

## **TOWN BOARD MEETING, November 07, 2024 – 6:00 P.M.**

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

### **ABSENT:**

### **OTHERS IN ATTENDANCE:**

Mitch Bakken, 2541 Door Creek Rd., Jermei Harrme-Sproul, 2541 Door Creek Rd., Joseph Weir, 2165 Rinden Rd., Lisa & Steve Jackson, 2697 Rolling View Rd., Terry Veum, 2460 S. Hill St., Scott Hougan, 2460 S. Hill St., John Quam, 3118 Shadyside Dr., Jeff Winge, 2426 Wildflower Rd., Jason & Diane Kellnhofer, 1768 Kaase Rd., Brad Warren, 2914 McConnell Rd., Laura Hoepker, 2904 McConnell Rd., Jeff Schebel, 1965 Rinden Rd., Tom Bates, 2351 Cty BN, Dane Denner, 2323 Williams Dr., Laura Rowley, 2323 Williams Pt Dr., Holly Paulson, 1754 Rinden Rd., Kenneth Schuck, 1616 Spring Rd., Keith Comstock, 3080 Shadyside Dr., Jim Spoerl, 1889 Steffrud Rd., Town of Christiana, Jerry Erdahl, 2483 Williams Dr., Matt Krueger, 2424 Skaalen Rd., Mike Brault, 2100 Koshkonong Rd., Tim Christenson, 2011 Skyline Dr., Audra & Ryan Dalsoren, 2280 County Hwy N., Bernie Esh, 1642 Spring Rd., Ron Drogsvold, 2041 Schadel Rd., Erin DeVore, 2459 Fairview St., Nick Marcelle, 2459 Fairview St., Fern Hosfeld, 2312 Williams Dr., Kiersten Hosfeld, 2312 Williams Dr., Aaron Joseph, 2591 Door Creek Rd., Mark & Jan Bakken, 2541 Door Creek Rd., Joe Hougan, 2371 County Rd. BN., Dan Vedvig, 2041 Washington Rd., Nicole & Shaan, Buntrock, Bill Blaska, 707 Cherokee Path, Lake Mills.

### **CALL TO ORDER**

Chair Green called the meeting to order at 6:00 p.m.

### **PLEDGE OF ALLEGIANCE**

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

Matt Krueger, 2424 Skaalen Rd., spoke in favor of allowing ATV/UTVs on town roads, thank you to Board members for creating the town ordinance. Never has had issues on roads. Spoke with DNR warden, he spoke highly of the Town of Danes ordinance. Spoke in behalf of safety on roads for ATV/UTV operators. Crash data from 2021 two fatalities one on a frozen lake and one on private property in Dane County. Spoke on the limited road access in the proposed draft ordinance. Is in favor on opening all roads in the town.

Tim Christensen, 2011 Skyline Dr., has been riding ATVs for 20 years, he is in favor of allowing on all town roads, has never had an accident or ticket, and has never seen one. There are many bicyclists on roads and everyone should be able to ride on all town roads. Spoke on the revenues and referendums in other municipalities. He said it's just a matter of time before ATVs/UTVs will be allowed on all town roads.

Bernie Esch, 1642 Spring Rd. is in favor of allowing ATVs/UTVs on town roads. Wants full access on town roads, will bring communities together. Use Dane County ordinance as a template

Laura Rowley, 2323 Williams Point Dr. Owner of Springers, to have the road access just to Highway N will not allow them to go to her restaurant, but they would be able to go to Utica and Pub, she feels it's unfair. Dane County has just spent millions of dollars on a bike path. This would allow more foot traffic to the area. If only to highway N, this would not be friendly to all. Opened up the roads to bicyclists and e bikes and they go really fast, what is the difference to open up to ATV/UTVs. She would feel very slighted if not opened up to the area of her business.

Don Denner, 2323 Williams Dr. stated last meeting he thought it was unfair to Springers and residents on the west side of HWY N. He has ridden all over the state in heavy bicycled areas and has never seen an issue. Had talked to Renee earlier last week and suggested for safety's sake to reduce the speed limit on Williams Dr. due to the numbers of bikers on Williams Dr. Wants the board to consider opening up the other side of Williams Dr. Subdivisions may want to ride to lake and Springers.

Erin Devore, 2459 Fairview St. She is in favor of opening up to entire township, they have all had to cross highways safely. It would be unfair to limit the roads and not open up to all. Expense, they are not asking for new trails, not asking for off road park, just asking for all roads to be offered. Sound has to be under 96 decibels. They are quieter than motorcycles. They are very safe and follow all the rules. It gets expensive trailering their ATVs they would rather stay in the area and spend the money in the area. Easier to open up all the roads.

