

TOWN BOARD MEETING, October 15, 2024 – 6:00 P.M.

PRESENT: Chair Green, Supervisors, Eric Olson, Faith Schuck, Renee Gouaux and Clerk/Treasurer Maria Hougan.

ABSENT:

Supervisor Melanie Miller

OTHERS IN ATTENDANCE:

Pat Odette, 1695 Red Oak Dr., Matt Krueger, 24224 Skaalen Rd., Mike Northouse, 3882 Laudon Rd. Cottage Grove., Jason Halverson, 1660 Drotning Rd., Peter Storch, 2384 Center Ave., Aaron Joseph, 2591 Door Creek Rd., Norman Peth, 2660 Koshkonong Rd., Tina Peth, 2660 Koshkonong Rd., Don Denner, 2323 Williams Dr., Larry Schuller, 2552 Brown Deer Rd., Tim Boyd, 2641 Circle Dr., John Matson, 839 Hwy 51, Kevin Zacharias, 2056 Bonnie Ln., Steve Jackson, 2697 Rolling View Rd., Jeff Winge, 2426 Wildflower Rd., Matt Haugh, 2928 County MN, David ?, 2548 Williams Dr., Mark & Jan Bakken, 2541 Door Creek Rd., Pete Petkus, 2242 Koshkonong Rd., Ken Anderson, 2412 Hwy B, Darren Olson, 2630 Hwy N., Chad Helbing, 2860 Koshkonong Rd., Kenneth Schuck, 1616 Spring Rd.

CALL TO ORDER

Chair Green called the meeting to order at 6:01 p.m.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT: The Board listens to residents speak on any issue (three-minute time limit)

Steve Jackson, 2697 Rolling View Rd., spoke in opposition of the ATV/UTV draft ordinance, his main concern is safety. He reported out on the DNR reports involving accidents. They are not designed to be driven on public roads. He has two concerns regarding the draft ordinance. #14 enforcement- will there be a mechanism to collect data, and #16-towns right to close or modify, and for the public to have a right to review changes prior to changes being made. He would like the board to evaluate it's public comment procedure.

Larry Schuller, 2255 Brown Deer Rd. is opposed to the ATV/UTV ordinance. He agrees they are not safe on town roads. Research he has done on several modes states they are not to be driven on paved roads. Owner's manuals also say they should not be driven over 25mph. Our town roads have higher speed roads.

Aaron Joseph, 2591 Door Creek Rd., lives on a busy road and there are a lot of bicyclists on the road. Large groups of bicyclists on the roads. They aren't the ones paying the town taxes. He uses an ATV to go hunting.

Diane Kellenhofer, 2561 Kaase Rd. asked about the map that was created. She wondered about the area of the map as where she lives, she would not be able to drive her ATV. What factors were taken into consideration regarding the map boundaries?

Matt Krueger, 2424 Skaalen Rd., has property in Oconto, wondered how much of the state uses ATV's/UTV's. DNR warden Matt stated the ATV/UTV usage is exploding in the state everywhere.

Jeff Winge- 2426 Wildflower Rd., following up from 2 weeks ago. He has reached out to the ATV club. They are willing to help with the signage. Look around the room, everyone here tonight is here because of the interest in the ATV/UTV usage. It's important to recognize this. He disagrees with the draft ordinance regarding the roads they would be allowed on. He is asking the boards to reconsider the draft ordinance and open all the town roads up. He appreciates

Pete Petkus, 2242 Koshkonong Rd., has drove ATVs for many years. He has a group of friends that ride all over. No difference than driving in a car.

Tim Boyd, 2631 Circle Dr., he has been riding since the early 80's, and has never had an issue. 35 MPH is fine. He has siblings that can ride them to work. He has never seen any incidents, we do not live in a democracy, we live in a republic. We have the right to travel freely. They are safer than motorcycles/

Matt with DNR explained one of the trends we are seeing is that people have not taken the safety course, and they are recommending people take the safety course.

