

# MINUTES

TUESDAY, FEBRUARY 22, 2022

## MEETING 1, 6:00 P.M.

1. **Call to order and certification of compliance with open meetings law.** Rosenbaum call to order at 6:05 p.m., quorum of Hefty and Rosenbaum present, Schwenn on his way. Attorney Chris Hughes present via Zoom. Admin/Clerk confirmed that the meeting was posted legally on 2/18 online and outside town hall on 2/21.
2. **Town Board discussion with Town attorney concerning Lust Rd. improvements.** Randy and Linda Kahl present at Town Hall. Schwenn arrived at 6:12 p.m. General discussion regarding January 1999 meeting which obligated the Kahls/developer of the third or more lot to upgrade the town road. March 1999 ordinance (5-2-1A) codified this requirement for existing farm to market town roads. R. Kahl argued that there was a law change some years ago that would allow the cost to upgrade the road to be shared amongst benefitting property owners on the road. Town Attorney Chris Hughes suggested that the Kahls and their attorney research any law change that would require the costs to be shared and report back to the Town. The 1999 obligation to upgrade the road stands unless proven otherwise.
3. **Adjournment. MOTION** (Schwenn/Hefty) to adjourn at 6:36 p.m. No further discussion. 3 ayes, 0 nays, motion carried.

## MEETING 2, 7:00 P.M.

1. **Call to order and certification of compliance with open meetings law.** Rosenbaum call to order at 7 p.m., quorum of Hefty, Schwenn and Rosenbaum present. Admin/Clerk confirmed that the meeting was posted legally on 2/18 online and outside town hall on 2/21.
2. **Approval of the agenda.** Deputy Sheriff Brooke Gagner will not attend tonight, move to March agenda.
3. **Minutes of previous Town Board meetings**
  - **1/18 TB Meeting.** Wording changes to from Rosenbaum - discontinued portion of Lust Rd., removing estimated cost to upgrade, wording appropriate sharing of costs and clarifying that Meinholz will talk to the buyer. **MOTION** (Schwenn/Hefty) to approve with changes. 3 ayes, 0 nays, motion carried.
  - **1/19 public hearing. MOTION** (Schwenn/Hefty) to approve with no changes. 3 ayes, 0 nays.
  - **1/24 Speed study mtg. MOTION** (Hefty/Schwenn) to approve with no changes. 3 ayes, 0 nays.
  - **1/24 PC/TB mtg.** Minor change, clarify under Huseth item that it is superior because it preserves a large parcel of ag. land in one contiguous piece. **MOTION** (Schwenn/Hefty) to approve with that change. 3 ayes, 0 nays.
  - **1/25 Mt Horeb Joint PC/TB mtg. MOTION** (Hefty/Schwenn) to approve, no changes. 3 ayes, 0 nays.
  - **2/4 TB meeting to amend ordinance 2021-12-1. MOTION** (Hefty/Rosenbaum) to approve, no changes. 3 ayes, 0 nays.
4. **Public input/non-agenda items.** S. Gauger thanked patrolman and plow drivers for doing a great job. Would like future agenda item to discuss TH Rd. speed study, Brian Rice seems to be unaware of the attributes of the road. Would like to see a committee to study the impacts of future developments referenced in the Mt. Horeb Comprehensive Plan Update. Sup. Hefty would like the Town to submit a letter to Mt. Horeb regarding a possible north/south connector from 18/151 to Co. Hwy S to handle the increase in traffic due to the projected increase in development. Town Hall Rd. Can't sustain much more traffic. Rosenbaum thanked Deputy Clerk, Maggie, for her great work in her first election in Springdale.
5. **Update from treasurer.** Treasurer finished with taxes. Nothing out of balance budgeted vs. expenditures. Rosenbaum thanked Rebecca for her good work.
6. ~~**Dane Co. Deputy Sheriff Brooke Gagner report.**~~

