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SPRINGDALE TOWN BOARD MEETINGS

TUESDAY, APRIL 12, 2022

MEETING 1, 12:00 PM at Town Hall, 2379 Town Hall Rd.

The entire Board did not meet as originally planned, no minutes.

MEETING 2, 1:00 PM

1. **8639 Lust Rd.** The meeting was called to order on Lust Road at 1 pm by Chair John Rosenbaum. Those present: Board members Wayne Hefty, Richard Schwenn and John Rosenbaum; Town Engineer Brian Berquist from Town & Country Engineering; Resident Randy Kahl. The agenda was presented and approved by verbal consent. Discussion centered on the requirement to upgrade this farm-to-market road to modern standards, to comply with the 1999 ordinance regarding farm-to-market roads that states in part "... at such time that more than two dwelling units, or two businesses, or combination of the above are serviced by said road, it shall be upgraded to meet the minimum highway design standards, defined in this ordinance...." Brian Berquist answered several questions from Mr. Kahl, including questions about potential costs, and options for road width, shouldering, erosion control, etc.

Chair Rosenbaum advised Mr. Kahl and the Board that Chris Hughes, town attorney, had written a letter to Mark Rooney (attorney for Mr. Kahl), advising that it was still the Town's position that the developer is responsible for the entire cost of upgrading Lust Road. That letter had been e-mailed to Mr. Rooney that very morning of the meeting. Mr. Kahl was encouraged to see Mr. Rooney for a copy of that letter.

Mr. Kahl expressed interest in starting the project as soon as possible. The first step, according to Mr. Berquist, would be to survey Lust Road. The drawings, prints, and plans would then need to be created. The Board advised Mr. Kahl that the Town could not authorize the survey work, or other work, until there is agreement on who will bear the cost of the project. Mr. Berquist suggested that, to get the project started quickly, perhaps the Town and Mr. Kahl could agree on an arrangement whereby Mr. Kahl deposits \$10,000 with the Town as a form of security, to assure that initial surveying and other planning costs are paid for. The Board agreed to discuss this in more detail later in the meeting at the Town Hall.

2. **2789 Town Hall Rd. driveway safety discussion.** There is some concern that the driver of a vehicle traveling north and turning into the driveway on the west side of Town Hall Road would not be able to see a fast-moving vehicle traveling south because of the terrain, and an accident could possibly occur. Mr. Berquist volunteered to have staff members conduct an on-site visit and determine if the driveway met DOT sightline requirements, and if necessary, make recommendations to the Town.
3. **2379 Town Hall Rd. (Springdale Town Hall)** at 2:12 p.m. Rosenbaum, Hefty, Schwenn, Berquist, Dahlk and Kahl returned to Town Hall to continue discussion. Joined by Admin/Clerk Arthur. Berquist reiterated that they will take measurements and report back regarding 2789 Town Hall.

MOTION (Schwenn/Hefty) to direct Town & Country Engineering to perform the research needed to ensure driveway is safe. 3 ayes, 0 nays, motion carried.

Discussion regarding Lust Rd.: Randy agreed to deposit \$10,000 with the Town as per the recommendation of Berquist so that T&C can begin the survey process so that an estimate can be drawn

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up and put out to bid. After bids are opened, we will know the cost to request an appropriate letter of credit amount (125% of project cost) from Kahl.

MOTION (Hefty/Schwenn) to proceed with “Part A,” (actual construction is “Part B”) which is to survey Lust Rd. in order to develop the bid specifications. A check for \$10,000 shall be deposited with the Town to cover the engineering costs. Additional monies to be deposited if account runs below \$5,000. 3 ayes, 0 nays, motion carried at 2:32 p.m.

Randy will come next Tuesday with the money. Board presented Kahl with sample letter to agree to cover Town legal fees for upgrade to Lust Rd. costs. Kahl agreed to discuss it with his attorney and respond within the requested 5 business days.

MOTION (Hefty/Schwenn) to approve letter to Kahl regarding the legal fees. 3 ayes, 0 nays.

BIL discussion – Brian Berquist detailed that these projects, because of the federal requirements DOT must follow, are 2-year projects start to dig. Additionally, DOT needs municipality to identify ROW all along project route; large time and legal expense due to requirement to own the ROW not just an easement for each property impacted. T&C can’t help fill out the application because then they couldn’t do the design work; so Dahlk and Arthur will need to work together with Michael at DOT if they need help filling out the application. Berquist left at 2:38.

MOTION (Rosenbaum/Hefty) to authorize Dahlk and Arthur to submit application for funding Town Hall Road mill and overlay resurfacing through the BIL. Deadline for application is June 3. 3 ayes, 0 nays, motion carried.

4. **Adjournment**

MOTION (Schwenn/Hefty) to adjourn at 2:57 p.m. 3 ayes, 0 nays.

Lust Rd. and Town Hall Rd. Driveway minutes taken by John Rosenbaum; remainder taken by Jackie Arthur.