Audra Dalsoren, 2280 CTH N, she was the one who originally brought this to the town board. Shared a picture of the UW Police using an ATV, she highly recommends the board to take a recess and go into the parking lot to take a look at the ATV in the parking lot. Her children took an ATV/UTV class prior to having their Driver's License. She agrees on the decibel limits. The ATV/UTV riders want to share the road way with bicyclists. Some bicyclists ride three and four deep. She wants the road restrictions lifted. She wants the board to reconsider the roads to be opened up. She is on the Plan Commission and knows that rules need to be followed. Tax dollars have been used for amazing trails for bicyclists. She would like those tax dollars to be utilized for ATV/UTV riders as well. We want to draw people here to the amazing community that we are.

Steve Jackson, 2697 Roling View, against the ATV usage proposing, support a compromised for limited access, brought up the alcohol usage when riding, 65 % of ATV riders from a report from the DNR. He has values he would like as well; he recommends the board support the draft ordinance. He lives in a small neighborhood that is quiet and peaceful. Why can't we compromise. Comp plan does not say anything about ATV's/ UTVs, also supports the corridor around the lakes and rivers. There should be a compromise for those who want something different.

Laura Hoepker, 2409 McConnell Rd., stated that is not a fair compromise to her, she wants to go to her friend's house or to Springers. How is that fair to her. Its not fair to any of them who live on the other side of the roads.

Fern Hosfeld, Williams Dr. Took some time to read all the information and try figure all this out. On the 1<sup>st</sup> draft she did not see any type of liability insurance. She respectfully asks that liability insurance be added. Williams Dr. has sharp corners and multiple speed limits; they need to figure out speed limits. She recalled an ATV that had previously went by and it was really loud. There are Conservation corridor rules. She has noise considerations associated with the conservation corridor. If she needs to call someone if they race by, who should she call? She is worried about people's safety on the corner. Do they have a license plate she can see? She wants people to have responsibility on the conservation corridor.

Don Denner, 2323 Williams Dr., spoke in response to Fern's comments regarding Williams Dr. She has a good point that people speed on motor cycles etc. It is loud and speed limit should be 35 mph. In other municipalities, the speed limit in subdivisions in towns are sometimes 10 mph. ATV community does what it can for residents to keep noise down. Will not have 10-15 ATV/UTV's every day. Maybe one or two per day and a few more on the weekends.

Brad Warren, 2409 McConnell Rd., lives on north end of McConnell Rd off of Door Creek Rd. He stated as tax payers it should be fair and all the roads should be opened up. Alcohol use is in cars as well. The number of bikes on Door Creek Rd is significant. The road is used for a lot of race routes and he has not seen any issues. All tax payers should be created equal.

Jeff Winge, 2426 Wildflower Rd., stated he appreciated everyone coming in to the meetings. Congratulated Melanie Miller in being inducted to the 4-H hall of fame. Appreciates every one coming to the meeting to support this. The majority of residents at these meetings are in favor of opening all town roads. The points of contentions for opposition were noise, speed, safety. State statue 893.80(4) creates immunity for towns so they would not be liable. Opening up the roads for access to the boat launch etc. Noise should be limited for all vehicles in general, in closing ask the board to amend the draft for no roadway exceptions. He had a map with all routes in southern WI and a member of the ATV club has brought in samples of the state approved signage. With restrictions with current draft, it would cost thousands of dollars versus hundreds of dollars to install them.

Ryan Dalsoren, 2280 CTH N, stated the signage and installation would not have a cost burden, at this time all funds would be covered, with no cost to the town including installation due to the clubs in the area.

Kenneth Schuck, 1616 Spring Rd. Spoke regarding the two roads where the road signs should be taken down. They would prefer to have the Spring Rd 1 sign taken down and keep the name for WISLR purposes. They do not want to reassign their addresses.

Audra Dalsoren, 2280 CTH N, wants to apologize as she felt attacked. She went to lunch somewhere where there were bicyclists have a few beers and then rode off on their bikes. She wants everyone to come together to make this town amazing. We have the river, the lake, the nature corridor, and there are a lot of trucks and vehicles out of the decibel level. She highly recommends the board take a recess and go out in the parking lot to see the ATV and noise level.

