

# **MEETING MINUTES**

# Tuesday, January 4, 2022, 7:30 P.M. Town Board Meeting

 CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE Chair Jim Pulvermacher called the meeting to order at 7:30 p.m.

Roll call shows Chair Pulvermacher and Supervisors Dave Laufenberg, Matt Wright, Art Meinholz, and Dan Dresen present.

Also present were Road Patrolman Darin Ripp, Clerk-Treasurer Dianah Fayas, Deputy Clerk-Treasurer Doreen Jackson, Brad Meinholz, Corey Wipperfurth, and Duane Acker.

Pledge of Allegiance was recited.

# 2. CONFIRMATION OF COMPLIANCE WITH OPEN MEETINGS LAW

The Clerk confirmed that the agenda was posted at town hall and on the Town website. The meeting is being recorded for use during the drafting of the meeting minutes.

#### 3. INFORMAL PUBLIC COMMENT TIME

Brad Meinholz asked the board for direction &/or assistance to determine if a business on Whippoorwill Road in the Town of Berry has been permitted by the Town of Berry or whether it is operating without authorization. There are an increasing number of large, heavy trucks driving through Martinsville to access Whippoorwill Road, which is not built to handle such high volume of heavy traffic. Mr. Meinholz will reach out to the Town of Berry again and was directed to inform the Town of Springfield if no response was received and Chairperson Pulvermacher would reach out to Chairperson Varda to learn more.

Duane Acker would like the Town to request a response from the town attorney to the most recent letter that was sent out to Springfield residents regarding the Whippoorwill cul de sac and Springfield's board of supervisors' election in April. Chairperson Pulvermacher informed Mr. Acker he had spoken to the attorney and won't respond to anonymous letters, but won't stop others from responding.

4. MINUTES OF PREVIOUS MEETING: December 21, 2021

Motion by Sup. Dresen, seconded by Sup. Meinholz to approve the minutes. Motion carried, 5-0.

## CHAIRPERSON'S REPORT

Mayor Brar was out of town and not available for a conversation; Chairperson Pulvermacher will follow up to discuss a number of things including the airport, and the Pheasant Branch right of way request from the City of Middleton. Chairperson Pulvermacher reported he received a number of calls about the recent anonymous, town-wide mailing.

6. OPERATOR'S LICENSE: KRISTIE HEINEMANN, MISSOURI TAVERN

Approved: Jan. 18, 2022

Motion by Sup. Laufenberg, seconded by Sup. Meinholz to approve the operator's license for Kristie Heinemann. Motion carried, 5-0.

7. UPDATE/AMEND TOWN ORDINANCE CH. 1: TOWN ORGANIZATION & ADMINISTRATION, RE: SUPERVISOR & COMMISSIONER PAY RATES PER 2022 ADOPTED BUDGET: \$65 SUPERVISORS & COMMISSIONERS, \$75 PC CHAIR, \$250/QTR. TOWN CHAIR

Motion by Sup. Dresen, seconded by Sup. Meinholz to amend the Town's Chapter 1 ordinance as noted on the agenda. Motion carried, 5-0.

8. TDR RULES & PROCEDURES SENDING AREA EXCEPTION(S)

The board heard a request to amend the TDR Rules and Procedures to allow a development right, aka split, to be sent from a farm in the Ag Transition area of town, located in the City of Middleton's extra territorial jurisdiction, which is expected to be annexed in the next few years. The ensuing discussion included impacts on the tax base, conservation easement requirements, cost of splits, and Town absorption of splits. It was noted the development right could still be utilized on the property, it just couldn't be transferred and used elsewhere. No action was taken to amend the TDR Rules and Procedures.

- 9. 4901-4981 PHEASANT BRANCH ROAD DEDICATED ROW VS. ACCESS EASEMENT REQUEST RE: ACKER FARM Chairperson Pulvermacher would like to talk to the mayor before the board takes action on the City's request and directed this be added to the next agenda under Old Business.
- 10. RECOMMENDATIONS OF PC FROM JAN. 3<sup>RD</sup>:
  - a. <u>CSM & REZONE: 5827 COUNTY HWY. P, CREATE 3 RESIDENTIAL LOTS & RESIZE/SEPARATE EXISTING</u>
    FARM HOUSE LOT
  - b. TDR RULES & PROCEDURES SENDING AREA EXCEPTION(S)

Sup. Laufenberg stepped off the board.

11. LIVESTOCK HARVEST FACILITY SITING GUIDELINES POLICY

Attorney Hazelbaker is still preparing the policy; it was not available for the meeting.

Sup. Laufenberg came back on the board.

- 12. OLD BUSINESS
  - a. AIR QUALITY TESTING & PURCHASE OF LEAD MONITORING EQUIP.
  - b. MIDDLETON MOREY AIRPORT UPDATE
  - c. JAR STORAGE ZONING VIOLATION

The Town's building inspector conducted an inspection and provided a report indicating electrical and structural issues. JAR is hiring a structural engineer to inspect and make recommendations to address the issues in the building inspector's report. Attorney Hazelbaker will be consulted regarding any liability to the Town for continued operations at the site.

Motion by Sup. Meinholz, seconded by Sup. Laufenberg to send the inspector's report, meeting packet Item 12c to Mark Hazelbaker for opinion on Town's liability now that structural issues are confirmed with some of the buildings. Can the Town continue to allow use? Motion carried, 5-0.

- d. BLIGHT
- e. OUTDOOR STORAGE VIOLATIONS

Attorney Hazelbaker recommended the Town consider joining a multi-jurisdictional municipal court for ordinance enforcement. Staff will research neighboring courts and add to the next agenda.

13. COMMITTEE REPORTS

Sup. Dresen: Nothing to report.

Sup. Meinholz: No report.

Sup. Wright: No report.

Sup. Laufenberg: Nothing to report.

Chairman Pulvermacher: No report.

#### 14. ROAD PATROLMAN'S REPORT

Patrolman Ripp was out plowing quite a bit recently due to snow fall and blowing snow.

### 15. CLERK/TREASURER'S REPORT AND CORRESPONDENCE

### 16. APPROVAL OF BILLS AS PRESENTED

Motion by Sup. Dresen, seconded by Sup. Meinholz to pay the bills. Motion carried, 5-0.

### 17. ADJOURN

Motion by Sup. Meinholz, seconded by Chairperson Pulvermacher to adjourn the meeting at 8:35 p.m. Motion carried, 5-0.