

# MINUTES

Approved 11/21/2023

## SPRINGDALE TOWN BOARD TUESDAY, OCTOBER 17, 2023 AT 7:00 P.M.

1. **Call to order and certification of compliance with open meetings law** by Rosenbaum at 7:00 PM. Quorum of TB members present (Rosenbaum, Hefty and Schwenn) as well as Administrator/Clerk Arthur, Treasurer Boelhower-Santi, and Patrolman Dahlk. Deputy Kalscheur absent. Meeting broadcast via Zoom. Arthur confirmed posting on 10/13 springdalewi.gov and 10/16 at Town Hall, Mt. Horeb. Mail notified 10/13 in accordance with the open meeting law.
2. **Approval of the agenda.** Approved by unanimous consent.
3. **Minutes of previous Town Board meetings**
  - 9/19 TB Meeting **MOTION** (Hefty/Schwenn) to approve as presented. 3 ayes, 0 nays.
  - 10/2 budget work session 1
  - 10/3 budget work session 2
  - 10/9 budget work session 3

**MOTION** (Hefty/Schwenn) to approve the minutes of all 3 work sessions as presented. No further discussion. 3 ayes, 0 nays.

  - 10/10 Iconica meeting **MOTION** (Schwenn/Hefty) to approve as presented. 3 ayes, 0 nays.
4. **Public comment.** Resident mentioned that trees are overhanging on Colby Rd. Another resident inquired about ATVs on Gust Rd. – will there be any discussion about ATVs on town roads? Rosenbaum responded that it will be a Board discussion in November.
5. **Treasurer’s report and bills.** This month’s bills have exceeded the budgeted amount for public works. As such we will need budget amendment (later in meeting).

**MOTION** (Schwenn/Hefty) to pay the bills. Rosenbaum asked about the legal bill from Stafford Rosenbaum. Arthur explained it was a call to handle the large open records request for election information. No further discussion. 3 ayes, 0 nays, motion carried.

Update from Schwenn on Jon Morton’s weekly Oak Hill Cemetery mowings in August during the drought. Schwenn had a discussion with Jon who stated that he only mows when necessary. Schwenn agreed with what he had to say, no further discussion.
6. **Jaron McCallum, County Broadband Coordinator, Town broadband improvement discussion.** Jaron McCallum present at Town Hall. Detailed the current options for federal funding.
  - Enhanced ACAM (alternative connect America cost model) program – TDS will be receiving funds, areas of Springdale may be receiving better service as a result of that program, possibly in 2028. By TDS’s acceptance of that funding, it boxes out other programs. The federal government doesn’t want to be duplicative with their funding efforts.
  - BEAD program (federal) – Wisconsin ended up getting just over a billion of those dollars. Dollars may be available to be applied for mid-2024, close mid 2025 possibly. No hard dates yet. Those areas that TDS has gotten the enhanced ACAM for will be ineligible for the BEAD, so only very small pockets in the Town would be eligible. Rosenbaum asked McCallum to find a map of what areas in Springdale will be covered by the ACAM. TDS’s funding acceptance may limit expansion possibilities for MHTC.

Rosenbaum – so what can the Town do? Jaron – continue to make it as easy as possible for providers, eliminate red tape. Keep the conversation going with the ISP and keep applying for grants. Much will go to TDS so work with them largely.
7. **Patrolman’s report**
  - Town Hall shop door replacement – Hefty purchased door and it was installed today, picture in the slides. Fall mowing and roadwork is done.
8. **Summary of 10/10 meeting with Chad Faber, Iconica, regarding Town Hall garage ventilation.** The current ventilation system in the shop is very old technology. Estimate to install fans and sensors in the shop to measure concentration of carbon monoxide and nitrogen dioxide in the air is \$35,000.

Rosenbaum's proposal is to put on hold for now until quotes for the remainder of the attic/roof work come in. Need a complete picture of what the whole project will cost. Schwenn and Hefty concur.

**9. Josh Klein, safe driveway location off of Kollath Rd.** J. Klein present at Town Hall. Discussion on proposed and potential safe driveway locations for the parcel, due to the narrow, curvy road. Rosenbaum requested that the town's engineer meet with the Klein's engineer to come up with a safe and legal driveway entrance. Klein agreed, but meeting won't happen for a week or two yet.

**10. Taylor & Lisa Maurer, 2122 Bridge Ln., holding tank agreement review.** Maurers present at Town Hall. House has original septic field that is still functional. A few years ago, a bathroom was added to the accessory building tack room; however, this bath can't be tied into the existing system as it is right now unless the whole system is replaced, which still functions. Once the system fails, the alternate location will connect to the holding tank. Requesting an extension to the 2020 extension (of the original 2017 agreement) to continue to maintain the holding tank. Schwenn – sees no problem with it. Resident K. Hacker questioned why the Town is even involved. Arthur cited Springdale Ordinance 6-3-1, Regulation of Holding Tanks, in which the Town aims to work with Dane County to ensure these are a last resort. Rosenbaum would like to look into the ordinance further and discuss again in November.