Chad Helbing, 2860 Koshkonong Rd., he just moved to Pleasant Springs and does not understand why limiting certain roads to be open and certain roads to be closed. Who makes those decisions.

Ryan Dalsoren, 2280 CTY Rd N, asked if the towns ordinance from 2003 allows golf carts on town roads? Chair Green stated per the towns ordinance they are not allowed. We still have the 2003 ordinance in effect where they are prohibited.

Renee Gouaux, Town Board Supervisor, stated she is the newest board member, she encouraged people to come to the meetings and run for office. She values everyone's opinions. She would like to support all the fellow board members who have opened up their ears and have worked on this. It's always a balance of listening, fairness, opinions, and to come up with a plan that works for everyone. She thinks we all are neighbors and want to work together.

Larry Schuller, 2552 Brown Deer Rd., as a previous town board member, agrees it's a tough job being on the board and being fair is hard.

Any item listed on the agenda is subject for action.

CONSENT AGENDA: *Items listed under consent agenda will be approved in one motion without*

discussion unless any Board member requests that an item(s) be removed for individual discussion. That item then can be considered at an appropriate time during the Board's regular order of business.

1. Approval of minutes of the September 26 Budget meeting, Oct. 1 Town Board meeting, Oct. 2 Special Town Board meeting, and Oct. 3 Town Board meeting.
2. Approval of the check register dated and October 3, 2024 and Oct. 15, 2024.

3. Approval of the return of driveway damage deposit(s) for: (*Public works inspected, no issues found, approval recommended*)

- . Keith Comstock, 3083 Shadyside Dr.
- i. Ajay & Kara Dorn, 2772 Esquire Dr.
- ii. Premier Builders, 2076 Yahara Dr.
- iii. Abby & David Bachuber, 1679 Pleasant Hill Rd.
- iv. Tim & Susan Custer, 2061 Skyline Dr.
- v. Michael & Irina Brault, 2100 Koshkonong Rd.
- vi. Eric & Lori Holen, Lot 21, Linnerud Dr.
- vii. Greg Duckert, 2296 Tower Dr.
- viii. Kevin Zacharias, 2056 Bonnie Ln.
- ix. Tim & Susan Custer, 2061 Skyline Dr. (\$50.00 Permit Fee)
- x. Jennifer Jarrett, 2019 Williams Dr.

Motion by Supervisor Schuck, second by Sup. Gouaux, to approve the consent agenda item as listed. Motion carried 4-0.

BUSINESS.

Discussion and possible action regarding appointment of candidates to the town's Comprehensive Plan Subcommittee.

Chair Green reported out. The Plan Commission voted unanimously in favor of appointing all three candidates.

Motion by Supervisor Olson, second by Sup. Gouaux, to appoint Brian Kahl, Kenneth Schuck, and Kristin Danninger to serve on the comprehensive plan subcommittee. Motion carried 4-0.

Discussion and possible action regarding a request from Philip Ghiloni, Ripple Trust, applicant, regarding a Final Certified Survey Map, drawing # 6241-24, map # 6287, dated 08/29/2024, to adjust the lot lines for parcel # 046/0611-092-8682-0, 2856 Williams Dr, to become 8.92 acres, and parcel # 046/0611-092-8700-2, 2854 Williams Dr, to become 1.11 acres.

Chair Green reported out. The Plan Commission approved this unanimously.

Motion by Supervisor Olson, second by Sup. Schuck, to approve a request from Philip Ghiloni, Ripple Trust, applicant, regarding a Final Certified Survey Map, drawing # 6241-24, map # 6287, dated 08/29/2024, to adjust the lot lines for parcel # 046/0611-092-8682-0, 2856 Williams Dr, to become 8.92 acres, and parcel # 046/0611-092-8700-2, 2854 Williams Dr, to become 1.11 acres. Motion carried 4-0.