Jim Sproul, 1889 Stafford Rd., Town of Christiana resident, he is an ATV driver and he provided to the board of Christiana information about a referendum. He is a home owner and is very concerned as well about noise and accidents and has not seen anything. In Christiana they have very strict enforcements. Has been a resident for 30 years and the only problems are from motorcycles.

Matt Krueger, 2424 Skaalen Rd., mentioned the Wisconsin Statutes on decibels. They are 75 & 85 on the ATVs from the factory. The noise is not the issue. Has never seen an ATV/UTV owner change pipes to make them louder.

Bill Blaske, 707 Cherokee Path, Lake Mills, every township in Jefferson County has all roads opened up. If something does go wrong it can be removed from the ordinance, his club recommends they all have a driver's license. DNR says it's the fastest growing. He recommends opening up the whole town. It's cheaper with the signage. He knows of 44 municipalities and they have not had any problems and had to close roads. These machines are multipurpose machines to be used on trails and roads.

Fern Hosfeld, 2312 Williams Dr., she is concerned about the liability insurance? She wants it to be part of the ordinance. As a boat owner and car owner, she has responsibilities and she wants it address for ATVs. Seatbelts, she would like that addressed as well. The s corner in the conservation corridor, she feels it will be very noisy.

Chair Green pointed out the paragraph in the draft ordinance where it states these items.

Lisa Jackson, Rolling View Rd. Thanked everyone. She stated we are all tax payers and we all want everything to be fair. She feels giving everything and then taking it away is hard. Proposes to start slow and add as you go. She agrees to start slower and compromise.

Nick Marcelle, 2459 Fairview, lives by Springers, they have a snow mobile. No one wants to go tooling through subdivisions. If they want to go get something to eat, they should be able to ride there, it should be opened to everyone and not segregating. It's not fair.

Jim Sproul, 1889 Stafford Rd. Town of Christiana, stated they opened up township in Albion, thought there would be additional traffic, but has not seen anything at all. The new ATVs cost about 50,000 so they would want to have Insurance on them.

Chair Green thanked everyone for coming. This is a topic which will take some time. 3022 residents in the town. The people here tonight are mostly in favor of this, but what about the other hundreds of residents.

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 Oct. 15 Town Board meeting, Oct. 18 Special Town Board meeting, and October 24 Budget meeting.**
2. **Approval of the check register dated and November 7, 2024.**
3. **Approval of the return of driveway damage deposit(s) for: (*Public works inspected, no issues found, approval recommended*)**
  - . **Ann Meisner, 2233 Williams Pt. Dr.**
  - i. **John Gerber, 1877 Sheryl Dr.**
  - ii. **Kevin Ballentine, 2591 Brown Deer Rd.**
  - iii. **Mike Kicera, 3068 Course View Dr.**
  - iv. **Kathleen Slavik, 2994 Shadyside Dr.**
  - v. **Sophia Schieldt, 2064 Nancy Ln.**
  - vi. **Terry Calkins, 2580 Brown Deer Rd.**
  - vii. **Ann Metzler, 2291 Williams Pt. Dr.**

Motion by Supervisor Schuck, second by Sup. Olson, to approve the consent agenda items as listed. Motion carried 5-0.

### **BUSINESS.**

**Discussion and possible action regarding reconsideration of the draft ordinance to allow ATV's/UTV's on town of Pleasant Springs roads.** Supervisor Miller reported out on some suggested changes to the draft ordinance. She listed her changes below:

Change #- 6 – add all ATV/UTV operators and passengers wear seatbelts.

Discussion followed.

Supervisor Miller also wanted to add to the draft ordinance that you cannot have a passenger riding on an ATV with an aftermarket seat on the vehicle. If it does not come with a passenger seat, a passenger cannot ride.

Motion by Sup Miller, second by Sup. Schuck, to make the changes as noted in # 6 of the ordinance, as follows. ATV/UTV operators and passengers must wear seatbelts at all times. ATV/UTV cannot have a passenger riding in or on any part of the ATV/UTV that is not designated or intended for use by passengers. Aftermarket seating is not allowed for seating as they do not comply with the law, it must be manufactured as a multiple passenger machine to be legal for passengers.

Motion carried 5-0 in favor of the amendment.

Changes to item 8: Motion by Supervisor Miller, second by Sup. Schuck to modify # 8 in the draft ordinance that ATV and UTV lights are fully functioning and head lights and tail lights must be on at all times. ATV/UTVs conform with the Wisconsin State Statutes regarding the color of the head lamps and tail lamps. Motion carried 5-0.