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- 7. Vote on Town Board chair and supervisor 1 positions.** Due to elected chair Mike Fagan's official resignation on January 25, 2022, a vote should be taken to permanently fill (now temporarily-filled) the positions of chair and supervisor 1 for the remainder of the elected term. Wisconsin Towns Association and Town attorney both agree that Wis. Stat. 17.25 must be followed to fill this vacancy permanently. 17.25 (1)(a)1 reads, *"In the town board, by the remaining supervisors and the town clerk, except when a special election is authorized under subd. 2. and par. (d) or as provided in s. 9.10, and except when the vacancy is caused by removal by the circuit judge as provided by law, which latter vacancy shall be filled by appointment by that judge."*
- MOTION** (Schwenn/Arthur) to appoint Wayne Hefty as supervisor 1 for the remainder of the elected term. No further discussion. Rosenbaum, Schwenn and Arthur (admin/clerk) aye, 0 nay; Hefty abstained. Motion carried.
- MOTION** (Schwenn/Hefty) to appoint John Rosenbaum as chair for the remainder of the elected term. No further discussion. Schwenn and Hefty aye, 0 nay; Rosenbaum abstained. Motion carried.
- 8. R&J Acres LLC CSM consistent with concept plan and rezone for residential use/CTH G and Spring Rose Rd./ Sec 25.** CSM was determined to be consistent with concept plan in January, tabled due to possible driveway for 2<sup>nd</sup> density unit and where that might go. Rosenbaum met with Sandy and Bev after the PC meeting, no problem with driveway following current field road off of Spring Rose Rd. going south. Good sight lines.
- MOTION** (Rosenbaum/Schwenn) that CSM is consistent with the concept plan, and 1.35 acre lot should be rezoned from AT-35 to RR1 in accordance with PC recommendations. No further divisions per the Town of Springdale Land Use Plan. 3 ayes, 0 nays, motion carried.
- 9. Update: Todd Meinholz Spring Rose Rd. driveway siting issue.** Lot is approved, but no safe place for driveway. Speed study for this portion of Spring Rose Rd. was approved at the January TB meeting. Have not heard back from Meinholz, so no update. Hefty - PC should better consider driveway locations when approving concept plans.
- 10. Broadband updates.** Town-wide ISP survey results review: 860 letters (surveys) sent out, 253 responses. Results will be published to residents on website. Status report from Rosenbaum on possible grant applications (TDS & UpNet Wisconsin) - Springdale does not meet the legal thresholds for underserved/unserved for this round of grant applications. Survey will be helpful for future rounds, will continue to watch for future grant opportunities.
- 11. Springdale Sign Ordinance Review Committee recommendations to the Town Board.** Hefty reviewed suggested changes from sign ordinance review committee. Rosenbaum suggested that the PC review the suggested changes at the February meeting. Rosenbaum thanked the committee volunteers - Kelly Altschul, Chuck Teasdale, Wayne Hefty, Josh Short, Rob Helm, Patrick Norby, Julie Hamm and Gib Stroud - for their work to improve the ordinance. No action on recommendations was taken.
- 12. Town garbage and recycling contract for 2023 (5 year contract with Town & Country ends 2022).** Rosenbaum - Town needs RFPs soon for new contract, April or May at the latest. Concerned about difference in actual pickups (830) vs. number billed by Town & Country (626). Treasurer - T&C has been told at least 2 years in a row the correct count, should have reconciled that on their end by now. No action taken.
- 13. Tree trimming and ROW considerations (Liberty St.) from WTA.** Ben Franklin canopy trees pose a hazard, patrolman agrees they are at risk of being blown over. Hefty - town has metal detector if marked by steel stakes. Ask a title company if a title search would identify the lot lines, cheaper than a survey. Investigate title search to find how the property is marked relative to the roadway. Rosenbaum - patrolman contact property owner to ask if they would like the wood if we will be cutting. Patrolman will get estimate. Determine if title search will also give us the information we need for Liberty St.

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**MOTION** (Rosenbaum/Schwenn) to authorize admin/clerk to initiate title search for the two Mt. Vernon properties and report back for March meeting. 3 ayes, 0 nays, motion carried.

**14. A/V options (projector/screen) for better in-person viewing at Town meetings.** Hefty - projector donated by PC members in early 2000's, we also had a screen at one point. Admin/clerk will investigate to see if the projector still works/attempt to locate the screen.

**15. Consideration of new Town fee for lot line adjustments.** Rosenbaum - Huseh and Kahl lot line adjustments were very time consuming, wondering why we don't have a fee. Hefty - site visit fee applies first, then CSM fee; not sure what another fee would be for. Possibly revisit at a later date. No further discussion.

**16. Bathroom remodel discussion (election worker input).** S. Gauger considered ideas for remodel; do changes have to be ADA compliant? Sink area could be improved, and a cabinet added for supplies. Rosenbaum - need someone to pick out paint, flooring, vanity and sink. Patrolman Dahlk volunteered to lead getting bids for the work, agreed to do the flooring work himself. Sup. Schwenn volunteered to go with Dahlk to Habitat for Humanity and pick out items for the work.

**17. Pay frequency and decision on EFT for part-time Town plow help.**

**MOTION** (Hefty/Schwenn) to approve biweekly pay and EFT for part time plow help. 3 ayes, 0 nays, motion carried.

**18. BIL (Bipartisan Infrastructure Law) funding for Town roads, Springdale plans/possible grant.**

Rosenbaum updated on the 80/20 funding opportunity for Springdale. Patrolman will discuss with Town engineer whether or not he can assist with the project planning phase.

**19. Appointment of Springdale broadband network project contact in accordance with Broadband Forward ordinance (2021-12-1).**

**MOTION** (Rosenbaum/Hefty) to appoint administrator/clerk as Town's broadband project contact in accordance with the program requirements. 3 ayes, 0 nays, motion carried.

**20. March 11 WTA district meeting reminder.** Sup. Schwenn will attend.

**21. Mad City Techs progress & domain name change updates.** Rosenbaum would like to keep this on the agenda for future months. Admin/clerk updated on the status of the Town email/domain conversion.

**22. Calendar of upcoming events:**

- *Set BOR "meet to adjourn" date per Wis. Stat. 70.47(1) - any time between 4/25 and 6/9 (45 day period after 4<sup>th</sup> Monday in April). Meet to adjourn confirmed for 5/17, before the TB meeting.*
- *Set open book/BOR dates. Open book date from Accurate was 7/28/22 from 12-2 PM. Discussion on bumping the time later in the day to give those who work time to stop in. Admin/clerk will check on moving the time to 4-6 PM for this purpose. Accurate's date/time for BOR is 8/16/22 from 4-6 PM. Seeing as the TB meeting is that same night, admin/clerk will check to see if we can shift BOR back from 3-5 PM to give a break period for dinner in between.*
- 2/28 - Plan Commission meeting

**23. Bills**

**MOTION** (Schwenn/Hefty) to pay the bills. No further discussion. 3 ayes, 0 nays, motion carried.

**24. Adjournment**

**MOTION** (Schwenn/Hefty) to adjourn. 3 ayes, 0 nays, motion carried.

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