

TOWN BOARD MEETING May 19, 2020 – 6:00 P.M.
VIRTUAL ZOOM MEETING

PRESENT: Chair Pfeiffer, Supervisor Jay Damkoehler, Supervisor Eric Olson, Supervisor Doug Larsson and Clerk/Treasurer Maria Hougan.

OTHERS PRESENT: Jerry McGuire, 1620 Chapin Lane, Alex Mesdjian and Jim Alme of Public Works.

ABSENT: Supervisor Janiece Bolender

CALL TO ORDER

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

CALL TO ORDER

MINUTES OF THE MAY 19, 2020 TOWN BOARD MEETING

BUSINESS

Discuss and take possible action on the request from Thomas Duffy, Avoidance Acres LLC, to rezone 1 acre of the 38 total acres in parcel # 0611-051-8500-3 for the property located 2710 HWY MN, from the present zoning of FP35 to RR1, for the purpose of relocating the house 100 ft to a location that meets the requirements for conventional septic, and to avoid water in the basement.

Supervisor Olson reported out on the request. The resident had water problems in the basement of his current house. He wants to relocate his residence to a more suitable location on his property. The Plan Commission approved this request unanimously. He verified with Majid Allen of Dane County Planning and Zoning along with Plan Commission Chair Audra Dalsoren, this request did not need to have McFarland's approval regarding the extra territorial boundary, it was not applicable. Chair Pfeiffer noted the parcel is on a gravel road. It will need to be reviewed for snow plowing purpose, to make sure the town is plowing the right of way and not private property. Public Works will need to look at how snow is being deposited and the turnaround.

Motion by Supervisor Olson, second by Sup. Damkoehler, to approve the request from Thomas Duffy, Avoidance Acres LLC, to rezone 1 acre of the 38 total acres in parcel # 0611-051-8500-3 for the property located 2710 HWY MN, from the present zoning of FP35 to RR1, for the purpose of relocating the house 100 ft to a location that meets the requirements for conventional septic, and to avoid water in the basement, and to have a deed restriction placed to prevent other buildable splits on the property. Motion carried 4-0.

Discussion and possible action regarding a request from a resident regarding concerns of the chicken manure odor having a negative impact on their campground. The owners of Badgerland Campground were in attendance. The

explained the reasons for their request. The odor of the chicken manure spread on the land leased near their campground is very heavy at times. They have concerns this will affect their business, as they have received some complaints from campers. They want to understand what the regulations are, and make sure things are being done appropriately in order not to contaminate water and land. They spoke to Dane County Land & Water and they were very helpful, they indicated they should reach out to the DNR as they would be the agency to contact. They are worried this may cause some health concerns for campers. They did contact the person who leases the land and are trying to work out a schedule for spreading, possible not during holiday weekends. They have talked with several of the other neighbors who also have concerns regarding the strong odor. Chair Pfeiffer suggested the contact DATCAP. There are regulations for certain situations. Another avenue would be to try to encourage cooperation with the farmer leasing the land. Supervisor Larsson stated awhile back there was a complaint, and after the town board meeting, he noticed the farmer was there so he stopped and had a friendly conversation with the farmer regarding the odor and he said at that time he would do his best in trying to contain the odor. He stated the new owners of the campground should be commended for taking this on, on their own. There should be a workable solution. Chair Pfeiffer will follow up on how our town ordinances may apply, for example, the public nuisance ordinance.

Discussion and possible action maintenance of stormwater basin at corner of Sheryl Ln. and Shadyside Dr.

Superintendent Mesdjian and Chairman Pfeiffer met at the residence home. The basin serves a large area of the subdivision. Muskrats have eaten away and are causing erosion. Repair is needed. It will need to be dug out. Previously Public Works crewman Alme stated the silt had been cleaned out that had accumulated during construction. He stated all the road treatments end up in that pond. Is it required to be cleaned out after so many years, and who is responsible to maintain? Further discussion followed. Chair Pfeiffer asked if they should spend money on the repair now or ask the property owners for their input? Does the board want to decide on a less expensive fix, or a longer lasting more costly fix? They talked about assessing the property owners for the expenses associated with the cost of the repair, costs would be added to the tax roll. They will need to send a notice to the property owners regarding a special assessment added to their taxes to cover the cost of the repair and maintenance. They discussed possible options. The town does have interest due to the park. Further discussion followed regarding the costs. Chair Pfeiffer will discuss with the town's attorney, as well as having the town's attorney review the agreement. Superintendent Mesdjian was directed to get an estimate on the cost of pumping and bring back to the next town board meeting. This will be on a future agenda.

Discussion and possible action regarding State Emergency Orders.

Chair Pfeiffer explained the order is now under Dane County. Currently there is no change as far municipal operations. The metrics were discussed and at this time we have not met what we need to get to Phase 1. No action taken.