Discussion and possible action regarding a request from Keith Comstock, applicant, regarding a Final Certified Survey Map, office map # 231172, CSM # 12041, to incorporate a portion of vacated Linden Drive, to create two conforming SFR-08 parcels, parcel #'s 0611-303-6541-3 & 0611-303-6552-0.

Chair Green reported out. The Plan Commission approved this unanimously.

Motion by Supervisor Olson, second by Sup. Schuck, to approve a request from Keith Comstock, applicant, regarding a Final Certified Survey Map, office map # 231172, CSM # 12041, to incorporate a portion of vacated Linden Drive, to create two conforming SFR-08 parcels, parcel #'s 0611-303-6541-3 & 0611-303-6552-0. Motion carried 4-0.

Discussion and possible action regarding the draft ordinance to allow ATV's/UTV's on town of Pleasant Springs roads.

The Board reviewed the draft ordinance. Chair Green reported out on each category of his draft. He drafted the ordinance based on recommendations he heard from the board members and the public hearing meeting. He based the ordinance from other ATV/UTV ordinances from the Town of Cottage Grove, Town of Dunn, and Dane County. He stated this is simply a first draft. Supervisor Schuck commented regarding item four which designated all town roads east of County Highway N and North of County Highway B. She would like to change that section to state the entire township roads; she would like the time changed from operating on township roads from 10:00 p.m. to 5:00 a.m. to 11:00 or 12:00 p.m. to 5:00 a.m.; and also, to be added to section 13 to clarify the decibel levels. Further discussion followed.

Supervisor Gouaux would like the board to take two weeks to consider what everyone has said tonight. She believes there are a lot of residents who are not aware of this, many living in sub-divisions. She discussed the bike path usage and safety concerns. There are thousands of people using the bike path. She would like the map fine-tuned to be broader, but not include the higher density areas. A discussion on the map took place. Supervisor Olson agrees the ordinance should state all town roads should be opened up for ATV's /UTV's. This would also allow for fishermen to get to the boat landing, and also to increase the time from 10:00 p.m. to 11:00 p.m., and to add the decibel level to the ordinance.

Motion by Supervisor Olson, second by Sup. Schuck, to approve the draft ordinance with the proposed changes: open to all town roads, change the time from 10:00 p.m. to 11:00 p.m. (11:00 p.m. to 5:00 a.m.), and add the decibel level wording to the ordinance. A discussion followed. Motion carried 2-2. Motion failed on a tie vote.

Chair Green stated this can be reconsidered at the next town board meeting. He considers the safety of every resident in the town. There are seven sub-divisions in the town and the biker population has quadrupled. This will be added to the agenda for the next town board meeting.

Discussion and possible action regarding Certificate of Deposit from DeForest Community Bank (DMB) maturing on 10/15/2024 (10-day grace period).

The Board reviewed the rates comparison sheet. A discussion followed.

Motion by Supervisor Schuck to cash out the DNB Certificate of Deposit and move to Dupaco Credit Union for a period of seven months at a rate of 4.93%, and to utilize the money market account (account # 8) from Connexus Heritage in the amount of

\$120,365.05 to be deposited into the towns general fund checking account. Motion carried 3-1 with Sup. Gouaux voting in opposition.

Discussion and possible action regarding the proposed amendments to the Dane County Comprehensive Plan: ordinance 2024-OA-11, Incorporating amendments to the Town of Cross Plains Comprehensive Plan, ordinance 2024-OA-14, adopting the 2024 Town of Primrose Comprehensive Plan Update, and ordinance 2024-OA-15, make minor amendments to the Dane County Farmland Preservation Plan Map to account for municipal boundary changes.

The Board reviewed the proposed Dane County amendments.

Motion by Sup. Gouaux, second by Sup. Olson, to approve the Dane County proposed amendments. Motion carried 4-0.

Discussion and possible action regarding the meeting schedule for the week of November 4-8th, 2024. (November 5 Election Day, Nov 6 proposed Town Board meeting, Nov. 7 proposed budget meeting, as needed).