Further discussion followed.

Chair Green addressed ordinance draft #2. The change was in paragraph four proposing that the following routes would be all town roads east of County Highway N.

-and-

Williams Pt Dr, Sunnyside St, and Fairview St, beginning Dec. 15 and ending March 1 annually for the purpose of accessing the town boat landing on Sugarbush Ave for ice fishing.

Motion by Green second by Schuck to approve the amendments to section four regarding allowable roads to the second draft of the Ordinance.

A discussion followed.

Supervisor Miller stated she recommends that all roads be opened up, but attention to the speed limit on Williams Dr. Further discussion followed.

Chair Green withdrew his motion. Supervisor Schuck withdrew the second to the motion.

Motion by Supervisor Olson, second by Sup. Schuck, to amend item # 4 of the revised draft ordinance, to include all town roads and eligible county roads. Motion carried 4-1 with Chair Green opposing.

The draft will be sent to the town attorney for review.

**Discussion and possible action regarding the process to change the name of town roads with the same names for example, Spring Rd. 1 and Spring Rd 2.**

Kenneth Schuck was in attendance. Chair Green explained this item is on because they were planning to change the name, the residents came up with the new name. The County explained they would need to change address and fire number. Now the residents decided they don't want to change their addresses and name. Now two signs need to come down. Spring Rd 1 and Williams Pt Dr. 2. They have not done anything with the signs yet. Sup. Schuck brought up other town roads that have no names they would prefer not to switch the name and then they would be a no name road. A Discussion followed.

Kenneth Schuck, 1616 Spring Rd. spoke on behalf of the residents 1616 and 1614 Spring Rd. They believe the solution would be to remove the sign. There are several gravel roads in the town that do not have names. GPS is used to locate residences in emergencies. Their address will show up as a pin on the GPS. Chair Green has had this discussion previously. Spring Rd 1 did not have a sign for many years. The township will file this with DOT WISLR and it will still be called Spring Rd 1. DOT does not want two roads with the same name. There are 23 gravel roads in town where there are residences on, but the mailing address is different. Chair Green has submitted this information to the Dane County Surveyor, Dan Frick. For now, they will take down Spring Rd 1 and Williams Pt Dr. 2.

No action taken.

**Discussion and possible action regarding winter newsletter topics outside of the normal inclusions.**

The Board reviewed last winter's draft. Supervisor Miller suggested a paragraph or two about the senior citizens services and which senior center should they go to. Sup. Gouaux suggested to include the services the office with hours and contact information. Sup. Schuck will reach out to Stoughton and McFarland for information to be included in the newsletter. Audra Dalsoren will provide information from the sports boosters to be included in the newsletter. Information on the donated park bench should be included. Supervisor Schuck pointed out areas to be in bold in the newsletter.

**Discussion of Public Works projects and duties.**

Chair Green reported out. The new public works employee is working out well. Culverts have been replaced on Rinden Rd. Cold patch has been placed on top of the culverts, replacement of bridge on east end of Koshkonong Rd. with three 36-inch culverts, they will add gravel, but will not put cold patch on top until the spring. The base for the flag pole has been installed. Oak Knoll Park has been winterized. The pier has been removed at the boat landing, the money box at the boat landing has been reinforced. They plan on installing a camera at the boat landing. They will be working on roadside mowing, trees will be removed from Ellen Lane, Janesville Door will be installing the garage doors, the yard waste site has been completely emptied by Huston's, but is filling up again. Plows and wings and salters need to be placed on the trucks, a park bench has been donated and may be installed at Oak Knoll Park.

### **Clerk's report of projects and duties.**

Clerk Treasurer Hougan reported out on the Nov. 5 election, all went well and we had a 91% turnout, she thanked all the election inspectors and staff. She also reported out on the projects they are working on and the day-to-day duties of the office.

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

- Dog license fee update
- Appointing Audra Dalsoren and Comp Plan Sub Committee Chair
- 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).

The Plan Commission did not meet.

### **REPORTS**

Town Board Reports: Supervisor Schuck reported that McFarland, Stoughton, and Deer Grove are working their mapping for 911 calls. Maps were submitted to the jurisdictions. They will meet and have a joint meeting with the town in the future. The Board reviewed the reports included in the packet.

### **CORRESPONDENCE**

The Board reviewed the correspondence included in the packet.

### **ADJOURNMENT**

Motion by Supervisor Olson, second by Sup. Schuck, to adjourn at 8:08 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.*