Discussion regarding Public Works projects and duties.

Superintendent Mesdjian reported out he needs a \$1,000 check tomorrow by 9:30 a.m. for a deposit on the new Peterbilt truck. He is working on pricing for outfitting the new truck. The seasonal mower has will be starting soon. They will be painting the tennis court(s) and replacing the nets. He had a conversation with SALL regarding the ball diamonds and responsibilities. Public Works Crewman Jim Alme stated he has been grading the towns gravel roads, also patching the roads with cold mix as weather allows due to all the recent rain. Superintendent Mesdjian will work with Clerk / Treasurer Hougan to get the bid documents finalized.

Discussion and possible action regarding resolution R-2020-03: Discontinuance of a portion of road along Williams Point Drive. Described as Lot 1, Lot 2, & Lot 3; parcel A 0611-183-9350-4, parcel B 0611-191-6320-0, parcel C, 0611-191-6345-0.

Jerry McGuire was in attendance. Chair Pfeiffer explained the approval of the resolution starts the process for discontinuance. There are several steps to go along with the process. A discussion followed regarding who is responsible for the costs associated with the attorney fees and other costs regarding the request from the property owner. The attorney will draft the notices and assist with the legal process regarding the request from the property owner for discontinuance.

Motion by Supervisor Damkoehler, second by Sup. Olson, to approve resolution R-2020-03: Discontinuance of a portion of the road along Williams Point Drive. A friendly amendment was made to the motion by Sup. Olson, accepted by Sup. Damkoehler, to include the Town Board is not looking for this action to supersede the original CSM document # 5464268, map # 15019 recorded on 01/08/2019 included a dimensional variance for road frontage. The new proposed CSM shall not supersede the previously recorded variance regarding road frontage. Motion carried 4-0 on a roll call vote with Chair Pfeiffer, and Supervisors Olson, Damkoehler, and Bolender voting in favor.

Discussion and possible action regarding town's website proposals.

The Board reviewed the website proposals. They determined Isadex was the preferred choice but wanted to additional information provided prior to making a final decision.

Discussion and possible action regarding towns internet provider.

Supervisor Damkoehler had discussed the potential of moving to a satellite provider, however it's currently not available for retail. AT&T will be cut off after the town gets another provider in place. There may be overlap of providers for one month. He will start the process of switching to another internet provider.

Discussion and possible action regarding resolution R-2020-02 waiving interest and penalties on property tax payments to Oct. 1, 2020.

The Board reviewed the resolution. This was put in place due to the strain of the COVID-19 pandemic.

Motion by Supervisor Damkoehler, second by Sup. Larsson, to adopt resolution R-2020-02 waiving interest and penalties on property tax payments to Oct. 1, 2020. Motion carried 4-0 on a roll call vote with Chair Pfeiffer, and Supervisors Olson, Damkoehler, and Larsson voting in favor.

Clerks report on projects and duties.

Clerk Hougan reported out on the projects the office of the clerk / treasurer have been working on to include preparing / posting the bid ad notice and bid documents, preparing Board of Commissioners of Public Lands loan documents and submitting, open records requests, Board of Review, dog license letters, bank reconciliation, along with the other daily office responsibilities. She reported out the town received notification of the recycling grant to be awarded in the amount of \$10,366.13, bank interest rates have dropped temporarily due to the COVID – 19 pandemic.

Discussion on items to be placed on the next / future agenda.

- Gravel Roads
- Alcohol & Operator's License renewals
- Awarding road bids – June 16 TB meeting
- Fourth Street Dam – City of Stoughton Water Park
- Stormwater basin pond – Sheryl Lane

The Board will be holding a special meeting on Thursday, May 28, 2020 for the purpose of public input regarding the City of Stoughton Water Park and the effects of the closing of the Fourth Street Dam on the town's waterways.

PLAN COMMISSION REPORT

Supervisor Olson reported out the Plan Commission approve the rezone request for Tom Duffy's property.

REPORTS

The Board reviewed the reports included in the packet.

CORRESPONDENCE

The Board reviewed the correspondence included in the packet.

CLAIMS

Motion by Supervisor Damkoehler, second by Sup. Olson, to approve the claims for the check registers dated 3/30/2020 in the amount of \$1412.74, 04/09/2020 in the amount of \$35,236.99, 04/14/2020 in the amount of \$16,826.16, 04/21/2020 in the amount of 40,072.85, and 05/05/2020 in the amount of \$20,541.25. Motion carried 4-0.

ADJOURNMENT

Motion by Supervisor Olson, second by Sup. Damkoehler, to adjourn at 8:00 p.m. Motion carried unanimously.

Respectively Submitted,

Maria Hougan
Clerk/Treasurer

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