The Board reviewed the dates.

Motion by Supervisor Schuck, second by Sup. Olson, to hold the next Town Board meeting on Thursday, Nov. 7 @ 6:00 p.m. due to Tuesday, Nov. 5 being the general election. Motion carried 4-0.

Discussion and possible action regarding communication with property owners adjacent to the Koshkonong Rd. culvert project.

Chair Green reported out. This project was held up at the County as they feel the culverts should be placed to prepare for a flood event six feet deep. The water has never been anywhere near that level in the past. Chair Green had a teleconference today with the town engineer and County. There will be a letter sent to the property owners in the area to notify them of the culvert replacement.

Discussion of Public Works projects and duties.

Chair Green reported out. The Rinden Road culvert project will be finished tomorrow. They have hired someone to operate the excavator and will pay them \$40.00 hourly. A stop sign was installed at Fairview and Sunnyside St and reflective tape was added to the post. The stop sign on Shoreview will be moved to Oak Dr. On Thursday, the Emmi Roth sign will arrive and will be installed. Huston's have taken all the yard waste, and they are working on removing the brush. He thanked Supervisor Gouaux for contacting Huston's to take care of this. The final ditch mowing has not yet begun. There will be an exit interview for the Public Works employee this week. It was determined it will be on Friday morning at 9:30 a.m. The town will contact the county regarding the Spring Rd. 1 name change sign. There was a discussion on the boat landing money box. It will be over \$17,000 to purchase a credit card reader, and that amount is for the reader only, not including any other associated costs. Chair Green suggested to make the previous money box more secure, and install a camera at the

boat landing, a decision for purchasing the credit card reader could be made in the spring. The estimate to replace the flag pole is \$1300.00.

Motion by Supervisor Gouaux, second by Sup. Schuck, to approve the purchase of a flag pole for the town hall and to direct Chair Green to finalize the purchase from National Flag Pole. Motion carried 3-1 with Sup. Olson voting in opposition.

Chair Green reported out the garage doors for the shop are on order. Public Works is working on a park's mower quote as the current one is 3 years old and that is when they normally trade in the park's mower. A discussion took place regarding placement of political signs. A discussion took place regarding possible traffic signs on Highway N on election day.

Clerk's report of projects and duties.

Clerk/Treasurer Hougan reported out the office has been busy preparing for the upcoming Nov. 5 Election. 390 absentee ballots have been sent out thus far, the election inspector schedule has been prepared and sent out, preparing the budget work and spreadsheets, meeting agendas and packets for the Plan Commission, Town Board, Budget meetings. Set up interviews and interview schedule for the Public Works candidates, send out letters to the public works non-select candidates, annual treasurer's tax collections training, AR/AP, bank reconciliation, along with the day-to-day operations of the clerk/treasurer's office.

Discussion on items to be placed on the next and / or future agenda:

- Draft ATV/UTV ordinance
- Future item as needed: Update/direction from Board to Plan Comm on Comp Plan
- Other items as requested

PLAN COMMISSION REPORT (Reports will generally only be reported upon after the Plan Commission has met between Town Board meetings; unless there is additional information to report).

Chair Green reported out the Plan Commission took action on the items listed on tonight's agenda.

REPORTS

Supervisor Schuck reported out on the convention and work-shops she attended recently put on by the Wisconsin Towns Association.

The Board reviewed the reports included in the packet.

CORRESPONDENCE

Chair Green read a letter submitted by Kenneth Schuck regarding the ATV/UTV ordinance.

The Board reviewed the correspondence included in the packet.

ADJOURNMENT

Motion by Supervisor Olson, second by Sup. Schuck, to adjourn at 7:55 p.m. Motion carried unanimously.

Respectively Submitted,
Maria "Pili" Hougan
Clerk/Treasurer

Note: These minutes are not considered official until acted upon at a future meeting, and, therefore, are subject to revision.