**11. Resolution 2023-10-1, relating to use of the previous year's unused tax levy.** A small amount of unused levy from last year remains available because the Town utilized the fire department exemption on the levy limit worksheet *retroactively* – after the levy had already been set – as a remedy for the penalty imposed for not properly exceeding the levy limit.

**MOTION** (Hefty/Schwenn) to approve Resolution 2023-10-1 to use the 2023 unused tax levy amount of \$1,015 and put it to the electors for approval at the Nov. 6 elector's meeting. No further discussion. 3 ayes, 0 nays, motion carried.

**12. Resolution 2023-10-2, relating to amending the 2023 budget.** The Town spent more on public works than budgeted due to bids coming in higher than anticipated. However, we have a surplus of \$41,000 in interest income. Deficit based on bills paid tonight is \$14,772.14. Add \$15,000 from the other financing sources account to the public works expense account.

**MOTION** (Hefty/Schwenn) approve Resolution 2023-10-2, relating to changing the 2023 budget of the town of Springdale. No further discussion. 3 ayes, 0 nays.

**13. Ordinance 2023-10-1, relating to regulation of solar installations in the Town.** The Plan Commission, particularly Commissioner Kelly Altschul, worked extensively on this new ordinance over the past few months. It was also recently reviewed by an attorney with Murphy Desmond.

**MOTION** (Hefty/Schwenn) to adopt Ordinance 2023-10-1, relating to commercial solar energy systems. Such ordinances are recommended to towns by the Wisconsin Towns Association to have in case a developer comes along. Schwenn feels that while it is unfortunate that these solar installations can come in and eat up so much land, this is a good way to keep the Town involved. No further discussion. 3 ayes, 0 nays, motion carried.

**14. ATC Cardinal-Hickory Creek road repair settlement agreement.** This agreement must be signed before ATC releases the funds for the damages caused to Witte Rd. The final amount from ATC will be \$28,718.26. As per the agreement, Rosenbaum would like final verification that no other roads were damaged by ATC other than Wally and Witte Roads. Dahlk confirmed that these were the only two.

**MOTION** (Hefty/Schwenn) to approve ATC settlement agreement and release for Wally and Witte Roads funds. No further discussion. 3 ayes, 0 nays, motion carried.

## **15. Driveways**

- Change name of the current driveway construction guide to “driveway construction requirements.”

**MOTION** (Schwenn/Hefty) to change the name of the guide to “requirements.” Clerk will take care of preparing an ordinance if necessary to make this change official. 3 ayes, 0 nays, motion carried.

- Discussion to amend the driveway ordinance to require permits for regrading/repaving of existing unpaved driveways. Hefty – freeze and thaw affects concrete totally different than blacktop. Driveways with concrete butting against blacktop town roads could damage the plow. County doesn't allow concrete against asphalt road surface. We could change the ordinance to require that major paving/grading improvements require a permit. The fee for such a permit could be less by half. Rosenbaum asked Dahlk if it has been much of an issue over time. Dahlk responded just this year. Member of the public interjected that there needs to be specifications on what "major" means, as that is pretty vague. Rosenbaum agreed that the definition of major should be clarified and requested that Hefty draft something for November.

16. **MHAJFD budget meeting recap.** Schwenn and Hefty provided a brief update from the meeting. Department is pretty behind on deputy chief tasks, and the shared revenue increase from the state was what they used to raise the amounts.
17. **Mt. Vernon Hills Preliminary Plat - vacating a small section of Ben Franklin Street Right of Way that is left over from the original Mount Vernon Plat.** Arthur is waiting on Dane County's feedback on how to accomplish this properly. Will report back in November.
18. **Old town hall - update on steps and door replacement.** New slab poured by Finks last week. Will pour the steps when the weather improves. Door arrived, Bob Hanson will install when he has the time. Grant received from the Mt. Horeb Community Foundation (\$1,500). Arthur will submit final report to them once the steps are completed.
19. **2024 Budget.** Consideration of budgeting for shelving for the shop area in 2024. Discussion on budgeting \$5,000. Arthur will re-work the budget postings to account for this change.
20. **LRIP application deadline update.** Dahlk and Arthur applied for LRIP on Messerschmidt today. Will report back on refund for Town Hall Rd. project at November's meeting.
21. **Progress on temporary help for remediating town road signs.** Dahlk hasn't had time to get started, hopefully will have time before frost sets in.
22. **Report on WTA Fall Workshops.** Arthur and Rosenbaum attended. Rosenbaum shared information shown on slides, covering shared revenue changes, agricultural road improvement program (ARIP), small bridges/culverts, general transportation aides, and advisory referenda.
23. **Springdale Capital Improvement Planning Committee update, committee lead Boelhower-Santi.** Did not meet this month.
24. **Calendar of upcoming events**
  - 10/23 – PC meeting
  - 10/23 & 24 – WTA annual convention
  - 11/6 – Budget public hearing, elector's meeting and TB meeting

**25. Adjournment**

**MOTION** (Schwenn/Hefty) to adjourn at 9:03 PM. 3 ayes, 0 nays, motion carried.

*Minutes taken and submitted by Administrator/Clerk, Jackie Arthur.*