/presenters and recommended utilizing these lists as state funds are involved. Radel moved and Lins seconded to approve the Rainbow Road appraisal for the Luther Family Farms land as presented. Motion carried.

c. **Discussion/possible action regarding hunting on Township (FEMA) property:**

Lins stated he received a call on September 22 asking for permission to hunt on the Township's 40 acre parcel acquired through FEMA. The board discussed the matter and an audience member noted the Boy Scouts utilize the property. Stenner stated more problems will be created if you open it up. lausly disagreed stating public land is public land. Lins stated he did not have a strong opinion either way. Radel moved and Bindl seconded to allow public hunting on the 40 acre Township FEMA property off Hwy 14 between County Line Road and Porter Road. Motion carried.

d. **Discussion/possible action regarding Spring Green Cemetery Rules & Regulations:** Bindl moved and Radel seconded to approve the Spring Green Cemetery Rules & Regulations as presented. Motion carried.

e. **Discussion/possible action regarding Resolution R-1605, Consideration of an Amendment to the Code of Ordinances – Spring Green Cemetery:** Bindl moved and Radel seconded to approve Resolution R-1605, Consideration of an Amendment to the Code of Ordinances – Spring Green Cemetery as presented. Motion carried.

12. **Adjourn:** Bindl moved and Radel seconded to adjourn at 8:38 pm. Motion carried.